



# NORTH WEST NOORDWES

## PROVINCIAL GAZETTE PROVINSIALE KOERANT

Vol. 263

MAHIKENG  
8 DECEMBER 2020  
8 DESEMBER 2020

No. 8168

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



**AIDS  
HELPLINE**

**0800 012 322**

DEPARTMENT OF HEALTH

**Prevention is the cure**

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

ISSN 1682-4532



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**IMPORTANT NOTICE OF OFFICE RELOCATION**

government  
printing

Department:  
Government Printing Works  
REPUBLIC OF SOUTH AFRICA

Private Bag X85, PRETORIA, 0001 149 Bosman Street, PRETORIA  
Tel: 012 748 6197, Website: [www.gpwonline.co.za](http://www.gpwonline.co.za)

**URGENT NOTICE TO OUR VALUED CUSTOMERS: PUBLICATIONS OFFICE'S RELOCATION HAS BEEN TEMPORARILY SUSPENDED.**

Please be advised that the GPW Publications office will no longer move to 88 Visagie Street as indicated in the previous notices.

The move has been suspended due to the fact that the new building in 88 Visagie Street is not ready for occupation yet.

We will later on issue another notice informing you of the new date of relocation.

We are doing everything possible to ensure that our service to you is not disrupted.

As things stand, we will continue providing you with our normal service from the current location at 196 Paul Kruger Street, Masada building.

Customers who seek further information and or have any questions or concerns are free to contact us through telephone 012 748 6066 or email Ms Maureen Toka at [Maureen.Toka@gpw.gov.za](mailto:Maureen.Toka@gpw.gov.za) or cell phone at 082 859 4910.

Please note that you will still be able to download gazettes free of charge from our website [www.gpwonline.co.za](http://www.gpwonline.co.za).

We apologise for any inconvenience this might have caused.

Issued by GPW Communications

**IMPORTANT NOTICE:**

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

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

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government  
printing

Department:  
Government Printing Works  
REPUBLIC OF SOUTH AFRICA

## HIGH ALERT: SCAM WARNING!!!

### TO ALL SUPPLIERS AND SERVICE PROVIDERS OF THE GOVERNMENT PRINTING WORKS

It has come to the attention of the *GOVERNMENT PRINTING WORKS* that there are certain unscrupulous companies and individuals who are defrauding unsuspecting businesses disguised as representatives of the *Government Printing Works (GPW)*.

The scam involves the fraudsters using the letterhead of *GPW* to send out fake tender bids to companies and requests to supply equipment and goods.

Although the contact person's name on the letter may be of an existing official, the contact details on the letter are not the same as the *Government Printing Works*. When searching on the Internet for the address of the company that has sent the fake tender document, the address does not exist.

The banking details are in a private name and not company name. Government will never ask you to deposit any funds for any business transaction. *GPW* has alerted the relevant law enforcement authorities to investigate this scam to protect legitimate businesses as well as the name of the organisation.

Example of e-mails these fraudsters are using:

[PROCUREMENT@GPW-GOV.ORG](mailto:PROCUREMENT@GPW-GOV.ORG)

Should you suspect that you are a victim of a scam, you must urgently contact the police and inform the *GPW*.

*GPW* has an official email with the domain as [@gpw.gov.za](mailto:@gpw.gov.za)

Government e-mails DO NOT have org in their e-mail addresses. All of these fraudsters also use the same or very similar telephone numbers. Although such number with an area code 012 looks like a landline, it is not fixed to any property.

*GPW* will never send you an e-mail asking you to supply equipment and goods without a purchase/order number. *GPW* does not procure goods for another level of Government. The organisation will not be liable for actions that result in companies or individuals being resultant victims of such a scam.

*Government Printing Works* gives businesses the opportunity to supply goods and services through RFQ / Tendering process. In order to be eligible to bid to provide goods and services, suppliers must be registered on the National Treasury's Central Supplier Database (CSD). To be registered, they must meet all current legislative requirements (e.g. have a valid tax clearance certificate and be in good standing with the South African Revenue Services - SARS).

The tender process is managed through the Supply Chain Management (SCM) system of the department. SCM is highly regulated to minimise the risk of fraud, and to meet objectives which include value for money, open and effective competition, equitability, accountability, fair dealing, transparency and an ethical approach. Relevant legislation, regulations, policies, guidelines and instructions can be found on the tender's website.

## Fake Tenders

National Treasury's CSD has launched the Government Order Scam campaign to combat fraudulent requests for quotes (RFQs). Such fraudulent requests have resulted in innocent companies losing money. We work hard at preventing and fighting fraud, but criminal activity is always a risk.

### How tender scams work

There are many types of tender scams. Here are some of the more frequent scenarios:

Fraudsters use what appears to be government department stationery with fictitious logos and contact details to send a fake RFQ to a company to invite it to urgently supply goods. Shortly after the company has submitted its quote, it receives notification that it has won the tender. The company delivers the goods to someone who poses as an official or at a fake site. The Department has no idea of this transaction made in its name. The company is then never paid and suffers a loss.

OR

Fraudsters use what appears to be government department stationery with fictitious logos and contact details to send a fake RFQ to Company A to invite it to urgently supply goods. Typically, the tender specification is so unique that only Company B (a fictitious company created by the fraudster) can supply the goods in question.

Shortly after Company A has submitted its quote it receives notification that it has won the tender. Company A orders the goods and pays a deposit to the fictitious Company B. Once Company B receives the money, it disappears. Company A's money is stolen in the process.

Protect yourself from being scammed

- If you are registered on the supplier databases and you receive a request to tender or quote that seems to be from a government department, contact the department to confirm that the request is legitimate. Do not use the contact details on the tender document as these might be fraudulent.
- Compare tender details with those that appear in the Tender Bulletin, available online at [www.gpwonline.co.za](http://www.gpwonline.co.za)
- Make sure you familiarise yourself with how government procures goods and services. Visit the tender website for more information on how to tender.
- If you are uncomfortable about the request received, consider visiting the government department and/or the place of delivery and/or the service provider from whom you will be sourcing the goods.
- In the unlikely event that you are asked for a deposit to make a bid, contact the SCM unit of the department in question to ask whether this is in fact correct.

Any incidents of corruption, fraud, theft and misuse of government property in the *Government Printing Works* can be reported to:

Supply Chain Management: Ms. Anna Marie Du Toit, Tel. (012) 748 6292.  
Email: [Annamarie.DuToit@gpw.gov.za](mailto:Annamarie.DuToit@gpw.gov.za)

Marketing and Stakeholder Relations: Ms Bonakele Mbhele, at Tel. (012) 748 6193.  
Email: [Bonakele.Mbhele@gpw.gov.za](mailto:Bonakele.Mbhele@gpw.gov.za)

Security Services: Mr Daniel Legoabe, at tel. (012) 748 6176.  
Email: [Daniel.Legoabe@gpw.gov.za](mailto:Daniel.Legoabe@gpw.gov.za)

## Closing times for **ORDINARY WEEKLY** **2020** NORTHWEST PROVINCIAL GAZETTE

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

- **20 December 2019**, Friday for the issue of Tuesday **31 December 2019**
- **30 December 2019**, Monday for the issue of Tuesday **07 January 2020**
- **07 January**, Tuesday for the issue of Tuesday **14 January 2020**
- **14 January**, Tuesday for the issue of Tuesday **21 January 2020**
- **21 January**, Tuesday for the issue of Tuesday **28 January 2020**
- **28 January**, Tuesday for the issue of Tuesday **04 February 2020**
- **04 February**, Tuesday for the issue of Tuesday **11 February 2020**
- **11 February**, Tuesday for the issue of Tuesday **18 February 2020**
- **18 February**, Tuesday for the issue of Tuesday **25 February 2020**
- **25 February**, Tuesday for the issue of Tuesday **03 March 2020**
- **03 March**, Tuesday for the issue of Tuesday **10 March 2020**
- **10 March**, Tuesday for the issue of Tuesday **17 March 2020**
- **17 March**, Tuesday for the issue of Tuesday **24 March 2020**
- **24 March**, Tuesday for the issue of Tuesday **31 March 2020**
- **31 March**, Tuesday for the issue of Tuesday **07 April 2020**
- **03 April**, Friday for the issue of Tuesday **14 April 2020**
- **14 April**, Tuesday for the issue of Tuesday **21 April 2020**
- **20 April**, Tuesday for the issue of Tuesday **28 April 2020**
- **24 April**, Friday for the issue of Tuesday **05 May 2020**
- **05 May**, Tuesday for the issue of Tuesday **12 May 2020**
- **12 May**, Tuesday for the issue of Tuesday **19 May 2020**
- **19 May**, Tuesday for the issue of Tuesday **26 May 2020**
- **26 May**, Tuesday for the issue of Tuesday **02 June 2020**
- **02 June**, Tuesday for the issue of Tuesday **09 June 2020**
- **09 June**, Monday for the issue of Tuesday **16 June 2020**
- **15 June**, Monday for the issue of Tuesday **23 June 2020**
- **23 June**, Tuesday for the issue of Tuesday **30 June 2020**
- **30 June**, Tuesday for the issue of Tuesday **07 July 2020**
- **07 July**, Tuesday for the issue of Tuesday **14 July 2020**
- **14 July**, Tuesday for the issue of Tuesday **21 July 2020**
- **21 July**, Tuesday for the issue Tuesday **28 July 2020**
- **28 July**, Tuesday for the issue of Tuesday **04 August 2020**
- **03 August**, Monday for the issue of Tuesday **11 August 2020**
- **11 August**, Tuesday for the issue of Tuesday **18 August 2020**
- **18 August**, Tuesday for the issue of Tuesday **25 August 2020**
- **25 August**, Tuesday for the issue of Tuesday **01 September 2020**
- **01 September**, Tuesday for the issue of Tuesday **08 September 2020**
- **08 September**, Tuesday for the issue of Tuesday **15 September 2020**
- **15 September**, Tuesday for the issue of Tuesday **22 September 2020**
- **21 September**, Monday for the issue of Tuesday **29 September 2020**
- **29 September**, Tuesday for the issue of Tuesday **06 October 2020**
- **06 October**, Tuesday for the issue of Tuesday **13 October 2020**
- **13 October**, Tuesday for the issue of Tuesday **20 October 2020**
- **20 October**, Tuesday for the issue of Tuesday **27 October 2020**
- **27 October**, Tuesday for the issue of Tuesday **03 November 2020**
- **03 November**, Tuesday for the issue of Tuesday **10 November 2020**
- **10 November**, Tuesday for the issue of Tuesday **17 November 2020**
- **17 November**, Tuesday for the issue of Tuesday **24 November 2020**
- **24 November**, Tuesday for the issue of Tuesday **01 December 2020**
- **01 December**, Tuesday for the issue of Tuesday **08 December 2020**
- **08 December**, Monday for the issue of Tuesday **15 December 2020**
- **14 December**, Monday for the issue of Tuesday **22 December 2020**
- **21 December**, Monday for the issue of Tuesday **29 December 2020**

# LIST OF TARIFF RATES

## FOR PUBLICATION OF NOTICES

**COMMENCEMENT: 1 APRIL 2018**

### NATIONAL AND PROVINCIAL

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

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

### EXTRA-ORDINARY

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

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

## GOVERNMENT PRINTING WORKS - BUSINESS RULES

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

### CLOSING TIMES FOR ACCEPTANCE OF NOTICES

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

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

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

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



## GOVERNMENT PRINTING WORKS - BUSINESS RULES

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

### EXTRAORDINARY GAZETTES

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

### NOTICE SUBMISSION PROCESS

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

**GOVERNMENT PRINTING WORKS - BUSINESS RULES**

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

**QUOTATIONS**

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

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

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

**CANCELLATIONS**

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

**AMENDMENTS TO NOTICES**

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

**REJECTIONS**

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

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

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

**GOVERNMENT PRINTER INDEMNIFIED AGAINST LIABILITY**

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

**LIABILITY OF ADVERTISER**

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

**CUSTOMER INQUIRIES**

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

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

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

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

## GOVERNMENT PRINTING WORKS - BUSINESS RULES

### PAYMENT OF COST

31. The Request for Quotation for placement of the notice should be sent to the Gazette Contact Centre as indicated above, prior to submission of notice for advertising.
32. Payment should then be made, or Purchase Order prepared based on the received quotation, prior to the submission of the notice for advertising as these documents i.e. proof of payment or Purchase order will be required as part of the notice submission, as indicated earlier.
33. Every proof of payment must have a valid **GPW** quotation number as a reference on the proof of payment document.
34. Where there is any doubt about the cost of publication of a notice, and in the case of copy, an enquiry, accompanied by the relevant copy, should be addressed to the Gazette Contact Centre, **Government Printing Works**, Private Bag X85, Pretoria, 0001 email: [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za) before publication.
35. Overpayment resulting from miscalculation on the part of the advertiser of the cost of publication of a notice will not be refunded, unless the advertiser furnishes adequate reasons why such miscalculation occurred. In the event of underpayments, the difference will be recovered from the advertiser, and future notice(s) will not be published until such time as the full cost of such publication has been duly paid in cash or electronic funds transfer into the **Government Printing Works** banking account.
36. In the event of a notice being cancelled, a refund will be made only if no cost regarding the placing of the notice has been incurred by the **Government Printing Works**.
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## GENERAL NOTICES • ALGEMENE KENNISGEWINGS

### NOTICE 102 OF 2020

## TSWAING LOCAL MUNICIPALITY TSWAING LOCAL MUNICIPALITY LAND USE SCHEME, 2020

Notice is hereby given in terms of the Spatial Planning and Land Use Management Act, Act 16 of 2013, read with Section 25 of the Tswaing Municipal By-Law on Spatial Planning and Land Use Management, 2017, that the Tswaing Local Municipal Council has adopted the Tswaing Land Use Scheme, 2020, in terms of resolution taken under item 006/01/2020 dated 31 January 2020.

The Tswaing Land Use Scheme, 2020, replaces the existing Tswaing Land Use Management Scheme, 2011 and will come into effect on the date of publication of this notice.

The Tswaing Land Use Scheme, 2020 can be viewed during normal office hours at the office Mr Phemelo Kwenamore at the Tswaing Municipal offices (on the corner of General Delarey Street and Government Street), Delareyville.

**MI MORUTI**  
Municipal Manager  
TSWAING LOCAL MUNICIPALITY  
Publication date: 8 December 2020

## PROCLAMATION • PROKLAMASIE

### PROCLAMATION 22 OF 2020

#### NOTICE OF AN APPROVAL OF AN AMENDMENT SCHEME IN TERMS OF SECTION 17(1)(V) OF RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2018. RUSTENBURG LOCAL MUNICIPALITY

##### RUSTENBURG AMENDMENT SCHEME 1977, 2040, 2050 & 2091

It is hereby notified in terms of the provisions of Section 17(1)(v) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-Law, 2018, that the Rustenburg Local Municipality has approved the applications for the amendment of the Rustenburg Land Use Scheme, 2005 being the rezoning of the under mentioned properties from their present zonings to the new zonings, as indicated below, subject to certain further conditions:

Scheme number	Property description	Present Zoning	New Zoning
1977	Remaining Extent of Erf 963 Rustenburg	"Residential 1"	"Special" for Offices, Medical Consulting Rooms and Service Enterprise, subject to conditions as contained in Annexure 2276
2040	Remaining Extent of Erf 759 Rustenburg	"Residential 1"	"Residential 2", subject to conditions as contained in Annexure 2325
2050	Remaining Extent of Erf 133 Rustenburg	"Residential 1"	"Business 1", subject to conditions as contained in Annexure 2335
2091	Portion 5 (a Portion of Portion 1) of Erf 704 Rustenburg	"Residential 1"	"Residential 2", subject to conditions as contained in Annexure 2376

Land Use Scheme and the scheme clauses and Annexures of these amendment schemes are filed with the Municipality and are open for inspection during normal office hours. These amendments are known as Rustenburg Amendment Scheme 1977, 2040, 2050 and 2091 **respectively** and shall come into operation on the date of publication of this notice. **MUNICIPAL MANAGER: V. Makona**

**PROKLAMASIE 22 VAN 2020****KENNISGEWING VAN 'N GOEDKEURING VAN 'N WYSIGINGSKEMA IN TERME VAN ARTIKEL 17(1)(V) VAN DIE RUSTENBURG PLAASLIKE MUNISIPALITEIT RUIMTELIKE BEPLANNING EN GRONDGEBRUIK-BESTUUR VERORDENING, 2018. RUSTENBURG PLAASLIKE MUNISIPALITEIT RUSTENBURG WYSIGINGSKEMA 1977, 2040, 2050 EN 2091**

Hiermee word kennis gegee in terme van die bepalings van Artikel 17(1)(v) van die Rustenburg Plaaslike Munisipaliteit Ruimtelike Beplanning en Grondgebruikbestuur Verordening, 2018, dat die Rustenburg Plaaslike Munisipaliteit die wysiging van die Rustenburg Grondgebruikbestuur Skema, 2005, goedgekeur het deur die hersonering van die eiendomme hieronder genoem vanaf hulle huidige sonering na die nuwe sonering soos hieronder teenoor die eiendom aangetoon, onderworpe aan sekere voorwaardes:

Skema nommer	Grond-beskrywing	Huidige Sonering	Nuwe Sonering
1977	Resterende Gedeelte van Erf 963 Rustenburg	"Residensieël 1"	"Spesiaal" vir Kantore, Mediese Spreekkamers en Diensondernemings, onderhewig aan voorwaardes soos vervat in Bylae 2276
2040	Resterende Gedeelte van Erf 759 Rustenburg	"Residensieël 1"	"Residensieël 2", onderhewig aan voorwaardes soos vervat in Bylae 2325
2050	Resterende Gedeelte van Erf 133 Rustenburg	"Residensieël 1"	"Besigheid 1", onderhewig aan voorwaardes soos vervat in Bylae 2335
2091	Gedeelte 5 ('n Gedeelte van Gedeelte 1) van Erf 704 Rustenburg	"Residensieël 1"	"Residensieël 2", onderhewig aan voorwaardes soos vervat in Bylae 2376

Grondgebruikskema en die skema klousules en Bylae van hierdie wysigingskemas is gestoor by die Munisipaliteit en is beskikbaar vir inspeksie gedurende normale kantoorure. Hierdie wysigingskemas staan bekend as Rustenburg Wysigingskema 1977, 2040, 2050 en 2091 **onderskeidelik** en sal in werking tree op die datum van publikasie van hierdie kennisgewing. **MUNISIPALE BESTUURDER:** V. Makona

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**PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS**

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**PROVINCIAL NOTICE 181 OF 2020****NOTICE IN TERMS OF CLAUSE 86(2)(a)(i) OF THE MADIBENG SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2016 FOR THE ESTABLISHMENT OF A TOWNSHIP****NOTICE OF APPLICATION FOR ESTABLISHMENT OF A TOWNSHIP ON PORTION 658 OF THE FARM ROODEKOPJES OF ZWARTKOPJES 427 JQ TO BE KNOWN AS OUKASIE EXTENSION 9**

I, Fumani Mathebula of Ngoti Development Consultants hereby give notice in terms of clause 86(2)(a)(i) of the Madibeng Spatial Planning and Land Use Management By-laws, 2016, that an application to establish the township referred to in the Annexure hereto, has been received by it.

Particulars of the application are open for inspection during normal office hours at the **Madibeng Local Municipality, 53 Van Velden Street, Brits 0250 for a period of 30 days from the 1<sup>st</sup> of December 2020.**

Objections to or representations together with contact details in respect of the application must be lodged in writing and in duplicate with the municipality at the abovementioned offices or posted to the Municipal Manager, PO Box 106, Brits, 0250. This should be done within a period of 30 days from the **1<sup>st</sup> of December 2020.**

Closing date for objections: 31<sup>st</sup> December

**Address of Authorised Agent:****NGOTI DEVELOPMENT CONSULTANTS****Faerie Glen, 6 Eros Road, Boardwalk Office Park, Block 9, Unit 2.****Contact Person: Mr. Fumani Mathebula Telephone No. 012 770 4022 or 081 218 6899**

Date on which notice will be published: 01-12-2020

**ANNEXURE**

Township establishment in Oukasie of 299 sites (Residential 1 – 290 erven, Business 1; 1 erf, Educational, institutional and Public Open Space) on Portion 658 of the Fram Roodekopjes of Zwartkopjes 427 JQ in Oukasie Township.

**1-8**



**PROVINSIALE KENNISGEWING 181 VAN 2020****KENNISGEWING INGEVOLGE KLOUSULE 86(2)(a)(i) VAN DIE MADIBENG RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUURVERKWONDERING, 2016 VIR DIE STIGTING VAN 'N DORP****KENNISGEWING VAN AANSOEK OM STIGTING VAN 'N DORP OP GEDEELTE 658 VAN DIE PLAAS ROODEKOPJES VAN ZWARTKOPJES 427 JQ BEKEND AS OUKASIE UITBREIDING 9**

Ek, Fumani Mathebula van Ngoti Development Consultants gee hiermee ingevolge klousule 86(2)(a)(i) van die Madibeng Ruimtelike Beplannings- en Grondgebruikbestuurverwyderingswetgewing, 2016, kennis dat 'n aansoek om die dorp bedoel in die Bylae hiervan te vestig, daardeur ontvang is.

Besonderhede van die aansoek lê gedurende gewone kantoorure insae by die Madibeng Plaaslike Munisipaliteit, Van Veldenstraat 53, Brits 0250, vir 'n tydperk van 30 dae vanaf 1 Desember 2020.

Besware teen of vertoe, tesame met kontakbesonderhede ten opsigte van die aansoek, moet skriftelik en in tweevoud by die munisipaliteit by bogenoemde kantore ingedien of aan die Munisipale Bestuurder, Posbus 106, Brits, 0250 geos word. Dit moet binne 'n tydperk van 30 dae vanaf 1 Desember 2020 gedoen word.

Sluitingsdatum vir besware: 31 Desember

**Adres van gemagtigde agent:****NGOTI DEVELOPMENT CONSULTANTS****Faerie Glen, 6 Eros Road, Boardwalk Office Park, Block 9, Unit 2.****Contact Person: Mr. Fumani Mathebula Telephone No. 012 770 4022 or 081 218 6899**

Datum waarop kennisgewing gepubliseer sal word: 01-12-2020

Dorpsstigting in Oukasie van 299 terreine (Residensieel 1 – 290 erwe, Besigheid 1; 1 erf, Opvoedkundige, institusionele en Publieke Oopruimte) op Gedeelte 658 van die Fram Roodekopjes van Zwartkopjes 427 JQ in Oukasie Township.

**1-8**

## PROVINCIAL NOTICE 182 OF 2020

### NOTICE OF APPLICATION FOR REZONING AND REMOVAL OF RESTRICTIVE TITLE CONDITIONS: ERF 61, FLAMWOOD IN TERMS OF SECTION 94(1)(a) OF THE CITY OF MATLOSANA SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW ON SPATIAL PLANNING AND LAND USE MANAGEMENT, 2016, READ TOGETHER WITH SPLUMA, 2013 (ACT 16 OF 2013), CITY OF MATLOSANA –AMENDMENT SCHEME 1322 WITH ANNEXURE 1247

I, Rene Vermeijs (ID: 610713 0001 08 1), of the firm Malepa Planning & Projects (Pty) Ltd (2007/015316/07) being the authorised agent of the owner of Erf 61, Flamwood, Registration Division IP, North West Province hereby gives notice in terms of Section 94(1)(a) of the City of Matlosana Spatial Planning and Land Use Management By-Law on Spatial Planning and Land Use Management, 2016, read together with the Spatial Planning and Land Use Management Act, 2013 (Act No.16 of 2013). That we have applied to the City of Matlosana in terms of;

- Section 56(1)(b)(ii) of the Town-planning and Townships Ordinance 1986, (Ordinance 15 of 1986) and Section 62(1) of the City of Matlosana Spatial Planning and Land Use Management by-Law, 2016, read together with the Spatial Planning and Land Use Management Act, 2013 (Act No.16 of 2013) for the rezoning Erf 61, Flamwood, Registration Division IP, North West Province, situated at 12 Fanny Avenue, Flamwood, North West Province from “Residential 1” to “Special” for the purpose of a dwelling unit and offices
- Section 63(2) of the City of Matlosana Spatial Planning and Land Use Management by-Law, 2016, read together with the Spatial Planning and Land Use Management Act, 2013 (Act No.16 of 2013) for the amendment, suspension or removal of restrictive C(a) on Page 3, and C(c) on Page 3 and Page 4 of Deed of Transfer T05/032823.

Particulars of the application will lie for inspection during normal office hours at the Records Section, Basement Floor, Klerksdorp Civic Centre, Bram Fisher and OR Tambo Street, Klerksdorp, for a period of 30 days from 8 December 2020.

Objections or representations in respect of the application, together with the reasons therefore, must be lodged with or made in writing or verbally, if the objector is unable to write, to the authorized agent and the Municipal Manager at the above address or posted to P.O. Box 99, Klerksdorp, 2570, within a period of 30 days from 8 December 2020. Any person who cannot write, may during office hours visit the City of Matlosana (Mr Danny Selemoseng: 018 487 8300) to assist those person/s by transcribing their comments, objections or representations within this period.

The closing date for submission of comments, objections or representation is 11 January 2021.

**Address of authorised agent: Malepa Planning and Projects (PTY) Ltd., 101 Anderson Street, Klerksdorp, 2571, P.O. Box 451, Klerksdorp, 2570, Email: [info@malepa.com](mailto:info@malepa.com), Tel No: (018) 462 4465**

08-15

## PROVINSIALE KENNISGEWING 182 VAN 2020

### KENNISGEWING VAN AANSOEK OM HERSONERING EN OPHEFFING VAN BEPERKENDE TITEL VOORWAARDES: ERF 61, FLAMWOOD IN TERME VAN ARTIKEL 94(1)(a) VAN DIE “CITY OF MATLOSANA SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW ON SPATIAL PLANNING AND LAND USE MANAGEMENT, 2016”, SAAMGELEES MET “SPLUMA, 2013 (ACT NO. 16 OF 2013)”, STAD VAN MATLOSANA – WYSIGINGSKEMA 1322 MET BYLAE 1247

Ek, Rene Vermeijs (ID: 610713 0001 08 1), van die firma Malepa Planning & Projects (Edms) Bpk, (2007/015316/07) synde die gemagtigde agent van die eienaar van Erf 61, Flamwood, Registrasie Afdeling IP, Noord Wes Provinsie gee hiermee ingevolge Artikel 94(1)(a) van die “City of Matlosana Spatial Planning and Land Use Management By-Law on Spatial Planning and Land Use Management, 2016”, saamgelees met die “Spatial Planning and Land Use Management Act, 2013 (Act No. 16 of 2013) dat ons aansoek gedoen het by die Stad van Matlosana ingevolge;

- Artikel 56(1)(b)(ii) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), en Artikel 62(1) van die “City of Matlosana Spatial Planning and Land Use Management By-Law on Spatial Planning and Land Use Management, 2016”, saamgelees met die “Spatial Planning and Land Use Management Act, 2013 (Act No. 16 of 2013) vir die hersonering van van Erf 61, Flamwood, Registrasie Afdeling IP, Noord Wes Provinsie geleë te Fanny Laan 12, Flamwood, Noord Wes Provinsie vanaf “Residensieel 1” na “Spesiaal” vir die doeleindes van ’n wooneenheid en kantore
- Artikel 63(2) van die “City of Matlosana Spatial Planning and Land Use Management By-Law on Spatial Planning and Land Use Management, 2016, saamgelees met die “Spatial Planning and Land Use Management Act, 2013 (Act No. 16 of 2013) vir die opheffing van beperkende voorwaardes C(a) op bladsy 3 en C(c) op bladsy 3 en bladsy 4 van Transportakte T05/032823.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die Rekords Afdeling, Kelder Verdieping, Burgersentrum, Bram Fisherstraat en OR Tambo Straat, Klerksdorp, vir ’n tydperk van 30 dae vanaf 8 Desember 2020.

Besware teen, of verhoë ten opsigte van die aansoek, tesame met die redes daarvoor, moet skriftelik of mondelings, indien die beswaarmaker nie in staat is om dit te skryf nie, by die kantoor ingedien word of gerig word aan die gemagtigde agent en die munisipale bestuurder by bogenoemde adres of aan Posbus 99, Klerksdorp, 2570 binne ’n tydperk van 30 dae vanaf 8 Desember 2020. Enige persoon wat nie kan skryf nie, mag gedurende kantoorure die Stad van Matlosana besoek waar ’n aangewese amptenaar van die Stad van Matlosana (Mnr Danny Selemoseng: 018 487 8300) daardie persone sal assisteer deur die kommentaar, beswaar of verhoë te transkribeer.

Die sluitingsdatum vir die indiening van kommentaar, besware of verhoë is 11 Januarie 2021.

**Adres van gemagtigde agent: Malepa Planning & Projects (PTY) Ltd., Anderson Straat 101, Plansentrum, Klerksdorp, 2571, Posbus 451, Klerksdorp, 2570. Tel Nr: (018) 462 4465), e-pos: [info@malepa.com](mailto:info@malepa.com)**

08-15

**PROVINCIAL NOTICE 183 OF 2020****NOTICE OF APPLICATION FOR REZONING AND REMOVAL OF RESTRICTIVE TITLE CONDITIONS: ERF 388, FLAMWOOD, EXTENSION 1, IN TERMS OF SECTION 94(1)(a) OF THE CITY OF MATLOSANA SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW ON SPATIAL PLANNING AND LAND USE MANAGEMENT, 2016, READ TOGETHER WITH SPLUMA, 2013 (ACT 16 OF 2013), CITY OF MATLOSANA –AMENDMENT SCHEME 1315**

I, Rene Vermeijs (ID: 610713 0001 08 1), of the firm Malepa Planning & Projects (Pty) Ltd (2007/015316/07) being the authorised agent of the owner of Erf 388, Flamwood, Extension 1, Registration Division IP, North West Province hereby gives notice in terms of Section 94(1)(a) of the City of Matlosana Spatial Planning and Land Use Management By-Law on Spatial Planning and Land Use Management, 2016, read together with the Spatial Planning and Land Use Management Act, 2013 (Act No.16 of 2013). That we have applied to the City of Matlosana in terms of;

Section 56(1)(b)(ii) of the Town-planning and Townships Ordinance 1986, (Ordinance 15 of 1986) and Section 62(1) of the City of Matlosana Spatial Planning and Land Use Management by-Law, 2016, read together with the Spatial Planning and Land Use Management Act, 2013 (Act No.16 of 2013) for the rezoning of Erf 388, Flamwood, Extension 1, Registration Division IP, North West Province, situated at 65 Monica Avenue, Flamwood Extension 1, North West Province from “Residential 1” to “Business 2”

Section 63(2) of the City of Matlosana Spatial Planning and Land Use Management by-Law, 2016, for the amendment, suspension or removal of restrictive conditions C (a) on Page 4 and C(c) on Page 4 and 5 of Deed of Transfer T157065/2000.

Particulars of the application will lie for inspection during normal office hours at the Records Section, Basement Floor, Klerksdorp Civic Centre, Bram Fisher and OR Tambo Street, Klerksdorp, for a period of 30 days from 8 December 2020.

Objections or representations in respect of the application, together with the reasons therefore, must be lodged with or made in writing or verbally, if the objector is unable to write, to the authorized agent and the Municipal Manager at the above address or posted to P.O. Box 99, Klerksdorp, 2570, within a period of 30 days from 8 December 2020. Any person who cannot write, may during office hours visit the City of Matlosana (Mr Danny Selemoseng: 018 487 8300) to assist those person/s by transcribing their comments, objections or representations within this period.

The closing date for submission of comments, objections or representation is 11 January 2021.

**Address of authorised agent: Malepa Planning and Projects (PTY) Ltd., 101 Anderson Street, Klerksdorp, 2571, P.O. Box 451, Klerksdorp, 2570, Email: [info@malepa.com](mailto:info@malepa.com), Tel No: (018) 462 4465**

08-15

**PROVINSIALE KENNISGEWING 183 VAN 2020**

**KENNISGEWING VAN AANSOEK OM HERSONERING EN OPHEFFING VAN BEPERKENDE TITEL VOORWAARDES: ERF 388, FLAMWOOD, UITBREIDING 1, IN TERME VAN ARTIKEL 94(1)(a) VAN DIE "CITY OF MATLOSANA SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW ON SPATIAL PLANNING AND LAND USE MANAGEMENT, 2016", SAAMGELEES MET "SPLUMA, 2013 (ACT NO. 16 OF 2013)", STAD VAN MATLOSANA – WYSIGINGSKEMA 1315**

Ek, Rene Vermeijs (ID: 610713 0001 08 1), van die firma Malepa Planning & Projects (Edms) Bpk, (2007/015316/07) synde die gemagtigde agent van die eienaar van Erf 388, Flamwood, Uitbreiding 1, Registrasie Afdeling IP, Noord Wes Provinsie gee hiermee ingevolge Artikel 94(1)(a) van die "City of Matlosana Spatial Planning and Land Use Management By-Law on Spatial Planning and Land Use Management, 2016", saamgelees met die "Spatial Planning and Land Use Management Act, 2013 (Act No. 16 of 2013) dat ons aansoek gedoen het by die Stad van Matlosana ingevolge;

Artikel 56(1)(b)(ii) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), en Artikel 62(1) van die "City of Matlosana Spatial Planning and Land Use Management By-Law on Spatial Planning and Land Use Management, 2016, saamgelees met die "Spatial Planning and Land Use Management Act, 2013 (Act No. 16 of 2013) vir die hersonering van van Erf 388, Flamwood, Uitbreiding 1, Registrasie Afdeling IP, Noord Wes Provinsie geleë te Monica Laan 65, Flamwood Uitbreiding 1, Noord Wes Provinsie vanaf "Residensieel 1" na "Besigheid 2",

Artikel 63(2) van die "City of Matlosana Spatial Planning and Land Use Management By-Law on Spatial Planning and Land Use Management, 2016, saamgelees met die "Spatial Planning and Land Use Management Act, 2013 (Act No. 16 of 2013) vir die opheffing van beperkende voorwaardes C (a) op Bladsy 4 en C(c) op Bladsy 4 en 5 van Transportakte T157065/2000.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die Rekords Afdeling, Kelder Verdieping, Burgersentrum, Bram Fisherstraat en OR Tambo Straat, Klerksdorp, vir 'n tydperk van 30 dae vanaf 8 Desember 2020.

Besware teen, of vertoë ten opsigte van die aansoek, tesame met die redes daarvoor, moet skriftelik of mondelings, indien die beswaarmaker nie in staat is om dit te skryf nie, by die kantoor ingedien word of gerig word aan die gemagtigde agent en die munisipale bestuurder by bogenoemde adres of aan Posbus 99, Klerksdorp, 2570 binne 'n tydperk van 30 dae vanaf 8 Desember 2020. Enige persoon wat nie kan skryf nie, mag gedurende kantoorure die Stad van Matlosana besoek waar 'n aangewese amptenaar van die Stad van Matlosana (Mnr Danny Selemoseng: 018 487 8300) daardie persone sal assisteer deur die kommentaar, beswaar of vertoë te transkribeer.

Die sluitingsdatum vir die indiening van kommentaar, besware of vertoë is 11 Januarie 2021.

**Adres van gemagtigde agent: Malepa Planning & Projects (PTY) Ltd., Anderson Straat 101, Plansentrum, Klerksdorp, 2571, Posbus 451, Klerksdorp, 2570. Tel Nr: (018) 462 4465, e-pos: [info@malepa.com](mailto:info@malepa.com)**

08-15

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**LOCAL AUTHORITY NOTICES • PLAASLIKE OWERHEIDS KENNISGEWINGS**

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**LOCAL AUTHORITY NOTICE 152 OF 2020**

Matlosana: Revised and Amended Parking By- Law



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**CITY OF MATLOSANA****REVISED AND AMENDED PARKING BY-LAW – CITY OF MATLOSANA**

Notice is hereby given that the City of Matlosana passed the Parking By- Law after followed the procedure in terms of the provisions of sections 12 (2) and (3) of the Local Government Municipal Systems Act, 2000, as amended, and that the City of Matlosana in terms of section 13 (a) of the Local Government Municipal Systems Act, 2000, as amended, herewith publishes the Parking By- Law for the attention of the local community.

The By-law will become effective in terms of Section 13 (b) of the Local Government: Municipal Systems Act, 2000, as amended, on the date of promulgation in the Provincial Gazette.

PO Box 99  
Civic Centre  
**KLERKSDORP**

**TSR NKHUMISE**  
**MUNICIPAL MANAGER**

Notice: 62/2020

# **CITY OF MATLOSANA**

## **PARKING BY-LAW**

**CITY OF MATLOSANA****PARKING BY-LAW, 2017****PREAMBLE**

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

**AND WHEREAS** Part B of Schedule 5 to the Constitution lists traffic and parking as a local government matter to the extent set out in section 155(6)(a) and (7)

**AND WHEREAS** the City of Matlosana seeks to regulate parking within its area of jurisdiction and matters incidental thereto;

**AND NOW THEREFORE, BE IT ENACTED** by the Council of the City of Matlosana as follows –

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43. Appeal
44. Sale of Impounded vehicles
45. Procedure to be followed in application to Court
46. Compliance notices and the recovery of costs
47. Presumptions
48. Penalties
49. Repeal of By-laws
50. This By-law is called the City of Matlosana, Parking By-law, 2017



## Definitions

1. (1) In this By-law, unless the context otherwise indicates:

**“Authorized Officer”** means an inspector of Licenses, Examiner of Vehicles, Examiner of Driver’s Licenses, Traffic Warden or a Traffic Officer and includes any other person appointed in terms of Section 3A of the National Road Traffic Act 93 of 1996 and includes any person nominated by any organization and authorized by the City

**“Authorized Official”** means any employee of the City who is responsible for the performance of any function or the exercise of any power in terms of this by-law or any employee of the City assigned or delegated to perform any function or exercise any power in the implementation of this by-law.

**“Caravan”** means any vehicle permanently fitted out for use by persons for living and sleeping purposes, whether or not such vehicle is a trailer.

**“Coupon”** means a device, whether electronic or not, which either by itself or in connection with any other thing entitles or purports to entitle the holder thereof to park any vehicle in a parking bay or parking ground, any device approved by the City from time to time.

**“Dealer”** means a person who, for gain, carries on the business of selling, buying, exchanging or garaging vehicles

**“Demarcated Parking Place”** means a demarcated parking place in conjunction where with a parking meter has been installed and intended for the use of Motorcycles only.

**“Heavy Motor Vehicle”** means a motor vehicle or a combination of motor vehicles the gross vehicle mass of which vehicle or combination of vehicles exceeds 3.500kg.

**“Holding Area”** in relation to a taxi, means a place, other than a rank, where a taxi remains until space for it is available at a rank or stopping place.

**“Metered Parking Bay”** means a parking bay in respect of which a parking meter has been installed or in respect of which a hand held device is used or electronic payment system has been implemented.

**“Motorcycle”** means a motor vehicle, which has two wheels and includes any such vehicle having a sidecar attached.

**“Motor Vehicle”** means any self-propelled vehicle and includes:

- (a) A trailer; and
- (b) A vehicle having pedals and an engine or an electronic motor as an integral part thereof or attached thereto and which is designed or adapted to be propelled by means of such pedals; engine or motor; or both such pedals and engine or motor; but does not include:
  - (i) Any vehicle propelled by electrical power derived from storage batteries and which is controlled by a pedestrian; or
  - (ii) Any vehicle with a mass not exceeding 230 kilograms and specially designed and constructed; and not merely adapted; for the use of any person suffering from some physical defect or disability and used solely by such person

**“Midi-bus”** means a motor vehicle designed or lawfully adapted by a registered manufacturer in compliance with the National Road Traffic Act, 1996 (Act 93 of 1996), to carry more than 16 but less than 35 persons, including the driver.

**“Mini-bus”** means a motor vehicle designed or lawfully adapted by a registered manufacturer in compliance with the National Road Traffic Act, 1996 (Act 93 of 1996), to carry more than 9 but less than 16 seated persons, including the driver

**“Minibus-taxi”** means a motor car, a midi-bus or a mini-bus with an operating license authorising it to operate an unscheduled public transport service on a specific route or routes, or where applicable, within a particular area.

**“Municipality”** means the City Council of Matlosana acting under the powers delegated to it in terms of Section 80A of the National Road Traffic Act 93 (Act 93 of 1996)

**“Operate”** in relation to a vehicle, means to use or drive a vehicle, or to permit a vehicle to be used or driven on a public road, or to have or to permit a vehicle to be on a public road.

**“Operating License”** means an operating license contemplated by the National Road Traffic Act, 2009 (Act 5 of 2009)

**“Operator”** means a public transport operator, as defined in the National Road Traffic Act, 1996 (Act 93 of 1996), being a person carrying on the business of a public passenger road transport service.

**“Organization”** means a group of people, company, association or body representing parking marshals that operates a parking marshal service or a parking management service in certain geographical areas as approved by the City.

**“Owner”** in relation to a vehicle means –

- (a) The person who has the right to the use and enjoyment of a vehicle in terms of common law or a contractual agreement with the titleholder of such vehicle;
- (b) A person referred to in paragraph (a), for any period during which such a person has failed to return that vehicle to the titleholder in accordance with the contractual agreement referred to in paragraph (a); and
- (c) A person who is registered as such in accordance with regulations issued under section 4 of the National Road Traffic Act, 1996 (Act 93 of 1996)

**“Park”** means to keep a vehicle, whether occupied or not, stationary for a period of time longer than is reasonably necessary for the actual loading or unloading of persons, or goods, but does not include any such keeping of a vehicle by reason of a cause beyond the control of the person in charge of such vehicle, and **“parking”** has a corresponding meaning.

**“Parking Attendant”** means a person rendering a parking service for his or her own account. (Car Guard)

**“Parking Marshals”** means a person in the employ of an organization to render a parking management service to drivers in a public place or on a public road.

**“Parking Bay”** means a demarcated area within which a vehicle is to be parked in terms of this By-law, demarcated as such by the City upon the surface of a parking ground or a public road.

**“Parking Fee”** means determined by Council Resolution and in relation to fee, means as set out in the Tariff Policy of Council.

**“Parking Ground”** means any area of land or any building set aside by the City as a parking ground or garage for the parking of vehicles by members of the public, whether or not charges are prescribed by this By-law for the use thereof.

**“Parking Meter”** means a device commissioned in terms of this By-Law, registering and visibly recording the parking time either by means of a meter affixed to the device, or on a parking meter ticket issued by the device, or any other device by which parking time can be recorded whether operated by an authorized officials or a Service Provider approved by Council.

**“Parking Period”** means the maximum continuous period during which a vehicle is permitted to park in a parking ground or parking bay as indicated by a road traffic sign.

**“Public Place”** means any square, park, recreation ground, sports ground, sanitary lane or open space which has –

- (a) In connection with any sub-division or layout into erven, been provided, reserved or set apart for use by the public, or the owners, or occupiers of such erven, whether or not it is shown on a general plan, plan of sub-division or diagram
- (b) At any time been dedicated to the public;
- (c) Been used by the public without interruption for a period of at least 30 years; or
- (d) At any time been declared or rendered as such by the City or other competent authority

**“Public Road”** means any road, street, cycle path, thoroughfare, parking ground, dedicated busway, parking bay or any other similar place, and includes –

- (a) The verge of any such public road
- (b) Any footpath, sidewalk or similar pedestrian portion of a road reserve

- (c) Any bridge, ferry or drift traversed by any such public road
- (d) Any other object belonging to such public road, which has at any time been –
  - (i) Dedicated to the public
  - (ii) Used without interruption by the public for a period of at least 30 years
  - (iii) Declared or rendered as such by the City or other competent authority; or
  - (iv) Constructed by a local authority; and
- (e) Any land, with or without buildings or structures thereon, which is shown as a public road on –
  - (i) Any plan of sub-division or diagram approved by the City or other competent authority and acted upon; or
  - (ii) Any general plan as defined in the Land Survey Act, 1997 (Act 8 of 1997), registered or filed in a deeds registry or Surveyor General's office, unless such land is on such plan or diagram described as a private public road.

**“Regulation”** means a regulation under the National Road Traffic Act, 1996 (Act 93 of 1996)

**“Semi-trailer”** means a trailer having no front axle and so designed that at least 15% of its tare is super-imposed on and borne by the vehicle drawing such trailer.

**“Sidewalk”** means that portion of a public road between the outer boundary of the roadway of a road and the boundary lines of adjacent properties or buildings which is intended for the use of pedestrians

**“Special Parking Place”** means a rank, stand or bus stop established by the City on a public road within the City for the parking or standing of a taxi or a bus

**“Stop”** in relation to a taxi stopping in a stopping place on a public road, means to keep a taxi, whether occupied or not, stationary for a period of time no longer that is reasonably necessary for the actual loading or off-loading of persons or goods, but does not include any such stopping by reason of a cause beyond the control of the driver of such taxi.

**“Stopping Place”** in relation to –

- (a) A taxi, means the place designated by the City where a taxi may stop to pick up or drop off passengers; and
- (b) A bus, means a bus stop

**“Taxi”** means a motor vehicle which plies for hire, is operated for reward, and includes –

- (a) A mini-bus, a midi-bus, motor tricycle or motor quadrucycle, and includes a minibus-taxi; and
- (b) A metered taxi

**“Taxi Association”** means a taxi association recognized as such by the City and the Provincial Government

**“Taxi Facility”** means a holding area, special parking place, stopping place, rank, terminal and any other facility that is specifically identified and designated by the City for the exclusive use of taxis and, regarding a minibus-taxi making use of a bus stop in terms of Section 5, includes a bus stop.

**“Taxi Operator”** means the person responsible for the use of a taxi, provided that in terms of Chapter IV of the National Road Traffic Act, 1996 (Act 96 of 1996), it means the person who has been registered as the operator of such vehicle

**“Taxi Rank”** means a taxi facility identified by the City where a taxi may stand to ply for hire or to pick up passengers for their conveyance for reward.

**“Trailer”** means a vehicle which is not self-propelled and designed or adapted to be drawn by a motor vehicle, but does not include a sidecar fitted to a motorcycle

**“Tri-cycle”** means a three-wheeled cycle exclusively designed or prepared for the conveyance of goods and propelled solely by human power.

**“Verge”** means that portion of road, street or thoroughfare, including the sidewalk, which is not the roadway or the shoulder

“**Vehicle**” means a device designed or adapted mainly to travel on wheels, tyres or crawler tracks and includes such a device which is connected with a draw-bar to a breakdown vehicle and is used as part of the towing equipment of a breakdown vehicle to support any axle or all the axles of a motor vehicle is being salvaged, other than such a device which moves solely on rails.

- (2) In this By-law, a word or expression that has been defined in the National Road Traffic Act, 1996 (Act 93 of 1996), has that meaning unless the context otherwise indicates.

#### **Purpose**

2. The purpose of this By-law is to control parking within the area of jurisdiction of the City in order to provide a safe environment.

### **CHAPTER 1 GENERAL PROVISIONS RELATING TO PARKING Part 1: General Provisions**

#### **3. Parking in a Loading Zone**

- (1) No person who operates or who is in charge of a vehicle on a public road may allow, subject to sub-sections (2) and (3), the vehicle to remain stationary in a loading zone –
- (a) between the hours of 07:00 and 18:00 on Mondays to Saturdays, except where such day is a Public Holiday
- (b) between the hours of 07:00 to 14:00 on Sundays, except where such day is a Public Holiday; or
- (c) between other restricted hours as may be specified in respect of a particular loading zone by a road traffic sign or marking.
- (2) No person who operates or who is in charge of a vehicle on a public road may allow a vehicle, other than a goods vehicle, to remain stationary in a loading zone for more than five minutes continuously, except while actually loading or off-loading persons or goods and while a licensed driver is in attendance at the vehicle.
- (3) No person who operates or who is in charge of a vehicle on a public road may allow a goods vehicle to remain stationary in a loading zone for more than 30 minutes continuously, except while the vehicle is being actually loaded or off-loaded.
- (4) The driver of a vehicle, other than a goods vehicle, stationary in a loading zone must immediately remove the vehicle from the loading zone upon being directed to do so by an authorized officer, even if the vehicle has not been stationary therein for longer than the maximum period allowed in respect of a vehicle of that class.
- (5) A person who contravenes a provision of this section commits an offence.

#### **4. Parking in a Public Road**

- (1) No person who operates or who is in charge of a vehicle on a public road may park the vehicle in any public road within the municipal area for a period beyond that indicated on a road traffic sign relevant to the specific area.
- (2) No person may leave a vehicle in the same place in a parking bay for continuous period of more than seven days
- (3) No person may park a heavy motor vehicle designed, adapted or used for the conveyance of goods anywhere in the municipal area, except on private land or in those areas where road traffic signs regulating such parking have been erected.
- (4) A person who contravenes a provision of this section commits an offence.

#### **5. Parking upon a Traffic Island**

- (1) No person may park a vehicle upon a traffic island, unless directed or instructed to do so by an authorized officer or unless a parking bay has been demarcated upon such traffic island.
- (2) A person who parks a vehicle upon a traffic island in contravention of sub-section (1), or who fails to comply with a direction or instruction by an authorized officer commits an offence.

**6. Parking by a Dealer or Seller of a vehicle**

- (1) No dealer or seller of a vehicle may park or allow to be parked on the verge of a public road within the municipal area a vehicle which is for sale or for rental, whether advertised as such or not.
- (2) A dealer or seller who contravenes sub-section (1) commits an offence

**7. Parking of a vehicle under repair**

- (1) No person responsible for the control of a business of recovering or repairing vehicles may park, cause or permit to be parked, in any public road or public place within the municipal area any vehicle that is in a state of disrepair, which has been placed in his or her charge in the course of the business of recovering or repairing.
- (2) A person who contravenes sub-section (1) commits an offence.

**8. Parking of Heavy vehicles and Caravans**

- (1) No person may, for an uninterrupted period exceeding two hours, except on places reserved for the parking of heavy vehicles, park on a public road within the municipal area –
  - (a) a motor vehicle with a tare exceeding 3500kg
  - (b) a trailer not attached to a vehicle
  - (c) a semi-trailer, or
  - (d) a caravan not attached to a vehicle
- (2) Whenever a vehicle is parked in contravention of sub-section (1), it is deemed that the owner thereof has parked such vehicle, unless the contrary is proved.
- (3) A person who contravenes sub-section (1) commits an offence.

**9. Exemption of Medical Practitioners from parking restrictions**

- (1)
  - (a) Registered General Medical Practitioners to whom a badge has been issued by the City are exempt from the provisions of this By-law, subject to paragraph (b), when using, on a bona fide professional domiciliary visit, a motor vehicle on which is displayed a badge conforming with the requirements as issued to him/her by the City.
  - (b) A person contemplated in paragraph (a) is not exempt from a provision prohibiting the stopping of a vehicle or the parking of a vehicle in a bus stop or across an entrance.

**10. Outspanning in public roads**

- (1) No person may outspan or allow to be outspanned in any public road or public place any vehicle drawn by animals, or detach or leave in any public road or public place any trailer, caravan or vehicle which is not self-propelled, however, this provision does not apply when such vehicle is being loaded or off-loaded.
- (2) A person who contravenes sub-section (1) commits an offence.

**11. Temporary Parking Permit**

- (1) A temporary parking permit may be granted to allow the holder of the permit to park one or more vehicles in a designated parking space for a period specified in the permit despite an indication on an official traffic sign to the contrary and despite the fact that paid parking would otherwise apply to the space.
- (2) A temporary parking permit may only be granted if the City is satisfied that –
  - (a) the applicant is engaged in some temporary activity affecting premises immediately adjacent to the designated parking space to which the application relates; and
  - (b) it is not reasonably practical for the applicant to carry out that activity unless the designated parking space to which the application relates are allocated to the exclusive use of the applicant for the duration of the activity.
- (3) A person who parks a vehicle in contravention of sub-section (1) commits an offence.

**12. Work Zone Permit**

- (1) A work zone parking permit may be granted for driving, parking or building or construction purposes in a parking bay or parking ground or on the verge of a road or elsewhere on a public road if the City is satisfied that –
  - (a) the part of the road or other area referred in sub-section (1) to which the application relates is adjacent to or at the site of proposed building, construction or other work; and
  - (b) the carrying out of the building, construction or other work is lawful; and
  - (c) having regard to the nature of the building, construction or other work and the characteristics of the site of the work, it is not reasonably practical for all work activity involving the vehicle, including loading and off-loading and associated vehicle movements, to be confined within the site, or to areas within close proximity where parking is permitted.
- (2) Holders of work zone permits may only use such permits for the parking of any vehicle in the execution of their duties.
- (3) A person who parks a vehicle in contravention of sub-section (1) or who uses a work zone permit whilst not executing his/her duties commits an offence.

**13. Municipal Works parking permit**

- (1) Subject to any conditions the City may impose and subject to section 14(1), a municipal works parking permit may be granted to allow a person to park one or more vehicles in a designated parking space, and for a period specified in the permit despite an indication on an official traffic sign to the contrary and despite the fact that paid parking would otherwise apply to the space if the person is –
  - (a) an employee, contractor or agent of the City; and
  - (b) parking the vehicle or vehicles in the space -
    - (i) for the purpose of carrying out work for or on behalf of the City; and
    - (ii) in the course of carrying out his/her duties for or on behalf of the City

**14. Reserved parking for the Disabled, Diplomatic Corps, South African Police Services and other identified groups**

- (1) The City may reserve parking areas for the disabled, diplomatic corps, South African Police Services and any other groups identified by the City, and may designate such areas by notice or road signage and may impose conditions appertaining to the issue of special parking facility permits.
- (2) No person may stop, park or leave a vehicle at any time in any designated parking space other than a vehicle displaying a designated parking permit
- (3) Any person who contravenes sub-section (2) commits an offence.

**CHAPTER 2****PARKING METERS AND PAYMENT FOR PARKING****15. The installation of parking meters or use of any other device to record the time parked**

- (1) The City may install or cause to be installed or operate or cause to be operated in a public road or place in the municipal area –
  - (a) a parking meter at a parking space demarcated as a parking bay;
  - (b) a combined parking meter at a parking space demarcated as parking bays; or
  - (c) any other device by which parking time can be recorded and displayed
- (2) The City may install or operate a parking meter contemplated in sub-section (1) upon the curb, footpath or sidewalk which adjoins the parking bay in respect of which it is installed or at any other place in close proximity that serves the parking bay.
- (3) In the instance where a parking meter is not automatically activated by the insertion of a prescribed coin, a notice, which indicates the kind of action to be taken in order to set the meter in operation once the prescribed coin has been inserted, must be clearly displayed on the parking meter or a notice board.

- (4) In the instance where a meter is out of order, an authorized officer may securely place over the meter a hood carrying in legible letters the words: "Out of order" and in such instances a vehicle may be parked without payment of the prescribed amount.

#### **16. Method of Parking**

- (1) No driver or person in charge of a vehicle may park the vehicle –
  - (a) in a parking bay across a painted line marking the bay or in such a position that the vehicle is not entirely within the area demarcated as a parking bay;
  - (b) in a parking bay which is already occupied by another vehicle; or
  - (c) in a parking bay in contravention of a road traffic sign which prohibits the parking or stopping of vehicles in the public road or portion of the public road concerned.
- (2) A person who contravenes the provisions of sub-section (1) commits an offence.

#### **17. Payment for Parking**

- (1) When a vehicle is parked in a parking bay, the driver or person in charge of the vehicle must –
  - (a) Pay the applicable parking fee to the responsible parking meter marshal or any other means or device as determined by the City;
  - (b) If required by the parking meter marshal, enter his/her vehicle's registration number and the bay number which the motor vehicle occupies into the parking meter; and
  - (c) If the parking meter/device provides for the issuing of a parking ticket, prominently display the parking ticket on the inside of the motor vehicle, above the dashboard at the bottom of the windscreen in such a manner that it is readable from outside the front windscreen of the motor vehicle, for as long as the motor vehicle is parked on the metered parking bay or metered parking ground.
- (2) When a vehicle or a vehicle and a trailer is of such dimensions that it occupies more than one metered parking bay, the driver or person in charge of the vehicle must –
  - (a) Pay the applicable parking fee to the responsible parking meter marshal or any other means or device as determined by the City;
  - (b) If required by the parking meter marshal, enter his/her vehicle's registration number and the bay number which the motor vehicle occupies into the parking meter; and
  - (c) If the parking meter provides for the issuing of a parking ticket, prominently display the parking ticket on the inside of the motor vehicle, above the dashboard at the bottom of the windscreen in such a manner that it is readable from outside the front windscreen of the motor vehicle, for as long as the motor vehicle is parked on the metered parking bay or metered parking ground.
- (3) A driver or person in charge of a vehicle who fails to do so commits an offence.

#### **18. Parking Fees and Parking Times**

- (1) No person may, during business hours, Monday to Fridays between 08:00 and 17:00 and Saturdays between 08:00 and 13:00, park a motor vehicle on a metered parking bay or metered parking ground, or cause a motor vehicle to be so parked –
  - (a) Without paying the applicable parking fee; or
  - (b) For a period of time which is longer than the parking time purchased in respect of that motor vehicle.
  - (c) Payment of parking fees must also be in South African currency and reasonable note denomination values so as not to encumber the parking meter attendant unduly.

#### **19. Prevention of parking at a parking bay**

An authorized officer may display road traffic signs whenever necessary or expedient to do so in the interests of the movement or control of traffic, place or erect a traffic sign or signs indicating "No Stopping" or "No Parking" at a parking bay, and no person may stop or park a vehicle or cause or permit a vehicle to be stopped or parked in such parking bay –

- (a) while the sign is so placed or erected; or

(b) during any period when the stopping or parking of a vehicle in the public road or portion of the public road concerned is prohibited in terms of such traffic sign, and a person who contravenes the provisions of this section commits an offence.

#### **20. Tampering with a parking meter or device**

No person may, without the consent of a parking marshal, remove or tamper with any device from the possession of such parking marshal

#### **21. Unlawful parking and clamping or removal of unlawfully parked vehicles**

- (1) No person may cause, allow, permit or suffer any vehicle to be parked in a parking bay, except as permitted by the provisions of this By-law
- (2) Where any vehicle is found to have been parked in contravention of this By-law, it is deemed to have been parked, or caused to be parked, or allowed to have been parked by the person in whose name the vehicle is registered unless and until he or she adduces evidence to the contrary.
- (3) The City may –
  - (a) Attach a wheel clamp to any unlawfully parked vehicle
  - (b) Or cause an unlawfully parked vehicle to be removed to a place designated by the City; and
  - (c) Charge a fee for the removal of a wheel clamp attached in terms of sub-section (3)(a) or the release of a vehicle which was removed in terms of sub-section (3)(b), which fees will be payable upon removal of such wheel clamp or release of such vehicle.
- (4) A person who contravenes sub-section (1) commits an offence.

#### **22. Exemptions**

- (1) Notwithstanding any other provisions in this By-law, the driver or person in charge of the following vehicles may, subject to the provisions of this section, park in a metered parking bay without payment of the prescribed fee:
  - (a) a vehicle used as an Ambulance and being at the time used to attend to a life threatening situation
  - (b) a vehicle used by a Fire Brigade for attendance at fires and being at the time used by the Brigade in attending to a fire; and
  - (c) a vehicle used by a member of the South African Police Service, the Metropolitan Police Service or the Law Enforcement division of the City and being at the time used in connection with a crime that is either in progress or in connection with the collection or protection of evidence in the aftermath of a crime.
  - (d) a vehicle used by and for essential services
  - (e) a vehicle used by people with disability
- (2) Subject to any time limits or restrictions regarding the stopping or parking of vehicles as are prescribed by any other law, regulation or by-law, a parking bay may be occupied without charge during the hours indicated by the City on a sign erected for that purpose.
- (3) A person who contravenes sub-section (2) commits an offence.

### **CHAPTER 3**

#### **PARKING AND PARKING GROUNDS**

##### ***Part 1: General Provisions***

#### **23. Service Provider**

The Municipality shall be entitled to appoint a Service Provider to render a Parking Management System to the City. The Service Provider can appoint a parking meter marshal to operate parking meters and to recover parking fees, parking penalties and any other amount due to the Municipality in terms of this By-law

#### **24. The City not liable for loss or damage**

The City is not liable for the loss of or damage howsoever caused, to any vehicle or person or any accessories or contents of a vehicle which has been parked in a parking ground.



**25. Interference with authorized officials, authorized officers and parking marshals**

- (1) No person may obstruct, hinder or in any manner interfere with an authorized official, authorized officer or a parking marshal in the performance of his/her duties under this By-law
- (2) A person who contravenes sub-section (1) commits an offence.

**26. Payment of prescribed fee**

- (1) A person making use of a parking ground or parking bay must, where fees have been determined in respect of the parking ground or parking bay, pay the prescribed fee in any way or format prescribed by the City.
- (2) The City may in respect of a parking ground controlled by the issue of coupons, issue at the prescribed fee a coupon which entitles the holder for one calendar month or any lesser period stated in the coupon to park a vehicle in the ground, if a parking bay is available, at the times stated in the coupon.
- (3) The City may issue to any of its officials a coupon which entitles the holder, when using a vehicle regarding the business of the City, to park the vehicle in a parking ground specified, if space in the parking ground is available.
- (4) A coupon issued under sub-section (2) or (3) –
  - (a) may not, without the prior written consent of the City –
    - (i) be transferred to any other person; or
    - (ii) be used in respect of any vehicle other than the specified vehicle
  - (b) must be affixed by the holder of the coupon to the vehicle in respect of which it is issued in such manner and place that the written or printed text of the coupon is readily legible from the outside of the vehicle; and
  - (c) will only be valid for the period stated on such coupon

**27. Car Guards**

- (1) No person shall operate as a Car Guard in respect of a metered parking bay or metered parking ground unless that person is a member of an association of Car Guards approved by the Municipality. In approving an association of Car Guards, the Municipality may approve an association in respect of a designated area or areas
- (2) No Car guard may interfere with or obstruct a parking meter attendant, Traffic Warden or Traffic Officer in the execution of their duties.
- (3) Every Car Guard will comply with the national rules of the Private Security Industry Regulatory Authority (PSIRA)

**28. Manner of parking and removal of vehicle**

- (1) No person may in any parking ground park a vehicle otherwise than in compliance with an instruction or direction given by an authorized officer or as indicated by way of a sign, or introduce or remove a vehicle otherwise than through an entrance or exit to the parking ground demarcated for that purpose.
- (2) Where parking bays have been demarcated in a parking ground, no person having control or charge of a vehicle may park the vehicle –
  - (a) in a place on the parking ground which is not a demarcated parking bay, unless instructed to do so by the authorized officer at the parking ground.
  - (b) In a parking bay across a painted line marking the bay or in such a position that the vehicle is not entirely within the area demarcated as a parking bay; or
  - (c) In a parking bay which is already occupied by another vehicle
- (3) No person may park a vehicle on a roadway within a parking ground or on a sidewalk or in a manner restricting pedestrian movement on a sidewalk
- (4) No person may in a parking ground park a vehicle in a manner which obstructs or inconveniences other users of the parking ground

- (5) No person may park, or cause, or permit a vehicle other than a vehicle as defined in the National Road Traffic Act, 1996 (Act 93 of 1996), to be parked or to be or remain in a parking ground
- (6) A person who contravenes a provision of this section commits an offence

### **29. Abandoned vehicle**

- (1) The City may remove to the City's pound, a vehicle which has been left in the same place in a parking ground for a continuous period of more than seven days.
- (2) The City must take all reasonable steps to trace the owner of a vehicle which was removed in terms of sub-section (1), and if the owner of the vehicle or the person entitled to possession of the vehicle cannot be found within a period of 90 days after the vehicle has been removed, the City may, subject to sub-section (3) and sections 44 and 45, sell the vehicle at a public auction
- (3) The City must, 14 days before the auction contemplated in sub-section (2), publish or cause to be published in at least two newspapers circulating within the municipal area, a notice of the auction, however, if the owner or the person entitled to possession of the vehicle claims the vehicle before the auction commences, the vehicle may not be sold at the auction, and the person must pay to the City all prescribed fees payable in terms of this By-law and the applicable costs in terms of sub-section (4).
- (4) The proceeds of a sale concluded in terms of this section must be applied first in payment of the fees referred to in sub-section (3) and thereafter to defray the following:
  - (a) the costs incurred in endeavouring to trace the owner in terms of sub-section (2)
  - (b) the costs of removing the vehicle
  - (c) the costs of publishing the notice of the auction
  - (d) the costs of effecting the sale of the vehicle
  - (e) the costs, calculated at a rate determined by the City, of keeping the vehicle in the pound
  - (f) the parking fees applicable for having left the vehicle in the parking ground as contemplated in sub-section (1); and
  - (g) any unpaid parking fees or unpaid traffic fines in respect of such vehicle

and the balance, if any, of the proceeds must be paid, upon claim, to the owner of the vehicle or the person entitled to the vehicle if he or she can prove his/her right to the vehicle.

- (5) If no claim is established within one year of the date of the sale, the balance of the proceeds contemplated in sub-section (4) is forfeited to the City.
- (6) No person may leave a vehicle in the same place in a parking ground for a continuous period of more than seven days, and a person who does so commits an offence.

### **30. Negligent and dangerous driving and speed restriction**

- (1) No person may, on a parking ground, drive a vehicle negligently or in a manner dangerous to the public or to another vehicle
- (2) The City may by sign indicate the maximum speed that may be travelled in a parking ground
- (3) A person who contravenes sub-section (1) and a person who exceeds the maximum speed prescribed in terms of sub-section (2), commits an offence

### **31. Tampering with a vehicle**

- (1) No person may, on a parking ground, without reasonable cause or without the knowledge or consent of the owner or person in lawful charge of a vehicle, in any way interfere or tamper with the machinery, accessories, parts or contents of the vehicle, or enter or climb upon the vehicle, or set the machinery of the vehicle in motion
- (2) A person who contravenes sub-section (1) commits an offence.

### **32. Defacing coupon**

**33. Defective vehicle**

- (1) No person may park, or cause, or permit a vehicle which is mechanically defective or for any reason incapable of movement, to be parked or to remain in a parking ground.
- (2) If a vehicle, after having been parked in a parking ground, develops a defect which renders it immobile, the person in charge must take all reasonable steps to have the vehicle repaired if minor emergency repairs can be effected, or removed within a reasonable time.
- (3) A person who contravenes sub-section (1) or sub-section (2) commits an offence.

**34. Cleaning of a vehicle**

- (1) No person may, without the prior approval of the City, clean or wash a vehicle in a parking ground or parking bay
- (2) A person who contravenes sub-section (1) commits an offence

**35. Refusal of admission**

- (1) An authorized officer may refuse to admit into a parking ground a vehicle which, together with its load, is longer than five meters, or is, by reason of its width or height, likely to cause damage to persons or property, or to cause an obstruction or undue inconvenience.
- (2) A person who contravenes sub-section (1) commits an offence

**36. Parking hours and classes of vehicles**

- (1) The City may, subject to the provisions of this By-law, permit the parking on a parking ground during the hours when the parking ground is open for parking of such classes of vehicles as it may determine.
- (2) The City may, in a notice posted at the entrance to the parking ground, set out the classes of motor vehicles which may be parked in the parking ground, and the opening and closing hours of the parking ground.
- (3) The City may, notwithstanding a notice posted in terms of sub-section (2), by notice exhibited on a parking ground, close the parking ground or a portion of a parking ground, either permanently or for a period stated in the notice, for the parking of vehicles.
- (4) No person may park a vehicle or allow a vehicle to remain parked on a parking ground or portion of a parking ground which has been closed under sub-section (3), or at any time other than during the hours for the parking of vehicles on the parking ground as determined by the City from time to time.
- (5) No person may park on the parking ground a vehicle which is not of the class or classes which may use the parking ground for parking as set out in the notice erected at the entrance to the parking ground.
- (6) No person may, unless he/she is the holder of a parking coupon issued in terms of this By-law authorizing him/her to do so, park a vehicle or cause or permit it to be parked in a parking ground before the beginning or after the expiry of the parking period determined for the parking ground.
- (7) A person who contravenes sub-section (4), (5) or (6) commits an offence.

**37. Reservation by the City**

- (1) The City may, by notice exhibited in the parking ground, reserve a portion of a parking ground for the parking of vehicles owned by the City or vehicles used by members of its staff on the business of the City.
- (2) A person who parks a vehicle in a portion reserved for the parking of vehicles owned by the City or for members of the City's staff commits an offence

**CHAPTER 4****TAXIS AND BUSSES*****Part 1: Special parking places for taxi*****38. Taxi parking**

- (1) In emergencies or at recreational and other similar functions, the City may set aside temporary taxi facilities identified by the Chief Traffic Officer as suitable for the parking and stopping of taxis

**39. Prohibition of parking of a taxi at "No Stopping" place**

No Taxi driver may park a taxi at a "No Stopping" place, and a taxi driver who does so, commits an offence

**40. Servicing and washing taxis at taxi facilities**

- (1) No person may repair or maintain any motor vehicle at a taxi facility
- (2) No person may wash any motor vehicle at a taxi facility, except at a wash bay at the facility that has been specially constructed for this purpose
- (3) A person who contravenes a provision of this section commits an offence

**41. Behaviour prohibited at a taxi rank**

A person who causes a disturbance or behaves in a riotous or indecent manner commits an offence in terms of this By-law and may be removed from a queue, taxi rank or the vicinity of a taxi facility by any authorized officer.

**CHAPTER 5  
MISCELLANEOUS PROVISIONS**

**42. Obeying and interfering with an authorized Officer**

- (1) An authorized Officer may direct all traffic by means of visible or audible signals, and no person may disobey such signals.
- (2) No person may obstruct, hinder, abuse or interfere with any authorized Officer in the exercise of the power referred to in sub-section (1)
- (3) A person who contravenes a provision of this section commits an offence

**43. Appeal**

- (1) A person whose rights are affected by a decision made under this By-law and in the event of the power or duty to make that decision is delegated or sub-delegated to the decision-maker, may appeal against that decision by giving written notice of the appeal and reasons to the Municipal Manager within 21 days of the date of the notification of the decision.
- (2) The appeal authority must consider the appeal, and confirm, vary or revoke the decision, but no such variation or revocation of a decision may detract from any rights that may have accrued as a result of the decision.
- (3) When the appeal is against a decision taken by –
  - (a) a staff member other than the Municipal Manager, the Municipal Manager is the appeal authority; or
  - (b) the Municipal Manager, the Executive Mayoral committee is the appeal authority.

**44. Sale of Impounded Vehicles**

- (1) The City must –
  - (a) within 14 days of the impounding of a vehicle, apply to the Court for authority to sell the vehicle; and
  - (b) in the application contemplated in paragraph (a), provide the Court with proof that he/she has lodged a statement as contemplated in sub-section (2) with the owner
- (2) The statement contemplated in sub-section (1)(b) must include the fees and costs due in terms of this By-law

**45. Procedure to be followed in application to Court**

An application to Court for the sale of an impounded vehicle in terms of this By-law, must comply with the procedure contemplated in section 66 of the Magistrates' Courts Act, 1944 (Act No. 32 of 1944), and Rule 41 of the Rules of Court, made by the Rules board for Courts of Law in terms of section 6 of the Rules Board for Courts of Law Act, 1985 (Act No. 107 of 1985), and published under Government Notice No. R. 1108 in

Regulation Gazette No. 980 of 21 June 1968, as amended from time to time, read with the necessary changes.

#### 46. Compliance notices and the recovery of costs

- (1) Notwithstanding any other provision of this By-law, the City may –
  - (a) where the permission of the City is required before a person may perform a certain action or build or erect anything, and such permission has not been obtained; and
  - (b) where any provision of this By-law is contravened under circumstances in which the contravention may be terminated by the removal of any structure, object, material or substance,

serve a written notice on the owner of the premises or the offender, as the case may be, to terminate such contravention, or to remove the structure, object, material or substance, or to take such other steps as the City may require to rectify such contravention within the period stated in such notice.

- (2) Any person who fails to comply with a notice in terms of sub-section (1) commits an offence, and the City may, without prejudice to its powers to take action against the offender, take the necessary steps to implement such notice at the expense of the owner of the premises or the offender, as the case may be.

#### 47. Presumptions

- (1) For the purpose of this By-law, the person in whose name a vehicle is licensed and which is parked in a parking ground, is deemed to be the person having control or charge of the vehicle, unless and until he or she adduces evidence to the contrary.
- (2) A motor vehicle that is found on a taxi facility or bus stop or that has stopped at a taxi facility or bus stop is presumed to be plying for hire, unless the contrary is proved.
- (3)
  - (a) Where in any prosecution in terms of the common law relating to the driving of a vehicle on a public road, or in terms of this By-law it is necessary to prove who was the driver of such vehicle, it is presumed, in the absence of evidence to the contrary, that such vehicle was driven by the owner thereof.
  - (b) Whenever a vehicle is parked in contravention of any provision of this By-law, it shall be presumed, in the absence of evidence to the contrary, that such vehicle was parked by the owner thereof.
  - (c) For the purpose of this By-law it is presumed, in the absence of evidence to the contrary, that where the owner of the vehicle concerned is a corporate body, such vehicle was driven or parked by a director or servant of the corporate body in the exercise of his/her powers or in the carrying out of his/her duties as such director or servant, or in furthering, or endeavouring to further the interests of the corporate body
- (4) In any prosecution in terms of this By-law, the fact that any person purports to act or has purported to act as a Traffic Officer or Peace Officer is prima facie proof of his/her appointment and authority so to act, however, this section does not apply to a prosecution on a charge for impersonation
- (5) Any person, who, by means of any motor vehicle, conveys passengers will be presumed to have conveyed such passengers for hire or reward, and such vehicle shall be presumed to be a taxi unless the contrary is proved.
- (6) A document which purports to be a receipt of prepaid registered post, a telefax transmission report or a signed acknowledgement of hand delivery, will on submission by a person being prosecuted under this By-law, be admissible in evidence and prima facie proof that it is such receipt, transmission report or acknowledgement.

#### 48. Penalties

A person who has committed an offence in terms of this By-law is, on conviction, and subject to penalties prescribed in any other law, liable to –

- (a) a fine, or in default of payment, to imprisonment, or to such imprisonment without the option of a fine, or to both such fine and such imprisonment; and

- (b) in the case of a successive or continuing offence, to a fine for every day such offence continues, or in default of payment thereof, to imprisonment

**49. Repeal of By-laws**

The By-laws listed in the schedule hereto and any by-law previously promulgated by the City or any of the disestablished municipalities now incorporated into City, in so far as it relates to any matter provided for in this By-law, are hereby repealed.

**50. This By-law is called the City of Matlosana, Parking By-law, 2017**



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