



NOTICE NO: 47 OF 2023
PROPERTY OWNERS, RATEPAYERS AND AUTHORIZED AGENTS

The municipality has witnessed illegal Fences and Fencing within the King Sabata Dalindyebo Municipality area (Mthatha and Mqanduli). This is in contravention of Fences and fencing by-law.

Notice is hereby given to all property owners, rate payers and authorized agents within the King Sabata Dalindyebo Municipality area to comply with the gazetted Fences and Fencing By-laws.

Failure to comply with the provisions of the By-law will result in the municipality enforcing the By-laws against all illegal fences. This may include demolition or removal of illegal fences at the cost of the owner.

All the Property Owners, Ratepayers and Authorized Agents are advised through this notice to either comply or demolish all fencing that are in violation of these by-laws.

Fence and fencing violations include:

- Building a fence without approved building plans.
- Municipality land including boundary excess gate control being encroached and fenced by local communities.
- Fence erected which is more than 1.8 metres height on a boundary of premises.
- Alter or cause, allow or permit to be altered or do an addition to an existing fence which is more than 2 metres in height on a boundary of premises.
- Erect a boundary wall exceeding 2.4 m high, which requires submission of a rational design approved by submission for council approval.
- Erect or cause or permit to be erected on a boundary, or may have on a boundary, an electrified fence, electrified railing, or other electrified barrier, unless –

- I. The electrified fence, electrified railing or other electrified barrier is erected on top of a wall which may not be less than 2 metres high and built of brick, cement, concrete or similar material.
- II. The electrified fence, electrified railing, or other electrified barrier is designed and installed in accordance with a standard issued in terms of King Sabata Dalindyebo Local Municipality Building Management Act 2019 (Part G, H & K) the person has obtained the prior written consent of the Council in terms of the SPLUMA Act, 2013 (Act 6 of 2013), SANS 10400 and KSD Building Management by-laws 2019.
- III. Erect or course or permit to be erected on a boundary a barbed-wire fence, railing, paling, wall, or other barrier with spikes or other sharp or pointed protrusions.
- IV. Consent from other neighbours sharing same boundary line should be submitted on application for construction of boundary wall or fencing.

A period of 6 months from the date of publication of this notice will be given to existing non-compliant Fences. All other Fences must then comply with the Fences and Fencing By-law of July 2023.

Direct enquiries on these by-laws to Building Control office – office 234 Munitata Building, Mr Z. Hobongwana: 047 501 4057/ 4177, email at Hobongwanaz@ksd.gov.za

Yours in Developmental Local Government



N. PAKADE
MUNICIPAL MANAGER