

Proposed expropriation of property for the housing development in the Stop 8 Namibia Area: Invitation to make representation

The eThekweni Municipality intends to develop a low cost housing project in the Amaoti Area. The housing project will be an institu upgrade with a

total of approximately 946 houses and the provision of services to more than 1 500 people.

To undertake the housing project, eThekweni Municipality must acquire the properties set out more fully in the schedule on paragraph below.

As private treaty cannot be reached between eThekweni Municipality and the owners, the eThekweni Municipality proposes that the City Manager exercises his authority in terms of paragraph 40.2 of the eThekweni Municipality Council Resolution dated 10 December 2007 to expropriate

the properties by issuing of a Notice of expropriation under section 9 (3) of the Housing Act, 1997 read with sections 2.4, 6 to 15 and 18 – 23 of the Expropriation Act 1975, and section 25 of the constitution of Republic of South Africa.

The eThekweni Municipality has engaged with the

landowners of the properties and known limited real right holders. Despite reasonable endeavours to ascertain the identity and contact details of other potentially interested and affected parties, The eThekweni Municipality is not certain that it has complete information. The purpose of this notice is to inform any

other interested and affected parties in respect of the properties of the proposed expropriation.

The properties affected by the proposed expropriation are the following:

Ref no.	Properties	Owner	Title deed number
	PIEZANG RIVEIR NO 805		
1.	Portion 209 (of 171) of the farm Groeneberg NO 844, Registration Division FT, Province of Kwa-Zulu Natal	Unknown	T no info at deeds office
2.	Portion 385 (of 196) of the farm Groeneberg NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Unknown	(Not exist on Deeds office)
3.	Portion 171 (of 4) of the farm Groeneberg NO 844, Registration Division FT, Province of Kwa-Zulu Natal	Alfred Bekuyise Mbatha	T595/1978
4.	Portion 210 (of 171) of the farm Groeneberg NO 844, Registration Division FT, Province of Kwa-Zulu Natal	1. E/L Annah Fanyana Mkhize 2. Thokozile Gertrude Nyuswa 3. Lavinia Ngcobo	T36718/1995
5.	Portion 84 (of 4) of the farm Groeneberg NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Ephraim Ngcobo	T1563/1918
6.	Portion 23 (of 3) of the farm Groeneberg NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Philip Velapi Stephen Ngcobo	T8927/1960
7.	Remainder of Portion 9 (of 3) of the farm Groeneberg NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	1. Constance Thandiwe Tabethe 2. Ella Bongwiwe Mtetwa 3. Emeline Lindeni Dhludhla 4. Iris Zanele Mtetwa 5. Dorothy Dube 6. Elias Ngcobo	T2293/1987
8.	Portion 8 (of 3) of the farm Groeneberg NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Roland Thembelihle Ngcobo	T18991/1986
9.	Portion 191 (of 171) of the farm Groeneberg NO 844, Registration Division FT, Province of Kwa-Zulu Natal	Bekumuzi Widner Bulose	T23600/1987
10.	Portion 207 (of 171) of the farm Groeneberg NO 844, Registration Division FT, Province of Kwa-Zulu Natal	Benjamin Dhlamini	T1549/1934
11.	Portion 34 (of 4) of the farm Groeneberg NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Ndabaningi Mtembu	T3535/1930
12.	Remainder of Portion 29 (of 3) of the farm Groeneberg NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Wiseman Sifiso Mthembu	T25231/1992
13.	Portion 32 (of 4) of the farm Groeneberg NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Wiseman Sifiso Mthembu	T25231/1992
14.	Portion 14 (of 3) of the farm Groeneberg NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Ngoza Elphas Mthembu	T9923/1985
15.	Portion 85 (of 4) of the farm Groeneberg NO. 844, as indicated on S.G.O. No. 425 Fol. 11	N'dabaningi Mtembu	T3616/1934
16.	Portion 86 (of 3) of the farm Groeneberg NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	N'dabaningi Mtembu	T3616/1934
17.	Portion 217 (of 8) of the farm Groeneberg NO. 844, as indicated on S.G.O. No. 857 Fol. 53	Vusumuzi Patric Mtembu	T2972/1958
18.	Portion 368 (of 4) of the farm Groeneberg NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Charles Wallace Kunene	T5867/1950
19.	Portion 379 (of 4) of the farm Groeneberg NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Charles Wallace Kunene	T5868/1950
20.	Portion 367 (of 4) of the farm Groeneberg NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Nancy Luthuli	T9093/1959
21.	Portion 175 (of 4) of the farm Groeneberg NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Estate Late Somseu Luhoho Ntinezo	T1171/1921
22.	Portion 4 of the farm Groeneberg NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Mamenjeyana John Nxele	T83/1946
23.	Portion 176 (of 4) of the farm Groeneberg NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Mantushu George Ntombela	T7410/1962
24.	Portion 203 (of 4) of the farm Groeneberg NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Estate of the Late Isaac Stanela Shembe	T10488/1976
25.	Portion 180 (of 4) of the farm Groeneberg NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Zachariah Mkhize	T3637/1951
26.	Portion 178 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Zachariah Mkhize	T3637/1951
27.	Portion 382 (of 380) of the farm GROENEBERG NO. 844, as indicated on S.G.O. No. 4151 Fol.. 49	Fani Wilfred Mbotho	T25473/1984
28.	Portion 383 (of 380) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Fani Wilfred Mbotho	T25473/1984
29.	Portion 384 (of 380) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Fani Wilfred Mbotho	T25473/1984
30.	Portion 21 (of 4) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Thandizwe Ambrose Msomi	T4513/1984
31.	Portion 170 (of 4) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Mafuluta Ngidi	T3862/1920
32.	Portion 168 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Mafuluta Ngidi	T3862/1930
33.	Portion 230 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Jerico Shezi	T12746/1948
34.	Portion 30 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	1. Zemeth Cele 2. Joyce Cele	T051281/07
35.	Portion 169 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Josep Botha Radebe	T4295/1940
36.	Portion 22 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Siyazana Magwaza	T2142/1924
37.	Remainder of Portion 29 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Wiseman Sifiso Mthembu	T25231/1992
38.	Portion 31 (of 4) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Nbinayi Jeremiah Sithole	T13210/1977
39.	Portion 28 (3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Nbinayi Jeremiah Sithole	T13210/1977
40.	Portion 225 (of 29) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Nerah Masuku	T24823/1986
41.	Portion 87 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	1. Estate late Charlie Nondaba Gumede 2. Vika Mgoma	T946/1921
42.	Portion 196 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Fanile Amos Gumede	T8628/1961
43.	Portion 29 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Sikele Boloti Gumede	T5871/1950
44.	Portion 90 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Philemon Jozana	T188/1944
45.	Portion 27 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	John Mdimma	T2340/1941 (VA Copy)
46.	Portion 192 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	James Siphso Dube	T20286/1999
47.	Portion 25 (of 4) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Ndoda Kuzwayo	T5479/1941
48.	Portion 194 (of 193) of the farm Groeneberg NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Elsie Ndhlovu	T16603/1972
49.	Portion 83 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Sharon Ndukezinhle Mvuyana	T11450/1967
50.	Portion 17 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	1. Lesiah Mtshahe 2. Mlungisi Zebulon Sabela	T3161/1977 T554/1951
51.	Portion 173 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Mlungisi Zebulon Sabela	T8134/1956
52.	Portion 19 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Winnie Kaula	T8376/1976
53.	Portion 381 (of 14) of the farm GROENEBERG NO. 844, as indicated on S.G.O. No. 128 Fol. 55	Temple Temba Mazibuko	T33494/1995
54.	Portion 85 (of 4) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	N'dabaningi Mtembu	T3616/1934
55.	Portion 86 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	N'dabaningi Mtembu	T3616/1934
56.	Portion 373 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Hamilton Malcolm Stanley Makanya	T3522/1967 (VA Copy)
57.	Portion 91 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	James Nkwanyana	T3708/1920
58.	Portion 15 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	1. James Nkwanyana 2. Peter Nkwanyana	T1746/1911
59.	Portion 16 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Fayindana Alson Nkwanyana	T31858/1993
60.	Portion 18 (of 3) of the farm GROENEBERG NO. 844, as indicated on S.G.O. No. 351 Fol. 61	Pendlebury Mashicolu Duma	T5925/1959
61.	Portion 187 (of 8) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Fred Majola	T5215/1940
62.	Portion 186 (of 8) of the farm GROENEBERG NO. 844, as indicated on S.G.O. No. 663 Fol. 51	Fred Majola	T5214/1940
63.	Portion 177 (of 3) of the farm GROENEBERG NO. 844, as indicated on S.G.O. No. 503 Fol. 97	Fred Majola	T2943/1922
64.	Portion 26 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Lutras Yingi Meyiwa	T7652/1953
65.	Portion 216 (of 8) of the farm GROENEBERG NO. 844, as indicated on S.G.O. No. 857 Fol. 52	Victoria Mtshali	T7610/1991
66.	Portion 20 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Estate late Mageba Dhlabela	T4134/1922
67.	Portion 162 (of 16) of the farm GROENEBERG NO. 844, as indicated on S.G.O. No. 453 Fol. 23	Keluya Nzama	T6143/1956
68.	Portion 202 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	NDE Zulu	T388/1931
65.	Portion 200 (of 3) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	NDE Zulu	T388/1931
67.	Portion 189 (of 8) of the farm GROENEBERG NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Robert Vilakazi	T2845/1927

List continued from page 10

Ref no.	PROPERTIES RIET RIVIER NO 842	Owner	Title deed number
1.	Portion 341 (of 21) of the farm RIET RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Zwelakhe Ndlovu	T20654/189
2.	Portion 156 (of 344) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Timothy Ndlovu	T2627/1977
3.	Portion 140 (342) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Samuel Ngcobo	T1125/1917
4.	Portion 383 (of 343) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Unknown	No Info
5.	Portion 583 (of) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Not registered	T not registered
6.	Portion 190 (of 21) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Amos Sibiya Does not exist	T3707/1920
7.	Portion 225 (of 21) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Not registered	T
8.	Portion 110 (of 21) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Babulose Makhanya	T143/1910
9.	Portion 177 (of 21) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Bonakele Alina Makanya	T10169/1971
10.	Portion 208 (of 21) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Gibson Bekuyise Mkize	T5878/1981
11.	Portion 203 (of 21) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Gibson Bekuyise Mkize	T5878/1981
12.	Portion 169 (OF 21) of the farm RIVIER NO 842, as indicated on No. 425 fol 14	Mahlingot Dhlamini	T2480/1944
13.	Portion 145 (of 21) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	George Mashwayibane Dhlamini	T1405/1921
14.	Portion 220 (of 169) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	William Sikamba Gumede	T2478/1944
15.	Portion 344 (of 20) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Phinias Gumede	T5509/1953
16.	Portion 337 (of 20) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Samuel Gumede	T79/1945
17.	Portion 83 (of 3) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Samuel Gumede	T5495/1954
18.	Portion 202 (of 21) if the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Joseph Vusumuzi Kumalo	T7510/1971
19.	Portion 181 (of 21) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Joseph Vusumuzi Khumalo	T7510/1971
20.	Portion 209 (of 21) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Joseph Vusumuzi Khumalo	T7510/1971
21.	Portion 582 (of 182) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Bathobile Eugenia Cele	T22547/1992
22.	Portion 182 (of 21) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Bathobile Eugenia Cele	T25612/2002
23.	Portion 251 (of 21) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Ernest Vivian Kenny Gule	T595/1933
24.	Portion 232 (of 20) of the farm RIVIER NO 842 NO. 844, Registration Division FT, Province of Kwa-Zulu Natal	Naphthali Mhlongo	T4074/1929
25.	Portion 146 (of 20) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Simon Mthembu	T2687/1925
26.	Portion 179 (of 20) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Simon Mtembu	T3659/1922
27.	Portion 221 (of 146) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal SGO No.641 fol 1	J Mthembu / Thandekile Sara Mavundla	T44895/2008
28.	Portion 144 (of 20) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	1. Mirriam Mfeka	(T2688/1925) Old
		2. Lena Mfeka,	T8082/1944
		3. Paddy Mfeka	T1158/1917
29.	Portion 15 (of 20) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Ami Khuzwayo	T6552/1949
30.	Portion 361 (of 297) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Nsele Ngabane	T713/1936
31.	Portion 297 (of 20) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	M Nxele	T4297/1930
32.	Portion 240 (of 20) of the farm RIVIER NO 842, Registration Division FT, Province of Kwa-Zulu Natal	Gideon Kunene	T5777/1971
33.	Portion 234 (of 20) of the farm RIVIER NO 842, as indicated on SGO No. 782 fol 79	Nkosi Rodgers Mgbashi	T3175/1935
34.	Portion 236 (of 20) of the farm RIVIER NO 842, as indicated on SGO No. 803 fol 52	Tembinkosi Alec Mkhwanazi	T666/1931
35.	Portion 189 (of 20) of the farm RIVIER NO 842, as indicated on SGO No. 459 fol 68	Macula ?	
36.	Portion 141 (of 20) of the farm RIVIER NO 842, as indicated on SGO No. 31 fol 42	Prideworth Sabelo Mcanyana	T12404/1991
37.	Portion 239 (of 20) of the farm RIVIER NO 842, as indicated on SGO No. 422 fol 99	Alfred Matobela	T2/1931
38.	Portion 175 (of 20) of the farm RIVIER NO 842, as indicated on SGO No. 429 fol 14	1. Amos Msomi	T2636/1921
		2. Sipiyo Msomi	T2636/1921
		Amos Msomi	T3707/1920
39.	Portion 178 (of 3) of the farm RIVIER NO 842, as indicated on SGO No. 429 fol 17	Amos Sibiya	T5870/1950
40.	Certain Portion ABCDEF of Portion 315 (of 21) of the farm RIVIER NO 842, as indicated on SGO No. 459 fol 69	Abraham Munis	T22838/1985
41.	Certain Portion ABCD of Portion 357 (of 21) of the farm RIVIER NO 842, as indicated on SGO No. 14 fol 119	Agnes Nokwelemba Mcunu	T11188/1974
42.	Certain Portion ABC of Portion 211 (of 21) of the farm RIVIER NO 842, as indicated on SGO No. 504 fol 4	Bongani Lawrence Hlatshwayo	T8134/1956
43.	Certain Portion B24AA44A2J3A45 of Portion 139 (of 121) of the farm RIVIER NO 842, as indicated on SGO No. 368 fol 46	Mlungisi Zebulon Sabela	T2943/1922
44.	Certain Portion ABCD of Portion 200 (of 21) of the farm RIVIER NO 842, as indicated on SGO No. 476 fol 91	Fred Majola	
45.	Certain Portion ABCDEF of Portion 207 (of 31) of the farm RIVIER NO 842, as indicated on SGO No. 503 fol 98		

eThekwini Municipality invites all interested parties and affected parties whose rights or legitimate expectations may be adversely affected by the proposed expropriation to deliver written submissions to the City Manager of eThekwini Municipality ("the City

Manager"), which submissions must be received by the City Manager on or before 20th of September 2009 (at the address set out below), on any matter related to the proposed expropriation.

Further information regarding the expropriation including detailed sketch plan depicting the project area of properties to be expropriated required by any interested and affected party for making written submissions, may be obtained from the City Manager from

the following address:

By hand:
The City Manager
eThekwini Municipality
c/o Maseko Mbatha & Associates
Mr Njabulo Maseko
127 Johannes Nkosi Street
Unit 14 & 15 Seda Building

Durban
4001

and or

By registered post
The City Manager
eThekwini Municipality
c/o Maseko Mbatha &

Associates
P O Box 3995
Durban
4000
By e-mail:
njabulo@randles.co.za
or fax: 086 682 8415

PUBLIC NOTICE

Proposed amendment of all the eThekwini Town Planning Schemes (including in the former Township and other areas)

Public Notice is hereby given in terms of Section 47bis A (2) read with Section 74ter of the Town Planning Ordinance No 27 of 1949, as amended, that the Development Planning, Environment and Management Unit of the eThekwini Municipality has proposed the amendment of all the various eThekwini Town Planning Schemes in the course of preparation (including in the former "Township" and other areas) by introducing a controlled development area or layer for D'MOSS (Durban Metropolitan Open Space System) into the respective schemes and by amending the Pinetown and Umdhloti Town Planning schemes in course of preparation by introducing a controlled development area or layer for potentially geotechnically unstable areas and is accordingly embarking on a public participation process as envisaged in Section 74ter.

BACKGROUND

The Durban Metropolitan Open Space System (D'MOSS) aims to conserve local biodiversity and to protect the

supply of environmental goods and services for the benefit of current and future generations. As such it is an important part of Plan 1 of the eThekwini Integrated Development Plan, viz. Sustaining our Natural and Built Environment. The most recent D'MOSS Plan was adopted by Council in March 2003 and the mapping was updated in 2008. (This mapping may be viewed on the Council's Geographical Information System or GIS on the Internet at <http://citymaps.durban.gov.za/a/website/master/viewer.htm>). Since March 2003 the Municipality has been working on implementing the current Plan and is recognized as a world leader in local government efforts to implement similar plans around the world. Experience gained in the past few years, indicates that a key intervention in terms of implementing the Plan would be to integrate this policy into the eThekwini Municipality's various town planning schemes. As the Plan is already in the Spatial Development Framework, the draft regional Spatial Development Plans and other local spatial plans, it is a natural extension to include it in the eThekwini Municipality's various town planning schemes.

PROPOSALS

It is proposed to introduce D'MOSS as a controlled development area, via its depiction by way of overlays on the respective zoning maps and by the introduction of appropriate scheme clauses into the various town planning schemes found within the municipal boundary and formulated in the past under various legislation, but which are all to be brought under the auspices of the Town Planning Ordinance No 27 of 1949, as amended. In this regard, the Minister of Local Government and Traditional Affairs is to be requested in terms of Sections 23 & 24, 28 & 29 and 41 & 42 of KwaZulu-Natal Rationalisation of Planning & Development Laws Act No 2 of 2008 to recognise all the existing schemes in the eThekwini Municipal area respectively prepared in terms of the Regulations Relating to Township Establishment and Land Use GNR1897, the Land Use and Planning Regulations R1888 or the KwaZulu Land Affairs (Town Planning) Regulations GN 30/94 as town planning schemes in course of preparation in accordance with the provisions of Chapter IV of the Town Planning Ordinance No 27 of 1949, as amended, and to identify and list the respective maps for the

schemes by notice in the Provincial Gazette. Currently the Pinetown and the Umdhloti Town Planning Schemes while having existing controlled development areas relating to unstable land depicted on their respective scheme maps, they do not have the necessary controls contained within the said scheme clauses. This omission is proposed to be corrected by introducing the Durban Town Planning Scheme clauses in respect of controlled development areas into the scheme clauses of the Pinetown and the Umdhloti Town Planning Schemes. The proposed clauses in order to effect the above two proposals are contained under points 5, 7 and 9 of a town planning report that served before Council in July 2009.

PROCESS

Due to the impracticability of erecting site notices and/or serving individual advices, written comment is to be sought by way of public notices in the press and by holding public meetings at suitable venues throughout the municipal area as provided for in terms of Section 74ter (4) of the Town Planning Ordinance No 27 of 1949, as amended. Copies of the scheme amendment report may be viewed during normal office

hours at the Environmental Management Department offices in Room 226, Development Planning & City Engineers Building, 166 KE Masinga (Old Fort) Road, Durban or at any one of the Sizakala Regional Centre Offices. It will also be possible to download the report and view frequent questions and answers at the following web site: <http://www.durban.gov.za/durban/services/environment>. Alternatively you are hereby invited to one of a number of Public Meetings to be convened at the following venues: - Hillcrest Library Hall, 22 Delamore Road, Hillcrest: Date Monday 21 September 2009 at 18h00 for 18h30 – 20h00. The Auditorium, eThekwini Natural Science Museum, Wyatt Road off KE Masinga (Old Fort) Road, Durban: Date Tuesday 22 September 2009 at 18h00 for 18h30 – 20h00. Amanzimtoti Civic Hall, Hutchison Road, Amanzimtoti: Date Tuesday 6 October 2009 at 18h00 for 18h30 – 20h00. Sharks Board, 1a Herrwood Drive, (extension of Umhlanga Rocks Drive), Umhlanga: Date Wednesday 7 October 2009 at 18h00 for 18h30 – 20h00. Pinetown Hall, Pinetown Civic Centre, Crompton Street Road, Pinetown: Date Thursday 8

October at 18h00 for 18h30 – 20h00. These meetings are for the purposes of clarifying, or explaining to interested and affected parties the rationale and implications of the proposed amendments to the various eThekwini Town Planning Schemes-in-course-of-preparation. Written comment on the proposals is to be received by the close of business on Friday 16 October 2009 and should be addressed to the Head: Development Planning Environment and Management, PO Box 680, Durban 4000 or delivered by hand to 166 KE Masinga (Old Fort) Road, Durban, by fax at 031-311-7134 or by email at forbesj@durban.gov.za. It should be noted that any person who fails to lodge or forward written comment by the closure date above shall have the effect of precluding that person from further participation in the process. In this regard it should be noted that a period longer than the statutory minimum of 30 days is being allowed following the initial appearing of this notice.

S T Moonsammy
Head: Development
Planning Environment &
Management
eThekwini Municipality
Date: 11 September 2009