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KWAZULU-NATAL PROVINSIE
ISIFUNDAZWE SAKWAZULU-NATALI

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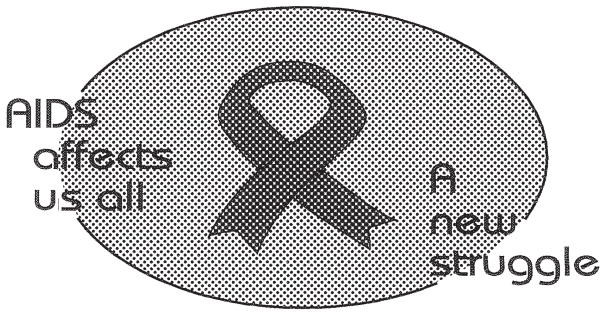
We all have the power to prevent AIDS



Prevention is the cure

AIDS
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DEPARTMENT OF HEALTH

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MUNICIPAL NOTICES • MUNISIPALE KENNISGEWINGS

MUNICIPAL NOTICE 680 OF 2025

PROVINCIAL GAZETTE

UMNGENI LOCAL MUNICIPALITY

REQUEST FOR COMMENT ON THE DRAFT UMNGENI LOCAL MUNICIPAL SPATIAL DEVELOPMENT FRAMEWORK

The uMngeni Local Municipality hereby publishes, in terms of section 20(3)(a) and (b) of the Spatial Planning and Land Use Management Act, 2013 (Act No. 16 of 2013) the Draft Spatial Development Framework for public comment.

Interested and affected parties, organisations and institutions are invited to submit written representations on the above-mentioned Draft Spatial Development Framework to the under-mentioned address, within 60 days after the publication of this notice.

All submissions must be addressed to:

For attention: Mr. Zotha Zondo
Corner Somme & Dicks Street
PO Box 5
Howick
3290

Comments and enquiries can be sent to the following email address:
E-mail: Zotha.Zondo@umngeni.gov.za

The Draft Spatial Development Framework is available:
On the uMngeni Local Municipality's website: https://www.umngeni.gov.za/

Alternatively, hard copies of the Draft Spatial Development Framework may be accessed on weekdays between 08h00 and 16h00 at:

uMngeni Local Municipal Offices:
Cnr Dicks & Somme Streets, Howick, or 21 Hilton Avenue, Hilton

Municipal Libraries:

26 Hilton Avenue, Hilton
Cnr Mandela Drive & Langalibalele, Mpophomeni
77 Midmar Road, Howick West
30 Main Street, Howick

MUNICIPAL NOTICE 681 OF 2025

PUBLIC NOTICE

ETHEKWINI MUNICIPALITY: RULES OF ORDER THIRD AMENDMENT BY-LAW, 2025

NOTICE IS HEREBY GIVEN that the eThekwini Municipal Council has enacted, by way of resolution in terms of section 12 of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000), the Rules of Order Third Amendment By-law, 2025 contained hereunder.

Mr Thomson Bongumusa Mbhele
Municipal Manager
City Hall
Dr Pixley Kaseme Street
Durban
Dated: .....

eTHEKWINI MUNICIPALITY: RULES OF ORDER THIRD AMENDMENT BY-LAW, 2025

Adopted by Council on the:

RULES OF ORDER THIRD AMENDMENT BY-LAW, 2025

GENERAL EXPLANATORY NOTE:

[ ] Words in bold type in square brackets indicate omissions from the existing By-law.

_____ Words underlined with a solid line indicate insertions in existing By-law.

To amend the Rules of Order By-law, 2014; and to provide for matters connected therewith.

BE IT MADE by the eThekwini Municipal Council as follows:

Amendment of Rule 1 of the eThekwini Municipality: Rules of Order By-law, 2014

1. Rule 1 of the eThekwini Municipality: Rules of Order By-law, 2014 (hereinafter referred to as the principal By-law) is hereby amended by the–

(a) substitution for the definition of "Code of Conduct" for the following definition:
"Code of Conduct" means the Code of Conduct for Councillors set out in **[Schedule1 to the Municipal Systems Act, 2000 (Act No. 32 of 2000)]** Schedule 7 of the Local Government: Municipal Structures Act, 1998 (Act No 117 of 1998).";

(b) insertion after the definition of "special meeting" of the following definition:
"State of the Municipality Address" means a speech customarily given by the Mayor addressing various matters including the vision for the Municipality, key objectives, deliverables and developmental interventions for the year ahead, achievements and challenges of the past year.";

(c) insertion after the definition of "urgent meeting" of the following definition:
"**virtual meeting"** means a platform of communication that enables people in different physical locations to use their internet connected devices to meet in the same virtual room."

Amendment of Rule 2 of the eThekwini Municipality: Rules of Order By-law, 2014

2. Rule 2 of the principal by-law is hereby amended by the –

(a) substitution for sub-rule (5) of the following sub-rule:

"(5) The Office of the Speaker must keep a **[register of the rulings and]** record of all written legal opinions sought."

Amendment of Rule 4 of the eThekwini Municipality: Rules of Order By-law, 2014

3. Rule 4 of the principal By-law is hereby amended by the–

(a) deletion of sub-rule (2);

(b) deletion of sub-rule (3); and

(c) deletion of sub-rule (4).

Amendment of Rule 5 of the eThekwini Municipality: Rules of Order By-law, 2014

4. Rule 5 of the principal By-law is hereby amended by –

(a) the substitution for paragraph (a) of sub-rule (7) of the following paragraph:

"(a) giving **[effect to such period of recess]** 30 days notice of the recess period **[and]**."

(b) the deletion of sub-rule (7)(b).

Amendment of Rule 6 of the eThekwini Municipality: Rules of Order By-law, 2014

5. Rule 6 of the principal By-law is hereby amended by the–

(a) substitution for paragraph (c) of sub-rule (2) of the following paragraph:
"(c) by e-mail**; [or]**"

(b) substitution for paragraph (d) of sub-rule (2) of the following paragraph:
"(d) by Short Message Service (SMS); or"

(c) addition for paragraph (e) of sub-rule (2) of the following paragraph:
"(e) by WhatsApp messaging service.".

(d) substitution for sub-rule (3) of the following sub-rule:

"(3) A notice of an urgent meeting must be served on Councillors in accordance with sub-rule (2) above, at least **[12 hours]** 24 hours before the meeting.".

Amendment of Rule 8 of the eThekwini Municipality: Rules of Order By-law, 2014

6. Rule 8 of the principal By-law is hereby amended by the–

(a) insertion after sub-rule (1)(b) of the following sub-rule:

"(1A) Any Councillor who fails to remain in attendance of the meeting without authorisation of the Speaker or Chairperson of the committee shall be in breach of these Rules of Order as well as the Code of Conduct for Councillors as published in the Regulations.".

(b) substitution for sub-rule (2) of the following sub-rule:

"(2) Every Councillor attending a Council or committee meeting must sign their name in the attendance register kept for that purpose in the Office of Speaker **[or attendance register kept by the Chairperson]**."

Amendment of Rule 9 of the eThekwini Municipality: Rules of Order By-law, 2014

7. Rule 9 of the principal By-law is hereby amended by the–

(a) insertion after sub-rule (1)(c) of the following sub-rule:

"(1A) If for certain reason(s), any Councillor is unable to submit a leave of absence prior to a meeting, any Councillor authorised by the absent Councillor may submit an application for Leave of Absence on behalf of the absent Councillor.".

Amendment of Rule 10 of the eThekwini Municipality: Rules of Order By-law, 2014

8. Rule 10 of the principal By-law is hereby amended by the–

(a) substitution for sub-rule (1) of the following sub-rule:

"**10**. **Quorum and Adjournment of Meetings. –** (1) The quorum for a meeting of the Council or a committee is a majority of its Members.".

(b) substitution for sub-rule (3) of the following sub-rule:

"(3) If there is no quorum at the expiration of **[15]** 20 minutes after the time fixed for the meeting, the Speaker or the Chairperson of the committee must allow an extension of time not exceeding **[15]** 20 minutes for the commencement of the meeting, following which the Speaker or Chairperson of the committee must rule that the meeting is cancelled.".

(c) substitution for sub-rule (4) of the following sub-rule:

"(4) During any meeting of Council or committee, if the attention of the Speaker or Chairperson is drawn to the fact that the number of Councillors present is insufficient to constitute a quorum, the Speaker or Chairperson **[must cause a bell to be rung for a period for a period not exceeding 2 minutes]** must allow for a 20 minutes interval and, if thereafter there is still no quorum, the Speaker or Chairperson must adjourn the meeting.".

(d) substitution for sub-rule (5) of the following sub-rule:

"10(5) Where a meeting is adjourned by the Speaker or Chairperson of the committee because there is no quorum or due to any unforeseen eventuality, the meeting must be reconvened within 7 days as a continuation of the adjourned meeting.".

Amendment of Rule 11 of the eThekwini Municipality: Rules of Order By-law, 2014

9. Rule 11 of the principal By-law is hereby amended by the–

(a) substitution for sub-rule (2) of the following sub-rule:

"(2) Where a committee of Council meets: -

(a) another committee of Council, the initiator of the meeting must be the Chairperson of the meeting;

(b) a committee of a Provincial Legislature or a committee of Parliament, the representatives of these institutions must co-chair the meeting; or

(c) an organ of state or an external stakeholder, a committee of council concerned

must chair the meeting.".

Amendment of Rule 12 of the eThekwini Municipality: Rules of Order By-law, 2014

10. Rule 12 of the principal By-law is hereby amended by the–

(a) substitution for sub-rule (1A) of the following sub-rule:
"(1A) The agenda for an ordinary or special meeting together with all relevant documentation, must, where possible, be delivered or made available electronically to all Councillors at least 72 hours before such an ordinary meeting or 24 hours before a special meeting: Provided that a failure by any Councillor to receive an agenda or relevant documentation does not affect the validity of any item placed on the agenda.".

(b) substitution for sub-rule (2) of the following sub-rule:
"(2) The Speaker or Chairperson may change the order in which the matters appear on the agenda after considering suitable motivation.".

(c) substitution for sub-rule (3) of the following sub-rule:
"(3) The Speaker or Chairperson may, subject to rule 7- "

(d) substitution for paragraph (b) of sub-rule (3) of the following paragraph:
"(b) after considering suitable motivation,
direct that any matter be discussed in a closed sitting of Council or committee.".

(e) substitution for sub-rule (5) of the following sub-rule:
"(5) Where any matter is deferred for discussion in a closed meeting, the reasons for the deferral must be recorded in **[the register of rulings and legal opinions kept by the Speakers office]** the minutes of the meeting.".

Amendment of Rule 13 of the eThekwini Municipality: Rules of Order By-law, 2014

11. Rule 13 of the principal By-law is hereby amended by the–

(a) insertion after sub-rule (2) of the following sub-rule:
"(2A) Where it is reasonable and necessary to do so, the Speaker may amend the order of business as specified in sub-rule (1) and (2) after consultation with the political parties caucuses.".

Amendment of Rule 15 of the eThekwini Municipality: Rules of Order By-law, 2014

12. Rule 15 of the principal By-law is hereby amended by the–

(a) substitution for sub-rule (1) of the following sub-rule:

"(1) The Speaker **[as the Chairperson of meetings of the Municipal Council]** or Chairperson must -.".

Amendment of Rule 16 of the eThekwini Municipality: Rules of Order By-law, 2014

13. Rule 16 of the principal By-law is hereby amended by the–

(a) substitution for sub-rule (3) of the following sub-rule:

"(3) During a **[debate a Councillor]** Council or committee meeting, Councillors may not converse with another person loud enough to disrupt proceedings.".

Amendment of Rule 22 of the eThekwini Municipality: Rules of Order By-law, 2014

14. Rule 22 of the principal By-law is hereby amended by the–

(a) insertion in the principal By-law after sub-rule (2) of the following sub-rule:

"(2A) The advice to Whips referred to in sub-rule (2), must be communicated by the Speaker through any electronic communication means.".

Amendment of Rule 22 of the eThekwini Municipality: Rules of Order By-law, 2014

15. Rule 23 of the principal By-law is hereby amended by the–

(a) substitution for sub-rule (2) of the following sub-rule:

"The Speaker may allow a political party to give their allocated time to another political party on any item, provided that such arrangements are made with the Speaker before the commencement of the Council meeting and the political party giving away its allocated remains in attendance at the meeting.".

(b) insertion after sub-rule (2) of the following sub-rule:

"(2A) Notwithstanding any arrangement made with the Speaker, should the political party fail to attend the Council meeting as required, the allocated time given to the other political party shall be forfeited.".

Amendment of Rule 26 of the eThekwini Municipality: Rules of Order By-law, 2014

16. Rule 26 of the principal By-law is hereby amended by the–

(a) substitution for sub-rule (3) of the following sub-rule:

"(3) All other questions before the Council must be decided by a majority of the votes cast.".

Amendment of Rule 27 of the eThekwini Municipality: Rules of Order By-law, 2014

17. Rule 27 of the principal By-law is hereby amended by the–

(a) substitution for sub-rule (4) of the following sub-rule:

"(4) A Councillor must ensure that questions submitted in terms of this rule are submitted to the Office of the Speaker **[or Chairperson]** at least 10 days before the date of the next meeting.".

(b) substitution for sub-rule (5) of the following sub-rule:

"(5) The Speaker **[or Chairperson]** must ensure that the questions are included in the agenda of the next Council **[or committee]** meeting.".

(c) substitution for sub-rule (7) of the following sub-rule:

"(7) A Councillor **[may submit only one question at any meeting**] who submits questions in respect of these rules must submit only one question in respect of one subject matter at any Council meeting.".

(d) substitution for sub-rule (8) of the following sub-rule:

"(8) Where questions are submitted to Council in terms of this rule, the Speaker must forward a copy of every question to the **[Chairperson]** relevant **[committee]** Executive Director, **[and]** Municipal Manager and Director who must ensure that a response is given at the next Council meeting.".

(e) insertion after sub-rule (8) of the following sub-rule:

"(8A) The relevant Chairperson or his or her nominee must ensure that the response is presented at the Council meeting.".

(f) substitution for sub-rule (10) of the following sub-rule:

"(10) If questions submitted in terms of sub – rule**[s]** (1) **[and (3]** have not been replied to at the **[next]** meeting, the minutes of the meeting must record these questions and that no reply was provided.".

(g) deletion of sub-rule (13).

(h) deletion of sub-rule (14)

(i) deletion of sub-rule (15).

(j) substitution for sub-rule (17) of the following sub-rule:
"(17) Questions that have not been reached at the end of time allocated for questions must be **[regarded as standing over]** responded to in writing and responses shall be communicated to the sponsor of the questions or the councillor who submitted them.".

Amendment of Rule 28 of the eThekwini Municipality: Rules of Order By-law, 2014

18. Rule 28 of the principal By-law is hereby amended by the–

(a) deletion of paragraph (a) of sub-rule (1).

(b) substitution for paragraph (b) of sub-rule (1) of the following sub-rule;
"(b) during the period when Council is in recess or in session, and it is not possible to obtain a decision of the relevant committee or Council, such matter may be decided by the Municipal Manager, after consulting with the Mayor and the Executive Director concerned.".

(c) substitution for paragraph (d) of sub-rule (1) of the following paragraph:
"(d) during a period not falling under paragraphs **[a]**, (b) or (c), such matter, excluding a non-delegable matter contemplated in section [**160(6)]** 160(2) of the Constitution, may be decided by the Municipal Manager in consultation with the Mayor.".

(d) substitution for sub-rule (2) of the following sub-rule:
"(2) The power conferred upon the **[Chairperson and the]** Municipal Manager in terms of sub-rule (1) may include the power to incur expenditure, provided the Executive Director: Treasury or his or her nominee in the Treasury department certifies in writing that provision has been made for the expenditure in the current budget. If estimates for the financial year have been adopted by the Council, it must be confirmed that provision for the expenditure has been or will be made in the estimates for that financial year.".

(e) substitution for sub-rule (4) of the following sub-rule:

"(4) All matters which are decided in terms of this rule must be reported for noting at the next ordinary meeting of the committee within whose terms of reference the matter falls for onward **[ratification]** noting by Council.".

Insertion of Rule 31A into eThekwini Municipality: Rules of Order By-law, 2014

19. The principal By-law is hereby amended by the insertion after rule 31 of the following sub-rule:

"**(31A) State of the Municipality Address**. – (1) At the request of His or Her Worship, the Mayor, the Speaker of Council may grant authority to convene a special meeting to enable the Mayor to table the State of the Municipality Address (SOMA).".

Amendment in the Table of Contents of the eThekwini Municipality: Rules of Order By-law, 2014

20. The Table of Contents of the eThekwini Municipality: Rules of Oder By-law,2014 is hereby amended by:

(a) substitution for sub-rule (1) of the following sub-rule:

"10. Quorum and Adjournment of Meetings"

(b) insertion after rule 31 of the following sub-rule:

"31A. State of the Municipality Address"

21. Short title and commencement. – This By-law is called eThekwini Municipality: Rules of Order Third Amendment By-law, 2025 and takes effect on the date of the publication thereof in the Provincial Gazette.

MUNICIPAL NOTICE 682 OF 2025

THE MSUNDUZI MUNICIPALITY

GREATER EDENDALE & VULINDLELA DEVELOPMENT INITIATIVE ("GEVDI") NOTICE OF EXPROPRIATION

TO: The Owner(s), as defined in Section 1 of the Expropriation Act No. 63 of 1975 ("the Expropriation Act"), of the properties described in the schedule below, and which expression includes, but is not limited to the executor in the estate of a deceased owner, any trustee or liquidator in the insolvent stale of an owner, or if the owner of that property is under legal disability his/her legal representative and includes all or any other authorized representative of the owner including but not limited to any Land Title Adjustment Commissioners appointed in terms of the Land Titles Adjustment Act No. 111 of 1993

AND TO: All other persons claiming any right to or interest in the properties described in the schedule below whether by registration or otherwise and particularly any lessee, buyer or builder contemplated in terms of Section 9 (I)(d) of the Expropriation Act.

TAKE NOTICE that the Msunduzi Municipality ("The Municipality"), in terms of the powers vested in it by Section 156(1)(b) of the Constitution of the Republic of South Africa, 1966 and Section 60(1)(a) of the Local Government: Municipal Systems Act 32 of 2000, hereby expropriates the immovable properties listed below in terms of Section 9(3)(a) of the Housing Act No. 107 of 1997 ("Housing Act"), read with section 8(1) of the Expropriation Act No.63 of 1975 ("Expropriation Act") and Section 25(2) of the Constitution.

TAKE NOTICE FURTHER that the date of expropriation shall be **20 November 2025** from which date, ownership of the said land will pass to the Municipality and/or the said rights will vest in the Municipality.

TAKE FURTHER NOTICE that the Municipality shall take possession of the said land on **20 November 2025** or such other date as may be agreed upon between the Owner(s) and the Municipality in terms of Section 8(3) of the Expropriation Act, or a date determined in terms of the provisions of Section 8(5) of the Expropriation Act, as the case may be.

Where land is expropriated, with effect from the date of possession of the land by the Municipality, but not before such date, the Owner(s) will be relieved of the obligation to take care of and maintain the land and to pay taxes and other charges thereon, and will no longer be entitled to the use of any income from the land.

Your attention is directed to the provisions of Section 8(1), 8(2), 8(3), 9(1)(a)(b)(c)(d)(e), 12(3)(a)(ii), 12(4) and 13(3) of the Expropriation Act, which read as follows:

''8. Passing of ownership in expropriated property and exercise of right to use property-

(1) "The ownership of property expropriated in terms of the provisions of this Act shall, subject to the provisions of section 3 (3), and on the date of expropriation, vest in the State, released from all mortgage bonds (if any) but if such property is land, it shall remain subject to all registered rights (except mortgage bonds) in favour of third parties with which it is burdened, unless or until such rights have been expropriated from the owner thereof in accordance with the provisions of this Act.

(2) If the Municipality has in terms of section 2 taken the right to use any property for any purpose, the State may, as from the date of expropriation, exercise that right.

(3) The State shall take possession of any property expropriated on the date stated in terms of section 7 (2) (b) or such other date as may be agreed upon between the owner concerned and the Municipality."

''9. Duties of owner of property expropriated or which is to be used by (the Municipality)

(1) An owner whose property has been expropriated in terms of this Act, shall, within sixty days from the date of notice, deliver or cause to be delivered to the (Municipal Manager of the Municipality) a written statement indicating-

(a) if any compensation was in the notice of expropriation offered for such property, whether or not he accepts the compensation and, if he does not accept it, the amount claimed by him as compensation and how much of that amount represents each of the respective amounts contemplated in section 12(1)(a)(i) and (ii) or (b) and full particulars as to how such amounts are made up;

(b) if no such compensation was so offered, the amount claimed as compensation by him and how much of the amount represents each of the respective amounts contemplated in section 12(1)(a)(i) and (ii) or (b) and full particulars as to how such amounts are made up;

(c) if the property expropriated is land and any amount is claimed in terms of paragraph (a) or full particulars of all improvements thereon which, in the opinion of the owner, affect the values of such land;

(d) if the property being expropriated is land-

(i) which prior to the date of notice was leased as a whole or in part by unregistered lease, the name and writing or full particulars of the lease, the name and address of the lessee, and accompanied by the lease or a certified copy hereof, if it is not in writing:

(ii) which, prior to the date of notice, was sold by the owner, the name and address of the buyer, and accompanied by the contract of purchase and sale or a certified copy thereof.

(iii) on which building has been erected which is subject to a builder's lien by virtue of a written building contract, the name and address of the builder, and accompanied by the building contract or a certified copy thereof.

(e) the address to or at which the owner desires that further documents in connection with the expropriation may be posted or delivered or tendered. Provided that the (Municipality) may at (its) discretion extend the said period of sixty days, and that, if the owner requests the (Municipality) in writing within thirty days as from the date of notice to extend the said period of sixty days, the (Municipality) shall extend such period by a further sixty days.

''12. Basis on which compensation is to be determined-

(3) (a) Interest at the standard interest rate determined in terms of Section 28(1) of the Exchequer and Audit Act, 1975 (Act No. 56 of 1975), shall, subject to the provisions of subsection (4), be payable from the date on which the Municipality takes possession of the property in question in terms of Section 8(3) or (5) on any outstanding portion of the amount of compensation payable in accordance with subsection (1): Provided that: (ii) If the owner fails to comply with the provisions of Section 9(1) within the appropriate period referred to in the said section, the amount so payable shall during the period of such failure and for the purpose of the payment of interest be deemed not to be an outstanding amount.

(4) If the owner of property which has been expropriated occupies or utilized or any portion thereof, no interest shall, in respect of the period during which he so occupies or utilizes it, be paid in terms if subsection (3) on so much of the outstanding amount as, in the opinion of the (Municipality), relates to the property so occupied or utilized.

''13. Payment of compensation in respect of rights of unregistered leases in respect of property expropriated —

(3) If the owner of expropriated property fails to comply with a the provisions of Section 9(1) (d)(I) and the (Municipality) did not prior to the payment of any compensation money to the owner become aware of the existence of the lease in respect of such property the (Municipality) shall not be obliged to pay compensation to the lessee concerned in respect of the termination of his rights, but such owner shall be liable to any such lessee for damages sustained by him in consequence of the termination of his rights."

Your attention is further directed to the provisions of Section 20 of the Expropriation Act, which reads as follows:

''20. Payment of certain taxes and other moneys out of compensation monies —

(1) If any land which has been expropriated is situated within the area of jurisdiction of a local authority, such local authority shall upon receipt or publication of a relevant notice in terms of section 7, forthwith inform the (Municipality) in writing of any outstanding tax or other moneys in respect of the payment of which the production of a receipt or certificate is in terms of any law prerequisite for the passing of a transfer of such land by a registrar of deeds.

(2) The (Municipality) may utilise so much of the compensation money in question as is necessary for the payment on behalf of the owner of such land of any tax or other moneys mentioned in subsection (1).

KINDLY BE ADVISED that if the Deed of Transfer to the land is not in the possession or under the control of the Owner(s), you are further requested in terms of Section 9(3)(a) of the Expropriation Act to provide within **60 days** of the date of this notice written particulars of the name and address of the person in whose possession or under whose control is.

All responses in terms of this notice of expropriation must be addressed to the GEVDI offices at FJ Sithole & Sutherland Rd, Edendale, **Pietermaritzburg, 3201 between 8:30 am and 3pm from Monday to Friday or Mabaso & Partners Inc. on office number (033) 015 5006 on or before 20 February 2026**

I-GREATER EDENDALE & VULINDLELA DEVELOPMENT INITIATIVE ("GEVDI") - ISAZISO SOKUDLIWA KOMHLABA

KUYA: Kubanikazi, njengoba kuchazwe eSigabeni 1 soMthetho Wokudliwa Kwempahla No. 63 ka-1975 ("uMthetho Wokudliwa Komhlaba"), wezakhiwo ezichazwe kushejuli engezansi, futhi iyiphi inkulumo ehlanganisa, kodwa ayikhawulelwe kumabi wefa elifeni lomnikazi oshonile, noma yimuphi umphatheli noma umdayisi esikhathini sokungabi nazimali komnikazi, noma uma umnikazi waleyo ndawo ekhubazekile ngokomthetho ummeleli wakhe osemthethweni futhi kubandakanya bonke noma yimuphi omunye ummeleli ogunyaziwe womnikazi kuhlanganisa kodwa kungagcini nje kunoma yibaphi OKhomishana Wokulungiswa Kwezakhiwo Zomhlaba abaqokwe ngokoMthetho Wokulungiswa Kwezakhiwo Zomhlaba No.111 ka-1993.

KANYE: Nakubo bonke abanye abantu abafuna noma yiliphi ilungelo noma inzalo ezakhiweni ezichazwe ohlelweni olungezansi kungaba ngokubhalisa noma ngenye indlela futhi ikakhulukazi noma yimuphi umqashi, umthengi noma umakhi ohlongozwe ngokweSigaba 9 (1)(d) soMthetho Wokudliwa Kwempahla.

SIYANAZISA ukuthi uMasipala waseMsunduzi ("The Municipality"), ngokwamandla owanikwa yiSigaba 156(1)(b) soMthethosisekelo waseNingizimu Afrika, 1966 kanye neSigaba 60(1)(a) woHulumeni Basekhaya: uMthetho Wezinhlelo Zomasipala, 32 ka-2000, ngalokhu uphuca imihlaba ebalwe ngezansi ngokweSigaba 9(3)(a) soMthetho wezeZindlu No. 107 ka-1997 ("uMthetho wezezindlu"), ofundwa nesigaba 8. (1) soMthetho Wokudliwa Kwempahla No.63 ka-1975 ("UMthetho Wokudliwa Komhlaba") kanye neSigaba 25(2) soMthethosisekelo.

SIYANAZISA ukuthi usuku lokudliwa komhlaba luzoba mhla zingama-**20 NOVEMBER 2025** kusukela ngalolo suku, ubunikazi balo mhlaba oshiwoyo buzodlulela kuMasipala futhi/noma amalungelo ashiwo ayoba esengaphansi kwaMasipala.

SIYANAZISA ukuthi uMasipala uzothatha lo mhlaba oshiwo mhla zingama-**20 NOVEMBER 2025** noma olunye usuku okungavunyelwana ngalo Phakathi koMnikazi noMasipala ngokweSigaba 8(3) soMthetho Wokudliwa Komhlaba, noma usuku olunqunywe ngokwezinhlinzeko zeSigaba 8(5) soMthetho Wokudliwa Kwempahla.

Lapho umhlaba udliwa, kusukela ngosuku lokuphathwa komhlaba nguMasipala, kodwa kungakapheli lolo suku, uMnikazi/abaMnikazi bayokhululwa esibophweni sokunakekela nokunakekela umhlaba kanye nokukhokha intela nokunye. Izindleko ezikhokhwayo, futhi ngeke esaba nelungelo lokusebenzisa noma imali engenayo evela kumhlaba.

Ukunaka kwakho kuqondiswe ezinhlinzekweni zeSigaba 8(1), 8(2), 8(3), 9(1)(a)(b)(c)(d)(e), 12(3)(a).)(ii), 12(4) kanye no-13(3) zoMthetho Wokudliwa Kwempahla, ofundeka kanje:

''8. Ukuphasiwa kobunikazi empahleni edliwe kanye nokusebenzisa ilungelo lokusebenzisa indawo-

(1) "Ubunikazi bempahla edliwe ngokwezinhlinzeko zalo Mthetho, kuncike ezinhlinzekweni zesigaba 3 (3), futhi ngosuku lokudliwa komhlaba, bube sezandleni zoMbuso, ukukhululwa kuwo wonke amabhondi ezindlu (uma ekhona.) kodwa uma leyo mpahla ingumhlaba, iyohlala ingaphansi kwawo wonke amalungelo abhalisiwe (ngaphandle kwamabhondi ezindlu ezibolekwayo) ivuna abantu besithathu ethwele kanzima, ngaphandle uma lawo malungelo ephucwe umnikazi wawo ngokuhambisana nezinhlinzeko ze loMthetho.

(2) Uma uMasipala ngokwesigaba 2 ethathe ilungelo lokusebenzisa noma iyiphi indawo nganoma iyiphi injongo, uMbuso, kusukela ngosuku lokudliwa komhlaba, ungasebenzisa lelo lungelo.

(3) UMbuso uyothatha noma yimuphi umhlaba odliwe ngosuku olushiwo ngokwesigaba 7 (2) (b) noma olunye usuku okungavunyelwana ngalo phakathikomnikazi othintekayo kanye noMasipala."

''9. Imisebenzi yomnikazi wendawo edliwe noma ezosetshenziswa (uMasipala)-

(1) Umnikazi odliwe indawo yakhe ngokwalo Mthetho, zingakapheli izinsuku ezingamashumi ayisithupha kusukela osukwini lwesaziso…., kufanele alethe noma alethe (iMenenja kaMasipala kaMasipala) isitatimende esibhaliwe esikhombisa-

(a) uma kukhona isinxephezelo ebesisesazisweni sokudliwa komhlaba ebesihlinzekiwe kulowo mhlaba, noma ngabe uyayamukela yini isinxephezelo noma cha, futhi uma engayamukeli, inani elifunwa nguye njengesinxephezelo ahlukene ahlongozwe esigabeni 12(1)(a)(i) kanye (ii) noma

(b) uma singekho isinxephezelo esinjalo, inani elifunwa nguye njengesinxephezelo nokuthi ingakanani inani elimele inani ngalinye kwalawo ahlongozwe esigabeni 12(1)(a)(i) kanye no (ii) noma (b) kanye nemininingwane yokuthi lezo zimali zenziwa kanjani;

(c) uma impahla edliwayo ingumhlaba futhi nanoma yisiphi isamba sifunwa ngokwendima (a) noma imininingwane egcwele yakho konke ukuthuthukiswa okukhona, ngokubona komnikazi, okuthinta amanani alowo mhlaba;

(d) uma indawo edliwayo ingumhlaba-

(i) okwathi ngaphambi kosuku lwesaziso kwakuqashiswa ngokuphelele noma ingxenye yayo yonke noma ingxenye ngesivumelwano sokuqashisa esingabhalisiwe, sicela igama kanye nemininingwane egcwele yesivumelwano sokuqashisa,igama nekheli lomqashi, futhi kuphelezelwa yisivumelwano sokuqashisa noma ikhophi eqinisekisiwe. Iapha, uma kungalotshwanga;

(ii) okwathi, ngaphambi kosuku lwesaziso, sathengiswa ngumnikazi, igama nekheli lomthengi, futhi kuphelezelwa yinkontileka yokuthenga nokudayisa noma ikhophi yaso eqinisekisiwe.

(iii) isiphi isakhiwo esakhiwe ngaphansi kwesikweletu sikamakhi ngesivumelwano sokwakha esibhaliwe, igama nekheli likamakhi, futhi siphelezelwa yinkontileka yokwakha noma ikhophi yaso eqinisekisiwe.

(e) ikheli noma lapho umnikazi efi sa ukuthi eminye imibhalo ephathelene nokudliwa komhlaba iposelwe noma ilethwe noma ithenda. Kuncike ekutheni (uMasipala) ngokubona kwawo ungelula isikhathi esishiwo esiyizinsuku ezingamashumi ayisithupha, nokuthi, uma umnikazi ecela (uMasipala) ngokubhala phansi zingakapheli izinsuku ezingamashumi amathathu kusukela osukwini lwesaziso ukuba welule isikhathi esishiwo esiyizinsuku ezingamashumi ayisithupha. (uMasipala) uzokwengeza leso sikhathi ngezinye izinsuku ezingamashumi ayisithupha."

''12. Isisekelo okumele kunqunywe ngaso isinxephezelo-

(3)(a) Inzalo ngezinga lenzalo elijwayelekile elinqunywe ngokweSigaba 28(1) soMthetho Wokucwaningwa Kwama-Exchequer and Audit Act, 1975 (uMthetho No. 56 ka 1975), kuncike ezinhlinzekweni zesigatshana (4), kufanele ikhokhwe kusukela ngosuku uMasipala athatha ngalo umhlaba okukhulunywa ngawo ngokweSigaba 8(3) noma (5) nganoma iyiphi ingxenye esele yenani lesinxephezelo okufanele ikhokhwe ngokuhambisana nesigatshana (1):
Ngaphandle kokuthi -

(ii) Uma umnikazi ehluleka ukuhambisana nezinhlinzeko zeSigaba 9(1) phakathi nesikhathi esifanele okukhulunywe ngaso esigabeni esishiwo, inani elikhokhwa ngaleyo ndlela ngesikhathi salokho kwehluleka futhi ngenhloso yokukhokhela inzalo kuthathwe njengemali esele.

(4) Uma umnikazi wendawo edliwayo ehlala noma esetshenziswa noma iyiphi ingxenye yakhona, akukho nzalo okufanele, mayelana nesikhathi ehlala ngaso noma ewusebenzisa, ikhokhwe ngokwemibandela uma isigatshana (3) ngemali engaka yemali esele njengoba, ngokubona kukaMasipala, ihlobene nesakhiwo esihlalayo noma esisetshenziswayo."

''13. Ukukhokhwa kwesinxephezelo maqondana namalungelo okuqashisa okungabhalisiwe maqondana nempahla edliwayo -

(3) Uma umnikazi wendawo edliwayo ehluleka ukuthobela izinhlinzeko zeSigaba 9(1) (d)(1) futhi (uMasipala) engazange azi ngaphambi kokuthi akhokhe imali yesinxephezelo kumnikazi. ukuba khona kokuqashiswa kwalowo mhlaba (uMasipala) angeke uphoqeleke ukuthi akhokhe isinxephezelo kumqashi othintekayo mayelana nokuqedwa kwamalungelo akhe, kodwa lowo mnikazi uyobophezela kunoma yimuphi lowo mqashisi ngamademeshe agcinwe nguye ngenxa yalokho yokuqedwa kwamalungelo akhe.
Ukunaka kwakho futhi kuqondiswe ezinhlinzekweni zeSigaba 20 soMthetho Wokudliwa Kwempahla, ofundeka kanje:

''20. Ukukhokhwa kwezintela ezithile nezinye izimali ngezimali zesinxephezelo -

(1) Uma noma yimuphi umhlaba odliwe utholakala endaweni engaphansi komkhandlu wasekhaya, lowo mkhandlu wendawo uyothi lapho ethola noma eshicilele isaziso esifanelekile ngokwesigaba 7, ngokushesha azise (uMasipala) ngokubhala nganoma yisiphi isikhathi. intela esele noma ezinye izimali maqondana nokukhokhwa kwayo ukukhiqizwa kwerisidi noma isitifi keti ngokwanoma iyiphi imfuneko yomthetho ukuze kuphasiswe lowo mhlaba ngunobhala wamatayitela.

(2) UMasipala (uMasipala) angasebenzisa imali eningi yesinxephezelo okukhulunywa ngayo njengoba kudingeka ukuze akhokhele umnikazi walowo mhlaba wanoma iyiphi intela noma ezinye izimali ezishiwo esigatshaneni (1)."

UYALULISWA ukuthi uma iTayitela lokuDlulisela kulowo mhlaba lingekho esandleni noma lingaphansi kolawulo loMnikazi, uyacelwa futhi ngokweSigaba 9(3)(a) soMthetho Wokudliwa Komhlaba ukuthi uhlinzeke ngaphakathi izinsuku ezingamashumi ayisithupha zosuku lwalesi saziso imininingwane ebhaliwe yegama nekheli lomuntu okuye noma ngaphansi kolawulo lwakhe.

Zonke izimpendulo ngokwalesi saziso sokudliwa komhlaba kumele ziqondiswe emahovisi akaMasipala eGreater Edendale Vulindlela Development Initiative kuFJ Sithole& Sutherland Rd, Edendale, ePietermaritzburg, 3201 phakathi kwezikhathi zika 8:30 no3pm **kusukela ngoMsombuluko kuyela kuLwesihlanu noma inombolo yehhovisi laba Mmeli, oMabaso & Partners Inc. kwi nombolo ethi: 033 015 5006 ngo mhlaka 20 February 2026** noma ungakashayi.

No.	Property Description	Property Owner	Purchase Price
1	Portion 16 Of Erf 106 Edendale	Masuku Thulani Stanley	**R204 500.00**
2	Portion 17 Of Erf 106 Edendale	Mbense Busisiwe Zephrina	**R211,850.00**
3	Proposed Portion of Portion 18 Of Erf 106 Edendale	Mathunjwa Ntuthuko Thandokuhle	**R68,200.00**
4	Proposed Portion of Portion 19 Of Erf 106 Edendale	Khanyile Nonhlanhla Pinky	**R85,800.00**
5	Portion 31 Of Erf 106 Edendale	Twelve Apostles Church In Christ	**R258 050.00**

PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS

PROVINCIAL NOTICE 1001 OF 2025

DEPARTMENT OF LAND REFORM AND RURAL DEVELOPMENT

LAND REFORM (LABOUR TENANTS) ACT, 1996 (ACT NO. 3 OF 1996)

Notice is hereby given, in terms of Section 17 (2) (c) of the Land Reform (Labour Tenants) Act, 1996 (Act No 3 of 1996) ("the LTA"), that applications for acquisition of land or rights in land were lodged with the Director General of the erstwhile Department of Land Affairs by the Applicants, and in respect of the Property, described in the Schedule.

Any party who may have an interest in the applications appearing in the Schedule is hereby invited to make written representations to the Director General, within 30 days from the publication of this Notice. The representations must be forwarded to:

The Director General
c/o Deputy Director: Tenure Reform Implementation
Department of Land Reform and Rural Development
Ladysmith Regional Shared Services Centre
45 Beacon Road
Ladysmith
3370
Tel (036) 638 9400, Fax (036) 638 9406
Email: Isaac.Sibeko@dlrrd.gov.za
Johny.Matlala@dlrrd.gov.za

File Reference: **See attachment**

_____
SIGNED BY: DEPUTY DIRECTOR: TENURE REFORM IMPLEMENTATION
DULY AUTHORISED
For **DIRECTOR-GENERAL: LAND REFORM AND RURAL DEVELOPMENT**

DATE:

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SCHEDULE

ADMIN DETAILS		DETAILS OF THE APPLICANTS		DETAILS OF THE PROPERTY				
No.	**File No / Reference**	**Name and Surname**	**Identity Number**	**Property Description**	**Locality (District)**	**Current Title Deed No**	**Current Owner**	**Bonds and Restrictive Conditions (Interdicts)**
1.	KNB/4/2/	Ms. Ntombi Jenneth Khoza	520219 0515 08 7	Portion 25 of the farm Kop Leegte No 1154, GS	uThukela	T23718/1994	Tratschler Reimar Herbert	N/A
2.	KNB/4/1/	Ms. Khulekile Nkabinde	381021 0261 086	Portion 12 of the farm Zuur Laager No. 1040, GS	uThukela	T17557/1996	Tregenna farm Trust-Trustees	N/A
3.	KNB/4/3/	Mr. Khabonina Gumbi Mr. Letsitsa Joseph Twala Mr. Mzwempi Philemon Mhlungu Mr. Nhlanhla Philemon Cebekhulu Mr. Mkhiswha Wilson Cebekhulu Mr. Delisamasoka Moses Twala	330405 0224 08 1 370816 5277 083 470307 5491 08 9 490511 5183 08 5 491213 5189 08 4 510809 5474 08 2	Portion 1 of the farm Gelegenfontein No. 1204, GT	uThukela	T30754/2018	Madumelana Community Trust	N/A

4.	KNB/4/3/	Mr. Simon Ndlovu	561225 5671 08 2	Portion 12 (Remaining Extent) of the farm Marais Heuvel No. 13247, GS	uThukela	T21625/2016	Green Alan Jeremy	N/A
5.	KZ244	Mr. Vusi Milton Mbhele	550606 6571 08 5	Portion 1 of the farm Omdraai No. 4981, GT	Endumeni / Dundee	T2070/1982 T8028/2016	National Government of South Africa	N/A
6.	KNB/4/3/	Mr. Doctor Paulos Nsibanyoni Mr. Soketshe George Magudulela	640605 5334 08 3 530208 5429 08 7	Portion 3 (Remaining Extent) of the farm Schaap Plaats No. 5689, GS	uThukela	T12938/1980	Steyn Pieter Albert	N/A
7.	KNB/4/1/	Mr. Siphiwe Robert Gumbi	500722 5268 08 5	Portion 0 (Remaining Extent) of the farm Snelster No. 16048, GS	uThukela	T38200/2005	Tratschler Reimar Herbert	N/A
9.	KNB/4/1/	Mr. Petros Vusi Mvelase Ms. Busi Joyce Mkhonza	750730 5604 08 1 630630 0542 08 6	Portion 1 (Remaining Extent) of the farm Wilde Perde Vlei No. 1004, GS	uThukela	T121794/2025	Boesmansklip Farming Proprietary Limited	N/A
10.	KNB/4/1/	Ms. Hleziphi Gerte Radebe MS. Sibongile Gladys Kheswa	471221 0456 08 9 740304 1231 08 4	Portion 11 (of 5) of the farm Strydpoort No. 1136, GS	uThukela	T60083/2002	R I D Farms CC	N/A
11.	KNB/4/1/	Mr. Mbudi Mhlanga	370330 5187 08 6	Portion 6 (Remaining Extent) of the	uThukela	T8823/1994	The Gielie Jacobsz Trust	N/A

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				farm Oppermans Kraal No. 1257, GS				
12.	KNB/4/1/	Mr. Innocent Mabuso Shabalala	710429 5496 08 0	Portion 24 of the farm Bell Park No. 17953. GS	uThukela	T13145/2025	Cropsmart Proprietary Limited	N/A
13.	KNB/4/1/	Mr. Thembinkosi Walter Kubheka Mr. Vusumuzi Michael Mazibuko Mr. Boy Ablosom Ngwenya	530125 5417 08 0 561111 5844 08 5 680307 5374 08 3	Portion 1 (Remaining Extent) of the farm Matuans Hoek No.1182, GS	uThukela	T38968/2010	Sharp Sharp Foods Pty Ltd	N/A
15.	KZN/4/3/214	Mr. Makepi Leornard Mbongwa	411221 5218 08 1	Portion 17 of Farm the Elands Laagte 1239 – GS	uThukela	T14198/1996	Salmond Robert Fayers	N/A
16.	KZ244/109/KZN/3/2/197	Mr. Kufakweze France Zulu	290113 5193 08 1	Portion 0 of the farm Rama No. 3231, GS	uMzinyathi	T11866/2000	Dedekind Heinz Udo	N/A
17.	KNB/4/1/	Ms. Victoria Ndlovu	530729 0688 08 8	Portion 3 (Remaining Extent) of the farm Pooteneas Spruit No. 1077, GS	uThukela	T36602/2014	Johannes Arnoldus Nicolaas	N/A
18.	KNB/4/1/	Mr. Mandlenkosi Zephania Khumalo	520819 5349 08 3	Portion 0 (Remaining Extent) of the farm Gartmore No. 2435, GS	uThukela	T19363/2022	BENCOR EIENDOMS PROPRIETARY LIMITED	N/A
19.	KZ241	Mr. Mfoko Joseph Mbhele Mr. Bhekinkosi Kenius Khuzwayo	590613 5273 08 7 470122 5417 08 7	Portion 23 (Remaining Extent) of the farm Kleine Waterval No.1152, GT	uMzinyathi	Botes Abraham Adriaan	T43065/2005	N/A

20.	KZ241	Mr. Mfoko Joseph Mbhele	590613 5273 08 7	Portion 26 (Remaining Extent) of the farm Kleine Waterval No. 1152, GT	uMzinyathi	Mqongwane Communal Property Association	T11304/2019	N/A
21.	KNB/4/1/	Phephisa Amon Mthabela	6411265422082	Portion 1 (Remaining Extent) No. 8247, GS	uThukela	Trans Natal Boerdery En Dienste BK	T40641/2020	N/A

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KZNERA
KWAZULU-NATAL ECONOMIC REGULATORY AUTHORITY

THE KWAZULU-NATAL ECONOMIC REGULATORY AUTHORITY
NOTICE OF PUBLIC HEARINGS

Notice is hereby given of public hearings to be held in terms of section 37 of the KwaZulu-Natal Gaming and Betting Act, 2010 (Act No 8 of 2010) as amended in relation to the applications set out hereunder. The public hearings is aimed at providing the general public and other interested parties a reasonable opportunity to make representations on any aspect of the undermentioned applications. The public hearing will be held on **Tuesday, 25 November 2025** at KwaZulu-Natal Economic Regulatory Authority, Training Centre, 22 Dorothy Nyembe Road, 1st Floor Marine Building, Durban **at 10:00.**

The details of the applications and the names of the applicants are as follows:

1. **APPLICATIONS FOR CONSENT TO ACQUIRE FINANCIAL INTERESTS IN A LICENSEE IN TERMS OF SECTION 43A OF THE KWAZULU-NATAL GAMING AND BETTING ACT, 2010 (ACT NO 8 OF 2010 AS AMENDED):**

APPLICANT	LICENCE TYPE	CURRENT LICENSEE	INTEREST ACQUIRED	ROUTE OPERATOR
Gaming International (Pty) Ltd: 1 Sinembe Park, Douglas Saunders Drive, La Lucia Ridge	Casino	Afrisun KZN (Pty) Ltd t/a Sibaya Casino & Entertainment Kingdom operating from 1 Sibaya Drive, Umhlanga Rocks, Durban	9%	N/A
SporttPesa Global Holdings Limited: 9th Floor Royal Liver Building, Pier Head, Liverpool, L3 1HU United Kingdom	Racecourse Operator	Ithotho (Pty) Ltd: Suite 10, Rocket Towers, 290 Lenny Naidu Drive, Bayview, Chatsworth	30% -Direct Interest	N/A
Mr Amirulnoor Mohamed: 104 Albert Road, Lansdonne, Cape Town	Racecourse Operator	Ithotho (Pty) Ltd: Suite 10, Rocket Towers, 290 Lenny Naidu Drive, Bayview, Chatsworth	51% In-Direct Interest	N/A
Shalin Shantkumar Anoop, new member, and Shantkumar Paladh Anoop, new member	Type B	Restaurant Cabana Cc t/a Restaurant Cabana: 35 Loxton Street, Newcastle	100%	Grand Gaming KZN (Pty) Ltd t/a Kingdom Slots
CTC Gaming (Pty) Ltd: Shop 1, 28 Winston Churchhill Drive in Pinetown	Type B	Passion Power Entertainment (Pty) Ltd t/a CTC Café: Shop 1, 28 Winston Churchhill Drive in Pinetown	100%	Vukani Gaming KZN (Pty) Ltd t/a V Slots
Springs Bar (Pty) Ltd t/a One Eyed Jacks: 7/8 Continental Court, Marine Drive in Margate	Type B	K2019380495 (South Africa) (Pty) Ltd t/a One Eyed Jacks: 7/8 Continental Court, Marine Drive in Margate	100%	Luck At It KZN (Pty) Ltd t/a Luck @ It

2. **APPLICATION FOR SITE OPERATOR LICENCE IN TERMS OF SECTION 56 OF THE KWAZULU-NATAL GAMING AND BETTING ACT, 2010 (ACT NO 8 OF 2010 AS AMENDED):**

APPLICANT	LICENCE TYPE	NUMBER OF LPMS SOUGHT	ROUTE OPERATOR
Deon Salvage Management (Pty) Ltd t/a Coconut: Shop 4 - 5 Polly Shorts Centre, Corner Claveshay and CB Downs Roads, Cleland in Pietermaritzburg	Type B Site Operator	Additional 5 LPMs	Luck At It KZN (Pty) Ltd t/a Luck @ It

3. **APPLICATIONS FOR AMENDMENT OF LICENCE CONDITIONS IN TERMS OF SECTION 30 A (2) OF THE KZN GAMING AND BETTING ACT NO. 08 OF 2010 AS AMENDED, READ WITH READ WITH SECTION 30 A (4 AND 5) OF THE KZN GAMING AND BETTING ACT NO. 08 OF 2010 AS AMENDED):**

APPLICANT	CURRENT CONDITION	PROPOSED CONDITION	ROUTE OPERATOR
K2019380557 (South Africa) (Pty) Ltd t/a Pub & Punter: Lot 98, 1-3 First Floor R S Howe Building, Marine Drive, Shelley Centre, Port Shepstone.	**Schedule B: Authorised activities** Maximum number of Limited Payout Machines: 15	**Schedule B: Authorised activities** Maximum number of Limited Payout Machines: 20	Luck At It KZN (Pty) Ltd t/a Luck @ It

4. **APPLICATION FOR A BOOKMAKER LICENCE IN TERMS OF SECTION 94 OF THE KWAZULU-NATAL GAMING AND BETTING ACT, 2010 (ACT NO 8 OF 2010 AS AMENDED):**

APPLICANT	LICENCE TYPE	CURRENT LICENSEE AND ADDRESS	DISTRICT	ADDRESS WHERE APPLICANT WILL BE OPERATING FROM
Linkside Trading CC: 48 Helston Road, Allandale, Pietermaritzburg	Bookmaker – Umgun4	Playa Meridian KZN (Pty) Ltd: 2 FMI House, Ocean Dunes, 2 Heleza Boulevard, Sibaya	Umgungundlovu	21 Stella Road, Newholmes, Pietermaritzburg

5. **APPLICATION FOR A BOOKMAKER LICENCE IN TERMS OF SECTION 94 OF THE KWAZULU-NATAL GAMING AND BETTING ACT, 2010 (ACT NO 8 OF 2010 AS AMENDED) – 2021 RFA:**

APPLICANT	LICENCE TYPE	APPLICANT'S HEAD OFFICE ADDRESS	DISTRICT AWARDED	BUSINESS OPERATIONS ADDRESS
Bet to Win (Pty) Ltd	Bookmaker Licence	Flat 1108, Malvern Heights, 24 Coronation Road, Malvern in Durban	Umgungundlovu	Cnr Selby Msimang and Truro Road, Edendale in Pietermaritzburg

ISAZISO NGESIGCAWU SOKULALELWA KWEZICELO NGUMPHAKATHI

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THE KWAZULU-NATAL ECONOMIC REGULATORY AUTHORITY

Kennis geskied hiermee van 'n openbare verhoor wat gehou moet word ingevolge artikel 37 van die KwaZulu-Natalse spel- en weddenskapwet, 2010 (Wet No. 8 van 2010), soos gewysig met betrekking tot die aansoeke hieronder uiteengesit.. Die openbare verhore is daarop gemik om die algemene publiek en ander belangstellendes 'n redelike geleentheid te bied om vertoë te lewer oor enige aspek van die onderstaande aansoeke. Die openbare verhoor word gehou op **Dinsdag, 25 November 2025** by Kwazulu-Natal Ekonomiese Regulerende Owerheid, Training Centre, 22 Dorothy Nyembe Road, 1st Floor Marine Building, Durban on **09:00.**

Die besonderhede van die aansoeke en die name van die aansoekers is soos volg:

1. **AANSOEKE ON TOESTEMMING OM FINANSIELE BELANGE TE VERKRY KRAGTENS ARTIKEL 43A KRAGTENS DIE ZANU-NATAL DObbelwet (WET NR. 08 VAN 2010 EN DAARVAN WYSIGINGS):**

AANSOEKER	LISENSIE TIPE	HUIDIGE LISENSIE	GESOEKTE PERSENTASIE	ROETE OPERATEUR
Gaming International (Pty) Ltd: 1 Sinembe Park, Douglas Saunders Drive, La Lucia Ridge	Casino	Afrisun KZN (Pty) Ltd t/a Sibaya Casino & Entertainment Kingdom operating from 1 Sibaya Drive, Umhlanga Rocks, Durban	9%	N/A
SportPesa Global Holdings Limited: 9th Floor Royal Liver Building, Pier Head, Liverpool, L3 1HU United Kingdom	Renbaan Operateur	Ithotho (Pty) Ltd: Suite 10, Rocket Towers, 290 Lenny Naidu Drive, Bayview, Chatsworth	30% Diirekte Belang	N/A
Mr Amirulnoor Mohamed: 104 Albert Road, Lansdonne, Cape Town	Renbaan Operateur	Ithotho (Pty) Ltd: Suite 10, Rocket Towers, 290 Lenny Naidu Drive, Bayview, Chatsworth	51% Indirekte belang	N/A
Shalin Shantkumar Anoop, new member, and Shantkumar Paladh Anoop, new member	Type B	Restaurant Cabana Cc t/a Restaurant Cabana: 35 Loxton Street, Newcastle	100%	Grand Gaming KZN (Pty) Ltd t/a Kingdom Slots
CTC Gaming (Pty) Ltd: Shop 1, 28 Winston Churchhill Drive in Pinetown	Type B	Passion Power Entertainment (Pty) Ltd t/a CTC Café: Shop 1, 28 Winston Churchhill Drive in Pinetown	100%	Vukani Gaming KZN (Pty) Ltd t/a V Slots
Springs Bar (Pty) Ltd t/a One Eyed Jacks: 7/8 Continental Court, Marine Drive in Margate	Type B	K2019380495 (South Africa) (Pty) Ltd t/a One Eyed Jacks: 7/8 Continental Court, Marine Drive in Margate	100%	Luck At It KZN (Pty) Ltd t/a Luck @ It

2. **AANSOEKE OM 'N DOBBELLISENSIE KRAGTENS ARTIKEL 56 KRAGTENS DIE ZANU-NATAL DObbelwet (WET NR. 08 VAN 2010 EN DAARVAN WYSIGINGS):**

AANSOEKER	LISENSIE TIPE	AANTAL AANVULLENDE BEPERKTE BETALINGSMASJIENE AANSOEKE WAAROM	ROETE OPERATEUR
Deon Salvage Management (Pty) Ltd t/a Coconut: Shop 4 - 5 Polly Shorts Centre, Corner Claveshay and CB Downs Roads, Cleland in Pietermaritzburg	Type B Site Operator	5	Luck At It KZN (Pty) Ltd t/a Luck @ It

3. **AAANSOEK VIR WYSIGING VAN LISENSIEVOORWAARDES INGEVOLGE ARTIKEL 30 A (2) VAN DIE KZN DOBBELARY- EN WETTERSKAPPY WET NO. 08 VAN 2010 SOOS GEWYSIG, GELEES MET ARTIKEL 30 A (4 EN 5) VAN DIE KZN DOBBELARY- EN WETTERSKAPPY WET NO. 08 VAN 2010 SOOS GEWYSIG):**

APPLIKAANT	HUIDIGE LISENSIEVOORWAARDE	VOORGESTELDE VOORWAARDE	ROETE OPERATEUR
K2019380557 (South Africa) (Pty) Ltd t/a Pub & Punter: Lot 98, 1-3 First Floor R S Howe Building, Marine Drive, Shelley Centre, Port Shepstone	**Schedule B: Authorised activities** Maximum number of Limited Payout Machines: 15	**Schedule B: Authorised activities** Maximum number of Limited Payout Machines: 20	Luck At It KZN (Pty) Ltd t/a Luck @ It

4. **AANSOEKE VIR BEROEPSWEDDERSLISENSIE IN TERME VAN ARTIKEL 94 VAN DIE KZN DOBBELARY EN WEDDERY, NO.08 VAN 2010 SOOS GEWYSIG:**

AANSOKER	LISENSIE TIPE	HUIDIGE LISENSIEHOUER EN ADRES	DISTRIK	ADRES WAAR AANSOEKER VANAF SAL BEDRYF
Linkside Trading CC: 48 Helston Road, Allandale, Pietermaritzburg	Bookmaker – Umgun4	Playa Meridian KZN (Pty) Ltd: 2 FMI House, Ocean Dunes, 2 Heleza Boulevard, Sibaya	Umgungundlovu	21 Stella Road, Newholmes, Pietermaritzburg

5. **AANSOEKE VIR BEROEPSWEDDERSLISENSIE IN TERME VAN ARTIKEL 94 VAN DIE KZN DOBBELARY EN WEDDERY, NO.08 VAN 2010 SOOS GEWYSIG: – 2021 RFA:**

AANSOEKER	LISENSIE TIPE	HOOFKANTOOR ADRES	DISTRIK TOEGEKEN	BESIGHEIDSBEDRYWIGHEDE ADRES
Bet to Win (Pty) Ltd	Bookmaker	Flat 1108, Malvern Heights, 24 Coronation Road, Malvern in Durban	Umgungundlovu	Cnr Selby Msimang and Truro Road, Edendale in Pietermaritzburg

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THE KWAZULU-NATAL ECONOMIC REGULATORY AUTHORITY

Ngalokhu lapha kukhishwa isaziso sokulalelwa komphakathi esizobanjwa ngokwesigaba **37** soMthetho Wezokugembula nokuBheja waKwaZulu-Natali, 2010 (uMthetho No 8 ka-2010) ochitshiyelwe maqondana nezicelo ezibekwe lapha ngezansi. Ukulalelwa kwezimvo zomphakathi kuhlose ukuhlinzeka umphakathi jikelele kanye namanye amaqembu anentshisekelo ithuba elifanele lokwenza izethulo nganoma yiluphi uhlangothi lwezicelo ezichazwe lapha ngezansi. Ukulalelwa kwezimvo zomphakathi kuzoba ngoLwesibili, mhla ziyi-**25 KuLwezi 2025** eBhodini lezokuthuthukiswa kwezomnotho waKwaZulu-Natal, Training Centre, 22 Dorothy Nyembe Road, 1st Floor Marine Building, Durban at 10:00 ngo **09:00.** Imininingwane yezicelo namagama abafake izicelo imi kanje:

1. **IZICELO ZELUNGELO LOKULAWULA NOMA LOKUHLOMULA NGOKWEZIMALI KUZINDAWO ENGU "A" ZOHLOBO LWAMALAYISENSI OKUQHUBA AMBHIZINISI OKUGEMBULA NGAPHANSI KWESIGABA 43ASOMTHETHO WEZOKUGEMBULA WAKWAZULU-NATALI, (UMTHETHO NO. 08 KA 2010 OSUCHITSHIYELWE):**

UMFAKISICELO	UHLOBO LWELAYISENSI	UMNINILAYISENSI	UBUNGAKO BOKUHLOMULA	UMNIKAZI WEMISHINI OGUNYAZIWE
Gaming International (Pty) Ltd: 1 Sinembe Park, Douglas Saunders Drive, La Lucia Ridge	Casino	Afrisun KZN (Pty) Ltd t/a Sibaya Casino & Entertainment Kingdom operating from 1 Sibaya Drive, Umhlanga Rocks, Durban	9%	N/A
SportPesa Global Holdings Limited: 9th Floor Royal Liver Building, Pier Head, Liverpool, L3 1HU United Kingdom	Umqhubi Wenkundla Yomjaho	Ithotho (Pty) Ltd: Suite 10, Rocket Towers, 290 Lenny Naidu Drive, Bayview, Chatsworth	30%-Direct Interest	N/A
Mr Amirulnoor Mohamed: 104 Albert Road, Lansdonne, Cape Town	Umqhubi Wenkundla Yomjaho	Ithotho (Pty) Ltd: Suite 10, Rocket Towers, 290 Lenny Naidu Drive, Bayview, Chatsworth	51%-Indirect Interest	N/A
Shalin Shantkumar Anoop, new member, and Shantkumar Paladh Anoop, new member	Type B	Restaurant Cabana Cc t/a Restaurant Cabana: 35 Loxton Street, Newcastle	100%	Grand Gaming KZN (Pty) Ltd t/a Kingdom Slots
CTC Gaming (Pty) Ltd: Shop 1, 28 Winston Churchhill Drive in Pinetown	Type B	Passion Power Entertainment (Pty) Ltd t/a CTC Café: Shop 1, 28 Winston Churchhill Drive in Pinetown	100%	Vukani Gaming KZN (Pty) Ltd t/a V Slots
Springs Bar (Pty) Ltd t/a One Eyed Jacks: 7/8 Continental Court, Marine Drive in Margate	Type B	K2019380495 (South Africa) (Pty) Ltd t/a One Eyed Jacks: 7/8 Continental Court, Marine Drive in Margate	100%	Luck At It KZN (Pty) Ltd t/a Luck @ It

2. **IZICELO ZAMALAYISENZI EMISHINI YOKUGEMBULA EKHOKHA NGOKULULINGANISIWE NGAPHANSI KWESIGABA 56 SOMTHETHO WEZOKUGEMBULA WAKWAZULU-NATALI, (UMTHETHO NO. 08 KA 2010 OSUCHITSHIYELWE):**

UMFAKISICELO	UHLOBO LWELAYISENSI	INANI LEMISHINI ELIFUNWAYO	UMNIKAZI WEMISHINI OGUNYAZIWE
Deon Salvage Management (Pty) Ltd t/a Coconut: Shop 4 - 5 Polly Shorts Centre, Corner Claveshay and CB Downs Roads, Cleland in Pietermaritzburg	Type B Site Operator	Imishini emihlanu eyengaziwe	Luck At It KZN (Pty) Ltd t/a Luck @ It

3. **ZOKUCHITSHIYELWA KWEZIMVUME KANYE NEMIBANDELA YAMALAYISENSI NGOKWESIGABA 30 SOMTHETHO WEZOKUGEMBULA NOKUBHEJA KWAZULU-NATAL, 2010, (UMTHETHO 08 KA-2010 NJENGOBA KUCHITSHIYELWE):**

ABAFAKI BEZICELO	IMIBANDELA YELAYISENSI	IMIBANDELA YELAYISENSI EHLONGOZWAYO	UMNIKAZI WEMISHINI OGUNYAZIWE
K2019380557 (South Africa) (Pty) Ltd t/a Pub & Punter: Lot 98, 1-3 First Floor R S Howe Building, Marine Drive, Shelley Centre, Port Shepstone	**Schedule B: Authorised activities** Maximum number of Limited Payout Machines: 15	**Schedule B: Authorised activities** Maximum number of Limited Payout Machines: 20	Luck At It KZN (Pty) Ltd t/a Luck @ It

4. **ISICELO SELAYISENSI YOKUQHUBA IBHIZINISI LEZOKUGEMBULA NGOKOMTHETHO 94 WEZOKUGEMBULA WAKWAZULU-NATALI KA 2010 OSUCHITSHIYELWE:)**

UMFAKISICELO	UHLOBO LWELAYISENSI	UMNINI LAYISEYINSI NEKHELI LAKHE	iDISTRICT YOKUSEBENZELA	IKHELI LENDAWO UMFAKISICELO AZO SEBENZELA KUYONA
Linkside Trading CC: 48 Helston Road, Allandale, Pietermaritzburg	Bookmaker – Umgun4	Playa Meridian KZN (Pty) Ltd: 2 FMI House, Ocean Dunes, 2 Heleza Boulevard, Sibaya	Umgungundlovu	21 Stella Road, Newholmes, Pietermaritzburg

5. **ISICELO SELAYISENSI YOKUQHUBA IBHIZINISI LEZOKUGEMBULA NGOKOMTHETHO 94 WEZOKUGEMBULA WAKWAZULU-NATALI KA 2010 OSUCHITSHIYELWE:) – 2021 RFA:**

UMFAKISICELO	UHLOBO LWELAYISENSI	IKHELI LEHOVISI ELIKHULU LOMFAKISEICELO	iDISTRICT YOKUSEBENZELA	IKHELI LENDAWO YOKU SEBENZELA
Bet to Win (Pty) Ltd	Bookmaker	Flat 1108, Malvern Heights, 24 Coronation Road, Malvern in Durban	Umgungundlovu	Cnr Selby Msimang and Truro Road, Edendale in Pietermaritzburg

KENNISGEWING VAN OPENBARE VERHOOR

PROVINCIAL NOTICE 1003 OF 2025

UMSINGA LOCAL MUNICIPALITY WASTE BYLAW

Waste management bylaw is done to regulate and provide for waste management services including collection and disposal of solid and other forms of waste, to ensure that all practices concerning waste management are aligned to the constitution of the Republic of South Africa, 1996, the National Waste Environmental Management: Waste Act, 2008 and the Local Government: Municipal Systems Act, 2000 and in general to provide for mechanisms, forms, practices and procedures and matters incidental there, to ensure a suitable safe and healthy environment within the Msinga municipality jurisdictional area.

DEFINITIONS

Adjustments of Fine Act, 1991: –	the adjustment of fines Act, 1991 (Act 101 of 1991), as amended.
Approved: -	means approved by the council in terms of the provision of section 160 of the constitution, 1996 read with section 12 of the systems Act, 2000 (Act 32 of 2000).
Authorised Service Provider: -	the municipal administration and its officials or a private waste removal service provider who is contracted by the municipality to provide waste removal service on its behalf.
Bulky waste: -	waste which cannot by virtue of its mass, shape, size or quantity be conveniently stored or handled in a waste container.
Business Act, 1991: -	means Business Act, 1991(Act 71 of 1991).
Communal bins (skips)	Households are required to carry their own solid waste to a communal point in the neighbourhood where large bins (skips) are provided. The skips are removed to the landfill site and emptied by the municipality or an appointed contractor.

Constitution, 1996: - means the constitution of the republic of South Africa, 1996.

Council: - means a group of executive people who come together to consult, deliberate or make decisions.

Disposal Site: - means an area set aside by the municipality, excluding garden waste site, for the disposal of waste other than hazardous or medical waste but included permitted private waste disposal facility.

Domestic waste: - means waste that is generated as a result of ordinary day to day use of domestic premise either: taken from premises by or on behalf of the person who generated the waste or collected by or on behalf of a local government as part of waste collection and disposal system.

Garden waste; - Waste generated as a result of normal gardening or landscaping activity such as grass cutting, leaves, plant, flowers and other similar small light matter of organic origin.

Hazardous waste: - waste which contains or is contaminated by poison, a corrosive agent, a flammable substance, an explosive, radioactive material, a chemical or any other substance that is classifies as a hazardous substance.

Hazardous Substance Act, 1973: - means Hazardous Substance Act 1973(Act 15 of 1973, as amended.

Illegal Dumping: - means waste that has been left at a place with the intension of abandoning it.

Recycling: - means the collection, selection or removal of waste for the purpose of reselling or reusing selected material in a manufacturing or other process.

(Kerbside collection)	Households to put their solid waste outside their dwelling (in bins or disposable plastic bags) for collection once a week. Alternatively, contractors are appointed to collect the waste door-to-door and transport it to a local collection point/communal skip. The municipality, or another contractor, then transports the waste in skips to the landfill
Service provider: -	means private firms who contract directly with occupiers of the removal of waste.
Skips	A skip is a large open-topped waste container designed for loading onto a special type of lorry. Instead of being emptied into a bin lorry on site, as a wheelie bin is, a skip is removed, or replaced by an empty skip, and then tipped at a landfill site or transfer station.
Tariff: -	means a prescribed charge determined by the municipality in terms of applicable legislation for any service rendered by the municipality in terms of this bylaw.
Waste: -	means material, substance or by-product that is eliminated or discharged as no longer useful or required after the completion of a process.
Waste removal service: -	means the collection and removal of domestic, garden, industrial and business waste.

1. MAIN OBJECTIVES

The main objectives of these By-laws are to:

(a) To promote sustainable development and environmental justice through fair and reasonable measures for the management of waste within the Council's jurisdiction;

(b) To ensure that waste is avoided, or where it cannot altogether be avoided, minimized, re-used, recycled, recovered and disposed of in an environmentally sound manner;

(c) To regulate the collection, transportation, storage, disposal, treatment, compliance and recycling of waste within the Council's jurisdiction;

(d) To regulate and ensure effective delivery of the municipal service and regulate the provision of commercial services through accreditation of service providers; and

(e) To ensure that all municipal residents and businesses in the Council's jurisdiction participate in the promotion of responsible citizenship by ensuring sound waste management practices within residential and industrial environments.

2. PRINCIPLES

1. Any person exercising a power in accordance with this by law must all times strive to promote the waste management hierarchy approach as outlined in the national Environmental Management: Waste Act, 2008 (Act 59 of 2008) and the National Waste Management Strategy, which promote waste avoidance and minimisation, waste reuse, salvaging, recycling and recovery, waste treatment and disposal.
2. This bylaw seeks to promote sustainable development and environmental justice through fair and reasonable measures for the management of waste in the municipality jurisdiction.
3. This by-law promotes participation of all municipal residents in the promotion of responsible citizenship.

4. The provision of cleansing, refuse removal, refuse dumps and solid waste disposal is the function of a municipality in terms of Part B of schedule 5 of the constitution of the Republic of South Africa.
5. Other than municipal administration/ business unit or external service provider that is appointed by the municipality in terms of Section 78 of the local Government municipality Systems Act, 2000 (Act 32 of 2000), where the municipal Council has decided to make use of an external mechanism for service provision, the occupier of premises shall not make use of waste removal services provision, the occupier of premises shall not make use of waste removal services of any other entity whatsoever.

3. WASTE SEPARATION

1. The following categories of waste shall be separated from the source and disposed separately from each other;
   a) Builders rubble
   b) Garden refuse
   c) Industrial waste
   d) Hazardous waste
   e) General waste
2. Where the municipality is implementing separate collection of recyclable and non-recyclable domestic and business waste, it is the responsibility of the premises that are generating waste to separate the recyclable and non-recyclable waste into different containers.
3. The following are considering recyclable material from domestic and business waste:
   a) Paper and cardboard
   b) Plastic
   c) Glass
   d) Tin
   e) Tyres (Not permitted at Pomeroy landfill site).
4. The municipality may provide separate containers for recyclable and non-recyclable domestic and business waste where it is implementing separated waste collection.

5. All business institutions with a minimum average of 20 people active in their premises, including workplace within the boundaries of the municipality, shall be required to have a waste minimisation plan to be approved by the municipality.

3.1 Responsibility for builder's waste

The owner of premises on which builder's waste is generated shall ensure that such waste is disposed within 14 days after the generation thereof:

3.2 Disposal of builder's waste

a) All builders' waste shall be deposited at the Municipality's disposal sites and the person depositing the waste shall be liable to pay the tariff charge thereof
b) Builder's waste may, with the prior written consent of the Municipality, be deposited at a place other than the Municipality's disposal sites for the purpose of reclamation of land or for recycling.
c) 3. Any consent given in terms of subsection (2.1) shall be subject to such conditions as the Municipality may deem necessary having regard to:
    (a) The safety of the public;
    (b) The environment of the proposed disposal site;
    (c) The expected manner and times of depositing of waste at the site;
    (d) The levelling of the site;
    (e) Other relevant factors.
    (f) And in terms of the Road traffic Act.

3.3 Hazardous Waste

1) Whenever any hazardous waste is stored, generated or treated on any premises, the municipality may, by written notice serve on the waste generator:
2) Prohibit the removal, disposal, treatment, storage, conveyance or handling of such hazardous waste, or
3) Order the removal, disposal or treatment of such hazardous waste in a specified manner and at certain times within a period stipulated in such notice.
4) If such waste generator fails to comply with the terms of a notice contemplated by subsection (1), he shall be guilty of an offence and the Municipality may remove, or cause to be removed, dispose of or treat such hazardous waste in any suitable manner and recover the expenses incurred in doing so from such waste generator.
5) No person shall:
6) Remove or convey hazardous waste from any premises, or

7) Convey or transport hazardous waste on or over any public road, unless such hazardous waste is securely and properly contained in a receptacle or vehicle designed to prevent spillage or contamination.

8) The Municipality may, by written notice serve on a waste generator on whose premises hazardous waste is generated, stored, treated or disposed of, requiring him to provide the Municipality in writing with such particulars, verified by a suitably qualified industrial chemist, as may be stipulated in such notice, relating to:

9) The quantity and composition of hazardous waste generated on such premises, and

10) The method of storage, treatment or disposal of such hazardous waste.

6. The waste generator shall in similar manner inform the Municipality of any change in the quantity or composition or the method of storage, treatment or disposal of such hazardous waste.
7. No person shall deliver to, or discharge at, a disposal site other than a disposal site classified as a hazardous disposal site, any hazardous waste.
8. No person shall deliver to, or discharge at, a disposal site any industrial effluent or cause the same to be done except with the prior written consent of the Municipality and in accordance with any conditions it may deem appropriate.
9. Any cost which may be incurred by the Municipality in remedying any damage or in abating any nuisance caused by the discharge of hazardous waste or industrial effluent in contravention of the provisions of these bylaws, or any conditions imposed by the Municipality in terms of these bylaws, shall be borne by and be recoverable from the owner of, or the person responsible for the discharge of, such waste or effluent.
10. or must ensure that the special hazardous and health care risk waste is disposed by a licensee.

4. RESPOSIBILITIES

1. The municipality shall provide or ensure a service of the collection and removal of business and domestic waste from premises at the applicable tariff.
2. Subject to the provision of this by-law, the occupier of premises must keep the premises free of any waste.
3. The occupier of premises on which business or domestic waste generated is liable to the municipality for payment of the applicable tariff in respect to the collection, removal and disposal of waste from the premises and remains liable for payment of the tariff until registration of transfer of the premises in the name of a new owner has taken place.

4. In the event of severe weather conditions or unusual large volumes of waste, the municipality may extend the collection days to include the day after or beyond the regular scheduled collection day.
5. The occupier of premises on which the business or domestic waste is generated must, within seven days after the commencement of alteration of service or generation of such waste, notify the municipality in writing :-
    a) That the premise are being occupied, and
    b) That business or domestic waste, is been generated on the premises.
6. The owner of the property or premises must within 28 days after receiving an account statement of service fees in respect of collection, removal and disposal of business or domestic waste from the premises, notify the municipality in writing of any discrepancies in the account statement.
7. A written request of cancellation of service from the occupier of the premises to which the service is rendered by the municipality must provide the reason for the request. The municipality must be satisfied that the request is justified and the municipality reserves the right to decline cancellations where such requests are deemed unacceptable in the circumstances.
8. The owner of the vacant premises shall keep the premises properly and adequately secured at all times.

5. COLLECTION OF WASTE ON A REGULAR BASIS

1. The occupier of premises must, before 07:00 on the day of the removal of domestic waste:
    a) Place the waste containers containing waste outside the boundary of the premises or on the nearest street boundary or in some place as jointly determined by the municipality and the occupier of the premises.
    b) Such containers must be properly closed and may not cause any obstruction to pedestrian or vehicular traffic.
    c) The containers shall be emptied by the municipality on the removal day or at such other times and /or determined and communicated by the municipal waste management officer.
2. Builder's rubble, steel, timber rests, soil, pebbles, rocks and garden refuse must not be disposed of in the containers meant for general waste. Where such are observed to have included in the container such a container will be left unserved.

3. The municipality may determine other waste other than general household and business waste should be disposed.
4. The municipality may provide services of collection of other types of waste other than general waste, including recyclable waste or require the occupier of the premises generating waste to transport and dispose of such waste at sites or facilities that may be determined by the municipality.
5. In providing the municipal service, the municipality will only collect waste in approved waste containers.
6. The occupier of the premises shall ensure that bins placed for collection are not overturned.
7. The occupier of the premises must ensure that an approved bin is placed at the collection point at the stipulated time. Failure by the occupier of premises to place bin for collection will result in the bin not being collected and shall remain the owner's responsibility.

5.1 Transportation of waste

1) Any person or categories of persons who transport waste:
   a. Register with the waste management officer of the municipality
   b. Furnish such information as specified in the notice or as the waste management officer may reasonably require.
   c. In the transportation of waste must take all reasonable steps to prevent any spillages of waste or littering from a vehicle transporting the waste

6. SERVICE STANDARDS FOR WASTE COLLECTION

1. The municipality may differentiate between categories of users and geographical areas when setting service standards and levels of service for the provision of the municipal service.
2. The municipality must take the following factors into account in ensuring access to the municipal service:
   a) The waste management hierarchy set out in the National Waste Management Strategy.
   b) The need to use resources efficiently.
   c) The requirements of operational efficiently
   d) The need for financial sustainability and affordability.

e) The need to protect human health and the environment.

f) The need to be developmental orientated.

3. In relation to the municipal service, the municipality, may determine;-

a) Which service area requires an increase frequent of the municipal service for reason of health, safety or environmental protection , and

b) The maximum amount of waste may be placed for collection without the provision of an additional service or payment of an additional prescribed fee.

7. DISPOSAL SITES

Conduct at waste disposal sites

1. Right of admission to a disposal site controlled by the municipality is reserved, and every person who enters such a disposal site must:-

a) Enter the disposal site at an authorized access points;

b) If required to do so, present the waste for weighing in the manner required by the municipality;

c) Give the municipality all the particulars required with regard to the composition of the waste;

d) Follow an instruction given to him/her with regard to access to the actual disposal point, the place and the manner where waste is to be deposited.

e) Adhere to all traffic rules while at the disposal site; and

f) Before leaving the disposal site, pay the applicable tariff in respect of the waste dumped or comply with any prior arrangements made with the municipality with regards to payment of the applicable tariff.

2. A person who contravenes any of the provision of subsection 1 may be refused entry to or be removed from the disposal site.

3. The municipality may at any time require that a vehicle and/or the vehicles containers be weighed at a weigh scale at the disposal site in respect of the disposal site controlled by the municipality;

4. A person may not bring any intoxicating liquor onto a disposal site or garden waste sites controlled by the municipality or enter the site while under the influence of intoxicating liquor or reasonably being suspected of being under influence of such

liquor or other drug substances which may have similar debilitating effects on a person' senses.

5. A person may not, at all disposal site controlled by municipality, dump any burning or smouldering materials or chemicals that may pose a physical or health threat of any nature whatsoever or fire hazard.
6. A person may not dump any animal carcasses or any waste meat products at a disposal site controlled by the municipality except with the prior consent of the municipality.
7. Unless authorised to do so by the municipality, a person may not enter a disposal site controlled by the municipality for any purpose other than for the disposal of waste in terms of this by-law, and then only during such times between such hours as the municipality may determine from time to time.
8. The municipality may refuse to accept any waste at a disposal site controlled by the municipality if, in the option of the municipality, the waste has detrimental impact on the environment or, alternatively, the municipality may allow such waste on the terms and conditions it deems fit in accordance with the minimum requirements as directed by the National Department of Waste and Sanitation.
9. Save for sites owned and operated by the municipality, any disposal site within the area of jurisdiction of the municipality must be registered with the municipality by the owner.
10. The municipality serves the right to inspect any load arriving at any municipal waste disposal site for unacceptable materials.
11. Inspection of the load may include visual and manual inspection, use of hand-held test instruments and laboratory analysis of the waste involved or any other method deemed appropriate by the municipality.
12. When the load is selected for inspection, the vehicle operator shall either comply with the directions of the municipal staff or immediately remove the load from the facility.
13. Where the load is determined to be unsuitable for disposal at the municipal facility, the customer shall also be liable for all related costs incurred by the municipality including: -

    a) Inspection costs;
    b) Laboratory analysis fees;
    c) Administrative fees; and
    d) Hauling, disposal, and facility decontamination costs, where applicable.

14. No person may dispose of a waste tyre unless such a waste tyre has been shredded, excluding bicycle tyres and tyres with an outside diameter of more than 1 400mm.

8. Littering

1. A person may not-

a) throw, drop, deposit, spill, or in any other way of dispose of any waste or waste material in or on any public place or premises, except into container provided for that purpose or at a disposal site controlled by the municipality;

b) allow any other person under his or her control to commit any of the acts contemplated in paragraph a) above, and, for the purpose of this subsection, employers or principals are liable for the acts of their employees or agent, provided that the vicarious liability is incurred such employers or principals may be prosecuted as if he/she personally committed the transgression.

2. A person transporting material must take sufficient precaution and measures to ensure that the material being transported is not discarded or spilled from the vehicle by providing the adequate coverage, not overfilling the loading area and/or that the loading area is equipped with a suitable load cage and other tools, equipment or facilities as may be necessary under circumstance.

Unauthorised disposal and abandoning of waste

1) A person may not dispose of any waste or waste material at any place or any premises other than as mentioned for in terms of this By-law.
2) A person found to be contravening subsection 1) above shall be guilty of an offence in terms of this By-law.
3) Subject to provision of any other law, the municipality has the right to remove and dispose of any abandoned waste or waste material in any way it deems appropriate.
4) The municipality is not liable for any damages, costs or claims that may arise out o or in a way emanates from any action in terms of this section or any other empowering provision in terms of this By-law.
5) Should a person found guilty of contravening the provision of this section, he/she shall, notwithstanding any penalties imposed on him/her by the court, remove and dispose of

the abandoned waste or waste material as directed by the municipality or, alternatively, the municipality may without delay remove and dispose of waste or waste material itself at the expense of that person including any administrative expense incurred by the municipality associated with helping or incentivising members of the public to assist in the procecution.

9. AMENDMENT OF TARIFF OF CHARGES FOR REFUSE REMOVAL SERVICES

In terms of Sections 17(3)(a)(ii) and 22(a)(i) and (ii) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) and Sections 21(1) and (3), 21A and

75A(3) and (4) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) as amended its tariff of charges for waste collection services with effect from ?

9.1 Charges and Tariffs

(1) Save where otherwise provided in these Bylaws, the person to whom any service mentioned in these Bylaws has been rendered by the Council shall be liable to the Council for the tariff charge determined by the Council.

(2) Services rendered by the Council in respect of which a tariff charge is prescribed, may be altered by the Council if it has ascertained that an increase or decrease in such services is justified, or after receipt of a written notification from the owner(s) and/or occupier(s) of the premises to which the services are rendered, that the generation of domestic or business refuse on the premises has ceased, or reduces in volume, and the Council is satisfied that a change in service is justified.

(3) If written consent in subsection (2) is received, the tariff charge will not be reduced and shall be payable until the Council is satisfied that an alteration in service is justified.

(4) Tariff charges prescribed shall become due and payable on the same date as the general assessment rate levied: Provided that if such tariff charges are increased, any unpaid balance owing to the Council on the total amended charges will be due and payable to the Council on demand.

(5) Any person who fails to pay the tariff charge in respect of services rendered by the Council be guilty of an offence.

(6) Should any organization be able to produce a certificate of registration as a non-profit organization issued by the Department of Social Development, such an organization may apply for exemption from refuse removal levies; it either be:

(a) Levied the applicable domestic refuse removal charge as reflected in the tariff

schedule;

(b) the organization be exempted from paying all refuse removal charges.

Registered organizations in subsection (6) refer to, may include hospice, old age homes, retirement villages, service centres utilized by the aged and community service providers.

9.2 Offences and penalties

(1) Any person who -

(a) Contravenes or fails to comply with any provision of these by-laws; or

(b) contravenes or fails to comply with any conditions imposed upon the granting of any application, consent, approval, concession, relaxation, permit or authority in terms of these by-laws; or

(c) Fails to comply with the terms of any notice served upon or given to him in terms of these by-laws, shall be guilty of an offence and liable to a fine of R5000.00 or 6 months Imprisonment.

(d) A person found guilty of illegal disposal of waste in terms of the conditions of this by-laws shall be liable to a fine of R5000.00 or 6 months Imprisonment.

(e) A person who fails to provide proof of waste service collection by a registered company and proof of disposal to a registered landfill site will be found guilty and liable to a fine of R5000.00 or 6 months Imprisonment.

Short title

This by-law is called the Msinga Municipality Waste Management Bylaw 2025 and shall come into operation on the date of Gazette.

PROVINCIAL NOTICE 1004 OF 2025

uMsinga Local Municipality's STANDARD BY-LAW FOR TOWNSHIP ECONOMIES

SCHEDULE

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Preamble

Whereas sections 152(1) and 153(a) of the Constitution of the Republic of South Africa, 1996 ("Constitution"), require municipalities to promote social and economic development within their jurisdictional areas;

And whereas the Spatial Planning and Land Use Management Act, 2013 (Act No. 16 of 2013), mandates municipal spatial development frameworks to identify current and future economic nodes where public and private investment will be prioritized and identify the designation of areas where incremental upgrading approaches to development and regulation will be applicable;

And whereas the Businesses Act, 1991 (Act No. 71 of 1991), provides for municipalities to declare and prohibit trading in zones within their jurisdictional areas;

And whereas the dense concentration of poverty, unemployment and related social ills make townships a priority for inclusive growth and development;

And whereas Government acknowledges that townships must be vibrant economic centers;

And whereas section 22 of the Constitution guarantees the right of every citizen to choose his or her trade, occupation or profession freely, and empowers the State to regulate the practice of a trade, occupation or profession by law;

And whereas Government recognizes that participation and meaningful inclusion of businesses in townships will transform the economy,

Be it therefore enacted by the Municipal Council of uMsinga Municipality**,** as follows:

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Definitions

1. In this Standard Draft By-Law, a word or expression to which a meaning has been assigned in the Act, bears the meaning so assigned and, unless the context otherwise indicates—

"authorized official" means an employee of the municipality who is duly responsible for carrying out any duty or function or exercising any power in terms of this Standard Draft By-Law and includes—

(a) a law enforcement officer declared to be a peace officer in terms of section 334(1)(a) of the Criminal Procedure Act, 1977 (Act No. 51 of 1977); and

(b) any other employee delegated or person authorized to carry out or exercise the duty, function or power;

"business" means an entrepreneurial undertaking, or a business concern, whether formal (registered) or informal (unregistered), which is engaged in the production of goods or provision of services or sale of goods, undertaken by an entrepreneur or an enterprise, an enterprise organization or a co-operative as categorized in the National Small Business Act;

"Businesses Act" means the Businesses Act, 1991 (Act No. 71 of 1991); **"business activity"** means the selling of goods, or the supplying or offering to supply a service for remuneration;

“business license” means a license or permit issued by a local government that allows an individual or company to conduct business within the government's geographical jurisdiction;

“foreigner” means an individual who is neither a South African citizen, nor a permanent resident, but is not an illegal foreigner in terms of the Immigration Act, 2002 (Act No. 13 of 2002);

"goods" means a product marketed for human use or consumption;

"illegal goods" means—

(a) goods which may not have been lawfully acquired or disposed of;

(b) goods that are prohibited from sale or distribution under any applicable national, provincial, or municipal law;

(c) counterfeit goods as defined in the Counterfeit Goods Act, 1997 (Act No. 37 of 1997);

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(d) goods that are required to be, but have not been, imported or produced in terms of the provisions of the Customs and Excise Act, 1964 (Act No.91 of 1964);

(e) stolen goods; or

(f) goods that do not meet mandatory safety or quality standards as prescribed by relevant legislation;

"litter" includes a receptacle, container, or other matter, which has been discarded, abandoned, or left behind, by a street trader, or by his or her customers;

"Minister" means the Minister responsible for local government;

"municipal council" means a municipal council referred to in section 157(1) of the Constitution;

"municipal manager" means a person appointed in terms of section 54A of the Municipal Systems Act, as the head of administration of the municipality;

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

"nuisance" means conduct or behavior by a person, an organization, business or institution or the use, keeping, producing, by-producing, harboring or conveying, as the case may be, of any item, substance, matter, material, equipment, tool, plant or animal or causing or creating a situation or condition in or on private property or in a public place or anywhere in a municipality which causes damage, annoyance, inconvenience, noise pollution or discomfort to the public or to a person, in the exercise of rights common to all or of a person;

"National Road Traffic Act" means the National Road Traffic Act, 1996 (Act No. 93 of 1996);

"obstruct" means to do anything which blocks or is likely to block vehicular or pedestrian traffic flow on a public road or private road, open or public space or private space;

"PAIA" means the Promotion of Access to Information Act, 2000 (Act No. 2 of 2000); **"public monument"** means any one of the "public monuments and memorials", as defined in section 2 of the National Heritage Resources Act, 1999 (Act No. 25 of 1999); **"public place"** means a building, square, park, recreation ground or open space to which the public has the right of access, or which is shown on a general plan or land use scheme of a township filed in the deeds registry, Surveyor-General's office or a municipality, and has been provided for the use of the public or the owners of erven in such township;

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"public road" means a public road as defined in section 1 of the National Road Traffic Act;
"sell" means exchange, offer, display, deliver, supply or dispose of, for sale or authorize, direct or allow a sale;
"services" means activities or value created, generated or performed for human consumption;
"sidewalk" means a sidewalk as defined in section 1 of the National Road Traffic Act; **"Spatial Planning and Land Use Management Act"** means the Spatial Planning and Land Use Management Act, 2013 (Act No. 16 of 2013);
"townships" means residential townships where only the most basic amenities and infrastructure are provided which were initially established during the Colonial and Apartheid eras for occupation by Black South Africans on the outskirts of towns and cities and now also include newly created residential townships, in and on the outskirts of towns and cities, which have been created as a result of South Africa's history; and **"township economies"** means business activities (formal or informal) undertaken in townships.

Objectives

2. The objects of this by-law is to—

(a) facilitate inclusive spatial and economic development in townships;

(b) harmonize the township ecosystem and provide norms and standards for the establishment and management of township-based enterprises both formal and informal;

(c) raise awareness of applicable laws and regulations affecting township businesses; and

(d) support small businesses to grow and participate in mainstream economic activities.

Freedom to engage in business activities

3.(1) Subject to subsection (2) any person that has a business license, may engage in business activities within the area of jurisdiction of a municipality.

(2) A municipality may, based on its developmental objectives, determine quotas on the proportion of businesses within specific categories of businesses, to be owned and operated by foreigners in line with all the relevant legislation.

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(3) In determining the quotas a municipality must ensure, amongst others, that a proportion of the total staff employed in the business are South African citizens or permanent residents in line with all relevant legislation.

(4) A business activity referred to in subsections (1) and (2), is subject to the provisions of—

(a) legislation in the Republic of South Africa;

(b) applicable permits or licensing requirements;

(c) other applicable municipal by-laws and policies; and

(d) this standard draft by-law.

(5) A person may not carry on a business activity within the area of jurisdiction of a municipality unless that person is a holder of a business permit issued or transferred to him or her by the municipality.

Designated business areas and sites

4.(1) A municipality must, subject to the provisions of the Spatial Planning and Land Use Management Act and any other applicable legislation, policy or by-law—

(a) promote commercial, retail and industrial activities in townships; and

(b) demarcate business areas and sites to promote inclusive economic development or recognize a township as a mixed-use business area.

(2) A municipality may, by resolution—

(a) extend, reduce, or disestablish a business area or site subject to compliance with the requirements of the Spatial Planning and Land Use Management Act and after public consultation and reasonable notice;

(b) lease land or a portion of a property from the owner or occupier on condition that the owner or occupier allows a specified number of businesses to trade on such property on terms and conditions determined by the municipality over an agreed period; or

(c) where possible, provide infrastructure for businesses that are leasing.

Issuing of permits

5.(1) A municipality must issue a permit if it is properly applied for, unless—

(a) the permit holder does not comply with the relevant provisions of this standard draft by-law;

(b) the goods or services provided by the business are illegal; or

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(c) the business premises do not comply with the requirement relating to town planning or the safety or health of the public, or any law which applies to those premises.

(2) The municipality must be satisfied that the applicant will be in actual and effective control of the business.

(3) A municipality may grant the permit on condition that—

(a) the goods and services sold are legal; and

(b) the business premises comply with the requirement relating to town planning or the safety or health of the public, or any law which applies to those premises.

(4) A municipality may, on application by a permit holder—

(a) amend a condition;

(b) extend the period of the permit;

(c) revoke a condition; or

(d) indicate that the condition specified in the permit is complied with.

Inclusion of Educational Facilities

1. Permitted Sales at Educational Facilities: Sales may be permitted at educational facilities, provided the principal or authorized representative grants written consent.

2. Required Documentation: Applicants seeking to sell products at educational facilities must submit the following:

(a). A letter from the principal or authorized representative, specifying the types of products allowed for sale.

(b). A receipt or slip indicating the purchase of the products to be sold.

(c). A certified copy of the applicant's identification (ID).

(d) Proof of residency within the township.

Proactive steps to be undertaken by municipality

6. A municipality must perform its functions and exercise its powers to—

(a) build the operational and management capacity of entrepreneurs and small businesses in townships through workshops, training or mentoring;

(b) conduct business compliance and awareness workshops;

(c) facilitate skills development and business development support services for township businesses;

(d) facilitate access to infrastructure for township businesses; and

(e) facilitate access to markets for township businesses.

Registration and permitting of business activities

7.(1) A municipality must delegate the authority to deal with the registration, permitting and enforcing of the by-law for township economies to the municipal manager or any other delegated official.

(2) The delegated official is responsible for—

(a) creating awareness about the application process and applicable policies and by-laws;

(b) assisting and supporting applicants in the application process;

(c) administering the processing of applications and the timely processing of applications within a set period;

(d) reviewing and approving applications for registration or permitting including—

(i) receiving, reviewing and approving applications for registration or permitting within a set period;

(ii) investigating the feasibility of the application and the compilation of a report thereon;

(iii) submitting the application and the feasibility report to the delegated authority; and

(iv) issuing of registration cards or permits;

(e) resolving complaints and disputes occurring between the municipality and a business; and

(f) facilitating efficiency and municipal responsiveness in registering and permitting businesses, as well as enforcing by-laws.

(3) Application forms for registration or permitting can be accessed physically at the municipal offices and on the municipal website.

(4) The municipal manager or a delegated official is responsible to establish and maintain a database of registered businesses, which may contain the following information and must be managed in accordance with PAIA guidelines:

(a) The full name, surname, gender and disability status of the business owner;

(b) the identity number of the business owner concerned;

(c) the physical and postal address of the business concerned;

(d) the location where the business concerned is authorized by such registration to carry on business, and if such registration applies to a trading plan area, the trading bay or market allocated to such a business in accordance with the applicable trading plan;

(e) a description of the goods or services that the business concerned is authorized by such registration to sell or provide;

(f) a distinguishing registration number;

(g) citizenship status, passport number, section 22 asylum seeker permit, section 24 refugee permit, valid visa allowing foreign national to be in the Republic to work or conduct business; and

(h) any other information that may be required by this by-law or any other law.

(5) The applicant must provide a sworn affidavit stating that he or she is not engaged in the trade of illegal goods as defined in this by-law and that his or her business operations are within applicable norms and standards.

(6) The municipality reserves the right to conduct background checks on applicants, including liaising with law enforcement agencies, to verify the legality of their business activity.

(7) A registered business must be issued with a registration card or permit that must be displayed and be available for inspection at all times.

(8) The responsible official must put in place a complaints system that can be used by residents and community members to report and receive feedback regarding their complaints or concerns and an appeal process.

Transferability of permit

8.(1) In the event of the death of a permit-holder and the loss of income generated by the informal trading which results in the dependents of the deceased permit-holder being placed under undue or severe economic hardship, a permit may be transferred, by the municipality, to a dependent, or an assistant acting on behalf of the dependent, who may continue trading until the permit is no longer valid.

(2) A permit may be temporarily transferred for a period of no longer than twelve months by the municipality, to a dependent or, where there is no dependent, to an individual nominated by the permit-holder, if the permit-holder is unable to perform his or her functions: Provided that an affidavit is provided to the municipality stating the nature and period for which the permit-holder requires the permit transfer.

(3) A dependent or assistant is only permitted to replace the permit-holder for the period stipulated in the affidavit and approved by the municipality.

(4) A permit-holder may not transfer a permit to any other person in any manner.

(5)(a) If a permit is transferred by the municipality and the new holder does not resume trading within a period stipulated in the transfer notice, the municipality may revoke the permit and in such a case the permit must immediately be returned to the municipality.

(b) Details of revoked permits must be placed on a database to be shared with relevant departments.

(6) If a permit holder no longer wishes to trade, the municipality may revoke the permit

and in such a case the permit must immediately be returned to the municipality.

(7) A permit transferred may not be used for the purpose of a business other than the business to which the permit relates.

Prohibitions and restrictions

9.(1) Except in cases where prior approval has been granted by the municipality, a person may not carry out a business activity—

(a) in a garden or park to which the public has a right of access;

(b) on a verge adjacent to—

(i) a building belonging to, or occupied by an organ of state;

(ii) a church, mosque, synagogue or other formal registered place of worship; or

(iii) a building belonging to, or occupied by the municipality;

(c) at a building declared to be a public monument;

(d) next to an auto teller bank machine;

(e) at a place where—

(i) it causes an obstruction in front of a fire hydrant or an entrance to or exit from a building;

(ii) it causes an obstruction to vehicular traffic; or

(iii) it substantially obstructs pedestrians in their use of a sidewalk;

(f) on a verge adjacent to a building in which business is conducted by a person who sells goods of the same nature as or of a similar nature to goods being sold by the seller concerned; and

(g) on half of a public road adjacent to a building used for residential purposes, if the owner or person in control or an occupier of the building objects thereto.

(h) The sale, distribution, or possession of prohibited drugs or illegal substances is strictly prohibited within the township.

(2) A person carrying on a business—

(a) may not sleep overnight at the place of such business, except in a case where prior approval has been granted by the municipality or where the business is operating from residential units or structures;

(b) may not place his or her property on a public road, except in cases where prior approval has been granted by the municipality;

(c) may not construct a permanent structure on a public road or public place other than a shed, shack, Wendy house or poles implanted into the ground,

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and other infrastructural arrangements common in the street trading environment;

(d) may not buy goods from an establishment that does not comply with relevant regulatory prescripts;

(e) may not sell expired items;

(f) must ensure that his or her property or area of activity—

(i) does not cover an area of a public road, or a public place which is greater than six square metres (with a maximum length of three metres) in extent, unless otherwise approved by the municipality; and

(ii) in respect of a sidewalk, leaves an unobstructed space for pedestrian traffic, being not less than one and a half metres wide when measured from any contiguous building to the property or area of activity, and not less than one half metre wide when measured from the kerb line to the property or area of activity;

(g) may not conduct business on a sidewalk where the width of such sidewalk is less than one metre;

(h) may not place or stack his or her goods in such a manner that such goods are likely to injure a person or cause damage to property;

(i) may not sell, distribute or store illegal goods or goods that do not comply with acceptable standards;

(j) may not carry on business in such a manner as to—

(i) create a nuisance;

(ii) create a traffic, health hazard, or health risk;

(iii) obstruct access to, or the use of, street furniture or any other facility designed for use by the general public;

(k) must maintain records of the identification of his or her suppliers and be able to provide proof of the legitimate sourcing of the goods upon request by an authorized official

Hygiene and waste removal

10.(1) A person operating a registered business must—

(a) ensure that the business complies with health and safety requirements and has the applicable health and safety certificates;

(b) ensure that the food sold in the business is not contaminated by insecticides, pesticides, or any poisonous substance;

(c) keep the business area or site occupied by him or her for the purposes of such business activity, in a clean and sanitary condition;

(d) keep his or her property in a clean, sanitary and well-maintained condition;

(e) dispose of litter generated by his or her business in whatever refuse receptacle

provided by the municipality for the public, or at a dumping site of the municipality;

(f) ensure that no excessive smoke, fumes or other substance, odors, or noise, emanating from his or her business activities, causes pollution of any kind;

(g) ensure that the necessary recycling methods are utilized; and

(h) dispose of hazardous and e-waste in the correct manner.

(2) The owner of the property where business activities, including selling prepared meals or beverages, take place, must ensure that there is appropriate infrastructure, including ablution facilities.

Restricted and prohibited areas

11.(1) A municipality may in terms of section 6A(2) of the Businesses Act, after consulting the public and by resolution, declare any place in its area of jurisdiction to be an area in which street trading is restricted or prohibited, and must, to enable compliance therewith, prescribe or make signs, markings or other devices indicating—

(a) specified hours during which business activity in respect of particular goods or services is restricted or prohibited;

(b) the boundaries of the restricted or prohibited areas; and

(c) any other restriction or prohibition against business activity regarding the area in question.

(2) A municipality must display any such sign, marking or device in such a position and manner as will indicate the restriction or prohibition and the location or boundaries of the area concerned.

(3) A sign erected in terms of this by-law or the Business Act serves as sufficient notice of the prohibition or restriction in respect of the area concerned.

(4) A sign contemplated in subsection (1) may be amended from time to time and displayed by the municipality for the purpose of this by-law and has the same effect as a road sign in terms of the National Road Traffic Act, 1996.

(5) A registered business must not cause any nuisance.

Offences and penalties 12.(1) A person who—

(a) contravenes, or fails to comply with, a provision of this by-law;

(b) fails to comply with a notice issued in terms of this by-law;

(c) fails to comply with a lawful instruction given in terms of this by-law; or

(d) who obstructs or hinders an authorized official in the execution of his or her duties under this by-law,

is guilty of an offence and must be served with a written warning advising of the offence, the remedial action and applicable times, consequences for failure to redress, and the appeal process.

(2) Despite the provisions of subsection (1), a person found to be transgressing any provision of this by-law must—

(a) on a first transgression, be served with a written warning notice informing that person of the transgression and that his or her business license may be cancelled immediately if he or she does not remedy the transgression within a reasonable time based on industry or sector trends; and

(b) on a subsequent transgression, be served with a written notice informing that person of the transgression and that, subject to an appeal process, his or her business license is immediately cancelled and that he or she will be barred from reapplying for a license in any municipality for a period of five years after the subsequent transgression.

(c) If an individual or business is found to be engaging in the sale or distribution of prohibited drugs or illegal substances, the business premises will be immediately shut down.

(d) 3. The individual or business owner may also face additional penalties, including but not limited to:

(e) Revocation of business licenses and permits

(f) Fines and imprisonment

(g) Confiscation of assets and property

(3) Different penalties may be affected in respect of different businesses based on industry trends.

Appeals

13. (1) A person who feels aggrieved by the decision of the municipality may lodge an appeal within a period of 21 days after receipt of the application outcome or within such extended period as may be agreed upon between the municipality and the applicant

concerned.

(2) During the appeal process it is presumed that the application was unsuccessful.

Enforcement of by-law

14. (1) An authorized official appointed by the municipality is responsible for monitoring and enforcement of this by-law and must regularly liaise and co-operate with officials of the Department of Home Affairs and the Department of Health to ensure compliance with relevant and applicable legislation.

(2) A municipality may—

(a) apply its discretion to impound business equipment where continuous transgression without remedy is observed; or

(b) release the business equipment at a fee in line with municipal tariffs.

(3) (a) A municipality may impound goods on reasonable suspicion that such goods are expired or illegal.

(b) Goods that are confirmed to be expired or illegal must be handed over to the relevant government body for destruction.

(4) A municipality must establish a task team dedicated to combating the trade of illegal goods and services, which must—

(a) conduct regular inspections of businesses to verify that they are registered and that the products being sold are legal and comply with applicable regulatory requirements or norms and standards;

(b) collaborate with national and provincial law enforcement agencies to share information and conduct joint operations against illicit trade networks;

(c) implement a confidential reporting system for the public and other traders to report suspected illicit trade activities;

(d) implement information programmes to educate businesses on what constitutes an illegal product; and

(e) subject to the Protection of Personal Information Act, (Act No. 4 of 2013), implement a central repository of individuals whose licenses have been cancelled due to non-compliance with the by-law and share details on an annual basis with other municipalities.

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Amendment of by-laws and transitional measures

15. Once approved, the municipality must consider the impact of this by-law on all other by-laws and must amend sections that conflict with the provisions of this by-law or amend the applicable by-laws to be in line with the provisions of this by-law.

Closing times for **ORDINARY WEEKLY** *KWAZULU-NATAL PROVINCIAL GAZETTE* 2025

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

- **20 December,** Friday for the issue of Thursday **02 January 2025**
- **02 January,** Thursday for the issue of Thursday **09 January 2025**
- **09 January,** Thursday for the issue of Thursday **16 January 2025**
- **16 January,** Thursday for the issue of Thursday **23 January 2025**
- **23 January,** Thursday for the issue of Tuesday **30 January 2025**
- **30 January,** Thursday for the issue of Thursday **06 February 2025**
- **06 February,** Thursday for the issue of Thursday **13 February 2025**
- **13 February,** Thursday for the issue of Thursday **20 February 2025**
- **20 February,** Thursday for the issue of Thursday **27 February 2025**
- **27 February,** Thursday for the issue of Thursday **06 March 2025**
- **06 March,** Thursday for the issue of Thursday **13 March 2025**
- **13 March,** Thursday for the issue of Thursday **20 March 2025**
- **19 March,** Wednesday for the issue of Thursday **27 March 2025**
- **27 March,** Tuesday for the issue of Thursday **03 April 2025**
- **03 April,** Thursday for the issue of Thursday **10 April 2025**
- **10 April,** Thursday for the issue of Thursday **17 April 2025**
- **15 April,** Tuesday for the issue of Thursday **24 April 2025**
- **23 April,** Wednesday for the issue of Thursday **01 May 2025**
- **30 April,** Wednesday for the issue of Thursday **08 May 2025**
- **08 May,** Thursday for the issue of Thursday **15 May 2025**
- **15 May,** Thursday for the issue of Thursday **22 May 2025**
- **22 May,** Thursday for the issue of Thursday **29 May 2025**
- **29 May,** Thursday for the issue of Thursday **05 June 2025**
- **05June,** Thursday for the issue of Thursday **12 June 2025**
- **11 June,** Wednesday for the issue of Thursday **19 June 2025**
- **19 June,** Thursday for the issue of Thursday **26 June 2025**
- **26 June,** Thursday for the issue of Thursday **03 July 2025**
- **03 July,** Thursday for the issue of Thursday **10 July 2025**
- **10 July,** Thursday for the issue of Thursday **17 July 2025**
- **17 July,** Thursday for the issue of Thursday **24 July 2025**
- **24 July,** Thursday for the issue of Thursday **31 July 2025**
- **31 July,** Thursday for the issue of Thursday **07 August 2025**
- **07 August,** Thursday for the issue of Thursday **14 August 2025**
- **14 August,** Thursday for the issue of Thursday **21 August 2025**
- **21 August,** Thursday for the issue of Thursday **28 August 2025**
- **28 August,** Thursday for the issue of Thursday **04 September 2025**
- **04 September,** Thursday for the issue of Thursday **11 September 2025**
- **11 September,** Thursday for the issue of Thursday **18 September 2025**
- **17 September,** Wednesday for the issue of Thursday **25 September 2025**
- **25 September,** Thursday for the issue of Thursday **02 October 2025**
- **02 October,** Thursday for the issue of Thursday **09 October 2025**
- **09 October,** Thursday for the issue of Thursday **16 October 2025**
- **16 October,** Thursday for the issue of Thursday **23 October 2025**
- **23 October,** Thursday for the issue of Thursday **30 October 2025**
- **30 October,** Thursday for the issue of Thursday **06 November 2025**
- **06 November,** Thursday for the issue of Thursday **13 November 2025**
- **13 November,** Thursday for the issue of Thursday **20 November 2025**
- **20 November,** Thursday for the issue of Thursday **27 November 2025**
- **27 November,** Thursday for the issue of Thursday **04 December 2025**
- **04 December,** Thursday for the issue of Thursday **11 December 2025**
- **10 December,** Wednesday for the issue of Thursday **18 December 2025**
- **18 December,** Thursday for the issue of Thursday **25 December 2025**

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