



PROVINCE OF THE EASTERN CAPE  
IPHONDO LEMPUMA KOLONI  
PROVINSIE OOS-KAAP

**Provincial Gazette  
Igazethi Yephondo  
Provinsiale Koerant**

Vol. 26

BISHO/KING WILLIAM'S TOWN  
26 AUGUST 2019  
26 AUGUSTUS 2019

No. 4295

**We all have the power to prevent AIDS**



**AIDS  
HELPLINE**

**0800 012 322**

DEPARTMENT OF HEALTH

**Prevention is the cure**

*N.B. The Government Printing Works will not be held responsible for the quality of "Hard Copies" or "Electronic Files" submitted for publication purposes*

ISSN 1682-4556



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**IMPORTANT NOTICE OF OFFICE RELOCATION**

# GOVERNMENT PRINTING WORKS PUBLICATIONS SECTION

Dear valued customer,

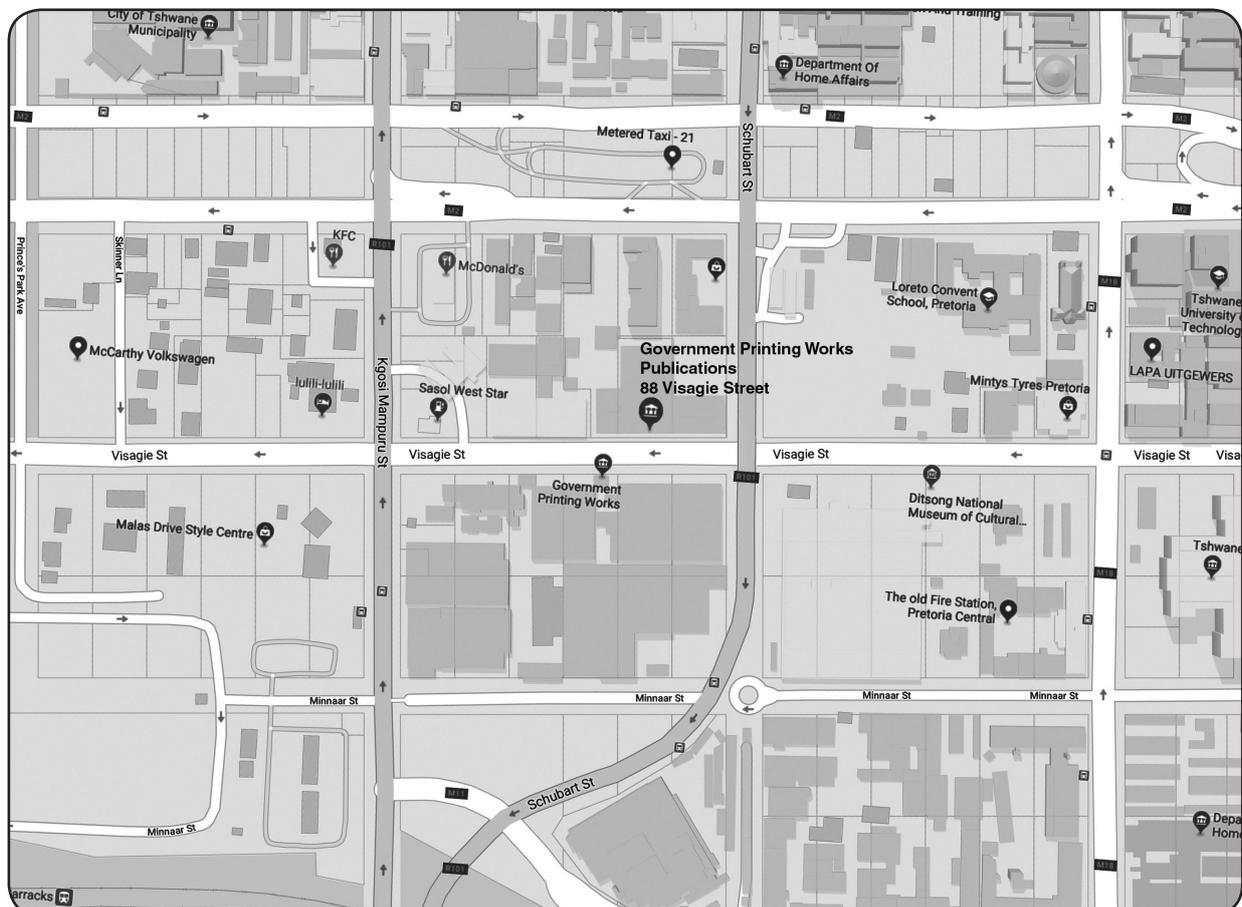
We would like to inform you that with effect from the 1<sup>st</sup> of November 2019, the Publications Section will be relocating to a new facility at the corner of **Sophie de Bruyn** and **Visagie Street, Pretoria**. The main telephone and facsimile numbers as well as the e-mail address for the Publications Section will remain unchanged.

Our New Address:  
**88 Visagie Street**  
**Pretoria**  
**0001**

Should you encounter any difficulties in contacting us via our landlines during the relocation period, please contact:

Ms Maureen Toka  
Assistant Director: Publications  
Cell: 082 859 4910  
Tel: 012 748-6066

We look forward to continue serving you at our new address, see map below for our new location.



**IMPORTANT NOTICE:**

**THE GOVERNMENT PRINTING WORKS WILL NOT BE HELD RESPONSIBLE FOR ANY ERRORS THAT MIGHT OCCUR DUE TO THE SUBMISSION OF INCOMPLETE / INCORRECT / ILLEGIBLE COPY.**

**No FUTURE QUERIES WILL BE HANDLED IN CONNECTION WITH THE ABOVE.**

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# Closing times for **ORDINARY WEEKLY** 2019 EASTERN CAPE PROVINCIAL GAZETTE

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

- **28 December 2018**, Friday for the issue of Monday **07 January 2019**
- **07 January**, Monday for the issue of Monday **14 January 2019**
- **14 January**, Monday for the issue of Monday **21 January 2019**
- **21 January**, Monday for the issue of Monday **28 January 2019**
- **28 January**, Monday for the issue of Monday **04 February 2019**
- **04 February**, Monday for the issue of Monday **11 February 2019**
- **11 February**, Monday for the issue of Monday **18 February 2019**
- **18 February**, Monday for the issue of Monday **25 February 2019**
- **25 February**, Monday for the issue of Monday **04 March 2019**
- **04 March**, Monday for the issue of Monday **11 March 2019**
- **11 March**, Monday for the issue of Monday **18 March 2019**
- **15 March**, Friday for the issue of Monday **25 March 2019**
- **25 March**, Monday for the issue of Monday **01 April 2019**
- **01 April**, Wednesday for the issue of Monday **08 April 2019**
- **08 April**, Monday for the issue of Monday **15 April 2019**
- **12 April**, Friday for the issue of Monday **22 April 2019**
- **18 April**, Thursday for the issue of Monday **29 April 2019**
- **26 April**, Friday for the issue of Monday **06 May 2019**
- **06 May**, Monday for the issue of Monday **13 May 2019**
- **13 May**, Monday for the issue of Monday **20 May 2019**
- **20 May**, Monday for the issue of Monday **27 May 2019**
- **27 May**, Monday for the issue of Monday **03 June 2019**
- **03 June**, Monday for the issue of Monday **10 June 2019**
- **10 June**, Monday for the issue of Monday **17 June 2019**
- **14 June**, Friday for the issue of Monday **24 June 2019**
- **24 June**, Monday for the issue of Monday **01 July 2019**
- **01 July**, Monday for the issue of Monday **08 July 2019**
- **08 July**, Monday for the issue of Monday **15 July 2019**
- **15 July**, Monday for the issue of Monday **22 July 2019**
- **22 July**, Monday for the issue of Monday **29 July 2019**
- **29 July**, Monday for the issue of Monday **05 August 2019**
- **02 August**, Friday for the issue of Monday **12 August 2019**
- **12 August**, Monday for the issue of Monday **19 August 2019**
- **19 August**, Monday for the issue of Monday **26 August 2019**
- **26 August**, Monday for the issue of Monday **02 September 2019**
- **02 September**, Monday for the issue of Monday **09 September 2019**
- **09 September**, Monday for the issue of Monday **16 September 2019**
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- **07 October**, Monday for the issue of Monday **14 October 2019**
- **14 October**, Monday for the issue of Monday **21 October 2019**
- **21 October**, Monday for the issue of Monday **28 October 2019**
- **28 October**, Monday for the issue of Monday **04 November 2019**
- **04 November**, Monday for the issue of Monday **11 November 2019**
- **11 November**, Monday for the issue of Monday **18 November 2019**
- **18 November**, Monday for the issue of Monday **25 November 2019**
- **25 November**, Monday for the issue of Monday **02 December 2019**
- **02 December**, Monday for the issue of Monday **09 December 2019**
- **09 December**, Monday for the issue of Monday **16 December 2019**
- **13 December**, Friday for the issue of Monday **23 December 2019**
- **19 December**, Thursday for the issue of Monday **30 December 2019**

# LIST OF TARIFF RATES FOR PUBLICATION OF NOTICES

**COMMENCEMENT: 1 APRIL 2018**

## NATIONAL AND PROVINCIAL

Notice sizes for National, Provincial & Tender gazettes 1/4, 2/4, 3/4, 4/4 per page. Notices submitted will be charged at R1008.80 per full page, pro-rated based on the above categories.

Pricing for National, Provincial - Variable Priced Notices		
Notice Type	Page Space	New Price (R)
Ordinary National, Provincial	1/4 - Quarter Page	252.20
Ordinary National, Provincial	2/4 - Half Page	504.40
Ordinary National, Provincial	3/4 - Three Quarter Page	756.60
Ordinary National, Provincial	4/4 - Full Page	1008.80

## EXTRA-ORDINARY

All Extra-ordinary National and Provincial gazette notices are non-standard notices and attract a variable price based on the number of pages submitted.

The pricing structure for National and Provincial notices which are submitted as **Extra ordinary submissions** will be charged at **R3026.32** per page.

## GOVERNMENT PRINTING WORKS - BUSINESS RULES

The **Government Printing Works (GPW)** has established rules for submitting notices in line with its electronic notice processing system, which requires the use of electronic *Adobe Forms*. Please ensure that you adhere to these guidelines when completing and submitting your notice submission.

### CLOSING TIMES FOR ACCEPTANCE OF NOTICES

1. The *Government Gazette* and *Government Tender Bulletin* are weekly publications that are published on Fridays and the closing time for the acceptance of notices is strictly applied according to the scheduled time for each gazette.
2. Please refer to the Submission Notice Deadline schedule in the table below. This schedule is also published online on the Government Printing works website [www.gpwonline.co.za](http://www.gpwonline.co.za)

All re-submissions will be subject to the standard cut-off times.

**All notices received after the closing time will be rejected.**

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
National Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Regulation Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Petrol Price Gazette	Monthly	Tuesday before 1st Wednesday of the month	One day before publication	1 working day prior to publication
Road Carrier Permits	Weekly	Friday	Thursday 15h00 for next Friday	3 working days prior to publication
Unclaimed Monies (Justice, Labour or Lawyers)	January / September 2 per year	Last Friday	One week before publication	3 working days prior to publication
Parliament (Acts, White Paper, Green Paper)	As required	Any day of the week	None	3 working days prior to publication
Manuals	Bi- Monthly	2nd and last Thursday of the month	One week before publication	3 working days prior to publication
State of Budget (National Treasury)	Monthly	30th or last Friday of the month	One week before publication	3 working days prior to publication
<i>Extraordinary Gazettes</i>	As required	Any day of the week	<i>Before 10h00 on publication date</i>	<i>Before 10h00 on publication date</i>
Legal Gazettes A, B and C	Weekly	Friday	One week before publication	Tuesday, 15h00 - 3 working days prior to publication
Tender Bulletin	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Gauteng	Weekly	Wednesday	Two weeks before publication	3 days <b>after</b> submission deadline
Eastern Cape	Weekly	Monday	One week before publication	3 working days prior to publication
Northern Cape	Weekly	Monday	One week before publication	3 working days prior to publication
North West	Weekly	Tuesday	One week before publication	3 working days prior to publication
KwaZulu-Natal	Weekly	Thursday	One week before publication	3 working days prior to publication
Limpopo	Weekly	Friday	One week before publication	3 working days prior to publication
Mpumalanga	Weekly	Friday	One week before publication	3 working days prior to publication

## GOVERNMENT PRINTING WORKS - BUSINESS RULES

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
Gauteng Liquor License Gazette	Monthly	Wednesday before the First Friday of the month	Two weeks before publication	3 working days <b>after</b> submission deadline
Northern Cape Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days <b>after</b> submission deadline
National Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days <b>after</b> submission deadline
Mpumalanga Liquor License Gazette	Bi-Monthly	Second & Fourth Friday	One week before publication	3 working days prior to publication

### EXTRAORDINARY GAZETTES

3. *Extraordinary Gazettes* can have only one publication date. If multiple publications of an *Extraordinary Gazette* are required, a separate Z95/Z95Prov *Adobe* Forms for each publication date must be submitted.

### NOTICE SUBMISSION PROCESS

4. Download the latest *Adobe* form, for the relevant notice to be placed, from the **Government Printing Works** website [www.gpwonline.co.za](http://www.gpwonline.co.za).
5. The *Adobe* form needs to be completed electronically using *Adobe Acrobat / Acrobat Reader*. Only electronically completed *Adobe* forms will be accepted. No printed, handwritten and/or scanned *Adobe* forms will be accepted.
6. The completed electronic *Adobe* form has to be submitted via email to [submit.egazette@gpw.gov.za](mailto:submit.egazette@gpw.gov.za). The form needs to be submitted in its original electronic *Adobe* format to enable the system to extract the completed information from the form for placement in the publication.
7. Every notice submitted **must** be accompanied by an official **GPW** quotation. This must be obtained from the *eGazette* Contact Centre.
8. Each notice submission should be sent as a single email. The email **must** contain **all documentation relating to a particular notice submission**.
  - 8.1. Each of the following documents must be attached to the email as a separate attachment:
    - 8.1.1. An electronically completed *Adobe* form, specific to the type of notice that is to be placed.
      - 8.1.1.1. For National *Government Gazette* or *Provincial Gazette* notices, the notices must be accompanied by an electronic Z95 or Z95Prov *Adobe* form
      - 8.1.1.2. The notice content (body copy) **MUST** be a separate attachment.
    - 8.1.2. A copy of the official **Government Printing Works** quotation you received for your notice. (*Please see Quotation section below for further details*)
    - 8.1.3. A valid and legible Proof of Payment / Purchase Order: **Government Printing Works** account customer must include a copy of their Purchase Order. **Non-Government Printing Works** account customer needs to submit the proof of payment for the notice
    - 8.1.4. Where separate notice content is applicable (Z95, Z95 Prov and TForm 3, it should **also** be attached as a separate attachment. (*Please see the Copy Section below, for the specifications*).
    - 8.1.5. Any additional notice information if applicable.

**GOVERNMENT PRINTING WORKS - BUSINESS RULES**

9. The electronic *Adobe* form will be taken as the primary source for the notice information to be published. Instructions that are on the email body or covering letter that contradicts the notice form content will not be considered. The information submitted on the electronic *Adobe* form will be published as-is.
10. To avoid duplicated publication of the same notice and double billing, Please submit your notice **ONLY ONCE**.
11. Notices brought to **GPW** by “walk-in” customers on electronic media can only be submitted in *Adobe* electronic form format. All “walk-in” customers with notices that are not on electronic *Adobe* forms will be routed to the Contact Centre where they will be assisted to complete the forms in the required format.
12. Should a customer submit a bulk submission of hard copy notices delivered by a messenger on behalf of any organisation e.g. newspaper publisher, the messenger will be referred back to the sender as the submission does not adhere to the submission rules.

**QUOTATIONS**

13. Quotations are valid until the next tariff change.
  - 13.1. **Take note:** **GPW**'s annual tariff increase takes place on **1 April** therefore any quotations issued, accepted and submitted for publication up to **31 March** will keep the old tariff. For notices to be published from 1 April, a quotation must be obtained from **GPW** with the new tariffs. Where a tariff increase is implemented during the year, **GPW** endeavours to provide customers with 30 days' notice of such changes.
14. Each quotation has a unique number.
15. Form Content notices must be emailed to the *eGazette* Contact Centre for a quotation.
  - 15.1. The *Adobe* form supplied is uploaded by the Contact Centre Agent and the system automatically calculates the cost of your notice based on the layout/format of the content supplied.
  - 15.2. It is critical that these *Adobe* Forms are completed correctly and adhere to the guidelines as stipulated by **GPW**.
16. **APPLICABLE ONLY TO GPW ACCOUNT HOLDERS:**
  - 16.1. **GPW** Account Customers must provide a valid **GPW** account number to obtain a quotation.
  - 16.2. Accounts for **GPW** account customers **must** be active with sufficient credit to transact with **GPW** to submit notices.
    - 16.2.1. If you are unsure about or need to resolve the status of your account, please contact the **GPW** Finance Department prior to submitting your notices. (If the account status is not resolved prior to submission of your notice, the notice will be failed during the process).
17. **APPLICABLE ONLY TO CASH CUSTOMERS:**
  - 17.1. Cash customers doing **bulk payments** must use a **single email address** in order to use the **same proof of payment** for submitting multiple notices.
18. The responsibility lies with you, the customer, to ensure that the payment made for your notice(s) to be published is sufficient to cover the cost of the notice(s).
19. Each quotation will be associated with one proof of payment / purchase order / cash receipt.
  - 19.1. This means that **the quotation number can only be used once to make a payment.**

**GOVERNMENT PRINTING WORKS - BUSINESS RULES****COPY (SEPARATE NOTICE CONTENT DOCUMENT)**

20. Where the copy is part of a separate attachment document for Z95, Z95Prov and TForm03
- 20.1. Copy of notices must be supplied in a separate document and may not constitute part of any covering letter, purchase order, proof of payment or other attached documents.
- The content document should contain only one notice. (You may include the different translations of the same notice in the same document).
- 20.2. The notice should be set on an A4 page, with margins and fonts set as follows:
- Page size = A4 Portrait with page margins: Top = 40mm, LH/RH = 16mm, Bottom = 40mm;  
Use font size: Arial or Helvetica 10pt with 11pt line spacing;
- Page size = A4 Landscape with page margins: Top = 16mm, LH/RH = 40mm, Bottom = 16mm;  
Use font size: Arial or Helvetica 10pt with 11pt line spacing;

**CANCELLATIONS**

21. Cancellation of notice submissions are accepted by **GPW** according to the deadlines stated in the table above in point 2. Non-compliance to these deadlines will result in your request being failed. Please pay special attention to the different deadlines for each gazette. Please note that any notices cancelled after the cancellation deadline will be published and charged at full cost.
22. Requests for cancellation must be sent by the original sender of the notice and must accompanied by the relevant notice reference number (N-) in the email body.

**AMENDMENTS TO NOTICES**

23. With effect from 01 October 2015, **GPW** will not longer accept amendments to notices. The cancellation process will need to be followed according to the deadline and a new notice submitted thereafter for the next available publication date.

**REJECTIONS**

24. All notices not meeting the submission rules will be rejected to the customer to be corrected and resubmitted. Assistance will be available through the Contact Centre should help be required when completing the forms. (012-748 6200 or email [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za)). Reasons for rejections include the following:
- 24.1. Incorrectly completed forms and notices submitted in the wrong format, will be rejected.
- 24.2. Any notice submissions not on the correct *Adobe* electronic form, will be rejected.
- 24.3. Any notice submissions not accompanied by the proof of payment / purchase order will be rejected and the notice will not be processed.
- 24.4. Any submissions or re-submissions that miss the submission cut-off times will be rejected to the customer. The Notice needs to be re-submitted with a new publication date.

**GOVERNMENT PRINTING WORKS - BUSINESS RULES****APPROVAL OF NOTICES**

25. 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.
26. No amendments will be accepted in respect to separate notice content that was sent with a Z95 or Z95Prov notice submissions. The copy of notice in layout format (previously known as proof-out) is only provided where requested, for Advertiser to see the notice in final Gazette layout. Should they find that the information submitted was incorrect, they should request for a notice cancellation and resubmit the corrected notice, subject to standard submission deadlines. The cancellation is also subject to the stages in the publishing process, i.e. If cancellation is received when production (printing process) has commenced, then the notice cannot be cancelled.

**GOVERNMENT PRINTER INDEMNIFIED AGAINST LIABILITY**

27. The Government Printer will assume no liability in respect of—
  - 27.1. any delay in the publication of a notice or publication of such notice on any date other than that stipulated by the advertiser;
  - 27.2. 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;
  - 27.3. any editing, revision, omission, typographical errors or errors resulting from faint or indistinct copy.

**LIABILITY OF ADVERTISER**

28. 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.

**CUSTOMER INQUIRIES**

Many of our customers request immediate feedback/confirmation of notice placement in the gazette from our Contact Centre once they have submitted their notice – While **GPW** deems it one of their highest priorities and responsibilities to provide customers with this requested feedback and the best service at all times, we are only able to do so once we have started processing your notice submission.

**GPW** has a 2-working day turnaround time for processing notices received according to the business rules and deadline submissions.

Please keep this in mind when making inquiries about your notice submission at the Contact Centre.

29. Requests for information, quotations and inquiries must be sent to the Contact Centre **ONLY**.
30. Requests for Quotations (RFQs) should be received by the Contact Centre at least **2 working days** before the submission deadline for that specific publication.

## GOVERNMENT PRINTING WORKS - BUSINESS RULES

### PAYMENT OF COST

31. The Request for Quotation for placement of the notice should be sent to the Gazette Contact Centre as indicated above, prior to submission of notice for advertising.
32. Payment should then be made, or Purchase Order prepared based on the received quotation, prior to the submission of the notice for advertising as these documents i.e. proof of payment or Purchase order will be required as part of the notice submission, as indicated earlier.
33. Every proof of payment must have a valid **GPW** quotation number as a reference on the proof of payment document.
34. Where there is any doubt about the cost of publication of a notice, and in the case of copy, an enquiry, accompanied by the relevant copy, should be addressed to the Gazette Contact Centre, **Government Printing Works**, Private Bag X85, Pretoria, 0001 email: [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za) before publication.
35. 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 future notice(s) will not be published until such time as the full cost of such publication has been duly paid in cash or electronic funds transfer into the **Government Printing Works** banking account.
36. 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**.
37. The **Government Printing Works** 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

38. Copies of any of the *Government Gazette* or *Provincial Gazette* can be downloaded from the **Government Printing Works** website [www.gpwnonline.co.za](http://www.gpwnonline.co.za) free of charge, should a proof of publication be required.
39. Printed copies may be ordered from the Publications department at the ruling price. The **Government Printing Works** will assume no liability for any failure to post or for any delay in despatching of such *Government Gazette*(s)

## GOVERNMENT PRINTING WORKS CONTACT INFORMATION

**Physical Address:**
**Government Printing Works**

149 Bosman Street

Pretoria

**Postal Address:**

Private Bag X85

Pretoria

0001

**GPW Banking Details:**
**Bank:** ABSA Bosman Street

**Account No.:** 405 7114 016

**Branch Code:** 632-005

**For Gazette and Notice submissions:** Gazette Submissions:

**For queries and quotations, contact:** Gazette Contact Centre:

**E-mail:** [submit.egazette@gpw.gov.za](mailto:submit.egazette@gpw.gov.za)
**E-mail:** [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za)
**Tel:** 012-748 6200

**Contact person for subscribers:** Mrs M. Toka:

**E-mail:** [subscriptions@gpw.gov.za](mailto:subscriptions@gpw.gov.za)
**Tel:** 012-748-6066 / 6060 / 6058

**Fax:** 012-323-9574

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**PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS**

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**PROVINCIAL NOTICE 234 OF 2019****BUFFALO CITY METROPOLITAN MUNICIPALITY**

REMOVAL OF RESTRICTIONS APPLICATION IN TERMS OF THE SPATIAL PLANNING AND LAND USE MANAGEMENT ACT, 2013 (ACT 16 OF 2013)

ERF 296 BEACON BAY (3 RIVERVIEW TERRACE BEACON BAY)

Notice is hereby given in terms of Section 47 of the above Act together with section 59 of the Buffalo City Metropolitan Municipal Spatial Planning and Land use Management bylaw of 2016 that the undermentioned application has been received and is open for inspection at the office of the Buffalo City Metropolitan Municipality, Trust Centre, 117 Oxford Street ( Cnr North Street) East London. Any objections with full reasons therefor, should be lodged in writing with the City Manager within 30 days after publication of this notice with specific reference to the above act and erf number.

APPLICANT: Saint Christopher's Trust

Nature of application: Removal of Title conditions applicable to Erf 296 Beacon Bay.

**PROVINCIAL NOTICE 235 OF 2019****BUFFALO CITY METROPOLITAN MUNICIPALITY (EASTERN CAPE)**

**Removal of Restrictive Title Condition in terms of the Spatial Planning and Land Use Management Act, 2013 (Act 16 of 2013)**

Under Section 47(1) of the Spatial Planning and Land Use Management Act 16 of 2013 and upon instructions by the Local Authority, a notice is hereby given that condition C (1) (c) as contained in Deed of Transfer No. T2676/1989 pertaining to Erf 10741, East London is hereby removed.

## PROVINCIAL NOTICE 236 OF 2019

## PROVINCE OF THE EASTERN CAPE

## PROVINCIAL NOTICE

## OFFICE OF THE PREMIER

**PROVINCIAL COMMISSIONS AMENDMENT BILL 2019  
(EASTERN CAPE)**

The abovementioned Bill is hereby published for public comment in terms of Rule 147 of the Standing Rules of the Legislature.

Members of the public are invited to submit their written comments to the **Director General, Office of the Premier, Private Bag X0047, Bhisho, 5604** or fax such comments to 0862420334 or email to [melanie.koert@otp.ecprov.gov.za](mailto:melanie.koert@otp.ecprov.gov.za) within 14 days from the date of publication hereof.

**PROVINCE OF THE EASTERN CAPE**

**PROVINCIAL COMMISSIONS AMENDMENT BILL 2019 (EASTERN  
CAPE),**

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**(As introduced)**

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**(BY THE PREMIER)**

**GENERAL EXPLANATORY NOTE:**

[            ]        **Words in bold type in square brackets indicate omissions from existing enactments.**

\_\_\_\_\_        **Words underlined with a solid line indicate insertions in existing enactments.**

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## **BILL**

To amend the Provincial Commissions Act, No. 3 of 1994 (Eastern Cape) so as to rectify the reference to the Constitution of the Republic of South Africa, 1996, clarify the method of appointment of a Commission, its chairperson or secretary, enhance the provisions of the sittings of a Commission, the methodology of giving notice of sittings; provide for the prevention of intimidation and hindrance of witnesses; and to provide for matters incidental thereto.

### **1. Amendment of Section 1 of Act No. 3 of 1994**

Section 1 of the Provincial Commissions Act, 1994 (Act No. 3 of 1994) (hereinafter referred to as a Principal Act), is hereby amended by the substitution for section 1 of the following section:

**"1. Appointment of commission.**

(1) The Premier may, in terms of section 127 (2) (e) of the Constitution of the Republic of South Africa, by proclamation in the *Provincial Gazette* –

(a) appoint a commission of inquiry;

(b) define the matter to be investigated by the commission and its other terms of reference;

(c) designate any member of the commission as the chairperson of that commission; and

- (d) appoint a secretary to the commission, and such other officials as he or she may deem necessary to assist the commission; and
- (e) make regulations—
- (i) providing for the procedure to be followed at the investigation and for the preservation of confidentiality;
  - (ii) conferring additional powers on the commission;
  - (iii) providing for the manner of holding, or the procedure to be followed in the course, of investigation or for the preservation of secrecy;
  - (iv) providing for preventing the commission or a member of the commission from being insulted, disparaged or belittled or to prevent the proceedings or findings of the commission from being prejudiced, influenced or anticipated;
  - (v) providing generally for all matters which he or she considers it necessary or expedient to prescribe for the purposes of the investigation;
  - (vi) providing generally for all matters which he or she considers necessary or expedient for the proper performance by a commission of its functions;
- (2) Any regulation made under subsection (1)(e) may provide for penalties for any contravention thereof or failure to comply therewith, by way of a fine or imprisonment for a period not exceeding six months or both.

- (3) Notwithstanding anything to the contrary in any other law, a magistrate's court shall have jurisdiction to impose any penalty prescribed by any such regulation."

## 2. Amendment of Section 2 of Act No. 3 of 1994

Section 2 of the Principal Act is hereby amended-

- (1) By the substitution for section 2 of the following subsection:

(1) A commission may sit at any place in the Province of the Eastern Cape determined by the Chairperson for the purpose of hearing evidence or addresses or of deliberating.

- (2) By the insertion after subsection 1 of the following subsection :

(2) The chairperson shall give notice of every sitting of such a commission. by publication of a notice in the *Provincial Gazette* and two newspapers in circulation in the Province."

## 3. Amendment of Section 5 of Act No. 3 of 1994

Section 5 of the Principal Act is hereby amended by the substitution for section 5 of the following section:

"(1) Any person who wilfully interrupts the proceedings of a commission or who wilfully hinders or obstructs a commission in the performance of its functions shall be guilty of an offence and liable on conviction to a fine [not exceeding R2 000 rand] or to imprisonment for a period not exceeding six months or to both such fine and imprisonment.

- (2) Any person who—

- (a) by any means whatsoever causes any witness to refrain from giving evidence or to give false evidence before a commission;  
(b) by any means whatsoever prevents a witness from attending any sitting of a commission; or

(c) destroys or conceals any book, document or object which to his or her knowledge might be of assistance to a commission in any matter relating to the subject of its investigation,

shall be guilty of an offence, and on conviction be liable to a fine or to imprisonment for a period not exceeding two years, or to both such fine and imprisonment."

#### **4. Amendment of Section 6 of Act No. 3 of 1994**

Section 6 of the Principal Act is hereby amended by the substitution for section 6 of the following section:

"(1) Any person summoned to attend and who without sufficient cause (the onus of proof whereof shall rest upon him or her)-

- (a) fails to attend at the time and place specified in the summons; or
- (b) fails to remain in attendance until the conclusion of the enquiry or until he or she is excused by the chairperson of the commission from further attendance, or
- (c) refuses to be sworn or to make affirmation as a witness after he or she has been required by the chairperson of the commission to do so,

shall be guilty of an offence.

(2) Any person who has been sworn in or has made an affirmation as a witness and who without sufficient cause (the onus of proof whereof shall rest upon him or her)-

- (a) fails to answer fully and satisfactorily any question lawfully put to him or her; or
- (b) fails to produce any book, document or object in his or her possession or custody or under his or her control, which he or she has been summoned to produce,

shall be guilty of an offence.

(3) Any person convicted of an offence contemplated in subsection (1) and (2) shall be liable on conviction to a fine or to imprisonment for a period not exceeding six months, or to both such fine and imprisonment.

(4) Any person who, after having been sworn or having made affirmation, give false evidence before a commission on any matter, knowing such evidence to be false or not believing it to be true, shall be guilty of an offence and liable on conviction to a fine or to imprisonment for a period not exceeding 12 months, or to both such fine and imprisonment.”

#### **5. Insertion of sections 6A and 6B in Act No. 3 of 1994.**

The following sections are hereby inserted after section 6 of the Principal Act:

##### **6A. Report of commission.**

A commission shall submit a written report with its findings and recommendations to the Premier in accordance with its terms of reference, but not later than 12 months after its appointment or such further period as may be granted by the Premier at the written request of the commission.

##### **6B Cost of commission**

(1) The remuneration, allowances and transport expenses payable to a member or an official of the commission, shall be determined by the Member of the Executive Council responsible for Finance.

(2) The chairperson of a commission shall, not later than 30 days after such commission presented its report to the Premier, present a statement of all expenses reasonably incurred by the commission in the performance of its functions, to the Premier.

(3) All expenses shall be paid from the appropriate vote out of the Provincial Revenue Fund in terms of an appropriation by the Provincial Legislature.”

**6. Short title.—**

This Act shall be called the Provincial Commissions Amendment Act, 2019 (Eastern Cape).

## PROVINCIAL NOTICE 237 OF 2019

**REMOVAL OF RESTRICTIVE TITLE DEED CONDITIONS : MICHAEL CHRISTIE –  
14 CARISBROOK ROAD, STIRLING, EAST LONDON**

In terms of section 47(1) of the Spatial Planning and Land Use Management Act No 16 of 2013, read with section 59 of the Buffalo City Metropolitan Municipal Spatial Planning and Land Use Management Bylaw of 2016, approval is hereby granted for the removal of restrictive title conditions C.(b) and C.(d) found in Deed of Transfer T11516/2018 pertaining to Erf 11637 East London in terms of Section 59 read with chapter 6 of the Buffalo City Spatial Planning and Land Use Management by Law.

Drake Flemmer & Orsmond (EL) Inc  
22 St James Road  
Southernwood  
East London  
Tel: 043 722 4210  
E-mail: [shaun@drakefo.co.za](mailto:shaun@drakefo.co.za)

## PROVINCIAL NOTICE 238 OF 2019

**NOTICE****SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW**

In terms of Section 44 of the Dr Beyers Naude Local Municipality Spatial Planning and Land Use Management By-Law, notice is hereby given that the Council of the Dr Beyers Naude Local Municipality has appointed the following persons and designated the following officials to serve as members of the Dr Beyers Naude Municipal Planning Tribunal, established in terms of Section 33 (1) of the said by-law:

Person appointed in terms of Section 39 who are not officials:

- Ms Zenande Ngedle
- Mr Zanexolo Kelvin Dlamini
- Mrs Juliet Asare
- Ms Noma-Africa Maxongo

The Municipal Council further determined that the term of office of the above tribunal members is five (5) years from the date of the coming into effect of the tribunal, being date of publication hereof.

In terms of Section 44 (1) of the Dr Beyers Naude Municipal Spatial Planning and Land Use Management By-Law, notice is further given that the Dr Beyers Naude Municipal Planning Tribunal will commence operation from the date of publication hereof.

**DR E.M. RANKWANA**  
**MUNICIPAL MANAGER**

## PROVINCIAL NOTICE 239 OF 2019

**APPOINTED MEMBERS OF THE MAKANA LOCAL MUNICIPALITY PLANNING APPEAL TRIBUNAL**

In terms of Section 126(6) of the Makana Local Municipality Spatial Planning and Land Use Management By-Law, notice is hereby given that the Council of Makana Local Municipality has appointed the following persons and designated the following members of the Mayoral Committee to serve as members of the Makana Local Municipality Appeal Tribunal.

**Members:**

1. Ernest Louw
2. Rami Xonxa
3. B. Jackson

The Municipal Council further determined that the term of office of the above tribunal members is three (3) years from the date of the coming into effect of the tribunal, being date of publication hereof.

In terms of Section 44 (1) of the Makana Municipal Spatial Planning and Land Use Management By-Law, notice is further given that the Makana Municipal Appeal Tribunal will commence operation from the date of publication hereof.

**DR E.M. RANKWANA**  
**MUNICIPAL MANAGER**

*Makana Municipality shall strive to ensure sustainable, affordable, equitable and quality services in a just, friendly secure and healthy environment, which promotes social and economic growth for all.*

**...a great place to be**

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e-mail. [sjonas@makana.gov.za](mailto:sjonas@makana.gov.za)  
[http. www.makana.gov.za](http://www.makana.gov.za)

## PROVINCIAL NOTICE 240 OF 2019

**PUBLIC NOTICE CALLING FOR INSPECTION OF THE FIRST SUPPLEMENTARY VALUATION ROLL AND LODGING OF SECTION 78 FORMS.**

Notice is hereby given in terms of section 49(1) (a)(i)(ii) read together with section 78 (2) of the Local Government: Municipal Property Rates Act, 2004 (Act No.6 of 2004) , herein after referred to as the "Act", that the General Valuation Roll effective for the financial years 2019 to 2024 is open for public inspection in the designated areas of the Municipality as mentioned hereunder. The Roll will be open from 16 August 2019 to 08 October 2019 and can be inspected during office hours between 08:00 to 16:00 from Monday to Thursday and 08:00 to 15:00 on Friday.

- Municipal Offices
- Libraries
- Municipal Website: [www.makana.gov.za](http://www.makana.gov.za)

An invitation is hereby made in terms of section 49(1) (a)(i)(ii) of the Act, that any owner of property or other person who so desires should lodge an objection with the Municipal Manager in the prescribed manner in respect of any matter reflected in or omitted from the Valuation Roll within the above-mentioned period.

Attention is specifically drawn to the fact that in terms of section 50(2) of the Act, an objection must be in relation to a specific individual property and not against the Valuation Roll as such.

Property Owners who have not previously lodged an objection and requires a review of their property valuation, may request such a review by filling in a Section 78 review form. Section 78 review query forms are available at the following address, Municipal Offices: 86 High Street, Makhanda / Grahamstown.

The complete prescribed objection forms must be returned to the same address as indicated above **before 15:00 on the closing date of 08<sup>th</sup> October 2019**, please note that objections lodged after the closing date will not be considered.

For further details and enquires please contact Ms Gcobisa Stuurman at 046 603 6009 / 6111 or email: [GcobisaStuurman@makana.gov.za](mailto:GcobisaStuurman@makana.gov.za)

**MA MENE  
MUNICIPAL MANAGER**

**PROVINCIAL NOTICE 241 OF 2019**  
**DRAFT SPATIAL DEVELOPMENT FRAMEWORK FOR THE**  
**EASTERN CAPE PROVINCIAL DEPARTMENT OF CO-**  
**OPERATIVE GOVERNANCE AND TRADITIONAL AFFAIRS**

Notice is hereby given in terms of section 20(3)(a) of the Spatial Planning and Land Use Management Act, 2013 (Act 16 of 2013) (hereinafter referred to as SPLUMA), declaring the completion of the Draft, Provincial Spatial Development Framework for the Eastern Cape.

This review of the Eastern Cape PSDF would replace the current 2010/11 version. The PSDF details the spatial policies, strategies and implementation mechanisms that may or may not have been carried over from previous PSDFs, as well as those that have been amended or added. It also includes those components as contemplated in section 21 of SPLUMA.

As a result of the review, the Eastern Cape Department of Co-operative Governance and Traditional Affairs has developed a Draft PSDF on which public comment is being sought.

Copies of the Draft PSDF will lie open for inspection during normal office hours for 60 days from date of publication of this notice at the Office number 1135, Tymzashe Building, Civic centre, Bhisho, 5605.

Any comment/representation/objection in respect of the Draft PSDF may be submitted in writing for the attention of Mr. T Vele at COGTA at the above address by hand or by e-mail at [info@tshani.co.za](mailto:info@tshani.co.za), within 60 days from date of publication of this notice. Any enquiries may also be directed to the above persons.

**PROVINCIAL NOTICE 242 OF 2019**  
**SUNDAYS RIVER VALLEY MUNICIPALITY**  
**NOTICE 16/2019**

**ERRATUM**

**MUNICIPAL PROPERTY RATES BY-LAW**

The Sundays River Valley Municipality hereby issues a erratum to Provincial notice number 200 of 2019, published in Provincial Government Gazette Number 4268, published on 15 July 2019.

The Municipality published the Municipal Property Rates By-Law in terms of section 13 of the Local Government Systems Act and section 6 of the Local Government Municipal Property Rates Act of 2000.

The Municipality hereby makes the following changes to the published notice (200 of 2019):

Paragraph one (1) of the document should read as follows:

**Notice No. 16/2019**

**Date: 1 July 2019**

**Sundays River Valley Local Municipality**, hereby, in terms of section 6 of the Local Government: Municipal Property Rates Act, 2004, has by way of **Council resolution** adopted the Municipality's Property Rates By-law set out hereunder.

Paragraph 6 should read:

6. SHORT TITLE AND COMMENCEMENT

This By-Law is called the Municipal Property By-law and takes effect on the date of publication in the Provincial Gazette.

LOCAL AUTHORITY NOTICES • PLAASLIKE OWERHEIDS KENNISGEWINGS

LOCAL AUTHORITY NOTICE 203 OF 2019

**INGQUZA HILL LOCAL MUNICIPALITY**



130 Main Street  
PO Box 14  
Flagstaff  
4810  
Eastern Cape

Tel: (039) 252 0131/61  
Fax: (039) 252 0699

66 Main Street  
PO Box 7  
Lusikisiki  
4820  
Eastern Cape

Tel: (039) 253 1568/1096  
Fax: (039) 253 1234

**INGQUZA HILL**  
LOCAL MUNICIPALITY

**PROPERTY RATES TARIFFS FOR 2019/ 2020 FINANCIAL YEAR**

Notice is hereby given in terms of Section 75(a) (1) of the Local Government: Municipal Systems Act 32 of 2000 and section 14 of Municipality Property Rates Act No. 06 of 2004 that Ingquza Hill Municipal Council has passed the resolution at a meeting held on the 30 May 2019 to approve the Final Municipal Budget and Tariffs payable within the area of Ingquza Hill Local Municipality for the 2019/2020 financial year commencing 1 July 2019.

INGQUZA HILL LOCAL MUNICIPALITY PROPERTY RATES FOR 2019/ 2020 FINANCIAL YEAR		
Category of Property	Cent amount in the rand rate determined for the relevant property category	Rebates
Residential Property	0.015	40%
Business /industrial and commercial property	0.020	20%
Government Properties	0.020	20%
Agricultural Property	0.0038	20%
Public Service Infrastructure Property (PSI)	0.0038	40%

**LOCAL AUTHORITY NOTICE 204 OF 2019**

**PROVINCIAL NOTICE NO 161/2019**  
**EASTERN CAPE PROVINCE**  
**KOUGA MUNICIPALITY (EC 108)**  
**REMOVAL OF RESTRICTIVE CONDITIONS**  
**ERF 27-30 (C/O CHURCH & DE JAGER STREET), PATENSIE**

**SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2016: KOUGA MUNICIPALITY**

Notice is hereby given that the Municipal Planning Tribunal on 05 April 2019, removed the following conditions applicable to Erven 27-30, Patensie;

Title Deed Transfer T28346/2017 on Erf 27: Condition B.5. & B.6.  
Title Deed Transfer T36765/2017 on Erf 28: Condition B.5. & B.6.  
Title Deed Transfer T36805/2017 on Erf 29: Condition B.5. & B.6.  
Title Deed Transfer T37841/2017 on Erf 30: Condition B.5. & B.6.

terms of Section 69 of the Spatial Planning and Land Use Management By-Law, 2016: Kouga Municipality

**ERF 114 (CNR OF DELPORT & MALAN STREET), PATENSIE**

Notice is hereby given that the Municipal Planning Tribunal on 27 June 2019, removed Condition 2(1); 2(2); 2(3); 2(4); 2(5); 2(6); 2(6)(a); 2(6)(b); 2(6)(c); 2(6)(d) applicable to Erf 114, Patensie as contained in Certificate of Consolidation Title T54783/2016 in terms of Section 69 of the Spatial Planning and Land Use Management By-Law, 2016: Kouga Municipality

**C. DU PLESSIS**  
**MUNICIPAL MANAGER**

**P.O. BOX 21**  
**JEFFREYS BAY**  
**6330**







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Also available at the Legal Advisory Services, **Province of the Eastern Cape**, Private Bag X0047, Bisho, 5605.  
Tel. (040) 635-0052.