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

PROVINCE OF THE WESTERN CAPE

Provincial Gazette Extraordinary

8556

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Vrydag, 25 Februarie 2022

As 'n Nuusblad by die Poskantoor Geregistreer

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IZIQULATHO

*(*Ushicilelo oLutsha lufumaneka kwigumbi M21, kwiSakhiwo sePhondo seNdlu yoWiso-Mthetho, 7 Wale Street, eKapa 8001.)*

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PROVINCIAL NOTICE

The following Provincial Notice is published for general information.

DR H.C. MALILA,
DIRECTOR-GENERAL

Provincial Legislature Building,
Wale Street,
Cape Town.

PROVINSIALE KENNISGEWING

Die volgende Provinsiale Kennisgewing word vir algemene inligting gepubliseer.

DR H.C. MALILA,
DIREKTEUR-GENERAAL

Provinsiale Wetgewer-gebou,
Waalstraat,
Kaapstad.

ISAZISO SEPHONDO

Esi saziso silandelayo sipapashelwe ukunika ulwazi ngokubanzi.

GQIR H.C. MALILA,
MLAWULI-JIKELELE

ISakhiwo sePhondo,
Wale Street,
eKapa.

PROVINCIAL NOTICE

P.N. 24/2022 **25 February 2022**

DEPARTMENT OF TRANSPORT AND PUBLIC WORKS: WESTERN CAPE
NATIONAL LAND TRANSPORT ACT, 2009 (ACT 5 OF 2009)
EXTRAORDINARY MEASURES IN DECLARED AREAS: BELLVILLE AND PAARL

1. I, Daylin Gary Mitchell, Provincial Minister of Transport and Public Works in the Western Cape—

(a) declare, under section 91(1) of the National Land Transport Act, 2009 (Act 5 of 2009) (the Act), Bellville and Paarl as areas in respect of which the notification prescribing the extraordinary measures contemplated in section 91(2) of the Act may be made (the declared areas), as set out in paragraph *(b)*(i), (ii) and (iii); and

(b) give notice that—

(i) under section 91(2)*(a)* of the Act, the route and ranks, and a part of the Bellville Public Transport Interchange, set out in the Schedule, that are situated in the declared areas are closed for the operation of any minibus taxi-type service for a period of three months (the closure period), commencing on 26 February 2022;

(ii) under section 91(2)*(b)* of the Act, any operating licence or permit authorising any minibus taxi-type service on the closed route contemplated in subparagraph (i) is suspended in respect of that route for the duration of the closure period;

(iii) under section 91(2)*(c)* of the Act, and subject to subparagraph (v), no person may, for the duration of the closure period, undertake any minibus taxi-type service on the closed route contemplated in subparagraph (i), or in terms of an operating licence or permit suspended as contemplated in subparagraph (ii);

(iv) under section 91(5) of the Act, a current minibus taxi operator who contravenes this Notice, or fails to comply therewith, commits an offence and is liable on conviction to a fine of R5000, or to imprisonment for a period not exceeding six months; and

(v) under section 91(6) of the Act, a temporary permit may be issued to an operator of a motor vehicle, minibus or midibus to operate a minibus taxi-type service, or to an operator of a bus to operate a bus service, on a closed route or at a closed rank during the closure period in substitution for the prohibited services contemplated in subparagraph (i).

2. This Notice comes into operation on 26 February 2022.

Signed at Cape Town on this 25th day of February 2022.

DG MITCHELL
PROVINCIAL MINISTER OF TRANSPORT AND PUBLIC WORKS

SCHEDULE

CLOSED ROUTE, RANKS AND PART OF BELLVILLE PUBLIC TRANSPORT INTERCHANGE
(Paragraph (b)(i), (ii) and (iii))

Part A
Closed Route

Route name	**Description of route**
B97 (Mbekweni to Bellville and return)	From taxi rank in Mbekweni, left into Mphakalasi Street, left into Ntshamba Street, left into Drommedaris Road, left into Oosbosch Street, right into Jan Van Riebeeck Road, into Huguenot Station, into Ambagsvlei Road, right into Jan Van Riebeeck Road, right into Lady Grey Street, left into Bergriver Boulevard, left into Main Road, right into N1, along N1, left into Durban Road, and return

Part B
Closed ranks

Name or description of rank	**Address or location of rank**
Mbekweni rank	Mohajane Street, Mbekweni, Paarl
Mbekweni rank	Shoprite Midway Centre, Mbekweni, Paarl
Unofficial rank	Situated in Belrail Road, Bellville

Part C
Part of Bellville Public Transport Interchange that is closed

Long-distance facility in respect of Paarl

PROVINSIALE KENNISGEWING

P.K. 24/2022 **25 Februarie 2022**

DEPARTEMENT VAN VERVOER EN OPENBARE WERKE: WES-KAAP
"NATIONAL LAND TRANSPORT ACT, 2009" (WET 5 VAN 2009)
BUITENGEWONE MAATREËLS IN VERKLAARDE GEBIEDE: BELLVILLE EN PAARL

1. Ek, Daylin Gary Mitchell, Provinsiale Minister van Vervoer en Openbare Werke in die Wes-Kaap—

(a) verklaar, kragtens artikel 91(1) van die "National Land Transport Act, 2009" (Wet 5 van 2009) (die Wet), Bellville en die Paarl as gebiede ten opsigte waarvan die kennisgewing gemaak kan word wat die buitengewone maatreëls beoog in artikel 91(2) van die Wet voorskryf (die verklaarde gebiede), soos uiteengesit in paragraaf *(b)*(i), (ii) en (iii); en

(b) gee kennis dat—

(i) kragtens artikel 91(2)*(a)* van die Wet, die roete en staanplekke, en 'n gedeelte van die Bellville Openbare Vervoerwisselaar, uiteengesit in die Bylae, wat in die verklaarde gebiede geleë is, gesluit is vir die bedryf van enige minibustaxi-tipe diens vir 'n tydperk van drie maande (die sluitingstydperk), met ingang van 26 Februarie 2022;

(ii) kragtens artikel 91(2)*(b)* van die Wet, enige operateurslisensie of permit wat enige minibustaxi-tipe diens op die geslote roete beoog in subparagraaf (i) magtig, opgeskort is ten opsigte van daardie roete vir die duur van die sluitingstydperk;

(iii) kragtens artikel 91(2)*(c)* van die Wet, en behoudens subparagraaf (v), geen persoon, vir die duur van die sluitingstydperk, enige minibustaxi-tipe diens op die geslote roete beoog in subparagraaf (i), of ingevolge 'n operateurslisensie of permit wat opgeskort is soos beoog in subparagraaf (ii), mag bedryf nie;

(iv) kragtens artikel 91(5) van die Wet, 'n huidige minibustaxi-operateur wat hierdie Kennisgewing oortree, of versuim om daaraan te voldoen, 'n misdryf pleeg en by skuldigbevinding strafbaar is met 'n boete van R5000, of met gevangenisstraf vir 'n tydperk van hoogstens ses maande; en

(v) kragtens artikel 91(6) van die Wet, 'n tydelike permit uitgereik kan word aan 'n operateur van 'n motorvoertuig, minibus of midibus om 'n minibustaxi-tipe diens te bedryf, of aan 'n operateur van 'n bus om 'n busdiens te bedryf, op 'n geslote roete of by 'n geslote staanplek gedurende die sluitingstydperk ter vervanging van die verbode dienste beoog in subparagraaf (i).

2. Hierdie Kennisgewing tree op 26 Februarie 2022 in werking.

Geteken te Kaapstad op hierdie 25ste dag van Februarie 2022.

DG MITCHELL
PROVINSIALE MINISTER VAN VERVOER EN OPENBARE WERKE

BYLAE

GESLOTE ROETE, STAANPLEKKE EN GEDEELTE VAN BELLVILLE OPENBARE VERVOERWISSELAAR
(Paragraaf (b)(i), (ii) en (iii))

Deel A
Geslote roete

Naam van roete	**Beskrywing van roete**
B97 (Mbekweni na Bellville en terug)	Vanaf taxistaanplek in Mbekweni, na links in Mphakalasistraat, na links in Ntshambastraat, na links in Drommedarisweg, na links in Oosboschstraat, na regs in Jan Van Riebeeck-weg, in Huguenot-stasie in, in Ambagsvleiweg in, na regs in Jan Van Riebeeck-weg, na regs in Lady Grey-straat, na links in Bergrivierrylaan, na links in Hoofweg, na regs op die N1, met die N1 langs, na links in Durbanweg, en terug

Deel B
Geslote staanplekke

Naam of beskrywing van staanplek	**Adres of ligging van staanplek**
Mbekweni-staanplek	Mohajanestraat, Mbekweni, Paarl
Mbekweni-staanplek	Shoprite Midway-sentrum, Mbekweni, Paarl
Nie-amptelike staanplek	Geleë in Belrailweg, Bellville

Deel C
Gedeelte van Bellville Openbare Vervoerwisselaar wat gesluit is

Langafstandfasiliteit ten opsigte van die Paarl

ISAZISO SEPHONDO

I.S. 24/2022 **25 kweyoMdumba 2022**

ISEBE LEZOTHUTHO NEMISEBENZI YOLUNTU: ENTSHONA KOLONI
UMTHETHO I-*NATIONAL LAND TRANSPORT ACT, 2009* (UMTHETHO 5 KA-2009)
IMILINGANISELO ENGAQHELEKANGA KWIMIMANDLA EBHENGEZIWEYO: IBELLVILLE NEPAARL

1. Mna, Daylin Gary Mitchell, uMphathiswa wezoThutho neMisebenzi yoLuntu kwiPhondo leNtshona Koloni—

(a) ndibhengeza, phantsi kwecandelo 91(1) lomthetho i*National Land Transport Act, 2009* (uMthetho 5 ka-2009) (uMthetho), iBellville nePaarl njengeendawo apho isaziso simisela amanyathelo angaqhelekanga akhankanywe kwicandelo 91(2) loMthetho zingenziwa (iindawo ezibhengeziweyo), njengoko kuchaziwe kumhlathi *(b)*(i), (ii) no-(iii); kwaye

(b) ndazisa ukuba—

(i) phantsi kwecandelo 91(2)*(a)* loMthetho, imizila kunye neerenki, kunye nenxalenye yesiPhambuka seziThuthi sikaWonkewonke saseBellville, esichazwe kwiShedyuli, ezimi kwindawo ebhengeziweyo, ziya kuvalwa ukusebenza kwayo nayiphi na inkonzo yohlobo lweeteksi kangangeenyanga ezintathu (ixesha lokuvalwa), eliqala ngowama-26 kweyoMdumba 2022;

(ii) phantsi kwecandelo 91(2)*(b)* loMthetho, nayiphi na ilayisenisi yokusebenza okanye iphephamvume eligunyazisa nayiphi na inkonzo yohlobo lweteksi kumzila ovaliweyo oxelwe kumhlathana (i) iya kunqunyanyiswa kuloo mzila kangangexesha lokuvala;

(iii) phantsi kwecandelo 91(2)*(c)* loMthetho, kwaye ngokuxhomekeke kumhlathana (v), akukho mntu uvumelekileyo, ngethuba lokuvala, unokusebenzisa nayiphi na inkonzo yohlobo lweteksi kumzila ovaliweyo oxelwe kumhlathana (i), okanye ngokwemiqathango yelayisenisi yokusebenza okanye imvume enqunyanyisiweyo njengoko kuchaziwe kumhlathana (ii);

(iv) phantsi kwecandelo 91(5) loMthetho, umqhubi weteksi okhoyo ngoku owaphula esi Saziso, okanye ongasithobeliyo eso saziso, wophula umthetho kwaye ekugwetyweni kwakhe uya kuhlawuliswa isohlwayo sama-R5000, okanye avalelwe ixesha elithile, elingagqithiyo kwiinyanga ezintandathu entolongweni; kwaye

(v) phantsi kwecandelo 91(6) loMthetho, imvume yethutyana inokukhutshelwa umqhubi wesithuthi, iminibhasi okanye imidibhasi ukuba aqhuba kwinkonzo yohlobo lweteksi, okanye kumqhubi webhasi ukuba aqhuba kwinkonzo yebhasi, kumzila ovaliweyo okanye kwirenki evaliweyo ngexesha lokuvala endaweni yeenkonzo ezithintelweyo ezichazwe kumhlathana (i).

2. Esi Saziso siqala ukusebenza ngomhla wama-26 kweyoMdumba 2022.

Ityikitywe eKapa ngomhla wama-25 kweyoMdumba 2022.

DG MITCHELL
UMPHATHISWA WEZOTHUTHO NEMISEBENZI YOLUNTU KWIPHONDO

ISHEDYULI

UMZILA OVALIWEYO, IIRENKI KUNYE NENXENYE YESIPHALUKA SEZOTHUTHO SIKAWONKEWONKE SASEBELLVILLE
(Umhlathi (b)(i), (ii) nowe-(iii))

Icandelo A
Umzila ovaliweyo

Igama lomzila	**Inkcazelo yomzila**
B97 (Ukusuka eMbekweni ukuya eBellville uphinde ubuye)	Isuka kwirenki yeteksi yaseMbekweni ishiye isiya kwiSitalato sikaMphakalasi ishiye ingena kwiSitalato iNtshamba ishiyeke ingene kwiNdlela iDrommedaris ishiye ingene kwiSitalato iOosbosch ingene kwiNdlela iJan Van Riebeeck ingene kwiSikhululo saseHuguenot ingene kwiNdlela iAmbagsvlei ingene kwiNdlela iJan Van Riebeeck ukuya kwiSitalato iLady Grey, ukuya eBergriver Boulevard, ishiye iye kwiNdlela eNkulu, ukuya kuN1, ecaleni koN1, ukuya kwiNdlela iDurban, iphinde ibuye

Icandelo B
Iirenki ezivaliweyo

Igama okanye inkcazelo yerenki	**Idilesi okanye indawo yerenki**
Irenki yaseMbekweni	Isitalato iMohajane, eMbekweni, ePaarl
Irenki yaseMbekweni	EShoprite Midway Centre, eMbekweni, ePaarl
Irenki engekho semthethweni	IkwiNdlela iBelrail, eBellville

Icandelo C

Inxalenye yesiPhambuka sezoThutho zikaWonke-wonke saseBellville esivaliweyo

Indawo yezithuthi zomgama omde zasePaarl

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