

Chief Albert Luthuli Municipality

The transparent, innovative, and developmental municipality that improves the quality of life of its people

HEAD OFFICE

28 Kerk Street

Carolina

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P.O Box 24, Carolina, 1185

Telephone +27 (0)17 843 4000

E-mail mm@albertluthuli.gov.za

Website www.albertluthuli.gov.za



OFFICES ALSO AT

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Ekulindeni +27 (0)17 001 1521

Call Centre +27 (0)17 004 0210

Toll-Free 080 001 4890

OFFICE OF THE MUNICIPAL MANAGER

Public Notice

PUBLIC NOTICE: IMPACT OF THE 19 NOVEMBER 2024 CONSTITUTIONAL COURT JUDGEMENT UNDER CASE NUMBER CCT191/122

On the 19th of November 2024, the Constitutional Court of the Republic of South Africa handed down its judgement in the matter between Emalahleni Local Municipality and Govan Mbeki Local Municipality v Glencore Operations South Africa (Pty) Ltd and Others under case number CCT191/122, regarding section 86 of the Emalahleni Local Municipality Spatial Planning and Land Use Management By-law, 2016. This section is also reflected in the CALLM Spatial Planning and Land Use Management By-law, 2016.

The above-mentioned section has been declared invalid by the Constitutional Court, and we hereby consequently give notice in terms of section 21 of the Local Government: Municipal Systems Act, 32 of 2000, as amended, that as of the 19th of November 2024, Chief Albert Luthuli Local Municipality will comply with the decision handed down by the Constitutional Court.

Kindly take notice that the Constitutional Court decision does not operate with retrospective effect, therefore the fees that were paid for the applications made prior to the 19th of November 2024 will not be refunded by the Municipality. The fees made after the 19th of November 2024 for the applications will be refunded by the Municipality. Applicants who have applied for SPLUMA certificates after the 19th of November 2024, the applicants should submit their bank confirmation letter, proof of payment and application to the Town Planning Section.

Any enquiries can be directed to the Town Planning Section at 017 843 4000/4066, Furthermore, the Community is encouraged to report any service delivery related issues to the Municipality through the call centre on 080 001 4890 (toll-free) or 017 004 0210 in which standard rates apply.

Issued by the Municipal Manager: Mr ME Thabethe

For media enquiries, kindly contact:

Municipal Communications: Mr Phetla Thapelo

Contact Number: 0745283128/ 0178434000

E-mail address: phetlatt@albertluthuli.gov.za

23 January 2025



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OFFICE OF THE MUNICIPAL MANAGER

Isaziso Somphakathi

ISAZISO SOMPHAKATHI: UMTHELELA WE-19 NOVEMBA 2024 ISINQUMO SENKANTOLO YOMTHETHOSISEKELO NGAPHANSI KWENOMBOLO YECALA CCT191/122

Ngomhla ka-19 kuNovemba 2024, iNkantolo yoMthethosisekelo yeRiphabhuliki yaseNingizimu Afrika yakhipha isinqumo sayo odabeni phakathi kukaMasipala weNdawo yase-Emalahleni kanye noMasipala weNdawo waseGovan Mbeki v Glencore Operations South Africa (Pty) Ltd nabanye ngaphansi kwenombolo yecala CCT191/122, mayelana nesigaba 86 soMasipala weNdawo yase-Emalahleni Spatial Planning and Land Use Management By-law, 2016. Lesi sigaba sibuye sibonakale ku-CALLM Spatial Planning and Land Use Management By-law, 2016.

Isigaba esishiwo ngenhla kuthiwe asisebenzi yiNkantolo yoMthethosisekelo, futhi ngalokhu ngenxa yalokho sinikeza isaziso ngokwesigaba 21 soMthetho woHulumeni baseKhaya: Izinhlelo zikaMasipala, 32 ka-2000, njengoba ushintshiwe, ukuthi kusukela ngo-19th kaNovemba 2024, uMasipala omkhulu wase-Albert Luthuli Local uzohambisana nesinqumo esinikezwe yiNkantolo yoMthethosisekelo.

Ngomusa qaphela ukuthi isinqumo seNkantolo yoMthethosisekelo asisebenzi ngomphumela wokubuyela emuva, ngakho-ke imali eyakhokhelwa izicelo ezenziwe ngaphambi konyaka we-19 kaNovemba 2024 ngeke ibuyiselwe nguMasipala. Izinhlawulo ezenziwe ngemuva kobusuku be-19 kuNovemba 2024 zezicelo zizobuyiselwa nguMasipala. Abafakizicelo abafake izicelo zezitifiketi ze-SPLUMA ngemuva kwe-19th kaNovemba 2024, abafakizicelo kufanele bathumele incwadi yabo yokuqinisekisa yasebhange, ubufakazi bokukhokha kanye nesicelo eSigabeni Sokuhlela Idolobha.

Noma yimiphi imibuzo ingaqondiswa eSigabeni Sokuhlela Idolobha ku-017 843 4000/4066, Ngaphezu kwalokho, uMphakathi uyakhuthazwa ukuba ubike noma yiziphi izindaba ezihlobene nokulethwa kwezinsizakalo kuMasipala ngokusebenzisa isikhungo sezingcingo ku-080 001 4890 (mahhala) noma ku-017 004 0210 lapho amanani ajwayelekile asebenza khona.

Ikhishwe yiMenenja kaMasipala: Mr ME Thabethe

Ngemibuzo yabezindaba, xhumana ngomusa:

Ukuxhumana kukaMasipala: UMnu Phetla Thapelo

Inombolo yokuxhumana: 0745283128/ 0178434000

Ikheli le-imeyili: phetlatt@albertluthuli.gov.za

23 Januwari 2025



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OFFICE OF THE MUNICIPAL MANAGER

Openbare kennisgewing

OPENBARE KENNISGEWING: IMPAK VAN DIE UITSPRAAK VAN DIE KONSTITUSIONELE HOF VAN 19 NOVEMBER 2024 ONDER SAAKNOMMER CCT191/122

Op 19 November 2024 het die Konstitusionele Hof van die Republiek van Suid-Afrika sy uitspraak gelever in die saak tussen Emalaheni Plaaslike Munisipaliteit en Govan Mbeki Plaaslike Munisipaliteit v Glencore Operations South Africa (Edms) Bpk en andere onder saaknommer CCT191/122, rakende artikel 86 van die Emalaheni Plaaslike Munisipaliteit se Verordening op Ruimtelike Beplanning en Grondgebruikbestuur, 2016. Hierdie afdeling word ook weerspieël in die CALLM Verordening op Ruimtelike Beplanning en Grondgebruikbestuur, 2016.

Bogenoemde artikel is deur die Konstitusionele Hof ongeldig verklaar, en ons gee hiermee ingevolge artikel 21 van die Wet op Plaaslike Regering: Munisipale Stelsels, 32 van 2000, soos gewysig, kennis dat hoofman Albert Luthuli Plaaslike Munisipaliteit vanaf 19 November 2024 sal voldoen aan die beslissing van die Konstitusionele Hof.

Neem asseblief kennis dat die Konstitusionele Hof se beslissing nie met terugwerkende effek funksioneer nie, daarom sal die fooie wat betaal is vir die aansoeke wat voor 19 November 2024 gemaak is, nie deur die Munisipaliteit terugbetaal word nie. Die fooie wat na 19 November 2024 vir die aansoeke gemaak word, sal deur die Munisipaliteit terugbetaal word. Aansoekers wat na 19 November 2024 vir SPLUMA-sertifikate aansoek gedoen het, moet die aansoekers hul bankbevestigingsbrief, bewys van betaling en aansoek by die Afdeling Stadsbeplanning indien.

Enige navrae kan gerig word aan die Afdeling Stadsbeplanning by 017 843 4000/4066, Verder word die Gemeenskap aangemoedig om enige diensleweringverwante kwessies by die Munisipaliteit aan te meld deur die inbelsentrum by 080 001 4890 (tolvry) of 017 004 0210 waarin standaardtariewe geld.

Uitgereik deur die Munisipale Bestuurder: Mnr ME Thabethe

Vir medianavrae, kontak asseblief:

Munisipale Kommunikasie: Mnr Phetla Thapelo

Kontaknommer: 0745283128/ 0178434000

E-posadres: phetlatt@albertluthuli.gov.za

23 Januarie 2025

