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Offences and Penalties

22. Any person who—

- (1) contravenes or fails to comply with a provision of this by-law, whether or not such contravention or failure has been declared an offence elsewhere in this by-law;
- (2) deliberately obstructs, hampers or handicaps any person in the exercise of any power or the performance of any duty or function in terms of any provision of this by-law, or
- (3) furnishes false, incorrect or misleading information shall be guilty of an offence and liable upon conviction to—
 - (a) a fine or imprisonment or either such fine or imprisonment or to both such fine and such imprisonment and,
 - (b) in the case of a continuing offence, to an additional fine or an additional period of imprisonment or to such additional imprisonment without the option of a fine or to both such additional fine and imprisonment for each day on which such offence is continued and,
 - (c) a further amount equal to any costs and expenses found by the court to have been incurred by the municipality as result of such contravention or failure.

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Misdrywe en Straf

22. Enige persoon wat—

- (1) 'n bepaling van hierdie verordening, oortree of versuim om daaraan te voldoen, ongeag of sodanige oortreding of versuim elders in hierdie verordening tot 'n misdryf verklaar is, al dan nie,
- (2) enige ander persoon in die uitoefening van enige bevoegdheid of die verrigting van enige plig of funksie ingevolge 'n bepaling van hierdie verordening opsetlik dwarsboom, hinder of belemmer, of
- (3) valse, onjuiste of misleidende inligting verstrek, is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met—
 - (a) 'n boete of gevangenisstraf, of óf sodanige boete of sodanige gevangenisstraf óf beide sodanige boete en sodanige gevangenisstraf;
 - (b) in die geval van 'n voortdurende misdryf, met 'n addisionele boete, of 'n addisionele tydperk van gevangenisstraf of óf sodanige addisionele boete of sodanige addisionele gevangenisstraf, óf beide sodanige addisionele boete en gevangenisstraf vir elke dag wat sodanige misdryf voortduur, en
 - (c) 'n verdere bedrag gelyk aan enige koste en uitgawes wat na bevinding van die hof deur die munisipaliteit aangeaan is as gevolg van sodanige oortreding of versuim.

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WITZENBERG MUNICIPALITY

BY-LAW RELATING TO THE KEEPING OF ANIMALS

(14-2004)

Purpose of By-Law

- To promote the interests of animals and residents by exercising control over the numbers and kinds of animals that may be kept as well as the conditions under which such animals may be kept, sheltered and cared for and to provide for the prevention of nuisances through the keeping of such animals.

Definitions

1. In this by-law, words used in the masculine gender include the feminine, the singular includes the plural and vice versa, the Afrikaans text prevails in the event of an inconsistency between the different texts and unless the context otherwise indicates:—

“animals” mean members of the equine family, cattle, sheep, goats, pigs, fowls, dogs, cats, or other domestic animals or birds, or any wild animal, wild bird or reptile which is in captivity or under the control of a person;

“municipality” means the Municipality of Witzenberg established in terms of Section 12 of the Municipal Structures Act, 117 of 1998, Provincial Notice 487 dated 22 September 2000 and includes any political structure, political office bearer, councillor, duly authorised agent thereof or any employee thereof acting in connection with this by-law by virtue of a power vested in the municipality and delegated or sub-delegated to such political structure, political office bearer, councillor, agent or employee;

“nuisance” means, any act, omission or condition which is, in the opinion of the municipality, detrimental to health or offensive or injurious or which materially interferes with the ordinary comfort or convenience of the public or adversely affects the safety of the public or which disturbs the quiet of the neighbourhood;

“pets” means any dogs, cats, guinea pigs, hamsters, rabbits, chinchillas or birds not kept for breeding or business purposes;

“premises” means any land, whether vacant, occupied or with buildings thereon;

WITZENBERG MUNISIPALITEIT

VERORDENING INSAKE DIE AANHOU VAN DIERE

(14-2004)

Doel van Verordening

- Om in belang van diere en inwoners beheer uit te oefen oor die getalle en soorte diere asook die omstandighede waaronder diere aangehou, gehou, versorg en versorg mag word en om voorsiening te maak vir die voorkoming van van oorlaste deur die aanhouding van sodanige diere.

Woordbepaling

1. In hierdie verordening sluit woorde wat die manlike geslag aandui, ook die vroulike geslag in, sluit die enkelvoud die meervoud in en omgekeerd, geniet die Afrikaanse teks voorrang in die geval van 'n teenstrydigheid tussen die verskillende tekste, en tensy dit uit die samehang anders blyk, beteken:—

“diere” lede van die perdefamilie, beeste, skape, bokke, varke, hoenders, volstruise, honde katte of ander huisdiere of voëls, wilde voëls of wilde diere of reptiele wat in gevangenisstraf verkeer of onder die beheer van iemand is.

“munisipaliteit” die munisipaliteit van Witzenberg gestig in terme van Artikel 12 van die Munisipale Strukturewet, 117 van 1998, Provinsiale Kennisgewing 487 gedateer 22 September 2000 en sluit in enige politieke struktuur, politieke ampsbekleder, raadslid, behoorlik gevolmagtigde agent daarvan of enige werknemer daarvan handelende ingevolge hierdie verordening uit hoofde van 'n bevoegdheid van die munisipaliteit wat gedelegeer of gesubdelegeer is aan gemelde politieke struktuur, politieke ampsbekleder, raadslid, agent of werknemer;

“oorlast” onder meer enige handeling, versuim of toestand wat na die mening van die munisipaliteit skadelik vir die gesondheid of aanstootlik of nadelig is of wat wesenlik inbreuk maak op die gewone gemak of gerief van die publiek of die veiligheid van die publiek nadelig raak of wat inbreuk maak op die stilte van die omgewing;

“perseel” enige grond, hetsy onbebou, ge-okkupeer of met geboue daarop;

“troeteldiere” enige honde, katte, marmotjies, hamsters, konyne, pelsmuise, voëls of reptiele wat nie vir aantel- of handelsdoeleindes aangehou word nie;

Written permission

2. (1) No person shall keep or permit to be kept on any premises or property any animals (excluding pets) without the written permission of the municipality, and such permission may be withdrawn if at any time a nuisance is caused or the requirements of this by-law are not complied with; provided that the provisions of this section shall not apply to premises or land which is zoned for agricultural purposes.
- (2) A person who keeps animals on premises or land which is zoned for agricultural purposes is not exempt from the provisions of any other municipal by-laws or legislation with regard to the inception or bringing about of a nuisance.

Number of animals

3. For the purpose of controlling and restricting the keeping of animals within townships, the municipality may from time to time determine the number, kind and sex of animals that may be kept and the areas within which such animals shall be prohibited.

Plans for structures and management

4. (1) An application for permission to keep animals shall be accompanied by a detailed site plan indicating all structures and fences, existing and proposed, on the premises.
- (2) Detailed plans and specifications shall be submitted to and approved by the municipality in respect of all structures where animals are to be accommodated.
- (3) An exposition of the number, kinds, sizes and sex of animals shall accompany the plan.
- (4) Notwithstanding anything to the contrary contained in this bylaw the municipality may refuse to approve the application and plans if, in its opinion, the property, owing to its location, siting or geographical features is unsuitable for the keeping of animals thereon.

Structures shall comply with requirements

5. (1) All structures housing animals shall be constructed in a workmanlike manner and of materials approved by the municipality.
- (2) No structure shall be sited within a distance of 15 m from any dwelling and staff quarters or the boundary of a residential erf and 8 m from any road boundary. The municipality may however, depending on circumstances allow relaxation of the said distances.
- (3) Every part of the structure shall be properly maintained and painted as often as the municipality may deem necessary.
- (4) No animals shall be kept in a structure or on land which is considered by the municipality to be undesirable or objectionable by reason of its locality, construction or manner of use.

Premises to be kept clean

6. (1) All manure from animals shall be stored in a manner approved by the municipality and disposed of on a regular basis so as to prevent any nuisance from being created.
- (2) All feed shall be stored in a rodent-proof place.
- (3) The premises shall be kept in such condition as not to attract or provide shelter for rodents.

Animals and pets kept in an unsatisfactory manner

7. Whenever, in the opinion of the municipality, any animals or pets

Skriftelike toestemming

2. (1) Niemand mag sonder die skriftelike toestemming van die munisipaliteit enige diere, uitgesonderd troeteldiere, op enige perseel of eiendom aanhou of toelaat dat dit daarop aangehou word nie, en sodanige toestemming kan teruggetrek word indien daar te eniger tyd 'n oorlas ontstaan of die vereistes van hierdie verordening nie nagekom word nie; met dien verstande dat die bepalings van hierdie artikel nie van toepassing is op 'n perseel of grond wat vir landboudoel-eindes gesoneer is nie.
- (2) 'n Persoon wie diere aanhou op 'n perseel of grond wat vir landboudoel-eindes gesoneer is, word nie vrygestel van die bepalings van enige ander verordeninge van die munisipaliteit of wetgewing met betrekking tot die ontstaan of veroorsaking van 'n oorlas nie.

Getal diere

3. Ten einde die aanhou van diere op persele te beheer en te beperk, kan die munisipaliteit van tyd tot tyd die getal, soorte en geslag diere wat aangehou mag word, bepaal asook die gebiede waarbinne sodanige diere verbied word.

Planne vir strukture en bestuur

4. (1) 'n Aansoek om toestemming om diere aan te hou, moet vergesel gaan van 'n gedetailleerde terreinplan waarop alle bestaande en voorgestelde strukture en heinings op die perseel aangedui word.
- (2) Gedetailleerde planne en spesifikasies moet voorgelê word aan en goedgekeur word deur die munisipaliteit ten opsigte van alle strukture waar diere gehuisves gaan word.
- (3) 'n Uiteensetting van die getal, soorte, grootte en geslag van diere moet die plan vergesel.
- (4) Ondanks enige andersluidende bepalings in hierdie verordening vervat, kan die munisipaliteit weier om die aansoek en planne goed te keur indien hy van mening is dat die perseel, vanweë die ligging of geografiese kenmerke daarvan, ongeskik is vir die aanhou van diere daarop.

Strukture moet aan vereistes voldoen

5. (1) Alle strukture waarin diere gehuisves word, moet op 'n deeglike wyse gebou word en van materiaal wat die munisipaliteit goedkeur.
- (2) Geen struktuur mag geleë wees binne 'n afstand van 15 m van enige woning en personeelkamers of die grens van 'n woonperseel en 8 m van enige padgrens nie. Die Munisipaliteit kan egter na gelang van omstandighede verslapping van gemelde afstande toestaan.
- (3) Elke deel van die struktuur moet behoorlik in stand gehou en geverf word so dikwels as wat die munisipaliteit nodig ag.
- (4) Geen diere mag aangehou word in 'n struktuur of op grond wat na die mening van die munisipaliteit onwenslik of aanstootlik is vanweë die ligging of bou daarvan of die wyse waarop dit gebruik word nie.

Perseel moet skoon gehou word

6. (1) Alle mis wat van diere afkomstig is, moet opgeberg word op 'n wyse wat deur die munisipaliteit goedgekeur is en moet op 'n gereelde grondslag weggedoen word ten einde te verhoed dat 'n oorlas ontstaan.
- (2) Alle voer moet in 'n knaagdierdigte plek opgeberg word.
- (3) Die perseel moet in so 'n toestand gehou word dat dit nie knaagdiere aanlok of 'n skuiplek daaraan bied nie.

Diere en troeteldiere wat op 'n onbevredigende wyse aangehou word

7. Wanneer ookal, na die mening van die munisipaliteit, enige diere of

kept on any premises, whether or not such premises have been approved by the municipality under this by-law, are a nuisance or danger to health, the municipality may by written notice require the owner or occupier of such premises, within a period to be stated in such notice but not less than 24 hours after the date of such notice, to remove the cause of and to abate such nuisance or danger to health and to carry out such work or do such things as the municipality may deem necessary for the said purpose.

Stray animals and pets

8. (1) The municipality may seize animals or pets found on any premises, land or road which are not under supervision or control of any person and which are causing a nuisance or danger to the safety and health of persons.
- (2) Animals or pets seized in terms of sub-section (1) may be destroyed or caused to be destroyed by the municipality with such instruments or appliances and with such precautions and in such a manner as to inflict as little suffering as possible.

DOG KENNELS AND CATTERIES

Requirements for premises

9. No person shall keep a kennel or cattery unless the requirements listed hereunder are complied with:
 - (1) Every dog or cat shall be kept in an enclosure complying with the following requirements:
 - (a) It shall be constructed of durable materials and the access thereto shall be adequate for cleaning purposes.
 - (b) The floor shall be constructed of concrete or other durable and impervious material brought to a smooth finish and graded to a channel 100 mm wide, extending over the full width of the floor and situated within the enclosure, which channel shall be graded and shall drain into a gully connected to the municipality's sewer system by means of an earthenware pipe or a pipe of any other approved material with a minimum diameter of 100 mm, or to another approved disposal system.
 - (c) A kerb 150 mm high shall be provided along the entire length of the channel referred to in subparagraph (b) and on the side thereof adjacent to the surrounding outside area, to prevent storm water from such area from entering the channel.
 - (2) Every enclosure referred to in paragraph (1) shall contain a roofed shelter for the accommodation of dogs and cats which shall comply with the following requirements:
 - (a) Every wall shall be constructed of brick, stone, concrete or other durable material and shall have a smooth internal surface without cracks or open joints.
 - (b) The floor shall be of concrete or other impervious and durable material brought to a smooth finish without cracks or open joints, and the surface between the floor and the walls of a permanent structure shall be coved.
 - (c) Every shelter shall have adequate access thereto for the cleaning thereof and for extermination of vermin.
 - (3) In the case of dogs, a dog kennel of moulded asbestos or other similar material, which is movable and placed on a base constructed of concrete or other durable material with an easily cleaned finish, without cracks or open joints, may be provided instead of a shelter contemplated in paragraph (2), and if the base of such kennel is not rendered waterproof, a

troeteldiere wat op enige perseel aangehou word, ongeag of sodanige perseel kragtens hierdie verordening deur die munisipaliteit goedgekeur is of nie, 'n oorlas of gevaar vir die gesondheid is, kan die munisipaliteit by wyse van 'n skriftelike kennisgewing die eienaar of okkupeerder van sodanige perseel aansê om, binne 'n tydperk wat in sodanige kennisgewing aangedui moet word, maar minstens 24 uur na die datum van sodanige kennisgewing, die oorsaak van sodanige oorlas of gevaar vir die gesondheid te verwyder en om die werk te verrig of die dinge te doen wat die munisipaliteit vir genoemde doel nodig ag.

Loslopende diere en troeteldiere

8. (1) Die munisipaliteit mag diere of troeteldiere in beslag neem wat op enige perseel of plek aangetref word wat nie onder toetsig of beheer van iemand is nie en wat 'n oorlas skep of 'n gevaar vir die veiligheid en gesondheid van persone is.
- (2) Die munisipaliteit mag diere of troeteldiere wat ingevolge subartikel (1) in beslag geneem is afmaak of laat afmaak met die instrumente of toestelle en met die voorsorgmaatreëls en op die wyse wat so min lyding as moontlik veroorsaak.

HONDE- EN KATTEHERBERGE

Perseelvereistes

9. Niemand mag 'n honde- of katteherberg aanhou nie tensy daar aan die volgende vereistes voldoen word:
 - (1) Elke hond of kat moet aangehou word in 'n omheinde plek wat aan die volgende vereistes voldoen:
 - (a) Dit moet van duursame materiaal gebou wees en die toegang daartoe moet toereikend vir skoonmaakdoeleindes wees.
 - (b) Die vloer moet van beton of ander duursame en ondeurdringbare materiaal gebou wees wat glad afgewerk is en afgeskuins is na 'n geut van 100 mm breed wat strek oor die volle breedte van die vloer en geleë is binne die omheinde plek, welke geut afgeskuins moet wees en moet dreineer na 'n rioolput wat met die munisipaliteit se rioolstelsel verbind is deur middel van 'n erdepyp of 'n pyp van enige ander goedgekeurde materiaal met 'n deursnee van ten minste 100 mm, of met 'n ander goedgekeurde rioolstelsel.
 - (c) 'n Rand met 'n hoogte van 150 mm moet oor die volle lengte van die geut in subparagraaf (b) gemeld, en aan die kant daarvan wat langs die omliggende buitengebied is, verskaf word om te verhoed dat vloedwater uit sodanige gebied die geut binnekom.
 - (2) Elke omheinde plek in paragraaf (1) gemeld, moet 'n oordekte skuiling vir die huisvesting van honde en katte hê wat aan die volgende vereistes voldoen:
 - (a) Elke muur moet van baksteen, klip, beton of ander duursame materiaal gebou wees en moet 'n gladde binne-oppervlak hê sonder barste of oop voë.
 - (b) Die vloer moet van beton of ander ondeurdringbare en duursame materiaal gebou wees wat glad afgewerk is sonder barste of oop voë, en die oppervlak tussen die vloer en die mure van 'n permanente struktuur moet holrond wees.
 - (c) Elke skuiling moet toereikende toegang daartoe hê vir die skoonmaak daarvan en die vernietiging van ongediertes.
 - (3) In die geval van honde kan 'n hondehok van gevormde asbes of ander soortgelyke materiaal, wat verplaasbaar is en geplaas is op 'n voetstuk van beton of ander duursame materiaal met 'n afwerking wat maklik skoongemaak kan word, sonder barste of oop voë verskaf word in plaas van 'n skuiling soos beoog in paragraaf (2), en as die voetstuk van sodanige hondehok nie

sleeping board which will enable the dog to keep dry shall be provided in every such kennel.

- (4) A concrete apron at least 1 m wide shall be provided at the entrance of the enclosure over its full width, the apron to be graded for the drainage of water away from the enclosure.
- (5) A supply of potable water, adequate for drinking and cleaning purposes, shall be provided in or adjacent to the enclosure.
- (6) All food shall be stored in a rodent-proof store-room, and all loose food shall be stored in rodent-proof receptacles with closefitting lids in such store-room.
- (7) At least 5 m of clear, unobstructed space shall be provided between any shelter or enclosure and the nearest point of any dwelling, other building or structure used for human habitation or any place where food is stored or prepared for human consumption.
- (8) Isolation facilities for sick dogs and cats shall be provided to the satisfaction of the municipality.
- (9) If cages are provided for the keeping of cats, such cages shall be of durable, impervious material and constructed so as to be easily cleaned.

PET SHOPS

Requirements for premises

10. No person shall conduct the business of a pet shop upon any premises unless the premises are constructed and equipped in accordance with the following requirements:
 - (1) Every wall, including any partition of any building, shall be constructed of brick, concrete or other durable material, shall have a smooth internal surface and shall be painted with a light coloured washable paint or given some other approved finish.
 - (2) The floor of any building shall be constructed of concrete or other durable and impervious material brought to a smooth finish.
 - (3) The ceiling of any building shall be constructed of durable material, have a smooth finish, be dustproof and be painted with a light coloured washable paint.
 - (4) Sanitary facilities shall be provided in terms of the National Building Regulations.
 - (5) A rodent-proof store-room shall be provided to the satisfaction of the municipality.
 - (6) Facilities for the washing of cages, trays and other equipment shall be provided to the satisfaction of the municipality.
 - (7) If required, change room or locker facilities shall be provided to the satisfaction of the municipality.
 - (8) No door, window or other opening in any wall of a building on the premises shall be within 2 m of any other door, window or other opening to any other building in which food is prepared, stored or sold for human consumption or is consumed by humans.
 - (9) There shall be no direct access to any habitable room or any room in which clothing or food for human consumption is stored.

Business requirements

11. Every person who conducts the business of a pet shop shall:

waterdig gemaak is nie, moet 'n slaapplank wat die hond in staat stel om droog te bly in elke sodanige hondehok verskaf word.

- (4) 'n Betonskort wat tot ten minste 1 m breed is, moet by die ingang van die omheinde plek, oor die volle breedte daarvan, verskaf word, welke skort afgeskuins moet wees sodat dit water van die omheinde plek af wegvoer.
- (5) 'n Toevoer drinkbare water wat toereikend is vir drink- en skoonmaakdoeleindes moet in of aanliggend aan die omheinde plek verskaf word.
- (6) Alle voedsel moet opgeberg word in 'n knaagdierdigte pakkamer, en alle onverpakte voedsel moet opgeberg word in knaagdierdigte houers met digsluitende deksels in so 'n pakkamer.
- (7) Daar moet ten minste 5 m oop en onbelemmerde ruimte verskaf word tussen enige skuiling of omheinde plek en die naaste punt van enige woonhuis, ander gebou of struktuur wat vir menslike bewoning gebruik word of enige plek waar voedsel vir menslike verbruik opgeberg of berei word.
- (8) Afsonderingsgeriewe vir honde en katte wat siek is, moet ten genoeg van die munisipaliteit verskaf word.
- (9) As hokke voorsien word vir die aanhou van katte, moet sulke hokke van duursame, ondeurdringbare materiaal wees en so gebou word dat dit maklik skoongemaak kan word.

TROETELDIERWINKELS

Perseel vereistes

10. Niemand mag die saak van 'n troeteldierwinkel op enige perseel dryf nie tensy die perseel ooreenkomstig die volgende vereistes gebou en toegerus is:
 - (1) Elke muur, met inbegrip van enige afskorting van enige gebou, moet gebou wees van baksteen, beton of ander duursame materiaal, 'n gladde binne oppervlak hê en met 'n ligkleurige wasbare verf geverf wees of 'n ander goedgekeurde afwerking hê.
 - (2) Die vloer van enige gebou moet van beton of ander duursame en ondeurdringbare materiaal wat glad afgewerk is, gebou wees.
 - (3) Die plafon van enige gebou moet van duursame materiaal gebou wees, glad afgewerk wees, stofdig wees en met 'n ligkleurige wasbare verf geverf wees.
 - (4) Sanitêre geriewe moet voorsien word ingevolge die Nasionale Bouregulasies.
 - (5) 'n Knaagdierdigte pakkamer moet voorsien word ten genoeg van die munisipaliteit.
 - (6) Fasiliteite vir die was van hokke, panne en ander toerusting moet voorsien word ten genoeg van die munisipaliteit.
 - (7) Kleedkamer- of sluitkasfasiliteite moet, indien vereis, voorsien word ten genoeg van die munisipaliteit.
 - (8) Geen deur, venster of ander opening in enige muur van 'n gebou op die perseel mag nader as 2 m wees van enige ander deur, venster of ander opening in enige ander gebou waarin voedsel berei, opgeberg of vir menslike verbruik verkoop word of deur mense verbruik word nie.
 - (9) Daar mag geen direkte toegang tot enige bewoonbare vertrek of enige vertrek waarin klere of voedsel vir menslike verbruik opgeberg word, wees nie.

Sakevereistes

11. Elke persoon wat die saak van 'n troeteldierwinkel bedryf, moet—

- (1) provide movable cages for the separate housing of animals, poultry or birds, and the following requirements shall be complied with:
 - (a) The cages shall be constructed entirely of metal or other durable, impervious material and shall be fitted with a removable metal tray below the floor thereof to facilitate cleaning.
 - (b) Every cage shall be free from any recess or cavity not readily accessible for cleaning and every tubular or hollow fitting used in connection therewith shall have its interior cavity sealed.
 - (c) If rabbits are kept in a cage, the metal tray referred to in subparagraph (a) shall drain into a removable receptacle.
 - (d) Every cage shall be fitted with a drinking vessel kept filled with water and accessible to pets kept in the cage;
- (2) provide rodent-proof receptacles of impervious material with close-fitting lids in the store-room in which all pet food shall be stored;
- (3) maintain the premises and every cage, tray, container, receptacle, basket and all apparatus, equipment and appliances used in connection with the pet shop in a clean, sanitary condition, free from vermin and in good repair;
- (4) take effective measures to prevent the harbouring or breeding of, and to destroy, flies, cockroaches, rodents and other vermin, and to prevent offensive odours arising from the keeping of pets on the premises;
- (5) provide overalls or other protective clothing for use by persons employed in connection with the pet shop and ensure that such apparel is worn by every employee when on duty;
- (6) at all times keep every pet in the building on the premises unless otherwise approved by the Municipality;
- (7) provide isolation facilities in which every pet which is or appears to be sick shall be kept whilst on the premises;
- (8) ensure that there is a constant supply of potable water for drinking and cleaning purposes;
- (9) ensure that the premises are at all times so ventilated as to ensure sufficient movement of air for the comfort and survival of the pets, and
- (10) ensure that the number of pets per cage is not such that the free movement of such pets is impeded.

PET SALONS

Requirements for premises

12. No person shall conduct the business of a pet salon in or upon any premises unless the premises are constructed and equipped in accordance with the following requirements:
 - (1) A room shall be provided with a minimum floor area of 6,5 m² for the washing, drying and clipping of dogs or cats.
 - (2) The floor of such room shall be constructed of concrete or other durable, impervious material brought to a smooth finish and graded to a channel drained in terms of the National Building Regulations.
 - (3) The surface between the floor and the wall of such room shall be coved and the coving shall have a minimum radius of 75 mm.

- (1) aparte, verwyderbare hokke verskaf vir die huisvesting van diere, pluimvee of voëls, en die volgende vereistes moet nagekom word.
 - (a) Die hokke moet geheel en al van metaal of ander duursame, ondeurdringbare materiaal gebou wees en toegerus wees met 'n verwyderbare metaalpan onder die vloer daarvan om die skoonmaak daarvan te vergemaklik.
 - (b) Elke hok moet vry van enige duik of holte wees wat nie redelik toeganklik vir die skoonmaak daarvan is nie en die binneholte van elke buis- of hol toebehore wat in verband daarmee gebruik word, moet verseël wees.
 - (c) Indien konyne in 'n hok aangehou word, moet die metaalpan in subparagraaf (a) gemeld, in 'n verwyderbare houër dreineer.
 - (d) Elke hok moet toegerus wees met 'n drinkbak wat vol water gehou moet word en vir troeteldiere wat in die hok aangehou word, toeganklik is;
- (2) knaagdierdigte houers van ondeurdringbare materiaal en met digpassende deksels in die pakkamer verskaf waarin alle troeteldierkos opgeberg moet word;
- (3) die perseel en elke hok, pan, houër, bak, mandjie en alle apparaat, toerusting en toestelle wat in verband met die troeteldierwinkel gebruik word, in 'n skoon, higiëniese en goeie toestand en vry van ongedierte in stand hou;
- (4) doeltreffende maatreëls tref om te voorkom dat vlieg, kakkerlakke, knaagdiere en ander ongediertes geherberg word of uitbroei en dit te vernietig, en om aanstootlike reuke wat uit die aanhou van troeteldiere op die perseel voortspruit, te voorkom;
- (5) oorpakke of ander beskermende klere verskaf vir die gebruik van persone wat in verband met die troeteldierwinkel-bedrywighede staan en toesien dat sodanige klere deur elke werknemer gedra word wanneer hy op diens is;
- (6) te alle tye elke troeteldier in die gebou op die perseel hou tensy die munisipaliteit andersins goedkeur;
- (7) afsonderingsfasiliteite verskaf waarin elke troeteldier wat siek is of lyk, aangehou moet word terwyl dit op die perseel is;
- (8) toesien dat daar 'n standhoudende toevoer drinkbare water vir drink- en skoonmaakdoeleindes is;
- (9) toesien dat die perseel te alle tye so geventileer is dat daar genoegsame beweging van lug vir die gerief en oorlewing van die troeteldiere is, en
- (10) toesien dat die getal troeteldiere per hok nie sodanig is dat die vrye beweging van sodanige troeteldiere aan bande gelê word nie.

TROETELDIERSALONNE

Perseelvereistes

12. Niemand mag die saak van 'n troeteldiersalon in of op enige perseel dryf nie tensy die perseel gebou en toegerus is in ooreenstemming met die volgende vereistes:
 - (1) 'n Vertrek moet voorsien word wat 'n minimum vloeroppervlakte van 6,5 m² het vir die was en droogmaak van honde of katte en die knip van hul hare.
 - (2) Die vloer van so 'n vertrek moet gebou wees van beton of ander duursame, ondeurdringbare materiaal wat glad afgewerk is en afgeskuins is na 'n geût wat in ooreenstemming met die Nasionale Bouregulasies dreineer.
 - (3) Die oppervlak tussen die vloer en die muur van so 'n vertrek moet holrond wees en die holrond gedeelte moet 'n minimumstraal van 75 mm hê.

- (4) Every internal wall surface shall be smooth-plastered and be painted with a light-coloured washable paint.
- (5) The room shall be equipped with—
 - (a) a bath or similar facility with a constant supply of hot and cold water drained in terms of the National Building Regulations;
 - (b) an impervious-topped table, and
 - (c) a refuse receptacle of impervious, durable material with a close-fitting lid for the storage of cut hair pending removal.
- (6) If cages are provided for the keeping of cats and kennels for the keeping of dogs, such cages and kennels shall be of durable material and constructed so as to be easily cleaned.

Business requirements

13. Every person who conducts the business of a pet salon shall—
 - (1) ensure that every cage, including its base, is of metal construction and movable;
 - (2) ensure that all pesticidal preparations, and preparations used for the washing of dogs and cats and the cleaning of equipment and materials are stored in separate metal cupboards;
 - (3) ensure that all tables used for the drying and grooming of dogs and cats are of metal with durable and impervious tops;
 - (4) maintain the premises and every cage, tray, receptacle, basket and all apparatus, equipment and appliances used in connection with the pet shop in a clean, sanitary condition, in good repair and free of vermin;
 - (5) at all times keep every dog or cat inside the building on the premises, unless otherwise approved by the municipality.
 - (6) provide portable storage receptacles of impervious material with close-fitting lids for the storage of dog and cat litter, and
 - (7) remove all litter and other waste matter from the enclosure and shelter at least once every 24 hours and place it in the receptacles referred to in paragraph (6).

Penalty

14. Any person who contravenes or fails to comply with any provision of this by-law shall be guilty of an offence and liable upon conviction to—
 - (1) a fine or imprisonment, or to such imprisonment without the option of a fine or to both such fine and such imprisonment and,
 - (2) in the case of a continuing offence, to an additional fine or an additional period of imprisonment or to such additional imprisonment without the option of a fine or to both such additional fine and imprisonment for each day on which such offence is continued and,
 - (3) a further amount equal to any costs and expenses found by the court to have been incurred by the municipality as result of such contravention or failure.

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- (4) Elke binnemuuroppervlak moet glad afgepleister wees en ge verf wees met 'n ligkleurige wasbare verf.
- (5) Die vertrek moet toegerus wees met die volgende—
 - (a) 'n Bad of dergelike fasiliteit met 'n konstante toevoer warm en koue water wat dreineer ingevolge die Nasionale Bouregulasies;
 - (b) 'n tafel met 'n ondeurdringbare blad, en
 - (c) 'n vullishouer van duursame, ondeurdringbare materiaal met 'n digsluitende deksel vir die opberging van afgesnyde hare totdat dit verwyder word.
- (6) As hokke voorsien word vir die aanhou van katte en honde moet sodanige hokke van duursame materiaal wees en so gebou wees dat dit maklik skoongemaak kan word.

Sakevereistes

13. Elke persoon wat die saak van 'n troeteldiersalon bedryf moet—
 - (1) verseker dat alle hokke, met inbegrip van die bodem, van metaal gemaak is en verskuif kan word;
 - (2) verseker dat alle plaagbestrydingmiddels en middels vir die was van honde en katte en die skoonmaak van toerusting en materiaal, opgeberg word in aparte metaalkaste;
 - (3) toesien dat alle tafels wat vir die droogmaak en versorging van honde en katte gebruik word, van metaal is, met duursame en ondeurdringbare blaaie;
 - (4) die perseel en elke hok, pan, houer, bak, mandjie en alle apparaat, toerusting en toestelle wat in verband met die troeteldierwinkel gebruik word, in 'n skoon, higiëniese en goeie toestand en vry van ongediertes in stand hou;
 - (5) te alle tye elke hond of kat in die gebou op die perseel hou, tensy die munisipaliteit andersins goedkeur;
 - (6) verplaasbare opberghouers van ondeurdringbare materiaal met digpassende deksels verskaf vir die opberg van honde- en katemis, en
 - (7) alle mis en ander afvalmateriaal minstens een keer al om die 24 uur uit die omheinde plek en skuiling verwyder en dit in opberghouers in paragraaf (6) gemeld, plaas.

Strafbepaling

14. Iedereen wat enige bepaling van hierdie verordening oortree of nalaat om daaraan te voldoen is aan 'n misdryf skuldig en by skuldigebevinding strafbaar met 'n straf van—
 - (1) 'n boete of gevangenisstraf, of óf sodanige boete of sodanige gevangenisstraf óf beide sodanige boete en sodanige gevangenisstraf;
 - (2) in die geval van 'n voortdurende misdryf, met 'n addisionele boete, of 'n addisionele tydperk van gevangenisstraf of óf sodanige addisionele boete of sodanige addisionele gevangenisstraf, óf beide sodanige addisionele boete en gevangenisstraf vir elke dag wat sodanige misdryf voortduur, en
 - (3) 'n verdere bedrag gelyk aan enige koste en uitgawes wat na bevinding van die hof deur die munisipaliteit aangegaan is as gevolg van sodanige oortreding of versuim.

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