



Western Cape Government • Wes-Kaapse Regering

PROVINCE OF THE WESTERN CAPE

PROVINSIE WES-KAAP

Provincial Gazette

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PROVINCIAL NOTICES

The following Provincial Notices are published for general information.

**ADV. B. GERBER,
DIRECTOR-GENERAL**

Provincial Legislature Building,
Wale Street,
Cape Town.

P.N. 272/2013

23 August 2013

OVERSTRAND MUNICIPALITY

(HERMANUS ADMINISTRATION)

REMOVAL OF RESTRICTIONS ACT, 1967

Notice is hereby given that the Minister of Local Government, Environmental Affairs and Development Planning, properly designated as Competent Authority in terms of paragraph (a) of State President Proclamation No. 160 of 31 October 1994, in terms of Section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), and on application by the owners of Erf 231, Franskraal, Strand, removes condition C.4.(b) contained in Deed of Transfer No. T. 94137 of 2003.

P.N. 273/2013

23 August 2013

THEEWATERSKLOOF MUNICIPALITY

REMOVAL OF RESTRICTIONS ACT, 1967

I, André John Lombaard, in my capacity as Chief Land Use Management Regulator in the Department of Environmental Affairs and Development Planning: Western Cape, acting in terms of the powers contemplated by Section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), duly delegated to me in terms of Section 1 of the Western Cape Delegation of Powers Law, 1994, and on application by the owners of Erf 546, Villiersdorp, remove conditions C. 5, C. 6.(1), C. 6. (2) (a), (b), (i), (ii), (c) and C. (3) contained in Deed of Transfer No. T. 26446 of 2011.

P.N. 275/2013

23 August 2013

CITY OF CAPE TOWN

(CAPE TOWN ADMINISTRATION)

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

Notice is given that the Minister of Local Government, Environmental Affairs and Development Planning, properly designated as the Competent Authority in terms of paragraph (a) of State President Proclamation No. 160 of 31 October 1994, in terms of Section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), and on application by the owner of Erf 828, Bantry Bay, has amended conditions IV.D.2, VII.B.2 and VIII.D.2 in Deed of Transfer No. T. 53585/98 to read as follows:

“No buildings or structures shall be permitted on the proposed terrace and the use of the developed area underneath the terrace shall be limited to that of a reading room/art gallery, and all building work underneath the terrace is limited to that reflected on a building plan approved by the Municipality”.

PROVINSIALE KENNISGEWINGS

Die volgende Provinsiale Kennisgewings word vir algemene inligting gepubliseer.

**ADV. B. GERBER,
DIREKTEUR-GENERAAL**

Provinsiale Wetgewer-gebou,
Waalstraat,
Kaapstad.

P.K. 272/2013

23 Augustus 2013

OVERSTRAND MUNISIPALITEIT

(HERMANUS ADMINISTRASIE)

WET OP OPHEFFING VAN BEPERKINGS, 1967

Kennis geskied hiermee dat die Minister van Plaaslike Regering, Omgewingsake en Ontwikkelingsbeplanning, behoorlik aangewys as Bevoegde Gesag ingevolge paragraaf (a) van Staatspresident Proklamasie Nr. 160 van 31 Oktober 1994, kragtens Artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), en op aansoek van die eienaars van Erf 231, Franskraal, Strand, voorwaarde C.4.(b) vervat in Transportakte No. T. 94137 van 2003, ophef.

P.K. 273/2013

23 Augustus 2013

THEEWATERSKLOOF MUNISIPALITEIT

WET OP OPHEFFING VAN BEPERKINGS, 1967

Ek, André John Lombaard, in my hoedanigheid as Hoof Grondbruksbestuur Reguleerde in die Departement van Omgewingsake en Ontwikkelingsbeplanning: Wes-Kaap, handelende ingevolge die bevoegdheid beoog in Artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), behoorlik aan my gedelegeer ingevolge Artikel 1 van die Wes-Kaapse Wet op die Delegasie van Bevoegdhede, 1994, en op aansoek van die eienaars van Erf 546, Villiersdorp, hef voorwaardes C. 5, C. 6. (1), C. 6. (2) (a), (b), (i), (ii), (c) en C. (3) vervat in Transportakte Nr. T. 26446 van 2011, op.

P.K. 275/2013

23 August 2013

STAD KAAPSTAD

(KAAPSTAD ADMINISTRASIE)

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

Kennis geskied hiermee dat die Minister van Plaaslike Regering, Omgewingsake en Ontwikkelingsbeplanning, behoorlik aangewys as Bevoegde Gesag ingevolge paragraaf (a) van Staatspresident Proklamasie Nr. 160 van 31 Oktober 1994, kragtens Artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967) en op aansoek van die eienaar van Erf 828, Bantrybaai, wysig voorwaardes IV.D.2, VII.B.2 en VIII.D.2 vervat in Transportakte Nr. T. 53585/98 om soos volg te lees:

“No buildings or structures shall be permitted on the proposed terrace and the use of the developed area underneath the terrace shall be limited to that of a reading room/art gallery, and all building work underneath the terrace is limited to that reflected on a building plan approved by the Municipality”.

P.N. 271/2013

23 August 2013

REPLACEMENT NOTICE

CITY OF CAPE TOWN

(SOUTHERN DISTRICT)

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

Notice is hereby given that the Minister of Local Government, Environmental Affairs and Development Planning properly designated as the Competent Authority in terms of paragraph (a) of State President Proclamation No. 160 of 31 October 1994, in terms of Section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), and on application by the owners of Erven 2351 and 2352, Hout Bay (Llandudno), has approved the application submitted in terms of Section 3(6) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), as amended, for the removal of restrictive title conditions V.1., V.6.(a), V.6.(c) and V.6.(d), relating to Erf 2351, Hout Bay, contained in Deed of Transfer No. T. 15829 of 2006 and condition V.1. relating to Erf 2352, Hout Bay, contained in Deed of Transfer No. T. 46219 of 1985, to permit the subdivision of Erf 2351 into two equal portions and the consolidation of Portion 1 of Erf 2351 with Erf 2350 and Portion 2 of Erf 2351 with Erf 2352, as follows:

- V.1.: Relating to Erf 2351 held in Deed of Transfer No. T. 15829 of 2006: “*Any words and expressions used in the following conditions shall have the same meaning as may have been assigned to them by the regulations published under Provincial Notice No. 383 dated 13 June 1958*”, **be removed**;
- V.6.(a): “*It shall not be subdivided*”, **be removed**, and that the condition **be inserted** into the new title deeds of the consolidated properties (i.e. the consolidation of Erf 2350 and Portion 1 of Erf 2351 and the consolidation of Erf 2352 and Portion 2 of Erf 2351);
- V.6.(c): “*not more than one-third of the area thereof shall be built upon*”, **be removed**, and that the following condition **be inserted** into the title deed of the consolidated Erf 2350 and Portion 1 of Erf 2351:

“that no more than 45% of the area of the erf shall be built upon”; and

- V.6.(c): “*not more than one-third of the area thereof shall be built upon*”, **be inserted** into the title deed of the consolidated Erf 2352 and Portion 2 of Erf 2351.
- V.1.: relating to Erf 2352 contained in Deed of Transfer No. T. 46219 of 1985: “*Any words and expressions used in the following conditions shall have the same meaning as may have been assigned to them by the regulations published under the Provincial Notice No. 383 dated 13th June 1958*”; **be removed**; and
- V.6.(d): in relation to Erf 2351, contained in Deed of Transfer No. T. 15829 of 2006: “*no building or structure or any portion thereof except boundary walls and fences, shall be erected nearer than 6,30 metres to the street line which forms a boundary of this erf nor within 3,15 metres of the rear or 1,57 metres of the lateral boundary common to any adjoining erf, provided that with the consent of the local authority an outbuilding not exceeding 3,05 metres in height measured from the floor to the wall plate, may be erected within the above prescribed rear space and within the above prescribed lateral space for a distance of 9,45 metres reckoned from the rear boundary. On consolidation of any two or more erven, this condition shall apply to the consolidated area as one erf*”, **be amended** to read as follows:

“*no building or structure or any portion thereof except boundary walls and fences, shall be erected nearer than 5,60 metres to the street line which forms a boundary of this erf, nor within 3,15 metres of the rear or 1,57 metres of the lateral boundary common to any adjoining erf, provided that with the consent of the local authority an outbuilding not exceeding 3,05 metres in height measured from the floor to the wall plate, may be erected within the above prescribed rear space and within the above prescribed lateral space for a distance of 9,45 metres reckoned from the rear boundary*”; and

- That the following conditions be inserted into title deeds of both consolidated properties:
 - o “The property shall not be used as a hotel guest house or any form of commercial residential use.”
 - o “The boulders may not be removed or obscured from public view and any future development site must include a visual impact assessment.”
- the following condition be inserted into the title deed of the new consolidated Erf 2350 and Portion 1 of Erf 2351:
 - o “That buildings, including roof, be limited to 10.3m in height”.

P.N. 66/2012 of 16 March 2012 is hereby replaced with this notice.

VERVANGENDE KENNISGEWING

STAD KAAPSTAD

(SUIDELIKE DISTRIK)

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

Kennis geskied hiermee dat die Minister van Plaaslike Bestuur, Omgewingsake en Ontwikkelingsbeplanning, behoorlik aangewys as Bevoegde Gesag ingevolge paragraaf (a) van Staatspresident Proklamasie Nr. 160 van 31 Oktober 1994, kragtens Artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), op aansoek van die eienaars van Erfwe 2351 en 2352, Houtbaai (Llandudno), ingedien in terme van Artikel 3(6) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), soos gewysig, het die opheffing van voorwaardes V.1, V.6.(a), V.6.(c) en V.6.(d), met betrekking tot Erf 2351, Houtbaai, vervat in Transportakte Nr. T. 15829 van 2006, en voorwaarde V.1. met betrekking tot Erf 2352 vervat in Transportakte Nr. T. 46219 van 1985, ten einde Erf 2351 te onderverdeel in twee gelyke gedeeltes en die konsolidasie van die eerste gedeelte van Erf 2351 met Erf 2350 en die tweede gedeelte van Erf 2351 met Erf 2352, soos volg goedgekeur:

- V.1.: Relating to Erf 2351 held in Deed of Transfer No. T. 15829 of 2006: “*Any words and expressions used in the following conditions shall have the same meaning as may have been assigned to them by the regulations published under Provincial Notice No. 383 dated 13 June 1958*”, **be removed**;
- V.6.(a): “*It shall not be subdivided*”, **be removed**, and that the condition **be inserted** into the new title deeds of the consolidated properties (i.e. the consolidation of Erf 2350 and Portion 1 of Erf 2351 and the consolidation of Erf 2352 and Portion 2 of Erf 2351);
- V.6.(c): “*not more than one-third of the area thereof shall be built upon*”, **be removed**, and that the following condition **be inserted** into the title deed of the consolidated Erf 2350 and Portion 1 of Erf 2351:

“that no more than 45% of the area of the erf shall be built upon”; and

- V.6.(c): “*not more than one-third of the area thereof shall be built upon*”, **be inserted** into the title deed of the consolidated Erf 2352 and Portion 2 of Erf 2351.
- V.1.: relating to Erf 2352 contained in Deed of Transfer No. T. 46219 of 1985: “*Any words and expressions used in the following conditions shall have the same meaning as may have been assigned to them by the regulations published under the Provincial Notice No. 383 dated 13th June 1958*”; **be removed**; and
- V.6.(d): in relation to Erf 2351, contained in Deed of Transfer No. T. 15829 of 2006: “*no building or structure or any portion thereof except boundary walls and fences, shall be erected nearer than 6,30 metres to the street line which forms a boundary of this erf nor within 3,15 metres of the rear or 1,57 metres of the lateral boundary common to any adjoining erf, provided that with the consent of the local authority an outbuilding not exceeding 3,05 metres in height measured from the floor to the wall plate, may be erected within the above prescribed rear space and within the above prescribed lateral space for a distance of 9,45 metres reckoned from the rear boundary. On consolidation of any two or more erven, this condition shall apply to the consolidated area as one erf*”, **be amended** to read as follows:

“*no building or structure or any portion thereof except boundary walls and fences, shall be erected nearer than 5,60 metres to the street line which forms a boundary of this erf, nor within 3,15 metres of the rear or 1,57 metres of the lateral boundary common to any adjoining erf, provided that with the consent of the local authority an outbuilding not exceeding 3,05 metres in height measured from the floor to the wall plate, may be erected within the above prescribed rear space and within the above prescribed lateral space for a distance of 9,45 metres reckoned from the rear boundary*”; and

- That the following conditions be inserted into title deeds of both consolidated properties:
 - o “The property shall not be used as a hotel guest house or any form of commercial residential use.”
 - o “The boulders may not be removed or obscured from public view and any future development site must include a visual impact assessment.”
- the following condition be inserted into the title deed of the new consolidated Erf 2350 and Portion 1 of Erf 2351:
 - o “That buildings, including roof, be limited to 10.3m in height”.

P.K. 66/2012 van 16 Maart 2012 word vervang met hierdie plasing.

WESTERN CAPE NATURE CONSERVATION BOARD**NOTICE****NATIONAL ENVIRONMENTAL MANAGEMENT: PROTECTED AREAS ACT,
57 OF 2003****INTENTION TO DECLARE NATURE RESERVES**

I, Anton Bredell, Provincial Minister of Local Government, Environmental Affairs and Development Planning in the Western Cape, under section 33(1)(a) of the National Environmental Management: Protected Areas Act, 57 of 2003 hereby give notice that:

- (a) I intend declaring nature reserves, on the properties as indicated in the attached Schedule; and
- (b) I invite members of the public to submit written representations on or objections to the proposed declaration within 60 (sixty) days from the date of this notice to the following address:

The Chief Executive Officer
CapeNature
Private Bag X29
GATESVILLE
7766

Attention: Mr André Mitchell

Tel: (021) 483 0119
E-mail: amitchell@capenature.co.za

Signed atCAPE TOWN..... on this23rd..... day ofAPRIL..... 2013.



**MR A BREDELL, MINISTER OF LOCAL GOVERNMENT,
ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING**

SCHEDULE

Owner	Name of Nature Reserve	Description of Property
Christopher Roderic Hall and Taryn Laura Hall	Craigantlet	Remainder of Portion 4 of the Farm No. 781 , situated in the Theewaterskloof Municipality, Division of Caledon, Western Cape Province, in Extent: 48, 8561 (Forty Eight comma Eight Five Six One) hectares, held by Deed of Transfer No. T17194/2010. The property is situated East of the R43 Road and is approximately 4,6 kilometres south of Botriver, the nearest town.
Robert Cubitt Sowden	Riet Bakjes Fontyn	Farm No. 304 , , situated in the Kannaland Municipality, Division Ladismith, Western Cape Province, in extent: 377, 9919 (Three Hundred and Seventy Seven comma Nine Nine One Nine) hectares and held by Certificate of Consolidated Title No. T15290/2009 ; and The Farm Nicolas Kloof No. 190 , situated in the Kannaland Municipality, Division Ladismith, Western Cape Province, measuring 1055, 5144 (One Thousand and Fifty Five comma Five One Four Four) hectares in extent and held by Deed of Transfer No T57373/2004; and Remaining Extent of the Farm Riet Bakjes Fontyn No. 154 , situated in the Kannaland Municipality, Division of Ladismith, Western Cape Province, measuring 1566, 9296 (One Thousand Five Hundred and Sixty Six comma Nine Two Nine Six) hectares in extent and held by Deed of Transfer No. T57372/2004 ; and Portion 1 of the Farm Riet Bakjes Fontyn No. 154 , situated in the Kannaland Municipality, Division of Ladismith, Western Cape Province, measuring 1165, 8357 (One Thousand One Hundred and Sixty Five comma Eight Three Five Seven) hectares in extent and held by Deed of Transfer No. T57371/2004; and Portion 2 (a portion of Portion 1) of the Farm Rietfontein No. 156 , situated

		<p>in the Kannaland Municipality, Division of Ladismith, Western Cape Province, measuring 590, 8215 (Five Hundred and Ninety comma Eight Two One Five) hectares in extent, and held by Deed of Transfer No. T57371/2004</p> <p>The properties are situated on the R327 Road, approximately 13 kilometres south of Ladismith the nearest town.</p>
Graaf Fruit (Pty) Ltd Registration Number: 1968/009977/07	Romansrivier	<p>Remaining Extent of the Farm Romans Rivier No. 320, situated in the Witzenberg Municipality, Division of Tulbagh, Western Cape Province, measuring 621, 5928 (Six Hundred and Twenty One comma Five Nine Two Eight) hectares in extent and held by Deed of Transfer No. T64068/2010. The property is situated east of the R43 Road, approximately 6 kilometres south of Wolseley, the nearest town.</p>

WES-KAAPSE NATUURBEWARINGSRAAD
KENNISGEWING

**WET OP NASIONALE OMGEWINGSBESTUUR: BESKERMDE GEBIEDE, 57
VAN 2003:**

VOORNEME OM NATUURRESERVATE TE VERKLAAR

Ek, Anton Bredell, Provinsiale Minister van Plaaslike Regering, Omgewingsake en Ontwikkelingsbeplanning van die Wes-Kaap, handelend ingevolge Artikel 33(1)(a) van die Wet op Nasionale Omgewingsbestuur: Beskermde Gebiede, 57 van 2003, gee hiermee kennis dat:

- (a) Ek van voorneme is om natuurreservate te verklaar op die eiendomme soos aangedui in die aangehegte Bylae; en
- (b) Ek lede van die publiek uitnooi om 'n skriftelike vertoë te rig oor, of beswaar aan te teken teen, die voorgestelde deklarasie binne 60 (sestig) dae vanaf die datum van hierdie kennisgewing en dit by die volgende adres in te dien;

Die Hoof Uitvoerende Beampte
CapeNature
Privaatsak X29
GATESVILLE
7766

Vir Aandag: Mnr. André Mitchell

Tel: (021) 483 0119
E-Pos: amitchell@capenature.co.za

Geteken te *KAAPSTAD* hierdie 23ste dag van *APRIL* 2013.

[Handwritten signature]
**MNR. A BREDELL, MINISTER VAN PLAASLIKE REGERING,
OMGEWINGSAKE EN ONTWIKKELINGSBEPLANNING**

BYLAE

Eienaar	Naam van Natuurrervaat	Beskrywing van Eiendom
Christopher Roderic Hall en Taryn Laura Hall	Craigantlet	Restant van Geedelte 4 van die Plaas Nr. 781 , geleë in die Theewaterskloof Munisipaliteit, Afdeling Caledon, Provincie Wes-Kaap, groot: 48, 8561 (Agt en Veertig komma Agt Vyf Ses Een) hektaar, gehou kragtens Transportakte No. T17194/2010. Die eiendom is geleë oos van die R43 Pad en is ongeveer 4.6 kilometer suid van Botriver, die naaste dorp.
Robert Cubitt Sowden	Riet Bakjes Fontyn	Plaas Nr. 304 , geleë in die Kannaland Munisipaliteit, Afdeling Ladismith, Provincie Wes-Kaap, groot: 377, 9919 (Drie Honderd Sewe en Sewentig komma Nege Nege Een Nege) hektaar en gehou kragtens Sertifikaat van Verenigde Titel Nr. T15290/2009 ; en Die Plaas Nicolas Kloof Nr. 190 , geleë in die Kannaland Munisipaliteit, Afdeling Ladismith, Provincie Wes-Kaap, groot: 1055, 5144 (Een Duisend Vyf en Vyftig komma Vyf Een Vier Vier) hektaar en gehou deur Transportakte Nr. T57373/2004; en Restant van die Plaas Riet Bakjes Fontyn Nr 154 , geleë in die Kannaland Munisipaliteit, Afdeling Ladismith, Provincie Wes-Kaap, groot: 1566, 9296 (Een Duisend Vyf Honderd Ses en Sestig komma Nege Twee Nege Ses) hektaaren gehou kragtens Transportakte Nr. T57372/2004 en; Gedeelte 1 van die Plaas Riet Bakjes Fontyn Nr. 154 , geleë in die Kannaland Munisipaliteit, Afdeling Ladismith, Provincie Wes-Kaap, groot: 1165, 8357 (Een Duisend Een Honderd Vyf en Sestig komma Agt Drie Vyf Sewe) hektaar en gou kragtens Transportakte Nr. T57371/2004; en Gedeelte 2 (n gedeelte van Gedeelte 1) van die Plaas Rietfontein Nr. 156 , geleë in die Kannaland Munisipaliteit, Afdeling Ladismith, Provincie Wes-Kaap, groot: 590, 8215 (Vyf Honderd en Neentig komma Agt Twee Een Vyf) hektaar en gehou kragtens Transportakte Nr. T57371/2001

		Die eiendomme is geleë op die R327 Pad, ongeveer 13 kilometer suid van Ladismith die naaste dorp.
Graaf Vrugte (Edms) Bpk. Registrasie Nommer 1968/009977/07	Romansrivier	Restant van die Plaas Romans Rivier Nr. 320 , geleë in die Witzenberg Munisipaliteit, Afdeling Tulbagh, Provinsie Wes-Kaap, groot 621, 5928 (Ses Honderd Een en Twintig komma Vyf Nege Twee Agt) hektaar en gehou kragtens Transportakte Nr. T64068/2010. Die eiendom is geleë oos van die R43 Pad, ongeveer 6 kilometer suid van Wolseley die naaste dorp.

IBHODI YOLONDOLOZO YASENTSHONA KOLONI**ISAZISO**

**ULAWULO LWEMEKO-BUME YESIZWE: UMTHETHO WOKHUSELO
LWEMIMANDLA, WAMA-57 KA-2003**

INJONGO YOKUBHENGEZA IINDAWO EZIBEKELWE INDALO

Mna, Anton Bredell, uMphathiswa wePhondo likaRhulumente waseKuhlaleni, Imiba yeMeko-bume nesiCwangciso soPhuhliso eNtshona Koloni, phantsi kwecandelo lama-33(1)(a) loLawulo lweMeko-bume yeSizwe: Umtetho weMimandla Ekhuseleweyo, wama-57 ka-2003 ngale ndlela ndinika isaziso sokuba:

- (a) Ndizimisele ukubhengeza iindawo ezibekelwe indalo kwiipropathi njengoko kubonisiwe kwiShedyuli encanyathiseweyo; kwaye
- (b) Ndimema amalungu oluntu ukuba angenise uwiso-ntetho olubhaliweyo okanye inkaso kwisibhengezo esicityisiweyo kwiintsuku ezingama-60 (amashumi amathandathu) ukususela kumhla wesi saziso kule dilesi ilandelayo;

The Chief Executive Officer
CapeNature
Private Bag X29
GATESVILLE
7766

Ingqalelo: Mr André Mitchell

Ifowu: (021) 483 0119
I-imeyile: amitchell@capenature.co.za

Ityobelwe e- ngomhla we- 23 ku ka-2013.

**UMNU A BREDELL, UMPATHISWA KARHULUMENTE
WASEKUHLALENI,
IMIBA YEMEKO-BUME NESICWANGCISO SOPHUHLISO**

ISHEDYULI

Umnini	Igama Lendawo Ebekelwe Indalo	Ingcaciso yePropathi
UChristopher Roderic Hall noTaryn Laura Hall	ECraigantlet	<p>Intsalela yeNxalenye 4 yeFama iNom. 781, ekuMasipala waseTheewaterskloof, Icandelo leCaledon, iPhondo leNtshona Koloni, Ubukhulu: iihektare ezingama-48, 8561 (Amashumi Amane Anesibhozo ikoma Sibhozo Ntlanu Ntandathu Nye), egcinwe yi-Deed of Transfer iNom. T17194/2010. Ipropathi iseMpuma ye-R43 Road yaye imalunga neekhilomitha ezi-4,6 emzantsi weBotriver, eyona dolophu ikufutshane.</p>
URobert Cubitt Sowden	ERiet Bakjes Fontyn	<p>Ifama eyiNomb. 304, , ekuMasipala waseKannaland, Icandelo leLadismith, iPhondo leNtshona Koloni, ubukhulu: iihektare ezingama-377, 9919 (Amakhulu Amathathu Anamashumi Asixhenxe Anesixhenxe ikoma iThoba iThoba Nye iThoba) egcinwe yi-Certificate of Consolidated Title iNom. T15290/2009 ; yaye</p> <p>Ifama iNicolas Kloof iNom. 190, ekuMasipala waseKannaland, Icandelo leLadismith, iPhondo leNtshona Koloni, enobukhulu obuzihektare ezili-1055, 5144 (Iwaka Elinamashumi Amahlanu Anesihlanu ikoma Ntlanu Nye Ne Ne) ubukhulu yaye igcinwe yi-Deed of Transfer iNom T57373/2004; yaye</p> <p>Ubukhulu Obuseleyo beFama iRiet Bakjes Fontyn iNom. 154 ekuMasipala waseKannaland, iCandelo leLadismith, iPhondo leNtshona Koloni, enomlinganiselo weehektare ezili-1566, 9296 (Iwaka Elinamakhulu Amahlanu Namashumi Amathandathu anesithandathu ikoma iThoba Mbini iThoba Ntandathu) ubukhulu yaye egcinwe yi-Deed of Transfer iNom. T57372/2004 ; kwaye</p> <p>Inxalenye 1 yeFama iRiet Bakjes Fontyn iNom. 154, ekuMasipala waseKannaland, iCandelo leLadismith, iPhondo leNtshona Koloni, enomlinganiselo oziihektare ezili-1165, 8357 (Iwaka Elinckhulu Elimashumi Amathandathu Anesihlanu ikoma isiBhozo Ntathu Ntlanu Sixhenxe) ubukhulu yaye igcinwe yi-Deed of Transfer iNom. T57371/2004; yaye</p>

		Inxalenye 2 (inxalenye yeNxalenye 1) yeFama iRietfontein iNom. 156, ekuMasipala waseKannaland, iCandelo leLadismith, iPhondo leNtshona Koloni, elinomlinganiselo oziihektare ezingama- 590, 8215 (Amakhulu Amahlanu Anamashumi Alithoba ikoma isiBhozo Mbini Nye Ntlanu) ubukhulu, yaye igcinwe yi-Deed of Transfer iNom. T57371/2004 Iipropathi zikwi-R327 Road, malunga neekhilomitha ezili-13 emzantsi weLadismith eyona dolophu ikufutshane.
I-Graaf Fruit (Pty) Ltd Registration Number: 1968/009977/07	ERomansrivier	Ubukhulu Obuseleyo beFama iRomans Rivier iNom. 320 ekuMasipala weWitzenberg, iCandelo leTulbagh, iPhondo leNtshona Koloni, enomlinganiselo oziihektare ezingama- 621, 5928 (Amakhulu Amathandathu anamashumi Amabini ananye ikoma Ntlanu Thoba Mbini Sibhozo) ubukhulu yaye igcinwe yi-Deed of Transfer iNom. T64068/2010. Ipropathi isempuma ye- R43 Road, malunga neekhilomitha ezi-6 emzantsi weWolseley, eyona dolophu ikufutshane.

P.N. 276/2013

23 August 2013

CITY OF CAPE TOWN
(CAPE TOWN ADMINISTRATION)
REMOVAL OF RESTRICTIONS ACT, 1967
(ACT 84 OF 1967)

Notice is given that the Minister of Local Government, Environmental Affairs and Development Planning, properly designated as the Competent Authority in terms of paragraph (a) of State President Proclamation No. 160 of 31 October 1994, in terms of Section 2(1) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), and on application by the owner of Erven 46 and 47, Bantry Bay, amends condition B.1 in Deed of Transfer No. T. 102316 of 1998 to read as follows:

“A block of flats shall not be permitted on the erf or on the consolidation of this property with any other erf and except with the written consent of Council, no more than half the area of this erf shall be occupied by buildings”.

Conditions B.2 and B.4 in Deed of Transfer No. T. 13383/2006 are amended to read as follows:

B.2 “That a space of not less than 5,98 metres (five comma nine eight metres) in width be left in front of all erven fronting or abutting the passage. Such spaces may be utilized for gardens, forecourts, buildings or structures or portions thereof for which Council grants a written consent”.

B.4 “A block of flats shall not be permitted on the erf or on the consolidation of this property with any other erf and except with the written consent of Council, no more than half the area of this erf shall be occupied by buildings”.

Condition B.3 in Deed of Transfer No. T. 13383/2006 is hereby removed.

P.K. 276/2013

23 Augustus 2013

STAD KAAPSTAD
(KAAPSTAD ADMINISTRASIE)
WET OP OPHEFFING VAN BEPERKINGS, 1967
(WET 84 VAN 1967)

Kennis geskied hiermee dat die Minister van Plaaslike Regering, Omgewingsake en Ontwikkelingsbeplanning, behoorlik aangewys as bevoegde gesag ingevolge paragraaf (a) van Staatspresident Proklamasie Nr. 160 van 31 Oktober 1994, kragtens Artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967) en op aansoek van die eienaar van Erwe 46 en 47, Bantrybaai, wysig voorwaardes B.1 vervat in Transportakte Nr. T. 102316 van 1998 om soos volg te lees:

“A block of flats shall not be permitted on the erf or on the consolidation of this property with any other erf and except with the written consent of Council, no more than half the area of this erf shall be occupied by buildings”.

Voorwaardes B.2 en B.4 in Transportakte Nr. T. 13383/2006 is gewysig om soos volg te lees:

B.2 “That a space of not less than 5,98 metres (five comma nine eight metres) in width be left in front of all erven fronting or abutting the passage. Such spaces may be utilized for gardens, forecourts, buildings or structures or portions thereof for which Council grants a written consent”.

B.4 “A block of flats shall not be permitted on the erf or on the consolidation of this property with any other erf and except with the written consent of Council, no more than half the area of this erf shall be occupied by buildings”.

Voorwaarde B.3 in Deed of Transfer No. T. 13383/2006 word hiermee opgehef.

P.N. 277/2013

23 August 2013

NOTICE**PROVINCE OF THE WESTERN CAPE****WESTERN CAPE DEPARTMENT OF HEALTH****INFRASTRUCTURE PROJECTS**

Under Section 13(1)(a) of the Division of Revenue Act, 2013 (Act 2 of 2013), I publish the list of infrastructure projects that will require full or partial funding from the conditional allocation, Health Facilities Revitalisation Grant, for the 2013/14 to 2015/16 financial years, as set out in the Schedule.

Signed at Cape Town this 21st day of August 2013.

**PROFESSOR KEITH CRAIG HOUSEHAM
RECEIVING OFFICER**

P.K. 277/2013

23 Augustus 2013

KENNISGEWING**PROVINSIE WES-KAAP****WES-KAAPSE DEPARTEMENT VAN GESONDHEID****INFRASTRUKTUUR PROJEKTE**

Kragtens Artikel 13(1)(a) van die Wet op die Verdeling van Inkome, 2013 (Wet 2 van 2013), publiseer ek die lys van infrastruktuur projekte wat ten volle of gedeeltelik deur die voorwaardelike toekenning, Gesondheids Fasiliteits Vernuwing, befonds word vir die 2013/14 tot 2015/16 finansiële jare, soos vervat in die Bylae.

Geteken te Kaapstad hierdie 21ste dag van Augustus 2013.

**PROFESSOR KEITH CRAIG HOUSEHAM
ONTVANGSBEAMPTE**

I.S. 277/2013

23 Agasti 2013

ISAZISO**IPHONDO LENTSHONA KOLONI****ISEBE LEZEMPILO LENTSHONA KOLONI****IMISEBENZI YOLWAKHIWO**

Phantsi komgaqo 13(1)(a) we Division of Revenue Act, 2013 (Act 2 of 2013) ndipapasha uthotho lwemisebenzi yolkwakhiwo eyakufuna uncedo ngezimali olupheleleyo okanye isixa, ngomgqaliselo we Health Facilities Revitalisation Grant, yonyaka mali u 2014/15 no 2015/16 njengoko kubhaliwe kwi Schedule.

ityikitywe eKapa 21 umhla ku Agasti 2013.

**PROFESSOR KEITH CRAIG HOUSEHAM
UMAMKELI**

No.	Project name	Municipality / Region	Type of infrastructure	Project duration		Source of funding	Budget programme name	Total project cost	Estimated expenditure to date from previous years	Total available		MTEF Forward Estimates
				Date: Start	Date: Finish					2013/14	MTEF 2014/15	MTEF 2015/16
1. New and Replacement assets												
1	Beaufort West Forensic Pathology Lab	Eden/Central Karoo	New FPL	Apr-09	Mar-12	Health Infrastructure Grant	Health Facilities Management	11 461		50		
2	Beaufort West: Hill Side Clinic	Eden/Central Karoo	Replacement Clinic	Apr-12	Mar-15	Health Infrastructure Grant	Health Facilities Management	16 000		2 500	12 000	1 000
3	Ceres Hospital	Winelands/ Overberg	New EC	Apr-10	Apr-12	Health Infrastructure Grant	Health Facilities Management	13 700		100		
4	Du Noon Clinic	Metro West	Replacement Clinic	Apr-12	Nov-12	Health Infrastructure Grant	Health Facilities Management	6 900		50		
5	Elsies River CHC	Metro East	CHC Replacement	Apr-15	Mar-19	Health Infrastructure Grant	Health Facilities Management	50 000				250
6	George: Centrum CDC	Eden/Central Karoo	CDC Replacement	Apr-15	Mar-18	Health Infrastructure Grant	Health Facilities Management	40 000				250
7	Heidelberg Ambulance Station	Eden/Central Karoo	New Ambulance Station	Apr-11	Aug-14	Health Infrastructure Grant	Health Facilities Management	7 700		7 200	300	
8	Knysna new CJC (Whitskasse)	Eden/Central Karoo	New Community Day Centre	Apr-08	Jan-13	Health Infrastructure Grant	Health Facilities Management	36 500		600		
9	Malmesbury - Wesbank CDC	West Coast	New Community Health Centre	Apr-08	Jun-12	Health Infrastructure Grant	Health Facilities Management	29 750		1 000		
10	Napier Clinic	Winelands/ Overberg	Clinic Replacement	Apr-12	Mar-15	Health Infrastructure Grant	Health Facilities Management	10 000		1 000	8 400	230
11	Prince Alfred Hamlet Clinic	Winelands/ Overberg	Clinic Replacement	Apr-11	Mar-15	Health Infrastructure Grant	Health Facilities Management	16 000		1 600	13 000	775
12	Rawsonville Clinic	Winelands/ Overberg	Clinic Replacement	Apr-10	Dec-14	Health Infrastructure Grant	Health Facilities Management	14 000		9 000	4 000	
13	Riversdale FPS	Eden/Central Karoo	New Forensic Pathology Laboratory	Apr-11	Jun-14	Health Infrastructure Grant	Health Facilities Management	8 500		6 000	1 500	
14	Robertson Ambulance Station	Winelands/ Overberg	New Ambulance Station including electrical upgrading	Apr-11	May-14	Health Infrastructure Grant	Health Facilities Management	10 500		8 000	100	

No.	Project name	Municipality / Region	Type of infrastructure	Project duration		Source of funding	Budget programme name	Total project cost	Estimated expenditure to date from previous years	Total available	MTEF Forward Estimates	
				Date: Start	Date: Finish						2013/14	MTEF 2014/15
15	Robertson Hospital	Winelands/ Overberg	Central Hospital; Clinic; Community Health Centre; Pharmaceutical; Danco's; Mortuaries; etc	New Bulk Store	Apr-11	May-14	Health Infrastructure Grant	6 700		6 000	500	
16	Various	Various	Health Technology (to various projects to be identified)	Health Technology (to various projects to be identified)	Apr-13	Mar-20	Health Infrastructure Grant	26 000		3 000	3 000	
17	Villiersdorp Clinic	Winelands/ Overberg	Replacement Clinic	Replacement Clinic	Apr-15	Mar-17	Health Infrastructure Grant	15 000			2 000	
18	Wolsley Clinic	Winelands/ Overberg	New Clinic	New Clinic	Apr-11	Mar-15	Health Infrastructure Grant	14 600		2 003	11 875	380
19	George: Eden Nurse College	Eden/Central Karoo	Replacement Training College	Replacement Training College	Apr-14	Mar-17	Nurses College Grant Management	22 000			6 250	13 100
20	Worcester Boland Nurse College	Winelands/ Overberg	Additional Nurses accommodation at the Erica site	Additional Nurses accommodation at the Erica site	Apr-12	Mar-15	Nurses College Grant Management	9 800	500	7 000	2 000	
21	Helderberg New Hospital	Metro East	Hospital Replacement	Hospital Replacement	Apr-15	Mar-20	Hospital Revitalisation Grant	800 000				100
22	Khayelitsha Hospital	Metro East	Health Technology	Health Technology	Apr-07	Apr-14	Hospital Revitalisation Grant			5 000		
23	Khayelitsha Hospital	Metro East	HT PACS/RIS project	HT PACS/RIS project	Apr-15	Mar-15	Hospital Revitalisation Management				4 500	
24	Khayelitsha Hospital	Metro East	New hospital and Ambulance Station	New hospital and Ambulance Station	Apr-05	Oct-11	Hospital Revitalisation Management			100		
25	Manenberg GF	Metro West	Enabling work for the GF Jooste Hospital	Enabling work for the GF Jooste Hospital	Oct-12	Mar-14	Hospital Revitalisation Management	42 000		35 000	5 500	200
26	Manenberg New GF Jooste Hospital	Metro West	Hospital Replacement	Hospital Replacement	Apr-13	Mar-16	Hospital Revitalisation Management	600 000		5 000	29 300	120 000
27	Manenberg New GF Jooste Hospital	Metro West	QA and QA	QA and QA	Apr-14	Mar-18	Hospital Revitalisation Management	2 500			500	
28	Mitchell's Plain Hospital	Metro West	Health Technology	Health Technology	Apr-12	Apr-14	Hospital Revitalisation Management	80 000		14 600		
29	Mitchell's Plain Hospital	Metro West	HT PACS/RIS project	HT PACS/RIS project	Apr-15	Mar-16	Hospital Revitalisation Management				4 500	
30	Mitchell's Plain Hospital	Metro West	New District Psychiatric Evaluation Centre	New District Psychiatric Evaluation Centre	Dec-12	Mar-14	Hospital Revitalisation Grant			22 000	20 200	1500
31	Mitchell's Plain Hospital	Metro West	Health Technology	Health Technology	Dec-12	Mar-14	Hospital Revitalisation Management			1 500		

No.	Project name	Municipality / Region	Type of infrastructure	Project duration	Budget programme name	Total available	MTEF Forward Estimates				
							Date: Start	Estimated expenditure to date from previous years	2013/14	MTEF 2014/15	MTEF 2015/16
32	Mitchell's Plain Hospital	Metro West	Regional/District/Central Hospital; Clinic; Community Health Centre; Pharmaceutical Depots, Mortuary, etc.	New hospital	Apr-05	Jan-13	Hospital Revitalisation	500 000	10 000	648	
33	Mitchell's Plain Hospital	Metro West	OD and QA	OD and QA	Apr-08	Mar-14	Hospital Revitalisation	8 928			
34	Observatory Groote Schuur Hospital (FPR)	Metro West	FPR Replacement	FPR Replacement	Apr-12	Dec-16	Hospital Revitalisation	110 000	9 000	45 000	53 000
35	Observatory Valkenberg Hospital	Metro West	Forensic Village Framework	Forensic Village Framework	Apr-10	Mar-17	Hospital Revitalisation	321 200	9 000	130 118	145 000
36	Observatory Valkenberg Hospital	Metro West	Pharmacy, OPD, Werf (Framework)	Pharmacy, OPD, Werf (Framework)	Apr-10	Mar-23	Hospital Revitalisation	100 000	1 000		
37	Observatory Valkenberg Hospital	Metro West	Acute Village (Framework)	Acute Village (Framework)	Apr-10	Mar-20	Hospital Revitalisation	450 000	4 000		12 000
38	Paarl Hospital	West Coast	New Psychiatric Unit - Final Phase	New Psychiatric Unit - Final Phase	Apr-11	Mar-15	Hospital Revitalisation	30 000	15 000	12 382	350
39	Tygerberg Hospital	Metro East	Health Technology	Health Technology	Apr-10	Mar-25	Hospital Revitalisation	500	20	20	20
40	Tygerberg Hospital	Metro East	Hospital Replacement (PPP)	Hospital Replacement (PPP)	Apr-12	Mar-20	Hospital Revitalisation	3 500 000	33 440	8 500	14 160
41	Tygerberg Hospital	Metro East	OD and QA	OD and QA	Apr-10	Mar-25	Hospital Revitalisation	1 620	2 407	2 354	2 580
Total New and Replacement assets							6 934 059	500	221 218	302 399	310 395
2. Upgrades and Additions											
1	Atlantis Westfear Hospital	Metro West	New Emergency Centre and Paediatric	New Emergency Centre and Paediatric	Apr-12	Mar-15	Health Infrastructure	14 500	2 500	10 500	800
2	Belville Kari Bremer Hospital	Metro East	New Emergency Centre	New Emergency Centre	Apr-09	May-14	Health Infrastructure	56 000	26 605	20 000	
3	Belville Kari Bremer Hospital	Metro East	OPD Upgrade	OPD Upgrade	Apr-15	May-18	Health Grant	10 000			500
4	Caledon Hospital	Winalands/ Overberg	Upgrade - Diss Ward Phase 2	Upgrade - Diss Ward Phase 2	Apr-09	May-13	Health Infrastructure	13 600	2 370		
5	De Doorns Clinic	Winalands/ Overberg	Clinic Extension	Clinic Extension	Apr-14	Mar-16	Health Infrastructure	10 000		1 000	9 000
6	Garsbaai Clinic	Winalands/ Overberg	Extension to the existing Clinic	Extension to the existing Clinic	Apr-14	Mar-16	Health Infrastructure	10 300		1 000	9 000
7	Grabouw CDC	Winalands/ Overberg	Upgrade of existing CDC	Upgrade of existing CDC	Sep-09	Jun-12	Health Infrastructure	14 000	30		

No.	Project name	Municipality / Region	Type of infrastructure	Project duration		Source of funding	Budget programme name	Total project cost	Estimated expenditure to date from previous years	MTEF Forward Estimates	
				Date: Start	Date: Finish					2013/14	2014/15
8	Hermanus Hospital	Winelands/ Overberg	Units (i.e. number of beds or facilities)	EC, new Wards, OPD and Administration	Apr-08	Mar-13	Health Infrastructure Grant	Health Facilities Management	65 400	660	
9	Knysna Hospital	Eden/Central Karoo	New Emergency Centre and OPD	New Emergency Centre and OPD	Apr-08	Oct-14	Health Infrastructure Grant	Health Facilities Management	45 900	27 500	500
10	Langsburg Clinic	Eden/Central Karoo	Clinic Upgrade and Extensions	Clinic Upgrade and Extensions	Apr-14	Mar-16	Health Infrastructure Grant	Health Facilities Management	5 000	300	4 200
11	Riversdale Hospital	Eden/Central Karoo	Phase 3 Upgrade	Phase 3 Upgrade	Apr-08	Feb-12	Health Infrastructure Grant	Health Facilities Management	11 138	50	
12	Stellenbosch: Khayaphandi CDC	West Coast	CDC Extension	CDC Extension	Apr-14	Mar-16	Health Infrastructure Grant	Health Facilities Management	8 000	500	7 350
13	Strand: Gustrow Clinic	Metro East	Extension and Renovations	Extension and Renovations	Apr-14	Mar-16	Health Infrastructure Grant	Health Facilities Management	9 000	500	8 000
14	Wynberg Victoria Hospital	Metro West	New Emergency Centre	New Emergency Centre	Apr-12	Mar-15	Health Infrastructure Grant	Health Facilities Management	30 000	2 000	26 000
15	Khayelitsha Hospital	Metro East	New 72 Hour Assessment Unit	New 72 Hour Assessment Unit	Apr-14	Mar-17	Hospital Revitalisation Grant	Health Facilities Management	21 000	2 000	13 431
16	Mitchell's Plain Lentegeur Laundry	Metro West	Health Technology	Health Technology	Apr-12	Mar-13	Hospital Revitalisation Grant	Health Facilities Management	41 000	500	
17	Mitchell's Plain Lentegeur Laundry	Metro West	OD and QA	OD and QA	Apr-12	Mar-13	Hospital Revitalisation Grant	Health Facilities Management	45 107	250	
18	Mitchell's Plain: Lentegeur Regional Laundry	Metro West	Regional Laundry Upgrade & Extension	Regional Laundry Upgrade & Extension	Apr-11	Mar-13	Hospital Revitalisation Grant	Health Facilities Management	45 107	5 332	
19	Paarl T C Newman ClC	West Coast	Community Health Center Upgrade	Community Health Center Upgrade	Apr-06	Nov-11	Hospital Revitalisation Grant	Health Facilities Management	45 000	50	
20	Worcester CDC	Winelands/ Overberg	Extension for a Dental Suite	Extension for a Dental Suite	Apr-14	Mar-15	Hospital Revitalisation Grant	Health Facilities Management	3 600	600	3 000
21	Athlone Western Cape College of Nursing	Metro West	Security upgrading	Security upgrading	Apr-12	Mar-13	Nurses College Grant	Health Facilities Management	2 674	133	

No.	Project name	Municipality / Region	Type of infrastructure		Project duration		Source of funding	Budget programme name	Total project cost	Estimated expenditure to date from previous years	Total available		MTEF Forward Estimates
			Regional/District/Central Hospital; Clinic; Community Health Centre; Pharmaceutical Dennis Mortuary etc.	Units (i.e. number of beds or facilities)	Date: Start	Date: Finish					2013/14	MTEF 2014/15	MTEF 2015/16
22	Sikhild Nurse College	Metro East	AC in Auditorium	AC in Auditorium	Apr-12	Nov-12	Nurses College Grant Management	Health Facilities Management	500	20			
23	Worcester/Boland Nurse College	Winelands/Overberg	Training facility at Keerom including fence	Training facility at Keerom including fence	Apr-12	Mar-17	Nurses College Grant Management	Health Facilities Management	24 000	361	3 000	5 202	
Total Upgrades and Additions									485 519		63 961	50 300	58 983
3. Rehabilitation, Renovations and refurbishments													
1	George Tambatatu CDC	Eden/Central Karoo	CDC Renovations	CDC Renovations	Apr-13	Mar-16	Health Infrastructure Grant	Health Facilities Management	28 000	978	6 000	20 000	
2	Hanover Park COC	Metro West	CDC renovations	CDC renovations	Apr-14	Mar-18	Health Infrastructure Grant	Health Facilities Management	50 000		500	8 000	
3	Observatory Groote Schuur Hospital	Metro West	HT for the Upgrade EC	HT for the Upgrade EC	Apr-15	Mar-16	Health Infrastructure Grant	Health Facilities Management	14 000			14 000	
4	Observatory Groote Schuur Hospital	Metro West	Upgrade of the Emergency Centre	Upgrade of the Emergency Centre	Apr-12	Mar-16	Health Infrastructure Grant	Health Facilities Management	45 000		1 500	25 000	
5	Phinelands EMS	Metro West	EMS renovation	EMS renovation	Apr-15	Mar-17	Health Infrastructure Grant	Health Facilities Management	30 000			18 000	
6	Robertson Hospital	Winelands/Overberg	New EC, reception and Pharmacy Phase 1	New EC, reception and Pharmacy Phase 1	Apr-14	Mar-17	Health Infrastructure Grant	Health Facilities Management	37 300			500	25 000
7	To be identified	Metro West	CD and QA Various Projects to be identified	CD and QA Various Projects to be identified	Apr-13	Mar-20	Health Infrastructure Grant	Health Facilities Management	6 900			800	1 000
8	Tygerberg Hospital	Metro East	Medical ICU and Pulmonology Isolation A5 Upgrade	Medical ICU and Pulmonology Isolation A5 Upgrade	Apr-14	Mar-16	Health Infrastructure Grant	Health Facilities Management	3 240			1 396	1 844
9	George Hospital	Eden/Central Karoo	Health Technology	Health Technology	Apr-12	Mar-14	Health Infrastructure Grant	Health Facilities Management	9 600			1 450	
10	George Hospital	Eden/Central Karoo	Hospital Upgrade Phase 3	Hospital Upgrade Phase 3	Apr-08	Jul-12	Hospital Revitalisation Grant	Hospital Facilities Management	90 964			2 000	
11	George Hospital	Eden/Central Karoo	Hospital Upgrade Psychiatric Ward	Hospital Upgrade Psychiatric Ward	Aug-12	Sep-13	Hospital Revitalisation Grant	Hospital Facilities Management	14 500			12 700	1 135

No.	Project name	Municipality / Region	Type of infrastructure	Project duration		Budget programme name	Total project cost	Estimated expenditure to date from previous years	Total available		MTEF Forward Estimates
				Date: Start	Date: Finish				2013/14	MTEF 2014/15	
12	George Hospital	Eden/Central Karoo	Regional/District/Central Hospital; Clinic; Community Health Centre; Pharmaceutical Distrib. / Matthey, etc.	HT PACSRIS project	Apr-13	Mar-14	Hospital Revitalisation Grant	50 000	4 500		
13	George Hospital	Eden/Central Karoo	OD and QA	OD and QA	Apr-12	Mar-14	Hospital Revitalisation Grant	1 660	631		
14	Helderberg Hospital EC	Metro East	Emergency Centre Upgrade	Emergency Centre Upgrade	Apr-13	Mar-15	Hospital Revitalisation Grant	10 000	1 500	7 500	1 000
15	Infrastructure Unit	Metro West	Head Office	Head Office	Apr-12	Mar-20	Hospital Revitalisation Grant	92 617	16 000	17 040	18 148
16	Observatory Groote Schuur Hospital	Metro West	Health Technology	Health Technology	Apr-15	Mar-20	Hospital Revitalisation Grant	25 000			1 000
17	Observatory Groote Schuur Hospital	Metro West	Masterplan	Masterplan	Apr-13	Mar-14	Hospital Revitalisation Grant	5 000			
18	Observatory Groote Schuur Hospital	Metro West	Steam conversion to heat pumps	Steam conversion to heat pumps	Apr-14	Mar-17	Hospital Revitalisation Grant	20 000	2 000		
19	Observatory Valkenberg Hospital	Metro West	Health Technology	Health Technology	Apr-14	Mar-19	Hospital Revitalisation Grant	37 650		3 000	8 000
20	Observatory Valkenberg Hospital	Metro West	OD and QA	OD and QA	Apr-12	Mar-19	Hospital Revitalisation Grant	7 000	413	500	1 000
21	Observatory Valkenberg Hospital	Metro West	Renovations to the existing buildings	Renovations to the existing buildings	Apr-10	Mar-16	Hospital Revitalisation Grant	80 000	10 000	35 000	28 000
22	Pearl Hospital	Cape Winelands	Hospital Revitalisation	Hospital Revitalisation	Apr-09	Mar-12	Hospital Revitalisation Grant	477 000	5 000		
23	Pearl Hospital	Cape Winelands	HT PACSRIS project	HT PACSRIS project	Apr-14	Mar-15	Hospital Revitalisation Grant	6 000	1 000	4 500	
24	Pearl Hospital	Cape Winelands	OD and QA	OD and QA	Apr-04	Mar-14	Hospital Revitalisation Grant	1 839		656	500
25	Vredenburg Hospital	West Coast	Health Technology	Health Technology	Apr-04	Mar-16	Hospital Revitalisation Grant	22 500	12 172	7 000	1 000

No.	Project name	Municipality / Region	Type of infrastructure	Project duration		Source of funding	Budget programme name	Total project cost	Estimated expenditure to previous years	Total available	Forward Estimates	MTEF 2015/16
				Date: Start	Date: Finish							
26	Vredenburg Hospital	West Coast	Regional/District/Central Community Health Centre; Pharmaceutical Depots, Mortuary etc.	Apr-04	Mar-16	Hospital Revitalisation Grant	Health Facilities Management	3 900		1 213	1 100	
27	Vredenburg Hospital	West Coast	Upgrading Phase 2B	Upgrading Phase 2B	Apr-07	Oct-14	Hospital Revitalisation Grant	Health Facilities Management	180 000		81 500	51 380
28	Worcester Hospital	Winelands/ Overberg	Health Technology	Apr-04	Mar-14	Hospital Revitalisation Grant	Health Facilities Management	5 100		2 500		
29	Worcester Hospital	Winelands/ Overberg	HT PACS/RIS project	HT PACS/RIS project	Apr-13	Mar-15	Hospital Revitalisation Grant	Health Facilities Management			4 500	
30	Worcester Hospital	Winelands/ Overberg	OD and QA	OD and QA	Apr-04	Mar-15	Hospital Revitalisation Grant	Health Facilities Management	2 400		782	
31	Worcester Hospital Phase 4	Winelands/ Overberg	Hospital Upgrade Phase 4	Hospital Upgrade Phase 4	Apr-08	Nov-12	Hospital Revitalisation Grant	Health Facilities Management	55 800		200	
32	Worcester Hospital Phase 5	Winelands/ Overberg	Hospital Upgrade Phase 5	Hospital Upgrade Phase 5	Apr-12	Mar-16	Hospital Revitalisation Grant	Health Facilities Management	32 000		9 160	19 840
33	Calabon Hospital	Winelands/ Overberg	Health Technology	Health Technology	Apr-13	Mar-14	Hospital Revitalisation Grant	Health Facilities Management			1 000	
34	Delft Symphony Way CDC	Metro East	Health Technology	Health Technology	Apr-13	Mar-16	Hospital Revitalisation Grant	Health Facilities Management			4 000	2 500
35	Du Noon CHC	Metro West	Health Technology	Health Technology	Apr-13	Mar-16	Hospital Revitalisation Grant	Health Facilities Management			10 000	7 000
36	Hermanus CDC	Winelands/ Overberg	Health Technology	Health Technology	Apr-13	Mar-14	Hospital Revitalisation Grant	Health Facilities Management			4 500	
37	Hermanus Hospital	Winelands/ Overberg	Health Technology	Health Technology	Apr-13	Mar-14	Hospital Revitalisation Grant	Health Facilities Management			5 000	
38	Kai Bannier	Metro East	Health Technology	Health Technology	Apr-13	Mar-16	Hospital Revitalisation Grant	Health Facilities Management			15 968	2 000
39	Knysna Hospital	Eden/Central Karoo	Health Technology	Health Technology	Apr-13	Mar-14	Hospital Revitalisation Grant	Health Facilities Management			11 200	

No.	Project name	Municipality / Region	Type of infrastructure	Project duration		Source of funding	Budget programme name	Total project cost	Estimated expenditure to date from previous years	2013/14	MTEF 2014/15	MTEF 2015/16	Forward Estimates
				Date: Start	Date: Finish								
40	Swartland EC	West Coast	Regional/District/Community Health Centre; Pharmaceutical Depots, Mortuaries etc.	Health Technology	Apr-13	Mar-14	Hospital Revitalisation Grant	Health Facilities Management		1 500			
41	Marnesburg Ems	West Coast	Health Technology	Health Technology	Apr-13	Mar-14	Hospital Revitalisation Grant	Health Facilities Management		1 900			
42	Somerset hospital	Metro West	Health Technology	Health Technology	Apr-13	Mar-14	Hospital Revitalisation Grant	Health Facilities Management		7 000			
43	Robertson Ems	Winelands/ Overberg	Health Technology	Health Technology	Apr-13	Mar-14	Hospital Revitalisation Grant	Health Facilities Management		1 200			
44	Sonstrail	Cape Winelands	Health Technology	Health Technology	Apr-13	Mar-14	Hospital Revitalisation Grant	Health Facilities Management		1 500			
45	Tygerberg Hospital	Metro East	Health Technology	Health Technology	Apr-13	Mar-14	Hospital Revitalisation Grant	Health Facilities Management		12 000			
46	Various HT Projects	Metro West	Health Technology	Health Technology	Apr-13	Mar-16	Hospital Revitalisation Grant	Health Facilities Management		6 600	4 105		
47	Various HT Projects	Metro West	Health Technology	Health Technology	Apr-12	Mar-16	Hospital Revitalisation Grant	Health Facilities Management	73 800	4 243	7 405		
48	Various HT Projects	Metro West	Health Technology	Health Technology	Apr-12	Mar-13	Hospital Revitalisation Grant	Health Facilities Management	53 400		2 500		
49	Various HT Projects	Metro West	Health Technology	Health Technology	Apr-12	Mar-13	Hospital Revitalisation Grant	Health Facilities Management			7 051		
50	Various HT Projects	Metro West	Health Technology	Health Technology	Apr-12	Mar-13	Hospital Revitalisation Grant	Health Facilities Management			3 530		
51	Athlone Western Cape College of Nursing	Metro West	To convert garages into workshop	To convert garages into workshop	Apr-12	Mar-13	Nurses College Grant	Health Facilities Management	1 576		50		
52	George: Eden Central Karoo College	Eden Central Karoo	Upgrade nurse hostel (York Hostel)	Upgrade nurse hostel (York Hostel)	Apr-13	Dec-15	Nurses College Grant	Health Facilities Management	10 000		400	2 000	2 500
53	Strikland Nurse College	Metro East	College renovations	College renovations	Apr-12	Jul-14	Nurses College Grant	Health Facilities Management	2 250		2 000		

No.	Project name	Municipality / Region	Type of infrastructure Regional/District/Central Hospital; Clinic; Community Health Centres; Pharmaceutical Depots; Mortuary etc. Erica Hostel Upgrades	Units (i.e. number of beds or facilities)	Project duration		Budget programme name	Total project cost	Estimated expenditure to date from previous years	Total available		MTEF Forward Estimates	
					Date: Start	Date: Finish				2013/14	MTEF 2014/15	MTEF 2015/16	
54	Worcester: Boland Nurse College	Winielands/ Overberg	Depts. Mortuary etc. Erica Hostel Upgrades	Apr-12	Aug-14		Nurses College Grant Management	9 000		3 000	5 000		
Total rehabilitation, Renovations and refurbishments													
Health Infrastructure Grant													
1	TO BE IDENTIFIED		Maintenance to various facilities to be identified	Maintenance to various facilities to be identified	Apr-13	Mar-20	Health Infrastructure Grant	120 286		10 000	12 000		15 000
2	Observatory Groote Schuur Hospital	Metro West	CPD K Floor Refurbishment	CPD K Floor Refurbishment	Apr-15	May-18	Hospital Revitalisation Grant	10 000				500	
3	Various facilities		Maintenance to various facilities to be identified	Maintenance to various facilities to be identified	Apr-13	Mar-20	Hospital Revitalisation Grant	220 400		25 600	28 000		30 000
4	Various PHC facilities	Eldo/Central Katoe	Maintenance to various facilities to be identified	Maintenance to various facilities to be identified	Apr-13	Mar-20	Hospital Revitalisation Grant	340 000		30 000	32 500		45 000
5	Worcester: Boland Nurse College	Winielands/ Overberg	Erica Hostel maintenance	Erica Hostel maintenance	Apr-13	Mar-15	Nurses College Grant Management	4 812		1 000	2 700		1 112
Total maintenance and repairs													
								695 498		66 600	75 200		91 612

TENDERS

N.B. Tenders for commodities/services, the estimated value of which exceeds R20 000, are published in the Government Tender Bulletin, which is obtainable from the Government Printer, Private Bag X85, Pretoria, on payment of a subscription.

TENDERS

L.W. Tenders vir kommoditeite/dienste waarvan die beraamde waarde meer as R20 000 beloop, word in die Staatstenderbulletin gepubliseer wat by die Staatsdrukker, Privaatsak X85, Pretoria, teen betaling van 'n inskrywingsfooi verkrygbaar is.

NOTICES OF LOCAL AUTHORITIES

CITY OF CAPE TOWN
(HELDERBERG DISTRICT)

AMENDMENT OF THE CAPE TOWN SPATIAL DEVELOPMENT FRAMEWORK, PERMISSION FOR A CHANGE IN DESIGNATION, REZONING AND SUBDIVISION

- Portion 15 of Stellenbosch Farm 653, c/o Baden Powell and N2, Firgrove

Notice is hereby given in terms of Sections 4(7) of Ordinance No. 15 of 1985, 34(b) of the Municipal Systems Act, No. 32 of 2000 and Sections 17 & 24 of Ordinance No. 15 of 1985 that the undermentioned application has been received and is open to inspection at the Office of the District Manager at the First Floor, Municipal Offices, c/o Victoria & Andries Pretorius Streets, Somerset West. Enquiries may be directed to Renee Arendse/Jurgen Neubert, PO Box 19, Somerset West, e-mail to comments_objections.helderberg@capetown.gov.za, Tel. (021) 850-4346 or fax (021) 850-4487 weekdays during 08:00-14:30. Any objections, with full reasons therefor, may be lodged in writing at the Office of the abovementioned District Manager on or before 23 September 2013, quoting the above relevant legislation, the application number and the objector's erf and phone numbers and address. Any objections received after aforementioned closing date may be considered invalid.

Applicant: Messrs Urban Dynamics Western Cape (G Swart)

Owner: Tuscan Mood 158 (Pty) Ltd

Application number: 186450

Notice number: 19/2013

Address: c/o Baden Powell and N2, Firgrove

Nature of Application:

- (a) The amendment of the Cape Town Spatial Development Framework (CTSDF) to permit a change in designation from Core 1 and Buffer 2 to Urban Development and Core 1, of Portion 15 of Stellenbosch Farm No. 653 (Vergenoegd), c/o Baden Powell Drive and National Road No. 2, Firgrove;
- (b) The amendment of the Cape Town Spatial Development Framework (CTSDF) to permit an amendment of the Urban Edge, for the inclusion of Portion 15 of Stellenbosch Farm No. 653 (Vergenoegd) within the said urban edge;
- (c) The permission for a change in designation in the Cape Town Spatial Development Framework from Core 1 and Buffer 2 to Urban Development and Core 1, of Portion 15 of the Stellenbosch Farm 653 (Vergenoegd);
- (d) Permission for an amendment of the Cape Town Spatial Development Framework to permit an amendment of the Urban Edge, for the inclusion of Portion 15 of Stellenbosch Farm No. 653 (Vergenoegd) within the said urban edge;
- (e) The rezoning of Portion 15 of Stellenbosch Farm No. 653 (Vergenoegd) from Agricultural Zone I to Subdivisional area, to allow for the development thereof for Business Zone IV, Open Space Zone III, Open Space Zone II, Open Space Zone I, Transport Zone II and Private Road purposes;
- (f) The subdivision of Portion 15 of Stellenbosch Farm 653 (Vergenoegd) into 50 Business Zone IV portions, 2 Open Space Zone III portions, 1 Open Space Zone II portion, 5 Open Space Zone I portions, 1 Transport Zone II and 4 Private Road portions;
- (g) The subdivision of Portion 15 of Stellenbosch Farm 653 (Vergenoegd) into 3 development phases, Phase 1, 2 and 3, approximately 54.89ha, 34.76ha and 5.79ha respectively.

ACHMAT EBRAHIM, CITY MANAGER

23 August 2013

53028

KENNISGEWING DEUR PLAASLIKE OWERHEDE

STAD KAAPSTAD
(HELDERBERG-DISTRIK)

WYSIGING VAN DIE KAAPSTADSE RUIMTELIKE ONTWIKKELINGSRAAMWERK, TOESTEMMING VIR 'N VERANDERING IN BENOEMING, HERSONERING EN ONDERVERDELING

- Gedeelte 15 van Stellenbosch-plaas 653, h/v Baden Powell en die N2, Firgrove

Kennisgewing geskied hiermee ingevolge Artikels 4(7) van Ordonnansie Nr. 15 van 1985, 34(b) van die Wet op Munisipale Stelsels (Wet 32 van 2000) en Artikels 17 en 24 van Ordonnansie Nr. 15 van 1985, dat onderstaande aansoek ontvang en ter insae beskikbaar is by die Kantoor van die Distrikbestuurder, Eerste Verdieping, Munisipale Kantore, h/v Victoria- en Andries Pretoriusstraat, Somerset-West. Navrae kan gerig word aan Renee Arendse of Jurgen Neubert by Posbus 19, Somerset-Wes, per e-pos na comments_objections.helderberg@capetown.gov.za, Tel. (021) 850-4346 of faks (021) 850-4487, weeksdae van 08:00-14:30. Enige besware, met volledige redes daarvoor, kan voor of op 23 September 2013 skriftelik by die Kantoor van bogenoemde Distrikbestuurder ingedien word, met vermelding van die toepaslike wetgewing, die aansoeknommer en die beswaarmaker se erf- en telefoonnummer en adres. Enige besware wat ná voormalde sluitingsdatum ontvang word, kan ongeldig geag word.

Aansoeker: Mnre Urban Dynamics Western Cape (G Swart)

Eienaar: Tuscan Mood 158 (Edms) Bpk

Aansoeknommer: 186450

Kennisgewingnommer: 19/2013

Adres: h/v Baden Powell en die N2, Firgrove

Aard van aansoek:

- (a) Die wysiging van die Kaapstadse Ruimtelike Ontwikkelingsraamwerk (CTSDF) om 'n verandering in benoeming van kern 1 en buffer 2 na stedelike ontwikkeling en kern 1 van gedeelte 15 van Stellenbosch-plaas 653 (Vergenoegd), h/v Baden Powell-rylaan en Nasionale Pad 2, Firgrove toe te laat;
- (b) Die wysiging van die Kaapstadse Ruimtelike Ontwikkelingsraamwerk (CTSDF) om 'n wysiging van die stedelike rand, vir die insluiting van gedeelte 15 van Stellenbosch-plaas 653 (Vergenoegd) binne die genoemde stedelike rand, toe te laat;
- (c) Toestemming vir 'n verandering in benoeming in die Kaapstadse Ruimtelike Ontwikkelingsraamwerk van kern 1 en buffer 2 na stedelike ontwikkeling en kern 1 van gedeelte 15 van Stellenbosch-plaas 653 (Vergenoegd);
- (d) Toestemming vir 'n wysiging van die Kaapstadse Ruimtelike Ontwikkelingsraamwerk om 'n wysiging van die stedelike rand, vir die insluiting van gedeelte 15 van Stellenbosch-plaas 653 (Vergenoegd) binne die genoemde stedelike rand, toe te laat;
- (e) Die hersonering van gedeelte 15 van Stellenbosch-plaas 653 (Vergenoegd) van landbousone I na onderverdelingsgebied, om voorstiening te maak vir die ontwikkeling daarvan vir sakesone IV, oopruimtesone III, oopruimtesone II, oopruimtesone I, vervoersone II en privaatpaddoeleindes;
- (f) Die onderverdeling van gedeelte 15 van Stellenbosch-plaas 653 (Vergenoegd) in 50 sakesone IV-gedeeltes, twee oopruimtesone III-gedeeltes, een oopruimtesone II-gedeelte, vyf oopruimtesone I-gedeeltes, een vervoersone II en vier privaatpadgedeeltes;
- (g) Die onderverdeling van gedeelte 15 van Stellenbosch-plaas 653 (Vergenoegd) in drie ontwikkelingsfasies, fase 1, 2 en 3, onderskeidelik ongeveer 54.89ha, 34.76ha en 5.79ha groot.

ACHMAT EBRAHIM, STADSBESTUURDER

23 Augustus 2013

53028

CITY OF CAPE TOWN
 (KHAYELITSHA/MITCHELLS PLAIN DISTRICT)
 REZONING & SUBDIVISION
 • Erven 18332 & 37260, c/o Lansdowne & Spine Roads,
 Khayelitsha

Notice is hereby given in terms of Sections 17(2)(a) & 24(2)(a) of the Land Use Planning Ordinance, 1985 (Ordinance No. 15 of 1985) that Council has received the undermentioned application, which is open to inspection at the Office of the District Manager at Stocks and Stocks Complex, c/o Ntlazane and Ntlakohla Streets, Ilitha Park, Khayelitsha. Enquiries may be directed to Mr HR Dhansay, postal address: Private Bag X93, Bellville 7535, e-mail: hifzul-rahmaan.dhansay@capetown.gov.za, Tel. (021) 360-3205, Tel. (021) 360-1113 weekdays during 08:00-14:30. Any objections, with full reasons therefor, may be lodged in writing at the Office of the abovementioned District Manager (or by using the following e-mail address: comments_objections.khayemitch@capetown.gov.za on or before 23 September 2013, quoting the above relevant legislation, the application number and the objector's erf and phone numbers and address. Any objections received after aforementioned closing date may be considered invalid.

Owner: City of Cape Town

Applicant: Jono Trust

Application No.: 233114

Nature of Application: Application for Rezoning from Undetermined to Subdivisional Area (Single Residential Zone 2, Community Zone 1, Open Space Zone 2, Utility Zone, Limited Use Zone, Transport Zone 2) in terms of Section 17(1) of the Land Use Planning Ordinance, No. 15 of 1985.

Application for Subdivision into 370 Single Residential Zone II, 1 Open Space Zone II, 1 Community Zone 1, 1 Limited Use Zone, 1 Utility Zone, & Remainder Public Roads in terms of Section 24(1) of the Land Use Planning Ordinance, No. 15 of 1985.

ACHMAT EBRAHIM, CITY MANAGER

23 August 2013 53027

CITY OF CAPE TOWN
 (SOUTHERN DISTRICT)
 CLOSURE
 • Public Place, Erf 6480, Grassy Park

Notice is hereby given in terms of Section 6(1) of the By-law relating to the Management and Administration of the City of Cape Town's Immovable Property, that the City of Cape Town has closed a Public Place, being Erf 6480, Grassy Park. Such closure is effective from the date of publication of this notice. (S.G. Ref S/5908/15/2 v2 p35) (File MISC Erf 6480 Grassy Park)

ACHMAT EBRAHIM, CITY MANAGER

23 August 2013 53029

CITY OF CAPE TOWN
 CLOSING OF PUBLIC PLACE, ERF 19378,
 CAPE TOWN

Notice is hereby given in terms of Section 137(1) of the Municipal Ordinance No. 20 of 1974 that Public Place Erf 19378, Cape Town has been closed. (SG Ref.: S/15581/1 v2 p.254)

A EBRAHIM, CITY MANAGER

23 August 2013 53

STAD KAAPSTAD
 (KHAYELITSHA-/MITCHELLS PLEIN-DISTRIK)
 HERSONERING EN ONDERVERDELING
 • Erwe 18332 en 37260, h/v Lansdowne- en Spineweg,
 Khayelitsha

Kennis geskied hiermee ingevolge Artikels 17(2)(a) en 24(2)(a) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie Nr. 15 van 1985) dat die Raad die onderstaande aansoek ontvang het, wat ter insae beskikbaar is by die Kantoor van die Distrikbestuurder by die Stocks en Stocks Kompleks, h/v Ntlazane- en Ntlakohlastraat, Ilitha Park, Khayelitsha. Navrae kan gerig word aan mnr HR Dhansay, posadres: Privaatsak X93, Bellville 7535, e-pos: hifzul-rahmaan.dhansay@capetown.gov.za, Tel. (021) 360-3205, Tel. (021) 360-1113 weeksdae tussen 08:00-14:30. Enige besware, met volledige redes, kan skriftelik ingedien word by die Kantoor van die bogenoemde Distrikbestuurder (of deur die volgende e-posadres te gebruik): comments_objections.khayemitch@capetown.gov.za voor of op 23 September 2013, met vermelding van die bogenoemde toepaslike wetgewing, die aansoeknommer, en die beswaarmaker se erf- en telefoonnummers en adres. Enige besware wat ná die voormalde sluitingsdatum ontvang word, kan as ongeldig geag word.

Eienaar: Stad Kaapstad

Aansoeker: Jono Trust

Aansoeknommer: 233114

Aard van aansoek: Aansoek om hersonering van onbepaald na onderverdelingsgebied (enkelresidensiële sone 2, gemeenskapsone 1, oopruimtesone 2, nutsdienssone, beperktegebruiksone, vervoersone 2) ingevolge Artikel 17(1) van die Ordonnansie op Grondgebruikbeplanning, Nr. 15 van 1985.

Aansoek om onderverdeling in 370 enkelresidensiële sone II, 1 oopruimtesone II, 1 gemeenskapsone 1, 1 beperkte gebruiksone, 1 nutsdienssone, en restant openbare paaie ingevolge Artikel 24(1) van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie Nr. 15 van 1985).

ACHMAT EBRAHIM, STADSBESTUURDER

23 Augustus 2013 53027

STAD KAAPSTAD
 (SUIDELIKE DISTRIK)
 SLUITING
 • Openbare Plek, Erf 6480, Grassy Park

Kennis geskied hiermee ingevolge Artikel 6(1) van die Verordening op die Bestuur en Administrasie van die Stad Kaapstad se Onroerende Eiendom dat die Stad Kaapstad 'n openbare plek, synde erf 6480, Grassy Park, gesluit het. Hierdie sluiting tree op die publikasiedatum van hierdie kennisgewing in werking. (S.G. verw. S/5908/15/2 v2 p35) (Lêer MISC Erf 6480 Grassy Park)

ACHMAT EBRAHIM, STADSBESTUURDER

23 Augustus 2013 53029

STAD KAAPSTAD
 SLUITING VAN PUBLIEKE PLEK, ERF 19378,
 KAAPSTAD

Kennis geskied hiermee ingevolge Klousule 137(1) van die Municipale Ordonnansie Nr. 20 van 1974 dat Publieke Plek Erf 19378, Kaapstad gesluit is. (LG Verw.: S/15581/1 v2 p.254)

A EBRAHIM, STADSBESTUURDER

23 Augustus 2013 53047

CITY OF CAPE TOWN
(KHAYELITSHA/MITCHELLS PLAIN DISTRICT)
SUBDIVISION & REZONING
• Cape Farm 1499, Portion 2, Philippi

Notice is hereby given in terms of Sections 17(2)(a) & 23(1) of the Land Use Planning Ordinance No. 15 of 1985 (Ordinance No. 15 of 1985), that the undermentioned application has been received and is open to inspection at the Office of the District Manager at Stocks & Stocks, c/o Ntlazane & Ntlakohlaza Streets, Ilitha Park, Khayelitsha. Enquiries may be directed to Nabeel Bassadien, Private Bag X93, Bellville 7535 and Stocks & Stocks, c/o Ntlazane & Ntlakohlaza Streets, Ilitha Park, Khayelitsha, e-mail Nabeel.Bassadien@capetown.gov.za, Tel. (021) 360-3226 and (021) 360-1113 weekdays during the hours of 08:00 to 14:30. Any objections, with full reasons therefor, may be lodged in writing at the Office of the abovementioned District Manager (or by using the following e-mail address: comments_objections.khayemitch@capetown.gov.za on or before 23 September 2013 quoting the above relevant legislation, the application number and the objector's erf and phone numbers and address. Any objections received after aforementioned closing date may be considered invalid.

Applicant: Jono Trust Professional Planners (Mark Job)

Application number: 233089

Address: New Eisleben Road, Philippi

Nature of Application:

1. Application for Subdivision into two (2) portions: Portion A ($\pm 1.56\text{ha}$) & Portion B ($\pm 2.58\text{ha}$, remainder) in terms of Section 23(1) of the Land Use Planning Ordinance No. 15 of 1985 (Ordinance No. 15 of 1985), as per Subdivision Plan No. Cape Farm 1499/2 dated August 2013.
2. Application for Rezoning of Portion A ($\pm 1.56\text{ha}$, remainder) in terms of Section 17(1) of the Land Use Planning Ordinance No. 15 of 1985 (Ordinance No. 15 of 1985) from Agriculture to Utility Zone (Authority Use) to permit a police station.
3. Application for Rezoning of Portion B ($\pm 2.58\text{ha}$) in terms of Section 17(1) of the Land Use Planning Ordinance No. 15 of 1985 (Ordinance No. 15 of 1985) from Agriculture to Community Zone 1 (CO1) to permit a Place of Instruction (primary school).

ACHMAT EBRAHIM, CITY MANAGER

23 August 2013

53026

STAD KAAPSTAD

(KHAYELITSHA-/MITCHELLS PLEIN-DISTRIK)
ONDERVERDELING EN HERSONERING
• Kaapse Plaas 1499, Gedeelte 2, Philippi

Kennisgewing geskied hiermee ingevolge Artikels 17(2)(a) en 23(1) van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie Nr. 15 van 1985), dat onderstaande aansoek ontvang en ter insae beskikbaar is by die Kantoer van die Distrikbestuurder by Stocks & Stocks, h/v Ntlazane- en Ntlakohlazastraat, Ilitha Park, Khayelitsha. Navrae kan gerig word aan Nabeel Bassadien, Privaatsak X93, Bellville 7535 en Stocks & Stocks, h/v Ntlazane- en Ntlakohlazastraat, Ilitha Park, Khayelitsha, e-pos: Nabeel.Bassadien@capetown.gov.za, Tel. (021) 360-3226 en (021) 360-1113 op weeksdae van 08:00-14:30. Enige besware, met volledige redes daarvoor, kan voor of op 23 September 2013 skriftelik by die Kantoer van bogenoemde Distrikbestuurder ingedien word, of per e-pos na comments_objections.khayemitch@capetown.gov.za gestuur word, met vermelding van bogenoemde toepaslike wetgewing, die aansoeknommer en die beswaarmaker se erf- en telefoonnummer en adres. Enige besware wat ná voormalde sluitingsdatum ontvang word, kan ongeldig geag word.

Aansoeker: Jono Trust Professional Planners (Mark Job)

Aansoeknommer: 233089

Adres: New Eislebenweg, Philippi

Aard van aansoek:

1. Aansoek om onderverdeling in twee (2) gedeeltes: Gedeelte A ($\pm 1.56\text{ha}$) en gedeelte B ($\pm 2.58\text{ha}$, restant) ingevolge Artikel 23(1) van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie Nr. 15 van 1985) volgens onderverdelingsplan Kaapse Plaas Nr. 1499/2 gedateer Augustus 2013.
2. Aansoek om hersonering van gedeelte A ($\pm 1.56\text{ha}$, restant) ingevolge Artikel 17(1) van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie Nr. 15 van 1985) van landbousone na nutssone (owerheidsgebruik) om 'n polisiesatasie toe te laat.
3. Aansoek om hersonering van gedeelte B ($\pm 2.58\text{ha}$) ingevolge Artikel 17(1) van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie Nr. 15 van 1985) van Landbousone na Gemeenskapsone (CO1) om 'n plek van onderrig (laerskool) toe te laat.

ACHMAT EBRAHIM, STADSBESTUURDER

23 Augustus 2013

53026

BEAUFORT WEST MUNICIPALITY

Notice No. 84/2013

**PROPOSED DEPARTURE ON SCHEME REGULATIONS IN
ORDER TO CONDUCT A SPAZA SHOP: ERF 550,
4 PLEIN STREET, MERWEVILLE**

Notice is hereby given in terms of Section 15(2) of Ordinance 15 of 1985 that the Local Council has received an application from the owner of erf 550, 4 Plein Street, Merweville for the granting of a departure in order to conduct a business of a Spaza Shop from the abovementioned property.

Further details regarding the abovementioned application are available for inspection at the Office of the Director: Corporative Services, 112 Donkin Street, Beaufort West from Mondays to Fridays between 07:30 to 13:00 and 13:45 to 16:15.

Objections, if any, against the proposed departure, must be lodged in writing with the undersigned by not later than FRIDAY, 13 SEPTEMBER 2013 stating full reasons for such objections.

AC MAKENDLANA, ACTING MUNICIPAL MANAGER, MUNICIPAL OFFICE, 112 DONKIN STREET, BEAUFORT WEST 6970

[12/3/2]

23 August 2013

53046

MUNISIPALITEIT BEAUFORT-WES

Kennisgewingnr. 84/2013

**VOORGESTELDE AFWYKING VAN SKEMAREGULASIES TEN
EINDE 'N HUISWINKEL TE BEDRYF: ERF 550,
PLEINSTRAAT 4, MERWEVILLE**

Kennisgewing geskied hiermee ingevolge Artikel 15(2) van Ordonnansie 15 van 1985 dat die Plaaslike Raad 'n aansoek ontvang het van die eienaar van erf 550, Pleinstaat 4, Merweville vir die toestaan van 'n afwykende grondgebruik ten einde 'n huiswinkel vanaf die voormalde eiendom te bedryf.

Volledige besonderhede met betrekking tot die bogemelde aansoek lê ter insae by die Kantoer van die Direkteur: Korporatiewe Dienste, Donkinstraat 112, Beaufort-Wes vanaf Maandae tot Vrydae tussen 07:30 tot 13:00 en 13:45 tot 16:15.

Besware, indien enige, teen die voorgestelde afwyking, moet skriftelik en met vermelding van volledige redes vir sodanige besware, by die ondergetekende ingedien word voor of op VRYDAG, 13 SEPTEMBER 2013.

AC MAKENDLANA, WAARNEMENDE MUNISIPALE BESTUURDER, MUNISIPALE KANTOOR, DONKINSRAAT 112, BEAUFORT-WES 6970

[12/3/2]

23 Augustus 2013

53046

**CITY OF CAPE TOWN
(SOUTHERN DISTRICT)**

REMOVAL OF RESTRICTIVE TITLE DEED CONDITIONS AND DEPARTURES

- Erf 97269, Cape Town at Claremont, 2 Leslie Road (*second placement*)

Notice is hereby given in terms of the provisions of Section 3(6) of the Removal of Restrictions Act, 1967 (Act 84 of 1967), and Section 15 of the Land Use Planning Ordinance (Ordinance No. 15 of 1985), that Council has received the undermentioned application, which is open to inspection at the Office of the District Manager, Department: Planning & Building Development Management, City of Cape Town, 1st Floor, 3 Victoria Road, Plumstead, and any enquiries may be directed to Muneerah Slamat, from 08:30-14:30 Monday to Friday. The application is also open for inspection at the Office of the Director: Integrated Environmental Management: Region B1, Provincial Government of the Western Cape at the "Utilitas Building", Room 601, No. 1 Dorp Street, Cape Town, from 08:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at (021) 483-3009 and the Directorate's fax number is (021) 483-3098. Any objections and/or comments, with full reasons therefor, must be submitted in writing at both (1) the Office of the District Manager, Department: Planning & Building Development Management, City of Cape Town, Private Bag X5, Plumstead 7801 or fax (021) 710-8283 or e-mailed to comments_objections.southern@capetown.gov.za quoting the above Ordinance, the belowmentioned reference/application number and the objector's erf, phone numbers & address and (2) the Director: Integrated Environmental Management, at Private Bag X9086, Cape Town 8000, on or before the closing date, quoting the above Act and Ordinance, the undermentioned reference number, and the objector's erf, phone numbers and address. Objections and comments may also be hand-delivered to the abovementioned street addresses by no later than the closing date. If your response is not sent to these addresses and/or fax number, and if, as a consequence it arrives later, it may be deemed invalid. For any further information, contact Miss Muneerah Slamat, Tel. (021) 710-9362. The closing date for objections and/or comments is 23 September 2013.

Application No.: 228361. *Address:* 2 Leslie Road, Claremont

Applicant: Architect Assist

Owner: Edmund Christian Greiner & Karen Jane Mann-Greiner

Nature of application:

1. Removal of restrictive title deed conditions, to enable the owner to make additions to the existing dwelling and erect a second building (storeroom) and carport on the property. The "built upon" area will be increased and the street and lateral building line restrictions will be encroached upon.
2. Departure from the former Cape Town Zoning Scheme Regulations:
 - Section 47(1): To permit the Dwelling House and carport to be set back 2.34m and 0.725m respectively from Leslie Road.

ACHMAT EBRAHIM, CITY MANAGER

23 August 2013

53031

**STAD KAAPSTAD
(SUIDELIKE DISTRIK)**

OPHEFFING VAN BEPERKENDE TITELAKTEVOORWAARDES EN AFWYKINGS

- Erf 97269, Kaapstad te Claremont, Leslieweg 2 (*tweede plasing*)

Kennisgewing geskied hiermee ingevolge Artikel 3(6) van die Wet op Opheffing van Beperkings (Wet 84 van 1967) en Artikel 15 van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie Nr. 15 van 1985), dat die Raad onderstaande aansoek ontvang het en dat dit ter insae beskikbaar is by die Kantoer van die Distrikbestuurder, Departement Beplanning en Bou-ontwikkelingsbestuur, Stad Kaapstad, Eerste Verdieping, Victoriaweg 3, Plumstead en enige navrae kan van 08:30-14:30, Maandag tot Vrydag, gerig word aan Muneerah Slamat. Die aansoek is ook op weeksdae van 08:00-12:30 en 13:00-15:30 ter insae beskikbaar by die Kantoer van die Direkteur: Geïntegreerde Omgewingsbestuur: Street B1, Provinciale Regering van die Wes-Kaap, Kamer 601, Utilitas-gebou, Dorpstraat 1, Kaapstad. Telefoniese navrae in dié verband kan aan (021) 483-3009 gerig word en die Direktoraat se faksnommer is (021) 483-3098. Enige besware en/of kommentaar, met volledige redes daarvoor, moet voor of op die sluitingsdatum skriftelik aan sowel (1) die Kantoer van die Distrikbestuurder, Departement Beplanning en Bou-ontwikkelingsbestuur, Stad Kaapstad, Privaatsak X5, Plumstead 7801, gerig word, na (021) 710-8283 gefaks word, of per e-pos aan comments_objections.southern@capetown.gov.za gestuur word, met vermelding van bogenoemde toepaslike wetgewing, onderstaande verwysings-/aansoeknommer en die beswaarmaker se erf- en telefoonnummer en adres as (2) die Direkteur: Geïntegreerde Omgewingsbestuur, Privaatsak X9086, Kaapstad 8000, met vermelding van bogenoemde wetgewing, onderstaande verwysingsnommer en die beswaarmaker se erf- en telefoonnummer en adres. Besware en kommentaar kan ook voor of op die sluitingsdatum per hand by bogenoemde straatadresse afgelewer word. As u reaksie nie na dié adresse en/of faksnommer gestuur word nie en gevoldig laat ontvang word, sal dit ongeldig geag word. Om nadere inligting, skakel me Muneerah Slamat, Tel. (021) 710-9362. Die sluitingsdatum vir besware en kommentaar is 23 September 2013.

Aansoeknommer: 228361. *Adres:* Leslieweg 2, Claremont

Aansoeker: Architect Assist

Eienaar: Edmund Christian Greiner en Karen Jane Mann-Greiner

Aard van aansoek:

1. Opheffing van beperkende titelaktevoorwaardes om die eienaar in staat te stel om aanbouings aan die bestaande woning te maak en 'n tweede gebou (stoorkamer) en motoraf dak op die eiendom op te rig. Die beboude gebied sal toeneem en die straat- en syboulynbeperkings sal oorskry word.
2. Afwyking van die vorige Kaapstadse Soneringskemaregulasies:
 - Artikel 47(1): Om 'n inspriving van 2.34m en 0.725m onderskeidelik vir die woning en motoraf dak vanaf Leslieweg toe te laat.

ACHMAT EBRAHIM, STADSBESTUURDER

23 Augustus 2013

53031

**CITY OF CAPE TOWN
(SOUTHERN DISTRICT)**

UKUSUSWA KWEMIQATHANGO ETHINTELAYO YETAYTILE NOTYESHELO LWEMIQATHANGO

- Isiza 97269, eKapa e-Claremont, 2 Leslie Road (*sikhutshwa okwesibini*)

Kukhutshwa isaziso ngoku ngokungqinelana neCandelo 3(6) loMthetho wokuSuswa kweziThintelo, uMthetho 84 wango-1967 namaCandelo 15 nelama-24 oMmiselo woCwangciso loSetyenziso loMhlaba onguNomb. 15 wango-1985), ukuba iBhunga lisifumene esi sicelo sikhankanywe ngezantsi, nesivulelekileyo ukuba sihlolwe kwi-ofisi yoMphathi weSithili, iSebe: loLawulo loCwangciso nolwaKhiwo lwezaKhiwo, isiXeko saseKapa, uMgangatho woku-1, 3 Victoria Road, Plumstead, kwaye nayiphina imibuzo ingajoliswa ku-Muneerah Slamat, ukususela nge-08:30 ukuya kwi-14:30, ngoMvulo -ngoLwesihlanu. Esi sicelo sikhavulelekile ukuba sihlolwe kwi-ofisi yoMlawuli: ULawulo oluHlanganisiweyo lokusiNgqongileyo INgingqi B1, uRhulumente woPhondo leNtshona Koloni, kwisakhiwo i-Utilitas Building, kwiGumbi 601, Nomb 1 Dorp Street, eKapa, ukususela ngeye-08:00-12:30 neyo-13:00-15:30 (ngoMvulo ukuya ngoLwesihlanu). Imibuzo ngomnxeba malunga noku ingenziwa kwa-(021) 483-3009 kwaye inombolo yefeksi yeCandelo loLawulo ngu-(021) 483-3098. Naziphina izichaso, nezizathu ezizeleyo zoko, mazingeniswe ngokubhaliweyo kuzo zombini ezi ofisi, (1) eyoMphathi weSithili, iSebe: loLawulo loCwangciso noLwakhiwo lwezaKhiwo, kwisiXeko saseKapa, Private Bag X5, Plumstead 7801 okanye kule nomblo yefeksi (021) 710-8283 okanye kuthunyelwe i-imeyile kwa-comments_objections.southern@capetown.gov.za kucatshulwa lo Mmiselo ungentla, le nombolo ikhankanywe ngezantsi yesalathisi/yesicelo kwakunye nenombolo yesiza, iinombolo yomnxeba nedilesi (2) uMlawuli: woLawulo oluHlangeneyo lokusiNgqongileyo kwa-Private Bag X9086, Cape Town 8000, ngomhla wokuvala okanye ngaphambili kwavo, kucatshulwa lo Mthetho nalo Mmiselo ungentla, inombolo yesalathisi ekhankanywe ngezantsi, nenombolo yesiza somchasi, iinombolo zomnxeba kwakunye nedilesi. Izicelo zenkaso nezimvo zingangeniwa ngesandla kwezi dilesi zikhankanywe ngentla ungdululanga umhla wokuvala. Ukuba impendulo yakho ayithunyelwanga kwezi kunye/okanye inombolo yefeksi, kwaye ukuba, ngenxa yoko ifika emva kwexesa, iya kuthathwa njengengekho mthethweni. Ngengaciso engenye, qhagamshelana noNkosikazi Muneerah Slamat, kule nombolo yomnxeba (021) 710-9362. Umhla wokuvala wezichaso kunye/okanye ngowama-23 Septemba 2013.

Inombolo yesicelo: 228361

Idilesi: 2 Leslie Road, Claremont

Umfaki-sicelo: Architect Assist

Umnini: Edmund Christian Greiner & Karen Jane Mann-Greiner

Uhlobo lwasicelo:

1. UKUSUSWA KWEMIQATHANGO ETHINTELAYO, ukwenzela ukuba umnini abe nakho ukwandisa isakhiwo kwindawo yokuhlala ekhoyo nokwakha isakhiwo sesibini (igumbi lokugcina izinto) ndawo eyogqunyiweyo kule ndawo. Kuza kwandiswa indawo ekuza kokhiwa phezu kwayo kwaye kungenelewa imida yesakhiwo sesitalo nescaleni.
2. Utyeshelo loMqathango kwiMigaqo yangaphambili yeNkqubo yoCando yaseKapa: Icandelo 47(1): Ukwenzela kuvumeleke ukuba iNdlo eyiNdawo yokuHlala kwakunye nendawo eyogqunyiweyo yokupaka imoto zibuyiselwe umva nge-2.34m ne-0.725m ngokulandelana kwazo ukusuka e-Leslie Road.

ACHMAT EBRAHIM, CITY MANAGER

23 Agasti 2013

53031

**CITY OF CAPE TOWN
(TABLE BAY DISTRICT)**

REZONING, SUBDIVISION AND DEPARTURE(S)

- Erf 30331, 10 Molenvliet Road, Observatory

Notice is hereby given in terms of Sections 17, 24 & 15 of the Land Use Planning Ordinance (Ordinance No. 15 of 1985), that the undermentioned application has been received and is open to inspection at the Office of the District Manager: Table Bay District at 2nd Floor, Media City, cnr Hertzog Boulevard & Heerengracht, Cape Town, and that any enquiries may be directed to Ms Juliet Leslie, Planning & Building Development Management, PO Box 4529, Cape Town 8000 or 2nd Floor, Media City, cnr Hertzog Boulevard & Heerengracht, Cape Town, e-mail address: juliet.leslie@capetown.gov.za, Tel. (021) 400-6450 or fax (021) 419-4694, weekdays during 08:00-14:30. Any objections, with full reasons, may be lodged in writing at the Office of the above-mentioned District Manager: Table Bay District at 2nd Floor, Media City, cnr Hertzog Boulevard & Heerengracht, Cape Town, and may be directed to Juliet Leslie at Planning & Building Development Management, PO Box 4529, Cape Town 8000 or 2nd Floor, Media City, cnr Hertzog Boulevard & Heerengracht, Cape Town, or e-mail your comments/objections to: comments_objections.tablebay@capetown.gov.za, Tel. (021) 400-6450 or fax (021) 419-4694 on or before 23 September 2013, quoting the above Act and the objector's erf number. Any objections received after aforementioned closing date may be disregarded.

Applicant: Arthur Tsimitakopoulos

Application number: 230438

Nature of Application: This application is for the rezoning of the property from Community Zone (CO1) to Single Residential (SR1), subdivision of the property into 12 portions (11 single dwellings proposed and one private road), departures to permit the garages to be 1.0m in lieu of 1.5m from the proposed private road and approval to permit development within a Heritage Protection Overlay Zone.

ACHMAT EBRAHIM, CITY MANAGER

23 August 2013

53032

STAD KAAPSTAD

(TAFELBAAI-DISTRIK)

HERSONERING, ONDERVERDELING EN AFWYKING(S)

- Erf 30331, Molenvlietweg 10, Observatory

Kennisgewing geskied hiermee ingevolge Artikels 17, 24 en 15 van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie Nr. 15 van 1985) dat onderstaande aansoek ontvang en ter insae beskikbaar is by die Kantoer van die Distrikbestuurder: Tafelbaai-distrik op die Tweede Verdieping, Media City, h/v Hertzog-boulevard en Heerengracht, Kaapstad en dat enige navrae gerig kan word aan me Juliet Leslie, Beplanning en Bou-ontwikkelingsbestuur, Posbus 4529, Kaapstad 8000 of Tweede Verdieping, Media City, h/v Hertzog-boulevard en Heerengracht, Kaapstad, e-posadres: Juliet.leslie@capetown.gov.za, Tel. (021) 400-6450 of faks (021) 419-4694, weeksdae van 08:00-14:30. Enige besware, met volledige redes, moet voor of op 23 September 2013 skriftelik by die Kantoer van bogenoemde Distrikbestuurder: Tafelbaai-distrik op die Tweede Verdieping, Media City, h/v Hertzog-boulevard en Heerengracht, Kaapstad ingedien word, en kan gerig word aan Juliet Leslie, Beplanning en Bou-ontwikkelingsbestuur, Posbus 4529, Kaapstad 8000 of Tweede Verdieping, Media City, h/v Hertzog-boulevard en Heerengracht, Kaapstad of stuur u kommentaar/besware per e-pos na: comments_objections.tablebay@capetown.gov.za, Tel. (021) 400-6450 of faks (021) 419-4694, met vermelding van bovermelde wetgewing en die beswaarmaker se erfnommer. Enige besware wat ná voormalde sluitingsdatum ontvang word, kan buite rekening gelaat word.

Aansoeker: Arthur Tsimitakopoulos

Aansoeknommer: 230438

Aard van aansoek: Hierdie aansoek is om die hersonering van die eiendom vanaf gemeenskapsonne (CO1) na enkelresidentieel (SR1), onderverdeling van die eiendom in twaalf gedeeltes (elf enkelwonings en een privaat pad word voorgestel) en afwykings om toe te laat dat die motorhuise 1.0m in plaas van 1.5m vanaf die voorgestelde privaat pad geleë is en goedkeuring om ontwikkeling binne 'n oorlegsel vir 'n erfenisbeskermingsone toe te laat.

ACHMAT EBRAHIM, STADSBESTUURDER

23 Augustus 2013

53032

CITY OF CAPE TOWN

(SOUTHERN DISTRICT)

REMOVAL OF RESTRICTIONS, SUBDIVISION AND DEPARTURES

- Erf 96508, Cape Town (*second placement*)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act (Act 84 of 1967), Sections 15 and 24 of the Land Use Planning Ordinance (Ordinance No. 15 of 1985) that the undermentioned application has been received and is open to inspection at the Office of the District Manager, Department: Planning & Building Development Management, City of Cape Town, Ground Floor, 3 Victoria Road, Plumstead (Counter 1.3). Enquiries may be directed to Ms M Slamat, from 08:30-14:30 Monday to Friday. The application is also open for inspection at the Office of the Director: Integrated Environmental Management, Department of Environmental Affairs & Development Planning, Provincial Government of the Western Cape at the Utilitas Building, 1 Dorp Street, Cape Town weekdays from 08:00-12:30 and 13:00-15:30, Tel. (021) 483-8781, fax (021) 483-3098. Any objections and/or comments, with full reasons therefor, must be submitted in writing at both (1) the Office of the District Manager, Department: Planning & Building Development Management, City of Cape Town, Private Bag X5, Plumstead 7801 or faxed to (021) 710-8283 or e-mailed to comments_objections.southern@capetown.gov.za and (2) the Director: Integrated Environmental Management, Department of Environmental Affairs & Development Planning, Provincial Government of the Western Cape at the Utilitas Building, 1 Dorp Street, Cape Town on or before the closing date, quoting, the above Act and Ordinance, the belowmentioned reference/application number, and the objector's erf and phone numbers and address. Objections and comments may also be hand-delivered to the abovementioned street addresses by no later than the closing date. If your response is not sent to these addresses and/or fax number, and if, as a consequence it arrives late, it will be deemed to be invalid. For any further information, contact K Barry, Tel. (021) 710-8205. The closing date for objections and comments is Monday, 23 September 2013.

File Ref: LUM/00/96508

Application No.: 228102

Owner: PN Lacey

Applicant: KA Hodge Professional Land Surveyor

Address: 3 Kildare Road, Newlands

Nature of Application:

1. Removal of restrictive title deed conditions to enable the owner to subdivide the property into 3 portions and construct 3 new double storey residential units on the property (the existing dwelling is to be demolished). The street building line will be encroached upon.
2. To enable the owner to subdivide the property into 3 portions (Portion 1 ±286m², Portion 2 ±250m² and Portion 3 ±273m²).
3. Departures from the former Cape Town Zoning Scheme Regulations:
 - Section 54(2): To permit the first floor with overlooking features to be set back 1.23m in lieu of 2.5m from the north-western common boundary.
 - Section 54(2): To permit a first floor without overlooking features for Portion 1 to be set back 0m in lieu of 1.59m from the north-eastern common boundary with Portion 2.
 - Section 54(2): To permit a first floor without overlooking features for Portion 2 to be set back 0m in lieu of 1m from the north-eastern common boundary with Portion 3.
 - Section 54(2): To permit a first floor without overlooking features for Portion 3 to be set back 1.0m in lieu of 1.25m from the north-eastern common boundary.
4. Consent in terms of Condition B.(b) of title deed T. 30248/1987 to permit more than one building to be erected on the lot.

ACHMAT EBRAHIM, CITY MANAGER

STAD KAAPSTAD

(SUIDELIKE DISTRIK)

OPHEFFING VAN BEPERKINGS, ONDERVERDELING EN AFWYKINGS

• Erf 96508, Kaapstad (*tweede plasing*)

Kennisgewing geskied hiermee ingevolge Artikel 3(6) van die Wet op Opheffing van Beperkings (Wet 84 van 1967) en Artikels 15 en 24 van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie Nr. 15 van 1985), dat onderstaande aansoek ontvang en ter insae beskikbaar is by die Kantoor van die Distrikbestuurder, Departement Beplanning en Bou-ontwikkelingsbestuur, Stad Kaapstad, Grondverdieping, Victoriaweg 3, Plumstead (Toonbank 1.3). Navrae kan van 08:30-14:30, Maandag tot Vrydag, aan me M Slamat gerig word. Die aansoek is ook op weeksdae van 08:00-12:30 en 13:00-15:30 ter insae beskikbaar by die Kantoor van die Direkteur: Geïntegreerde Omgewingsbestuur, Departement van Omgewingsake en Ontwikkelingsbeplanning, Provinsiale Regering van die Wes-Kaap, Utilitas-gebou, Dorpstraat 1, Kaapstad, Tel. (021) 483-8781 of faks (021) 483-3098. Enige besware en/of kommentaar, met volledige redes daarvoor, moet voor of op die sluitingsdatum skriftelik aan sowel (1) die Kantoor van die Distrikbestuurder, Departement Beplanning en Bou-ontwikkelingsbestuur, Stad Kaapstad, Privaatsak X5, Plumstead 7801 gerig word, gefaks word na (021) 710-8283 of per e-pos gestuur word aan comments_objections.southern@capetown.gov.za as (2) die Direkteur: Geïntegreerde Omgewingsbestuur, Departement van Omgewingsake en Ontwikkelingsbeplanning, Provinsiale Regering van die Wes-Kaap, Utilitas-gebou, Dorpstraat 1, Kaapstad gestuur word, met vermelding van bogenoemde wetgewing, onderstaande verwysings-/aansoeknommer en die beswaarmaker se erf- en telefoonnummer en adres. Besware en kommentaar kan ook voor of op die sluitingsdatum per hand by bogenoemde straatadresse afgelewer word. As u reaksie nie na dié adresse en/of faksnommer gestuur word nie en gevolglik laat ontvang word, sal dit ongeldig geag word. Om nadere inligting, skakel K Barry, Tel. (021) 710-8205. Die sluitingsdatum vir besware en kommentaar is Maandag, 23 September 2013.

Lêerverwysing: LUM/00/96508

Aansoeknommer: 228102

Eienaar: PN Lacey

Aansoeker: KA Hodge Professionele Landmeter

Adres: Kildareweg 3, Nuweland

Aard van aansoek:

1. Opheffing van beperkende titelaktevoorwaardes om die eienaar in staat te stel om die eiendom in drie gedeeltes te onderverdeel en drie nuwe dubbelverdieping- residensiële eenhede op die eiendom op te rig (die bestaande woning sal gesloop word). Die straatboulyn sal oorskry word.
2. Om die eienaar in staat te stel om die eiendom in drie gedeeltes te onderverdeel (gedeelte 1 is $\pm 286m^2$, gedeelte 2 is $\pm 250m^2$ en gedeelte 3 is $\pm 273m^2$).
3. Afwykings van die vorige Kaapstadse Soneringskemaregulasies:
 - Artikel 54(2): Om 'n inspringing op die eerste verdieping met uitkykkenmerke 1.23m in plaas van 2.5m vanaf die noordwestelike gemeenskaplike grens toe te laat.
 - Artikel 54(2): Om 'n inspringing op die eerste verdieping sonder uitkykkenmerke vir gedeelte een 0m in plaas van 1.59m vanaf die noordoostelike gemeenskaplike grens met gedeelte twee toe te laat.
 - Artikel 54(2): Om 'n inspringing op die eerste verdieping sonder uitkykkenmerke vir gedeelte twee 0m in plaas van 1m vanaf die noordoostelike gemeenskaplike grens met gedeelte drie toe te laat.
 - Artikel 54(2): Om 'n inspringing op die eerste verdieping sonder uitkykkenmerke vir gedeelte drie 1.0m in plaas van 1.25m vanaf die noordoostelike gemeenskaplike grens toe te laat.
4. Vergunning kragtens voorwaarde B.(b) van die titelakte T. 30248/1987 om die oprigting van meer as een gebou op die perseel toe te laat.

ACHMAT EBRAHIM, STADSBESTUURDER

23 Augustus 2013

53030

CITY OF CAPE TOWN

(SOUTHERN DISTRICT)

UKUSUSWA KWEZITHINTELO, ULWAHLULO-HLULO NOTYESHELO LWEMIQATHANGO

• Isiza 96508, eKapa (*sikhutshwa okwesibini*)

Kukhutshwa isaziso ngokungqinelana neCandelo 3(6) loMthetho wokuSuswa kweziThintelo (uMthetho 84 wango-1967) loMmiselo woCwangciso lokuSetyenziswa koMhlaba onguNomb. 15 wango-1985 ukuba esi sicelo sikhankanywe ngezantsi sifunyenwe yaye sivulelekile uba sihlolwe kwi-ofisi yoMphathi weSithili, iSebe: loLawulo loCwangciso nolwaKhiwo lwezaKhiwo, isiXeko saseKapa, uMgangatho oseMhlabeni, 3 Victoria Road, Plumstead (Ikhawuntari 1.3). Imibuzo ingajoliswa kuNkskz M Slamat ukususela nge-08:30 ukuya kwe-14:30 ukususela ngoMvulo ukuya kuLwesihlanu. Esi sicelo sikhavulelekile ukuba sihlolwe kwi-ofisi yoMlawuli: oluHlanganisiwego lokusiNgqongileyo, iSebe leMicimbi yokusiNgqongileyo noCwangciso loPhuhliso, uRhulumente wePhondo leNtshona Koloni e-Utilitas Building, 1 Dorp Street, eKapa, phakathi evekini ukususela ngeye-08:00-12:30 kunye neyo-13:00-15:30, kule nombo yomnxeba (021) 483-8781, ifeksi (021) 483-3098. Naziphina izichaso/okanye izimvo, nezizathu ezizeleyo zoko, mazingeniswe ngokubhaliwego kwi-ofisi weSithili (1) ngokunjalo nakuMphathi weSithili, iSebe loCwangciso noLawulo loPhuhliso: loLawulo loCwangciso noLwakhiwo lwezaKhiwo, isiXeko saseKapa, Private Bag X5, Plumstead 7801 okanye kue nombolo yefeksi (021) 710-8283 okanye zithunyelwe nge-imeyile kwa-comments_objections.southern@capetown.gov.za (2) nakuMlawuli woLawulo oluHlanganisiwego lokusiNgqongileyo: iSebe leMicimbi yokusiNgqongileyo noCwangciso loPhuhliso, uRhulumente wePhondo leNtshona Koloni kwisakhiwo i-Utilitas Building, 1 Dorp Street, eKapa ngomhla wokuvala okanye ngaphambi kwawo, kucatshulwa lo mthetho ungentla, le nombolo yesicelo ikhankanywe ngezantsi, inombolo yesiza somchasi, inombolo yomnxeba kwakunye nedilesi. Izicelo zenkcaso nezimvo zingangenisa ngesandla kwezi dilesi zikhankanywe ngentla ungdallulanga umhla wokuvala. Ukuba impendulo yakho ayithunyelwanga kwezi kunye/okanye inombolo yefeksi, kwaye ukuba, ngenxa yoko ifika emva kwexesha, iya kuthathwa njengengeko mthethweni. Ngengcaciso engenye, qhagamshelana no- K Barry kwa- (021) 710-8205. Umhla wokuvala wezichaso nezimvo nguMvulo wama- 23 Septemba 2013.

Isalathiso seFayile: LUM/00/96508

Inombolo yesicelo: 228102

Umnini: PN Lacey

Umfaki-sicelo: KA Hodge Professional Land Surveyor

Address: 3 Kildare Road, Newlands

Uhlobo lwesicelo:

1. UKUSUSWA KWEMIQATHANGO ETHINTELAYO UKWENZELA UKUBA UMNINI ABE NAKHO UKOHLULA-HLULA IPROPATIIBE ZIZIQEPHU EZINTATHU (3) NOKOKHA IIYUNITHI EZIZINDAWO ZOKUHLALA EZINEMNGANGATHO EMIBINI KULE NDAWO (ISAKHIWO ESIKHOYO KUFUNEGA SIDILIZWE). UMDA WESAKHIWO SESITALATO UZA KUNGENELELWA.
2. UKWENZELA UKUBA UMNINI ABE NAKHO UKOHLULA-HLULA IPROPATIIBE ZIZIQEPHU EZINTATHU (3) (ISIQEPHU 1 ±86m², ISIQEPHU 2 ±250m² NesiQephu 3 ±273m²).
3. UTYESHELLO LOMQATHANGO KWI MIGAQO YANGAPHAMBILI YE NKUBO YOCANDO YASEKAPA:
 - ICANDELLO 54(2): UKWENZELA KUVUMELEKE UMGANGATHO WOKUQALA ONEZINTO ZIVELELEYO UKUBA UBUIYSELWE NGE-1.23M ENDAWENI YE- 2.5M UKUSUSELA KUMBA OSEMNTLA-NTSHONA.
 - ICANDELLO 54(2): UKWENZELA KUVUMEMEKE UMGANGATHO WOKUQALA ONGENAZINTO ZIVELELEYO WESIQEPHU 1 UKUBA UBUIYSELWE UMVA NGE-0M ENDAWENI YE-1.59M KUMDA OSEMNTLA-MPUMA NesiQephu 2.
 - ICANDELLO 54(2): UKWENZELA KUVUMEMEKE UMGANGATHO WOKUQALA ONGENAZINTO ZIVELELEYO WESIQEPHU 2 UKUBA UBUIYSELWE UMVA NGE-0M ENDAWENI YE-1M KUMDA OSEMNTLA-MPUMA NesiQephu 3.
 - ICANDELLO 54(2): UKWENZELA KUVUMELEKE UMGANGATHO WOKUQALA ONGENAZINTO ZIVELELEYO WESIQEPHU 3 UKUBA UBUIYSELWE UMVA NGE-1.0M ENDAWENI YE-1.25M KUMDA OSEMNTLA-MPUMA.
4. USETYENZISO NGOKUNGQINELANA NO MQATHANGO B.(b) WOXWEBHU LOBUNINI T. 30248/1987 UKWENZELA KUVUMELEKE UKOKHIWA EZININZI KULE NDAWO.

ACHMAT EBRAHIM, CITY MANAGER

**CITY OF CAPE TOWN
(TABLE BAY DISTRICT)
REMOVAL OF RESTRICTIONS & DEPARTURES**

• Erf 287, Clifton (*second placement*)

Notice is hereby given in terms of Section 3(6) of the Removal of Restrictions Act No. 84 of 1967 and Section 15 of the Land Use Planning Ordinance (Ordinance No. 15 of 1985) that the undermentioned application has been received and is open to inspection at the Office of the District Manager, City of Cape Town, 2nd Floor, Media City, cnr Hertzog Boulevard & Heerengracht, Cape Town, and any enquiries may be directed to B Schoeman, at PO Box 4529, Cape Town 8000 on (021) 400-6452 or fax (021) 421-1963 or e-mailed to comments_objections.tablebay@capetown.gov.za during office hours (08:00-14:30). The application is also open to inspection at the Office of the Director, Integrated Environmental Management, Region B2, Provincial Government of the Western Cape at Room 604, 1 Dorp Street, Cape Town from 08:00-12:30 and 13:00-15:30 (Monday to Friday). Telephonic enquiries in this regard may be made at (021) 483-4589 and the Directorate's fax number is (021) 483-3098. Any objections, with full reasons therefor, should be lodged in writing at the Office of the abovementioned Director: Integrated Environmental Management at Private Bag X9086, Cape Town 8000, with a copy to the abovementioned District Manager on or before 23 September 2013, quoting the abovementioned legislation and the objector's erf number, address and phone numbers. Any objections received after the aforementioned closing date may be disregarded.

Applicant: Willem Bührmann Associates. **Application Number:** LM 5622(228332)

Address: 155 Kloof Road

Nature of Application: Amendment of a restrictive title deed condition applicable to Erf 287, Clifton (the lateral and rear building lines will be encroached) and for various departures relating to common boundary setbacks; in order to permit the development of a Dwelling House on the subject property.

ACHMAT EBRAHIM, CITY MANAGER

23 August 2013

53033

**STAD KAAPSTAD
(TAFELBAAI-DISTRIK)
OPHEFFING VAN BEPERKINGS EN AFWYKINGS**

• Erf 287, Clifton (*tweede plasing*)

Kennisgewing geskied hiermee ingevolge Artikel 3(6) van die Wet op Opheffing van Beperkings (Wet 84 van 1967) en Artikel 15 van die Ordonnansie op Grondgebruikbeplanning (Ordonnansie Nr. 15 van 1985), dat onderstaande aansoek ontvang en gedurende kantoorure van 08:00-14:30 ter insae beskikbaar is by die Kantoor van die Distrikbestuurder, Stad Kaapstad, Tweede Verdieping, Media City, h/v Hertzog-boulevard en Heerengracht, Kaapstad, en navrae kan gerig word aan B Schoeman, Posbus 4529, Kaapstad 8000, Tel. (021) 400-6452, faks (021) 421-1963, of stuur e-pos na comments_objections.tablebay@capetown.gov.za. Die aansoek is ook van 08:00-12:30 en 13:00-15:30 (Maandag tot Vrydag) ter insae beskikbaar by die Kantoor van die Direkteur, Geïntegreerde Omgewingsbestuur, Streek B2, Provinciale Regering van die Wes-Kaap, Kamer 604, Dorpstraat 1, Kaapstad. Telefoniese navrae in dié verband kan aan (021) 483-4589 gerig word en die Direktoraat se faksnommer is (021) 483-3098. Enige besware, met volledige redes, moet voor of op 23 September 2013 skriftelik aan die Kantoor van bogenoemde Direkteur: Geïntegreerde Omgewingsbestuur, Privaatsak X9086, Kaapstad 8000 gerig word, met 'n afskrif aan bogenoemde Distrikbestuurder, met vermelding van bogenoemde toepaslike wetgewing en die beswaarmaker se erfnummer, adres en telefoonnummers. Enige besware wat ná voormalde sluitingsdatum ontvang word, kan buite rekening gelaat word.

Aansoeker: Willem Bührmann Vennotte. **Aansoeknommer:** LM 5622(228332)

Adres: Kloofweg 155

Aard van aansoek: Wysiging van 'n beperkende titelaktevoorwaarde van toepassing op erf 287, Clifton (die sy- en agterste boulyne sal oorskry word) en om verskeie afwykings betreffende die insprincting van algemene grense, ten einde vir die ontwikkeling van 'n woonhuis op die betrokke eiendom voorsiening te maak.

ACHMAT EBRAHIM, STADSBESTUURDER

23 Augustus 2013

53033

**CITY OF CAPE TOWN
(TABLE BAY DISTRICT)
UKUSUSWA KWEZITHINTELO NOTYESHELO LWEMIQATHANGO**

• Isiza-287, Clifton (*sikhutshwa okwesibini*)

Kukhutshwa isaziso ngokweCandelo-3(6) loMthetho ongokuSuswa kweziThintelo onguNomb. 84 wango-1967 nangokweCandelo-15 loMmiselo woCwangciso lokusetyenzisa koMhlaba onguNomb. 15 wangowe-1985, sokuba isicelo esikhankanywe ngezantsi apha, sifunyenwe kwaye sivulelekile ukuba sihlolwe kwi-ofisi yoMphathi wesiThili, kwisiXeko saseKapa, kuMgangatho we-2, e-Media City, kwiKona ye-Hertzog Boulevard ne-Heerengracht, eKapa, kwakhona nayiphina imibuzo ingajolswa ku-B Schoeman, PO Box 4529, Cape Town 8000 kumnxeba ongu-(021) 400-6452 okanye kwifeksi (021) 421-1963 okanye kwi-imyele comments_objections.tablebay@capetown.gov.za ngeeyure zomsebenzi (08:00-14:30). Imibuzo ngommixeba ngokuphathelene nalo imbandale ingenziwa kwa-(021) 483-458 nakwinombolo yefksi yoMlawuli engu-(021) 483-3098. Naziphina izichaso ezinezizathu ezipheleleyo zingangeniswa ngokubhaliwego kwi-ofisi ekhankanywe ngentla apha engeyoMlawuli woLawulo lokusiNgqongileyo ngokuHlangeneyo, Private Bag X9086, Cape Town 8000, kunye nekopi ijoliswe kuMphathi wesiThili ngomhla okanye ngaphambili kowama-23 Septemba 2013, ucaphule umthetho okhankanywe ngentla apha nenombolo yesiza somchasi, idilesi neenombolo zomnxeba. Naziphina izichaso ezifunyenwe emva komhla wokuvalwa okhankanywe ngentla apha, zisenokungahoywa.

Umfaki-sicelo: Willem Bührmann Associates. **Inombolo yesicelo:** LM 5622(228332)

Idilesi: 155 Kloof Road

Ubume besicelo: Ukulungiswa komqathango wesithintelo setayitile yobunini ngokujoliswe kwiSiza-287 Clifton (kuyakuthi kufakelelwie imida yesakhwi osecaleni nongasemva) notyeshelo lwemiqathango olwahlukeneyo olujoliswe ekucuthweni komda ophakathi ukuze kuvumeleke uphuhliso lweNdu yokuHlala kwipropati le ichaphazelekayo.

ACHMAT EBRAHIM, CITY MANAGER

23 Agasti 2013

53033

MUNICIPALITY BEAUFORT WEST

Notice No. 82/2013

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

REMOVAL OF RESTRICTIVE TITLE CONDITIONS APPLICABLE TO ERF 1825, 15 WEIDEMAN STREET, BEAUFORT WEST

Notice is hereby given in terms of Section 3(6) of above Act that the undermentioned application has been received and is open to inspection at the Office of the Acting Director Corporative Services, Beaufort West Municipality from 07:30-13:00 and 13:45-16:15 (Mondays to Fridays) and any enquiries may be directed to Mr P Strümpher, Senior Manager: Corporative Services, Private Bag 582, 112 Donkin Street, Beaufort West, Telephone (023) 414-8020 and fax number (023) 415-1373 or e-mail address admin@beaufortwestmun.co.za. The application is also open to inspection at the Office of the Director: Integrated Environmental Management, Provincial Government of the Western Cape, on the 4th Floor, York Park Building, 93 York Street, George from 08:00 to 12:30 and 13:00 to 15:30 (Mondays to Fridays). Telephonic enquiries in this regard may be directed to Mrs E Vreken at Telephone (044) 805-8600, and the Directorate's fax number is (044) 874-2423. Any objections, with full reasons therefor, should be lodged in writing at the Office of the abovementioned Director: Land Management, Region 3 at Private Bag X6509, George 6530 with a copy of the abovementioned objection to the Acting Municipal Manager on or before MONDAY, 30 SEPTEMBER 2013 quoting the erf number of the objector. Any comments received after aforementioned closing date may be disregarded.

Applicant: SM Moolman

Nature of application: Removal of restrictive title conditions applicable to Erf 1825, Beaufort West, 15 Weideman Street to enable the owner to erect a second dwelling on the property.

AC MAKENDLANA, ACTING MUNICIPAL MANAGER, MUNICIPAL OFFICE, 112 DONKIN STREET, BEAUFORT WEST 6970

[12/4/1]

23 August 2013

53044

MUNISIPALITEIT BEAUFORT-WES

Kennisgewingnr. 82/2013

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

OPHEFFING VAN BEPERKENDE TITELVOORWAARDEN VAN TOEPASSING OP ERF 1825, WEIDEMANSTRAAT 15, BEAUFORT-WES

Kragtens Artikel 3(6) van bostaande Wet word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die Kantoor van die Direkteur Korporatiewe Dienste, Beaufort-Wes Munisipaliteit vanaf 07:30-13:00 en 13:45-16:15 (Maandae tot Vrydae) en enige navrae kan gerig word aan mnr P Strümpher, Senior Bestuurder: Korporatiewe Dienste, Privaatsak 582, Donkinstraat 112, Beaufort-Wes, Telefoon (023) 414-8020 en faksnr. (023) 415-1373 of e-pos adres admin@beaufortwestmun.co.za. Die aansoek lê ook ter insae by die Kantoor van die Direkteur: Grondbestuur, Streek 3, Provinciale Regering van die Wes-Kaap by die 4de Vloer, York Park Gebou, Yorkstraat 93, George, vanaf 08:00 tot 12:30 en 13:00 tot 15:30 (Maandae tot Vrydae). Telefoniese navrae in hierdie verband kan gerig word aan me E Vreken van die Direktoraat by Telefoon (044) 805-8600 en faksnr. (044) 874-2423. Enige besware, met volledige redes daarvoor, moet skriftelik by die Kantoor van die bogenoemde Direkteur: Grondbestuur, Streek 3, Privaatsak X6509, George 6530 met 'n afskrif aan die ondergenoemde Waarnemende Munisipale Bestuurder ingedien word voor of op MAANDAG, 30 SEPTEMBER 2013 met vermelding van bogemelde Wet en die beswaarmaker se erfnommer. Enige kommentaar wat ná die voorgemelde sluitingsdatum ontvang word, mag moontlik nie in ag geneem word nie.

Aansoeker: SM Moolman

Aard van Aansoek: Opheffing van beperkende titelvoorwaarden van toepassing op Erf 1825, Weidemanstraat 15, Beaufort-Wes, ten einde die eiener in staat te stel om 'n tweede woning op die eiendom op te rig.

AC MAKENDLANA, WRNDE MUNISIPALE BESTUURDER, MUNISIPALE KANTORE, DONKINSTRATAAT 112, BEAUFORT-WES 6970

[12/4/1]

23 Augustus 2013

53044

MUNICIPALITY BEAUFORT WEST

NOTICE NO. 82/2013

UMTHETHO WOKUSUSA IZITHINTELO, 1967 (UMTHETHO 84 KA-1967)

UKUSUSWA KWEZITHINTELO YEMIQATHANGO EMAYENZEKE KWISIZA 1825, 15 WEIDEMAN STREET, BHOBHOFOLO

Apha kukhutshwa isaziso, ngokwemiqathango yecandelo 3(6) lalo Mthetho ukhankanywe ngentla apha, kuba kuye kwafunyanwa esi sicelo singezantsi apha kwaye kuvulelekile ukuba singenza kuphendwa kwi-Ofisi ye Manejala kaMasipala Wase Bhopholo ngalamaxesha alandelayo 07:30-13:00 uphinde nge 13:45 ukuya ngentsimbi ye 16:15 (NgeMvulo ukuya Ngolwezihanu) imibuzo malunga nalo mba ingabhekiswa kumnumzana P Strümpher, Corporate Services, Private Bag 582, 112 Donkin Street, Beaufort West, inombolo yomxeba (023) 414-8020, inombolo ye fekisi (023) 415-1373, okanye kule dilesi ye-imayile admin@beaufortwestmun.co.za. Esi sicelo sikhwa kukwawulelekile ukuba siphengululwe kwi-Ofisi yomphathi: kwi-Ofisi yeManejala yokusiNgqongileyo kule kwiflori ye4 kwisakhiwo iYork Park eJoji, ngalamaxeshe akhankayiwe ukusuka ngentsimbi 08:00 ukuya kweye- 12:30 nango-13:00 ukuya ku-15:30 (ngomvulo ukuya kutsho ngoLwesihanu). Imibuzo ephethethelwe kulomba ingenziwa ngomxeba ku Nkosk. E Vreken kule nombolo (044) 805-8600, okanye kule feksi yeli Candelo loLawulo ngu-(044) 874-2423. Naziphi na izikhala, ekufuneka zihambe nezizathu ezipheleleyo, kufuneka zingeniswe ngembalelwano kule ofisi yoMlawuli kuLawulo loMhlaba, uMmandla, Kwi Region 3, Private Bag X6509, George 6530, ngomhla we 30 KU SEPTEMBER 2013 ngoMvulo okanye phambi kwavo; kukhankanywe inombolo yomhlaba womntu lowo ungesinisa. Naziphi na izimvo ezithe zafika emva kwalo mhla wokuvala ukhankayiweo zesenokungahoywa.

Umfaki-sicelo: SM Moolman

Uhlobo lwesicelo: kususwa kwemiqathango yezithintelo zolwakhiwo kwitayitile yesiza 1825, 15 Weideman Street, eBeaufort West, ukuze umniniso akhe isakhiwo sesibini sokuhlala kwisiza sakhe.

AC MAKENDLANA, IBAMBELA LIKAMPA THI MASIPALA, MUNICIPAL OFFICE, 112 DONKIN STREET, BEAUFORT WEST 6970

[12/4/1]

23 Agasti 2013

53044

BERGRIVIER MUNICIPALITY

APPLICATION FOR DEPARTURE: PORTION OF PORTION 3 OF THE FARM WILGENHOUTDRIFT NO. 48, DIVISION PIKETBERG

Notice is hereby given in terms of Section 15 of the Land Use Planning Ordinance, 1985 (Ordinance No. 15 of 1985) that the undermentioned application has been received and is open to inspection at the Office of the Municipal Manager, Berggrivier Municipality and any enquiries may be directed to Mr H Vermeulen, Planner: Western Region, PO Box 60 (13 Church Street), Piketberg 7320 at Tel. (022) 913-6000 or fax (022) 913-1406. Any objections, with full reasons therefor, must be lodged in writing at the office of the Municipal Manager on or before 23 September 2013, quoting the above Ordinance and the objector's farm/erf number.

Applicant: Provincial Government Western Cape (Department Transport and Public Works)

Nature of application: Departure for excavating material from a borrow pit on a portion ($\pm 2\text{ha}$ in extent) of Portion 3 of the farm Wilgenhoutdrift No. 48, Division Piketberg for a period of 30 years for maintenance and/or construction of sections of Divisional Road 2172, West Coast District.

ADV HANLIE LINDE, MUNICIPAL MANAGER, MUNICIPAL OFFICES, 13 CHURCH STREET, PO BOX 60, PIKETBERG 7320

M.N. 90/2013

23 August 2013

53021

BERGRIVIER MUNICIPALITY

APPLICATION FOR DEPARTURE: PORTION OF PORTION 8 OF THE FARM PAPEKUILSFONTEIN NO. 35, DIVISION PIKETBERG

Notice is hereby given in terms of Section 15 of the Land Use Planning Ordinance, 1985 (Ordinance No. 15 of 1985) that the undermentioned application has been received and is open to inspection at the Office of the Municipal Manager, Berggrivier Municipality and any enquiries may be directed to Mr H Vermeulen, Planner: Western Region, PO Box 60 (13 Church Street), Piketberg 7320 at Tel. (022) 913-6000 or fax (022) 913-1406. Any objections, with full reasons therefor, must be lodged in writing at the office of the Municipal Manager on or before 23 September 2013, quoting the above Ordinance and the objector's farm/erf number.

Applicant: Provincial Government Western Cape (Department Transport and Public Works)

Nature of application: Departure for excavating material from a borrow pit on a portion ($\pm 1.7\text{ha}$ in extent) of Portion 8 of the farm Papekuilfontein No. 35, Division Piketberg for a period of 30 years for maintenance and/or construction of Sections of Divisional Road 2172, West Coast District.

ADV HANLIE LINDE, MUNICIPAL MANAGER, MUNICIPAL OFFICES, 13 CHURCH STREET, PO BOX 60, PIKETBERG 7320

M.N. 92/2013

23 August 2013

BERGRIVIER MUNISIPALITEIT

AANSOEK OM AFWYKING: GEDEELTE VAN GEDEELTE 3 VAN DIE PLAAS WILGENHOUTDRIFT NR. 48, AFDELING PIKETBERG

Kragtens Artikel 15 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie Nr. 15 van 1985) word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die Kantoor van die Munisipale Bestuurder, Berggrivier Munisipaliteit en enige navrae kan gerig word aan H Vermeulen, Beplanner: Westelike Streek, Posbus 60 (Kerkstraat 13), Piketberg 7320, Tel. (022) 783-1112 of faks (022) 913-1406. Enige besware, met die volledige redes daarvoor, moet skriftelik by die Kantoor van die Munisipale Bestuurder ingedien word op of voor 23 September 2013 met vermelding van bogenoemde Ordonnansie en die beswaarmaker se plaas-/erfnommer.

Aansoeker: Provinsiale Regering Wes-Kaap (Departement Vervoer en Openbare Werke)

Aard van Aansoek: Afwyking vir die uitgrawe van materiaal vanuit 'n leengroef op 'n gedeelte ($\pm 2\text{ha}$ groot) van Gedeelte 3 van die plaas Wilgenhoutdrift Nr. 48, Afdeling Piketberg vir 'n tydperk van 30 jaar vir instandhouding en/of konstruksie van dele van Afdelingspad 2172, Weskus Distrik.

ADV HANLIE LINDE, MUNISIPALE BESTUURDER, MUNISIPALE KANTORE, KERKSTRAAT 13, POSBUS 60, PIKETBERG 7320

M.K. 90/2013

23 Augustus 2013

53021

BERGRIVIER MUNISIPALITEIT

AANSOEK OM AFWYKING: GEDEELTE VAN GEDEELTE 8 VAN DIE PLAAS PAPEKUILSFONTEIN NR. 35, AFDELING PIKETBERG

Kragtens Artikel 15 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie Nr. 15 van 1985) word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die Kantoor van die Munisipale Bestuurder, Berggrivier Munisipaliteit en enige navrae kan gerig word aan H Vermeulen, Beplanner: Westelike Streek, Posbus 60 (Kerkstraat 13), Piketberg 7320, Tel. (022) 913-6000 of faks (022) 913-1406. Enige besware, met die volledige redes daarvoor, moet skriftelik by die Kantoor van die Munisipale Bestuurder ingedien word op of voor 23 September 2013 met vermelding van bogenoemde Ordonnansie en die beswaarmaker se plaas-/erfnommer.

Aansoeker: Provinsiale Regering Wes-Kaap (Departement Vervoer en Openbare Werke)

Aard van Aansoek: Afwyking vir die uitgrawe van materiaal vanuit 'n leengroef op 'n gedeelte ($\pm 1.7\text{ha}$ groot) van Gedeelte 8 van die plaas Papekuilfontein Nr. 35, Afdeling Piketberg vir 'n tydperk van 30 jaar vir instandhouding en/of konstruksie van dele van Afdelingspad 2172, Weskus Distrik.

ADV HANLIE LINDE, MUNISIPALE BESTUURDER, MUNISIPALE KANTORE, KERKSTRAAT 13, POSBUS 60, PIKETBERG 7320

M.K. 92/2013

23 Augustus 2013

53022

BERGRIVIER MUNICIPALITY

APPLICATION FOR CONSENT USE: ERF 1200,
VELDDRIF

Notice is hereby given in terms of Regulation 4.7 of Council's Zoning Scheme compiled in terms of the Land Use Planning Ordinance, 1985 (Ordinance No. 15 of 1985) that the undermentioned application has been received and is open to inspection at the Office of the Municipal Manager, Bergrivier Municipality and any enquiries may be directed to Mr H Vermeulen, Planner: Western Region, PO Box 60 (13 Church Street), Piketberg 7320 at Tel. (022) 913-6000 or fax (022) 913-1406. Any objections, with full reasons therefor, must be lodged in writing at the office of the Municipal Manager on or 23 September 2013, quoting the above Ordinance and the objector's farm/erf number.

Applicant: J Brits

Nature of application: Consent use in order to operate a house shop (home industry) from a portion of the dwelling house on Erf 1200, Velddrif (5 AW Stevens Street).

ADV HANLIE LINDE, MUNICIPAL MANAGER, MUNICIPAL OFFICE, 13 CHURCH STREET, PO BOX 60, PIKETBERG 7320

M.N. 91/2013

23 August 2013

53023

BERGRIVIER MUNISIPALITEIT

AANSOEK OM VERGUNNINGSGEBRUIK: ERF 1200,
VELDDRIF

Kragtens Regulasie 4.7 van die Raad se Soneringskema opgestel ingevolge die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie Nr. 15 van 1985) word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die Kantoor van die Municipale Bestuurder, Bergrivier Munisipaliteit en enige navrae kan gerig word aan mnr H Vermeulen, Beplanner: Westelike Streek, Posbus 60 (Kerkstraat 13), Piketberg 7320, Tel. (022) 913-6000 of faks (022) 913-1406. Enige besware, met die volledige redes daarvoor, moet skriftelik by die Kantoor van die Municipale Bestuurder ingedien word op of voor 23 September 2013 met vermelding van bogenoemde Ordonnansie en die beswaarmaker se plaas-/erfnommer.

Aansoeker: J Brits

Aard van Aansoek: Vergunningsgebruik ten einde 'n huiswinkel (tuishuis) vanuit 'n gedeelte van die woonhuis op Erf 1200, Velddrif (AW Stevensstraat 5) te bedryf.

ADV HANLIE LINDE, MUNISIPALE BESTUURDER, MUNISIPALE KANTORE, KERKSTRAAT 13, POSBUS 60, PIKETBERG 7320

M.K. 91/2013

23 Augustus 2013

53023

BERGRIVIER MUNICIPALITY

APPLICATION FOR DEPARTURE: PORTION OF PORTION 1 OF
THE FARM STINKFONTEIN A NO. 97,
DIVISION PIKETBERG

Notice is hereby given in terms of Section 15 of the Land Use Planning Ordinance, 1985 (Ordinance No. 15 of 1985) that the undermentioned application has been received and is open to inspection at the Office of the Municipal Manager, Bergrivier Municipality and any enquiries may be directed to Mr H Vermeulen, Planner: Western Region, PO Box 60 (13 Church Street), Piketberg 7320 at Tel. (022) 913-6000 or fax (022) 913-1406. Any objections, with full reasons therefor, must be lodged in writing at the office of the Municipal Manager on or before 23 September 2013, quoting the above Ordinance and the objector's farm/erf number.

Applicant: Provincial Government Western Cape (Department Transport and Public Works)

Nature of application: Departure for excavating material from a borrow pit on a portion ($\pm 1\text{ha}$ in extent) of Portion 1 of the farm Stinkfontein A No. 97, Division Piketberg for a period of 30 years for maintenance and/or construction of sections of Divisional Road 2162, West Coast District.

ADV HANLIE LINDE, MUNICIPAL MANAGER, MUNICIPAL OFFICES, 13 CHURCH STREET, PO BOX 60, PIKETBERG 7320

M.N. 89/2013

23 August 2013

53024

BERGRIVIER MUNISIPALITEIT

AANSOEK OM AFWYKING: GEDEELTE VAN GEDEELTE 1 VAN
DIE PLAAS STINKFONTEIN A NR. 97,
AFDELING PIKETBERG

Kragtens Artikel 15 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie Nr. 15 van 1985) word hiermee kennis gegee dat die onderstaande aansoek ontvang is en ter insae lê by die Kantoor van die Municipale Bestuurder, Bergrivier Munisipaliteit en enige navrae kan gerig word aan H Vermeulen, Beplanner: Westelike Streek, Posbus 60 (Kerkstraat 13), Piketberg 7320, Tel. (022) 913-6000 of faks (022) 913-1406. Enige besware, met die volledige redes daarvoor, moet skriftelik by die kantoor van die Municipale Bestuurder ingedien word op of voor 23 September 2013 met vermelding van bogenoemde Ordonnansie en die beswaarmaker se plaas-/erfnommer.

Aansoeker: Provinciale Regering Wes-Kaap (Departement Vervoer en Openbare Werke)

Aard van Aansoek: Afwyking vir die uitgrawe van materiaal vanuit 'n leengroef op 'n gedeelte ($\pm 1\text{ha}$ groot) van Gedeelte 1 van die Plaas Stinkfontein A Nr. 97, Afdeling Piketberg vir 'n tydperk van 30 jaar vir instandhouding en/of konstruksie van dele van Afdelingspad 2162, Weskus Distrik.

ADV HANLIE LINDE, MUNISIPALE BESTUURDER, MUNISIPALE KANTORE, KERKSTRAAT 13, POSBUS 60, PIKETBERG 7320

M.K. 89/2013

23 Augustus 2013

53024

<p>CAPE AGULHAS MUNICIPALITY</p> <p>RE-ADVERTISING: PROPOSED SUBDIVISION, REZONING AND DEPARTURE: ERF 3949, STRUISBAAI</p> <p>Notice is hereby given in terms of Sections 24, 17 and 15 of the Land Use Planning Ordinance, 1985 (Ordinance No. 15 of 1985) that Council received the following application on Erf 3949, Struisbaai:</p> <ul style="list-style-type: none"> • Rezoning of Erf 3949, Struisbaai from Undetermined to Subdivisional Area for Residential Zone I, Open Space Zone I, Open Space Zone III, Institutional Zone I and Transport Zone II purposes; • Subdivision of Erf 3949, Struisbaai into 67 Residential Zone I erven, 1 Institutional Zone I erf, 5 Open Space Zone I erven, 1 Open Space Zone III erf and Transport Zone II (public road); • Departure on Erf 3949, Struisbaai for building line relaxations and coverage. <p>In terms of Section 21(4) of the Local Government Act: Municipal Systems, 2000 (Act 32 of 2000) notice is hereby given that persons who cannot read or write may request that an employee at any of the reception offices of the Cape Agulhas Municipal Council assist in the formulation and writing of input, comments or objections.</p> <p>Further particulars are available for inspection in the office of the undersigned during office hours and written objections, if any, must reach him not later than 23 September 2013.</p> <p>S NGWEVU, ACTING MUNICIPAL MANAGER, PO BOX 51, BREDASDORP 7280</p> <p>23 August 2013 53025</p>	<p>MUNISIPALITEIT KAAP AGULHAS</p> <p>HERADVERTERING: VOORGESTELDE ONDERVERDELING, HERSONERING EN AFWYKING: ERF 3939, STRUISBAAI</p> <p>Kennis geskied hiermee ingevolge Artikels 24, 17 en 15 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie Nr. 15 van 1985) dat die Raad die volgende aansoek heroorweeg op Erf 3949, Struisbaai:</p> <ul style="list-style-type: none"> • Hersonering van Erf 3949, Struisbaai van Onbepaalde Sone na Onderverdelingsgebied vir Residensiële Sone I, Oopruimte Sone I, Oopruimte Sone III, Institusionele Sone I en Vervoersone II doeleindes; • Onderverdeling van Erf 3949, Struisbaai vir 67 Residensiële Sone I erwe, 1 Institusionele Sone I erf, 5 Oopruimte Sone I erwe, 1 Oopruimte Sone III erf en Vervoersone II (publieke pad); • Afwyking op Erf 3949, Struisbaai vir die boulynverslappings en afwyking van die dekking. <p>Ingevolge Artikel 21(4) van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) word kennis gegee dat persone wat nie kan skryf nie, enige munisipale personeellid by enige ontvangskantore van die Raad te Kaap Agulhas kan nader vir hulpverlening om u kommentaar, beswaar of inset op skrif te stel.</p> <p>Verdere besonderhede van bogenoemde lê ter insae in die kantoor van die ondergetekende en skriftelike besware, indien enige, moet hom nie later as 23 September 2013 bereik nie.</p> <p>S NGWEVU, WAARNEMENDE MUNISIPALE BESTUURDER, POSBUS 51, BREDASDORP 7280</p> <p>23 Augustus 2013 53025</p>
<p>HESSEQUA MUNICIPALITY</p> <p>APPLICATION FOR CONSENT USE: ERF 3810, SLANGRIVIER</p> <p>Notice is hereby given in terms of the provisions of Regulation 4.6 of P.N. 1047/1988 that the Hessequa Council has received the following application on the abovementioned property:</p> <p><i>Property:</i> Erf 3810, Slangrivier (1979m²)</p> <p><i>Proposal:</i> Consent use in terms of the Section 8 Scheme Regulations on the Land Use restrictions for Business Zone I in order to establish a liquor store on the premises.</p> <p><i>Applicant:</i> Bekker & Houterman: Professional Land Surveyors & Town and Regional Planners</p> <p>Details concerning the application are available at the office of the undersigned and the Slangrivier Municipal Offices during office hours. Any objections to the proposed application should be submitted in writing to reach the office of the undersigned not later than 23 September 2013.</p> <p>People who cannot write can approach the office of the undersigned during normal office hours where the responsible official will assist you in putting your comments or objections in writing.</p> <p>MUNICIPAL MANAGER, HESSEQUA MUNICIPALITY, PO BOX 29, RIVERSDALE 6670</p> <p>23 August 2013 53041</p>	<p>HESSEQUA MUNISIPALITEIT</p> <p>AANSOEK OM VERGUNNINGSGEbruIK: ERF 3810, SLANGRIVIER</p> <p>Kennis geskied hiermee ingevolge die bepalings van Regulasie 4.6 van P.K. 1047/1988 dat die Hessequa Raad die volgende aansoek op bogenoemde eiendom ontvang het:</p> <p><i>Eiendomsbeskrywing:</i> Erf 3810, Slangrivier (1979m²)</p> <p><i>Aansoek:</i> Vergunningsgebruik ingevolge die Artikel 8 Skemaregulasies se grondgebruikbeperkings van Sakesone I ten einde 'n drankwinkel te vestig.</p> <p><i>Applicant:</i> Bekker & Houterman: Professionele Landmeters en Stads- en Streekbepanners</p> <p>Besonderhede rakende die aansoek is ter insae by die kantoor van die ondergetekende sowel as die Slangrivier Munisipale Kantoor gedurende kantoorure. Enige besware teen die voorgenome aansoek moet skriftelik gerig word om die ondergetekende te bereik nie later as 23 September 2013 nie.</p> <p>Personne wat nie kan skryf nie, kan die onderstaande kantoor nader tydens sy normale kantoorure waar die betrokke amptenaar u sal help om u kommentaar of besware op skrif te stel.</p> <p>MUNISIPALE BESTUURDER, HESSEQUA MUNISIPALITEIT, POSBUS 29, RIVERSDAL 6670</p> <p>23 Augustus 2013 53041</p>

HESSEQUA MUNICIPALITY**APPLICATION FOR DEPARTURE: REMAINDER OF PORTION 67
OF THE FARM PLATTEBOSCH 485, STILL BAY**

Notice is hereby given in terms of the provisions of the Still Bay Zoning Scheme Regulation that the Hessequa Council has received the following application on the abovementioned property:

Property: Remainder of Portion 67 of the Farm Plattebosch 485, Still Bay

Proposal: Application for departure from the Still Bay Zoning Scheme Regulation, in order to increase the coverage area 30% (Scheme) with 1.6%.

Applicant: Piet Groenewald Town Planner

Details concerning the application are available at the office of the undersigned and the Still Bay Municipal Offices during office hours. Any objections to the proposed application should be submitted in writing to reach the office of the undersigned not later than 23 October 2013.

People who cannot write can approach the office of the undersigned during normal office hours where the responsible official will assist you in putting your comments or objections in writing.

MUNICIPAL MANAGER, HESSEQUA MUNICIPALITY, PO BOX 29,
RIVERSDALE 6670

23 August 2013

53040

OUDTSHOORN MUNICIPALITY**NOTICE NO. 105 OF 2013****PROPOSED DEPARTURES FOR THE PURPOSE FOR
“BORROW PITS” IN THE GREATER
OUDTSHOORN**

Notice is hereby given that the Oudtshoorn Municipality has received an application from Provincial Department of Transport and Public Works for:

The proposed departure for a period of 30 years for the purposes of “Borrow pits” in terms of Section 15 of the Land Use Planning Ordinance, 1985 (Ordinance No. 15 of 1985), Oudtshoorn, in respect of:

- Borrow pit No. DR 01693/2,25,0,1R, Portion 127 of Farm 47, Oudtshoorn
- Borrow pit No. DR 1693/4,8/0,1L 7R, Portion 8 of Farm 86, Oudtshoorn
- Borrow pit No. DR 03303/19.8/0,6R, Erf 975, Dysselsdorp
- Borrow pit No. DR 1713/16.0/1.7R, Remainder of Farm 24, Voorzorg, Oudtshoorn
- Borrow pit No. DR 1662/29.75/0.0L, Portion 1 of Farm 142, Oudtshoorn
- Borrow pit No. DR 1713/16.0/0.15L, Remainder of Farm 25, Oudtshoorn

Full details are available at the office of the Manager: Planning and Development during normal office hours and any objections thereto, if any, must be lodged in writing (with reasons) and received by the Manager: Planning and Development before or on Monday, 23 September 2013. Any persons that cannot read or write but wish to lodge an objection can approach the Municipality for assistance to put the objection in writing.

Manager: Planning and Development, Wesscott Building, 102 Arnold de Jager Drive, Toekomsrus, Oudtshoorn 6625

R. LOTTERING, ACTING MUNICIPAL MANAGER, CIVIC CENTRE, OUDTSHOORN

23 August 2013

53043

HESSEQUA MUNISIPALITEIT**AANSOEK OM AFWYKING: RESTANT VAN GEDEELTE 67 VAN
DIE PLAAS PLATTEBOSCH NR. 485, STILBAAI**

Kennis geskied hiermee ingevolge die bepalings van die Stilbaai Skemaregulasies dat die Hessequa Raad die volgende aansoek op bogenoemde eiendom ontvang het:

Eiendomsbeskrywing: Restant van Gedeelte 67, Plattebosch 485, Stilbaai

Aansoek: Aansoek om afwyking van die Stilbaai Skemaregulasies se Residensiële Sone III grondgebruikbeperking t.o.v. dekking van 30% (Skema) te verhoog met 1.6%.

Applikant: Piet Groenewald Stadsbeplanner

Besonderhede rakende die aansoek is ter insae by die kantoor van die ondergetekende sowel as die Stilbaai Munisipale Kantoor gedurende kantoorure. Enige besware teen die voorgenome aansoek moet skriftelik gerig word om die ondergetekende te bereik nie later as 23 Oktober 2013 nie.

Personne wat nie kan skryf nie, kan die onderstaande kantoor nader tydens sy normale kantoorure waar die betrokke amptenaar u sal help om u kommentaar of besware op skrif te stel.

MUNISIPALE BESTUURDER, HESSEQUA MUNISIPALITEIT,
POSBUS 29, RIVERSDAL 6670

23 Augustus 2013

53040

OUDTSHOORN MUNISIPALITEIT**KENNISGEWINGNR. 105 VAN 2013****VOORGESTELDE AFWYKINGS VIR DIE DOELEINDES VIR
“BORROW PITS” IN DIE GROTER
OUDTSHOORN ONGEWING**

Kennis geskied hiermee dat Oudtshoorn Munisipaliteit die volgende aansoeke ontvang het van die Proviniale Departement van *Transport and Public Works* vir:

Die voorgestelde afwyking vir 'n tydperk van 30 jaar vir die doeleindest vir “Borrow pits” in terme van Artikel 15 van Ordonnansie 15 van 1985 (Ordonnansie Nr. 15 van 1985), Oudtshoorn, ten opsigte van:

- Borrow pit No. DR 01693/2,25,0,1R, Gedeelte 127 van Plaas 47, Oudtshoorn
- Borrow pit No. DR 1693/4,8/0,1L 7R, Gedeelte 8 van Plaas 86, Oudtshoorn
- Borrow pit No. DR 03303/19.8/0,6R, Erf 975, Dysselsdorp
- Borrow pit No. DR 1713/16.0/1.7R, Restant van Plaas 24, Voorzorg, Oudtshoorn
- Borrow pit No. DR 1662/29.75/0.0L, Gedeelte 1 van Plaas 142, Oudtshoorn
- Borrow pit No. DR 1713/16.0/0.15L, Restant van Plaas 25, Oudtshoorn

Volle besonderhede van hierdie voorstel is ter insae by die Kantoor van die Hoof: Beplanning en Ontwikkeling gedurende normale kantoorure en enige besware daar teen moet skriftelik (met redes) gerig word aan en ontvang word deur die Hoof: Beplanning en Ontwikkeling voor Maandag, 23 September 2013. Personne wat nie kan skryf nie kan die Munisipaliteit nader vir hulp om hul beswaar op skrif te stel.

Hoof: Beplanning en Ontwikkeling, Wesscott Gebou, Arnold de Jagerrylaan Nr. 102, Toekomsrus, Oudtshoorn 6625

R. LOTTERING, WNDE MUNISIPALE BESTUURDER, BURGER-SENTRUM, OUDTSHOORN

23 Augustus 2013

53043

OUDTSHOORN MUNICIPALITY

NOTICE NO. 106 OF 2013

PROPOSED SUBDIVISION OF PORTION 10 OF THE FARM
BUFFELDRIFT 248, OUDTSHOORN

Notice is hereby given that the Oudtshoorn Municipality has received an application for:

The subdivision of Portion 10 of the Farm Buffelsdrift 248 in terms of Section 24 of the Land Use Planning Ordinance, 1985 (Ordinance No. 15 of 1985), as follows:

- Portion A ($\pm 2.5\text{ha}$), on which there are three (3) existing buildings;
- Portion B ($\pm 1.1\text{ha}$), to be sold as a vacant piece of land.

Full details are available at the office of the Manager: Planning and Development during normal office hours and any objections thereto, if any, must be lodged in writing (with reasons) and received by the Manager: Planning and Development before or on Monday, 23 September 2013. Any persons that cannot read or write but wish to lodge an objection can approach the Municipality for assistance to put the objection in writing.

Manager: Planning and Development, Wesscott Building, 102 Arnold de Jager Drive, Toekomsrus, Oudtshoorn 6625

R LOTTERING, ACTING MUNICIPAL MANAGER, CIVIC CENTRE, OUDTSHOORN

23 August 2013 53042

OUDTSHOORN MUNISIPALITEIT

KENNISGEWINGNR. 106 VAN 2013

VOORGESTELDE ONDERVERDELING VAN GEDEELTE 10 VAN DIE PLAAS BUFFELSDRIFT NR. 248, OUDTSHOORN

Kennis geskied hiermee dat Oudtshoorn Munisipaliteit 'n aansoek ontvang het vir:

Die onderveling van Gedeelte 10 van die Plaas Buffelsdrift Nr. 248 in terme van Artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie Nr. 15 van 1985), Oudtshoorn, soos volg:

- Gedeelte A ($\pm 2.5\text{ha}$), gedeelte grond bevat drie (3) bestaande geboue;
- Gedeelte B ($\pm 1.1\text{ha}$), oop stuk grond te verkoop.

Volle besonderhede van hierdie voorstel is ter insae by die Kantoer van die Bestuurder: Beplanning en Ontwikkeling gedurende normale kantooreure en enige besware daarteen moet skriftelik (met redes) gerig word aan en ontvang word deur die Bestuurder: Beplanning en Ontwikkeling voor Maandag, 23 September 2013. Persone wat nie kan skryf nie kan die Munisipaliteit nader vir hulp om hul beswaar op skrif te stel.

Bestuurder: Beplanning en Ontwikkeling, Wesscott Gebou, Arnold de Jagerrylaan Nr. 102, Toekomsrus, Oudtshoorn 6625

R LOTTERING, WNDE MUNISIPALE BESTUURDER, BURGERSENTRUM, OUDTSHOORN

23 Augustus 2013 53042

STELLENBOSCH MUNICIPALITY

REZONING: PORTION 1 OF FARM KLEIN JOOSTENBERG
NO. 730, PAARL DIVISION

Notice is hereby given in terms of Section 17 of the Land Use Planning Ordinance, 1985 (Ordinance No. 15 of 1985), that the undermentioned application has been received and is open to inspection at the Office of the Director: Planning & Economic Development at the Planning Advice Centre, Plein Street, Stellenbosch, Tel. (021) 808-8606. Enquiries may be directed to Ms C Charles, PO Box 17, Stellenbosch 7599, Tel. (021) 808-8699 and fax number (021) 808-8651 weekdays during the hours of 08:30 to 15:00. Any objections, with full reasons therefor, may be lodged in writing at the Office of the abovementioned Director on or before 23 September 2013 quoting the above relevant legislation and the objector's erf and phone numbers and address. Any objections received after aforementioned closing date may be considered invalid.

This advertisement is also available on the Municipal website www.stellenbosch.gov.za, on the Planning and Economic Development page.

Applicant: Peter G Mons Professional Town Planning and Development Consultant

Erf/Erven number(s): Portion 1 of Farm Klein Joostenberg No. 730, Paarl Division

Locality/Address: R304, Muldersvlei

Nature of application: Proposed rezoning of $\pm 1343\text{m}^2$ of Portion 1 of Farm No. 730, Paarl Division from Agricultural Zone I to Agricultural Zone II in order to establish a meat processing facility.

MUNICIPAL MANAGER

Notice No. P21/13

23 August 2013

53048

MUNISIPALITEIT STELLENBOSCH

HERSONERING: GEDEELTE 1 VAN PLAAS KLEIN
JOOSTENBERG NR. 730, AFDELING PAARL

Kennis geskied hiermee ingevolge Artikel 17 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie Nr. 15 van 1985), dat die onderstaande aansoek ontvang is en by die Kantoer van die Direkteur: Beplanning en Ekonomiese Ontwikkeling by die Advieskantoor, Tel. (021) 808-8606 in Pleinstraat, Stellenbosch ter insae lê. Navrae kan aan me C Charles, Posbus 17, Stellenbosch 7599, Tel. (021) 808-8699 en Faksnr. (021) 808-8651 weeksdae gedurende 08:30 tot 15:00 gerig word. Besware, met volledige redes daarvoor, mag skriftelik by die Kantoer van die bogenoemde Direkteur, op of voor 23 September 2013 ingedien word, met vermelding van die relevante wetgewing, die beswaarmaker se erf- en telefoonnummer sowel as adres. Enige besware ontvang na voormalde sluitingsdatum, mag as ongeldig geag word.

Hierdie kennisgewing is ook beskikbaar op die Munisipale webtuiste www.stellenbosch.gov.za, op die Beplanning en Ekonomiese Ontwikkelingsblad.

Applikant: Peter G Mons Professional Town Planning and Development Consultant

Erf/Erwenommer(s): Gedeelte 1 van Plaas Klein Joostenberg Nr. 730, Afdeling Paarl

Liggings/Adres: R304, Muldersvlei

Aard van aansoek: Voorgestelde hersonering van $\pm 1343\text{m}^2$ van Gedeelte 1 van Plaas Nr. 730, Afdeling Paarl vanaf Landbousone I na Landbousone II om 'n vleisprosesseringsfasiliteit te vestig.

MUNISIPALE BESTUURDER

Kennisgewingnr. P21/13

23 Augustus 2013

53048

OVERSTRAND MUNICIPALITY

ERF 10528, HERMANUS, OVERSTRAND MUNICIPAL AREA:
PROPOSED CONSENT USE: JLR & ASSOCIATES ON BEHALF
OF SUNSET BAY TRADING 196 (PTY) LTD

Notice is hereby given in terms of Section 7.1 of the Scheme Regulations that an application has been received for a consent use on Erf 10528, Hermanus in order to operate a Frail-care Centre on the property concerned.

Details regarding the proposal are available for inspection at the Office of the Director: Infrastructure and Planning during normal office hours. Enquiries regarding the matter should be directed to the Senior Town Planner, Ms HJ van der Stoep, Tel. (028) 313-8900/Fax: (028) 313-2093. E-mail enquiries: Loretta Page (loretta@overstrand.gov.za).

Any comments on the proposal should be submitted in writing to reach the undersigned by not later than Friday, 27 September 2013. A person who cannot read or write but wishes to comment on the proposal may visit the Directorate: Infrastructure and Planning where a member of staff would assist them to formalize their comment.

MUNICIPAL MANAGER, OVERSTRAND MUNICIPALITY, PO BOX 20, HERMANUS 7200

Municipal Notice No. 54/2013

23 August 2013

53034

SWARTLAND MUNICIPALITY

NOTICE 18/2013/2014

PROPOSED SUBDIVISION OF PORTION 6 OF FARM TIERFONTEIN NO. 758, DIVISION MALMESBURY

Notice is hereby given in terms of Section 24(1) of Ordinance 15 of 1985 that an application has been received for the subdivision of Portion 6 of Farm Tierfontein No. 758 ($\pm 21.1231\text{ha}$ in extent), situated $\pm 6\text{km}$ south-west of Malmesbury into a Remainder ($\pm 10.5\text{ha}$) and Portion A; ($\pm 10.6\text{ha}$).

Portion A ($\pm 10.6\text{ha}$) is offered for consolidation with Portion 7 of Farm Tierfontein No. 758, Division Malmesbury.

Further particulars are available during office hours (weekdays) at the Department Development Services, Office of the Manager: Planning, Building Control and Valuations, Municipal Office, Church Street, Malmesbury.

Any comments, whether an objection or support, may be lodged in writing with the undersigned not later than 23 September 2013 at 17:00.

JJ SCHOLTZ, MUNICIPAL MANAGER, MUNICIPAL OFFICE,
PRIVATE BAG X52, MALMESBURY 7299

23 August 2013

53035

SWARTLAND MUNICIPALITY

NOTICE 16/2013/2014

PROPOSED CLOSURE OF PORTIONS OF DEVEREUX, FAIRFAX, CHELSEA, STRATHALLAN, DELAMERE, VINTCENT, JEFFRIES, RODNEY, WENTWORTH, FERMANAGH, CHELFORD, BEDFORD, WESTCAR, PROTHERO, GARFIELD, CARLYLE, CAVENDISH, PAUNCEFOTE, CHOATE AND BOUVERIE STREETS AND RADNOR ROAD, GREATER CHATSWORTH

Notice is hereby given in terms of Section 137(2) of Ordinance 20 of 1974 that it is the intention of Council to close portions of Devereux, Fairfax, Chelsea, Strathallan, Delamere, Vintcent, Jeffries, Rodney, Wentworth, Fermanagh, Chelford, Bedford, Westcar, Prothero, Garfield, Carlyle, Cavendish, Pauncefote, Choate and Bouvierie Streets and Radnor Road, Greater Chatsworth.

Further particulars are available during office hours (weekdays) at the Department Development Services, in the Office of the Manager: Planning, Building Control & Valuations, Municipal Office, Church Street, Malmesbury.

Any comments may be lodged in writing with the undersigned not later than 16 September 2013 at 17:00.

JJ SCHOLTZ, MUNICIPAL MANAGER, MUNICIPAL OFFICE, PRI-
VATE BAG X52, MALMESBURY

23 August 2013

53036

OVERSTRAND MUNISIPALITEIT

ERF 10528, HERMANUS, OVERSTRAND MUNISIPALE AREA:
VOORGESTELDE VERGUNNINGSGEbruIK: JLR &
ASSOCIATES NAMENS SUNSET BAY TRADING 196 (PTY) LTD

Kennis geskied hiermee ingevolge Artikel 7.1 van die Skemaregulasiës dat 'n aansoek ontvang is vir 'n Vergunningsgebruik op Erf 10528, Hermanus ten einde 'n Verswaktesorgerheid op die betrokke eiendom te bedryf.

Besonderhede aangaande die voorstel lê ter insae by die Kantoer van die Direkteur: Infrastruktuur en Beplanning gedurende normale kantoorure. Navrae kan gerig word aan die Senior Stadsbeplanner, me HJ van der Stoep, Tel. (028) 313-8900/Faks: (028) 313-2093. E-pos navrae: Loretta Page (loretta@overstrand.gov.za).

Enige kommentaar aangaande die voorstel moet op skrif gestel word ten einde die ondergetekende te bereik teen nie later nie as Vrydag, 27 September 2013. Persone wat wil kommentaar lewer maar nie kan lees of skryf nie, mag die Direktoraat: Infrastruktuur en Beplanning besoek waar hul deur 'n amptenaar bygestaan sal word ten einde hul kommentaar te formaliseer.

MUNISIPALE BESTUURDER, OVERSTRAND MUNISIPALITEIT,
POSBUS 20, HERMANUS 7200

Munisipale Kennisgewingnr. 54/2013

23 Augustus 2013

53034

MUNISIPALITEIT SWARTLAND

KENNISGEWING 18/2013/2014

VOORGESTELDE ONDERVERDELING VAN GEDEELTE 6 VAN DIE PLAAS TIERFONTEIN NR. 758, AFDELING MALMESBURY

Kennis geskied hiermee ingevolge Artikel 24(1) van Ordonnansie 15 van 1985 dat 'n aansoek ontvang is vir die onderverdeling van Gedeelte 6 van die Plaas Tierfontein Nr. 758 (groot 21.1231ha), geleë $\pm 6\text{km}$ suidwes van Malmesbury in 'n Restart ($\pm 10.5\text{ha}$) en Gedeelte A ($\pm 10.6\text{ha}$).

Gedeelte A word aangebied vir konsolidasie met Gedeelte 7 van die Plaas Tierfontein Nr. 758, Afdeling Malmesbury.

Verdere besonderhede is gedurende gewone kantoorure (weeksdae) by Departement Ontwikkelingsdienste, die Kantoer van die Bestuurder: Beplanning, Boubeheer en Waardasies, Munisipale Kantoer, Kerkstraat, Malmesbury beskikbaar.

Enige kommentaar, hetsy beswaar of ondersteuning, kan skriftelik by die ondergetekende ingedien word nie later nie as 23 September 2013 om 17:00.

JJ SCHOLTZ, MUNISIPALE BESTUURDER, MUNISIPALE
KANTOOR, PRIVAATSAK X52, MALMESBURY 7299

23 Augustus 2013

53035

SWARTLAND MUNISIPALITEIT

KENNISGEWING 16/2013/2014

VOORGESTELDE SLUITING VAN GEDEELTES VAN DEVEREUX-, FAIRFAX-, CHELSEA-, STRATHALLAN-, DELAMERE-, VINTCENT-, JEFFRIES-, RODNEY-, WENTWORTH-, FERMANAGH-, CHELFORD-, BEDFORD-, WESTCAR-, PROTHERO-, GARFIELD-, CARLYLE-, CAVENDISH-, PAUNCEFOTE-, CHOATE- EN BOUVERIESTRAAT EN RADNORWEG-, GREATER CHATSWORTH

Kennis geskied hiermee ingevolge Artikel 137(2) van Ordonnansie 20 van 1974 dat die Raad van voorneme is om gedeeltes van Devereux-, Fairfax-, Chelsea-, Strathallan-, Delamere-, Vintcent-, Jeffries-, Rodney-, Wentworth-, Fermanagh-, Chelford-, Bedford-, Westcar-, Prothero-, Garfield-, Carlyle-, Cavendish-, Pauncefote-, Choate- en Bouvieriestraat en Radnorweg, Greater Chatsworth te sluit.

Verdere besonderhede is gedurende gewone kantoorure (weeksdae) beskikbaar by die Departement Ontwikkelingsdienste, in die Kantoer van die Bestuurder: Beplanning, Boubeheer en Waardasies, Munisipale Kantoer, Kerkstraat, Malmesbury.

Enige kommentaar kan skriftelik by die ondergetekende ingedien word nie later nie as 16 September 2013 om 17:00.

JJ SCHOLTZ, MUNISIPALE BESTUURDER, MUNISIPALE
KANTOOR, PRIVAATSAK X52, MALMESBURY

23 August 2013

53036

<p>SWARTLAND MUNICIPALITY</p> <p>NOTICE 17/2013/2014</p> <p>CLOSING OF PORTION OF ERF 595, RIEBEEK WEST (STREET) ADJOINING ERF 601 AND PORTION OF ERF 457, RIEBEEK WEST ADJOINING ERVEN 409-423, 448, 450-455, 596 (STREET) AND 601 (AND PORTION OF ERF 596), RIEBEEK WEST</p> <p>Notice is hereby given in terms of Section 137(1) of Ordinance 20 of 1974 that portion of erf 595, Riebeek West (street) adjoining erf 601 and portion of erf 457, Riebeek West adjoining erven 409-423, 448, 450-455, 596 (street) and 601 (and portion of erf 596, Riebeek West) has been closed. (S/9644/v2 p3).</p> <p>JJ SCHOLTZ, MUNICIPAL MANAGER, MUNICIPAL OFFICE, PRIVATE BAG X52, MALMESBURY</p> <p>23 August 2013</p>	<p>MUNISIPALITEIT SWARTLAND</p> <p>KENNISGEWING 17/2013/2014</p> <p>SLUITING VAN GEDEELTE VAN ERF 595, RIEBEEK-WES (STRAAT) GRENSEND AAN ERF 601 EN GEDEELTE VAN ERF 457, RIEBEEK-WES GRENSEND AAN ERWE 409-423, 448, 450-455, 596 (STRAAT) EN 601 (EN GEDEELTE VAN ERF 596)</p> <p>Kennis geskied hiermee ingevolge Artikel 137(1) van Ordonnansie 20 van 1974 dat gedeelte van erf 595, Riebeek-Wes (straat) grensend aan erf 601 en gedeelte van erf 457, Riebeek-Wes grensend aan erwe 409-423, 448, 450-455, 596 (straat) en 601 (en gedeelte van erf 596), Riebeek-Wes gesluit is. (S/9644/v2 p3).</p> <p>JJ SCHOLTZ, MUNISIPALE BESTUURDER, MUNISIPALE KANTOOR, PRIVAATSAK X52, MALMESBURY</p> <p>23 Augustus 2013</p>
<p>SWELLENDAM MUNICIPALITY</p> <p>APPLICATION FOR DEPARTURE: ERF 149, INFANTA</p> <p>Notice is hereby given in terms of the Land Use Planning Ordinance, 1985 (Ordinance No. 15 of 1985) that Council has received an application from Sea Cottage Trust for a departure in order to exceed the building line on Erf 149, Infanta.</p> <p>Further particulars regarding the proposal are available for inspection at the Municipal Office, Swellendam during office hours. Objections to the proposal, if any, must reach the undermentioned on or before 25 September 2013. Persons who are unable to read and write will be assisted, during office hours, at the Municipal office, Swellendam, to write down their objections.</p> <p>C AFRICA, ACTING MUNICIPAL MANAGER, MUNICIPAL OFFICE, SWELLENDAM</p> <p>Notice: S46/2013</p> <p>23 August 2013</p>	<p>SWELLENDAM MUNISIPALITEIT</p> <p>AANSOEK OM AFWYKING: ERF 149, INFANTA</p> <p>Kennis geskied hiermee in terme van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie Nr. 15 van 1985) dat die Raad 'n aansoek ontvang het van Sea Cottage Trust vir 'n afwyking om die boulyn te oorskry op Erf 149, Infanta.</p> <p>Verdere besonderhede van die voorstel lê gedurende kantoorure by die Swellendam Munisipale Kantoor ter insae. Skriftelike besware teen die voorstel, indien enige, moet die ondergemelde bereik voor of op 25 September 2013. Persone wat nie kan lees en skryf nie, sal gedurende kantoorure by die Munisipale Kantoor, Swellendam gehelp word om hul besware neer te skryf.</p> <p>C AFRICA, WAARNEMENDE MUNISIPALE BESTUURDER, MUNISIPALE KANTOOR, SWELLENDAM</p> <p>Kennisgewing: S46/2013</p> <p>23 Augustus 2013</p>
<p>53037</p>	<p>53037</p>
<p>53038</p>	<p>53038</p>


BEAUFORT WEST MUNICIPALITY

NOTICE No. 83/2013
**PROPOSED REZONING, SUBDIVISION, CONSOLIDATION AND DEPARTURE OF
BUILDING LINES: ERF 2848, PORTION OF ERF 5372 AND REMAINDER OF FARM 185,
BEAUFORT WEST**

Notice is hereby given in terms of Sections 15(1)(i) 17 and 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that the Beaufort West Municipality is contemplating the development of abovementioned property.

Property:-	Erf 2848, Portion of Erf 5372 and the remainder of Farm 185 Beaufort West collectively large (+ 35.5 ha): Respectively zoned Undetermined Zone (Erf 2848) and Agricultural Zone I (Erf 5372 and the Remainder of Farm 185)														
Proposal:-	<p>1. The subdivision of the remainder of Farm 185 Beaufort West in terms of Section 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) in two parts A and C.</p> <p>2. The subdivision of erf 5372 Beaufort West in terms of Section 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) in sections namely Remainder yard 5372 and Section B.</p> <p>3. The subdivision of the Remainder of erf 2848 Beaufort West in terms of Section 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) in two portions namely Remainder Erf 2848 and Portion D.</p> <p>4. The consolidation of sections A, B, C and D, which is the area to which the application applies and seeks to be developed.</p> <p>5. The rezoning of the consolidated area (Sections A-D) from Agricultural Zone and Undetermined to a Subdivision Area consisting of four (4) phases for the following purposes, namely Residential Zone I, Industrial Zone, Business Zone, Institutional Zone, Open Space and Transport Zone: -</p> <table border="1"> <thead> <tr> <th colspan="2">Phase 1</th> </tr> </thead> <tbody> <tr> <td>Residential Zone I</td> <td>257 Erven of ± 150 m² each</td> </tr> <tr> <td>Business Zone II</td> <td>1 Erf</td> </tr> <tr> <td>Institutional Zone I</td> <td>2 Erven</td> </tr> <tr> <td>Institutional Zone II</td> <td>2 Erven</td> </tr> <tr> <td>Open Space Zone I</td> <td>6 Erven</td> </tr> <tr> <td>Transport Zone II</td> <td>Roads</td> </tr> </tbody> </table>	Phase 1		Residential Zone I	257 Erven of ± 150 m ² each	Business Zone II	1 Erf	Institutional Zone I	2 Erven	Institutional Zone II	2 Erven	Open Space Zone I	6 Erven	Transport Zone II	Roads
Phase 1															
Residential Zone I	257 Erven of ± 150 m ² each														
Business Zone II	1 Erf														
Institutional Zone I	2 Erven														
Institutional Zone II	2 Erven														
Open Space Zone I	6 Erven														
Transport Zone II	Roads														

	5.2	Phase 2 Residential Zone I Open Space Zone I Transport Zone II	291 Erven of ± 150 m ² each 5 Erven Roads	
	5.3	Phase 3 Residential Zone I Institutional Zone I Institutional Zone II Open Space Zone I Transport Zone II	248 Erven of ± 150 m ² each 1 Erf 1 Erf 4 Erven Roads	
	5.4	Phase 4 Industrial Zone I Open Space Zone I Transport Zone II	9 Erven 1 Erf Roads	
	6.	Building line departures in terms of Section 15(1)(a)(i) of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) on the Residential Zone I-, Institutional Zone I— and Institutional Zone II erven:		
		<ul style="list-style-type: none"> * Street building line of 2 m. * Lateral building lines of 0 m on only one of the lateral boundaries 		
Applicant	Urban Dynamics Western Cape Inc. (Asla Devco Pty) Ltd			

Details concerning the application are available for inspection at the Offices of the Municipal Manager, Beaufort Wes Municipality, 112 Donkin Street, Beaufort West, during office hours. Enquiries may be directed to the Municipal Manager, Beaufort West Municipality, Private Bag 582, Beaufort West, 6970, or faxed to 023-415 1373. Written objections, if any, with reasons may be lodged at the office of the abovementioned Municipal Manager on or before **Friday, 13 September 2013**, quoting the notice number, as well as your erf and contact phone number and address.

Should you be unable to provide written objection or representation, you may by appointment during office hours request a staff member to assist you with transcribing your objections or representation.

Any queries in the above regard should be directed to the Senior Manager: Corporate Services at phone number 023-414 8020.

Municipal Office
112 Donkin Street
Private Bag 582
Beaufort West 6970

J. Booyens
Municipal Manager

[12/4/4/2; 12/4/5/2; 12/3/2] – 23.08.2013



BEAUFORT-WES MUNISIPALITEIT

KENNISGEWING No. 83/2013

VOORGESTELDE HERSONERING, ONDERVERDELING, KONSOLIDASIE EN AFWYKING VAN BOULYNE: ERF 2848, GEDEELTE VAN ERF 5372 EN DIE RESTANT VAN PLAAS 185, BEAUFORT-WES

Kennis geskied hiermee ingevolge Artikels 15(1)(i), 17, en 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat Beaufort-Wes Munisipaliteit van voornemens is om bogemelde eiendom te ontwikkel.

Eiendomsbeskrywing	Erf 2848, gedeelte van erf 5372 en die restant van Plaas 185 Beaufort-Wes gesamentlik groot (\pm 35.5 ha): Onderskeidelik soneer as Onbepaalde Sone (Erf 2848) en Landbou Sone I (Erf 5372 en Restant van Plaas 185)													
Aansoek:-	<p>1. Die onderverdeling van die Restant van Plaas 185 Beaufort-Wes ingevolge Artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) in twee gedeeltes A en C.</p> <p>2. Die onderverdeling erf 5372 Beaufort-Wes ingevolge Artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) in gedeeltes naamlik Restant erf 5372 en Gedeelte B.</p> <p>3. Die onderverdeling van die Restant van erf 2848 Beaufort-Wes ingevolge Artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) in twee gedeeltes naamlik Restant erf 2848 en Gedeelte D.</p> <p>4. Die konsolidasie van gedeeltes A, B, C en D wat die area vorm waarop die aansoek van toepassing is en beoog ontwikkel te word.</p> <p>5. Die hersonering van die gekonsolideerde area (Gedeeltes A-D) vanaf Landbou Sone en Onbepaalde Sone na 'n Onderverdelingsgebied bestaande uit vier (4) fases vir die volgende doeleinades, naamlik Residensieel I, Nywerheidsone, Sakesone, Institusionele Sone, Oopruimte Sone en Vervoersone:-</p> <p>5.1 Fase 1</p> <table border="1"> <tr> <td>Residensiële Sone I</td> <td>257 Erwe van \pm 150 m² elk</td> </tr> <tr> <td>Sakesone II</td> <td>1 Erf</td> </tr> <tr> <td>Institusionele Sone I</td> <td>2 Erwe</td> </tr> <tr> <td>Institusionele Sone II</td> <td>2 Erwe</td> </tr> <tr> <td>Oopruimte Sone I</td> <td>6 Erwe</td> </tr> <tr> <td>Vervoersone II</td> <td>Strate</td> </tr> </table>		Residensiële Sone I	257 Erwe van \pm 150 m ² elk	Sakesone II	1 Erf	Institusionele Sone I	2 Erwe	Institusionele Sone II	2 Erwe	Oopruimte Sone I	6 Erwe	Vervoersone II	Strate
Residensiële Sone I	257 Erwe van \pm 150 m ² elk													
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Vervoersone II	Strate													

	5.2	Fase 2 Residensiële Sone I Oopruimte Sone I Vervoersone II	291 Erwe van ± 150 m ² elk 5 Erwe Strate	
	5.3	Fase 3 Residensiële Sone I Institutionele Sone I Institutionele Sone II Oopruimte Sone I Vervoersone II	248 Erwe van ± 150 m ² elk 1 Erf 1 Erf 4 Erwe	
	5.4	Fase 4 Industriële Sone I Oopruimte Sone I Vervoersone II	9 Erwe 1 Erf Strate	
	6.	Boulynverslappings ten opsigte van die Residensiële Sone I -, Institutionele Sone I – en Institutionele Sone II erwe in terme van Artikel 15(1)(a)(i) van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985): * Straatboulyn van 2 m. * Kantboulyne van 0 m op slegs een van die kantgrense		
Aansoeker:-	Urban Dynamics Western Cape Inc. (Asla Devco Pty) Ltd			

Besonderhede rakende die aansoek is gedurende kantoorure ter insae by die Kantoor van die Municipale Bestuurder, Beaufort-Wes Municipaliteit, Donkinstraat 112, Beaufort-Wes, 6970. Navrae/kommentaar kan aan die Municipale Bestuurder, Beaufort-Wes Municipaliteit, Privaatsak 582, Beaufort-Wes, 6970 gerig word, of gefaks word na 023-415 1373. Enige besware moet skriftelik en gemotiveerd aan die Municipale Bestuurder gerig word om die ondergetekende voor of op **Vrydag, 13 September 2013** te bereik. Meld asseblief die kennisgewingnommer, u telefoonnommer en adres.

Indien u nie in staat is om geskrewe kommentaar te lewer nie, kan 'n afspraak gedurende kantoorure gereël word sodat 'n amptenaar u kan assisteer om u kommentaar en/of besware op skrif te stel.

Enige navrae met betrekking tot bogemelde aansoek kan aan die Senior Bestuurder: Korporatiewe Dienste by telefoon 023-414 8020 gerig word.

Municipale Kantore
Donkinstraat 112
Privaatsak 582
Beaufort-Wes
6970

J. Booyens
Municipale Bestuurder

[12/4/4/2; 12/4/5/2; 12/3/2] – 23.08.2013

APPOINTMENT OF BOARD MEMBERS: WESTERN CAPE GAMBLING AND RACING BOARD

Applications were received from the following candidates for appointment to the Western Cape Gambling and Racing Board in respect of vacancies advertised on 28 March 2013

- Mr Terence Cedric Arendse, 24 Edgemere Road, Elfindale, Heathfield, 7945
- Ms Undere Deglon, 21 Cavendish Street, Claremont, 7735
- Mr Shaun Dido, 5 Remus Street, San Remo, Strandfontein, Cape Town, 7798
- Mr Ronald Ion Kingwill, 9 Windsor Road, Somerset West, 7129
- Adv Mandla Mdludlu, PO Box 393 Mitchell's Plain, 7789
- Mr Frans Johannes van Wyk, PO Box 1290, Kleinbrakrivier, 6503
- Mr Robert Jonathan Vincent, 16 Wynn Road, Goodwood, 7460

Applications were received from the following candidates for appointment to the Western Cape Gambling and Racing Board in respect of vacancies advertised on 18 May 2013

- Mr Tami Bonga, 17 Grobler Street, Aurora, Durbanville, 7550
- Ms Azereth Cheryl Dimphana, 24 Warwick Place, Royal Ascot, Milnerton, 7441
- Ms Isabelle du Plessis, Funbosch Park, 4117th Avenue, Mossel Bay, 6500
- Mr Jamie Oscar Louw, PO Box 717, Westridge, 7802
- Mrs Bernadette Elaine Josephine Gordon, 5 Christoffel Street, Newlands, Beaufort West, 6970
- Mr Rowen Graham Nicholls, 7 Auburn Road, Kenilworth, 7708
- Mr Abraham Bosman Slabber, 30 Synagogue Street, Paarl
- Ms Maletsatsi Wotini, 5 The Poplars, Poplars Avenue Thornton, 7460

The Board is an independent statutory body instituted in terms of the Western Cape Gambling and Racing Act. Its main objective is to control and regulate all gambling and racing activities in the Province, to collect all relevant taxes, levies, duties, fees and penalties and to conduct ongoing research into gambling and racing.

In order to be eligible for appointment as a member, a person shall:

- a) have attained the age of twenty-five years;
- b) be a citizen of the Republic and ordinarily resident in the Western Cape Province;
- c) be a fit proper person whose character, integrity, honesty, prior conduct, reputation, habits and associations are beyond reproach;
- d) be of good financial standing; and
- e) not be disqualified.

The following persons shall be disqualified from being appointed to the Board:

- a) anyone who has been convicted of an offence relating to gambling or racing;
- b) anyone who has been convicted of an offence relating to dishonesty;
- c) an un-rehabilitated insolvent or anyone who is subject to any legal disability;
- d) anyone who has been removed from any office of trust on account of misconduct;
- e) any political office-bearer, and
- f) anyone who, whether personally or through his or her spouse, an immediate family member, a partner or an associate or any person connected to such persons by marriage-
 - i) has or acquires any interest in any gambling business or activity, or
 - ii) has any interest in any business or enterprise that may conflict or interfere with the proper performance of his or her duties.

Any person who has any objections to or comments on the appointment of anyone of the above-mentioned persons to the Board, should submit their comments in writing to the Accounting Officer: Provincial Treasury (for attention Mr A Phillips) at Legislature Building, 3rd Floor, Room W3-28, 7 Wale Street, (Private Bag X9165), Cape Town, 8000, and should reach him by no later than 16:00 on 09 September 2013

**AANSTELLING VAN RAADSLEDE:
WES-KAAPSE RAAD OP DOBBELARY EN WEDRENNE**

Aansoeke is van die volgende kandidate ontvang vir aanstelling op die Wes-Kaapse Raad op Dobbelaary en Wedrenne ten opsigte van vakatures geadverteer op 28 Maart 2013

- Mr Terence Cedric Arendse, 24 Edgemere Road, Elfdale, Heathfield, 7945
- Ms Undere Deglon, 21 Cavendish Street, Claremont, 7735
- Mr Shaun Dido, 5 Remus Street, San Remo, Strandfontein, Cape Town, 7798
- Mr Ronald Ion Kingwill, 9 Windsor Road, Somerset West, 7129
- Adv Mandla Mdludlu, PO Box 393 Mitchell's Plain, 7789
- Mr Frans Johannes van Wyk, PO Box 1290 Kleinbrakrivier, 6503
- Mr Robert Jonathan Vincent, 16 Wynn Road, Goodwood, 7460

Aansoeke is van die volgende kandidate ontvang vir aanstelling op die Wes-Kaapse Raad op Dobbelaary en Wedrenne ten opsigte van vaktures geadverteer op 18 Mei 2013

- Mr Tami Bonga, 17 Grobler Street, Aurora, Durbanville, 7550
- Ms Azereth Cheryl Dimphana, 24 Warwick Place, Royal Ascot, Milnerton, 7441
- Ms Isabelle du Plessis, Funbosch Park, 4117th Avenue, Mossel Bay, 6500
- Mr Jamie Oscar Louw, PO Box 717, Westridge, 7802
- Mrs Bernadette Elaine Josephine Gordon, 5 Christoffel Street, Newlands, Beaufort West, 6970
- Mr Rowen Graham Nicholls, 7 Auburn Road, Kenilworth, 7708
- Mr Abraham Bosman Slabber, 30 Synagogue Street, Paarl
- Ms Maletsatsi Wotini, 5 The Poplars, Poplars Avenue, Thornton, 7460

Die Raad is 'n onafhanklike statutêre liggaam wat ingevolge die Wes-Kaapse Wet op Dobbelaary en Wedrenne ingestel is. Die hoofoogmerk van die Raad is om alle aktiwiteite met betrekking tot dobbelaary en wedrenne in die Provinsie te beheer en reguleer, om alle relevante belastings, heffings, belastingregte, gelde en boetes in te vorder en om deurlopende navorsing te doen op die terrein van dobbelaary en wedrenne.

Ten einde bevoeg te wees vir aanstelling as 'n lid van die Raad moet 'n persoon:

- a) die ouderdom van vyf-en-twintig jaar bereik het;
- b) 'n burger van die Republiek wees en in die Wes-Kaap Provinsie woonagtig wees;
- c) 'n geskikte en gepaste persoon wees wie se karakter, integriteit, eerlikheid, vorige gedrag, reputasie, gewoontes en verbintenissoesoek bo verdenking staan;
- d) goeie kredietwaardigheid hê, en
- e) nie gediskwalifiseer wees nie.

Die volgende persone sal gediskwalifiseer word om as lede van die Raad aangestel te word:

- a) enige wat skuldig bevind was aan 'n misdryf wat met dobbelaary en wedrenne verband hou;
- b) enige wat skuldig bevind was aan 'n misdryf wat oneerlikheid behels;
- c) 'n insolvente persoon wat nie gerehabiliteer is nie of enige wat onderhewig is aan enige handelsonbevoegdheid;
- d) enige wat uit enige vertrouenspos ontslaan was as gevolg van wangedrag;
- e) enige politieke ampsdraer, en
- f) enige wat, hetsy persoonlik of deur middel van sy of haar gade, 'n direkte familielid, 'n vennoot of 'n medewerker of enige aangetroude familie van sodanige persoon -
 - i) enige belang het of verkry in enige dobbelaarybesigheid of -aktiwiteit, of
 - ii) enige belang het in enige besigheid of onderneming wat strydig kan wees of kan inmeng met die behoorlike uitvoering van sy of haar pligte.

Enige persoon wat kommentaar op, of beswaar teen enige van die bogemelde persone se aanstelling tot die Raad het, word versoek om hul skriftelike kommentaar aan die Rekenpligtige Beamppte: Provinsiale Tesourie (vir aandag Mr A Phillips), Provinsiale Wetgewergebou, 3de Vloer, Kamer W3-28, Waalstraat 7, (Privaatsak X9165), Kaapstad, 8000, 16 rig en moet verseker dat sodanige beswaar of kommentaar hom nie later nie as 16:00 op 09 September 2013 bereik.

**UKUQESHWA KWELUNGU LEBHODI:
IBHODI YONGCAKAZO NEMIDYARHO YENTSHONA KOLONI**

Kuye kwafunyanwa aba balandelayo njengabatyunjwa okanye nabafaki-zicelo kwiBhodi yoNgcakazo Nemidyarho yaseNtshona Koloni malunga nemisebenzi esasazwe ngomhla **we 28 eyoKwindla 2013:**

- Mr Terence Cedric Arendse, 24 Edgemere Road, Elfindale, Heathfield, 7945
- Ms Undere Deglon, 21 Cavendish Street, Claremont, 7735
- Mr Shaun Dido, 5 Remus Street, San Remo, Strandfontein, Cape Town, 7798
- Mr Ronald Ion Kingwill, 9 Windsor Road, Somerset West, 7129
- Adv Mandla Mdludlu, PO Box 393, Mitchell's Plain, 7789
- Mr Frans Johannes van Wyk, PO Box 1290, Kleinbrakrivier, 6503
- Mr Robert Jonathan Vincent, 16 Wynn Road, Goodwood, 7460

Kuye kwafunyanwa aba balandelayo njengabatyunjwa okanye nabafaki-zicelo kwiBhodi yoNgcakazo Nemidyarho yaseNtshona Koloni malunga nemisebenzi esasazwe ngomhla **we 18 uCanzibe 2013:**

- Mr Tami Bonga, 17 Grobler Street, Aurora, Durbanville, 7550
- Ms Azereth Cheryl Dimphana, 24 Warwick Place, Royal Ascot, Milnerton 7441
- Ms Isabelle du Plessis, Funbosch Park, 4117th Avenue, Mossel Bay, 6500
- Mr Jamie Oscar Louw, PO Box 717, Westridge, 7802
- Mrs Bernadette Elaine Josephine Gordon, 5 Christoffel Street, Newlands Beaufort West, 6970
- Mr Rowen Graham Nicholls, 7 Auburn Road, Kenilworth, 7708
- Mr Abraham Bosman Slabber, 30 Synagogue Street, Paarl
- Ms Maletsatsi Wotini, 5 The Poplars, Poplars Avenue, Thornton, 7460

Le Bhodi sisigqeba esizimeleyo esibekwe ngokomthetho owensiwe ePalamente phantsi koMthetho oyiWestern Cape Gambling and Racing Act. Eyona njongo yayo iphambili kukulawula lonke uncakazo nemidyarho apha kweli Phondo, ukuqokelela zonke iirhafu ezifanelekileyo, iintlawulo, imirhumo neemali, zohlwayo kwakunye nokuqhuba uphando oluqhutywayo malunga nongcakazo nemidyarho.

Ukuze umntu afaneleke ukuba angabekwa njengelungu kufuneka:

- a) abe uwaggibile amashumi amabini anesihlanu eminyaka ubudala;
- b) abe ngummi walapha eMzantsi Afrika kunjalonje abe uhlala kwi Phondo leNthona Koloni
- c) abe ngumntu ofanelekileyo nonentsulungeko ngokwesimo sakhe, nokwenkubeko-
ngqondo, ngonkunyaniseka, ngokwendlela abesoloko eziphethe ngayo, ngokwegama
analо, nangokweendawo nabantu azimanya nabo;
- d) abe ume kakuhle ngokwasezimalini;
- e) kungabikho sizathu simenza angafaneleki.

Aba bantu balandelayo abayi kufaneleka ukuba babekwe kule Bhodi:

- a) umntu owayekhe wabanjelwa ityala elimento yokwenza nongcakazo okanye nemidyarho;
- b) umntu owakhe wabanjelwa ityala lokunganyaniseki;
- c) umntu owatshonayo ngokwasezimalini okanye onamatyala abopheleleke kuwo ngokwasemthethweni;
- d) umntu owathi wasuswa esikhundleni esifuna interbeko awayekuso ngenxa yokuziphatha kakubi;
- e) umntu onesikhundla anaso ngakwezopolitiko;
- f) umntu –
 - i) ochaphazelekayo kwishishini longcakazo,
 - ii) okanye ochaphazelekayo kwishishini elinokuthi lingahambelani nalo msebenzi wakhe njengelungu lale Bhodi, okanye lenze kube nzima ukuba akwazi ukuwenza kakuhle nangokuphumeleleyo umsebenzi wakhe wobulungu beBhodi le, nokuba uchaphazelekayo okanye ngowakkawhe, okanye ngomntu wefemeli yakhe, okanye ngomingane nje okanye nangawuphi na umntu onxulumene naba bantu ngomtshato.

Nabani na ofuna ukufaka isichaso okanye ukuvakalisa izimvo ngoku- nyulwa kwakhe nawuphi na umntu kwaba, makabhaleku: Accounting Officer: Provincial Treasury (yithumele ku Mr A Phillips) kumgangatho we 3, Room W3-28, Legislature Building, 7 Wale Street, (Private Bag X9165), Cape Town, 8000 ungdululanga umhla we 09 eyomSintsi (September) 2013 phambi kwentsimbi yesine.

MOSSEL BAY MUNICIPALITY

AMENDMENTS TO THE CUSTOMER CARE, INDIGENT, CREDIT CONTROL AND DEBT COLLECTION POLICY

Whereas section 98 of the Local Government: Municipal Systems Act, 2000 (Act No.32 of 2000) provides that a municipal council must adopt a Customer Care, Indigent, Credit Control and Debt Collection Policy and By-laws to give effect to that policy, and its implementation and enforcement;

And whereas the Mossel Bay Municipality has published its Customer Care, Indigent, Credit Control and Debt Collection Policy in the Provincial Gazette 6767, dated 9 July 2010 for general information;

And whereas the Mossel Bay Municipality has published its Customer Care, Indigent, Credit Control and Debt Collection Policy in the Provincial Gazette 6917, dated 14 October 2011 for general information;

And whereas the Council of the Mossel Bay Municipality has adopted the following amendments to the Policy on 31 May 2012, Resolution E99-05/2012;

And whereas the Council of the Mossel Bay Municipality has adopted a revised Customer Care, Indigent, Credit Control and Debt Collection Policy on 30 May 2013, Resolution E74-05/2013;

Now therefore the amended Policy is hereby published for general information.

In the event of an inconsistency between the English, Afrikaans or Xhosa text, the English text shall prevail.

DR. M GRATZ, MUNICIPAL MANAGER

MOSSELBAAI MUNISIPALITEIT

WYSIGINGS TOT DIE KLIENTEDIENS, DEERNIS, KREDIETBEHEER EN SKULDINVORDERINGSBELEID

Nademaal Artikel 98 van die Plaaslike Regering: Munisipale Stelselwet, 2000 (Wet No. 32 van 2000) voorsiening maak dat 'n Munisipale Raad moet 'n Kliëntediens, Deernis, Kredietbeheer en Skuldinvorderingsbeleid en Verordeninge aanvaar en uitvoering gee aan die Beleid asook die implementering en afdwinging daarvan.

En nademaal die Mosselbaai Munisipaliteit sy Kliëntediens, Deernis, Kredietbeheer en Skuldinvorderingsbeleid gepubliseer het in die Staatskoerant 6767, gedateer 9 Julie 2010 vir algemene inligting.

En nademaal die Mosselbaai Munisipaliteit sy Kliëntediens, Deernis, Kredietbeheer en Skuldinvorderingsbeleid gepubliseer het in die Staatskoerant 6917, gedateer 14 Oktober 2011 vir algemene inligting

En nademaal die Raad van Mosselbaai Munisipaliteit wysigings aan die Beleid op 31 Mei 2012, Besluit E99-05/2012, aanvaar het.

En nademaal die Raad van Mosselbaai Munisipaliteit 'n hersiene Kliëntediens, Deernis, Kredietbeheer en Skuldinvorderingsbeleid aanvaar het op 30 Mei 2013, Besluit E74-05/2013.

Hiernamaals word die hersiene Beleid nou gepubliseer vir algemene inligting.

In die geval van oneweredigheid tussen Engels, Afrikaans of Xhosa teks, sal die Engelse teks aanvaar word.

DR M GRATZ, MUNISIPALE BESTUURDER

MASIPALA MOSSEL BAYI

UXOMEZELELO EKUKHATHALENI BAXHAMLI, ABEZIBONELELO, UKULAWULWA KWAMATYALA KUNYE NOMGAQO-NKQUBO WOKUQOKELWA KWAMATYALA

Nangona iCandelo 98 lika-Rhulumente Wesithili: iCandelo le-Nkqubo kaMasipala, 2000 (inombolo yeCandelo.32 ka 2000) livumela ukuba ibhunga lika-masipala lithabathelle kulo ukukhathalela abaxhamli, abezibonelelo, Ulawulo Lwamatyala kunye noMgaqo-Nkqubo wokuQokelelwa kwaMatyala kwakunye noKongezwa kwe-Mithetho ekuwunikeni amandla umgaqo-nkqubo, ukuwusebenzisa kunye nokuwugunyazisa;

Kwaye nangona uMasipala wase-Mossel Bayi sele ewushicilele umGaqo-Nkqubo oKhathalela aBaxhamli, aBezibonelelo, uLawulo Lwamatyala kunye noMgaqo-Nkqubo wokuqokelelwa kwamatyala kumGaqo wePhondo 6767, owasekelwa ngomhla-9 Julayi 2010 ukwazisa wonke-wonke;

Kwaye nangona iBhunga loMasipala wase-Mossel Bayi sekwamkele okongeziwego kuloMgaqo-Nkqubo nge 31 Meyi 2012, isiGqibo E99-05/2012;

Kwaye nangona iBhunga loMasipala wase-Mossel Bayi sele ewamkele uMgaqo-Nkqubo oKhathalela aBaxhamli, aBezibonelelo, uLawulo Lwamatyala kunye noMgaqo-Nkqubo wokuQokelela amaTyala nge 30 Meyi 2013, isiGqibo E74-05/2013;

Ngoko ke loMgaqo-Nkqubo owongeziwego waziswa kuwonke-wonke.

Xa kunokuthi kanti kumbhalo wesi-Ngesi, Afrikaans okanye isiXhosa akuhlangani, sebenzisa owesingesi.

GQIRHA. M GRATZ, MPATHI MASIPALA

MOSSEL BAY MUNICIPALITY

AMENDMENTS TO PROPERTY RATES POLICY

Whereas Chapter 2 of the Local Government: Municipal Property Rates Act, 2004 (Act no. 6 of 2004) provides that a municipal council must adopt a Rates Policy and By-Laws to give effect to that policy, and its' implementation and enforcement;

And whereas the Mossel Bay Municipality has published its' Rates Policy in the Provincial Gazette, 6767, dated 9 July 2010 for general information;

And whereas the Mossel Bay Municipality has published its' amendments to its' Rates Policy in the Provincial Gazette, 6902, dated 26 August 2011 for general information;

And whereas the Mossel Bay Municipality has adopted a revised Rates Policy on 31 May 2012, Resolution E99-05/2012 and has published the policy in the Provincial Gazette, 7031, dated 7 September 2012 for general information;

And whereas the Council of the Mossel Bay Municipality has adopted the following amendments to the Policy on 30 May 2013, Resolution E74-05/2013;

Now therefore the amendments to the Policy is hereby published for general information.

In the event of an inconsistency between the English, Afrikaans or Xhosa text, the English text shall prevail.

Amendment of Section 2

1. Section 2 is hereby amended –
 - (a) By the insertion of

2.6 In terms of section 26 of the Municipal Property Rates Act - Method and time of payment – (1) A municipality may recover a rate –

- a) **On a monthly basis or less often as may be prescribed in terms of the Municipal Finance Management Act; or**
- b) **Annually, as may be agreed to with the owner of the property.**

(2) (a) if a rate is payable in a single amount annually it must be paid on or before a date determined by the municipality.

(b) If a rate is payable in installments it must be paid on or before a date in each period determined by the municipality.

(3) Payment of a rate may be deferred but only in special circumstances.

- (b) By the insertion of

2.7 In terms of section 12 of the Municipal Property Rates Act – Period for which rates may be levied

- (1) **When levying rates, a municipality must levy the rate for a financial year. A rate lapses at the end of the financial year for which it was levied.**

Amendment of Section 3

2. Section 3 is hereby amended –

- (a) By the insertion of the following definitions;

"interest" means a charge levied on arrear rates, sewerage and availability fees calculated at a rate of 1% higher than the prime interest rate

"Private Open Space (POS)" means vacant land belonging to private owners.

"Public benefit organisation (PBO)" means properties owned by public benefit organisations and used for any specific public benefit activities listed in Part 1 of the 'Ninth Schedule to the Income Tax Act;

"Public Open Space Municipality (POSM) means vacant land owned by the Municipality

"Public Open Space Private (POSP)" means small pieces of vacant land in private complexes used for playgrounds, parking, gardening, etc.

"Public Service Infrastructure (PSI)" means publicly controlled infrastructure such as, national, provincial or other public roads, railway lines, etc (full definition included under MPRA above)

"Public Service Infrastructure Private (PSIP)" properties, mostly found in private owned complexes used for streets, right of way, pavements, etc.

Amendment of Section 4

3. Section 4 is hereby amended –

- (a) By amendment of subsection 4.4 by the insertion of

- Municipal Properties
- Private Open Space
- Public open space Private
- Public Service Infrastructure
- Public Service Infrastructure Private

- (b) By the amendment of subsection 4.5 by the insertion of Private open space, Ratio to base tariff, 50% the deletion of [70%] and insertion of 12.5%.

Amendment of Section 5

4. Section 5 is hereby amended –

- (a) By amendment of subsection 5.1.1(a) by the deletion of [Municipality will not levy a rate on the] and insertion of is exempted from paying rates.

- (b) By the amendment of subsection 5.1.1(b) by the insertion of revenue foregone.
 - (c) By the amendment of subsection 5.1.2 by the insertion of as mentioned in (a) and (b) above
 - (d) By the amendment of subsection 5.2.1 [5.3] by the deletion of 5.3 and insertion of 5.2.1 as follows:

5.2.1 For Public Service Infrastructure (as defined in the MPRA) the first 30% of its' market value in terms of section 17(1)(a) of the MPRA is exempted from paying rates.
 - (e) By the amendment of subsection 5.2 by the insertion of

5.2.2 The Municipality grants a 75% rates rebate for the categories of PSI's (public service infrastructure), as defined in paragraph 4.4 above. These categories of properties and/or owners of properties are deemed to contribute services or benefits to the community.

 - (f) By the amendment of section 5 by the deletion of [5.3] and insertion of 5.3 and 5.4 as follows:
- 5.3** Public Service Infrastructure Private (PSIP)
- The Municipality grants a 100% rates rebate for the categories of PSIP's (public service infrastructure Private), as defined in paragraph 4.4 above, where the valuation of the property is less than R100 000. These categories of properties and/or owners of properties are deemed to contribute services or benefits to the community.
- 5.4** Public Open Space Private (POSP)
- The Municipality grants a 100% rates rebate for the categories of POSP's or public open spaces private, as defined in paragraph 4.4 above, where the valuation of the property is less than R100 000. These categories of properties and/or owners of properties are deemed to benefit the community.
- (g) By the amendment of subsection 5.5.3 [5.4.3] by the insertion of of the specific rates category.
 - (h) By the amendment of subsection 5.8.3 [5.7.3] by the deletion of [of receipt by], insertion of receives and until the end, deletion of [for the remainder] and insertion of a pro-rata rebate will be calculated,
 - (i) By the amendment of subsection 5.8 by the deletion of

5.8.2 [In exceptional circumstances the CFO may accept that a property registered in a name other than that of the religious organisation be regarded as the property of a religious community if it can be proven that the registration is merely to facilitate transfer of the property into the name of the religious community.]

 - (j) By the amendment of subsection 5.10.1 [5.9.1] by the insertion of if they comply with the conditions in 5.10.2 and 5.10.3 below and deletion of [listed].

Amendment of Section 14

5. Section 14 is hereby amended-
 - (a) By amendment of subsection 14.1 by the insertion of 78(1)(c), and 78(1)(g).

Amendment of Section 16

6. Section 16 is hereby inserted-
 - (a) By insertion of section 16
- 16. This policy will come into effect on 1 July 2013.**

DR. M GRATZ, MUNICIPAL MANAGER

MUNISIPALITEIT MOSSELBAAI

WYSIGINGS TOT DIE EIENDOMSBELASTING BELEID

Nademaal Hoofstuk 2 van die Plaaslike Regering : Munisipale Eiendomsbelasting Wet, 2004 (Wet no. 6 van 2004) voorsiening maak dat 'n Munisipale Raad 'n Belasting Beleid en Verordeninge moet aanneem om uitvoering te gee aan daardie Beleid, en die implementering en uitvoering daarvan;

En nademaal die Munisipaliteit Mosselbaai die Belasting Beleid gepubliseer het in die Provinciale Koerant, 6767, gedateer 9 Julie 2010 vir algemene inligting;

En nademaal die Munisipaliteit Mosselbaai die wysigings tot die Belasting Beleid gepubliseer het in die Provinciale Koerant 6902, gedateer 26 Augustus 2011 vir algemene inligting;

En nademaal die Munisipaliteit Mosselbaai die wysigings tot die Belasting Beleid gepubliseer het in die Provinciale Koerant 7031, gedateer 7 September 2012 vir algemene inligting;

En nademaal die Raad van die Munisipaliteit Mosselbaai die volgende wysigings aangeneem het op 30 Mei 2013, Besluit E74-05/2013;

Aldus die wysigings tot die Beleid hiermee gepubliseer word vir algemene inligting.

In die geval van 'n teenstrydigheid tussen die Engels, Afrikaans of Xhosa teks, sal die Engelse teks geldig wees.

Wysiging van Artikel 2

1. Artikel 2 word hiermee gewysig –

(a) Met die invoeging van:

2.6 In terme van Artikel 26 van die Munisipale Eiendomsbelasting Wet- Metode en tyd van betaling – (1) Mag 'n Munisipaliteit 'n heffing verhaal –

- a) op 'n maandelikse basis of minder dikwels as voorgeskryf mag word in terme van the Munisipale Finansiële Bestuurswet; of
- b) jaarliks, soos ooreengekom mag word met die eienaar van die eiendom.

(2) (a) Indien 'n belasting jaarliks in 'n enkel bedrag betaalbaar is moet dit betaal word voor of op 'n datum soos bepaal deur die Munisipaliteit.

(b) indien 'n belasting betaalbaar is in paaiemende moet dit betaal word voor of op 'n datum in elke termyn soos bepaal deur die Munisipaliteit.

(3) Betaling van 'n belasting mag uitgestel word, maar slegs onder spesiale omstandighede.

(b) Deur die invoeging van:

2.7 In terme van Artikel 12 van die Munisipale Eiendomsbelasting Wet- Tydperk waarvoor Belasting gehef mag word.

- (1) Wanneer Belasting gehef word, moet 'n munisipaliteit die belasting hef vir 'n finansiële jaar. 'n Belasting verval aan die einde van die finansiële jaar waarvoor dit gehef was.**

Wysiging van Artikel 3

2. Artikel 3 word hiermee gewysig –

- (a) Deur die invoeging van die volgende definisies;

"rente" beteken 'n koste gehef op agterstallige Belasting, riol en beskikbaarheidsfooie bereken teen 'n tarief van 1% hoër as die prima rente koers.

"Privaat Oop Ruimte (POR)" beteken onbesette grond in besit van privaat eienaars.

"Publieke Voordeel Organisasie (PVO)" beteken eiendomme in besit van publieke voordeel organisasies en gebruik word vir enige spesifieke publieke voordeel aktiwiteite soos gelys in Deel 1 van die Negende Skedule tot die Inkomste Belasting Wet;

"Publieke Oop Ruimte Munisipaliteit (PORM)" beteken onbesette grond in besit van die Munisipaliteit

"Publieke Oop Ruimte Privaat (PORP)" beteken klein gedeeltes van onbesette grond in privaat komplekse in gebruik vir speelplek, parkering, tuinbou, ens.

"Publieke Diens Infrastruktuur (PDI)" beteken publieke gekontroleerde infrastruktuur soos, nasional, provinsiaal of ander publieke paaie, spoorgelyne, ens. (volle definisie ingesluit onder MPRA hierbo)

"Publieke Diens Infrastrukture Privaat (PDIP)" eiendomme, meestal gevind in privaat eiendom komplekse wat gebruik word vir strate, reg van weg, sypaadjes, ens.

Wysiging van Artikel 4

3. Artikel 4 word hiermee gewysig –

- (a) Deur die wysiging van subartikel 4.4 deur die invoeging van

- **Munisipale Eiendomme**
- **Privaat Oop Ruimte**
- **Publieke oop ruimte Private**
- **Publieke Diens Infrastrukture**
- **Publieke Diens Infrastrukture Privaat**

- (b) Deur die wysiging van subartikel 4.5 met die invoeging van **Privaat oop ruimte, Ratio tot basis tarief, 50%** die skrapping van [70%] en invoeging van **12.5%**.

Wysiging van Artikel 5

4. Artikel 5 word hiermee gewysig –
 - (a) Deur die wysiging van subartikel 5.1.1(a) met die skrapping van [Munisipaliteit sal nie 'n belasting hef op die] en die invoeging van **is vrygestel van betaling van eiendomsbelasting.**
 - (b) Deur die wysiging van subartikel 5.1.1(b) met die invoeging van **inkomste verbeur.**
 - (c) Deur die wysiging van subartikel 5.1.2 met die invoeging van **soos gemeld in (a) en (b) hierbo**
 - (d) Deur die wysiging van subartikel [5.3] **5.2.1** met die skrapping van 5.3 en die invoeging van 5.2.1 as volg:

5.2.1 Vir Publieke Diens Infrastruktuur (soos omskryf in die MPRA) is die eerste 30% van sy markwaarde in terme van artikel 17 (1) (a) van die MPRA vrygestel van die betaling van belasting.
 - (e) Deur die wysiging van artikel 5 met die invoeging van
 - 5.2.2 Die Munisipaliteit vergun 'n 75% Belasting korting vir die kategorieë van PDI's (publieke diens infrastrukture), soos omskryf in paragraph 4.4 hierbo. Hierdie kategorieë van eiendomme en/of eienaars van eiendomme word geag om dienste of voordele tot die gemeenskap by te dra.**
 - (f) Deur die wysiging van artikel 5 met die skrapping van [5.3] en die invoeging van **5.3** en **5.4** as volg:
- 5.3 Publieke Diens Infrastrukture Privaat (PDIP)**

Die Munisipaliteit vergun 'n 100% Belasting korting vir die kategorieë van PDIP's (publieke diens infrastrukture privaat), soos omskryf in paragraaf 4.4 hierbo, waar die waardasie van die eiendom laer is as R100 000. Hierdie kategorieë van eiendomme en/of eienaars van eiendomme word geag om dienste of voordele tot die gemeenskap by te dra.
- 5.4 Publieke Oop Ruimte Privaat (PORP)**

Die Munisipaliteit vergun 'n 100% Belasting korting vir die kategorieë van PORP's of publieke oop ruimtes privaat, soos omskryf in paragraaf 4.4 hierbo, waar die waardasie van die eiendom laer is as 'n R100 000. Hierdie kategorieë van eiendomme en/of eienaars van eiendomme word geag om die gemeenskap te bevoordeel.
- (g) Deur die wysiging van subartikel [5.4.3] **5.5.3** met die invoeging van **die spesifieke belasting kategorie.**
- (h) Deur die wysiging van subartikel [5.7.3] **5.8.3** met die skrapping van [ontvang] deur en die invoeging van **ontvangs** en **tot die einde**, skrapping van [vir die res] en die invoeging van **'n pro-rata korting sal bereken word,**
- (i) Deur die wysiging van subartikel 5.8 met die skrapping van

5.8.2 [In buitengewone omstandighede mag die HFB aanvaar dat 'n eiendom geregistreer in die naam anders as die van 'n godsdienstige organisasie beskou word as die eiendom van 'n godsdienstige gemeenskap as daar bewys kan word dat die registrasie slegs is om oordrag eiendom in die naam van godsdienstige gemeenskap te vergemaklik.]

- (j) Deur die wysiging van subartikel [5.9.1] **5.10.1** met die invoeging van **indien hulle voldoen aan die voorwaardes in 5.10.2 en 5.10.3 hieronder** en die skrapping van [gelys].

Wysiging van Artikel 14

5. Artikel 14 word hiermee gewysig –

- (a) Deur die wysiging van subartikel 14.1 met die invoeging van **78(1)(c)**, en **78(1)(g)**.

Wysiging van Artikel 16

6. Artikel 16 word hiermee gewysig –

- (a) Deur die invoeging van Artikel 16

16. Hierdie Beleid sal in werking tree op 1 Julie 2013.

DR. M GRATZ, MUNISIPALE BESTUURDER

MASIPALA MOSSEL BAYI

IZILUNGISO ZOMGAQO-NKQUBO WERHAFU

Nangona Isiqendu 2 seCandelo leRhafu yoMhlaba kaMasipala IoRhulumente weDolophu, 2004 (Candelo no. 6 ka-2004) libonelela ngokuthi ibhunga lika-masipala kufuneka lamkele uMgaqo-Nkqubo wee-Rhafu kanye neMithetho yeDolophu/imiselo yokubangela okokuba usetyenziswe lomgaqo-nkqubo, kwanoku-zalisekiswa kanye nokugunyazisa kwawo;

Kwaye nangona uMasipala wase-Mossel Bayi sele esasazile uMgaqo-Nkqubo wee-Rhafu kwiPhepha-ndaba lombuso wePhondo, 6767, ngomhla 9 Julayi 2010 ngokwazisa uwonke-wonke;

Kwaye nangona loMasipala wase Mossel Bayi sele ezamkele izilungiso kuMgaqo-Nkqubo weRhafu ngomhla we 31 Meyi 2012, iSiggibo E99-05/2013 kwa nomgaqo-nkqubo usasazwe kwiPhepha-ndaba lombuso wePhondo, 7031, yangomhla we 7 Septemba 2012 ukusazisa uluntu lonke;

Kwaye nangona uMasipala wase-Mossel Bayi sele esasaze izilungiso zakhe zoMgaqo-Nkqubo weRhafu kwiPhepha-ndaba lomthetho kwi-Phondo, 6902, umhla we-26 Agasti 2011 ukwazisa uwonke-wonke;

Kwaye nangona iBhunga loMasipala wase-Mossel Bayi sele ezamkele izilungiso ezilandelayo kuloMgaqo-Nkqubo ngmhla we-30 Meyi 2013, iSiggibo E74-05/2013;

Ngoko ke izilungiso kuloMgaqo-Nkqubo sele zisasaziwe ukwazisa wonke ubani.

Xa kunokuthi kanti kumbhalo we-English, Afrikaans okanye isiXhosa kukho amakhwiniba, owona mbhalo uzakuthi uhooywe ngulo we siNgesi.

Isilungiso sesigaba seSibini(2)

1. Isicatshulwa 2 siyafakelelwa/siyongezwa –
 - (a) Ngokongeza i
- 2.6 Ngokwesi-Catshulwa 26 seCandelo leRhafu yoMhlaba kaMasipala Ukucwangcisa kanye nexesha lokuhlawula – (1) Umashipala unako ukufumana kwakhona umlinganiselo –
 - a) Rhogo ngenyanqa okanye ngamaxesha athile ngokomyalelo wommiselo weCandelo loLawulo loMnotho kaMasipala; okanye
 - b) Rhogo ngonyaka, ngokwesivumelwano kanye nomnini womhlaba.
- (2) (a) ukuba umlinganiselo werhafu uyahlawuleka kube kanye ngonyaka kumele uhlawulwe okanye phambi komhla omiselwe ngu-masipala.
 - (b) ukuba umlinganiselo werhafu uyahlawuleka ngezavenge kumele uhlawulwe nqo okanye phambi komhla wesigaba sexesha elimiswe ngu-masipala.
- (3) Intlawulo yomlinganiselo werhafu inako ukuhlawulwa ngezavenge kodwa kuphela kwii-meko ezahlukileyo.
 - (b) Ngokongezwa kwe

MOSSEL BAY MUNICIPALITY

AMENDMENTS TO PROPERTY RATES POLICY

Whereas Chapter 2 of the Local Government: Municipal Property Rates Act, 2004 (Act no. 6 of 2004) provides that a municipal council must adopt a Rates Policy and By-Laws to give effect to that policy, and its' implementation and enforcement;

And whereas the Mossel Bay Municipality has published its' Rates Policy in the Provincial Gazette, 6767, dated 9 July 2010 for general information;

And whereas the Mossel Bay Municipality has published its' amendments to its' Rates Policy in the Provincial Gazette, 6902, dated 26 August 2011 for general information;

And whereas the Mossel Bay Municipality has adopted a revised Rates Policy on 31 May 2012, Resolution E99-05/2012 and has published the policy in the Provincial Gazette, 7031, dated 7 September 2012 for general information;

And whereas the Council of the Mossel Bay Municipality has adopted the following amendments to the Policy on 30 May 2013, Resolution E74-05/2013;

Now therefore the amendments to the Policy is hereby published for general information.

In the event of an inconsistency between the English, Afrikaans or Xhosa text, the English text shall prevail.

Amendment of Section 2

1. Section 2 is hereby amended –
 - (a) By the insertion of

- 2.6 In terms of section 26 of the Municipal Property Rates Act - Method and time of payment – (1) A municipality may recover a rate –**

 - a) **On a monthly basis or less often as may be prescribed in terms of the Municipal Finance Management Act; or**
 - b) **Annually, as may be agreed to with the owner of the property.**
 - (2) (a) if a rate is payable in a single amount annually it must be paid on or before a date determined by the municipality.**
 - (b) If a rate is payable in installments it must be paid on or before a date in each period determined by the municipality.**
 - (3) Payment of a rate may be deferred but only in special circumstances.**
 - (b) By the insertion of
- 2.7 In terms of section 12 of the Municipal Property Rates Act – Period for which rates may be levied**

- (b) Ngokongezwa kwesicatshulwa 4.5 nokufakwa **ibala elivulekileyo eliNobunini, uLinganiselelo lwerhafu emiselweyo, 50%** ukucinywa kwe-[70%] kwanokufakwa kwe-**12.5%**.

Isilungiso sesigaba seSihlanu(5)

4. isiCatshulwa 5 siyongezwa –
- (a) Ngokongezwa kwesicatshulwa 5.1.1(a) ngokucinywa kwe [uMasipala asoze arhafise isiqingatha kwi] kune nokufakwa kwe **kukhululwe ekuhlawuleni irhafu**.
- (b) Ngokongezwa kwesicatshulwa 5.1.1(b) ngokufakwa kwe **njeniso ecacileyo**.
- (c) Ngokufakwa kwesicatshulwa 5.1.2 ngokufakwa kwe **njengokuba kuchaziwe ku-(a) naku (b) ngentla**
- (d) Ngokufakwa kwesicatshulwa **5.2.1** [5.3] ngokucinywa kwe 5.3 kune nokufakwa kwe 5.2.1 ngokulandelao:
- 5.2.1 liNkonzo zoLuntu (ngokucacisa kwi MPRA) i 30% yokugala ngokwexabiso lasemarikeni ngokomyalelo we Cadelo 17(1)(a) we MPRA ukhululwe ekuhlawuleni ürhafu.**
- (e) Ngokufakelwa kwesicatshulwa 5.2 ngokongezwa kwe
- 5.2.2 iziBonelelo zika-Masipala i-75% yee-rhafu isisaphulelo sezigaba ze-PSI's (iinkonzo zoluntu ezelungiselelwe), njengokuba kucacisiwe kumqolo we-4.4 ngentla. Ezizigaba zemihlabu kune/okanye abanini bemihlabu banyanzelekile okokuba banikele ngee-nkonzo okanye inzuzo eluntwini.**
- (f) Ngokufakelwa kwesicatshulwa 5 ukucinywa ko[5.3] kune nokongezwa kwe **5.3** kune **5.4** ngokulandelayo:
- 5.3 linkonzo zoluntu ezelungiselwe Bucala (PSIP)**
- Izbonelelo zika-masipala i-100% yee-rhafu isisaphulelo sezigaba ze-PSIP's (iinkonzo zoluntu ezelungiselelwe Ngokukhethekileyo), njengokuba kucacisiwe kumqolo 4.4 ngentla, apho uqikelelo lomhlaba lungaphantsi kwe-R100 000. Ezi zigaba zemihlabu kune/okanye abanini bemihlabu banyanzelekile okokuba banikele iinkonzo okanye inzuzo eluntwini.**
- 5.4 Amabala avulekileyo eLuntwini Bucala (POSP)**
- Izbonelelo zika-Masipala i-100% yee-rhafu isisaphulelo sezigaba ze- POSP's okanye amabala avulekileyo eluntwini abucala, njengokuba kucacisiwe kumqolo 4.4 ngentla, apho uqikelelo lomhlaba lungaphantsi kwe-R100 000. Ezi zigaba zemihlabu kune/okanye abanini bemihlabu banyanzelekile okokuba baxhamlise uluntu.**
- (g) Ngokufakelwa kwesicatshulwa **5.5.3** [5.4.3] ngokongezwa kwe **kwisigaba esiqondene nqo nee-rhafu**.
- (h) Ngokufakelwa kwesicatshulwa **5.8.3** [5.7.3] ukucinywa kwe [iphepha lentlawulo ngu], ukufakelelwa kwe **ukwamkela** kune **kube sesiphelweni**, ukucinywa kwe [okwe ntsalela] kune nokufakelwa kwe **okwalameneyo nesaphulelo kuzobalelw**,

- (i) Ngokufakelelwa kwesicatshulwa 5.8 nasekucinyweni kwe
- 5.8.2 [Kwii-meko ezikhethekayo i-CFO inako ukwamkela okokuba umhlaba obhaliswe egameni elingelilo elombutho wezenkolo uthathwe njengomhlaba woluntu olunee-nkolelo ukuba kunokuqinisekiswa okokuba ubhaliso lelokunceda unikezelo lomhlaba egameni loluntu olunee-nkolelo.]
- (j) Ngokufakelwa kwesicatshulwa **5.10.1** [5.9.1] ngokongezwa kwe **ukuba bayavumelana** kunye **nemiqathango ku-5.10.2 naku-5.10.3** kunye nokucinywa kwe [ukudweliswa].

Isilungiso seSigaba se-14

- 5. IsiCatshulwa 14 siyafakelwa –
 - (a) Ngokufakelelwa kwesicatshulwa 14.1 ngokongezwa kwe **78(1)(c)**, kunye **78(1)(f)**.

Isilungiso seSigaba se-16

- 6. IsiCatshulwa 16 siyongezwa –
 - (a) Ngokufakelelwa kwesicatshulwa 16

16. LomGago-Nkqubo uzoqalisa nge-1 Julayi 2013.

GQIRHA. M GRATZ, MPHATHI MASIPALA

MOSSEL BAY MUNICIPALITY



**CUSTOMER CARE,
CREDIT CONTROL,
DEBT COLLECTION,
INDIGENT AND
TAMPERING POLICY**

DOCUMENT AND VERSION CONTROL

Version: Revision 9

Date: 2013

Summary: This document describes the Customer Care, Credit Control, Debt Collection, Indigent and Tapering Policy that will be applicable to the Mossel Bay Municipality, with effect from

1 July 2013

Signature: _____ **Date:** _____

**Municipal Manager
(Accounting Officer)**

Signature: _____ **Date:** _____

Executive Mayor

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LOCAL GOVERNMENT: MUNICIPAL FINANCE MANAGEMENT ACT, 2003

Date of adoption: 20130701

Council resolves in terms of section 111 of the Local Government Municipal Finance Management Act (No. 56 of 2003), to adopt the under-mentioned revised policy as the Customer Care, Credit control, Debt Collection, Indigent and Tampering policy of the municipality.

1 INTRODUCTION

This policy is established in terms of Chapter 9 of the Municipal Systems Act (No.32 of 2000) and section 62(f)(iii) of the Municipal Finance Management Act (56 of 2003) which requires that a municipality establish and maintain a credit control and debt collection policy.

2 SCOPE OF THE POLICY

- (a) This Policy applies to the Mossel Bay Municipality and all persons of this administration.
- (b) This Policy as approved by Council, has been passed into a municipal bylaw in terms of the Local Government: Municipal Systems Act No 32 of 2000 and such Policy will be binding on the public, officials and Councillors of the Municipality of Mossel Bay and no interference in the process will be permitted.
- (c) The Policy is applicable until such time as it is reviewed and Council approves the revisions. All acts performed in terms of the above approved Policy, and the existing municipal bylaw, will not be invalidated due to the timing differences between approval and promulgation.
- (d) All acts performed as mentioned in the previous paragraph will be ratified with the promulgation of the related municipal bylaw.

3 OBJECTIVES OF THE POLICY

The objectives of this Policy are to:

- (a) Define a framework within which the municipality can exercise its executive and legislative authority with regard to credit control and debt collection and to develop an effective procedure to bill and collect its revenues;
- (b) ensure that all monies due and payable to the municipality are collected in full and used to deliver municipal services in the best interest of the community, residents and ratepayers and in a financially

sustainable manner as prescribed by the Municipal Systems Act, 2000 (Act No, 32 of 2000), and other applicable legislation;

- (c) provide a framework for consumer care and indigent support;
- (d) set realistic targets for credit control and debt collection;
- (e) enable the implementation of this Policy throughout the Mossel Bay Local Municipality;
- (f) effectively and efficiently deal with defaulters in accordance with the terms and conditions of this Policy;
- (g) promote a culture of payment and instil a sense of responsibility towards the payment of municipal accounts and reduction of municipal debt.

4 PRINCIPLES

- (a) The administrative integrity of the municipality must be maintained at all times. The democratically elected councillors are responsible for policy-making, while it is the responsibility of the Municipal Manager to ensure the execution of these policies.
- (b) All customers must complete an official application form, formally requesting municipal services. Existing customers may be required to complete new application forms from time to time, as determined by the Municipal Manager. The most important rights and obligations of the consumer and the Municipality must be included in the service application form.
- (c) A copy of the application form including conditions of services must be handed to every new customer on date of application for services. All customers must be informed of the contents of the council's Credit Control and Debt Collection policy and a copy made available to any customer on request.
- (d) Billing is to be accurate, timeous and understandable.
- (e) The customer is entitled to reasonable access to pay points and to a variety of reliable payment methods.
- (f) The customer is entitled to an efficient, effective and reasonable response to appeals, and should suffer no disadvantage during the processing of a reasonable appeal.
- (g) Enforcement of payment must be prompt, consistent and effective.
- (h) Unauthorized consumption, connection and reconnection, the tampering with or theft of meters, service supply equipment and the

reticulation network and any fraudulent activity in connection with the provision of municipal services will lead to disconnections, penalties, loss of rights and criminal prosecutions.

- (i) Incentives and disincentives may be used in collection procedures.
- (j) The collection process must be cost effective.
- (k) Results will be regularly and efficiently reported and monitored.
- (l) There must be legal cause between the municipality and its customer, and customer debt must arise out of a legal framework and must be legally collectable.
- (m) Debtors may be referred to third party debt collection agencies and may be placed on the National Credit Bureau.
- (n) Targets for performance in both customer service and debt collection will be set and pursued and remedies implemented for non-performance.
- (o) Consumers that meet council's indigent criteria must be identified and supported.
- (p) The Municipality shall not conduct any business activity with or provide any services to any persons with arrear municipal accounts except as provided for in the policy and as determined by the Municipality from time to time, nor will any refunds of credits be made to any debtor who is in arrears with their Municipal account.

5 DEFINITIONS

In this policy any word or expression to which a meaning has been assigned in the Local Government: Municipal Systems Act, has that meaning, unless the context, indicates otherwise:-

“account” means a notification by means of a statement of account to a ratepayer or customer who is liable for payments of any amount to the municipality and any authorised service provider in respect of the following:-

- (a) electricity that is consumed by a consumer based on a meter reading or an estimated consumption and any service fee;
- (b) water that is consumed by a consumer based on a meter reading or an estimated consumption or water availability fees;
- (c) refuse removal and disposal;
- (d) sewerage services and sewer availability fees;
- (e) rates;
- (f) interest;
- (g) connection fees;
- (h) collection charges, miscellaneous;

- (i) sundry fees;
- (j) default administration charges;
- (k) housing, rentals and instalments.

“Accounting Officer” means the person appointed by the council as the Municipal Manager of the municipality in terms of section 82 of the Local Government: Municipal Structures Act No. 117 of 1998 and being the head of the administration and accounting officer in terms of section 60 of the Local Government: Municipal Systems Act 200 (Act no 32 of 2000). It will also include any person to whom the Municipal Manager has delegated a power, function or duty but only in respect of that delegated power, function or duty;

“Act” means the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000) as amended from time to time;

“actual consumption” means the measured consumption by a customer of a municipal service;

“agreement” means a contractual relationship between the municipality and a customer that arises, either as a result of the municipality's approval of a written application for municipal services, including any subsequent variation that may be made to that agreement in conformity with this policy, or that is deemed to be an agreement;

“applicable charges” means the rate (including assessment rates), charges, tariffs or subsidies determined by the council;

“area of supply” means any area within or partly within the area of jurisdiction of the municipality to which a service is provided;

“arrears” means any amount that is due, owing and payable by a customer in respect of a municipal service provided to such customer that has not been paid on or before the due date reflected on an account rendered in respect thereof;

“arrangements” means a written agreement or an acknowledgement of debt in terms of which a municipality agrees to the payment over a period of time of a debt that is outstanding;

“authorised agent” means:

- (a) any person authorized by the council to perform any act, function or duty in terms of or to exercise any power under this policy;
- (b) any person to whom the council has delegated responsibilities, duties or obligations in respect of the provision of revenue collection services; or
- (c) any person appointed by the council, in a written contract, as a service provider for the provision of revenue collection services or a municipal service to customers on its behalf, to the extent authorized by that contract;

“average consumption” means the average consumption by a customer of a municipal service during a specific period, which consumption is calculated by dividing by four the total measured consumption of that service by that customer over the preceding four months;

“billing” refers to the process of charging for services provided by issuing accounts.

“by-law” means a legislation that is made by a decision taken by the Council of the municipality binding in the municipality on the persons to whom it applies and is published in terms of the Municipal Systems Act;

“Chief financial officer” means the official of the Municipality appointed by council to administer its finances regardless of the designation or title attached to the post. He/she is responsible for the collection of moneys owed to the Municipality and/or any other staff member to whom he/she has delegated specific duties and responsibilities in terms of this Policy;

“collection costs” means an amount that the Municipality can charge with regard to the enforcement of a consumer’s monetary obligations,

“commercial customer” means a customer other than a domestic customer and an indigent customer, including, but not limited to, a business or an industrial, governmental or an institutional customer;

“connection” means the point at which a customer gains access to municipal services;

“consolidated” refers to the combining of all debt in order to establish the total obligation the debtor has to the Municipality;

“consumer” mean any occupier of a property to which the Municipality has agreed to supply services or already supplies services to, or when the occupier is not the responsible person, then the owner of the property;

“continuous service” means the supply for consideration of a municipal service with the intent that so long as the agreement to supply the service remains, the Municipality will make the service continuously available to be used by the consumer;

“Council” means the Council of the Local Municipality of Mossel Bay. A structure or person exercising delegated authority and power or carrying out an instruction in terms of these by-laws or a service provider fulfilling the responsibility under these by-laws;

“credit control and debt collection” refers to the action/s required to safeguard revenue including disconnections, reconnections, normalizing installations and follow-up procedures and data integrity;

“customer” means a person with whom the municipality has concluded or is deemed to have concluded an agreement for the provision of a municipal service;

“default administration charges” means a charge that may be imposed by the Municipality to recover administration costs incurred as a result of a consumer’s default;

“defaulter” means a customer who owes money to the municipality after the due date for payment has expired;

“debt collection” refers to the debt recovery process and includes sanctions (warning, disconnection, adverse credit rating, legal process and/or eviction, etc.) to be applied in the event of non-payment of accounts;

“disconnection” means interrupting the supply of water or electricity to a debtor as a consequence of ignoring a notice for payment;

“domestic customer” means a customer who, primarily for residential purposes, occupies a dwelling, structure or premises;

“due date” means the date on which an amount payable in respect of an account becomes due, owing and payable by a customer, which date shall be the 15th of the month following the monthly debit raising;

“effective disconnection” includes, inter alia, the physical removal of connections and/or equipment as a consequence of unauthorised reconnection (tampering and/or by-passing) of the disconnected service;

“emergency situation” means a situation that would, if allowed to continue, pose a substantial risk, threat, impediment or danger to the present or future financial viability or sustainability of the municipality or to a specific municipal service;

“estimated consumption” means the consumption that a customer, whose consumption is not measured during a specific period, is deemed to have consumed and that is estimated by taking into account factors that are considered relevant by the municipality and which may include the consumption of municipal services by the totality of the users of a service within the area where the service is rendered by the municipality, at the appropriate level of service, for a specific time;

“equipment” means a building or other structure, pipe, pump, wire, cable, meter, engine or any accessories;

“financial year” means a year ending 30 June;

“household” means all occupants older than 18 years within the jurisdiction of the Council regardless whether the person rents or owns the property. The family unit is determined by the municipality to be traditional by taking into

account the number of persons in the unit, the relationship between the members of a household, their ages and any other factor that the municipality considers to be relevant;

“illegal connection” means a connection to any system through which a municipal service is provided and that is not authorized or approved by the municipality;

“Indigent amount” refers to the applicable value of the indigent subsidy as determined by the Council of the Municipality from time to time;

“indigent household” a Household qualify as indigent on the following conditions:

- (a) Total monthly household income must not be more than twice (2x) the monthly State old age pension, and
- (b) The average electricity consumption for the past four months must not exceed 400kwh per month, and
- (c) The average water consumption for the past four months must not exceed 15kl water per month.

“infrastructure” means the facilities, installations or devices required for the rendering of a municipal service or for the functioning of a community including but not limited to facilities, installation or devices relating to water, power, electricity, transport, sewerage, gas and waste disposal;

“interest” means a charge levied on arrear rates, sewerage and availability fees and calculated at a rate of 1% higher than the prime interest rate;

“interest on overdue accounts” is based on a full month and part of a month shall be deemed to be a full month;

“Municipal consumer debt” refers to the non-payment or late payment by consumers of property rates and municipal services (water, electricity, sanitation, refuse removal) traffic fines and rental housing payments , and includes any amounts considered as irrecoverable;

“Municipal Property Rates Act” means the Local Government: Municipal Property Rates Act No. 6 of 2004;

“municipality” means:

- (a) the Municipality of Mossel Bay, a local municipality established in terms of paragraph 12 of the Local Government: Municipal Structures Act No. 117 of 1998 and its successors-in-title; or
- (b) subject to the provisions of any other law and only if expressly or impliedly required or permitted by this policy, the Municipal Manager or

his/her delegated, in respect of the performance of any function, or the exercise of any duty, obligation, or right in terms thereof or any other law; or

- (c) an authorized agent of the municipality;

“municipal services” for purposes of this policy, means services provided by the municipality, including refuse removal, water supply, sanitation, electricity services and rates either collectively or singularly;

“non-residential debtors” are classified as those debtors who do not qualify for or receive free electricity and/or water;

“occupier” means any person who resides on and/or occupies any premises to which municipal services are supplied;

“owner”

- (a) the person in whose name the property is legally vested;
- (b) in the case where the person in whose name the property is vested, is insolvent or deceased, or is disqualified in terms of any legal action, the person who is responsible for administration or control of the property as curator, trustee, executor, administrator, legal manager, liquidator, usufructuarius, servitude holder or any other legal representative;
- (c) in the case where the council is unable to establish the identity of such person, the person who is entitled to derive benefit from the property or any buildings thereon;
- (d) in the case of a lease agreement in excess of 30 years was entered into, then the lessee;
- (e) regarding:
 - i. a portion of land allotted on a sectional title plan and which is registered in terms of the Sectional Title Act, 1986 (Act 95 of 1986), without limiting it to the developer or managing body to the communal property;
 - ii. a portion as defined in the Sectional Title Act, the person in whose name that portion is registered in terms of a “sectional title, including the legally appointed representative of such person;
- (f) any legal entity including but not limited to:
 - i. a company registered in terms of the Companies Act, 1973 (Act 61 of 1973), a trust *inter vivos*, trust *mortis causa*, a closed corporation registered in terms of the Close Corporation Act, 1984 (Act 69 of 1984), and any voluntary organization;

- ii. any provincial or national government department, local authority;
 - iii. any council or management body established in terms of any legal framework applicable to the Republic of South Africa; and
 - iv. any embassy or other foreign entity.
- (g) In respect of a property owned by a council and which has been disposed of, but which has not been transferred to the person to whom it has been disposed of, from the date of the disposition concerned, such person; and
- (h) In respect of a property owned by or under the control or management of a council while held under a lease or any express or tacit extension thereof or under any other contract or under servitude or right analogous thereto, the person so holding the immovable property;

“payment” refers to any form of redemption acceptable to the Council of Mossel Bay from time to time towards the balance on an account;

“person” means any person, whether natural or juristic, and includes but is not limited to any local government body or like authority, a company or close corporation incorporated under any law, a body of persons whether incorporated or not, a statutory body, public utility body, voluntary association or trust;

“poor households” means a household which qualify as a poor household on the following conditions:

- (a) Total monthly household income must be more than twice (2x) the monthly State old age pension and less than the amount determined by council during approval of the annual budget; and
- (b) The average electricity consumption for the past four months must not exceed 400kwh per month; and
- (c) The average water consumption for the past four months must not exceed 15kl water per month.

“premises” means any piece of land, the external surface boundaries of which are delineated on-

- (a) *a general plan or diagram registered in terms of the Land Survey Act No. 9 of 1927 or in terms of the Deeds Registries Act No. 47 of 1937;*
- (b) *a sectional plan registered in terms of the Sectional Titles Act No. 95 of 1986; or*

- (a) *a register held by a tribal authority or in accordance with a sworn affidavit made by a tribal authority; and, where the text so requires, includes any building, structure or the like erected on such land;*

"prescribed tariff or charge" means a charge prescribed by the Municipality;

"principle debt" means a debt that is owed to the municipality in respect of rates and services. It may include interest, collection charges, default administration charges, connection charges and any other charges;

"property" means any portion of land, of which the boundaries are determined, within the jurisdiction of the Municipality;

"public notice" means publication in the media including one or more of the following:

- (a) publication of a notice, in at least two of the official languages in general use within the Province or area in question and, where possible, the notice shall be published in a newspaper appearing predominantly in the language utilised in the publication of the notice:
- (i) in any local newspaper or newspapers circulating in the area of supply of the municipality;
 - (ii) in the newspaper or newspapers circulating in the area of supply of the municipality determined by the council as a newspaper of record; or
 - (iii) on the official website of the municipality;
 - (iv) by means of radio broadcasts covering the area of supply of the municipality;
- (b) displaying a notice in or at any premises, office, library or pay-point of either the municipality or of its authorized agent and to which the public has reasonable access; and
- (d) communication with customers through public meetings and ward committee meetings;

"residential debtors" are classified as those debtors who qualify for and receive free electricity and/or water;

"service" means a municipal service rendered by the Municipality and includes the supply of electricity, water, sanitation and refuse removal;

"subsidised service" means:

- (a) a municipal service which is provided to a customer at an applicable rate which is less than the cost of actually providing the service and includes services provided to customers at no cost;

- (b) an area, as determined by the council, within which all customers are provided with services from the same bulk supply connection; and
- (c) the receipt, use or consumption of any municipal service which is not in terms of an agreement or authorized or approved by the municipality;

“sundry debt” refers to any debt other than for rates, housing, metered services, sewerage and refuse removal;

“supply” means any metered supply of water or electricity;

“tampering” means the unauthorised interference with a service rendered by the municipality, or to damage or make unauthorised changes to the equipment or property of the municipality used in connection with the provision of municipal services. Reconnection of a supply that has been disconnected for non-payment, the interference with the supply mains or bypassing of the metering equipment to obtain an un-metered service;

“total household income or household income” refers to the total formal and informal gross income of all people living permanently or temporarily on the property on which the account is based;

“unauthorised service” means the receipt, use or consumption of any municipal service which is not in terms of an agreement with or approved by the municipality.

6 DUTIES AND FUNCTIONS

6.1 Duties and Functions of Council

- (a) To approve a budget consistent with the needs of communities, ratepayers and residents, consistent with Council's Integrated Development Plan.
- (b) To impose rates and taxes and to determine service charges, fees and penalties to finance the budget.
- (c) To facilitate sufficient funds to give access to basic services for the poor.
- (d) To provide for a bad debt provision, in line with the payment record of the community, ratepayers and residents, as reflected in the financial statements of the municipality.
- (e) To set an improvement target for debt collection, in line with acceptable accounting ratios and the ability of the implementing authority.

- (f) To approve a reporting framework for credit control and debt collection.
- (g) To consider and approve bylaws to give effect to the Council's policy.
- (h) To revise the budget should Council's targets for credit control and debt collection not be met.
- (i) To take disciplinary and/or legal action against councillors, officials and agents who do not execute council policies and bylaws, or act improperly in terms of such policies and By-laws.
- (j) To delegate the required authorities to monitor and execute the credit control and debt collection policy to the Executive Mayor and Municipal Manager and Service Provider respectively.
- (k) To provide sufficient capacity in the municipality's Finance Department for credit control and debt collection. Alternatively to appoint a Service Provider as debt collection agent (such service provider must be a registered debt collection agent in terms of legislation).
- (l) To provide funds for the training of staff.

6.2 Duties and Functions of the Executive Mayor

- (a) To ensure that Council's budget, cash flow and targets for debt collection are met and executed in terms of the policy and relevant by-laws.
- (b) To monitor the performance of the Accounting Officer in implementing the policy and by-laws.
- (c) To review and evaluate the policy and by-laws in order to improve the efficiency of Council's credit control and debt collection procedures, mechanisms and processes.
- (d) To report to Council.

6.3 Duties and Functions of Ward Councillors

- (a) To hold regular ward meetings.
- (b) To adhere to and convey council policies to residents and ratepayers and in particular the credit control and debt collection policy and procedure.
- (c) To adhere to the Code of Conduct for Councillors.

- (d) To act in terms of the roles and functions as approved by Council and assist in the dissemination and distribution of information.

6.4 Responsibilities of all councillors

- (a) To always pay amounts that are owed in respect municipal rates, taxes and services as required by section 12A of Schedule 1 of the Municipal Systems Act and not to default on payments for a period longer than 3 months.
- (b) The Municipality may deduct any outstanding amounts from a councillor's allowance, if the councillor has not paid amounts that are due to the Municipality for more than 3 months.
- (c) The normal credit control procedures shall also apply to any arrear account of a councillor.
- (d) All agreements with councillors must not exceed the expiry date of the term of office
- (e) To report to the Municipal Manager any person who;
 - (i) receives a subsidy and does not qualify;
 - (ii) is illegally connected to services.

6.5 Duties and Functions of the Accounting Officer

The Municipal Manager as the accounting officer of the municipality must take all reasonable steps to ensure that –

- (a) the municipality has effective revenue collection systems consistent with Section 95 of the Municipal Systems Act and the Municipality's Credit Control and Debt Collection bylaws ensures that;
- (b) good customer care management systems and council's customer care, credit control and debt collection policy are implemented;
- (c) revenue due to the Municipality is calculated on a monthly basis;
- (d) accounts for municipal tax and charges for municipal services are prepared on a monthly basis;
- (e) all money received is promptly deposited into the Municipality's primary and other bank accounts;
- (f) the Municipality has and maintains a management, accounting and information system which recognises revenue when it is

- earned; accounts for debtors; and accounts for receipts of revenue;
- (g) the Municipality has and maintains a system of internal control in respect of debtors and revenue, as may be prescribed;
 - (h) the Municipality charges interest and other permissible charges on arrears, except where the Council has granted exemptions;
 - (i) all revenue received by the Municipality, including revenue received by any collecting agent on its behalf, is reconciled regularly;
 - (j) the accounting officer immediately informs the National Treasury of any payments due by an organ of state to the Municipality in respect of municipal tax or for municipal services, if such payments are in arrears for periods of more than 30 days.

6.6 Responsibilities of all municipal staff

- (a) To always pay amounts that are owed in respect of municipal rates, taxes and services and not to default on payments for a period longer than 3 months.
- (b) The Municipality may deduct any outstanding amounts from a staff member, if the staff member has not paid amounts that are due to the municipality for more than 3 months.
- (c) The normal credit control procedures shall also apply to any arrear account of an official.
- (d) Keep the municipality informed of his/her correct address

6.7 Duties and Functions of Communities, Ratepayers and Residents

The responsibilities of communities, ratepayers and residents are to;

- (a) fulfil certain responsibilities, as brought about by the privilege and or right to use and enjoy public facilities and municipal services;
- (b) pay deposits, service fees, rates on property and other taxes, levies and duties imposed by the Municipality on or before the due date;
- (c) obtain a duplicate account at the municipal help desk if an account is not delivered during the normal billing cycle;
- (d) notify the Municipality in writing when services are no longer required at a particular service delivery point and of address changes;

- (e) safeguard and maintain service meters in a readable condition;
- (f) observe the mechanisms and processes of the Municipality in exercising their rights;
- (g) allow municipal officials reasonable access to their property to execute municipal functions at a time that is agreeable by the consumer and municipal officials;
- (h) comply with the bylaws and other applicable legislation;
- (i) refrain from tampering with Municipal services and property;
- (j) maintain credit and pre-payment electricity and water meters;
- (k) not to move any meter without written permission from the municipality.
- (l) To keep meters accessible and readable at all times.

6.8 Performance evaluation

The municipal council in consultation with the Accounting Officer must establish a mechanism to set targets for debt collection, customer care and administrative performance, evaluate performances and take corrective actions on a regular basis to enhance credit control and debt collection.

6.9 Income collection targets

Council must create targets that include reductions in present monthly increase in debt in line with performance agreements as determined by council from time to time.

6.10 Consumer Service Targets

Council to create targets that would include:

- (a) Response time to consumer queries;
- (b) date of first account delivery to new consumers;
- (c) reconnection time lapsed;
- (d) meter reading cycle

6.11 Administrative Performance

Council to create targets that will include:

- (a) Cost efficiency of debt collection;
- (b) query and appeal periods;
- (c) enforcement mechanism ratios

6.12 Reporting

- (a) The Chief Financial Officer shall report monthly to the Accounting Officer in a suitable format to enable the Accounting Officer to report to the Executive Mayor as supervisory authority in terms of section 99 of the Systems Act, read with section 100(c). This report shall contain particulars on performance against targets agreed to in item 6.8 of this policy document.
- (b) If in the opinion of the Chief Financial Officer, Council will not achieve cash receipt income equivalent to the income projected in the annual budget as approved by Council, the Chief Financial Officer will report this with motivation to the Accounting Officer who will, if he/she agrees with the Chief Financial Officer, immediately move for a revision of the budget according to realistically realizable income levels
- (c) The Executive Mayor as Supervisory Authority shall, at intervals of 3 months, report to Council as contemplated in section 9(c) of the Systems Act.

7 CUSTOMER CARE

7.1 Objective

To focus on the client's needs in a responsible and pro-active way, to enhance the payment for services and to create a positive and cooperative relationship between the persons responsible for the payment for services received, and the Municipality, and where applicable, any service provider.

In terms of Section 95 of the Local Government Municipal Systems Act 2000, in relation to the levying of rates and other taxes by a municipality and the charging of fees for municipal services, a Municipality must, within its financial and administrative capacity to provide for:

7.2 Service Delivery:

Establish a sound Customer Management System that aims to create a positive and reciprocal relationship between persons liable for these payments and the Municipality itself;

7.3 Communication:

- (a) Establish mechanisms for users of services and ratepayers to provide feedback to the Municipality or other service provider regarding the quality of the services and the performance of the service provider;

- (b) take reasonable steps to ensure that users of services are informed of the costs involved in service provision, the reasons for the payment of service fees, and the manner in which monies raised from the service are utilised;
- (c) within its financial and administrative capacity, conduct an annual process of compiling and communicating its budget, which may include targets for credit control and debt collection;
- (d) make available Council's Customer Care, Indigent, Credit Control and Debt Collection Policy by general publication, on specific request, and which will also be available for perusal at Council's offices;
- (e) endeavour to distribute a regular newsletter, which will give prominence to customer care and debt issues;
- (f) require Ward councillors to hold regular ward meetings, at which Customer care and debt collection issues will be given prominence;
- (g) encourage the press to give prominence to Council's Customer Care, Credit control and Debt Collection policies, and will be invited to Council or Committee meetings where these are discussed.

7.4 Personal contact

Telephonic contact, agents calling on clients:

- (a) Council will endeavour, within the constraints of affordability and available capacity, to make personal, electronic or telephonic contact with certain arrear debtors to encourage their payment, and to inform them of their arrears state, their rights (if any) to conclude arrangements or to indigent subsidies, other related matters and will provide information on how and where to access such arrangements or subsidies.
- (b) Such contact is not a right for debtors to enjoy and disconnection of services and other collection proceedings may continue in the absence of such contact for whatever reason.

7.5 Metering

- (a) The municipality will, endeavour, within practical and financial limits, to provide meters to every paying consumer for all services.

- (b) Where the consumption of services has to be measured, take reasonable steps to ensure that the consumption by individual users of services is measured through accurate and verifiable metering systems;
- (c) All meters will be read monthly, if at all possible. If the meter is not read monthly the council will estimate the consumption in terms of council's operational procedures;
- (d) Consumers are entitled to request verification of meter readings and accuracy within reason, but may be held liable for the cost thereof.
- (e) Consumers will be informed of meter replacement.
- (f) If a service is metered but it cannot be read due to financial and human resource constraints or circumstances out of the control of the Municipality or its authorised agent, and the consumer is charged for an estimated consumption, the account following the reading of the metered consumption must articulate the difference between the actual consumption and the average consumption, and the resulting credit or debit adjustments.
- (g) If an electricity meter cannot be read due to no access, the meter may be replaced with a pre-paid meter at the cost of the owner.
- (h) The occupier can give the readings through telephonically but at least every three months a true reading must be obtained by the meter reader.
- (i) If no reading on a water meter can be obtained for more than three consecutive months the meter may be moved at the cost of the owner/occupier

7.6 Accounts and billing

- (a) Consumers on the billing system will receive an understandable and accurate bill from the Municipality, which bill will consolidate all rates and service costs for that property.
- (b) Accounts will be produced in accordance with the meter reading cycle and due dates will be linked to the statement date.
- (c) Accounts will be rendered monthly in cycles of approximately 30 days at the address last recorded with the Municipality or its authorised agent.
- (d) It is the consumer's responsibility to ensure that the postal address and other contact details are correct.

- (e) It is the consumer's responsibility to make enquiries and ensure timeous payments in the event of accounts not received.
- (f) Settlement or due dates will be as indicated on the statement.
- (g) Where any payment made to the Municipality or its authorized representative by negotiable instrument and it is later dishonoured by the bank, the Municipality or its authorized agent:
 - (i) May recover an admin fee as determined by Council relating to dishonoured negotiable instruments against the account of the consumer.
 - (ii) Shall regard such an event as a default on payment.
 - (iii) May insist on cash payments for all future accounts.
- (h) The Municipality or its authorised agent must, if administratively possible, issue a duplicate account or any acceptable alternative to a consumer on request, at a cost determined by Council from time to time.

7.7 Payment facilities and methods

- (a) The Municipality will operate and maintain suitable payment facilities, which facilities will be accessible to all users.
- (b) The Municipality will, at its discretion allocate a payment between service debts. A consumer who has overdue debt, may not specify that the payment is for a specific portion of the account.
- (c) The Municipality may in terms of section 103 of the Systems Act, with the consent of a consumer, approach an employer to secure a debit or stop order arrangement.
- (d) The consumer will acknowledge, in the consumer agreements that the use of consumer agents in the transmission of payments to the Municipality is at the risk of the consumer – also for the transfer time of the payment.
- (e) Cheques and Postal orders must be crossed and be made payable to Mossel Bay Municipality. Post-dated cheques will not be accepted unless prior arrangements have been made. Receipts will not be mailed for payment made by cheque. If a receipt is required the words "RECEIPT REQUIRED", must be written on the account.

- (f) Payments will always be appropriated to the oldest account (notwithstanding the kind of service), where after it will be appropriated in order of a predetermined priority as approved by the municipality
- (g) Payments can be made:
 - (i) at any of the Municipal Offices from Mondays to Fridays (public holidays excluded) 08:00 to 15:30 (Mossel Bay Office) and 08:00 to 15:00 (Great Brak River, Hartenbos, D'Almeida and Kwanonqaba offices);
 - (ii) at any of the Easy Pay or Pay@ pay points as approved by council. Please note that at least 48 hours should be allowed for processing of all third party payments; However payments made at a third party will be done at own risk. It also remains the responsibility of the person making the payment, to ensure that the receipt is correct;
 - (iii) by direct Bank – and/or electronic payments to the municipal bank account using Mossel Bay Municipality as beneficiary . The Municipal account number must at all times be used as the reference number;
 - (iv) by way of an automatic debit order. These forms are available at any of the Municipal Offices.

7.8 Incentives for Prompt payment

- (a) During the budget process Council may, to encourage prompt payment and/or to reward regular payers, consider from time to time incentives for the prompt payment of accounts or payment by debit or stop order.
- (b) The cost associated with the incentive scheme, if introduced, will be reflected in annual budgets as additional expenditure.
- (c) Council may consider the use of agents as service providers and innovative debt collection methods and products. Cost effectiveness, the willingness of agents to work under appropriate codes of conduct and the success of such agents and products will be part of the agreement Council might conclude with such agents or service providers and will be closely monitored by Council
- (d) Appropriate measures will be taken to inform consumers what the responsibilities of service providers will be regarding customer care, credit control and debt collection.

7.9 Enquiries, appeals and service complaints

Within its administration and financial ability the Municipality will establish:

- (a) A central complaints/feedback office;
- (b) A centralized complaints database to enhance co-ordination of complaints, their speedy resolution and effective communication with consumers;
- (c) Appropriate training for officials dealing with the public to enhance communications and service delivery; and
- (d) A communication mechanism to give council feedback on the application of the policies on customer care and management, credit control and debt collection and other issues of concern;
- (e) accessible mechanisms for those persons to query or verify accounts and metered consumptions, and appeal procedures which allow such persons to receive prompt redress for inaccurate accounts;
- (f) mechanisms to monitor the response time and efficiency in complying with the above point;

7.10 Water leakages

- (a) If the leakage is on the consumer's side of the meter, the consumer will be responsible for the payment of all water supplied to the property.
- (b) The consumer has the responsibility to control and monitor his/her water consumption.
- (c) A consumer may qualify for a percentage reduction as determined by Council on his/her account in the event of a water leakage, if:
 - (i) The leakage was underground and not easily detectable;
 - (ii) The leakage was repaired within 48 hours after detection;
 - (iii) the consumer submits a sworn affidavit by him/herself confirming that his/her insurance(s) does not cover such losses.
 - (iv) A written confirmation from the consumer's insurance also be submitted together with the sworn affidavit in which they confirm that the insurance policy of the

consumer indeed does not cover any losses due to leakages.

- (v) The consumer has not applied for discount within the previous 12 months;
 - (vi) An authentic certificate issued by a registered plumber must reach the municipality within 10 days after completion of repairs done with respect to water leakage and must contain the following:
 - The date of the invoice and repair work as well as the receipt
 - Confirmation that surface leakage was not visible
 - Certify that the leakage originated from pipes listed on the schedule of approved pipes held by the Town Engineer
- (d) When the Accounting Officer declares that the dam volume has dropped to below a percentage as determined by council, no water charges in respect of water losses because of leakages will be written off.

7.11 Clients in correctional care or clients who were imprisoned

- (a) Must obtain a letter from correctional services, which indicates the date of release.
- (b) If a lodger occupies the dwelling while the owner is imprisoned, such lodger should accept responsibility for levies.
- (c) If no tenant is occupying the dwelling the services should be terminated until the owner is released from prison.

7.12 Temporary suspension of actions for special reasons

The written approval of the Director: Financial Services or his delegate to suspend temporary actions must at all times be obtained for special reasons. If the suspension of actions in terms of this policy exceeds 3 months, it must be reported to council.

7.13 Restricted Water

- (a) If a person is in arrears and his/her water has been restricted, such person should negotiate a settlement agreement to redeem the debts.

- (b) The water restriction however cannot be restored until the arrear debt is paid in full.
- (c) Once the account has been paid in full, the water flow can be restored.

7.14 Process regarding disabled persons or persons who are linked to a respirator or life supporting machine.

- (a) The indigent or poor household subsidy of people dependent on life support will not be cancelled if the electricity usage is more than the allowed usage.
- (b) All collection actions can be suspended where needed with the Accounting Officer's consent.
- (c) A medical certificate to confirm the client's health condition must be obtained at regular intervals to qualify for this support.

7.15 Inheritor of an insolvent estate

Where the inheritor of a property, with no, or an insolvent estate, qualifies for an indigent subsidy, the outstanding debt can be written off by council in order for clearance to be given and the property be transferred.

7.16 Rate rebates

Subject to certain criteria the municipal council may grant rate rebates annually to certain categories of ratepayers in accordance to the Municipality's rates policy and By-law.

7.17 Arrangements for settlements

- (a) If required consumers with arrears must convert to a pre-payment meter, and when implemented the cost of the conversion and the arrears total, will be paid off either by:
 - (i) adding the debt to the arrears bill and repaying it over the agreed period; or
 - (ii) adding the debt as a surcharge to the pre-paid electricity cost, and repaying it with each purchase of electricity until the debt is liquidated;
 - (iii) installation of pre-paid meter is free of charge if a person is indigent.

- (b) Council reserves the right to raise the deposit requirement of debtors who seek arrangements.
- (c) If an arrangement is not honoured the arrangement will be cancelled.
- (d) All arrangements for settlements will be in accordance to the processes and guidelines approved by the Accounting Officer or Chief Financial Officer from time to time in pursuance of the credit control and debt collection targets set by council.

7.18 Consumer Categories

Consumers will be categorized according to specific classifications based on *inter alia* the type of entity, applicable tariffs and risk levels. Processes for credit control, debt collection and consumer care may differ from category to category, as deemed appropriate from time to time by the Accounting Officer.

7.19 Priority Consumer Management

- (a) Certain consumers may be classified as priority consumers based on criteria determined by the Accounting Officer from time to time, such as the number of properties owned or volume of consumption.
- (b) A **[Priority Consumer Liaison Officer or]** person nominated by the Accounting Officer will be responsible for the on-going management of the consumers so classified and will perform tasks such as the review of monthly accounts to ensure accuracy, the monitoring of prompt settlement of accounts and response to queries.

7.20 Restriction of services

If the municipal manager is of the opinion that the termination of services, in the case of a particular property in respect of which the account is in arrear, is not in the best interests of the community, specifically because of the potential endangerment of the life of any person, whether resident in or outside the property concerned, the municipal manager may appropriately restrict rather than terminate the services in question

7.21 Deceased (Ref C/R F202-08/04)

- (a) A death certificate of the deceased should be presented.
- (b) Proof from the Registrar of Estates should be obtained that the deceased estate is not liable for any claims.

- (c) Should the estate however be liable for claims, a claim should be laid against the said estate.
- (d) If a death certificate was obtained while no estate was registered, such debts should be written off with effect from the date of death.
- (e) Should the new owner be an indigent case, the total outstanding amount should be written off.
- (f) However If the new tenant/owner does not qualify for a subsidy, the client shall be obliged to settle the outstanding amount from the date of death up to the current date or to arrange for a settlement agreement.
- (g) Child headed families, where the parents are deceased and only unemployed minor children lives in the dwelling, the debt can be written off.

8 CREDIT CONTROL POLICY

Specific objectives

To implement procedures that will restrict the unauthorised use of municipal services, escalation of debt and limit Municipality's risks.

8.1 APPLICATION FOR MUNICIPAL SERVICES

- (a) All consumers of services will be required to sign an agreement governing the supply and cost of municipal services. Owners (with their written consent) may allow tenants to sign separate agreements with the Municipality, which the Municipality may at its own discretion accept or reject.
- (b) The process must occur at least seven days prior to taking occupation of the premises, so that the Municipality can ensure that a meter reading is taken on the appropriate day and that the services are available when occupation is taken. Failure to adhere to the timeframe may result in customers not having the services available when occupation is taken.
- (c) Applicants for municipal services may be checked for creditworthiness including banking details and information from credit bureaus, other local authorities, trade creditors and employers. This will require the provision of, an Identity Document, binding lease agreement, title deed and other supporting documents as required by Council from time to time.

- (d) Applications for services from businesses, including but not limited to trusts, companies, close corporations and partnerships must include a resolution delegating authority to the applicant to apply for the relevant service and furnishing, if applicable, the business entity's registration number or ID number, the names, addresses and all relevant contact particulars of all the business's directors, members, trustees, proprietors or partners.
- (e) An applicant must provide all the information and documentation which the Municipality requires.
- (f) If an applicant for municipal service is an existing customer of the Municipality in respect of any other municipal service and such customer has an outstanding amount that is due and payable to the municipality:
 - (i) the arrears must be paid; or
 - (ii) an agreement for payment of arrears must be concluded with the municipality before an application for services can be approved.
- (g) If a consumer fails or refuses to sign a new service agreement or pay the deposit the municipality may discontinue services until the necessary agreement has been signed or deposit been paid.
- (h) The Municipality will render the first account after the first meter reading cycle to be billed following the date of signing the service agreement.
 - (i) Consumers who illegally consume services without this agreement will be subject to punitive action.

8.2 PROPERTY DEVELOPMENTS

- (a) A property developer must inform the municipality of the nature and extent of the municipal services or services that will be provided as well as the measuring devices that will be used.
- (b) A property developer who fails to comply with the provisions of subparagraph (a) shall be liable for the payment of all the applicable charges that would have been payable by customers in respect of municipal services that have been used or consumed by such customers.

8.3 TERMINATION OF SERVICES

- (a) It is the responsibility of the consumer to notify the municipality when municipal services are no longer required due to the sale of the property or other reasons.
- (b) Failure to comply with the provision of sub-paragraph (a) above renders the consumer liable for all service charges and interest thereon accumulated from the date when the premises are vacated to the date when council becomes aware of such vacation.
- (c) A customer may terminate an agreement for the supply of municipal services by giving at least 15 (fifteen) days written notice to the municipality of such termination.
- (d) The municipality may terminate an agreement for the supply of municipal services by giving at least 30 (thirty) days written notice to a customer where the premises have been vacated by the tenant concerned and no arrangement for the continuation of the agreement has been made with the municipality provided that, in the event of the customer concerned not being the registered owner of the premise, a copy of the aforesaid notice shall also be served on such registered owner.
- (e) A customer shall remain liable for all arrears and applicable charges that are payable for municipal services rendered prior to the termination of an agreement. With termination of the agreement the services will automatically be transferred to the account of the owner.

8.4 PAYMENT OF A DEPOSIT

- (a) Every consumer must, on application for the provision of municipal services pay a deposit to the municipality prior to the provision of any municipal services. A minimum deposit will be payable equal to twice the largest consumption used during the previous six months or the amount determined by Council from time to time, whichever is the largest.
- (b) The Council may require a consumer to whom services are provided and who was not previously required to pay a deposit, for whatever reason, to pay a deposit on request, within a specified period.
- (c) The Council may from time to time review the sum of money deposited by a consumer in terms of this section and, in accordance with such review require that an additional amount be deposited by the consumer.

- (d) The Municipality shall give the owner or occupier of premises, where municipal services are rendered reasonable notice of any increase of the deposit.
- (e) An aggrieved owner or occupier of property where municipal services are provided may within the prescribed time lodge an objection to any increase of the deposit.
- (f) An amount deposited with the Municipality in terms of this Section shall not be regarded as being in payment or part payment of an account due for services rendered except in the case of a final account where the final amount will first be cleared before the remaining portion of the deposit can be paid back.
- (g) No interest shall be payable by the Municipality on the amount of a deposit held by it in terms of this Section.
- (h) An agreement for the provision of services may contain a condition that a deposit shall be forfeited to the Municipality or its authorised agent if it has not been claimed within twelve months of the termination of the agreement.
- (i) The Municipality will not accept a bank guarantee as a deposit.
- (j) Only on the termination of the agreement the amount of the deposit, less any outstanding amount due to the Municipality, will be refunded to the consumer or transferred to any other outstanding account of the client.
- (k) **Commercial, Business and Industrial**
 - (i) Deposits on businesses may be levied according to the highest bill during the previous 12 months for similar businesses.
 - (ii) New connections at new extensions of businesses will be as specified in the tariff list for the current year.
- (l) For any changes requested on the connection type the deposit will be adjusted accordingly and in accordance with the current approved tariff list.

8.5 RECOVERY OF ADDITIONAL COSTS

The municipality may, in addition to any charge, tariff, levy or payment of any kind referred to in this policy, recover from a customer any reasonable costs incurred by it in implementing this policy, including all legal costs, including attorney and client costs incurred in the recovery of arrears which shall be debited against such customer as arrears in his account.

8.6 PAYMENT FOR MUNICIPAL SERVICES PROVIDED

- (a) A customer shall be responsible for the payment of all municipal services accounts rendered to him/her from the commencement date of the agreement until the account have been paid in full and the municipality shall be entitled to recover all payments due to it from the customer concerned.
- (b) Payments will always be appropriated to the oldest account (notwithstanding the kind of service), where after it will be appropriated in order of a priority as determined by the municipality. Post-dated cheques are not acceptable unless prior arrangements have been made.
- (c) If a customer uses a municipal service for a use other than that for which it is rendered by the municipality in terms of an agreement and if he is charged an amount lower than the applicable prescribed charge, the municipality may alter the amount so charged and recover from him/her the difference between the altered charge and the amount initially charged to him/her.
- (d) Discontinuation of services and rendering of a final account will always be between two debit raisings. Thus any request for discontinuation of services after the 16th of a month (or if on a weekend or public holiday the first working day thereafter) will only be finalised with the next debit raising of the following month and the basic for that period will be payable.
- (e) The basic fee for water or electricity will only be levied on accounts with active meters. This is to ensure that the basic fee is not duplicated where one consumer vacates a property and a new consumer moves in. For example if a final account is requested during a period as mentioned in (d) above, the meter will stay active until the following debit raising when the account will be finalised and transferred to the new consumer. Although the new consumer will be liable for the water usage from date of the final reading the basic fee will only be levied from the following debit raising when the meter becomes active on the new account.
- (f) “Full and final settlement” of an amount: Where an account is not settled in full, any lesser amount tendered to and accepted by the municipality shall not constitute a full and final settlement of such an account despite the fact that the payment was tendered in full and final settlement unless the Municipal Manager or his nominee or the manager of the municipality's authorized agent expressly accepts such payment in writing as

being in full and final settlement of the amount reflected on the relevant account.

(g) **Responsibility for payment of amounts due and payable**

- (i) Notwithstanding any other provision in this policy, an owner of premises shall be liable for the payment of any amount that is due and payable to the municipality by a customer who is a lessee or occupier of such premises to which municipal services have been provided, if the municipality, after having taken reasonable steps to recover from such customer any amount due and payable by him/her, could not do so;
- (ii) Subparagraph (a) must not be construed as absolving the municipality from its responsibility to collect outstanding amounts in respect of municipal services provided to premises from the customer who has benefited there from nor for timeously informing the owner of the premises concerned that the occupying customer has defaulted in making payments due to the municipality in respect of rendered municipal services.

(h) **Dishonoured payments**

- (i) If the drawer of the cheque, or the consumer who received value from the depositing of the cheque, is an existing consumer of Council, the reversal and penalty fee may be debited to an account of the drawer or beneficiary and a letter of notification must be sent to the consumer. Such fee shall be deemed to be a tariff charge and shall be recovered from the consumer. Council reserves the right to refuse to accept further cheques from the drawer or beneficiary, to place the matter on the National Adverse Credit Listing and also institute legal action which may include criminal charges against the offender.
- (ii) If the drawer of the cheque is not an existing debtor of Council, then a sundry debtor account is opened and the debit and penalty is raised. Once the account is submitted and the debtor fails to honour the cheque and pay the penalty within 14 days of receipt, a final demand is generated and submitted.
- (iii) If the drawer of the cheque, or the debtor who received value from the depositing of the cheque is an existing debtor of Council, the reversal and penalty fee may be debited to an account of the drawer or beneficiary and a letter of notification must be sent to the debtor. Such fee

shall be deemed to be a tariff charge and shall be recovered from the debtor. Council reserves the right to refuse to accept further cheques from the drawer or beneficiary and also institute legal action which may include criminal charges against the offender.

- (i) The Council may, by resolution, approve incentive schemes to encourage prompt payment of charges for services rendered and to reward customers who pay their accounts regularly and on time.
- (j) The aforementioned incentive schemes may include the conclusion of a written agreement with the employer of a customer in terms of which such employer undertakes to deduct outstanding rates and service charges or to settle regular monthly accounts, through deductions from the relevant customer's salary or wages, in exchange for a monetary reward either by way of payment of a commission or the grant of a rebate on the charges owing by the employer concerned to the municipality in respect of services rendered to such employer.

(k) **Pay points and payment methods**

- (i) A customer must pay his account at pay points specified by the municipality or by an approved agent of the municipality.
- (ii) The municipality must inform customers of the location of specified pay-points and the identity of approved agents who may receive payments on its behalf in respect of services rendered to customers.
- (iii) Subparagraphs (i) and (ii) must not be construed as prohibiting a customer from paying amounts due to the municipality or its authorized agent by means of electronic payment methods provided that the date of receipt of a payment shall be the date such payment appears on or is reflected in the banking account of the municipality.

8.7 PAYMENT OF INTEREST

- (a) Except where expressly provided to the contrary in this Policy, the Municipality may levy interest on all rates, sewerage and availability arrears at a rate of prime plus 1%, subject to review as part of the budget review process
- (b) Interest on arrear debt shall be calculated for each month for which such payment remains unpaid and part of the month shall be deemed to be a month

- (c) The interest that is payable cannot exceed the capital amount that is owed by the consumer at any time.

8.8 ACCOUNTS AND BILLING

- (a) The Municipality shall provide every person liable to pay for municipal services assessments rates and taxes with an account in respect of every property for which that person is liable and all services rendered in respect of that property at the address last recorded with the Municipality.
- (b) Failure by the Municipality to render an account does not relieve a consumer of the obligation to pay any amount due and payable. The onus shall be on the consumer to obtain a copy of the account before the due date.
- (c) If no account has been received before the 15th on a month, a copy should be obtained from the Municipality. The account must at all times be produced when payments are done or enquiries are made.
- (d) An account rendered by the Municipality for services provided to a consumer shall be paid not later than the last date for payment specified in such account which date will not be more than 21 days after the date of the account.
- (e) Accounts will be rendered on a monthly basis in cycles of 30 days and shall be payable on the due date as indicated on the account.
- (f) Payments shall be deemed to be late unless received on or before the due date as determined by the Municipality. Electronic payments and payments made through agents must be received in a municipal bank account by the close of business on the due date.
- (g) The Municipality may consolidate any separate accounts for which a customer is liable for payment.
- (h) Accounts must contain at least the following:
 - (i) the consumption or estimated consumption of water and electricity as determined for the measuring or consumption period;
 - (ii) the erf number
 - (iii) the measuring or consumption period for water and electricity;

- (iv) the amount due based on the measured or estimated consumption;
- (v) the amount due and payable for any other municipal service;
- (vi) the applicable tariff;
- (vii) the amount due in terms of the consumption;
- (viii) the amount in arrears, if any;
- (ix) the interest payable on any arrears, if any;
- (x) collection charges if any
- (xi) the final date for payment;
- (xii) the methods, places and approved agents where payment may be made.

(i) Accounts may be accompanied by a notice stating that –

- (i) the consumer may conclude an agreement with the Municipality for payment of the arrear amount in instalments at the Municipality 5 working days before the final date for payment, if a consumer is unable to pay the full amount due and payable;
- (ii) if no such agreement is entered into, the Municipality may, in accordance with the Policy contained herein, limit the water services to the consumer by installing a water restrictor and disconnection of electricity;
- (iii) legal action may be instituted against any consumer for the recovery of any arrear amount in terms of the Policy contained herein ;
- (iv) the defaulting consumer's name may be listed with a credit bureau or any other equivalent body as a defaulter;
- (v) the account may be handed over to a debt collector for collection;
- (vi) proof of registration, as an indigent consumer, in terms of the Municipality's indigent Policy must be handed in before the final date for payment

8.9 DISPUTES, QUERIES AND COMPLAINTS

- (a) In this section "Dispute" refers to when a consumer questions the correctness of any account rendered by the Municipality to such consumer and the consumer lodges an appeal with the Council in accordance with this section. A consumer may lodge a query or a complaint in respect of any amount that is due and payable by him/her before or on the due date for payment specified in the account concerned or as soon as reasonably possible thereafter.

- (b) Procedure to be followed. In order for a dispute to be registered with the Municipality, the following procedures must be followed:

By the Consumer:

- (i) The consumer must submit the dispute in writing to the Municipal Manager of the Municipality before or on the due date for payment specified in the account concerned or as soon as reasonably possible thereafter.
- (ii) It must clearly state that it is a dispute
- (iii) No dispute will be registered verbally whether in person or over the telephone.
- (iv) The consumer must furnish his full personal particulars including the account number, direct contact telephone number, fax, e-mail addresses and any other relevant information as may be required by the Municipality.
- (v) The full nature of the dispute must be described in the correspondence referred to above.
- (vi) The onus will be on the consumer to ensure that he receives a written acknowledgement of receipt of the dispute from the Municipality.
- (vii) In the interim the debtor must pay the average of the last four months accounts as calculated by the municipality where such history of the account is available. Where no such history is available, the debtor must pay without prejudice of rights an estimate provided by the Municipality before payment due date until the matter is resolved.

By the Council:

On receipt of the query or dispute, the following actions are to be taken:

- (i) All incoming queries or disputes must be registered on the collaborator system and a reference number obtained. Within 14 days after receipt of a query it must be answered via e-mail, telephonically or by normal mail depending on the contact details available.
- (ii) If the client is not satisfied with the reply or the corrective actions regarding the query and a formal written dispute is received, the authorised official must ensure that the

dispute is taken to the Chief financial Officer for a final decision.

- (iii) A written acknowledgement of receipt of the dispute must be provided to the consumer within 7 days.
- (iv) The municipality should not institute enforcement proceedings against the consumer for an amount or an account entry that is in dispute until it has resolved the dispute.
- (v) All investigations regarding disputed amounts must be concluded by Council's Chief Financial Officer or his/her delegate within 21 calendar days from receipt thereof.
- (vi) The consumer shall be advised in writing of the findings.

8.10 APPEALS AGAINST FINDINGS

- (a) A consumer may, in writing, appeal against a finding of the Municipality.
- (b) An appeal shall be in writing and shall clearly state that it is an appeal, set out the reasons for the appeal and be lodged with the Municipal Manager within 21 days from the date the consumer was advised of the findings of the dispute investigation.
- (c) An appeal must be decided by the Council of the Municipality at its first ordinary meeting held after the appeal was lodged.
- (d) The decision of the Council shall be final and the consumer must pay any amounts due and payable in terms of such decision within 14 days from the date of the letter of him/her being advised of the Council's decision.
- (e) The Council may, in its sole discretion, condone the late lodging of an appeal or other procedural irregularity.
- (f) If the consumer is not satisfied with the outcome of the appeal, he may, under protest, pay the amount in dispute and redress his action in a court of law.

8.11 AGREEMENT FOR THE PAYMENT OF ARREARS IN INSTALMENTS

- (a) Only a consumer with positive proof of identity or a person authorised in writing by that consumer, will be allowed to enter into an agreement for the payment of arrears in instalments.

- (b) The offer by the consumer to settle arrear amounts plus accrued interest thereon shall be embodied in a written agreement signed by the parties. The aforesaid agreement shall include an acknowledgement of debt signed by the consumer and a copy of the agreement shall be made available to the consumer. The cost of preparation of the agreement plus any incidental costs associated therewith shall be borne by the consumer.
- (c) A consumer will, in the agreement, assume liability for any administration fees, costs incurred in taking action for the recovery of arrears and any penalties, including the payment of a higher deposit.
- (d) The Municipality may, on an individual basis, allow a longer period than twenty four months for the payment of arrears if special circumstances prevail that, in the opinion of the Municipality, warrants such an extension and which the consumer reasonably could not prevent or avoid. Documentary proof of any special circumstances must be furnished by the consumer on request by the Municipality.
- (e) In concluding an agreement with a consumer, the arrangement criteria referred to in other sections of this policy shall be applied and, as far as possible, be incorporated into the agreement referred to in this Section.
- (f) The Municipality may, in exercising its discretion have regard to a consumer's—
 - (i) credit record;
 - (ii) consumption;
 - (iii) level of service;
 - (iv) previous breaches of agreements for the payment of arrears in instalments; and
 - (v) any other relevant factors.
- (g) Should a consumer fail to comply with an agreement for the payment of arrears in instalments, the total of all outstanding amounts, including the arrears, any interest thereon, administration fees, costs incurred in taking relevant action, and penalties, including payment of a higher deposit, will immediately be due and payable, without further notice or correspondence.
- (h) A consumer may, in the sole discretion of the Chief Financial Officer, be allowed to enter into a new agreement for the payment of arrears in instalments where that consumer has failed to honour a previous agreement for the payment of arrears in instalments, entered into after the receipt of a discontinuation notice. In the event of such further agreement been permitted, then the arrangements mentioned in 9.4(f)

below shall be applied to such consumer on the basis of primary arrangements.

- (i) Where a body corporate is responsible for the payment of any arrear amount to the Municipality in respect of a sectional title development, the liability of the body corporate shall be extended to the members thereof, jointly and severally and the agreement shall reflect this status accordingly.
- (j) A copy of the agreement will, on request, be made available to the consumer.

8.12 UNAUTHORISED RECONNECTION OF WATER/ELECTRICITY SUPPLY (TAMPERING)

- (a) The unauthorised reconnection of, or tampering with a service supply is prohibited and shall constitute a criminal offence that will result in legal action being taken against the person responsible for such unauthorised reconnection or tampering. Where this has occurred the service reconnected without authorisation or tampered with will be effectively disconnected.
- (b) The full amount of arrears plus any unauthorised consumption, and any applicable reconnection tariffs, will be payable prior to reconnection. Should exceptional circumstances exist, adequate payment arrangements may be permitted at the sole discretion of the Financial Officer with the right to sub-delegate.

8.13 UNOCCUPIED PREMISES

- (a) When a consumer terminates a services agreement and no new service agreement is entered into with the municipality, the property shall be deemed to be unoccupied.
- (b) Whenever water and/or electricity consumption is recorded at a property that is deemed to be unoccupied, an account will be raised and forwarded to the owner of the property for payment.

8.14 INSTALLATION OF PREPAID METER

If required consumers with arrears must convert to a pre-payment meter, and when implemented the cost of the conversion and the arrears total, will be paid off either by-

- (a) adding the debt to the arrears bill and repaying it over the agreed period; or

- (b) adding the debt as a surcharge to the pre-paid electricity cost, and repaying it with each purchase of electricity until the debt is liquidated;
- (c) installation of pre-paid meter is free of charge if a person is indigent.

8.15 ALLOCATION OF PREPAID PURCHASES TO ARREARS

The Municipality will use its pre-payment system to-

- (a) link the provision of electricity by the Municipality to a "pre-payment" system comprising, first prepaid kWh electricity; and
- (b) raise and recover payments in respect of arrear municipal taxes and other municipal levies, tariffs and duties in respect of services such as water, refuse removal, sanitation and sewerage via a percentage as determined by Council, of the value of units purchased for electricity allocated to any arrears;
- (c) to enforce satisfactory arrangements with consumers in arrears by blocking the prepaid meter in order to prevent purchasing of electricity;
- (d) Pre-paid electricity tokens must be inserted into the meter within three months after the purchase date as the tokens can expire after three months and no refund or replacement of the tokens are allowed.

8.16 RIGHT OF ACCESS

- (a) An authorised representative of the Municipality must, at all reasonable hours, be given unrestricted access to the consumer's premises in order to read, inspect, install or repair any meter, service or service connection for reticulation, or to disconnect, reconnect, stop or restrict the provision of any service.
- (b) The owner will be responsible for all the cost associated with the relocation of a meter if satisfactory access is not possible.

8.17 EMPLOYER DEDUCTIONS

The Council may, enter into a written agreement with any employer within the Council's area of jurisdiction to deduct outstanding rates and service charges or to settle regular monthly accounts through deductions from salaries or wages of its employees.

8.18 RATES

- (a) **Rates (and other annual levies)**
- (i) Where rates, sewerage and availability fees (on vacant erven) are paid on a monthly basis or annually, such payment must be made before the due date for payment. Failing this, interest at the standard rate of prima +1%, will be levied on the outstanding amount.
 - (ii) If an account is not paid by the due date as displayed on the account, a notice shall be issued showing the total amount owed to Council.
 - (iii) If an account is not settled or there is no response from the consumer to make acceptable arrangements to repay the debt, summons shall be issued and the legal process followed.
 - (iv) At any stage while the debt is outstanding, all reasonable steps shall be taken to ensure that the ultimate sanction of a sale-in-execution is avoided or taken only as a last resort. The Council, however, has total commitment to a sale-in-execution should the consumer fail to make use of the alternatives provided for by the Council from time to time.
 - (v) All rate payers will be placed on the monthly rates payment arrangement but on request can be changed to an annual rates payment.
- (b) **Monthly Rates**
- (i) Interest will be charged on all overdue accounts at an interest rate of Prime + 1%.
 - (ii) The monthly amount payable for current annual rates will be calculated to allow the total balance of such amount to be paid in equal instalments by the end of that financial year.
- (c) **Rates Clearance Certificate:**
No rates clearance certificate will be issued by the Municipality contrary to the provisions of Section 118 of the Local Government: Municipal Systems Act, 2000. The Municipality may only issue a rates clearance certificate, valid for 120 days, after the relevant fee for the certificate was deposited in the Municipality's primary account. Debt older than two years that remain unpaid shall remain as a charge against the property and the new owner shall become liable thereof.

On the sale of any property in the municipal jurisdiction, Council will withhold the transfer until all rates and service charges in connection with a property are paid by withholding a rates clearance certificate.

8.19 PERSONS AND BUSINESSES WHO TENDER TO THE MUNICIPALITY

The Procurement Policy and Tender Conditions of the Municipality will include the following;

reject any bid from a bidder if any municipal rates and taxes or municipal service charges owed by that bidder or any of its directors to the Municipality, or to any other Municipality or municipal entity, are in arrears for more than three months, except if an arrangement has been made in terms of the Municipality's Credit Control Policy. This arrangement must already be in place on or before the date and time the bid is advertised;

9 DEBT COLLECTION POLICY

Objective

To provide procedures and mechanisms to collect all the monies due and payable to Council arising out of the supply of services and annual levies, in order to ensure financial sustainability and delivery of municipal services in the interest of the community.

9.1 DISCONNECTION / RESTRICTION OF SERVICES

- (a) Consumers who are in arrears with their municipal account and who have not made arrangements with the council will have their supply of electricity and water, and other municipal services, suspended, restricted or disconnected.
- (b) Council reserves the right to deny or restrict the sale of electricity to consumers who are in arrears with their rates or other municipal charges.

9.2 RESTORATION OF SERVICES

Upon the liquidation of arrears, or the conclusion of acceptable arrangements for term payment, the service will be reconnected as soon as conveniently possible

9.3 DISCRETION: NEGOTIABLE AMOUNTS

- (a) Discretion in terms of the agreement amounts as per this Policy is delegated to the Chief Financial Officer with the right to sub-delegate.
- (b) Officials with delegated powers may use discretion as a final tool by which decisions can be made in accordance with this Policy.
- (c) At all times, and at all levels, discretion will only be used so as to apply the principles embodied in the Policy and to ensure that some form of payment acceptable to Council is forthcoming from negotiations with the consumer.

9.4 ARRANGEMENTS

Principles for Residential Debtors

- (a) Notwithstanding that all debts should be treated the same, certain categories of debt may be subject to category specific repayment parameters.
- (b) Current charges must be paid in full and cannot be negotiated.
- (c) The consumer may be required to prove levels of income and must agree to a monthly payment towards arrears based on his ability to pay or based on his total liquidity if Council so requires.
- (d) All negotiations with the consumer should strive to result in an agreement that is sustainable and is most beneficial to Council.
- (e) Interest will be charged on arrear rates, sewerage and availability fees at an interest rate of prime + 1% or as determined by Council from time to time.
- (f) Debtors, excluding housing debtors, who default on three occasions in respect of arrangements made, will be denied the privilege of making further arrangements and the full amount becomes due and payable.
- (g) All arrangements should be subject to periodic review.
- (h) All services may be disconnected or restricted and legal action will be taken against consumers as provided for in this Policy and/or such debt may be referred to third party debt collectors, for recovery.

9.5 ARRANGEMENT CRITERIA FOR RESIDENTIAL DEBTORS

All consumers who are in arrears and apply to make arrangements to reschedule their debt will, be obliged to make the following minimum payment requirements at the time of entering into such arrangement:

- current account, plus;
- an initial payment towards arrears with the minimum payment being 10% of the arrear amount and a monthly instalment which will liquidate the arrear amount plus accrued interest thereon within a period of 24 months;
- each following month the consumer will be required to pay:
- current account; plus
- an instalment as determined in (b) above.

In all cases, failure to respond to notices will result in normal credit control procedures and/or legal processes being followed.

9.6 ARRANGEMENT CRITERIA FOR NON-RESIDENTIAL DEBTORS

- (a) Non-residential debtors may make arrangements to liquidate their arrears where it would be financially beneficial to the Council for them to do so.
- (b) The final decision to make these arrangements will rest with the Chief Financial Officer with the authority to sub-delegate.

9.7 LISTING OF DEBTOR WITH CREDIT BUREAU

Where an account rendered to a consumer remains outstanding for more than 90 days

- (a) the defaulting consumer's name may, at the option of the Municipality, be listed with a credit bureau or any other equivalent body as a defaulter; and
- (b) may be handed over to a debt collector or an attorney for collection

9.8 TERMINATION, LIMITATION AND DISCONTINUATION OF SERVICES

- (a) A consumer may terminate an agreement for the provision of services by giving to the Municipality not less than fifteen

calendar days' notice in writing of the consumer's intention to do so.

- (b) The Municipality may, after having given notice, terminate an agreement for services if a consumer has vacated the premises to which such agreement relates.
- (c) The Municipality may, subject to the conditions contained in this Policy, limit or discontinue services provided in terms of this Policy –
 - (i) on failure by the consumer to pay the prescribed tariffs or charges on the date specified and after the final demand referred to in this policy has been issued and there has been no response from the consumer.
 - (ii) on the failure of the consumer to comply with the provisions of any agreement entered into with the Municipality in terms of this Policy.
 - (iii) on failure by the consumer to comply with any other provisions of this policy and after due notice has been given to the consumer.
 - (iv) if the agreement for the provision of services has been terminated and the Municipality has not received an application for subsequent services to the premises after a period of 30 days of such termination, transfer the services to the account of the owner;
 - (v) if the building on the premises to which services were provided has been demolished;
 - (vi) if the consumer has interfered with a limited or discontinued service; or
 - (vii) obstructs the efficient supply of electricity, water or any other municipal services to another customer;
 - (viii) supplies such municipal service to a consumer who is not entitled thereto or permits such service to continue;
 - (ix) causes a situation, which in the opinion of the Municipality is dangerous, or a contravention of relevant legislation;
- (d) The deposit of any defaulter will be adjusted and brought into line with relevant policies of Council.

- (e) The cost of the restriction or disconnection and the reconnection, will be payable as per the tariffs approved by Council.
- (f) The Municipality will not be liable for any damages or claims that may arise from the limitation or discontinuation of services provided in terms of this Section.

9.9 SERVICES NOT RECONNECTED OR REINSTATED AFTER FOUR WEEKS

If services have been terminated or restricted in the case of a property in respect of which the account is in arrear, and the accountholder has not paid such arrears, including the interest raised on such account, or made an acceptable arrangement with the municipal manager for the payment of the arrear account, including the interest raised on such account, within a period of 28 (twenty eight) calendar days after the date of termination or restriction of the service(s) concerned, the municipal manager or the municipality's debt collection agent shall forthwith proceed with legal actions collection and such further action as is deemed necessary.

Such further action shall include if necessary the sale in execution of such property to recover arrear property rates and service charges (if the accountholder is also the owner of the property). All legal expenses incurred by the municipality shall be for the account of the defaulting accountholder.

9.10 NOTICES AND DOCUMENTATION

- (a) An order, notice or other document issued by the Municipality in terms of this Policy shall be deemed to be duly authorised by the Council of the Municipality if signed by the Municipal Manager or by a duly authorised employee of the Council.
- (b) Any notice or other document served on a person by a Municipality in terms of any other legislation is regarded as having been served by;
 - (i) delivering the notice to him/her personally or to his duly authorised agent; or
 - (ii) by delivering the notice at his residence or place of employment to a person apparently not less than sixteen years of age and apparently residing or employed there;
 - (iii) if he has nominated an address for legal purposes, by delivering the notice to such an address; or

- (iv) if he has not nominated an address for legal purposes, delivering it to the address given by him/her in his application for the provision of water services, for the reception of an account for the provision of water services;
 - (v) sending it by pre-paid registered or certified post addressed to his last known address;
 - (vi) in the case of a body corporate, by delivering it to the registered office or the business premises of such a body corporate;
 - (vii) if service cannot be effected in terms of the aforesaid sub-sections by affixing it to the principal door of entry to the premises, or displaying it on a conspicuous place.
- (c) In the case where compliance with a notice is required within a specified number of working days, such period shall be deemed to commence on the date of delivery or sending of such notice.
 - (d) Delivery of a copy of the document shall be deemed to be delivery of the original.

9.11 LEGAL PROCESSES / USE OF ATTORNEYS / USE OF CREDIT BUREAUS

- (a) The Accounting Officer may, when a debtor is in arrears, commence legal process against that debtor, which process could involve final demands, disconnections, restrictions, summonses, judgements, execution of loose assets, garnishee orders and as a last resort, sales in execution of property.
- (b) The Accounting Officer will exercise strict control over this process, to ensure accuracy and legality within it, and will require regular reports on progress from outside parties, be they attorneys or any other collection agents appointed by council.
- (c) Council will establish procedures and codes of conduct where external service providers have been appointed to collect outstanding debtors.
- (d) Garnishee orders, in the case of employed debtors, are preferred to sales in execution, but both are part of Council's system of debt collection procedures.
- (e) All steps in the consumer care and credit control procedure will be recorded for Council's records and for the information of the debtor.

- (f) Individual debtor accounts are protected and are not the subject of public information. However Council may release debtor information to credit bureaus.
- (g) Council may consider the cost effectiveness of the legal process, and will receive reports on relevant matters.
- (h) Council may consider the use of agents as service providers and innovative debt collection methods and products. Cost effectiveness, the willingness of agents to work under appropriate codes of conduct and the success of such agents and products will be part of the agreement Council might conclude with such agents or service providers; and will be closely monitored by Council
- (i) Appropriate measures will be taken to inform consumers what the responsibilities of service providers will be regarding customer care, credit control and debt collection.

10 INDIGENT AND POOR HOUSEHOLD MANAGEMENT POLICY

10.1 The objectives of this policy are to;:-

- (a) determine the criteria for qualification of indigent and poor households;
- (b) ensure that the criteria is applied correctly and fairly to all applicants;
- (c) allow the Municipality or its authorised agent to conduct in loco visits to the premises of applicants to verify the actual status of the household;
- (d) allow the Municipality to maintain and publish the register of names and addresses of account holders receiving subsidies;
- (e) ensure the provision of basic services to the community in a sustainable manner within the financial and administrative capacity of the Council; and
- (f) ensure the provision of procedures and guidelines for the subsidisation of basic service charges to indigent households.

10.2 Principles of policy;:-

- (a) The administrative integrity of the Municipality must be maintained at all costs. The democratically elected councillors are responsible for making of policy, while it is the responsibility of the Accounting Officer to ensure the execution of this policy;
- (b) All applicants must complete an official application form, which is to be submitted together with the supporting documents as specified in this policy;

10.3 Criteria for indigent or poor households:-

To qualify for a subsidy, a household must comply with the following criteria:

- (a) For an Indigent subsidy the verified gross monthly income of all occupants over 18 years of age may not exceed the sum of two times the amount of state funded social pension and for a Poor household subsidy may not exceed the amount predetermined by Council;
- (b) The average monthly consumption of electricity by the household over the previous four months may not exceed 400kWh;
- (c) The average monthly consumption of water by the household over the previous four months may not exceed 15kl;
- (d) Must be a permanent occupier of the applicable property.
- (e) The registered indigent must be the full-time occupant or owner of the property concerned, and may not own any other property, whether in or out of the municipal area. This includes cases where the occupant rents the property and is a South African Citizen;

10.4 Application for Indigent or Poor household Subsidy;-

The account holder must apply in person at a customer care office of the Municipality on the prescribed application form. The following items must accompany the application:

- (a) The latest municipal account of the household;
- (b) Proof of the account holders identity;
- (c) Proof of income of the total household;
- (d) Sworn statement.

10.5 Local audit (verification)

The Municipality reserves the right to send officials and/or representatives of the Municipality to the household or site of the applicant(s) at any reasonable time, with the aim of carrying out a local verification of the accuracy of the information provided by the applicant(s).

The municipality also reserves the right to contact employers in Mossel Bay to verify whether a person applying for subsidy is employed by them.

10.6 Subsidy

- (a) Indigent subsidies will be funded from the equitable share contribution made from the national government's fiscus and as provided for in the municipal budget.
- (b) Subsidised services may include water, electricity, sewerage, refuse removal and assessment rates.
- (c) If a consumer's consumption or use of the municipal service is less than the subsidised service, the unused portion will not be accrued by the consumer and will not entitle the consumer to cash or a rebate in respect of the unused portion.
- (d) In order to assist the subsidised households, who uses more than the qualifying amount of water and electricity, not to lose their subsidy, these services may be restricted to allow only the use of maximum 15kl water and 400kWh electricity.
- (e) All consumers who qualify for a subsidy must agree to the installation of a prepaid electricity meter and will be placed on restricted service levels in order to limit further escalation of debt. Installation of a pre-paid meter is free of charge for indigent households.
- (f) When a household qualifies for a subsidy for the first time, the arrear account will be taken to council to consider writing off the debt.
- (g) Where a qualifying consumer's account is paid in full at the date of application, or regularly maintains a paid up account after receiving the subsidy, the restriction on service levels will be waived. If the account is cleared due to the arrear debts being written off, the restriction on service levels can only be waived after a period of six months during which the account was paid in full every month and after a written request has been received.

- (h) Where the household qualifies for the subsidy but is not the owner or account holder of the property and the owner cannot be traced, a tenant account can be opened for the occupier without a deposit. If at any stage the situation of this person should change and he is de-registered, a deposit must be paid.
- (i) A subsidised consumer must immediately request deregistration by the Municipality or its authorized agent if his/her circumstances have changed to the extent that he/she no longer meet the criteria.
- (j) A subsidised consumer may at any time request deregistration.
- (k) A list of subsidised consumers will be maintained and audited on a regular basis and the info may be supplied to the general public.

10.7 Water leakages and other problems at Indigent households

Where water leakages occur at indigent households, such leakages must be reported by the occupier in order to be repaired at Councils expense and the cost thereof recovered from the equitable share grant.

10.8 Additional subsidy categories

- (a) Subject to the extent of the equitable share contribution received and affordability levels council may provide, free of charge to consumers, certain basic levels of water and electricity.
- (b) Further rebates may be provided as determined from time to time in council's policies and By-laws.
- (c) The Council adopt the Indigent Management Policy which shall provide for the procedures and guidelines for the provision of indigent benefits to indigent households in its municipal area.

11 IRRECOVERABLE DEBT

The Municipal Council may, on recommendation from the Municipal Manager, or any duly delegated official, write off any debt or portion thereof, provided that the Municipal Council is satisfied that the debt or portion thereof is irrecoverable or that it will be in the best interest of the municipality to accept part payment of the debt in full and final settlement.

The Executive Mayor may recommend to the municipal council that any outstanding debt or portion thereof be written off, if in his/her opinion it would be in the best interest of the municipality, and that the writing off of the debt will not be contrary to the provisions of the Local Government: Municipal Finance Management Act, No. 56 of 2003.

The Executive Mayor and Municipal Manager also have the right to authorise write off, of debt if the amount falls within their delegated power.

11.1 Debt will be regarded as irrecoverable if:

The Accounting Officer has ensured that all avenues were utilized to collect the arrear debt.

Circumstances whereby a municipal Council may validate the termination of debt collection procedures as contemplated in section 109(2) of the Municipal Systems Act:

- (a) All reasonable notifications and cost effective measures to recover a specific outstanding amount have been exhausted; or
- (b) If the amount to be recovered is too small to warrant further endeavours to collect it; or
- (c) The cost to recover the debt does not warrant further action, i.e. to summons in another country; or
- (d) Inactive accounts where all the necessary steps have been taken with no success and/or the debtor has no assets.
- (e) The amount outstanding is the residue after payment of a dividend in the rand from an insolvent estate, sequestration, liquidation; or
- (f) A deceased estate has no liquid assets to cover the outstanding amount; or
- (g) Poor household with no liquid assets (*nulla bona*) to cover the outstanding debt; or
- (h) It has been proven that the debt has prescribed; or
- (i) The consumer is untraceable or cannot be identified so as to proceed with further action; or
- (j) It is impossible to prove the debt outstanding; or
- (k) The outstanding amount is due to an administrative error by Council.
- (l) If the debtor qualifies as an indigent or poor household and are receiving a subsidy;
- (m) Clients in correctional care or clients who are imprisoned and there is no way of recovering the debt.

- (n) Water leakages resulting in high water levies at registered indigent or poor households.

11.2 Criteria for the determination of the recoverability or non-recoverability of debt

- (a) All cases with the following classification “summons, judgment or execution” should be tested prior to the taking of action, with regard to the following:
- (i) Asset’s Survey. To undertake a home visit to make a survey of the type of house, its contents and other assets like vehicles registered in the name of the account holder as well as the combined income of the household. The result of this survey will determine whether further action is to be taken.
 - (ii) Consumption. If a consumer has consumption of an average of more than 400kWh of electricity plus 15kl of water taken over a period of 4 months, these consumption point to the ability of the person to pay or to make an arrangement.
- (b) If the survey however reveals that the debt is still not recoverable after all necessary steps has been taken, it should be tabled together with the “write off compliance report” for consideration by Council to write off the debts.

12 OFFENCES AND PENALTIES

- (a) The Council acknowledges that, in terms of Section 119 of the Local Government: Municipal Systems Act 2000 it is an offence for any person who-
- (i) fails to give the access required by a duly authorised representative of the municipality in terms of this policy as refers to in clause 8.17 above;
 - (ii) obstructs or hinders a duly authorised representative of the municipality in the exercise of his or her powers or performance of functions or duties in terms of this policy;
 - (iii) unlawfully uses or interferes with municipal equipment or the consumption of services supplied to any customer;
 - (iv) tampers with or breaks any seal on a meter or on any equipment belonging to the municipality, or causes a meter not to register properly the service used;

- (v) fails, or refuses, to give a duly authorised representative of the municipality such information as he or she may reasonably require for the purpose of exercising or performing his or her powers or functions in terms of this policy, or gives such representative false or misleading information, knowing it to be false or misleading; or
 - (vi) contravenes, or fails to comply with, a provision of this policy, shall be guilty of an offence.
- (b) Upon conviction in a court, an offender shall be liable for a fine not less than the cost of repairing the damage or any such cost determined by the municipality, or to imprisonment for a period not exceeding 12 (twelve) months, or both such a fine and imprisonment, and may be charged for consumption, as determined by the chief financial officer, and based on average monthly consumption, or as determined by resolution of the municipality from time to time.

13 TAMPERING POLICY

13.1 Objective

- (a) Section 97(1) (h) of the Act stipulates that a municipality's Credit Control and Debt Collection Policy must provide for matters relating to unauthorised consumption of services, theft and damages.
- (b) The objective of this Policy is to provide in this policy an extension of Credit Control and Debt Collection Policy for the matters referred to in that section.

13.2 Implementing Authority:

The Accounting Officer must implement and enforce this policy and any by-laws enacted to give effect to this policy.

13.3 Unauthorised use of property of the Council

- (a) No one may tamper with any municipal equipment or property.
- (b) An authorised officer must inspect the equipment and property of the municipality when he or she suspects tampering.
- (c) that any illegal connections were attached to such equipment or property, or
- (d) that any unauthorised consumption or use of services is taking place, or

- (e) any theft of such equipment or property, or
- (f) any damage to such equipment or property.

13.4 Municipality's right of access to premises

In terms of section 101 of the Act the occupier of premises in a municipality must give an authorised officer access at all reasonable hours to the premises in order to read, inspect, repair; any meter or service connection for reticulation, or to stop or restrict the provision of any service.

13.5 Power to restrict or terminate supply of services

- (a) Where the municipality has suffered any loss or damage as a result of any act contemplated in paragraph 13.3 a penalty equal to the amount of damages or loss may be imposed on the occupier of the premises concerned.
- (b) The occupier must be notified of the amount of damage or loss by means of a notice which is hand delivered, or sent per mail, to the latest recorded address of the occupier, and such notice must also stipulate the date on or before which such amount must be paid to the municipality.
- (c) The Council may in addition to the steps contemplated in paragraph (2) limit or discontinue the supply of water and electricity in terms of the prescribed disconnection procedures or discontinue any other service to any premises.
- (d) The Council may hand deliver or send per mail to the latest recorded address of the consumer a discontinuation notice informing such consumer –
 - (i) that the provision of the service will be, or has been discontinued on the date stated on the discontinuation notice, and
 - (ii) of the steps which can be taken to have the service reconnected.
- (e) The council shall reconnect or restore full levels of supply of any of the restricted or discontinued municipal services only after the full amount of the penalty, including the costs of such disconnection and reconnection, if any, have been paid in full, or any other relevant condition or conditions of the Council's credit control policy as it may deem fit have been complied with.
- (f) The right of the Council or any duty appointed agent to limit or discontinue water to any premises or customer, shall be subject

to the provisions of sections 3 and 4 of the Water Service Act 1997 (Act 108 of 1997).

13.6 Illegal reconnections and/or tampering

The Accounting Officer shall, as soon as it comes to the notice of the Accounting Officer that any terminated or restricted service has been irregularly reconnected or reinstated, instate one, some or all of the following enforcement actions;

- (a) disconnect or restrict such service(s),
- (b) permanently remove such service(s),
- (c) require pre-payment technology to be installed,
- (d) not reinstate such service(s) until the arrear account, including the interest raised on such amount, the charges for the notice sent in terms of paragraph 1 and the charges for both the original and subsequent reconnection or reinstatement of the service(s) and the revised deposit and penalty have been paid in full.
- (e) laying criminal charges with the police,
- (f) cancel the contract.

All indigent households shall be visited by a person or firm delegated by council on a regular basis to investigate tampering and illegal connection cases and or to inspect the status of meters connections and restrictions and/or flow limiters.

14 PUBLICATION OF POLICY

The Municipal Manager shall, within 14 days from the date of adoption of this Policy by Council, by public notice draw the attention of the public to its broad contents and method of application.

MOSSELBAAI MUNISIPALITEIT



**KLANTEDIENS,
KREDIETBEHEER,
SKULDINVORDERING,
DEERNIS EN
PEUTER BELEID**

INHOUD

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14. PUBLIKASIE VAN DIE BELEID

PLAASLIKE REGERING: MUNISIPALE FINANSIËLE BESTUURSWET, 2003

Datum van aanneming: 01 Julie 2013

Die Raad het in terme van Artikel 111 van die Plaaslike Regering Munisipale Finansiële Bestuurswet (No 56 van 2003), besluit om die ondergemelde hersiene Beleid as die Klantediens, Kredietbeheer, Skuldinvordering, Deernis en Peuter Beleid van die Munisipaliteit te aanvaar.

1. INLEIDING

Hierdie Beleid is opgestel in terme van Hoofstuk 9 van die Munisipale Stelsels Wet (No 32 Van 2000) en Artikel 62(f)(ii) van die Munisipale Finansiële Bestuurswet(No 56 van 2003) wat vereis dat `n Munisipaliteit `n Kredietbeheer en Skuldinvorderingsbeleid opstel en onderhou.

2. OMVANG VAN DIE BELEID

- (a) Hierdie Beleid is van toepassing op Mosselbaai Munisipaliteit en alle persone van hierdie administrasie.
- (b) Hierdie Beleid soos goedgekeur deur die Raad, is opgeneem in `n Munisipale Verordening in terme van die Plaaslike Regering: Munisipale Stelsels Wet No 32 van 2000 en sodanige Beleid sal bindend wees op die publiek, amptenare en Raadslede van die Mosselbaai Munisipaliteit en geen inmenging in die proses sal toegelaat word nie.
- (c) Hierdie Beleid is van toepassing totdat dit hersien word en sodanige hersiening deur die Raad aanvaar word. Alle aksies wat geneem word in terme van die bestaande Beleid, en die huidige Munisipale Verordening, sal nie ongeldig wees as gevolg van die tydsverskille tussen goedkeuring en promulgering nie.
- (d) Alle aksies wat geneem word soos genoem in die vorige paragraaf sal reggestel word met die afkondiging van die betrokke Munisipale Verordening.

3. DOELSTELLINGS VAN DIE BELEID

Die doelstellings van die Beleid is om;

- (a) `n Raamwerk te definieer waarin die Munisipaliteit sy uitvoerende en wetlike bevoegdheid kan uitvoer met betrekking tot Kredietbeheer en Skuldinvordering en om `n effektiewe prosedure om fooie te hef en geld te vorder te ontwikkel;
- (b) Verseker dat alle geld wat verskuldig en betaalbaar is aan die Munisipaliteit ten volle ingevorder word en om dit te gebruik vir die lewering van Munisipale dienste in die beste belang van die gemeenskap, inwoners en belasting betalers op `n finansieel volhoubare wyse soos voorgeskryf deur die Munisipale Stelsels Wet, 2000 (Wet No 32 van 2000) en ander toepaslike Wetgewing;
- (c) Voorsien `n raamwerk vir verbruiker en deernis ondersteuning;

- (d) Stel realistiese teikens vir kredietbeheer en skuld invordering;
- (e) In staatstelling van die implementering van hierdie Beleid regdeur die Mosselbaai Plaaslike Munisipaliteit;
- (f) Effektief en doeltreffend handel met wanbetalers in oorleg met die terme en voorwaardes van hierdie Beleid;
- (g) Bevorder 'n kultuur van betaling, vestig 'n sin vir verantwoordelikheid teenoor betaling van municipale rekeninge en verlaging van municipale skuld.

4. BEGINSELS

- (a) Die administratiewe integriteit van die munisipaliteit moet behoue bly ten alle tye. Die demokraties verkose Raadslede is verantwoordelik vir beleidmaking, terwyl dit die verantwoordelikheid van die Municipale Bestuurder is om te verseker dat hierdie Beleide uitgevoer word.
- (b) Alle kliënte moet 'n amptelike aansoekvorm voltooi waarin municipale dienste formeel versoek word. Daar mag van bestaande kliënte vereis word om nuwe vorms van tyd tot tyd te voltooi soos bepaal deur die Municipale Bestuurder. Die mees belangrike regte en verpligte van die kliënt en die Munisipale moet ingesluit word in die dienste aansoekvorm.
- (c) 'n Afskrif van die aansoekvorm wat al die voorwaardes van die dienste bevat moet aan elke nuwe kliënt gegee word wanneer aansoek gedoen word vir dienste. Alle kliënte moet ingelig word van die inhoud van die Raad se Kredietbeheer en Skuldinvorderingsbeleid en 'n afskrif moet beskikbaar gestel word aan elke kliënt indien so versoek.
- (d) Heffings moet akkuraat, betyds en verstaanbaar wees.
- (e) Die kliënt is geregtig tot redelike toegang na alle betaalpunte en tot 'n verskeidenheid van betroubare betaal metodes.
- (f) Die kliënt is geregtig op 'n effektiewe, doeltreffende en redelike terugvoer op appelle en moet nie benadeel word gedurende die prosessering van 'n redelike appèl.
- (g) Afdwingbaarheid van betaling moet spoedig, gereeld en effektief wees.
- (h) Ongemagtigde verbruik, aansluiting en heraansluiting, die peuter met of diefstal van meters, toerusting vir die toevoer van dienste en die retikulasie netwerk en enige bedrieglike aksies wat verband hou met die voorsiening van municipale dienste sal lei tot die afsny van dienste, boetes, verlies van regte en kriminele vervolgings.

- (i) Insertiewe en dis-insertiewe mag gebruik word by die invorderingsprosedures.
- (j) Die invorderingsproses moet koste effektief wees.
- (k) Resultate moet gereeld en doeltreffend aangemeld en gemonitor word.
- (l) Daar moet 'n wetlike verband tussen die Munisipaliteit en die verbruiker wees en die skuld van die verbruiker moet voortspruit uit 'n wetlike raamwerk en moet wetlik invorderbaar wees.
- (m) Debiteure mag verwys word na derdeparty skuldinvorderaars en mag gelys word by die Nasionale Krediet Buro.
- (n) Teikens vir prestasie by beide dienste aan verbruikers en skuldinvordering sal gestel en nagevolg word en regstellings moet geïmplementeer word vir wanprestasie.
- (o) Verbruikers wat voldoen aan die Raad se deernis kriteria moet geïdentifiseer en ondersteun word.
- (p) Die Munisipaliteit sal nie enige besigheid doen met of enige dienste verskaf aan enige persoon met agterstallige municipale skuld nie behalwe soos voorsiening daarvoor gemaak word in die Beleid en soos bepaal deur die Munisipaliteit van tyd tot tyd, enige krediete of terugbetalings sal ook nie gemaak word aan enige debiteur wie agterstallig is met hulle municipale rekening nie.

5. DEFINISIES

In hierdie Beleid sal elke woord of uitdrukking waaraan 'n betekenis gekoppel is in die Plaaslike Regering: Munisipale Stelsels Wet, daardie betekenis hê, tensy die konteks anders aandui:

"aansluiting" beteken die punt waar 'n verbruiker toegang tot municipale dienste verkry;

"agterstallig" beteken enige bedrag wat verskuldig en betaalbaar is deur die kliënt wat betref die municipale diens wat gelewer is aan sodanige kliënt wat nog nie betaal was op of voor die betaaldatum soos gereflekteer op 'n rekening wat daarvoor gelewer word;

"Arm huishoudings" beteken 'n huishouing wat kwalifieer as 'n arm huishouing op die volgende voorwaardes:

- (a) Die totale maandelikse huishoudelike inkomste moet nie meer as twee maal (2 x) die maandelikse Staats ouderdomspension wees nie en minder as die bedrag wat bepaal word deur die Raad tydens die goedkeuring van die jaarlikse begroting; en
- (b) Die gemiddelde elektrisiteitsverbruik vir die afgelope vier maande moet nie meer 400 kwh per maand wees nie; en
- (c) Die gemiddelde waterverbruik vir die afgelope vier maande moet nie meer as 15kl water per maand wees nie

“betaling” verwys na enige vorm van verlossing wat aanvaarbaar is vir die Raad van Mosselbaai van tyd tot tyd vir die balans van `n rekening;

“bewoner” beteken enige persoon wat ‘n eiendom en/of enige perseel bewoon wat munisipale dienste ontvang;

“deernis bedrag” verwys na die toepaslike waarde van die deernis subsidie soos bepaal deur die Raad van die Munisipaliteit van tyd tot tyd;

“deernis huishouding” ‘n huishouding kwalificeer as deernis op die volgende voorwaardes:

- (a) Totale maandelikse huishoudelike inkomste moet nie meer as twee maal (2 x) die maandelikse staat ouderdomspensioen wees nie, en
- (b) Die gemiddelde elektrisiteitsverbruik vir die afgelope vier maande moet nie meer as 400 kwh per maand wees nie, en
- (c) Die gemiddelde waterverbruik vir die afgelope vier maande moet nie meer as 15kl water per maand wees nie.

“deurlopende diens” beteken die voorsiening vir die oorweging van die munisipale diens met die doel vir so lank as die ooreenkoms bestaan , sal die Munisipaliteit die diens aaneenlopend beskikbaar stel vir die gebruik van die verbruiker;

“diens” beteken `n munisipale diens wat gelewer word deur die Munisipaliteit en sluit in die voorsiening van elektrisiteit, water, sanitasie en vullisverwydering;

“diskonneksie” beteken die onderbreking van water of elektrisiteitstoever aan `n debiteur as gevolg van ignorering van `n kennisgewing om te betaal;

‘diverse skuld’ verwys na enige skuld anders as belasting, behuising, gemeterde dienste, riool en vullisverwydering;

“effektiewe diskonneksie” sluit in onder andere die fisiese verwydering van konneksies en/of herleiding as gevolg van ongemagtigde heraansluiting (peuter en/of herleiding) van die afgesloten diens;

“eienaar”

- (a) Die persoon in wie se naam die eiendom wettig gevestig is;
- (b) In die geval waar die persoon in wie se naam die eiendom gevestig is, insolvent of oorlede is of gediskwalifiseer is in terme van enige wetlike aksie, die persoon wie verantwoordelik is vir die administrasie of beheer van die eiendom as kurator, trustee, eksekuteer, likwidateur, vruggebruiker, serwituuthouer of enige ander wettige verteenwoordiger;
- (c) In die geval waar die raad nie die identiteit van so ‘n persoon kan vasstel nie, die persoon wie geregtig is om voordeel te trek uit die eiendom of enige geboue daarop;
- (d) In die geval van `n huurooreenkoms vir langer as 30 jaar, dan die huurder;
- (e) Rakende:
 - (i) `n gedeelte grond toegeken op `n deeltitel plan en wat geregistreer is in terme van die Deeltitel Wet, 1986 (Wet 95 van 1986) sonder om dit te beperk tot die ontwikkelaar of beheerliggaam van die gemeenskaplike eiendom;
 - (ii) `n gedeelte soos gedefinieer in die Deeltitel Wet, die persoon in wie se naam daardie gedeelte geregistreer is in terme van `n Deeltitel insluitend die wetlike aangestelde verteenwoordiger van sodanige persoon;
- (f) Enige wettige entiteit, maar nie beperk tot:
 - (i) `n maatskappy wat geregistreer is in terme van die Maatskappye Wet, 1973 (Wet 61 van 1973), `n trust *inter vivos*, trust *mortis causa*, `n beslote korporasie wat geregistreer is in terme van die Beslote Korporasie Wet, 1984 (Wet 69 van 1984) en enige vrywillige organisasie;
 - (ii) Enige provinsiale of nasionale regeringsdepartement, plaaslike owerheid;
 - (iii) Enige raad of beheerliggaam wat gestig is in terme van enige wettige raamwerk van toepassing op die Republiek van Suid-Afrika, en
 - (iv) Enige ambassadeur of ander buitelandse entiteit.
- (g) Wat betref `n eiendom wat besit word deur `n raad en wat vervreem is, maar wat nog nie oorgedra is na die persoon aan wie dit verkoop is nie, vanaf datum van die vervreemding, sodanige persoon en;
- (h) wat betref `n eiendom wat besit word deur of onder die beheer van die bestuur van `n raad terwyl dit gehou word onder huur of enige uitdrukking of stilswyende uitbreidings daarvan of onder enige ander kontrak of onder serwituut of reg analog daartoe, die persoon wie sodanige onroerende eiendom hou;

“eiendom” beteken enige gedeelte grond waarvan die grense bepaal is binne die jurisdiksie van die Municipaliteit;

“finansiële jaar” beteken `n jaar wat eindig op 30 Junie;

gebied van voorsiening” beteken enige gebied of gedeelte van die gebied van jurisdiksie van die Munisipaliteit aan wie die diens voorsien word;

“gemagtigde agent” beteken:

- (a) Enige persoon wat gemagtig is deur die Raad om enige aksie, funksie of plig uit te voer of om enige mag onder hierdie Beleid uit te voer;
- (b) Enige persoon aan wie die Raad gedelegeerde verantwoordelikhede of verpligte gegee het wat betref die voorsiening van skuldinvorderaars se dienste; of
- (c) enige persoon wie aangestel is deur die Raad, deur `n geskrewe kontrak, as `n diensverskaffer vir die voorsiening van dienste om skulde in te vorder of munisipale dienste aan kliënte namens die Raad soos gemagtig deur die kontrak;

“gemiddelde verbruik” beteken die gemiddelde verbruik deur `n kliënt van `n munisipale diens gedurende `n spesifieke tydperk, waar die verbruik bereken word deur vier te deel deur die totale gemeterde verbruik van daardie diens deur daardie verbruiker oor die voorafgaande vier maande;

“geskatte verbruik” beteken die verbruik wat `n verbruiker, wie se verbruik nie gelees is gedurende `n spesifieke tydperk nie en geag word verbruik is en wat geskat word deur faktore in aanmerking te neem wat relevant geag word deur die Munisipaliteit en wat mag insluit die verbruik van munisipale dienste deur die totale gebruikers van `n diens binne daardie gebied waar die diens gelewer word deur die Munisipaliteit, op die gepaste vlak van dienslewering vir `n spesifieke tydperk;

“gesubsidieerde diens” beteken

- (a) `n munisipale diens wat voorsien word aan `n kliënt teen `n toepaslike koers wat minder is as die koste van die werklike voorsiening van die diens en sluit in dienste wat gratis voorsien word aan kliënte;
- (b) `n gebied, soos bepaal deur die Raad, waarbinne alle kliente voorsien word van dienste vanaf dieselfde grootmaat voorsieningsaansluiting; en
- (c) die ontvangs, gebruik of verbruik van enige munisipale diens wat nie in terme is van `n ooreenkoms of gemagtig of goedgekeur deur die Munisipaliteit;

“heffing” verwys na die proses van die berekening van kostes vir dienste wat gelewer is deur die lewering van rekeninge;

“Hoof Finansiële Beampte” beteken die amptenaar van die Munisipaliteit wat aangestel is deur die Raad om die finansies te administreer ongeag die beskrywing of titel van die pos. Hy/sy is verantwoordelik vir die invordering van gelde wat verskuldig is aan die Munisipaliteit en/of enige ander personeellid aan wie hy/sy spesifieke pligte en verantwoordelikhede gedelegeer het in terme van hierdie Beleid;

“hoofskuld” beteken `n skuld wat verskuldig is aan die Munisipaliteit vir belasting en dienste. Dit mag insluit rente, invorderingskoste, verstekte administratiewe kostes, aansluitingskostes en enige ander kostes;

“huishoudelike kliënt” beteken `n kliënt wie primêr vir residensiële doeleindes `n woning, struktuur of perseel bewoon;

“huishouding” beteken alle inwoners ouer as 18 jaar binne die jurisdiksie van die Raad ongeag of die persoon huur of die eiendom besit. Die familie eenheid word bepaal deur die Munisipaliteit as tradisioneel deur in aanmerking te neem die aantal persone in die eenheid, die verhouding tussen die lede van die huishouding, hul ouderdomme en enige ander faktore wat die Munisipaliteit as relevant te wees;

“infrastruktuur” beteken die fasiliteite, installasies of toestelle wat benodig word vir dielewering van `n munisipale diens, of in die funksionering van `n gemeenskap insluitend maar nie beperk tot fasiliteite, installasies of toestelle wat verband hou met water, krag, elektrisiteit, vervoer, riool, gas en afvalverwydering;

“Invorderingskoste” beteken `n bedrag wat die Munisipaliteit kan hef met betrekking tot die afdwinging van `n verbruiker se monitêre verpligtinge;

“kliënt” beteken `n persoon met wie hierdie Munisipaliteit `n kontrak gesluit het of geag `n kontrak te gesluit het vir die voorsiening van `n munisipale diens;

“kommersiële verbruiker” beteken `n verbruiker anders as `n huishoudelike verbruiker en `n deernis kliënt insluitend maar nie beperk tot `n besigheid of `n industriële, regerings of `n institusionele verbruiker;

“kredietbeheer en skuldinvordering” verwys na die aksies vereis om inkomste te beveilig insluitende diskonneksies, heraansluitings, normalisering van installasies en opvolg prosedures en data integriteit;

“munisipale dienste” vir doeleindes van hierdie Beleid, beteken dienste wat voorsien word deur die Munisipaliteit insluitend vullisverwydering, water voorsiening, sanitasie, elektrisiteitsdienste en belasting hetso gesamentlik of apart;

“Munisipale Eiendomsbelasting Wet” beteken die Plaaslike Regering, Munisipale Eiendomsbelasting Wet No. 6 van 2004;

“munisipale verbruikerskuld” verwys na die nie-betaling of laat betaling deur verbruikers op eiendomsbelasting en munisipale dienste (water, elektrisiteit, sanitasie, vullisverwydering) verkeersboetes en huishuur paaiememente, en sluit in enige bedrag wat as oninvorderbaar geag word;

“Munisipaliteit” beteken

- (a) Die Munisipaliteit van Mosselbaai, `n Plaaslike Munisipaliteit wat gestig is in terme van paragraaf 12 van die Plaaslike Regering: Munisipale Strukture Wet No. 117 van 1998 en sy opvolgers-in-titel; of
- (b) Onderhewig aan die voorskrifte van enige ander Wet en alleenlik indien uitdruklik of by implikasie vereis of toegelaat deur hierdie Beleid, die Municipale Bestuurder of sy/haar gedelegeerde, wat betref die prestasie van enige funksie, of die uitvoering van enige plig, vereistes of reg in terme daarvan of enige ander Wet , of
- (c) `n Gemagtigde agent van die Munisipaliteit;

“nie-residensiële debiteure” word geklassifiseer as daardie debiteure wie nie kwalifiseer om gratis elektrisiteit en/of water te ontvang nie;

“noodsituasie” beteken `n situasie wat, indien toegelaat om voort te gaan, `n substantiewe risiko of bedreiging, hindernis of gevaar inhoud vir die huidige en toekomstige finansiële volhoubaarheid van die Munisipaliteit of vir ‘n spesifieke municipale diens;

“ongemagtigde diens” beteken die ontvangs, gebruik of verbruik van enige municipale diens wat nie in terme is van `n ooreenkoms of goedkeuring deur die Munisipaliteit nie

“onwettige aansluiting” beteken `n aansluiting tot enige stelsel waardeur `n municipale diens voorsien word en wat nie gemagtig of goedgekeur is deur die Munisipaliteit nie;

“ooreenkoms” beteken ‘n kontraktuele verhouding tussen die Munisipaliteit en ‘n verbruiker wat ontstaan, hetsoos as gevolg van die Munisipaliteit se goedkeuring van ‘n geskrewe aansoek vir municipale dienste, insluitend enige gevoldlike variasie wat gemaak mag word tot die ooreenkoms in lyn met hierdie Beleid of wat beskou mag word as ‘n ooreenkoms;

“perseel” beteken enige stuk grond, die eksterne oppervlak grense wat afgebaken is op-

- (a) `n algemene plan of diagram wat geregistreer is in terme van die Landmeter Wet No. 9 van 1927 of in terme van die Akte Registrasie Wet No 47 van 1937;
- (b) `n Deelplan wat geregistreer is in terme van die Deeltitel Wet No. 95 van 1986; of
- (c) `n Register wat gehou word deur `n stam owerheid of in oorleg met `n beëdigde verklaring wat gemaak is deur die stam owerheid; en waar die teks so vereis, insluit enige gebou, struktuur of soortgelyk wat opgerig is op sodanige grond;

“persoon” beteken enige persoon, hetsoos natuurlik of juristies, en wat insluit maar nie beperk is tot enige plaaslike regeringsliggaam of dieselfde owerheid, `n maatskappy of beslote korporasie geïnkorporeer onder enige wet, `n liggaam of persoon hetsoos geïnkorporeer of nie, `n statutêre liggaam, openbare nut liggaam, vrywillige assosiasie of trust;

“publieke kennisgewing” beteken die publikasie in die media insluitend een of meer van die volgende:

- (a) publikasie van `n kennisgewing in ten minste twee van die amptelike tale wat in die algemeen gebruik word in die Provinse of betrokke area en waar moontlik, sal die kennisgewing gepubliseer word in `n koerant wat oorwegend gebruik word in die taal wat gebruik word in die publikasie van die kennisgewing;
 - (i) in enige plaaslike koerant of koerante wat gesirkuleer word in die diensarea van die Munisipaliteit;
 - (ii) in die koerant of koerante wat gesirkuleer word in die voorsieningsarea van die Munisipaliteit soos bepaal deur die Raad as `n koerant van rekord; of
 - (iii) op die amptelike webtuiste van die Munisipaliteit;
 - (iv) deur middel van radio uitsendings wat die voorsieningsarea van die Munisipaliteit dek;
- (b) deur `n kennisgewing te vertoon op of by enige perseel, kantoor, biblioteek of betaalpunt van hetsy die Munisipaliteit of sy gemagtigde agent en waartoe die publiek redelike toegang het; en
- (c) kommunikasie met kliënte deur middel van openbare vergaderings en wykskomitee vergaderings;

“peuter” beteken die ongemagtigde inmenging met `n diens wat gelewer word deur die Munisipaliteit of om te beskadig of om ongemagtigde veranderinge aan te bring aan die toerusting of eiendom van die Munisipaliteit wat gebruik word met die aansluiting vir die voorsiening van munisipale dienste. Heraansluiting van `n toevoer wat gediskonnekkeer is as gevolg van nie-betaling, die inmenging met die hoof toevoer of verleiding van die meter toerusting ten einde `n ongemeterde diens te bekom;

“Raad” beteken die Raad van die Plaaslike Munisipaliteit van Mosselbaai. `n Struktuur of persoon wie gedelegeerde bevoegdheid en magte uitvoer of wie `n instruksie uitvoer in terme van hierdie Verordeninge of `n diensverskaffer wie die verantwoordelikhede in terme van hierdie Verordeninge vervul;

“reëlings” beteken `n geskrewe ooreenkoms of `n erkenning van skuld in terme waarvan `n Munisipaliteit instem tot die betaling van die uitstaande skuld oor `n periode van tyd;

“rekening” beteken `n kennisgewing deur middel van `n staat of rekening aan `n belastingbetalter of kliënt wie verantwoordelik is vir betalings van enige bedrag aan die Munisipaliteit en enige gemagtigde diensverskaffer wat betref die volgende:

- (a) Elektrisiteit wat verbruik is deur 'n verbruiker gebaseer op 'n meterlesing of 'n geskatte verbruik en enige ander diensfooi;
- (b) Water wat verbruik is deur 'n verbruiker gebaseer op 'n meterlesing of 'n geskatte verbruik of die fooie vir water beskikbaarheid;
- (c) Vullis verwydering en wegdoening;
- (d) Riool dienste en riool beskikbaarheid fooie;
- (e) Tariewe;
- (f) Rente;
- (g) Aansluitingsfooie;
- (h) Invorderingskostes, ander;
- (i) Diverse fooie
- (j) Verstek administratiewe fooie;
- (k) Behuising, huur en paaiememente.

“Rekenpligtige Beampte” beteken die persoon wie aangestel is deur die Raad as die Municipale Bestuurder van die Municipaaliteit in terme van Artikel 82 van die Plaaslike Regering: Municipale Strukture Wet No. 117 van 1998 en die hoof van die administrasie en Rekenpligtige Beampte in terme van Artikel 60 van die Plaaslike Regering: Municipale Stelsels Wet 2000 (Wet No. 32 van 2000). Dit sluit ook in enige persoon aan wie die Municipale Bestuurder gedelegeerde bevoegdhede, funksie of plig verleen het, maar net wat betref daardie gedelegeerde bevoegdheid, funksie of plig;

“rente” beteken `n koste wat gehef word op agterstallige belasting, riool en beskikbaarheidsfooie en wat bereken word teen `n koers van 1% hoër as die heersende rentekoers;

“rente op agterstallige rekening” is gebaseer op `n volle maand of gedeelte van `n maand wat geag sal word as `n volle maand;

“residensiële debiteure” word geklassifiseer as daardie debiteure wie kwalifiseer vir gratis elektrisiteit en/of water;

“saamgevoegde” beteken die samevoeging van alle skulde ten einde die totale verpligting wat die debiteur het teenoor die Municipaaliteit te bepaal;

“skuld invordering” verwys na die skuld invorderingsproses en sluit in sanksies (waarskuwing, afsny, negatiewe krediet gradering, regsprosesse en/of uitsetting ens.) van toepassing in gevalle van nie-betaling van rekeninge;

“sperdatum” beteken die datum waarop die bedrag betaalbaar is vir `n rekening wat betaalbaar is, verskuldig en betaalbaar deur `n kliënt, en sodanige datum sal die 15de van die maand na die maandelikse debiet heffing wees;

“toepaslike kostes” beteken die heffings (insluitend assesseringsheffings), kostes, tariewe of subsidies soos bepaal deur die Raad;

“toerusting” beteken `n gebou of ander struktuur, pyp, pomp, draad, kabel, meter, enjin of enige bykomstigheid;

“toevoer” beteken enige gemeterde toevoer van water of elektrisiteit;

“totale huishoudelike inkomste of huishoudelike inkomste” verwys na die totale formele en informele bruto inkomste van al die mense wat permanent of tydelik op die eiendom woon en waarop die rekening gebaseer is;

“verbruiker” beteken enige bewoner van `n eiendom aan wie die Munisipaliteit toestemming gegee het om dienste te voorsien of alreeds dienste voorsien, of wanneer die bewoner nie die verantwoordelike persoon is, dan die eienaar van die eiendom;

“verordening” beteken `n wetgewing wat gemaak is deur `n besluit wat geneem is deur die Raad van die Munisipaliteit wat bindend is in die Munisipaliteit en op die persone op wie dit van toepassing is en wat gepubliseer is in terme van die Munisipale Stelselwet;

“versteekte administratiewe kostes” beteken `n koste wat gehef mag word deur die Munisipaliteit om administratiewe kostes in te vorder wat ontstaan het as gevolg van `n verbruiker se versoek;

“voorgeskrewe tarief of koste” beteken `n koste soos voorgeskryf deur die Munisipaliteit;

“wanbetalter” beteken `n kliënt wie geld verskuldig is aan die Munisipaliteit nadat die betaal datum al verstryk het;

“Wet” beteken die Plaaslike Regering: Munisipale Stelselwet, 2000 (Wet No. 32 van 2000) soos aangepas van tyd tot tyd;

“werklike verbruik” beteken die gemeterde verbruik deur `n verbruiker van `n munisipale diens;

6 PLIGTE EN FUNKSIES

6.1 Pligte en funksies van die Raad

- (a) Om `n begroting goed te keur wat in lyn is met die behoeftes van gemeenskappe, belastingbetalers en inwoners en in lyn is met die Raad se Geïntegreerde Ontwikkelings Plan.
- (b) Om belasting te hef en om dienskostes, fooie en boetes te bepaal ten einde die begroting te finansier.

- (c) Om voldoende fondse te faciliteer ten einde die armes toegang tot basiese dienste te gee.
- (d) Om voorsiening te maak vir slegte skuld, inlyn met die betalingsrekord van die gemeenskap, belastingbetalers en inwoners soos gereflekteer in die finansiële state van die Munisipaliteit.
- (e) Om 'n verbeterings teiken te stel vir skuldinvordering, inlyn met aanvaarbare rekenkundige ratio's en die vermoë van die implementerings owerheid.
- (f) Om 'n verslaggewings raamwerk goed te keur vir Kredietbeheer en Skuldinvordering.
- (g) Om verordeninge te oorweeg en goed te keur en om uitvoering te gee aan die Raad se Beleid.
- (h) Om die begroting te hersien sou die Raad se teikens vir kredietbeheer en skuldinvordering nie bereik word nie.
- (i) Om dissiplinêre en/of wettige aksies te neem teen Raadslede, amptenare en agente wie nie die Raad se Beleide en Verordeninge uitvoer nie, of wie onbetaamlik optree in terme van sodanige Beleide en Verordeninge.
- (j) Om die vereiste bevoegdhede te deleger om die kredietbeheer en skuldinvorderings beleid te monitor en uit te voer na die Uitvoerende Burgemeester en Municipale Bestuurder en Diensverskaffers onderskeidelik.
- (k) Om voldoende kapasiteit te voorsien in die Munisipaliteit se Finansies Departement vir kredietbeheer en skuldinvorderings. Alternatiewelik om 'n Diensverskaffer aan te stel om op te tree as skuldinvorderings agent (sodanige diensverskaffer moet 'n geregistreerde skuldinvorderingsagent wees in terme van wetgewing).
- (l) Om fondse te voorsien vir die opleiding van personeel.

6.2 Pligte en funksies van die Uitvoerende Burgemeester.

- (a) Om te verseker dat die Raad se begroting, kontantvloei en teikens vir skuldinvordering bereik word en uitgevoer is in terme van die beleid en relevante verordeninge.
- (b) Om die prestasie van die Rekenpligtige Beampie in die implementering van die beleid en verordeninge te monitor.

(c) Om die beleid en verordeninge te hersien en te evalueer ten einde die effektiwiteit van die Raad se kredietbeheer en skuldinvorderings procedures, meganismes en prosesse te verbeter.

(d) Om verslag te doen aan die Raad.

6.3 Pligte en Funksies van die Wyksraadslede

(a) Om gereelde wyksvergaderings te hou.

(b) Om te voldoen aan en om die Raad se beleide oor te dra aan inwoners en belastingbetalers en spesifiek die kredietbeheer en skuldinvorderings beleid en prosedure.

(c) Om te voldoen aan die Gedragskode vir Raadslede.

(d) Om op te tree in terme van die rolle en funksies soos goedgekeur deur die Raad en om te help met die ontrafeling en verspreiding van inligting.

6.4 Verantwoordelikhede van alle Raadslede

(a) Om te alle tye die bedrae wat verskuldig is wat betref munisipale belasting en dienste soos vereis deur Artikel 12A van Skedule 1 van die Munisipale Stelsels Wet te betaal en om nie te versuim om betalings te maak vir 'n periode langer as 3 maande nie.

(b) Die Munisipaliteit mag enige uitstaande bedrae aftrek van 'n Raadslid se toelaag indien die Raadslid nie die bedrae betaal het wat verskuldig aan die Munisipaliteit vir meer as 3 maande nie.

(c) Die normale kredietbeheer prosedures is ook van toepassing op enige agterstallige rekeninge van 'n Raadslid.

(d) Alle ooreenkoms met Raadslede moet nie die sperdatum van dienstermyne oorskry nie.

(e) Om enige persoon by die Municipale Bestuurder te rapporteer wie

(i) 'n subsidie ontvang en nie daarvoor kwalifiseer nie;

(ii) onwettig aangesluit is by dienste

6.5 Pligte en Funksies van die Rekenpligtige Beampte

Die Municipale Bestuurder, as die rekenpligtige beampte van die munisipaliteit moet alle redelike stappe neem om te verseker dat:

- (a) die munisipaliteit effektiewe inkomste invorderingsstelsels het wat inlyn is met Artikel 95 van die Munisipale Stelsels Wet en die Munisipaliteit se Kredietbeheer en Skuldinvorderings Verorderings;
- (b) goeie kliëntediens bestuurstelsel en die en Raad se kliëntediens, kredietbeheer en skuld invorderingsbeleid geïmplementeer word;
- (c) inkomste verskuldig aan die Munisipaliteit op 'n maandelikse basis bereken word;
- (d) rekeninge vir munisipale belasting en kostes vir munisipale dienste voorberei word op 'n maandelikse basis;
- (e) alle gelde wat ontvang word, gedeponeer word in die Munisipaliteit se primêre en ander bankrekeninge;
- (f) die Munisipaliteit 'n bestuurs-, rekenkundige en inligtingsstelsel het wat inkomste erken wanneer dit verdien word, rekeninge vir debiteure en rekeninge vir ontvangste van inkomste;
- (g) die Munisipaliteit het 'n stelsel van interne beheer wat betref debiteure en inkomstes soos voorgeskryf mag word en dat die stelsel onderhou word.;
- (h) die Munisipaliteit rentes hef en ander toelaatbare kostes op agterstallige rekeninge derhalwe waar die Raad uitsonderings goedkeur het;
- (i) alle inkomstes wat ontvang word deur die Munisipaliteit, insluitend inkomstes wat ontvang word deur enige invorderingsagent op 'n gereeld basis gereksilieer word;
- (j) die rekenpligtige beampte Nasionale Tesourie onmiddellik inlig rakende enige betalings wat betaalbaar is aan die Munisipaliteit deur 'n Staatsdepartement wat betref, munisipale belastings of vir munisipale dienste, indien sodanige betalings agterstallig is vir tydperke meer as 30 dae.

6.6. Verantwoordelikhede van alle munisipale personeel

- (a) Om ten alle tye bedrae te betaal wat verskuldig is wat betref munisipale belasting en dienste en om nie agterstallig te raak met betalings vir langer as 3 maande nie.
- (b) Die Munisipaliteit mag enige uitstaande bedrae aftrek van 'n personeellid se salaris indien die personeellid vir meer as 3 maande nie die bedrae betaal het wat verskuldig is nie.
- (c) Die normale kredietbeheer procedures sal ook van toepassing wees op enige agterstallige rekening van 'n personeellid.

- (d) Hou die Munisipaliteit ingelig oor sy/haar korrekte adres.

6.7. Pligte en funksies van Gemeenskappe, Belastingbetalers en Inwoners

Die verantwoordelikhede van gemeenskappe, belastingbetalers en inwoners is om:

- (a) sekere verantwoordelikhede te vervul wat verkry word deur die voorreg en/of reg om openbare fasiliteite en munisipale dienste te geniet;
- (b) deposito's te betaal asook diensfooie, eiendomsbelasting en ander belastings, heffings en pligte wat opgelê word deur die Munisipaliteit op of voor die sperdatum;
- (c) 'n duplikaat rekening te kry by die navrae toonbank indien 'n rekening nie gelewer is gedurende die normale heffings siklus nie;
- (d) die Munisipaliteit skriftelik in te lig wanneer dienste nie meer benodig word by 'n spesifieke punt nie asook van enige adresverandering;
- (e) diensmeters in 'n leesbare toestand te hou en te beveilig;
- (f) neem die meganismes en prosesse van die Munisipaliteit in ag in die uitoefening van hulle regte;
- (g) laat die munisipale amptenare redelike toegang toe tot hulle eiendomme om die munisipale funksies uit te voer op 'n ooreengekome tyd tussen die verbruiker en die munisipale amptenaar;
- (h) voldoen aan die verordeninge en ander toepaslike wetgewing;
- (i) weerhou hulself daarvan om te peuter met munisipale dienste en eiendom;
- (j) onderhou krediet en voorafbetaalde elektrisiteit en water meters;
- (k) nie enige meter sonder die skriftelike toestemming van die Munisipaliteit te skuif nie;
- (l) meters toeganklik en leesbaar te hou te alle tye.

6.8. Prestasie Evaluering

Die Municipale Raad, in konsultasie met die Rekenpligtige Beampte moet 'n meganisme in plek stel om teikens te stel vir skuldinvordering, klantediens en administratiewe prestasie, om prestasie te evalueer en regstellende aksies te neem op 'n gereelde basis om sodoende kredietbeheer en skuldinvordering te bevorder.

6.9. Teikens vir die invordering van inkomstes

Die Raad moet teikens stel wat sal insluit verlagings in die huidige maandelikse verhogings in skuld in lyn met prestasie ooreenkomste soos van tyd tot tyd deur die Raad bepaal.

6.10. Teikens vir Verbruikersdiens

Die Raad moet teikens stel wat sal insluit:

- (a) reaksie tyd op navrae deur die publiek;
- (b) die datum van die eerste lewering van 'n rekening aan nuwe verbruikers;
- (c) heraansluitingstyd wat verval;
- (d) meterlesing siklus.

6.11. Administratiewe Prestasie

Die Raad moet teikens stel wat sal insluit:

- (a) Koste effektiwiteit van skuldinvordering;
- (b) navrae en appel tydperke;
- (c) ratios van afdwingbaarheid mechanismes.

6.12. Rapportering

- (a) Die Hoof Finansiële Beampte sal maandeliks verslag doen aan die Rekenpligtige Beampte op 'n gepaste wyse om die rekenpligtige Beampte in staat te stel om verslag te doen aan die Uitvoerende Burgemeester as die toesighoudende gesag in terme van Artikel 99 van die Stelsels Wet, gelees saam met Artikel 100(c). Hierdie verslag sal besonderhede bevat van die prestasie teenoor teikens soos ooreen gekom onder item 6.8 van hierdie beleid.
- (b) Indien die Hoof Finansiële Beampte van mening is dat die Raad nie die kontant ontvangste gelyk aan die geprojekteerde inkomste in die jaarlikse begroting soos goedgekeur deur die Raad sal bereik nie, moet die Hoof Finansiële Beampte dit rapporteur met 'n motivering aan die Rekenpligtige Beampte wie, indien hy/sy saamstem met die Hoof Finansiële Beampte, onmiddellik 'n hersiening van die begroting sal aanbeveel volgens realistiese bereikbare inkomste vlakke.
- (c) Die Uitvoerende Burgemeester as die Toesighoudende Gesag sal, in 3 maande, verslag doen aan die Raad soos voorgeskryf in Artikel 9(c) van die Stelsels Wet.

7. KLIËNTEDIENS

7.1. Doelstelling

Om te fokus op die kliënt se behoeftes op 'n verantwoordelike en pro-aktiewe wyse, om die betaling van dienste te bevorder en om 'n positiewe en samewerkende verhouding te skep tussen die persone wie verantwoordelik is vir die betaling van dienste gelewer, en die Munisipaliteit, en waar van toepassing, enige diensverskaffer.

In terme van Artikel 95 van die Plaaslike Regering Munisipale Stelsels Wet 2000, in verhouding tot die heffing van belastings en ander belastings deur 'n Munisipaliteit en die heffing van fooie vir munisipale dienste, moet 'n Munisipaliteit binne sy finansiële en administratiewe kapasiteit voorsiening maak vir:

7.2 Dienslewering

Vestig 'n deeglike Kliënte Bestuurstelsel wat daarop gemik is om 'n positiewe en 'n wedersydse verhouding te skep tussen persone wie aanspreeklik is vir hierdie betalings en die Munisipaliteit self.

7.3 Kommunikasie

- (a) Vestig meganisme vir gebruikers van dienste en belastingbetaler om terugvoer te gee aan die Munisipaliteit oor ander diensverskaffers wat betrekking het op die kwaliteit van die dienste en die prestasie van die diensverskaffer;
- (b) neem redelike stappe om te verseker dat gebruikers van dienste ingelig is van die kostes vir die verskaffing van die dienst, die redes vir die betalings van die dienste fooie en die manier waarop die geld word gehef vir die dienst wat gebruik is;
- (c) binne sy finansiële en administratiewe bevoegdheid voer hul jaarlikse proses van die opstel en kommunikasie van sy begroting wat mag insluit teikens vir kredietbeheer en skuldinvordering;
- (d) maak die Raad se Klantediens, Deernis, Kredietbeheer en Skuldinvorderingsbeleid beskikbaar deur 'n algemene publikasie op spesiale versoek en wat ook beskikbaar is vir besigtiging by die Raad se kantore;
- (e) streef daarna om 'n gereelde nuusbrief te versprei wat prominensie sal gee aan klantediens en skuld aangeleenthede;

- (f) versoek Wyksraadslede om gereelde wyksvergaderings te hou, waar klantediens en skuldinvorderingsaangeleenthede voorkeur gegee sal word;
- (g) moedig die pers aan om prominensie te gee aan die Raad se Klantediens, Kredietbeheer en Invorderingsbeleide en wat genooi sal word na Raad en Komitee vergaderings waar hierdie Beleide bespreek sal word.

7.4 Persoonlike Kontak

Telefoniese kontak, agente wat oproepe maak na kliënte:

- (a) Die Raad sal daarna streef om, binne die beperkinge van bekostigbaarheid en beskikbare kapasiteit, persoonlike, elektroniese of telefoniese kontak maak met sekere agterstallige debiteure om hulle aan te moedig om `n betaling te maak, en om hulle in te lig hoe ver hulle rekenings agterstallig is, hulle regte (indien enige) om ooreenkomste te sluit of aansoek te doen vir `n deernis subsidie en ander verwante aangeleenthede en sal inligting verskaf oor hoe en wanneer om toegang te verkry tot sodanige reëlings en subsidies.
- (b) Sodanige kontak is nie `n reg vir debiteure nie en diskonneksie van dienste en ander invorderings prosedures mag voortgaan in die afwesigheid van sodanige kontak vir watter rede ook al.

7.5 Meting

- (a) Die Munisipaliteit sal daarna streef om binne praktiese en finansiële perke, meters te voorsien aan elke betalende verbruiker vir alle dienste;
- (b) Waar die verbruik van dienste gemeet moet word, moet redelike stappe geneem word om te verseker dat die verbruik by individuele verbruikers van dienste gemeet word deur middel van akkurate en geverifieerde meterstelsels;
- (c) Alle meters sal maandeliks gemeet word indien moontlik. Indien die meter nie maandeliks gelees word nie, sal die Raad die verbruik skat in terme van die Raad se operasionele prosedures;
- (d) Verbruikers is geregtig om die verifikasie en akkuraatheid van meters te versoek binne perke, maar mag aanspreeklik gehou word vir die koste daarvan;
- (e) Verbruikers sal ingelig word van meters wat vervang word

- (f) As `n diens gemeter is maar nie gelees kan word as gevolg van finansiële en menslike hulpbronne beperkinge of weens omstandighede buite die beheer van die Munisipaliteit of sy gemagtigde agent, en die verbruiker is gehef vir `n geskatte gebruik, moet die rekening na die lesing van die gemeterde verbruik die verskil artikuleer tussen die werklike gebruik en die gemiddelde verbruik, en die gevoldlike krediet of debiet aanpassings.
- (g) As `n elektrisiteitmeter nie gelees kan word as gevolg van toegang nie kan die meter vervang word deur `n vooraf betaalde meter vir die koste van die eienaar;
- (h) Die bewoner kan die lesings telefonies deurgee, maar `n werklike lesing moet ten minste elke derde maand deur `n meterleser geneem word;
- (i) As geen lesing op `n watermeter geneem kan word vir meer as drie opeenvolgende maande nie, kan die meter geskuif word vir die koste van die eienaar/bewoner.

7.6 Rekeninge en heffing

- (a) Verbruikers op die heffingstelsel sal `n verstaanbare en akkurate rekening van die Munisipaliteit ontvang, welke rekening alle belastings en dienskostes vir daardie eiendom sal konsolideer.
- (b) Rekeninge sal gegenereer word in lyn met die meterlesing siklus en sperdatums sal gekoppel wees aan die datum van die staat.
- (c) Rekeninge sal maandeliks gelewer word in siklusse van ongeveer 30 dae by die laaste adres wat te boek gestel is by die Munisipaliteit of sy gemagtigde agent.
- (d) Dit is die verbruiker se verantwoordelikheid om seker te maak dat die posadres en ander kontak besonderhede korrek is.
- (e) Dit is die verbruiker se verantwoordelikheid om navrae te doen en tydige betalings te verseker in gevalle waar rekeninge nie ontvang is nie.
- (f) Skikkings of sperdatums sal wees soos aangedui op die staat.
- (g) Wanneer enige betaling gemaak word aan die Munisipaliteit of sy gemagtigde verteenwoordiger of onderhandelde tussenganger en dit word later bekend dat die betaling nie gemagtig is deur die bank nie, sal die Munisipaliteit of sy gemagtigde agent:
 - (i) `n Administratiewe fooi invorder soos bepaal deur die Raad wat verband hou met gedishonoreerde onderhandelde betalings teen die rekening van die verbruiker.

- (ii) Sal so 'n geval aanvaar as wanbetaling.
 - (iii) Mag aandring op kontant betalings vir toekomstige rekeninge.
- (h) Die Munisipaliteit of sy gemagtigde agent moet, indien administratief moontlik, 'n duplikaat rekening of enige ander aanvaarde alternatief uitreik aan die verbruiker op versoek, teen 'n koste soos van tyd tot tyd deur die Raad bepaal.

7.7. Betalingsfasiliteite en metodes

- (a) Die Munisipaliteit sal 'n gepaste betalingsfasiliteit beskikbaar stel en onderhou, welke fasiliteit toeganklik sal wees vir alle gebruikers.
- (b) Die Munisipaliteit sal, op sy eie diskresie, 'n betaling allokeer tussen diensskulde. 'n Verbruiker wie oortrokke skulde het, mag nie spesifiseer dat die betaling vir 'n spesifieke gedeelte van die rekening is nie.
- (c) Die Munisipaliteit mag in terme van Artikel 103 van die Stelsels Wet, met die toestemming van die verbruiker, 'n werkewer nader om 'n debiet aftrekking van sodanige debiteur se salaris te reël.
- (d) Die verbruiker sal erken, in die diensooreenkoms, dat die gebruik van die verbruiker agente in die transmissie van betalings aan die Munisipaliteit is op die risiko van die verbruiker – asook vir die oordrag van die betaling.
- (e) Tjeks en Posorders moet gekruis en betaalbaar wees aan Mosselbaai munisipaliteit. Vooruitgedateerde tjeks sal nie aanvaar word tensy vooraf reëlings gemaak is nie. Kwitansies sal nie gepos word vir tjeuk betalings nie. Indien 'n kwitansie versoek word, moet die woorde, "kwitansie benodig" op die rekening geskryf wees.
- (f) Betalings sal altyd toegewys word na die oudste rekening, (ongeag die soort diens), waarna dit toegewys sal word in volgorde van 'n vooropgestelde prioriteit soos goedgekeur deur die munisipaliteit;
- (g) Betalings kan gemaak word:
 - (i) by enige van die Municipale kantore vanaf Maandae tot Vrydae (openbare vakansie dae uitgesluit) 08:00 tot 15:30 (Mosselbaai kantoor) en 8:00 tot 15:00 (Grootbrakrivier, Hartenbos, D'Almeida en Kwanonqaba kantore);
 - (ii) by enige van die Easy Pay of Pay@ betaalpunte soos goedgekeur deur die Raad. Neem kennis dat ten minste 48 uur moet toegelaat word vir die prosessering van alle derde party betalings. Betalings wat gemaak word by 'n derde party sal gedoen word op eie risiko. Dit bly ook die verantwoordelikheid

van die persoon wat die betaling maak om te verseker dat die kwitansie korrek is;

- (iii) deur direkte bank en/of elektroniese betalings na die munisipale bankrekening deur Mosselbaai Munisipaliteit te gebruik as begunstigde. Die Municipale rekeningnommer moet te alle tye gebruik word as verwysings nommer;
- (iv) deur middel van 'n outomatiese debietorder. Hierdie vorms is beskikbaar by enige van die munisipale kantore.

7.8 Insertiewe en Spoedige betalings

- (a) Gedurende die begrotings proses mag die Raad, om spoedige betalings aan te moedig en gereelde betalers te vergoed, oorweeg om van tyd tot tyd insertiewe vir die spoedige betaling van rekeninge of betaling deur middel van 'n debiet of stop order.
- (b) Die koste verbonde aan die insertiewe skema, indien voorgestel, sal gereflekteer word in die jaarlikse begrotings as addisionele uitgawes.
- (c) die Raad mag oorweeg om gebruik te maak van agente as diensverskaffers en innoverende skuldinvorderings metodes en produkte. Koste effektiwiteit, die bereidwilligheid van agente om te werk onderhewig aan gepaste gedragskodes en die sukses van sodanige agente en produkte sal deel wees van die ooreenkomste wat die Raad mag sluit met sodanige agente en diensverskaffers en sal deeglik gemonitor word deur die Raad.
- (d) gepaste maatreëls sal ingestel word om verbruikers in kennis te stel wat die verantwoordelikhede van diensverskaffers sal wees wat betref klantediens, kredietbeheer en skuldinvordering.

7.9 Navrae, Appelle en Klagtes rakende Dienste

- (a) Binne sy administratiewe en finansiële bevoegdheid sal die Munisipaliteit vestig;
- (b) 'n Sentrale klagtes/terugvoer kantoor;
- (c) 'n Gesentraliseerde klagtes databasis om die koördinasie van klage, die spoedige oplossing daarvan en effektiewe kommunikasie met verbruikers te bevorder;
- (d) Gepaste opleiding verskaf aan amptenare wie handel met die publiek om kommunikasie en dienslewering te bevorder en;

- (e) Kommunikasie meganisme instel om aan die Raad terugvoer te gee rakende die toepassing van die Beleide oor kiente diens en bestuur, kredietbeheer en skuldinvordering en ander aangeleentheid wat daarmee saamgaan;
- (f) Toeganklike meganisme daarstel vir persone wie rekenings en gemeterde gebruik wil bevraagteken of verifieer en appèl procedures wat sodanige persone toelaat om spoedige afhandeling van onakkurate rekeninge te ontvang;
- (g) Meganismes om die respons tyd en doeltreffendheid te monitor wat voldoen aan die bostaande punt.

7.10 Waterlekkasies

- (a) Indien die lekkasie aan die verbruiker se kant van die meter is sal die verbruiker verantwoordelik wees vir die betaling van alle water wat voorsien is aan die eiendom.
- (b) Die verbruiker het die verantwoordelikheid om sy/haar watergebruik te kontroleer en te monitor.
- (c) `n Verbruiker mag kwalificeer vir `n persentasie afslag soos bepaal deur
 - (i) Die lekkasie so ondergronds was en nie maklik waarneembaar nie;
 - (ii) Die lekkasie was herstel binne 48 uur nadat dit ontdek is;
 - (ii) Die verbruiker handig `n beëdigde verklaring in wat bevestig dat sy/haar versekeraar nie sulke verliese dek nie;
 - (iv) `n Geskrewe bevestiging van die verbruiker se versekeraar moet ingedien word saam met die beëdigde verklaring waarin hulle bevestig dat die versekerings polis van die verbruiker nie sodanige verliese dek nie.
 - (v) Die verbruiker het nie aansoek gedoen vir afslag binne die afgelope 12 maande nie.
 - (vi) `n Gesertifiseerde sertifikaat wat uitgereik is deur `n geregistreerdeloodgieter moet die Municipaaliteit bereik binne 10 dae na voltooiing van die herstelwerk wat betref die waterlek en moet die volgende bevat:
 - Die datum van die faktuur vir die herstelwerk sowel as die kwitansie
 - bevestiging dat die lek nie sigbaar was nie

- Sertifisering dat die lek ontstaan het van pype wat gelys is op die skedule van goedgekeurde pype wat gehou word by die Dorpsingenieur.
- (d) Sodra die rekenpligtige Beampte verklaar dat die dam se volume gesak het tot 'n persentasie onder dit wat bepaal is deur die Raad, sal geen waterkostes in verband met waterlekkasies afgeskryf word nie.

7.11. Kliënte in korrekturelle sorg of kliente wie in die tronk is

- (a) Moet 'n brief kry by Korrekturelle Dienste wat die datum van vrylating aantoon
- (b) Indien 'n losseerder die huis bewoon terwyl die eienaar in die tronk is, moet die losseerder verantwoordelikheid aanvaar vir die heffings
- (c) Indien geen huurder die perseel bewoon nie, moet die dienste beëindig word totdat die eienaar vrygelaat word uit die tronk.

7.12. Tydelike opskorting van aksies vir spesiale redes

Die skriftelike goedkeuring van die Direkteur: Finansiële Dienste of sy gedelegeerde om tydelike aksies op te skort moet te alle tye verkry word vir spesiale redes. Indien die opskorting van aksies in terme van hierdie Beleid meer as drie maande is, moet dit aan die Raad gerapporteer word.

7.13. Beperkte water

- (a) Indien 'n persoon agterstallig is en sy/haar water is beperk, kan sodanige persoon 'n skikkingsooreenkoms onderhandel om die skulde af te betaal.
- (b) Die water beperking kan egter nie herstel word tensy die agterstallige skulde nie ten volle betaal is nie.
- (c) Eers wanneer die rekening ten volle betaal is, kan die water vloeい herstel word.

7.14 Proses rakende gestremde persone of persone wie gekoppel is aan 'n asemhalingsapparaat of lewensorondersteuningsmasjien.

- (a) Die deernis of arm huishoudings se subsidie of mense wie afhanklik is van lewensorondersteuning sal nie gekanselleer word as die elektrisiteitsverbruik meer is as die toegelate verbruik nie.
- (b) Alle invorderingsaksie kan onderbreek word waar nodig met die toestemming van die Rekenpligtige Beampte.
- (c) 'n Mediese sertifikaat om die kliënt se mediese toestand te bevestig moet gereeld verkry word om vir hierdie ondersteuning te kwalificeer.

7.15 Erfgenaam van 'n insolvente boedel

In gevalle waar die erfgenaam van 'n eiendom met geen of 'n insolvente boedel kwalifiseer vir 'n deernissubsidie, kan die uitstaande skuld afgeskryf word deur die Raad ten einde uitklaring te gee sodat die eiendom oorgedra kan word.

7.16 Belasting kortings

Onderworpe aan sekere kriteria kan die Municipale Raad jaarliks kortings toestaan aan sekere kategorieë in lyn met die Raad se belasting beleid en Verordening.

7.17 Reëlings vir afbetaling

- (a) Indien nodig, moet verbruikers met agterstallige skulde oorskakel na voorafbetaalde meters en wanneer geïmplementeer, sal die koste van die oorskakeling en die totaal van die agterstallige skulde, afbetaal word, hetsy deur -
 - (i) Die skuld by te voeg by die agterstallige skuld en dit af te betaal oor die oorengekome tydperk; of
 - (ii) Die skuld as 'n ekstra koste by die voorafbetaalde elektrisiteitskoste en dit afbetaal met elke aankope van elektrisiteit totdat die skuld gedelg is;
 - (iii) Die installering van 'n voorafbetaalde meter is gratis indien die persoon vir deernis kwalifiseer.
- (b) Die Raad behou die reg om die deposito vereiste van debiteure te verhoog wie reëlings verlang.
- (c) Indien 'n reëling nie nagekom word nie, sal die reëling gekanselleer word.
- (d) Alle reëlings vir afbetaling sal volgens die prosesse en riglyne, wat van tyd tot tyd goedgekeur word deur die Rekenpligtige Beampte of Hoof Finansiële Beampte ten einde die kredietbeheer en skuldinvorderings teikens wat deur die Raad gestel is, te bereik.

7.18 Verbruikers Kategorieë

Verbruikers sal gekategoriseer word volgens spesifieke klassifikasies wat onder andere gebaseer is op die tipe entiteit, toepaslike tariewe en risiko vlakke. Prosesse vir kredietbeheer, skuldinvordering en kliëntediens mag verskil van kategorie tot kategorie, soos van tyd tot tyd nodig geag deur die Rekenpligtige Beampte.

7.19 Prioriteit Verbruikersbestuur

Sekere verbruikers mag kwalifiseer as prioriteits verbruikers gebaseer op die kriteria soos van tyd tot tyd bepaal deur die Rekenpligtige Beampete, soos die aantal eiendomme wat besit word of die volume van die verbruik.

'n Prioriteit Verbruikers Skakel Beampete of 'n persoon wat genomineer is deur die Rekenpligtige Beampete sal verantwoordelik wees vir die voortdurende bestuur van die verbruikers so geklassifiseerd en sal take uitvoer soos die hersiening van die maandelikse rekeninge om akkuraatheid, monitering van gereelde afbetalings van rekeninge en die afhandeling van navrae te verseker.

7.20 Beperking van dienste

Indien die Municipale Bestuurder van mening is dat die beëindiging van dienste, in die geval van 'n spesifieke eiendom waarvan die municipale rekening agterstallig is, nie in die beste belang van die gemeenskap is nie, veral wat betref die potensiële veiligheid van 'n persoon se lewe, ongeag of dit 'n inwoner binne of buite die eiendom betrokke is, mag die Municipale Bestuurder gepaste beperkings instel eerder as om die dienste te beëindig.

7.21 Sterfgevalle (Ref C/R F202-08/04)

- (a) 'n Doodsertifikaat van die oorlewende moet ingedien word.
- (b) Bewys van die Registrateur van Boedels moet verkry word om te verseker dat die oorledene nie aanspreeklik is vir eise nie.
- (c) Indien die boedel aanspreeklik is vir eise, moet 'n eis teen die boedel ingestel word.
- (d) Indien 'n doodsertifikaat verkry is terwyl geen boedel geregistreer is nie, sal sodanige skulde afgeskryf word met effek van datum van dood.
- (e) Indien die nuwe eienaar 'n deernis geval is, sal die totale uitstaande bedrag afgeskryf word.
- (f) Indien die nuwe huurder/eienaar nie kwalifiseer vir 'n subsidie nie, sal die kliënt verplig wees om die volle uitstaande bedrag te betaal vanaf datum van dood tot die huidige datum, of om 'n reëling vir afbetaling te tref.
- (g) Families wat deur kinders onderhou word, waar albei die ouers oorlede is en waar slegs werklose minderjarige kinders woon, kan die skulde afgeskryf word.

8 KREDIETBEHEER BELEID

Spesifieke doelstellings

Om procedures te implementeer wat die ongemagtigde gebruik van munisipale dienste, die eskalering van skuld en die beperking van munisipale risiko's te beperk.

8.1 AANSOEK VIR MUNISIPALE DIENSTE

- (a) Daar sal van alle verbruikers van munisipale dienste vereis word om 'n ooreenkoms te onderteken wat die toevoer en koste van munisipale dienste sal reguleer. Eienaars (met hul skriftelike toestemming) mag huurders toelaat om aparte ooreenkomste te teken met die Munisipaliteit wat die Munisipaliteit op eie diskresie kan aanvaar of verworp.
- (b) Die proses moet plaasvind ten minste sewe dae voordat die perseel bewoon sal word sodat die Munisipaliteit kan verseker dat 'n meterlesing geneem word op die betrokke dag en dat die dienste beskikbaar is wanneer die perseel betrek word. Versuim om hieraan gehoor te gee sal tot gevolg hê dat die verbruikers nie dienste beskikbaar sal hê wanneer die perseel betrek word nie.
- (c) Aansoekers vir munisipale dienste mag gemonitor word vir kredietwaardigheid insluitend bankbesonderhede en inligting vanaf krediet buro's, ander plaaslike owerhede, besighede en werkgewers. Dit word vereis dat 'n Identiteit Dokument, bindende huurooreenkoms, titel akte en ander ondersteunende dokumente, soos van tyd tot tyd vereis deur die Raad ingedien word.
- (d) Aansoek vir dienste vanaf besighede insluitend maar nie beperk tot trustees, maatskappye, beslote korporasies en vennootskappe moet 'n besluit insluit van gedelegeerde bevoegdheid aan die aansoeker om aansoek te doen vir die betrokke dienste, besigheid se entiteits registrasie nommer of ID nommer, die name, adresse en al die kontakbesonderhede van al die besigheid se direkteure, lede, trustees, eienaars en vennote indien.
- (e) 'n Applikant moet al die inligting en dokumentasie wat deur die Munisipaliteit vereis word, indien.
- (f) Indien 'n aansoeker vir munisipale dienste 'n huidige kliënt van die Munisipaliteit is wat betref enige ander munisipale diens en sodanige kliënt het 'n uitstaande rekening wat betaalbaar is aan die Munisipaliteit
 - (i) Moet die uistaande bedrae betaal word, of
 - (ii) 'n ooreenkoms vir die afbetaling van die agterstallige gelde moet geteken word met die Munisipaliteit alvorens die aansoek vir dienste goedgekeur word .

- (g) Indien die verbruiker versuim of weier om 'n nuwe diensooreenkoms te teken of om die deposito te betaal aan die Munisipaliteit, mag die Munisipaliteit die dienste onderbreek totdat die nodige ooreenkoms geteken is en die deposito betaal is.
- (h) Die Munisipaliteit sal die eerste rekening lewer nadat die eerste meterlesing siklus gehef word, na datum van ondertekening van die diensooreenkoms.
- (i) Verbruikers wie onwettig dienste gebruik sonder hierdie ooreenkoms sal onderworpe wees aan strafmaatreëls.

8.2 EIENDOMS ONTWIKKELINGS

- (a) 'n Eiendoms ontwikkelaar moet die Munisipaliteit inlig van die omvang van die munisipale dienste of dienste wat voorsien sal word asook die meetinstrumente wat gebruik sal word.
- (b) 'n Eiendoms ontwikkelaar wie versuim om te voldoen aan die voorskrifte van sub-paragraaf (a) sal aanspreeklik wees vir die betaling van al die toepaslike kostes wat betaalbaar is deur die kliënte wat betref munisipale dienste wat gebruik is of verbruik is deur die verbruikers.

8.3 BEËINDIGING VAN DIENSTE

- (a) Dit is die verantwoordelikheid van die verbruiker om die Munisipaliteit in te lig wanneer munisipale dienste nie meer benodig word nie as gevolg van die verkoop van die eiendom of vir ander redes.
- (b) Versuim om te voldoen aan die voorskrifte van sub-paragraaf (a) hierbo sal die verbruiker aanspreeklik wees vir die betaling van die administratiewe kostes en rente daarop wat opgehoop het vanaf datum dat die perseel vakant geraak het tot die datum dat die Raad bewus geraak het van sodanige aksie.
- (c) 'n Kliënt mag 'n ooreenkoms vir munisipale dienste beëindig deur ten minste 15 (vyftien) dae skriftelike kennis te gee van sodanige beëindiging.
- (d) Die Munisipaliteit mag 'n ooreenkoms vir die voorsiening van munisipale dienste beëindig deur die kliënt ten minste 30 (dertig) dae skriftelike kennis te gee van die perseel wat deur 'n huurder ontruim is en waar geen verlenging van die ooreenkoms geteken is nie, behalwe in die geval waar die kliënt nie die geregistreerde eienaar van die perseel is nie. 'n Afskrif van die gemelde kennisgewing sal ook aan die geregistreerde eienaar gestuur word.
- (e) 'n Kliënt sal aanspreeklik bly vir alle agterstallige gelde en toepaslike kostes wat betaalbaar is aan die Munisipaliteit vir dienste wat gelewer is voor die beëindiging van die ooreenkoms. Met die beëindiging van die ooreenkoms sal die dienste outomaties oorgedra word na die eienaar.

8.4 BETALING VAN 'N DEPOSITO

- (a) Elke kliënt moet, wanneer aansoek gedoen word vir die voorsiening van munisipale dienste, 'n deposito betaal aan die Munisipaliteit alvorens voordat die dienste voorsien kan word. 'n Minimum deposito sal betaalbaar wees wat gelykstaande is aan twee maal die grootste verbruik gedurende die vorige ses maande of die bedrag wat van tyd tot tyd bepaal word deur die Raad, wat ookal die grootste is.
- (b) Die Raad mag van 'n kliënt, wie nie voorheen versoek was om 'n deposito te betaal nie vir watter rede ookal, om 'n deposito binne 'n spesifieke tydperk te betaal.
- (c) Die Raad mag van tyd tot tyd die bedrag wat gedeponeer is deur 'n kliënt hersien in terme van hierdie artikel, waarvan hersiening sal vereis dat 'n addisionele bedrag deur die kliënt betaal moet word.
- (d) Die Munisipaliteit sal die eienaar of die bewoner van die perseel, waar sodanige dienste gelewer word, redelike kennis gee van die verhoging van die deposito.
- (e) 'n Beswaarde eienaar of bewoner van eiendom waar dienste gelewer word mag binne die voorgeskrewe tyd, 'n beswaar indien teen die verhoogde deposito.
- (f) 'n Bedrag wat gedeponeer word by die Munisipaliteit in terme van hierdie Artikel sal nie beskou word as betaling of gedeeltelike betaling van 'n rekening wat betaalbaar is vir dienste wat gelewer is nie, behalwe in die geval van 'n finale rekening waar die finale bedrag eers vereffen is voordat die oorblywende gedeelte van die deposito uitbetaal sal word.
- (g) Geen rente sal deur die Munisipaliteit betaalbaar wees op die deposito bedrag wat gehou word In terme van hierdie klousule nie.
- (h) 'n Ooreenkoms vir die voorsiening van dienste mag insluit 'n voorwaarde dat 'n deposito verbeur sal word aan die Munisipaliteit of sy gemagtigde agent indien dit nie opgeëis word binne twaalf maande na die beëindiging van die ooreenkoms nie.
- (i) Die Munisipaliteit sal nie 'n bank waarborg as 'n deposito aanvaar nie.
- (j) Slegs by die beëindiging van die ooreenkoms sal die bedrag van die deposito minus die uitstaande bedrae wat verskuldig is aan die Munisipaliteit terugbetaal word aan die kliënt of oorgedra word aan enige ander rekening van die kliënt.
- (k) Kommersiële, Besigheid en Industrieel
 - (i) Deposito's op besighede mag gehef word volgens die hoogste rekening gedurende die afgelope 12 maande vir 'n soortgelyke besigheid.

- (ii) Nuwe aansluitings by nuwe uitbreiding of besighede sal gespesifiseer word in die tariewe lys vir die huidige jaar.
- (I) Vir enige veranderinge wat aangevra word op die tipe aansluiting, sal die deposito aangepas word volgens die huidige goedgekeurde tariewe lys.

8.5 INVORDERING VAN ADDISIONELE KOSTES

- (m) Die Munisipaliteit mag, bykomend tot enige koste, tarief, heffing of betaling van enige soort, waarna verwys word in hierdie Beleid, enige redelike koste invorder wat aangegaan is in die implementering van hierdie Beleid, insluitend regskostes, prokureurskostes en kliënt kostes by die invordering van hierdie agterstallige bedrae wat gedebiteer sal word teen sodanige kliënt.

8.6 BETALING VIR DIE VOORSIENING VAN MUNISIPALE DIENSTE

- (a) 'n Kliënt sal verantwoordelik wees vir die betaling van alle munisipale dienste rekeninge wat gelewer is aan hom/haar vanaf die begin datum van die ooreenkoms tot die rekening ten volle betaal is en die Munisipaliteit sal geregtig wees om alle betalings te vorder wat verskuldig is deur die betrokke kliënt.
- (b) Betalings sal altyd toegewys word aan die oudste skulde (ongeag die tipe diens) waarna dit toegewys sal word in volgorde van prioriteit soos bepaal deur die Munisipaliteit. Vooruit gedateerde tjeeks is nie aanvaarbaar nie tensy vooraf reëlings getref is.
- (c) Indien 'n kliënt 'n munisipale diens gebruik vir doeleindes anders as waarvoor dit deur die Munisipaliteit voorsien is, in terme van 'n ooreenkoms en indien die kliënt gehef was vir 'n bedrag wat laer is as die voorgeskrewe koste, mag die Munisipaliteit die rekening regstel en die verskil tussen die veranderde bedrag en die oorspronklike bedrag wat gehef is, verhaal van die kliënt.
- (d) Opskorting van dienste en die lewering van 'n finale rekening sal altyd tussen twee debiet heffings wees. Daarom sal enige versoek vir opskorting van dienste na die 16de van 'n maand (of oor 'n naweek of publieke vakansiedag die eerste werksdag daarna) eers gefinaliseer word met die volgende debiet heffing van die volgende maand en die basiese koste vir daardie periode sal betaalbaar wees.
- (e) Die basiese fooi vir water en elektrisiteit sal slegs gehef op die rekening met aktiewe meters. Dis om te verseker dat die basiese fooi nie geduplikeer word wanneer een kliënt 'n perseel ontruim en 'n nuwe kliënt intrek nie. Byvoorbeeld, as 'n finale rekening aangevra word gedurende 'n periode soos genoem in (d), sal die meter aktief bly tot die volgende debiet heffing wanneer die rekening gefinaliseer sal word en oorgedra word na die nuwe kliënt. Alhoewel die nuwe kliënt verantwoordelik sal wees vir water wat verbruik word vanaf datum van die finale lesing, sal

die basiese fooi eers gehef word by die volgende debiet heffing wanneer die meter aktief raak op die nuwe rekening.

- (f) "Volle en finale betaling" van 'n rekening: Waar 'n rekening nie ten volle betaal is nie, sal enige mindere bedrag wat aangebied en aanvaar word deur die Munisipaliteit nie geag word as volle en finale betaling van sodanige rekening nie ongeag of die betaling aangebied was as volle en finale betaling, tensy die Municipale Bestuurder of sy/haar genomineerde of die Bestuurder van die Munisipaliteit se gemagtigde agent uitdruklik sodanige betaling skriftelik aanvaar as volle en finale betaling soos gereflekteer op die betrokke rekening.
- (g) Verantwoordelikheid vir die betaling van rekenings verskuldig en betaalbaar:
- (i) Niteenstaande enige ander voorsiening in hierdie Beleid, sal 'n eienaar van 'n perseel aanspreeklik wees vir die betaling van enige bedrag wat verskuldig is en betaalbaar is aan die Munisipaliteit deur 'n huurder of bewoner van die eienaar van sodanige perseel waar municipale dienste voorsien word. Nadat die munisipaliteit alle redelike stappe geneem het om eers die geldte van die gebruiker te vorder.
 - (ii) Sub-paragraaf (a) moet nie gesien word as die Munisipaliteit se kwytskelding teenoor sy verantwoordelikheid om uitstaande bedrae ten opsigte van municipale dienste wat voorsien is aan 'n perseel, te vorder van die kliënt wie voordeel daaruit getrek het nie ook om nie die eienaar vroegtydig in kennis te stel dat die kliënt wat die perseel bewoon versuim het om betalings te maak wat verskuldig is aan die Munisipaliteit nie ten opsigte van dienste.

(h) **Gedishonoreerde betalings**

- (i) As die trekker van 'n tjek, of die verbruiker wie waarde ontvang het by die deponering van die tjek, 'n bestaande verbruiker van die Raad is, sal die herroeping en straf fooi gedebiteer word op die rekening van die trekker of sy begunstigde en 'n skriftelike kennismeting sal na die verbruiker gestuur word. Sodanige fooi sal geag word die administrasie koste en sal gevorder word van die verbruiker. Die Raad behou die reg voor om te weier om verder tjeeks van die trekker of sy begunstigde te ontvang, en om die aangeleentheid te lys by die Nasionale Krediet Buro en om ook regsaksies in te stel wat kriminele klagtes teen die oortreder mag insluit.
- (ii) As die trekker van die tjek nie 'n bestaande debiteur van die Raad is nie, sal 'n diverse debiteure rekening ge-open word en die debiet en administrasie fooi sal gehef word. Sodra die rekening aan die debiteur gelewer word en die debiteur versuim om die tjek te vervang en die fooi te betaal binne 14 dae na ontvangs, sal 'n finale instruksie opgestel en voorgelê word.

- (iii) As die trekker van die tjek of die verbruiker wie voordeel daaruit trek 'n bestaande debiteur van die Raad is, mag die herroeping of straf fooi debiteer word op die rekening van die trekker of sy begunstigde en 'n skriftelike kennisgewing sal aan die debiteur gestuur word. Sodanige fooi sal geag word as die administrasie koste en sal gevorder word van die debiteur. Die Raad behou die reg voor om te weier om enige verdere tjeke van die trekker of sy begunstigde te aanvaar en om ook regsaksies in te stel wat kriminele klagtes teen die oortreder mag insluit.
- (i) Die Raad mag, per besluit, insetiewe skemas goedkeur wat tydige betalings van kostes vir dienste gelewer sal aanmoedig en om verbruikers te beloon wie hulle rekeninge gereeld en vroegtydig betaal.
- (j) Die bogenoemde insetiewe skemas mag insluit die ondertekening van 'n skriftelike ooreenkoms met die werkgewer van 'n verbruiker in terme waarvan sodanige werkgewer onderneem om alle uitstaande belastings en dienskostes af te trek of om die maandelikse rekeninge te betaal deur aftrekkings te doen van die betrokke werknemer se salaris of loon, in ruil vir 'n geldelike beloning, enersyds deur middel van 'n kommissie of 'n donasie of 'n korting op die kostes wat verskuldig is deur die werknemer aan die Munisiipaliteit wat betref dienste wat gelewer is aan sodanige werknemer.
- (k) **Betaalpunte en metodes van betaling**
 - (i) 'n Kliënt moet sy rekening betaal by betaalpunte wat gespesifiseer word deur die Munisiipaliteit of deur 'n goedgekeurde agent van die Munisiipaliteit.
 - (ii) Die Munisiipaliteit moet kliënte inlig rakende die ligging van die betaalpunte en die identiteit van goedgekeurde agente wie betalings mag ontvang vir dienste wat gelewer is namens die Munisiipaliteit .
 - (iii) Sub-paragrawe (i) en (ii) moet nie gesien word as om die kliënt te verhoed om elektroniese betalings te maak wat verskuldig is aan die Munisiipaliteit of sy gemagtigde agent nie, tensy die datum van ontvangs van 'n betaling die datum sal wees waarop sodanige betaling verskyn op of reflektereer in die bankrekening van die Munisiipaliteit.

8.7 BETALING VAN RENTE

- (a) Behalwe waar uitdruklik verwys word na die teendeel in hierdie Beleid, mag die Munisiipaliteit rente hef op alle agterstallige belastings, riol en beskikbaarheid teen 'n koers van prima plus 1%, onderworpe aan die hersiening as deel van die begrotings hersieningsproses.

- (b) Rente op agterstallige skuld sal bereken word vir elke maand wat sodanige rekening onbetaald is en deel van die maand sal geag word as 'n maand.
- (c) Die rente wat betaalbaar is mag nie die kapitale bedrag wat verskuldig is deur die verbruiker oorskry nie.

8.8 REKENINGE EN HEFFING

- (a) Die Munisipaliteit sal elke persoon wie verantwoordelik is vir die betaling van dienste en belasting voorsien van 'n rekening vir elke eiendom waarvoor daardie persoon verantwoordelik is en vir alle dienste wat voorsien word aan daardie eiendom by die laaste adres wat op die Munisipaliteit se boeke is.
- (b) Versuim deur die Munisipaliteit om 'n rekening te lewer stel nie die verbruiker vry van sy verpligting om die verskuldigde bedrag te betaal nie. Die onus berus by die verbruiker om 'n afskrif te verkry van die rekening voor die betaaldatum.
- (c) Indien geen rekening voor die 15de van die maand ontvang word nie, moet 'n afskrif daarvan by die Munisipaliteit verkry word. Die rekening moet ten alle tye getoon word wanneer betalings gemaak word of navrae gedoen word.
- (d) 'n Rekening wat deur die Munisipaliteit gelewer word vir dienste gelewer, moet betaal word nie later nie as die laaste betaaldatum wat gespesifieer word op sodanige rekening wat nie meer as 21 dae na die datum van die rekening sal wees nie.
- (e) Rekeninge sal op 'n maandelikse basis gelewer word in sikklusse van 30 dae en sal betaalbaar wees op die betaaldatum soos aangedui op die rekening.
- (f) Betalings sal beskou word as laat betalings tensy dit ontvang word voor die betaaldatum soos bepaal deur die Munisipaliteit. Elektroniese betalings wat gemaak word deur die agente moet ontvang word in die munisipale bankrekening teen die einde van besigheid op die betaaldatum.
- (g) Die Munisipaliteit mag aparte rekenings wat 'n kliënt moet betaal, konsolideer.
- (h) Rekenings moet ten minste die volgende bevat:
 - (i) Die verbruik of geskatte verbruik van water en elektrisiteit soos bepaal deur die metings periode
 - (ii) Die erf nommer
 - (iii) Die meting of verbruik periode vir water en elektrisiteit;

- (iv) Die bedrag wat verskuldig is gebaseer op die gemete of geskatte verbruik;
 - (v) Die bedrag wat verskuldig en betaalbaar is vir enigge ander munisipale diens;
 - (vi) Die tarief van toepassing;
 - (vii) Die bedrag verskuldig in terme van die verbruik;
 - (viii) Die agterstallige bedrag, indien enige;
 - (ix) Die rente wat betaalbaar is op die agterstallige bedrae, indien enige;
 - (x) Invorderingskoste, indien enige
 - (xi) Die finale datum vir betaling;
 - (xii) Die metodes, plekke en goedgekeurde agente waar betalings gemaak kan word.
- (i) Rekenings mag vergesel word van 'n kennisgewing wat aandui dat –
- (i) Die verbruiker kan 'n ooreenkoms sluit met die Munisipaliteit vir die afbetaling van die agterstallige bedrae in paaiemente by die Munisipaliteit 5 dae voor die finale betaaldatum, indien 'n verbruiker nie die volle bedrag wat verskuldig en betaalbaar is, kan betaal nie;
 - (ii) Indien sodanige ooreenkoms nie gesluit word nie, kan die Munisipaliteit, volgens die beleid hierin vervat, die water dienste beperk deur 'n water beperker te installeer en opskorting van elektrisiteit;
 - (iii) Regsaksies kan ingestel word teen enige verbruiker vir die invordering van die agterstallige bedrae in terme van die Beleid soos hierin vervat ;
 - (iv) Die wanbetalers se naam kan gelys word by die Krediet Buro of enige ander soortgelyke liggaam as 'n wanbetalers;
 - (v) Die rekening kan oorhandig word aan 'n skuldinvorderaar vir invordering;
 - (vi) Bewys van registrasie as 'n deernis verbruiker in terme van die Munisipaliteit se Deernis beleid moet ingehandig word voor die finale betaaldatum.

8.9 DISPUTE, NAVRAE EN KLAGTES

- (a) In hierdie artikel verwys "Dispute" na wanneer 'n verbruiker die korrektheid van enige rekening wat deur die Munisipaliteit gelewer word aan sodanige verbruiker bevraagteken en die verbruiker dan 'n appèl indien teen die Munisipaliteit volgens hierdie artikel. 'n Verbruiker mag 'n navraag of 'n klage indien met betrekking tot enige bedrag wat verskuldig en betaalbaar is deur hom/haar voor of op die betaaldatum soos gespesifieer op die rekening of so gou as moontlik daarna.

- (b) Prosedure wat gevolg moet word. Ten einde 'n dispuum te regstreer by die Munisipaliteit:

Deur die Verbruiker:

- (i) Die verbruiker moet die dispuum skriftelik indien by die Municipale Bestuurder van die Munisipaliteit voor of op die betaaldatum soos gespesifieer op die rekening of so spoedig moontlik daarna.
- (ii) Dit moet duidelik meld dat dit 'n dispuum is.
- (iii) Geen dispuum sal mondelings geregistreer word nie hetsy in persoon of telefonies.
- (iv) Die verbruiker moet sy volle besonderhede voorsien insluitend die rekening nommer, direkte telefoon nommer, faks, e-pos adres en enige ander relevante inligting wat benodig wat word deur die Munisipaliteit.
- (v) Die volle aard van die dispuum moet beskryf word in the korrespondensie waarna hierbo verwys word.
- (vi) Die onus berus op die verbruiker om te verseker dat hy 'n skriftelike ontvangsterkennung van die dispuum vanaf die Munisipaliteit ontvang.
- (vii) In die tussentyd moet die debiteur die gemiddelde van die laaste vier maande betaal soos bereken deur die Munisipaliteit waar sodanige geskiedenis van die rekening beskikbaar is. Waar geen sodanige geskiedenis beskikbaar is nie, moet die debiteur sonder die benadeling van enige regte 'n geskatte bedrag betaal wat voorsien word deur die Munisipaliteit voor die betaaldatum totdat die dispuum opgelos is.

Deur die Raad:

By ontvangs van die navraag of dispuum, moet die volgende stappe geneem word:

- (i) Alle inkomende navrae of dispute moet geregistreer word op die "collaborator" stelsel en 'n verwysingsnommer moet verkry word. Binne 14 dae na ontvangs van die navraag moet dit beantwoord word per e-pos, telefonies of per normale pos afhangend van die beskikbare kontakbesonderhede.
- (ii) Indien die kliënt nie tevrede is met die terugvoer of die regstellende aksies rakende die navraag nie en 'n formele skriftelike dispuum word ontvang, moet die gemagtigde beamppte seker maak dat die dispuum geregistreer word en na die Hoof Finansiële Beamppte verwys word vir 'n finale besluit.

- (iii) 'n Skriftelike ontvangserkenning van die dispuut moet aan die verbruiker voorsien word binne 7 dae.
- (iv) Die Munisipaliteit mag nie afdwingingsaksies instel teen die verbruiker vir 'n bedrag of 'n rekening inskrywing wat in dispuut is nie totdat die dispuut nie opgelos is nie.
- (v) Alle ondersoeke rakende die dispuut bedrae moet afgehandel wees deur die raad se Hoof Finansiële Beamppte of sy/haar gedelegeerde binne 21 dae na ontvangs daarvan.
- (vi) Die verbruiker moet skriftelik geadviseer word van die bevindings.

8.10 APPÈLLE TEEN BEVINDINGS

- (a) 'n Verbruiker mag skriftelik appèl aanteken teen 'n bevinding van die Munisipaliteit.
- (b) 'n Appèl moet skriftelik wees en moet duidelik aandui dat dit 'n appèl is. Redes vir die appèl moet duidelik uiteengesit en ingedien word by die Municipale Bestuurder binne 21 dae nadat die verbruiker geadviseer was van die bevindings van die dispuut ondersoek.
- (c) 'n Appèl moet geneem word deur die Raad van die Munisipaliteit by die eerste gewone vergadering wat gehou word nadat die appèl ontvang is.
- (d) Die besluit van die Raad sal finaal wees en die verbruiker moet alle bedrae wat verskuldig en betaalbaar is, in terme van sodanige besluit binne 14 dae na datum van die skrywe waarin hy/sy ingelig word van die Raad se besluit, betaal.
- (e) Die Raad mag in sy eie diskresie die laat indiening van 'n appèl of enige procedurele ongerymdheid kondoneer.
- (f) As die verbruiker nie tevrede is met die uitkoms van die appèl nie, mag hy, onder protes, die dispuut bedrag betaal en sy aksie in 'n regshof heradresseer.

8.11 REËLINGS VIR DIE AFBETALING VAN AGTERSTALLIGE BEDRAE IN PAAIEMENTE

- (a) Alleenlik 'n verbruiker met positiewe bewys van identiteit of 'n persoon wat skriftelik gemagtig is deur daardie verbruiker, sal toegelaat word om 'n ooreenkoms aan te gaan vir die afbetaling van die agterstallige bedrae in paaiemente.
- (b) Die aanbod van die verbruiker om die agterstallige bedrae te betaal plus opgehoorde rente daarop sal saamgevat word in 'n skriftelike ooreenkoms wat geteken word deur beide partye. Die gemelde ooreenkoms sal insluit 'n erkenning van skuld wat geteken word deur die verbruiker. 'n Afskrif van die ooreenkoms sal aan die verbruiker beskikbaar gestel word. Die

koste vir die voorbereiding van die ooreenkoms plus enige onvoorsienede koste wat daarmee gepaard gaan sal deur die verbruiker gedra word.

- (c) 'n Verbruiker sal in die ooreenkoms aanspreeklikheid aanvaar vir enige administratiewe kostes, kostes wat aangegaan word om aksie te neem vir die vordering van die agterstallige gelde en enige boetes insluitend die betaling van 'n hoër deposito.
- (d) Die Munisipaliteit mag, op 'n individuele basis, 'n langer periode as 24 maande toelaat vir die betaling van agterstallige bedrae indien spesiale omstandighede bestaan wat, in die opinie van die Munisipaliteit, so 'n verlenging geregtig is en wat die verbruiker redelikerwys nie kon voorkom of verhoed nie. Dokumentêre bewys van enige spesiale omstandighede moet ingehandig word deur die verbruiker op versoek van die Munisipaliteit. .
- (e) As 'n ooreenkoms aangegaan word met 'n verbruiker, sal die kriteria vir 'n ooreenkoms waarna verwys word in ander afdelings van hierdie Beleid steeds van toepassing bly en sover as moontlik, inkorporeer word in die ooreenkoms waarna in hierdie Artikel verwys word.
- (f) Die Munisipaliteit mag, in die uitoefening van sy diskresie, aandag gee aan die verbruiker se–
 - (i) krediet rekord;
 - (ii) verbruik;
 - (iii) vlak van diens;
 - (iv) vorige verbreking van ooreenkomste vir die afbetaling van agterstallige skuld; en
 - (v) enige ander relevante faktore.
- (g) Indien die verbruiker in gebreke bly om te voldoen aan die ooreenkoms vir die betaling van die agterstallige bedrae, die totaal van die uitstaande bedrae insluitende die agterstallige bedrae, enige rente daarop, administratiewe koste en boetes, kostes wat aangegaan is om die relevante aksie te neem insluitend die betaling van 'n hoër deposito sal onmiddellik betaalbaar wees sonder enige verdere kennisgewing of korrespondensie.
- (h) 'n Verbruiker mag, met die uitsluitlike diskresie van die Hoof Finansiële Beampte, toegelaat word om 'n nuwe ooreenkoms aan te gaan vir die betaling van agterstallige bedrae in paalemente waar die verbruiker gefaal het om sy vorige ooreenkoms te handhaaf, aangegaan na die ontvangs van die kennisgewing van die opskorting van dienste. In so 'n geval waar 'n nuwe ooreenkoms toegelaat word, sal die reëlings soos genoem in 9.4(f) hieronder toegepas word op sodanige verbruiker op die basis van primêre reëlings.
- (i) Waar 'n beheerliggaam verantwoordelik is vir die betaling van enige agterstallige bedrag aan die Munisipaliteit wat betref 'n deeltitel ontwikkeling, sal die verantwoordelikheid van die beheerliggaam uitgebrei

word tot sy lede, gesamentlik en afsonderlik en die ooreenkoms sal hierdie status dienooreenkomstig aandui.

- (j) 'n Afskrif van die ooreenkoms sal aan die verbruiker beskikbaar gestel word op versoek.

8.12 ONGEMAGTIGDE HERAANSLUITING VAN WATER/ELEKTRISITEITS TOEVOER (PEUTER)

- (a) Die ongemagtigde heraansluiting of peuter met 'n diensvoorsiening is verbode en het tot gevolg 'n kriminele oortreding wat tot gevolg sal héregsaksies teen die verantwoordelike persoon vir sodanige onwettige heraansluiting of peuter. Waar dit voorkom sal die diens wat ongemagtig heraangesluit is of mee gepeuter is effektiel gediskonnekeer word.
- (b) Die volle agterstallige bedrag plus enige ongemagtigde verbruik en enige toepaslike heraansluitingsfooie sal betaalbaar wees voor heraansluiting. Indien uitsonderlike omstandighede bestaan, sal gepaste reëlings vir betaling toegelaat word op die uitsonderlike diskresie van die Finansiële Beampte met die reg om te sub-delegeer.

8.13 ONBEWOONDE PERSELE

- (a) Wanneer 'n verbruiker 'n dienste ooreenkoms beëindig en geen nuwe ooreenkoms word aangegaan met die Munisipaliteit nie, sal die eiendom geag word as onbewoon.
- (b) Sodra water en/of elektrisiteitsverbruik opgemerk word by 'n eiendom wat geag word as onbewoon, sal 'n rekening gehef word en aangestuur word na die eienaar van die eiendom vir betaling.

8.14 INSTALLERING VAN 'N VOORAFBETAALDE METER

Indien vereis, moet verbruikers met agterstallige bedrae oorskakel na 'n voorafbetaalde meter en wanneer geïmplementeer, moet die koste van die oorskakeling plus die agterstallige bedrae afbetaal word of deur-

- (a) Die skuld by die agterstallige rekening te voeg en dit terug te betaal oor 'n ooreengekome tydperk; of
- (b) Die skuld as 'n ekstra betaling by die elektrisiteitskoste te voeg, en dit terug te betaal met elke aankoop van elektrisiteit totdat die skuld gedelg is;
- (c) Installering van 'n voorafbetaalde meter is gratis indien die persoon deernis is.

8.15 TOEWYSING VAN VOORAFBETAALDE AANKOPE TOT DIE AGTERSTALLIGE BEDRAE

Die Munisipaliteit sal sy voorafbetaal stelsel gebruik om-

- (a) die voorsiening van elektrisiteit te koppel aan 'n "voorafbetaalde meter" stelsel wat eerstens gebruik word vir aankope van kWh elektrisiteit, en
- (b) om betalings te vorder ten opsigte van agterstallige munisipale belastings en ander munisipale heffings, tariewe en verantwoordelikheid vir dienste soos water, vullisverwydering, sanitasie en riool deur 'n persentasie, soos bepaal deur die Raad, van die waarde van die eenhede wat aangekoop is vir elektrisiteit, terug te hou en toe te wys na agterstallige bedrae;
- (c) om bevredigende reëlings met verbruikers toe te pas deur die voorafbetaalde meter te blokkeer ten einde die aankoop van elektrisiteit te verhoed;
- (d) voorafbetaalde elektrisiteit moet binne drie maande ingepons word nadat dit aangekoop is aangesien die koopons kan verval na drie maande en geen terugbetaling of vervanging toegelaat word nie.

8.16 REG VAN TOEGANG

- (a) 'n Gemagtigde verteenwoordiger van die Munisipaliteit moet, op alle redelike tye, onbeperkte toegang verleen word tot die verbruiker se perseel ten einde enige meter te lees, inspekteer, installeer of herstel, te diens of diens aansluit vir retikulasie of om af te sluit, heraansluit, stop of die voorsiening van enige diens te beperk.
- (b) Die eienaar sal verantwoordelik wees vir alle koste van die verskuiwing van 'n meter indien bevredigende toegang nie moontlik is nie.

8.17 WERKGEWER AFTREKKINGS

Die Raad mag 'n ooreenkoms aangaan met enige werknemer binne die Raad se area van jurisdiksie om uitstaande belasting en dienstekoste af te trek van salarissof lone van werknemers vir die betaling van maandelikse rekening.

8.18 BELASTING

- (a) Belasting (en ander jaarlikse heffings)
 - (i) Waar belasting, riool en beskikbaarheidsfooie (op leë erwe) op 'n maandelikse basis betaal word, moet sodanige betalings gemaak word voor die betaaldatum. By versuim sal rente teen die standaard koers van prima + 1% gehef word op die uitstaande bedrag.

- (ii) As 'n rekening nie betaal is op die betaaldatum soos aangedui op die rekening, sal 'n kennisgewing uitgereik word wat die totale bedrag wat aan die Raad verskuldig, sal aandui. .
- (iii) As 'n rekening nie betaal word nie of geen reaksie ontvang word van die verbruiker om aanvaarbare reëlings te tref om die skuld af te betaal nie, sal 'n dagvaarding uitgereik word en die regsproses sal gevolg word.
- (iv) Op enige stadium terwyl die skuld uitstaande is sal redelike stappe geneem word om te verseker dat die uiterste sanksie van 'n verkoping-in-eksekusie voorkom word of geneem word as 'n laaste uitweg. Die Raad het egter 'n verpligting tot 'n verkoping-in-eksekusie sou die verbruiker versuim om gebruik van die alternatiewe wat van tyd tot voorseen word deur die Raad.
- (v) Alle belastingbetalers sal op die maandelikse reëling vir die betaling van belasting geplaas word, maar kan op versoek omgeskakel word na die jaarlikse betaling van belasting.

(b) Maandelikse belasting

- (i) Rente sal gehef word op alle uitstaande rekenings teen 'n rentekoers van Prima + 1%.
- (ii) Die maandelikse bedrag betaalbaar vir die huidige jaarlikse belasting sal bereken word sodat die totale balans van sodanige bedrag betaal kan word in gelyke paaiememente teen die einde van die finansiële jaar.

(c) Belasting Uitklaring Sertifikaat:

Geen belasting uitklaring sertifikaat sal uitgereik word deur die Munisipaliteit teenstrydig met die voorskrifte van Artikel 118 van die Plaaslike regering: Munisipale Stelsels Wet, 200 nie. Die Munisipaliteit mag alleenlik 'n belasting uitklarings sertifikaat uitreik, geldig vir 120 dae, nadat die vereiste fooi vir die sertifikaat gedeponeer is in die Munisipaliteit se primêre rekening. Skulde ouer as twee jaar wat onbetaald bly sal bly as 'n koste teen die eiendom en die nuwe eienaar sal verantwoordelik wees daarvoor.

Met die verkoop van enige eiendom in die munisipale jurisdiksie, kan die Raad die oordrag weerhou totdat die belasting en dienste kostes betaal is deur die belastingklaring sertifikaat te weerhou.

8.19 PERSONE EN MENSE WIE TENDER PLAAS BY DIE MUNISIPALITEIT

Die Voorsieningskanaalbestuur beleid en tender Voorwaardes sal die volgende insluit:

Verwerp enige bod vanaf 'n bieër indien enige van die belasting of munisipale dienste kostes verskuldig is aan die Munisipaliteit nie of enige van sy direkteure aan die Munisipaliteit of aan enige ander Munisipaliteit of munisipale entiteit, indien die skuld agterstallig is vir meer as drie maande behalwe as 'n reëling gemaak is in terme van die Munisipaliteit se kredietbeheer Beleid. Hierdie reëling moet alreeds in plek wees op of voor die datum en tyd dat die bod geadverteer word.

9 SKULD INVORDERINGS BELEID

Doelstelling

Om procedures en mechanismes te voorsien om alle gelde in te vorder wat verskuldig is aan die Munisipaliteit wat voortspruit uit die voorsiening van dienste en jaarlikse heffings ten einde te verseker dat die lewering van munisipale dienste finansieel volhoubaar is in belang van die gemeenskap.

9.1 ONDERBREKING/BEPERKING VAN DIENSTE

- (a) Verbruikers wie agterstallig is met hul munisipale rekenings en wie nie reëlings getref het met die Raad het nie se elektrisiteit en water en ander munisipale dienste sal opgeskort, beperk of gestaak word.
- (b) Die Raad hou die reg voor om die elektrisiteit van verbruikers te beperk vir agterstallig belasting en ander munisipale kostes.

9.2 HERSTELLING VAN DIENSTE

By die betaling van agterstallige skulde of die aangaan van aanvaarbare reëlings, sal die dienste so gou as moontlik heraangesluit word.

9.3 DISKRESIE: ONDERHANDELbare BEDRAE

- (a) Diskresie in terme van ooreenkoms bedrae soos per hierdie Beleid is gedelegeer aan die Hoof: Finansiële Beample met die reg om te subdelegeer.
- (b) Amptenare met gedelegeerde bevoegdhede mag diskresie gebruik as 'n finale hulpmiddel om besluite te maak volgens hierdie Beleid.
- (c) Ten alle tye en op alle vlakke, mag diskresie gebruik word om die beginsels toe te pas wat vervat is in hierdie Beleid en om te verseker dat 'n vorm van betaling wat aanvaarbaar is vir die Raad vorendag kom van onderhandelinge met die verbruiker.

9.4 REËLINGS

Beginsels vir residensiële debiteure

- (a) Nieteenstaande die feit dat alle skulde dieselfde behandel word, mag sekere kategorieë van skuld onderworpe wees aan spesifieke terugbetaalings parameters.
- (b) Huidige kostes moet ten volle betaal word en kan nie onderhandel word nie.
- (c) Daar mag van die verbruiker vereis word om vlakke van inkomste te bewys en moet saamstem op 'n maandelikse betaling vir die afbetaling van skuld wat gebaseer is op die verbruiker se vermoë om te betaal of gebaseer op sy totale likwiditeit indien die Raad so vereis.
- (d) Alle onderhandelings met die verbruiker moet streef om op te eindig in 'n ooreenkoms wat volhoubaar is en tot die voordeel van die Raad is.
- (e) Rente sal gehef word op agterstallige belasting, riool en beskikbaarheidsfooie teen 'n rentekoers van prima + 1% of soos bepaal deur die Raad van tyd tot tyd.
- (f) Debiteure, uitgesluit behuisings debiteure, wie op drie geleenthede nie betaal volgens die ooreenkoms nie, sal die voorreg om verder reëlings te maak ontgun word en die volle bedrag sal verskuldig en betaalbaar wees.
- (g) Alle reëlings sal onderworpe wees aan periodieke hersiening.
- (h) Alle dienste mag onderbreek of beperk word en regsaksie mag geneem word teen verbruikers soos gestipuleer in hierdie Beleid en/of sodanige skuld mag verwys word na 'n derde party Skuldinvorderings agent vir invordering.

9.5 REËLINGS KRITERIA VIR RESIDENTIEËLE DEBITEURE

Alle verbruikers wie agterstallig is en wie reëlings maak om hulle skuld te herskedeer, sal van tyd tot tyd verplig wees om die volgende minimum betalingsvereistes na te kom om sodanige ooreenkoms aan te gaan :

- lopende rekening, plus;
- 'n aanvangs betaling tot die agterstallige gelde met die minimum betaling wat 10% van die agterstallige bedrag sal wees en 'n maandelikse paaiement wat die agterstallige bedrag sal aflos plus opgehoopte rente daarop binne a tyelperk van 24 maande;
- die verbruiker sal elke daaropvolgende maand moet betaal:
- lopende rekening; plus

- ‘n paaiement soos bepaal in (b) hierbo.

In alle gevalle sal versuim om gehoor te gee aan kennisgewings daartoe lei dat die normale krediet kontrole prosedures en/ofregsprosesse gevolg word.

9.6 REËLINGS KRITERIA VIR NIE-RESIDENSIËLE DEBITEURE

- (a) Nie-residensiële debiteure mag reëlings tref om hulle agterstallige skulde af te betaal wanneer dit voordeilig is vir die Raad om so te doen.
- (b) Die finale besluit om hierdie reëlings te tref berus by die Hoof Finansiële Beampot met die bevoegdheid om te sub-delegeer.

9.7 LYSING VAN ‘N DEBITEUR BY DIE KREDIET BURO

Wanneer ‘n rekening wat gelewer is uitstaande bly vir meer as 90 dae

- (a) Die debiteur wat wanbetaal mag, met die keuse van die Munisipaliteit, gelys word by die Krediet Buro of enige ander soortgelyke liggaam, as ‘n wanbetalers; en
- (b) mag oorhandig word aan ‘n skuldinvorderingsagent of prokureur vir invordering.

9.8 BEËINDIGING, BEPERKING EN DIE ONDERBREKING VAN DIENSTE

- (a) ‘n Verbruiker mag ‘n ooreenkoms beëindig vir die voorsiening van dienste deur die Munisipaliteit skriftelike kennis te gee nie minder nie as 15 kalender dae van die verbruiker se voorname om so te doen.
- (b) Die Munisipaliteit mag, nadat kennis gegee is, ‘n ooreenkoms beëindig vir dienste as ‘n verbruiker ‘n perseel ontruim het waarmee sodanige ooreenkoms verband hou.
- (c) Die Munisipaliteit mag, onderworpe aan die voorwaardes soos vervat in hierdie Beleid, dienste beperk of onderbreek dienste soos voorsien in hierdie Beleid –
 - (i) By die verbruiker se versuim om die voorgeskrewe tariewe of kostes op datum soos gespesifiseer te betaal en na die finale instruksie soos na verwys in hierdie Beleid uitgereik is en daar is geen reaksie van die verbruiker.
 - (ii) By versuim van die verbruiker om te voldoen aan die voorskrifte van enige ooreenkoms wat aangegaan is met die Munisipaliteit in terme van hierdie Beleid.

- (iii) By die versuim se versuim om te voldoen aan enige ander voorskrifte van hierdie Beleid en nadat genoegsame kennis gegee is aan die verbruiker.
- (iv) Indien die ooreenkoms vir die voorsiening van dienste beëindig is en die Munisipaliteit het nie 'n aansoek ontvang vir deurlopende dienste na die perseel nie na 'n periode van 30 dae van sodanige beëindiging, oordrag van dienste na die rekening van die nuwe eienaar.
- (v) As die gebou waarheen hierdie dienste voorsien word afgebreek is;
- (vi) As die verbruiker ingemeng het met die beperkte of onderbreekte diens; of
- (vii) Versper die doeltreffende voorsiening van elektrisiteit, water en ander munisipale dienste na 'n ander verbruiker;
- (viii) Voorsien sodanige munisipale diens aan 'n verbruiker wie nie geregtig is daar toe nie of wie toelaat dat sodanige diens aanhou;
- (ix) Veroorsaak 'n situasie wat in die opinie van die Munisipaliteit gevaaarlik is of wat teenstrydig is met die betrokke wetgewing;
- (d) Die deposito van enige wanbetaler sal aangepas word en inlyn gebring word met die betrokke Beleide van die Raad.
- (e) Die koste van die beperking of onderbreking en heraansluiting sal betaalbaar wees soos per die goedgekeurde tariewe van die Raad.
- (f) Die Munisipaliteit sal nie aanspreeklik wees vir enige skade of eise wat mag ontstaan deur die beperking of onderbreking van dienste soos voorsien in hierdie Artikel nie.

9.9 DIENSTE WAT NIE HERAANGESLUIT OF HERSTEL IS NA VIER WEKE NIE

Indien dienste beëindig of opgeskort is in die geval van 'n eiendom waarvan die rekenings agterstallig is en waar die rekeninghouer nie sodanige agterstallige gelde betaal het nie insluitend die rente wat gehef is op sodanige agterstallige bedrae of waar nie 'n aanvaarbare reëling met die Munisipaliteit getref is vir die betaling van sodanige agterstallige gelde nie insluitend die rente op sodanige agterstallige bedrae binne 'n periode van 28 kalender dae na datum van beperking of opskorting van dienste, sal die munisipale bestuurder of die skuldinvorderingsagent voortgaan metregsaksie en verdere aksies om die gelde te vorder indien nodig.

Sodanige vêrdere aksie sal indien nodig insluit die verkoping-in-eksekusie van sodanige eiendom om die agterstallige gelde te vorder wat betrek belasting en dienskostes (as die rekeninghouer ook die eienaar van die eiendom is). Alle

regskostes wat aangegaan word deur die Munisipaliteit sal wees vir die rekening van die wanbetalende rekeninghouer.

9.10 KENNISGEWINGS EN DOKUMENTASIE

- (a) 'n Opdrag, kennisgewing of ander dokumentasie wat uitgereik word deur die Munisipaliteit in terme van hierdie Beleid sal geag word as gemagtig deur die raad van die Munisipaliteit indien onderteken deur die Municipale Bestuurder of gemagtigde werknemer van die Raad.
- (b) Enige kennisgewing of dokument wat bedien word deur 'n Munisipaliteit in terme van enige ander wetgewing wat beskou word as afgelewer;
 - (i) Aflewing van die kennisgewing aan hom/haar persoonlik of aan sy gemagtigde agent; of
 - (ii) Aflewing van die kennisgewing by sy woonadres of werkplek aan 'n persoon wat waarskynlik nie jonger as 16 jaar oud is nie en waarskynlik woonagtig is of werksaam is by die adres;
 - (iii) Indien hy 'n adres genomineer het vir regsdoeleindes deur die kennisgewing te laat aflewer by sodanige adres; of
 - (iv) Indien hy nie 'n adres genomineer het vir regsdoeleindes nie, afgelewer by die adres deur hom/haar verskaf in sy aansoek vir die voorsiening van dienste , vir die ontvangs van 'n rekening vir die voorsiening van water dienste;
 - (v) Stuur dit per voorafbetaalde geregistreerde pos geadresseer na die laaste bekende adres;
 - (vi) in die geval van 'n beheerliggaam, afgelewer dit af by die geregistreerde kantoor of die besigheidspersel van sodanige beheerliggaam;
 - (vii) as dienste nie geraak word in terme van die voorafgaande subseksies, deur dit aan te heg by die hoof deur of ingang van die perseel of dit te vertoon op 'n prominente plek .
- (c) In die geval waar voldoening aan 'n kennisgewing vereis word binne 'n sekere aantal werksdae, sal sodanige tydperk geag word as die begin van die datum van versending van sodanige kennisgewing.
- (d) Aflewing van 'n afskrif van 'n dokument sal geag word as die aflewing van die oorspronklike.

9.11 REGSPROSESSE/GEBRUIK VAN PROKUREURS/GEBRUIK VAN KREDIET BURO'S

- (a) Die Rekenpligtige Beampete mag, wanneer 'n debiteur agterstallig is, begin met regsprosesse teen die debiteur, welke prosesse kan insluit finale

kennisgewings, onderbrekings, beperkings, dagvaardings, 'n hofbevel, verkoop van los bates, besoldigingsbevele en as 'n laaste uitweg, verkoop van die eiendom.

- (b) Die Rekenpligtige Beamppte sal streng beheer toepas oor die proses ten einde akkuraatheid binne die proses te verseker, en dit sal vereis gereelde verslae oor die vordering van buite partye, hetsy prokureurs en enige ander invorderingsagent wat deur die Raad aangestel is.
- (c) Die Raad sal procedures en gedragskodes instel wanneer eksterne diensverskaffers aangestel is om uitstaande gelde te vorder.
- (d) Besoldigingsbeslagbevele, in die geval van werkende debiteure word voorkeur gegee by verkope van eiendomme, maar beide is deel van die Raad se stelsel om skulde te vorder.
- (e) Alle stappe in die klantediens en kredietbeheer prosedure sal te boek gestel word in die Raad se rekords en vir die kennisname van die debiteure.
- (f) Individuele debiteur rekeninge word beskerm en is onderworpe aan openbare inligting. Die Raad mag egter die inligting van debiteure bekend maak aan die Krediet Buro.
- (g) Die Raad mag die koste effektiwiteit van die regssproses oorweeg en sal gereelde verslae ontvang van relevante sake.
- (h) Die Raad mag die gebruik van agente as skuldinvorderingsagente en innoverende skuldinvorderingsmetodes en produkte oorweeg. Koste effektiwiteit, die bereidwilligheid van agente om te werk onder gepaste gedragskodes en die sukses van sodanige agente en produkte sal deel wees van die ooreenkoms wat die Raad mag sluit met sodanige agente of diensverskaffers en sal gereeld gemonitor word deur die Raad.
- (i) Gepaste maatreëls sal geneem word om verbruikers in te lig wat die verantwoordelikheid van die diensverskaffers is wat betref klantediens, kredietbeheer en skuldinvordering.

10 BESTUUR VAN DIE BELEID VIR DEERNIS EN ARM HUISHOUDEINGS

10.1 Die doelwitte van die beleid is om-

- (a) Die kriteria vir die kwalifisering van deernis en arm huishoudings te bepaal;
- (b) Verseker dat die kriteria toegepas word en regverdig toegepas word aan alle aansoekers;
- (c) Toelaat dat die Munisipaliteit of sy gevollmachtigde agent in-loco besoek doen by die persele van aansoekers om die werklike status van die huishouding te verifieer;

- (d) Die Munisipaliteit toe te laat om die register met name en adresse van rekeninghouers wie subsidies ontvang, te onderhou;
- (e) Die voorsiening van basiese dienste aan die gemeenskap op 'n volhoubare wyse te verseker binne die finansiële en administratiewe kapasiteit van die Raad; en
- (f) Die voorsiening van prosedures en riglyne vir die subsidiëring van basiese dienkoste aan deernis huishoudings te verseker.

10.2 Beginsels van die beleid:-

- (a) Die administratiewe integriteit van die Munisipaliteit moet ten alle tye behoue bly. Die demokraties verkose Raadslede is verantwoordelik vir die maak van die Beleid, terwyl dit die verantwoordelikheid van die Rekenpligtige Beampete is om die Beleid uit te voer;
- (b) Alle applikante moet 'n amptelike aansoekvorm voltooi, wat ingedien moet word tesame met die ondersteunende dokumente soos gespesifiseer in hierdie beleid;

10.3 Kriteria vir deernis en arm huishoudings:-

Om te kwalifiseer vir 'n subsidie, moet 'n huishouding aan die volgende kriteria voldoen:

- (a) Vir 'n deernis huishouding mag die geverifieerde bruto maandelikse inkomste van alle inwoners bo 18 jaar nie die totaal van twee staatspensioene oorskry nie en vir 'n arm huishouding subsidie mag die bedrag nie die bedrag oorskry wat deur die Raad bepaal is nie;
- (b) Die gemiddelde maandelikse elektrisiteitsverbruik van die huishouding mag nie 400kWh oor die vorige vier maande oorskry nie;
- (c) Die gemiddelde maandelikse waterverbruik van die huishouding oor die vorige vier maande mag nie meer as 15kl wees nie;
- (d) Moet 'n permanente bewoner van die betrokke eiendom wees.
- (e) Die geregistreerde deernis geval moet 'n voltydse bewoner of eienaar van die betrokke eiendom wees en mag nie nog 'n eiendom besit nie, hetsy binne of buite die munisipale area. Dit sluit in gevalle waar die bewoner 'n eiendom huur en 'n Suid Afrikaanse burger is;

10.4 Aansoek vir Deernis en Arm Huishouding Subsidie:-

Die rekeninghouer moet persoonlik aansoek doen by 'n kliëntediens kantoor van die Munisipaliteit op die voorgeskrewe aansoekvorm. Die volgende items moet die aansoek vergesel:

- (a) Die nuutste munisipale rekening van die huishouding;
- (b) Bewys van die rekeningshouer se identiteit;
- (c) Bewys van inkomste van die totale huishouding;
- (d) Beëdigde verklaring.

10.5 Plaaslike oudit (verifiëring)

Die Munisipaliteit behou die reg om amptenare en/of verteenwoordigers van die Munisipaliteit na die huishouding of perseel van die aansoeker(s) te stuur ten alle tye met die doel om die plaaslike verifiëring van die akkuraatheid van die inligting wat voorsien is deur die aansoeker(s) te bevestig.

Die Munisipaliteit behou ook die reg om werkgewers in Mosselbaai te kontak om te verifier of die persoon wat aansoek gedoen het vir die subsidie by hulle werksaam is.

10.6 Subsidie

- (a) Deernis subsidies sal befonds word van die Billikheidsdeel bydrae wat gemaak word deur die nasionale regeringsfiskus en soos voorsien word in die munisipale begroting.
- (b) Gesubsidieerde dienste kan insluit water, elektrisiteit, riool, vullisverwydering en belasting
- (c) As 'n verbruiker se verbruik of gebruik van die munisipale diens minder is as die gesubsidieerde diens, sal die ongebruikte gedeelte nie opgehoop word deur die verbruiker nie en die verbruiker sal nie geregtig wees op kontant of terugbetaling van die ongebruikte gedeelte nie.
- (d) Ten einde gesubsidieerde huishoudings te help wie meer gebruik as die kwalifiserende aantal water en elektrisiteit en om nie hul subsidie te verloor nie, kan hierdie dienste beperk word om net die gebruik van 'n maksimum van 15kl water en 400kWh toe te laat.
- (e) Alle verbruikers wie kwalificeer vir 'n subsidie moet instem tot die installering van 'n voorafbetaalde elektrisiteitsmeter en sal geplaas word op beperkte vlakke ten einde die verder verhoging van skuld te beperk. Die installering van 'n voorafbetaalde meter is gratis vir deernis huishoudings.
- (f) As 'n huishouding kwalificeer vir 'n subsidie vir die eerste keer, sal die agterstallige aan die Raad voorgelê word vir afskrywing.
- (g) As die kwalifiserende aansoeker se rekening ten volle betaal is op datum van aansoek of deurlopend 'n opbetaalde rekening handhaaf nadat die subsidie ontvang is, sal die beperking op diensvlakke laat vaar word. As

die rekening skoon is omdat die skuld afgeskryf is, kan die beperking op die diensvlakte alleenlik laat vaar word na ses maande waarin die rekening elke maand ten volle betaal was en as 'n skriftelike versoek in die verband ontvang is.

- (h) Waar die huishouding kwalifiseer vir 'n subsidie, maar is nie die eienaar of rekeninghouer van die eiendom nie en die eienaar kan nie opgespoor word nie, kan 'n huurdersrekening geopen word vir die bewoner sonder 'n deposito. Indien die situasie van die persoon op enige stadium verander, moet 'n deposito betaal word.
- (i) 'n Gesubsidieerde verbruiker moet onmiddellik deregistrasie versoek vanaf die Munisipaliteit of die gemagtigde agent as sy/haar omstandighede verander het tot so 'n mate dat hy/sy nie meer voldoen aan die kriteria nie.
- (j) 'n Gesubsidieerde verbruiker mag op enige stadium 'n deregistrasie versoek.
- (k) 'n Lys van gesubsidieerde verbruikers sal onderhou word en geoudit word op 'n gereelde basis en inligting mag aan die publiek verskaf word.

10.7 Waterlekkasies en ander probleem by deernis huishoudings

Waar waterlekkasies voorkom by deernis huishoudings, moet die bewoner sodanige lekkasies aanmeld sodat dit deur die Raad herstel kan word en die koste daarvan verhaal kan word van die Billlike Deel Toekenning.

10.8 Addisionele subsidie kategorieë

- (a) Onderworpe aan die omvang van die voorsieningskanaal bestuur gedeelte toekenning wat ontvang word en bekostigbaarheidsvlakke, mag die Raad sekere basiese vlakke van elektrisiteit en water aan verbruikers voorsien.
- (b) Verdere kortings mag voorsien word soos van tyd tot tyd bepaal in die Raad se Beleide en Verordeninge.
- (c) Die Raad het die Deernis Bestuursbeleid aanvaar wat die procedures en riglyne sal voorsien van deernis voordele aan deernis huishoudings in sy munisipale area.

11 ONINVORDERBARE SKULD

Die Munisipale Raad mag, op aanbeveling van die Munisipale Bestuurder of enige behoorlik gedelegeerde amptenaar, enige skuld of 'n gedeelte daarvan afskryf, mits die Munisipale Raad tevrede is dat die skuld of 'n gedeelte daarvan oninvorderbaar is of dat dit in die beste belang van die munisipaliteit is om gedeeltelike betaling te aanvaar as volle en finale betaling van die skuld.

Die Uitvoerende Burgemeester mag aanbeveel aan die Municipale Raad dat enige uitstaande skuld of 'n gedeelte daarvan afgeskryf word indien dit in sy/haar opinie in die beste belang van die Municipaliteit sal wees en dat die afskrywing van die skuld nie teenstrydig is met die voorskrifte van die Plaaslike Regering: Municipale Finansiële Bestuurswet, No 56 van 2003 nie.

Die Uitvoerende Burgemeester en die Municipale Bestuurder het ook die reg om afskrywings te magtig indien die bedrag binne hul gedelegeerde bevoegdhede val.

11.1 Skuld sal beskou word as oninvorderbaar indien:

Die Rekenpligtige Beampte verseker het dat alle stappe geneem is om die agterstallige bedrae te vorder.

Omstandighede waarby 'n municipale Raad die beëindiging van skuldinvorderingsprosedures kan bekragtig soos voorgeskryf in Artikel 109(2) van die Municipale Stelsels Wet:

- (a) Alle redelike kennisgewings en koste effektiewe maatreëls uitgeput is om 'n spesifieke uitstaande bedrag in te vorder; of
- (b) As die bedrag wat gevorder moet word te klein is om verdere aksies om dit te vorder, regverdig; of
- (c) Die koste om die skuld te vorder nie verdere aksie regverdig nie, bv. om te dagvaar in 'n ander land; of
- (d) Onaktiewe rekeninge waar al die nodige stappe geneem is maar sonder enige sukses en/of die debiteur het nie bates nie
- (e) Die uitstaande bedrag is die reswaarde nadat betaling of 'n dividend in die rand van 'n insolvente boedel, sekwestrasie, likwidasie ontvang is; of
- (f) 'n Afgestorwe boedel het geen roerende bates om die uitstaande bedrag te dek nie; of
- (g) Arm huishoudings sonder roerende bates (nulla bona) om die uitstaande skuld te dek nie; of
- (h) Dit bewys is dat die skuld verjaar het; of
- (i) Die verbruiker is onopspoorbaar of kan nie geïdentifiseer word ten einde voort te gaan met verdere aksie nie; of
- (j) Dit is onmoontlik om die uitstaande skuld te bewys; of
- (k) Die uitstaande skuld is verskuldig as gevolg van 'n administratiewe fout deur die Raad.
- (l) As die debiteur kwalificeer as 'n deernis of arm huishouding en wat 'n subsidie ontvang;

- (m) Kliënte in korrektiewe sorg of kliënte wie in die tronk is en daar geen manier is om die skuld te vorder nie.
- (n) Waterlekkasies wat hoë water heffings tot gevolg het by geregistreerde deernis of arm huishoudings.

11.2 Kriteria vir die bepaling van die invorderbaarheid of nie-invorderbaarheid van skuld

- (a) Alle gevalle met die volgende klassifikasie “dagvaardings, hofbevel of eksekusie” moet getoets word voordat aksie geneem word, wat betref die volgende:
 - (i) Bate Opname. Om huisbesoek te doen om ‘n opname te maak van die tipe huis, die inhoud en ander bates soos voertuie geregistreer in die naam van die rekeninghouer sowel as die gekombineerde inkomste van die huishouing. Die resultaat van die opname sal bepaal of verder aksie geneem sal word.
 - (ii) Verbruik. As die verbruiker ‘n gemiddelde verbruik het van meer as 400kWh elektrisiteit plus 15kl water wat geneem is oor ‘n periode van 4 maande kan dit dui op die verbruiker se vermoë om te betaal of om reëlings te tref.
- (b) As die opname egter aandui dat die skuld steeds nie gevorder kan word nie nadat die nodige stappe geneem is, kan dit aan die Raad voorgelê word vir oorweging van afskrywing tesame met die “voldoen aan afskrywingsverslag” vir oorweging deur die Raad om die skuld af te skryf.

12 OORTREDINGS EN BOETES

- (a) Die Raad erken dat, in terme van Artikel 119 van die Plaaslike Regering: Munisipale Stelsels Wet, Wet 2000, dit ‘n oortreding is vir enige persoon wie-
 - (i) Versuim om die toegang te verleen deur ‘n gevollmachtigde verteenwoordiger van die Munisipaliteit in terme van hierdie Beleid soos verwys na in klousule 8.17 hierbo;
 - (ii) Versper of verhinder ‘n gevollmachtigde verteenwoordiger van die Munisipaliteit in die uitvoering van sy magte of uitvoering van funksies in terme van hierdie Beleid;
 - (iii) Onwettig gemaak of inmeng met munisipale toerusting of die verbruik van dienste wat aan enige verbruiker voorsien word;
 - (iv) Peuter met of breek enige seël op ‘n meter of enige toerusting wat aan die Munisipaliteit behoort of veroorsaak dat ‘n meter nie behoorlik dienste verbruik registreer nie;

- (v) Versuim of weier om inligting te verskaf aan 'n gevoldmagtigde verteenwoordiger van die munisipaliteit om sy/haar pligte uit te voer in terme van hierdie Beleid, of om vals inligting te verskaf wetend dat dit vals of misleidend is; of
 - (vi) Versuim om te voldoen aan die voorskrifte van hierdie beleid sal skuldig wees aan 'n oortreding.
- (b) Sodra skuldig bevind word in 'n hof, sal die oortreder verantwoordelik wees vir 'n boete van nie minder nie as die koste van die herstel van die skade nie of enige sodanige koste soos bepaal deur die Munisipaliteit, of tronkstraf vir 'n periode van nie meer as 12 maande nie of beide sodanige boete en tronkstraf en mag aangekla word vir die verbruik soos bepaal deur die Hoof: Finansiële Beampte en gebaseer op die gemiddelde maandelikse verbruik of soos bepaal deur 'n besluit van die Munisipaliteit van tyd tot tyd.

13 PEUTER BELEID

13.1 Doelstelling

- (a) Artikel 97(1)(h) van die Wet stipuleer dat 'n Munisipaliteit se kredietbeheer en skuldinvorderingsbeleid moet voorseen vir sake wat verband hou met ongemagtigde verbruik van dienste, diefstal en skade.
- (b) Die doel van hierdie Beleid is om in hierdie beleid te voorseen vir 'n verlenging van kredietbeheer en skuldinvordering vir sake wat verwys na daardie artikel.

13.2 Implementerings Bevoegdheid:

Die Rekenpligtige Beampte moet die beleid en enige verordening implementeer en afdwing ten einde uitvoering aan die beleid te gee.

13.3 Ongemagtigde gebruik van Raadseiendom

- (a) Niemand mag peuter aan die toerusting en eiendom van die Raad nie.
- (b) 'n Gemagtigde amptenaar moet die toerusting en eiendom inspekteer wanneer hy/sy vermoed dat daarvan gepeuter is.
- (c) Dat enige onwettige aansluitings gekoppel was aan sodanige toerusting of eiendom; of
- (d) Dat enige ongemagtigde verbruik of gebruik van dienste plaasgevind het, of
- (e) Enige diefstal van sodanige toerusting of eiendom, of
- (f) Enige skade aan sodanige toerusting of eiendom.

13.4 Munisipaliteit se reg van toegang tot die perseel

In terme van Artikel 101 van die Wet, moet die bewoner van die perseel 'n gemagtigde amptenaar redelike toegang verleen op redelike tye om enige meter te lees, te inspekteer, herstel, diensaansluiting vir retikulasie of om te stop of te beperk die voorsiening van dienste.

13.5 Mag om voorsiening van dienste te beperk of te beëindig

- (a) Waar die Munisipaliteit verlies of skade gelei het as gevolg van enige aksie soos gestel in paragraaf 13.3, sal 'n boete gelyk aan die bedrag van die skade of verlies wat gepleeg is deur die bewoner van die perseel betaalbaar wees.
- (b) Die bewoner moet in kennis gestel word van die bedrag vir die skade of verlies deur middel van 'n kennisgewing wat per hand afgelewer word of gepos is na die laaste bekende adres van die bewoner en sodanige kennisgewing moet ook stipuleer die datum waarop die bedrag betaal moet word aan die Munisipaliteit.
- (c) Die Raad mag bykomend tot die stappe wat geneem is in paragraaf (2) oor die voorsiening van water en elektrisiteit beperk of opskort in terme van die voorgeskrewe opskortingsprosedures of enige ander diens na die perseel beëindig.
- (d) Die Raad mag 'n kennisgewing van opskorting per hand of pos aan die verbruiker na die laaste bekende adres stuur om die gebruiker in kennis te stel:
 - (i) Dat die voorsiening van die diens opgeskort is of sal word, op die datum soos gestipuleer op die opskortingskennisgewing, en
 - (ii) Van die stappe wat geneem kan word om die dienste weer aan te sluit.
- (e) Die Raad sal heraansluit of herinstel van volle vlakke van voorsiening van enige beperkte of opgeskorte munisipale dienste alleenlik doen as die volle bedrag van die boete, insluitend die koste van sodanige heraansluiting en her-instelling, indien enige, ten volle betaal is of enige ander relevante voorwaarde van die Raad se kredietbeheer beleid nagekom is soos wat dit nodig geag mag word.
- (f) Die reg van die Raad of enige aangestelde agent om water na enige perseel of verbruiker te beperk of op te skort sal onderhewig wees aan Artikel 3 en 4 van die Water Wet 1997 (Wet 108 van 1997).

13.6 Onwettige heraansluiting of peutering

Die Rekenpligtige Beampte sal, sodra dit onder die aandag van die Rekenpligtige Beampte kom dat enige opgeskorte of beperkte diens onregmatig heraangesluit of her-ingestel is, een of meer van die volgende afdwingingsaksies instel;

- (a) Opskorting of beperking van sodanige diens(te),
- (b) Permanente verwydering van sodanige diens(te),
- (c) Vereis dat voorafbetaalde tegnologie ge-installeer moet word,
- (d) Nie sodanige dienste herstel voordat die volle agterstallige bedrag betaal is nie, insluitend die rente wat gehef is op sodanige bedrag, die koste vir die uitstuur van die kennisgewing in terme van paragraaf 1 en die koste vir beide die oorspronklike en daaropvolgende heraansluiting of herinstelling van die dienste en die hersiene deposito en boete moet ten volle betaal wees.
- (e) Lê kriminele klagte by die Polisie,
- (f) Kanselleer die kontrak.

Alle deernis huishoudings sal besoek word op 'n gereelde basis deur 'n persoon of firma wat gedelegeer is deur die Raad om die peutering en onwettige aansluitings te ondersoek en die status van die meters te inspekteer en beperkings en/of vloeimeters te installeer.

14 PUBLIKASIE VAN BELEID

Die Municipale Bestuurder sal, binne 14 dae nadat die Beleid deur die Raad aanvaar is, die publiek se aandag trek na die breë konteks en die metode van toepassing van die Beleid.

MASIPALA MOSEL BAYI



**UNAKEKELO LWABATHENGI,
ULAWULO LWAMATYALA,
UQOKELELO LWAMATYALA,
IZIBONELELO KUNYE
NOMGAQO-NKUBO WOKUBHUCA-
BHUCA**

UXWEBHU KUNYENOLAWULO LWENGUQUELELO**Inguqulelo:** Uphengululo9**Umhla:** 2013**Ushwankathelo:** Olu xwebhu luchazauNakekelo IwaBathengi, uLawulo IwaMatyala, uQokelelo IwaMatyala, Izibonelelo kunye noMgaqonkqubo wokuBhuca-bhuca ozakusetyenziswa nguMasipala wase-Mossel Bayi, ususela ngomhla1 Julayi 2013**Tyikitya:** _____ **uMhla:** _____**Mphathi Masipala
(iGosa eliyi-Ntloko)****Tyikitya:** _____ **uMhla:** _____**uSodolophu oPhetheyo**

ISALATHISO

- 1. INTSHAYELELO**
- 2. UMDA WALOMGAQO-NKQUBO**
- 3. IINJONGO ZALOMGAQO-NKQUBO**
- 4. IMITHETHO-SISEKO**
- 5. IINKCAZELO**
- 6. IMISEBENZI KUNYE NEENKQUBO ZE**

- 6.1 iBhunga
- 6.2 uSodolophu oPhetheyo
- 6.3 oo-Ceba beWadi
- 6.4 Bonke oo-Ceba
- 6.5 iGosa eliPhetheyo
- 6.6 Abasebenza kwa-Masipala
- 6.7 uLuntu, abaHlawuli beRhafu kunye nabaHlali
- 6.8 uPhononongo lomsebenzi owenziwayo
- 6.9 uQokelelo IweNgeniso
- 6.10 iXesha lokuGqitywa kwee-Nkonzo
- 6.11 uMsebenzi wabaPhathi
- 6.12 ukuNikezela iNgxelo

- 7. UKUNAKEKELA ABATHENGI**

- 7.1 iNjongo
- 7.2 uNikezelo Iwee-Nkonzo
- 7.3 uNxibelelwano
- 7.4 ukuThinta isiQu
- 7.5 iSilinganisi
- 7.6 iPhepha letyala kunye nokurhafisa
- 7.7 iziXhobo eziHlawulelwayo
- 7.8 iNkuthazo yokuhlawula ngethuba
- 7.9 iMibuzo, iziBheno kunye neziKhalazo zee-Nkonzo
- 7.10 ukuVuza kwaManzi
- 7.11 abaThengi abaseLuvalelwani/Ntolongweni
- 7.12 ukuNqumamiswa kwaManyathelo okwethutuya
- 7.13 aManzi angaVumelekanga
- 7.14 aBantu abaKhbazekileyo
- 7.15 oneLifa lomHlaba tshonileyo/ongenakuhlawulwa
- 7.16 iSaphulelo seRhafu
- 7.17 Amalungiselelo okuHlawula
- 7.18 iziGaba zabaSebenzisi
- 7.19 ukuLawulwa koMsebenzisi obalulwayo
- 7.20 ukungaVunyelwa kwee-Nkonzo
- 7.21 oNgasekhoyo

- 8. ULAWULO LWAMATYALA**

- 8.1 uLwabiwo Iwee-Nkonzo zika-Masipala
- 8.2 uPhuhliso Iwemi-Hlaba
- 8.3 ukuPheliswa kwee-Nkonzo
- 8.4 iNtlawuloyeDipositi/isiQingatha
- 8.5 ukuFumaneka kwee-Ndleko ezangezelekileyo

- 8.6 iNtlawulo yee-Nkonzo zika-Masipala
- 8.7 iNtlawulo yeNzala
- 8.8 iiNcwadi zamaTyala neRhafu
- 8.9 iMpikiswano, ufunu ukuQonda kanye nezikhalazo
- 8.10 isiBheno esiPhikisa iziPhumo
- 8.11 isiVumelwano sokuHlawula amatyala asemva
- 8.12 ukuBuyiselwa kwee-Nkonzo ngokungekho Mthethweni
- 8.13 iiNdawo ezingaSetyenziswayo
- 8.14 ukuFakwa kwee-Prepaid Mitha
- 8.15 uLwabiwolwee-Prepaid Mitha nokuthengiswa jikelele
- 8.16 iLungelo lokuFumana
- 8.17 iziNcipphiso zoMqeshi
- 8.18 iiRhafu
- 8.19 aBafaka iiThenda

9. UKUQOKELELA AMATYALA

- 9.1 Ukunqanyulwa / Ukungavumeleki kwee-nkonzo
- 9.2 Ukubuyiselwa kwee-Nkonzo
- 9.3 Ubulumko: iiMali ekungaboniswa ngazo
- 9.4 Amalungiselelo
- 9.5 Amalungiselelo kumatyala asekuHlaleni
- 9.6 Amalungiselelo kumatyala angengawo awasekuHlaleni
- 9.7 Ukudweliswa kwabo batyala bekwaBekwe iBala
- 9.8 Ukupheliswa, Ukunciphiswa kanye nokungaqhubekeki kwee-Nkonzo
- 9.9 li-Nkonzo ezingaBuyiselwayo
- 9.10 Izaziso kanye namaXwebhu
- 9.11 linkalo/linkqubo zoMthetho

10. ISIBONELELO

- 10.1 Injongo yaloMgaqo-Nkqubo
- 10.2 Mthetho-Siseko
- 10.3 Inqobo
- 10.4 Isicelo
- 10.5 Ukuphicotha kwaLapha
- 10.6 Isibonelelo
- 10.7 Ukuvuza kwaManzi kanye nezinye iingxaki
- 10.8 Izigaba ezaNgezelweyo zeziBonelelo

11. AMATYALA ANGAFUMENEKIYO

- 11.1 Imfuneko
- 11.2 Inqobo

12. ULWAPHULO-MTHETHO KUNYE NEZOHLWAYO

13. UMGQAQO-NKQUBO WOKUBHUCA-BHUCA

- 13.1 Injongo
- 13.2 Igunya lokuwuSebenzisa
- 13.3 Ukusebenzisa iNdawo ngokungaVumelekanga
- 13.4 iLungelo lika-Masipala lokungena kwii-Ndawo
- 13.5 Amandla/iGunya lokungavumeli okanye lokuphelisa ukuNikezela
- 13.6 Ukubuyisela kwakhona ngokungekho mthethweni kanye okanye ukubhucabhuca

14. UKUSASAZWA KWALOMGAQO-NKQUBO

URHULUMENTE WEDOLOPHU: ICANDELO LOLAWULO LOMNOTHO KA-MASIPALA , 2003

Umhla wokwamkelwa: 2013-07-01

Isigqibo seBhunga malunga nesi-Catshulwa 111 soRhulumente weDolophuiCandelo IoLawulo IoMnotho ka-Masipala (No. 56 ka-2003), ukwamkela lomgaqo-nkqubo ulapha ngezantsi nophononongiweyo njengoNakekela abaThengi, Olawula amaTyala ,Oqokelela amaTyala, Izibonelelo kunye nokubhuca-bhuca umgaqo-nkquboka-masipala.

1 INTSHAYELELO

LomGaqo-Nkubousekelwe malunga no-Chapter 9 weCandelo lenkqubo yomthetho ka-Masipala (No.32 ka-2000) kunye nesicatshulwa 62(f)(ii) seCandelo IoLawulo IoMnotho kaMasipala (56 ka-2003) eligunyazisa ukokuba umasipala asekele kwaye agcine ulawulo Iwamatyala kyunenomgaqo-nkqubo wokuqokelelwa kwamatyala.

2 UMDA WALOMGAQO-NKQUBO

- (a) LomGaqo-Nkqubo usetyenziswa kuMasipala wase-Mossel Bayi kunye nabo bonke abantu bolulawulo.
- (b) Lomgaqo-Nkqubo osele uvunyiwe liBhunga , sele ugqithisiwe nakwi-bylaw kamasipalangoko-Rhulumente weDolophu: iCandelo lee-Nkqubo zika-Masipala No 32 ka-2000 kunye noMgaqo-Nkqubo okwafana uyalibophelela uluntu, abasebenzi kunye noo-Ceba bo-Masipala wase-Mossel Bayi kwaye akukho siphazamiso kulenkqubo esizovunyelwa.
- (c) LomGaqo-Nkqubo wosetyenziswakude kufike ixesha lokuba utshintshwe kwaye kube yimvume yeBhunga okokuba utshintshwe. Wonke amaCandelo asetyenziswe malunga nomGaqo-Nkqubo ovunywe apha ngentla, kunye nezi-bylaw zika-masipala eseles zikho, awazophelelwa ngenxa yokushiyana kwexesha lokwamkelwa kunye nokubhengezwa.
- (d) Yonke imisebenzi eyenziweyo ngokuchazwe kumqolo ongaphambili wothelekswa kunye nokubhengezwa kwanale bylaw ekwafana kamasipala.

3 IINJONGO ZALOMGAQO-NKQUBO

Iinjongo zalomGaqo-Nkqubo zezoku:

- (a) Cacisa ubume ekunokuthi phakathi kubo umasipala anganako ukusebenzisa igunya lakhe lokuphatha ngokomthetho elimalunga nolawulo Iwamatyala kunye nokuqokelela amatyala kwanokuphuhlisa

inkubo enokusetyenziswa ekukhupha iakhawunti kanye nokuqokelela iingeniso;

- (b) ukuqinisekisa ukuba zonke iimali eziemva kwanezimele ukuhlawulwa kumasipala ziqokelelwengokupheleleyokwaye zisetyenziselwe ukunikezelwa ngee-nkonzo zika-masipala ngokwanelisa uluntu, abahlali kanye nabahlawuli berhafu bekwimo yokuhlawula ngokufanelekileyo ngokumiselwa liCandelo lee-Nkqubo zika-Masipala, 2000 (Candelo No, 32 ka-2000), kwaneminye imithetho ekwafana;
- (c) ibonelela ngobume bokukhathalela abathengi kanye nenkxaso yezibonelelo;
- (d) yokubeka imihla/amaxesha okwenene okulawula amatyala kanye nokuqokelela amatyala;
- (e) evumela ukusetyenziswa kwaloMgaqo-Nkqubo jikelele kuloMasipala weDolophu yase-Mossel Bayi;
- (f) ngokukhawuleza nangexesha elaneleyo lokujongana nabaphulimthethongokuhamba nqo ngemigaqo kanye nemiqathango yaloMgaqo-Nkqubo;
- (g) ukukhuthaza indlela yokuhlawula kwanokunika uxanduva ekuhlawuleni ii-akhawunti zika-masipalakanye nokunciphisa amatyala kamaspala.

4 MTHETHO-SISEKO

- (a) Isidima sabaphethayo kwamasipala kufuneka sinonophelwe ngamaxesha onke. Oo-Ceba abonyulwe ngentando yesininzi banoxanduva lokwenza umgaqo-nkqubo, ngelilixa iluxanduva loMphathi Masipala ukuqinisekisa ngokwenziwa kwalemigaqo-nkqubo.
- (b) Bonke abathengi abatsha kufuneka bagcwalise ixwebhu lesicelo elisemthethweni, becela iinkonzo zikamasipala ngendlela eyiyo. Abathengi abakade bekho banako ukucelwa ukuba bazalise amaxwebhu amatsha ezicelo kumaxesha-ngamaxesha, ngokugunyaziswa nguMphathi Masipala. Awona malungelo abalulekileyo omthengikunye nee-mfanelo kwanezika-Masipala kufuneka zibandakanywe koluxwebhu lwesticelo see-nkonzo.
- (c) Isikhuntshelo sexwebhu lokufaka isicelo ekukho kwanemiqathango yeenkonzo kufuneka inikezelwe kumthengi ngamnye omtsha ngomhla wokufaka isicelo see-nkonzo. Bonke abathengi kufuneka baziswe ngee-ngombolo zomgaqo-nkqubo webhunga wokuLawula amaTyala kwanoku-Qokelelwengokupheleleyokwaye isikhuntshelo yawo isoloko ikho ukuze inikwe nawuphina umthengi xa eyicela.
- (d) Iakhawunti funeka ithi nqo, ngethuba kwaye icace kakhuhle.

- (e) Umthengi uselungelweni lokuba afikelele kwii-ndawo zokuhlawula ezikufuphi naye kunye nedlela ezininzi zokuhlawula/ukurhafa.
- (f) Umthengi uselungelweni ionikwa ixesha elaneleyo, elisebenzayokunye nempendulo eyanelisayo kwizibheno,kwaye angangcungcu-thekiswa kuku-ngakhathalelw ngethuba lenkqubo yesibheno.
- (g) Isinyanzelo sentlawulo kufuneka sikhawuleze, singaguqu-guquki kwaye sisebenze.
- (h) Ukusetyenziswa kwenkonzo ngaphandle kwemvume,ukuyibuyisela kwanokuyifaka,ukubhuca-bhuca okanye ukuba imithara,ukunuukezela inkonzo kunye nezixhobo kwanokuthungelana kweenkonzo ngendlela yobuqhophololo,kuya kukhokelela ekunqunyanyisweni kweenkonzo kwaye kuya kukhokelela kwimidliwo kwanokukutshutshiswa.
- (i) limbuyekeze kwakunye nezohlwayo ziya kusetyenziswa kwiinkqubo zokuqokelela..
- (j) Inkqubo yokuqokelela kufuneka ibe yeypanga imali..
- (k) Iziphumo ziyakusoloko zixelwa kwaye ziphononongwa.
- (l) Kufuneka kubekho unxibelewano olusemthethweni phakathi komasipal kunye nomthengi wakhe,kwaye ityala lomthengi kufuneka libe lelisemthethweni kwaye kufuneka liqokelelw ngokusemthethweni.
- (m) Abatyalayo bay aubhekisa kubaqokeleli bamatyala babucala kwaye bay aubwelisa kuluhlu IwamaZiko Anyelisa abatyalayo.
- (n) Izigqaliso phakathi kokukhathalalela abathengi kunye noqokelelo Iwamatyala ziya kumiselwa kwaye zilandelwe kwaye nejisombululo ziya kumiselwa..
- (o) Abathengi abahambiselana nenqubo yabahluphekileyo kamasipala kufuneka batyunjwe kwaye baxhaswe..
- (p) UMasipala akayi kungena nakuluphina uhlolo loishishino okanye abonelele nangaziphina iinkonzo kubantu abanamatyala asemva kamasipala ngaphandle kokuba kukho isibonelelo soko kumgaqo-nkqubo nnjengokumiselwa nguMasipala,kwaye akukho nazimbuyekezo ziya kwenziwa kubantu abanamatyala kaMasipala.

5 IZICHAZI-MAGAMA

Kulo mgaqo-nkqubo naliphina igama okanye intetho ethe yanikwa intsingiselo nguRhulumente wasemakhaya:uMthetho weeNkqubo zikaMasipala,linalool ntsingiselo,ngaphandle kokuba isiqulatho sithetha okunye-

“ityala” kuthetha isaziso ngendlela yoxwebhu lwe-akhawunti kumntu ohlawula irhafu kumasipala okanye umntu onoxanduva lokuhlawula ityala lalo nasiphina isixa kumasipala kunye nawuphina umnikezeli-nkonzo malunga noku kulandelayo:-

- (a) Umbane othe wasetyenziswa ngimhlali wendawo ngokumiselwe yimithara efundwayo okanye umthamo oqikelelweyo okanye naliphina ixabiso lenkonzo;
- (b) Amanzi athe asetyenziswa ngumhlali wendawo ngokwemithara ebonakalisayo okanye iimali zokufumaneka kwenkonzo yamanzi;
- (c) Ukuthuthwa nokulahlwa kwenkukuma;
- (d) Iimali sokugutulywa kwelindle kwaneemali zokufumaneka kwelindle;
- (e) iirhafu
- (f) inzala;
- (g) iimali zokubuyisa iinkonzo;
- (h) iimali zokuqokelela amatyala,iimali gabalala;
- (i) ezinye iimali;
- (j) imali zolawulo kwabo batyalayo
- (k) izindlu,irente kunye nemali zezavenge.

“iGosa eliyiNtloko” kuthetha umntu owonyulwe libhunga njengoMphathi kaMasipala ngokwezimiselo zecandelo 82 loRhulumente waseKhaya:uMthetho weNkqubo zikaMasipala Nombolo 117 ka 1998 kwaye eyintloko yolawulo kwanegosa elinoxanduva ngokwecandelo 60 loMthetho weeNkqubo zikaMasipala,uMthetho 21 ka 2000.Kuyakubandakanya kwakhona nawuphina umntu Umphathi kaMasipala athe wamgunyazisa umsebenzi othile kodwa kube kuhela kulugunyaziso,umsebenzi okanye uxanduva.;

“uMthetho” kuthetha uMthetho wooRhulumente basekhaya,uMthetho weeNkqubo zikaMasipala,2000(uMthetho Nombolo 32 ka 2000)njengokuguqlwa kwavo ixesha nexesha;

“owona mthamo usetyenzisiweyo” kuthetha umthamo obaliweyo womthengi weenkonzo zikamasipala;

“isivumelwano”kuthetha ubudlelwane bekontraka phakathi komasipala kunye nomthengi nesivela ngenxa yesigunyaziso sikamasipala emva kwesicelo esibhaliweyo seenkonzo zikamasipala,kubandakanya nayiphina into eyakongezeleka kweso sivumelwano ngokuhambisana nalion mgaqo-nkqubo,kwaye iya kuthatyathwa njengesivumelwano;

“iindleko ezichaphazelekayo”kuthetha ixabiso(kudandakanya iindleko zovavanyo),okanye iinkxaso ezimiselwe libhunga;

“inginqi yobonelelo” kuthetha nayiphina inginqi eyinxalenye yengingqi ephantshi kolawulo lukamasipala apho kubonelelwa khona iinkonzo;

“iimali ezisemva” kuthetha nayiphina imali ebekufanele ukuba sele ihlawulwe,etyalwa nekufuneka ihlawulwe ngumthengi malunga neenkonzo

zikamasipala ngaphandle kokuba ezo nkondo sele zihlawulwe koko azivelanga kwityala likamasipala;

“amalungiselelo” kuthetha isivumelwano esibhaliwego okanye isivumo-tyala apho umasipala uvumayo ukuba ityala elisemva lihlawulwe kwisithuba sexesha elithile;

“iarhente egunyazisiwego” kuthetha:

- (a) nabanina ogunyaziswe libhunga ukuba enze into ethile, umsebenzi okanye naluphina uxanduva phantsi kwezimiselo zalo mgago -nkqubo;
- (b) nabanina othe wanikwa uxanduva libhunga, imisebenzi nezibophelelo malunga nokuqokelela ingeniso; okanye
- (c) nabanina oqeshwe libhunga, ngesivumelwano esibhaliwego, njengomboneleli ngeenkonzo kubathengi egameni lebhunga ngokwexesha leso sivumelwano;

“umyinge womthamo osetyenzisiwego” kuthetha umyinge womthamo wenkonzo ethe yasetyenziswa ngumsebenzisi-nkondo kamasipala ngesithuba sexesha elithile, nankondo leyo ithi ibalwe ngokwahlulwa kane umthamo obaliwego waloo nkondo iyonke kwisithuba seenyanya ezine;

“ukukhutshwa kwetyala” kubhekisa ekukhutshweni kwe-akhawunti yetyalaleenkonzo ezisetyenzisiwego.

“umthetho owiswa libhunga” kuthetha umthetho owenziwa ngokwesigqibo esithatyahwa libhunga likamasipala nobophelela abantu bonke abachaphazelekayo kwaye upapashwa ngokwezimiselo zoMthetho weeNkqubo zoomasiapala;

“iGosa eliyiNtloko leziMali” kuthetha iGosa likamasipala eliqeshelwe ukulawula iimali ngaphandle kokuqwalasela umsebenzi eliwenzayo. Linoxanduva lokuqokelela iimali ezityalwa uMasipala okanye nalo naliphina elinye ilungu lengqesho athe wagunyazisa lona ukuba lenzre lo msebenzi ngokwezibonelelo zalo magqo-nkqubo;

“iindleko zokuqokelela” kuthetha isixa-mali esinokubizwa gnumasipala malunga nokunyanzelisa kokuhlawulwa kweemali ngumsebenzisi wenkonzo,

“umthengi ongumrhwebi” kuthetha umthengi ongenguye owasekhaya okanye ohluphekileyo, kubandakanya ; Ishishini okanye indawo yokurhweba, ekarhulumente okanye eyeziko elithile **“ufakelo”** kuthetha indawo apho umthengi afumana khona indlela yokufikelela kwiinkondo zikamasipala;

“ukudityaniswa” kubhekisa ekudityanisweni kwamatyala onke khon’kuze kuqiniswkiswe elona tyala lityalwa uMasipala;

“umthengi” kuthetha nabanina ohlala kwindawo apho uMasipala abonelela khona ngeenkonzo okanye apho sele kubonelelwia khona ngeenkonzo, okanye xa umhlali waloo ndawo engenalo uxanduva koko ungumnini-ndawo leyo;

“inkonzo eqhubekayo” kuthetha ubonelelo lwenkonzo ukuze iqwalaselwe ngenjongo yokuba ixesha lonke isivumelwano sobonelelo ngenkonzo sisamile, umasipala uyakuqhubekeka enbonelela ngenkonzo rhoqo ukuze isetyenziswe ngumhlali waloo ndawo;

“iBhunga” kuthetha iBhunga ledolophu yaseMossel Bhayi. Isiqu okanye umntu ofezekisa amagunya awanikiweyo kwanegunya lokuthabatha imiyalelo ngokwale mithetho yangaphakathi okanye umboneleli ngeenkonzo efezekisa uxanduva phantsi kwale mithetho yasekuhlaleni;

“ukulawulwa nokuqokelelw kwamatyala” kubhekisa kwiintshukumo ekufuneka zithatyathwe ekukhuseleni ingeniso;

“customer” means a person with whom the municipality has concluded or is deemed to have concluded an agreement for the provision of a municipal service; kubandakanya ukunqunyanyiswa, ukubuyiselwa kweenkonzo kwaneenkubo zokuzinzisa ukufakelwa kweenkonzo kwanokugcina iingombolo kuvimba;

“iindleko zokutyeshela isivumelwano” kuthetha indleko enokuwiselwa ngumasipala ekubuyiseni iindleko zolawulo eziphe zenzeka ngenxa yokutyeshelwa kwesivumelwano ngumthengi;

“umtyesheli-sivumelwano” kuthetha umntu otyala imali kumasipala nathe akayihlawula kwada kwaggitha umhla wentlawulo;

“ukuqokelelw kwamatyala” kubhekisa kwinkqubo yokuqokelelw kwamatyala kwaye kubandakanya nezihlwayo(isilumkiso, ukunqunyanyiswa kweenkonzo, ukudweliswa njengomhlawuli ongezinzanga, iinkqubo zomthetho, ukukhutshelwa ngaphandle, njl.njl) ziya kusetyenziswa xa kungahlawulwa;

“ukunqunyanyiswa kwenkonzo” kuthetha ukuphazanyiswa kobonelelo ngenkonzo yombane okanye amanzi kumntu othile ngenxa yokusilela ekuhlawuleni ityala kwanokungahoyi isaziso sokuhlawula;

“umthengi wasekhaya” kuthetha umntu, ikakhulu ohlala kwindawo/kwindlu ;

“umhla wentlawulo” kuthetha umhla omiselwe ukuhlawulwa kwetyala ngumthengi, mhla lowo iya kuba ngowe: 15 enyangeni emva kwenyanga elandelayo yetyala elilandelayo;

“ukunqunyanyiswa okufezekisiweyo” kubandakanya phakathi kwezinye ukususwa ngokupheleleyo kwesixhobo ngenxa yokubuyiselwa kwaso ngendlela engekho mthethweni(ukubhua-bhuca/ukutsiba umqathango)wenkonzo enqunyanyisiweyo;

“imeko yonxunguphalo” kuthetha imeko,xa inokuvunyelwa,engabangela umgcipheko,uloyiko ukuxinga okanye ingozi kwimeko emiyo,ezayo kwakunye nakwizimali zikamasipala okanye nakweyiphiiha inkonzo kamasipala;

“usetyenzo Iwenkonzo oluqikelelweyo” kuthetha umthambo wenkonzo apha ingabalwanga khona ngexesha elitjhile,uthatyathwa ukuba usebenzise loo mthamo wengqikelelo kwaye oko kwensiwa ngokuthabathela ingqwalasela imibandela ethile nebonwa njengefanelekileyo ngumasipala kwaye kunokubandakanya ukuthatyathelwa ngokomyinge osetyenxiswe luluntu oluhlala kuloo ngingqi kwaye nenkonzo ibonelelwa ngumasipala kwinqanaba elithjiule lenkonzo ngexesha elithile;

“isixhobo” kuthetha isakhiwo okanye nantoni na emileyo,umbhobho,impompo,ucingo,imithara,injini okanye nayiphina enye into echaphazeleka pha;

“unyaka-mali” kuthetha unyaka ophela ngomhla wama:30 Juni;

“ikhaya” kubhekisa kubo bonke abantu abahlala apha abaneminyaka engama:18 nangaphezulu kwindingqi elawulwa liBhunga nokuba umntu uyarenta okanye ungumnini-ndlu kusinina.Usapho luimiselwa ngumasipala ngokuthabathela ingqwalasela inani labantu kuloo ndlu,ubudlelwane phakathi kwabo,iminyaka yabo kune nayiphina into umasipala ayibona njengefanele ukuqwalaselwa;

“ukufakwa kweenkonzo ngokungekho mthethweni” kuthetha ukuxokonyezelwa nakwintoni na kwenkonzo kamasipala okungavumelekanga nokungagunyaziswanga ngumasipala;

“isixa sentlupheko” kubhekisa kwixabiso elichaphazelekayo lenkxaso yabahluphekileyo njengokumiselwa liBhunga ixesha nexesha;

“ikhaya elilhuphekileyo” Ikhaya liya kuqwlaselwa kwinkxaso yabahluphekileyo phantsi kwale miqathango ilandelayo:

- (a) Ingeniso iyonke yekhaya akufuneki ibe ngaphezulu kabini(2X)kunemali esisibonelelo sobudala sikaRhulumente, kwaye
- (b) Umthambo wokusetyenziswa kombane kwiinyanga ezine ezidlulileyo akufuneki ube ngaphaya kwe-4000kwh ngenyanga,futhi
- (c) Umthambo wokusetyenzisewa kwamanzi kwezi nyanga zine zidlulileyo akufineki ube ngaphaya kwe-15kl zamanzi ngenyanga.

“amaziko akhoyo” kuthetha izinto,izifakelo okkanye izixhobo ezifunekayo ukuze kunikezelwre iinkonzo zikamasipala okanye ukuze uluntu lukwazi ukusebenza kubandakanya izinto,izifakelo okanye izixhobo ezimayelana namanzi,umbane,izithuthi,ugutuulo,igesi okanye ukulahlwa kwenkukuma;

“inzala” kuthetha isixa-mali esifakelwa kumatyala asemva nebalwa nge-1% kunenzala ephezelu;

“inzala kumatyala asemva” imiselwe kwinyanga epheleleyo inxalenye yenyanga iya kuthatyathwa njengenya epheleleyo;

“ityala lomthengi kamasipala” kubhekisa ekungahlawulini okanye ukuhlawula emva kwexesha iinkonzo zikamasipala(amanzi,umbane,uguyyulo,ukuthuthwa kwenkukuma)imidiwo yokwaphula imithetho yendlela keanentlawulo yeerente zezindlu kwanamanye amaxabiso athatyathwa njengengenakubuyiswa kwakhona;

“uMthetho weeRhafu zeeNdawo zikaMasipala” uthetha uRhulumente wasemakhaya:uMthetho weeRhafu zeeNdawo zikaMasipal onguNombolo 6 ka2004;

“uMasipala” uthetha

- (a) uMiasapala waseMossel Bhayi,isimiselo sikamasipala wasekuhlaleni ngokomqolo 12 woMthetho weeNkqubo zooMasipala onguNombolo 117 ka 1998;kwanezihlomelo zawo;okanye
- (b) phantsi kwezibinelelo Zawo Nawuphina umthetho kwaye ukuba kucaciswe ngokufanelekileyo kwaye kuvumelekile ngokwalo mgaqo-nkqubo,uMphathi kaMasipala okanye lowo ugynyazisiweyo,malunga nokuthabatha uxanduva lwemisebenzi okanye ilungelolayo okanye nawuphina umthetho; okanye
- (c) i-arhente egunyaziasiweyo kamasipala;

“iinkonzo zikamasipala” ngokwenjongo yalo mgaqo-nkqubo,kuthetha iinkonzo ezbonelelwa ngumasipala,kubandakanya ukuthuthwa kwenkukuma,ubonelelo ngamanzi,ugutuulo,iinkonzo zamanzi kuneerhafu ngokuhlangeneyo okanye ngokuzimeleyo;

“abangengabo abasekuhlaleni” bathatyathwa njengabu bangafumani mthamo uthile wamahala wamanzi okanye umbane;

“umhlali” kuthetha nwuphina umntu ohlala kuyo nayiphina indawo aphomasipala ubonelela khona ngeenkondo;

“umnini”

- (a) umntu lowo indawo leyo ibhaliswe ngaye ngokusemthethweni;
- (b) kwiimeko apho indawo leyo ibhaliswe ngegama lomntu lowo,udizwe njengomntu ongenamandla okuhlawula amatyala;
- (c) kwiimeko apho iBhunga lingakwaziyo ukuqinisekisa umntubuqu,umntu onelungelo lokuxhamla kuloo ndawo okanye isakhiwo;

- (d) kwiimeko zesivumelwano sengqesho esingaphezu kweminyaka engama-30,kuloo meko sisivumelwano sengqesho;
- (e) malunga:
 - i. nesunswana lomhlaba elinikezelwe kubunini obahlulweyo nebhaiswe ngokomthetho wobunini obisisahlulo,1986(uMthetho 95 ka 1986),ngaphandle kokubandakanya umphuhlisi okanye iqumrhu elilawulayo;
 - ii. inxalenye echazwe kuMthetho Wocando,umntu lowo inxalenye yomhlaba isegameni lakhe kubandakanya ummeli owanyulwe ngokusemthethweni kuloo mntu;
- (f) naliphina iziko elisemthethweni kodwa kungaphelelanga;
 - i. kwiNkampani ebhaliswe ngokoMthetho weeNkampani,1973(uMthetho 61 ka 1973),itrasti,indibenisela yabantu ebhaliswe phantsi koMthetho weeNdibenisela esivaliweyo,1984(uMthetho 69 ka 1984),kunye naliphina iqela elizinikeleyo;
 - ii. naliphina igunya-bantu lephondo okanye elikazwelonek okanye elasekuhlaleni;
 - iii. naliphina ibhunga okanye umbutho wolawulo omiselwe ngokwemeko yezomthetho nechaphazeleka kwiRiphabliko yoMzantsi Afrika; kwaye
 - iv. naliphina iziko lozakuzo okanyeye ilizwe langaphandle.
- (g) Malunga nendawo elawulwa okanye kamasipala kwaye nelahliweyo,kwaye inhgekabhalidwa egameni laoo mntu lilahlelwe kuye,ukusukela kumhla elalahliwa ngawo,umntu onjalo; kwaye
- (h) Malunga nendawo ephantsi kwequmrhu lolawulo okanye ulawulo IweBhunga ekubeni isephantsi kwengqesho okanye nasiphina isandiso sesivumelwano esinjalo,umntu lowo ubambe isivumelwano sendawo leyo imiyo;

“intalwulo”ibhekisa kulo naluphina uhlobo Iwentlawulo eyamkelekileyo kwiBhunga laseMossel Bhayi malunga netyala elishiyeleyo;

“umntu” kuthetha nawuphina umntu,nokuba ungumntu ophefumlayo okanye oliziko elimileyo,kubandakanya iqumrhu likarhulumente wasekuhlaleni okanye igunya-bantu elinjalo,inkampani okanye indibaisela emiselwe phantsi kwavo nawuphina umthetho,iqumrhu labantu,elisemthethweni nokuba kusinina,iqumrhu likawonke-wonke,indibenisela ezinikeleyo okanyem itrasti;

“ikhaya elihuphekileyo” Ikhaya liya kuqwlaselwa kwinkxaso yabahluphekileyo phantsi kwale miqathango ilandelayo:

- (a) Ingeniso iyonke yekhaya akufuneki ibe ngaphezulu kabini(2X)kunemali esisibonelelo sobudala sikaRhulumente, kwaye
- (b) Umthambo wokusetyenziswa kombane kwiinyanga ezine ezidlulileyo akufuneki ube ngaphaya kwe-4000kwh ngenyanga,futhi
- (c) Umthambo wokusetyenzisewa kwamanzi kwezi nyanga zine zidlulileyo akufineki ube ngaphaya kwe-15kl zamanzi ngenyanga.

“indawo”kuthetha nawuphina umhlaba,umgangatho waho wangaphandle ucandiwe kwi-

- (a) *isicwangciso gabalala okanye umfanekiso; obhaliswe ngokoMthetho wocando loMhalba Nombolo 9 ka 1927 ngokoMthetho woBhaliso lweenDawo Nombolo 457 ka 1937;*
- (b) *isicwangciso senxalenye ngokoMthetho woBunini Nombolo 95 ka 1986; okanye*
- (c) *Irejista egcinwe sisibonda sentinel yenkcubeko ngokwesiqinisekiso esifungelweyo esenziwe lulawulo lakwantu;kwaye apho isiqulathi sinyanzelisa njalo,kubandakanya nasiphina isakhiwo,isiqunu-ndawo emiswe kuloo ndawo;*

“ixabiso elimiselweyo”kuthetha ixabiso elimiselwe nguMasipala;

“ixabiso eliyintloko”kuthetha ixabiso elityalwa kumasipala malunga nemirhumo kunye neenkonzo.Lisenokubandakanya inzala,iimali zokuqokelela,iimali zolawulo lwamatyala angahlawulwanga kunye nezinye iindleko;

“indawo” kuthetha nawuphina umhlatyana,apho imida yaho imiselwe phakathi kwemida elawulwa ngumasipala;

"isaziso sokawonke-wonke"upapasho kwiindaba okanye emaphepehni kubandakanya kwenye nangaphezulu kwezi zilandelayo:

- (a) ukupapashwa kwesaziso,kwezimbini ubuncinane kwiilwimi ezintaahthu zephondo elichaphazelekayo,kwaye apho kuyimfuneko khona,isaziso siya kupapashwa kwiphepha-ndaba elivela rhoqo ngolwimi olusetyenziswa kwisaziso:-
 - (i) nakweliphi iphepha-ndaba lasekuhlaleni elijikeleza kwoinginqi ebonelelwa ngumasipala;
 - (ii) kwiphepha-ndaba elijikeleza kwiningqi ebonelelwa ngumasipala nemiselwe liBhunga njengepheda-ndaba neliqiniseisiweyo; okanye
 - (iii) kwiphepha-ndaba elijikeleza kuzwelonke kwikhompyutha;

- (iv) koonomathothola abasasaza kwiningqi ebonelelwa ngumasipala;
- (b) ngokubekwa kwesaziso kuyo nayiphina indawo,i-ofisi,ithala leencwadi,kwindawo ekuhlawulwa kuyo kwamasipala okanye kwiarhente yakhe egunyazisiweyo apho uluntu lufikelela lula khona
- (c) Ukunxibewlelana kunye nabathengi ngohlobo Iweentlanganiso kunye neekomiti zeewadi;

“abatyali abasemakhaya” bathatyathwa njengabo bafumana umbane kunye namanzi mahala ngenyanga;

“inkonzo”kuthetha inkonzo ebonelelwa nguMasipala njengamanzi,umbane,ukuthuthwa kwenkukuma kunye nogutytulo Iwelindle;

“inkonzo exhaswayo”ithetha:

- (a) Inkonzo ebonelelwa ngumasipala ngexabiso elithjile neliganeno kuneli lesiqhelo kiubandakanya neenkonzo ezbonelelwa mahala;
- (b) Ingingqi,ngokumiselwa lib hunga,apho bonke abathengi babonelelwa ngenkonzo ephuma kuvimba omnye; kunye
- (c) Ukufumana,ukusetyenziswa komthamo wenkonzo kamasipala nengekho phantsi kwesivumelwano,engagunyazidswanga okanye egunyaziswe ngumasipala;

“ityala gabalala”libhekisa nakweliphina ityala ngaphndlwe kwaweerhafu,izindlu,iinkonzo ezibalwayo,uhgutytulo kwanokuthuthwa kwenkukuma;

“ubonelelo”kuthetha naluphina ubonelelo Iwamanzi nombane olubaliwego;

“ukubhuca-bhuca”kuthetha nakuphina ukuphazamisana okungagunyaziswanga kwenkonzo ebonelelwa ngumasipala okanye ukwenza inguqulelo okanye ukonakalisa isixhobo sikamasipala.Ukubuyisa iinkonzo ezinqunyanyisiweyo ngenxa yokungahlawuli,ukuphazamisana namaqhosha avula umthamo omkhulu wenkonzo okanye ukutyeshela iindlela ezizizo zokubuyiselwa kwenkonzo ngokusemthethweni khon'ukuze ufumane inkonzo engabalwayo;

“ingeniso iyonke yomzi okanye ingeniso yomzi”kubhekisa kwingeniso iyonke yomzi esesikweni nengekho sikweni yabanytu bonke abahlala isigxina okanye okwexeshana kiuloo ndawo aphi ityala liphuma khona;

“inkonzo engagunyaziswanga”kuthetha ukufunyanwa okanye ukusetyenziswa kwayo nayiphina ikonzo kamasipala nengekho kwisivumelwano okanye engagunyaziswanga ngumasipala.

6 UXANDUVA NEMISEBENZI

6.1 Uxanduva nemisebenzi yeBhunga

- (a) Ukwamkela uhlajhlo-lwabiwo-mali olungqamene noluntu, abahlawuli berhafu kanye nabahlali ngokungqamene nesiCwangcisosPhuhliso seBhunga .
- (b) Ukumisela amaxabiso kanye neerhafu kwanokumisela amaxabiso eenkonzo, iimali nemidliwo khon'kuze kuhlawuleke uhlahlo-lwabiwo-mali.
- (c) Ukubonelela ngemali eyaneleyo khon'kuze kufikelelwwe kwiinkonzo ezingundoqo kwabo bahluphekileyo.
- (d) Ukubonelela ngenkxaso kumatyala asemva, ngokungqamene nokiuhlawula koluntu, abahlawuli berhafu kanye nabahlali, njengokuba kubonakalisiwe kumaxwebhu email zikamasipala.
- (e) Ukumisela isigqliselo esiphucuiliwego sokuqokelewa kwamatyala, ngokungqamene neemeko ezamkelekileyo zokuhlawula kwanendlela yokufezekisa isigunyaziso.
- (f) Ukwamkela isimi sokunikezela ingxelo malunga nokuqokelewa kwamatyala kwanokulawulwa kwavo.
- (g) Ukuqlasela nokwamkela imithetho kaMasipala kwanokuyisebenzia ngokwalo mgaqo-nkqubo .
- (h) Ukuhlaziya izigqaliselo zohlahlo-lwabiwo-mali lweBhunga xa zithe izigqaliselo zokulawula nokuqokelela amatyala azafezekiswa.
- (i) Ukuthabatha amnyathelo oluleko okanye awomthetho ngakooCeba, amagosa kanye nee-arthente ezithe azawufezekisa lo mgaqo-nkqubo kanye nemithetho yangaphakathi kamasipala okanye abathe basebenza gwenxa ngokwalo mgaqo-nkqubo nemithetho.
- (j) Ukugunyazisa amaziko afunekayo asebenze kwaye afezekise ukukawulwa nokuqokelewa kwamatyala kSodolophu wesiGqeba kanye noMphathi kaMasipala kwakanye nomboneleli ngeenkonzo.
- (k) Ukubonelela ngendima eyaneleyo yenkxaso kwiCandelo leziMali likaMasipala ekulawuleni nasekuqokeleleni kwamatyala. Kungenjalo kuqashwe oyakunikezela ezi nkono njenge-arthente yokuqokelela amatyala(i-arthente enjalo kufuneka ibe ibhaliswe njengomqokeleli wamatyala ngokusemthethweni).

- (I) Ukubonelela ngeemali zokuqeqesha abasebenzi.

6.2 Uxanduva kanye nemisebenzi kaSodolophu wesiGqeba

- (a) Ukuqinisekisa ukuba uhlahlo-lwabiwo-mali lweBhunga,imali esoloko ikhona kiunye nezigqliselo zokuqokelewa kwamatyala ziyafezekiswa ngokwalo mgaqo-nkqubo kanye nemithetho kamasipala.
- (b) Ukvavanya nokuphonononga ukusebenza kukaMphathi kaMasipala ekunyanzeliseni umgaqo-nkqubo nemiothathe kamasipala.
- (c) Ukuqwalasela ngokutsha kwanokuvavanya umgaqo-nkqubo kanye nemithetho kamasipala ekuphuculen i ukusebenza kweenkqubo zeBhunga ekulawuleni nasekuqokeleleni amatyala..
- (d) Ukunikezela ingxelo kwiBhunga.

6.3 Uxanduva nemisebenzi yooCeba beeWadi

- (a) Ukubamba rhoqo iintlanganiso zeWadi.
- (b) Ukuhambisa kwanokuggithisa imigaqo-nkqubo yeBhunga kubahlali nakubahlawuli berhafu ingakumbi ukulawulwa nokuqokelewa kwamatyala.
- (c) Ukuthobela umgaqo wokuziphatha kooCeba.
- (d) Ukusebenza ngokoxanduva nendima ezamkelwe liBhunga kwanokuncedisa ekusasazeni ulwazi.

6.4 Uxanduva Iwabo bonke ooCeba

- (a) Ukuhlawula rhoqo zonke iimali ezityalwayo malunga namatyala lamasipala,iimirhumo kanye neenkonzo njengokuba kunuyanzeliswa licandelo 12A lesiHlomelo 1 loMthetho weeNkqubo zikaMasipala kwanokungatyesheli ukuhlawula isithuba esingaphaya kweenyanga ezintathu.
- (b) UMasipala usenokuyitsala imali esemva emvuzweni kaCeba,ukuba uCeba uthe akahlawula isithuba seenyanga ezintathu.
- (c) linkqubo eziqhelekileyo zokuqokelewa kwamatyala asemva ziya kusebenza nakumatyala asemva ooCeba.
- (d) Zonke izivumelwano ezenziwe kanye nooCeba akufuneki zigqithise kwisithuba ayakuba ngaso e-ofisini uCeba.

- (e) Ukumangalela kuSodolophu nawuphina umntu;
 - (i) Ofumana inkxaso ngokungafanelekanga
 - (ii) Ofakele iinkonzo ngokungekho mthethweni

6.5 Uxanduva nemisebenzi yeGosa eliyiNtloko

UMphathi kaMasipala njengeGosa elinoxanduva kumasipala kufuneka athabathe onke amanyathelo agfikelelekayo ekuqinisekiseni ukuba–

- (a) Umasipala uneenkqubo ezifezekileyo zokuqokelela amatyala nezingqamene neCandelo 95 loMthetho weeNkqubo sikaMasipala kwanemithetho kaMasipala yokulawula nokuqokelela amatyala;
- (b) Inkqubo efanelekileyo yokukhathalela abathengi kunye neenkqubo zokulawula nokuqokelela amatyala;
- (c) Ingeniso kamasipala ibalwa rhoqo ngenyanga;
- (d) Amatyala erhagfu kamasipala kunye neendleko zeenkonzo zikamasipala zibalwa rhoqo ngenyanga;
- (e) Yonke imali engenileyo ifakwa kwangoko kwibhanki kamasipala nakwezinye ii-akhawunti zebhanki;
- (f) Umasipala unalo kwaye ugcina ulawulo lweemali kunye neenkqubo zolwazi ezibonakalisa imali engenileyo, amatyala abatyalayo kunye neengombolo zemali engenileyo;
- (g) uMasipala ugcina inkqubo evulelekileyo yolawulo lwangaphakathi malunga namatyala kunye nengeniso ngaphandle kokuba ibhuga lenze ngenye indlela;
- (h) uMasipala ufaka inzala kuwo onke amatyala asemva ngaphandle kokuba ibhunga alikugunyazisanga oko;
- (i) yonke ingeniso efunyenwe ngumasipala, kubandakanya ingenizo eqokelelwie zii-arrhente egameni lebhunga, ihlanganiswa rhoqo;
- (j) IGosa lezeMali lazisa kwangoko uNondyebo kaZwelonke ngazo naziphina iintlawulo ezityalwa liziko likarhulumente kumasipala malunga neerhafu zikamasipala okanye iinkonzo zikamasipala, xa ezo ntlawulo zigqithise kwiintsuku ezingama-30.

6.6 Uxanduva Iwabo bonke abasebenzi bakaMasipala

- (a) Ukuhlawula rhoqo onke amatyala eenkonzo zikaMasipala bangasileli kumatyala abo isithuba esingaphaya kweenyanga ezintathu.

- (b) Umasipala usenokulitsala ityala elisemva kumvuzo kangangethuba leenyanga ezintathu..
- (c) Inkqubo zesiqhelo zokuqokelwa kwamatyala ziya kusebenza nakumqeshwa kamasipala.
- (d) Mabamazise uMasipala ngeokutshintsha kweedilesi zabo

6.7 Uxanduva nemisebenzi yoLuntu,abaRhafi nabaHlali

Uxanduva loluntu,abarhafi nabahlali kuku;

- (a) Ukuza sekisa uxanduva oluthile,njengokumiselwa lilungelo lokusebenzisa iindawo zikawonke-wonke kunye neenkonzo zikamasipala;
- (b) Ukuhlawulwa kweedipozithi,iimali zeenkonzo,irhafu kwimihlaba kunye nezinye iirhafu,imirhumo noxanduva olubekwe ngumasipala phambi komhla wokuhlawula;
- (c) Ukucela ikopi yewtyala kwidesika yoncedo xa incwadi yetyala ingafikanga ngomjikelo wamatyala;
- (d) Ukwazisa umasipala ngokubhaliwego xa iinkonzo zingasafuneki kwinfidawo ethile yenkonzo kunye nokutshintsha kwedilesi;
- (e) Ukukhusela nokugcina kakuhle iimithara zikwimeko efundekayo;
- (f) Ukwalasel a iindlela zokusebenza kunye neemnkubo zikMasipala ekusebenziseni amalungelo abo;
- (g) Ukvumela amagosa kamasipala indlela yokungena kwiindawo zabo khon'kuze enze imisebenzi kamasipala ngexesha ekuvunyelenwe ngalo ligosa kunye nomnini-ndawo;
- (h) Ukuthobela imithetho kamasipala kunye neminye imithetho;
- (i) Ukuhgabhuca-bhuci iinkonzo okoanye izinti zikamasipala;
- (j) ukulondoloza; imithara yombane neyamanzi
- (k) ukungasusi nayiphina imithara kwindawo ekuyo ngaphandle kwemvume ebhaliwego kamasipala.
- (l) Ukgcina zonke imithara zikwimeko efundewkayo onke amaxesha.

6.8 Uvavanyo lokusebenza

Ibhunga likamasipala ngokusebenzisana neGosa eliyiNtloko liya kumisela indlela yokusebenza ekumiseleni izigqaliselo zokuqokelelwa kwamatyala,ukukhathalalelw kaabathengi kwanolawulo lomsebenzi,ukuvavanywa kokusebenza kwanokuthabatha iintshukumo zolungiso rhoqo ekuqinisekiseni ulawulo nokuqokelelwa kwamatyala.

6.9 Izigqaliselo zengeniso eqqokelelw

iBhunga kufuneka limisele izigqaliselo ezibandakanya ukucutha kunyuko lwamatyala enyanga kune nezivumelwano zokusebenza mnjengokumiselwa libhunga ixesha nexesha.

6.10 Izigqaliselo zeNkonzo yabaThengi

iBhunga limisela izigqaliselo ezibandakanya:

- (a) Ixesha lokuphendula imibuzo nezikhalazo;
- (b) Umhla wetyala lokuqala kubahlali abatsha;
- (c) Ukuphela kwexesha lokubuyiselwa kwenkonzo;
- (d) Umjikelo wokufundwa kweemithara

6.11 Ukusebenza kolawulo

Ibhunga limisela izigqaliselo eziyakubandakanya:

- (a) Ukuqokelelwa kwamatyala ekongeni imali;
- (b) Izikhalazo namaxesha okubhena;
- (c) lindlela zokunyanzelias intlawulo;

6.12 Ukwenza ingxelo

- (a) IGosa eliyiNtloko leziMali liya kwenza ingxelo yenyanga kwiGosa eliyiNtloko ngendlela efanelekileyo ukwenzela ukuba iGosa. eliyiNtloko lenze ingxfelo kuSodolophu wesiGqeba njengegunya lolawulo ngokwecandelo 99 loMthetho weeNkqubo,ngokufundwa ngokuhlangeneyo necandelo 100(c).Le ngxelo iya kuqulatha iingombolo ngokusebenza okuthwelekiswa nezigqaliselo ezivunye kwinqaku 6.8 lolu xwebhu lwalo mgaqo-nkqubo.
- (b) Ukuba kululuvo leGosa eliyiNtloko leziMali,ukuba iBhunga aliyi kwenza mali ilingana naleyo ibithelekelewe kuhlahlo-lwabi-mali,iGosa eliyiNtloko leziMali liya kwenza lengxelo kwaye linike nesizathu kwiGosa eliyiNtloko,neliyakuthi,ukuba liyavumelana neGosa eliyiNtloko leziMali;likhawuleze lenze utshintsho malunga nokuhlaziya uhlahlo-lwabiwo-mali ngokutsha ngokwengeniso ekhoyo nebonakalayo.
- (c) Usodolophu wrsiGqeba,njengeGunya Lolawulo liya kwenza ingxelo kwisithuba seenyanga ezintathu rhoqo,lenze ingxelo

kwiBhunga njengokumiselwa licabdelo 9(c)loMthetho
weeNkqubo..

7 UKHATHALELO LWABATHENGI

7.1 Injongo

Ukuqwalasela iimfuno zabathengi ngendlela enenkathalo nethabatha inxaxheba eya phambili,ukuqinisekisa intlawulo yeenkonzo kwanokumisela indlela ethe gca nobudlelwane bentsebenziswano phakathi kwabantu abanoloxanduva lokuhlawulela iinkonzo abazifumanayo kunye noMasipala,kwakunye nomboneleli ngeenkonzo.

Ngokwecandelo 95 loMthetho weeNkqubo zooRhulumente basemakhaya,2000,malunga nokumiselwa kwemirhumo kunye nezinye iirhafu zikamasipala kwanokubiza amaxabiso eenkonzo zikamasipala,uMasipala kufuneka,ngokwamandla ache kwizimali kunye nolawulo,abonelele:

7.2 Ukunikezelwa kweenkonzo:

Amisele Inkqubo Yolawulo Lwabathengi efezekileyo kwanobudlelwane obumacala phakathi kwabantu abanoloxanduva Iwezi ntlawulo kunye noMasipala buqu;

7.3 Unxibelelwano:

- (a) Amisele iindlela zabasebenzisi beenkonzo kunye nabahlawuli beerhafu kunye nabanye ababoneleli ngeenkonzo malunga nenkonzo esemgangathweni kwanokusebenza ngokusemgangathweni komnikezeli zinkonzo;
- (b) Ukuthabatha amanyathelo afanelekileyo ekuqinisekiseni ukuba abasebenzisi beenkonzo bayazisa ngeendleko ezichaphazeleka ekunikezelweni kweenkonzo,izizathu zokuhlawula kwanendlela esetyenziswa ngayo imali ephuma kwiintlawulo zeenkonzo;
- (c) Ngokwamandla kunye nolawulo Iwemali,kufuneka amisele inkqubo yonyaka yokuquliunqa nokunxibelelana malunga nohlahlo-Iwabiwo-mali nenokubandakanya izigqaliselo zokulawula nokuqokelela amatyala asemva;
- (d) Ukuveza inkqubo yokukhathalelwya kwabathengi,Abahluphekileyo,Ulawulo Iwamatyala;nokuqokelelwya kwawo gnokupapasha gabalala kwaye nopapasho lufikelele kwingqwalasela ypluntu;
- (e) Ukukhutshwa kwesipapasho seendatyana rhoqo,neyakunika inkuthazo kubathenhgi kunye nemibandela yamatyala;

- (f) Kulindeleke ukuba ooCeba beeWadi babambe iintlanganiso zeeWadi aphi ukukhathalelw kwabathengi kwanokuqokelelw kwamatyala kuya kufumana ingqwalasela ephambili khona;
- (g) Ukukhuthazwa kwabapapashi ukuba banike ingqwalasela ephambili kukhathalelo lwabathengi,ukulawulwa kwamatyala kwanomgaqo-nkqubo wokuqokelelw kwamatyala,kwaye beya kumenyelwa kwintlanganiso yeBhunga okanye kweyeKomiti aphi le mibandela iyakuxoxwa khona.

7.4 Uqhagamshelwano noluntu

Uqhagamshelwano ngomnxeba,ii-arrhente zitsalela umnxeba abathengi:

- (a) IBhunga emandleni alo liyakuzama kangangoko ukuqhagamshelana noluntu ubuqu,ngomnxeba okanye ngeimeyile ukubazisa ngamatyala abo asemva kwanemeko akuyo kwaye bakhuthazwe ukuba bahlawule,baziswe ngamalungelo abo kwaye baziswe ngokwenza izicelo kwabo bahluphekileyo,kwnalapho banokuzifumana khona ezi ngombolo.
- (b) Olu qhagamshelwano asilolungelo elinokuvuyelwa ngumthengi kuba iinkqubo zokuqokelela amatyala zisenokuqhube kwelinye icala ngaphandle kolu qhagamshelwano phantsi kwaso nasiphina isizathu.

7.5 Imithara

- (a) UMasipala uyakuzama kangangoko emandleni ache ngokwezimali ukubonelela ngeemithara kuye wonke umthengi ohlawulayo.
- (b) Aphi umthamo wenkonzo kufuneka ukuba ubalwe,uyakuthabatha amanyathelo afanelekileyo ekuqinisekiseni ukuba umthamo osetyenzisiweyo ngumntu ubalewa gnokuchanekileyo nangobunono kwimithara;
- (c) Zonke imithara ziya kufundwa rhoqo ngenyanga,ukuba kuyenzek.Ukuba imiythara ayifundwanga ngenyanga ibhunga liya kuqikelela umthamo osetyenzisiweyo ngokweenkqubo zokusebenza kwebhunga;
- (d) Abathengi banelungelo lokucela ingcaciso lokufundwa kwemithara kwanokuchaneka kokufundwa kwayo,kodwa uya kuba noxanduva lendleko leyo.
- (e) Abathengi bayakwaziswangokutshintshwa kweemithara.

- (f) Ukuba inkonzo inemithara kodwa ayikwazeki ukufundeka ngenxa yeemeko zemali nemithombo okaye ngenxa yeemeko ezingaphaya kwamandla kaMasipala okanye i-arthente yakhe,ze umthengi ahlawuliswe ityala eliqikelelweyo,ityala elilandela ukufundwa kwemithara kufuneka lenze umahluko phakathi komthamo osetyenzisiweyo kanye nomthamo ongumyinge osetyenziswayo,ze emva koko kwensiwe imbuyekezo.
- (g) Ukuba imithara ayikwazeki ukufundeka ngenxa yokungangeneke endaweni ekuyo,imithara iya kutshintshwa ibe yehlawulelwa ngaphambili ngeendleko zomnini-ndawo leyo.
- (h) Umnini-ndawo usenokunikezela ngomnxeba ukufundwa kwemithara yakhe kodwa ubuncinane iinyanga ezintathu kufuneka kufunyenwe ufundo oluchanekileyo ngumfundu weemithara.
- (i) Ukuba imithara yamanzi ayifundeki isithuba seenyanga ezintathu zilandelana,imithara isenokususwa ngeendleko zomnini-ndawo.

7.6 Ii-Akhawunti nokumiselwa kwamatyala

- (a) Abathengi abakwinkqubo yamatyala baya kufumana incwadi yetyala echanekileyo necacileyo kuMasipala neyakuquka onke amatyala kanye neendleko zeenkonzo zalo ndawo.
- (b) Amatyala aya kukhutshwa mgokomjikelo wokufundwa kwemithara kanye neentsuku zokuhlawula ziya kucaciswa kwincwadi yetyala.
- (c) lincwadi zamatyala ziya kukhutshwa rhoqo ngenyanga ubuncinane ngesithuba seentsuku ezingama-30 kuloo dilesi yokugqibela ibonakala kuMasipala okanye kwi-arthente yakhe.
- (d) Kuluxanduva lomnini-ndawo ukuqinisekisa ukuba idilesi neengombolo zakhe zoqhagamshelano zichanekile.
- (e) Kuluxanduva lomnini-ndawo ukwenza uphando malunga netyla lakhe xa incwadi yetyala oithe ayakikelela kuye khon'ukuze enze intlawulo ngokukhawuleza.
- (f) lintsuku zokuhlawula ziya kubonakalidswa kuxwebhu lwetyala.
- (g) Kwiimeko apho intlawulo yenziwa ngendlela engeyiyo imali ezinkozo,ze emva koko loo ndlela yentlawulo yaliwe yibhani,uMasipala okanye i-arthente yakhe:
 - (i) Usenokufuna imbuyekezo yemali yolawulo njengokumiselwa liBhunga loo mpazamo yentlawulo ephanzileyo.

- (ii) Uya kuyithabatha imeko enjalo njengeyokutyeshela ukuhlawula.
- (iii) Uyakunyanzelisa ngentlawulo ezinkozo kwixesha eloizayo.
- (h) UMasipala okanye i-arthente yakhe xa imeko ivuma, usenokukhupha incwadi enye incwadi yetyala okanye nantoni na eyamkelekileyo kumthengi ngokwesicelo, ngeendleko eziyakumiselwa liBhunga ixesha nexesha.

7.7 lindawo zokuhlawula neendlela zokuhlawula

- (a) UMasipala uyakumisela kwaye asebenzise iindawo ezithile zokuhlawula, neziyakufikelela kubo bonke abathengi.
- (b) UMasipala ngegunya lakhe uyakubonelela ngomahluko phakathi kwamatyala eenkonzo, umthengi onetyala elisemvaakanalungelo lokucalula inxalenye ekufuneka ihlawulwe kweliphina ityala.
- (c) NgokweCandelo 103 loMthetho weeNkqubo, ngemvume yomthengi, uMasipala usenokuqhagamshelana nomqeshi ukuba ityala likaMasipala lihawulwe kumvuzo womthengi.
- (d) Umthengi uyakuvuma ukuba, kwisivumelwano ukuba ukusetyenziswa kwee-arthente ekuhlawulen amatyala kaMasipala kusemngciphekweni womthengi-kwaye nexesha lokugqithiswa kwentlawulo.
- (e) litsheki kunye neePostal Oda kufuneka zixhaxhwe zenziwe zihlawuleke kuMasipala waseMossel Bhayi. litsheki ezimiselwe ixresha langaphambili azamkelekanga ngaphandle kokuba kwenziwe amalungiselelo angaphambili. Akukho ziRisiti ziya kukhutshwa kwintalwulo yeetshekiUkuba irisiti iyafunwa kufuneka kubhalwe kwitsheki la magama "IRISITI IYAFUNEKA".
- (f) lintlawulo ziyakufakwa kwelona tyala lidala (nokuba leleyiphina inkonzo) ze emva koko ilungelelaniswe ngohlobo oluya kumiselwa ngumasipala.
- (g) lintlawulo zingenziwa apha:
 - (i) Nakweziphina ii-ofisi zikaMasipala ukusukela ngoMvulo ukuya ngolweSihlanu (ngaphandle kweeholide zikawonke-wonke) 08h00 – 15h30 (kwi-Ofisi yaseMossel Bhayi) ze ibe ngu 08:00 to 15:00 (eGreat Brak River, Hartenbos, D'Almeida na-Kwanonqaba);
 - (ii) Nakweyiphina indawo ebhalwe Easy Pay egunyaziswe liBhunga. Qwalasela ukuba kufuneka unlike isithuba seeyure ezingama-48 ukuze ivele intlawulo yakho kwezi

ndawo.Nangonakunjalonje,intlawulo eyenziwa kwezi ndawo uyenza ngomngcipheko wakho.Kuluxanduva lomntu lowo uhlawulayo ukuqinisekisa ukuba irisiti ichanekile;

- (iii) Ngokuhlawula ngqo nkwbhanki – okanye ngobuchwepheshe kwibhanki kamasipala usebenzise uMasipala waseMossel Bhayi njengomamkeli.Inombolo ye-akhawunti kaMasipala kufuneka isetyenziswe njengenombolo yobhekiso;
- (iv) Ngendlela yokutsalwa kwetyala kwibhanki yakho. Ezi fomu zifumaneka nakweyiphina i-Ofisi kaMasipala.

7.8 Imbuyekezo yokuhlawula kwanethuba

- (a) Ngexesha lenkubo yohlahlo-lwabiwo-mali iBhunga lisenukukhuthaza intlawulo ekhawulezileyo okanye imbuyekezo kubahlawuli abahlawula rhoqo, lisenukuqwalasela imbuyekezo kwabahlawula ngokukhawuleza okanye ngohlobo olutsalwa ebhankini.
- (b) Indleko eqhogene nembuyekezo,ukuba iyamiselwa, iyakubonakaliswa kuhlahlo-lwabiwo-mali lonyaka njengenkitho eyongezelelweyo.
- (c) iBhunga lisenukusebenzisa ii-arthente njengababoneleli beenkonzo kwanabaqokeleli bamatyala. Ukuvezeka ngokweendleko kwanokuzimisela kwee-arthente ekiusebenzeni phantsi komgaqo othile kwanempumelelo yezo arhente kwaneemveliso ziya kuba yinxalenye yesivumelwano kunye neBhunga kwaye ziyakuqwalaselwa rhoqo liBhunga.
- (d) Amanyathelo afanelekileyo ayakuthatyathwa ekwaziseni abathengi malunga noxanduva lwababoneleli ngeenkonzo ukuba ziya kuba malunga nokukhathalelwka kwabathengi,ukulawulwa nokuqokelewa kwamatyala.

7.9 Imibuzo,izibheno nezikhalazo ngeenkonzo

Ngokwamandla nokufikelela ngokwemali uMasipala uya kumisela:

- (a) I-Ofisi esembindini yokwamkela izikhalazo;
- (b) Uvimba osembini wezikhalazo ukuqinisekisa uthungelwano lwezikhalazo,ukusonjululwa kwazo ngokukhawuleza kwanonxibelelwano kunye nabathengi;

- (c) Uqeqesho olugqamileyo kumagosa asebenza noluntu ukuqinisekisa unxibelelwano kunye nokunikezelwa kweenkonzo; kunye
- (d) Nendlela yonxibelelwano ukunika iBhunga ingxelo ebuyayo ekiusetenzisweni kwale migao-nkqubo malunga nokukhathalelwano kwabathengi, ukulawulwa nokuqokelelwano kwamatyala kunye neminye imibandela exhalabisayo;
- (e) lindlela ezifikelekayelo kwabo bantu bakhazela amatyala kunye nomthamo obaliweyo, kunye neenkubo zokubhena ezibangela ukuba abo bantu bafumane impendulo ekhawulezileyo ekulungiseni amatyala abo;
- (f) lindlela zokuphonononga ixesha lempendulo kwanokufezeka kokusetyenziswa kweli nqaku lingentla;

7.10 Ukuvuza kwamanzi

- (a) Ukuba ukuvuza kukwilicala lomthengi ngokwemithara, umthengi iuya kuba noxanduva lokuhlawula konke ukubonelelwano kwamanzi kuloo ndawo.
- (b) Umthengi unoxanduva lokulondoloza nokulawula ukusetyenziswa kwamanzi wakhe.
- (c) Umthengi usenokufumana isaphulelo ngokumiselwa liBhunga kwityala lakhe xa, :
 - (i) Ukuvuza kungaphantsi komhlaba kungenakubonakala lula;
 - (ii) Ukuvuza kulungiswe kwisithuba seeyure ezingama 48 emva kokubhaqwa kwako;
 - (iii) Umthengi engenise intetho ebhaliweyo nefungelwe nguye eqinisekisa ukuba i-inshorensi yakhe ayiuhlawuleli loo monakalo .
 - (iv) Imbalelwano eqinisekisiweyo ephuma kwi-inshorensi yomthengi kunye nembaletlwano efungelweyo eqinisekisa ukuba ngokwenene i-inshorensi yomthengi ayiuhlawuleli umonakalo obangelwe kukuvuza.
 - (v) Umthengi akakhange enze isicelo sesaphulelo kwezi nyanga zili-12 zidlulileyo;
 - (vi) Isiqinisekiso esivuniweyo esikhutshwa ngumtywini obhalisiweyo kufuneka sifikelele kumasipala kungaphelanga iintsuku ezili-10 emva kokuba umsebenzi

ugqityiwe malunga namanzi avuzayo kwaye kufuneka siqulathe oku kulandelayo:

- Umhla wencwadi yetyala kunye nowokulungisa kunye nerisiti
 - Confirmation that surface leakage was not visiqinisekiso sokuba ukuvuza phezu komgangatjo bekungabonakali
 - Isiqinisekiso sokuba ukuvuza kubangelwe kukuvuza kwemibhobho echazwe kwisihlomelo esamkelweyo nesigcinwe yiNjineli yeDolophu.
- (d) Xa iGosa eliyiNtloko liqinisekisa ukuba umthamo wedama uhe ngaphantsi komlinganiselo omiselwe liBhunga,akukho zindleko zamanzi avuzauyo ziya kucinywa..

7.11 Abathengi abakumaziko oluleko okanye abo baseluvalelwani

- (a) Kufuneka bafumane incwadi ebhaliweyo ephuma kwiinkonzo zoluleko echaza umhla wokuhululwa.
- (b) Ukuba umnxusi nguye ohlala kuloo ngethuba uniniyo eseluvalelwani, umnxusi lowo nguye oya kuthabatha uxanduva.
- (c) Ukuba akukho mntu uhlala kuloo ndlu,iinkonzo kufuneka zivalwe de abe umnini-mzi ukhululwe entolongweni.

7.12 Ukurhoxiswa ixeshana iintshukumo ngezizathu ezizodwa

Imvume ebhaliweyo yoMlawuli ; linkonzo zeMali okanye lowo uguyazisiweyo ekunqumamiseni iintshukumo kufuneka ifumanekе ngamaxeshana onke ngezizathu ezizodwa.Ukuba ukurhoxiswa kwexeshana ngokwalo mgaqo-nkqubo kugqithisa kwiinyanga ezintathu,kufuneka oko kuchazwe kwiBhunga .

7.13 Ukucuthwa kwamanzi

- (a) Ukuba ityala lomntu lisemva aze amanzi wakhe acuthwa,loo mntu kufuneka enze amalungiselelo okuhlawula ityala lakhe..
- (b) Ukucuthwa kwamanzi akuyi kuvulwa de libe ityala lihlawulwe ngokupheleleyo.
- (c) Xa ityala lithe lahlawulwa ngokupheleleyo,kuhamba kwamanzi ngokwesiqhelo kuyakubuyiselwa.

7.14 Inkuqbo malunga nabantu abakhubazekileyo okanye abantu abaqhogene nesixhobo sokuphefumla okanye umatshini oxhasa ukuphefumla.

- (a) Amakhaya ahluphekileyo nafumana inkxaso nabaxhomekeke kwizixhobo zokuncefdisa ukuphefumla, inkxaso yabo ayisayi kucinywa ukuba basebezisa umthamo wenkonzo ongaphezu kwalowo uvumelekileyo.
- (b) Zonke iintshukumo zoqokelelo ziya kunqunyanyiswa xa kukho imvume ephuma kwiGosa eliyiNtloko.
- (c) Isiqinisekiso sokugula esiqinisekisa imeko yempilo kufuneka sifunyanwe maxa onke ukuze uqwalaseleke kwinkxaso..

7.15 Indalifa yendawo ebhangisiweyo

Kwiimeko apho lowo ushiyeke nendawo ebhangileyo, aze abe uchaphazelekas kwinkxaso, ityala elisemva lisenokucinywa libhunga khon'kuze indawo leyo itsintshwe..

7.16 Imbuyekezo yerhafu

Phantsi kwemiqathango ethile ibhuga lisenokubuyekeza iirhafu rhoqo ngonyaka kumanqanaba athile abahlawuli berhafu ngokomgaqo-nkqubo weerhafu Kunye nomthetho kamasipala .

7.17 Amalungiselelo okuhlawula

- (a) Xa kuyimfuneko abathenhgi abanamatyala asemva kufuneka bafakelwe imithara ehlawulelwa kwangaphambili, ze xa kuthe kwenzeka oko ityala elisemva liyakuhlkwulwa ngoliu hlobonke.
 - (i) Ukongezwa kwetyala eloisemva kwityala elitsha ze; or lihlawulwe lonke ngezavenge zexesha elithile.
 - (ii) Ukongezwa kwetyala njengomdliwo kwimithara ehlawulelwa kwangaphambilize ityala lombane lihlawulwe xa kuthengwa rhoqo umbane de ityala libe lihlawuleke lonke.
 - (iii) Ukufakelwa kwemithara yombane othengwayo kumahala ukuba umntu uhluphekile.
- (b) IBhunga linelungelo lokuyinyusa idippozithi yabanytu abafuna ukwenza amalungiselelo okiuhlawula.
- (c) Ukuba isivumelwano sithe sophulwa, siyakurhoxiswa.

- (d) Onke amalungiselelo okuhlawula aya kuba ngokweenkqubo nezikhokelo ezamkelwe liGosa eliyiNtloko okanye iGosa eliyintloko yeziMali.

7.18 Amanqanaba abathengi

Abathengi bayakwahluwa ngokwamanqanaba athile ngokusekelwe phwezu kohlobo lwendawo, amaxabiso acha[phazelekayo kunye nemigangatho yomngcipheko.linkqubo zokulawulwa kwamatyala,ukuqokelewa kwamatyala kwanokukhathalelw ka bathengi kusenokwahluka ngokwamanqanaba ngamanqanaba, njengokuba kuya kumiselwa ixesha nexesa liGosa eliyiNtloko.

7.19 Ulawulo oluphambili Iwabathengi

- (a) Abathengi abathile basenokuthatyathwa njengabaphambili phantsi kweemeko eziyakumiselwa liGosa eliyiNtloko,njengenani leendawo okanye umthamo osetyenziswayo.
- (b) **I[Lonxibelewano nabathengi abaphambili okanye]umntu** otyunjwe liGosa eliyiNtloko uya kuba noxanduva lolawulo Iwabathengi abacalulwe ngolu hlolo kwaye uya kwenza imisebenzi enjengokuphonononga amatyala enyanga ukuqinisekisa ukuchaneka,ukuphononongwa kwentlawulo ekhawulezileyo kwaneempendulo kwizikhala.

7.20 Ukucuthwa kweenkonzo

Ukuba kuyimbono yoMphathi kaMasipala ukuba ukucinywa kweenkonzo malunga netyala elisemva,akukho mdleni woluntu kwaye ukucinyewa nokuohelisa kwezo nkono kungabangela umngcipheko kubomi bakhe nawuphina umntu nokuba kungaphandle okanye ngaphakathi,umphathi kamasipala usenokuggiba ukuba azicuthe iinkonzo endaweni yokuziphelisa.

7.21 Oswelekileyo (Ubhekiso C/R F202-08/04)

- (a) Isiqinisekiso sokufa kufuneka sibonakaliswe.
- (b) Ubungqina obuphuma kuMbhalisi weeNdawo sokuba indawo leyo ayinamatyala ajingayo,kufuneka buponakaliswe.
- (c) Ukuba akhona amabango akhoyo ngakuloo ndawo,ibango kufuneka lingeniswe egameni lendawo leyo.
- (d) Ukuba isiqinisekiso sokufa sithe sabonakaliswa ekubeni kungekho ndawo ibhalisiweyo,ityala lonke elisemva kufuneka licinywe ukusukela kumhla wokiufa.

- (e) Ukuba lo umtsha ungena kuloo ndawo uhluphekile, ityala kufuneka licinywe lonke.
- (f) Kungenjalo lo umtsha ukuba akachaphazeleki kwinkqubo yabahluphekileyo, kuya kufuneka ahlawule lonke ityala elisemva ukusukela kumhla wokufa ukuza kuthi ga kumhla omiyo okanye enze amalungiselelo okuhlawula .
- (g) Imizi ephethwe ngabantwana, aphi abazali bonke bengasaphili kwaye ibe ngabantwana abaselula kuphela nabangaphangeliyo abaseleyo kwindlu leyo, ityala lisenokucinywa.

8 UMGAQO-NKQUBO WOKULAWULWA KWAMATYALA

Injongo ezikhethekileyo

Ukumisela iinkqubo eziyakucutha ukusetyenziswa kweenkonzo zikamasipala ngokungekho mthethweni, ukwanda kwamatyala kwanokucutha umngcipheko kuMasipala.

8.1 ISICELO SEENKONZO ZIKAMASIPALA

- (a) Bonke abasebenzisi beenkonzo kufuneka betykikitye isivumelwano esilawula ukubonelelwa ngeenkonzo kunye nendleko yeenkonzo zikamasipala. Abanini beendawo (ngemvume yabo ebhaliweyo) bangavumela abanxusi ukuba batykitye izivumelwano ezisecaleni kunye noMasipala, aphi uMasipala usenokukuzamkela okanye azikhabe..
- (b) Le nkqubo kufuneka yenzeke kwisithuba seentsuku ezisixhenxe phambi kokuba umnxusi angene, khon'ukuze uMasipala aqinisekise ukuba imithara iyafundwa ngosuku olufanelekileyo kwaye neenkonzo zibe zikhona. UKusilela ukuthobela eli xesha limisiweyo kungakhokelela ekubenit umnxusi angabi nazo iinkonzo xa engena.
- (c) Izicelo zeenkonzo zikaMasipala ziyakuphonononhgwa ukuqinisekisa ukuba ingaba umntu ukufanele ukufumana ityala kusinina, oku kubandakanya iingombolo zebhanki kunye neengombolo eziphuma kumaziko agcina iingombolo zamatyala, okanye amanye amagunya olawulo ekuhlaleni, abaniki matyala kunye nabaqeshi. Oku kuya kinyanzelisa ukunikezelwa kwelD, isivumelwano esibophelelayo, uxwebhu lobunini kunye namanye amaxwebhu axhasayo njengokufunwa liBhunga.
- (d) Izicelo zeenkonzo eziphuma kooSomashishini, kubandakanya neerasti, iinkampani iindibanisela kunye namaqabane kufuneka zibandakanye isigqibo esigunyazisayo kumntu lowo wenza isicelo

senkonzo leyo,xa kuyimfuneko inombolo yobhaliso yeshishini elo okanye iSazisi amagama,iidilesi kunye nawo onke amanye amaxwebhu achaphazelekayo kunye neengombolo zoqhagamshelwano zanalawuli beshishini,amalungu,oonotrasti kunye namaqabane.

- (e) Umenzi sicelo kufuneka aveze zonke iingombolo ezifunwa nguMsipala.
- (f) Ukuba umenzi sicelo seenkonzo zikamasipala ukwangumthengi okhouyo kamasipala malunga nezinye iinkonzo ze loo mthengi abe unetyala elisemva ekufuneka lihlawulwe kuMasipala:
 - (i) limali ezisemva kufuneka zihlawulwe; okanye
 - (ii) Isivumelwano sokuhlawula ityala elisemva kufuneka senziwe phambi kokuba isicelo seenkonzo sigunyaziswe.
- (g) Ukuba umthengi uyala ukutyikitya isivumelwano esitsha okanye ukuhlawula idipozithi kuMasipala,umasipala usenokuzinqumamissa iimnkonzo de sibe isivumelwano sityikityiwe okanye idipozithi ihlawulwe.
- (h) UMasipala uya kukhupha ityala lokuqala emva kokufundwa kwemithara emva komhla wokutyikitywa kwesivumelwano..
- (i) Abathengi abaserbenzisa iinkonzo ngaphandle kwesivumelwano baya kutshutshiswa.

8.2 UKUPHUHLISWA KWEENDAWO

- (a) Umphuhlisi wendawo kufuneka amazise uMasipala ngokwesimo seenkonzo zikaMasipala okanye iinkonzo eziya kubonelelwa kunye nezixhobo zokubala eziya kusetyenziswa.
- (b) Umphuhlisi wendawo osilelayo ukuthobela ezi zimiselo zikumqolo (a)baya kuhlawulisa iindleko ebeziyakuhlawuleka malunga neenkonzo zikamasipala ezisetyenziswe okanye ebeziza kiusetyenziswa ngabathengi.

8.3 UKUPHELISWA KWEENKONZO

- (a) Kuluxanduva lomthengi ukwazisa umasipala xa iinkonzo zingasafuneki ngenxa yokuthengiswa kwendawo leyo okanye ezinye izizathu..
- (b) Ukusilela ukutrholela isibonelelo esikumqolo (a)apha ngentla kubeka umthengi kwimeko yokuba ahlawule zonke iindleko zeenkonzon kunye nenzala ukusukela kumhla wokushiywa

kwendawo leyo ukuya kumhla lowo iBhunga lithe lanolwazi ngokushiywa kwendawo leyo.

- (c) Umthengi angakuphelisa ukunikezelwa kweenkonzo zikaMasipala ngokunika isaziso esibhaliweyo seentsuku ezili-15.
- (d) Umasipala angasiphelisa isivumelwano sokunikezela iinkonzo ngokunika isaziso esibhaliweyo seentsuku ezingama-30 kumthengi apho indawo leyo ithe yashiyewa ngulowo ebenxuse kuyo kwaye kungekho amalungiselelo athe enziwa malunga nokuqhubeka ngokunikezelwa kweenkonzo ngumasipala,ngaphandle kokuba umntu lowo uhlala apho asinguye obhaliswe njengomnini waloo ndawo,ikopi yesaziso esinje iya kukhutshelwa nomnini ndawo.
- (e) Umthengi uya kuba noxanduva lamatyala onke asemva kunye neendleko ezingqamene nook ezithe zahlawuleka phambi kokuba kupheliswe isivumelwano.Ukupheliswa kwesivumelwano iinkonzo ziya kufakwa kwityala lomnini ndawo leyo.

8.4 UKUHLAWULWA KWEDIPOZITHI

- (a) Umthengi ngamnye xa ethe wenza isicelo seenkonzo zikamasipala,ahlawule idipozithi phambi kokuba kubonelelw ngeenkonzo zikamasipala.Idipozithi ebubuncinane obungangomthamo obalwe kabini othe wasetyenziswa. kwiinyanga ezintandathu ezidlulileyo esiyakumiselwa libhunga .
- (b) IBhunga lisenokuhlawulisa lowo ubengenaxanduva lakuuhlawula dipozithi ngaphambili nhgenxa yezizathu ezithile,ukuba ahlawule idipozithi kwisithuba sexesha elithile.
- (c) IBhunga lisenokulihlaziya ixabiso ledipozithi ethe yahlawulwa ngaphambili,phantsi kwezizathu ezithile kwaye lisenokuyalela ukuba kongezwe esinje isixa phezu kwedipozithhi leyo.
- (d) UMasipala uyakunika isaziso sexesha eloifanelekileyo kumhlali lowo xa idipozithi iza kunyuswa.
- (e) Umnini ndawo ongaxolanga maliunga nexabiso ledipozithi usenokungenisa isikhalaゾ phakathi kwesithuba sexesha elifanelekileyo ekhaba ukunyuswa kwedipozithi.
- (f) Imali ehlawulwe njengedipozithi kumasipala ngokwelicandelo akufuneki ithatyathwe njengenxalenye yentlawulo yetyala leenkonz ezithe zanikezelwa ngaphandle kokuba lityala lokuggqibela ekufuneka kuqale kuhlawulwe lona kuqala phambi kokuba intsalela yedipozithi ingabuyiswa.

- (g) Akukho nzala iya kuhlawulwa nguMasipala kwixabiso ledipozithi ethe yabanjwa ngokweli Cadelo.
- (h) Isivumelwano seenkonzo zikamasipala sisenokuqlatha indima ethi ukuba idipozithi ayibangwanga kwisithuba seenyanga ezili-12, iya kutshona kuMasipala emva kokupheliswa kwesivumelwano.
- (i) UMasipala akayi kwamkela itsheki eqjinisekiswe yibhanki njengedipozithi.
- (j) Kuphela kuxa kupheliswa isivumelwano siyakuthi isixa mali esithile sedipozithi sibuyiselwe kumthengi emva kokiuba kutsalwe onke amanye amatyala asemva omthengi.
- (k) **Urhwebo, Ushishino namaShishini amakhulu**
 - (i) lidipozithi zamashishini ziyakumiselwa ngokokukhutshwa kwetyala eliphezulu ngokweenyanga ezili-12 ezigqithileyo kumashishini afanayo.
 - (ii) Ufakelo olutsha kumashishini ongeziwego aya kufakelwa ngokwexabiso olukuluhlu lonyaka omiyo.
- (l) Naluphina utshintsho oluva kuthi lucelwe idipozithi yalo iya kumiselwa ngokufanelekileyo ngokwexabiso elivunyiwego loluhlu olimyo.

8.5 UKUQOKELELWA KWEENDLEKO EZONGEZELELWEYO

UMasiapala usenokuqokelela naziphina iindleko ezithi zibangelwe kukiusetenziswa kwalo mgaqo-nkqubo malunga neendleko, amaxabiso kubandakanya neendleko zomthetho, kanye nezamagqwetha ezithe zabangelwa kukuqokelela iimali eziemva kweli tyala.

8.6 UKUHLAWULELA IINKONZO ZIKAMASIPALA EZIBONELELWEYO

- (a) Umthengi uya kuba noxanduva lokuhlawa zonke iindelko zeenkonzo zikaMasipala athe wobonelelwa ngazo ukusukela kumhla wesivumelwano de libe iytyala lihlawulwe ngokupheleleyo.
- (b) Iintlawa zonke ziya kufakwa kwityala elidala ze emva koko lohlulwe ngokusetenziswa okuphambili kwenkonzo njengokugqitywa libhunga. Itsheki ezibhalwe imihla yangaphambili azamkelekanga ngaphandle kokuba kwenziwe amalungiselelo angaphambili.
- (c) Ukuba umthengi usebenzisa inkonzo kaMasipala kwenye into engeyiyo le ibonelelwe yona ngokwesivumelwano kwaye abizwe

ixabiso elinganeno kunelo lifanelekileyo, umasipala uya kuliguqula ixabiso ze abange umahluko ophakathi kwelo liguqliwego kunye lei litsha ixabiso.

- (d) Ukupheliswa kweenkonzo kwanokukhutshwa kwetyala lokuggibela liya kusoloko liphakathi kwamatyala amabini anyusiwego. Kungoko ukuwenza isicelo sokuphelidswa kweenkonzo emva komhla we:16 enyangeni, liya kugqitywa kuphela kwityala elilandelayo emva kwenyanga yelo xesha lentlawulo..
- (e) Ityala elisisiseko malunga namanzi nombane liya kukhutshwa kuphela kwimizi eneemoithara ezisebenzayo. Oku kukuqinisekisa ukuba ityala elisisiseko aliphindwa xa umntu eyishiya indawo ze kungene omtsha. Umzekelo ukuba ityala liyacelwa kwisithuba esichazwe ku(d)ngentla, imithara iya kuahlala iseberza de kiufike ixesha lokufundelwa ityala lenyanga ezayo. Nangona lo mntu ungena ngokutsha uya kuba noxanduva lokuhalwula amanzi ukusukela kumhla wokuggibela indleko esisiseko iya kufakwa kuphela kwityala elilandelayo xa imithara iseberza ngokwetyala elitsha.
- (f) "Intlawulo epheleleyo neyokuggibela" Xa ityala lingahlawulwanga ngokupheleleyo, nayiphina imali enganeno eyamkelwa ngumasipala iyiyi kuthetha ukuba yintlawulo epheleleyo yetyala ngaphandle kokubamuMphathi kaMasipala okanye lowo ugynyaziswe nguye uyakwamkela oku ngendlela ebhaliwego neqinisekisa ukuba eli lityala lokuggibela kwaye liyintlawulo epheleleyo..
- (g) Uxandsuva lokuhlawula iimali ezihlawulekayo
 - (i) Ngaphandle kokuba kucaciswe ngolunye uhlobo, umnini ndawo unoxanduva lokuhlawula naliphina ityala elihlawuleka kumasipala ngumntu ohlala apho okanye onxusayo, xa umasipala emva kokuthabatha amanyathelo afanelekileyo okufumana intlawulo, akakwazanga ukukufezevisa oko;
 - (ii) Umqolo(a)akufuneki uthatyathwe njengokkhupha uxanduva kuMasipala ekuqokeleleni amatyala asemva eenkonzo zikaMasipala ezbonelelwwe kuloo ndawo, ekwaziseni umntu ohlala apho ukuba usilele ekuhlawuleni ngokufanelekileyo ityala lakhe.
- (h) **Intlawulo ezingahlonitshwayo/ezikhatywayo**
 - (i) Ukuba umntu lowo ubhala itsheki ungumthengi owziwayo kaMasipala, imali yokukhatywa kwetsheki leyo neliytyala iya kufakwa kwityala lakhe kwaye eso saziso siya gok

kumthengi.Loo mali iya kuthatyathwa njengendaleko kwaye iya kuba lityala lomthengi.IBhunga linelungelo lokuzikhaba iitsheki ezinjalo kwixesha elizayo,kwaye lo mcimbi lisenokuwudwelisa kukluhlu lwabantu abahlawula kakubi kwaye athabathe namanyathelo omythetho nangabandakanya ukutshutshiswa ngokwaphula umthetho.

- (ii) Ukuba umntu obhala loo tsheki ayinguye umthengi kaMasipala owaziwayo,kuya kuvukwa elinye ityala ze umdliwo lowo unyuswe.Xa isixa mali singenisiwe ze umthengi asilele ukuhlawula kwisithuba seentsuku ezili-14,ibango lokuggqibela liya kukhutshwa.,
- (iii) Ukuba umntu lowo ubhala itsheki ungumthengi owziwayo kaMasipala,imali yokukhatywa kwetsheki leyo neliytyala iya kufakwa kwityala lakhe kwaye eso saziso siya gok kumthengi.Loo mali iya kuthatyathwa njengendaleko kwaye iya kuba lityala lomthengi.IBhunga linelungelo lokuzikhaba iitsheki ezinjalo kwixesha elizayo,kwaye lo mcimbi lisenokuwudwelisa kukluhlu lwabantu abahlawula kakubi kwaye athabathe namanyathelo omythetho nangabandakanya ukutshutshiswa ngokwaphula umthetho
- (i) Ngesiggibo iBhunga,lisenokwamkela iimbuyekezo ngokukhuthaza intlawulo ekhawulezileyo ngakubathengi ze abo bathe bahlawula amatyala abo kwanethuba babuyekezwe..
- (j) Ezi zikimu zembuyekezo zisenokubandakanya isivumelwano esibhaliweyo phakathi komqeshi nomthengi aphi umqeshi uqinisekisa ukuba uya kuyitsala emvuzweni imali yetyala likamasipala lomqeshwa wakhe zw ayihlawule rhoqo ngenyanga kumasipala ze kwelinye icala kubekho imbuyekezo kumqeshwa enjengokuhliselwa ityala lakhe leenkondo zikaMasipala.

(k) *Iindawo zokuhlawula neendlela zokuhlawula*

- (i) Umthengi kufuneka ahlawule ityala lakhe kwiindawo ezichazwe ngumasipala okanye i-arhente yakhe.
- (ii) Umasipala kufuneka abazise abathengi ngeendawo ezikuyo iindawo zokuhlawula .
- (iii) Imiqolwana (i) no (ii)akufuneki ithatyathwe njengenqanda umthengi ukuba ahlawule ityala lakhe ngendlela yekhompyutha okanye ngezinye iindlela ngaphandle kokuba umhla wentlawulo sele ufikile kwaye ubonakaliswe njalo kwincwadi iyetyala .

8.7 UKUHLAWULWA KWENZALA

- (a) Ngaphandle kokuba kubonakaliswe ngolunye uhlubo kulo mgaqo-nkqubo,uMasipala usenokufaka inzala kuwo onke amatyala,ugutu kanye nakumatyala asemva ngokwesixa esiyi:1% phantsi kohlaziyo lohlahlo-lwabiwo-mali.
- (b) Inzala kwityala elisemva iya kufakwa rhoqo ngenyanga xa ityala lihlala lisemva rhoqo ngenyanga.
- (c) Inzala elihlawulwayo akufuneki ibe ngaphezu kwetyala eliyintloko elityalwa ngumthengi kumaasipala.

8.8 AMATYALA NOKUMISELWA KWAWO

- (a) UMasipala uyakubonelela womke umntu onetyala ngenkazeloyamatyala eerhafu namaxabiso ekiufuneka awahlawule kumasipala ngendawo nganye anoxanduva lwayo ze ezo ngombolo zithunyelwe kwidilesi anayo yokuggibelas umasipala..
- (b) Ukusilela kukaMasipala ekukhupheni incwadi yetyala ayikhuphi xanduva kumthengi ukuba ahlawule ityala lakhe.Uxanduva lulele kiumthengi ukuba afumane ikopi yetyala lakhe phambi komhla wokuhlawula.
- (c) Ukuba ityala alifumanekanga kude kube ngumhla we:q5 enyangeni,ikopi kufuneka icelwe kuMasipala.Incwadi yetyala kufuneka ibokalaiswe maxa onke kusenziwa intlawulo.
- (d) Ityala elithe Ikhutshwa nguMasipala kufuneka lohlawulwe ngomhla ochazwe njengowokuhlawula mhla lowo ungayi kuba ngaphezu kweentsuiku ezingama-21 emva komhla wetyala.
- (e) Amatyala aya kukhutshwa rhoqo ngenyanga kumjikelo weentsuku ezingama-30 kwaye kufuneka lihlawulwe ngomhla ochazwe kwincwadi yetyala elo.
- (f) Amatyala aya kuthatyathwa njengasemva xa ethe akahlawulwa ngomhla wokuhlawula.Lawo ajhlawulwa ezibhankini kufuneka abonakale kuMasipala kungaphelangan umhla woshishini.
- (g) UMasipala useokuwadibana onke amatyala phantsi kwelinye lawo atyalwa kiumasipala.
- (h) Incwadi zamatyala kufuneka ziqulathe oku kulandelayo
- (i) Umthamo wamanzi asetyenzisiweyo kanye nombane oythe wabalwa elo thuba lichaziweyo;

- (ii) Inombolo yesiza
- (iii) Isithuba asetyenziswe ngalo amanzi;
- (iv) Isixa mali esisekelwe kumthamo obaliweyo;
- (v) Ityala lilonke ekufuneka lihlawulwe
- (vi) Ixabiso elichaphazelekayo;
- (vii) Isixa mali ngokomthamo osetyenzisiweyo;
- (viii) Imali esemva, ukuba ikhona;
- (ix) Inzala etyalwayo kuwo onke amatyala asemva, ukuba ikhona;
- (x) Iindleko zokuqokelela
- (xi) Usuku lokugqibela lokuhlawula;
- (xii) Iindlela,iindawo okanye ii-arthente ekunokuhlawulwa kuzo.

(i) Iincwadi zamtyala zisenokukhatshewa sisaziso esithi –

- (i) Umthengi usenokwenza amalungiselelo okuhlawula imali esemva ngezavenge kuMasipala kungaphelanga iintsuku ezi-5 xa engakwazi ukulijhawula lonke ityala;
- (ii) Ukuba akukho malungiselelo anjalo,uMasipala ngokwalo mgaqo-nkqubo,usenokuzicutha iimkonzo zombane kwaye afake nesixhobo esicutha ukuhamba kwamanzi;
- (iii) Amanyathelo asaemthethweni asenokuthathyathwa ngakuye nawuphina umthengi ngokwezimiselo zalo mgaqo-nkqubo ;
- (iv) Igama lomthengi lisenokudweliswa kumaziko agcina iingcombolo zabantu abanamatyla;
- (v) Ityala lisenokunikezelwa kwii-arthente eziqokelela amatyala asemva;
- (vi) Ubungqina bokuba uhluphekile kufuneka bubonakaliswe xa usenza isicelo senkxaso yabahliuphekileyo.

8.9 IZIXAMBULO,IMIBUZO NEZIKHALAZO

- (a) Kweli cadelo igama elithi ukuxambula lithetha xa umthengi enganelisekanga yindlela elilo ityala lakhe likaMasipala ze emva koko afake isibheno kwiBhunga phambi komhla wentlawulo.
- (b) Inkqubo emayilandelwe.Ukuze ubhaliswe kuMasipala ou kulandelayo kufunekas kwenziwe:

NguMthengi:

- (i) Umthengi kufuneka asifake isikhalaZo sakhe ngendlela ebhaliweyo kuMphathi kaMasipala phambi komhla wokuhlawulewa kwetyala.
- (ii) Kufuneka kucaciswe ukuba sisikhalaZo.
- (iii) Akukho sikhalaZo siya kubhalisa ngomlomo okanye ngomnxeba.
- (iv) Umthengi kufuneka achaze zonke iingombolo zakhe njengokufunwa njalo nguMasipala kubandakanya inomnolo yeAkhawunti,inombolo yoqhagamshelwano ngqo,ifeksi,i-imyile kune nayiphina ingombolo enokufunwa nguMasipala.
- (v) Ubume besikhalaZo kufuneka bucaciswe ngokupheleleyo.
- (vi) Uxanduva lukumthengi ukuqinisekisa ukuba ufumana into ebhaliweyo eqinisekisa ukuba isikhalaZo sakhe sifunyenwe nguMasipala.
- (vii) Okweli xeshana umthengi kufuneka ahlawule umyinge ebekade ewuhlawula kwiinyanga ezine ezigqithileyo nomyinge lowo uya kubalwa ngumasipala.Ukuba akukho myinge ukhutshwayo nguMasipala,umthengi uya kuhlawula isixa esiqikelelwreyo de ube umbandela wakhe usonjululwe..

LiBhunga:

Xa sithe isikhalaZo safunyanwa,ezintshukumo zilandelayo kufuneka zithatyathwe:

- (i) Zonke izikhalaZo ezingenayo kufuneka zibhalwe kwirejista ze kukhutshwe inombolo yobhekiso.Kwisithuba seentsuku ezili-14 kufuneka isikhalaZo siphednulwe ngeimeyile,ngomnxena okanye ngeposi yesiqhelo.
- (ii) Ukuba umthengi akanelisekanga sisiphumo sesikhalaZo,igosa eligunyazisiwreyo kufuneka isikjalazi lisibhekise kwiGosa eliyiNltoko khon'kuze kuthatyathwe isiggibo sokiujibela.
- (iii) Umthengi kufuneka aziswe kwisithuba seentsuku ezisi-7 ukuba isikhalaZi sakhe sifunyenwe.

- (iv) UMasipala akufuneki ukuba amisele amanyathelo esinyaneliso ngakumthengi ngelithuba ityala elo lisaqwalaselwa.
- (v) Lonke uphando olumalunga namatyala akhalazelwayo kufuneka luqukunjelwe liGosa eliyiNtloko lezeMali kwisithuba seentsuku ezinhama-21..
- (vi) Umthengi uyakwaziswa ngembalelwano malunga nesiphumo sophando.

8.10 IZIBHENO NGAKWIZIPHUMO ZOPHANDO

- (a) Umthengi angabhena ngendlela ebhaliwego ngakwisiphu sophando lukamasipala.
- (b) Isibheno kufuneka sibhalwe [phantsi kwaye sicacise ukubas sisibheno,kubekwe zonke izizathu zesibheno ze singeniswe kuMphathi kaMasipala kwisithuba seentsuku ezinhgama-21 ukusukela kumhla umthengi awziswa ngawo ngeziphumo zophando.
- (c) Isibheno kufuneka sigqitywe liBhunga likaMasipala kwintlanganiso yokuqala yesiqhelo emva kokuba isibheno singenisewe.
- (d) Isigqibo seBhunga siya kuba sesokuggibela kwaye umthengi kufuneka ahlawule naziphina iindleko ngokweso sibheno ukusukela kumhla ayifumene ngawo incwadi yesigqibo seBhunga.
- (e) Ngegunya lalo iBhuga lisenokusiqwalaselisa isibheno esigfakwe emve kwexesha.
- (f) Ukuba umthengi akanelisekanga sisiggibo sesibheno,unelungelo lokuqhankqalaza alihlawule ityala elo kodwa afune isisombululo esisesinje kwinkundla yamatyala.

8.11 ISIVUMELWANO SOKUHLAWULA ITYALA ELISEMVA NGEZAVENGE

- (a) Kuphela ngumntu onesazisi esamkelekileyo okanye umntu ogunyaziswe ngokubhaliwego,oyakuvunyelwa ukuba enze amalungiselelo okuhlawula ityala elisemva ngezavenge.
- (b) Isivumelwano somthengi sokuba uya kuhlawula amatyala asemva kunye nenzala eyakuthi ifakwe etyaleni,koke oku kiuya kuqulathwa kwisivumelwano esityikitywe ngala maqela.Esi sivumelwano siya kuqulatha ukukuzibophelela komthengi kwaye ikopi yesi sivumelwano iyakunikwa umthengi.lindleko zeso

sivumelwano kanye naziphina ezinye iindleko ezingachaphazeleka aphi ziya kuba luxanduva lomthengi.

- (c) Umthengi kwesi sivumelwano uya kuba uvuma zonke iindleko zolawulo kanye naziphina ezinye iindleko njengemidliwo yokuqokelela kwetyala elisemva kwanokuhlawula idipozithi.
- (d) UMasipala phantsi kweemeko ezithile usenokuvumela ukuhlawulwa kwetyala ngezavenge ezingaphaya kweenyanga ezinhgama-24 xa oko kuibonakala ukuba umthengi akanayo enye indlala.Ubungqina obubhaliwego beemeko ezizodwa busenokufunwa nguMasipala..
- (e) Xa kungenwa kwisivumelwano kanye nomthengi,ezi meko zicjhazwe kwamanye amacandelo alo mgaqo-nkqubo ziya kusebenza.
- (f) UMasipala ngokusebenzisa igunya lakhe usenokuqwalasela oku kilandelayo malunga nmthengi–
 - (i) Indlala ahlawula ngayo;
 - (ii) Ukuseyenziswa kweenkonzo;
 - (iii) Umgangatho wenkonzo;
 - (iv) Ukwaphulwa kwezivumelwano zokuhlawula ityala elisemva ngezavenge;kanye
 - (v) Nayi nayiphina enye into.
- (g) Xa umthenhgi esilela ukuthobela isivumelwano sentlawulo yetyala elisemva ngezavenge,yonke imali esemva kuya kufuneka ayihlawule kanye nenzala,iimali zolawulo kanye neendleko zentshukumo kanye nemidliwo,ngaphandle kwesinye isaziso esibhaliwego.
- (h) Ngegunya leGosa eliyiNtloko yeziMali,umthengi uyakuvunyelwa ukuba angene kwesinye isivumelwano sokuhlawula imali esemva ngezavenge.Xa esinye isivumelwani sithe satyikitywa,amalungiselelo achazwe ku 9.4(f) apha ngezantsi aya kusebenza kuloo mthengi phantsi kwesivumelwano esiyintloko.
- (i) Kwiimeko aphi ityala kufuneka lihlawulwe liqumrhu lendibenisela malunga nobunini obahluliwego,uxanduva lweqela elo lendibenisela luya kwandiswa ngokuhlangeneyo.
- (j) Xa ikopi yesivumelwano icelwa,iyakunikezelwa kumthengi.

8.12 UKUBUYISELWA OBNONELELO LWAMANZI/UMBANE NGOKUNGEKHO MTHETHWENI(UKUBHUCA-BHUCA)

- (a) Ukubuyiselwa ngokungekho mthethweni,okanye ukubhuca-bhucana nesixhobo esibonelela inkonzo akuvumelekanga kwaye kungakhokelela kulwaphulo-mthetho nokuyakukhokelela

ekuthatyathweni kwamanyathelo ezomthetho ngakulo wenze loonto.Apho kuthe kwenzeka into enjengale,inkonzo leyo ibibuyiselwe ngokungekho mthethweni iyakurhoxiswa ngokupheleleoyo.

- (b) Imali iyonke esemva kunye nomthamo osetyenziswe ngokungekho mthethweni kunye nawaphina amaxabiso achaphazelekayo,kuyakufuneka ahlawulwe phambi kokuba iinkonzo zibuyiselwe.Xa iimeko zivuma isixa-mali esithile singamkeleka ngemvume eyodwa yeGosa eliyiNtloko yezeMali.

8.13 IINDAWO/IZINDLU EZINGENABANTU BAHLALA KUZO

- (a) Xa umthengi esiphelisa isivumelwano sobonelelo ngeenkonzo ze kungabikho sivumelwani sitsha senziwayo kunye nomasipala,loo ndawo iya kuthatyathwa njengengahlali mntu.
- (b) Xa kubalwe amanzi okanye umbane kwindawo ethatyathwa njengengahlali mntu,ityala liya kubhekiswa kummini-ndawo leyo ukuze alihlawule.

8.14 UKUFAKELWA KWEMITHARA YOMBANE OTHENGWAYO

Xa kuyimfuneko abathengi abanamatyala asemva kufuneka batshintshele kwiimithara zombane othengwayo ze iindleko zolo tshintsho kunye netyala lonke elisemva,lihlawule -

- (a) Ngokudibanisa ityala kwelo lisemva ze lihlawulwe ngexesha elamkelekileuyo; okanye
- (b) Kongezwe ityala njengomrhumo kumbane othengwayo,ze lihlawulwe ngombane ngamnye othe wathengwa de libe ityala liphelile ;
- (c) Ukufakelwa kwemithara yombane othengwayo kumahala xa ingumntu ohluphekileyo.

8.15 UKUFAKELWA KWENXENYE YOMBANE OTHENGIWEYO ETYALENI

UMasipala uya kusebenzisa inkqubo yakhe yombane othengwayo eku-

- (a) Hlanganiseni ubonelelo lombane nguMasipala kwinkqubo yombane othengwayo,nalapho iikWh zokuqala zombane; kwaye
- (b) Buyiseni yonke imali etyalwa kuMasipala kunye neminye imirhumo malunga neenkonzo zamanzi,umbane,inkukuma,ugutuulo ngesuntswana elithile

njengokumiselwa liBhuga,kwixabiso leeyunitho zombane othengiweyo zisiwe kulo naliphina ityala elisemva likaMasipala;

- (c) Ukunyanzelisa amalungiselelo afanelekileyo kunye nabathengi abasemva kumatyala abo ngokuvala imithara yombane ngenjongo yokunqanda ukuthengwa kombane;
- (d) Amaphetshana o,mbane othengiweyo kufuneka iinombolo zaho zifakwe kwimithara kungaphelanga iinyanga ezi-3 emva kokuthengwa kwano kuba la maphetshana ayaphelelwa emva kweenyanga ezi-3 kwaye akukho mbuyekezo iya kwenziwa.

8.16 IMVUME YOKUNGENA

- (a) Ummeli ongagunyaziswanga kamasipala kufuneka ngamaxesha onke anikwe imvume yokungena kwiindawo ngenjongo yokufunda iimithara,ukuhlolola nokiufakela izixhobo okanye ukuzilungisa,ukulungigisa ukuhamba kwemijelo yamanzi kwanokuvala iinkonzo ezingagunyaziswanga..
- (b) Umnini ndawo uya kubanoxanduva lokuhlawula xa imithara ithe yatshintshwa nhgenxa yokuba ingafikeleleki lula.

8.17 IIMALI EZITSALWA NGUMQESHI

IBhunga lisenokungena kwisivumelwano naye nawuphina umqeshi okwingingqi ephantsi kolawulo lwakhwe,ekubeni umqeshi atsale kumvuzo womqeshwa iimali zeenkonzo zikamasipala ze azihlawule kumasipala rhoqo ngenyanga.

8.18 IIRHAGFU

- (a) **Iirhafu (eminye imirhummo yonyaka)**
 - (i) Apho iirhafu,uguytyulo kunye neemali zokufumaneka(kwiziza ezingenabantu)zihlawulwa rjhoqo nenyanga okanye ngonyaka,loo ntlwulo kufuneka yenzive phambi komhla wentlawulo.Ukusilela koku inzala ebalwa ngokweqondo elingu +1% iya kufakwa kwityala elisemva.
 - (ii) Ukuba ityala alihlawulwa ngolo mhla uchazwe kwinceadi yetyala isaziso siyakukhutshwa sibonakalisa yonke imali etyalwa iBhunga.
 - (iii) Ukuba ityala alihlawulwa okanye akiukho mpendulo kulowo utsyalayo ukuze enze amalungiselelo okuhlawula,umsila wengwe uya kukhutshwa kwaye amanyathelo omthetho aya kulandela.

- (iv) Ngalo nangaliphina ixesha, onke amanyathelo afanelekileyo
aya kwenziwa ukuqinisekisa ukuba esona sisombululo
sokugqibela sokuthengiswa kwendawo yomntu
akufikelelwa kuso. Kodwa ke iBhunga linelungelo
lokuthengisa into yomntu xa yena engathabathi manyathelo
ekusebenziseni ezi zibonelelo zimiselwa liBhunga ixesha
nexesha .
- (v) Bonke abahlawuli beerhafu bay a kubekwa kwinqanaba
lentlawulo ngenyanga xa becela ngolo hlubo kodwa oku
kusenokutshintshwa kube yintlawulo ngonyaka xa isisicelo.

(b) *liRhafu zenyanga*

- (i) Inzala eyi:+1% iya kufakwa kuwo onke amatyala asemva.
- (ii) Imali ehlawulwa ngonyaka yeerhafu iyakubalwa
khon'kuze ilungelelane nentsalela iyonke eyas kuthi
ihlawulwe ekupheleni konyaka mali lowo.

(c) *IsiQinisekiso sokungahlawuli ziRhafu:*

Akukho siqinisekiso sinje siya kukhhutshwa nguMasipala
ekungahambisani nezibonelelo zecandelo 118 loMthehto
weeNkqubo zooMasipala,2000.UMasipala angakhupha kuphela
isiqinisekiso sokungabi naxanduva lokuhlawula
iiRhafu,nesiyakusebenza kuphela iintsku ezingama-120,emva
kokuba iimali zesiqinisekiso esi zither zakhutshwa.Ityala elihlala
isithuba seminyaka emibini lingahlawulwa liyakuhlala lilityala
ngakwindawo leyo ichaphazelekayo kwaye umntu lowo ungena
ngokutsha aphi uya kuba noxanduva lokuhlawula elo tyala.

Ekuthengisweni kwayo nantoni na kwingingqi kamasipala,iBhunga
liya kulugodla utshintsho de zibe zonke iirhafu zihlawulwe kunye
neendleko zeenkonzo malunga nendawo leyo ichaphazeleksyo.

8.19 ABANTU NAMASHISHINI ANIKA AMAXABISO KUMASIPALA

Umqaqo-nkqubo wokufuna imisebenzi kunye nemiqathango yeziniki-
maxabiso kaMaasipala iya kuqulatha oku kulandelayo;

Ukukhatywa kwaso nasiphina isiniki-maxabiso salowo unikezela ixabiso
ukuba kukho naliphina ityala okanye iinkonzo zikamasipala ezisemva
okanye abalawuli belo ziko linika-ixabiso linetyala elisemva
kumasipala,okaye kuye nawuphina omnye uMasipala okanye i-arhente
kaMasipala,libe ityala lisemva isithuba seenyanga ezintathu,ngaphandle
kokuba kukho amalungiselelo athe enziwa ngokoMgaqo-nkqubo
wokuLawulwa kwamatyala kaMasipala.Loo malungiselelo kufuneka abe
sele emnziwe phambi kwexesha lokuphuma kwesiniki-maxabiso;

9 UMGQAQO-NKQUBO WOKUQOKELELWA KWAMATYALA

Injongo

Ukubonelela ngeendlela neenkubo zokuqokelela zonke iimali ezityalwa iBhunga nezipuma kubonelelo ngeenkonzo kunye nemirhumo yonyaka,kho'ukuze kuqniekiswe ukuzinza ngokwewzimali kwanokunikezelwa kweenkonzo zikaMasipala kuluntu.

9.1 UKUQHAWULWA/UKUCUTHWA KWEENKONZO

- (a) Abathengi abasemva kumatyala abo kwaye bengezanga nazivumelwano zokuhlawula amatyala asemva,ubonelelo Iwabo Iwamanzi kunye nombane luya kunqunyanyiswa,lucuthwe okanye luqhawulwe .
- (b) IBhunga linelungelo lokubalela ukubathengisela umbane abo banamatyala asemva eenkonzo zikamasipala..

9.2 UKUBUYISELWA KWEENKONZO

Xa athe amatyala asemva ahlawulwa ngokupheleleyo,okanye ngokwenza isivumelwano esamkelekileyo,iinkonzo ziyakubuyiselwa kwakhona ngokukhawuleza.

9.3 USEBENZISO LWEGUNYA: UTHETHA-THETHWANO

- (a) Ukusetyenziswa kwegunya nfgokwalo mgaqo-nkqubo libekwe emagxeni eGosa eliyiNtloko leziMali nonelungelo lokugunyazisa mmntu wumbi.
- (b) AmaGosa anikwe igunya asenokulisebenzisa ekuthabatheni isiggibo sokuggibela,zigqibo ezo ezinokwenziwa ngokwalo Mgaqo-nkqubo.
- (c) Maxa onke,nakumanqanaba onke,igunya liyakusetyenziswa kuphela ekufezekiseni imithetho-siseko equlathwe kulo Mgaqo-nkqubo ukuqinisekisa ukuiba inxalenye yentlawulo yamkelekile kwiBhunga neza kuvela kumthengi.

9.4 AMALUNGISELELO

Imithetho-siseko yabanamatyala asemakhaya

- (a) Nangona amatyala kufuneka aphathwe ngendlela efanayo nelanganayo,amanqanaba athile amatyala angasetyenziswa kumatyala akumanqanaba athile.
- (b) lindleko ezimiyo kufuneka zihlawulwe kwangoko kwaye akukho thetha-thethwano ngawo.

- (c) Umthengi anganyanzeliswa ukuba aveze ubungqina bengeniso kwaye kufuneka avumele ukuhlawula isixa esithile ngenyanga kwityala lakhe elisemva phantsi kwamandla ache okukwazi ukuhlawula xa iBhunga lifuna ngolo hlobo.
- (d) Lonke uthetha-thwano kunye nabathengi kufuneka kuzanywe ukuba lube nenzozo kwanoluthokwiBhunga.
- (e) Inzala iya kufakwa kuwo onke amatyala asemva,ukugutuulo nakwiimali ewzifumanekayo ngokomlinganiselo oyi:+1%.
- (f) Abanamatyala ngaphandle kwamatyala ezindlu,abasilela ukuhlawula amatyala abo isithuba seenyanga ezi-3 nanhgona bebenze amalungiselelo,bayakwalelwu ukwenza amanye amalungiselelo kwakhona kwaye yonke imali esemva kuya kufuneka ihlawulwe kwangoko.,
- (g) Onke amalungiselelo kufuneka ahlaziwe ngokwexesha elimisiweyo.
- (h) Zonke iinkonzo zisenokuqhawulwa okanye zicuthwe kwaye kuthayathwe namanyathelo omthetho kubathengi njengokuba kobonelelwu kulo mgaqo-nkqubo kwaye loo matyala angagqithiselwa kwii-arrhente eziqokelela amatyala..

9.5 IINDLELA ZOKWENZA AMALUNGISELELO NABAHLALI ABANAMATYALA

Bonke abathengi abasemva ngamatyala abo ze benze isicelo sokuhlehliselwa amatyala,baya kunyanzeleka ukuba benze le ntlawulo ilandelayo ubuncinane ngexesha bengena kweso sivumelwano:

- Ityala elimiyo, kunye;
- Intlawulo yokuqala ngakwityala elisemva kunye ne 10% yetyala elisemva kunye nemali esisavenge setyala elisemva neliyakucutha ityala elisemva kunye nenzala eya kutjhi ingene etyaleni isithuba esingangeenyanga ezingama-24;
- Kwinyanga nganye elandelayo umthengi uyakulindeleka ukuba ahlawule:
- Ityala elimiyo;kunye
- Nesixa esisisavenge njengokumiselweyo ku(b)apha ngentla.

Kwiimeko zomke ukusilela ukuthabathela ingqalelo isaziso,kuya kukhkelela ekusetyenzisweni kweenkqubo zokulawua amatyala okanye amanyathjelo ezomthetho.

9.6 AMALUNGISELELO AMATYALAABANTU ABANGAHLALI ZINDLWINI

- (a) Abantu abanamatyala bengahlali zindlwini bangenza amalungiselelo okuhlawula aya kuthi abe lulutho kwibhunga.
- (b) Isigqibo sokugunyazisa ukwenziwa kwala malungiselelo silele emagxeni eGosa eliyiNtloko leziMali.

9.7 UKUBHALISWA KWABANAMATYALA KUMAZIKO AGCINA IINGCOMBOLO ZABANTU ABAHLAWULA KAKUBI

Xa ityala elikhutshelwe umntu ze lingahlawuleki isithuba esingangeenya ezingama-90

- (a) Igama lalolwo ungahlawuliyo lingabhaliswa kumaziko agcina iingcmbolo zabantu abahlawula kakubi;ngokubona kukaMasiapala; kwaye
- (b) Angaggithiselwa kubaqokeleli bamatyala okanye emagqwetheni.

9.8 UKUPHELISWA,UKUCUTHWA KWANOKUQHAWULWA KWEENKONZO

- (a) Umthengi angasiphelisa isivumelwano sokubonelelwa ngeenkonzomngokunkika uMasipala isaziso seentsuku ezili-15 ngendlela ebhaliweyo.
- (b) Emva kokuba enikezele isaziso uMasipala angasiphelisa isivumelwano seenkonzo ukuba umnini ndawo uyishiyle indawo leyo ichaphazeleka kwisivumelwano.
- (c) Ngokwemiqathango equilathwe kulo mgaqo-nkqubo,uMasipala angazicutha okanye aziphelise iionzo ezibonelelwa ngokwalo mgaqo-nkqubo –
 - (i) Xa umthengi esilela ukuhlawula ixabiso elimiselwewyo okanye iindleko ngomhla omiselwewyo emva kwebango lokugqibela elibhekiswe kulo mgaqo-nkqubo ze kungabikho mpendulo ivela kumthengi lowo uchaphazelekayo.
 - (ii) Xa umthengi esilela ukuthobela izibonelelo zalo mgaqo-nkqubo .
 - (iii) Xa umthengi esilela ukuthobela nawuphina umqathango walo mgaqo-nkqubo emva kokuba isaziso esifanelekileyo sithe sakhutshwa.

- (iv) Ukuba isivumelwano sokubonelela ngeenkonzo siye saphelidswa kwaye uMasipala angafumani sicelo sokubuyisela iinkonzo ezo emva kwsithuba seentsuku ezingama-30,ityala liyakufakwa kumnini ndawo leyo;
- (v) Ukuba isakhwo esikulooo ndawo bekufakwa khona iinkonzo sithe satshatyalalisa;
- (vi) Ukuba umthengi uthe waphazamisana nenkonzo ecuthiwego okanye eqhawuliweyuo;
- (vii) Ukuba uphazamisa nokubonelela kombane,amanzi okanye enye inkonzo ngendlela efanelekileyo;
- (viii) Ukufaka loo nkonz komnye umntu ongenalungelo layo;
- (ix) Ukubangela imeko,ngokwembono kaMasiapala,enokuthi ibangele ingozi,okanye ukwaphula isimiselo somthetho;
- (d) Idipozithi yakhe nawuphina umntu iyakulungiswa ize imiselwe ngokungqamene nemigaqo-nkqubo yeBhunga.
- (e) lindleko zkucuthwa okanye ukuqhawulwa kwanokubuyiselwa kwenkonzo,kuya kuhlawuleka phantsi kwamaxabiso amiselwe liBhunga.
- (f) UMasipala akayi kuba noxanduva lomonakalo okanye amabango aya kuthi enziwqe ngenxa yocutho okanye ukuqhawulwa kwenkonzo ngokweli Candelo.

9.9 IINKONZO EZINGABUYISELWANGA EMVA KWEEVEKI EZI-4

Ukuba iinkonzo zicuthiwe okanye zaqhawulwa kwindawo leyo isemva ngetalya,kwaye umnini tyala akalihlawuli ityla lakhe,kunye nenzala ethe yangena,okanye akenza malungiselelo afanelekileyo kunye nomphathi kamasipala malunga nokuhlawulwa kwetyala,kwsithuba seentsuku ezingama-28 emva kokuohelisa kweenkonzo ezichaphazelekasyo,umphathi kamasipala okanye i-arhente eqokelela amatyala kamasipala,iya kuqhubekeka namanyathelo omthetho ekuqokeleleni kwakunue naliphina nyathelo elibonwa njengeliyimfuneko.

Loo ntshuku ithe xhaxhew iya kubandakanya ukuthengiswa kwendawo leyo khon'kuze kuhlawuleke iimali eziemva.Zonke iindleko zomthetho ezichithwe ngumasipala ziya kuba luxanduva lomnini tyala.

9.10 IAZISO NAMAXWEBHU

- (a) Umyalelo,isaziso okanye naluphina uxwebhu oliukhutshwa nguMaspala gnokwalo Mgaqo-nkqubo iya kuthatyathwa

njengegunyaziswe liBhunga likaMasipala ukuba ityikitywe
guMphathi kaMasipala okanye nabani ongumqeshwa weBhunga.

- (b) Nasiphina isaziso pokanye uxwebhu olukhutshelwe umntu
nguMasipala ngokwalo mgaqo-nkqubo lithatyahthwa
njengelihankisiweyo;
 - (i) Ngokuhanjisa kwesaziso kuye buqu okanye lowo
ugunyazisiweyo; okanye
 - (ii) Ngokuhambisa isaziso kwindlu yakhe pkanye kwindawo
asebenza kuyo kumntu oneminyaka engaphezu kwe-16
ohlala okanye osebenza apho;
 - (iii) Ukuba uchaze idilesi ngenjongo zomthetho,ngokuhambisa
isaziso kuloo dilesi; okanye
 - (iv) Ukuba uchaze idilesi ngenjongo zomthetho,isaziso sisiwe
kuloo dilesi ayinikezeleyo kwisicelo sakhe sokubonelewa
ngamanzi,sokufumana ityala lokubonelewa ngamanzi;
 - (v) Ngokuthunyelwa kwayo ngeposi yerejista okanye iposi
eqinisekisiweyo kwidilesi yakhe yokuggibela eyaziwa
liBhunga;
 - (vi) Kwiimeko zemibutho eyindibanisela,iya kusiwa kwiposi
ebhalisiweyo okanye kwindawo yeshishini loo mbbutho
wendibanisela;
 - (vii) Ukuba ukuhanjisa akwenzeki ngokwala macandelwana
achazwe apha ngentla,iya kufakwa kwisango eliyintloko
elingena kweloo shishini,okanye kwindawo ecacileyo
nebonaklayo.
- (c) Kwiimeko aphi ukuthotyelwa kwesaziso kufuneka kwenzeke
kwisithuba seentsuku zomsebenzi,elo xesha liyakuthatyathwa
njengeliyakuqala ngomhla wokuhanjisa kweso saziso .
- (d) Ukuhanjisa kwekopi yesaziso kuyakuthatyathwa
njengokuhanjisa kesaziso esiyintloko.

9.11 IINKQUBO ZOMTHETHO/UKUSETYENZISWA KWAMAGQWETHA/UKUSETYENZISWA KWAMAZIKO AGCINA IINGCOMBOLO ZAMATYALA AHLAWULWA KAKUBI

- (a) Xa umntu enetyala,iGosa eliyiNtloko liyakumisela amanyathelo
asemthethweni knqubo leyo inokubandakanya ibango lokugqibela
ukuqhawyulwa kwenkonzo,ukucuthwa,imisila
yengwe,izigwebo,ukuthengiswa kwezinto ezincinci,ukutsalelw
ityakla emvuzweni njengesisombululo sokugqibela.

- (b) iGosa eliyiNtloko liya kusebenzisa ulawulo oluluqilima kule nkqubo, ukuqinisekisa ukuchaneka kwayo, kwaye iya kufuna ingxelo ngenkqubo ephuma kumaqela angaphandle, nokuba ngamagqewtha okanye ezinye ii-arthente zokuqokelela amatyala asemva.
- (c) iBhunga liya kumisela iinkqubo kunye nemigaqo aphi kuya kusetyenziswa khona abanikezelni beenkonzo bangaphandle.
- (d) Imiyalelo tyokutsalwa kwetyala emvuzweni ngumqeshi kwabo baphanelayo. zezona zikhethekileyo kunokuthengiswa kwempahla, kodwa zombini ziinkqubo zeBhunga zokuqokelela amatyala asemva.
- (e) Onke amanyathelo okukhathalelwya kwabathenhi kunye nenkqubo yokuqokelelwya kwamatyala aya kubhalwa phantsi ukuze ibe kwiingombolo zeBhunga kwanokwazisa umntu onetyala.
- (f) Amatyala abantu akhuselekile kwaye ayimfihi kwaye akavulekanga ekuhlolweni luluntu; kodwa ke iBhunga lisenokuzidiza iingcombnolo zabantu kumaziko agcina iingcombnolo zamatyala ahlawulwa kakubi .
- (g) iBhunga lisenokuqwalasela ukufeze ka ngokwemali kwenkqubo yomthetho, kwaye liyakufumana ingxelo efanelekileyo ngayo le mibandela.
- (h) iBhunga loiyakuqwlasela ukusetyenzidswa kwee-arthente njengababoneleli beenkonzo kwaneendlela zokuqokelela amatyala, ukuthakazelela kwee-arthente ukusebenza phantsi kwemigaqo ethile kwanempumelelo yezo arhente iya kuba yinxalenye yesivumelwano kunye neBhunga. Izivumelwano kunye nezi arhente ziya kuhlala ziphononongwa liBhunga.
- (i) Amanyathelo afanelekileyo aya kuthatyathwa ekwaziseni abathengi malunga noxanduva lwee-arthente ukuba iya kuba kukukhathalela abathengi kwanokuqokelela amatyala.

10 UMGAQO-NKQUBO OLAWULA IMIZI EHLUPHEKILEYO

10.1 Iinjongo zalo mgaqo-nkqubo kuku:-

- (a) Misela imigqaliselo eyakuthatyathwa ekuqinisekwiseni amakhaya ahluphekileyo;
- (b) Qinisekisa ukuba lew migqaliselo isetyenziswa ngokufanayo kubo bonke abantu;

- (c) Vumela uMasipala ukuba enze uihlolo Iwangaphakathi kwiindawo zabantu abenze izicelo ukuqinisekisa eyona meko inyanisekileyo ;
- (d) Vumela uMasipala ukuba agcine kwaye apapashe irejista yamagama kunye needilesi zabantu abanee-akhawunti nabafumana inkxaso;
- (e) Qinisekisa ukunikezelwa kweenkonzo ezisisiseko kuluntu ngendlela efanelekileyo ngokwamandla kunye nolawulo IweBhunga; kwaye
- (f) Kukuqinisekisa iinkqubo nezikhokelo zenkxaso zeendaleko ezisisiseko kumakhaya ahluphekileyo.

10.2 Imithetho-siseko yalo mgaqo-nkqubo:-

- (a) Isidima solawulo sikaMasipala kufuneka sigcinwe sikhwimeko entle ngazo zonke iindlela.OoCeba abonyulwe ngentando yesininzi banoxanduva lokwenza lomgaqo-nkqubo,ekubeni iluxanduva leGosa eliyiNtloko ukuqinisekisa ukusetyenziswa kwalo mgaqo-nkqubo ;
- (b) Bonke abenzi-zicelo kufuneka bagcwalise ifomu yesicelo,nekufuneka ingeniswe kunye namaxwebhu axhasayo njengokuba kuchaziwe kulo mgaqo-nkqubo;

10.3 Inqobo yokuqwaleselwa kwemizi ehluphekileyo:-

Ukuze uqwalaseleke kwinkxaso kufuneka uzalisekise ezinqobo zilandelayo:

- (a) Kwinkxaso yemizi ejhluphekileyo ingenizo iyonke yenya yabantu bonke abahlala kuloo nabamonyaka ingaphaya kwe-18 akufuneki idlule kwisoxa esiphindwe kabini semali yendodla ekhutshwa nguRhulumente,kwaye ingagqithisi kwisixa-mali esimiselwe liBhunga;
- (b) Umthamo wokusetyenziswa kombane akufuneki ube ngaphezu kwe 400kWh kwisithuba seenyanga ezine ezidlulileyo;
- (c) Umthamo wokusetyenziswa kwamanzi likhaya akufuneki ube ngaphezu kwe 15kl kwisithuba seenyanga ezine ezidlulileyo;
- (d) Kufuneka abe ngumnini ndawo leyo ichaphazelekayo.
- (e) Lo ubhaliswe njengohluphekileyo kufunekas be uhlala isigxina okanye ungumnini waloo ndawo ichaphazelekayo,kwaye abe akanayo enye indawo yokuhlala nokuba kungaphandle okanye ngaphakathi kwindingqi kamasipala.Oku kubandakanya iimeko

apho umhlali uqeshisa ngendawo abe engummi woMzantsi Afrika.

10.4 Isicelo senkxaso yabantu kanye namakhaya ahluphekileyo ;-

Umnini akhawunti kufuneka enze isifelo ngokwakhe ubuqu kwi-ofisi yokhathalelo Iwabathengi kwifomu emiselweyo.Ezi zinto zilandelayo kufuneka zikhaphe ifomu leyo:

- (a) i-Akhawunti yokugqibela yetyala likaMasipala;
- (b) Ubungqina bokuba ungumini tyala ngokubonakalisa isazisi;
- (c) Ubunhqina bengeniso iuonke yekhaya;
- (d) Ingxelo efungelweyo.

10.5 Uphicotho Iwanhgaphakathi (igqinisekiso)

UMasipala unelungelo lokuthumela amagosa ache okanye i-arhente yakhe ukuba iye kwimizi ngenjingo yokuya kuqinisekisa ubunyani bengxelo enikezelwe kwisicelo ngumntu owenze isiceko senkxaso yentlupheko.

UMasipala kwakhona unelungelo lokuqhaganshelana nabaqeshi abaseMossel Bhayi ukuqinisekisa ukuba ingaba ngokwenene umntu lowo wenza isicelo uqeshwe ngabo kusinina.

10.6 Inkxaso

- (a) linkxaso zabantu abahluphekileyo ziya kubinelelw ka wingxowa mali ekhutshwa ngurhulumente kwanaleyo ibonelewe kiuhlahlo-Iwabiwo-mali likaMasipala.
- (b) linkonzo ezixhaswayo zibandakanya amanzi,umbane,uguytulo Iwelindle,ukuthuthwa kwenkukuma kanye neerhafu zovavanyo.
- (c) Ukuba umthamo osetyenziswe ngumthemnhgi unganeno kulowo uxhaswayo,inxalenye le ingasetyenziswanga ayisayi kunika umthengi ilungelo lokubanga loo ntsalela okanye afune imbuyekezo.
- (d) Ukuse kuncedwe amakhaya axhaswayo,nasebenzisa ngaphezu komthammo abawuwiselweyo wenkxaso kumanzi nakumbane,ukuze bangaphulukani nenkxaso yabo,ezi nkonzzi ziyakucuthwa ukuze kuvunyelwe ukusetyenziswa kuphela i-15kl yamanzi ne-400kWh yombane.
- (e) Bonke abathengi abafumana inkxaso kufunela bavume ukufakelwa imithara yombane othengwayo kwaye iyakubekwa

kumanqanaba enkonzo ecuthiweyo khon'ukuze kucuthqwe ukwanda kwetyala ngakumbi.Ukufakelwa kwemithara yombane othengwayo kumahala kwimizi ehluphekileyo.

- (f) Xa ikhaya liqwalaseleka kwinkxaso yabahluphekileyo okokuqala,ityala elisemva liya kusiwa kwiBhunga khon'ukuze liqlasele ukulicima ityala elo lisemva .
- (g) Kwimeko a[ho ityala lomthengi lihlawulwe ngokupheleleyo xa esenza isicelo senkxaso,okanye usoloko eligcina ityala lakhe likwimeko entle emva kokufumana inkxaso,ukucuthwa kweenkonzo kuya kuxhonywa.Ukuba ityala lihlawulekile ngenxa yokucinywa kwelo belisemva,ukucuthwa kwenkonzo kuya kwenziwa kuphela emva kesithuba seenyanga ezi-6 apho ngalo lonke elo xesha ityala belisoloko lihlaulwa ngokupheleleyo.
- (h) Kwiimeko apho umntu enza isicelo senkxaso kodwa abe engengye umnini ndawo okanye lowo ubhalwe kwincwadi yetyala lendawo leyo kwaye umnini ndawo akafulaneki,iakhawunti yomnxusi isenokuvulwa ngaphandle kwedipozithi.Ukuba ekuhambeni kwexesha imeko yalo mntu iyaguquka,ze angabhaliswa;idipozithi iya ku lawuleka .
- (i) Umthengi ofumana inkxaso kufuneka akhawuleze acele ukungabhaliswa kuMasipala okanye kwi-arhente yakhe egunyazisiweyo xa iimeko zakhe ziye zaguquka kangangokuba akadahambidani nezimiselo zenqobo yabahluphekileyo.
- (j) Umthengi oxhaswayo kufuneka maxa onke acele ukungabhaliswa.
- (k) Uluhlu lwabathengi abaxhaswayo iya kugcinwa kwaye iya kuphicothwa rhoqo kwaye neengcombolo zonganikezelwa kuluntu.

10.7 Ukuvuza kwamanzi kune nezinye iingxaki kumakhaya ahluphekileyo

Kwiimeko apho kukho ukuvuza kwamanzi kumakhaya ahluphekileyo,ukuvuza oko kufuneka kuchazwre ngumntu ohlala apho khon'ukuzekulungiswe ngeendleko zeBhunga ze iindleko ezo zibuyiswe kwisibonelelo sesahlulo..

10.8 Amanqanaba ongezelelweyo enkxaso

- (a) Phantsi kweemeko zesahlulo esilinganayo inkxaso ethe yafunyanwa kwakunye na,m,anqanaba okufikelela uMasipala anokuwabonelela,mahala kubathenhgi,amanqanaba athile amanzi kune nombane.

- (b) Ezinye iimbuyekezo zisenokufumaneka njengokumiselwa ixesha nexesha kwimigaqo-nkqubo kaMasipala nemithetho kaMasipala.
- (c) IBhunga liyawamkela loMgaqo-nkqubo wolawulo Iwabahluphekileyo noya kubonelela ngeenkqubo kunye nezikhokelo zokubonelela abahliuphekileyo kwingingqi mamasipala.

11 AMATYALA ANGAHLAWULEKIYO

IBhunga likaMasipala lisenokulicima ityala ngesindululo esiphuma kuMphathi kaMasipala,okanye licine inxalenye yetyala,xa iBhunga likaMasipala lanelisekile ukuba ityala elo okanye inxalenye yalo ayisayi kuhlawuleka kwaye oko kusemdleni kamasipala ukufumana inxalenye yetyala oklanye intlawulo ngokupheleleyo.

USodolophu wesiGqeba usenokwwenza isindululo kwiBhunga sokuba naliphina ityala okanye inxalenye yalo ingacinywa,ukuba ngokwembno yakhe kusemdleni kamasipala ukuba elo tyala lingacinywa,kwaye ukucinywa kwalo akuyi kuba nxamnye nezibonelelo zoMthetho weeNkqubo zikaMasipala,Nombolo 56 ka 2003.

USodolophu wesiGqeba kunye noMphathi kaMasipala nabo banalo igunya lokugunyazisa ukucinywa kwetyala,ukuba isixa-mali setyala elo likumgangatho wabo wolawulo.

11.1 Ityala liyakuthatyathwa njengelingahlawulekiyo xa:

iGosa eliyiNtloko likwenze konke ekusemandleni ukuzama ukuba ityala malihlawulwe.

Iimeko apho iBhunga likaMasipala linokuggina khona ukucinywa kwetyala kuba inkqubo zokuqokelela ityala eziqulathwe kwicandwelo 109(2)loMthetho weeNkqubo zikaMasipala zenziwe:

- (a) Zonke izaziso kunye neenkqubo ezonga iindleko ziye zavelewa zonke; okanye
- (b) Ukuba imali esemva incinane kakhulu ukuba kungaqhutyekwa ngeenkqubio zokuqokelela ityala; okanye
- (c) Iindleko zokuqokelela ityala azinyanzelisi ezinye iintshukumo,oko kukuthi;imisila yengwe kwamanye amazwe; okanye
- (d) Inactive accounts where all the necessary steps have been taken with no success and/or the debtor has no assets.
ii-akhawunti ezingasasebenziyo apho aonke amanyathelo athe athatyathwa nhaphandle kwempumelelo kwaye lowo unetyala akanazinto zinokuthinjwa;

- (e) Isixa mali esisemva siyintsalela emva kokuhlawulwa kwesahlulo kwirandi kumntu obhangileyo okanye ongenanto; oksnye
- (f) Loo mntu wasweleka kwaye akanazinto zinokuhlawula ityala elisemva; okanye
- (g) Ikhaya elihluphekileyo elingenazinto ziphathekayo ezinokuhlawula ityala; okanye
- (h) Kukho ubungqina bokuba ityala sele liphelelwexha; okanye
- (i) Umthengi akafumaneki apho akhoyo akwaiwa nokuba uphi okanye angafunyanwa njani; okanye
- (j) Kunzima ukuqinisewkisa isixa semali etyalwayo; okanye
- (k) Imali esemva ibe yimpazamo yolawulo ebangelwe liBhunga.
- (l) Ukuba lowo unetyala ubefumana inkxaso yabahluphekileyo kwaye usafumana inkxaso;
- (m) Umthengi uselugcinweni lwentilongo kwaye uvalelwexha kwaye akukho ndlela yokuhlawula ityala.
- (n) Amanzi avuzayo abangelwa yimirhumo ephezulu kumakhaya abhaliswe njengahluphekileyo.

11.2 Inqobo esetyenziswa ekumiseleni kokufumaneka kwemali engahlawulekiyo

- (a) Onke amatyala acalulwe ngolu hlobo "imisila yengwe, isigwebo ukuthinjwa" kufuneka avavanywe phambi kokuba kutatyathwe amanyathelo, malunga noku kulandelayo:
 - (i) Uphicotho lwezinto. Ukuhambela ikhaya ngenjongo yokwenza uphicotho lohlobo lwendlu, izinto ezikhoyo endlwini nezinye izinto njengeenqwelo-mafutha ezibhaliswe egameni lomntu ephuma ngaye iakhawunti kwanengeniso ehlangeneyo yekhaya. Isiphumo solu phando siya kumisela ukuba ingaba kuyimfuneko kusinina ukuthabatha amanyathelo.
 - (ii) Umthamo osetyenzidswayo. Ukuba umthengi usebenzisa umthamo okumyinge we-400kWh wombane kunye ne-15kl yamanzi kwisithuba seenyanga ezi-4, le mithamo ibonakalisa ukuba loo mntu unawo amandla okuhlawula okanye enze amalungiselelo okuhlawula.
- (b) Ukuba uphando lusabonakalisa ukuba ityala alinakuhlawuleka emva kokuba kwensiwe zonke iinzame zokuhlawulisa, kufuneka

kuthiwe theca ingxelo ebhalwe “ingxelo ehambisana nokucinywa kwetyala” khon’ukuze iBhunga liqwalasele ukulicima ityala elo..

12 AMATYALA NEZOHLWAYO

- (a) IBhunga liyakuqonda ukuba ngokweCandelob119 loMthetho weeNkubo zikaMasipala,2000;kulityala kuye nabanina-
 - (i) Ovalayo ukuvumela ummeli ogunyaziswe ngumasipala ukuba angene kwindawo ahlala kuyo ngokwalo mgaqo-nkubo kwanokubonelelwe kwisolotya 8.17 apha ngentla;
 - (ii) Ophazamisa nothintela ummeli ogunyaziswe ngumasipala ukuba enze umsebenzi kwindawo ahlala kuyo ngokwalo mgaqo-nkubo;
 - (iii) Osebenzisa nophazamisana nesixhobo sikamasipala okanye ukusetyenziswa kweenkonzo zikamasipala ezinikezelwa kubathengi;
 - (iv) Obhuca-bhucana nowaphula imithara etywinwe ngumasipala okanye nasiphina isixhobo sikamasipala,okanye obangela ukuba imithara ingawubhalisi umthamo wenkonzo esetyenzisiweyo;
 - (v) Osilelayo okanye ovalayo ukunikezela ulwazi olufunwayo kummeli ogunyazisiweyo kaMasipala xa ummeli efuna ukwenza okanye aqhube umsebenzi kamasipala,okanye onikezela ulwazi olububuxoki kummeli lowo kwaye esazi ukuba ulwazi olo elunikezelayo bubuxoki okanye luyalahlekisa; okanye
 - (vi) Wophula okanye usilela ukuthobela isibonelelo salo mgaqo-nkubo,uya kuba netyala lokwaphula umthetho.
- (b) Xa ethe wafunyaniswa njalo enetyala,umaphuli mthetho uyakohlwaywa umdliwo ongekho nganeno kweendleko zomonakalo lowo awenzileyo okanye naliphina ixabiso lendleko eliyakumiselwa nguMasipala,okanye isigwebo sokuhlala entolongweni ixesha elikho ngaphaya kweenhangal ezili-12,okanye zozibini ezi zigwebo ngokumiselwa liGosa eliyiNtloko leziMali,ngokusekelwe phezu komthamo osetyenzisiweyo ngokumiselwa sisigqibo sikamasipala ixesha nexesha.

13 UMGAQO-NKQUBO WOKUBHUCA-BHUCA

13.1 Injongo

- (a) ICandelo 97(1)(h) lalo Mthetho limisela ukuba inkubo yolawulo nokuqokelelwa kwamatyala kamasipala kufuneka ibonelele

ngemibandela emalunga nokusetyenziswa kweenkonzo ngokungekho mthethweni, ubusela nokonakalisa.

- (b) Injongo yalo mgaqo-nkqubo kukubonelela kulo mgaqo-nkqubo ulwandiso loMgaqo-nkqubo woLwulo nokQokelelwa kwamatyala mayelana nemibandela ebhekiswe kwelo cadelo.

13.2 Ukumisela ugunyaziso:

IGosa eliyiNtloko kufuneka limisele kwaye linyanzelise lo mgaqo-nkqubo kunye nawuphina umthetho kaMasipala khon'kuze kufezekiswe lomgaqo-nkqubo.

13.3 Ukusetyenziswa kwezinto zikaMasipala ngaphandle kokugunyaziswa

- (a) Akukho nabanina onelungelo lokubhuca-bhuca nantonina kamasipala.
- (b) iGosa eligunyazisiweyo kufuneka lihlole izinto okanye izixhobo zikamasipala xa likrokrela ukuba kukho ubhuca-bhuco olwenziweyo kuzo.
- (c) Naluphina ufakelo olungekho mthethweni okanye ukufakelwa kweenkonzo kwenye indawo encamathele kuleyo ineenkonzo, okanye
- (d) Nakuphina ukusetyenziswa kweenkonzo ngokungekho mthethweni okanye ukusetyenziswa kweenkonzo ngokungekho mthethweni , okanye
- (e) Nabuphina ubusela okanye ukuthatyathwa kwantoni na, okanye
- (f) Nawuphina umonakalo kwisixhobo okanye kwinto kamasipala.

13.4 Ilungelo likaMasipala lokungena kwiindawo

Ngokwecandelo 101 loMthetho umhlali wendawo kumasipala kufuneka anikezele imvume ypkungena kwigosa likamasipala ngamaxesgha onke khon'kuze igosa lifunde, lihlole, lilungise nayiphina imithara okanye ukufakela iinkonzo zothungelwano okanye ukunqanda ubonelelo lweenkonzo.

13.5 Igunya lokucutha okanye ukuqhawula ubolelelo lweenkonzo

- (a) Apho uMasipala athe wanelahleko khona okanye umonakalo ngenxa yaso nasiphina isenzo esichazwe kumqolo 13.3, isohlwayo esilingana nexabiso lomonakalo okanye ilahleko, isohlwayo siyakuwiswa kumhlali wendawo leyo ichaphazelekayo.

- (b) Umhlali kufuneka aziswe bomonakalo okanye ilahleko ngokukhutshwa kwesaziso esihanjiswa ngesandla,okanye sithunyelwe ngeposi,kwidilesi yokuggibela yomhlali,kwaye eso saziso kufuneka sicacise umhla ekufuneka loo tlawulo yenziwe ngawo kumasipala.
- (c) Ibhunga kwakhona phezu kwala manyathelo achazwe kumqolo (2) ekucuthweni nasekuqhawuleni ubonelelo lwamanzi kunye nombane ngokwemiqathango emiselweyo yokuqhawulwa kweenkonzo okanye ukuqhawulwa kwayo nayiphina inkonzo kuyo nayiphina indawo.
- (d) Ibhunga linokuyihambisa ngesandla okanye lisithumele ngeposi isaziso kwidilesi yokuggibela yomthengi nesimazisa ngokuqhawulwa kweenkonzo zomthengi –
 - (i) Ukuba ukubonelelwa ngeenkonzo kumthengi ziakuqhawulwa okanye ziqhawulwe ngomhla othile, kwaye
 - (ii) Kwaye namanyathelo anokuthatyathwa ukuze iinkonzo ziphinde zibuyiselwe.
- (e) Ibhunga liya kuzibiyisela kwakhona iinkonzo eziqhawuliweyo okanye ezinqunyanyisiweyo kuphela emva kokuba kuhsalulwe sonke isohlwayo,kubandakanya neendleko zokubuyiselwa okanye ukunqunyanyiswa, ukuba zihlawulwe ngokupheleleyo okanye nawuphina umqathango weBhnuga omalunga nokulawulwa nokuqokelelwa kwamatyala uthe wazalisekiswa .
- (f) Ilungelo leBhunga okanye le-archente yakhe egunyazisiweyo lokuqhawula iinkonzo zamanzi nakweyiphina indawo,ziya kwensiwa phantsi kwezibonelelo zamacandelo 3 no 4 oMthetho weeNkonzo Zamanzi,1997,(uMthetho 108 ka 1997).

13.6 Ukubuyiselwa ngokungekho mthethweni kwanokubhuca-bhuca

Xa kuthe kfafikelela kulwazi lweGosa eliyiNtloko ukuba iinkonzo ebezinqunyanyisiwe okanye zacinywa,iGosa eliyiNtloko liya kunyanzelisa enye yezi ntshukumo zilandelayo;

- (a) Ukuqhawulwa okanye ukucutha kweenkonzo,
- (b) Ukuzisusa ngokupheleleyo iinkonzo,
- (c) Ukunyanzelisa ukuba kufakwe isixhobo senkonzo ehlawulelwa kwangaphambili,

- (d) Ukungaziguyiseli iinkonzo de yonke imali esemva ibe ihlawulwe,kunye nenzala ethe yangena,iindleko zesaziso esithe sathunyelwa ngokwemiqathango ekumqolo 1 kunye neendleko zokubuyiselwa nokuqhawulwa kwisihlandlo sokuqala nesesibini seenkonzo kunye nedipozithiethe kwafuneka ihlawulwe kunye nesohlwayo esithe sahlawulwa ngokupheleleyo.
- (e) Afake isimangalo solwaphulo-mthetho emapoliseni,
- (f) Ukucima isivumelwano.

Amakhaya ahluphekileyo aya kuhanjelwa rhoqo ngumntu okanye yinkampani egunyaziswe liBhunga ukuba lenze uphando malunga nokubhuca-bhuca kwanokubuyiselwa kweenkonzo ngokungekho mthethweni kwanokuhlolwa ukufakelwa kweemithara kwanokucuthwa kunye nendlela zisebenza ngayo iimithara .

14 UKUPAPASHWA KWALO MGAQO-NKQUBO

UMphathi kaMasipala kufuneka kungaphelanga iintsuku ezili-14 ukusukela kumhla wokupapashwa kwalo Mgaqo-nkqubo,ngesaziso sikawonke-wonke,atsale umdra woluntu malunga neziqulatho kwanendlela yokiusebenza kwalo mgaqo-nkqubo.

**WESTERN CAPE
GAMBLING AND RACING BOARD**

OFFICIAL NOTICE

RECEIPT OF APPLICATIONS FOR SITE LICENCES

In terms of the provisions of Section 32(2) of the Western Cape Gambling and Racing Act, 1996 (Act 4 of 1996), as amended, the Western Cape Gambling and Racing Board (“the Board”) hereby gives notice that applications for site licences, as listed below, have been received. A site licence will authorise the licence holder to place a maximum of five limited payout machines in approved sites outside of casinos for play by the public.

DETAILS OF APPLICANTS

1. Name of business: **Flashpoint Investments (Pty) Ltd**
2002/027596/07
t/a Paarl De Ville

At the following site: Portion 3 of Zanddam Farm 479,
Paarl Division, Paarl 7646

Erf number: 479, Paarl

**Persons having a financial
interest of 5% or more in
the business:** Francene Trust (100%)
Alfred Francisco Tallie (Trustee)
Helene Tallie (Trustee)

2. Name of business: **John Thomas De Bruyn**
Sole Proprietor
t/a Club Salsa

At the following site: Shop 3, 203 Voortrekker Road,
Bellville 7530

Erf number: 7484, Bellville

**Persons having a financial
interest of 5% or more in
the business:** John Thomas De Bruyn (100%)

3. Name of business: **Marvink Trading CC**
200/023579/23
t/a La Sal Restaurant

At the following site: Shop 1, 90 Main Road, Fishhoek 7975

Erf number: 10477, Fishhoek

**Persons having a financial
interest of 5% or more in
the business:** Raymond Rundle (50%)
Dorothea Susanna Elizabeth Rundle (50%)

4. Name of business:	OLIMP (Pty) Ltd t/a Olimp Goodwood 2007/024997/07
At the following site:	Shop 2, Diana Court, 213 Voortrekker Road, Goodwood 7460
Erf number:	7245, Goodwood
Persons having a financial interest of 5% or more in the business:	Anarbek Orakovich Zhauyrov (Director)
5. Name of business:	Morné Visser t/a Tiki Bar Sole Proprietor
At the following site:	2 Bayside Centre, Oostewal Street, Langebaan 7375
Erf number:	3647, Langebaan
Persons having a financial interest of 5% or more in the business:	Morné Visser (100%)
6. Name of business:	Louis Antonius Johannes Jansen t/a JD's Pub & Grill Sole Proprietor
At the following site:	2 York Street, George 6530
Erf number:	8971, George
Persons having a financial interest of 5% or more in the business:	Louis Antonius Johannes Jansen (100%)
7. Name of business:	Shine the Way 176 CC t/a Marc's Restaurant 2003/072706/23
At the following site:	129 Main Road, Paarl 7645
Erf number:	2381, Paarl
Persons having a financial interest of 5% or more in the business:	Marc Pierre Yves Friederich (100%)

WRITTEN COMMENTS AND OBJECTIONS

Residents of this province who wish to lodge objections or to furnish comment on any application, may do so in writing. In the case of written objections to an application, the grounds on which such objections are founded, must be furnished. Where comment in respect of an application is furnished, full particulars and facts to substantiate such comment must be provided. The name, address and telephone number of the person submitting the objection or offering the comment must also be provided. Comments or objections must reach the Board by no later than **16:00 on Thursday, 12 September 2013**.

Notice is hereby given that, in terms of Regulation 24(2) of the National Gambling Regulations, the Board will schedule a public hearing in respect of an application **only if, on or before 16:00 on Thursday, 5 September 2013, a written objection to such application relating to:**

- (a) **the probity or suitability for licensing of any of the persons to be involved in the operation of the relevant business, or**
 - (b) **the suitability of the proposed site for the conduct of gambling operations**
- has been received. If a public hearing is scheduled, the date of such hearing will be advertised in this publication approximately 14 days prior to the date thereof.

Objections or comments must be forwarded to the Chief Executive Officer, Western Cape Gambling and Racing Board, P.O. Box 8175, Roggebaai 8012 or handed to the Chief Executive Officer, Western Cape Gambling and Racing Board, Seafare House, 68 Orange Street, Gardens, Cape Town or faxed to the Chief Executive Officer on fax number (021) 422-2603 or emailed to objections.licensing@wcgrb.co.za

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**WES-KAAPSE
RAAD OP DOBBELARY EN WEDRENNE**

AMPTELIKE KENNISGEWING

ONTVANGS VAN AANSOEKE VIR PERSEELLISENSIES

Kragtens die bepalings van Artikel 32(2) van die Wes-Kaapse Wet op Dobbelaary en Wedrenne, 1996 (Wet 4 van 1996), soos gewysig, gee die Wes-Kaapse Raad op Dobbelaary en Wedrenne (“die Raad”) hiermee kennis dat aansoeke om perseellisensies, soos onder aangedui, ontvang is. ’n Perseellisensie sal die lisensiehouer magtig om ’n maksimum van vyf beperkte uitbetalingsmasjiene in goedgekeurde persele buite die casino’s te plaas om deur die publiek gespeel te word.

BESONDERHEDE VAN AANSOEKERS

1. Naam van besigheid:	Flashpoint Investments (Edms) Bpk 2002/027596/07 h/a Paarl De Ville
By die volgende perseel:	Gedeelte 3 van Zanddam Plaas 479, Afdeling Paarl, Paarl 7646
Erfnommer:	479, Paarl
Personen met ’n finansiële belang van 5% of meer in die besigheid:	Francene Trust (100%) Alfred Francisco Tallie (Trustee) Helene Tallie (Trustee)
2. Naam van besigheid:	John Thomas De Bruyn Alleeneienaar h/a Club Salsa
By die volgende perseel:	Winkel 3, Voortrekkerweg 203, Bellville 7530
Erfnommer:	7484, Bellville
Personen met ’n finansiële belang van 5% of meer in die besigheid:	John Thomas De Bruyn (100%)
3. Naam van besigheid:	Marvink Trading BK 200/023579/23 h/a La Sal Restaurant
By die volgende perseel:	Winkel 1, Hoofweg 90, Vishoek 7975
Erfnommer:	10477, Vishoek
Personen met ’n finansiële belang van 5% of meer in die besigheid:	Raymond Rundle (50%) Dorothea Susanna Elizabeth Rundle (50%)

4.	Naam van besigheid:	OLIMP (Edms) Bpk h/a Olimp Goodwood 2007/024997/07
	By die volgende perseel:	Winkel 2, Dianahof, Voortrekkerweg 213, Goodwood 7460
	Erfnommer:	7245, Goodwood
	Persone met 'n finansiële belang van 5% of meer in die besigheid:	Anarbek Orakovich Zhauyrov (Direkteur)
5.	Naam van besigheid:	Morné Visser h/a Tiki Bar Alleeneienaar
	By die volgende perseel:	Bayside Sentrum 2, Oostewalstraat, Langebaan 7375
	Erfnommer:	3647, Langebaan
	Persone met 'n finansiële belang van 5% of meer in die besigheid:	Morné Visser (100%)
6.	Naam van besigheid:	Louis Antonius Johannes Jansen h/a JD's Pub & Grill Alleeneienaar
	By die volgende perseel:	Yorkstraat 2, George 6530
	Erfnommer:	8971, George
	Persone met 'n finansiële belang van 5% of meer in die besigheid:	Louis Antonius Johannes Jansen (100%)
7.	Naam van besigheid:	Shine the Way 176 BK h/a Marc's Restaurant 2003/072706/23
	By die volgende perseel:	Hoofweg 129, Paarl 7645
	Erfnommer:	2381, Paarl
	Persone met 'n finansiële belang van 5% of meer in die besigheid:	Marc Pierre Yves Friederich (100%)

SKRIFTELIKE KOMMENTAAR EN BESWARE

Inwoners van hierdie provinsie wat belangstel om besware aan te teken teen of kommentaar te lewer op enige aansoek, mag dit skriftelik doen. In die geval van skriftelike besware teen 'n aansoek, moet die redes waarop sodanige besware gebaseer is, verskaf word. Waar kommentaar betreffende die aansoek verstrekk word, moet die volle besonderhede en feite om sodanige kommentaar te staaf, verskaf word. Die naam, adres en telefoonnummer van die persoon wat beswaar maak of kommentaar lewer, moet ook verskaf word. Kommentaar of besware moet die Raad op die laatste teen **16:00 op Donderdag, 12 September 2013** bereik.

Kennis geskied hiermee dat die Raad, ingevolge regulasie 24(2) van die Nasionale Doppelregulasies, 'n openbare verhoor ten opsigte van 'n aansoek sal skeduleer slegs indien 'n skriftelike beswaar teen 'n aansoek **voor of om 16:00 op Donderdag, 5 September 2013** ontvang is. **Sodanige beswaar moet betrekking hê op:**

- (a) **die onkreukbaarheid of gesiktheid van enige van die persone, wat betrokke sal wees by die bedryf van die relevante onderneming, vir lisensiëring, of**
- (b) **die gesiktheid van die voorgestelde perseel vir die bedryf van dobbelaktiwiteit.**

Indien 'n openbare verhoor geskeduleer word, sal die datum van sodanige verhoor ongeveer 14 dae vóór die verhoordatum in hierdie publikasie geadverteer word.

Besware of kommentaar moet gestuur word aan die Hoof- Uitvoerende Beampte, Wes-Kaapse Raad op Doppelary en Wedrenne, Posbus 8175, Roggebaai 8012, of ingehandig word by die Hoof-Uitvoerende Beampte, Wes-Kaapse Raad op Doppelary en Wedrenne, Seafare Huis, Oranjestraat 68, Tuine, Kaapstad of gefaks word aan die Hoof- Uitvoerende Beampte by faksnommer (021) 422-2603 of per e-pos na objections.licensing@wcgrb.co.za gestuur word.

AMPTELIKE KENNISGEWING • AMPTELIKE KENNISGEWING

**WESTERN CAPE
GAMBLING AND RACING BOARD
OFFICIAL NOTICE**

**RECEIPT OF AN APPLICATION FOR A BOOKMAKER
PREMISES LICENCE**

In terms of the provisions of Section 32(2) of the Western Cape Gambling and Racing Act, 1996 (Act 4 of 1996) (“the Act”), as amended, the Western Cape Gambling and Racing Board hereby gives notice that an application for a bookmaker premises licence, as provided for in Sections 27(kA) and 55(A) of the Act, has been received.

Applicant for a new bookmaker Betting World (Pty) Ltd premises licence:

Registration number: 2008/008649/07

Address of proposed bookmaker premises: Shop 2 and 4, Friendly 7 Eleven Centre
7 Marine Circle, Table View, 7441

Erf number: 4558

All persons have the opportunity to object to or comment on the above application. Where objections are lodged, the grounds on which such objections are founded, must be furnished. Where comment is furnished, full particulars and facts to substantiate such comment must be provided. The name, address and telephone number of the person submitting the objection or offering the comment must also be provided. Comments or objections must reach the Board by no later than **16:00 on 13 September 2013** at the address listed below.

The application is open for inspection by interested persons, during normal office hours before **16:00 on 13 September 2013** at the Board's offices at the address listed below.

Objections or comments must be forwarded to the Chief Executive Officer, Western Cape Gambling and Racing Board, P.O. Box 8175, Rogge Bay 8012 or handed to the Chief Executive Officer, Western Cape Gambling and Racing Board, Seafare House, 68 Orange Street, Gardens, Cape Town or faxed to the Chief Executive Officer on (021) 422-2602, or e-mailed to: objections.racingandbetting@wcgrb.co.za

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**WES-KAAPSE
RAAD OP DOBBELARY EN WEDRENNE
AMPTELIKE KENNISGEWING
ONTVANGS VAN 'N AANSOEK OM 'N
BOEKMAKERSPERSEELLISENSIE**

Kragtens die bepalings van Artikel 32(2) van die Wes-Kaapse Wet op Dobbely en Wedrenne, 1996 (Wet 4 van 1996) ("die Wet"), soos gewysig, gee die Wes-Kaapse Raad op Dobbely en Wedrenne hiermee kennis dat die volgende aansoek om 'n boekmakersperseellisensie, soos beoog in Artikels 27(kA) en 55(A) van die Wet, ontvang is.

Aansoeker om 'n nuwe Betting World (Edms) Bpk boekmakersperseellisensie:

Registrasienommer: 2000/008649/07

Adres van voorgestelde Winkel 2 en 4

boekmakersperseel: Friendly 7 Eleven Centre, Table View, 7441

Erfnommer: 4558

Alle persone kry die geleentheid om beswaar teen of kommentaar ten opsigte van bogemelde aansoek aan te teken. In die geval van besware, moet die gronde waarop sodanige besware gebaseer is, verskaf word. Waar kommentaar verstrek word, moet die volle besonderhede en feite om sodanige kommentaar te staaf, voorsien word. Die naam, adres en telefoonnummer van die persoon wat beswaar wil maak of kommentaar wil lewer, moet ook voorsien word. Kommentaar of besware moet die Raad nie later as **16:00 op 13 September 2013** by ondergemelde adres bereik nie.

Die aansoek is voor **16:00 op 13 September 2013** gedurende normale kantoorure, oop vir inspeksie deur persone wat 'n belang het, by die kantoor van die Dobbelaad by die adres hieronder aangedui.

Besware of kommentaar moet gestuur word aan die Hoof- Uitvoerende Beampte, Wes-Kaapse Raad op Dobbely en Wedrenne, Posbus 8175, Roggebaai 8012, of ingehandig word by die Hoof- Uitvoerende Beampte, Wes-Kaapse Raad op Dobbely en Wedrenne, Seafare Huis, Oranjestraat 68, Tuine, Kaapstad 8001 of aan die Hoof- Uitvoerende Beampte gefaks word na (021) 422-2602 of per e-pos na: objections.racingandbetting@wcgrb.co.za gestuur word.

AMPTELIKE KENNISGEWING • AMPTELIKE KENNISGEWING

<p>The “Provincial Gazette” of the Western Cape</p>	<p>Die “Provinsiale Koerant” van die Wes-Kaap</p>
<p>appears every Friday, or if that day is a public holiday, on the last preceding working day.</p>	<p>verskyn elke Vrydag of, as die dag 'n openbare vakansiedag is, op die laaste vorige werkdag.</p>
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<p>Whilst every effort will be made to ensure that notices are published as submitted and on the date desired, the Administration does not accept responsibility for errors, omissions, late publications or failure to publish.</p>	<p>Hoewel alle pogings aangewend sal word om te sorg dat kennisgewings soos ingedien en op die vereiste datum gepubliseer word, aanvaar die Administrasie nie verantwoordelikheid vir foute, weglatings, laat publikasies of versuim om dit te publiseer nie.</p>
<p>All correspondence must be addressed to the Director-General, PO Box 659, Cape Town 8000, and cheques, bank drafts, postal orders and money orders must be made payable to the Department of the Premier.</p>	<p>Alle briefwisseling moet aan die Direkteur-generaal, Posbus 659, Kaapstad 8000, gerig word en tjeks, bankwissels, posorders en poswissels moet aan die Departement van die Premier betaalbaar gemaak word.</p>

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