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MOSSEL BAY MUNICIPALITY AIR QUALITY BY-LAW OFFENCES AND PENALTIES

Section contravention	Description of offence	Proposed fine (1)	Determind
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DUTY OF CARE

3(1) R/W 35(1)	Any person who is wholly or partially responsible for causing air pollution or creating a risk of air pollution occurring.	R2000	R2000
3(3) b R/W 35(1)	Any person who fails to take effective control measures to abate the air pollution before a given date.	R2000	R2000
3(5) GM 35(1)	Failing to pay recovery of cost to the municipality.	R2000	R2000

CONTROLLED EMITTERS

9(1) R/W 35(1)	No installation of field burning equipment, altering extension or replacement without the prior written authorisation of the municipality.	R2000	R2000
10(2)b R/W 35(1)	Failing to remove fuel burning equipment from the premises at the expense of the owner within the period stated in a notice.	R2000	R2000
12 R/W 35(1)	Failing to install, maintain and operate measuring equipment at his/her own cost if unauthorised and unlawful emission or smoke from the premises.	R2000	R2000

MONITORING AND SAMPLING

13(1)a R/W 35(1)	Failing to record or monitoring sampling results and maintain a copy of the record.	R2000	R500
13(1)b R/W 35(1)	Failing to produce the record of the monitoring and sampling results for inspection.	R2000	R500

SMOKE EMISSIONS FROM DWELLINGS

15(1) R/W 35(1)	Any person that emit or permit the emission of smoke from any dwelling that may cause a nuisance.	R2000	R1000
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EMMISSIONS CAUSED BY OPEN BURNING

16(1) R/W 16(3)	Any material on any land or premises without the written authorisation of the municipality.	R2000	R1000
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EMMISSIONS FROM COMPRESSED IGNITION POWERED VEHICLES

17(1) R/W 17(2)	No person may drive or use or cause to be driven or used a compressed ignition powered vehicle that emits dark smoke.	R2000	R1000
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EMMISSIONS THAT CAUSE A NUISANCE

21(1) R/W 21(2)	No person may create or permit emissions that cause a nuisance.	R2000	R2000
22(1) R/W 22(3)	No person shall spray, coat, plate or epoxy / coat any vehicle, article, object with any substance outside approved spray painting room or booth.	R2000	R2000
23(1) GM 23(3)	Any person conducting sandblasting activities which produce emissions of dust that may be harmful to public health, well-being of cause a nuisance shall take control measures to prevent emissions into the atmosphere.	R2000	R2000

LANDDROS

PRIVAATSAK/PRIVATE BAG X11

2014-02-25


MAGISTRATE/LANDDROS

MOSSEL BAY/BAAI 25/2/2014

MOSSELBAAI/BAY 6500

23(2) GM 23(3)	Failing to implement control measures.	R2000	R2000
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OFFENSIVE ODOURS

24(1) GM 24(2)	Occupy or owner of any premises must take all reasonable steps to prevent the emission of any offensive odour cause by any activity on such premises.	R2000	R2000
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DUST NUISANCE

25(1) R/W 25(2)	The occupier or owner of any premises must take all reasonable steps to prevent the creation of any nuisance by dust caused any activity on such premises.	R2000	R2000
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FUME NUISANCE

26(1) R/W 26(2)	The occupier or owner of any premises must take all reasonable steps to prevent all nuisances by fumes caused by any activity on such premises.	R2000	R2000
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PESTICIDE OR HERBACIDE SPRAYING EMMISIONS

27(1) R/W 27(2)	No person may carry out of permit the spraying of pesticides or herbicides without the prior written authorisation of the municipality.	R2000	R2000
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COMPLIANCE NOTICE AND STEPS TO ABATE NUISANCE


28(1) R/W 28(4)	Failing to comply with conditions set in the compliance notice.	R2000	R2000
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GENERAL PROVISIONS

35(2) a & b	It is an offence to supply falls information to an authorised person in respect of any issue pertaining to the by-law or refuse to co-operate with the request of an authorised person made in terms of the by-law.	R2000	R2000
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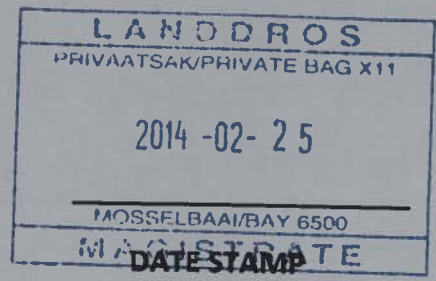
I hereby certify that the admission of guild fines list in the above table as submitted by the Mossel Bay district Municipality have been approved by me in terms of section 57(5)(a) and 341(5) of the Criminal Procedure Act, 51 of 1977, for the magisterial district of Mossel Bay as from today – 25/2/2014.

The determination replaces any previous determination for the said Magisterial District.

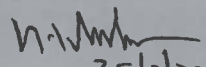


MAGISTRATE : B H VERMEULEN

MAGISTRATE/LANDDROS
MOSEL BAY/-BAAI



AFSKRIF VAN 1) BEHEER SIA.
2) K.v.A. Hof.


25/2/2014

MAGISTRATE