

ANNEXURE A.

Power of Attorney

SPECIAL POWER OF ATTORNEY

We, I, ROBERTO BONI - CHAIRMAN PLETENBERG
BAY PRIMARY SCHOOL GOVERNING BODY the undersigned,

do hereby nominate, constitute and appoint
THE AUTHORISED AGENTS OF MARIKE VREKEN TOWN & REGIONAL PLANNERS CC and duly
authorised employees of Marike Vreken Town Planners CC
with power of Substitution to be *my/our lawful representatives in *my/our application for:

OCCASIONAL USE OF LAND

on

PORTION 62 OF THE FARM GANSE VALLEI NO 444

In addition to apply for such amendments of any zoning schemes / structure plans as may
be deemed necessary and to make other necessary application and further to represent
*me/us at any inquiry in relation to the abovementioned matters and generally do whatever
may be necessary or desirable to procure the approval of the application, by virtue of those
present and whatever our said representative have to date done herein.

Signed at PLETENBERG BAY on this 15 day of SEPTEMBER 2016

SIGNED:



SIGNED:

SIGNED:

In the presence of the undersigned witnesses:

AS WITNESSES:

1. _____

2. _____

Plettenberg Bay Primary School Governing Body

RESOLUTION

Resolution passed at the meeting of the School Governing Body held in Plettenberg Bay on the 13 day of September 2016.

Resolved that **ROBERTO BONI** in his capacity as **CHAIRMAN**, be and is hereby authorized to do whatever may be necessary to give effect to this resolution and to enter into and to sign such documents necessary to proceed with the applications as specified hereunder on behalf of the Plettenberg Bay Primary School Governing Body with such modification as he in his sole discretion shall deem fit, his signature to be conclusive proof that the documents which bear it are authorised in terms hereof.

DESCRIPTION OF PROPERTY:

PORTION 62 OF THE FARM GANSE VALLEI NO 444

NATURE OF APPLICATION:

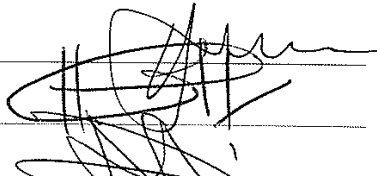
OCCASIONAL USE OF LAND

SCHOOL GOVERNING BODY MEMBERS

NAME:

Anita Schrey
Hilten Nagel
Harry de Villiers
Sarie du Plessis
Celeste Vos

SIGNATURE:


SA du Plessis
Nos.

ANNEXURE B.

Application Form



LAND USE PLANNING APPLICATION FORM

BITOU MUNICIPALITY: LAND USE PLANNING BY-LAW

KINDLY NOTE: Please complete this form using BLOCK capitals and ticking the appropriate boxes.

PART A: APPLICANT DETAILS

First name(s)	Marike				
Surname	Vreken				
South African Council for Planners (SACPLAN) registration number (if applicable)	1101				
Company name (if applicable)	Marike Vreken Town Planners				
Postal Address	21 Trotter Street				
	Knysna	Postal Code	6570		
Email	Marike@vreken.co.za				
Tel	044 382 0420	Fax		Cell	082 927 5310

PART B: REGISTERED OWNER(S) DETAILS (If different from applicant)

Registered owner(s)	Provincial Government of the Western Cape				
Physical address					
		Postal code			
E-mail					
Tel		Fax		Cell	

PART C: PROPERTY DETAILS (in accordance with title deed)

Property description- Erf No / Farm No: Portion 62 (A Portion of Portion 51) of the Farm Ganse Vallei No 444 in the Administrative District of Knysna					
Physical Address	Corner Beacon way and N2 National road				

GPS Coordinates	34° 2'18.28"S and 23°22'25.84"E 23°22'18.93"E.		Town/City	Plettenberg Bay		
Current Zoning	Institutional Zone 1	Extent	11,3001 ha	Are there existing buildings?	<u>Y</u>	N
Applicable Zoning Scheme	Plettenberg Bay Zoning Scheme Section 7		LUPO Scheme Regulations : Section 8	X		
Current Land Use	Primary School					
Title Deed number and date	T	14818/1986				
Any restrictive conditions?	<u>Y</u>	N	If Yes, list condition(s)	There are no title deed restrictions that could prevent the proposed development, however, Conditions D (b); (c); and (d) refer so specific activities that may not be conducted, without the approval of the applicable Roads Authority. It should be noted that no permission is required in terms of Act 21 of 1940 as the proposed adrenalin tower is located further than 95m from the centre line of the N2		
Are the restrictive conditions in favour of a third party(ies)?	Y	<u>N</u>	If Yes, list the party(ies)			
Have you informed the Bondholder of the application?	Y	<u>N</u>	No Bond Registered over the property			
Any existing unauthorized buildings and/or land use on the subject property(ies)?	Y	<u>N</u>	If yes, is this application to legalize the building / land use?	Y	N	
Are there any pending court case(s) / order(s) relating to the subject property(ies)?	Y	<u>N</u>	Are there any land claim(s) registered on the subject property(ies)?	Y	<u>N</u>	

PART D: PRE-APPLICATION CONSULTATION

Has there been any pre-application consultation?	<u>Y</u>	N	If Yes, complete the information below and attach the minutes of the pre-application consultation.			
Official's name	Chris Schliemann	Reference Number	N/A	Date of consultation	17 August 2016	

PART E: LAND USE PLANNING APPLICATIONS IN TERMS OF SECTION 15 (2) OF THE BITOU MUNICIPALITY : LAND USE PLANNING BY-LAW AND APPLICATION FEES PAYABLE

Tick	Section	Type of application
√	2(a)	a rezoning of land;
√	2(b)	a permanent departure from the development parameters of the zoning scheme;
√	2(c)	a departure granted on a temporary basis to utilise land for a purpose not permitted in terms of the primary rights of the zoning applicable to the land;

√	2(d)	a subdivision of land that is not exempted in terms of section 24, including the registration of a servitude or lease agreement;
√	2(e)	a consolidation of land that is not exempted in terms of section 24;
√	2(f)	a removal, suspension or amendment of restrictive conditions in respect of a land unit;
√	2(g)	a permission required in terms of the zoning scheme;
√	2(h)	an amendment, deletion or imposition of conditions in respect of an existing approval;
√	2(i)	an extension of the validity period of an approval;
√	2(j)	an approval of an overlay zone as contemplated in the zoning scheme;
√	2(k)	an amendment or cancellation of an approved subdivision plan or part thereof, including a general plan or diagram;
√	2(l)	a permission required in terms of a condition of approval;
√	2(m)	a determination of a zoning;
√	2(n)	a closure of a public place or part thereof;
√	2(o)	a consent use contemplated in the zoning scheme;
√	2(p)	an occasional use of land;
√	2(q)	to disestablish a home owner's association;
√	2(r)	to rectify a failure by a home owner's association to meet its obligations in respect of the control over or maintenance of services;
√	2(s)	a permission required for the reconstruction of an existing building that constitutes a non-conforming use that is destroyed or damaged to the extent that it is necessary to demolish a substantial part of the building.

Will you want to advertise upon Municipal Consent?	<u>Y</u>	N
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APPLICATION FEES ** (please note the following)

* Application fees that are paid to the Municipality are non-refundable and proof of payment of the application fees must accompany an application.

** The applicant is liable for the cost of publishing and serving notice of an application.

*** Relevant fees will be determined by Council, and an invoice will be sent to the applicant accordingly.

PART F: DETAILS OF PROPOSAL

Complete description of proposed development / intent of application:

See attached Motivation Report

PART G: ATTACHMENTS AND SUPPORTING INFORMATION AND DOCUMENTATION FOR LAND USE PLANNING APPLICATION [section 15(2)(a) to (s) of the Bitou Municipality Land Use Planning By- Law]

Complete the following checklist and attach all the information and documentation relevant to the proposal. Failure to submit all information and documentation required will result in the application being deemed incomplete. It will not be considered complete until all required information and documentation have been submitted.

Required minimum documentation required in terms of section 38(1) of said legislation

<u>Y</u>	N/A	Written motivation		<u>Y</u>	N/A	S.G. diagram / General plan extract
<u>Y</u>	N/A	Locality plan		<u>Y</u>	N/A	Site development plan or conceptual layout plan
Y	N/A	Proposed subdivision plan		Y	N/	Proof of agreement or permission for required servitude
Y	N/A	Conveyancer's certificate		<u>Y</u>	N/A	Minutes of pre-application consultation meeting (if applicable)

Supporting information and documentation:

Y	N	<u>N/A</u>	Consolidation plan		Y	<u>N</u>	N/A	Land use plan / Zoning plan
Y	N	<u>N/A</u>	Street name and numbering plan		Y	N	<u>N/A</u>	1 : 50 / 1:100 Flood line determination (plan / report)
Y	N	<u>N/A</u>	Landscaping (if applicable)		Y	N	<u>N/A</u>	Home Owners' Association consent
Y	N	<u>N/A</u>	Abutting owner's comment		Y	N	<u>N/A</u>	Services Report or indication of all municipal services / registered servitudes
Y	N	<u>N/A</u>	Copy of Environmental Impact Assessment (EIA) / Heritage Impact Assessment (HIA) / Traffic Impact Assessment (TIA) / Traffic Impact Statement (TIS) / Major Hazard Impact Assessment (MHIA) / Environmental Authorisation (EA) / Record of Decision (ROD) (strikethrough irrelevant)		Y	N	<u>N/A</u>	Proof of failure of Home owner's association
Y	N	<u>N/A</u>	Copy of any previous approval		<u>Y</u>	N	N/A	Any additional documents or information required as listed in the pre-application consultation form / minutes: (motivation report)
<u>Y</u>	N	N/A	Required number of documentation copies (<u>2 Hard Copies</u> , 8 CD's, additional digital copies could be required)		Y	N	<u>N/A</u>	Other (specify)

PART H: AUTHORISATION(S) OBTAINED IN TERMS OF OTHER LEGISLATION

Y	<u>N</u>	National Heritage Resources Act, 1999 (Act 25 of 1999)		Y	<u>N</u>	Specific Environmental Management Act(s) (SEMA)
Y	<u>N</u>	National Environmental Management Act, 1998 (Act 107 of 1998)				(e.g. Environmental Conservation Act, 1989 (Act 73 of 1989), National

Y	<u>N</u>	Subdivision of Agricultural Land Act, 1970 (Act 70 of 1970)			Environmental Management: Air Quality Act, 2004 (Act 39 of 2004),
Y	<u>N</u>	Spatial Planning and Land Use Management Act, 2013 (Act 16 of 2013) (SPLUMA)			National Environmental Integrated Coastal Management Act, 2008 (Act 24 of 2008), National Environmental Management: Waste Act, 2008 (Act 59 of 2008),
Y	<u>N</u>	Occupational Health and Safety Act, 1993 (Act 85 of 1993): Major Hazard Installations Regulations			National Water Act, 1998 (Act 36 of 1998) (strikethrough irrelevant)
Y	<u>N</u>	Land Use Planning Act, 2014 (Act 3 of 2014) (LUPA)	Y	<u>N</u>	Other (specify)
Y	<u>N</u>	If required, has application for EIA / HIA / TIA / TIS / MHIA approval been made? If yes, attach documents / plans / proof of submission etc.			
<u>Y</u>	N	If required, do you want to follow an integrated application procedure in terms of section 44(1) of Bitou Municipality : Land Use Planning By-Law ? If yes, please attach motivation.			

SECTION I: DECLARATION

I hereby wish to confirm the following :

1. That the information contained in this application form and accompanying documentation is complete and correct.
2. I'm aware that it is an offense in terms of section [86\(1\)](#) to supply particulars, information or answers knowing the particulars, information or answers to be false, incorrect or misleading or not believing them to be correct.
3. I am properly authorized to make this application on behalf of the owner and (where applicable) that a copy of the relevant power of attorney or consent are attached hereto.
4. Where an agent is appointed to submit this application on the owner's behalf, it is accepted that correspondence from and notifications by the Municipality in terms of the by-law will be sent only to the agent and that the owner will regularly consult with the agent in this regard.
5. That this submission includes all necessary land use planning applications required, by Bitou Municipality: Land Use Planning By-Law to enable the development proposed herein.
6. I confirm that the relevant title deed(s) have been read and that there are no restrictive title deed restrictions, which impact on this application, or alternatively an application for removal/suspension or amendment forms part of this submission.
7. I am aware that development charges to the Municipality in respect of the provision and installation of external engineering services are payable by the applicant as a result of the proposed development.

Applicant's signature:



Date:

15-09-2016

Full name:

Hendrika Marike Vreken

Professional capacity:

Professional Town Planner

SACPLAN registration number:

1101

FOR OFFICE USE ONLY

Date received:

Received by:

Municipal Stamp

Municipal Stamp

ANNEXURES

The following Annexures are attached for the applicants information.
Please do not submit these Annexures with the application form.

- Annexure A: Minimum requirements matrix
- Annexure B: Land use planning application submission and protocol
- Annexure C: Land use planning application workflow

ANNEXURE C.

Title Deed

15 HAZELL & RABIE

Prepared by me

CONFIDENTIAL

Ref. No. HAZELL.

T 14818/86

DEED OF TRANSFER

By virtue of Section 31 of the Deeds Registries Act, 1937
(No. 47 of 1937)

KNOW ALL MEN WHOM IT MAY CONCERN :

THAT WHEREAS the undermentioned land has been expropriated by
the hereinafter-mentioned Transferee, in terms of Section 2 (1) of the
Expropriation Act, 1975 (Act No. 63 of 1975) which land is at present
registered in the Deeds Registry at Cape Town in the names of :-

1. SUEILA GRACE STOREY (born Zondagh)
(Identity No. 580628 0015 004)
Married Out of community of property; marital power excluded;
and
2. RAY ANNE ZONDAGH (Identity No. 610923 0049 002) Unmarried;
As Owners of the Bare Dominium;
under Deed of Transfer No. T 28130/1980;

and /

BLADSY/PAGE 6
ENDOSSEMENT OP
ENDORSEMENT ON T. 14818/1986
EINDOMMERPROPERTY Port 62 Ca
part of part 51 of the
form No 444 Knysna

VA 51 11987

Best find a true copy of the duplicate original
Geskryfde te word afskeif van die duplikaat.
This document in this copy, issued to serve in
corroborative in accordance with the Regi-
place of the original document under the provisions
strafregte, uit te doen in die plek van
of Deeds Registries Regulation No. 68(1)
die verantwoordelike daarvoor onder die bepalinge van
die Registrarswet No. 68(1)
Deeds Registry/Registrieskantoor,
Gape Town/Kaapstad.

1987-01-20

Registries Officer
Registries Officer van Kaapstad.

COPY ISSUED GRATIS TO THE OWNER OF THE EXEMPT
AFSKRIEF ONTAS (AFSKRIEF KRAAGSIE ITEM 2
TIONS TO THE OFFICE IN REG. 86 OF
VAN DIE OFFISIE VAN KANTOORREELS VAN
ACT 47/1937
REG. 86 VAN WET 47/1937

VIR ENDOSSEMENTE KYK BLADSY
FOR ENDORSEMENTS SEE PAGE 7

and

3. JAMES ERROL ZONDACH (Identity No. 310722 5010 00 8)
Unmarried;

as Usufructuary under Notarial Deed of Cession of Usufruct
No. K 560/80S.

AND WHEREAS a Certificate has been furnished to me in terms of
sub-section (4) (a) of Section 31 of Act No. 47 of 1937, by the Trans-
ferree to the effect that the provisions of any law in connection with
the change of ownership in the land in consequence of expropriation
have been complied with :

NOW THEREFORE, by virtue of the authority vested in me by the said
Act, I, the Registrar of Deeds at Cape Town do by these presents cede
and transfer in full and free property to and on behalf of -

THE PROVINCIAL SECRETARY AND THE DIRECTOR OF
EDUCATION IN THEIR CAPACITIES AS EDUCATIONAL
TRUSTEES IN TERMS OF SECTION 193 OF ORDINANCE
NO. 20 OF 1956, AS AMENDED BY SECTION 2 OF
ORDINANCE NO. 5 OF 1969

Their Successors in Office or Assigns :

PORTION 62, (a portion of Portion 51) of the Farm GANSE VALLEI
No. 444, in the Administrative District of Knysna;

IN EXTENT: Eleven Comma Three Nought Nought One (11,3001)
Hectares;

AS WILL more fully appear from annexed Diagram L.G. No. 8223/85
and held by Deed of Transfer No. T 2830/1980 and Notarial Deed of
Cession of Usufruct No. K 560/80S.

A. SUBJECT /

BLANKE GROUP
WHITE GROUP

[Handwritten signature]

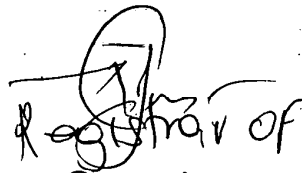
- 7 -

ENDORSEMENT TO SECTION 239 OF
THE CONSTITUTION OF SOUTH AFRICA,
1993 (ACT 200 OF 1993)

IN TERMS OF ITEM 28 (1) OF
SCHEDULE 6 TO THE CONSTITUTION
OF THE REPUBLIC OF SOUTH AFRICA,
1996 (ACT 108 OF 1996) THE WITHIN
PROPERTY VESTS IN THE PROVINCIAL
GOVERNMENT OF THE WESTERN CAPE

Certificate filed as T000002532/2012

Deeds office
Cape Town


Registrar of
Deeds

24 JAN 2012

A. SUBJECT to the conditions referred to in Deed of Transfer No. 13455/1960;

D. SUBJECT FURTHER to the terms of the endorsement dated 20th April 1955, on Deed of Transfer dated 31st July, 1952, No. 12321, which endorsement reads as follows :-

"Para. 1 & 2.

Registration of Servitude

The within described land is subject to a servitude in terms of an Order of the Water Court (Water Court District No. 4) dated 13/12/1954, as will more fully appear on reference to the copy of said Order annexed hereto, No. 177/55."

C. SUBJECT FURTHER to the terms of the endorsement dated 29th June 1955 on the said Deed of Transfer dated 31st July 1952, No. 12321, which endorsement reads as follows :-

"Para. 1 & 3.

Registration of Servitude

The within described land in Paras 1 & 3 is subject to a servitude of aqueduct & access with regard to apportionment of water in terms of an Order of the Water Court (Water Court District No. 4) dated 13-12-1954 as will more fully appear on reference to the copy of said Order Serv. No. 352/55. "

D. SUBJECT FURTHER to the following conditions imposed by the National Transport Commission in terms of Sections 11 (3) and (6) of Act No. 21/1940 as amended and created in Deed of Transfer dated 29th August 1967, No. 19607, namely :-

(b) Not /

- (b) Not more than one dwelling house, together with such outbuildings as are ordinarily required to be used in connection therewith, shall be erected on the land without the written approval of the controlling authority as defined in Section 1 of Act 21/1940, read in conjunction with Act 44/1948.
- (c) The land shall be used for residential and agricultural purposes only and no store, business or industry whatsoever shall be opened or conducted thereon without the written approval of the controlling authority, as defined in Section 1 of Act 21/1940, read in conjunction with Act 44/1948.
- (d) No structure or any other thing whatsoever shall be erected within a distance of 94,46 metres, measured from the centre line of the national road without the written approval of the controlling authority, as defined in Section 1 of Act 21/1940, read in conjunction with Act 44/1948."

K. SUBJECT FURTHER to the terms of the following endorsement dated 20th November, 1978, on Deed of Transfer dated 25th March, 1975, No. T 25086/1975 :-

"By Notarial Deed of Servitude No. K 899/1978S dated 18/10/1978 the within property is subject to a sewerage pipeline servitude area 10 metres wide depicted by the line D,C,E,F on diagram No. 9833/77 annexed thereto in favour of the Municipality of Plettenberg Bay. With ancillary rights and subject to conditions. As will more fully appear from the said Notarial Deed."

(which servitude is represented by the figure A H J G on annexed Diagram SG. No. 8223/85.)

WHEREFORE /



WHEREFORE the said SHEILA GRACE STOREY, married as aforesaid, RAY
ANNE ZONDAGH, Unmarried, and JAMES ERROL ZONDAGH, Unmarried, are
entirely dispossessed of and disentitled to the said land, and that
by virtue of these presents the said PROVINCIAL SECRETARY AND THE
DIRECTOR OF EDUCATION IN THEIR CAPACITIES AS EDUCATIONAL TRUSTEES,
or their Successors in Office or Assigns, now are and hereafter shall
be entitled thereto conformably to local custom, State, however,
reserving its rights.

IN WITNESS WHEREOF, I, the said Registrar, have subscribed to these
presents, and have caused the Seal of Office to be affixed thereto.

THIS DONE AND EXECUTED at the Office of the Registrar of Deeds at
CAPE TOWN in the Province of the Cape of Good Hope on the 23rd day
of April in the year of Our Lord, One Thousand Nine Hundred and
Eighty Six (1986).

[Signature]
REGISTRAR OF DEEDS.

Registered in the
Register
Book Folio
Clerk in Charge

ANNEXURE D.

SG Diagrams

SYE METER	RIJTINGS- HOEKE	Y	KOÖRDINATE Schied 10 23° X	L.G. No.
AB 246.65	Konstant	A	-3000.00	8223-85
BC 460.63	27 17 30	B	+4 614.75	
CD 120.52	99 06 00	C	+7 612.48	
DE 38.74	84 57 00	D	+8021.84	
EF 117.11	174 48 00	E	+8001.51	
FG 40.40	158 31 00	F	+4 272.17	
GA 352.59	208 59 50	G	+7 880.29	
HA 30.17	108 20 40	H	+7 843.25	
IG 12.96	158 31 00	I	+4 248.57	
		J	+7 855.31	
		K	+6 905.70	
		L	+4 446.61	
		M	+5018.12	
		N	+6373.56	

Bakens

A 20mm ysterpen in klippe
 BCDEH 20mm ysterpen in sement.
 F Houhoekpaal in sement.
 G Geen bakken

Nota

Die figuur AHJG stel voor 1 riepyplyva
 servituut 10 meter wyd. Sien kaart 9833/77
 geteg aan A/S 859/1978.

Skaal 1:

Die figuur ABCDEFG
 stel voor 11,3001 hektaar

Gedeelte 62 in Gedeelte van Gedeelte 511 van
 GANSE VALLEI NR 444

Opgevat in Aug en Nov 1977, deur ons
 Hoort tot April 1982 en Aug tot Sept 1985
 Hierdie kaart is geteg aan Die oorspronklike kaart is.

No. 1354/1967 geteg aan
 Transport/Graafwerk
 No. 1967, 398 + 19807

Provisie Kaap die Goede Hoop.
 Administratiewe Distrik.
 Landmeter
 M.S. No. E 2450/85
 AM-18A / Y52 (7301)
 AN-18B / Y11 (7371)
 AM-18A0 (2006)

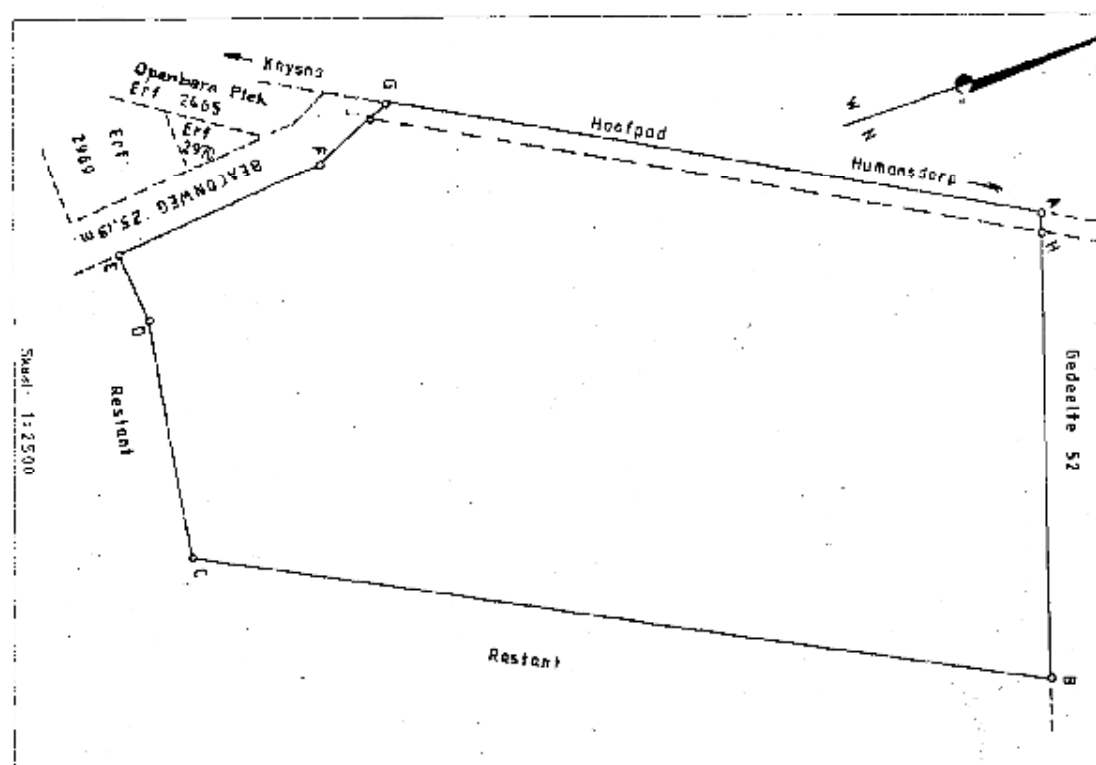
Opgevat in
 Aug en Nov 1977
 Maart tot April 1982
 en Aug tot Sept 1985

Landmeter.

Gedeelte 62 (in Gedeelte van Gedeelte 511)
 van GANSE VALLEI NR 444 KNTSNA

L.G. No.
 8223-85

Goedkeur
 Landmeter-generaal
 1985-10-24



ANNEXURE E.

Copy of Receipt: Building Control 3 June 2016



Marike Vreken Town Planners CC
21 Trotter Street | P.O. Box 2180 | KNYSNA | 6570
☎ 044 382 0420 | 📠 086 459 2987
info@vreken.co.za | www.vreken.co.za

Our Ref: Pr15/43b10
Your Ref:

03 June 2016

BY E-MAIL: cbasson@plett.gov.za
tmatsipa@plett.gov.za

COPY

Building Control Manager
Bitou Municipality
Private Bag X1002
Plettenberg Bay
6600



[Signature]
08/06/2016

FOR ATTENTION: MR C BASSON

Dear Sir,

**PORTION 62 OF THE FARM GANSE VALLEY NO 444 – SUBMISSION OF BUILDING
PLANS TO ERECT A TEMPORARY STRUCTURE**

Please see attached the following documentation as required by your department for the submission of building plans to erect a temporary structure for special events from the 20th of November 2016 to the 31st of January 2017. Herewith the following for your consideration:

1. Documentation

- 1.1. Locality Plan
- 1.2. Sited Development Plan
- 1.3. Title Deed
- 1.4. Confirmation From School Governing Council To Erect Temporary Structure
- 1.5. Summary of Temporary Structure
- 1.6. SANS 10400 Forms 1-4
- 1.7. Plan Submission Form
- 1.8. Proof of Payment
- 1.9. Surveyor General Diagram

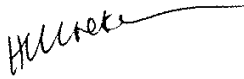
2. Building Plans

2.1. Two (2) Sets Hardcopy In Black And White

2.2. Two (2) Sets Hardcopies In Colour

We trust the above is in order. Please do not hesitate to contact the writer, should you require any additional information in this regard.

Yours faithfully,



MARIKE VREKEN

Pr. Pln1101 M SAPI 10233

ANNEXURE F.

Proposed Adrenalin Tower

[illegible]

