

**AGENDA of the
Portfolio Committee : Community Services
7 September 2022
(Also the agenda for the Mayoral Committee Meeting : 26 September 2022)**

**3.
STATUS OF THE PUBLIC LAUNCHING SITES (PLS): OVERSTRAND MUNICIPAL
AREA**

17/16/3

T Steenberg

Deputy Director: Operational Services

26 August 2022

(028) 313 8982

1. Executive Summary

The purpose of this report is to inform Council,

- of the status of Public Launching Sites (PLS) registered for management by Overstrand Municipality, and
- to consider the review of PLS to be de-registered by the Department of Environmental Affairs and Development Planning (DEA & DP).

2. Service Delivery and Budget Implementation Plan - IGNITE

Directorate: Community Services

Operation Services

3. Compliance with Strategic Priorities

Provision of democratic, accountable and ethical governance

Provision and maintenance of municipal services

Creation and maintenance of a safe and healthy environment

4. Delegated Authority

Executive Mayor

5. Legal Requirements

Constitution of SA, 1996

National Environmental Management: Integrated Coastal Management Act, 2008 (Act 24 of 2008)(ICMA).

Maintenance Management Policy (31 August 2013)

6. Background/Discussion/Evaluation/Conclusion

Background

The Minister of Environmental Affairs has, in terms of section 83(1)(d)(i) and (o) of the ICMA, made Regulations regarding the Management of Public Launch Sites in the Coastal Zone. These Regulations provide for the listing of and

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management of public launch sites and were published in Government Gazette No. 37761 on 27 June 2014. The intention of the Regulations is to manage public launch sites in the Coastal Zone as indicated in section 83(1)(d)(i) and (o) of the National Environmental Management Integrated Coastal Management Act (Act No. 24 of 2008), as amended. The Regulations require from the local MEC in terms of section 2(1) of the Regulations to list PLS within a period of 12 months from the date of promulgation of the regulations. The listing process was completed during May 2015.

The MEC identified the Overstrand Municipality as the designated Management Body for the following PLS as published in Provincial Gazette No 7410 dated 26 June 2015 (PN 193/2015), (refer to Annexure A).

- a) Rooi-Els Coastal Slipway
- b) Maanschynbaai Slipway (Hangklip)
- c) Kleinmond Coastal Slipway
- d) Fisherhaven Slipway A (public)
- e) Fisherhaven Slipway B (Lake Marina)
- f) Harderbaai Slipway
- g) Prawn Flats Slipway
- h) Maanschynbaai Slipway (Klein River)
- i) Du Toit Street Slipway (Stanford)
- j) King Street Slipway (Stanford)
- k) Kleinbaai Boat Launching Site
- l) Franskraal Coastal Slipway (Blousloep)
- m) Blue Water Bay (Pearly Beach)
- n) Buffeljachtsbaai
- o) Die Damme
- p) Rietfontein (Cape Agulhas)

A status quo report on the condition and compliance to relevant legislation was compiled by CSM Consulting Engineers on the 14 public boat launch sites in the Overstrand Municipal area in 2016. Field investigations were conducted to compile the inventory of facilities and installations and to determine the condition of installations and facilities. Each site was evaluated and was allocated a compliance score (percentage) as well as an estimated rand value to upgrade the facilities to the required standard, (refer to Annexure B).

A similar report in relation to this also served before the Mayoral Committee in February 2017 and the resolutions were as follows:

- ‘1. that it be recommended to the Provincial Minister of Local Government, Environmental Affairs and Development Planning that the public launching sites at Rooi-Els Coastal Slipway, Harderbaai (Onrus), King Street (Stanford), Blousloep (Franskraal), and Die Damme, **be deregistered**;

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2. that the registration of Hawston Slipway as public launching site **be recommended** to the Provincial Minister of Local Government, Environmental Affairs and Development Planning,
3. that the public launching sites at Kleinmond, Kleinbaai, and Hawston (based on successful negotiations with affected provincial departments) **be managed** on a fulltime basis,
4. that the public launching sites at Maanschynbaai (Hangklip) Fisherhaven A (public), Prawn Flats Slipway, Maanschynbaai (Klein River), Du Toit Street Slipway (Stanford), Blue Water Bay (Pearly Beach) and Buffeljachtsbaai **be managed** during peak times; and
5. that, based on successful negotiations, the public launching sites at Fisherhaven Slipway B (Lake Marina), Maanschynbaai (Klein River), Prawn Flats Slipway and Blue Water Bay (Pearly Beach), **be managed** by public/private entities.”

The mentioned Mayoral Committee resolutions were communicated to the Department of Environmental Services in March 2017. No de-registration has been done to date by the above-mentioned Department. The former Ward Councillor of Ward 10 afterward also requested that Rooi-Els Coastal Slipway remain a registered site.

The DEA & DP again approached the Municipality in 2022 regarding the review of the de-registration requests. A report was also produced by DEA & DP regarding site inspections that were conducted in 2021, (refer to Annexure D).

The review process outlined by DEA & DP are as follows:

- *The Launch Site Regulations require the MEC to review the list of public launch sites published in terms of sub-regulation (1) at least once every five years,*
- *The Department is currently in the review process of the current PLS list,*
- *There have been engagements with the Municipalities, to assist in reviewing the PLS list and the request the listing or delist of certain sites,*
- *Onsite meetings have been held with the Municipalities and partners in May, June and July 2021,*
- *A PLS Inspection Report and the PLS Review Notice have been drafted, currently with Legal Services for the vetting process,*
- *Once finalized the PLS Review Notice will be published in the Provincial Gazette for public comment for a period of 30 days.*

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Discussion

The goal for coastal access is “*to ensure and protect, in perpetuity, public right of physical access to the sea, and to and along the seashore, on a managed basis*” (DEA, 2013). By accepting the responsibilities as set out in section 83(1) (d)(i) and (o) of the ICMA, as amended, the Overstrand Municipality by implication also accepts its responsibilities in terms of the following legislation:

- ✓ Section 18 of ICMA obliges each coastal municipality to develop by-laws that designate strips of land as coastal access land in order to secure public access to these coastal public properties and also allows for the establishment of public access servitudes.
- ✓ Section 19 sets out the process for designating and withdrawing designation of coastal access land.
- ✓ Section 20 of ICMA also sets out the requirements for access provision, stipulating that each municipality in whose area coastal access falls must:
 - Signpost entrances to coastal access land,
 - Control of use of activities on that land,
 - Protect and enforce the rights of the public to use such access,
 - Maintain the land to ensure continued public access,
 - Promote access via the provision of appropriate amenities such as parking, toilets, boardwalks, etc.,
 - Remove inappropriate access that is causing adverse environmental effects that cannot be prevented or mitigated,
 - Ensure that coastal access land does not cause adverse environmental effects,
 - Describe coastal access land in municipal coastal management programmes and in any spatial development framework,
 - Report progress, to the MEC, on the measures to implement this section within two years of the ICMA coming into force,
 - Perform any other actions that may be prescribed.

The Management of PLS in the Coastal Zone Regulations were published in the Government Gazette on 27th June 2014. “*Launch Site Regulations*”. These Regulations are the last available regulations. During a meeting held with the DEA & DP 27th July 2022 relaxation of various restrictions were discussed and recommended.

According to the report, the Overstrand Municipality is the appointed Management Body for the PLS in their jurisdiction. The Management Body is responsible for:

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- *Drafting of Operational Management Plans,*
- *Monitoring and Maintenance,*
- *Compliance and Enforcement of the Operational Plan,*
- *The management body may appoint a management agent but remains responsible for the management of the launch site,*
- *The management body must budget for the maintenance and management of the PLS,*
- *No access or launching fee may be charged, only a service fee is advised.*

The Management of PLS will be a huge financial burden on the Municipality. Reference can be made to the capital costs required for new and upgrading of infrastructure. Operational funding for staff and maintenance of PLS must also be provided annually. It is therefore required that the number of PLS currently registered within the Overstrand Municipal area be reduced based on the following approach:

- Provision of access to the ocean within the respective decentralised administrative areas of Overstrand, namely Gansbaai, Hermanus, Kleinmond for commercial and recreational purposes, to be managed on a daily basis. The proposed PLS to remain registered are therefore Kleinmond Coastal Slipway and Kleinbaai Boat Launching Site. Hawston PLS still to be registered by DEA & DP,
- Provision of access to neighbourhoods located in outlying areas of the Municipal area for purposes of commercial and recreational purposes. The proposed PLS to remain registered are, Rooi-Els Coastal Slipway and Buffeljachtsbaai. It must therefore be emphasised that these two slipways be made accessible for broader public and not only for members of local boat clubs,
- Provision of one access to the estuaries of Botrivier Lagoon and Klein River Lagoon per the registered PLS. Fisherhaven Slipway A (public) and Prawn Flats Slipway are recommended to remain registered,
- Provision of access to Klein River as per registered PLS. The recommended PLS is Du Toit Street Slipway (Stanford).

De-registration of particular sites:

The legislative requirements set out above place a huge responsibility on the Overstrand Municipality as designated Management Body to comply with the requirements set out in the ICMA. It is therefore recommended that the following PLS be considered for de-registration also based on the outcomes of the status quo report and reasons stated below. The possible de-registration of the PLS was discussed with the affected Ward Committees. **It should be**

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noted that the de-registration of sites will render such sites to be sterile - meaning that the use of such sites by anybody will be unlawful.

Maanschynbaai Slipway (Klein River)

- *The access road is gravel a few meters from R43 to Stanford,*
- *Access control is only done during Easter and the festive season from 08:00 to 17:00,*
- *The parking area is gravel and is not demarcated. There is PLS and interpretive signage on site,*
- *The Slipway is in a poor state and there are no ablution facilities,*
- *At the time of the site inspection, there was erosion along the access road due to heavy rainfall that occurred.*

Maanschynbaai Slipway (Hangklip)

- *The access road to the site is grave starting on the turnoff from High-level Road and there is no access control,*
- *The site consists of a concrete slipway and gravel parking area,*
- *There are ablution facilities but in poor condition and PLS signage.*

The Ward Committees for wards 9 and 10 recommended that Maanschynbaai Slipway (Klein River) remain registered. The mentioned PLS is located between Kleinmond Coastal Slipway and Rooi-Els Coastal Slipway which provide for access to the ocean.

Blue Water Bay (Pearly Beach)

- *The Municipality has appointed the Dyer Boat Club as the Management Agent to manage the site on their behalf,*
- *The vehicles drive through the dune and on the beach to access the launch area. Access control is conducted by the Boat Club during festive and Easter which is considered as peak season,*
- *The launch site has ablution facilities, no office, and a small gravel parking space that is not demarcated. The only signage on the site is the off-the-road driving (ORV) signage, no PLS signage.*

The site is currently managed by a private entity. The Ward Committee recommended that the PLS remain registered. It is however not cost effective for the Municipality, as the designated management body to manage the PLS;

Fisherhaven Slipway B (Lake Marina)

- *There is an existing lease agreement between the Municipality and the Lake Marine Yacht and Boat Club which manages the sites,*

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- *The access road leading to the site is tarred and is behind the locked gates inside the caravan resort,*
- *The launch site has a concrete slipway, a paved parking area, an office, and ablution facilities;*
- *The caretaker employed by the Lake Marina Yacht and Boat Club indicated that the site is only used by the boat club members. This contradicts what the Municipality communicated, that the site is open to all members of the public and not exclusively used by the boat club members.*

Requests for PLS to be recommended for de-registration are thus as follow:

- Harderbaai (Onrus)
- Maanschynbaai (Hangklip)
- Fisherhaven Slipway B (Lake Marina)
- King Street Slipway (Stanford)
- Maanschynbaai Slipway (Klein River)
- Blue Water Bay (Pearly Beach)
- Franskraal Coastal Slipway (Blousloep)
- Die Damme

The Rietfontein (Cape Agulhas) has been de-registered on 12 September 2016 (P.N. 370/2016) by the Provincial Minister of Local Government, Environmental Affairs and Development Planning, (refer to Annexure C).

Hawston Slipway

The site is under the management of the National Department of Forestry and Fisheries (DAFF) and is currently an un-proclaimed harbour. It is envisaged that the site will continue to form a critical part of the economic development of the Hawston community and therefore need to be registered. The administration of the Overstrand Municipality is busy with negotiations with regard to the registration of the PLS and management of the site.

Operational Plan:

The public launching sites regulation 3(3) specifically obligates the Municipality, to manage a public launching site in terms of an Operational Plan. A generic Operational Plan was jointly developed by the MEC and the Municipality and will serve as the Operational Plan through which public launching sites will be managed in the Overstrand.

The Municipality foresee to manage the PLS directly on full-time basis and during peak seasons, as set out below.

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PLS to be managed by the Municipality on a full-time basis include:

- Kleinmond Coastal Slipway,
- Kleinbaai Boat Launching Site,
- Hawston Public Launching Site (based on successful negotiations with affected provincial departments).

PLS to be managed during peak fishing and festive seasons.

- Rooi-Els Coastal Slipway
- Fisherhaven Slipway A (public)
- Prawn Flats Slipway
- Du Toit Street Slipway (Stanford)
- Buffeljachtsbaai

7. Financial Implications

Capital Expenditure:

No provision for any capital works at slipways has been budgeted for in the in the 2022/23 financial year. The total cost for the upgrade of all de-registered launching sites as per the 2016 evaluation report amounted to R23,121,700. This Council item would in effect render various sites as per the report de-registered. Taking into account a 6% annual inflation increase since 2016, the cost of upgrading the remaining registered sites currently would be estimated at R30,546,561.

The Kleinbaai Boat Launching Site resorts under the jurisdiction of the Department of Public Works and an application to upgrade this facility has been submitted to the mentioned Department.

Operational Expenditure:

Council budgeted for the operating and maintenance of the Kleinbaai Boat Launching Site and Kleinmond Coastal Slipway respectively on an annual basis. The current financial year operating budget is indicated below.

Source of Funding Operating Budget Provisions:

Budget Provision 2022/2023	:	R876,579
Spent to Date/Committed	:	R 51,747
Balance Available	:	R821,848

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8. Staff Implications

Sufficient provision has been made for the operating and maintenance of the Kleinbaai and Kleinmond boat launching sites. Due to the seasonal use of the other boat launching sites, it is envisaged that only seasonal workers be employed to manage these sites (provision has been made on the 2022/23 budget for seasonal workers).

9. Comments from other Departments, Divisions and Administrations

Following the presentations to the Ward Committees of the affected areas, the following comments were received:

Ward Committee of Ward 8:

The Senior Manager: Hermanus Administration informed the meeting on the deregistration of the public launching sites and indicated that those within Ward 8 will be as follows:

- Hawston PLS to be registered as public launching site.
- Fisherhaven Slipway A (public), to remain registered as public launching site.
- Fisherhaven Slipway B (Lake Marina), to be de-registered.

The Ward Committee members accepted the proposals.

Ward Committee for Ward 9 and 10:

During a joint ward committee meeting (Ward 9 & 10) held on 18 August 2022, it was recommended that the Kleinmond Coast Slipway, Rooi-Els Coastal Slipway and Maanschynbaai Slipway (Hangklip) stay on the list as public launching sites.

Ward Committee for Ward 11:

That the public boat launching sites at Buffeljagsbaai, Bluewater Bay (Pearly Beach) and Blousloep (Franskraal) remain listed as public launch sites. It is the view of the Ward Committee that the Overstrand Municipality may not be held liable to take up any financial obligations for access control to the coastline area of the Bluewater Bay slipway.

Ward Committee for Ward 1:

That the following Public Launch Sites be listed, namely:

- Maanschynbaai (Klein River)

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- Du Toit Street Slipway (Stanford)

10. Annexures

- Annexure A: Notice (P.N. 193/2015) – Publication of Public Launch Sites and the identified Management Bodies for each listed site for the Western Cape.
- Annexure B: Overstrand Slipway Evaluation, 2016
- Annexure C: Amendment Notice (P.N. 370/2016) to the Publication of Public Launch Sites and the identified Management Bodies for each listed site for the Western Cape.
- Annexure D: Report on Public Launching Sites by DEA & DP, dated July 2022.

RECOMMENDATION:

1. that the Mayoral Committee Resolutions of 22 February 2017 regarding Public Launching Sites **be rescinded**;
2. that it be recommended to the Provincial Minister of Local Government, Environmental Affairs and Development Planning that the public launching sites at, Harderbaai Slipway, King Street Slipway (Stanford), Franskraal Coastal Slipway (Blousloep), Maanschynbaai Slipway (Hangklip), Maanschynbaai Slipway (Klein River), Blue Water Bay (Pearly Beach) and Die Damme, **be de-registered**;
3. that the public launching sites at Fisherhaven Slipway A (public), Rooi-Els Coastal Slipway, Prawn Flats Slipway, Du Toit Street Slipway (Stanford) and Buffeljachtsbaai **be managed** during peak times;
4. that the registration of Hawston Slipway as public launching site **be recommended** to the Provincial Minister of Local Government, Environmental Affairs and Development Planning;
5. that the public launching sites at Kleinmond Coastal Slipway, Kleinbaai Boat Launching Site, and Hawston (based on successful negotiations with affected provincial departments) **be managed** on a full-time basis; and
6. that the management of public launching sites by public (other than the Overstrand Municipality) or private entities, **be terminated**.

RESPONSIBLE OFFICIAL :

TP STEENBERG

TARGET DATE FOR IMPLEMENTATION :

1 OCTOBER 2022

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**3.
STATUS OF THE PUBLIC LAUNCHING SITES (PLS): OVERSTRAND MUNICIPAL
AREA**

17/16/3

T Steenberg

Deputy Director: Operational Services

26 August 2022

(028) 313 8982

THIS MATTER SERVED BEFORE THE COMMUNITY SERVICES PORTFOLIO COMMITTEE ON 7 SEPTEMBER 2022, WHICH COMMITTEE RECOMMENDED AS FOLLOWS:

RECOMMENDATION:

1. that the Mayoral Committee Resolutions of 22 February 2017 regarding Public Launching Sites **be rescinded**;
2. that it be recommended to the Provincial Minister of Local Government, Environmental Affairs and Development Planning that the public launching sites at, Harderbaai Slipway, King Street Slipway (Stanford), Franskraal Coastal Slipway (Blousloop), Maanschynbaai Slipway (Klein River), Blue Water Bay (Pearly Beach) and Die Damme, **be de-registered**;
3. that the public launching sites at Maanschynbaai Slipway (Hangklip), Fisherhaven Slipway A (public), Rooi-Els Coastal Slipway, Prawn Flats Slipway, Du Toit Street Slipway (Stanford) and Buffeljachtsbaai **be managed** during peak times;
4. that the registration of Hawston Slipway as public launching site **be recommended** to the Provincial Minister of Local Government, Environmental Affairs and Development Planning;
5. that the public launching sites at Kleinmond Coastal Slipway, Kleinbaai Boat Launching Site, and Hawston (based on successful negotiations with affected provincial departments) **be managed** on a full-time basis; and
6. that the management of public launching sites by public (other than the Overstrand Municipality) or private entities, **be terminated**.

RESPONSIBLE OFFICIAL :

TP STEENBERG

TARGET DATE FOR IMPLEMENTATION :

1 OCTOBER 2022

PROVINCE OF THE WESTERN CAPE

PROVINCIAL DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING

MANAGEMENT OF PUBLIC LAUNCH SITES IN THE COASTAL ZONE REGULATIONS, 2014 (GN NO. R. 497
GOVERNMENT GAZETTE NO. 37761 OF 27 JUNE 2014)

NOTICE: PUBLICATION OF PUBLIC LAUNCH SITES AND THE IDENTIFIED MANAGEMENT BODIES FOR EACH LISTED SITE FOR THE WESTERN CAPE.

I, Anton Bredell, Provincial Minister of Local Government, Environmental Affairs and Development Planning in the Western Cape, hereby list the official Public Launch Sites for the Western Cape and identify the respective Management Bodies responsible for each of the listed sites as provided in the table below, in terms of section 2(1)(a)&(b) of the *Management of Public Launch Sites in the Coastal Zone Regulations, 2014* (GN No. R. 497 Government Gazette No. 37761 of 27 June 2014).

Signed at Cape Town this 24th day of June 2015.



A-BREDÉLL, MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING

PROVINSIE WES-KAAP

KENNISGEWING: PUBLIKASIE VAN OPENBARE BOOTLANSEERPLEKKE EN DIE GEIDENTIFISEERDE BESTUURSLIG-GAME VIR ELKE GENOEMDE LIGGING VIR DIE WES-KAAP.

Ek, Anton Bredell, Provinsiale Minister van Plaaslike Regering, Omgewingsake en Ontwikkelingsbeplanning van die Wes-Kaap, lys hiermee die amptelike Openbare Bootlanseerplekke vir die Wes-Kaap en identifiseer die onderskeie Bestuursliggame vir elke genoemde ligging, soos aangedui in die tabel hieronder, kragtens artikel 2(1)(a)&(b) van die *Management of Public Launch Sites in the Coastal Zone Regulations, 2014* (GN No. R. 497 Government Gazette No. 37761 of 27 June 2014).

District/ Distrik	Management Body/ Bestuursliggaam	Public Launch Sites/ Openbare Bootlanseerplekke
City of Cape Town Metropolitan	City of Cape Town Metropolitan Municipality	<ul style="list-style-type: none"> Oceana Power Boat Club Blouberg Beach (Doodles) Harbour Island (Gordon's Bay) Hottentots Holland Strand Beach Road Sonwabe Kommetjie Melkbosstrand Miller's Point (main slipway & secondary slipway) Witsands
West Coast	Matzikama Municipality	<ul style="list-style-type: none"> Doring Bay Harbour (unproclaimed) Strandfontein by the Café Papendorp
	Cederberg Municipality	<ul style="list-style-type: none"> Eland's Bay (Old Crayfish Factory)
	Bergrivier Municipality	<ul style="list-style-type: none"> Northern Dwarshersbos Rooibaaï
	Saldanha Municipality	<ul style="list-style-type: none"> Brittania Bay Cubb, Paternoster Paternoster Klein, North West Bay Jacobsbaai
	Swartland Municipality	<ul style="list-style-type: none"> Zeyerfontein
Overberg	Swellendam Municipality	<ul style="list-style-type: none"> Moddergat Malgas Western Bank Infanta Slipway
	Cape Agulhas Overstrand	<ul style="list-style-type: none"> Suiderstrand Fisherhaven Slipway (A & B) Harderbaai Slipway Prawn Flats Slipway Maanschynbaai Slipway (Hangklip) Maanschynbaai Slipway (Klein River) Rooiels Coastal Slipway King Street Slipway Kleinmond Coastal Slipway Kleinbaai Boat Launching Site Buffeljachtsbaai Franskraal Coastal Slipway (Blouloep) Du Toit Street Slipway Blue Water Bay (Pearly Beach) Die Damme (Cape Agulhas) Rietfontein (Cape Agulhas)
Eden	Bitou Municipality	<ul style="list-style-type: none"> Plettenberg Bay Ski Boat Club
	Knysna Municipality	<ul style="list-style-type: none"> Buffalo Bay Ski Boat Club
	George Municipality	
	Mossel Bay Municipality	<ul style="list-style-type: none"> Klein Brak Great Brak
	Hessequa Municipality	<ul style="list-style-type: none"> Breede Estuary – Die Kraaltjie Breede Estuary – NSRI Slipway Duivenshok Site A Upriver Goukou Main Slipway Gourits Estuary Slipway

OVERSTRAND SLIPWAYS EVALUATION			
Slipway	% Compliance	Cost to upgrade	Shortcomings
Rooiels Coastal Slipway	70.7%	R 287 550.00	Parking, slipway structure
Maanschynbaai Slipway (Hangklip)	39.9%	R 259 000.00	Slipway structure, toilets to be upgraded
Kleinmond Coastal Slipway	85.3%	R 5 200.00	Signage
Fisherhaven Slipway A	83.5%	R 131 200.00	Signage, access control
Fisherhaven Slipway B	84.7%	R 8 200.00	Signage
Harderbaai Slipway	45.8%	R 344 450.00	Parking, toilets, access control
Prawn Flats Slipway	45.8%	R 323 550.00	Parking, toilets, access control
Maanschynbaai Slipway (Klein River)	32.2%	R 408 900.00	Parking, toilets, access control
Du Toit Street Slipway (Stanford)	57.3%	R 482 600.00	Parking, toilets, access control
King Street Slipway (Stanford)	0.0%	R 344 000.00	Only canoes/kayaks not launching site
Kleinbaai Boat Launching Site	75.2%	R 19 054 200.00	Deepen harbour, reconstruct jetty, toilets
Franskraal Coastal Slipway (Blousloep)	45.8%	R 344 000.00	Parking, toilets, access control
Blue Water Bay (Pearly Beach)	36.6%	R 478 050.00	Access, parking, toilets
Buffeljachtsbaai	31.5%	R 310 800.00	Parking, no toilets, access control
Die Damme	45.8%	R 340 000.00	Parking, no toilets, access control

PROVINCIAL NOTICE

The following Provincial Notice is published for general information.

ADV. B. GERBER,
DIRECTOR-GENERAL

Provincial Legislature Building,
Wale Street,
Cape Town.

PROVINSIALE KENNISGEWING

Die volgende Provinsiale Kennisgewing word vir algemene inligting gepubliseer.

ADV. B. GERBER,
DIREKTEUR-GENERAAL

Provinsiale Wetgewer-gebou,
Waalstraat,
Kaapstad.

PROVINCIAL NOTICE

P.N. 370/2016

16 September 2016

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING**PUBLIC LAUNCH SITE REGULATIONS, 2014****AMENDMENT NOTICE TO THE PUBLICATION OF PUBLIC LAUNCH SITES AND THE IDENTIFIED MANAGEMENT BODIES FOR EACH LISTED SITE FOR THE WESTERN CAPE**

I, Anton Bredell, Provincial Minister of Local Government, Environmental Affairs and Development Planning in the Western Cape, hereby amend the Notice: Publication of Public Launch Sites and the Identified Management Bodies for Each Listed Site for the Western Cape, published under Provincial Notice No. 193 of 2015 in *Provincial Gazette* 7410 of 26 June 2015, by deleting from the table of listed public launch sites the name "Rietfontein (Cape Agulhas)" in the Overberg District.

Signed at Cape Town on this 12th day of September 2016.

A BREDELL

PROVINCIAL MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING

PROVINSIALE KENNISGEWING

P.K. 370/2016

16 September 2016

DEPARTEMENT VAN OMGEWINGSAKE EN ONTWIKKELINGSBEPLANNING**"PUBLIC LAUNCH SITE REGULATIONS, 2014"****WYSIGINGSKENNISGEWING VAN DIE PUBLIKASIE VAN OPENBARE BOOTLANSEERPLEKKE EN DIE GEÏDENTIFISEERDE BESTUURSLIGGAME VIR ELKE GENOEMDE LIGGING VIR DIE WES-KAAP**

Ek, Anton Bredell, Provinsiale Minister van Plaaslike Regering, Omgewingsake en Ontwikkelingsbeplanning in die Wes-Kaap, wysig hierby die Kennisgewing: Publikasie van Openbare Bootlanseerplekke en die Geïdentifiseerde Bestuursliggame vir Elke Genoemde Ligging vir die Wes-Kaap, gepubliseer onder Provinsiale Kennisgewing nr. 193 van 2015 in *Provinsiale Koerant* 7410 van 26 Junie 2015, deur die naam "Rietfontein (Cape Agulhas)" uit die tabel gelyste openbare bootlanseerplekke in die Overberg Distrik te skrap.

Geteken te Kaapstad op hierdie 12de dag van September 2016.

A BREDELL

PROVINSIALE MINISTER VAN PLAASLIKE REGERING, OMGEWINGSAKE EN ONTWIKKELINGSBEPLANNING



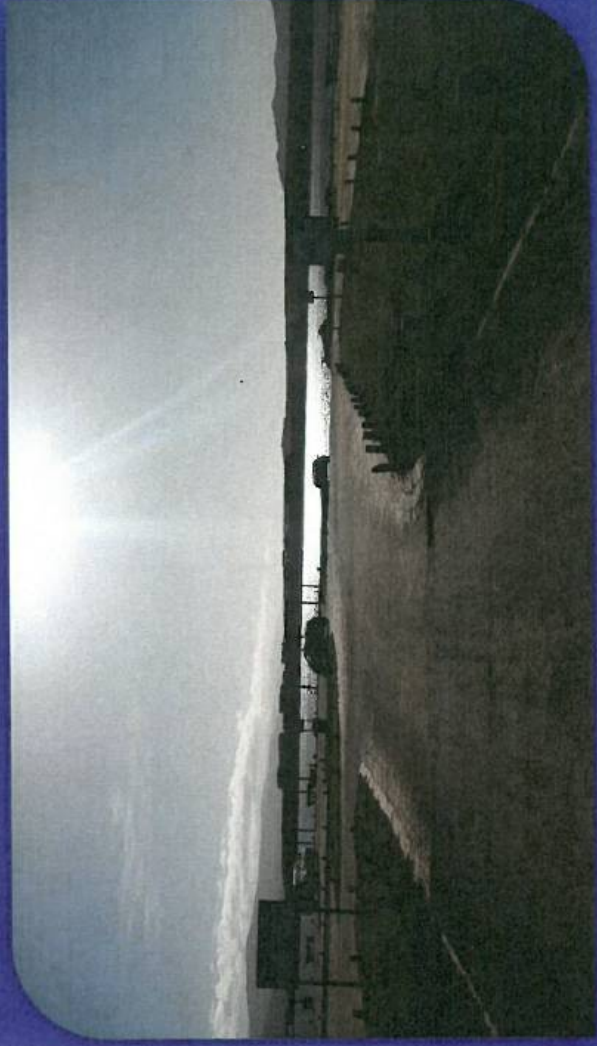
Western Cape
Government

FOR YOU

Department of Environmental Affairs and Development Planning

Public Launch Sites

July 2022



Background

Public Launch Site Regulations

- The Management of Public Launch Sites (PLS) in the Coastal Zone Regulations were published in the Government Gazette on the 27th June 2014 ("Launch Site Regulations");
- The Public Launch Site Regulations repealed the old Control of Use of Vehicles in the Coastal Zone Regulations of 2004 ("ORV Regulations");
 - Meaning:
 - Licensing of boat launch site no longer applies;
 - Vessel launch sites need to be listed/registered;
 - All listed launch sites must be open to all citizens;
 - Management body must be appointed;
 - Operational Management Plans must Plan drafted.

Public Launch Sites within Overstrand Municipality

Current PLS

- The current PLS list was published under Provincial Notice 193/2015 in the Provincial Gazette 7410, PN. 193/2015 dated 26 June 2015;
- The following sites are listed launch sites within the Overstrand Municipality:

Fisherhaven Slipway (A)	Kleinmond Coastal Slipway
Fisherhaven Slipway (B)	Kleinbaai Boat Launching Site
Harderbaai Slipway	Buffeljachtsbaai
Prawn Flats Slipway	Franskraal Coastal Slipway (Blousloop)
Maanschynbaai Slipway (Hangklip)	Du Toit Street Slipway
Maanschynbaai Slipway (Klein River)	Blue Water Bay (Pearly Beach)
Rooiels Coastal Slipway	Die Damme (Cape Agulhas)
King Street Slipway	

Site inspection Outcome

Site inspection was conducted in June 2021

- Sites that require maintenance of the slipway and other infrastructure:
 - Du Toit Street Slipway
 - Maanschynbaai Slipway (Klein River)
 - Kleinmond Coastal Slipway
 - Maanschynbaai Slipway (Hangklip)
 - Hawston

Site inspection Outcome

Site inspection was conducted in June 2021

● Du Toit Street

- The access road to the site is tarred, there is a locked boom gate at the entrance, and the key is kept at the tourism office;
- The launch site has a wooden house by the entrance that is used for access control during Easter and the festive season, and a jetty and the operating hours are from 08:00 to 16:30;
- The PLS consists of a concrete slipway that is not in a good condition, roadside parking is used and there are no ablution facilities;
- The site has regulatory, interpretive, and PLS signage. During the rainy season, the site becomes highly inundated with water.

Site inspection Outcome

Site inspection was conducted in June 2021

- Maanschybbaai Slipway (Klein River)
 - The access road is gravel a few meters from R43 to Stanford;
 - Access control is only done during Easter and the festive season from 08:00 to 17:00;
 - The parking area is gravel and is not demarcated. There is PLS and interpretive signage on site;
 - The slipway is in a poor state and there are no ablation facilities;
 - At the time of the site inspection, there was erosion along the access road due to heavy rainfall that occurred.
- Kleinmond Coastal Slipway
 - The access road leading to the site is tarred, and there is an access control office onsite, and the operation hours are from 08:00 to 16:00;
 - There is a concrete slipway, a paved parking area, ablation facilities, a jetty, fish cleaning facilities, and a boardwalk. There is PLS and regulatory signage onsite;
 - DEA&DP did not pick up any infrastructure concerns, but according to recent communication with SAMSA, the site is not safe for use due to the slipway structural design.

Site inspection Outcome

Site inspection was conducted in June 2021

● Maanschynbaai Slipway (Hangklip)

- The access road to the site is gravel starting on the turnoff from the High-level Road and there is no access control;
- The site consists of a concrete slipway and gravel parking area;
- There are ablution facilities but in poor condition and PLS signage.

● Hawston (proposed site)

- The access road to the site is tarred;
- There is a paved parking area and a concrete slipway;
- The building structures on site have been vandalized.

Site inspection Outcome

Site inspection was conducted in June 2021

- Sites that require management interventions in terms of access, environmental and safety concerns
 - Blue Water Bay (Pearly Beach) – direct conflict with National ORV legislation
 - Fisherhaven Slipway (B) – exclusive use a concern
 - Rooiels Coastal Slipway – exclusive use a concern
- Blue Water Bay (Pearly Beach)
 - The Municipality has appointed the Dyer Boat Club as the management agent to manage the site on their behalf;
 - The vehicles drive through the dune and on the beach to access the launch area. Access control is conducted by the Boat Club during festive and Easter which is considered as peak season;
 - The launch site has ablution facilities, an office, and a small gravel parking space that is not demarcated. The only signage on the site is the off-the-road driving (ORV) signage, no PLS signage.

Site inspection Outcome

Site inspection was conducted in June 2021

● Fisherhaven (B)

- There is an existing lease agreement between the Municipality and the Lake Marina Yacht and Boat Club which manages the site;
- The access road leading to the site is tarred and is behind the locked gates inside the caravan resort;
- The launch site has a concrete slipway, a paved parking area, an office, and ablution facilities;
- The caretaker employed by the Lake Marina Yacht and Boat Club indicated that the site is only used by the boat club members. This contradicts what the Municipality communicated, that the site is open to all members of the public and not exclusively used by the boat club members.

Site inspection Outcome

Site inspection was conducted in June 2021

- Rooiels Coastal Slipway
 - The access road to the site is tarred and there is a locked boom gate for access control. The keys are obtained from the Rooiels Village Shop which is not far from the site, but there was no signage stating that;
 - The site has a concrete slipway with no dedicated parking area, roadside parking is used;
 - There are ablution facilities, PLS, and regulatory and interpretive signage on site;
 - At the boom gate, there was a note that stated that the road should be kept clear for members and NSRI vehicles only. This gives the impression that access to the site is for Club Members and NSRI only, whereas a PLS is open to all.

Site inspection Outcome

Site inspection was conducted in June 2021

● Buffeljachtsbaai

- The access road leading to the site is gravel and there is no access control;
- There is a gravel launching area and a small gravel parking area that is not demarcated;
- The launch site has PLS signage but no regulatory and interpretive signage;
- The Municipality does not actively manage the site;
- Poaching is a concern in the area and the Municipality has indicated that they have safety concerns with assigning an official to control access;
- The site is mainly used by the residents from Buffeljachtsbaai, who reside near the site.

Site inspection Outcome

Site inspection was conducted in June 2021 (The sites in green are of low concerns and the red have been requested for delisting)

Fisherhaven Slipway (A)	Kleinmond Coastal Slipway
Fisherhaven Slipway (B)	Kleinbaai Boat Launching Site
Harderbaai Slipway	Buffeljachtsbaai
Prawn Flats Slipway	Franskraal Coastal Slipway (Blousloep)
Maanschynbaai Slipway (Hangklip)	Du Toit Street Slipway
Maanschynbaai Slipway (Klein River)	Blue Water Bay (Pearly Beach)
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Site inspection Outcome

Site inspection was conducted in June 2021

● Fisherhaven (A)

- The access road leading to the site is tarred and access control is only during Easter and the festive season,
- The site comprises a concrete slipway, a large parking area, and there are ablution facilities on site;
- There is PLS, regulatory and interpretive signage on site.

● Prawn Flats Slipway

- The access road is gravel a few meters from R43 to Stanford. Access control is only done during peak season, from 08:00 to 17:00;
- There is a gravel parking area that is not demarcated. The launch site consists of a concrete slipway with a jetty, no ablution facilities and there is a restaurant on the same premises;
- There is interpretive and PLS signage,

Site inspection Outcome

Site inspection was conducted in June 2021

● Kleinbaai Boat Launching Site

- The access road leading to the site is tarred and there is an access control office. The office operating hours are from 07:30 to 16:30 throughout the year;
- There are fees associated with the use of the site, the fee structure is determined by Municipal Council.
- There is a paved parking area, concrete slipway, and ablution facilities. There is PLS signage, regulatory and interpretive signage, and few shops on site on the same premises;
- The site is very popular and is used throughout the year for both commercial and recreational activities such as shark-cage diving, whale watching, and launching marine research vessels.

Municipal Mandate

Management Body

- Overstrand Municipality is the appointed management body for the PLS in their jurisdiction;
- The management body is responsible for:
 - Drafting of Operational Management Plans;
 - Monitoring and maintenance;
 - Compliance and Enforcement of the OP.
- The management body may appoint a management agent but remains responsible for the management of the launch site;
- The management body must budget for the maintenance and management of the PLS;
- No access or launching fee may be charged, only a service fee is advised.

The Review Process

PLS Review

- The Launch Site Regulations require the “MEC to review the list of public launch sites published in terms of sub-regulation (1) at least once every five years;
- The Department is currently in the review process of the current PLS list;
- There have been engagements with the Municipalities, to assist in reviewing the PLS list and to request the listing or delist of certain sites;
- Onsite meetings have been held with the Municipalities and partners in May, June and July 2021;
- A PLS Inspection Report and the PLS Review Notice have been drafted, currently with Legal Services for the vetting process;
- Once finalized the PLS Review Notice will be published in the Provincial Gazette for public comment for a period of 30 days.

Request to the Municipality

- Formal letter stating which sites are to be delisted and which site should be listed/registered;
- Budget for maintenance and management.

