

LOCAL AUTHORITY NOTICE 201**NKOMAZI LOCAL MUNICIPALITY
SAND HARVESTING BY-LAWS**

1. Definitions
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1. Definitions

In these By-law, unless the context indicates otherwise-

"Municipality" means Nkomazi Local Municipality as described in section 2 of the Local Government: Municipal Systems Act (Act No. 32 of 2000), and its area as determined from time to time in terms of the Local Government: Municipal Demarcation Act (Act No. 27 of 1998);

"Public Place" includes any space the control thereof is vested in the Municipality, and all property belonging to an organ of state;

"Public road" means any road, street, sidewalk, thoroughfare or any other place is commonly used by the public or a section thereof, to which the public or a section thereof has a right of access;

"Sidewalk" means that portion of a public road intended for use by pedestrians.

2. Prohibition

It shall be an offence to damage a road, street, sidewalk or public place by-

- (a) Marking or causing to be made a hole, trench, pit or excavation by removing soil or sand from such road, street, sidewalk or public place;
- (b) Harvesting sand on a near road, street, sidewalk or public place so as endanger public safety;
- (c) Obstructing the road, street, sidewalk or public place for the purpose of harvesting sand on such road, street, sidewalk or public place;
- (d) Marking and /or leaving an unguarded excavation, hole or trench on any such road, street, sidewalk or public place.