

KWAZULU-NATAL PROVINCE

KWAZULU-NATAL PROVINSIE

ISIFUNDAZWE SAKWAZULU-NATALI

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GENERAL NOTICES • ALGEMENE KENNISGEWINGS

NOTICE 4 OF 2017



KWAZULU-NATAL GAMING AND BETTING BOARD

NOTICE OF APPLICATIONS RECEIVED FOR

1. TYPE "A" SITE OPERATOR LICENCES: BATCH 43

In terms of Section 34 of the KZN Gaming and Betting Act No. 08 of 2010 read with regulation 14 of the Regulations published under the KwaZulu-Natal Gaming and Betting Act, 2010 (Act No. 08 of 2010), notice is hereby given of the applications in terms of Section 56 of the said Act for Type "A" Site Operator Licences received from the applicants mentioned below:

ROUTE OPERATOR	TYPE "A" SITE OPERATOR APPLICANT	ADDRESS
Grand Gaming KZN Slots (Pty) Ltd t/a KZN Slots	1. Fanyana Solomon Tsotetsi t/a Moralla Tavern	Madadeni VLK Shopping Centre, Shop 1 G9323, Section 7, Newcastle
	2. Tetrafull 1246 CC t/a Emakhosini Boutique Hotel	3/7 Lumsden Crescent, Morningside, PTN 3 and 4 of ERF 319 Durban
	3. Krugerbets (Pty) Ltd t/a Krugerbets	39 Ireland Street, Verulam, Cnr Ireland Street and George Sewpersadh Street, Remainder of ERF273 Verulam
	4. Hansraj Bharath t/a Residency restaurant	34 Centenary Road, Ladysmith
	5. Donovan Nair t/a Hot Shots Sports Bar	17 Maraya Road, Chelmsford Heights, Tongaat
	6. KZN Rugby Union t/a Jaguars Rugby Football Club	12 Capel Road, Sydenham
Grand Gaming KZN (Pty) Ltd t/a Kingdom Slots	1. Backline Sport Bar CC t/a Blackline	Lot 3139/1 Marine Drive, Margate
	2. Veritas Assets Trading (Pty) Ltd t/a Highrollers Restaurant & Bar	149 Sizwe Road, Shop 17/18/19 Nongoma Shopping Centre, Nongoma
	3. Reagan Naicker t/a Action Sports Bar	Lot 285, Shop 4, Corner Mynah and Aries Road, Darnal, Kwadukuza
	4. Toripax (Pty) Ltd t/a G-Bets- Port Shepstone	21 Robinson Street, Port Shepstone
	5. K2015261893 (South Africa) (Pty) Ltd t/a Siqumbe Pub & Grill	Shop 26 Rencken Superspar Complex, Old Main Road, Mandeni
	6. Marshall's World Of Sport KZN 1 (Pty) Ltd t/a Marshalls World of Sports-Umlazi	Shop 343/4 KwaMnyandu Shopping Centre, 341 Griffiths Mxenge Highway, Umlazi
	7. Chun Quan Whole Trading CC t/a Pure Lounge	33 Maud Mafusi Street, Durban
	8. Alpha Creations (Pty) Ltd t/a RJ's Famous Rib Steakhouse	The Regent Building, Lot 3169, Marine Drive, Margate
	9. Ian Stuart Mac Farlane t/a Memphis Nite Club	375 Kingsway Road, Amanzimtoti

Luck At It KZN (Pty) Ltd t/a Luck @ It	1.	Raj Mahaal Bar CC t/a Raj Mahaal Bar	2 Raj Mahal Road, Merebank
	2.	Buyisile Nothando Zungu t/a The Piper	Shop 5 Bay Centre, Bullion Boulevard, CBD, Richards Bay
	3.	Mohini Singh t/a Umhlanga Curry Bar	1 Sneezewood Lane, Glen Anil, Durban
	4.	Thamendran Naidoo t/a TK's Tavern	121 Montdene Drive, Crofdene, Chatsworth
	5.	Lucia Vijayluxmi Mahabeer t/a The Legacy Café	Shop 4 Housewife's Market, 1399 North Coast Road, Red Hill
	6.	Bredon Jordens t/a Oceans Pub & Grill	21 Elizabeth Drive, Ronnel Court, Ilovo Beach, Amanzimtoti
	7.	Daniza Trading (Pty) Ltd t/a Over the moon	Shops 6,7 &8 Redbro Centre, Cnr of Peak and Tranquil Street, Chatsworth
	8.	Mark Pillay t/a Marks Place	522 Chota Motal Road, Raisethorpe, Pietermaritzburg
	9.	Zibuse Ellington Cele t/a Engoje Tavern	N 1034, No. 58 Thandanani Road, N Section Umalazi
Vukani Gaming KZN (Pty) Ltd t/a V Slots	1.	The Hot Rock Café (Pty) Ltd t/a The Hot Rock Café	25 Linscoff Road, Atlone Park, Amanzimtoti
	2.	Cornelia Lewis t/a Junction 9	Section 9, 22 Rosslyn Road, Amanzimtoti
	3.	Mervin Christopher Nainaar t/a Satar Roadside Inn	02 Silverwest Avenue, Chatsworth
	4.	Nomakhosi Prudence Larbi t/a St. Georges Action Bar	55 St Georges Street, Shop 1 Durban
	5.	Plattfour Properties CC	911 Sprink Road, Shelly Beach
	6.	Diablo Hotel and Conference Centre (Pty) Ltd t/a Diablo Hotel	444 Point Road, Durban
	7.	Avendra Naidoo t/a Twenty Ten Restaurant & Bar	ERF No. 112, 336 Main Road, Tongaat
	8.	Mervin Pillay t/a Rest U Rant	232 Effingham Road, Effingham Heights, Durban
	9.	Easy Aisle Trading CC t/a Wishbone Pub and Grill	Shop 15, The Bellair and Shopping Centre, 956 Sarnia Road, Bellair, Durban
	10.	Roadney Jonathan Dawson t/a Topsy Panda	3 Tranquil Street, First Floor Chatsview Centre, Chatsworth

2.ACQUISITION OF CONTROLLING INTEREST OR FINANCIAL INTEREST IN TYPE "A" SITE OPERATOR LICENSEES

In terms of Section 34 of the KZN Gaming and Betting Act No. 08 of 2010 read with Regulation 14 of the Regulations published under the KwaZulu-Natal Gaming and Betting Act, 2010 (Act No. 08 of 2010), notice is hereby given of applications in terms of Section 54 of the Act aforesaid to Acquire a Controlling Interest or Financial Interest in Type "A" Site Operator licensees received from the applicants mentioned below:

APPLICANT	PERCENTAGE INTEREST SOUGHT	LICENSEE	ROUTE OPERATOR
1. Gert Lourens Van Emmenis Stokes: 45 Crestholme Drive Crestholme Raffaele Sparapano: 16 Starling Pl, Gillits	50% 50%	Hollywood Boulevard Restaurant and Bar CC t/a Hollywood Boulevard / Omega: Shop 16A Toti Mall, 16 Beach Road, Amanzimtoti	Vukani Gaming KZN (Pty) Ltd t/a V Slots
2. Pillay Dayalan t/a The Deck: 23 Kryption Avenue, Moorton	100%	Tuscaloosa 12 (Pty) Ltd t/a The Deck Pub And Grill:10 Kaydene Centre, Arbunoth Street, Scottburgh	Vukani Gaming KZN (Pty) Ltd t/a V Slots
3. Paramanand Dayanand t/a Shanes Sports Bar and Liquor Restaurant: 24 Joyharst Street, 15 Jaymathie Villa, Crofdene, Chatsworth	100%	Seelan Nanthagopal Pillay t/a Moorton Sports Bar: Shop 6 Moorton Shopping Centre, 62 Moorcross Drive, Moorcross, Chatsworth	Luck At It KZN (Pty) Ltd t/a Luck @ It
4. Rajendra Nadasen Govender: 41 Fairbreeze Road Belfort, Pietermaritzburg	100%	Dashenthren Moodley t/a Gold Circle Raisethorpe Agency: 686 Chota Motala Road, Raisethorpe, Pietermaritzburg	Grand Gaming KZN Slots (Pty) Ltd t/a KZN Slots
5. Rajendra Nadasen Govender: 41 Fairbreeze Road Belfort, Pietermaritzburg	100%	Dashenthren Moodley t/a Gold Circle Mountainrise Tote: 20 Rosedale Road, Mountainrise, Pietermaritzburg	Grand Gaming KZN Slots (Pty) Ltd t/a KZN Slots
6. Rajendra Nadasen Govender: 41 Fairbreeze Road Belfort, Pietermaritzburg	100%	Dashenthren Moodley t/a Gold Circle Neela Mansions Agency: 503 Old Greytown Road, Raisethorpe, Pietermaritzburg	Grand Gaming KZN Slots (Pty) Ltd t/a KZN Slots

7. Rajendra Nadasen Govender: 41 Fairbreeze Road Belfort, Pietermaritzburg	100%	Dashenthren Moodley t/a Gold Circle Bombay Road Agency: Shop 3, 56 Bombay Road, Northdale, Pietermaritzburg	Grand Gaming KZN Slots (Pty) Ltd t/a KZN Slots
8. China Zhang Trading CC: 279 Prinsloo Street, Pretoria	100%	Asibambisane Bottle Store & Sports Bar CC t/a Asibambisaner Restaurant & Bar: Lot 466, Shop 1 Cnr Erasmus & National Road, Margate	Grand Gaming KZN Slots (Pty) Ltd t/a KZN Slots
9. Lutchmееamma Govender: 6 Alistar Road, Westville, Durban	100%	Pearl Star Investments 246 CC t/a Gold Circle Westcliff Agency: 01B G's Centre, 201 Florence Nightingale Road, Westcliff, Durban	Grand Gaming KZN Slots (Pty) Ltd t/a KZN Slots

3. TRANSFER OF TYPE "A" SITE OPERATOR LICENCE

In terms of Section 34 of the KZN Gaming and Betting Act No. 08 of 2010 read with regulation 14 of the Regulations published under the KwaZulu-Natal Gaming and Betting Act, 2010 (Act No. 08 of 2010), notice is hereby given of the application in terms of Section 43 of the said Act to transfer Type "A" Site Operator Licence received from the applicant mentioned below:

TRANSFEEE	TRANSFEROR	ROUTE OPERATOR
Fulloutput 1388 CC t/a The Diving Bell: 202A Marine Drive, Bluff, Durban	Lila Dawn Nell t/a The Diving Bell: 202A Marine Drive, Bluff, Durban	Vukani Gaming KZN (Pty) Ltd t/a V Slots

4. Public inspection of application

The above mentioned applications will, subject to any ruling by the Board to the contrary in accordance with the provisions of section 34 of the KwaZulu-Natal Gaming and Betting Act, 2010 (Act No. 08 of 2010), be open for public inspection at the offices of the Board at the address mentioned below for the period from **16 March 2017 to 20 April 2017**.

The KZN Gaming & Betting Board
Ground Floor (South Tower)
Room G135
Natalia Building
330 Langalibalele Street
PIETERMARITZBURG, 3201

5. Invitation to lodge representations

Interested persons are hereby invited to lodge any representations in respect of the application by no later than **16:00 on 20 April 2017**. Representations should be in writing and must contain at least the following information:

- (a) The name of the applicant to whom the representations relate
- (b) The ground(s) on which representations are made.
- (c) The name, address and telephone number of the person submitting the representations.
- (d) An indication as to whether or not the person making the representations wishes to make oral representations when the Board hears the application.

Any representations that do not contain all of the information referred to in paragraph 3 above, will be deemed not to have been lodged with the Board and will not be considered by the Board.

Representations should be addressed to:

The Chief Executive Officer
KwaZulu-Natal Gaming and Betting Board
Private Bag X9102
PIETERMARITZBURG
3200

or faxed to: (033) 3427853.

KENNISGEWING 4 VAN 2017**KWAZULU-NATAL DOBBELARY EN WEDDERY RAAD****1. KENNISGEWING VAN AANSOEKE ONTVANG OM TIPE "A" PERSEELOPERATEURS LISENSIES TE VERKRY: GROEP 43**

In terme van Artikel 34 van die KZN Dobbelary en Weddery (Wet No. 08 van 2010) saamgelees met regulasie 14 van die KwaZulu-Natal Wet op Dobbelary en Weddery, 2010 (Wet No. 08 van 2010), word hierby kennis gegee van die aansoeke in terme van Artikel 56 van die genoemde Wet vir Tipe "A" Perseeloperateurslisensie ontvang van die onderstaande aansoekers: Die volgende is die name en adresse van die applikante:

ROETE OPERATEUR	TIPE "A" OPERATEUR APPLIKANT	ADRES
Grand Gaming KZN Slots (Edms) Bpk h/a KZN Slots	1. Fanyana Solomon Tsotetsi t/a Morolla Tavern	Madadeni VLK Shopping Centre, Shop 1 G9323, Section 7, Newcastle
	2. Tetrafull 1246 CC t/a Emakhosini Boutique Hotel	3/7 Lumseden Crescent, Morningside, PTN 3 and 4 of ERF 319 Durban
	3. Krugerbets (Edms) Bpk t/a Krugerbets	39 Ireland Street, Verulam, Cnr Irend Street and George Sewpersadh Street, Remainder of ERF273 Verulam
	4. Hansraj Bharath t/a Residency restaurant	34 Centenary Road, Ladysmith
	5. Donovan Nair t/a Hot Shots Sports Bar	17 Maranya Road, Chelsford Hights, Tongaat
	6. KZN Rugby Union t/a Jaquars Rugby Football Club	12 Capel Road, Sydnam
Grand Gaming KZN (Edms) Bpk h/a Kingdom Slots	1. Backline Sport Bar CC t/a Blackline	Lot 3139/1 Marine Drive, Margate
	2. Veritas Assets Trading (Edms) Bpk t/a Highrollers Restaurant & Bar	149 Sizwe Road, Shop 17/18/19 Nongoma Shopping Centre, Nongoma
	3. Reagan Naicker t/a Action Sports Bar	Lot 285, Shop 4, Corner Mynah and Aries Road, Darnal, Kwadukuza
	4. Toripax (Edms) Bpk t/a G-Bets- Port Shepstone	21 Robinson Street, Port Shepstone
	5. K2015261893 (South Africa) (Edms) Bpk t/a Siquembe Pub & Grill	Shop 26 Rencken Superspar Complex, Old Main Road, Mandeni
	6. Marshall's World Of Sport KZN 1 (Edms) Bpk t/a Marshalls World of Sports-Umlazi	Shop 343/4 KwaMnyandu Shopping Centre, 341 Griffiths Mxenge Highway, Umlazi
	7. Chun Quan Whole Trading CC t/a Pure Lounge	33 Maud Mafusi Street, Durban
	8. Alpha Creations (Edms) Bpk t/a RJ's Famous Rib Steakhouse	The Regent Building, Lot 3169, Marine Drive, Margate
	9. Ian Stuart Mac Farlane t/a Memphis Nite Club	375 Kingsway Road, Amanzimtoti
Luck At It KZN (Edms) Bpk h/a Luck @ It	1. Raj Mahaal Bar CC t/a Raj Mahaal Bar	2 Raj Mahal Road, Merebank
	2. Buyisile Nothando Zungu t/a The Piper	Shop 5 Bay Centre, Bullion Boulevard, CBD, Richards Bay
	3. Mohini Singh t/a Umhlanga Curry Bar	1 Sneezewood Lane, Glen Anil, Durban
	4. Thamendran Naidoo t/a TK's Tavern	121 Montdene Drive, Crofdene, Chatsworth
	5. Lucia Vijayluxmi Mahabeer t/a The Legacy Café	Shop 4 Housewife's Market, 1399 North Coast Road, Red Hill
	6. Bredon Jordens t/a Oceans Pub & Grill	21 Elizabeth Drive, Ronnel Court, Ilovo Beach, Amanzimtoti
	7. Daniza Trading (Pty) Ltd t/a Over the moon	Shops 6,7 &8 Redbro Centre, Cnr of Peak and Tranquil Street, Chatsworth
	8. Mark Pillay t/a Marks Place	522 Chota Motal Road, Raisethorpe, Pietermaritzburg
	9. Zibuse Ellington Cele t/a Engoje Tavern	N 1034, No. 58 Thandanani Road, N Section Umalazi

Vukani Gaming KZN (Edms) Bpk h/a V Slots	1.	The Hot Rock Café (Edms) Bpk t/a The Hot Rock Café	25 Linscoff Road, Atlone Park, Amazimtoti
	2.	Cornelia Lewis t/a Junction 9	Section 9, 22 Rosslyn Road, Amanzimtoti
	3.	Mervin Christopher Nainaar t/a Satar Roadside Inn	02 Silverwest Avenue, Chatsworth
	4.	Nomakhosi Prudence Larbi t/a St. Georges Action Bar	55 St Georges Street, Shop 1 Durban
	5.	Plattfour Properties CC	911 Sprink Road, Shelly Beach
	6.	Diablo Hotel and Conference Centre (Edms) Bpk t/a Diablo Hotel	444 Point Road, Durban
	7.	Avendra Naidoo t/a Twenty Ten Restaurant & Bar	ERF No. 112, 336 Main Road, Tongaat
	8.	Mervin Pillay t/a Rest U Rant	232 Effingham Road, Effingham Heights, Durban
	9.	Easy Aisle Trading CC t/a Wishbone Pub and Grill	Shop 15, The Bellair and Shopping Centre, 956 Sarnia Road, Bellair, Durban
	10.	Roadney Jonathan Dawson t/a Topsy Panda	3 Tranquil Street, First Floor Chatsview Centre, Chatsworth

2. KENNSIGEWING VAN AANSOEK ONTVANG OM BEHERENDE BELANG OF FINANSIELE BELANGSTELLING IN 'N LISENSIE TE VERKRY

In terme van Artikel 34 van die KZN Dobbelary en Weddery Wet No. 08 van 2010 saamgelees met regulasie 14 van die regulasies afgekondig kragtens die KwaZulu-Natal Dobbelary en Weddery, 2010 (Wet No. 08 van 2010) Regulasies, word hierby kennis gegee van die aansoek in terme van Artikel 43 van die genoemde Wet te Tipe oordra "A" Perseeloperateurs lisensie ontvang van die ondergenoemde aansoeker:

APPLIKAANT	PERSENTASIE BELANG GEVRAAGDE	LISENSIE	ROUTE OPERATOR
1. Gert Lourens Van Emmenis Stokes: 45 Crestholme Drive Crestholme	50%	Hollywood Boulevard Restaurant and Bar CC t/a Hollywood Boulevard / Omega: Shop 16A Toti Mall, 16 Beach Road, Amanzimtoti	Vukani Gaming KZN (Pty) Ltd h/a V Slots
Raffaele Sparapano: 16 Starling PI, Gillits	50%		
2. Pillay Dayalan t/a The Deck: 23 Krypton Avenue, Moorton	100%	Tuscaloosa 12 (Pty) Ltd t/a The Deck Pub And Grill:10 Kaydene Centre, Arbutoth Street, Scottburgh	Vukani Gaming KZN (Pty) Ltd h/a V Slots
3. Paramanand Dayanand t/a Shanes Sports Bar and Liquor Restaurant: 24 Joyharst Street, 15 Jaymathie Villa, Croftdene, Chatsworth	100%	Seelan Nanthagopal Pillay t/a Moorton Sports Bar: Shop 6 Moorton Shopping Centre, 62 Moorcross Drive, Moorcross, Chatsworth	Luck At It KZN (Pty) Ltd h/a Luck @ It
4. Rajendra Nadasen Govender: 41 Fairbreeze Road Belfort, Pietermaritzburg	100%	Dashenthren Moodley t/a Gold Circle Raisethorpe Agency: 686 Chota Motala Road, Raisethorpe, Pietermaritzburg	Grand Gaming KZN Slots (Pty) Ltd h/a KZN Slots
5. Rajendra Nadasen Govender: 41 Fairbreeze Road Belfort, Pietermaritzburg	100%	Dashenthren Moodley t/a Gold Circle Mountainrise Tote: 20 Rosedale Road, Mountainrise, Pietermaritzburg	Grand Gaming KZN Slots (Pty) Ltd h/a KZN Slots
6. Rajendra Nadasen Govender: 41 Fairbreeze Road Belfort, Pietermaritzburg	100%	Dashenthren Moodley t/a Gold Circle Neela Mansions Agency: 503 Old Greytown Road, Raisethorpe, Pietermaritzburg	Grand Gaming KZN Slots (Pty) Ltd h/a KZN Slots
7. Rajendra Nadasen Govender: 41 Fairbreeze Road Belfort, Pietermaritzburg	100%	Dashenthren Moodley t/a Gold Circle Bombay Road Agency: Shop 3, 56 Bombay Road, Northdale, Pietermaritzburg	Grand Gaming KZN Slots (Pty) Ltd h/a KZN Slots
8. China Zhang Trading CC: 279 Prinsloo Street, Pretoria	100%	Asibambisane Bottle Store & Sports Bar CC t/a Asibambisaner Restaurant & Bar: Lot 466, Shop 1 Cnr Erasmus & National Road, Margate	Grand Gaming KZN Slots (Pty) Ltd h/a KZN Slots
9. Lutchmeeamma Govender: 6 Alistar Road, Wesville, Durban	100%	Pearl Star Investments 246 CC t/a Gold Circle Westcliff Agency:01B G's Centre, 201 Florence Nightingale Road, Westcliff, Durban	Grand Gaming KZN Slots (Pty) Ltd h/a KZN Slots

3. OORDRAG VAN TIPE "A" PERSEELOPERATEURS LISENSIE

In terme van Artikel 34 van die KZN Dobbelary en Weddery (Wet No. 08 van 2010) saamgelees met regulasie 14 van die onder die KwaZulu-Natal Wet op Dobbelary en Weddery, 2010 (Wet No. 08 van 2010) gepubliseer Regulasies, word hierby kennis gegee van die aansoek vir die oordrag van die lisensie in terme van Artikel 43 van die genoemde Wet vir Tipe "A" Perseeloperateurslisensie ontvang van die onderstaande aansoekers: Die volgende is die name en adresse van die applikant:

OORDRAGNEMER	OORDRAGGEWER	ROETE OPERATEUR
Fulloutput 1388 CC t/a The Diving Bell: 202A Marine Drive, Bluff, Durban	Lila Dawn Nell t/a The Diving Bell: 202A Marine Drive, Bluff, Durban	Vukani Gaming KZN (Pty) Ltd h/a V Slots

4. Openbare inspeksie van aansoek

Die aansoek lê, behoudens enige teenstrydige reëling deur die raad in ooreenstemming met die bepalings van artikel 34 van die KwaZulu-Natal Dobbely en Weddery Wet, 2010 (Wet No. 08 van 2010), vir openbare inspeksie ter insae by die kantoor van die Raad by die ondergemelde adres vir die tydperk van **16 Maart 2017 tot 20 April 2017**.

KwaZulu-Natal Dobbely en Weddery Raad
Grondvloer (Suid Toring)
Kamer G135
Natalia Gebou
Langalibalele straat 330
Pietermaritzburg
3200

5. Uitnodiging om vertoë te rig

Belanghebbende persone word hierby uitgenooi om enige vertoë ten opsigte van die aansoeker te rig teen nie later as **16:00 op 20 April 2017**. Vertoë moet skriftelik geskied en moet minstens die volgende inligting bevat:

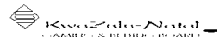
- (a) Die name van die aansoeker waarop die vertoë betrekking het;
- (b) Die grond(e) waarop die vertoë berus;
- (c) Die naam, adres en telefoonnommer van die persoon wat die vertoë rig en
- (d) 'n Aanduiding of die persoon wat die vertoë rig ook mondelikse vertoë wil rig, aldan nie, wanneer die raad die aansoek aanhoor.

Enige vertoë wat nie al die besonderhede bevat wat in paragraaf 3 vermeld word nie, sal geag word nie by die raad ingedien te wees nie en sal nie deur die raad oorweeg word nie.

Vertoë moet gerig word aan:

Die Hoof- Uitvoerende Beampte
KwaZulu-Natal Dobbely en Weddery Raad
Private sak 9102
Pietermaritzburg
3200

Of per faks gestuur word na: (033) 342-7853



IBHODI YEZOKUGEMBULA YAKWAZULU-NATALI

ISAZISO NGEZICELO EZAMUKELIWE

1. ZEZINDAWO EZINGU "A" YOHLOBO LWAMALAYISENSI: UMTHAMO WE 43

Ngokwesigaba 34 somthetho wezokuGembula waKwaZulu-Natali, (uMthetho No. 08 ka 2010 sifundwa nesigaba 14 soMthethongubo ngaphansi koMthetho wezokuGembula waKwaZulu-Natali, (uMthetho No. 08 ka 2010), ngalokhu lapha kunikezwa isaziso ngezicelo ngaphansi kwesigaba 56 zeNdawo engu "A" yohlobo lwamaLayisensi okuqhuba ibhizinisi lokugembula ezimukelwe kubafakizicelo ababalulwe ngenzansi. Ngenzansi amagama ezinkampani ezifake izicelo kanye namakheli azo:

UMNIKAZI WEMISHINI OGUNYAZIWE	UMFAKISICELO WOHLBO "A" LWAMALAYISENSI	INDAWO YOKUSEBENZELA
Grand Gaming KZN Slots (Pty) Ltd t/a KZN Slots	1. Fanyana Solomon Tsotetsi t/a Morolla Tavern	Madadeni VLK Shopping Centre, Shop 1 G9323, Section 7, Newcastle
	2. Tetrafull 1246 CC t/a Emakhosini Boutique Hotel	3/7 Lumseden Crescent, Morningside, PTN 3 and 4 of ERF 319 Durban
	3. Krugerbets (Pty) Ltd t/a Krugerbets	39 Ireland Street, Verulam, Cnr Irend Street and George Sewpersadh Street, Remainder of ERF273 Verulam
	4. Hansraj Bharath t/a Residency restaurant	34 Centenary Road, Ladysmith
	5. Donovan Nair t/a Hot Shots Sports Bar	17 Maranya Road, Chelsford Hights, Tongaat
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	2. Veritas Assets Trading (Pty) Ltd t/a Highrollers Restaurant & Bar	149 Sizwe Road, Shop 17/18/19 Nongoma Shopping Centre, Nongoma
	3. Reagan Naicker t/a Action Sports Bar	Lot 285, Shop 4, Corner Mynah and Aries Road, Darnal, Kwadukuza
	4. Toripax (Pty) Ltd t/a G-Bets- Port Shepstone	21 Robinson Street, Port Shepstone
	5. K2015261893 (South Africa) (Pty) Ltd t/a Siqumbe Pub & Grill	Shop 26 Rencken Superspar Complex, Old Main Road, Mandeni
	6. Marshall's World Of Sport KZN 1 (Pty) Ltd t/a Marshalls World of Sports-Umlazi	Shop 343/4 KwaMnyandu Shopping Centre, 341 Griffiths Mxenge Highway, Umlazi
	7. Chun Quan Whole Trading CC t/a Pure Lounge	33 Maud Mafusi Street, Durban
	8. Alpha Creations (Pty) Ltd t/a RJ's Famous Rib Steakhouse	The Regent Building, Lot 3169, Marine Drive, Margate
	9. Ian Stuart Mac Farlane t/a Memphis Nite Club	375 Kingsway Road, Amanzimtoti
Luck At It KZN (Pty) Ltd t/a Luck @ It	1. Raj Mahaal Bar CC t/a Raj Mahaal Bar	2 Raj Mahal Road, Merebank
	2. Buyisile Nothando Zungu t/a The Piper	Shop 5 Bay Centre, Bullion Boulevard, CBD, Richards Bay
	3. Mohini Singh t/a Umhlanga Curry Bar	1 Sneezewood Lane, Glen Anil, Durban
	4. Thamendran Naidoo t/a TK's Tavern	121 Montdene Drive, Crofdene, Chatsworth
	5. Lucia Vijayluxmi Mahabeer t/a The Legacy Café	Shop 4 Housewife's Market, 1399 North Coast Road, Red Hill
	6. Bredon Jordens t/a Oceans Pub & Grill	21 Elizabeth Drive, Ronnel Court, Ilovo Beach, Amanzimtoti
	7. Daniza Trading (Pty) Ltd t/a Over the moon	Shops 6,7 & 8 Redbro Centre, Cnr of Peak and Tranquil Street, Chatsworth
	8. Mark Pillay t/a Marks Place	522 Chota Motal Road, Raisethorpe, Pietermaritzburg
	9. Zibuse Ellington Cele t/a Engoje Tavern	N 1034, No. 58 Thandanani Road, N Section Umlazi

Vukani Gaming KZN (Pty) Ltd t/a V Slots	1.	The Hot Rock Café (Pty) Ltd t/a The Hot Rock Café	25 Linscoff Road, Atlone Park, Amazimtoti
	2.	Cornelia Lewis t/a Junction 9	Section 9, 22 Rosslyn Road, Amanzimtoti
	3.	Mervin Christopher Nainaar t/a Satar Roadside Inn	02 Silverwest Avenue, Chatsworth
	4.	Nomakhosi Prudence Larbi t/a St. Georges Action Bar	55 St Georges Street, Shop 1 Durban
	5.	Plattfour Properties CC	911 Sprink Road, Shelly Beach
	6.	Diablo Hotel and Conference Centre (Pty) Ltd t/a Diablo Hotel	444 Point Road, Durban
	7.	Avendra Naidoo t/a Twenty Ten Restaurant & Bar	ERF No. 112, 336 Main Road, Tongaat
	8.	Mervin Pillay t/a Rest U Rant	232 Effingham Road, Effingham Heights, Durban
	9.	Easy Aisle Trading CC t/a Wishbone Pub and Grill	Shop 15, The Bellair and Shopping Centre, 956 Sarnia Road, Bellair, Durban
	10.	Roadney Jonathan Dawson t/a Topsy Panda	3 Tranquil Street, First Floor Chatsview Centre, Chatsworth

2. ZELUNGELO LOKULAWULA NOMA LOKUHLUMULA NGOKWEZIMALI KUZINDAWO EZINGU "A" WOHLORO LWAMALAYISENSI OKUQHUBA IBHIZINISI LOKUGEMBULA

Ngokwesigaba 34 somthetho wezokuGembula waKwaZulu-Natali, (uMthetho No. 08 ka 2010 sifundwa nesigaba 14 soMthethonqubo ngaphansi koMthetho wezokuGembula waKwaZulu-Natali, (uMthetho No. 08 ka 2010), ngalokhu lapha kunikezwa isaziso ngezicelo ngaphansi kwesigaba 54 somthetho obalulwe ngenhla zelungelo lokulawula noma lokuhlumula ngokwezimali kuzindawo ezingu "A" wohlobo lwamalayisensi okuqhuba ibhizinisi lokugembula. Ngenzansi amagama ezinkampani ezifake izicelo kanye namakheli azo:

UMFAKISICELO	ISILINGANISO SOMHLOMULO	UMNINI WELAYISENSI	UMNIKAZI WEMISHINI OGUNYAZIWE
1. Gert Lourens Van Emmenis Stokes: 45 Crestholme Drive Crestholme Raffaele Sparapano: 16 Starling Pl, Gillits	50% 50%	Hollywood Boulevard Restaurant and Bar CC t/a Hollywood Boulevard / Omega: Shop 16A Toti Mall, 16 Beach Road, Amanzimtoti	Vukani Gaming KZN (Pty) Ltd t/a V Slots
2. Pillay Dayalan t/a The Deck: 23 Krypton Avenue, Moorton	100%	Tuscaloosa 12 (Pty) Ltd t/a The Deck Pub And Grill: 10 Kaydene Centre, Arbunoth Street, Scottburgh	Vukani Gaming KZN (Pty) Ltd t/a V Slots
3. Paramanand Dayanand t/a Shanes Sports Bar and Liquor Restaurant: 24 Joyharst Street, 15 Jaymathie Villa, Croftdene, Chatsworth	100%	Seelan Nanthagopal Pillay t/a Moorton Sports Bar: Shop 6 Moorton Shopping Centre, 62 Moorcross Drive, Moorcross, Chatsworth	Luck At It KZN (Pty) Ltd t/a Luck @ It
4. Rajendra Nadasen Govender: 41 Fairbreeze Road Belfort, Pietermaritzburg	100%	Dashenthren Moodley t/a Gold Circle Raisethorpe Agency: 686 Chota Motala Road, Raisethorpe, Pietermaritzburg	Grand Gaming KZN Slots (Pty) Ltd t/a KZN Slots
5. Rajendra Nadasen Govender: 41 Fairbreeze Road Belfort, Pietermaritzburg	100%	Dashenthren Moodley t/a Gold Circle Mountainrise Tote: 20 Rosedale Road, Mountainrise, Pietermaritzburg	Grand Gaming KZN Slots (Pty) Ltd t/a KZN Slots
6. Rajendra Nadasen Govender: 41 Fairbreeze Road Belfort, Pietermaritzburg	100%	Dashenthren Moodley t/a Gold Circle Neela Mansions Agency: 503 Old Greytown Road, Raisethorpe, Pietermaritzburg	Grand Gaming KZN Slots (Pty) Ltd t/a KZN Slots
7. Rajendra Nadasen Govender: 41 Fairbreeze Road Belfort, Pietermaritzburg	100%	Dashenthren Moodley t/a Gold Circle Bombay Road Agency: Shop 3, 56 Bombay Road, Northdale, Pietermaritzburg	Grand Gaming KZN Slots (Pty) Ltd t/a KZN Slots
8. China Zhang Trading CC: 279 Prinsloo Street, Pretoria	100%	Asibambisane Bottle Store & Sports Bar CC t/a Asibambisane Restaurant & Bar: Lot 466, Shop 1 Cnr Erasmus & National Road, Margate	Grand Gaming KZN Slots (Pty) Ltd t/a KZN Slots
9. Lutchmeeamma Govender: 6 Alistar Road, Wesville, Durban	100%	Pearl Star Investments 246 CC t/a Gold Circle Westcliff Agency: 01B G's Centre, 201 Florence Nightingale Road, Westcliff, Durban	Grand Gaming KZN Slots (Pty) Ltd t/a KZN Slots

3. UKUDLULISWA KWAMALAYISENSI OHLOBO LWEZINDAWO EZINGU "A"

Ngokwesigaba 34 somthetho wezokuGembula waKwaZulu-Natali, (uMthetho No. 08 ka 2010 sifundwa nesigaba 14 soMthethonqubo ngaphansi koMthetho wezokuGembula waKwaZulu-Natali, (uMthetho No. 08 ka 2010), ngalokhu lapha kunikezwa isaziso ngezicelo sokudluliswa kwelayisensi ngaphansi kwesigaba 43 seNdawo engu "A" yohlobo lwamalayisensi okuqhuba ibhizinisi lokugembula ezamukelwe kubafakizicelo ababalulwe ngenzansi:

UMUNTU OKUDLULISEWA KUYE ILAYISENSI	UMUNTU ODLULISA ILAYISENSI	UMNIKAZI WEMISHINI OGUNYAZIWE
Fulloutput 1388 CC t/a The Diving Bell: 202A Marine Drive, Bluff, Durban	Lila Dawn Nell t/a The Diving Bell: 202A Marine Drive, Bluff, Durban	Vukani Gaming KZN (Pty) Ltd t/a V Slots

4. Ukuhlolwa kwezicelo ngumphakathi

Lezi zicelo ezibalulwe ngenhla, kuye ngokuhambisana nanoma yisiphi isinqumo seBhodi esiphikisayo ngokwezinhlinzeko zesigaba 34 soMthetho wezokuGembula waKwaZulu-Natali ka2010 (uMthetho No. 08 ka 2010), izicelo zizokwazi ukubonwa ngumphakathi emahhovisi eBhodi kuleli kheli elibhalwe ngezansi esikhathini esisukela kumhla zingu **16 kuNdasa 2017** kuya mhla zingu **20 kuMbaso 2017**.

KwaZulu-Natal Gaming and Betting Board
Ground Floor (South Tower)
Room G135
Natalia Building
330 Longalibalele Street
PIETERMARITZBURG
3201

5. Isimemo sokwenza izethulo

Abantu abanentshisekelo bayamenywa ukuba benze izethulo lungakadluli mhla zinga **20 kuMbaso 2017** ngaphambi **kwehora lesine ntambama**. Izethulo kufanele zibhalwe futhi zibe naleminingwane elandelayo:

- (a) Igama lomfakisicelo izethulo eziqondene naye;
- (b) Izizathu izethulo ezenziwa ngaphansi kwazo;
- (c) Igama, ikheli kanye nenombolo yocingo yomuntu oletha izethulo; kanye;
- (d) Nokubalula ukuthi umuntu owenza izethulo ufisa ukwenza izethulo ngomlomo uma iBhodi isilalela isicelo.

Noma iziphi izethulo ezingalukethe lonke lolu lwazi olubalulwe endimeni 3 ngenhla zizothathwa ngokuthi azikaze zethulwe kwiBhodi futhi iBhodi angeke izicubungule.

Izethulo kufanele zithunyelwe ku:

The Chief Executive Officer
KwaZulu-Natal Gaming and Betting Board
Private Bag X9102
PIETERMARITZBURG
3200
noma zithunyelwe ngesikhahlemezi kule nombolo: (033) 3427853



transport

Department:
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Province of KwaZulu-Natal

GAZETTE

LGKZNG60-2017-FEB

REGION: ALL

1) Application Number: APP0084684	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: BHEKASONKE INVESTMENTS (PTY) LTD ID NO. 201411635107 Association: NOT AVAILABLE	4) Applicant Address: POST SUITE 118 MTUBATUBA 3935
5) Existing Licence Holder: NOT APPLICABLE ID NO. NOT APPLICABLE	6) Existing Licence Holder Address: NOT APPLICABLE
7) Type of application: NEW OPERATING LICENCE	8) Operating Licence Number: NOTAVAILABLE
9) Vehicle Type: OTHER	10) 1 X 0 (SEATED)
11) Region: UMKHANYAKUDE	
12.1	from kwamsane area in ward 2, proceed to kwamsane township in ward 1, use p484 road and reach kwankombose area (siyathuthuka school, Ikusasaletu school and phaphase school) return the same route.



transport

Department:
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GAZETTE

LGKZNG60-2017-FEB

REGION: ALL

1) Application Number: APP0085345	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: DM QWABE ID NO. 7406065517080 Association: BEKEZELA TAXI OWNERS ASSOCIATION	4) Applicant Address: PO BOX 1109 PORT SHEPSTONE 4240
5) Existing Licence Holder: NOT APPLICABLE ID NO. NOT APPLICABLE	6) Existing Licence Holder Address: NOT APPLICABLE
7) Type of application: NEW OPERATING LICENCE	8) Operating Licence Number: NOTAVAILABLE
9) Vehicle Type: MINIBUS	10) 1 X 15 (SEATED) + 0 (STANDING)
11) Region: UGU-OGWINI	
12.1	FROM APPROVED TAXI RANK IN ST WILLIAM TURN INTO D924, AND PROCEED INTO D923. PROCEED ALONG D923 INTO P68/1. PROCEED ALONG P68/1 INTO P68/2, INTO P3-1, INTO APPROVED TAXI RANK IN PORT SHEPSTONE. OFFLOAD, LOAD AND RETURN ALONG THE FORWARD ROUTE IN REVERSE
12.2	FROM APPROVED TAXI RANK IN ST FAITHS TURN INTO P68/1 AND INTO P68/2. PROCEED ALONG P68/2, INTO P3-1, INTO APPROVED TAXI RANK IN PORT SHEPSTONE. OFFLOAD, LOAD AND RETURN ALONG THE FORWARD ROUTE IN REVERSE.
12.3	FROM APPROVED TAXI RANK IN ENQANQALA TURN INTO D921, PROCEED ALONG D921 AND AT THE T-JUNCTION, TURN RIGHT INTO P68/1. PROCEED ALONG P68/1, INTO P68/2. PROCEED ALONG P68/2, INTO P3-1 INTO APPROVED TAXI RANK IN PORT SHEPSTONE. OFFLOAD, LOAD AND RETURN ALONG THE FORWARD ROUTE IN REVERSE.
12.4	FROM APPROVED TAXI RANK IN EMVUZANA INTO A2366 AT THE T-JUNCTION TURN RIGHT INTO D1115 OR INTO D945 AND / OR PROCEED WITH D1115, INTO P68/2. PROCEED ALONG INTO P68/2, INTO P3-1, INTO AN APPROVED TAXI RANK IN PORT SHEPSTONE. OFFLOAD, LOAD AND RETURN ALONG THE FORWARD ROUTE IN REVERSE.
12.5	FROM APPROVED TAXI RANK IN EMVUZANA INTO A2366 AT THE T-JUNCTION TURN RIGHT INTO D1115 OR INTO D945 AND / OR PROCEED WITH D1115, INTO P68/2, PROCEED ALONG INTO P68/2, INTO P3-1, INTO AN APPROVED TAXI RANK IN PORT SHEPSTONE. OFFLOAD, LOAD AND RETURN ALONG THE FORWARD ROUTE IN REVERSE.
12.6	FROM APPROVED TAXI RANK IN NYAMANDE INTO D859, AT THE T-JUNCTION TURN INTO A2899. PROCEED ALONG A2899 INTO A2900 AND AT THE T-JUNCTION TURN RIGHT INTO P68/2, PROCEED ALONG P68/2, INTO P3-1 INTO APPROVED TAX RANK IN PORT SHEPSTONE. OFFLOAD, LOAD AND RETURN ALONG FORWARD ROUTE IN REVERSE.
12.7	FROM APPROVED TAXI RANK IN ST. FAITHS MISSION TURN RIGHT INTO D925, INTO A2337, INTO A2337, INTO D1054, INTO A2331, INTO P68/2 INTO P3-1 INTO APPROVED TAXI RANK IN PORT SHEPSTONE. OFFLOAD, LOAD AND RETURN ALONG THE FORWARD ROUTE IN REVERSE.
12.8	FROM APPROVED TAXI RANK IN MAHLOMENYAMA INTO A2384 INTO, P68/2, INTO P3-1, INTO APPROVED TAXI RANK IN PORT SHEPSTONE. OFFLOAD, LOAD AND RETURN ALONG THE FORWARD ROUTE IN REVERSE.
12.9	APPROVED TAXI RANK IN NQCAZOLO PROCEED ALONG D933 ROAD A2338 ROAD, INTO D923 AT THE T-JUNCTION TURN LEFT INTO P68/1, PROCEED ALONG P68/1 INTO P68/2, INTO P3-1, INTO APPROVED TAXI RANK TAXI RANK IN PORT SHEPSTONE. OFFLOAD, LOAD AND RETURN ALONG FORWARD ROUTE IN REVERSE.
12.10	FROM APPROVED TAX RANK IN EMABHELENI PROCEED ALONG D923, INTO D1115, INTO A2340 AND AT THE T-JUNCTION, TURN LEFT INTO P68/1, INTO P68/2, INTO P3-1, INTO APPROVED TAXI RANK IN PORT SHEPSTONE. OFFLOAD, LOAD AND RETURN ALONG FORWARD ROUTE IN REVERSE.
12.11	.FROM MAWULENI TO PORT SHEPSTONE: FROM APPROVED TAXI RANK IN MAWULENI, INTO D859. PROCEED ALONG D859 AND PASS DWESHULU, AT THE T-JUNCTION, TURN RIGHT INTO P68/1, INTO P68/2. PROCEED ALONG P68/2 INTO P3-1, INTO APPROVED TAXI RANK IN PORT SHEPSTONE. OFFLOAD, LOAD AND RETURN ALONG FORWARD ROUTE IN REVERSE.



transport

Department:
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Province of KwaZulu-Natal

GAZETTE

LGKZNG60-2017-FEB

REGION: ALL

1) Application Number: APP0085367	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: DP NGCAMU ID NO. 7512155521088 Association: UPPER HLABISA TAXI OWNERS ASSOCIATION	4) Applicant Address: P. O. BOX 776 HLABISA 3937
5) Existing Licence Holder: NOT APPLICABLE ID NO. NOT APPLICABLE	6) Existing Licence Holder Address: NOT APPLICABLE
7) Type of application: NEW OPERATING LICENCE	8) Operating Licence Number: NOTAVAILABLE
9) Vehicle Type: MINIBUS	10) 1 X 15 (SEATED) + 0 (STANDING)
11) Region: UMKHANYAKUDE	
12.1	HLABISA TAXI RANK TO MTUBATUBA FROM HLABISA TAXI RANK TURN RIGHT TO R618 PROCEED TO MTUBATUBA AND TURN RIGHT ON TO JOHN ROSS HIGH WAY TO THE TAXI AT MTUBATUBA, LOAD RETURN.
12.2	HLABISA TO EMPANGENI FROM HLABISA TO EMPANGENI TURN RIGHT ON TO R168. PROCEED STRAIGHT TO THE CROSS ROAD AT NKODIBE, TURN RIGHT ON TO N2, PROCEED STRAIGHT, TURN RIGHT ON TO D249 TO ENSELENI DROP THE PASSENGERS THEN PROCEED WITH P517 AND TURN RIGHT ON TO N2, PROCEED AND TURN RIGHT ON TO R102, PROCEED TURN TO TURNER-ROAD AND PROCEED TO B / RANK AT EMPANGENI LOAD AND RETURN.
12.3	HLABISA TO DURBAN FROM HLABISA TO DURBAN, TURN ON TO R618, PROCEED TO NKOBIDE CROSSES, TURN RIGHT ONTO N2 PROCEED STRAIGHT AND TURN LEFT ON TO M4. PROCEED AND TURN RIGHT TO ARGYLE STREET. PROCEED TURN LEFT ON TO UMGENI ROAD, PROCEED AND TURN RIGHT ONTO LEOPOLD STREET AND TURN RIGHT ON TO WARWICK AVENUE, PROCEED AND TURN RIGHT ON TO ALICE STREET, PROCEED STRAIGHT TO JOIN UMGENI ROAD TO A TAXI RANK AT DURBAN STATION, LOAD AND RETURN. 3.2 FROM HLABISA TO DURBAN FROM HLABISA TO DURBAN TURN RIGHT ON TO R618. PROCEED AND NKOBIDE CROSSES AND TURN RIGHT ON TO N2. PROCEED AND TURN RIGHT TO R102, PROCEED STRAIGHT AND TURN LEFT AT MTHUNZINI FILLING STATION, TURN RIGHT AND JOIN N2 FREEWAY AT MTHUNZINI PLAZA, PROCEED AND TURN LEFT ON TO M4, PROCEED AS MENTIONED ON NO4 TO A TAXI RANK AT DURBAN STATION LOAD AND RETURN.
12.4	HLABISA TO NONGOMA FROM HLABISA TO NONGOMA TURN LEFT ON TO P235? 2 PROCEED STRAIGHT TO NONGOMA TAXI RANK LOAD AND RETURN.



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Department:
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GAZETTE

LGKZNG60-2017-FEB

REGION: ALL

1) Application Number: APP0085366	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: DP NGCAMU ID NO. 7512155521088 Association: UPPER HLABISA TAXI OWNERS ASSOCIATION	4) Applicant Address: P. O. BOX 776 HLABISA 3937
5) Existing Licence Holder: NOT APPLICABLE ID NO. NOT APPLICABLE	6) Existing Licence Holder Address: NOT APPLICABLE
7) Type of application: NEW OPERATING LICENCE	8) Operating Licence Number: NOTAVAILABLE
9) Vehicle Type: MINIBUS	10) 1 X 15 (SEATED) + 0 (STANDING)
11) Region: UMKHANYAKUDE	
12.1	HLABISA TAXI RANK TO MTUBATUBA FROM HLABISA TAXI RANK TURN RIGHT TO R618 PROCEED TO MTUBATUBA AND TURN RIGHT ON TO JOHN ROSS HIGH WAY TO THE TAXI AT MTUBATUBA, LOAD RETURN.
12.2	HLABISA TO EMPANGENI FROM HLABISA TO EMPANGENI TURN RIGHT ON TO R168. PROCEED STRAIGHT TO THE CROSS ROAD AT NKODIBE, TURN RIGHT ON TO N2, PROCEED STRAIGHT, TURN RIGHT ON TO D249 TO ENSELENI DROP THE PASSENGERS THEN PROCEED WITH P517 AND TURN RIGHT ON TO N2, PROCEED AND TURN RIGHT ON TO R102, PROCEED TURN TO TURNER-ROAD AND PROCEED TO B / RANK AT EMPANGENI LOAD AND RETURN.
12.3	HLABISA TO DURBAN FROM HLABISA TO DURBAN, TURN ON TO R618, PROCEED TO NKOBIDE CROSSES, TURN RIGHT ONTO N2 PROCEED STRAIGHT AND TURN LEFT ON TO M4. PROCEED AND TURN RIGHT TO ARGYLE STREET. PROCEED TURN LEFT ON TO UMGENI ROAD, PROCEED AND TURN RIGHT ONTO LEOPOLD STREET AND TURN RIGHT ON TO WARWICK AVENUE, PROCEED AND TURN RIGHT ON TO ALICE STREET, PROCEED STRAIGHT TO JOIN UMGENI ROAD TO A TAXI RANK AT DURBAN STATION, LOAD AND RETURN. 3.2 FROM HLABISA TO DURBAN FROM HLABISA TO DURBAN TURN RIGHT ON TO R618. PROCEED AND NKOBIDE CROSSES AND TURN RIGHT ON TO N2. PROCEED AND TURN RIGHT TO R102, PROCEED STRAIGHT AND TURN LEFT AT MTHUNZINI FILLING STATION, TURN RIGHT AND JOIN N2 FREEWAY AT MTHUNZINI PLAZA, PROCEED AND TURN LEFT ON TO M4, PROCEED AS MENTIONED ON NO4 TO A TAXI RANK AT DURBAN STATION LOAD AND RETURN.
12.4	HLABISA TO NONGOMA FROM HLABISA TO NONGOMA TURN LEFT ON TO P235? 2 PROCEED STRAIGHT TO NONGOMA TAXI RANK LOAD AND RETURN.



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GAZETTE

LGKZNG60-2017-FEB

REGION: ALL

1) Application Number: APP0085371	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: MS HLELA ID NO. 7805056490084 Association: UPPER HLABISA TAXI OWNERS ASSOCIATION	4) Applicant Address: PO BOX 632 HLABISA 3937
5) Existing Licence Holder: NOT APPLICABLE ID NO. NOT APPLICABLE	6) Existing Licence Holder Address: NOT APPLICABLE
7) Type of application: NEW OPERATING LICENCE	8) Operating Licence Number: NOTAVAILABLE
9) Vehicle Type: MINIBUS	10) 1 X 15 (SEATED) + 0 (STANDING)
11) Region: UMKHANYAKUDE	
12.1	HLABISA TAXI RANK TO MTUBATUBA FROM HLABISA TAXI RANK TURN RIGHT TO R618 PROCEED TO MTUBATUBA AND TURN RIGHT ON TO JOHN ROSS HIGH WAY TO THE TAXI AT MTUBATUBA, LOAD RETURN.
12.2	HLABISA TO EMPANGENI FROM HLABISA TO EMPANGENI TURN RIGHT ON TO R168. PROCEED STRAIGHT TO THE CROSS ROAD AT NKODIBE, TURN RIGHT ON TO N2, PROCEED STRAIGHT, TURN RIGHT ON TO D249 TO ENSELENI DROP THE PASSENGERS THEN PROCEED WITH P517 AND TURN RIGHT ON TO N2, PROCEED AND TURN RIGHT ON TO R102, PROCEED TURN TO TURNER-ROAD AND PROCEED TO B / RANK AT EMPANGENI LOAD AND RETURN.
12.3	HLABISA TO DURBAN FROM HLABISA TO DURBAN, TURN ON TO R618, PROCEED TO NKOBIDE CROSSES, TURN RIGHT ONTO N2 PROCEED STRAIGHT AND TURN LEFT ON TO M4. PROCEED AND TURN RIGHT TO ARGYLE STREET. PROCEED TURN LEFT ON TO UMGENI ROAD, PROCEED AND TURN RIGHT ONTO LEOPOLD STREET AND TURN RIGHT ON TO WARWICK AVENUE, PROCEED AND TURN RIGHT ON TO ALICE STREET, PROCEED STRAIGHT TO JOIN UMGENI ROAD TO A TAXI RANK AT DURBAN STATION, LOAD AND RETURN. 3.2 FROM HLABISA TO DURBAN FROM HLABISA TO DURBAN TURN RIGHT ON TO R618. PROCEED AND NKOBIDE CROSSES AND TURN RIGHT ON TO N2. PROCEED AND TURN RIGHT TO R102, PROCEED STRAIGHT AND TURN LEFT AT MTHUNZINI FILLING STATION, TURN RIGHT AND JOIN N2 FREEWAY AT MTHUNZINI PLAZA, PROCEED AND TURN LEFT ON TO M4, PROCEED AS MENTIONED ON NO4 TO A TAXI RANK AT DURBAN STATION LOAD AND RETURN.
12.4	HLABISA TO NONGOMA FROM HLABISA TO NONGOMA TURN LEFT ON TO P235? 2 PROCEED STRAIGHT TO NONGOMA TAXI RANK LOAD AND RETURN.



transport

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GAZETTE

LGKZNG60-2017-FEB

REGION: ALL

1) Application Number: APP0085374	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: MM SHANGE ID NO. 6606045511084 Association: UPPER HLABISA TAXI OWNERS ASSOCIATION	4) Applicant Address: P O BOX 5022 HLABISA 3937
5) Existing Licence Holder: NOT APPLICABLE ID NO. NOT APPLICABLE	6) Existing Licence Holder Address: NOT APPLICABLE
7) Type of application: NEW OPERATING LICENCE	8) Operating Licence Number: NOTAVAILABLE
9) Vehicle Type: MINIBUS	10) 1 X 15 (SEATED) + 0 (STANDING)
11) Region: UMKHANYAKUDE	
12.1	HLABISA TAXI RANK TO MTUBATUBA FROM HLABISA TAXI RANK TURN RIGHT TO R618 PROCEED TO MTUBATUBA AND TURN RIGHT ON TO JOHN ROSS HIGH WAY TO THE TAXI AT MTUBATUBA, LOAD RETURN.
12.2	HLABISA TO EMPANGENI FROM HLABISA TO EMPANGENI TURN RIGHT ON TO R168. PROCEED STRAIGHT TO THE CROSS ROAD AT NKODIBE, TURN RIGHT ON TO N2, PROCEED STRAIGHT, TURN RIGHT ON TO D249 TO ENSELENI DROP THE PASSENGERS THEN PROCEED WITH P517 AND TURN RIGHT ON TO N2, PROCEED AND TURN RIGHT ON TO R102, PROCEED TURN TO TURNER-ROAD AND PROCEED TO B / RANK AT EMPANGENI LOAD AND RETURN.
12.3	HLABISA TO DURBAN FROM HLABISA TO DURBAN, TURN ON TO R618, PROCEED TO NKOBIDE CROSSES, TURN RIGHT ONTO N2 PROCEED STRAIGHT AND TURN LEFT ON TO M4. PROCEED AND TURN RIGHT TO ARGYLE STREET. PROCEED TURN LEFT ON TO UMGENI ROAD, PROCEED AND TURN RIGHT ONTO LEOPOLD STREET AND TURN RIGHT ON TO WARWICK AVENUE, PROCEED AND TURN RIGHT ON TO ALICE STREET, PROCEED STRAIGHT TO JOIN UMGENI ROAD TO A TAXI RANK AT DURBAN STATION, LOAD AND RETURN. 3.2 FROM HLABISA TO DURBAN FROM HLABISA TO DURBAN TURN RIGHT ON TO R618. PROCEED AND NKOBIDE CROSSES AND TURN RIGHT ON TO N2. PROCEED AND TURN RIGHT TO R102, PROCEED STRAIGHT AND TURN LEFT AT MTHUNZINI FILLING STATION, TURN RIGHT AND JOIN N2 FREEWAY AT MTHUNZINI PLAZA, PROCEED AND TURN LEFT ON TO M4, PROCEED AS MENTIONED ON NO4 TO A TAXI RANK AT DURBAN STATION LOAD AND RETURN.
12.4	HLABISA TO NONGOMA FROM HLABISA TO NONGOMA TURN LEFT ON TO P235? 2 PROCEED STRAIGHT TO NONGOMA TAXI RANK LOAD AND RETURN.



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Department:
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GAZETTE

LGKZNG60-2017-FEB

REGION: ALL

1) Application Number: APP0085375	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: MM SHANGE ID NO. 6606045511084 Association: UPPER HLABISA TAXI OWNERS ASSOCIATION	4) Applicant Address: PO BOX 5022 HLABISA 3937
5) Existing Licence Holder: NOT APPLICABLE ID NO. NOT APPLICABLE	6) Existing Licence Holder Address: NOT APPLICABLE
7) Type of application: NEW OPERATING LICENCE	8) Operating Licence Number: NOTAVAILABLE
9) Vehicle Type: MINIBUS	10) 1 X 15 (SEATED) + 0 (STANDING)
11) Region: UMKHANYAKUDE	
12.1	HLABISA TAXI RANK TO MTUBATUBA FROM HLABISA TAXI RANK TURN RIGHT TO R618 PROCEED TO MTUBATUBA AND TURN RIGHT ON TO JOHN ROSS HIGH WAY TO THE TAXI AT MTUBATUBA, LOAD RETURN.
12.2	HLABISA TO EMPANGENI FROM HLABISA TO EMPANGENI TURN RIGHT ON TO R168. PROCEED STRAIGHT TO THE CROSS ROAD AT NKODIBE, TURN RIGHT ON TO N2, PROCEED STRAIGHT, TURN RIGHT ON TO D249 TO ENSELENI DROP THE PASSENGERS THEN PROCEED WITH P517 AND TURN RIGHT ON TO N2, PROCEED AND TURN RIGHT ON TO R102, PROCEED TURN TO TURNER-ROAD AND PROCEED TO B / RANK AT EMPANGENI LOAD AND RETURN.
12.3	HLABISA TO DURBAN FROM HLABISA TO DURBAN, TURN ON TO R618, PROCEED TO NKOBIDE CROSSES, TURN RIGHT ONTO N2 PROCEED STRAIGHT AND TURN LEFT ON TO M4. PROCEED AND TURN RIGHT TO ARGYLE STREET. PROCEED TURN LEFT ON TO UMGENI ROAD, PROCEED AND TURN RIGHT ONTO LEOPOLD STREET AND TURN RIGHT ON TO WARWICK AVENUE, PROCEED AND TURN RIGHT ON TO ALICE STREET, PROCEED STRAIGHT TO JOIN UMGENI ROAD TO A TAXI RANK AT DURBAN STATION, LOAD AND RETURN. 3.2 FROM HLABISA TO DURBAN FROM HLABISA TO DURBAN TURN RIGHT ON TO R618. PROCEED AND NKOBIDE CROSSES AND TURN RIGHT ON TO N2. PROCEED AND TURN RIGHT TO R102, PROCEED STRAIGHT AND TURN LEFT AT MTHUNZINI FILLING STATION, TURN RIGHT AND JOIN N2 FREEWAY AT MTHUNZINI PLAZA, PROCEED AND TURN LEFT ON TO M4, PROCEED AS MENTIONED ON NO4 TO A TAXI RANK AT DURBAN STATION LOAD AND RETURN.
12.4	HLABISA TO NONGOMA FROM HLABISA TO NONGOMA TURN LEFT ON TO P235? 2 PROCEED STRAIGHT TO NONGOMA TAXI RANK LOAD AND RETURN.



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REGION: ALL

1) Application Number: APP0085385	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: JB MKHIZE ID NO. 6706105916080 Association: FOLWENI TAXI ASSOCIATION	4) Applicant Address: Z785 UMLAZI UMLAZI TOWNSHIP, DURBAN KWA ZULU NATAL 4031
5) Existing Licence Holder: NOT APPLICABLE ID NO. NOT APPLICABLE	6) Existing Licence Holder Address: NOT APPLICABLE
7) Type of application: NEW OPERATING LICENCE	8) Operating Licence Number: LKNKZN0128570
9) Vehicle Type: MINIBUS TAXI	10) 1 X 9-16 (SEATED) + 0 (STANDING)
11) Region: NINGIZMU 1	
12.1	<p>DETAILED ROUTE DESCRIPTION FOLWENI TAXI ASSOCIATION</p> <p>1. FOLWENI TO ISIPINGO</p> <p>From Isipingo Rank on Jadwat Street, right Old Main Road, turn right to M35, proceed towards Malukazi Township, after passing Mbhokodweni Bridge, dropping and picking of passengers going to Folweni, passing Ematsheni Amhlophe, Nsimbini, Police Station, Nkonka Reserve, Dodoza Reserve, Folweni Garage, Folweni Police Station, turn left Ndabezitha Road, into Folweni Taxi Rank and return back on the same route</p>
12.2	<p>2. FOLWENI TO JACOBS.</p> <p>FROM FOLWENI TAXI RANK ON NDABEZITHA ROAD, PROCEED ALONG NDABEZITHA ROAD, TURN RIGHT M35, TURN LEFT TO OLD MAIN ROAD, INTO JEFFELS ROAD, INTO WILCOX ROAD, PASS TRADE CENTRE, TURN RIGHT TO PROSPECTON ROAD, TURN LEFT INTO N2, PASS DURBAN INTERNATIONAL AIRPORT, LEFT INTO INKOSI ALBERT LUTHULI HIGHWAY, TURN OFF MEREWENT, RIGHT DURANTA ROAD, TURN LEFT LANSDOWNE ROAD, RIGHT LERWICK ROAD, LEFT CHAMBERLAIN ROAD, LEFT BLUFF ROAD, TURN RIGHT BLAFOUR ROAD, PROCEED STRAIGHT THEN TURN LEFT INTO TEAKWOOD ROAD, INTO JACOBS ROAD, TURN AROUND AT THE M4 INTERCHANGE, BACK ALONG BALFOUR ROAD, RIGHT INTO QUALITY STREET, LEFT M4 / INKOSI ALBERT LUTHULI HIGHWAY, LEFT N2, RIGHT PROSPECTON ROAD, LEFT OLD MAIN ROAD, RIGHT TO JADWAT STREET, INTO ISIPINGO TAXI RANK.</p>
12.3	<p>3. FOLWENI TO PROSPECTON.</p> <p>FROM AN APPROVED TAXI RANK IN FOLWENI, PROCEED ALONG NDABEZITHA ROAD, TURN RIGHT M35, PROCEED ALONG M35, LEFT INTO OLD MAIN ROAD, TURN RIGHT JEFFELS ROAD, INTO JOYNER ROAD, PASS TOYOTA COMPANY, TURN LEFT TO THE AVENUE EAST, TURN RIGHT PROSPECTON ROAD, LEFT OLD MAIN ROAD, RIGHT JADWAT STREET, TO AN APPROVED RANK AT ISIPINGO.</p>
12.4	<p>4. FOLWENI TO WINKELSPRUIT.</p> <p>FROM FOLWENI TAXI RANK, PROCEED ALONG NDABEZITHA ROAD, RIGHT TO M35, LEFT OLD MAIN ROAD, TURN RIGHT JEFFELS ROAD, INTO JOYNER ROAD, TURN RIGHT INTO KINGSWAY, OVER MBHOKODWENI BRIDGE, PASS ATHLONE PARK, KINGSWAY HOSPITAL, PROCEED ALONG R102, PASS AMANZIMOTI, WARNER BEACH, DOONSIDE, TURN AROUND AT THE WINKELSPRUIT TESTING CENTRE, ALONG R102, BECOMING KINGSWAY, INTO PROSPECTON ROAD, LEFT OLD MAIN ROAD, RIGHT JADWAT STREET INTO RANK.</p>
12.5	<p>5. GOLOKODO RESERVE TO ISIPINGO</p> <p>FROM ISIPINGO TAXI RANK ON JADWAT STREET, TURN RIGHT OLD MAIN ROAD, TURN RIGHT M35, PASSING MALUKAZI TOWNSHIP, PROCEED ALONG M35, PASSING AMATSHE AMHLOPHE RESERVE, NKONKA RESERVE, NSIMBINI POLICE STATION, TURN LEFT GOLOKODO HIGHWAY, PASS GOLOKODO SCHOOL, TURN LEFT INTO ENHLE HIGH SCHOOL, TURN AROUND AT ANGLICAN CHURCH, RETURN TO ISIPINGO RANK ON THE SAME ROUTE.</p>



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12.6 FOLWENI TO DURBAN

STARTING POINT ON D994, PASSING DEPARTMENT OF AGRICULTURE, NJAPHA STORE, ZAMAKAHLE STORE, CHARLES SABLEO HIGH SCHOOL, NATHANIEN HP SCHOOL, TURN RIGHT R603, LEFT M35, LEFT OLD MAIN ROAD, INTO JEFFELS ROAD, INTO WILCOX ROAD, PASS TRADE CENTRE, RIGHT R102/PROSPECTO ROAD, LEFT N2, LEFT INTO M4, LEFT MOORE ROAD, RIGHT WARWICK AVENUE, INTO UNIVERSITY AVENUE AND PROCEED TO THE UNIVERSITY CAR PARK RANK.

RETURN TRIP.

FROM UNIVERSITY AVENUE, TURN RIGHT LANCERS ROAD, LEFT WILLS ROAD, LEFT SYRINGA ROAD, LEFT BEREA ROAD, INTO WEST STREET, RIGHT PARK STREET, INTO M4 / INKOSI ALBERT LUTHULI HIGHWAY, LEFT N2, PASS DURBAN INTERNATIONAL AIRPORT, TURN RIGHT PROSPECTON ROAD, LEFT WILCOX ROAD, INTO JEFFELS ROAD, RIGHT M35, PASSING MALUKAZI TOWNSHIP, AFTER MBHOKODWENI BRIDGE, PICK AND DROP OFF PASSENGERS, LEFT NDABEZITHA ROAD AND RANK AT FOLWENI TAXI RANK.



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| 1) Application Number: APP0085386 | 2) Gazette Number: LGKZNG60-2017-FEB |
| 3) Applicant: TG CELE
ID NO. 7205255473082
Association: CHESTERVILLE WESTVILLE TA | 4) Applicant Address:
3388 HLANGANANI
CHESTERVILLE
4001 |
| 5) Existing Licence Holder: BM NDLELA
ID NO. 5411280732086 | 6) Existing Licence Holder Address:
48 GARDENS DRIVE
CATO MANOR
KWAZULU-NATAL
KWA-ZULU NATAL
4091 |
| 7) Type of application: NORMAL TRANSFER | 8) Operating Licence Number: LKNKZN0113189 |
| 9) Vehicle Type: NOT AVAILABLE | 10) 1 X 15 (SEATED) + 0 (STANDING) |
| 11) Region: DURBAN CENTRAL | |

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| 12.1 | <p>ROUTE 1 A</p> <p>FROM CHESTERVILLE TOWNSHIP, CHESTERVILLE EXTENSION 1&2 TO DURBAN (TOMATOHALL TAXI RANK)</p> <p>INWARD ROUTE:
From Chesterville, Chesterville Extension 2, turn into Ingwenya Road, into Denis Shepstone Road, into Chesterville Extension 1, return along Deni Sheptone Road, turn right into Booth Road, left to Bellair Road right into Umbilo right into Francois Road, turn left into Umbilo Road, turn right into Berea Road (left into Warwick Avenue, right into Alice Street, right into Soldiers' Way, right into Pine Street) OR{ left into West Street, turn left into Aliwal Street, turn left into Pine Street) turn right into Russell Street, turn left into Leopold Street, left into Market Road right into Service Road behind the English Market, to Tomato Hall Taxi Rank and RETURN AS FOLLOWS:
From Warwick Avenue (Tomato Hall Taxi Rank) turn left into West Street, turn right into Sydney Road, turn right into Francois Road, left into Bellair Road right into Booth Road, turn left into Denis Shepstone into Chesterville Extension and return along Denis Shepstone Road, into Ngwenya Road, turn left into a Road leading to Chesterville Extension 2 and proceed to Chesterville Township.</p> <p>NB: NO PASSENGERS TO BE PICKED ALONG WEST STREET</p> |
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12.2 ROUTE 4 B

FROM DURBAN TO WESTVILLE PRISON

Inward Journey:

From University Avenue Taxi Rank into Warwick Avenue left into Canongate Road into the Western Freeway (N3), left into an off-ramp into Spine Road right into Spine Road Extension leading to the Westville Prison Taxi Rank and RETURN AS FOLLOWS:

From Westville Prison into Spine Road left into on ramp into the Western Freeway (N3) Eastbound, into Old Dutch Road, right into Market Road, right into Service Station Road behind the English Market, right into again into Service Road into University Avenue Taxi Rank.

CONDITION SPECIFIC TO ROUTE 4

IN TERM OF SECTION 25(1)(C) THE PERMITS OF MEMBERS OF CHASTERVILLE WESTVILLE TAXI ASSOCIATION WHO ARE PERMITTED TO OPERATE THE DURBAN PAVILLION/WESTVILLE PRISON ROUTE AS AT 20/11/2003 ARE AMENDED AS FOLLOWS:

- 2.1 THE ROUTE TO BE USED IS THAT AS GIVEN AS PER THE RECOMMENDATION OF ETHEKWINI MUNICIPALITY AND
- 2.2 THAT NO PICKING UP OR DROPPING AT THE PAVILLION SHOPPING CENTRE OR ON SPINE ROAD, IS PERMITTED UNTIL SUCH TIME AS THE ASSOCIATION IS AUTHORIZED TO RANK ON THE PAVILLION PROPERTY BY THE OWNER OF THE PAVILION COMPLEX.
- 2.3 THAT THE ASSOCIATION UTILIZES THE UNIVERSITY AVENUE TAXI RANK.
3. THAT THIS DECISION IS REVIEWABLE BY THE BOARD AT THE STAGE WHEN THE ETHEKWINI MUNICIPALITY HAS MADE RECOMMENDATIONS AS REGARDS THE NUMBERS OF VEHICLES NEEDED TO SATISFY THE COMMUTER DEMAND ON THE ROUTE.



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12.3 GENERAL CONDITIONS:

1. ON THE INWARD JOURNEY TO TOMATO HALL TAXI RANK NO PASSENGERS MAY BE PICKED UP IN THE CBD AND ON THE RETURN JOURNEY NO PASSENGERS MAY BE SET DOWN IN THE CBD (TAKE CBD BEING BEREA STREET, ALICE STREET, SOLDIERS WAY, PINE STREET, WEST STREET, ALI WAL STREET, RUSSEL STREET, LEOPOLD STREET, SYDNEY ROAD, UMBILO ROAD, PRAUCOIS AND LIKE)
2. PICKING UP OF PASSENGERS EN ROUTE IS SUBJECT TO AGREEMENT WITH AFFECTED TAXI ASSOCIATION AS CONTEMPLATED BY SECTION 88 (2) (6) OF ACT 22 OF 2000.
3. ON FORWARD JOURNEY NO PASSENGERS MAY BE PICKED UP ALONG WIGGINS ROAD FROM THE CORNER OF WIGGINS AND NEW DUNBAR ROADS (EGGUMENI) UNTIL REACHING BELLAIR ROAD AND ON THE RETURN JOURNEY NO PASSENGERS MAY BE SETDOWN ON THE SAME STRECH OF ROAD.
4. PASSENGERS MAY ONLY BE PICKED OR SET DOWN AT DESIGNATED TAXI STOPS OR TAXI RANK AND BUS RANK OR BUS STOPS MAY NOT BE USED.
5. ENTRY OR RANKING ON PRIVATE PROPERTY IS NOT PERMITTED WITHOUT WRITTEN PERMISSION OF THE LANDLORD, A COPY OF WHICH MUST BE SUPPLIED TO THE BOARD.
6. WITHOUT HAVING ENTERED INTO AN AGREEMENT WITH OTHER OPERATORS ON A COMMON ROUTE, AS CONTEMPLATED BY SECTION 88(2) (B) OF ACT 22 OF 2000, THE PICKING UP OR SETTING DOWN OF PASSENGERS ON SUCH ROUTE IS NOT PERMITTED. A COPY OF SUCH AGREEMENT MUST BE SUPPLIED TO THE BOARD.
7. AT RANKS, WHETHER ON – STREET OR OFF – STREET, ONLY THE TAXIS THAT CAN BE ACCOMODATED IN THE DEMARCATED AREA MAY OCCUPY THE RANK, EXCESS VEHICLES MUST HOLD ELSEWHERE AT DESIGNATED HOLDING AREAS.
8. RANK PERMITS OR LETTERS OF AUTHORITY MUST BE PRODUCED IN RESPECT OF ALL RANKS IN MUNICIPAL AREAS, IN PARTICULAR MAJOR TOWNS AND CITIES AND IN PARTICULAR INTER-PROVINCIAL DESTINATIONS.
9. THE ALLOCATION OF ANY ROUTE OR PORTION OF A ROUTE IS SUBJECT TO THE CONDITION THAT IT HAS BEEN APPROVED AND ALLOCATED IN GOOD FAITH AND THAT SUCH ROUTE WILL BE INVALID SHOULD IT TRANSPIRE THAT THE ROUTE OR PORTION THEREOF WILL, OR HAS CAUSED CONFLICT DUE TO IT HAVING BEEN APPROVED BASED ON INCORRECT OR FALSE INFORMATION SUPPLIED TO THE BOARD OR AS A RESULT OF AN ERROR. IN SUCH INSTANCE THE OPERATING LICENCE MUST BE RETURNED TO THE BOARD FOR CORRECTION.
10. THE VEHICLE MUST BE COVERED BY MOTOR VEHICLE INSURANCE AS WELL AS PERSONAL LIABILITY INSURANCE



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12.4	<p>ROUTE 2 B FROM CHESTERVILLE TO DURBAN INWARD JOURNEY</p> <p>From Cherville Extension 3 to Chesterville Township along Mahlathi Road into Netleton Road, into Wiggins Road, turn right into Wiggins Road, left into Bellair Road, into Jan Smuts Highway, turn left into Brickfield Road, turn left into N3 turn left into Berea Road North, proceed to Old Dutch Road, into Alice Street (right into Market Road or right into a Service Road behind English Market) into Tomato Hall Taxi Rank and RETURN AS FOLLOWS: from Tomato Hall Taxi rank into Warwick Avenue, turn left into Canongate Road, proceed the Western Freeway (N3), Westbound, turn left into Brickfield Road off-ramp, turn left into Brickfield, turn right into Jan Smuts Highway, turn left into Bellair Road, turn right into Wiggins Road, into Mahlathi Road and proceed along Mahlathi to Chesterville Township and to Chesterville Extension 3 Taxi Rank.</p>
12.5	<p>ROUTE 1 B FROM CHESTERVILLE TOWNSHIP, CHESTERVILLE EXTENSION 1&2 TO DURBAN (TOMATO HALL) INWARD ROUTE:</p> <p>From Chesterville Extension 2, turn into Ngwenya Road, into Dennis Shepstone Road, into Chesterville Extension 1, return along Dennis Shepstone Road, turn right into Booth Road, left into Bellair Road right into Umbilo Road right into Francois Road, turn left into Umbilo Road, turn right into Berea Road (left into Warwick Avenue right into Alice Street, right into Soldier Way, right into Pine Street. OR {Left into West Street, turn left into Aliwal Street, turn left into Pine Street}, turn right into Russel Street, turn left into Leopold, left into Market Road, right into Service Road behind the English Market to Tomato Hall Taxi and RETURN AS FOLLOWS:</p> <p>From Warwick Avenue (Tomato Hall Taxi Rank) turn left into West Street, turn right into Sydney Road, turn right into Francois Road, left into Bellair Road, right into Booth Road, turn left into Dennis Shepstone, into Chesterville Extension and return along Dennis Shepstone, into Ngwenya Road, turn left into a Road leading to Chesterville Extension 2 and proceed to Chesterville Township.</p> <p>NB: NO PASSENGERS TO BE PICKED ALONG WEST STREET</p>



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LGKZNG60-2017-FEB

REGION: ALL

1) Application Number: APP0085387	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: RB DLAMINI ID NO. 6301055700088 Association: UPPER HLABISA TAXI OWNERS ASSOCIATION	4) Applicant Address: PO BOX 5025 HLABISA 3937
5) Existing Licence Holder: NOT APPLICABLE ID NO. NOT APPLICABLE	6) Existing Licence Holder Address: NOT APPLICABLE
7) Type of application: NEW OPERATING LICENCE	8) Operating Licence Number: NOTAVAILABLE
9) Vehicle Type: MINIBUS	10) 1 X 15 (SEATED) + 0 (STANDING)
11) Region: UMKHANYAKUDE	
12.1	HLABISA TAXI RANK TO MTUBATUBA FROM HLABISA TAXI RANK TURN RIGHT TO R618 PROCEED TO MTUBATUBA AND TURN RIGHT ON TO JOHN ROSS HIGH WAY TO THE TAXI AT MTUBATUBA, LOAD RETURN.
12.2	HLABISA TO DURBAN FROM HLABISA TO DURBAN, TURN ON TO R618, PROCEED TO NKOBIDE CROSSES, TURN RIGHT ONTO N2 PROCEED STRAIGHT AND TURN LEFT ON TO M4. PROCEED AND TURN RIGHT TO ARGYLE STREET. PROCEED TURN LEFT ON TO UMGENI ROAD, PROCEED AND TURN RIGHT ONTO LEOPOLD STREET AND TURN RIGHT ON TO WARWICK AVENUE, PROCEED AND TURN RIGHT ON TO ALICE STREET, PROCEED STRAIGHT TO JOIN UMGENI ROAD TO A TAXI RANK AT DURBAN STATION, LOAD AND RETURN. 3.2 FROM HLABISA TO DURBAN FROM HLABISA TO DURBAN TURN RIGHT ON TO R618. PROCEED AND NKOBIDE CROSSES AND TURN RIGHT ON TO N2. PROCEED AND TURN RIGHT TO R102, PROCEED STRAIGHT AND TURN LEFT AT MTHUNZINI FILLING STATION, TURN RIGHT AND JOIN N2 FREEWAY AT MTHUNZINI PLAZA, PROCEED AND TURN LEFT ON TO M4, PROCEED AS MENTIONED ON NO4 TO A TAXI RANK AT DURBAN STATION LOAD AND RETURN.
12.3	HLABISA TO NONGOMA FROM HLABISA TO NONGOMA TURN LEFT ON TO P235? 2 PROCEED STRAIGHT TO NONGOMA TAXI RANK LOAD AND RETURN.
12.4	HLABISA TO EMPANGENI FROM HLABISA TO EMPANGENI TURN RIGHT ON TO R168. PROCEED STRAIGHT TO THE CROSS ROAD AT NKODIBE, TURN RIGHT ON TO N2, PROCEED STRAIGHT, TURN RIGHT ON TO D249 TO ENSELENI DROP THE PASSENGERS THEN PROCEED WITH P517 AND TURN RIGHT ON TO N2, PROCEED AND TURN RIGHT ON TO R102, PROCEED TURN TO TURNER-ROAD AND PROCEED TO B / RANK AT EMPANGENI LOAD AND RETURN.



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LGKZNG60-2017-FEB

REGION: ALL

1) Application Number: APP0085389	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: RB DLAMINI ID NO. 6301055700088 Association: UPPER HLABISA TAXI OWNERS ASSOCIATION	4) Applicant Address: PO BOX 5025 HLABISA 3937
5) Existing Licence Holder: NOT APPLICABLE ID NO. NOT APPLICABLE	6) Existing Licence Holder Address: NOT APPLICABLE
7) Type of application: NEW OPERATING LICENCE	8) Operating Licence Number: NOTAVAILABLE
9) Vehicle Type: MINIBUS	10) 1 X 14 (SEATED) + 0 (STANDING)
11) Region: UMKHANYAKUDE	
12.1	HLABISA TAXI RANK TO MTUBATUBA FROM HLABISA TAXI RANK TURN RIGHT TO R618 PROCEED TO MTUBATUBA AND TURN RIGHT ON TO JOHN ROSS HIGH WAY TO THE TAXI AT MTUBATUBA, LOAD RETURN.
12.2	HLABISA TO EMPANGENI FROM HLABISA TO EMPANGENI TURN RIGHT ON TO R168. PROCEED STRAIGHT TO THE CROSS ROAD AT NKODIBE, TURN RIGHT ON TO N2, PROCEED STRAIGHT, TURN RIGHT ON TO D249 TO ENSELENI DROP THE PASSENGERS THEN PROCEED WITH P517 AND TURN RIGHT ON TO N2, PROCEED AND TURN RIGHT ON TO R102, PROCEED TURN TO TURNER-ROAD AND PROCEED TO B / RANK AT EMPANGENI LOAD AND RETURN.
12.3	HLABISA TO DURBAN FROM HLABISA TO DURBAN, TURN ON TO R618, PROCEED TO NKOBIDE CROSSES, TURN RIGHT ONTO N2 PROCEED STRAIGHT AND TURN LEFT ON TO M4. PROCEED AND TURN RIGHT TO ARGYLE STREET. PROCEED TURN LEFT ON TO UMGENI ROAD, PROCEED AND TURN RIGHT ONTO LEOPOLD STREET AND TURN RIGHT ON TO WARWICK AVENUE, PROCEED AND TURN RIGHT ON TO ALICE STREET, PROCEED STRAIGHT TO JOIN UMGENI ROAD TO A TAXI RANK AT DURBAN STATION, LOAD AND RETURN. 3.2 FROM HLABISA TO DURBAN FROM HLABISA TO DURBAN TURN RIGHT ON TO R618. PROCEED AND NKOBIDE CROSSES AND TURN RIGHT ON TO N2. PROCEED AND TURN RIGHT TO R102, PROCEED STRAIGHT AND TURN LEFT AT MTHUNZINI FILLING STATION, TURN RIGHT AND JOIN N2 FREEWAY AT MTHUNZINI PLAZA, PROCEED AND TURN LEFT ON TO M4, PROCEED AS MENTIONED ON NO4 TO A TAXI RANK AT DURBAN STATION LOAD AND RETURN.
12.4	HLABISA TO NONGOMA FROM HLABISA TO NONGOMA TURN LEFT ON TO P235? 2 PROCEED STRAIGHT TO NONGOMA TAXI RANK LOAD AND RETURN.



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LGKZNG60-2017-FEB

REGION: ALL

1) Application Number: APP0085390	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: ZME DUBE ID NO. 6706065347086 Association: CLERMONT AND KWADABEKA TAXI OWNERS ASS.	4) Applicant Address: J2 2112 KK HOSTEL CLERMONT KWA-ZULU NATAL 3612
5) Existing Licence Holder: NOT APPLICABLE ID NO. NOT APPLICABLE	6) Existing Licence Holder Address: NOT APPLICABLE
7) Type of application: NEW OPERATING LICENCE	8) Operating Licence Number: LKNKZN0129403
9) Vehicle Type: MINIBUS TAXI	10) 1 X 9-16 (SEATED) + 0 (STANDING)
11) Region: DURBAN WEST	
12.1	Route 1 B Kwa-Dabeka A to Pinetown and return From Kwa-Dabeka A Taxi Rank, passing KK Hostel turn left into North Road, turn left into 3rd Avenue, joining Dinkelman Road, turn right into Shepstone Road, turn right into Crompton Street, turn right into Union Lane, turn left into Glenugie Road joining Moodie Street, turn left into Hill Street, into Hill Street Taxi Rank and return with Hill Street, turn left into Moodie Street join Street join Glenugie Road turn right into Lauth Street, turn left into Crompton Street, turn left into Shepstone Road turn right into Dinkelman Road turn left into North Road, and proceed to Kwa-Dabeka "A" Taxi Rank.
12.2	Route 2 B Kwa-Dabeka A to Durban and return From Kwa-dabeka A Taxi Rank, passing KK Hostel turn left into North Road, turn right into 3rd Avenue join Dinkelman Road, joining Otto Volek Road, join Stapleton Road, join M13, join N3 turn right into Western Freeway, turn right into Grey Street turn left into West Street, turn left into Aliwal Street, turn left into Pine Street, turn right into Russel Street, turn left into Leopold Street, to City market, University Avenue turn right into Rank No. 231 Warwick Avenue and return with Warwick Avenue turn left into Cannongate Road along N3 off ramp and using the same route in the opposite direction and proceed to Kwa-Dabeka "A" Taxi Rank.
12.3	Route 2 A Kwa-Dabeka A to Durban From Kwa-dabeka A Taxi Rank, passing KK Hostel turn left into North Road, turn right into 3rd Avenue join Dinkelman Road, joining Otto Volek Road, join Stapleton Road, join M13, join N3 turn right into Western Freeway, turn right into Grey Street turn left into West Street, turn left into Aliwal Street, turn left into Pine Street, turn right into Russel Street, turn left into Leopold Street, to City market, University Avenue turn right into Rank No. 231 Warwick Avenue and return with Warwick Avenue turn left into Cannongate Road along N3 off ramp and using the same route in the opposite direction and proceed to Kwa-Dabeka "A" Taxi Rank.
12.4	Route 3 B Kwa-Dabeka D to Pinetown and return From Kwa-dabeka D Taxi rank. passing Kwa-Dabeka Clinic turn right into North Road, turn right into 3rd Avenue join Dinkelman Road, turn right into Shepstone Road, turn right Crompton Street, turn right into Union Lane, turn left into Glenugie Road join Moodie Street, turn right into Hill Street, into Hill Taxi Rank and return with Hill Street, turn left into Moodie Street join Glenugie Road, turn right into Lauth Street, turn left into Crompton Street, turn left into Shepstone Road, turn right into Dinkelman Road, turn left into 1st Avenue left into North Road and proceed to Kwa-Dabeka "D" Taxi Rank.
12.5	Route 4 B Kwa-Dabeka D to Durban and return From Kwa-Dabeka D Taxi Rank, passing Kwa-Dabeka Clinic turn right into North Road turn right into 3rd Avenue join Dinkelman Road, join Otto Volek Road join Stapleton Road, turn left to M13 join Western Free Way, turn right into Grey Street turn left into West Street turn left into Aliwal Street turn left into Pine Street, turn right into Russel Street turn left into Leopold Street turn right into City Market University Avenue turn right into Rank No.231 Warwick Avenue and return with Warwick Avenue turn left into Cannongate Road along N3 off ramp and using the same route in the opposite direction and proceed to Kwa-Dabeka "D" Taxi Rank.



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12.6	<p>Route 5 B KK Hostel to Durban From KK Taxi Rank turn left into North Road turn right into 12th Street join Dinkelman Road Otto Volek Road join Stapleton Road turn right into M13 join N3 turn right into Western Freeway, turn right into Grey Street turn left into West Street turn left into Ailway Street turn left into Pine Street, turn right into Russel Street, turn left into Leopold Street, to City Market, University Avenue turn right into Rank No.231/ Warwick Avenue and return and return with Warwick Avenue turning left into Cannongate Road along N3 off ramp and using the same route proceeding to KK Hostel Taxi Rank.</p>
12.7	<p>Route 6 B KK Hostel to Pinetown From KK Rank turn left into North Road turn right into 12th Street join Dinkelman Road turn right into Shepstone Road turn right into Crompton Street turn right into Union lane turn left into Glenugie Road join Moodie Street turn left into Hill Street into Hill Street Taxi Rank and return with Hill Street turn left into Moodie Street join Glenugie Road turn right into Lauth Street turn left into Crompton Street turn left into Shepstone Road turn right into Dunkelman Road turn right into 1st Avenue turn left into North Road turn right into and into KK Taxi Rank.</p>
12.8	<p>Route 7 B KK Hostel to Westmead / Motaala Farm From KK Taxi Rank turn left into North Road, turn right into 12th Street, join Dinkelman Road turn right into Shepstone Road turn left into Crompton Street turn right into Lauth Street turn left into Glenugie Road turn right into Old Main Road, Richmond Road turn right into Trafford Street join Goodwood Road turn left into Mahogany Road to a Designated Taxi Stop and return along the same route to KK Taxi Rank. (11) KK to Westmead / Metrofile From KK Taxi Rank turn left into North Road turn right into 12th Street join Dinkelman Road turn right into Shepstone Road turn right into Crompton Street turn right into Laught Street turn left into Glenugie Road turn right into Old main Road Richmond Road turn right into Trafford Street join Hillclimb Road to Monza Road to a designated Taxi Stop and return along the same route to KK Taxi Rank. (11)KK to Westmead / Bakery From KK Taxi Rank turn left into North Road, turn right into 3rd Avenue join Dinkelman Road turn right into Shepstone Road turn right into Crompton Street turn right into Laught Road, turn left into Glenugie road, turn right into Old main Road Richmond Road turn right into Alexande Road, turn left into Malcom Road turn right into Circuit Road turn right into Clark Road turn left into Alexander Road to a designated taxi stop and return along the same route to KK Taxi Rank.</p>
12.9	<p>Route 8 B Clermont to Durban and return From Clermont Taxi Rank turn right into Clermont Road turn left into Otto Volek Road join Stapleton Road, turn right into M13 join N3, Western Free Way turn right into Grey Street turn left into West Street turn left into Aliwal Street turn left into Pine Street, turn right into Russel Street, turn left into Leopold, join Market Street, University Avenue turn right into Rank No. 231 Warwick Avenue and return with Warwick Avenue turn left into Cannongate Road into N3 off ramp and use same route to Clermont Taxi Rank.</p>
12.10	<p>fROM CLERMONT TAXI RANK TURN RIGHT INTO CLERMONT ROAD JOIN POSSELT ROAD JOIN SHEPSTONE ROAD, TURN RIGHT INTO CROMPTON STREET, TURN RIGHT INTO UNION LANE, TURN LEFT INTO GLENUGIE ROAD JOIN MOODIE, TURN RIGHT INTO HILL STREET INTO HILL STREET TAXI RANK AND RETURN WITH HILL STREET TURN LEFT INTO MOODIE STREET JOIN GLENUGIE ROAD TURN RIGHT INTO LAUGHT STREET, TURN LEFT INTO CROMPTON STREET, TURN LEFT INTO SHEPSTONE ROAD JOIN POLSSELT ROAD CLERMONT ROAD JOIN CLERMONT ROAD TURN RIGHT INTO NORTH TO CLERMONT TAXI RANK.</p>
12.11	<p>Route 10 B Clermont to Westmead and return From Clermont Taxi Rank turn right into Clermont Road join Posselt Road Shepstone road, turn right into Crompton Street turn right into Laught Street turn left into Glenugie Road, turn left into Old Main Road, join Richmond Road, turn right into Trafford road join Goodwood Road, turn left into Mahogany Road a to a designated Taxi Stop and return along the same route to Clermont Taxi Rank. (ii)Clermont to Westmead/Metrofile and return From Clermont Taxi Rank turn right into Clermont Road join Posselt Road join Shepstone Road turn right into Crompton Street turn right into Laught Street turn left into Glenugie Road turn right into Old Main Road join Richmond Road turn right into Trafford Road join Hillclimb Road to Monza Road to a designated Taxi Stop and return to Clermont Taxi Rank along the same route. (iii) Clermont to Westmead/Bakery and return From Clermont Taxi Rank turn right into Clermont Road join Posselt Road join Shepstone Road turn right into Crompton Street turn right into Laught Street turn left into Glenugie Road turn right into Old Main Road join Richmond Road turn right into Alexander Road turn left to Malcolm Road turn right into Circuit Road turn right into Clark Road turn left into Alexander Road to a deignated Taxi Stop and return along the same route to Clermont Taxi Rank.</p>



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12.12	<p>Route 8 A Clermont to Durban and return From Clermont Taxi Rank turn right into Clermont Road, join Posselt Road, turn left into Otto Volek Road Join Stapleton Road, turn right into M13 join N3, Western Free Way, turn right into Grey Street, turn left into West Street, turn left into Aliwal Street, turn left into Pine Street, turn right into Russel Street, turn left into Leopold Street, join Market Street, University Avenue turn right into Rank No.231 Warwick Avenue and return with Warwick Avenue, turn left into Cannongate Road onto N3 off Ramp and use same route to Clermont Taxi Rank.</p>
12.13	<p>Route 10 A (i) Clermont to Westmead and return From Clermont Taxi Rank turn into Clermont Road join Posselt Road join Shepstone Road, turn right into Crompton Street, turn right into Laught Street, turn left into Glenugie Road, turn left into Old Main Road, join Richmond Road, turn right into Trafford Road join Goodwood Road, turn left into Mahogany Road a to a designated Taxi Stop and return along the same route to Clermont Taxi Rank. (ii) Clermont to Westmead/Metrofile and Return From Clermont Taxi Rank turn right into Clermont Road join Posselt Road join Shepstone Road, turn right into Crompton Street, turn right into Lauth Street, turn left into Glenugie Road, turn right into Old Main Road join Richmond Road, turn right into Trafford Road join Hillclimb Road to Monza to a designated Taxi Stop and return to Clermont Taxi Rank along the same route. (iii) Clermont to Westmead/bakery and return From Clermont Taxi Rank turn right into Clermont Road join Posselt Road Shepstone Road, turn right into Crompton Street, turn right into Lauth Street, turn left into Glenugie Road turn right into Old Main Road join Richmond Road, turn right into Alexander Road, turn left to Malcolm Road, turn right into Circuit Road, turn right into Clark Road, turn left into Alexander Road to a designated Taxi Stop and return along the same route to Clermont Taxi Rank.</p>
12.14	<p>Route 0 CONDITIONS GENERAL CONDITIONS APPLICABLE TO ALL ROUTES: 1). PASSENGERS MAY BE PICKED UP AND/OR SET DOWN ONLY AT DESIGNATED TAXI RANKS OR TAXI STOPS, WHICH SHALL EXCLUDE BUS STOPS. 2) ON THE INBOUND TRIP TO DURBAN, NO PASSENGERS MAY BE PICKED UP EN ROUTE FROM ENTERING THE N3, UNTIL REACHING UNIVERSITY AVENUE TAXI RANK NO.231 3) ON THE TRIP TO MOLWENI WYEBANK, NO PASSENGERS MAY BE SET DOWN UNTIL REACHING M13. 4) ENTRY OR RANKING ON PRIVATE PROPERTY IS NOT PERMITTED WITHOUT THE WRITTEN PERMISSION OF THE LANDLORD, A COPY OF WHICH MUST BE SUPPLIED TO THE BOARD. 5) WITHOUT HAVING ENTERED INTO AN AGREEMENT WITH OTHER OPERATORS ON A COMMON ROUTE, AS CONTEMPLATED BY SECTION 88(2) OF ACT 2000, THE PICKING UP OR SETTING OF PASSENGERS ON SUCH AGREEMENT MUST BE SUPPLIED TO THE BOARD. 6) AT RANKS, WHETHER ON-STREET OR OFF-STREET, ONLY THE TAXIS THAT CAN BE ACCOMMODATED IN THE DEMARCATED AREA MAY OCCUPY THE RANK. EXCESS VEHICLES MUST HOLD ELSEWHERE. 7) RANK PERMITS OR LETTERS OF AUTHORITY MUST BE PRODUCED IN RESPECT OF ALL RANKS IN MUNICIPAL AREAS, IN PARTICULAR MAJOR TOWNS AND CITIES AND IN PARTICULAR INTER-PROVINCIAL DESTINATIONS. 8) THE ALLOCATION OF ANY ROUTE OR PORTION OF ROUTE IS SUBJECT TO THE CONDITION THAT IT HAS BEEN APPROVED AND ALLOCATED IN GOOD FAITH AND THAT SUCH ROUTE WILL BE INVALID SHOULD IT TRANSPIRE THAT THE ROUTE OR PORTION THERE OF WILL, OR HAS CAUSED CONFLICT DUE TO IT HAVING BEEN APPROVED BASED ON INCORRECT OR FALSE INFORMATION SUPPLIED TO THE BOARD OR AS RESULT OF AN ERROR. IN SUCH INSTANCE THE OPERATING LICENCE MUST BE RETURNED TO THE BOARD FOR CORRECTION. 9) THE VEHICLE MUST BE COVERED BY MOTOR VEHICLE INSURANCE AS WELL AS PERSONAL LIABILITY INSURANCE.</p>
12.15	<p>ROUTE 1A KWA-DABEKA A TO PINETOWN AND RETURN From Kwa- Dabeka A Taxi Rank, passing KK Hostel turn left into North Road, turn left into 3rd Avenue, joining Dinkelman Road, turn right into Shepstone road, turn right into Crompton Street, turn right into Union Lane, Turn left into Glenugie Road joining Moodie Street, turn left into Hill Street, into Hill Street Taxi Rank and return with Hill Street, turn left into Moodie Street join Glenugie Road turn right into Lauth Street, turn left into Crompton Street, turn left into Shepstone Road turn right into Dinkelman road turn left into North Road, and proceed to Kwa-Dabeka "A" Taxi Rank</p>



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12.16	<p>ROUTE 3 A KWA-DABEKA D TO PINETOWN From Kwa Dabeka, D Taxi Rank, passing Kwa- Dabeka Clinic turn right into North Road, turn right into 3rd avenue join Dinkelman Road, turn right into Shepstone Road, turn right into Crompton Street, turn right into Union Lane, turn left into Glenugie Road join Moodie Street, turn right into Hill Street, into Hill Taxi Rank and return with Hill Street, turn left into Moodie Street join Glenugie road, turn right into Lauth Street, turn left into Crompton Street, turn left into Shepstone Road, Turn right into Dinkelman road, turn left into 1st avenue, left into North Road and proceed to Kwa Dabeka "D" Taxi Rank.</p>
12.17	<p>ROUTE 4 A KWA-DABEKA D TO DURBAN AND RETURN From Kwa Dabeka D Taxi Rang, passing Kwa-Dabeka clinic turn right into North Road, turn right into 3rd Avenue, join Dinkelman Road, join Otto Volek Road, join Stapleton Road, turn left to M13, join N3, Western Free Way, turn right into Grey Street, turn left into West Street, turn left into Aliwal Street, turn left into Pine Street, turn right into Russel Street, turn left into Leopold Street, turn right into City Market, University Avenue, turn right into Rank No. 231 Warwick Avenue and return with Warwick Avenue, turn left into Cannongate Road along N3 Off Ramp and using the same route in the opposite direction and proceed to Kwa Dabeka "D" Taxi Rank.</p>
12.18	<p>ROUTE 5A KK HOSTEL TO DURBAN AND RETURN From KK Taxi Rank turn left into North Road, turn right into 12th Street join Dinkelman road join Otto Volek road, join Stapleton Road, turn right into M13 join N3, turn right into Western Freeway, turn right into Grey Street, turn left into West Street, turn left into Ailwal Street, turn left into Pine Street, turn right into Russel Street, turn left into Leopold Street, to City Market, University Avenue, turn right into Rank No. 231/ Warwick Avenue and return with Warwick Avenue turning left into Cannongate Road along N3 Off Ramp and using the same route proceeding to KK Hostel Taxi Rank</p>
12.19	<p>ROUTE 6 A KK HOSTEL TO PINETOWN From KK Rank turn left into North Road, turn right into 12th Street, join Dinkelman road, turn right into Shepstone Road, turn right into Crompton Street, turn right into Union Lane, turn left into Glenugie road, join Moodie Street, turn left into Hill Street into Hill Street Taxi Rank and return with Hill Street, turn left into Moodie Street, join Glenugie road, turn right into Lauth Street, turn left into Crompton Street, turn left into Shepstone Road, turn right into Dinkelman road, turn right into 1st Avenue, turn left into North Road, turn right into and into KK Taxi Rank.</p>
12.20	<p>ROUTE 7 A</p> <p>(i) KK HOSTEL TO WESTMEAD/ MOTALA FARM AND RETURN From KK Taxi Rank turn left into North Road, turn right into 12th Street, join Dinkelman Road, turn right into Shepstone Road, turn left into Crompton Street, turn right into Lauth Street, turn left into Glenugie Road, turn right into Old Main Road, Richmond Road, turn right into Trafford Street, join Goodwood Road, turn left into Mahogany road to a designated taxi stop and return along the same route to KK Taxi Rank.</p> <p>(ii) KK TO WESTMEAD/ METROFILE AND RETURN From KK Taxi Rank turn left into North Road, turn right into 12th Street join Dinkelman Road, turn right into Shepstone Road, turn right into Crompton Street, turn right into Laught Street, turn left into Glenugie Road, turn right into Old Main Road, Richmond Road, turn right into Trafford Street join Hillclimb Road, to Monza Road to a designated taxi stop, and return along the same route to KK Taxi Rank.</p> <p>(iii) KK TO WESTMEAD/BAKERY AND RETURN From KK Taxi Rank turn left into North Road, turn right into 3rd Avenue join Dinkelman Road, turn right into Shepstone Road, turn right into Crompton Street, turn right into Laught Road, turn left into Glenugie Road, turn right into Old Main Road, Richmond Road, turn right into Alexander Road, turn left into Malcom Road, turn right into Circuit Road, turn right into Clark Road, turn left unto Alexander Road to a designated taxi stop, and return along the same route to KK Taxi Rank.</p>
12.21	<p>ROUTE 11.B DURBAN TO PINETOWN AND RETURN From Rank No. 231 taking Cannongate Road Off-Ramp, join N3, to join M13 to join Underwood Road turn into Caversham turn left into Railway Street turn left into Hill Street and into Hill Street Taxi Rank and return along the same route in reverse</p>



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12.22	<p>ROUTE 12B DURBAN TO WESTVILLE PRISON AND RETURN University Avenue Taxi Rank into Warwick Avenue, left into Cannongate Road, into Western Freeway (N3) left into Off- Ramp to Spine Road along Spine Road, right into Spine Road Ext. Leading to the Westville Prison . From Westville Prison turn left into Spine Road, turn to N3, join Western Free Way, turn right to Market Street, University Avenue turn right to Rank No.231 Warwick Avenue.</p> <p>No Picking up or setting down of passengers at Pavilion Shopping Centre or along Spine Road</p> <p>SPECIFIC CONDITIONS APPLICABLE TO ROUTE 12</p> <p>THAT ROUTE 12 BE ALLOCATED ONLY TO THOSE MEMBERS WHO HAVE APPLIED FOR IT AS CONSIDERED BY THE BOARD ON 20/11/2003 LIMITED TO 20 VEHICLES ONLY</p>
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1) Application Number: APP0085396	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: TM MTIYANE ID NO. 7512175507083 Association: GINGINDLOVU TAXI ASSOCIATION	4) Applicant Address: PO BOX 60015 EMPANGENI KWA-ZULU NATAL 3880
5) Existing Licence Holder: NOT APPLICABLE ID NO. NOT APPLICABLE	6) Existing Licence Holder Address: NOT APPLICABLE
7) Type of application: NEW OPERATING LICENCE	8) Operating Licence Number: NOTAVAILABLE
9) Vehicle Type: MINIBUS	10) 1 X 15 (SEATED) + 0 (STANDING)
11) Region: UTHUNGULU	
12.1	FROM GINGINDLOVU TAXI RANK TAKE RIGHT REACH R102 PROCEED PASS AMATIKULU SUGAR MILL UNTIL P224 PROCEED PASS ISITHEBE INDUSTRY PROCEED TURN RIGHT TO GCALEKA, PROCEED TAKE RIGHT UNTIL YOU REACH MANDINI SUNDUMBILI TAXI RANK OFF LOAD AND LOAD THE PASSENGERS DIRECT AND RETURN ALONG THE SAME ROUTE.
12.2	GINGINDLOVU TO STANGER: FROM GINGINDLOVU TAXI RANK R102, TAKE RIGHT OFF RAMP PROCEED TUGELA MOUTH, MANDINI 25, TURN LEFT, TURN RIGHT, R102, CROSS TUGELA RIVER, TAKE GREYTOWN ROAD R74, TAKE RIGHT, REACH KING SHAKA ROAD, TURN LEFT REACH STANGER TAXI RANK, OFF LOAD AND LOAD THE PASSENGERS DIRECT AND RETURN ALONG THE SAME ROUTE.
12.3	GINGINDLOVU TAXI RANK TO DURBAN LONGTAXI RANK FROM GINGINDLOVU TAXI RANK, TAKE RIGHT TO R102 PROCEED UNTIL SIBIYA, M4 TAKE M41 GATEWAY, TURN LEFT, REACH M25 INANDA R102 NORTH COAST, N3 DURBAN, TURN LEFT REACH DURBAN CITY TAKE M4 REACH TAKE LEFT, ALBERT STREET, PROCEED REACH R102 MNGENI ROAD, KOLLING STREET, TURN LEFT, TAKE R102, TURN RIGHT TO FIRST AVENUE, LOAD, TAKE RIGHT ARGLE ROAD, READ ROAD, M17, M4 NORTH COAST BEACHES N3, LEOPOLD STREET, TURN RIGHT WARWICK AVEUNUE, BEREA MARKET, PROCEED UNTIL YOU REACH DURBAN STATION DIRECT AND RETURN.
12.4	GINGINDLOVU TAXI RANK TO ESHOWE FROM GINGINDLOVU TAXI RANK, TAKE LEFT R102, PROCEED TO R66 TAKE KANGELA STREET, BUSINESS CENTRE OSBORN ROAD, TURN LEFT, ESHOWE RAILWAY LINE AND TAKE LEFT REACH THE MAIN ROAD TO THE TAXI RANK OFF LOAD AND LOAD DIRECT AND RETURN ALONG THE SAME ROUTE.
12.5	GINGINDLOVU TAXI RANK TO EMPANGENI FROM GINGINDLOVU TAXI RANK, R102 TAKE LEFT R66, REACH T JUNCTION, TURN RIGHT PROCEED, CROSS UMLALAZI BRIDGE, GO STRAIGHT TO TAKE R102, TAKE RIGHT REACH EMPANGENI TAXI RANK OFF LOAD AND LOAD THE PASSENGERS DIRECT AND RETURN ALONG THE SAME ROUTE.
12.6	GINGINDLOVU TAXI RANK TO MELMOTH FROM GINGINDLOVU TAXI RANK, TAKE LEFT R102 AND TAKE LEFT R66, GO STRAIGHT AND REACH THE RIGHT, TURN REINHOLD STREET, PIET RETIEF STREET, TAKE RIGHT TO VICTORIA STREET, GO STRAIGHT, REACH MELOMOTH TAXI RANK OFF LOAD AND LOAD THE PASSENGERS DIRECT AND RETURN ALONG THE SAME ROUTE.
12.7	GINGINDLOVU TAXI RANK TO ESHOWE HOSPITAL FROM GINGINDLOVU TAXI RANK, TAKE R102 TURN LEFT R66, PROCEED STRAIGHT AND TAKE KANGELLA STREET BUSINESS CENTRE, OSBORNE ROAD, TURN LEFT REACH ESHOWE HOSPITAL OFF LOAD AND LOAD PASSENGERS DIRECT AND RETURN.
12.8	GINGINDLOVU TAXI RANK TO EMABHOKWENI FROM GINGINDLOVU TAXI RANK, TAKE LEFT TO R102, PROCEED TO STOP STREET, TAKE LEFT TO R66 PROCEED REACH INCINYANE, TURN RIGHT INTO D1656, PROCEED TO EMABHOKWENI OFF LOAD AND LOAD THE PASSENGERS DIRECT AND RETURN ALONG THE SAME ROUTE.
12.9	GINGINDLOVU TAXI RANK TO ENHLANGENYUKE FROM GINGINDLOVU TAXI RANK, TURN LEFT INTO R102, REACH STOP STREET, TURN LEFT TO R66, REACH T-JUNCTION TURN RIGHT TO R102 PROCEED PASS INYEZANE RIVER MASUNDWINI PROCEED TURN LEFT TO P240 PROCEED REACH D1553 PROCEED UNTIL YOU REACH D1552 TO ENHLANGENYUKE OFFLOAD, AND LOAD THE PASSENGERS DIRECT AND RETURN ALONG THE SAME ROUTE.



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12.10	GINGINDLOVU TO OBANJENI FROM GINGINDLOVU TAXI RANK TURN LEFT TO R102 PROCEED REACH STOP STREET, TURN LEFT TO R66 PROCEED REACH T JUNCTION TURN RIGHT TO R102 PROCEED PASS INYEZANE RIVER PASS AMASUNDWINI PROCEED REACH P240 PROCEED TURN LEFT REACH D1659 TO OBANJENI OFFLOAD AND LOAD THE PASSENGERS DIRECT AND RETURN ALONG THE SAME ROUTE.
12.11	GINGINDLOVU TO SALVESHE FROM GINGINDLOVU TAXI RANK TURN RIGHT TO R102 PROCEED TURN RIGHT PROCEED TO AMATIKULU SUBURBS REACH THE CROSSING TURN RIGHT TO D134 TO SALVESHE OFF LOAD AND LOAD THE PASSENGERS DIRECT AND RETURN ALONG THE SAME ROUTE.
12.12	GINGINDLOVU TO EMHLUBULWENI FROM GINGINDLOVU TAXI RANK TURN RIGHT R102 PROCEED TO AMATIKULU BRIDGE TURN LEFT REACH P23 GO UP STRAIGHT REACH KWAMHLONGO STOP TURN LEFT REACH O719 PROCEED REACH A2539 TO EMHLUBULWENI OFF LOAD THE PASSENGERS DIRECT AND RETURN ALONG THE SAME ROUTE.
12.13	GINGINDLOVU TO DOKODWENI NQUTSHININGULULE MBIZIBELWE FROM GINGINDLOVU TAXI RANK MAIN STREET TURN LEFT TO R102 REACH THE STOP STREET TURN RIGHT ROAD R66 PROCEED TO DOKODWENI TOLL PLAZA OFF LOAD AND LOAD PASSENGERS DIRECT AND RETURN ALONG THE SAME ROUTE.
12.14	<p>CONDITIONS</p> <ol style="list-style-type: none"> 1. PASSENGERS MAY BE PICKED UP OR SET DOWN ONLY AT DESIGNATED TAXI RANKS OR TAXI STOPS, WHICH SHALL EXCLUDE BUS STOPS. 2. ON THE INBOUND TRIP TO DURBAN, NO PASSENGERS MAY BE PICKED UP EN ROUTE FROM ENTERING M4, UNTIL REACHING THE DURBAN STATION TAXI RANKS. 3. ON THE TRIP TO GINGINDLOVU, NO PASSENGERS MAY BE SET DOWN UNTIL REACHING GINGINDLOVU. 4. ENTRY OR RANKING ON PRIVATE PROPERTY IS NOT PERMITTED WITHOUT THE WRITTEN PERMISSION OF THE LANDLORD, A COPY OF WHICH MUST BE SUPPLIED TO THE BOARD. 5. WITHOUT HAVING ENTERED INTO AN AGREEMENT WITH OTHER OPERATORS ON A COMMON ROUTE, AS CONTEMPLATED BY SECTION 88(2) (B) OF ACT 22 OF 2000, THE PICKING UP OR SETTING OF PASSENGERS ON SUCH ROUTE IS NOT PERMITTED. A COPY OF SUCH AGREEMENT MUST BE SUPPLIED TO THE BOARD. 6. AT RANKS, WHETHER ON- STREET OR OFF-STREET, ONLY THE TAXIS THAT CAN BE ACCOMMODATED IN THE DEMARCATED AREA MAY OCCUPY THE RANK. EXCESS VEHICLES MUST HOLD ELSEWHERE. 7. RANK PERMIT ISSUED BY THE RESPECTIVE MUNICIPAL AUTHORITIES MUST BE OBTAINED AND PRODUCED IN RESPECT OF LONG DISTANCE DESTINATIONS SUCH AS STANGER, DURBAN AND EMPANGENI.
12.15	GINGINDLOVU TAXI RANK TO MTUNZINI FROM GINGINDLOVU TAXI RANK, TAKE LEFT R102, TAKE LEFT R66, REACH T JUNCTION, TURN RIGHT R102, TURN RIGHT REACH MTUNZINI TAXI RANK OFF LOAD AND LOAD THE PASSENGERS DIRECT AND RETURN ALONG THE SAME ROUTE.



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1) Application Number: APP0085397	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: TM MTIYANE ID NO. 7512175507083 Association: GINGINDLOVU TAXI ASSOCIATION	4) Applicant Address: PO BOX 60015 EMPANGENI KWA-ZULU NATAL 3880
5) Existing Licence Holder: NOT APPLICABLE ID NO. NOT APPLICABLE	6) Existing Licence Holder Address: NOT APPLICABLE
7) Type of application: NEW OPERATING LICENCE	8) Operating Licence Number: NOTAVAILABLE
9) Vehicle Type: MINIBUS	10) 1 X 13 (SEATED) + 0 (STANDING)
11) Region: UTHUNGULU	
12.1	GINGINDLOVU TO STANGER: FROM GINGINDLOVU TAXI RANK R102, TAKE RIGHT OFF RAMP PROCEED TUGELA MOUTH, MANDINI 25, TURN LEFT, TURN RIGHT, R102, CROSS TUGELA RIVER, TAKE GREYTOWN ROAD R74, TAKE RIGHT, REACH KING SHAKA ROAD, TURN LEFT REACH STANGER TAXI RANK, OFF LOAD AND LOAD THE PASSENGERS DIRECT AND RETURN ALONG THE SAME ROUTE.
12.2	GINGINDLOVU TAXI RANK TO DURBAN LONGTAXI RANK FROM GINGINDLOVU TAXI RANK, TAKE RIGHT TO R102 PROCEED UNTIL SIBIYA, M4 TAKE M41 GATEWAY, TURN LEFT, REACH M25 INANDA R102 NORTH COAST, N3 DURBAN, TURN LEFT REACH DURBAN CITY TAKE M4 REACH TAKE LEFT, ALBERT STREET, PROCEED REACH R102 MNGENI ROAD, KOLLING STREET, TURN LEFT, TAKE R102, TURN RIGHT TO FIRST AVENUE, LOAD, TAKE RIGHT ARGLE ROAD, READ ROAD, M17, M4 NORTH COAST BEACHES N3, LEOPOLD STREET, TURN RIGHT WARWICK AVEUNUE, BEREA MARKET, PROCEED UNTIL YOU REACH DURBAN STATION DIRECT AND RETURN.
12.3	GINGINDLOVU TAXI RANK TO ESHOWE FROM GINGINDLOVU TAXI RANK, TAKE LEFT R102, PROCEED TO R66 TAKE KANGELA STREET, BUSINESS CENTRE OSBORN ROAD, TURN LEFT, ESHOWE RAILWAY LINE AND TAKE LEFT REACH THE MAIN ROAD TO THE TAXI RANK OFF LOAD AND LOAD DIRECT AND RETURN ALONG THE SAME ROUTE.
12.4	GINGINDLOVU TAXI RANK TO MTUNZINI FROM GINGINDLOVU TAXI RANK, TAKE LEFT R102, TAKE LEFT R66, REACH T JUNCTION, TURN RIGHT R102, TURN RIGHT REACH MTUNZINI TAXI RANK OFF LOAD AND LOAD THE PASSENGERS DIRECT AND RETURN ALONG THE SAME ROUTE.
12.5	GINGINDLOVU TAXI RANK TO EMPANGENI FROM GINGINDLOVU TAXI RANK, R102 TAKE LEFT R66, REACH T JUNCTION, TURN RIGHT PROCEED, CROSS UMLALAZI BRIDGE, GO STRAIGHT TO TAKE R102, TAKE RIGHT REACH EMPANGENI TAXI RANK OFF LOAD AND LOAD THE PASSENGERS DIRECT AND RETURN ALONG THE SAME ROUTE.
12.6	GINGINDLOVU TAXI RANK TO MELMOTH FROM GINGINDLOVU TAXI RANK, TAKE LEFT R102 AND TAKE LEFT R66, GO STRAIGHT AND REACH THE RIGHT, TURN REINHOLD STREET, PIET RETIEF STREET, TAKE RIGHT TO VICTORIA STREET, GO STRAIGHT, REACH MELOMOTH TAXI RANK OFF LOAD AND LOAD THE PASSENGERS DIRECT AND RETURN ALONG THE SAME ROUTE.
12.7	GINGINDLOVU TAXI RANK TO ESHOWE HOSPITAL FROM GINGINDLOVU TAXI RANK, TAKE R102 TURN LEFT R66, PROCEED STRAIGHT AND TAKE KANGELLA STREET BUSINESS CENTRE, OSBORNE ROAD, TURN LEFT REACH ESHOWE HOSPITAL OFF LOAD AND LOAD PASSENGERS DIRECT AND RETURN.
12.8	GINGINDLOVU TAXI RANK TO EMABHOKWENI FROM GINGINDLOVU TAXI RANK, TAKE LEFT TO R102, PROCEED TO STOP STREET, TAKE LEFT TO R66 PROCEED REACH INCINYANE, TURN RIGHT INTO D1656, PROCEED TO EMABHOKWENI OFF LOAD AND LOAD THE PASSENGERS DIRECT AND RETURN ALONG THE SAME ROUTE.
12.9	GINGINDLOVU TAXI RANK TO ENHLANGENYUKE FROM GINGINDLOVU TAXI RANK, TURN LEFT INTO R102, REACH STOP STREET, TURN LEFT TO R66, REACH T-JUNCTION TURN RIGHT TO R102 PROCEED PASS INYEZANE RIVER MASUNDWINI PROCEED TURN LEFT TO P240 PROCEED REACH D1553 PROCEED UNTIL YOU REACH D1552 TO ENHLANGENYUKE OFFLOAD, AND LOAD THE PASSENGERS DIRECT AND RETURN ALONG THE SAME ROUTE.



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12.10	GINGINDLOVU TO OBANJENI FROM GINGINDLOVU TAXI RANK TURN LEFT TO R102 PROCEED REACH STOP STREET, TURN LEFT TO R66 PROCEED REACH T JUNCTION TURN RIGHT TO R102 PROCEED PASS INYEZANE RIVER PASS AMASUNDWINI PROCEED REACH P240 PROCEED TURN LEFT REACH D1659 TO OBANJENI OFFLOAD AND LOAD THE PASSENGERS DIRECT AND RETURN ALONG THE SAME ROUTE.
12.11	GINGINDLOVU TO SALVESHE FROM GINGINDLOVU TAXI RANK TURN RIGHT TO R102 PROCEED TURN RIGHT PROCEED TO AMATIKULU SUBURBS REACH THE CROSSING TURN RIGHT TO D134 TO SALVESHE OFF LOAD AND LOAD THE PASSENGERS DIRECT AND RETURN ALONG THE SAME ROUTE.
12.12	GINGINDLOVU TO EMHLUBULWENI FROM GINGINDLOVU TAXI RANK TURN RIGHT R102 PROCEED TO AMATIKULU BRIDGE TURN LEFT REACH P23 GO UP STRAIGHT REACH KWAMHLONGO STOP TURN LEFT REACH O719 PROCEED REACH A2539 TO EMHLUBULWENI OFF LOAD THE PASSENGERS DIRECT AND RETURN ALONG THE SAME ROUTE.
12.13	GINGINDLOVU TO DOKODWENI NQUTSHININGULULE MBIZIBELWE FROM GINGINDLOVU TAXI RANK MAIN STREET TURN LEFT TO R102 REACH THE STOP STREET TURN RIGHT ROAD R66 PROCEED TO DOKODWENI TOLL PLAZA OFF LOAD AND LOAD PASSENGERS DIRECT AND RETURN ALONG THE SAME ROUTE.
12.14	<p>CONDITIONS</p> <ol style="list-style-type: none"> 1. PASSENGERS MAY BE PICKED UP OR SET DOWN ONLY AT DESIGNATED TAXI RANKS OR TAXI STOPS, WHICH SHALL EXCLUDE BUS STOPS. 2. ON THE INBOUND TRIP TO DURBAN, NO PASSENGERS MAY BE PICKED UP EN ROUTE FROM ENTERING M4, UNTIL REACHING THE DURBAN STATION TAXI RANKS. 3. ON THE TRIP TO GINGINDLOVU, NO PASSENGERS MAY BE SET DOWN UNTIL REACHING GINGINDLOVU. 4. ENTRY OR RANKING ON PRIVATE PROPERTY IS NOT PERMITTED WITHOUT THE WRITTEN PERMISSION OF THE LANDLORD, A COPY OF WHICH MUST BE SUPPLIED TO THE BOARD. 5. WITHOUT HAVING ENTERED INTO AN AGREEMENT WITH OTHER OPERATORS ON A COMMON ROUTE, AS CONTEMPLATED BY SECTION 88(2) (B) OF ACT 22 OF 2000, THE PICKING UP OR SETTING OF PASSENGERS ON SUCH ROUTE IS NOT PERMITTED. A COPY OF SUCH AGREEMENT MUST BE SUPPLIED TO THE BOARD. 6. AT RANKS, WHETHER ON- STREET OR OFF-STREET , ONLY THE TAXIS THAT CAN BE ACCOMMODATED IN THE DEMARCATED AREA MAY OCCUPY THE RANK. EXCESS VEHICLES MUST HOLD ELSEWHERE. 7. RANK PERMIT ISSUED BY THE RESPECTIVE MUNICIPAL AUTHORITIES MUST BE OBTAINED AND PRODUCED IN RESPECT OF LONG DISTANCE DESTINATIONS SUCH AS STANGER, DURBAN AND EMPANGENI.
12.15	FROM GINGINDLOVU TAXI RANK TAKE RIGHT REACH R102 PROCEED PASS AMATIKULU SUGAR MILL UNTIL P224 PROCEED PASS ISITHEBE INDUSTRY PROCEED TURN RIGHT TO GCALEKA, PROCEED TAKE RIGHT UNTIL YOU REACH MANDINI SUNDUMBILI TAXI RANK OFF LOAD AND LOAD THE PASSENGERS DIRECT AND RETURN ALONG THE SAME ROUTE.



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1) Application Number: APP0085399	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: BS MHLONGO ID NO. 6108180735081 Association: DUKUDUKU TAXI ASSOCIATION	4) Applicant Address: POSTNET SUITE 85 PO BOX 013 MTUBATUBA KWAZULU NATAL 3935
5) Existing Licence Holder: NOT APPLICABLE ID NO. NOT APPLICABLE	6) Existing Licence Holder Address: NOT APPLICABLE
7) Type of application: NEW OPERATING LICENCE	8) Operating Licence Number: NOTAVAILABLE
9) Vehicle Type: MINIBUS	10) 1 X 14 (SEATED) + 0 (STANDING)
11) Region: UMKHANYAKUDE	
12.1	DEPART FROM DUKUDUKU NORTH (KHULA VILLAGE) PICK UP AND DROP OFF AT KWANTOMBELA, KWAMSIMANGO, KWHLUMIZINGWE, KWADUBE, KWAXABA, EDIBHENI, KWANKOSI, KWAMBOKAZI, KWASANGWENI, KWANGCULAZA, KWANTULI, AND KWAMKHWEBEZI. TURN LEFT INTO R618. DROP OFF AND PICK-UP AT KWAMKHWANAZI, WHITE CITY, NDOYANA, KWANDABA, KWASITHOLE, EPOWER, THAWULENI TO ST. LUCIA TAXI RANK AND RETURN THE FORWARD ROUTE IN REVERSE.
12.2	DEPART FROM DUKUDUKU NORTH (KHULA VILLAGE) PICK UP AND DROP OFF AT KWANTOMBELA, KWAMSIMANGO, KWHLUMIZINGWE, KWADUBE, KWAXABA, EDIBHENI, KWANKOSI, KWAMBOKAZI, KWASANGWENI, KWANGCULAZA, KWANTULI, KWAMKHWEBEZI. TURN LEFT INTO R618 THEN INTO KHAYELISHA, NTOKOZWENI, GAWUZA, B86,22, EZINYAMENI, EMAGWABABENI, E19, CHECKERS, MONZI CLINIC, FROM CLINIC TO DUKUDUKU, RE-SETTLEMENT AND BACK TO MONZI ROAD, TURN LEFT AT ESLANGENI AND RETURN THE FORWARD ROUTE IN REVERSE.
12.3	FROM KWANKUZI PICK UP AND DROP OFF AT KWANKUNZI, KWAMTHEMBU, KHIPHINKUNZI SCHOOL KWAGAZU, KWATHEMBA AND TURN LEFT INTO R618, NTOKOZWENI, GAWUZA, B86, E22, ENYAMAZANENI, MGQWABAGQWABENI, E19, CHECKERS, ECROSINI, NATAL TIMBER, SAFCOL, 121, KWALUHLUMLENZE, NORDALE THEN INTO MTUBATUBA TAXI RANK AND RETURN ALONG THE FORWARD ROUTE IN REVERSE



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1) Application Number: APP0085409	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: SZP MAKHUBU ID NO. 6501055320080 Association: KLIPRIVER TAXI ASSOCIATION	4) Applicant Address: P.O BOX 2372 LADYSMITH 3370
5) Existing Licence Holder: NOT APPLICABLE ID NO. NOT APPLICABLE	6) Existing Licence Holder Address: NOT APPLICABLE
7) Type of application: NEW OPERATING LICENCE	8) Operating Licence Number: NOTAVAILABLE
9) Vehicle Type: MINIBUS	10) 1 X 15 (SEATED) + 0 (STANDING)
11) Region: UTHUKELA	
12.1	<p>MATIWANESKOP TO LADYSMITH / ILLING ROAD TAXI RANK.</p> <p>INBOUND.</p> <p>FROM VEYISI SCHOOL MATIWANESKOP TAXI RANK, TURN LEFT OR RIGHT INTO D498 ROAD, ALONG D498 ROAD INTO COLLINGSPASS ROAD, ALONG COLLINGS PASS ROAD TURN LEFT INTO NEWCASTLE ROAD N11, ALONG N11 ROAD TURN OFF ELANDSLAAGTE, LOAD AND OFF LOAD AND PROCEED WITH N11 NEWCASTLE ROAD AND TURN OFF AT MATIWANE STATION, LOAD AND OFF LOAD ALONG NEWCASTLE ROAD. TURN OFF ENDAKANE LOAD AND OFF LOAD AND PROCEED WITH NEWCASTLE ROAD AND TURN LEFT INTO THOMPSON ROAD AND TURN INTO ILLING ROAD TAXI RANK.</p> <p>ALTERNATIVE.</p> <p>FROM ILLING ROAD TURN RIGHT INTO ALFRED STREET, PROCEED AND TURN LEFT INTO CRAWSAW ROAD AND TURN INTO LYELL STREET TAXI RANK.</p> <p>OUTBOUND.</p> <p>FROM ILLING ROAD TAXI RANK TURN RIGHT INTO ALFRED STREET PROCEED AND TURN RIGHT INTO NEWCASTLE ROAD. ALTERNATIVELY, FROM ILLING ROAD TAXI RANK TURN RIGHT INTO THOMPSON ROAD AND TURN RIGHT INTO NEWCASTLE ROAD, OFF LOAD AND LOAD AT ENDAKANE AND PROCEED WITH NEWCASTLE ROAD INTO MATIWANE STATION OFFLOAD AND LOAD ALONG NEWCASTLE ROAD AND TURN LEFT INTO COLLINGS PASS ROAD AND TURN LEFT INTO D498 ROAD AND OFFLOAD AND LOAD ALONG D498 AND TURN LEFT INTO VEYISI SCHOOL, MATIWANESKOP TAXI RANK.</p>



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<p>1) Application Number: APP0085410</p> <p>3) Applicant: HS MAKHATHINI ID NO. 6805305466084 Association: CHESTERVILLE WESTVILLE TA</p> <p>5) Existing Licence Holder: P MSIMANGA ID NO. 6804165542084</p> <p>7) Type of application: NORMAL TRANSFER</p> <p>9) Vehicle Type: MINIBUS</p> <p>11) Region: DURBAN CENTRAL</p>	<p>2) Gazette Number: LGKZNG60-2017-FEB</p> <p>4) Applicant Address: 679 ROAD CHESTERVILLE 4091</p> <p>6) Existing Licence Holder Address: 16 MAHLATI ROAD CHESTERVILLE LOCATION DURBAN KWA-ZULU NATAL 4001</p> <p>8) Operating Licence Number: LGKZN1303000033</p> <p>10) 1 X 13 (SEATED) + 0 (STANDING)</p>
<p>12.1</p>	<p>FROM CHESTERVILLE TO DURBAN</p> <p>INWARD JOURNEY FROM CHERVILLE EXTENSION 3 TO CHESTERVILLE TOWNSHIP ALONG MAHLATHI ROAD INTO NETLLETON ROAD, INTO WIGGINS ROPAD, TURN RIGHT INTO WIGGINS ROAD, LEFT INTO BELLAIR ROAD, INTO JAN SMUTS HIGHWAY, TURN LEFT INTO BRICKFIELD ROAD, TURN LEFT INTO N3 TURN LEFT INTO BEREA ROAD NORTH, PROCEED TO OLD DUTCH ROAD, INTO ALICE STREET (RIGHT INTO MARKET ROAD OR RIGHT INTO A SRVICE ROAD BEHIND ENGLISH MARKET) INTO TOMATO HALL TAXI RANK AND RETURN AS FOLLOWS: FROM TOMATO HALL TAXI RANK INTO WARWICK AVENUE, TURN LEFT INTO CANONGATE ROAD, PROCEED THE WESTERN FREEWAY (N3), WESTBOUND, TURN LEFT INTO BRICKFIELD ROAD OFF-RAMP, TURN LEFT INTO BRICKFIELD, TURN RIGHT INTO JAN SMUTS HIGHWAY, TURN LEFT INTO BELLAIR ROAD, TURN RIGHT INTO WIGGINS ROAD, INTOM AHLATHI ROAD AND PROCEED ALONG MAHLATHI TO CHESTERVILLE TOWNSHIP AND TO CHESERVILLE EXTENSION 3 TAXI RANK.</p>
<p>12.2</p>	<p>FROM CHESTERVILLE TOWNSHIP, CHESTERVILLE EXTENSION 1&2 TO DURBAN (TOMATOHALL TAXI RANK).</p> <p>INWARD ROUTE: FROM CHESTERVILLE, CHESTERVILLE EXTENSION 2, TURN INTO INGWENYA ROAD, INTO DENIS SHEPSTONE ROAD, INTO CHESTERVILLE EXTENSION 1, RETURN ALONG DENI SHEPTONE ROAD, TURN RIGHT INTO BOOTH ROAD, LEFT TO BELLAIR ROAD RIGHT INTO UMBILO RIGHT INTO FRANCOIS ROAD, TURN LEFT INTO UMBILO ROAD, TURN RIGHT INTO BEREA ROAD (LEFT INTO WARWICK AVENUE, RIGHT INTO ALICE STREET, RIGHT INTO SOLDIERS' WAY, RIGHT INTO PINE STREET) OR(LEFT INTO WEST STREET, TURN LEFT INTO ALIWAL STREET, TURN LEFT INTO PINE STREET) TURN RIGHT INTO RUSSELL STREET, TURN LEFT INTO LEOPOLD STREET, LEFT INTO MARKET ROAD RIGHT INTO SERVICE ROAD BEHIND THE ENGLISH MARKET, TO TOMATO HALL TAXI RANK AND RETURN AS FOLLOWS.</p> <p>RETURN.</p> <p>FROM WARWICK AVENUE (TOMATO HALL TAXI RANK) TURN LEFT INTO WEST STREET, TURN RIGHT INTO SYDNEY ROAD, TURN RIGHT INTO FRANCOIS ROAD, LEFT INTO BELLAIR ROAD RIGHT INTO BOOTH ROAD, TURN LEFT INTO DENIS SHEPSTONE INTO CHESTERVILLE EXTENSION AND RETURN ALONG DENIS SHEPSTONE ROAD, INTO NGWENYA ROAD, TURN LEFT INTO A ROAD LEADING TO CHESTERVILLE EXTENSION 2 AND PROCEED TO CHESTERVILLE TOWNSHIP.</p> <p>NB: NO PASSENGERS TO BE PICKED ALONG WEST STREET.</p>



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12.3	<p>FROM DURBAN TO WESTVILLE PRISON.</p> <p>INWARD JOURNEY: FROM UNIVERSITY AVENUE TAXI RANK INTO WARWICK AVENUE LEFT INTO CANONGATE ROAD INTO THE WESTERN FREEWAY (N3), LEFT INTO AN OFF-RAMP INTO SPINE ROAD RIGHT INTO SPINE ROAD EXTENSION LEADING TO THE WESTVILLE PRISON TAXI RANK.</p> <p>RETURN.</p> <p>FROM WESTVILLE PRISON INTO SPINE ROAD LEFT INTO ON RAMP INTO THE WESTERN FREEWAY (N3) EASTBOUND, INTO OLD DUTCH ROAD, RIGHT INTO MARKET ROAD, RIGHT INTO SERVICE STATION ROAD BEHIND THE ENGLISH MARKET, RIGHT INTO AGAIN INTO SERVICE ROAD INTO UNIVERSITY AVENUE TAXI RANK.</p> <p>CONDITION SPECIFIC TO ROUTE 4 IN TERM OF SECTION 25(1)(C) THE PERMITS OF MEMBERS OF CHASTERVILLE WESTVILLE TAXI ASSOCIATION WHO ARE PERMITTED TO OPERATE THE DURBAN PAVILLION/WESTVILLE PRISON ROUTE AS AT20/11/2003 ARE AMENDED AS FOLLOWS:</p> <p>2.1 THE ROUTE TO BE USED IS THAT AS GIVEN AS PER THE RECOMMENDATION OF ETHEKWINI MUNICIPALITY AND</p> <p>2.2 THAT NO PICKING UP OR DROPPING AT THE PAVILLION SHOPPING CENTRE OR ON SPINE ROAD, IS PERMITTED UNTIL SUCH TIME AS THE ASSOCIATION IS AUTHORIZED TO RANK ON THE PAVILLION PROPERTY BY THE OWNER OF THE PAVILION COMPLEX.</p> <p>2.3 THAT THE ASSOCIATION UTILIZES THE UNIVERSITY AVENUE TAXI RANK.</p> <p>3. THAT THIS DECISION IS REVIEWABLE BY THE BOARD AT THE STAGE WHEN THE ETHEKWINI MUNICIPALITY HAS MADE RECOMMENDATIONS ARE AS REGARDS THE NUMBERS OF VEHICLES NEEDED TO SATISFY THE COMMUTER DEMAND ON THE ROUTE.</p>
12.4	<p>3 B: FROM CHESTERVILLE EXTENSION 1, 2 & 3 TO INKOSI ALBERT LUTHULI(CATO MANOR) HOSPITAL.</p> <p>INWARD JOURNEY: FROM CHESTERVILLE EXTENSION 3 INTO CHESTERVILLE TOWNSHIP, INTO CHESTERVILLE EXTENSION 2 INTO NGWENYA ROAD , INTO DENNIS SHEPSTONE ROAD, INTO CHESTERVILLE EXTENSION 1, RETURN ALONG DENNIS SHEPSTONE, TURN RIGHT INTO BOOTH ROAD, RIGHT INTO BELLAIR ROAD TAXI RANK ON BELLAIR ROAD OPPOSITE INKOSI ALBERT LUTHULI (CATO MANOR) HOSPITAL.</p> <p>RETURN.</p> <p>FROM THE TAXI RANK ON BELLAIR ROAD OPPOSITE INKOSI ALBERT LUTHULI (CATO MANOR) HOSPITAL, RIGHT INTO BELLAIR ROAD, LEFT INTO BOOTH ROAD, LEFT INTO DENNIS SHEPSTONE ROAD INTO CHESTERVILLE EXTENSION RETURN ALONG DENNIS SHEPSTONE ROAD INTO NGWENYA ROAD, LEFT INTO ROAD LEADING TO CHESTERVILLE EXTENSION 2 INTO CHESTERVILLE TOWNSHIP THEN INTO CHESTERVILLE EXTENSION 3 TAXI RANK.</p>
12.5	<p>FROM CHERSTERVILLE EXTENSION 2,TURN INTO NGWENYA ROAD, INTO DENIS SHEPSTONE ROAD, INTO CHESTERVILLE EXTENSION1,RETURN ALONG DENNIS SHEPSTONE ROAD, TURN RIGHT INTO BOOTH ROAD, LEFT INTO BELLAIR ROAD RIGHT INTO UMBILO ROAD RIGHT INTO FRANCOIS ROAD, TURN LEFT INTO UMBILO ROAD, TURN RIGHT INTO BEREA ROAD (LEFT INTO WARWICK AVENUE RIGHT INTO ALICE STREET,RIGHT INTO SOLDIER WAY, RIGHT INTO PINE STREET. OR {LEFT INTO WEST STREET, TURN LEFT INTO ALI WAL STREET, TURN LEFT INTO PINE STREET},TURN RIGHT INTO RUSSELL STREET, TURN LEFT INTO LEOPOLD, LEFT INTO MARKET ROAD, RIGHT INTO SERVICE ROAD BEHIND THE ENGLISH MARKET TO TOMATO HALL TAXI AND RETURN.</p> <p>FROM WARWICK AVENUE (TOMATO HALL TAXI RANK) TURN LEFT INTO WEST STREET, TURN RIGHT INTO SYDNEY ROAD, TURN RIGHT INTO FRANCOIS ROAD, LEFT INTO BELLAIR ROAD, RIGHT INTO BOOTH ROAD, TURN LEFT INTO DENNIS SHEPSTONE, INTO CHESTERVILLE EXTENSION AND RETURN ALONG DENNIS SHEPSTONE, INTO NGWENYA ROAD, TURN LEFT INTO A ROAD LEADING TO CHESTERVILLE EXTENSION 2 AND PROCEED TO CHESTERVILLE TOWNSHIP.</p>



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- 12.6** FROM CHESTERVILLE EXTENSION 3 INTO CHESTERVILLE TOWNSHIP, INTO CHESTERVILLE EXTENSION 2 INTO NGWENYA ROAD, INTO DENNIS SHEPSTONE ROAD, INTO CHESTERVILLE EXTENSION 1 RETURN ALONG DENNIS SHEPSTONE TURN RIGHT INTO BOOTH ROAD, RIGHT INTO BELLAIR ROAD TAXI RANK ON BELLAIR ROAD OPPOSITE INKOSI ALBERT LUTHULI(CATO MANOR) HOSPITAL.
- FROM THE TAXI RANK ON BELLAIR ROAD OPPOSITE INKOSI ALBERT LUTHULI (CATO MANOR) HOSPITAL, RIGHT INTO BELLAIR ROAD, LEFT INTO BOOTH ROAD, LEFT INTO DENNIS SHEPSTONE ROAD INTO CHESTERVILLE EXTENSION RETURN ALONG DENNIS SHEPSTONE ROAD INTO NGWENYA ROAD, LEFT INTO ROAD LEADING TO CHESTERVILLE EXTENSION 2 INTO CHESTERVILLE TOWNSHIP THEN INTO CHESTERVILLE EXTENSION 3 TAXI RANK.



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1) Application Number: APP0085417	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: K MBATHA ID NO. 6005135361080 Association: TUGELA FERRY TAXI ASSOCIATION	4) Applicant Address: PRIVATE BAG X531 TUGELA FERRY KWAZULU-NATAL 3010
5) Existing Licence Holder: NOT APPLICABLE ID NO. NOT APPLICABLE	6) Existing Licence Holder Address: NOT APPLICABLE
7) Type of application: NEW OPERATING LICENCE	8) Operating Licence Number: DBN1253241
9) Vehicle Type: MINIBUS TAXI	10) 1 X 9-16 (SEATED) + 0 (STANDING)
11) Region: UMZINYATHI	
12.1	TUGELA FERRY TO PIETERMARITZBURG FROM APPROVED TAXI RANK IN TUGELA FERRY INTO R33 PASS GREYTOWN, PASS NEW HANOVER INTO OLD GREYTOWN ROAD INTO PIETERMARITZBURG TAXI RANK, RETURN ALONG FORWARD ROUTE IN REVERSE.
12.2	TUGELA FERRY TO GREYTOWN FROM APPROVED TAXI RANK IN TUGELA FERRY INTO R33 ROADS, PASS KEATES DRIFT - INTO GREYTOWN TAXI RANK RETURN ALONG THE SAME ROUTE.
12.3	TUGELA FERRY TO JOHANNESBURG: FROM APPROVED RANK IN TUGELA FERRY PASS POMEROY, DUNDEE PASS NEW CASTLE PASS VOLKSRUST, STANDERTON PASS BALFOUR INTO HEIDELBURG INTO N3 PROCEED TO JOHANNESBURG TAXI RANK OFFLOAD, LOAD AND RETURN ALONG THE FORWARD ROUTE IN RESERVE.
12.4	TUGELA FERRY TO DURBAN FROM APPROVED TAXI RANK IN TUGELA FERRY INTO R33 PASS GREYTOWN PASS NEW HANOVER INTO OLD GREYTOWN ROAD INTO N3 DROP OFF PASSENGERS ONLY AT PINETOWN M13, BACK INTO N3 INTO ALICE STREET DROP AND LOAD PASSENGERS, RETURN ALONG THE FORWARD ROUTE IN RESERVE.
12.5	TUGELA FERRY TO POMEROY FROM APPROVED TAXI RANK IN TUGELA FERRY INTO R33 AND PROCEED TO POMEROY TAXI RANK, RETURN ALONG THE SAME ROUTE.



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<p>1) Application Number: APP0085420</p> <p>3) Applicant: CN BHENGU ID NO. 6003060643085 Association: MAFUNZE MPUMUZA INADI INCWADI T.O.A</p> <p>5) Existing Licence Holder: SW ZUMA ID NO. 7706125278080</p> <p>7) Type of application: NORMAL TRANSFER</p> <p>9) Vehicle Type: MINIBUS</p> <p>11) Region: UMGUNGUNDLOVU</p>	<p>2) Gazette Number: LGKZNG60-2017-FEB</p> <p>4) Applicant Address: PRIVATE BAG 7027 PMBURG 3200</p> <p>6) Existing Licence Holder Address: P O BOX 8083 CUMBERWOOD 3235</p> <p>8) Operating Licence Number: LGKZN0403000449</p> <p>10) 1 X 15 (SEATED) + 0 (STANDING)</p>
<p>12.1</p>	<p>DINDI.</p> <p>INBOUND: FROM DINDI TERMINUS – D1126 (KPV0068) TO EAST STREET CLINIC RANK – EAST OFF BOOM (KPC0084). ROUTE: D1126, MR7, MOSES MABHIDA (EDENDALE), LANGALIBALELE (LONGMARKET), RETIEF, HOOSEN HAFJEJEE (BERG), MASUKWANA (EAST).</p> <p>OUTBOUND: FROM EAST STREET CLINIC RANK – EAST OFF BOOM (KPC0084) TO DINDI TERMINUS – (KPV0068) ROUTE: MASUKWANA (EAST), BOON, PINE, MOSES MABHIDA (EDENDALE), MR7, D1126.</p> <p>ALTERNATIVE ROUTINGS</p> <p>NONE</p> <p>RESTRICTION</p> <p>NONE</p> <p>SPECIAL CONDITIONS</p> <p>NONE</p> <p>DISPUTES AGAINST MAFUNZE, MPUMUZA, INADI, INCWADI TAXI ASSOCIATION</p> <p>NONE.</p>
<p>12.2</p>	<p>ELANDSKOP.</p> <p>INBOUND: FROM ELANDSKOP – ZONDI STORE TAXI TERMINUS MR7/ D1123 (KPV0023) TO BERG STREET RANK – BELOW EAST (KPC0028). ROUTE: D1122, MR7, MOSES MABHIDA (EDENDALE), LANGALIBALELE (LONGMARKET), RETIEF, HOOSEN HAFJEJEE (BERG).</p> <p>OUTBOUND: FROM EAST STREET RANK NO.5 – BELOW EAST (KPC0028) TO ELANDSKOP – ZONDI STORE TAXI TERMINUS MR & D1122 (KPV0023). ROUTE: HOOSEN HAFJEJEE (BERG), MASUKWANA (EAST), BOOM, PIETERMARITZ, PINE, MOSES MABHIDA (EDENDALE), MR7, D1122.</p> <p>ALTERNATIVE ROUTINGS.</p> <p>NONE.</p> <p>RESTRICTION.</p> <p>NONE.</p> <p>SPECIAL CONDITIONS</p> <p>NONE</p> <p>DISPUTES AGAINST MAFUNZE, MPUMUZA, INADI, INCWADI TAXI ASSOCIATION.</p>



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12.3	<p>MAGWAGWA TO PIETERMARITZBURG.</p> <p>INBOUND: FROM MAGWAGWA TERMINUS – P390 (KPV0016). ROUTE: VIA P390, P399, MR7, EDENDALE, LONGMARKET, RETIEF, BERG TO EAST STREET CLINIC RANK – EAST OF BOOM (KPC0084).</p> <p>OUTBOUND: FROM EAST STREET CLINIC RANK- EAST OFF BOOM (KPC0084) ROUTE: VIA EAST, BOOM, PINE, KEATE, EDENDALE, MR7, P390, P399 TO MAGWAGWA TERMINUS – P390 (KPV0016).</p>
12.4	<p>TAFULENI TO PIETERMARITZBURG.</p> <p>INBOUND: FROM TAFULENI TERMINUS – D1128 (KPV0062) ROUTE VIA D1128, MR7, EDENDALE, LONGMARKET, RETIEF, BERG, EAST TO EAST STREET CLINIC RANK – EAST OF BOOM (KPC0084).</p> <p>OUTBOUND: FROM EAST STREET CLINIC RANK- EAST OFF BOOM (KPC0084) ROUTE VIA EAST, BOOM, PINE, KEATE, EDENDALE, MR7, D1128 TO TAFULENI TERMINUS – D1128 (KPV0062).</p>
12.5	<p>9. DEEPDALE.</p> <p>INBOUND FROM: DEEPDALE TO BERG STREET RANK NO9.5 – BELOW EAST (KPC0028). ROUTE: P124, MR7, MOSES MABHIDA (EDENDALE), LANGALIBALELE (LONGMARKET), RETIEF, HOOSEN HAFJEJEE (BERG).</p> <p>OUTBOUND FROM: BERG STREET RANK NO.5 – BELOW EAST (KPC0028) TO DEEPDALE. ROUTE: HOOSEN HAFJEJEE (BERG), MASUKWANA (EAST), PIETERMARITZ, PINE, MOSES MABHIDA (EDENDALE), MR7, P124.</p> <p>ALTERNATIVE ROUTINGS NONE RESTRICTION NONE SPECIAL CONDITIONS NONE DISPUTES AGAINST MAFUNZE, MPUMUZA, INADI, INCWADI TAXI ASSOCIATION NONE.</p>
12.6	<p>10. NCWADI.</p> <p>INBOUND FROM: NCWADI TO BERG STREET RANK NO.5 – BELOW EAST (KPC0028). ROUTE: P121, MR7, MOSES MABHIDA (EDENDALE), LANGALIBALELE (LONGMARKET), RETIEF, HOOSEN HAFJEJEE (BERG).</p> <p>OUTBOUND FROM: BERG STREET RANK NO.5 – BELOW EAST (KPC0028) TO NCWADI. ROUTE: HOOSEN HAFJEJEE (BERG), MASUKWANA (EAST), PIETERMARITZ, PINE, MOSES MABHIDA (EDENDALE), MR7, P121.</p> <p>DISPUTES AGAINST MAFUNZE, MPUMUZA, INADI, INCWADI TAXI ASSOCIATION NONE</p>



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12.7	<p>11. QANDA.</p> <p>INBOUND FROM: QANDA TERMINUS – D1127 (KPV0065) TO EAST STREET CLINIC RANK – EAST OFF BOOM (KPC0084). ROUTE: D1127, MR7, MOSES MABHIDA (EDENDALE), LANGALIBALELE (LONGMARKET), RETIEF, HOOSEN HAFJEJEE (BERG), MASUKWANA (EAST).</p> <p>OUTBOUND FROM: EAST STREET CLINIC RANK – EAST OFF BOOM (KPC0084) TO QANDA TERMINUS – D1127 (KPV0065). ROUTE: MASUKWANA (EAST), BOOM, PINE, MOSES MABHIDA (EDENDALE) MR7, D1127.</p> <p>ALTERNATIVE ROUTINGS NONE RESTRICTION NONE SPECIAL CONDITIONS NONE DISPUTES AGAINST MAFUNZE, MPUMUZA, INADI, INCWADI TAXI ASSOCIATION NONE.</p>
12.8	<p>1. MAFUNZE – PIETERMARITZBURG</p> <p>INBOUND. FROM: MAFUNZE ROUTE VIA D1123, D1124, MR 7, EDENDALE, LONGMARKET, RETIEF, BERG TO BERG STREET RANK NO. 5 – BELOW EAST (KPC0028).</p> <p>OUTBOUND. FROM BERG STREET RANK NO. 5 - BELOW EAST (KPC0028)" ROUTE VIA BERG, EAST, PIETERMARITZ, PINE, KEATE, EDENDALE, MR 7, D1124, D1123 TO MAFUNZE – D1123(KPV0036).</p>
12.9	<p>2. GIBSON GATE TO PIETERMARITZBURG</p> <p>INBOUND FROM: GIBSON GATE TERMINUS – SEVONTEIN PRISON (KPV0032). ROUTE: VIA UNNAMED ROAD, D1124, MR7, EDENDALE, LONGMARKET, RETIEF, BERG TO BERG STREET RANK NO.5 – BELOW EAST (KPC0028).</p> <p>OUTBOUND FROM: BERG STREET RANK, NO. 5 BELOW EAST (KPC0028). ROUTE VIA BERG, EAST, PIETERMARITZ, PINE, KEATE, EDENDALE, MR 7, D1124, UNNAMED ROAD TO GIBSON GATE TERMINUS – SEVONTEIN PRISON (KPV0032).</p>
12.10	<p>4. MASWAZINI TO PIETERMARITZBURG.</p> <p>INBOUND FROM: MASWAZINI TERMINUS – D1139 (KPV0084). ROUTE VIA D1139, P402, MR7, EDENDALE, LONGMARKET, RETIEF, BERG TO BERG STREET RANK NO.5 – BELOW EAST (KPC0028).</p> <p>OUTBOUND FROM: BERG STREET RANK NO.5 BELOW EAST (KPC0028) "ROUTE VIA BERG, EAST, PIETERMARITZ, PINE, KEATE, EDENDALE, MR7, D1139 TO MASWAZINI TERMINUS – D1139 (KPV0084).</p>



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1) Application Number: APP0085421	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: NC MQADI ID NO. 8511156110080 Association: SOUTH & NORTH BEACH ADDINGTON TAXI ASSOCIATION	4) Applicant Address: 301 CLARIDGE COURT DURBAN 4001
5) Existing Licence Holder: AM MNCUBE ID NO. 8110046050083	6) Existing Licence Holder Address: 111 HAWAI EAST DURBAN 4001
7) Type of application: NORMAL TRANSFER	8) Operating Licence Number: LGKZN1303000542
9) Vehicle Type: MINIBUS	10) 1 X 15 (SEATED) + 0 (STANDING)
11) Region: DURBAN CENTRAL	
12.1	ADDINGTON HOSPITAL (RANK 112) TO BERE A ROAD. FROM RANK (112A) ON ERSKINE TERRACE ADDINGTON HOSPITAL, LEFT INTO RUTHERFORD STREET PICK AND DROP, RIGHT INTO GILLESPIE STREET PICK UP DROP, LEFT INTO BOSCOMBE PLACE AND ONTO MONTY NAICKER, PICK UP AND DROP ALONG THE WAY. RIGHT INTO STALWART SIMELANE PICK UP AND DROP OFF, ONTO DAVID WEBSTER, INTO STEVE BIKO ROAD, PICK UP AND DROP OFF. LEFT INTO BOTANIC GARDENS ROAD PICK UP AND DROP OFF, LEFT INTO KING DINIZULU ROAD PICK UP AND DROP OFF OPPOSITE BERE A CENTRE ON KING DINIZULU ROAD. RETURN TRIP FROM BERE A ROAD TO RANK 112 A ADDINGTON HOSPITAL FROM BERE A ROAD (KING DINIZULU ROAD) OPPOSITE BERE A CENTRE. ONTO PIXLEY KASEME STREET, RIGHT INTO MAHATMA GHANDI ROAD, LEFT INTO BELL STREET, LEFT INTO PRINCE STREET RIGHT INTO SOUTH BEACH AVENUE, LEFT INTO ERSKINE TERRACE INTO RANK 112A AT ADDINGTON HOSPITAL. PICKING UP AND DROPPING OFF ALONG THE WAY.



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12.2	<p>BLUE LAGOON 112C TO BEREA ROAD THROUGH ST ANDREWS.</p> <p>FROM RANK 112C ON SNELL PARADE, INTO SUNCOAST CASINO THE DESIGNATED STOP, PICK UP AND DROP OFF, LEFT INTO SNELL PARADE, RIGHT INTO ARGYLE, LEFT INTO PLAYFAIR ROAD, RIGHT INTO SANDOWN ROAD, PICK UP AND DROP OFF, LEFT INTO SOL HARRIS CRESCENT, LEFT INTO SOMTSEU ROAD, RIGHT INTO PLAYFAIR LEFT INTO K E MASINGA ROAD, RIGHT INTO BOSCOMBE, LEFT INTO GILLESPIE STREET, RIGHT INTO PLAYFAIR, RIGHT INTO DR. PIXLEY KASEME ROAD, LEFT INTO MAHATMA GHANDI, RIGHT INTO ANTON LEMBEDE, LEFT INTO BROAD STREET, RIGHT INTO ST ANDREW'S STREET, STOP AT THE DESIGNATED STOP AREA, THEN LEFT INTO JOSEPH NDULI, LEFT INTO ANTO LEMBEDE STREET, ONTO RANK 112B. PICKING UP AND DROPPING OFF ALONG THE WAY ON DESIGNATED AREAS.</p> <p>RETURN: FROM RANK 112B IN BEREA ROAD (KING DINIZULU ROAD), PICK UP AND DROP OFF, RIGHT INTO PARK STREET PICK UP AND DROP OFF, RIGHT INTO PARK STREET PICK UP AND DROP OFF, RIGHT INTO ALEXANDER STREET, LEFT INTO ST ANDREWS STREET, STOP AT THE DESIGNATED STOP FOR PICK UP'S AND DROP OFF'S, LEFT INTO JOSEPH NDULI STREET, RIGHT INTO DR PIXLEY KASEME DROP OFF AND PICK UP ALONG THE WAY, LEFT INTO GILLESPIE STREET, RIGHT INTO BOSCOMBE PLACE, LEFT INTO K.E MASINGA ROAD, RIGHT INTO PLAYFAIR ROAD, LEFT INTO SOMTSEU ROAD, RIGHT INTO SOL HARRIS CRESCENT, RIGHT INTO SANDOWN ROAD, LEFT INTO PLAYFAIR ROAD, RIGHT INTO ARGYLE ROAD, LEFT INTO SNELL PARADE, RIGHT INTO DESIGNATED STOP AT SUNCOAST CASINO, THEN RIGHT INTO SNELL PARADE, LEFT INTO RANK 112C. PICKING UP AND DROPPING OFF ALONG THE WAY.</p> <p>ALTERNATIVE ROUTE FROM 112C BLUE LAGOON THROUGH PINE STREET TO BEREA ROAD (KING DINIZULU)FROM RANK 112C ON SNELL PARADE, INTO SUN COAST CASINO THE DESIGNATED STOP, PICK UP AND DROP OFF, LEFT INTO SNELL PARADE, RIGHT INTO ARGYLE, LEFT INTO PLAYFAIR ROAD, RIGHT INTO SANDOWN ROAD, PICK UP AND DROP OFF, LEFT INTO SOL HARRIS CRESCENT, LEFT INTO SOMTSEU ROAD, RIGHT INTO PLAYFAIR, LEFT INTO K.E MASINGA ROAD, RIGHT INTO BOSCOMBE, ONTO MONTY NAICKER STREET, RIGHT INTO JOSEPH NDULI STREET, LEFT INTO DAVID WEBSTER STREET, RIGHT INTO JULIUS NYERERE AVENUE, ONTO CENTENARY ROAD, LEFT INTO STEVE BIKO ROAD, LEFT INTO BOTANIC GARDENS ROAD, LEFT INTO KING DINIZULU, DROPPING OFF ALONG THE WAY.</p> <p>RETURN: FROM KING DINIZULU ROAD, OPPOSITE BEREA CENTRE ONTO DR. PIXLEY KASEME, LEFT INTO GILLESPIE STREET, RIGHT INTO BOSCOMBE PLACE, PICKING UP AND DROPPING OFF ALONG THE WAY. LEFT INTO K.E MASINGA ROAD, RIGHT INTO PLAYFAIR ROAD, LEFT INTO SOMTSEU, RIGHT ROAD.</p>
12.3	<p>RANK 112B BEREA ROAD TO 112A ADDINGTON HOSPITAL.</p> <p>FROM RANK 112B IN BEREA ROAD (KING DINIZULU), PICK UP AND DROP OFF, RIGHT INTO PARK STREET PICK UP AND DROP OFF, RIGHT INTO ALEXANDER STREET, LEFT INTO ST ANDREWS STREET, STOP AT THE DESIGNATED STOP FOR PICK UPS AND DROP OFFS, LEFT INTO JOSEPH NDULI STREET, RIGHT INTO DR. PIXLEY KASEME DROP OFF AND PICK UP ALONG THE WAY, RIGHT INTO MAHATMA GHANDI ROAD, THEN LEFT BELL STREET LEFT INTO PRINCE STREET, RIGHT INTO SOUTH BEACH AVENUE, LEFT INTO ERSKINE TERRACE, ONTO RANK 112A ADDINGTON HOSPITAL. PICK UP AND DROP OFF ALONG THE WAY</p> <p>RETURN: FROM RANK 112A ON ERSKINE TERRACE ADDINGTON HOSPITAL, LEFT INTO RUTHERFORD STREET PICK AND DROP, RIGHT INTO GILLESPIE STREET PICK AND DROP, LEFT INTO DR. PIXLEY KASEME, LEFT INTO MAHATMA GHANDI, RIGHT INTO ANTON LEMBEDE, RIGHT INTO JULIUS NYERERE AVENUE, PICK UP AND DROP OFF, LEFT INTO M.L SULTAN, LEFT INTO STEVE BIKO, LEFT INTO BOTANIC GARDENS ROAD PICK UP AND DROP OFF, LEFT INTO KING DINIZULU ROAD PICK UP AND DROP OFF OPPOSITE BEREA CENTRE ON BEREA ROAD (KING DINIZULU ROAD).</p>



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- 12.4** FROM RANK 112B IN BEREA ROAD (KING DINIZULU ROAD), PICK UP AND DROP OFF, RIGHT INTO PARK STREET PICK UP AND DROP OFF, RIGHT INTO ALEXANDER STREET, LEFT INTO ST ANDREWS STOP AT THE DESIGNATED STOP FOR PICK UPS AND DROP OFFS, LEFT INTO JOSEPH NDULI STREET, RIGHT INTO DR PIXLEY KASEME DROP OFF AND PICK UP ALONG THE WAY, LEFT INTO GILLESPIE STREET, RIGHT INTO BOSCOMBE PLACE, LEFT INTO K.E MASINGA ROAD, RIGHT INTO PLAYFAIR ROAD, LEFT INTO SOMTSEU ROAD, RIGHT INTO SOL HARRIS CRESCENT, RIGHT INTO SANDOWN ROAD, LEFT INTO PLAYFAIR ROAD, RIGHT INTO ARGYLE ROAD, LEFT INTO SNELL PARADE, RIGHT INTO DESIGNATED STOP AT SUNCOAST CASINO, THEN RIGHT INTO SNELL PARADE, LEFT INTO RANK 112C.
- RETURN
FROM RANK 112C ON SNELL PARADE, INTO SUNCOAST CASINO THE DESIGNATED STOP, PICK UP AND DROP OFF, LEFT INTO SNELL PARADE, RIGHT INTO ARGYLE, LEFT INTO PLAYFAIR ROAD, RIGHT INTO SANDOWN ROAD, PICK UP AND DROP OFF, LEFT INTO SOL HARRIS CRESCENT LEFT INTO SOMTSEU ROAD, RIGHT INTO PLAYFAIR, LEFT INTO K.E MASINGA ROAD, RIGHT INTO BOSCOMBE, LEFT INTO GILLESPIE STREET, RIGHT INTO PLAYFAIR RIGHT INTO DR. PIXLEY KASEME ROAD, LEFT INTO MAHATMA GHANDI, RIGHT INTO ANTON LEMBEDE, LEFT INTO BROAD STREET, RIGHT INTO ST ANDREWS STREET, STOP AT DESIGNATED STOP AREA, THEN LEFT INTO JOSEPH NDULI, LEFT INTO ANTON LEMBEDE STREET, RIGHT INTO JULIUS NYERERE AVENUE, RIGHT INTO DR. PIXLEY KASEME STREET, ONTO RANK 112B.



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<p>1) Application Number: APP0085425</p> <p>3) Applicant: SI MAGAGULA ID NO. 8103155913084 Association: CHESTERVILLE WESTVILLE TA</p> <p>5) Existing Licence Holder: NOT APPLICABLE ID NO. NOT APPLICABLE</p> <p>7) Type of application: NEW OPERATING LICENCE</p> <p>9) Vehicle Type: MINIBUS</p> <p>11) Region: DURBAN CENTRAL</p>	<p>2) Gazette Number: LGKZNG60-2017-FEB</p> <p>4) Applicant Address: HOUSE 23 4TH CRESENT CAMPBELLS TOWN PHOENIX KWA ZULU NATAL 4001</p> <p>6) Existing Licence Holder Address: NOT APPLICABLE</p> <p>8) Operating Licence Number: LKNKZN0124176</p> <p>10) 1 X 15 (SEATED) + 0 (STANDING)</p>
<p>12.1</p>	<p>ROUTE 1 A</p> <p>FROM CHESTERVILLE TOWNSHIP, CHESTERVILLE EXTENSION 1&2 TO DURBAN (TOMATOHALL TAXI RANK)</p> <p>INWARD ROUTE: From Chesterville, Chesterville Extension 2, turn into Ingwenya Road, into Denis Shepstone Road, into Chesterville Extension 1, return along Deni Sheptone Road, turn right into Booth Road, left to Bellair Road right into Umbilo right into Francois Road, turn left into Umbilo Road, turn right into Berea Road (left into Warwick Avenue, right into Alice Street, right into Soldiers' Way, right into Pine Street) OR{ left into West Street, turn left into Aliwal Street, turn left into Pine Street) turn right into Russell Street, turn left into Leopold Street, left into Market Road right into Service Road behind the English Market, to Tomato Hall Taxi Rank and RETURN AS FOLLOWS: From Warwick Avenue (Tomato Hall Taxi Rank) turn left into West Street, turn right into Sydney Road, turn right into Francois Road, left into Bellair Road right into Booth Road, turn left into Denis Shepstone into Chesterville Extension and return along Denis Shepstone Road, into Ngwenya Road, turn left into a Road leading to Chesterville Extension 2 and proceed to Chesterville Township.</p> <p>NB: NO PASSENGERS TO BE PICKED ALONG WEST STREET</p>
<p>12.2</p>	<p>ROUTE 3 A</p> <p>FROM CHESTERVILLE EXTENSION 1, 2 & 3 TO INKOSI ALBERT LUTHULI (CATO MANOR) HOSPITAL</p> <p>Inward Journey: From Chesterville Extension 3 into Chesterville Township, into Chesterville Extension 2 into Ngwenya Road, into Dennis Shepstone Road, into Chesterville Extension 1 return along Dennis Shepstone turn right into Booth Road, right into Bellair Road Taxi Rank on Bellair Road opposite Inkosi Albert Luthuli(Cato Manor) Hospital. and RETURN AS FOLLOWS: From the Taxi Rank on Bellair Road opposite Inkosi Albert Luthuli (Cato Manor) Hospital, right into Bellair Road, left into Booth Road, left into Dennis Shepstone Road into Chesterville Extension reuthr along Dennis Shepstone Road into Ngwenya Road, left into Road leading to Chesterville Extension 2 into Chesterville Township then into Chesterville Extension 3 Taxi Rank.</p>



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12.3

ROUTE 4 B

FROM DURBAN TO WESTVILLE PRISON

Inward Journey:

From University Avenue Taxi Rank into Warwick Avenue left into Canongate Road into the Western Freeway (N3), left into an off-ramp into Spine Road right into Spine Road Extension leading to the Westville Prison Taxi Rank and RETURN AS FOLLOWS:

From Westville Prison into Spine Road left into on ramp into the Western Freeway (N3)Eastbound, into Old Dutch Road, right into Market Road, right into Service Station Road behind the English Market, right into again into Service Road into University Avenue Taxi Rank.

CONDITION SPECIFIC TO ROUTE 4

IN TERM OF SECTION 25(1)(C) THE PERMITS OF MEMBERS OF CHASTERVILLE WESTVILLE TAXI ASSOCIATION WHO ARE PERMITTED TO OPERATE THE DURBAN PAVILLION/WESTVILLE PRISON ROUTE AS AT 20/11/2003 ARE AMENDED AS FOLLOWS:

2.1 THE ROUTE TO BE USED IS THAT AS GIVEN AS PER THE RECOMMENDATION OF ETHEKWINI MUNICIPALITY AND

2.2 THAT NO PICKING UP OR DROPPING AT THE PAVILLION SHOPPING CENTRE OR ON SPINE ROAD, IS PERMITTED UNTIL SUCH TIME AS THE ASSOCIATION IS AUTHORIZED TO RANK ON THE PAVILLION PROPERTY BY THE OWNER OF THE PAVILION COMPLEX.

2.3 THAT THE ASSOCIATION UTILIZES THE UNIVERSITY AVENUE TAXI RANK.

3. THAT THIS DECISION IS REVIEWABLE BY THE BOARD AT THE STAGE WHEN THE ETHEKWINI MUNICIPALITY HAS MADE RECOMMENDATIONS ARE AS REGARDS THE NUMBERS OF VEHICLES NEEDED TO SATIFY THE COMMUTER DEMAND ON THE ROUTE.



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12.4

GENERAL CONDITIONS:

1. ON THE INWARD JOURNEY TO TOMATO HALL TAXI RANK NO PASSENGERS MAY BE PICKED UP IN THE CBD AND ON THE RETURN JOURNEY NO PASSENGERS MAY BE SET DOWN IN THE CBD (TAKE CBD BEING BEREA STREET, ALICE STREET, SOLDIERS WAY, PINE STREET, WEST STREET, ALIWAL STREET, RUSSEL STREET, LEOPOLD STREET, SYDNEY ROAD, UMBILO ROAD, PRAUCOIS AND LIKE)
2. PICKING UP OF PASSENGERS EN ROUTE IS SUBJECT TO AGREEMENT WITH AFFECTED TAXI ASSOCIATION AS CONTEMPLATED BY SECTION 88 (2) (6) OF ACT 22 OF 2000.
3. ON FORWARD JOURNEY NO PASSENGERS MAY BE PICKED UP ALONG WIGGINS ROAD FROM THE CORNER OF WIGGINS AND NEW DUNBAR ROADS (EGGUMENI) UNTIL REACHING BELLAIR ROAD AND ON THE RETURN JOURNEY NO PASSENGERS MAY BE SETDOWN ON THE SAME STRECH OF ROAD.
4. PASSENGERS MAY ONLY BE PICKED OR SET DOWN AT DESIGNATED TAXI STOPS OR TAXI RANK AND BUS RANK OR BUS STOPS MAY NOT BE USED.
5. ENTRY OR RANKING ON PRIVATE PROPERTY IS NOT PERMITTED WITHOUT WRITTEN PERMISSION OF THE LANDLORD, A COPY OF WHICH MUST BE SUPPLIED TO THE BOARD.
6. WITHOUT HAVING ENTERED INTO AN AGREEMENT WITH OTHER OPERATORS ON A COMMON ROUTE, AS CONTEMPLATED BY SECTION 88(2) (B) OF ACT 22 OF 2000, THE PICKING UP OR SETTING DOWN OF PASSENGERS ON SUCH ROUTE IS NOT PERMITTED. A COPY OF SUCH AGREEMENT MUST BE SUPPLIED TO THE BOARD.
7. AT RANKS, WHETHER ON – STREET OR OFF – STREET, ONLY THE TAXIS THAT CAN BE ACCOMODATED IN THE DEMARCATED AREA MAY OCCUPY THE RANK, EXCESS VEHICLES MUST HOLD ELSEWHERE AT DESIGNATED HOLDING AREAS.
8. RANK PERMITS OR LETTERS OF AUTHORITY MUST BE PRODUCED IN RESPECT OF ALL RANKS IN MUNICIPAL AREAS, IN PARTICULAR MAJOR TOWNS AND CITIES AND IN PARTICULAR INTER-PROVINCIAL DESTINATIONS.
9. THE ALLOCATION OF ANY ROUTE OR PORTION OF A ROUTE IS SUBJECT TO THE CONDITION THAT IT HAS BEEN APPROVED AND ALLOCATED IN GOOD FAITH AND THAT SUCH ROUTE WILL BE INVALID SHOULD IT TRANSPIRE THAT THE ROUTE OR PORTION THEREOF WILL, OR HAS CAUSED CONFLICT DUE TO IT HAVING BEEN APPROVED BASED ON INCORRECT OR FALSE INFORMATION SUPPLIED TO THE BOARD OR AS A RESULT OF AN ERROR. IN SUCH INSTANCE THE OPERATING LICENCE MUST BE RETURNED TO THE BOARD FOR CORRECTION.
10. THE VEHICLE MUST BE COVERED BY MOTOR VEHICLE INSURANCE AS WELL AS PERSONAL LIABILITY INSURANCE



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12.5	<p>ROUTE 3 B FROM CHESTERVILLE EXTENSION 1,2&3 TO INKOSI ALBERT LUTHULI(CATO MANOR) HOSPITAL</p> <p>INWARD JOURNEY: From Chesterville Extension 3 into Chesterville Township, into Chesterville Extension 2 into Ngwenya road ,into Dennis Shepstone Road,into Chesterville Extensiopn 1 return along Dennis Shepstone turn right into Booth Road,right into Bellair Road taxi Rank on Bellair Road opposite Inkosi Albert Luthuli (Cato Manor)Hospital.and RETURN AS FOLLOWS: From the Taxi Rank on bellair Road opposite Inkosi Albert Luthuli (Cato Manor) Hospital,right into Bellair Road,left into into Booth Road,left into Dennis Shepstone Road into Chesterville Extension return along Dennis Shepstone Road into Ngwenya Road,left into Road leading to Chesterville Extension 2 into Chesterville Township then into Chesterville Extension 3 Taxi Rank.</p>
12.6	<p>ROUTE 2 B FROM CHESTERVILLE TO DURBAN</p> <p>INWARD JOURNEY From Cherville Extension 3 to Chesterville Township along Mahlathi Road into Nettleton Road,into Wiggins Ropad,turn right into Wiggins Road,left into Bellair Road,into Jan Smuts Highway,turn left into Brickfield Road,turn left into N3 turn left into Berea Road North,proceed to Old Dutch Road,into Alice Street(right into Market Road or right into a Srvce Road behind English Market) into Tomato Hall Taxi Rank and RETURN AS FOLLOWS: from Tomato Hall Taxi rank into Warwick Avenue,turn left into Canongate Road,proceed the Western Freeway (N3),Westbound,turn left into Brickfield Road off-ramp,turn left into Brickfield,turn right into Jan Smuts Highway,turn left into Bellair Road,turn right into Wiggins Road,intoMahlathi Road and proceed along Mahlathi to Chesterville Township and to Cheserville Extension 3 Taxi Rank.</p>
12.7	<p>ROUTE 1 B FROM CHESTERVILLE TOWNSHIP,CHERSTERVILLE EXTENSION1&2 TO DURBAN (TOMATO HALL)</p> <p>INWARD ROUTE: From Chersterville Extension 2,turn into Ngwenya Road,into Denis Shepstone Road,into Chesterville Extension1,return along Dennis Shepstone Road,turn right into Booth Road,left into Bellair Road right into Umbilo Road right into Francois Road,turn left into Umbilo Road,turn right into Berea Road (left into Warwick Avenue right into Alice Street,right into SoldierWay,right into Pine Street.OR {Left into West Street,turn left into Aliwal Street,turn left into Pine Street},turn right into Russel Street,turn left into Leopold,left into Market Road,right into Service Road behind the English Market to Tomato Hall Taxi and RETURN AS FOLLOWS: From Wawick Avenue (Tomato Hall Taxi Rank) turn left into West Street,turn right into Sydney Road,turn right into Francois Road,left into Bellair Road,right into Booth Road,turn left into Dennis Shepstone,into Chesterville Extension and return along Dennis Shepstone,into Ngwenya Road,turn left into a Road leading to Chesterville Extension 2 and proceed to Chesterville Township.</p> <p>NB:NO PASSENGERS TO BE PICKED ALONG WEST STREET</p>



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<p>1) Application Number: APP0085427</p> <p>3) Applicant: NH NDLOVU ID NO. 8207110286088 Association: ISIPINGO PINETOWN TRANSPORT ASSOCIATION</p> <p>5) Existing Licence Holder: S NDLOVU ID NO. 7810295346089</p> <p>7) Type of application: NORMAL TRANSFER</p> <p>9) Vehicle Type: MINIBUS</p> <p>11) Region: NINGIZMU 1</p>	<p>2) Gazette Number: LGKZNG60-2017-FEB</p> <p>4) Applicant Address: 23 SWANS MILE ROAD YELLOW WOOD PARK DURBAN KWA-ZULU NATAL 4004</p> <p>6) Existing Licence Holder Address: 23 SWANSMILE ROAD YELLOWWOOD PARK, DURBAN KWAZULU-NATAL 4004</p> <p>8) Operating Licence Number: LGKZN1103000371</p> <p>10) 1 X 15 (SEATED) + 0 (STANDING)</p>
<p>12.1 ISIPINGO TO PINETOWN: 1. FROM TAXI RANK KAJEE STREET, LEFT INTO OLD MAIN ROAD, RIGHT PROSPECTON ROAD / R102, LEFT N2, LEFT N3, TURN LEFT TO SPINE ROAD M32 LEFT TO DROP OFF PASSENGERS AT PAVILLION, BACK AROUND AT PAVILLION, BACK TO SPINE ROAD, LEFT N3, TOWARDS PINETOWN, LEFT M13, RIGHT EDEN ROAD, TURN RIGHT STAPLETON ROAD, LEFT TO JOIN OLD MAIN ROAD, TURN RIGHT ESCOM ROAD (DROP OFF PASSENGERS), TURN LEFT SHEPSTONE ROAD (OFF LOADING), TURN RIGHT CROMPTON STREET, PASS STANELY ROAD, TURN RIGHT OLD MAIN ROAD, TURN LEFT ANDERSON ROAD, TURN LEFT STANFIELD LANE, TURN RIGHT INTO HILL STREET BUS RANK.</p>	



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1) Application Number: APP0085429	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: MH NDUMO ID NO. 6004195427089 Association: MASIHAMBISANE BARA BUFFALO FLATS T.A	4) Applicant Address: P O BOX 16888 OSIZWEENI KWAZULU-NATAL 2952
5) Existing Licence Holder: NOT APPLICABLE ID NO. NOT APPLICABLE	6) Existing Licence Holder Address: NOT APPLICABLE
7) Type of application: NEW OPERATING LICENCE	8) Operating Licence Number: NOTAVAILABLE
9) Vehicle Type: MINIBUS	10) 1 X 15 (SEATED) + 0 (STANDING)
11) Region: AMAJUBA	
12.1	FROM MDAKANE TAXI RANK JOIN ROAD P272, ANNADALE MINE, ROOI POINT FARM, SHARPSTONE LAKE, KALVLAKTE, MBABANE, EMOYENI, NTENDEKA, HAALBOOM, JOIN P296 NINE MILES JOIN P283, CAVAN FARM, KWAMATHUKUZA JOIN N11 VIA EMMASOTSHENI ENTER ALLEN ST, TURN LEFT KIRKLAND STREET, TURN RIGHT VOORTREKKER ST, TURN LEFT TERMINUS ST ENTER APPROVED NEWCASTLE TAXI RANK AND RETURN.
12.2	FROM NEWCASTLE TAXI RANK PROCEED ACROOS TERMINUS STREET INTO VOORTREKKER STREET, TURN LEFT AT KIRKLAND STREET, TURN RIGHT AT ALLEN STREET PROCEED STRAIGHT VIA ARBOR PARK SURBURB, TURN LEFT N11 ROAD PROCEED STRAIGHT TURN RIGHT TO P483 ROAD, VIA BLAUBOSCH OSIZWENI TO UTRECHT, TURN RIGHT AT UTRECHT ROAD INTERSECTION ENTER R34 ROAD PROCEED STRAIGHT, TURN LEFT AT BLOODRIVER ENTER R33 ROAD AND CROSS ROADS STRAIGHT VIA STILWATER BP GARAGE ON ROAD TO VRYHEID, TURN RIGHT ACROSS ROADS BEFORE ENTERING VRYHEID PROCEED ON R34 ROAD VIA VRYHEID. PROCEED STRAIGHT VIA ULUNDI, VIA MELMOTH, TURN LEFT AT ENKWALINI NDUNDULU AREA. PROCEED STRAIGHT ON R34 ENTER EMPANGENI TAXI RANK. RETURN SAME ROUTE TO NEWCASTLE.
12.3	FROM NEWCASTLE APPROVED TAXI RANK PROCEED ACROSS TERMINUS STREET, ENTER VOORTREKKER STREET, TURN LEFT TO KIRKLAND STREET, TURN RIGHT ENTER ALLEN STREET, TURN LEFT TO N11, TURN LEFT TO HELPMEEKAR ROAD, TURN RIGHT TO PETERS ROAD THROUGH INDUSTRIAL, TURN RIGHT TO PETERS ROAD TURN RIGHT TO COLENZO ROAD, ROAD TURN RIGHT TO N3, TURN LEFT TO EAST STREET ENTER PIETERMARITZBURG APPROVED TAXI RANK. RETURN WITH THE SAME ROUTE TO NEWCASTLE.
12.4	NEWCASTLE TO VREENIGING. FROM NEWCASTLE TAXI RANK IN TERMINUS STREET LEFT VOORTREKKER STREET TURN LEFT KIRKLAND STREET INTO ALLEN STREET LEFT INTO R34 RIGHT INTO R103 LEFT INTO N3 LEFT INTO R54 LEFT INTO GENERAL HERTZORG ROAD LEFT INTO UNION LEFT TO VREENING TAXI RANK AN RETURN.
12.5	NEWCASTLE TO BLOEMFONTEIN. FROM NEWCASTLE TAXI RANK IN TERMINUS STREET LEFT VOORTREKKER TURN LEFT KIRKLAND STRET INTO ALLEN STREET LEFT INTO R34 TURN LEFT INTO R103 TURN RIGHT INTO R714 TURN LEFT INTO R26 CORNER OF OXFORD & GOLD STREET TO BETHLEHEM PROCEED TO WELKOM AND TURN TO BLOEMFONTEIN TAXI RANK AND RETURN.
12.6	MDAKANE TO NEWCASTLE. FROM MDAKANE APPROVED TAXI RANK JOIN P38 ROAD PICK AND DROP KILKEEL, MFUNDWENI, FAIBREEZE JOIN P296 JOKIS, SPRINGBOK, NAAS FARM, KWARAMLAN, MAFAPHLAWANE, UBUHLEBOMZINYATHI, TOP RANK P296, 42 COMPLEX OFFLOADING AND LOADING AT ALL POINTS, NINE MILES JOIN P483, CAVAN FARM PICK AND DROP PROCEED TO KWAMATHUKUZA TURN RIGHT ASIPHEPHE DRIVE. ENTER INDUSTRIAL AREA PASS N11 JOIN ALBERT STREET, TURN LEFT KIRKLAND STREET, TURN RIGHT VOORTREKKER ST, TURN LEFT TERMINUS ST ENTER TAXI RANK AND RETURN TO SUTHERLAND ST, TURN LEFT YORK ST OR HOSPITAL ST AND TURN RIGHT ALLEN STREET. RESTRICTIONS ? NO RESTRICTION TO AND FROM.



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12.7	<p>NEWCASTLE TO DURBAN.</p> <p>FROM NEWCASTLE APPROVED TAXI RANK, PROCEED ACROSS TERMINUS ST, TURN RIGHT AT VOORTREKKER STREET, TURN LEFT TO KIRKLAND STREET, TURN RIGHT ENTER ALLEN STREET PROCEED STRAIGHT, TURN RIGHT TO N11, TURN LEFT TO HELPMEKAR, TURN RIGHT TO PETERS ROAD, TURN RIGHT COLENZO ROAD, TURN LEFT TO R103, TURN LEFT TO N3, PROCEED TO MOOIRIVER TOLLGATE, MARIANHILL TOLLGATE, VIA PINETOWN. TURN LEFT TO ALICE STREET TURN LEFT TO ALBERT ROAD, UMNGENI ROAD AND OSBORN ROAD. RETURN WITH THE SAME ROUTE TO NEWCASTLE.</p>
12.8	<p>NEWCASTLE TO PONGOLA.</p> <p>FROM NEWCASTLE TAXI RANK PROCEED STRAIGHT ACROSS TERMINUS STREET INTO VOORTREKKER STREET, TURN LEFT AT KIRKLAND STREET TURN RIGHT AT ALLEN STREET (MAIN STREET) PROCEED STRAIGHT VIA ARBOR PARK SURBURB, TURN LEFT ENTER N11 ROAD, PROCEED STRAIGHT TURN RIGHT INTO R483 VIA OSIZWENI TO UTRECH, TURN RIGHT UTRECHT ROAD INTERSECTION ENTER R34 ROAD PROCEED STRAIGHT, TURN LEFT AT BLOODRIVER ROAD INTERSECTION ENTER R33 AND R34 PROCEED STRAIGHT VIA STILWATER BP GARAGE, TURN RIGHT AT CROSS-ROAD BEFORE REACHING VRYHEID PROCEED ON R34 VIA BHEKUZULU TOWNSHIP ENTER R69 ROAD, LOUWSBURG, TURN LEFT AT ROAD INTERSECTION ENTER R66 ROAD VIA MAGUDU, TURN LEFT ENTER N2 ROAD PROCEED STRAIGHT ENTER PONGOLA TAXI RANK, RETURN SAME ROUTE TO NEWCASTLE.</p>
12.9	<p>NEWCASTLE TO LADYSMITH.</p> <p>FROM NEWCASTLE APPROVED TAXI RANK PROCEED ACROSS TERMINUS STREET ENTER VOORTREKKER STREET, TURN LEFT AT KIRKLAND STREET, TURN RIGHT ENTER ALLEN STREET TURN RIGHT TO N11 JOIN CRAWCHAW STREET, TURN LEFT ENTER LADYSMITH APPROVED TAXI RANK RETURN WITH THE SAME ROUTE TO NEWCASTLE.</p>
12.10	<p>NEWCASTLE TO JOHANNESBURG / BARAGWANATH.</p> <p>FROM NEWCASTLE APPROVED TAXI RANK, PROCEED ACROSS TERMINUS STREET INTO VOORTREKKER STREET, TURN LEFT TO KIRKLAND STREET, TURN LEFT TO ALLEN STREET, TURN LEFT TO MEMEL ROAD FROM MEMEL ROAD JOIN R34 AND THEN PROCEED UP TO N3 AND THEN RIGHT TO JOHANNESBURG. PROCEED WITH N3 LEFT INTO M2 WEST AND THEN OFF-RAMP LEFT INTO HARROW ROAD AND THEN LEFT INTO MOSELEY ROAD, STREET, TURN RIGHT INTO END STREET INTO JEPPE STREET RIGHT INTO VONVEILEGH THEN LEFT INTO PLEIN STREET AND THEN TURN RISSIK STREET TURN RIGHT BEVIERS STREET TURN LEFT INTO WANDERERS STREET LEFT INTO PARK CITY TAXI RANK. FROM N3 TURN LEFT INTO N12 TURN LEFT INTO OLD POTCHESTROOM ROAD TURN LEFT INTO BARAGWANATH RANK.</p>
12.11	<p>NEWCASTLE TO ERMELO.</p> <p>FROM NEWCASTLE TAXI RANK LEFT KIRKLAND LEFT ALLEN INTO N11 ERMELO TAXI RANK AND RETURN. NO LOADING AND OFFLOADING ALONG N11 UNTIL ERMELO TAXI TANK AND RETURN.</p>
12.12	<p>NEWCASTLE TO STANDERTON.</p> <p>FROM NEWCASTLE TAXI RANK LEFT VOORTREKKER STREET TURN LEFT KIRKLAND STREET INTO ALLEN STREET LEFT N11 INTO R23 LEFT TO STANDERTON TAXI RANK AND RETURN.</p>
12.13	<p>NEWCASTLE TO SPRINGS.</p> <p>FROM NEWCASTLE TAXI RANK LEFT VOORTREKKER STREET TURN LEFT KIRKLAND STREET INTO ALLEN STREET LEFT N11 INTO R23 LEFT TO STANDERTON, PROCEED TO BULFOUR TURN LEFT NIGEL TO SPRINGS TAXI RANK AND RETURN.</p>
12.14	<p>OSIZWENI TO KWA-MDAKANE.</p> <p>FROM OSIZWENI (TOP - RANK) P296 ROAD PASS UBUHLEBOMZINYATHI, MAFAPHLAWANE, KWARMLAN, NAAS FARM, SPRINGBOK, JKIS JOIN P38 ROAD FAIRBREEZE, MFUNDWENI, KILKEEL TO APPROVED MDAKANE TAXI RANK. DIRECT AND RETURN.</p>



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GAZETTE

LGKZNG60-2017-FEB

REGION: ALL

1) Application Number: APP0085443	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: ME MNGOMEZULU ID NO. 9206265768089 Association: UPPER HLABISA TAXI OWNERS ASSOCIATION	4) Applicant Address: P O BOX 502 HLABISA 3937
5) Existing Licence Holder: NOT APPLICABLE ID NO. NOT APPLICABLE	6) Existing Licence Holder Address: NOT APPLICABLE
7) Type of application: NEW OPERATING LICENCE	8) Operating Licence Number: NOTAVAILABLE
9) Vehicle Type: MIDIBUS	10) 1 X 13 (SEATED) + 0 (STANDING)
11) Region: UMKHANYAKUDE	
12.1	HLABISA TAXI RANK TO MTUBATUBA FROM HLABISA TAXI RANK TURN RIGHT TO R618 PROCEED TO MTUBATUBA AND TURN RIGHT ON TO JOHN ROSS HIGH WAY TO THE TAXI AT MTUBATUBA, LOAD RETURN.
12.2	HLABISA TO EMPANGENI FROM HLABISA TO EMPANGENI TURN RIGHT ON TO R168. PROCEED STRAIGHT TO THE CROSS ROAD AT NKODIBE, TURN RIGHT ON TO N2, PROCEED STRAIGHT, TURN RIGHT ON TO D249 TO ENSELENI DROP THE PASSENGERS THEN PROCEED WITH P517 AND TURN RIGHT ON TO N2, PROCEED AND TURN RIGHT ON TO R102, PROCEED TURN TO TURNER-ROAD AND PROCEED TO B / RANK AT EMPANGENI LOAD AND RETURN.
12.3	HLABISA TO DURBAN FROM HLABISA TO DURBAN, TURN ON TO R618, PROCEED TO NKOBIDE CROSSES, TURN RIGHT ONTO N2 PROCEED STRAIGHT AND TURN LEFT ON TO M4. PROCEED AND TURN RIGHT TO ARGYLE STREET. PROCEED TURN LEFT ON TO UMGENI ROAD, PROCEED AND TURN RIGHT ONTO LEOPOLD STREET AND TURN RIGHT ON TO WARWICK AVENUE, PROCEED AND TURN RIGHT ON TO ALICE STREET, PROCEED STRAIGHT TO JOIN UMGENI ROAD TO A TAXI RANK AT DURBAN STATION, LOAD AND RETURN. 3.2 FROM HLABISA TO DURBAN FROM HLABISA TO DURBAN TURN RIGHT ON TO R618. PROCEED AND NKOBIDE CROSSES AND TURN RIGHT ON TO N2. PROCEED AND TURN RIGHT TO R102, PROCEED STRAIGHT AND TURN LEFT AT MTHUNZINI FILLING STATION, TURN RIGHT AND JOIN N2 FREEWAY AT MTHUNZINI PLAZA, PROCEED AND TURN LEFT ON TO M4, PROCEED AS MENTIONED ON NO4 TO A TAXI RANK AT DURBAN STATION LOAD AND RETURN.
12.4	HLABISA TO NONGOMA FROM HLABISA TO NONGOMA TURN LEFT ON TO P235? 2 PROCEED STRAIGHT TO NONGOMA TAXI RANK LOAD AND RETURN.



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GAZETTE

LGKZNG60-2017-FEB

REGION: ALL

1) Application Number: APP0085444	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: EM MNGOMEZULU ID NO. 9206265768089 Association: UPPER HLABISA TAXI OWNERS ASSOCIATION	4) Applicant Address: PO BOX 502 HLABISA 3937
5) Existing Licence Holder: NOT APPLICABLE ID NO. NOT APPLICABLE	6) Existing Licence Holder Address: NOT APPLICABLE
7) Type of application: NEW OPERATING LICENCE	8) Operating Licence Number: NOTAVAILABLE
9) Vehicle Type: MINIBUS	10) 1 X 13 (SEATED) + 0 (STANDING)
11) Region: UMKHANYAKUDE	
12.1	HLABISA TAXI RANK TO MTUBATUBA FROM HLABISA TAXI RANK TURN RIGHT TO R618 PROCEED TO MTUBATUBA AND TURN RIGHT ON TO JOHN ROSS HIGH WAY TO THE TAXI AT MTUBATUBA, LOAD RETURN.
12.2	HLABISA TO EMPANGENI FROM HLABISA TO EMPANGENI TURN RIGHT ON TO R168. PROCEED STRAIGHT TO THE CROSS ROAD AT NKODIBE, TURN RIGHT ON TO N2, PROCEED STRAIGHT, TURN RIGHT ON TO D249 TO ENSELENI DROP THE PASSENGERS THEN PROCEED WITH P517 AND TURN RIGHT ON TO N2, PROCEED AND TURN RIGHT ON TO R102, PROCEED TURN TO TURNER-ROAD AND PROCEED TO B / RANK AT EMPANGENI LOAD AND RETURN.
12.3	HLABISA TO DURBAN FROM HLABISA TO DURBAN, TURN ON TO R618, PROCEED TO NKOBIDE CROSSES, TURN RIGHT ONTO N2 PROCEED STRAIGHT AND TURN LEFT ON TO M4. PROCEED AND TURN RIGHT TO ARGYLE STREET. PROCEED TURN LEFT ON TO UMGENI ROAD, PROCEED AND TURN RIGHT ONTO LEOPOLD STREET AND TURN RIGHT ON TO WARWICK AVENUE, PROCEED AND TURN RIGHT ON TO ALICE STREET, PROCEED STRAIGHT TO JOIN UMGENI ROAD TO A TAXI RANK AT DURBAN STATION, LOAD AND RETURN. 3.2 FROM HLABISA TO DURBAN FROM HLABISA TO DURBAN TURN RIGHT ON TO R618. PROCEED AND NKOBIDE CROSSES AND TURN RIGHT ON TO N2. PROCEED AND TURN RIGHT TO R102, PROCEED STRAIGHT AND TURN LEFT AT MTHUNZINI FILLING STATION, TURN RIGHT AND JOIN N2 FREEWAY AT MTHUNZINI PLAZA, PROCEED AND TURN LEFT ON TO M4, PROCEED AS MENTIONED ON NO4 TO A TAXI RANK AT DURBAN STATION LOAD AND RETURN.
12.4	HLABISA TO NONGOMA FROM HLABISA TO NONGOMA TURN LEFT ON TO P235? 2 PROCEED STRAIGHT TO NONGOMA TAXI RANK LOAD AND RETURN.



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LGKZNG60-2017-FEB

REGION: ALL

1) Application Number: APP0085447	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: AP DLADLA ID NO. 6412210417086 Association: OSIZWENI UTRECHT B.TAXI ASSOCIATION	4) Applicant Address: P.O BOX 1737 NEWCASTLE 2940
5) Existing Licence Holder: SRB DLADLA ID NO. 6005215928089	6) Existing Licence Holder Address: P O BOX 621 OSIZWENI 2940
7) Type of application: DECEASED TRANSFER	8) Operating Licence Number: LGKZNO103000228
9) Vehicle Type: MINIBUS	10) 1 X 15 (SEATED) + 0 (STANDING)
11) Region: AMAJUBA	
12.1	FROM NEWCASTLE TAXI RANK, LEFT KIRKLAND, RIGHT ALLEN STREET, LEFT N11, RIGHT MR483, RIGHT R34 LEFT R33 ONTO R69 RIGHT INTO R618 TO NONGOMA TAXI RANK AND RETURN.
12.2	FROM NEWCASTLE TAXI RANK, LEFT KIRKLAND, RIGHT ALLEN STREET, RIGHT N11, LEFT INTO N3 RIGHT INTO CHURCH STREET TO PIETERMARITZBURG TAXI RANK AND RETURN.
12.3	FROM UTRECHT TAXI RANK INTO R34, INTO MR483, INTO N11, INTO ALLEN STREET, RIGHT INTO VOORTREKKER STREET TO TERMINAS STREET TAXI RANK IN NEWCASTLE.
12.4	FROM OSIZWENI TAXI RANK, RIGHT INTO MR483, LEFT R34, RIGHT TO UTRECHT TAXI RANK AND RETURN.
12.5	FROM DICKS FARM IN OSIZWENI ALONG MR483, TURN RIGHT INTO ALBERT WESSELS STREET, TURN RIGHT INTO HARDWICK STREET, TURN LEFT INTO HARDING STREET, RIGHT INTO ALLEN STREET, LEFT INTO KIRKLAND STREET, RIGHT INTO VOORTREKKER STREET, RIGHT INTO TERMINUS STREET TAXI RANK NEWCASTLE AND RETURN
12.6	FROM OSIZWENI TOP RANK P209 ROAD TO KWA-MDAKANE TAXI RANK AND RETURN.
12.7	FROM OSIZWENI TOWNSHIP ALL UNITS TO MADADENI TOWNSHIP ALL SECTIONS AND RETURN.
12.8	FROM KHIZANI TAXI RANK IN OSIZWENI OSIZ 5 STREET, TURN RIGHT INTO A 075 STREET, TURN RIGHT INTO OSIZ 3 STREET, TURN LEFT OSIZ 1 STREET, TURN LEFT INTO MR483, TURN RIGHT INTO ALBERT WESSELS STREET, TURN RIGHT INTO HARDWICK STREET, LEFT INTO HARDING STREET, RIGHT INTO ALLEN STREET, TURN LEFT INTO KIRKLAND STREET, INTO VOORTREKKER STREET, RIGHT TO TERMINUS STREET TAXI RANK NEWCASTLE AND RETURN.
12.9	NEWCASTLE TO DURBAN FROM NEWCASTLE TAXI RANK TURN LEFT INTO KIRKLAND THEN TURNS RIGHT INTO ALLEN STREET THEN TURNS RIGHT INTO N11 THEN TURNS LEFT INTO N3 THEN TURNS LEFT INTO ALICE STREET THEN TURNS LEFT INTO ALBERT STREET THEN TURNS RIGHT INTO UMGENI ROAD DURBAN TAXI RANK AND RETURN.
12.10	NEWCASTLE TO NONGOMA FROM NEWCASTLE TAXI RANK TURN LEFT INTO KIRKLAND THEN TURNS RIGHT INTO ALLEN STREET THEN TURNS LEFT INTO N11 THEN TURNS RIGHT INTO MR483 THEN TURNS RIGHT INTO R34 THEN TURNS LEFT INTO R33 THEN ONTO R69 THEN TURNS RIGHT INTO R618 TO NONGOMA TAXI RANK AND RETURN.
12.11	NEWCASTLE TO PAULPIETERSBURG FROM NEWCASTLE TAXI RANK TURN LEFT INTO KIRKLAND THEN TURNS RIGHT INTO ALLEN THEN TURNS LEFT INTO N11 THEN TURN LEFT INTO MR483 THEN TURN RIGHT INTO R34 THEN TURN LEFT INTO R33 THEN TURN RIGHT INTO DUMBE TAXI RANK IN PAUL PIETERSBURG AND RETURN.
12.12	UTRECHT TO NEWCASTLE FROM UTRECHT TAXI RANK INTO R34 THEN INTO MR483 THEN INTO N11 THEN INTO ALLEN STREET THEN RIGHT INTO VOORTREKKER STREET THEN TO TERMINAS STREET TAXI RANK IN NEWCASTLE.



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12.13	NEWCASTLE TO NQUTHU FROM NEWCASTLE TAXI RANK TURN LEFT INTO KIRKLAND THEN TURNS RIGHT INTO ALLEN STREET THEN TURNS LEFT INTO N11 THEN TURNS RIGHT INTO MR483 THEN TURNS RIGHT INTO R34 ONTO NKANDE ROAD TO NQUTHU TAXI RANK AND RETURN.
12.14	NEWCASTLE TO EMPANGENI FROM NEWCASTLE TAXI RANK TURNS LEFT INTO KIRKLAND STREET THEN TURN RIGHT INTO ALLEN STREET THEN TURNS LEFT INTO N11 THEN TURNS RIGHT INTO MR483 THEN TURNS RIGHT INTO R34 THEN TO THE TAXI RANK IN EMANGENI AND RETURN.



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LGKZNG60-2017-FEB

REGION: ALL

<p>1) Application Number: APP0085449</p> <p>3) Applicant: DS MAGWAZA ID NO. 6310085767082 Association: MPUMALANGA AND DISTRICT TAXI ASSOCIATION</p> <p>5) Existing Licence Holder: AV ZWANE ID NO. 5101125205089</p> <p>7) Type of application: NORMAL TRANSFER</p> <p>9) Vehicle Type: NOT AVAILABLE</p> <p>11) Region: DURBAN WEST</p>	<p>2) Gazette Number: LGKZNG60-2017-FEB</p> <p>4) Applicant Address: D1426 SAGANGA HIGHWAY 3699</p> <p>6) Existing Licence Holder Address: P O BOX 11701 HAMMERSDALE KWAZULU NATAL KWA-ZULU NATAL 3799</p> <p>8) Operating Licence Number: LKNKZN0118631</p> <p>10) 1 X 15 (SEATED) + 0 (STANDING)</p>
<p>12.1 ROUTE 1. MPUMALANGA – PIETERMARITZBURG (via Church Street) Inbound: From Mpumalanga, P385, N3, N3/P338 (Umlaas Road) Interchange, N3, Market Road Interchanger, N3, Bhambatha (Greytown), Church, Masukwana (East), Boom Street to Boom / Retief Taxi Terminal (KPC0013)</p> <p>Outbound: From Boom / Taxi Terminal (KPC0013), Boom Street, Masukwana Street (East), Echo Road, Orthmann, N3, N3/P338 (Umlaas Road), Interchange, N3, P385</p> <p>ALTERNATIVE - Inbound</p> <p>(A) P385, N3, P418, Church Street, VR Plank Square (Camperdown Taxi Rank – KPX0021, VR Plank Square, Shepstone, Bishop, P418, N3 / P338 (Umlaas Road) Interchange, N3, Market Road Interchange, N3, Bhambatha (Greytown), Church Street, Masukwana (East), Boom</p> <p>(B) P385, N3, P418, Church Street, VR Plank Square (Camperdown Taxi Rank – KPX 0021), VR Plank Square, Shepstone, Bishop, P418, N3 / P338 (Umlaas Road), Interchange, N3, Market Road Interchange, N3, Armitage, Chatterton, Boshoff, Boom Street, Retief Street, Pietermaritz Street, Pine Street, Boom Street</p> <p>ALTERNATIVE – Outbound</p> <p>(A) Boom Street, Masukwana (East), Echo, Orthmann, N3, N3 / P338 (Umlaas Road) Interchange, P418, Church Street, VR Plank Square, Shepstone, Bishop, P418, N3, P385</p> <p>RESTRICTIONS Along Market Road, off-ramp to Market Road, on-ramp, only offloading of passengers is permitted. The loading of passengers along this section of the route is not permitted</p>	



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12.2	<p>ROUTE 2. MPUMALANGA – CAMPERDOWN Inbound: Forward From: Mpumalanga Route: P385, N3, P418, Church Street, VR Plank Square To: Camperdown Taxi Rank – Adjacent to Camperdown Station (KPC 0021)</p> <p>Outbound: Return From: Camperdown Taxi Rank – Adjacent to Camperdown Station (KPC0021) Route: VR Plank Square, Shepstone, Bishop, P418, N3, P385 To: Mpumalanga</p>
12.3	<p>ROUTE 3. MPUMALANGA TAXI RANK TO CATO RIDGE AND ABBATOIR From Mpumalanga Taxi Rank – Meyiwa Main Road, turn left 2011 Street, turn right 74095 Street, turn left P385 becoming R103/P1-3, turn left P423 / Eddy Hagan, drive into Cato Ridge Abbattoir Taxi Rank and return back on the same route</p>
12.4	<p>ROUTE 4. MPUMALANGA TAXI RANK TO UMLAAS ROAD</p> <p>Inbound - Forward Origin: From Mpumalanga Taxi Rank, turn right to Meyiwa Main Road, turn left 2011 Street, turn right 74095 street, turn left P385, turn left R603 Route: Geordedale, Cato Ridge, Camperdown Destination: Umlaas Road</p> <p>Outbound – Return Origin: Umlaas Road, R603, N3, Mpumalang / Inchanga / Cato Ridge offramp – join R103, turn right Geordedale Road, Meyiwa Main Road Route: Camperdown, Cato Ridge, Geordedale Destination: Mpumalanga Township (all sections including Emalangeni)</p>
12.5	<p>ROUTE 5. MPUMALANGA TAXI RANK TO ESTCOURT Inbound – Forward Origin: Mpumalanga Taxi Rank, turn right to Meyiwa Main Road, Geordedale Road, join R103, N3, off rank Estcourt, Harding Street, Alexandra Street Destination: Estcourt Taxi Rank</p> <p>Outbound – Return Origin: Estcourt Taxi Rank – Alexandra Street – Harding Street to R103, Joun N3 Durban, Mpumalanga, Inchanga, Cato Ridge, off rank join R103, turn right Geordedale Road – Meyiwa Main Road Destination: Mpumalanga Township (all sections and Emalangeni)</p>



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12.6	<p>ROUTE 6. MPUMALANGA TAXI RANK TO MATATIELE Inbound – Forward Origin: Mpumalanga Taxi Rank, turn right to Meyiwa Road, turn left to Georgedale Road, join R103, N3 to Pietermaritzburg, turn off to R56 Umlaas Road Route: Richmond, Ixopo, Umzimkhulu, Kokstad to offload Destination: Matatiele, Market Street, Station Road, into Matatiele Taxi Rank</p> <p>Outbound – Return Origin: Matatiele Taxi Rank, Station Road, Market Road, 56 to Umlaas Road Route: Umlaas Road, Camperdown, Cato Ridge Georgedale Destination: Mpumalanga Township and Emalangeni</p>
12.7	<p>ROUTE 7. MPUMALANGA TAXI RANK TO HAMMARSDALE AND ELANGENI INDUSTRIES From (origin): Mpumalanga Taxi Rank on Meyiwa Main Road, turn left 2011 Street, turn right 74095 Street, turn right P385, right turn Kely Road, turn left Anderson Road Elangeni Industries and return back on the same route to all units within Mpumalanga (including Emalangeni)</p>
12.8	<p>ROUTE 8. MPUMALANGA TAXI RANK TO PINETOWN From: Mpumalanga Taxi Rank on Meyiwa Main Road, turn left 2011 Street, turn right 74095 Street, turn right P385, turn right N3, left M13, pass Everton, Maytime Stores, Kloof, left turn Old Main Road, right Anderson Road, left turn Stanfield Lane, right into Hill Street Bus Rank and return back on the same route to all units within Mpumalanga</p>
12.9	<p>ROUTE 9. MPUMALANGA TAXI RANK TO WESTMEAD From Mpumalanga Taxi Rank on Meyiwa Main Road, turn left 2011 Street, turn right 74095 Street, turn right P385, turn right N3, pass Marrianhill Toll Plaza, left Richmond Road, left Westmead Road, left Alexander Road, right Trafford Road, left Richmond Road, left Swanfield Road, left into Taxi Holding on Commercial Road and return back on the same route to all units within Mpumalanga</p>
12.10	<p>ROUTE 10. MPUMALANGA TAXI RANK TO DURBAN From Mpumalanga Taxi Rank on Meyiwa Main Road, turn left 2011 Street, turn right 74095 Street, turn right P385, turn right N3, pass Marrianhill Toll Plaza, or N3, left M13, left Old Main Road Pinetown, right Stapleton Road, left M13, left N3, turn left into Berea Road North, right into Berea Road, into West Street, left turn Russell Street and rank at the intersection of Russell Street and Pine Street</p> <p>Alternative Route From Berea Road North, into Old Dutch Road, into Alice Street, turn right into Grey Street, becoming Broad Street, right turn Smith Street, right turn Russell Street and proceed to rank as above, Return trip – from rank at the intersection of Pine Street, left turn into N3, from the N3 drive backwards on the same route as the forward trip</p>
12.11	<p>ROUTE 00 CHARTER SERVICE FROM MPUMALANGA TAXI RANK TO POINT WITHIN THE PROVINCE OF KZN ONLY.NO PICKING UP OR SETTING DOWN OF PASSENGERS EN ROUTE.</p>



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GAZETTE

LGKZNG60-2017-FEB

REGION: ALL

<p>1) Application Number: APP0085451</p> <p>3) Applicant: SB NTSHINGILA ID NO. 6705175482080 Association: KLIPRIVER TAXI ASSOCIATION</p> <p>5) Existing Licence Holder: ZD NTSHINGILA ID NO. 4308205315081</p> <p>7) Type of application: DECEASED TRANSFER</p> <p>9) Vehicle Type: NOT AVAILABLE</p> <p>11) Region: UTHUKELA</p>	<p>2) Gazette Number: LGKZNG60-2017-FEB</p> <p>4) Applicant Address: P O BOX 434 LADYSMITH KWAZULU-NATAL 3370</p> <p>6) Existing Licence Holder Address: 115 SOLOMON STREET LADYSMITH KWAZULU NATAL KWA-ZULU NATAL 3370</p> <p>8) Operating Licence Number: LKNKZN0116633</p> <p>10) 1 X 15 (SEATED) + 0 (STANDING)</p>
<p>12.1</p>	<p>10.WATERSMEET TO LADYSMITH / LYELL STREET TAXI RANK</p> <p>Inbound: From Approved Watersmeet Taxi Rank into Watersmeet Road, load, Hlathini load, Gcabhane load, Gcizela load, proceed with Watersmeet Road, to Peace Town, off load passengers and proceed with Watersmeet Road, turn left into R103 Harrismith Road, along Harrismith Road, turn left into Port Road, along Port Road turn left into Keate Street, proceed into Alexandra Street, along Alexandra Street, turn right into Lyell Street, along Lyell Street, turn left into Lyell Street Taxi Rank OR From Harrismith Road into King Street along King Street, turn left Lyell Street, along Lyell Street, turn right into Lyell Street Taxi Rank</p> <p>Outbound: From Lyell Street Taxi Rank, turn left into Queen Street, left into Lyell Street, along Lyell Street, turn right into King Street, into Port Road, into Harrismith Road, into R103, turn right into Watersmeet Road, proceed to Peacetown load, proceed into Watersmeet Road into Gcizela off load and load into Gcabhane off load and load, to Hlathini offload and load OR From Lyell Street Taxi Rank, turn left into Queen Street, along Queen Street, turn left into Keat Street, turn right into Port Road into Harrismith Road, into R103, turn right Watersmeet Road, proceed to Peace Town, load passengers, proceed into Watersmeet Road, into Gcizela, off load and load passengers into Gcabhane off load and load passengers to Hlathini off load and load passengers</p>
<p>12.2</p>	<p>CHARTER SERVICE: FROM KLIPRIVER TAXI RANK TO POINTS WITHIN THE PROVINCE OF KWAZULU-NATAL ONLY. NO PICKING UP OR SETTING DOWN OF PASSENGERS EN ROUTE.</p>

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12.3

CONDITIONS/RESTRICTIONS

1. Passengers may be picked up and/or set down only at designated Taxi Rank or Taxi Stop, which shall exclude Bus Stops.
2. On the inbound trip to Durban, Newcastle, Dundee, Colenso, Greytown no passengers may be picked up enroute from leaving the magisterial of Klipriver until reaching the destination rank.
3. On the return trip to Kklipriver, no passengers may be set down until reaching the Magisterial District of Klipriver.
4. Entry or ranking on private property is not permitted without permission of the Landlord, a copy of which must be supplied to the Board before issue operating licence.
5. Without having entered into an agreement with other operators on a common route, as contemplated by section 88 (2) (B) of Act 22 of 2000, the picking up or setting down of passengers on such route is not permitted. A copy of such agreement must be supplied to the Board.
6. At ranks, whether on -street or off-street, only the taxis that can be accommodated in the demarcated area may occupy the rank, excess vehicles must hold elsewhere at designated holding areas.
7. Rank permits or letters of authority must be produced in respect of all ranks in municipal arrears, in particular major towns and cities.
8. The allocation of any route or portion of a route is subject to the condition that it has been approved and allocated in good faith and that such route will be invalid should it transpire that the route or portion thereof will, or has caused conflict due to it having been approved based on incorrect or false information supplied to the Board or as a result of an error. In such instance the operating licence must be returned to the Board for correction.
9. The vehicle must be covered by motor vehicle insurance as well as personal liability insurance.



transport

Department:
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Province of KwaZulu-Natal

GAZETTE

LGKZNG60-2017-FEB

REGION: ALL

<p>1) Application Number: APP0085453</p> <p>3) Applicant: SB NTSHINGILA ID NO. 6705175482080 Association: KLIPRIVER TAXI ASSOCIATION</p> <p>5) Existing Licence Holder: ZD NTSHINGILA ID NO. 4308205315081</p> <p>7) Type of application: DECEASED TRANSFER</p> <p>9) Vehicle Type: NOT AVAILABLE</p> <p>11) Region: UTHUKELA</p>	<p>2) Gazette Number: LGKZNG60-2017-FEB</p> <p>4) Applicant Address: PO BOX 434 LADYSMITH KWAZULU-NATAL 3370</p> <p>6) Existing Licence Holder Address: 115 SOLOMON STREET LADYSMITH KWAZULU NATAL KWA-ZULU NATAL 3370</p> <p>8) Operating Licence Number: LKNKZN019875</p> <p>10) 1 X 15 (SEATED) + 0 (STANDING)</p>
<p>12.1</p>	<p>10.WATERSMEET TO LADYSMITH / LYELL STREET TAXI RANK</p> <p>Inbound: From Approved Watersmeet Taxi Rank into Watersmeet Road, load, Hlathini load, Gcabhane load, Gcizela load, proceed with Watersmeet Road, to Peace Town, off load passengers and proceed with Watersmeet Road, turn left into R103 Harrismith Road, along Harrismith Road, turn left into Port Road, along Port Road turn left into Keate Street, proceed into Alexandra Street, along Alexandra Street, turn right into Lyell Street, along Lyell Street, turn left into Lyell Street Taxi Rank</p> <p>OR</p> <p>From Harrismith Road into King Street along King Street, turn left Lyell Street, along Lyell Street, turn right into Lyell Street Taxi Rank</p> <p>Outbound: From Lyell Street Taxi Rank, turn left into Queen Street, left into Lyell Street, along Lyell Street, turn right into King Street, into Port Road, into Harrismith Road, into R103, turn right into Watersmeet Road, proceed to Peacetown load, proceed into Watersmeet Road into Gcizela off load and load into Gcabhane off load and load, to Hlathini offload and load</p> <p>OR</p> <p>From Lyell Street Taxi Rank, turn left into Queen Street, along Queen Street, turn left into Keat Street, turn right into Port Road into Harrismith Road, into R103, turn right Watersmeet Road, proceed to Peace Town, load passengers, proceed into Watersmeet Road, into Gcizela, off load and load passengers into Gcabhane off load and load passengers to Hlathini off load and load passengers</p>
<p>12.2</p>	<p>CHARTER SERVICE: FROM KLIPRIVER TAXI RANK TO POINTS WITHIN THE PROVINCE OF KWAZULU-NATAL ONLY. NO PICKING UP OR SETTING DOWN OF PASSENGERS EN ROUTE.</p>



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12.3

CONDITIONS/RESTRICTIONS

1. Passengers may be picked up and/or set down only at designated Taxi Rank or Taxi Stop, which shall exclude Bus Stops.
2. On the inbound trip to Durban, Newcastle, Dundee, Colenso, Greytown no passengers may be picked up enroute from leaving the magisterial of Klipriver until reaching the destination rank.
3. On the return trip to Kklipriver, no passengers may be set down until reaching the Magisterial District of Klipriver.
4. Entry or ranking on private property is not permitted without permission of the Landlord, a copy of which must be supplied to the Board before issue operating licence.
5. Without having entered into an agreement with other operators on a common route, as contemplated by section 88 (2) (B) of Act 22 of 2000, the picking up or setting down of passengers on such route is not permitted. A copy of such agreement must be supplied to the Board.
6. At ranks, whether on -street or off-street, only the taxis that can be accommodated in the demarcated area may occupy the rank, excess vehicles must hold elsewhere at designated holding areas.
7. Rank permits or letters of authority must be produced in respect of all ranks in municipal arrears, in particular major towns and cities.
8. The allocation of any route or portion of a route is subject to the condition that it has been approved and allocated in good faith and that such route will be invalid should it transpire that the route or portion thereof will, or has caused conflict due to it having been approved based on incorrect or false information supplied to the Board or as a result of an error. In such instance the operating licence must be returned to the Board for correction.
9. The vehicle must be covered by motor vehicle insurance as well as personal liability insurance.



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REGION: ALL

- | | |
|---|--|
| <p>1) Application Number: APP0085471</p> <p>3) Applicant: J AWINCE
ID NO. 6212115029089
Association: NEWLANDS EAST TAXI OWNERS ASSOCIATION</p> <p>5) Existing Licence Holder: NOT APPLICABLE
ID NO. NOT APPLICABLE</p> <p>7) Type of application: NEW OPERATING LICENCE</p> <p>9) Vehicle Type: MINIBUS</p> <p>11) Region: GREATER NORTH</p> | <p>2) Gazette Number: LGKZNG60-2017-FEB</p> <p>4) Applicant Address:
186 MARBLE RAY DRIVE
NEW DAWN PARK
DURBAN
KWA-ZULU NATAL
4037</p> <p>6) Existing Licence Holder Address:
NOT APPLICABLE</p> <p>8) Operating Licence Number: LKNKZN0110840</p> <p>10) 1 X 15 (SEATED) + 0 (STANDING)</p> |
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12.1

CONDITIONS/RESTRICTIONS

1. Passengers may be picked up and / or set down only designated Taxi Ranks or Taxi Stops, which shall exclude Bus Stops.
2. Entry or ranking on private property is not permitted without the written permission of the landlord, a copy of which must be supplied to the Board before uplifting the operating licence.
3. On the forward journey from Newlands East to the City of Durban, they can only drop-off passengers along Alpine and Brickfield Roads and not pick up passengers. On their return journey they can pickup passengers going to Newlands East along Brickfield and Alpine Roads. No taxis on the forward route are allowed to pick up passengers to Newlands Easts on the way to Durban. They can only pick up passengers on the return journey to Newlands East.
4. Without having entered into an agreement with the other operators on a common route, as contemplated by Section 88 (2) (b) of Act 22 of 2000, picking up or setting down of passengers on such route is not permitted. A copy of such agreement must be supplied to the Board.
5. At ranks, whether on-street or off-street, only the taxis that can be accommodated in the demarcated area may occupy the rank, excess vehicles must hold elsewhere at designated holding arrears.
6. Rank permits or letters of authority must be produced when uplifting, in respect of all ranks in Municipal arrears, in particular major towns and cities and in particular in respect of inter-provincial destinations.
7. The vehicle must be covered by motor vehicle insurance as well as personal liability insurance.
8. The allocation of any route or portion of he route is subject to the condition that has been approved and allocated in good faith and such route will be invalid should it transpire that the route or portion thereof will, or has caused conflict due to it having been approved based on incorrect or false information supplied to the Board, or as a result of an error. In such instance the operating licence must be returned to the Board for correction.



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12.2	<p>APPROVED ROUTES NEWLANDS EAST TAXI ASSOCIATION</p> <p>1. ROUTE 1 NEWLANDS TO WESTMEAD From starting point in Newlands East, along roads in Newlands East as per file no. 18/1/10/23, exiting Newlands East Drive, left into Inanda Road, into Inanda Highway, right into N2, then right into Umgeni Road (M19), proceeding towards St Johns Avenue, right into Old Main Road (Pinetown), into Richmond Road, right into Westmead Industrial Area – and return, passengers to be dropped off en-route at the municipality's approved drop off points, and picking up only at the origins in all the above routes.</p>
12.3	<p>ROUTE 2 NEWLANDS TO HYPERMARKERT</p> <p>From starting point in Newlands East, along roads in Newlands East as per file no. 18/1/110/2/3, exiting Newlands East Drive, left into Inanda Road, into Inanda Highway, into Inanda Road, into Sea Cow Lake Road, right into North Coast Road, left into Riverside Road, into Prospect Hall Road, right into Uitsig Road, right into Hypermarket and return passengers to be dropped off en-route at the municipality's approved drop off points, and picking up only at the origins in all the above routes.</p>
12.4	<p>ROUTE 3 NEWLANDS TO ADDINGTON HOSPITAL</p> <p>From starting point in Newlands East, along roads in Newlands East as per file no. 18/1/10//2/3. exiting Newlands East Drive, left into Inanda Road, into Inanda Highway, into Inanda Road, into Sea Cow Lake Road, right into North Coast Road, into Umgeni Road (R102), left into Goble Road, right into NMR Avenue, into Walnut Road, into Union Street, left into West Street, right into Point Road, proceeding along Point Road, left into Bell Street, right into Escombe Terrace, to Addington Hospital and return – passengers to be dropped off en-route at the municipality's approved drop off points, and picking up only at the origins in all the above routes.</p>
12.5	<p>ROUTE 4 NEWLANDS TO LA LUCIA MALL</p> <p>4.1. From starting point in Newlands East, along roads in Newlands East as per file no. 18/1/10/2/3, exiting Newlands East Drive, left into Inanda Road, into Inanda Highway, into Inanda Road, into Sea Cow Laake Road, right into North Coast Road, left into Riverside Road, right onto the M4, left into La Lucia Mall off-ramp, right into Armstrong Avenue, into La Lucia Mall and return – passengers to be dropped off en-route at the municipality's approved drop off points, and picking up only at the origins in all the above routes.</p> <p>NEWLANDS TO UMHLANGA ROCKS DRIVE</p> <p>4.2 From starting point in Newlands East, along roads in Newlands East as per file no. 18/1/10/2/3. From John Dory Drive, right into Newlands East Drive, right into Nandi Drive, right onto N2 north, left onto Mount Edgecombe off-ramp, right onto M41, left into Umhlanga Rocks Drive business area and return – passengers to be dropped off en-route at the municipality's approved drop off points, and picking up only at the origins in all the above routes.</p>



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12.6	<p>ROUTE 5 NEWLANDS TO DURBAN</p> <p>5. From starting point at John Dory Drive in Newlands East, along roads in Newlands East as per file no. 18/1/10/2/3 to Rank 53C, Soldiers Way, Durban, and return:- ALTERNATIVELY: From starting point in John Dory Drive, Newlands East, left into Inanda Road, into Inanda Highway, right into N2, left into Umgeni Road (M19), left into Goble Road, right into NMR Avenue, into Walnut Road, right into Ordinance Road, left into Soldiers Way, right into Pine Street, right into Russel Street, left into Leopold Street, right into Warwick Avenue right into Alice Street and into Rand 53C – passengers to be dropped off en-route at the municipality's approved drop off points, and picking up only at the origins in all the above routes.</p> <p>ALTERNATIVELY: From starting point in John Dory Drive, Newlands East, Exiting Newlands East, left into Inanda Road, into Inanda Highway, into Sea Cow Lake Road, right into North Coast Road, into Umgeni Road, Into Soldiers Way, right Into Pine Street, right into Russell Street, left into Leopold Street, right into Warwick Avenue, right into Alice Street and Rank 53C dropping off and picking up en-route at municipality approved drop-off and pick-up points.</p> <p>ALTERNATIVELY: From starting point in John Dory Drive, Newlands East, exiting Newlands East, left into Inanda Road, into Inanda Highway, right into N2, left into Umgeni Road (M19), right into Alpine Road, proceeding along Brickfield Road, Right into Randles Road, onto N3, along Old Dutch Road, into Alice Street, right into Soldiers Way, right into Pine Street, right into Russell Street, left into Leopold Street, right into Warwick Avenue, right into Alice Street and Rank 53C – dropping off and picking up en-route at municipality approved drop-off and pick-up points.</p> <p>Subject to the restriction that on the forward journey into Durban, along Alpine/Brickfield Roads, commencing at the intersection of Alpine Road and Stanley Copley Drive, no passengers be picked up. On the return journey to Newlands East, no passengers be set down, along Brickfield/Alpine Roads, until reaching the intersection of Alpine Road and Stanley Copley Drive.</p> <p>6. From Starting point at John Dory Drive in Newlands East, along roads in Newlands East as per file no. 18/1/10/2/3, exiting left into Inanda Road, Into Inanda Highway, right into N2, left into N3, travelling along Old Dutch Road into Alice Street, right into Soldiers Way, and into Rank 53C, passengers to be dropped off en-route at the municipality's approved drop off points, and picking up only at the origins in all the above routes.</p> <p>7. From a starting point at John Dory Drive in Newlands East, along roads in Newlands East as per file no. 18/1/10/2/3. From John Dory Drive, left into Marble ray Drive, left into 2nd Yellowfin Crescent, right into Hippo Road, left into Centre Road, right into Ringside Place, left into Joyce Road proceeding to Inanda Highway, using Alternative 5.1:5.2 or 5.3 -passengers to be dropped off en-route at the municipality's approved drop off points, and picking up only at the origins in all the above routes.</p> <p>8. From starting point at John Dory Drive in Newlands East, along roads in Newlands East as per file no. 18/1/10/2/3. From John Dory Drive, right into Nandi Drive, left onto the N2, using alternatives 5.1, 5.2, or 5.3 - passengers to be dropped off en-route at the municipality's approved drop off points, and picking up only at the origins in all the above routes.</p> <p>10.1 Return from Rank 53C, Soldiers way, right into Pine Street, onto N3, left into Brickfield Road off-ramp, right into Brickfield Road, proceeding along Alpine Road, into Intersite Road, left into Lala Road, into Umgeni Road (M19), right onto N2, left into Inanda Highway, into Inanda, right into Newlands east, route as per file no. 18/1/10/2/3.</p> <p>10.2 Return from Rank 53C, Soldiers Way, right into Pine Street, onto N3, left onto N2 North, left at Nandi Drive off-ramp, left into Newlands East Drive, route as per file no. 18/1/10/</p>
12.7	<p>ROUTE 5(10.3) Return from Rank 53C, Soldiers Way, left into Commercial Road left into NMR Avenue, left into Goble Road, right into Umgeni Road (R102):-</p> <p>10.3.1. into North Coast Road, left into Sea Cow Lake Road, onto Inanda Highway, into Inanda Road, right into Newlands East, route as per file no. 18/1/10/2/3.</p> <p>10.3.2. Continue along Umgeni Road (M19), right onto N2, left onto Inanda Highway, onto Inanda Road, right into Newlands East, routes as per file no. 18/1/10/2/3.</p>



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LGKZNG60-2017-FEB

REGION: ALL

1) Application Number: APP0085473	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: MH MADWE ID NO. 5908085806080 Association: NYANDEZULU TAXI ASSOCIATION	4) Applicant Address: P O BOX 43 IZOTSHA KWAZULU NATAL 4230
5) Existing Licence Holder: NOT APPLICABLE ID NO. NOT APPLICABLE	6) Existing Licence Holder Address: NOT APPLICABLE
7) Type of application: NEW OPERATING LICENCE	8) Operating Licence Number: NOTAVAILABLE
9) Vehicle Type: MINIBUS	10) 1 X 15 (SEATED) + 0 (STANDING)
11) Region: UGU-OGWINI	
12.1	<p>GUGULETHU TO PORTSHEPSTONE</p> <p>1. GUGULETHU D916, OKHALWENI, MADLALA, RAILWAY TRACKING, TURN RIGHT TO P55 NORTON FARM. NYANDEZULU RANK, KWANTAKA, BOMELA CHURCH, FAITH CHURCH, KWATATA, NQOKO BOTTLE STORE, MDLUNGWANA, SANGWENI RANK, BETENIA, SPORT GROUND, FLUSNER FARM SETTLEMENT STORE, TURN LEFT IZOTSHA ROBOTS, ZEST, APOSTODEN, MEMEZI, NORWEGIAN CHURCH, KZT, JOIN N2 MARBURG AND TURN RIGHT MANDELA DRIVE GATES, PORT NATAL, TAJ HOTEL, TURN LEFT ROBOTS AND RIGHT INTO PORT SHEPSTONE RANK DIRECT AND RETURN (THESE ARE PICKING AND DROPPINGS).</p> <p>ALTERNATIVE 1: GUGULETHU D916 OKHALWENI, MADLALA, RAILWAY TRACKING, TURN LEFT ON P55 PADDOCK ROAD, TURN LEFT AT PLANGWENI, MATHANGE, MADLALA, MANSFIELD FARM, LAYNETTE ROAD, D178 MCHUNU STORE, MBUMBAZI, TURN OFF NORTON FARM, NYANDEZULU TAXI RANK, PROCEED WITH PICKUPS AND DROPS ON PARAGRAPH 01 TURN LEFT AT ROBOT T O RIDER STREET TO PORT SHEPSTONE TAXI RANK DIRECT AND RETURN. ALTERNATIVE</p> <p>2. GUGULETHU D916 OKHALWENI SPORT GROUNDS, COMMUNITY HALL ESIKHALENI, MZINDLE, KWA MAFU, NO1. THINGWANA BRIDGE, MADWALENI, MZINDLE, KWA MAFU, NO. 1 THINGWANA BRIDGE, MADWALENI, KWAMAFU NO.2, RAILWAY TRACKING TURN RIGHT P55 USING ROUTE STATE ON PARAGRAPH 02. ALTERNATIVE 3GUGULETHU D916 OKHALWENI, MADLALA, NSANGWINI, MADLALA TURN RIGHT TO P55 NYANDEZULU, KWANTAKA, BOMELA, KWATATA, ASSEMBLIES OF GOD, SANGWENI, BUYANI, CROSS IZOTSHA ROBOTS P55, FOSI, TURN LEFT MYOLA, DRIVE INN, MC DONALD FARM, NASH GARAGE, BOBOYI RIVER, OSLO BEACH 01, OLSO BEACH 02, DAWN VIEW, SHIP WRECK, HOSPITAL, CORNER STREET, MCARTHUR STREET REYNOLD STREET, DENNIS SHEPSTONE STREET, QUARRY ROAD CROSS ROBOT AT NELSON MANDELA DRIVE INTO RIDER STREET INTO PORT SHEPSTONE TAXI RANK DIRECT AND RETURN.</p>
12.2	<p>NYANDEZULU TAXI RANK, MBUTHWENI, SHABENI, THINGWANA RIVER, DAFELENI STORE ROAD A442, MAPHUMULO, NKOMO, DLANGENI ESIKHALENI, NDUMENI FARM TURN OFF DIP TANK, WESELI, BHULUNGA, THAFENI KWHLONGWA, BHEQU, BRIDGE, INSINGIZI SCHOOL D1055 BACK TO P55 PROCEED TO PORT SHEPSTONE USING PARAGRAPH 01 DIRECT AND RETURN NYANDEZULU P55 PROCEED TO PORT SHEPSTONE TURN RIGHT TO KWAMAMTOLO STORE ROAD A2408, SHIBE TO MASELE, MBELE MKHIZE, MATOTO TURN AROUND PROCEED AND JOIN P55 TO PORT SHEPSTONE TAXI RANK.</p>
12.3	<p>FROM OHLANGENI (BOUNDARIES), EZIMANGWENI, MAVUNDLA SCHOOL TURN SHELEMBE FLUSNERS FARM, STAND PIPE, MSIKABA A2410, SANGWENI TAXI RANK, BETHANI SPORT GROUND, BUYANI, CROSS ROBOTS P55, FOSI, SHELLY BEACH BUS STOP, TURN RIGHT AND JOIN R620. PICK & PAY, UNION MOTORS, ST MIKES DROP OFF R620, UVONGO BUS STOP, DOUGLAS MITCHEL BIRD PARK DROP OFF, FEDERATED TIMBERS, MANABA, LUCKYS LOMAN, MIDAS, INTO MARINE DRIVE, ROAD, INTO R620, TO MARGATE TAXI.</p>
12.4	<p>FROM SANGWENI TAXI RANK TURN LEFT TO ROAD D1014, MZOTHO PICK UP, ZULU GUMBI, MTOLO PICK UP, NKOSI NDWALANE, IZOTSHA RIVER BOUNDARY TURN AROUND TO P55 TOWARDS, MARGATE DIRECT AND RETURN.</p>
12.5	<p>ESIGQOKWENI CRËCHE, MACHI, TURN RIGHT INTO P55 INYANDEZULU KWANTAKA, BOMELA CHURCH, FAITH MISSION, KWATATA, NQOKO BOTTLE STORE, MDLUNGWANA, SANGWENI, RANK, BETINIA, SPORT GROUND, KLUSNER FARM SETTLEMENT STORE, TURN LEFT IZOTSHA ROBOTS, ZEST, APOSTOLIDEN, MEMEZI, NORWEGIAN CHURCH, KZT JOIN N2 MARBURG AND TURN RIGHT INTO MANDELA DRIVE, BATES, PORT SHEPSTONE TAXI RANK DIRECT AND RETURN.</p>



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- 12.6** FROM ESIGQOKWENI CRÈCHE MACHU TURN RIGHT INTO P55 INYANDEZULU KWANTAKA, BOMELA CHURCH, FAITH MISSION, KWATATA, NQOKO BOTTLE STORE, MDLUNGWANA, SANGWENI RANK, BETINA SPORT GROUND, KLUSNER FARM SETTLEMENT STORE, GO THROUGH IZOTSHA ROBOTS, KWAFOSI, SOUTH COAST MALL, JOIN R620. SHELLY BEACH BUS STOP, UNION MOTORS, ST MITCHEL, UVONGO BUS STOP, DOUGLAS MITCHEL, BIRD PARK DROP OFF, FEDERATED TIMBERS, MANABA, LUCKY LOMATI, MIDAS, TURN LEFT AT ROBOT INTO MARINE DRIVE, MARGATE HOTEL, MARGATE SANDS, TURN RIGHT INTO UPLAND ROAD AND TURN RIGHT INTO ERASMUS ROAD, SAPS, AND TURN LEFT INTO R620 TO MARGATE TAXI RANK DIRECT AND RETURN USING THE SAME ROUTE.



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REGION: ALL

1) Application Number: APP0085475	2) Gazette Number: LGKZNG60-2017-FEB
3) Applicant: NM NXUMALO ID NO. 9004266017089 Association: MANDINI-SUNDUMBILI AND TUGELA TAXI O.A	4) Applicant Address: P O BOX 4493 MANDINI KWAZULU NATAL 4491
5) Existing Licence Holder: HA NXUMALO ID NO. 5403230308083	6) Existing Licence Holder Address: PO. BOX 4493 SUNDUMBILI MANDENI 4491
7) Type of application: NORMAL TRANSFER	8) Operating Licence Number: LGKZN0903000010
9) Vehicle Type: MINIBUS	10) 1 X 15 (SEATED) + 0 (STANDING)
11) Region: ILEMBE	
12.1	MANDINI TAXI RANK TO NONGOMA TAXI RANK. FROM MANDINI TAXI RANK USE THE OUTWARDS ROUTES AS STATED IN ROUTE 2 ABOVE THEN ALONG R66 BECOMING KING DINIZULU HIGHWAY IN ULUNDI WHICH CHANGES BACK TO R66 AFTER PASSING ULUNDI, THEN IN NONGOMA STILL ALONG THE SAME ROUTE TURN LEFT INTO NONGOMA TAXI RANK. REVERSE ROUTE. FROM NONGOMA TAXI RANK TURN RIGHT INTO R66 THEN PROCEED STRAIGHT TO THE STARTING POINT USING THE SAME FORWARD ROUTE.
12.2	MANDINI TAXI RANK TO EMPANGENI TAXI RANK. FROM MANDINI TAXI RANK EITHER DRIVE ALONG ROAD NO.P459 THEN JOIN ROAD NO.258 TOWARDS R102 NORTHWARDS OR DRIVE ALONG ROAD NO.P459 BECOMING WHITE STREET AT ISITHEBE AND PROCEED ALONG AS DETAILED ABOVE IN ROUTE 2 TOWARDS R102,AT EMPANGENI R102 BECOMES GRANTHAM HIGHWAY THEN TURN RIGHT TOWARDS FOURTH AVENUE CIRCLE THEN LEFT AND DRIVE ALONG TANNER ROAD THEN RIGHT INTO A DRIVE-WAY WHICH LEADS TO EMPANGENI TAXI RANK A AND FINALLY LEFT INTO A LONG DISTANCE TAXI RANK. REVERSE ROUTE. FROM EMPANGENI TAXI RANK JOIN TANNER ROAD THEN TURN LEFT AND DRIVE INTO FOURTH AVENUE CIRCLE AND PROCEED ALONG R102, USE THE SAME FORWARD ROUTE TO DRIVE BACK TO THE STARTING POINT.
12.3	FROM MANDINI TAXI RANK MAKE USE OF OUTWARD ROUTES AS DETAILED IN ROUTE 1 ABOVE THEN AT AN INTERSECTION OF R102 AND BLYTHEDALE BEACH IN STANGER TURN RIGHT INTO LINK STREET AND RIGHT AGAIN JOINING BALCOMB STREET THEN LEFT INTO STANGER TAXI RANK. RETURN USING THE SAME ROUTE



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12.4	<p>FROM MANDINI TAXI RANK PROCEED ALONG AN OUTWARD ROAD FROM THE RANK THEN TURN RIGHT INTO ROAD NO.P459, DRIVE ALONG THEN TURN LEFT INTO ROAD NO.258 THEN PROCEED ONTO AN ON RAMP TO R102, TURN LEFT SOUTHWARDS ALONG R102.AT STANGER TURN LEFT INTO BLYTHEDALE BEACH DRIVE ALONG R74 AND THEN JOIN INTO N2 FREEWAY. PROCEED ALONG N2 FREEWAY AND TURN LEFT AT UMHLANGA INTO M41 LEFT INTO M4, THEN PROCEED TOWARDS THE CITY CENTRE ALONG M4 AND TURN RIGHT INTO M17W ARGYLE ROAD THEN LEFT INTO R102 UMGENI ROAD. PROCEED ALONG AND TURN RIGHT INTO LEOPOLD STREET THEN LEFT MARKET ROAD AND THEN JOIN WILLIAMS ROAD. TURN RIGHT INTO SMITH STREET THEN RIGHT INTO WARWICK AVENUE. RIGHT INTO ALICE STREET AND THEN LEFT INTO ALBERT STREET AND PARK ON THE RIGHT INTO THE TEACHER'S CENTRE TAXI RANK.</p> <p>FROM MANDINI TAXI RANK PROCEED AS STATED ABOVE IN ROUTE 1.ALONG ROAD NO.258 TURN RIGHT INTO N2 FREEWAY DRIVE ALONG AND AT E.B. CLOETE JUNCTION TURN LEFT INTO N3 TOWARDS EAST THEN JOIN OLD DUTCH ROAD BECOMING ALICE STREET THEN RIGHT INTO MARKET ROAD PROCEED ALONG AND DROP OFF PASSENGERS AT BERA STATION THEN PROCEED ALONG WILLIAMS ROAD AND TURN RIGHT INTO SMIT STREET AND PROCEED AS STATED ABOVE TO THE FINAL DESTINATION.</p> <p>FROM TEACHER'S CENTRE TAXI RANK EITHER RIGHT INTO UMGENI ROAD TURN RIGHT INTO LEOPOLD STREET AND JOIN CANONGATE ROAD THEN PROCEED STRAIGHT INTO N3 FREEWAY AND DRIVE BACKWARDS USING THE SAME FORWARD ROUTE AS STATED ABOVE OR DRIVE ALONG UMGENI ROAD THEN PROCEED AS STATED IN THE FORWARD ROUTE ABOVE.</p>
12.5	<p>FROM MANDINI TAXI RANK USE THE OUTWARD ROUTES AS STATED IN ROUTE 2 ABOVE THEN ALONG R66/ R34 MELMOTH BECOMING PIET RETIEF STREET TURN RIGHT INTO VICTORIA STREET AND THEN TURN LEFT INTO MELMOTH TAXI RANK.</p> <p>FROM MELMOTH TAXI RANK TURN RIGHT INTO VICTORIA STREET AND LEFT INTO PIET RETIEF STREET BECOMING R66 PROCEED ALONG BACKWARDS TO THE STARTING POINT USING THE SAME FORWARD ROUTE.</p>
12.6	<p>FROM MANDINI TAXI RANK USE THE OUTWARD ROUTES AS STATED IN ROUTE 2 ABOVE THEN ALONG R66/ R34 BECOMING R66 WHICH CHANGES INTO KING DINIZULU HIGHWAY IN ULUNDI TURN RIGHT INTO PRINCESS MAGOGO STREET THEN LEFT INTO ULUNDI TAXI RANK.</p> <p>REVERSE ROUTE. FROM ULUNDI TAXI RANK TURN RIGHT INTO PRINCESS MAGOGO STREET THEN LEFT INTO KING DINIZULU HIGHWAY BECOMING R66 THEN DRIVE BACKWARDS ALONG THE SAME FORWARD ROUTE.</p>



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12.7	<p>FROM MANDINI TAXI RANK TURN LEFT INTO ROAD NO.P459 BECOMING WHITE STREET AT ISITHEBE WHICH ALSO CHANGES INTO ROAD NO.P265, PROCEED ALONG AND TURN LEFT AND JOIN R102.TURN LEFT AND PROCEED ALONG R66, TURN LEFT INTO ROAD NO.P323 BECOMING JOHN ROSS HIGHWAY THEN RIGHT INTO OSBORNE ROAD AND INTO A ROAD WHICH LEADS TO ESHOWE TAXI RANK.</p> <p>ALTERNATIVE ROUTE: FROM MANDINI TAXI RANK TURN RIGHT INTO ROAD NO.459 TURN LEFT INTO ROAD NO. 258 PROCEED STRAIGHT AND TURN LEFT INTO R102 THEN DRIVE ALONG AS STATED ABOVE TO THE FINAL DESTINATION.</p> <p>ALTERNATIVELY: DRIVE ALONG ROAD NO.258 AND TURN LEFT INTO N2 FREE WAY THEN LEFT INTO R66 ESHOWE DIRECTION AND PROCEED ALONG R66 THEN LEFT TURN INTO KANGELA ROAD AND LEFT TURN IN TO MANGOSUTHU BUTHELEZI DRIVE AND LEFT INTO OSBORNE ROAD THEN RIGHT INTO A ROAD WHICH LEADS TO ESHOWE TAXI RANK.</p> <p>REVERSE ROUTE: FROM ESHOWE TAXI RANK TURN LEFT INTO MAIN ROAD THEN RIGHT INTO JOHN ROSS HIGHWAY BECOMING ROAD NO.P323 AND THEN DRIVE BACKWARDS USING THE SAME FORWARD ROUTE OR FROM JOHN ROSS HIGHWAY PROCEED INTO OSBORNE ROAD, THEN RIGHT INTO MANGOSUTHU BUTHELEZI DRIVE AND RIGHT INTO KANGELA ROAD THEN RIGHT INTO R66 AND DRIVE BACKWARDS USING THE SAME FORWARD ROUTE.</p>
12.8	<p>FROM MANDINI TAXI RANK USE THE OUTWARD ROUTES MENTIONED IN ROUTE 2 ABOVE THEN ALONG ROAD NO. 258 TURN LEFT AND PROCEED ALONG N2 FREE WAY. DRIVE ALONG N2 AND AFTER PASSING KWAMSANE TOWNSHIP TURN RIGHT INTO ROAD NO.P237/ R618 PROCEED ALONG THEN TURN LEFT INTO RIVERVIEW ROAD AND THEN RIGHT INTO INYATHI ROAD RIGHT AGAIN INTO INKOSI MTUBATUBA ROAD THEN PROCEED STRAIGHT TO THE TAXI RANK.</p> <p>FROM MTUBATUBA TAXI RANK DRIVE ALONG INKOSI MTUBATUBA ROAD THE TURN LEFT INTO INYATHI ROAD AND THEN DRIVE BACKWARDS USING THE SAME FORWARD ROUTE.</p>
12.9	<p>FROM MANDINI TAXI RANK DRIVE ALONG AS DETAILED IN ROUTE 2 ABOVE THEN AT ISITHEBE TURN LEFT INTO BLUE STREET THEN GO ALONG GREEN STREET THEN DRIVE ALONG ALL THE MAIN STREETS SUCH AS YELLOW STREET , BROWN STREET, ORANGE STREET AND RED STREET.</p> <p>REVERSE ROUTE. FROM AGREED UPON PICK-UP POINTS IN ISITHEBE INDUSTRIAL AREA DRIVE ALONG ALL MAIN STREETS BACK TO THE STARTING POINT USING THE SAME FORWARD ROUTE.</p>
12.10	<p>FROM MANDINI TAXI RANK MAKE USE OF OUTWARDS ROUTES AS DETAILED IN ROUTES 8 & 9 ABOVE, THEN ALONG R102 PROCEED ALONG AS STATED IN ROUTE 14 ABOVE AND ARRIVE AT MKUZE TAXI RANK.</p>



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<p>1) Application Number: APP0085476</p> <p>3) Applicant: NM NXUMALO ID NO. 9004266017089 Association: MANDINI-SUNDUMBILI AND TUGELA TAXI O.A</p> <p>5) Existing Licence Holder: HA NXUMALO ID NO. 5403230308083</p> <p>7) Type of application: NORMAL TRANSFER</p> <p>9) Vehicle Type: MINIBUS</p> <p>11) Region: ILEMBE</p>	<p>2) Gazette Number: LGKZNG60-2017-FEB</p> <p>4) Applicant Address: PO BOX4493 MANDENI 4491</p> <p>6) Existing Licence Holder Address: PO. BOX 4493 SUNDUMBILI MANDENI 4491</p> <p>8) Operating Licence Number: LGKZN0903000156</p> <p>10) 1 X 14 (SEATED) + 0 (STANDING)</p>
<p>12.1</p>	<p>MANDINI TAXI RANK TO NONGOMA TAXI RANK.</p> <p>FROM MANDINI TAXI RANK USE THE OUTWARDS ROUTES AS STATED IN ROUTE 2 ABOVE THEN ALONG R66 BECOMING KING DINIZULU HIGHWAY IN ULUNDI WHICH CHANGES BACK TO R66 AFTER PASSING ULUNDI, THEN IN NONGOMA STILL ALONG THE SAME ROUTE TURN LEFT INTO NONGOMA TAXI RANK.</p> <p>REVERSE ROUTE.</p> <p>FROM NONGOMA TAXI RANK TURN RIGHT INTO R66 THEN PROCEED STRAIGHT TO THE STARTING POINT USING THE SAME FORWARD ROUTE.</p>
<p>12.2</p>	<p>MANDINI TAXI RANK TO EMPANGENI TAXI RANK.</p> <p>FROM MANDINI TAXI RANK EITHER DRIVE ALONG ROAD NO.P459 THEN JOIN ROAD NO.258 TOWARDS R102 NORTHWARDS OR DRIVE ALONG ROAD NO.P459 BECOMING WHITE STREET AT ISITHEBE AND PROCEED ALONG AS DETAILED ABOVE IN ROUTE 2 TOWARDS R102,AT EMPANGENI R102 BECOMES GRANTHAM HIGHWAY THEN TURN RIGHT TOWARDS FOURTH AVENUE CIRCLE THEN LEFT AND DRIVE ALONG TANNER ROAD THEN RIGHT INTO A DRIVE-WAY WHICH LEADS TO EMPANGENI TAXI RANK A AND FINALLY LEFT INTO A LONG DISTANCE TAXI RANK.</p> <p>REVERSE ROUTE.</p> <p>FROM EMPANGENI TAXI RANK JOIN TANNER ROAD THEN TURN LEFT AND DRIVE INTO FOURTH AVENUE CIRCLE AND PROCEED ALONG R102, USE THE SAME FORWARD ROUTE TO DRIVE BACK TO THE STARTING POINT.</p>
<p>12.3</p>	<p>FROM MANDINI TAXI RANK MAKE USE OF OUTWARD ROUTES AS DETAILED IN ROUTE 1 ABOVE THEN AT AN INTERSECTION OF R102 AND BLYTHEDALE BEACH IN STANGER TURN RIGHT INTO LINK STREET AND RIGHT AGAIN JOINING BALCOMB STREET THEN LEFT INTO STANGER TAXI RANK. RETURN USING THE SAME ROUTE</p>



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MUNICIPAL NOTICES • MUNISIPALE KENNISGEWINGS

MUNICIPAL NOTICE 31 OF 2017



KZN 272

JOZINI LOCAL MUNICIPALITY

JOZINI SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2017

JOZINI

SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW

JOZINI SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW: 2017

To provide for the establishment of the Municipal Planning Approval Authority, Municipal Planning Appeal Authority and the Municipal Planning Enforcement Authority; to provide for the adoption and amendment of the Municipality's land use scheme, to provide for applications for municipal planning approval; to provide for appeals against decisions of the Municipal Planning Approval Authority; provide for offences and penalties; to provide for compensation and matters incidental thereto.

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1. Definitions
2. Application of By-law
3. Principles, norms and standards and policies

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INSTITUTIONAL

Part 1: Function, appointment and constitution of Municipal Planning Approval Authority

4. The Municipal Planning Approval Authority
5. Function of Municipal Planning Authorised Officer
6. Appointment of Municipal Planning Authorised Officer
7. Function of Municipal Planning Tribunal or Joint Municipal Planning Tribunal
8. Establishment of Municipal Planning Tribunal or Joint Municipal Planning Tribunal
9. Appointment and Composition of Municipal Planning Tribunal
10. Drawing persons from private sector to serve on the Municipal Planning Tribunal
11. Disqualifications for Municipal Planning Tribunal membership
12. Chairperson and Deputy Chairperson of Municipal Planning Tribunal
13. Terms and conditions of appointment of Municipal Planning Tribunal members
14. Notification of the appointment of a Municipal Planning Tribunal
15. Resignation and removal from office and filling of vacancies
16. Constitution of Municipal Planning Tribunal for Decision Making
17. Decision of Municipal Planning Tribunal

Part 2: Support for Municipal Planning Tribunal and Municipal Council

18. Function of Municipal Planning Registrar and Deputy Municipal Planning Registrar
19. Appointment of the Municipal Planning Registrar and Deputy Municipal Planning Registrar
20. Function of Expert Technical Advisor
21. Appointment of Expert Technical Advisor

Part 3: Categorisation of applications for municipal planning approval

22. Categorisation of applications for municipal planning approval

Part 4: Function, appointment and constitution of Municipal Planning Appeal Authority

23. The Municipal Planning Appeal Authority
24. Function of Municipal Planning Appeal Authority
25. Presiding Officer for Appeal Authority

Part 5: Support for Municipal Planning Appeal Authority

26. Function of Municipal Planning Appeal Authority Registrar and Deputy Municipal Planning Appeal Authority Registrar
27. Appointment of Municipal Planning Appeal Authority Registrar and Deputy Municipal Planning Appeal Authority Registrar
28. Function of Expert Technical Advisor
29. Appointment of Expert Technical Advisor

Part 6: Function and appointment of the Municipal Planning Enforcement Authority

30. Function of Municipal Planning Enforcement Officer
31. Appointment of Municipal Planning Enforcement Officer

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34. Holding more than one office simultaneously
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38. Legal indemnification

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40. Contents of land use scheme
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42. Existing land use scheme
43. Adoption of land use scheme
44. Inclusion of land that is occupied in an unstructured manner by a traditional community or indigent households in the land use scheme
45. Review of land use scheme

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47. Relationship between municipal planning approval and spatial development frameworks
48. Relationship between land use scheme and other municipal planning approvals
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54. Conditions of title and servitudes that may not be removed, amended or suspended in terms of this By-law
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110. Misconduct by official employed by organ of state who approves the erection of buildings or use of land without prior approval in terms of the Act
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112. Offence by owner for failure to lodge deeds, plans and documents with Registrar of Deeds after cancellation or partial cancellation of municipal planning approval for subdivision or consolidation of land or township establishment

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- 136. Ceding of rights associated with a person who commented on an application for municipal planning approval to new land owner
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- 138. Transitional arrangements and savings
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SCHEDULE 1

MATTERS THAT MUST BE ADDRESSED IN AN AGREEMENT TO ESTABLISH A JOINT MUNICIPAL PLANNING TRIBUNAL

1. Matters that must be addressed in an agreement to establish a Joint Municipal Planning Tribunal

SCHEDULE 2

CATEGORISATION OF APPLICATIONS FOR DECISION BY THE MUNICIPAL PLANNING APPROVAL AUTHORITY

1. Applications for municipal planning approval that may be decided by a Municipal Planning Authorised Officer
2. Applications for municipal planning approval that must be decided by the Chairperson of a Municipal Planning Tribunal or a tribunal member designated by the Chairperson
3. Applications for municipal planning approval that must be decided by the Municipal Planning Tribunal
4. Applications for municipal planning approval that must be decided by the Municipal Council

SCHEDULE 3

ACTIVITIES IN AREAS SITUATED OUTSIDE THE AREA OF A LAND USE SCHEME THAT REQUIRE MUNICIPAL PLANNING APPROVAL

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1. Persons who may make an application
2. Applications that must be prepared by a person with a qualification and experience in land use planning or law
3. Pre-application procedure
4. Failure by an organ of state to comment on an application for municipal planning approval
5. Lodging of application
6. Records of receipt of application, request for additional information and confirmation that application is complete
7. Provision of additional information
8. Confirmation of lodging of complete application, if additional information was required
9. Referral of application affecting the national interest to the Minister of Rural Development and Land Reform
10. Monitoring of application by the responsible Member of the Executive Council
11. Public notice of application
12. Applicant's right to respond
13. Referral of application to Municipal Planning Approval Authority
14. Site inspection
15. Hearing
16. Registered planner's report on an application
17. Time in which a Municipal Planning Authorised Officer or a Municipal Planning Tribunal must decide an application
18. Municipal Planning Tribunal's recommendation on an application that must be decided by the Municipal Council
19. Referral of application that must be decided by the Municipal Council to the council
20. Time in which a Municipal Council must decide an application
21. Time in which the Municipal Planning Tribunal must decide an application to zone or rezone land that involves the introduction of a new zone or an amendment to the Land Use Scheme

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PUBLIC NOTICE

1. Methods of public notice
2. Contents of public notice
3. Joint public notice for an application for municipal planning approval and an application for environmental authorisation
4. Joint public notice for an application for municipal planning approval and an application for a mining right
5. Joint public notice for an application for municipal planning approval and an application to register as a manufacturer or distributor of liquor
6. Joint public notice for an application for municipal planning approval and an application for the retail sale of liquor for consumption or licence for the micro-manufacture of liquor

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PROCEDURE FOR AMENDING AN APPLICATION OR DECISION FOR MUNICIPAL PLANNING APPROVAL
AND CANCELLATION OF MUNICIPAL PLANNING APPROVAL

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1. Information that must be included in a Record of Decision on an application for municipal planning approval

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12. Application in terms of a repealed planning law that must regarded as an application approved in terms of KwaZulu-Natal Planning and Development Act
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14. Validation of decision made in terms of KwaZulu-Natal Planning and Development Act after 30 June 2015 but before the commencement of this By-law

CHAPTER 1
PRELIMINARY PROVISIONS

Definitions

1. In this By-law, unless the context clearly gives it another meaning—

"**adjacent land**" means all land that borders a property and all land that would have bordered a property, if they were not separated by a river, road, railway line, power transmission line, pipeline, or a similar feature;

"**appellant**" means a person who has lodged an appeal in terms of section 65(2);

"**approval**" in relation to an application for Municipal Planning Approval means approval in terms of section 62(3)(a) of this By-law and includes the conditions of approval;

"**Architectural Profession Act**" means the Architectural Profession Act, 2000 (Act No. 44 of 2000);

"attorneys or advocates" means a person admitted to practice as an attorney in terms of the Attorneys Act, 1979 (Act No 53 of 1979) or as an advocate in terms of the Advocates Act 1964 (Act No. 74 of 1964);

"building line" means a rear space, side space or street front space;

"Deeds Registries Act" means the Deeds Registries Act, 1937 (Act No. 47 of 1937);

"Deeds Registry" means a deeds registry established in terms of section 1(1)(a) of the Deeds Registries Act, 1937 (Act No 47 of 1937);

"development charge" means a charge levied by the Municipality for the provision and upgrading of—

- (a) engineering services; or
- (b) public facilities;

for which the Municipality is responsible;

"Development Facilitation Act" means the Development Facilitation Act, 1995 (Act No. 67 of 1995);

"District Municipality" means the UMkhanyakude District Municipality;

"engineering services" means infrastructure for—

- (a) roads;
- (b) stormwater drainage;
- (c) water;
- (d) electricity;
- (e) telecommunication;
- (f) sewerage disposal;
- (g) waste water disposal; and
- (h) solid waste disposal;

"Executive Authority" means the executive committee or executive mayor of the Municipality or, if the Municipality does not have an executive committee or executive mayor, a committee of councillors appointed by the Municipal Council;

"Gazette" means the KwaZulu-Natal Provincial Gazette;

"Geomatics Professions Act" Geomatics Professions Act, 2013, (Act No. 19 of 2013)

"indemnify" means an undertaking to pay any damages, claim or taxed costs awarded by a court or agreed to by the municipality in terms of a formal settlement process;

"Integrated Development Plan" means the Integrated Development Plan adopted by the Municipality in terms of section 25(1) of the Municipal Systems Act;

"KwaZulu-Natal Liquor Licensing Act" means the KwaZulu-Natal Liquor Licensing Act, 2010 (Act No. 6 of 2010);

"land" means –

- (a) any piece of land depicted on a diagram approved by the Surveyor General and registered in the Deeds Registry, including an erf, a sectional title unit, a lot, a plot, a stand, a farm and a portion or piece of land, and
- (b) unsurveyed state land;

"land owner's association" means an organisation established by owners of a group of properties to collectively regulate their conduct and share the costs of maintaining and improving shared infrastructure and services, including a home owner's association;

"Liquor Act" means the Liquor Act, 2003 (Act No. 59 of 2003);

"Local Authorities Ordinance" means the Local Authorities Ordinance, 1974 (Ordinance No. 25 of 1974);

"lodge" has the same meaning as "serve", except in relation to the lodging of plans and documents with the Surveyor-General or the lodging of deeds, plans and documents with the Registrar of Deeds;

"Municipality" means the Jozini Local Municipality;

"municipal area" means the area of jurisdiction of the Municipality determined from time to time by the Municipal Demarcation Board established by section 2 of the Local Government: Municipal Demarcation Act, 1998 (Act No 27 of 1998);

"Municipal Council" means the Municipal Council of the Municipality established in terms of section 18 of the Municipal Structures Act;

"Municipal Planning Appeal Authority" means the Municipal Planning Appeal Authority contemplated in section 23;

"Municipal Planning Approval Authority" means the Municipal Planning Approval Authority contemplated in section 4;

"Municipal Property Rates Act" means the Local Government: Municipal Property Rates Act, 2004 (Act No. 6 of 2004);

"Municipal Structures Act" means the Local Government: Municipal Structures Act, 1998 (Act No 117 of 1998);

"Municipal Systems Act" means the Local Government: Municipal Systems Act, 2000, (Act No 32 of 2000);

"newspaper" means—

(a) newspapers circulating widely in the area of the municipality in the dominant languages spoken in the municipality, if a matter affects the whole municipality;

(b) a newspaper circulating in the affected area, in the dominant languages spoken in that area, if a matter affects only a particular area;

"notify" has a corresponding meaning as "serve";

"organ of state" means an organ of state as defined in section 239 of the Constitution of the Republic of South Africa, 1996;

"owner" means –

(a) the person in whose name land is registered in the deeds registry for KwaZulu-Natal;

(b) the beneficial holder of a real right in land;

(c) the person in whom land vests;

"pending application" means an application that has been made but for which the approval authority did not issue a record of decision or similar document before the commencement of this By-law;

"person" means a natural or juristic person and includes an organ of state;

"Planning and Development Act" means the KwaZulu-Natal Planning and Development Act, 2008, (Act No. 6 of 2008);

"Presiding Officer" means—

- (a) a member of a Municipal Planning Tribunal designated to preside over the determination of an application for municipal planning approval contemplated in section 16(5); or
- (b) the Presiding Officer of the Municipal Planning Appeal Authority contemplated in section 25;

"Promotion of Access to Information Act" means the Promotion of Access to Information Act, 2000 (Act No. 2 of 2000);

"public facility" includes a crèches, primary school, secondary school, college, technikon, university, nursing home, frail care unit, clinic, hospital, playground, sports field, public open space, community centre, church, mosque, synagogue, temple, cemetery, taxi rank, bus depot and parking lot;

"public service infrastructure" means public service infrastructure as defined in section 1 of the Municipal Property Rates Act;

"rear space" means a space, along the inside of a boundary of a property that does not meet a street boundary, in which no buildings may be erected, the extent of which is determined by a parallel line which is a set distance from the boundary;

"Record of Decision" means a Record of Decision of an application for municipal planning approval as contemplated in section 63;

"Registered Planner" means a professional or technical planner registered in terms of the Planning Profession Act, 2002 (Act No 36 of 2002), unless the South African Municipal Council for Planners has reserved the work to be performed by a Registered Planner in terms of section 16(2) of that Act in which case a 'Registered Planner' means the category of registered persons for whom the work has been reserved;

"Sectional Titles Act" means the Sectional Titles Act, 1986 (Act No. 95 of 1986);

"serve" in relation to a notice, order or other document means to serve the document concerned in the manner set out in section 118;

"shared services agreement" means an agreement entered into between two or more municipalities, including the District Municipality, whereby the participating municipalities agree to share services described in the agreement;

"side space" means a space, along the inside of a boundary of a property that meets a street boundary, in which no buildings may be erected, the extent of which is determined by a parallel line which is a set distance from the boundary;

"street front space" means a space along the inside of a boundary of a property, that is contiguous with a street, public right of way or road reservation, in which no buildings may be erected, the extent of which is determined by a parallel line which is a set distance from the boundary;

"Spatial Planning and Land Use Management Act" means the Spatial Planning and Land Use Management Act 2013 (Act No. 16 of 2013);

"Spatial Planning and Land Use Management Regulations: Land Use Management and General Matters" means the Spatial Planning and Land Use Management Regulations: Land Use Management and General Matters, 2015 (Government Notice No. 239 of 2015);

"Spatial Development Framework" means the Spatial Development Framework adopted by the Municipality in terms of section 25(1) of the Municipal Systems Act and section 20(1) of the Spatial Planning and Land Use Management Act;

"Subdivision of Agricultural Land Act" means Subdivision of Agricultural Land Act, 1970 (Act No. 70 of 1970);

"Surveyor-General" means the Surveyor-General as defined in the Land Survey Act, 1997 (Act No. 8 of 1997);

"Town Planning Ordinance" means the KwaZulu-Natal Town Planning Ordinance, 1949 (Ordinance No. 27 of 1949);

Application of By-law

2.(1) This By-law is subject to section 2(2) of the Spatial Planning and Land Use Management Act that provides that, except as provided in the Spatial Planning and Land Use Management Act, no legislation may prescribe an alternative or parallel mechanism, measure, institution or system on spatial planning, land use, land use management and land development in a manner inconsistent with it.

(2) In terms of regulation 14 the Spatial Planning and Land Use Management Regulations: Land Use Management and General Matters—

- (a) the manner and format in which an application for Municipal Planning Approval must be submitted shall be the manner and format prescribed in this By-law;
- (b) the timeframes applicable to steps in the application process shall be the time frames prescribed in this By-law;
- (c) the manner and extent of the public participation process for each type of application for Municipal Planning Approval shall be the manner and extent of public consultation prescribed in this By-law;;
- (d) the manner and extent of the intergovernmental participation process for each type of application for Municipal Planning Approval shall be the manner and extent of public consultation prescribed in this By-law;;
- (e) procedures for site inspections shall be the procedures prescribed in this By-law;;
- (f) procedures for an amendment to an application for Municipal Planning Approval shall be the procedures prescribed in this By-law;
- (g) the place where an application for Municipal Planning Approval must be submitted shall be the place prescribed in this By-law; and
- (h) the procedure that provides for an application for Municipal Planning Approval that is, on face value, when submitted to a municipality, incomplete and an application for Municipal Planning Approval that, after substantive scrutiny by a municipality, requires additional information from the applicant shall be the procedure prescribed in this By-law.

(3) This By-law applies to all land within the jurisdiction of the Municipality, including land owned by an organ of state and the Municipality.

(4) This By-law binds every owner and their successors-in-title and every user of land, including the state, any organ of state or the Municipality.

Principles, norms and standards and policies

3.(1) Any development principles and any norms and standards applicable to spatial planning, land development and land use management made in terms of national or provincial legislation apply to the Municipality.

(2) The Municipal Council may adopt policies not inconsistent with national legislation, provincial legislation or this By-law to guide applications or decision making in terms of this By-law.

(3) If the Municipal Council intends to adopt or amend a policy that may materially and adversely affect the rights of any individual or the public, the Municipality must follow a participation process and procedure which meets the requirements of the Municipal Systems Act.

CHAPTER 2 INSTITUTIONAL

Part 1: Function, appointment and constitution of Municipal Planning Approval Authority

The Municipal Planning Approval Authority

4. The Municipal Planning Approval Authority comprises –

- (a) the Municipal Planning Authorised Officer
- (b) the Municipal Planning Tribunal; and
- (c) the Municipal Council.

Function of Municipal Planning Authorised Officer

5.(1) A Municipal Planning Authorised Officer must decide applications for municipal planning approval in terms of section 22(1)(a).

Appointment of Municipal Planning Authorised Officer

6.(1) The Municipal Manager must in writing –

- (a) appoint a Municipal Planning Authorised Officer; or
- (b) determine that the incumbent of a particular post on the Municipality's post establishment shall be a Municipal Planning Authorised Officer.

(2) A Municipal Planning Authorised Officer—

- (a) must be a municipal official or a municipal official employed in a full time capacity by another Municipality under a shared services agreement; and
- (b) must be a Registered Planner.

(3) The Municipality may have as many Municipal Planning Authorised Officers as it requires.

Function of Municipal Planning Tribunal or Joint Municipal Planning Tribunal

7. A Municipal Planning Tribunal or a Joint Municipal Planning Tribunal must decide applications for municipal planning approval in terms of section 22(1)(b) or (c).

Establishment of Municipal Planning Tribunal or Joint Municipal Planning Tribunal

8.(1) The Municipal Council must establish—

- (a) a Municipal Planning Tribunal; or
- (b) a Joint Municipal Planning Tribunal.

(2) The Municipal Council may consider the following factors when deciding to establish a Municipal Planning Tribunal or to participate in the establishment of a Joint Municipal Planning Tribunal—

- (a) the impact of this By-law on its financial, administrative and professional capacity;
- (b) its ability to effectively implement the provisions of Chapter 4;
- (c) the average number of applications for municipal planning approval that it deals with annually; and
- (d) the development pressures in the Municipality.

(3) If the Municipality does not have capacity to implement the provisions of Chapter 4 of this By-law, it is an indication that it should be establishing a Joint Municipal Planning Tribunal.

(4) If the Municipal Council decided to establishment a Joint Municipal Planning Tribunal, it must enter into a written agreement with the other participating municipalities, including the District Municipality, in accordance with Chapter 3 of the Inter-governmental Relations Framework Act, 2005 (Act No 13 of 2005).

(5) An agreement to establish a Joint Municipal Planning Tribunal must at least address the matters set out in Schedule 1.

(6) An agreement to establish a Joint Municipal Planning Tribunal may provide for joint invitations in terms of sections 10(1) or joint notifications in terms of section 14.

(7) The provisions of sections 9 to 17 with the necessary changes apply to a Joint Municipal Planning Tribunal.

Appointment and composition of Municipal Planning Tribunal

9.(1) The Municipal Planning Tribunal consists of five or more members, who, by reason of their integrity, qualifications, expertise and experience are suitable for membership.

(2) The Municipal Planning Tribunal must comprise of persons from the following categories –

- (a) officials in the full-time service of the Municipality; and
- (b) persons who are not municipal officials.

(3) A member of the Municipal Planning Tribunal members who is not a municipal official may be—

- (a) an official or employee of any national or provincial organ of state;
- (b) an official or employee of organised local government in KwaZulu-Natal; or
- (c) a person drawn from the private sector.

(4) A member of the Municipal Planning Tribunal who is drawn from the private sector must, subject to section 10(2), be –

- (a) a Registered Planner;
- (b) an attorney or advocate;
- (c) persons registered in a category in terms of section 20(3) of the Natural Scientific Professions Act, 2003 (Act No 27 of 2003) within the field of environmental science;
- (d) a person registered in a category in terms of section 18(1)(a) of the Engineering Profession Act, 2000, (Act No 46 of 2000);
- (e) a person registered in a category in terms of section 18(1)(a) of the Architectural Profession; and
- (f) a person registered in terms of section 13(1)(d) of the Geomatics Professions Act as a as a Land Surveyor.

(5) A person is not disqualified from serving on a Municipal Planning Tribunal by virtue of the fact that he or she—

- (a) does not reside or is not employed in the area of the Municipality concerned; or
- (b) serves on another Municipal Planning Tribunal.

(6) If the Municipality is of the opinion that it necessary to appoint additional or new members or a new Chairperson or a new Deputy-Chairperson, it may make additional or new appointments.

(7) The procedure for the appointment of Municipal Planning Tribunal members must be followed for the appointment of new or additional members or a new Chairperson or a new Deputy-Chairperson.

(8) New or additional members will serve for the unexpired period of office of the Municipal Planning Tribunal to which he or she is appointed.

Drawing persons from private sector to serve on the Municipal Planning Tribunal

10.(1) If the Municipality intends to appoint persons drawn from the private sector to serve on the Municipal Planning Tribunal, the Municipal Manager must—

- (a) request the professions' controlling bodies to call on interested persons who qualify to apply for appointment.
- (b) by notice in a newspaper call on interested persons who qualify to apply for appointment.

(2) If there is no or insufficient response to the notices calling on interested persons who qualify to apply for appointment, the Municipality may by notice in a newspaper call on interested persons who do not meet the requirements of section 9(4), but who has extensive knowledge of land use planning and development to apply for appointment.

(3) The Municipality must establish an evaluation panel consisting of officials in the service of the Municipality to evaluate nominations received in response to the call for nominations.

(4) The Municipality must consider the evaluation panel's recommendations when it appoints members drawn from the private sector who to serve on the Municipal Planning Tribunal.

(5) The Municipality may only appoint members drawn from the private sector who have responded to the invitation to serve on the Municipal Planning Tribunal.

Disqualifications for Municipal Planning Tribunal membership

11. A person is disqualified from appointment as a member if he or she—

- (a) is a member of the Municipal Planning Appeal Authority;
- (b) is an un-rehabilitated insolvent;
- (c) is declared incapable of managing his or her own affairs by a court of law or under curatorship;
- (d) is a member of Parliament, the provincial legislature, a Municipal Council or a House of Traditional Leaders, or if that person is nominated as a member of Parliament, the provincial legislature, a Municipal Council or a House of Traditional Leaders;
- (e) has at any time been removed from an office of trust on account of misconduct involving theft or fraud;
- (f) fails to disclose an interest in terms of section 33(1),
- (g) attended or participated in the proceedings of the Tribunal while having such interest; or
- (h) is convicted by a court of law of—
 - (i) perjury, theft, fraud, bribery or corruption or any other offence involving dishonesty;
 - (ii) any offence under this By-law; or
 - (iii) any other offence for which he or she was sentenced to imprisonment without the option of a fine for a period longer than six months.

Chairperson and Deputy Chairperson of Municipal Planning Tribunal

12.(1) The Municipality must designate a Chairperson and a Deputy Chairperson for a Municipal Planning Tribunal from the members who are Registered Planners, attorneys or advocates.

(2) A Deputy Chairperson of a Municipal Planning Tribunal must act in the place of the Chairperson of a Municipal Planning Tribunal whenever—

- (a) the office of the Chairperson is vacant; or
- (b) the Chairperson is absent or for any other reason temporarily unable to exercise his or her powers.

(3) If the office of a Deputy Chairperson of a Municipal Planning Tribunal is vacant, or if a Deputy Chairperson is unable to act as Chairperson, the Municipality must designate one of the remaining members who are Registered Planners, attorneys or advocates.

Terms and conditions of appointment of Municipal Planning Tribunal members

13.(1) A member holds office for a period of five years, or such shorter period as the Municipal Council may determine in the member's letter of appointment.

(2) A member holds office on the terms and conditions determined by the Municipality in accordance with any national norms and standards determined by the Minister of Rural Development and Land Reform in terms of section 37(2) of the Spatial Planning and Land Use Management Act.

(3) A member who is drawn from the private sector must –

- (a) be remunerated and reimbursed from funds appropriated for that purpose by the Municipality;
- (b) be remunerated at a daily rate, as determined by the Municipality; and
- (c) be reimbursed for travelling and subsistence expenses reasonably incurred.

Notification of the appointment of a Municipal Planning Tribunal

14. Notice of the appointment of members to a Municipal Planning Tribunal must be published in the Gazette and in a newspaper announcing—

- (a) that it has established a Municipal Planning Tribunal;
 - (b) the names of the persons that it has appointed to a Municipal Planning Tribunal, including the Chairperson and Deputy Chairperson;
 - (c) the date from which applications for municipal planning approval can be lodged for consideration by the Municipal Planning Tribunal; and
 - (d) where and with whom applications for municipal planning approval can be lodged.
- (e) if the Municipality has established a Joint Municipal Planning Tribunal, also—
- (i) the names of the participating municipalities;
 - (ii) where a copy of the written agreement between the participating municipalities may be obtained.

Resignation and removal from office and filling of vacancies

15.(1) A member may resign from the Municipal Planning Tribunal in writing by giving not less than 30 days' written notice to the Municipal Manager.

(2) The Municipality may remove a member from the Municipal Planning Tribunal—

- (a) if that person is unable to exercise or perform the powers associated with the office of a Municipal Planning Tribunal member due to physical disability or mental illness;
- (b) for failing to exercise or perform the powers attached to the office of a Municipal Planning Tribunal member diligently and efficiently; or
- (c) for misconduct.

(3) Any member of the Municipal Planning Tribunal who, subsequent to his or her appointment, becomes disqualified in terms of section 11 ceases immediately upon such disqualification being established to be a member of the Municipal Planning Tribunal.

(4) A member must vacate office if he or she is absent without a leave of absence having first been granted by the Chairperson of the Municipal Planning Tribunal from two consecutive meetings of the Tribunal for which reasonable notice was given to that member.

Constitution of Municipal Planning Tribunal for Decision Making

16.(1) The Chairperson of a Municipal Planning Tribunal, in consultation with the Municipal Planning Registrar, must refer an application for municipal planning approval to at least three members of the Municipal Planning Tribunal designated by the Chairperson for the purposes of—

- (a) deciding an application; or
- (b) making a recommendation on a an application to the Municipality.

(2) At least one of the members to whom an application for municipal planning approval has been referred to must be a Registered Planner.

(3) At least one of the members to whom an application for municipal planning approval has been referred to must be an official in the full-time service of the Municipality.

(4) At least one of the members to whom an application for municipal planning approval has been referred to must be a person who is not a municipal official.

(5) The Chairperson of the Municipal Planning Tribunal must designate one of the members to whom an application for municipal planning approval has been referred to, to be the Presiding Officer.

(6) A member designated includes the Chairperson himself or herself for the purposes of designating members or designating a Presiding Officer.

Decision of Municipal Planning Tribunal

17.(1) A recommendation or decision on an application for municipal planning approval is decided by a majority of the members designated by the Chairperson of a Municipal Planning Tribunal in terms of section 16(1) to make a recommendation or decision on the application.

(2) The Presiding Officer has a casting vote in the event of an equality of votes.

(3) The Presiding Officer must sign the decision of the Municipal Planning Tribunal.

Part 2: Support for Municipal Planning Tribunal and Municipal Council

Function of Municipal Planning Registrar and Deputy Municipal Planning Registrar

18.(1) The Municipal Planning Registrar must provide administrative support to the Municipality's municipal planning approval authorities.

(2) A Deputy Municipal Planning Registrar must—

- (a) assist the Municipal Planning Registrar; and
- (b) act as the Municipal Planning Registrar, whenever—
 - (i) the office of Municipal Planning Registrar is vacant; or
 - (ii) the Municipal Planning Registrar is absent or for any other reason temporarily unable to exercise his or her powers.

Appointment of the Municipal Planning Registrar and Deputy Municipal Planning Registrar

19.(1) The Municipal Manager must—

- (a) appoint a Municipal Planning Registrar; or

(b) determine that the incumbent of a particular post on the Municipality's establishment shall be a Municipal Planning Registrar.

(2) The Municipal Manager may—

(a) appoint a Deputy Municipal Planning Registrar; or

(b) determine that the incumbent of a particular post on the Municipality's establishment shall be a Deputy Municipal Planning Registrar.

(3) The Municipal Planning Registrar and a Deputy Municipal Planning Registrar must be municipal employees.

(4) The Municipality may have as many municipal planning registrars and deputy municipal planning registrars as it requires.

Function of Expert Technical Advisor

20. An Expert Technical Advisor must advise and assist a Municipal Planning Tribunal or Municipal Council to make a decision on an application for municipal planning approval.

Appointment of Expert Technical Advisor

21.(1) A Municipal Planning Tribunal or Municipal Council may co-opt the services of an Expert Technical Advisor.

(2) An Expert Technical Advisor may be appointed on an ad hoc basis or for such period as the Municipality may decide and upon such terms and conditions as may be agreed with the Expert Technical Advisor.

(3) An Expert Technical Advisor is not a member of the Municipal Planning Tribunal or Municipal Council and has no voting rights.

(4) The Municipality may remunerate an Expert Technical Advisor who is not a national, provincial or municipal official.

Part 3: Categorisation of applications for municipal planning approval

Categorisation of applications for municipal planning approval

22.(1) Applications for municipal planning approval must be decided by –

(a) a Municipal Planning Authorised Officer;

(b) the Chairperson of the Municipal Planning Tribunal or a member of the Tribunal authorised by the Chairperson to do so;

(c) the Municipal Planning Tribunal; or

(d) the Municipal Council,

in accordance with Schedule 2.

(2) If a development requires both an application for municipal planning approval that must be decided by a Municipal Planning Authorised Officer and an application for municipal planning approval that must be decided by the Municipal Planning Tribunal, the Municipal Planning Tribunal must decide both applications.

(3) If a development requires both an application for municipal planning approval that may be decided by a Municipal Planning Authorised Officer and an application for municipal planning approval that must be decided by the Municipal Council, the Municipal Planning Tribunal must decide the application that could have been decided by the Municipal Planning Authorised Officer.

(4) If a development requires both an application for municipal planning approval that must be decided by a Municipal Planning Tribunal and an application for municipal planning approval that must be decided by the Municipal Council, then each must decide the application submitted to it separately, subject to section 63(2).

(5) A Municipal Planning Authorised Officer may, at any time, refer an application for municipal planning approval to a Municipal Planning Tribunal, if the Municipal Planning Authorised Officer is of the opinion that it warrants a decision by a Municipal Planning Tribunal—

- (a) due to the complexity of the application, or
- (b) due to the divisive nature of opinion on the application.

(6) The time frames in which an action must be completed are not affected by the referral of an application for municipal planning approval by a Municipal Planning Authorised Officer to the Municipal Planning Tribunal.

(7) An application for municipal planning approval that must be decided by a Municipal Council may not be decided by any other person or body.

(8) An application for—

- (a) a material change to the Municipality's decision on an application for municipal planning approval; or
- (b) the cancellation of the Municipality's decision on an application for municipal planning approval, except a decision to adopt or amend land use scheme,

must be decided by the Municipal Planning Approval Authority that made the original decision for municipal planning approval.

Part 4: Function, appointment and constitution of Municipal Planning Appeal Authority

The Municipal Planning Appeal Authority

23. The Municipal Planning Appeal Authority of the Municipality is the Executive Authority of the Municipality, unless the Municipal Council has delegated the power to decide appeals to—

- (i) a Municipal Councillor;
- (ii) a committee of municipal officials; or
- (iii) a municipal official.

Function of Municipal Planning Appeal Authority

24. The Municipal Planning Appeal Authority must decide appeals against decisions on applications for municipal planning approval that have been decided by a Municipal Planning Authorised Officer or a Municipal Planning Tribunal.

Presiding Officer for Municipal Planning Appeal Authority

25. The Presiding Officer of the Municipal Planning Appeal Authority is—

- (a) the Executive Mayor of the Municipality;
- (b) the Chairperson of the Executive Committee of the Municipality;
- (c) the Chairperson of the Committee of Councillors, if a Municipality does not have an Executive Committee or Executive Mayor;
- (d) the Municipal Councillor, Chairperson of the committee of municipal officials, or municipal official to whom the Municipal Council has delegated the power to decide appeals; or
- (e) the Chairperson or a Presiding Officer appointed by the Chairperson of a body or institution outside of the Municipality that it has authorised to assume the obligations of an appeal authority.

Part 5: Support for Municipal Planning Appeal Authority

Function of Municipal Planning Appeal Authority Registrar and Deputy Municipal Planning Appeal Authority Registrar

26.(1) The Municipal Planning Appeal Authority Registrar and Deputy Municipal Planning Appeal Authority Registrar must provide administrative support to the Municipal Planning Appeal Authority, including—

- (a) making arrangements for site inspections to be conducted by the Municipal Planning Appeal Authority;
- (b) making arrangements suitable venues for all appeal hearings; and
- (c) the recording and transcription of proceedings of the Municipal Planning Appeal Authority.

(2) The provisions of section 18(2) apply to the functions of a Deputy Municipal Planning Appeal Authority Registrar, except that—

- (a) a reference to the Municipal Planning Registrar must be regarded as a reference to the Municipal Planning Appeal Authority Registrar; and
- (b) a reference to a Deputy Municipal Planning Registrar must be regarded as a reference to a Deputy Municipal Planning Appeal Authority Registrar.

Appointment of Municipal Planning Appeal Authority Registrar and Deputy Municipal Planning Appeal Authority Registrar

27.(1) The provisions of section 19 apply to the appointment of a Municipal Planning Appeal Authority Registrar or Deputy Municipal Planning Appeal Authority Registrar, except that—

- (a) a reference to the Municipal Planning Registrar must be regarded as a reference to the Municipal Planning Appeal Authority Registrar; and
- (b) a reference to a Deputy Municipal Planning Registrar must be regarded as a reference to a Deputy Municipal Planning Appeal Authority Registrar.

(2) If the Municipal Manager has not appointed a Registrar or Deputy Registrar as contemplated in this section, he or she must perform the functions of a Municipal Planning Appeal Authority Registrar.

(3) It is not necessary for the Municipal Manager to appoint a Municipal Planning Appeal Authority Registrar, if the Municipal Council has authorised a provincial body in terms of provincial legislation to perform this function.

Function of Expert Technical Advisor

28. An Expert Technical Advisor must advise and assist the Municipal Planning Appeal Authority to make a decision on an appeal against a decision by a Municipal Planning Authorised Officer or the Municipal Planning Tribunal on an application for municipal planning approval.

Appointment of Expert Technical Advisor

29. The provisions of section 21 apply to the appointment of an Expert Technical Advisor to assist the Municipal Planning Appeal Authority, except that a reference to the Municipal Planning Tribunal or Municipal Council must be regarded as a reference to the Municipal Planning Appeal Authority.

Part 6: Function and appointment of the Municipal Planning Enforcement Authority

Function of Municipal Planning Enforcement Officer

30. A Municipal Planning Enforcement Officer must assist a Municipality with the enforcement of this By-law, the land use management scheme and the decisions of the Municipal Planning Approval Authority and Municipal Planning Appeal Authority.

Appointment of Municipal Planning Enforcement Officer

31.(1) The Municipal Manager or Municipal Manager of the District Municipality must appoint a Municipal Planning Enforcement Officer.

(2) A Municipal Planning Enforcement Officer must be a peace officer contemplated in section 334(1)(a) of the Criminal Procedure Act, 1977 (Act 51 of 1977).

(3) The Municipal Manager or Municipal Manager of the District Municipality may appoint as many municipal planning enforcement officers as the Municipality requires.

(4) The Municipal Manager or Municipal Manager of the District Municipality must issue a Municipal Planning Enforcement Officer with an identity card containing—

- (a) a photograph of that person;
- (b) the person's full names;
- (c) the person's identity number;
- (d) the person's designation;
- (e) the person's professional registration number (if applicable);
- (f) the date that the identity card was issued;
- (g) the period of validity of authorisation;
- (h) the signature of the person; and
- (i) the Municipality's contact number.

(5) A Municipal Planning Enforcement Officer must on request produce his or her written identity card.

*Part 7: Independence, conflict of interest, liability and indemnity***Independence of Municipal Planning Approval Authority and Municipal Planning Appeal Authority**

32.(1) The Municipal Planning Approval Authority and Municipal Planning Appeal Authority must exercise their powers in an independent manner, free from governmental or any other outside interference or influence, and in accordance with the highest standards of integrity, impartiality, objectivity and professional ethics.

(2) No person, Municipality or organ of state may interfere with the functioning of the Municipal Planning Approval Authority and Municipal Planning Appeal Authority.

Declaration of Interest

33.(1) A Municipal Planning Authorised Officer, member of the Municipal Planning Tribunal, member of the Municipal Council, municipal official to whom the power to decide an appeal in terms of this By-law have been delegated, Municipal Planning Registrar, Deputy Municipal Planning Registrar, Municipal Planning Appeal Authority Registrar or Deputy Municipal Planning Appeal Authority Registrar must, within 10 days of being appointed, submit a written declaration to the Municipal Manager—

- (a) declaring his or her financial or other interests in the planning sector or related sectors which may be in conflict with their appointment;
- (b) declaring financial or other interests in development undertaken by family members and close associates in the Municipality; and
- (c) declaring any conviction for a Schedule 1 offence in terms of the Criminal Procedure Act, 1977 (Act No. 51 of 1977).

(2) If a person's interest status changes, he or she must, within 10 days of the date the change of status, submit a written declaration of the change to the Municipal Manager.

(3) The Municipal Manager must keep a register of the interests disclosed.

Holding more than one office simultaneously

34.(1) The same person may simultaneously hold more than one of the following offices of:

- (a) Municipal Planning Authorised Officer;
- (b) Municipal Planning Registrar;
- (c) Deputy Municipal Planning Registrar;
- (d) a member of the Municipal Planning Tribunal;
- (e) Municipal Planning Appeal Authority Registrar; and
- (f) Deputy Municipal Planning Appeal Authority Registrar.

(2) It does not constitute a conflict of interest if a person serves as a Municipal Planning Authorised Officer and—

- (a) Municipal Planning Registrar or Deputy Municipal Planning Registrar; or
- (b) Municipal Planning Appeal Authority Registrar or Deputy Municipal Planning Appeal Authority Registrar,

on the same application for municipal planning approval.

(3) It does not constitute a conflict of interest if a person serves as member of the Municipal Planning Tribunal and—

- (a) the Municipal Planning Registrar or Deputy Municipal Planning Registrar;
- (b) Municipal Planning Appeal Authority Registrar or Deputy Municipal Planning Appeal Authority Registrar,

on the same application for municipal planning approval.

(4) It does not constitute a conflict of interest for a person to serve as member of the Municipal Planning Tribunal to decide or make a recommendation on an application for municipal planning approval in the capacity as both a Registered Planner and an official in the full-time service of the Municipality.

(5) It does not constitute a conflict of interest for a person to serve as member of the Municipal Planning Tribunal to decide or make a recommendation on an application for municipal planning approval in the capacity as both a Registered Planner and as a person who is not a municipal official.

(6) It constitutes a conflict of interest if a person serves as a member of the Municipal Planning Approval Authority and the Municipal Planning Appeal Authority.

(7) It constitutes a conflict of interest if a person serves as an Authorised Municipal Planning Official or a member of the Municipal Planning Tribunal and an Expert Technical Advisor for the Municipal Planning Appeal Authority on the same application for municipal planning approval.

(8) A Municipal Planning Enforcement Officer may not also hold the office of—

- (a) Municipal Planning Registrar;
- (b) Deputy Municipal Planning Registrar;
- (c) Municipal Planning Authorised Officer;
- (d) a member of a Municipal Planning Tribunal;
- (e) Municipal Planning Appeal Authority Registrar; or
- (f) Deputy Municipal Planning Appeal Authority Registrar.

(9) The Municipal Council may not delegate the power to decide an appeal in terms of this By-law to a Municipal Planning Enforcement Officer.

Recusal

35.(1) A Municipal Planning Authorised Officer, member of the Municipal Planning Tribunal, member of the Municipal Council, municipal official to whom the power to decide an appeal in terms of this By-law have been delegated, Municipal Planning Registrar, Deputy Municipal Planning Registrar, Municipal Planning Appeal Authority Registrar or Deputy Municipal Planning Appeal Authority Registrar may not be present or participate in a matter in which—

(a) he or she; or

(b) his or her spouse, immediate family, business associate, employer or employee,

has any interest, whether pecuniary or otherwise.

(2) A member of the Municipal Planning Tribunal who has been designated by the Chairperson of the Municipal Planning Tribunal to make a recommendation on or decide an application for municipal planning approval or member of the Municipal Council must fully disclose the nature of an interest and recuse him or herself from the proceedings, if the member becomes aware of the possibility of having a disqualifying interest in an application.

(3) The recusal of a member of the Municipal Planning Tribunal or Municipal Council does not affect the validity of the proceedings conducted before the Municipal Planning Tribunal, Municipal Council or Executive Authority of the Municipality before the recusal, and the remaining members of the Municipal Planning Tribunal designated by the Chairperson of the Municipal Planning Tribunal, Municipal Council or Executive Authority of the Municipality are competent to make the recommendation or to decide the application or appeal, as long as the recusal occurs before the members of the Municipal Planning Tribunal, Municipal Council or Executive Authority of the Municipality adjourn to deliberate their decision.

(4) In the event that the Presiding Officer recuses him or herself, the Chairperson of a Municipal Planning Tribunal must designate another member who is a Registered Planner, attorney or advocate as Presiding Officer for the duration of the proceedings before the Tribunal

Conflict of interest of Municipal Planning Enforcement Officer

36. A Municipal Planning Enforcement Officer may not have a direct or indirect personal interest in the matter to be investigated.

Liability of Municipal Planning Approval Authority, Municipal Planning Appeal Authority and their support staff

37. The Municipal Planning Approval Authority and Municipal Planning Appeal Authority, a member thereof and their support staff are not liable in respect of any legal proceedings in relation to an act performed in good faith in terms of this By-law.

Legal indemnification

38.(1) If a claim is made or legal proceedings are instituted against a member of the Municipal Planning Approval Authority or Municipal Planning Appeal Authority or their support staff arising out of any act or omission by the member or support staff in the performance of his or her duties or the exercise of his or her powers in terms of this By-law, the Municipality must, if it is of the opinion that the person acted in good faith and without negligence –

(a) if a civil claim or civil proceedings is instituted against the person—

(i) indemnify the person in respect of such claim or proceedings; and

(ii) provide legal representation for the person at the cost of the Municipality or pay taxed party and party costs of legal representation.

(b) if a criminal prosecution is instituted against the person, provide for legal representation for the person at the cost of the Municipality.

- (2) A member of the Municipal Planning Approval Authority or Municipal Planning Appeal Authority or their support staff has no legal indemnification if he or she, with regard to the act or omission, is liable in law and –
- (a) intentionally exceeded his or her powers;
 - (b) made use of alcohol or drugs;
 - (c) did not act in the course and scope of his or her employment, designation or appointment;
 - (d) acted recklessly or intentionally;
 - (e) made an admission that was detrimental to the Municipality; or
 - (f) failed to comply with or ignored standing instructions, of which he or she was aware of or could reasonably have been aware of, which led to the loss, damage or reason for the claim.
- (3) The Municipality may determine by means of a policy or by other means –
- (a) the terms and conditions of such indemnity and legal representation; and
 - (b) circumstances in addition to the circumstances contemplated in this section in which indemnity or legal representation may be withdrawn by the Municipality.

CHAPTER 3 LAND USE SCHEME

Purpose of land use scheme

39.(1) The purpose of the land use scheme is to determine development rights and parameters in the Municipality in order to—

- (a) give effect to the policies and plans of national, provincial and municipal government, including the Municipality's own policies and plans;
- (b) protect reasonable individual and communal interests in land;
- (c) promote sustainable and desirable development;
- (d) develop land in a manner that will promote the convenience, efficiency, economy, health, safety and general welfare of the public;
- (e) promote social integration;
- (f) promote economic growth and job creation;
- (g) limit nuisance and undesirable conditions in the development of land;
- (h) limit and mitigate the impact of development on the natural environment;
- (i) promote the protection of valuable natural features and the conservation of heritage sites and areas of public value; and
- (j) promote national food security.

Contents of land use scheme

40.(1) A land use scheme must—

- (a) be shown on maps with accompanying clauses and any other information that the Municipality considers necessary for illustrating or explaining the extent, content, provisions and effect of the land use scheme;
- (b) define the area to which it applies;
- (c) define the terminology used in the maps and clauses; and
- (d) specify—
 - (i) categories of land uses and development that are permitted and the conditions under which they are permitted;
 - (ii) categories of land uses and development that may be permitted with the Municipality's consent in terms of the land use scheme, including—
 - (aa) the criteria that will guide the Municipality in deciding whether to grant its consent;
 - (bb) the controls which apply if the Municipality grants its consent;
 - (cc) consents for which notice in a local newspaper is not required;

- (e) categories of land uses and development that are not permitted;
- (f) the extent to which land that was being used lawfully for a purpose that does not conform to the land use scheme may be continued to be used for that purpose and the extent to which buildings or structures on that land may be altered or extended;
- (g) provisions to promote the inclusion of affordable housing in residential land development;
- (h) land use and development incentives to promote the effective implementation of the Municipality's Spatial Development Framework and development policies; and
- (i) a schedule of amendments to the land use scheme.

(2) A land use scheme may include—

- (a) a schedule of land use scheme amendments and consents;
- (b) a schedule of consents granted in terms thereof; and
- (b) schedules containing guidelines, forms and other information that is purely intended for information purposes.

Legal effect of land use scheme

41.(1) The land use scheme provides for land use and development rights and has the force of law and is binding on the Municipality, all other persons and organs of state.

(2) The right to use land for a purpose without the need to first obtain the consent of the Municipality in terms of the land use scheme vests in the land and not in a person.

(3) Consent in terms of the land use scheme vests in land and not in a person, unless the Municipal Planning Approval Authority concerned has determined that it constitutes a personal right in favour of a defined person and may only be exercised by that person.

(4) The right to use land for a purpose may not be alienated separately from the land to which it relates, unless the Municipality has provided in a by-law for the transfer of land use rights to other land.

(5) Land that was being used lawfully before the effective date for the adoption of land use scheme for a purpose that does not conform to the land use scheme may continue to be used for that purpose.

(6) If the use of land as contemplated in subsection (5) is discontinued for an uninterrupted period of more than 12 months, the land may no longer be used for that purpose.

Existing land use scheme

42. Upon the commencement of this By-law the land use scheme shall consist of—

- (a) any land use scheme, including amendments to it, adopted in terms of section 13(1)(a) of the KwaZulu-Natal Planning and Development Act;
- (b) any town planning scheme adopted, altered or amended in terms of section 47bis(4)(a) or section 47bisA(4) of the Town Planning Ordinance; and
- (c) any amendments by the Development Tribunal in terms of section 33(2)(h)(i) of the Development Facilitation Act to a town planning scheme adopted in terms of section 47bis(4)(a) or section 47bisA(4) of the Town Planning Ordinance.

Adoption of land use scheme

43.(1) The Municipality must, by 1 July 2020, adopt a land use scheme in ESRI Shapefile format for its whole municipal area.

(2) A land use scheme may be progressively adopted and made applicable as resources and circumstances permit.

Inclusion of land that is occupied in an unstructured manner by a traditional community or indigent households in the land use scheme

44.(1) If land that is occupied in an unstructured manner by a traditional community or indigent households is included in the land use scheme, the community's accepted land use patterns and land use management practices must not be unduly disturbed.

(2) The regulation of land use, controls associated therewith and the enforcement thereof may be introduced progressively as, in the opinion of the Municipal Council, adherence to the land use scheme warrants their introduction.

(3) The community and its leadership, including traditional leaders, must be consulted when land occupied by a traditional community or indigent households is included in a land use scheme.

(4) If the land occupied by indigent households is not administered by traditional leaders or any other legal entity, the Municipality must—

- (a) initiate the formation of an informal voluntary association consisting of the residents of the settlement over the age of 18 years to represent the community;
- (b) initiate the formation of a management committee elected by the members of the voluntary association; and
- (c) initiate the adoption of rules to govern the voluntary association.

(5) The rules of a voluntary association must be democratic, inclusive and permit all opinions to be articulated.

(6) The Municipality, in consultation with the community and its leadership, including traditional leaders must –

- (a) identify all existing non-residential and non-agricultural informal rights to the land;
- (b) identify the land uses associated with the rights and the nature and extent of the rights;
- (c) locate the rights geographically on a map;
- (d) identify and record for each holder of a non-residential and non-agricultural informal right to the land –
 - (i) the name, identity number and contact details of the holder of the informal right to the land;
 - (ii) the name of the household which the holder of the informal right to the land represents;
 - (iii) the name of the traditional area and of the isiGodi where the land is situated, if applicable;
 - (iv) the name of the Inkosi of the traditional area and of the isiInduna of the isiGodi, if applicable;
 - (v) the GPS co-ordinates for the site to which the informal right applies with sufficient details to indicate its approximate extent; and
 - (vi) photographic evidence of the site.

(7) The information contained in subsection (6) must inform the Municipality in the preparation of the land use scheme.

Review of land use scheme

45.(1) The Municipality must review the land use scheme within six months after it has adopted an Integrated Development Plan for its elected term in terms of section 25 of the Municipal Systems Act.

(2) The process for the amendment of the land use scheme must be followed to update the land use scheme in accordance with the Municipality's recommendations.

CHAPTER 4
MUNICIPAL PLANNING APPROVAL

Relationship between municipal planning approval and Integrated Development Plans

46.(1) An Integrated Development Plan does not confer any rights on a person or exempt a person from the need to obtain municipal planning approval.

(2) The Municipal Planning Approval Authority must be guided and informed by the Integrated Development Plans applicable in the Municipality as contemplated in section 35(1) of the Municipal Systems Act when it decides an application for municipal planning approval.

(3) The Municipal Planning Approval Authority may refuse an application for municipal planning approval, even if the application conforms to the Integrated Development Plans applicable in the Municipality.

(4) The Municipal Planning Approval Authority may not approve an application for municipal planning approval that is inconsistent with an Integrated Development Plan applicable in the Municipality, except as provided in section 47(5).

(5) For the purposes of subsection (4) "inconsistent" means—

(a) that the Integrated Development Plan prohibits the use or development of the land for the purpose or in the manner proposed in the application for municipal planning approval;

(b) that the Integrated Development Plan proposes that the land should be used or developed for a purpose or in a manner that is irreconcilable with the application for municipal planning approval; or

(c) that the use or development of land is dependent on—

(i) an engineering service; or

(ii) a level of capacity of an engineering service,

that, according to the Integrated Development Plan, the Municipality or another service provider will not be providing in the area in which the land is located.

(6) A municipality may amend its Integrated Development Plan in terms of section 34(b) of the Municipal Systems Act in order to reconcile it with an application for municipal planning approval.

(7) The municipality may approve an amendment to its Integrated Development Plan in order to reconcile it with an application for municipal planning approval subject to a condition—

(a) that the amendment will only take effect on the effective date of the approval for the application for municipal planning approval; and

(b) that the amendment will lapse, if the application for municipal planning approval is refused.

Relationship between municipal planning approval and spatial development frameworks

47.(1) A spatial development framework does not confer any rights on a person or exempt a person from the need to obtain municipal planning approval.

(2) The Municipal Planning Approval Authority must be guided and informed by the spatial development frameworks applicable in the Municipality as contemplated in section 35(1) of the Municipal Systems Act and section 12(2)(b) of the Spatial Planning and Land Use Management Act when it decides an application for municipal planning approval.

(3) The Municipal Planning Approval Authority may refuse an application for municipal planning approval, even if the application conforms to a spatial development framework applicable in the Municipality.

(4) The Municipal Planning Approval Authority may not approve an application for municipal planning approval that is inconsistent with a national, provincial or regional spatial development framework applicable in the Municipality.

(5) The Municipal Planning Approval Authority may not approve an application for municipal planning approval that is inconsistent with a municipal spatial development framework applicable in the Municipality, unless there are site-specific circumstances that justifies a departure from it.

(6) For the purposes of subsections (4) and (5) "inconsistent" means—

(a) that the spatial development framework prohibits the use or development of the land for the purpose or in the manner proposed in the application for municipal planning approval;

(b) that the spatial development framework proposes that the land should be used or developed for a purpose or in a manner that is irreconcilable with the application for municipal planning approval; or

(c) that the use or development of land is dependent on—

(i) an engineering service; or

(ii) a level of capacity of an engineering service,

that, according to the spatial development framework, the Municipality or another service provider will not be providing in the area in which the land is located.

(7) For the purposes of subsection (5) "site-specific circumstances" means—

(a) unique access to engineering services or low or no impact on engineering services;

(b) unique access to public facilities or low or no impact on public facilities;

(c) unique low or no impact on the environment, including the natural environment, visual intrusion, noise levels and smell; or

(d) unique topography;

which justifies a departure from the municipal spatial development framework.

(8) A departure from a municipal spatial development framework must be recorded in the municipal spatial development framework when it is reviewed as contemplated in section 34 of the Systems Act.

(9) The Minister of Rural Development and Land Reform may amend the national spatial development framework as contemplated in section 13(2) of the Spatial Planning and Land Use Management Act or a regional spatial development framework as contemplated in section 18(2) of the Spatial Planning and Land Use Management Act in order to reconcile it with an application for municipal planning approval.

(10) The Executive Council of the Province of KwaZulu-Natal may amend the provincial spatial development framework as contemplated in section 15(5) of the Spatial Planning and Land Use Management Act in order to reconcile it with an application for municipal planning approval.

(11) A Municipal Council may amend its spatial development framework as contemplated in section 20(3) of the Spatial Planning and Land Use Management Act in order to reconcile it with an application for municipal planning approval.

(12) The Municipal Council may approve an amendment to its spatial development framework in order to reconcile it with an application for municipal planning approval subject to a condition—

(a) that the amendment will only take effect on the effective date of the approval for the application for municipal planning approval; and

(b) that the amendment will lapse, if the application for municipal planning approval is refused.

Relationship between land use scheme and other municipal planning approvals

48.(1) If a person wants to use land that is situated outside the area of a land use scheme for a purpose listed in Schedule 3, the Municipality must require an application to amend its land use scheme to accommodate the land use, unless—

- (a) it does not have a land use scheme and the scale of the development does not justify the adoption of a land use scheme;
- (b) the land is subject to the Subdivision of Agricultural Land Act and the Minister responsible for the administration thereof has approved the subdivision of the land in terms of section 3(a) read with section 4(2), but has refused to allow the Municipality to regulate the use of the land by a land use scheme in terms of section 3(g) read with section 4(2) of the Subdivision of Agricultural Land Act.

(2) The Municipality may not approve the subdivision of land or consolidation of land in conflict with the provisions of the land use scheme.

(3) An approval for the subdivision or consolidation of land or establishment of a township in conflict with the provisions of the land use scheme is invalid.

Relationship between municipal planning approval and other approvals

49.(1) Municipal planning approval does not absolve an applicant from the need to obtain any other statutory approval for the activity.

(2) A provision of a sectional plan in terms of section 1 of the Sectional Titles Act that is in conflict with the provisions of the land use scheme or an approval in terms of this Act is inoperative for as long as the conflict remains.

(3)

(4) The Municipality or any other organ of state may not approve a building plan that is in conflict with—

- (a) the Municipality's land use scheme;
- (b) municipal planning approval for—
 - (i) consent in terms of a land use scheme;
 - (ii) the development of land that is situated outside the area of a land use scheme;
 - (iii) the subdivision of land;
 - (iv) the consolidation of land;
 - (v) the notarial tying of land;
 - (vi) township establishment;
 - (vii) the permanent closure of a municipal road or a public place; or
 - (viii) the removal, amendment or suspension of a condition of title relating to use or development of land.

(5) Building plan approval that is in conflict with—

- (a) the Municipality's land use scheme;
- (b) municipal planning approval for—
 - (i) consent in terms of a land use scheme;
 - (ii) the development of land that is situated outside the area of a land use scheme;
 - (iii) the subdivision of land;
 - (iv) the consolidation of land;
 - (v) the notarial tying of land;
 - (vi) township establishment;
 - (vii) the permanent closure of a municipal road or a public place; or

- (viii) the removal, amendment or suspension of a condition of title relating to use or development of land;
 - (c) a condition of title relating to use or development of land; or
 - (d) a conservation servitude imposed by the KwaZulu-Natal Nature Conservation Board,
- is invalid.

(6) If an activity requires both municipal planning approval and building plan approval, municipal planning approval must be obtained before building plan approval may be granted.

Activities for which an application for municipal planning approval is required

50. An application for municipal planning approval is required for—

- (a) the adoption of a land use scheme;
- (b) the amendment of a land use scheme;
- (c) the zoning or rezoning of land;
- (d) a Municipality's consent in terms of a land use scheme;
- (e) the repeal of a land use scheme;
- (f) the development of land that is situated outside the area of a land use scheme, if the development constitutes an activity contemplated in Schedule 3;
- (g) the extension or replacement of a building on land that is used for a purpose defined in Schedule 3, notwithstanding that municipal planning approval was not required at the time that the use of the original building for that purpose commenced;
- (h) the subdivision of a land;
- (i) the consolidation of land;
- (j) the extension of a sectional title scheme by the addition of land to common property in terms of section 26 of the Sectional Titles Act which is must be regarded as the consolidation of land for the purposes of this By-law;
- (k) the notarial tying of adjacent land;
- (l) township establishment;
- (m) the permanent closure of a municipal road or a public place;
- (n) the removal, amendment or suspension of a restrictive condition of title or a servitude;
- (o) a material change to a Municipality's decision on an application for municipal planning approval;
- (p) the cancellation of a Municipality's decision on an application for municipal planning approval, except a decision to adopt or amend a land use scheme.

Activities for which an application for municipal planning approval is not required

51.(1) An application for municipal planning approval is not required for an amendment to a land use scheme—

- (a) for the creation of private roads, municipal roads, local roads or district roads when land is subdivided in accordance with the purpose for which it has been zoned in a land use scheme, unless the land use scheme expressly provides otherwise;
- (b) to record the actual use of a land or preferred use of land that is used in accordance with the provisions of the land use scheme, unless the land use scheme expressly provides otherwise;
- (c) to record features and attributes, like historical buildings, archaeological sites an prominent ridges;
- (d) to identify and show land that is subject to the Subdivision of Agricultural Land Act;
- (e) to identify and show geographical areas in which activities may not commence without environmental approval contemplated in section 24(2)(a) of the National Environmental Management Act, 1998 (Act No. 107 of 1998);
- (f) to identify and show geographical areas in which activities may commence without environmental approval contemplated in section 24(2)(b) of the National Environmental Management Act, 1998 (Act No. 107 of 1998);
- (g) to amend a schedule consisting of a register of land use scheme amendments;

- (h) to amend a schedule consisting of a register of consents granted in terms of the land use scheme; and
- (i) to amend a schedule consisting of guidelines, forms and other information that is purely intended for information purposes

(2) An application for municipal planning approval is not required outside the area of a land use scheme for a development that does not constitute an activity listed in Schedule 3.

(3) An application for municipal planning approval is not required for the use of a building that is situated outside the area of a land use scheme, if—

- (a) the building has been used for a purpose defined in Schedule 3; and
- (b) the use of the building for that purpose has commenced—
 - (i) before development approval was required for the development in terms of section 11(2) of the Town Planning Ordinance with effect from 1 August 1951;
 - (ii) before section 11(2) of the Town Planning Ordinance was amended to require development approval for the development with effect from 10 October 2008; or
 - (iii) before development approval was required in terms of section 14 of the KwaZulu Land Affairs Act, 1992 (Act No. 11 of 1992) with effect from 19 June 1998.

(4) An application for municipal planning approval contemplated in section 50(m) is not required for the permanent closure of a municipal road or a public place that has not been registered in separate ownership by the Registrar of Deeds, but an application contemplated in section 78 may be required to remove references to the proposed municipal road or public place from the Municipal Planning Approval Authority's Record of Decision.

Determining if an application should be an application for the subdivision of land or for township establishment

52.(1) If it is an applicant's intention to divide land—

- (a) that is not registered in a township register contemplated in section 46(1) of the Deeds Registries Act; or
- (b) that is not registered in a sectional title scheme contemplated in section 12(1)(b) of the Sectional Titles Act, for the purposes of agriculture, forestry, mining, conservation, engineering services or a dam, the applicant must make an application for the subdivision of the land.

(2) If it is an applicant's intention to divide land—

- (a) that is not registered in a township register contemplated in section 46(1) of the Deeds Registries Act; or
- (b) that is not registered in a sectional title scheme contemplated in section 12(1)(b) of the Sectional Titles Act, and consolidate it with other land in order to create a parent property for the establishment of a township, the applicant must make an application for the subdivision of land for the purposes of creating the parent property.

(3) If it is an applicant's intention to divide land—

- (a) that is not registered in a township register contemplated in section 46(1) of the Deeds Registries Act; or
- (b) that is not registered in a sectional title scheme contemplated in section 12(1)(b) of the Sectional Titles Act, for purposes other than agriculture, forestry, mining, conservation, engineering services or a dam, the applicant must make an application for township establishment.

(4) If it is an applicant's intention to divide land that is registered in a township register contemplated in section 46(1) of the Deeds Registries Act into less than 50 erven, excluding erven used for road purposes, the applicant may make an application for the subdivision of the land.

(5) If it is an applicant's intention to divide land that is registered in a township register contemplated in section 46(1) of the Deeds Registries Act into more than 50 erven, excluding erven used for road purposes, the applicant must make an application for township establishment to open a new township register.

(b) An applicant may have to apply for both the subdivision of land and township establishment in the same application.

Restrictive conditions of title and servitudes that may be removed, amended or suspended in terms of this By-law

53.(1) A condition of title or servitude—

- (a) that is registered against land;
- (b) that the land is subject to; and
- (c) that relates to—
 - (i) the subdivision or consolidation of the land;
 - (ii) the purpose for which the land may be used; or
 - (iii) requirements that must be complied with for the erection of buildings or the use of the land;

may be removed, amended or suspended in terms of this By-law

(2) A restrictive condition or servitude imposed in terms of—

- (a) a restrictive condition of title or servitude imposed by the Administrator, Premier or responsible Member of the Executive Council for Transport in terms of section 9(3) or 9A(1) of the Advertising on Roads and Ribbon Development Act, 1940 (Act No. 21 of 1940);
- (b) the Roads Ordinance, 1968 (Ordinance No. 10 of 1968); or
- (c) the KwaZulu Roads Amendment Act, 1978 (KwaZulu Act No. 11 of 1978),

may be removed, suspended or altered in terms of this Act with the express written consent of the Member of the Executive Council responsible for Transport.

(3) An endorsement in a title deed that a part of a property has been expropriated may be removed, suspended or altered in terms of this Act with the express written consent of the organ of state that expropriated the land.

Conditions of title and servitudes that may not be removed, amended or suspended in terms of this By-law

54.(1) A condition of title or servitude that benefits land may not be removed, amended or suspended, unless the corresponding restrictive condition of title or servitude that is subject to the condition or servitude is also removed, amended or suspended.

(2) A mineral right registered against land may not be removed, amended or suspended in terms of this By-law.

(3) A restrictive condition of title in favour of the KwaZulu-Natal Nature Conservation Board may not be removed, amended or suspended in terms of this By-law without the Board's written permission.

(4) A restrictive condition of title or servitude imposed by the South African Roads Board in terms of the South African Roads Board Act, 1988 (Act No. of 1988) may not be removed, amended or suspended in terms of this By-law.

(5) A restrictive condition of title or servitude imposed by the South African National Roads Agency Limited (SANRAL) in terms of section 44(3) of the South African National Roads Agency Limited and National Roads Act, 1998 (Act No. 7 of 1998) may not be removed, amended or suspended in terms of this By-law.

(6) A restrictive condition of title or servitude imposed by the Minister or the responsible Member of the Executive Council responsible for Roads in terms of sections 10(1)(c), 13(2)(b), 20(2)(b) or 21(2)(b) of the KwaZulu-Natal Provincial Roads Act may not be removed, amended or suspended in terms of this By-law.

(7) A restrictive condition relating to the sale of land, including a right to purchase land and a condition that the value of a building must exceed a minimum amount, may not be removed, suspended or altered in terms of this By-law.

(8) A restrictive condition relating to the inheritance of land, including a condition that grants a person the right to use the land for the person's lifetime, may not be removed, suspended or altered in terms of this By-law.

Procedure for municipal planning approval

55.(1) The procedure in Schedule 4 must be followed for all applications for municipal planning approval, except for the erection of a dwelling house on land declared by the Municipality as land for the settlement in an unstructured manner by a traditional community or indigent households contemplated in section 133(1).

(2) The provisions of Schedule 5 apply, if public consultation is required as contemplated in item 11(1) of Schedule 4.

(3) An application for an amendment to an application for municipal planning approval prior to notice of a Municipal Planning Approval Authority's decision must follow the process in item 1 of Schedule 6.

(4) The procedure in Schedule 7 must be followed for an application for municipal planning approval for the erection of a dwelling house on land declared by the Municipality as land for the settlement in an unstructured manner by a traditional community or indigent households contemplated in section 133(1).

(5) The provisions of subsections (1) to (3) and sections 55 to 80 do not apply to an application for municipal planning approval for the erection of a dwelling house on land declared by the Municipality as land for the settlement of indigent households in an unstructured manner.

Responsibility for and standard of engineering services

56.(1) The applicant must satisfy the Municipal Planning Approval Authority that it has made adequate arrangements for the provision of engineering services.

(2) Engineering services must comply with the municipality's standards, guidelines, design manuals, engineering practices and approved policies.

(3) The Municipality may enter into a service agreement with the applicant, land owner or an external services provider for the classification, construction, phasing, funding, design, standard and maintenance of an engineering service.

(4) The service agreement must determine who is responsible for the provision of the engineering service and the extent of every party's responsibility.

(5) An applicant may construct engineering services in phases provided that—

(a) it is phased in accordance with a phasing plan;

(b) the phasing plan is approved by the Municipal Planning Approval Authority and forms part of its Record of Decision.

Engineering services in excess of the requirements of development

57.(1) If necessary for the future growth of the Municipality's in accordance with its long-term plans, the Municipality may require an applicant to provide an engineering service in excess to the capacity required to serve the development that is the subject of an application for municipal planning approval.

(2) If the Municipality requires an applicant to provide an engineering service in excess to the capacity required to serve the development that is the subject of an application for municipal planning approval, the applicant shall only be liable for the costs of constructing the engineering services for which he or she is responsible and to the extent that the engineering service is required to serve the development that is the subject of the application for municipal planning approval.

Guarantee for the construction and maintenance of engineering services

58.(1) The Municipality may require a performance, defect liability or maintenance guarantee from an applicant in terms of a service agreement.

(2) A performance, defect liability or maintenance guarantee is irrevocable during its period of validity.

(3) An applicant may request the release of a defect liability or maintenance guarantee 12 months from the date upon which the Municipality certified that the services have been constructed to its satisfaction.

(4) The Municipality may release a performance, defect liability or maintenance guarantee if it is satisfied that the applicant has disposed of his or her obligations for the provision of an engineering service.

Construction of engineering services

59.(1) An applicant or external service provider may not commence with the construction of an engineering service in anticipation that an application for municipal planning approval will be approved.

(2) An applicant must obtain the Municipality's approval for the detail design of an engineering service before commencing with the construction thereof.

(3) An applicant or external service provider may not proceed with the construction of an engineering service if an approval for municipal planning approval has been cancelled or has lapsed.

(4) The owner of land that is traversed by an engineering service that must be provided in accordance with a condition of an application for municipal planning approval must—

(a) allow access to the land at any reasonable time for the purpose of constructing, altering, removing or inspecting the engineering service; and

(b) permit the deposit of material on the land or excavation of the land to create a safe slope between the level of the land and the level of the road, unless he or she elects to build a retaining wall at his or her own cost to the Municipality's satisfaction.

Development charge

60.(1) The Municipality may levy a development charge in accordance with section 75A of the Municipal Systems Act.

(2) A development charge must be calculated in accordance with the Municipality's tariff policy contemplated in section 74 of the Municipal Systems Act.

(3) If the Municipality has levied a development charge, it shall be escalated annually by the rate determined by the Municipality in its tariff policy contemplated in section 74 of the Municipal Systems Act.

(4) The Municipality must refund a development charge with interest to the land owner, if—

(a) an applicant withdraws an application for municipal planning approval before it is decided;

(b) an application for municipal planning approval lapses before it is decided;

(c) municipal planning approval is cancelled; or

(d) municipal planning approval has lapsed.

(5) The Municipality may grant an exemption or rebate from the payment of development charges in accordance with a policy approved by the Municipal Council or in accordance with any law that allows for an exemption or rebate.

Offsetting cost of engineering services against payment of development charge

61.(1) If an engineering service for which the applicant or an external service provider is responsible exceeds the capacity required by a development that is the subject of an application for municipal planning approval, the Municipality may agree to offset the development charge against the cost of providing the engineering service.

(2) The Municipality may require documentary proof from the applicant in order to calculate the amount by which to offset development charges against the cost of providing the engineering service.

Municipal Planning Approval Authority's decision

62.(1) A Municipal Planning Approval Authority must consider the matters listed in Schedule 8 when it decides or make a recommendation on an application for municipal planning approval.

(2) If the Municipal Planning Approval Authority is the Municipal Council—

- (a) it may consider a summary of the comments received in response to the public consultation process, instead of the comments; and
- (b) it must consider the Tribunal's recommendation on the application in addition to the matters in Schedule 8.

(3) The Municipal Planning Approval Authority must—

- (a) approve, including partly approve; or
- (b) refuse,

an application for municipal planning approval.

(4) The Municipal Planning Approval Authority may not approve an application for municipal planning approval that is inconsistent with—

- (a) the national planning norms and standards;
- (b) the provincial planning norms and standards;
- (c) Its Integrated Development Plan;
- (d) its Spatial Development Framework, except where site specific circumstances justify a departure from its provisions.

(5) The Municipal Planning Approval Authority may not approve an application for municipal planning approval for—

- (a) the Municipality's consent in terms of a land use scheme;
- (b) the subdivision of land;
- (c) the consolidation of land;
- (d) the notarial tying of properties; or
- (e) the permanent closure of a municipal road or a public place,

that is in conflict with its land use scheme.

(6) The Municipal Planning Approval Authority may not approve an application for municipal planning if it is not satisfied that the land can be serviced and that the necessary arrangements have been made for the provision and construction of engineering services and public facilities to the Municipality's satisfaction.

(7) The Municipal Planning Approval Authority may approve an application for municipal planning approval, subject to any conditions, including conditions relating to –

- (a) the provision of engineering services;
- (b) the provision of public facilities;
- (c) the creation of a servitude in favour of the land or against the land in favour of other land;
- (d) the removal, suspension or amendment of a condition of title or a servitude that prevents the development of the land in accordance with the Municipal Planning Approval Authority's decision;

(e) a duty to furnish to the Municipality with a guarantee issued by a financial institution or other guarantor acceptable to the Municipality, within a period specified in the condition for an amount sufficient to cover the costs of—

- (i) fulfilling the obligations of the applicant to provide engineering services;
- (ii) fulfilling the obligations of the applicant to provide public facilities; or
- (iii) complying with any other condition of approval;

(f) arrangements for the transfer of a municipal road, park or open space to the Municipality;

(g) a prohibition on the alienation of a part of the land by means of a sectional title scheme in terms of the Sectional Titles Act or a share block in terms of the Share Blocks Control Act, 1980 (Act No. 59 of 1980);

(h) the regulation of buildings in the case of an application for a development situated outside the area of a land use scheme, including—

- (i) the maximum or minimum number of buildings which may be built;
- (ii) the maximum or minimum size of buildings;
- (iii) the location of buildings; and
- (iv) restrictions on building materials.

(8) The Municipal Planning Approval Authority must make the conditions that it intends to impose available to the applicant and give the applicant a reasonable amount of time to comment on the conditions.

(9) If it is a condition for the approval of the subdivision of land or establishment of a township that the Municipality requires land for use as a municipal road, park or other open space, the applicant must, at his, her or its own cost transfer the land for use as a road, park or other open space to the Municipality.

(10) Land that the Municipality requires for use as a municipal road, park or other open space must be regarded as land of which the ownership vests in the municipality contemplated in section 32 of the Deeds Registries Act.

Record of Decision

63.(1) If the Municipal Planning Approval Authority is an Municipal Planning Authorised Officer, the Municipal Planning Authorised Officer must draft the Record of Decision.

(2) If the Municipal Planning Approval Authority is a Municipal Planning Tribunal or the Municipal Council, a Registered Planner member designated by the Chairperson of a Municipal Planning Tribunal in terms of section 16(2) must draft the Record of Decision.

(3) If a development involved both a decision from a Municipal Planning Tribunal and the Municipal Council, a Registered Planner member designated by the Chairperson of a Municipal Planning Tribunal in terms of section 16(2) must draft a combined Record of Decision.

(4) A Record of Decision must include the information listed in Schedule 9.

Persons who must be informed of a Municipal Planning Approval Authority's decision

64. The Municipal Planning Registrar must, within 21 days after a Municipal Planning Approval Authority decided to approve or refuse an application for municipal planning approval, serve a copy of the Record of Decision—

- (a) on the applicant;
- (b) on every person who has lodged written comments in response to an invitation to comment on the application by the closing date stated in the invitation contemplated in item 7(f) of Schedule 6, if persons were invited to comment on the application; and
- (c) every person who has been granted leave to intervene in the application for municipal planning approval contemplated in section 137(3)(a).

Appeal against Municipal Planning Approval Authority's decision

65.(1) A person whose rights are affected by a decision by a Municipal Planning Authorised Officer or the Municipal Planning Tribunal to approve or refuse an application for municipal planning approval may appeal against that decision.

(2) A person whose rights are affected by a decision by a Municipal Planning Authorised Officer or the Municipal Planning Tribunal to approve or refuse an application for municipal planning approval include the following persons—

- (a) an applicant;
- (b) a person, including a person who has been granted leave to intervene in the application for municipal planning approval contemplated in section 137(3)(a), who has—
 - (i) a propriety interest;
 - (ii) pecuniary interest; or
 - (iii) other interest,
 that will be adversely affected by the decision, excluding a reduction in the value of the land; and
- (c) a municipality in which the land is located.

(3) An appellant must lodge a memorandum of appeal, contemplated in item 1 of Schedule 10, within 21 days of being regarded as having been notified of a Municipal Planning Authorised Officer or Municipal Planning Tribunal's decision.

(4) The right to appeal to the Municipal Planning Appeal Authority against a decision by a Municipal Planning Authorised Officer or the Municipal Planning Tribunal lapses, if an appellant fails to lodge a memorandum of appeal within 21 days of being regarded as having been notified of the decision.

Effective date of Municipal Planning Approval Authority's decision on application

66. A decision on an application for municipal planning approval comes into effect upon—

- (a) the date of the Record of Decision, if—
 - (i) no comments were received in response to an invitation for the public to comment on the application;
 - (ii) no person has applied for leave to intervene contemplated in section 137(1) before the application was decided; and
 - (iii) the applicant has waived the right to appeal;
- (b) the expiry of the 21 day period contemplated in section 65(3), if—
 - (i) comments were received in response to an invitation for the public to comment on the application;
 - (ii) a person has applied for leave to intervene contemplated in section 137(1) before the application was decided; or
 - (iii) the applicant has not waived the right to appeal;
- (c) the date upon which the Presiding Officer of the Municipal Planning Appeal Authority confirmed that an appeal is invalid, if an applicant or a Municipality successfully made an urgent application to declare an appeal invalid, unless the application for municipal planning approval is subject to another valid appeal;
- (d) the date upon which the Presiding Officer of the Municipal Planning Appeal Authority has confirmed that—
 - (i) a decision on an application for municipal planning approval may commence in respect of land that is not affected by the appeal; or
 - (ii) parts of a decision for municipal planning approval that are not affected by the appeal may commence, if an applicant or the Municipality successfully made an urgent application for the partial commencement of a decision to approve an application for municipal approval;
- (e) the date upon which an appeal is withdrawn, unless the application for municipal planning approval is subject to another appeal;

(f) the finalisation of an appeal, if an appeal was lodged against the decision of a Municipal Planning Authorised Officer or the Municipal Planning Tribunal and—

- (i) the Chairperson of the Municipal Planning Appeal Authority has not declared the appeal invalid; or
- (ii) granted approval for the partial commencement of the decision of the Municipal Planning Approval Authority in respect of the properties or parts of the decision of the Municipal Planning Approval Authority.

Prohibition on making a substantially similar application, if an application was refused

67.(1) If a Municipal Planning Approval Authority refused an application for municipal planning approval, a substantially similar application may not be brought in terms of this By-law, or any other law, within a period of two years after the date of refusal, without its written permission.

(2) A Municipal Planning Approval Authority may grant permission in writing that a substantially similar application for municipal planning approval may be brought in terms of this By-law within a period of less than two years after the date that it refused an application for municipal planning approval, if circumstances have changed to such an extent that there is a reasonable prospect that the application may be approved.

Certification of compliance with conditions of approval

68.(1) A Municipality must certify that the conditions of approval that must be complied with—

- (a) before the erection of a structure on land or the use of land in accordance with the approval;
- (b) before the construction of a building on the land;
- (c) before occupation of the land; and
- (d) before the land may be registered in separate ownership

have been complied with.

(2) The prohibition on the use of land before compliance with the conditions of approval does not prohibit the use of the land for the purposes that it was lawfully used before municipal planning approval was applied for, unless a Municipal Planning Approval Authority directed otherwise in the conditions of approval.

(3) The prohibition on the occupation of a building before compliance with the conditions of approval does not prohibit the occupation of a building that was lawfully in existence on the land before municipal planning approval was granted, unless a Municipal Planning Approval Authority directed otherwise in the conditions of approval.

Transfer of land for public facilities, roads, parks and open spaces

69.(1) If an application for the subdivision of land or township establishment was approved subject to a condition that land must be provided for a public facility to be administered and maintained by the Municipality or another organ of state, the applicant must, at his or her or its own cost, transfer the land to the Municipality, organ of state or the state.

(2) If an application for the subdivision of land or township establishment was approved subject to a condition that the applicant must transfer land to the municipality for use as a municipal road, the applicant must, at his or her own cost, transfer the land to the Municipality.

(3) Land for use as a municipal road, park or other public open space must be regarded as land of which the ownership vests in the Municipality contemplated in section 32 of the Deeds Registries Act.

Vesting of ownership of land after permanent closure of municipal road or public open space

70.(1) The ownership of land that formed part of a municipal road or a public open space, must, upon the permanent closure of the municipal road or public open space—

- (a) vest in the person in whose name the land was registered immediately before the municipal road or public open space vested in the municipality;

- (b) vest in a person agreed to in writing between—
 - (i) that person;
 - (ii) the Municipality; and
 - (iii) the person in whose name the land was registered immediately before the municipal road or public open space was registered in the municipality's name; or
- (c) continue to vest in the municipality, if it has taken reasonable steps without success to locate the person in whose name the land was registered before the permanent closure of the municipal road or public open space.

(2) For the purpose of subsection (1)(c), reasonable steps include the publication of a notice in a newspaper inviting anyone who has an interest in the ownership of the land to contact the municipality by a date specified in the notice, which date may not be earlier than 30 days after the date that the notice is published.

Disclosure that land is not registrable before compliance with conditions

71. An agreement for the alienation of a subdivision of land or for consolidated land that was approved by a Municipality, but for which it has not issued a certificate that the owner has complied with the conditions of approval before it may be registered in separate ownership, must contain a clause disclosing—

- (a) that the owner has not yet complied with the conditions of approval; and
- (b) that the land is not registrable as contemplated in section 1 of the Alienation of Land Act, 1981 (Act No. 68 of 1981).

Lodging of plans and documents with Surveyor-General for the subdivision of a land, consolidation of land or the permanent closure of a municipal road or public open space

72.(1) An owner must—

- (a) ensure that all unapproved diagrams, unapproved general plans, plans and other documents, that the Surveyor-General may require for the registration of the subdivision or consolidation of land, establishment of a township, or recording the permanent closure of a municipal road or a public open space that are shown as a road or a public open space on a general plan are lodged with the Surveyor-General; and
- (b) submit a certified copy of the approved diagram or general plan, to the Municipality within 30 days after the date on which the Surveyor-General has approved the diagram or general plan, if the applicant is a person or an organ of state, other than the Municipality.

(2) A professional land surveyor who lodges unapproved diagrams, unapproved general plans, plans and other documents on behalf of an owner with the Surveyor-General, must include an affidavit in the submission confirming—

- (a) that the decision of the Municipal Planning Approval Authority is authentic and that it was made by a person or body authorised to make the decision; and
- (b) that the layout plan is the layout plan that was approved by the municipal planning approval authority.

Diagram and general plan for the subdivision of land or consolidation of land

73.(1) If an approval for the subdivision of land involves the creation of less than ten subdivisions, excluding land that will be used for the purpose of constructing roads, the Surveyor-General may approve a diagram for each property, or a general plan for all the land.

(2) If an approval for the subdivision of a land involves the creation of ten or more subdivisions, excluding land that are used for the purpose of constructing roads, the Surveyor-General may not approve a diagram for each property, but must approve a general plan or general plans for the properties.

Registration of ownership for subdivision of land, consolidated of land or opening of township register

74.(1) A land owner who wishes to register land must lodge with the Registrar of Deeds the diagrams or general plan together with the deeds and other documents that the Registrar of Deeds requires for the registration thereof.

(2) Subject to national legislation, the Registrar of Deeds may not register land in separate ownership, unless the Municipality has issued a certificate stating that the conditions of approval for the subdivision of the land, consolidation of the land, or township establishment that must be complied with before the land may be registered in separate ownership as contemplated in item 1(c)(iv) of Schedule 9, have been complied with.

(3) If the subdivision of land, consolidation of land or township establishment is approved subject to the imposition of a condition of title, the condition of title must be registered against the land by the Registrar of Deeds.

(4) If the subdivision of land, consolidation of land or township establishment is approved subject to the imposition of a condition of title—

- (a) that must be registered against the remainder of the land; and
- (b) the remainder is to be retained by the transferor,

it must be endorsed against the title of the remainder of the land upon the registration of the last portion of land into separate ownership.

Lodging of deeds, plans and documents with Registrar of Deeds for permanent closure of municipal road or public open space

75.(1) An owner must ensure that all diagrams, plans and other documents that the Registrar of Deeds may require to record the permanent closure of a municipal road or a public open space are lodged with the Registrar of Deeds.

(2) If a Municipality has determined that the ownership of land that formed part of a municipal road or a public open space, will, upon the closure thereof vest in it or in another organ of state—

- (a) it is not necessary for the land to be transferred to the Municipality or the organ of state; and
- (b) subject to national legislation, the Registrar of Deeds must make the necessary entries to give effect to registration of the land in the name of the Municipality or organ of state.

Lodging of deeds, plans and documents with Registrar of Deeds pursuant to an application for the removal, amendment, or suspension of a restrictive condition of title or servitude and certificate of compliance with certain conditions of approval

76.(1) A land owner must ensure that the deeds and other documents that the Registrar of Deeds may require to record the removal, amendment, or suspension of a restrictive condition of title or servitude are lodged with the Registrar of Deeds.

(2) A person may not apply to the Registrar of Deeds to record the removal, amendment, or suspension of a restrictive condition of title or servitude, unless the Municipality has issued a certificate stating that the conditions of approval that have to be complied with before the condition of title or servitude may be removed, amended or suspended have been complied with.

Application for an amendment to a Municipal Planning Approval Authority's Record of Decision to correct an error in the wording of the decision, correct a spelling error, update a property description, or update a reference to a law, person, institution, place name or street name

77. An application for an amendment to a Municipal Planning Approval authority's Record of Decision to correct an error in the wording of the decision, correct a spelling error, update a property description, or update a reference to a law, person, institution, place name or street name must follow the process in item 1 of Schedule 6.

Application for a non-material amendment to a decision on an application or cancellation of municipal planning approval

78. An application for a non-material amendment to a decision on an application for municipal planning approval or cancellation of municipal planning approval must follow the process in item 3 of Schedule 6.

Lapsing of municipal planning approval

79.(1) Municipal planning approval for the zoning or rezoning of land lapses five years after the effective date of the Municipal Planning Approval Authority's decision if—

- (a) the land is not used in accordance with the zoning;
- (b) a building or structure has to be extended or erected on the land or in order to use it in accordance with the zoning and lawful commencement of construction has not occurred; or
- (c) the zoning implies that the land must be subdivided or that a township must be established on it and it has not been divided and registered in separate ownership.

(2) If municipal planning approval for the zoning of land lapses, the land must be regarded as being zoned for undetermined purposes.

(3) If municipal planning approval for the rezoning of land lapses, the zoning of the land shall revert back to its previous zoning, unless the Municipal Planning approval Authority has determined in its Record of Decision that the land must be regarded as being zoned for undetermined purposes.

(4) Municipal planning approval for consent in terms of its land use scheme or the development of land situated outside the area of a land use scheme lapses five years after the effective date of the Municipal Planning Approval Authority's decision—

- (a) if the land is not used in accordance with the approval; or
- (b) if a building or structure has to be extended or erected on the land in order to use it in accordance with the approval and lawful commencement of construction has not occurred.

(5) Municipal planning approval to use land for a purpose that requires the Municipality's consent in terms of its land use scheme lapses if the use of the land for that purpose is discontinued for two years.

(6) Municipal planning approval for the subdivision of land or township establishment lapses if none of the resulting subdivisions or erven are registered in separate ownership in the Deeds Office within five years after the effective date of the Municipal Planning Approval Authority's decision.

(7) Municipal planning approval for the consolidation of land lapses if the consolidated land is not registered in the Deeds Office within five years after the effective date of the Municipal Planning Approval Authority's decision.

(8) Municipal planning approval for the notarial tying of land of land lapses if the notarial deed is not registered in the Deeds Office within five years after the effective date of the Municipal Planning Approval Authority's decision.

(9) Municipal planning approval for the removal, amendment or suspension of a restrictive condition of title lapses, if the Registrar of Deeds Office did not endorse the relevant deed within five years after the effective date of the Municipal Planning Approval Authority's decision.

(10) The Municipality must, update its records, including its land use scheme, to reflect the lapsing of an application for municipal planning approval.

(11) The Surveyor General and Registrar of Deeds may require the Municipal Planning Approval Authority to confirm in writing whether municipal planning approval for the subdivision of land, consolidation of land, notarial

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KWAZULU-NATAL PROVINCE

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tying of land, township establishment or the removal, amendment or suspension of a restrictive condition of title has lapsed.

Unilateral partial cancellation of rights that have not been fully exercised

80.(1) A Municipality may unilaterally partial cancel municipal planning approval for—

- (a) a consent that it has granted in terms of a land use scheme;
- (b) the development of a land that is situated outside the area of a land use scheme;
- (c) the subdivision of land;
- (d) the consolidation of land;
- (e) the notarial tying of land; or
- (f) township establishment;

if the rights have not been fully exercised.

(2) A Municipality may only initiate the partial cancellation of municipal planning approval contemplated in this section ten years after the effective date of the Municipal Planning Approval Authority's decision.

(4) A Municipality may only partially cancel municipal planning approval in respect of subdivisions or erven that have not been registered in separate ownership in the Deeds Office

(5) The Municipality must serve notice on the owner—

- (a) warning the owner that it may partially cancel its approval; and
- (b) specifying the period in which the rights must be fully exercised.

(6) A Municipality may withdraw a notice warning the owner of its intention at any time before the expiry of the period stated in the notice.

(7) If an owner fails to fully exercise the rights within the period specified in the notice, the Municipality may partially cancel the rights by amending its decision.

(8) If a Municipality fails to act in terms of a notice contemplated in this section within a period of six months after the expiry of the period specified in the notice by which the rights must be fully exercised, the notice expires.

(9) The Municipality must update its records and notify the Surveyor General and Registrar of Deeds, if it partially cancelled rights relating to the subdivision of land, consolidation of land, notarial tying of properties or township establishment.

CHAPTER 5

MUNICIPAL PLANNING PROPOSAL BY A MUNICIPALITY

Municipal Planning proposal by a Municipality

81.(1) The Municipality may on its own initiative propose—

- (a) to adopt a land use scheme;
- (b) to amend a land use scheme;
- (c) to repeal a land use scheme; and
- (d) a material amendment to its decision to adopt, amend or repeal a land use scheme,

irrespective of who the affected properties belong to.

(2) The Municipality may propose to the Municipal Planning Approval Authority—

- (a) to use land for a purpose or in a manner that requires an application for its consent in terms of the land use scheme;

- (b) to develop land situated outside the area of a land use scheme;
- (c) to subdivide land;
- (d) to consolidate land;
- (e) to establish a township;
- (f) to notarial tie adjacent land;
- (g) to extend a sectional title scheme by adding land to the common property in terms of section 26 of the Sectional titles Act;
- (h) to remove, amend or suspend a restrictive condition of title or a servitude; and
- (i) to cancel its municipal planning approval,

if it is the owner of the land or in the process of acquiring it.

(3) The Municipality may propose a non-material amendment to the Municipal Planning Approval Authority's decision—

- (a) on a proposal contemplated in subsection (1); and
- (b) on a proposal contemplated in subsection (2), if it is the owner of the land or in the process of acquiring it.

Process for municipal planning approval for a proposal by a Municipality

82. The provisions of Chapter 4 apply to municipal planning approval for a proposal by the Municipality, except—

- (a) a reference to an applicant must be regarded as a reference to the Municipality; and
- (b) a period in which the Municipality must conclude a step in the application process is the maximum period prescribed, inclusive of the maximum time by which that period may be extended.

CHAPTER 6

APPEALS

Appeal processes

83.(1) The procedure contemplated in Schedule 10 must be followed for the lodging and hearing of an appeal.

(2) The procedure contemplated in Schedule 11 must be followed for the late lodging of a memorandum of appeal.

(3) The procedure contemplated in Schedule 12 must be followed for—

- (a) an urgent application to confirm that an appeal is invalid; and
- (b) the partial commencement of a decision approving an application for municipal planning approval.

Condonation

84.(1) A person can apply for condonation for—

- (a) failure to lodge a memorandum of appeal within 21 days of being regarded as having been notified of the Municipality's decision; and
- (b) failure to comply with—
 - (i) the procedure for the lodging and hearing of an appeal contemplated in Schedule 10;
 - (ii) the procedure for the late lodging of a memorandum of appeal contemplated in Schedule 11;
 - (iii) the procedure for an urgent application to confirm that an appeal is invalid contemplated in Schedule 12; and
 - (iv) the procedure for an urgent application for the partial commencement of a decision approving an application for municipal planning approval contemplated in Schedule 12.

(2) If all the other parties to an appeal condoned the failure, the Municipal Planning Appeal Authority must grant condonation.

(3) If all the other parties to an appeal did not condone the failure, the Municipal Planning Appeal Authority must consider the following matters when it decides whether to grant or refuse condonation—

- (a) the object of the provisions of item 1 of Schedule 10 relating to the lodging of a memorandum of appeal and item 2 of Schedule 10 relating to the lodging of a responding memorandum;
- (b) whether the Municipality informed the applicant for condonation in writing of his or her rights and obligations;
- (c) the applicant for condonation's explanation for the failure;
- (d) whether it was practical to service a document, if an application for condonation is for condonation for failure to serve a document;
- (e) whether the applicant for condonation is the only appellant, or if there are other appellants that also appealed against the decision of the Municipality on similar grounds; (g) the importance of the appeal;
- (f) prejudice that may be suffered by the applicant, the applicant for condonation, or any other person, including the public;
- (g) the applicant for condonation's interest in the outcome of the appeal;
- (h) the applicant for condonation's prospects of success;
- (i) the degree of lateness;
- (j) avoidance of unnecessary delay in the administration of justice;
- (k) the convenience of the Municipal Planning Appeal Authority; and
- (l) any other relevant factor.

(4) The Municipal Planning Appeal Authority can decide an application for condonation—

- (a) when it decides an appeal as contemplated in Schedule 10;
- (b) when it decides an application for the late lodging of an appeal contemplated in Schedule 11;
- (c) when it decides an urgent application to confirm that an appeal is invalid contemplated in Schedule 12; or
- (d) when it decides an application for the partial commencement of a decision approving an application for municipal planning approval contemplated in Schedule 12.

Decision of Municipal Planning Appeal Authority

85.(1) The Municipal Planning Appeal Authority must reach a decision on the outcome of an appeal heard by it within fourteen days after the last day of the hearing.

(2) If the Municipal Planning Appeal Authority is—

- (a) the executive committee of the Municipality;
- (b) a committee of councillors, if a Municipality does not have an executive committee or executive mayor; or
- (c) a committee of municipal officials;

an appeal is decided by a majority of the members who have been designated by the chairperson of the Municipal Planning Appeal Authority to hear the appeal.

(3) The Presiding Officer has a casting vote in the event of an equality of votes.

(4) The Municipal Planning Appeal Authority may—

- (a) uphold and confirm the decision of the Municipality against which the appeal is brought;
- (b) alter the decision of the Municipality;
- (c) set the decision of the Municipality aside, and
 - (i) replace the decision of the Municipality with its own decision; or
 - (ii) remit the matter to the Municipality for reconsideration in the event that a procedural defect occurred; or
- (d) make an order of costs contemplated in section 91.

(5) The decision on the outcome of the appeal may be given together with any order issued by the Municipal Planning Appeal Authority which is fair and reasonable in the particular circumstances.

(6) The Presiding Officer must sign the decision of the Municipal Planning Appeal Authority and any order made by it.

Reasons for decision of Municipal Planning Appeal Authority

86.(1) The Presiding Officer must prepare written reasons for the decision of the Municipal Planning Appeal Authority within 30 days after the last day of the hearing.

(2) The reasons for the decision must, among other things—

- (a) summarise the decision of the Municipal Planning Appeal Authority and any order made by it; and
- (b) in the case of a split decision, summarise the decision and order proposed by the minority and the reasons therefore.

(3) The Presiding Officer must sign the reasons for the Municipal Planning Appeal Authority's decision.

Notification of outcome of appeal

87. The Municipal Planning Appeal Authority Registrar must—

- (a) before the conclusion of an appeal hearing, determine the manner in which the parties must be notified of the decision of the Municipal Planning Appeal Authority; and
- (b) notify the parties of the decision of the Municipal Planning Appeal Authority within seven days after the Municipal Planning Appeal Authority handed down its decision, including the reasons for its decision.

Legal effect of decision of Municipal Planning Appeal Authority

88. A decision of the Municipal Planning Appeal Authority is binding on all parties.

Relationship between appeals in terms of this By-law and appeals in terms of section 62 of the Municipal Systems Act

89. No appeal may be lodged in terms of section 62 of the Municipal Systems Act against a decision taken in terms of this By-law.

Proceedings before Municipal Planning Appeal Authority open to public

90.(1) The Presiding Officer may direct that members of the public be excluded from the proceedings, if he or she is satisfied that evidence to be presented at the hearing may—

- (a) cause a person to suffer unfair prejudice or undue hardship; or
- (b) endanger the life or physical well-being of a person.

(2) Any person who fails to comply with a direction issued in terms of this section is guilty of an offence, and on conviction may be sentenced to a fine or to a period of imprisonment not exceeding one year, or to both the fine and the period of imprisonment.

Costs

91.(1) The Municipal Planning Appeal Authority may not make any order in terms of which a party in any appeal proceedings is ordered to pay the costs of any other party in those proceedings in prosecuting or opposing an appeal, except as provided for in Schedules 10, Schedule 11 and Schedule 12.

(2) The Presiding Officer must afford the parties an opportunity to make oral or written representations before an order of costs is made.

Offences in connection with proceedings before Municipal Planning Appeal Authority

92.(1) A person is guilty of an offence, if the person—

- (a) without good reason, and after having been subpoenaed to appear at the proceedings to testify as a witness or to produce a document or other object, fails to attend on the date, time and place specified in the subpoena;
- (b) after having appeared in response to the subpoena, fails to remain in attendance at the venue of those proceedings, until excused by the Presiding Officer;
- (c) without good reason fails to produce a document or object in response to a subpoena;
- (d) wilfully hinders or obstructs the Municipal Planning Appeal Authority in the exercise of its powers;
- (e) disrupts or wilfully interrupts the proceedings;
- (f) insult, disparages or belittles any member of the Municipal Planning Appeal Authority; or
- (g) prejudices or improperly influences the proceedings.

(2) A person is guilty of an offence—

- (a) when obstructing the Municipal Planning Appeal Authority in exercising a power under this By-law by failing, without good reason, to answer, to the best of that person's ability, a lawful question by the Municipal Planning Appeal Authority;
- (b) when obstructing a person who is acting on behalf of the Municipal Planning Appeal Authority; or
- (c) when attempting to exercise a power under this By-law on behalf of the Municipal Planning Appeal Authority, without the necessary authority.

(3) A person convicted of an offence in terms of this section is liable on conviction to a fine not exceeding R10 000.

Municipal Planning Appeal Authority Registrar must keep records relating to appeals

93.(1) The Municipal Planning Appeal Authority must keep a record of its proceedings.

(2) The Municipal Planning Appeal Authority Registrar must keep a register in which the following particulars are recorded in respect of every appeal:

- (a) the date on which the appeal was lodged;
- (b) the reference number assigned to the appeal;
- (c) the names of—
 - (i) every appellant;
 - (ii) the Municipality against whose decision the appeal is brought; and
 - (iii) every other party to the appeal;
- (d) the names of the members of the Municipal Planning Appeal Authority designated by the Chairperson of the Municipal Planning Appeal Authority to hear the appeal; and
- (e) the decision of the Municipal Planning Appeal Authority, including –
 - (i) whether the decision was unanimous or was the decision of the majority of the members; and
 - (ii) the date of the decision.

(3) A copy of the reasons for every decision of the Municipal Planning Appeal Authority and every ruling given by the Chairperson of the Municipal Planning Appeal Authority must be filed by Municipal Planning Appeal Authority Registrar.

(4) The register and records of the Municipal Planning Appeal Authority Registrar must be open for inspection by members of the public during normal office hours.

CHAPTER 7
ENFORCEMENT

Part 1: Offences, penalties and disconnection of engineering services

Offences and penalties in relation to municipal planning approval

94.(1) A person who—

- (a) uses land, subdivides land, consolidates land, establishes a township, notarially tying adjacent land or erect buildings on land, or transforms land or demolishes buildings or structures for that purpose, without municipal planning approval, if municipal planning approval is required in terms of this By-law;
- (b) uses land, subdivides land, consolidates land, establishes a township, notarially tying adjacent land or erect buildings on land, or transforms land or demolishes buildings or structures for that purpose, contrary to a provision of a land use scheme;
- (c) uses land, subdivides land, consolidates land, establishes a township, notarially tying adjacent land or erect buildings on land, or transforms land or demolishes buildings or structures for that purpose, contrary to a restrictive condition of title or servitude;
- (d) uses land, subdivides land, consolidates land, establishes a township, notarially tying adjacent land or erect buildings on land, or transforms land or demolishes buildings or structures for that purpose, contrary to a Municipality's Record of Decision for municipal planning approval as contemplated in section 63;
- (e) fails to disclose that land is not registrable as contemplated in section 71;
- (f) removes a site notice declaring that an activity on land is unlawful as contemplated in section 105;
- (g) offers or pays a reward for—
 - (i) the written support of an organ of state in support of an application for municipal planning approval or a non-material amendment to Municipality's decision;
 - (ii) the written support of a Traditional Council for an application for municipal planning approval or a non-material amendment to Municipality's decision; or
 - (iii) the approval or refusal of an application for municipal planning approval or a non-material amendment to Municipality's decision;
- (h) requests or accepts a reward for—
 - (i) the written support of an organ of state in support of an application for municipal planning approval or a non-material amendment to Municipality's decision;
 - (ii) the written support of a Traditional Council for an application for municipal planning approval or a non-material amendment to Municipality's decision; or
 - (iii) the approval or refusal of an application for municipal planning approval or a non-material amendment to Municipality's decision,

is guilty of an offence.

(2) An owner who permits land to be used in a manner contemplated in subsection (1)(a) to (d) and who does not cease that use or take reasonable steps to ensure that the use ceases is guilty of an offence.

(3) A person convicted of an offence in terms of this section is liable on conviction to a fine not exceeding R1 000 000 or to imprisonment for a period not exceeding 1 year or to both such a fine and such imprisonment.

(4) A person convicted of an offence under this By-law who, after conviction, continues with the conduct in respect of which he or she was so convicted, shall be guilty of a continuing offence and liable on conviction to a term of imprisonment for a period not exceeding three months or to a fine not exceeding R 10 000 or to both a fine and such imprisonment in respect of each day on which he or she so continues or has continued with such conduct.

(5) The levying of rates in accordance with the use of land as contemplated in section 8(1) of the Municipal Property Rates Act does not render the use of the land lawful for the purposes of this By-law.

Additional penalties

95.(1) When the court convicts a person of an offence contemplated in section 94(1), it may—

- (a) at the written request of the Municipality, summarily enquire into and determine the monetary value of any advantage which that person may have gained as a result of that offence; and
- (b) in addition to the fine or imprisonment contemplated in section 94(2), order an award of damages, compensation or a fine not exceeding the monetary value of any advantage which that person may have gained as a result of that offence.

(2) The court may sentence a person who fails to pay a fine imposed under this section to imprisonment for a period not exceeding one year.

Reduction or disconnection of engineering services to prevent the continuation of activity that constitutes an offence

96.(1) The Municipality must obtain a court order before it reduces or disconnects engineering services to prevent the continuation of an activity that constitutes an offence contemplated section 94(1)(a)-(d).

(2) If the Municipality is not the service provider for an engineering service, the court may order the service provider responsible for it to reduce or disconnect the service.

(3) The Municipality may reduce or disconnect engineering services to prevent the continuation of an activity that constitutes an offence contemplated in section 94(1)(a)-(d) without a court order, if irreparable harm will be caused by the illegal activity to land, a building, a structure or the environment.

(4) The Municipality must obtain a court order as soon as possible, after it reduced or disconnected engineering services to prevent irreparable harm to land, a building, a structure or the environment as contemplated in subsection (3).

(5) The Municipality may not disconnect engineering services to prevent the continuation of an activity that constitutes an offence contemplated in section 94(1)(a)-(d), if the land is also used for a lawful activity and it is not possible to disconnect the engineering services serving the unlawful activity without also disconnecting the engineering services serving the lawful activity.

(6) The Municipality may disconnect engineering services to prevent the continuation of an activity that constitutes an offence contemplated in section 94(1)(a)-(d), even if payment for the engineering service is not in arrears.

(7) The right of the Municipality to reduce or disconnect water to prevent the continuation of an activity that constitutes an offence contemplated in section 94(1)(a)-(d) must be regarded as a condition under which water services are provided contemplated in section 21(2)(b)(ii) of the Water Services Act, 1997, (Act No. 108 of 1997).

(8) For the purposes of section 21(5) of the Electricity Regulation Act, 2006 (Act No. 4 of 2006), the use of electricity for an activity that constitutes an offence contemplated in section 94(1)(a)-(d) must be regarded as dishonouring by a customer of the agreement with the licensee.

*Part 2: Prosecution***Lodging of complaint**

97.(1) Any person may request the Municipal Planning Enforcement Officer to investigate an alleged offence contemplated in section 94(1).

(2) A written complaint in which it is alleged that a person is committing an offence as contemplated in section 94(1) must be supported by relevant documentation and other evidence.

(3) The Municipal Planning Enforcement Officer must within 7 days from the date of the lodgement of the complaint—

- (a) acknowledge receipt of the complaint, if it contains the complainant's name, address or contact number; and
- (b) invite the person against whom the complaint is lodged to submit a response within 7 days of being notified of the complaint.

(4) The Municipal Planning Enforcement Officer must complete an investigation into the alleged offence contemplated in section 94(1) within 60 days from the date that the complaint was lodged.

(5) The Municipal Planning Enforcement Officer must inform the complainant of the outcome of the investigation, if the complaint contained the complainant's name, address or contact number.

Powers of Municipal Planning Enforcement Officer

98.(1) A Municipal Planning Enforcement Officer may, with the permission of the occupier or owner of the land, and during the municipality's normal business hours, enter upon the land or enter a building for the purposes of ensuring compliance with—

- (a) this By-law;
- (b) the land use scheme;
- (c) a Record of Decision contemplated in section 63 or Municipal Planning Appeal Authority's decision contemplated in section 85; or
- (d) a restrictive condition of title or servitude that may be removed, amended or altered in terms of this By-law.

(2) A Municipal Planning Enforcement Officer may enter upon land or enter a building for the purposes of subsection (1) outside its normal business hours—

- (a) with the permission of the occupier or owner of the land; or
- (b) if entering upon the land or entering a building outside the municipality's normal business hours is essential.

(3) A Municipal Planning Enforcement Officer may be accompanied by an interpreter, a police official or any other person who may be able to assist with the inspection.

(4) A person who controls or manages land must provide the facilities that are reasonably required by the Municipal Planning Enforcement Officer to enable the officer to perform his or her functions effectively and safely.

(5) A person who wilfully obstructs a Municipal Planning Enforcement Officer, or any person lawfully accompanying such officer, from entering upon land or entering a building, is guilty of an offence, and is liable on conviction to a fine not exceeding R10 000.

(6) A Municipal Planning Enforcement Officer must leave the land or building as effectively secured against trespassers as he or she found it, if the owner or occupier is not present.

(7) A Municipal Planning Enforcement Officer may question any person on that land who, in his or her opinion, may be able to furnish information on a matter to which this By-law relates.

(8) A Municipal Planning Enforcement Officer may inspect and take a picture or video footage—

- (a) of any article, substance, or machinery which is or was on the land,

(b) of any work performed on the land or any condition prevalent on the land.

(9) A Municipal Planning Enforcement Officer may seize any document, record, article, substance, or machinery which, in his or her opinion, is necessary as evidence at the trial of any person charged with an offence under this By-law or the common law.

(10) A Municipal Planning Enforcement Officer may grant a user of a document or record the right to make copies of the book or record before its seizure.

(11) A Municipal Planning Enforcement Officer must issue a receipt to the owner or person in control of document, record, article, substance, or machinery which he or she has seized.

(12) A Municipal Planning Enforcement Officer may direct any person to appear before him or her at such time and place as may be agreed upon and question the person.

Warrant of entry for enforcement purposes

99.(1) A judge of division of the High Court, a magistrate for the district in which the land is situated or a municipal court may, at the request of the Municipality, issue a warrant to enter upon the land or enter the building if—

- (a) the prior permission of the occupier or owner of land cannot be obtained after reasonable attempts; or
- (b) the purpose of the inspection would be frustrated by the prior knowledge thereof.

(2) A judge or magistrate may only issue a warrant if he or she is satisfied that there are reasonable grounds for suspecting that any activity that is contrary to the provisions of this By-law or the Municipality's land use scheme, has been or is about to be carried out on that land or building.

(3) A warrant authorises the Municipality to enter upon the land or to enter the building on one occasion only, and that entry must occur—

- (a) within one month of the date on which the warrant was issued; and
- (b) at a reasonable hour, except where the warrant was issued on the grounds of urgency.

Observance of confidentiality pertaining to entry for enforcement purposes

100.(1) A Municipal Planning Enforcement Officer who has entered upon land or entered a building for the purposes of ensuring compliance with this By-law or the Municipality's land use scheme, and who has gained knowledge of any information or matter relating to another person's private or business affairs in the process, must treat that information or matter as confidential and may not disclose it to any other person.

(2) A person is guilty of an offence and liable on conviction to a fine or to a period of imprisonment not exceeding one year, or both, if that person subsequently discloses to any other person trade secrets or any privileged information obtained whilst entering upon land or entering a building for the purposes of ensuring compliance with this By-law or the Municipality's land use scheme, except—

- (a) if the disclosure was made for the purposes of enforcing the Act or the Municipality's land use scheme; or
- (b) if the disclosure was ordered by a competent court or is required under any law.

Presumption that member of the managing body of a corporate body or partner in a partnership committed activity that constitutes an offence

101. A person is personally guilty of an offence contemplated in this By-law if—

- (a) the offence was committed by—
 - (i) a corporate body established in terms of any law; or
 - (ii) a partnership;

- (b) the person was a member of the board, executive committee, close corporation or other managing body of the corporate body or the partnership at the time that the offence was committed; and
- (c) the person failed to take reasonable steps to prevent the offence.

Failure by land owner's association, body corporate or share block company to execute obligation in terms of condition of approval

102. If a land owner's association, a body corporate established in terms of section 36(1) of the Sectional Titles Act, or a share block company contemplated in section 1 of the Share Blocks Control Act, fails to execute an obligation imposed on it in terms of a condition of approval contemplated in section 62(7) or by the Municipal Planning Appeal Authority, the Municipality may rectify the failure and recover the cost thereof from the members of the land owners association, body corporate or shareholders of the share block company.

Relief by court

103.(1) If the Municipality has instituted proceedings against a person for an offence contemplated in section 94(1) it may simultaneously apply to a court for appropriate relief.

(2) A court may grant any appropriate relief, including—

- (a) a declaration of rights;
- (b) an order or an interdict preventing a person from—
 - (i) using land, subdividing land, consolidating land, establishing a township, notarially tying adjacent land or erecting buildings on land without municipal planning approval, if municipal planning approval is required in terms of this By-law;
 - (ii) using land, subdividing land, consolidating land, establishing a township, notarially tying adjacent land or erecting buildings on land contrary to a provision of a land use scheme;
 - (iii) using land, subdividing land, consolidating land, establishing a township, notarially tying adjacent land or erecting buildings on land contrary to a restrictive condition of title or servitude; or
 - (iv) using land, subdividing land, consolidating land, establishing a township, notarially tying adjacent land or erecting buildings on land contrary to a Municipality's decision for municipal planning approval as contemplated in section 54 or the Municipal Planning Appeal Authority's decision contemplated in section 78; or
 - (v) failing to disclose that land is not registrable as contemplated in section 71;
- (c) an order to reduce or disconnect engineering services;
- (d) an order to demolish, remove or alter any building, structure or work illegally erected or constructed;
- (e) an order to rehabilitate the land concerned; or
- (f) any other appropriate preventative or remedial measure.

Relationship between remedies provided for in this By-law and other statutory and common law remedies

104. The remedies provided for in this By-law are in addition to any other statutory or common law criminal or civil remedies that a Municipality or a person may have at their disposal.

Display of notice on land that activity is unlawful

105. The Municipality must display a notice on the land, if it obtained a temporary or final interdict to prevent use of land or erection buildings contrary to this By-law, a land use scheme or a restrictive condition of title or servitude registered against the land, stating that—

- (a) the activity identified in the notice is unlawful;
- (b) a temporary or final interdict has been obtained to prevent the activity;
- (c) that any person who continues with the activity will be guilty of an offence; and
- (d) that any person who continues with the activity is liable on conviction to a fine not exceeding R1 000 000 or to imprisonment for a period not exceeding 1 year or to both such a fine and such imprisonment.

Persons who may approach High Court for enforcement of rights granted by Act, a land use scheme adopted in terms of this By-law or municipal planning approval in terms of this By-law

106.(1) A person who alleges that a right granted by this By-law, a land use scheme adopted in terms of this By-law, or an approval in terms of this By-law has been infringed or is threatened by another person or an organ of state, may approach the High Court for relief, in the event that the person is acting—

- (a) in his or her own interest;
- (b) on behalf of another person who cannot act in his or her own name;
- (c) as a member of, or in the interest of, a group or category of persons;
- (d) on behalf of an association and in the interest of its members; or
- (e) in the public interest.

Part 3: Rectification of contravention and amnesty

Rectification of contravention

107. A person may make an application for municipal planning approval contemplated in section 50, despite—

- (a) a building having been erected on the land or the land having been used without prior municipal planning approval;
- (b) having been convicted of an offence contemplated in section 94(1); or
- (c) a court order contemplated in section 103(2).

Administrative penalty for failing to obtain prior municipal planning approval

108.(1) The Municipal Planning Approval Authority may impose an administrative penalty when it grants municipal planning approval for a building that has been erected without its prior approval or the use of land without its prior approval.

(2) The Municipal Planning Approval Authority must consider the following matters when it determines whether to impose an administrative penalty and the amount to impose, if applicable—

- (a) the municipality's policy on the imposition of an administrative penalty in terms of this Act, if any;
 - (b) the Municipality's Integrated Development Plan, including its Spatial Development Framework, in terms of section 25(1) of the Municipal Systems Act;
 - (c) if the use of the land is similar or compatible with other land uses in the surrounding area, irrespective of whether or not the surrounding land uses have planning approval;
 - (d) site specific circumstances in favour or against the use of the land for the purpose for which it is used;
 - (e) whether the applicant was the owner or occupant of the land at the time that the buildings were erected on the land or the land was used without prior planning approval;
 - (f) the extent to which the applicant has co-operated with the Municipality and the Municipal Planning Approval Authority;
 - (g) whether any act, omission or negligence by the Municipality contributed to the failure to obtain prior planning approval;
 - (h) the nature, duration and impact of the activity for which prior municipal planning approval was not obtained;
 - (i) the extent and value of any significant profit or other benefit derived from the failure by the applicant to obtain prior municipal planning approval;
 - (j) any loss or damage suffered by the Municipality or a third party as a result of the applicant or the person that erected buildings on the land or used the land without prior planning approval's failure to obtain prior municipal planning approval;
 - (k) the extent of the applicant's knowledge and experience of municipal planning and the law related thereto;
- and

- (l) whether the applicant has previously been found in contravention of this By-law or any other planning law.
- (3) An administrative penalty may not exceed –
- (a) the value of any building or part of a building erected without the Municipal Planning Authority's prior approval; or
 - (b) the value of the unlawful activity, if—
 - (i) the unlawful activity is performed in an existing building that was previously lawfully used for a different purpose; or
 - (ii) the unlawful activity is not performed in a building.
- (4) Unless proven otherwise, the value of an unlawful activity must be regarded as 10% of the aggregate annual turnover generated by the activity—
- (a) calculated over the last 36 months of operation; or;
 - (b) if it has been in operation for less than 36 months, calculated over the period that the activity has been in operation.
- (5) The applicant bears the onus of proving the value of the building or part thereof or the value of the unlawful activity.
- (6) The Municipal Planning Approval Authority may request proof from an applicant to substantiate the amount claimed by it to be the value of the building or part thereof or the value of the unlawful activity.
- (7) The Municipal Planning Approval Authority may refuse an application for rectification of a contravention, if an applicant failed to submit adequate proof of the value of the building or part thereof or the value of the unlawful activity.
- (8) The Municipal Planning Approval Authority must specify the period or date by which the administrative penalty must be paid in its Record of Decision, which may not be more than 3 years after notice of municipal planning approval was served on the applicant.
- (9) An administrative penalty imposed in terms of this section constitutes a levy that must be paid in full before the transfer of a property may be registered as contemplated in section 118(1) of the Municipal Systems Act.
- (10) Municipal planning approval does not lapse as a result of failure by an applicant to pay an administrative penalty within the period specified in the Municipal Planning Approval Authority's Record of Decision.
- (11) An applicant may claim an amount equivalent to the amount paid as an administrative penalty to the Municipality together with the costs that he or she incurred in paying the administrative penalty from—
- (a) the person who owned the land at the time that the building was erected on the land without the municipality's prior approval; or
 - (b) the person who first conducted the unlawful activity, if—
 - (i) the unlawful activity is performed in an existing building that was previously lawfully used for a different purpose; or
 - (ii) the unlawful activity is not performed in a building.

Amnesty

109.(1) The Municipality may by notice in a newspaper declare an amnesty period.

(2) The notice in the newspaper must—

- (a) specify the beginning and end date of the amnesty period; and
- (b) invite any person who has failed to obtain prior municipal planning approval in terms of this By-law before the start of the amnesty period—
 - (i) to apply to the Municipal Planning Approval Authority for amnesty; and
 - (ii) to apply to the Municipal Planning Approval Authority for municipal planning approval.

(3) If the application for municipal planning approval is approved, the Municipal Planning Approval Authority must grant the applicant amnesty.

(4) If an application for municipal planning is partly approved, the Municipal Planning Approval Authority must only grant amnesty for the part of the application that it has approved.

(5) A person who has received amnesty shall not be criminally liable for the offence for which he or she received amnesty.

(6) Any criminal proceedings against a person for an offence for which he or she has been granted amnesty shall be void.

(7) The Municipal Planning Authority may not impose an administrative penalty as contemplated in section 108, if it has granted amnesty to an applicant.

(8) The Municipal Planning Authority must inform an applicant whether it granted him or her amnesty at the same time that it informs the applicant that his or her application for municipal planning approval has been approved.

Part 4: Misconduct by official approving the use of land or erection buildings or contrary to the Act, a land use scheme or a restrictive condition of title or servitude registered against land

Misconduct by official employed by organ of state who approves the erection of buildings or use of land without prior approval in terms of the Act

110.(1) An official is guilty of misconduct—

- (a) when authorising the use of land, subdivision of land, consolidation of land, the establishment of a township, notarially tying adjacent land or erection of buildings on land without municipal planning approval, if municipal planning approval is required in terms of this By-law;
- (b) when authorising the use of land, subdivision of land, consolidation of land, the establishment of a township, notarially tying adjacent land or erection of buildings on land contrary to a provision of a land use scheme;
- (c) when authorising the use of land, subdivision of land, consolidation of land, the establishment of a township, notarially tying adjacent land or erection of buildings on land contrary to a Municipality's decision for municipal planning approval as contemplated in section 63 or Municipal Planning Appeal Authority's decision contemplated in section 85;
- (d) when authorising the use of land, subdivision of land, consolidation of land, the establishment of a township, notarially tying adjacent land or erection of buildings on land contrary to a restrictive condition of title or servitude; or

(e) if the official certified that a condition of approval for municipal planning approval has been complied with, when it has not.

(2) An official is guilty of misconduct in terms of this section, irrespective of whether or not the official was aware that prior approval is required for the erection of buildings in terms of this By-law.

(3) An official who is guilty of misconduct under this section may be disciplined in accordance with the disciplinary code of the person's employer or the official's profession.

(4) It is a defence for an official charged in terms of this section if it can be proven that the official acted in an emergency to save human life, property or the environment.

Offence by owner for failure to lodge diagrams, plans and documents with the Surveyor-General after cancellation or partial cancellation of municipal planning approval for subdivision or consolidation of land or township establishment

111.(1) An owner is guilty of an offence, if the owner fails to ensure that diagrams, plans and other documents that the Surveyor-General required for the cancellation or partial cancellation of an approved diagram or general plan for the subdivision or consolidation of land or township establishment are lodged with the Surveyor-General, within six months after the Municipality cancelled or partial cancelled its municipal planning approval.

(2) An owner who is guilty of an offence in terms of this section is liable on conviction to a fine not exceeding R1 000 000 to imprisonment for a period not exceeding 1 year or to both such a fine and such imprisonment.

Offence by owner for failure to lodge deeds, plans and documents with Registrar of Deeds after cancellation or partial cancellation of municipal planning approval for subdivision or consolidation of land or township establishment

112.(1) An owner is guilty of an offence, if the owner fails to ensure that all deeds, plans and other documents that the Registrar of Deeds required to update the records of the Registrar of Deeds that are affected by the cancellation or partial cancellation of a municipal planning approval for the subdivision or consolidation of land or township establishment are lodged with the Registrar of Deeds, within three months after the Surveyor-General updated the records of the Office of the Surveyor-General to reflect the partial cancellation or cancellation of municipal planning approval.

(2) An owner who is guilty of an offence in terms of this section is liable on conviction to a fine not exceeding R1 000 000 or to imprisonment for a period not exceeding 1 year or to both such a fine and such imprisonment.

CHAPTER 8
COMPENSATION

Compensation arising from a proposal by a Municipality to zone a privately-owned land for a purpose which makes it impossible to develop any part thereof

113.(1) If the Municipality zones land on its own accord for a purpose that makes it impossible for the land owner to develop any part thereof, the land owner may claim compensation from the Municipality—

- (a) within three years after the effective date of the Municipality's decision; and
- (b) to the extent to which the owner has not already received compensation for the loss of the use of the land.

(2) The Municipality may amend a provision of a land use scheme which prevents an owner from developing any part of his or her land, within six months after the owner has lodged a claim for compensation, in order to avoid being liable for payment of compensation.

(3) When the Municipality has compensated an owner of land under this section, it must take transfer of the land concerned.

Compensation arising from removal, amendment or suspension of a condition of title

114.(1) A person who has suffered any loss or damage, or whose land or real right in land has been adversely affected as a result of the removal, amendment or alteration of a condition of title in terms of this By-law, may claim compensation from the person who, at the time of the removal, amendment or suspension of the condition of title, was the owner of the other land that was burdened by the condition of title.

(2) A claim for compensation is limited to the extent to which the claimant has not already received compensation, and must be instituted within three years after the date of the alteration, suspension or deletion.

Compensation arising from permanent closure of municipal road or public open space by Municipality

115.(1) Any owner of land, who has suffered a loss or damage due to the closure of a municipal road or a public open space, may claim compensation from a Municipality.

(2) A claim for compensation—

- (a) is limited to the extent to which the claimant has not already received compensation; and
- (b) must be instituted within a period of three years after the date of the closure of the municipal road or public open space.

No compensation for engineering services constructed before a municipal planning approval was cancelled or lapsed

116. An applicant or external service provider does not have any claim against the Municipality for an engineering service that it constructed before a municipal planning approval was cancelled or lapsed.

Amount of compensation

117.(1) The amount of compensation must be agreed upon between—

- (a) the claimant and the owner of the land for the benefit of which the restrictive condition of title or servitude was altered, suspended or deleted; or
- (b) the claimant and the Municipality for any other claim in terms of this Chapter.

(2) In the event that the parties fail to conclude an agreement for compensation within one year, a court may determine the amount thereof.

CHAPTER 9
SERVICE OF DOCUMENTS

Service of documents

118.(1) Any document that needs to be served, on any person or body, other than the Municipal Planning Registrar and Municipal Planning Appeal Authority Registrar, may be served—

- (a) by delivering the document by hand to the person;
- (b) by delivering the document by hand to a person who apparently is over the age of sixteen years and apparently resides or works at the physical address of the person;
- (c) by successful electronic transmission of the document to the e-mail address or telefax number of the person;

(d) by sending the document by registered post or signature on delivery mail to the person's postal address; or
 (e) by affixing a copy of the document on the outer or principal door of the recipient's residence or place of business.

(2) Service of a document is not invalid by virtue of an intended recipient not receiving a document, if—

(a) the document was hand delivered to a person who apparently is over the age of sixteen years at a valid physical address of the intended recipient;

(b) the document was mailed to a valid e-mail address or transmitted to a valid telefax number of the intended recipient;

(c) the document was posted by registered mail or signature on delivery mail to a valid postal address of the intended recipient; or

(d) a copy of the document was affixed on the outer or principal door of at a valid residence or place of business of the recipient.

(3) A notice to anyone who is a signatory to a joint petition or group representation, may be given to the—

(a) authorised representative of the signatories if the petition or representation is lodged by a person claiming to be the authorised representative; or

(b) person whose name appears first on the document, if no person claims to be the authorised representative of the signatories.

(4) A notice to a signatory to a joint petition or group representation constitutes notice to each person named in the joint petition or group representation.

Service of documents on Municipal Planning Registrar

119. Any document that needs to be served on the Municipal Planning Registrar may be served—

(a) by delivering the document by hand to the Municipal Planning Registrar or a Deputy Municipal Planning Registrar;

(b) by successful electronic transmission of the document—

(i) to the e-mail address or telefax number of the Municipal Planning Registrar; or

(ii) to the e-mail address or telefax number of the Municipal Manager; or

(c) by sending the document by registered post or signature on delivery mail—

(i) to the postal address of the Municipal Planning Registrar; or

(ii) to the postal address of the Municipal Manager.

Service of documents on Municipal Planning Appeal Authority Registrar

120. Any document that needs to be served on the Municipal Planning Appeal Authority Registrar must be served—

(a) by delivering the document by hand to the Municipal Planning Appeal Authority Registrar or a Deputy Municipal Planning Appeal Tribunal Registrar; or

(b) by successful electronic transmission of the document—

(i) to the e-mail address or telefax number of the Municipal Planning Appeal Authority Registrar; or

(ii) to the e-mail address or telefax number of the Municipal Manager.

Date of service of document

121.(1) If a document has been served by delivering the document by hand to the addressee the date on which the document was delivered must be regarded as the date of service of the document.

(2) If a document has been served on a person who apparently is over the age of sixteen years, service must be regarded as having been effected within 14 days of delivery.

(3) If a document has been served by successful electronic transmission of the document to the e-mail address or telefax number of the addressee, the date on which the document was successfully transmitted must be regarded as the date of service of the document.

(4) If a document has been served by registered post or signature on delivery mail, service must be regarded as having been effected within 21 days of posting, irrespective of when or if the mail has been collected.

CHAPTER 10 DELEGATIONS AND AGENCY AGREEMENTS

Agency agreement between municipalities for performance of functions in terms of Act

122.(1) The Municipality may, after it has applied the criteria contemplated in section 78 of the Municipal Systems Act, enter into an agreement with one or more other municipalities, including the District Municipality, in terms of which the latter is to exercise, as the agent of the Municipality, any of its powers in terms of this By-law.

(2) An agency agreement must clearly specify the powers assigned to the agent municipality and the terms and conditions subject to which the powers must be exercised.

(3) A power exercised by an agent municipality in terms of an agency agreement must be regarded as a power exercised by the Municipality.

(4) The Municipal Manager must keep copies of agency agreements between municipalities for performance of functions in terms of this By-law.

Agency agreement with traditional council

123.(1) The Municipality may enter into an agreement with a traditional council in terms of which the latter is to exercise, as the agent of the Municipality, any of its powers in terms of this By-law, except—

- (a) a power which requires the person exercising it to have a specific qualification and registration with a profession's controlling body; and
- (b) the power to decide an application for municipal planning approval.

(2) An agency agreement must clearly specify the powers assigned to the traditional council and the terms and conditions subject to which the powers must be exercised.

(3) A power exercised by a traditional council in terms of an agency agreement must be regarded as a power exercised by the Municipality.

(4) The Municipal Manager must keep copies of agency agreements between the Municipality and a traditional council for performance of functions in terms of this By-law.

Delegations by Municipality

124.(1) The Municipal Council may not delegate the following powers—

- (a) the power to decide an application for municipal planning approval for—
 - (i) the adoption of a land use scheme;
 - (ii) an amendment to a land use scheme that requires an amendment to the land use scheme clauses;
 - (iii) the repeal of a land use scheme; or
 - (iv) a material change to the Municipal Council's decision to adopt a land use scheme or to amend the land use scheme clauses.

- (b) the appointment of members of the Municipal Planning Tribunal;
 - (c) the determination of the conditions subject to which a member of the Municipal Planning Tribunal holds office;
 - (d) the removal of a member of the Municipal Planning Tribunal;
 - (e) the designation of a Chairperson and Deputy Chairperson the Municipal Planning Tribunal; and
 - (f) the designation of a Chairperson, if the Chairperson and Deputy Chairperson of the Municipal Planning Tribunal are unable to act.
- (2) A power conferred on—
- (a) a Municipal Planning Tribunal;
 - (b) Chairperson of a Municipal Planning Tribunal;
 - (c) Presiding Officer appointed by the Chairperson of a Municipal Planning Tribunal;
 - (d) a member of a Municipal Planning Tribunal who is a Registered Planner member, attorney or advocate;
 - (f) Tribunal Registrar; or
 - (g) Municipal Planning Authorised Officer;
- may not be delegated, unless the Act provides expressly otherwise.
- (3) A Municipality may delegate any power conferred on it in terms this By-law, other than the powers contemplated in subsections (1) and (2)—
- (a) to a committee of the Municipality established in terms of sections 60(1)(a), 61(2), 71 or 79(1)(a) of the Municipal Structures Act; or
 - (b) to an official employed by the Municipality.
- (4) A power or duty may—
- (a) be delegated to more than one functionary;
 - (b) be delegated to a named person or the holder of a specific office or position;
 - (c) be delegated subject to any conditions or limitations that the Municipality considers necessary; and
 - (d) at any time be withdrawn or amended in writing by the Municipal Council.
- (5) A delegation does not—
- (a) prevent the Municipal Council from exercising that power or performing the duty; or
 - (b) relieve the Municipal Council from being accountable for the exercise of the power or the performance of the duty.
- (6) An act performed by a delegated authority has the same force as if it had been done by the Municipal Council.
- (7) An act performed by a delegated authority, which was done within the scope of the delegation, remains in force and is not invalidated by reason of—
- (a) the Municipal Council electing afterwards to exercise that power or performing the function or duty; or
 - (b) a later amendment or withdrawal of a delegation.
- (8) A delegation in terms of this section—
- (a) must be in writing;
 - (b) must include the following details—
 - (i) the matter being delegated; and
 - (ii) the conditions subject to which the delegation is made.
- (9) The Municipal Council may at any time amend the terms of a delegation, or revoke a delegation made in terms of this section.

(10) A Municipal Manager must keep an updated record of all delegations in terms of this By-law.

(11) Any act done in terms of a power conferred on the Municipality in terms of this By-law that is exercised without the necessary authority is voidable.

CHAPTER 11 KEEPING OF RECORDS AND ACCESS TO INFORMATION

Record of a land use scheme

125. The Municipality's land use scheme clauses and map must be updated on 1 January and 1 July each year to show amendments to the land use scheme that have been made during the preceding six months.

Record of applications for municipal planning approval

126.(1) The Municipality must keep a register of all applications for municipal planning approval.

(2) The Municipality must keep copies of all documents to which the public has a right of access contemplated section 125 and 131.

Notice of approval of sectional title plan, diagram and general plan

127. The Surveyor-General must notify the Municipality in writing within 14 days of the approval by the Surveyor-General of the following plans—

- (a) a sectional plan in terms of section 7(4) of the Sectional Titles Act;
- (b) a sectional plan for the subdivision or consolidation of a section in terms of section 21(3) of the Sectional Titles Act;
- (c) a sectional plan for the extension of a section in terms of section 24(4) of the Sectional Titles Act;
- (d) a sectional plan for the extension of a scheme by the addition of sections and exclusive areas in terms of section 25(8) of the Sectional Titles Act;
- (e) a diagram or general plan approved in terms of section 6(1)(b) of the Land Survey Act;
- (f) a correction of a registered diagram that affects the extent of land in terms of section 36 of the Land Survey Act; or
- (g) an alteration or amendment of a general plan that affects the extent land in terms of section 37 of the Land Survey Act.

Notice of allocation of land in terms of the customary law

128.(1) A traditional council must notify a Municipality in writing within 14 days of—

- (a) any allocation of land in terms of customary law; and
- (b) any re-allocation of land in terms of customary law.

(2) A traditional council must provide a Municipality with the contact details of the person to whom the land has been allocated or re-allocated.

Access to information held by Municipal Planning Registrar

129. The following records that are held by the Municipal Planning Registrar must be regarded as records that are automatically available as contemplated in section 15 of the Promotion of Access to Information Act—

- (a) the land use scheme contemplated in section 40;
- (b) an application for municipal planning approval contemplated in section 50 or municipal planning proposal by a Municipality contemplated in section 81;
- (c) proof that an applicant did give notice of an application for municipal planning approval contemplated in item 11(1) of Schedule 4;

- (d) comments received by the Municipality in response to an invitation to comment on an application for municipal planning approval contemplated in item 11(1) of Schedule 4;
- (e) the Municipal Planning Registrar's assessment of compliance of an application for municipal planning approval with the application process contemplated in item 13(2)(d) of Schedule 4;
- (f) the Registered Planner's assessment and recommendation on an application for municipal planning approval contemplated in item 16(2) of Schedule 4;
- (g) the Municipal Planning Tribunal's recommendation on an application for municipal planning approval, if the application is an application—
 - (i) for the adoption of a land use scheme;
 - (ii) for an amendment to a land use scheme that requires an amendment to the land use scheme clauses;
 - (iii) for the repeal of a land use scheme; or
 - (iv) for a material change to a Municipal Council's decision to adopt a land use scheme or to amend the land use scheme clauses,
 contemplated in item 18 of Schedule 4;
- (h) the Municipal Planning Approval Authority's Record of Decision on an application for municipal planning approval contemplated in section 63; and
- (i) an applicant's waiver of the right to appeal against the Municipal Planning Approval Authority's decision on an application for municipal planning approval contemplated in section 66(a)(iii).

Access to information held by Municipal Planning Appeal Authority Registrar

130. The following records that are held by the Municipal Planning Appeal Authority Registrar must be regarded as records that are automatically available as contemplated in section 15 of the Promotion of Access to Information Act—

- (a) a memorandum of appeal contemplated in item 1(1) of Schedule 10;
 - (b) a responding memorandum contemplated in item 2(1) of Schedule 10;
 - (c) a withdrawal of an appeal contemplated in item 4(1) of Schedule 10;
 - (d) a withdrawal of an opposition to an appeal contemplated in item 4(2) of Schedule 10;
 - (e) a subpoena requesting a person to testify or produce a document at a site inspection or an appeal hearing contemplated in item 6(1) of Schedule 10;
 - (f) a subpoena requesting a person to lodge a document with the Municipal Planning Appeal Authority Registrar contemplated in item 7(1) of Schedule 10;
 - (g) the collated appeal documents contemplated in item 9(3) of Schedule 10;
 - (h) a notice of a site inspection contemplated in item 12(4) of Schedule 10;
 - (i) a notice of an appeal hearing contemplated in item 13(1) of Schedule 10;
 - (j) an application for the late lodging of a memorandum of appeal contemplated in item 1 of Schedule 11;
 - (k) opposition to a late appeal contemplated in item 2 of Schedule 11;
 - (l) a decision on an application for the late lodging of a memorandum of appeal contemplated in item 4 of Schedule 11;
 - (m) an urgent application to confirm that an appeal is invalid or for the partial commencement of a decision approving an application for municipal planning approval contemplated in item 1 of Schedule 12;
 - (n) opposition to an urgent application to confirm that an appeal is invalid or for the partial commencement of a decision approving an application for municipal planning approval contemplated in item 2 of Schedule 12;
 - (o) a decision on an urgent application to confirm that an appeal is invalid or for the partial commencement of a decision approving an application for municipal planning approval contemplated in item 5 of Schedule 12;
 - (p) a decision of the Municipal Planning Appeal Authority contemplated in section 85;
 - (q) written reasons for a decision of the Municipal Planning Appeal Authority contemplated in section 86(1);
- and
- (r) a register of appeals contemplated in section 93(2).

Access to information held by Municipal Manager

131.(1) The following records that are held by a Municipal Manager must be regarded as records that are automatically available as contemplated in section 15 of the Promotion of Access to Information Act—

- (a) a register of the interests of members of the Municipal Planning Approval Authority, Municipal Planning Appeal Authority and the Municipal Planning Enforcement Authority contemplated in section 33(3);
- (b) an agency agreement for performance of functions in terms of this By-law in terms of section 122(4); and
- (c) an updated record of all delegations in terms of this By-law contemplated in section 124(10).

**CHAPTER 12
GENERAL PROVISIONS**

Duties, powers and functions of traditional council

132.(1) A traditional council must provide input in the development of the Municipality's land use scheme and on applications for municipal planning approval within its area of jurisdiction as contemplated in section 50.

(2) A traditional council must facilitate and ensure the involvement of its community when providing its input.

Declaration of land as land for the settlement in an unstructured manner by a traditional community or indigent households

133.(1) The Municipality may declare land as land for the settlement in an unstructured manner by a traditional community or indigent households, if—

- (a) the land is occupied or earmarked for occupation by three or more households;
- (b) the households are settled on the land or will be settled on it in an unstructured manner;
- (c) the majority of the households that are settled on the land or will be settled on it will not be able to afford to comply with the application process contemplated in Schedule 4; and
- (d) the Municipality has designated the land in its Spatial Development Framework as land to which shortened land use development procedures apply as contemplated in section 21(l)(ii) of the Spatial Planning and Land Use Management Act.

(2) The Municipality must map land declared as land for the settlement in an unstructured manner by a traditional community or indigent households.

(3) The Municipality must publish on its website—

- (a) its decision declare land as land for the settlement in an unstructured manner by a traditional community or indigent households; and
- (b) mapping showing land that it has declared as land for the settlement in an unstructured manner by a traditional community or indigent households.

Calculation of number of days

134.(1) If this By-law prescribes a period for performing an action, the number of days must be calculated by excluding the first day, and by including the last day, unless the last day happens to fall on a Saturday, Sunday or public holiday, in which case the first work day immediately following the Saturday, Sunday or public must be regarded as the last day of the period.

(2) Days that a Municipality is officially in recess must be excluded from the period in which a Municipality must perform an action in terms of this By-law, if—

- (a) a Municipality did not delegate the power to perform the action; and
- (b) the action must be performed in 120 days or less.

Effect of change of ownership of land to which an application for municipal planning approval relates

135.(1) If a land, which is the subject of an application for municipal planning approval, is transferred to a new owner, the new owner may continue with the application as the legal successor-in-title of the previous owner.

(2) A new owner must inform the Municipality in writing that he or she wishes to continue with an application for municipal planning approval and provide the Municipality with his or her contact details.

Ceding of rights associated with a person who commented on an application for municipal planning approval to new land owner

136.(1) An owner who commented on an application for municipal planning approval by the closing date stated in the invitation contemplated in item 2(f) of Schedule 5 may, in writing, cede the rights conferred on a person who commented on an application to the new owner of his or her land.

(2) The new owner must provide the applicant and Municipality with a copy of the agreement to cede the rights and his or her contact details.

Application for leave to intervene in application for municipal planning approval or appeal

137.(1) An person may apply in writing for leave to intervene in an existing application for municipal planning approval before the Municipal Planning Approval Authority or the Municipal Planning Appeal Authority.

(2) The Municipal Planning Approval Authority or the Municipal Planning Appeal Authority must consider the following matters when it decides an application for leave to intervene—

- (a) whether public consultation was required for the application for municipal planning approval;
- (b) whether the applicant for intervention was given notice of the application for municipal planning approval;
- (c) the applicant for intervention's motivation for the request to intervene;
- (d) the written consent of all the other parties to the application for municipal planning approval or appeal to agree to the party intervening, if they did consent to the party intervening;
- (e) prejudice that may be suffered by the applicant or any other person, including the public;
- (f) the applicant for intervention's prospects of success;
- (g) avoidance of unnecessary delay in the administration of justice;
- (h) the convenience of the Municipal Planning Approval Authority or Municipal Planning Appeal Authority;
- (i) if a party applies to intervene in an application for municipal planning approval, whether the applicant for intervention is the only person who wishes to comment on the application, or if there are other persons who also made similar comments on the application;
- (j) if a party applies to intervene in an appeal—
 - (i) whether the applicant for intervention is the only person who wishes to appeal against the decision of the Municipal Planning Approval Authority, or if there are other appellants that also appealed against the decision on similar grounds;
 - (ii) the importance of the appeal;
 - (iii) the applicant for intervention's interest in the outcome of the appeal; and
- (k) any other relevant factor.

(3) The Municipal Planning Appeal Authority or Municipal Planning Appeal Authority must—

- (a) approve; or
- (b) refuse,

an application for leave to intervene.

(4) The Municipal Planning Appeal Authority or the Municipal Planning Appeal Authority may limit a person who applied for intervention's participation to the issues in which the person's interest has been established in its decision to grant leave to intervene.

(5) If a person was granted leave to intervene in an application for municipal planning approval, the person must submit written comment on the application to the Municipal Planning Approval Authority in the manner and by the date determined by the Municipality in its decision to grant leave to intervene.

(6) If a person was granted leave to intervene in an appeal, the person must participate in the appeal proceedings in the manner determined by the Municipal Planning Appeal Authority in its decision to grant leave to intervene.

(7) A person who was granted leave to intervene in an application for municipal planning approval must be regarded as a person who commented on the application when the public was consulted, irrespective of whether or not public consultation was required for the application.

Transitional arrangements and savings

138. Schedule 13 applies to the transition from the old legislative order to the new legislative order.

Short title

139. This By-law is called the Jozini Municipality Planning and Land Use Management By-law, 2017.

SCHEDULE 1

MATTERS THAT MUST BE ADDRESSED IN AN AGREEMENT TO ESTABLISH A JOINT MUNICIPAL PLANNING
TRIBUNAL
(Section 8(5))**Matters that must be addressed in an agreement to establish a Joint Municipal Planning Tribunal**

1. An agreement between the Municipal Council and any other municipalities to establish a Joint Municipal Planning Tribunal should at least provide for the following –

- (a) the names of the participating municipalities;
- (b) the rights, obligations and responsibilities of each of the participating municipalities;
- (c) how the Joint Municipal Planning Tribunal will be funded;
- (d) how Municipal Planning Registrars and Deputy Municipal Planning Registrars will be appointed and function;
- (e) how the following functionaries will be elected—
 - (i) the Municipal Planning Tribunal members;
 - (ii) the Chairperson of the Municipal Planning Tribunal;
 - (iii) the Deputy Chairperson of the Municipal Planning Tribunal;
- (f) how the participating municipalities will publish legal notices, including—
 - (i) the notice calling for the persons to serve on the Joint Municipal Planning Tribunal;
 - (ii) the notice confirming the appointment of the members of the Joint Municipal Planning Tribunal;
- (g) how and where records will be kept, including—
 - (i) a register of applications for municipal planning approval decided by the Joint Municipal Planning Tribunal in terms of section 126(1);
 - (ii) documents to which the public has a right of access in terms of sections 125 to 131; and
 - (iii) a register of interests disclosed by members of the Joint Municipal Planning Tribunal, Municipal Planning Registrars and Deputy Municipal Planning Registrars in terms of section 33(3);
- (h) how application fees will be determined and managed;
- (i) where applications for municipal planning approval must be lodged;
- (j) how a participating Municipality will be informed that an appeal against a decision for a development in its area has been lodged with the Municipal Planning Appeal Authority Registrar;
- (k) the administrative support and office accommodation for the Joint Municipal Planning Tribunal, if necessary; and
- (l) the legal implications of the withdrawal of a participating Municipality from the Joint Municipal Planning Tribunal.

SCHEDULE 2
CATEGORISATION OF APPLICATIONS FOR DECISION BY THE MUNICIPAL PLANNING APPROVAL
AUTHORITY
(Section 22(1))

Applications for municipal planning approval that may be decided by a Municipal Planning Authorised Officer

1.(1) A Municipal Planning Authorised Officer may decide the following applications for municipal planning approval—

- (a) the granting of consent in terms of land use scheme for the relaxation of a development control, including spaces around buildings;
- (b) the subdivision and consolidation of land—
 - (i) that does not involve a change of land use; and
 - (ii) of which the end result is the creation of no more than two new properties, excluding properties used exclusively for the accommodation of roads or other engineering services;
- (c) the subdivision and consolidation of land exclusively for the purpose of accommodating engineering services;
- (d) the removal, amendment or suspension of a restrictive condition of title—
 - (i) that has been imposed in terms of this By-law or a repealed municipal planning law; or
 - (ii) that has not been imposed in terms of this By-law or a repealed municipal planning law, but is accompanied by the written approval of the person or entity in whose favour the condition is registered;
- (e) an amendment to an application in terms of paragraphs (a) to (d), prior to the approval thereof by the Municipal Planning Authorised Officer;
- (f) a correction to a decision of a Municipal Planning Authorised Officer on an application in terms of paragraphs (a) to (d) to correct an error in the wording of the decision, correct a spelling error, update land description, or update a reference to a law, person, institution, place name or street name; and
- (g) a non-material amendment to a Municipal Planning Authorised Officer's decision on an application in terms of paragraphs (a) to (d).

Applications for municipal planning approval that must be decided by the Chairperson of a Municipal Planning Tribunal or a tribunal member designated by the Chairperson

2.(1) The Chairperson of a Municipal Planning Tribunal must decide an application for municipal planning approval for—

- (a) an amendment to an application in terms of paragraphs (a) to (l) of item 3, prior to the approval thereof by the Municipal Planning Tribunal;
- (b) a correction to a decision of a Municipal Planning Tribunal on an application in terms of paragraphs (a) to (l) of Item 3 to correct an error in the wording of the decision, correct a spelling error, update land description, or update a reference to a law, person, institution, place name or street name.

(2) The Chairperson of a Municipal Planning Tribunal may designate another member of the Tribunal to decide an application for municipal planning approval for a correction to a decision of a Municipal Planning Tribunal on an application in terms of paragraphs (a) to (l) of Item 3 to correct an error in the wording of the decision, correct a spelling error, update land description, or update a reference to a law, person, institution, place name or street name.

Applications for municipal planning approval that must be decided by the Municipal Planning Tribunal

3. The Municipal Planning Tribunal must decide the following applications for municipal planning approval—

- (a) the zoning or rezoning of land in accordance with an existing zone;
- (b) the granting of consent in terms of land use scheme for land use;

- (c) approval for a development situated outside the area of land use scheme;
- (d) the subdivision and consolidation of land—
 - (i) that involves a change of land use; or
 - (ii) of which the end result is the creation of more than two new properties, excluding properties used exclusively for the accommodation of roads or other engineering services;
- (e) township establishment;
- (f) the notarial tying of adjacent properties;
- (g) the extension of a sectional title scheme by the addition of land to common land in terms of section 26 of the Sectional Titles Act;
- (h) the removal, amendment or suspension of a restrictive condition of title—
 - (i) that has not been imposed in terms of this By-law or a repealed municipal planning law; or
 - (ii) that is not accompanied by the written approval of the person or entity in whose favour the condition is registered;
- (i) the permanent closure of a municipal road or a public open space;
- (j) an application for municipal planning approval that has been referred to the Municipal Planning Tribunal by a Municipal Planning Authorised Officer;
- (l) a non-material amendment to a Municipal Planning Tribunal's decision on an application in terms of paragraphs (a) to (j).

Applications for municipal planning approval that must be decided by the Municipal Council

4. The following applications for municipal planning approval must be decided by a Municipal Council—

- (a) the adoption of land use scheme;
- (b) an amendment to wording of land use scheme, including development controls contained in it;
- (c) the zoning or rezoning of land in accordance with a new zone; and
- (d) the zoning or rezoning land by the Municipality to achieve the development goals and objectives of the municipal spatial development framework.
- (e) an amendment to an application in terms of paragraphs (a) to (d), prior to the approval thereof by a Municipal Council;
- (f) a correction to a decision of a Municipal Council on an application in terms of paragraphs (a) to (d) to correct an error in the wording of the decision, correct a spelling error, update land description, or update a reference to a law, person, institution, place name or street name; and
- (g) a non-material amendment to a Municipal Council's decision on an application in terms of paragraphs (a) to (d).

SCHEDULE 3
ACTIVITIES IN AREAS SITUATED OUTSIDE THE AREA OF A LAND USE SCHEME THAT REQUIRE
MUNICIPAL PLANNING APPROVAL
(Section 50(f))

Activities that require municipal planning approval outside the area of a land use scheme

1. The following activities require municipal planning approval outside the area of a land use scheme—

- abattoir
- adult premises
- agricultural or forestry building
- airport
- betting shop
- bus depot
- caravan park
- car wash
- casino
- cemetery
- court room
- crematorium
- dairy
- day care centre
- dormitory
- educational building
- escort agency
- factory
- fast food drive-through
- fire station
- funeral parlour
- government subsidised dwelling
- health facility
- kennels
- laundrette
- mining operation
- mortuary
- multiple dwellings
- office
- overnight accommodation establishment
- paper mill
- parking lot
- petroleum production operation
- place of public entertainment
- place of public assembly
- place of safety
- police station
- power generation plant
- prison
- recreational building
- restaurant

retirement home
 saw mill
 scrap-metal yard
 service industry
 service station
 shop
 shopping mall
 sugar mill
 tannery
 tavern
 taxi rank
 telecommunication mast
 train station
 vehicle repair workshop
 vehicle scrap-yard
 vehicle showroom
 veterinary clinic
 warehouse
 water bottling plant

Land use definitions

2. In this Schedule—

"**abattoir**" means a building used for the slaughtering of animals with a production of 50 or more units of poultry per day or 6 or more units of red meat and game per day;

"**adult premises**" means a building used for the distribution of adult films and publications contemplated in section 24 of the Films and Publications Act, 1996 (Act No. 65 of 1996);

"**agricultural or forestry building**" means—

- (a) a building or buildings on the same land that is used for the concentration of animals for the purpose of commercial production or sale—
 - (i) that is 400m² or more in extent or that together are 400m² or more in extent; or
 - (ii) that is 8 metres or more in height;
- (b) a building or buildings on the same land that is used for the cultivation, processing, packaging, storage or sale of crops, flowers or trees—
 - (i) that is 400m² or more in extent or that together are 400m² or more in extent; or
 - (ii) that is 8 metres or more in height; and
- (c) a building or buildings on the same land that is used for the storage of farm and forestry vehicles and implements—
 - (i) that is 400m² or more in extent or that together are 400m² or more in extent; or
 - (ii) that is 8 metres or more in height;

"**airport**" means a tract of levelled land where aircraft can take off and land, equipped with a hard-surfaced landing strip and a control tower;

"**betting shop**" means a building used to handle bets on races and other events;

"**bus depot**" means a building or land where three or more buses load and unload passengers;

"**caravan park**" means land for the accommodation of more than one caravan or mobile homes;

"**car wash**" means a building or land used for the cleaning of vehicles for commercial gain;

"**casino**" means a casino as defined in section 1 of the KwaZulu-Natal Gaming and Betting Act, 2010 (Act No. 8 of 2010);

"**cemetery**" means an area of land that is 1000m² or more in extent, used for burying the dead;

"**child care centre**" means a building used for the daily accommodation and care of 6 or more children under 18 years of age in the absence of their parents or guardians;

"**court room**" means a building in which the proceedings of a court of law are held;

"**crematorium**" means a building or furnace used for burning human or animal bodies to ashes;

"**dairy**" means an area of a building that is 100m² or more in extent, used for the production and processing of milk;

"**day care centre**" means a building used for the care of 6 or more children under 18 years of age during the daytime absence of their parents or guardians;

"**dormitory**" means a building used in conjunction with an educational building for living quarters for seven or more students;

"**educational building**" means a building used as a university, college, technical institute, school, academy, research laboratory, lecture hall, convent, monastery, public library, public art gallery or museum;

"**escort agency**" means a building used to provide an escort service for sexual services;

"**factory**" means an area of a building that is 100m² or more in extent or an area of land that is 100m² or more in extent, used for the manufacturing of goods;

"**fast food drive-through**" means a building used for the sale of food and beverages to customers who remain in their vehicles;

"**fire station**" means a building that houses a fire brigade;

"**funeral parlour**" means a building used for the purpose of funeral management and the sale of coffins and tombstones;

"**government subsidised dwelling**" means a dwelling that is funded or partially funded with funds from the Integrated Residential Development Programme, the Upgrading of Informal Settlements Programme, the Rural Housing Subsidy: Communal Land Rights, or a similar programme of an organ of state, irrespective of where the dwelling is situated;

"**health facility**" means a building used by a health agency or a health establishment as defined in section 1 of the National Health Act for the care and treatment of human illness, including a hospital, clinic and doctor's consulting room;

"kennels" means the use of land for the keeping of four or more dogs, cats, or other small domestic animals for financial gain;

"launderette" means a building used for the purpose of washing and drying clothing and household fabrics for financial gain;

"mining operation" means the processing of any mineral as defined in section 1 of the Mineral and Petroleum Resources Development Act on, in or under the earth, water or residue deposit, whether by underground or open working or otherwise—

- (a) if a mining right contemplated in section 22 of the Mineral and Petroleum Resources Development Act is required or has been granted for the operation, but processing has not commenced by 10 October 2008, or
- (b) if a mining right has been granted in terms of a repealed law for the operation, but processing has not commenced by 10 October 2008;

"mortuary" means a building where dead bodies are kept and prepared before burial or cremation;

"multiple dwellings" means—

- (a) a second dwelling on land—
 - (i) that is 80m² or more in extent, or
 - (ii) that is a distance of 20m or more away from the first dwelling on the same land;
- (b) three or more dwellings on the same land;
- (c) a block of flats or hostel,

unless the land has been declared by the Municipality as land for the settlement in an unstructured manner by a traditional community or indigent households contemplated in section 133(1);

"nursing home" means a building used for the accommodation and care of persons with chronic illness or disability, including persons with mobility and eating problems;

"office" means an area of a building used for consultations with clients, administration, or clerical services that is 100m² or more in extent;

"place for overnight accommodation" means a building where three or more bedrooms are used for the overnight accommodation of guests for financial gain, including a bed and breakfast, a guesthouse, a lodge or a hotel;

"paper mill" means a building used for producing paper and cardboard from timber;

"parking lot" means a building or land used for the parking or storage of ten or more motorcars or bakkies, or two or more buses or trucks, excluding –

- (a) the parking and storage of vehicles used for farming, forestry, game viewing or conservation on a farm or in an area that has been declared a protected in terms of the KwaZulu-Natal Nature Conservation Management Act, 1997 (Act No. 9 of 1997); or
- (b) the parking of vehicles in designated parking areas that have been provided in accordance with requirements for a development approval in terms of any planning law;

"petroleum production operation" means a production operation as defined in section 1 of the Mineral and Petroleum Resources Development Act—

- (a) for which a production right contemplated in section 84 of the Mineral and Petroleum Resources Development Act is required or has been granted, but production has not commenced by 10 October 2008; or
- (b) for which a production right has been granted in terms of a repealed law, but production has not commenced by 10 October 2008;

"place of public assembly" means a building used for social gatherings, religious purposes or indoor recreation by 50 or more persons;

"place of public entertainment" means a building used for public entertainment and includes a night club, theatre, cinema, music hall, amusement-arcade, skating-rink, race track, sports arena, exhibition hall, billiards room and fun fair;

"police station" means a building that houses the police force;

"power generation plant" means land, a building or equipment used for the generation of electric energy from an energy source like fossil fuel, gas, wind, water or solar energy—

- (a) with an electricity output of more than 10 megawatts; or
- (b) a total extent that covers an area in excess of 1 hectare;

"prison" means a building used for the confinement of detained persons;

"recreational building" means a building used for a gymnasium or clubhouse;

"restaurant" means a building used for the preparation and sale of food, confectionery and beverages for consumption on the premises;

"retirement home" means a building used for living quarters for more than seven persons who are 65 years or older;

"saw mill" means a building used for producing planks and boards from timber;

"scrap-metal yard" means a building or land used for the collection of metal objects for recycling purposes;

"service industry" means an area of a building that is 100m² or more in extent or an area of land that is 100m² or more in extent, used for the repair, recycling, cleaning or packaging of goods that are not manufactured or produced on the land or the transport of goods that are not manufactured or produced on the land;

"service station" means a building used for the sale of fuel for vehicles;

"shop" means an area of a building that is 30m² or more in extent or an area of land that is 30m² or more in extent, used for the sale or hire of goods;

"shopping mall" means an enclosed building containing a variety of stores connected by common pedestrian passageways that is used for shopping, including the sale of groceries, food, clothes, cosmetics, jewellery, books, music, toys, sport equipment, camping equipment, cell phones, household appliances, décor and furniture and provision of services, including a bank, hairdresser, pharmacy, optometrist, laundrette, pet shop, movie house, video-hire, internet café and workshop for the repair of shoes or cell phones;

"**sugar mill**" means a building used for the production of sugar from sugar cane and the processing of sugar;

"**tannery**" means a building where skins and hides are tanned;

"**tavern**" means a building that is used for the sale of alcoholic beverages to be consumed on the premises and "bar" and "pub" have a corresponding meaning;

"**taxi rank**" means a building or land where three or more taxis load or unload passengers;

"**telecommunication mast**" means a mast that is 15 metres or taller that is used to support an antennae for communicating television radio, or telephone signals;

"**train station**" means a building or land operated by Transnet where trains load or unload passengers or goods;

"**vehicle repair workshop**" means a building used for the repair of vehicles;

"**vehicle scrap-yard**" means a building or land used for the dismantling of vehicles or the storage of wrecked vehicles;

"**vehicle showroom**" means a building used for the sale of vehicles;

"**veterinary clinic**" means a building where animals are given medication or surgical treatment and are cared for during the time of such treatment for financial gain;

"**warehouse**" means an area of a building that is 100m² or more in extent, used for the storage of goods, excluding the storage of farm implements on a farm;

"**water bottling plant**" means a building used for the bottling of natural water for financial gain.

SCHEDULE 4

APPLICATION PROCESSES FOR MUNICIPAL PLANNING APPROVAL: ALL APPLICATIONS, EXCEPT AN APPLICATION FOR A DWELLING ON LAND DEMARCATED FOR THE SETTLEMENT IN AN UNSTRUCTURED MANNER BY A TRADITIONAL COMMUNITY OR INDIGENT HOUSEHOLDS (SCHEDULE 7)

(Section 55(1))

Persons who may make an application

1.(1) An application for municipal planning approval must be made by—

- (a) the owner of the land that is the subject of an application, including an organ of state;
- (b) a person acting with the written consent of the owner of the land that is the subject of the application;
- (c) an organ of state, if it is in the process of acquiring the land that is the subject of the application.

(2) Any person may make application for municipal planning approval for the permanent closure of a municipal road or public open space.

Applications that must be prepared by a person with a qualification and experience in land use planning or law

2.(1) The following applications for municipal planning approval must be prepared by a Registered Planner, a person registered in terms of section 18(1)(a) of the Architectural Profession Act, or a person registered in terms of section 13(1)(d) of the Geomatics Professions Act as a Land Surveyor, or under the direction or in association with such a person—

- (a) an application for the adoption of a land use scheme;
- (b) an application to amend the wording of a land use scheme, including development controls contained in it;
- (c) an application to zone or rezone land;
- (d) an application for consent in terms of land use scheme to use land for a purpose that it may only be used for with the municipality's consent;
- (e) an application for township establishment; and
- (f) an application for the permanent closure of a municipal road or a public open space.

(2) A person under whose direction or with whom a person has prepared an application for municipal planning as contemplated in subitem (1) must sign the application and by their signature assumes responsibility for the application, as if he or she has prepared the application himself or herself.

(3) An application for municipal planning approval that is not listed in subitem (1) may be prepared by any person, but the Municipal Planning Registrar may require that it must be prepared by a Registered Planner, a person registered in terms of section 18(1)(a) of the Architectural Profession Act, a person registered in terms of section 13(1)(d) of the Geomatics Professions as a Land Surveyor, an attorney or advocate, or under the direction or in association with such a person, if it is a complex application that requires such technical expertise.

(4) If the Municipal Planning Registrar is not a Registered Planner, he or she must consult a Registered Planner employed by the Municipality before requiring that an application for municipal planning approval must be prepared or be prepared under the direction of or in association with a person contemplated in subitem (3).

Pre-application procedure

3.(1) An applicant must obtain approvals from organs of state, including municipal departments, and any other information which are necessary for determining an application for municipal planning approval.

(2) Organs of state, including municipal departments, must provide an applicant with the information that he or she needs in order to make an application for municipal planning approval within 60 days from being served with a request for the information, or such further period as agreed upon with the applicant.

(3) The Municipal Planning Registrar may assist an applicant to identify the information that is required to make an application for municipal planning approval.

(4) The Municipal Planning Registrar may not give advice on the merits of an application for municipal planning approval when it assists an applicant.

(5) A Municipal Planning Approval Authority may require an applicant to provide proof of any other statutory approval if, in its opinion, it is necessary to enable it to decide an application for municipal planning approval.

Failure by an organ of state to comment on an application for municipal planning approval

4.(1) An organ of state shall be regarded as having no comment on an application for municipal planning approval, if it did not provide comment on the proposed application within the time permitted, unless the use or development of land is dependent on an engineering service that it must provide.

(2) An organ of state may refuse to comment on an application for municipal planning approval, if a separate application for its approval is required in terms of a law administered by it.

(3) The Municipal Planning Registrar may proceed with the processing of an application for municipal planning approval, if an organ of state failed to provide comment on a proposed application for municipal planning approval within the timeframe specified, or such further period as agreed upon with the organ of state, unless—

- (a) the use or development of land is dependent on an engineering service that must be provided by the organ of state;
- (b) the organ of state refused to comment on the application because a separate application for its approval is required in terms of a law administered by it; or
- (c) another law prohibits the Municipal Planning Registrar from proceeding with the application.

Lodging of application

5.(1) An application for municipal planning approval must be accompanied by—

- (a) an application form;
- (b) a written motivation by the applicant in support of the application;
- (c) proof of registered ownership and a copy of the property diagram, unless the application relates to a general amendment of a land use scheme;
- (d) written consent of the registered owner of that land, if the applicant is not the owner thereof, unless the application relates to a general amendment of a land use scheme;
- (e) written confirmation by the land owner's association, body corporate established in terms of section 36(1) of the Sectional Titles Act, or a share block company contemplated in section 1 of the Share Blocks Control Act that the application complies with its design guidelines and rules for plan approval, if applicable;
- (f) written support of the traditional council for the application, if the land is located in a traditional authority area;
- (g) proof of circulation of an application to organs of state, including municipal departments;
- (h) if an application is an application for the subdivision or consolidation of land or township establishment—
 - (i) whether the Surveyor General must approve—
 - (aa) a diagram; or
 - (bb) a general plan,
 for the subdivision or consolidation of the land or establishment of a township;
 - (ii) whether the Surveyor-General must approve the land—
 - (aa) as a farm or a subdivision of a farm, including a portion or a remainder of a farm;
 - (bb) as a subdivision of land that is not a farm;
 - (cc) as an erf in an existing township; or
 - (dd) as an erf in a new township;

- (i) the proposed property descriptions;
- (j) a layout plan, if applicable;
- (k) an approved service agreement, if applicable;
- (l) a phasing plan, if applicable;
- (m) any other plans, diagrams, reports, specialist studies, ESRI Shapefiles or other information that the Municipal Planning Registrar may require; and
- (n) the application fee.

(2) An application for municipal planning approval must be lodged with—

- (a) the Municipal Planning Registrar;
- (b) another person designated by the Municipal Manager to receive applications for municipal planning approval; or
- (c) the Municipal Manager, if a Municipality has not appointed the Municipal Planning Registrar and the Municipal Manager has not appointed any other person to receive applications for municipal planning approval.

(3) The Municipal Planning Registrar may not refuse to accept an application for municipal planning approval because the application is incomplete.

Records of receipt of application, request for additional information and confirmation that application is complete

6.(1) The Municipal Planning Registrar must—

- (a) record receipt of an application for municipal planning approval in writing on the day of receipt; and
- (b) notify the applicant in writing within 30 days after receipt of an application, or such further period as agreed upon with the applicant, which may not be more than 60 days after receipt of the application –
 - (i) that the application is complete; or
 - (ii) of any additional plans, documents other information or fees required.

(2) An application for municipal planning approval is regarded as complete, if the Municipal Planning Registrar did not request additional information within 30 days, or a further period as agreed upon with the applicant.

Provision of additional information

7.(1) An applicant must provide the Municipal Planning Registrar with the additional information required for the completion of an application for municipal planning approval contemplated in item 6(1)(b)(ii) within 90 days, or such further period as agreed upon with the applicant, which may not be more than 180 days from the request for additional information.

(2) The provisions of item 4 apply to additional information that is required from an organ of state.

(3) An applicant may decline in writing to provide the additional information required, in which case the Municipal Planning Registrar must proceed with the processing of the application for municipal planning approval.

(4) An application for municipal planning approval lapses, if an applicant failed to submit plans, documents or information required by the Municipal Planning Registrar within the time permitted, unless the applicant declined in writing to provide the additional plans, documents or information before the application lapsed.

(5) A may refuse an application for municipal planning approval, if it does not contain information that is necessary for it to make an informed decision contemplated section 6(2)(e)(iii) of the Promotion of Administrative Justice Act, 2000 (Act No.3 of 2000).

Confirmation of lodging of complete application, if additional information was required

8.(1) The Municipal Planning Registrar must notify the applicant in writing within 14 days after receipt of the additional plans, documents or information required—

- (a) that the application is complete; or
- (b) that the additional plans, documents or information do not meet the Municipality's requirements.

(2) If the time in which the applicant must provide the additional plans, documents or information has not yet expired, the applicant may resubmit the improved plans, documents or information, in which case the procedure in subitem (1) must be repeated.

(3) An application for municipal planning approval is regarded as a complete, if the Municipal Planning Registrar failed to notify the applicant in writing within 14 days—

- (a) that the application is complete; or
- (b) that the additional plans, documents or information do not meet the Municipality's requirements.

Referral of application affecting the national interest to the Minister of Rural Development and Land Reform

9. If an application for municipal planning approval affects the national interest as contemplated in section 52(1) and (2) of the Spatial Planning and Land Use Management Act, the Municipal Planning Registrar must serve a copy of the application on the Minister—

- (a) upon confirmation that the application is complete; or
- (b) upon the application being regarded as complete.

Monitoring of application by the responsible Member of the Executive Council

10. If the responsible Member of the Executive Council has determined that an application for municipal planning approval must be submitted to him or her for monitoring and support purposes as contemplated in section 105(2) of the Municipal Systems Act, the Municipal Planning Registrar must serve a copy of the application on him or her—

- (a) upon confirmation that the application is complete; or
- (b) upon the application being regarded as complete.

Public consultation

11.(1) The Municipal Planning Registrar must determine if it is necessary to consult the public on an application for municipal planning approval within—

- (a) 14 days of having been notified that the application is complete; or
- (b) 14 days after the application is regarded as complete.

(2) The Municipal Planning Registrar may require an applicant to consult the public at the applicant's expense by means of any combination of the methods of public notice contemplated in item 1 of Schedule 5.

(3) The closing date for submitting comments on an application for municipal planning approval may not be less than 30 days from the date of the notice.

(4) A notice of an application for municipal planning approval must include the items listed in item 2 of Schedule 5.

(5) An applicant may give notice of an application for municipal planning approval jointly with an application for environmental authorisation as contemplated in item 3 of Schedule 5 or with an application for a mining right as contemplated in item 4 of Schedule 5.

(6) An applicant must provide the Municipal Planning Registrar with proof that notice was given of an application for municipal planning approval.

Applicant's right to respond

12.(1) The Municipal Planning Registrar must serve—

- (a) copies of all comments received in response to a notice of an application; and
- (b) a notice informing the applicant of the applicant's right to respond to the comments and the right to waive the right to respond to the comments,

on an applicant within 7 days after the closing date for comment.

(2) An applicant may, within 60 days from the date that the Municipal Planning Registrar served the comments and accompanying notice on the applicant, lodge a written response to the comments with the Municipal Planning Registrar.

(3) An applicant may in writing waive the right to respond to comments.

Referral of application to Municipal Planning Approval Authority

13.(1) The Municipal Planning Registrar must confirm—

- (a) that the application for municipal planning approval complies with items 5 to 12 of this Schedule, and if it does not, provide details of the defect; and
- (b) that the application complies with the Municipality's Spatial Development Framework, and if it does not, provide details of the departure.

(2) The Municipal Planning Registrar must compile the documents for consideration by the Municipal Planning Authorised Officer or Municipal Planning Tribunal, which must include—

- (a) the application for municipal planning approval;
- (b) proof that the applicant gave notice of the application, if notice was required;
- (c) comments received in response to the notice of the application, if any;
- (d) the applicant's response to the comments, if any; and
- (e) confirmation that the application complies with items 5 to 11 of this Schedule, or details of the defect, if it does not.

(3) The Municipal Planning Registrar must refer an application for municipal planning approval and the accompanying documents—

- (a) that must be decided by a Municipal Planning Authorised Officer to the Municipal Planning Authorised Officer;
- (b) that must be decided by the Municipal Planning Tribunal or Chairperson of the Municipal Planning Tribunal to the Chairperson of a Municipal Planning Tribunal;
- (c) that must be decided by the Municipal Council to the Chairperson of a Municipal Planning Tribunal for the Municipal Planning Tribunal's technical evaluation and recommendation.

(4) The Municipal Planning Registrar must refer an application for municipal planning approval to the Planning Officer or the Chairperson of a Municipal Planning Tribunal—

- (a) if it was not necessary to give notice of an application—
 - (i) upon confirming that the application is complete; or
 - (ii) upon the application being regarded as complete,
- (b) if notice must be given of an application—
 - (i) upon the closing date for representations contemplated in item 2(f) of Schedule 5, if no comments were received;
 - (ii) upon receipt of an applicant's response to comments contemplated in item 12(2);
 - (iii) upon the expiry of the 60 days within which the applicant may respond to comments contemplated in item 12(2);

- (iv) upon receipt of an applicant's waiver of the right to respond to comments contemplated in item 12(3); or
- (v) upon receipt of conformation of—
 - (aa) the approval or refusal an application for environmental authorisation; or
 - (bb) the granting or refusal of a mining right,
 if joint notice was given of applications as contemplated in items 3 and 4 of Schedule 5, whichever is the latter.

(5) An application for municipal planning approval that has been referred to a Municipal Planning Authorised Officer or the Chairperson of a Municipal Planning Tribunal must be accompanied by—

- (a) proof that the applicant gave notice of the application, if applicable;
- (b) comments received in response to the notice, if any; and
- (c) the applicant's response to the comments, if any.

Site inspection

14.(1) If the Municipal Planning Approval Authority is a Municipal Planning Authorised Officer, he or she must conduct a site inspection within 30 days from the date that an application for municipal planning approval and accompanying documents were referred to him or her.

(2) If the Municipal Planning Approval Authority is a Municipal Planning Tribunal or the Municipal Council—

- (a) the Municipal Planning Tribunal must decide whether to conduct a site inspection within 21 days from the date that an application for municipal planning approval and accompanying documents were referred to the Chairperson of the Municipal Planning Tribunal;
- (b) the Municipal Planning Registrar must in writing notify—
 - (i) the applicant; and
 - (ii) any other person identified by the Presiding Officer;
 of the date and time for the site inspection; and
- (c) the site inspection must be conducted within 60 days from the date that an application for municipal planning approval and accompanying documents were referred to the Municipal Planning Tribunal.

(3) A Municipal Planning Authorised Officer or Municipal Planning Tribunal must leave land or a building as effectively secured against trespassers as it found it, if the owner or occupier is not present.

(4) A person who has entered upon land or entered a building for the purposes of this item, who has gained knowledge of any information or matter relating to another person's private or business affairs in the process, must treat that information or matter as confidential and may not disclose it to any other person.

(5) A person is guilty of an offence and liable on conviction to a fine or to a period of imprisonment not exceeding one year, or both, if that person subsequently discloses to any other person trade secrets or any privileged information obtained whilst entering upon land or entering a building, except if the disclosure—

- (a) was made for the purposes of deciding the appeal; or
- (b) was ordered by a competent court or is required under any law.

(6) A person who wilfully obstructs a person from entering upon land or entering a building contemplated in this item is guilty of an offence and is liable on conviction to a fine or to a period of imprisonment not exceeding six months, or both.

Hearing

15.(1) If the Municipal Planning Approval Authority is the Municipal Planning Tribunal or the Municipal Council, the Municipal Planning Tribunal must decide whether to hold a hearing within 21 days from the date that an application for municipal planning approval and accompanying documents were referred to the Chairperson of the Municipal Planning Tribunal.

(2) A hearing should only be convened if, in the opinion of the Municipal Planning Tribunal, a hearing will –

- (a) assist in resolving disputes of fact or of law;
- (b) assist the parties to the application to resolve differences of opinion arising from the application or any objections made thereto; or
- (c) promote consensus on any aspect of the application.

(3) The Municipal Planning Tribunal must hold a hearing, if necessary, within 60 days from the date that an application for municipal planning approval and accompanying documents were referred to it.

(4) The Municipal Planning Registrar must in writing notify—

- (a) the applicant; and
- (b) all parties who commented on an application for municipal planning approval, of the hearing.

(5) A notice of a hearing must—

- (a) specify the place, date and time thereof;
- (b) state the purpose thereof; and
- (c) inform parties of their rights contemplated in this item—
 - (i) to be present or represented; and
 - (ii) to state their case or lead evidence in support thereof.

(6) Any person has a right to attend the hearing or to be represented at the hearing, and to personally, or through their representative—

- (a) state their case;
- (b) call witnesses to testify and to present other evidence to support their case;
- (c) cross-examine any person called as a witness by any opposite party;
- (d) have access to documents produced in evidence; and
- (e) address on the merits of the application for municipal planning approval.

(7) A person who is present at a hearing who is not a party to the application, representing a party to the application or designated by the Chairperson of the Municipal Planning Tribunal to decide the application contemplated in section 16(1), may not speak at the hearing without the leave of the Presiding Officer who may impose any conditions limiting the person's address.

(8) Any person that disrupts or interrupts the proceedings of a hearing may be asked to leave the hearing.

(9) A Municipal Planning Approval Authority may take cognisance of any evidence produced at a hearing when it considers an application for municipal planning approval.

Registered planner's report on an application

16.(1) If the Municipal Planning Approval Authority is a Municipal Planning Authorised Officer—

- (a) he or she must assess merits of the application for municipal planning approval in writing; or

- (b) refer the application to a Registered Planner employed by the Municipality to—
 - (i) assess the merits of the application in writing; and
 - (ii) make a recommendation on the application.
- (2) If the Municipal Planning Approval Authority is the Municipal Planning Tribunal or Municipal Council—
 - (a) a Registered Planner designated by the Chairperson of the Municipal Planning Tribunal in terms of section 16(2) must—
 - (i) assess the merits of the application in writing; and
 - (ii) make a recommendation on the application,
 - or
 - (b) the Presiding Officer must refer the application to a Registered Planner employed by the Municipality to—
 - (i) assess the merits of the application in writing; and
 - (ii) make a recommendation on the application.
- (3) If the application for municipal planning approval is a subsequent application for municipal planning approval as contemplated in section 99, the Registered Planner's report must include a recommendation on the amount that the Municipal Planning Approval Authority should impose as an administrative penalty as contemplated in section 100(1), unless the applicant is a public benefit organisation registered in terms of section 30 of the Income Tax Act, 1962 (Act No. 58 of 1962).

Time in which a Municipal Planning Authorised Officer or a Municipal Planning Tribunal must decide an application

17.(1) If the Municipal Planning Approval Authority is a Municipal Planning Authorised Officer or a Municipal Planning Tribunal, it must decide the application for municipal planning approval—

- (a) within 60 days from the date that the application and accompanying documents—
 - (i) were referred to the Municipal Planning Authorised Officer, or
 - (ii) were referred to the Chairperson of the Municipal Planning Tribunal,

if the Municipal Planning Authorised Officer or Municipal Planning Tribunal did not conduct a site inspection or hold a hearing;

- (b) within 30 days after the date of the site inspection or hearing, whichever is the later date, if Municipal Planning Authorised Officer or Municipal Planning Tribunal did conduct a site inspection or held a hearing; or
- (c) such further period as agreed upon with the applicant, which period may not exceed 180 days after the date that the application and accompanying documents were referred to—
 - (i) the Municipal Planning Authorised Officer, or
 - (ii) the Chairperson of the Municipal Planning Tribunal.

(2) An application for municipal planning approval lapses if a Municipal Planning Authorised Officer or a Municipal Planning Tribunal failed to decide the application within the specified period.

Municipal Planning Tribunal's recommendation on an application that must be decided by the Municipal Council

18. If the Municipal Planning Approval Authority is the Municipal Council, a Municipal Planning Tribunal must make a recommendation on the application for municipal planning approval to the Municipal Council—

- (a) within 60 days from the date that the application and accompanying documents were referred to the Chairperson of the Municipal Planning Tribunal, if the Municipal Planning Tribunal did not conduct a site inspection or hold a hearing;
- (b) within 30 days after the date of the site inspection or hearing, whichever is the later date, if the Municipal Planning Tribunal did conduct a site inspection or held a hearing; or

(c) such further period as agreed upon with the applicant, which period may not exceed 180 days after the date that the application and accompanying documents were referred to the Chairperson of the Municipal Planning Tribunal.

Referral of application that must be decided by the Municipal Council to the council

19.(1) Upon receipt of a Municipal Planning Tribunal's recommendation the Municipal Planning Registrar must refer an application for municipal planning approval to the Municipal Council.

(2) An application for municipal planning approval that must be decided by the Municipal Council must be accompanied by—

- (a) a summary of the comments received in response to the public consultation process, if any;
- (b) the applicant's response to the comments, if any;
- (c) the Municipal Planning Tribunal's report on the application;
- (d) the Municipal Planning Tribunal's recommendation on the application; and
- (e) the Municipal Planning Tribunal's decision on any application for municipal planning approval relating to the same development that it decided.

Time in which the Municipal Council must decide an application

20.(1) The Municipal Council must decide an application for municipal planning approval—

- (a) within 90 days after it received the documents contemplated in item 13; or
- (b) within 90 days after a Municipality resolved whether or not to amend its Integrated Development Plan to accommodate an application for municipal planning approval contemplated in section 46(6); or
- (c) within 90 days after a Municipality resolved whether or not to amend its spatial development framework to accommodate an application for municipal planning approval contemplated in section 47(11); or
- (d) within such further period as agreed upon with the applicant, which period may not exceed 180 days after the date that the application and accompanying documents were referred to the Municipal Council.

(2) An application for municipal planning approval lapses, if a Municipal Council failed to decide the application within the specified period.

(3) The Municipal Planning Registrar must inform the Municipal Planning Tribunal of the Municipal Council's decision, if—

- (a) the application for municipal planning approval includes an application for the zoning or rezoning of land; and
- (b) a new zone has to be introduced in the Land Use Scheme or it has to be amended in order to zone or rezone the land.

Time in which the Municipal Planning Tribunal must decide an application to zone or rezone land that involves the introduction of a new zone or an amendment to the Land Use Scheme

21.(1) The Municipal Planning Tribunal must decide an application for municipal planning approval to zone or rezone land that involves the introduction of a new zone or an amendment to the Land Use scheme—

- (a) within 60 days after it was notified of the Municipal council's decision;
- (b) within such further period as agreed upon with the applicant, which period may not exceed 180 days after the date that it was notified of the Municipal council's decision.

SCHEDULE 5
PUBLIC NOTICE
(Section 55(2))

Methods of public notice

1.(1) Give notice of an application for municipal planning approval in a newspaper that the Municipality has determined as its newspaper of record contemplated in section 21(1)(b) of the Municipal Systems Act, on a day of the week that the Municipality has determined as its day of the week for the publication of notices in terms of this By-law, and in a language which it has determined in terms of section 21(2) of the Municipal Systems Act as its official language.

(2) Convene a public meeting to inform the public of an application for municipal planning approval.

(3) Make a copy of the application available for inspection at a prominent place at a local shopping mall together with a person who can answer question on the application.

(4) Display a notice on the land or at another other conspicuous and easily accessible place, the number and location of which must be determined by the Municipal Planning Registrar.

(5) Serve a notice on—

- (a) the owner of adjacent land, if it is not governed by a body corporate or a land owners association;
- (b) the Chairperson of a body corporate that governs adjacent properties who must serve the notice on the members of the body corporate who may be affected by the application;
- (c) the Chairperson of a land owners association of adjacent properties who must serve the notice on the members of the land owners association who may be affected by the application;
- (d) the holder of a servitude registered against the land that may be affected by the application;
- (e) a person in whose favour a condition of title is registered against the land that may be affected by the application;
- (f) the Municipal Councillor of the ward in which the land is situated;
- (g) traditional leaders or other community leaders; or
- (h) any other person who may in the opinion of the Municipality have an interest in an application for municipal planning approval.

Contents of public notice

2. A notice inviting the public or a person to comment on an application for municipal planning approval must—

- (a) identify the land to which the application relates—
 - (i) by stating the physical address of the land, or, if the land has no physical address, by providing a description of its location; and
 - (ii) by giving the property description;
- (b) state the purpose of the application;
- (c) state that a copy of the application and its accompanying documents will be open for inspection by interested members of the public during the hours and at the place mentioned in the notice;
- (d) invite members of the public to cause written comments to be lodged with the contact person stated in the notice;
- (e) state how the comments may be lodged;
- (f) state the date by when the comments must be lodged, which date may not be earlier than 30 days, excluding public holidays, after the date that the notice is published, served or displayed;

- (g) state that a person's failure so to submit comments in response to the notice or to include contact details, disqualifies the person from the right to receive personal notice of any hearing and the right to appeal; and
- (h) state that persons who lodged comments before in response to the application do not have to do so again, if notice was given before of the same application.

Joint public notice for an application for municipal planning approval and an application for environmental authorisation

3.(1) An applicant may give notice of both an application for municipal planning approval and an application for environmental authorisation in the same notice.

(2) A joint notice must state that it is a notice in terms of both item 11(1) of Schedule 4 of this By-law and regulations 54 to 57 of the Environmental Impact Assessment Regulations.

(3) A joint notice must comply with the provisions of item 2 of this Schedule and regulations 54 to 57 of the Environmental Impact Assessment Regulations.

Joint public notice for an application for municipal planning approval and an application for a mining right

4.(1) An applicant and a Regional Manager contemplated in section 8 or a designated agency contemplated in section 70 of the Mineral And Petroleum Resources Development Act may give notice of both an application for municipal planning approval and an application for a mining right in the same notice.

(2) A joint notice must state that it is a notice in terms of both item 11(1) of Schedule 4 of this By-law and regulation 3(3) of the Mineral and Petroleum Resources Development Regulations.

(3) A joint notice must comply with the provisions of item 2 of this Schedule and regulation 3 of the Mineral and Petroleum Resources Development Regulations.

Joint public notice for an application for municipal planning approval and an application to register as a manufacturer or distributor of liquor

5.(1) An applicant may give notice of both an application for municipal planning approval and an application to register as a manufacturer or distributor of liquor in the same notice.

(2) A joint notice must state that it is a notice in terms of both item 11(1) of Schedule 4 of this By-law and section 13(2)(b) of the Liquor Act.

(3) A joint notice must comply with the provisions of item 2 of this Schedule and section 13(2)(b) of the Liquor Act.

Joint public notice for an application for municipal planning approval and an application for the retail sale of liquor for consumption or licence for the micro-manufacture of liquor

6.(1) An applicant may give notice of both an application for municipal planning approval and an application for—

- (a) a licence for the retail sale of liquor for consumption; or
- (b) to operate as a micro-manufacturer of liquor,

in the same notice.

(2) A joint notice must state that it is a notice in terms of both item 11(1) of Schedule 4 of this By-law and section 42(1)(b) of the KwaZulu-Natal Liquor Licensing Act.

(3) A joint notice must comply with the provisions of item 2 of this Schedule and section 42(1)(b) of the KwaZulu-Natal Liquor Licensing Act.

SCHEDULE 6

PROCEDURE FOR AMENDING AN APPLICATION OR DECISION FOR MUNICIPAL PLANNING APPROVAL
AND CANCELLATION OF MUNICIPAL PLANNING APPROVAL

(Sections 55(3) and 78)

Application for an amendment to an application for municipal planning prior to notice of decision on the main application

1.(1) An applicant may apply to amend an application for municipal planning approval on his or her own initiative or at the request of the Municipal Planning Approval Authority.

(2) A Municipal Planning Approval Authority may instruct an applicant to—

- (a) give written notice of an amendment to an application for municipal planning approval to a person who responded in writing to the invitation to comment on the application for municipal planning approval; or
- (b) to repeat the giving of notice process, if, in the opinion of the Municipal Planning Approval Authority, the amendment to the application constitutes a material change to the application.

(3) Comments received by the Municipal Planning Registrar in response to the original invitation to comment on an application for municipal planning approval remain valid, if the giving of public notice process is repeated.

Application for an amendment to a Municipal Planning Approval Authority's Record of Decision to correct an error or update a reference

2.(1) A person contemplated in item 1 of Schedule 4 may apply for an amendment to the wording of a Municipal Planning Approval Authority's Record of Decision in order to—

- (a) correct an error in the wording of the decision;
- (b) rectify a spelling error;
- (c) reflect the correct designation of the land by the Surveyor General;
- (d) update a reference to a law, person, functionary, organ of state, or an institution; or
- (e) update a reference to a street or place name.

(2) The Municipal Planning Registrar must refer an application for a correction to a Municipal Planning Approval Authority's Record of Decision to the Municipal Planning Approval Authority within 14 days after the application was served on him or her.

(3) An application for a correction to a Municipal Planning Approval Authority's Record of Decision must be decided—

- (a) by a Municipal Planning Authorised Officer or the Chairperson of a Municipal Planning Tribunal, within 30 days after the application was referred to him or her;
- (b) by the Municipal Council, within 60 days after the application was referred to it.

(4) A Municipal Planning Approval Authority must—

- (a) approve, including partly approve; or
- (b) refuse,

an application for a correction to the Record of Decision.

Application for a non-material amendment to a decision on an application or cancellation of municipal planning approval

3.(1) An application for a non-material amendment to a decision on an application for municipal planning approval or cancellation of municipal planning approval must follow the procedure contemplated in items 1 to 8, 13 (excluding item 13(2)(b)), 14, and 16 to 20 of Schedule 4, except—

- (a) The Municipal Planning Registrar must notify an applicant within 15 days instead of 30 days after receipt of an application that it is complete or that additional information is required as contemplated in item 6(1)(b);
- (b) the reference to items 5-12 in item 13 must be regarded as a reference to items 5-8;
- (c) a Municipal Planning Authorised Officer or Municipal Planning Tribunal must decide an application—
 - (i) within 30 days instead of 60 days as contemplated in item 17(1)(a);
 - (ii) within 15 days instead of 30 days as contemplated in item 17(1)(b); or
 - (iii) within the period contemplated in item 17(1)(c);
- (d) a Municipal Planning Tribunal must make a recommendation on an application that must be decided by the Municipal Council—
 - (i) within 30 days instead of 60 days as contemplated in item 18(a);
 - (ii) within 15 days instead of 30 days as contemplated in item 18(b); or
 - (iii) within the period contemplated in item 18(c);
- (e) the references to a hearing in items 17(1)(b) and 18(b) should be ignored.

Matters that a Municipal Planning Approval Authority must consider when deciding if an application qualifies as an application for a non-material amendment to a decision

4.(1) A Municipal Planning Approval Authority must determine if an application constitutes an application for a non-material amendment to a decision.

(2) A Municipal Planning Approval Authority must take the following matters into account when deciding if an application qualifies as an application for a non-material amendment to a decision on an application for municipal planning approval, if applicable—

- (a) if the amendment will result in—
 - (i) a change in the area covered by a development, particularly the outside boundary;
 - (ii) a change in the area covered by buildings;
 - (iii) a significant increase in the density of a development;
 - (iv) a significant increase in the impact of a development on engineering services;
 - (v) a significant change to the location of buildings;
 - (vi) the location of buildings closer to buildings on adjacent properties;
 - (vii) greater visual intrusion, audio intrusion, loss of light, feeling of enclosure or any other adverse effect on the living conditions of occupants of the development or occupants of adjacent properties;
 - (viii) a change in the overall design and appearance of a development, particularly if it is located in an environmentally sensitive area; or
 - (ix) conflict with a condition of approval imposed by the municipal planning approval authority;
- (b) if any relevant objections to the original application for municipal planning approval would be compromised by the proposed amendment;
- (c) if the amendment would result in the introduction of new aspects or elements that warrant consultation with adjacent land owners, organs of state or the public;
- (d) if the change would have been approved, had it formed part of the original application for municipal planning approval; and
- (e) the volume and frequency of previous amendments to the same decision.

(3) If, in the opinion of the municipal planning approval authority, a proposed amendment to a decision constitutes a material change to a decision, the Municipal Planning Approval Authority must instruct the applicant in writing to make a new application for municipal planning approval.

SCHEDULE 7

APPLICATION PROCESS FOR A DWELLING ON LAND DEMARCATED FOR THE SETTLEMENT IN AN UNSTRUCTURED MANNER BY A TRADITIONAL COMMUNITY OR INDIGENT HOUSEHOLDS

*(Section 55(3))***Persons who may make an application**

1. An application for municipal planning approval for the erection of a dwelling house on land declared by the Municipality as land for the settlement of indigent households must be made by the head of the household.

Lodging of application

2.(1) An application for municipal planning approval for the erection of a dwelling house on land declared by the Municipality as land for the settlement in an unstructured manner by a traditional community or indigent households must include—

- (a) the name and contact details of the applicant;
- (b) the name of the household which the applicant represents;
- (c) the name of the traditional area and of the isiGodi where the land is situated, if applicable;
- (d) the name of the Inkosi of such traditional area and of the Induna of the such isiGodi, if applicable;
- (e) the approval of the Inkosi and Induna or other community leaders;
- (f) the GPS co-ordinates for the site to which the application applies with sufficient details to indicate its approximate extent; and
- (g) photographic evidence of the site.

(2) An application for municipal planning approval for the erection of a dwelling house on land declared by the Municipality as land for the settlement in an unstructured manner by a traditional community or indigent households must be lodged with—

- (a) the Municipal Planning Registrar;
- (b) another person designated by the Municipal Manager to receive applications for municipal planning approval; or
- (c) the Municipal Manager, if a Municipality has not appointed The Municipal Planning Registrar and the Municipal Manager has not appointed any other person to receive applications for municipal planning approval.

Confirming availability of the site

3.(1) If the information is complete, the Municipal Planning Registrar must –

- (a) verify that the land forms part of land declared by the Municipality as land for the settlement in an unstructured manner by a traditional community or indigent households; and
- (b) compare the application to the Municipality's records of—
 - (i) other applications and approvals for municipal planning approval in the same area; and
 - (ii) land reserved for engineering services an public facilities in the area,to determine if the land is available for settlement.

(2) If another person has claimed the same site, the Municipal Planning Registrar must inform the applicant accordingly and request the applicant to—

- (a) withdraw the application; or
- (b) amend the application in consultation with the other person, and the Inkosi and Induna or other community leaders.

(3) The application is considered withdrawn, if no response to the Municipal Planning Registrar's request have been received within 90 days after the request was made.

Granting of municipal planning approval**4.(1)** If –

- (a) the application is complete;
- (b) the land forms part of land declared by the Municipality as land for the settlement in an unstructured manner by a traditional community or indigent households;
- (c) the land has not been claimed by someone else;
- (d) the land is not required for engineering services or public facilities;
- (e) land is not prone to flooding of any other conditions that makes it unsafe for human habitation;
- (f) the land has not been identified by the Minister responsible for Agriculture as high value agricultural land that is required for national food security; and
- (g) the land is not land that is environmentally sensitive,

the Municipal Planning Registrar must issue the applicant with a certificate permitting the erection of a dwelling house on the land.

(2) The certificate must contain—

- (a) the name, identity number and contact details of the applicant;
- (b) the name of the household which the applicant represents;
- (c) the name of the traditional area and of the isiGodi where the land is situated, if applicable;
- (d) the name of the Inkosi of such traditional area and of the Induna of the such isiGodi, if applicable;
- (e) the GPS co-ordinates for the site to which the application applies with sufficient details to indicate its approximate extent; and
- (f) photographic evidence of the site.

(3) The Municipal Planning Registrar must record the information in subitem (2) in the register contemplated in section 126(1).

(4) If the application is incomplete, the site is not available, or it is on land contemplated in subitem (1), the Municipal Planning Registrar may refuse the application.

(5) The Municipal Planning Registrar may grant municipal planning approval subject to any conditions.

Transfer of municipal planning approval

5.(1) A certificate permitting the erection of a dwelling house on land declared by the Municipality as land for the settlement in an unstructured manner by a traditional community or indigent households may be transferred to another person.

(2) An application for the transfer of a certificate permitting the erection of a dwelling house on land declared by the Municipality as land for the settlement in an unstructured manner by a traditional community or indigent households must include—

- (a) the name, identity number and contact details of the applicant;
- (b) the name of the household which the applicant represents;
- (c) the name of the traditional area and of the isiGodi where the land is situated, if applicable;
- (d) the name of the Inkosi of such traditional area and of the Induna of the such isiGodi, if applicable;
- (e) a copy of the certificate to be transferred;
- (f) one of the following documents—
 - (i) approval of the holder of the certificate for the transfer of the land use right;
 - (ii) a death certificate confirming that the holder of the certificate is deceased; or
 - (iii) confirmation by the Inkosi and Induna or other community leaders that the holder of the certificate is deceased or his or her whereabouts and contact details are unknown;
- (g) the approval of the Inkosi and Induna or other community leaders;

- (h) the GPS co-ordinates for the site to which the application applies with sufficient details to indicate its approximate extent; and
- (i) updated photographic evidence of the site.

- (3) If the application is complete, the Municipal Planning Registrar must—
- (a) issue the applicant with a certificate containing the information in item 5(1); and
 - (b) update the register contemplated in section 126(1).

SCHEDULE 8

MATTERS THAT A MUNICIPAL PLANNING APPROVAL AUTHORITY MUST CONSIDER WHEN IT DECIDES OR MAKES A RECOMMENDATION ON AN APPLICATION FOR MUNICIPAL PLANNING APPROVAL

*(Section 62(1))***Matters that a Municipal Planning Approval Authority must consider when it decides or makes a recommendation on an application for municipal planning approval**

1.(1) A Municipal Planning Approval Authority must take the following matters into account when it decides or makes a recommendation on an application for municipal planning approval, if applicable—

- (a) the application and accompanying documentation contemplated in item 5(1) of Schedule 4;
- (b) comments received in response to the public consultation process;
- (c) the applicant's reply;
- (d) the Municipal Planning Registrar's assessment of compliance of the application with the application process;
- (e) the Registered Planner's report and recommendation on the application, if applicable;
- (f) the development principles in terms of section 7 of the Spatial Planning and Land Use Management Act;
- (g) policies, including national and provincial policies adopted in terms of any law and the Municipality's own policies;
- (h) norms and standards, including—
 - (i) national norms and standards for land use management and land development in terms of section 8 of the Spatial Planning and Land Use Management Act;
 - (ii) provincial planning norms and standards; and
 - (iii) the Municipality's own norms and standards;
- (i) spatial development frameworks, including—
 - (i) a national spatial development framework adopted in terms of section 13(1) of the Spatial Planning and Land Use Management Act;
 - (ii) a provincial spatial development framework adopted in terms of section 15(1) of the Spatial Planning and Land Use Management Act;
 - (iii) a regional spatial development framework adopted in terms of section 18(1) of the Spatial Planning and Land Use Management Act; and
 - (iv) the municipal spatial development framework adopted in terms of section 25(1) of the Municipal Systems Act read with section 20(1) of the Spatial Planning and Land Use Management Act;
- (j) the Municipality's Integrated Development Plan in terms of section 25(1) of the Municipal Systems Act;
- (k) the Municipality's land use scheme, including matters that a Municipality must consider that have been identified in the land use scheme;
- (l) the design guidelines and rules for plan approval of the land owner's association, body corporate or share block company that has been deposited with the Municipality;
- (m) the authorisation in terms of the Environmental Impact Assessment Regulations;
- (n) the potential impact, including the cumulative impact, on—
 - (i) the environment;
 - (ii) socio-economic conditions;
 - (iii) cultural heritage;
 - (iv) existing developments;
 - (v) existing rights to develop land; and
 - (vi) mineral rights;
- (o) the human and financial resources likely to be available for implementing the municipal planning approval;
- (p) the benefits that accrue from the adoption, replacement or amendment of land use scheme compared to the cost of compensation in terms of Chapter 8;

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- (q) the impact, including the cumulative impact, of the application on the national, provincial and municipal road networks, public transport, municipal services, sewage and waste water disposal, water and electricity supply, waste management and removal, policing and security;
 - (r) the need to provide new engineering services, upgrade existing engineering services and maintain engineering services;
 - (s) access to health, educational and recreational facilities;
 - (t) whether the applicant must pay a development charge;
 - (v) the historical effects of past racially discriminatory and segregatory legislation on land ownership, land development and access to engineering services and public facilities, and the need to address the historical imbalances;
 - (w) the protection or preservation of cultural and natural resources, including agricultural resources, unique areas or features, landscape character and biodiversity;
 - (x) the natural and physical qualities of that area;
 - (y) the need for the establishment of a property owners association to manage the land;
 - (z) the need to prohibit the alienation of a part of the land by means of a sectional title scheme in terms of the Sectional Titles Act or a share block in terms of the Share Blocks Control Act, 1980 (Act No. 59 of 1980);
 - (aa) the provisions of section 13 of the Legal Succession to the South African Transport Services Act, 1989 (Act No. 9 of 1989) relating to the zoning of land owned by Transnet and other laws which regulate the zoning of land;
 - (ab) any local practice or approach to land use management that is consistent with—
 - (i) the laws of the Republic;
 - (ii) the provincial planning norms and standards; and
 - (iii) the Municipality's Integrated Development Plan; and
 - (ac) any other relevant factor.
- (2) A reduction in the value of land is not solely a relevant consideration for the purposes of considering the merits of an application for municipal planning approval.
- (3) If the Municipal Planning Approval Authority is the Municipal Council—
- (a) it may consider a summary of the comments received in response to the public consultation process, instead of the comments; and
 - (b) it must consider the Municipal Planning Tribunal's recommendation on the application in addition to the matters in this Schedule.

SCHEDULE 9
INFORMATION THAT MUST BE INCLUDED IN RECORD OF DECISION
(Section 63(4))

Information that must be included in a Record of Decision on an application for municipal planning approval

1. The following information must be recorded in a Record of Decision on an application for municipal planning approval—

- (a) the details of the application, including—
 - (i) the nature of the application;
 - (ii) the property descriptions of the properties involved, unless the application is an application for a general land use scheme amendment; and
 - (iii) the application number;
- (b) its decision;
- (c) the conditions subject to which the application was approved, if it was approved subject to conditions, including—
 - (i) which conditions must be complied with before the erection of a structure on the land or the use of the land in accordance with the approval;
 - (ii) which conditions must be complied with before the construction of a building on the land;
 - (iii) which conditions must be complied with before occupation of the land;
 - (iv) which conditions must be complied with before the land may be registered in separate ownership; and
 - (v) which conditions must be registered against the land;
- (d) if the approval is subject to payment of a development charge contemplated in section 60(1)—
 - (i) the amount of the development charge; and
 - (ii) who must pay the development charge, how it must be paid and by when;
- (e) if the Surveyor-General must—
 - (i) approve a general plan or a diagram for the subdivision or consolidation of the land;
 - (ii) if the Surveyor-General must approve a property—
 - (aa) as a farm, including a portion or a remainder of a farm;
 - (bb) as a subdivision of land that is not a farm; or
 - (cc) as an erf in a township;
- (f) the reasons for its decision;
- (g) the reasons for the changes, if changes were made to an application by an applicant or the Municipality;
- (h) the particulars of the public consultation process, including—
 - (i) if public consultation was required for the application;
 - (ii) if notice of the application in a newspaper was required, the name of the newspaper in which the notice was published and the date on which it was published;
 - (iii) if a public meeting was held to inform the public of an application, and the date of the meeting;
 - (iii) if a site inspection was held, and the date of the site inspection;
 - (v) if a hearing was held, and the date of the hearing;
- (i) if any comments were received in response to an invitation to comment on the application—
 - (i) the closing date to lodge a memorandum of appeal;
 - (ii) that a summary of the rights and obligations of appellants can be obtained from the Municipal Planning Appeal Authority Registrar;
 - (iii) the name and contact details of—
 - (aa) the applicant;
 - (bb) the Municipal Planning Appeal Authority Registrar;
 - (cc) a person at the Municipality on whom a memorandum of appeal, request for the late lodging of an appeal or a responding memorandum of appeal may be served;

- (j) the approved layout plan, if applicable;
- (k) the approved service agreement, if applicable;
- (l) the approved phasing plan, if applicable;
- (m) the date of the Municipality's decision.

SCHEDULE 10
APPEAL PROCESS
(Section 83(1))

Part 1: Lodging of memorandum of appeal, lodging of responding memorandum, summoning of person to lodge document and collation of documents

Lodging of memorandum of appeal

1.(1) A memorandum of appeal must—

- (a) provide the essential facts of the matter;
- (b) state the grounds of appeal and the relief sought;
- (c) raise any issues, which the appellant wants the Municipal Planning Appeal Authority to consider in making its decision;
- (d) fully motivate an application for condonation; and
- (e) fully motivate an award for costs, if the relief sought includes a request for costs against the Municipality, on the grounds that its decision is—
 - (i) grossly unreasonable;
 - (ii) manifestly in disregard of—
 - (aa) the procedures prescribed in this By-law; or
 - (bb) the development principles in terms of section 7 of the Spatial Planning and Land Use Management Act;
 - (cc) policies, including national and provincial policies adopted in terms of any law and the Municipality's own policies; or
 - (dd) national norms and standards for land use management and land development in terms of section 8 of the Spatial Planning and Land Use Management Act, provincial planning norms and standards or the Municipality's own norms and standards.

(2) If the appellant is an applicant, the appellant must serve the memorandum of appeal on—

- (a) the Municipal Planning Appeal Authority Registrar;
- (b) the Municipal Manager; and
- (c) all the persons who responded in writing to an invitation to comment on the application for municipal planning approval who –
 - (i) responded before the closing date for comments; and
 - (ii) have provided their contact details.

(3) If the appellant is a person who lodged a written comment in terms of item 2(d) of Schedule 5, the appellant must serve the memorandum of appeal on—

- (a) the Municipal Planning Appeal Authority Registrar;
- (b) the Municipal Manager; and
- (c) the applicant.

(4) If possible, an appellant must also submit a copy of the memorandum of appeal by electronic mail to the Municipal Planning Appeal Authority Registrar.

Lodging of responding memorandum

2.(1) A person on whom a memorandum of appeal has been served, may lodge a responding memorandum.

(2) A responding memorandum must—

- (a) state whether the appeal is opposed or not, and, if opposed, the grounds of opposition;

- (b) raise any issues or matters, which that party wants the Municipal Planning Appeal Authority to consider in making its decision;
- (d) fully motivate an application for condonation; and
- (c) include any request for an order for costs against the appellant and the reasons for the request, including an order for costs on the grounds that the appeal is vexatious or frivolous.

(3) A person who wants to lodge a responding memorandum must, within 30 days after the memorandum of appeal was served on that person serve the responding memorandum on—

- (a) the Municipal Planning Appeal Authority Registrar; and
- (b) the Municipal Manager.

(4) If possible, a person who wants to lodge a responding memorandum must also submit a copy of the responding memorandum by electronic mail to the Municipal Planning Appeal Authority Registrar.

Parties to an appeal hearing

3. Only the following persons shall be parties to an appeal hearing—

- (a) the applicant; and
- (b) a person who has lodged a written comment in terms of item 2(d) of Schedule 5—
 - (i) who has lodged an appeal against the decision of the Municipality; or
 - (ii) who has lodged a responding memorandum.

Withdrawal of appeal or opposition to appeal

4.(1) An appellant may withdraw an appeal by serving written notice of its withdrawal on the Municipal Planning Appeal Authority Registrar, the Municipal Manager and on every other party to the appeal.

(2) A respondent may withdraw its opposition to an appeal by serving a written notice of withdrawal of that opposition on the Municipal Planning Appeal Authority Registrar, the appellant and every other party to the appeal hearing.

(3) A party to an appeal hearing, who is aggrieved by the withdrawal of an appeal by an appellant, may apply to the Municipal Planning Appeal Authority for an award of costs against the appellant.

Powers of Municipal Planning Appeal Authority with regard to witness

5.(1) The Presiding Officer may subpoena any person to attend the site inspection or appeal hearing, in order—

- (a) to testify and be questioned as a witness with regard to any relevant matter; or
- (b) to produce any document or object in the possession or under the control of that person, and to be questioned with regard thereto.

(2) The law relating to privilege in a civil court of law applies to a witness subpoenaed or called to give evidence or to produce a document.

Issuing and service of subpoena to secure attendance of witness

6.(1) A subpoena contemplated in item 5(1) of this Schedule must be issued by the Presiding Officer under his or her signature, and must—

- (a) specifically require the person named in it to appear before the Municipal Planning Appeal Authority to testify or produce a document or any other object to the Municipal Planning Appeal Authority;
- (b) state the reasons why the person is required to appear before the Municipal Planning Appeal Authority to testify or produce a document or any other object to the Municipal Planning Appeal Authority;
- (c) if applicable, sufficiently identify the document or object which the person is required to produce; and

(d) state the date, time and place at which the person must appear before the Appeal Authority

(2) A subpoena must be served on a person by a person who has been authorised in writing by the Municipal Planning Appeal Authority Registrar to serve it.

(3) A person who is serving a subpoena must display to the person who is served with a subpoena the original subpoena or the written authorisation to serve the subpoena, if requested to do so.

(4) A person who is serving a subpoena must provide a written return of service to the Municipal Planning Appeal Authority Registrar, including the manner in which the subpoena was served.

Powers of Municipal Planning Appeal Authority with regard to document required to decide appeal

7.(1) The Presiding Officer, upon request of members of the Municipal Planning Appeal Authority or of any party to the appeal hearing, may subpoena any person to lodge any document in the possession or under the control of that person with the Municipal Planning Appeal Authority Registrar.

(2) A person who has been subpoenaed to lodge a document with the Municipal Planning Appeal Authority Registrar must serve the document on the Municipal Planning Appeal Authority Registrar at least 21 days before the appeal hearing commences.

(3) If the Presiding Officer has subpoenaed a Municipality to lodge a document that the Municipality relied on when it decided an application for municipal planning approval, and the Municipality fails to serve the document on the Municipal Planning Appeal Authority Registrar, the Municipal Planning Appeal Authority may uphold the appeal on the ground that the Municipality did not apply its mind when it decided the application.

(4) The law relating to privilege in a civil court of law applies to a person subpoenaed to lodge a document with the Municipal Planning Appeal Authority Registrar.

Issuing and service of subpoena to obtain document

8.(1) A subpoena contemplated in item 5(1) of this Schedule must be issued by the Presiding Officer under his or her signature, and must—

- (a) specifically require the person named in it to lodge the document with the Municipal Planning Appeal Authority Registrar;
- (b) state the reasons why the document is required by the Municipal Planning Appeal Authority;
- (c) sufficiently identify the document which the person is required to lodge with the Municipal Planning Appeal Authority Registrar;
- (d) state to how, where and by which date the document must be lodge with the Municipal Planning Appeal Authority Registrar.

(2) If the Presiding Officer has subpoenaed the Municipal Planning Approval Authority to lodge a document that it relied on when it decided an application for municipal planning approval, a warning that if it fails to serve the document on the Municipal Planning Appeal Authority Registrar, the Municipal Planning Appeal Authority may uphold the appeal on the ground that the Municipal Planning Approval Authority did not apply its mind when it decided the application.

(3) A subpoena must be served on a person by a person who has been authorised in writing by the Municipal Planning Appeal Authority Registrar to serve it.

(4) A person who is serving a subpoena must display to the person who is served with a subpoena the original subpoena or the written authorisation to serve the subpoena, if requested to do so.

(5) A person who is serving a subpoena must provide a written return of service to the Municipal Planning Appeal Authority Registrar, including the manner in which the subpoena was served.

(6) The law relating to privilege in a civil court of law applies to a person subpoenaed to lodge a document with the Municipal Planning Appeal Authority Registrar.

Collation of documents required to decide appeal

9.(1) A party to an appeal hearing must serve every document on which the party intends to rely on at an appeal hearing on the Municipal Planning Appeal Authority Registrar at least 21 days before the appeal hearing commences.

(2) If possible, a party to the appeal hearing must also submit copies of the documents by electronic mail to the Municipal Planning Appeal Authority Registrar.

(3) The Municipal Planning Appeal Authority Registrar must collate all the memoranda and any other documents received from a party to an appeal hearing or requested by the Presiding Officer and post the collated documents on the Internet at least 14 days before the appeal hearing commences.

(4) If a party to an appeal hearing does not have access to the Internet, the party may obtain a copy of the collated documents from the Municipal Planning Appeal Authority Registrar at the cost of reproduction and posting.

Part 2: Setting down of appeal for hearing, site inspection and hearing of appeal

Setting down of appeal for hearing

10.(1) The Municipal Planning Appeal Authority Registrar must forward the memoranda to the Presiding Officer—

- (a) upon expiry of the period allowed by item 2(3) for the lodging of responding memorandum; or
- (b) as soon as the Municipal Planning Appeal Authority Registrar has been advised in writing by the parties entitled to lodge responding memoranda, that they do not intend to do so,

whichever occurs first.

(2) The Municipal Planning Appeal Authority Registrar must—

- (a) within 21 days after receipt by the Presiding Officer of the memoranda contemplated in item 1(1) of this Schedule, set the date, time and place for the hearing of the appeal, which date may not be later than—
 - (i) 90 days after the date on which the memorandum of appeal was lodged with the Municipal Planning Appeal Authority Registrar; or
 - (ii) such extended date as may be agreed upon between the parties to the appeal and the Registrar;
- (b) in writing, notify all the parties to the appeal of the date, time and place set for the hearing thereof.

Rescinding of an appeal due to undue delay by appellant

11. The Presiding Officer may in writing rescind an appeal, if he or she is satisfied—

- (a) that the Municipal Planning Appeal Authority Registrar has made at least three attempts to set a date, time and place to hear the appeal;
- (b) that the appellant has been warned that failure to agree to a date, time and place to hear the appeal can lead to the appeal being rescinded; and
- (c) the appellant had sufficient opportunity to agree to a date, time and place to hear the appeal.

Postponement of site inspection or hearing

12. (1) Any party to an appeal may request in writing that the site inspection or hearing be postponed at least 10 days prior to the site inspection or hearing.

(2) The presiding officer may grant a postponement upon good cause shown and must notify the parties of his or her decision within 5 days of the party's request.

(3) If the postponement is opposed, the presiding officer may request the parties to the appeal to make representations before ruling on the matter.

Site inspection

13.(1) Members of the Municipal Planning Appeal Authority may enter upon land or a building relevant to an appeal before it, during normal business hours or at any other reasonable hour, to conduct an inspection of the site.

(2) All the parties to an appeal hearing are entitled to attend an inspection and may be represented at the inspection.

(3) The Municipal Planning Appeal Authority Registrar must notify all parties to the appeal hearing in writing, of the Municipal Planning Appeal Authority's intention to carry out an inspection.

(4) The notice of the inspection must—

- (a) specify the place, date and time of the inspection;
- (b) state the purpose of the proposed inspection; and
- (c) invite all parties to the appeal hearing to be present during the inspection.

(5) The date and time of the inspection must be determined by the Municipal Planning Appeal Authority Registrar after consultation with the occupiers of the land or buildings concerned.

(6) In the event that the owner or occupier is not present during the inspection, the members of the Municipal Planning Appeal Authority must leave the land or building as effectively secured against trespassers as they found it.

(7) Any person who enters upon land or enters a building to attend a site inspection by the Municipal Planning Appeal Authority, who gains knowledge of another person's private or business affairs in the process, must treat that information as confidential and may not disclose it to any other person.

(8) A person who discloses knowledge of another person's private or business affairs that has been gained in the process of attending a site inspection of the Municipal Planning Appeal Authority is guilty of an offence, and liable upon conviction to a fine or to a period of imprisonment not exceeding one year, or both, unless the disclosure—

- (a) was made for the purposes of deciding the appeal;
- (b) was ordered by a competent court; or
- (c) is required under any law.

(9) A person who wilfully obstructs the Municipal Planning Appeal Authority from entering upon land or a building contemplated in this item, is guilty of an offence and is liable upon conviction to a fine of R10 000.

Hearing

14.(1) The Municipal Planning Appeal Authority Registrar must notify all parties to an appeal hearing in writing of the time and place of the appeal hearing.

(2) The Presiding Officer—

- (a) determines the procedure of the appeal hearing; and

(b) decides all questions and matters arising with regard to the procedure at the appeal hearing.

(3) The Municipal Planning Appeal Authority must consider the merits of the matter on appeal, and to that end the Presiding Officer may allow the appellant and other parties in the appeal to raise new issues and to introduce new evidence, whether oral or documentary.

(4) A party to an appeal hearing is entitled to be present at the hearing of the appeal, and to—

- (a) be represented by a legal representative or any other person;
- (b) state a case and lead evidence in support thereof or in rebuttal of the evidence;
- (c) call witnesses to testify and question those witnesses;
- (d) present other evidence;
- (e) cross-examine any person called as a witness by any other party; and
- (f) address the Municipal Planning Appeal Authority on the merits.

(5) A party to an appeal hearing may object to the opposite party raising any issue or relying on any document not relied on in that party's memorandum on the ground that—

- (a) the opposite party has not established good reason for the introduction of that issue or document in the proceedings; or
- (b) the introduction thereof in the proceedings is likely to cause the objecting party unfair prejudice.

(6) The Presiding Officer must make a ruling as to whether or not the objection to the raising of the new issue or reliance on a new document is to be upheld, and, in the light of that ruling, may make any appropriate order, including an order for the—

- (a) payment of the costs relating to the determination of the objection, or
- (b) adjournment of the hearing for a period stipulated in the order.

Hearing of appeal in absence of parties

15. (1) The Municipal Planning Appeal Authority may, after a notice of hearing has been served on all the parties, hear an appeal in the absence of an appellant or any other party if –

- (a) it is satisfied that the reasons provided to it by the appellant or other party are not of a nature that necessitate his or her attendance;
- (b) the party has notified the appeal authority that he or she does not wish to be present at the hearing; or
- (c) the party fails to attend the hearing without providing any reasons for non-attendance.

Circumstances in which hearing may be dispensed with

16. The Municipal Planning Appeal Authority may decide an appeal by considering the documents lodged with it without holding a hearing if—

- (a) the Municipal Planning Appeal Authority is of the view that the issues for determination of the appeal can be adequately determined in the absence of the parties; and
- (b) the parties consent in writing to the appeal being determined without a hearing.

SCHEDULE 11
APPLICATION FOR LATE LODGING OF MEMORANDUM OF APPEAL
(Section 83(2))

Application for late lodging of memorandum of appeal

1.(1) An applicant or a person who has a right of appeal, may, within the 21 days allowed for the lodging of an appeal, apply to the Chairperson for an extension of the period within which to lodge a memorandum of appeal.

(2) An application for an extension of the period within which to lodge a memorandum of appeal must be in the form of an affidavit, showing good cause as to why the application should be granted.

(3) An application for an extension of the period within which to lodge a memorandum of appeal must be served on—

- (a) the Municipal Planning Appeal Authority Registrar;
- (b) the Municipality; and
- (c) the applicant, if the person lodging the application for the late lodging of a memorandum of appeal is not the applicant

Opposition by an applicant to late lodging of a memorandum of appeal

2.(1) An opposition by an applicant to the late lodging of a memorandum of appeal must be in the form of an affidavit, showing good cause why the application for the late lodging of an appeal should not be granted.

(2) An applicant that intends to oppose an application for the late lodging of an appeal must serve an affidavit opposing the application for the late lodging of an appeal within 14 days after having been served with an application for the late lodging of a memorandum of appeal on—

- (a) the Municipal Planning Appeal Authority Registrar;
- (b) the Municipality;
- (c) the person who lodged the application for an extension of the period within which to lodge a memorandum of appeal; and
- (d) all parties who lodged a written comment on an application for municipal planning approval in terms of item 2(d) of Schedule 5, if the person lodging the application for the late lodging of a memorandum of appeal is the applicant.

Matters relevant in determining merits of late lodging of a memorandum of appeal

3. The Presiding Officer must consider the following matters, in so far as they may be relevant, in deciding on an application for the late lodging of a memorandum of appeal—

- (a) the information and reasons contained in the application for the late lodging of a memorandum of appeal;
- (b) the information and reasons contained in the affidavit opposing the late lodging of a memorandum of appeal;
- (c) the underlying facts and circumstances for the application for the late lodging of a memorandum of appeal;
- (d) the potential prejudice to any party to the appeal; and
- (e) the time that has elapsed from the date of notice of the Municipality's decision.

Decision on application for late lodging of a memorandum of appeal

4. The Presiding Officer must—

- (a) rule on an application for late lodging of a memorandum of appeal within 30 days of the expiry of the period for the lodging of an application for the late lodging of a memorandum of appeal, which ruling may include an order as to costs as the Presiding Officer considers fair and appropriate;

(b) in the event that an application for late lodging of a memorandum of appeal is granted, review and adjust the time limits relating to the lodging of memoranda and the hearing of the appeal by the Municipal Planning Appeal Authority.

Notice of decision on application for late lodging of a memorandum of appeal

5. The Municipal Planning Appeal Authority Registrar must, within seven days after the Chairperson has made a ruling on an application for the late lodging of a memorandum of appeal, serve written notice of the ruling on—

- (a) the Municipality;
- (b) the person who lodged the application for an extension of the period within which to lodge a memorandum of appeal; and
- (c) the applicant, if the applicant was not the person who lodged the application for an extension of the period within which to lodge a memorandum of appeal.

SCHEDULE 12

URGENT APPLICATION TO THE MUNICIPAL PLANNING APPEAL AUTHORITY TO CONFIRM THAT AN APPEAL IS INVALID OR FOR THE PARTIAL COMMENCEMENT OF A DECISION APPROVING AN APPLICATION FOR MUNICIPAL PLANNING APPROVAL

(Section 83(3))

Urgent application to the Municipal Planning Appeal Authority to confirm that an appeal is invalid or for the partial commencement of a decision approving an application for municipal planning approval

1.(1) An applicant may apply to the Presiding Officer before the appeal is heard –

(a) to confirm that an appeal is invalid, if—

(i) the appeal was lodged by a person who is not entitled to lodge an appeal to the Municipal Planning Appeal Authority; or

(ii) if the appellant is an applicant, he or she failed to serve a copy of the memorandum on a person contemplated in item 1(2) of Schedule 10;

(iii) if the appellant is a person who lodged a written comment in terms of item 2(d) of Schedule 5, he or she failed to serve a copy of the memorandum on a person contemplated in item 1(3) of Schedule 10;

(b) for the commencement of—

(i) a decision on an application for municipal approval in respect of land that is not affected by the appeal; or

(ii) the parts of a decision on an application for municipal planning approval that are not affected by the appeal.

(2) An urgent application must be in the form of an affidavit, showing good cause as to why the application should be granted.

(3) An urgent application must be served on—

(a) the Municipal Planning Appeal Authority Registrar;

(b) the Municipality; and

(c) the person who lodged the appeal.

Opposition to an urgent application

2.(1) An opposition to an urgent application must be in the form of an affidavit, showing good cause why the urgent application should not be granted.

(2) An appellant who intends to oppose an urgent application must serve an affidavit opposing the urgent application within 14 days after having been served with the urgent application on—

(a) the Municipal Planning Appeal Authority Registrar;

(b) the Municipality; and

(c) the applicant.

Matters relevant in determining merits of an urgent application to confirm that an appeal is invalid

3. The Presiding Officer must consider the following matters, in so far as they may be relevant, in deciding on an urgent application to confirm that an appeal is invalid—

(a) the information and reasons contained in the application;

(b) the underlying facts and circumstances for the application; and

(c) the potential prejudice to any party to the application.

Matters relevant in determining merits of an urgent application for the partial commencement of a decision approving an application for municipal planning approval

4. The Presiding Officer must consider the following matters, in so far as they may be relevant, in deciding on an urgent application for the partial commencement of a decision approving an application for municipal planning approval—

- (a) the information and reasons contained in the application;
- (b) the extent to which the land that will remain subject to the appeal will be affected by a decision to allow the commencement of the decision to grant municipal approval in respect of the balance of the land;
- (c) the extent to which it is possible to distinguish between the parts of the decision to grant municipal approval that may commence and the parts that may not;
- (d) the underlying facts and circumstances for the application; and
- (e) the potential prejudice to any party to the application.

Decision on urgent application

5. A Presiding Officer must rule on an urgent within 14 days of the expiry of the period for the lodging of an opposition to the application, which ruling may include an order as to costs as the Chairperson considers fair and appropriate.

Notice of decision on urgent application

6. The Municipal Planning Appeal Authority Registrar must, within seven days after a Presiding Officer has made a ruling on an urgent application, serve written notice of the ruling on—

- (a) the appellant whose appeal was the subject of the urgent application; and
- (b) the applicant.

SCHEDULE 13
TRANSITIONAL MEASURES
(Section 138)

Part 1: Town Planning Ordinance

Application for special consent approved in terms of the Town Planning Ordinance

1.(1) An approval for special consent in terms of section 67*bis* of the Town Planning Ordinance must be regarded as consent by the Municipality in terms of the land use scheme contemplated in section 62(3)(a) of this By-law.

(2) For the purposes of section 68(2) of this By-law, the effective date of a Municipality's special consent contemplated in section 67*bis* of the Town Planning Ordinance is—

- (a) the date of expiry of the 28 day period referred to section 67*ter* of the Town Planning Ordinance, if no appeal was lodged against the decision of the Municipality; or
- (b) the date that the appeal was decided, if an appeal was lodged against the decision of the Municipality in terms of section 67*ter* of the Town Planning Ordinance.

Pending application for special consent in terms of the Town Planning Ordinance

2.(1) A pending application for special consent in terms of section 67*bis* of the Town Planning Ordinance must be continued in terms of this By-law.

(2) The Municipal Planning Registrar must confirm the corresponding provision in the application process from which the application for municipal planning approval must be continued.

(3) An applicant does not have to comply with a requirement in terms of this By-law that are more onerous than the requirements of the Town Planning Ordinance in respect of a provision of this By-law that precedes the provision from which the application for municipal planning approval must be continued.

(4) An applicant does not have to comply with a requirement of the Town Planning Ordinance that is more onerous than the requirements of this By-law.

Part 2: Local Authorities Ordinance

Application for permanent closure of a municipal road approved in terms of the Local Authorities Ordinance

3.(1) An approval for the permanent closure of a municipal road in terms of section 211(2) of the Local Authorities Ordinance must be regarded as an approval by the Municipality in terms of section 62(3)(a) of this By-law.

(2) For the purposes of section 68(2) of this By-law, the effective date of a Municipality's approval contemplated in section 211(2) of the Local Authorities Ordinance is the date upon which the Administrator approved the permanent closure of the municipal road as contemplated in section 211(2)(f) of the Local Authorities Ordinance.

Application for permanent closure of a public place approved in terms of the Local Authorities Ordinance

4.(1) An approval for the permanent closure of a public place in terms of section 212(1)(a) of the Local Authorities Ordinance must be regarded as an approval by the Municipality in terms of section 62(3)(a) of this By-law.

(2) For the purposes of section 68(2) of this By-law, the effective date of a Municipality's approval contemplated in section 212(1)(a) of the Local Authorities Ordinance is the date upon which the Administrator approved the permanent closure of the public place as contemplated in section 212(1)(b) read with 211(2)(f) of the Local Authorities Ordinance.

Pending application for permanent closure of a municipal road in terms of the Local Authorities Ordinance

5.(1) A pending application for the permanent closure of a public place in terms of section 211 of the Local Authorities Ordinance must be continued in terms of this By-law.

(2) The Municipal Planning Registrar must confirm the corresponding provision in the application process from which the application for municipal planning approval must be continued.

(3) An applicant does not have to comply with a requirement in terms of this By-law that are more onerous than the requirements of the Local Authorities Ordinance in respect of a provision of this By-law that precedes the provision from which the application for municipal planning approval must be continued.

(4) An applicant does not have to comply with a requirement of the Local Authorities Ordinance that is more onerous than the requirements of this By-law.

(5) The Municipality does not require the Administrator's consent as contemplated in section 211(2)(f) of the Local Authority's Ordinance.

Pending application for permanent closure of a public place in terms of the Local Authorities Ordinance

6.(1) A pending application for the permanent closure of a public place in terms of section 212 of the Local Authorities Ordinance must be continued in terms of this By-law.

(2) The Municipal Planning Registrar must confirm the corresponding provision in the application process from which the application for municipal planning approval must be continued.

(3) An applicant does not have to comply with a requirement in terms of this By-law that are more onerous than the requirements of the Local Authorities Ordinance in respect of a provision of this By-law that precedes the provision from which the application for municipal planning approval must be continued.

(4) An applicant does not have to comply with a requirement of the Local Authorities Ordinance that is more onerous than the requirements of this By-law.

(5) The Municipality does not require the Administrator's consent as contemplated in section 212(1)(b) read with 211(2)(f) of the Local Authority's Ordinance.

*Part 3: Less Formal Township Establishment Act***Less formal settlement or township approved in terms of the Less Formal Township Establishment Act**

7.(1) An application for a settlement approved in terms of section 3(1) or a township approved in terms of section 14(1) of the Less Formal Township Establishment Act, that has been approved—

- (a) subject to a layout plan; and
- (b) subject to conditions for the development thereof,

must be regarded as a township approved in terms of section 62(3)(a) this By-law.

(2) Despite –

- (a) the provisions of section 3(5)(b), (e) and (g) of the Less Formal Township Establishment Act; or
- (b) a decision to the contrary by the Administrator in terms of section 12(1) of the Less Formal Township Establishment Act,

this Act applies to land designated as a less formal settlement in terms of section 3(1) or a township approved in terms of section 14(1) of the Less Formal Township Establishment Act.

(3) An application is not required in terms of this By-law for –

- (a) the development of a less formal settlement in accordance with an approved layout plan and conditions of approval contemplated in section 4(1) of the Less Formal Township Establishment Act; or
- (b) the development of less formal township in accordance with an approved layout plan and conditions of approval contemplated in section 14(1)(a) of the Less Formal Township Establishment Act.

(4) An application is required in terms of this By-law for the subdivision of land or establishment of a township on land that has been designated as a less formal settlement in terms of section 3(1) of the Less Formal Township Establishment Act, if the land was not designated-

- (a) subject to a layout plan; or
- (b) subject to conditions for the development thereof.

Part 4: Development Facilitation Act

Development approved in terms of the Development Facilitation Act

8.(1) All applications, appeals or other matters pending before a Tribunal established in terms of section 15 of the Development Facilitation Act, 1995 (No 67 of 1995) at the commencement of the Spatial Planning and Land Use Management Act (1st July 2015) that have not been decided or otherwise disposed of, must be continued and disposed of in terms of the Spatial Planning Land Use Management Act.

(2) An application for development approved in terms of section 33(1) or 51(1) of the Development Facilitation Act must be regarded as an application for municipal planning approval approved in terms of section 47(2)(a) and 62(3)(a) of this By-law.

Functions of designated officer may be performed by Municipality

9.(1) Despite the repeal of the Development Facilitation Act, the Municipality must continue to perform the following functions conferred on a designated officer in terms of the Development Facilitation Act –

- (a) to publish the conditions of establishment imposed by the Development Tribunal or the Development Municipal Planning Appeal Tribunal that must be published in the Gazette, as contemplated in sections 33(4) and 51(3) of the Development Facilitation, in the Gazette;
- (b) to inform the Registrar of Deeds that the conditions of establishment which have to be complied with prior to the commencement of registration, have been complied with, contemplated in section 38(1)(c) of the Development Facilitation Act; and
- (c) to inform the Registrar of Deeds that the applicant and the Municipality have fulfilled their obligations relating to the provision of services, contemplated in section 38(1)(d) of the Development Facilitation Act.

(2) The Municipality must appoint a municipal official to perform the functions conferred on a designated officer as contemplated in this item.

Power reserved by Development Tribunal or Development Appeal Tribunal in a decision on an application in terms of the Development Facilitation Act

10.(1) A power reserved by the Development Tribunal or Development Appeal Tribunal in a decision on an application in terms of the Development Facilitation Act must be regarded as a power that must be exercised by the Municipality.

(2) The Municipality must comply with the provisions of this By-law, including the procedure for the amendment of a notice of a decision on an application for municipal planning approval, when exercising a power contemplated in this item.

*Part 5: KwaZulu-Natal Planning and Development Act***Application approved in terms of KwaZulu-Natal Planning and Development Act**

11. A decision by the Municipality—

- (a) to adopt a scheme contemplated in section 13(1)(a) of the KwaZulu-Natal Planning and Development Act;
- (b) to replace a scheme contemplated in section 13(1)(a) of the KwaZulu-Natal Planning and Development Act;
- (c) to approve an amendment to a Municipality's scheme contemplated in section 13(1)(a) of the KwaZulu-Natal Planning and Development Act;
- (d) to approve the subdivision of land contemplated in section 26(1)(a) of the KwaZulu-Natal Planning and Development Act;
- (e) to approve the consolidation of land contemplated in section 26(1)(a) of the KwaZulu-Natal Planning and Development Act;
- (f) to approve the development of land situated outside the area of a scheme contemplated in section 43(1)(a) of the KwaZulu-Natal Planning and Development Act;
- (g) to approve the phasing or cancellation of an approved layout plan contemplated in section 55(1) of the KwaZulu-Natal Planning and Development Act; or
- (h) to approve the alteration, suspension or deletion of a restriction relating to land contemplated in section 65(1) of the KwaZulu-Natal Planning and Development Act,

must be regarded as approval for an application for municipal planning approval contemplated in section 62(3)(a) of this By-law.

Application in terms of a repealed planning law that must be regarded as an application approved in terms of KwaZulu-Natal Planning and Development Act

12. An application in terms of a repealed planning law that must be regarded to be an application approved in terms of KwaZulu-Natal Planning and Development Act must be regarded as an application for municipal planning approval contemplated in section 62(3)(a) of this By-law.

Pending application in terms of KwaZulu-Natal Planning and Development Act

13.(1) A pending application to the Municipality or a pending proposal by the Municipality in terms of the KwaZulu-Natal Planning and Development Act as contemplated in item 1 must be continued in terms of this By-law.

(2) The Municipal Planning Registrar must confirm the corresponding provision in the application process from which the application for municipal planning approval must be continued.

(3) An applicant does not have to comply with a requirement in terms of this By-law that are more onerous than the requirements of the KwaZulu-Natal Planning and Development Act in respect of a provision of this By-law that precedes the provision from which the application for municipal planning approval must be continued.

(4) An applicant does not have to comply with a requirement of the KwaZulu-Natal Planning and Development Act that is more onerous than the requirements of this By-law.

Validation of decision made in terms of KwaZulu-Natal Planning and Development Act after 30 June 2015 but before the commencement of this By-law

14. A decision by the Municipality to approve or refuse an application to it or a proposal by it in terms of the KwaZulu-Natal Planning and Development Act as contemplated in item 11 is not invalid by virtue of not complying with the provisions of the Spatial Planning and Land Use Management Act, if—

- (a) the application to it or proposal by it was made before 1 July 2015; and
- (b) the decision to approve or refuse the application or proposal was made after 30 June 2015 but before the commencement of this By-law.