

Provincial Gazette

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Provinsiale Koerant

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(*Reprints are obtainable at Room 4-94, Provincial Building, Wale Street, Cape Town 8001.)

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As 'n Nuusblad by die Poskantoor Geregistreer

INHOUD

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PROVINCIAL NOTICES

The following Provincial Notices are published for general information.

L. D. BARNARD,
DIRECTOR-GENERAL

Provincial Building,
Wale Street,
Cape Town.

P.N. 187/1997

6 June 1997

BLAAUWBERG MUNICIPALITY:

REMOVAL OF RESTRICTIONS ACT, 1967

Under section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), as amended, and on application by the owner of Erven 5092 and 5093, Milnerton, the Premier hereby removes conditions II.A.b, c, d and B.(e) contained in Deed of Transfer No. T.38982 of 1991 and conditions B.A.(b), (c), (d) and B.(e) contained in Deed of Transfer No. T.38349 of 1993.

P.N. 188/1997

6 June 1997

CAPE METROPOLITAN COUNCIL:

REMOVAL OF RESTRICTIONS ACT, 1967

Under section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), as amended, and on application by the owner of Erf 1882, Llandudno, the Premier hereby removes condition III.(4) (b) in Deed of Transfer No. T.41671 of 1992.

P.N. 189/1997

6 June 1997

CENTRAL SUBSTRUCTURE:

REMOVAL OF RESTRICTIONS ACT, 1967

Under section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), as amended, and on application by the owner of Erf 8, Cape Town at Bergvliet, the Premier hereby removes conditions IV.A.(a), (d) and B.(e) contained in Deed of Transfer No. T.72284 of 1996. Conditions IV.A.(a), (d) and B.(e) should be reimposed on the subdivided residential erf.

P.N. 190/1997

6 June 1997

GREATER HERMANUS MUNICIPALITY:

REMOVAL OF RESTRICTIONS ACT, 1967

Under section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), as amended, and on application by the owner of Erven 967, 968, 969 and 972, Sandbaai, the Premier hereby removes conditions B.2.(b), (c) and (d) contained in Deed of Transfer No. T.4035 of 1996, conditions C.2.(b), (c) and (d) contained in Deed of Transfer No. T.13341 of 1996, conditions C.2.(b), (c) and (d) contained in Deed of Transfer No. T.47215 of 1996 and conditions C.2.(b), (c) and (d) contained in Deed of Transfer No. T.28178 of 1996.

PROVINSIALE KENNISGEWINGS

Die volgende Provinsiale Kennisgewings word vir algemene inligting gepubliseer.

L. D. BARNARD,
DIREKTEUR-GENERAAL

Provinsiale-gebou,
Waalstraat,
Kaapstad.

P.K. 187/1997

6 Junie 1997

MUNISIPALITEIT BLAAUWBERG:

WET OP OPHEFFING VAN BEPERKINGS, 1967

Kragtens artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), soos gewysig, en op aansoek van die eienaar van Erwe 5092 en 5093, Milnerton, word voorwaardes II.A.b, c, d en B.(e) soos vervat in Transportakte Nr. T.38982 van 1991 en voorwaardes B.A.(b), (c), (d) en B.(e) soos vervat in Transportakte Nr. T.38349 van 1993 hierby deur die Premier opgehef.

P.K. 188/1997

6 Junie 1997

KAAPSE METROPOLITAANSE RAAD:

WET OP OPHEFFING VAN BEPERKINGS, 1967

Kragtens artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), soos gewysig, en op aansoek van die eienaar van Erf 1882, Llandudno, word voorwaarde III.(4) (b) in Transportakte Nr. T.41671 van 1992 hierby deur die Premier opgehef.

P.K. 189/1997

6 Junie 1997

SENTRALE SUBSTRUKTUUR:

WET OP OPHEFFING VAN BEPERKINGS, 1967

Kragtens artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), soos gewysig, en op aansoek van die eienaar van Erf 8, Kaapstad te Bergvliet, word voorwaardes IV.A.(a), (d) en B.(e) soos vervat in Transportakte Nr. T.72284 van 1996, hierby deur die Premier opgehef. Voorwaardes IV.A.(a), (d) en B.(e) moet weer opgelê word op die onderverdeelde residensiële erf.

P.K. 190/1997

6 Junie 1997

GROTER HERMANUS MUNISIPALITEIT:

WET OP OPHEFFING VAN BEPERKINGS, 1967

Kragtens artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), soos gewysig, en op aansoek van die eienaar van Erwe 967, 968, 969 en 972, Sandbaai, word voorwaardes B.2.(b), (c) en (d) soos vervat in Transportakte Nr. T.4035 van 1996, voorwaardes C.2.(b), (c) en (d) soos vervat in Transportakte Nr. T.13341 van 1996, voorwaardes C.2.(b), (c) en (d) soos vervat in Transportakte Nr. T.47215 van 1996 en voorwaardes C.2.(b), (c) en (d) soos vervat in Transportakte Nr. T. 28178 van 1996 hierby deur die Premier opgehef.

P.N. 191/1997

6 June 1997

GANSBAAI MUNICIPALITY:

REMOVAL OF RESTRICTIONS ACT, 1967

Under section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), as amended, and on application by the owner of Erf 690, De Kelders, the Premier hereby removes condition F.(d) in Deed of Transfer No. T.45750 of 1991.

P.N. 192/1997

6 June 1997

The Premier has approved the by-law framed by the Transitional Local Council of Clanwilliam.

TRANSITIONAL LOCAL COUNCIL OF CLANWILLIAM:

BY-LAW RELATING TO NUISANCES

1. For the purposes of this by-law, unless inconsistent with the context, "continuing offence" shall have the meaning assigned thereto by section 213 of the Municipal Ordinance, 1974 (Ordinance 20 of 1974).
2. No person shall, in or upon any property, play a musical instrument or use or permit to be used any gramophone or radio apparatus or similar device for the reproduction or amplification of sound in such a manner or at such a time or in such circumstances that the sound thereof is audible beyond the boundaries of such property and materially interferes with the ordinary comfort, convenience, peace or quiet of the occupiers of surrounding properties.
3. Any person who contravenes any provision of this by-law shall be guilty of an offence and shall upon conviction be liable to a fine not exceeding R100,00 and, in the case of a continuing offence, to a further fine not exceeding R10,00 for each day on which such offence is continued.

P.N. 193/1997

6 June 1997

GANSBAAI MUNICIPALITY:

REMOVAL OF RESTRICTIONS ACT, 1967

Under section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), as amended, and on application by the owner of Erven 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1121, 1122, 1125, 1126 and 1183, De Kelders, the Premier hereby removes conditions 1.C.7., 8. and 10.; 3.C.7., 8. and 10.; 4.C.7., 8. and 10.; 5.C.7., 8. and 10.; 6.C.7., 8. and 10.; 7.C.7., 8. and 10.; 8.C.7., 8. and 10.; 9.C.7., 8. and 10.; 10.C.7., 8. and 10.; 11.C.7., 8. and 10.; 12.C.7., 8. and 10. and 13.C.7., 8. and 10. in Deed of Transfer No. T.1637 of 1982.

P.N. 194/1997

6 June 1997

HELDERBERG MUNICIPALITY:

REMOVAL OF RESTRICTIONS ACT, 1967

Under section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), as amended, and on application by the owner of Remainder Erf 5539 and Erf 5538, Strand, the Premier hereby removes conditions 1.D. and 2.D. in Deed of Transfer No. T.1261 of 1990.

P.N. 195/1997

6 June 1997

TYGERBERG CITY:

REMOVAL OF RESTRICTIONS ACT, 1967

Under section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), as amended, and on application by the owner of Erf 1331, Durbanville, the Premier hereby removes condition B.4.(a) contained in Deed of Transfer No. T.26695 of 1996.

P.K. 191/1997

6 Junie 1997

KAAPSE METROPOLITAANSE RAAD:

WET OP OPHEFFING VAN BEPERKINGS, 1967

Kragtens artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), soos gewysig, en op aansoek van die eienaar van Erf 690, De Kelders, word voorwaarde F.(d), soos vervat in Transportakte Nr. T.45750 van 1991 hierby deur die Premier opgehef.

P.K. 192/1997

6 Junie 1997

Die Premier het sy goedkeuring geheg aan die verordening opgestel deur die Clanwilliam Plaaslike Oorgangsraad.

CLANWILLIAM PLAASLIKE OORGANGSRAAD:

VERORDENING INSAKE OORLASTE

1. Vir die toepassing van hierdie verordening, tensy strydig met die sinsverband, het "voortdurende misdryf" die betekenis wat by artikel 213 van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974) daaraan geheg word.
2. Niemand mag in of op enige eiendom enige musiekinstrument bespeel of enige grammofoon- of radio-apparaat of dergelike toestel of enige luidspreker of ander toestel vir die reproduksie of versterking van klank gebruik of toelaat dat dit gebruik word op so 'n wyse of op so 'n tyd of in sodanige omstandighede dat die klank daarvan hoorbaar is buite die grense van sodanige eiendom en wesenlik inbreuk maak op die gewone gerief, gemak, vrede en rus van die okkuperders van omliggende eiendomme nie.
3. Iedereen wat 'n bepaling van hierdie verordening oortree, is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met 'n boete van hoogstens R100,00 en, in geval van 'n voortdurende misdryf, met 'n verdere boete van hoogstens R10,00 vir elke dag wat sodanige misdryf voortduur.

P.K. 193/1997

6 Junie 1997

MUNISIPALITEIT GANSBAAI:

WET OP OPHEFFING VAN BEPERKINGS, 1967

Kragtens artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), soos gewysig, en op aansoek van die eienaar van Erwe 1072, 1073, 1074, 1075, 1076, 1077, 1078, 1121, 1122, 1125, 1126 en 1183, De Kelders, word voorwaardes 1.C.7., 8. en 10.; 3.C.7., 8. en 10.; 4.C.7., 8. en 10.; 5.C.7., 8. en 10.; 6.C.7., 8. en 10.; 7.C.7., 8. en 10.; 8.C.7., 8. en 10.; 9.C.7., 8. en 10.; 10.C.7., 8. en 10.; 11.C.7., 8. en 10.; 12.C.7., 8. en 10. en 13.C.7., 8. en 10. soos vervat in Transportakte Nr. T.1637 van 1982 hierby deur die Premier opgehef.

P.K. 194/1997

6 Junie 1997

MUNISIPALITEIT HELDERBERG:

WET OP OPHEFFING VAN BEPERKINGS, 1967

Kragtens artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), soos gewysig, en op aansoek van die eienaar van Restant Erf 5539 en Erf 5538, Strand, word voorwaardes 1.D. en 2.D. in Transportakte Nr. T.1261 van 1990 hierby deur die Premier opgehef.

P.K. 195/1997

6 Junie 1997

TYGERBERG STAD:

WET OP OPHEFFING VAN BEPERKINGS, 1967

Kragtens artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), soos gewysig, en op aansoek van die eienaar van Erf 1331, Durbanville, word voorwaarde B.4.(a) soos vervat in Transportakte Nr. T.26695 van 1996 hierby deur die Premier opgehef.

P.N. 196/1997

6 June 1997

PAARL MUNICIPALITY:

REMOVAL OF RESTRICTIONS ACT, 1967

Under section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), as amended, and on application by the owner of Erf 2472, Paarl, the Premier hereby removes conditions C.(I)(ii) and C.(II) in Deed of Transfer No. T.35932 of 1986.

P.N. 197/1997

6 June 1997

OOSTENBERG MUNICIPALITY:

REMOVAL OF RESTRICTIONS ACT, 1967

Under section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), as amended, and on application by the owner of Erf 1588, Kuils River, the Premier hereby removes conditions B.4.(b), (c), (d) and (e) contained in Deed of Transfer No. T.65121 of 1995.

P.N. 198/1997

6 June 1997

STELLENBOSCH CITY COUNCIL:

REMOVAL OF RESTRICTIONS ACT, 1967

Under section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), as amended, and on application by the owner of Erf 4757, Stellenbosch, the Premier hereby removes condition B.6.(b) contained in Deed of Transfer No. T.16943 of 1985.

P.N. 199/1997

6 June 1997

WESTERN CAPE EDUCATION DEPARTMENT:

CLOSURE OF STATE-SUBSIDIZED SCHOOL

Under the powers vested in me by section 43(1) of the Western Cape Education Act, 1994 (No. 10 of 1994), I, Martha Elisabet Olckers, Minister of Education and Cultural Affairs: Western Cape, hereby declare that the state-subsidized Klipdale Primary School will close on 1 July 1997.

ME OLCKERS (MRS), MINISTER OF EDUCATION AND CULTURAL AFFAIRS: WESTERN CAPE

P.N. 201/1997

6 June 1997

The Premier has approved the following amendment framed by the Villiersdorp Municipality.

VILLIERSDORP MUNICIPALITY:

AMENDMENT TO THE ADDITIONAL WATER BY-LAW

The by-law promulgated under Provincial Notice 160 dated 5 March 1982 is hereby amended by the addition after section 4 of the following section:

"Payment of accounts"

5. All accounts in respect of the consumption of water shall be payable on or before the 25th day of the month following the month to which the account refers. The fact that an account did not reach a consumer shall not exempt him from making payment on or before the prescribed date. Should any amount be unsettled after the said date, or should the Council's offices be closed on the said date, an interest, calculated against the standard rate as described in the Municipal Ordinance, 1974 (Ordinance 20 of 1974), is payable from the first day upon which the said offices are open and the water supply may be disconnected subject to the provisions of section 10(1) of the Standard Water By-law."

P.K. 196/1997

6 Junie 1997

MUNISIPALITEIT PAARL:

WET OP OPHEFFING VAN BEPERKINGS, 1967

Kragtens artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), soos gewysig, en op aansoek van die eienaar van Erf 2472, Paarl, word voorwaardes C.(I)(ii) en C.(II) in Transportakte Nr. T.35932 van 1986 hierby deur die Premier opgehef.

P.K. 197/1997

6 Junie 1997

MUNISIPALITEIT OOSTENBERG:

WET OP OPHEFFING VAN BEPERKINGS, 1967

Kragtens artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), soos gewysig, en op aansoek van die eienaar van Erf 1588, Kuilsrivier, word voorwaardes B.4.(b), (c), (d) en (e) soos vervat in Transportakte Nr. T.65121 van 1995 hierby deur die Premier opgehef.

P.K. 198/1997

6 Junie 1997

STADSRAAD STELLENBOSCH:

WET OP OPHEFFING VAN BEPERKINGS, 1967

Kragtens artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), soos gewysig, en op aansoek van die eienaar van Erf 4757, Stellenbosch, word voorwaarde B.6.(b) vervat in Transportakte Nr. T.16943 van 1985 hierby deur die Premier opgehef.

P.K. 199/1997

6 Junie 1997

WES-KAAP ONDERWYSDEPARTEMENT:

SLUITING VAN STAATSGESUBSIDIEERDE SKOOL

Kragtens die bevoegdheid aan my verleen by artikel 43(1) van die Wes-Kaapse Wet op Skoolonderwys, 1994 (No. 10 van 1994), verklaar ek, Martha Elisabet Olckers, Minister van Onderwys en Kultuursake: Wes-Kaap, hierby dat die staatsgesubsidieerde Laerskool Klipdale op 1 Julie 1997 sluit.

ME OLCKERS (MEV), MINISTER VAN ONDERWYS EN KULTUURSAKE: WES-KAAP

P.K. 201/1997

6 Junie 1997

Die Premier het sy goedkeuring gegee aan die volgende wysiging opgestel deur die Munisipaliteit Villiersdorp.

MUNISIPALITEIT VILLIERSDORP:

WYSIGING VAN DIE ADDISIONELE WATERVERORDENING

Die verordening afgekondig by Provinsiale Kennisgewing 160 van 5 Maart 1982 word hierby gewysig deur na artikel 4 die volgende artikel toe te voeg:

"Betaling van rekeninge"

5. Die betaling van alle rekeninge ten opsigte van die gebruik van water moet geskied voor of op die 25ste dag van die maand wat volg op die maand waarop die rekening betrekking het. Die feit dat 'n rekening 'n verbruiker nie bereik nie, stel hom nie daarvan vry om betaling voor of op die voorgeskrewe datum te maak nie. Indien enige rekening na sodanige datum onverreken is, of indien die raad se kantore op sodanige datum gesluit is, is rente, bereken teen die standaardkoers soos omskryf in die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974), vanaf die eerste dag waarop die kantore oop is, betaalbaar en kan die watertoever, onderworpe aan die bepalings van artikel 10(1) van die Standaard-Waterverordening, afgesluit word."

P.N. 200/1997

6 June 1997

AMENDMENT OF THE URBAN STRUCTURE PLAN FOR THE CAPE METROPOLITAN AREA: PENINSULA

By virtue of section 29(3) of the Development Facilitation Act, 1995 (Act 67 of 1995) and section 4(7) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985), read together with sections 27 and 37 of the Physical Planning Act, 1991 (Act No. 125 of 1991), I, LH Fick, Minister of Agriculture, Planning and Tourism, hereby amend the Urban Structure Plan for the Cape Metropolitan Area: Peninsula (made known as Guide Plan in Government Notice 2468 of 9 December 1988 and declared as Urban Structure Plan in Government Notice 170 of 9 February 1996), by changing the designation of Erf 21982, Parow, as approximately indicated on the attached map, from "Government Use" to "Urban Development".

File: AF 140/19/3/2-P2

P.K. 200/1997

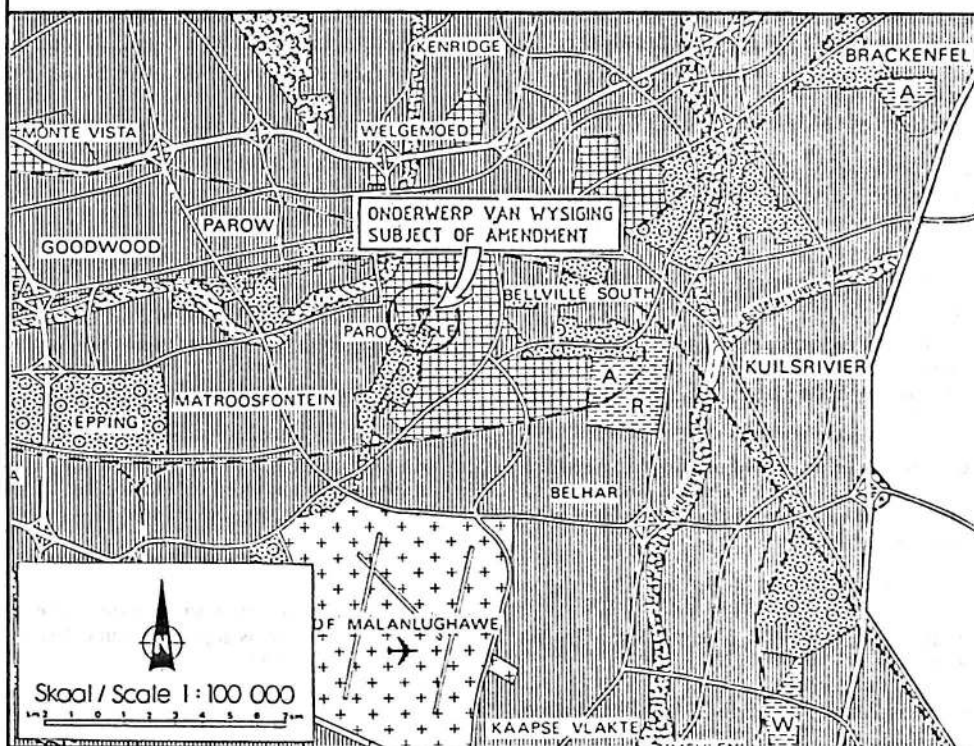
6 Junie 1997

WYSIGING VAN DIE STEDELIKE STRUKTUURPLAN VIR DIE KAAPSE METROPOLITAANSE GEBIED: SKIEREILAND

Kragtens artikel 29(3) van die Wet op Ontwikkelingsfasilitering, 1995 (Wet 67 van 1995) en artikel 4(7) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985), saamgelees met artikels 27 en 37 van die Wet op Fisiese Beplanning, 1991 (Wet 125 van 1991), wysig ek, LH Fick, Minister van Landbou, Beplanning en Toerisme, hierby die Stedelike Struktuurplan vir die Kaapse Metropolitaanse Gebied: Skiereiland (bekend gemaak as Gidsplan in Goewermentskennisgewing 2468 van 9 Desember 1988 en verklaar as Stedelike Struktuurplan in Goewermentskennisgewing 170 van 9 Februarie 1996), deur die grondgebruikstoewysing van Erf 21982, Parow, soos by benadering op die bygaande kaart aangedui, vanaf "Owerheidsgebruik" na "Stedelike Ontwikkeling", te verander.

Lêer: AF 140/19/3/2-P2

WYSIGING V.D. STEDELIKE STRUKTUURPLAN VIR DIE KAAPSE METROPOLITAANSE GEBIED: SKIEREILAND AMENDMENT OF THE URBAN STRUCTURE PLAN FOR THE CAPE METROPOLITAN AREA: PENINSULA



STEDELIKE ONTWIKKELING	[Pattern]	URBAN DEVELOPMENT
NYWERHEIDSDOELEINDES	[Pattern]	INDUSTRIAL PURPOSES
OWERHEIDSGEBRUIK	[Pattern]	GOVERNMENT USE
NATUURGEBIED	[Pattern]	NATURE AREA
OOPRUIMTE	[Pattern]	OPEN SPACE
-DIENSTE	[Pattern]	SERVICES -
AFVALSTORTINGSTERREIN	[Pattern]	DUMPING SITE
RIOOLWERKE	[Pattern]	SEWERAGE WORKS
WATERWERKE	[Pattern]	WATER WORKS
LANDBOU	[Pattern]	AGRICULTURE
MINERALE & KONSTRUKSIEMATERIALE	[Pattern]	MINERALS & CONSTRUCTION MATERIALS
DF MALANLUGHAWE	[Pattern]	DF MALAN AIRPORT
LUGHAWE	[Pattern]	AIRPORT

P.N. 202/1997

6 June 1997

CAPE CENTRAL SUBSTRUCTURE:

REMOVAL OF RESTRICTIONS ACT, 1967

Under section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), as amended, and on application by the owner of Erf 1988, Green Point, Cape Town, the Premier hereby removes conditions B.1. and B.2., contained in Certificate of Consolidated Title No. T.82585 of 1996.

P.N. 203/1997

6 June 1997

WEST COAST PENINSULA TRANSITIONAL COUNCIL:

BY-LAW FOR THE SUPERVISION AND CONTROL OF THE CARRYING ON OF THE BUSINESS OF STREET TRADER, PEDLAR OR HAWKER

Definitions

1. In this by-law, unless the context indicates otherwise, a word or an expression to which a meaning has been assigned in the Businesses Act, 1991 (Act 71 of 1991), shall when used in this by-law have the meaning thus assigned, and —

"council" means the West Coast Peninsula Transitional Council;

"litter" means any receptacle, container or other object or matter discarded or abandoned by a street trader or his or her customers;

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

"local authority service works" means all works of whatever nature necessary or desirable for or incidental, supplementary or ancillary to any local authority service and includes any immovable property, lake, spring, natural watercourse, machinery, plant or other thing of whatever nature used for or in connection with such works or service;

"nuisance" means any conduct which brings about or may bring about a state of affairs or condition which constitutes a source of danger to other persons or their property or which materially interferes with their ordinary comfort, convenience, peace or quiet;

"officer" means —

(a) a traffic officer appointed under section 3 of the Road Traffic Act, 1989, (Act 29 of 1989);

(b) a member of the Force as defined in section 1(1) of the Police Act, 1958 (Act 7 of 1958), or

(c) a peace officer contemplated by section 334 of the Criminal Procedure Act, 1977 (Act 51 of 1977);

"private site" means the site as defined in the Municipal Ordinance, 1974 (No 20 of 1974) for immovable property;

"property" in relation to a street trader, means money, goods, a receptacle, a vehicle or a movable structure used or intended to be used in connection with the carrying on of his or her business as such;

"public parking area" means any land constructed for, by, or on instruction of the Council, which is commonly used by the public or any section thereof, or to which the public or any section thereof has a right of access and includes —

(a) any off-street parking areas;

(b) any parking area provided in terms of the councils' scheme

P.K. 202/1997

6 June 1997

KAAPSE SENTRALE SUBSTRUKTUUR:

WET OP OPHEFFING VAN BEPERKINGS, 1967

Kragtens artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), soos gewysig, en op aansoek van die eienaar van Erf 1988, Groepunt, Kaapstad, word voorwaardes B.1. en B.2., soos vervat in Sertifikaat van Gekonsolideerde Titel Nr. T.82585 van 1996, hierby deur die Premier opgehef.

P.K. 203/1997

6 June 1997

WESKUS SKIEREILAND OORGANGSRAAD:

VERORDENING VIR DIE TOESIG EN BEHEER OOR DIE BEDRYF VAN DIE BESIGHEID VAN STRAATHANDELAAR, VENTER OF SMOUS

Woordomskrywings

1. In hierdie verordening, tensy uit die samehang anders blyk, het 'n woord of 'n uitdrukking hierin vervat die betekenis wat in die Wet op besighede, 1991 (Wet 71 van 1991), daaraan toegewys is, en beteken —

"beampte" —

(a) 'n verkeersbeampte aangestel kragtens artikel 3 van die Padverkeerswet, 1989 (Wet 29 van 1989);

(b) 'n lid van die mag soos omskryf in artikel 1(1) van die Polisiewet, 1958 (Wet 7 van 1958), of

(c) 'n vredesbeampte beoog by artikel 334 van die Strafproseswet, 1977 (Wet 51 van 1977);

"die Wet" die Wet op Besighede, 1991 (Wet 71 van 1991);

"eiendom" met betrekking tot 'n straathandelaar geld, goedere, houer, 'n voertuig of 'n beweegbare struktuur wat gebruik word of bedoel is om gebruik te word in verband met die bedryf van sy of haar besigheid as sodanig;

"openbare parkeerterrein" enige grond wat vir, deur of op instruksie van die raad opgerig is en wat normaalweg deur die publiek of enige deel daarvan gebruik word of waartoe die publiek of enige deel daarvan die reg van toegang het en sluit in —

(a) enige van die straat af parkeerterreine,

(b) enige parkeerterrein voorsien ingevolge die raad se skema-regulasies soos gepubliseer in Offisiële Koerant 4567 gedateer 5 Januarie 1989;

"openbare pad" 'n pad wat die publiek die reg het om te gebruik of 'n reg van toegang het, en ook —

(a) die soom van enige sodanige pad, straat of deurgang;

(b) enige brug, pont of drif waaroor of waardeur enige sodanige pad, straat of deurgang loop, en

(c) enige ander werk of voorwerp wat 'n deel uitmaak van of verbind is met of behoort tot daardie pad, straat of deurgang;

"openbare plek" 'n plein, park, ontspanningsterrein, sportterrein, nag-steeg of oop ruimte wat —

(a) in verband met 'n onderverdeling of uitleg van grond in erwe, standplase of boupersele voorsien, gereserveer of opsy gesit is vir gebruik deur die publiek of die eienaars of die bewoners van daardie erwe, persele, standplase of boupersele ongeag of dit op 'n algemene plan, onderverdelingsplan of diagram aangedui word of nie;

(b) te eniger tyd aan die publiek opgedra is;

regulations, as published in Official Gazette 4567 dated 5 January 1989;

"public place" means a square, park, recreation grounds, sports grounds, a sanitary lane or open space which has or have —

- (a) in connection with a subdivision or layout of land into erven, lots or plots been provided, reserved or set apart for use by the public or the owners or occupiers of those erven, lots or plots, whether or not it is shown on a general plan, plan of subdivision or diagram;
- (b) at any time been dedicated to the public;
- (c) been used without interruption by the public for a period of at least 30 years expiring after the thirty-first of December 1959, or
- (d) at any time been declared or rendered a public place by the local authority or another competent authority;

"public road" means a road which the public has the right to use or has a right of access and includes —

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

"sidewalk" means that portion of a verge intended for the exclusive use of pedestrians;

"street trader" means a person who carries on the business of street vendor, pedlar or hawker and includes a employee of such a person and shall for the purposes of this by-law also include any such a person who trades in a public road or public place;

"street trading" includes the selling of goods or the supplying or offering to supply a service for reward as a street trader in a public road or public place, but does not include the selling of newspapers only;

"the Act" means the Businesses Act, 1991 (Act 71 of 1991), and

"verge" means that portion of a road, street or thoroughfare, including the sidewalk, which is not the roadway.

General Conduct

2. No person shall carry on the business of street trader —

- (a) in a garden, park or public parking area to which the public has a right of access;
- (b) on a verge contiguous to —
 - (i) a building belonging to, or occupied solely by the state or the council;
 - (ii) a church or other place of worship;
 - (iii) a building declared to be a national monument under the National Monuments Act, 1969 (Act 28 of 1969);

except to the extent that the carrying on of such business is permitted by a notice or sign erected or displayed by the council or local authority and conducted in compliance therewith;

- (c) at a place where —
 - (i) it causes an obstruction in front of a fire hydrant or any entrance to or exit from a building;
 - (ii) it causes an obstruction to vehicular traffic;
 - (iii) it obstructs pedestrians in their use of a sidewalk;
- (d) on a sidewalk less than 1,5 metre in width;

(c) sonder onderbreking deur die publiek gebruik is vir 'n tydperk van minstens dertig jaar wat na die een en dertigste dag van Desember 1959 verstryk,

(d) te eniger tyd deur die plaaslike owerheid of 'n ander bevoegde owerheid tot openbare plek verklaar of 'n openbare plek gemaak is;

"oorlas" enige gedrag wat 'n stand van sake of toestand meebring of kan meebring wat 'n bron van gevaar vir ander persone of hul eiendom inhou of wat wesenlik inmeng met hul gewone gemak, gerief, rus of vrede;

"plaaslike owerheidsdiens" enige stelsel deur of namens 'n plaaslike owerheid bestuur vir die versameling, afvoer, behandeling of wegdoen van vullis, rioolvuil of stormwater of vir die vervaardiging, opwekking, opvang, opberging, suiwering, distribusie, geleiding, transmissie, vervoer, voorsiening of verskaffing van water, gas of elektrisiteit;

"plaaslike owerheidsdienswerke" alle werke van watter aard ook al wat nodig of wenslik is vir of bykomstig of aanvullend is by of gepaard gaan met enige plaaslike owerheidsdiens, en omvat dit enige onroerende goed, meer, fontein, natuurlike waterloop, masjinerie, werktuig of ander ding van watter aard ook al wat gebruik word vir of in verband met enige sodanige werke of diens;

"private perseel" die perseel soos omskryf in die Munisipale Ordonnansie, 1974 (Nr 20 van 1974) vir onroerende goed;

"raad" die Weskus Skiereiland Oorgangsraad;

"rommel" enige houër, bak of ander voorwerp of materie wat 'n straathandelaar of sy of haar kliënte weggooi of agterlaat;

"soom" daardie gedeelte van 'n pad, straat of deurgang, die sypaadjie ingesluit, wat nie die ryvlak is nie.

"straathandel" die verkoop van goedere of die lewering van of die aanbied van 'n diens teen vergoeding as straathandelaar in 'n openbare pad of openbare plek, maar sluit dit nie die verkoop van nuusblaaie alleen in nie;

"straathandelaar" 'n persoon wat die besigheid van straathandelaar, venter of smous bedryf en sluit dit 'n werknemer van 'n persoon in en vir die toepassing van hierdie verordening sluit dit so 'n persoon in wat in 'n openbare pad of openbare plek handel dryf; en

"sypaadjie" daardie gedeelte van 'n soom wat uitsluitlik vir die gebruik van voetgangers bedoel is;

Algemene gedrag

2. Geen persoon mag die besigheid van straathandelaar bedryf nie —

- (a) in 'n tuin, park of openbare parkeer terrein waartoe die publiek 'n reg van toegang het,
- (b) op 'n soom aangrensend aan —
 - (i) 'n gebou wat behoort aan, of wat slegs deur die staat of die raad geokkupeer word;
 - (ii) 'n kerk of ander plek van aanbidding, of
 - (iii) 'n gebou wat kragtens die Wet op Nasionale Gedenkwaardighede, 1969 (Wet 28 van 1969), tot nasionale gedenkwaardigheid verklaar is, behalwe in soverre die bedryf van sodanige besigheid toegelaat word deur middel van 'n kennisgewing of teken wat deur die raad opgerig of vertoon word en in ooreenstemming daarmee bedryf word;
- (c) op 'n plek waar —
 - (i) dit 'n versperring veroorsaak voor 'n brandkraan of 'n ingang tot of uitgang uit 'n gebou;
 - (ii) dit 'n versperring vir voertuigverkeer veroorsaak, of
 - (iii) dit voetgangers in hul gebruik van 'n sypaadjie belemmer;
- (d) op 'n sypaadjie minder as 1,5 meter breed mits voetgangerverkeer nie belemmer word nie;

- (e) on that half of a public road contiguous to a building used for residential purposes, if the owner or person in control or any occupier of the building objects to it;
- (f) at a stand or in any area contemplated in section 6A(3)(b) of the Act if he or she is not in possession of written proof that he or she has hired such stand or area from the council or that it has otherwise been allocated to him or her;
- (g) in contravention of the terms and conditions of the lease or allocation to him or her of a stand in terms of section 6A(3)(c) of the Act;
- (h) on an area of a public road, public place or sidewalk which is greater than 3 m in length and 2 m in width.

General Restrictions

3. No street trader shall —

- (a) in any way obstruct free access to any local authority service or local authority service works;
- (b) if the business is carried on, on any public road or public place —
 - (i) sleep overnight at the place of the business, or
 - (ii) erect a structure for the purpose of providing shelter;
 without the prior written approval of the council. A person who feels aggrieved by a decision taken by the council acting in terms of this provision, shall have the right to appeal to the recognised Appeal Committee of the local authority within thirty days of written notice of that decision;
- (c) carry on the business in a manner as to —
 - (i) create a nuisance or cause a fire;
 - (ii) damage or deface the surface of a public road or a public place or a public or private property;
 - (iii) create a traffic hazard;
- (d) accumulate, dump, store or deposit or permit to be accumulated, dumped, stored or deposited litter on land or premises or on public road or public place other than in a refuse receptacle approved by the council;
- (e) fail or refuse to remove or move any goods or refuse after having been requested to do so by an officer or an employee duly authorised by the council;
- (f) obstruct access to a pedestrian arcade or mall;
- (g) obstruct access to pedestrian crossings, parking or loading bays or other facilities for vehicular or pedestrian traffic;
- (h) obstruct access to or the use of street furniture such as bus passenger benches or shelters and queuing lines, refuse disposal bins and other facilities designed for the use of the general public, or
- (i) obscure a road traffic sign displayed in terms of the Road Traffic Act, 1989 (Act 29 of 1989) and the regulations made thereunder or any marking, notice or sign displayed or made in terms of this by-law.

Cleanliness and protection of public health

4. (1) Every street trader shall —

- (a) carry on his or her business in a manner as not to be a danger, nuisance or threat to public health or public safety;
- (b) at the request of an employee of the council move his or her property in order to permit the cleaning of his or her area of business;

- (c) op daardie helfte van 'n openbare pad aangrensend aan 'n gebou wat vir residensiële doeleindes gebruik word, indien die eienaar of persoon in beheer of enige bewoner van die gebou daarteen beswaar maak;
- (f) op 'n staanplek of in 'n gebied by artikel 6A(3)(b) van die Wet beoog indien hy of sy nie in besit is van 'n skriftelike bewys dat hy of sy daardie staanplek of gebied van die raad gehuur het of dat dit andersins aan hom of haar toegewys is nie;
- (g) in stryd met die bedinge en voorwaardes van die huurkontrak of toekenning van 'n staanplek aan hom of haar ingevolge artikel 6A(3)(c) van die Wet;
- (h) op 'n openbare pad, openbare plek of sypaadjie op 'n oppervlakte wat groter as 3 m in lengte en 2 m in wydte is nie.

Algemene beperkings

3. (1) 'n Persoon wat die besigheid van straathandelaar bedryf, mag nie —

- (a) op enige wyse die vrye toegang tot enige plaaslike owerheidsdiens of plaaslike owerheidswerke belemmer nie;
- (b) waar die besigheid op 'n openbare pad of openbare plek bedryf word —
 - (i) oornag op die plek van die besigheid nie,
 - (ii) 'n struktuur oprig met die doel om skuiling te voorsien, sonder die voorafverkreë skriftelike goedkeuring van die raad nie. 'n Persoon wat veronreg voel deur 'n besluit van die raad wat ingevolge hierdie bepaling handel, het die reg om by die erkende appèlkomitee van die raad te appelleer binne dertig dae vanaf skriftelike kennisgewing van daardie besluit;
- (c) besigheid op so 'n wyse bedryf dat dit —
 - (i) 'n oorlas of 'n vuur veroorsaak nie;
 - (ii) die oppervlak van 'n openbare pad of 'n openbare plek of openbare of private eiendom beskadig of skend nie, of
 - (iii) 'n gevaar vir die verkeer veroorsaak nie;
- (d) rommel op grond of 'n perseel of op 'n openbare pad of openbare plek opgaar, stort, opberg of plaas of laat opgaar, stort, opberg of plaas word nie, behalwe in 'n vullishouer wat deur die raad goedgekeur is, en
- (e) versuim of weier om goedere of rommel te verwyder of te verskuif nadat hy of sy daartoe versoek is deur 'n behoorlik gemagtigde beampte of werknemer van die raad nie;
- (f) toegang tot 'n voetgangerarkade of wandellaan versper nie;
- (g) toegang tot voetoorgange, parkeer- of laaivakke of ander geriewe vir voertuig- of voetgangerverkeer versper nie;
- (h) toegang tot of die gebruik van straattoebehore soos banke of skuilings en toustaanplekke vir buspassasiers, vullishouers en ander geriewe wat vir die gebruik van die algemene publiek bedoel is, versper nie, of
- (i) 'n padverkeersteken, vertoon ingevolge die Padverkeerswet, 1989 (Wet 29 van 1989) en die regulasies daarkragtens uitgevaardig, of enige merk, kennisgewing of teken ingevolge hierdie verordening vertoon of gemaak, versper nie.

Sindelikheid en beskerming van openbare gesondheid

4. (1) Elke straathandelaar moet —

- (a) sy of haar besigheid op so 'n wyse bedryf dat dit nie vir die openbare gesondheid of openbare veiligheid 'n gevaar, oorlas of bedreiging inhou nie;
- (b) op versoek van 'n werknemer van die raad sy of haar eiendom verskuif sodat die plek van sy of haar besigheid skoongemaak kan word;

- (c) keep the area or stand, occupied by him or her for the purpose of his or her business as well as his or her property in a clean and sanitary condition and free of litter, and
- (d) if his or her activities involve the cooking or other preparation of food, take steps to ensure that no fat, oil or other substances drops or overflows onto the surface of a public road or public place or splashes against a building or other structure.

(2) The council shall —

- (a) ensure that the sites on which the street traders are trading, excluding private sites, are cleaned on a regular basis;
- (b) provide receptacles on the sites of the council in order to facilitate the disposal of litter by the street traders;
- (c) take care that the receptacles are emptied on a regular basis in order to ensure clean trading sites, and
- (d) provide toilet facilities and a potable water supply on the sites of the council and clean it on a regular basis.

Trading in parks, gardens or on private sites

5. No street trader shall carry on business in a garden, park or on a public parking area to which the public has the right of access irrespective of the fact whether the carrying on of business is permissible or not, except with the prior written approval of the council, which approval shall not be unreasonably withheld. Such approval may be granted subject to certain conditions such as cleanliness and protection of public health, availability of toilet facilities, the provision of a potable water supply as well as acceptable refuse storage and removal arrangements.

Objects used for display of goods

6. A street trader shall ensure that any structure, container, surface or other object used by him or her for the preparation, display, storage or transportation of goods —
- (a) is maintained in a good state of repair and in a clean and sanitary condition, and
 - (b) is not so placed or stacked as to constitute a danger to a person or as to be likely to injure a person.

Removal and impoundment

7. (1) If a person carrying on the business of street trader fails or refuses to comply with a written request, the content of which has been explained to him or her, to move or remove his or her property, or leaves that property unsupervised for a period of more than eight hours, an officer may remove and impound property —

- (a) which he or she reasonably suspects is being used or is intended to be used or has been used in or in connection with the carrying on of the business of street trader, and
- (b) which he or she finds at a place where the carrying on of that business is restricted or prohibited in terms of this by-law and which in his or her opinion constitutes an infringement of this by-law.

(2) An officer acting in terms of this section shall —

- (a) except in the case of goods which have been left or discarded, immediately issue to the person carrying on the business of street trader a detailed receipt for property so removed and impounded, which receipt shall contain adequate information as to where the property will be impounded and the procedure for reclaiming that property, and
- (b) immediately deliver that property to the council.

(3) Property removed and impounded as contemplated in section 6A of the Act —

- (a) may, in the case of perishable property, be sold or destroyed by the council within a reasonable time after its impoundment; provided that the property shall, subject to the

- (c) die gebied of staanplek wat hy of sy vir die doel van sy of haar besigheid gebruik word asook sy of haar eiendom in 'n skoon en higiëniese toestand en rommelvry, en

- (d) as sy of haar bedrywighede die kook of ander voorbereiding van voedsel insluit, stappe neem om te verseker dat geen vet, olie of ander bestanddele op die oppervlakte van 'n openbare pad of openbare plek drup of stort nie of teen 'n gebou of ander struktuur spat nie.

(2) Die raad moet —

- (a) toesien dat die persele waarop die straathandelaars handel dryf privaat persele uitgesluit, op 'n gereelde grondslag skoongemaak word;
- (b) houers op die persele van die raad voorsien ten einde die wegdoen van rommel deur die straathandelaars te vergemaklik;
- (c) toesien dat die houers op 'n gereelde grondslag leeggemaak word ten einde skoon handelspersele te verseker, en
- (d) toiletgeriewe en drinkbare water op die persele van die raad voorsien en die fasiliteite op 'n gereelde grondslag skoonmaak.

Handeldryf in parke, tuine en op privaat persele

5. Geen straathandelaar mag handel dryf in 'n tuin, park of openbare parkeerterrein waartoe die publiek die reg op toegang het nie, ongeag of die bedryf van besigheid toelaatbaar is of nie, behalwe met die skriftelike goedkeuring vooraf van die raad. Hierdie goedkeuring mag nie sonder 'n goeie rede weerhou word nie en kan verleen word onderworpe aan sekere voorwaardes soos higiëne en beskerming van openbare gesondheid, beskikbaarheid van toiletgeriewe, die voorsiening van drinkbare watervoorraad asook aanvaarbare reëlins rakende die opgaar en verwydering van rommel.

Voorwerpe vir die uitstalling van goedere

6. 'n Straathandelaar moet verseker dat enige struktuur, houder, oppervlak of ander voorwerp wat hy of sy vir die voorbereiding, uitstalling, opberging of vervoer van goedere gebruik —

- (a) in 'n goeie toestand en skoon en higiënies gehou word, en
- (b) nie so geplaas of gestapel word dat dit 'n gevaar vir 'n persoon inhou of moontlik 'n persoon kan beseer nie.

Verwydering en skut

7. (1) Indien 'n persoon wat die besigheid van straathandelaar bedryf, versuim of weier om te voldoen aan 'n skriftelike versoek, waarvan die inhoud aan hom of haar verduidelik is, om sy of haar eiendom te verskuif of te verwyder, of daardie eiendom vir langer as agt uur sonder toesig laat, kan 'n beampete daardie eiendom verwyder en skut —

- (a) wat hy of sy redelikerwys vermoed gebruik word of bestem is om gebruik te word of gebruik is by of in verband met die bedryf van enige besigheid van straathandelaar, en
- (b) wat hy of sy op 'n plek vind waar, die bedryf van daardie besigheid ingevolge hierdie verordening of verbod word en wat na sy of haar 'n oortreding van hierdie verordening neerkom.

(2) 'n Beampete wat ingevolge hierdie artikel handel, moet —

- (a) behalwe in die geval van goedere wat agtergelaat of weggegooi is, onmiddellik 'n gedetailleerde kwitansie vir eiendom wat op die wyse verwyder is en geskut aan die persoon wat die besigheid van straathandelaar bedryf uitreik, en die kwitansie moet voldoende inligting bevat oor die eiendom geskut word en die prosedure vir die terugreis van daardie eiendom, en
- (b) onmiddellik daardie eiendom aan die raad besorg.

(3) Eiendom wat verwyder en geskut word soos in artikel 6A van die Wet beoog —

- (a) Kan, in die geval van bederfbare eiendom binne 'n redelike tydperk na die skut daarvan deur die raad verkoop of vernietig word op voorwaarde dat eiendom behoudens die bepalings

provisions of subsection(4), at any time prior to its disposal, be returned to the owner at the request of and on proof of ownership by the owner to the council, and

- (b) shall, subject to the provisions of section 7(4), in the case of property other than perishable property, be returned to the owner at the request of and on proof of ownership by the owner to the council within a period of one month from the date of impoundment.
- (4) The council shall be entitled to keep the property until all reasonable expenses have been paid to it, failing which the property may be sold or, in the case of perishable goods, either be sold or destroyed by the council.
- (5) In the case of a sale of impounded property by the council, the proceeds of that sale less the reasonable expenses incurred by that council in connection with the removal, impoundment or disposal of the property, shall be paid to the person who was the owner of that property when it was impounded. If the owner fails to reclaim the proceeds within three months of the date on which the property was sold, the proceeds shall be forfeited to the council and shall be paid into a special fund created by the council dedicated to the development of the informal sector and matters ancillary thereto.
- (6) If the proceeds of a sale of property contemplated in this section is not sufficient to defray the reasonable expenses incurred by the council in connection with the property, the owner of the property which has been removed and impounded or disposed of, as contemplated, shall be liable for all reasonable expenses incurred by the council in connection with the removal, impoundment or disposal.

Charges

- 8. The council shall fix the charges payable to it for the letting of stands or stalls in demarcated areas under its control from where the carrying on of the business of street trading is permissible.

Appeals

- 9. (1) A person who feels himself or herself aggrieved by the decision of the council may appeal against the decision to the Appeal Committee in accordance with the provisions set out herein.
- (2) A person who feels himself or herself aggrieved by the decision of the council shall notify the council of his or her intention to appeal against the decision in writing within 10 days of having received notification of the council's decision.

Constitution of Appeal Committee

- 10. (1) The Member of the Executive Council responsible for Economic Affairs may, with the concurrence of the council, representatives of the street traders and any other interested person, designate persons as members of the Appeal Committee.
- (2) The Appeal Committee shall consist of a maximum of five members with at least one member from the formal and one from the informal sector.
- (3) The members of the Appeal Committee shall appoint has members to act as chairperson and vice-chairperson respectively.
- (4) When the chairperson is unable to perform the function of chairperson, the vice-chairperson shall perform the function of chairperson.
- (5) If the chairperson is of the opinion that a particular person is able assist the Appeal Committee, he or she may co-opt that person for that purpose.
- (6) A person so co-opted shall not be entitled to vote at a meeting of the Appeal Committee.
- (7) The chairperson shall notify the aggrieved person of the date, time and place of the meeting of the Appeal Committee at which his or her presence is required within ten days of receipt of the notice of appeal.
- (8) The aggrieved person who has received notice in terms of section 10(7) shall personally appear at the meeting or appoint a legal representative or any other person to appear on his or her behalf.

van subartikel (4), te eniger tyd voordat daarvoor beskik word, op versoek aan die eienaar terugbesorg word na bewys van eienaarskap deur die eienaar aan die raad, en

- (b) moet behoudens aan die bepalings van subartikel (4), in die geval van ander eiendom as bederfbare eiendom binne 'n tydperk van een maand vanaf die datum van skut die eienaar terugbesorg word op versoek van en na bewys van eienaarskap deur die eienaar aan die raad.
- (4) Die raad is daarop geregtig om die eiendom te behou totdat alle redelike uitgawes aan die raad betaal is, en by gebreke daarvan kan die eiendom verkoop word of, in die geval van bederfbare goedere, deur die raad verkoop of vernietig kan word.
- (5) In die geval van die verkoop van geskutte eiendom deur die raad moet die opbrengs van die verkoping minus die redelike uitgawes deur die raad aangegaan in verband met die verwydering of skut van of beskikking oor eiendom betaal word aan die persoon wat die eienaar van die eiendom was toe dit geskut is. Indien die eienaar versuim om die opbrengs binne drie maande van die datum waarop die eiendom verkoop is, op te eis, word die opbrengs aan die raad verbeur en in 'n spesiale fonds gestort wat die raad ingestel het vir die ontwikkeling van die informele sektor en verwante aangeleenthede.
- (6) As die opbrengs van die verkoop van eiendom in hierdie artikel beoog, onvoldoende is om die redelike uitgawes te dek wat die raad aangegaan het in verband met eiendom, is die eienaar van die eiendom wat verwyder en geskut is of waaroor beskik is soos hierin beoog, aanspreeklik vir alle redelike uitgawes deur die raad aangegaan in verband met die verwydering, skut of beskikking.

Gelde

- 8. Die raad stel die gelde vas wat aan hom betaalbaar is vir die verhuring van staanplekke of stalletjies binne afgebakende gebiede onder sy beheer vanwaar die bedryf van die besigheid van straathandelaar toelaatbaar is.

Appèl

- 9. (1) 'n Persoon wat veronreg voel deur die besluit van die raad kan in ooreenstemming met die bepalings hierin uiteengesit by 'n appèlkomitee teen die besluit appelleer.
- (2) 'n Persoon wat veronreg voel deur die besluit van die raad moet die raad binne tien dae nadat kennis van die raad se besluit ontvang is, skriftelik in kennis stel van sy of haar voorneme om te appelleer.

Samestelling van Appèlkomitee

- 10. (1) Die Lid van die Uitvoerende Raad verantwoordelik vir Ekonomiese Aangeleenthede kan, met die instemming van die raad, verteenwoordigers van die straathandelaars en enige ander belanghebbende, persone as lede van die Appèlkomitee aanwys.
- (2) Die Appèlkomitee moet uit 'n maksimum van vyf lede bestaan met ten minste een lid uit die formele sektor en een lid van die informele sektor.
- (3) Die lede van die Appèlkomitee moet twee lede aanstel wat respektiewelik as voorsitter en ondervoorsitter sal optree.
- (4) Wanneer die voorsitter nie die werksaamhede van voorsitter kan verrig nie, sal die ondervoorsitter die werksaamhede van voorsitter verrig.
- (5) As die voorsitter van mening is dat 'n spesifieke persoon die Appèlkomitee kan bystaan, kan hy of sy daardie persoon vir daardie doel koöpteer.
- (6) 'n Persoon wat so gekoöpteer is, is nie geregtig om op 'n vergadering van die komitee te stem nie.
- (7) Die voorsitter moet die veronregte persoon in kennis stel binne tien dae vanaf ontvangs van die kennisgewing van appèl van die datum, tyd en plek van die vergadering van die Appèlkomitee waar sy of haar hy of sy teenwoordigheid vereis word.
- (8) Die veronregte persoon wat ingevolge subartikel (7) kennis ontvang het, moet persoonlik voor die vergadering verskyn of 'n regsvertegenwoordiger of enige ander persoon aanwys om namens hom of haar te verskyn.

Procedure at appeal meetings

11. (1) The chairperson shall determine the procedure at the meeting.
- (2) All members shall be present at the meeting of the Appeal Committee.
- (3) Any person present at the meeting may —
 - (a) be called upon by the chairperson to give evidence;
 - (b) be called upon by the chairperson to produce to the Appeal Committee a document or other property which is in his or her possession or under his or her control, or
 - (c) be questioned by the Appeal Committee on the matter before it.
- (4) The Appeal Committee shall review the decision of the council and make a finding having regard to the following:
 - (a) whether the decision of the council was fair and equitable in the circumstances;
 - (b) how the decision will affect the aggrieved person's ability to trade, and
 - (c) whether alternative measures may be adopted to enable the aggrieved person to continue his or her business.
- (5) A decision of the Committee shall be taken by a majority of votes of the members present at the meeting and if there is an equality of votes, the chairperson shall have a casting vote in addition to his or her deliberative vote.
- (6) The Appeal Committee, having considered the evidence presented, may —
 - (a) refuse the appeal;
 - (b) uphold the appeal, or
 - (c) take any other steps that it may think fit.
- (7) The Appeal Committee shall as soon as is practicable —
 - (a) notify the aggrieved person of its decision in writing, and
 - (b) furnish the aggrieved person with written reasons for the decision.

Offences

12. (1) Any person who —
 - (a) contravenes or fails to comply with a provision of this by-law;
 - (b) ignores, disregards or disobeys a notice, sign or marking displayed or erected for the purposes of this by-law;
 - (c) contravenes or fails to comply with an approval or a condition granted or imposed in terms of this by-law;
 - (d) fails to comply with a written request to move or remove his or her property;
 - (e) deliberately furnishes false or misleading information to an officer or employee of the council, or
 - (f) threatens, resists, interferes with or obstructs an officer or employee of the council in the exercise or performance of his or her powers, duties or functions under this by-law,

shall be guilty of an offence and liable on conviction to a fine not exceeding one thousand rand (R1 000) or imprisonment for a period not exceeding three months.

Prosedure op appèlvergaderings

11. (1) Die voorsitter bepaal die prosedure op die vergadering.
- (2) Al die lede moet op die vergadering van die Appèlkomitee teenwoordig wees.
- (3) Enige persoon teenwoordig by die vergadering kan —
 - (a) deur die voorsitter versoek word om getuienis af te lê;
 - (b) deur die voorsitter versoek word om 'n dokument of ander eiendom in sy of haar besit of onder sy of haar beheer is aan die komitee voor te lê, of
 - (c) deur die komitee in verband met die spesifieke saak ondervra word.
- (4) Die Appèlkomitee moet die besluit van die raad hersien en sy bevinding, gegrond op die volgende oorwegings, maak —
 - (a) of die besluit van die raad onder die omstandighede billik en regverdig was;
 - (b) hoe die besluit die vermoë van die veronregte persoon om handel te dryf sal raak, en
 - (c) of alternatiewe maatreëls getref kan word om die veronregte persoon in staat te stel om sy besigheid voort te sit.
- (5) 'n Besluit van die Appèlkomitee moet met 'n meerderheid van stemme van die lede teenwoordig op die vergadering geneem word en in die geval van 'n staking van stemme het die voorsitter 'n beslissende stem benewens sy of haar gewone stem.
- (6) Die Appèlkomitee kan nadat hy die getuienis wat gelewer is, oorweeg het —
 - (a) die appèl van die hand wys;
 - (b) die appèl handhaaf, of
 - (c) ander stappe na goedgee neem.
- (7) Die Appèlkomitee moet so gou doenlik —
 - (a) die veronregte persoon skriftelik van sy besluit in kennis stel, en
 - (b) die veronregte persoon van skriftelike redes vir sy besluit voorsien.

Oortredings

12. (1) 'n Persoon wat —
 - (a) 'n bepaling van hierdie verordening oortree of versuim om daaraan te voldoen;
 - (b) 'n kennisgewing, teken of merk wat vir die toepassing van hierdie verordening vertoon of opgerig is, ignoreer, verontagsaam of nie gehoorsaam nie;
 - (c) 'n goedkeuring of voorwaarde wat ingevolge hierdie verordening verleen of opgelê is, oortree of versuim om daaraan te voldoen;
 - (d) versuim om te voldoen aan 'n skriftelike versoek om sy of haar eiendom te skuif of te verwyder;
 - (e) opsetlik vals of misleidende inligting aan 'n beampte of werknemer van die raad verskaf, of
 - (f) 'n beampte of werknemer van die raad by die uitoefening of uitvoering van sy of haar bevoegdhede, pligte of werksaamhede dreig, teenstaan, hom of haar daarmee bemoei of die beampte of werknemer dwarsboom,

is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met 'n boete van hoogstens eenhonderd rand (R1 000) of met gevangenisstraf vir 'n tydperk van hoogstens drie maande.

P.N. 204/1997

6 June 1997

SEDFIELD MUNICIPALITY:

BY-LAW FOR THE SUPERVISION AND CONTROL OF THE CARRYING ON OF THE BUSINESS OF STREET VENDOR, PEDLAR OR HAWKER

Definitions

1. In this by-law any word or expression defined in the Businesses Act, 1991 (Act 71 of 1991), shall have that meaning and unless the context otherwise indicates —

“goods” means any wares, articles, receptacles, vehicles or movable structures;

“local authority” means the local authority of Sedgfield Municipality and includes a committee or employee of the local authority exercising power or performing duties or functions delegated to him or her by the local authority;

“local authority service” means any system conducted by or on behalf of a local authority for the collection, conveyance, treatment or disposal of refuse, sewage or storm water or for the manufacture, generation, impounding, storage, purification, distribution, conduction, transmission, conveyance, provision or supply of water, gas or electricity;

“local authority service works” means all works of whatever nature necessary or desirable for or incidental, supplementary or ancillary to any local authority service and includes any immovable property, lake, spring, natural watercourse, machinery, plant or other thing of whatever nature used for or in connection with any such works or service;

“litter” means any receptacle, container or other object or matter discarded or abandoned by a street trader or his or her customers;

“nuisance” means any conduct which brings about or may bring about a state of affairs or condition which constitutes a source of danger to the person or property of others or which materially interferes with their ordinary comfort, convenience, peace or quiet;

“officer” means —

- (a) a traffic officer appointed under section 3 of the Road Traffic Act, 1989 (Act 29 of 1989),
- (b) a member of the Force as defined in section 1(1) of the Police Act, 1958 (Act 7 of 1958);
- (c) a peace officer contemplated by section 334 of the Criminal Procedure Act, 1977 (Act 51 of 1977), or
- (d) an environmental health officer in service of the Council.

“property” in relation to a person carrying on the business of street trader, means any money, land, building, structure, part of a building or of a structure, or any vehicle, conveyance, vessel, aircraft, article or receptacle used or intended to be used in connection with such business, and includes goods in which he trades;

“public road” means a public road as defined in section 1 of the Road Traffic Act, 1989, but excludes a public place;

“sidewalk” means that portion of a verge intended for the exclusive use of pedestrians;

“street trader” means a person who carries on the business of a street vendor, pedlar or hawker and includes an employee of such a person and shall, for the purposes of this by-law, include such a person who trades in a public road or public place;

“the Act” means the Businesses Act, 1991 (Act 71 of 1991), and

“verge” means that portion of a road, street or thoroughfare which is not the roadway.

General conduct

2. A person carrying on the business of street trader shall —

P.K. 204/1997

6 Junie 1997

MUNISIPALITEIT SEDGFIELD:

VERORDENING VIR DIE TOESIG EN BEHEER OOR DIE BEDRYF VAN DIE BESIGHEID VAN STRAATHANDELAAR, VENTER OF SMOUS

Woordskrywings

1. In hierdie verordening het 'n woord of 'n uitdrukking omskryf in die wet op Besigheide, 1991 (Wet 71 van 1991), dieselfde betekenis aldus daaraan toegewys tensy uit die samehang anders blyk, en beteken —

“beampte” —

- (a) 'n verkeersbeampte aangestel kragtens artikel 3 van die Padverkeerswet, 1989 (Wet 29 van 1989);
- (b) 'n lid van die Mag soos omskryf in artikel 1(1) van die Polisiewet, (Wet 7 van 1958);
- (c) 'n vredesbeampte beoog in artikel 334 van die Strafproseswet, 1977 (Wet 51 van 1977), of
- (d) 'n Omgewingsgesondheidsbeampte in diens van die plaaslike owerheid.

“die Wet” die Wet op Besigheide, 1991 (Wet 71 van 1991);

“eiendom” met betrekking tot 'n persoon wat die besigheid van straathandel bedryf, enige grond, geboue, bouwerk, gedeelte van 'n gebou of van 'n bouwerk, of enige voertuig, vervoermiddel, vaartuig, lugvaartuig, artikel of houer wat gebruik word, bestem is om gebruik te word in verband met sodanige besigheid en sluit godere waarmee hy handel dryf, in;

“goedere” enige ware, artikels, houers, voertuie of beweegbare strukture;

“oorlas” enige gedrag wat 'n stand van sake of toestand meebring of kan meebring wat 'n bron van gevaar vir die persoon of eiendom van ander inhou of wat wesenlik inmeng met hul gewone gerief, gemak, rus of vrede;

“openbare pad” 'n openbare pad soos omskryf in artikel 1 van die Padverkeerswet, 1989 (Wet 29 van 1989);

“plaaslike owerheid” die plaaslike owerheid van Sedgfield Munisipaliteit en sluit enige komitee of werknemer van die plaaslike owerheid in wat bevoegdhede uitoefen of pligte of funksies uitvoer wat deur die plaaslike owerheid aan hom of haar gedelegeer is;

“plaaslike owerheidsdiens” enige stelsel deur of namens 'n plaaslike owerheid bestuur vir die versameling, afvoer, behandeling of wegdoen van vuilnis, rioolvuil of stormwater of vir die vervaardiging, opwekking, opvang, opberging, suivering, distribusie, geleiding, transmissie, vervoer, voorsiening of verskaffing van water, gas of elektrisiteit;

“plaaslike owerheidsdienswerke” alle werke van watter aard ook al wat nodig of wenslik is vir of bykomstig is tot of aanvullend is by of gepaard gaan met enige plaaslike owerheidsdiens en dit omvat enige onroerende goed, meer, fontein, natuurlike waterloop, masjinerie, werktuig of ander ding van watter aard ook al wat gebruik word vir of in verband met enige sodanige werke of diens;

“rommel” enige houer of ander voorwerp of materiaal wat 'n straathandelaar of sy of haar klante weggooi of agterlaat;

“soom” die gedeelte van 'n pad, straat of deurgang wat nie die ryvlak is nie;

“straathandelaar” 'n persoon wat die besigheid van straathandelaar, venter of smous bedryf en dit sluit 'n werknemer van sodanige persoon in, en vir die toepassing van hierdie verordening sluit dit 'n persoon in wat in 'n openbare pad of openbare plek handel dryf;

“sypaadje” daardie gedeelte van 'n soom wat uitsluitlik vir die gebruik van voetgangers bedoel is.

Algemene gedrag

2. 'n Persoon wat die besigheid van straathandelaar bedryf, —

- (a) not carry on the business in a garden or park to which the public has the right of access except with the prior written approval of the local authority, which approval shall not be unreasonably withheld and may be granted subject to certain conditions;
- (b) not carry on the business of street trader on a verge contiguous to —
 - (i) a church or other place of worship, or
 - (ii) a building declared to be a national monument under the National Monuments Act, 1969 (Act 28 of 1969);
 except to the extent that the carrying on of that business is permitted by a notice or sign erected or displayed by the local authority;
- (c) not carry on the business of street trader at a place where it causes an obstruction in front of —
 - (i) an entrance to or exit from a building, or
 - (ii) a fire hydrant;
- (d) not carry on the business of street trader at a stand or in an area contemplated in section 6A(3)(b) of the Act if he or she is not in possession of written proof of having hired that stand or area from the local authority or it having been otherwise allocated to him or her;
- (e) not carry on the business of street trader in contravention of the terms and conditions of the lease or allocation to him or her of a stand in terms of section 6A(3)(c) of the Act;
- (f) not carry on the business of street trader at a place where it substantially obstructs pedestrians in their use of a sidewalk;
- (g) not carry on the business of street trader at a place where it causes an obstruction to vehicular traffic;
- (h) ensure that his or her property does not cover an area which is greater than 3 m in length and 2 m in width on a public road or public place; provided that in areas where adequate space is available these space dimensions may be increased to 4 m in length and 2 m in width.

General restrictions

3. A person carrying on the business of street trader shall not —

- (a) obstruct access to a local authority service or service works;
- (b) obstruct access to a pedestrian arcade or mall;
- (c) if the business is carried on in a public place or public road —
 - (i) sleep and/or stay overnight at the place of the business, or
 - (ii) erect a structure for the purpose of providing shelter,
 without the prior written approval of the local authority;
- (d) carry on the business in a manner as to —
 - (i) create a nuisance;
 - (ii) damage or deface the surface of a public road or public place or public or private property, or
 - (iii) create a traffic hazard;
- (e) accumulate, dump, store or deposit or cause or permit to be accumulated, dumped, stored or deposited litter on land or premises or on a public road or public place other than in a refuse receptacle approved or provided by the local authority;
- (f) obstruct access to or the use of street furniture such as bus passenger benches or shelters and queuing lines, refuse disposal

- (a) mag nie handel dryf in 'n tuin of park waartoe die publiek die reg op toegang het nie, behalwe met die voorafverkreë skriftelike goedkeuring van die plaaslike owerheid, welke goedkeuring nie onredelik geweier mag word nie en onderworpe aan sekere voorwaardes verleen kan word;
- (b) mag nie die besigheid van straathandelaar bedryf op 'n soom aangrensend aan —
 - (i) 'n kerk of ander plek van aanbidding nie, of
 - (ii) 'n gebou wat kragtens die Wet op Nasionale Gedenkwaardighede, 1969 (Wet 28 van 1969), tot nasionale gedenkwaardigheid verklaar is nie;
 behalwe in soverre die bedryf van daardie besigheid toegelaat word deur 'n kennisgewing of teken wat deur die plaaslike owerheid opgerig of vertoon word;
- (c) mag nie die besigheid van straathandelaar bedryf nie op 'n plek waar dit 'n versperping veroorsaak voor —
 - (i) 'n ingang tot of uitgang uit 'n gebou, of
 - (ii) 'n brandkraan;
- (d) mag nie die besigheid van straathandelaar bedryf op 'n staanplek of in 'n gebied soos in artikel 6A(3)(b) van die Wet beoog nie indien hy of sy nie in besit is van skriftelike bewys dat hy of sy daardie staanplek of gebied van die plaaslike owerheid gehuur het of dat dit andersins aan hom of haar toegewys is nie;
- (e) mag nie die besigheid van straathandelaar bedryf in stryd met die bedinge en voorwaardes van die huurkontrak of toewysing aan hom of haar van 'n staanplek ingevolge artikel 6A(3)(c) van die Wet nie;
- (f) mag nie die besigheid van straathandelaar bedryf op 'n plek waar dit voetgangers se gebruik van 'n sypaadje weselik verhinder nie;
- (g) mag nie die besigheid van straathandelaar bedryf op 'n plek waar dit voertuigverkeer belemmer nie;
- (h) moet verseker dat sy of haar eiendom op 'n openbare pad of openbare plek nie 'n oppervlakte van meer as 3 m lank en 2 m breed beslaan nie; met dien verstande dat in gebiede waar voldoende spasie beskikbaar is, die afmetings mag toeneem tot 4 m lank en 2 m breed.

Algemene beperkings

3. 'n Persoon wat die besigheid van straathandelaar bedryf, mag nie —

- (a) toegang tot 'n diens of dienswerke van die plaaslike owerheid versper nie;
- (b) toegang tot 'n voetgangerarkade of winkellaan versper nie;
- (c) waar die besigheid in 'n openbare pad of openbare plek bedryf word —
 - (i) oornag op die plek van die besigheid, of
 - (ii) 'n struktuur oprig met die doel om beskutting te voorsien,
 sonder die voorafverkreë skriftelike toestemming van die plaaslike owerheid nie;
- (d) besigheid op so 'n wyse bedryf dat dit —
 - (i) 'n oorlas veroorsaak nie;
 - (ii) die oppervlak van 'n openbare pad of 'n openbare plek of 'n openbare of private eiendom beskadig of skend nie, of
 - (iii) 'n gevaar vir verkeer veroorsaak nie;
- (e) rommel op grond of 'n perseel of op 'n openbare pad of openbare plek opgaan, stort, opberg of agterlaat, of laat opgaan, stort, opberg of agterlaat of toelaat dat dit gedoen word nie, behalwe in 'n vullishouer wat deur die plaaslike owerheid goedgekeur of voorsien is;
- (f) toegang tot of die gebruik van straattoebehore, soos banke of skuilings of toustaanplekke vir buspassasiers, of vullishouers en

bins and other facilities designed for the use of the general public.

Cleanliness and protection of public health

4. (1) Every street trader shall —

- (a) carry on his or her business in a manner as not to be a danger or threat to public health or public safety;
- (b) at the request of an authorised officer or employee of the local authority move his or her property in order to permit the cleaning of the surface of the area or site where he or she is trading;
- (c) carry on his or her business in a manner that his or her property is always in a clean and sanitary condition and free of litter.

(2) The local authority shall —

- (a) ensure that the sites on which the street traders carry on business are cleaned and sanitised on a regular basis;
- (b) provide receptacles on the sites in order to facilitate the disposal of litter by the street traders, and
- (c) ensure that the receptacles are emptied on a regular basis in order to facilitate the cleaning of trading sites.

Removal and impoundment

5. (1) If a person carrying on the business of street trader fails or refuses to comply with a written request, the content of which has been explained to him or her, to move or remove his or her property, or leaves that property unsupervised for a period of more than eight hours, an officer may remove and impound property —

- (a) which he or she reasonably suspects is being used or is intended to be used or has been used in or in connection with the carrying on of the business of street trader, and
- (b) which he or she finds at a place where the carrying on of that business is restricted or prohibited in terms of this by-law, and which in his or her opinion constitutes an infringement of this by-law.

(2) An officer acting in terms of this section shall —

- (a) except in the case of goods which have been discarded or abandoned, immediately issue to the person carrying on the business of street trader a detailed receipt for property so removed and impounded, which receipt shall contain adequate information as to where the property will be impounded and the procedure for reclaiming that property, and
- (b) immediately deliver that property to the local authority.

(3) Property removed and impounded as contemplated in section 6A of the Act —

- (a) may, in the case of perishable property, be sold or destroyed by the local authority within a reasonable time after its impoundment; provided that the property shall, subject to the provisions of subsection (4), at any time prior to its disposal, be returned to the owner at the request of and on delivery of proof of ownership by the owner to the local authority, and
- (b) shall, subject to the provisions of subsection (4), in the case of property other than perishable property, be returned to the owner at the request of and on delivery of proof of ownership by the owner to the local authority within a period of one month from the date of impoundment.

(4) The local authority shall be entitled to keep the property until all reasonable expenses have been paid to it, failing which the property may be sold or, in the case of perishable goods, either be sold or destroyed by the local authority.

ander geriewe wat vir die gebruik van die algemene publiek bedoel is, versper nie.

Sindelikeid van plek van besigheid en beskerming van openbare gesondheid

4. (1) Elke straathandelaar moet —

- (a) sy of haar besigheid op so 'n wyse bedryf dat dit nie 'n gevaar of bedreiging vir die openbare gesondheid of openbare veiligheid inhou nie;
- (b) op versoek van 'n gemagtigde beampte of 'n werknemer van die plaaslike owerheid sy of haar eiendom verskuif of verwyder sodat die plek van besigheid skoongemaak kan word;
- (c) sy of haar besigheid so bedryf dat sy of haar eiendom te alle tye in 'n skoon, higiëniese en rommelvrye toestand is;

(2) Die plaaslike owerheid moet —

- (a) verseker dat persele waar straathandelaars handel dryf op 'n gereelde grondslag skoongemaak en gereinig word;
- (b) houters op die persele voorsien ten einde die wegdoen van rommel deur die straathandelaars te vergemaklik, en
- (c) verseker dat die houters op 'n gereelde grondslag leeggemaak word ten einde die skoonmaak van handelspersele te vergemaklik.

Verwydering en skut

5. (1) Indien 'n persoon wat die besigheid van straathandelaar bedryf, ver-
suim of weier om te voldoen aan 'n skriftelike versoek, waarvan die inhoud aan hom of haar verduidelik is, om sy of haar eiendom te ver-
skuif of te verwyder, of daardie eiendom vir 'n tydperk van meer as
agt uur sonder toesig laat, kan 'n beampte eiendom verwyder of skut —

- (a) wat hy of sy redelikerwyse vermoed gebruik word of bestem is om gebruik te word in verband met die bedryf van die besigheid van straathandelaar, en
- (b) wat hy of sy op 'n plek vind waar die bedryf van daardie besigheid ingevolge hierdie verordening beperk of verbied word en wat na sy of haar mening op 'n oortreding van hierdie verordening neerkom.

(2) 'n Beampte wat ingevolge hierdie artikel handel, moet —

- (a) behalwe in die geval van goedere wat agtergelaat of weggegooi is, onmiddellik 'n gedetailleerde ontvangsbewys vir eiendom wat op dié wyse verwyder en geskut is, aan die persoon wat die besigheid van straathandelaar bedryf, uitreik, en die kwitansie moet voldoende inligting bevat oor waar die eiendom geskut word en die prosedure vir die terugreis van daardie eiendom, en
- (b) onmiddellik daardie eiendom aan die plaaslike owerheid besorg.

(3) Eiendom wat verwyder of geskut word soos in artikel 6A van die Wet bcoog —

- (a) kan, in die geval van bederfbare eiendom, binne 'n redelike tydperk na die skut daarvan deur die plaaslike owerheid verkoop of vernietig word; met dien verstande dat die eiendom, behoudens die bepalings van subartikel (4), te eniger tyd voordat daarvoor beskik word, aan die eienaar terugbesorg moet word op versoek van en lewering van bewys van eienaarskap deur die eienaar aan die plaaslike owerheid, en
- (b) moet, behoudens die bepalings van subartikel (4), in die geval van ander eiendom as bederfbare eiendom, binne 'n tydperk van een maand vanaf die datum van skut aan die eienaar terugbesorg word op versoek van en lewering van bewys van eienaarskap deur die eienaar aan die plaaslike owerheid.

(4) Die plaaslike owerheid is daarop geregtig om die eiendom te behou totdat alle redelike uitgawes aan die plaaslike owerheid betaal is, en by versuim daarvan kan die eiendom verkoop word of, in die geval van bederfbare goed, deur die plaaslike owerheid of verkoop of vernietig word.

(5) In the case of a sale of impounded property by the local authority, the proceeds of the sale less the reasonable expenses incurred by the local authority in connection with the removal, impoundment or disposal of the property shall be paid to the person who was the owner of the property when it was impounded. If the owner fails to claim the proceeds within three months of the date on which the property was sold, the proceeds shall be forfeited to the local authority and shall be paid into a special fund created by the local authority dedicated to the development of the informal sector and matters ancillary thereto.

(6) If the proceeds of a sale of property contemplated in this section is not sufficient to destroy the reasonable expenses incurred by the local authority in connection with the property, the owner of the property which has been removed and impounded or disposed of as contemplated herein, shall be liable for all reasonable expenses incurred by the Local authority in connection with the removal and impoundment thereof.

Carrying of written approval

6. Any person carrying on the business of street trader shall, whenever such person is carrying on such business, carry on his or her person any written approval granted or issued to him or her by the local authority in terms of this by-law and shall on demand show such written approval to an authorised officer or employee of the local authority; provided that upon such a request the person carrying on the business of a street trader does not have in his or her possession the written approval required, he or she must show it to the local authority within 24 hours and provided further that if this persons fails to show the written approval, he or she shall be liable to a fine not exceeding R1 000,00.

Charges

7. The local authority shall fix the charges payable to it for the letting of stands or stalls in demarcated areas under its control where the carrying on of the business of street trading is authorised.

Appeals

8. (1) A person who feels himself or herself aggrieved by the decision of the local authority may appeal against the decision to an appeal committee in accordance with the provisions set out herein.

(2) A person who feels himself or herself aggrieved by the decision of the local authority shall notify the local authority of his or her intention to appeal against the decision in writing within 10 days of having received notification of the local authority's decision.

Constitution of the Appeal Committee

9. (1) The Member of the Executive Council responsible for Economic Affairs may, with the concurrence of the local authority, representatives of the street traders and any other interested person, designate persons as members of the Appeal Committee.

(2) The Appeal Committee shall consist of a maximum of six members with at least two members from the street trading sector.

(3) The members of the Appeal Committee shall appoint two members to act as chairperson and vice-chairperson respectively.

(4) When the chairperson is unable to perform the function of chairperson, the vice-chairperson shall perform the function of chairperson.

(5) If the chairperson is of the opinion that a particular person is able to assist the Appeal Committee, he or she may co-opt that person for that purpose.

(6) A person so co-opted shall not be entitled to vote at a meeting of the Committee.

(7) The chairperson shall notify the aggrieved person of the date, time and place of the meeting of the Appeal Committee at which his or her presence is required within 10 days of receipt of the notice of appeal.

(8) The aggrieved person who has received notice in terms of subsection (7) shall personally appear at the meeting or appoint a

(5) In die geval van die verkoop van geskutte eiendom deur die plaaslike owerheid moet die opbrengs van die verkoping minus die redelike uitgawes deur die plaaslike owerheid aangegaan ten opsigte van die verwydering of skut van of die beskikking oor die eiendom, betaal word aan die persoon wat die eienaar van die eiendom was toe dit geskut is. Indien die eienaar in gebreke bly om die opbrengs binne drie maande van die datum waarop die eiendom verkoop is op te eis, word die opbrengs verbeur aan die plaaslike owerheid en in 'n spesiale fonds gestort wat die plaaslike owerheid ingestel het vir die ontwikkeling van die informele sektor en verwante aangeleenthede.

(6) As die opbrengs van die verkoop van eiendom in hierdie artikel beoog, nie voldoende is om die redelike uitgawes te dek wat die plaaslike owerheid aangegaan het in verband met die eiendom nie, is die eienaar van die eiendom wat verwyder en geskut is of waaroor beskik is soos hierin beoog, aanspreeklik vir alle redelike uitgawes deur die plaaslike owerheid aangegaan in verband met die verwydering of skut daarvan of beskikking daaroor.

Dra van skriftelike goedkeuring

6. Enige persoon wat die besigheid van straathandelaar bedryf, moet wanneer ook al sodanige persoon sodanige besigheid bedryf, enige skriftelike goedkeuring wat deur die plaaslike owerheid ingevolge hierdie verordening aan hom of haar toegestaan of uitgereik is, op sy of haar persoon dra en moet op aanvraag sodanige skriftelike goedkeuring aan 'n gemagtigde beampte of werknemer van die plaaslike owerheid toon; met dien verstande dat indien die persoon nie die skriftelike goedkeuring in sy of haar besit het nie, dit binne die volgende 24 uur aan die plaaslike owerheid getoon moet word en verder met dien verstande dat indien die persoon versuim om die skriftelike goedkeuring te toon, is hy of sy strafbaar met 'n boete van hoogstens R1 000.

Gelde

7. Die plaaslike owerheid stel die gelde vas wat aan hom betaalbaar is vir die verhuring van staanplekke of stalletjies binne afgebakende gebiede onder sy beheer waar die bedryf van die besigheid van straathandelaar toelaatbaar is.

Appelle

8. (1) 'n Persoon wat veronreg voel deur die besluit van die plaaslike owerheid kan by 'n appèlkomitee appelleer in ooreenstemming met die bepalings hierin uiteengesit.

(2) 'n Persoon wat veronreg voel deur die besluit van die plaaslike owerheid moet die plaaslike owerheid binne 10 dae nadat hy of sy van die besluit in kennis gestel is, skriftelik in kennis stel van sy of haar voorneme om teen die besluit te appelleer.

Samestelling van die Appèlkomitee

9. (1) Die Lid van die Uitvoerende Raad verantwoordelik vir Ekonomiese Aangeleenthede kan, met die medewerking van die plaaslike owerheid, verteenwoordigers van die straathandelaars en enige ander belanghebbende persone as lede van die Appèlkomitee aanwys.

(2) Die Appèlkomitee moet bestaan uit 'n maksimum van ses lede met minstens twee lede uit die straathandel-sektor.

(3) Die lede van die Appèlkomitee moet twee lede aanstel om onderskeidelik as voorsitter en ondervoorsitter te dien.

(4) Wanneer die voorsitter nie in staat is om die werksaamhede van voorsitter uit te voer nie, moet die ondervoorsitter die werksaamhede van voorsitter uitvoer.

(5) As die voorsitter van mening is dat 'n bepaalde persoon in staat is om die Appèlkomitee behulpsaam te wees, kan hy of sy daardie persoon vir daardie doel koöpteer.

(6) 'n Persoon wat aldus gekoöpteer is, is nie geregtig om op 'n vergadering van die Appèlkomitee te stem nie.

(7) Die voorsitter moet die veronregte persoon binne 10 dae vanaf ontvangs van die kennisgewing van appèl verwittig van die datum, tyd en plek van die vergadering van die Appèlkomitee waar sy of haar teenwoordigheid vereis word.

(8) Die veronregte persoon wat ingevolge subartikel (7) kennis ontvang het, moet die vergadering persoonlik bywoon of 'n

legal representative or any other person to appear on his or her behalf.

Procedure at appeal meetings

10. (1) The chairperson shall determine the procedure at the meeting.
- (2) All members shall be present at the meeting of the Appeal Committee.
- (3) Any person present at the meeting may —
 - (a) be called upon by the chairperson to give evidence;
 - (b) be called upon by the chairperson to submit to the Appeal Committee a document or other property in his or her possession or under his or her control, and
 - (c) be questioned by the Appeal Committee on the matter before it.
- (4) The Appeal Committee shall review the decision of the local authority and make a finding, having regard to the following:
 - (a) whether the decision of the local authority was fair and equitable in the circumstances;
 - (b) how the decision will affect the aggrieved person's ability to trade, and
 - (c) whether alternative measures may be adopted to enable the aggrieved person to continue his or her business.
- (5) A decision of the Committee shall be taken by a majority of votes of the members present at the meeting and if there is an equality of votes, the chairperson shall have a casting vote in addition to his or her deliberative vote.
- (6) The Appeal Committee, having considered the evidence presented, may —
 - (a) refuse the appeal;
 - (b) uphold the appeal, or
 - (c) take any other steps that it may deem fit.
- (7) The Appeal Committee shall as soon as is practicable —
 - (a) notify the aggrieved person of its decision in writing, and
 - (b) furnish the aggrieved person with written reasons for the decision.

Offences

11. (1) A person who —
 - (a) contravenes or fails to comply with a provision of this by-law;
 - (b) ignores, disregards or disobeys a notice, sign or marking displayed or erected for the purposes of this by-law;
 - (c) contravenes or fails to comply with an approval or a condition granted or imposed in terms of this by-law;
 - (d) fails to comply with a written request to move or remove his or her property;
 - (e) deliberately furnishes false or misleading information to an officer or employee of the local authority, or
 - (f) threatens, resists, interferes with or obstructs an officer or employee of the local authority in exercising or performing his or her powers, duties or functions under this by-law,

shall be guilty of an offence and liable on conviction to a fine not exceeding one thousand rand (R1 000) or to imprisonment for a period not exceeding three months.

regsverteenvoordiger of enige ander persoon aanstel om namens hom of haar te verskyn.

Prosedure op Appèlvergaderings

10. (1) Die voorsitter bepaal die prosedure op die vergadering.
- (2) Al die lede moet op die vergadering van die Appèlkomitee teenwoordig wees.
- (3) Enige persoon wat die vergadering bywoon, kan —
 - (a) deur die voorsitter versoek word om getuienis af te lê;
 - (b) deur die voorsitter versoek word om 'n dokument of ander eiendom in sy of haar besit of onder sy of haar beheer aan die Appèlkomitee voor te lê, en
 - (c) deur die Appèlkomitee ondervra word oor die aangeleentheid wat voor die Komitee dien.
- (4) Die Appèlkomitee moet die besluit van die plaaslike owerheid hersien en 'n bevinding maak, met inagneming van die volgende:
 - (a) of die besluit van die plaaslike owerheid in die omstandighede billik en regverdig was;
 - (b) of die besluit die vermoë van die veronregte persoon om handel te dryf, sal raak, en
 - (c) of alternatiewe maatreëls getref kan word om die veronregte persoon in staat te stel om sy of haar besigheid voort te sit.
- (5) 'n Besluit van die Appèlkomitee moet geneem word met 'n meerderheid van stemme van die lede wat op die vergadering teenwoordig is, en in die geval van 'n staking van stemme, het die voorsitter 'n beslissende stem benewens sy of haar gewone stem.
- (6) Die Appèlkomitee kan, nadat hy die getuienis wat gelewer is, oorweeg het —
 - (a) die appèl van die hand wys;
 - (b) die appèl handhaaf, of
 - (c) die ander stappe doen soos wat hy goeddink.
- (7) Die Appèlkomitee moet so gou doenlik —
 - (a) die veronregte persoon skriftelik van sy besluit verwittig, en
 - (b) die veronregte persoon van skriftelike redes vir die besluit voorsien.

Oortredings

11. (1) 'n Persoon wat —
 - (a) 'n bepaling van hierdie verordening oortree of versuim om daaraan te voldoen;
 - (b) 'n kennisgewing, teken of merk wat vir die toepassing van hierdie verordening vertoon of opgerig is, ignoreer, verontagsaam of nie gehoorsaam nie;
 - (c) 'n goedkeuring of voorwaarde wat ingevolge hierdie verordening verleen of opgelê is, oortree of versuim om daaraan te voldoen;
 - (d) versuim om te voldoen aan 'n skriftelike versoek om sy of haar eiendom te verskuif of te verwyder;
 - (e) opsetlik vals of misleidende inligting aan 'n beampde of werknemer van die plaaslike owerheid verstrek, of
 - (f) 'n beampde of werknemer van die plaaslike owerheid by die uitoefening van sy of haar bevoegdhede of uitvoering van sy of haar pligte of werksaamhede dreig, teenstaan, hom of haar daarmee bemoei of die beampde of werknemer dwarsboom,

is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met 'n boete van hoogstens eenduisend rand (R1 000) of met gevangenisstraf vir 'n tydperk van hoogstens drie maande.

P.N. 205/1997

6 June 1997

CALEDON MUNICIPALITY:

BY-LAW FOR THE SUPERVISION AND CONTROL OF THE CARRYING ON OF THE BUSINESS OF STREET VENDOR, PEDLAR OR HAWKER

Definitions

1. Unless the context indicates otherwise, a word or an expression to which a meaning has been assigned in the Business Act, 1991 (Act 71 of 1991), shall, when used in this by-law, have the meaning thus assigned, and —

"council" means the council of the municipality of Caledon and includes a committee or employee of the council exercising powers or performing duties or functions delegated to it, him or her by the council;

"goods" means a wares, articles, receptacles, vehicles or structures;

"local authority service" means a system conducted by or on behalf of the council for the collection, conveyance, treatment or disposal of refuse, sewage or storm water or for the manufacture, generation, impounding, storage, purification, distribution, conduction, transmission, conveyance, provision or supply of water, gas or electricity;

"local authority service works" means all works of whatsoever nature necessary or desirable for or incidental, supplementary or ancillary to a local authority service and includes a immovable property, lake, spring, natural watercourse, machinery, plant or other thing of whatever nature used for or in connection with a such works or service;

"nuisance" means conduct which brings about or may bring about a state of affairs or condition which constitutes a source of danger to others or their property or which materially interferes with their ordinary comfort, convenience, peace or quiet;

"officer" means —

(a) a traffic officer appointed under section 3 of the Road Traffic Act, 1989 (Act 29 of 1989);

(b) a member of the Force as defined in section 1(1) of the Police Act, 1958 (Act 7 of 1958), or

(c) a peace officer contemplated in section 334 of the Criminal Procedure Act, 1977 (Act 51 of 1977);

"public road" means a road which the public has the right to use or has the right of access and includes —

(a) the verge of a such road, street or thoroughfare;

(b) a bridge, ferry or drift traversed by a such road, street or thoroughfare, and

(c) a other work or object forming part of or connected with or belonging to such road, street or thoroughfare;

"sidewalk" means that portion of a verge intended for the exclusive use of pedestrians;

"street vendor, pedlar or hawker" includes a employee of such person;

"the Act" means the Businesses Act, 1991 (Act 71 of 1991), and

"verge" means that portion of the road, street or thoroughfare which is not the roadway.

Prohibition of and restriction on the carrying on of business

2. No person shall carry on the business of street vendor, pedlar or hawker —

(a) in a garden or park under the control of the council and to which the public has a right and demarcated by the council for that purpose in terms of section 6A(3)(b) of the Act;

P.K. 205/1997

6 Junie 1997

MUNISIPALITEIT CALEDON:

VERORDENING VIR DIE TOESIG EN BEHEER OOR DIE BEDRYF VAN DIE BESIGHEID VAN STRAATHANDELAAR, VENTER OF SMOUS

Woordomskrywings

1. Tensy uit die samehang anders blyk, het 'n woord of uitdrukking waaraan 'n betekenis in die Wet op Besighede, 1991 (Wet 71 van 1991), geheg is, die betekenis wat aldus toegeken is wanneer dit in hierdie verordening gebruik word, en beteken —

"beampte" —

(a) 'n verkeersbeampte aangestel kragtens artikel 3 van die Padverkeerswet, 1989 (Wet 29 van 1989);

(b) 'n lid van die Mag soos omskryf in artikel 1(1) van die Polisiewet, 1958 (Wet 7 van 1958), of

(c) 'n vredesbeampte beoog in artikel 334 van die Strafproseswet, 1977 (Wet 51 van 1977);

"die Wet" die Wet op Besighede, 1991 (Wet 71 van 1991);

"goedere" ware, artikels, houers, voertuie of strukture;

"oorlas" gedrag wat 'n toedrag van sake of toestand meebring of kan meebring wat 'n bron van gevaar vir ander persone of hul eiendom inhou, of wat wesentlik met hulle gewone gemak, gerief, rus of vrede inmeng;

"openbare pad" 'n pad wat die publiek die reg het om te gebruik of 'n reg van toegang het, en sluit ook in —

(a) die soom van enige sodanige pad, straat of deurgang;

(b) enige brug, pont of drif waaroor of waardeur sodanige pad, straat of deurgang loop, en

(b) enige ander werk of voorwerp wat 'n deel uitmaak van of verbind is met of behoort tot daardie pad, straat of deurgang;

"plaaslike owerheidsdiens" 'n stelsel wat deur of namens die raad bestuur word vir die versameling, afvoer, behandeling of wegdoen van vullis, rioolvuil of stormwater, of vir die vervaardiging, opwekking, opvang, opberging, suiwering, verspreiding, geleiding, transmissie, vervoer, voorsiening of verskaffing van water, gas of elektrisiteit;

"plaaslike owerheidsdienswerke" alle werke van watter aard ook al wat nodig of wenslik is vir, of bykomstig of aanvullend is tot of gepaard gaan met enige plaaslike owerheidsdiens, en dit omvat vaste eiendom, meer, fontein, natuurlike waterloop, masjinerie, werktuig of ander ding van watter aard ook al wat vir of in verband met sodanige werke of diens gebruik word;

"raad" die raad van die munisipaliteit van Caledon, en sluit 'n komitee of werknemer van die raad in wat magte uitoefen of pligte of funksies uitvoer wat deur die raad aan hom gedelegeer is;

"soom" daardie gedeelte van 'n pad, straat of deurgang wat nie die ryvlak is nie;

"straathandelaar, venter of smous" ook 'n werknemer van daardie persoon;

"sypaadjie" daardie gedeelte van 'n soom wat uitsluitlik vir die gebruik van voetgangers bedoel is.

Verbod en beperkings op die bedryf van besigheid

2. Niemand mag die besigheid van straathandelaar, venter of smous bedryf nie —

(a) in 'n tuin of park onder die beheer van die raad en waartoe die publiek 'n reg van toegang het, tensy sodanige gebied deur die raad ingevolge artikel 6A(3)(b) van die Wet vir daardie doel gereserveer en afgebaken is;

(b) on a verge contiguous to —

- (i) a building belonging to, or occupied solely by, the State or the council;
- (ii) a church or other place of worship, or
- (iii) a building declared to be a national monument under the National Monuments Act, 1969 (Act 28 of 1969);

(c) in an area declared by the council in terms of section 6A(2)(a) of the Act as a place where the carrying on of the business of street vendor, pedlar or hawker is —

- (i) prohibited, or
- (ii) contrary to a restriction imposed by the council in terms of that section in respect of such area;

(d) at a place where —

- (i) it obstructs access to a fire hydrant;
- (ii) it obstructs access to a entrance to or exit from a building;
- (iii) it prevents pedestrians from using, or substantially obstructs them in their use of a sidewalk;
- (iv) it causes an obstruction on a roadway, or
- (v) it limits access to parking or loading bays or other facilities for vehicular traffic;

(e) on that half of a public road contiguous to a building used for residential purposes if the owner, occupier or person in control of the building objects to it;

(f) on a verge contiguous to a building in which business is being carried on by a person who sells goods of the same nature as or of a similar nature to goods being sold by the street vendor, pedlar or hawker concerned, without the consent of that person; and

(g) at a place where —

- (i) it obstructs access to street furniture, bus passenger benches or shelters, queuing lines, refuse disposal bins or other facilities intended for the use of the general public;
- (ii) it obstructs the visibility of a display window on business premises, if the person carrying on business on these premises objects thereto;
- (iii) it obstructs access to a pedestrian crossing;
- (iv) it obstructs access to a vehicle;
- (v) it obstructs a road traffic sign or a marking, notice or sign displayed in terms of this by-law, or
- (vi) it interferes in a way with a vehicle that may be parked alongside such place.

General restrictions

3. No street vendor, pedlar or hawker shall at a time —

- (a) in a way obstruct access to a local authority service or local authority service works;
- (b) at a public road or in a public place —
 - (i) stay overnight at the place of such business, or
 - (ii) erect a structure (other than a device which operates in the same manner as, and is shaped like an umbrella) for the purpose of providing shelter;

without the prior written approval of the council;

(b) op 'n soom aangrensend aan —

- (i) 'n gebou wat behoort aan of wat slegs deur die Staat of die raad geokkupeer word;
- (ii) 'n kerk of ander plek van aanbidding, of
- (iii) 'n gebou wat kragtens die Wet op Nasionale Gedenkwaardighede, 1969 (Wet 28 van 1969), tot nasionale gedenkwaardigheid verklaar is;

(c) in 'n gebied wat ingevolge artikel 6A(2)(a) van die Wet deur die raad verklaar is tot 'n gebied waar die besigheid van straathandelaar, venter of smous —

- (i) verbied is, of
- (ii) in stryd is met enige beperking wat deur die raad ingevolge daardie artikel ten opsigte van sodanige gebied opgelê is;

(d) op 'n plek waar —

- (i) dit toegang tot 'n brandkraan versper;
- (ii) dit 'n ingang tot of uitgang uit 'n gebou versper;
- (iii) dit voetgangers verhoed om 'n sypaadje te gebruik, of hulle wesenlik belemmer in die gebruik daarvan;
- (iv) dit 'n versperring op 'n ryvlak veroorsaak,
- (v) dit toegang tot parkeer- of laai-inhamme of ander geriewe vir voertuigverkeer beperk;

(e) op daardie helfte van 'n openbare pad aangrensend aan 'n gebou wat vir woondoeleindes gebruik word, indien die eienaar, bewoner of persoon in beheer van die gebou daarteen beswaar maak;

(f) op 'n soom aangrensend aan 'n gebou waarin besigheid bedryf word deur 'n persoon wat goedere verkoop wat van dieselfde of soortgelyke aard is as goedere wat deur die betrokke straathandelaar, venter of smous verkoop word, sonder die toestemming van daardie persoon, en

(g) op 'n plek waar —

- (i) dit toegang tot straattoebehore, banke, skuilings of toustaanplekke vir busepassasiers, vullishouers of ander geriewe wat vir die gebruik van die algemene publiek bedoel is, versper;
- (ii) dit die sigbaarheid van 'n vertoonvenster op 'n sakeperseel versper, indien die persoon wat sake op die betrokke sakeperseel doen, daarteen beswaar maak;
- (iii) dit toegang tot 'n voetgangeroorgang versper;
- (iv) dit toegang tot enige voertuig versper;
- (v) dit 'n padverkeersteken of merk, kennisgewing of teken wat ingevolge hierdie verordening vertoon word, versper, of
- (vi) dit op enige wyse met enige voertuig wat langs sodanige plek geparkeer is, inmeng.

Algemene beperkings

3. Niemand wat die besigheid van straathandelaar, venter of smous bedryf, mag te eniger tyd —

- (a) op enige wyse toegang tot 'n plaaslike owerheidsdiens of plaaslike owerheidwerke versper nie;
- (b) op 'n openbare pad of openbare plek —
 - (i) by die plek van die besigheid oornag, of
 - (ii) 'n struktuur (behalwe 'n toestel wat op dieselfde wyse werk as, en die vorm het van 'n sambreel) oprig met die doel om skuiling te verskaf,

sonder die skriftelike voorafgoedkeuring van die raad nie;

- (c) carry on the business in a manner which —
- (i) creates a nuisance;
 - (ii) damages or defaces the surface of a public road or public place or a other council property, or
 - (iii) creates a traffic hazard;
- (d) attach a object by a means to a building, structure, pavement, tree, parking metre, lamp-pole, electricity pole, telephone booth, post box, traffic sign, bench or a other street furniture on a public road or in a public place;
- (e) make a fire at a place or in circumstances where it could harm a person or damage a building or vehicle or a street furniture referred to in sub-section (d);
- (f) fail or refuse to move or remove a goods, after having been requested to do so by the supplier of a telecommunication service who requires access to such service, or by an authorised employee or agent of the council or an officer acting in terms of sections 4 or 5 of this by-law.

Cleanliness of place of business and protection of public health

4. (1) No street vendor, pedlar or hawker shall —
- (a) accumulate, dump, store or deposit or cause or permit to be accumulated, dumped, stored or deposited a refuse, scrap or waste material on a land or premises, in a manhole, stormwater drain or on a public road or public place, other than in a refuse receptacle approved by the council;
- (2) Every street vendor, pedlar or hawker shall —
- (a) keep the area or site occupied by him or her for the purpose of such business in a clean and sanitary condition;
 - (b) keep his or her goods in a clean and sanitary condition;
 - (c) unless the council has granted prior written approval, exempting him or her from the provisions of this subsection daily remove at the conclusion of trading from a public road or public place all waste, packaging material, stock and equipment of whatever nature utilised in connection with such business;
 - (d) carry on his or her business in a manner as not to be a danger or threat to public health or public safety, and
 - (e) at the request of an officer or an employee of the council, fail to move or remove anything so that the area or site may be cleaned.

Removal and impoundment

5. (1) If a person carrying on the business of street vendor, pedlar or hawker fails or refuses to comply with a request to move or remove his or her property, or leaves that property unattended for a period of eight hours or more, an officer may remove and impound goods —
- (a) which he or she reasonably suspects are being used or intended to be used or have been used, in or in connection with the carrying on of the business of street vendor, pedlar or hawker, and
 - (b) which he or she finds at a place where that business is restricted or prohibited in terms of section 2 of this by-law and which, in his or her opinion, constitutes an infringement of a section of this by-law.
- (2) An officer so acting shall —
- (a) issue to the person carrying on the business of street vendor, pedlar or hawker a receipt for goods so removed and impounded, and

- (c) sodanige besigheid op 'n wyse bedryf nie wat —

- (i) 'n oorlas veroorsaak;
 - (ii) die oppervlak van 'n openbare pad of openbare plek of ander raadseïendom beskadig of skend, of
 - (iii) 'n gevaar vir verkeer veroorsaak;
- (d) 'n voorwerp op enige wyse aan 'n gebou, struktuur, sypaadjie, boom, parkeermeter, lamppaal, elektrisiteitspaal, telefoonhokkie, posbus, verkeersteken, bank of enige ander straattoebehore op 'n openbare pad of in 'n openbare plek heg nie;
- (e) 'n vuur maak op 'n plek of in omstandighede waar dit 'n persoon kan beseer of 'n gebou of voertuig of enige straattoebehore in subartikel (d) bedoel, kan beskadig nie;
- (f) versuim of weier om goedere te verskuif of te verwyder nie, nadat hy of sy versoek is om dit te doen deur die verskaffer van 'n telekommunikasiediens wat toegang tot sodanige diens vereis, of deur 'n gemagtigde werknemer of agent van die raad of 'n beampte wat ingevolge artikel 4 of 5 van hierdie verordening optree.

Sindelikheid van besigheidsplek en beskerming van openbare gesondheid

4. (1) Geen straathandelaar, venter of smous, mag —
- (a) enige vullis, rommel of afvalmateriaal op die grond of perseel, in 'n mangat of stormwaterriool, of op 'n openbare pad of openbare plek, behalwe in 'n vullishouer wat deur die raad goedgekeur is, ophoop, stort, opberg of plaas, of laat ophoop, stort, opberg of plaas nie;
- (2) Elke straathandelaar, venter of smous moet —
- (a) die gebied of terrein wat hy of sy vir die doel van sodanige besigheid gebruik, in 'n skoon en higiëniese toestand hou;
 - (b) sy goedere in 'n skoon en higiëniese toestand hou;
 - (c) tensy die raad vooraf skriftelik goedkeuring verleen het wat hom of haar van die bepalings van hierdie subartikel vrystel, daaglik na afloop van handeldrywe alle rommel, verpakkingsmateriaal, voorraad en toerusting van watter aard ook al wat in verband met sodanige besigheid gebruik word van 'n openbare pad of openbare plek verwyder;
 - (d) sy besigheid op sodanige wyse bedryf dat dit nie 'n gevaar of bedreiging vir die openbare gesondheid of openbare veiligheid inhou nie, en
 - (e) op versoek van 'n beampte of behoorlik gemagtigde werknemer van die raad enigiets verskuif of verwyder sodat die gebied of terrein skoongemaak kan word.

Verwydering en skut

5. (1) Indien 'n persoon wat die besigheid van straathandelaar, venter of smous bedryf, versuim of weier om te voldoen aan 'n versoek om sy of haar goedere te verskuif of te verwyder, of daardie goedere vir 'n tydperk van meer as agt uur sonder toesig laat, kan 'n beampte goedere verwyder en skut —
- (a) wat hy of sy redelikerwys vermoed vir of in verband met die bedryf van die besigheid van straathandelaar, venter of smous gebruik word of bestem is om gebruik te word of gebruik is, en
 - (b) wat hy of sy op 'n plek waar sodanige besigheid ingevolge artikel 2 van hierdie verordening beperk of verbied word, vind, en wat na sy oordeel 'n oortreding van enige artikel daarvan is.
- (2) 'n Beampte wat aldus optree, moet —
- (a) 'n kwitansie vir enige goedere wat aldus verwyder en geskut word, aan die persoon wat die besigheid van straathandelaar, venter of smous bedryf, uitreik, en

(b) immediately deliver such goods to the council.

Demarcated stand or areas

4. If the council has set apart and demarcated a stand or area for the purpose of the carrying on of the business of street vendor, pedlar or hawker as contemplated in section 6A(3)(b) of the Act, no person may trade on that stand or in that area unless he or she is in possession of proof of having hired that stand or area from the council or that it has otherwise been allocated to him or her.

Carrying and exhibition of written approval

5. A person carrying on the business of street vendor, pedlar or hawker shall carry on his or her person a written approval granted or issued to him or her by the council in terms of sections 2, 3, 4 or 6 of this by-law and shall exhibit such approval, if requested by an officer to do so.

Signs indicating restricted or prohibited areas

6. The council may design or make and display signs, markings or other devices which indicates restricted or prohibited areas.

Offences and penalties

7. A person who —

- (a) contravenes or fails to comply with a provision of this by-law;
- (b) threatens, resists, interferes with or obstructs an officer or a employee of the council in the performance of his or her duties or functions in terms of or under this by-law, or
- (c) deliberately furnishes false or misleading information to an officer or an employee of the council;

shall be guilty of an offence and liable on conviction to a fine not exceeding R1 000 or to imprisonment for a period not exceeding three months.

STRUISBAAI TRANSITIONAL LOCAL COUNCIL:

REMOVAL OF RESTRICTIONS ACT, 1967
(ACT 84 OF 1967): SUBDIVISION OF ERF NO. 1022,
STRUISBAAI

It is hereby notified in terms of section 3(6) of the above Act and section 24(2)(b) of Ordinance 15 of 1985 that the undermentioned application has been received by the Premier and is open to inspection at Room 1023, I.S.M. Building, 27 Wale Street, Cape Town, and at the office of the Struisbaai Transitional Local Council.

Any objections, with full reasons therefor, should be lodged in writing with the Secretary, 89 Main Road (P.O. Box 61), Struisbaai 7285, on or before 27 June 1997 quoting the above Act and the objector's erf number.

Applicant

Nature of Application

G. G. Yamouyanis	Removal of a restrictive title condition applicable to Erf 1022, Marine Drive, Struisbaai, to enable the owner to subdivide the property in two portions.
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Secretary, Struisbaai Transitional Local Council, P.O. Box 61, 89 Main Road, Struisbaai 7285.

(b) onmiddellik sodanige goedere aan die raad oorhandig.

Afgebakende staanplekke of gebiede

4. Indien die raad 'n staanplek of gebied gereserveer en afgebaken het vir die doel om die besigheid van straathandelaar, venter of smous te bedryf, soos beoog in artikel 6A(3)(b) van die Wet, mag geen persoon op daardie staanplek of in daardie gebied handel dryf nie, tensy hy of sy in besit is van bewys dat hy of sy sodanige staanplek of gebied by die raad gehuur het, of dat dit andersins aan hom of haar toegeken is.

Dra en vertoon van skriftelike goedkeuring

5. 'n Persoon wat die besigheid van straathandelaar, venter of smous bedryf, moet skriftelike goedkeuring wat die raad ingevolge artikel 2, 3, 4 of 6 van hierdie verordening aan hom of haar verleen of uitgereik het, op sy of haar persoon dra, en moet op versoek van 'n beamppte sodanige goedkeuring toon.

Tekens wat beperkte of verbode gebiede aandui

6. Die raad mag tekens, merke of ander toestelle wat beperkte of verbode gebiede aandui, ontwerp of maak en vertoon.

Misdrywe en strawwe

7. Enigeen wat —

- (a) 'n bepaling van hierdie verordening oortree of versuim om daaraan te voldoen;
- (b) 'n beamppte of 'n werknemer van die raad dreig, teenstaan, hinder of belemmer by die uitvoering van sy of haar pligte of funksies ingevolge of kragtens hierdie verordening; of
- (c) opsetlik valse of misleidende inligting aan 'n beamppte of 'n werknemer van die raad verskaf,

is skuldig aan 'n misdryf, en is by skuldigbevinding strafbaar met 'n boete van hoogstens R1 000,00 of met gevangenisstraf vir 'n tydperk van hoogstens drie maande.

STRUISBAAI PLAASLIKE OORGANGSRAAD:

WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET 84 VAN 1967): ONDERVERDELING VAN ERF NR. 1022,
STRUISBAAI

Kragtens artikel 3(6) van bostaande Wet en artikel 24(2)(b) van Ordonnansie 15 van 1985 word hiermee kennis gegee dat onderstaande aansoek deur die Premier ontvang is en ter insae lê by Kamer 1023, I.S.M.-gebou, Waalstraat 27, Kaapstad, en in die kantoor van die Struisbaai Plaaslike Oorgangsraad.

Enige besware, met die volledige redes daarvoor, moet skriftelik by die Sekretaris, Hoofweg 89 (Posbus 61), Struisbaai 7285, ingedien word op of voor 27 Junie 1997 met vermelding van bogenoemde Wet en beswaarmaker se ernommer.

Aansoeker

Aard van Aansoek

G. G. Yamounyanis	Opheffing van 'n beperkende titelvoorwaarde van toepassing op Erf 1022, Marinerylaan, Struisbaai, ten einde die eienaar in staat te stel om die eiendom onder te verdeel in twee gedeeltes.
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Sekretaris, Struisbaai Plaaslike Oorgangsraad, Posbus 61, Hoofweg 89, Struisbaai 7285.

CALEDON MUNICIPALITY/OVERBERG DISTRICT COUNCIL:

REMOVAL OF RESTRICTIONS ACT, 1967
(ACT NO. 84 OF 1967) AND PROPOSED REZONING,
SUBDIVISION, APPLICATION FOR CONSENT USE AND
INCORPORATION

It is hereby notified in terms of section 3(6) of the above Act read with sections 17(2)(a) and 24(2)(a) of the Land Use Planning Ordinance, 1985 (Ordinance No. 15 of 1985) as well as paragraph 4.7 of the section 8 Scheme Regulations of the said Ordinance and section 8 of the Municipal Ordinance, 1974 (Ordinance No. 20 of 1974) that the undermentioned application has been received by the Premier of the Province Western Cape, Caledon Transitional Council and the Overberg District Council and is open to inspection at Room 1023, I.S.M. Building, 27 Wale Street, Cape Town, and the offices of Caledon Transitional Council, 6 Plein Street, Caledon, and Overberg District Council, 26 Long Street, Bredasdorp. The available documentation includes a draft Environmental Impact Assessment (EIA), motivation report, layout plans and drawings.

Any objections, with full reasons therefor, should be lodged in writing with the Chief Executive/Town Clerk, 6 Plein Street (P.O. Box 24), Caledon 7230, on or before Monday, 7 July 1997 quoting the above Act and/or Ordinances (as the case may be) and the objector's complete address and property description. Comment on the draft EIA is similarly invited.

<i>Applicant</i>	<i>Nature of Application</i>
Caledon Hotel Spa and Casino Resort (Pty) Ltd.	1. Removal of certain title conditions applicable to Portion 3 of the farm Caledon Baths No. 560, Caledon ($\pm 2,6$ ha) to enable the developer to consolidate the land unit with six other land units around the existing historic hot springs and Overberger Hotel so as to develop the property (± 230 ha) as a leisure resort which will include a tourist village, spa complex, luxury hotel, sports hotel and golf estate, etc. 2. Subdivisions of the farm Old Baths No. 406, Caledon, into two portions in order to incorporate a portion of approximately 29,8942 ha in extent into the jurisdiction area of the Caledon Transitional Council for rezoning purposes and subdivisions of Erf 282, Myddleton, in order to create a portion of approximately 11,5067 ha in extent for rezoning purposes. 3. Incorporation into the jurisdiction area of Caledon Transitional Council of the remainder of the farm Oatlands No. 408, Caledon, approximately 22,6821 ha in extent, Portion 1 of the farm Oatlands No. 408, Caledon, approximately 3,6015 ha in extent and the subdivided portion of the farm Old Baths No. 406, Caledon, as mentioned in 2. above approximately 29,8942 ha in extent. 4. Consolidation of the following properties: - A Remainder of the Farm No. 812, Caledon - B Portion of the farm Old Baths No. 406, Caledon - C Portion 3 of the farm Caledon Baths No. 560, Caledon - E Remainder of the farm Oatlands No. 408, Caledon - F Portion 1 of the farm Oatlands No. 408, Caledon - H Portion of farm Old Baths No. 406, Caledon - I Portion of Erf 282, Myddleton. 5. Rezoning of the consolidated property mentioned in 4. above, as well as Portion 1 of Farm No. 812, Caledon, to subdivisional area in order to develop the property for resort zone II and ancillary purposes with the necessary consent uses as the Council may approve.

Future Casino Application

It is the applicant's intention to make application at the right time, and in accordance with the relevant legislation, for a Casino licence. Such application will then be processed in accordance with such legislation.

J. F. Huisamen, Chief Executive/Town Clerk: Caledon Municipality, (6 Plein Street), P.O. Box 24, Caledon 7230.

W. A. Ekermans, Chief Executive Officer: Overberg District Council, (26 Long Street), Private Bag X22, Bredasdorp 7280.

6 and 13 June 1997.

MUNISIPALITEIT CALEDON/OVERBERG DISTRIKRAAD:

WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET NR. 84 VAN 1967) EN VOORGESTELDE HERSONERING,
ONDERVERDELING, INLYWING EN AANSOEK OM
VERGUNNINGSGEBRUIK

Ingevolge artikel 3(6) van bostaande Wet saamgelees met artikels 17(2)(a) en 24(2)(a) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie Nr. 15 van 1985) asook paragraaf 4.7 van die artikel 8 Skemaregulagies van genoemde Ordonnansie en artikel 8 van die Munisipale Ordonnansie, 1974 (Ordonnansie Nr. 20 van 1974) word hiermee kennis gegee dat onderstaande aansoek deur die Premier van die Provinsie Wes-Kaap, Caledon Oorgangsraad en die Overberg Distrikraad ontvang is en ter insae lê by Kamer 1023, I.S.M.-gebou, Waalstraat 27, Kaapstad, en in die kantore van die Caledon Oorgangsraad, Pleinstraat 6, Caledon, en die Overberg Distrikraad, Langstraat 26, Bredasdorp. Die beskikbare dokumentasie sluit 'n Omgewingsinvloedstudie in konsepvorm sowel as 'n motiveringsverslag, planne en tekeninge in.

Enige besware, met die volledige redes daarvoor, moet skriftelik by die Uitvoerende Hoof/Stadsklerk, Pleinstraat 6 (Posbus 24), Caledon 7230, ingedien word op of voor Maandag, 7 Julie 1997 met vermelding van bogenoemde Wet en/of toepaslike Ordonnansie (soos die geval mag wees) en die beswaarmaker se volledige adres en eiendomsbeskrywing. Kommentaar op die Omgewingsinvloedstudie word insgelyks ingewag.

<i>Aansoeker</i>	<i>Aard van Aansoek</i>
Caledon Hotel Spa en Casino Resort (Pty) Ltd.	1. Opheffing van sekere titelvoorwaardes van toepassing op Gedeelte 3 van die plaas Caledon Baths Nr. 560, Caledon ($\pm 2,6$ ha), om die ontwikkelaar in staat te stel om die eiendom met ses ander eiendomme rondom die bestaande historiese warmbronne en Overberger Hotel te konsolideer, ten einde die eiendom (± 230 ha) as 'n ontspanningsoord te ontwikkel wat toeristedorp asook 'n spa-kompleks, luukse hotel, sport-hotel, gholf-landgoed, ens., sal insluit. 2. Onderverdeling van die plaas Old Baths Nr. 406, Caledon, in twee gedeeltes sodat 'n gedeelte van ongeveer 29,8942 ha groot by die regsgebied van die Caledon Oorgangsraad ingelyf word vir hersoneringdoeleindes en onderverdeling van Erf 282, Myddleton, ten einde 'n gedeelte van ongeveer 11,5067 ha groot beskikbaar te stel vir hersonering. 3. Inlywing by die regsgebied van Caledon Oorgangsraad van die restant van die plaas Oatlands Nr. 408, Caledon, ongeveer 22,6821 ha groot, Gedeelte 1 van die plaas Oatlands Nr. 408, Caledon, ongeveer 3,6015 ha groot en die onderverdeelde gedeelte van die plaas Old Baths Nr. 406, Caledon, soos genoem in 2. hierbo ongeveer 29,8942 ha groot. 4. Konsolidasie van die volgende eiendomme: - A Restant van die Plaas Nr. 812, Caledon - B Gedeelte van die plaas Old Baths Nr. 406, Caledon - C Gedeelte 3 van die plaas Caledon Baths Nr. 560, Caledon - E Restant van die plaas Oatlands Nr. 408, Caledon - F Gedeelte 1 van die plaas Oatlands Nr. 408, Caledon - H Gedeelte van die plaas Old Baths Nr. 406, Caledon - I Gedeelte van Erf 282, Myddleton. 5. Hersonering van die gekonsolideerde eiendom genoem in 4. hierbo asook Gedeelte 1 van die Plaas Nr. 812, Caledon, na onderverdelingsgebied ten einde die eiendom te ontwikkel vir oordsone II en verwante doeleindes met gepaardgaande vergunningsgebruik soos deur die Raad goedgekeur mag word.

Toekomstige Casino-aansoek

Dit is die aansoeker se voorneme om op die aangewese tyd, in terme van die betrokke wetgewing, vir 'n Casinolisensie, aansoek te doen. Sodanige aansoek sal dan ingevolge daardie wetgewing geprosesseer word.

J. F. Huisamen, Uitvoerende Hoof/Stadsklerk: Munisipaliteit Caledon, (Pleinstraat 6), Posbus 24, Caledon 7230.

W. A. Ekermans, Hoof-uitvoerende Beampte: Overberg Distrikraad, (Langstraat 26), Privatsak X22, Bredasdorp 7280.

6 en 13 Junie 1997.

SEDGEFIELD TRANSITIONAL LOCAL COUNCIL:

REMOVAL OF RESTRICTIONS ACT, 1967
(ACT 84 OF 1967)

It is hereby notified in terms of section 3(6) of the above Act that the undermentioned application has been received by the Premier and is open to inspection at Room 1023, I.S.M. Building, Wale Street, Cape Town, and at the office of the Sedgefield Transitional Local Council. Any objections, with full reasons therefor, should be lodged in writing with the Town Clerk at the undermentioned address on or before Thursday, 3 July 1997 quoting the above Act and the objector's erf number.

*Applicants**Nature of Application*

H. J. and M. J. Meyer	Removal of a title condition applicable to Erf 456, Uil Street, Sedgefield, to enable the owner to do extensions to the existing building on the property.
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S. Brink, Chief Executive/Town Clerk, Municipal Offices, Flamingo Avenue, Private Bag X1, Sedgefield 6573.

MUNICIPALITY FOR THE AREA OF FRANSCHHOEK:

REMOVAL OF RESTRICTIONS ACT, 1967
(ACT 84 OF 1967)

It is hereby notified in terms of section 3(6) of the above Act and in terms of section 24(a) of Ordinance 15 of 1985 that the undermentioned application has been received by the Premier and is open to inspection at Room 1023, I.S.M. Building, Wale Street, Cape Town, and at the office of the relevant local authority. Any objections, with full reasons therefor, should be lodged in writing with the Town Clerk, within 21 days of this notice, quoting the above Act and the objector's erf number.

*Applicant**Nature of Application*

P. J. Baard Theart	Removal of a title condition applicable to Erf 821, Heide Street, Franschhoek, to enable the owner to subdivide the property into three portions.
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CITRUSDAL TRANSITIONAL LOCAL COUNCIL:

REMOVAL OF RESTRICTIONS ACT, 1967
(ACT 84 OF 1967)

It is hereby notified in terms of section 3(6) of the above Act that the undermentioned application has been received by the Premier and is open to inspection at Room 1023, I.S.M. Building, Wale Street, Cape Town, and at the office of the relevant local authority. Any objections, with full reasons therefor, should be lodged in writing with the Town Clerk, Municipal Offices, 12 Müller Street, Citrusdal, on or before Friday, 27 June 1997, quoting the above Act and the objector's erf number.

*Applicants**Nature of Application*

M. A. N. and G. W. E. Smit	Removal of title conditions applicable to Erf 2332, on the corner of Oranje and Park Streets, Citrusdal, so as to enable the property to be subdivided into two portions.
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J. Carstens, Chief Executive/Town Clerk, Municipal Offices, 12 Müller Street, Citrusdal 7340.

6 June 1997.

PLAASLIKE OORGANGSRAAD SEDGEFIELD:

WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET 84 VAN 1967)

Kragtens artikel 3(6) van bostaande Wet word hiermee kennis gegee dat onderstaande aansoek deur die Premier ontvang is en ter insae lê by Kamer 1023, I.S.M.-gebou, Waalstraat, Kaapstad, en in die kantoor van die Plaaslike Oorgangsraad, Sedgefield. Enige besware, met die volledige redes daarvoor, moet skriftelik by die Stadsklerk by ondergenoemde adres ingedien word voor of op Donderdag, 3 Julie 1997, met vermelding van bogenoemde Wet en beswaarmaker se ernommer.

*Aansoekers**Aard van Aansoek*

H. J. en M. J. Meyer	Opheffing van 'n titelvoorwaarde van toepassing op Erf 456, Uilstraat, Sedgefield, ten einde die eienaar in staat te stel om aanbouings aan die bestaande woning op die eiendom aan te bring.
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S. Brink, Uitvoerende Hoof/Stadsklerk, Munisipale Kantore, Flamingolaan, Privaatsak X1, Sedgefield 6573.

MUNISIPALITEIT VIR DIE GEBIED VAN FRANSCHHOEK:

WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET 84 VAN 1967)

Kragtens artikel 3(6) van bostaande Wet en kragtens artikel 24(2) van Ordonnansie 15 van 1985 word hiermee kennis gegee dat onderstaande aansoek deur die Premier ontvang is en ter insae lê by Kamer 1023, I.S.M.-gebou, Waalstraat, Kaapstad, en in die kantoor van die betrokke plaaslike owerheid. Enige besware, met die volledige redes daarvoor, moet skriftelik by die Stadsklerk ingedien word binne 21 dae vanaf datum van hierdie kennisgewing met vermelding van bogenoemde Wet en beswaarmaker se ernommer.

*Aansoeker**Aard van Aansoek*

P. J. Baard Theart	Opheffing van 'n titelvoorwaarde van toepassing op Erf 821, Heidestraat, Franschhoek, ten einde die eienaar in staat te stel om die eiendom onder te verdeel in drie gedeeltes.
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CITRUSDAL PLAASLIKE OORGANGSRAAD:

WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET 84 VAN 1967)

Kragtens artikel 3(6) van bostaande Wet word hiermee kennis gegee dat onderstaande aansoek deur die Premier ontvang is en ter insae lê by Kamer 1023, I.S.M.-gebou, Waalstraat, Kaapstad, en in die kantoor van die betrokke plaaslike owerheid. Enige besware, met die volledige redes daarvoor, moet skriftelik by die Stadsklerk, Munisipale Kantore, Müllerstraat 12, Citrusdal, ingedien word voor of op Vrydag, 27 Junie 1997, met vermelding van bogenoemde Wet en beswaarmaker se ernommer.

*Aansoekers**Aard van Aansoek*

M. A. N. en G. W. E. Smit	Opheffing van titelvoorwaardes van toepassing op Erf 2332, op die hoek van Oranje- en Parkstraat, Citrusdal, sodat die eiendom in twee gedeeltes onderverdeel kan word.
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J. Carstens, Uitvoerende Hoof/Stadsklerk, Munisipale Kantore, Müllerstraat 12, Citrusdal 7340.

6 Junie 1997.

CITY OF CAPE TOWN:

REMOVAL OF RESTRICTIONS ACT, 1967
(ACT 84 OF 1967)

It is hereby notified in terms of section 3(6) of the above Act that the undermentioned application has been received by the Premier and is open to inspection at Room 1023, I.S.M. Building, Wale Street, Cape Town, and at the office of the relevant local authority. Any objections, with full reasons therefor, should be lodged in writing with the Executive Director, Planning and Economic Development, P.O. Box 1694, Cape Town 8000, on or before 27 June 1997, quoting the above Act and the objector's erf number.

Owners	Nature of Application
C. I. Dews and four others SER 1268 RECORD NO. 15410 Ward C41	Removal of title conditions applicable to Erven 97847, 97849, 97850, 154186 and 154185, Van Reenen Street, Newlands. The relevant owners have agreed to substitute the condition to be removed with a new condition enabling each relevant owner to obtain a parking bay on his own property with reciprocal rights of access over the other properties to enable the relevant owners to make use of this new parking arrangement, with ancillary rights and obligations.

HELDERBERG MUNICIPALITY:

REMOVAL OF RESTRICTIONS ACT, 1967
(ACT 84 OF 1967) AND REZONING

It is hereby notified in terms of section 3(6) of the above Act and section 17 of Ordinance 15 of 1985 that the undermentioned application has been received by the Premier and is open to inspection at Room 1023, I.S.M. Building, Wale Street, Cape Town, and at the Second Floor, Municipal Offices, Somerset West.

Written objections, with full reasons therefor, should be lodged with the Chief Executive Officer, P.O. Box 19, Somerset West 7129, on or before 4 July 1997.

Quote the above Act and the objector's erf number.

Applicant	Nature of Application
J. H. B. Ter Huurne	Removal of a title condition applicable to Erf 9259, Merriman Street, Somerset West, so as to convert the existing dwelling on the property into a guest house.

Chief Executive Officer.

Notice No. 40 dated 6 June 1997.

HELDERBERG MUNICIPALITY:

REMOVAL OF RESTRICTIONS ACT, 1967
(ACT 84 OF 1967) REZONING AND SUBDIVISION

It is hereby notified in terms of section 3(6) of the above Act and sections 17 and 24 of Ordinance 15 of 1985 that the undermentioned application has been received by the Premier and is open to inspection at Room 1023, I.S.M. Building, Wale Street, Cape Town, and at the Second Floor, Municipal Offices, Somerset West.

Written objections, with full reasons therefor, should be lodged with the Chief Executive Officer, P.O. Box 19, Somerset West 7129, on or before 4 July 1997.

Quote the above Act and the objector's erf number.

Applicant	Nature of Application
P. de V. Louw	Removal of title conditions applicable to Erf 198, Companje Road, Somerset West, to enable the property to be subdivided into two portions for residential purposes.

Chief Executive Officer.

Notice No. 41 dated 6 June 1997.

STAD KAAPSTAD:

WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET 84 VAN 1967)

Kragtens artikel 3(6) van bostaande Wet word hiermee kennis gegee dat onderstaande aansoek deur die Premier ontvang is en ter insae lê by Kamer 1023, I.S.M.-gebou, Waalstraat, Kaapstad, en in die kantoor van die betrokke plaaslike owerheid. Enige besware, met die volledige redes daarvoor, moet met vermelding van bogenoemde Wet en beswaarmaker se ernommer, voor of op 27 Junie 1997, skriftelik by die Uitvoerende Direkteur, Beplanning en Ekonomiese Ontwikkeling, Posbus 1694, Kaapstad 8000, ingedien word.

Eienaars	Aard van Aansoek
C. I. Dews and four others SER 1268 REKORD NR. 15410 Ward C41	Opheffing van titelvoorwaardes van toepassing op Erve 97847, 97849, 97850, 154186 en 154185, Van Reenenweg, Nuweland. Die betrokke eienaars het ingestem om die voorwaarde wat opgehef moet word te vervang met 'n nuwe voorwaarde wat elke betrokke eienaar in staat stel om 'n parkeerarea op sy eie eiendom met wedersydse reg van toegang oor die ander eiendomme te verkry, ten einde die betrokke eienaars in staat te stel om gebruik te maak van hierdie nuwe parkeergooreenkoms, met bykomstige regte en verpligtinge.

MUNISIPALITEIT HELDERBERG:

WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET 84 VAN 1967) EN HERSONERING

Kragtens artikel 3(6) van die bostaande Wet en artikel 17 van Ordonnansie 15 van 1985 word hiermee kennis gegee dat die onderstaande aansoek deur die Premier ontvang is en ter insae lê by Kamer 1023, I.S.M.-gebou, Waalstraat, Kaapstad, en by die Tweede Vloer, Munisipale Kantore, Somerset-Wes.

Skriftelike besware met 'n opgaaf van redes en gerig aan die Hoof-uitvoerende Beampte, Posbus 19, Somerset-Wes 7129, word ingewag tot op 4 Julie 1997.

Vermeld die bogenoemde Wet en beswaarmaker se ernommer.

Aansoeker	Aard van Aansoek
J. H. B. Ter Huurne	Opheffing van 'n titelvoorwaarde van toepassing op Erf 9259, Merrimanlaan, Somerset-Wes, sodat die bestaande woning op die eiendom omskep kan word in 'n gastehuis.

Hoof-uitvoerende Beampte.

Kennisgewing Nr. 40 gedateer 6 Junie 1997.

MUNISIPALITEIT HELDERBERG:

WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET 84 VAN 1967) HERSONERING EN ONDERVERDELING

Kragtens artikel 3(6) van die bostaande Wet en artikels 17 en 24 van Ordonnansie 15 van 1985 word hiermee kennis gegee dat die onderstaande aansoek deur die Premier ontvang is en ter insae lê by Kamer 1023, I.S.M.-gebou, Waalstraat, Kaapstad, en by die Tweede Vloer, Munisipale Kantore, Somerset-Wes.

Skriftelike besware met 'n opgaaf van redes en gerig aan die Hoof-uitvoerende Beampte, Posbus 19, Somerset-Wes 7129, word ingewag tot op 4 Julie 1997.

Vermeld die bogenoemde Wet en beswaarmaker se ernommer.

Aansoeker	Aard van Aansoek
P. de V. Louw	Opheffing van titelvoorwaardes van toepassing op Erf 198, Companjeweg, Somerset-Wes, sodat die eiendom in twee gedeeltes onderverdeel kan word vir residensiële doeleindes.

Hoof-uitvoerende Beampte.

Kennisgewing Nr. 41 gedateer 6 Junie 1997.

TENDERS

N.B. Tenders/quotations for commodities/services, the estimated value of which exceeds R7 500, are published in the Government Tender Bulletin, which is obtainable from the Government Printer, Private Bag X85, Pretoria, on payment of a subscription.

NOTICES BY LOCAL AUTHORITIES**ASHTON MUNICIPALITY:****PROPOSED SUBDIVISION OF ERF 670, ASHTON**

Notice is hereby given in terms of the provisions of sections 24 and 25 of Ordinance 15 of 1985 that the Transitional Local Council of Ashton intends to allow the subdivision of Erf 670, Ashton.

Further details of proposals are available for inspection at the office of the undersigned during normal office hours.

Objections, if any, must be lodged in writing with the undersigned not later than 20 June 1997. — N. Nel, Chief Executive/Town Clerk, Private Bag X2, Ashton 6715. 16703

BLAAUWBERG MUNICIPALITY:

It is hereby notified that the undermentioned application has been received by the Blaauwberg Municipality and is open to inspection at the Civic Centre, Pienaar Road, Milnerton. Any objections, with full reasons therefor, should be lodged in writing with the Chief Executive Officer, P.O. Box 35, Milnerton 7435, by no later than 27 June 1997, quoting the objector's erf number, with a copy to the applicant.

For a portion of public place, Erf 13705, Table View, abutting Erf 13708, Table View, to be closed, subdivided, rezoned for single residential (place of worship) and sold to the Table View Pentecostal Fellowship at a nominal price of R10,00 to be consolidated with Erf 13708, Table View.

P. M. Gerber, Chief Executive Officer, Blaauwberg Municipality.

(Ref. No. 16/1/12/3/2/85)

16704

CITY OF TYGERBERG:**NOTICE NO. EW11/1997****CLOSURE OF ERF 11145, PAROW**

Notice is hereby given in terms of section 137(1) of the Municipal Ordinance 20 of 1974 that Erf 11145, Parow, has been closed. (S/10767/72 (p. 272).) — A. J. du Plessis, Acting Chief Executive Officer: Parow Administration, Municipal Offices, Voortrekker Road, Parow 7500.

PRW 5/2/2/37.

16705

TENDERS

L.W. Tenders/prysopgawes vir kommoditeite/dienste waarvan die beraamde waarde meer as R7 500 beloop, word in die Staats-tenderbulletin gepubliseer wat by die Staatsdrukker, Privaatsak X85, Pretoria, teen betaling van 'n intekengeld verkrygbaar is.

KENNISGEWINGS DEUR PLAASLIKE OWERHEDE**MUNISIPALITEIT ASHTON:****VOORGESTELDE ONDERVERDELING VAN ERF 670, ASHTON**

Kennis geskied hiermee dat die Plaaslike Oorgangsraad van Ashton van voorneme is om ingevolge die bepalings van artikels 24 en 25 van Ordonnansie 15 van 1985 goedkeuring te verleen dat Erf 670, Ashton, onderverdeel word.

Nadere besonderhede van voorstelle lê ter insae in die kantoor van die ondergetekende gedurende kantoorure.

Besware, indien enige, moet skriftelik by die ondergetekende ingedien word op of voor 20 Junie 1997. — N. Nel, Uitvoerende Hoof/Stadsklerk, Privaatsak X2, Ashton 6715. 16703

MUNISIPALITEIT BLAAUWBERG:

Kennisgewing geskied hiermee dat die onderstaande aansoek deur die Munisipaliteit Blaauwberg ontvang is en ter insae lê in die Burgersentrum, Pienaarweg, Milnerton. Enige besware, met volledige redes daarvoor, moet teen nie later nie as 27 Junie 1997 skriftelik by die Hoof-uitvoerende Beampte, Posbus 35, Milnerton 7435, ingedien word met vermelding van die beswaarmaker se ernommer, met 'n afskrif aan die aansoeker.

Vir 'n gedeelte van publieke plek, Erf 13705, Table View, aangrensend Erf 13708, Table View, te sluit, onder te verdeel, hersoneer vir enkelresidensieel (plek van aanbidding) en te verkoop aan die Table View Pentecostal Fellowship teen 'n nominale prys van R10,00 en te konsolideer met Erf 13708, Table View.

P. M. Gerber, Hoof-uitvoerende Beampte, Munisipaliteit Blaauwberg.

(Verw. Nr. 16/1/12/3/2/85)

16704

STAD TYGERBERG:**KENNISGEWING NR. EW11/1997****SLUITING VAN ERF 11145, PAROW**

Kennis geskied hiermee ingevolge artikel 137(1) van die Munisipale Ordonnansie 20 van 1974 dat Erf 11145, Parow, gesluit is. (S/10767/72 (p. 272).) — A. J. du Plessis, Waarnemende Hoofbeampte: Parow Administrasie, Munisipale Kantore, Voortrekkerweg, Parow 7500.

PRW 5/2/2/37.

16705

CITY OF TYGERBERG:

DURBANVILLE ADMINISTRATION

PROPOSED REZONING AND SUBDIVISION:
ERVEN 5189 AND 5190, DURBANVILLE

Notice is hereby given in terms of sections 17 and 24 of Ordinance 15 of 1985, that the City Council has received an application for the rezoning and subdivision of Erven 5189 and 5190, situated respectively at 23 and 25 Kwagga Street, Durbanville, from single residential purposes to group housing in order that the property can be subdivided as follows:

four (4) group housing plots; and
one (1) private road.

The application is available for inspection at room 203 (Mr. A. Swart) or room 204 (Miss. G. Stead), during office hours (08:00-13:00 and 13:45-16:30), at the Municipal Offices, Oxford Street, Durbanville, and objections and/or comments, if any, must reach the undersigned in writing, not later than Friday, 27 June 1997. — D. Smit, for Chief Executive Officer, P.O. Box 100, Durbanville 7551.

Notice No. 55/1997. (Reference: D 16/3/2/1/204)

27 May 1997.

16706

CITY OF TYGERBERG:

DURBANVILLE ADMINISTRATION

PROPOSED REZONING AND SUBDIVISION:
ERVEN 5189 AND 5190, DURBANVILLE

Notice is hereby given in terms of sections 17 and 24 of Ordinance 15 of 1985, that the City Council has received an application for the rezoning and subdivision of Erven 5189 and 5190, situated respectively at 23 and 25 Kwagga Street, Durbanville, from single residential purposes to group housing in order that the property can be subdivided as follows:

four (4) group housing plots; and
one (1) private road.

The application is available for inspection at room 203 (Mr. A. Swart) or room 204 (Miss. G. Stead), during office hours (08:00-13:00 and 13:45-16:30), at the Municipal Offices, Oxford Street, Durbanville, and objections and/or comments, if any, must reach the undersigned in writing, not later than Friday, 27 June 1997. — D. Smit, for Chief Executive Officer, P.O. Box 100, Durbanville 7551.

Notice No: 55/1997. (Reference: D 16/3/2/1/204)

27 May 1997.

16707

CERES MUNICIPALITY:

24/97

CLOSURE OF A PORTION OF PUBLIC OPEN SPACE,
ERF 4670, ADJACENT TO ERF 7548, CERES

Notice is hereby given in terms of section 137(1) of the Municipal Ordinance, 1974 (Ordinance 20 of 1974) that a portion of public open space, Erf 4670, adjacent to Erf 7548, Ceres, has been closed. (Cere 371 (p. 381)). — D. du Plessis, Chief Executive/Town Clerk, P.O. Box 44, Ceres 6835.

(15/5/3/2/67) 30 May 1997.

16708

STAD TYGERBERG:

DURBANVILLE ADMINISTRASIE

VOORGESTELDE HERSONERING EN ONDERVERDELING:
ERWE 5189 EN 5190, DURBANVILLE

Kennisgewing geskied hiermee ingevolge artikels 17 en 24 van Ordonnansie 15 van 1985, dat die Stadsraad 'n aansoek om hersonering en onderverdeling van Erwe 5189 en 5190, onderskeidelik geleë te Kwaggastraat 23 en 25, Durbanville, vanaf enkelwoondoeleindes na groepbehuising ontvang het, sodat die eiendom soos volg onderverdeel kan word:

vier (4) groepbehuisingspersele; en
een (1) privaatpad.

Die aansoek lê ter insae by kamer 203 (mnr. A. Swart) of kamer 204 (mej. G. Stead) tydens kantoorure (08:00-13:00 en 13:45-16:30), by die Munisipale Kantore, Oxfordstraat, Durbanville, en besware en/of kommentaar, indien enige, moet die ondergetekende skriftelik bereik, nie later nie as Vrydag, 27 Junie 1997. — D. Smit, vir Hoof-uitvoerende Beampte, Posbus 100, Durbanville 7551.

Kennisgewing Nr. 55/1997. (Verwysing: D 16/3/2/1/204)

27 Mei 1997.

16706

STAD TYGERBERG:

DURBANVILLE ADMINISTRASIE

VOORGESTELDE HERSONERING EN ONDERVERDELING:
ERWE 5189 EN 5190, DURBANVILLE

Kennisgewing geskied hiermee ingevolge artikels 17 en 24 van Ordonnansie 15 van 1985, dat die Stadsraad 'n aansoek om hersonering en onderverdeling van Erwe 5189 en 5190, onderskeidelik geleë te Kwaggastraat 23 en 25, Durbanville, vanaf enkelwoondoeleindes na groepbehuising ontvang het, sodat die eiendom soos volg onderverdeel kan word:

vier (4) groepbehuisingspersele; en
een (1) privaatpad.

Die aansoek lê ter insae by kamer 203 (mnr. A. Swart) of kamer 204 (mej. G. Stead) tydens kantoorure (08:00-13:00 en 13:45-16:30), by die Munisipale Kantore, Oxfordstraat, Durbanville, en besware en/of kommentaar, indien enige, moet die ondergetekende skriftelik bereik, nie later nie as Vrydag, 27 Junie 1997. — D. Smit, vir Hoof-uitvoerende Beampte, Posbus 100, Durbanville 7551.

Kennisgewing Nr: 55/1997. (Verwysing: D 16/3/2/1/204)

27 Mei 1997.

16707

MUNISIPALITEIT CERES:

24/97

SLUITING VAN GEDEELTE OPENBARE PLEK,
ERF 4670, GRESEND AAN ERF 7548, CERES

Kennisgewing geskied hiermee ingevolge artikel 137(1) van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974) dat 'n gedeelte openbare plek, Erf 4670, grensend aan Erf 7548, Ceres, gesluit is. (Cere 371 (p. 381)). — D. du Plessis, Uitvoerende Hoof/Stadsklerk, Posbus 44, Ceres 6835.

(15/5/3/2/67) 30 Mei 1997.

16708

CAPE CENTRAL SUBSTRUCTURE:

PERMANENT CLOSURE OF A PORTION OF SUSSEX ROAD,
WYNBERG
(CS.SC 125)

The Council intends to close a portion of Sussex Road, Wynberg, shown hatched and lettered AB on Plan SZC.482.

This plan may be inspected at the office of the Engineering Services Committee, 5th Floor, Podium Block, Civic Centre, Hertzog Boulevard, Cape Town, during normal office hours. Any objections to the proposal, together with reasons for these, must be lodged in writing with the undersigned on or before 16 June 1997. Please contact Monica Mlandu on telephone 400-3642 for further information. — A. Boraine, City Manager, Civic Centre, Cape Town.

24 April 1997.

16709

CITY OF CAPE TOWN:

1638

REZONING

Notice is hereby given in terms of Ordinance 15 of 1985 that the City of Cape Town is processing the rezoning of the undermentioned properties. Details are available for inspection at the Town Planning Branch of the City Planner's Department, 16th Floor, Tower Block, Civic Centre, Cape Town, between 08:30 to 12:30 and 14:00 to 16:00 on Mondays to Fridays. Any comment or objections, together with reasons therefor, must be lodged in writing to reach the City Manager, P.O. Box 298, Cape Town 8000, by no later than 4 July 1997.

MAITLAND — 11 Glamis Close

Mrs. E. J. Klerck

Erf 23316 at 11 Glamis Close, Maitland, from a single dwelling residential use zone to a general commercial use zone, sub-zone C1, to permit a commercial development, similar in fashion to Freeway Park. For further information please telephone Mr. Chimuti (400-2298), Mr. Papadopoulos (400-2665) or Mr. Solomons (400-2668). (CS.RZ.1331/MvL) (TP.3966/SC)

MAITLAND — 15 Frere Road

Cassim Bham and Yusaf Dadoo

Erf 24426, Maitland, from a general residential use zone, sub-zone R4, to a general business use zone, sub-zone B1, to permit the operation of an import/export business as a forwarding company. For further information please telephone Mr. Chimuti (400-2298), Mr. Papadopoulos (400-2665) or Mr. Solomons (400-2668). (CS.RZ.1339/MvL) (TP.4288/SC)

THORNTON — Sipres Avenue

Methodist Homes for the Aged

Erf 1218, Thornton, from a single dwelling residential use zone and a general residential use zone, sub-zone R4, to a community facilities use zone to permit the extension of Kendrick House onto the portion of the site currently zoned single dwelling residential. For further information please contact Mr. Chimuti (400-2298), Mr. Papadopoulos (400-2665) or Mr. Solomons (400-2668). (CS.RZ.1340/DS) (TP.4291/SC)

16710

KAAP SENTRALE SUBSTRUKTUUR:

PERMANENTE SLUITING VAN 'N GEDEELTE VAN SUSSEXWEG,
WYNBERG
(CS.SC 125)

Die Raad is voornemens om 'n gedeelte van Sussexweg, Wynberg, wat gearseer en met die letters AB op Plan SZC.482 aangetoon word, te sluit.

Die plan lê gedurende gewone kantoorure ter insae by die kantoor van die Ingenieursdienstekomitee, 5de Verdieping, Podiumblok, Burgersentrum, Hertzog Boulevard, Kaapstad. Enige besware teen die voorstel, tesame met redes daarvoor, moet nie later nie as 16 Junie 1997 skriftelik by die ondergetekende ingedien word. Vir verdere inligting tree asseblief in verbinding met Monica Mlandu by telefoon 400-3642. — A. Boraine, Stadsbestuurder, Burgersentrum, Kaapstad.

24 April 1997.

16709

STAD KAAPSTAD:

1638

HERSONERING

Kennis geskied hiermee ingevolge Ordonnansie 15 van 1985 dat die Stad Kaapstad die hersonering van die ondergenoemde eiendomme verwerk. Besonderhede lê ter insae by die Stadsbeplanningstak van die Departement van die Stadsbeplanner, 16de Verdieping, Toringblok, Burgersentrum, Kaapstad, tussen 08:30 tot 12:30 en 14:00 tot 16:00, Maandae tot Vrydae. Enige kommentaar of besware, tesame met redes daarvoor, moet nie later nie as 4 Julie 1997 skriftelik by die Stadsbestuurder, Posbus 298, Kaapstad 8000, ingedien word.

MAITLAND — Glamisslot 11

Mev. E. J. Klerck

Erf 23316 te Glamisslot 11, Maitland, vanaf enkelwoninggebruiksone na algemene handelsgebruiksone, subsone C1, om 'n handelsontwikkeling, soortgelyk aan Freeway Park, toe te laat. Skakel asseblief mnr. Chimuti (400-2298), mnr. Papadopoulos (400-2665) of mnr. Solomons (400-2668) om nadere inligting. (CS.RZ.1331/MvL) (TP.3966/SC)

MAITLAND — Frereweg 15

Cassim Bham en Yusaf Dadoo

Erf 24426, Maitland, van algemene woongebruiksone, subsone R4, na algemene sakegebruiksone, subsone B1, om die bedryf van 'n invoer-/uitvoerbesigheid as 'n versendingsmaatskappy toe te laat. Skakel asseblief mnr. Chimuti (400-2298), mnr. Papadopoulos (400-2665) of mnr. Solomons (400-2668) om nadere inligting. (CS.RZ.1339/MvL) (TP.4288/SC)

THORNTON — Sipreslaan

Methodist Homes for the Aged

Erf 1218, Thornton, vanaf enkelwoninggebruiksone en algemene woongebruiksone, subsone R4, na gemeenskapsfasiliteite-gebruiksone om die uitbreiding van Kendrick House tot op die gedeelte van die terrein wat tans as enkelwoninggebruik gesoneer is, toe te laat. Skakel asseblief mnr. Chimuti (400-2298), mnr. Papadopoulos (400-2665) of mnr. Solomons (400-2668) om nadere inligting. (CS.RZ.1340/DS) (TP.4291/SC)

16710

ASHTON MUNICIPALITY:

PROPOSED DEPARTURE FROM ZONING SCHEME
REGULATIONS: ERVEN 962, 1090 AND 1329, ASHTON

Notice is hereby given in terms of the provisions of section 15(2) of Ordinance No. 15 of 1985 that the Transitional Local Council of Ashton have received applications for departure from the Zoning Scheme Regulations applicable on Erven 962, 1090 and 1329, Ashton, for purposes of operating house shops from the said erven.

Full details of the proposals are available for inspection at the office of the undersigned during normal office hours.

Objections, if any, must be lodged in writing with the undersigned not later than 27 June 1997. — N. Nel, Chief Executive/Town Clerk, Private Bag X2, Ashton 6715. 16711

BLAAUWBERG MUNICIPALITY:

It is hereby notified that the undermentioned application has been received by the Blaauwberg Municipality and is open to inspection at the Civic Centre, Pienaar Road, Milnerton. Any objections, with full reasons therefor, should be lodged in writing with the Chief Executive Officer, P.O. Box 35, Milnerton 7435, by no later than 27 June 1997, quoting the objector's erf number, with a copy to the applicant.

Nature of Application:

For the subdivision and rezoning of Erf 25637, Milnerton, situated adjacent to Bosmansdam Road, Marconi Beam, from a subdivisional area (general residential) to a subdivisional area for industrial purposes and with general business as a consent use, inclusive of a road area.

Applicant:

The Planning Partnership, P.O. Box 4866, Cape Town 8000. (Tel. 418-0510.)

P. M. Gerber, Chief Executive Officer, Blaauwberg Municipality.

(Ref. No. ERVEN 25079/25637 MB)

16712

CAPE METROPOLITAN COUNCIL:

This Council acts as agent for the various Metropolitan Local Councils.

PROPOSED REZONING AND SUBDIVISION

Notice is hereby given in terms of section 17(2) of Ordinance 15 of 1985 that the undermentioned proposal is being considered by Council and is available for inspection, as indicated, during normal office hours. Any comments and/or objections, with full reasons therefor, to be lodged in writing to reach at the appropriate office on or before 3 July 1997.

Stellenbosch: 46 Alexander Street, Stellenbosch 7600 (P.O. Box 80), tel. (021) 887-5111.

Rezoning of remainder of Erf 3999 and Erf 5539, Eerste River, from undetermined to subdivisional area and the subdivision thereof into 214 single residential erven (average size of 250 m²), an apartment building stand, four public open spaces and remainder public road.

Dr. S. A. Fisher, Chief Executive Officer.

16713

MUNISIPALITEIT ASHTON:

VOORGESTELDE AFWYKING VAN DIE SONERINGSKEMA-
REGULASIES: ERWE 962, 1090 EN 1329, ASHTON

Kennis geskied hiermee ingevolge die bepalings van artikel 15(2) van Ordonnansie Nr. 15 van 1985 dat die Plaaslike Oorgangsraad van Ashton aansoek om afwyking van die Soneringskema-regulasies van toepassing op Erwe 962, 1090 en 1329, Ashton, ontvang het. Die aansoek om afwyking geskied met die doel om huiswinkels van die betrokke persele te bedryf.

Volledige besonderhede van die voorstelle lê ter insae in die kantoor van die ondergetekende gedurende kantoorure.

Besware, indien enige, moet skriftelik ingedien word by die ondergetekende nie later nie as 27 Junie 1997. — N. Nel, Uitvoerende Hoof/Stadsklerk, Privaatsak X2, Ashton 6715. 16711

MUNISIPALITEIT BLAAUWBERG:

Kennisgewing geskied hiermee dat die onderstaande aansoek deur die Munisipaliteit Blaauwberg ontvang is en ter insae lê in die Burgersentrum, Pienaarweg, Milnerton. Enige besware, met volledige redes daarvoor, moet teen nie later nie as 27 Junie 1997 skriftelik by die Hoof-uitvoerende Beampte, Posbus 35, Milnerton 7435, ingedien word met vermelding van die beswaarmaker se ernommer, met 'n afskrif aan die aansoeker.

Aard van Aansoek:

Vir die onderverdeling en hersonering van Erf 25637, Milnerton, geleë aangrensende aan Bosmansdamweg, Marconi Beam, vanaf 'n onderverdelingsgebied (algemene woondoeleindes) na 'n onderverdelingsgebied vir nywerheidsdoeleindes met algemene besigheid as 'n toestemmingsgebruik, insluitende 'n padarea.

Aansoeker:

Die Beplanningsvennootskap, Posbus 4866, Kaapstad 8000. (Tel. 418-0510.)

P. M. Gerber, Hoof-uitvoerende Beampte, Munisipaliteit Blaauwberg.

(Verw. Nr. ERWE 25079/25637 MB)

16712

KAAPSE METROPOLITAANSE RAAD:

Hierdie Raad tree op as agent vir die onderskeie Metropolitaanse Plaaslike Rade.

VOORGESTELDE HERSONERING EN ONDERVERDELING

Kennisgewing geskied hiermee ingevolge artikel 17(2) van Ordonnansie 15 van 1985 dat die onderstaande voorstel deur die Raad oorweeg word en soos aangedui, gedurende gewone kantoorure ter insae beskikbaar is. Enige kommentaar en/of besware, met volle redes daarvoor, moet op of voor 3 Julie 1997 skriftelik aan die tersaaklike kantoor gerig word.

Stellenbosch: Alexanderstraat 46, Stellenbosch 7600 (Posbus 80), tel. (021) 887-5111.

Hersonering van restant van Erf 3999 en Erf 5539, Eersterivier, vanaf onbepaald na onderverdelingsgebied en die onderverdeling daarvan in 214 enkelresidensiële erwe (gemiddelde grootte van 250 m²), 'n woonstelperseel, vier publieke oopruimtes en restant publieke pad.

Dr. S. A. Fisher, Hoof-uitvoerende Beampte.

16713

MUNICIPALITY FOR THE AREA OF FRANSCHHOEK:

APPLICATION FOR REZONING: ERF 272, FRANSCHHOEK

Notice is hereby given in terms of section 17(2)(a) of Ordinance 15 of 1985 that the Council has received an application for the rezoning of Erf 272 (22 Dirkie Uys Street), Franschhoek, from single residential to specific business: guest house and restaurant.

Full particulars lie open for inspection during normal working hours in the office of the undersigned. Any objections must be lodged in writing with the undersigned within 21 days of this notice. — P. Smit, Town Clerk, Franschhoek.

6 June 1997.

16714

MUNICIPALITY FOR THE AREA OF GANSBAAI:

(M/N 19/97)

GANSBAAI ERF 188: REZONING

Notice is hereby given in terms of the stipulations of section 17(2) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that the owner proposes rezoning the above erf to business zone II in order to utilise the existing house for use as a laundry.

The application as well as a diagram indicating the position of the relevant erf is open for inspection during normal office hours at the Gansbaai Municipal Office, 42 Church Street, Gansbaai.

Objections, if any, to the proposal must reach the undersigned on or before 4 July 1997. — N. J. Pieterse, Chief Executive/Town Clerk, P.O. Box 26, Gansbaai 7220.

6 and 13 June 1997.

16716

MUNICIPALITY FOR THE AREA OF GANSBAAI:

(M/N 21/97)

GANSBAAI PORTION OF ADJACENT ORTON STREET:
CLOSURE, ALIENATION, REZONING,
SUBDIVISION AND CONSOLIDATION WITH ERF 61

Notice is hereby given in terms of the stipulations of section 137(2) of the Municipal Ordinance, 1974 (Ordinance 20 of 1974) that the Council proposes closing a portion of Orton Street and in terms of the provisions of section 124(1)(a) of the above Ordinance alienate the said portion of ground.

Notice is also hereby given in terms of the stipulation of sections 17 and 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that the Council proposes rezoning the relevant portion of Orton Street to residential zone I, subdividing it and to consolidate it with Erf 61.

The documentation as well as a diagram indicating the position of the relevant erf is open for inspection during normal office hours at the Gansbaai Municipal Office, 42 Church Street, Gansbaai.

Written motivated objections, if any, must reach the undersigned on or before 4 July 1997. — N. J. Pieterse, Chief Executive/Town Clerk, P.O. Box 26, Gansbaai 7220.

6 and 13 June 1997.

16717

MUNISIPALITEIT VIR DIE GEBIED VAN FRANSCHHOEK:

AANSOEK OM HERSONERING: ERF 272, FRANSCHHOEK

Kennis geskied hiermee ingevolge artikel 17(2)(a) van Ordonnansie 15 van 1985 dat die Raad 'n aansoek ontvang het vir die hersonering van Erf 272 (Dirkie Uysstraat 22), Franschhoek, van enkelresidensieel na spesifieke besigheid: gastehuis en restaurant.

Volledige besonderhede lê ter insae in die kantoor van die ondergetekende gedurende kantoorure. Enige besware teen die voorgename aansoek moet die ondergetekende bereik binne 21 dae vanaf datum van hierdie kennisgewing. — P. Smit, Stadsklerk, Franschhoek.

6 Junie 1997.

116714

MUNISIPALITEIT VIR DIE GEBIED VAN GANSBAAI:

(M/K 19/97)

GANSBAAI ERF 188: HERSONERING

Kennis geskied hiermee ingevolge die bepalings van artikel 17(2) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat die eienaar van voorneme is om die bogemelde erf te hersoneer na sakesone II ten einde 'n wassery vanuit die huis op die perseel te bedryf.

Die aansoek asook 'n diagram aantonende die ligging van die betrokke erf lê gedurende normale kantoorure ter insae by die Gansbaai Munisipale Kantoor, Kerkstraat 42, Gansbaai.

Besware, indien enige, teen die voorneme moet die ondergetekende bereik voor of op 4 Julie 1997. — N. J. Pieterse, Uitvoerende Hoof/Stadsklerk, Posbus 26, Gansbaai 7220.

6 en 13 Junie 1997.

16716

MUNISIPALITEIT VIR DIE GEBIED VAN GANSBAAI:

(M/K 21/97)

GANSBAAI GEDEELTE VAN AANGRENSENDE ORTONSTRAAT:
SLUITING, VERVREEMDING, HERSONERING,
ONDERVERDELING EN KONSOLIDASIE MET ERF 61

Kennis geskied hiermee ingevolge die bepalings van artikel 137(2) van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974) dat die Raad van voorneme is om 'n gedeelte van Ortonstraat te sluit en ingevolge die voorsiening in artikel 124(1)(a) van die bogemelde Ordonnansie te vervreem.

Kennis geskied ook hiermee ingevolge die bepalings van artikels 17 en 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat die Raad van voorneme is om die betrokke gedeelte van Ortonstraat te hersoneer na residensiële sone I, te onderverdeel en dit te konsolideer met Erf 61.

Die dokumentasie asook 'n diagram aantonende die ligging van die perseel lê gedurende normale kantoorure ter insae in die Gansbaai Munisipale Kantore, Kerkstraat 42, Gansbaai.

Skriftelike gemotiveerde besware, indien enige, teen die voorneme moet die ondergetekende bereik voor of op 4 Junie 1997. — N. J. Pieterse, Uitvoerende Hoof/Stadsklerk, Posbus 26, Gansbaai 7220.

6 en 13 Junie 1997.

16717

MUNICIPALITY FOR THE AREA OF FRANSCHHOEK:

PROPOSED SUBDIVISION AND DEPARTURE OF
ERF 821, FRANSCHHOEK

Notice is hereby given in terms of sections 15(2)(a) and 24(2)(a) of Ordinance 15 of 1985 that the Council has received an application for a subdivision and a departure of Erf 821 (10 Heide Street), Franschhoek.

Full particulars lie open for inspection during normal working hours in the office of the undersigned. Objections, if any, must be lodged in writing with the undersigned within 21 days of this notice. — P. Smit, Town Clerk, Franschhoek.

6 June 1997.

16715

GEORGE MUNICIPALITY:

NOTICE NO. 64 OF 1997

CLOSING OF PUBLIC PLACES

Notice is hereby given in terms of the provisions section 137(1) of the Municipal Ordinance, 1974 (Ordinance 20 of 1974) that the Council has closed public places Erven 11434 and 17784, George, and that such closure will take effect from the date on which this notice appears. (George 197 (p. 982).) — T. I. Lötter, Chief Executive/Town Clerk, Civic Centre, York Street, George 6530.

16718

LANGEBAAN MUNICIPALITY:

PROPOSED REZONING OF ERF 398, LANGEBAAN

Notice is hereby given in terms of the provisions of section 17(2)(a) of Ordinance 15 of 1985, that Council received an application for the rezoning of Erf 398, Langebaan, from residential zone I (single residential zone) to business zone II for the purposes of a parking area and the practise of a guesthouse.

Further particulars are available for scrutiny at the Municipal Offices, Breë Street, Langebaan, during office hours. Objections or comments, if any, must be lodged in writing with the undersigned on or before Friday, 27 June 1997. — J. G. Marais, Town Clerk, P. O. Box 11, Langebaan.

6 June 1997.

16719

MALMESBURY TRANSITIONAL COUNCIL:

NOTICE NUMBER 31/1997

PROPOSED AMENDMENT OF LOCAL
STRUCTURE PLAN, REZONING AND SUBDIVISION OF
PORTION OF ERF 327, MALMESBURY

Notice is hereby given that this Council intends to —

1. amend the Malmesbury Local Structure Plan to make provision for the creation of an industrial site;
2. in terms of sections 17 and 24 of Ordinance 15 of 1985 to subdivide Erf 327, and to rezone the subdivided portion from cemetery purposes to industrial zone.

Full details lie for inspection at the office of the Town Clerk during ordinary office hours and objections thereto, if any, must be lodged in writing with the undersigned not later than 27 June 1997. — C. van Rensburg, Town Clerk, Transitional Council Offices, Malmesbury.

27 May 1997.

16720

MUNISIPALITEIT VIR DIE GEBIED VAN FRANSCHHOEK:

VOORGESTELDE ONDERVERDELING EN AFWYKING VAN
ERF 821, FRANSCHHOEK

Kennis geskied hiermee ingevolge artikels 15(2)(a) en 24(2)(a) van Ordonnansie 15 van 1985 dat die Raad 'n aansoek ontvang het vir 'n onderverdeling en 'n afwyking van Erf 821 (Heidestraat 10), Franschhoek.

Volledige besonderhede lê gedurende kantoorure ter insae in die kantoor van die ondergetekende. Enige besware teen die voorgename aansoek moet die ondergetekende bereik binne 21 dae vanaf datum van hierdie kennisgewing. — P. Smit, Stadsklerk, Franschhoek.

6 Junie 1997.

116715

MUNISIPALITEIT GEORGE:

KENNISGEEWING NR. 64 VAN 1997

SLUITING VAN PUBLIEKE PLEKKE

Kennis geskied hiermee ingevolge die bepalinge van artikel 137(1) van die Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974) dat die Raad publieke plekke, Erwe 11434 en 17784, George, gesluit het en dat gemelde sluiting vanaf die datum waarop hierdie kennisgewing verskyn, van krag sal wees. (George 197 (p. 982).) — T. I. Lötter, Uitvoerende Hoof/Stadsklerk, Burgersentrum, Yorkstraat, George 6530.

16718

MUNISIPALITEIT LANGEBAAN:

VOORSTELDE HERSONERING VAN ERF 398, LANGEBAAN

Kennis geskied hiermee ingevolge die bepalinge van artikel 17(2)(a) van Ordonnansie 15 van 1985, dat die Raad 'n aansoek ontvang het vir die hersonering van Erf 398, Langebaan, vanaf residensiële sone I (enkel residensiël) na sakesone II vir doeleindes van 'n parkeer-area asook die bedryf van 'n gastehuis.

Nadere besonderhede lê ter insae in die Munisipale Kantore, Breëstraat, Langebaan, gedurende kantoorure. Besware en of kommentaar, indien enige, moet skriftelik aan die ondergetekende gerig word voor of op Vrydag, 27 Junie 1997. — J. G. Marais, Stadsklerk, Posbus 11, Langebaan.

6 Junie 1997.

16719

MALMESBURY PLAASLIKE OORGANGSRAAD:

KENNISGEWING NOMMER 31/1997

VOORGESTELDE WYSIGING VAN PLAASLIKE
STRUKTUURPLAN, HERSONERING, ONDERVERDELING VAN
GEDEELTE VAN ERF 327, MALMESBURY

Kennis geskied hiermee dat hierdie Raad van voorneme is om —

1. die Malmesbury Plaaslike Struktuurplan te wysig om voorsiening te maak vir die skepping van 'n nywerheidspersoneel;
2. ingevolge artikels 17 en 24 van Ordonnansie 15 van 1985, Erf 327, te onderverdeel en die onderverdeelde gedeelte te hersoneer vanaf begrafplaasdoeleindes na nywerheidsone.

Volledige besonderhede lê ter insae in die kantoor van die Stadsklerk gedurende gewone kantoorure en besware daarteen, indien enige, moet skriftelik aan die ondergetekende gerig word nie later nie as 27 Junie 1997. — C. van Rensburg, Stadsklerk, Oorgangsraadkantore, Malmesbury.

27 Mei 1997.

16720

MALMESBURY TRANSITIONAL COUNCIL:

NOTICE NUMBER 32/1997

PROPOSED REZONING OF ERF 674, MALMESBURY

Notice is hereby given in terms of section 17(1) of Ordinance 15 of 1985 that an application has been received by the Council for the rezoning of Erf 674, Malmesbury, from single residential zone to business zone.

Further details are available for inspection in the office of the Town Clerk during ordinary office hours. Objections thereto, if any, must be lodged in writing with the undersigned not later than 27 June 1997. — C. van Rensburg, Town Clerk, Transitional Council Offices, Malmesbury.

29 May 1997.

16721

MOSSEL BAY MUNICIPALITY:

ORDINANCE ON LAND USE PLANNING, 1985
(ORDINANCE 15 OF 1985)

It is hereby notified in terms of section 15 of the above Ordinance that the undermentioned application has been received by the Chief Executive and is open to inspection at the Municipality Building, Marsh Street, Mossel Bay. Any objections, with full reasons therefor, should be lodged in writing to the Chief Executive, P. O. Box 25, Mossel Bay 6500, on or before 1 July 1997 quoting the above Ordinance and the objector's erf number.

*Applicant**Nature of Application*

H. A. Sloet	Departure from building lines on Erf 364, Olckers Road, Klein Brak River, to enable the owner to erect a residential building 1 m from the eastern boundary of Erf 364.
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C. Zietsman, Chief Executive.

16722

OOSTENBERG MUNICIPALITY:
(BRACKENFELL ADMINISTRATION)

NOTICE NO. 52/1997

PROPOSED DEPARTURE: ERF 2728,
BRACKENFELL ADMINISTRATION

Notice is hereby given that the Council of the Oostenberg Municipality received an application in terms of section 15 of the Ordinance of Land Use Planning Ordinance 15 of 1985, read in conjunction with Regulation 2.1, promulgated under P.N. 1047 of 5 December 1988, for a departure from the Zoning Scheme Conditions of the Oostenberg Municipality by granting a temporary departure for a crèche on Erf 2728, Jeanette Street, Brackenfell, which erf is zoned as "local business".

Further particulars will be available at the offices of the undersigned during normal office hours. Objections, if any, must be lodged in writing with the undersigned on or before 27 June 1997. — Chief Executive Director, Oostenberg Municipality, Brackenfell Administration, Paradys Street, Brackenfell. 6 June 1997.

15/4/1/2/83.

16723

MALMESBURY PLAASLIKE OORGANGSRAAD:

KENNISGEWING NOMMER 32/1997

VOORGESTELDE HERSONERING VAN ERF 674, MALMESBURY

Kennis geskied hiermee ingevolge artikel 17(1) van Ordonnansie 15 van 1985 dat 'n aansoek deur hierdie Raad ontvang is vir die hersonering van Erf 674, Malmesbury, vanaf enkelwoonsone na sakesone.

Nadere besonderhede lê ter insae in die kantoor van die Stadsklerk gedurende gewone kantoorure. Besware daarteen, indien enige, moet skriftelik aan die ondergetekende gerig word nie later nie as 27 Junie 1997. — C. van Rensburg, Stadsklerk, Oorgangsraadkantore, Malmesbury.

29 Mei 1997.

16721

MUNISIPALITEIT MOSSELBAAI:

ORDONNANSIE OP GRONDGEBRUIKBEPLANNING, 1985
(ORDONNANSIE 15 VAN 1985)

Kragtens artikel 15 van bostaande Ordonnansie word hiermee kennis gegee dat onderstaande aansoek deur die Uitvoerende Hoof ontvang is en ter insae lê by die Munisipale Gebou, Marshstraat 101, Mosselbaai, en in die kantoor van die betrokke plaaslike owerheid. Enige besware, met die volledige redes daarvoor, moet skriftelik by die Uitvoerende Hoof, Posbus 25, Mosselbaai 6500, ingedien word op of voor 1 Julie 1997 met vermelding van bogenoemde Ordonnansie en beswaarmaker se erfnummer.

*Aansoeker**Aard van Aansoek*

H. A. Sloet	Afwyking van die boulyne op Erf 364, Olckersweg, Klein Brakrivier, ten einde die eienaar in staat te stel om 'n woongebou 1 m vanaf die oostelike boulyn op Erf 364, op te rig.
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C. Zietsman, Uitvoerende Hoof.

16722

MUNISIPALITEIT OOSTENBERG:
(BRACKENFELL ADMINISTRASIE)

KENNISGEWING NR. 52/1997

VOORGESTELDE AFWYKING: ERF 2728,
BRACKENFELL ADMINISTRASIE

Kennis geskied hiermee dat die Raad van die Oostenberg Munisipaliteit 'n aansoek ontvang het om ingevolge artikel 15 van die Ordonnansie op Grondgebruikbeplanning, Ordonnansie 15 van 1985 saamgelees met Regulasie 2.1, afgekondig by P.K. 1047 van 5 Desember 1988, van die Soneringskemavoorwaardes van die Oostenberg Munisipaliteit af te wyk deur 'n tydelike vergunning toe te staan om 'n kinderbewarskool vanaf Erf 2728, Jeanettestraat, Brackenfell, welke erf as "plaaslike sake" gesoneer is, te bedryf.

Nadere besonderhede lê ter insae in die kantoor van die ondergetekende gedurende normale kantoorure. Besware, indien enige, moet skriftelik voor of op 27 Junie 1997 by die ondergetekende ingedien word. — Hoof-uitvoerende Beampte, Oostenberg Munisipaliteit, Brackenfell Administrasie, Paradysstraat, Brackenfell. 6 Junie 1997.

15/4/1/2/83.

16723

OOSTENBERG MUNICIPALITY:

NOTICE NO. 49/1997

PROPOSED REZONING AND SUBDIVISION OF
ERF 1353, KUILSRIVER

Notice is hereby given in terms of section 17 of the Land Use Planning Ordinance, Ordinance 15 of 1985, that the Council has received an application for the rezoning of a portion of Erf 1353, (corner of Van Riebeeck Road and Compagne Street), from Industrial purposes to service zone (pump station) with the inclusion of a convenience shop.

Notice is also given in terms of section 24 of the Land Use Planning Ordinance, Ordinance 15 of 1985, that the Council has received an application for the subdivision of Erf 1353 into two portions in order to sit off the above-mentioned service station portion.

Full details of the proposal are available for inspection during normal office hours at the Council's Office in Kuilsriver (Town Planning Section) and any objections against the proposal, with reasons therefore, must be submitted in writing to the undersigned before 30 June 1997. — D. J. Cedras, Chief Executive Director, Municipal Offices, Private Bag X16, Kuils River 7580. 2 June 1997.

(15/2/4/2/117)

16724

SOUTH PENINSULA MUNICIPALITY:

1639

REZONING

Notice is hereby given in terms of Ordinance 15 of 1985 that the City of Cape Town is processing the rezoning of the undermentioned property. Details are available for inspection at the Town Planning Branch of the City Planner's Department, 16th Floor, Tower Block, Civic Centre, Cape Town, between 08:30 and 12:30 and 14:00 and 16:00, Mondays to Fridays. Any comments or objections, together with reasons therefor, must be submitted in writing to reach the City Manager, P.O. Box 298, Cape Town 8000, by no later than 4 July 1997.

STEENBERG — Military Road

Me. Gadija Osman

Remainder Erf 83033, Steenberg, from a single dwelling residential zone to a general business use zone, sub zone B1 to permit the existing business use to be regularised and the extension of the development with two additional shops with a residential component above. For further information please telephone Mr. Draper (400-2999), Mr. Papadopoulos (400-2665) or Mr. Solomons (400-2668).
CS.RZ.1341/MvL (TP.4292/CD).

16725

WEST COAST DISTRICT COUNCIL:

PROPOSED REZONING OF PORTIONS OF THE
FARMS VLEDERMUISDRIFT 398/8 (REMAINDER) 398/9
(REMAINDER) AND THE FARM VOGELSTRUISDRIFT 335/2
AND 335/2 (REMAINDER) FROM AGRICULTURE ZONE I
TO INDUSTRIAL ZONE I (MINING) — AN EXTENSION OF
BRIDGETOWN QUARRIES

Notice is hereby given in terms of section 17(2)(a) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985), that an application has been received for the rezoning of above-mentioned properties from agricultural zone I to industrial zone I in order to establish a lime mine.

Full details of the proposal are available for inspection, during office hours, at the Council's Office at 58 Long Street, Moorreesburg.

Objections or comments concerning the proposal can be sent to the West Coast District Council to reach the undersigned on or before 23 June 1997. — C. F. Gunter, Chief Executive Officer, West Coast District Council, P.O. Box 242, Moorreesburg 7310. 2 June 1997.

Reference No. 13/2/2/145.

16726

MUNISIPALITEIT OOSTENBERG:

KENNISGEWING NR. 49/1997

VOORGESTELDE HERSONERING EN ONDERVERDELING VAN
ERF 1353, KUILSRIVIER

Kennis geskied hiermee ingevolge artikel 17 van die Grondgebruikordonnansie, Ordonnansie 15 van 1985 dat die Raad 'n aansoek ontvang het vir die hersonering van 'n gedeelte van Erf 1353, (op die hoek van Van Riebeeckweg en Compagnestraat) vanaf nywerheidsdoeleindes na motorhawe-sone (vulstasie) met inbegrip van 'n gerieflikheidswinkel.

Kennis geskied voorts ingevolge artikel 24 van die Grondgebruikordonnansie, Ordonnansie 15 van 1985 dat die Raad 'n aansoek ontvang het vir die onderverdeling van Erf 1353 in twee gedeeltes ten einde van bogenoemde vulstasie gedeelte "af te sny".

Volle besonderhede van die aansoek lê gedurende normale kantoorure ter insae by die Raad se Kuilsrivier Kantoor (Stadsbeplanningsafdeling), en enige besware teen die aansoek, met redes daarvoor, moet skriftelik voor 30 Junie 1997 by die ondergetekende ingedien word. — D. J. Cedras, Hoof-uitvoerende Direkteur, Munisipale Kantore, Privaat sak X16, Kuilsrivier 7580. 2 Junie 1997.

(15/2/4/2/117)

16724

SUID-SKIEREILAND MUNISIPALITEIT:

1639

HERSONERING

Kennis geskied hiermee ingevolge Ordonnansie 15 van 1985 dat die Stad Kaapstad die hersonering van die ondergenoemde eiendom verwerk. Besonderhede lê ter insae by die Stadsbeplanningstak van die Departement van die Stadsbeplanner, 16de Verdieping, Toringblok, Burgersentrum, Kaapstad, tussen 08:30 en 12:30 en 14:00 en 16:00, Maandae tot Vrydae. Enige kommentaar of besware, tesame met redes daarvoor, moet nie later nie as 4 Julie 1997 skriftelik by die Stadsbestuurder, Posbus 298, Kaapstad 8000, ingedien word.

STEENBERG — Militaryweg

Me. Gadija Osman

Restant van Erf 83033, Steenberg, van enkelwoninggebruiksone na algemene sakegebruiksone, subzone B1, om die regularisering van die bestaande besigheidsgebruik en die uitbreiding van die ontwikkeling deur middel van twee bykomende winkels met 'n woonkomponent bo-op toe te laat. Skakel asseblief mnr. Draper (400-2999), mnr. Papadopoulos (400-2665) of mnr. Solomons (400-2668) om nadere inligting.
(CS.RZ.1341/MvL) (TP.4292/CD).

16725

WESKUS DISTRIKRAAD:

VOORGESTELDE HERSONERING VAN GEDEELTES VAN DIE
PLASE VLEDERMUISDRIFT 398/8 (RESTANT), 398/9
(RESTANT) EN DIE PLAAS VOGELSTRUISDRIFT 335/2
(RESTANT) VAN LANDBOUSONE I NA INDUSTRIËLE SONE I
(MYNBOU) — UITBREIDING VAN
BRIDGETOWN STEENGROEF

Kennis geskied hiermee ingevolge die bepalings van artikel 17(2)(a) van die Ordonnansie op Grondgebruikbeplanning 1985, (Ordonnansie 15 van 1985), dat hierdie Raad 'n aansoek ontvang het vir die hersonering van bogenoemde eiendomme van landbousone I na industriële sone I, ten einde 'n kalkmyn te bedryf.

Besonderhede van die voorstel lê ter insae, gedurende kantoorure, by die kantoor van die Weskus Distrikraad, Langstraat 58, Moorreesburg.

Besware, indien enige, teen die voorstel moet die ondergetekende bereik voor of op 23 Junie 1997. — C. F. Gunter, Hoof-uitvoerende Beampte, Weskus Distrikraad, Posbus 242, Moorreesburg 7310. 2 Junie 1997.

Verwysingsnommer 13/2/2/145.

16726

WINELANDS DISTRICT COUNCIL:

OFFICE NOTICE: APPLICATION FOR REZONING

Notice is hereby given in terms of section 17(2) of the Land Use Planning Ordinance, 1985 (No. 15 of 1985) that an application for rezoning as set out below has been submitted to Winelands District Council and that it can be viewed at 194 Main Street, Paarl (telephone: (021) 871-1001) during normal office hours.

Applicant: Mr. J. A. Faure

Owner: Mr. J. A. Faure

Extent: ± 190 ha

Extent of application: ± 250 m²

Property: Ruitersvlei — Farm 483, Division Paarl

Locality: Suid-Agter Paarl, situated near the intersection of Divisional Road 1105 (Suid-Agter Paarl) and Divisional Road 1115 (Kuilenburg)

Existing Zoning: Agricultural zone I with a consent use for a tourist facility (curio shop, wine tasting, sales and a restaurant)

Proposal: Rezoning from agricultural zone I to residential V for the alteration of an existing building into six rooms for guest accommodation.

Motivated objections and/or comments can be lodged in writing to the Chief Executive Officer, P.O. Box 100, Stellenbosch 7599, before or on 26 June 1997. 16727

WELLINGTON MUNICIPALITY:

PROPOSED REZONING AND SUBDIVISION
ERF 15, WELLINGTON

Notice is hereby given in terms of sections 17(2) and 24(2) of the Land Use Planning Ordinance, 1985 (No. 15 of 1985) that the rezoning and subdivision as set out below are to be submitted to the Wellington Local Transitional Council for approval and that it can be viewed at the Council's Town Planning and Building Survey Section at 100 Pentz Street, Wellington (telephone: (021) 873-1121), during office hours.

Applicant: Van der Merwe Greiger Inc;

Property: Erf 15;

Owner: J. F. Blake;

Proposed rezoning: Industrial (5 ha);

Proposed subdivision: 2 Sections of respectively 5 ha and 17,5 ha;

Locality: Lady Loch Road;

Extent: 22,7 ha;

Existing Zoning: Agricultural.

Motivated objections can be submitted in writing to the undermentioned address within 21 days from the date of this notice. — Town Clerk, Municipal Offices, 100 Pentz Street, Wellington.

Notice No. 32/97.

16728

WYNLAND DISTRIKSRAAD:

AMPTELIKE KENNISGEWING: AANSOEK OM HERSONERING

Kennis geskied hiermee ingevolge artikel 17(2) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Nr. 15 van 1985) dat 'n aansoek om hersonering soos hieronder uiteengesit by Wynland Distrikraad ingedien is en dat dit gedurende kantoorure ter insae is te Hoofstraat 194, Paarl (telefoon: (021) 871-1001).

Aansoeker: Mnr. J. A. Faure

Eienaar: Mnr. J. A. Faure

Grootte: ± 190 ha

Omvang van aansoek: ± 250 m²

Eiendom: Ruitersvlei — Plaas 483, Afdeling Paarl

Ligging: Suid-Agter Paarl, geleë naby die kruising van tot Afdelingspad 1118 (Suid-Agter Paarl) en Afdelingspad 1115 (Kuilenburg)

Huidige sonering: Landbousone I met vergunning vir: toeristefasiliteit (curio-winkel, wynproe en -verkope en restaurant)

Voorstel: Hersonering vanaf landbousone I na residensiële sone V (gastekamers) vir die omskepping van 'n bestaande gebou in ses kamers vir gaste akkommodasie.

Gemotiveerde besware en/of kommentaar kan skriftelik by die Hoof-uitvoerende Beampte, Posbus 100, Stellenbosch 7599, voor of op 26 Junie 1997 ingedien word. 16727

MUNISIPALITEIT WELLINGTON:

VOORGESTELDE HERSONERING EN ONDERVERDELING
ERF 15, WELLINGTON

Kennis geskied hiermee ingevolge artikels 17(2) en 24(2) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Nr. 15 van 1985) dat 'n aansoek om hersonering en onderverdeling soos hieronder uiteengesit by die Wellington Plaaslike Oorgangsraad voorgelê gaan word vir goedkeuring en dat dit gedurende kantoorure ter insae is by die Raad se Stadsbeplanning en Boubeheer Afdeling te Pentzstraat 100, Wellington (telefoon: (021) 873-1121).

Aansoeker: Van der Merwe Greiger Inc;

Eiendom: Erf 15;

Eienaar: J. F. Blake;

Voorgestelde sonering: Nywerheid (5 ha);

Voorgestelde onderverdeling: 2 Gedeeltes van onderskeidelik 5 ha en 17,5 ha;

Ligging: Lady Lochweg;

Grootte: 22,7 ha;

Huidige sonering: Landbou.

Gemotiveerde besware kan skriftelik by die onderstaande adres ingedien word binne 21 dae vanaf die datum van hierdie kennisgewing. — Stadsklerk, Munisipale Kantore, Pentzstraat 100, Wellington.

Kennisgewing Nr. 32/97.

16728

SOUTH AFRICA FIRST -
BUY SOUTH AFRICAN
MANUFACTURED GOODS

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