

AMATHOLE DISTRICT MUNICIPALITY: AIR POLLUTION CONTROL BY-LAW

OFFENCES AND FINES

By-law published in extraordinary Provincial Gazette number 2378 dated 9 June 2010

Section Contravened	Description of Offence	Approved Fine -1
3(1)	Failing to comply with the necessary measures regarding air pollution.	R 1 000

5(1)	Allowing smoke to emit in an period exceeding three minutes during any continuous period of thirty minutes.	R 1 000
6(1)	Installing, Altering, etc any fuel-burning equipment without written approval.	R 2 000

7(1)	Using or operating any fuel burning equipment contrary to authorization.	R 2 000
10(1)(a)	Failing to record all monitoring and sampling results and keep a copy for four years.	R 1 000
10(1)(b)	Failing to produce the records for inspection.	R 500

10(1)(c)	Failing to provide a written report on request.	R 500
10(1)(d)	Failing to calibrate all equipment at least once a year.	R 1 000
12(1)	Emitting or permitting the emission of smoke from any dwelling, causing a nuisance.	R 1 000

13(1)	Carrying out open burning of any material without written approval.	R 1 000
14(1)	Driving or using a vehicle that emits dark smoke.	R 500
15(1)(a)	Failing to stop a vehicle	R 500
15(1)(b)	Failing to facilitate the inspection or testing of a vehicle.	R 1 000

17(1)	Failing to take a vehicle to a place identified in a notice for re-testing.	R 500
18(1)	Creating or permitting emissions that cause a nuisance.	R 500
19(1)(a)	Failing to abate the nuisance with a specified period.	R 500

19(1)(b)	Failing to prevent the recurrence of the nuisance.	R 500
19(1)(c)	Failing to comply with other conditions in notice.	R 1 000
21(1)	Failing to prevent the emission of any offensive odour caused by any activity on such premises.	R 1 000

22(1)	Failing to take reasonable steps to prevent the causing of a nuisance by dust caused by any activity on any premises.	R 1 000
23(1)	Failing to prevent a nuisance by fumes caused by any activity on such premises.	R 1 000

27(1)	Contravening with any provision of this by-law.	R 1 000
27(2)(a)	Supplying false information.	R 1 000
27(2)(b)	Refusing to co-operate with the request of an authorised person.	R 500
27(3)	Failure to comply with a notice, direction or instruction.	R 500

AMATHOLE DISTRICT MUNICIPALITY: DISASTER MANAGEMENT BY-LAW

OFFENCES AND FINES

By-law published in extraordinary Provincial Gazette number 2378 dated 9 June 2010

Section Contravened	Description of Offence	Approved Fine
		-1
5(1)(a) &(b)	Failing or refusing to comply with an evacuation order within a prescribed time	No fine
(c)	Failing or refusing to comply with directives issued in respect of temporary shelter or housing	No fine
(d)	Failing or refusing to comply with traffic directives	R 2 500
(e)	Failing or refusing to comply with directives for movement from or within a disaster stricken area	R 2 500
(f)	Failing or refusing to comply with directives for occupancy	No fine
(g)	Failing or refusing to comply with directives in respect of temporary emergency accommodation	No fine
(h)	Unlawful selling or transportation of liquor into a disaster area	R 2 500

AMATHOLE DISTRICT MUNICIPALITY: WATER SUPPLY AND SANITATION SERVICES BY-LAWS

OFFENCES AND FINES

By-law published in extraordinary Provincial Gazette number 2378 dated 9 June 2010

Section Contravened	Description of Offence	Approved Fine
		-1

	5	Failing to advise the municipality of the change in the purpose for which water services are used	R 500
	8	Failing to pay water services charges and water services consumed by a consumer, in accordance with the municipality's revenue by-laws	R 1 500
	24	Failing to advise the municipality of the change in the purpose for or extent to which water services is used	R 500
	25(4)	Commencing development on the premises without the municipality having installed a connection pipe and meter.	R 2 000
	26(4)	Failing to pay the prescribed connection charge in advance before a water connection can be effected	R 1 500
	28(1)(a)	Failing to ensure that no interconnection exists between the water installation on his or her premises and the water installation on other premises	R 500
	28(1)(b)	Failing to ensure that no interconnection exists between the water installations where several accommodation units are situated on the same premises	R 500

36(a)(i)	Polluting water in a reservoir or other place vested in the municipality	R 2 500
36(a)(ii)	Polluting water in a reservoir or other place owned by the municipality	R 2 500
36(2)(a)	Depositing or discharging rubbish, night-soil, industrial waste or other matter which may cause pollution on a portion of a catchment area where such acts are prohibited by notice	R 2 500
39(8)	reselling water supplied by the municipality without the written permission of the municipality	R 1 500
40(3)(a)	Failing to provide a suitable place in which to install a water measuring device	R 500
40(3)(b)	Failing to ensure that unrestricted access to the measuring device is available at all times	R 500
40(3)(c)	Failing to protect the device or to pay the costs arising from damage thereto	R 500
40(3)(d)	Failing to ensure that no connection is made to the pipe in which the measuring device is installed, between the measuring device and the connection pipe serving the installation	R 1 000

40(3)(e)	Failing to provide for the drainage of water discharged from the pipe in which the measuring device is installed	R 500
40(3)(f)	Using or permitting to be used on a water installation, fitting, machine or appliance which causes damage or is likely to cause damage to the meter	R 1 000
40(4)(a)	Disconnecting a measuring device and its associated apparatus from the pipe in which they are installed	R 1 000
40(4)(b)	Breaking a seal which the municipality has placed on a meter	R 1 500
40(4)(c)	Interfering with a measuring device and its associated apparatus	R 1 500
43(3)	Failing to pay the relevant charge in the prescribed tariff for the taking and testing of the samples of water referred to in sub-section (1)	R 1 000
44(2)	Using a supply of non-portable water agreed to in terms of sub-section (1) for domestic or other purposes which may give rise to a health risk	R 1 000
45	Laying or constructing a pipe or associated component on, in or under a street, public place or other land owned by, vested in, or under the control of the municipality for the purpose of conveying water derived from whatever source	R 2 000

47(1)	Failing to obtain the municipality's written approval for the installation work done	R 2 000
48(1)(a)	Doing installation work other than the replacement or repair of an existing pipe or water fitting without being plumber or a person working under a plumber	R 2 000
48(1)(b)	Replacing a fixed water heater or its associated protective devices without being plumber or a person working under a plumber	R 1 500
48(1)(c)	Inspecting, disinfecting or testing a water installation, fire installation or storage tank and is not a plumber or a person working under a plumber	R 1 500
48(1)(d)	Servicing, repairing or replacing a back flow preventer and is not a plumber or a person working under a plumber	R 1 500
48(1)(e)	Installing, maintaining or replacing a meter provided by an owner in a water installation and is not a plumber or a person working under a plumber	R 1 500
48(2)	Instructing or engaging a person who is not a plumber to do the plumbing work	R 1 500
50(1)	Failing to ensure that the installation is situated within the boundary of his or her premises	R 1 000
50(3)	Failing to install isolating valve	R 1 000

51(1)	Installing or using a pipe or water fitting in a water installation within the municipality's area of jurisdiction without the authority of the municipality	R 1 500
53(1)	Installing a shower head with a maximum flow rate of greater than 10 litres per minute	R 1 000
53(2)	Installing a tap on a wash hand basin with the maximum flow of water that exceeds six litres per minute	R 1 000
56(1)	Sinking a borehole on premises situated in a dolomite area, and failing to determine if the premises on which the borehole is to be sunk is situated within a dolomite area	R 1 000
65(2)	Failing to give the municipality a written notice prior to a fire extinguishing installation being serviced and tested.	R 500
79(5)	Commencing with development on the premises without the municipality having installed a connecting sewer	R 2 000
82(1)	Failing to ensure that no interconnection exists between the drainage installation on his or her premises and the drainage installation on other premises	R 500
86(8)(a)	Failing to conduct the prescribed tests for the quality of the industrial effluent discharged	R 1 000

88(1)	Failing to ensure that the installation is situated within the boundary of his or her premises, except where otherwise approved	R 1 500
88(4)	Permitting the entry of a liquid or solid substance, other than clean water for testing purposes, to a drainage installation before the drainage installation has been connected to the sewer.	R 1 500
88(5)	Failing to submit to the building inspection section of the municipality, a certificate certifying that the work was completed to the standards as set out in the Building Regulations, and this by-law	R 1 500
91	Laying or constructing a drain on, in or under a street, public place or other land owned by, vested in, or under the control of, the municipality. without permission	R 2 000
93(3)(a)	Failing to ensure that each sewage manhole on the premises is permanently visible and accessible; and	R 500
93(3)(b)	Failing to ensure the visibility of each cleaning eye and manhole on the premises at all times.	R 500
96(1)	Causing or permitting an accumulation of grease, oil, fat, solid matter or a trap, tank, or fitting as will cause its blockage or ineffective operation of the drain	R 1 500

96(2)	Failing to take steps to have the blockage cleared in drainage installation	R 1 000
96(3)	Failing to inform the municipality of the blockage in the sewer system	R 500
97	Failing to provide a grease trap of an approved size and type	R 1 000
99	Failing to obtain the approval of the municipality before he or she installs any mechanical appliance for the raising or transfer of sewage in terms of the building regulations	R 1 500
102(a)	Entering upon an area used for the purpose of the sewage disposal system without the prior written permission of an authorised officer	R 2 000
102(b)	Entering a structure used by the Municipality in connection with its sewage disposal system without the prior written permission of an authorised officer	R 2 000
103(a)	Interfering or tampering with the sewage disposal system without the authority of an authorised officer	R 2 000
103(b)	Making a connection to the sewage disposal system without the authority of an authorised officer	R 2 500

103(c)	Constructing a building or raising or lowering the ground level within an area that is subject to a sewer servitude without the authority of an authorised officer	R 2 500
104(1)	Damaging or endangering the sewage disposal system, or causing or permitting it to be damaged or endangered.	R 2 500
104(2)	Failing to ascertain if there is any part of the sewage disposal system situated on the land before commencing work which may cause damage thereon	R 500
106(1)	Preventing or restricting access to a sewage disposal system	R 1 500
108(1)	Discharging industrial effluent into the sanitation system without the approval of the municipality	R 2 500
111(1)	Failing to discharge the industrial effluent in terms of the written approval or in accordance with the provisions of this by law	R 2 500
112(1)	Failing to ensure that industrial effluent discharged into the sanitation system of the municipality complies with the standards and criteria set out in Schedule A	R 1 500
116(1)	Discharging sewage into the municipality's sewage treatment plants by road haulage without the approval of the municipality	R 2 500

122(1)(a)	Doing installation work other than the replacement or repair of an existing pipe or sanitation fitting without being a plumber	R 1 500
122(1)(b)	Inspecting, disinfecting and testing a drainage installation, fire installation or storage tank without being a plumber	R 1 500
122(1)(c)	Servicing, repairing or replacing a back flow preventer without being a plumber	R 1 500
122(1)(d)	Installing, maintaining or replacing a meter provided by an owner in a drainage installation without being a plumber	R 1 500
122(2)	Engaging a person who is not a plumber to do the work of a plumber	R 1 500
129(1)	Gaining access to water services from the water supply system, sewage disposal system or other sanitation services without agreement with the municipality for the rendering of those services.	R 2 000
130(1)	Managing, operating or maintain a water supply system or any sanitation system without authority	R 2 500
130(2)	Effecting a connection to the water supply system or sewage disposal system or rendering other sanitation services without authority	R 2 500

131(1)	Preventing or restricting physical access to the water supply system or sewage disposal system by construction	R 2 000
132(1)(a)	Permitting the purposeless or wasteful discharge of water from terminal water fittings;	R 1 500
132(1)(b)	Permitting pipes or water fittings to leak;	R 1 000
132(1)(c)	Permitting the use of maladjusted or defective water fittings	R 1 000
132(1)(d)	Permitting an overflow of water to persist;	R 1 000
132(1)(e)	Permitting an inefficient use of water to persist.	R 1 000
132(2)	Failing to repair or replace part of his or her water installation which is in such a state of disrepair that it is either causing or is likely to cause an occurrence listed in sub-section 132(1)	R 1 500
132(4)	Failing to ensure that equipment or plant connected to his or her water installation uses water in an efficient manner	R 1 000
133(1)	Discharging, causing or permitting sewage to be discharged into a stormwater drain, river, stream or other watercourse	R 2 500
133(2)	Failing to provide all facilities necessary to prevent discharge or leakage of liquid to any street, stormwater drain or watercourse	R 2 000

133(4)(a)	Discharging, permitting the discharge of a substance, other than sewage, into a drainage installation;	R 2 000
133(4)(b)	Discharging, permitting the discharge of water from a swimming pool, over a road or into a gutter, stormwater drain, watercourse, open ground or private premises	R 2 000
133(4)(c)	Discharging or permitting the discharge of water from artificial fountains, reservoirs or swimming pools, situated on the premises, into a drainage installation without the approval of the Municipality	R 2 500
133(5)	Causing or permitting the accumulation of grease, oil, fat or solid matter in a drainage installation that will adversely affect its effective functioning	R 2 500
135(1)	Interfering with infrastructure by which the municipality provides municipal services	R 2 500
136(1)	Using water obtained from a source other than the water supply system or rain water tanks which are not connected to the water installation, without the approval of the municipality	R 1 500

137(1)	Using or permitting the use of on-site sanitation services not connected to the municipality's sanitation system without the approval of the engineer	R 2 500
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AMATHOLE DISTRICT MUNICIPALITY: MUNICIPAL HEALTH BY-LAW

OFFENCES AND FINES

By-law published in extraordinary Provincial Gazette number 2378 dated 9 June 2010

Section Contravened	Description of Offence	Approved Fine -1
3(1)(a) to (p)	Failing to prevent the occurrence of a health nuisance by failing to observe standard health practices / regulations.	R 2 000
4	allowing an erf to be overgrown with bush, weeds or grass or other vegetation,	R 500
5	Occupying or causing or permitting to be occupied premises for habitable purposes so as to be a health nuisance, whether by overcrowding or otherwise	R 500
6	Failure to maintain every part of the let or sublet premises in a clean and sanitary condition	R 500

7	Polluting or contaminating the catchment area, river, canal, well, reservoir, filter bed, water purification or pumping works, tank, cistern or other source of water supply or storage	R 2 000
8(a)	Failing to maintain the sewers, drains, water fittings, waste water fittings, waste water closet fittings and all other sanitary accessories forming part of or attached to any building or structure in good and sound repair	R 500
8(b)	Keeping, a toilet, urinal, bath, sink, basin, shower or in a condition that it is a health nuisance	R 1 000
9(a)	Disposing of sewage or waste water from a bath, wash-hand basin, toilet, shower or kitchen sink in a way that it may cause dampness on the premises	R 1 000
9(b)	Disposing of sewage or waste water from a bath, wash-hand basin, toilet, shower or kitchen sink in a way that it may endanger the quality of water supply, surface water, stream or river	R 1 500
9(c)	Disposing of sewage or waste water from a bath, wash-hand basin, toilet, shower or kitchen sink in a way that it may create a health nuisance.	R 1 000

10	Failing to keep the drainage system free from obstruction and in a good condition.	R 500
11	Failing to provide workers with toilet facilities as prescribed by the National Building Regulations and Building Standards Act	R 500
12(a)	Failing to ensure that a well, borehole or other excavation located on premises is fenced, filled in or covered over in a way that adequately safeguards it from creating a health nuisance or danger to inhabitants	R 1 000
12(b)	Failing to ensure that a well, borehole or other excavation located on premises is not filled in a way, or with material that may cause adjacent well, borehole or underground water source to be polluted or contaminated to an extent that may create a health nuisance.	R 1 500
13(1)(a)	Creating a municipal health nuisance	R 1 000
13(1)(b)	Perform any act which may cause a municipal health nuisance;	R 1 000

13(1)(c)	Organising, allowing or permitting an activity, event or function in or on land or premises, or use, cause, allow or permit to be used land or premises for a purpose which by its nature or otherwise or by reason of its consequences creates or is likely to create a municipal health nuisance	R 1 000
13(1)(d)(i)	Activating, handling or using material, object or thing which is likely to cause a municipal health nuisance in a public place	R 1 000
13(1)(d)(ii)	Introducing into or handling in a public place material, object or thing or any liquid or solid substance which by its nature or by reason of the manner of its introduction or handling creates a municipal health nuisance	R 1 000
13(1)(e)	Carrying/conveying through or in a street or public place, an objectionable material or thing, liquid or solid, which is or may become dangerous or harmful to health	R 1 000
13(1)(f)	Allowing municipal health nuisance to be created or continued	R 1 000
14(1)(a)(i)	Failure to ensure that a municipal health nuisance does not exist or occur on his/her premises	R 1 000

14(1)(a)(ii)(aa)	Failure to take steps to reduce the risk to municipal health within 24 hours of becoming aware of the existence thereof	R 500
14(1)(a)(ii)(bb)	Failure to report the existence of the municipal health nuisance to the municipality within 24 hours of becoming aware of the existence thereof	R 500
14(2)	Failure to ensure that every well, hole, pit, reservoir, pond or excavation thereon is not filled in a way, or with material, that may cause the other well, borehole or underground water source to be polluted or contaminated to an extent that may create a municipal health nuisance	R 1 000
14(3)	Failure to cause waste to be placed in refuse receptacles provided by the responsible authority to be disposed of in a manner contemplated in section 37	R 500
16(1)	Keeping an animal, bird, poultry, fish or crustaceans in or on a building, structure or enclosure or any premises in a manner that constitutes a municipal health nuisance	R 500

16(2)	Failure to comply with the municipality's policy when undertaking a traditional or cultural slaughtering	R 1 000
17(1)	Failure to dispose of the carcass of an animal, bird, poultry, fish or crustaceans that has died on premises or land	R 1 000
17(2)	Failure to dispose of the carcass or remains of marine fauna that has died or washed up on the premises or land.	R 1 000
17(5)	Carrying or conveying through or along a street the carcass of an animal, bird, poultry, fish, crustaceans or animal waste or offal in a manner that it creates or may create a municipal health nuisance	R 500
18(1)	Keeping an animal, bird or poultry on a land or premises in such a close proximity to a building or facility that it may cause a municipal health nuisance to the occupants of such building or facility	R 500
19(1)(a) to (d)	Keeping bees on premises without permission or compliance with the conditions relating to such activity	R 1 000
19(2)	Dumping or depositing garbage, compost, grass cuttings or manure within five metres of a bee hive.	R 500

20(1)(a)	Failure to ensure that all waste- and storm water are discharged into a sewerage- or other approved system	R 1 000
20(1)(b)	Failure to ensure that all loose foods are stored in rodent free receptacles with tight fitting lids in a store room	R 500
20(1)(c)	Failure to ensure that isolation facilities are provided for sick dogs and cats and that facilities are of durable material and constructed so as to be easily cleaned and disinfected	R 500
20(1)(d)	Failure to ensure that all animal waste is stored in solid containers with tight fitting lids and is removed on a daily basis from the premises and disposed of in an approved manner	R 500
20(1)(e)	Failure to ensure that all animal cages or holding enclosures are cleaned on a daily basis and are kept in a hygienic and odour free condition	R 500

20(2)	Conducting the business of a dog kennel or cattery in a building, structure or enclosure which has direct access to, or has a door, window or other opening within 4 meters of any door, window or other opening to any existing habitable room or any existing room in which clothing is stored or food for human consumption is stored processed or sold	R 1 000
21(1)(a)	Failure to ensure that a pet shop or pet parlour is made entirely of a non corrosive material fitted with duplicate impervious movable trays and that all tubular fittings are closed at the ends; and so arranged that the bottoms thereof are not less than 450 mm above the level of the floor or yard	R 1 500
21(1)(b)	Failure to ensure that the storage space which is rodent-proofed, is provided for animal bedding on the premises;	R 500
21(1)(c)	Failure to ensure that meat, fish or perishable foodstuffs used in the feeding of an animal and stored in a pet shop, are stored in a refrigerator which can maintain a temperature not exceeding 7°C	R 500

21(1)(d)	Failure to ensure that clean and appropriate toilet facilities and a wash basin is provided for those employed on the premises	R 500
21(1)(e)	Failure to ensure that no more than 70% of the floor area of the premises is covered by cages or goods incidental to the business	R 500
21(1)(f)	Failure to ensure that all animal and bird waste is stored in solid containers with tight fitting lids and is removed on a daily basis from the premises and disposed of in an approved manner	R 500
21(1)(g)	Failure to ensure that all animal and bird cages or holding enclosures are cleaned on a daily basis and kept in a hygienic and odour free condition	R 500
21(2)	Conducting the business of a pet shop or pet parlour in a building, structure or enclosure which has direct access to, or has a door, window or other opening within 4 meters of any door, window or other opening to any existing habitable room or any existing room in which clothing is stored or food for human consumption is stored processed or sold	R 500

22(2)	Operating home for the aged facility accommodating 6 or more aged or debilitated persons without a certificate of acceptability	R 500
24(1)	Failing to keep premises, household facilities, eating utensils, linen and bedding in a clean and hygienic condition	R 500
24(2)(a)-(q)	Failing to comply with the requirements for accommodation establishment which operates as a home for the aged	R 500
25(1)	Operating a child care facility accommodating 6 or more babies or toddlers or babies and toddlers without a certificate of acceptability	R 500
26(1)(a)-(m)	Failing to comply with the structural and other requirements for a childcare facility	R 500
27(1)(a)	Failing to keep the premises in a safe, clean and sanitary condition at all times	R 500
27(1)(b)	Failing to ensure that the water is at all times purified, treated and maintained to the standards mentioned in section 29(1).	R 1 500
29(1)(a)	Failing to ensure that the water is free from floating, suspended or settled debris or swimming organisms;	R 1 000

29(1)(b)	Failing to ensure that the walls, floor, access ladders or steps and gutters are free from slime or algae;	R 500
29(1)(c)	Failing to ensure that the total coli form bacteria count does not exceed 100 organisms per ml of water;	R 1 500
29(1)(d)	Failing to ensure that no escherichia coli bacteria present in any 100 ml of water	R 1 500
29(1)(e)	Failing to ensure that no entero cocci bacteria present in any 100 ml of water.	R 1 500
30(1)	Operating a barber, hairdresser, beauty, body piercing or tattooing salon without a certificate of acceptability	R 500
31(1)	Using the premises of a salon for a purpose other than for the carrying on of the business of barber, hairdresser, beautician, body piercer or tattooist	R 500
31(2)(a)	Failing to keep a first aid kit on the premises, and treat an injury or wound which occurs	R 500
31(2)(b)	Failing to install or have available in the salon an appliance or other means whereby an instrument that have come into contact with human skin, hair or bodily fluid, such as, but not limited to, blood, may be sterilized or disinfected	R 500

31(2)(c)	Failing to ensure that only professional tattooing and body piercing machines designed and assembled in a manner which prevents contamination of sterilized needle sets may be used for applying permanent tattoos or body piercing	R 500
31(2)(d)	Failing to ensure that all clip cords and spray bottles have triggers and grasp areas and that grasp areas are protected by plastic covering	R 500
31(2)(e)	Failing to disinfect blade, razor, pair of scissors, comb, brush, roller, nail file, clippers, or other instrument which was applied to the human hair, nail or skin after each use	R 500

31(2)(f)	Failing to wear new disposable latex or nitrile examination gloves for the duration of a procedure where he or she implants hair, pierces or tattoos skin, or uses a chemical or chemical compound in an activity	R 500
31(2)(g)	Failing to disinfect his or her hands before and after rendering any service to a client;	R 500
31(2)(h)	Failing to clean and disinfect a surface that has been contaminated by body fluid	R 500
31(2)(i)	Failing to dispose of a disposable glove or other disposable material after each use	R 500
31(2)(j)	Failing to wash clothing such as aprons and caps, surfaces such as, walls, floors, counters and chairs, with a disinfectant	R 500
31(2)(k)	Failing to dispose of waste water, sharp instruments, bloodied and otherwise contaminated disposable towels and paper in an approved manner;	R 500
31(2)(l)	Failing to store sharp instruments such as a razor, blade or needle in a separate container	R 500
31(2)(m)	Failing to wash and clean plastic and cloth towels after each use	R 500
31(2)(n)	Failing to keep the premises, tools, equipment and clothing in a hygienic condition at all times	R 500

31(2)(o)	Failing to collect waste such as hair clippings and towelling paper, and to store or dispose of such waste in accordance with section 37	R 500
31(2)(p)	Failing to ensure that no animal, excluding a guide dog accompanying a blind person, enters the premises	R 500
31(2)(q)	Failing to provide his or her employees with protective clothing, train any person working on the premises, and to ensure that the employee complies with the provisions of this by-law	R 500
32(1)(a)-(g)	Failing to ensure that the premises complies with the requirements in terms of this section	R 500
33(1)(a)	Recovering and disposing of waste in a manner that is dangerous to human health,	R 500
33(1)(b)	using processes or methods likely to harm the environment,	R 1 000
33(1)(c)	Recovering and disposing of waste in a manner that create a municipal health nuisance	R 500
42(1)(a)	Failing to keep every water passage open and free of obstruction	R 1 000
42(1)(b)	Failing to construct a bund wall around a tank, or group of tanks, that contain a substance that can create a municipal health nuisance	R 500

42(1)(c)	Failing to clean industrial surface area so as to prevent the pollution of storm water which may result in adverse impacts on the quality of any surface and ground water	R 1 000
42(1)(d)	Failing to ensure that a dam, conduit or channel that is used for the containment of waste water has a free board of at least 0.5 metres above the highest level of precipitation which could be expected within a period of 24 hours with an average frequency of recurrence of once in 100 years	R 500
42(1)(e)	Failing to seal or cover conservancy lagoons or take the steps prescribed by the municipality to prevent fly breeding	R 500
42(2)(a)	Locating disposal site within the one in one hundred year flood line of any water resource	R 500
42(2)(b)	Using coal, coal discard, carbonaceous material or any other material for the construction of a slurry, evaporation or catchments dam, or any embankment, road or railway in a way likely to create a municipal health nuisance	R 500
43(1)	Interring a corpse in a manner that it constitutes a municipal health nuisance	R 2 500

45(1)(a)-(q)	Conducting a dry-cleaning or laundry business on premises that do not comply with the requirements in terms of this section	R 500
46(1)(a)-(k)	Operating a dry-cleaning or laundry receiving depot on premises that do not comply with the requirements in terms of this section	
47(1)(a)	Operating a coin-operated laundry on premises that do not have separate toilet and hand washing facilities for the different sexes	R 500
47(1)(b)	Operating a coin-operated laundry on premises that do not have an area where ironing is done	R 500
47(1)(c)	Failing to install the machine on the premises in accordance with the applicable law	R 500
48(1)(a)	Failing to keep the premises, all fittings, equipment, appliances, machinery, containers and business vehicles in a clean, hygienic and good condition at all times;	R 500
48(1)(b)	Failing to separate dirty articles from clean articles at all times	R 500
48(1)(c)	Failing to use a change-room solely for changing	R 500

48(1)(d)	Failing to ensure that every person who handles clean or dirty articles wears adequate protective clothing at all times	R 500
48(1)(e)	Failing to keep protective clothing in a clean and sound condition at all times	R 500
48(1)(f)	Failing to store protective clothing in a locker when it is not being worn	R 500
48(1)(g)	Failing to affix the name and business address, in clear lettering, to the outside of any business vehicle	R 500
48(1)(h)	Failing to ensure that the premises are not directly connected to any food premises, new clothing shop, hairdresser or any other area from which contamination might occur	R 500
48(1)(i)	Failing to comply with the requirements of the Occupational Health and Safety Act, 1993 (Act No. 85 of 1993) and the Air Quality Act, 2004 (Act No. 39 of 2004);	R 1 000
48(1)(j)	Failing to place all piping in the building, not chased into the walls, at least 100 mm away from all walls or floors and to comply with the provisions of the National Building Regulations and Building Standards Act;	R 500
48(1)(k)	Failing to insulate steam piping with an adequate material	R 500

48(1)(l) Failing to dispose of all waste water
in an approved manner

R 1 500

AMATHOLE DISTRICT MUNICIPALITY: PASSENGER TRANSPORT SERVICES BY-LAW

OFFENCES AND FINES

By-law published in extraordinary Provincial Gazette number 2378 dated 9 June 2010

Section Contravened	Description of Offence	Approved Fine -1
3	Failing to display area destination of a bus	No Fine
4(1)	Attempting to board a bus at a non-designated stopping place	No Fine
13(2)	Stopping a minibus taxi at a non-designated stopping place to load or off-load passengers	R 2 000
14	Exceeding the number of passengers the vehicle is permitted to carry	R 2 000
18(1)	Operating a passenger transport vehicle without the appropriate operating license	R 2 000
18(3)	Passenger transport vehicle is not in possession of a valid public road carrier permit	R 2 000
18(4)	Passenger transport vehicle is not in possession of a valid roadworthy certificate	R 2 000

20(1)	Using force or a threat to prevent a person from hiring other public passenger transport vehicle, or prevent or seek to prevent the driver of other vehicle from obtaining or conveying a passenger	R 1 000
20(2)	Compelling a passenger to hire or make use of his/her passenger transport vehicle	R 1 000
20(3)	Using force, a threat, or clandestine, to prevent a person from participating in a lift club.	R 1 000
22	Parking a vehicle to be used for the purposes of providing passenger transportation, at a place other than that allocated and marked for that vehicle	R 500
24(1)	to attract the custom of potential passengers	R 1 000
24(2)	so as to create a nuisance for other road users, passengers and pedestrians	R 1 000
25(1)	Travelling in or on any passenger transport vehicle with a firearm or any article, instrument or implement which may be dangerous or offensive to other passengers	R 1 000
26	Failing or refusing to pay, or attempting to evade payment of fare due	R 1 000

29(1)	Bringing an animal into or onto a passenger transport vehicle	R 500
31	Smoking in a passenger transport vehicle	R 1 000
32	Consuming alcohol in or on a passenger transport vehicle	R 1 000

REVENUE MANAGEMENT BY-LAW, 2010

SCHEDULE OF OFFENCES AND CRIMES

Section contravened	Description of Offence	Approved Fine
18(a)	Failing to enter into a service contract with the municipality	R 500
18(c)	Failing to attach the letter from the owner indicating that the signatory is a lawful occupant of the property	R 300
19	Failing to pay the deposit when entering into a service contract	R 300
28(e)	Failing to register for the indigency relief in the manner specified by the municipality	R 150
28(h)(i)	Failing to allow a reasonable access to the municipality in order to effect repairs to the water and sanitation system	R 150
28(h)(i)	Failing to report faults or defects in the water or sanitation system to the municipality	R 150
30(b)	Failing to advise the municipal manager of inability to comply with the arrangements or conditions made for the indigent people	R 150

34(b)	Obstructing or hindering the officer in the exercise of his or her powers or in the performance of his or her duties	R 1 000
34(c)	Using or interfering with the municipality equipment for consumption of services supplied	R 1 500
34(d)	Failing or refusing to give the municipality or an officer such information reasonably required for the purpose of exercising powers or functions under this by-law	R 1 500
34(d)	Giving false or misleading information to the official of the municipality	R 2 000
34(e)	Failing to comply with the notice served in terms of this by-law	R 1 000
34(f)	Tampering or breaking a seal on a meter or any equipment belonging to the municipality or causing the meter not to register the services used properly.	R 2 000

AMATHOLE DISTRICT MUNICIPALITY: FIRE SAFETY BY-LAW

OFFENCES AND FINES

By-law published in extraordinary Provincial Gazette number 2378 dated 9 June 2010

Section Contravened	Description of Offence	Approved -1
6(1)	Owner failing to notify evidence of a fire hazard.	R 1 000

6(2)	Owner failing to provide all details pertaining to the incident.	R 500
10(3)(a)-(f)	Failing to comply with an instruction given by a member of the force	R 1 000
11(1)	Pretending to be a member	R 1 000
11(2)	Unauthorised wearing of a uniform	R 1 000
14(1)	Driving a service vehicle without license	R 500
14(2)	Driving a service vehicle in disregard of the National Road Traffic Act.	R 500
16(2)	Failing to comply with a notice of compliance	No fine
17(1)	Interference with or obstruction of the chief fire officer in execution of duties	No fine
18(1)	Furnishing of false information	No fine
25(1)(a)	Failure to ensure that the building is designed and constructed in a manner that provides for the effective drainage of any water that may result from fire extinguishing activities; and the discharge of such water directly into a storm water drain	R 1 000
25(1)(b)	Failure to ensure that the building is designed and constructed in a manner that prevents water from draining, down any stairway or lift shaft, down any electrical shaft or telecommunications service shaft, down any shaft that is connected to a basement level, along approach to a building or any vehicle access ramp leading to or from a building	R 1 000
25(1)(c)	Failure to ensure that the building is designed and constructed in a manner water resulting from fire-extinguishing activities is discharged directly into a storm water drain	R 1 500
25(1)(c)	Failure to ensure that the building is designed and constructed in a manner that complies with the requirements of SANS 0400	R 1 000

25(2)(a)	Failure to ensure that the transformer room is situated on the ground level	R 1 000
25(2)(b)	Failure to ensure that access to the transformer room is from outside the building	R 1 000
25(2)(c)	Failure to ensure that there is adequate and ready access to the transformer room for fire-fighting and maintenance activities.	R 1 000
26(1)(a)(b)	Failure to ensure that the building is designed and constructed in accordance with the instructions of the department of water affairs and forestry, and the municipality	R 1 500
27(1)(a)-(g)	Failure to ensure that structures and sites like grain silo, atrium, air traffic control tower, tower for telecommunications, tent, or open-plan for commercial or industrial premises, comply with a rational design as contemplated by the national building regulations	R 2 000
27(2)(a)	Failure to ensure that the designs or construction aircraft hanger or helicopter pad complies with a rational design as contemplated by the national building regulations	R 1 000
27(2)(b)	Failure to ensure that the designs or construction aircraft hanger or helicopter pad provides for the effective drainage of any liquid from the floor of the hanger or helicopter pad or any approach to the aircraft hanger or helicopter pad	R 1 000
27(2)(c)	Failure to ensure that the designs or construction aircraft hanger or helicopter pad provides for the	R 1 000
	effective channeling of any liquid from the floor of the hanger or helicopter pad to a drainage area connected to a separator well	
27(2)(d)	Failure to ensure that the designs or construction aircraft hanger or helicopter pad prevents the spread of any liquid from the floor of the hanger or helicopter pad	R 1 000

27(2)(e)	Failure to ensure that the designs or construction aircraft hanger or helicopter pad is equipped with effective earthing devices for the discharge of static electricity.	R 1 000
28(1)	Failure to ensure that the building is equipped with sprinkler system	R 1 500
28(2)	Failure to ensure that the sprinkler system is constructed and installed in accordance with SANS 0287; and in compliance with the requirements of SANS 0400 insofar as it relates to fire protection	R 2 000
29(1)(a)	Failing to ensure that an extractor fan system is designed, constructed and installed in a manner that provides for clearly demarcated, adequate and easy access for inspection, maintenance and repairs	R 500
29(1)(b)	Failure to ensure that the conduit and outlet of an extractor fan system is installed in a manner that does not result in a fire hazard to any person or property.	R 500
29(2)	Failing to ensure that every filter, damper, screen or conduit is regularly inspected, cleaned and maintained to ensure that fatty residues or any other combustible residues do not accumulate	R 500
30(1)(a)	Failing to ensure that escape doors are fitted with hinges that open in the direction of escape	R 500
30(1)(b)	Failing to ensure that any escape door is equipped with a fail-safe locking device or devices that do not require a key in order to exit.	R 500
30(2)(a)	Failing to ensure that doors in a feeder route are a double swing-type door	R 500
30(2)(b)	Failing to ensure that no door is equipped with locking mechanism in a feeder route	R 500
30(3)	Failing to provide an alternative means of escape approved by the chief fire officer if it is necessary to lock the door in the feeder route for security reasons	R 1 000
30(4)	Obstructing or allowing the obstruction of any escape route from any premises	R 500

30(5)	Failure to indicate the escape route by a signage when required to do so.	R 500
31(1)	Failure to maintain the fire door in a manner that in the event of a fire it retains its integrity, insulation and stability for the time period required for that particular class of door	R 1 000
31(2)	Keeping a fire door that is not equipped with an automatic releasing hold-open device open	R 500
31(3)	rendering a fire door and assembly less effective	R 500
32(1)(a)	Failure to ensure that the premises on which the building is situated, are planned, designed and constructed so that at least one elevation of the building fronts onto a street;	R 500
32(1)(b)	Failure to ensure that if the premises do not front onto a street, an access road is provided	R 500
32(1)(a)	Failure to ensure that the premises are planned, designed and constructed so that a motorised or electronically operated gate is equipped in such a manner that access to the premises can be gained without the use of a motor or any other electronic device	R 500
32(1)(a)	Failure to ensure that there is a climate-proof and weather-proof parking surface for parking and operating fire brigade machines and equipment in an emergency	R 500
32(2)(a)-(c)	Failure to ensure that the correct street number of the premises is displayed, visible and maintained in a legible condition at all times	R 500
33(2)	Obstructing or impeding access to fire-fighting equipment and installations	R 1 500
34(1)(a)	Failing to remove combustible material from a vacant building	R 1 500
34(1)(b)	Failing to barricade vacant building	R 1 500
36(1)(a)	Failing to ensure readiness for use of fire-fighting equipment in an emergency	R 1 000
36(1)(b)	Failing to service and maintain fire-extinguishers in accordance with SANS 0105 and 1475	R 1 000

36(1)(c)(i)- (iii)	Failing to keep fire-fighting equipment in working condition and inspected annually	R 1 000
36(2)(a)(i)-(ii)	Failing to certify functionality of equipment and furnishing of certificate	R 500
36(3)	Unauthorised removal of fire-fighting equipment.	R 1 500
36(4)	Damaging or altering fire-fighting equipment or installation	R 1 500
37(4)	Removing, defacing or damaging a fire alarm	R 1 000
37(5)	Tampering or interfering with a fire hydrant	R 1 000
39(1)(a)	Failing to prepare emergency evacuation plan	R 1 000
39(1)(e)	Failing to display emergency evacuation plan	R 500
40(1)	Holding a public gathering without certificate of fitness	R 1 500
41(1)	Failure to submit an application form for a certificate of fitness to hold public gathering.	R 500
44(1)(a)	Failing to comply with conditions of certificate of fitness	R 1 500
44(1)(b)(i)-(ii)	Failing to display certificate and to keep in legible condition	R 500
44(1)(c)	Failure to notify the chief fire officer of the change to the trade name, activity or governing or similar body of any occupier of the building or structure	R 500
44(1)(d)	Failure to submit an application for renewal of the certificate of fitness.	R 500
50(1)	Obtaining a water connection without approved fire protection plans	No fine
52(1)	Making a fire that may endanger another person	R 1 500
52(2)(a)	Burning combustible material without permission	R 500
52(3)	Failing to take reasonable steps to ensure safety of people or animals	R 1 000
53(1)	Storage of combustible material in a manner to cause a fire hazard	R 1 000
53(2)	Allowing accumulation of dust in quantities likely to cause fire hazard	R 1 000

53(3)	Allowing sawdust to soak up flammable liquid	R 1 000
53(4)	Accumulation of soot in a chimney	R 1 000
53(5)	Overgrown premises	R 1 000
54(1)(a)-(b)	Overloading electrical equipment or using in a manner likely to cause fire hazard	R 1 000
55(1)	Using flame-emitting device in a manner likely to cause fire hazard	R 1 000
56(1)	Discarding flammable substance into sewer or drain	R 1 000
56(2)	Failing to report discarding of flammable substance into drain or sewer	R 500
57(1)	Unauthorised filling of a balloon or device with flammable gas	R 500
58(1)	Failing to display "No Smoking" signs	R 500
58(2)	Removing a sign	R 500
58(3)	Lighting or smoking a cigarette where prohibited	R 500
58(4)	Allowing smoking where prohibited	R 500
58(5)	Failing to provide for safe disposal of smoking materials	R 500
58(6)	Discarding a burning cigarette or material in a road or public place	R 1 000
61(1)	Discharging fireworks outside designated area	R 1 000
62(1)-(b)	Dealing in fireworks without license or permission of chief fire officer	R 1 500
64(1)	Storage or handling of flammable substances without certificate of registration	R 1 500
75(2)(a)	Dumping or spilling flammable substances in a borehole, drain or sewer	R 1 000
75(2)(b)	Discarding flammable substances from premises other than by a competent person	R 1 000
75(2)(c)	Bringing a fire or open flame within 5 metres of storage place	R 1 000
75(2)(d)	Using a device in connection with flammable substance in basement level of a building while not for maintenance of the building	R 1 000

75(2)(e)(i)	Filling a bus with passengers inside	R 1 000
75(2)(e)(ii)	Transporting flammable substances on a bus	R 1 000
79(2)(f)	Delivering, supplying or allow to be delivered or supplied, a flammable substance to the premises where the owner or person in charge of the premises does not have a valid certificate of registration	R 2 000
76(1)	Handling or storing liquefied petroleum gas in quantities in excess of Schedule 2	No fine
77(1)(a)-(c)	Failing to display symbolic or warning signs prominently and / or in the prescribed manner	R 500
79(1)(a)-(b)	Storage of flammable substances in a storeroom without certificate of registration or storeroom not compliant with by-law	R 1 500
90(1)(a)	Unauthorized entry of flammable storeroom	R 500
90(1)(b)	Using storeroom for purposes other than storage of flammable substances	R 500
90(1)(c)	Allowing person to work in storeroom while doors are not open	R 500
90(1)(d)	Obstructing or hindering access to storeroom	R 500
96(1)	Failing to notify chief fire officer of installation or demolishing of facilities	R 500
97(1)(a)-(b)	Entering or allowing someone to enter storage tank in disregard of safety requirements	R 500
113(1)(a)-(b)	Transporting dangerous goods without permit or keeping permit available	R 1 500
120(1)(a)	Transporting dangerous goods with unroadworthy vehicle	No fine
120(1)(b)(i)-(ii)	Transporting dangerous goods without prescribed fire extinguishers	R 1 500
120 (3)	Transporting dangerous goods to travel or overnight in any area specifically prohibited	R 1 500
121(1)	Supplying or delivering dangerous goods in quantities in excess of Schedule 2	R 1 500

121(2)	Supplying or delivering dangerous goods in contravention of certificate of registration	R 1 500
121(3)	Handling container in a manner that could damage such container	R 1 000
121(4)(a)-(f)	Delivering dangerous conditions in disregard of safety conditions	R 1 000
124(1)(a)-(b)	Spraying without spraying permit or in a spraying room	R 1 000

In addition to the fines above, the following admission of guilt fines relate to contraventions of the National Building Regulations (Regulation T1(2)(b) and the SANS Code Of Practice(0400) relating to Fire Safety.

TT2 & TT12	<u>Safety Distances</u> Erecting a building in disregard of safety distances	R 1 500
TT3, TT5 & TT6	<u>Different occupancies</u> Owner or tenant allowing division of building without approval	R 1 500
TT4	<u>Maximum division area</u> Owner exceeding maximum division area	R 1 500
TT9 & TT10	<u>Partitions and protection of openings</u> Inadequate fire resistance and failure to protect openings	R 1 500
TT12	<u>Roof Assemblies and Coverings</u> Allowing combustible material to be used on a roof structure without approval	R 1 500
TT16 to TT29	<u>Escape Routes and Exits</u> Allowing an escape route to be made less efficient	R 1 500
	<u>Stairways</u>	

TT23, TT24, &TT25	Installing a stairway that does not comply with part M of the rules	R 1 500
TT29	<u>Markings and Sign Posting</u> Failing to indicate the location of fire equipment or emergency exits with symbolic signs	R 1 500
TT30	<u>Lighting of Emergency Routes</u> Failing to light emergency route	R 1 500
TT31	<u>Fire Detection and Alarm System</u> Failing to install fire detection and alarm systems in compliance with SANS 0139	R 1 500
TT33 &WW5	<u>Water Reticulation System</u> Failing to install an approved water reticulation system for fire fighting	R 1 500
TT34	<u>Hose Reels</u> Failing to supply hose reels	R 1 500
TT35	<u>Hydrants</u> Failing to supply fire hydrants	R 1 500
TT36	<u>Sprinkler System</u> Failing to supply sprinkler system where required	R 1 500
TT42	<u>Smoke Control</u> Failing to provide mechanical smoke ventilation or roof ventilators and windows	R 1 500

TT52	<u>Operating Theatres and Intensive Care Units</u> Failing to comply with the fire safety requirements of the rule	No fine
TT53	<u>Liquid Fuel Tanks</u> Installation of fuel dispensing pumps and tanks in disregard of prescribed measurements and distances	No fine
TT54	<u>Gas Installations</u> Installation of gas storage facilities not complying with SANS Code 087	No fine