



Western Cape Government • Wes-Kaapse Regering • URhulumente weNtshona Koloni

PROVINCE OF THE WESTERN CAPE

PROVINSIE WES-KAAP

IPHONDO LENTSHONA KOLONI

**Provincial Gazette  
Extraordinary**

**Buitengewone  
Provinsiale Koerant**

**Isongezelelo  
kwiGazethi yePhondo**

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OFFICE OF THE PREMIER  
OF THE PROVINCE OF THE  
WESTERN CAPE

P.N. 223/2017 13 December 2017

It is hereby notified that the Premier of the Province of Western Cape has assented to the following Act which is hereby published for general information:—

No. 3 of 2017: Western Cape Local Government Laws Rationalisation Act, 2017.

*As 'n nuusblad by die Poskantoor geregistreer*

*(\*Afskrifte is verkrygbaar by Kamer M21, Provinsiale Wetgewer-gebou, Waalstraat 7, Kaapstad 8001.)*

KANTOOR VAN DIE PREMIER  
VAN DIE PROVINSIE  
WES-KAAP

P.K. 223/2017 13 Desember 2017

Hiermee word bekend gemaak dat die Premier van die Provinsie Wes-Kaap die onderstaande Wet, wat hierby ter algemene inligting gepubliseer word, bekragtig het:—

Nr. 3 van 2017: Wet op die Rasionalisasie van Wes-Kaapse Plaaslikeregeringswette, 2017.

*Ibhaliswe ePosini njengePhephandaba*

*(\*Iikopi zifumaneka kwigumbi M21, kwiSakhiwo seNdlu yoWiso Mthetho yePhondo, e7 Wale Street, eKapa 8001.)*

I-OFISI YENKULUMBUSO  
YEPHONDO LENTSHONA  
KOLONI

I.S. 223/2017 13 Disemba 2017

Kwenziwa isaziso apha sokuba iNkulumbuso yePhondo leNtshona Koloni iwamkele ngokusemthethweni lo Mthetho ulandelayo opapashelwe ulwazi gabalala:—

Nomb 3 ka-2017: UMthetho woLungeleloniso lwe-Mithetho kaRhulumente woMmandla weNtshona Koloni, 2017.

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*(English text signed by the Premier)*  
*(Assented to 30 November 2017)*

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# ACT

**To repeal certain redundant laws pertaining to local government and applicable in the Province of the Western Cape; and to provide for matters incidental thereto.**

**BE IT ENACTED** by the Provincial Parliament of the Western Cape, as follows:—

## **Repeal of legislation**

1. The laws specified in the second column of the Schedule, in so far as they apply in or have been assigned to the Province of the Western Cape, are hereby repealed to the extent indicated in the third column of the Schedule. 5

## **Short title and commencement**

2. This Act is called the Western Cape Local Government Laws Rationalisation Act, 2017, and comes into operation on a date to be determined by the Premier by proclamation in the *Provincial Gazette*. 10

**SCHEDULE****LEGISLATION OF THE PROVINCE OF THE WESTERN CAPE AND THE FORMER PROVINCE OF THE CAPE OF GOOD HOPE**

	<b>Title, number and year of law</b>	<b>Extent of repeal</b>
1	Municipal Ordinance, 1974 (Ordinance 20 of 1974)	Sections 2, 65, 122, 126 to 128, 139 to 145, 148 to 151, 153, 154, 163 to 170, 176, 180 to 182, 184, 196, 202, 207, 210, 213, 216 and 217
2	Divisional Councils Ordinance, 1976 (Ordinance 18 of 1976)	Sections 2, 65, 121, 126 to 128, 140 to 146, 149 to 152, 154, 155, 164 to 171, 177, 182 to 186, 198, 204, 209, 212, 215, 218 and 219
3	Municipal Second Amendment Ordinance, 1977 (Ordinance 16 of 1977)	Sections 1 and 13
4	Divisional Councils Second Amendment Ordinance, 1977 (Ordinance 17 of 1977)	Section 1
5	Municipal Second Amendment Ordinance, 1978 (Ordinance 12 of 1978)	Sections 1, 8 and 13
6	Divisional Councils Amendment Ordinance, 1978 (Ordinance 18 of 1978)	Section 12
7	Municipal Amendment Ordinance, 1979 (Ordinance 7 of 1979)	Sections 25 to 28
8	Divisional Councils Second Amendment Ordinance, 1979 (Ordinance 14 of 1979)	Sections 29 to 31
9	Divisional Councils Second Amendment Ordinance, 1980 (Ordinance 19 of 1980)	Section 1
10	Changing of the Financial Year of Local Authorities Ordinance, 1983 (Ordinance 4 of 1983)	Section 6
11	Divisional Councils Amendment Ordinance, 1985 (Ordinance 10 of 1985)	Section 2
12	Divisional Councils Second Amendment Ordinance, 1986 (Ordinance 15 of 1986)	Sections 3 and 5

**NATIONAL LAWS ASSIGNED TO THE PROVINCE OF THE  
WESTERN CAPE**

	<b>Title, number and year of law</b>	<b>Extent of repeal</b>
1	Cape Local Authorities Gas Ordinance, 1912 (Ordinance 7 of 1912)	The whole
2	Disused Cemeteries Ordinance, 1920 (Ordinance 23 of 1920)	The whole
3	Cremation Ordinance, 1926 (Ordinance 6 of 1926)	The whole
4	Pounds Ordinance, 1938 (Ordinance 18 of 1938)	The whole
5	Dryfe House and The Deanery Alienation Ordinance, 1964 (Ordinance 21 of 1964)	The whole
6	Civil Protection Ordinance, 1977 (Ordinance 8 of 1977)	The whole
7	Dog Tax Ordinance, 1978 (Ordinance 19 of 1978)	The whole
8	Exhumations Ordinance, 1980 (Ordinance 12 of 1980)	The whole

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*(Engelse teks deur die Premier onderteken)*  
*(Bekragtig op 30 November 2017)*

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## WET

**Om bepaalde oorbodige wetgewing wat op plaaslike regering betrekking het en op die Provinsie Wes-Kaap van toepassing is, te herroep; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.**

**D**AAR WORD BEPAAL deur die Provinsiale Parlement van die Wes-Kaap, soos volg:—

### **Herroeping van wetgewing**

**1.** Die wette wat in die tweede kolom in die Bylae vermeld word, in soverre hulle van toepassing is in of toegeken is aan die Provinsie Wes-Kaap, word hiermee herroep in die mate aangedui in die derde kolom van die Bylae. 5

### **Kort titel en inwerkingtreding**

**2.** Hierdie Wet heet die Wet op Rasionalisasie van Wes-Kaapse Plaaslikeregeringswette, 2017, en tree in werking op 'n datum bepaal deur die Premier by proklamasie in die *Provinsiale Koerant*. 10

**BYLAE****WETGEWING VAN DIE PROVINSIE WES-KAAP EN DIE VOORMALIGE  
PROVINSIE KAAP DIE GOEIE HOOP**

	<b>Titel, nommer en jaar van wet</b>	<b>Omvang van herroeping</b>
1	Munisipale Ordonnansie, 1974 (Ordonnansie 20 van 1974)	Artikels 2, 65, 122, 126 tot 128, 139 tot 145, 148 tot 151, 153, 154, 163 tot 170, 176, 180 tot 182, 184, 196, 202, 207, 210, 213, 216 en 217
2	Ordonnansie op Afdelingsrade, 1976 (Ordonnansie 18 van 1976)	Artikels 2, 65, 121, 126 tot 128, 140 tot 146, 149 tot 152, 154, 155, 164 tot 171, 177, 182 tot 186, 198, 204, 209, 212, 215, 218 en 219
3	Munisipale Tweede Wysigingsordonnansie, 1977 (Ordonnansie 16 van 1977)	Artikels 1 en 13
4	Tweede Wysigingsordonnansie op Afdelingsrade, 1977 (Ordonnansie 17 van 1977)	Artikel 1
5	Munisipale Tweede Wysigingsordonnansie, 1978 (Ordonnansie 12 van 1978)	Artikels 1, 8 en 13
6	Wysigingsordonnansie op Afdelingsrade, 1978 (Ordonnansie 18 van 1978)	Artikel 12
7	Munisipale Wysigingsordonnansie, 1979 (Ordonnansie 7 van 1979)	Artikels 25 tot 28
8	Tweede Wysigingsordonnansie op Afdelingsrade, 1979 (Ordonnansie 14 van 1979)	Artikels 29 tot 31
9	Tweede Wysigingsordonnansie op Afdelingsrade, 1980 (Ordonnansie 19 van 1980)	Artikel 1
10	Ordonnansie op Verandering van die Boekjaar van Plaaslike Owerhede, 1983 (Ordonnansie 4 van 1983)	Artikel 6
11	Wysigingsordonnansie op Afdelingsrade, 1985 (Ordonnansie 10 van 1985)	Artikel 2
12	Tweede Wysigingsordonnansie op Afdelingsrade, 1986 (Ordonnansie 15 van 1986)	Artikels 3 en 5

**NASIONALE WETGEWING VAN TOEPASSING OP DIE PROVINSIE  
WES-KAAP**

	<b>Titel, nommer en jaar van wet</b>	<b>Omvang van herroeping</b>
1	Kaapse Plaaslike Owerhede se Gasordonnansie, 1912 (Ordonnansie 7 van 1912)	Geheel
2	Ordonnansie op Begraafplase in Onbruik, 1920 (Ordonnansie 23 van 1920)	Geheel
3	Verassingsordonnansie, 1926 (Ordonnansie 6 van 1926)	Geheel
4	Skutordonnansie, 1938 (Ordonnansie 18 van 1938)	Geheel
5	Ordonnansie op Vervreemding van Dryfe House en The Deanery, 1964 (Ordonnansie 21 van 1964)	Geheel
6	Ordonnansie op Burgerlike Beskerming, 1977 (Ordonnansie 8 van 1977)	Geheel
7	Ordonnansie op Hondebelasting, 1978 (Ordonnansie 19 van 1978)	Geheel
8	Ordonnansie op Opgrawings, 1980 (Ordonnansie 12 van 1980)	Geheel

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*(Uxwebhu lwesiNgesi lutyikitywe yiNkulumbuso)  
(Lwamkelwa ngowama-30 Novemba 2017)*

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## UMTHETHO

**Ukubhangisa imithetho ethile engasasebenziyo enento yokwenza norhulumente wommandla kwiPhondo leNtshona Koloni; nokubonelela ngemiba ehambelana nayo.**

**M**AWUPHUNYEZWE KE NGOKO yiPalamente yePhondo leNtshona Koloni ngolu hlobo lulandelayo:—

### **Ukutshitshiswa komthetho**

**1.** Imithetho ekhankanywe kwikholamu yesibini yeShedyuli, njengoko isebenza okanye inikezelwe iPhondo leNtshona Koloni, kungokunje iyabhangiswa ngolu hlobo 5 kuchazwe ngalo kwikholamu yesithathu yeShedyuli.

### **Isihloko esifutshane nokuqala ukusebenza**

**2.** Lo mthetho ubizwa ngokuba nguMithetho woLungelelaniso lweMithetho kaRhulumente woMmandla weNtshona Koloni, 2017, yaye uya kuqala ukusebenza 10 ngomhla oya kumiselwa yiNkulumbuso ngokubhengezwa *kwiGazethi yePhondo*.



**ISHEDYULI****IMITHETHO YEPHONDO LENTSHONA KOLONI NEPHONDO LAKUDALA  
LECAPE OF GOOD HOPE**

	<b>Isihloko, iNombolo nonyaka womthetho</b>	<b>Okutshitshiswayo</b>
1	Municipal Ordinance, 1974 (i-Odinensi 20 ka-1974)	Amacandelo 2, 65, 122, 126 ukuya ku-128, 139 ukuya ku-145, 148 ukuya ku-151, 153, 154, 163 ukuya ku-170, 176, 180 ukuya ku-82, 184, 196, 202, 207, 210, 213, 216 no-217
2	Divisional Councils Ordinance, 1976 (i-Odinensi 18 ka-1976)	Amacandelo 2, 65, 121, 126 ukuya ku-128, 140 ukuya ku-146, 149 ukuya ku-152, 154, 155, 164 ukuya ku-171, 177, 182 ukuya ku-186, 198, 204, 209, 212, 215, 218 kunye no 219
3	Municipal Second Amendment Ordinance, 1977 (i-Odinensi 16 ka-1977)	Amacandelo 1 ukuya ku-13
4	Divisional Councils Second Amendment Ordinance, 1977 (i-Odinensi 17 ka-1977)	Icandelo 1
5	Municipal Second Amendment Ordinance, 1978 (i-Odinensi 12 ka-1978)	Amacandelo 1,8 ukuya ku-13
6	Divisional Councils Amendment Ordinance, 1978 (i-Odinensi 18 ka-1978)	Icandelo 12
7	Municipal Amendment Ordinance, 1979 (i-Odinensi 7 ka-1979)	Amacandelo 25 ukuya ku-28
8	Divisional Councils Second Amendment Ordinance, 1979 (i-Odinensi 14 ka-1979)	Amacandelo 29 ukuya ku-31
9	Divisional Councils Second Amendment Ordinance, 1980 (i-Odinensi 19 ka-1980)	Icandelo 1
10	Changing of the Financial Year of Local Authorities Ordinance, 1983 (i-Odinensi 4 ka-1983)	Icandelo 6
11	Divisional Councils Amendment Ordinance, 1985 (i-Odinensi 10 ka-1985)	Icandelo 2
12	Divisional Councils Second Amendment Ordinance, 1986 (i-Odinensi 15 ka-1986)	Amacandelo 3 no-5

**IMITHETHO YESIZWE ENIKELWE KWIPHONDO LENTSHONA KOLONI**

	<b>Isihloko, iNombolo nonyaka womthetho</b>	<b>Okutshitshiswayo</b>
1	Cape Local Authorities Gas Ordinance, 1912 (i-Odinensi 7 ka-1912)	Yonke i-odinensi
2	Disused Cemeteries Ordinance, 1920 (i-Odinensi 23 ka-1920)	Yonke i-odinensi
3	Cremation Ordinance, 1926 (i-Odinensi 6 ka-1926)	Yonke i-odinensi
4	Pounds Ordinance, 1938 (i-Odinensi 18 ka-1938)	Yonke i-odinensi
5	Dryfe House and the Dearnly Alienation Ordinance, 1964 (i-Odinensi 21 ka-1964)	Yonke i-odinensi
6	Civil Protection Ordinance, 1977 (i-Odinensi 8 ka-1977)	Yonke i-odinensi
7	Dog Tax Ordinance, 1978 (i-Odinensi 19 ka-1978)	Yonke i-odinensi
8	Exhumations Ordinance, 1980 (i-Odinensi 12 ka-1980)	Yonke i-odinensi



