



LIMPOPO PROVINCE  
LIMPOPO PROVINSIE  
XIFUNDZANKULU XA LIMPOPO  
PROFENSE YA LIMPOPO  
VUNDU LA LIMPOPO  
IPHROVINSI YELIMPOPO

**Provincial Gazette • Provinsiale Koerant • Gazete ya Xifundzankulu  
Kuranta ya Profense • Gazethe ya Vundu**

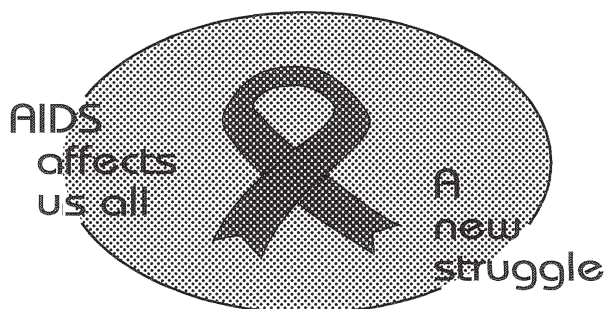
*(Registered as a newspaper) • (As 'n nuusblad geregistreer) • (Yi rhijistariwile tanihi Nyuziphepha)  
(E ngwadisits'we bjalo ka Kuranta) • (Yo redzhistariwa sa Nyusiphepha)*

**Vol: 30**

**POLOKWANE,**  
29 SEPTEMBER 2023  
29 SEPTEMBER 2023

**No: 3440**

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



**AIDS  
HELPLINE**

**0800 012 322**

DEPARTMENT OF HEALTH

**Prevention is the cure**

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

ISSN 1682-4563



9 771682 456003



0 3 4 4 0

**IMPORTANT NOTICE:**

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

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

**Contents**

<i>No.</i>		<i>Gazette No.</i>	<i>Page No.</i>
<b>GENERAL NOTICES • ALGEMENE KENNISGEWINGS</b>			
336	Thabazimbi Spatial Planning and Land Use Management By-law, 2015: Erf 81, situated in Mojuteng Township	3440	3
336	Thabazimbi Ruimtelike Beplanning en Grondgebruikbestuur Volgens-Wet, 2015: Erf 81, geleë in Mojuteng Township .....	3440	3
<b>PROCLAMATIONS • PROKLAMASIES</b>			
125	Modimolle-Mookgophong Spatial Planning and Land Use Management Bylaw, 2019: Proclamation of amendment scheme: Various properties .....	3440	4
<b>PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS</b>			
454	Musina Local Municipality Spatial Planning and Land-Use Management By-law, 2016: Portion 104 of Portion 98 of the Farm Messina 4-MT .....	3440	5
454	Musina Plaaslike Munisipaliteit Ruimtelike Beplanning en Grondgebruikbestuur Bywet, 2016: Gedeelte 104 van Gedeelte 98 van die Plaas Messina 4-MT .....	3440	6
459	Traditional and Khoi-San Leadership Act (3/2019): Recognise the persons below as Headmen: Manganyi Prince Bethuel .....	3440	7
459	Tradisionele en Khoi-San Leierskap Wet (3/2019): Herken die persone onderaan as Hoofmanne: Manganyi Prince Bethuel .....	3440	7
460	Thulamela Land Use Scheme, 2020: Erf 462 Thohoyandou-E Township .....	3440	10
461	Thulamela Land Use Scheme, 2020: Erf 323 Thohoyandou-Q Township .....	3440	11
<b>LOCAL AUTHORITY NOTICES • PLAASLIKE OWERHEIDS KENNISGEWINGS</b>			
696	Modimolle-Mookgophong Land Use Scheme, 2023: Various erven .....	3440	12
696	Modimolle-Mookgophong Land Use Scheme, 2023: Verskeie erwe .....	3440	12
697	Mogalakwena Municipality Land Use Management By-law, 2016: Erf 1243 Mahwelereng-B Township .....	3440	13
698	Local Government: Municipal Property Rates Act, 2004: Erratum: Correction of Local Authority Notice No. 670 of 2023 .....	3440	15
699	Constitution of the Republic of South Africa Act, 1996: Capricorn District Municipality: Air Quality Management By-Law .....	3440	16
700	Modimolle-Mookgophong Local Municipality: Notice of permanent street closure and partial cancellation of general plan and township .....	3440	35

**GENERAL NOTICES • ALGEMENE KENNISGEWINGS****GENERAL NOTICE 336 OF 2023****THABAZIMBI LAND USE SCHEME, 2014****AMENDMENT SCHEME NO: 111****NOTICE OF APPLICATION FOR REZONING IN TERMS OF SECTION 16(1) OF THABAZIMBI SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2015 READ TOGETHER WITH THE PROVISIONS OF SPATIAL PLANNING AND LAND USE MANAGEMENT ACT, 2013 (ACT 16 OF 2013).**

I, Muthivhi Thabelo of Afriplan Development Consultants, being the authorized agent of the owners of the property below hereby give notice for the application lodged in terms of section 16(1) of Thabazimbi Spatial Planning and Land Use Management By-law, 2015 read together with the provisions of Spatial Planning and Land Use Management Act, 2013 (Act 16 of 2013) to rezone erf 81 situated in Mojuteng Township from "Residential 1" to "Residential 4" for the establishment of Residential Buildings. Particulars of the application will lie for inspection during normal office hours at the office of the Municipal Manager, Thabazimbi Municipality, 7 Rietbok Street, Thabazimbi for the period of 28 days from the first day of the notice. Objections and/or comments or representation in respect of the application must be lodged with or made in writing to the Municipal Manager at the above address or at Thabazimbi Local Municipality, Private Bag X530, Thabazimbi, 0380 within 28 days from the date of first publication. Address of the applicant: 4 Block I, Mmehane, Thabazimbi 0380; cellphone: 079 473 7531; Email: [afriplan.consultants@gmail.com](mailto:afriplan.consultants@gmail.com). *Dates of Publications: 22-09-2023 and 29-09-2023*

22-29

**ALGEMENE KENNISGEWING 336 VAN 2023****THABAZIMBI GRONDGEBRUIKSKEMA, 2014****WYSIGINGSKEMANOMMER: 111****KENNISGEWING VAN AANSOEK OM HERSONERING INGEVOLGE ARTIKEL 16(1) VAN THABAZIMBI RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUUR VOLGENS-WET, 2015 SAAMGELEES MET DIE BEPALINGS VAN DIE WET OP RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUUR, 2013 (WET 16 VAN 2013).**

Ek, Muthivhi Thabelo van Afriplan Development Consultants, synde die gemagtigde agent van die eienaars van die eiendom hieronder gee hiermee kennis vir die aansoek ingedien intern van artikel 16(1) van Thabazimbi Ruimtelike Beplanning en Grondgebruikbestuur Volgens-Wet, 2015 saamgelees met die bepalings van die Wet op Ruimtelike Beplanning en Grondgebruikbestuur, 2013 (Wet 16 van 2013) om erf 81 gelee in Mojuteng Township van "Residensieel 1" na "Residensieel 4" te hersoneer vir die oprigting van residensieel Geboue. Besonderhede van die aansoek le te insae gedurende gewone kantoorure by die Munisipale Bestuurder, Thabazimbi Munisipaliteit, Rietbokstraat 7, Thabazimbi vir 'n tydperk van 28 dae vanaf die eerste dag van die kennisgewing. Besware en/of kommentaar of vertoe ten opsigte van die aansoek moet binne 28 dae vanaf die datum van eerste publikasie by of skriftelik by die Munisipale Bestuurder by bogenoemde adres of by Thabazimbi Plaaslike Munisipaliteit, Privaatsak X530, Thabazimbi 0380 ingedien of gerig word. Adres van die applicant: 4 Block I, Mmehane, Thabazimbi 0380; loopfoon: 079 473 7531; e-pos: [afriplan.consultants@gmail.com](mailto:afriplan.consultants@gmail.com). Datums van publikasies: 22-09-2023 and 29-09-2023

22-29

**PROCLAMATIONS • PROKLAMASIES****PROCLAMATION NOTICE 125 OF 2023****MODIMOLLE-MOOKGOPHONG LOCAL MUNICIPALITY  
PROCLAMATION OF AMENDMENT SCHEME**

A notice is hereby given that the Modimolle-Mookgophong Local Municipality's Authorized Official has in terms of Section 59 of Modimolle-Mookgophong Spatial Planning and Land Use Management Bylaw, 2019, approved the amendment of the Modimolle Land Use Management Scheme, 2004, for the following property:

Erf 2/223 Nylstroom Township from "Residential 1" to "Residential 3", which will be known as Amendment Scheme MMLM 071 and Annexure 0071.

Erf R/1139 Nylstroom Extension 2 from "Special" to "Business 1", which will be known as Amendment Scheme MMLM 072 and Annexure 0072.

The Amendment Scheme is filed with the Director: Strategic Planning and Economic Development at the Municipal Building, O.R. Tambo Square, Harry Gwala Street, Modimolle 0510 and is open for inspection at all reasonable times.

The listed Amendment Scheme will come into operation on the date of publication thereof.

MR. B. THOBELA, MUNICIPAL MANAGER

MODIMOLLE-MOOKGOPHONG LOCAL MUNICIPALITY

4 AUGUST 2023

**PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS****PROVINCIAL NOTICE 454 OF 2023****MUSINA LOCAL MUNICIPALITY : NOTICE OF A REZONING APPLICATION IN TERMS OF  
SECTION 35 OF THE MUSINA LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE  
MANAGEMENT BY-LAW, 2016**

We, Hannes Lerm & Associates, being the authorised agent of the owner of Portion 98 of the Farm Messina 4 – MT, hereby give notice, in terms of the provisions of Section 35 of the Musina Local Municipality Spatial Planning and Land-Use Management By-law, 2016, that we have applied to the Musina Local Municipality to rezone the newly created Portion 104 of Portion 98 of the Farm Messina 4 – MT from “Institution” to “Residential 1” to develop dwelling units.

Particulars of the application will lie for inspection during normal office hours at the Town Planning Office, 21 Irwin Street, Musina Local Municipality for the period of 28 working days from the 22<sup>nd</sup> of September 2023.

Objections to or representation in respect of the application must be lodged with or made in writing to the Municipal Manager on the above-mentioned address or at Private Bag X 611, Musina, 0900 within 28 days from the 22<sup>nd</sup> of September 2023.

**Address of applicant:** 9 Rhodesdrift Street, Hampton Court, Bendor P.O. Box 2231, Polokwane 0700

**Date on which first notice will be published:** 22<sup>nd</sup> of September 2023

22–29

**PROVINSIALE KENNISGEWING 454 VAN 2023****KENNISGEWING AAN MUSINA PLAASLIKE MUNISIPALITEIT VAN 'N AANSOEK OM  
HERSONERING IN TERME VAN AFDELING 35 VAN DIE MUSINA PLAASLIKE MUNISIPALITEIT  
SE RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUUR BYWET, 2016**

Ons, Hannes Lerm & Medewerkers, die gemagtigde agent van die eienaar van gedeelte 98 van die Plaas Messina 4 – MT, gee hiermee kennis, in terme van die bepalings van Artikel 35 van die Musina Plaaslike Munisipaliteit Ruimtelike Beplanning en Grondgebruikbestuur Bywet, 2016, dat ons by die Musina Plaaslike Munisipaliteit aansoek gedoen het om die nuutgeskepte Gedeelte 104 van Gedeelte 98 van die Plaas Messina 4 – MT te hersoneer vanaf “Inrigting” na “Residensieel 1” om wooneenhede te ontwikkel.

Besonderhede van die aansoek sal gedurende normale kantoorure by die Musina Plaaslike Munisipaliteit se Stadsbeplanningskantoor, Irwinstraat 21, vir inspeksie lê, vir die periode van 28 werksdae vanaf 22<sup>nd</sup> September 2023.

Besware teen of verteenwoordiging ten opsigte van die aansoek moet skriftelik by die munisipale bestuurder ingedien of skriftelik op bogenoemde adres of by Private Bag X 611, Musina, 0900 binne 28 dae vanaf 22<sup>nd</sup> September 2023.

**Adres van die aansoeker:** Rhodesdrift Street 9, Hampton Court, Bendor P.O Box 2231, Polokwane 0700

**Datum waarop eerste kennisgewing gepubliseer sal word:** 22<sup>nd</sup> September 2023

22–29

## PROVINCIAL NOTICE 459 OF 2023

## LIMPOPO PROVINCIAL ADMINISTRATION

## OFFICE OF THE PREMIER

## NOTICE BY THE PREMIER OF LIMPOPO

## TRADITIONAL AND KHOI-SAN LEADERSHIP ACT, 2019 (ACT NO. 3 OF 2019)

I, Chupu Stanley Mathabatha:

(i) hereby recognise the **persons below** as **Headmen** in terms of section 8(3)(a) of the Traditional and Khoi-San Leadership Act, 2019 (Act No. 3 of 2019):

NAME	IDENTITY NUMBER	VILLAGE	TRADITIONAL COMMUNITY	EFFECTIVE DATE
Manganyi Prince Bethuel	860603 5447 081	Jimmy Jones	Mavambe	2023-09-04

2023-09-04

DATED AT POLOKWANE THIS \_\_\_\_\_



CHUPU STANLEY MATHABATHA  
PREMIER: LIMPOPO

## PROVINSIALE KENNISGEWING 459 VAN 2023

## LIMPOPO PROVINSIALE ADMINISTRASIE

## KANTOOR VAN DIE PREMIER

## KENNISGEWING DEUR DIE PREMIER VAN LIMPOPO

## TRADISIONELE EN KHOI-SAN LEIERSKAP WET, 2019 (WET NOM. 3 VAN 2019)

Ek, Chupu Stanley Mathabatha:

(i) Herken hiermee die persone onderaan as Hoofmanne in terme van deel 8(3)(a) van die Tradisionele en Khoi-San Leierskap Wet, 2019 (Wet Nom. 3 van 2019):

NAAM	IDENTITEITS NOMME	DORPS GEBIED	TRADISIONELE GEMEENSKAP	EFFEKTIEWE DATUM
Manganyi Prince Bethuel	860603 5447 081	Jimmy Jones	Mavambe	2023-09-04

GEDATEER TE POLOKWANE OP HIERDIE \_\_\_\_\_

CHUPU STANLEY MATHABATHA  
PREMIER: LIMPOPO



**TAOLO YA PROFENSE YA LIMPOPO  
OFISI YA TONAKGOLO  
TSEBIŠO KA TONAKGOLO YA LIMPOPO  
MOLAO WA BOETAPELE BJA SETŠO LE MAKHOISANE WA 2019 (MOLAO WA 3 WA 2019)**

Nna, Chupu Stanley Mathabatha:

(i) ke tseba batho ba ka mo fase bjalo ka mantona go ya ka karolo ya 8 (3)(a) ya Molao wa Boetapele bja Setšo le Makhoisane wa 2019, (Molao wa 3 wa 2019):

LEINA	NOMORO YA BOITSEBISO	MOTSE	SETSHABA SA SETSO	LATSATSI LA GO THOMA
Manganyi Prince Bethuel	860603 5447 081	Jimmy Jones	Mavambe	2023-09-04

E SAENNWE POLOKWANE KA \_\_\_\_\_

**CHUPU STANLEY MATHABATHA  
TONAKGOLO: LIMPOPO**

**MFUMO WA XIFUNDZANKULU XA LIMPOPO  
HOFISI YA PHIRIMIYA  
XITIVISO HI PHIRIMIYA WA LIMPOPO  
NAWU WA VURHANGERI BYA KHOI-SAN NA NDHAVUKO WA 2019 (NAWU WA 3 WA 2019)**

Mina, Chupu Stanley Mathabatha:

(i) ndzi laha ku tivisa vanhu lava nga laha hansi tanihi Tindhuna hi ku landza xiyenge xa 8(3)(a) xa Nawu wa Vurhangeri bya Khoi-San na Ndhavuko wa 2019 (Nawu wa 3 wa 2019):

VITO	NOMBORO YA PASI	MUGANGA	MFUMO XIVONGO	SIKU RO SUNGULA
Manganyi Prince Bethuel	860603 5447 081	Jimmy Jones	Mavambe	2023-09-04

SIKUHATILIWILE E POLOKWANE HI \_\_\_\_\_

**CHUPU STANLEY MATHABATHA  
PHIRIMIYA: LIMPOPO**



**NDAULO YA VUNDU LA LIMPOPO  
OFISI YA MULANGAVUNDU  
NDIVHADZO NGA MULANGAVUNDU WA LIMPOPO  
MULAYO WA VHURANGAPHANDA HA ZWA SIALALA NA KHOI-SAN, 2019 (MULAYO WA  
NO. YA 3 WA 2019)**

Nne, Chupu Stanley Mathabatha:

(i) zwi tshi ya nga khethekanyo ya 8(3)(a) ya Mulayo wa Vhurangaphanda ha zwa Sialala na Khoi-San wa 2019 (Mulayo wa No. 3 wa 2019) ndi khou divhadza uri vathu vha tevhelaho ndi magota:

DZINA	NOMBORO NDAULA	MUVHUNDU	TSHITSHAVHA TSHA SIALALA	DUVHA LA U THOMA U SHUMA
Manganyi Prince Bethuel	860603 5447 081	Jimmy Jones	Mavambe	2023-09-04

**YO SAINIWA POLOKWANE NGA LA \_\_\_\_\_**

**CHUPU STANLEY MATHABATHA  
MULANGAVUNDU: LIMPOPO**

**UKULAWULWA KWESIFUNDA SELIMPOPO  
I-OFISI KANDUNAKULU  
ISAZISO NGONDUNAKULU WELIMPOPO  
UMTHETHO WENDABUKO NOBURHOLI BAMAKHOYISANI, WEE-2019 (UMTHETHO  
WESI-3 WEE-2019)**

Mina, Chupu Stanley Mathabatha:

(i) ngithanda ukwamukela abantu abangenzasi njengeNduna zemBaji/iiNduna zeNgubo ngokuya ngokwesigaba 8(3) (a) somThetho weNdabuko nobuRholi bamaKhoyisani, wee-2019 (umThetho wesi-3 wee-2019):

IGAMA	INOMBORO KAMAZISI	INDAWO	IGAMA LOMPHAKATHI	HUSUKELA NGALELI LANGA
Manganyi Prince Bethuel	860603 5447 081	Jimmy Jones	Mavambe	2023-09-04

**SITLIKITLELWE EPOLOKWANE NGALELILANG \_\_\_\_\_**

**CHUPU STANLEY MATHABATHA  
UNDUNAKULU: ELIMPOPO**

## PROVINCIAL NOTICE 460 OF 2023

**THULAMELA LOCAL MUNICIPALITY, AMENDMENT SCHEME NO: 019/2023**  
**NOTIFICATION OF SUBMISSION OF LAND DEVELOPMENT APPLICATION BY REMOVAL OF RESTRICTIVE CONDITION AND**  
**AMENDMENT OF THE THULAMELA LAND USE SCHEME ON ERF 2694 THOHoyANDOU-J TOWNSHIP FROM RESIDENTIAL 1 TO**  
**RESIDENTIAL 2 FOR THE PURPOSE OF STUDENT ACCOMMODATION**

We, **Urban pride and Architecture** being the authorized agent of **Erf 462 Thohoyandou-E Township** hereby give a notice that I have lodged an application for removal of restrictive condition and amendment of the Thulamela Land Use Scheme, 2020 by rezoning the subject property from "Residential-1" to "Residential 2" for purpose of Student Accommodations in terms of section 63(2) and 62(1) of the Thulamela spatial planning and land use management by laws 2016, read together with the provision of the spatial planning and land use management act 16 of 2013 (SPLUMA)

The relevant plan(s), document(s) and information will be available for inspection at the office of the Senior Manager: Planning and Development, Thulamela local Municipality, first floor, Thohoyandou for a period of 30 days from the **29<sup>th</sup> September 2023**, any objection or representation pertaining to the above land development applications must be submitted in writing to the Municipal Manager, P.O. Box 5066, Thohoyandou, 0950 before the expiry of the 30 day period or go to the offices of the Thulamela municipality during office hours from 07:45 to 16:30.

**Address of the applicant: Mudau Ramaano Lucky | P.O Box 1345, Phangami |0904 | Cell: (076) 025 8778 | Email:**  
[mudauplanner@gmail.com](mailto:mudauplanner@gmail.com) 29-6

**MASIPALA WAPO WA THULAMELA: AMENDMENT SCHEME NO: 019/2023**  
**NDIVHADZO YA KHUMBELO YO ITWAHO YA MVELAPHANDA YA U BVISA NYILEDZO I THIVHELAKHO KUSHUMISELE KWA MAVU NA U**  
**SHANDUKISA KUSHUMISELE KWA MAVU A DIVHEAHO SA ERF 2694 THOHoyANDOU-J TOWNSHIP UBVA KHA RESIDENTIAL-1 UYA**  
**KHA RESIDENTIAL-2**

Rine Vha, **Urban pride and Architecture** ndo imela mune wa Mavu a divheaho sa **Erf 462 Thohoyandou-E Township** ndi khou divhadza nga ha khumbelo yo itwaho ya u Bvisa nyiledzo i thivhelaho kushumisele kwa mavu na u shandukisa kushumisele kwa mavu o bulwaho afho nthu, u bva kha "Residential 1" uya kha "Residential 2" hu u itela u fhatiwa ha phera dza u dzula matshudeni hu tshi khou shumiswa khethekanyo ya 63(2) na 62(1) ya Thulamela Spatial Planning and Land Use Management By-Law 2016, I vheaho khatihhi na mulayo wa Spatial Planning and Land Use Management Act, 16 of 2013 (SPLUMA).

Pulane na manwalo a yelanaho na khumbelo yo bulwaho afho nthu zwi do wanala kha ofisi ya mulanguli muhulwane wa: vhupulani na mveledziso, kha luta lwa u thoma kha masipala wa Thulamela, Thohoyandou lwa tshifhinga tshi swikaho maduvha a Furaru (30) u bva nga duvha la vhu **29<sup>th</sup> Kubvumedzi 2023**, arali vha na mbilaelo malugana na khumbelo iyi vha nga nwalela mulanguli wa masipala wa Thulamela hu sa athu u fhela maduvha a furaru (30) kha diresi itevhelaho: P.O. Box 5066, Thohoyandou, 0950 kana vha ise marumelwa ofisini ya zwa vhupulani nga tshifhinga tsha mushumo:

**Diresi ya dzhendedzi lire mulayoni: Mudau Ramaano Lucky | P.O Box 1345, Phangami |0904 | Cell: (076) 025 8778 | Email:**  
[mudauplanner@gmail.com](mailto:mudauplanner@gmail.com) 29-6

## PROVINCIAL NOTICE 461 OF 2023

## THULAMELA LOCAL MUNICIPALITY, AMENDMENT SCHEME NO: 020/2023

**NOTIFICATION OF SUBMISSION OF LAND DEVELOPMENT APPLICATION BY AMENDMENT OF THE THULAMELA LAND USE SCHEME AND RELAXATION OF BUILDING LINE ON ERF 323 THOHoyANDOU-Q TOWNSHIP FROM RESIDENTIAL 1 TO RESIDENTIAL 2 FOR THE PURPOSE OF STUDENT ACCOMMODATION**

We, **Urban pride and Architecture** being the authorized agent of **Erf 323 Thohoyandou-Q Township** hereby give a notice that we have lodged an application for amendment of the Thulamela Land Use Scheme, 2020 by rezoning the subject property from "Residential-1" to "Residential 2" for purpose of Student Accommodations in terms of section 63(2) of the Thulamela spatial planning and land use management by laws 2016 and relaxation of building line in terms of clause 41 of Thulamela land use scheme, 2020, read together with the provision of the spatial planning and land use management act 16 of 2013 (SPLUMA)

The relevant plan(s), document(s) and information will be available for inspection at the office of the Senior Manager: Planning and Development, Thulamela local Municipality, first floor, Thohoyandou for a period of 30 days from the **29<sup>th</sup> September 2023**, any objection or representation pertaining to the above land development applications must be submitted in writing to the Municipal Manager, P.O. Box 5066, Thohoyandou, 0950 before the expiry of the 30 day period or go to the offices of the Thulamela municipality during office hours from 07:45 to 16:30.

**Address of the applicant: Mudau Ramaano Lucky | P.O Box 1345, Phangami | 0904 | Cell: (076) 025 8778 | Email: [mudauplanner@gmail.com](mailto:mudauplanner@gmail.com)** 29-6

## MASIPALA WAPO WA THULAMELA: AMENDMENT SCHEME NO: 016/2023

**NDIVHADZO YA KHUMBELO YO ITWAHO YA MVELAPHANDA YA U BVISA NYILEDZO I THIVHELAHO KUSHUMISELE KWA MAVU NA U SHANDUKISA KUSHUMISELE KWA MAVU A DIVHEAHO SA ERF 2694 THOHoyANDOU-J TOWNSHIP UBVA KHA RESIDENTIAL-1 UYA KHA RESIDENTIAL-2**

Rine Vha, **Urban pride and Architecture** ndo imela mune wa Mavu a divheaho sa **Erf 323 Thohoyandou-Q Township** ndi khou divhadza nga ha khumbelo ya u shandukisa kushumisele kwa mavu o bulwaho afho nthu, u bva kha "Residential 1" uya kha "Residential 2" na u relax building line ho shumisiwa tshitenwa tsha vhu 41 of Thulamela land use scheme, 2020, hu u itela u fhathiwa ha phera dza u dzula matshudeni hu tshi khou shumiswa khethekanyo ya 63(2) na 62(1) ya Thulamela Spatial Planning and Land Use Management By-Law 2016, I vhaleaho khathihi na mulayo wa Spatial Planning and Land Use Management Act, 16 of 2013 (SPLUMA).

Pulane na manwalo a yelanaho na khumbelo yo bulwaho afho nthu zwi do wanala kha ofisi ya mulanguli muhulwane wa: vhupulani na mveledziso, kha lula lwa u thoma kha masipala wa Thulamela, Thohoyandou lwa tshifhinga tshi swikaho maduvha a Furaru (30) u bva nga duvha la vhu **29<sup>th</sup> Khubvumedzi 2023**, arali vha na mbilaelo malugana na khumbelo iyi vha nga nwalala mulanguli wa masipala wa Thulamela hu sa athu u fhela maduvha a furaru (30) kha diresi itevhelaho: P.O. Box 5066, Thohoyandou, 0950 kana vha ise marumelwa ofisini ya zwa vhupulani nga tshifhinga tsha mushumo:

**Diresi ya dzhendedzi lire mulayoni: Mudau Ramaano Lucky | P.O Box 1345, Phangami | 0904 | Cell: (076) 025 8778 | Email: [mudauplanner@gmail.com](mailto:mudauplanner@gmail.com)** 29-6

**LOCAL AUTHORITY NOTICES • PLAASLIKE OWERHEIDS KENNISGEWINGS****LOCAL AUTHORITY NOTICE 696 OF 2023****MODIMOLLE-MOOKGOPHONG LOCAL MUNICIPALITY**

I, Nicola Ludik being the authorized agent for the registered owner of the following properties hereby give notice in terms of the Modimolle-Mookgophong SPLUMA By-Law 2019 that I have applied to the Modimolle-Mookgophong Local Municipality for the amendment of the Land Use Scheme in operation known as the Modimolle-Mookgophong Land Use Scheme, 2023 for the rezoning of the properties described below, situated within the jurisdiction of the Modimolle-Mookgophong Local Municipality as follows:

**Modimolle – Mookgophong Amendment Scheme MMLM 0101**

Erf 401 Naboomspruit Township situated at 16 Sixth Street, Naboomspruit Township, in the Modimolle-Mookgophong area of jurisdiction, from “Residential 1” to “Residential 2”, with a density of 41 units per hectare, which will result in 8 units on the property.

**Modimolle – Mookgophong Amendment Scheme MMLM 0102**

Erf 1171 Naboomspruit Township situated at 27 Fifth Street, Naboomspruit Township, in the Modimolle-Mookgophong area of jurisdiction, from “Residential 1” to “Residential 2”, with a density of 42 units per hectare, which will result in 16 units on the property.

Any objection, with the grounds therefore, shall be lodged with or made in writing to: The Divisional Manager: Town Planning, Ground Floor, Modimolle Municipal Building, or Private Bag X 1008, Modimolle, 0510, within 30 days of the publication of the advertisement in the Local Newspaper, viz 22 September 2023. Full particulars and plans may be inspected during normal office hours (08:00 – 13:00 and 13:45 – 15:00) at the above-mentioned office, for a period of 30 days after the publication of the advertisement in the Newspaper. Closing date for any objections: 23 October 2023. Applicant: Nikki Ludik, Alto Africa Planning & Development Consultants, P.O. Box 3007, Modimolle, 0510, Telephone: 076 606 6372

22–29

**PLAASLIKE OWERHEID KENNISGEWING 696 VAN 2023****MODIMOLLE-MOOKGOPHONG PLAASLIKE MUNISIPALITEIT**

Ek, Nicola Ludik, synde die gevolmagde agent van die geregistreerde eienaars van die volgende eiendomme, gee hiermee ingevolge die Modimolle-Mookgophong Land Use Management By-Law 2019, kennis dat ek by die Modimolle-Mookgophong Munisipaliteit aansoek gedoen het vir die wysiging van die Grondgebruikskema bekend as die Modimolle-Mookgophong Land Use Scheme, 2023 vir die hersonering van die eiendomme hieronder beskryf, geleë in die jurisdiksie van die Modimolle-Mookgophong Plaaslike Munisipaliteit as volg:

**Modimolle-Mookgophong Wysigingskema MMLM 0101**

Erf 401 Naboomspruit Dorp, geleë in Sesde Straat 16, Naboomspruit Dorp, in Modimolle-Mookgophong jursidiksie area, vanaf “Residensieel 1” na “Residensieel 2” met ‘n digtheid van 41 eenhede per hektaar wat tot gevolg sal hê dat 8 eenhede op die eiendom gebou sal kan word;

**Modimolle-Mookgophong Wysigingskema MMLM 0102**

Erf 1171 Naboomspruit Dorp, geleë by Vyfde Straat 27, Naboomspruit Dorp, in Modimolle-Mookgophong jursidiksie area, vanaf “Residensieel 1” na “Residensieel 2” met ‘n digtheid van 42 eenhede per hektaar wat tot gevolg sal hê dat 16 eenhede op die eiendom gebou sal kan word;

Enige beswaar, met die redes daarvoor, moet binne 30 dae na publikasie van die advertensie in die Koerant, nl 22 September 2023, skriftelik by of tot: die Divisie Bestuurder: Dorpsbeplanning, Grondvloer, Modimolle Munisipale Gebou, Privaatsak X 1008, Modimolle, 0510, ingedien of gerig word. Volledige besonderhede en planne kan gedurende gewone kantoorure (08:00 – 13:00 en 13:45 – 15:00) by bogenoemde kantoor besigtig word vir ‘n periode van 30 dae na publikasie van die kennisgewing in die Koerant. Sluitingsdatum vir enige besware: 23 Oktober 2023.

Applikant: Nikki Ludik, Alto Africa Planning & Development Consultants, Posbus 3007, Modimolle, 0510, Telefoon: 076 606 6372

22–29

**LOCAL AUTHORITY NOTICE 697 OF 2023****MOGALAKWENA MUNICIPALITY:****NOTICE IN TERMS OF SECTION 16(1)(f) OF THE MOGALAKWENA MUNICIPALITY LAND USE MANAGEMENT BY-LAW, 2016 OF AN APPLICATION FOR REZONING IN TERMS OF SECTION 16(1)(a) OF THE SAME BY-LAW.**

We, DAK Geomatics and Engineering Services Pty (Ltd) with registration number 2018/286029/07, being the authorized agent the owner(s) of Erf 1243 Mahwelereng-B Township, also known as house number 1243 Mahwelereng Zone 2, hereby give notice in terms of Section 16(1)(f) of the Mogalakwena Municipality Land Use Management By-law, 2016, that we have applied to the Mogalakwena Municipality for the rezoning in terms Section 16(1)(a) of the Mogalakwena Municipality Land Use Management By-law, 2016 of the property as described above from "Residential 1" to "Special" for the purpose of obtaining land use rights for Residential Buildings as defined in the Mogalakwena Land Use Scheme 2008 with the intension of building rooms for letting subject to development controls as contained in Annexure 118 of the same scheme filed at municipal offices.

Full particulars and plans (if any) may be inspected during normal office hours at the Municipal offices at the address as set below, for a period of 28 days from the date of first publication of the notice in the Provincial Gazette / local newspaper and on site.

Any objection(s) and/or comment(s), including the grounds for such objection(s) and/or comment(s) with full contact details, without which the Municipality cannot correspond with the person or body submitting the objection(s) and/or comment(s), shall be lodged with, or made in writing to office of the Manager Planning and Development services, Mogalakwena Municipality at PO Box 34, Mokopane, 0600 or Number 54 Retief Street, Mokopane within 28 days from Friday 22 September 2023 (*being the first date of the publication of the notice*).

**Address of Agent:** 1884 Phomolong Street Aluta Part Ext. 17, Mokopane, 0600 **Telephone No:** 076 390 5832 / 083 387 3314 (D.A. Khoza).

22-29

**MMASEPALA WA MOGALAKWENA:****TSEBIŠO GOYA KA KGAOLO YA 16(1)(f) YA MOLAWANA WA MMASEPALA WA DIPOLANE TŠA NAGA LE TSHEPIDIŠO YA TŠHOMIŠO YA NAGA WA 2016 MABAPI LE KGOPELO YA GO FETOLA TŠHOMIŠO YA SETENE GO YA LE KA KGAOLO YA 16(1)(a) YA MOLAO WOO GO BOLETŠWEGO KA ONA.**

Rena ba ga, DAK Geomatics and Engineering Services Pty (Ltd) ye engwaditšwego ka nomoro ya 2018/286029/07, re lego baemedi ba mong wa setene se se tsebegago byale ka Erf 1243 lekeišeng la Mahwelereng-B leo le tsebegago kudu byalo ka Mahwelereng Zone 2, re fana ka tsebišo go ya le ka Kgaolo ya 16(f) ya Molao wa Mmasepala wa Dipolane Tša Naga Le Tshepidišo Ya Tšhomišo Ya Naga wa 2016, gore mong setene seo go boletšwego ka sona o mo lenaneong la go fetola Tšhomišo ya setene sa gage go tloga go setene sa go dula ba lapa le tee to ya go setene sa go dula batho ba mmalwa go ba tšona dintlo tša go patelwa (rental). Sona se tlo bereka ka fase ga melawana yeo e lego ka gare ga pamiri yeo e beilwego byale ka Annexure 118 di offising tša Mmasepala wa rena wa Mogalakwena tša go bereka ka hlabologo ya naga.

Dipolane le di pampiri ka moka tša go hlalosa lenaneo le ka botlalo di ka hwetšagala di offising tša Mmasepala go lekolwa ge go hlokagala tshedimušo yeo e nepagetšeng goba yeo e tseneletšego dinako ka moka ka gare ga sebaka sa go lekana le matšatši a masome pedi seswai (28), go tloga ka tšatši la mathomo la go tsebiša ka lenaneo le.

Bao ba nago le di tletlebo goba diputšišo goba mabaka a kganetšo godimo ga lenaneo le la go fetola ga tšhomišo ya setene se go boletšwego ka sona ba ka ngwalela di offisi tša Mmasepala go PO Box 34, Mokopane, 0600, goba ba etelea di offisi tša Mmasepala go nomoro ya 54 tseleng ya Retief topong ya Mokopane, offising ya Moetapela wa tša hlabologo ya tshepidišo ya naga ka gare ga matšatši a masome pedi sewai (28) go tloga go tšaši la mathomo la go phatlalatšwa molaetša wa tsebišo e lego 22 September 2023. Moemedi wa mong setene a ka hwetšagala go dinomoro tše di latelago go araba

dipotšišo go bao ba hlokanng hlathollo yeo e tseneletšego godimo ga lenaneo leo go boletšwego ka lona la go fetola tšhomišo ya setene;

**Aterese:** 1884 Phomolong Street Aluta Part Ext. 17, Mokopane, 0600 **Nomoro ya sellathekeng:** 076 390 5832 / 083 387 3314 (D.A. Khoza).

22–29

## LOCAL AUTHORITY NOTICE 698 OF 2023

*Blouberg Municipality*

P.O. Box 1593  
SENWABARWANA 0790  
Tel: No.: 015 505 7100  
Fax: No.: 015 505 0568 / 0296  
E-mail: [info@blouberg.gov.za](mailto:info@blouberg.gov.za)

31<sup>ST</sup> AUGUST 2023

## ERRATUM

## CORRECTION OF LOCAL AUTHORITY NOTICE NO.670 OF 2023

Notice is hereby given in terms of section 14(1) and (2) of the Local Government: Municipal Property Rates Act, 2004; that at its meeting of 29<sup>th</sup> / May /2023, the Council resolved by way of council resolution number C(156)2022/2023, to levy the rates on property reflected in the schedule below with effect from 1 July 2023

Category of property	Cent amount in the Rand rate determined for the relevant property category: 2023 FINANCIAL YEAR	CORRECTED TARIFFS  2023 FINANCIAL YEAR
d. Public Service purposes	0.001908	0.0466
h. Farm property used for agricultural	0.0163	0.00237
v. Communal owned property	0.001908	0.0115

Full details of the Council resolution and rebates, reductions and exemptions 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.municipality.gov.za](http://www.municipality.gov.za)) and public libraries within the municipality's jurisdiction.

.....  
RAMOTHWALA R.J.  
MUNICIPAL MANAGER



**LOCAL AUTHORITY NOTICE 699 OF 2023****CAPRICORN DISTRICT MUNICIPALITY****AIR QUALITY MANAGEMENT BY-LAW**

CAPRICORN DISTRICT MUNICIPALITY acting in terms of section 156(2) of the Constitution of the Republic of South Africa Act, 1996 has made the air quality management By-law here-under.

**PREAMBLE**

WHEREAS everyone has the constitutional right to have the environment protected, for the benefit of present and future generations, through reasonable legislative and other measures that-

- (a) prevent pollution and ecological degradation;
- (b) promote conservation;
- (c) secure ecologically sustainable development and use of natural resource while promoting justifiable economic and social development.

**TABLE OF CONTENTS****CHAPTER 1****INTERPRETATION AND FUNDAMENTAL PRINCIPLES**

- 1. Definitions
- 2. Objectives
- 3. Application of by-law

**CHAPTER 2****DUTY OF CARE**

- 4. Reasonable measures to prevent air pollution

**CHAPTER 3****AIR POLLUTION CONTROL ZONES**

- 5. Declaration of air pollution control zone

**CHAPTER 4****CONTROLLED EMITTERS AND DUST EMISSIONS**

- 6. Controlled emitters
- 7. Dust emissions
- 8. Dust fallout monitoring
- 9. Measures for the control of dust
- 10. Ambient air quality monitoring for PM10

**CHAPTER 5****EMISSIONS CAUSED BY OPEN BURNING AND BURNING OF MATERIALS**

- 11. Emissions caused by open burning
- 12. Emissions caused by burning of rubber and other materials

**CHAPTER 6****LISTED ACTIVITIES**

- 13. Licensing of listed activities
- 14. Application for atmospheric emission licenses

**CHAPTER 9****OFFENCES AND PENALTIES**

- 15. Offences and Penalties
- 16. Admission of guilt fines

**CHAPTER 10****GENERAL MATTERS**

- 17. Compliance monitoring
- 18. Enforcement
- 19. Co-operation between municipalities
- 20. Appeals
- 21. Exemption
- 22. Short title
- 23. Commencement

**SCHEDULES TO THE BY-LAW**

Schedule 1: List of offences and penalties

Schedule 2: Application form for authorization to operate or install a small boiler

**CHAPTER 1****Interpretations and fundamental principles****1. Definitions**

In this By-law, unless the context indicates otherwise-

**“adverse effect”** means any actual or potential impact on the environment that impair the environment or any aspect of it to an extent that is more than trivial or insignificant.

**“air pollutant”** includes dust, smoke, fumes and gas that has caused or may cause air pollution.

**“air pollution”** means any change in the composition of the air caused by smoke, soot, dust(including fly ash), cinders, solid particles of any kind, gases, fumes, aerosols and odorous substances.

**“air pollution control zone”** means the geographical area to which chapter 4 of this By- law is declared to apply.

**“AQA”** means the National Environmental Management: Air Quality Act, 2004 (Act no.39 of 2004).

**“air quality management plan”** means a plan referred to in section 15 of the AQA.

**“air quality officer”** means the air quality officer designated as such in terms of section 14(3) of the AQA.

**“ambient air”** means the ambient air as defined in section 1 of the AQA.

**“asphalt plant”** means a plant that produces asphalt for road, driveway or pathway surfacing by mixing aggregate, bitumen and other additives to produce hot mixed asphalt and/or warm mix asphalt.

**“atmospheric emission”** means any emission or entrainment process emanating from a point, non point or mobile sources that result in air pollution.

**“authorized person”** means an employee of the Municipality appointed to enforce its By-Laws and in possession of an appointment card issued by the Municipality attesting thereto.

**“best practicable environmental option”** means the option that provides the most benefit, or causes the least damage to the environment as a whole, at a cost acceptable to society in the long term as well as in the short term.

**“controlled emitter”** means any appliance or activity declared as a controlled emitter in terms of Section 23 of the AQA.

**“dust”** means any solid matter in a fine or disintegrated form which is capable of being dispersed or suspended in the atmosphere.

**“dustfall”** means the deposition of dust.

**“dwelling”** means any building or structure, or part of a building or structure, used as a dwelling and any outbuildings ancillary to it.

**“environment”** has the meaning assigned to it in section 1 of the NEMA.

**“industrial area”** means any area classified for industrial use as per the local town planning scheme

**“municipality”** means Capricorn District Municipality.

**“non-residential area”** means any area not classified for residential use as per the local town planning scheme.

**“open burning”** means the combustion of material by burning without a chimney to vent the emitted products of combustion to the atmosphere, and burning in the open has a corresponding meaning.

**“operator”** means a person who owns or manages an undertaking, or who controls an operation or process, which emits air pollutants.

**“person”** means a natural person or a juristic person.

**“premises”** includes-

- (a) any building or other structure;
- (b) any adjoining land occupied or used in connection with any activities carried on in that building or structure;

(c) any vacant land.

**“small boiler”** means any boiler with a design capacity equal to 10MW but less than 50MW net heat input, capable of burning biomass, solid, liquid and/ or gaseous fuels or a combination thereof, where:

$$\text{NHI} = M_f \times \text{NCV} / (3.6 \times 10^6)$$

Where: NHI refers to the Net Heat Input expressed in MW;

$M_f$  refers to the Mass flow rate of the fuel expressed in kg/hour;

NCV refers to the Net Calorific Value of the fuel expressed in kJ/kg;

With:

$$\text{NCV} = \text{GCV} - 2442 \times (\text{H}_2\text{O in fuel} + 9 \times \text{H}_2 \text{ in fuel})$$

Where:

GCV refers to the Gross Calorific Value expressed in kJ/kg (Air dried basis for solid fuels);

$\text{H}_2\text{O}$  in fuel refers to the Total moisture in the fuel, expressed as a Mass fraction (As fired condition);

$\text{H}_2$  in fuel refers to the Total hydrogen in the fuel including hydrocarbons, expressed as a Mass fraction (Obtained from the ultimate analysis of the fuel);

**“residential area”** means any area classified for residential use in terms of the local town planning scheme.

**“smoke”** means the gases, particulate matter and products of combustion emitted into the atmosphere when material is burned or subjected to heat and includes soot, grit and gritty particles.

**“specialist study”** means any scientifically based study relating to air quality conducted by an expert or recognized specialist of appropriate qualifications and competency in the discipline of air quality management.

**“temporary asphalt plant”** means an asphalt plant that is used for the sole purpose of supplying asphalt for a specific road paving contract not exceeding a period of 24 months.

**“the NEMA”** means the National Environmental Management Act, 1998 (Act no.107 of 1998).

## 2. Objectives

(1) The objectives of this By-law are to-

- (a) give effect to the right contained in section 24 of the Constitution in order to enhance the quality of the ambient air for the sake of securing an environment that is not harmful to the health and well-being of people;
- (b) provide, in conjunction with any other applicable law, an effective legal and administrative framework, within which the municipality can manage and regulate activities that have the potential to adversely impact the environment, public health and well-being; and
- (c) secure ecologically sustainable development while promoting justifiable economic and social development.

(2) Any person exercising a power under this By-law must exercise such a power in order to give effect to the objectives as set out in subsection (1) above.

### 3. Application

This By-law is applicable within the area of jurisdiction of the municipality.

## CHAPTER 2

### DUTY OF CARE

#### 4. Reasonable measures to prevent air pollution

- (1) Any person who is wholly or partially responsible for causing air pollution or creating a risk of pollution occurring must take all reasonable measures including the best practicable environmental option-

- (a) to prevent any potential significant air pollution from occurring; and
- (b) to mitigate and, as far as reasonably possible, remedy any significant air pollution that has occurred.

- (2) The municipality may direct any person who fails to take measures required under subsection (1) to-

- (a) investigate, evaluate and assess the impact of specific activities and report thereon;
- (b) take specific reasonable measures before a given date;
- (c) diligently continue with those measures; and
- (d) complete them before a reasonable time or date specified by the municipality

provided that prior to such directive the authorised person must give such person adequate notice and direct him or her to inform the authorised person of his or her relevant interests, and the authorised person may consult with any other organ of state to ensure compliance with this By-law.

- (3) Should a person fail to comply, or inadequately comply with a directive under subsection (2), the municipality may take reasonable measures to remedy the situation or apply to a competent court for appropriate relief, which may include a fine or imprisonment or both.

- (4) The authorized person may, if a person fails to carry out the measures referred to in subsection (1), recover all reasonable costs incurred as a result of him or her acting under subsection (3) from any or all of the following persons:

- (a) any person who is or was responsible for, or who directly or indirectly contributed to the air pollution or the potential air pollution;
- (b) the owner or occupier of the land at the time when the air pollution or the potential air pollution occurred;
- (c) any person who deliberately or negligently failed to prevent the
  - i. activity or the process being performed or undertaken; or
  - ii. situation from coming about.

- (5) No person may-
  - (a) unlawfully and intentionally or negligently commit any act or omission which causes or is likely to cause air pollution; or
  - (b) refuse to comply with a directive issued under subsection (2).
- (6) Any person who fails to comply with subsection (5) above commits an offence.

### **CHAPTER 3**

#### **AIR POLLUTION CONTROL ZONES**

##### **5. Declaration of air pollution control zone**

- (1) The whole area within the jurisdiction of the municipality is hereby declared an air pollution control zone.

### **CHAPTER 4**

#### **CONTROLLED EMITTERS AND DUST EMISSIONS**

##### **6. Controlled emitters**

- (1) Small boilers and temporary asphalt plants are hereby declared as controlled emitters.
- (2) No person shall install, alter, replace or operates any controlled emitter on any premises without the prior written authorization of the municipality.
- (3) The controlled emitters must comply with the standards and conditions established in terms of section 24 of the AQA.
- (4) Any person who installs, alters, replace or operates a controlled emitter without a written authorization from the municipality is guilty of an offence.
- (5) An existing small boiler must comply with this section within six (6) months from the date of promulgation of this By-law in the Provincial Gazette.

##### **7. Dust Emissions**

- (1) Any person who conducts any activity in such a way as to give rise to dust in quantities and concentrations that may exceed the dust fall standards established in terms of section 32 of the AQA must, upon receipt of a notice from the air quality officer, implement a dustfall monitoring program and submit a dust monitoring report.
- (2) A dustfall monitoring report contemplated in (1) must provide-

- (a) Information on the location of samples, including coordinates reference on a topographic map and the proximity of the samples to residential and non-residential areas;
  - (b) Classification of the area where samples were taken from;
  - (c) Meteorological data of the sampling area;
  - (d) Any other data that might influence the results; and
  - (e) The dustfall monitoring results.
- (3) Any person who has exceeded the dustfall standards must within three months after submission of the dust monitoring report, develop a dust management plan.
- (4) A dust management plan contemplated in (3) must-
- (a) Identify all possible sources of dust within the affected areas, and detail best practicable measures to be undertaken to control dust.
- (5) Failure to implement a dustfall monitoring program and submit the report to the air quality officer is an offence.

#### **8. Dustfall monitoring**

- (1) An air quality officer may require any person to undertake a dust fallout monitoring programme if-
- (a) the air quality officer suspects that the person has exceeded the dustfall standards established in terms of section 32 of AQA; or
  - (b) the activity being undertaken by the person requires a fugitive emission management plan in terms of a notice published in terms of section 21 of the AQA.
- (2) A dust fallout monitoring programme must include-
- (a) the implementation of the best practicable measures to control dust;
  - (b) a compliance or non-compliance report with the standards to the satisfaction of the air quality officer.

#### **9. Measures for the control of dust**

- (1) Any person who has exceeded the dustfall standards must, within three months after submission of the dust fallout monitoring report, develop and submit a dust management plan to the air quality officer for approval.
- (2) A dust management plan contemplated in section 9(1) must be implemented within a month of the date of approval.



- (3) An implementation progress report must be submitted to the air quality officer at agreed time intervals.
- (4) Any person who fails to comply with section 9 above commits an offence.

#### **10. Ambient air quality monitoring for PM<sub>10</sub>**

- (1) An air quality officer may require any person to undertake continuous ambient air quality monitoring for PM<sub>10</sub>, if the dust fallout monitoring programme indicates non-compliance with the dust fallout standards.
- (2) Failure to undertake continuous ambient air quality monitoring for PM<sub>10</sub> after receiving a notice from the air quality officer is an offence.

### **CHAPTER 5**

#### **EMISSIONS CAUSED BY OPEN BURNING AND BURNING OF MATERIALS**

#### **11. Open burning**

- (1) Subject to subsection(4), any person who intends to carry out open burning of any material on any land or premises, must apply for prior written authorization of such open burning to the municipality.
- (2) The municipality may, in the written authorization referred to in subsection (1), impose conditions with which the person requesting authorization, must comply.
- (3) The municipality may not authorize open burning referred to in subsection (1) unless it is satisfied that the following requirements have been adequately addressed or fulfilled:
  - (a) the material will be open burned on the land from which it originated;
  - (b) that the person requesting authorization has investigated and assessed the impact the open burning will have on the environment to the satisfaction of the municipality;
  - (c) that the person requesting authorization has notified in writing the owners of and occupiers of all adjacent properties of-
    - (i) all known details of the proposed open burning; and
    - (ii) the right of owners and occupiers of adjacent properties to lodge written objections to the proposed open burning with the municipality within seven days of being notified.
  - (d) a warning under section 10(1)(b) of the National Veld and Forest Act, 1998 (Act no.101 of 1998) has not been published for the region.
  - (e) the land on which that person intends to open burn the material is state land, a farm or small holding, or land within a proclaimed township that is not utilised for residential purposes;
  - (f) the open burning is conducted 100 metres from any building or structures; and

- (g) the open burning will not pose a potential hazard to human health or safety, private property or the environment.
- (4) The provision of this section shall not apply to-
  - (a) recreational outdoor barbecue or braai activities.
  - (b) small controlled fires for the purposes of cooking and other domestic purposes; or
  - (c) any other defined area or defined activity to which the municipality has declared this section not to apply.
- (5) Any person who conducts open burning without prior written authorisation is guilty of an offence.

## **12. Emissions caused by burning of tyres, rubber and other materials**

- (1) No person may without authorisation in writing by the municipality-
  - (a) carry out or permit the burning of tyres or rubber or other synthetically coated, covered or insulated products and electronic or other equipment on any land or premises;
- (2) The municipality may take whatever steps it considers necessary in order to remedy the harm caused by the burning referred to in paragraph (a), and prevent any occurrence of it, and may recover the reasonable costs incurred from the person responsible for causing such harm.
- (3) Any person who carry out or permit the burning of tyres or rubber or other synthetically coated, covered or insulated products and electronic or other equipment on any land or premises is guilty of an offence.

## **CHAPTER 6**

### **LISTED ACTIVITIES**

## **13. Licensing of listed activities**

- (1) The municipality is the licensing authority for activities listed in terms of section 21 of the AQA.
- (2) No person shall undertake a listed activity, as published in terms of section 21 of the AQA without being in possession of an atmospheric emission license issued by the municipality.

## **14. Application for an atmospheric emission license**

- (1) An application for an atmospheric emission license must be-
  - (a) Online through the South African Atmospheric Emission Licensing and Inventory Portal;
  - (b) accompanied by documents or information as may be required by the municipality;

- (c) accompanied by the prescribed processing fee.
- (2) Before considering an application made in terms of subsection (2), the municipality may require the applicant to furnish additional information such as, but not limited to, a specialist air quality impact study and/or proof of public participation.
- (3) Any person<sub>s</sub> who undertakes a listed activity without an atmospheric emission license is guilty of an offence.
- (4) Any person who contravenes or fails to comply with a condition or requirement of an atmospheric emission license is guilty of an offence.

## **CHAPTER 7**

### **OFFENCES AND PENALTIES**

#### **15. Offences and penalties**

- (1) Any person who contravenes any provision of this By-law commits an offence and shall, upon conviction, be liable to a fine not exceeding five thousand rand, or imprisonment not exceeding 30-days, or to both such fine and such imprisonment, or to such imprisonment without the option of a fine, and in the case of a successive or continuing offence, to a fine for everyday that such an offense continues, or in default of payment thereof, to imprisonment not exceeding 30-days.
- (2) It is an offence to:-
  - (a) supply false information to an authorised person in respect of any issue pertaining to this By-law;
  - (b) refuse to cooperate with the request of an authorised person made in terms of this By-law.
  - (c) fail to comply with a notice, directive or instruction referred to in this By-law.

#### **16. Admission of guilt fines**

The municipality may impose admission of guilt fines for offences listed in Schedule 1 of this By-law.

## **CHAPTER 8**

### **GENERAL MATTERS**

#### **17. Compliance monitoring**

- (1) For the purposes of compliance monitoring, the designated authorised person must exercise the powers as set out in sections 31G to 31L of the NEMA;
- (2) The authorised person may request from any polluter that significantly contributes or is likely to contribute to poor air quality to conduct ambient, point or non-point source

monitoring and any other air quality related study by a recognised and competent third party, at the cost of the polluter.

#### **18. Enforcement**

- (1) The authorised person must take all lawful, necessary and reasonable practicable measures to enforce the provisions of this By-law.
- (2) The municipality may develop enforcement procedures which should take into consideration any national or provincial enforcement procedures.

#### **19. Co-operation between municipalities**

- (1) In an effort to achieve optimal service delivery in terms of this By-law, the municipality may enter into any written agreements with the local municipalities with which legislative and executive powers are shared, in respect of the following-
  - (a) the practical arrangements with regard to the execution of the provisions of this By-law;
  - (b) any other matter regarded necessary by the parties to achieve optimal service delivery in terms of this By-law.

#### **20. Appeals**

- (1) Any person may appeal against a decision taken by the authorised person under this By-law by submitting in writing an appeal in accordance with the provisions of section 62 of the Local Government: Municipal Systems Act, 2000 (Act no.32 of 2000).

#### **21. Exemptions**

- (1) Any person may, in writing apply for exemption from the application of this By-law to the municipality.
- (2) An application in terms of subsection (1) must be accompanied by substantive reasons.
- (3) Capricorn District Municipality may require an applicant applying for exemption to take appropriate steps to bring the application to the attention of relevant interested and affected persons and the public.
- (4) The steps contemplated in subsection (3) must include the publication of a notice in at least two newspapers circulating within the jurisdiction of the municipality-
  - (a) giving reasons for the application; and
  - (b) containing such other particulars concerning the application as the air quality officer may require.
- (5) The municipality may-
  - (a) from time to time review any exemption granted in terms of this section, and may impose such conditions as it may determine; and

- (b) on good grounds withdraw any exemption.
- (6) The municipality may not grant an exemption under subsection (1) until he or she has-
  - (a) taken reasonable measures to ensure that all persons whose rights may be significantly or detrimentally affected by the granting of the exemption, including adjacent land owners or occupiers, are aware of the application for exemption and how to obtain a copy of it;
  - (b) provided such persons with a reasonable opportunity to object to the application; and
  - (c) duly considered and taken into account any objections raised.

## **22. Short title**

Capricorn District Municipality: Air Quality Management By-law

## **23. Commencement**

These By-laws shall commence from date of promulgation in the Provincial Gazette.

**Schedule 1****SCHEDULE OF OFFENCES AND FINES**

<b>Offence</b>	<b>Section in the By-law</b>	<b>Maximum fine in Rands</b>
Installation of an appliance and/or operation of an activity that is declared as a controlled emitter without written authorization of the municipality	Section 6(4)	5000
Alteration or replacement of the controlled emitter without written authorization of the municipality	Section 6(4)	1000
Failure to implement a dustfall monitoring program	Section 7(4)	5000
Failure to submit a dust monitoring program	Section 9(4)	500
Operation of a listed activity without an atmospheric emission license	Section 14(3)	5000
Unavailability of a copy of the atmospheric emission license at the premises where a listed activity is undertaken	Section 14(4)	500
Failure to comply with a condition or requirement of an atmospheric emission license	Section 14(4)	5000
Failure to submit monthly and quarterly reports	Section 14(4)	1500
Failure to submit an annual report	Section 14(4)	5000
Failure to submit a report stating the efficiency and availability of the pollution abatement appliance to the licensing authority.	Section 14(4)	500
Failure to inform the municipality of abnormal conditions which may detrimentally impact on the environment within 24 hours	Section 14(4)	1000
Failure to keep a complaints register	Section 14(4)	500
Open burning	Section 11(5)	1500
Burning of tyre, rubber or other material	Section 12 (3)	1500

**SCHEDULE 2****Application Form to Operate Small Boiler (Section 6)****Name of Enterprise:** \_\_\_\_\_

Declaration of accuracy of information provided:

I, \_\_\_\_\_, declare that the information provided in this application is in all respect factually true and correct.

Signed at \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_

\_\_\_\_\_  
**SIGNATURE**\_\_\_\_\_  
**CAPACITY OF SIGNATORY**

I, \_\_\_\_\_ owner/occupier of the land/property known as \_\_\_\_\_ (Registered name) within the municipality's jurisdiction hereby apply for permission to operate a small boiler on the said property.



**1. Enterprise details**

Enterprise name	
Trading as	
Postal Address	
Telephone number(general)	
Fax number(general)	
Industry type	
Land use zoning as per town planning scheme	
Landuse rights if outside town planning scheme	

**2. Contact details**

Name of responsible person	
Telephone Number	
Cell Phone Number	
Fax Number	
Email address	

**3. Product name and model of the small boiler**

Product name	Product model	Serial number

**4. Raw materials used**

Raw material used	Maximum permitted consumption rate(volume)	Design consumption rate	Actual consumption rate	Units (quantity/period)

**5. Energy used**

Energy source	Sulphur content of fuel (%) if applicable	Ash content of fuel (%) if applicable	Maximum permitted consumption rate(volume)	Design consumption rate	Actual consumption rate	Units (quantity/period)

**SCHEDULE 3****Application Form to operate a temporary asphalt plant (Section 6)****Name of Enterprise:** \_\_\_\_\_

Declaration of accuracy of information provided:

I, \_\_\_\_\_, declare that the information provided in this application is in all respect factually true and correct.

Signed at \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_

\_\_\_\_\_  
**SIGNATURE**\_\_\_\_\_  
**CAPACITY OF SIGNATORY**

I, \_\_\_\_\_ owner/occupier of the land/property known as \_\_\_\_\_ (Registered name) within the municipality's jurisdiction hereby apply for permission to operate a small boiler on the said property.

**1. Enterprise details**

Enterprise name	
Trading as	
Postal Address	
Telephone number(general)	
Fax number(general)	
Industry type	
Land use zoning as per town planning scheme	
Land use rights if outside town planning scheme	

**2. Contact details**

Name of responsible person	
Telephone Number	
Cell Phone Number	
Fax Number	
Email address	

**3. Product name and model of the small boiler**

Serial number	Product name	Product model	Capacity

**4. Energy used**

Energy source	Sulphur content of fuel (%) if applicable	Ash content of fuel (%) if applicable	Design consumption rate	Actual consumption rate	Units (quantity/period)

**5. Point source parameters**

Unique stack ID	Point source name	Height of release above ground	Height of nearby building	Diameter at stack tip/vent exit (m)	Actual gas exit temperature	Actual gas volumetric flow	Actual gas exit velocity

**6. Point source emissions**

Unique stack ID	Pollutant name	Daily average averages			Emission hours	Type of emission (Continuous/intermittent)

**LOCAL AUTHORITY NOTICE 700 OF 2023**  
**LOCAL AUTHORITY NOTICE 57/7/2023**  
**MODIMOLLE-MOOKGOPHONG LOCAL MUNICIPALITY**  
**NOTICE OF PERMANENT STREET CLOSURE AND**  
**PARTIAL CANCELLATION OF GENERAL PLAN AND TOWNSHIP**

The Modimolle-Mookgophong Local Municipality hereby declares that it, in terms of the provisions of Sections 67 of Ordinance 17 of 1939 closed the following public areas which vests in the Municipality:

1. First Avenue in Nylstroom Extension 14 Township, which closed street is known as Erf 3328 Nylstroom Extension 14, in extent 6663 square meters, as shown on SG Diagram No. 778/2022 and held by Certificate of Registered Title T13773/1989.
2. Ehsaan Street in Nylstroom Extension 14 Township, which closed street is known as Erf 3329 Nylstroom Extension 14, in extent 3594 square meters, as shown on SG Diagram No. 779/2022 and held by Certificate of Registered Title T13773/1989.
3. Salaamat Street in Nylstroom Extension 14 Township, which closed street is known as Erf 3330 Nylstroom Extension 14, in extent 3678 square meters, as shown on SG Diagram No. 780/2022 and held by Certificate of Registered Title T13773/1989.
4. Mogra Street in Nylstroom Extension 14 Township, which closed street is known as Erf 3331 Nylstroom Extension 14, in extent 2969 square meters, as shown on SG Diagram No. 781/2022 and held by Certificate of Registered Title T13773/1989.
5. Masnoon Street in Nylstroom Extension 14 Township, which closed street is known as Erf 3332 Nylstroom Extension 14, in extent 3540 square meters, as shown on SG Diagram No. 782/2022 and held by Certificate of Registered Title T13773/1989.

Furthermore, notice is hereby given that the Municipality has approved the partial cancellation of the following general plan:

General Plan Number	Township Name
S.G. No A7335/87	Nylstroom Extension 14 Township

This partially cancelled section of the township will cease to exist as a township.

The partially cancelled section of the township will be known as Portion 226 (A Portion of Portion 135) of the Farm Nylstroom Town & Townlands 419, Registration Division K.R. Limpopo Province, in extent 9,9175 hectares, as shown on SG Diagram No. 783/2022 and held by Certificate of Registered Title T13773/1989.

The following conditions are imposed:

1. That the Deeds Office be informed of the partial cancellation through this notice.

**NTOAMPE BEN THOBELA**  
**MUNICIPAL MANAGER**  
**MODIMOLLE-MOOKGOPHONG LOCAL MUNICIPALITY**  
**NOTICE NO 57/7/2023**

# Closing times for **ORDINARY WEEKLY** **2023** **LIMPOPO PROVINCIAL GAZETTE**

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

- **29 December**, Thursday for the issue of Friday **06 January 2023**
- **06 January**, Friday for the issue of Friday **13 January 2023**
- **13 January**, Friday for the issue of Friday **20 January 2023**
- **20 January**, Friday for the issue of Friday **27 January 2023**
- **27 January**, Friday for the issue of Friday **03 February 2023**
- **03 February**, Friday for the issue of Friday **10 February 2023**
- **10 February**, Friday for the issue of Friday **17 February 2023**
- **17 February**, Friday for the issue of Friday **24 February 2023**
- **24 February**, Friday for the issue of Friday **03 March 2023**
- **03 March**, Friday for the issue of Friday **10 March 2023**
- **10 March**, Friday for the issue of Friday **17 March 2023**
- **16 March**, Thursday for the issue of Friday **24 March 2023**
- **24 March**, Friday for the issue of Friday **31 March 2023**
- **31 March**, Friday for the issue of Friday **07 April 2023**
- **05 April**, Wednesday for the issue of Friday **14 April 2023**
- **14 April**, Friday for the issue of Friday **21 April 2023**
- **20 April**, Thursday for the issue of Friday **28 April 2023**
- **26 April**, Wednesday for the issue of Friday **05 May 2023**
- **05 May**, Friday for the issue of Friday **12 May 2023**
- **12 May**, Friday for the issue of Friday **19 May 2023**
- **19 May**, Friday for the issue of Friday **26 May 2023**
- **26 May**, Friday for the issue of Friday **02 June 2023**
- **02 June**, Friday for the issue of Friday **09 June 2023**
- **09 June**, Friday for the issue of Friday **16 June 2023**
- **15 June**, Thursday for the issue of Friday **23 June 2023**
- **23 June**, Friday for the issue of Friday **30 June 2023**
- **30 June**, Friday for the issue of Friday **07 July 2023**
- **07 July**, Friday for the issue of Friday **14 July 2023**
- **14 July**, Friday for the issue of Friday **21 July 2023**
- **21 July**, Friday for the issue of Friday **28 July 2023**
- **28 July**, Friday for the issue of Friday **04 August 2023**
- **03 August**, Thursday for the issue of Friday **11 August 2023**
- **11 August**, Friday for the issue of Friday **18 August 2023**
- **18 August**, Friday for the issue of Friday **25 August 2023**
- **25 August**, Friday for the issue of Friday **01 September 2023**
- **01 September**, Friday for the issue of Friday **08 September 2023**
- **08 September**, Friday for the issue of Friday **15 September 2023**
- **15 September**, Friday for the issue of Friday **22 September 2023**
- **21 September**, Thursday for the issue of Friday **29 September 2023**
- **29 September**, Friday for the issue of Friday **06 October 2023**
- **06 October**, Friday for the issue of Friday **13 October 2023**
- **13 October**, Friday for the issue of Friday **20 October 2023**
- **20 October**, Friday for the issue of Friday **27 October 2023**
- **27 October**, Friday for the issue of Friday **03 November 2023**
- **03 November**, Friday for the issue of Friday **10 November 2023**
- **10 November**, Friday for the issue of Friday **17 November 2023**
- **17 November**, Friday for the issue of Friday **24 November 2023**
- **24 November**, Friday for the issue of Friday **01 December 2023**
- **01 December**, Friday for the issue of Friday **08 December 2023**
- **08 December**, Friday for the issue of Friday **15 December 2023**
- **15 December**, Friday for the issue of Friday **22 December 2023**
- **20 December**, Wednesday for the issue of Friday **29 December 2023**

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  
Publications: Tel: (012) 748 6053, 748 6061, 748 6065

Also available at **The Provincial Administration: Limpopo Province**, Private Bag X9483, Office of the Premier, 26 Bodenstein Street, Polokwane, 0699. Tel. (015) 291-3910