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LIMPOPO PROVINSIE  
XIFUNDZANKULU XA LIMPOPO  
PROFENSE YA LIMPOPO  
VUNDU LA LIMPOPO  
IPHROVINSI YELIMPOPO

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## GENERAL NOTICES • ALGEMENE KENNISGEWINGS

### GENERAL NOTICE 373 OF 2007

#### NOTICE OF APPLICATION FOR ESTABLISHMENT OF TOWNSHIP

(Regulation 21)

The Greater Tzaneen Municipality hereby gives notice in terms of section 96 (1) and (3) read together with section 69 (6) (a) of the Town-planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), that an application to establish the township referred to in the Annexure hereto, has been received.

Particulars of the application will lie for inspection during normal office hours at the office of the Municipal Manager, Civic Centre, Agatha Street, Tzaneen, for a period of 28 days from 24 August 2007.

Objections to or representations in respect of the application must be lodged with or made in writing and in duplicate to the Municipal Manager at the above address or at P.O. Box 24, Tzaneen, 0850, within a period of 28 days from 24 August 2007.

#### ANNEXURE

*Name of township:* **Tzaneen Extension 89.**

*Full name of the applicant:* Jacques du Toit and Associates on behalf of the registered owner.

*Number of erven in proposed township:*

Residential 1: 80.

Residential 3: 1.

Business 2: 2.

Public Open Space: 1.

Street: 2,4 km.

*Description of the land:* Portion 37 of the farm Hamawasha 557 LT, extending over ± 8,6 ha.

*Locality of proposed township:* The proposed township is situated on the south-eastern boundary of Tzaneen adjacent east of the Hamawasha River and adjacent north of the Lydenburg Road (Provincial Road P17-3).

### ALGEMENE KENNISGEWING 373 VAN 2007

#### KENNISGEWING VAN VOORNEME OM DORP TE STIG

(Regulasie 21)

Die Groter Tzaneen Munisipaliteit gee hiermee ingevolge artikel 96 (1) en (3) saamgelees met artikel 69 (6) (a) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), kennis dat 'n aansoek om die dorp in die Bylae hierby genoem, te stig ontvang is.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Munisipale Bestuurder, Burgersentrum, Agathastraat, Tzaneen, vir 'n tydperk van 28 dae vanaf 24 Augustus 2007.

Besware teen of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 24 Augustus 2007 skriftelik en in tweevoud by of tot die Munisipale Bestuurder by bovermelde adres of by Posbus 24, Tzaneen, 0850, ingedien of gerig word.

#### BYLAE

*Naam van dorp:* **Tzaneen Uitbreiding 89.**

*Volle naam van aansoeker:* Jacques du Toit & Medewerkers namens die geregistreerde eienaar.

*Aantal erwe in voorgestelde dorp:*

Residensieel 1: 80.

Residensieel 3: 1.

Besigheid 2: 2.

Publieke Oopruimte: 1.

Straat: 2,4 km.

*Beskrywing van grond waarop dorp gestig staan te word:* Gedeelte 37 van die plaas Hamawasha 557 LT, groot ongeveer 8,6 ha.

*Ligging van voorgestelde dorp:* Die voorgestelde dorp is geleë aan die suidoostekant van Tzaneen, aangrensend oos van die Hamawasha Rivier en aangrensend noord van die Lydenburg Pad (Pad P17-3).

**GENERAL NOTICE 374 OF 2007****NOTICE OF INTENTION TO ESTABLISH A TOWNSHIP**

*Proposed town: Marble Hall X7*, situated on the Remaining Extent of Portion 654 and Portion 519 of the farm Loskop Noord No. 12 J.S., in the jurisdiction area of the Greater Marble Hall Municipality.

The Greater Marble Hall Municipality hereby give notice in terms of section 69 (6) (a), 88, 96 and 108 of the Town-planning and Townships Ordinance (Ordinance 15 of 1986), that an application to establish the township, Marble Hall X7, referred to in the Annexure hereto, has been received by it.

Particulars of the application will lie for inspection during normal office hours at the offices of the Municipal Manager, Civic Centre, Ficus Street, Marble Hall, for a period of 28 days from 24 August 2007.

Objections to or representations in respect of the application must be lodged with or made in writing and in duplicate to the underneath address or to the offices of the Municipal Manager, PO Box 111, Marble Hall, 0450, within a period of 28 days from 24 August 2007.

**ANNEXURE**

- *Name of township: Marble Hall X7—(Marble Hall Golf Landgoed).*
- *Name of applicant: Planning Concept Town & Regional Planners, Box 15001, Polokwane, 0699.*
- *Number of erven in the proposed township:*
  - "Residential 1": (± 31,10 ha): 222 erven.
  - "Residential 3": (± 1,32 ha): 1 erf.
  - "Business 3": 1 erf.
  - "Private Open Spaces" (golf course and parks): 7 erven.
  - "Private Roads": (± 10,9 ha).
- *Description of land on which township is to be established: Remaining Extent of Portion 654 and Portion 519 of the farm Loskop Noord No. 12 J.S.*
- *Situation of proposed township: The development area is situated on the existing golf course land and the adjacent farm portion.*

**MR. MONAKEDI, Municipal Manager**

Civic Centre, Marble Hall, 0450

**ALGEMENE KENNISGEWING 374 VAN 2007****KENNISGEWING VAN VOORNEME OM DORP TE STIG**

*Voorgestelde dorp: Marble Hall X7*, geleë op Resterende Gedeelte van die Gedeelte 654 en Gedeelte 519 van die plaas Loskop Noord No. 12 JS, in die regsgebied van Groter Marble Hall Munisipaliteit.

Die Groter Marble Hall Munisipaliteit, gee hiermee ingevolge artikel 69 (6) (a), 96, 88 en 108 van die Ordonnansie op Dorpsbeplanning en Dorpe (Ordonnansie 15 van 1986), kennis dat 'n aansoek om dorpstigting om Marble Hall X7, in die Bylae hierby genoem, te stig deur hom ontvang is.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Munisipale Bestuurder, Marble Hall Munisipaliteit, Ficusstraat, Marble Hall, 0450, vir 'n tydperk van 28 dae vanaf 24 Augustus 2007.

Besware teen of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae van 24 Augustus 2007 skriftelik by of tot die Munisipale Bestuurder, Marble Hall Munisipaliteit, by onderstaande adres of by Posbus 111, Marble Hall, 0450, ingedien of gerig word.

**BYLAE**

- *Naam van die dorp: Marble Hall X7—(Marble Hall Golf Landgoed).*
- *Volle naam van aansoeker: Planning Concept Stads- en Streekbeplanners, Posbus 15001, Polokwane, 0699*
- *Aantal erwe in voorgestelde dorp:*
  - "Residensieel 1": (± 31,10 ha): 222 erwe.
  - "Residensieel 3": (± 1,32 ha): 1 erf.
  - "Besigheid 3": 1 erf.
  - "Privaat oopruimtes" (golf baan en park erwe): 7 erwe.
  - "Privaat Paaie": (± 10,9 ha).
- *Eiendom beskrywing van grond waarop dorp gestig staan te word: Resterende Gedeelte van Gedeelte 654 en Gedeelte 519 van die plaas Loskop Noord No. 12 J.S.—Limpopo Provinsie.*
- *Ligging van voorgestelde dorp: Die eiendom is geleë op die bestaande Marble Hall Golfbaan en die aanliggende eiendom.*

**MR MONAKEDI, Munisipale Bestuurder**

Burgersentrum, Marble Hall, 0450

**GENERAL NOTICE 375 OF 2007****THABAZIMBI AMENDMENT SCHEME 216**

NOTICE OF APPLICATION FOR THE AMENDMENT OF THE PERI-URBAN AREAS TOWN-PLANNING SCHEME, 1975 IN TERMS OF SECTION 56 (1) (b) (i) OF THE TOWN-PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE No. 15 OF 1986)

I, Izel van Rooy from the firm Plan Wize Town and Regional Planners, being the authorized agent of the owner of the erf mentioned below hereby give notice in terms of section 56 (1) (b) (i) of the Town-planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), that I have applied to the Thabazimbi Municipality for the amendment of the town-planning scheme known as the Peri-Urban Areas Town-planning Scheme, 1975 by the rezoning of Erf 223, Mojuteng from "Residential 1" with a density of "One dwelling per Erf" to "Special" for "Residential 1" with a density of "One dwelling per 300 m<sup>2</sup>" subject to similar uses and standard conditions, as described under "Residential 1" with a density of "One dwelling per 300 m<sup>2</sup>" in the Thabazimbi Town-planning Scheme, 1992.

Particulars of the application will lie for inspection during normal office hours at the office of the Municipal Manager, Municipality Offices, Thabazimbi Municipality, 7 Rietbok Street, Thabazimbi for a period of 28 days from 24 August 2007.

Objections to or representations in respect of the application must be lodged with or made in writing to the Manager: Economic Development and Planning, Thabazimbi Municipality, at the above address or at Private Bag X530, Thabazimbi, 0380, within a period of 28 days from 24 August 2007.

*Address of agent:* Plan Wize Town and Regional Planners, P.O. Box 2445, Thabazimbi, 0380. Tel: (014) 772-1758/082 449 7626.

[24/8/2007–31/8/2007]

**ALGEMENE KENNISGEWING 375 VAN 2007****THABAZIMBI-WYSIGINGSKEMA 216**

KENNISGEWING VAN DIE AANSOEK OM DIE WYSIGING VAN DIE BUITESTEDELIKE GEBIEDE DORPSBEPLANNINGSKEMA, 1975, INGEVOLGE ARTIKEL 56 (1) (b) (i) VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE No. 15 VAN 1986)

Ek, Izel van Rooy van die firma Plan Wize Stads- en Streekbeplanners, synde die gemagtigde agent van die eienaar van die ondergemelde erf, gee hiermee ingevolge artikel 56 (1) (b) (i) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), kennis dat ek by die Thabazimbi Munisipaliteit aansoek gedoen het om die wysiging van die dorpsbeplanningskema bekend as die Buitestedelike Gebiede Dorpsbeplanningskema, 1975, deur die hersonering van Erf 223, Mojuteng van "Residensieel 1" met 'n digtheid van "Een woonhuis per Erf" na "Spesiaal" vir "Residensieel 1" met 'n digtheid van "Een woonhuis per 300 m<sup>2</sup>" onderhewig aan dieselfde gebruike en standaard voorwaardes soos omskryf onder "Residensieel 1" met 'n digtheid van "Een woonhuis per 300 m<sup>2</sup>" in die Thabazimbi-dorpsbeplanningskema, 1992.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Munisipale Bestuurder, Munisipale Kantore, Thabazimbi Munisipaliteit, Rietbokstraat 7, Thabazimbi, vir 'n tydperk van 28 dae vanaf 24 Augustus 2007.

Besware teen of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 24 Augustus 2007 skriftelik by of tot die Bestuurder: Ekonomiese Ontwikkeling en Beplanning, Thabazimbi Munisipaliteit, by bovermelde adres of by Privaat Sak X530, Thabazimbi, 0380, ingedien of gerig word.

*Adres van agent:* Plan Wize Stads- en Streekbeplanners, Posbus 2445, Thabazimbi, 0380. Tel: (014) 772-1758/0824497626.

[24/8/2007 & 31/8/2007]

24–31

**GENERAL NOTICE 376 OF 2007****PIETERSBURG/SESHEGO AMENDMENT SCHEME 617 & 636 & 685**

Planning Concept, being the authorised agent of the underneath properties hereby give notice in terms of section 56 (1) (b) (i) of the Town-planning and Townships Ordinance (Ordinance 15 of 1986), that I have applied to the Polokwane Municipality for the amendment of the Pietersburg/Seshego Town-planning Scheme, 1999, for the rezoning of the:

**Amendment Scheme 617:** Erf 1221, Pietersburg X4, situated 91 Jorissen Street from "Residential 1" to "Residential 3" and in terms of Clause 21 to increase the density to 64 units per ha.

**Amendment 636:** Portion 3 of Erf 743, Pietersburg, situated at 159A Marshall Street from "Residential 1" to "Special for Overnight accommodation".

**Amendment Scheme 685:** Portion 1 of Erf 127, Annadale situated at 3 Doornkraal Street from "Residential 1" to "Residential 3" and in terms of Clause 21 to increase the density to 64 units per ha.

Particulars of the application will lie for inspection during normal office hours at the offices of the Manager Planning: Directorate Planning and Development, First Floor, West Wing Civic Centre, Landros Mare Street, Polokwane for a period of 28 days from 24 August 2007.

Objections and or representations in respect to the application must be lodged with or made in writing to the underneath address or to the offices of the Manager Planning: Directorate Planning and Development, First Floor, Civic Centre, Landros Mare Street, or Box 111, Polokwane, 0700, within a period of 24 days from 28 August 2007.

*Address of agent:* Planning Concept, Box 15001, Flora Park, Polokwane, 0699.

## ALGEMENE KENNISGEWING 376 VAN 2007

### PIETERSBURG/SESHEGO-WYSIGINGSKEMA 617 & 636 & 685

Planning Concept, synde die gemagtigde agent van die eienaar van die onderstaande eiendomme gee hiermee ingevolge artikel 56 (1) (b) (i) van die Ordonnansie op Dorpsbeplanning en Dorpe (Ordonnansie 15 van 1986), kennis dat ek by die Polokwane Munisipaliteit aansoek gedoen het vir die wysiging van die Pietersburg/Seshego-dorpsbeplanningskema, 1999, deur hersonering van:

**Wysigingskema 617:** Erf 1221, Pietersburg X4, geleë te Jorissenstraat 91, vanaf "Residensieel 1" na "Residensieel 3" en in terme van Klousule 21 om die digtheid te verhoog na 64 eenhede per ha.

**Wysigingskema 636:** Gedeelte 3 van Erf 743, Pietersburg, geleë te Marshallstraat 159A, vanaf "Residensieel 1" na "Spesiaal vir Oornag akkommodasie".

**Wysigingskema 685:** Gedeelte 1 van Erf 127, Annadale geleë te Doornkraalstraat 3, vanaf "Residensieel 1" na "Residensieel 3" en in terme van Klousule 21 om die digtheid te verhoog na 64 eenhede per ha.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Bestuurder: Beplanning, Direkoraat Beplanning en Ontwikkeling, Eerste Vloer, Burgersentrum, Landros Marestraat, Polokwane, vir 'n tydperk van 28 dae vanaf 24 Augustus 2007.

Besware teen of verhoë ten opsigte van die aansoek moet binne 28 dae vanaf 24 Augustus 2007 skriftelik by of tot die Bestuurder: Beplanning, Direkoraat Beplanning en Ontwikkeling by onderstaande adres of by Posbus 111, Polokwane, 0700, ingedien of gerig word.

*Adres van agent:* Planning Concept, Posbus 15001, Flora Park, Polokwane, 0699.

24-31

## GENERAL NOTICE 377 OF 2007

### THABAZIMBI AMENDMENT SCHEME 213

1. THE AMENDMENT, SUSPENSION OR REMOVAL OF THE CONDITIONS OF TITLE OF ERF 43, NORTHAM TOWNSHIP
2. THE AMENDMENT OF THE PERI-URBAN AREAS TOWN-PLANNING SCHEME, 1975

It is hereby notified that application has been made in terms of section 3 (1) of the Removal of Restrictions Act, 1967 by the firm Plan Wise Town and Regional Planners for:

1. The amendment, suspension or removal of the conditions of title of Erf 43, Northam Township to be utilised for the purposes of a Guest House and/or Boarding House; and
2. The amendment of the Peri-Urban Areas Town-planning Scheme, 1975 to amend the existing zoning of Erf 43, Northam Township from "Special Residential" with a density of "One dwelling per Erf" to "Special" for "Residential 3" subject to similar uses and standard conditions, as described under "Residential 3" in the Thabazimbi Town Planning Scheme, 1992.

This application will be known as Thabazimbi Amendment Scheme 213 with reference number LH 12/4/5/2/6 (157).

The application and the relevant documents are open for inspection at the offices of the Director-General Limpopo Province: Local Government and Housing, Market Street, Polokwane and the office of the Municipal Manager, Municipal Offices, Thabazimbi, until 21 September 2007.

Objections to the application must be lodged with or made in writing to the Director-General Limpopo Province: Local Government and Housing, at the above address or at Private Bag X9485, Polokwane, 0700 on or before 21 September 2007 and shall reach this office not later than 14:00 on the said date.

*Dates of publication:* 24 August 2007 and 31 August 2007.

*Address of authorised agent:* Plan Wise Town and Regional Planners, P.O. Box 2445, Thabazimbi, 0380. Tel. No: (014) 772-1758/082 449 7626. Ref No. T0177.

## ALGEMENE KENNISGEWING 377 VAN 2007

### THABAZIMBI-WYSIGINGSKEMA 213

1. DIE WYSIGING, OPSKORTING OF OPHEFFING VAN DIE TITELVOORWAARDES VAN ERF 43, NORTHAM DORP
2. DIE WYSIGING VAN DIE BUITESTEDELIKE GEBIEDE DORPSBEPLANNINGSKEMA, 1975

Hiermee word bekendgemaak dat ingevolge die bepalings van artikel 3 (1) van die Wet op Opheffing van Beperkings, 1967, aansoek gedoen is deur die firma Plan Wize Stads- en Streekbeplanners vir:

1. Die wysiging, opskorting of opheffing van die titelvoorwaardes van Erf 43, Northam Dorp, ten einde dit moontlik te maak om die erf vir die doeleindes van 'n Gastehuis en/of Losieshuis te gebruik, en
2. Die wysiging van die Buitestedelike Gebiede Dorpsbeplanningskema, 1975 ten einde die bestaande sonering van Erf 43, Northam Dorp van "Spesiale Woon" met 'n dichtied van "Een woonhuis per Erf" na "Spesiaal" vir "Residensieel 3" onderhewig aan dieselfde gebruike en standaard voorwaardes soos omskryf onder "Residensieel 3" in die Thabazimbi-dorpsbeplanningskema, 1992.

Die aansoek sal bekend staan as Thabazimbi-wysigingskema 213 met verwysingnommer LH 12/4/5/2/6 (157).

Die aansoek en die betrokke dokumente lê ter insae in die kantoor van die Direkteur-Generaal, Limpopo Provinsie: Plaaslike Regering en Behuising, Markstraat, Polokwane en in die kantoor van die Munisipale Bestuurder, Munisipale Kantore, Thabazimbi tot 21 September 2007.

Besware teen die aansoek kan voor of op 21 September 2007 skriftelik by die Direkteur-Generaal, Limpopo Provinsie: Plaaslike Regering en Behuising by bovermelde adres of Privaatsak X9485, Polokwane, 0700, ingedien word en moet die kantoor nie later as 14:00 op genoemde datum bereik nie.

*Datums van publikasie:* 24 Augustus 2007 en 31 Augustus 2007.

*Adres van gemagtigde agent:* Plan Wize Stads- en Streekbeplanners, Posbus 2445, Thabazimbi, 0380. Tel. No: (014) 772-1758/082 449 7626. Verw. No. T0177.

24-31

## GENERAL NOTICE 381 OF 2007

### NOTICE OF APPLICATION FOR ESTABLISHMENT OF A TOWNSHIP

The Bela-Bela Municipality, hereby gives notice in terms of section 69 (6) (a) of the Town-planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), that township referred to in the annexure hereto, has been received by it.

Particulars of the application will lie for inspection during normal office hours at the office of the Head Administration Municipal Offices, Chris Hani Street, Bela-Bela, for a period of 28 days from 31 August 2007.

Objections to or representations in respect of the application must be lodged with or made in writing and in duplicate to the Head of Administration at the above address or at Private Bag X1609, Bela-Bela, within a period of 28 days from 31 August 2007.

### ANNEXURE

*Name of township:* **Palatzo Venessé.**

*Full name of applicant:* Venessa de Wit Familietrust.

*Number of erven in proposed township:* Residential 1: 16; Road: 1.

*Description of land on which township is to be established:* Portions 103 and 104 of the farm Bospoort 450 K.R., Bela-Bela, Limpopo Province.

*Location of proposed township:* 2 km North of Bela-Bela.

*Remarks:* Proposed township will be a town house development.

## ALGEMENE KENNISGEWING 381 VAN 2007

### KENNISGEWING VAN AANSOEK OM STIGTING VAN DORP

Die Bela-Bela Munisipaliteit, gee hiermee ingevolge artikel 69 (6) (a) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), kennis dat 'n aansoek om die dorp in die Bylae hierby genoem, te stig deur hom ontvang is.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Hoof Administrasie Munisipale kantore, Chris Hanistraat, Bela-Bela, vir 'n tydperk van 28 dae vanaf 31 Augustus 2007.

Besware teen of vertoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 31 Augustus 2007 skriftelik en in tweevoud by die Hoof Adminstrasie by bovermelde adres of by Privaatsak X1609, Bela-Bela (posadres) ingedien of gerig word.

**BYLAE**

*Naam van dorp:* **Palatzo Venessé.**

*Volle naam van aansoeker:* Vanessa de Wit Familietrust.

*Aantal erwe in voorgestelde dorp:* Residensieel 1: 16; Pad: 1.

*Beskrywing van grond waarop dorp gestig staan te word:* Gedeeltes 103 en 104 van die plaas Bospoort 450 K.R., Bela-Bela, Limpopo Provinsie.

*Ligging van voorgestelde dorp:* 2 km Noord van Bela-Bela.

*Opmerkings:* Voorgestelde dorp sal 'n sekuriteitsdorp wees.

31-07

**GENERAL NOTICE 382 OF 2007****THABAZIMBI AMENDMENT SCHEME 217**

The Thabazimbi Municipality gives notice in terms of section 18 and 28 (1) (a), read with section 55, of the Town-planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), that a draft town-planning scheme that will be known as Thabazimbi Amendment Scheme 217, was compiled by him. This scheme is an extension of the boundaries and amendment of the Thabazimbi Town-planning Scheme, 1992, and contains the following proposals:

- The extension of the boundaries of the Thabazimbi Town-planning Scheme, 1992, by the inclusion of Portion 1 of the farm Koedoevlei 128 KQ, 845,0376 ha, and the Remainder of the farm Leeuwbosch 129 KQ, 1060,4353 ha; and
- the zoning of Portion 1 of the farm Koedoevlei 128 KQ, and the Remainder of the farm Leeuwbosch 129 KQ, as "Special" for the purposes of a private resort, which include 190 sectional title dwelling units and "Agriculture".

The property is situated approximately 10 km north of Thabazimbi town.

Particulars of the application will lie for inspection during normal office hours at the office of the Municipal Manager, Thabazimbi Municipality, Civic Center, Thabazimbi, for a period of 28 days from 31 August 2007.

Objections to or representations in respect of the application must be lodged with or made in writing to the Municipal Manager: Thabazimbi Municipality, at the above address or at Private Bag X530, Thabazimbi, 0380, within a period of 28 days from 31 August 2007.

*Address of authorized agent:* Dries de Ridder Town and Regional Planner, PO Box 5635, Onverwacht, 0557.

**ALGEMENE KENNISGEWING 382 VAN 2007****THABAZIMBI-WYSIGINGSKEMA 217**

Die Thabazimbi Munisipaliteit gee hiermee ingevolge artikel 18 en 28 (1) (a) saamgelees met artikel 55 van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), kennis dat 'n ontwerp dorpsbeplanningskema wat bekend sal staan as Thabazimbi-Wysigingskema 217, deur hom opgestel is. Hierdie skema is 'n uitbreiding van die grense en wysiging van die Thabazimbi-dorpsbeplanningskema, 1992, en bevat die volgende voorstelle:

- Die uitbreiding van die grense van die Thabazimbi-dorpsbeplanningskema, 1992, deur die insluiting van Gedeelte 1 van die plaas Koedoevlei 128 KQ, groot 845,0376 ha, en die Restant van die plaas Leeuwbosch 129 KQ, groot 1060,4353 ha, en
- die sonering van Gedeelte 1 van die plaas Koedoevlei 128 KQ, en die Restant van die plaas Leeuwbosch 129 KQ na "Spesiaal" vir die doeleindes van 'n privaat oord wat insluit 190 deeltitel wooneenhede, en "Landbou".

Die eiendom is ongeveer 10 km noord van Thabazimbi dorp geleë.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Munisipale Bestuurder, Thabazimbi Munisipaliteit, Burgersentrum, Thabazimbi, vir 'n tydperk van 28 dae vanaf 31 Augustus 2007.

Besware teen of verhoë ten opsigte van die aansoek moet binne 28 dae vanaf 31 Augustus 2007 skriftelik by of tot die Munisipale Bestuurder by bovermelde adres of by Privaatsak X530, Thabazimbi, 0380, ingedien of gerig word.

*Adres van die gevolmagtigde:* Dries de Ridder Stads en Streekbeplanner, Posbus 5635, Onverwacht, 0557.

31-07

## GENERAL NOTICE 383 OF 2007

### PIETERSBURG/SESHEGO AMENDMENT SCHEME 688

I, Petrus Jacobus Buys, being the authorized agent of the owner of Erf 585, Bendor, hereby give notice in terms of section 56 (1) (b) (i) of the Town-planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), that I have applied to the Polokwane Municipality for the amendment of the town-planning scheme known as the Pietersburg/Seshego Town-planning Scheme, 1999 by the rezoning of Erf 585, Bendor located on the corner of Johan Street and De Villiers Street from "Residential 1" to "Residential 2", in order to erect 5 dwelling units on the erf.

Particulars of the application will lie for inspection during normal office hours at the office of the Manager: Spatial Planning and Land Use Management, Directorate Planning and Development, Polokwane Municipality, First Floor, West Wing, Civic Centre, Landdros Maré Street, Polokwane, for a period of 28 days from 31 August 2007.

Objections to or representations in respect of the application must be lodged with or made in writing to the Manager: Spatial Planning and Land Use Management at the above address or at P.O. Box 111, Polokwane, 0700, within a period of 28 days from 31 August 2007.

*Address of agent:* Pieterse, Du Toit & Ass CC, P.O. Box 11306, Bendor, 0699. Tel: (015) 297-4970/1.

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## ALGEMENE KENNISGEWING 383 VAN 2007

### PIETERSBURG/SESHEGO-WYSIGINGSKEMA 688

Ek, Petrus Jacobus Buys, synde die gemagtigde agent van die eienaar van Erf 585, Bendor, gee hiermee ingevolge artikel 56 (1) (b) (i) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), kennis dat ek by die Polokwane Munisipaliteit aansoek gedoen het om die wysiging van die dorpsbeplanningskema bekend as die Pietersburg/Seshego-dorpsbeplanningskema, 1999, deur die hersonering van Erf 585, Bendor, geleë op die hoek van Johanstraat en De Villiersstraat van "Residensieel 1" na "Residensieel 2", ten einde 5 wooneenhede op die erf op te rig.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Bestuurder: Ruimtelike Beplanning en Grondgebruiksbeheer, Direktoraat Beplanning en Ontwikkeling, Polokwane Munisipaliteit, Eerste Vloer, Wesvleuel, Burgersentrum, Landdros Maréstraat, Polokwane, vir 'n tydperk van 28 dae vanaf 31 Augustus 2007.

Besware teen of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 31 Augustus 2007 skriftelik by of tot die Bestuurder: Ruimtelike Beplanning en Grongebruiksbeheer, Polokwane Munisipaliteit, by bovermelde adres of by Posbus 111, Polokwane, 0700, ingedien of gerig word.

*Adres van agent:* Pieterse, Du Toit & Ass. BK, Posbus 11306, Bendor, 0699. Tel: (015) 297-4970/1.

31-07

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## GENERAL NOTICE 384 OF 2007

### PIETERSBURG SESHEGO TOWN-PLANNING SCHEME, 1999

#### AMENDMENT SCHEME 689

NOTICE OF APPLICATION FOR THE AMENDMENT OF THE PIETERSBURG SESHEGO TOWN-PLANNING SCHEME, 1999, IN TERMS OF SECTION 56 (1) (b) (i) OF THE TOWN-PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE No. 15 OF 1986)

We, Jacques du Toit & Associates, Town and Regional Planners, being the authorized agent of the owner of the property mentioned below, hereby give notice in terms of section 56 (1) (b) (i) of the Town-planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), that we have applied to the Polokwane Municipality for the amendment of the Pietersburg Seshego Town-planning Scheme, 1999, by the rezoning of the property described below:

Erf 47, Annadale, situated at 43 Doornkraal Street, Polokwane from "Residential 1" to "Residential 3" for the purpose of erecting bachelor flats.

Particulars of the application will lie for inspection during normal office hours at the office of the Municipal Manager, Civic Center, cnr Landros Maré Street and Bodenstien Street, Polokwane, for a period of 28 days from 31 August 2007.

Objections to or representations in respect of the application must be lodged with or made in writing to the Municipal Manager at the above address or at PO Box 111 Polokwane, 0700, within a period of 28 days from 31 August 2007.

*Address of agent:* Jacques du Toit & Associates, PO Box 754, Tzaneen, 0850.

**ALGEMENE KENNISGEWING 384 VAN 2007**  
**PIETERSBURG SESHEGO-DORPSBEPLANNINGSKEMA, 1999**  
**WYSIGINGSKEMA 689**

KENNISGEWING VAN AANSOEK VIR DIE WYSIGING VAN DIE PIETERSBURG SESHEGO-DORPSBEPLANNINGSKEMA, 1999, IN TERME VAN ARTIKEL 56 (1) (b) (i) VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE No. 15 VAN 1986)

Ons, Jacques du Toit & Medewerkers, Stads- en Streekbeplanners, synde die gemagtigde agent van die eienaar van die eiendom hieronder genoem, gee hiermee ingevolge artikel 56 (1) (b) (i) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), kennis dat ons by die Polokwane Munisipaliteit aansoek gedoen het om die wysiging van die Pietersburg Seshego-dorpsbeplanningskema, 1999, deur die hersonering van die eiendom hieronder beskryf:

Erf 147, Annadale, geleë te Doornkraalstraat 43, Polokwane van "Residensieel 1" na "Residensieel 3" vir die doeleindes van die oprigting van eenmanswoning.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Munisipale Bestuurder, Burgersentrum, h/v Landros Maré en Bodensteinstraat, Polokwane, vir 'n tydperk van 28 dae vanaf 31 Augustus 2007.

Besware teen of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 31 Augustus 2007 skriftelik by of tot die Munisipale Bestuurder, by bovermelde adres of by Posbus 111, Polokwane, 0700, ingedien of gerig word.

*Adres van agent:* Jacques du Toit & Medewerkers, Posbus 754, Tzaneen, 0850.

31-07

**GENERAL NOTICE 385 OF 2007**  
**GREATER TUBATSE AMENDMENT SCHEME**

NOTICE OF APPLICATION FOR THE AMENDMENT OF THE TOWN-PLANNING SCHEME IN TERMS OF SECTION 56 (1) (b) (i) OF THE TOWN-PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE No. 15 OF 1986)

I, Cornelis Rudolf Schröder, of the firm De Lange Town and Regional Planners (Pty) Ltd, being the authorized agent of the owner of the Remainder of Portion 3 of the farm Sterkfontein 318-KT, hereby give notice in terms of section 56 (1) (b) (i) of the Town-planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), that I have applied to the Greater Tubatse Local Municipality for the amendment of the town-planning scheme in operation known as Tubatse Land-Use Scheme, 2006, by the rezoning of a portion (approximately 3.7 hectares) of the Remainder of Portion 3 of the farm Sterkfontein 318-KT, from "Agricultural" to "Special" for commercial uses, shops, industries, offices, wholesale trade, service industry and builders yard, subject to annexure conditions.

Particulars of the application will lie for inspection during normal office hours at the office of the Town Planner, The Greater Tubatse Local Municipality, corner of Kort and Eddie Sedibe Streets, for a period of 28 days from 29 August 2007 (the date of first publication of this notice).

Objections to or representations in respect of the application must be lodged with or made in writing to the Town-planner at the above address or at P O Box 206, Burgersfort, 1150, within a period of 28 days from 29 August 2007.

*Address of authorised agent:* De Lange Town and Regional Planners, No. 46, 26th Street, Menlopark, P O Box 35921, Menlo Park, 0102, Telephone: (012) 346-7890. Fax: (012) 346-6074. E-mail: fj@dltp.co.za Our Ref: S00157.

**ALGEMENE KENNISGEWING 385 VAN 2007**  
**GROTER TUBATSE-WYSIGINGSKEMA**

KENNISGEWING VAN AANSOEK OM WYSIGING VAN DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 56 (1) (b) (i) VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE 15 VAN 1986)

Ek, Cornelis Rudolf Schröder, van die firma De Lange Town and Regional Planners (Pty) Ltd, synde die gemagtigde agent van die eienaar van die Restant van Gedeelte 3 van die Plaas Sterkfontein 318-KT, gee hiermee ingevolge artikel 56 (1) (b) (i) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), kennis dat ek by die Groter Tubatse Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die dorpsbeplanningskema in werking bekend as die Tubatse Grondgebruikbestuurskema, 2006, deur die hersonering van 'n gedeelte (ongeveer 3.7 hektaar) van die Restant van Gedeelte 3 van die plaas Sterkfontein 318 KT, geleë tussen Steelpoort en Burgersfort op die R555 in die Limpopo Provinsie van "Landbou", na "Spesiaal" vir kleinhandelsgebruike, winkels, industrieë, kantore, groothandel verkope, diensverskaffings industrie, en bouers werf, onderworpe aan sekere Bylae voorwaardes.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Stadsbeplanner, Groter Tubatse Plaaslike Munisipaliteit, hoek van Kort- en Eddie Sedibestraat, Burgersfort, vir 'n tydperk van 28 dae vanaf 29 Augustus 2007 (die datum van die eerste publikasie van hierdie kennisgewing).

Besware teen of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 29 Augustus 2007 skriftelik by of tot die Stadsbeplanner, Groter Tubatse Plaaslike Munisipaliteit by bovermelde adres of by Posbus 206, Burgersfort, 1150, ingedien of gerig word.

*Adres van gemagtigde agent:* De Lange Town & Regional Planners Pty (Ltd), 26ste Straat 46, Menlo Park, Posbus 35921, Menlo Park, 0102. Telefoon: (012) 346-7890. Fax: (012) 346-6074. E-pos: fj@dltp.co.za Ons Verw: S00157.

31-07

## GENERAL NOTICE 386 OF 2007

### THABAZIMBI AMENDMENT SCHEME 215

NOTICE OF APPLICATION FOR THE AMENDMENT OF THE PERI-URBAN AREAS TOWN PLANNING SCHEME, 1975, IN TERMS OF SECTION 56 (1) (b) (i) OF THE TOWN-PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE No. 15 OF 1986)

I, Izel van Rooy from the firm Plan Wize Town and Regional Planners, being the authorized agent of the owners of the erven mentioned below hereby give notice in terms of section 56 (1) (b) (i) of the Town-planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), that I have applied to the Thabazimbi Municipality for the amendment of the town-planning scheme known as the Peri-Urban Areas Town-planning Scheme, 1975, by the rezoning of the following erven:

1. Erf 58, Northam (to be sub-divided) from "Special Residential" with a density of "One dwelling per Erf" to "Special" for "Residential 1" with a density of "One dwelling per 500 m<sup>2</sup>" subject to similar uses and standard conditions as described in the Thabazimbi Town-planning Scheme, 1992 (in respect of ±1050 m<sup>2</sup> of the erf) and "Special" for "Residential 1" with a density of "One dwelling per Erf" subject to similar uses and standard conditions as described in the Thabazimbi Town-planning Scheme, 1992 (in respect of ±2308 m<sup>2</sup> of the erf).
2. Erf 273 and Erf 274, Northam Extension 1 from "Special Residential" with a density of "One dwelling per Erf" to "Special" for "Residential 1" with a density of "One dwelling per 500 m<sup>2</sup>" subject to similar uses and standard conditions as described in the Thabazimbi Town-planning Scheme, 1992.

Particulars of the application will lie for inspection during normal office hours at the office of the Acting Manager: Economic Development and Planning, Thabazimbi Municipality, 7 Rietbok Street, Thabazimbi, for a period of 28 days from 7 September 2007.

Objections to or representations in respect of the application must be lodged with or made in writing to the Acting Manager: Economic Development and Planning, Thabazimbi Municipality, at the above address or at Private Bag X530, Thabazimbi, 0380, within a period of 28 days from 7 September 2007.

*Address of agent:* Plan Wize Town and Regional Planners, P.O. Box 2445, Thabazimbi, 0380. Tel: (014) 772-1758/082 449 7626.

[07.09.2007 & 14.09.2007]

## ALGEMENE KENNISGEWING 386 VAN 2007

### THABAZIMBI-WYSIGINGSKEMA 215

KENNISGEWING VAN DIE AANSOEK OM DIE WYSIGING VAN DIE BUITESTEDELIKE GEBIEDE DORPSBEPLANNINGSKEMA, 1975, INGEVOLGE ARTIKEL 56 (1) (b) (i) VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE No. 15 VAN 1986)

I, Izel van Rooy van die firma Plan Wize Stads- en Streekbeplanners, synde die gemagtigde agent van die eienaars van die ondergenoemde erwe, gee hiermee ingevolge artikel 56 (1) (b) (i) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), kennis dat ek by die Thabazimbi Munisipaliteit aansoek gedoen het om die wysiging van die dorpsbeplanningskema bekend as die Buitestedelike Gebiede Dorpsbeplanningskema, 1975, deur die hersonering van die volgende erwe:

1. Erf 58, Northam (wat onderverdeel staan te word) van "Spesiale Woon" met 'n digtheid van "Een woonhuis per Erf" na "Spesiaal" vir "Residensieel 1" met 'n digtheid van "Een woonhuis per 500 m<sup>2</sup>", onderhewig aan dieselfde gebruike en standaard voorwaardes soos omskryf in die Thabazimbi-dorpsbeplanningskema, 1992 (ten opsigte van ±1050 m<sup>2</sup> van die erf) en "Spesiaal" vir "Residensieel 1" met 'n digtheid van "Een woonhuis per Erf" onderhewig aan dieselfde gebruike en standaard voorwaardes soos omskryf in die Thabazimbi Dorpsbeplanningskema, 1992 (ten opsigte van ±2308 m<sup>2</sup> van die erf).
2. Erf 273 en 274, Northam Uitbreiding 1, van "Spesiale Woon" met 'n digtheid van "Een woonhuis per Erf" na "Spesiaal" vir "Residensieel 1" met 'n digtheid van "Een woonhuis per 500 m<sup>2</sup>", onderhewig aan dieselfde gebruike en standaard voorwaardes soos omskryf in die Thabazimbi-dorpsbeplanningskema, 1992.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Waarnemende Bestuurder: Ekonomiese Ontwikkeling en Beplanning, Thabazimbi Munisipaliteit, Rietbokstraat 7, Thabazimbi, vir 'n tydperk van 28 dae vanaf 7 September 2007.

Besware teen of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 7 September 2007 skriftelik by of tot die Waarnemende Bestuurder: Ekonomiese Ontwikkeling en Beplanning, Thabazimbi Munisipaliteit, by bovermelde adres of by Privaatsak X530, Thabazimbi, 0380, ingedien of gerig word.

*Adres van agent:* Plan Wize Stads- en Streekbeplanners, Posbus 2445, Thabazimbi, 0380. Tel. No: (014) 772-1758/082 449 7626.

[07.09.2007 & 14.09.2007]

7-14

## GENERAL NOTICE 387 OF 2007

### REMOVAL OF RESTRICTIONS ACT, 1967

#### APPLICATION FOR: THE REMOVAL OF THE CONDITIONS OF TITLE OF PORTIONS 1 AND 10 OF ERF 4504, PHALABORWA EXT 8, AND THE AMENDMENT OF THE PHALABORWA TOWN-PLANNING SCHEME, 1981

It is hereby notified that application has been made in terms of section 3 (1) of the Removal of Restrictions Act, 1967, by the firm Jacques du Toit & Associates for—

- (1) the removal of the conditions of title of Portions 1 and 10 of Erf 4504, Phalaborwa Ext 8, situated on the corner of Tulbach and Grosvenor Streets, which prohibits the use of the land for any other purpose than that of residential dwelling, and
- (2) the amendment of the Phalaborwa Town-planning Scheme, 1981, to amend the existing zoning of Portions 1 and 10 of Erf 4504, Phalaborwa Ext 8, from "Residential 3" to "Special for Lodge, Conference facilities and/or Dwelling Units".

This applicaiton will be known as Phalaborwa Amendment Scheme 142 with reference number LH12/4/5/2/3 (53).

The application and the relevant documents are open for inspection at the office of the Deputy Director-General, Limpopo Province, Local Government and Housing, Market Street, Polokwane, and the office of the Municipal Manager, Civic Centre, Phalaborwa, until 31 August 2007.

Objections to the application may be lodged in writing with the Deputy Director-General, Limpopo Province, Local Government and Housing, at the above address or Private Bag X9485, Polokwane, 0700, on or before 31 August 2007 and shall reach this office not later than 14:00 on the said date.

*Reference number:* LH12/4/5/2/3 (53).

## ALGEMENE KENNISGEWING 387 VAN 2007

### WET OP OPHEFFING VAN BEPERKINGS, 1967

#### WET OP OPHEFFING VAN BEPERKINGS, 1967 AANSOEK OM OPHEFFING VAN DIE TITELVOORWAARDES VAN GEDEELTES 1 EN 10 VAN ERF 4504, PHALABORWA UITBR. 8 EN DIE WYSIGING VAN DIE PHALABORWA DORPSBEPLANNINGSKEMA, 1981

Hiermee word bekend gemaak dat ingevolge die bepaling van artikel 3 (1) van die Wet op Opheffing van Beperkings, 1967, aansoek gedoen is deur die firma Jacques du Toit & Medewerkers vir:

1. die verwydering van beperkende titelvoorwaardes van Gedeelte 1 en 10 van Erf 4504, Phalaborwa Uitbreiding 8, geleë op die hoek van Tulbach en Grosvenorstrate, wat die gebruik van die grond voorbehou vir die oprigting van 'n enkelwoonhuis alleenlik; en
2. die wysiging van die Phalaborwa-dorpsbeplanningskema, 1981, deur die hersonering van Gedeeltes 1 en 10 van Erf 4504, Phalaborwa Uitbreiding 8, van "Residensieel 3" na "Spesiaal vir toeristeherberg, konferensie fasiliteite en of wooneehede".

Die aansoek sal bekend staan as Phalaborwa-wysigningskema 142 met verwysingsnommer LH12/4/5/2/3 (53).

Die aansoek en die betrokke dokumente lê ter insae in die kantoor van die Adjunk Direkteur-Generaal, Limpopo Provinsie: Plaaslike Regering en Behuising, Markstraat, Polokwane, en in die kantoor van die Munisipale Bestuurder, Burgersentrum, Phalaborwa, tot 31 Augustus 2007.

Besware teen die aansoek kan voor of op 31 Augustus 2007 skriftelik by die Adjunk Direkteur-Generaal, Limpopo Provinsie: Plaaslike Regering en Behuising by bovermelde adres of Privaatsak X9485, Polokwane, 0700, ingedien word en moet die kantoor nie later as 14:00 op genoemde datum bereik nie.

*Verwysingsnommer:* LH12/4/5/2/3 (53).

*Publikasiedatums:* 31 August en 7 September 2007.

31-7

**GENERAL NOTICE 388 OF 2007**

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

**THE AMENDMENT, SUSPENSION OR REMOVAL OF THE CONDITIONS OF TITLE OF ERF 58, NORTHAM**

It is hereby notified that application has been made in terms of section 3 (1) of the Removal of Restrictions Act, 1967 (Act No. 84 of 1967) by the firm Plan Wize Town and Regional Planners, authorized agent of the owners of the undermentioned property, for the removal of conditions 3 (a), (b), (c), (e), (f), (j)(i), (ii), (iii), (k) and 3(l) in Title Deed T128377/1997 in respect of Erf 58, Northam, in order to develop the erf for medium density residential purposes. This application will have the following reference number LH 12/4/5/2/6 (158).

The application and the relevant documents are open for inspection at the offices of the Director-General Limpopo Province: Local Government and Housing, Market Street, Polokwane and the office of the Municipal Manager, Municipal Offices, Thabazimbi, until 28 September 2007.

Objections to the application must be lodged with or made in writing to the Director-General Limpopo Province: Local Government and Housing, at the above address or at Private Bag X948, Polokwane, 0700, on or before 28 September 2007 and shall reach this office not later than 14:00 on the said date.

*Dates of publication:* 31 August 2007 and 7 September 2007.

*Address of authorised agent:* Plan Wize Town and Regional Planners, P.O. Box 2445, Thabazimbi, 0380. Tel: (014) 772-1758/082 449 7626.

Ref No. T0164.

**ALGEMENE KENNISGEWING 388 VAN 2007**

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

**DIE WYSIGING, OPSKORTING OF OPHEFFING VAN DIE TITELVOORWAARDES TEN OPSIGTE VAN ERF 58, NORTHAM**

Hiermee word bekend gemaak dat ingevolge die bepalings van artikel 3 (1) van die Wet op Opheffing van Beperkings, 1967 (Wet No. 84 van 1967), aansoek gedoen is deur die firma Plan Wize Stads- en Streekbeplanners, gemagtigde agent van die eienaars van ondergenoemde eiendom, vir die opheffing van titelvoorwaardes 3 (a), (b), (c), (e), (f), (j)(i), (ii), (iii), (k) en 3(l) in Titelakte T128377/1997 ten opsigte van Erf 58, Northam, ten einde dit moontlik te maak om die erf te gebruik vir medium digtheid residensieële doeleindes. Die aansoek sal die volgende verwysingsnommer hê: LH12/4/5/2/6 (158).

Die aansoek en die betrokke dokumente lê ter insae in die kantoor van die Direkteur-Generaal, Limpopo Provinsie: Plaaslike Regering en Behuising, Markstraat, Polokwane, en in die kantoor van die Munisipale Bestuurder, Munisipale Kantore, Thabazimbi, tot 28 September 2007.

Besware teen die aansoek kan voor of op 28 September 2007 skriftelik by die Direkteur-Generaal, Limpopo Provinsie: Plaaslike Regering en Behuising by bovermelde adres of Privaatsak X9485, Polokwane, 0700, ingedien word en moet die kantoor nie later as 14:00 op genoemde datum bereik nie.

*Datums van publikasie:* 31 Augustus 2007 en 7 September 2007.

*Adres van gemagtigde agent:* Plan Wize Stads- en Streekbeplanners, Posbus 2445, Thabazimbi, 0380. Tel: (014) 772-1758/082 449 7626.

Verw No. T0164.

**GENERAL NOTICE 389 OF 2007**

DEVELOPMENT FACILITATION ACT, 1995 (ACT No. 67 OF 1995)

It is hereby notified in terms of section 33(4) of the act of the Limpopo Province Development Tribunal has approved the land development area application on Portion 85 of the farm Bergvliet No. 288-LS—Bergview Estate (Makhado Municipality) subject thereto that—

- the National Building Regulations shall apply;
- the Louis Trichardt Town-planning Scheme, 2000, be amended by Amendment Scheme 49, which shall come into operation on the date of publication of this notice.

**M. H. LINDEQUE**

**Designated Officer**

**GENERAL NOTICE 390 OF 2007**

**DEPARTMENT OF TRANSPORT**

**LIMPOPO PROVINCE**

**APPOINTMENT OF MOUTSE AS PROVINCIAL REGISTERING AUTHORITY**

1. I, Justice Pitso, Member of the Executive Council (MEC) for Roads and Transport, by notice in the *Provincial Gazette*, appoints Moutse as Provincial Registering Authority in terms of section 2 of the Road Traffic Act, 1989 (Act 29 of 1989).

2. The powers and duties conferred or imposed upon the appointed Registering Authority by or under this Act shall be exercised or performed on behalf of the said registering authority by the persons authorized thereto by the registering authority.

3. The registering authority shall undertake to perform the functions conferred upon it in accordance with the provisions and in terms of the requirements of the Road Traffic Act, 1989 (Act 29 of 1989), and the regulations framed thereunder, but in addition, also in terms of such directives as may be issued by the Provincial Administration, the functions thereof shall revert to the Provincial Administration.

**J. PITSO**

**MEC for Roads and Transport**

Limpopo Province

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## LOCAL AUTHORITY NOTICES PLAASLIKE BESTUURSKENNISGEWINGS

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### LOCAL AUTHORITY NOTICE 217

#### PIETERSBURG/ SESHEGO AMENDMENT SCHEME 686

#### **NOTICE OF APPLICATION FOR THE AMENDMENT OF THE PIETERSBURG/SESHEGO TOWN PLANNING SCHEME, 1999, IN TERMS OF SECTION 56(1) (B) (I) OF THE TOWN PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE NO 15 OF 1986)**

We, Charlotte van der Merwe and Justice Khosa, being the authorized agents of the owner of the erf mentioned below, hereby give notice in terms of Section 56(1)(b)(i) of the Town Planning and Townships Ordinance, 1986 (Ordinance No 15 of 1986) that we have applied to the Polokwane Municipality for the amendment of the Town Planning Scheme known as the Pietersburg/Seshego Town Planning Scheme, 1999 by the rezoning of the Remaining Extent of Erf 280, Annadale, situated at 51a Pietersburg Street, from "Residential 1" to "Residential 3" as well as relaxation in terms of Clause 21 of the mentioned Town Planning Scheme to allow 64 units/ha for the establishment of 9 flats/town houses.

Particulars of the application will lie for inspection during normal office hours at the Office of the Manager: Spatial Planning and Land Use Management, First Floor, Civic Centre, Landdros Mare Street, Polokwane for a period of 28 days from 31 August 2007. Objections to or representations in respect of the application must be lodged with or made in writing to the Municipal Manager at the above address or at P O Box 111, POLOKWANE, 0700 within a period of 28 days from 31 August 2007.

Address of agent:  
Kamekho Town Planners  
10a Biccard Street  
PO Box 4169  
Polokwane 0700  
Tel: 015 295 7382  
Fax: 015 295 9693

**PLAASLIKE BESTUURSKENNISGEWING 217****PIETERSBURG/ SESHEGO WYSIGINGSKEMA 686****KENNISGEWING VAN DIE AANSOEK OM DIE WYSIGING VAN DIE PIETERSBURG/SESHEGO DORPSBEPLANNINGSKEMA, 1999 INGEVOLGE ARTIKEL 56(1)(B)(I) VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE NO 15 VAN 1986)**

Ons, Charlotte van Der Merwe and Justice Khosa synde die gemagtigde agente van die eienaar van die ondergenoemde erf, gee hiermee ingevolge artikel 56(1)(b)(i) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986) kennis dat ons by die Polokwane Munisipaliteit aansoek gedoen het om die wysiging van die Dorpsbeplanningskema bekend as die Pietersburg/Seshego Dorpsbeplanningskema, 1999 deur die hersonering van die Resterende Gedeelte van Erf 280, Annadale, geleë te Pietersburgstraat 51a, Annadale, vanaf "Residensieel 1" na "Residensieel 3", asook vir 'n verslapping in terme van Klousule 21 van gemelde Dorpsbeplanningskema om 64 eenhede/ha toe te laat – vir die oprigting van 9 woonstelle.

Besonderhede van die aansoek lê ter insae gedurende kantoorure by die kantoor van die Bestuurder: Ruimtelike Beplanning en Grondgebruikbestuur, eerste vloer, Burgersentrum, Landdros Marestraat, Polokwane vir 'n tydperk van 28 dae vanaf 31 Augustus 2007. Besware teen of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 31 Augustus 2007 skriftelik by of tot die Munisipale Bestuurder by bovermelde adres of by Posbus 111, Polokwane, 0700 ingedien of gerig word.

Adres van agent:  
Kamekho Stadsbeplanners  
10a Biccard Straat  
Posbus 4169  
Polokwane 0700  
Tel: 015 295 7382  
Faks: 015 295 9693

**LOCAL AUTHORITY NOTICE 218**

**MAKHADO MUNICIPALITY**

**DETERMINATION OF CHARGES IN TERMS OF SECTION 10G(7) OF THE  
LOCAL GOVERNMENT TRANSITION ACT, 1993 (ACT 209 OF 1993), AS AMENDED**

**FEEES FOR ACCOMMODATION: TSHIKOTA LODGE**

In terms of section 10G(7)(e) of the Local Government Transition Act, 1993 (Act 209 of 1993), as amended, notice is hereby given that the Makhado Municipality, in terms of the provisions of section 10G(7) of the said Act, by Special Resolution dated 28 May 2007, further amended the fees payable by lessees for accommodation at Tshikota Lodge, with effect from 1 July 2007 as follows:

**FEEES FOR ACCOMMODATION: TSHIKOTA LODGE**

Per lessee of a single room, per month or part thereof	R83,10
Per lessee of a double room, per month or part thereof	R67,00

Civic Centre  
83 Krogh Street  
Private Bag X2596  
LOUIS TRICHARDT  
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A F MUTHAMBI  
MUNICIPAL MANAGER

29 June 2007

Notice No. 106/2007

File No. 6/19/1/18

**LOCAL AUTHORITY NOTICE 219****MAKHADO MUNICIPALITY****DETERMINATION OF CHARGES IN TERMS OF SECTION 10G(7) OF THE LOCAL GOVERNMENT TRANSITION ACT, 1993 (ACT 209 OF 1993), AS AMENDED****ABATTOIR BY-LAWS**

In terms of section 74(2) of the Municipal Systems Act, 2000 (Act no. 32 of 2000) the purpose of the tariff is to recover cost for the inspection of meat and for the protection of the users thereof.

In terms of section 10G(7)(e) of the Local Government Transition Act, 1993 (Act 209 of 1993), as amended, notice is hereby given that the Makhado Municipality in terms of the provisions of section 10G(7) of the said Act, by Special Resolution dated 28 May 2007, further amended the Tariff of Charges for the rendering of services at abattoirs, adopted by the Council under Municipal Notice 56/1989 in the Provincial Gazette dated 20 December 1989, as amended, with effect from 1 July 2007 by the substitution of items 7 and 8 by the following:

**"7. RE-INSPECTION CHARGES**

For the re-inspection at the abattoir or at the destination of carcasses or parts thereof, parcels of meat or offal brought into the municipal area the following charges are payable:

For every bovine carcase	R46,00
For every calf carcase	R20,10
For every sheep, lamb or goat carcase	R 9,20
For every pig carcase more than 25 kg	R27,75
For every suckling pig carcase 25 kg and less	R 9,20
Parcels of meat per kg or part thereof	R 0,20
Offal per kg or part thereof	R 0,20

**8. INSPECTION CHARGES**

For the inspection of slaughtered animals as contemplated in the Animal Slaughter, Meat and Animal Products Hygiene Act, 1967 in respect of animals slaughtered at an abattoir:

**8.1. NORMAL SLAUGHTERINGS**

Cattle	:	R26,20 per carcase
Sheep	:	R4,45 per carcase
Pigs	:	R13,25 per carcase

**2. EMERGENCY SLAUGHTERINGS**

The actual cost of the labour of the health inspector who carries out the inspection expressed in time used plus 10%."

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MUNICIPAL MANAGER

29 June 2007

Notice No. 80/2007  
Lêer No. 1/3/1/2

**LOCAL AUTHORITY NOTICE 220****MAKHADO MUNICIPALITY****DETERMINATION OF CHARGES IN TERMS OF SECTION 10G(7) OF THE LOCAL GOVERNMENT TRANSITION ACT, 1993 (ACT 209 OF 1993), AS AMENDED****LEASE OF ACTIVITY ROOM (LIBRARY BUILDING), TSHIKOTA-, VLEYFONTEIN-, MUDULUNI-, AND RAVELE COMMUNITY HALLS, PARKING AREA ON ERF 3415, MUNNIK STREET AND ANY OTHER HALL NOT MENTIONED IN ANY OTHER TARIFF**

In terms of section 74(2) of the Municipal Systems Act, 2000 (Act no. 32 of 2000) the purpose of the tariff is to recover the cost for the maintenance of the said buildings.

In terms of section 10G(7)(e) of the Local Government Transition Act, 1993 (Act 209 of 1993), as amended, notice is hereby given that the Makhado Municipality in terms of section 10G(7) of the said Act by Special Resolution dated 28 May 2007 amended the Tariff of Charges for the lease of the Activity Room in the Library Building, Tshikota-, Vleifontein-, Muduluni-, and Ravele Community Halls as well as parking on erf 3415, Louis Trichardt township promulgated under Local Government Notice 170 dated 20 January 1993 by the substitution of the Tariff of Charges with effect of 1 July 2007 by the following:

**"TARIFF OF CHARGES**

The rental in respect of the Activity Room in the Library Building for the purpose of meetings, seminars, conferences, congresses, lectures and courses payable per occasion is as follows:

<u>Category of User</u>	<u>Tariff office hours 07:00 – 16:00</u>	<u>Tariff between 16:00 &amp; 24:00</u>
1. Tariff A		
Any proceedings not mentioned under Tariff B and C	R180,20	R285,35
2. Tariff B		
Any proceedings presented at amateur level	R118,30	R236,60
3. Tariff C		
Any proceedings in aid of charity, or functions in aid of a registered welfare organisation, churches, schools and related organisations, the full return of which, if any, is to the credit of such organisation	R74,80	R118,30
4. It is required from lessees of the activity room in the library building to pay a deposit of R561,80 per occasion and such deposit is refundable subject to the ordinary conditions applicable to the lease of the Council's halls and buildings as set out in the applicable Council policy and by-laws, including the specific condition that the deposit is forfeited if the activity room is not satisfactorily cleaned and tidied after use thereof by the lessee. The deposit shall accordingly also be appropriated in proportion to damage to the activity room and equipment.		
5. Use of Activity Room in the library by the Maroela Care Group (Cancer Association): "RESOLVED A.96.06.04.98 - THAT Council contribute to the Louis Trichardt Cancer Association in the form of free telephone use to the maximum amount of R61,45 per month as well as free use of the Library Activity Room twice a month."		

6. All halls other than the activity room will be lease at the same rental except that the after hours rental will not be applicable at such halls.
7. Parking area situated on erf 3415, Munnik Street:  
The rental for occasional uses other than parking of vehicles be determined at R65,20 per occasion and an deposit of R561,80 per occasion and such deposit is refundable under standard conditions applicable to the rental of Council's buildings in the applicable by-laws.
8. Sport Hall per occasion:  
Rental R900,90  
Deposit – R1 124,00”

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A F MUTHAMBI  
MUNICIPAL MANAGER

21 July 2006

Notice no. 81/2007

File No. 7/2/2/3/13

CDW/lh/ActivityRoom\_Notice2007

**LOCAL AUTHORITY NOTICE 221**

**MAKHADO MUNICIPALITY**

**DETERMINATION OF CHARGES IN TERMS OF SECTION 10G(7) OF THE LOCAL  
GOVERNMENT TRANSITION ACT, 1993 (ACT 209 OF 1993), AS AMENDED**

**BY-LAWS RELATING TO THE CONTROL OF TEMPORARY ADVERTISEMENTS AND  
PAMPHLETS**

In terms of section 10G(7)(e) of the Local Government Transition Act, 1993 (Act 209 of 1993), as amended, notice is hereby given that the Makhado Municipality, in terms of section 10G(7) of the said Act, by Special Resolution dated 28 May 2007, amended the By-laws Relating to the Control of Temporary Advertisement and Pamphlets of the Makhado Municipality, adopted under Administrator's Notice 248 dated 3 March 1976, as amended, with effect from 1 July 2007 by the substitution of section 8(c), (e) and (f) by the following:

- “8. (c) In respect of pamphlets, a single amount of R150,00 per applicant per application which amount shall not be refundable
- e) In respect of overhead banners, a single amount of R247,30 per applicant per application, which amount shall not be refundable: Provided that the Council may exempt as it deems fit and at its sole discretion, any applicant from the payment of the total amount of R247,30 or any part thereof.
- (f) In respect of banners affixed to a fence a deposit of R228,30 per application plus an amount of R76,10 which amount is refundable : Provided that the Council may exempt as it deems fit at its sole discretion, any applicant from the payment of the total amount of R76,10 or any part thereof

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29 June 2007

Notice number: 74/2007

File number: 1/3/2/2

**LOCAL AUTHORITY NOTICE 222**

**MAKHADO MUNICIPALITY**

**DETERMINATION OF CHARGES IN TERMS OF SECTION 10G(7) OF THE LOCAL GOVERNMENT TRANSITION ACT, 1993 (ACT 209 OF 1993), AS AMENDED**

**AERODROME BY-LAWS**

In terms of section 74(2) of the Municipal Systems Act, 2000 (Act no. 32 of 2000) the purpose of the tariff is to control the access to the Aerodrome, and a contribution towards the maintenance costs.

In terms of section 10G(7)(e) of the Local Government Transition Act, 1993 (Act 209 of 1993), as amended, notice is hereby given that the Makhado Municipality, in terms of section 10G(7) of the said Act, by Special Resolution dated 28 May 2007, further amended the Tariff of Charges under the Schedule to the Aerodrome By-Laws of the Municipality, adopted under Administrator's Notice 1344 dated 29 August 1973, as amended with effect of 1 July 2007 by the substitution of the section "Landing Fees" with the following:

"1. All aircrafts which lands at the Makhado Aerodrome shall pay the following landing fees:

<b>MAXIMUM CERTIFICATED MASS IN KG OF THE AIRCRAFT UP TO AND INCLUDING -</b>	<b>PER SINGLE LANDING R</b>
500 .....	16950
1 000 .....	25,15
1 500 .....	32,10
2 000 .....	38,80
2 500 .....	45,70
3 000 .....	52,75
4 000 .....	73,45
5 000 .....	93,80
6 000 .....	114,15
7 000 .....	135,35
8 000 .....	155,70
9 000 .....	175,30
10 000 .....	196,80
and thereafter, for every additional 2 000 kg or part thereof .....	29,79
Helicopter, irrespective of mass .....	10,00
Block landings, irrespective of mass .....	R120,10 per month

2. Concessions for the use of the aerodrome can be granted to local aero clubs by means of Council Resolution.
3. The Council retains the right to place the aerodrome at the disposal of applicants for air rally's, bivouacs or for any other purpose, free of charge or on such conditions as the Council may deem fit."

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A F MUTHAMBI  
 MUNICIPAL MANAGER

29 June 2007  
 Notice No. 105/2007  
 File no. 1/3/47/2

**LOCAL AUTHORITY NOTICE 223**

**MAKHADO MUNICIPALITY**

**DETERMINATION OF CHARGES IN TERMS OF SECTION 10G(7) OF THE LOCAL GOVERNMENT TRANSITION ACT, 1993 (ACT 209 OF 1993), AS AMENDED**

**LEASE OF BEER GARDEN AT SHOW-GROUNDS**

In terms of section 74(2) of the Municipal Systems Act, 2000 (Act no. 32 of 2000) the purpose of the tariff is to recover part of the cost for the maintenance of the said facility.

In terms of section 10G(7)(e) of the Local Government Transition Act, 1993 (Act 209 of 1993), as amended, notice is hereby given that the Makhado Municipality in terms of section 10G(7) of the said Act by Special Resolution dated 28 May 2007 amended the tariffs for the lease of the Beer Garden at the Show-Grounds by the substitution of the following with effect of 1 July 2007:

**"TARIFF OF CHARGES**

1. THAT the rental payable for the ad hoc-rental of the Beer Garden situated at the Show-grounds for bona fide social occasions be determined at R185,40 per day or part thereof between 08:00 and 24:00.
2. The Beer Garden is available free of charge for official use by the Mayor, Mayoress, the Municipality, the Makhado Municipal Workers Social Club, Soutpansberg District Development Association, the Soutpansberg District Agricultural Union, the Soutpansberg Show Society and any other organisation which is involved with the day to day functioning of the Municipality.
3. It is required from lessees of the Beer Garden to pay a deposit of R561,80 per occasion and such deposit is refundable subject to the ordinary conditions applicable to the lease of the Council's halls and buildings as set out in the applicable Council policy and by-laws, including the specific condition that the deposit is forfeited if the Beer Garden is not satisfactorily cleaned and tidied after use thereof by the lessee. The deposit shall accordingly also be appropriated in proportion to damage to the Beer Garden and equipment.
4. Should a lessee cancel a reservation and such cancellation take place within 10 days before the date on which the hall would have been used, an amount equal to 25% of the applicable rental will be forfeited to the Council to cover administrative costs and loss of income."

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29 June 2007

Notice no. 70/2007

File No. 7/2/2/3/12 & 7/2/1/4/8

**LOCAL AUTHORITY NOTICE 224**

**MAKHADO MUNICIPALITY**

**DETERMINATION OF CHARGES IN TERMS OF SECTION 10G(7) OF THE LOCAL GOVERNMENT TRANSITION ACT, 1993 (ACT 209 OF 1993), AS AMENDED**

**BUILDING BY-LAWS**

In terms of section 74(2) of the Municipal Systems Act, 2000 (Act no. 32 of 2000) the purpose of the tariff is to control building plans and to recover administration costs for building control.

In terms of section 10G(7)(e) of the Local Government Transition Act, 1993 (Act 209 of 1993), as amended, notice is hereby given that the Makhado Municipality, in terms of the provisions of section 10G(7) of the said Act, by Special Resolution dated 28 May 2007, amended the Charges for the Approval of Building Plans in Appendix VII of Schedule 2 of the Municipality's Building By-laws, adopted by the Municipality under Administrator's Notice 1960 dated 12 November 1975, with effect from 1 July 2007 by the following:

**" Appendix VII  
CHARGES FOR THE APPROVAL OF BUILDING PLANS**

- 1.(1) The charges payable in respect of every building plan submitted for consideration shall be as follows:-
  - (a) The minimum charge payable in respect of any building plan shall be R73,65.
  - (b) The charges payable for any building plan shall be calculated according to the following scale:-  
For every 10 m<sup>2</sup> or part thereof of the area of the building at the level of each floor:
 

(i) For the first 1 000 m <sup>2</sup> of the area:	R7,10
(ii) For the next 1 000 m <sup>2</sup> of the area:	R3,60
- (2) For the purpose of this item, "area" means the overall superficial area of any new building at each floor level within the same cartilage and includes the area of verandahs and balconies over public streets and basement floors. Mezzanine floors and galleries shall be measured as separate storeys.
2. In addition to the charges payable in terms of item 1, a charge of R0,50 per m<sup>2</sup> of area as defined in item 1, shall be payable for any new building in which structural steelwork or reinforced concrete or structural timber is used for the main framework or as main structural components of the building.
3. Charges for plans for new additions to existing buildings shall be calculated as set out in item 1 with a minimum charge of R73,65.
4. Charges for alterations to existing buildings shall be calculated on the estimated value of the work to be performed at the rate of R3,60 for every R417,30 or part thereof with a maximum charge of R527,65.
5. Charges for plans of buildings of a special character such as factory chimneys, spires and similar erections shall be calculated on the estimated value thereof at the rate of R3,60 for every R417,95 or part thereof with a minimum charge of R180,00 and a maximum charge of R1 769,35.
6. Approval form for approval of advertising sign R31,70 as per Council decision."

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A F MUTHAMBI  
MUNICIPAL MANAGER

29 June 2007

Notice No. 68/2007

**LOCAL AUTHORITY NOTICE 225**

**MAKHADO MUNICIPALITY**

**DETERMINATION OF CHARGES IN TERMS OF SECTION 10G(7) OF THE LOCAL  
GOVERNMENT TRANSITION ACT, 1993 (ACT 209 OF 1993), AS AMENDED**

**CARAVAN PARK BY-LAWS**

In terms of section 74(2) of the Municipal Systems Act, 2000 (Act no. 32 of 2000) the purpose of the tariff is to recover maintenance cost.

In terms of section 10G(7)(e) of the Local Government Transition Act, 1993 (Act 209 of 1993), as amended, notice is hereby given that the Makhado Municipality in terms of section 10G(7) of the said Act, by Special Resolution dated 28 May 2007, amended the Schedule to the Caravan Park By-laws of the Makhado Municipality, published under Administrator's Notice 1162 dated 19 June 1985, with effect from 1 July 2007 by the substitution for the Tariff of Charges of the following:

**"SCHEDULE  
TARIFF OF CHARGES**

"Per person per day or part of a day: R50,75"

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A F MUTHAMBI  
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29 June 2007

Notice no. 69/2007  
File No. 1/3/53/2

**LOCAL AUTHORITY NOTICE 226****MAKHADO MUNICIPALITY****DETERMINATION OF CHARGES IN TERMS OF SECTION 10G(7) OF THE LOCAL GOVERNMENT TRANSITION ACT, 1993 (ACT 209 OF 1993), AS AMENDED****CEMETERY BY-LAWS**

In terms of section 74(2) of the Municipal Systems Act, 2000 (Act no. 32 of 2000) the purpose of the tariff is to recover maintenance cost for the cemetery.

In terms of section 10G(7)(e) of the Local Government Transition Act, 1993 (Act 209 of 1993), as amended, notice is hereby given that the Makhado Municipality, in terms of the provisions of section 10G(7) of the said Act, by Special Resolution dated 28 May 2007, further amended the Tariff of Charges under Schedule B to the Municipality's Cemetery By-laws, adopted by the Municipality under Administrator's Notice 1214 dated 26 June 1985, as amended, with effect of 1 July 2007, by the substitution of such tariffs by the following:

**"Tariff of Charges**

The following charges are payable in respect of all sections of the cemetery:

Description	Residents	Non-residents
1. Reservation or purchase of grave		
(i) Adults, per single grave	R285,35	R570,80
(ii) Children, per single grave	R180,10	R360,15
2. Opening and closing of grave		
These charges are payable in addition to the charges mentioned in item 1:		
(i) Adults, per single grave	R241,00	R481,30
(ii) Children, per single grave	R134,50	R268,90
3. Widening or deepening of grave, per single grave	R74,90	R149,85
4. Use of a niche in the columbarium, per niche	R285,35	R570,80
5. Application for transfer of a reserved grave	R74,90	R74,90
6. Burial of paupers	Free of charge	The charges mentioned under items 1, 2 and 3.
7. Application for permission for the erection of a memorial work:		
(i) Memorial work on single grave	R74,90	R74,90
(ii) Memorial work on double grave	R74,90	R149,85
(iii) Memorial work in hero's acre	Free of charge	Free of charge
(iv) Other memorial works	R74,90	R74,90
8. Wholly or partly dismantling of a memorial work in preparation of a further burial	R285,35	R285,35

These charges are retained as a deposit and will be refunded to the contractor on application in the event of the memorial work being repaired within 6 months from date of dismantling thereof.

These charges are not payable when the memorial work in its entirety is removed from the cemetery on the date of dismantling thereof.

9. Exhumation of a body Actual cost plus 10%."

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A F MUTHAMBI  
MUNICIPAL MANAGER

29 June 2007

Notice No. 95/2007  
File No. 1/3/4/2

lh/Cemetery\_Notice2007

**LOCAL AUTHORITY NOTICE 227****MAKHADO MUNICIPALITY****NOTICE OF GENERAL ASSESSMENT RATES AND FIXED DAY FOR PAYMENT  
IN RESPECT OF THE FINANCIAL YEAR 1 JULY 2007 TO  
30 JUNE 2008 (REGULATION 17)**

Notice is hereby given in terms of the provisions of section 21(3)(a) of the Local Government Rating Ordinance, 1977 (Ordinance 11 of 1977), the assessment rate tariff be determined at **10,30c** in the Rand of the site value of land, or of the site value of any right or interest in land, that are listed as rateable property in the 1994-1998 Valuation Roll in respect of Council's area of jurisdiction: Provided that a 100% remission be granted in terms of the provision of section 10G(7)(b)(i) of the Local Government Transition Act, 1993 (Act 209 of 1993) to the owners of agricultural rateable properties held in private ownership. The 1994-1998 Valuation Roll shall be extended with one year until 30 June 2008 with permission of the Department of Local Government, Northern Province.

The amount due for assessment rates as contemplated in section 27 of the said Ordinance shall be payable in 12 (twelve) equal monthly instalments; the first on 7 August 2007 and thereafter on or before the 7th day of every month following the month in which it was levied and that any period of grace be deemed to have been included in such final date of payment.

Interest calculated at the maximum rate of interest as approved by the Premier of the Northern Province in terms of the provisions of section 50(A) of the Local Government Ordinance, 1939, (Ordinance 17 of 1939) shall be charged on all amounts not paid on the first day of the month that follows the month in which the rendered account was payable. Defaulters are liable to legal proceedings for recovery of such arrear amounts.

That a maximum assessment rate rebate of 40% to less affluent property owners and social pensioners be approved in accordance with ruling Council policy and conditions and further as indicated by the Provisions of section 21(4) read with section 32(1)(b) of the Local Authorities Rating Ordinance, 1977 (Ordinance 11 of 1977).

Condition 1.2 of the Council's approved scheme whereby assessment rates rebate is granted to less affluent property owners and social pensioners in accordance with the provisions of section 32(1)(b) of the Local Authorities Rating Ordinance, 1977, be amended with effect of 1 July 2007 as follows:

- "1.2 That property owners must be 60 years and older and that his/her total income must not exceed R40 070,00 per annum (income and pension of spouse included).

Civic Centre  
83 Krogh Street  
Private Bag X2596  
LOUIS TRICHARDT  
0920

A F MUTHAMBI  
MUNICIPAL MANAGER

29 June 2007

Notice No.: 85/2007

File Numbers: 6/19/1/12, 6/10/2, 1/3/15/2, 1/3/36/2, 1/3/17/2, 1/3/51/2 & 5/5/3/B

## **LOCAL AUTHORITY NOTICE 228**

### **RULES AND ORDERS**

It is hereby notified in accordance with section 13 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000), that Makhado Local Municipality hereby publishes the Rules and Orders as set out below.

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**Schedule 3:** By-laws process

## 1. **Definitions**

In these By-laws, unless the context otherwise indicates, any word or expression has the meaning which is assigned to it in the Local Government: Municipal Structures Act (Act No. 117 of 1998 – hereafter the “Municipal Structures Act”), and the Local Government Municipal Systems Act (Act no. 32 of 2000 - hereafter the “Municipal Systems Act”), and

“**Council**” means the Makhado Municipal Council;

“**councilor**” or “**member**” means a member of Council;

“**director**” means a manager who is appointed in terms of section 57(a) of the Municipal Systems Act;

“**executive committee**” means the executive committee which is established in terms of Section 42 of the Municipal Structures Act;

“**mayor**” means the mayor of the Makhado Municipality who presides at meetings of the executive committee;

“**MEC**” means the Member of the Executive Council for Local Government in the Limpopo Province;

“**meeting**” means a meeting of Council

“**motion**” means a motion which is introduced in writing in terms of Section 49;

“**proposal**” means any proposal which is moved and seconded during a meeting, but does not include a motion;

“**speaker**” means the speaker of the Makhado Municipal Council;

“**special meeting**” means of Council contemplated in Section 67.

## 2. **Purpose of By-laws**

The purpose of these By-laws is to make, subject to the Constitution, Municipal Systems Act and Municipal Structures Act, rules and orders for –

- (a) the business and proceedings of meetings of Council; and
- (b) the establishment, composition, procedures, powers and functions of its committees; and
- (c) any matter related or incidental to the above.

## 3. **Application of By-laws**

These By-laws apply to the meetings of the Council, the Executive Committee and other committees of Council, subject to the Acts mentioned in section 4.

**4. Legislative Framework**

These By-laws fall within the legislative framework established by –

- (a) the Constitution of the Republic of South Africa, 1996 (Act No. 108 of 1996);
- (b) the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998);
- (c) the Promotion of Administrative Justice Act, 2000 (Act No. 3 of 2000);  
and
- (d) the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000).

## CHAPTER 1

### GENERAL PROVISIONS RELATING TO MEETINGS OF COUNCIL AND COMMITTEES

#### 5. Attendance at meetings

- (1) A councilor must attend each meeting of Council and of a committee of Council of which he or she is a member, except when –
  - a. Leave of absence is granted by Council or a committee; or
  - b. He or she is required by the provisions of section 59 (*removal or exclusion of member*) and section 60 (*points of order and personal explanation*) to withdraw from the meeting.
- (2) Council may impose a fine as stipulated in the Uniform Standing Procedure in the Schedule to these By-laws on a councilor for –
  - a. Not attending a meeting which the councilor is required to attend in terms of these By-laws; or
  - b. Failing to remain in attendance at a meeting which the councilor is required to attend in terms of these By-laws.
- (3) A councilor who is absent from three or more consecutive meetings of –
  - a. Council; or
  - b. A committee,which that councilor is required to attend in terms of these By-laws, must be removed from office as a councilor in accordance with the provision of the Uniform Standing Procedure contained in the Schedule.

#### 6. Admission of Public to Meetings

- (1) In accordance with sections 51(1)(e)(i) and 20 of the Municipal Systems Act, the meetings of Council and those of its committees are open to the public, including the media, and Council may not exclude the public, including the media, from a meeting except when –
  - a. It is reasonable to do so having regard to the nature of the business being transacted; and

- b. A provision of By-law or a resolution of Council which specifies the circumstances in which Council or a committee may close a meeting and which complies with paragraph a., authorizes Council or a committee to close the meeting to the public, including the media.
- (2) Council or a committee of Council may not exclude the public, including the media, when it considers or votes on any of the following matters:
- a. A draft By-law which is tabled in Council;
  - b. A budget which is tabled in Council;
  - c. The municipality's draft integrated development plan, or any amendment of the plan, which is tabled in Council;
  - d. The municipality's draft performance management system, or any amendment of the system, which is tabled in Council;
  - e. The decision to enter into a service delivery agreement in terms of section 76(b) of the Municipal Systems Act;
  - f. Any other matter which is prescribed by regulation.
- (3) The Executive Committee may, subject to the provisions of subsection (1)a., close any or all of its meetings to the public, including the media.
- (4) Council –
- a. Within the financial and administrative capacity of the municipality, must provide space for the public in the chambers and places where Council and its committees meet; and
  - b. May take reasonable steps to regulate public access to, and public conduct at meetings of Council and its committees.<sup>1</sup>

#### 7. **Notice of meeting to members**

- (1) An ordinary or special meeting of Council and an ordinary or special meeting of the executive Committee or other committee of Council must be convened by way of a written notice, signed by the Director Corporate Services, and the notice must contain –
- a. The date, place and time at which the meeting will be held;
  - b. A copy of the agenda which is to be considered, and

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<sup>1</sup> See Section 20 of the Municipal Systems Act

- c. Where applicable, a copy of the minutes of the previous meeting.
- (2) The notice must be delivered to every member of Council or the committee personally or left at his or her business or residential address at least –
  - a. 7 (seven) days before an ordinary meeting commences, or
  - b. 48 (forty eight) hours before a special meeting commences.
- (3) In the case of an urgent meeting, the Municipal Manager may authorize the giving of shorter notice, which may be given by telephone, facsimile or electronically such as by e-mail, and the notice must be confirmed immediately by letter.

#### 8. **Notice of meeting to public**

- (1) The Municipal Manager must give notice or cause notice to be given to the public, in a manner which is determined by Council, of the time, date and venue of every –
  - a. Ordinary meeting of Council; and
  - b. Special or urgent meeting of Council, except when time constraints make this impossible.
- (2) Notice must be given –
  - a. In the local newspaper or newspapers within the municipality's area
  - b. In a newspaper or newspapers which circulates in the municipality's area and which is determined by Council as a newspaper of record.
  - c. Or by means of radio broadcasts which cover the area of the municipality.
- (3) The notice must be in the official languages which are determined by Council having regard to language preferences and usage within the municipality's area.
- (4) When Council invites the local community to submit written comments or representations on any matter before Council, it must be stated in the invitation that any person who cannot write may come during office hours to a place where a staff member of the municipality named in the

invitation, will assist that person to transcribe that person's comments or representations.

- (5) When Council requires a form to be completed by a member of the local community, a staff member of the municipality must give reasonable assistance to a person who cannot read or write, to enable the person to understand and complete the form.<sup>2</sup>

9. **Unauthorized disclosure of information**

- (1) A councilor may not without the permission of Council or a committee disclose any privileged or confidential information of Council or a committee to any unauthorized person.
- (2) For the purpose of this item privileged or confidential information includes any information –
  - a. Determined by Council or a committee to be privileged or confidential;
  - b. Discussed in closed session by the Council or a committee;
  - c. Disclosure of which would violate a person's right to privacy; or
  - d. Declared to be privileged, confidential or secret in terms of law.

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<sup>2</sup> See Section 21 of the Municipal Systems Act

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**CHAPTER 2****MEETING OF EXECUTIVE COMMITTEE AND RELATED MATTERS****10. Time and Venue of meeting of Executive Committee**

- (1) The Mayor decides when and where the Executive Committee is to meet, but if a majority of the members request the Mayor in writing to convene a committee meeting, the Mayor must convene a meeting at a time set out in the request.
- (2) No meeting of the Executive Committee may be held during a meeting of Council without Council's consent.
- (3) If both the Mayor and the Deputy Mayor are absent from a meeting, and there is a quorum, the members present must elect another member to preside at the meeting.

**11. Functions and Powers of Executive Committee**

- (1) The Executive Committee is –
  - a. The principal committee of Council which ensures that the resolutions of Council are carried out, and
  - b. The committee of Council which receives reports from the other committees of Council and which must forward these reports together with its recommendations to Council when it cannot dispose of the matter in terms of its delegated powers.
- (2) The Executive Committee must –
  - a. Identify the needs of the municipality;
  - b. Review and evaluate those needs in order of priority;
  - c. Recommend to Council strategies, programmes and services to address priority needs through the integrated development plan and estimates of revenue and expenditure, taking into account any applicable national and provincial development plans, and

- d. Recommend or determine the best methods, including partnership and other approaches, to deliver those strategies, programmes and services to the maximum benefit of the community.
- (3) The Executive Committee in performing its duties must –
- a. Identify and develop criteria in terms of which progress in the implementation of the strategies, programmes and services referred to in subsection (2)c can be evaluated, including key performance indicators which are specific to the municipality and common to local government in general;
  - b. Evaluate progress against the key performance indicators;
  - c. Review the performance of the municipality in order to improve –
    - i. The economy, efficiency and effectiveness of the municipality;
    - ii. The efficiency of credit control and revenue and debt collection services; and
    - iii. The implementation of the municipality's by-laws.
  - d. Monitor the management of the municipality's administration in accordance with the policy direction of Council;
  - e. Oversee the provision of services to communities in the municipality in a sustainable manner;
  - f. Perform such duties and exercise such powers as Council may delegate to it in terms of Council's system of delegation;
  - g. Ensure that regard is given to public views and report on the effect of consultation on the decisions of Council, and
  - h. Annually report on the involvement of communities and community organizations in the affairs of the municipality.
- (4) An Executive Committee must report to Council on all decisions taken by the committee.

**12. Election of members and composition of Executive Committee**

- (1) Council must elect the members of its Executive Committee from among its members at a meeting that must be held within fourteen (14) days of the election of Council.
- (2) No more than 20 percent or 10 councilors, whichever is the least, may be elected.
- (3) The Executive Committee must be composed in such a way that parties and interests represented in Council are represented in the Executive Committee in substantially the same proportion they are represented in Council.

**13. Terms of Office of Members**

The members of an Executive Committee are elected for a term ending, subject to section 14 (*Vacancies*), when the next Council is declared elected.

**14. Vacancies**

- (1) A member of the Executive Committee vacates office during a term if that member –
  - a. Resigns as a member of the Executive Committee;
  - b. Is removed from office as a member of the Executive Committee in terms of section 20 (*removal from office of member of executive committee*), or ceases to be a councilor.
- (2) The filling of a vacancy in an executive committee is subject to the provisions of section 43 of the Municipal Structures Act.

**15. Election of Mayor**

- (1) Council must elect a member of the Executive Committee as the Chairperson and Mayor and, if the MEC for Local Government in the Province so approves, another member of the Executive Committee as the deputy Mayor of the Municipality.
- (2) The election of a Mayor takes place when the Executive Committee is elected or when it is necessary to fill a vacancy.

- (3) The procedure set out in Schedule 3 of the Municipal Structures Act applies to the election of a Mayor.
- (4) A Mayor is elected for the duration of the person's term as member of the Executive Committee, but vacates office during a term if that person –
  - a. Resigns as Mayor;
  - b. Is removed from office as a member of the Executive Committee in terms of section 20 (*Removal from office of member of executive committee*); or ceases to be a member of the Executive Committee.
- (5) No person may hold office as Mayor for more than two consecutive terms. If a person is elected to fill a vacancy in the Office of Mayor, the period between that election and the next election of a Mayor is regarded as a term.
- (6) A Mayor whose two consecutive terms have expired, may not immediately after the expiry be elected as deputy mayor.<sup>3</sup>

#### 16. **Functions and Powers of Mayors**

- (1) The Mayor of the municipality –
  - a. Presides at meetings of the Executive Committee; and
  - b. Performs the duties, including any ceremonial functions, and exercises the powers delegated to the Mayor by Council or the Executive Committee.
- (2) The Acting Mayor exercises the powers and performs the duties of the Mayor if the Mayor is absent or not available or if the office of the Mayor is vacant.
- (3) The Mayor may delegate duties to the Acting Mayor.

#### 17. **Attendance register for Executive Committee meetings**

- (1) The Director Corporate Services must keep an attendance register in which every member of the Executive Committee who attends meetings of that committee must sign his or her name.

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<sup>3</sup> See Section 49 of the Municipal Structures Act

- (2) No person, other than a member, may participate in a meeting except at the request or with the permission of the committee.
- (3) Whenever a member who is not a member of the Executive Committee participates in a meeting of the committee, he or she must enter his or her name in the attendance register in a separate column which is provided for that purpose.
- (4) A person who was requested or permitted by the Executive Committee to participate in a meeting of the committee may with the permission of the Speaker, speak at the meeting.

18. **Procedures of Executive Committee**

The Executive Committee, by resolution taken with a supporting voter of a majority of its members, may determine its own procedures subject to any directions and these Rules and Orders.<sup>4</sup>

19. **Quorum and Decisions**

- (1) A majority of the members of the Executive Committee constitutes a quorum for a meeting.<sup>5</sup>
- (2) If there is no quorum after the expiry of 20 minutes after the time at which a meeting of the Executive Committee is due to commence, the meeting must be held on a day and at an hour which is determined by the Municipal Manager.
- (3) Where Council is satisfied that the Executive Committee is unable temporarily to function owing to the absence for any reason whatever of a member, Council may elect a councilor to serve temporarily on the Executive Committee in the place of any particular member thereof who is so absent until such time as the latter member again attends a meeting of the Executive Committee; or

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<sup>4</sup> See Section 51 of the Municipal Structures Act

<sup>5</sup> See Section 52(1) of the Municipal Structures Act

- (4) Where Council is satisfied that the Executive Committee is temporarily unable to function satisfactorily owing to the absence for a period of more than thirty (30) days of any member, Council may –
  - a. Elect a councilor to serve in the place of the member who is absent during the period of his absence or a shorter period;
  - b. Where the chairperson is absent, appoint a member of the Executive Committee to serve in the place of the chairperson for the period of absence.
- (5) A question before the committee is decided if there is agreement among at least the majority of the members present at the meeting.<sup>6</sup>
- (6) If on any question there is inequality of votes, the member presiding must exercise a casting vote in addition to that member's vote as a member.<sup>7</sup>
- (7) Where any question cannot be divided it must be referred back to Council for a decision.

20. **Removal from office of member of Executive Committee**

- (1) Council may, by resolution remove from office one or more or all the members of the Executive Committee, and prior notice of an intention to move a motion for the removal of members, must be given.
- (2) If all the members of an Executive Committee are removed a new election of members and a Mayor, must be held in terms of section 12 (*Election of members and composition of executive committee*) and section 15 (*Election of Mayor*) respectively.
- (3) The election of a member or members of an Executive Committee following a removal from office in terms of this section, is subject to section 12 (*Election of members and composition of Executive Committee*).<sup>8</sup>

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<sup>6</sup> See Section 52(2) of the Municipal Structures Act

<sup>7</sup> See Section 52(3) of the Municipal Structures Act

<sup>8</sup> See Section 53 of the Municipal Structures Act

**21. Reporting to Executive Committee**

- (1) A report of a director must be submitted to the Municipal Manager who must in turn submit it to the Executive Committee, however, the Municipal Manager must submit a report –
  - a. When submission is required by Council or by the Executive Committee; or
  - b. When the report has to be considered by Council in terms of any law.
- (2) The Municipal Manager may refer a report back to a Director for amendment or any addition thereto and may, if he or she deems it necessary, comment on, or make a recommendation in respect of any report of a director which he or she submits.

**22. Approval of minutes of Executive Committee meetings**

- (1) Minutes of all the proceedings of an Executive Committee meeting or a committee of it must be recorded in a book which is specially kept for that purpose, and the minutes must be kept in the custody and control of the Municipal Manager.
- (2) At any ordinary meeting of the Executive Committee, after it has considered applications for leave of absence, the minutes of any previous meeting of the committee that have not yet been confirmed must, subject to subsection (6), be read, approved with or without amendment, and signed by the Chairperson of the Executive Committee on the last page thereof and every amendment and other pages must be initialed by him or her.
- (3) Whenever the minutes have been so recorded and signed by the chairperson or purport so to have been signed, the minutes shall, in the absence of proof of error, be deemed to be a correct record of the proceedings of which it is or purports to be the minutes.
- (4) The minutes may be taken as read if they have been open to inspection by the members of the committee for at least one hour before the meeting commences.
- (5) The minutes must be read if a member so requires unless –

- a. The committee decided to defer consideration thereof to the next meeting; or
  - b. The minutes have been circulated in the manner which is provided in section 7(2) (*Notice of meeting to members*), in which case it shall not be competent for any member to require them to be read.
- (6) Notwithstanding subsection (2), the minutes of a meeting of the Executive Committee may, owing to pressure of work, be held over for confirmation at any subsequent meeting.
- (7) No proposal or discussion is allowed upon the minutes, except as to their accuracy.

23. **Voting at meetings of Executive Committee**

- (1) The chairperson of the Executive Committee must allow the members of the executive committee to vote by show of hands.
- (2) A member of the Executive Committee may request that his or her vote against a resolution be recorded.

24. **Ruling of Mayor on procedure**

- (1) Subject to subsection (2), a ruling by the Mayor as to procedure is final.
- (2) If a ruling of Mayor is called in question, the ruling must be discussed and revised at the next meeting of the executive committee, and for this purpose the Mayor must vacate the chair.

25. **Reports of Executive Committee**

- (1) A report which is submitted to Council by the executive committee in terms of section 44(1)(b) of the Municipal Structures Act must first contain the matters which the executive committee cannot, in terms of its delegated powers, dispose of, thereafter the matters which have been disposed of by the executive committee.
- (2) Unless an item is submitted to Council for information only, every item that relates to matters in respect of which the executive committee has no

delegated powers, must contain a recommendation which may be adopted by Council.

26. **Delivery of report of Executive Committee**

A report of the executive committee, with the exception of a report which is accepted by the Speaker as a matter of urgency, must for the purposes of a meeting be swerved in the manner which is provided in Section 7(2) or (3) (*Notice of meeting to members*).

### CHAPTER 3

#### MEETINGS OF COUNCIL AND RELATED MATTERS

**27. Time and venue of meeting of Council**

- (1) Council must meet at least quarterly, and the Speaker decides when and where Council meets, but if the majority of the councilors request the speaker in writing to convene a Council meeting, the speaker must cause a meeting to be convened at a time set out in the request.
- (2) The Municipal Manager must call the first meetings of Council within fourteen (14) days after Council has been elected.<sup>9</sup>

**28. Attendance register for Council meetings**

Every member who attends a meeting of Council must sign his or her name in the attendance register which is kept for this purpose.

**29. Adjournment in event of no quorum**

- (1) A majority of the councilors must be present at a meeting of Council before a vote may be taken on any matter.<sup>10</sup>
- (2) If there is no quorum after the expiry of 20 minutes after the time at which a meeting of Council is due to commence, no meeting will take place unless it is decided with the unanimous consent of the members who are present to allow further time which does not exceed 10 minutes in order to enable a quorum to assemble.
- (3) If no quorum is obtained after the expiry of the 10 minutes the members who are present must by a majority of voters request the Municipal Manager to convene a meeting for a time, notice of which must be given in terms of section 7(2) or (3) (*Notice of meeting to members*), and the meeting shall be deemed to be an adjourned meeting for the purposes of section 31 (*Adjourned meeting*).

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<sup>9</sup> See Section 18(2) and 29 of the Municipal Structures Act

<sup>10</sup> See Section 30(1) of the Municipal Structures Act

**30. Count of members**

- (1) If, during any meeting, the attention of the speaker is called to the number of members present, such members must be counted and if it is found that there is no quorum, the speaker must cause the call bell to be rung for at least one minute, and if after an interval of five minutes there is still no quorum, the speaker must immediately adjourn the meeting.
- (2) Business which is not disposed of at a meeting adjourned in terms of subsection (1) must be dealt with at an adjourned meeting which is to be convened by the Municipal Manger for this purpose, however, the business which was not dealt with and which originated from a special meeting which was convened at the request of members in terms of section 67 (*Special meetings of Council*), may be held over until the next ordinary meeting.

**31. Adjourned meeting**

- (1) When a meeting is adjourned, notice of the adjourned meeting must be served in terms of section 7(2) or (3) (*Notice of meeting to members*).
- (2) Subject to the provisions of section 32 (*Business limited by notice of meeting*), no business may be transacted at an adjourned meeting except such as specified in the notice of the meeting which is adjourned.

**32. Business of meeting, decisions and business limited by notice of meeting**

- (1) All questions concerning the following matters are determined by a decision taken by Council with a supporting vote of majority of the councilors:
  - a. The passing of By-laws;
  - b. The approval of the Budget;
  - c. The imposition of rates and other taxes, levies and duties; and
  - d. The raising of loans.<sup>11</sup>
- (2) All other questions before Council are decided by a majority of the votes cast, subject to section 34 of the Municipal Structures Act.<sup>12</sup>

<sup>11</sup> See Section 160(2) of the Constitution

<sup>12</sup> See Section 30(3) of the Municipal Structures Act

- (3) Before Council takes a decision on any of the following matters, it must first require the Executive Committee to submit to it a report and recommendation on the matter:
- a. Any matter mentioned in subsection (1);
  - b. The approval of an integrated development plan for the municipality; and any amendment to that plan; and
  - c. The appointment and conditions of services of the Municipal Manager and a Head of a Department of the municipality.<sup>13</sup>
- (4) Subject to subsections (5), (6) and (7), business which is not specified in the notice of the meeting may not be transacted at that meeting, except an urgent report of the Executive Committee.
- (5) A member may during a meeting propose that the provisions of subsection (4) be suspended to enable him or her to make a proposal which was reduced by him or her to writing to be read out.
- (6) The proposal thus reduced to writing must be signed by the proposer and seconder, handed to the Speaker and must be dealt with in terms of the provision of these By-laws.
- (7) The proposer has the right to reply.
- (8) Council –
- a. May, or must at the request in writing of at least one quarter of the councilors, in accordance with the procedure in these Rules and Orders, review any decision taken by a political structure, political office bearer, councilor or staff member in consequence of a delegation or instruction, and either confirm, vary or revoke the decision subject to any rights that may have accrued to a person; and
  - b. May require the Executive Committee to review any decision taken by such a political structure, political office bearer, councilor or staff member in consequence of a delegation of instruction.<sup>14</sup>

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<sup>13</sup> See Section 30(5) of the Municipal Structures Act

<sup>14</sup> See Section 59(3) of the Municipal Structures Act

**33. Order of business of ordinary meeting**

- (1) The order of business of an ordinary meeting which is convened in terms of section 7 (*Notice of meeting to members*) is as follows:
  - a. Opening;
  - b. Applications for leave of absence;
  - c. Official notices;
  - d. Proposal of condolence or congratulations by the Speaker;
  - e. Proposals of condolence or congratulations by other members;
  - f. Minutes of the previous meeting;
  - g. Report of the Municipal Manager;
  - h. Questions of which notice has been given;
  - i. Motions or proposals postponed from previous meetings;
  - j. A report of the Executive Committee;
  - k. Petitions;
  - l. New Motions; and
  - m. Any matter which Council requested the executive committee not to consider.
- (2) After the matters which are referred to in paragraphs a to i of subsection (1) have been considered, Council may at its discretion bring forward any business which is on the agenda.
- (3) If a proposal which was made in terms of subsection (1)d or e is opposed, the proposal will lapse without further discussion.

**34. Minutes of meeting**

- (1) If a copy of the minutes of a meeting has been served on every member in the manner as provided in section 7(2) and (3) (*Notice of meeting to members*), the minutes will be taken as read with a view to confirmation.
- (2) No proposal or discussion will be allowed on the minutes, except as to their accuracy.
- (3) The minutes in relation to any item which is considered by Council in committee as contemplated in section 64(*Council in committee*), must be kept separately from other minutes of Council, unless consideration of that

item was finalized at a meeting in open council, and such minutes must be approved by Council in committee not later than 60 days from the date on which the meeting in question took place.

**35. Questions**

- (1) A member may at a meeting put a question -
  - a. On a matter arising out of, or connected with any item of a report of the executive committee when such item has been called or during discussion on it, and
  - b. Concerning the general work of Council not arising out of or connected with any item of a report of the executive committee. However, the question can only be asked if at least 10 day's in writing has first been lodged with the municipal manager, who must immediately furnish a copy of it to the speaker and the chairperson of the executive committee.
- (2) A question on a matter which in the opinion of the speaker is of urgent importance may be put at a meeting after notice of it in triplicate has been lodged in writing with the municipal manager at least 10 minutes before the question is put, and the municipal manager must immediately furnish a copy thereof to the speaker and the chairperson of the executive committee.
- (3) A member who has put a question in terms of sub-section (1)b is, on request, entitled to be furnished with a written reply in due course.
- (4) The chairperson of the executive committee may at the next ordinary meeting of Council reply to question in terms of sub-section (1)b and (2).
- (5) Subject to the provisions of sub-section (4), any question that is put in terms of this section, must be answered by or on behalf of the chairperson of the executive committee during reply.
- (6) If, after his or her question has been replied to, a member is of the opinion that the reply to his or her question is not clear, he or she may with the consent of the speaker request elucidation thereof, and no additional questions may be put without the consent of the speaker.

- (7) The speaker may disallow a question if he or she is of the opinion that it is out of order or not put clearly.

**36. Moving of reports of executive committee**

- (1) The mayor or a member called upon by the mayor to do so, must submit a report of the executive committee to a meeting of Council by requesting "That the report is considered" and the request may not be discussed.
- (2) When a report of the executive committee is being considered, the speaker must put the recommendations in that part of the report in respect of which the executive committee has no delegated powers seriatim, unless for a good cause he or she sees fit to vary their order.
- (3) The recommendation in report of the executive committee when put as mentioned in subsection (2) is deemed to have been proposed and seconded.
- (4) When a recommendation contemplated in subsection (2) has been adopted, the recommendation becomes a resolution of Council.
- (5) After the matters in respect of which the executive committee has no delegated powers have been dealt with, the speaker must permit debate of the matters which were delegated to the executive committee, however –
  - a. The debate is limited to a period not exceeding one hour or such extended period as Council may determine;
  - b. A member, excepting the mayor, may not speak on such matters for longer than 10 minutes;
  - c. No other proposal may be submitted during the debate, except a proposal that the executive committee be requested to reconsider its resolution; and
  - d. During the debate, a member may request that his or her opposition to a resolution in respect of which the executive committee has delegated powers, and his or her reason for opposing the resolution, be minuted after which the Municipal Manager must minute or cause to be minuted the opposition and reason.
- (6) The mayor or a member as contemplated in subsection (1) may –

- a. With the consent of the majority of the members present, which must be granted or disallowed without debate, withdraw any item, and
  - b. Subject to the provisions of section 44 (*Motion or proposal affecting By-law to be referred to executive committee*), amend any item with the consent of all the members of the executive committee present and of the majority of the members present, which must be granted or disallowed without debate.
- (7) If the mayor or a member contemplated in subsection (1) takes part in the debate concerning any item in the report, he or she must close the debate on the item, however the mayor or member concerned may nominate another member of the executive committee who, in his or her opinion, is more conversant with the item which is being debated, to close the debate on his or her behalf, irrespective of whether such member had previously taken part in the debate on the item, subject to section 56(2) (*Members to speak only once*).

37. **Consideration of budget**

Notwithstanding anything to the contrary contained in these By-laws, the following provisions apply when the budget is considered by Council:

- (1) No proposal which is designed to increase or decrease the estimated revenue or expenditure of Council may be put to the vote before the debate on the budget has been closed.
- (2) After the debate on the budget has been closed, the speaker must, in the order in which they were proposed put to the vote the proposals contemplated in paragraph (1).
- (3) After all the amendments have been dealt with, and if any proposal contemplated in paragraph (1) has been accepted, the budget is not cleared to have been amended by the proposal thus accepted, but the meeting must be adjourned to a date and time which is determined by the speaker, unless the mayor, or a member of the executive committee who was authorized by him or her, decides that the adjournment is not necessary.

- (4) If it is decided in terms of paragraph (3) that the meeting need not be adjourned, the budget is deemed to have been amended in accordance with the proposal which was accepted in terms of that paragraph.
- (5) After an adjournment in terms of paragraph (3), the executive committee must investigate the implications of every proposal which was accepted and must report on it to Council when the meeting resumes.
- (6) After the executive committee has reported in terms of paragraph (5) –
  - a. The speaker must permit debate on the proposals which were accepted; and
  - b. Thereafter, he or she must put every proposal to the vote again, and if the proposal is accepted the budget must be amended in accordance with that resolution.

### 38. **Petitions**

- (1) A member may, in the course of a meeting, submit a petition and he or she may not mention or divulge the contents or the title of the petition when it is submitted.
- (2) A petition contemplated in subsection (1) must be referred to the executive committee for a report to Council.

### 39. **Deputations**

- (1) A deputation which desires an interview with Council must submit a memorandum to the municipal manager in which are set out the representations it wishes to make.
- (2) The municipal manager must submit memorandum contemplated in subsection 91) to the Executive Committee which may receive the deputation and deal with the matter which is raised in the memorandum if the necessary power has been delegated to it.
- (3) If the executive committee has not been so empowered, or if the executive committee is of the opinion that the matter which is raised in the memorandum is one which should be placed before Council, it must so

report to Council and if Council so orders, an interview must be granted to the deputation.

- (4) A deputation may not exceed 10 in number and at an interview contemplated in subsection (3) only one person may speak on behalf of the deputation, except when a member puts a question in which case any person who belongs to the deputation, may reply to the question.
- (5) The matter may not be further considered until the deputation has been withdrawn.

#### 40. **Motions**

- (1) Subject to the provisions of any other law –
  - (a) every motion must be in writing and the member who submits it must sign the motion.
  - (b) a motion must be given to the municipal manager who must enter it in a book which is kept for that purpose and which must be open to inspection by any member.
  - (c) notice of a motion may not be specified in the notice for a meeting unless it is received at least 10 days before the meeting and
  - (d) a motion will lapse if the member who submitted it is not present at the meeting when the motion is being debated.
- (2) At the request of the member who gave notice of a motion, the municipal manager must acknowledge receipt thereof in writing.
- (3) Every motion must be relevant to the administration of or conditions in the municipality or must deal with a matter in respect of which Council has jurisdiction.
- (4) A motion shall only be regarded as having been submitted to Council for decision if the proposal which introduced that motion was duly seconded.
- (5) A member who submitted a motion must move the motion and has the right of reply.
- (6) Every motion contemplated in subsection (1)a must on receipt be dated and numbered and must be entered by the municipal manager upon the agenda in the order in which it is received, however, a motion amending

another motion, must be entered upon the agenda immediately after the latter motion irrespective of the time when notice of the motion to amend was given.

- (7) No member may have more than one motion as contemplated in subsection (1)a entered upon the agenda with the exception of a postponed motion, and no member may move more than six motions during any term of the executive committee.
- (8) When a member, in terms of this subsection moves a motion –
- (a) which is intended to rescind or amend a resolution which was passed by Council within the preceding three months; or
  - (b) which has the same purport as a motion which was negative within the preceding three months;
- the motion may only be entered upon the agenda if the notice of the motion is signed by no fewer than three members, in addition to the member who proposed the motion.
- (9) No member may propose a motion that is similar to a motion which was dealt with in terms of the provisions of subsection (8) before a period of six months after it has been so dealt with has elapsed.
- (10) Despite subsections (8) and (9), Council may at any time, following a recommendation by the executive committee, rescind or amend any resolution passed by it.
- (11) In dealing with motions –
- (a) the municipal manager must read out the number of every motion and the name of the mover; and
  - (b) the speaker must ascertain which motions are unopposed and these must be passed without debate, and thereafter, the speaker must call the opposed motions in their order on the paper.

#### 41. **Irregular motions or proposals**

The speaker must disallow a motion or proposal –

- (1) which in his or her opinion

- a. might lead to the discussion of a matter which is already dealt with in the agenda which has no bearing on the administration of or conditions in the municipality; or
  - b. advances arguments, expresses an opinion, or contains unnecessary factual, incriminating, disparaging or improper suggestion;
- (2) in respect of which –
- a. Council has no jurisdiction;
  - b. A decision by a judicial or quasi-judicial body is pending; or
  - c. Which has not been duly seconded; or
- (3) Which if passed, would be contrary to the provisions of these By-laws or of any other law, or impractical, however, if in the opinion of Council such motion or proposal justifies further investigation, it must be referred to the executive committee.

42. **Withdrawal of motion or proposal**

- (1) A motion or proposal may be withdrawn or amended by the mover with the consent of Council, which consent must be given or refused without debate.
- (2) After consent has been given that a motion or proposal be withdrawn, no member may speak upon the motion or proposal;
- (3) After consent has been refused that a motion or proposal be withdrawn, a member may speak upon the motion or proposal.

43. **Motion or proposal affecting budget to be referred to executive committee**

A motion or proposal other than a proposal as contemplated in section 36(5)c (*Consideration of Budget*) that the executive committee reconsider its resolution, which is designed to increase or decrease the approved budget of Council, may not be adopted before the executive committee has reported on it to Council in accordance to section 6 of Council's Financial By-laws, adopted by Council under Administrator's Notice 213 dated 28 February 1968, as amended.

**44. Motion or proposal affecting By-laws to be referred to executive committee**

A motion or proposal other than a recommendation of the executive committee affecting the making or amendment of a By-law must, before Council adopts a resolution on it, be submitted to the executive committee for a report on it.

**45. Proposal which may be received**

- (1) Subject to section 65 (*Committees of Council*), when a motion or proposal is under debate at a meeting, no further proposal may be received except a motion or proposal –
  - a. To amend the motion or proposal
  - b. That the question be referred back to the executive committee for further consideration
  - c. That consideration of the question be postponed
  - d. That the meeting be adjourned
  - e. That the debate be adjourned
  - f. That the question be put to the vote; or
  - g. That Council proceeds to the next business,but such proposal may only be submitted to Council for decision if it was duly seconded.
- (2) A proposal in terms of subsection (1)a and b may only be put by a member while he or she is speaking on a motion or proposal under debate.
- (3) If a proposal is put in terms of subsection (1)a or b, no further proposal may be put in terms of subsection (1) before the mover and seconder of the motion or proposal under debate have spoken on it.
- (4) A proposal in terms of subsection (1)c, d, e, f or g by a member who did not take part in the debate on the motion or proposal under discussion, may only be put at the conclusion of a speech.
- (5) A second proposal in terms of subsection (1)c, d, e, f or g may not be made within half an hour of a similar proposal on the same matter unless, in the opinion of the speaker, the circumstances are materially altered.
- (6) Save as provided for in subsection (2) and (3), a member who has made a proposal in terms of subsection (1), may speak on it for not more than five

minutes, but the seconder will not be allowed to speak on it, and there will be no right of reply.

- (7) The member who put the motion or proposal under debate may, when a proposal is made in terms of subsection (1), without forfeiting his or her right of reply if the proposal is not carried, speak on such proposal for not more than five minutes and subsequently the proposal must be put without further debate.
- (8) A proposal in terms of subsection (1) must be dealt with in terms of sections 47 (*Question must be referred back for further consideration*) to 53 (*Precedence of speaker*).

#### 46. **Amendment of motion or proposal**

- (1) An amendment which is moved in terms of section 45(1)a (*Proposal which may be received*) –
  - a. Must be relevant to the motion or proposal on which it is moved;
  - b. Must be reduced to writing, signed by the mover and handed to the speaker; and
  - c. Must be clearly stated to the meeting by the speaker before it is put to the vote.
- (2) Subject to section 45(3) (*Proposal which may be received*), more than one amendment of a motion or proposal may be moved and, save as provided in subsection (5), every amendment proposed must be put to the vote at the close of the debate on such motion or proposal.
- (3) If more than one amendment to a motion or proposal has been moved, such amendments must be put to the vote in the order in which they are moved.
- (4) No member may move more than one amendment of the same motion or proposal.
- (5) If an amendment is carried, the amended motion or proposal must take the place of the original motion or proposal in respect of which any further proposed amendments must be put, however the speaker may, if he or she is of the opinion that an amendment which has been carried, renders

another amendment unnecessary or pointless, rule that such other amendment need to be put, after which the latter amendment lapses.

**47. Question must be referred back for further consideration**

- (1) A proposal in terms of section 45(1)b (*Proposal which may be received*) may only be made in respect of a recommendation by the executive committee, which recommendation is being considered by Council.
- (2) A proposal in terms of section 45(1)b (*Proposal which may be received*) may not be put until the mover has spoken on it, and if the proposal is carried, the debate on the recommendation must end and Council must proceed to the next business.

**48. Postponement of consideration of question**

- (1) If a motion is carried that consideration of a question be postponed, as contemplated in section 45(1)c (*Proposals which may be received*), to a stated date, the motion or proposal, if the question did not arise from a recommendation of the executive committee, must, subject to section 50 (*Adjournment of debate*), be placed first among the motions or proposals which are to be considered on the particular date contemplated in section 33(1)i (*Order of business of ordinary meeting*).
- (2) If such a question arises from a recommendation of the executive committee, it must be contained in the report of that committee to Council on the day in question.

**49. Adjournment of meeting**

A member may not at any meeting move or second more than one proposal for the adjournment of the meeting.

**50. Adjournment of debate**

- (1) If a proposal that the debate be adjourned, as contemplated in section 45(1)e (*Proposals which may be received*), is carried, Council must deal with the next question on the agenda and the question in respect of which

the debate has been adjourned must, despite section 48 (*Postponement of consideration of question*), be placed first on the list of motions or proposal contemplated in section (33)(1)i (*Order of business of ordinary meeting*), of the next meeting and the discussion of it must be resumed at that meeting.

- (2) When an adjourned debate is resumed, the member who moved its adjournment is entitled to speak first.
- (3) A member may not move or second more than one proposal for adjournment of the same debate.

51. **Putting of question**

The mover of a motion or proposal under debate has, despite the fact that the motion or proposal has been adopted in terms of section 45(1)f (*Proposals which may be received*), the right to reply in terms of section 56 before the question is put.

52. **Proposal that Council proceed to next business**

- (1) A proposal in terms of section 45(1)g (*Proposals which may be received*), may be carried unless Council is required on legal rounds to pass a resolution on a particular question.
- (2) If a proposal in terms of section 45(1)g (*Proposals which maybe received*) is carried, the question under discussion must be dropped and lapses.

53. **Precedence of Speaker**

Whenever the speaker speaks, any member then speaking or offering to speak is to sit down, and the members are to be silent so that the speaker may be heard without interruption.

54. **Members to stand while speaking**

- (1) A member must stand when he or she speaks and must address the chair,
- (2) If a member who is not speaking rises on a point of order or to make a proposal and the member is seen and addressed by the speaker, the

member who is then speaking must sit down until the speaker has made a ruling.

**55. Length of speeches**

- (1) Subject to the provisions of section 36 (*Moving of reports of executive committee*), 45 (*Proposals which may be received*), 64 (*Council in committee*) and 53 (*Precedence of speaker*), a member may speak for no longer than 15 minutes on a motion or proposal, however Council may permit a speech to be continued for a further period or periods of 10 minutes in total.
- (2) Council may waive the provisions of subsection (1) in regard to a statement which is made with the consent of Council by the mayor or a member of the executive committee, in relation to any matter which arises from a report of the executive committee.
- (3) The provisions of this section do not apply to a member who delivers the mayoral report or in the case when the estimates of income and expenditure are presented.

**56. Member to speak once only**

- (1) Subject to provisions to the contrary which are contained in these By-laws, no member may speak more than once on any motion or proposal, however the mover may reply in conclusion of the debate, but must confine himself or herself to answering to previous speakers and he or she may not introduce any new matter into the debate.
- (2) Council may permit the mayor or a member who made a proposal in terms of section 36 (*Moving of reports of executive committee*) to make, in reply to a specific question, an explanatory statement before the consideration of any particular item which is contained in the report of the executive committee or during the discussion of the report.

**57. Relevance**

A member who speaks must direct his or her speech strictly to the matter under discussion or to an explanation or a question of order and no discussion is permitted –

- (1) which will anticipate any matter on the agenda; or
- (2) in respect of any matter of which a decision by a judicial or quasi-judicial body or a commission of inquiry, whether instituted in terms of legislation or not, is pending, however such matter may be considered with the permission of Council.

**58. Irrelevance, tedious repetition**

- (1) The speaker must call the attention of the members to irrelevance, tedious repetition, unbecoming language or any breach of order on the part of a member and must direct the member, if speaking, to discontinue his or her speech or, in the event of persistent disregard of the authority of the chair, to retire from the meeting.
- (2) The speaker must direct a member to apologize or withdraw an allegation if it is unbecoming or insures or impairs the dignity or honor of a member or officer of Council.

**59. Removal or exclusion of members**

- (1) If a member refuses to comply with a direction in terms of section 58 (*Irrelevance, tedious repetition, unbecoming language and breach of order*), the speaker may direct an officer to remove the member or cause his or her removal and to take steps to prevent his or her return to the meeting.
- (2) Council may exclude from meetings of Council, for such period as it may determine but not exceeding 60 days a member who willfully disregards the authority of the chair or who willfully obstructs the business at any meeting.
- (3) A proposal to exclude a person may be moved at any stage of the meeting.

- (4) In the instance where the MEC in accordance with section 14(6) of Schedule 1 of the Municipal Systems Act, has –
- a. removed a councilor from office; or
  - b. suspended a councilor for a period with the condition that the councilor may not participate in the proceedings of Council or its committees,
- the member may not participate in the proceedings of Council or any of its committees.
- (5) The suspension or cancellation of a traditional leader's right to participate in the proceedings of Council does not affect that traditional leader's right to address Council in terms of section 81(3) of the Municipal Structures Act.

**60. Points of order and personal explanation**

- (1) For the purpose of this section –
- “**a point of order**” means pointing out any deviation of or anything contrary to these By-laws or other By-laws of Council or any law;
- “**a personal explanation**” means the explanation of some material part, which may have been misunderstood, of a member's former speech.
- (2) Any member, whether or not he or she has addressed Council on the matter under debate, may -
- a. rise to a point of order; or
  - b. gives a personal explanation.
- (3) A member contemplated in subsection (2) is entitled to be heard immediately.
- (4) Subject to section 62 (*Interpretation of By-laws*), the ruling of the speaker on a point of order or whether a personal explanation is admissible is final and is not open to discussion.

**61. Mode of Voting**

- (1) Every motion or proposal must be submitted to Council by the speaker who must call upon the members to indicate by a show of hands whether

they are for or against it, and the speaker must thereupon declare the result of the voting.

- (2) After the speaker has declared the result of voting in terms of subsection (1) a member may, by rising and putting such demand to the speaker, demand –
  - a. that his or her vote be recorded against the decision; or
  - b. a division.
- (3) When a division in terms of subsection (2)b is demanded, the speaker must accede thereto, and a bell must be rung for at least one minute, whereupon all entrances to the chamber must be closed, and no member may thereafter leave or enter the council chamber until after the result of the division has been declared.
- (4) After expiry of the period which is specified in subsection (3), the motion or proposal must again be put to the vote by the speaker and thereafter he or she must declare the result of the division.
- (5) When a division takes place in accordance with the preceding provisions, every member present, including the speaker, is obliged to record his or her vote for or against the motion or proposal, and the vote of each member must be taken separately by name and recorded in the minutes by the municipal manager.
- (6) A member who demands a division may not leave the Council chamber before such division has been taken.
- (7) In case of an equality of votes the speaker must exercise a second or casting vote in addition to his or her vote as a councilor.<sup>15</sup>

## 62. Interpretation of By-laws

- (1) Any member may request that the ruling of the speaker as to interpretation of these By-laws be recorded in the minutes, and a register of such rulings must be kept by the municipal manager.
- (2) The speaker must sign the entry in the register of each ruling given by him or her.

<sup>15</sup> See Section 30(4) of the Municipal Structures Act

- (3) A member who has a request in terms of subsection (1), may orally during that meeting or within five days thereof in writing require the municipal manager to submit the matter to the executive committee, in which event the executive committee must consider the ruling and report on it to Council.
- (4) Council may, on the recommendation of the executive committee, direct that the ruling of the speaker be amended or substituted.

63. **Maintenance of order**

- (1) The speaker may at any time during a meeting, if he or she deems it necessary for the maintenance or order, direct an officer to remove or cause the removal of any person, excluding a member, from the council chamber or order that the public gallery be vacated.
- (2) No person may enter or remain in the council chamber unless he or she is properly dressed.
- (3) Any person who refuses to carry out any directive or order given in terms of subsection (1), or who willfully obstructs carrying out of such directive or order or otherwise contravene a provision of subsection (1) or (2), is guilty of an offence and is on conviction liable to a fine of R500,00 and to imprisonment for 3 months or both.

64. **Council in Committee**

- (1) Notwithstanding anything to the contrary which is contained in these By-laws, a member may –
  - a. at any time after an item on the agenda has been called or during consideration of it, move that Council resolves itself into committee, or
  - b. if Council is in committee as contemplated in paragraph a, move that for the further consideration of the item under debate, Council resolves to consider the matter in open council,

However, the mayor or the member of the executive committee contemplated in section 36(1) (*Moving of reports of executive committee*), may at any time move that council resolves itself into committee for consideration of one or more items on the agenda.

- (2) No seconder is required for a motion in terms of subsection (1).
- (3) Notwithstanding anything to the contrary which is contained in these By-laws, only the member who moves a motion in terms of subsection (1) may speak on such motion for a period which does not exceed five minutes and must restrict his or her speech to the reasons why Council should resolve itself into committee or discuss the matter in the open council as the case may be, however, if a motion is moved in terms of subsection (1), the member concerned may speak for a period which does not exceed five minutes on each item in respect of which the proposal is made.
- (4) The speaker may, if in his or her opinion information is disclosed or is about to be disclosed in the course of a speech which may be prejudicial to Council or the inhabitants of the municipality direct the member concerned to immediately discontinue his or her speech.
- (5) If Council is in committee, the provisions of these By-laws except in so far as they are in conflict with this section, apply.
- (6) If Council adopts a resolution in terms of subsection (1), the further debate on the item in question, whether in or out of committee, shall for all purposes be deemed to be continuation of the preceding debate on that item.
- (7) If a proposal in terms of the proviso to subsection (1) is carried, the speaker must determine when the items concerned must be considered and all such items must be considered consecutively.
- (8) At the conclusion of the consideration of items in committee, Council must revert to the consideration of further items in open council.
- (9) When Council resolves itself into committee all members of the public and council officials except the municipal manager and such other officials as the speaker may require to remain, must leave the council chamber and may not return to the council chamber for the duration of the proceedings in committee.
- (10) The speaker may direct an official to eject or cause to be ejected any person who remains in the council chamber in contravention of subsection

(9), or to take steps to prevent any person from entering into the chamber in contravention of that subsection.

**65. Committees of Council**

- (1) Subject to section 35 of the Municipal Structures Act, Council may –
  - a. establish one or more committees necessary for the effective and efficient performance of any of its functions or the executive of any of its powers;
  - b. appoint the members of such a committee from among its members; and
  - c. dissolve a committee at any time.
- (2) Council –
  - a. must determine the functions of a committee;
  - b. may delegate duties and power to it in terms of its systems of delegation;
  - c. must appoint the chairperson
  - d. may authorize a committee to co-opt within the limits determined by Council, advisory members who are not members of Council,
  - e. may remove a member of a committee at any time; and
  - f. may determine a committee's procedure.<sup>16</sup>
- (3) A member of a committee who wishes to resign from a committee, must tender his or her resignation in writing to the municipal manager and thereafter the resignation may not be withdrawn.
- (4) The executive committee must report to Council every vacancy which arises in a committee of Council, excluding the executive committee, not later than at the second ordinary meeting after the committee meeting at which the vacancy was announced, and Council may fill the vacancy.
- (5) If leave of absence from a meeting of a committee of Council is granted to a member who is a member of the executive committee, Council may nominate another member to act in the absence of the member.

<sup>16</sup> See Section 79 of the Municipal Structures Act

**66. Committees to assist executive committee**

- (1) Council may appoint in terms of section 65(*Committees of Council*) committees of councilors to assist the executive committee.
- (2) Such a committee may not in number exceed the number of members of the executive committee.
- (3) The executive committee –
  - a. appoints, from the executive committee, a chairperson for each committee,
  - b. may delegate any powers and assign any duties of the executive committee to the committee;
  - c. is not divested of the responsibility concerning the exercise of the power or the performance of the duty so delegated or assigned; and
  - d. may vary or revoke any decision taken by a committee, subject to any vested rights.
- (4) Such a committee must report to the executive committee in accordance with the directions of the executive committee.<sup>17</sup>

**67. Special meetings of Council**

- (1) The speaker may at any time, and must upon written request of not less than one-third of the members of Council, cause a special meeting of Council to be concerned, and the municipal manager must, where he or she is required by law, convene a special meeting of Council in accordance with the provisions of section 7 (*Notice of meeting to members*).
- (2) Only those matters stated in the notice may be dealt with at the meeting.

**68. Repeal**

The Standard Standing Orders, Government Gazette No. 4589 of 26 October 1988, Administration Notice No. 1261, are hereby repealed. Chapter III of the Local Government Ordinance, 1939 (Ordinance No. 17 of 1939), shall no longer apply to the subject of these By-laws.

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<sup>17</sup> See Section 80 of the Municipal Structures Act

69. **Short Title**

These By-laws are called the Rules and Orders of Makhado Municipal Council, 2007, and is effective from the date of publication hereof in the Provincial Gazette.

Civic Center  
No 83 Krogh Street  
LOUIS TRICHARDT  
0920

MS A F MUTHAMBI  
MUNICIPAL MANAGER

File: 1/3/34/2  
Notice No. 97/2007

29 June 2007

**SCHEDULE 1****UNIFORM STANDING PROCEDURE FOR IMPOSITION OF SANCTIONS ON COUNCILORS FOR NON-ATTENDANCE OF MEETINGS**

The Makhado Municipal Council has in terms of item 4(3) of Schedule 1 to the Municipal Systems Act adopted the following uniform standing procedure for the imposition of a fine to, or the removal of a councilor for the non-attendance of meetings:

- (1) A member who wants to be absent from any meeting of Council or any committee of Council must –
  - a. File an application; or
  - b. Be granted permission to be absent from any meeting Council or any committee of Council, in accordance with Council's approved policy in this regard.
- (2) Allegations that a councilor has not attended a meeting of Council or any committee of Council in contravention of item 3 of Schedule 1 to the Municipal Systems Act, must be submitted to the speaker in writing.
- (3) If the speaker, after having studied the written allegations, has a reasonable suspicion that the councilor contravened the said item 3, the speaker must appoint a person (the "investigator") to investigate the matter and submit all the evidence to the speaker.
- (4) If the further evidence obtained from the investigator supports the initial suspicion of the speaker, the speaker must in writing submit all the evidence to the councilor and afford him or her opportunity to reply to the allegations in writing within 21 days.
- (5) The speaker must then submit all the evidence against, and the reply by the councilor to the Rules and Ethics Committee, and inform the councilor in writing that he or she is entitled to attend the meeting of the Rules and Ethics Committee and elaborate on his or her written reply.

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- (6) The Rules and Ethics Committee must after its meeting –
- a. Consider all the evidence submitted to it;
  - b. Make a finding on whether or not the councilor contravened the said item 3
  - c. Inform the councilor in writing of its finding or the sanctions contemplated in item 4 of the said Schedule 1 and of his or her rights to make representations about the sanctions within 14 days.
  - d. Formulate a recommendation to council after the 14 days have elapsed.
- (7) The speaker must then report the matter to a meeting of Council in terms of item 13(1)(c) of the Schedule 1, and submit all the relevant information to Council.
- (8) Once Council has made its decision on all the facts, the speaker must –
- a. In writing inform the councilor of the decision and the reasons for it, as well as of his or her right of appeal under item 14(3) of the said Schedule 1 to the MEC;
  - b. Report the outcome of the investigation to the MEC in terms of item 13(3) of the said Schedule; and
  - c. Inform the public as prescribed in section 4(2)(b)(iv) of the Promotion of Administrative Justice Act, 2000 (Act no. 3 of 2000).
- (9) Rules (2) to (8) apply, with the necessary changes, to instances where a councilor has breached other provisions of the Code of Conduct for Councilors as contained in Schedule 1 to the Municipal Systems Act.
- (10) If a member is, in a financial year of the Municipality, absent from a meeting of Council or the executive committee or a meeting of a committee of Council without the necessary leave or permission, such member forfeits –

- a. 10 percent of his or her monthly remuneration for the first non-attendance of a meeting;
  - b. 15 percent for the second non-attendance of a meeting; and
  - c. 20 percent for each subsequent non-attendance of a meeting.
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**SCHEDULE 2****PROCEDURE FOR INVESTIGATION REGARDING ANY ALLEGATION OF MISCONDUCT AGAINST A MEMBER OF A MUNICIPAL COUNCIL**

1. Whenever the speaker becomes aware of any contravention of/or failure to comply with any provision of the Code of Conduct as contained in Schedule 1 of the Local Government: Municipal Systems Act, Act 32 of 2000, he or she may of own volition, or whenever any allegation is made in a sworn or affirmed statement to comply with any provision of the Code, he or she shall:  
*Obtain the written comments of the member concerned, and investigate the facts and circumstances informally.*
2. If a member fails to furnish the speaker with his or her comments within 14 days after being requested to do so by the speaker or after such extension of time as permitted at the discretion of the speaker, the speaker may form his/her prima facie opinion without such comments.
3. If the speaker is satisfied that a contravention or failure to comply has not prima facie occurred, he shall inform the person who made the allegation or statement and the member implicated of his or her decision.
4. If he or she is satisfied that a contravention or failure to comply has prima facie occurred, he or she call a meeting of the committee selected by the Council either in general or specifically for that purpose to consider the matter. Any member implicated in the matter shall not be entitled to serve in the committee.
5. The speaker shall determine the procedure for the hearing of the matter, provided that the following rules be complied with:
  - a. Any person giving evidence before the committee may be required to do so under oath or affirmation;
  - b. the member implicated has the right to be present when any evidence is heard, except as set out in e, and may ask relevant questions based on the statement to the person, as may the committee;
  - c. The committee may ask questions from the members implicated.

- d. The member implicated will be entitled to representation by a legal representative or other representative approved by the committee as may any person appearing before the committee.
  - e. If the member implicated refuses to attend the meeting/does not attend the meeting or are instructed by the speaker to leave because of his or her conduct at the meeting, the meeting may continue in the absence of such member.
  - f. The speaker and/or committee may be assisted during the proceedings by an official or other advisor.
  - g. The member implicated will have the right to present evidence on the statements implicating him or her and to call witnesses.
  - h. The committee may call witnesses to assist them in making a decision.
6. If the speaker is implicated in any contravention of or failure to comply with the Code of Conduct, the functions in this procedure will be performed by the Mayor and if he or she is also implicated, then by a member appointed by Council.
  7. After consideration of all evidence the committee must make a finding whether the member contravened or failed to comply with the Code of Conduct and inform the person who made the allegation or statement and the member implicated of its finding.
  8. If the finding is that the member did contravene or fail to comply with the Code of Conduct, the committee must report its finding to Council and recommend an appropriate sanction.
  9. After deciding on the appropriate sanction by Council the speaker must inform the member thereof and inform the member of his or her right of appeal in terms of the Code of Conduct.
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### SCHEDULE 3

#### BY-LAWS PROCESS

1. **Introduction of draft by-laws**

A draft by-law may only be introduced by a member of Council or the executive committee.

2. **Introduction by member**

(1) A member introduces a draft by-law by submitting it together with a memorandum on the objects of the by-law to the speaker.

(2) The speaker must on receipt of draft by-law, present it together with any comments received in terms of sub-item (3), to the executive committee for consideration.

(3) The speaker must obtain the comments of the Municipal Manager on the contents of the draft by-law and may solicit the comments of any person.

(4) The executive committee must within 3 months of receipt of draft by-laws from the speaker consider the matter and submit a report to the Council.

3. **Introduction by Executive Committee**

(1) The Executive Committee may on own volition or after considering a request from the Municipal Manager introduce a draft by-law.

(2) If the Executive Committee on own volition decides to introduce a draft by-law, it shall obtain the comments of the Municipal Manager on the contents thereof and may solicit the comments of any person thereon.

(3) The Executive Committee shall submit a report on its proposal to introduce a draft by-law to the Council.

**4. First introduction to Council**

- (1) A draft by-law introduced by a member or the executive committee shall be reported to the Council in the following form –
  - a. an executive summary of the draft by-law,
  - b. a memorandum on the objects of the by-law,
  - c. the need to regulate the conduct proposed in the draft by-law,
  - d. the contents of the proposed by-laws,
  - e. other by-laws that must be repealed or amended if the draft by-law is adopted,
  - f. any relevant comments or proposals, and
  - g. a recommendation.
- (2) Council after considering the report referred to in sub item (1) must decide to either reject the proposed by-law or to provisionally pass it.
- (3) When a proposed by-law has been rejected by the Council, no by-law of the same substance may be introduced within a period of 6 months from the date of rejection.
- (4) When a proposed by-law has been provisionally passed, it must be advertised for public comment.

**5. Publication**

- (1) The Municipal Manager must as soon as possible after Council has provisionally passed a by-law, publish the draft by-law for public comment in the Zoutpansberger and Makhado Mirror in such a manner that the public will have the opportunity to make representations with regard thereto.

- (2) The publication must be in the official languages of the Province.

**6. Second introduction to Council**

- (1) The Municipal Manager must as soon as possible after the closing date for public representations submit a report to the executive committee together with –
- a. a copy of the proposed by-law,
  - b. copies of the advertisements in which the public was invited to make representations,
  - c. any comments received from the public, and
  - d. any other comments from the administration.
- (2) The executive committee must consider the report by the Municipal Manager and advise the Council to either pass the by-law, pass the by-law in an amended form, or reject it.
- (3) When a draft by-law has been rejected by the Council, no by-law of the same substance may be introduced within a period of 6 months from the date of rejection.

**7. Debate Procedure**

The rules pertaining to debate also apply to the legislative process.

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**LOCAL AUTHORITY NOTICE 229**

**ERRATUM FOR LOCAL AUTHORITY NOTICE-THABAZIMBI MUNICIPALITY**

**THABAZIMBI AMENDMENT SCHEME 168**

Please note that in Local Authority Notice 42/2007 of Thabazimbi Municipality placed in the Limpopo Government Gazette of 17 August 2007, the English Notice read: "ONE DWELLING PER 100 m<sup>2</sup>" instead of "ONE DWELLING PER 1 000 m<sup>2</sup>". We apologise for any inconvenience caused.

**T. S. R. NKHUMISE**

**Municipal Manager**

Private Bag X530, Thabazimbi, 0380

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**PLAASLIKE BESTUURSKENNISGEWING 229**

**ERRATUM VIR PLAASLIKE BESTUURSKENNISGEWING-THABAZIMBI MUNISIPALITEIT**

**THABAZIMBI WYSIGINGSKEMA 168**

Let asseblief daarop dat in Plaaslike Bestuurskennisgewing 42/2007 van Thabazimbi Munisipaliteit, wat geplaas is in die Limpopo Provinsiale Koerant van 17 Augustus 2007, die Engelse Kennisgewing verwys na: "ONE DWELLING PER 100 m<sup>2</sup>" in plaas van "ONE DWELLING PER 1 000 m<sup>2</sup>". Ons vra om verskoning vir enige ongerief.

**T. S. R. NKHUMISE**

**Munisipale Bestuurder**

Privaatsak X530, Thabazimbi, 0380

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