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**IMPORTANT ANNOUNCEMENT**

**Closing times** **PRIOR TO PUBLIC HOLIDAYS** for  
**GOVERNMENT NOTICES, GENERAL NOTICES,**  
**REGULATION NOTICES AND PROCLAMATIONS**

**2012**

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

- ▶ **2 August**, Thursday, for the issue of Friday **10 August 2012**
- ▶ **20 September**, Thursday, for the issue of Friday **28 September 2012**
- ▶ **13 December**, Thursday, for the issue of Friday **21 December 2012**
- ▶ **18 December**, Tuesday, for the issue of Friday **28 December 2012**
- ▶ **21 December**, Friday, for the issue of Friday **4 January 2013**

Late notices will be published in the subsequent issue, if under special circumstances, a late notice is 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  
**GOEWERMENTS-, ALGEMENE- & REGULASIE-**  
**KENNISGEWINGS ASOOK PROKLAMASIES**

**2012**

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

- ▶ **2 Augustus**, Donderdag, vir die uitgawe van Vrydag **10 Augustus 2012**
- ▶ **20 September**, Donderdag, vir die uitgawe van Vrydag **28 Desember 2012**
- ▶ **13 Desember**, Donderdag, vir die uitgawe van Vrydag **21 Desember 2012**
- ▶ **18 Desember**, Dinsdag, vir die uitgawe van Vrydag **28 Desember 2012**
- ▶ **21 Desember**, Vrydag, vir die uitgawe van Vrydag **4 Januarie 2013**

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

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## GOVERNMENT NOTICES GOEWERMENSKENNISGEWINGS

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### DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT DEPARTEMENT VAN JUSTISIE EN STAATSKUNDIGE ONTWIKKELING

No. 528

13 July 2012

**ALTERATION OF THE AREA FOR WHICH THE SMALL CLAIMS COURT FOR RUSTENBURG WAS ESTABLISHED AS PUBLISHED IN GOVERNMENT NOTICE NO. 2096 OF 20 SEPTEMBER 1985, AS AMENDED BY GOVERNMENT NOTICE NO. 1743 OF 26 JUNE 1992, AS AMENDED BY GOVERNMENT NOTICE NO. 324 OF 19 MARCH 2004: ESTABLISHMENT OF A SMALL CLAIMS COURT FOR THE AREA OF KOSTER**

I, Andries Carl Nel, Deputy Minister of Justice and Constitutional Development, acting under the power delegated to me by the Minister of Justice and Constitutional Development, under section 2 of the Small Claims Courts Act, 1984 (Act No. 61 of 1984), hereby -

- (a) alter the area for which the Small Claims Court of Rustenburg was established by excising therefrom the district of Koster;
- (b) amend Government Notice No. 2096 of 20 September 1985 to reflect that the area of the Small Claims Court of Rustenburg consists of the districts of Rustenburg and Madikwe; and
- (c) determine Rustenburg and Madikwe to be the places in that area for the holding of sessions of the said Court.
- (d) establish a Small Claims Court for the adjudication of claims for the area of Koster, consisting of the district of Koster;
- (e) determine Koster to be the seat of the said Court; and
- (f) determine Koster to be the place in that area for the holding of sessions of the said Court.

Despite the amendment to Government Notice No. 2096 of 20 September 1985, any claim emanating from the district of Koster which has already been instituted in the Small Claims Court of Rustenburg prior to the publication of this Government Notice, shall be continued and concluded in the Small Claims Court of Rustenburg as if this Government Notice has not been published.



**MR A C NEL, MP**

**DEPUTY MINISTER OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT**

**DEPARTMENT OF LABOUR  
DEPARTEMENT VAN ARBEID**

No. 529

13 July 2012

**LABOUR RELATIONS ACT, 1995  
NOTICE OF INTENTION TO CANCEL THE REGISTRATION OF AN  
EMPLOYERS ORGANISATION**

I, Johannes Theodorus Crouse, Registrar of Labour Relations, hereby, in terms of section 106(2B) give notice of my intention to cancel the registration of **Machine Engravers Association (LR2/6/3/156)** for the following reasons:

- The employers' organisation failed to comply with the provisions of section 98, 99 and 100 of the Act, and
- The organisation ceased to function in terms of its constitution

The employers' organisation and all interested parties are hereby invited to make written representations as to why the registration should not be cancelled. **Only representations pertaining to this Notice will be considered. All correspondence should refer to case number: 2012/116**

Objections must be lodged to me, c/o the Department of Labour, Laboria House, 215 Schoeman Street, PRETORIA. [Postal address: Private Bag X117, PRETORIA, 0001 – Fax No. (012) 309 4156 / 4595], within 60 days of the date of this notice.

**JT CROUSE**  
**REGISTRAR OF LABOUR RELATIONS**

**DEPARTMENT OF HOME AFFAIRS  
DEPARTEMENT VAN BINNELANDSE SAKE****No. 530****13 July 2012****ALTERATION OF SURNAMENES IN TERMS OF SECTION 26 OF THE BIRTHS AND DEATHS REGISTRATION ACT, 1992 (ACT NO. 51 OF 1992)**

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84. Joseph Happy Moshoeshoe- 611225 5607 084 -659 Zama Street, Bekkersdal Location, WESTONARIA, 1779 - *Molefe*
85. Sarah-Danielle Godidard- 721213 0078 086 -P O Box 35256, MENLO PARK, 0102 - *De Kock*
86. Carjolein Mynhardt Nortjé- 720421 0314 085 -28 Seringpark, Wapadrand, PRETORIA, 0081 - *Mynhardt*
87. Wynand Rudolph Coertzen- 810803 5081 085 -P O Box 6152, CRESTA, 2118 - *Jacobs*

- 
88. Hleziphi Lethukuthula Tembe- 910626 0142 084 -P O Box 7089, ESIKHAWINI, 3887 - *Mthombeni*
  89. Nomvula Hazel Mthembu- 890707 0285 083 -4 A Bune Road, Sydenham, LONDON, se26 5je - *Bucibo*
  90. Zakhele Mthimkhulu- 851213 5419 089 -5001 Cnr Zabuthe And Morekube Street, PIMVILLE, 1809 - *Sithole*
  91. Tshifhiwa Cedric Muluvhu- 900711 5938 082 -P O Box 8639, SHAYANDIMA, 0945 - *Sikhwivhilu*
  92. Lebogang Taxen Maja- 910302 5638 084 -P O Box 1059, MPAHLELE, 0736 - *Kadiaka*
  93. Motserere Lukie Serepong- 820516 5887 081 -P O Box 3036, MPAHLELE, 0736 - *Senona*
  94. Keletso Malefo- 920310 1068 089 -P O Box 2660, MASWANENG, 0479 - *Nchabeleng*
  95. Corne Armstrong Smith Janse Van Rensburg- 861230 5120 085 -24 Sonte Close, Vredeklouf, Heights, BRACKEMFELL, 7860 - *Smith*
  96. Maphake Manuel Makobe- 910429 5777 081 -Ga -Phaahla, JANE FURSE, 1085 - *Mohlala*
  97. Nastassja Sphiwe Mampuru – 870202 0556 083 and a minor child – Owethu Kutlwano Mampuru – 100404 5755 080-26366 Extension 8, Stanza Bopape, MAMELODI EAST, 0122 - *Mathekga*
  98. Morgan De Beer – 720817 5120 080 - your wife - Rachel Ilene De Beer – 720530 0014 089 - and a minor child – Zandi Monique De Beer – 011026 0323 081- 5 Eugene Close, Blouwater Baai, SALDANHA, 7395 - *Siwisa*

**No. 531****13 July 2012****ALTERATION OF FORENAMES IN TERMS OF SECTION 26 OF THE BIRTHS AND DEATHS REGISTRATION ACT, 1992 (ACT NO. 51 OF 1992)**

The Director-General has authorized the following persons to assume the forenames printed in *italics*:

1. Abongile Qaqambile Ndongeni - 900615 5289 083 - 45 St Moritz Flat, John Milner Road, DURBAN, 4001 - *Abongile Qaqambile Lizo*
2. Ntombikayise Perseverance Mthembu - 820816 0969 086 - Li32 Umlazi, Bhabha Road, UMLAZI, 4031 - *Manazie Perseverance*
3. Sedimo Donald Kgosana - 850119 5780 084 - P O Box 3001, HAMMANSKRAAL, 0404 - *Thabang Donald*
4. Magwaza Abednigo Mtharite - 851028 6058 086 - P O Box 735, AMSTERDAM, 2375 - *Morris Abednigo*
5. Mahluleli Nzimande - 870614 5335 083 - P O Box 188, BULWER, 3244 - *Mahluleli Sipehelele*
6. Mkhulekeleni Nkosinathi Mthethwa - 810624 6075 086 - P O Box 78529, EMPANGENI, 3880 - *Khulekani Emmanuel*
7. Nontathu Zide - 930919 1276 084 - P O Box 1138, LUSIKISIKI, 4820 - *Ziyanda Nontathu*
8. Letty Mokgadi Molepo - 911103 0913 087 - P O Box 240, BOYNE, 0728 - *Mokgadi Letty*
9. Sthembiso Phiri - 810320 5969 086 - P O Box 952, KWALUGEDLANE, 1341 - *Sthembiso Amson*
10. Mokono Velom Mohuba - 920903 5659 083 - P O Box 111, TRICHARDTSDAL, 0890 - *Mokhono Prize*
11. Deon Eugene Randall Hendricks - 730625 5243 085 - 26 C Black Bird Bird Avenue, PARKWOOD ESTATE, 7800 - *Dawood*
12. Mahlatse Mamphare Maupa - 921222 0693 081 - P O Box 361, NGWAABE, 1058 - *Lethiba Mahlatse*
13. Mutsi Mavundiru Bisse - 930306 5724 089 - 3886 Extension 4, BOITEKONG, 0308 - *Mutsi George*
14. Moshe Itumeleng Mogola - 930905 5904 086 - P O Box 395, NEBO, 1059 - *Moshi Mphothomane*
15. Nozifo Portia Deli - 890301 0691 084 - P O Box 3719, MMABATHO, 2735 - *Nosipho Portia*
16. Excelent Shazi - 891124 5827 084 - Jacobs Hostel Block F1 Room 1, Quality Street, DURBAN, 4052 - *Nkazimulo Excellent*
17. Alfred Logan Fonkie Pietersen - 850512 5181 081 - 11 Madeliefie Street, VEREENIGING, 1938 - *Logan*
18. John Radingona - 931230 5630 089 - P O Box 719, MASEMOLA, 1060 - *Charles John*
19. Sophie V Tonder Arthur Van Tonder - 850904 5273 085 - 25 Opperman Street, Brentpark, KROONSTAD, 9499 - *V Tonder Arthur*
20. Keshni Naidoo - 851008 0031 081 - 53 Montdene Drive, CROFTDENE, 4092 - *Keshni Desire*
21. Chollette Chantal Julius - 851107 0228 083 - No 3 Daffke Court, Corner Pingle & Oxford Roads, GOODWOOD, 7460 - *Shaakira*
22. Priscilla Morais Soares - 851121 0182 083 - 68 Fish Eagle Street, THREE RIVERS EAST, 1939 - *Priscilla Morais Camara*
23. Leigh Andrea Tucker - 850205 0097 085 - 2 Charlton Court, 88 J B Marks Road, Glenwood, DURBAN, 4001 - *Leigh Andrea Adams*
24. Marcelino Fillipino January - 830425 5455 089 - 24 Sage Crescent, Statice Heights, Kewtown, ATHLONE, 7764 - *Masood*

25. Yogestree Abbas - 821215 0214 081 - 6 Carnation Avenue, LENASIA, 1827 - *Nadia*
26. Sithembiso Zakhele Nsibande - 770907 5970 086 - P O Box 5001, NONGOMA, 3950 - *Wiseman Sithembiso*
27. Mandla Emmanuel Nkosi - 640713 5614 080 - House No M 372, Section 7, MADADENI, 2951 - *Mandla Emmanuel Roy*
28. Gaster Ntombifuthi Ngwenya - 760904 0506 082 - Stand 8521, Extension 11, EMBALENHLE, 2285 - *Winnie Ntombifuthi*
29. Wayne Trevor Sauer - 900416 5142 087 - 15 Erica Street Lentegour, MITCHELLS PLAIN, 7785 - *Waqeel*
30. Monwabisi Popoyi - 850728 6140 088 - 70 A-3rd Avenue, Westdene, JOHANNESBURG, 2092 - *Thulane Robert*
31. Benodia Hendricks - 920323 0464 084 - 12292 K B Mochwaro Street, Ipeleng, KIMBERLEY, 8345 - *Naledi Benodia*
32. Kgaugelo Bob Thoka - 930827 6397 088 - P O Box 525, TREVES, 0618 - *Kgaugelo Samuel*
33. Mosotho Ishmael Ndweni - 921217 5507 088 - 19277 Amelia, SASOLBURG, 1947 - *Mafa Ishmael*
34. Annaline Dorothea August August - 581006 0143 085 - Vrede Street 372, HOPEFIELD, 7355 - *Annaline Dorothea*
35. Nozewase Lukas Xaba - 690726 5303 081 - 3341 Extension 4, Kokosi Township, FOCHVILLE, 2515 - *Mzwakhe Lukas*
36. Jerry Ngwetjane Thobejane - 680906 5725 085 - P O Box 178, DRIEKOP, 1129 - *Matsebe Jerry*
37. Nomathemba Ngidi - 851231 0397 084 - 1128 Inanda Glebe, Phase 3, INANDA, 4310 - *Nomathemba Ayanda*
38. Makersi Motlakadibe Sarah Mthimkulu - 850817 0611 085 - 2 Chateau De Ville, 19 St Omar Street, Delville, GERMSTON, 1401 - *Motlakadintle Makersi Sarah*
39. Maatsepe Mokgotho - 911024 0920 080 - P O Box 85, TRICHARDTSDAL, 0890 - *Maatsepe Precious*
40. Bafana Boysie Mhlanga - 880106 6374 086 - 982 Dube Road, CHIAWELO, 1818 - *Nicholas Boysie*
41. Phineas Selolo - 790328 5502 082 - 374 Mgantsa Section, Kangaroo Street, Tembisa, KEMPTON PARK, 1632 - *Matlou Phineas*
42. Emelda Qhalazile Jingela - 750219 0582 088 - 147448 Rockdale, PINETOWN, 3607 - *Emelda Qinisa Qhalazile*
43. Abednigo Kgatle - 750122 5628 080 - 9169 Pimville Extension, Zone 6inciniba Street, PIMVILLE, 1809 - *Abednigo Sphiwe*
44. Vusi Sylvester Nkosi - 750602 5662 080 - 475 Ecaleni Section, THEMBISA, 1632 - *Vusizululami Sylvester Moteas*
45. Ntebaleng Suzan Mohasi - 750801 0478 084 - 18 Alpha Street, Extension 9, CARLETONVILLE, 2499 - *Ntebaleng Suzan Marefiloe*
46. John Dollyba Leeuw - 740417 5686 085 - 490 Old Location, Makelekettle Location, WINBURG, 9420 - *Retshiditswe*
47. Sibonakaliso Gwala - 920307 5298 084 - 34 Londenderry, Criset, DURBAN, 4001 - *Sibonakaliso Sqiniseko*
48. Nobonephi Teka - 751122 0634 082 - 1625 Extension 4, DIEPSLOOT, 2189 - *Nobonephi Patricia*
49. Jonathan David Legget - 910929 5123 087 - 10 Sicily Street, Portlands, MITCHELLS PLAIN, 7785 - *Moegamat Walied*
50. Luyanda Mazimela - 851228 5874 083 - 729 Rametsi Street, TLHABANE, 0309 - *Luyanda Dumile Lesang*
51. Zondeleni Myaka - 810618 0624 089 - Umsamo Area, MUDEN, 3251 - *Zondeleni Nombuso*
52. Fezekile Mathumbu - 871018 5579 089 - Nkunzimbini Area, LUSIKISIKI, 4820 - *Fezekile Lufefe*

53. Madumetsa Shiren Ramasobane - 820104 5990 088 - No 127 Extension 1, Diepsloot, RANDBURG, 2194 - *Madumetsa Noah*
54. Lucy Mamogale - 921119 0744 080 - Stand No 97, Driekop Location, BURGERSFORT, 1150 - *Phillis Lekgethemele*
55. Tabile Setenane - 930814 5941 082 - Kwa Pata Location, PIETERMARITZBURG, 3200 - *Mashaya Thabile*
56. Ntsedzeni Nenngwekhulu - 850525 0372 083 - 14 Amblevue Berg Avenue, AMANDASIG, 0185 - *Ntsedzeni Sharon*
57. André John Mesimela - 810103 5207 081 - 11 St Irene Road, STEENBERG, 7945 - *Ashief*
58. Zibonele Mncube - 820312 5465 080 - 2065 Snake Park, DOBSONVILLE, 1863 - *Zibonele Zakhele*
59. Lungephi Konisi - 700107 6603 084 - Algoa Military Base, Summerstrand, PORT ELIZABETH, 6070 - *Lunga*
60. Sanele Sithole - 880922 5901 087 - 659 Old Dunbar Road, MAYVILLE, 4000 - *Sanelisiwe Constance*
61. Lungile Mkhonza - 930101 0863 085 - P O Box 367, DUNDONALD, 1192 - *Lungile Happiness*
62. Ntswaki Kamogelo - 851230 5889 087 - P O Box 2930, CHUENESPOORT, 0743 - *Mammodi Kamogelo*
63. Mochaeli Junior Motleleng - 850920 6697 080 - 39 Reamlano Street, SASOLBURG, 1947 - *Mochaeli Jimmy*
64. Thabile Lengolo Sekhonyane - 880705 6128 085 - 8056 Sempe Street, Phuthadijhaba, WITSIESHOEK, 9870 - *Thabile*
65. Edgeson Makalima - 751016 5521 080 - 5218/10 Zabude Street, PIMVILLE, 1809 - *Edgeson Sakhiwo*
66. Sindiswa Pheona Themba - 630627 0305 084 - 816 Ramashia Street, Extension 1, CHIOWELA, 1818 - *Sindiswa Fiona*
67. Ntshengedzeni Anthony Tshivhase - 610526 5767 088 - 11 Muisselburgh Street, Blue Valley, Golf Estate, MIDRAND, 1687 - *Ntshengedzeni Anthony Michael*
68. Uzubenathi Sindiswa Khombisile Nyoni - 940408 0431 088 - 1503 Block G, SOSHANGUVE, 0152 - *Uzubenathi Sindiswa Khombisile Aisha-Laila*
69. Daniel Mothopi - 240924 5146 080 - E 45 Dikgopaneng, JERICHO, 0189 - *Daniel Modise*
70. Cynthia Ngqakotye - 660116 0834 080 - O 46witsond, ATLANTIS, 7349 - *Nomalinge Cynthia*
71. Zolile Ciliwe - 520620 5951 088 - Mzantsi Area, BUTTERWORTH, 4960 - *Zolile Nicholas*
72. Sophy Mithimunye - 931216 0836 086 - Stand No 1072, Sephaku, MPUDULLE, 1057 - *Balungile Sophy*
73. Terence Aysen - 931128 5347 086 - 17 E Phone Walk, MANENBERG, 7764 - *Taariq*
74. Zwivhuya Mulaudzi - 930711 0466 083 - P O Box 496, VUWANI, 0952 - *Zwivhuya Goodness*
75. Hlamalani Maluleke - 920608 0760 089 - Mphakati, MALAMULELE, 0982 - *Hlulani*
76. Nokulunga Nokwanda Sangweni - 920509 0757 085 - P O Box 531, MAHLABATHINI, 3865 - *Nokwanda*
77. Rudolph Mogodi Matemane - 920918 5828 082 - P O Box 395, MOGANYAKA, 0459 - *Rudolph Sethati*
78. Moses Tshabalala - 440603 5246 086 - 1642 Extension 2, SEBOKENG, 1983 - *Moses Sporofeto*
79. Nomfundo Nolwandle Mdletshe - 921011 0898 083 - P O Box 93, CEZA, 3866 - *Nomfundo*
80. Snazo Ngxola - 911124 0808 085 - 22 Rabie Street, Baysville, EAST LONDON, 5241 - *Sinazo Thulile*
81. Funephi Mngwengwe - 810516 0801 089 - Mbara Location, CARTO RIDGE, 3680 - *Funephi Fortunate*

82. Jan Thatego Monama - 910617 5872 080 - P O Box 1046, GROOTHOEK, 0628 - *Thatego Jan*
83. Jennifer Falken - 481231 0160 084 - 24 Ospray Close, Rocklands, MITCHELLS PLAIN, 7785 - *Janap*
84. Kholisua Albertina Mjoli - 620620 0726 088 - P O Box 90, MOUNT AYLIFF, 4735 - *Albertina Koliswa*
85. Thembi Morebudi Thamaga - 890414 5773 086 - P O Box 6303, JANE FURSE, 1085 - *Gift Morebudi*
86. Lucinda Olivia Seigels - 720901 0258 085 - P O Box 804, STELLENBOSCH, 7597 - *Shezayd*
87. Ashraf Hoosen Bux - 930628 5491 082 - 117 Collier Avenue, Umhlutuzana Township, CHATSWORTH, 4092 - *Goolam Ashraf Hoosen*
88. Thapelo Madiba - 910613 6164 080 - P O Box 7121, KHUJWANA, 0804 - *Shaun Thapelo*
89. Moses Mahlogonolo Makgareetsa - 841205 5723 083 - P O Box 743, DRIEKOP, 1129 - *Sello Moses*
90. Mlamli Hali - 840525 5416 086 - 16243 William Plaatjies Street, Phase 2, Bloemanda, BLOEMFONTEIN, 9323 - *Mlamli Victor*
91. Buyiswa Ngcame - 841204 0855 081 - 29649 Sandalhout Street, N 2 Gateway, DELFT, 7100 - *Okuhle*
92. Kubu Chris Maponya - 930412 5412 087 - P O Box 6, BOYNE, 0728 - *Kubu Edward*
93. Sibongile Thwala - 920815 0050 086 - No 1878, OSIZWENI, 2952 - *Zamaswazi*
94. Masibuse Khosa - 910903 5442 086 - P O Box 360, SASELAMANI, 0928 - *Vusi*
95. Masibulele Tatsi - 920702 5258 080 - H314 Moalokawane Street, Imizamoyethu, HOUT BAY, 7806 - *Masibulele Msindisi*
96. Constance Annastatia Smith - 910908 0181 084 - 6 Gail Close, Morgenster, MITCHELLS PLAIN, 7785 - *Annastatia Constance*
97. Warren Selepe - 930917 5417 084 - P O Box 120, BOCHUM, 0790 - *Maphuti Warren*
98. Ivan Lindokuhle Ngubane - 890510 5682 084 - Mpunusa Location, Edendale, PIETERMARITZBURG, 3201 - *Victor Andile*
99. Maduraipashini Karupan - 571019 0047 083 - 92 Plantain Avenue, Bayview, CHATSWORTH, 4092 - *Renika*
100. Fumane Samuel Mtholo - 930304 5512 083 - No 273 Matshekeng, WITSIESHOEK, 9870 - *Thapelo Samuel*
101. Gertruida Letitia Coetsee - 870822 0349 088 - 17 Heidel Laan, KURUMAN, 8460 - *Letitia*
102. Prudence Zanele Nxumalo - 880216 0930 088 - 24-26 Staffmeyer House
103. , Comersmith Street And Beach Grove, DURBAN, 4001 - *Zanele Khethelo*
104. Phatuvuyo Pepeta - 870527 6202 088 - B492 Squater Camp, Freedom Park, RUSTENBURG, 0308 - *Siphosakhe*
105. Mxolisi Mkhonza - 911107 6024 088 - P O Box 3201, SUNDUMBILI, 4491 - *Xolani Brian Mxolisi*
106. Mthokozisi Mkhize - 870922 5896 081 - Machibisa Area, Edendale, PIETERMARITZBURG, 3201 - *Mthokozisi Joyful*
107. Phongwane Hendrietta Kunene - 880303 0499 080 - 203 Siyabonga Street, Extension, TSAKANE, 1550 - *Thembelihle Hendrietta*
108. Hambayedwa Zacheus Shezi - 890622 5638 089 - Magog Location Ward 15, UMZUMBE, 4225 - *Zamani Zacheus*
109. Ngeniswa Dyobha - 910829 0567 082 - Gunisas North Location, PEDDIE, 5640 - *Anovuyo Ngeniswa*
110. Isabel Bonisile Pinky Mthimunya - 911124 0474 086 - P O Box 5762, SIYABUSWA, 0472 - *Isabel Bonisile*

111. Londiwe Witness Mabanga - 911203 0732 089 - P O Box 821, DURBAN, 4000 - *Londiwe Witness Mbali*
112. Eva Mamogodu Mokgobu - 920508 0579 085 - P O Box 6999, MUSHUNG, 0809 - *Eva Magauta*
113. Paul Velaphi Lemoen - 911212 5377 089 - 1192 L Section, BOTSHABELO, 9781 - *Paul Mxolisi*
114. Lwando Mono - 930904 5987 084 - P O Box 217, LUSIKISIKI, 4820 - *Lwando Charles*
115. Joseph Mogomotsi Sadire - 931010 5897 080 - 121 Rusmier Bult, VENTERSDORP, 2502 - *Mogomotsi Joseph*
116. Amanda Precious Ncongwane - 931106 1051 084 - P O Box 417, ELUKWATINI, 1190 - *Nokuthula Perseverance*
117. Bulelani Bennet Ngeshe - 811011 5770 082 - 7575 Ngqwangi Street, Lower Cross Roads, PHILLIPI, 7785 - *Lebohng*
118. Pangalele Sotashe - 650621 0778 080 - 18823 Mabunga Street, TSAKANE, 1550 - *Noxolo*
119. Vukile Boo - 850115 6219 080 - Teko Kona Area, CENTANE, 9980 - *Mzuvukile*
120. Vera Anne Storkey - 580102 0162 083 - 12 David Baird Crescent, RUYTERWACHT, 7460 - *Soraya*
121. Glenda Ali - 761116 0228 083 - 19 Crown Gat, Ring Road, CROWN GARDENS, 2091 - *Shaista*
122. Dimakatso Tshitshidi Mengoi - 910925 5636 086 - Malekapane, GA-MPHAHLELE, 0736 - *Dimakatso Seagantlo*
123. Gift Morare - 930424 5982 084 - Ma 599, BOLEU, 0474 - *Modishe Gift*
124. Mondli Sakhile Maziba - 930530 5507 083 - P O Box 60160, EMPANGENI, 3880 - *Sakhile Mondli*
125. Azwinaki Nemakhavhani - 921225 1150 084 - P O Box 408, SHAYANDIMA, 0945 - *Nakisani*
126. Nobonekho Minoria Mgushelo - 721009 1047 082 - 678 Nhlapho Section, KATLEHONG, 1431 - *Nobonekho Minoria Nobuntu*
127. Tshidindzeni Makhubela - 831230 5634 082 - 3042 A Zone 10, MEADOWLANDS, 1852 - *Lawrence*
128. Donald Mukhari - 910729 6048 089 - Stand No 56 A, Humulani, LULEKANI, 1392 - *Donald Heaven Mishack*
129. Rivoningo Lesley Mashaba - 930910 5851 089 - P O Box 1211, MALAMULELE, 0982 - *Ntsako Lesley*
130. Mosebo Patrick Makgatho - 730312 5742 081 - 1022 Mphahlela, MPHAHLELA, 0736 - *Katekate Patrick*
131. Yolande Abbas - 810610 0084 083 - No 1 Kramat Way, Kramat, MACASSAR, 7140 - *Yusrah*
132. Jeremia Brotex Leboea - 910105 6327 080 - 14648 Zone 11, SEBOKENG, 1983 - *Jeremia Brotex Retshedisitsoe*
133. Tshelau Edith Sehlabane - 821008 0255 083 - P O Box 91, POLOKWANE, 0700 - *Edith*
134. Ephenia Mpule Kwadi - 920817 0196 083 - 5358 Leseding, BELA BELA, 0480 - *Pleasure Mpule*
135. Pieter Maleho Mokomele - 661106 5935 080 - 5 Slegg Street, Hill Crest, KIMBERLEY, 8301 - *Peter Maleho*
136. Nobulele Thodora Dubase - 691029 1086 084 - Tsilitwa Area, QUMBU, 5180 - *Nobuhle Theodora*
137. Baby Linah Masilela - 890729 1093 084 - Stand No 1294, MATHYSENLOOP, 0458 - *Poppy Busisiwe*
138. Sonwabile Mdudi - 581103 5788 087 - Mhlotsheni Area, MOUNT FRERE, 5090 - *Attention Sonwabile*
139. Nosidima Theodora Ngqoboka - 690509 0845 086 - Bongweni Location, UMTATHA, 5099 - *Zilungile Theodora*

140. Paula Micaela Santos De Faria Müller - 780214 0366 081 - 30 South Road, THE HILL, 2197 - *Paula Micaela Dos Santos De Faria Lopes*
141. Joubert Kgomotso Sebulediso - 490930 5679 084 - Gopane Village, Boseja Section, GOPANE, 2882 - *Joubert Kgomotso Jopa Radikoko*
142. Prudence Nonjabulo Gale - 840529 1130 089 - 1205 Somerset Links, Niblick Way, SOMERSET WEST, 7130 - *Nonjabulo Prudence*
143. Mondli Langa - 911001 6094 086 - Simumumu Area, MUDEN, 3261 - *Mondli Mlungisi*
144. Nobuhle Amanda Mzimela - 930907 1463 083 - Cotdaldands Area, VERULAM, 4340 - *Nobubele Amanda*
145. Msizi Mlambo - 910617 6003 081 - 1573 Block Mokone, STINKWATER, 0202 - *Msizi Patrick*
146. Cinga Liphi Pono - 891117 5682 087 - Duif Street, Room 2, TULBAGH, 6820 - *Cingaliphi*
147. Randall Leigh Tango - 840205 5142 087 - 7 Plantasie, Eastridge, MITCHELLS PLAIN, 7785 - *Raeetz*
148. Johannah Mantona Nkele Rahube - 800703 0479 080 - 1 Indlovu 2373, Doberman Street, Commercia Extension 9, MIDRAND, 1685 - *Johannah Mantona*
149. Ntombosindiswa Nazo - 921026 0191 081 - 82 Nkamela Street, Motherwell, PORT ELIZABETH, 6211 - *Ntombosindiso*
150. Mbongiseni Masuku - 861003 5543 089 - P O Box 28009, DENNYDALTON, 3838 - *Sibongiseni Siphilangezwi*
151. Ndidzulafhi Matodzi - 851231 5102 083 - 1746 Tselampuse Street, Mogale City, KAGISO, 1754 - *Ndidzulafhi Emmanuel*
152. Wilson Thabo Ndlangamandla - 800705 5365 081 - 1584 Dube Village, MFOLO NOTH, 1801 - *Lucky Dab'lukusa*
153. Lerato Kelebonye - 910120 0368 089 - 1223 Ntlailane Street, DOBSONVILLE, 1163 - *Lerato Lebogang*
154. Lethabo Given Moloto - 890305 5514 084 - P O Box 189, SESHEGO, 0742 - *Lethabo Kwena Given*
155. Mary Seema - 681227 0953 088 - 6 Poinsettia Street, Dorengkruin, KLERKSDORP, 2571 - *Mmatseta Deborah*
156. Portia Mookodi - 890406 1127 085 - 3217 Extension 1, MERITING, 0308 - *Portia Pabalelo*
157. Tozana Sinah Mgiba - 921121 0560 086 - 3132 Zone 2, ITSOSENG, 2744 - *Boitumelo Sinah*
158. Nkhelleng Molefe - 670415 0463 082 - House No 2655, Ramolope Section, SAULSPOORT, 0318 - *Nkhelleng Anastinah*
159. Lovedelia Morongoa Thabana - 810912 0386 082 - 30 Hlahatsi Section, KATLEHONG, 1432 - *Nyane*
160. Jacoline Tabudi Mabitsela - 820417 0494 082 - P O Box 5744, HALFWAY HOUSE, 1685 - *Jacoline Tabudi Lerato*
161. Linda Mathilda Van Heerden - 890516 0008 084 - 7 Wakeford Avenue, BARKLY WEST, 8375 - *Linda Mathilda Haarhoff*
162. Doreen Msemwe - 931105 6210 083 - 45 Diering Street, Kenilworth, JOHANNESBURG, 2019 - *Donard*
163. Engela Aletha Bruce - 860331 0070 084 - P O Box 6859, ONVERWACHT, 0557 - *Monique Engela Aletha*
164. Lesetja Jonas Maja - 761202 5698 080 - 725 Westford Van Derwerf Street, WESTFORD, 0001 - *Class Malatalele*
165. Education Sinthumule - 930904 6090 086 - P O Box 211, KHOMANANI, 0933 - *Pfunzo*
166. Sebeiloe Egnés Mosiane - 880328 0558 080 - 136 Jordan Street, Ganspan, JAN KEMPDORP, 8550 - *Mpho Egnés*
167. Sibusiso Vincent Ndlovu - 920713 5930 081 - 8035 Motloung Section, KATLEHONG, 1431 - *Siboniso Vincent*
168. Tlakale Anna Malao - 910111 0697 080 - Moretsele, JANE FURSE, 1085 - *Tlakale Selaelo*

169. Hlulani Marvelous Mathye - 930815 5600 081 - P O Box 1092, MALAMULELE, 0982 - *Hluvukani Marvelous*
170. Siphamandla Linda - 910107 5892 080 - P O Box 2503, STANGER, 4450 - *Sphamandla*
171. Julia Mahlangu - 900715 0671 085 - P O Box 671, SEHLAKWANE, 1047 - *Julia Phumlani*
172. Petros Jabula Radebe - 820517 5563 086 - 243 Hani Street, POORTJIE, 1841 - *Jabula*
173. Moliehi Eliza Letuma - 810422 0959 086 - Unit 4 Zeudo Place, 47 Sophia Street, FAIRLANDS, 2130 - *Moliehi Matshotets*
174. Sister Bulelwo Sibula - 761222 0639 087 - 28832 Fassie Street, Wallacedene, KRAAIFONTEIN, 7570 - *Simanye Bulelwa*
175. Beauty Nkele Girley Mohlamonyane - 731028 0714 086 - Stand No 10, Thabakubudu, DENNILTON, 1050 - *Balebetsc Girley*
176. Philimon Masilo Msiza - 841226 5618 081 - 14 Saytnhout Esther Park, KEMPTON PARK, 1619 - *Philimon Masilo Mpho*
177. Ntuthuzelo Radebe - 911021 5757 087 - Isithebe Area, MANDINI, 4490 - *Welcome Sibusiso*
178. Naeema Nizier-Ahmed Zalgaonker - 920518 0195 089 - 52 St Kilda Road, RONDEBOSCH EAST, 7780 - *Naeema*
179. Paul Masilo Moraba - 860522 5697 083 - No 110 Pylon House, Human Street, GERMISTON, 1401 -
180. Vincent Nkosi - 720305 5419 082 - 142 Dan Road, Danville, PRETORIA WEST, 0183 - *Vincent Sizwe*
181. Tutu Gxabhu - 920815 1019 080 - P O Box 33, HOLLY CROSS, 4811 - *Tutu Nozibusiso*
182. Nicolene Thrisa Dennis - 920210 0245 086 - 10 Dagama Street, SASOLBURG, 1947 - *Nicolene Theresa*
183. Innocent Pontso Twala - 850706 5861 086 - No 16 Graceland, KHAYELITSHA, 7784 - *Innocent Dumisani*
184. Ndabeni Rasmeni - 921215 5905 088 - Javeleni Area, STERKSPRUIT, 9762 - *Ndabeni Siphelo*
185. Nosabata Ntshonga - 600614 0181 083 - Bashee Street, CALA, 5422 - *Nosabata Catherose*
186. Peter Petros Makalela - 730517 5769 088 - 16389 Maaga Street, MAMELODI EAST, 0122 - *Peter Lesibana*
187. Phillip Kgopa - 770524 5690 083 - Ngcobo Street, OLANDO EAST, 1804 - *Abraham*
188. Nomusa Nomthandazo Sibisi - 781003 0373 083 - A 567 Newtown, INANDA, 4310 - *Amanda Nomusa*
189. Itumeleng Evodia Mashia - 920818 0515 082 - P O Box 64, GA MPHELA, 0773 - *Itumeleng*
190. Itumeleng Philemon Kheswa - 581013 5195 086 - 4063 Zone 3, ITSOSENG, 2744 - *Jabulani Philemon*
191. Joseph Happy Moshoeshoe - 611225 5607 084 - 659 Zama Street, Bekkersdal Location, WESTONARIA, 1779 - *Josepl Happy Moshoeshoe*
192. Sarah-Danielle Godidard - 721213 0078 086 - P O Box 35256, MENLO PARK, 0102 - *Quenesza*
193. Carjolein Mynhardt Nortjé - 720421 0314 085 - 28 Seringpark, Wapadrand, PRETORIA, 0081 - *Carjolein*
194. Wynand Rudolph Coertzen - 810803 5081 085 - P O Box 6152, CRESTA, 2118 - *Jacques*
195. Hleziphi Lethukuthula Tembe - 910626 0142 084 - P O Box 7089, ESIKHAWINI, 3887 - *Nothando Hleziphi Lethukuthula*
196. Nomvula Hazel Mthembu - 890707 0285 083 - 4 A Bune Road, Sydenham, LONDON, se26 5je - *Nomvula Nazeem*
197. Zakhele Mthimkhulu - 851213 5419 089 - 5001 Cnr Zabuthe And Morekube Street, PIMVILLE, 1809 - *Zakhele Junior*

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198. Tshifhiwa Cedric Muluvhu - 900711 5938 082 - P O Box 8639, SHAYANDIMA, 0945 - *Tshifhiwa Gift*
  199. Lebogang Taxen Maja - 910302 5638 084 - P O Box 1059, MPHAHLELE, 0736 - *Lebogang Jackson*
  200. Motserere Lukie Serepong - 820516 5887 081 - P O Box 3036, MPHAHLELE, 0736 - *Lesetja Alpheus*
  201. Keletso Malefo - 920310 1068 089 - P O Box 2660, MASWANENG, 0479 - *Keletso Kothibe Advice*
  202. Corne Armstrong Smith Janse Van Rensburg - 861230 5120 085 - 24 Sonte Close, Vredeloof, Heights, BRACKEMFELL, 7860 - *Corne Armstrong*
  203. Maphake Manuel Makobe - 910429 5777 081 - Ga Phaahla, JANE FURSE, 1085 - *Lekentle Manuel*
  204. Nastassja Sphiwe Mampuru – 870202 0556 - 26366 Extension 8, Stanza Bopape, MAMELODI EAST, 0122 - *Nastassja Sphiwe Attie*
  205. Morgan De Beer – 720817 5120 080 - 5 Eugene Close, Blouwater Baai, SALDANHA, 7395 - *Ngamla*

## GENERAL NOTICES ALGEMENE KENNISGEWINGS

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### NOTICE 551 OF 2012

#### DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

#### PUBLICATION OF EXPLANATORY SUMMARY OF THE CRIMINAL PROCEDURE AMENDMENT BILL, 2012

1. Notice is hereby given in terms of Rule 241(b) of the Rules of the National Assembly that the Minister of Justice and Constitutional Development intends introducing the Criminal Procedure Amendment Bill, 2012, in the National Assembly shortly.
2. The explanatory summary of the Bill is hereby published in accordance with Rule 241(c) of the Rules of the National Assembly.
3. The Bill is intended to amend the Criminal Procedure Act, 1977, so as to further regulate applications for condonation, leave to appeal and further evidence; and to provide for matters connected therewith.
4. A copy of the Bill can be found on the websites of the Department and Parliamentary Monitoring Group at <http://www.doj.gov.za> and <http://www.pmg.org.za> and, after introduction, may also be obtained from: Government Printers: Cape Town (Telephone number: (021) 465 – 7531)

**KENNISGEWING 551 VAN 2012****DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING****PUBLIKASIE VAN VERDUIDELIKENDE OPSOMMING VAN DIE  
STRAFPROSESWYSIGINGSWETWONTWERP, 2012**

1. Kragtens Reël 241(b) van die Reëls van die Nasionale Vergadering word hiermee kennis gegee dat die Minister van Justisie en Staatkundige Ontwikkeling beoog om die Strafproseswysigingswetsontwerp, 2012, eersdaags in die Nasionale Vergadering in te dien.
2. Die verduidelikende opsomming van die Wetsontwerp word hierby ooreenkomstig Reël 241(c) van die Reëls van die Nasionale Vergadering gepubliseer.
3. Die Wetsontwerp het ten doel om die Strafproseswet, 1977, te wysig ten einde aansoeke om kondonاسie, verlof om te appelleer en verdere getuienis verder te reël; en om vir aangeleenthede wat daarmee verband hou, voorsiening te maak.
4. 'n Afskrif van die Wetsontwerp kan op die webtuistes van die Departement en Parlementêre Moniteringsgroep by <http://doj.gov.za> en <http://pmg.org.za> gevind word en kan, na indiening, ook verkry word van: Staatsdrukkers: Kaapstad (Telefoon nommer: (021) 465-7531).

## NOTICE 552 OF 2012

## GENERAL NOTICE IN TERMS OF RESTITUTION OF LAND RIGHTS ACT, 1994 [ACT 22 OF 1994] AS AMENDED

Notice is hereby given in terms of Section 11(1) of the Restitution of the Land Rights Act 1994 [Act 22 of 1994] as amended, that a land claim for Restitution of Land Rights has been lodged on the properties mentioned hereunder situated in Thembele Local Municipality under Nkangala District Municipality in the Mpumalanga Province as per under mentioned references:

Particulars of the Claimants	Identity Number	KRP
Mr. Sanyani Job Nduli	3009105334088	10057
Mr. Sielane Boy Masilela	5311285272080	5449
Mr. Khehla Jantjie Masango	3604165222080	4999
Mr. Mpakelwa George Mthimunye	1402025147080	5450
Mr. Hendrick Sisana Tjiane	1701225077082	5452
Mr. Government Simon Djiane	4609035350085	5451
Mr. William Nduli	3502421	5879
Mr. Mthimunye MG		722
Mr. Mthimunye DM		5453

CURRENT PARTICULARS OF THE PROPERTIES  
LEEUWFFONTEIN 228 JS

Description of property	Owner of Property	Title Deed Number	Extent of Property	Bonds	Bond Holder	Other Endorsements
The Remaining Extent of Portion 2	South African Development Trust	T14851/1985	526.2536ha	None	None	None
The Remaining Extent of Portion 3	South African Development trust	T11749/1985	1512.8189	None	None	VA684/1981-4470/952T

The Regional Land Claims Commissioner, Mpumalanga Province will investigate all the claims in terms of the provisions of the Act, any party interested in the above mentioned properties is hereby invited to submit within 30 [thirty days] from the date of publication of this notice any comments, or further information to:

**Commissioner for Restitution of Land Rights**

Private Bag X7201  
Witbank  
1035

or High-Tech House  
23 Botha Avenue  
Witbank  
1035

TEL NO: 013 655 1000  
FAX NO: 013 690 2438



CHECKED BY: MISS. C.N. FIPAZA  
LEGAL ADMIN OFFICER  
DATE: 01/06/2012



MR. L.H. MAPHUTHA  
THE REGIONAL LAND CLAIMS COMMISSIONER  
MPUMALANGA PROVINCE  
DATE: 2012-06/06

**NOTICE 553 OF 2012**

**GENERAL NOTICE IN TERM OF RESTITUTION OF LAND RIGHTS ACT, 1994(ACT 22 OF 1994) AS AMENDED**

**AMENDING NOTICE NO 2920 OF 2002 IN THE GOVERNMENT GAZETTE NO 24042 DATED 15 NOVEMBER 2002**

Notice is hereby given in terms of Section 11A[4] of the Restitution of the Land Rights Act 22 of 1994 as amended, that the Restitution of Land Claims Commissioner is amending the said government gazette notice lodged as under mentioned to withdraw **Portion 9 (portion of portion 2) of the farm Sandford 291 KU** as per Court Order case No: LCC 235/2009 dated 22 March 2012 within 30 days from the date of the Court Order. The property must be withdrawn from the said government gazette as reflected underneath

Property Description	Claimants	KRP
Portion 9 (portion of portion 2) of the farm Sandford 291 KU	• Stevens Ntswelawadi Mogane	• 5465
	• Motrombothi R	• 750
	• Malundele Community	• 751
	• Mankhele Community	• 5088
	• Sika XW	• 5390
	• Malele Community	• 6220
	• Mona L.E	• 6279
	• Siwetane of the Sandford Community	• 11860

**CURRENT PARTICULARS OF THE PROPERTY**

**SANDFORD 291 KU**

Description of Property	Owner of Property	Title Deed Number	Extent of Property	Bonds	Bond Holder	Other Endorsement
Portion 9(portion of portion 2)	• Stead Arthur Wilmore (3503235027000)	T3537/1991	14.0908 HA	None	None	None



## NOTICE 554 OF 2012

## GENERAL NOTICE IN TERMS OF RESTITUTION OF LAND RIGHTS ACT, 1994 [ACT 22 OF 1994] AS AMENDED

Notice is hereby given in terms of Section 11[1] of the Restitution of the Land Rights Act 1994 [Act 22 of 1994] as amended, that a land claim for Restitution of Land Rights has been lodged by Mrs Marry-Jane Sundlane [ID No. 7405190352082] on behalf of Sundlane Family on the properties mentioned hereunder situated in Bushbuckridge Local Municipality under Ehlanzeni District Municipality in the Mpumalanga Province per reference KRP:11064

CURRENT PARTICULARS OF THE PROPERTIES  
SHATALE-A

Description of property	Owner of Property	Title Deed Number	Extent of Property	Bonds	Bond Holder	Other Endorsements
Erf 1365	Bushbuckridge Municipality	T13705/2006	5.8664ha	None	None	None
Erf 1366	Bushbuckridge Municipality	T13705/2006	7.1046ha	None	None	None

The Regional Land Claims Commissioner, Mpumalanga Province will investigate all the claims in terms of the provisions of the Act, any party interested in the above mentioned properties is hereby invited to submit within **30 [thirty days]** from the date of publication of this notice to submit any comments, or further information to:

**Commissioner for Restitution of Land Rights**

**Private Bag X11330**

**Nelspruit**

**1200**

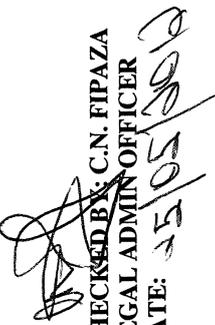
**or 30 Samora Machel Drive**

**Nelspruit**

**1200**

**TEL NO: 013 756 6000**

**FAX NO: 013 752 3859**

  
**CHECKED BY: C.N. FIPAZA**

**LEGAL ADMIN OFFICER**

**DATE: 25/05/2012**

  
**MR. L. MAPHUTHA**

**REGIONAL LAND CLAIMS COMMISSIONER**

**DATE: 2012/06/13**

**NOTICE 555 OF 2012**

**FINAL NOTICE FOR AN AMENDMENT OF GAZETTE NOTICE 922 OF 2008 AS CONTAINED IN GOVERNMENT GAZETTE NUMBER 31281 IN RESPECT OF THE FARM KNOWN AS BRINDISI 171 SITUATED IN DIHLABENG LOCAL MUNICIPALITY UNDER THABO MOFOTSANYANA DISTRICT, FREE STATE PROVINCE**

Notice is hereby given in terms of Section 11A(4) of the Restitution of Land Rights Act No. 22 of 1994 (as amended), due to an error in the Gazette Notice 922 of 2008 dated 01 August 2008 as contained in Gazette Number 31281.

The above mentioned gazette notice is hereby finally amended to exclude the following properties under a land claim.

Reference Number : N6/2/2/C/435/0/0/3 & N6/2/2/C/535/0/0/3

Claimants : Khahlolo James Msimang & Tadiana Daniel Nkala

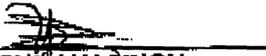
Properties	Hectares	Current Owner	Current Title Deed Number
Farm Brandwater 168	1015,2074 ha	Lijnplaas Boerdery (Pty) Ltd	T29781/2003
Farm Rondom 177	258,8469 ha	Elizabeth Jessie Ducat	T9971/1981
Farm Witwatersrand 176	544,7296 ha	Letselaskraal (Pty) Ltd	T33547/2000
Farm Slam 169	428,2660 ha	Lijnplaas Boerdery (Pty) Ltd	T31449/2003
Farm Goedetrouw 170	85,6532	Lijnplaas Boerdery (Pty) Ltd	T31449/2003

Date Submitted : --- April 2012

Current Land Use : Agricultural Activities

The Acting Regional Land Claims Commissioner  
Private Bag X33  
Pretoria  
0001

Tel: (012) 312 9172  
Fax: (012) 321 2059

  
MR. SUNJAY SINGH  
ACTING REGIONAL LAND CLAIMS COMMISSIONER

DATE: 2012/06/13

**NOTICE 556 OF 2012****NATIONAL TREASURY****LOCAL GOVERNMENT: MUNICIPAL FINANCE MANAGEMENT ACT****(ACT 56 OF 2003)****DRAFT MUNICIPAL FINANCIAL MISCONDUCT REGULATIONS****CALL FOR COMMENTS**

I, Pravin Gordhan, Minister of Finance, after consultation with the Minister of Cooperative Governance and Traditional Affairs, hereby publish the draft regulations made, in terms of section 168 and 175 read with chapter 15, for public comment in terms of section 169(1)(b) of the Municipal Finance Management Act 56 of 2003, as set out in the Schedule.

Interested persons may submit their comments on the draft regulations in writing on or before 31 August 2012 to: The Director-General, c/o Mr TV Pillay, National Treasury, Private Bag X115, Pretoria, 0001, or per fax to (012) 315-5230 or e-mail to [MFMA@treasury.gov.za](mailto:MFMA@treasury.gov.za). Kindly provide the name, address, telephone, fax numbers and e-mail address of the person or organisation submitting the comments.

**PRAVIN GORDHAN**  
**MINISTER OF FINANCE**

## EXPLANATORY MEMORANDUM

### **Municipal Financial Misconduct Regulations**

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The implementation of the Municipal Finance Management Act (MFMA) in all municipalities and entities remains an important strategy to modernise and improve financial management and service delivery. Linked to this strategy are the fundamental principles of effective and efficient utilisation of public resources and transparent and accountable financial management practices.

Whilst many of the reforms that form part of this strategy have been implemented over the last seven years, and much has been done to provide various training and capacity building initiatives, it has become imperative to strengthen the enforcement provisions enabled in the MFMA.

To give effect to the priorities outlined in government outcomes and to address recent requests to provide further regulations in dealing effectively with matters of financial misconduct, the attached set of regulations were developed to complement the amendment to the Local Government: Municipal Systems Act, 2000 ( Act No 32 of 2000) ("MSA") as amended and regulations issued in terms thereof. These regulations give effect to the Medium Term Strategic Framework for 2009 – 2014 to introduce measures to combat corruption in the public and private sectors through advocacy, strengthening the legal and policy prescripts and frameworks and implementation thereof.

The Auditor-General has highlighted a number of issues in the Consolidated Report on Local Government Audits for 2009/10 that include, among others, non-adherence to financial management policies and prescripts, as well as the need to improve governance arrangements. A significant number of municipalities have incurred unauthorised, irregular as well as fruitless and wasteful expenditure.

The regulations on financial misconduct will support measures to expeditiously address contraventions of financial misconduct and mismanagement.

Section 175 of the MFMA grants the Minister of Finance the power to make regulations dealing with financial misconduct and related matters. The objective of the Financial Misconduct Regulations is to set out processes and procedures that municipalities and entities must follow when dealing with financial misconduct. The regulations will apply to all officials and political office bearers within municipalities and municipal entities.

The Financial Misconduct Regulations consist of four chapters to assist with its implementation. The first chapter contains the definition of terms that are used in the regulations. The second chapter deals with amongst other things, the manner in which allegations of financial misconduct should be reported within municipalities and municipal entities, procedures for confidential reporting as well as a clause catering for so-called "whistle blowers". Section 175 of the MFMA also allows for the establishment of a Disciplinary Board ("the Board"). The regulations therefore gives effect to this provision by the establishing the Board. It requires that the Board to be an independent advisory body that will assist the council or the board of directors with the investigation of allegations of financial misconduct. The Board will also make recommendations based on the findings of the investigation on further steps to be taken regarding the disciplinary proceedings or any other relevant steps.

Chapter Two also provides guidelines with regard to the composition of the Board including those persons that are disqualified from serving on the board. The chapter sets out the manner in which the council or the board of directors must refer allegations of financial misconduct to the Board and the timeframes within which the Board must initiate investigations. In the event that the Board recommends that the allegation be further investigated by an external investigator, the regulations provides for the framework within which the external investigator must be appointed. It provides for the creation and submission of reports to the council or the board of directors by the investigation teams. The regulations also make provision for the Minister and MEC's for Finance to receive investigation reports and an information document that will clearly set out the name and position of the alleged wrongdoer, summary of facts of allegation including the monetary value involved, any disciplinary steps taken or to be taken against the alleged wrongdoer or if no disciplinary steps have been taken, the reasons for such decisions. The MEC for Finance, the national or provincial treasury may also intervene by directing that an allegation be investigated if the council or board of directors has done nothing.

The third chapter sets out the processes and procedures to be followed when allegations of financial misconduct are lodged against political office-bearers in municipalities or municipal entities. This provides for allegations against political office-bearers in municipalities to be reported to the Speaker of the council who must deal with the allegations in accordance with the procedure set out in item 13 of Schedule 1 of the MSA, if the alleged misconduct

amounts to a breach of the Code of Conduct for Councillors. If the misconduct does not amount to a breach of the Code of Conduct for Councillors, the Speaker must deal with the allegations in terms of regulations 16 and 18. The Speaker will also be obliged to report the allegation together with all information in this regard to the Minister of Finance.

In the event that an allegation is lodged against a director of a municipal entity, the regulations require that it be reported to the chairperson of the board of directors. If the allegation is lodged against the chairperson of the board of directors, the regulations require that such allegation be reported to the Mayor and accounting officer of the entity's parent municipality. The chairperson, Mayor or accounting officer must deal with the allegation in terms of section 93L of the MSA if the alleged misconduct amounts to a breach of the Code of Conduct applicable to directors of a municipal entity. In the event that the alleged misconduct does not amount to a breach of the Code of Conduct, the chairperson, Mayor or accounting officer must deal with the allegation in terms of regulation 17 and 19 and also report the allegation to the Minister of Finance.

The last chapter of the regulations contains the necessary transitional provisions. It basically provides that any disciplinary proceedings instituted prior to the Financial Misconduct Regulations coming into effect should be dealt with in terms of the Codes and Procedures or policies that prevailed at that time. The parties can also agree in writing that the provisions of the Financial Misconduct Regulations should apply. To improve transparency, provision has also been made that municipalities and municipal entities must report the outcomes of any disciplinary proceedings in their annual reports.

The Minister of Cooperative Governance and Traditional Affairs has recently promulgated the Disciplinary Regulations for Senior Managers in terms of the MSA. These Regulations are however, limited in its application as it applies to accounting officers and section 56 managers in municipalities only. The processes to be followed are now combined as the Municipal Financial Misconduct Regulations deal with processes and procedures regarding internal investigations and conclusion thereof in terms of financial misconduct.

The disciplinary proceedings will be dealt with in terms of the Disciplinary Regulations for Senior Managers or the collective bargaining agreement between the South African Local Government Association (SALGA) and relevant municipal unions. All issues that are not

covered in the Disciplinary Regulations for Senior Managers relating to financial misconduct will be dealt with in terms of the Financial Misconduct Regulations.

These regulations therefore provide a framework that is consistent with the provisions of the MSA and MFMA. The effective implementation of these regulations is intended to address current gaps identified.

Comments received during the consultation process will be considered and processed with a view to addressing any shortcomings.

**LOCAL GOVERNMENT: MUNICIPAL FINANCE MANAGEMENT ACT, 2003  
FINANCIAL MISCONDUCT REGULATIONS**

The Minister of Finance has, in terms of sections 168 and 175, read with chapter 15, of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003), and acting with the concurrence of the Minister for Cooperative Governance and Traditional Affairs, made the regulations as set out in the Schedule.

**SCHEDULE**

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## CHAPTER 1 INTERPRETATION

### Definitions

1. In these Regulations, a word or expression to which a meaning has been assigned in the Act has the same meaning as in the Act, unless the context indicates otherwise, and—
  - (a) “**Act**” means the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003);
  - (b) “**days**” means calendar days;
  - (c) “**financial misconduct**” means any misappropriation, mismanagement, waste or theft of the finances of a municipality or municipal entity, and also includes any form of financial misconduct specifically set out in sections 171 and 172 of the Act;
  - (d) “**parent municipality**” has the meaning assigned to it in section 1 of the Municipal Systems Act;
  - (e) “**senior manager**” has the meaning assigned to it in section 1 of the Act.

## CHAPTER 2

### FINANCIAL MISCONDUCT IN MUNICIPALITIES AND MUNICIPAL ENTITIES IN GENERAL

#### Reporting of allegations of financial misconduct

2. (1) Any allegation of financial misconduct against—
  - (a) a political office-bearer of a municipality, must be reported to the Speaker of the council and the Minister of Finance;
  - (b) the accounting officer, a senior manager or the chief financial officer of a municipality, must be reported to the mayor of the municipality;
  - (c) officials of a municipality other than the accounting officer and those officials mentioned in (b) above, must be reported to the accounting officer;
  - (d) the accounting officer of a municipal entity, must be reported to the chairperson of the board of directors of the entity and to the mayor and accounting officer of the entity’s parent municipality;
  - (e) a senior manager or any other official of a municipal entity, must be reported to the accounting officer of the entity; and
  - (f) a director of a municipal entity, must be reported to the chairperson of the board of directors or if the chairperson is implicated, to the mayor and the accounting officer of the entity’s parent municipality.
- (2) The provincial and national treasury must also be informed of any allegation of financial misconduct involving a political office-bearer, accounting officer or senior manager of a municipality, or the accounting officer or director of a municipal entity
- (3) The person to whom an allegation of financial misconduct has been reported in terms of sub regulation (1) must ensure that each allegation is treated in a confidential manner.

- (4) This regulation must not be read as preventing a person from laying a criminal charge with the South African Police Service against any councillor, member of the board of directors of a municipal entity, political office-bearer or official of a municipality or municipal entity in relation to any conduct that may constitute an offence in terms of Part 2 of Chapter 15 of the Act.

### **Procedures for confidential reporting of financial misconduct**

3. (1) Each municipality must—
  - (a) establish reporting procedures to allow persons to report allegations of financial misconduct on a confidential basis; and
  - (b) in accordance with section 21A and 21B of the Municipal Systems Act, make public the reporting procedures established in terms of sub-regulation (1)(a).
- (2) In the case of a municipal entity—
  - (a) the parent municipality of a municipal entity, together with the municipal entity, must establish reporting procedures to allow persons to report allegations of financial misconduct on a confidential basis; and
  - (b) make public the reporting procedures established in terms of sub-regulation (2)(a).
- (3) When establishing reporting procedures in terms of subregulations (1) and (2), the financial and administrative capacity of the relevant municipality or municipal entity, as the case may be, must be taken into account.

### **Protection of officials reporting allegations of financial misconduct**

4. No official of a municipality or municipal entity who in good faith reports any allegation of financial misconduct against any councillor, political office-bearer, board member or official of a municipality or a municipal entity, as the case may be, or discloses any information regarding any alleged financial misconduct in the municipality or municipal entity, may be dismissed, harassed or prejudiced in any way because of such report or disclosure.

### **Establishment of Disciplinary Board and its functioning**

5. (1) The Municipal Council of a municipality or board of directors of a municipal entity may establish a Disciplinary Board to investigate allegations of financial misconduct in municipalities and municipal entities, and to monitor the institution of disciplinary proceedings against the alleged wrongdoer.
- (2) The Disciplinary Board shall be an independent advisory body, that will assist the council or the board of directors with the investigation of allegations of financial misconduct, and provide appropriate recommendations on further steps to be taken regarding disciplinary proceedings, or any other relevant steps to be taken.
- (3) The Board shall consist of five members appointed on a part-time basis by the Municipal Council or Board of Directors in accordance with the prescribed procedure, which shall provide for public participation in the nomination of candidates for appointment.

- (4) In order to be eligible for appointment as a member of the Board, a person shall:
  - (a) be a natural person;
  - (b) be a citizen of the Republic and ordinarily resident in the Province; and
  - (c) not be disqualified under subregulation 5.
- (5) The following persons shall be disqualified from being appointed, continuing or acting as members of the Board;
  - (a) anyone who has at any time been convicted of an offence in terms of this regulation or any other piece of legislation;
  - (b) anyone who at any time, whether in the republic or elsewhere, has been convicted of theft, fraud, forgery, the uttering of a forged document or any offence of which dishonesty is an element;
  - (c) anyone who has at any time been removed from any office of trust on account of misconduct or dishonesty; and
  - (d) any political office bearer including councillors of a municipality or members of the board of directors of a municipal entity.
- (6) A Disciplinary Board referred to in subregulation (1) above shall be composed as follows:
  - (a) the head of the internal audit unit within the municipality or municipal entity;
  - (b) members from the Audit Committee of the municipality or municipal entity;
  - (c) a senior official from the legal division in the municipality or municipal entity;
  - (d) an invitation may be extended to the National or Provincial treasury to provide a representative; and
  - (e) any other person as may be determined by the Council of a municipality or board of directors of a municipal entity.
- (7) No Councillor, accounting officer or member of senior management of a municipality or municipal entity may serve as members of the Disciplinary Board.

#### **Preliminary investigation of allegations of financial misconduct**

6. (1) When receiving a report of alleged financial misconduct in terms of regulation 2(1), the council or board of directors, as the case may be, must refer the matter to the Disciplinary Board in terms of section 171(4)(a) and 172(3)(a) of the Act.
- (2) The Disciplinary Board must initiate an investigation into the allegation, within 10 days of receiving a referral in terms of subregulation (1).
- (3) The Disciplinary Board of the municipality or municipal entity must conduct a preliminary investigation to determine whether the allegation is founded or not, and make a recommendation to the council or board of directors that referred the matter for investigation, whether the allegation is founded, and whether there are sufficient grounds to warrant conducting a full investigation into the allegation.
- (4) If the recommendation made by the Disciplinary Board in terms of subregulation (3) above is that the allegation is founded, an investigation referred to in subregulation (2) must be conducted by either—

- (a) the Disciplinary Board established by the council of a municipality or the board of directors of a municipality entity;
  - (b) the provincial and national treasury, but only if the conditions specified in regulation 13 apply; or
  - (c) if the cost, the seniority of the alleged wrongdoer involved and the seriousness or sensitivity of investigating the alleged financial misconduct warrants such a step, by–
    - (i) a person outside the municipality or the municipal entity with appropriate specialist expertise appointed for the investigation by the council or the board of directors, as the case may be; or
    - (ii) an investigative team appointed for the investigation by the council or the board of directors of the municipal entity, as the case may be.
- (5) An investigative team appointed for an investigation in terms of sub-regulation (4)(c)(ii) may include–
- (a) a person outside the municipality or municipal entity with appropriate specialist expertise, designated by the municipal council or the board of directors, as the case may be;
  - (b) a representative of the department responsible for local government in the relevant province, designated by the department; or
  - (c) representatives from either the relevant provincial treasury or the national treasury.

#### **Investigation of allegation of financial misconduct and submission of reports**

7. (1) Once an allegation of financial misconduct has been referred to a Disciplinary Board or an external investigator or investigative team in terms of regulation 6(5) for investigation, the investigating person or entity must develop a terms of reference for the investigation, which must be approved by the council or the board of directors, as the case may be.
- (2) The audit committee members, internal audit unit or legal services division of the municipality or municipal entity concerned must be requested to comment on the terms of reference of the financial misconduct investigation prior to its submission for approval by the council or the board of directors.
- (3) In the event that nothing has been done by either the council or the board of directors with regards to an allegation of financial misconduct that the Disciplinary Board has recommended is founded, and there are sufficient grounds to warrant conducting a full investigation into the allegation, the Disciplinary Board may approach the provincial and national treasury for assistance and a possible intervention in terms of regulation 13 or request the Municipal Public Accounts Committee to investigate the allegations.
- (4) When an allegation of financial misconduct is being investigated by the Disciplinary Board, the audit committee of a municipality or municipal entity may also be involved in the investigation, upon request from the council or the board of directors, as the case may be.

- (5) After the investigation is completed, the Disciplinary Board, independent investigator or investigating team, as the case may be, must—
  - (a) compile a report on the investigation;
  - (b) submit its report to the Mayor and accounting officer or chairperson of the board of directors of the municipal entity, together with a recommendation, if appropriate, regarding disciplinary steps that should be taken against the alleged wrongdoer concerned; and
  - (c) immediately inform the Speaker of Council or board of directors in the case of a municipal entity, of the submission of the report referred to in paragraph (b), and also submit a copy of the report to the provincial and national treasury.
- (6) The Mayor, accounting officer or the chairperson of the board of directors in the case of a municipal entity, must table the report of the investigation referred to in subregulation (5) in council or the board of directors, as the case may be, for consideration within 7 days of receiving the report.
- (7) In the event that the report that is tabled in council or the board of directors is amended, the officials mentioned in paragraph (a) above will have to provide written reasons for the amendments to council or the board of directors.
- (8) If the findings or recommendations of the report mentioned in paragraph (a) above are rejected by council or the board of directors, reasons for the rejection of the findings or recommendations must be provided to the Disciplinary Board or the independent investigator or investigative team, as the case may be, within 5 days of such rejection by council or the board of directors.
- (9) In the event that recommendations in terms of subregulation (5)(b) above regarding disciplinary steps that should be taken against the alleged wrongdoer are not implemented, the Disciplinary Board or the independent investigator or investigative team, as the case may be, must notify the provincial and national treasury for a possible intervention in terms of regulation 13.
- (10) In the event that the Disciplinary Board or the independent investigator or investigative team, as the case may be, finds that the allegations are founded and recommends that disciplinary proceedings be instituted against the alleged wrongdoer, the disciplinary proceedings must be instituted in accordance with the applicable systems and procedures contained in the Local Government: Municipal Systems Act (Act No 32 of 2000 as amended): Local Government: Disciplinary Codes and Procedures for Senior Managers Regulations. In the event that the recommendation is made against an official below the section 56 managers, the disciplinary proceedings as set out in the collective bargaining agreement entered into between SALGA and the respective municipal unions will have to be implemented.
- (11) In the event that the alleged wrongdoer is found guilty after the disciplinary proceedings, he or she may not be re-employed in any municipality for a period of ten years as per section 57A of the Local Government: Municipal Systems Amendment Act, 2011.

**Purpose of investigations**

8. (1) An investigation in terms of regulation 6 and 7 must be aimed at establishing—
- (a) whether the allegation against the alleged wrongdoer concerned has any substance; and
  - (b) if so, whether there are sufficient grounds for instituting disciplinary proceedings against the alleged wrongdoer.
- (2) If it is determined by the Disciplinary Board during the preliminary investigation referred to in regulation 6(3) that the allegation is frivolous, vexatious, speculative or obviously unfounded, the investigation must be immediately terminated.

**Reporting of alleged financial misconduct to South African Police Service**

9. (1) If the alleged financial misconduct constitutes a criminal offence in terms of section 173 of the Act, the accounting officer, or the council or board of directors of a municipal entity if the accounting officer is involved, must report the alleged financial misconduct to the South African Police Service.
- (2) The accounting officer, municipal council or board of directors of a municipal entity may not delay reporting the matter to the South African Police Service pending completion of the investigation referred to in regulation 6 and 7, if there is any likelihood of further financial loss for the municipality or the municipal entity because of the alleged financial misconduct.
- (3) The accounting officer, municipal council or board of directors of a municipal entity must immediately report to the South African Police Services the matters provided for in section 32(6) and (7) of the Act.
- (4) In the event that there has been a successful prosecution on financial misconduct against an alleged wrongdoer, such judgment must be reported to the national treasury, together with full details of the convicted wrongdoer, the name of the municipality where the offence was committed, and the sanction that was imposed.

**Preparation of information document on alleged financial misconduct**

10. (1) The municipality or municipal entity must prepare an information document on the alleged financial misconduct stating—
- (a) the name and position of the alleged wrongdoer against whom the allegation was made;
  - (b) a summary of the facts and circumstances of the alleged financial misconduct, including the monetary value involved;
  - (c) any disciplinary steps taken or to be taken against the alleged wrongdoer concerned, or if no disciplinary steps have been or are to be taken, the reasons for the decision;
  - (d) the case number issued by the South African Police Service, if the alleged financial misconduct constitutes an offence in terms of section 173 of the Act; and
  - (e) any steps taken or to be taken to recover any unauthorised, irregular or fruitless and wasteful expenditure incurred as a result of the alleged financial misconduct in terms of section 32 of the Act.

- (2) The municipality or municipal entity must promptly submit the information document compiled in terms of subregulation (1), together with any investigation reports compiled in terms of regulation 6 and 7 to—
- (a) the mayor of the municipality;
  - (b) the mayor and the accounting officer of the parent municipality, in the case of a municipal entity;
  - (c) the chairperson of the board of directors of a municipal entity, in the case of a municipal entity;
  - (d) the MEC for finance in the province;
  - (e) the MEC for local government in the province;
  - (f) the Auditor-General; and
  - (g) the provincial and national treasury.

**Tabling of information documents in municipal council or board of directors of municipal entities**

11. (1) The mayor of a municipality or the chairperson of the board of directors of a municipal entity must table the information document submitted in terms of regulation 10(2) in the municipal council or the board of directors at the first meeting of the council or the board of directors after receipt of the document by the mayor or the chairperson of the board.
- (2) Any resolutions taken by the municipal council or the board of directors relating to the information document referred to in subregulation (1) must be reported to the provincial and national treasury.
- (3) If the mayor or the accounting officer or the chairperson of the board of directors as the case may be is of the view that the alleged financial misconduct may have a significant impact on the finances of the municipality, and that the funds need to be recovered from the alleged wrongdoer concerned, the mayor may request the Speaker of the municipal council to convene a special meeting of the council to discuss the recoverability of the funds as per section 32 of the Act.

**Reports on disciplinary proceedings**

12. (1) The municipality or municipal entity must report to the parties mentioned in regulation 10(2)—
- (a) any decision to institute or not to institute disciplinary proceedings against the wrongdoer who allegedly committed financial misconduct;
  - (b) the reasons for the decision;
  - (c) the outcome where disciplinary proceedings have been instituted; and
  - (d) whether a charge has been laid against the alleged wrongdoer concerned with the South African Police Service, if the alleged financial misconduct constitutes a criminal offence in terms of section 173 of the Act.
- (2) Municipalities and municipal entities must report on all suspensions and disciplinary action taken in cases of financial misconduct in their annual reports.

**Interventions by the National and Provincial Treasury**

13. In the event that a municipality or municipal entity fails to investigate an allegation of financial misconduct, the provincial or national treasury or the MEC for Finance in the province may direct that the allegation be investigated against the relevant person concerned.

**CHAPTER 3****FINANCIAL MISCONDUCT BY POLITICAL OFFICE-BEARERS AND MEMBERS OF THE BOARD OF DIRECTORS OF MUNICIPAL ENTITIES****Allegations of financial misconduct against political office-bearers**

14. If an allegation of financial misconduct against a political office-bearer of a municipality is reported to the Speaker of the municipal council, the Speaker must deal with the allegation in accordance with the procedure set out in–
- (a) item 13 of Schedule 1 of the Municipal Systems Act, if the alleged misconduct amounts to a breach of Code of Conduct for Councillors;
  - (b) regulations 16 and 18 of these Regulations, if the alleged financial misconduct does not amount to a breach of Code of Conduct for Councillors; and
  - (c) report the allegation to the Minister of Finance.

**Allegations of financial misconduct against directors of municipal entities**

15. In the case of a municipal entity, if an allegation of financial misconduct against a director of a municipal entity is reported to the chairperson of the board, or if the chairperson is implicated, to the mayor and the accounting officer of the entity's parent municipality, the chairperson, mayor or accounting officer must–
- (a) deal with the allegation in terms of section 93L of the Municipal Systems Act, if the alleged misconduct amounts to a breach of Code of Conduct applicable to directors of a municipal entity in terms of that section;
  - (b) deal with the allegation in accordance with the procedure set out in regulations 17 and 19 of these Regulations, if the alleged financial misconduct does not amount to a breach of Code of Conduct; and
  - (c) report the allegation to the Minister of Finance.

**Allegations of financial misconduct not amounting to breaches of Code of Conduct for Councillors**

16. (1) When receiving a report of alleged financial misconduct against a political office-bearer which must be dealt with in terms of this regulation and regulation 18, the Speaker of the municipal council must promptly–
- (a) authorise an investigation of the facts and circumstances of the alleged financial misconduct;
  - (b) give the political office-bearer a reasonable opportunity to reply in writing regarding the alleged financial misconduct; and
  - (c) report the matter to a meeting of the municipal council after paragraphs (a) and (b) have been complied with.

- (2) A report referred to in subregulation (1)(c) is open to the public.
- (3) The Speaker must report the outcome of the investigation to—
  - (a) the MEC for finance in the province;
  - (b) the MEC for local government in the province; and
  - (c) the Minister of Finance.

**Allegations of financial misconduct not amounting to breaches of Code of Conduct for directors of municipal entities**

17. (1) After receiving a report of alleged financial misconduct against a director, the chairperson of the board of directors, or if the chairperson is implicated, the mayor and the accounting officer of the entity's parent municipality must promptly—
- (a) authorise an investigation of the facts and circumstances of the alleged financial misconduct;
  - (b) give the director or the chairperson, as the case may be, a reasonable opportunity to reply in writing regarding the alleged financial misconduct; and
  - (c) report the matter to a meeting of the board of directors after paragraphs (a) and (b) have been complied with.
- (2) A report referred to in subregulation (1)(c) is open to the public.
- (3) The chairperson of the board of directors, or if the chairperson is implicated, the mayor and the accounting officer of the entity's parent municipality must report the outcome of the investigation to—
- (a) the council of the entity's parent municipality;
  - (b) the MEC for finance in the province;
  - (c) the MEC for local government in the province; and
  - (d) the Minister of Finance.

**Powers of municipal councils to investigate allegations of financial misconduct not amounting to breaches of Code of Conduct for Councillors**

18. (1) When receiving a report in terms of regulation 16, the municipal council may—
- (a) investigate and make a finding on any alleged financial misconduct by a political office-bearer; or
  - (b) utilise a council committee—
    - (i) to investigate and make a finding on any alleged financial misconduct by a political office-bearer; and
    - (ii) to make appropriate recommendations to the council.
- (2) If the council or the council committee finds that a political office-bearer has committed financial misconduct, the council may—
- (a) issue a formal warning to the political office-bearer;
  - (b) reprimand the political office-bearer;
  - (c) request the MEC for finance and MEC for local government in the province to suspend the political office-bearer for a period;

- (d) fine the political office-bearer;
  - (e) request the MEC for finance and MEC for local government in the province to remove the political office-bearer from office; and
  - (f) report the finding to the Ministers of Finance and Cooperative Governance and Traditional Affairs.
- (3) Any political office-bearer who has been warned, reprimanded or fined in terms of subregulation (2)(a), (b) or (d), may;
- (a) within 14 days of having been notified of the decision of the council, appeal in writing to the MEC for finance and MEC for local government, setting out the reasons on which the appeal is based;
  - (b) a copy of the appeal must be provided to the council;
  - (c) the council may, within 14 days of receipt of the appeal referred to in paragraph (b), make any representation pertaining to the appeal to the MEC for Finance and MEC responsible for local government in writing;
  - (d) the MEC for Finance and MEC responsible for local government may, after having considered the appeal, confirm, set aside or vary the decision of the council, and inform the political office-bearer and the council of the outcome of the appeal.
- (4) The MEC for Finance and MEC responsible for local government may, in order to assist in the consideration of an appeal referred to in subregulation (3), appoint a person or committee to investigate any alleged financial misconduct and to make a recommendation on whether the political office-bearer should be suspended or removed from office.
- (5) The Commissions Act, 1947 (Act No. 8 of 1947), may be applied to an investigation in terms of subregulation (4).
- (6) If the MEC for finance and MEC for local government are of the opinion that the political office-bearer has committed financial misconduct and that the misconduct warrants a suspension or removal from office, the MECs may—
- (a) suspend the political office-bearer for a period and on conditions determined by the MECs; or
  - (b) remove the political office-bearer from office.
- (1) Any investigation in terms of this regulation must be conducted in accordance with the Promotion of Administrative Justice Act, 2000 (Act No. 3 of 2000), in so far as that Act is applicable in the circumstances.

**Powers of board of directors to investigate allegations of financial misconduct not amounting to breaches of Code of Conduct for directors of municipal entities**

19. (1) When receiving a report in terms of regulation 17, the board of directors of a municipal entity may—
- (a) investigate and make a finding on any alleged financial misconduct by a director; or
  - (b) establish a special committee—
    - (i) to investigate and make a finding on any alleged financial misconduct by a director; and
    - (ii) to make appropriate recommendations to the board.

- (2) If the board of directors or a special committee finds that a director has committed financial misconduct, the board may—
- (a) issue a formal warning to the director;
  - (b) reprimand the director; or
  - (c) recommend to the parent municipality that the director be removed or recalled in terms of section 93G of the Municipal Systems Act.

#### **Parent municipalities to be informed of investigations, findings and actions taken**

20. The chairperson of the board of directors, or if the chairperson is implicated, the mayor and the accounting officer of the entity's parent municipality of a municipal entity, must inform its parent municipality of—
- (a) any investigation of financial misconduct against a director, whether conducted in terms of Code of Conduct referred to in regulation 15(a) or the procedures referred to in regulation 15(b); and
  - (b) any action taken against a director in terms of Code of Conduct or regulation 19.

### **CHAPTER 4**

#### **GENERAL**

#### **Transitional arrangements**

21. (1) Any disciplinary process instituted prior to the commencement of these Regulations and not yet completed—
- (a) must be finalised in terms of the Code and Procedures or any policies that prevailed at the time when the process was instituted; or
  - (b) may, by mutual agreement in writing between the official, political office-bearer or director of the municipal entity and the municipal council or board of directors, be finalised in terms of these Regulations.

#### **Short title and commencement**

22. These Regulations are called the Financial Misconduct Regulations and shall come into operation on a date determined by the Minister by Notice in the Gazette.

**NOTICE 557 OF 2012****CO-OPERATIVES REMOVED FROM THE REGISTER**

**EKIKILIGINI CO-OPERATIVE LIMITED  
BOETI TRAVEL AND TOURISM CO-OPERATIVE LIMITED  
KHOLOSA CATERING CO-OPERATIVE LIMITED  
NOMZAMO BEADWORK AND TRADITIONAL DANCERS CO-OPERATIVE LIMITED  
MASILAKHE WOMEN'S CATERING CO-OPERATIVE LIMITED  
SIVUKILE MASIVUKE CO-OPERATIVE LIMITED  
SAKHISENI CO-OPERATIVE LIMITED  
SHOSHOLOZA FREIGHT TRANSPORT SERVICES CO-OPERATIVE LIMITED  
SIYABONGA EVENTS CO-OPERATIVE LIMITED  
INGEDE SEWING AND BEADING CO-OPERATIVE LIMITED  
ITHEMBALISIZWE CO-OPERATIVE LIMITED  
EMAME CO-OPERATIVE LIMITED  
ESHOWE WOMEN INVESTMENTS CO-OPERATIVE LIMITED  
ESINANTOMB'LALAYO CO-OPERATIVE LIMITED  
FUNDA-FUNDISA CO-OPERATIVE LIMITED  
THUTHUKA SUGAR CANE TRADING CO-OPERATIVE LIMITED  
NONDLINI CO-OPERATIVE LIMITED  
MOPHELA SANKONTSHE CO-OPERATIVE LIMITED**

Notice is hereby given that the name of the above mentioned co-operatives were removed from the register on 05 July 2012 in terms of Section 73(1)(c) of the Co-operatives Act, 2005.

**REGISTRAR OF CO-OPERATIVES**

**NOTICE 558 OF 2012****CO-OPERATIVES REMOVED FROM THE REGISTER**

**RETSHIDISITWE CO-OPERATIVE LIMITED  
SILOBELA AGRI-BUSINESS CO-OPERATIVE LIMITED  
SINGOMAMA CO-OPERATIVE LIMITED  
CUMAKALA TRADING CO-OPERATIVE LIMITED  
IMBUMBA CO-OPERATIVE LIMITED  
IKHUBA CO-OPERATIVE LIMITED  
HLONGWANE BAKERY CO-OPERATIVE LIMITED  
PHILA-SANDE CATERING AND NUTRITION CO-OPERATIVE LIMITED  
SOPHAKAMA WOMEN'S CO-OPERATIVE LIMITED  
TONO'S CATERING CO-OPERATIVE LIMITED  
ZIBUYILE EMASISWENI CO-OPERATIVE LIMITED  
IMBIZA YABANTU CO-OPERATIVE LIMITED**

Notice is hereby given that the name of the above mentioned co-operatives were removed from the register on 11 April 2012 in terms of Section 73(1) (c) of the Co-operatives Act, 2005.

**REGISTRAR OF CO-OPERATIVES**

**NOTICE 559 OF 2012****CO-OPERATIVES REMOVED FROM THE REGISTER**

**SICENGA-KANCANE CO-OPERATIVE LTD  
PHILASANDE CO-OPERATIVE LTD  
UMTHAWELANGA CO-OPERATIVE LTD  
UMKHAKHA OMUHLE CO-OPERATIVE LTD  
PERFECT LINK CO-OPERATIVE LTD  
ITHUBELIHLE LEATHER CRAFTERS CO-OPERATIVE LTD  
PHAKGAMANG CO-OPERATIVE LTD  
KHANYISELEKA KHANYILE CO-OPERATIVE LTD  
INDILINGA CO-OPERATIVE LTD  
AFRICAN CONNECTION CO-OPERATIVE LTD  
SOMELELE CRAFT AND TEXTILE CO-OPERATIVE LTD  
ZITHOBISE CO-OPERATIVE LTD  
INGA SERVICE CO-OPERATIVE LTD**

Notice is hereby given that the name of the above mentioned co-operatives were removed from the register on 11 April 2012 in terms of Section 73(1) (c) of the Co-operatives Act, 2005.

**REGISTRAR OF CO-OPERATIVES**

**NOTICE 560 OF 2012**

**DEPARTMENT OF TRANSPORT  
INTERNATIONAL AIR SERVICE ACT, (ACT NO.60 OF 1993)  
GRANT /AMENDMENT OF INTERNATIONAL AIR SERVICE LICENSE**

Pursuant to the provisions of section 17 (12) of Act No.60 of 1993 and Regulation 15 (1) and 15 (2) of the International Air Regulations, 1994, it is hereby notified for general information that the applications, detail of which appear in the Schedules hereto, will be considered by the International Air Services Council (Council)

Representation in accordance with section 16(3) of the Act No. 60 of 1993 and regulation 25(1) of International Air Services Regulation, 1994, against or in favour of an application, should reach the Chairman of the International Air Services Council at Department of Transport, Private Bag X 193, Pretoria, 0001, within 28 days of the application hereof. It must be stated whether the party or parties making such representation is/ are prepared to be represent or represented at the possible hearing of the application

**BILATERAL AIR SERVICES AGREEMENT BETWEEN THE GOVERNMENT OF THE REPUBLIC OF SOUTH AFRICA AND THE GOVERNMENT OF MOZAMBIQUE.**

The RSA/Mozambique Air Services Agreement has been amended to provide for additional seats on all routes permissible in terms of the Air Services Agreement. The permissible seats on each route, have been increased by between 30% and 50%, and then rounded off, depending on the specific route:

**50% Increase**

Johannesburg-Maputo, Johannesburg-Nampula and Johannesburg-Tete

**30% Increase**

Durban-Maputo, Lanseria-Maputo, KMIA-Maputo, Cape Town-Maputo, Johannesburg-Beira, Durban-Beira, Lanseria-Beira, KMIA-Beira, Cape Town-Beira, Johannesburg-Vilankulo, Durban-Vilankulo, Lanseria-Vilankulo, KMIA-Vilankulo, Cape Town-Vilankulo, Johannesburg-Inhambane, Durban-Inhambane, Lanseria-Inhambane, KMIA-Inhambane, Cape Town-Inhambane, Durban-Nampula, Lanseria-Nampula, Cape Town-Nampula, KMIA-Nampula, Johannesburg-Pemba, Durban-Pemba, Lanseria-Pemba, Cape Town-Pemba, KMIA-Pemba

Due to the change in permissible seats, all licence applications for any destination within Mozambique, submitted prior to the amendment of the Air Services Agreement, and not yet heard by the International Air Services Council have been declared null and void. All interested parties are required to submit new applications should they so desire".

**APPENDIX II**

(A) Full name, surname and trade name of the applicant. (B) Full business or residential address of the applicant. (C) Class of licence applied for. (D) Type of International Air Service to which application pertains. (E) Category or kind of aircraft to which application pertains. (F) Airport from and the airport to which flights will be undertaken. (G) Area to be served. (H) Frequency of flight.

**(A) Balmoral Central Contracts S. A. (Pty) Ltd.** (B) Hangar 28, Hurricane Road, Rand Airport, Germiston. (C) Class II; I/N087. (D) Type N1, N2, N3 and N4. (E) Category A2, A3, A4, H1 and H2. (F), (G) and (H) **Adding of category A1.**

**(A) Cybrosolve (Pty) Ltd; AAL-SA.** (B) Hanger 6, Wonderboom Airport. (C) Class II and III; N1056D and G1057. (D) Type N1, N4, G8, G11, G15 and G16 (Ship to Shore) (E) Category H1. (F) Wonderboom Airport. (G) Type N1: Worldwide, type N4Angola, Bahrain, Botswana, Cameroon, Congo, DRC, Ethiopia, Gabon Ghana, Ivory Coast, Kenya, Lesotho, Malawi, Mali, Mozambique, Namibia, Swaziland, Tanzania, Uganda, United Arab Emirates, Zambia and Zimbabwe and for class III: Worldwide excluding Republic of South Africa. (G) and (H) **Change to the Licensee's name:** From Cybrosolve (Pty) Ltd to Advanced Aviation Logistics (Pty) Ltd

**NOTICE 561 OF 2012****DEPARTMENT OF TRANSPORT  
AIR SERVICE LICENSING ACT, 1990 (ACT NO.115 OF 1990)  
APPLICATION FOR THE GRANT OR AMENDMENT OF DOMESTIC AIR  
SERVICE LICENCE**

Pursuant to the provisions of section 15 (1) (b) of Act No. 115 of 1990 and Regulation 8 of the Domestic Air Regulations, 1991, it is hereby notified for general information that the application detail of which appear in the appendix, will be considered by the Air Service Licensing Council.

Representation in accordance with section 15 (3) of the Act No. 115 of 1990 in support of, or in position, an application, should reach the Air Service Licensing Council. Private Box X 193, Pretoria, 0001, within 21 days of date of the publication thereof.

**APPENDIX I**

(A) Full name and trade name of the applicant. (B) Full business or residential address of the applicant. (C) Class of licence applied for. (D) Type of air service to which application applies. (E) Category of aircraft to which application applies

**(A) Eltes Trading 17 CC; Archipelago Charters.** (B) 157 Club Avenue, Ashlea Gardens, Pretoria Gauteng, 0081. (C) Class II and III. (D) Type N1, N2, G2, G3, G5 and G10. (E) Category H2.

**APPENDIX II**

(A) Full Name and trade name of the applicant. (B) Full business or residential address the applicant. (C) The Class and number of license in respect of which the amendment is sought (D) Type of air service and the amendment thereto which is being applied for (E) Category of aircraft and the amendment thereto which is being applied for. (F) Amendment referred to in section 14(2) (b) to (e).

**(A) Balmoral Central Contracts S. A. (Pty) Ltd.** (B) Hanger 28, Hurricane Road, Rand Airport, Germiston. (C) Class II; N409D. (D) Type N1 and N2. (E) Category A2, A3, A4, H1 and H2. **Addition of Category A1.**

**(A) Johnie Smith Lugbespuiting CC.** (B) 20 Human Street, Frankfort. (C) Class III; G608D. (D) Type G1 and G5. (E) Category A3 and A4. **Changes to the Management Plan:** Mr W. Holder replaces J. S. Smith as the Air Service Safety Officer.

**(A) Cybrosolve (Pty) Ltd; AAL-SA.** (B) Hanger 6, Wonderboom Airport. (C) Class II and III; N1056D and G1057. (D) Type N1, N2, G8, G11, G15 and G16 (Ship to Shore) (E) Category H1. **Change to the Licensee's name:** From Cybrosolve (Pty) Ltd to Advanced Aviation Logistics (Pty) Ltd and **changes to the Management Plan:** Mr Johan van der Walt replaces Mr Alexander Sluka as the Responsible Person: Aircraft.

**(A) Legend Aviation (Pty) Ltd; King Shaka Aviation.** (B) Hanger No. 4, Virginia Airport, Durban North, KZN, 4051. (C) Class II and III; N730D and G731D. (D) Type N1, N2, G2, G3, G4, G5, G7, G8, G10 and G15. (E) Category H2. **Adding category H1.**

## BOARD NOTICE RAADSKENNISGEWING

### BOARD NOTICE 117 OF 2012

#### ENGINEERING PROFESSION ACT (ACT NO. 46 OF 2000)

#### APPOINTMENT OF COUNCIL MEMBERS TO SERVE ON THE ENGINEERING COUNCIL OF SOUTH AFRICA

The Minister of Public Works, Mr T.W. Nxesi, has in terms of section 4(4) of the Engineering Profession Act (Act No. 46 of 2000) appointed the following persons to serve as council members on the Engineering Council of South Africa for the term: 5 July 2012 to 4 July 2016

NO	STATUTORY CATEGORY	APPOINTED MEMBERS
1	Section 3(1)(a): Professionals	Mr Derek Matthee
2		Dr Zwanani Mathe
3		Mr Nicholas Van Den Berg
4		Ms Malani Padayachee-Saman
5		Ms Allyson Lawless
6		Mr Rantheheng Moloisane
7		Ms Anne-Marie Sassenberg
8		Mr Mbuleni Ngcobo
9		Ms Tumisang Maphumulo
10		Ms Thandiwe Nkambule
11		Mr Yashin Brijmohan
12		Mr Pelei Petlane
13		Prof Barend Van Wyk
14		Mr Christian Stuurman
15		Mr Philippus Erasmus
16		Ms Revona Botha
17		Prof Beatrys Lacquet
18		Ms Philisa Mangakane
19		Mr Kenneth Greenwood
20		Mr Roman Vogt
21		Mr Nkosinathi Myataza
22		Mr Kudzai Nyangoni
23		Mr Cyril Gamede
24		Prof Tshilidzi Marwala
25		Prof Leonard Masu
26		Mr Onkgopotse Leburu
27		Mr Keith Jacobs
28		Mr Kanak Mistry
29		Mr Richard Jennings
30		Mr Dirk Van Niekerk
31	Section 3(1)(b): State Representatives	Mr Camagu Soga
32		Ms Hennriette Anderson
33		Mr Mongezi Gxamza
34		Mr Adrian Peters
35		Mr Lungile Dhlamini
36		Dr Beason Litungilu Mwaka
37		Mr Willem Schalk Brand Burger
38		Mr Samuel Stephanus Jacobs

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39		Ms Tebogo Phiri
40		Mr Nqabekaya Nqandela
41	Section 3(1)(c): Public Representatives	Mr Rashid Patel
42		Mr Anirood Singh
43		Mr Mphikeleli Jele
44		Mr Melusi Mofokeng
45		Mr Buoang Mashile
46		Ms Trustworthy Zuma
47		Dr Nomzamo Tutu
48		Mr Mthethunzima Thunzi
49		Ms Nelisiwe Veronica Barbara Magubane
50		Mr Seutroall Makhetha

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