

Application for the Special Consent of the Municipality

In terms of Clause of the Town Planning Scheme, 19

The Municipal Manager
Emakhazeni Local Municipality
P.O. Box 17
BELFAST 1100



Sir,

A. I, the undersigned _____ the registered owner of the land described herein, or duly authorised persons(s) / agent(s) do hereby apply in terms of the provisions of Clause ____ of _____ Town-Planning Scheme _____ for the consent of the municipality to use the under-mentioned land for the purpose of _____ and submit the following particulars:

1	Full name of registered owner of the land	
2	Full address of the registered owner	
3	Full name of the applicant(s), agent	
4	Full address of the applicant(s), agent	
5	Full description of the land	
	The size of the land	
7	The use and density of the land in terms of the Town-Planning Scheme are as follows:	
8	Present use(s) practised on the land	
9	Proposed use(s) (All uses)	

B. I submit herewith:

1	A cheque to the value R 423.500 made out to the Highlands Municipality.
2	A full motivation of, or reasons in motivation of the applicant.
3	3 Copies of the site plan (if applicable) showing the proposed development.
4	The prescribed notices which were advertised through the press.
5	A certified or photocopy of the relevant Deed(s) of Transfer.
6	A sworn affidavit indicating that the notices were actually displayed on the premises and through the press for the prescribed period.
7	A power of attorney from the registered owner of the property, should the applicant not be the owner, which authorizes the applicant to submit an application.
8	A copy of the relevant company resolution if the registered owner is a company

C. In addition to the above, I/We accept the following:

1. To publish at own expenses once a week for two consecutive weeks in English in an English newspaper and in Afrikaans in an Afrikaans newspaper as approved by the municipality, a notice of his intention to make such an application and request any person having any objections to the erection and use of the proposed building or to the proposed use of the land, to lodge such objection with the municipality and the applicant in writing within 14 days after the date of the last advertisement, stating completely his reasons for objection. Such notice shall state where the plans, if any, may be inspected or information obtained. If the application is not submitted to the municipality within a period of three months after the closing date for objections, the intention must again be advertised.

2. From the first date of publication of the notice in the press, a notice according to a scale and shape approved by the municipality shall be posted conspicuously on the site in order to be seen from all adjoining streets and the notice shall contain the same information as the publication in the press and shall be maintained for not less than fourteen days.

The applicant shall notify the municipality in the attached letter of dates of publication and the date on which lodging of complaints expires and also that he undertakes to post and maintain the above-mentioned notice.

3. Inform all owners of adjoining properties by registered post of information as stated under paragraph C1 above, as well as any other person as seems fit by the municipality. Copies of the above-mentioned letters addressed to the owners of the adjoining properties must be forwarded to the municipality with the letter mentioned in (2) above.

4. The municipality shall take into consideration any objections received within this period.

5. The applicant and objectors shall be notified of the decision per registered post, stating if the application is rejected or granted with or without conditions.

6. Any person, whether being the applicant or objector, aggrieved by the decision of the municipality, may appeal.

7. The decision of the municipality shall not take effect for a period of 28 days after the concerned parties received notice of the municipality's decision: Provided that where one of the parties gave notice that he intends appealing, the decision of the municipality shall not take effect before the appeal is settled and will be subjected to the results of the appeal.

Written notice of appeal shall be given to the Townships Board and to the municipality. If the appeal is against decision of the municipality, the notice shall be given within 28 days from the date of the serving on the applicant, of the notice of the municipality's decision.

8. Where the special consent of the municipality is obtained and not substantially commenced with, within 15 months after notification of the municipality's decision, or development or use of the buildings or land was interrupted for a period of 15 months or more, the consent granted shall lapse automatically and cease to be valid without any claim for compensation.
9. When the land is held in joint ownership, such application shall be signed by each registered owner of a share therein or by his authorized agent.
10. When the land is registered in the name of a partnership, such application shall be signed by one or more of the partners on behalf of the partnership, or by a duly authorized agent.
11. If the applicant is a married woman she shall, unless her husband's marital power has been excluded, be assisted by him.

Signature of the Applicant

Date

Notification of an application for the Special Consent of the Municipality

In terms of Clause _____ of the _____ Town Planning Scheme, 19____
(To be submitted in duplicate)

The Municipal Manager
Emakhazeni Local Municipality
P.O. Box 17
BELFAST
1100

Sir

Notification for an application for the special consent of the Municipality:

Property Description: _____

A. I/We hereby notify the Municipality of the following:

1	Date of first publication	
2	Date of first publication	
3	Date on which Lodging of complaints expire	

B. I/We hereby confirm that the notice shall be posted and maintained from _____ and for a period of 14 days.

C. Hereby attached find prove that the adjoining owners has been notified by registered post.

Signature of applicant/s
Postal address of applicant:

Date

AFFIDAVIT

I, the undersigned _____ (name)
do hereby make oath and state as follows:

1. That I am making application for the special consent of the Municipality to use _____ (Description of property)
for the purpose of _____

2. That the required notice in terms of Clause _____ of the _____ Town-Planning Scheme, 19____, was posted and maintained by me conspicuously for a period of 14 days on the above-mentioned property from _____ 20____ to _____ 20____

3. That the required notices in terms of Clause _____ of the _____ Town-Planning Scheme, 19____, were published in the prescribed newspapers for a period of two consecutive weeks on _____ 20____ and _____ 20____

4. That owners of adjoining properties were notified by registered post, of this application and that the information furnished to them is similar to that outlined in the notice required in terms of Clause 19 of the Witbank Town Planning Scheme, 1991 as well as all persons assigned by the Municipality.

Signature

Date

Signed and confirmed with oath at _____

on the _____ day of _____ 20____ in my presence.

Commissioner of Oaths

NOTICE

Town-Planning Scheme 19 .

Application for “Special Consent” on (Description of property)

In terms of Clause _____ of the abovementioned scheme, notice is hereby given that I, the undersigned, intend to apply to the Emakhazeni Local Municipality for permission to use the above-mentioned ground for

Plans and/or particulars of this application may be inspected during normal office hours at (physical address of applicant)

Any person or persons having any objection against the approval of this application must lodge such written objections, together with a proper motivation, with the Acting Municipal Manager, P.O. Box 17, Belfast 1100 and the undersigned, by not later than _____

KENNISGEWING

Dorpsbeplanningskema 19 .

Aansoek vir “Spesiale toestemming” op (Beskrywing van eiendom)

— Ingevolge Klousule _____ van die bogemelde skema word hierby kennis gegee dat ek, die ondergetekende van voorneme is om aansoek te doen by die Emakhazeni Plaaslike Munisipaliteit vir toestemming om bogenoemde grond aan te wend vir

Planne en/of besonderhede van die aansoek mag gedurende normale kantoorure nagegaan word te (fisiese adres van die applikant)

Enige persoon of persone wat enige beswaar het teen die toestaan van die aansoek moet sodanige geskrewe beswaar volledig gemotiveer, indien by die Munisipale Bestuurder, Posbus 17, Belfast 1100 en die ondergetekende, nie later nie as _____