

Statutory Instrument No. 113 of 1975

LOCAL GOVERNMENT (DISTRICT COUNCILS) ACT
(CAP. 40:01)

KANYE (WATER FEES) (AMENDMENT) BYE-LAWS, 1975

(Published on the 19th September, 1975)

IN EXERCISE of the powers conferred by section 31 of the Local Government (District Councils) Act, the Southern District Council, 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 Kanye (Water Fees) (Amendment) Bye-Laws, 1975. Citation

2. Bye-law 2 of the Kanye (Water Fees) Bye-Laws, 1972, (hereinafter referred to as "the principal Bye-Laws"), is amended by substituting for the words "village of Kanye", which appear therein, the words "villages of Kanye, Moshupa, Mabutsane, Mmathethe, Moshaneng and Good Hope." Amendment
of bye-law 2
of S.I. 69 of
1972

3. Bye-law 3 of the principal Bye-Laws is amended —

(a) by substituting for the definition of "business", which appears therein, the new definition following —

Amendment
of bye-law
3 of principal
Bye-Laws

" "business" means an undertaking carried on for profit or reward from fixed premises within the villages where these Bye-Laws apply, and where such an undertaking is carried on for more than one set of premises the undertaking as carried on in each such set shall be deemed to be a separate business;" ;

(b) by inserting, in their appropriate alphabetical position, the new definitions following —

" "village of Moshupa" means the area defined in the Fifth Schedule; "villages of Mabutsane, Mmathethe, Moshaneng and Good Hope" means the area within 1 kilometre of any public stand-pipe in these villages;" ; and

(c) by substituting for the definition of "Water Authority", which appears therein, the new definition following —

" "Water Authority" means the authority appointed for the villages of Kanye and Moshupa under section 4 of the Waterworks Law, 1961." 26 of 1961

4. The principal Bye-Laws are amended by inserting, immediately after bye-law 4 (3), the new sub-bye-law following — Amendment
of bye-law 4
of principal
Bye-Laws

"(4) Any person who contravenes sub-bye-law (1) shall be guilty of an offence."

5. The principal Bye-Laws are amended by inserting, immediately after bye-law 5 (3), the new sub-bye-law following — Amendment
of bye-law 5
of principal
Bye-Laws

"(4) Any person living outside the areas defined as the villages of Kanye, Moshupa, Mabutsane, Mmathethe, Moshaneng and Good Hope who is found to be using water from these villages shall be subject to the provisions of bye-law 4 (1)."

6. Bye-law 9 of the principal Bye-Laws is amended by deleting the words "within the village of Kanye", which appear therein. Amendment
of bye-law 9
of principal
Bye-Laws

Amendment
of bye-law 10
of principal
Bye-Laws

7. The principal Bye-Laws are amended by substituting for bye-law 10 the new bye-law following —

“10. (1) Any person may apply to the Water Authority or Council, as the case may be, in the villages where these Bye-Laws apply to have a private tap installed in a lolwapa, private dwellinghouse, premises of a business, religious, educational or other character upon such terms and conditions as may be agreed by the applicant and the Water Authority or Council.

(2) There shall be payable to the Council in respect of every private tap in the villages of Mabutsane, Mmathethe, Moshaneng and Good Hope a water fee of 11 cents for 1 000 litres (50 cents per 1 000 gallons) used or as prescribed from time to time by the Council.”

Amendment
of bye-law 16
of principal
Bye-Laws

8. The principal Bye-Laws are amended by substituting for bye-law 16 the new bye-law following —

“16. Any person found guilty of an offence under bye-law 4 (1), 8 (1), 9 (1), 10 (2), 11 (1), 12 (1), 13 (1) or 14 (1) shall be liable to a fine of R50 and to imprisonment for 2 years.”

Addition
of new
Schedules
to principal
Bye-Laws

9. The principal Bye-Laws are amended by adding at the end thereof the two new Schedules following —

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FOURTH SCHEDULE

(bye-laws 9 (1) and 13 (1))

Goo Bome Borehole Pumphouse tap, Kanye
Mmasekou Borehole Pumphouse tap, Kanye
Mmatshitswane Borehole Pumphouse tap, Kanye
Moshupa Dam
No. 1102 Borehole Pumphouse tap, Mabutsane
No. 31 Borehole Pumphouse tap, Mmathethe
No. BH 2358 Borehole Pumphouse tap, Moshaneng
No. BH 110 Borehole Pumphouse tap, Good Hope.

FIFTH SCHEDULE

(bye-law 4)

Starting from the Spillway of Moshupa dam	X 8998000	Y - 134700
Following the Spillway and then southeast-		
wards to	X 9000000	Y - 138000
East of Hatsalatfadi River	X 9000000	Y - 138650
Following the river to	X 8998300	Y - 144000
North to	X 8990000	Y - 144000
Northwest to	X 8989000	Y - 143000
West to	X 8989000	Y - 137000
South West to	X 8990000	Y - 136000
West to	X 8990000	Y - 134000
South Southwest to	X 8994000	Y - 132000
South to	X 8995000	Y - 132000
East to	X 8995000	Y - 133000

East Southeast to	X 8995900 Y - 134900
South East to	X 8996530 Y - 135470
Following the dam wall to	X 8996840 Y - 134870
Following the riverbed back to	X 8998000 Y - 134700"

MADE this 5th day of September, 1975.

S. MOTSE,
Secretary,
Southern District Council

APPROVED this 5th day of September, 1975.

B. MAKOBILE,
Permanent Secretary,
Ministry of Local Government and Lands.

L2/8/9 III