

Statutory Instrument No. 73 of 1974

TOWNSHIPS PROCLAMATION
(Cap. 120)

SELEBI-PIKWE TOWNSHIP REGULATIONS, 1970
(S.I. 81 of 1970)

SELEBI-PIKWE GENERAL (AMENDMENT) (NO. 2) BYE-LAWS, 1974

(Published on the 17th May, 1974)

ARRANGEMENT OF BYE-LAWS

BYE-LAW

1. Citation
2. Amendment of bye-law 3 of S.I. 13 of 1971
3. Amendment of bye-law
4. Insertion of new bye-law 11A
5. Amendment of bye-law 14
6. Amendment of bye-law 31
7. Amendment of bye-law 37

IN EXERCISE of the powers conferred by regulation 16 of the Selebi-Pikwe Township Regulations, 1970, the Selebi-Pikwe Township Authority, with the approval of the Minister of Local Government and Lands, has made the following Bye-Laws —

1. These Bye-Laws may be cited as the Selebi-Pikwe General (Amendment) Bye-Laws, 1974.

2. Bye-Law 3 of the Selebi-Pikwe General Bye-Laws, 1971 (hereinafter referred to as the principal Bye-laws) is amended by inserting after the word "shall", where it appears in paragraph (2) thereof, the following words —

Amendment
of bye-law 3
S.I. 13 of
1971

"urinate or"

3. Bye-Law 5 of the principal Bye-Laws is amended by substituting therefor the following new bye-laws —

Amendment
of bye-law 5

"Prevention
of accumu-
lation of
refuse

5. (1) No person shall place, pour, throw or leave on any lot, premises, street, or other public place and no person shall permit to remain on any lot or premises under their control or any street or public place adjacent to such lot or premises within 10 metres of the boundary thereof, any refuse in such a place or in such a manner or for such a time as to endanger health, or to favour the breeding or harbouring of flies, mosquitoes or other insect pests or to encourage rats or other vermin to frequent such lot, premises, street or other public place, or to become unsightly or a nuisance, or to be likely to interfere with the comfort of the inhabitants of the Council area.

(2) The Authority may order any person who contravenes the provisions of paragraph (1) to remove or dispose of any refuse which is the subject of the contravention in such a manner as he may specify and should that person refuse, the

Council may remove or dispose of the refuse, at that persons expense and that expense shall be a debt recoverable in a court of law.

Refuse receptacles and removal

5A. (1) Every occupier shall within twenty one days of the service upon him of a notice requiring him so to do, provide the required number of refuse receptacles of a nature approved of by the Authority.

(2) Every occupier shall keep their refuse receptacles covered at all times save when refuse is being deposited therein or discharged therefrom.

(3) Every occupier shall keep their refuse receptacles and covers thereof reasonably clean and in good order and condition.

(4) The Council shall perform refuse removal services throughout the Council area as often as circumstances warrant and the fee charged will be determined from time to time.”.

Insertion of new bye-law 11A

4. The principal Bye-Laws are amended by inserting immediately after bye-law 11, the following new bye-law —

“Disposal of carcasses

11A. (1) Subject to the provisions of paragraph (2) no person shall dispose of any carcasse within the Council area except in a place approved by the Council.

(2) A person may bury within a lot under their control the carcasse of any dog, cat, or other small pet provided that —

(a) the carcasse shall be buried deeply enough to prevent the escape of any offensive odour or the digging up of the carcasse by scavengers and prevent any hazard to health;

(b) if death was caused by an infectious disease, the advice of a medical practitioner or veterinary surgeon shall be obtained against which such burial shall not take place; and

(c) if the place where the carcasse is buried is marked as a grave, such mark must be shielded from view so as not to offend other persons’ religious or other susceptibilities.

(3) The Authority may give such directions as may be necessary to secure compliance with the provisions of paragraph (2).

Amendment of bye-law 14

5. The principal Bye-Laws are amended by substituting for bye-law 14 the following bye-law —

“Hoardings

14. (1) Subject to the provisions of paragraph (3), this bye-law shall not apply to hoardings which form a temporary part of any building operation or which can be put up as a temporary measure to shield any works in progress or to

protect the public from any hazard arising or which may arise from work in progress or to any hoarding erected on privately-owned premises for the purpose of advertising the said premises for sale.

(2) No hoardings shall be erected within the Council area without the written consent of the Council.

(3) The Council may direct any person erecting or who has erected a hoarding to remove or re-position such hoarding and may withhold its consent to the erection of a hoarding if it considers that the proposed hoarding —

- (a) will obstruct the view of road users in a manner inconsistent with the smooth flow of traffic, vehicular or otherwise;
- (b) is objectionable in substance, presentation or scale; or
- (c) will spoil the appearance of any improved or developed area set aside for industrial development, or any beauty-spot, park or recreational area; or
- (d) will be offensive to any occupier of residential premises adjacent to or looking upon the site of the proposed hoarding.

(4) The Authority may charge fees for permission to erect maintain hoardings on any street or other public place within the Council area.

(5) The Council may erect hoardings and permit the use thereof and of any walls or other suitable fixtures being the property of the Council by any person to display any bill, poster, placard or advertisement and may charge fees for such use.

(6) The fees mentioned in paragraphs (4) and (5) shall be determined from time to time by resolution of Council and a separate rate may be specified in respect of illuminated hoardings or signs.

(7) The Authority may remove a hoarding which contravenes the provisions of this bye-law at the expense of the person who erected the hoarding, such expense being recoverable as a civil debt in a court of law if the person —

- (a) erects hoarding in contravention of these Bye-laws; or
- (b) refuses to remove a hoarding within a reasonable time when required to do so by the Authority; or
- (c) fails to pay a fee charged in terms of these Bye-laws.

6. Bye-Law 31 of the principal Bye-Laws is amended —

(a) by adding thereto a new paragraph (b) as follows —

“(b) All bakery products shall be covered in plastic or waxed

Amendment
of bye-law 31

paper before leaving the bakery premises for the purpose of human consumption.”; and

(2) by adding thereto a new paragraph (10) as follows —

“(10) All foodstuffs shall be completely wrapped up and no person who sells any foodstuffs shall deliver the same wrapped in a newspaper or in any soiled or previously used wrapping paper.”

Amendment of bye-law 37 7. Bye-Law 37 (2) of the principal Bye-Laws is amended by inserting in their correct numerical order the follows numbers —

“5A, 11A”

MADE this 3rd day of May, 1974.

L. GRAVES,
Town Clerk,
Selebi-Pikwe Township Authority.

APPROVED this 3rd day of May, 1974.

B.G. MAKOBOLÉ,
Permanent Secretary,
Ministry of Local Government and Lands.

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