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City of Cape Town:
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City of Cape Town

Nature Reserve

By-law, 2020

To regulate the management, use, activities and access to nature reserves within the jurisdiction of the City of Cape Town; to engage user groups and stakeholders in a formalised manner; to provide for safe and environmentally sensitive recreation; and to provide for matters incidental thereto.

PREAMBLE

WHEREAS the City is the designated management authority, appointed by the MEC, for nature reserves declared in terms of Section 23 of the National Environmental Management: Protected Areas Act, 2003 (Act No. 57 of 2003).

AND WHEREAS section 156(2) and (5) of the Constitution of the Republic of South Africa, 1996 provides that a municipality may make and administer By-laws for the effective administration of the matters which it has the right to administer, and to exercise any power concerning a matter reasonably necessary for, or incidental to, the effective performance of its functions;

WHEREAS Part B of Schedule 5 to the Constitution of the Republic of South Africa, 1996 lists local amenities and municipal parks and recreation as local government matters to the extent set out in section 155(6) (a) and 155(7);

AND WHEREAS the City of Cape Town has a responsibility in terms of the Constitution of the Republic of South Africa, 1996 and the National Environmental Management: Protected Areas Act, 2003 (Act No. 57 of 2003) to manage, and control the use of, nature reserves within the jurisdiction of the City of Cape Town for which the City is the designated management authority.

AND NOW THEREFORE, BE IT ENACTED by the Council of the City of Cape Town, as follows:-

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CHAPTER 1

INTRODUCTORY PROVISIONS

1. Definitions

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

“aircraft” means any object driven or propelled, or which glides on or over the surface of a nature reserve, wholly or partly by mechanical or electrical power, in order to move through the airspace above a nature reserve.

“animal” means any organism whose taxonomical classification belongs to the kingdom ANIMALIA.

“authorised official” means an employee of the City responsible for carrying out any duty or function or exercising any power in terms of this By-law and includes employees delegated to carry out or exercise such duties, functions or powers.

“the Act” means the National Environmental Management: Protected Areas Act, 2003 (Act No. 57 of 2003).

“biological resource” means any resource consisting of;

- (a) a living or dead animal, plant or other organism of an indigenous species;
- (b) a derivative of such an animal, plant or other organism, as defined in section 1 of the Biodiversity Act or
- (c) any genetic material of such animal, plant or other organism, as defined in section 1 of the Biodiversity Act;

“bioprospecting” has the meaning assigned to it in section 1 of the Biodiversity Act;

“City” means the City of Cape Town, a municipality established by the City of Cape Town Establishment Notice No. 479 of 22 September 2000, issued in terms of the *Local*

Government: *Municipal Structures Act, 1998* (Act No. 117 of 1998), or any structure or employee of the City acting in terms of delegated authority;

“code of conduct” means a written set of specific rules for the use of a specific nature reserve by users which are not contrary to this By-law;

“domestic animal” means any horse, pony, mule, donkey, cattle, pig, sheep, goat, camel, reptile, dog, cat, rabbit, and any other livestock, exotic animal or pet;

“management plan” means a plan drafted and submitted to the MEC in compliance with Section 39(2) of the Act.

“model aircraft” means any miniature aircraft not capable of or intended for the conveying of persons, which is controlled from a remote location and includes recreational/toy drones;

“nature reserve” means an area proclaimed, protected or published in any government or provincial gazette in terms of any law for the purposes of nature conservation in the City, and which is managed by the City or designated management authority where there is a co-management agreement in place;

“nature area” means any area set aside, un-proclaimed, and managed as a nature area for nature conservation objectives by the City or landowner where there is a co-management agreement in place.

“NEMA” means the National Environmental Management Act, 1998 (Act 107 of 1998).

“notice” includes a written notification or prohibition, determined by the City, being prominently displayed in writing, optionally combined with the use of pictograms, or a notice board erected at or near a nature reserve point of entry or exit, and **“notify”** shall have a corresponding meaning;

“nuisance” means any act, omission or condition which is offensive, injurious or dangerous to health, or which materially interferes with the ordinary comfort, safety,

convenience, peace or quiet of any user of a nature reserve or amenity connected therewith;

“open access areas” means a portion of a nature reserve which can be entered and traversed by any means where entry to such portion of the nature reserve is not restricted or controlled by any access point or gate;

“operating times” means the period of time between and including the opening time and closing time of a nature reserve as depicted on a notice board;

“overnight” means to be present and includes camping in designated areas in a nature reserve between sunset and sunrise;

“pick” includes cut, chop off, take, gather, pluck, uproot, break, damage or destroy;

“Protected Area Advisory Committee” (“PAAC”) means a committee established in terms of the Regulations for the Proper Administration of Nature Reserves (Government Gazette No. 35021, GNR.99 of 8 February 2012) made in terms of the Act.

“recreational area” means any area set aside in terms of the management plan for general or specific recreational use by the public inside a nature reserve;

“recreational water” means any inland water body, lake, river, stream, wetland, vlei, dam, estuary or portion thereof, which is owned or managed by the City, and includes the verges or banks of such areas, against which water may tidally, periodically or seasonally rise, and which is also owned or managed by the City;

“Remotely piloted aircraft system” (RPAS) means an unmanned aircraft which is piloted from a remote pilot station and includes the RPAS commonly referred to as drones.

“safety officer” means a person not employed by the City, who is nominated and appointed in terms of section 5 to perform certain functions on a voluntary basis;

“species” means a kind of animal, plant or other organism that does not normally interbreed with individuals of another kind, and includes any subspecies, cultivar, variety, geographic race, strain, hybrid or geographically separate population;

“specimen” means—

- (a) any living or dead animal, plant or other organism;
- (b) a seed, egg, gamete or propagule or part of an animal, plant or other organism capable of propagation or reproduction or in any way transferring genetic traits;
- (c) any derivative of any animal, plant or other organism; or
- (d) any goods which—
 - (i) contain a derivative of an animal, plant or other organism; or
 - (ii) from an accompanying document, from the packaging or mark or label, or from any other indications, appear to be or to contain a derivative of an animal, plant or other organism;

“stormwater system” means both the constructed and natural facilities, including pipes, culverts, watercourses and their associated floodplains, whether over or under public or privately owned land used or required for the management, collection, conveyance, temporary storage, control, monitoring, treatment, use and disposal of stormwater;

“vehicle” means anything defined as a motor vehicle in terms of the National Road Traffic Act, 1996 (Act No. 93 of 1996); or any conveyance designed or adapted principally to travel on wheels or tracks.

“vessel” means a power boat, electrical boat, boat, sail boat, windsurfing board, kitesurfing board and any manner of canoe or paddle boat, including any flotation device that can be stood on, sat on or in, irrespective of whether it is powered by mechanical, electrical or manual means;

“water area” means the water and the bottom or floor of any tidal lagoon, natural lake, tidal river, river or stream, dam, impoundment or wetland or any part thereof, situated within a nature reserve, and includes the water and the land between the

lowest line and the highest line to which the water-level of such a tidal lagoon, natural lake, tidal river, river or stream, dam, impoundment or wetland or any part thereof may recede or rise at any time;

“written authorisation” means written consent issued by an authorised official of the City in terms of this By-law, and includes any permit issued in terms of Section 15(1) or identification card issued in terms of Section 5 (5).

2. Application

This By-law applies to any area which is –

- a) proclaimed or recognised as a protected area in terms of the Act;
- b) managed as a nature area with an *in perpetuity* agreement with the landowner and registered against the title deeds, or
- c) land acquired by the City for the express purposes of nature conservation and where such intent is adopted through a Council resolution.

CHAPTER 2

POWERS AND RESPONSIBILITIES OF THE CITY

3. Functions

The City may in managing the nature reserve -

- (1) manage breeding and cultivation programmes, and may reserve areas in a nature reserve as breeding places and nurseries;
- (2) sell, exchange or donate any animal, plant or other organism occurring in a nature reserve, or purchase, exchange or otherwise acquire any indigenous species which it may consider desirable to re-introduce into a specific nature reserve;
- (3) undertake and promote research;
- (4) control, remove or eradicate any species or specimens of species which it considers undesirable to protect and conserve in a nature reserve or that may negatively impact on the biodiversity of the nature reserve;
- (5) carry out any development and construct or erect any infrastructure necessary for the management of a nature reserve, subject to an environmental authorisation in terms of Section 24 of National Environmental Management Act, 1998 (Act No. 107 of 1998), applicable By-laws and the management plan;
- (6) allow visitors to a nature reserve;
- (7) take reasonable steps to ensure the security and well-being of visitors and staff;
- (8) provide accommodation and facilities for visitors and staff, including the provision of food and household supplies;
- (9) carry on any business or trade or provide other services for the convenience of visitors and staff, including the sale of liquor subject to applicable laws;
- (10) authorise any person, subject to such conditions as it may determine, to—
 - (i) carry on any business or trade, or provide any service, which the management authority may carry on or provide in terms of this section; and
 - (ii) provide the infrastructure for such business, trade or service;

(11) by agreement with –

- (i) other City Departments, provide any service in a nature reserve for the management of the nature reserve, which the City may be mandated to provide in terms of legislation; or
- (ii) any other organ of state, perform a function in a nature reserve which that organ of state may perform in terms of legislation; or

(12) issue Notices in terms of section 6.

4. Commercial, community and visitor activities

(1) The City may, in terms of the management plan, set aside a part of a nature reserve, as an area in which a particular activity may be undertaken by visitors to the nature reserve, communities or interest groups, and must display a notice at the entrance to the nature reserve in which such area is described: Provided that the activity does not compromise the purpose for which the nature reserve was established.

(2) The City may, in terms of the management plan, set aside a part of a nature reserve, as an area in which a commercial activity may be undertaken by an authorised vendor, and must display a notice at the entrance to the nature reserve in which such area is described and at the place the commercial activity is undertaken;

(3) The City may, in consultation with PAAC's, user or interest groups and other interested and affected parties develop codes of conduct for specific activities authorised within a nature reserve.

5. Safety Officers

(1) Any recognised organisation, club or representative body that has an interest in any nature reserve may nominate persons to the Protected Area Advisory Committee or the reserve manager, for consideration as safety officers.

(2) A Protected Area Advisory Committee may nominate safety officers to the City for a nature reserve.

(3) The City may appoint safety officers for a nature reserve and set in writing any prerequisites, terms, conditions or restrictions on any such appointments.

(4) The City must inform the Protected Area Advisory Committee of any safety officers that it appoints.

(5) The City must issue any duly appointed safety officer with a written authorisation and an identification card.

(6) The safety officer must when performing any responsibility with regards to this By-law have in his/her possession their identification card or written authorisation.

(7) The safety officer may issue verbal or written instructions to visitors relating to compliance with this By-law in terms of the conditions of their written authorisation.

(8) The safety officer may make written recommendations to the management authority regarding compliance with this By-law by user groups and visitors for further action and enforcement.

(9) The City may, upon recommendation by the relevant Protected Area Advisory Committee or of its own accord, cancel the appointment of any safety officer.

6. Notices

(1) In relation to a nature reserve, the City may from time to time and by means of a Notice displayed at the entrance to or at, other relevant places of a nature reserve—

- (a) set aside any land or water area;
- (b) designate any land or water area as a recreational area;
- (c) designate any land or water area for a purpose other than recreation;
- (d) prohibit or restrict the use and access of any person, vehicle, vessel, domestic animal, species or specimen to any land or water area or part thereof; or
- (e) designate the times and conditions during which and subject to which any sports or other activities may be practised or performed on such land or water area.

(2) A Notice may impose conditions in relation to the participation in or undertaking of any activity in a nature reserve and the City may vary or revoke a Notice at any time by a subsequent Notice.

(3) The City may prescribe symbols or pictograms to be used on public notice boards and these shall have the meaning prescribed in the list of approved pictograms attached as Annexure A.

(4) The City may erect public notice boards within or near the nature reserve to notify interested and affected parties of permissible activities and prohibitions in terms of this By-law.

(5) In addition, the City may -

- (a) publish or broadcast the notice in a manner that is reasonably likely to bring it to the attention of interested and affected persons;
- (b) distribute copies of the notice to persons owning or occupying land in the vicinity of the affected nature reserve; or
- (c) use public meetings, protected area advisory committee meetings or other means of bringing information to the attention of interested and affected persons.

7. Recreational areas inside Nature Reserves

(1) The City may, within a recreational area, display any notice required under this By-law.

(2) In relation to recreational areas, the City may prominently display a notice at an entrance to a recreational area indicating -

- (a) the opening and closing times of that recreational area; and
- (b) any rules made by the management authority in relation to that recreational area.

CHAPTER 3

THE USE OF BIOLOGICAL RESOURCES IN NATURE RESERVES

8. Use of biological resources

The City may, upon application and subject to the provisions of a management plan, by means of the granting of a non-transferable written authorisation or the entering into of a written agreement, with the conditions it deems necessary, grant to any

person the right to the sustainable, monitored use of identified biological resources in a nature reserve.

9. Community based natural resource utilization

The City may upon application and subject to the provisions of a management plan, by means of the granting of a written authorisation or the entering into of a written agreement, and on the conditions it deems necessary, grant to any local community the right to the sustainable, monitored use of identified biological resources in a nature reserve.

10. Authorisation for use of biological resources

(1) A written authorisation or written agreement as contemplated in sections 8 or 9, must—

- a) not be in conflict with the purpose for which a nature reserve was established;
- b) define the land or water area within which the use of the biological resources is granted;
- c) indicate the period for which the right contemplated in sections 8 and 9 is granted; and
- d) determine the limits to the use of the biological resources.

(2) The City must demarcate the land or water area contemplated in subsection (1)(b) in a manner it deems fit.

(3) An authorisation granted in terms of sections 8 or 9 may not interfere with the exercise of any authorisation which has been granted to another person in respect of the area contemplated in subsection (1)(b).

(4) An authorisation granted in terms of sections 8 or 9 must include a stipulated notice period for cancellation of the right or amendment of the conditions granting the right.

(5) The City may cancel an authorisation granted in terms of sections 8 or 9 in respect of the area or part thereof, if such area or part thereof is required for conservation purposes or for purposes approved by the City.

(6) The City may cancel an authorisation granted in terms of sections 8 or 9 if the conditions set by the City are not complied with by the relevant person or local community, or if the resource or any other component of the nature reserve is threatened.

(7) An authorised official may instruct a holder of an authorisation contemplated in sections 8 or 9 to cease all activities immediately, and take any remedial action if the aforementioned holder of the written authorisation is found or deemed to be in contravention of any conditions stipulated in the written authorisation.

(8) An authorised official may at any time cancel or suspend such authorisation contemplated in sections 8 & 9 in the event of an emergency, disaster, threat to life or safety, threat to the environment, or in any circumstance where the authorised official deems the ongoing activity to be detrimental in any way to the nature reserve.

CHAPTER 4

ACCESS TO NATURE RESERVES

11. Access to nature reserve by user of biological resources

(1) The holder of a written authorisation granted in terms of sections 8 or 9 above may, subject to any condition contained in the written authorisation, use a road or path identified by the City, for the reasonable exercise of a written authorisation to use biological resources: Provided that -

- (a) the City may close any access road or limit the use thereof for management purposes;
- (b) if a holder of a written authorisation fails to remove or repair any obstruction on an access road caused as a result of the exercise of a written authorisation, the City may undertake such removal or repair, and recover the cost in this regard from the holder of the written authorisation;
- (c) the City may impose restrictions on the type of vehicle, machinery or equipment which is permitted on an access road in order to prevent any environmental or other damage;

- (d) the holder of a written authorisation must keep every access road used, reasonable wear excluded, in a good driving condition; and
- (e) a holder of a written authorisation may not create or construct any new access road for the removal of biological resources or for any other reason, without the written authorisation of the City.

12. Admission

(1) A person who has been granted entry into a nature reserve may be allowed admission only to a specific area and at designated times as determined by the City.

(2) The City may close a nature reserve or any part of a nature reserve-

(a) if, in the City's opinion-

- (i) the closure is necessary or desirable for the proper management of the nature reserve;
- (ii) the closure is necessary for the City to perform any of its functions in terms of the Act or this By-law; or
- (iii) the safety of persons may be compromised;

(b) if a fire-ban is in force in an area that includes all or part of the nature reserve;

(c) if the risk of uncontrolled fire in the nature reserve is, in the City's opinion, extreme;

(d) if the City's staff necessary to patrol or secure the nature reserve are unavailable; or

(e) if, in the City's opinion, it is in the interest of public safety to close the nature reserve.

(3) No person may, without the written authorisation of the City, enter or remain in a nature reserve, or part thereof, that has been closed in terms of subsection (2).

13. Entrance and accommodation in a nature reserve

Any person entering or staying in a nature reserve is subject to conditions of entry set by the City.

14. Points of entry and exit

(1) No person may, other than in open access areas of a nature reserve, or subject to the provisions of section 11, enter or leave a nature reserve at any place other than through the designated points of entry or exit, without the written authorisation of the City.

(2) Where a public road, pathway, cycle path, or railway line passes through a nature reserve-

(a) no written authorisation is required by a person to travel through the nature reserve on such public road, pathway, cycle path, or railway line to a destination outside the nature reserve in question; and

(b) no person may -

(i) leave such public road, pathway, cycle path, or railway line;

(ii) enter into a nature reserve from such public road, pathway, cycle path, or railway line other than in compliance with section 12(1).

(3) No person may fly an aircraft, over a nature reserve, at a height below 1500ft above ground level without the written authorisation from the City.

(4) No person may land, or attempt to land, an aircraft in a nature reserve without the prior written authorisation from the City.

(5) No person may fly a remotely piloted aircraft system (RPAS) over a nature reserve or land such RPAS in a nature reserve without the written authorisation from the City.

(6) Subsection (4) & (5) does not apply-

(a) in the case of an emergency; or

(b) to a person acting on the instructions of an authorised official.

(7) An aircraft performing an emergency landing as per subsection (6)(a) above, must report such emergency landing and the nature thereof, in writing, to the reserve manager, or his nominee before the aircraft is removed from the nature reserve, within a reasonable time, depending on the nature of the emergency.

15. Proof of entry

(1) Where a written authorisation, or entry permit, is required for entry to a nature reserve, a person who enters the nature reserve in a vehicle or on foot, must ensure that the written authorisation or entry permit is in his or her possession, and available for inspection at all times until he or she leaves the nature reserve.

(2) Where a written authorisation is issued for overnighting in a nature reserve, the written authorisation must be displayed at all times in the vehicle in accordance with subsection (3) while he or she is overnighting in or near the vehicle.

(3) For purposes of this By-law a written authorisation contemplated in subsection (2) is displayed in a vehicle only if-

- (a) the written authorisation is displayed on the inside of the windscreen on the side of the vehicle opposite to the driver's position; or
- (b) where, because of the design of the vehicle, it is not possible to comply with paragraph (a) the written authorisation displayed in a permanent position in or on the vehicle, so that the written authorisation is facing outwards from the vehicle and can be easily seen and read by a person outside the vehicle.

16. Safe entering

No person may enter or take a vehicle or vessel into a nature reserve, onto a place, road, river or water area in an unsafe, reckless or negligent manner.

17. Staying overnight

(1) No person may stay overnight in a nature reserve-

- (a) without the written authorisation of the City;
- (b) without having first reported to the nature reserve reception office in a nature reserve or to an authorised person assigned by the City to perform escort duty;
- (c) where no accommodation has been reserved or is available for that person;
- (d) on a houseboat or any vessel without the written authorisation of the City; or
- (e) at any place other than a place designated for such activity by the City.

(2) No person may, without the written authorisation of the City contemplated in subsection (1), overnight in a nature reserve except in an area set aside by the City for that purpose.

18. Times of entry and travel

(1) Nature reserves are open from sunrise to sunset, unless indicated otherwise by means of a notice at designated points of entry and at open access areas.

(2) No person may, without the written authorisation of the City, enter, leave or travel in a nature reserve at any time other than the times determined by the City, except in open access areas.

CHAPTER 5

RESTRICTED ACTIVITIES

19. Activities which may have an adverse effect in a nature reserve

- (1) No person may without the written authority of the City in a nature reserve-
- (a) introduce any specimen, or part thereof to a nature reserve;
 - (b) convey, move or otherwise translocate any specimen;
 - (c) intentionally disturb any species or specimen;
 - (d) feed any species or specimen;
 - (e) use any recording of any species or specimen or the imagery or scent of a species or specimen to attract animals;
 - (f) lure, bait or attract by any means or for any purpose or intention any species or specimen;
 - (g) cut, damage, remove or destroy or be in possession of any plant or any part thereof, including dry wood;
 - (h) hunt, capture or kill any living animal by any means, method or device whatsoever, including searching, pursuing, driving, lying in wait, luring, alluring, discharging a missile or projectile or injure with intent to hunt, catch, capture or kill any such animal;
 - (i) gather, collect or pluck any specimen;
 - (j) pick parts of, or cut, chop off, uproot, damage or destroy, any specimen;
 - (k) possess or exercise physical control over any specimen;
 - (l) grow, breed or in any other way propagate any specimen or cause it to multiply;

(m) sell or otherwise trade in, buy, receive, give, donate or accept as a gift, or in any way acquire or dispose of any specimen; or

(n) angle, attempt to angle, catch or attempt to catch fish other than in an area designated for such purpose.

(2) Sub-section (19)(1)(c), (d), (e), (f), (h) does not apply to the use of fishing rods, bait or lures for the purpose of fishing where such activity is permitted in a nature reserve.

(3) No person within a nature reserve may–

(a) intentionally or negligently cause pollution;

(b) deface cultural heritage resources; or

(c) harm, or cause death to any individual specimen or population of any species without the prior written authorisation of the City.

(4) No person may, other than with prior written authorisation of the City and subject to the management plan and NEMA regulations, open or close the mouth of a tidal lagoon or tidal river within a nature reserve.

(5) No person may, within a nature reserve place, throw, dump, or release into the environment any refuse, rubbish, used containers, effluent, toilet waste, or any objectionable material in areas other than those designated fit for this purpose by the City.

20. Specified activities

(1) No person may undertake any of the following activities in a nature reserve except with written authorisation from the City and in accordance with an approved management plan or environmental management plan for the specified activity:

(a) film and simultaneously transmit photographic images using a webcam or other image recording or transmitting device, including trail cams;

(b) conduct tours;

(c) conduct any kind of competition;

(d) sell or hire goods or the offering of goods for sale or hire;

- (e) provide or offer to provide any service for a fee or reward;
- (f) an activity of any kind for the purpose of fund raising, personal gain, making a profit, or advertising;
- (g) an organised special event, including sporting or cultural events;
- (h) record visual images of animals for any virtual hunting or other such activity;
- (i) conduct any type of training, exercises or simulations; or
- (j) environmental education programmes and activities.

21. Research and monitoring

(1) No person may in a nature reserve, without written authorisation of the City, carry out scientific or general research or undertake monitoring projects.

(2) Any person undertaking scientific or general research or monitoring projects in a nature reserve must—

- (a) submit a written proposal to the City that describes the purpose and methodology of the research or monitoring;
- (b) be in possession of all required permits and authorisations in terms of any other law;
- (c) comply with all specified conditions in the written authorisation;
- (d) submit all data and information gathered, to the City, in a format determined and at stages of the project specified by the City; and
- (e) submit copies of all reports and findings to the City upon completion.

22. Interference with soil or substrate

(1) No person may, except with the prior written authorisation of the City and subject to any other applicable laws-

(a) remove from a nature reserve any-

- (i) soil, sand, gravel, pebbles, stone, rock, shell grit or mineral or similar material;
- (ii) wood, mulch or other dead vegetation;
- (iii) fossil, archaeological remains or cultural artefacts;
- (iv) coral or sea shells; or
- (v) animal faecal matter;

(b) dig any soil or similar material in a nature reserve; or

(c) intentionally disturb in a nature reserve –

- (i) wood, mulch, peat or other dead vegetation or animal;
- (ii) termite mounds, bees nests, spider webs, birds nests or animal burrow;
- (iii) fossil, shell midden, archaeological remains or paleontological specimens or meteorites;
- (iv) any of the marine components contemplated in paragraph (a);
- (v) any object or material that is or was used for any ritual or other practice; or
- (vi) any object that has historical or cultural significance.

23. Bioprospecting

No person may undertake any manner or form of bioprospecting in a nature reserve without the prior written authorisation of the City other than subject to such conditions as determined by the City.

24. Buildings and improvements

(1) Building developments and improvements in a nature reserve are subject to prior approval and written authorisation from the City, and any relevant legislation including but not limited to an environmental authorisation in terms of section 24 of the National Environmental Management Act, 1998 (NEMA).

(2) No person may in a nature reserve, without prior written authorisation of the City, erect, construct or transform or cause to be erected, constructed or transformed any building, structure (temporary or permanent) or any other improvement, including but not limited to a building or structure of any kind, jetty, dock, pier, landing stage, landing float, anchor buoy, raft, fence or any obstruction, bridge, pontoon, road or crossing in respect of a building or immovable property.

(3) Any person who has applied in terms of subsection (2) for the erection of a building or any other improvement in respect of a building or other immovable property must, if required to do so by the City—

- (a) in the case where prior environmental authorisation in terms of section 24 of NEMA is not required, in terms of any law employ an independent environmental consultant to conduct an assessment of the proposed erection or improvement in compliance with the minimum requirements set by the

NEMA, or other applicable legislation, and to submit the findings of the assessment to the City;

(b) in instances where prior environmental authorisation in terms of section 24 of NEMA is compulsory, provide the City with such environmental authorisation before the City considers the application.

25. French drains, pit latrines and other sewerage disposal systems

No person may, without the prior written authorisation of the City, accompanied by a site plan, construct or in any way alter, extend or enlarge any french drain system, pit latrine or any other sewerage disposal system on any land situated within a nature reserve or replace it with another french drain system, pit latrine or any other sewerage disposal system.

26. Holiday resort, caravan park, camping or picnic site

No person may erect, establish, transform, extend or enlarge any holiday resort, caravan park or camping or picnic site within a nature reserve at which members of the public can stay, camp or picnic, upon payment of a fee or not, other than in accordance with the management plan for the nature reserve.

27. Land and airspace

No person may in a nature reserve, except with the prior written authorisation of the City-

- (a) engage in the sport of climbing rock faces;
- (b) engage in the sport of parachuting or abseiling;
- (c) land or take off in, or attempt to land or take off in, any aircraft, helicopter, glider, hang glider, paraglider or hot air balloon;
- (d) launch or fly a hot air balloon;
- (e) fly model aircraft, RPAS or gliders;
- (f) engage in the sport of any kind of boarding, including sandboarding, windsurfing, kitesurfing or sailboarding
- (g) operate any motorised vehicle for recreational purposes;

- (h) launch or propel, a missile or flare into the airspace above a nature reserve unless such activity is a bona fide emergency; or
- (i) possess, ignite or use any fireworks.

28. Water areas

(1) No person may, without the written authorisation of the City, launch, or use a vessel on a dam, reservoir, lake, river or other body of water in a nature reserve unless the water has been set aside by the City for the use of vessels.

(2) No person may carry out any repairs, servicing, testing, painting of any vessel in a water area in a nature reserve unless the prior written authorisation by the City has been obtained.

29. Removal and dumping in water areas

No persons may, without the prior written authorisation of the City and other than subject to the conditions imposed by the City, in any manner in a nature reserve—

- (a) remove, dredge, pump or move any sand, soil or stones from a water area;
- (b) deposit, dump or throw sand, soil, stones or other material of any kind in a water area.

30. Domestic animals and livestock in nature reserves

(1) No person may, except on conditions determined by the City from time to time, allow any dog, cat or other domestic animal or livestock belonging to or under the care of that person to enter or remain in a nature reserve.

(2) Any dog, cat or other domestic animal, including those contemplated in section 30(1) which is not in the care of any person, may be caught and removed, impounded or destroyed at the discretion of the City.

(3) Any dog, cat, other domestic animal or livestock in a nature reserve, including those contemplated in section 30(1), that is not in direct control by means of a leash or similar restraint, unless in a designated leash or constraint free area, may be caught and removed or impounded at the discretion of the City.

31. Firearms and dangerous weapons

(1) No person other than an authorised official or contractor with written authorisation of the City, who enters a nature reserve, may be in possession of any firearm, dangerous weapon, explosive, trap or poison.

32. Commercial Activities

No person may undertake any activities of a commercial nature, including the operation of any entertainment device, the sale of any goods, the hire of any equipment, or any similar activity on any nature reserve, without written authorisation from the City.

33. General restrictions

(1) No person who is in a nature reserve, without the written authorisation of the City, may—

- (a) offer any show or entertainment, conduct any business or trade, or collect any money from the public;
- (b) carry on any agricultural or gardening activities except subject to the conditions which the City may lay down from time to time;
- (c) use or cause to be used, any loud speaker or similar device or other noisy equipment;
- (d) construct or erect any booth, marquee or other structure;
- (e) organise or cause to be organised or attend or participate in any public meeting, demonstration or gathering; or
- (f) tamper with, deface, damage, remove or in any other way interfere with a reserve boundary fence or object demarcating the boundary of a nature reserve.

(2) No person may -

- (a) intentionally or negligently cause a fire or discard any burning object in any place where it may set fire to any other object or otherwise act in a manner likely to cause a fire, other than at a place where the making of a fire is permitted by the City;

- (b) smoke in a nature reserve, other than in areas designated for smoking; or
- (c) discharge any firework.

CHAPTER 6

PROHIBITED ACTIVITIES

34. Prohibitions relating to vehicles

- (1) No person driving a vehicle in a nature reserve may-
 - (a) drive, park, or stop in such a manner that constitutes a nuisance, disturbance, inconvenience or danger to any other person or vehicle;
 - (b) drive, park or stop in any manner that causes an obstruction;
 - (c) block the pathway of a management operation or emergency vehicle;
 - (d) park a vehicle in a place other than in a place designated for that purpose by the City;
 - (e) drive or park anywhere except on a designated road or designated parking area;
 - (f) drive or operate any vehicle in a reckless or negligent manner, or deliberately or intentionally disregard the safety of any person, species, specimen or property of whatever nature;
 - (g) drive a vehicle off designated roads or tracks, except in an area set aside by the City for that purpose; or
 - (h) drive a vehicle for recreational purposes, including, but not limited to, 4x4ing, off-roading, quad biking and motor biking in any area not demarcated for such recreational activity.
- (2) The City may restrict or preclude the use of any vehicle or vehicle type within a nature reserve or section of a nature reserve.
- (3) No person may enter or travel in a nature reserve except in a vehicle that conforms to the dimensions and other requirements determined by the City.

35. Littering and pollution

(1) No person may, in a nature reserve-

- (a) deposit or leave any litter which is either industrial or domestic, regardless of whether that litter is biodegradable or non-biodegradable, except in an area or receptacle provided for that purpose;
- (b) deposit or leave any litter, bottle, broken glass, china, pottery, plastic article, rubbish, refuse, seeds, fruit or vegetable matter or other waste material, except in an area or receptacle provided for that purpose;
- (c) deposit, discharge or leave any noxious, smelly, offensive or polluting substance, matter or thing;
- (d) deposit or leave any offal, dead species or specimen, or dung;
- (e) deposit, except in any receptacle provided for litter, any domestic garbage;
- (f) intentionally break any article of glass, china, pottery, plastic or other brittle material;
- (g) deposit, discharge or leave any mineral, mineral waste or other industrial waste or by-product thereof;
- (h) discard or discharge any toxic chemical or substance, pharmaceutical substance, including biocides, or any other pollutant or harmful substance; or
- (i) dispose of aerosols containers or any other hazardous substance of such nature.

36. Pollution of water

(1) No person at any time or in any manner, including by the use of detergents, dispose of any solid or liquid waste, including engine oil, into any water area, wetland, spring, pan, well, borehole, groundwater, dam, reservoir or lake in a nature reserve.

(2) No person may at any time or in any manner throw, place or dispose of any item, medium or object that may directly or indirectly cause any water pollution;

37. General prohibitions

(1) No person may, in a nature reserve-

- (a) unlawfully occupy, build on, erect, move into, inhabit, sell or use any land, building or structure to which he or she does not have lawful title;
 - (b) continue with the construction of an incomplete structure after a written notice to stop construction was issued by the City;
 - (c) demarcate any piece of land with any form of material, including, but not restricted to string, rope, pegs, stones, pebbles, wire, wood or any other material or continue to demarcate after a written notice to stop any form of demarcation was issued by the City;
 - (d) move or remove any demarcation or surveying pegs affixed in terms of any law;
 - (e) without the written consent of the City allow, encourage, motivate, organise or instigate the occupation of any land;
 - (f) at any time play any radio, compact disc player, music system, musical instrument or in any way whatsoever cause any noise in a manner that is likely to disturb any species or specimen or other person;
 - (g) behave in an offensive, improper, indecent or disorderly manner;
 - (h) engage in sexual activity or solicit any person for the purpose of prostitution or immorality;
 - (i) except subject to written authorisation granted in chapter 3, cut, remove, dig up, fell, burn, pluck, break, climb up or upon or cause damage to timber or to any tree, shrub, brushwood, fencing post, pole, fern, turf, grass, fruit, flower, plant or vegetation; or
 - (j) create or construct any new access roads, paths or tracks.
- (2) No person may, in a nature reserve, intentionally obstruct, disturb, interrupt or annoy any other person utilising the nature reserve in compliance with this By-law.
- (3) No person may discharge a firearm within a nature reserve, except-
- (a) if that person is authorised by the City thereto;
 - (b) for the discharge of a blank by a life-guard during an organized competition or by any other person authorised by the City, during a sports meeting in a water area; or
 - (c) in connection with the collection of specimens for scientific purposes, subject to the written authorisation of the City;

(4) No person may, in a nature reserve, throw, roll or discharge any stone, rock, boulder, substance, projectile or missile to endanger any person, species or specimen in the nature reserve.

(5) No person may, in a nature reserve, prevent, hinder or obstruct an authorised official in the exercise of his duties in terms of this By-law.

CHAPTER 7

FEES AND TARIFFS

38. Fees and tariffs

(1) The City shall annually determine the fees and tariffs applicable for—

- (a) access to nature reserves;
- (b) the use of any amenity, service, facility, entertainment venue, film show or performance presented or provided or rendered by or on behalf of the City, at or in a nature reserve; and
- (c) the operation of any commercial activity;
- (d) costs associated with any remedial action undertaken by the City due to non-compliance with the By-law.

(2) The City may recover costs associated with remedial action undertaken due to non-compliance with the By-law.

(3) The City may suspend the payment of entrance fees on any specific day as it may deem fit.

CHAPTER 8

COMPLIANCE AND ENFORCEMENT

39. Authorised officials

- (1) The City may appoint any member of staff as an authorised official.
- (2) Any duly appointed authorised official must be in possession of the prescribed staff identification card when exercising any power in terms of this By-law and must, upon request, produce such card.
- (3) Should the authorised official considered in subsection (2) fail to produce the staff identification card then no power granted in terms of this By-law can be exercised.

40. Powers and functions of authorised officials

- (1) In this section, unless the context indicates otherwise, '**article**' means anything, including a structure, object, document, book, record or electronic information or extract, part or sample thereof that is reasonably suspected in the use of contravening this By-law.
- (2) Without a warrant, an authorised official may stop, enter, search and seize any vessel, vehicle, premises or person if the authorised official has reasonable grounds to believe that an offence in terms of this By-law has been or is being committed on or in such vessel, vehicle or premises if—
 - (a) the person in control of the vessel, vehicle or premises consents to such stop, entry, search or seizure; or
 - (b) the authorised official has reasonable grounds to believe that a warrant will be issued, if the authorised official applied for it, and the delay caused by the obtaining of such a warrant would defeat the object of the stop, entry, search or seizure.
- (3) If subsection (2) does not apply, then an authorised official may stop, enter and search any vessel, vehicle, premises or person and may seize an article contemplated in subsection (5)(h) only on the authority of a warrant.
- (4) A judge in chambers may issue a warrant contemplated in subsection (3) on written application by an authorised official if it appears from information under oath or affirmation that—

- (a) there are reasonable grounds for believing that a contravention of this By-law has occurred;
 - (b) the search and seizure is likely to yield information pertaining to the contravention; and
 - (c) the search and seizure is reasonably necessary for the purposes of this By-law.
- (5) In enforcing or investigating compliance with this By-law, an authorised official may-
- (a) be accompanied by an interpreter, a police official or any other person who may be able to assist with the inspection;
 - (b) inspect any article which may be relevant to the investigation;
 - (c) examine, analyse, measure or make a copy of an article and remove it for examination, analysis, measurement, copying or extraction;
 - (d) require a person to produce or to deliver at such time and place as may be determined by the authorised official, an article for inspection;
 - (e) take a photograph or make an audio visual recording of any person or anything for his or her investigation;
 - (f) question a person who, in the opinion of the authorised official, may be able to furnish information on a matter to which this By-law relates;
 - (g) direct a person to appear before him or her at such time and place as may be determined by the authorised official and question such person either alone or in the presence of any other person on a matter to which this By-law relates; and
 - (h) seize an article—
 - (i) which is concerned in or is on reasonable grounds believed to be concerned in an offence in terms of this By-law;
 - (ii) which may afford evidence of an offence in terms of this By-law; or
 - (iii) which is intended to be used or is on reasonable grounds believed to be intended to be used in the commission of an offence in terms of this By-law.
- (6) A person who so requests may, if possible, make a copy of an article to be removed or seized in terms of this section.
- (7) When an authorised official removes or seizes an article, the authorised official must issue a receipt to the owner or person in control thereof and, if possible, return

the article as soon as practicable after achieving the purpose for which the article was removed or seized.

(8) An authorised official must exercise their powers and functions with strict regard for decency and order, and with regard for each person's right to dignity, freedom, security and privacy.

(9) Notwithstanding the provisions of this By-law, and subject to any other applicable legislation, an authorised official may —

- (a) launch, operate or use any vehicle or vessel upon any recreational water or in any nature reserve for the purpose of providing an emergency, rescue or transport service, to provide a municipal service, to ensure compliance with this By-law, or for the purpose of undertaking research, monitoring or conducting a survey;
- (b) do anything in a nature reserve in the exercise of a lawful power or duty; and
- (c) in any nature reserve, use prohibited means of fishing, hunt any animal, and collect biological specimens in order to eradicate, control, or collect information for the control, monitoring and research of such organisms in the course of their duties.

41. Compliance Notice

(1) The authorised official may serve a written compliance notice on a person if there are reasonable grounds for believing that the person is in contravention of this By-law.

The compliance notice must—

- (a) describe the conduct constituting a contravention of this By-law;
- (b) indicate which provision of this By-law or condition of approval is contravened;
- (c) where relevant, state that the unlawful conduct constitutes an offence and indicate the penalty;
- (d) where relevant, be issued together with a fine;
- (e) instruct the person to cease the unlawful conduct;
- (f) where relevant, impose conditions which must be complied with and specify the steps to be taken to comply;
- (g) state that a failure to comply with the notice constitutes an offence and indicate the penalty; and

- (h) state that, in the event of non-compliance with the notice, the City may take one or more of the following measures—
 - (i) issue the person with a fine for not complying with the compliance notice;
 - (ii) take steps to remedy any adverse effect arising from the person's actions and recover the costs from such person;
 - (iii) apply to a competent court for appropriate relief including the costs of the application; or
 - (iv) institute a criminal prosecution.

The compliance notice may—

- (i) instruct the person within a specified time to, in writing, inform the City what steps have been taken to comply with the notice;
 - (j) instruct a person at their cost to take specified action to the satisfaction of the City within a specified time to—
 - (i) cease, modify or control an activity causing, continuing or contributing to an adverse effect on a nature reserve,
 - (ii) investigate, evaluate and assess the impact of a specific situation or activity and report thereon;
 - (iii) undertake and complete specific measures;
 - (iv) eliminate or remove an encroachment or unauthorised structure;
 - (v) rehabilitate the affected environment; or
 - (vi) any combination of the provisions listed in paragraphs (i) through (v).
- (2) Should the person on whom a compliance notice under subsection (1) was issued, fail to comply, or inadequately comply, with the compliance notice or authorisation, then the City may take measures that the City considers appropriate to remedy the situation and may authorise another person to take such measures.
- (3) The City may recover costs to the City, or an authorised person, for the measures to be undertaken under subsection (2), and all costs incurred as a result of acting under subsection (2), from any or all of the persons on whom the

compliance notice or authorisation was issued in terms of its Credit Control and Debt Collection Policy and the Credit Control and Debt Collection By-law.

42. Impounding of vessel, vehicle, items or goods

- (1) An authorised official may, without a warrant, seize and impound a vessel, vehicle, items or goods which is concerned, or is on reasonable grounds believed to be concerned, with the commission of an offence in terms of this By-law.
- (2) The authorised official, at the time of the impoundment, must give the holder of the impounded vessel, vehicle, items or goods an impoundment notice setting out –
 - (a) the reason for the impoundment;
 - (b) a description of the impounded vessel or vehicle;
 - (c) the address and contact details of the designated pound;
 - (d) the impoundment fee; and
 - (e) a warning that the impounded vessel or vehicle may be sold to recover the impoundment fee and any fine, costs or damages.
- (3) The authorised official must cause an impounded vessel or vehicle to be taken to a designated pound where it must be retained and dealt with in terms of this section.
- (4) The City must release the impounded vessel, vehicle, items or goods to the owner upon presentation of proof of ownership if, in relation to the offence contemplated in subsection 1 –
 - (a) a criminal charge is not laid, or a fine or a notice of intention to prosecute is not issued within 72 hours of the impoundment; or
 - (b) the criminal case against all accused persons is disposed of because –
 - (i) the charges are withdrawn;
 - (ii) the accused persons are acquitted; or
 - (iii) the accused persons are convicted and either the impoundment fee and any fine, costs and damages are paid.
- (5) An impounded vessel, vehicle, items or goods is forfeited to the City and becomes the property of the City if –
 - (a) a court orders such forfeiture; or
 - (b) the lawful owner of the vessel, vehicle, items or goods cannot be traced within 90 days of such impoundment after reasonable efforts to trace the owner have not been successful.

- (6) If any payment contemplated in subsection (4)(b)(iii) is not made within such time as the City may determine, and if no appeal has been lodged at the expiry of the time limit for an appeal, the City may sell an impounded vessel, vehicle, items or goods and deal with any net proceeds in accordance with subsection 7.
- (7) Any net proceeds from the sale of an impounded vessel, vehicle, items or goods must be applied as follows and in this order:
 - (a) the recovery of costs incurred by the City during forfeiture and impoundment;
 - (b) the payment of the impoundment fee, and any fine, costs or damages ordered by a court in relation to an offence contemplated in subsection 1; and
 - (c) return to the person who lawfully owned the vessel, vehicle, items or goods at the time of the impoundment except where the vessel, vehicle, items or goods was forfeited to the City.
- (8) The City may determine an impoundment fee and designate a pound contemplated in this section.

CHAPTER 9

OFFENCES AND PENALTIES

43. Offences

- (1) Any person who -
 - (a) contravenes a provision of this By-law;
 - (b) contravenes any conditions, restrictions or prohibitions imposed in terms of this By-law;
 - (c) fails to comply with the terms of any notice or signage displayed in terms of this By-law;
 - (d) contravenes a lawful instruction given by an authorised official in terms of this By-law;
 - (e) threatens, obstructs, hinders or uses abusive language to an authorised official or a person lawfully accompanying the authorised official in the exercise of a power conferred in terms this By-law;
 - (f) when called upon by an authorised official to furnish information, furnishes false or misleading information; or

- (g) falsely holds himself or herself to be an authorised official or a person authorised to act on behalf of the City in terms of this By-law; commits an offence.

44. Penalties

- (1) Any person who commits an offence referred to in section 43 is liable to a fine or upon conviction to imprisonment for a period not exceeding 2 years or to such imprisonment without the option of a fine, or to both such fine and such imprisonment.
- (2) In addition to imposing a fine or imprisonment, a court may order any person convicted of an offence in terms of this By-law —
 - (a) to rectify the harm caused;
 - (b) to forfeit to the City a vessel or vehicle impounded in terms of section 42;
 - (c) to pay the costs incurred by the City as a consequence of the contravention; and
 - (d) to pay damages for harm caused to another person or property within the nature reserve, which order shall have the force and effect of a civil judgment.
- (3) The City may ban any person who fails to comply with any provisions of this By-law from entering any nature reserve(s) for a determined period of time.
- (4) The City may restrict access to a vessel or vehicle that fails to comply with any provisions of this By-law from entering a nature reserve for a determined period of time.
- (5) A ban imposed in terms of subsections (3) and (4) must be reduced to writing and served on the person or owner of the vessel or vehicle.
- (6) The City must provide a person contemplated above with a written notice of its intention to ban such person in terms of section 44 (3). Such a person has 7 days to provide reasons why the City should not ban such person.

(7) A person who has been banned in terms of subsections (3) and (4) above may make written representations to the Director Environmental Management as to why the ban should be lifted or reduced in length within 48 hours of the receipt thereof.

45. Appeals

Any person may appeal against an administrative decision taken by an authorised official in terms of this By-law in accordance with the provisions of section 62 of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000).

46. Delegation

A function, power or duty conferred on the City in terms of this By-law may be delegated or sub-delegated to an employee of the City in accordance with the system of delegation adopted by the Municipal Council of the City in accordance with section 59 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000).

47. Indemnity

The City and authorised officials are not liable for any loss sustained by or damage caused to a person by an act or omission in good faith relating to the performance of a duty under this By-law, unless gross negligence is proved.

48. Short title and Commencement

This By-law is called the City of Cape Town: Nature Reserve By-law, 2020 and comes into operation on promulgation in the Provincial Gazette.

ANNEXURE A

1	Stay on boardwalk		19	Fires in demarcated areas		37	Fishing		55	Restrooms		73	Wheelchair access		91	Swimming allowed		109	Do not pick flora	
2	Stay on pathways		20	Braais allowed		38	Fishing with permit only		56	Female restroom		74	Parking		92	Swimming is dangerous		110	Useful plants	
3	Hiking / Walking		21	No fires		39	No fishing		57	Male restroom		75	Visitors parking		93	No swimming		111	Unique vegetation	
4	Guided walk		22	No fires or gas braais		40	No treble hooks		58	Restaurant		76	No parking		94	Windsurfing		112	Nature appreciation	
5	Trail running		23	No overnighting		41	No fishing off bridges		59	Picnic area		77	Information		95	Water skiing		113	Do not damage fauna or flora	
6	Scenic views		24	No alcohol		42	No fishing at night		60	Use litterbins		78	Speed limit		96	Boat launch		114	General fauna	
7	Pathway		25	No firearms		43	No fishing with nets		61	Bin free area Do not litter		79	No access		97	Motorboating		115	Bird viewing	
8	Dog free running area		26	No hunting		44	No prawn pumping		62	Education facilities		80	No vehicles		98	Sailing		116	Birdhide	
9	Dogs on leash		27	No dumping		45	No bait collection		63	Overnight education facilities		81	No off-road vehicles		99	No sailing		117	Do not feed the animals	
10	No dogs allowed		28	No sand-mining		46	No use of live bait		64	Accommodation		82	No mountain bikes		100	Natural pool		118	Photos allowed	
11	Poop scoop area		29	No music		47	No lobster fishing		65	Permit needed		83	No driving on sand dunes		101	Boma		119	Discovery trail	
12	No driftlines		30	Playground		48	Conservation office		66	Beware of snakes		84	Canoeing allowed		102	Power boats allowed		120	Whale watching	
13	Bag limits		31	No smoking		49	Beach		67	Kite surfing		85	No canoeing		103	No power boats		121	Horse riding	
14	Size limits		32	Do not leave valuables in vehicle		50	No boats of any kind allowed		68	No kite surfing		86	Jet ski's prohibited		104	Electric boats allowed		122	Camping	
15	Beware of falling branches		33	Safeguard valuables		51	Wind surfing		69	No mooring of vessels		87	No water skiing		105	No electric boats		123	4 X 4	

124
Cellphone



106

Water bottle



107

Sun hat



108

Tortoises



88

No defecating



89

Nature garden



90

Unique fauna and flora



70

Gift shop



71

Canon



72

Safety gloves



52

Coffee shop



53

Play area



54

Safety boots



34

Cafe



35

Administration office



36

No lighting match/fires



16

Restaurant



17

No camping



18

No hiking/walking



NO.	INTERPRETATION OF SYMBOL	BETEKENIS VAN SIMBOOL	INTSINGISELO YOMQONDISO
1	Stay on boardwalk	Bly op plankpad	Hamba kwibhulorho yabahambi ngeenyawo
2	Stay on pathways	Bly op voetpaaie	Hamba kwiindlelana zenyawo
3	Hiking / walking	Staproete	Kuyahayikwa/kuyahanjwa
4	Guided walk	Begeleide staproete	Uhambo olukhokhelwayo
5	Trail running	Drafroete	Umzila wokubaleka
6	Scenic views	Mooi uitsig	Umbono obukekayo
7	Pathway	Voetpad	Indlela yeenyawo
8	Dog free-running area	Gebied vir loslopende honde	Umandla wokubaleka izinja ezingabotshelelwanga
9	Dogs on leash	Honde aan leiband	Izinja ezibotshelelwayo
10	No dogs allowed	Geen honde toegelaat nie	Azivumelekanga izinja
11	Poop scoop area	Bollieskopie-gebied	Umandla wokukha ilindle lezinja
12	No driftlines	Dryflyne verbode	Azikho iintambo zokuloba
13	Bag limits	Sakbeperkings	Imida yengxowa
14	Size limits	Groottebeperkings	Ubukhulu bomda
15	Beware of falling branches	Pasop vir vallende takke	Lumkela amasebe awayo
16	Restaurant	Restaurant	Irestyurenti
17	No camping	Kamp verbode	Akuvumelekanga ukukhempisha
18	No hiking/walking	Stap verbode	Akuhayikwa/akahanjwa
19	Fires in demarcated areas	Vuurmaak in afgebakende gebiede	Imililo kwimimandla ekhethiweyo
20	Braais allowed	Braaiers toegelaat	Ukoja kuvumelekile
21	No fires	Vuurmaak verbode	Akubaswa mililo
22	No fires or gas braais	Vuurmaak en gasbraaiers verbode	Akubaswa mililo okanye iizitovu zerhasi
23	No overnighting	Oornagverblyf verbode	Akulalwa
24	No alcohol	Alkohol verbode	Akuselwa tywala
25	No firearms	Vuurwapens verbode	Imipu ayivumelekanga
26	No hunting	Jag verbode	Akuzingelwa
27	No dumping	Afvalstorting verbode	Akulahlwa nkunkuma
28	No sand-mining	Sandmynerie verbode	Akwembiwa santi
29	No music	Musiek verbode	Awuvumelekanga umculo
30	Playground	Speelgrond	Indawo yokudlala/ibala lokudlala
31	No smoking	Rook verbode	Akutshaywa
32	Do not leave valuables in vehicle	Moenie kosbare items in voertuig los nie	Musa ukushiya izinto zexabiso emotweni
33	Safeguard valuables	Beveilig kosbare items	Zigade izinto ezixabisekileyo
34	Café	Kafee	Ikhefi
35	Administration office	Administrasiekantoor	I-ofisi yolawu
36	No lighting matches / fires	Vuurmaak / aansteek van vuurhoutjies verbode	Akulayitwa imatshisi / imililo
37	Fishing	Hengel	Ukuloba
38	Fishing with permit only	Hengel slegs met permit	Kulotywa ngemvume kuphela
39	No fishing	Hengel verbode	Akulotywa
40	No treble hooks	Drie-angelhoeke verbode	Akukho magwegwe okuloba
41	No fishing off bridges	Hengel van brug af verbode	Akulotywa ngakwiibhulorho
42	No fishing at night	Hengel snags verbode	Akulotywa ebusuku
43	No fishing with nets	Hengel met nette verbode	Akulotywa ngeminatha
44	No prawn pumping	Pomp van garnale verbode	Akuvumelekanga ukumpontshwa kweprawn

45	No bait collection	Uithaal van aas verbode	Akubheyithwa
46	No use of live bait	Gebruik van lewende aas verbode	Akusetyenziswa izinto eziphilayo xa uloba
47	No lobster fishing	Uithaal van kreef verbode	Akulotywa zilobster
48	Conservation office	Bewaringskantoor	I-ofisi yolondolozo
49	Beach	Strand	Ulwandle
50	No boats of any kind allowed	Alle soorte bote verbode	Akuvumelekanga naluphi na uhlobo lwesikhephe
51	Windsurfing	Seilplankry	Ukusefa
52	Coffee shop	Koffiewinkel	Ivenkile yekofu
53	Play area	Speelarea	Ummandla wokudlala
54	Safety boots	Veiligheidstewels	Iibhutsi zokhuseleko
55	Restrooms	Kleedkamers	Amagumbi angasese
56	Female restroom	Kleedkamer vir vroue	Igumbi langasese labasetyhini
57	Male restroom	Kleedkamer vir mans	Igumbi langasese lamadoda
58	Restaurant	Restaurant	Irestyurenti
59	Picnic area	Piekniekgebied	Ummandla wepiknikhi
60	Use litterbins	Gebruik vullisdromme	Sebenzisa imigqomo yenkunkuma
61	Bin free area. Do not litter	Dromlose gebied. Rommelstrooiery verbode	Ummandla wemigqomo. Musa ukulahla phantsi inkunkuma
62	Education facilities	Opvoedingsfasiliteite	Amaziko emfundo
63	Overnight education facilities	Oornag-opvoedingsfasiliteite	Amaziko emfundo asebusuku
64	Accommodation	Verblyf	Indawo yokuhlala
65	Permit needed	Permit benodig	Imvume iyafuneka
66	Beware of snakes	Pasop vir slange	Lumkela iinyoka
67	Kite surfing	Vlieërski	Ukubhajiswa kweekayiti
68	No kite surfing	Vlieërski verbode	Akubhajiswa iikayiti
69	No mooring of vessels	Vasmeer van vaartuie verbode	Akuvumelekanga ukubotshelwa kweenqanawa
70	Gift shop	Geskenkwinkel	Ivenkile yezipho
71	Cannon	Kanon	Inkanunu
72	Safety gloves	Veiligheidshandskoene	Igloves zokuzikhusela
73	Wheelchair access	Rolstoeltoegang	Indawo yokungena abakhubazekileyo
74	Parking	Parkering	Ipaki
75	Visitors parking	Besoekersparkering	Ipaki yendwendwe
76	No parking	Parkering verbode	Akupakwa
77	Information	Inligting	Iinkcukacha
78	Speed limit	Spoedbeperking	Isantya somgago
79	No access	Geen toegang nie	Akungenwa
80	No vehicles	Voertuie verbode	Azivumelekanga izithuthi
81	No off-road vehicles	Veldvoertuie verbode	Azivumelekanga izithuthi ezinkulu (off-road vehicles)
82	No mountain bikes	Bergfietse verbode	Azivumelekanga iibhayisekile ezihamba ezintabeni
83	No driving on sand dunes	Bestuur op sandduine verbode	Akuqhutywa kwiingqumba zesanti
84	Canoeing allowed	Kanovaart toegelaat	Kuvumelekile ukuhamba ngephenyane
85	No canoeing	Kanovaart verbode	Akuvumelekanga ukuhamba ngephenyane
86	Jet skis prohibited	Waterponies verbode	Azivumelekanga izithuthuthu zokudlala emanzini
87	No water skiing	Waterski verbode	Akuvumelekanga ukutyibiliza emanzini
88	No defecating	Ontlasting verbode	Akuvumelekanga ukuzithuma

89	Nature garden	Natuurtuin	Igadi yotyani
90	Unique flora and fauna	Unieke flora en fauna	Izityalo kunye nezilwanyana ezizodwa
91	Swimming allowed	Swem toegelaat	Kuvumelekile ukuqubha
92	Swimming is dangerous	Gevaarlike swemgebied	Kuyingozi ukuqubha
93	No swimming	Swem verbode	Akuqujwa
94	Windsurfing	Seilplankry	Ukusefa
95	Water skiing	Waterski	Umdlalo wokutyibiliza emanzini
96	Boat launch	Boot-tewaterlating	Ukuphehlelelwa kwezikhephe
97	Motor boating	Motorbootry	Ukuqhuba isikhephe
98	Sailing	Seiljagry	Ukuhamba ngenqanawa
99	No sailing	Seiljagry verbode	Akuhanjwa ngenqanawa
100	Natural pool	Natuurpoel	Ipuli eyenziwe ngendalo yokusingqongileyo
101	Boma	Boma	Ibhoma
102	Power boats allowed	Kragbote toegelaat	Izikhephe ezinesantya esiphezulu zivumelekile
103	No power boats	Kragbote verbode	Azivumelekanga izikhephe ezinesantya esiphezulu
104	Electric boats allowed	Elektriese bote toegelaat	Zivumelekile izikhephe zombane
105	No electric boats	Elektriese bote verbode	Azivumelekanga izikhephe zombane
106	Water bottle	Waterbottel	Ibhotile yamanzi
107	Sun hat	Sonhoed	Isigqoko selanga
108	Tortoises	Skilpaaie	Ufudo
109	Do not pick flora	Moenie flora pluk nie	Musa ukuzithatha izityalo
110	Useful plants	Nuttige plante	Izityalo ezibalulekileyo
111	Unique vegetation	Unieke plantegroei	Izityalo ezahlukileyo
112	Nature appreciation	Natuurwaardering	Ukuxabisa indalo
113	Do not damage fauna or flora	Moenie fauna of flora beskadig nie	Musa ukuzimoshisa izilwanyana okanye izityalo
114	General fauna	Algemene fauna	Izilwanyana ezizintlobo zonke
115	Bird viewing	Voëlkyk	Ukubukela iintaka
116	Bird hide	Voëlskuiling	Indlwana yokubukela iintaka
117	Do not feed the animals	Moenie diere voer nie	Musa ukutyisa izilwanyana
118	Photos allowed	Foto's toegelaat	Ifoto zivumelekile
119	Discovery trail	Ontdekkingsroete	Ukufunyanwa komkhondo
120	Whale watching	Walviskyk	Ukubukela umnenga
121	Horse riding	Perdry	Ukukhwela ihashe
122	Camping	Kampering	Ukumisa inkampu
123	4x4	4x4	4x4
124	Cellphone	Selfoon	Iselela

Stad Kaapstad

Verordening op

Natuurreservate,

2020

Om die bestuur, gebruik, aktiwiteite en toegang tot natuurreservate binne die regsgebied van die Stad Kaapstad te reguleer; om gebruikersgroepe en belanghebbendes op 'n geformaliseerde wyse te betrek; om vir veilige en omgewingsensitiewe rekreasie voorsiening te maak; en om voorsiening te maak vir aangeleenthede wat daarmee verband hou.

AANHEF

AANGESIEN die Stad deur die LUR aangestel is as die aangewese bestuursowerheid vir natuurreservate wat verklaar is ingevolge artikel 23 van die Wet op Nasionale Omgewingsbestuur: Beskermde Gebiede, 2003 (Wet 57 van 2003).

EN AANGESIEN artikel 156(2) en (5) van die Grondwet van die Republiek van Suid-Afrika, 1996 bepaal dat 'n munisipaliteit verordeninge kan uitvaardig en administreer vir die doeltreffende administrasie van die aangeleenthede wat hy die reg het om te administreer, en om enige bevoegdheid uit te oefen met betrekking tot 'n aangeleentheid wat redelikerwys nodig is vir, of verband hou met, die doeltreffende verrigting van sy funksies;

AANGESIEN deel B van bylae 5 by die Grondwet van die Republiek van Suid-Afrika, 1996 plaaslike geriewe en munisipale parke en rekreasie as plaaslikeregeringsake lys in die mate uiteengesit in artikel 155(6) (a) en 155(7);

EN AANGESIEN die Stad Kaapstad 'n verantwoordelikheid ingevolge die Grondwet van die Republiek van Suid-Afrika, 1996 en die Wet op Nasionale Omgewingsbestuur: Beskermde Gebiede, 2003 (Wet 57 van 2003) het om die gebruik van natuurreservate binne die Stad Kaapstad se regsgebied waarvoor die Stad die aangewese bestuursowerheid is, te bestuur en beheer;

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HOOFSTUK 1

INLEIDENDE BEPALINGS

1. Woordomskrywings

In hierdie verordening, tensy uit die samehang anders blyk, beteken –

“advieskomitee oor beskermde gebiede” (“PAAC”) 'n komitee gestig ingevolge die regulasies vir die behoorlike administrasie van natuurreservate (Staatskoerant no. 35021, GNR.99 van 8 Februarie 2012) uitgevaardig ingevolge die Wet;

“afstandbeheerde lugvaartuigstelsel” (RPAS) 'n onbemande lugvaartuig wat vanaf 'n afgeleë loodsstasie beheer word met inbegrip van die RPAS algemeen bekend as hommeltuie;

“bedryfye” die tydperk tussen en insluitende die oopmaaktyd en sluitingstyd van 'n natuurreservaat soos aangetoon op 'n kennisgewingbord;

“bestuursplan” 'n plan wat ingevolge artikel 39(2) van die Wet opgestel en by die LUR ingedien is;

“biologiese hulpbron” enige hulpbron bestaande uit:

- (a) 'n lewende of dooie dier, plant of ander organisme van 'n inheemse spesie;
- (b) 'n derivaat van sodanige dier, plant of organisme, soos omskryf in artikel 1 van die Wet op Biodiversiteit; of
- (c) enige genetiese materiaal van sodanige dier, plant of ander organisme, soos omskryf in artikel 1 van die Wet op Biodiversiteit;

“bioprospektering” wat in artikel 1 van die Wet op Biodiversiteit daaraan toegeskryf word;

“dier” enige organisme waarvan die taksonomiese klassifikasie onder die dierekoninkryk ANIMALIA val;

“die Wet” die Wet op Nasionale Omgewingsbestuur: Beskermdede Gebiede, 2003 (Wet 57 van 2003);

“eksemplaar” —

- (a) enige lewende of dooie dier, plant of ander organisme;
- (b) 'n saad, eier, gameet of voortbrengsel of gedeelte van 'n dier, plant of ander organisme wat tot propagasie of voortplanting of die oordrag op enige wyse van genetiese eienskappe in staat is;
- (c) enige derivaat van enige dier, plant of ander organisme; of
- (d) enige goedere wat—
 - (i) 'n derivaat van 'n dier, plant of ander organisme bevat; of
 - (ii) volgens 'n meegaande dokument, volgens die verpakking of merk of etiket of volgens enige ander aanduidings, 'n derivaat van 'n dier, plant of ander organisme blyk te wees of te bevat;

“gedragskode” 'n skriftelike, spesifieke stel reëls vir die gebruik van 'n spesifieke natuurreservaat deur gebruikers, wat nie strydig met hierdie verordening is nie;

“gemagtigde amptenaar” 'n werknemer van die Stad verantwoordelik vir die uitvoering van 'n plig of funksie of uitoefening van enige bevoegdheid ingevolge hierdie verordening en ook enige werknemer aan wie die uitvoering of uitoefening van sodanige plig, funksie of bevoegdheid gedelegeer is;

“huisdier” enige perd, ponie, muil, donkie, vee, vark, skaap, bok, kameel, reptiel, hond, kat, haas, en enige ander vee, eksotiese dier of troeteldier;

“kennisgewing” ook 'n skriftelike kennisgewing of verbod, bepaal deur die Stad, wat opvallend op skrif vertoon word, opsioneel gekombineer met die gebruik van piktogramme, of 'n kennisgewing opgerig by of naby die ingangs- of uitgangspunt van 'n natuurrreservaat, en het **“kennis gee”** 'n ooreenstemmende betekenis;

“lugvaartuig” enige voorwerp wat bestuur of aangedryf word, of wat sweef op of oor die oppervlak van 'n natuurreservaat, in geheel of gedeeltelik deur meganiese of elektriese krag, om deur die lugruimte bo 'n natuurreservaat te beweeg;

“modelvliegtuig” 'n miniatuurlugvaartuig wat nie in staat of bedoel is om persone te vervoer nie, en wat vanaf 'n afstand beheer word, met inbegrip van rekreasie-/speelhommeltuie;

“natuurgebied” enige gebied wat opsy gesit is, ongeproklameer, en bestuur word as 'n natuurgebied vir natuurbewaringsdoelwitte deur die Stad of die grondeienaar waar daar 'n medebestuursooreenkoms aangegaan is;

“natuurreservaat” 'n gebied wat ingevolge enige wet in enige Staatskoerant of Provinsiale Koerant geproklameer, beskerm of gepubliseer is vir die doeleindes van natuurbewaring in die Stad, en wat bestuur word deur die Stad of die aangewese bestuursowerheid waar daar 'n medebestuursooreenkoms aangegaan is;

“NEMA” die Wet op Nasionale Omgewingsbestuur, 1998 (Wet 107 van 1998);

“ooptoegangsgebiede” 'n gedeelte van 'n natuurreservaat wat op enige manier binnegegaan of deurbeweeg word waar ingang tot daardie gedeelte van die natuurreservaat nie deur enige toegangspunt of -hek beperk of beheer word nie;

“oorlas” enige daad, versuim of toestand wat aanstootlik, skadelik of gevaarlik is vir gesondheid, of wat weselik inmeng met die gewone gemak, veiligheid, gerief, vrede of stilte van enige gebruiker van 'n natuurreservaat of gerief wat daarmee verband hou;

“oornag” om tussen sonsondergang en sonsopkoms teenwoordig te wees, insluitende kampering, in aangewese gebiede in 'n natuurreservaat;

“pluk” ook sny, afkap, neem, versamel, afpluk, uittrek, afbreek, beskadig of vernietig;

“rekreasie-area” enige area wat opsy gesit is ingevolge die bestuursplan vir algemene en spesifieke rekreasiegebruik deur die publiek binne 'n natuurreservaat;

“rekreasiewater” 'n binnelandse waterliggaam, meer, rivier, stroom, vleiland, vlei, dam, riviermonding of gedeelte daarvan, wat deur die Stad besit en bestuur word, en dit sluit die rande of oewers van sodanige areas in waarteen water as gevolg van getye, periodiek of seisoenaal styg, en wat ook deur die Stad besit en bestuur word;

“skriftelike magtiging” skriftelike toestemming uitgereik deur 'n gemagtigde amptenaar van die Stad ingevolge hierdie verordening, met inbegrip van 'n permit uitgereik ingevolge artikel 15(1) of identifikasiekaart ingevolge artikel 5(5).

“spesie” 'n soort dier, plant of ander organisme wat nie gewoonlik met andersoortige individue kruisteel nie, en ook enige subspesie, kultivar, variëteit, geografiese ras, lyn, hibried of geografies aparte bevolking;

“Stad” die Stad Kaapstad, 'n munisipaliteit ingestel deur die Stad Kaapstad Stigtingskennisgewing no. 479 van 22 September 2000 soos uitgereik ingevolge die Wet op Plaaslike Regering: Munisipale Strukture, 1998 (Wet 117 van 1998) of enige struktuur of werknemer van die Stad wat ingevolge gedelegeerde bevoegdheid optree;

“stormwaterstelsel” beide die opgerigte en natuurlike geriewe met inbegrip van pype, duikers, waterlope en hulle meegaande vloedpleine, hetsy oor of onder grond in openbare of private besit, wat vir die bestuur, versameling, vervoer, tydelike berging, beheer, monitor, behandeling, gebruik en wegvoer van stormwater gebruik of vereis word;

“vaartuig” 'n kragboot, boot, seilboot, windseilbord, vlieërseilbord en enige soort kano of roeiboot, insluitende enige dryftoestel waarop of waarin gestaan of gesit kan word, ongeag of dit meganies, elektries of per hand aangedryf word;

“veiligheidsbeampte” 'n persoon wat nie in die Stad se diens is nie, wat benoem en aangestel is ingevolge artikel 5 om sekere funksies op 'n vrywillige grondslag te verrig;

“voertuig” enigiets wat as 'n motorvoertuig omskryf word ingevolge die Nasionale Padveiligheidswet, 1996 (Wet 93 van 1996); of enige vervoermiddel ontwerp of aangepas om hoofsaaklik op wiele of spore te beweeg;

“waterarea” die water en die bodem of vloer van 'n getylagune, natuurlike meer, getyrivier, rivier of stroom, dam, opvangsdam of vleiland of enige deel daarvan, geleë in 'n natuurreservaat, en sluit die water en die land in tussen die laagste en hoogste lyn tot waar die watervlak van sodanige getylagune, natuurlike meer, getyrivier, rivier of stroom, dam, opvangsdam of vleiland of enige gedeelte daarvan te enige tyd kan sak of styg;

2. Toepassing

Hierdie verordening is van toepassing op enige gebied wat –

- a) geproklameer of erken word as 'n beskermde gebied ingevolge die Wet;
- b) bestuur word as 'n natuurgebied met 'n ewigdurende ooreenkoms met die grondeienaar en teen die titelakte geregistreer is, of
- c) op grond is wat deur die Stad verkry is vir die uitsluitlike doeleindes van natuurbewaring en waar sodanige bedoeling deur 'n Raadsbesluit aangeneem is.

HOOFSTUK 2

MAGTE EN VERANTWOORDELIKHEDE VAN DIE STAD

3. Funksies

Die Stad kan in die bestuur van die natuurreservaat -

- (1) broei- en kweekprogramme bestuur en areas in 'n natuurreservaat as broeiplekke en kwekerye reserveer;
- (2) enige dier, plant of ander organisme wat in 'n natuurreservaat voorkom, verkoop, uitruil of skenk, of enige inheemse spesie wat die Stad wenslik mag ag om in 'n spesifieke natuurreservaat te hervestig, aankoop, uitruil of andersins verkry;
- (3) navorsing onderneem en bevorder;
- (4) enige spesies of eksemplare van spesies beheer, verwyder of uitwis wat hy as nuwenslik beskou om in 'n natuurreservaat te beskerm en bewaar of wat 'n negatiewe uitwerking op die biodiversiteit van die natuurreservaat sal hê;
- (5) enige ontwikkeling uitvoer en enige infrastruktuur bou of oprig wat nodig is vir die bestuur van 'n natuurreservaat, onderworpe aan omgewingsmagtiging ingevolge artikel 24 van die Wet op Nasionale Omgewingsbestuur, 1998 (Wet 107 van 1998), toepaslike verordeninge en die bestuursplan;
- (6) besoekers aan 'n natuurreservaat toelaat;
- (7) redelike stappe neem om die sekuriteit en welsyn van besoekers en personeel te verseker;
- (8) verblyf en fasiliteite aan besoekers en personeel voorsien, insluitende kos- en huishoudelike voorraad;
- (9) enige besigheid bedryf of handel dryf of ander dienste vir die gerief van besoekers en personeel verskaf, insluitende die verkoop van drank, onderworpe aan die toepaslike wetgewing;
- (10) onderworpe aan die voorwaardes wat hy bepaal, magtiging aan enige persoon gee om—
 - (i) enige besigheid te bedryf of handel te dryf of enige dienste te verskaf wat die bestuursowerheid ingevolge hierdie artikel mag bedryf of verskaf;en

- (ii) die infrastruktuur vir sodanige besigheid, handel of diens te voorsien;
- (11) in ooreenkoms met –
- (i) ander Stadsdepartemente, enige diens in 'n natuurreservaat vir die bestuur van die natuurreservaat verskaf wat die Stad ingevolge wetgewing die mandaat het om te verskaf; of
 - (ii) enige ander staatsorgaan, 'n funksie in 'n natuurreservaat verrig wat daardie staatsorgaan ingevolge wetgewing mag verrig; of
- (12) kennisgewings ingevolge artikel 6 uitreik.

4. Kommersiële, gemeenskaps- en besoekersaktiwiteite

(1) Die Stad kan ingevolge die bestuursplan 'n deel van 'n natuurreservaat opsy sit as 'n area waar 'n spesifieke aktiwiteit deur besoekers aan die natuurreservaat, gemeenskappe of belanghebbende groepe beoefen kan word, en moet 'n kennisgewing by die ingang van die natuurreservaat vertoon waar daardie area beskryf word: op voorwaarde dat die aktiwiteit nie die doel waarvoor die natuurreservaat gestig is, in gedrang bring nie.

(2) Die Stad kan, ingevolge die bestuursplan, 'n gedeelte van 'n natuurreservaat opsy sit as 'n area waar 'n kommersiële aktiwiteit deur 'n gemagtigde verskaffer beoefen kan word, en moet 'n kennisgewing by die ingang van die natuurreservaat vertoon waarop sodanige area beskryf word en by die plek waar die kommersiële aktiwiteit beoefen word;

(3) Die Stad kan gedragskodes opstel vir spesifieke gemagtigde aktiwiteite binne 'n natuurreservaat in oorleg met PAAC's, gebruikers of belangegroepe en ander belanghebbende en geraakte partye.

5. Veiligheidsbeamptes

(1) Enige erkende organisasie, klub, of verteenwoordigende liggaam met 'n belang by enige natuurreservaat kan persone by die PAAC of die reservaatbestuuder benoem om as veiligheidsbeamptes oorweeg te word.

(2) 'n PAAC kan veiligheidsbeamptes vir 'n natuurreservaat by die Stad benoem.

(3) Die Stad kan veiligheidsbeamptes vir 'n natuurreservaat aanstel en enige vereistes, bepalinge, voorwaardes of beperkings vir enige sodanige aanstellings skriftelik stel.

- (4) Die Stad moet die PAAC van die aanstelling van enige veiligheidsbeamptes wat hy aanstel, in kennis stel.
- (5) Die Stad moet 'n skriftelike magtiging en 'n identifikasiekaart aan enige behoorlik aangestelde veiligheidsbeampte uitreik.
- (6) Die veiligheidsbeampte moet sy/haar identifikasiekaart of skriftelike magtiging in sy/haar besit hê wanneer enige verantwoordelikheid ten opsigte van hierdie verordening uitgeoefen word.
- (7) Die veiligheidsbeampte kan verbale of skriftelike instruksies aan besoekers gee oor die nakoming van hierdie verordening volgens die voorwaardes van sy of haar skriftelike magtiging.
- (8) Die veiligheidsbeamptes kan skriftelike aanbevelings aan die bestuursowerheid doen oor die nakoming van hierdie verordening deur gebruikersgroepe en besoekers vir verdere optrede en toepassing.
- (9) Die Stad kan die aanstelling van 'n veiligheidsbeampte op aanbeveling van die betrokke PAAC of uit eie beweging kanselleer.

6. Kennisgewings

- (1) Die Stad kan met betrekking tot 'n natuurreservaat, van tyd tot tyd en deur middel van 'n kennisgewing wat by die ingang of op ander geskikte plekke in 'n natuurreservaat vertoon word—
- (a) enige land- of waterarea opsy sit;
 - (b) enige land- of waterarea as 'n rekreasie-area opsy sit;
 - (c) enige land- of waterarea vir 'n doel buiten rekreasie aanwys;
 - (d) die gebruik en toegang van enige persoon, voertuig, vaartuig, huisdier, spesie of eksemplaar tot enige land- of waterarea of gedeelte daarvan verbied of beperk; of
 - (e) die tye en voorwaardes aanwys waartydens en onderworpe waaraan enige sport- of ander aktiwiteite op sodanige land- of waterarea beoefen of uitgevoer kan word.

(2) 'n Kennisgewing kan voorwaardes oplê met betrekking tot die deelname aan of beoefening van enige aktiwiteit in 'n natuurreservaat en die Stad kan te enige tyd 'n kennisgewing deur 'n daaropvolgende kennisgewing wysig of herroep.

(3) Die Stad kan simbole of piktogramme voorskryf wat op openbare kennisgewingborde gebruik moet word en dit sal die betekenis hê soos voorgeskryf in die lys piktogramme aangeheg as bylae A.

(4) Die Stad kan openbare kennisgewingborde binne of naby die natuurreservaat oprig om belanghebbende en geraakte partye in te lig oor toelaatbare en verbode aktiwiteite ingevolge hierdie verordening.

(5) Die Stad kan ook -

(a) die kennisgewing publiseer of uitsaai op 'n wyse wat dit redelikerwys onder die aandag van belanghebbende en geraakte persone sal bring;

(b) afskrifte van die kennisgewing versprei aan persone wat grond in die omgewing van die betrokke natuurreservaat besit of okkupeer; of

(c) openbare vergaderings, PAAC-vergaderings of ander maniere gebruik om inligting onder die aandag van belanghebbende en geraakte persone te bring.

7. Rekreasie-areas binne natuurreservate

(1) Die Stad kan enige kennisgewing soos deur hierdie verordening voorgeskryf binne 'n rekreasie-area vertoon.

(2) Met betrekking tot rekreasie-areas kan die Stad 'n kennisgewing opvallend by 'n ingang van 'n rekreasie-area vertoon met -

(a) die oop- en toemaaktye van daardie rekreasie-area; en

(b) enige reëls wat die bestuursowerheid met betrekking tot daardie rekreasie-area gemaak het.

HOOFSTUK 3

DIE GEBRUIK VAN BIOLOGIESE HULPBRONNE IN NATUURRESERVATE

8. Gebruik van biologiese hulpbronne

Die Stad kan, volgens aansoek en onderworpe aan die bepalings van 'n bestuursplan, deur middel van die toestaan van nieoordraagbare skriftelike magtiging of die aangaan van 'n skriftelike ooreenkoms met die voorwaardes wat nodig geag word, die reg op die volhoubare, gemoniteerde gebruik van geïdentifiseerde biologiese hulpbronne in 'n natuurreservaat aan enige persoon toestaan.

9. Gemeenskapsgebaseerde natuurlikehulpbronbenutting

Die Stad kan na aanleiding van 'n aansoek en onderworpe aan die bepalings van 'n bestuursplan deur middel van skriftelike magtigings of die aangaan van 'n skriftelike ooreenkoms en met die voorwaardes wat nodig geag word, aan enige plaaslike gemeenskap die reg op volhoubare, gemoniteerde gebruik van geïdentifiseerde biologiese hulpbronne in 'n natuurreservaat toestaan.

10. Magtiging vir die gebruik van biologiese hulpbronne

(1) 'n Skriftelike magtiging of skriftelike ooreenkoms soos beoog in artikel 8 of 9, moet—

- a) nie strydig wees met die doel waarvoor 'n natuurreservaat gestig is nie;
- b) die land- en waterarea waarvoor die gebruik van die biologiese hulpbronne toegestaan word, omskryf;
- c) die tydperk waarvoor die reg beoog in artikel 8 en 9 toegestaan word, aantoon; en
- d) die perke vir die gebruik van die biologiese hulpbronne bepaal.

(2) Die Stad moet die land- of waterarea beoog in subartikel (1)(b) afbaken op 'n wyse wat nodig geag word.

(3) 'n Magtiging toegestaan ingevolge artikel 8 of 9 mag nie inmeng met die uitoefening van enige magtiging wat aan 'n ander persoon met betrekking tot die area beoog in subartikel (1)(b) toegestaan is nie.

(4) 'n Magtiging toegestaan ingevolge artikel 8 of 9 moet 'n voorgeskrewe kennistydperk vir kansellering van die reg of wysiging van die voorwaardes vir die toestaan van die reg insluit.

(5) Die Stad kan 'n magtiging toegestaan ingevolge artikel 8 of 9 ten opsigte van die area of gedeelte daarvan kanselleer indien sodanige area of gedeelte daarvan benodig word vir bewaringsdoeleindes of vir doeleindes wat deur die Stad goedgekeur is.

(6) Die Stad kan 'n magtiging wat ingevolge artikel 8 of 9 toegestaan is, kanselleer indien die betrokke persoon of plaaslike gemeenskap nie die voorwaardes nakom wat deur die Stad gestel is nie, of indien die hulpbron of enige ander komponent van die natuurreservaat bedreig word.

(7) 'n Gemagtigde amptenaar kan 'n houer van 'n magtiging beoog in artikel 8 of 9 opdrag gee om alle aktiwiteite onmiddellik te staak en remediërende stappe te doen indien daar gevind of geag word dat die voorgenoemde houer van die skriftelike magtiging enige voorwaardes voorgeskryf in die skriftelike magtiging oortree.

(8) 'n Gemagtigde amptenaar kan te enige tyd sodanige magtiging beoog in artikel 8 en 9 kanselleer of opskort in 'n noodgeval, ramp, lewens- of veiligheidsbedreiging, bedreiging vir die omgewing, of in enige omstandighede waar die gemagtigde amptenaar van mening is dat die voortgesette aktiwiteit enigsins nadelig vir die natuurreservaat kan wees.

HOOFSTUK 4

TOEGANG TOT NATUURRESERVATE

11. Toegang tot natuurreservaat deur gebruikers van biologiese hulpbronne

(1) Die houer van 'n skriftelike magtiging toegestaan ingevolge artikel 8 of 9 hierbo kan, onderworpe aan enige voorwaardes vervat in die skriftelike magtiging, 'n pad of paadjie wat deur die Stad geïdentifiseer is, gebruik vir die redelike uitoefening van 'n skriftelike magtiging om biologiese hulpbronne te gebruik: op voorwaarde dat -

- (a) die Stad enige toegangspad kan sluit of die gebruik daarvan tot bestuursdoeleindes kan beperk;
- (b) indien 'n houer van 'n skriftelike magtiging versuim om enige versperring op 'n toegangspad te verwyder of te herstel wat veroorsaak word in die uitoefening van die skriftelike magtiging, die Stad sodanige verwydering of herstelwerk kan uitvoer, en die koste in hierdie verband van die houer van die skriftelike magtiging kan verhaal;
- (c) die Stad beperkings kan plaas op die soort voertuig, masjinerie of toerusting wat op 'n toegangspad toegelaat word om enige omgewings- of ander skade te verhoed;
- (d) die houer van 'n skriftelike magtiging elke toegangspad wat gebruik word in 'n goeie begaanbare toestand moet hou, redelike gebruikslytasie uitgesluit; en
- (e) 'n houer van 'n skriftelike magtiging geen nuwe toegangspad mag skep of maak vir die verwydering van biologiese hulpbronne of om enige ander rede, sonder die skriftelike magtiging van die Stad nie.

12. Toelating

(1) Toegang aan 'n persoon tot 'n natuurreservaat kan slegs vir 'n spesifieke area of op spesifieke tye toegestaan word soos deur die Stad bepaal word.

(2) Die Stad kan 'n natuurreservaat of enige gedeelte van 'n natuurreservaat sluit-

- (a) indien, na die Stad se mening-
 - (i) die sluiting vir die behoorlike bestuur van die natuurreservaat nodig of wenslik is;

- (ii) die sluiting nodig is sodat die Stad enige van sy funksies ingevolge die Wet of hierdie verordening kan uitvoer; of
- (iii) die veiligheid van persone in gedrang kan wees;
- (b) indien 'n vuurmaakverbod in 'n area van krag is, wat die hele of 'n gedeelte van die natuurreservaat insluit;
- (c) indien die risiko van onbeheerde brande in die natuurreservaat na die Stad se mening baie hoog is;
- (d) indien die Stad se personeel wat die natuurreservaat moet patrolleer of beveilig nie beskikbaar is nie; of
- (e) indien dit na die Stad se mening in die belang van openbare veiligheid is om die natuurreservaat te sluit.

(3) Geen persoon mag sonder die skriftelike magtiging van die Stad 'n natuurreservaat of 'n gedeelte daarvan wat ingevolge subartikel (2) gesluit is, binnegaan of daar bly nie.

13. Toegang tot en verblyf in 'n natuurreservaat

Enige persoon wat 'n natuurreservaat binnegaan of daar bly is onderworpe aan toegangsvoorwaardes wat deur die Stad gestel is.

14. Ingangs- en uitgangspunte

(1) Geen persoon mag, buiten in ooptoegangsareas van 'n natuurreservaat, of onderworpe aan die bepalings van artikel 11, sonder die skriftelike magtiging van die Stad 'n natuurreservaat op enige plek, behalwe deur die aangewese ingangs- en uitgangspunte binnegaan of verlaat nie.

(2) Waar 'n openbare pad, paadjie, fietsrypad of spoorlyn deur 'n natuurreservaat loop-

- (a) benodig 'n persoon nie skriftelike magtiging om op sodanige openbare pad, paadjie, fietsrypad of spoorlyn na 'n bestemming buite die betrokke natuurreservaat te beweeg nie; en
- (b) mag geen persoon -
 - (i) sodanige openbare pad, paadjie, fietsrypad of spoorlyn verlaat nie;

- (ii) 'n natuurreservaat vanaf sodanige openbare pad, paadjie, fietsrypad of spoorlyn binnegaan nie, buiten ter nakoming van artikel 2(1).
- (3) Geen persoon mag sonder die skriftelike magtiging van die Stad 'n vliegtuig op 'n hoogte van laer as 1 500 voet bo grondvlak oor 'n natuurreservaat laat vlieg nie.
- (4) Geen persoon mag 'n vliegtuig in 'n natuurreservaat land, of probeer land sonder die skriftelike magtiging van die Stad nie.
- (5) Geen persoon mag 'n afstandbeheerde lugvaartstelsel (RPAS) oor 'n natuurreservaat laat vlieg of sodanige RPAS in 'n natuurreservaat laat land sonder die skriftelike magtiging van die Stad nie.
- (6) Subartikel (4) en (5) is nie van toepassing nie -
- (a) in 'n noodgeval; of
 - (b) op 'n persoon wat in opdrag van 'n gemagtige amptenaar optree.
- (7) 'n Vliegtuig wat 'n noodlanding doen soos beoog in subartikel (6)(a) hierbo, moet sodanige noodlanding en die aard daarvan binne 'n redelike tyd skriftelik by die reservaatbestuurder of sy benoemde aanmeld voor die vliegtuig uit die natuurreservaat verwyder word, afhangende van die aard van die noodgeval.

15. Bewys van toegang

- (1) Waar skriftelike magtiging of 'n toegangsperrmit nodig is om 'n natuurreservaat in te gaan, moet die persoon wat die natuurreservaat in 'n voertuig of te voet binnegaan, toesien dat die skriftelike magtiging of toegangsperrmit te alle tye in sy of haar besit is en beskikbaar is vir inspeksie tot hy of sy die natuurreservaat verlaat.
- (2) Waar skriftelike magtiging uitgereik word om in 'n natuurreservaat te oornag, moet die skriftelike magtiging te alle tye in die voertuig vertoon word ooreenkomstig subartikel (3) terwyl die persoon in of naby die voertuig oornag.
- (3) Vir die doeleindes van hierdie verordening word 'n skriftelike magtiging beoog in subartikel (2) geag vertoon te wees slegs indien -
- (a) die skriftelike magtiging vertoon word aan die binnekant van die voorruit aan die kant van die voertuig teenoorgesteld van die bestuurdersitplek; of
 - (b) waar, as gevolg van die voertuig se ontwerp, dit nie moontlik is om aan paragraaf (a) te voldoen nie, die skriftelike magtiging op 'n permanente

plek in of op die voertuig vertoon word sodat die skriftelike magtiging vanuit die voertuig na buite wys en maklik gesien en gelees kan word deur 'n persoon wat buite die voertuig is.

16. Veilige binnekoms

Geen persoon mag 'n natuurreservaat binnekom of 'n voertuig of vaartuig in 'n natuurreservaat by 'n plek, pad, rivier of water inbring op 'n onveilige, roekelose of nalatige wyse nie.

17. Oornagverblyf

(1) Geen persoon mag in 'n natuurreservaat oornag-

- (a) sonder skriftelike magtiging van die Stad nie;
- (b) sonder om eers by die natuurreservaat se ontvangskantoor aan te meld of by 'n gemagtigde persoon wat deur die Stad aangewys is om begeleiding te doen nie;
- (c) indien geen akkommodasie vir daardie persoon bespreek of beskikbaar is nie;
- (d) op 'n huisboot of enige vaartuig sonder die skriftelike magtiging van die Stad nie; of
- (e) op enige plek buiten 'n plek wat deur die Stad vir sodanige aktiwiteit aangewys is nie.

(2) Geen persoon mag sonder die skriftelike magtiging van die Stad soos beoog in subartikel (1), in 'n natuurreservaat oornag nie behalwe in 'n area wat deur die Stad vir daardie doel opsy gesit is.

18. Tye van binnekoms en rondbeweeg

(1) Natuurreservate is oop van sonopkoms tot sonsondergang, tensy daar andersins deur middel van 'n kennisgewing by aangewese toegangspunte en by ooptoegangsareas aangetoon word.

(2) Geen persoon mag sonder die skriftelike magtiging van die Stad buite die tye wat deur die Stad bepaal word 'n natuurreservaat binnegaan, verlaat of daarbinne rondbeweeg nie, behalwe in ooptoegangsareas.

HOOFSTUK 5

BEPERKTE AKTIWITEITE

19. Aktiwiteite wat 'n nadelige uitwerking in 'n natuurreservaat kan hê

(1) Geen persoon mag sonder die skriftelike magtiging van die Stad in 'n natuurreservaat-

- (a) enige eksemplaar, of gedeelte daarvan, in 'n natuurreservaat inbring nie;
- (b) enige eksemplaar vervoer, beweeg of andersins verskuif nie;
- (c) doelbewus enige spesie of eksemplaar steur nie;
- (d) enige spesie of eksemplaar voer nie;
- (e) enige opname van enige spesie of eksemplaar of die beeld of reuk van 'n spesie of eksemplaar gebruik om diere te lok nie;
- (f) enige spesie of eksemplaar lok, daarvoor lokaas uitsit of dit uitlok op enige manier of vir enige doel hoegenaamd nie;
- (g) enige plant of enige gedeelte daarvan, insluitende droë hout, sny, beskadig, verwyder of vernietig of in besit daarvan wees nie;
- (h) enige lewende dier op hoegenaamd enige manier, metode of met enige toestel jag, vang of doodmaak nie, insluitende soek, volg, rondry, op wag lê, lok, uitlok deur 'n missiel of projektiel af te vuur, of beseer met die bedoeling om enige sodanige dier te jag, vang, buit of dood te maak nie;
- (i) enige eksemplaar optel, versamel of pluk nie;
- (j) gedeeltes van enige eksemplaar pluk, of sny, afsny, ontwortel, beskadig of vernietig nie;
- (k) in besit wees van of fisies beheer uitoefen oor, enige eksemplaar nie;
- (l) enige eksemplaar laat groei, kweek of op enige ander manier laat voortplant of veroorsaak dat dit vermeerder nie;

(m) enige eksemplaar verkoop of andersins daarmee handel dryf, koop, ontvang, gee, skenk of aanvaar as 'n geskenk, of op enige manier verkry of daarvan ontslae raak nie; of

(n) enige vis hengel, of poog om te hengel, vang of poog om te vang nie buiten in 'n area wat vir sodanige doel aangewys is nie.

(2) Subartikel (19)(1)(c), (d), (e), (f) en (h) is nie van toepassing op die gebruik van visstokke, aas of vislokmiddel met die doel om vis te vang waar sodanige aktiwiteit in 'n natuurreservaat toegelaat word nie.

(3) Geen persoon mag binne 'n natuurreservaat–

(a) doelbewus of op nalatige wyse besoedeling veroorsaak nie;

(b) kultuurerfenishulpbronne ontsier nie; of

(c) enige individuele eksemplaar of bevolking van enige spesie sonder die skriftelike magtiging van die Stad beseer of die dood daarvan veroorsaak nie.

(4) Geen persoon mag, buiten met die skriftelike magtiging van die Stad en onderworpe aan die bestuursplan en NEMA-regulasies, die monding van 'n getylagune of getyrivier in 'n natuurreservaat oop- of toemaak nie.

(5) Geen persoon mag binne 'n natuurreservaat enige afval, vullis, gebruikte houters, uitvloeisel, toiletafval of enige aanstootlike materiaal in die omgewing plaas, gooi, stort of vrystel nie, buiten in daardie aangewese areas wat vir hierdie doel deur die Stad aangewys is.

20. Gespesifiseerde aktiwiteite

(1) Geen persoon mag enige van die volgende aktiwiteite in 'n natuurreservaat onderneem nie buiten met die skriftelike magtiging van die Stad en ooreenkomstig 'n goedgekeurde bestuursplan of omgewingsbestuursplan vir die gespesifiseerde aktiwiteit:

- (a) verfilming en regstreekse versending van fotografiese beelde met 'n webkamera of ander beeldopname- of versendingstoestel, insluitende roetekameras ("trail cams");
- (b) aanbied van toere;
- (c) aanbied van enige soort kompetisie;
- (d) verkoop of verhuur van goedere of die aanbied van verkoop of verhuur van goedere;
- (e) voorsiening of aanbied van enige diens teen 'n betaling of beloning;
- (f) 'n aktiwiteit van enige aard met die doel van fondsinsameling, persoonlike gewin, die maak van wins, of advertering;
- (g) 'n georganiseerde spesiale geleentheid, insluitende sport- en kulturgeleenthede;
- (h) opname van visuele beelde van diere vir enige virtuele jag- of ander sodanige aktiwiteite;
- (i) onderneem van enige soort opleiding, oefeninge of simulaties; of
- (j) omgewingsopvoedingsprogramme en -aktiwiteite.

21. Navorsing en monitering

- (1) Geen persoon mag sonder die skriftelike magtiging van die Stad in 'n natuurreservaat algemene of wetenskaplike navorsing doen of moniteringsprojekte onderneem nie.
- (2) Enige persoon wat wetenskaplike of algemene navorsing of moniteringsprojekte in 'n natuurreservaat doen, moet—
 - (a) 'n skriftelike voorlegging aan die Stad doen waarin die doel en metodologie van die navorsing of monitering beskryf word;
 - (b) in besit wees van alle vereiste permitte en magtigings ingevolge enige ander wetgewing;
 - (c) aan alle gespesifiseerde voorwaardes in die skriftelike magtiging voldoen;
 - (d) alle data en inligting ingewin aan die Stad voorlê in 'n formaat wat deur die Stad bepaal word en op stadiums van die projek wat deur die Stad gespesifiseer word; en
 - (e) afskrifte van alle verslae en bevindings na afhandeling aan die Stad voorlê.

22. Inmenging met grond of substraat

(1) Geen persoon mag, behalwe met die vooraf skriftelike magtiging van die Stad en onderworpe aan enige ander toepaslike wetgewing-

(a) enige van die volgende uit 'n natuurreservaat verwyder nie-

- (i) grond, sand, gruis, klippies, klip, gesteentes, skulpgruis of minerale of soortgelyke materiaal;
- (ii) hout, deklaag of ander dooie plantegroei;
- (iii) fossiele, argeologiese oorblyfsels of kultuurartefakte;
- (iv) koraal of seeskulpe; of
- (v) diere-ontlasting;

(b) enige grond of soortgelyke materiaal in 'n natuurreservaat uitgrawe nie; of

(c) doelbewus in 'n natuurreservaat die volgende versteur nie-

- (i) hout, deklaag, mos of ander dooie plantegroei of diere;
- (ii) termiethope, byeneste, spinnerakke, voëlneste of diereholtes;
- (iii) fossiele, skulphope, argeologiese oorblyfsels of paleontologiese eksemplare of meteoriete;
- (iv) enige van die mariene komponente beoog in paragraaf (a);
- (v) enige voorwerp of materiaal wat vir enige rituele of ander praktyke gebruik is; of
- (vi) enige voorwerp van historiese of kulturele belang.

23. Bioprospektering

Geen persoon mag enige vorm van bioprospektering in 'n natuurreservaat onderneem sonder die vooraf skriftelike magtiging van die Stad nie en dan wel onderworpe aan die voorwaardes wat die Stad bepaal.

24. Geboue en verbeterings

(1) Gebou-ontwikkelings en -verbeterings in 'n natuurreservaat is onderworpe aan vooraf goedkeuring en skriftelike magtiging deur die Stad, en aan enige toepaslike wetgewing, insluitende maar nie beperk nie tot omgewingsmagtiging ingevolge artikel 24 van die Wet op Nasionale Omgewingsbestuur, 1998 (NEMA).

(2) Geen persoon mag sonder die vooraf skriftelike magtiging van die Stad enige gebou, struktuur (tydelik of permanent) of enige ander verbetering, insluitende maar nie beperk nie tot 'n gebou of struktuur van enige soort, kaai, dok, pier, landingsplatform, landingsvlot, ankerboei, vlot, heining of ander versperring, brug, pont, pad of kruising ten opsigte van 'n gebou of onroerende eiendom in 'n natuurreservaat oprig, bou of omskep of laat oprig, bou of omskep nie.

(3) Enige persoon wat ingevolge subartikel (2) aansoek doen om die oprigting van 'n gebou of enige ander verbetering ten opsigte van 'n gebou of ander onroerende eiendom, moet, indien dit deur die Stad versoek word—

(a) in die geval waar vooraf omgewingsmagtiging ingevolge artikel 24 van NEMA nie benodig word nie, ingevolge enige wetgewing 'n onafhanklike omgewingskonsultant aanstel om 'n assessering te onderneem van die voorgestelde oprigting of verbetering ter nakoming van die minimum vereistes bepaal deur die NEMA of ander toepaslike wetgewing, en die bevindings van die assessering aan die Stad voorlê;

(b) in gevalle waar vooraf omgewingsmagtiging ingevolge artikel 2 van die NEMA verpligtend is, sodanige omgewingsmagtiging aan die Stad voorsien voor die Stad die aansoek oorweeg.

25. Stapelriool, putlatrines en ander rioolwegdoeningstelsels

Geen persoon mag sonder die vooraf skriftelike magtiging van die Stad, vergesel van 'n terreinplan, enige stapelrioolstelsel, putlatrine of ander rioolwegdoeningstelsel op enige grond geleë in 'n natuurreservaat bou of op enige manier wysig, uitbrei of vergroot of dit met 'n ander stapelriool, putlatrine of enige ander rioolwegdoeningstelsel vervang nie.

26. Vakansie-oord, karavaanpark, kamp- of piekniekterrein

Geen persoon mag enige vakansie-oord, karavaanpark of kamp- of piekniekterrein waar lede van die publiek, teen betaling of nie, kan bly, kamp of piekniek hou in 'n natuurreservaat bou, vestig, omskep, uitbrei of vergroot nie, buiten ooreenkomstig die bestuursplan vir die natuurreservaat.

27. Grond- en lugruimte

Geen persoon mag in 'n natuurreservaat, buiten met die vooraf skriftelike magtiging van die Stad-

- (a) die sport van rotswandklim beoefen nie;
- (b) die sport van valskermspring of abseil beoefen nie;
- (c) land of wegtrek of poog om te land of weg te trek met enige vliegtuig, helikopter, sweeftuig, hangsweeftuig, valskermsweeftuig of warmlugballon nie;
- (d) 'n warmlugballon laat wegtrek of vlieg nie;
- (e) modelvliegtuie, RPAS of sweeftuie laat vlieg nie;
- (f) enige soort planksport, insluitende sandplankry, seilplankry of vlieërplankry beoefen nie;
- (g) enige gemotoriseerde voertuig vir rekreasiedoeleindes ry nie;
- (h) 'n missiel of ligfakkel in die lugruimte bo 'n natuurreservaat afvuur of skiet nie tensy sodanige aktiwiteit 'n bona fide-noodgeval is; of
- (i) enige vuurwerke in sy of haar besit hê, aansteek of gebruik nie.

28. Waterareas

(1) Geen persoon mag sonder die skriftelike magtiging van die Stad 'n vaartuig op 'n dam, reservoir, meer, rivier of ander waterliggaam in 'n natuurreservaat te water laat nie tensy die water deur die Stad vir die gebruik van vaartuie opsy gesit is.

(2) Geen persoon mag enige herstelwerk, diens, toets of verf van 'n vaartuig in 'n waterarea in 'n natuurreservaat doen nie tensy die vooraf skriftelike magtiging van die Stad daarvoor verkry is.

29. Verwydering en storting in waterareas

Geen persone mag sonder die vooraf skriftelike magtiging van die Stad en buiten onderworpe aan die voorwaardes opgelê deur die Stad op enige wyse in 'n natuurreservaat—

- (a) enige sand, grond of klip uit 'n waterarea verwyder, bagger, pomp of beweeg nie;
- (b) sand, grond, klip of ander materiaal van enige aard in 'n waterarea stort of gooi nie.

30. Huisdiere en vee in natuurreservate

(1) Geen persoon mag, buiten op die voorwaardes wat die Stad van tyd tot tyd bepaal, enige hond, kat of ander huisdier of vee wat aan daardie persoon behoort of onder sy of haar sorg is, toelaat om 'n natuurreservaat in te gaan of daar te bly nie.

(2) Enige hond, kat of ander huisdier, insluitende daardie diere beoog in artikel 30(1), wat nie onder die sorg van enige persoon is nie, kan gevang, en volgens die Stad se diskresie verwyder, geskut of vernietig word.

(3) Enige hond, kat, ander huisdier of vee in 'n natuurreservaat, insluitende daardie diere beoog in artikel 30(1), wat nie onder direkte beheer is deur middel van 'n leiband of soortgelyke teuel nie, kan, tensy in 'n aangewese leiband- of teuelvrye area, gevang en volgens die Stad se diskresie verwyder of geskut word.

31. Vuurwapens en gevaarlike wapens

(1) Geen persoon wat 'n natuurreservaat binnekom, buiten 'n gemagtigde amptenaar of kontrakteur met skriftelike magtiging van die Stad, mag in besit wees van enige vuurwapen, gevaarlike wapen, plofstof, strik of gif nie.

32. Kommersiële aktiwiteite

Geen persoon mag sonder die skriftelike magtiging van die Stad enige aktiwiteit van 'n kommersiële aard, insluitende die bedryf van enige vermaaktoestel, die verkoop van enige goedere, die verhuring van enige toerusting, of enige soortgelyke aktiwiteit in 'n natuurreservaat onderneem nie.

33. Algemene beperkings

(1) Geen persoon wat in 'n natuurreservaat is mag sonder die skriftelike magtiging van die Stad—

(a) enige vertoning of vermaak aanbied, enige besigheid bedryf of handel dryf, of enige geld van die publiek insamel nie;

(b) enige landbou- of tuinmaakaktiwiteite beoefen nie buiten onderworpe aan die voorwaardes wat die Stad van tyd tot tyd oplê;

- (c) enige luidspreker of soortgelyke toestel of ander geraasmakende toerusting gebruik of laat gebruik nie;
- (d) enige hokkie, markiestent of ander struktuur bou of opslaan nie;
- (e) enige openbare vergadering, betoging of byeenkoms organiseer of laat organiseer of bywoon of daaraan deelneem nie; of
- (f) met 'n reservaatgrensheining of voorwerp wat die grens van 'n natuurreservaat afbaken, peuter, dit ontsier, beskadig, verwyder of op enige manier daarmee inmeng nie.

(2) Geen persoon mag -

- (a) doelbewus of op nalatige wyse 'n brand stig of enige brandende voorwerp weggooi op enige plek waar dit enige ander voorwerp aan die brand kan steek nie of andersins optree op 'n wyse wat waarskynlik 'n brand kan laat ontstaan nie, buiten op 'n plek waar vuurmaak deur die Stad toegelaat word;
- (b) in 'n natuurreservaat rook nie, buiten in areas wat vir rook aangewys is; of
- (c) enige vuurwerke afskiet nie.

HOOFSTUK 6

VERBODE AKTIWITEITE

34. Verbodbepalings met betrekking tot voertuie

- (1) Geen persoon wat 'n voertuig in 'n natuurreservaat bestuur mag-
 - (a) op 'n wyse bestuur, parkeer, of stilhou wat 'n oorlas, steurnis, ongerief of gevaar vir enige ander persoon of voertuig inhou nie;
 - (b) bestuur, parkeer of stilhou op enige wyse wat 'n versperring veroorsaak nie;
 - (c) die pad van 'n bestuursoperasie of noodvoertuig versper nie;
 - (d) 'n voertuig parkeer op 'n plek wat nie vir daardie doel deur die Stad aangewys is nie;
 - (e) op enige plek bestuur of parkeer wat nie 'n aangewese pad of aangewese parkeerplek is nie;

(f) enige voertuig op 'n roekelose of nalatige wyse bestuur of bedryf, of doelbewus of opsetlik die veiligheid van enige persoon, spesie of eiendom van watter aard ook al minag nie;

(g) 'n voertuig weg van die aangewese paaie of roetes bestuur nie, buiten in 'n area wat vir daardie doel deur die Stad opsy gesit is; of

(h) 'n voertuig, insluitende maar nie beperk nie tot 'n 4x4-voertuig, veldvoertuig, vierwielmotorfiets en motorfiets vir rekreasiedoeleindes bestuur in 'n area wat nie vir sodanige rekreasie-aktiwiteit afgebaken is nie.

(2) Die Stad kan die gebruik van enige voertuig of soort voertuig binne 'n natuurreservaat of 'n gedeelte van 'n natuurreservaat beperk of belet.

(3) Geen persoon mag 'n natuurreservaat binnegaan of daarin beweeg buiten in 'n voertuig wat voldoen aan die afmetings en ander vereistes bepaal deur die Stad nie.

35. Rommelstrooiery en besoedeling

(1) Geen persoon mag in 'n natuurreservaat-

(a) enige rommel, hetsy industrieel of huishoudelik, weggooi of agterlaat nie, ongeag of daardie rommel biodegradeerbaar of niebiodegradeerbaar is, buiten in 'n area of houer wat vir daardie doel voorsien is;

(b) enige rommel, bottels, gebreekte glas, breekware, erdeware, plastiekware, vullis, sade, vrugte- of groentemateriaal of ander afval weggooi of agterlaat nie, buiten in 'n area of houer wat vir daardie doel voorsien is;

(c) enige skadelike, onwelriekende, aanstootlike of besoedelende middel, stof of ding weggooi, uitgooi of agterlaat nie;

(d) enige diere-afval, dooie spesie of eksemplaar, of dieremis weggooi of agterlaat nie;

(e) enige huishoudelike vullis weggooi nie, buiten in 'n houer wat vir rommel voorsien is;

(f) enige glasartikel, breekware, erdeware, plastiekware of ander bros materiaal opsetlik breek nie;

(g) enige mineraal, minerale afval of ander industriële afval of neweproduk daarvan weggooi, uitgooi of agterlaat nie;

- (h) enige toksiese chemiese stof of middel, farmaseutiese middel, insluitende biododers, of enige ander besoedelende of skadelike stof weggooi of uitgooi nie; of
- (i) spuihouers of enige ander skadelike middel van sodanige aard weggooi nie.

36. Besoedeling van water

- (1) Geen persoon mag te enige tyd of op enige wyse, insluitende deur die gebruik van skoonmaakmiddels, wegdoen met enige vaste of vloeibare afval, insluitende enjinolie, in enige waterarea, vleiland, fontein, pan, put, boorgat, grondwater, dam, reservoir of meer in 'n natuurreservaat nie.
- (2) Geen persoon mag te enige tyd of op enige wyse enige item, medium of voorwerp wat direk of indirek enige waterbesoedeling kan veroorsaak, weggooi, plaas of daarmee wegdoen nie.

37. Algemene verbodsbepalings

- (1) Geen persoon mag in 'n natuurreservaat-
 - (a) enige grond, gebou of struktuur waarvan hy of sy nie regtens die titel hou nie, onwettig okkupeer, daarop bou, oprig, intrek by, bewoon, verkoop of gebruik nie;
 - (b) voortgaan met die oprigting van 'n onvoltooide struktuur na 'n skriftelike kennisgewing om bouwerk te staak deur die Stad uitgereik is nie;
 - (c) enige stuk grond met enige soort materiaal afbaken nie, insluitende maar nie beperk nie tot tou, koord, penne, klippe, klippies, draad, hout of enige ander materiaal, of voortgaan om dit af te baken na 'n skriftelike kennisgewing om enige vorm van afbakening te staak deur die Stad uitgereik is nie;
 - (d) enige afbakening of landmetingspenne opgerig ingevolge enige wetgewing, skuif of verwyder nie;
 - (e) sonder die skriftelike toestemming van die Stad die okkupasie van enige grond toelaat, aanmoedig, motiveer, organiseer of aanhits nie;

- (f) te enige tyd enige radio, kompakskyfspeler, musiekstelsel of musiekinstrument speel of op enige manier hoegenaamd enige geraas veroorsaak wat moontlik enige spesie of eksemplaar of 'n ander persoon kan steur nie;
 - (g) op 'n aanstootlike, onbehoorlike, onsedelike of wanordelike wyse optree nie;
 - (h) by seksuele aktiwiteite betrokke wees of enige persoon vir die doel van prostitusie of onsedelike aktiwiteite uitlok nie;
 - (i) buiten onderworpe aan skriftelike magtiging toegestaan soos beoog in hoofstuk 3, hout of enige boom, struik, kreupelhout, heiningpaal, paal, varing, grasperk, gras, vrug, blom, plant of plantegroei sny, verwyder, uitgrawe, afkap, verbrand, pluk, breek of daar inklim of opklim of skade daaraan veroorsaak nie; of
 - (j) enige nuwe toegangspaaie, paadjies of roetes skep of bou nie.
- (2) Geen persoon mag in 'n natuurreservaat opsetlik enige ander persoon wat die natuurreservaat ter nakoming van hierdie verordening gebruik, versper, steur, onderbreek of hinder nie.
- (3) Geen persoon mag 'n vuurwapen in 'n natuurreservaat afvuur nie, behalwe-
- (a) indien daardie persoon deur die Stad daartoe gemagtig is;
 - (b) vir die afvuur van 'n loskruitpatroon deur 'n lewensredder gedurende 'n georganiseerde kompetisie of deur enige ander persoon wat deur die Stad daartoe gemagtig is gedurende 'n sportbyeenkoms in 'n waterarea; of
 - (c) met betrekking tot die versameling van eksemplare vir wetenskaplike doeleindes, onderworpe aan skriftelike magtiging van die Stad;
- (4) Geen persoon mag in 'n natuurreservaat enige klip, rots, rotsblok, middel, projektiel of missiel gooi, rol of afskiet om enige ander persoon, spesie of eksemplaar in die natuurreservaat in gevaar te stel nie.
- (5) Geen persoon mag in 'n natuurreservaat 'n gemagtigde amptenaar in die uitvoering van sy pligte ingevolge hierdie verordening verhoed, verhinder of keer nie.

HOOFSTUK 7

GELDE EN TARIIEWE

38. Gelde en tariewe

- (1) Die Stad bepaal jaarliks die gelde en tariewe van toepassing op-
 - (a) toegang tot natuurreservate;
 - (b) die gebruik van enige gerief, diens, fasiliteit, vermaakvenue, filmvertoning of optrede aangebied of voorsien of gelewer deur of namens die Stad by of in 'n natuurreservaat; en
 - (c) die bedryf van enige kommersiële aktiviteit;
 - (d) koste wat verband hou met enige remediërende stappe gedoen deur die Stad as gevolg van nienakoming van die verordening.
- (2) Die Stad kan die koste verhaal wat verband hou met remediërende stappe gedoen as gevolg van nienakoming van die verordening.
- (3) Die Stad kan die betaling van toegangsgeld op enige spesifieke dag na sy goëddunke opskort.

HOOFSTUK 8

NAKOMING EN TOEPASSING

39. Gemagtigde amptenare

- (1) Die Stad kan enige personeellid as 'n gemagtigde amptenaar aanstel.
- (2) Enige behoorlik aangestelde gemagtigde amptenaar moet in besit wees van die voorgeskrewe personeelidentifikasiekaart wanneer enige bevoegdheid ingevolge hierdie verordening uitgeoefen word, en moet sodanige kaart op versoek toon.
- (3) Indien die gemagtigde amptenaar beoog in subartikel (2) versuim om die personeelidentifikasiekaart te toon, mag geen bevoegdheid wat ingevolge hierdie verordening toegestaan is, uitgeoefen word nie.

40. Bevoegdhede en funksies van gemagtigde amptenare

(1) In hierdie gedeelte, tensy uit die konteks anders blyk, beteken '**artikel**' enigiets, insluitende 'n struktuur, voorwerp, dokument, boek, rekord of elektroniese inligting of uittreksel, deel of monster daarvan wat volgens 'n redelike vermoede in die oortreding van hierdie verordening gebruik word.

(2) 'n Gemagtigde amptenaar mag sonder 'n lasbrief enige vaartuig, voertuig perseel of persoon stop, betree, deursoek en daarop beslag lê indien die gemagtigde amptenaar redelike gronde het om te vermoed dat 'n oortreding van hierdie verordening op of in sodanige vaartuig, voertuig of perseel gepleeg is of word, indien—

- (a) die persoon in beheer van die vaartuig, voertuig of perseel toestem tot die stop, binnegaan, deursoeking of beslaglegging; of
- (b) die gemagtigde amptenaar redelike gronde het om te vermoed dat 'n lasbrief uitgereik sal word indien die gemagtigde amptenaar daarvoor aansoek sou doen, en die vertraging wat veroorsaak sal word deur die verkryging van sodanige lasbrief die doel van die stop, betreding, deursoeking of beslaglegging sou verydel.

(3) Indien subartikel (2) nie van toepassing is nie, mag 'n gemagtigde amptenaar slegs met die magtiging van 'n lasbrief enige vaartuig, voertuig, perseel of persoon stop, betree en deursoek en op 'n artikel beoog in subartikel (5)(h) beslag lê.

(4) 'n Regter in kamers kan 'n lasbrief beoog in subartikel (3) uitreik op skriftelike versoek van 'n gemagtigde amptenaar indien dit uit die inligting onder eed of bevestiging blyk dat—

- (a) daar redelike gronde bestaan om te glo dat 'n oortreding van hierdie verordening plaasgevind het;
- (b) die deursoeking en beslaglegging moontlik inligting oor die oortreding kan oplewer; en
- (c) die deursoeking en beslaglegging redelikerwys nodig is vir die doeleindes van hierdie verordening.

(5) In die toepassing van of ondersoek na nakoming van hierdie verordening mag 'n gemagtigde amptenaar—

- (a) vergesel wees van 'n folk, 'n polisiebeampte of enige ander persoon wat met die inspeksie kan help;
- (b) enige artikel wat met die ondersoek verband kan hou, inspekteer;

- (c) 'n artikel ondersoek, ontleed, meet of 'n afskrif daarvan maak en dit verwyder vir ondersoek, ontleding, meting, of die maak van 'n afskrif of uittreksel;
 - (d) van 'n persoon verwag om 'n artikel vir inspeksie te toon of af te lewer op sodanige tyd en plek as wat die gemagtigde amptenaar kan bepaal;
 - (e) vir sy of haar ondersoek van enige persoon of enigiets 'n foto neem of 'n oudiovisuele opname maak;
 - (f) 'n persoon ondervra wat na die mening van die gemagtigde amptenaar inligting kan verskaf oor 'n aangeleentheid waarmee hierdie verordening verband hou;
 - (g) 'n persoon opdrag gee om op sodanige tyd en plek as wat die gemagtigde amptenaar bepaal voor hom of haar te verskyn en sodanige persoon, hetsy alleen of in die teenwoordigheid van 'n ander persoon, te ondervra oor 'n aangeleentheid wat met hierdie verordening verband hou; en
 - (h) op 'n artikel beslag lê—
 - (i) wat betrokke is of wat op redelike gronde gemeen word betrokke te wees by 'n oortreding van hierdie verordening;
 - (ii) wat bewys van 'n oortreding van hierdie verordening kan lewer; of
 - (iii) wat bedoel is om gebruik te word of op redelike gronde gemeen word bedoel is om gebruik te word in die pleeg van 'n oortreding van hierdie verordening.
- (6) 'n Persoon wat dit versoek kan, indien moontlik, 'n afskrif maak van 'n artikel wat ingevolge hierdie artikel verwyder gaan word of op beslag gelê gaan word.
- (7) Wanneer 'n gemagtigde amptenaar 'n artikel verwyder of daarop beslag lê, moet die gemagtigde amptenaar 'n kwitansie aan die eienaar of persoon in beheer daarvan uitreik en, indien moontlik, die artikel so gou prakties moontlik terugbesorg na bereiking van die doel waarvoor die artikel verwyder of op beslag gelê is.
- (8) 'n Gemagtigde amptenaar moet sy of haar bevoegdhede en funksies met streng agting vir fatsoenlikheid en orde en met agting vir elke persoon se reg op menswaardigheid, vryheid, sekuriteit en privaatheid uitoefen.
- (9) Nieteenstaande die bepalinge van hierdie verordening, en onderworpe aan enige ander toepaslike wetgewing, mag 'n gemagtigde amptenaar —

- (a) enige voertuig of vaartuig op enige rekreasiewater of in enige natuurreservaat te water laat, bedryf of gebruik met die doel om 'n nood-, reddings- of vervoerdiens te voorsien, 'n munisipale diens te lewer, nakoming van hierdie verordening te verseker, en met die doel om navorsing, monitering of 'n opname te doen;
- (b) enigiets in 'n natuurreservaat doen in die uitoefening van 'n regmatige bevoegdheid of plig; en
- (c) in enige natuurreservaat verbode maniere van visvang gebruik, enige dier jag en biologiese eksemplare versamel om in die loop van die uitvoering van sy of haar pligte sodanige organismes uit te wis, te beheer of inligting vir die beheer, monitering en navorsing daaroor in te samel.

41. Nakomingskennisgewing

(1) Die gemagtigde amptenaar mag 'n skriftelike kennisgewing aan 'n persoon beteken indien daar redelike gronde is om te vermoed dat die persoon hierdie verordening oortree.

Die nakomingskennisgewing moet –

- (a) die gedrag wat 'n oortreding van hierdie verordening uitmaak, beskryf;
- (b) aantoon watter bepaling van hierdie verordening of goedkeuringsvoorwaarde oortree word;
- (c) waar van toepassing, noem dat die onregmatige gedrag 'n misdryf uitmaak en die strafbepaling aantoon;
- (d) waar van toepassing, saam met 'n boete uitgereik word;
- (e) die persoon opdrag gee om die onregmatige gedrag te staak;
- (f) waar van toepassing, voorwaardes oplê wat nagekom moet word en die stappe spesifiseer wat gedoen moet word vir nakoming;
- (g) noem dat versuim om die kennisgewing na te kom 'n misdryf uitmaak en die strafbepaling aantoon; en
- (h) noem dat in die geval van nienakoming van die kennisgewing, die Stad een of meer van die volgende maatreëls kan tref –
 - (i) 'n boete aan die persoon uitreik vir nienakoming van die nakomingskennisgewing;

- (ii) stappe doen om enige nadelige uitwerking wat uit die persoon se optrede voortspruit, reg te stel en die koste van sodanige persoon te verhaal;
- (iii) by 'n bevoegde hof aansoek doen om gepaste regsmiddele insluitende die koste van die aansoek; of
- (iv) strafregtelike vervolging instel.

Die nakomingskennisgewing kan-

- (i) die persoon opdrag gee om die Stad binne 'n bepaalde tyd skriftelik in kennis te stel van die stappe wat gedoen is om die kennisgewing na te kom;
 - (j) 'n persoon opdrag gee om op sy of haar onkoste bepaalde stappe te doen om na die Stad se bevrediging binne 'n bepaalde tyd-
 - (i) 'n aktiwiteit wat 'n nadelige uitwerking op 'n natuurreservaat veroorsaak, voortsit of daartoe bydra, te staak, aan te pas of beheer,
 - (ii) die impak van 'n bepaalde situasie of aktiwiteit te ondersoek, evalueer en assees en daarvoor verslag te doen;
 - (iii) spesifieke maatreëls uit te voer en af te handel;
 - (iv) 'n oorskryding of ongemagtigde struktuur te elimineer of verwyder;
 - (v) die geraakte omgewing te rehabiliteer; of
 - (vi) enige kombinasie van die bepalings in paragraaf (i) tot (v) te doen.
- (2) Indien die persoon aan wie 'n nakomingskennisgewing kragtens subartikel (1) uitgereik is, versuim om die nakomingskennisgewing na te kom, of dit onvoldoende nakom, kan die Stad stappe doen wat die Stad gepas ag om die situasie reg te stel en 'n ander persoon magtig om sodanige stappe te doen.
- (3) Die Stad kan sy eie of 'n gemagtigde persoon se onkoste ingevolge sy beleid oor kredietbeheer en skuldinvordering en die Verordening op Kredietbeheer en Skuldinvordering vir die stappe wat kragtens subartikel (2) gedoen word, en alle onkoste aangegaan as gevolg van die stappe gedoen kragtens subartikel (2), van enige of alle persone aan wie die nakomingskennisgewing uitgereik is, verhaal.

42. Skut van vaartuig, voertuig, items of goedere

- (1) 'n Gemagtigde amptenaar kan, sonder 'n lasbrief, beslag lê op 'n vaartuig, voertuig, items of goedere wat betrokke is by of op redelike gronde vermoed word betrokke te wees by die pleeg van 'n misdryf ingevolge hierdie verordening en sodanige vaartuig, voertuig, items of goedere skut.
- (2) Die gemagtigde amptenaar moet ten tye van die skut 'n skutkennisgewing aan die houer van die geskutte vaartuig, voertuig, items of goedere gee waarin die volgende uiteengesit word-
 - (a) die rede vir die skut;
 - (b) 'n beskrywing van die geskutte vaartuig of voertuig;
 - (c) die adres en kontakbesonderhede van die aangewese skut;
 - (d) die skutgeld; en
 - (e) 'n waarskuwing dat die geskutte vaartuig of voertuig verkoop kan word om die skutgeld en enige boete, koste of skadevergoeding te verhaal.
- (3) Die gemagtigde amptenaar moet 'n geskutte vaartuig of voertuig na die aangewese skut laat neem waar dit gehou en ingevolge hierdie artikel hanteer moet word.
- (4) Die Stad moet die geskutte vaartuig, voertuig, items of goedere aan die eienaar vrystel by bewyslewering van eienaarskap indien, met betrekking tot die misdryf beoog in subartikel (1)-
 - (a) 'n kriminele klag nie gelê word nie of 'n boete of kennisgewing van die voorneme om te vervolg nie binne 72 uur na die skut uitgereik word nie; of
 - (b) die kriminele saak teen alle aangeklaagde persone laat vaar is omdat-
 - (i) die klag teruggetrek is;
 - (ii) die aangeklaagde persone vrygespreek is; of
 - (iii) die aangeklaagde persone skuldig bevind is en die skutgeld en enige boete, onkoste en skadevergoeding betaal is.
- (5) 'n Geskutte vaartuig, voertuig, items of goedere word aan die Stad verbeur en word die eiendom van die Stad indien-
 - (a) 'n hof sodanige verbeuring gelas; of
 - (b) die wettige eienaar van die vaartuig, voertuig, items of goedere nie binne 90 dae van sodanige skut opgespoor kan word nie na redelike pogings om die eienaar op te spoor onsuksesvol was.
- (6) Indien enige betaling beoog in subartikel (4)(b)(iii) nie gedoen word binne die tyd wat die Stad bepaal nie, en indien geen appèl ingedien is by die verstryking van die tydlimiet vir 'n appèl nie, kan die Stad 'n geskutte vaartuig, voertuig, items of goedere verkoop en enige netto opbrengs ooreenkomstig subartikel (7) hanteer.

- (7) Enige netto opbrengs uit die verkoop van 'n geskutte vaartuig, voertuig, items of goedere, moet soos volg en in die onderstaande volgorde aangewend word:
- (a) die verhaling van koste aangegaan deur die Stad gedurende die verbeuring en skut;
 - (b) die betaling van die skutgeld, en enige ander boete, koste of skadevergoeding opgelê deur 'n hof met betrekking tot 'n misdryf beoog in subartikel (1); en
 - (c) terugbetaal word aan die persoon wat die vaartuig, voertuig, items of goedere regtens ten tye van die skut besit het, buiten waar die vaartuig, voertuig, items of goedere aan die Stad verbeur is.
- (8) Die Stad kan skutgeld bepaal en 'n skut beoog in hierdie artikel aanwys.

HOOFSTUK 9

MISDRYWE EN STRAFBEPALINGS

43. Misdrywe

- (1) Enige persoon wat -
- (a) 'n bepaling van hierdie verordening oortree;
 - (b) enige voorwaardes, beperkings of 'n verbod opgelê ingevolge hierdie verordening oortree;
 - (c) versuim om te voldoen aan die bepaling van enige kennisgewing of inligtingsbord wat ingevolge hierdie verordening vertoon word;
 - (d) 'n regmatige opdrag oortree wat 'n gemagtigde amptenaar ingevolge hierdie verordening gee;
 - (e) 'n gemagtigde amptenaar of 'n persoon wat die gemagtigde amptenaar regtens vergesel in die uitvoering van 'n bevoegheid opgedra in hierdie verordening dreig, versper, verhinder of skeltaal teenoor hom of haar gebruik;
 - (f) vals of misleidende inligting verskaf wanneer 'n gemagtigde amptenaar inligting versoek; of
 - (g) hom of haar valslik voordoen as 'n gemagtigde amptenaar wat gemagtig is om namens die Stad ingevolge hierdie verordening op te tree;
- pleeg 'n misdryf.

44. Strafbepalings

(1) Enige persoon wat 'n misdryf waarna in artikel 43 verwys word, pleeg, is strafbaar met 'n boete of by skuldigbevinding met gevangenisstraf vir 'n tydperk van hoogstens twee jaar of sodanige gevangenisstraf sonder die opsie van 'n boete of met beide sodanige boete en sodanige gevangenisstraf.

(2) Bykomend tot die oplegging van 'n boete of gevangenisstraf, kan 'n hof enige persoon wat skuldig bevind is aan 'n misdryf ingevolge hierdie verordening gelas-

- (a) om die skade wat veroorsaak is, reg te stel;
- (b) om 'n vaartuig of voertuig wat ingevolge artikel 42 geskut is aan die Stad te verbeur;
- (c) om die koste aangegaan deur die Stad as gevolg van die oortreding te betaal; en
- (d) om skadevergoeding te betaal vir skade aan 'n ander persoon of eiendom in die natuurreservaat, welke bevel die krag en effek van 'n siviele vonnis het.

(3) Die Stad kan enige persoon wat versuim om enige bepaling van hierdie verordening na te kom, vir 'n bepaalde tydperk belet om enige natuurreservaat/-reservate binne te gaan.

(4) Die Stad kan die toegang om enige natuurreservaat binne te kom van 'n vaartuig of voertuig wat versuim om enige bepaling van hierdie verordening na te kom vir 'n bepaalde tyd beperk.

(5) 'n Verbod opgelê ingevolge subartikels (3) en (4) moet op skrif gestel wees en aan die persoon of eienaar van die vaartuig of voertuig beteken word.

(6) Die Stad moet aan 'n persoon hierbo beoog skriftelike kennisgewing gee van sy voorneme om sodanige persoon ingevolge artikel 44(3) te belet. Sodanige persoon het sewe dae om redes te verskaf waarom die Stad nie sodanige persoon moet belet nie.

(7) 'n Persoon wat ingevolge subartikels (3) en (4) hierbo belet is, moet binne 48 uur van ontvangs van die verbod, skriftelike versoë aan die direkteur: omgewingsbestuur rig oor waarom die verbod gelig of die tydperk daarvan verkort behoort te word.

45. Appèlle

Enige persoon mag appelleer teen 'n administratiewe besluit geneem deur 'n gemagtigde amptenaar ingevolge hierdie verordening ooreenkomstig die bepalings van artikel 62 van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000).

46. Delegasie

'n Funksie, bevoegdheid of plig opgedra aan die Stad ingevolge hierdie verordening kan gedelegeer of gesubdelegeer word aan 'n werknemer van die Stad ooreenkomstig die delegasiestelsel aangeneem deur die munisipale raad van die Stad ooreenkomstig artikel 59 van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000).

47. Vrywaring

Die Stad en gemagtigde amptenare is nie aanspreeklik vir enige verlies gely of skade veroorsaak aan 'n persoon deur die optrede of versuim in goeie trou in verband met die uitvoering van 'n plig kragtens hierdie verordening nie, tensy growwe nalatigheid bewys word.

48. Kort titel en inwerkingtreding

Hierdie verordening staan as die Stad Kaapstad: Verordening op Natuurreserve, 2020 bekend en tree by afkondiging in die Provinsiale Koerant in werking.

BYLAE A

1	Stay on boardwalk		19	Fires in demarcated areas		37	Fishing		55	Restrooms		73	Wheelchair access		91	Swimming allowed		109	Do not pick flora	
2	Stay on pathways		20	Braais allowed		38	Fishing with permit only		56	Female restroom		74	Parking		92	Swimming is dangerous		110	Useful plants	
3	Hiking / Walking		21	No fires		39	No fishing		57	Male restroom		75	Visitors parking		93	No swimming		111	Unique vegetation	
4	Guided walk		22	No fires or gas braais		40	No treble hooks		58	Restaurant		76	No parking		94	Windsurfing		112	Nature appreciation	
5	Trail running		23	No overnighting		41	No fishing off bridges		59	Picnic area		77	Information		95	Water skiing		113	Do not damage fauna or flora	
6	Scenic views		24	No alcohol		42	No fishing at night		60	Use litterbins		78	Speed limit		96	Boat launch		114	General fauna	
7	Pathway		25	No firearms		43	No fishing with nets		61	Bin free area Do not litter		79	No access		97	Motorboating		115	Bird viewing	
8	Dog free running area		26	No hunting		44	No prawn pumping		62	Education facilities		80	No vehicles		98	Sailing		116	Birdhide	
9	Dogs on leash		27	No dumping		45	No bait collection		63	Overnight education facilities		81	No off-road vehicles		99	No sailing		117	Do not feed the animals	
10	No dogs allowed		28	No sand-mining		46	No use of live bait		64	Accommodation		82	No mountain bikes		100	Natural pool		118	Photos allowed	
11	Poop scoop area		29	No music		47	No lobster fishing		65	Permit needed		83	No driving on sand dunes		101	Boma		119	Discovery trail	
12	No driftlines		30	Playground		48	Conservation office		66	Beware of snakes		84	Canoeing allowed		102	Power boats allowed		120	Whale watching	
13	Bag limits		31	No smoking		49	Beach		67	Kite surfing		85	No canoeing		103	No power boats		121	Horse riding	
14	Size limits		32	Do not leave valuables in vehicle		50	No boats of any kind allowed		68	No kite surfing		86	Jet ski's prohibited		104	Electric boats allowed		122	Camping	
15	Beware of falling branches		33	Safeguard valuables		51	Wind surfing		69	No mooring of vessels		87	No water skiing		105	No electric boats		123	4 X 4	

16
Restaurant



17
No camping



18
No hiking/
walking



34
Cafe



35
Administration
office



36
No lighting
match/fires



52
Coffee shop



53
Play area



54
Safety boots



70
Gift shop



71
Canon



72
Safety gloves



88
No defecating



89
Nature
garden



90
Unique fauna
and flora



106
Water bottle



107
Sun hat



108
Tortoises



124
Cellphone



NO.	INTERPRETATION OF SYMBOL	BETEKENIS VAN SIMBOOL	INTSINGISELO YOMQONDISO
1	Stay on boardwalk	Bly op plankpad	Hamba kwibhulorho yabahambi ngeenyawo
2	Stay on pathways	Bly op voetpaaie	Hamba kwiindlelana zenyawo
3	Hiking / walking	Staproete	Kuyahayikwa/kuyahanjwa
4	Guided walk	Begeleide staproete	Uhambo olukhokhelwayo
5	Trail running	Drafroete	Umzila wokubaleka
6	Scenic views	Mooi uitsig	Umbono obukekayo
7	Pathway	Voetpad	Indlela yeenyawo
8	Dog free-running area	Gebied vir loslopende honde	Umandla wokubaleka izinja ezingabotshelelwanga
9	Dogs on leash	Honde aan leiband	Izinja ezibotshelelwayo
10	No dogs allowed	Geen honde toegelaat nie	Azivumelekanga izinja
11	Poop scoop area	Bollieskopie-gebied	Umandla wokukha ilindle lezinja
12	No driftlines	Dryflyne verbode	Azikho iintambo zokuloba
13	Bag limits	Sakbeperkings	Imida yengxowa
14	Size limits	Groottebeperkings	Ubukhulu bomda
15	Beware of falling branches	Pasop vir vallende takke	Lumkela amasebe awayo
16	Restaurant	Restaurant	Irestyurenti
17	No camping	Kamp verbode	Akuvumelekanga ukukhempisha
18	No hiking/walking	Stap verbode	Akuhayikwa/akahanjwa
19	Fires in demarcated areas	Vuurmaak in afgebakende gebiede	Imililo kwimimandla ekhethiweyo
20	Braais allowed	Braaiers toegelaat	Ukoja kuvumelekile
21	No fires	Vuurmaak verbode	Akubaswa mililo
22	No fires or gas braais	Vuurmaak en gasbraaiers verbode	Akubaswa mililo okanye iizitovu zerhasi
23	No overnighting	Oornagverblyf verbode	Akulalwa
24	No alcohol	Alkohol verbode	Akuselwa tywala
25	No firearms	Vuurwapens verbode	Imipu ayivumelekanga
26	No hunting	Jag verbode	Akuzingelwa
27	No dumping	Afvalstorting verbode	Akulahlwa nkunkuma
28	No sand-mining	Sandmynerie verbode	Akwembiwa santi
29	No music	Musiek verbode	Awuvumelekanga umculo
30	Playground	Speelgrond	Indawo yokudlala/ibala lokudlala
31	No smoking	Rook verbode	Akutshaywa
32	Do not leave valuables in vehicle	Moenie kosbare items in voertuig los nie	Musa ukushiya izinto zexabiso emotweni
33	Safeguard valuables	Beveilig kosbare items	Zigade izinto ezixabisekileyo
34	Café	Kafee	Ikhefi
35	Administration office	Administrasiekantoor	I-ofisi yolawu
36	No lighting matches / fires	Vuurmaak / aansteek van vuurhoutjies verbode	Akulayitwa imatshisi / imililo
37	Fishing	Hengel	Ukuloba
38	Fishing with permit only	Hengel slegs met permit	Kulotywa ngemvume kuphela
39	No fishing	Hengel verbode	Akulotywa
40	No treble hooks	Drie-angelhoeke verbode	Akukho magwegwe okuloba
41	No fishing off bridges	Hengel van brug af verbode	Akulotywa ngakwiibhlorho
42	No fishing at night	Hengel snags verbode	Akulotywa ebusuku
43	No fishing with nets	Hengel met nette verbode	Akulotywa ngeminatha
44	No prawn pumping	Pomp van garnale verbode	Akuvumelekanga ukumpontshwa kweprawn

45	No bait collection	Uithaal van aas verbode	Akubheyithwa
46	No use of live bait	Gebruik van lewende aas verbode	Akusetyenziswa izinto eziphilayo xa uloba
47	No lobster fishing	Uithaal van kreef verbode	Akulotywa zilobster
48	Conservation office	Bewaringskantoor	I-ofisi yolondolozo
49	Beach	Strand	Ulwandle
50	No boats of any kind allowed	Alle soorte bote verbode	Akuvumelekanga naluphi na uhlobo lwesikhephe
51	Windsurfing	Seilplankry	Ukusefa
52	Coffee shop	Koffiewinkel	Ivenkile yekofu
53	Play area	Speelarea	Ummandla wokudlala
54	Safety boots	Veiligheidstewels	libhutsi zokhuseleko
55	Restrooms	Kleedkamers	Amagumbi angasese
56	Female restroom	Kleedkamer vir vroue	Igumbi langasese labasetyhini
57	Male restroom	Kleedkamer vir mans	Igumbi langasese lamadoda
58	Restaurant	Restaurant	Irestyurenti
59	Picnic area	Piekniekgebied	Ummandla wepiknikhi
60	Use litterbins	Gebruik vullisdromme	Sebenzisa imigqomo yenkunkuma
61	Bin free area. Do not litter	Dromlose gebied. Rommelstrooiery verbode	Ummandla wemigqomo. Musa ukulahla phantsi inkunkuma
62	Education facilities	Opvoedingsfasiliteite	Amaziko emfundo
63	Overnight education facilities	Oornag-opvoedingsfasiliteite	Amaziko emfundo asebusuku
64	Accommodation	Verblyf	Indawo yokuhlala
65	Permit needed	Permit benodig	Imvume iyafuneka
66	Beware of snakes	Pasop vir slange	Lumkela iinyoka
67	Kite surfing	Vlieërski	Ukubhajiswa kweekayiti
68	No kite surfing	Vlieërski verbode	Akubhajiswa iikayiti
69	No mooring of vessels	Vasmeer van vaartuie verbode	Akuvumelekanga ukubotshelwa kweenqanawa
70	Gift shop	Geskenkwinkel	Ivenkile yezipho
71	Cannon	Kanon	Inkanunu
72	Safety gloves	Veiligheidshandskoene	Igloves zokuzikhusela
73	Wheelchair access	Rolstoeltoegang	Indawo yokungena abakhubazekileyo
74	Parking	Parkering	Ipaki
75	Visitors parking	Besoekersparkering	Ipaki yendwendwe
76	No parking	Parkering verbode	Akupakwa
77	Information	Inligting	Iinkcukacha
78	Speed limit	Spoedbeperking	Isantya somgago
79	No access	Geen toegang nie	Akungenwa
80	No vehicles	Voertuie verbode	Azivumelekanga izithuthi
81	No off-road vehicles	Veldvoertuie verbode	Azivumelekanga izithuthi ezinkulu (off-road vehicles)
82	No mountain bikes	Bergfietse verbode	Azivumelekanga iibhayisekile ezihamba ezintabeni
83	No driving on sand dunes	Bestuur op sandduine verbode	Akuqhutywa kwiingqumba zesanti
84	Canoeing allowed	Kanovaart toegelaat	Kuvumelekile ukuhamba ngephenyane
85	No canoeing	Kanovaart verbode	Akuvumelekanga ukuhamba ngephenyane
86	Jet skis prohibited	Waterponies verbode	Azivumelekanga izithuthuthu zokudlala emanzini
87	No water skiing	Waterski verbode	Akuvumelekanga ukutyibiliza emanzini
88	No defecating	Ontlasting verbode	Akuvumelekanga ukuzithuma

89	Nature garden	Natuurtuin	Igadi yotyani
90	Unique flora and fauna	Unieke flora en fauna	Izityalo kunye nezilwanyana ezizodwa
91	Swimming allowed	Swem toegelaat	Kuvumelekile ukuqubha
92	Swimming is dangerous	Gevaarlike swemgebied	Kuyingozi ukuqubha
93	No swimming	Swem verbode	Akuqujwa
94	Windsurfing	Seilplankry	Ukusefa
95	Water skiing	Waterski	Umdlalo wokutyibiliza emanzini
96	Boat launch	Boot-tewaterlating	Ukuphehlelelwa kwezikhephe
97	Motor boating	Motorbootry	Ukuqhuba isikhephe
98	Sailing	Seiljagry	Ukuhamba ngenqanawa
99	No sailing	Seiljagry verbode	Akuhanjwa ngenqanawa
100	Natural pool	Natuurpoel	Ipuli eyenziwe ngendalo yokusingqongileyo
101	Boma	Boma	Ibhoma
102	Power boats allowed	Kragbote toegelaat	Izikhephe ezinesantya esiphezulu zivumelekile
103	No power boats	Kragbote verbode	Azivumelekanga izikhephe ezinesantya esiphezulu
104	Electric boats allowed	Elektriese bote toegelaat	Zivumelekile izikhephe zombane
105	No electric boats	Elektriese bote verbode	Azivumelekanga izikhephe zombane
106	Water bottle	Waterbottel	Ibhotile yamanzi
107	Sun hat	Sonhoed	Isigqoko selanga
108	Tortoises	Skilpaaie	Ufudo
109	Do not pick flora	Moenie flora pluk nie	Musa ukuzithatha izityalo
110	Useful plants	Nuttige plante	Izityalo ezibalulekileyo
111	Unique vegetation	Unieke plantegroei	Izityalo ezahlukileyo
112	Nature appreciation	Natuurwaardering	Ukuxabisa indalo
113	Do not damage fauna or flora	Moenie fauna of flora beskadig nie	Musa ukuzimoshisa izilwanyana okanye izityalo
114	General fauna	Algemene fauna	Izilwanyana ezizintlobo zonke
115	Bird viewing	Voëlkyk	Ukubukela iintaka
116	Bird hide	Voëlskuiling	Indlwana yokubukela iintaka
117	Do not feed the animals	Moenie diere voer nie	Musa ukutyisa izilwanyana
118	Photos allowed	Foto's toegelaat	Ifoto zivumelekile
119	Discovery trail	Ontdekkingsroete	Ukufunyanwa komkhondo
120	Whale watching	Walviskyk	Ukubukela umnenga
121	Horse riding	Perdry	Ukukhwela ihashe
122	Camping	Kampering	Ukumisa inkampu
123	4x4	4x4	4x4
124	Cellphone	Selfoon	Iselela

**UMthetho
kaMasipala
woLondolozo
lweNdalo weSixeko
saseKapa, 2020**

Ukunika igunya lolawulo, lokusebenzisa, lemisebenzi kunye nokungena kwiindawo zolondolozo lwendalo kummandla weSixeko saseKapa; ukuhlengana namaqela azisebenzisayo kunye namaqela anomdla ngendlela emiselweyo, ukubonelela ngendawo ekhuselekileyo nelungele ukuhlaziya indalo, kunye nokubonelela ngemibandela enxulumene noko.

IMBULAMBETHE

NJENGOKUBA iSixeko singugunyaziwe wolawulo omiselweyo, owathi wachongwa nguMphathiswa, kulondolozo lwendalo owabhengezwa ngokwecandelo 23 loMthetho iNational Environmental Management: Protected Areas Act, 2003 (Act uMthetho onguNomb. 57 wango-2003).

NJENGOKUBA icandelo 156(2) no-(5) loMgaqo-siseko woMzantsi Afrika limisela ukuba uMasipala unakho ukuqulunqa nokulawula imithetho kamasipala kulungiselelwa ulawulo lwemicimbi enelungelo lokuyilawula; kunye nokusebenzisa nawaphi na amagunya olawulo afanelekileyo, okanye anxulumene, nokwenza ngokukuko imisebenzi yakhe;

NANJENGOKUBA iCandelo B leShedyuli 5 loMgaqo-siseko weRiphabhlikhi yoMzantsi Afrika, 1996 lidwelisa izibonelelo izakheko zolonwabo kunye neepaki zikamasipala nolonwabo njengemicimbi yorhulumente wemimandla echazwe kwicandelo 155 (6) (a) no-155 (7);

NJENGOKUBA iSixeko saseKapa sinoxanduva ngokoMgaqosiseko weRiphabhliki yoMzantsi Afrika, 1996 nangokoMthetho weSizwe ongoLawulo lokuSingqongileyo: iMimandla yeNdalo eKhuselekielyo, 2003 (uMthetho onguNomb. 57 wango-2003) lokuphatha, kunye nokulawula ukusetyenziswa, kwemizi yolondolozo lwendalo kummandla wolawulo weSixeko saseKapa apho iSixeko singugunyaziwe wolawulo omiselweyo.

MAWUPHUNYEZWE NGOKU liBhunga leSixeko saseKapa, ngolu hlobo lulandelayo:-

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ISAPHLUKO 1

IMIMISELO EYINTSHAYELELO

1. linkcazelo:

Kulo Mthetho kaMasipala, ngaphandle kokuba umxholo uthetha enye into -

“ inqwelomoya ” ithetha nantoni na eqhutywa okanye ebhajiswa, kwindawo okanye ngaphezu kwendawo yolondolozo lwendalo, ngokupheleleyo okanye inxalenye yayo kusetyenziswa ubuxhakaxhaka boomatshini okanye amandla ombane, ukuze ikwazi ukubhabha emoyeni phezu kwendawo yolondolozo lwendalo.

“ isilwanyana ” sithetha nantoni na ephilayo apho imvelaphi yayo iphuma kubukumkani BWEZILWANYANA.

“ igosa eligunyazisiweyo ” lithetha umsebenzi weSixeko onoxanduva lokwenza nawuphi na umsebenzi okanye lokusebenzisa naliphi igunya ngokwemiqathango yalo Mthetho kaMasipala yaye libandakanya nawuphi na umsebenzi ogunyaziswe ukuba enze umsebenzi othile okanye asebenzise igunya.

“ uMthetho ” uthetha iNational Environmental Management: Protected Areas Act, 2003 (uMthetho onguNomb. 57 wango-2003).

“ umthombo wezinto eziphilayo ” uthetha nawuphi na umthombo:

- (a) onesilwanyana esiphilayo okanye esifileyo, isityalo okanye olunye uhlobo lwesidalwa;
- (b) inxalenye yeso silwanyana, isityalo okanye enye into ephilayo, echazwe kwicandelo 1 loMthetho weBhayodayivesithi okanye
- (c) nayiphi into yemvelo yeso silwanyana, isityalo okanye enye into ephilayo, echazwe kwicandelo 1 loMthetho weBhayodayivesithi ,

“uphando ngezilwanyana nezityalo” lunenkcazelo olunikwe yona kwicandelo 1 lweBiodiversity Act;

“ISixeko” sithetha Sixeko saseKapa, umasipala omiselwe ngokweSaziso sePhondo seSixeko saseKapa, esinguNomb 479 sangomhla wama-22 kuSeptemba 2000, esikhutshwe ngokoMthetho wobuRhulumente boMmandla ongezakheko zikaMasipala, 1998 (uMthetho ongunombolo 117 ka-1998, okanye nasiphi isigqeba okanye umsebenzi weSixeko owenza umsebenzi ngokokugunyaziswa ngumasipala;

“umgaqo wokuziphatha” uthetha uluhlu olubhaliweyo lwemigaqo ethile yokusetyenziswa kwendawo yolondolozo lwendalo ngabantu engaphikisani nalo Mthetho;

“isilwanyana sasekhaya” sithetha naliphi ihashe, iponi, imeyile, idonki, iinkomo, ihagu, igusha, ibhokhwe, inkamela, isirhubuluzi,inja, ikati, umvundla kunye nayo nayiphi imfuyo engenye, isilwanyana singaqhelekanga okanye ipethi;

“isicwangciso solawulo” sibhekiselele kwisicwangciso esiyiliweyo saze sangeniswa kuMphathiswa wePhondo ngokuthobela icandelo 39(2) loMthetho.

“inqwelomoya yokudlala” ibhekiselele kuyo nayiphi inqwelomoya encinane engakwaziyo okanye engenzelwanga ukuhambisa abantu, elawulwa ngerimowuthi yaye ibandakanya iithoyi zokudlala ezenza umdumo;

“indawo yolondolozo lwendalo” ibhekiselele kummandla obhengeziweyo, okhuselweyo okanye opapashiweyo kuyo nayiphi igazethi karhulumente okanye eyephondo ngokwemiqathango yawo nawuphi umthetho ngeenjongo zokulondolozisa indalo kwiSixeko, yaye elawulwa siSixeko okanye ngugunyaziwe wolawulo omiselweyo apho kukho isivumelwano sentsebenziswano esisebenzayo;

“ummandla wendalo” uthetha nawuphi ummandla obekelwe bucala, ongabhengezwanga, yaye olawulwa njengommandla wendalo ngeenjongo zokulondolozisa indalo siSixeko okanye umnini-mhlaba apho kukho isivumelwano sentsebenziswano esisebenzayo.

“NEMA” ithetha iNational Environmental Management Act, 1998 (uMthetho 107 ka-1998).

“isaziso” sibandakanya isaziso okanye isithintelo esibhaliweyo, esimiselwe siSixeko, esibonakala ngokubhalwa, esingadityaniswa nemifanekiso, okanye ibhodi yesaziso esimiswe kwisango okanye kufutshane nesango lokungena okanye ukuphuma kwindawo yolondolozo lwendalo;

“inkathazo” ithetha nasiphi na isenzo, ukushiya okanye imeko ekhubekisayo, eyonzakalisayo okanye enobungozi okanye iyingozi, iyingozi empilweni, okanye ethi iphazamisane nezinto eziqhelekileyo, ukhuseleko, ukuba lula, uxolo okanye ukuthula kwakhe nabani osebenzisa indawo yolondolozo lwendalo okanye izakheko zoncedo ezinxulumene noko;

“imimandla yokungena evulelekileyo” ithetha inxalenye yendawo yolondolozo lwendalo ekungenwa kwaye kunqunyulwe kuyo, apho indawo yokungena kwinxalenye yendawo yolondolozo lwendalo ingenasithintelo okanye ingalawulwa lisango lokungena okanye iheke;

“amaxesha okusebenza” abhekiselele kwixesha eliphakathi yaye elibandakanya ixesha lokuvula kunye nelokuvala lwendawo yolondolozo lwendalo elichazwe kwibhodi yesaziso;

“ubusuku” buthetha ukubakho kwaye kubandakanya ukukhempisha kwimimandla emiselweyo yendawo yolondolozo lwendalo phakathi kokutshona nokuphuma kwelanga;

“ukususa” kubandakanya ukusika, ukunqunqa, ukuthatha, ukuqokelela, ukukhupha, ukuncothula, ukwaphula, ukonakalisa okanye ukutshabalalisa;

“iKomiti yeeNgcebiso ngeMimandla yezeNdalo eKhuselekileyo” (“PAAC”) ibhekiselele kwikomiti emiselwe ngokweMigaqo yoLawulo olululo lweeNdawo zoLondolozo lweNdalo (iGazethi kaRhulumente enguNomb 35021, GNR.99 yangowe-8 kweyoMdumba 2012) equlunqwe ngokwemiqathango yoMthetho.

“ummandla wezolonwabo” uthetha nayiphi indawo ebekelwe bucala ngokwesicwangciso solawulo ukulungiselela ukusetyenziselwa imiba gabalala okanye ezolonwabo luluntu ngaphakathi kwindawo yolondolozo lwendalo;

“amanzi olonwabo” athetha nawaphi amanzi asemhlabeni, ichibi, umlambo, umjelo, umgxobhozo, intlambo, idami, ichweba okanye inxalenye yoko, aphantsi kolawulo lweSixeko, yaye abandakanya imida okanye udonga lwaloo mimandla , apho kuphuma khona amanzi ngokwamaza, ngamathuba athile okanye ngokwamaxesha onyaka, ekwaphantsi kolawulo lweSixeko;

“Inkqubo yokuhutywa kwenqwelomoya ngerimowuthi” (RPAS) ithetha inqwelomoya engenamntu eqhutywa kwisikhululo esisebenzisa irimowuthi yaye ibandakanya iRPAS ebizwa ngokuba ziidroni.

“Igosa lokhuseleko” lithetha umntu ongaqeshwanga siSixeko, otyunjiweyo waze wachongwa ngokwemiqathango yecandelo 5 ukuba enze imisebenzi ethile ngokuzithandela;

“uhlobo lwesidalwa” luthetha luhlobo lwesilwanyana, isityalo okanye esinye isidalwa esingazalisani nezinye zolunye uhlobo, yaye lubandakanya izidalwa ezincinci, isityalo esixubeneyo, uhlobo oluthile lwendawo ethile, isityalo esenziweyo, esintlobombini okanye senye indawo;

“isampilu ethathwe kwisidalwa” lithetha—

- (a) nasiphi isilwanyana isityalo okanye esinye isidalwa esiphilayo okanye esifileyo;
- (b) imbewu, iqanda, ucontsulo okanye inxalenye yesilwanyana, isityalo okanye esinye isidalwa esinokuphinda sintshule okanye sivelise okanye sidlulisele iimpawu zendalo;
- (c) naliphi ilungu lesinye isilwanyana, isityalo okanye esinye isidalwa; okanye

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(d) naziphi izinto—

- (i) ezinelungu lesinye isilwanyana, isityalo okanye esinye isidalwa; okanye
- (ii) kwixwebhu elikhaphayo, kwipakethi, okanye kuphawu, okanye nasiphi esinye isalathisi, kubonakala kukho ilungu lesinye isilwanyana, isityalo okanye esinye isidalwa;

“isakheko samanzi esitshi” sithetha zozibini izakheko ezakhiweyo nezendalo, kubandakanya imibhobho, iidreyini, imijelo yamanzi kunye nemijelo yamanzi ezikhukula ehambelana nazo, nokuba ngaphezulu okanye ngaphantsi komhlaba ophantsi kolawulo lukarhulumente okanye lwabucala osetyenziselwa okanye ofunekayo kulawulo, ukuqokelela, ukuhambisa, ukugcinwa okwethutyana, ukuphatha, ukubeka iliso, ukucocwa, ukusetyenziswa kunye nokulahlwa kwamanzi esitshi;

“isithuthi” sithetha ayiphi into echazwa njengesithuthi ngokwemiqathango yeNationala Road Traffic Act, 1996 (uMthetho onguNomb 93 ka-1996), okanye nayiphi na into yokuhambisa izinto eyilelwe okanye eyakhiwe kwasekuqaleni ukuba ihambe ngamavili okanye kwimizila.

“inqanawa” ithetha isikhephe esinesantya esiphezulu, isikhephe sombane, isikhephe, isikhephe esilawulwa ngamandla omoya, ibhodi yokutyibiliza, ibhodi yokutyibiliza usebenzisa ikhayithi nalo naliphi na iphenyane okanye isikhephe esihamba ngamaphini, kubandakanya nasiphi na isixhobo ekungamiwa kuso, kuhlalwe kuso okanye kuhlalwe ngaphakathi, nokuba ziqhutywa ngenjini, ngombane okanye ngesandla;

“ummandla wamanzi” uthetha amanzi kunye nomphezulu okanye umgangatho walo naliphi ichibi lamanzi, umthombo wendalo, umlambo okanye umjelo, idami, isitsala-manzi, okanye umgxobhozo okanye nayiphi indawo eyinxalenye yawo, elibekwe kwindawo yolondolozo lwendalo, yaye kubandakanya amanzi nomhlaba ophakathi kongqameko olusezantsi noluphezulu apho umthamo wamanzi welo chibi, umthombo wendalo, umlambo okanye umjelo, idami, isitsala-manzi, okanye

umgxobhozo okanye nayiphi indawo eyinxalenye yawo unokuhla okanye unyuke nangaliphi ixesha;

“isigunyaziso esibhaliweyo” sithetha isigunyaziso esibhaliweyo ekhutshwe ligosa eligunyazisiweyo leSixeko ngokwalo Mthetho kaMasipala, yaye sibandakanya nayiphi na imvume ekhutshwe ngokweCandelo 15 (1) okanye ikhadi lokuzazisa elikhutshwe ngokweCandelo 5 (5).

2. Ukusetyenziswa kwalo Mthetho kaMasipala

Lo Mthetho kaMasipala usebenza kuwo nawuphi ummandla ---

- a) obhengezwe okanye omiselwe njengommandla okhuselekileyo ngokwemiqathango yoMthetho;
- b) olawulwa njengommandla wendalo onesivumelwano esingapheliyo nomnini-mhlaba yaye obhalise iitayitile zobunini, okanye
- c) ongumhlaba ofunyenwe siSixeko ngeenjongo zemibandela egxile kulondolozo lwendalo yaye ezo njongo zamkelwa ngesigqibo seBhunga.

ISAHLUKO 2

AMAGUNYA KUNYE NOXANDUVA LWESIXEKO

3. Imisebenzi

ISixeko sinakho kulawulo lwendawo yolondolozo lwendalo -

(1) ukulawula iinkqubo zokufuya nokulima, kwaye sinakho ukugcina imimandla ethile kwindawo yolondolozo lwendalo njengeendawo zokuzalela kunye neendawo zokugcina izityalo;

(2) ukuthengisa, ukutshintshiselana okanye ukunikela ngaso nasiphi isilwanyana, isityalo okanye enye into ephilayo ekhula kwindawo yolondolozo lwendalo, okanye ukuthengisa, ukutshintshiselana okanye kungenjalo ukufumana naziphi iintlobo zemveli zezityalo okanye izilwanyana esinokuthi sizibone zinqweneleka ukuba ziphinde zifakwe kwindawo ethile yolondolozo lwendalo;

(3) ukwenza nokukhuthaza uphando;

(4) ukulawula, ukususa okanye ukutshabalalisa naziphi na iintlobo zezidalwa iisampuli ezithathwe kwiintlobo zezidalwa esizibona zingafuneki ukuba zikhuselwe okanye zigcinwe kwindawo yolondolozo lwendalo okanye ezinokuthi zibe nefuthe elibi kwiintlobo zezilwanyana nezityalo ezikwindawo yolondolozo lwendalo;

(5) ukwenza naluphi uphuhliso kunye nokwakha okanye ukumisa nasiphi na isiseko esingundoqo esifunekayo kulawulo lwendawo yolondolozo lwendalo, ngokuxhomekeke kugunyaziso lokusingqongileyo ngokweCandelo 24 loMthetho weSizwe ongoLawulo lokuSingqongileyo, 1998 (uMthetho onguNomb 107 ka-1998), imithetho kamasipala esebenzayo kunye nesicwangciso solawulo;

(6) ukuvumela iindwendwe kwindawo yolondolozo lwendalo;

(7) ukuthatha amanyathelo afanelekileyo ukuqinisekisa ukhuseleko nempilo yabatyeleli nabasebenzi;

(8) ukubonelela ngeendawo zokuhlala kunye neendawo zeendwendwe kunye nabasebenzi, kubandakanya ukubonelela ngokutya kunye nezinto zasendlini;

(9) ukuqhuba naluphi ushishino okanye urhwebo okanye ukubonelela ngezinye iinkonzo ukulungiselela iindwendwe nabasebenzi, kubandakanya ukuthengisa utywala ngokuxhomekeke kwimithetho esebenzayo;

(10) ukugunyazisa nawuphi umntu, ngokuxhomekeke kwimiqathango eyakuthi iyimisele, ukuba —

(i) aqhube naliphi ishishini okanye urhwebo, okanye abonelele ngayo nayiphi inkonzo, enokuqhutywa inikezelwe ngabasemagunyeni olawulo ngokweli candelo; yaye

(ii) abonelele ngeenkonzo ezisisiseko zeshishini, urhwebo okanye inkonzo leyo;

(11) ngesivumelwano –

(i) namanye amaSebe eSixeko, ukubonelela ngayo nayiphi inkonzo kwindawo yolondolozo lwendalo ukulungiselela ulawulo lwendawo yolondolozo lwendalo, enokuthi igunyaziswe iSixeko ngokwemiqathango yomthetho; okanye

(ii) nalo naliphi elinye icandelo likarhulumente, ukwenza umsitho kwindawo yolondolozo lwendalo apho elo candelo likarhulumente liyakuthi liwenze ngokwemiqathango yomthetho; okanye

(12) ukukhupha iZaziso ngokwecandelo 6.

4. Urhwebo, uluntu nezinto ezenziwa ngabatyeleli

(1) ISixeko sinakho, ngokwesicwangciso solawulo, ukubekela bucala inxalenye yendawo yolondolozo lwendalo, njengommandla apho kungenzelwa khona izinto ezithile ngabatyeleli bendawo yolondolozo lwendalo, uluntu kunye namaqela anomdla, kwaye kufuneka sibeke isaziso kwisango elingena kwindawo yolondolozo lwendalo apho kuchazwa khona ngalo mmandla: Ngokuxhomekeke ekubeni ezo zinto aziphazamisani neenjongo ezo eyathi yasekelwa zona indawo yolondolozo lwendalo.

(2) ISixeko sinakho, ngokwesicwangciso solawulo, ukubekela bucala inxalenye yendawo yolondolozo lwendalo, njengommandla apho kungenzelwa khona umsebenzi worhwebo ngumrhwebi ogunyazisiweyo, kwaye kufuneka sibeke isaziso kwisango elingena kwindawo yolondolozo lwendalo apho kuchazwa khona ngalo msebenzi worhwebo nakwindawo ekuqhutyelwa kuyo umsebenzi worhwebo;

(3) ISixeko sinakho, ngokubonisana namaqela e-PAAC, abasebenzisi okanye amaqela anomdla kunye nalawo achaphazelekayo ukuqulunqa imigaqo yokuziphatha kwizinto ezithile ezigunyazisiweyo kwindawo yolondolozo lwendalo.

5. Amagosa okhuseleko

(1) Nawuphi na umbutho owaziwayo, iklabhu okanye iqumrhu labameli elinomdla kuyo nayiphi indawo yolondolozo lwendalo unakho ukutyumba abantu kwiKomiti yeeNgcebiso ngeMimandla yezeNdalo eKhuselekileyo okanye kumphathi wendawo yolondolozo, ukuze bathathelwe ingqalelo njengamagosa okhuseleko.

(2) IKomiti yeeNgcebiso ngeMimandla yezeNdalo eKhuselekileyo linakho ukutyumba amagosa okhuseleko kwiSixeko ukulungiselela indawo yolondolozo lwendalo

(3) ISixeko sinakho ukuchonga amagosa okhuseleko kwindawo yolondolozo lwendalo kwaye siqulunge ngokubhala phantsi naziphi izinto eziyimfuneko, imigaqo, imiqathango okanye izithintelo kulo naluphi na olo chongo.

(4) ISixeko kufuneka sazise iKomiti yeeNgcebiso ngeMimandla yezeNdalo eKhuselekileyo ngawo onke amagosa okhuseleko aye achongwa.

(5) ISixeko kufuneka sikhuphele naliphi na igosa eliyelachongwa ngokufanelekileyo isigunyaziso esibhaliweyo nekhadi lesazisi.

(6) Igosa lokhuselo kufuneka xa lisenza naluphi na uxanduva ngokuphathelene nalo mthetho kamasipala libenalo kulo ikhadi lesazisi okanye isigunyazo esibhaliweyo.

(7) Igosa lokhuselo linakho ukukhupha imiyalelo ngomlomo okanye ebhaliweyo kubatyeleli ngokuphathelene nokuthobela lo mthetho kamasipala ngokwemiqathango yesigunyaziso sawo esibhaliweyo.

(8) Igosa lokhuselo linakho ukungenisa izindululo ezibhaliweyo kubalawuli abasemagunyeni ngokuphathelene nokuthotyelwa kwalo mthetho ngamaqela asebenzisa indawo yolondolozo lwendalo nabatyeleli ukuze kuthathwe amanye amanyathelo kwaye kunyanzeliswe umthetho.

(9) ISixeko sinakho, ngokwesindululo seKomiti yeeNgcebiso ngeMimandla yezeNdalo eKhuselekileyo efanelekileyo okanye ngokuthanda kwaso, ukurhoxisa ukuchongwa kwalo naliphi na igosa lokhuselo.

6. Izaziso:

(1) Ngokuphathelele nendawo yolondolozo lwendalo, iSixeko sinakho kumaxesha ngamaxesha nangokuthi sibeke iSaziso kwisango lokungena okanye kwiindawo ezifanelekileyo kwindawo yolondolozo lwendalo—

- (a) ukubekela bucala nawuphi na umhlaba okanye ummandla onamanzi;
- (b) ukumisela nawuphi na umhlaba okanye ummandla onamanzi njendawo yolonwabo;
- (c) ukumisela nawuphi na umhlaba okanye ummandla onamanzi ngeenjongo zeminye imibandlela engeyiyo eyolonwabo;
- (d) ukungavumeli okanye ukuthintela ukusetyenziswa kunye ukungena kwakhe nawuphi na umntu, isithuthi, inqanawa, isilwanyana sasekhaya, uhlobo olunye lwezilwanyana nezityalo okanye isampulu yohlobo olunye lwezilwanyana nezityalo kuwo nawuphi na umhlaba okanye ummandla onamanzi okanye inxalenye yawo; okanye
- (e) ukumisela amaxesha kunye nemiqathango ngokuxhomekeke kuyo nayiphi na imidlalo okanye izinto ezingezinye ezinokwenziwa kuloo mhlaba okanye kummandla onamanzi

(2) ISaziso sinakho ukunyanzelisa imiqathango ephathelene nokuthatha inxaxheba okanye ukwenza nayiphi na into kwindawo yolondolozo lwendalo kwaye iSixeko sinakho ukutshintsha okanye sirhoxise iSaziso ngalo naliphi ixesha ngokubeka iSaziso esilandelayo.

(3) ISixeko sinakho ukumisela iisimboli okanye imifanekiso ekufuneka isetyenzisiwe kwiibhodi zezaziso zoluntu kwaye eziimboli ziya kuba nentsingiselo echaziweyo kuluhlu oluphunyeziweyo lwemifanekiso eqhotyoshelwe njengesihlomelo A.

(4) ISixeko sinakho ukumisa iibhodi zezaziso zoluntu ngaphakathi okanye kufutshane nendawo yolondolozo lwendalo ngeenjongo zokwazisa amaqela anomdla nachaphazelekayo ngezinto ezivumelekileyo nezingavumelekanga ngokwalo Mthetho kaMasipala.

(5) Ukongeza, iSixeko sinakho -

- (a) ukupapasha okanye ukubhengeza isaziso ngendlela enika umdla kubantu ezakwenza abantu abanomdla nabachaphazelekayo basithathele ingqalelo;
- (b) ukuhambisa iikopi zesaziso kubantu abangabanini bemihlaba okanye abahlala kumhlaba okummandla wendawo yolondolozo lwendalo echaphazelekayo; okanye
- (c) ukusebenzisa iintlanganiso zoluntu, iintlanganiso zekomiti yeengcebiso ngemimandla yezendalo ekhuselekileyo okanye ezinye iindlela zokuzisa ulwazi kubantu abanomdla nabachaphazelekayo.

7. Iindawo zolonwabo ezingaphakathi kwiNdawo yoLondolozo lweNdawo

(1) ISixeko sinakho, ngaphakathi kwindawo yolonwabo, ukubeka nasiphi na isaziso esifunekayo phantsi kwalo mthetho kamasipala.

(2) Ngokuphathelene neendawo zolonwabo, iSixeko sinakho ubeka isaziso esicacileyo kwindawo yokungena kwindawo yolonwabo esichaza -

- (a) amaxesha okuvula nawokuvala endawo leyo yolonwabo; kunye
- (b) nemigaqo eyenziwe ngabasemagunyeni olawulo ephathelene nalo ndawo yolonwabo.

ISAHLUKO 3

UKUSETYENZISWA KWEMITHOMBO YEZINTO EZIPHILAYO (IZITYALO NEZILWANYANA) KWIINDAWO ZOLONDOLOZO LWENDALO

8. Ukusetyenziswa kwemithombo yezinto eziphilayo

ISixeko sinakho, ngesicelo nangokwemimiselo yesicwangciso solawulo, ngokuthi sinike isigunyaziso esibhaliweyo engenakudluliswa komnye umntu okanye kungenwe kwisivumelwano esibhaliweyo, phantsi kwemiqathango ebonakala iyimfuneko, ukunika nabani na ilungelo kusebenzisa ngokufanelekileyo nangokubekw'iliso imithombo yezendalo kwindawo yolondolozo lwendalo.

9. Ukusetyenziswa kwemithombo yendalo ejoliswe kuluntu

ISixeko sinakho, ngesicelo nangokwemimiselo yesicwangciso solawulo, ngokuthi sinike isigunyaziso esibhaliweyo engenakudluliswa komnye umntu okanye kungenwe kwisivumelwano esibhaliweyo, phantsi kwemiqathango ebonakala iyimfuneko, ukunika nabani na ilungelo kusebenzisa ngokufanelekileyo nangokubekw'iliso kwezibonelelo zemvelo ezimiselweyo kwindawo yolondolozo lwendalo.

10. Ugunyaziso lokusetyenziswa kwemithombo yezinto eziphilayo

(1) Isigunyaziso esibhaliweyo okanye isivumelwano esibhaliweyo njengoko kuchaziwe kwicandelo 8 okanye 9, kufuneka —

- a) singakhabani neenjongo ezasekelwa iindawo yolondolozo lwendalo;
- b) sichaze umhlaba okanye ummandla onamanzi apho kuvumelekileyo ukusetyenziswa kwemithombo yezinto eziphilayo;
- c) sibonise ixesha elinikwe ilungelo elikhankanywe kumacandelo 8 no-9; kwaye
- d) simisele imiqathango yokusetyenziswa kwemithombo yezinto eziphilayo.

(2) ISixeko kufuneka simisele umhlaba okanye ummandla onamanzi okhankanywe kwicandelwana (1)(b) ngolo hlobo lubonwa lufanelekile.

(3) Ugunyaziso olunikezwe ngokwamacandelo 8 okanye 9 malungaphazamisani nokusetyenziswa kwalo naluphi na ugunyaziso olunikwe omnye umntu ngokubhekiselele kummandla okhankanywe kwicandelwana (1) (b).

(4) Ugunyaziso olunikezwe ngokwamacandelo 8 okanye 9 kufuneka lubandakanye ixesha lesaziso elimiselweyo lokurhoxiswa kwelungelo okanye ukulungiswa kwemiqathango evumela ilungelo.

(5) ISixeko sinakho ukurhoxisa ugunyaziso olunikezwe ngokwamacandelo 8 okanye 9 ngokubhekiselele kummandla okanye kwinxalenye yawo, ukuba loo mmandla okanye inxalenye yawo ufunelwa imibandela yolondolozo lwendalo okanye imibandela ephunyezwe siSixeko.

(6) ISixeko sinakho ukurhoxisa ugunyaziso olunikezwe ngokwamacandelo 8 okanye 9 ukuba imiqathango ebekwe siSixeko ayithotyelwa ngumntu ochaphazelekayo okanye uluntu lwengingqi, okanye ukuba umthombo okanye naliphi na elinye icandelo lolondolozo lwendalo liphantsi komngcipheko.

(7) Igosa eligunyazisiweyo lingayalela umnini wesigunyaziso esikhankanywe kumacandelo 8 okanye 9 ukuba ayeke zonke izinto azenzayo ngoko nangoko, kwaye lithathe naliphi na inyathelo lokulungisa ukuba umnini wesigunyaziso esikhankanyiweyo ngasentla ufunyaniswe okanye uthathwa njengowophula nayiphi na imiqathango ekhankanywe kwisigunyaziso esibhaliweyo.

(8) Igosa eligunyazisiweyo lingasirhoxisa nangaliphi na ixesha okanye lisingqumamisa eso sigunyaziso sikhankanywe kumacandelo 8 no-9 kwimeko yexesha likaxakeka, yentlekele, enobungozi kubomi okanye kukhuseleko, enobungozi kwindalo yokusingqongileyo, okanye nakweyiphi na imeko apho igosa eligunyazisiweyo libona isenzo esiqhubekayo ukuba siyingozi nangayiphi na indlela kwindawo yolondolozo lwendalo.

ISAHLUKO 4

UKUNGENA KWIINDAWO ZOLONDOLOZO LWENDALO

11. Ukungena kwabantu abasebenzisa imithombo yezinto eziphilayo kwindawo yolondolozo lwendalo

(1) Umnini wesigunyaziso esibhaliweyo esinikezwe ngokwamacandelo 8 okanye 9 ngentla apha, ngokuxhomekeke kuwo nawuphi na umqathango oqulathwe kwisigunyaziso esibhaliweyo, unakho ukusebenzisa indlela okanye umgaqo omiselwe siSixeko, ngeenjongo zokusebenzisa ngokufanelekileyo isigunyaziso esibhaliweyo sokusebenzisa imithombo yezinto eziphilayo: Ngokuxhomekeke ekubeni -

(a) iSixeko sinakho ukuvala nayiphi na indlela yokungena okanye sinciphise ukusetyenziswa kwayo ngeenjongo zolawulo;

(b) ukuba umnini wesigunyaziso esibhaliweyo uyasilela ukususa okanye ukulungisa nasiphi na isithintelo kwindlela yokungena esibangelwe

kukusetyenziswa kwesigunyaziso esibhaliweyo, iSixeko sinakho ukususa eso sothintelo okanye ukwenza ulungiso, kwaye sibuyisele indleko zokwenza oku kumnini wesigunyaziso esibhaliweyo;

- (c) iSixeko sinakho ukumisela imiqathango kuhlobo lwesithuthi, oomatshini okanye izixhobo ezivumelekileyo kwindlela yokungena ukuze kuthintelwe nawuphi na umonakalo kwindalo okanye umonakalo kwezinye izinto;
- (d) umnini wesigunyaziso esibhaliweyo kufuneka agcine yonke indlela yokungena esetyenziswayo, ngaphandle kokunxiba ngendlela efanelekileyo, ikwimeko efanelekileyo yokuqhuba; kwaye
- (e) umnini wesigunyaziso esibhaliweyo akanakho ukumisela okanye ukwakha nayiphi na indlela entsha yokungena ngeenjongo zokususa imithombo yezinto eziphilayo okanye nangasiphi na esinye isizathu, ngaphandle kwemvume ebhaliweyo yeSixeko.

12. Ukwamkelwa

(1) Umntu onikwe ilungelo lokungena kwindawo yolondolozo lwendalo angavunyelwa ukuba amkelwe kuphela kwindawo ethile kwaye ngamaxesha abekiweyo njengoko emiselwe siSixeko.

(2) ISixeko sinakho ukuyivala indawo yolondolozo lwendalo okanye inxalenye yayo -

(a) ukuba, ngokoluvo lweSixeko -

(i) ukuvalwa kunyanzelekile okanye kuyimfuneko ukulungiselela ulawulo olufanelekileyo lwendawo yolondolozo lwendalo;

(ii) ukuvalwa kuyimfuneko ukuze iSixeko sikwazi ukwenza nayiphi na imisebenzi yaso ngokwemiqathango yalo Mthetho okanye yoMthetho kaMasipala; okanye

(iii) ukhuseleko lwabantu lungasesichengeni;

(b) ukuba kunyanzeliswa ukuvalwa kwemlilo kummandla obandakanya yonke okanye inxalenye yendawo yolondolozo lwendalo;

(c) ukuba umngcipheko womlilo ongalawulekiyo kwindawo yolondolozo lwendalo, ngokokubona kweSixeko, ugqithisile;

(d) ukuba abasebenzi beSixeko abafunekayo ukujikeleza okanye ukukhusela indawo yolondolozo lwendalo abafumaneki; okanye

(e) ukuba, ngokokubona kweSixeko, ukuvala indawo yolondolozo lwendalo kuluncedo kukhuseleko loluntu.

(3) Akukho mntu uvumelekileyo ukuba, ngaphandle kwemvume ebhaliweyo yeSixeko, angene okanye ahlale kwindawo yolondolozo lwendalo, okanye kwinxalenye yayo, evaliweyo ngokwemiqathango yecandelwana (2).

13. Ukungena kunye nokuhlala kwindawo yolondolozo lwendalo

Nabani na ongena okanye ohlala kwindawo yolondolozo lwendalo uxhomekeke kwimiqathango yokungena emiselwe siSixeko.

14. Iindawo zokungena nokuphuma

(1) Akukho mntu, ngaphandle kweendawo ezivulelekileyo kwindawo yolondolozo lwendalo, okanye ngokuxhomekeke kwimiqathango yecandelo 11, uvumelekileyo ukuba angene okanye aphume kwiindawo yolondolozo lwendalo nakweyiphi na indawo engasebenzisi iindawo zokungena nokuphuma ezimiselweyo, ngaphandle kwemvume ebhaliweyo yeSixeko.

(2) Apho kukho indlela yoluntu, indledlana, indlela yebhayisekile, okanye umzila kaloliwe enqumla kwindawo yolondolozo lwendalo-

(a) akukho sigunyaziso sibhaliweyo sifunwayo ukuba umntu ahambe kwindawo yolondolozo lwendalo kuloo ndlela yoluntu, indledlana, indlela yebhayisekile, okanye umzila kaloliwe esiya kwindawo engaphandle kwindawo yolondolozo lwendalo ekuthethwa ngayo; kwaye

(b) akukho mntu uyakuthi -

(i) ashiye loo ndlela yoluntu, indledlana, indlela yebhayisekile, umzila kaloliwe

(ii) angene kwindawo yolondolozo lwendalo esuka kuloo ndlela yoluntu, indledlana, indlela yebhayisekile, umzila kaloliwe ngaphandle kokuthobela icandelo 12 (1).

(3) Akukho mntu uvumelekileyo ukubhabhisa inqwelomoya, kwindawo yolondolozo lwendalo, kumgama ongaphantsi kwe-1500ft ngaphezulu komgangatho womhlaba ngaphandle kwemvume ebhaliweyo evela kwiSixeko.

(4) Akukho mntu uvumelekileyo ukwehlisa, okanye ukuzama ukwehlisa, inqwelomoya kwindawo yolondolozo lwendalo ngaphandle kwemvume ebhaliweyo evela kwiSixeko.

(5) Akukho mntu uvumelekileyo ukubhabhisa inqwelomoya elawulwa ngerimowuthi (iRPAS) kwindawo yolondolozo lwendalo okanye ukwehlisa olo hlobo lweRPAS kwindawo yolondolozo lwendalo ngaphandle kwemvume ebhaliweyo evela kwiSixeko.

(6) Icandelo (4) no- (5) alisebenzi -

(a) ngexesha likaxakeka; okanye

(b) kumntu owenza into ngokwemiyalelo yegosa eligunyazisiweyo.

(7) Inqwelomoya ehlala ngokungxamisekileyo ngokwecandelwana (6) (a) elingentla apha, kufuneka inike ingxelo yokuhlala ngokungxamisekileyo kunye nohlobo lwengxaki, ngokubhaliweyo, kumphathi wendawo yolondolozo lwendalo, okanye lowo amtyumbileyo phambi kokuba inqwelomoya isuswe kwindawo yolondolozo lwendalo, ngexesha elifanelekileyo, kuxhomekeke kuhlobo lwengxaki leyo.

15. Isiqinisekiso sokungena

(1) Apho isigunyaziso esibhaliweyo, okanye imvume yokungena, ifuneka ukuze kungenwe kwindawo yolondolozo lwendalo, umntu ongena kwindawo yolondolozo lwendalo ngesithuthi okanye ngeenyawo, kufuneka aqinisekise ukuba unaso isigunyaziso esibhaliweyo okanye imvume yokungena, kwaye iyafumaneka ukuze ihlolwe ngawo onke amaxesha ade aphume kwindawo yolondolozo lwendalo.

(2) Apho isigunyaziso esibhaliweyo sikhutshelwa ukulala ubusuku kwindawo yolondolozo lwendalo, isigunyaziso esibhaliweyo masibonakale ngawo onke amaxesha kwisithuthi ngokungqinelana necandelwana (3) ngelixa umntu aleleyo ngaphakathi okanye kufutshane nesithuthi.

(3) Ngenxa yeenjongo zalo Mthetho kaMasipala isigunyaziso esibhaliweyo esikhankanywe kwicandelwana (2) sibekwa kwisithuthi kuphela ukuba -

(a) isigunyaziso esibhaliweyo sibekwa ngaphakathi kwiwindiskrini kwicala lesithuthi elimelene nomqhubi; okanye

(b) apho, ngenxa yohlobo lwesithuthi, kungenakwenzeka ukuthobela umhlathi (a), isigunyaziso esibhaliweyo masibekwe kwindawo esisigxina kwisithuthi, ukuze isigunyaziso esibhaliweyo sijonge ngaphandle kwisithuthi ukuze sibonakale lula kwaye sibenakho ukufundwa ngumntu ongaphandle kwesithuthi.

16. Ukungena ngokukhuselekileyo

Akukho mntu uvumelekileyo ukuba angene okanye athathe isithuthi okanye inqanawa kwindawo yolondolozo lwendalo, asise kwindawo, kwindlela, emlanjeni okanye kummandla onamanzi ngendlela engakhuselekanga okanye engenankathalo.

17. Ukuhlala ubusuku

(1) Akukho mntu uvumelekileyo ukulala ubusuku kwindawo yolondolozo lwendalo-

- (a) ngaphandle kwesigunyaziso esibhaliweyo seSixeko;
- (b) ngaphandle kokuzixela kuqala kwi-ofisi yolwamkelo kwindawo yolondolozo lwendalo okanye kumntu ogunyazisiwe siSixeko ukuba enze umsebenzi wokugada abantu;
- (c) ukuba akukho ndawo ibekelwe bucala okanye efumanekayo ukulungiselela loo mntu;
- (d) kwinqanawa eyindlu okanye kuyo nayiphi inqanawa ngaphandle kwesigunyaziso esibhaliweyo seSixeko;
- (e) kuyo nayiphi na indawo ngaphandle kwendawo emiselwe ukwenza oko siSixeko.

(2) Akukho mntu uvumelekileyo, ngaphandle kwesigunyaziso esibhaliweyo seSixeko esikhankanywe kwicandelwana (1), ebusuku kwindawo yolondolozo lwendalo ngaphandle kwendawo ebekelwe bucala siSixeko ukwenza oko.

18. Amaxesha okungena nawokuhamba

(1) Iindawo zolondolozo lwendalo zivuliwe ukususela kusasa kude kutshone ilanga, ngaphandle kokuba kuchazwe ngenye indlela ngesaziso kumasango okungena amiselweyo nakwiindawo ezivulelekileyo zokungena.

(2) Akukho mntu uvumelekileyo, ngaphandle kwesigunyaziso esibhaliweyo seSixeko, ukungena, ukuphuma okanye ukuhamba kwindawo yolondolozo lwendalo ingengawo amaxesha amiselwe siSixeko, ngaphandle kwakwindawo ezivulelekileyo zokungena.

ISAHLUKO 5

IMISEBENZI ENESITHINTELO

19. Imisebenzi apho ingathi ibenempembelelo engalunganga kulondolozo lwendalo

(1) Akuvumelekanga mntu ukuba abekummandla wolondolozo lwendalo engakhange afumane isigunyaziso esibhaliweyo kwiSixeko:

(a) Abonakalise nayiphina indalo okanye inxal'enye yayo kummandla wolondolozo lwendalo;

(b) Agqithise, hambisa okanye kungenjalo atshintsha nasiphina isidalwa;

(c) Aphazamise ngenjongo nasiphina isidalwa (izilwanyana) okanye utyani;

(d) Atyise nasiphina isidalwa okanye utyani;

(e) Asebenzise naluphina urekhodisho lwazo naziphina izidalwa okanye izityalo okanye isampule okanye uluhlu lwezidalwa okanye izityalo ukutsala umdla wezilwanyana;

(f) Ukulinga, ukuthiyisela okanye okanye ukutsala umdla nangayo nayiphina indlela okanye nangayiphina injongo ngokujoliswe kulo naluphina uluhlu lezidalwa okanye olwezityalo;

(g) Ushunqule, wonakalise, ususe okanye utshabalalise okanye uthathele kuwe nasiphina isityalo okanye nayiphina inxal'enye yaso kuquka izikhuni ezomileyo zokubaswa;

(h) Uzingele, uhlasela okanye ubulale nasiphina isilwanyana esiphilayo ngayo nayiphina imigudu, indlela okanye ngesixhobo esithile, kuquka ukuphanda, ukulanda umkhondo, ukuqhuba isithuthi, ukulalela, ukulinga, ukutsala umdla, ukuqhushumbisa iinkanunu okanye isixhobo sokudubula okanye wonzakaliso

ngenjongo yokuzingela izilwanyana, ukufumana, ukuzihlasela okanye ukubulala naso nasiphina isilwanyana;

(i) Udibanise ndaweninye, uqokelele okanye uxinanise nalao naluphina uluhlu lwezilwanyana;

(j) Ucholachole inxenywe okanye unqumle, utoncule, wonakalise okanye utshabalalise nalo naluphina uluhlu lwezilwanyana;

(k) Ubange okanye usebenzise ulawulo lokuphatha ngezandla nalo naluphina uluhlu lwezilwanyana;

(l) Ukhulise, uqhamise okanye nangayo nayiphina indlela yokutyala nalo naluphina uluhlu lwezilwanyana okanye izityalo okanye ubangele ukuba uluhlu olo luphinda-phindane;

(m) Uthengise okanye kungenjalo wenze urhwebo lokuzuza, ufumane, unikezele, wenze umnikelo okanye wamkele njengesipho okanye nangayo nayiphina indlela okanye ubeke esichengeni nalo naluphina uluhlu lwezilwanyana; okanye

(n) Ukuma kwindawo ethile, ukuzama ukuma kkwinsdawo ethile, ukubamba okanye ukuzama ukubambisa intlanzi hayi kwindawo emiselwe ukwenziwa kweso senzo.

(2) Icandelwana-(19)(1)(c), (d), (e), (f), (h) alijolisanga ekusetyenzisweni kweentolo zokuloba, ukuthiyisela okanye ukulukuhla ngenjongo yokuloba apho loo msebenzi uvumelekileyo kwindawo yezolondolozo lwendalo.

(3) Akuvumelekanga mntu kwindawo yolondolozo lwendalo oyakuthi -

(a) Ngenjongo okanye ngokungakhathali abangale ungcoliseko;

(b) Amoshe imithombo yenkcubeko yokulilifa lemveli; okanye

(c) Onzakalise okanye ubangele ukutshabalala koluhlu ngalunye lwendalo okanye naluphina uluhlu lwezilwanyana, engakhange afumane ugunyaziso olubhaliweyo lweSixeko.

(4) Akuvumelekanga nawuphina umntu, ngaphandle kokuba kuqala ugunyaziswe ngokubhaliweyo siSixeko nangokuxhomekeke kwisicwangciso solawulo nemigaqo enge-NEMA, avule okanye avale indawo elunxweme lolwandle okanye indawo yomlambo ekwindawo yolondolozo lwendalo.

(5) Akukho mntu oyakuthi kwindawo yolondolozo lwendalo, abeke, alahle, adampe okanye akhuphe nayiphina inkunkuma kwindawo yolondolozo, asebenzise imigqomo yenkunkuma, ugutyulo, inkunkuma eilindle okanye nayiphina imathiriyeli kwimindawo ngaphandle kwezo zimiselwe oko siSixeko.

20. Imisebenzi ethile ebalulweyo

(1) Akuvumelekanga mntu uyakuthi aqhube nawuphina kule misebenzi ilandelayo kwindawo yolondolo lwendalo, engakhange afumane ugunyaziso olubhaliweyo seSixeko kwaye ngokungqinelana nesicwangciso solawulo esiphunyeziweyo okanye isicwangciso solawulo lokusingqongileyo, ngokujoliswe kwimisebenzi ebalulweyo:

- (a) Ukuqhutyelwa kweefilimu nokufota kusetyenziswa isixokelelwane i-webcam okanye ukurekhodishwa kweefoto okanye isixhobo sokunikezela/sokugqithisa ifoto kuquka iikhemzi zokulanda umkhondo;
- (b) Ukuqhutywa kokhenketho;
- (c) Ukuqhutywa kwalo naluphina uhlobo lezokhuphiswano;
- (d) Ukuthengisa okanye ukuhayarisha kweempahla okanye ukunikezelwa kwempahla ezithengiswayo okanye ezihayarishiswayo;
- (e) Ukubonelela okanye isinikezelo sokubonelela ngayo nayiphina inkonzo ngexabiso elithile okanye ngembuyekezo;
- (f) Naluphina uhlobo lomsebenzi ongenjongo yokunyusa ingxowa yezimali, inzuzo yobuqu, ukwenza inzuzo okanye ukubhengeza okuthile;
- (g) Umsitho othile oququzelelweyo kuquka owezemidlalo okanye imisitho engezenkcubeko;
- (h) Urekhodishe iifoto zezilwanyana kulungiselelwa nawuphina umboniso wokuzingela okanye omnye umsebenzi onxulumene noko;
- (i) Kuqhutywa naluphina uhlobo loqeqesho, ukuthamba okanye imiboniso yokulinganisa; okanye
- (j) linkqubo nemisebenzi engemfundiso ngokusingqongileyo.

21. Uphando nokubek'iliso

(1) Akuvumelekanga mntu kwindawo yolondolozo lwendalo, engakhange afumane ugunyaziso olubhaliweyo kwiSixeko, aqhube uphando lezobunzululwazi okanye olungokuphangaleleyo okanye aqhube iiprowujekthi ezingokubek'iliso.

(2) Nabani na umntu oqhube uphando lezobunzululwazi okanye olungokuphangaleleyo okanye aqhube iiprowujekthi ezingokubek'iliso kwindawo yezolondolozo lwendalo, kufuneka -

- (a) Angenise isiphakamiso ngokubhaliweyo kwiSixeko esicacisa injongo nendlela yezophando okanye engokubek'iliso;
- (b) Abenazo zonke iimpepha-mvume nezigunyaziso, ngokungqinelana nawo nawuphina omnye umthetho;
- (c) Athobele yonke imiqathango ebalulweyo kwisigunyaziso esibhaliweyo;
- (d) Angenise zonke iidatha/iinkcukacha nengcaciso kwiSixeko ngendlela elungiselelweyo apho iyakuthi igqitywe kunye namanqanaba eprowujekthi ebalulwe siSixeko; kwakhona
- (e) Angenise iikopi zazo zonke iingxelo neziphumo kwiSixeko emva koku kugqityiwe.

22. Ukungenelela kumhlaba okanye kumhlaba apho kuphila indalo

(1) Akuvumelekanga namnye umntu, ngaphandle kokuba kuqala ufumene ugunyaziso olubhaliweyo kwiSixeko nangokuxhomekeke kuyo nayiphina imithetho engeminye efanelekileyo -

(a) Asuse kulondolozo lwendalo nawuphina -

- (i) Umhlaba, isanti, amahlalutye, amaqhekeza, amatye, amatye amakhulu, amaqokobhe endalo okanye izimbiwa okanye imathiriyeli ekwanjalo;
- (ii) linkuni, amaxolo okanye naluphna utyani olubunileyo;
- (iii) Okuphilayo kwaze kwabalilitye, iintsalela zobunzululwazi ngezakudala okanye ezobugcisa nenkcubeko;
- (iv) izidalwa zasemanzini okanye amaqokobhe endalo aselwandle; okanye
- (v) Into elilindle lwezilwanyana;

(b) Ombe nawuphina umhlaba okanye imathiriyeli kwindawo yolondolozo lwendalo; okanye

(c) Aphazamise ngenjongo kwindawo yolondolozo lwendalo -

- (i) linkuni, amaxolo omthi, isichumiso (ikhomposti) okanye naluphina utyani olubunileyo okanye isilwanyana esifileyo;
- (ii) Atshabalalise iindulana, izindlwana zeenyosi, iingubo zezigcawu, izindlwana zeentaka okanye imigxunya yezilwanyana;
- (iii) Into eyayiphila mandulo yajika yalilitye, iqokobhe eliyinkunkuma, iintsalela zobunzululwazi ngezakudala okanye ezobunzululwazi ngezidalwa zamandulo okanye amatye anqabileyo;
- (iv) Nayiphina imibandela yaselwandle ebonakaliswe kumhlathi (a);
- (v) Nayiphina into okanye imathiriyeli okanye eyathi yasetyenziswa kulo naliphina isiko nokanye umcimbi ongomnye; okanye
- (vi) Nayiphina into ethi ibenemvelaphi yezembali okanye eyezenkcubeko.

23. Uphando ngezilwanyana nezityalo

Akukho mntu uyakuthi aphande nangayo nayiphina indlela okanye indlela yokusebenzisa imithombo yendalo, afumane amasuntswana ezizezinye izinto ezinjengeekhemikhali namachiza (ibhayoprospekthingi) kwindawo yolondolozo lwendalo kungakhange kufumaneka ugunyaziso olubhaliweyo kwiSixeko nangaphandle kwemiqathango emiselwe siSixeko.

24. Izakhiwo nophuculo

(1) Uphuhliso lwezakhiwo nophuculo kwindawo yolondolozo lwendalo luthi luxhomekeke kuqala ekuphunyezweni nogunyaziso olubhaliweyo oluphuma kwiSixeko, nakuwo nawuphina umthetho ofanelekileyo kuquka kodwa kungekho ngeneno kugunyaziso lokusingqongileyo, ngokungqinelana necandelo-24 loMthetho weSizwe ongoLawulo lokuSingqongileyo wango-1998 (NEMA).

(2) Akukho mntu kwindawo yolondolozo lwendalo uyakuthi engakhange afumane kuqala ugunyaziso olubhaliweyo siSixeko, agxumeke, akhe, okanye aguqule okanye abengele ukuba kugxunyekwe, kwakhiwe okanye kuguqulwe naso nasiphina isakhiwo, isakheko (sisenokuba sesexeshana okanye sisigxina) okanye nalo naliphina uphuculo olungolunye, kuquka kodwa kungekho ngeneno kwisakhiwo okanye isakheko esilo nalupha uhlobo, indawo eyikwari, idokisi, ithambeka, isigaba

sokwehlela, ukuba kumphezulu womhlaba, umalathisi ongumdandalazisi, iraffi, ucingo olubiyeleyo okanye nasoiphina isithinteli, ibhulorho, isixhaso, indlela isiphambuka ngokujoliswe kwisakhiwo okanye ipropati enokususwa.

(3) Nabani umntu othe wenza isicelo ngokwecandelwana-(2) elingokugxunyekwa kwesakhiwo okanye nalo naluphina uphuculo olungolunye ngokujoliswe kwisakhiwo okanye ipropati engine enokususwa, kufuneka ukuba kuyimfuneko ukwenziwa oko siSixeko -

(a) Apho xa kuthe kuqala ugunyaziso lokusingqongileyo ngokwecandelo-24 le-NEMA elithe alafuneka, ngokwawo nawuphina umthetho obophelela umcebisi ozimeleyo wokusingqongileyo ukuba aqhube uvavanyo lwesiphakamiso eso sogxumeko okanye sophuculo kuthotyelwa imimiselo ethile equlunqwe yi-NEMA, okanye umthetho ongomnye ofanelekileyo, kwaye kungeniswe iziphumo zovavanyo olo kwiSixeko;

(b) Kwiimeko apho ugunyaziso lokusingqongileyo luye lwanyanzeleka ngokungqinelana necandelo-24 le- NEMA, kubonelelwe iSixeko ngolo gunyaziso lokusingqongileyo ngaphambi kokuba iSixeko sithathele ingqalelo isicelo.

25. Iidreyini zesiFrentshi, imigxunyana kawonke yokuzithuma kwiindawo zokukhempisha nezinye izixokelelwane ezinikezela ngogutyulo

Akuvumelekanga mntu engakhange kuqala afumane ugunyaziso olubhaliweyo kwiSixeko, olukhatshwa sisicwangciso sesiza, agxumeke okanye nangayo nayiphina indlela aguqule okanye andise naysiphina isixokelelwane sedreyini yesifrentshi, imigxunyana yokuzithuma yexeshana okanye naso nasiphina isixokelelwane sonikezelo logutyulo esingesiye kuwo nawuphina umhlaba okwindawo yolondolozo lwendalo okanye utshintshelwe ngesiye isixhobo sedreyini sesifrentshi, imigxunyana yokuzithuma yexeshana okanye nasiphina isixokelelwane esingesiye sonikezelo logutyulo.

26. Iindawo zokuchithela iholide, iikharavan paki, iindawo zokukhempisha okanye zepikniki

Akukho mntu angagxumeka, amisele, aguqule, andise okanye anweniswe nayiphina indawo yeholide, iikharavan paki okanye indawo yokukhempisha okanye eyepikniki kwindawo yezolondolozo lwendalo apho amalungu oluntu anokuhlala, akhempishe okanye enze ipikniki, emva kokuba behlawule umrhumo okanye hayi, kungenjalo ngokungqinelana nesicwangciso solawulo esijoliswe kwindawo yezolondolozo lwendalo.

27. Umhlaba nendawo yasemoyeni

Akuvumelekanga mntu kwindawo yezolondolozo lwendalo, ngaphandle kokuba kuqala uye wafumana ugunyaziso olubhaliweyo kwiSixeko -

- (a) Abandakanyeke kumdlalo wokugwenkcela kwilitye eliyintaba eliphezulu;
- (b) Abandakanyeke kumdlalo weeparashuti okanye owokujinga kwilitye eliyintaba eliphezulu
- (c) Ahlale kumhlaba okanye aknye afuduke okanye azame ukusuka emhlabeni ngayo nayiphina inqwelo-moya, ihelikopta, ukusebenzisa inqwelo-ntaka encinane (iglayinda), iglayinda esemoyeni okanye ibhaloni enomoya oshushu;
- (d) Amisele okanye abhahise ibhaloni enomoya oshushu;
- (e) Asebenzise inqwelo-moya encinane, i-RPAS okanye iglayinda;
- (f) Abandakanyeke kuwo nawuphina umdlalo ongokukhwela, kuquka ukukhwela esantini, ukutyibiliza elwandle usebenzisa mandla omoya, ukutyibiliza usebenzisa amandla ekayiti okanye isityibilizi sohambo esakhiweyo
- (g) Asebenzise nasiphina isithuthi esiyimoto ngenjongo yozolonwabo;
- (h) Umisele okanye uphemebelele inkanunu okanye uqhushumbise emoyeni ngaphezulu kwindawo yezolondolozo lwendalo ngaphandle kokuba loo msebenzi ugunyaziselwe njengowexesha likaxekeka; okanye
- (i) Uphathe, ubase okanye usebenzise naluphina uhlobo lwezitakisi-ntlanzi.

28. Imimandla enamanzi

(1) Akukho mntu uvumelekileyo engakhange afumane ugunyaziso olubhaliweyo kwiSixeko, amisele okanye asebenzise iphenyane edamini, kuvimba wamanzi, kumjelo, kumlambo oanye nayiphina indawo enamanzi kwindawo yezolondolozo lwendalo

ngaphandle kokuba amanzi aye abekelwa ecaleni siSixeko ukuba asetyenziswe ngamaphenyane.

(2) Akukhomntu uvumelekileyo ukuba aqhube naluphina ukhando/ulungiso, ukwenza inkonzo, uvavanyo, ukupeyinta naliphina iphenyane kummandla wamanzi kulondolozo lwendalo ngaphandle kokuba ngaphambi koko kuye kwafunyanwa ugunyaziso olubhaliweyo kwiSixeko.

29. Ukususa nokulahla kwimimandla yamanzi

Akukho mntu uyakuthi, ngaphambi kokuba afumane ugunyaziso olubhaliweyo kwiSixeko nangaphandle kwemiqathango emiselwe siSixeko, nango nayiphina indlela kwindawo yolondolozo -

- (a) Asuse, agrumbe, ampompe okanye asuse nayiphina isanti, umhlaba okanye amatye kummandla onamanzi;
- (b) Ashiye, alahle okanye ajule isanti, umhlaba, amatye okanye nayo nayiphina imathiriyeli engolunye uhlobo kummandla onamanzi.

30. Izilwanyana zasekhaya nemfuyo kwiindawo zolondolozo lwendalo

(1) Akukho mntu uvumelekileyo, ngaphandle kokubaphantsi kwemiqathango enikezelwe siSixeko ngokwamaxesha ngamaxesha, oyakuthi avumele nayiphinainja, ikati kanye iilwanyana sasekahaya esingesiye okanye imfuyo ephantsi kwakhe okanye ephantsi konakekelo lwaloo mntu ukuba ingene okanye ihlale kwindawo yolondolozo lwendalo.

(2) Nayiphinainja, ikati okanye isilwanyana sasekhaya esingesiye kuquka ezo zibonakaliswe kwicandelo-30(1) apho singekho phantsi konakelelo lwaye nawuphina umntu, singabanjwa kwaye sisuswe, sithinjweokanye sitshatyalaliswe phantsi kwengqiqo yeSixeko.

(3) Nayiphinainja, ikati, isilwanyana esingesiye sasekhaya okanye imfuyo ekwindawo yezolondolozo lwendalo, kuquka ezo zibonakaliswe kwicandelo-30(1) apho zingakho phantsi kolawulo olungqalileyo olungokurhuqwa kwentambo okanye ulawulo olunxulumene noko, ngaphandle kokuba sikwindawo emiselwe oko/ukurhuqwa

okanye indawo yokuzihambela ngokukhululekileyo, singabanjwa kwaye sisuswe okanye sithinjwe phantsi kwengqiqo yeSixeko.

31. Imipu nezixhobo ezinobungozi

(1) Akuvumelekanga mntu ngaphandle kokuba ligosa eligunyazisiweyo okanye unokotraka onesigunyaziso esibhaliweyo siSixeko, othi angene kwindawo yezolondolozo, apho angabe uphethe umpu, isixhobo esinobungozi, isiqhushumbisi, isabatha okanye ityhefu.

32. Imisebenzi engezorhwebo

Akuvumekanga namnye umntu ukuba aqhube nawuphina kwimisebenzi eluihlobo lezorhwebo kuquka ukuqhutywa nayiphina inkqubo engezolonwabo, ukuthengiswa kwazo naziphina iinlobo zempahla, ukuhayarishwa nasiphina isixokelelwane okanye nayo nayiphina intshukumo elolo hlobo kwindawo yezolondolozo lwendalo.

33. Izithintelo ngokuphangaleleyo

- (1) Akuvumelekanga mntu ukuba okummandla wolondolozo lwendalo engakhange afumane isigunyaziso esibhaliweyo kwiSixeko, oyakuthi -
- (a) Anikezele naywuphina umboniso okanye ezolonwabo, aqhube nalo naluphina uhlobo lorhwebo okanye ushishino okanye aqokkelele nayiphina imali kuluntu;
 - (b) Aqhube nawo nawuphina kwimisebenzi yezolimo okanye owegadi, ngaphandle kokuba kuxhomekeke kwimiqathango apho iSixeko singayimisela ngokwamaxesha ngamaxesha;
 - (c) Asebenzise okanye abangele ukusetyenziswa kwaso nasiphina isixhobo sesandisi-lizwi okanye esilolo hlobo okanye esingesinde esibangela ingxolo;
 - (d) Akhe okanye agxumeke naliphina iqonga, isheltha okanye isakheko esingesinde;
 - (e) Aququzelele okanye abangele uququzelelo okanye azimase okanye athabathe inxaxheba kuyo nayiphina intlanganiselo yoluntu, umheshuzo okanye indibano; okanye

(f) Aphazamise, amoshe, onakalise, asuse okanye nalo naluphina uhlobo lophazamiso kucingo olubiyeleyo indawo yezolondolozo lwendalo okanye ninto engumda yendawo yezolondolozo lwendalo.

(2) Akuvumelekanga mntu angathi -

(a) Ngenjongo okanye ngokungakhathali abangele umlilo okanye alahle nayiphina into evuthayo kuyo nayiphina indawo apho ingathi iphembelele umlilo ojoliswe kwenye into kanye asebenze ngendlela apho kungabangela ukuqhambuko komlilo, ngaphandle kwendawo apho kuvunyelwe siSixeko ukubaswa komlilo;

(b) Atshaye kwindawo yezolondolozo lwendalo, ngaphandle kwemimandla apho kumiselwe/kuvumelekele ukutshaya; okanye

(c) Asebenzise naluphina uhlobo lwesitakisi-zintlantsi.

ISAHLUKO 6

IMISEBENZI/IZINTO EZINGAVUMELEKANGA

34. Okungavumelekanga okujoliswe kwizithuthi

(1) Akuvumelekanga umntu oqhuba isithuthi kwindawo yezolondolozo lwendalo, apho -

(a) Aqhuba, apake, okanye amise ngendlela apho ethi ibangele inkathazo, uphazamiseko, ingxaki okanye ingozi komnye umntu okanye kwesinye isithuthi;

(b) Aqhuba, apake okanye amise ngayo nayiphina indlela ethi ibangele ukubloka indlela;

(c) Abhuloke indlela engolawulo lokusebenza okanye isithuthi sexesha likaxakeka;

(d) Apake isithuthi kwindawo hayi kwindawo emiselwe oko siSixeko;

(e) Aqhube okanye upake naphina ngaphandle kwendlela emiselwe oko okanye ummandla omiselwe ukupaka;

(f) Aqhube okanye asebenzise nasiphina isithuthi ngendlela apho enobundlobongela okanye engenankathatlo okanye ngendlela yangabom okanye ngenjongo yokujongela phantsi ukhuseleko laye naluphina umntu, isinambuzane, utyani okanye ipropati yolwayo naluphina uhlobo;

(g) Aqhube isithuthi kwiindlela ezingamiselwanga oko okanye kwimizila yendlela, ngaphandle kommandla obekelwe bucala siSixeko ukuba kwenziwe loo mbandela; okanye

(h) Aqhube isithuthi esenzela ulonwabo, kuquka kodwa kukngekho ngeneno kokusebenzisa isithuthi esikhulu obuyi- 4x4, kwindlela engalungiswanga, izithuthu zokunyuka iintaba nendlela emxinwa neemoto zomdyarho kwindawo apho engamiselwanga loo msebenzi wezolonwabo.

(2) ISixeko singakuthintela okanye sikwale ukusetyenziswa kwaso nasiphina isithuthi okanye uhlobo oluthile lwesithuthi kwindawo yezolondolozo lwendalo.

(3) Akukho mntu angangena okanye ahambele kwindawo yezolondolozo lwendalo ngaphandle kokuba uhamba ngesithuthi esithi sithobele imimiselo neminye imiqathango emiselwe siSixeko.

35. Ukulahla nongcoliso

(1) Akuvumelekanga mntu kwindawo yolondolozo lwendalo apho athi -

(a) Alahle okanye ashiye nayiphina into elahlawayo esenokuba yeyomzi-mveliso okanye yeyasekhaya,

nokuba loo nkunkuma ilahlwayo iyarisayiklisheka okanye ayirisayiklisheki, ngaphandle kokuba ilahlwe kummandla apho olungiselelwe oko;

(b) Alahle okanye ashiye nayiphina into elahlwayo, ibhotile, iglasi eyaphukileyo, isitya sence, eyenziwe ngodongwe, izinto zeplastiki,

uvobe, inkunkuma, imbewu, iziqhamo okanye imifuno okanye nayiphina imathiriyeli eyinkunkuma, ngaphandle kokuba

ikwindawo okanye apho elungiselelwe ukuba kulahlwe khona;

(c) Alahle, akhupe okanye ashiye nayiphina into eyityhefu, enukayo, enobungozi okanye engcolisayo,

into eyintsimbi, Imathiriyeli okanye into ethile;

(d) Alahle okanye ashiye nayiphina inyama yangaphakathi yesilwanyana, isinto ezifileyo okanye utyani okanye udaka lwezinyana;

(e) Ashiye, ngaphandle kokuba nayiphina elungiselelwe okulahlweyo, nayiphina inkunkuma yasekhaya;

- (f) Waphule ngenjongo nayiphina into eyiglasi, incence, udongwe, iplastiki okanye nayiphina imathireyeli engenye eyophukayo;
- (g) Alahle, akhuphe okanye ashiye nasiphina isimbiwa, inkunkuma engesimbiwa okanye inkunma engenye yemizi-mveliso okanye endidi-mbini;
- (h) Alahle okanye akhupe naliphina ichiza eliyityhefu okanye imathiriyelo, imathiriyeli eliyeza kuquka imathiriyeli eyityhefu okanye nayiphina into engcolisayo oanye enobungozi; okanye
- (i) Alahle iitoti ezineekhemikhali zokutshiza okanye nayiphina ikhemikhali enobungozi ololohlobo.

36. Ungcoliseko lwamanzi

- (1) Akukhomntu uvumelekileyo nangalo naliphina ixesha okanye nangayiphina indlela kuquka ukusebenzisa izicoci ezingamachiza, ulahle nayiphina inkunkuma ephathekayo okanye engamanzi kuquka i-oyile yeenjini kuyo nayiphina indawo enamanzi, umhlaba ofumileyo, owentlakohlaza, ipani, iqula lamanzi, amanzi angaphantsi komhlaba, idama, uvimba wamanzi, okanye umjelo wamanzi kwindawo yezolondolozo lwendalo.
- (2) Akuvumelekanga mntu nangalo naliphina ixesha okanye nangayo nayiphina indlela ukuba alahle, abeke okanye ashiye nayiphina into, imathiriyeli okanye into ethile eyakuthi ngokungqalileyo okanye ngokungangqalanga ibangele naluphina ungcoliseko lamanzi;

37. Okungavumelekanga gabalala

- (1) Akuvumelekanga mntu kwindawo yolondolozo lwendalo apho athi -

- (a) ahlale ngokungekho-mthethweni, akhe, agxumeke, angene, abange, athengise okanye aebenzise nawuphina umhlaba, isakhiwo okanye isakheko apho angenalungelo lobunini ngokomthetho;
- (b) aqhubekeke nolwakhiwo lwesakheko esingagqitywanga emva kwesaziso esibhaliweyo sokuba ayeke ulwakhiwo, esikhutshwe siSixeko;

- (c) abiyele nasiphina isiqephu somhlaba ngayo nayiphina indlela eyimathiriyeli, kuquka kodwa kungekho ngeneno kwestringi, intsontela, amaxhayi, amatye, uhlalutye, ucingo, izikhuni okanye nayo nayiphina imathiriyeli okanye aqhubekeke nokubiyela emva kokuba ekhutshelwe isaziso esibhaliweyo sokuba ayeke oko, esikhutshwe siSixeko;
- (d) ahambise okanye asuse naluphina ubiyelo okanye amaxhayi omlinganiselo amiselwe ngokungqinelana nawuphina umthetho;
- (e) Ngaphandle kokuba afumane imvume ngokubhaliweyo yeSixeko avumele, akhuthaze, aphembelele, aququzelele okanye akhokele ukuba kuhlaliwe kuwo nawuphina umhlaba;
- (f) Ngalo naphina ixesha adlale nawuphina unomathotholo, icwecwe lokudlala umculo, izixhobo zomculo, isixhobo somculo okanye nangayo nayiphina indlela ebangela naluphina uhlobo lwengxolo ethi ibangele uphazamiso lwaso nasiphina isilwanyana okanye utyani okanye omnye umntu;
- (g) Aziphathe ngendlela engqwabalala, engamkelekanga, engenasidima okanye indlela yokungathobeli;
- (h) Azibandakanye kwizenzo zokwabelana ngesonto okanye aphembelele nabani na ngenjongo yobuhenyukazi okanye engamkelekanga kuluntu;
- (i) Ngaphandle kokuba kuxhomekeke kwisigunyaziso esibhaliweyo esivunyelwe kwisahluko-3, anqumle, asuse, agrumbe, awise, atshse, aplage, aphule, agwenkcele okanye abangele umonakalo weplanga okanye nawuphina umthi, amahlahla, amaplanga ayibrashi, iipali ezibiyeleyo, iipali, amasebe, iiloni, iziqhamo, iintyatyambo, izityalo okanye utyani; okanye
- (j) Adale okanye akhe nayiphina kwiindlela ezintsha zokungena, iipaseji zokudlula okanye imizila yendlela.

(2) Akuvumelekanga mntu kwindawo yezolondolozo lwendalo angathi ngenjongo abengumqobo, aphazamise okanye akhokele umphefumlo wawo nawuphina omnye umntu osebenzisa indawo yolondolozo lwendalo ethobela lo mthetho kaMasipala.

(3) Akukho mntu uvumelekileyo osenokuthi akhuphe/asebenzise umpu kwindawo yolondolozo lwendalo, ngphandle kokuba -

- (a) Loo mntu ugunyaziswe siSixeko ukwenza oko;
- (b) Ukuba avakalise/asebenzise isixhobo esinensithonga ngexesha lokhuphiswano olucwangcisiweyo okanye nguye nawuphina omnye umntu ogunyaziswe siSixeko ngexesha lentlanganiso yezemidlalo kummandla onamanzi; okanye
- (c) Ngokunxulumene nokuqokelelwa koluhlu lwezendalo kulungiselelwa imibandela yezobunzululwazi, ngokuxhomekeke kugunyaziso olubhaliweyo lweSixeko;

(4) Akuvumelekanga mntu kwindawo yezolondolozo lwendalo ukuba alahle, arole okanye alhale naliphina ilitye, ilitye elikhulu, imathiriyeli, isixhobo esiyingozi okanye inkanunu ngenjongo yokwenzakalisa omnye umntu, uluhlu lwendalo okanye izinambuzane kwindawo yezolondolozo lwendalo..

(5) Akuvumelekanga umntu kwindawo yezolondolozo lwendalo oyakuthi athintele, abengumqobo okanye aphazamise igosa eligunyazisiweyo ekusebenziseni amagunya akhe ngokomthetho kamasipala

ISAHLUKO 7

IMIRHUMO NAMAXABISO (IIRHAFU)

38. Imirhumo namaxabiso

(1) ISixeko siyakuthi sigqibe rhoqo ngonyaka ngokumalunga nemirhumo namaxabiso afanelekileyo, ngokujoliswe -

- (a) Ekungeneni kwiindawo zolondolozo lwendalo;
- (b) Ekusetyenzisweni kwayo nayiphina indawo yoncedo, inkonzo, isakhoko, indawo yezolonwabo, imiboniso engeefilimu okanye umnyhadadala onikezelwe okanye obonelelwe okanye wanikezelwa egameni leSixeko kwindawo yezolondolozo lwendalo; kwakhona
- (c) Ekuqhutyweni kwawo nawuphina umsebenzi ongezorhwebo;

(d) lindleko ezinxulumene nalo naliphina inyathelo eliqhutywe siSixeko ngenxa yokungathotyelwa koMthetho kaMasipala.

(2) ISixeko singazibuyisela iindleko ezinxulumene nenyathelo lolungiso elithe laqhutywa ngenxa yokungathotyelwa koMthetho kaMasipala.

(3) ISixeko singakurhoxisa ukuhlawulwa kwemirhumo yokungena ngokwalo naluphina usuku oluthile, njengoko kuyakuthi kufuneke.

ISAHLUKO 8

UKUTHOTYELWA NOKUNYANZELISWA KOMTHETHO

39. Amagosa agunyazisiweyo

(1) ISixeko singachonga naliphina ilungu eliligosa njengegosa eligunyazisiweyo.

(2) Naliphina igosa elichongiweyo eligunyazisiweyo kufuneka liphathe ikhadi elimiselweyo lokuzazisa xa lisebenzisa nalo naliphina igunya ngokwalo Mthetho kaMasipala kwaye kufuneka libonakalise elo khadi xa lithe lacelwa ukwenza oko.

(3) Ukuba liye igosa elo ligunyazisiweyo elikhankanywe kwicandelwana-(2) liye lasilela ukubonakalisa ikhadi lokuzazisa, ke ngoko akukho gunya eliyakuthi lisetyenziswe ngokwalo Mthetho kaMasipala.

40. Amagunya nemisebenzi yamagosa agunyazisiweyo

(1) Kweli candelo, ngaphandle kokuba imeko ibonakalisa okanye, 'isolotywa/iatikile' libhekiselele kuyo nantoni na, kuquka isakheko, into, ucxwebhu, incwadi, inkcukacha okanye ingcaciso ekwikhompyutha okanye umhlathi, inxenye okanye isampule, apho ngokwezzathi ezivakalayo kukrokreleka ukusetyenziswa gwenxa kwalo Mthetho kaMasipala.

(2) Ngaphandle kwesigunyaziso sokubamba, igosa eligunyazisiweyo lingema, lingene lisetshe kwaye lisuse nalo naliphina iphenyane, isithuthi, izakhiwo okanye umntu ukuba igosa eligunyazisiweyo linezizathu ezivakalayo zokukholelwa ukuba kuye

kophulwa umthetho ngokwalo mthetho kamasipala ngokujoliswe kwelo phenyane, isithuthi okanye izakhiwo ezo, ukuba -

- (a) Umntu lowo ulawula iphenyane elo, isithuthi okanye wezakhenko uvumela oko kumiswa, ukungena, ukusetshwa okanye ukubanjwa; okanye
- (b) Igosa eligunyazisiweyo linezizathu ezibambekayo zokukholelwa ukuba kuyakuthi kukhutshwe isigunyaziso sokubanjwa ukuba igosa eli liye lenza isicelo soko, kwakhona ukulibaziseka ekufumanekeni kweso sigunyaziso sokubanjwa luyakuthi kusenegele phantsi umba wokumisa, ukunena, ukusetsha okanye ukuhlasela.

(3) Ukuba icandelwana (2) alisebenzi, ke ngoko igosa eligunyazisiwe lingemisa, lingene kwaye lisetshe naliphina iphenyane, isithuythi, izakhiwo okanye loo mntu kwaye lingabamba isoloty elibonakaliswe kwicandelwana (2) kuphela phantsi kwegunya lesigunyaziso sokubanjwa.

(4) Ijaji kumagumbi eengxoxo ingakhupha isigunyaziso sokubanjwa esibonakaliswe kwicandelwana (3) apho igosa eligunyazisiweyo lakube lenze isicelo esibhaliweyo ukuba kuyavela oko kwingcaciso efungelweyo okanye eqinisekisiweyo, ukuba -

- (a) Kukho izizathu ezivakalayo zokukholelwa ukuba kuye kophulwa lo Mthetho kaMasipala;
- (b) Ukusetsha nohlaselo olo luyakuthi lukhokhelele kwingcaciso emalunga nokophulwa komthetho; kwakhona
- (c) Ukusetsha nohlaselo olo lunezizathu ezivakalayo ngokwenjongo yalo Mthetho kaMasipala.

(5) Ekunyanzeliseni okanye ekuphandeni kokuthotyelwa kwalo Mthetho kaMasipala, igosa eligunyazisiweyo -

- (a) lingakhatshwa yitoliki, igosa lasebupoliseni okanye naye nawuphina omnye umntu apho anganakho ukuncedisa nohlolo;
- (b) lingahlola naliphina isoloty/i-atikile engafaneleka kuphando/kuhlolo olo;
- (c) lingaphonononga, ahlalutywe, enze umlinganiselo okanye enze ikopi lesoloty kwaye alisuse ukuze livavanywe, lihlalutywe, kwenziwe imilinganiselo, kufotokotshwe okanye kwenziwe ucaphulo;
- (d) Lingafuna umntu lowo abonakalise okanye anikezele ngelo xesha nakwindawo njengoko eyakuthi igqitywe ligosa eligunyazisiweyo, i-atikile leyo ukubaihlolwe;

- (e) lingathabatha ifoto okanye lenze urekhodisho olumanyelwayo nolubonakalayo lwaye nawuphina umntu okanye nayo naphina into e[phantsi kophando lwakhe;
- (f) Lingabuza umntu apho ngokoluvo lwegosa eligunyazisiweyo, anganakho ukuza nengcaciso ejoliswe kumbandela apho lo Mthetho kaMasipala onxulumene nako;
- (g) Lingayalela umntu lowo ukuba avele phambi kwakhe ngelo xesha nendawo apho ingagqitywa ligosa eligunyazisiweyo kwaye lihlabe imibuzo loo mntu, kusenokuba eyedwa okanye phambi komnye umntu ngokujoliswe kumbandela apho lo Mthetho kaMasipala onxulumene nako; kwakhona
- (h) Athabathe i-atikile -
 - (i) Apho enxulumene okanye ithi ngezizathi ezivakalayo kukholelwa ekubeni kunxulumene nokwaphulwa lo Mthetho kamasipala;
 - (ii) Apho kungeziwa nobungqina bolwaphulo olo ngokwalo Mthetho kaMasipala; okanye
 - (iii) Apho enxulumene okanye ithi ngezizathi ezivakalayo kukholelwa ekubeni kunxulumene nokwaphulwa lo Mthetho kamasipala;
- (6) Umntu apho ngokwesicelo, ukuba kunokwenzeka, enze ikopi ye-atikile ekufuneka isusiwe okanye ivalelwe ngokungqinelana neli candelo.
- (7) Xa igosa eligunyazisiweyo lisusa okanye livalela i-atikile, igosa elo ligunyazisiweyo likhupe irisithi ejoliswe kumnini okanye kumntu lowo ulawulayo, kwaye ukuba kunokwenzeka, abuyise i-atikile kwangoko kunokwenzeka emva kokuba kufezekiswe injongo yayo apho i-atikile le ibiye yasuswa okanye yavalelwa.
- (8) Igosa ligunyazisiweyo kufuneka kufuneka lisebenzise amagunya nemisebenzi ngobuchule nangobunono kwaye nangokujoliswe kumalungelo omntu ngamnye amalunga nesidima, inkululeko, ukhuseleko nobumfihlo.
- (9) Nangona kuthathelwa ingqalelo imimiselo yalo Mthetho kaMasipala, nangokuxhomekeke kuwo nawuphina omnye umthetho ofanelekileyo, igosa eligunyazisiweyo -
 - (a) Lingamisela, liqhube okanye lisebenzise naso nasiphina isithuthi okanye iphenyane kuyo nayiphina indawo enamanzi yezolonwabo okanye kuyo nayiphina indawo yezolondolozo lwendalo ngenjongo yokubonelela inkonzo ngexesha likaxakeka, eyohlangulo okanye eyothutho, ukuze abonelele

ngenkonzo kamasipala ukuqinisekisa ukuthotyelwa kwalo Mthetho kaMasipala okanye ngokwenjongo yokuqhuba uphando, ukubek'iliso okanye ukuqhuba uvavanyo;

(b) Lingenza nantoni na kwindawo yezolondolozo lwendalo esebenzisa igunya lomthetho okanye uxanduva; kwakhona

(c) Kuyo nayiphina indawo yezolondolozo lwendalo, asebenzise iindlela ezinesithintelo zokuloba, ukuzingela isilwanyana kwaye aqokelele uluhlu lwendalo yokuphilayo ukuze asuse, alwule okanye aqokelele ulwazi elingolawulo, ukubek'iliso nophando lwezo zinto ziphilayo xa ezezikisa umsebenzi wawo.

41. Isaziso sokuthobela umthetho

(1) Igosa eligunyazisiweyo linganikezela isaziso esibhaliweyo sokuthobela umthetho kumntu lowo ukuba kukho izizathu ezivakalayo apho kukholelwa ukuba umntu lowo waphule lo Mthetho kaMasipala.

Isaziso sokuthobela kufuneka -

- (a) Sicacise indlela yokuziphatha leyo engokophula lo Mthetho kaMasipala;
- (b) Sibonakalise ukuba ngowuphina ummiselo walo Mthetho kaMasipala okanye umqathango ophunyeziweyo apho othe wophulwa;
- (c) Apho kufanelekileyo, avakalise ukuba indlela yokuziphatha engekho-mthethweni iqulathe ulwaphulo-mthetho kwaye abonakalise isohlwayo;
- (d) Apho kufanelekileyo, sikhutshwe kunye nesohlwayo;
- (e) Siyalele umntu lowo ukuba ayeke indlela yokuziphatha engekho-mthethweni;
- (f) Apho kufanelekileyo, sinyanzelise imiqathango apho ekufaneleke ukuba ithotyelwe kwaye sibalule amanyathelo ekufaneleke ukuba athatyathwe ukuthobela;
- (g) Sivakalise ukuba ukusilela kokuthobela esi saziso oko kuqulathe ulwaphulo-mthetho kwaye kubonakaliswe isohlwayo; kwakhona
- (h) Sivakalise ukuba xa kuthe akwathotyelwa isaziso esi, iSixeko siyakuthi sithabathe elinye okanye lamanyathelo alandelayo -
 - (i) Sikhuphele umntu lowo isohlwayo sokungathobeli isaziso esi sokuthobela;

- (ii) Sithabathe amanyathelo okulungisa nayiphina impembelelo ebingunobangela wenyathelo lomntu lowo kwaye sibuyise indleko zoko kuloo mntu;
- (iii) Senze isicelo kwinkundla efanelekileyo ngocedo olufanelekileyo kuquka iindleko zesicelo; okanye
- (iv) Singenise isimangalo sokutshutshiswa ngokwaphula umthetho.

Isaziso sokuthobela umthetho kufuneka -

- (i) Siyalele umntu lowo ngokwexesha elibalulweyo, ngokubhaliweyo sazise iSixeko ukuba ngawaphi na amanyathelo athe athatyathwa ukuthobela isaziso;
 - (j) Siyalele umntu lowo ngokwendleko zakhe ukuba athabathe inyathelo apho liyakuthi lanelise iSixeko, ngokwexesha elibalulweyo, ukuba -
 - (i) Ayeke, alungise okanye alawule umsebenzi ongunobangela wokuqhubeka okanye oligalelo kokungalunganga kwindawo yezolondolozo lwendalo,
 - (ii) aphande, aphonononge kwaye avavanye impembelelo yaloo meko ithile okanye isenzo kwaye emva koko anikezele ingxelo;
 - (iii) Aqhube kwaye aqukumbele amanyathelo athile;
 - (iv) Achonge okanye asuse umqobo okanye isakheko eso singagunyaziswanga;
 - (v) Avuselele ngokutsha imeko leyo ichaphazelekayo; okanye
 - (vi) Nayo nayiphina indibaniselwano yemimiselo edweliswe kwimihlati (i) ukuya ku-(v).
- (2) Ukuba umntu lowo apho ethe wakhutshelwa isaziso sokuthobela esiphantsi kwecandelwana (1), athi asilele ekuthobeleni okanye athobele ngokungagqibelelanga ngokujoliswe kwisaziso sokuthobela okanye ugunyaziso, ke ngoko iSixeko singathabatha amanyathelo apho iSixeko sibona ukuba afanelekile okulungisa imeko kwaye singagunyaziso omnye umntu ukuba athabathe loo manyathelo.
- (3) ISixeko singazibuyisela iindleko kwiSixeko okanye lowo ugunyazisiweyo, ukuba kuthatyathwe amanyathelo aphantsi kwecandelwana (2), kwaye zonke

iindleko ezithe zachithwa ngenxa yokusebenza phantsi kwecandelwana (2), kuye nakubani na okanye kubo bonke abo bantu bebethe bakhutshelwa isaziso sokuthobela okanye ugunyaziso olwathi lwakhutshwa ngokungqinelana noMgaqo-nkqubo ongoLawulo lweZikweliti nokuQokelelwa kwamaTyala nangokoMthetho kaMasipala ongoLawulo lweZikweliti nokuQokelelw kwamaTyala.

42. Ukuthinjwa kwamaphenyane, izithuthi, izinto okanye iimpahla

- (1) Igosa eligunyazisiweyo lingakhange libenesigunyaziso sokubamba, lingathatha kwaye lithimbe iphenyane, isithuthi, izinto okanye iimpahla apho kunxulumene noko okanye apho kukho izizathu ezivakalayo ukuba kunxulumene noko, kukhatshwa ngumyalelo wesohlwayo, ngokungqinelana nalo Mthetho kaMasipala.
- (2) Igosa eligunyazisiweyo, ngexesha lokuthimba, kufuneka linike umnini lowo uthinjelweyo wephenyane, isithuthi, izinto okanye iimpahla isaziso sokuthimba apho siqulunqe -
 - (a) Isizathu sokuthimba;
 - (b) Inkcazelo yephenyane okanye isithuthi eso sithinjiweyo;
 - (c) Idilesi neenkukacha zoqhagamshelwano zendawo leyo igcine ezonto zithinjiweyo,
 - (d) Umrhumo wokuhlawula oko kuthinjiweyo; kwakhona
 - (e) Isilumkiso sokuba iphenyane okanye isithuthi eso sithinjiweyo sisenokuthengiswa ukubuyisa indleko ezingumrhumo wokuthimba kunye nayo nasiphina isohlwayo, iindleko okanye umonakalo.
- (3) Igosa eligunyazisiweyo kufuneka liqinisekise ukuba iphenyane okanye isithuthi eso sithinjiweyo sithi sisiwe kwindawo yokugcinwa kwezinto ezithinjiweyo kwaye kufuneka zigcinwe kwakhona kujongwane nazo, ngokungqinelana neli candelo.
- (4) ISixeko kufuneka sikhulule iphenyane, isithuthi, izinto kanye iimpahla ezithinjiweyo sizikhululele kumnini emva kokuba eye wagqithisa ubungqina bobunini ukuba kunxulumene nesohlwayo esibonakaliswe kwicandelwana-1 -
 - (a) Akusayi kumiselwa isigunyaziso solwaphulo-mthetho okanye isohlwayo okanye isaziso senjongo yokutshutshiswa sithi sikhutshwe ngokweeyure ezingama-72 zokuthinjwa; okanye
 - (b) Ityala lolwaphulo-mthetho elijoliswe kubo bonke abatyholwa lithi lirhoxiswe ngenxa yokuba -
 - (i) Amatyalala lawo athe arhoxiswa;

- (ii) Abo bantu bangabatyholwa baye bakhululwa; okanye
 - (iii) Abo batyholwayo bathe bagwetywa kwakhona kusenokwenzeka ukuba kuye kwahlawulwa umrhumo wokuthinjwa kwakhona nawo kwaye kwahlawulwa nasiphina isohlwayo, iindleko nomonakalo.
- (5) Iphenyane, isithuthi, izinto okanye iimpahla ezithinjiweyo zithi ziphelele/zinikezelwe kwiSixeko kwaye zibeyipropati yaso, ukuba -
- (a) Inkundla ithi iyalele olo nikezelo; okanye
 - (b) Umnini ngokomthetho welo phenyane, isithuthi, izinto okanye iimpahla ezo azinakho ukuba kufumaneka umnini wazo kwiintsuku ezingama-90 zelo thinjo emva kokuba kwenziwe iinzame zokuphanda umnini ezo ziye azaphumelela.
- (6) Ukuba nayo nayiphina intlawulo ebonakaliswe kwicandelwana (4)(b)(iii) ithe ayenziwa ngelo xesha njengoko kuyakuthi kugqitywe siSixeko kwaye ukuba akuthanga kwangeniswa isibheni emva kokuba kuphelelwe ixesha elimiselweyo lesibheni, iSixeko siyakuthi sithengise iphenyane, isithuthi, izinto okanye iimpahla ezithinjiweyo kwaye sijongane nayo nayiphina ingeniso, ngokungqinelana necandelwana-7.
- (7) Nayiphina ingeniso esusela ekuthengisweni kwephenyane, isithuthi, izinto okanye iimpahla ezithinjiweyo, kufuneka isetyenziswe ngokufanelekileyo kwaye ngale ndlela ilandelayo:
- (a) Kufumaneka iindleko ezithe zachithwa siSixeko ngexesha lonikeelo nothinjo;
 - (b) Ukuhlawulwa komrhumo ongothinjo kunye nasiphina isohlwayo, iindleko okanye umonakalo othe wayalelwa yinkundla ngokunxulumene nolwaphulo-mthetho ekubonakaliswe kwicandelwana-1; kwakhona
 - (c) Ibuyiselwe kumntu lowo ebengumnini ngokusemthethweni wephenyane, isithuthi, izinto okanye iimpahla ngexesha lothinjo, ngphandle kokuba iphenyane, isithuthi, izinto oanye iimpahla ezo ziye zanikezelwa kwiSixeko.
- (8) ISixeko sisenokuthabatha isigqibo ngokumalunga nomrhumo ongokuthimba kwaye simisele isohlwayo esibonakaliswe kweli candelo.

ISAHLUKO 9

IZENZO ZOLWAPHULO-MTHETHO NEZOHLWAYO

43. Izenzo zolwaphulo-mthetho

- (1) Nawuphi umntu othe –
 - (a) Wophula ummiselo walo Mthetho kaMasipala;

(b) Wophula nayiphina imiqathango, izithintelo okanye imimiselo enyanzeliswe ngokwalo Mthetho kaMasipala;

Wasilela ukuthobela imiqathango yaso nasiphina isaziso okanye isalathiso esidandalaziswe ngokwalo Mthetho kaMasipala;

(d) Wophula umyalelo osemthethweni othe wanikezelwa ligosa eligunayzisiweyo ngokwalo Mthetho kaMasipala;

(e) Wenza izoyikiso, wangumqobo, walibazisa okanye wasebenzisa intetho erhabaxa ejoliswe kwigosa eligunayzisiweyo okanye kumntu lowo ukhapha ngokusemthethweni igosa eligunayzisiweyo, ukuba asebenzise igunya alinikezelwleyo, ngokungqinelana nalo Mthetho kaMasipala;

(f) Xa ebizwe ligosa eligunayzisiweyo ukuba eze nengcaciso, athi ke eze nengcaciso yobuxoki okanye elahlekisayo; okanye

(g) Azenze ngobuxoki okanye enze umsebenzi ezenza igosa eligunayzisiweyo okanye umntu ogunayzisiweyo ukuba asebenze egameni leSixeko saseKapa, ngokwalo Mthetho kaMasipala; wophula umthetho.

44. Izohlwayo

Nabani othe wenza isenzo solwaphulo-mthetho njengoko kubonakaliswe kwicandelo-43, lowo uyakuthi ohlwaye okanye afunyaniswe enetyala lokuvalelwa entoolongweni isithuba esingadlulanga kwiminyaka emibini okanye avalelwe entolongweni kungabikho ummiselo wokuba ahlawyule umrhumo wesohlwayo okanye zombini – umrhumo nokuvalelwa entolongweni.

(2) Kwakhona kunyanzeliswe umrhumo okanye uvalelwe entolongweni, inkundla ingayalela nawuphina umntu ogwetyiweyo, ngokungqinelana nalo Mthetho kaMasipala -

(a) Alungise umonakalo othe wenzeka;

(b) Anikezele kwiSixeko iphenyane okanye isithuthi eso sithinjiweyo, ngokungqinelana necandelo-42.

(c) Ahlawule iindleko ezithe zachithwa siSixeko ngenxa yeso senzo solwaphulo-mthetho; kwakhona

- (d) Ahlawule umonakalo othe wayinkathazo komnye umntu okanye kwipropati ekwindawo yezolondolozo lwendalo apho umyalelo uyakuthi ubenesinyanzeliso nangokwempembelelo yenkundla yoluntu.
- (3) ISixeko singamalela nawuphina umntu othe wasilela ukuthobela nayiphina imimiselo yalo Mthetho kaMasipala ukuba angene nakweyiphipina indawo yezolondolozo lwendalo ngokwexesha elithile elithe lamiselwa.
- (4) ISixeko singamalela nawuphina umntu othe wasilela ukuthobela nayiphina imimiselo yalo Mthetho kaMasipala ukuba angene nakweyiphipina indawo yezolondolozo lwendalo ngokwexesha elithile elithe lamiselwa.
- (5) Isalelo eso esithe sanyenzeliswa ngokwecandelwana-(3) nele-(3) kufuneka sincitshiswe ngokubhalwa kwaye sinikezelwe kumntu lowo okanye umnini welo phenyane okanye wesithuthi eso.
- (6) ISixeko kufuneka sinikezele umntu lowo ukhankanywe ngentla apha, isaziso esibhaliweyo esicacisa isizathu sokumalela, ngokungqinelana necandelo-44 (3). Loo mntu uneentsuku ezisi-7 ukuba eze nezizathu zokuba kutheni na iSixeko ukuba singamaleli loo mntu.
- (7) Umntu lowo othe walelwa ngokwamcandelwana-(3) no-(4) ngentla apha, angenza iingxelo-zinkcaza ezibhaliweyo ezijoliswe kwiCandelo loLawulo lokuSingqongileyo ezijoliswe kwisizathu sokuba kutheni na isalelo esi ekufuneka sipheliswe okanye sicuthwe ubude kangangeeyure ezingama-48 ukususela kumhla wokufumaneka kwaso.

45. Izibhenzo

Nawuphina umntu angenza izibhenzo esichasene nesigqibo sabezolawulo esigqitywe ligosa eligunyazisiweyo, ngokungqinelana nalo Mthetho kaMasipala nangokwecandelo-62 loMthetho wobuRhulumente boMmandla ongeeNkqubo zikaMasipala ongunomb.32 wango-2000.

46. Ugunyaziso

Umsebenzi, igunya okanye uxanduva elinikezelwe iSixeko ngokwalo Mthetho kaMasipala, linganikezelwa okanye linikezelwe kongezantsi ngokujoliswe kumqeshwa weSixeko, ngokungqinelana nenkqubo engezigunyaziso eyimisela liBhunga likaMasipala weSixeko, ngokungqinelana necandelo-59 loMthetho wobuRhulumente boMmandla ongeNkqubo zikaMasipala ongunomb.32 wango-2000.

47. Imbuyekezo

ISixeko namagosa agunyazisiweyo awanaxanduva lwako nakuphina okuthe kwalahleka okanye konakala okwenziwe kumntu ngesenzo okanye ngokokukhutshwa ngezizathu zobulungisa ngokujoliswe ekusetyenzisweni kwamagunya aphantsi kwalo Mthetho kaMasipala, ngaphandle kokuba kuthi kuziwe nobungqina bokungakhathali.

48. Itayitile emfutshane nokuqalisa kokusebenza

Lo Mthetho ubizwa ngokuba nguMthetho kaMasipala woLondolozo lweNdalo weSixeko saseKapa, 2020 kwaye uqalisa ukusebenza emva kokuba umiselwe kwiGazethi yePhondo.

ISIHLOMELO A

1	Stay on boardwalk		19	Fires in demarcated areas		37	Fishing		55	Restrooms		73	Wheelchair access		91	Swimming allowed		109	Do not pick flora	
2	Stay on pathways		20	Braais allowed		38	Fishing with permit only		56	Female restroom		74	Parking		92	Swimming is dangerous		110	Useful plants	
3	Hiking / Walking		21	No fires		39	No fishing		57	Male restroom		75	Visitors parking		93	No swimming		111	Unique vegetation	
4	Guided walk		22	No fires or gas braais		40	No treble hooks		58	Restaurant		76	No parking		94	Windsurfing		112	Nature appreciation	
5	Trail running		23	No overnighting		41	No fishing off bridges		59	Picnic area		77	Information		95	Water skiing		113	Do not damage fauna or flora	
6	Scenic views		24	No alcohol		42	No fishing at night		60	Use litterbins		78	Speed limit		96	Boat launch		114	General fauna	
7	Pathway		25	No firearms		43	No fishing with nets		61	Bin free area Do not litter		79	No access		97	Motorboating		115	Bird viewing	
8	Dog free running area		26	No hunting		44	No prawn pumping		62	Education facilities		80	No vehicles		98	Sailing		116	Birdhide	
9	Dogs on leash		27	No dumping		45	No bait collection		63	Overnight education facilities		81	No off-road vehicles		99	No sailing		117	Do not feed the animals	
10	No dogs allowed		28	No sand-mining		46	No use of live bait		64	Accommodation		82	No mountain bikes		100	Natural pool		118	Photos allowed	
11	Poop scoop area		29	No music		47	No lobster fishing		65	Permit needed		83	No driving on sand dunes		101	Boma		119	Discovery trail	
12	No driftlines		30	Playground		48	Conservation office		66	Beware of snakes		84	Canoeing allowed		102	Power boats allowed		120	Whale watching	
13	Bag limits		31	No smoking		49	Beach		67	Kite surfing		85	No canoeing		103	No power boats		121	Horse riding	
14	Size limits		32	Do not leave valuables in vehicle		50	No boats of any kind allowed		68	No kite surfing		86	Jet ski's prohibited		104	Electric boats allowed		122	Camping	
15	Beware of falling branches		33	Safeguard valuables		51	Wind surfing		69	No mooring of vessels		87	No water skiing		105	No electric boats		123	4 X 4	

16

Restaurant



17

No camping



18

No hiking/
walking



34

Cafe



35

Administration
office



36

No lighting
match/fires



52

Coffee shop



53

Play area



54

Safety boots



70

Gift shop



71

Canon



72

Safety gloves



88

No defecating



89

Nature
garden



90

Unique fauna
and flora



106

Water bottle



107

Sun hat



108

Tortoises



124

Cellphone



NO.	INTERPRETATION OF SYMBOL	BETEKENIS VAN SIMBOOL	INTSINGISELO YOMQONDISO
1	Stay on boardwalk	Bly op plankpad	Hamba kwibhulorho yabahambi ngeenyawo
2	Stay on pathways	Bly op voetpaaie	Hamba kwiindlelana zenyawo
3	Hiking / walking	Staproete	Kuyahayikwa/kuyahanjwa
4	Guided walk	Begeleide staproete	Uhambo olukhokhelwayo
5	Trail running	Drafroete	Umzila wokubaleka
6	Scenic views	Mooi uitsig	Umbono obukekayo
7	Pathway	Voetpad	Indlela yeenyawo
8	Dog free-running area	Gebied vir loslopende honde	Umandla wokubaleka izinja ezingabotshelelwanga
9	Dogs on leash	Honde aan leiband	Izinja ezibotshelelwayo
10	No dogs allowed	Geen honde toegelaat nie	Azivumelekanga izinja
11	Poop scoop area	Bollieskopie-gebied	Umandla wokukha ilindle lezinja
12	No driftlines	Dryflyne verbode	Azikho iintambo zokuloba
13	Bag limits	Sakbeperkings	Imida yengxowa
14	Size limits	Groottebeperkings	Ubukhulu bomda
15	Beware of falling branches	Pasop vir vallende takke	Lumkela amasebe awayo
16	Restaurant	Restaurant	Irestyurenti
17	No camping	Kamp verbode	Akuvumelekanga ukukhempisha
18	No hiking/walking	Stap verbode	Akuyahayikwa/akahanjwa
19	Fires in demarcated areas	Vuurmaak in afgebakende gebiede	Imililo kwimimandla ekhethiweyo
20	Braais allowed	Braaiers toegelaat	Ukoja kuvumelekile
21	No fires	Vuurmaak verbode	Akubaswa mililo
22	No fires or gas braais	Vuurmaak en gasbraaiers verbode	Akubaswa mililo okanye iizitovu zerhasi
23	No overnighting	Oornagverblyf verbode	Akulalwa
24	No alcohol	Alkohol verbode	Akuselwa tywala
25	No firearms	Vuurwapens verbode	Imipu ayivumelekanga
26	No hunting	Jag verbode	Akuzingelwa
27	No dumping	Afvalstorting verbode	Akulahlwa nkunkuma
28	No sand-mining	Sandmynerie verbode	Akwembiwa santi
29	No music	Musiek verbode	Awuvumelekanga umculo
30	Playground	Speelgrond	Indawo yokudlala/ibala lokudlala
31	No smoking	Rook verbode	Akutshaywa
32	Do not leave valuables in vehicle	Moenie kosbare items in voertuig los nie	Musa ukushiya izinto zexabiso emotweni
33	Safeguard valuables	Beveilig kosbare items	Zigade izinto ezixabisekileyo
34	Café	Kafee	Ikhefi
35	Administration office	Administrasiekantoor	I-ofisi yolawu
36	No lighting matches / fires	Vuurmaak / aansteek van vuurhoutjies verbode	Akulayitwa imatshisi / imililo
37	Fishing	Hengel	Ukuloba
38	Fishing with permit only	Hengel slegs met permit	Kulotywa ngemvume kuphela
39	No fishing	Hengel verbode	Akulotywa
40	No treble hooks	Drie-angelhoeke verbode	Akukho magwegwe okuloba
41	No fishing off bridges	Hengel van brug af verbode	Akulotywa ngakwiibhulorho
42	No fishing at night	Hengel snags verbode	Akulotywa ebusuku
43	No fishing with nets	Hengel met nette verbode	Akulotywa ngeminatha
44	No prawn pumping	Pomp van garnale verbode	Akuvumelekanga ukumpontshwa kweprawn

45	No bait collection	Uithaal van aas verbode	Akubheyithwa
46	No use of live bait	Gebruik van lewende aas verbode	Akusetyenziswa izinto eziphilayo xa uloba
47	No lobster fishing	Uithaal van kreef verbode	Akulotywa zilobster
48	Conservation office	Bewaringskantoor	I-ofisi yolondolozo
49	Beach	Strand	Ulwandle
50	No boats of any kind allowed	Alle soorte bote verbode	Akuvumelekanga naluphi na uhlobo lwesikhephe
51	Windsurfing	Seilplankry	Ukusefa
52	Coffee shop	Koffiewinkel	Ivenkile yekofu
53	Play area	Speelarea	Ummandla wokudlala
54	Safety boots	Veiligheidstewels	Iibhutsi zokhuseleko
55	Restrooms	Kleedkamers	Amagumbi angasese
56	Female restroom	Kleedkamer vir vroue	Igumbi langasese labasetyhini
57	Male restroom	Kleedkamer vir mans	Igumbi langasese lamadoda
58	Restaurant	Restaurant	Irestyurenti
59	Picnic area	Piekniekgebied	Ummandla wepiknikhi
60	Use litterbins	Gebruik vullisdromme	Sebenzisa imigqomo yenkunkuma
61	Bin free area. Do not litter	Dromlose gebied. Rommelstrooiery verbode	Ummandla wemigqomo. Musa ukulahla phantsi inkunkuma
62	Education facilities	Opvoedingsfasiliteite	Amaziko emfundo
63	Overnight education facilities	Oornag-opvoedingsfasiliteite	Amaziko emfundo asebusuku
64	Accommodation	Verblyf	Indawo yokuhlala
65	Permit needed	Permit benodig	Imvume iyafuneka
66	Beware of snakes	Pasop vir slange	Lumkela iinyoka
67	Kite surfing	Vlieërski	Ukubhajiswa kweekayiti
68	No kite surfing	Vlieërski verbode	Akubhajiswa iikayiti
69	No mooring of vessels	Vasmeer van vaartuie verbode	Akuvumelekanga ukubotshelwa kweenqanawa
70	Gift shop	Geskenkwinkel	Ivenkile yezipho
71	Cannon	Kanon	Inkanunu
72	Safety gloves	Veiligheidshandskoene	Igloves zokuzikhusela
73	Wheelchair access	Rolstoeltoegang	Indawo yokungena abakhubazekileyo
74	Parking	Parkering	Ipaki
75	Visitors parking	Besoekersparkering	Ipaki yendwendwe
76	No parking	Parkering verbode	Akupakwa
77	Information	Inligting	Iinkcukacha
78	Speed limit	Spoedbeperking	Isantya somgago
79	No access	Geen toegang nie	Akungenwa
80	No vehicles	Voertuie verbode	Azivumelekanga izithuthi
81	No off-road vehicles	Veldvoertuie verbode	Azivumelekanga izithuthi ezinkulu (off-road vehicles)
82	No mountain bikes	Bergfietse verbode	Azivumelekanga iibhayisekile ezihamba ezintabeni
83	No driving on sand dunes	Bestuur op sandduine verbode	Akuqhutywa kwiingqumba zesanti
84	Canoeing allowed	Kanovaart toegelaat	Kuvumelekile ukuhamba ngephenyane
85	No canoeing	Kanovaart verbode	Akuvumelekanga ukuhamba ngephenyane
86	Jet skis prohibited	Waterponies verbode	Azivumelekanga izithuthuthu zokudlala emanzini
87	No water skiing	Waterski verbode	Akuvumelekanga ukutyibiliza emanzini
88	No defecating	Ontlasting verbode	Akuvumelekanga ukuzithuma

89	Nature garden	Natuurtuin	Igadi yotyani
90	Unique flora and fauna	Unieke flora en fauna	Izityalo kunye nezilwanyana ezizodwa
91	Swimming allowed	Swem toegelaat	Kuvumelekile ukuqubha
92	Swimming is dangerous	Gevaarlike swemgebied	Kuyingozi ukuqubha
93	No swimming	Swem verbode	Akuqujwa
94	Windsurfing	Seilplankry	Ukusefa
95	Water skiing	Waterski	Umdlalo wokutyibiliza emanzini
96	Boat launch	Boot-tewaterlating	Ukuphehlelelwa kwezikhephe
97	Motor boating	Motorbootry	Ukuqhuba isikhephe
98	Sailing	Seiljagry	Ukuhamba ngenqanawa
99	No sailing	Seiljagry verbode	Akuhanjwa ngenqanawa
100	Natural pool	Natuurpoel	Ipuli eyenziwe ngendalo yokusingqongileyo
101	Boma	Boma	Ibhoma
102	Power boats allowed	Kragbote toegelaat	Izikhephe ezinesantya esiphezulu zivumelekile
103	No power boats	Kragbote verbode	Azivumelekanga izikhephe ezinesantya esiphezulu
104	Electric boats allowed	Elektriese bote toegelaat	Zivumelekile izikhephe zombane
105	No electric boats	Elektriese bote verbode	Azivumelekanga izikhephe zombane
106	Water bottle	Waterbottel	Ibhotile yamanzi
107	Sun hat	Sonhoed	Isigqoko selanga
108	Tortoises	Skilpaaie	Ufudo
109	Do not pick flora	Moenie flora pluk nie	Musa ukuzithatha izityalo
110	Useful plants	Nuttige plante	Izityalo ezibalulekileyo
111	Unique vegetation	Unieke plantegroei	Izityalo ezahlukileyo
112	Nature appreciation	Natuurwaardering	Ukuxabisa indalo
113	Do not damage fauna or flora	Moenie fauna of flora beskadig nie	Musa ukuzimoshisa izilwanyana okanye izityalo
114	General fauna	Algemene fauna	Izilwanyana ezizintlobo zonke
115	Bird viewing	Voëlkyk	Ukubukela iintaka
116	Bird hide	Voëlshuil	Indlwana yokubukela iintaka
117	Do not feed the animals	Moenie diere voer nie	Musa ukutyisa izilwanyana
118	Photos allowed	Foto's toegelaat	Ifoto zivumelekile
119	Discovery trail	Ontdekkingsroete	Ukufunyanwa komkhondo
120	Whale watching	Walviskyk	Ukubukela umnenga
121	Horse riding	Perdry	Ukukhwela ihashe
122	Camping	Kampering	Ukumisa inkampu
123	4x4	4x4	4x4
124	Cellphone	Selfoon	Iselela

