



# **NORTH WEST NOORDWES**

## **PROVINCIAL GAZETTE PROVINSIALE KOERANT**

**Vol. 261**

**MAHIKENG**  
23 OCTOBER 2018  
23 OKTOBER 2018

**No. 7946**

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



**Prevention is the cure**

**AIDS  
HELPLINE**

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DEPARTMENT OF HEALTH

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# Closing times for **ORDINARY WEEKLY** **2018** **NORTHWEST PROVINCIAL GAZETTE**

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

- **20 December 2017**, Wednesday for the issue of Tuesday **02 January 2018**
- **02 January**, Tuesday for the issue of Tuesday **09 January 2018**
- **09 January**, Tuesday for the issue of Tuesday **16 January 2018**
- **16 January**, Tuesday for the issue of Tuesday **23 January 2018**
- **23 January**, Tuesday for the issue of Tuesday **30 January 2018**
- **30 January**, Tuesday for the issue of Tuesday **06 February 2018**
- **06 February**, Tuesday for the issue of Tuesday **13 February 2018**
- **13 February**, Tuesday for the issue of Tuesday **20 February 2018**
- **20 February**, Tuesday for the issue of Tuesday **27 February 2018**
- **27 February**, Tuesday for the issue of Tuesday **06 March 2018**
- **06 March**, Tuesday for the issue of Tuesday **13 March 2018**
- **13 March**, Tuesday for the issue of Tuesday **20 March 2018**
- **19 March**, Monday for the issue of Tuesday **27 March 2018**
- **23 March**, Friday for the issue of Tuesday **03 April 2018**
- **03 April**, Friday for the issue of Tuesday **10 April 2018**
- **10 April**, Tuesday for the issue of Tuesday **17 April 2018**
- **17 April**, Tuesday for the issue of Tuesday **24 April 2018**
- **23 April**, Tuesday for the issue of Tuesday **01 May 2018**
- **30 April**, Monday for the issue of Tuesday **08 May 2018**
- **08 May**, Tuesday for the issue of Tuesday **15 May 2018**
- **15 May**, Tuesday for the issue of Tuesday **22 May 2018**
- **22 May**, Tuesday for the issue of Tuesday **29 May 2018**
- **29 May**, Tuesday for the issue of Tuesday **05 June 2018**
- **05 June**, Tuesday for the issue of Tuesday **12 June 2018**
- **12 June**, Tuesday for the issue of Tuesday **19 June 2018**
- **19 June**, Tuesday for the issue of Tuesday **26 June 2018**
- **26 June**, Tuesday for the issue of Tuesday **03 July 2018**
- **03 July**, Tuesday for the issue of Tuesday **10 July 2018**
- **10 July**, Tuesday for the issue of Tuesday **17 July 2018**
- **17 July**, Tuesday for the issue of Tuesday **24 July 2018**
- **24 July**, Tuesday, for the issue Tuesday **31 July 2018**
- **31 July**, Tuesday, for the issue of Tuesday **07 August 2018**
- **06 August**, Monday, for the issue of Tuesday **14 August 2018**
- **14 August**, Tuesday, for the issue of Tuesday **21 August 2018**
- **21 August**, Tuesday, for the issue of Tuesday **28 August 2018**
- **28 August**, Tuesday, for the issue of Tuesday **04 September 2018**
- **04 September**, Tuesday, for the issue of Tuesday **11 September 2018**
- **11 September**, Tuesday, for the issue of Tuesday **18 September 2018**
- **17 September**, Monday, for the issue of Tuesday **25 September 2018**
- **25 September**, Tuesday, for the issue of Tuesday **02 October 2018**
- **02 October**, Tuesday, for the issue of Tuesday **09 October 2018**
- **09 October**, Tuesday, for the issue of Tuesday **16 October 2018**
- **16 October**, Tuesday, for the issue of Tuesday **23 October 2018**
- **23 October**, Tuesday, for the issue of Tuesday **30 October 2018**
- **30 October**, Tuesday, for the issue of Tuesday **06 November 2018**
- **06 November**, Tuesday, for the issue of Tuesday **13 November 2018**
- **13 November**, Tuesday, for the issue of Tuesday **20 November 2018**
- **20 November**, Tuesday, for the issue of Tuesday **27 November 2018**
- **27 November**, Tuesday, for the issue of Tuesday **04 December 2018**
- **04 December**, Tuesday, for the issue of Tuesday **11 December 2018**
- **10 December**, Monday, for the issue of Tuesday **18 December 2018**
- **18 December**, Tuesday, for the issue of Tuesday **25 December 2018**

# LIST OF TARIFF RATES

## FOR PUBLICATION OF NOTICES

**COMMENCEMENT: 1 APRIL 2018**

### NATIONAL AND PROVINCIAL

Notice sizes for National, Provincial & Tender gazettes 1/4, 2/4, 3/4, 4/4 per page. Notices submitted will be charged at R1008.80 per full page, pro-rated based on the above categories.

Pricing for National, Provincial - Variable Priced Notices		
Notice Type	Page Space	New Price (R)
Ordinary National, Provincial	1/4 - Quarter Page	252.20
Ordinary National, Provincial	2/4 - Half Page	504.40
Ordinary National, Provincial	3/4 - Three Quarter Page	756.60
Ordinary National, Provincial	4/4 - Full Page	1008.80

### EXTRA-ORDINARY

All Extra-ordinary National and Provincial gazette notices are non-standard notices and attract a variable price based on the number of pages submitted.

The pricing structure for National and Provincial notices which are submitted as **Extra ordinary submissions** will be charged at **R3026.32** per page.

## GOVERNMENT PRINTING WORKS - BUSINESS RULES

The **Government Printing Works (GPW)** has established rules for submitting notices in line with its electronic notice processing system, which requires the use of electronic *Adobe Forms*. Please ensure that you adhere to these guidelines when completing and submitting your notice submission.

### CLOSING TIMES FOR ACCEPTANCE OF NOTICES

1. The *Government Gazette* and *Government Tender Bulletin* are weekly publications that are published on Fridays and the closing time for the acceptance of notices is strictly applied according to the scheduled time for each gazette.
2. Please refer to the Submission Notice Deadline schedule in the table below. This schedule is also published online on the Government Printing works website [www.gpwonline.co.za](http://www.gpwonline.co.za)

All re-submissions will be subject to the standard cut-off times.

**All notices received after the closing time will be rejected.**

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
National Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Regulation Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Petrol Price Gazette	Monthly	Tuesday before 1st Wednesday of the month	One day before publication	1 working day prior to publication
Road Carrier Permits	Weekly	Friday	Thursday 15h00 for next Friday	3 working days prior to publication
Unclaimed Monies (Justice, Labour or Lawyers)	January / September 2 per year	Last Friday	One week before publication	3 working days prior to publication
Parliament (Acts, White Paper, Green Paper)	As required	Any day of the week	None	3 working days prior to publication
Manuals	Bi- Monthly	2nd and last Thursday of the month	One week before publication	3 working days prior to publication
State of Budget (National Treasury)	Monthly	30th or last Friday of the month	One week before publication	3 working days prior to publication
<i>Extraordinary Gazettes</i>	As required	Any day of the week	<i>Before 10h00 on publication date</i>	<i>Before 10h00 on publication date</i>
Legal Gazettes A, B and C	Weekly	Friday	One week before publication	Tuesday, 15h00 - 3 working days prior to publication
Tender Bulletin	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Gauteng	Weekly	Wednesday	Two weeks before publication	3 days <b>after</b> submission deadline
Eastern Cape	Weekly	Monday	One week before publication	3 working days prior to publication
Northern Cape	Weekly	Monday	One week before publication	3 working days prior to publication
North West	Weekly	Tuesday	One week before publication	3 working days prior to publication
KwaZulu-Natal	Weekly	Thursday	One week before publication	3 working days prior to publication
Limpopo	Weekly	Friday	One week before publication	3 working days prior to publication
Mpumalanga	Weekly	Friday	One week before publication	3 working days prior to publication

### GOVERNMENT PRINTING WORKS - BUSINESS RULES

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
Gauteng Liquor License Gazette	Monthly	Wednesday before the First Friday of the month	Two weeks before publication	3 working days <b>after</b> submission deadline
Northern Cape Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days <b>after</b> submission deadline
National Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days <b>after</b> submission deadline
Mpumalanga Liquor License Gazette	Bi-Monthly	Second & Fourth Friday	One week before publication	3 working days prior to publication

### EXTRAORDINARY GAZETTES

3. *Extraordinary Gazettes* can have only one publication date. If multiple publications of an *Extraordinary Gazette* are required, a separate Z95/Z95Prov *Adobe* Forms for each publication date must be submitted.

### NOTICE SUBMISSION PROCESS

4. Download the latest *Adobe* form, for the relevant notice to be placed, from the **Government Printing Works** website [www.gpwonline.co.za](http://www.gpwonline.co.za).
5. The *Adobe* form needs to be completed electronically using *Adobe Acrobat / Acrobat Reader*. Only electronically completed *Adobe* forms will be accepted. No printed, handwritten and/or scanned *Adobe* forms will be accepted.
6. The completed electronic *Adobe* form has to be submitted via email to [submit.egazette@gpw.gov.za](mailto:submit.egazette@gpw.gov.za). The form needs to be submitted in its original electronic *Adobe* format to enable the system to extract the completed information from the form for placement in the publication.
7. Every notice submitted **must** be accompanied by an official **GPW** quotation. This must be obtained from the *eGazette* Contact Centre.
8. Each notice submission should be sent as a single email. The email **must** contain **all documentation relating to a particular notice submission**.
  - 8.1. Each of the following documents must be attached to the email as a separate attachment:
    - 8.1.1. An electronically completed *Adobe* form, specific to the type of notice that is to be placed.
      - 8.1.1.1. For National *Government Gazette* or *Provincial Gazette* notices, the notices must be accompanied by an electronic Z95 or Z95Prov *Adobe* form
      - 8.1.1.2. The notice content (body copy) **MUST** be a separate attachment.
    - 8.1.2. A copy of the official **Government Printing Works** quotation you received for your notice. (*Please see Quotation section below for further details*)
    - 8.1.3. A valid and legible Proof of Payment / Purchase Order: **Government Printing Works** account customer must include a copy of their Purchase Order. **Non-Government Printing Works** account customer needs to submit the proof of payment for the notice
    - 8.1.4. Where separate notice content is applicable (Z95, Z95 Prov and TForm 3, it should **also** be attached as a separate attachment. (*Please see the Copy Section below, for the specifications*).
    - 8.1.5. Any additional notice information if applicable.



## GOVERNMENT PRINTING WORKS - BUSINESS RULES

9. The electronic *Adobe* form will be taken as the primary source for the notice information to be published. Instructions that are on the email body or covering letter that contradicts the notice form content will not be considered. The information submitted on the electronic *Adobe* form will be published as-is.
10. To avoid duplicated publication of the same notice and double billing, Please submit your notice **ONLY ONCE**.
11. Notices brought to **GPW** by "walk-in" customers on electronic media can only be submitted in *Adobe* electronic form format. All "walk-in" customers with notices that are not on electronic *Adobe* forms will be routed to the Contact Centre where they will be assisted to complete the forms in the required format.
12. Should a customer submit a bulk submission of hard copy notices delivered by a messenger on behalf of any organisation e.g. newspaper publisher, the messenger will be referred back to the sender as the submission does not adhere to the submission rules.

### QUOTATIONS

13. Quotations are valid until the next tariff change.
  - 13.1. **Take note:** **GPW's** annual tariff increase takes place on **1 April** therefore any quotations issued, accepted and submitted for publication up to **31 March** will keep the old tariff. For notices to be published from 1 April, a quotation must be obtained from **GPW** with the new tariffs. Where a tariff increase is implemented during the year, **GPW** endeavours to provide customers with 30 days' notice of such changes.
14. Each quotation has a unique number.
15. Form Content notices must be emailed to the e*Gazette* Contact Centre for a quotation.
  - 15.1. The *Adobe* form supplied is uploaded by the Contact Centre Agent and the system automatically calculates the cost of your notice based on the layout/format of the content supplied.
  - 15.2. It is critical that these *Adobe* Forms are completed correctly and adhere to the guidelines as stipulated by **GPW**.
16. **APPLICABLE ONLY TO GPW ACCOUNT HOLDERS:**
  - 16.1. **GPW** Account Customers must provide a valid **GPW** account number to obtain a quotation.
  - 16.2. Accounts for **GPW** account customers **must** be active with sufficient credit to transact with **GPW** to submit notices.
    - 16.2.1. If you are unsure about or need to resolve the status of your account, please contact the **GPW** Finance Department prior to submitting your notices. (If the account status is not resolved prior to submission of your notice, the notice will be failed during the process).
17. **APPLICABLE ONLY TO CASH CUSTOMERS:**
  - 17.1. Cash customers doing **bulk payments** must use a **single email address** in order to use the **same proof of payment** for submitting multiple notices.
18. The responsibility lies with you, the customer, to ensure that the payment made for your notice(s) to be published is sufficient to cover the cost of the notice(s).
19. Each quotation will be associated with one proof of payment / purchase order / cash receipt.
  - 19.1. This means that the quotation number can only be used once to make a payment.

**GOVERNMENT PRINTING WORKS - BUSINESS RULES****COPY (SEPARATE NOTICE CONTENT DOCUMENT)**

20. Where the copy is part of a separate attachment document for Z95, Z95Prov and TForm03
- 20.1. Copy of notices must be supplied in a separate document and may not constitute part of any covering letter, purchase order, proof of payment or other attached documents.
- The content document should contain only one notice. (You may include the different translations of the same notice in the same document).
- 20.2. The notice should be set on an A4 page, with margins and fonts set as follows:
- Page size = A4 Portrait with page margins: Top = 40mm, LH/RH = 16mm, Bottom = 40mm;  
Use font size: Arial or Helvetica 10pt with 11pt line spacing;
- Page size = A4 Landscape with page margins: Top = 16mm, LH/RH = 40mm, Bottom = 16mm;  
Use font size: Arial or Helvetica 10pt with 11pt line spacing;

**CANCELLATIONS**

21. Cancellation of notice submissions are accepted by **GPW** according to the deadlines stated in the table above in point 2. Non-compliance to these deadlines will result in your request being failed. Please pay special attention to the different deadlines for each gazette. Please note that any notices cancelled after the cancellation deadline will be published and charged at full cost.
22. Requests for cancellation must be sent by the original sender of the notice and must be accompanied by the relevant notice reference number (N-) in the email body.

**AMENDMENTS TO NOTICES**

23. With effect from 01 October 2015, **GPW** will not longer accept amendments to notices. The cancellation process will need to be followed according to the deadline and a new notice submitted thereafter for the next available publication date.

**REJECTIONS**

24. All notices not meeting the submission rules will be rejected to the customer to be corrected and resubmitted. Assistance will be available through the Contact Centre should help be required when completing the forms. (012-748 6200 or email [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za)). Reasons for rejections include the following:
- 24.1. Incorrectly completed forms and notices submitted in the wrong format, will be rejected.
- 24.2. Any notice submissions not on the correct *Adobe* electronic form, will be rejected.
- 24.3. Any notice submissions not accompanied by the proof of payment / purchase order will be rejected and the notice will not be processed.
- 24.4. Any submissions or re-submissions that miss the submission cut-off times will be rejected to the customer. The Notice needs to be re-submitted with a new publication date.



**GOVERNMENT PRINTING WORKS - BUSINESS RULES****APPROVAL OF NOTICES**

25. Any notices other than legal notices are subject to the approval of the Government Printer, who may refuse acceptance or further publication of any notice.
26. No amendments will be accepted in respect to separate notice content that was sent with a Z95 or Z95Prov notice submissions. The copy of notice in layout format (previously known as proof-out) is only provided where requested, for Advertiser to see the notice in final Gazette layout. Should they find that the information submitted was incorrect, they should request for a notice cancellation and resubmit the corrected notice, subject to standard submission deadlines. The cancellation is also subject to the stages in the publishing process, i.e. If cancellation is received when production (printing process) has commenced, then the notice cannot be cancelled.

**GOVERNMENT PRINTER INDEMNIFIED AGAINST LIABILITY**

27. The Government Printer will assume no liability in respect of—
  - 27.1. any delay in the publication of a notice or publication of such notice on any date other than that stipulated by the advertiser;
  - 27.2. erroneous classification of a notice, or the placement of such notice in any section or under any heading other than the section or heading stipulated by the advertiser;
  - 27.3. any editing, revision, omission, typographical errors or errors resulting from faint or indistinct copy.

**LIABILITY OF ADVERTISER**

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

**CUSTOMER INQUIRIES**

Many of our customers request immediate feedback/confirmation of notice placement in the gazette from our Contact Centre once they have submitted their notice – While **GPW** deems it one of their highest priorities and responsibilities to provide customers with this requested feedback and the best service at all times, we are only able to do so once we have started processing your notice submission.

**GPW** has a 2-working day turnaround time for processing notices received according to the business rules and deadline submissions.

Please keep this in mind when making inquiries about your notice submission at the Contact Centre.

29. Requests for information, quotations and inquiries must be sent to the Contact Centre **ONLY**.
30. Requests for Quotations (RFQs) should be received by the Contact Centre at least **2 working days** before the submission deadline for that specific publication.

## GOVERNMENT PRINTING WORKS - BUSINESS RULES

### PAYMENT OF COST

31. The Request for Quotation for placement of the notice should be sent to the Gazette Contact Centre as indicated above, prior to submission of notice for advertising.
32. Payment should then be made, or Purchase Order prepared based on the received quotation, prior to the submission of the notice for advertising as these documents i.e. proof of payment or Purchase order will be required as part of the notice submission, as indicated earlier.
33. Every proof of payment must have a valid **GPW** quotation number as a reference on the proof of payment document.
34. Where there is any doubt about the cost of publication of a notice, and in the case of copy, an enquiry, accompanied by the relevant copy, should be addressed to the Gazette Contact Centre, **Government Printing Works**, Private Bag X85, Pretoria, 0001 email: [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za) before publication.
35. Overpayment resulting from miscalculation on the part of the advertiser of the cost of publication of a notice will not be refunded, unless the advertiser furnishes adequate reasons why such miscalculation occurred. In the event of underpayments, the difference will be recovered from the advertiser, and future notice(s) will not be published until such time as the full cost of such publication has been duly paid in cash or electronic funds transfer into the **Government Printing Works** banking account.
36. In the event of a notice being cancelled, a refund will be made only if no cost regarding the placing of the notice has been incurred by the **Government Printing Works**.
37. The **Government Printing Works** reserves the right to levy an additional charge in cases where notices, the cost of which has been calculated in accordance with the List of Fixed Tariff Rates, are subsequently found to be excessively lengthy or to contain overmuch or complicated tabulation.

### PROOF OF PUBLICATION

38. Copies of any of the *Government Gazette* or *Provincial Gazette* can be downloaded from the **Government Printing Works** website [www.gpwnonline.co.za](http://www.gpwnonline.co.za) free of charge, should a proof of publication be required.
39. Printed copies may be ordered from the Publications department at the ruling price. The **Government Printing Works** will assume no liability for any failure to post or for any delay in despatching of such *Government Gazette(s)*

## GOVERNMENT PRINTING WORKS CONTACT INFORMATION

#### Physical Address:

**Government Printing Works**  
149 Bosman Street  
Pretoria

#### Postal Address:

Private Bag X85  
Pretoria  
0001

#### GPW Banking Details:

**Bank:** ABSA Bosman Street  
**Account No.:** 405 7114 016  
**Branch Code:** 632-005

**For Gazette and Notice submissions:** Gazette Submissions:

**For queries and quotations, contact:** Gazette Contact Centre:

**E-mail:** [submit.egazette@gpw.gov.za](mailto:submit.egazette@gpw.gov.za)

**E-mail:** [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za)

**Tel:** 012-748 6200

**Contact person for subscribers:** Mrs M. Toka:

**E-mail:** [subscriptions@gpw.gov.za](mailto:subscriptions@gpw.gov.za)

**Tel:** 012-748-6066 / 6060 / 6058

**Fax:** 012-323-9574

## GENERAL NOTICES • ALGEMENE KENNISGEWINGS

## NOTICE 118 OF 2018

**NOTICE IN TERMS OF CLAUSE 86(2) OF THE MADIBENG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2016 FOR A CHANGE OF LAND USE RIGHTS, AS PER PERI URBAN AREAS TOWN PLANNING SCHEME, 1975 – AMENDMENT SCHEME NO. 2233 (READ WITH REGULATION 18 OF SPLUMA)**

We, Lombard Du Preez Professionele Landmeters (Pty) Ltd (Reg Nr: 96/01771/07), being the authorized agent of the owner of **PORTION 1059 OF THE FARM HARTEBEESTPOORT B NO. 410-JQ, North West Province** hereby give notice in terms of Clause 86(2) of Madibeng Land Use Management By-law, 2016 that we have applied to the Madibeng Local Municipality for a change of land use rights also known as rezoning of the property described above, situated approximately 4,5km north west of Sonop and is situated east of the Provincial Road RD1859, from "Agriculture" to "Special for mining with a granite processing plant" with a maximum coverage of 1%, maximum Floor Area Ratio of 0,01 and a maximum height as per approved building plans. Any objection or comments, with the grounds therefore and contact details, shall be lodged within a period of 30 days from 16 October 2018 the first date on which the notice appeared, with or made in writing to the Municipality at: **Room 223, second floor, Madibeng Municipal Office, 52 Van Velden Street, Brits**. Full particulars and plans of the application will lie for inspection during normal office hours at the above offices, for a period of 30 days from the date of first publication of the advertisement in the Provincial Gazette or Local Newspaper. Closing date for any objections: **15 November 2018**. Address of agent: LOMBARD DU PREEZ Professionele Landmeters (Edms) Bpk, **P. O. Box 798, Brits, 0250 (76 Van Velden Street)** Tel. (012) 252 5959. Dates on which notice will be published: 16 October 2018 and 23 October 2018.

16-23

## KENNISGEWING 118 VAN 2018

**KENNIS INGEVOLGE KLOUSULE 86(2) VAN DIE MADIBENG PLAASLIKE MUNISIPALITEIT RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUURS VERORDENING, 2016 VIR 'N VERANDERING VAN DIE GRONDGEBRUIKSREGTE SOOS PER BUITESTEDELIKE GEBIEDE DORPSBEPLANNINGSKEMA, 1975 – WYSIGINGSKEMA NO. 2233 (SAAMGELEES MET REGULASIE 18 VAN SPLUMA)**

Ons, Lombard Du Preez Professionele Landmeters (Edms) Bpk (Reg Nr: 96/01771/07), synde die gemagtigde agent van die eienaar van **GEDEELTE 1059 VAN DIE PLAAS HARTEBEESTPOORT B NO. 410-JQ, Noord-Wes Provinsie**, gee hiermee ingevolge Klousule, 86(2) van die Madibeng Grondgebruiksbestuur Verordening, 2016, kennis dat ons by die Madibeng Plaaslike Munisipaliteit aansoek gedoen het vir die verandering van die grondgebruikregte, ook bekend as die hersonering van die eiendom hierbo beskryf, geleë 4.5km noord wes van Sonop en Oos van Provinsiale Pad D1859, vanaf "Landbou" na "Spesiaal vir mynbou met 'n graniet - verwerkingsaanleg" met 'n maksimum dekking van 1%, en 'n maksimum vloeroppervlakverhouding van 0,01 en 'n maksimum hoogte soos per goedgekeurde bouplanne. Enige besware of kommentaar, met gronde daarvoor, asook kontakbesonderhede, kan gebring word binne 'n tydperk van 30 dae vanaf 16 Oktober 2018, die eerste datum waarop die kennisgewing verskyn het na die **Munisipaliteit: Kamer 223, tweede vloer, Madibeng Munisipale kantoor, 52 Van Velden Straat, Brits**. Besonderhede en planne van die aansoek lê ter insae gedurende gewone kantoorure by bogenoemde kantoor, vir 'n tydperk van 30 dae vanaf die eerste verskyning van kennisgewing in die Provinsiale Gazette of plaaslike koerant. Sluitingsdatum vir enige besware: **15 November 2018**. Adres van agent: **LOMBARD DU PREEZ Professionele Landmeters (Edms) Bpk, Posbus 798, Brits, 0250 (76 Van Veldenstraat 30)**. Tel. (012) 252 5959. Datums waarop kennisgewings gepubliseer word: 16 Oktober 2018 en 23 Oktober 2018.

16-23

**NOTICE 119 OF 2018****NOTICE IN TERMS OF CLAUSE 86(2) OF THE MADIBENG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2016 FOR A CHANGE OF LAND USE RIGHTS, AS PER HARTBEESPOORT TOWN PLANNING SCHEME, 1993 – AMENDMENT SCHEME NO. 507**

We, Lombard Du Preez Professionele Landmeters (Pty) Ltd (Reg Nr: 96/01771/07), being the authorized agent of the owner of **PORTION 2 OF HOLDING 44 MELODIE AGRICULTURAL HOLDINGS North West Province** hereby give notice in terms of Clause 86(2) of Madibeng Land Use Management By-law, 2016 that we have applied to the Madibeng Local Municipality for a change of land use rights also known as rezoning of the property described above, situated approximately 400m of east of Hartbeespoort High School and approximately 400m south of provincial Road P2/4, from "Agricultural" to "Special" for function Venue " with a maximum coverage of 30%, maximum Floor Area Ratio of 0,3 and a maximum height of 2 storeys. Any objection or comments, with the grounds therefore and contact details, shall be lodged within a period of 30 days from 16 October 2018 the first date on which the notice appeared, with or made in writing to the Municipality at: **Room 223, second floor, Madibeng Municipal Office, 52 Van Velden Street, Brits**. Full particulars and plans of the application will lie for inspection during normal office hours at the above offices, for a period of 30 days from the date of first publication of the advertisement in the Provincial Gazette or Local Newspaper. Closing date for any objections: **15 November 2018**. Address of agent: LOMBARD DU PREEZ Professionele Landmeters (Edms) Bpk, **P. O. Box 798, Brits, 0250 (76 Van Velden Street) Tel. (012) 252 5959**. Dates on which notice will be published: 16 October 2018 and 23 October 2018.

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**KENNISGEWING 119 VAN 2018****KENNIS INGEVOLGE KLOUSULE 86(2) VAN DIE MADIBENG PLAASLIKE MUNISIPALITEIT RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUURS VERORDENING, 2016 VIR 'N VERANDERING VAN DIE GRONDGEBRUIKSREGTE SOOS PER HARTBEESPOORT DORPSBEPLANNINGSKEMA, 1993 – WYSIGINGSKEMA NO. 507**

Ons, Lombard Du Preez Professionele Landmeters (Edms) Bpk (Reg Nr: 96/01771/07), synde die gemagtigde agent van die eienaar van **GEDEELTE 2 VAN HOEWE 44 MELODIE LANDBOUHOEWES, Noord-Wes Provinsie**, gee hiermee ingevolge Klousule, 86(2) van die Madibeng Grondgebruiksbestuur Verordening, 2016, kennis dat ons by die Madibeng Plaaslike Munisipaliteit aansoek gedoen het vir die verandering van die grondgebruikregte, ook bekend as die hersonering van die eiendom hierbo beskryf, geleë 400m oos van die Hartbeespoort Hoërskool en 400 suid van Pad P2/4, vanaf "Landbou" na "Spesiaal" vir funksieplek " met 'n maksimum dekking van 30%, en 'n maksimum vloeroppervlakverhouding van 0,3 en 'n maksimum hoogte van 2 verdiepings. Enige besware of kommentaar, met gronde daarvoor, asook kontakbesonderhede, kan gebring word binne 'n tydperk van 30 dae vanaf 16 Oktober 2018, die eerste datum waarop die kennisgewing verskyn het na die **Munisipaliteit: Kamer 223, tweede vloer, Madibeng Munisipale kantoor, 52 Van Velden Straat, Brits**. Besonderhede en planne van die aansoek lê ter insae gedurende gewone kantoorure by bogenoemde kantoor, vir 'n tydperk van 30 dae vanaf die eerste verskyning van kennisgewing in die Provinsiale Gazette of plaaslike koerant. Sluitingsdatum vir enige besware: **15 November 2018**. Adres van agent: **LOMBARD DU PREEZ Professionele Landmeters (Edms) Bpk, Posbus 798, Brits, 0250 (76 Van Veldenstraat 30). Tel. (012) 252 5959**. Datums waarop kennisgewings gepubliseer word: 16 Oktober 2018 en 23 Oktober 2018.

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**NOTICE 120 OF 2018****NOTICE OF APPLICATION IN TERMS OF SECTION 18(7) OF THE RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2015 FOR THE ESTABLISHMENT OF A TOWNSHIP****RUSTENBURG LOCAL MUNICIPALITY  
NOTICE OF APPLICATION FOR ESTABLISHMENT OF TOWNSHIP  
WATERVAL EAST EXTENSION 72**

We MOK Development Consultants cc, represented by Joseph Mokoena, being the authorised agent of the owners of 1. Remainder of Portion 1 of the Farm Waterval 307-JQ; 2. Portion 3 of the Farm Waterval 307-JQ; 3. Portion 7 of the Farm Waterval 307-JQ; 4. Portion 8 of the Farm Waterval 307-JQ; 5. Portion 9 of the Farm Waterval 307-JQ; and 6. Remainder of Portion 10 of the Farm Waterval 307-JQ, hereby give a notice in terms of Section 18(1)(d) and in terms of Section 18(7) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-Law, 2015, that an application to establish the township referred to in the Annexure hereto, has been submitted to the Rustenburg Local Municipality.

Particulars for this application will lie for inspection during normal office hours at the office of the Director Planner; Spatial Planning and Land Use Management, Mpheheni House, Room 312, Corner of Beyers Naudè and Nelson Mandela Drive for a period of 30 days from Tuesday, 16 October 2018.

A person claiming to be an interested person in a land development application or an appeal has the burden of establishing his or her status as an interested person. An interested person has to provide full contact details and the address with grounds of objections and how the proposed development will affect them. If an interested person has not demonstrated an interest in all of the issues presented in a particular land development application or an appeal, the Municipal Planning Tribunal or appeal authority may limit the interested person's participation to only those issues in which an interest has been established.

Objections to or representations in respect of the application must be lodged with or made in writing to the Municipality at: Director Planner: Spatial Planning and Land use Management, at the above address or at P O Box 16, Rustenburg, 0300 within a period of 30 days from Tuesday, 16 October 2018.

**Address of Applicant:** MOK Development Consultants, Office No. 25A, Annlin Forum Building, 3 Dorethea Street, Annlin, Pretoria, 0129.

**Telephone No:** 012 543 2766 (contact person: Tumelo Mokoena)

**Date of first insertion:** 16 October 2018

**Date of second insertion:** 23 October 2018

**Annexure**

**Name of Township:** Waterval East Extension 72

**Full name of applicant:** MOK Development Consultants cc. represented by Mr Joseph Mokoena.

**Number of erven, proposed zoning and development control measures:** the proposed township will consist of 9 erven, zoned "Industrial 1" with an FAR of 1.5 and 70% permissible coverage; "Transportation" zoning with an FAR of 1.5, height restriction 3 storeys, coverage of 70% and a building line of 64 metres from road D108; and "Municipal" zoning with all development parameters to be to the satisfaction of the Local Authority, separately.

**Description of land which Township is to be established:-**

Property Description	Coordinates
Remainder of Portion 1 of the Farm Waterval 307-JQ	25° 39' 51.16" S; 27° 16' 56.34" E.
Portion 3 of the Farm Waterval 307-JQ	25° 40' 31.8" S; 27° 16' 47.25" E.
Portion 7 of the Farm Waterval 307-JQ	25° 40' 7.09" S; 27° 16' 57.61" E.
Portion 8 of the Farm Waterval 307-JQ	25° 40' 14.07" S; 27° 16' 55.52" E.
Portion 9 of the Farm Waterval 307-JQ	25° 39' 47.99" S; 27° 16' 49.61" E.
Remainder of Portion 10 of the Farm Waterval 307-JQ	25° 40' 40.99" S; 27° 16' 59.38" E.

**Locality of the Proposed Township:** The proposed township will be located about 913 metres to the east of corner R24 and road D108, along road D108 and can be accessed with an unknown road which intersects with road D108. The coordinates of the proposed township are as follows:-

- 25° 40' 31.90" S; 27° 16' 47.82" E.
- 25° 39' 42.06" S; 27° 16' 54.14" E.

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**KENNISGEWING 120 VAN 2018**

**KENNISGEWING VAN AANSOEK INGEVOLGE ARTIKEL 18(7) VAN DIE RUSTENBURG PLAASLIKE MUNISIPALITEIT RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUUR VERORDENING, 2015 VIR DIE STIGTING VAN 'N DORP**

**RUSTENBURG PLAASLIKE MUNISIPALITEIT  
KENNISGEWING VAN AANSOEK OM STIGTING VAN DORP  
WATERVAL OOS UITBREIDING 72**

Ons MOK Development Consultants cc, verteenwoordig deur Joseph Mokoena, synde die gemagtigde agent van die eienaars van 1. Restant van Gedeelte 1 van die Plaas Waterval 307-JQ; 2. Gedeelte 3 van die Plaas Waterval 307-JQ; 3. Gedeelte 7 van die Plaas Waterval 307-JQ; 4. Gedeelte 8 van die Plaas Waterval 307-JQ; 5. Gedeelte 9 van die Plaas Waterval 307-JQ; en 6. Restant van Gedeelte 10 van die Plaas Waterval 307-JQ, gee hiermee ingevolge Artikel 18 (1) (d) en ingevolge Artikel 18 (7) van die Rustenburg Plaaslike Munisipaliteit Ruimtelike Beplanning en Grondgebruiksbestuur Verordening dat 'n aansoek om die dorp in die Bylae hierby genoem, te stig, by die Rustenburg Plaaslike Munisipaliteit ingedien is.

Besonderhede van die aansoek le ter insae gedurende gewone kantoorure by die kantoor van die Direkteur Beplanner; Ruimtelike Beplanning en Grondgebruiksbestuur, Mpheheni House, Kamer 312, Hoek van Beyers Naudè en Nelson Mandelarylaan vir n tydperk van 30 dae vanaf Dinsdag, 16 Oktober 2018.

'N Persoon wat aanspraak maak op 'n belanghebbende persoon in 'n grondontwikkelingsaansoek of 'n appèl, het die las om sy of haar status as 'n belanghebbende te vestig. 'N Belanghebbende persoon moet volledige kontakbesonderhede en die adres verskaf met gronde vir besware en hoe die voorgestelde ontwikkeling hulle sal beïnvloed. Indien 'n belanghebbende nie 'n belangstelling toon in al die kwessies wat in 'n spesifieke grondontwikkelingsaansoek of 'n appèl aangebied word nie, kan die Munisipale Beplannings Tribunaal of Appèl owerheid die belanghebbende se deelname beperk tot slegs die kwessies waarin 'n belang gevestig is.

Besware teen of vertoe ten opsigte van die aansoek moet binne 'n tydperk van 30 dae skriftelik by of tot die Munisipaliteit by: Direkteur Beplanner: Ruimtelike Beplanning en Grondgebruiksbestuur, by bovermelde adres of by Posbus 16, Rustenburg, 0300, ingedien of gerig word. dae vanaf Dinsdag, 16 Oktober 2018.

**Adres van Aansoeker:** MOK Ontwikkelingskonsultante, Kantoor No. 25A, Annlin Forum Gebou, Doretheastraat 3, Annlin, Pretoria, 0129.

**Telefoonnommer:** 012 543 2766 (kontakpersoon: Tumelo Mokoena)

**Datum van eerste inskrywing:** 16 Oktober 2018

**Datum van tweede invoeging:** 23 Oktober 2018

**Bylae**

**Naam van dorp:** Waterval East Uitbreiding 72

**Voile naam van aansoeker:** MOK Development Consultants cc. verteenwoordig deur mnr. Joseph Mokoena.

**Aantal erwe, voorgestelde sonering en ontwikkelingsbeheermaatreëls:** Die voorgestelde dorp sal bestaan uit 9 erwe, gesoneer "Nywerheid 1" met 'n VOV van 1,5 en 70% toelaatbare dekking; "Vervoer" sonering met 'n VOV van 1,5, hoogtebeperking 3 verdiepings, dekking van 70% en 'n boulyn van 64 meter vanaf pad D108; en "Munisipale" sonering met alle ontwikkelingsparameters om tot die bevrediging van die Plaaslike Owerheid, afsonderlik te wees.



**Beskrywing van grond waarop dorp gestig staan te word:**

<b>Eiendomsbeskrywing</b>	<b>Koördinate</b>
Restant van Gedeelte 1 van die Plaas Waterval 307-JQ	25° 39' 51.16" S; 27° 16' 56.34" E.
Gedeelte 3 van die Plaas Waterval 307-JQ	25° 40' 31.8" S; 27° 16' 47.25" E.
Gedeelte 7 van die Plaas Waterval 307-JQ	25° 40' 7.09" S; 27° 16' 57.61" E.
Gedeelte 8 van die Plaas Waterval 307-JQ	25° 40' 14.07" S; 27° 16' 55.52" E.
Gedeelte 9 van die Plaas Waterval 307-JQ	25° 39' 47.99" S; 27° 16' 49.61" E.
Restant van Gedeelte 10 van die Plaas Waterval 307-JQ	25° 40' 40.99" S; 27° 16' 59.38" E.

Ligging van die voorgestelde dorp: Die voorgestelde dorp sal ongeveer 913 meter oos van hoek R24 en pad D108, langs pad D108, geleë wees en kan verkry word deur 'n onbekende pad wat met pad D108 kruis. Die koördinate van die voorgestelde dorp is soos volg: -

- 25 ° 40 '31.90 "S; 27 ° 16 '47.82 "E.
- 25 ° 39 '42.06 "S; 27 ° 16 '54.14 "E.

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**NOTICE 121 OF 2018**

**MADIBENG LOCAL MUNICIPALITY NOTICE OF A CONSENT USE APPLICATION IN TERMS OF CLAUSE 68 OF THE MADIBENG LAND USE MANAGEMENT BY-LAW, 2016, READ WITH CLAUSE 6 OF THE PERI-URBAN AREAS TOWN-PLANNING SCHEME, 1975**

I/we, willem georg groenewald of landmark planning cc, being the authorised applicant of portion 100 of the farm bultfontein, 475-JQ, hereby give notice in terms of Clause 68 of the Madibeng land use management By-law, 2016, read with Clause 6 of the Peri-urban areas town planning scheme, 1975, that i/we have applied to the Madibeng Local Municipality for a consent use for a place of instruction including a medical centre. A medical centre can be defined as "a day clinic including a pharmacy and dispensary".

The property is situated along road R560, Madibeng Local Municipality. The current zoning of the property is "Agricultural". The intension of the owner in this matter is to use the property for a place of instruction for a maximum of 300 students including a medical centre.

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: the strategic executive director: city planning and development, P.O. Box 106, Brits, 0250, or to [thandoqamba@madibeng.gov.za](mailto:thandoqamba@madibeng.gov.za) from 16 October 2018 until 13 November 2018. Full particulars and plans (if any) may be inspected during normal office hours at the municipal offices as set out below, for a period of 28 days from the date of first publication of the notice in the provincial gazette. Address of municipal offices: Madibeng Municipal office, 52 van Velden street, Brits. Closing date for any objections and/or comments: 13 November 2018.

Address of applicant: 75 jean avenue, Doringkloof, Centurion, P.O. Box 10936, Centurion, 0046, tel: 012 667 4773, fax: 012 667 4450, e-mail: [info@land-mark.co.za](mailto:info@land-mark.co.za). Date on which notice will be published: 16 October 2018. Reference no: 13/1/5/3/1/4/49

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**KENNISGEWING 121 VAN 2018****MADIBENG PLAASLIKE MUNISIPALITEIT KENNISGEWING VAN 'N TOESTEMMINGSGEBRUIK AANSOEK INGEVOLGE KLOUSULE 68 VAN DIE MADIBENG GRONDGEBRUIKBESTUUR BY-WET, 2016, SAAMGELEES MET KLOUSULE 6 VAN DIE PERI-URBAN AREAS DORPSBEPLANNINGSKEMA, 1975**

Ek/ons, Willem Georg Groenewald van Landmark Planning BK, synde die gemagtigde applikant van Gedeelte 100 van die plaas Bultfontein, 475-JQ, gee hiermee kennis ingevolge Klousule 68 van die Madibeng Grondgebruikbestuur By-Wet, 2016, saamgelees met Klousule 6 van die Peri-urban Areas Dorpsbeplanningskema 1975, dat ek/ons by die Madibeng Plaaslike Munisipaliteit aansoek gedoen het vir 'n vergunningsgebruik/toestemmingsgebruik vir 'n plek van onderring insluitend 'n mediese sentrum. 'n mediese sentrum kan gedefinieer word as "‘n dagkliniek ingesluit 'n apteek en resepteer apteek".

Die eiendom is geleë langs pad R560, Madibeng Plaaslike Munisipaliteit. Die huidige sonering van die eiendom is "Landbou". Die voorneme van die eienaar is om die eiendom te gebruik vir 'n plek van onderrig vir 'n maksimum van 300 leerlinge insluitend 'n mediese sentrum.

Enige beswaar(e) en/of kommentaar(e), insluitend die gronde vir die beswaar(e) en/of kommentaar(e) met volle kontak besonderhede, waarsonder die munisipaliteit nie kan korrespondeer met die persoon of entiteit wat die beswaar(e) en/of kommentaar(e) loods nie, sal geloods of skriftelik gerig word aan: Die strategiese uitvoerende direkteur: Stadsbeplanning en ontwikkeling, Posbus 106, Brits, 0250 of aan [thandoqamba@madibeng.gov.za](mailto:thandoqamba@madibeng.gov.za) vanaf 16 Oktober 2018 tot 13 November 2018. volledige besonderhede en planne (indien enige) mag gedurende gewone kantoorure geïnspekteer word by die Munisipale kantore soos hieronder uiteengesit, vir 'n tydperk van 28 dae van die datum van die eerste plasing van die kennisgewing in die provinsiale gazette. Die adres van die munisipale kantore: Madibeng Munisipale kantoor, van Veldenstraat 52, Brits. sluitingsdatum vir enige besware en/of kommentare: 13 november 2018.

Adres van die applikant: Jeanlaan 75, Doringkloof, Centurion, Posbus 10936, Centurion, 0046, Tel: 012 667 4773, fax: 012 667 4450, e-pos: [info@land-mark.co.za](mailto:info@land-mark.co.za). Datum waarop die kennisgewing geplaas word: 16 Oktober 2018. Verwysing no: 13/1/5/3/1/4/49

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## NOTICE 122 OF 2018

**NOTICE IN TERMS OF SECTION 86(1)(e) OF THE MADIBENG SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2016 FOR THE REMOVAL, AMENDMENT OR SUSPENSION OF A RESTRICTIVE CONDITION IN THE TITLE DEED**

Kindly be advised that **ARTIO INVESTMENTS (PTY) LTD (IN LIQUIDATION) WITH REGISTRATION NUMBER: 2004/026018/07 c/o JACO ROOS ATTORNEYS INC.**, being the owner/ applicant hereby give notice in terms of section 86(1)(e) of Madibeng Land Use Management By-law, 2016 that we have applied to Madibeng Local Municipality for the removal / amendment or suspension of certain conditions contained in the Title Deed/Leasehold Title of **THE PLATINUM MALL SHOPPING CENTRE** , which property is situated at **ERF 5710, BRITS EXTENSION 91** held under title deed number **T17694/2016**, in the extent of 53351 square metres.

Any objection, with the grounds therefore and contact details, shall be lodged with or made in writing to the Madibeng Municipality at: Room 223, Second Floor, Municipal Offices, 53 van Velden Street, Brits or PO Box 106, Brits, 0250 and also to the address of the applicant. Objections shall be lodged within 30 days from 12 October 2018. Full particulars and plans (if any) may be inspected during normal office hours at the above-mentioned office, for a period of 30 days from the first publishing of the notice in the Provincial Gazette or local newspaper.

Closing date for any objections : 12 November 2018

Address of owner/ applicant : c/o JACO ROOS ATTORNEYS INC, 129 Gordon Road Colbyn, Pretoria or PO Box 6871, Pretoria, 0001. Telephone No: 012 430 7928. Fax: 086 616 6198. Email: [info@jacoroos.co.za](mailto:info@jacoroos.co.za)

Dates on which notice will be published: 16 October 2018 and 23 October 2018 (North West Provincial Gazette) and, 12 October 2018 and 19 October 2018 (Brits Pos).

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## KENNISGEWING 122 VAN 2018

**KENNIS INGEVOLGE ARTIKEL 86(1)(e) VAN DIE MADIBENG PLAASLIKE MUNISIPALITEIT RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUURS VERORDENING, 2016 VIR DIE VERWYDERING, VERANDERING OF OPSKORTING VAN 'N BEPERKENDE VOORWAARDE IN DIE TITELAKTE**

Neem Kennis dat **ARTIO INVESTMENTS (EDMS) BPK (IN LIKWIDASIE) MET REGISTRASIENOMMER: 2004/026018/07 p/a JACO ROOS PROKUREURS ING.** synde die eienaar/ applikant hiermee kennis gee ingevolge artikel 86(1)(e) van die Madibeng Grondgebruiksbestuur Verordening, 2016, by die Madibeng Plaaslike Munisipaliteit aansoek gedoen het vir die verwydering, verandering of opskorting van 'n beperkende voorwaarde in die Titelakte van **THE PLATINUM MALL SHOPPING CENTRE**, welke eiendom gelee is te **ERF 5710, BRITS UITBREIDING 91** onder titelakte nommer **T17694/2016**, grootte: 53351 vierkante meter.

Enige besware of kommentaar, met gronde daarvoor, asook kontakbesonderhede, kan in skrif gerig word na die Munisipaliteit: Kamer 223, tweede vloer, Madibeng Munisipale kantoor, 52 Van Velden Straat, Brits en na die adres van die applikant soos gemeld hieronder. Besware moet gerig word binne 'n tydperk van 30 dae vanaf 12 Oktober 2018. Besonderhede en planne van die aansoek lê ter insae gedurende gewone kantoorure by bogenoemde kantoor, vir 'n tydperk van 30 dae vanaf die eerste verskyning van hierdie kennisgewing in die Provinsiale Gazette of plaaslike koerant.

Sluitingsdatum vir enige besware: 12 November 2018.

Adres van eienaar/applikant: c/o JACO ROOS ATTORNEYS INC, 129 Gordonweg Colbyn, Pretoria of Posbus 6871, Pretoria, 0001. Telefoon No: 012 430 7928. Faks: 086 616 6198. Epos: [info@jacoroos.co.za](mailto:info@jacoroos.co.za)

Datums waarop kennisgewings gepubliseer word: 16 Oktober 2018 and 23 Oktober 2018 (Noordwes Provinsiale Gazette) en, 12 Oktober 2018 en 19 Oktober 2018 (Brits Pos).

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**NOTICE 125 OF 2018****MADIBENG LOCAL MUNICIPALITY****NOTICE OF (1) AN APPLICATION FOR THE REMOVAL OF RESTRICTIVE CONDITIONS IN THE TITLE DEED IN TERMS OF SECTION 57 AND (2) A REZONING APPLICATION IN TERMS OF SECTION 56 OF THE MADIBENG SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2016**

I, **Michael Vincent Van Blommestein (Van Blommestein & Associates Town Planners)**, being the applicant on behalf of the owner of Erf 50, and the Remaining Extent of Erven 51 and 52, Primindia Extension 6, hereby give notice in terms of Section 86(1) of the Madibeng Spatial Planning and Land Use Management By-law, 2016, that we have applied to the Madibeng Local Municipality for (1) the removal of certain conditions contained in the title deed in terms of Section 57; and (2) for the amendment of the Brits Town-planning Scheme, 1958, by the rezoning in terms of Section 56 of the Madibeng Spatial Planning and Land Use Management By-law, 2016 of the properties as described above.

The properties are situated at 39, 37 and 35 Central Street, respectively.

The application is for the removal of Conditions No. D(a), (c) and (d) in Deed of Transfer T71737/2017 (Erf 50), Deed of Transfer T71738/2017 (Erf R/51) and Deed of Transfer T21252/2017 (Erf R/52).

The rezoning is from from Use Zone I: "Special Residential" to Use Zone XIV: "Special" for Commercial Use, Business premises and Professional chambers, subject to a FAR of 1,62, Height of 3 storeys and Coverage of 60%.

The intention of the applicant in this matter is to erect an office and other building(s) on the consolidated 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: the Manager: Town Planning: Madibeng Local Municipality, P O Box 106, Brits 0250 from **23 October 2018 until 22 November 2018**.

Full particulars and plans (if any) may be inspected during normal office hours at the Municipal offices as set out below, for a period of 30 days from the date of first publication of the notice in the Provincial Gazette and Brits Pos. Address of Municipal offices: 52 Van Velden Street, Brits.

Closing date for any objections and/or comments: **22 November 2018**

Address of applicant: **Street Address:** 590 Sibelius Street, Lukasrand 0027; **Postal Address:** P O Box 17341 Groenkloof 0027; **Telephone:** 012 343 4547/ 012 343 5061, **Fax:** 012 343 5062, **e-mail:** vba@mweb.co.za  
Dates on which notice will be published: 23 October 2018 and 30 October 2018.

23-30

**KENNISGEWING 125 VAN 2018****MADIBENG PLAASLIKE MUNISIPALITEIT****KENNISGEWING VAN (1) DIE AANSOEK VIR DIE OPHEFFING VAN 'N BEPERKENDE VOORWAARDE IN DIE TITELAKTE IN TERME VAN ARTIKEL 57 EN (2) DIE AANSOEK OM HERSONERING IN TERME VAN ARTIKEL 56 VAN DIE MADIBENG SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2016**

Ek, **Michael Vincent van Blommestein (Van Blommestein & Associates Stadsbeplanners)**, synde die aansoeker namens die eienaar van Erf 50 en die Restant van Erwe 51 en 52, Primindia Uitbreiding 6, gee hiermee kennis ingevolge Artikel 86(1) van die Madibeng Spatial Planning and Land Use Management By-law, 2016, dat ons by die Madibeng Plaaslike Munisipaliteit aansoek gedoen het vir (1) die opheffing van sekere voorwaardes in die titelakte in terme van Artikel 57; en (2) die wysiging van die Brits-dorpsbeplanningskema, 1958, deur die hersonering in terme van Artikel 56 van die van die Madibeng Spatial Planning and Land Use Management By-law, 2016 van die eiendomme hierbo beskryf.

Die eiendomme is geleë op Centralstraat 39, 37 en 35 onderskeidelik.

Die aansoek is vir die opheffing van Voorwaardes No. D(a), (c) en (d) in Deed of Transfer T71737/2017 (Erf 50), Deed of Transfer T71738/2017 (Erf R/51) en Deed of Transfer T21252/2017 (Erf R/52).

Die hersonering is vanaf Gebruiksone I: "Spesiale Woon" tot Gebruiksone XIV "Spesiaal" vir Kommersiele Gebruike, Besigheidsterrein en Professionele Kamers, onderworpe aan 'n VOV van 1,62, Hoogte van 3 verdiepings en Dekking van 60%.

Die bedoeling van die aansoeker in hierdie saak is om 'n kantoorgebou en ander geboue op die gekonsolideerde terrein op te rig.

Enige beswaar en/of kommentaar, insluitend die gronde vir so 'n beswaar en/of kommentaar met volledige kontakbesonderhede, waarsonder die Munisipaliteit nie kan korrespondeer met die persoon of liggaam wat beswaar en/ of kommentaar indien, sal gedurende gewone kantoorure ingedien word by, of gerig word aan: die Bestuurder: Dorpsbeplanning, Madibeng Plaaslike Munisipaliteit, Posbus 106, Brits 0250 van **23 Oktober 2018 tot 22 November 2018**.

Volledige besonderhede en planne (as daar is) kan gedurende gewone kantoorure ter insae by die Munisipale kantore soos hieronder uiteengesit, vir 'n tydperk van 30 dae vanaf die datum van eerste publikasie van die kennisgewing in die Provinsiale Koerant en Brits Pos. Adres van Munisipale kantore: Van Veldenstraat 52, Brits.

Sluitingsdatum vir enige besware en / of kommentaar: **22 November 2018**

Adres van applikant: **Straatadres:** Sibeliussstraat 590, Lukasrand 0027; **Posadres:** Posbus 17341 Groenkloof 0027; **Telefoon:** 012 343 4547/012 343 5061, **Faks:** 012 343 5062, **e-pos:** vba@mweb.co.za  
Datums waarop kennisgewing gepubliseer moet word: 23 Oktober 2018 en 30 Oktober 2018.

23-30

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PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS

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## PROVINCIAL NOTICE 213 OF 2018

**NOTICE IN TERMS OF SECTION 18(1) OF THE RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2015 FOR A CHANGE OF LAND USE RIGHTS KNOWN AS A REZONING. RUSTENBURG AMENDMENT SCHEME 1909**

The firm NE Town Planning CC (Reg. Nr. 2008/249644/23), being the authorised agent of the owner of **Portion 5 of the Farm Waterkloof 305, Registration Division J.Q., North West Province** hereby give notice in terms of Section 18(1)(d) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-Law, 2015 that we have applied to the Rustenburg Local Municipality for a change of land use rights also known as rezoning of the property described above, situated in the Arnoldstad area close to Kroondal, from "Agricultural" to "Special" for an Equestrian Centre as defined in Annexure 2210 to the Scheme. This application contains the following proposals: A) That the property will be utilised for the mounting division of the SAPS (including related offices, a manager's residence and workers accommodation) and the horses will be kept and trained on the property. B) The adjacent properties as well as properties in the area, could thereby be affected. C) The rezoning from "Agricultural" to "Special" for an Equestrian Centre entails that additional buildings will be erected and utilised for the purposes mentioned above with the following development parameters: Max Height: 2 Storeys, Max Coverage: 10%, FAR:0.05. Any objection or comments, with the grounds therefore and contact details, shall be lodged within a period of 30 days from the first date on which the notice appeared, with or made in writing to: Municipality at: **Room 319, Missionary Mpheni House, cnr. Nelson Mandela and Beyers Naude Drives, Rustenburg, or to PO Box 16, Rustenburg 0300.** Full particulars and plans (if any) may be inspected during normal office hours at the above-mentioned offices, for a period of 30 days from the date of first publication of the advertisement in the Provincial Gazette, Beeld and Citizen and/or Site Notice. Closing date for any objections : **15 November 2018.** Address of applicant NE Town Planning CC, **155 Kock Street, Suite 204, De Dak, Rustenburg 0299 or P.O. Box 5717, RUSTENBURG, 0300;** Telephone No: 014 592 2777. Dates on which notice will be published: **16 and 23 October 2018**

16-23

## PROVINSIALE KENNISGEWING 213 VAN 2018

**KENNISGEWING INGEVOLGE ARTIKEL 18 (1) VAN DIE RUSTENBURG PLAASLIKE MUNISIPALITEIT RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUURS VERORDENING, 2015 VIR 'N VERANDERING VAN DIE GRONDGEBRUIKSREGTE BEKEND AS 'N HERSONERING. RUSTENBURG WYSIGINGSKEMA 1909.**

Die firma NE Town Planning BK (Reg. Nr. 2008/249644/23), synde die gemagtigde agent van die eienaar van **Gedeelte 5 van die Plaas Waterkloof 305, Registrasie Afdeling J.Q., Noord-Wes Provinsie**, gee hiermee ingevolge, Artikel 18(1)(d) van die Rustenburg Plaaslike Munisipaliteit Ruimtelike Beplanning en Grondgebruikbestuur Verordening, 2015 kennis dat ek by Rustenburg Plaaslike Munisipaliteit aansoek gedoen het vir die verandering van die grondgebruikregte, ook bekend as die hersonering van die eiendom hierbo beskryf, geleë in die Arnoldistat area naby Kroondal, vanaf "Landbou" na "Spesiaal" vir 'n perdrysentrum soos omskryf in Bylae 2210 tot die Skema. Hierdie aansoek behels A) dat die eiendom gebruik sal word vir die berede afdeling van die SAPD (insluitend verwante kantore, 'n bestuurderswoning en werkersakkommodasie). Die perde sal aangehou en geleer word op die perseel B) die aangrensende eiendomme asook eiendomme in die omgewing kan moontlik hierdeur geraak word. C) Die hersonering van "Landbou" na "Spesiaal" vir 'n perdrysentrum behels dat addisionele geboue opgerig gaan word en gebruik sal word vir die doeleindes soos hierbo genoem, met die volgende ontwikkelingsparameters: Maks Hoogte: 2 verdiepings, Maks dekking: 10%, FAR: 0,05. Enige besware of kommentaar, met gronde daarvoor asook kontakbesonderhede, kan gebring word binne 'n tydperk van 30 vanaf die eerste datum waarop die kennisgewing verskyn het na die **Munisipaliteit: Kamer 319, Missionary Mpheni House, h.v. Nelson Mandela en Beyers Naude Rylane, Rustenburg, of na Posbus 16, Rustenburg 0300**. Besonderhede en planne (indien enige) is beskikbaar vir inspeksie gedurende gewone kantoorure by die bovermelde kantore, vir 'n tydperk van 30 dae van die datum van eerste publikasie van die kennisgewing in die Provinsiale Gazette, Beeld en Citizen en/of terrein kennisgewing. Sluitingsdatum vir enige besware: **15 November 2018**. Adres van applikant: **155 Kockstraat, Suite 204, De Dak, Rustenburg 0299 of NE Stadsbeplanners BK, Posbus 5717, RUSTENBURG, 0300; Telefoon nr: 014 592 2777**. Datums waarop kennisgewings gepubliseer word: **16 en 23 Oktober 2018**.

16-23

## PROVINCIAL NOTICE 214 OF 2018

**NOTICE IN TERMS OF SECTION 18(1) OF THE RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2015 FOR A CHANGE OF LAND USE RIGHTS, KNOWN AS A REZONING - RUSTENBURG AMEDEMMENT SCHEME 1873**

**I, Esther Mpho Mmamadi (ID No: 800207 0345 085) of the firm Phure Trading and Consulting CC (Reg. No. 2005/140430/23)** being the agent of the owners of Remaining Extent of Erf 449, Rustenburg Township hereby gives notice in terms of Section 18(1)(d) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-Law, 2015 that I have applied to the Rustenburg Local Municipality for a change of land use rights also known as Rezoning with the following proposals: A) The Rezoning of the property described above, situated at 71 Foord Street, Rustenburg Township from "Residential 1" to "Residential 2" including Residential Buildings and Service Enterprise(s) restricted to maximum floor area of 40m<sup>2</sup> as defined in Annexure 2185 to the Rustenburg Land Use Management Scheme, 2005. B) All properties situated adjacent to Remaining Extent of Erf 449, Rustenburg Township, could be affected by the Rezoning application. C) The Rezoning entails that the existing house and outbuildings on the property be converted to "Residential 2" for the purpose of Residential Buildings (Multiple Residential Units) and Service Enterprise(s) restricted to a maximum floor area of 40m<sup>2</sup>, as defined in Annexure 2185 with a maximum height of two (2) storeys, maximum coverage of 65% and a maximum Floor Area Ratio (F.A.R) of 0.3. Particulars of the application will lie for inspection during normal office hours at the office of the Director: Planning and Development, Room 319, Missionary Mpheni House, c/o Beyers Naude and Nelson Mandela Drive, Rustenburg for the period of 30 days from 16 October 2018. Objections to or representations in respect of the application must be lodged with or made in writing to the Municipal Manager at the above address or at P.O Box 16, Rustenburg, 0300, within a period of 30 days from 16 October 2018. **Address of applicant: Phure Consulting, 32 Nelson Mandela Drive, Frans Vos Building, Office No.9, 1<sup>st</sup> Floor, Rustenburg, Tel: 014 592 9408, Fax: 086 549 4647.**

16-23



## PROVINSIALE KENNISGEWING 214 VAN 2018

**KENNISGEWIG INGEVOLGE ARTIKEL 18(1) VAN DIE RUSTENBURG PLAASLIKE MUNISIPALITEIT RUIMTELIKE BEPLANNING EN GRONDGEBRUIKSBESTUUR VERORDENING, 2015 VIR 'N VERANDERING VAN GRONDGEBRUIKSREGTE, BEKEND AS 'N HERSONERING - RUSTENBURG WYSIGINGSKEMA 1873**

**Ek, Esther Mpho Mmamadi (ID Nr. 800207 0345 085) van die firma Phure Trading and Consulting CC (Reg. Nr. 2005/140430/23)** synde die aansoeker van die eienaars van Resterende Gedeelte van Erf 449, Rustenburg Dorpsgebied gee hiermee ingevolge Artikel 18(1)(d) van die Rustenburg Plaaslike Munisipaliteit Ruimtelike Beplanning en Grondgebruiksbestuur Verordening, 2015, kennis dat ek by die Rustenburg Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van grondgebruiksregte, ook bekend as Hersonerings, met die volgende voorstelle: A) Die Hersonerings van die eiendom hierbo beskryf, geleë te Foordstraat 71, Rustenburg Dorpsgebied, vanaf "Residensieel 1" na "Residensieel 2" insluitend Residensiele Geboue en Diensonderneming(s) beperk tot maksimum vloeroppervlakte van 40m<sup>2</sup>, soos omskryf in Bylae 2185 by die Rustenburg Grondgebruikskema, 2005. B) Alle eiedomme geleë aanliggend tot Resterende Gedeelte van Erf 499, Rustenburg Dorpsgebied in die omliggende omgewing, kan deur die Hersonerings aansoek geraak word. C) Die Hersonerings behels dat die bestaande huis en buitegeboue op die eiendom omgeskakel word na "Residensieel 2" vir die doel van Residensiele Geboue (Meerdere Wooneenhede) en Diensonderneming(s) beperk tot 'n maksimum vloeroppervlakte van 40m<sup>2</sup>, soos omskryf in Aangangsel met 'n maksimum hoogte van twee (2) verdiepings, maksimum dekking van 65% en 'n maksimum Vloer Oppervlakte Verhouding (V.O.V) van 0.3. Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van Direkteur Beplanning en Ontwikkeling, Kamer 319, Missionary Mpheni House, h/v Beyers Naude-en Nelson Mandelarylaan, Rustenburg vir 'n tydperk van 30 dae vanaf 16 Oktober 2018. Besware teen of vertoe ten opsigte van die aansoek moet sodanige beswaar of voorlegging op skrif aan die Munisipale Bestuurder by bovermelde adres of by Posbus 16, Rustenburg, 0300, binne 'n tydperk van 30 dae vanaf 16 Oktober 2018. **Address van aansoeker: Phure Consulting, Nelson Mandelarylaan 32, Frans Vos gebou, Kantoor No.9, 1ste Vloer, Rustenburg, Tel: 014 592 9408, Faks: 086 549 4647.**

16-23

**PROVINCIAL NOTICE 215 OF 2018**

**NOTICE TO ADJACENT OWNERS AND AFFECTED PARTIES, RELATING TO A LAND DEVELOPMENT APPLICATION IN TERMS OF SECTIONS 41(2)(d) AND (e) OF THE SPATIAL PLANNING AND LAND USE MANAGEMENT ACT (SPLUMA), 2013 (ACT 16 OF 2013), READ WITH SECTIONS 62(1), 63(2), 94(1)(a), 95(1) AND 96 OF THE CITY OF MATLOSANA SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2016, READ WITH SECTION 56(1)(b)(i) OF THE TOWN PLANNING AND TOWNSHIP ORDINANCE (TRANSVAAL), 1986 (ORDINANCE 15 OF 1986), FOR A SIMULTANEOUS APPLICATION FOR THE CHANGE OF LAND USE RIGHTS (KNOWN AS A REZONING) AND FOR THE REMOVAL, AMENDMENT OR SUSPENSION OF CERTAIN TITLE CONDITIONS IN THE TITLE DEED, WHICH ARE RESTRICTIVE, IN RESPECT OF ERF 253, FLAMWOOD, TOWNSHIP REGISTRATION DIVISION IP, NORTH WEST PROVINCE SITUATED AT 35 CENTRAL AVENUE (AMENDMENT 1114).**

I, Alexander Edward van Breda, ID 620501 5073 08 2, being the authorized agent of the owners of Erf 253, Flamwood, Township Registration Division IP, North West Province, (the Property) hereby give notice in terms of Section 41(2)(d) and (e) of the Spatial Planning and Land Use Management Act (SPLUMA), 2013 (Act 16 of 2013), read with Sections 62(1), 63(2), 94(1)(a), 95(1) and 96 of the City of Matlosana Spatial Planning and Land Use Management By-law, 2016 read with Section 56(1)(b)(i) of the Town Planning and Township Ordinance (Transvaal), 1986 (Ordinance 15 of 1986), that I have applied to the City of Matlosana Local Municipality for the amendment of the Klerksdorp Land Use Management Scheme, 2005 for a change of land use rights (also known as rezoning) of the Property as well as for the removal, amendment or suspension of title conditions A.1.(d); A.2.(a); A.2.(c)(i-iii) and A.2.(d) on pages 3 and 4 in Deed of Transfer T49944/2018 pertaining to the Property, which are restrictive. The intention is to rezone the property from "Special" for the purposes of a dwelling house, professional offices as well as other purposes with the special consent of the Local Authority to "Business 2". Any objection or comments including the grounds pertaining thereto and contact detail, shall be lodged within a period of 30 days from the date of first publication of the notice in the Provincial *Gazette*, Beeld and Citizen Newspaper in writing during normal office hours to the City of Matlosana local Municipality: office of the Municipal Manager, Records, Basement, Municipal Building, Bram Fischer Street, Klerksdorp or to PO Box 99, Klerksdorp, 2570. Any person who cannot write may during office hours attend at the address mentioned above where the officials of the town planning section will assist that person to transcribe that person's objections or comments. Full particulars of the Application and plans (if any) may be inspected and viewed during normal office hours at the above-mentioned offices, for a period of 30 days from the date of first publication of the notice in the Provincial *Gazette*, Beeld and Citizen Newspaper. Closing date for any objections: 15 November 2018. Address of the applicant:

Mr. A.E. van Breda, P.O. Box 3183, Freemanville, Klerksdorp, 2573, Telephone number: 072 249 5400, [vanbreda@lantic.net](mailto:vanbreda@lantic.net).

Dates on which notice will be published: 16 and 23 October 2018.

**PROVINSIALE KENNISGEWING 215 VAN 2018**

**KENNISGEWING AAN AANLIGGENDE EIENAARS EN GEAFFEKTEERDE PARTYE, RAKENDE 'N GRONDONTWIKKELINGS AANSOEK INGEVOLGE ARTIKEL 41(2)(d) EN (e) VAN DIE WET OP RUIMTELIKE BEPLANNING EN GRONDGEBRUIK BESTUUR (SPLUMA), 2013 (WET 16 VAN 2013), SAANGELEES MET ARTIKELS 62(1), 63(2), 94(1)(a), 95(1) EN 96 VAN DIE STAD VAN MATLOSANA PLAASLIKE MUNISIPALITEIT SE RUIMTELIKE BEPLANNING EN GROND GEBRUIKBESTUURS VERORDENING, 2016, SAAMGELEES MET ARTIKEL 56(1)(b)(i) VAN DIE ORDONANSIE OP DORPSBEPLANNING EN DORPE (TRANSVAAL), 1986 (ORDONANSIE 15 VAN 1986), VIR DIE GELYKTYDIGE VERANDERING VAN DIE GROND GEBRUIKSREGTE (OOK BEKEND AS 'N HERSONERING) EN OPHEFFING, WYSIGING OF OPSKORTING VAN SEKERE TITELVOORWAARDES IN DIE TITEL AKTE WAT BEPERKENDE IS, TEN OPSIGTE VAN ERF 253, FLAMWOOD, DORPSGEBIED REGISTRASIE AFDELING I.P. PROVINSIE NOORD-WES, GELEë TE CENTRALLAAN 35 (WYSIGINGSKEMA 1114).**

Ek, Alexander Edward van Breda, ID 620501 5073 08 2, synde die gemagtigde agent van die eienaar van Erf 253, Flamwood, Registrasie afdeling I.P, Noord-Wes Provinsie, (die Eiendom) gee hiermee ingevolge Artikel 41(2)(d) en (e) van die Wet op Ruimtelike Beplanning en Grondgebruikbestuur (SPLUMA), 2013 (Wet 16 van 2013), saamgelees met Artikels 62(1), 63(2), 94, 95 en 96 van die Stad van Matlosana Plaaslike Munisipaliteit se Ruimtelike Beplanning en Grondgebruikbestuur Verordening, 2016, saamgelees met Artikel 56 (1)(b)(i) van die Ordonansie op Dorpsbeplanning en Dorpe (Transvaal), 1986 (Ordonansie 15 van 1986), kennis dat ek by die Matlosana Plaaslike Munisipaliteit aansoek gedoen het vir die verandering van die grondgebruiksregte, (ook bekend as die hersonering) van die Eiendom asook vir die opheffing, wysiging of opskorting van titelvoorwaardes A.1.(d); A.2.(a); A.2.(c)(i-iii) en A.2.(d) op bladsye 3 en 4 in Akte van Transport T49944/2018 van die Eiendom wat beperkend is. Die voorneme is om die Eiendom te hersoneer vanaf "Spesiaal" vir die doeleindes van 'n woonhuis, professionele kantore en ander gebruike met die spesiale toestemming van die Plaaslike Owerheid na "Besigheid 2". Enige besware of kommentaar, met gronde daarvoor asook kontakbesonderhede, moet skriftelik ingedien word binne n tydperk van 30 dae vanaf die datum van eerste publikasie van die kennisgewing in die Provinsiale *Gazette*, Beeld en Citizen Nuusblad na die Stad van Matlosana Plaaslike Munisipaliteit: Kantoor van die Munisipale Bestuurder, Bram Fischerstraat, Burgersentrum, Rekords afdeling, Keldervloer, Klerksdorp, 2570 of Posbus 99, Klerksdorp, 2570. Enige persoon wat nie kan skryf nie, kan tydens kantoorure bogenoemde adres besoek waartydens die beamptes van die stadsbeplanningsafdeling daardie persoon behulpsaam sal wees ten einde hul besware of kommentare te transkribeer. Besonderhede van die Aansoek en planne (indien enige) is beskikbaar vir inspeksie en insae gedurende gewone kantoorure by die bovermelde kantore, vir n tydperk van 30 dae van die datum van eerste publikasie van die kennisgewing in die Provinsiale *Gazette*, Beeld en Citizen Nuusblad. Sluitingsdatum vir enige besware: 15 November 2018. Adres van die applikant: Mnr. A.E. van Breda, Posbus 3183, Freemanville, Klerksdorp, 2573, Telefoon nommer: 072 249 5400, [vanbreda@lantic.net](mailto:vanbreda@lantic.net).

Datums waarop kennisgewings gepubliseer sal word: 16 en 23 Oktober 2018.

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**LOCAL AUTHORITY NOTICES • PLAASLIKE OWERHEIDS KENNISGEWINGS**

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**LOCAL AUTHORITY NOTICE 125 OF 2018****APPLICATION FOR AMENDMENT OF THE TLOKWE TOWN PLANNING SCHEME 2015, ON PORTION 2 OF ERF 1768, POTCHEFSTROOM, IN TERMS OF SECTION 62 OF CHAPTER 5 OF THE TLOKWE CITY COUNCIL SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2015, READ WITH THE SPATIAL PLANNING AND LAND USE MANAGEMENT ACT, 2013 (ACT 16 OF 2013) – AMENDMENT SCHEME 2280**

Notice is hereby given in terms of Section 92 of Chapter 6 of the Tlokwe City Council Spatial Planning and Land Use Management By-Law, 2015, that the under-mentioned application has been received by the JB Marks Local Municipality and is open for inspection during normal office hours at the Office of the Department Human Settlements and Planning, JB Marks Local Municipality, Office 210, Second floor, Dan Tloome Complex, Corner of Wolmarans Street and Sol Plaatjie Avenue, Potchefstroom.

Any objections/representations must be lodged with or made in writing, or verbally if unable to write, to the Acting Municipal Manager, at the above-mentioned address or posted to P.O. Box 113, Potchefstroom, 2520 on or before the closing date for the submission of objections/representations, quoting the above-mentioned heading, the objector's interest in the matter, the ground(s) of the objection/representation, the objector's erf and phone numbers and address.

**CLOSING DATE FOR SUBMISSION OF OBJECTIONS/REPRESENTATIONS: 15 November 2018**

**NATURE OF APPLICATION**

I, **L.J. Botha of H & W Town Planners CC [Reg Nr. 2006/148547/23]**, being the authorised agent of the owner, intends to apply to the JB Marks Local Municipality to amend the town planning scheme known as the Tlokwe Town Planning Scheme, 2015, by the rezoning of Portion 2 of Erf 1768, Potchefstroom, Registration Division I.Q., North West Province [situated at 88 Kock Street] from "Office" with Annexure 1013 to "Residential 1" in order to utilise the application site for a normal "Residential 1" dwelling house.

**OWNER** : Anton van Zyl [ID No. 7406055147088] and Melinda van Zyl [ID No. 7809280052082]  
**AGENT** : L.J. Botha of H & W Town Planners  
**ADDRESS** : 17 Du Plooy Street, Potchefstroom, 2531  
**TEL NO** : 076 051 8979 / 018 297 7077  
**REFERENCE** : HB 201815  
**ACTING MUNICIPAL MANAGER**

**Notice Nr. : 125/2018**  
16-23

**PLAASLIKE OWERHEID KENNISGEWING 125 VAN 2018****VAN AANSOEK OM WYSIGING VAN DIE TLOKWE DORPSBEPLANNINGSKEMA 2015, OP GEDEELTE 2 VAN ERF 1768, POTCHEFSTROOM, IN TERME VAN ARTIKEL 62 VAN HOOFSTUK 5 VAN DIE TLOKWE STADSRAAD RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUURSKEMA VERORDENING, 2015, SAAMGELEES MET DIE WET OP RUIMTELIKE BEPLANNING EN GRONDGEBRUIKSBESTUUR, 2013 (WET 16 VAN 2013) – WYSIGINGSKEMA 2280**

Kennis geskied hiermee in terme van Artikel 92 van Hoofstuk 6 van die Tlokwe Stadsraad Ruimtelike Beplanning en Grondgebruikbestuurskema Verordening 2015, dat ondergemelde aansoek deur die JB Marks Plaaslike Munisipaliteit ontvang is en terinsae beskikbaar is gedurende gewone kantoorure te die kantoor van die Departement Menslike Nedersettings en Beplanning, JB Marks Plaaslike Munisipaliteit, Kantoor 210, Tweede Vloer, Dan Tloome Kompleks, op die hoek van Wolmaransstraat en Sol Plaatjelaan, Potchefstroom.

Enige beswaar/vertoë moet skriftelik, of mondelings indien nie kan skryf nie, by of tot die Waarnemende Munisipale Bestuurder voor die sluitingsdatum vir die indiening van besware/vertoë by bovermelde adres of na Posbus 113, Potchefstroom, 2520 ingedien of gerig word, met vermelding van bogenoemde opskrif, die beswaarmaker se belang in die saak, die grond(e) van die beswaar/vertoë, die beswaarmaker se erf en telefoonnommers en adres.

**SLUITINGSDATUM VIR DIE INDIENING VAN BESWARE/VERTOË: 15 November 2018**

**AARD VAN AANSOEK:**

**Ek, L.J. Botha van H & W Town Planners BK [Reg No. 2006/148547/23]**, synde die gemagtigde agent van die eienaar, is van voorneme om by die JB Marks Plaaslike Munisipaliteit aansoek te doen om die dorpsbeplanningskema bekend as die Tlokwe dorpsbeplanningskema, 2015, te wysig, deur die hersonering van Gedeelte 2 van Erf 1768, Potchefstroom, Registrasie Afdeling IQ, Noordwes Provinsie [geleë te Kockstraat 88] vanaf “Kantoor” met Bylae 1013 na “Residensieel 1” ten einde die aansoek perseel te gebruik vir ‘n normale “Residensieel 1” woonhuis.

**EIENAAR : Anton van Zyl [ID No. 7406055147088] and Melinda van Zyl [ID No. 7809280052082]**

**AGENT : L.J. Botha van H & W Stadsbeplanners**

**ADRES : Du Plooystraat 17, Potchefstroom, 2531**

**TEL. NO. : 076 051 8979 / 018 297 7077**

**VERWYSING : HB 201815**

**WAARNEMENDE MUNISIPALE BESTUURDER**

**Kennisgewingno. : 125/2018**

16-23

**LOCAL AUTHORITY NOTICE 126 OF 2018****APPLICATION FOR AMENDMENT OF THE TLOKWE TOWN PLANNING SCHEME 2015, ON THE REMAINING EXTENT AND PORTION 1 OF ERF 1079, POTCHEFSTROOM, IN TERMS OF SECTION 62 OF CHAPTER 5 OF THE TLOKWE CITY COUNCIL SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2015, READ WITH THE SPATIAL PLANNING AND LAND USE MANAGEMENT ACT, 2013 (ACT 16 OF 2013) – AMENDMENT SCHEME 2279**

Notice is hereby given in terms of Section 92 of Chapter 6 of the Tlokwe City Council Spatial Planning and Land Use Management By-Law, 2015, that the under-mentioned application has been received by the JB Marks Local Municipality and is open for inspection during normal office hours at the Office of the Department Human Settlements and Planning, JB Marks Local Municipality, Office 210, Second floor, Dan Tloome Complex, Corner of Wolmarans Street and Sol Plaatjie Avenue, Potchefstroom.

Any objections/representations must be lodged with or made in writing, or verbally if unable to write, to the Acting Municipal Manager, at the above-mentioned address or posted to P.O. Box 113, Potchefstroom, 2520 on or before the closing date for the submission of objections/representations, quoting the above-mentioned heading, the objector's interest in the matter, the ground(s) of the objection/representation, the objector's erf and phone numbers and address.

**CLOSING DATE FOR SUBMISSION OF OBJECTIONS/REPRESENTATIONS: 15 November 2018**

**NATURE OF APPLICATION**

I, **L.J. Botha of H & W Town Planners CC [Reg Nr. 2006/148547/23]**, being the authorised agent of the owner, intends to apply to the JB Marks Local Municipality to amend the town planning scheme known as the Tlokwe Town Planning Scheme, 2015, by the rezoning of the Remaining Extent and Portion 1 of Erf 1079, Potchefstroom, Registration Division I.Q., North West Province [situated at 40 Piet Bosman Street and 107 Dwars Street] from "Residential 4" with Annexure 1730 to "Residential 4" with Annexure 1777 to make provision for a height of four (4) storeys in order to develop higher density dwelling units on the property.

**OWNER** : Varsity Village Pty Ltd [Reg No. 2008/011214/07]  
**AGENT** : L.J. Botha of H & W Town Planners  
**ADDRESS** : 17 Du Plooy Street, Potchefstroom, 2531  
**TEL NO** : 076 051 8979 / 018 297 7077  
**REFERENCE** : HB 201817  
**ACTING MUNICIPAL MANAGER**

**Notice Nr. : 126/2018**  
16–23

**PLAASLIKE OWERHEID KENNISGEWING 126 VAN 2018**

**VAN AANSOEK OM WYSIGING VAN DIE TLOKWE DORPSBEPLANNINGSKEMA 2015, OP DIE RESTERENDE GEDEELTE EN GEDEELTE 1 VAN ERF 1079, POTCHEFSTROOM, IN TERME VAN ARTIKEL 62 VAN HOOFSTUK 5 VAN DIE TLOKWE STADSRAAD RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUURSKEMA VERORDENING, 2015, SAAMGELEES MET DIE WET OP RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUUR, 2013 (WET 16 VAN 2013) – WYSIGINGSKEMA 2279**

Kennis geskied hiermee in terme van Artikel 92 van Hoofstuk 6 van die Tlokwe Stadsraad Ruimtelike Beplanning en Grondgebruikbestuurskema Verordening 2015, dat ondergemelde aansoek deur die JB Marks Plaaslike Munisipaliteit ontvang is en terinsae beskikbaar is gedurende gewone kantoorure te die kantoor van die Departement Menslike Nedersettings en Beplanning, JB Marks Plaaslike Munisipaliteit, Kantoor 210, Tweede Vloer, Dan Tloome Kompleks, op die hoek van Wolmaransstraat en Sol Plaatjelaan, Potchefstroom.

Enige beswaar/vertoë moet skriftelik, of mondelings indien nie kan skryf nie, by of tot die Waarnemende Munisipale Bestuurder voor die sluitingsdatum vir die indiening van besware/vertoë by bovermelde adres of na Posbus 113, Potchefstroom, 2520 ingedien of gerig word, met vermelding van bogenoemde opskrif, die beswaarmaker se belang in die saak, die grond(e) van die beswaar/vertoë, die beswaarmaker se erf en telefoonnommers en adres.

**SLUITINGSDATUM VIR DIE INDIENING VAN BESWARE/VERTOË: 15 November 2018**

**AARD VAN AANSOEK:**

**Ek, L.J. Botha van H & W Town Planners BK [Reg No. 2006/148547/23]**, synde die gemagtigde agent van die eienaar, is van voorneme om by die JB Marks Plaaslike Munisipaliteit aansoek te doen om die dorpsbeplanningskema bekend as die Tlokwe dorpsbeplanningskema, 2015, te wysig, deur die hersonering van die Resterende Gedeelte en Gedeelte 1 van Erf 1079, Potchefstroom, Registrasie Afdeling IQ, Noordwes Provinsie [geleë te Piet Bosmanstraat 40 en Dwarsstraat 107] vanaf "Residensieel 4" met Bylae 1730 na "Residensieel 4" met Bylae 1777 om voorsiening te maak vir 'n hoogte van vier (4) verdiepings ten einde hoër digtheid wooneenhede op die erf op te rig.

**EIENAAR : Varsity Village Pty Ltd [Reg No. 2008/011214/07]**

**AGENT : L.J. Botha van H & W Stadsbeplanners**

**ADRES : Du Plooystraat 17, Potchefstroom, 2531**

**TEL. NO. : 076 051 8979 / 018 297 7077**

**VERWYSING : HB 201817**

**WAARNEMENDE MUNISIPALE BESTURDER**

**Kennisgewingno. : 126/2018**

16–23

**LOCAL AUTHORITY NOTICE 128 OF 2018**

NOTICE IN TERMS OF SECTION 18(1) OF THE **RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2015** FOR A CHANGE OF LAND USE RIGHTS KNOWN AS A REZONING. RUSTENBURG AMENDMENT SCHEME 1899. I, Theo Kotze, being the authorised agent of the owner of Portion 2 of Erf 1268, Rustenburg, Registration Division J.Q., North West Province hereby give notice in terms of Section 18(1)(d) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-Law, 2015 that I have applied to the Rustenburg Local Municipality for a change of land use rights also known as rezoning of the property described above, situated at 196a President Mbeki Street Rustenburg respectively, from "SPECIAL" for Offices, Beauty and Hair Salon and Medical Consulting excluding a Cafeteria to "SPECIAL" for Offices, Beauty and Hair Salon, Telecommunication purposes and Medical Consulting excluding a cafeteria, as defined in Annexure 2200 to the Scheme. This application contains the following proposals: A) That the properties will be utilized for the purposes mentioned above. B) The adjacent properties as well as properties in the area, could thereby be affected. C) The rezoning from "SPECIAL" for Offices, Beauty and Hair Salon and Medical Consulting excluding a cafeteria to "SPECIAL" for Offices, Beauty and Hair Salon, Telecommunication purposes and Medical Consulting excluding a cafeteria, for the purpose of erecting a telecommunication mast and associated base station on the mentioned property, and that no existing buildings be demolished. Annexure 2200 contains the following development parameters: Max Height: 2 Storeys, Max Coverage: 30%, Max F.A.R: 0.3. Any objection or comments, with the grounds therefore and contact details, shall be lodged within a period of 30 days from the first date on which the notice appeared, with or made in writing to: Municipality at: Room 319, Missionary Mpheni House, cnr. Nelson Mandela and Beyers Naude Drives, Rustenburg, or to PO Box 16, Rustenburg 0300. Full particulars and plans (if any) may be inspected during normal office hours at the above-mentioned offices, for a period of 30 days from the date of first publication of the advertisement in the Provincial Gazette, Beeld and Citizen and/or Site Notice. Closing date for any objections: 20 November 2018. Address of applicant Developplan Town Planners 3 General Joubert Street, Polokwane 0699 or P.O. Box 1883, Polokwane, 0700; Telephone No: 015 291 4177. Dates on which notice will be published: 23 and 30 October 2018.

23–30



**PLAASLIKE OWERHEID KENNISGEWING 128 VAN 2018**

KENNISGEWING INGEVOLGE ARTIKEL 18 (1) VAN DIE **RUSTENBURG PLAASLIKE MUNISIPALITEIT** RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUURS VERORDENING, 2015 VIR 'N VERANDERING VAN DIE GRONDGEBRUIKSREGTE BEKEND AS 'N HERSONERING. RUSTENBURG WYSIGINGSKEMA 1899. Ek, Theo Kotze, synde die gemagtigde agent van die eienaar van Gedeelte 2 van Erf 1268, Rustenburg, Noord- Wes Provinsie, gee hiermee ingevolge, Artikel 18(1)(d) van die Rustenburg Plaaslike Munisipaliteit Ruimtelike Beplanning en Grondgebruikbestuur Verordening, 2015 kennis dat ek by Rustenburg Plaaslike Munisipaliteit aansoek gedoen het vir die verandering van die grondgebruikregte, ook bekend as die hersonering van die eiendom hierbo beskryf, geleë te President Mbeki Straat 196a, Rustenburg vanaf "Spesiaal" vir kantore, Skoonheids- en haarsalon en Mediese konsultasie kamers uitsluitende 'n kafeteria na "Spesiaal" vir kantore, Skoonheids- en haarsalon, Telekommunikasie doeleindes en Mediese konsultasie kamers uitsluitende 'n kafeteria soos omskryf in Bylae 2200 tot die Skema. Hierdie aansoek behels A) dat die eiendomme hoofsaaklik gebruik sal word vir die doeleindes soos hierbo uiteengesit. B) Die aangrensende eiendomme asook eiendomme in die omgewing kan moontlik hierdeur geraak word. C) Die hersonering van "Spesiaal" vir kantore, Skoonheids- en haarsalon en Mediese konsultasie kamers uitsluitende 'n kafeteria na "Spesiaal" vir kantore, Skoonheids- en haarsalon, Telekommunikasie doeleindes en Mediese konsultasie kamers uitsluitende 'n kafeteria behels dat die bestaande eiendom gebruik kan word vir die oprigting van 'n telekommunikasie mas en gepaardgaande basisstasie, en dat geen bestaande geboue afgebreuk mag word nie, en bevat die volgende ontwikkelingsparameters soos vervat in Bylaag 2200 van die Skema: Maks Hoogte: 2 verdiepings, Max dekking 30% en F.A.R: 0.3. Enige besware of kommentaar, met gronde daarvoor asook kontakbesonderhede, kan gebring word binne 'n tydperk van 30 vanaf die eerste datum waarop die kennisgewing verskyn het na die Munisipaliteit: Kamer 319, Missionary Mpheni House, h.v. Nelson Mandela en Beyers Naude Rylane, Rustenburg, of na Posbus 16, Rustenburg 0300. Besonderhede en planne (indien enige) is beskikbaar vir inspeksie gedurende gewone kantoorure by die bovermelde kantore, vir 'n tydperk van 30 dae van die datum van eerste publikasie van die kennisgewing in die Provinsiale Gazette, Beeld en Citizen en/of terrein kennisgewing. Sluitingsdatum vir enige besware: 20 November 2018. Adres van applikant: Developplan Stadsbeplanners, 3 Generaal Joubertstraat, Polokwane, 0699, Posbus 1883, Polokwane, 0700; Telefoon nr: 015 291 4177. Datums waarop kennisgewings gepubliseer word: 23 en 30 Oktober 2018.

23-30

LOCAL AUTHORITY NOTICE 129 OF 2018

**LOCAL MUNICIPALITY**

**OF**

**MADIBENG**



**MUNICIPAL PUBLIC PARKS BY- LAW**

## **LOCAL GOVERNMENT NOTICE**

### **LOCAL MUNICIPALITY OF MADIBENG**

The Municipal Manager hereby publishes, in terms of Section 13 of the Local Government Municipal Systems Act, 2000 (Act 32 of 2000) read with Section 162 of the Constitution of the Republic of South Africa Act 1996 (Act 108 of 1996) the By-Law Relating to Municipal public parks, shall come into operation on the date of publication thereof.

#### **1. PURPOSE OF THE BY LAW**

The purpose of this by-law is to provide effective legal and administrative framework to ensure that the way in which the municipality controls, manages and develops public parks is environmentally sustainable, in the long term interests of Madibeng Local Municipality, and clearly defines the rights and obligations of the community in relation to such public parks.

#### **2. Definitions**

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

**“Active game”** means any physical sport, game or other activity by one or more persons which is undertaken within a public open space other than in an area set aside for that purpose, and which may cause injury to other users of the public open space, a nuisance or damage to vegetation or municipal property within a public open space and includes rugby, golf, archery, football, tennis, badminton, hockey, netball, volleyball, skate-boarding, roller-skating and in-line skating;

**“Authorised official”** means any official of the Municipality who has been authorised by the Municipality to administer, implement, and enforce the provisions of this by-law;

**“public open space”** means public open space that is managed by or on behalf of the Municipality for conservation purposes, and includes nature reserves, greenbelts, ravines, bird sanctuaries and sites of historic, ecological or archaeological value;

**“Public Park”** means any park, garden or open space within the municipal boundaries of Madibeng Municipality or under its control and includes all buildings, grounds and open spaces in such area;

**“Adopter means”** the individual or individuals, corporation, company or public agency that applies to adopt a park or a portion of park and with whom the agreement is made;

**“Animal”** means any mammal, bird, reptile, amphibian or vertebrate

**“Council”** means –

- (a) the municipal council of Madibeng established in terms of Section 12 of the Municipal Structures Act 1998 as amended or its successors in title, and any committee or person to which or whom an instruction has been given or any power has been delegated or sub-delegated in terms of, or as contemplated in, section 59 of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000) or, where the context so requires, means the Local Municipality of Madibeng; or
- (b) a service provider in respect of any power, function or duty of the Council as contemplated in paragraph (a), which has been assigned for the purposes of this by-law to that service provider in terms of section 81(2) of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000);

**“Dam”** means the Hartbeespoort Dam or any other dam situated within the municipal area of Madibeng;

**“demarcated area”** means a portion of a road or road reserve or any other portion of land within a municipal park or open space, which has been identified and demarcated as a place where vehicles may lawfully park;

**“Designated area”** means an area designated by the Municipality as an area in which an active game or any other activity, which would otherwise be prohibited under Chapter III of this by-law, may be undertaken;

**“Enforcement officer”** means any peace officer, as defined in the Criminal Procedure Act, 1977 (Act No. 51 of 1977), who is duly appointed by the Municipality to enforce any provision of this by-law;

**“Environment”** means, as defined in terms of the National Environmental Management Act, 1998 (Act no 107 of 1998) the surroundings within which humans exist and that are made up of –

- (a) The land, water and atmosphere of the earth;
- (b) micro-organisms, plant and animal life;
- (c) Any part or combination of (a) and (b) and the interrelationships among and between them; and
- (d) The physical, chemical, aesthetic and cultural properties and conditions of the foregoing that influence human health and well-being;

**“Environmentally sustainable”** means the exercising of any decision-making powers or performance of any activities in a manner aimed at ensuring that –

- (a) The risk of harm to the environment and to human health and safety is minimised to the extent reasonably possible under the circumstances;

- (b) The potential benefits to the environment and to human health and safety are maximised to the extent reasonably possible under the circumstances; and
- (c) Legislation intended to protect the environment and human health and safety is complied with;

**“Foreshore”** means the portion of foreshore of the Haartbeespoort Dam referred to in the Deed of Agreement entered into by the former Haartbeespoort TLC, the Government of RSA and the Administrator of the former Transvaal Province;

**“Local community”** means that body of persons comprising –

- (a) The residents of the area in which the public open space is situated;
- (b) The ratepayers of the area in which the public open space is situated; and
- (c) Any civic organisations and non-governmental or private sector organisations or bodies which are involved in local affairs in the area in which the **public parks** is situated;

**“Municipal manager”** means a person appointed as such by the Municipality in terms of section 82 of the Local Government: Municipal Structures Act, 1998 (Act 117 of 1998);

**“municipal property”** means any structure or thing owned or managed by or on behalf of the Council and which is incidental to the use and enjoyment of a public open space and includes buildings, lapas, kiosks, benches, picnic tables, playground equipment, fountains, statues, monuments, fences, poles, notices and signs;

**“notice”** means a clear and legible official notice drawn up by the Council in the official languages recognised by the Council and prominently erected in a public open space;

**“Nuisance”** means an unreasonable interference or likely interference with–

- (a) The health or well-being of any person;
- (b) The use and enjoyment by an owner or occupier of his or her property; or
- (c) The use and enjoyment by a member of the public of a public open space; or means
- (d) any accumulation of refuse, offal, excretion or other matter caused by any person in a public open space, which is offensive or is dangerous or injurious to the health and well-being of the public;

- (e) Any other activity, condition or thing declared to be a nuisance by the Minister in terms of the National Health Act, No 61 of 2003, perpetrated by a member of the public;

**“Organ of State”** means –

- (a) Any department of State or administration in the national, provincial or local sphere of government; or
- (b) Any other functionary or institution –
  - (i) exercising a power or performing a function in terms of the Constitution of the Republic of South Africa Act, 1996 (Act No. 108 of 1996) or a provincial Constitution; or
  - (ii) Exercising a public power or performing a public function in terms of any legislation, but does not include a court or a judicial officer;

**“Person”** means a natural person or a juristic person, and includes an organ of State;

**“Prescribed fee”** means a fee determined by the Council by resolution in terms of section 75A of the Municipal Systems Act, No 32 of 2000, or any other applicable legislation;

**“Printed matter”** includes any advertisement, billboard, poster, book, pamphlet or handbill;

**“prohibited activity”** means any activity or behaviour that is prohibited in terms of Chapter III from being undertaken in a public open space, either completely or without permission in terms of sections 22, 23 or 24;

**“Public open space”** means any land which –

- (a) Is owned by an organ of State, or
- (b) over which an organ of State has certain real rights arising from the filing in the Deeds Office or other registration office of a general plan of a township, agricultural holding or other division of land, or any alteration, addition to or amendment of such land approved by the Surveyor-General, on which is marked the land to which the public has a common right of use; and
- (c) Is controlled and managed by the Municipality; and
- (d) Is either –
  - (i) set aside in terms of any law, zoning scheme or spatial plan for the purposes of public recreation, conservation, the installation of public infrastructure or agriculture; or

- (ii) Predominantly undeveloped and open and has not yet been set aside for a particular purpose in terms of any law, zoning scheme or spatial plan;
- (e) used for public recreational or cultural purposes, and includes any park, botanical garden, sports ground and playground, libraries, multimedia libraries, museums, art centers, sports facilities, sports fields, sports centers, public gymnasiums and swimming pools, community halls, community centers and any place at which group activities of an indoor sporting, cultural or recreational nature can be pursued;

**“public road”** means a square, public street, avenue, road, sidewalk, an island located within a street, subway, bridge, walkway, public passageway and any thoroughfare shown on the general plan of a township or in respect of which the public has acquired a prescriptive or other right of way and which is more fully described in the National Road Traffic Act, 1996 (Act No 93 of 1996);

**“Open space”** means public open space that is managed by or on behalf of the Municipality for public recreational purposes, and includes parks, botanical gardens, sports grounds and play grounds, but excludes golf courses;

**“River”** means any river, stream or water course situated within the municipal boundaries of Madibeng which conveys water to the Haartbeespoort Dam, or any other dams;

**“road reserve”** means that portion of a road, street or thoroughfare improved, constructed or intended for vehicular traffic which is between the edges of the roadway or that portion of a road, street or thoroughfare, including the sidewalk, which is not the roadway or shoulder;

**“Service provider”** means a person or institution or any combination of persons and institutions which provide a municipal service in terms of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000);

**“special event”** means a parade, procession, race, concert, show, exhibition, festival, ceremony, film shoot, photographic shoot or similar event, which requires, for that purpose, exclusive use of a part of a public open space;

**“Urban agricultural public open space”** means public open space that is managed by or on behalf of the Municipality for urban agricultural purposes;

**“Vegetation”** means any tree, shrub, flower or plant growing within a public open space;

**“Vehicle”** means any vehicle having pedals and an engine or electric motor as an integral part thereof or adapted to be propelled by means of such pedals.

**“waste”** means any substance or article which includes rubbish, refuse, paper or other litter that the owner wishes to dispose of because it is unwanted, superfluous, broken, worn out, contaminated or otherwise spoilt and that has



either been discarded or has been accumulated or stored so that it can be discarded, reused, reclaimed or recycled;

**“watercraft”** includes any boat, ferry, raft, yacht, canoe, inflatable mattress, model ship or boat, radio-controlled boat or similar device propelled on water by means of oars, poles, sails, mechanical power or any by any other means;

**“Water body”** means any body of water within a public open space and includes a pond, fountain, artificial watercourse, dam, lake, canal, reservoir, stream, river or wetland.

**“Agreement”** means a fully executed agreement between the municipality and the adopter that incorporates the requirements of these rules allowing the adopter and its participants to perform duties. An agreement does not convey any property right or interest.

## **2. Application**

2.1 This by-law applies to all public parks that fall under the jurisdiction and control of the Municipality.

2.2 These by-laws are binding on the State.

## **3. Purpose**

3.1 The purpose of this by-law is to provide, in conjunction with other applicable legislation, an effective legal and administrative framework:

- (a) To ensure that the way in which the Municipality controls, manages and develops public parks is environmentally sustainable, and is in the long-term interests of the whole community of Madibeng, including future generations; and
- (b) That clearly defines the rights and obligations of the public in relation to public parks and the use thereof.

## **4. Principles**

4.1 Public parks must be managed, and where appropriate developed, in the interests of the whole community, and in determining the interests of the whole community –

- (a) The long-term collective interests of the people of Madibeng, and of South Africa, must be prioritized over the interests of any specific interest group or sector of society;
- (b) A long-term perspective, that takes into account the interests of future generations, must be adopted; and

- (c) The interests of other living organisms that depend on public park must be taken into account.

4.2 Public Parks must be managed in an environmentally sustainable manner.

4.3 Subject to subsection 4.5 and section 7, people must be given access to public parks on a non-discriminatory and equitable basis.

4.4 Access to a public park may be restricted in a manner that does not unjustifiably discriminate against any person or class of persons –

- (a) If the restriction is authorized by this by-law or by any other applicable legislation; or

- (b) In order to achieve the purposes of this by-law.

4.5 The recreational, educational, social and other opportunities which public parks offer must be protected and enhanced to enable local communities, particularly historically disadvantaged communities, and the public to improve and enrich their quality of life.

4.6 Local communities must be encouraged to use and care for public parks in their areas and the areas must be left clean after use.

## **5. Application of principles**

5.1 The public parks management principles set out in section 4, and the national environmental management principles set out in section 2 of the National Environmental Management Act, 1998 (Act 107 of 1998), must be considered and applied by any person –

- (a) Exercising a power or function or performing a duty under this by-law;
- (b) Formulating or implementing any policy that is likely to have a significant effect on, or which concerns the use of, public parks within the Council's jurisdiction; or
- (c) Exercising a public power or function or performing a public duty that is likely to have a significant effect on, or which concerns the use of, public parks.

## **6. General Powers**

6.1 The Municipality may in relation to any public park –

- (a) Erect, construct, establish or demolish municipal property; and

- (b) Exercise any other power reasonably necessary for the discharge of the Municipality's obligations in terms of this by-law relating to the management of public open spaces.

## **7. Fees**

7.1 The Municipality may require members of the public to pay –

- (a) A reasonable prescribed fee to use recreational or other facilities that are in the Municipality public open spaces;
- (b) A reasonable prescribed fee for entrance to public parks which are significantly more expensive to maintain other than public parks, such as botanical gardens;
- (c) A prescribed fee for the right to undertake a special event;
- (d) A prescribed fee for the right to exclusively use municipal property for a specific period;
- (e) A deposit prior to undertaking a prohibited activity which has been approved by the Municipality;
- (f) An annual or monthly fee for the right to public park to the exclusion of any other person; and
- (g) A prescribed fee for processing applications for permits or letters of permission under this by-law.

7.2 Such fees, charges and deposits shall be prescribed in terms of Section 75A of the Municipal Systems Act, No 32 of 2000, and shall be reviewed annually by the Council.

## **8. Use of Public Park**

In terms of this by-law, no person shall without any written permission of the accounting officer;

- (a) Arrange or present any public entertainment;
- (b) Display or distribute pamphlet, painting, advertisement board or any other painted work;
- (c) Conduct any trade, occupation or business;
- (d) Hold an auction;
- (e) Store building material or off-load goods;

- (f) Ride a horse or bicycle other than on foot-paths or areas specifically demarcated for such activity;
- (g) Camp or reside in any public park unless camping is allowed within a certain demarcated area for this purpose;
- (h) Make, light or otherwise start a fire other than in an area demarcated for that purpose;
- (l) Undertake a special event, except in terms of a permit issued by the Municipality.

## **9. Tree planting in Public Park**

No person other than an authorized official shall-

- (a) Plant or prune any tree, shrub or any way cut down a tree or shrub in a public park or remove it there from, except with the written permission of the manager: parks, Nursery and Cemeteries.
- (b) Any tree planted in a public park shall become the property of the municipality.

## **8. Restricting access**

8.1 The Municipality may restrict access to any public park or to any part of a public open space for a specified period of time –

- (a) To protect any aspect of the environment within a public park;
- (b) To reduce vandalism and the destruction of property;
- (c) To improve the administration of a public park;
- (d) To develop a public park;
- (e) To enable a special event that has been permitted to proceed; or
- (f) To undertake any activity that the Municipality reasonably considers necessary or appropriate to achieve the purposes of this by-law.

## **9. Powers of enforcement officers**

9.1 In relation to any public park, enforcement officer may–

- (a) Issue a notice in terms of section 341 of the Criminal Procedure Act, 1977 (Act No. 51 of 1977);
- (b) Issue a notice under section 21;

- (c) Order any person to leave a public park if the enforcement officer reasonably believes that such person has not complied with any provision of this by-law; and
- (d) Exercise any other power that may be exercised by a peace officer under the Criminal Procedure Act, 1977 (Act No. 51 of 1977).

## **10. Obligations in relation to public parks**

10.1 The Municipality must within a public park, erect any notice required under this By-law to –

- (a) Ensure that they are open to the public between sunrise and sunset, unless specified otherwise in terms of a notice; and
- (b) Erect prominently displayed notices at every entrance indicating:
  - (i) the opening and closing times of that recreational public park; and
  - (ii) Any rules or restrictions made in relation to that public park.

## **11. General**

11.1 No person shall within a public park –

- (a) Act in a manner that is dangerous to life or property;
- (b) Operate any remote control device including plane helicopters or car;
- (c) Skate on roller skates or a skateboard or similar device except where permitted by notice;
- (d) Play or sit on playpark equipment's, except if a person concerned is 14 years old or younger, or permitted by notice;
- (e) Swim, play or walk in fish pond, fountain, stream or pond;
- (f) Dig, disturb or remove any mineral substance including soil, sand gravel or rock;
- (g) Run, walk, stand or sits in flower beds;

## **12. Dumping and littering**

12.1 No person shall within a public park –

- (a) Deposit, dump or discard any waste, unless in a receptacle provided by the Municipality for that purpose; or
- (b) Pollute or deposit any waste or thing in a manner which may detrimentally impact on a water body.
- (c) Drop or place any refuse, rubble or any other material except in a container identified for that purpose in a park.

### **13. Vehicles**

13.1 No person shall within a public park –

- (a) Bring into a public park any motor car, truck, motor cycle, bicycle or any other vehicle ;
- (b) Drive, draw or propel a vehicle in excess of, or 15 kilometers per hour on roads or pathways within a public open space;
- (c) Park a vehicle in a public park other than in areas demarcated for this purpose.

13.2 The provisions of subsections (1)(a) and (b) do not apply to any person who has obtained a permit in terms of section 24 to undertake agricultural activities in an urban agricultural public open space.

13.3 Subject to any permit conditions imposed by the Municipality, the holder of a special events permit has the right to use the area of public open space specified on the permit to the exclusion of any other person during the period specified in the permit.



## Symbols /Pictograms for use on Public Park notice boards

No	INTERPRETATION OF SYMBOL
1	Madibeng Local Municipality
2	Potable water
3	First aid
4	Directional sign
5	Toilets
6	Ladies
7	Gents
8	Litter bin
9	Pedestrians
10	Jogging
11	Cycling
12	Motor bikes
13	Motor vehicles
14	Motor bikes
15	Parking
16	Swimming
17	Fishing
18	Camping
19	Fire in fireplaces
20	Dogs
21	Roller skating
22	Prohibition
23	No fires
24	No firearms
25	No damaging of vegetation
26	No washing of the body
27	No drugs or alcohol
28	No dumping
29	No stone-throwing
30	No flower picking
<b>Note:</b>  All symbols are in green detail on a white background with a red border. If a symbol is displayed with a red border and red diagonal slash (no 40) it implies that the activity concerned is prohibited.	

**LOCAL MUNICIPALITY**

**OF**

**MADIBENG**



**MUNICIPAL OPEN SPACE BY-LAW**

**THIS BY-LAW MAY ALSO APPLY TO ADOPT A - PARK****LOCAL GOVERNMENT NOTICE****LOCAL MUNICIPALITY OF MADIBENG**

The Municipal Manager hereby publishes, in terms of Section 13 of the Local Government Municipal Systems Act, 2000 (Act 32 of 2000) read with Section 162 of the Constitution of the Republic of South Africa Act 1996 (Act 108 of 1996) the by-law Relating to Municipal Open Spaces which shall come into operation on the date of publication thereof.

**PURPOSE OF THE BY- LAW**

The purpose of this policy is to provide effective legal and administrative framework to ensure that the way in which the municipality controls, manages and develops public open spaces is environmentally sustainable, in the long term interests of Madibeng Local Municipality, and clearly defines the rights and obligations of the community in relation to such public open spaces

**CHAPTER 1 – INTERPRETATION AND FUNDAMENTALS****1. Definitions**

In these policy, unless the context indicates otherwise –

**“Active game”** means any physical sport, game or other activity by one or more persons which is undertaken within a public open space other than in an area set aside for that purpose, and which may cause injury to other users of the public open space, a nuisance or damage to vegetation or municipal property within a public open space and includes rugby, golf, archery, football, tennis, badminton, hockey, netball, volleyball, skate-boarding, roller-skating and in-line skating;

**“Authorised official”** means any official of the Municipality who has been authorised by the Municipality to administer, implement, and enforce the provisions of this by-law;

**“Conservation public open space”** means public open space that is managed by or on behalf of the Municipality for conservation purposes, and includes nature reserves, greenbelts, ravines, bird sanctuaries and sites of historic, ecological or archaeological value;

**“Council”** means –

- (a) the municipal council of Madibeng established in terms of Section 12 of the Municipal Structures Act 1998 as amended or its successors in title, and any committee or person to which or whom an instruction has been given or any power has been delegated or sub-delegated in terms of, or as contemplated in, section 59 of the Local Government: Municipal

Systems Act, 2000 (Act No. 32 of 2000) or, where the context so requires, means the Local Municipality of Madibeng; or

- (b) a service provider in respect of any power, function or duty of the Council as contemplated in paragraph (a), which has been assigned for the purposes of this by-law to that service provider in terms of section 81(2) of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000);

**“Dam”** means the Hartbeespoort Dam or any other dam situated within the municipal area of Madibeng;

**“Demarcated area”** means a portion of a road or road reserve or any other portion of land within a municipal park or open space, which has been identified and demarcated as a place where vehicles may lawfully park;

**“Designated area”** means an area designated by the Municipality as an area in which an active game or any other activity, which would otherwise be prohibited under Chapter III of this by-law, may be undertaken;

**“Enforcement officer”** means any peace officer, as defined in the Criminal Procedure Act, 1977 (Act No. 51 of 1977), who is duly appointed by the Municipality to enforce any provision of this by-law;

**“Environment”** means, as defined in terms of the National Environmental Management Act, 1998 (Act no 107 of 1998) the surroundings within which humans exist and that are made up of –

- (a) The land, water and atmosphere of the earth;
- (b) micro-organisms, plant and animal life;
- (c) Any part or combination of (a) and (b) and the interrelationships among and between them; and
- (d) The physical, chemical, aesthetic and cultural properties and conditions of the foregoing that influence human health and well-being;

**“Environmentally sustainable”** means the exercising of any decision-making powers or performance of any activities in a manner aimed at ensuring that –

- (a) The risk of harm to the environment and to human health and safety is minimised to the extent reasonably possible under the circumstances;
- (b) The potential benefits to the environment and to human health and safety are maximised to the extent reasonably possible under the circumstances; and
- (c) Legislation intended to protect the environment and human health and safety is complied with;

**“Foreshore”** means the portion of foreshore of the Hartbeespoort Dam referred to in the Deed of Agreement entered into by the former Hartbeespoort TLC, the Government of RSA and the Administrator of the former Transvaal Province;

**“Local community”** means that body of persons comprising –

- (a) The residents of the area in which the public open space is situated;
- (b) The ratepayers of the area in which the public open space is situated; and
- (c) Any civic organisations and non-governmental or private sector organisations or bodies which are involved in local affairs in the area in which the public open space is situated;

**“Adopter means”** the individual or individuals, corporation, company or public agency that applies to adopt a park or a portion of park and with whom the agreement is made;

**“Agreement”** means a fully executed agreement between the municipality and the adopter that incorporates the requirements of these rules allowing the adopter and its participants to perform duties. An agreement does not convey any property right or interest

**“Municipal manager”** means a person appointed as such by the Municipality in terms of section 82 of the Local Government: Municipal Structures Act, 1998 (Act 117 of 1998);

**“municipal property”** means any structure or thing owned or managed by or on behalf of the Council and which is incidental to the use and enjoyment of a public open space and includes buildings, lapas, kiosks, benches, picnic tables, playground equipment, fountains, statues, monuments, fences, poles, notices and signs;

**“notice”** means a clear and legible official notice drawn up by the Council in the official languages recognised by the Council and prominently erected in a public open space;

**“Nuisance”** means an unreasonable interference or likely interference with–

- (a) The health or well-being of any person;
- (b) The use and enjoyment by an owner or occupier of his or her property; or
- (c) The use and enjoyment by a member of the public of a public open space; or means

- (d) any accumulation of refuse, offal, excretion or other matter caused by any person in a public open space, which is offensive or is dangerous or injurious to the health and well-being of the public;
- (e) Any other activity, condition or thing declared to be a nuisance by the Minister in terms of the National Health Act, No 61 of 2003, perpetrated by a member of the public;

**“Organ of State”** means –

- (a) Any department of State or administration in the national, provincial or local sphere of government; or
- (b) Any other functionary or institution –
  - (i) Exercising a power or performing a function in terms of the Constitution of the Republic of South Africa Act, 1996 (Act No. 108 of 1996) or a provincial Constitution; or
  - (ii) Exercising a public power or performing a public function in terms of any legislation, but does not include a court or a judicial officer;

**“Park”** means any park, garden or open space within the municipal boundaries of Madibeng Municipality or under its control and includes all buildings, grounds and open spaces in such area;

**“Person”** means a natural person or a juristic person, and includes an organ of State;

**“Prescribed fee”** means a fee determined by the Council by resolution in terms of section 75A of the Municipal Systems Act, No 32 of 2000, or any other applicable legislation;

**“Printed matter”** includes any advertisement, billboard, poster, book, pamphlet or handbill;

**“prohibited activity”** means any activity or behaviour that is prohibited in terms of Chapter III from being undertaken in a public open space, either completely or without permission in terms of sections 22, 23 or 24;

**“Public open space”** means any land which –

- (a) Is owned by an organ of State, or
- (b) over which an organ of State has certain real rights arising from the filing in the Deeds Office or other registration office of a general plan of a township, agricultural holding or other division of land, or any alteration, addition to or amendment of such land approved by the Surveyor-General, on which is marked the land to which the public has a common right of use; and



- (c) Is controlled and managed by the Municipality; and
- (d) Is either –
  - (i) set aside in terms of any law, zoning scheme or spatial plan for the purposes of public recreation, conservation, the installation of public infrastructure or agriculture; or
  - (ii) Predominantly undeveloped and open and has not yet been set aside for a particular purpose in terms of any law, zoning scheme or spatial plan;
- (e) used for public recreational or cultural purposes, and includes any park, botanical garden, sports ground and playground, libraries, multimedia libraries, museums, art centers, sports facilities, sports fields, sports centers, public gymnasiums and swimming pools, community halls, community centers and any place at which group activities of an indoor sporting, cultural or recreational nature can be pursued;

**“public road”** means a square, public street, avenue, road, sidewalk, an island located within a street, subway, bridge, walkway, public passageway and any thoroughfare shown on the general plan of a township or in respect of which the public has acquired a prescriptive or other right of way and which is more fully described in the National Road Traffic Act, 1996 (Act No 93 of 1996);

**“public utility public open space”** means public open space that is managed by or on behalf of the Municipality for the purposes of providing a public service, which includes road reserves and areas subject to electrical, pipeline and other public utility servitudes, but excludes council housing, clinics and other social services;

**“Recreational public open space”** means public open space that is managed by or on behalf of the Municipality for public recreational purposes, and includes parks, botanical gardens, sports grounds and play grounds, but excludes golf courses;

**“River”** means any river, stream or water course situated within the municipal boundaries of Madibeng which conveys water to the Haartbeespoort Dam, or any other dams;

**“Road reserve”** means that portion of a road, street or thoroughfare improved, constructed or intended for vehicular traffic which is between the edges of the roadway or that portion of a road, street or thoroughfare, including the sidewalk, which is not the roadway or shoulder;

**“Service provider”** means a person or institution or any combination of persons and institutions which provide a municipal service in terms of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000);

**“Special event”** means a parade, procession, race, concert, show, exhibition, festival, ceremony, film shoot, photographic shoot or similar event, which requires, for that purpose, exclusive use of a part of a public open space;

**“Urban agricultural public open space”** means public open space that is managed by or on behalf of the Municipality for urban agricultural purposes;

**“Vegetation”** means any tree, shrub, flower or plant growing within a public open space;

**“Vehicle”** means a device designed or adapted mainly to travel on wheels, but excludes wheelchairs and children’s pushchairs;

**“Waste”** means any substance or article which includes rubbish, refuse, paper or other litter that the owner wishes to dispose of because it is unwanted, superfluous, broken, worn out, contaminated or otherwise spoilt and that has either been discarded or has been accumulated or stored so that it can be discarded, reused, reclaimed or recycled;

**“watercraft”** includes any boat, ferry, raft, yacht, canoe, inflatable mattress, model ship or boat, radio-controlled boat or similar device propelled on water by means of oars, poles, sails, mechanical power or any by any other means;

**“Water body”** means any body of water within a public open space and includes a pond, fountain, artificial watercourse, dam, lake, canal, reservoir, stream, river or wetland.

## **2. Application**

2.1 This by-laws policy applies to all public open spaces that fall under the jurisdiction and control of the Municipality but do not apply to cemeteries.

2.2 These by- laws are binding on the State.

## **3. Purpose**

3.1 The purpose of this by-law is to provide, in conjunction with other applicable legislation, an effective legal and administrative framework:

- (a) To ensure that the way in which the Municipality controls, manages and develops public open spaces is environmentally sustainable, and is in the long-term interests of the whole community of Madibeng, including future generations; and
- (b) That clearly defines the rights and obligations of the public in relation to public open spaces and the use thereof.

## CHAPTER 2: MANAGEMENT AND ADMINISTRATION OF PUBLIC OPEN SPACES

### 4. Principles

- 4.1 Public open spaces must be managed, and where appropriate developed, in the interests of the whole community, and in determining the interests of the whole community –
- (a) The long-term collective interests of the people of Madibeng, and of South Africa, must be prioritized over the interests of any specific interest group or sector of society;
  - (b) A long-term perspective, that takes into account the interests of future generations, must be adopted; and
  - (c) The interests of other living organisms that depend on public open spaces must be taken into account.
- 4.2 Public open spaces must be managed in an environmentally sustainable manner.
- 4.3 Subject to subsection 4.5 and section 7, people must be given access to public open spaces on a non-discriminatory and equitable basis.
- 4.4 Where necessary, special measures must be taken to facilitate access to public open spaces by historically disadvantaged persons and by disabled persons.
- 4.5 Access to a public open space may be restricted in a manner that does not unjustifiably discriminate against any person or class of persons –
- (a) If the restriction is authorized by this by-law or by any other applicable legislation; or
  - (b) In order to achieve the purposes of this by-laws.
- 4.6 The recreational, educational, social and other opportunities which public open spaces offer must be protected and enhanced to enable local communities, particularly historically disadvantaged communities, and the public to improve and enrich their quality of life.
- 4.7 Local communities must be encouraged to use and care for public open spaces in their areas and the areas must be left clean after use.
- 4.8 The natural environment and heritage resources within public open spaces must be identified, preserved, protected and promoted, for the benefit of the local community, the public and future generations.

## **5. Application of principles**

- 5.1 The public open space management principles set out in section 4, and the national environmental management principles set out in section 2 of the National Environmental Management Act, 1998 (Act 107 of 1998), must be considered and applied by any person –
- (a) Exercising a power or function or performing a duty under this by-law;
  - (b) formulating or implementing any policy that is likely to have a significant effect on, or which concerns the use of, public open spaces within the Council's jurisdiction; or
  - (c) Exercising a public power or function or performing a public duty that is likely to have a significant effect on, or which concerns the use of, public open spaces.

## **6. General Powers**

- 6.1 The Municipality may in relation to any public open space –
- (a) designate any area within a public open space as an area within which one or more activities otherwise prohibited in terms of this by-law may be undertaken, and erect a prominent notice to this effect at entrances to the designated area;
  - (b) Develop any public open space in accordance with the principles set out in section 4;
  - (c) Erect, construct, establish or demolish municipal property; and
  - (d) Exercise any other power reasonably necessary for the discharge of the Municipality's obligations in terms of this by-laws relating to the management of public open spaces.

## **7. Fees**

- 7.1 The Municipality may require members of the public to pay –
- (a) A reasonable prescribed fee to use recreational or other facilities that are in the Municipality public open spaces;
  - (b) A reasonable prescribed fee for entrance to public open spaces which are significantly more expensive to maintain than other public open spaces, such as botanical gardens;
  - (c) A prescribed fee for the right to undertake a special event;

- (d) A prescribed fee for the right to exclusively use municipal property for a specific period;
- (e) A deposit prior to undertaking a prohibited activity which has been approved by the Municipality;
- (f) An annual or monthly fee for the right to use urban agricultural public open space to the exclusion of any other person; and
- (g) A prescribed fee for processing applications for permits or letters of permission under this policy.

7.2 Such fees, charges and deposits shall be prescribed in terms of Section 75A of the Municipal Systems Act, No 32 of 2000, and shall be reviewed annually by the Council.

## **8. Restricting access**

8.1 The Municipality may restrict access to any public open space or to any part of a public open space for a specified period of time –

- (a) To protect any aspect of the environment within a public open space;
- (b) To reduce vandalism and the destruction of property;
- (c) To improve the administration of a public open space;
- (d) To develop a public open space;
- (e) To enable a special event that has been permitted to proceed; or
- (f) To undertake any activity that the Municipality reasonably considers necessary or appropriate to achieve the purposes of this policy.

## **9. Procedure when exercising powers**

9.1 If the rights or legitimate expectations of any person will be materially and adversely affected by the Council exercising any power in terms of sections 6, 7 or 8, before exercising the power the Municipality must –

- (a) Give notice of the proposed administrative action, which notice must –
  - (l) be published in a newspaper circulating in the area or areas that will be directly affected by the proposed administrative action;

- (ii) Contain a clear statement of the proposed administrative action;
- (iii) Invite comments and objections within a specified period;

9.2 The Council shall consider the comments and objections received in response to the notice mentioned in 9.1(a) and thereafter decide to continue with the said administrative action or amend or withdraw its intention to proceed therewith.

## **10. Powers of enforcement officers**

10.1 In relation to any public open space, an enforcement officer may–

- (a) Issue a notice in terms of section 341 of the Criminal Procedure Act, 1977 (Act No. 51 of 1977);
- (b) Issue a notice under section 21;
- (c) order any person to leave a public open space if the enforcement officer reasonably believes that such person has not complied with any provision of this policy; and
- (d) Exercise any other power that may be exercised by a peace officer under the Criminal Procedure Act, 1977 (Act No. 51 of 1977).

## **11. Obligations in relation to public open spaces**

11.1 The Municipality must within a public open space, erect any notice required under this policy 11.2 In relation to recreational public open spaces, the Municipality must –

- (a) Ensure that they are open to the public between sunrise and sunset, unless specified otherwise in terms of a notice; and
- (b) Erect prominently displayed notices at every entrance indicating:
  - (i) the opening and closing times of that recreational public open space; and
  - (ii) Any rules or restrictions made in relation to that recreational public open space.



## CHAPTER 3: PROHIBITED CONDUCT

### 12. Prohibited activities

- 12.1 Any person who undertakes an activity or behaves in a manner that is prohibited under sections 13 to 20 commits an offence unless the activity or conduct in question –
- 12.2 Subject to subsection (3), a person is deemed to have permission to undertake a prohibited activity if that person needs to undertake the prohibited activity –
- (a) To perform his or her obligations as an employee, agent or subcontractor of the Municipality under his or her contract with, or mandate from, the Municipality or to achieve the purposes of this policy;
  - (b) To carry out public duties as an employee, agent or subcontractor of an organ of State within a public open space which is subject to a public utility servitude in favor of an organ of State;
  - (c) To fulfil his or her duties as an authorized officer to implement this policy; or
  - (d) To fulfill his or her duties as a peace officer.
- 12.3 No person is deemed to have permission to undertake an activity that is prohibited under Section 13(1) (a), (e) or (f) or an activity that the Municipality has expressly refused to permit.

### 13. General

- 13.1 No person shall within a public open space –
- (a) Act in a manner that is dangerous to life or property;
  - (b) Contravene the provisions of any notice erected within any public open space;
  - (c) unlawfully enter a public open space to which access has been restricted in terms of section 8 or enter or leave a public open space other than through the gates or accesses provided;
  - (d) Cause a nuisance;
  - (e) Behave in an indecent or offensive manner; or
  - (f) Obstruct any authorized official who is exercising a power under this policy.

**14. Use****14.1** No person shall within a public open space –

- (a) bathe, wade, or swim in or wash him- or herself, an animal or any object, including clothing, in any water body or otherwise pollute the water therein;
- (b) Sail, row, paddle, propel or control any watercraft on any water body unless such craft is properly licensed and permission has been granted by the DWAF (Dept. of Water Affairs & Forestry);
- (c) Make, light or otherwise start a fire other than in an area demarcated for that purpose;
- (d) Camp or reside in any public open space unless camping is allowed within a certain demarcated area for this purpose;
- (e) Consume, brew, store or sell any alcoholic beverage;
- (f) use any sound equipment, including a musical instrument, radio, portable hi-fi, loudspeakers or car stereo at a sound level or decibel level which exceeds a normal level;
- (g) Play an active game, except in an area designated for that purpose, on sport playing fields or on a golf course;
- (h) Shoot a projectile of any nature;
- (l) ride a horse or bicycle other than on foot-paths or areas specifically demarcated for such activity;
- (j) enter or try to enter a bath cubicle, dressing room or toilet in a public ablution block which has been reserved or allocated for use by members of an opposite sex; or
- (k) Misuse or abuse the facilities set aside for the general public in ablution blocks erected in any municipal open space or damage any fixtures therein.

**15. Waste****15.1** No person shall within a public open space –

- (a) Deposit, dump or discard any waste, unless in a receptacle provided by the Municipality for that purpose; or
- (b) Pollute or deposit any waste or thing in a manner which may detrimentally impact on a water body.

**16. Vehicles**

16.1 No person shall within a public open space –

- (a) Except at times and on roads or pathways prescribed by the Municipality, drive, draw or propel any vehicle;
- (b) Drive, draw or propel a vehicle in excess of 15 kilometers per hour on roads or pathways within a public open space;
- (c) Park a vehicle in a public open space other than in areas demarcated for this purpose.

**17. Animals and vegetation**

17.1 Subject to subsection (2), no person shall within a public open space –

- (a) Disturb, damage, destroy or remove any vegetation;
- (b) Plant any vegetation;
- (c) Alter the slope or drainage pattern so as to interfere with the access of water, air or nutrients to any tree;
- (d) capture or attempt to capture, chase, shoot at, injure, throw objects at, tease, molest or in any other way disturb any fish, bird or animal that the Municipality has provided in a particular open space;
- (e) Disturb, damage or destroy any bird nest or eggs;
- (f) walk, carry, ride or bring an animal, unless the animal is a guide dog and is accompanied by a person with a sight disability or a dog, which is not of a ferocious nature, fitted with a leash or chain and provided its owner or person in control of it, is equipped with a pooper scooper and immediately scoops up any feces which the dog may deposit on the ground or grass.
- (g) Affix or place on any tree any printed matter.

17.2 The provisions of subsections (1)(a) and (b) do not apply to any person who has obtained a permit in terms of section 24 to undertake agricultural activities in an urban agricultural public open space.

**18. Sidewalks, Municipal Property and Erection of Structures on Municipal Property**

18.1 Sidewalks

- 18.1.1 Sidewalks belong to the Municipality and not the owners of properties / premises adjacent to thereon. The purpose of sidewalks is to allow pedestrians an unobstructed passage thereon and to lay municipal services (such as pipes, cables, etc.) therein.
- 18.1.2 No owner / lessee or other person may therefore plant any trees, shrubs or plants on the sidewalk, erect any structures or objects thereon or remove any pathway or cycle lane which the Municipality has constructed thereon or damage any Municipal services laid in sidewalks
- 18.1.3 A person may apply to the Municipality to adorn a portion of the sidewalk in front of a premises as long as such adornment does not disturb free access to pedestrians using the sidewalk or Municipal services or to employees of the Municipality who have to maintain Municipal services laid in the sidewalk area.
- 18.1.4 Should the Municipality grant a person permission to adorn a portion of a sidewalk, he / she shall not plant any tree or shrub thereon that has a proliferous root system which may damage or interfere with municipal services laid in the sidewalk.
- 18.1.5 A person who has been granted permission to adorn a portion of a sidewalk must maintain it to the satisfaction of the Municipality.
- 18.1.6 The Municipality shall not be liable to any person for damages caused to adornments, brick driveways or other improvements made on a sidewalk, in the event of excavating or digging up a sidewalk to repair or maintain Municipal services laid therein.
- 18.1.7 No person may remove, damage or prune any tree which the Municipality has planted on a sidewalk.
- 18.1.8 No person may deposit building rubble, rubbish, litter or other debris on a sidewalk.
- 18.2 Other Municipal property and erection of structures within Public Open Spaces
- 18.2.1 Subject to 18.2.2 no person shall within a public open space-
- (a) Deface, damage, destroy or remove any municipal property;
  - (b) Disturb the surface of any land, whether by digging or undertaking any earthworks;
  - (c) Erect, build or assemble any structure, including a hut, tent, screen, bulletin board, pole, stand or stage;

- (d) Affix or place on any municipal property, or distribute, any printed matter; or
- (e) Plug, tamper with, or in any way damage any plumbing, electrical, heating or other fixtures or installations in any public open space.

18.2.2 The provisions of subsection (1) (b) do not apply to any person who has obtained a permit in terms of section 24 to undertake agricultural activities in an urban agricultural public open space.

## **19. Selling of goods and holding of special events**

19.1 No person shall within a public open space –

- (a) Use municipal property in a way that unfairly restricts or prevents other users of the public open space from enjoying the amenities of that municipal property; or
- (b) Sell, hawk, offer or display any goods or articles for sale or hire unless he / she has been given permission to do so by the Municipality;

19.2 No person may undertake a special event, except in terms of a permit issued by the Municipality.

## **20. Community service**

20.1 No person shall within a public open space undertake any community or voluntary work of any description unless he / she has been given permission to do so by the Municipality.

## **21. Restoration or removal notices**

21.1 Unless permission or a permit to do so has been obtained under sections 21, 23 or 24, an enforcement officer may issue a restoration or removal notice to any person who has directly or indirectly in a public open space –

- (a) Damaged, defaced, disturbed, destroyed, demolished or removed vegetation or a municipal structure;
- (b) Erected, built or assembled a structure; or
- (c) Dumped, discarded or deposited any waste, unless in a receptacle provided by the Municipality for that purpose.

21.2 The restoration or removal notice may direct the person within the reasonable time stated in the notice to take stated reasonable action:

- (a) To restore or rehabilitate the affected area to the reasonable satisfaction of the Municipality; or
- (b) To remove a structure or thing and restore the affected site, as nearly as practicable, to its former condition.

#### **CHAPTER 4: APPLICATIONS FOR AUTHORISATION**

##### **22. Application for permission**

- 22.1 Any person who wants to undertake a prohibited activity must apply in writing to the Municipality for permission to do so.
- 22.2 The Municipality may, after receiving an application, request the applicant to provide additional information which the Municipality reasonably requires in order to consider the application.
- 22.3 The Municipality may refuse to consider an application until it has been provided with the information that it reasonably requires to make an informed decision and until the prescribed fee (if any) has been paid.
- 22.4 Subject to subsections (2) and (3), the Municipality must consider the application within a reasonable time and must either:
  - (a) Refuse the application; or
  - (b) Grant permission in writing subject to whatever conditions the Municipality considers appropriate to best achieve the purposes of this by-law, which may include payment of a deposit and/or a fee.
- 22.5 The Municipality must not grant permission for any person to behave in a manner that is prohibited under section 13(1) (a), (e) or (f).

##### **23. Application for a special event permit**

- 23.1 An application for permission to hold a special event in a public open space must be made at least three weeks before the proposed date of the special event.
- 23.2 The time period referred to in subsection (1) may be reduced on good cause at the Municipality's discretion.
- 23.3 The application must contain the following information –
  - (a) the name and full contact details of the applicant (including name, organisation (if any), address, telephone and fax numbers and email address, if available);
  - (b) The nature and purpose of the special event;

- (c) The intended route or area proposed to be used by the special event; and
  - (d) The permissions, if any, required under Chapter 3 of this by-law.
- 23.4 Subject to any permit conditions imposed by the Municipality, the holder of a special events permit has the right to use the area of public open space specified on the permit to the exclusion of any other person during the period specified in the permit.

## **24. Application for permission to farm in an urban agricultural public open space**

- 24.1 An application for permission to farm in an urban agricultural public open space must contain the following information –
- (a) the name and full contact details of the applicant (including name, organisation (if any), address, telephone and fax numbers and email address, if available);
  - (b) The nature of the agricultural activity that the applicant proposes to undertake; and
  - (c) The size and location of the area on which the applicant wishes to undertake the proposed agricultural activity.
- 24.2 A permit under this section may require the permit holder to pay an annual or monthly fee for the use of the land as prescribed in the Municipality's Tariff Structure.
- 24.3 The holder of an urban agricultural permit may, subject to any conditions in the permit, use the area of public open space specified in the permit for agricultural purposes to the exclusion of any other person.

## **CHAPTER 5: CO-OPERATIVE MANAGEMENT AGREEMENTS**

- 25.1 The Municipality may enter into a written agreement with any organ of State, local community or organization to provide for –
- (a) The co-operative development of any public space; or
  - (b) The co-operative management of any public open space; and
  - (c) The regulation of human activities within a public open space.
- 25.2 The Municipality shall not enter into a co-management agreement in relation to a public open space unless it is reasonably believed that entering into the co-management agreement will promote the purpose of this policy and benefit the local community.



- 25.3 The Municipality must monitor the effectiveness of the co-management agreement in achieving the purposes for which it was entered into and may cancel the agreement after giving reasonable notice to the other party if the Municipality has reason to believe that the co-management agreement is not effective, or is inhibiting the attainment of the purpose of this policy or proves not to be beneficial to the community.

## **CHAPTER 6: TREE PRESERVATION ORDERS**

### **26. General**

- 26.1 If the Municipality believes that any tree or group of trees in a public open space requires legal protection the Municipality may issue a tree preservation order in respect of that tree or group of trees.
- 26.2 A tree preservation order:
- (a) Must indicate the tree or trees to which it relates; and
  - (b) May provide that any person who cuts, disturbs, damages, destroys, removes, transports, exports, purchases, sells, donates or in any other manner acquires or disposes of the tree or trees to which it relates, commits an offence.
- 26.3 The Council must erect a prominently displayed copy of any tree preservation order granted at or in the vicinity of the tree or trees to which the order relates.

### **27. Procedure**

- 27.1 Unless, in the Municipality's reasonable opinion, the issuing of a tree preservation order is required as a matter of urgency, the Municipality must, before issuing a tree preservation order under section 26 –
- (a) Give notice of the proposal to protect the tree or group of trees and invite comments and objections within a specified period, by publishing a notice in two newspapers circulating in the area in which the tree or group of trees is situated;
  - (b) Notify any affected organs of State; and
  - (c) Consider the comments and objections received in response to the notice before making a final decision in this respect.

## CHAPTER 7

### 28. ADOPT A- PARK

28.1 Any volunteer group identified as adopters, may Adopt-A –Park or a portion open space for the purpose of maintaining, preserving, developing and improving parks in the municipality and any work activities as agreed between the Adopter and the municipality. The volunteers and the program may include the following;

- Individuals
- Neighbourhood Associations
- Neighbouring community adjacent open space
- Youth Groups
- Schools
- Churches
- Business sector
- Sport and Outdoor Clubs
- NGO's

### 29. PURPOSE

29.1 This by-law is designed to encourage the community to work hand-on to help keep the municipality's parks, open spaces clean, safe and attractive through debris removal by various group of individual as volunteers.

29.2 The by-law offers the opportunity for people to get more involved in their community in a way that promotes civic pride, appreciation and awareness.

### 30. BENEFITS OF ADOPTING A PARK

30.1 The benefits to both the municipality and community are a litter-free, attractive environment, rehabilitating crime hot spot areas, recognition for the adopting volunteers and to contribute towards Community empowerment.

### 31. AREAS TO ADOPT

31.1

- Trees and Shrubs
- Undeveloped Park Land
- Open space

## 32. CARE FOR ADOPTED AREAS

32.1 The volunteer group can help to take care for adopted areas mainly in the following ways;

- Picking up litter
- Sweeping courts and pathways
- Raking leaves
- Reporting park hazards
- Removing graffiti
- Pulling weeds
- Cultivating flower beds, trees and shrubs
- Develop a park

## 33. HOW TO GET INVOLVED

33.1 Anyone may show interest by completing an **Adopt-A-Park application form** which is available at the office of Parks, Nursery and Cemeteries.

33.2 The interested parties may also contact the office of Park, Nursery and Cemeteries of the Municipality to find out whether they offer an Adopt-A-Park program and whether the site they are interested in, is available.

33.3 Once the application is scrutinised and approved, it will be expected from the adopter to sign an agreement which will be binding for particular period.

33.4 The Adopter may indicate a preference for a particular park or open space in the application; however, application will be processed on a first-come, first-served basis. If the particular park or section of park requested by the Adopter has already been adopted, the Manager Park, Nursery and Cemeteries, in his or her sole discretion, may suggest an alternate location for adoption.

33.5 Once the location to be adopted has been determined, the adopter and the Manager Park, Nursery and Cemeteries will meet to create an Operational Plan.

The Operational Plan will consist of a series of work tasks, agreed to by both the Adopter and Manager Park, Nursery and Cemeteries, to be completed by the adopter during the term of the agreement. The operation plan may include dates or time lines for completion of the work tasks. A copy of the operational plan will be attached to the agreement.

33.6 The agreement will list the specific requirement and obligation of the adopter, its participants, and Madibeng Local Municipality. No work is to be done in the park or open space until the agreement is full executed. The adopter should bring a copy of agreement to the work site when work is being performed.

- 33.7 Adoption period or term is for a period of one, two or three years but not exceeding three years.
- 33.8 There will be no remuneration or any form of payment to the adopter by the municipality.
- 33.9 The adopter may terminate the agreement upon 30 days written notice to the general manager park and cemeteries.
- 33.10 The adopter shall not use the adopted park or open space to display advertising sign or display or sell merchandise of any kind. The notice board will be to give the necessary acknowledgement to the adopter and his logo or business's name may be advertised on the board. **The acknowledgement sign is not intended as advertising or as a memorial. Items such as an internet address, website, or telephone number will not be allowed.**

#### 34. TERMS AND CONDITION FOR ADOPTION

- 34.1 Adoption period or term is for a period of one, two or three years but not exceeding three year and the period may annually be renewed or extended for another period of one year should the performance be found satisfactory by the municipality after the municipality has made its own evaluation.
- 34.2 Monitoring parks and maintenance of park should be done on a weekly basis usually at least once a week during the summer season and as weather permits in the winter season, at least once per month. Some sites may require additional time commitments.
- 34.3 The adopting group will be required to have a supervisor and addition members, for the purposes of managing the park, Maximum of ten members.
- 34.4 The volunteers in the adopting group shall not be paid or receive any remuneration from Madibeng Local Municipality for their services of keeping the park.
- 34.5 Each individual in the group shall be required to conclude a volunteer indemnity form with the municipality.
- 34.6 Any volunteer in the group should be 21 years or above to participate and sign the volunteer indemnity form.
- 34.7 The municipality may provide necessary equipment upon request by the group.

34.8 The municipality shall be mainly responsible for collection and disposing of the refuse, lawn mowing, and fixing irrigation systems in collaboration with the adopter.

34.9 The municipality shall welcome donations as part of the program and to raise found for worthy park improvements. And donations and donor funding be managed in accordance with the MFMA.

## **CHAPTER 8: APPEALS**

### **35. Rights of Appeal**

35.1 A person whose rights are affected by a decision taken by any authorised official under this by-law, may appeal against that decision by giving written notice of the appeal and reasons therefore to the Municipal Manager within 21 days of the date of the notification of the decision.

35.2 The Municipal Manager must promptly submit the appeal to the appropriate appeal authority mentioned in subsection (4).

35.3 The appeal authority must consider the appeal, and confirm, vary or revoke the decision, but no such variation or revocation of a decision may detract from any rights that may have accrued as a result of the decision.

35.4 An appeal submitted in terms of this section shall be dealt with in the manner prescribed by Section 62 of the Municipal Systems Act 32/2000.

## **CHAPTER 9: GENERAL PROVISIONS**

### **36. Offences and penalties**

36.1 **Any person who –**

- (a) Contravenes or fails to comply with any provisions of this by-law;
- (b) Fails to comply with any notice issued in terms of this by-law;
- (c) Fails to comply with any lawful instruction given in terms of this by-law; or
- (d) Obstructs or hinders any authorised official in the execution of his or her duties under this policy,

is guilty of an offence and liable upon conviction to a fine or in default of payment to imprisonment for a period not exceeding 6 months or to both such fine and imprisonment.

**37. Repeal**

- 37.1 Any policy relating to open spaces, parks and/or adopt a park adopted by the municipality of Madibeng or any former municipality now comprising an administrative unit of this municipality is repealed from the date of promulgation of this policy.

**LOCAL AUTHORITY NOTICE 130 OF 2018**

**NOTICE TO ADJACENT OWNERS AND AFFECTED PARTIES, RELATING TO A LAND DEVELOPMENT APPLICATION IN TERMS OF SECTION 41(2)(d) AND (e) OF THE SPATIAL PLANNING AND LAND USE MANAGEMENT ACT (SPLUMA), 2013 (ACT 16 OF 2013), READ WITH SECTIONS 62(1), 63(2), 94(1)(a), 95(1) AND 96 OF THE CITY OF MATLOSANA SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2016, READ WITH SECTION 56(1)(b)(i) OF THE TOWN PLANNING AND TOWNSHIP ORDINANCE (TRANSVAAL), 1986 (ORDINANCE 15 OF 1986), FOR A SIMULTANEOUS APPLICATION FOR THE CHANGE OF LAND USE RIGHTS (KNOWN AS A REZONING) AND FOR THE REMOVAL, AMENDMENT OR SUSPENSION OF CERTAIN TITLE CONDITIONS IN THE TITLE DEED, WHICH ARE RESTRICTIVE, IN RESPECT OF ERF 119, FREEMANVILLE, TOWNSHIP REGISTRATION DIVISION IP, NORTH WEST PROVINCE SITUATED AT 6 MYBURGH STREET (AMENDMENT SCHEME 1154 AND ANNEXURE 1152).**

We, BM & PN Kungu, being the owners of Erf 119, Freemanville, Township Registration Division IP, North West Province, (the Property) hereby give notice in terms of Section 41(2)(d) and (e) of the Spatial Planning and Land Use Management Act (SPLUMA), 2013 (Act 16 of 2013), read with Sections 62(1), 63(2), 94(1)(a), 95(1) and 96 of the City of Matlosana Spatial Planning and Land Use Management By-law, 2016 read with Section 56(1)(b)(i) of the Town Planning and Township Ordinance (Transvaal), 1986 (Ordinance 15 of 1986), that I have applied to the City of Matlosana Local Municipality for the amendment of the Klerksdorp Land Use Management Scheme, 2005 for a change of land use rights (also known as rezoning) of the Property as well as for the removal, amendment or suspension of title conditions A.(i), A.(k)(i-ii) and A.(l) on pages 4 and 5 in Deed of Transfer T4231/2015 pertaining to the Property, which are restrictive. Our intention is to rezone the property from "Residential 1" to "Special" for the purposes of a dwelling house, accommodation enterprise and related purposes with the consent of the Local Authority as defined in Annexure 1152 of the Scheme. Any objection or comments including the grounds pertaining thereto and contact detail, shall be lodged within a period of 30 days from the date of first publication of the notice in the Provincial Gazette and Citizen Newspaper in writing during normal office hours to the City of Matlosana local Municipality: office of the Municipal Manager, Records, Basement, Municipal Building, Bram Fischer Street, Klerksdorp or to PO Box 99, Klerksdorp, 2570. Any person who cannot write may during office hours attend at the address mentioned above where the officials of the town planning section will assist that person to transcribe that person's objections or comments. Full particulars of the Application and plans (if any) may be inspected and viewed during normal office hours at the above-mentioned offices, for a period of 30 days from the date of first publication of the notice in the Provincial Gazette, Beeld and Citizen Newspaper. Closing date for any objections: 22 November 2018. **Address of the applicants:** BM & PN Kungu, 7 Nettie Street, Flamwood, Klerksdorp, 2571. Dates on which notice will be published: 23 and 30 October 2018.

**PLAASLIKE OWERHEID KENNISGEWING 130 VAN 2018**

**KENNISGEWING AAN AANLIGGENDE EIENAARS EN GEAFFEKTEERDE PARTYE, RAKENDE N GRONDONTWIKKELINGSAANSOEK INGEVOLGE ARTIKEL 41(2)(d) EN (e) VAN DIE WET OP RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUUR (SPLUMA), 2013 (WET 16 VAN 2013), SAAMGELEES MET ARTIKELS 62(1), 63(2), 94(1)(a), 95(1) EN 96 VAN DIE STAD VAN MATLOSANA PLAASLIKE MUNISIPALITEIT SE RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUURS VERORDENING, 2016, SAAMGELEES MET ARTIKEL 56(1)(b)(i) VAN DIE ORDONANSIE OP DORPSBEPLANNING EN DORPE (TRANSVAAL), 1986 (ORDONANSIE 15 VAN 1986), VIR DIE GELYKTYDIGE VERANDERING VAN DIE GRONDGEBRUIKSREGTE (OOK BEKEND AS 'N HERSONERING) EN OPHEFFING, WYSIGING OF OPSKORTING VAN SEKERE TITELVOORWAARDES IN DIE TITEL AKTE WAT BEPERKEND IS, TEN OPSIGTE VAN ERF 119, FREEMANVILLE, DORPSGEBIED REGISTRASIE AFDELING I.P. PROVINSIE NOORD-WES GELEE TE MYBURGHSTRAAT 6 (WYSIGINGSKEMA 1154 EN BYLAAG 1152).**

Ons, BM & PN Kungu, synde die eienaars van Erf 119, Freemanville, Registrasie afdeling I.P, Noord-Wes Provinsie, (die Eiendom) gee hiermee ingevolge Artikel 41(2)(d) en (e) van die Wet op Ruimtelike Beplanning en Grondgebruikbestuur (SPLUMA), 2013 (Wet 16 van 2013), saamgelees met Artikels 62(1), 63(2), 94, 95 en 96 van die Stad van Matlosana Plaaslike Munisipaliteit se Ruimtelike Beplanning en Grondgebruikbestuur Verordening, 2016, saamgelees met Artikel 56 (1)(b)(i) van die Ordonansie op Dorpsbeplanning en Dorpe (Transvaal), 1986 (Ordonansie 15 van 1986), kennis dat ek by die Matlosana Plaaslike Munisipaliteit aansoek gedoen het vir die verandering van die grondgebruiksregte, (ook bekend as die hersonering) van die Eiendom asook vir die opheffing, wysiging of opskorting van titelvoorwaardes A.(i), A.(k)(i-ii) en A.(l) in Akte van Transport T4231/2015 van die Eiendom wat beperkend is. Die voorneme is om die Eiendom te hersoneer vanaf "Residensieel 1" na "Spesiaal" vir die doeleindes van 'n woonhuis, akkomodasie bedryf en verwante gebruike met die toestemming van die Plaaslike Owerheid soos omskryf in Bylaag 1152 tot die Skema. Enige besware of kommentaar, met gronde daarvoor asook kontakbesonderhede, moet skriftelik ingedien word binne n tydperk van 30 dae vanaf die datum van eerste publikasie van die kennisgewing in die Provinsiale Gazette en Citizen Nuusblad na die Stad van Matlosana Plaaslike Munisipaliteit: Kantoor van die Munisipale Bestuurder, Bram Fischerstraat, Burgersentrum, Rekords afdeling, Keldervloer, Klerksdorp, 2570 of Posbus 99, Klerksdorp, 2570. Enige persoon wat nie kan skryf nie, kan tydens kantoorure bogenoemde adres besoek waartydens die beamptes van die stadsbeplanningsafdeling daardie persoon behulpsaam sal wees ten einde hul besware of kommentare te transkribeer. Besonderhede van die Aansoek en planne (indien enige) is beskikbaar vir inspeksie en insae gedurende gewone kantoorure by die bovermelde kantore, vir n tydperk van 30 dae van die datum van eerste publikasie van die kennisgewing in die Provinsiale Gazette, Beeld en Citizen Nuusblad. Sluitingsdatum vir enige besware: 22 November 2018. **Adres van die aansoekers:** BM & PN Kungu, 7 Nettiestraat, Flamwood, Klerksdorp, 2571. Datums waarop kennisgewings gepubliseer sal word: 23 en 30 Oktober 2018.









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