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# Government Gazette Staatskoerant

REPUBLIC OF SOUTH AFRICA  
REPUBLIEK VAN SUID-AFRIKA

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Desember

No. 28316

**B**

## LEGAL NOTICES WETLIKE KENNISGEWINGS

SALES IN EXECUTION AND OTHER PUBLIC SALES  
GEREGTELIKE EN ANDER OPENBARE VERKOPE



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## INHOUDSOPGAWE

### WETLIKE KENNISGEWINGS

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**IMPORTANT ANNOUNCEMENT****Closing times** **PRIOR TO PUBLIC HOLIDAYS** for  
**LEGAL NOTICES**  
**GOVERNMENT NOTICES** **2005**

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

- ▶ **8 December**, Thursday, for the issue of Thursday **15 December 2005**
- ▶ **14 December**, Wednesday, for the issue of Friday **23 December 2005**
- ▶ **20 December**, Tuesday, for the issue of Friday **30 December 2005**
- ▶ **28 December**, Wednesday, for the issue of Friday **6 January 2006**
- ▶
- ▶

Late notices will be published in the subsequent issue, if under special circumstances, a late notice is being accepted, a double tariff will be charged

The copy for a **SEPARATE** *Government Gazette* must be handed in not later than three calendar weeks before date of publication

**BELANGRIKE AANKONDIGING****Sluitingstye** **VOOR VAKANSIEDAE** vir  
**WETLIKE KENNISGEWINGS**  
**GOEWERMENSKENNISGEWINGS** **2005**

Die sluitingstyd is stiptelik **15:00** op die volgende dae:

- ▶ **8 Desember**, Donderdag, vir die uitgawe van Donderdag **15 Desember 2005**
- ▶ **14 Desember**, Woensdag, vir die uitgawe van Vrydag **23 Desember 2005**
- ▶ **20 Desember**, Dinsdag, vir die uitgawe van Vrydag **30 Desember 2005**
- ▶ **28 Desember**, Woensdag, vir die uitgawe van Vrydag **6 Januarie 2006**
- ▶
- ▶

Laat kennisgewings sal in die daaropvolgende uitgawe geplaas word. Indien 'n laat kennisgewing wel, onder spesiale omstandighede, aanvaar word, sal 'n dubbeltarief gehef word

Wanneer 'n **APARTE** *Staatskoerant* verlang word moet die kopie drie kalenderweke voor publikasie ingedien word



# LIST OF FIXED TARIFF RATES AND CONDITIONS

## FOR PUBLICATION OF LEGAL NOTICES IN THE GOVERNMENT GAZETTE

**COMMENCEMENT: 1 JULY 2004**

(LEGAL NOTICES FROM SOURCES OTHER THAN  
GOVERNMENT DEPARTMENTS)

### LIST OF FIXED RATES

(In order to bring the cost of advertising of legal notices more in line with the cost in the private sector, and to reduce the burden of cross subsidy by departments, it is recommended that the rate be increased by 11%, rounded off to the nearest rand, and be implemented as from 1 April 2003.)

*New  
rate per  
insertion*

### **STANDARDISED NOTICES**

**R**

<b>ADMINISTRATION OF ESTATES ACTS NOTICES:</b> Forms J 297, J 295, J 193 and J 187 .....	22,00
<b>BUSINESS NOTICES</b> .....	50,60
<b>INSOLVENCY ACT AND COMPANY ACT NOTICES:</b> Forms J 28, J 29 and Forms 1 to 9 .....	44,00
<i>N.B.:</i> Forms 2 and 9—additional statements according to the Word Count Table, added to the basic rate.	
<b>LOST LIFE INSURANCE POLICIES:</b> Form VL .....	26,40
<b>UNCLAIMED MONIES</b> —Only in an Extraordinary Gazette. Closing date: 15 January (per entry of "name, address and amount") .....	15,40

### **NON-STANDARDISED NOTICES**

#### **COMPANY NOTICES:**

<i>Short notices:</i> Meetings, resolutions, offer of compromise, conversion of company, voluntary windings-up; closing of transfer or member's registers and/or declaration of dividends .....	103,40
Declaration of dividend with profit statements, including notes .....	226,60
<i>Long notices:</i> Transfers, changes with respect to shares or capital, redemptions, resolutions, voluntary liquidations .....	352,00

#### **LIQUIDATOR'S AND OTHER APPOINTEES' NOTICES** .....

81,40

**LIQUOR LICENCE NOTICES** in an Extraordinary Gazette. (All provinces appear on the first Friday of each month.) The closing date for acceptance is two weeks prior to date of publication .....

72,60

#### **ORDERS OF THE COURT:**

Provisional and final liquidations or sequestrations .....	132,00
Reductions or changes in capital, mergers, offers of compromise .....	352,00
Judicial managements, curator bonus and similar and extensive rules <i>nisi</i> .....	352,00
Extension of return date .....	44,00
Supersessions and discharge of petitions (J 158) .....	44,00

#### **SALES IN EXECUTION AND OTHER PUBLIC SALES:**

Sales in execution .....	198,00
Public auctions, sales and tenders:	
Up to 75 words .....	59,40
76 to 250 words .....	154,00
251 to 300 words .....	248,60

## WORD COUNT TABLE

For general notices which do not belong under the afore-mentioned headings with fixed tariff rates and which comprise 1600 or less words, the rates of the Word Count Table must be used. Notices with more than 1600 words, or where doubt exists, must be sent in *before publication* in terms of paragraph 10 (2) of the conditions for publication.

Number of words in copy	One insertion	Two insertions	Three insertions
	R	R	R
1– 100.....	74,80	103,40	116,60
101– 150.....	110,00	154,00	176,00
151– 200.....	147,40	204,60	235,40
201– 250.....	184,80	264,00	292,60
251– 300.....	220,00	308,00	352,00
301– 350.....	257,40	367,40	411,40
351– 400.....	292,60	418,00	466,40
401– 450.....	330,00	468,60	528,00
451– 500.....	367,40	521,40	587,40
501– 550.....	396,00	572,00	638,00
551– 600.....	440,00	622,60	697,40
601– 650.....	468,60	675,40	754,60
651– 700.....	512,60	726,00	814,00
701– 750.....	550,00	776,60	871,20
751– 800.....	578,60	827,20	930,60
801– 850.....	622,60	880,00	990,00
851– 900.....	651,20	937,20	1 047,20
901– 950.....	697,40	990,00	1 106,60
951–1 000.....	726,00	1 040,60	1 166,00
1 001–1 300.....	946,00	1 347,50	1 509,20
1 301–1 600.....	1 164,90	1 656,60	1 861,20

## CONDITIONS FOR PUBLICATION OF LEGAL NOTICES

### CLOSING TIMES FOR THE ACCEPTANCE OF NOTICES

1. (1) The *Government Gazette* is published every week on Friday, and the closing time for the acceptance of notices which have to appear in the *Government Gazette* on any particular Friday, is **15:00 on the preceding Friday**. Should any Friday coincide with a public holiday, the date of publication of the *Government Gazette* and the closing time of the acceptance of notices will be published in the *Government Gazette* from time to time.
- (2) **Applications for Public Road Carrier Permits—Closing times for the acceptance of notices:** Notices must be handed in not later than 15:00 on the Friday, two calendar weeks before the date of publication.
- (3) The copy for a separate *Government Gazette* must be handed in not later than **three calendar weeks** before date of publication.
2. (1) Copy of notices received after closing time will be held over for publication in the next *Government Gazette*.
- (2) Amendment or changes in copy of notices cannot be undertaken unless instructions are received **before 10:00 on Mondays**.

- (4) Copy of notices for publication or amendments of original copy cannot be accepted over the telephone and must be brought about by letter, by telegram or by hand.
- (5) In the case of cancellations a refund of the cost of a notice will be considered only if the instruction to cancel has been received on or before the stipulated closing time as indicated in paragraph 1.

### APPROVAL OF NOTICES

3. Any notices other than legal notices are subject to the approval of the Government Printer, who may refuse acceptance or further publication of any notice.

### THE GOVERNMENT PRINTER INDEMNIFIED AGAINST LIABILITY

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

### LIABILITY OF ADVERTISER

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

### COPY

6. Copy of notices must be typed on one side of the paper only and may not constitute part of any covering letter or document.
7. At the top of any copy, and set well apart from the notice, the following must be stated:
  - (1) The kind of notice.

*Please note:* Prospective advertisers are urgently requested to **clearly indicate** under which headings their advertisements or notices should be inserted in order to prevent such notices/advertisements from being wrongly placed.
  - (2) The heading under which the notice is to appear.
  - (3) The rate (e.g. "Fixed tariff rate" or "Word count rate") applicable to the notice, and the cost of publication.
8. *All proper names and surnames must be clearly legible, surnames being underlined or typed in capital letters. In the event of a name being incorrectly printed as a result of indistinct writing, the notice will be republished only upon payment of the cost of a new insertion.*

## PAYMENT OF COST

9. **With effect from 1 JANUARY 2001 no notice will be accepted for publication unless the cost of the insertion(s) is prepaid in CASH or by BANK GUARANTEED CHEQUE or POSTAL ORDERS.** REVENUE STAMPS AND FRANKED REVENUE STAMPS WILL NOT BE ACCEPTED.
10. (1) The cost of a notice must be calculated by the advertiser in accordance with—
  - (a) the List of Fixed Tariff Rates; or
  - (b) where the fixed tariff rate does not apply, the word count rate.
- (2) Where there is any doubt about the cost of publication of a notice, and in the case of copy in excess of 1 600 words, an enquiry, accompanied by the relevant copy, should be addressed to the **Advertising Section, Government Printing Works, Private Bag X85, Pretoria, 0001 (Fax: 323-8805), before publication.**
11. Overpayment resulting from miscalculation on the part of the advertiser of the cost of publication of a notice will not be refunded, unless the advertiser furnishes adequate reasons why such miscalculation occurred. In the event of underpayments, the difference will be recovered from the advertiser, and the notice(s) will not be published until such time as the full cost of such publication has been duly paid in cash or by bank-guaranteed cheque or postal orders.
12. *In the event of a notice being cancelled, a refund will be made only if no cost regarding the placing of the notice has been incurred by the Government Printing Works.*
13. The Government Printer reserves the right to levy an additional charge in cases where notices, the cost of which has been calculated in accordance with the List of Fixed Tariff Rates, are subsequently found to be excessively lengthy or to contain overmuch or complicated tabulation.

## PROOF OF PUBLICATION

14. **Copies of the *Government Gazette* which may be required as proof of publication, may be ordered from the Government Printer at the ruling price.** The Government Printer will assume no liability for any failure to post such *Government Gazette(s)* or for any delay in despatching it/them.



# **SALES IN EXECUTION AND OTHER PUBLIC SALES GEREGTELIKE EN ANDER OPENBARE VERKOPE SALES IN EXECUTION • GEREGTELIKE VERKOPE**

## **GAUTENG**

**Case No. 70361/03****IN THE MAGISTRATE'S COURT FOR THE DISTRICT OF RANDBURG HELD AT RANDBURG****In the matter between: ETHNE CARLE, Plaintiff/Executive Creditor, and  
JOY IRENE GARTH (DAVIDSON), Defendant/Execution Debtor**

In execution of a judgment of the Magistrate's Court, Randburg, in the above-mentioned suit, a sale without reserve will be held at the Sheriff of the Magistrate's Court, Centurion, Eden Park, 82 Gerhard Street, Centurion, on the 22nd day of February 2006 at 10h00 of the above-mentioned property of the Execution Debtor on conditions which will lie for inspection at the office of the Sheriff, Eden Park, Gerhard Street, Centurion, prior to the sale.

Remaining extent of Portion 210 of the farm Knopjeslaagte 385, Registration Division JR, the Province of Gauteng, situated at Farm 285, Portion 210, London Road, Knoppieslaagte. The property is zoned Residential.

The following information is furnished *re* the improvements, though in this respect nothing is guaranteed: A dwelling built of partly face brick and the rest plastered with flat roof/sink tiles, 4 bedrooms, separate toilet with basin/toilet, lounge, dining-room, study, entrance hall, kitchen, 1 bathroom with separate shower.

*Outbuildings & improvements:* Swimming-pool, borehole, fenced garden, 1 x 2 space open carport, tennis court, 1 x flat with lounge, kitchen, shower & basin, toilet and 1 bedroom, 2nd flat with two rooms and one bathroom, 1 shed, 6 wooden stables, two wooden one room temporary houses, established fairly well-maintained garden.

Dated at Johannesburg on this 6th December 2005.

T G Fine, Execution Creditor's Attorney, 39 The Avenue (corner: African Street), Gardens, Johannesburg; Box 92047, Norwood, 2117. Tel. 728-9804. Ref. TGF/SW.

**Saak No. 89416/2000****IN DIE LANDDROSHOF VIR DIE DISTRIK VAN PRETORIA GEHOU TE PRETORIA****In die saak tussen: AQUAVIE CC, Eiser, en McPHERSON, ROELOF THEUNIS (MAX),  
ID No. 5308315143083, Verweerder**

Geliewe kennis te neem dat in opvolging van 'n vonnis in bogemelde aksie, sal die ondergemelde onroerende eiendom, geregistreer in die naam van die Verweerder, sonder 'n reserweprys deur die Balju, Pretoria Suid-Oos, in eksekusie verkoop word op Dinsdag, 24 Januarie 2006 om 10h00 te Kerkstraat 1281, Hatfield, Pretoria.

Erf 3008, Garsfontein X10, groot 1 100 vierkante meter, gehou kragtens Akte van Transport No. T28991/1982, ook bekend as Zimbastraat No. 732, Garsfontein, Pretoria.

*Verbeterings* (nie aan ons voorsien nie).

*Verkoopsvoorwaardes:* Die verkoopsvoorwaardes lê ter insae te die kantore van die Balju, Pretoria-Oos 1281, Kerkstraat, Hatfield.

Geteken te Pretoria op hede 5de dag van Desember 2005.

Aan: Die Balju, Kerkstraat 1281, Hatfield.

Botha, Willemse & Wilkinson, Prokureurs vir Eiser, h/v Charles & Cameron 446, Brooklyn. Vew. mnr W. Botha/ks/A118.

**Saak No. 2317/2004****IN DIE LANDDROSHOF VIR DIE DISTRIK VAN SPRINGS GEHOU TE SPRINGS****In die saak tussen: EKURHULENI METROPOLITAANSE MUNISIPALITEIT, Eiser, en K.F. MALAN, Verweerder**

Ingevolge 'n vonnis van bogemelde Agbare Hof en Geregtelike Lasbrief sal die Balju van die Landdroshof, Springs, op Donderdag, die 5de dag van Januarie 2006 om 10h30 by die perseel te Agtestraat 4, Springs, in eksekusie verkoop word, sonder voorbehoud aan die hoogste bieder die volgende:

*Erf:* Gedeelte 3 van Erf 440, Daggafontein Uitb. 2 Dorpsgebied, Registrasie Afdeling IR, provinsie Gauteng, gehou kragtens Titellakte No. T53054/2001, groot 1 692 vierkante meter (eenduisend seshonderd twee-en-negentig vierkante meter).

*Beskrywing van eiendom:* Leë standplaas.

*Verkoopsvoorwaardes:*

1. Die eiendom sal sonder voorbehoud aan die hoogste bieder verkoop word onderworpe aan die Titel Akte.  
2. Die koper sal, op datum van verkoping, 50% van die koopprys betaal tesame met 50% van die uitstaande erfbelasting op datum van verkoping, en sal binne 14 (veertien) dae van verkoping 'n bank gewaARBorgde tJek verskaf wat as sekuriteit sal dien vir die balans van die koopprys.

3. Die volledige verkoopsvoorwaardes sal onmiddellik voor die verkoping uitgelees word, en kan geïnspekteer word by die kantore van die Balju van die Landdroshof, Springs, Agtestraat 4, Springs.

Gedateer te Springs op die 21ste dag van November 2005.

J. A. Rothman, Ivan Davies - Hammerschlag, Eiser se Prokureurs, IDT Gebou, Vierde Straat 64, Posbus 16, Docex 6, Springs. Tel. 812-1050. Verw. JAR/JD/S05305.

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## EASTERN CAPE OOS-KAAP

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Case No. 5108/05

IN THE HIGH COURT OF SOUTH AFRICA  
(South-Eastern Cape Local Division)

**NEDBANK LIMITED, Plaintiff, versus MARTIN DANIEL DAVIDSON, First Defendant, and  
ANNETTE SARAH DAVIDSON, Second Defendant**

In pursuance of a judgment dated 12 September 2005 and an attachment, the following immovable property will be sold at the Sheriff's Office, 3rd Floor, 15 Rink Street, Port Elizabeth, by public auction on Friday, 6 January 2006 at 3.00 p.m.

Erf 14290, Bethelsdorp, in the Municipality and Division of Port Elizabeth, in extent 433 square metres, situated at 67 Harry Tichardt Crescent, Cleary Estate, Port Elizabeth.

While nothing is guaranteed, it is understood that on the property is a brick dwelling, consisting of two bedrooms, bathroom, lounge and kitchen.

The conditions of sale may be inspected at the Sheriff's Office, 3rd Floor, 15 Rink Street, Port Elizabeth.

*Terms:* 10% on the date of sale, the balance, including V.A.T. if applicable, against transfer to be secured by a guarantee approved by Plaintiff's attorneys to be furnished within 14 days of sale. Sheriff's charges (6% on the first R30 000,00 and thereafter 3,5% to a maximum of R7 000,00 with a minimum of R352,00 plus V.A.T.) are also payable on date of sale.

Dated 30 November 2005.

Pagdens • Stultings, Plaintiff's Attorneys, Pagdens Court, 18 Castle Hill, Port Elizabeth; P.O. Box 132, P.E., 6000. (Tel. 502-7200.) (Ref: Sally Ward/N0569/1142.) (59225575-00101)

Case No. 6067/05

IN THE HIGH COURT OF SOUTH AFRICA  
(South-Eastern Cape Local Division)

**PEOPLES MORTGAGE LIMITED (formerly known as Peoples Bank Limited), Plaintiff, versus  
BONGANI MJOJELI, First Defendant, and THANDIWE JOYCE MJOJELI, Second Defendant**

In pursuance of a judgment dated 19 October 2005 and an attachment, the following immovable property will be sold at the Sheriff's Office, 3rd Floor, 15 Rink Street, Port Elizabeth, by public auction on Friday, 6 January 2006 at 3.00 p.m.

Erf 12666, Motherwell, in the Nelson Mandela Metropolitan Municipality, Division of Uitenhage, Province of the Eastern Cape, in extent 200 square metres, situated at 21 Mpongo Street, Motherwell, Port Elizabeth.

While nothing is guaranteed, it is understood that on the property is a brick dwelling, consisting of two bedrooms, bathroom, lounge and kitchen.

The conditions of sale may be inspected at the Sheriff's Office, 3rd Floor, 15 Rink Street, Port Elizabeth.

*Terms:* 10% on the date of sale, the balance, including V.A.T. if applicable, against transfer to be secured by a guarantee approved by Plaintiff's attorneys to be furnished within 14 days of sale. Sheriff's charges (6% on the first R30 000,00 and thereafter 3,5% to a maximum of R7 000,00 with a minimum of R352,00 plus V.A.T.) are also payable on date of sale.

Dated 28 November 2005.

Pagdens • Stultings, Plaintiff's Attorneys, Pagdens Court, 18 Castle Hill, Port Elizabeth; P.O. Box 132, P.E., 6000. (Tel. 502-7200.) (Ref: Sally Ward/N0569/1146.) (86853777-00101)

Case No. 6579/05

IN THE HIGH COURT OF SOUTH AFRICA  
(South-Eastern Cape Local Division)

**NEDBANK LIMITED, Plaintiff, versus TEMBINKOSI NELSON TUNGANA, Defendant**

In pursuance of a judgment dated 17 October 2005 and an attachment, the following immovable property will be sold at the Sheriff's Office, 3rd Floor, 15 Rink Street, Port Elizabeth, by public auction on Friday, 6 January 2006 at 3.00 p.m.

Erf 7761, Motherwell (previously 1378) in the Administrative District of Uitenhage, in extent 286 square metres, situated at 73 Kwenxura Street, Motherwell N.U.6, Port Elizabeth.

While nothing is guaranteed, it is understood that on the property is a brick dwelling, consisting of two bedrooms, bathroom, lounge and kitchen.

The conditions of sale may be inspected at the Sheriff's Office, 3rd Floor, 15 Rink Street, Port Elizabeth.

**Terms:** 10% on the date of sale, the balance, including V.A.T. if applicable, against transfer to be secured by a guarantee approved by Plaintiff's attorneys to be furnished within 14 days of sale. Sheriff's charges (6% on the first R30 000,00 and thereafter 3,5% to a maximum of R7 000,00 with a minimum of R352,00 plus V.A.T.) are also payable on date of sale.

Dated 29 November 2005.

Pagdens • Stultings, Plaintiff's Attorneys, Pagdens Court, 18 Castle Hill, Port Elizabeth; P.O. Box 132, P.E., 6000. (Tel. 502-7200.) (Ref: Sally Ward/N0569/1034.) (08134256-00101)

Case No. 6580/05

IN THE HIGH COURT OF SOUTH AFRICA  
(South-Eastern Cape Local Division)

**PEOPLES MORTGAGE LIMITED (formerly known as Peoples Bank Limited), Plaintiff, versus PHAKISO PETRUS MAPHUTSE, First Defendant, and DEBORAH LUNGIWA MAPHUTSE, Second Defendant**

In pursuance of a judgment dated 27 October 2005 and an attachment, the following immovable property will be sold at the Sheriff's Office, 3rd Floor, 15 Rink Street, Port Elizabeth, by public auction on Friday, 6 January 2006 at 3.00 p.m.

Erf 11880, Motherwell, in the Municipality of Port Elizabeth, Administrative District of Uitenhage, Eastern Cape Province, in extent 200 square metres, situated at 170 Mpenzu Street, Motherwell, Port Elizabeth.

While nothing is guaranteed, it is understood that on the property is a brick dwelling, consisting of two bedrooms, bathroom, lounge and kitchen.

The conditions of sale may be inspected at the Sheriff's Office, 3rd Floor, 15 Rink Street, Port Elizabeth.

**Terms:** 10% on the date of sale, the balance, including V.A.T. if applicable, against transfer to be secured by a guarantee approved by Plaintiff's attorneys to be furnished within 14 days of sale. Sheriff's charges (6% on the first R30 000,00 and thereafter 3,5% to a maximum of R7 000,00 with a minimum of R352,00 plus V.A.T.) are also payable on date of sale.

Dated 29 November 2005.

Pagdens • Stultings, Plaintiff's Attorneys, Pagdens Court, 18 Castle Hill, Port Elizabeth; P.O. Box 132, P.E., 6000. (Tel. 502-7200.) (Ref: Sally Ward/N0569/1120.) (83319422-00101)

Case No. 7375/05

IN THE HIGH COURT OF SOUTH AFRICA  
(South-Eastern Cape Local Division)

**NEDBANK LIMITED, Plaintiff, versus PHUMZILE WELCOME VAZI, Defendant**

In pursuance of a judgment dated 27 October 2005 and an attachment, the following immovable property will be sold at the Sheriff's Office, 3rd Floor, 15 Rink Street, Port Elizabeth, by public auction on Friday, 6 January 2006 at 3.00 p.m.

Erf 13274, Motherwell, in the Municipality of Port Elizabeth, Division of Uitenhage, Province of Eastern Cape, in extent 200 (two hundred) square metres, situated at 207 Ngwevana Street, Motherwell, Port Elizabeth.

While nothing is guaranteed, it is understood that on the property is a brick dwelling, consisting of two bedrooms, bathroom, lounge and kitchen.

The conditions of sale may be inspected at the Sheriff's Office, 3rd Floor, 15 Rink Street, Port Elizabeth.

**Terms:** 10% on the date of sale, the balance, including V.A.T. if applicable, against transfer to be secured by a guarantee approved by Plaintiff's attorneys to be furnished within 14 days of sale. Sheriff's charges (6% on the first R30 000,00 and thereafter 3,5% to a maximum of R7 000,00 with a minimum of R352,00 plus V.A.T.) are also payable on date of sale.

Dated 29 November 2005.

Pagdens • Stultings, Plaintiff's Attorneys, Pagdens Court, 18 Castle Hill, Port Elizabeth; P.O. Box 132, P.E., 6000. (Tel. 502-7200.) (Ref: Sally Ward/N0569/1122.) (82550598-00101)

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**KWAZULU-NATAL**

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**Case No. 3848/05**

IN THE HIGH COURT OF SOUTH AFRICA  
(Natal Provincial Division)

**In the matter between: NEDBANK LIMITED, Plaintiff, and MANDLAKAYISE NDLELA, Defendant**

The undermentioned property will be sold in execution at the Office of the Sheriff at 1 Ridge Road, Camperdown, KwaZulu-Natal, on 6 January 2006 at 11:00.

Site Number 429, Mpumalanga C, Registration Division FT, situated in the Outer West City Council Area, Province of KwaZulu-Natal, in extent 371 (three seven one) square metres, held under Deed of Transfer No. TG1359/90 (KZ).

The property is situated at House 429, 67 Maphumulo Road, Mpumalanga-C, Mpumalanga Township, KwaZulu-Natal, and is improved by the construction thereon of a dwelling consisting of 2 bedrooms, 1 lounge, 1 kitchen and 1 bathroom (nothing in this regard is guaranteed).

The full conditions of sale may be inspected at the above-mentioned office of the Sheriff at 1 Ridge Road, Cato Ridge, KwaZulu-Natal.

Dated at Pietermaritzburg this 28th day of October 2005.

Tatham Wilkes Inc., Plaintiff's Attorneys, 200 Berg Street, Pietermaritzburg. (Ref. H. M. Drummond/Nafeesa/G973.)

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**Case No. 1039/2000**

IN THE MAGISTRATE'S COURT FOR THE DISTRICT OF MOUNT CURRIE HELD AT MATATIELE

**In the matter between: MANORAMMA LINDA NAIDOO, Plaintiff, and GRAHAM MARK RUITERS, Defendant**

In pursuance of a judgment in the Court of the Magistrate of Matatiele and the warrant of execution issued pursuant thereto on the 8th June 2005, the immovable property described as:

Erf 621, Kokstad, situated at 19 Barker Street, Kokstad.

1 x kitchen, 1 x lounge, 4 x bedrooms, 1 x laundry with verandah (back & front), 1 x servants quarters with toilet, corrugated iron roof with wooden floors,

will be sold in execution on Monday, the 9th January 2006 at 10 am in front of the Magistrate's Court, Kokstad, on terms and conditions which will be read out at the time of the sale and which may in the meantime be inspected at the office of Messrs McLeod & Associates, the Plaintiff's Attorneys, 110 Main Street, Matatiele.

*The material terms and conditions of the sale are as follows:*

1. (a) 10% of the purchase price shall be paid at the time of the sale into the trust account of Plaintiff's conveyancers.

(b) The balance of the purchase price together with interest at the rate payable to the Plaintiff at the time of this sale on the amount of the Plaintiff's claim and calculated from the date of sale until the date of transfer shall be paid and secured by a bank or building society guarantee in a form acceptable to the Plaintiff's conveyancers. This guarantee shall be delivered to the Plaintiff's conveyancers within 14 (fourteen) days of the date of sale.

(c) The purchaser shall pay to the Local Authority, or any other authority entitled thereto such rates, taxes and other amounts whatsoever owing on the property together with any other amounts which must in law be paid to procure transfer of the property.

(d) The purchaser shall pay to the Sheriff on the date of sale, his commission.

(e) The property shall be sold subject to any valid existing tenancy (if any).

(f) Neither the Plaintiff nor the Sheriff give any warranty as to the state of the property which is sold "voetstoots".

(g) The risk in and to the property shall pass to the purchaser on the date of sale.

Dated at Matatiele during 2005.

McLeod & Associates, Plaintiff's Attorneys, 110 Main Street, P.O. Box 14, Matatiele, 4730.

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**Case No. 2360/04**

IN THE HIGH COURT OF SOUTH AFRICA  
(Natal Provincial Division)

**In the matter between: NEDBANK LIMITED, Plaintiff, and BROPHARM COMPUTER CC (CK89/21756/23), Defendant**

The undermentioned property will be sold in execution by the Sheriff, Stanger, at the front entrance to the Magistrate's Court Building, at King Shaka Street, KwaDukuza-Stanger, KwaZulu-Natal, on 6 January 2006 at 10:00.

A unit consisting of:

Section No. 20, as shown and more fully described on Sectional Plan SS203/89, in the scheme known as Perissa, in respect of the land and building or buildings situated at Shakas Rock, of which section the floor area, according to the said sectional plan, is 171 (one seven one) square metres; and



an undivided share in the common property in the scheme apportioned to the said section in accordance with the participation quota as endorsed on the said sectional plan, held under Deed of Transfer No. ST12927/93;

an exclusive use area described as Carport CT 20, measuring 17 square metres, being as such part of the common property, comprising the land and the scheme known as Perissa, in respect of the land and building or buildings situated at Shaka's Rock, as shown and more fully described on Sectional Plan No. SS203/1989;

an exclusive use area described as Storeroom SR 20, measuring 6 square metres, being as such part of the common property, comprising the land and the scheme known as Perissa, in respect of the land and building or buildings, situated at Shaka's Rock, as shown and more fully described on Sectional Plan No. SS203/1989, held under Deed of Cession No. SK4284/1994S.

The property is situated at No. 20 Perissa, Shaka's Rock, KwaZulu-Natal, and is improved by the construction thereon of a unit consisting of 3 carpeted bedrooms (all with bic), main bedroom with en-suite & balcony, tiled open plan kitchen, lounge with two balconies and dining-room, carport.

*Zoning:* General Residential (nothing in this regard is guaranteed).

The full conditions of sale may be inspected at the above-mentioned office of the Sheriff at 116 King Shaka Street, Stanger, KwaZulu-Natal.

Dated at Pietermaritzburg this 18th day of November 2005.

Tatham Wilkes Inc., Plaintiff's Attorneys, 200 Berg Street, Pietermaritzburg. (Ref. H. M. Drummond/Nafeesa/G461.)

**Case No. 481/2003**

IN THE HIGH COURT OF SOUTH AFRICA  
(Natal Provincial Division)

**In the matter between: FIRSTRAND BANK LIMITED, Plaintiff, and ROYCHAND DEVPARSAD RAMLAGAN BYROO, 1st Defendant, and SHARITA BYROO, 2nd Defendant**

1. The following property shall be sold by the Sheriff for the High Court, Glencoe on the 6th day of January 2006 at 09h00, at Magistrates Court, Justice Lane, Glencoe, to the highest bidder without reserve:

Erf 1720, Glencoe (Extension 3), Registration Division FT, Province of KwaZulu-Natal, in extent 1 224 square metres, held under Deed of Transfer No. T29899/1990 and having physical address at 8 Buttercup Road, Glencoe, KwaZulu-Natal and which, without anything being warranted thereby, is zoned Special Residential and is improved by a dwelling comprising entrance hall, lounge, family room, 2 dining-rooms, study, kitchen, scullery, 3 bedrooms, 2 bathrooms, wc, 2 out garages, 4 servants quarters, 2 storerooms, bathroom/wc.

2. The sale is voetstoots and the successful bidder is to pay on conclusion of the sale in cash or by bank guaranteed cheque a deposit of 10% of the price, plus the Sheriff's charges, (being 5% on the first R30 000 of the price and 3% on the balance, plus VAT). The full conditions of Sale may be inspected at the office of the said Sheriff, 4 Shapiro Street, Glencoe.

Dated at Durban this 21st day of November 2005.

B.A. Rist, John Koch & Company, Plaintiff's Attorney, 5th Floor, Durban Club Place, Durban. (Our Ref. BAR/AN/F4297.)

**Case No. 817/2004**

IN THE MAGISTRATE'S COURT FOR THE DISTRICT OF LOWER TUGELA HELD AT STANGER

**In the matter between: THE BODY CORPORATE OF FAIRWAY COURT, Plaintiff, and P GOVENDER, Defendant**

In pursuance of a judgment on 15 April 2005, in the Stanger Magistrate's Court and under a writ of execution issued there-after the immovable property listed hereunder will be sold in execution on 6 January 2006 at 10 am at the front entrance of the Magistrate's Court Building at Shaka Street, Kwaduguza/Stanger to the highest bidder:

*Description:* A unit consisting of:

1. (a) Section No. 3 as shown and more fully described on Sectional Plan No. SS88/1998 in the scheme known as Fairway Court in respect of the land and building or buildings situated at Tongaat and in the local authority of the eThekweni Municipality Area, of which section the floor area according to the said Sectional Plan is 45 square metres in extent; and

(b) an undivided share in the common property in the scheme apportioned to the said section in accordance with the participation quota as endorsed on the said Sectional Plan, held under Deed of Transfer No. ST23495/2000.

*Postal address:* 3 Fairway Court, 2 Fairway Avenue, Maidstone.

*Zoning:* Residential.

*Improvements:* Brick under tile ground floor apartment comprising kitchen, dining room/lounge, small verandah, bedroom & ensuite and parking outside.

Nothing is guaranteed in respect of the above.

The above property shall be referred to as "the property").

The sale of the property will be subject to the following conditions:



1. The sale shall be subject to the terms and conditions of the Magistrate's Court Act and the Rules made thereunder.
  2. The Purchaser shall pay the purchase price in cash or by bank guaranteed cheque on the day of the sale. In the event of the Purchaser having to obtain finance from a financial institution, the purchaser shall, on the day of the sale, produce written confirmation from the said financial institution to the effect that the Purchaser qualifies for a loan. The amount of the loan shall not be less than the purchaser price.
  3. The Purchaser shall be liable for payment of interest to the execution creditor and to the bondholder, if any, from date of sale to date of registration of transfer as set out in the conditions of sale.
  4. Transfer shall be affected by the Plaintiff or its attorneys and the purchaser shall pay all interest costs, current rated taxes and other necessary charges to effect transfer, upon request by the said attorneys.
- The full conditions may be inspected at the offices of the Sheriff of the Magistrate's Court, 116 King Shaka Street, Stanger.
- Dated at Umhlanga Rocks this 21 December 2005.
- M A Callaghan, Plaintiff's Attorneys, Gavin Gow & Co., Suite 15, Chartwell Centre, Chartwell Drive, Umhlanga Rocks; P O Box 610, Umhlanga Rocks. [Tel. (031) 561-1011.] (Ref. CBH/sp/B57.)

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## PUBLIC AUCTIONS, SALES AND TENDERS OPENBARE VEILINGS, VERKOPE EN TENDERS

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### WESTERN CAPE WES-KAAP

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#### HUGO & TERBLANCHE AFSLAERS

#### INSOLVENTE BOEDELVEILING VAN DANABAAI STRANDHUIS

Behoorlik daartoe gelas deur die Kurator in die insolvente boedel van Hendrik Christoffel Petrus Booysen, sal ons per openbare veiling op Donderdag, 22 Desember 2005 om 10:00 te Comosastraat 34, Danabaai, die onderstaande eiendom te koop aanbied.

*Vaste eiendom:* Erf No. 7126, geleë te Danabaai, in die Munisipaliteit van Mosselbaai, groot 897 m<sup>2</sup>.

*Ligging:* Hierdie eiendom is geleë te Comosastraat 34, Danabaai.

*Verbeterings:* Op die eiendom is 'n vierslaapkamer klinkersteen grasdakwoning (eenslaapkamer met ingeboude kaste), vol badkamer, en-suite badkamer, oopplan sit/eetkamer, kombuis, waskamer en motorafdek.

*Afslalersnota:* Hierdie is die ideale geleentheid om 'n strandhuis in Danabaai te bekom.

*Verkoopsvoorwaardes:* Vaste eiendom: 10% deposito van die koopsom plus 7,5% koperskommissie is betaalbaar by toeslaan van bod. Vir die balans moet die koper 'n goedgekeurde bankwaarborg verskaf binne 21 dae na datum van bekragtiging van die verkoping. Volledige voorwaardes is by die afslalers beskikbaar.

*Vir verdere navrae skakel:* Jan: 082 555 9084.

Posbus 8, Petrusburg, 9932. Telefoon: (053) 574-0002. Telefax: (053) 574-0192. Reg. No. 1995/000092/23. Eienaar: HTA Afslalers BK. hta-afslalers@telkomsa.net

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