



Western Cape Government • Wes-Kaapse Regering

PROVINCE OF WESTERN CAPE

PROVINSIE WES-KAAP

Provincial Gazette

Provinsiale Koerant

7698

7698

Friday, 4 November 2016

Vrydag, 4 November 2016

Registered at the Post Office as a Newspaper

As 'n Nuusblad by die Poskantoor Geregistreer

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(*Reprints are obtainable at Room M21, Provincial Legislature Building, 7 Wale Street, Cape Town 8001.)

(*Herdrukke is verkrygbaar by Kamer M21, Provinsiale Wetgewing-gebou, Waalstraat 7, Kaapstad 8001.)

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CITY OF CAPE TOWN**CAPE TOWN SUB-COUNCIL AMENDMENT BY-LAW, 2016****GENERAL EXPLANATORY NOTE;**

[] words in bold square brackets indicate omissions from existing enactments.

_____ words underlined with solid line indicate insertions in existing enactments

To amend the Cape Town Sub-Council Amendment By-Law, 2003, as amended by the Cape Town Sub-council Further Amendment By-law, 2011 and the Cape Town Sub-council Amendment By-law, 2013; to disestablish 24 metropolitan sub-councils; to establish 24 metropolitan sub-councils in the area of jurisdiction of the City of Cape Town; to cluster wards for the area of each Sub-council; and to provide for matters incidental thereto.

BE IT ENACTED by the Council of the City of Cape Town, as follows: —

Substitution of section 2 of the Cape Town Sub-Council By-law, 2003, (hereinafter referred to as the principal By-law) as amended by section 3 of the Cape Town Sub-council Further Amendment By-law, 2011

1. The following section is hereby substituted for section 2 of the principal By-law:

"2. DISESTABLISHMENT

With effect from midnight on the day before the effective date the twenty-four sub-councils set out in column 1 of Schedule 1 and consisting of the cluster of wards set out in column 3 of Schedule 1 shall be disestablished."

Substitution of section 3 of the principal By-law, as amended by section 4 of the Cape Town Subcouncil Further Amendment By-Law, 2011

2. The following section is hereby substituted for section 3 of the principal By-law:

"3. ESTABLISHMENT

With effect from the effective date, the twenty-four sub-councils set out in column 1 of Schedule 2, shall be established for the area consisting of the cluster of adjoining wards set out in column 2 of Schedule 2."

Substitution of subsection (1) of section 4 of the principal By-law as amended by section 1 of the Cape Town Sub-council Amendment By-law, 2013

3. The following subsection is hereby substituted for subsection (1) of section 4 of the principal By-law

"(1) The name of each sub-council shall be the [name] numeral allocated to it in Schedule 2."

Substitution of Schedule 1 of the principal By-law as amended by the Cape Town Sub-council Further Amendment By-law, 2011

4. The following Schedule is hereby substituted for Schedule 1 of the principal By-law setting out the sub-councils which are disestablished.

SCHEDULE 1

COLUMN 1 SUB-COUNCIL DESIGNATION	COLUMN 2 SUB-COUNCIL NAME	COLUMN 3 WARD NUMBERS
1	Subcouncil 1 Blaauwberg	4, 23, 29, 32, 104, 107
2	Subcouncil 2 Bergdal	6, 7, 8, 111
3	Subcouncil 3 De Grendel	1, 3, 5, 70
4	Subcouncil 4	25, 26, 27, 28, 30
5	Subcouncil 5	13, 20, 24, 31, 50, 106
6	Subcouncil 6	2, 9, 10, 12, 22
7	Subcouncil 7 Koeberg	21, 101, 102, 103, 105
8	Helderberg East Subcouncil	83, 84, 85, 86, 100
9	Xolani Mbundu Subcouncil 9	18, 87, 89, 90, 91
10	Chris Hani Subcouncil	92, 93, 94, 99
11	Subcouncil 11	42, 44, 45, 49
12	Subcouncil 12 Mitchells Plain	78, 79, 81, 82
13	David Mthetho Ntlanganiso Subcouncil 13	33, 34, 35, 36,
14	Subcouncil 14 Miranda Ngculu	37, 38, 39, 40, 41
15	Subcouncil 15	51, 52, 53, 55, 56, 57,
16	Good Hope Subcouncil 16	54, 74, 77
17	Subcouncil 17	46, 47, 48, 60
18	Subcouncil 18	63, 65, 66, 68, 80, 110
19	South Peninsula Subcouncil 19	43, 61, 64, 67, 69
20	Subcouncil 20	58, 59, 62, 71, 72, 73
21	Oostenberg Subcouncil 21	11, 14, 17, 19, 108
22	Helderberg 1 Subcouncil 22	15, 16, 109,
23	Subcouncil 23	75, 76, 88,
24	Solomon Mahlangu Subcouncil 24	95, 96, 97, 98

Substitution of Schedule 2 of the principal By-law as amended by the Cape Town Sub-council Further Amendment By-law, 2011 and the Cape Town Sub-council Amendment By-law, 2013

5. The following Schedule is hereby substituted for Schedule 2 of the principal By-law setting out the sub-councils which are established.

SCHEDULE 2

COLUMN 1 SUB-COUNCIL DESIGNATION	COLUMN 2 WARD NUMBERS
1	23, 29, 32 and 104
2	6, 7, 8, 101, 102 and 111
3	1, 4, 5, 70, 107 and 113
4	25, 26, 27, 28 and 30
5	13, 20, 24, 31, 50 and 106
6	2, 3, 9, 10, 12 and 22
7	21, 103, 105 and 112
8	83, 85, 86 and 100
9	18, 87, 89, 90, 91 and 116
10	92, 93, 94, 97, 98 and 99
11	40, 44, 46 and 47
12	78, 79, 81 and 82
13	34, 35, 36, 80 and 88
14	37, 38, 39, 41, 42 and 45
15	51, 52, 53, 55 and 56
16	54, 57, 74, 77 and 115
17	48, 49 and 60
18	63, 65, 66, 67, 68 and 110
19	61, 64 and 69
20	58, 59, 62, 71, 72 and 73
21	11, 19 and 108
22	14, 16, 17 and 114
23	33, 43, 75 and 76
24	15, 84, 95, 96 and 109

SHORT TITLE

6. This By-law is called the Cape Town Sub-council Amendment By-law, 2016, and comes into operation upon promulgation in the Provincial Gazette.

STAD KAAPSTAD**WYSIGINGSVERORDENING OP KAAPSTAD-SUBRADE, 2016****ALGEMENE VERDUIDELIKENDE AANTEKENING:**

[] **Woorde in vetdruk en tussen tekshakies dui op weglatings uit die bestaande wetgewing.**

_____ **Woorde met 'n volstreep onderstreep is, dui op byvoegings by die bestaande wetgewing.**

Om die Wysigingsverordening op Kaapstad-subrade, 2003, soos gewysig deur die Verdere Wysigingsverordening op Kaapstad-subrade, 2011, en die Wysigingsverordening op Kaapstad-subrade, 2013, te wysig; om 24 metropolitaanse subrade te ontbind; om 24 metropolitaanse subrade in die regsgebied van die Stad Kaapstad in te stel; om wyke vir die gebied van elke subraad saam te groepeer; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

HIERMEE WORD soos volg deur die Raad van die Stad Kaapstad VERORDEN: —

Vervanging van artikel 2 van die Verordening op Kaapstad-subrade, 2003 (hierna die hoofverordening genoem), soos gewysig deur artikel 3 van die Verdere Wysigingsverordening op Kaapstad-subrade, 2011

1. Artikel 2 van die hoofverordening word hiermee met die volgende artikel vervang:

"2. ONTBINDING

Met ingang van middernag op die dag voor die effektiewe datum word die vier-en-twintig subrade soos uiteengesit in kolom 1 van Bylae 1 en bestaande uit die groep wyke soos uiteengesit in kolom 3 van Bylae 1, ontbind."

Vervanging van artikel 3 van die hoofverordening, soos gewysig deur artikel 4 van die Verdere Wysigingsverordening op Kaapstad-subrade, 2011

2. Artikel 3 van die hoofverordening word hiermee met die volgende artikel vervang:

"3. INSTELLING

Met ingang van die effektiewe datum word die vier-en-twintig subrade soos uiteengesit in kolom 1 van Bylae 2 ingestel vir die gebied bestaande uit die groep aangrensende wyke soos uiteengesit in kolom 2 van Bylae 2."

Vervanging van subartikel (1) van artikel 4 van die hoofverordening, soos gewysig deur artikel 1 van die Verdere Wysigingsverordening op Kaapstad-subrade, 2013

3. Subartikel (1) van artikel 4 van die hoofverordening word hiermee met die volgende subartikel vervang:

"(1) Die naam van elke subraad is die **[naam]** nommer daaraan toegeken in Bylae 2."

Vervanging van Bylae 1 van die hoofverordening, soos gewysig deur die Verdere Wysigingsverordening op Kaapstad-subrade, 2011

4. Bylae 1 van die hoofverordening wat die subrade uiteensit wat ontbind word, word hiermee met die volgende Bylae vervang.

BYLAE 1

KOLOM 1 NOMMER VAN SUBRAAD	KOLOM 2 NAAM VAN SUBRAAD	KOLOM 3 WYKSNOMMERS
1	Subraad 1 Blaauwberg	4, 23, 29, 32, 104, 107
2	Subraad 2 Bergdal	6, 7, 8, 111
3	Subraad 3 De Grendel	1, 3, 5, 70
4	Subraad 4	25, 26, 27, 28, 30
5	Subraad 5	13, 20, 24, 31, 50, 106
6	Subraad 6	2, 9, 10, 12, 22
7	Subraad 7 Koeberg	21, 101, 102, 103, 105
8	Helderberg-Oos-subraad	83, 84, 85, 86, 100
9	Xolani Mbundu-subraad 9	18, 87, 89, 90, 91
10	Chris Hani-subraad	92, 93, 94, 99
11	Subraad 11	42, 44, 45, 49
12	Subraad 12 Mitchells Plain	78, 79, 81, 82
13	David Mthetho Ntlanganis-subraad 13	33, 34, 35, 36,
14	Subraad 14 Miranda Ngculu	37, 38, 39, 40, 41
15	Subraad 15	51, 52, 53, 55, 56, 57,
16	Goeie Hoop-subraad 16	54, 74, 77
17	Subraad 17	46, 47, 48, 60
18	Subraad 18	63, 65, 66, 68, 80, 110
19	Suid-Skiereiland-subraad 19	43, 61, 64, 67, 69
20	Subraad 20	58, 59, 62, 71, 72, 73
21	Oostenberg-subraad 21	11, 14, 17, 19, 108
22	Helderberg 1 Subraad 22	15, 16, 109,
23	Subraad 23	75, 76, 88,
24	Solomon Mahlangu-subraad 24	95, 96, 97, 98

Vervanging van Bylae 2 van die hoofverordening soos gewysig deur die Verdere Wysigingsverordening op Kaapstad-subrade, 2011, en die Wysigingsverordening op Kaapstad-subrade, 2013

5. Bylae 2 van die hoofverordening wat die subrade uiteensit wat ingestel word, word met die volgende bylae vervang.

BYLAE 2

KOLOM 1 BENOEMING VAN SUBRAAD	KOLOM 2 WYKSNOMMERS
1	23, 29, 32 en 104
2	6, 7, 8, 101, 102 en 111
3	1, 4, 5, 70, 107 en 113
4	25, 26, 27, 28 en 30
5	13, 20, 24, 31, 50 en 106
6	2, 3, 9, 10, 12 en 22
7	21, 103, 105 en 112
8	83, 85, 86 en 100
9	18, 87, 89, 90, 91 en 116
10	92, 93, 94, 97, 98 en 99
11	40, 44, 46 en 47
12	78, 79, 81 en 82
13	34, 35, 36, 80 en 88
14	37, 38, 39, 41, 42 en 45
15	51, 52, 53, 55 en 56
16	54, 57, 74, 77 en 115
17	48, 49 en 60
18	63, 65, 66, 67, 68 en 110
19	61, 64 en 69
20	58, 59, 62, 71, 72 en 73
21	11, 19 en 108
22	14, 16, 17 en 114
23	33, 43, 75 en 76
24	15, 84, 95, 96 en 109

KORT TITEL

6. Hierdie verordening word die Wysigingsverordening op Kaapstad-subrade, 2016, genoem en tree in werking by afkondiging in die Provinsiale Koerant.

ISIXEKO SASEKAPA

UMTHETHO KAMASIPALA WEZILUNGISO WAMABHUNGANA WASEKAPA, KA-2016

INGCACISO-GABALALA

[] amagama akwizibiyeli ezisikwere angqindilili abonisa izinto ezicinyiweyo kwimithetho ekhoyo.

_____ amagama akrwelelwe umgca ngaphantsi abonisa izinto ezifakelweyo kwimithetho ekhoyo.

Ukwenza izilungiso kuMthetho kaMasipala weZilungiso waMabhungana waseKapa ka-2003, njengoko wenziwe izilungiso nguMthetho kaMasipala oWaphinda weNziwa iZilungiso waMabhungana waseKapa ka-2011, kunye noMthetho kaMasipala weZilungiso waMabhungana waseKapa ka-2013; ukubhangisa amabhungana eenqila angama-24; ukumisela amabhungana eenqila angama-24 kummandla olawulwa siSixeko saseKapa; ukudibanisa iiwadi zommandla weBhungana ngalinye; nokubonelela ngemiba ehambelana noko.

MAWUMISELWE liBhunga leSixeko saseKapa, ngolu hlobo lulandelayo: —

Ukutshintshwa kwecandelo 2 loMthetho kaMasipala weZilungiso waMabhungana waseKapa ka-2003, (ekubhekiswe kuwo apha njengoMthetho-ngqangi) njengoko wenziwe izilungiso licandelo 3 loMthetho kaMasipala oWaphinda weNziwa iZilungiso waMabhungana waseKapa ka-2011

1. Eli candelo lilandelayo lingena endaweni yecandelo 2 loMthetho-ngqangi:

"2. UBHANGISO

Ukususela ezinzulwini zobusuku kumhla ophambi kowomiselo lwamabhungana angamashumi amabini anesine adweliswe kwiKHOLAM 1 yeShedyuli 1 nequlethe imbumba zewadi ezidweliswe kwiKHOLAM 3 yeShedyuli 1, ezo wadi ziya kubhangiswa."

Ukutshintshwa kwecandelo 3 loMthetho-ngqangi, njengoko wenziwe izilungiso licandelo 4 loMthetho kaMasipala oWaphinda weNziwa iZilungiso waMabhungana waseKapa ka-2011

2. Eli candelo lilandelayo lingena endaweni yecandelo 3 loMthetho-ngqangi:

"3. UMISELO

Ukususela kumhla womiselo, amabhungana angamashumi amabini anesine adweliswe kwiKHOLAM 1 yeShedyuli 2, aya kumiselwa ommandla onembumba yeewadi ezisondeleleneyo ezichazwe kwiKHOLAM 2 yeShedyuli 2."

Ukutshintshwa kwecandelwana (1) lecandelo 4 loMthetho-ngqangi njengoko wenziwe izilungiso licandelo 1 loMthetho kaMasipala weZilungiso waMabhungana waseKapa, ka-2013

3. Eli candelwana lilandelayo lingena endaweni yecandelwana (1) lecandelo 4 loMthetho-ngqangi

"(1) Igama lebhungana ngalinye iya kuba **[ligama]** yinombolo ebhalwe kwiShedyuli 2."

Ukutshintshwa kweShedyuli 1 yoMthetho-ngqangi njengoko wenziwe izilungiso nguMthetho kaMasipala oWaphinda weNziwa iZilungiso waMabhungana waseKapa, ka-2011

4. Le shedyuli ilandelayo ingena endaweni yeShedyuli 1 yoMthetho-ngqangi echaza ngamabhungana abhangisiweyo.

ISHEDYULI 1

IKHOLAM 1 ULUHLU LWEEWADI	IKHOLAM 2 IGAMA LEBHUNGANA	IKHOLAM 3 IINOMBOLO ZEEWADI
1	IBhungana 1 Blaauwberg	4, 23, 29, 32, 104, 107
2	IBhungana 2 Bergdal	6, 7, 8, 111
3	IBhungana 3 De Grendel	1, 3, 5, 70
4	IBhungana 4	25, 26, 27, 28, 30
5	IBhungana 5	13, 20, 24, 31, 50, 106
6	IBhungana 6	2, 9, 10, 12, 22
7	IBhungana 7 Koeberg	21, 101, 102, 103, 105
8	IBhungana laseHelderberg East	83, 84, 85, 86, 100
9	Xolani Mbundu IBhungana 9	18, 87, 89, 90, 91
10	Chris Hani IBhungana	92, 93, 94, 99
11	IBhungana 11	42, 44, 45, 49
12	IBhungana 12 Mitchells Plain	78, 79, 81, 82
13	David Mthetho Ntlanganiso IBhungana 13	33, 34, 35, 36,
14	IBhungana 14 Miranda Ngculu	37, 38, 39, 40, 41
15	IBhungana 15	51, 52, 53, 55, 56, 57,
16	Good Hope IBhungana 16	54, 74, 77
17	IBhungana 17	46, 47, 48, 60
18	IBhungana 18	63, 65, 66, 68, 80, 110
19	South Peninsula IBhungana 19	43, 61, 64, 67, 69
20	IBhungana 20	58, 59, 62, 71, 72, 73
21	Oostenberg IBhungana 21	11, 14, 17, 19, 108
22	Helderberg 1 IBhungana 22	15, 16, 109,
23	IBhungana 23	75, 76, 88,
24	Solomon Mahlangu IBhungana 24	95, 96, 97, 98

Ukutshintshwa kweShedyuli 2 yoMthetho-ngqangi njengoko wenziwe izilungiso nguMthetho kaMasipala oWaphinda weNziwa iZilungiso waMabhungana waseKapa, ka-2011 kunye noMthetho kaMasipala weZilungiso waMabhungana waseKapa, ka-2013

5. Le shedyuli ilandelayo ingena endaweni yeShedyuli 2 loMthetho-ngqangi echaza ngamabhungana amiselweyo.

ISHEDYULI 2

IKHOLAM 1 ULUHLU LWEEWADI	IKHOLAM 2 IINOMBOLO ZEEWADI
1	23, 29, 32 kunye no-104
2	6, 7, 8, 101, 102 kunye no-111
3	1, 4, 5, 70, 107 kunye no-113
4	25, 26, 27, 28 kunye no-30
5	13, 20, 24, 31, 50 kunye no-106
6	2, 3, 9, 10, 12 kunye no-22
7	21, 103, 105 kunye no-112
8	83, 85, 86 kunye no-100
9	18, 87, 89, 90, 91 kunye no-116
10	92, 93, 94, 97, 98 kunye no-99
11	40, 44, 46 kunye no-47
12	78, 79, 81 kunye no-82
13	34, 35, 36, 80 kunye no-88
14	37, 38, 39, 41, 42 kunye no-45
15	51, 52, 53, 55 kunye no-56
16	54, 57, 74, 77 kunye no-115
17	48, 49 kunye no-60
18	63, 65, 66, 67, 68 kunye no-110
19	61, 64 kunye no-69
20	58, 59, 62, 71, 72 kunye no-73
21	11, 19 kunye no-108
22	14, 16, 17 kunye no-114
23	33, 43, 75 kunye no-76
24	15, 84, 95, 96 kunye no-109

ISIHLOKO ESIFUTSHANE

6. Lo Mthetho kaMasipala ubizwa ngokuba kuMthetho kaMasipala weZilungiso waMabhungana waseKapa, ka-2016, yaye uya kuqala ukusebenza emva kokuba kwenziwe umpoposho kwiGazethi yePhondo