

**AGENDA of the  
Portfolio Committee: Community Services  
22 August 2017  
(Also the agenda for the Council Meeting: 30 August 2017)**

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**2.  
DRAFT EVENTS BY-LAW**

1/3/R

L Wallace

12 July 2017

(028) 313 5014

Hermanus Administration

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**1. Executive Summary**

The purpose of this report is for Council to adopt the proposed Events By-law in terms of Section 12(3) of the Local Government: Municipal Systems Act, 2000, act no 32 of 2000 ( the "MSA").

The proposed By-law was introduced as is provided for in terms of Section 12(1) of the MSA and Council's By-law on Rules of Order for Internal Arrangements, PN 7188 of 2013.

The necessary consent was obtained to publish the proposed by-law in the press in order to give the public an opportunity to make representations.

**2. Service Delivery and Budget Implementation Plan - IGNITE**

Directorate: Management Services  
Department: Council Support

**3. Compliance with Strategic Priority**

Provision of democratic, accountable and ethical governance

**4. Delegated Authority**

None

**5. Legal Requirements**

Constitution of the Republic of South Africa, 1996;  
Municipal Structures Act, No 117 of 1998;  
Municipal Systems Act, No 32 of 2000;  
Overstrand Municipality By-law on Rules of Order for Internal Arrangements,  
P.N. 7188 of 2013

**6. Background/Discussion**

In addition to the introductory note in paragraph 1 of this Item, the Overstrand Municipality has decided to propose this by-law for purposes of hosting an event or events within its jurisdiction as it acknowledges that the hosting of

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events forms a significant part of its competitive strategy; that events have an important role to play in enhancing cultural and social cohesion in its communities; that it supports urban rejuvenation, and will contribute to economic growth.

Furthermore, the Overstrand municipality is desirous of regulating the hosting and holding of events in a manner that will ensure the proper management thereof.

Overstrand municipality is also desirous to support the co-ordination and collaboration between all role players in order to promote partnerships and to enhance the effects of events in its jurisdiction.

Last but not least, the Overstrand municipality is desirous to ensure that events take place safely and securely in a co-ordinated manner in its jurisdiction.

The proposed By-law addresses various issues and matters the most important of which are the following;

1. The submission of Applications for Approval to Hold or Stage Events;
2. Requirements and Conditions;
3. Decisions on Events to be taken by the relevant Area Manager in his/her capacity as events co-ordinator;
4. Criteria to consider prior to granting consent for the holding of an event;
5. The actual Holding of and Event and the responsibilities of the event organisers;
6. Compliance Notices when provisions of the by-law are contravened;
7. Inspections and Right of Access by the relevant Area Manager; an authorised official or law enforcement officer;
8. The Suspension and Revocation of a Permit to hold an Event;
9. The Right of Appeal of an Event Organiser;
10. An Indemnity to be provided by the Event Organiser;
11. Offences and Penalties for contraventions of the by-law.

In terms of Section 156(2) of the Constitution, a municipality has the right to make by-laws for the matters which it has the right to administer, in this regard an Events By-law and the regulation thereof as set out in Schedule 4 Part B of the Constitution: Local Tourism; Schedule 5 Part B of the Constitution: Local Amenities; Parks and Recreation, and Local Sport Facilities, read together with section 11(3)(l) and (m) of the MSA.

An effective means to regulate the staging of events would be to make, pass and implement a municipal by-law in this regard.

In terms of this by-law the Municipality will now have the authority to regulate the staging of Events in its jurisdiction.

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### **6.1 Process followed**

The draft by-law was advertised for public participation on 23 March 2017. The advertisements were placed in the Gansbaai Courant, Hermanus Times, Overstrand Herald, and Municipal Notice Boards, and were placed on the official website of the Municipality.

Despite the notification of the proposed by-law no representations from the public were received.

Section 12(3) of the MSA determines that a by-law may only be passed by a municipal council if all members of the council have been given reasonable notice and that the proposed by-law had been published to allow for representations by the public. Council members have been afforded reasonable notice of the by-law, and as stated, the public was also afforded the opportunity to make representations. Section 12 of the MSA as well as the provisions of the By-law on Rules of Order for Internal Arrangements, have been complied with.

It is therefore recommended that the Council pass the by-law attached as Annexure A.

The provisions of the By-law on Rules of Order for Internal Arrangements gave been complied with.

### **6.2 Publication of the by-law and taking effect thereof**

When a municipal council passes a by-law, Section 13 of the MSA requires that:-

- it must be published promptly in the Provincial Gazette and when feasible also in a local newspaper or in any other way in order to bring the contents of the bylaw to the attention of the local community; and
- that it takes effect when published, or on a future date determined in or in terms of the by-law.

Section 13(b) of the MSA provides “that a by-law passed by a municipal council takes effect when published or on a future date determined in or in terms of the bylaws”.

This By-law may come into operation immediately subsequent to it having been adopted by the Municipal Council and published in the Provincial Gazette and/or in a local newspaper or other means, as the relevant acts referred to are already in force.

## **7. Financial Implications**

The by-law must be published in the Provincial Gazette.

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**8. Staff Implications**

None

**9. Comments from other Departments, Divisions and Administrations**

None

**10. Annexures**

Annexure A: Proposed draft Events By-law;

Annexure B: Formal Public Notices advertised in the Local Newspapers

**RECOMMENDATION TO THE COUNCIL:**

1. that, in terms of section 156(2) of the Constitution of the Republic of South Africa 1996, read with section 11(3)(m) of the Local Government Municipal Systems Act, No 32 of 2000, the draft Events By-law be passed; and
2. that, in terms of section 13(a) of the Local Government Municipal Systems Act No 32 of 2000, the Events By-law be published as soon as possible subsequent to it having been passed by Council.

**RESPONSIBLE OFFICIAL :**

**LIONEL WALLACE**

**TARGET DATE FOR IMPLEMENTATION :**

**IMMEDIATELY SUBSEQUENT  
TO PUBLICATION IN THE  
PROVINCIAL GAZETTE**

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**THIS MATTER SERVED BEFORE THE JOINT PORTFOLIO COMMITTEE ON  
22 AUGUST 2017, WHICH COMMITTEE RECOMMENDED AS FOLLOWS:**

**RECOMMENDATION:**

that the item **be referred back.**

**RESPONSIBLE OFFICIAL :**

**LIONEL WALLACE**

**TARGET DATE FOR IMPLEMENTATION :**

**IMMEDIATELY SUBSEQUENT  
TO PUBLICATION IN THE  
PROVINCIAL GAZETTE**

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## OVERSTRAND MUNICIPALITY: EVENTS BY – LAW

### PURPOSE AND OBJECTIVE

**WHEREAS** the Overstrand Municipality recognizes that the hosting of events is a significant part of its competitive strategy and acknowledges that events have an important role to play in enhancing cultural and social cohesion in communities, support urban rejuvenation and economic growth;

**WHEREAS** the Overstrand Municipality wishes aims to regulate the holding of events in a manner that ensures the proper management thereof;

**WHEREAS** the Overstrand Municipality wishes to support the coordination and collaboration between all role players, to promote partnerships and to enhance the effect of events of events in the Municipality;

**AND WHERAS** the Overstrand Municipality wants to ensure that events happen safely and securely in a coordinated manner in the Municipalities jurisdiction;

**AND NOW THEREFORE, BE IT ENACTED** by the Overstrand Municipality, as follows: -

### CHAPTER 1

#### DEFINITIONS AND APPLICATION

##### 1. Definitions

In this By – law, unless the context otherwise indicates -

“authorized official” means any peace officer authorized in terms of section 334 of the Criminal Procedures Act , 1977 (Act 51 of 1977), as amended, or any employee of the Municipality, who is authorized to enforce to provisions of this By – law;

**"municipality"** means the Overstrand Municipality and includes reference to any duly delegated and/ or appointed officials and / or service providers in terms of service level agreements with the Municipality;

**"municipal Manager"** means the person appointed as Municipal Manager in terms of section 82 of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998);

**"local area manager"** means the person acting as events coordinator with the power to approve an event permit, or decline an event application.

**"council"** means the council of the Overstrand Municipality or any political structure, political office bearer, councillor or any staff member acting under council's delegated or sub-delegated authority;

**"event"** means —

- (a) any sporting, recreational or entertainment event, including live acts;
- (b) any educational, cultural or religious event;
- (c) any business event including marketing, public relations and promotional, or exhibition events; or
- (d) any charitable event, including any conference, organizational or community event,
- (e) filming which is of such a nature that that it may have an impact on vehicular or pedestrian traffic, or may attract crowds, or;
- (f) any similar event;

Hosted at a stadium, venue or along a route or within their respective precincts.

But exclude –

- (a) Marches falling under the provision of the Regulation of Gatherings Act (Act 205 of 1993) as amended, for which a system of approval is already in place and funerals and funeral processions;
- (b) Events held at a purpose built venue or the grounds of any school, playground, place of worship, hotel, conference centre, stadium, athletic field, arena, auditorium or similar permanent place of assembly when used for events normally held in such venue;

(c) Events regulated by the Safety and Sport and Recreation Events Act, 2010 (Act 2 of 2010);

**"event organizer"** means any person, company or institution who can organize an event or can be involved in the staging of an event, and who submits an application to hold an event in terms of this By Law whether he or she submits the application for himself or herself or on behalf of another person, body or organization;"

**"events Policy"** means the event policy of the Overstrand Municipality;

**"law Enforcement Officer"** includes officials of the Municipality involved in law enforcement and traffic services;

**"permit"** means a permit issued by the local area manager for the holding of events;

**"public place"** means —

- (a) any public land, square, public swimming bath, public resort, public recreation site, zoological, botanical or other public garden, park or hiking trail, including any portion thereof and any facility or apparatus therein or thereon, as well as any public open space, public road, road reserve, reserve street, lake, dam, or river;
- (b) any public building, structure, hall, room or office including any part thereof and any facility or apparatus therein, which is the property of, or possessed, controlled or leased by the Municipality\_ and to which the general public has access, whether on payment of admission fees or not;
- (c) any nature conservation area including — (i) nature reserves; (ii) protected natural areas; (iii) nature conservation worthy areas; (iv) natural open spaces;"

**"purpose-built venue"**, means a building, structure, or premises, specifically built and suitable equipped as a venue, for the holding of specific events, on a premises zoned specifically to be used as venue for events;

**"stakeholder"** includes any person, organization or body who is affected or has a role to play in the management or holding of an event;

"**this By-law**" includes the Schedules hereto;"

"**venue**" means any open space, enclosed or semi-enclosed temporary structure or permanent structure zoned in terms of the applicable legislation –

- (a) within which a temporary or permanent structure may be erected, where an event is to be hosted; and
- (b) which, for the purposes of any categorization, designation and certification of an event may consist of —(i) seating for spectators, attendees or an audience; or (ii) a field of play or a permanent or temporary podium or other area within a venue, reserved for the purposes of hosting an event;

"**venue owner**" means any person or legal entity that, now or in the future, will directly or indirectly own, lease, rent, acquire or exercise the powers of an owner or occupier of a venue used for events.

## **2. Application of this By – law**

(1) This By-law applies to any event held within the area of jurisdiction of the City, including events held on both private land and public places, provided that where an event is held on private land, subject to any other applicable legislation, it has an impact on the resources of the Overstrand Municipality and the surrounding community.

(2) This By-Law does not apply to –

- (a) events of fewer than 30 persons where there is no amplified sound or no temporary structures to be used; and
- (b) small events such as family and community events held on private property or purpose built venues, subject to any other legislation.

(3) Notwithstanding subsection (2), the local area manager or a Law Enforcement Officer may —

- (a) when the local area manager or a Law Enforcement Officer finds that this By-law is, or likely to be, contravened by an event organizer; or
- (b) when a stakeholder affected by the impact and risk attached to an event files a complaint with the Event Permit Officer or a Law

Enforcement Officer, issue a compliance notice to the event organizer in terms of section 8 and act in terms of this By-law.

- (4) Purpose-built venues are excluded from this By-law in respect of events normally held in such venue, provided that –
  - (a) this exclusion does not apply to events or parts of events held outside the venue or building, or which by their nature, size or impact are considered outside the normal use parameters for the venue; and
  - (b) owners or managers of purpose-built venues must submit an application to the events permit office for approval of their events programmes which shall be valid for one year.
- (5) The local area manager in his capacity as event coordinator may, from time to time, issue directives regarding specific or special application process for any specific or special event which may vary in respect of the criteria referred to in section 6.
- (6) In the event of a conflict between this By-law and any other by-law or policy this By-law shall prevail regarding the management and holding of events.

## CHAPTER 2

### APPLICATION PROCESS, REQUIREMENTS, DECISIONS AND ENFORCEMENT

#### 3. Submission of applications for approval to hold or stage events

- (1) A formal application to stage an event must be prepared by the event organizer and submitted to the Municipality:
  - (a) by a person that is at least 18 years old or older;
  - (b) on the prescribed form;
  - (c) by or on behalf of a person with the necessary means and resources;
  - (d) Within the prescribed time frames;

- (2) The application must contain all the information required on the application form and the municipality may require additional information. Failure to comply with these requirements may result in an application not being considered by the municipality.

#### **4. Requirements and conditions**

- (1) No person may hold or stage any event without obtaining a permit referred to in section 5(3).
- (2) An application for an event must comply with the provisions of this By-law and contain such information as indicated in the prescribed application form.
- (3) The event organizer may not advertise the planned event before an application is submitted to the Municipality and the local area manager informed the event organizer that the application has been approved in terms of section 5(1).
- (4) The local area manager must, in terms of the Events Policy depending on the nature of the event, ensure that consultation take place with the Events Planning Committee and with relevant stakeholders identified by the Municipality is undertaken by the event organizer.
- (5) The Council must, as part of its budgeting process in terms of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003), determine tariffs and deposit payable for events.
- (6) The Municipality shall not, in respect of any planning for an event, application, approval or permit issued for an event in terms of this By-law, be held liable for any –
  - a) damage to or loss of any property of the event organizer; or
  - b) costs incurred by an event organizer or any third party.
- (7) The event organiser, or the venue owner in the case of a small event referred to in section 2(2)(b), shall be liable for the cost of any service provided by the Municipality for or in respect of an event.

## **5. Decisions on events**

- (1) The local area manager in his capacity as events coordinator must approve or decline an application for an event in terms of this By Law, within a time period applicable to an event as set out in Schedule 1.
- (2) Once a decision has been taken in terms of subsection (1) the applicant must be informed thereof in writing.
- (3) Where an application for an event has been approved, the area manager must issue a permit with conditions.
- (4) Where an application for an event has been declined, reasons for the decision must be communicated to the applicant in writing, and the applicant informed of his right to appeal the decision in terms of section 62 of the Municipal Systems Act.
- (5) The event organizer must make sure that the permit is available at the venue for inspection at all stages and at all times of the event.

## **6. Criteria**

The area manager of the area in which the event takes place must ensure that applications for staging an event are considered in accordance with the following criteria, where applicable:

- (1) the type and size of an event;
- (2) impact of the event in terms of the strategic fit to the Events Policy;
- (3) impact of the event in respect of noise and amplified sound, traffic and logistical aspects, as well as marketing, economic, social and environmental objectives;
- (4) the proposed use of the land complies with the applicable zoning scheme and any conditions applicable there under;
- (5) the safety and security risk management of the event in respect of the event plan, logistics, location, site design and other activities taking place near or at the event venue and other threats to the event;
- (6) return on investment of the event, in cases where the event is sponsored fully or partly by the Overstrand Municipality; and

(7) the event complies with all applicable legislation.

### **7. Holding of an event**

Event organisers whose applications have been approved in terms of this By-law are responsible for the event and must ensure that —

- (a) the event is held in compliance with the provisions of this By-law and does not contravene any other law;
- (b) the conduct of persons attending an event and the activities undertaken or carried out at the event do not negatively impact on affected communities during such event;
- (c) any compliance notice issued by the Events Permit Officer in terms of section 8 is complied with.

### **8. Compliance notice**

- (1) When the local area manager or a Law Enforcement Officer finds that a provision of this By-law is contravened by an event organiser or that a condition has arisen that has the potential to lead to a contravention of this By-law or any other law, he or she
  - (a) may issue a compliance notice to the event organiser;
  - (b) or may, on receipt of information from an authorised official relating to the contravention of this By-law or any other law in respect of the holding or staging of an event, issue a compliance notice to the event organizer.
- (2) A notice issued in terms of subsection (1) must state —
  - (a) the provision of the By-law that is being contravened or will be contravened if the condition is allowed to continue;
  - (b) the measures that must be taken to rectify the condition; and
  - (c) the time period in which the notice must be complied with.
- (3) If a person on whom notice was served in terms of subsection (1), fails to comply with the requirements of the notice, the local area manager, a Law Enforcement Officer or an authorised official may, for the purposes of this

By-law, take such steps as may be necessary to rectify the condition at the cost of the event organiser.

- (4) A person who fails to comply with a compliance notice issued in terms of subsection (1) commits an offence.
- (5) The Municipality shall, in respect of a person who fails to comply with a compliance notice in respect of one or more events –
  - (a) keep a record of non-compliance and consider any appropriate action as may be required; and
  - (b) require an increased deposit from the person for future events to be held or staged by such person.

#### **9. Inspections and right of access**

- (1) The local area manager, an authorised official or a law enforcement officer may conduct inspections of a venue after the submission of an application, during or after the staging or holding of an event to determine compliance with this By-law.
- (2) The local area manager or a law enforcement officer has a right of access to or over any venue for the purposes of —
  - (a) doing anything authorised or required to be done by the Overstrand Municipality under this By-law;
  - (b) ascertaining whether there is or has been a contravention of the provisions of this By-law; and
  - (c) enforcing compliance with the provisions of this By-law.
- (3) A local area manager, an authorized official, or a law enforcement officer may, by notice in writing served on the owner or occupier of any property, require such owner or occupier to provide, on the day and at the hour specified in such notice, access to such property to a person and for a purpose referred to in subsection (2).

**10. Suspension and revocation of permit**

- (1) The local area manager, may, where the event organiser fails to comply with a compliance notice issued in terms section 8, by notice in writing to the event organizer —
  - (a) suspend the permit immediately until the event organiser has complied with the compliance notice;
  - (b) revoke the permit and take such steps as may be necessary in terms of this By-law, and the event organizer shall be liable for any costs incurred thereby; or
  - (c) on receipt of information from a Law Enforcement Officer or an authorized official relating to failure to comply with a compliance notice, suspend or revoke the permit of an event organiser.
- (2) The Municipality may, where the local area manager has acted in terms subsection (1), withhold the deposit paid by the event organizer for an event as security for the payment of such costs.

**11. Right of Appeal**

- (1) Parties to a dispute arising from a conflict in terms of this By Law must attempt to resolve such conflict before exercising the right of appeal contemplated in subsection
- (2) The event organizer may appeal against a decision where his or her application to hold an event has been declined.
- (3) An appeal may be lodged in writing with the Municipal Manager in terms of section 62 of the Municipal Systems Act.
- (4) The application which is a subject of appeal must be decided in terms of section 5, and the applicant notified of the reasons of the decision, before lodging an appeal within the time frame set out in section 62 of the Municipal Systems Act.

## 12. Indemnity

- (1) The event organiser must provide —
  - (a) evidence, to the satisfaction of the Municipal Manager, of appropriate indemnity cover; and
  - (b) where an activity which may put the public at risk will be involved, evidence to the satisfaction of the Events Permit Officer of appropriate specialized risk insurance, blanket liability or work cover.
- (2) The Municipality shall not be liable for any costs, including any damage or loss, incurred or suffered as a result of an event held without an approval in terms of this By-law.

## 13. Offences and penalties

- (1) Any person who –
  - (a) holds an event without a permit, in contravention of section 4(1);
  - (b) is an event organizer and whose application to hold an event has been approved, fails to comply with any provision of this By-law or contravenes a provision of any other law relating to events for which the Municipality is responsible for implementation and enforcement, in contravention of section 7(a);
  - (c) fails to ensure that the conduct of persons attending an event and the activities undertaken or carried out at an event do not disturb the neighboring community and the residents, in contravention of section 7(b);
  - (d) fails to ensure compliance with a notice issued by the local area manager or a Law Enforcement Officer in terms of section 8(1), in contravention of section 7(c), shall be guilty of an offence.
- (2) A person who commits an offence in terms of this By-Law shall, on conviction, be liable –
  - (a) in the case of an offence referred to in subsection (1) (a) or (b), to a fine as the court may deem fit to impose or to imprisonment for a period not exceeding twelve months, or to both such fine and such imprisonment;

- (a) in the case of an offence referred to in subsection (1) (c), to such fine as the court may deem fit to impose or to imprisonment for a period not exceeding five years, or to both such fine and such imprisonment
- (b) in the case of an offence referred to in subsection (1)(d), to such fine as the court may deem fit to impose or to imprisonment for a period not exceeding 10 years, or to both such fine and imprisonment.

#### **14. Schedule 1 and 2**

Schedule 1 and 2 form part of this by-law through incorporation by reference.

#### **15. Short Title**

This by – law is called the Overstrand Municipality: Events by – law, and will take effect on the date of publication hereof.

# Schedule 1

## Schedule of events application timeframes

Subject to applicable criteria, the following timeframes below will apply:

Crowd Size / No of Participants	Minimum time for submission of an application by the Event organiser before the date of the Event	Minimum Time for the Municipality to respond to an application for staging an event
Small: 30 to 500	1 month	10 working days
Medium: 501 to 2000	3 months	15 working days
Large: 2001 to 5000	6 months	30 working days
Very large: 5001 above	12 months	60 working days

### NOTE

- (1) The timeframes do not include events applications where a land use planning approval is required i.e. where an event is to be held on land which is not appropriately zoned. In such instances, the time frames for a very large event will apply
- (2) If a small event includes food vendors, a minimum of 30 working days will be required if food vendors need to apply for licenses and certificates of acceptability.
- (3) Any event which involves an application for a temporary land use departure and where the departure has not been granted must follow the appeal process as outlined in the Municipalities Land Use Management By – Law.

## Schedule 2

### Events requirements listing

The requirement listing will be dependent on the size and risk profile of the event. The Municipality may request additional information as determined by the type, and profile of the event.

1. Description of event: including type, date, venue, locality and number and profile of participants.
2. Event Programme: full details and times, plus contact details for person responsible for each aspect of event.
3. Layout of event: including stages, marquees, catering, venue operation centre etc.
4. Zoning confirmation of the permitted land use or land use planning approval where necessary.
5. Transport and Traffic Management Plans, which may include where applicable, proposed road closures, route plan, parking, optimal public transport utilization, emergency access routes. The format of the Transport and Traffic Management Plans will be as prescribed by the Municipality.
6. Crowd Management Plan.
7. Emergency and Contingency Plans: including medical, security, emergency, facility, evacuation.
8. Event Communication Plan: including ticket selling strategy, accreditation.
9. Community Participation Plan: including but not limited to contact with Councilors/s; Community/ Residents Organisations / Associations and Business Association.
10. Environmental Management Plan, including a rehabilitation plan, financial guarantee, or any applicable environmental or heritage permission.
11. Integrated Waste Management Plan (including immediate precinct).
12. Vendors/Caterers: list of details and use of liquid petroleum gas.

13. Health requirements including: certificates of acceptability, vendor licenses, ablution facilities or mobile toilets.
14. Completed application forms for: noise exemption and amplified sound (including public participation) and erection of stages/marquees.
15. Sound Engineers Report
16. Proof of submission of an application for liquor licence/s, fireworks application, civil aviation application as per the specific of the type of event)
17. Overstrand Municipalities services requirements: including electricity, water, waste management plan (during and after the event), transport, roads and storm water.
18. Indemnity forms and public liability insurance confirmation.
19. Written approval from venue owner/venue manager to the applicant authorizing the event organizer to the use of the facility/venue to host the event.

## OVERSTRAND MUNICIPALITY DRAFT BY-LAW RELATING TO THE STAGING OF

Notice is hereby given that the municipality intends adopting the abovementioned by-law.

The public is invited in terms of Section 12 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) to submit representations in connection with the proposed by-law on or before 18 May 2017 to the Municipal Manager (for attention Lionel Wallace) at the under-mentioned address or fax number.

The proposed by-law will be available for perusal during office hours at the offices of the Area Managers in Gansbaai, Stanford, Hermanus and Kleinmond; all public libraries in the Overstrand; the municipality's corporate head office in Hermanus and on the official website at [www.overstrand.gov.za](http://www.overstrand.gov.za). Persons who cannot write can visit the Area Managers in Gansbaai, Stanford, Hermanus or Kleinmond during office hours where such persons will be assisted to transcribe their comments or representations. The designated officials for the respective municipal areas are as follows:

Gansbaai, Stanford: F Myburgh  
Hermanus: D Kearney  
Kleinmond: D Lakey

C GROENEWALD  
MUNICIPAL MANAGER

Overstrand Municipality  
PO Box 20  
HERMANUS  
7200  
Fax number: 028 313 8931

Notice number: 38/2017

## OVERSTRAND MUNISIPALITEIT KONSEPVERORDENING INSAKE DIE AANBIEDING VAN GELEENTHEDE

Kennisgewing geskied hiermee dat die munisipaliteit voornemens is om bovermelde verordening te aanvaar.

Die publiek word ingeвоelge artikel 12 van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) genooi om voor of op 18 Mei 2017 by ondervermelde adres of faksnommer aan die Munisipale Bestuurder (vir aandag Lionel Wallace) vertoe te rig in verband met die beoogde verordening.

Die konsepverordening sal ter inligting gedurende kantoorure beskikbaar wees by die kantore van die Gebiedsbestuurders in Gansbaai, Stanford, Hermanus en Kleinmond; alle openbare biblioteke in die Overstrand; die munisipaliteit se korporatiewe hoofkantoor in Hermanus asook op die amptelike webwerf by [www.overstrand.gov.za](http://www.overstrand.gov.za). Persone wat nie kan skryf nie, kan die Gebiedsbestuurders in Gansbaai, Stanford of Hermanus gedurende kantoorure besoek, waar sodanige persone bygestaan sal word om hul kommentaar of vertoe neer te skryf. Die aangewese amptenare vir die onderskeie munisipale gebiede is soos volg:

Gansbaai, Stanford: F Myburgh  
Hermanus: D Kearney  
Kleinmond: D Lakey

C GROENEWALD  
MUNISIPALE BESTUURDER

Overstrand Munisipaliteit  
Posbus 20  
HERMANUS  
7200  
Faksnommer: 028 313 8931

Kennisgewingnommer: 38/2017

Overstrand Herald

23 Maart 2017

Bladsy 21

## UMTHETHO KAMASIPALA ONXULUMENE NAMAQONGA EZIGANEKO



Esi sisaziso esazisa ngenjongo kamasipala yokwamkela lomthetho ungentla.

Ufuntu luyaminywa ngokwemigaqo yeCandelo 12 likaRhulumente waseKhaya: uMthetho weNkqubo zikaMasipala, 2000 (uMthetho 32 wonyaka we-2000) ukuba lungenise izimvo ngokunxulumene nomthetho ocetywayo kamasipala ngomhla okanye phambi kwe 18 Meyi 2017, zingeniswe kuMphathi kaMasipala ( ithunyelewa ,Iqwalaselwe ngu uLionel Wallace) kule dilesi okanye kule nombolo yefeksi ekhanywe ngezantsi-.

Lo mthetho ucetywayo uyakufumaneka ukwenzela ukuba ujongisiswe, uphononongwe ngamaxesha omsebenzi kwi-ofisi zabaphathi bengingqi e Gansbaai, Stanford, Hermanus nase Kleinmond; kuwo onke amathala oluntu lwencwadi aseOverstrand; kwi-ofisi ezinkulu zeziko loshishino zikamasipala lino eHermanus kunye nakwi website apha : [www.overstrand.gov.za](http://www.overstrand.gov.za).

Abantu abangakwaziyo ukubhala banga ndwendwela i ofisi zabaphathi bengingqi ezise Gansbaai, Stanford, Hermanus nase Kleinmond apho banokufumana uncedo loku bhala izimvo zabo. Amagosa akwindawo ezichaphazelekayo zika masipala ameh ngolu hlobo lulandelayo:

Gansbaai, Stanford: F Myburg

Hermanus: D Kearney

EKleinmond: D Lakey

C Groenewald

UMPHATHI KAMASIPALA

uMasipala waseOverstrand

PO Box 20

HERMANUS

7200

Inombolo yefeksi: 028 313 8931

Inombolo yesaziso: 38/2017

**OVERSTRAND MUNICIPALITY  
DRAFT BY-LAW RELATING TO THE STAGING OF EVENTS**

Notice is hereby given that the municipality intends adopting the abovementioned by-law.

The public is invited in terms of Section 12 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) to submit representations in connection with the proposed by-law on or before 18 May 2017 to the Municipal Manager (for attention Lionel Wallace) at the under-mentioned address or fax number.

The proposed by-law will be available for perusal during office hours at the offices of the Area Managers in Gansbaai, Stanford, Hermanus and Kleinmond; all public libraries in the Overstrand; the municipality's corporate head office in Hermanus and on the official website at [www.overstrand.gov.za](http://www.overstrand.gov.za).

Persons who cannot write can visit the Area Managers in Gansbaai, Stanford, Hermanus or Kleinmond during office hours where such persons will be assisted to transcribe their comments or representations. The designated officials for the respective municipal areas are as follows:

Gansbaai, Stanford : F Myburgh  
Hermanus : D Kearney  
Kleinmond : D Lakey



**C GROENEWALD, MUNICIPAL MANAGER**  
Overstrand Municipality, PO Box 20, HERMANUS, 7200

Fax number: 028 313 8931

Notice number: 38/2017

**OVERSTRAND MUNISIPALITEIT  
KONSEPVERORDENING INSAKE DIE AANBIEDING VAN GELEENTHEDE**

Kennisgewing geskied hiermee dat die munisipaliteit voornemens is om bovermelde verordening te aanvaar.

Die publiek word ingevolge artikel 12 van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) genooi om voor of op 18 Mei 2017 by ondervermelde adres of faksnommer aan die Munisipale Bestuurder (vir aandag Lionel Wallace) vertoë te rig in verband met die beoogde verordening.

Die konsepverordening sal ter inligting gedurende kantoorure beskikbaar wees by die kantore van die Gebiedsbestuurders in Gansbaai, Stanford, Hermanus en Kleinmond; alle openbare biblioteke in die Overstrand; die munisipaliteit se korporatiewe hoofkantoor in Hermanus asook op die amptelike webwerf by [www.overstrand.gov.za](http://www.overstrand.gov.za).

Persone wat nie kan skryf nie, kan die Gebiedsbestuurders in Gansbaai, Stanford of Hermanus gedurende kantoorure besoek, waar sodanige persone bygestaan sal word om hul kommentaar of vertoë neer te skryf. Die aangewese amptenare vir die onderskeie munisipale gebiede is soos volg:

Gansbaai, Stanford : F Myburgh  
Hermanus : D Kearney  
Kleinmond : D Lakey



**C GROENEWALD, MUNISIPALE BESTUURDER**  
Overstrand Munisipaliteit, Posbus 20, HERMANUS, 7200

Faksnommer: 028 313 8931

Kennisgewingsnommer: 38/2017

**UMASIPALA WASE OVERSTRAND  
UMTHETHO KAMASIPALA ONXULUMENE NAMAQONGA EZIGANEKO**

Esi sisazizo esazisa ngenjongo kamasipala yokwamkela lomthetho ungentla.

Uluntu luyamenywa ngokwemigaqo yeCandelo 12 likaRhulumente waseKhaya: uMthetho weeNkqubo zikaMasipala, 2000 (uMthetho 32 wonyaka we-2000) ukuba lungenise izimvo ngokunxulumene nomthetho ocetywayo kamasipala ngomhla okanye phambi kwe 18 Meyi 2017, zingeniswe kuMphathi kaMasipala ( ithunyelwa iqwalaselwe ngu uLionel Wallace) kule dilesi okanye kule nombolo yefeksi ekhankanywe ngezantsi.

Lo mthetho ucetywayo uyakufumaneka ukwenzela ukuba ujongisiswe, uphononongwe ngamaxesha omsebenzi kwi-ofisi zabaphathi bengenqi e Gansbaai, Stanford, Hermanus nase Kleinmond; kuwo onke amathala oluntu lwencwadi aseOverstrand; kwiofisi ezinkulu zeziko loshishino zikamasipala ino eHermanus kumye nakwi website apha : [www.overstrand.gov.za](http://www.overstrand.gov.za).

Abantu abangakwaziyo ukubhala banga ndwendwela i ofisi zabaphathi bengenqi ezise Gansbaai, Stanford, Hermanus nase Kleinmond apho banokufumana uncedo loku bhala izimvo zabo. Amagosa akwindawo ezichaphazelekayo zika masipala ame ngolu hlobo lulandelayo:

Gansbaai, Stanford : F Myburg  
Hermanus : D Kearney  
Ekleinmond : D Lakey



**C Groenewald, UMPHATHI KAMASIPALA**  
uMasipala waseOverstrand, PO Box 20, HERMANUS, 7200

Inombolo yefeksi: 028 313 8931

Inombolo yesaziso: 38/2017

# CSA committee ensures compliance

An association for all community schemes in the Overstrand was launched at a seminar held in Hermanus this past weekend.

The Hermanus Community Schemes Association was initiated by a small steering committee with the purpose of creating a network for information sharing and education of Trustees, owners and managing agents of sectional title complexes, home owners' associations and share block schemes.

"Recent changes in legislation have necessitated complexes being compliant with the new requirements in terms of the Act," according to Hermanus



The steering committee of the newly established Hermanus Community Schemes Association: Des Collins (chairman), Lillian Waldeck and Gerrit Lotz. Not included in this picture is fourth member Ada Wessels.

Community Schemes chairman Des Collins. "The responsibility of trustees has now increased significantly and it is important that they are aware of all the new requirements."

Speaker Nick Nicholls, a Chartered Accountant with more

than 25 years' experience of Body Corporates and Home Owners' Associations, illustrated the calculation and importance of the necessary reserve funds as required by the Act.

Mike Addison from Addsure Insurance Brokers addressed the meeting on liability and fidelity cover while Lillian Waldeck introduced Inber Property Management and spoke on the importance of appointing a qualified managing agent.

For more information, or to become a member contact HCSA at 073 776 8240 or hermanuscasa@gmail.com.



## Kos vir diere

Pick n Pay Hermanus is nie net die algehele wenner van die Copper Coin Collection nie, maar hulle skenk ook gereeld kos aan die Hermanus Dierebeskermingsvereniging (HAWVS). Hier is Takeruse Razah van HAWVS saam met Candice Martin en Archie Hobana van Pick n Pay Hermanus waar hulle meer as 50 kg se kos oorhandig aan HAWVS.

<p><b>OVERSTRAND MUNICIPALITY</b> DRAFT POLICY RELATING TO THE STAGING OF EVENTS</p> <p>The public is invited in terms of Section 21 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) to submit representations in connection with the proposed policy on or before 18 May 2017 to the Municipal Manager (for attention Lionel Wallace) at the under-mentioned address or fax number.</p> <p>The proposed policy will be available for perusal during office hours at the offices of the Area Managers in Gansbaai, Stanford, Hermanus and Kleinmond; all public libraries in the Overstrand; the municipality's corporate head office in Hermanus and on the official website at <a href="http://www.overstrand.gov.za">www.overstrand.gov.za</a>.</p> <p>Persons who cannot visit can visit the Area Managers in Gansbaai, Stanford, Hermanus or Kleinmond during office hours where such persons will be assisted to transcribe their comments or representations. The designated officials for the respective municipal areas are as follows: Gansbaai: Stanford: F Myburgh Hermanus: D Kearney Kleinmond: D Lahey</p> <p>Overstrand Municipality PO Box 20 HERMANUS 7200 Fax number: 028 313 8931 Notice number: 39/2017</p>	<p><b>OVERSTRAND MUNISIPALITEIT</b> KONSEPBELEID OOR DIE AANBIEDING VAN GELEENTHEDE</p> <p>Die publiek word ingevoel artikel 21 van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) genooi om voor of op 18 Mei 2017 by ondervermelde adres of faksnummer aan die Munisipale Bestuurder (vir aandag Lionel Wallace) vertoë te rig in verband met die voorgestelde beleid.</p> <p>Die konsepbeleid sal vir inligting gedurende kantoorure beskikbaar wees by die kantore van die Gebiedsbestuurders in Gansbaai, Stanford, Hermanus en Kleinmond; alle openbare biblioteke in die Overstrand; die munisipaliteit se korporatiewe hoofkantoor in Hermanus esook op die emplaatske webwerf by <a href="http://www.overstrand.gov.za">www.overstrand.gov.za</a>.</p> <p>Personewat nie kan skryf nie, kan die Gebiedsbestuurders in Gansbaai, Stanford of Hermanus gedurende kantoorure besoek, waar sodanige persone bygestaan sal word om hul kommentaar of vertoë naer te skryf. Die aangewese amptenare vir die onderskeie munisipale gebiede is soos volg: Gansbaai, Stanford: F Myburgh Hermanus: D Kearney Kleinmond: D Lahey</p> <p>Overstrand Munisipaliteit Postbus 20 HERMANUS 7200 Faksnummer: 028 313 8931 Kennisgewingsnommer: 39/2017</p>	<p><b>UMASIPALA WASE OVERSTRAND</b> UYILO LWEMIGAQO NKQUBO KAMASIPALA ONXULUMENE NAMAQONGA EZIGANEKO</p> <p>Umntu kuyanyanya ngokwemigqo yeCandelo 21 kaRhulumente waseRhaya: uMthetho weNkqubo zikaMasipala, 2000 (uMthetho 32 wonyaka we-2000) ukuba angenisi izimvo ngayo lomgaqo-nkqubo ocolwayayo ngomthetho okanye phambi 18 Meyi 2017 zingenzwa kumkhathini kaMasipala (iLinyeziya, iQwalasheve ngu Lionel Wallace) kule dilesi okanye kule nombolo yefaksi ekhankanywe ngezantsi.</p> <p>Oku yilo lomgaqo-nkqubo lucotywayo iyakufumaneka ukwenzela ukuba ijongiswe ngokunononkwe ngamazisa omsebenzi kwifisi zabaphathi bangqingqi e Gansbaai, Stanford, Hermanus nase Kleinmond; kuwo onke amathala oluntu lwencwadi aseOverstrand; kwifisi ezintulu zeziko loshishino zikamasipala eHermanus kunyanakazi website apha : <a href="http://www.overstrand.gov.za">www.overstrand.gov.za</a>.</p> <p>Abantu abangakwaziyo ukubhala bangqo ndwendwela i ofisi zabaphathi bangqingqi eise Gansbaai, Stanford, Hermanus nase Kleinmond apho banokufumana uncedo loku bhala izimvo zabo. Amagosa akwinda wo ezichaphazelekayo zika masipala ame ngoku hlobo kulandelayo: Gansbaai, Stanford: F Myburgh Hermanus: D Kearney EKleinmond: D Lahey</p> <p>uMasipala waseOverstrand PO Box 20 HERMANUS 7200 Inombolo yefaksi: 028 313 8931 Inombolo yezaziso: 39/2017</p>
<p><b>C GROENEWALD MUNICIPAL MANAGER</b></p>		



## Eagle Owls make themselves at home

A resident of Eastcliff shares this picture of one of his pair of Eagle Owls that now reside in his New Zealand Christmas tree. Justin Stander says rodent residue and disembowelled pigeons add welcome ornamentation to his garden. "It's like National Geographic live," he declared. Photo: Justin Stander

<p><b>OVERSTRAND MUNICIPALITY</b> DRAFT BY-LAW RELATING TO THE STAGING OF EVENTS</p> <p>Notice is hereby given that the municipality intends adopting the above-mentioned by-law.</p> <p>The public is invited in terms of Section 12 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) to submit representations in connection with the proposed by-law on or before 18 May 2017 to the Municipal Manager (for attention Lionel Wallace) at the under-mentioned address or fax number.</p> <p>The proposed by-law will be available for perusal during office hours at the offices of the Area Managers in Gansbaai, Stanford, Hermanus and Kleinmond; all public libraries in the Overstrand; the municipality's corporate head office in Hermanus and on the official website at <a href="http://www.overstrand.gov.za">www.overstrand.gov.za</a>.</p> <p>Persons who cannot visit can visit the Area Managers in Gansbaai, Stanford, Hermanus or Kleinmond during office hours where such persons will be assisted to transcribe their comments or representations. The designated officials for the respective municipal areas are as follows: Gansbaai, Stanford: F Myburgh Hermanus: D Kearney Kleinmond: D Lahey</p> <p>Overstrand Municipality PO Box 20 HERMANUS 7200 Fax number: 028 313 8931 Notice number: 38/2017</p>	<p><b>OVERSTRAND MUNISIPALITEIT</b> KONSEPVERORDENING INSAKE DIE AANBIEDING VAN GELEENTHEDE</p> <p>Kennisgewing geskied hiermee dat die munisipaliteit voornemens is om borenemde verordening te aanvaar.</p> <p>Die publiek word ingevoel artikel 12 van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000) genooi om voor of op 18 Mei 2017 by ondervermelde adres of faksnummer aan die Munisipale Bestuurder (vir aandag Lionel Wallace) vertoë te rig in verband met die beoogde verordening.</p> <p>Die konsepverordening sal vir inligting gedurende kantoorure beskikbaar wees by die kantore van die Gebiedsbestuurders in Gansbaai, Stanford, Hermanus en Kleinmond; alle openbare biblioteke in die Overstrand; die munisipaliteit se korporatiewe hoofkantoor in Hermanus esook op die emplaatske webwerf by <a href="http://www.overstrand.gov.za">www.overstrand.gov.za</a>.</p> <p>Personewat nie kan skryf nie, kan die Gebiedsbestuurders in Gansbaai, Stanford of Hermanus gedurende kantoorure besoek, waar sodanige persone bygestaan sal word om hul kommentaar of vertoë naer te skryf. Die aangewese amptenare vir die onderskeie munisipale gebiede is soos volg: Gansbaai, Stanford: F Myburgh Hermanus: D Kearney Kleinmond: D Lahey</p> <p>Overstrand Munisipaliteit Postbus 20 HERMANUS 7200 Faksnummer: 028 313 8931 Kennisgewingsnommer: 38/2017</p>	<p><b>UMASIPALA WASE OVERSTRAND</b> UMTHETHO KAMASIPALA ONXULUMENE NAMAQONGA EZIGANEKO</p> <p>Esi saziziso esazisa ngenjongo kamasipala yokwamkela lomthetho ungenziwe.</p> <p>Umntu kuyanyanya ngokwemigqo yeCandelo 12 kaRhulumente waseRhaya: uMthetho weNkqubo zikaMasipala, 2000 (uMthetho 32 wonyaka we-2000) ukuba lungenisi izimvo ngokunononkwe nomkhathini kaMasipala ngomthetho okanye phambi kwe 18 Meyi 2017 zingenzwa kumkhathini kaMasipala (iLinyeziya, iQwalasheve ngu Lionel Wallace) kule dilesi okanye kule nombolo yefaksi ekhankanywe ngezantsi.</p> <p>Lo mthetho ucotywayo iyakufumaneka ukwenzela ukuba ijongiswe ngokunononkwe ngamazisa omsebenzi kwifisi zabaphathi bangqingqi e Gansbaai, Stanford, Hermanus nase Kleinmond; kuwo onke amathala oluntu lwencwadi aseOverstrand; kwifisi ezintulu zeziko loshishino zikamasipala in eHermanus kunyanakazi website apha : <a href="http://www.overstrand.gov.za">www.overstrand.gov.za</a></p> <p>Abantu abangakwaziyo ukubhala bangqo ndwendwela i ofisi zabaphathi bangqingqi eise Gansbaai, Stanford, Hermanus nase Kleinmond apho banokufumana uncedo loku bhala izimvo zabo. Amagosa akwinda wo ezichaphazelekayo zika masipala ame ngoku hlobo kulandelayo: Gansbaai, Stanford: F Myburgh Hermanus: D Kearney EKleinmond: D Lahey</p> <p>uMasipala waseOverstrand PO Box 20 HERMANUS 7200 Inombolo yefaksi: 028 313 8931 Inombolo yezaziso: 38/2017</p>
<p><b>C GROENEWALD MUNICIPAL MANAGER</b></p>		

<p><b>NOTICE IS HEREBY GIVEN THAT AN ORDINARY MEETING OF THE OVERSTRAND MUNICIPAL COUNCIL will be held in the BANQUETING HALL, CIVIC CENTRE, HERMANUS on WEDNESDAY, 23 MARCH 2017 at 11:00, whereafter a Municipal Planning Tribunal Meeting will take place at 14:00 in the Town Planning Committee Room, 16 Paterson Street, Hermanus.</b></p>	
<p><b>KENNIS GESKIED HERMEE dat 'n GEWONE VERGADERING van die OVERSTRAND MUNISIPALE RAAD gehou sal word in die BANKETSAAL, BURGER SENTRUM, HERMANUS op WEDNESDAG, 23 MAART 2017 om 11:00, waarna 'n Vergadering van die Munisipale Beplanningstribunaal sal plaasvind op 14:00 in die Stadsbeplanningstreekkamer, Patersonstraat 16, Hermanus sal plaasvind.</b></p>	
<p><b>OKU KUYAZISA ukuba INTLANGANISO YESIQHELO YEBHUNGA LUKAMASIPALA WE-OVERSTRAND, izi kuba se BANQUETING HALL, KWIZIKO LOLUNTU, eHERMANUS ngolWESITHATHU, Umthetho we 23 MAATSHI 2017 ngeye-11:00, apho kuyakutshi emveni koko kuhlele indangano yokomiti (Tribunaal) yocwangciso lukamasipala eyakuba kwigumbi lentlangano yesebe leziziko lweelolophu, 16 Paterson Street, Hermanus ngenzantsi ye 14:00</b></p>	
<p><b>MUNICIPAL MANAGER / MUNISIPALE BESTUURDER / UMPHATHI KA MASIPALA</b></p>	
<p><b>NOTICE / KENNISGEWING / NGAZISO 03/2017</b></p>	