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OF  
KwaZulu-Natal

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DIE  
Provinsiale Koerant  
VAN  
KwaZulu-Natal

Op Gesag Uitgegee  
(As 'n nuusblad by die poskantoor geregistreer)

**IGazethi**  
YESIFUNDAZWE  
saKwaZulu-Natali

Ishicilelwe ngegunya  
(Irejistiwe njengephephandaba eposihhovisi)

No. 6496 ULWESINE, 27 KUNTULIKAZI 2006

Ukuze uthole iGazethi yesiFundazwe kwi-INITHANETHI ngaphandle kokukhokha, iya ku: <http://www.lawsoc.co.za/kznprovince/index.htm>

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**T**HE following notices are published for general information.

PROFESSOR M. A. MCHUNU  
Director-General

300 Langalibalele Street  
Pietermaritzburg  
27 July 2006

**O**NDERSTAANDE kennisgewings word vir algemene inligting gepubliseer:

PROFESSOR M. A. MCHUNU  
Direkteur-generaal

300 Langalibalele Straat  
Pietermaritzburg  
27 Julie 2006

**I**ZAZISO ezilandelayo zikhishelwe ulwazi lwawonkewonke.

USOLWAZI M. A. MCHUNU  
uMqondisi-Jikelele

300 Langalibalele Street  
Pietermaritzburg  
27 kuNtulikazi 2006

**No. 1235, 2006**

27 July 2006

**REGULATION OF RACING AND BETTING ORDINANCE, 1957  
(ORDINANCE NO. 28 OF 1957): AMENDMENT OF RACING FIXTURE**

**T**HE Minister has, in terms of section 4(1) and section 4(3) of the Regulation of Racing and Betting Ordinance, 1957 (Ordinance No. 28 of 1957), amended Provincial Notice No. 3307, 2005 published on 08 December 2005 by the substitution of the following race meeting:

CURRENT DATE			REVISED DATE		
DATE	DAY	VENUE	DATE	DAY	VENUE
2006-12-17	Sunday	Greyville (D)	2006-12-17	Sunday	Scottsville
2006-12-31	Sunday	Greyville (D)	2006-12-31	Sunday	Clairwood

**No. 1235, 2006**

27 Julie 2006

**ORDONNANSIE OP DIE REGULERING VAN WEDRENNE EN WEDDERY, 1957  
(ORDONNANSIE NO. 28 VAN 1957): WYSIGING VAN WEDRENBEPALINGS**

**D**IE Minister het ingevolge artikel 4(1) en artikel 4(3) van die Ordonnansie op die Regulering van Wedrenne en Weddery, 1957 (Ordonnansie No. 28 van 1957) Provinsiale Kennisgewing No. 3307, 2005 gepubliseer op 08 Desember 2005 gewysig deur wedrenbyeenkomste soos volg te vervang:

HUIDIGE DATUM			HERSIENE DATUM		
DATUM	DAG	PLEK	DATUM	DAG	PLEK
2006-12-17	Sondag	Greyville – renklub (D)	2006-12-17	Sondag	Scottsville - renklub
2006-12-31	Sondag	Greyville – renklub (D)	2006-12-31	Sondag	Clairwood - renklub

**No. 1235, 2006**

27 kuNtulikazi 2006

**UKULAWULWA KWE-ODINENSI YEMIJAHU NOKUBHEJA, 1957  
(I-ODINENSI NO. 28 KA 1957): UKUCHITSHIYELWA KOSUKU LOMJAHU**

**U**NGQONGQOSHE, ngokwesigaba 4(1) kanye nesigaba 4(3) zokuLawulwa kwe-Odinensi yeMijaho nokuBheja, 1957 (i-Odinensi No. 28 ka 1957), usechibiyele iSaziso sesiFundazwe No. 3307 sika 2005 esashicilelwa mhla ziyi-8 kuZibandlela 2005 ngokushintsha usuku lomhlango womjaho ngalolu olulandelayo:

USUKU OBELUBEKIWE			USUKU OSELUNQUNYIWE		
USUKU	ILANGA	INDAWO	USUKU	ILANGA	INDAWO
2006-12-17	iSonto	Greyville (D)	2006-12-17	iSonto	Scottsville
2006-12-31	iSonto	Greyville (D)	2006-12-31	iSonto	Clairwood

**No. 1236, 2006**

27 July 2006

**DEPARTMENT OF LOCAL GOVERNMENT AND TRADITIONAL AFFAIRS**

**REMOVAL OF CONDITION OF TITLE**

**I** Mark Povall, The Manager: Development Planning (Northern Region) Department of Local Government and Traditional Affairs of the Provincial Administration of KwaZulu-Natal, acting under section 2 the Removal of Restrictions Act, 1967 (Act No. 84 of 1967), read with Delegation 2 of Part VIII of Chapter B of the General Delegations of Authority of the Department of Local Government Affairs and Traditional Affairs of the said Provincial Administration, as amended on 18 October 1999, issued by the Minister of Local Government and Traditional Affairs of the Province of KwaZulu-Natal in terms of section 2 of the KwaZulu-Natal Delegation of Power Act, 1994 (Act No. 8 of 1994), hereby remove from Deed of Transfer No. T40573/2000 on any subsequent title deed pertaining to Erf 3843 Richards Bay, situated in the uMhlathuze Municipality area, Province of KwaZulu-Natal, the conditions of title numbered B.1. and B.2.

Given under my hand at Ulundi this 13<sup>th</sup> day of July, Two thousand and Six.

**M. POVALL**

The Manager: Development Planning  
Northern Region  
Ref No. 2003/717

**No. 1236, 2006**

27 Julie 2006

**DEPARTEMENT VAN PLAASLIKE EN TRADISIONELE REGERINGSACE**

**OPHEFFING VAN TITELVOORWAARDE**

**E**K, Mark Povall, Direkteur: Ontwikkeling Beplanning (Noordelike Streek) Plaaslike Regering en Tradisionale Sake van die Provinsial Administrasie van KwaZulu-Natal, handelende kragtens artikel 2 van die Wet op Opheffing van Beperkings, 1967 (Wet No. 84 van 1967), saamgelees met delegasie 2 van deel VIII van hoofstuk B van die Agemene Delegasies van Bevoegheid van die Departement van Plaaslike Regering en Tradisionale Sake van genoemde Provinsiale Administrasie, soos gewysig op 18 Oktober 1999, wat uitgereik is deur die Minister van Plaaslike Regering en Tradisionale Sake van die provinsie KwaZulu-Natal ingevolge artikel 2 van die KwaZulu-Natal Wet op die Delegering van Bevoegdheide, 1994 (Wet No. 8 van 1994), hef hierby ten opsigte van Transportakte No. T40573/2000 of enige daaropvolgende titelbewys met betrekking tot Erf 3843 Richards Baai, gelee in die gebied van die uMhlathuze Munisipaliteit, provinsie KwaZulu-Natal, die titelvoorwaarde genommer B.1. en B.2. op.

Gedateer te Ulundi op hede die 13 dag van Julie, Tweeduisene en ses.

**M. POVALL**

Die Direkteur: Ontwikkeling Beplanning  
Noordelike Streek  
Ref No. 2003/717

**No. 1236, 2006**

27 kuNtulikazi 2006

**UMNYANGO WOHULUMENI BASEKHAYA KANYE NEZENDBUKO**

**UKUSUSWA KWESIMISO SETAYITELA**

**M**INA, Mark Povall: uMphathi wokuHlelwa kweNtuthuko (esiFundeni saseNyakatho) eMnyangweni woHulumeni baseKhaya kanye nezeNdabuko esiFundazweni saKwaZulu-Natali, osebenza ngaphansi kwesigaba 2 soMthetho wokuSuswa kwemiThetho yokuThibela 1967, (uMthetho No. 84 ka 1967), sifundwa kanye noMthetho wokuDluliselwa kwaMandla 2 weNgxenywe VIII yeSahluko B soMthetho weGunya lokuDluliselwa kwaMandla okuVamile koMnyango woHulumeni baseKhaya kanye nezeNdabuko esiFundazweni, njengoba wachitshiyelwa mhla ziye-18 kuMfumfu 1999, owakhishwa nguNgqongqoshe woHulumeni baseKhaya kanye nezeNdabuko esiFundazweni saKwaZulu-Natali, ngokwesigaba 2 soMthetho wokuDluliselwa kwaMandla waKwaZulu-Natali, 1994 (uMthetho No. 8 ka 1994), ngalokhu ngisusa umshwana weGunya lokuDluliselwa kweTayitela No. T40573/2000 nanoma yiliphi itayitela elilandela noma yiliphi itayitela eliphathelene neSiza 3843 e-Richards Bay, ngaphansi kukaMasipala waseMhlathuze, esiFundazweni saKwaZulu-Natali, izimiso zetayitela ezingunombolo B.1. kanye no-B.2.

Sisayinwe oLundi ngalolu suku lwe-13 kuNtulikazi, oNyakeni weziNkulungwane eziMbili nesiThupha.

**M. POVALL**

uMphathi: wokuHlelwa kweNtuthuko  
esiFundeni saseNyakatho  
iNkomba yeFayela: 2003/717

**No. 1237, 2006**

27 July 2006

**DEPARTMENT OF LOCAL GOVERNMENT AND TRADITIONAL AFFAIRS**

**NOTICE IN TERMS OF SECTION 2(1) OF THE REMOVAL OF RESTRICTIONS ACT, 1967: REMOVAL OF CONDITION OF TITLE; PORTION 1 OF ERF 74 BEVERLEY HILLS, ETHEKWINI MUNICIPALITY**

**I**n my capacity as Manager: Development Planning (Coastal Implementation Office) in the KwaZulu-Natal Department Local Government and Traditional Affairs, under powers vested in me by section 2(1) of the Removal of Restrictions Act, 1967 (Act No. 84 of 1967), read with Delegation 2 of Part VIII of Chapter B of the General Delegations of Authority, issued by the KwaZulu-Natal Member of Executive Council responsible for local government and housing in terms of section 2 of the KwaZulu-Natal Delegation of Powers Act, 1994 (Act No. 8 of 1994), I hereby remove from Deed of Transfer T22699/98, pertaining to Portion 1 of Erf 74 Beverley Hills, Registration Division FT, eThekweni Municipality, Province of KwaZulu-Natal, condition B.(b) that restricts the use of the property to one dwelling house.

Given under my hand at Durban this 7<sup>th</sup> day of July, Two thousand and Six.

**T. A. BHENGU**

Manager: Development Planning  
Coastal Implementation Office  
File reference: 2005/2079

**No. 1237, 2006**

27 Julie 2006

**DEPARTEMENT VAN PLAASLIKE REGERING EN TRADISIONELE SAKKE**

**KENNISGEWING INGEVOLGE ARTIKEL 2(1) VAN DIE WET OP OPHEFFING VAN BEPERKINGS, 1967: OPHEFFING VAN TITELVOORWAARDE; GEDEELTE 1 VAN ERF 74 BEVERLEY HILLS, ETHEKWINI MUNISIPALITEIT**

**I**n my hoedanigheid as Bestuurder: Ontwikkelingsbeplanning (Kusstreek-implementeringskantoor) in die KwaZulu-Natal Departement van Plaaslike Regering en Tradisionele Sake, kragtens die bevoegdheid aan my verleen by artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet No. 84 van 1967), saamgelees met delegasie 2 van deel VIII van hoofstuk B van die Algemene Delegasies van Bevoegdheid, uitgereik deur die KwaZulu-

Natal lid van die Uitvoerende Raad verantwoordelik vir plaaslike regering en behuising ingevolge artikel 2 van die KwaZulu-Natal Wet op die Delegering van Bevoegdheide, 1994 (Wet No. 8 van 1994), verwyder ek hiermee van Transportakte T22699/98, betreffende Gedeelte 1 van Erf 74 Beverley Hills, Registrasie-afdeling FT, eThekweni Munisipaliteit, provinsie KwaZulu-Natal, voorwaarde B.(b) wat die gebruik van die eiendom tot een woonhuis beperk.

Onder my hand gegee te Durban hierdie 7de dag van Julie, Tweeduisend-en-Ses.

**T. A. BHENGU**

Bestuurder: Ontwikkelingsbeplanning

Kusstreek-implementeringskantoor

Lêerverwysing: 2005/2079

**No. 1237, 2006**

27 kuNtulikazi 2006

**UMNYANGO WOHULUMENI BASEKHAYA KANYE NEZENDABUKO**

**ISAZISO NGOKWESIGABA 2(1) SOMTHETHO WOKUSUSWA KWEMITHETHO YOKUTHIBELA, 1967:  
UKUSUSWA KWESIMISO SETAYITELA, INGXYENYE 1 YESIZA 74 E-BEVERLEY HILLS, KUMASIPALA WASETHEKWINI**

**E**SIKHUNDLENI sami njengoMphathi: wokuHlelwa kweNtuthuko (eHhovisi lokuQaliswa kweziNhlelo elingasogwini) eMnyangweni woHulumeni baseKhaya kanye nezeNdabuko, ngaphansi kwamandla engiwanikwe yisigaba 2(1) soMthetho wokuSuswa kweMithetho yokuThibela, 1967 (uMthetho No. 84 ka 1967), sifundwa noMthetho wokuDluliselwa kwaMandla 2 weNgxenywe VIII yeSahluko B soMthetho weGunya lokuDluliselwa kwaMandla okuVamile, esikhishwe yiLungu loMkhandlu oPhethe KwaZulu-Natali elibhekele ohulumeni basekhaya nezindlu ngokwesigaba 2 soMthetho wokuDluliselwa kwaMandla, 1994 (uMthetho No. 8 ka 1994), ngalokhu ngisusa umshwana weGunya lokuDluliselwa kweTayitela T22699/98, eliphathelene neNgxenywe 1 yeSiza 74 e-Beverley Hills, isiGaba sokuBhalisa esingu-FT, kuMasipala waseThekwini, esiFundazweni saKwaZulu-Natali, isimiso B.(b) esithibela ukusetshenziswa kwendawo enendlu eyodwa yokuhlala.

Sisayinwe eThekwini ngalolu suku lwesi-7 kuNtulikazi, oNyakeni weziNkulungwane eziMbili nesiThupha.

**T. A. BHENGU**

uMphathi: wokuHlelwa kweNtuthuko

eHhovisi lokuQaliswa kweziNhlelo elingasogwini

iNkomba yeFayela: 2005/2079

**No. 1238, 2006**

27 July 2006

**DEPARTMENT OF LOCAL GOVERNMENT AND TRADITIONAL AFFAIRS**

**NOTICE IN TERMS OF SECTION 2(1) OF THE REMOVAL OF RESTRICTIONS ACT, 1967:  
REMOVAL OF CONDITION OF TITLE; REMAINDER OF ERF 74 BEVERLEY HILLS, ETHEKWINI MUNICIPALITY**

**I**N my capacity as Manager: Development Planning (Coastal Implementation Office) in the KwaZulu-Natal Department Local Government and Traditional Affairs, under powers vested in me by section 2(1) of the Removal of Restrictions Act, 1967 (Act No. 84 of 1967), read with Delegation 2 of Part VIII of Chapter B of the General Delegations of Authority, issued by the KwaZulu-Natal Member of Executive Council responsible for local government and housing in terms of section 2 of the KwaZulu-Natal Delegation of Powers Act, 1994 (Act No. 8 of 1994), I hereby remove from Deed of Transfer T9428/1975, pertaining to Remainder of Erf 74 Beverley Hills, Registration Division FT, eThekwini Municipality, Province of KwaZulu-Natal, condition B.(b) that restricts the use of the property to one dwelling house.

Given under my hand at Durban this 18<sup>th</sup> day of July, Two thousand and Six.

**T. A. BHENGU**

Manager: Development Planning

Coastal Implementation Office

File reference: 2005/2080

**No. 1238, 2006**

27 Julie 2006

**DEPARTEMENT VAN PLAASLIKE REGERING EN TRADISIONELE SAKE**

**KENNISGEWING INGEVOLGE ARTIKEL 2(1) VAN DIE WET OP OPHEFFING VAN BEPERKINGS, 1967:  
OPHEFFING VAN TITELVOORWAARDE; RESTANT VAN ERF 74 BEVERLEY HILLS, ETHEKWINI MUNISIPALITEIT**

**I**N my hoedanigheid as Bestuurder: Ontwikkelingsbeplanning (Kusstreek-implementeringskantoor) in die KwaZulu-Natal Departement van Plaaslike Regering en Tradisionele Sake, kragtens die bevoegdheid aan my verleen by artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet 84 van 1967), saamgelees met delegasie 2 van deel VIII van hoofstuk B van die Algemene Delegasies van Bevoegdheid, uitgereik deur die KwaZulu-Natal lid van die Uitvoerende Raad verantwoordelik vir plaaslike regering en behuising ingevolge artikel 2 van die KwaZulu-Natal Wet op die Delegering van Bevoegdheide, 1994 (Wet 8 van 1994), verwyder ek hiermee van Transportakte T9428/1975, betreffende Restant van Erf 74 Beverley Hills, Registrasie-afdeling FT, eThekwini Munisipaliteit, provinsie KwaZulu-Natal, voorwaarde B.(b) wat die gebruik van die eiendom tot een woonhuis beperk.

Onder my hand gegee te Durban hierdie 18ste dag van Julie, Tweeduisend-en-Ses.

**T. A. BHENGU**

Bestuurder: Ontwikkelingsbeplanning

Kusstreek-implementeringskantoor

Lêerverwysing: 2005/2080

No. 1238, 2006

27 kuNtulikazi 2006

**UMNYANGO WOHULUMENI BASEKHAYA KANYE NEZENDABUKO****ISAZISO NGOKWESIGABA 2(1) SOMTHETHO WOKUSUSWA KWEMITHETHO YOKUTHIBELA, 1967:  
UKUSUSWA KWESIMISO SETAYITELA; INSALELA YESIZA 74 E-BEVERLEY HILLS, KUMASIPALA WASETHEKWINI**

**E**SIKHUNDLENI sami njengoMphathi: wokuHlelwa kweNtuthuko (eHhovisi lokuQaliswa kweziNhlelo elingasogwini) eMnyangweni woHulumeni baseKhaya kanye nezeNdabuko, ngaphansi kwamandla engiwanikwe yisigaba 2(1) soMthetho wokuSuswa kweMithetho yokuThibela, 1967 (uMthetho No. 84 ka 1967), sifundwa noMthetho wokuDluliselwa kwaMandla 2 weNgxenye VIII yeSahluko B soMthetho weGunya lokuDluliselwa kwaMandla okuVamile, esikhishwe yiLungu loMkhandlu oPhethe KwaZulu-Natali elibhekele ohulumeni basekhaya nezindlu ngokwesigaba 2 soMthetho wokuDluliselwa kwaMandla, 1994 (uMthetho No. 8 ka 1994), ngalokhu ngisusa umshwana weGunya lokuDluliselwa kweTayitela T9428/1975, eliphathelene neNsalela yeSiza 74 e-Beverley Hills, isiGaba sokuBhalisa esingu-FT, kuMasipala waseThekwini, esiFundazweni saKwaZulu-Natali, isimiso B.(b) esithibela ukusetshenziswa kwendawo enendlu eyodwa yokuhlala.

Sisayinwe eThekwini ngalolu suku lwe-18 kuNtulikazi, oNyakeni weziNkulungwane eziMbili nesiThupha.

**T. A. BHENGU**

uMphathi: wokuHlelwa kweNtuthuko

eHhovisi lokuQaliswa kweziNhlelo elingasogwini

iNkomba yeFayela: 2005/2080

No. 1239, 2006

27 July 2006

## DEPARTMENT OF HEALTH

## VRYHEID HOSPITAL

QUOTATIONS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE  
PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL

- (i) Quotations must be on the official quotation form, which shall be completed in all respects, and all information must be supplied as stipulated in the quotation document.
- (ii) Quotations must be in sealed envelopes.
- (iii) Separate envelopes must be used for each quotation.
- (iv) The envelope must be addressed to Vryheid Hospital, Bid Evaluation Committee together with the quotation number and closing date and be placed in quotation box situated on the ground floor at lift entrance.
- (v) The name and address of the quoting contractors must be endorsed on the back of the envelope. All Department of Health contracts are subject to appeals being timeously lodged (if any) and letters of acceptance being issued.
- (vi) Please complete original ZNT 30 documents when submitting quotations above R30,000 (Thirty Thousand Rand) together with an original Tax Clearance Certificate.

**Note:** Compulsory site meeting. Documentation will not be faxed to suppliers. Documents will only be handed over on site meeting.

<b>SERVICE:</b>	Garden services
Quotation number:	ZNQ 252/2006/07
Closing date:	2006-08-10
Closing time:	11:00
<i>Compulsory site meeting:</i>	
Location:	Vryheid Hospital
Date:	2006-08-03
Time:	09:00
Contact person:	Mr M. Msomi, Telephone: (034) 9822111, Ext. 276

<b>SERVICE:</b>	Cleaning services
Quotation number:	ZNQ 253/2006/07
Closing date:	2006-08-10
Closing time:	11:00
<i>Compulsory site meeting:</i>	
Location:	Vryheid Hospital
Date:	2006-08-03
Time:	10:00
Contact person:	Mr M. Msomi, Telephone: (034) 9822111, Ext. 276

No. 1240, 2006

27 July 2006

## DEPARTMENT OF HEALTH

## THULASIZWE HOSPITAL

## Withdrawal of quotation

<b>SERVICE:</b>	Security services
Quotation number:	ZNQ 147/2006-2007

No. 1241, 2006

27 July 2006

## DEPARTMENT OF HEALTH

## REGIONAL LAUNDRY DURBAN AND COASTAL

## Withdrawal of award of quotation

<b>SERVICE:</b>	Fitting of new 600 x 600 x 13mm suspended constellation tile ceiling
Quotation number:	contract to be re - evaluated ZNQ 4/2006
Contractor:	M & M Shopfitters

No. 1242, 2006

27 July 2006

## DEPARTMENT OF HEALTH

## ST APOLLINARIS HOSPITAL

## Award of quotations

SERVICE:	Built-in cupboards
Quotation number:	ZNQ 189/06/06/2006
Contractor:	Khoshane Trading
SERVICE:	Cleaning of Hospital buildings
Quotation number:	ZNQ 227/06/06
Contractor:	Prestige Cleaning
SERVICE:	Cutting and trimming of trees Zone B
Quotation number:	ZNQ 190/06/06
Contractor:	Inzomuso Business
SERVICE:	Cutting and trimming of trees Zone A
Quotation number:	ZNQ 190/06/06
Contractor:	Lusiba Enterprises

No. 1243, 2006

27 July 2006

## DEPARTMENT OF HEALTH

## COMMUNICATION SERVICES

QUOTATIONS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE  
PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL

- (i) Quotations must be on the official quotation form, which shall be completed in all respects, and all information must be supplied as stipulated in the quotation document.
- (ii) Quotations must be submitted in sealed envelopes and placed in the tender box on the ground floor of the Natalia Building.
- (iii) The envelope must be addressed to Communication Services, Quotation Evaluation Committee together with the quotation number and closing date.
- (iv) The name and address of the quoting contractor must be endorsed on the back of the envelope.
- (v) All Department of Health contracts awarded are subject to appeals being timeously lodged (if any) and a letter of acceptance being issued.
- (vi) Quotation documents are available from Communication Services, Natalia Building, 330 Longmarket Street, Pietermaritzburg, Telephone: (033) 3953231, Fax: (033) 3420429.
- (vii) For quotations exceeding R30 000.00 an original ZNT 30 (application for preference points) form must be submitted to the Communication, an original Tax Clearance Certificate must also be submitted regardless of price.

SERVICE:	Printing and distribution of internal news letter
Quotation number:	ZNQ 506/06
Closing date:	2006-08-03
Closing time:	11:00
Contact person:	Mr L. T. Samuel
Enquiries regarding specification:	Mr L. T. Samuel, Telephone: (033) 3953321

No. 1244, 2006

27 July 2006

## DEPARTMENT OF HEALTH

## EDENDALE HOSPITAL

QUOTATIONS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE  
PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL

- (i) Quotations must be on the official tender form, which shall be completed in all respects.
- (ii) Quotations must be submitted in sealed envelopes.
- (iii) Separate envelopes must be used for each quotation.
- (iv) The envelope must be addressed to the Department of Health, Edendale Hospital together with the quotation number and closing date.
- (v) The name and address of the tenderer must be endorsed on the back of the envelope.
- (vi) Contracts shall only be awarded to suppliers registered on the Provincial Supplies Database.
- (vii) Quotation documents must be deposited in the quotation box by the tenderer or faxed to: Edendale Hospital, Private Bag X509, Plessislaer, 3216, Telephone: (033) 3954328, Facsimile: (033) 3954060.

SERVICE:	Alterations to create a Facility Information Office and a data caputurer's Office at Edendale Hospital
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Quotation number:	ZNQ WS 69/07/06
Closing date:	2006-08-04
Closing time:	11:00
Contact person:	Mr R. W. Ronne, Telephone: (033) 3954328
Enquiries regarding specification:	Mr G. Aysen, Telephone: (033) 3954269

**No. 1245 2006**

27 July 2006

**DEPARTMENT OF HEALTH****BETHESDA HOSPITAL****Withdrawal of quotations**

SERVICE:	Replacement of asbestos gutters with aluminium gutters
Quotation number:	ZNQ 124/06/07
SERVICE:	Interior painting Pharmacy Department
Quotation number:	ZNQ 125/06/07
SERVICE:	Tiling of floors to Paeds Ward ablutions and store room
Quotation number:	ZNQ 126/06/07
SUPPLY/SERVICE:	Supply and installation of blinds at Gateway Clinic
Quotation number:	ZNQ 127/06/07
SERVICE:	Exterior painting at Stores and Laundry
Quotation number:	ZNQ 128/06/07
SERVICE:	Interior renovations at the main kitchen, change room and store room
Quotation number:	ZNQ 129/06/07

**No. 1246, 2006**

27 July 2006

**DEPARTMENT OF HEALTH****CATHERINE BOOTH HOSPITAL**

**QUOTATIONS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE  
PROVINCIAL ADMINISTRATION OF KWAZULU- NATAL**

- (i) Quotations must be on the official quotation form, which shall be completed in all respects, and all information must be supplied as stipulated in the quotation document.
- (ii) Quotations must be submitted in sealed envelopes/faxed.
- (iii) Separate envelopes must be used for each quotation.
- (iv) The envelope must be addressed to Catherine Booth Hospital for attention Mr V. S. Zulu/A. K. Mkhwanazi reflecting the quotation number.
- (v) The name and address of the quoting contractor must be endorsed on the back of the envelope. All Department of Health contracts are awarded are subject to appeals being timeously lodged (if any) and letters of acceptance being issued.
- (vi) Please complete original ZNT 30 documents when submitting quotations above R30 000 together with an original Tax Clearance Certificate.
- (vii) Quotation documents are available from the Supplies Division on request.

SERVICE:	Security service at Catherine Booth Hospital for 3 months
Quotation number:	ZNQ 1874/06
Closing date:	2006-08-08
Closing time:	11:00
Compulsory site meeting:	2006-08-03
Time:	11:00
Contact person:	M. C. Mkhize

SERVICE:	Horticulture around hospital
Quotation number:	ZNQ 1875/06
Closing date:	2006-08-08
Closing time:	11:00
Compulsory site meeting:	2006-08-03
Time:	11:00
Contact person:	M. C. Mkhize

No. 1247, 2006

27 July 2006

## DEPARTMENT OF HEALTH

## GREY'S PROVINCIAL HOSPITAL

## Award of quotations

SUPPLY:	1 Unit adult gastroscope as per specification
Quotation number:	ZNQ 4819/03/06
Contractor:	Boostatrade 38 (Pty) Ltd
SUPPLY:	1 Unit bronchoscope flexible as per specification
Quotation number:	ZNQ 4821/03/06
Contractor:	Boostatrade 38 (Pty) Ltd
SUPPLY:	1 Unit duodenscope as per specification
Quotation number:	ZNQ 4817/03/06
Contractor:	Boostatrade 38 (Pty) Ltd

No. 1248, 2006

27 July 2006

## DEPARTMENT OF HEALTH

## UMKHANYAKUDE HEALTH DISTRICT OFFICE

QUOTATIONS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENT OF THE  
PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL

- (i) Quotations must be on the official quotation form, which shall be completed in all respects, and all information must be supplied as stipulated in the quotation document.
- (ii) Quotations must be submitted in sealed envelopes.
- (iii) The envelope must be addressed to uMkhanyakude Health District Office, Private Bag X026, Jozini, 3969 together with the quotation number and closing date.
- (iv) The name and address of the quoting contractor must be endorsed on the back of the envelope.
- (v) All Department of Health contracts awarded are subject to appeals being timeously lodged (if any) and a letter of acceptance being issued.
- (vi) Quotation documents are available from uMkhanyakude Health District Office – Procurement Office, Jozini Main Road next to Post Office, Telephone number: (035) 5721327, Fax number: (035) 5721336/251.
- (vii) For quotations exceeding R30 000.00 an original ZNT 30 form (application for preference points) must be submitted to the uMkhanyakude Health District Office, a valid Tax Clearance Certificate must also be submitted regardless of price.
- (viii) All documents must be obtained at uMkhanyakude Health District Office.

SUPPLY:	3000 x Tooth paste junior
	3000 x Tooth brushes junior
	Moulded plastic soap dispensers with push button operator, intergrated pump and nozzle cream white in colour with large window and it must be keyless
	4 x Lock mechanism
Quotation number:	ZNQ 060/06/07
Closing date:	2006-08-21
Closing time:	11:00
Contact person:	Ntombi Mthembu

No. 1249, 2006

27 July 2006

## DEPARTMENT OF HEALTH

## NORTHDALÉ PROVINCIAL HOSPITAL

QUOTATIONS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE  
PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL

- (i) Quotations must be on the official quotation form, which shall be completed in all respects, and all information must be supplied as stipulated in the quotation document.
- (ii) Quotations must be submitted in sealed envelopes.
- (iii) The envelope must be addressed to Northdale Provincial Hospital, Quotation Evaluation Committee, Old Greytown Road, Pietermaritzburg or Northdale Provincial Hospital, Quotation Evaluation Committee, Private Bag X9006, Pietermaritzburg, 3200, together with the quotation number and closing date.
- (iv) The name and address of the quoting contractor must be endorsed on the back of the envelope.
- (v) All Department of Health contracts awarded are subject to appeals being timeously lodged (if any) and letters of acceptance are issued.
- (vi) Original copies of Tax Clearance Certificates, ZNT 30 forms for preference points to accompany quotations.
- (vii) Quotation documents are available from Northdale Provincial Hospital, Stores Department, Old Greytown Road, Pietermaritzburg, Telephone: (033) 3879052 or (033) 3879051 or (033) 3879086, Fax: (033) 3971027.

SUPPLY: 12 x Trauma trolleys with X-ray translucent trauma mattress  
 Quotation number: ZNQ ND 15/2006/07  
 Closing date: 2006-08-23  
 Closing time: 11:00  
 Contact person: Mr R. A. Naicker, Telephone: (033) 3879086  
 Mrs L. C. Naidoo, Telephone: (033) 3879052

SUPPLY: 4 x Delivery beds  
 Quotation number: ZNQ ND 16/2006/07  
 Closing date: 2006-08-23  
 Closing time: 11:00  
 Contact person: Mr R. A. Naicker, Telephone: (033) 3879086  
 Mrs L. C. Naidoo, Telephone: (033) 3879052

SUPPLY: 2 x Meal delivery carts for tray service  
 Quotation number: ZNQ ND 17/2006/07  
 Closing date: 2006-08-23  
 Closing time: 11:00  
 Contact person: Mr R. A. Naicker, Telephone: (033) 3879086  
 Mrs L. C. Naidoo, Telephone: (033) 3879052

#### Award of quotations

SUPPLY: Monitor Apnoea  
 Quotation number: ZNQ ND 95/2006-07  
 Contractor: The Scientific Group

SUPPLY: Blender oxygen/air  
 Quotation number: ZNQ ND 96/2006-07  
 Contractor: Clinical and Medical Services (Pty) Ltd

SUPPLY: Infant incubators  
 Quotation number: ZNQ ND 94/2006-07  
 Contractor: Brittan Healthcare

SUPPLY: Warming unit – forced air  
 Quotation number: ZNQ ND 97/2006-07  
 Contractor: Clinical and Medical Services (Pty) Ltd

SUPPLY/SERVICE: Supply and installation of refrigerated medical waste container  
 Quotation number: ZNQ ND 32/2006-07  
 Contractor: LRS Electrical

SUPPLY: Single base sets with mattress  
 Quotation number: ZNQ ND 38/2006-07  
 Contractor: Mdimande Trading and Projects cc

SUPPLY/SERVICE: Supply and installation of hydroboilers  
 Quotation number: ZNQ ND 18/2006-07  
 Contractor: Zululand Steam

SUPPLY/SERVICE: Supply and installation of turnstile gate  
 Quotation number: ZNQ ND 28/2006-07  
 Contractor: Fire Dot Com

SUPPLY/SERVICE: Supply and installation of liquid hand soap dispensers  
 Quotation number: ZNQ ND 31/2006-07  
 Contractor: Disposable Technologies

SUPPLY: Retractable safety syringes  
 Quotation number: ZNQ ND 37/2006-07  
 Contractor: Lechoba Medical

SUPPLY: Infant formulae nan/pelargon  
 Quotation number: ZNQ ND 39/2006-07  
 Contractor: Nestle SA (Pty) Ltd

SUPPLY/SERVICE: Supply and service she bins  
 Quotation number: ZNQ ND 29/2006-07  
 Contractor: Steiner Hygiene

#### Cancellation of quotation

SUPPLY/SERVICE: Supply and installation of hand dryers  
 Quotation number: ZNQ ND 30/2006-07

No. 1250, 2006

27 July 2006

## DEPARTMENT OF HEALTH

## THULASIZWE HOSPITAL

QUOTATIONS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE  
PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL

- (i) Quotations must be on the official quotation form, which shall be completed in all respects, and all information must be supplied as stipulated in the quotation document.
- (ii) Quotations must be submitted in sealed envelopes.
- (iii) Separate envelopes must be used for each quotation.
- (iv) The envelope must be addressed to the Department of Health: Thulasizwe Hospital together with quotation number and closing date.
- (v) The name and address of the quoting contractor must be endorsed on the back of the envelope.
- (vi) All Department of Health contracts awarded are subject to appeals being timeously lodged (if any) and letters of acceptance being issued.
- (vii) Quotation documents are available from the Department of Health: Thulasizwe Hospital, Private Bax X206, Ceza, 3866.
- (viii) For quotation exceeding R30 000.00 an original ZNT 30 (application for preference points) form must be submitted to the Thulasizwe Hospital, an original Tax Clearance Certificate must also be submitted regardless of price.
- (ix) Tender documents will only be available on the site inspection.

## SERVICE:

Security services for duration of 3 months

C x 2 Armed = 1 nightshift + 1 dayshift

D x 6 Unarmed = 3 nightshift + 3 dayshift

E x 2 Unarmed = 1 nightshift + 1 dayshift

ZNQ 150/2006-2007

Quotation number:

Closing date:

2006-08-10

Compulsory site meeting:

2006-08-02

Time:

10:00

Venue:

Thulasizwe Hospital

Contact person:

G. N. Ngcobo

Enquiries regarding specification:

G. N. Ngcobo

Note: This tender has been re-advertised

## Withdrawal of quotation

## SERVICE:

Security services

Quotation number:

ZNQ 147/2006-2007

No. 1251, 2006

27 July 2006

## DEPARTMENT OF HEALTH

## BETHESDA PROVINCIAL HOSPITAL

QUOTATIONS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE  
PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL

- (i) Quotations must be on the official quotation form, which shall be completed in all respects and all information must be supplied as stipulated in the quotation document.
- (ii) Quotations must be submitted and deposited into a tender box at OPD entrance in sealed envelopes.
- (iii) The envelope must be addressed to Bethesda Hospital Quotation Evaluation Committee together with the quotation number and closing date.
- (iv) The name and address of the quoting contractor must be endorsed on the back of the envelope.
- (v) All Department of Health contracts awarded are subject to appeals being timeously lodged (if any) and letters of acceptance being issued.
- (vi) Quotation documents are available from Bethesda Hospital, Stores Department, Private Bag X602, Ubombo, 3970, Telefax: (035) 5951973, Ext. 139, Ubombo Road.
- (vii) Only service providers on ZNT 7198/2002-H may quote.

## SERVICE:

Replacement of asbestos gutters with aluminium gutters

Quotation number:

ZNQ 124/06/07

Closing date:

2006-08-14

Closing time:

11:00

Site meeting:

2006-08-03

Venue:

Hospital Boardroom

Contact person:

Ms R. N. Ndlovu, Telephone: (035) 5951004, Ext. 139

Enquiries regarding specifications:

Mr B. C. Myeni, Telephone: (035) 5951004, Ext. 137

## SERVICE:

Interior painting of Pharmacy Department

Quotation number:

ZNQ 125/06/07

Closing date:

2006-08-14

Closing time:

11:00

Site meeting:	2006-08-03
Venue:	Hospital Boardroom
Contact person:	Ms R. N. Ndlovu, Telephone: (035) 5951004, Ext. 139
Enquiries regarding specifications:	Mr B. C. Myeni, Telephone: (035) 5951004, Ext. 137
<b>SERVICE:</b>	Tilling of floors at Paeds Ward ablutions and store room
Quotation number:	ZNQ 126/06/07
Closing date:	2006-08-14
Closing time:	11:00
Site meeting:	2006-08-03
Venue:	Hospital Boardroom
Contact person:	Ms R. N. Ndlovu, Telephone: (035) 5951004, Ext. 139
Enquiries regarding specifications:	Mr B. C. Myeni, Telephone: (035) 5951004, Ext. 137
<b>SUPPLY/SERVICE:</b>	Supply and installation of blinds at Gateway Clinic
Quotation number:	ZNQ 127/06/07
Closing date:	2006-08-14
Closing time:	11:00
Site meeting:	2006-08-03
Venue:	Hospital Boardroom
Contact person:	Ms R. N. Ndlovu, Telephone: (035) 5951004, Ext. 139
Enquiries regarding specifications:	Mr B. C. Myeni, Telephone: (035) 5951004, Ext. 137
<b>SERVICE:</b>	Exterior painting at Stores and Laundry
Quotation number:	ZNQ 128/06/07
Closing date:	2006-08-14
Closing time:	11:00
Site meeting:	2006-08-03
Venue:	Hospital Boardroom
Contact person:	Ms R. N. Ndlovu, Telephone: (035) 5951004, Ext. 139
Enquiries regarding specifications:	Mr B. C. Myeni, Telephone: (035) 5951004, Ext. 137
<b>SERVICE:</b>	Interior renovations to main kitchen change room and store room
Quotation number:	ZNQ 129/06/07
Closing date:	2006-08-14
Closing time:	11:00
Site meeting:	2006-08-03
Venue:	Hospital Boardroom
Contact person:	Ms R. N. Ndlovu, Telephone: (035) 5951004, Ext. 139
Enquiries regarding specifications:	Mr B. C. Myeni, Telephone: (035) 5951004, Ext. 137

No. 1252, 2006

27 July 2006

## DEPARTMENT OF HEALTH

## EAST GRIQUALAND AND USHER MEMORIAL HOSPITAL

QUOTATIONS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE  
PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL

- (i) Quotations must be on the official quotation form, which shall be completed in all respects and all information must be supplied as stipulated in the quotation document.
- (ii) Quotations must be submitted in sealed envelopes.
- (iii) Separate envelopes must be used for each quotation.
- (iv) The envelope must be addressed to the Department of Health, East Griqualand and Usher Memorial Hospital, Private Bag X506, Kokstad, 4700, together with the quotation number and closing date.
- (v) The name and address of the quoting supplier/contractor must be endorsed on the back of the envelope.
- (vi) All tender documents should be deposited into the tender box situated at the security gate on or before 11:00 of the closing date.
- (vii) All Department of Health contracts awarded are subject to appeals being timeously lodged (if any) and letters of acceptance being issued.
- (viii) Quotation documents are available from the Department of Health, East Griqualand and Usher Memorial Hospital, corner of Elliot Street and The Avenue, Kokstad, 4700, Telephone: (039) 7978121, Facsimile: (039) 7978162.

<b>SERVICE:</b>	Repair and restoration to operating theatres
Quotation number:	ZNQ 3059/2006
Closing date:	2006-08-24
Time:	11:00
<i>Compulsory site inspection:</i>	2006-08-10
Time:	10:00
Contact person:	Mr P. B. Dweba
Enquiries regarding specification:	Mr B. Cullen (Maintenance Supervisor)

<b>SERVICE:</b>	Replacement of hospital building gutters
Quotation number:	ZNQ 3060/2006
Closing date:	2006-08-31
Time:	11:00
<i>Compulsory site inspection:</i>	2006-08-17

Time: 10:00  
 Contact person: Mr P. B. Dweba  
 Enquiries regarding specification: Mr B. Cullen (Maintenance Supervisor)

SERVICE: Internal painting of Laundry Department  
 Quotation number: ZNQ 3061/2006  
 Closing date: 2006-08-31  
 Time: 11:00  
 Compulsory site inspection: 2006-08-18  
 Time: 10:00  
 Contact person: Mr P. B. Dweba  
 Enquiries regarding specification: Mr B. Cullen (Maintenance Supervisor)

No. 1253, 2006

27 July 2006

## DEPARTMENT OF HEALTH

## GREY'S PROVINCIAL HOSPITAL

## Award of quotations

SUPPLY: 1 Unit midwifery mannikin with fetus as per specification  
 Quotation number: ZNQ 3503/11/05  
 Contractor: Survival Technology (Pty) Ltd

SUPPLY: 1 Unit otoacoustic emission as per specification  
 Quotation number: ZNQ 9604/04/05  
 Contractor: Viking Medical & Surgical (Pty) Ltd

SUPPLY: 1 Unit exercise stress machine as per specification  
 Quotation number: ZNQ 566/05/06  
 Contractor: Medhold Medical Sustain (Pty) Ltd

No. 1254, 2006

27 July 2006

## DEPARTMENT OF HEALTH

## HEALTH TECHNOLOGY UNIT: CLINICAL ENGINEERING

QUOTATIONS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE  
 PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL

- (i) Quotations must be on the official quotation form, which shall be completed in all respects, and all information must be supplied as stipulated in the quotation document.
- (ii) Quotations must be submitted in sealed envelopes.
- (iii) Separate envelopes must be used for each quotation.
- (iv) The envelope must be addressed to the Department of Health, Health Technology Unit: Clinical Engineering together with the quotation number and closing date.
- (v) The name and address of the quoting contractor must be endorsed on the back of the envelope.
- (vi) Suppliers must supply a valid, original, Tax Clearance Certificate.
- (vii) Suppliers may submit a ZNT 30 to claim preference points for items over R30,000.00 in value.
- (viii) All Department of Health contracts awarded are subject to appeals being timeously lodged (if any) and letters of acceptance being issued.
- (ix) Quotation documents are available from the Department of Health, Health Technology Unit: Assets Management, c/o Wentworth Hospital, Boston Road off Quality Street, Jacobs, Durban, Telephone: (031) 4614531, Fax: (031) 4689594, between 7:00 to 15:00.

**Important notice:**

*Tenderers to please note that tender/quotation documents will only be issued between 09:00 and 15:00 on the following days: Mondays, Tuesdays and Fridays and a valid copy of the tenderer's Tax Clearance Certificate is produced with the KZN Treasury Database Number when collecting any tender document/s.*

*Also please note that companies will be turned away on Wednesday and Thursday!!*

*N.B. This office will not fax nor e-mails tender/quotation documents.*

SERVICE/SUPPLY: 1 x Audiology: Auditory Steady State Response (ASSR) System as per specification E79 (Electronics)  
 Quotation number: ZNQ 340/06  
 Closing date: 2006-08-10  
 Closing time: 11:00  
 Contact person: Mrs R. Nadasen, Telephone: (031) 4614531

## DEPARTMENT OF HEALTH

## CENTRAL SUPPLY CHAIN MANAGEMENT DIRECTORATE

BIDS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE  
PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL

- (i) Bids must be on the official bid form, which shall be completed in all respects, and all information must be supplied as stipulated in the bid document.
- (ii) Bids must be submitted in sealed envelopes.
- (iii) Separate envelopes must be used for each bid.
- (iv) The envelope must be addressed to the Department of Health Sub-Directorate: Provisioning Administration together with the bid number and closing date.
- (v) The name and address of the bidder must be endorsed on the back of the envelope.
- (vi) All Department of Health contracts awarded are subject to appeals being timeously lodged (if any) and letters of acceptance being issued.
- (vii) Bid documents will be available from the Department of Health, Central Supply Chain Management Directorate, Room 20, 200 Mayors Walk, Pietermaritzburg, between the hours 08:00 and 15:00.

**INVITATION TO ATTEND A PRE-BID SPECIFICATION MEETING: ZNT 5220/2006-H: SUPPLY OF FOOTWEAR**

A specification meeting will be held in respect of the supply of Footwear. A representative of your company is invited to attend a meeting.

To prepare your company for the meeting an existing specification for the items can be obtained between the hours 08:00 to 15:00 at 200 Mayorswalk, Pietermaritzburg. Your co-operation regarding this matter will be much appreciated.

Venue: Greys Hospital, VIP Lounge  
 Time: 10:30  
 Date: 2006-08-31  
 Enquiries: Mr B. J. Peters  
 Miss N. Mkhize  
 Mrs D. Mdlatose, Telephone: (033) 3946519

**Invitation to bid**

**SERVICE:** Transformation and Decentralisation of the Departmental Organisational Development Function and  
 Persal Management  
**Bid number:** ZNB 7622/2006-H  
**Closing date:** 2006-08-25  
**Time:** 11:00  
**Contact person:** Mrs N. Mbongwa, Telephone: (033) 3946519  
**Enquiries regarding specification:** Mrs M. Badenhorst, Telephone: (033) 3952382

**SERVICE:** Service Transformation Plan: Head Office  
**Bid number:** ZNB 7614/2006-H  
**Closing date:** 2006-08-24  
**Time:** 11:00  
**Contact person:** Mrs M. Moodley, Telephone: (033) 3946519  
**Enquiries regarding specification:** Mrs M. Badenhorst, Telephone: (033) 3952382

**SUPPLY:** Theatre table for spinal surgery: Grey's Hospital  
**Bid number:** ZNB 7620/2006-H  
**Closing date:** 2006-08-24  
**Time:** 11:00  
**Contact person:** Miss T. Shangase, Telephone: (033) 3946519  
**Enquiries regarding specification:** Dr Kumar, Telephone: (033) 8973247

**SERVICE:** New ablutions for Computer Training Centre: Townhill Hospital  
**Bid number:** ZNB 7611/2006-H  
**Closing date:** 2006-08-24  
**Time:** 11:00  
**Contact person:** Mr G. S. Mkhize, Telephone: (033) 3946519, Ext. 255  
**Enquiries regarding specification:** Mr S. Pillay, Telephone: (033) 3417040

**SUPPLY:** Plastic medicine containers: Provincial Medical Supply Centre  
**Bid number:** ZNB 6483/2006-H  
**Closing date:** 2006-08-24  
**Time:** 11:00  
**Contact person:** Mrs P. Mbhele, Telephone: (033) 3946519  
**Enquiries regarding specification:** Mr R. Johnston, Telephone: (033) 4698300

**SUPPLY:** Uniforms and protective clothing: Emergency Medical Rescue Services  
**Bid number:** ZNB 5820/2006-H  
**Closing date:** 2006-08-24  
**Time:** 11:00  
**Contact person:** Mrs P. Mbhele, Miss N. Makaula, Telephone: (033) 3946519  
**Enquiries regarding specification:** Mr T. Dlodlu, Telephone: (033) 3952610

**Award of tenders**

<b>SUPPLY:</b>	Non-myadriatic fundus camera: Stanger Hospital
<b>Tender number:</b>	ZNT 7479/2005-H
<b>Contractor:</b>	Carl Zeiss (Pty) Ltd
<b>SUPPLY:</b>	Camera Endoscopic System: Port Shepstone Regional Hospital
<b>Tender number:</b>	ZNT 7514/2005-H
<b>Contractor:</b>	New Media Endoscopy (Pty) Ltd
<b>SUPPLY:</b>	Scalpel Harmonic for Ngwelezana Hospital: Health Technology Unit
<b>Tender number:</b>	ZNT 7454/2005-H
<b>Contractor:</b>	Johnson & Johnson Medical (Pty) Ltd
<b>SUPPLY:</b>	Mobile C-arm image intensifier: Port Shepstone Hospital
<b>Tender number:</b>	ZNT 7501/2005-H
<b>Contractor:</b>	Siemens Limited
<b>SUPPLY:</b>	7 x Nasal C-pap for Edendale Hospital: Health Technology Unit
<b>Tender number:</b>	ZNT 1058.2005/2006
<b>Contractor:</b>	Tiakeni Medical cc
<b>SUPPLY:</b>	3 x Ventilators – dedicated neonatal for Edendale Hospital: Health Technology Unit
<b>Tender number:</b>	ZNT 1059.2005/2006
<b>Contractor:</b>	Respiratory Care Africa (Pty) Ltd
<b>SUPPLY:</b>	Assessment of Clinic Garden Projects: Nutrition Directorate
<b>Tender number:</b>	ZNT 7990/2005-H
<b>Contractor:</b>	Ilitha Management Consultants

**Cancellation of tenders**

<b>SUPPLY:</b>	Remote controlled radiographic/fluoroscopic table system with digital facility for R. K. Khan Hospital: Health Technology Unit
<b>Tender number:</b>	ZNT 7530/2005-H
<b>SUPPLY:</b>	Surgical and mechanical equipment: Health Technology Unit
<b>Tender number:</b>	ZNT 7406/2005-H
<b>SUPPLY:</b>	Electro-medical equipment: Health Technology Unit
<b>Tender number:</b>	ZNT 7405/2005-H
<b>SUPPLY:</b>	Defibrillators automated external: Emergency Medical Rescue Services
<b>Tender number:</b>	ZNT 7395/2005-H
<b>SUPPLY:</b>	Road to health charts: Nutrition Directorate
<b>Tender number:</b>	ZNT 5718/2005-H
<b>SUPPLY:</b>	50 x Monitors multiparameter for various hospital: Health Technology Unit
<b>Tender number:</b>	ZNT 7509/2005-H
<b>SUPPLY/SERVICE:</b>	Supply and installation of new PABX (VOIP) installation at various institutions: Facilities Management
<b>Tender number:</b>	ZNT 7389/2005-H
<b>SUPPLY:</b>	Gardens and grounds: Nkonjeni Hospital
<b>Tender number:</b>	ZNT 2450/2005-H

**No. 1256, 2006**

27 July 2006

**DEPARTMENT OF HEALTH****NKONJENI HOSPITAL****QUOTATIONS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL**

- (i) Quotations must be on the official quotation form, which shall be completed in all respects, and all the information must be supplied as stipulated in the quotation document.
- (ii) Quotations must be in sealed envelopes.
- (iii) Separate envelopes must be used for each quotation.
- (iv) The envelopes must be addressed to the Department of Health, Nkonjeni Hospital, with the quotation number and closing date.
- (v) Quoting contractors must be registered with the Provincial Database.
- (vi) For quotations exceeding R30 000.00 an original Tax Clearance Certificate must be submitted.
- (vii) Quotations must be dropped into the tender box, near the Switchboard Area.
- (viii) All Department of Health contracts awarded are subject to appeals being timeously lodged (if any) and letters of acceptance being issued.



- (ix) Quotation documents are available from the Department of Health, Nkonjeni Hospital, Stores Department, Ekudubekeni Reserve, Private Bag X509, Mahlabathini, 3865, Telephone: (035) 8730013, Ext. 2227, Facsimile: (035) 8730031.

**SUPPLY:** Industrial laundry washer extractor/sluice machine 25 kg capacity  
**Quotation number:** ZNQ 232/06  
**Closing date:** 2006-08-17  
**Closing time:** 11:00  
**Contact person:** Ms V. Jiyane, Ext. 2227  
**Enquiries regarding specification:** Mr B. T. Msomi, Ext. 2327

**SERVICE:** Painting of wards (Maternity and Female)  
**Quotation number:** ZNQ 233/06  
**Closing date:** 2006-08-24  
**Closing time:** 11:00  
**Compulsory site meeting:** 2006-08-17  
**Time:** 11:00  
**Contact person:** Ms V. Jiyane, Ext. 2227  
**Enquiries regarding specification:** Mr A. Rampersadh, Ext. 2289

**No. 1257, 2006**

27 July 2006

**DEPARTMENT OF HEALTH****LOWER UMFOLOZI DISTRICT WAR MEMORIAL HOSPITAL****QUOTATIONS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE  
PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL**

- (i) Quotations forms must be on the official tender form, which shall be completed in all respects.
- (ii) Each quotation must be submitted in a sealed envelope.
- (iii) The envelope must be addressed to Lower Umfolozi District War Memorial Hospital, Quotation Evaluation Committee together with the quotation number and closing date.
- (iv) The name and address of the quoting contractor must be endorsed on the back of the envelope.
- (v) All Department of Health contracts awarded are subject to appeals being timeously lodged (if any) and letters of acceptance being issued.
- (vi) Quotation documents are available from Lower Umfolozi District War Memorial Hospital, Security Division, Union Street, eMpangeni, Telephone: (035) 9028503, Fax: (035) 7726630.

**SUPPLY:** One (1) ultrasound unit HTU specification  
**Quotation number:** ZNQ 1010/2006-2007  
**Closing date:** 2006-08-21  
**Closing time:** 11:00  
**Contact person:** Miss E. Mncwango, Telephone: (035) 9028503

**No. 1258, 2006**

27 July 2006

**DEPARTMENT OF HEALTH****GREYTOWN HOSPITAL****QUOTATIONS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE  
PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL**

- (i) Quotations must be on the official quotation form, which shall be completed in all respects, and all information must be supplied as stipulated in the quotation document.
- (ii) Quotations must be submitted in sealed envelopes/faxed.
- (iii) Separate envelopes must be used for each quotation.
- (iv) The envelope must be addressed to the Department of Health, Greytown Hospital, Private Bag X5562, Greytown, 3250 together with the quotation number and closing date.
- (v) The name and address of the quoting contractor must be endorsed on the back of the envelope.
- (vi) All Department of Health contracts awarded are subject to appeals being timeously lodged (if any) and letters of acceptance being issued.
- (vii) Please complete original ZNT 30 documents when submitting quotations above R30 000 (Thirty Thousand Rand) together with an original Tax Clearance Certificate.
- (viii) Quotation documents are available from the Greytown Hospital on Greytown Hospital, Bell Street, Greytown, 3250, Telephone: (033) 4139400, Fax: (033) 4132809.

**SUPPLY:** 100 x Brushes nail nylon OT  
**Quotation number:** ZNQ 105/08/06  
**Closing date:** 2006-08-15  
**Time:** 11:00  
**Contact person:** Mrs A. Joubert, Telephone: (033) 4139400  
**Enquiries regarding specifications:** Mrs A. Joubert, Telephone: (033) 4139400

SUPPLY:	200 x Dressing color and cuff
Quotation number:	ZNQ 106/08/06
Closing date:	2006-08-15
Time:	11:00
Contact person:	Mrs A. Joubert, Telephone: (033) 4139400
Enquiries regarding specifications:	Mrs A. Joubert, Telephone: (033) 4139400
SUPPLY:	100 x Boxes of 100 Units of needle hypo luer disp sz 21g
Quotation number:	ZNQ 107/08/06
Closing date:	2006-08-15
Time:	11:00
Contact person:	Mrs A. Joubert, Telephone: (033) 4139400
Enquiries regarding specifications:	Mrs A. Joubert, Telephone: (033) 4139400
SUPPLY:	100 x Boxes of 100 Units of needle hypo luer disp sz 23g
Quotation number:	ZNQ 108/08/06
Closing date:	2006-08-15
Time:	11:00
Contact person:	Mrs A. Joubert, Telephone: (033) 4139400
Enquiries regarding specifications:	Mrs A. Joubert, Telephone: (033) 4139400
SUPPLY:	20 x Packets of ECG 4305BAO
Quotation number:	ZNQ 109/08/06
Closing date:	2006-08-15
Time:	11:00
Contact person:	Mrs A. Joubert, Telephone: (033) 4139400
Enquiries regarding specifications:	Mrs A. Joubert, Telephone: (033) 4139400
SUPPLY:	5000 x Units of syringes disp 2/3ml
Quotation number:	ZNQ 110/08/06
Closing date:	2006-08-15
Time:	11:00
Contact person:	Mrs A. Joubert, Telephone: (033) 4139400
Enquiries regarding specifications:	Mrs A. Joubert, Telephone: (033) 4139400
SUPPLY:	100 x Units of syringes disp toomy 50ml drops
Quotation number:	ZNQ 111/08/06
Closing date:	2006-08-15
Time:	11:00
Contact person:	Mrs A. Joubert, Telephone: (033) 4139400
Enquiries regarding specifications:	Mrs A. Joubert, Telephone: (033) 4139400
SUPPLY:	1000 x Units of tape indicator CSSD
Quotation number:	ZNQ 112/08/06
Closing date:	2006-08-15
Time:	11:00
Contact person:	Mrs A. Joubert, Telephone: (033) 4139400
Enquiries regarding specifications:	Mrs A. Joubert, Telephone: (033) 4139400
SUPPLY:	100 x Units of tape dermicel 10 mm
Quotation number:	ZNQ 113/08/06
Closing date:	2006-08-15
Time:	11:00
Contact person:	Mrs A. Joubert, Telephone: (033) 4139400
Enquiries regarding specifications:	Mrs A. Joubert, Telephone: (033) 4139400
SUPPLY:	500 x Units of tape micropore 75 mm
Quotation number:	ZNQ 114/08/06
Closing date:	2006-08-15
Time:	11:00
Contact person:	Mrs A. Joubert, Telephone: (033) 4139400
Enquiries regarding specifications:	Mrs A. Joubert, Telephone: (033) 4139400
SUPPLY:	20 x Kits of catheter supra-pubic-kit 10 fg
Quotation number:	ZNQ 115/08/06
Closing date:	2006-08-15
Time:	11:00
Contact person:	Mrs A. Joubert, Telephone: (033) 4139400
Enquiries regarding specifications:	Mrs A. Joubert, Telephone: (033) 4139400
SUPPLY:	20 x Kits of catheter supra-pubic-kit 14 fg
Quotation number:	ZNQ 116/08/06
Closing date:	2006-08-15
Time:	11:00
Contact person:	Mrs A. Joubert, Telephone: (033) 4139400
Enquiries regarding specifications:	Mrs A. Joubert, Telephone: (033) 4139400
SUPPLY:	20 x Kits of catheter supra-pubic-kit 16 fg
Quotation number:	ZNQ 117/08/06
Closing date:	2006-08-15
Time:	11:00

Contact person:	Mrs A. Joubert, Telephone: (033) 4139400
Enquiries regarding specifications:	Mrs A. Joubert, Telephone: (033) 4139400
<b>SUPPLY:</b>	Tubes duodenal ryles 16 fg box of 10 x 10 boxes
Quotation number:	ZNQ 118/08/06
Closing date:	2006-08-15
Time:	11:00
Contact person:	Mrs A. Joubert, Telephone: (033) 4139400
Enquiries regarding specifications:	Mrs A. Joubert, Telephone: (033) 4139400
<b>SUPPLY:</b>	Tubes endotracheal sz 2.5 box of 10 x 10 boxes
Quotation number:	ZNQ 119/08/06
Closing date:	2006-08-15
Time:	11:00
Contact person:	Mrs A. Joubert, Telephone: (033) 4139400
Enquiries regarding specifications:	Mrs A. Joubert, Telephone: (033) 4139400
<b>SUPPLY:</b>	Tubes endotracheal sz 3.0 box of 10 x 10 boxes
Quotation number:	ZNQ 120/08/06
Closing date:	2006-08-15
Time:	11:00
Contact person:	Mrs A. Joubert, Telephone: (033) 4139400
Enquiries regarding specifications:	Mrs A. Joubert, Telephone: (033) 4139400
<b>SUPPLY:</b>	Tubes endotracheal sz 7.5 box of 10 x 10 boxes
Quotation number:	ZNQ 121/08/06
Closing date:	2006-08-15
Time:	11:00
Contact person:	Mrs A. Joubert, Telephone: (033) 4139400
Enquiries regarding specifications:	Mrs A. Joubert, Telephone: (033) 4139400
<b>SUPPLY:</b>	Tubes endotracheal sz 8.0 box of 10 x 10 boxes
Quotation number:	ZNQ 122/08/06
Closing date:	2006-08-15
Time:	11:00
Contact person:	Mrs A. Joubert, Telephone: (033) 4139400
Enquiries regarding specifications:	Mrs A. Joubert, Telephone: (033) 4139400
<b>SUPPLY:</b>	500 x Safety razors disposable 5 per packet
Quotation number:	ZNQ 123/08/06
Closing date:	2006-08-22
Time:	11:00
Contact person:	Mrs A. Joubert, Telephone: (033) 4139400
Enquiries regarding specifications:	Mrs A. Joubert, Telephone: (033) 4139400

#### Award of quotations

<b>SUPPLY:</b>	Crepe bandage 50 mm
Quotation number:	ZNQ 08/04/06
Contractor:	Central Medical
<b>SUPPLY:</b>	Crepe bandage 75 mm
Quotation number:	ZNQ 08/04/06
Contractor:	Central Medical
<b>SUPPLY:</b>	Crepe bandage 100 mm
Quotation number:	ZNQ 08/04/06
Contractor:	Central Medical
<b>SUPPLY:</b>	Crepe bandage 150 mm
Quotation number:	ZNQ 08/04/06
Contractor:	Central Medical
<b>SUPPLY:</b>	Measure tumbler 30 ml
Quotation number:	ZNQ 18/04/06
Contractor:	Medhold Medical
<b>SUPPLY:</b>	Bandage fastners
Quotation number:	ZNQ 28/04/06
Contractor:	Esemble Medical
<b>SUPPLY:</b>	Spinal needle 22g black
Quotation number:	ZNQ 16/04/06
Contractor:	SA Medical
<b>SUPPLY:</b>	Spinal needle 25g orange
Quotation number:	ZNQ 17/04/06
Contractor:	SA Medical

SERVICE:  
Quotation number:  
Contractor:

Pest control  
ZNQ 04/04/06  
Just Pest Control cc

No. 1259, 2006

27 July 2006

## DEPARTMENT OF HEALTH

## LOWER UMFOLOZI DISTRICT WAR MEMORIAL HOSPITAL

QUOTATIONS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE  
PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL

- (i) Quotations forms must be on the official tender form, which shall be completed in all respects.
- (ii) Each quotation must be submitted in a sealed envelope.
- (iii) The envelope must be addressed to Lower Umfolozi District War Memorial Hospital, Quotation Evaluation Committee together with the quotation number and closing date.
- (iv) The name and address of the quoting contractor must be endorsed on the back of the envelope.
- (v) All Department of Health contracts awarded are subject to appeals being timeously lodged (if any) and letter of acceptance being issued.
- (vi) Quotation documents are available from Lower Umfolozi District War Memorial Hospital, Security Division, Union Street, Empangeni, Telephone: (035) 9028503, Fax: (035) 7726630.

## SUPPLY/SERVICE:

Team building session for 45 supervisors  
The sessions must be done in two day workshop in the Empangeni, Richards Bay, Mtunzini, or St. Lucia areas  
Certificates of participation must be issued  
Workshop fee must include the venue, instructor's costs, catering costs and consumables for the workshop  
Details of activities must be specified as well  
ZNQ 924/2006-2007  
2006-08-14  
11:00  
A. Samputh, Telephone: (035) 9028624  
Mr Gumed, Telephone: (035) 9028558

Quotation number:  
Closing date:  
Closing time:  
Contact person:  
Enquiries regarding specification:

No. 1260, 2006

27 July 2006

## DEPARTMENT OF HEALTH

## PRINCE MSHIYENI MEMORIAL HOSPITAL

QUOTATIONS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE  
PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL

- (i) Quotations must be on the official quotation form, which shall be completed in all respects, and all information must be supplied as stipulated in the quotation document.
- (ii) Quotations must be submitted in sealed envelopes.
- (iii) Separate envelopes must be used for each quotation.
- (iv) The envelope must be addressed to the Department of Health: Prince Mshiyeni Memorial Hospital with the quotation number and closing date.
- (v) The name and address of the quoting contractor must be endorsed on the back of the envelope.
- (vi) All Department of Health contracts awarded are subject to appeals being timeously lodged (if any) and letters of acceptance being issued.
- (vii) Quotation documents are available from the Department of Health: Prince Mshiyeni Memorial Hospital, Buying Section, Mangosuthu Highway, Unit "V" Umlazi, Telephone: (031) 9078163, Facsimile (031) 9061391.

## SUPPLY:

Quotation number:  
Closing date:  
Closing time:  
Contact person:  
Enquiries regarding specification:

20 x Boxes of ophthalmic needle tip (box/10)  
ZNQ 416/2006  
2006-08-07  
11:00  
Miss H. C. Ngubane, Telephone: (031) 9078214  
Mrs N. R. Kheswa, Telephone: (031) 9078279

## SUPPLY:

Quotation number:  
Closing date:  
Closing time:  
Contact person:  
Enquiries regarding specification:

1028 x Boxes of gloves latex surgical long cuff size 8.0 powdered (box/50)  
ZNQ 726/2006  
2006-08-07  
11:00  
Miss H. C. Ngubane, Telephone: (031) 9078214  
Mrs N. R. Kheswa, Telephone: (031) 9078279

## SUPPLY:

Quotation number:  
Closing date:  
Closing time:  
Contact person:  
Enquiries regarding specification:

200 Units double pressure transducer kit  
ZNQ 728/2006  
2006-08-07  
11:00  
Miss H. C. Ngubane, Telephone: (031) 9078214  
Mrs N. R. Kheswa, Telephone: (031) 9078279

<b>SUPPLY:</b>	200 Units single pressure transducer kit
Quotation number:	ZNQ 729/2006
Closing date:	2006-08-07
Closing time:	11:00
Contact person:	Miss H. C. Ngubane, Telephone: (031) 9078214
Enquiries regarding specification:	Mrs N. R. Kheswa, Telephone: (031) 9078279
<b>SUPPLY:</b>	400 Roll tape autoclave indicator adhesive 24 mm
Quotation number:	ZNQ 727/2006
Closing date:	2006-08-07
Closing time:	11:00
Contact person:	Miss H. C. Ngubane, Telephone: (031) 9078214
Enquiries regarding specification:	Mrs N. R. Kheswa, Telephone: (031) 9078279
<b>SUPPLY:</b>	1000 Units dressing, island, cloth
Quotation number:	ZNQ 731/2006
Closing date:	2006-08-07
Closing time:	11:00
Contact person:	Mr M. A. Mngadi, Telephone: (031) 9078214
Enquiries regarding specification:	Mr M. A. Mngadi, Telephone: (031) 9078214
<b>SUPPLY:</b>	700 Units dressing, island, film
Quotation number:	ZNQ 732/2006
Closing date:	2006-08-07
Closing time:	11:00
Contact person:	Mr M. A. Mngadi, Telephone: (031) 9078214
Enquiries regarding specification:	Mr M. A. Mngadi, Telephone: (031) 9078214
<b>SERVICE:</b>	Maintenance contract for switchboard and tele communication system
Quotation number:	ZNQ 730/2006
Closing date:	2006-08-14
Closing time:	11:00
<i>Compulsory site meeting:</i>	2006-08-08
Venue:	Nurses Home Hall
Contact person:	Mr M. A. Mngadi, Telephone: (031) 9078214
Enquiries regarding specification:	Mr M. A. Mngadi, Telephone: (031) 9078214

#### Award of quotations

<b>SUPPLY:</b>	5 m x Cotton flannelette bandage 10 mm wide
Quotation number:	ZNQ 520/2006
Contractor:	Sikelela Supplies
<b>SUPPLY:</b>	5 m x Cotton flannelette bandage 150 mm wide
Quotation number:	ZNQ 521/2006
Contractor:	Sikelela Supplies
<b>SUPPLY:</b>	Crepe bandage woven cotton type 2 (4,3 x 100 mm)
Quotation number:	ZNQ 519/2006
Contractor:	Medi-Tech
<b>SUPPLY:</b>	Crepe bandage woven cotton type 2 (4,3 x 75 mm)
Quotation number:	ZNQ 518/2006
Contractor:	Champion Health Care
<b>SUPPLY:</b>	Crepe bandage 50 mm x 4,3 woven cotton type 2
Quotation number:	ZNQ 517/2006
Contractor:	Champion Health Care
<b>SUPPLY:</b>	Dental instruments, various
Quotation number:	ZNQ 511/2006
Contractor:	Lasa Medical

No. 1261, 2006

27 July 2006

#### DEPARTMENT OF HEALTH

#### KING EDWARD VIII HOSPITAL

#### QUOTATIONS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE PROVINCIAL ADMINISTRATION OF KWAZULU- NATAL

- (i) Quotations must be on the official quotation form, which shall be completed in all respects, and all information must be supplied as stipulated in the quotation document.
- (ii) Quotations must be submitted in sealed envelopes.
- (iii) Separate envelopes must be used for each quotation.
- (iv) The envelope must be addressed to the Department of Health: King Edward VIII Hospital together with the quotation number and closing date.
- (v) The name and address of the tendered must be endorsed on the back of the envelope.

- (vi) All Department of Health contracts awarded are subject to appeals being timeously lodged (if any) and letters of acceptance being issued.
- (vii) Quotation documents are available from the Department of Health: King Edward VIII Hospital Stores Department, Private Bag X02, Congella, 4013, Telephone: (031) 3603707 – Percy Hlongwa.

SUPPLY: 50 Boxes of clotless connectors C/c 2005  
Quotation number: ZNQ PH290  
Closing date: 2006-08-21  
Time: 11:00  
Contact person: Percy Hlongwa, Telephone: (031) 3603707  
Enquiries regarding specification: Percy Hlongwa, Telephone: (031) 3603707

**No. 1262, 2006**

27 July 2006

**DEPARTMENT OF HEALTH****UMGENI HOSPITAL****QUOTATIONS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE  
PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL**

- (i) Quotations must be on the official quotation form, which shall be completed in all respects, and all information must be supplied as stipulated in the quotation document.
- (ii) Quotations must be submitted in sealed envelopes/faxed.
- (iii) Separate envelopes must be used for each quotation.
- (iv) The envelope must be addressed to Stores Department for attention Mrs A. Bekker reflecting the quotation number.
- (v) All Department of Health contracts awarded are subject to appeals being timeously lodged (if any) and letters of acceptance being issued.
- (vi) Please complete original ZNT 30 documents when submitting quotations above R30 000-00 (Thirty Thousand Rand) together with an original Tax Clearance Certificate.
- (vii) Quotation documents are available from: Stores Department, Umgeni Care and Rehab Centre, Old Main Road, Howick, Telephone: (033) 3306146, Ext. 234, Fax: (033) 3308637.

SUPPLY: Industrial stoves  
Quotation number: ZNQ 125/06  
Closing date: 2006-08-25  
Closing time: 11:00  
Contact person: Mrs A. Bekker, Telephone: (033) 3306146, Ext. 234

SUPPLY: Suction machines  
Quotation number: ZNQ 126/06  
Closing date: 2006-08-18  
Closing time: 11:00  
Contact person: Mrs A. Bekker, Telephone: (033) 3306146, Ext. 234

**Cancellation of quotation**

SUPPLY: Suction machines  
Quotation number: ZNQ 2/06  
Reason: ZNT 30 Document Updated

**No. 1263, 2006**

27 July 2006

**DEPARTMENT OF HEALTH****GJ CROOKES PROVINCIAL HOSPITAL****QUOTATIONS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE  
PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL**

- (i) Quotations must be on the official quotation form, which shall be completed all respects, and all information must be supplied as stipulated in the quotation document.
- (ii) Quotations must be submitted in sealed envelopes.
- (iii) The envelope must be addressed to GJ Crookes Provincial Hospital, Quotation Evaluation Committee together with the quotation number and closing date.
- (iv) The name and address of the quoting contractor must be endorsed on the back of the envelope.
- (v) All Department of Health contracts awarded are subject to appeals being timeously lodged (if any) and letters of acceptance being issued.
- (vi) Specifications available from Stores Department, GJ Crookes Hospital, Scottburgh, no specifications will be faxed to companies.

SUPPLY: Patient roller (Electrical) x 2, patient warmer x1  
Quotation number: ZNQ 281/2006/07  
Closing date: 2006-08-29  
Closing time: 11:00  
Contact person: Miss R. E. Weldon, Telephone: (039) 9787048

Enquiries regarding specification:	Miss T. P. L. Madela, Telephone (039) 9787042
<b>SUPPLY:</b>	4 x Resuscitation emergency trolleys
Quotation number:	ZNQ 282/2006/07
Closing date:	2006-08-29
Closing time:	11:00
Contact person:	Miss R. E. Weldon, Telephone: (039) 9787048
Enquiries regarding specification:	Miss T. P. L. Madela, Telephone: (039) 9787042
<b>SUPPLY:</b>	6 x Doppler
Quotation number:	ZNQ 283/2006/07
Closing date:	2006-08-29
Closing time:	11:00
Contact person:	Miss R. E. Weldon, Telephone: (039) 9787048
Enquiries regarding specification:	Miss T. P. L. Madela, Telephone: (039) 9787042
<b>SUPPLY:</b>	12 x NIBP patient monitors
Quotation number:	ZNQ 284/2006/07
Closing date:	2006-08-29
Closing time:	11:00
Contact person:	Miss R. E. Weldon, Telephone: (039) 9787048
Enquiries regarding specification:	Miss T. P. L. Madela, Telephone: (039) 9787042
<b>SUPPLY:</b>	13 x Patient trolley (stretcher)
Quotation number:	ZNQ 285/2006/07
Closing date:	2006-08-29
Closing time:	11:00
Contact person:	Miss R. E. Weldon, Telephone: (039) 9787048
Enquiries regarding specifications:	Miss T. P. L. Madela, Telephone: (039) 9787042

No. 1264, 2006

27 July 2006

## DEPARTMENT OF HEALTH

## KING EDWARD VIII HOSPITAL

QUOTATIONS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE  
PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL

- (i) Quotations must be on the official quotation form, which shall be completed in all respects, and all information must be supplied as stipulated in the quotation document.
- (ii) Quotations must be submitted in sealed envelopes.
- (iii) Separate envelopes must be used for each quotation.
- (iv) The envelope must be addressed to the Department of Health: King Edward VIII Hospital together with the quotation number and closing date.
- (v) The name and address of the tendered must be endorsed on the back of the envelope.
- (vi) All Department of Health contracts awarded are subject to appeals being timeously lodged (if any) and letters of acceptance being issued.
- (vii) Quotation documents are available from the Department of Health: King Edward VIII Hospital, Stores Department, Private Bag X02, Congella, 4013, Telephone: (031) 3603448.

**SUPPLY:** 2 Units of monitor multiparameter - as per spec: 11/2000  
 Quotation number: ZNQ LS405gaz  
 Closing date: 2006-08-21  
 Time: 11:00  
 Contact person: Louise Steyn, Telephone: (031) 3603448  
 Enquiries regarding specification: Louise Steyn, Telephone: (031) 3603448

**SUPPLY:** 17 Units of infusion pumps -peristaltic volumetric - as per spec: 10/1999  
 Quotation number: ZNQ LS406gaz  
 Closing date: 2006-08-21  
 Time: 11:00  
 Contact person: Louise Steyn, Telephone: (031) 3603448  
 Enquiries regarding specification: Louise Steyn, Telephone: (031) 3603448

**SUPPLY:** 98 Units of aspirators - high vacuum pipeline suction as per spec: A26  
 Quotation number: ZNQ LS407gaz  
 Closing date: 2006-08-21  
 Time: 11:00  
 Contact person: Louise Steyn, Telephone: (031) 3603448  
 Enquiries regarding specification: Louise Steyn, Telephone: (031) 3603448

**SUPPLY:** 32 Units of water fountain coolers  
 Quotation number: ZNQ LS414gaz  
 Closing date: 2006-08-21  
 Time: 11:00  
 Contact person: Louise Steyn, Telephone: (031) 3603448  
 Enquiries regarding specification: Andy Blazeby, Telephone: (031) 3603468

**SUPPLY:** 2 Units of incubators infant – air temp. and skin temp control as per spec: E3  
**Quotation number:** ZNQ LS415gaz  
**Closing date:** 2006-08-21  
**Time:** 11: 00  
**Contact person:** Louise Steyn, Telephone: (031) 3603448  
**Enquiries regarding specification:** Louise Steyn, Telephone: (031) 3603448

**SUPPLY:** 1280 Boxes of dressing wound 15g (intrasite gel)  
**Quotation number:** ZNQ LS418gaz  
**Closing date:** 2006-08-21  
**Time:** 11:00  
**Contact person:** Louise Steyn, Telephone: (031) 3603448  
**Enquiries regarding specification:** Louise Steyn, Telephone: (031) 3603448

#### Award of quotations

**SUPPLY:** Shelving for different departments  
**Quotation number:** ZNQ LS133gaz  
**Contractor:** Linvar (Pty) Ltd

**SUPPLY:** 600 Units of filters tnae  
**Quotation number:** ZNQ LS55gaz  
**Contractor:** Pall SA

**SUPPLY:** 240 Boxes of dressing wound intrasite gel 25g  
**Quotation number:** ZNQ LS228gaz  
**Contractor:** Icembe Medical (Pty) Ltd

**SUPPLY:** 2 Units of autoclave steam table top (basic)  
**Quotation number:** ZNQ LS194gaz  
**Contractor:** Palmed Medical & Surgical

**SERVICE/SUPPLY:** Supply and installation of paper towel dispensers  
**Quotation number:** ZNQ LS265gaz  
**Contractor:** Kimberly Clark

**SUPPLY:** 544 Boxes of surgical gloves different sizes  
**Quotation number:** ZNQ LS263gaz  
**Contractor:** Union Drug

#### Cancellation of quotation

**SUPPLY:** 1280 Boxes of dressing wound 15g (intrasite gel)  
**Quotation number:** ZNQ LS229gaz

**No. 1265, 2006**

27 July 2006

#### DEPARTMENT OF HEALTH

#### PROVINCIAL MEDICAL SUPPLY CENTRE

#### QUOTATIONS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL

- (i) Quotations must be on the official quotation form, which shall be completed in all respects, and all information must be supplied as stipulated in the quotation document.
- (ii) Quotations must be submitted in sealed envelopes.
- (iii) The envelope must be addressed to Provincial Medical Supply Centre, Quotation Evaluation Committee together with the quotation number and closing date.
- (iv) The name and address of the quoting contractor must be endorsed on the back of the envelope.
- (v) All Department of Health contracts awarded are subject to appeals being timeously lodged (if any) and a letter of acceptance being issued.
- (vi) Quotation documents are available from Provincial Medical Supply Centre – Registry Department, 1 Higginson Highway, Mobeni, Durban, Telephone: (031) 4698323, Fax: (031) 4698380.
- (vii) An original ZNT 30 (application for preference points) form must be submitted to the Provincial Medical Supply Centre, an original Tax Clearance Certificate must also be submitted regardless of price.
- (viii) To obtain quotation forms, please fax your request to the number above. No calls will be taken, except for queries relating to specifications that are not clearly understood. See number of contact person.

**SUPPLY:** Cardboard trays  
**Quotation number:** ZNQ 06/07/2006  
**Closing date:** 2006-08-10  
**Closing time:** 11:00  
**Contact person:** Manda Van Heerden, Telephone: (031) 4698300, calls will only be taken for queries relating to unclear specifications, see paragraph (viii)  
**Enquiries regarding specification:** No telephone calls will be accepted to obtain quotation forms, see paragraph (viii)



No. 1266, 2006

27 July 2006

## DEPARTMENT OF HEALTH

## CHARLES JOHNSON MEMORIAL HOSPITAL

## Award of quotation

SUPPLY:  
Quotation number:  
Contractor:

CTG machine philips avalon 20 antepartum fetal/maternal monitor  
ZNQ 0128-2006/2007  
Glenmed

## Cancellation of quotation

SUPPLY:  
Quotation number:

Golf course cutting tractor  
ZNQ 0171-2006/2007

No. 1267, 2006

27 July 2006

## DEPARTMENT OF HEALTH

## ILEMBE HEALTH DISTRICT OFFICE

QUOTATIONS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE  
PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL

- (i) Quotations must be on the official quotation form, which shall be completed in all respects, and all information must be supplied as stipulated in the quotation document.
- (ii) Quotations must be submitted in sealed envelopes.
- (iii) The envelope must be addressed to Ilembe Health District Office, Quotation Evaluation Committee together with the quotation number and closing date and must be deposited into the tender box, which is next to the entrance of the office.
- (iv) The name and address of the quoting contractor must be endorsed on the back of the envelope.
- (v) All Department of Health contracts awarded are subject to appeals being timeously lodged (if any) and a letter of acceptance being issued.
- (vi) Quotation documents are available from Ilembe Health District Office – 36/40 Chief Albert Luthuli Street, 1st Floor OK Mall, KwaDukuza, 4450, Telephone: (032) 4373524, Fax: (032) 5511590 and 5511425.
- (vii) For quotations exceeding R30 000.00 an original ZNT 30 (application for preference points) form must be submitted to Ilembe Health District Office, an original Tax Clearance Certificate must be submitted regardless of price.

## SERVICE:

Service provider, preferably an NGO, to coordinate and oversee the implementation of TB D.O.T.S./IIBC Program in 4 municipalities within Ilembe District as per specification available at Ilembe Health District Office

Quotation number:  
Closing date:  
Closing time:  
Contact person:  
Enquiries regarding specification:

ZNQ 412/06/07  
2006-08-10  
11:00  
Nkosi Khuzwayo, Telephone: (032) 4373500  
Nkululeko Nxasana, Telephone: (032) 4373500

No. 1268, 2006

27 July 2006

## DEPARTMENT OF LOCAL GOVERNMENT AND TRADITIONAL AFFAIRS

BIDS ARE INVITED FOR THE UNDERMENTIONED REQUIREMENTS OF THE  
PROVINCIAL ADMINISTRATION OF KWAZULU-NATAL

- (i) Bids must be on the official bid form, which shall be completed in all respects, and all information must be supplied as stipulated in the bid document.
- (ii) Bids must be submitted in separate sealed envelopes.
- (iii) Separate envelopes must be used for each bid invitation.
- (iv) The address, bid number and closing date must be endorsed on the front of the envelope.
- (v) The name and address of the bidder must be endorsed on the back of the envelope.

## SERVICE:

Department of Local Government and Traditional Affairs International Conference on Traditional Leadership Professional Support

Tender number:  
Closing date:  
Closing time:  
Documents available from:

ZNT 1446/2006 LG  
2006-08-14  
11:00  
Department Local Government and Traditional Affairs, Bid Office,  
Office 13 – 05, 13th Floor, Natalia Building, 330 Langalibalele (Longmarket) Street, Pietermaritzburg  
Mrs Tina Ndlovu, Telephone: (033) 3953187, Fax: (033) 3428330  
2006-07-31 at 14:00  
Exhibition Room, Ground Floor, Natalia Building, 330 Langalibalele (Longmarket) Street, Pietermaritzburg

Contact person:  
Compulsory briefing session:  
Venue:

No. 1269, 2006

27 July 2006

## DEPARTMENT OF TRANSPORT

TENDERS ARE INVITED FROM EMERGING STAGE 4 VUKUZAKHE CONTRACTORS, WHO ARE REGISTERED WITH THE CIDB IN A CIVIL ENGINEERING CLASS OF CONSTRUCTION WORKS AND ON THE PROVINCIAL DATABASE FOR THE CONSTRUCTION OF EARTHWORKS ON MAIN ROAD 577 (KM 6,1 – KM 7,9) TENDERERS SHOULD HAVE A CIDB CONTRACTOR GRADING DESIGNATION OF 4 CE PE OR HIGHER

- (i) Please note that tender requests can be made via facsimile viz. (033) 3558091 for all documents.
- (ii) Tenders must be on the official tender/quotation form which shall be completed in all respect and all information must be supplied as stipulated in the tender documents.
- (iii) Tenders must be submitted in separate sealed envelopes.
- (iv) Separate envelopes must be used for each tender invitation.
- (v) The address, tender number and closing date must be endorsed on the back of the envelope.
- (vi) The name and address of the tenderer must be endorsed on the back of the envelope.
- (vii) All tender contract awards are subject to appeals being timeously lodged (if any) and letters of acceptance being issued.
- (viii) To obtain the following tender documents, contact the telephone and facsimile numbers stipulated.
- (ix) Contractors will be required to produce a copy of a valid Tax Clearance Certificate before being issued with tender documents.
- (x) Please note: the tender box is situated in the foyer Department of Transport, 172 Burger Street, Pietermaritzburg.

SERVICE:	The construction of earthworks on Main Road (KM 6,1 – KM 7,9)
Tender number:	ZNT 373T/P577/33
Closing date:	2006-08-31
Time:	11:00
Tender document available from:	Department of Transport's: Procurement B-Block at 172 Burger Street, Pietermaritzburg, during working hours from 09:00-13:00 and 14:00 on 2006-08-03 (Documents will also be available at the compulsory pre-tender meeting)
Tender box situated in the foyer:	Department of Transport, 172 Burger Street, Pietermaritzburg
Compulsory site inspection:	Yes
Time:	10:00
Date:	Thursday, 2006-08-03
Venue:	P577, corner of Newlands East Drive and Inanda Drive, Newlands East
Contract period:	8 Months
Enquiries:	Mr S. Mbhele, Telephone: (033) 3424082, Fax: (033) 3422962 Mr M. Nxumalo, Telephone: (033) 3942352, Fax: (033) 3942359

No. 1270, 2006

27 July 2006

## DEPARTMENT OF TRANSPORT

TENDERS ARE INVITED FROM EMERGING STAGE 3 VUKUZAKHE CONTRACTORS, WHO ARE REGISTERED WITH THE CIDB IN A CIVIL ENGINEERING CLASS OF CONSTRUCTION WORKS AND ON THE PROVINCIAL DATABASE FOR THE CONSTRUCTION OF PIPE CULVERTS ON JOHN ROSS HIGHWAY (MAIN ROAD 496, KM 6,1 – KM 6,1) TENDERERS SHOULD HAVE A CIDB CONTRACTOR GRADING DESIGNATION OF 2 CE PE OR HIGHER.

- (i) Please note that tender requests can be made via facsimile viz. (033) 3558091 for all documents.
- (ii) Tenders must be on the official tender/quotation form which shall be completed in all respect and all information must be supplied as stipulated in the tender documents.
- (iii) Tenders must be submitted in separate sealed envelopes.
- (iv) Separate envelopes must be used for each tender invitation.
- (v) The address, tender number and closing date must be endorsed on the back of the envelope.
- (vi) The name and address of the tenderer must be endorsed on the back of the envelope.
- (vii) All tender contract awards are subject to appeals being timeously lodged (if any) and letters of acceptance being issued.
- (viii) To obtain the following tender documents, contact the telephone and facsimile numbers stipulated.
- (ix) Contractors will be required to produce a copy of a valid Tax Clearance Certificate before being issued with tender documents.
- (x) Please note: the tender box is situated in the foyer Department of Transport, 172 Burger Street, Pietermaritzburg.

SERVICE:	The construction of pipe culverts on John Ross Highway (Main Road 496, KM 6,1 – KM 9,1)
Tender number:	ZNT 373T/P496/13 T
Time:	11:00
Closing date:	2006-08-31
Tender document available from:	Department of Transport's: Procurement B-Block at 172 Burger Street, Pietermaritzburg, during working hours from 09:00-13:00 and 14:00 on 2006-08-03 (Documents will also be available at the compulsory pre-tender meeting)
Tender box situated in the foyer:	Department of Transport, 172 Burger Street, Pietermaritzburg
Compulsory site inspection:	Yes
Time:	10:00

Date:

Thursday, 2006-08-14

Venue:

Area Office of the Department of Transport, off North Road, off Logan Road,  
eMpangeni

Contract period:

5 Months

Enquiries:

Mr S. Mbhele, Telephone: (033) 3424082, Fax: (033) 3422962

Mr M. Nxumalo, Telephone: (033) 3942352, Fax: (033) 3942359

**MUNICIPAL NOTICE — MUNISIPALE KENNISGEWING — ISAZISO SIKAMASIPALA****No. 11, 2006****27 July 2006****UMDONI MUNICIPALITY**

**N**OTICE is hereby given that the Council of the Umdoni Municipality has passed the following bylaws which are published for general information in accordance with section 13 of the Local Government: Municipal systems Act.

The Bylaws will come into effect on promulgation.

Municipal Manager  
Umdoni Municipality

Date

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2. Licences Required By Certain Businesses
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4. Application For Burial
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28. Dismantling Of Memorial Work
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34. Use Of Niches And Spaces, Affixing Of Memorial
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#### **MUNICIPAL CODE INDEX**

##### **CHAPTER 1: MUNICIPAL CODE DEFINITIONS**

In this municipal code, unless the context otherwise indicates: —

- 1.1 **"Animal"** means any horse, pony mule, sheep, goat donkey, cow or pig and any other livestock, reptile or wild animal, whether indigenous or exotic;
- 1.2 **"Accommodation establishment"** means any premises in or upon which the business of supplying lodging, with or without one or more meals per day, is conducted for reward or gain, but does not include premises which are registered as an hotel under any law, or which provides lodging with one or more meals per day and which has fewer than five beds available for occupation, or which provides no meals and has fewer than three rooms that are let or intended for letting;
- 1.3 **"Approval"** means approval by the Council, or by a committee of the Council, or by councillors or officials acting in terms of powers delegated to them; and "approve" has a corresponding meaning;
- 1.4 **"Baker"** means any person who carries on the trade or business of manufacturing, preparing or storing any bread or bakery product;
- 1.5 **"Beach Area"** means the area adjacent to the seashore designated as such by the Council by notice on the spot and includes any "beach" as contemplated by Item 1 of Schedule 5B of the Constitution; any Admiralty Reserve or coastal conservation area or reserve declared as such by the Council;

- 1.6 **"Berm"** means a concrete base on which a memorial is erected;
- 1.7 **"Berm section"** means a section in a cemetery set aside by the Council where memorial work is erected on a berm;
- 1.8 **"Boarder"** means any person to whom lodging or the proprietor for reward or gain supplies both lodging and meals in an accommodation establishment;
- 1.9 **"Building's refuse"** means refuse generated by demolition, excavation or building activities on premises;
- 1.10 **"Bulky refuse"** means refuse which cannot by virtue of its mass, shape, size or temporary extraordinary generation conveniently be stored in a refuse receptacle or container, but shall not include builder's refuse, or special domestic refuse;
- 1.11 **"Burial"** means burial or inhumation into earth or any other form of burial and includes mausoleum and any other mode of disposal of a body;
- 1.12 **"Burial order"** means an order issued in terms of the Births and Deaths Registration Act;
- 1.13 **"Business"** means any commercial activity, professional practice or trade, including any street trading.
- 1.14 **"Butcher"** means any person who carries on the trade or business of selling the flesh and offal of any animal for human consumption, hereinafter described as meat;
- 1.15 **"Cat"** means a small-domesticated animal of the feline species;
- 1.16 **"Cattery"** means an establishment where cats are bred or boarded and includes a pound where cats are kept;
- 1.17 **"Cemetery"** means a cemetery within the meaning as contemplated in Schedule 5B of the Constitution and includes any land or part thereof within the municipality set aside by the Council set aside for the inhumation of corpses;
- 1.18 **"Child care facility"** means any building or premises maintained or used, for profit or otherwise, for the temporary or partial care of children under eighteen years of age apart from their parents, but does not include any boarding school, school hostel or any establishment which is maintained or used mainly for the tuition or training of children and which is controlled by or which has been registered or approved by the State;
- 1.19 **"Communicable disease"** means any disease that could be communicated directly or indirectly from any person suffering therefrom or a carrier thereof to any other person;
- 1.20 **"Council"** means a legislative and executive authority of the Umdoni Municipality and any committee or person to which or whom an instruction has been given or any power, function or duty has been delegated or subdelegated in terms of, or as contemplated in, section 59 of the Local Government: Municipal Systems Act 2000, (Act No. 32 of 2000) or, where the context so requires, means the aforesaid Umdoni Municipality;
- 1.21 **"Councillor"** means a member of the council; of the Umdoni municipality;
- 1.22 **"Craft"** means any boat or other vessel which is not a surfcraft or wind-surfer;
- 1.23 **"Cremated remains"** means all recoverable ashes after the cremation process;
- 1.24 **"Disposal site"** means a site for the disposal of refuse which is owned by the Council or has been approved for the purpose by the Officer-in-Charge;
- 1.25 **"Dog"** means the male and female of this species;
- 1.26 **"Domestic Pet"** means a domesticated dog or cat;
- 1.27 **"Domestic refuse"** means refuse of a kind normally produced or generated on residential premises, and the manure or dung of any animal or bird kept as a domestic pet, but shall not include sand, earth, liquid matter, garden refuse or the carcass of any animal or special domestic refuse;
- 1.28 **"Dump"** means to dispose of waste in any manner other than a manner permitted by law and includes, without limiting the generality of the foregoing, to deposit, discharge, spill or release waste, whether or not such waste is in a container or receptacle, in or at any place whatsoever, whether publicly or privately owned, including, but not limited to vacant land, rivers, waterways, catchments, sewerage and stormwater systems, but excludes littering which bears its ordinary meaning;
- 1.29 **"Encroachment"** means any physical object which intrudes on municipal property, or property which the Council has control over or other property in respect of which a servitude or other property right has been registered in favour of the Council;
- 1.30 **"Exhumation"** means the removal of a body from its grave;
- 1.31 **"Fishmonger"** means any person who carries on the trade or business of selling the flesh of any fish for human consumption;
- 1.32 **"Garden of remembrance"** means a section of a cemetery set aside for the erection of memorial work, placing or scattering of ashes;
- 1.33 **"Garden refuse"** means refuse which is generated as a result of normal gardening activities on any premises, such as grass cuttings, leaves, plants, flowers, weeds, clippings of trees, hedges or fences and other similar small and light matter;
- 1.34 **"Goods Vehicle"** means a motor vehicle other than a motorcar or bus, designed or adapted for the conveyance of goods on a public road and includes a truck-tractor, motorcycle or motor tricycle;
- 1.1 **"Grave"** means any piece of land excavated for the burial of a body within a cemetery and includes the contents, headstone or other marker of such place and any other structure on or associated with such place;
- 1.35 **"Grave of conflict"** means the grave of a person who died while defending the country;
- 1.36 **"Health nuisance"** means any activity, condition, premises or thing which, on the account of effluent, vapours, chemical effluvia, odours, noise, vibration, radiation, refuse, waste products, dirt, chemical or biochemical material, microbial infection, vermin, vegetation overgrowth, lack of proper hygiene, ventilation, lighting, design or situation or on account of any other cause or practice whatsoever is, in the opinion of the Medical Officer of Health or a duly authorised municipal employee, potentially injurious or dangerous to health or which is offensive and, without affecting the generality of the foregoing, includes any facilities for the storage, distribution or handling of water that is likely to be used by human beings for domestic purposes or consumption including such water itself which is contaminated or polluted;
- 1.37 **"Health Officer"** means a health officer as defined in terms of the Health 1977, (Act No. 63 of 1977);
- 1.38 **"Heavy motor vehicle"** means a motor vehicle or a combination of motor vehicles the gross vehicle mass of which vehicle or combination of vehicles exceeds 3,500kg;
- 1.39 **"Hero"** means a person who performed a heroic act for the Country and is given the status of a hero by Council;
- 1.40 **"Heroes acre"** means an area of land set aside for the burial of a hero;
- 1.41 **"Indigent person"** means a destitute person who has died in indigent circumstances, or if no relative or other person, welfare organisation or Non Governmental Organization can be found to bear the burial or cremation costs of such deceased person and "pauper" bears the same meaning;
- 1.42 **"Indigent relief"** means assistance received for burial or cremation of an indigent person;
- 1.43 **"Industrial refuse"** means refuse in solid form which is generated as a result of activities carried on in premises falling within the meaning of "factory" as defined in the Basic Conditions of Employment Act 1983, (Act No. 3 of 1983) but shall not include builder's refuse, special industrial refuse or trade refuse;
- 1.44 **"Jet ski"** means a motorised device, not exceeding 3m in length and carrying not more than 2 people, used or designed exclusively for recreational

purposes and "jet skiing" has a corresponding meaning;

- 1.45 **"Kennel"** means any establishment where dogs are bred, boarded or trained and includes any pound where dogs are kept.
- 1.46 **"Landscape section"** means a section in a cemetery set aside by the Council where memorial work is restricted to a plaque or memorial slab;
- 1.47 **"Law Enforcement Officer"** means an employee of the Municipality appointed by the Council to enforce its bylaws and in possession of an appointment card issued by the Council attesting thereto; any member of the South African Police Service or a municipal police service; any peace officer; or any traffic officer appointed in terms of the Road Traffic Act 1989;
- 1.48 **"Lawn section"** means a section in a cemetery set aside by the Council where memorial work is restricted to a headstone only;
- 1.49 **"Licensed Motor Vehicle Attendant"** means a motor vehicle attendant who is the holder of a current licence issued in terms of this code;
- 1.50 **"Life-saver"** means any person employed or appointed in the capacity by this municipality and includes any member of the South African Surf Life-Saving Association or of any affiliated life-saving club or association of life-savers;
- 1.51 **"Medical certificate"** means a certificate signed by a medical practitioner;
- 1.52 **"Medical Officer of Health"** means the person who from time to time holds the position as such either substantively or in an acting capacity;
- 1.53 **"Medical practitioner"** means a person registered as such under the law relating to the registration of persons as medical practitioners;
- 1.54 **"Medical waste"** includes any waste, whether infected or not, resulting from a medical, surgical, veterinary or laboratory procedure on humans or animals; used medical equipment or other medical material which is capable of or is reasonably likely to be capable of causing or spreading disease or causing or spreading infection; contaminated and uncontaminated instruments, including clinical items which could cause a cut, puncture or injection; pharmaceutical products which have become outdated or are contaminated or which have been stored improperly or are no longer required; genotoxic chemical waste and radio isotopes from experimental or diagnostic work or any other sort;
- 1.55 **"Memorial section"** means a section of a cemetery set aside for erection of memorials;
- 1.56 **"Memorial wall"** means a wall in a cemetery provided for the placement of inscribed tablets commemorating deceased persons;
- 1.57 **"Memorial work"** means any headstone, monument, plaque or other similar work erected or intended to be erected in any cemetery or crematorium commemorating a deceased person and includes a kerb demarcating a grave and a slab covering a grave;
- 1.58 **"Motor Vehicle Attendant"** means a person who, at the request or with the consent of the person in charge of a motor vehicle, undertakes for reward to supervise or take care of such motor vehicle while it is parked in a public street;
- 1.59 **"Municipal area"** means the area under the control and jurisdiction of the Umdoni Municipal Council;
- 1.60 **"Municipal Manager"** means the person appointed by the Umdoni Council in terms of Section 82 of the Local Government: Municipal Structures Act, 1998 and includes a person acting in this capacity
- 1.61 **"Municipality"** means the area of jurisdiction of the Umdoni Municipality and includes the sea-shore situate within or adjoining the area
- 1.62 **"NGO"** means a Non Governmental Organization;
- 1.63 **"Night soil"** means any human excreta not disposed of in an approved sanitary convenience;
- 1.64 **"Notice on the spot"** means an adequate notice in any of the official languages generally in use in the municipality erected or posted in a prominent position and maintained in a legible state;
- 1.65 **"Nuisance"** means any condition, thing, act, or omission which is offensive or injurious or which tends to prejudice the safety, good order, peace or health of the area of the municipality or any part thereof; or the rights or reasonable comfort, convenience, peace or quiet of any neighbourhood within the area of the municipality and includes any act, exhibition or publication contrary to public decency or morals;
- 1.66 **"Objectionable material"** means any garden litter, rubbish, waste material, rubble, scrap metal, article or thing, disused machinery, motor cars and other vehicles including the disused parts thereof, refuse from any building operations including new or used building materials and any solid, liquid or gas which is or may become a nuisance or which material interferes with the ordinary comfort or convenience of the public;
- 1.67 **"Occupier"** in relation to any premises means and includes any person in actual occupation of the premises concerned; or any person legally entitled to occupy such premises; or any person having the charge or management of the premises;
- 1.68 **"Offal"** means the head, horns, feet and internal organs of any animal;
- 1.69 **"Offensive"** means a state of affairs which is a health hazard or which has the potential to result in a health hazard;
- 1.70 **"Office hours"** means Monday to Friday 07h00 to 16h00 excluding Saturdays, Sundays and Public holidays;
- 1.71 **"Officer-in-Charge"** means the person appointed as such by the Council from time to time or authorised to act in that capacity, and includes any Deputy Officer-in-Charge or any other officer of the Council's nominated by it to discharge all or part of the functions of the Officer-in-Charge under these bylaws to the extent of such nomination;
- 1.72 **"owner"** in relation to premises means:
  - 1.72.1 the person who from time to time is registered as such in a deeds registry as defined in the Deeds Registries Act 1937, (Act No. 47 of 1937); or
  - 1.72.2 in cases where such person is insolvent or dead, or is under any form of legal disability whatsoever, the person in whom the administration of his property is vested as curator, trustee, executor, administrator, judicial manager, liquidator or other legal representative; or
  - 1.72.3 where a sectional title register has been opened in terms of section 8 of the Sectional Titles Act 1971, (Act No. 66 of 1971), the body corporate as defined in that Act; and includes any persons receiving rent for such premises whether on his own account or as a agent for a person entitled thereto;
- 1.73 **"Person"** includes any sphere of government, organ of state, natural or juristic person;
- 1.74 **"Poulterer"** means any person who carries on the trade or business of selling the flesh of any fowl, duck, goose, turkey or any other domestic or game bird for human consumption;
- 1.75 **"Poultry"** means any fowl, including any goose, ostrich, duck, turkey or guinea fowl;
- 1.76 **"Prescribed fee"** means a fee determined by the Council by resolution in terms of section 10G(7)(a)(ii) of the Local Government Transition Act, 1993 (Act No. 209 of 1993), or any other applicable legislation;
- 1.77 **"Prescribed"** means determined by resolution of the Council made from time to time;
- 1.78 **"Promenade"** means any public walkway, used as such by the public within a beach area;
- 1.79 **"Public amenity"** means —
  - 1.79.1 any land, square, camping site, swimming-bath, public resort, recreation site, nature reserve, zoological, botanical or other garden, park or hiking trail including any portion thereof and any facility or apparatus therein or thereon, but excluding any public road or street;
  - 1.79.2 any building, structure, hall, room or office including any part thereof and any facility or apparatus therein, which is the property of, or is possessed, controlled or leased by the municipality or any other organ of state, to which the general public has access, whether on payment of an admission fee or not;



- 1.80 **"Public Place"** includes any street, road, thoroughfare, sanitary passage, square or open space shown on a general plan of a township or settlement, filed in the deeds registry of Surveyor-General's office, and all land (other than erven shown on the general plan) the control of which is vested, to the entire exclusion of the owner, in the Umdoni Municipality or to which the owners of erven in the township have a common right, and for purposes of this definition "settlement" means a group of pieces of land or of subdivisions of a piece of land which are used or intended for use mainly for farming or horticulture, and includes a combination of such groups which is suitable for inclusion in one property register;
- 1.81 **"Public road"** means any road, street or thoroughfare or any other place (whether a thoroughfare or not) which is commonly used by the public or any section thereof or to which the public or any section thereof has a right of access, and includes –
- 1.81.1 the verge of any such road, street or thoroughfare;
  - 1.81.2 any bridge, ferry or drift traversed by any such road, street or thoroughfare; and
  - 1.81.3 any other work or object forming part of or connected with or belonging to such road, street or thoroughfare;
- 1.82 **"Refuse container"** means a container other than a refuse receptacle and whether wheeled or otherwise, designed for the temporary storage and removal of refuse which is supplied by the Council in terms of section 3(4) or by a contractor approved in terms of section 2(3);
- 1.83 **"Refuse receptacle"** means a receptacle which complies with either South African Bureau of Standards specification 493-1973: Steel refuse bins or 1310-1980: Refuse bins of polymeric materials, both as published by General Notice 463 of 9 July 1982;
- 1.84 **"Residential purposes"** means premises occupied for the purpose of human habitation, but excludes an accommodation establishment as defined in section 1 of the Hotels Act, 1965 (Act No. 70 of 1965);
- 1.85 **"Sea-shore"** means the water and the land between the low-water mark and the high-water mark;
- 1.86 **"Special domestic refuse"** means refuse discarded from residential premises which cannot by virtue of its mass, shape or size be conveniently stored in a refuse receptacle or container;
- 1.87 **"Stone mason"** means a person carrying on business as a stone mason; "tomb" means an above ground burial vault;
- 1.88 **"Street Trader"** means a person who carries on the business of street trading as contemplated in Schedule 5B of the Constitution and without derogating from the generality of this activity, includes any person who in a public place sells, supplies or offers any goods or services for reward as a vendor, pedlar or hawker, but does not include a person who sells newspapers only.
- 1.89 **"Surf-craft"** means a device used for riding the surf which is designed to carry not more than two persons and is propelled by the movement of the surf or the actions of the surf-rider or a combination of both without mechanical aid but does not include:
- 1.89.1 an inflatable device, or
  - 1.89.2 a device which is not more than two metres in length and is wholly constructed of a soft, pliable material;
- 1.90 **"Surf-riding"** means a recreational activity involving the use of surf-craft and "surf-ride" has a corresponding meaning;
- 1.91 **"Tariff charge"** means the appropriate charge as set out in the tariff of charges adopted by the resolution of the Council from time to time;
- 1.92 **"Taxi"** means a public motor vehicle designed or adapted solely or principally for the conveyance of a not more than nine persons including the driver;
- 1.93 **"Township"** means a group of pieces of land, or of subdivisions of a piece of land, which are combined with public places and are used mainly for residential industrial business or similar purposes, or intended to be so used;
- 1.94 **"trade refuse"** means refuse generated in the course of the conduct of a business
- 1.95 **"Umdoni Municipality"** means the local municipality of Umdoni established in term of Section 12 of the Local Government: Municipal Structures Act of 1998, and when referred to as an entity means a municipality as described in Section 2 of the Local Government: Municipal Systems Act, 2000 and when referred to as a geographic area means the area as determined in terms of the Local Government: Municipal Demarcation Act, 1998;
- 1.96 **"Victim of Conflict"** means a person defined in section 1 of the National Heritage Resources Act 1999, (Act No. 25 of 1999).
- 1.97 **"Wind-surfer"** means a rudderless device which is fitted with a sail, is propelled on the surface of the sea by the action of the wind and is designed to carry one person and "wind-surfing" and "wind-surf" have a corresponding meaning;
- 1.98 **"Communicable disease"** means any disease that could be communicated directly or indirectly from any person suffering therefrom or a carrier thereof to any other person.

## CHAPTER 2: ANIMALS BIRDS AND DOMESTIC PETS BYLAWS

### 1. Prohibitions

- 1.1 No person shall within the municipal area –
- 1.1.1 keep any animal, bird or domestic pet in conditions likely to cause a nuisance or likely to constitute a danger to health; or on premises which the Medical Officer of Health shall have certified as being unfit for such purpose;
  - 1.1.2 keep any animal, except a domestic pet or small bird in a cage, in any dwelling house or residential apartment;
  - 1.1.3 keep any wild, ferocious or dangerous animal;
  - 1.1.4 keep any animal, bird or domestic pet, which by reason of continued howling, crowing or other noise, disturbs the public peace or is a source of nuisance to the neighbourhood;
  - 1.1.5 by any means whatsoever wilfully frighten, tease or enrage any animal or domestic pet;
  - 1.1.6 keep any dog for which no valid licence is held, unless exempted in terms of these bylaws or for which no valid rabies certificate is held.
- 1.2 No person shall within any proclaimed township –
- 1.2.1 keep on any premises any livestock without the written consent of the Council, unless such premises are zoned for agricultural purposes;
  - 1.2.2 keep live poultry without the written consent of the Council on property in extent less than 4000 square meters;
  - 1.2.3 keep any pigeons without the consent of the Council;
  - 1.2.4 practice animal husbandry without the written consent of the Council on any premises, unless such premises are zoned for agricultural purposes;
  - 1.2.5 without the written consent of the Council, consent keep more than two dogs or more than two cats;
  - 1.2.6 keep a dog in season unless such dog is under proper control so as to prevent such dog from being a nuisance to neighbours or the public.

**2. Structures Accommodating Animals Or In Which Poultry Is Kept**

- 2.1 No structure, which accommodates animals, shall be sited
  - 2.1.1 within 15 meters of any boundary, which abuts a residential erf, or
  - 2.1.2 within 6 meters of any boundary which abuts any road or public place, or
  - 2.1.3 within 4 metres of any dwelling, residential apartment, shop; or any building where food is stored or processed.
- 2.2 No structure in which poultry is kept shall be sited
  - 2.2.1 within 1,5 meters of any boundary that abuts a residential erf, or
  - 2.2.2 within 1,5 meters of any dwelling, residential apartment, shop; or any building where food is stored or processed.
- 2.3 All structures in which animals or poultry is kept shall be suitably screened from any street or public place, to the satisfaction of the Council.
- 2.4 The Council may upon application, considering conditions peculiar to the property concerned, and taking into account any objections that may be received from adjoining neighbours, relax the requirements s to the siting of the structure concerned and impose other conditions deemed appropriate.
- 2.5 No structure in which animals or poultry are kept shall share a common roof space with any habitable room.
- 2.6 All structures erected to accommodate animals; or in which poultry is to be kept shall be built to plans and specifications approved by the Council.

**3. General Requirements For The Keeping Of Animals And Poultry On Premises**

- 3.1 All manure and other waste resulting from the keeping of animals or poultry shall be stored under shelter in sealed fly proof containers and disposed on a regular basis, such disposal not to include composting on the premises
- 3.2 Premises upon which animals and poultry are kept shall be kept in such a condition as not to attract flies or rodents or to provide harbourage for rodents.
- 3.3 All feeds kept for animals and poultry on the premises shall be kept in a rodent proof place, container or storeroom.
- 3.4 The Council may by notice in writing direct that a fly and rodent proof manure or feed store be constructed on the premises to specifications and of materials stipulated therein.

**4. Kennels And Catteries**

- 4.1 All kennels and catteries shall be built to plans and specifications approved by the Council and shall provide —
  - 4.1.1 that every dog or cat is kept in a separate enclosure;
  - 4.1.2 that a supply of potable water is provided in or adjacent to every enclosure, adequate for drinking and cleaning purposes;
  - 4.1.3 adequate isolation facilities are provided for dogs and cats that are sick;
- 4.2 The owner or occupier of the premises shall ensure that any kennel or cattery, as the case may be, is at all times kept:
  - 4.2.1 in good order and repair;
  - 4.2.2 thoroughly clean and free of any waste material.

**5. Pigeon Lofts And Aviaries**

- 5.1 All pigeon lofts and aviaries shall be built to plans and specifications approved by the Council.
- 5.2 The owner or occupiers of the premises shall ensure that any pigeon loft or aviary, as the case may be, is at all times —
  - 5.2.1 kept in good order and repair.
  - 5.2.2 thoroughly clean, free of waste material and clear of vermin.

**6. General**

- 6.1 Carcasses of animals and, poultry (including domestic pets and birds) shall be disposed of by the owner at the owners expense and in a manner approved by the Council.
- 6.2 No person being the owner or person in charge any animal, shall permit such animals to be on any street or public place, except whilst such is being transported in or on a vehicle ;or, with the prior written consent of the Council and subject to such conditions as may have been imposed by the Council.
- 6.3 No person being the owner or person in charge of a dog shall permit such dog to be on any street or public place, unless such dog is on a leash or harness, or in a park or other open space except where the Council, by notice, has permitted dogs to be at large.
- 6.4 Any animal, including domestic pets found at large may be seized and removed to a place of safety or to the nearest pound.
- 6.5 The owner of any dog of an age of six months or more is required to licence such dog, provided, however that a dog used by a blind person as a guide dog and a dog under the care of the Society for the Prevention of Cruelty to Animals or similar body recognised in writing by the Council shall be exempt from such requirement.

**7. Entry And Inspection**

The Council though its law enforcement officers shall be entitled upon production of a duly attested municipal identity document to enter into and upon the premises, at reasonable times, to carry out any inspections necessary for the proper and administration and enforcement of the provisions of these bylaws.

**8. Notices**

- 8.1 Where it comes to the notice of the council that a person is in contravention of provisions or provisions of these bylaws, the Council may cause a notice to be served on the person concerned to take such action as may be necessary to comply within a period of time specified therein.
- 8.2 Should the Council' demands, as set out in the notice , not be carried out within the time period specified in the notice, the Council may ,without further notice , carry out such actions that may be specified in such notice ad recover any costs incurred from the person on whom the notice was served.
- 8.3 Where any notice or other document is required by these bylaws to be served on any person, such notice or document shall be deemed to have been properly served if served personally on the person concerned, or any member of the person's household apparently over the age of 16 years, or at the persons place of residence, or on any person employed by or with him or her at the persons place of business, or if it is posted by registered mail to such persons 'residential or business address as it appears in the records of the municipality, or if such person is a compa-

ny, closed corporation or trust, if served on any person apparently employed by such company closed corporation or trust at the registered office thereof, or sent by registered mail to such office.

## 9. Offences

### 9.1 Any person who —

- 9.1.1 contravenes or fails to comply with any provisions of these bylaws;
- 9.1.2 contravenes or fails to comply with any requirements set out in a notice served on him or her in terms of these bylaws;
- 9.1.3 contravenes or fails to comply with any condition imposed in terms of these bylaws;
- 9.1.4 knowingly makes a false statement in respect of any application in terms of these bylaws, shall be guilty of an offence and on conviction liable to a fine or imprisonment as set out below.

### 9.2 The fines and penalties applicable to offences in terms of these bylaws are —

- 9.2.1 upon conviction of a first offence, the guilty party shall be liable to a fine not exceeding R5000, 00, as adjusted from time to time in terms of the Adjustment of Fines Act 1991, (Act No. 101 of 1991), or in default of payment, to imprisonment for a period not exceeding one month;
- 9.2.2 in the case of a continuing offence, the guilty party shall be liable to a further fine not exceeding R500, 00 as adjusted from time to time in terms of the Adjustment of Fines Act 1991, (Act No. 101 of 1991);
- 9.2.3 upon conviction of a second or subsequent offence, the guilty party shall be liable to a fine not exceeding R10000,00 as adjusted from time to time in terms of the Adjustment of Fines Act 1991, (Act No. 101 of 1991) or in default of payment to imprisonment for a period not exceeding 3 months.

### 9.3 A Court convicting a person of an offence in terms of these bylaws may impose an alternative sentence in lieu of a fine or imprisonment.

## CHAPTER 3: BUSINESSES BYLAWS

### 1. Definitions

For the purpose of this chapter, unless the context otherwise indicates: —

- 1.1 "Act" means Business Act 1991, any other business licensing law applicable in the Province of KwaZulu-Natal, inclusive of any regulations made in terms thereof

### 2. Licences Required By Certain Businesses

- 2.1 No person shall, within the municipal area, carry on any business without a valid licence if such business is required to be licensed in terms of the Act or any other applicable legislation.
- 2.2 Every person who is required to hold a licence or licenses in terms of 2.1 above shall comply with every condition or requirements set out in such licence as issued by the appropriate licensing authority.

### 3. Prohibitions

- 3.1 Any person intending to carry on any permanent business activity within the municipality of Umdoni shall notify the Council in writing his or her intention to commence business, such notification to reach the offices of the municipality at least 14 clear days prior to the intended date of the proposed commencement of the business, advising the Council of the type of business to be conducted and give details of the premises, if any, to be used for the conduct of such business.
- 3.2 No person shall carry on any business in or on any premises unless such activity or use is permitted in terms of the applicable town-planning scheme.
- 3.3 No person shall carry on the business of a street trader except with the written permission of the Council and subject to such conditions as the Council may impose.

### 4. Street Trading

- 4.1 No person shall carry on the business of a street trader in any road or public place within 30 metres of —
  - 4.1.1 a building owned or occupied by an organ of state, a place of worship or a national monument; or
  - 4.1.2 a building in which business is being carried out in goods mainly the same or similar to the goods being sold by the street trader concerned;
 except to the extent that a notice on the spot permits the carrying on of such street trading.
- 4.2 No street trader shall fail to ensure that any structure, container, surface, or other object used for the preparation, display, storage or transportation of goods is in a good state of repair and in a clean and tidy condition.
- 4.3 Street trading activities may only be conducted between the hours of 07h00 and 19h30, provided, however, that the Council may, upon application, permit individual street traders to conduct business activities outside of these hours which times shall be specified in such permit.
- 4.4 No street trader shall allow any article used in the course of the business concerned to remain on any sidewalk or pedestrian access way outside of authorised street trading hours.
- 4.5 No street trader shall take up a position or place his wares or property on a sidewalk in such a manner that pedestrian traffic is substantially obstructed, nor shall a street trader occupy a demarcated stand or area, unless in possession of a permit authorising his or her occupation of such stand or area.
- 4.6 No street trader shall in any way obstruct free access to any entrance or exit from any building or premises, fire hydrant, pedestrian arcade or mall, loading zone, parking bay, bus or taxi stop, pedestrian crossing or other facility for vehicular or pedestrian traffic, nor shall any street trader obstruct access to or the use of any refuse receptacles, or other facilities designed or provided for use by the public.
- 4.7 No street trader shall fail to keep the area or stand occupied for the purpose of conducting such business in a clean and sanitary condition and free of litter.
- 4.8 Any street trader engaged in cooking or preparing any food shall take all reasonable steps to ensure that no fat, oil or other substance drops, spills or overflows onto the surface of any sidewalk or splashes against any building or sidewalk.
- 4.9 A street trader shall not sleep overnight in any public place, nor erect any structure for the purpose of providing shelter, provided however it shall be lawful a street trader during the authorised hours in which business may be conducted to provide shelter by means of umbrellas or similar devices.
- 4.10 No street trader shall carry on business or take up a position in or on any public place where the Council, by notice on the spot has prohibited such activity.

4.11 Any person carrying on the business of street trading shall, when required to do so by a law enforcement officer, produce for inspection any written authorisation or permit issued in terms of these bylaws.

## 5. Restriction On Trading In Certain Areas

5.1 The Council may within any township area restrict or prohibit street trading in public places or portions thereof and may determine that trading may be carried out only within the confines of areas demarcated for such purpose.

5.2 Upon application, the Council may issue a permit allowing the applicant to carry out street trading from such demarcated area subject to such terms and conditions that the Council deems appropriate.

## 6. Enforcement

6.1 Any person who contravenes or fails to comply with the provisions of these bylaws shall be guilty of any offence and on conviction liable to a fine or imprisonment as hereinafter provided.

6.2 A law enforcement officer may remove and impound any goods that people carrying on the business of street trader, when requested do so, have failed or refuse to remove from an area where such trading is unlawful; and may also remove and impound any goods abandoned by any street trader.

6.3 All goods to be impounded shall be delivered to a duly authorised employee of the Council who shall place such goods in safe custody and account of their disposal.

6.4 Any person from whom goods have been removed and impounded may within a period of seven clear days redeem such goods from the Council upon payment of a daily storage fee as determined by the Council from time to time.

6.5 For the purposes of this section of the bylaws "goods" besides its ordinary meaning shall include any receptacle, equipment or vehicle associated with the business being conducted by the street trader concerned.

## 7. Offences

7.1 The fines and penalties applicable to offences in terms of these bylaws are:

7.1.1 Upon conviction of a first offence, the guilty party shall be liable to a fine not exceeding R500, as adjusted from time to time in terms of the Adjustment of Fines Act 1991, (Act No. 101 of 1991), or in default of payment, to imprisonment for a period not exceeding 14 days

7.1.2 In the case of a continuing offence, the guilty party shall be liable to a further fine not exceeding R100 as adjusted from time to time in terms of the Adjustment of Fines Act 1991, (Act No. 101 of 1991);

7.1.3 Upon conviction of a second or subsequent offence, the guilty party shall be liable to a fine not exceeding R1000, as adjusted from time to time in terms of the Adjustment of Fines Act 1991, (Act No. 101 of 1991), or in default of payment to imprisonment for a period not exceeding 30 days.

7.2 A Court convicting a person of an offence in terms of these bylaws may impose an alternative sentence in lieu of a fine or imprisonment.

## CHAPTER 4: CEMETERY BYLAWS

### 2. Definitions

For the purpose of this chapter, unless the context otherwise indicates:

1.1 "act" means the KwaZulu Natal Cemeteries and Crematoria Act, 1996

1.2 "adult" means a deceased person over the age of 12 years and any deceased person the dimensions of whose coffin cannot be accommodated in an excavation of 1,40m in length and 400 mm in width;

1.3 "after hour fee" means a fee over and above the set norm of fee for burial or cremation outside normal week day cemetery operating hours save in the case of cremations or burials which because of religious belief are undertaken after such hours or in the case of burial where the mourners undertake to close the grave;

1.4 "ashes" means the cremated remains of a body;

1.5 "Births and Deaths Registration Act" means Births and Deaths Registration Act, 1992 (Act No. 51 of 1992);

1.6 "body" means any dead human body including the body of a stillborn child;

1.7 "burial order" means an order issued in terms of the Births and Deaths Registration Act;

1.8 "child" means a deceased person who is not an adult;

1.9 "niche" means a compartment in a garden of remembrance for the placing of ashes;

1.10 "normal operational hours" means Monday to Friday 08h00 to 15h00 excluding Saturdays, Sundays and Public holidays;

1.11 "office hours" means Monday to Friday 07h00 to 16h00 excluding Saturdays, Sundays and Public holidays;

1.12 "officer-in-charge" means the registrar of a crematorium appointed in terms of Regulation 21 of the Regulations Relating to Crematoria and Cremations made in terms of Ordinance No. 18 of 1965, and includes a person authorized by the Council to be in control of any cemetery;

### 3. Requirements For Disposal Of A Body

A person may only bury a body in a cemetery with —

1.13 the permission of the Officer-in-charge; and

1.14 at a date and time arranged for such burial with the Officer-in-charge.

### 4. Application For Burial

1.15 A person intending to bury a body must submit a duly completed application form to the Officer-in-charge for approval.

1.16 The next of kin of the deceased or such other person who is authorized by the next of kin of the deceased must sign such application.

1.17 Despite the provisions of section 3.2 the Officer-in-charge may, if he or she is satisfied that the signature of the next of kin cannot be obtained timeously, approve an application by an interested party.

1.18 The applicant must —

1.18.1 submit the application at least three working days before the burial;

1.18.2 indicate whether the application is in respect of a first, second or third burial, in respect of a particular grave;

1.18.3 indicate the proposed date and time for such burial.

- 1.19 The Officer-in-charge must approve an application if —
    - 1.19.1 it is accompanied by an original burial order in terms of the Births and Deaths Registration Act;
    - 1.19.2 a prescribed fee has been paid;
  - 1.20 The Officer-in-charge must, where necessary, take into account the customs of the deceased and the people responsible for the burial.
- 5. Reservation Of A Grave**
- 1.21 An application to reserve a grave must be made to the Officer-in-charge.
  - 1.22 A surviving spouse of the deceased may apply for an adjoining grave to be reserved, if available.
  - 1.23 The Officer-in-charge must allocate to the applicant another grave within the cemetery, where persons other than the applicant mistakenly utilized a reserved grave.
  - 1.24 A grave will be reserved only upon payment of the prescribed fee.
- 6. Postponement Or Cancellation Of A Burial**
- 1.25 An applicant must give notice of postponement or cancellation of a burial in the duly completed application form to the Officer-in-charge, who must approve the application at least one working day before the burial.
  - 1.26 In a case of a cancellation of a burial —
    - 1.26.1 a refund will not be made to the applicant for costs incurred for opening an existing grave;
    - 1.26.2 the Council will only refund the applicant for costs incurred for opening a new grave.
- 7. Number Of Bodies In A Coffin**
- 1.27 Only one body in a coffin may be allowed for burial.
  - 1.28 Burial of more than one body in a coffin is allowed if application is made to and approved by the Officer-in-charge and the prescribed fee has been paid;
  - 1.29 Such application may be made in respect of —
    - 1.29.1 family members who either died together or where another family member dies before burial of the other member of the family has taken place;
    - 1.29.2 a mother and child who died during childbirth;
    - 1.29.3 two people living together as partners; or
    - 1.29.4 unrelated deceased persons, whose families have no objection.
- 8. Burial And Subsequent Burials**
- 1.30 Burial must take place only in a grave allocated by the Officer-in-charge.
  - 1.31 Subject to paragraph 7.3 not more than two burials may be permitted in a grave;
  - 1.32 A third burial may be allowed only if —
    - 1.32.1 an application has been made to the Officer-in-charge and written permission has been granted; and
    - 1.32.2 the grave has been deepened; and
    - 1.32.3 the prescribed fee has been paid.
  - 1.33 A person who has been given permission for either a second or third burial must —
    - 1.33.1 give at least two days notice; and
    - 1.33.2 at his or her own cost remove and subsequent to the burial replace all memorial work on such a grave.
- 9. Private Rights**
- 1.34 The holder of Private Rights includes —
    - 1.34.1 a person who purchased the grave or who received the grave as a gift from the purchaser and whose name appears in the register of the Council;
    - 1.34.2 a person who paid the burial tariffs in respect of the first burial in the grave;
    - 1.34.3 a person to whom private rights to a grave have been transferred;
    - 1.34.4 a person who inherited the private rights.
  - 1.35 The Private Rights in a grave are transferable, but such transfer becomes effective on registration by the Council.
  - 1.36 If there is a dispute about the holder of private rights, the dispute must be referred to the Officer-in-charge for determination.
- 10. Sizes Of Graves**
- Subject to the provisions of section 10 the standard size of a grave is as follows:
- 1.37 an adult's grave must measure 2 300 mm in length and 900 mm in width and 2000 mm in depth
  - 1.38 a child's grave shall must measure 1500 mm in length and 700 mm in width and 1 500 mm in depth.
- 11. Enlarging And Deepening A Grave**
- 1.39 An applicant for a burial may, by giving at least 24 hours notice before the burial, request that a grave be enlarged or deepened.
  - 1.40 If a coffin is too big for the size of an adult grave, such grave will be enlarged to accommodate such coffin at the cost of the applicant.
  - 1.41 If a child's coffin is too large for a child's grave it must be buried in an adult's grave, on payment of the prescribed fee.
  - 1.42 A grave may, on application and on payment of a prescribed fee, be deepened for burial of a third coffin.
- 12. Coffins**
- 1.43 Coffins to be placed in a grave must be made of natural wood or other perishable material.
  - 1.44 Lead coffins are not permitted.

**13. Covering Of Coffins**

- 1.45 Every coffin must be covered with at least 300mm of soil immediately after burial;
- 1.46 There must be at least —
  - 1.46.1 1 200mm of soil between a coffin of a buried adult and the surface of the ground; or
  - 1.46.2 900mm of soil in the case of a coffin of a child.
- 1.47 The provisions of this paragraph do not apply to the burial in a tomb.

**14. Body Bags**

- 1.48 If there is more than one body in a coffin each body must be contained in a separate body bag.
- 1.49 A body intended for burial at a cemetery must be sealed in a body bag inside a coffin, except if it is contrary to the tradition, customs or religious beliefs of the deceased person or the applicant.

**15. Religious Or Memorial Services**

A person who desires to have a religious or memorial service at a cemetery must apply to the Officer-in-charge and pay the prescribed fee.

**16. Control Of Hearses At The Cemetery**

- 1.50 No person in the cemetery may —
  - 1.50.1 drive a hearse or cause a hearse to be driven except on a designated road way;
  - 1.50.2 park a hearse or detain a hearse on the road way after the coffin has been removed from the hearse; or
  - 1.50.3 park a hearse in such a manner that it interferes with other burials in progress.

**17. Conveyance Of Coffins And Bodies**

- 1.51 An applicant in terms of section 3 is responsible at own cost for ensuring that a coffin is conveyed to the cemetery for burial;
- 1.52 No person must in any street, cemetery, or other public place convey a body in a disrespectful manner.

**18. Instructions At Cemeteries**

- 1.53 The Officer-in-charge at the cemetery may issue instructions relating to —
  - 1.53.1 parking of vehicles;
  - 1.53.2 funeral procession;
  - 1.53.3 duration of a service.
- 1.54 Every person taking part in a funeral procession at the cemetery or attending a cremation service must comply with all reasonable instructions of the Officer-in-charge.

**19. Duration Of Service**

- 1.55 No person must occupy a chapel at a cemetery for the purpose of a funeral service or cremation for more than 30 minutes, without the permission of the Officer-in-charge and payment of the prescribed fee.

**20. Hours For Burial**

- 1.56 Subject to section 19.2, a burial must take place only between 08h00 and 16h00.
- 1.57 The Officer-in-charge may, on such conditions as he or she may determine, and on payment of the prescribed fee, give permission to bury outside the stipulated hours.
- 1.58 If the burial takes place outside the hours stipulated in section 19.1, the applicant will provide tools and assume the responsibility of closing the grave.
- 1.59 If the applicant requires the Council to provide the service outside the stipulated hours, the Council may provide such service on payment of the prescribed after hours tariffs, subject to such conditions as the Officer-in-charge may determine.

**21. Conditions Of Exhumations**

- 1.60 No person may exhume a body or cause a body to be exhumed otherwise than in accordance with the prescriptions of the Act and the written consent of the:
  - 1.60.1 Council; and
  - 1.60.2 Provincial Department of Health; and
  - 1.60.3 Officer-in-charge, and
  - 1.60.4 Council's Medical Officer of Health.
- 1.61 Whenever an exhumation is to take place, the Officer-in-charge must inform the Area Commissioner of the South African Police Services.
- 1.62 An exhumation may not take place when the cemetery is open to the public and must take place under the supervision of the Officer-in-Charge.
- 1.63 A member of the South African Police Services must always be present when an exhumation is being conducted.
- 1.64 If remains are to be exhumed from any grave, only the undertaker under the supervision of the Officer-in-charge must cause the grave to be excavated for such exhumation.
- 1.65 If a grave is to be excavated for exhumation, the Officer-in-charge must be given 48 hours written notice before the time of exhumation.
- 1.66 A person who wishes to exhume the remains of a pauper or indigent person must pay the costs incurred by the Council at the time of burial, to the Officer-in-charge.
- 1.67 The person carrying out the exhumation must ensure that the body and grave are properly disinfected and deodorized.
- 1.68 The South African Police Services must if there is proof of illegal burial immediately exhume the body; and take it to a government mortuary for investigation.
- 1.69 A grave of victims of conflict and a grave, which is older than 60 years, may only be exhumed with the permission of South African Heritage Resources Agency.
- 1.70 A Commonwealth War grave may only be exhumed according to section 3 of the Commonwealth War Graves Act, 1992 (Act No. 8 of 1992).

**22. Exhumation And Reburial**

- 1.71 The Council may, if a body has been buried in contravention of these by-laws, cause the body to be exhumed and re-buried in another grave.  
1.72 The relatives of the deceased must be notified of the intended exhumation and re-burial by means of a telephone call or registered letter, if possible; and allowed to attend.

**23. Screening Of Exhumation**

- 1.73 The grave from which the body is to be exhumed must be screened from view of the public during the exhumation.  
1.74 The person carrying out the exhumation must provide a suitable receptacle for each body or remains.

**24. Gardening Of Graves And Other Objects On Grave**

- 1.75 The Council is responsible for keeping cemeteries clean unless these by-laws provide otherwise.  
1.76 No person must —  
1.76.1 plant, cut or remove plants, shrubs or flowers on a grave without the permission of the Officer-in-charge; or  
1.76.2 plant, cut or remove plants, shrubs or flowers on the berm section;  
1.77 A person may only erect, place or leave, an object or decoration on a grave during the first 30 days following the burial.  
1.78 Natural or artificial flowers contained in receptacles may be placed on a grave at any time, but in a grave within a berm section or with a headstone, such flowers may only be placed in the socket provided.  
1.79 The Officer-in-Charge may —  
1.79.1 remove all withered natural flowers, faded or damaged artificial flowers and any receptacle placed on a grave; or  
1.79.2 30 days after publishing a general notice remove all objects of decoration, if it is in the public interest.  
1.80 The Council is not liable for any loss or damage to any object on a grave unless such loss or damage is as a result of the negligence of employees of the Council.

**25. Erection Of Memorial Work**

- 1.81 A person intending to erect a memorial work must make an application in the duly completed application form to the Officer-in-Charge.  
1.82 Such application must be made not less than five working days before the date of erection.  
1.83 Memorial work may only be erected during working hours but may, with the approval of the Officer-in-charge be erected outside working hours.  
1.84 No person must, without the consent of the Officer-in-charge —  
1.84.1 erect memorial work or bring material into a cemetery for the purpose of erecting memorial work; or  
1.84.2 remove memorial work for additional inscriptions or other alterations; or  
1.84.3 erect a memorial work on a Saturday, Sunday or a public holiday.  
1.85 The Council is not liable for damage to memorial work resulting from any subsiding soil.  
1.86 A person erecting a memorial work must at the request of the Officer-in-Charge produce the written consent.  
1.87 Memorial work or material to be used in the erection of such work must not be conveyed in a cemetery or crematorium in a manner that may damage the roadways, pathways, lawns, grounds or other memorials.  
1.88 Any surplus material or rubble, resulting from the erection of any memorial, work must be removed by the person responsible for such erection, immediately after completion.

**26. Inferior Memorial Work**

The Council may prohibit the erection of a memorial work or may remove erected memorial work which is of inferior workmanship or quality; is indecent, offensive, objectionable; or in contravention of these by-laws, without compensating the owner.

**27. Inscription On Memorial Work**

- 1.89 Any memorial work must display the number assigned to the grave by the Officer-in-Charge, in permanent and visible markings —  
1.89.1 on the side of the base of the memorial work; or  
1.89.2 on the upper surface, in the lower left hand corner of a tablet erected on a grave in a landscape section.  
1.90 The name of the maker, designer or erector of the memorial work may appear on the work and must be placed at the base of the memorial work.

**28. Dismantling Of Memorial Work**

- 1.91 Only a holder of private rights or a person authorised in writing by the holder of such rights may, with the written permission of the Officer-in-charge dismantle, alter or disturb any memorial work on a grave.  
1.92 Dismantled memorial work must either be removed from a cemetery or be left on the grave on which such memorial work had been erected.  
1.93 The officer-in-charge may in the case of a second or subsequent burial in such grave permit memorial work to be left elsewhere in the cemetery for a period not exceeding 30 days after such burial.  
1.94 The person dismantling the work must immediately after the work is completed remove any surplus material, or rubble resulting from the dismantling of any memorial work.  
1.95 Council may give 30 days written notice to a holder of rights or person, instructing him or her to remove memorial work from the cemetery with any rubble resulting therefrom, at his or her own expense or to re-erect such memorial work if —  
1.95.1 such a holder of rights or person referred to in subsection 1 fails to re-erect dismantled memorial work within 30 days after it was dismantled; or  
1.95.2 such memorial work is left within the cemetery in contravention of section 27.5.2.  
1.96 If any memorial work has been damaged; become a danger to the public; or been erected in contravention of these by-laws, the Council may give written notice to the holder or person, instructing him or her, at his or her own expense, within a period specified in the notice, to —  
1.96.1 alter or make such memorial work safe so that it complies with the provisions of these by-laws;  
1.96.2 dismantle and remove such memorial work from the cemetery together with all rubble resulting therefrom.

1.97 If such holder or person fails to comply with a notice in terms of subsection 27.6 the Council may —

1.97.1 re-erect the memorial work;

1.97.2 dismantle and dispose of the memorial work and remove any rubble resulting therefrom; or

1.97.3 make the memorial work safe,

and such holder or person will be liable for any costs incurred by the Council.

1.98 The Council may without giving any notice, or incurring any liability to the holder of rights or person —

1.98.1 dismantle the memorial work and remove it and any rubble resulting therefrom, except memorial work classified as National Heritage; or

1.98.2 make the memorial work safe,

if such memorial work has become so dangerous to the public that immediate steps to safeguard the public are essential.

1.99 After the Council has acted in terms of subsection (8), it must immediately, in writing, notify the holder of rights or person that, unless he or she reclaims the memorial work from the cemetery within a specified period, the Council will dispose of the memorial work.

1.100 A holder of rights or person is liable for costs incurred by the Council.

1.101 If the holder of rights or person fails to pay the costs or to reclaim the memorial work dismantled by the Council, the Council may dispose of such memorial work in any manner it deems fit.

1.102 If any proceeds are derived from the disposal, such proceeds will be offset against the cost of the dismantling, removal, storing and disposing of memorial work and rubble resulting therefrom.

## 29. General Requirements For Memorial Work

1.103 Memorial work must be constructed or made of durable material, with a life expectancy of at least 25 years.

1.104 Any person erecting memorial work in a cemetery must do so with the approval of the Officer-in-charge.

1.105 A person erecting memorial work must comply with the following requirements —

1.105.1 when joining any part of the memorial work to any other part of the memorial work the person must use copper or galvanized iron pins as follows —

1.105.1.1 for memorial work up to a height of 500mm, two or more pins of at least 5mm thick and 100mm long;

1.105.1.2 for memorial work 501mm up to a height of 1000mm two or more pins at least 10mm thick and 200mm long; or

1.105.1.3 for memorial work 1001mm and higher at least two or more pins 20mm thick and 300mm long;

1.105.2 any part of memorial work which rests on the ground, stone or foundation must be properly secured and bedded;

1.105.3 a material of uneven thickness must not be used;

1.105.4 the undersides of every flat memorial work and the base of every memorial work must be sunk at least 50mm below the natural level of the ground;

1.105.5 a border which is more than 225mm above the surface of the ground or more than 200mm deep must not be used without the consent of the Council;

1.105.6 all memorial work and border stones must be securely clamped with round copper or galvanized iron clamps;

1.105.7 all memorial work up to 150mm in thickness must be securely attached to the base;

1.105.8 all the components of memorial work must be completed before being brought in a cemetery;

1.105.9 footstones must consist of one solid piece;

1.105.10 in all cases where memorial work rests on a base —

1.105.10.1 such memorial work must have a foundation;

1.105.10.2 such memorial work must be set with cement mortar;

1.105.10.3 the bottom base of a single memorial work must not be less than 900mm long 220mm wide x 250mm thick and that of a double memorial work not less than 2286mm long x 200mm wide x 250mm thick; and

1.105.11 if loose stone chips are placed on a grave, the level of such stone chips must not be higher than 10mm below the level of the surrounding kerbstones.

## 30. Requirements For Memorial Work In Lawn Section

1.106 The following provisions apply to memorial work and graves in a Lawn Section —

1.106.1 the dimensions of the base of any headstones on an adult's grave must not exceed 900mm in length and 260mm in width, but if the base of the headstone is erected over two adjoining graves, such base must not exceed 2200mm in length and 260mm in width;

1.106.2 the dimensions of the base of any headstone of a child's grave must not exceed 610mm in length and 260mm in width, but if the base of the headstone is erected over two adjoining graves such base must not exceed 1200mm in length and 260mm in width;

1.106.3 no portion of any headstone must extend beyond the horizontal dimensions of its base;

1.106.4 headstones must be erected on the concrete berms supplied by the Council, except in the case of a temporary erection where the applicant must provide a foundation suitable to support the headstone, until the Council has installed the berm;

1.106.5 no part of any memorial work must exceed 1500mm in height above the berm;

1.106.6 any headstone must be so positioned that the front edge of the headstone is at least 130mm from the edge of the berm;

1.106.7 no object other than a headstone which may incorporate more than two sockets for receptacles for flowers must be placed on any grave; and a vase in which natural flowers or artificial flowers and foliage may be placed in a socket built in the headstone and such vase must not exceed 300mm in height;

1.106.8 a kerb demarcating any grave and a slab covering are not permitted;

## 31. Requirements For Memorial Work In Memorial Section

1.107 The maximum horizontal measurements of any memorial work erected on a grave in a memorial section must —

1.107.1 in the case of an adult's grave, be 2500mm in length and 1050mm in width; or

1.107.2 in the case of a child's grave, be 1500mm in length and 900mm in width.

## 32. Requirements For Memorial Work In Landscape Section

1.108 The Council may set aside a section in a cemetery as a landscape section;



- 1.109 Memorial work erected on a grave in a landscape section must —
  - 1.109.1 not exceed 500mm in length, 500mm in width and a minimum of 30mm thick;
  - 1.109.2 not be made of ferrous material.
- 1.110 The memorial work must be embedded horizontally on the ground level on a suitable foundation.
- 1.111 Where memorial work is restricted to a plaque or memorial slab, 500 mm by 500mm, such plaque or memorial slab must be placed horizontal at 30 mm below grass level.

### 33. Burial And Exhumation Of Ashes

- 1.112 A person who wants to bury ashes in a grave, exhume ashes from a grave or scatter ashes must make an application to the Officer-in-charge.
- 1.113 The Officer-in-charge must, on payment of a prescribed fee give written permission to the applicant for burial or exhumation or scattering of ashes, and prepare such grave for burial or exhumation of ashes.
- 1.114 An ash grave in a wall of remembrance must measure 610mm in length and 610mm in width.

### 34. Use Of Niches And Spaces, Affixing Of Memorial

- 1.115 Ashes may be deposited in a garden of remembrance if an application accompanied by a prescribed fee is made to the Officer-in-charge and if the Officer-in-charge gives written permission.
- 1.116 A niche or a space abutting on a path in a garden of remembrance or a niche or a space in a memorial wall, must not be used for storing ashes or for affixing memorial work, without the consent of the Officer-in-Charge and payment of the prescribed fee.
- 1.117 Identity plaques must be made of material approved by the Officer-in-charge and affixed simultaneously with the placing of the ashes.
- 1.118 Ashes and plaques may be removed with the consent of the Officer-in-Charge.
- 1.119 Flower holders may be affixed to the plaque only with the consent of the Officer-in-charge.

### 35. Paupers And Indigent Burials

- 1.120 A person making an application for an indigent or pauper's burial must make a declaration to that effect.
- 1.121 A pauper or an indigent person may be buried according to the conditions determined by the Council.

### 36. Prohibited Acts

- 1.122 No person —
  - 1.122.1 under the age of 16 years must enter any cemetery or only when accompanied by an adult or with the consent of the Officer-in-charge;
  - 1.122.2 must enter or leave any cemetery, except by the gateway provided;
  - 1.122.3 must enter any office or enclosed place in a cemetery where entry is prohibited without the consent of the Officer-in-charge, which may be given only when such person is attending business connected with such cemetery or crematorium.
- 1.123 No person must, within any cemetery —
  - 1.123.1 interfere with any fountain, statue, monument, equipment, fence, grave or Council property;
  - 1.123.2 pick, damage, deface or destroy any flower, plant or seed;
  - 1.123.3 damage, deface or remove any memorial work, grave, building, fence or fixtures;
  - 1.123.4 throw litter outside containers provided by the Council for that purpose;
  - 1.123.5 sit, stand, walk, climb, draw or write on any grave or memorial work;
  - 1.123.6 swim, bath or wash himself him or herself or any animal in a pond, fountain, artificial watercourse, dam or stream;
  - 1.123.7 reside in a cemetery or, without the written consent of the Officer-in-charge, build any structure or encroach on any land;
  - 1.123.8 capture, chase, shoot at or interfere with any fish, bird or animal except where licensed to do so, or take, touch or damage birds' eggs or nests;
  - 1.123.9 light any fire or burn any object unless there is a special provision made by the Council;
  - 1.123.10 drive, ride or park any vehicle, bicycle, tricycle or push-cart, wear roller blades or draw or propel any vehicle, except in the places and at the times referred to in these By-laws;
  - 1.123.11 drive or ride any vehicle, except in the places referred to in section 35.2.10 at a speed exceeding 15 km per hour;
  - 1.123.12 carry on or solicit business, hold any demonstration or perform an activity which is not normally associated with a cemetery;
  - 1.123.13 cause a nuisance or commit any offensive or indecent act;
  - 1.123.14 play any game except in designated areas;
  - 1.123.15 brew, sell or drink alcohol or abuse drugs;
  - 1.123.16 play any musical instrument without the written consent of the Officer-in-charge;
  - 1.123.17 deliver a public speech except for a funeral service or cremation, without the written consent of the Officer-in-charge;
  - 1.123.18 do anything which may endanger or cause disturbance to any person;
  - 1.123.19 hold organized functions, advertise, dig any hole, trench or place any tent, caravan, booth screen, stand or any construction or obstruction, without the written consent of the Officer-in-charge;
  - 1.123.20 undertake any community or voluntary work, without the written consent of the Officer-in-charge;
  - 1.123.21 make any film, without the written consent of the Officer-in-charge, and payment of the prescribed fee;
  - 1.123.22 remain between sunset and sunrise without the written consent of the Officer-in-charge;
  - 1.123.23 bring or allow an animal, except a guide dog, without the consent of the Officer-in-charge;
  - 1.123.24 hinder, obstruct or resist the Officer-in-charge or any officer of the Council in the performance of his or her duties or in the exercise of any authority assigned to him or her by or in terms of these By-laws.
- 1.124 Any animal found in a cemetery may be impounded.

### 37. Penalty Clause

Any person who contravenes any provision of these By-laws; fails to comply with any notice issued in terms of these By-Laws; fails or fails to

comply with any lawful instruction given in terms of these By-laws; or obstructs or hinders authorized representative or employee of the Council in the execution of his or her duties under these By-laws, is guilty of an offence and liable on conviction to a fine of R5000,00 or in default of payment of such a to imprisonment for a period not exceeding six months.

## CHAPTER 5: ENCROACHMENT BYALWS

### 1. Definitions

- 1.1 In these By-laws, any word or expression that has been defined in the National Building Regulations and Building Standards Act, 1977 (Act No. 103 of 1977), has that meaning and, unless the context otherwise indicates —
  - 1.1.1 “Council” means the Municipal Council of the Umdoni Municipality and any committee or person to which or whom an instruction has been given or any power, function or duty has been delegated or subdelegated in terms of, or as contemplated in, section 59 of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000) or, where the context so requires, means the aforesaid Umdoni Municipality;
  - 1.1.2 a service provider in respect of any power, function or duty of the Council as contemplated in paragraph (a), assigned by it for the purposes of these By-laws to that service provider in terms of section 81(2) of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000).

### 2. Council Permission Required

- 2.1 No person may, without prior written permission make or construct any colonnades, verandas, balconies, bay windows, pavement lights, showcases or other projections into or over any part of a public road, and pavement opening in or under any public road.
- 2.2 The Council may refuse the permission required in terms of section 2.1 or may grant such permission either unconditionally or upon the conditions and subject to the payment of the prescribed fee annually or the performance of the works or services determined by the Council in each case and subject to payment of the prescribed fee.
- 2.3 The prescribed fees mentioned in section 2.2 are payable in advance at the beginning of each year which is calculated from date of approval or the period determined by the Council, and the owner is liable for the payment of prescribed fees in terms of these By-laws for each encroachment.
- 2.4 The owner of an encroachment must within three months after the date of commencement of these By-laws notify the Council in writing of —
  - 2.4.1 the existence of the encroachment; and
  - 2.4.2 the horizontal dimension of every encroachment measured parallel to the road boundary on or over which the encroachment exists.
- 2.5 Until the Council is notified of the horizontal dimension of the encroachment mentioned in terms of section 2.4.2, every encroachment relating to a building is deemed to have an aggregate horizontal dimension equal to the total road frontage on or over which the encroachment exists, of the property on which the building concerned is situated.

### 3. Conditions For The Construction Of Encroachments

- 3.1 The design, arrangement and construction of verandas, balconies, bay windows and other encroachments over public roads, as well as the paving, kerb and gutter thereof shall be to the satisfaction of and to specifications approved by the Council.
- 3.2 If corrugated iron is used for covering a veranda, its exposed surfaces must be painted.
- 3.3 A veranda over a public road must correspond in line, height and detail with existing adjoining verandas.

### 4. Columns

- 4.1 The Council may determine areas within the municipal boundary where no person is permitted to place veranda columns over any public road or pavement.
- 4.2 No person may place any veranda column over any pavement at the corner of a public road that is beyond the alignment of the building lines.
- 4.3 No person may place a portion of any veranda column at a distance lesser than 600 mm back from the front edge of any kerb.
- 4.4 No person may place a column on a public road where the footway or sidewalk is, or is likely to be occupied by cables, pipes or other municipal services, without the permission of the Council.
- 4.5 The minimum height from the footway or sidewalk to the underside of each cantilever or fascia girder is 3m.
- 4.6 Plain piping or tubing must not be used for columns over or on public road verandas and balconies unless architecturally treated for aesthetic purposes.
- 4.7 Nothing in these By-laws prohibits —
  - 4.7.1 the erection and use of a party column common to two adjoining verandas if the column stands partly on the extended boundary lines of two properties or adjoins the same; or
  - 4.7.2 in the case of adjoining verandas, the placement of any column upon a plinth if this is necessary for alignment and all the other provisions of these By-laws are observed.

### 5. Balconies And Bay Windows

- 5.1 Balconies, bay windows or encroachments may not overhang a public road if they are at a height of less than 3m above the pavement.
- 5.2 Balconies may not encroach more than 1,35m over any public road.
- 5.3 Bay windows may not encroach more than 900mm over any public road.
- 5.4 The aggregate horizontal length of bay windows at any level over a public road may not exceed one-third of the length of the building frontage to that road.
- 5.5 Any balcony superimposed upon any veranda must be set back at least 1,2 m from the line of such veranda.
- 5.6 No part of any balcony that is attached to any veranda, may be carried up to a height greater than two storeys above the pavement level except that, where the top portion of the balcony is roofed with a concrete flat roof forming a floor, a balustrade not exceeding 1m in height is allowed above the level of the floor.
- 5.7 Any dividing wall across a balcony over a public road may not exceed 1m in height or 225mm in thickness.
- 5.8 A balcony over any public road may not be the sole means of access to any room or apartment.
- 5.9 No person may place or permit or cause to be placed any article upon any balcony over a public road, except ornamental plants, tables, chairs, canvas blinds and awnings not used for signs or advertisements.

- 5.10 Where any floor of a building is used solely for the parking of a motor vehicle, bay windows at the level of the floor may not project over any public road for more than 1,35m for the full length of the building frontage to that road.

#### **6. Plinths, Pilasters, Corbels And Cornices**

- 6.1 No plinths, pilasters or other encroachments beyond building lines carried up from ground level are permitted to encroach on a public road.
- 6.2 Any pilaster, cornice, corbel or similar architectural feature that is at least 3m above the ground may not exceed the following encroachment over a public road:
- 6.2.1 A pilaster: 450 mm the total aggregate frontage length of the pilaster may not exceed one-fifth of the building frontage and bay windows in the same storey must be included in the calculation of the maximum aggregate length for bay windows;
- 6.2.2 a fire-resisting ornamental hood or pediment over a door: 600 mm and in any part not less than 2,75m in height above the footway or pavement;
- 6.2.3 a cornice: 1,05m where not exceeding 10,5 m above the footway or pavement and one-tenth of the height from the footway or pavement if exceeding 10,5 m with a maximum of 1,8 m.

#### **7. Verandas Around Corners**

- 7.1 Where verandas are built around corners of public roads they must be properly splayed or rounded to follow the curves of the kerb.

#### **8. Pavement Openings**

- 8.1 No pavement opening may be the sole means of access to any vault or cellar.
- 8.2 No pavement opening on any public road may extend more than 1,2m beyond the building line.
- 8.3 Where flaps are permitted in pavement openings each flap may not exceed 0,75 guard rails and stanchions.
- 8.4 Flap openings may be opened and used only for the purpose of lowering and raising goods and must be kept closed except when lowering and raising operations are in progress.
- 8.5 The front wall or wall parallel to the kerb in every opening must be built with a suitable batter to the satisfaction of the Council.
- 8.6 No pavement opening may be covered with metal bar gratings or with metal plates or with wood.

#### **9. Maintenance, Removal And Tenancy Of Projections**

- 9.1 The owner of any encroachment must maintain the encroachment in good order and repair.
- 9.2 Pavement openings, pavement lights, walls and basement walls must be made and kept water-tight by the owner.
- 9.3 The owner of any encroachment on, under or over any public road or pavement, or sign or other fixture on or over any public road, is regarded a tenant in respect of the encroachment, sign or fixture and, if called upon by the Council to remove any or all of them, must do so within a reasonable time.

#### **10. Encroachment Erected In Front Of Building**

- 10.1 Where any encroachment has been erected or constructed in front of any building, the owner must at his, her or its own expense —
- 10.1.1 pave the whole of the footway or pavement under the encroachment or in front of the building in which the pavement opening is fixed; and
- 10.1.2 lay the road kerbing and guttering and paving in front of the building for the full width of the footway or pavement.

#### **11. Applications**

- 11.1 Any person wishing to erect or construct an encroachment or any other fixture on, under or over any public road, or any immovable property owned by or vested in the Council, must apply to the Building Control Officer on a form provided by the Council for that purpose.
- 11.2 Where in the opinion of the Building Control Officer drawings are required for the conclusion of an encroachment agreement, the prescribed charge in addition to any other prescribed charge is payable to the Council.
- 11.3 Any person erecting, constructing or possessing any encroachment or fixtures on, under or over any public road, is regarded as a tenant in respect of the encroachment or fixture, and, if notified in writing by the Council under the hand of the Building Control Officer to remove any such encroachment or fixture, must do so within the period stated in the notice.
- 11.4 The owner of the building in connection with which any encroachment or fixture exists, or is proposed —
- 11.4.1 must defray any cost incurred in connection with Installations or property of the Council;
- 11.4.2 must allow the Council to erect on, or attach to the encroachment or fixture or anything required in connection with electrical or other activities.
- 11.5 Prescribed fee for special services
- 11.6 Any person who requires any special service from the Council, including the attendance necessary in respect of a dangerous building, must pay to the Council the prescribed fee with regard to the special service as well as a prepaid prescribed fee for the Council to attend at a building on request or for the Council to give advice as to the effect of these By-laws on proposals put forward by architects, builders or owners.

#### **12. Offences And Penalties**

- 12.1 Any person who —
- 12.1.1 contravenes or fails to comply with any provisions of these By-laws;
- 12.1.2 fails to comply with any notice issued in terms of these By-laws; or
- 12.1.3 fails to comply with any lawful instruction given in terms of these By-laws; or
- 12.1.4 who obstructs or hinders any authorised representative or employee of the Council in the execution of his or her duties under these By-laws.
- 12.2 is guilty of an offence and liable on conviction to a fine of R 5000 or in default of payment to imprisonment for a period not exceeding 6 months.

**CHAPTER 6: ENVIRONMENTAL HEALTH BYLAWS****1. Prevention Of Health Nuisances**

- 1.1 No owner or occupier of any shop or business premises shall use, cause or permit such shop or business premises or vacant land connected therewith and which is open to the public to be used for the purpose of storing, stacking or keeping any waste material, refuse, crates, cartons, containers or any other articles of a like nature in such a way as to cause a health nuisance.
- 1.2 No person shall allow any erf to be overgrown with bush, weeds, grass or other vegetation to such an extent that, in the opinion of the council, it may be used as a shelter by vagrants, wild animals or vermin and threaten the public health or the safety of any member of the community.
- 1.3 No person shall fail to maintain the sewers, drains, water fittings, waste water fittings, water closet fittings and all other sanitary accessories forming part of or attached to any building or structure in good order and sound repair.
- 1.4 No person shall deposit or keep, cause or permit to be deposited or kept any night soil on any premises except in a proper sanitary convenience approved by the council.
- 1.5 No person shall keep or cause upon any premises any sanitary convenience of such a nature or in such a condition that it is a health nuisance.
- 1.6 No person shall carry or convey, permit to be carried or conveyed through or on any street or public place any objectionable material or thing whether liquid or solid which is or may become a health nuisance, unless such objectionable material or thing is covered with suitable material so as to prevent the creation of any health nuisance.
- 1.7 No person shall cause any water course, pool, ditch, drain, gutter, sink, bath, cistern, water closet, privy or urinal on any land or premises to be or to become so foul or to be in such a state as to be a health nuisance.
- 1.8 No person shall cause or permit any foul or polluted water, liquid or objectionable material to run or flow from any premises on to any land or into any storm water drain, river or water course.
- 1.9 No person shall commit, cause or permit to be committed any act which may pollute any water to which inhabitants of the area of jurisdiction of the council have a right to use or access.
- 1.10 If the provisions of the foregoing are contravened, the council may order the person concerned to cease the contravention within a time specified in such order, or to prevent a further contravention or continuation thereof and to take whatever steps the council considers necessary to remove the nuisance; and in the event of a person failing to comply with directions given in such an order the council may itself take whatever steps it considers necessary to remedy the circumstances and to recover the costs from the person or business concerned.

**2. Medical Waste Management**

- 2.1 Any person who generates medical waste must handle and store such waste in a manner which poses no threat to human health or the environment, and such person is under a duty to ensure that any medical waste is removed from their premises, transported and disposed of in accordance with these bylaws.
- 2.2 Without limiting the generality of duty referred to in section 2.1, persons who generate medical waste must comply with the following requirements:
  - 2.2.1 medical waste must be separated from other waste at the point at which it is generated;
  - 2.2.2 medical waste must be stored in leak-proof, sealable containers and such containers that are to be used for the storage of sharp instruments and other clinical items must be placed in leak-proof, sealable containers that are rigid and puncture resistant;
  - 2.2.3 containers which contain medical waste must be labelled accordingly in English, Afrikaans and Zulu;
  - 2.2.4 medical waste containers must be stored in controlled, secure areas reserved for the storage of such containers;
  - 2.2.5 the removal of medical waste from premises and the transportation of such to a disposal site must be done by a person who is registered with the council as a transporter of medical waste.
- 2.3 Any person who transports any medical waste must maintain a written record in respect of each collection and delivery of medical waste, which record must be updated simultaneously with each collection and delivery; and such record must be kept in a format approved by the council; and such record must be kept for a period of one year from the date on which such medical waste was delivered.
- 2.4 Medical waste may only be disposed of by a person who holds a permit to operate a hazardous waste site in terms of section 20 of the environmental Conservation Act, 1989 (Act No. 73 of 1989); or who is authorised to incinerate medical waste by means of equipment which has been approved in terms of the Atmospheric Pollution Prevention Act, (Act No. 45 of 1965).

**3. Trades And Occupations**

- 3.1 The proprietor of an accommodation establishment shall at all times, to the satisfaction of the council, maintain the whole of the accommodation establishment in a clean and sanitary condition; keep the furniture, utensils, linen and equipment in a sound a clean condition; supply only clean and wholesome food to any boarders or other persons on the premises; and not knowingly cause or permit any person suffering from a communicable disease to be employed in or on the premises unless he is in possession of a medical certificate to the effect that such person is fit to continue in employment.
- 3.2 No person may operate an accommodation establishment unless the property is authorised for such purpose in accordance with any town planning scheme applicable thereto.
- 3.3 The proprietor of any accommodation establishment shall be responsible for due compliance and observation of the provision of these bylaws; and further shall be responsible for any acts, omissions and defaults of the his employees or agents; and any breach of these bylaws by the proprietor or by any member of his family or by any of his employees or agents shall be deemed to be a breach by the proprietor personally.
- 3.4 No person shall conduct the business of hairdresser or barber, manicurist or beautician or tattooist in any premises within the Umdoni municipal area unless of parts of the premises are effectively lighted and ventilated; wash basins with hot and cold running water and fitted with a trapped waste have been provided; all tables and shelves on which instruments are laid are constructed of or covered with glass, marble, glazed tiles or other similar smooth, impervious, durable and non-corroding material; the floor is even and stable covered with impervious material or otherwise constructed with a smooth impervious surface maintained so that it may be easily swept and thoroughly cleansed; and a sufficient number of readily portable refuse receptacles with close fitting lids made of impervious material which can be readily washed and cleaned have been provided.
- 3.5 Every person carrying on the business of the type referred to in 3.4 shall ensure that no person suffering from any communicable disease takes part or is permitted or suffered to take part in any operation connected with the conduct of the business of hairdresser or barber unless such person has produced a medical certificate to the effect that he is fit to take part in such work.
- 3.6 No person operating a child care facility shall do so without the written approval of the council; which approval shall be subject to such conditions as the council may impose; and any person who contravenes such conditions shall be guilty of an offence.

**4. Entry and Inspection**

The council through its duly authorised officers shall be entitled, upon production of a duly attested municipal identity document, to enter into and upon any premises, at reasonable times, to carry out any inspections necessary for the proper administration and enforcement of the provisions of these bylaws.

**5. Service of Notices**

Where any notice or other document is required by these bylaws to be served on any person, such notice or document shall be deemed to have been properly served if personally served on the person concerned or on any member of the person's household apparently over the age of sixteen years, or at the person's place of residence, or on any person employed by him or her at the person's place of residence, or if it is posted by registered mail to such person's residential or business address as it appears in the records of the municipality, or if such person is a company, close corporation or trust, if served on any person apparently employed by such company, close corporation or trust at the registered office thereof, or sent by registered mail to such office.

**6. Offences**

- 6.1 Any person who contravenes or fails to comply with any provisions of these bylaws; contravenes or fails to comply with any requirement set out in a notice served on him or her in terms of these bylaws; contravenes or fails to comply with any conditions imposed in terms of these bylaws; knowingly makes any false statement in respect of any application in terms of these bylaws shall be guilty of an offence and upon conviction liable to a fine or imprisonment as set out below.
- 6.2 The fines and penalties applicable to offences in terms of these bylaws are:
  - 6.2.1 Upon conviction of a first offence, the guilty party shall be liable to a fine not exceeding R5000 (five thousand rand) as adjusted from time to time in terms of the Adjustment of Fines Act 1991, (Act No. 101 of 1991); or in default of payment to imprisonment for a period not exceeding one month;
  - 6.2.2 In the case of a continuing offence, the guilty party shall be liable to a fine not exceeding R500 (five hundred rand) as adjusted from time to time in terms of the Adjustment of Fines Act 1991, (Act No. 101 of 1991);
  - 6.2.3 Upon conviction of a second or subsequent offence, the guilty party shall be liable to a fine not exceeding R10 000 (ten thousand rand) as adjusted from time to time in terms of the Adjustment of Fines Act 1991, (Act No. 101 of 1991); or in default of payment to imprisonment for a period not exceeding three months.
  - 6.2.4 The Court convicting a person of an offence in terms of these bylaws may impose an alternative sentence in lieu of a fine or imprisonment.

**CHAPTER 7: FOODSTUFFS BYLAWS****1. General**

- 1.1 No person shall use, cause or permit to be used in the manufacture or preparation of any article intended for human consumption as food or drink any matter, substance or ingredient which is diseased, unsound, unwholesome or injurious to health.
- 1.2 No person shall keep, store, sell or expose for sale or introduce into the municipality for the purposes of sale any article of food or drink which is not clean, wholesome, sound and free from any disease, infection or contamination.
- 1.3 No person shall manufacture, prepare, store, keep, handle, sell or expose for sale any article of food or drink in any room or portion of any premises used as a sleeping apartment or living room; or which has any direct communication with any sleeping apartment or living room or with any sanitary convenience; or which is so situated or so constructed that any sanitary convenience, sewer or drain ventilates into it; or so used or kept as to be liable to render any such article contaminated, unwholesome, injurious or dangerous for human consumption.
- 1.4 No person shall use, cause or permit to be used as a sleeping apartment or living room any room or portion of any premises in which any article of food or drink is manufactured, prepared, stored, kept, handled, sold or exposed for sale.
- 1.5 The owner of any premises or portion of any premises on which any article of food or drink is manufactured, prepared, stored, kept, handled, sold or exposed for sale shall at all times cause such premises to be provided with a supply of clean water sufficient for the requirements of the business; shall provide on such premises suitable and sufficient sanitary accommodation for the use of all persons resident or employed thereon; shall provide on such premises sufficient wash-hand basins for the use of all persons resident or employed thereon; shall render and maintain such premises rodent-proof and take the necessary measures to keep the premises free of rodents, cockroaches, bugs or other vermin.
- 1.6 The occupier or person in charge of any premises on which any article of food or drink is manufactured, prepared, stored, kept, handled, sold or exposed for sale shall at all times keep such premises and all the pertinences thereto in a clean and sanitary condition and free from any dust, dirt, filth or other noxious matter or thing; shall provide on such premises and maintain in good order and repair sufficient refuse receptacles for the reception of all refuse products accumulated on the premises and shall cause all such refuse to be deposited in such refuse receptacles; shall cause every utensil, receptacle, machine, implement, vehicle or other appliance or thing used in the manufacture, preparation, storage, handling, sale, despatch or delivery of any article of food or drink to be constructed of such material and in such manner as to be easily cleaned and kept clean; and shall at all times cause such to be kept clean and free from any matter or substance which might contaminate or infect such food or drink; shall not cause or permit to be subjected to unnecessary handling any article of food or drink which may be liable to contamination thereby and shall provide and ensure the use of suitable implements for the handling thereof; shall cause every article of food or drink and any ingredient used in its manufacture or preparation, which is of such a nature as to be liable to contamination by contact with flies, vermin, dust, dirt, filth or other noxious material or thing, to be at all times effectively and sufficiently protected from such contamination; shall, where practical, provide refrigeration for the purposes of preserving any perishable food stored, kept or exposed for sale on any such premises; shall ensure that every person while engaged in the manufacture, preparation, storage, handling, sale, despatch or delivery of any article of food or drink is scrupulously clean and clothed in suitable clean clothing provided for such purpose.
- 1.7 No person shall use for the packing or wrapping of any article of food or drink any bottle, jar, tin or other container or any paper, cardboard or other material which is not clean and free of any matter or substance which might contaminate or infect such article.

**2. Manufacture, Storage, Sale And Delivery Of Bread And Bakery Products Including Confectionary**

- 2.1 No person shall carry on the trade or business of a bakery in any premises which do not comply with sections 1.1 – 1.7 above.
- 2.2 The owner of any premises used or intended to be used as a bakery shall provide on such premises, in any bake house or mixing room, if so required by the council, an even floor constructed of concrete or other hard impermeable material with a smooth surface capable of being easily cleaned and shall cause the inner surfaces of the walls in the bake house, if so required by the council, to be plastered and brought to a smooth surface; shall cause every table used in connection with the bakery to be made of non-absorbent material and covered with marble, galvanised sheet iron or other impervious and washable material, shall cause the floor of the bake house and mixing room and every table to be cleaned of all scraps and to be thoroughly washed each time after use; shall not cause or permit any dough, batter, paste or other ingredients used in the making of confectionary to be mixed by hand but shall cause all such mixing to be done by means of proper and suitable

mixing machines and shall cause such mixing machines to be thoroughly cleaned after every operation.

- 2.3 Every person who exposes for sale on any premises any bakery products shall provide sufficient protection of all such bakery products from contamination by flies, dust and dirt by means of properly constructed fly-proof and dust-proof show cases, cabinets or receptacles; and if such products are to be exposed for sale in any window of such premises, to be provided with properly constructed fly-proof and dust-proof screening to be erected between such windows and any other part of the premises.
- 2.4 Every person who conveys or delivers any bakery products shall cause them to be conveyed or delivered in a properly constructed van or vehicle which will effectively and completely protect them from contamination by dust, dirt or other noxious material.

### 3. Sale And Delivery Of Meat, Fish And Poultry

- 3.1 No person shall carry on the trade or business of a butcher, fishmonger or poulterer on any terms which do not comply with the requirements set on in sections 1.1 – 1.7 above.
- 3.2 The owner of any premises used or intended to be used for the purposes of carrying on the trade or business of butcher, fishmonger or poulterer shall provide on such premises in any room or place in which any meat, fish or poultry is prepared for sale, stored, kept, handled, sold or exposed for sale an even floor constructed of concrete or other hard impermeable material with a smooth surface capable of being easily cleaned and shall cause the inner surfaces of the walls, if so required by the council, to be plastered and brought to a smooth surface.
- 3.3 Any person in charge of any premises in which meat, fish or poultry is prepared for sale, stored, kept, handled, sold or exposed for sale shall cause every table or counter used in connection with such trade or business to be made of non-absorbent material and covered with marble, galvanised sheet iron or other impervious and washable material, shall cause the floors in every room or place in the premises in which any meat, fish or poultry is prepared for sale, handled, stored, sold or exposed for sale to be thoroughly washed and cleansed from time to time and shall keep all tables, counters and blocks thoroughly cleaned and washed as often as may be necessary to maintain them in a clean and sanitary condition.
- 3.4 No person shall prepare for sale, store, keep or expose for sale or sell for human consumption the flesh of any animal or the carcass of any bird which has died as a result of an accident or disease unless in the case of an accident such flesh or carcass has been examined and passed by a health officer in an abattoir as fit for human consumption.
- 3.5 Every person who conveys or delivers any meat, fish or poultry shall cause it to be conveyed or delivered in a properly constructed van with closed sides, ends and top which will effectively and completely protect the meat, fish or poultry from contamination by dust, dirt or other noxious material; provided that any meat so conveyed in any van or vehicle not otherwise protected from contamination shall be hung or suspended from rails and hooks or other suitable appliances provided for such purposes; and provided further that this requirement shall not apply to the delivery by hand of suitably wrapped parcels.

### 4. Inspection Of Food And/Or Persons Handling Food

- 4.1 A Health Officer or other duly authorised officer of the council may demand, on tender of payment therefor from a person in charge of any premises on which any article of food or drink is manufactured, prepared, stored, kept, handled sold or exposed for sale, a sample or samples of such food or drink; and if after inspection and examination it appears to such officer of the council that such article of food or drink or sample thereof is diseased, unsound, unwholesome or otherwise unfit for human consumption, he may prohibit the occupier or person in charge of such article from disposing of any article of food or drink then upon the premises and of the same nature as that ceased for a reasonable time to allow the examination of such article by the Medical Officer of Health who, if satisfied that such article of food or drink is unfit for human consumption, may order such article to be destroyed and may order all articles of food or drink of the same nature found on such premises to be seized, examined and, if after examination such articles of food or drink are found to be unfit for human consumption such medical officer may, by a certificate under his hand, order them to be destroyed.

### 5. Enforcement

- 5.1 If the provisions of these bylaws are contravened, the council may order the person concerned to cease the contravention with a time specified in such order or to prevent a further contravention or continuation thereof and to take whatever steps the council considered necessary to rectify the situation; provided that in the event of a person failing to comply with directions given in such an order the council may itself take whatever steps it considered necessary to remedy the circumstances and to recover the costs from the person or persons concerned.
- 5.2 Any person who contravenes the provisions of these bylaws or who fails to comply with an order issued by the council is guilty of an offence and liable on conviction to a fine or imprisonment as set out below:
- 5.3 The fines and penalties applicable to offences in terms of these bylaws are:
- 5.4 Upon conviction of a first offence, the guilty party shall be liable to a fine not exceeding R5000 (five thousand rand) as adjusted from time to time in terms of the Adjustment of Fines Act No 101 of 1991; or in default of payment to imprisonment for a period not exceeding one month;
- 5.5 In the case of a continuing offence, the guilty party shall be liable to a fine not exceeding R500 (five hundred rand) as adjusted from time to time in terms of the Adjustment of Fines Act 1991, (Act No. 101 of 1991);
- 5.6 Upon conviction of a second or subsequent offence, the guilty party shall be liable to a fine not exceeding R10 000 (ten thousand rand) as adjusted from time to time in terms of the Adjustment of Fines Act 1991, (Act No. 101 of 1991); or in default of payment to imprisonment for a period not exceeding three months.
- 5.7 The Court convicting a person of an offence in terms of these bylaws may impose an alternative sentence in lieu of a fine or imprisonment.

## CHAPTER 8: NUISANCES BYLAWS

### 1. Nuisances From Premises

- 1.1 Whenever the council is satisfied of the existence of a nuisance, as defined, within the municipal area, the council may serve or cause to be served —
- 1.1.1 on the author of such nuisance; or
- 1.1.2 if such author cannot be found, on the occupier of the property on which such a nuisance exists, or
- 1.1.3 if there is no such occupier or if such occupier cannot be found, on the owner of such property;
- an order requiring such author, occupier or owner, as the case may be, to remove the cause of or to abate such nuisance to the satisfaction of the council within a reasonable period specified in such notice
- 1.2 If any building or wall or anything affixed thereto or any hole, well, swimming bath, pond, stack, tree or other thing on any premises is deemed by the council to constitute a potential source of danger to the public; or to the occupiers of such premises or of neighbouring property, it may cause an order to be served upon the owner and occupier (if any) of the premises, -requiring them within a stated period, which is a reasonable in the circumstances, to execute such work as it may deem necessary to ensure the removal of such potential source of dan-

ger; and upon any failure to comply with such order or in any event in any case of emergency, the council may itself cause any work to be carried out which it considers necessary to achieve the same object.

- 1.3 If any building has been left in a state of incompleteness or partly demolished, the council may cause an order to be served up upon the owner or occupier requiring him or her to complete the building or to demolish the same and remove the materials from the site within a reasonable time to be stated in such order.
- 1.4 Whenever there has been a failure to comply with any order referred to in sections 1.1, 1.2 or 1.3 above the council may, in its discretion, cause the nuisance, incomplete building, partly demolished building or the dilapidated or unsightly building, to be removed, remedied, completed, renovated or demolished, as it may see fit, and any materials to be stacked or removed from the site.
- 1.5 Whenever any person fails or neglects to do any work or thing on or in connection with any property as required by any regulation or bylaw of the council, the council may order such person to do such work or thing and upon failure of that person to comply with such order, the council may itself cause such work or thing to be done.
- 1.6 Whenever any work has been executed at the instance or on behalf of the council in terms of bylaws 1.1, 1.2, 1.3, 1.4 or 1.5 above, the council may recover the cost thereof, by legal action if necessary, on the person or persons upon whom the order was served provided that any occupier of property shall have the right of recourse against the owner of that property for reimbursement of any cost to which he or she may be put in complying with any order or making any payment to the council, unless the matter upon which he or she was called upon to remedy was due to his own act or negligence.

## 2. Dumping And Littering

- 2.1 No person —
  - 2.1.1 may litter or permit the littering of waste;
  - 2.1.2 may dump or cause waste to be dumped;
  - 2.1.3 shall distribute or cause, allow, permit or suffer to be distributed any brochures, handbills, notices, books or the like in any public place, except when authorised to do so by the Council;
  - 2.1.4 shall in a public place remove from a refuse receptacle any of its contents or cause, allow, permit the same to be discharged from such a receptacle.
- 2.2 If the provisions of 2.1 are contravened the Council may order the person concerned to cease the contravention within a time specified in such order, or to prevent a further contravention or continuation thereof, and take whatever steps the Council considers necessary to clean, up or remove the waste and, or to rehabilitate the environment insofar as it may have been affected and to ensure that any material which cannot be cleaned or rehabilitated because of its contamination is lawfully disposed of.
- 2.3 If a person fails to comply with directions given in an order under section 2.2 the Council may itself take whatever steps it considers necessary to remedy the circumstances and recover the costs from the person or persons concerned.
- 2.4 A person who owns land or premises or who is in control of or has a right to use the same may not use or permit the land or premises to be used for the unlawful dumping of waste and must take reasonable steps to prevent such dumping from taking place.
- 2.5 The Council may issue an order compelling persons to comply with their obligations under section 2.3 hereof.
- 2.6 Any person who contravenes the provisions of sections 2.1.1, 2.1.2, 2.4, or who fails to comply with an order issued under sections 2.2 or 2.5 is guilty of an offence and liable on conviction to a fine or imprisonment as set out below.

## 3. Public Nuisances

- 3.1 No person shall in a public place —
  - 3.1.1 use abusive or threatening language;
  - 3.1.2 cause a disturbance by shouting, screaming or making any other loud or persistent noise, including any amplified noise;
  - 3.1.3 fight or act in a riotous or threatening manner;
  - 3.1.4 urinate or defecate, except in a public toilet;
  - 3.1.5 spit on any exposed surface;
  - 3.1.6 perform any sexual act;
  - 3.1.7 appear in the nude or expose his or her genitalia unless the area has been set aside by the Council for nude bathing;
  - 3.1.8 consume any liquor or illicit drugs;
  - 3.1.9 beat or shake any carpet, rug, or mat;
  - 3.1.10 wash, clean or dry any object, including any motor vehicles or clothing, except in an area designated by the Council for that purpose;
  - 3.1.11 skate on roller-skates, skate-boards or similar devices, except in an area designated by the Council for that purpose;
  - 3.1.12 do anything, which may endanger the life or safety of any person or animal;
  - 3.1.13 without the prior written authorisation of the Council use explosives, fireworks or discharge firearms;
  - 3.1.14 shall by his or her conduct, words or gestures cause a reasonable person to fear loss of property or imminent bodily harm or to be intimidated into giving money or other things of value.
- 3.2 Any person causing a public nuisance is guilty of an offence and when directed by a law enforcement officer shall immediately cease such public nuisance.

## 4. Prohibited Behaviour

- 4.1 No person shall —
  - 4.1.1 Intentionally block or interfere with the safe or free passage of a pedestrian or vehicle.
  - 4.1.2 intentionally touch or cause physical contact with another person without that person's consent.
  - 4.1.3 use aggressive, threatening or abusive gestures or language.
  - 4.1.4 continue to beg from a person or closely follow a person after the person has given a negative response.
  - 4.1.5 No person shall beg within three metres of any —
    - 4.1.5.1 automated teller machine or facility;
    - 4.1.5.2 within three metres of an entrance to a building;
    - 4.1.5.3 bus or rail stop or station;
    - 4.1.5.4 public telephone booth or facility;

- 4.2 Any person engaged in prohibited behaviour is guilty of an offence and when directed by a law enforcement officer shall immediately cease such behaviour.

## 5. Offences

- 5.1 Any person who —
- 5.1.1 contravenes or fails to comply with any provisions of these bylaws;
  - 5.1.2 fails to comply any lawful direction of a law enforcement officer given to him or her in terms of these bylaws;
- shall be guilty of an offence and on conviction liable to a fine or imprisonment as set out below.
- 5.2 The fines and penalties applicable to offences in terms of these bylaws are;
- 5.2.1 Upon conviction of a first offence, the guilty party shall be liable to a fine not exceeding R500, as adjusted from time to time in terms of the Adjustment of Fines Act 1991, (Act No. 101 of 1991), or in default of payment, to imprisonment for a period not exceeding 14 days.
  - 5.2.2 In the case of a continuing offence, the guilty party shall be liable to a further fine not exceeding R100 as adjusted from time to time in terms of the Adjustment of Fines Act 1991, (Act No. 101 of 1991);
  - 5.2.3 Upon conviction of a second or subsequent offence, the guilty party shall be liable to a fine not exceeding R1000, as adjusted from time to time in terms of the Adjustment of Fines Act 1991, (Act No. 101 of 1991) or in default of payment to imprisonment for a period not exceeding 30 days.
  - 5.2.4 A Court convicting a person of an offence in terms of these bylaws may impose an alternative sentence in lieu of a fine or imprisonment.

## CHAPTER 9: REFUSE REMOVAL BYLAWS

### 1. Collection And Removal Of Refuse

- 1.1 The occupier of every premises upon which refuse is generated or, in the case of premises which are occupied by more than one person, the owner of such premises, shall in compliance with these bylaws make provisions for the temporary storage of such refuse and for its collection and removal therefrom, either by the Council or, subject to sections 1.2, 1.8 and 1.11, by a refuse removal contractor approved in terms of section 1.3, and failure to do so shall be a contravention of these bylaws.
- 1.2 The service provided by the Council for the collection and removal of refuse shall be used in respect of premises on which domestic refuse or both domestic and trade refuse is generated and such service may be used in respect of premises on which trade refuse or industrial refuse is generated; provided that the Council shall not be obliged to collect and remove industrial refuse and the Officer-in-Charge may by written notice to the occupier of premises give directions as to its disposal.
- 1.3 Subject to the provisions of section 1.2, trade refuse and industrial refuse may be collected and removed from premises by a contractor approved in writing by the Officer-in-Charge for the purpose, which approval may be withdrawn by the Officer-in-Charge at any time. Application for approval as a refuse removal contractor shall be made to the Officer-in-Charge on the form prescribed by him.
- 1.4 Approval contemplated by section 1.3 may be granted or refused at the discretion of the Officer-in-Charge and shall be subject to such conditions, whether as to period of validity, the type of refuse which may be dealt with thereunder, or otherwise, as the Officer-in-Charge may impose.
- 1.5 No person shall hold himself out to be, or acts as a refuse removal contractor who has not been approved as such in terms of section 1.3 or whose approval has expired or been withdrawn and no refuse removal contractor shall contravene any condition imposed in terms of section 1.4.
- 1.6 No person shall employ as a refuse removal contractor a person who has not been approved as such in terms of section 1.3.
- 1.7 A person who intends to engage the services of an approved refuse removal contractor shall notify the Officer-in-Charge in writing of that fact and shall likewise notify the Officer-in-Charge whenever such engagement is terminated.
- 1.8 The Officer-in-Charge may, if refuse is not being collected and removed to his satisfaction from any premises by an approved refuse removal contractor, by written notice to the owner or occupier of those premises require him to terminate the services of such contractor and to use the service provided by the Council for the collection and removal of refuse with effect from a date specified in such notice.
- 1.9 In the event of the occupier or owner of premises having notified the Officer-in-Charge in terms of section 1.7, such occupier or owner shall ensure that such refuse is collected and removed in terms of the provisions of these bylaws within a reasonable time after the generation thereof.
- 1.10 A person approved in terms of section 1.3 may not remove refuse from premises unless the occupier or owner of such premises has notified the Officer-in-Charge in writing that he has entered into a contract with such person for the removal of such refuse and that the Council should not provide a service to the premises for its removal.
- 1.11 Notwithstanding anything in these bylaws to the contrary, the occupier of premises may himself remove or cause to be removed by his employees industrial refuse generated thereon to a disposal site.
- 1.12 Whenever there is a change in the occupation or ownership of premises, the new occupier or owner, as the case may be, who will be liable, in terms of section 1.1, to comply with the requirements of that subsection, shall forthwith notify the Officer-in-Charge in writing of such change and furnish him with such particulars as he may require.
- 1.13 The occupier or owner of premises, as the case may be, who is liable to comply with the requirements of section 1.1 shall notify the Officer-in-Charge in writing of any change in the nature of the use to which such premises are put or any change in the nature, mass or volume of refuse generated thereon which in any way affects the application of these bylaws or the tariffs for any service rendered by the Council in terms thereof.
- 1.14 The occupier or owner of premises, as the case may be, who is liable to comply with the requirements of section 1.1 shall be liable to the Council for the tariff charge for any service rendered by it in respect of the collection and removal of refuse in terms of these bylaws.
- 1.15 Every occupier of new premises or premises on which the generation of domestic or trade refuse is about to be commenced, or in the case of premises being occupied by more than one person, the owner of such premises, shall prior to the commencement of the generation of such refuse notify the Council in writing —
  - 1.15.1 that the premises are being occupied; and
  - 1.15.2 whether trade refuse or domestic refuse or both is or are to be generated on the premises.
- 1.16 Any person who is aggrieved by a decision of the Officer-in-Charge under section 1.3 or 1.4 may appeal to the Council or the committee of the Council to which this function has been lawfully delegated and the decision of the Council or such committee shall be final and binding.



## 2. Refuse Receptacles

- 2.1 Subject to the provisions of section 2.4, every occupier or owner referred to in section 2.1 shall provide on his premises such number of refuse receptacles as is adequate for the purpose of the temporary storage of all refuse, other than garden, special domestic or special industrial refuse, as may be generated on his premises pending its removal in terms of these bylaws.
- 2.2 The occupier or owner referred to in section 2.1 shall ensure that refuse receptacles provided by him —
  - 2.2.1 are maintained in a sound and serviceable condition and that receptacles which are no longer capable of being so maintained are replaced by him; and
  - 2.2.2 are kept in a refuse storage area.
- 2.3 Whenever the Officer-in-Charge or the Medical Officer of Health is of the opinion that a person has not complied with the provisions of this section he may cause a written notice to be served on such person calling upon him to comply with such provisions within a period specified in the notice.
- 2.4 The Council may at its sole discretion supply refuse containers to premises if, having regard to the quantity of refuse generated on the premises concerned, suitability of such refuse for storage in such containers and the accessibility of the refuse storage area to the Council's refuse collection vehicles, it considers such containers more appropriate for the storage and removal of refuse than receptacles referred to in section 2.1.
- 2.5 No container supplied by the Council in terms of section 2.4 may be used for any purpose other than the storage of trade, domestic, industrial or garden refuse and no fire shall be lit in such container.
- 2.6 The provisions of these bylaws shall mutatis mutandis apply to wheeled refuse containers supplied in terms of section 1.4 as if they were receptacles referred to in section 2.1, provided that they shall remain the property of the Council and may at any time either be replaced or removed by it. In the event of their removal for a purpose other than one of a temporary nature, the occupier or owner of the premises concerned, as the case may be, shall forthwith comply with the requirements of section 2.1.
- 2.7 The occupier or owner of premises shall be responsible for the safekeeping of any refuse containers supplied to his premises in terms of section 2.4 and shall be liable to the Council for the loss thereof or any damage thereto except such as has been caused by the Council's employees.

## 3. Duties Of Owner Or Occupier

Every occupier of premises, or in the case of premises being occupied by more than one person, the owner of such premises, shall ensure that —

- 3.1 all the domestic or trade refuse generated on the premises is placed and kept in refuse receptacles or refuse containers for removal by the Council or by a refuse removal contractor approved by the Officer-in-Charge in terms of section 2.3 and that all other refuse, other than garden refuse, is placed and kept in containers approved by the Officer-in-Charge for the purpose until it is removed in terms of these bylaws; provided that the provisions of this subsection shall not prevent any occupier, or owner as the case may be —
- 3.2 with the prior written consent of the Officer-in-Charge, from selling or otherwise disposing of corrugated cardboard, paper, glass or other material being an element of trade refuse, for recycling in a manufacturing process or, with the prior written consent of the Medical Officer of Health, from using swill for animal consumption; and
- 3.3 from utilising such domestic refuse as may be suitable for making compost, provided that the refuse remains on the premises and all reasonable steps are taken to avoid a nuisance or health hazard;
- 3.4 no hot ash, unwrapped glass fragments or other refuse which may cause damage to refuse receptacles or refuse containers or disposable plastic bags supplied by the Council under section 6 or which may cause injury to the persons or vehicles employed in removing the refuse from the premises is placed in refuse receptacles or refuse containers before he has taken such steps as may be necessary to avoid such damage or injury;
- 3.5 no material, including any liquid, which by reason of its mass or other characteristics is likely to render such refuse receptacles or disposable plastic bags supplied by the Council under section 6 unreasonably difficult for the Council's employees to handle or carry, is placed therein;
- 3.6 every refuse receptacle and wheeled refuse container on the premises is properly covered by means of the lid or other covering supplied therewith so as to prevent any nuisance or health hazard, save when refuse is being deposited therein or discharged therefrom, and that every receptacle or container is kept in a clean and hygienic condition; and
- 3.7 all refuse which is to be removed to a disposal site and has toxic or other harmful properties is suitably treated by a person approved by the Officer-in-Charge and to the Officer-in-Charge's satisfaction.

## 4. Collection And Removal Of Refuse

- 4.1 The Officer-in-Charge shall from time to time determine the day or days upon which refuse which is to be removed by the Council in terms of these bylaws will be collected in the various areas of the City.
- 4.2 On the day or days which have been determined in terms of section 4.1 for a particular area every owner or occupier, as the case may be, of premises within that area to whom a wheeled refuse container has been supplied in terms of section 3.4 or to whom disposable plastic bags have been supplied in terms of section 5 shall, unless otherwise directed by the Officer-in-Charge, place such container or any bag or bags containing refuse immediately inside the boundary of the premises and adjacent either to the pedestrian or the vehicular access to the premises from a street.
- 4.3 Notwithstanding the provisions of these bylaws, the owner or occupier, as the case may be, of premises on which industrial refuse is generated or of premises used for keeping equine or bovine animals for the purpose of business or trade shall when required by the Officer-in-Charge in writing to do so and in accordance with such directions as he may give from time to time, remove such refuse or cause the same to be removed either to a disposal site or to an incinerator of the Council at the discretion of the Officer-in-Charge or to be disposed of in such other manner as may be approved by the Officer-in-Charge and in any event as often as may be necessary to prevent any nuisance or danger to health arising therefrom and shall also comply with any notice to remove such refuse which may be served upon him under the hand of the Medical Officer of Health in terms of section 13; provided that the Officer-in-Charge may on written application by the owner or occupier agree to collect and remove solid refuse from such premises having regard to the nature and quantities thereof.
- 4.4 No owner or occupier, as the case may be, of any premises shall, unless permitted to do so by the Officer-in-Charge in terms of the proviso hereto, deposit or allow to be deposited any refuse other than domestic refuse in any refuse receptacle or container the contents of which are removable free of charge by the Council; provided, however, that where any such owner or occupier has made arrangements for the removal by the Council of an assessed quantity of any such other refuse on payment of the tariff charge, he may be permitted by the Officer-in-Charge in writing to deposit such assessed quantity of other refuse in the receptacle provided for the reception of domestic refuse.
- 4.5 The owner or occupier of any premises on which bulky and loose refuse of any kind is produced, kept, or accumulated, shall, when required thereto under notice in writing from the Officer-in-Charge, tie up securely or cause to be tied up securely such refuse into bales or bundles of convenient size.

**5. Supply Of Disposable Plastic Bags**

- 5.1 Except when a refuse container has been supplied in terms of section 3.4, the Council shall at its own cost provide the owner or occupier, as the case may be, of premises upon which domestic refuse is generated with one disposable plastic bag for each refuse receptacle provided in terms of section 3.1.
- 5.2 On each occasion that refuse is collected by the Council in terms of these bylaws, the Council will supply one new disposal plastic bag for every full disposable plastic bag which is removed.
- 5.3 No owner or occupier to whom one or more disposable plastic bags have been supplied in terms of this section shall deposit or cause to permit to be deposited any refuse in a refuse receptacle except in such bags.

**6. Access To Premises**

- 6.1 The occupier or owner of premises to which the Council provides a refuse removal service, as the case may be, shall grant the Council convenient access to the premises for the purpose of collecting and removing refuse and shall ensure that nothing obstructs, frustrates or hinders the Council and its employees in the carrying out of its service.
- 6.2 If in the opinion of the Officer-in-Charge the collection or removal of refuse from any premises is likely to result in damage to the premises or the Council's property, or injury to the refuse collectors or any other person, it may as a condition of rendering a refuse collection service in respect of the premises, require the owner or occupier to indemnify it in writing in respect of any such damage or injury or any claims arising therefrom.

**7. Accumulation Of Refuse**

Where any refuse accumulates on premises so as to constitute a nuisance or so as to render it likely that a nuisance will be created thereby, the Council may make a special removal of such refuse and the owner of occupier shall be liable in respect of such special removal to pay the tariff charge therefor.

**8. Removal And Disposal Of Garden, Special Domestic And Bulky Refuse**

- 8.1 The occupier or, in the case of premises occupied by more than one person, the owner, or premises on which garden special domestic or bulky refuse is generated shall ensure that such refuse is disposed of in terms of this section within a reasonable time after the generation thereof; provided that garden refuse may be retained on the premises for the making of compost.
- 8.2 Any person may remove and dispose of his own garden, special domestic and bulky refuse.
- 8.3 Garden, special domestic and bulky refuse shall, once it has been removed from the premises on which it was generated, be deposited on a site designated by the Council as a disposal site for such refuse against payment of the tariff charge; provided that the owner or any occupier of the premises on which garden refuse was generated may deposit such refuse by means of a vehicle not exceeding one ton payload capacity at a specially designated garden refuse disposal site free of charge.
- 8.4 At the request of the owner or any occupier of premises the Council may at the tariff charge remove garden, special domestic and bulky refuse from premises, provided that the Council is able to do so with its refuse removal equipment.

**9. Responsibility For Builder's Refuse**

- 9.1 The owner of premises on which builder's refuse is generated and the person engaged in the activity which causes such refuse to be generated shall ensure that —
  - 9.1.1 such refuse is disposed of in terms of section 11 within a reasonable time after the generation thereof; and
  - 9.1.2 until such time as builder's refuse is disposed of, such refuse together with the containers used for the storing or removal thereof, is kept on the premises on which it was generated.
- 9.2 Builder's refuse may be removed by the builder himself or by a contractor approved by the Officer-in-Charge in terms of section 2.3.

**10. Disposal Of Builder's Refuse**

- 10.1 Subject to the provisions of section 10.2 hereof all builder's refuse shall be deposited at the Council's disposal sites and the person depositing the refuse shall be liable to pay the tariff charge therefor.
- 10.2 Builder's refuse may, with the written consent of the Officer-in-Charge, be deposited at a place other than the Council's disposal sites for the purpose of reclamation of land.
- 10.3 Any consent given in terms of section 10.2 shall be subject to such conditions as the Officer-in-Charge may deem necessary; provided that in giving or refusing his consent or in laying down conditions the Officer-in-Charge shall have regard to —
  - 10.3.1 the safety of the public;
  - 10.3.2 the environment of the proposed disposal site;
  - 10.3.3 the suitability of the area including the drainage thereof;
  - 10.3.4 the expected manner and times of depositing of refuse at the site;
  - 10.3.5 the levelling of the site;
  - 10.3.6 the control of dust; and
  - 10.3.7 other relevant factors.

**11. Refuse Suitable For Use**

Notwithstanding anything contained in these bylaws, no charge shall be payable in respect of the depositing at a disposal site of refuse approved of by the Officer-in-Charge, as being suitable for top cover, road surfacing or other purposes connected with such site.

**12. Powers Of Medical Officer Of Health To Require Refuse To Be Specially Dealt With**

- 12.1 If the Medical Officer of Health is of the opinion that, in order to avoid any health hazard or nuisance arising, special measures for the collection, temporary storage or disposal of any refuse should be adopted or that such refuse should be specially treated to render the same inoffensive or non-injurious to health he may serve written notice on the occupier of any premises or in the case of vacant land, the owner thereof, to carry out any of the aforesaid measures as he may stipulate in his notice and within such time as he may stipulate.
- 12.2 The owner or occupier of any premises shall, on being served with a notice to that effect signed by the Medical Officer of Health —
  - 12.2.1 either remove any refuse which is likely to be offensive or injurious to health from such premises and dispose thereof in such manner as may be stipulated in such notice; or
  - 12.2.2 when permitted by the terms of such notice treat any refuse on such premises so as to render it innocuous and in-offensive and so as

to prevent infestation thereof by flies, mosquitoes, rats and other vermin.

- 12.3 Any owner or occupier who refuses to carry out the measures specified in a notice given under this section or who fails to comply therewith within the time specified in the notice shall be guilty of an offence and the Medical Officer of Health may arrange for such measures to be carried out at the expense of the person on whom the notice was served.

### 13. Removal Of Refuse Or Offensive Matter Along Street

- 13.1 Any person removing or conveying any refuse or other offensive matter or any builder's refuse shall remove the same by means of a properly constructed and enclosed vehicle and in such manner as will prevent any nuisance arising from such conveyance or the escape of the contents therefrom; provided that no refuse shall be conveyed from any premises along a street or public place in order to gain access to a refuse storage area located elsewhere on the same premises except in the case of premises in respect of which the plan or plans approved in terms of the Building Bylaws prior to the date of promulgation of these bylaws reveals that the only possible means of gaining access to the said refuse storage area is along a street or public place.
- 13.2 The Medical Officer of Health may serve a written notice upon any person restricting or stipulating the means to be adopted and specifying the times during which refuse may be conveyed through or along any street or public place if he is of opinion that the conveyance of such refuse is likely to be objectionable or give rise to a nuisance. Any person who fails to comply with the requirements of section 13.1 of this section or with any notice given under this subsection shall be guilty of an offence.

### 14. Notification Of Generation Of Special Industrial Refuse

- 14.1 The occupier of premises on which special industrial refuse is generated shall inform the Officer-in-Charge in writing of the composition thereof, the quantity generated, how it is stored, and how and when and by whom and to which place, it will be removed.
- 14.2 If so required by the Officer-in-Charge the notification referred to in section 14.1 shall be substantiated by an analysis certified by a duly qualified industrial chemist.
- 14.3 Any officer or servant of the Council any other person duly authorised by the Officer-in-Charge may enter premises at any reasonable time to ascertain whether special industrial refuse is generated on such premises and may take samples and test any refuse found on the premises to ascertain its composition.
- 14.4 Having notified the Officer-in-Charge in terms of section 14.1, the person mentioned in that subsection shall notify the Officer-in-Charge in writing of any change in the composition and quantity of the special industrial refuse occurring thereafter.

### 15. Storing Of Special Industrial Refuse

- 15.1 The person referred to in section 14.1 shall ensure that the special industrial refuse generated on the premises is kept and stored thereon in terms of section 15.2 until it is removed from the premises in terms of section 17.
- 15.2 Special industrial refuse stored on premises shall be stored in such manner that it cannot become a nuisance or pollute the environment.
- 15.3 If special industrial refuse is not stored in terms of section 15.2 on the premises on which it is generated the Officer-in-Charge may in writing order the person referred to in section 15.1 or, in the case of vacant land, the owner thereof to remove such refuse within a reasonable time and, if thereafter such refuse is not removed within such time, the Council may by itself or through a contractor remove it at the expense of such person or the owner, as the case may be.

### 16. Removal Of Special Industrial Refuse

- 16.1 No person shall remove special industrial refuse from the premises on which it was generated without, or otherwise than in terms of, the written consent of the Officer-in-Charge.
- 16.2 The Officer-in-Charge may give his consent in terms of section 16.1, subject to such conditions as he may deem fit. In laying down conditions the Officer-in-Charge shall have regard to —
- 16.2.1 the composition of the special industrial refuse;
- 16.2.2 the suitability of the vehicle and container to be used; and
- 16.2.3 the place where the refuse will be deposited.
- 16.3 The Officer-in-Charge shall not give his consent in terms of section 16.1 unless he is satisfied that the person applying for such consent is competent and has the equipment to remove the special industrial refuse and to comply with the conditions laid down by the Officer-in-Charge.
- 16.4 The person referred to in section 14.1 shall inform the Officer-in-Charge, at such intervals as the Officer-in-Charge may stipulate of the removal of special industrial refuse, the identity of the remover, the date of such removal, and the quantity and the composition of the special industrial refuse removed.

### 17. Liquid Waste

Subject to any directions that may be given under section 4.3, no person shall deliver to or discharge at a disposal site any liquid refuse or cause the same to be done, except with the prior written permission of the Officer-in-Charge and in accordance with such conditions as may be imposed by him.

### 18. Liquid Refuse

No person shall deliver or to discharge at a municipal disposal site the following liquid refuse:

- 18.1 inflammable refuse, i.e. refuse which will ignite when exposed to a naked flame;
- 18.2 putrescible refuse;
- 18.3 refuse which will chemically attack the disposal facilities; and
- 18.4 refuse which separately or in admixture with other refuse will create a health hazard or a nuisance.

### 19. Recovery Of Costs

Any costs as determined by the Chief Financial Officer which may be incurred by the Council in remedying damage or in abating any nuisance caused by the discharge of liquid refuse at a disposal site in contravention of the provisions of these bylaws or any condition imposed upon the grant of permission under section 17 and the amount of any legal liability or costs incurred by the Council in respect of any claim arising from any such nuisance shall be borne by and be recoverable from the owner of such refuse.

### 20. Conduct At Disposal Sites

- 20.1 Every person who, for the purpose of disposing of refuse enters a disposal site controlled by the Council shall —

- 20.1.1 enter the disposal site at an authorised access point indicated as such;
- 20.1.2 present the refuse for weighing in the manner required by the Council's official having authority at such site;
- 20.1.3 give to such official all the particulars required in regard to the composition of the refuse;
- 20.1.4 follow all instructions given to him in regard to access to the actual disposal point, the place where and the manner in which the refuse should be deposited; and
- 20.1.5 provide the said official with full information as to the person who is liable to pay the tariff charge for the refuse deposited to enable an account to be rendered to him;

provided that the provisions of sections 20.1.2, 20.1.3 and 20.1.5 above shall not apply to a person who, in term of section 9.33, has entered a specially designated garden refuse disposal site for the purpose of disposing of garden refuse.

- 20.2 No person shall bring any intoxicating liquor onto a disposal site controlled by the Council.
- 20.3 No person shall enter a disposal site controlled by the Council for any purpose other than the disposal of refuse in terms of these bylaws and then only at such times and between such hours as the Council may from time to time determine.
- 20.4 No person shall cause or allow a vehicle in his charge to remain at a disposal site for longer than is necessary for the discharge of refuse and if for any reason a vehicle becomes incapable of leaving the site under its own power the person having charge of that vehicle shall take immediate steps to prevent any obstruction on the site by the vehicle and to remove it from the site, failing which the Council's official having authority at the site may take such steps or cause them to be taken at the cost of the owner of the vehicle and neither the Council nor any employee of the Council shall incur liability to the owner for any loss or damage which may be suffered by him as a result of such action.

## 21. Ownership Of Refuse

All refuse removed by the Council and all refuse on disposal sites controlled by the Council shall be the property of the Council and no person who is not duly authorised by the Council to do so shall remove or interfere therewith.

## 22. Offences And Penalties

- 22.1 Any person who —
  - 22.1.1 contravenes any provision of these bylaws; or
  - 22.1.2 contravenes any conditions imposed upon the granting of any application, consent, approval, concession, relaxation, permit or authority in terms of these bylaws; or
  - 22.1.3 fails to comply with the terms of any notice served upon him in terms of these bylaws;
 shall be guilty of an offence and liable, upon conviction, to the maximum penalty as prescribed in these bylaws.
- 22.2 Failure to comply with the terms of any condition or notice referred to in section 22.1.1, 20.1.2 or 20.1.3 above shall constitute a continuing offence and a person failing to comply with the terms of such condition or notice shall be guilty of a separate offence for each day during which he fails to comply with such terms.

## 23. Fines And Penalties

- 23.1 The fines and penalties applicable to offences in terms of these bylaws are —
  - 23.1.1 upon conviction of a first offence, the guilty party shall be liable to a fine not exceeding R5000, 00, as adjusted from time to time in terms of the Adjustment of Fines Act 1991, (Act No. 101 of 1991), or in default of payment, to imprisonment for a period not exceeding one month;
  - 23.1.2 in the case of a continuing offence, the guilty party shall be liable to a further fine not exceeding R500, 00 as adjusted from time to time in terms of the Adjustment of Fines Act 1991, (Act No. 101 of 1991);
  - 23.1.3 upon conviction of a second or subsequent offence, the guilty party shall be liable to a fine not exceeding R10000,00 as adjusted from time to time in terms of the Adjustment of Fines Act 1991, (Act No. 101 of 1991) or in default of payment to imprisonment for a period not exceeding 3 months.
- 23.2 A Court convicting a person of an offence in terms of these bylaws may impose an alternative sentence in lieu of a fine or imprisonment.

## CHAPTER 10: ROAD TRAFFIC BYLAWS

### 1. Definitions

- 1.1 For the purpose of this chapter, unless the context otherwise indicates:
  - 1.1.1 "The Act" means the National Road Traffic Act 1996, as amended from time to time;
  - 1.1.2 "The Regulations" means any regulations promulgated under the Act.
- 1.2 The words and phrases defined in the Act and the Regulations shall, when used in these Bylaws, bear the same meanings, unless inconsistent with the context.

### 2. Use Of Roads Demarcated Into Traffic Lanes

- 2.1 When any roadway has been demarcated into traffic lanes, a driver of a vehicle shall drive so as to be entirely within a single traffic lane and shall not cause or permit his vehicle to encroach over any lane line demarcating such traffic lane, except when moving from one lane into or across another.
- 2.2 All vehicles proceeding along any public road demarcated into traffic lanes at less than the normal speed of traffic at the time and place and under the conditions then existing, all animal-drawn vehicles, bicycles and all heavy motor vehicles shall be driven in the left-hand traffic lane then available for traffic or as close as practicable to the left edge of the roadway, except when overtaking another vehicle proceeding in the same direction or when making a right-hand turn.

### 3. Vehicles Not To Be Driven On Sidewalks

No person shall drive, draw or propel any vehicle (other than a perambulator, invalid's chair or the like) upon any footpath or sidewalk designed for use by pedestrians, except when it is necessary to do so to cross (by the shortest route) any such sidewalk or footpath for the purpose of entering or leaving any property abutting thereon.

### 4. Roller Skating And Use Of Soap Box Carts

No person shall use rollerskates, skateboard, soapbox cart or any similar article to which rollers or wheels are fixed or cause or permit them to be used upon a public road or sidewalk provided however that the Council in its discretion authorise the use of such in connection with organised events.