

AREA: Polokwane	PROJECT NO. H16-1193_D7
FEEDER:	1 of 1
SUPPLY TO: Polokwane Municipality Sand River Boreholes	
REPRESENTATIVE: JA Mallam	TEL: 0736014328
DISTRIBUTION	FAX:

## WAY LEAVE AGREEMENT OVERHEAD POWER LINE/UNDERGROUND CABLE(S)

I/We, the undersigned (full names)

MORRIS MALEKA ..... in my capacity as  
*Acting Manager: City Planning & Property Management*  
 of Polokwane Municipality .....  
 ( A duly authorised persons)

(Identity number: 7108245396084 )

Address: ..... Postal Code .....

Tel No.: 015 290 2720 .....  
 being the REGISTERED OWNER/S

(hereinafter referred to jointly or individually as the "Owner) of the following property/properties:

Pietersburg Ext 40 LS .....

situate in the Administrative District of ... Polokwane ..... held by virtue of Title Deed/s  
 number/s 7119593/2002 extent 0.0000 .....

(\* Delete if not applicable)

(hereinafter referred to as the "Property") hereby grant/s to **Polokwane Municipality** an irrevocable right of way leave in perpetuity free of charge to transmit electricity over the property.

1. The right of WAY LEAVE shall be binding on the Owner, its heirs, assignees and successors in title and shall include the following rights in favour of **Polokwane Municipality**:

1.1 the right to erect an overhead power line/underground cable(s) together with such structures, works, appliances, apparatus, conductors and overhead cables ("works") on the property or to erect or lead such conductors or appliances or other equipment on, under or over the property substantially on the route as indicated by the letters A.P.C.P. on the sketch attached hereto, as may at any time be necessary or convenient in exercising the right of way leave for overhead power line(s) /

X MM .....  
 NP



underground cable(s) (hereinafter together with the restriction area referred to in 3.1, referred to as the "Servitude Area").

- 1.2 the right to enter and be upon the property at any time in order to construct, erect, operate, use, maintain, repair, re-erect, remove, alter or inspect the structures, works, appliances, apparatus, conductors or cables ("works") on the property, or in order to gain access to any adjacent properties in the exercise of similar rights.
- 1.3 the right to have access to and egress from the power lines and the right to use existing roads giving access to and egress from the property or roads running across the property and gates on the property and to erect in any fence such gates as may be necessary or convenient to gain access to and egress from any power line/underground cable or accessory equipment.
- 1.4 the right to remove any trees, bush, grass, material or structures within the restricted area defined in clause 3 hereof and the right to cut or trim any trees in order to comply with the restrictions referred to in clause 3 hereof, after consultation with the land owner/s.

2. **Polokwane Municipality** shall exercise its rights subject to the following terms and conditions -

- 2.1 **Polokwane Municipality** shall ensure that any gates used by its personnel shall be kept closed.
- 2.2 **Polokwane Municipality** shall pay compensation:
  - 2.2.1 where damage or injury is caused by any negligent act or omission on the part of **Polokwane Municipality**, its employees or contractors;

3. The following special restrictions are placed on the use of the property namely -

- 3.1 No building or structure may be erected or installed above or below the surface of the ground, neither may any material which might endanger the safety of this power line/underground cable be placed within .....9..... metres of the centre line of this power line/underground cable without the prior written permission of **Polokwane Municipality**.
- 3.2 No tree shall be planted within the servitude area.
- 3.3. No tree which will grow to a height in excess of the horizontal distance of that tree from the nearest conductor of any power line shall be planted within the vicinity of the power line
- 3.4. No material which may in the opinion of **Polokwane Municipality** endanger the safety of any transmission line shall be placed within the servitude area.
- 3.5. No mining activities or blasting operations shall be permitted within 500 metres of any power line/underground cable without the prior written permission of **Polokwane Municipality**.

4. The right of way leave hereby granted to **Polokwane Municipality** -

- 4.1 shall be binding on the heirs, assignees and successors in title of the owner.
- 4.2 shall be brought in writing to the attention of any purchaser or transferee of the property (or of any portion of the property) by the owner or the seller (at that time) of the property before the property (or any portion thereof) is sold and/or transferred to such purchaser or transferee.

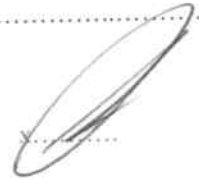
5. Remarks / Special Conditions:

.....

.....

.....

X. *MM*  
NP



Signed at POLOKWANE on this 27 day of MARCH 2019

AS WITNESSES:

1.  [Signature]

[Signature]  
REGISTERED OWNER(S)/PURCHASER/  
LESSEE/USUFRUCTUARY/HEIR/  
OCCUPANT\*/SPOUSE IF MARRIED IN  
COMMUNITY OF PROPERTY

2. [Signature]

Signed at ..... on this ..... Day of ..... 20.....

Signed at ..... on this ..... day of ..... 20.....

AS WITNESSES:

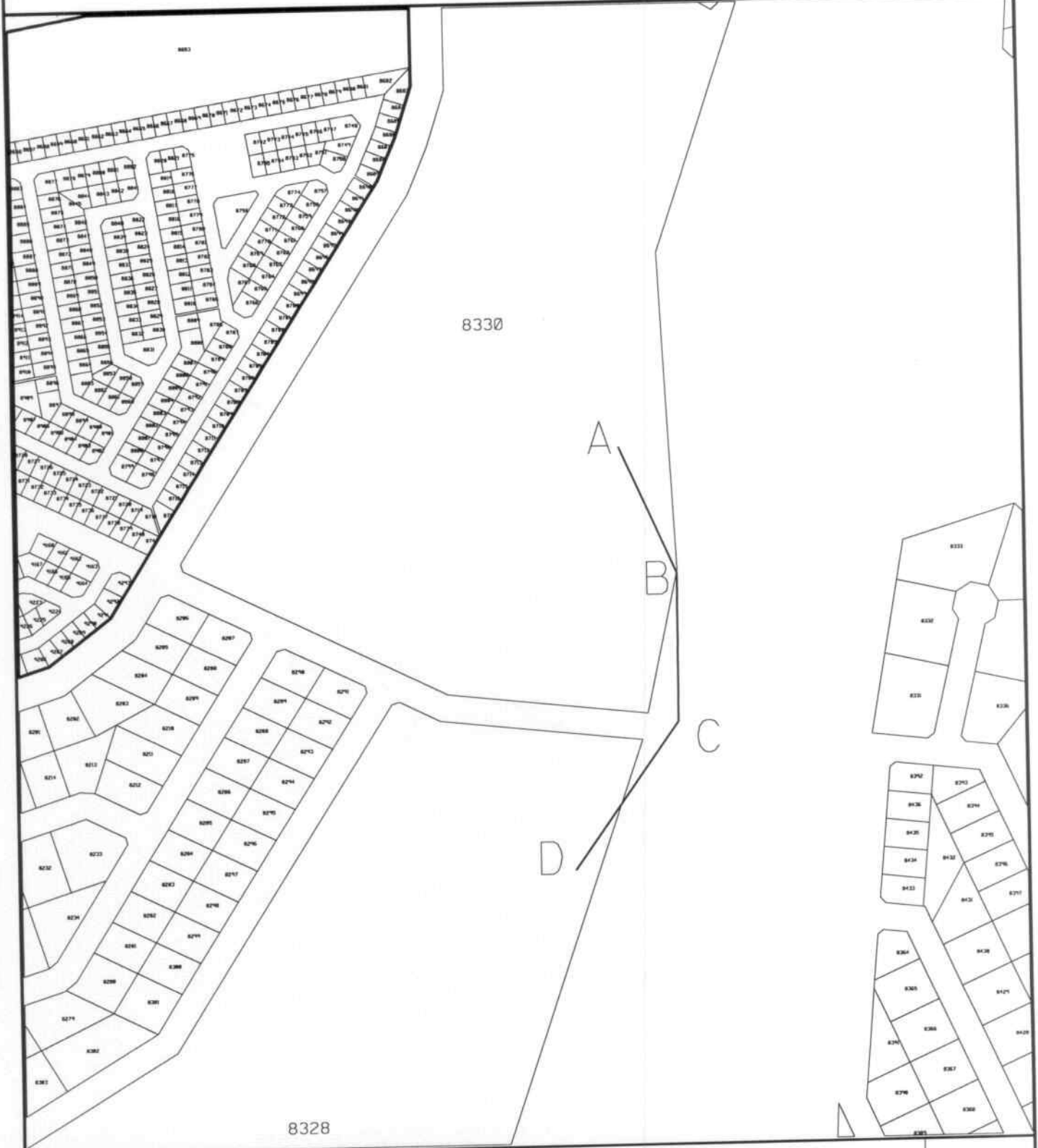
1. ....

[Signature]  
for and on behalf of  
**Polokwane Municipality**

2. ....

(\* Delete whichever is not applicable)

# WAYLEAVE AGREEMENT SKETCH



  
 REGISTERED OWNER  
 WITNESS  
 1.   
 2. \_\_\_\_\_

SUPPLY TO:	Polokwane Municipality	
PROJECT No.	H16-1193_D7	
PROPERTY:	Pietersburg Ext 40 LS	
DATE	27/3/19	REV:
		SCALE 1:5000



## Property Enquiry Details



Property enquiry results for "Pietersburg Ext 40" in the Deeds Registry at "LIMPOPO"

## Property detail:

Deeds registry	LIMPOPO
Property type	TOWN
Township	PIETERSBURG EXT 40
Province	LIMPOPO
Registration division/Administrative district	LS
Local authority	POLOKWANE LOCAL MUNICIPALITY
Previous description	REMAINDER OF TOWNSHIP
Diagram deed number	MULTIPLE
Extent	0,0000 DUM
LPI Code	TOLS0014

## Title Deeds detail:

Document	Registration date	Purchase date	Amount	Microfilm reference	Document copy?
T119588/2002PTA	20020930	-	T/T	-	Not available

## Owners detail:

Document	Full name	Identity Number	Share	Person Enquiry?
T119588/2002PTA	POLOKWANE LOCAL MUNICIPALITY	-	-	Yes
T119593/2002PTA	POLOKWANE LOCAL MUNICIPALITY	-	-	Yes

## Endorsements / Encumbrances:

Endorsement / Encumbrance	Holder	Amount	Microfilm reference	Document copy?
I-11607/2004LGPTA	-	-	-	Not available
I-11608/2004LGPTA	-	-	-	Not available
I-5994/2016LGPTA	-	-	-	Not available
I-5993/2016LGPTA	-	-	-	Not available
I-5995/2016LGPTA	-	-	-	Not available
I-5998/2016LGPTA	-	-	-	Not available
I-5992/2016LGPTA	-	-	-	Not available
I-5999/2016LGPTA	-	-	-	Not available
I-6002/2016LGPTA	-	-	-	Not available
I-6001/2016LGPTA	-	-	-	Not available
I-6074/2016LGPTA	-	-	-	Not available
I-6093/2016LGPTA	-	-	-	Not available
I-6396/2016LGPTA	-	-	-	Not available
I-6098/2016LGPTA	-	-	-	Not available
I-6073/2016LGPTA	-	-	-	Not available
I-6000/2016LGPTA	-	-	-	Not available
I-6395/2016LGPTA	-	-	-	Not available
I-7654/2005LGPTA	-	-	-	Not available
I-7151/2014LGPTA	-	-	-	Not available
I-8801/2007LGPTA	-	-	-	Not available
VA12385/2008PTA	POLOKWANE LOCAL MUNICIPALITY	-	-	Not available
VA11238/2016PTA	POLOKWANE LOCAL MUNICIPALITY	-	-	Not available
VA61/2017PTA	POLOKWANE LOCAL MUNICIPALITY	-	-	Not available
VA62/2017PTA	POLOKWANE LOCAL MUNICIPALITY	-	-	Not available
VA96845/2014PTA	POLOKWANE LOCAL MUNICIPALITY	-	-	Not available
CONVERTED FROM PTA	-	-	-	Not available
ERWE 8634-8646	T119593/2002	-	-	Not available
ERWE 8163-8633,8647-8649	T119588/2002	-	-	Not available
TOWNSHIP FROM	REG DIV LS ,NAME STERKLOOP ,NO 688 ,PRTN 352	-	-	Not available
TOWNSHIP FROM	REG DIV LS ,NAME STERKLOOP ,NO 688 ,PRTN 353	-	-	Not available

## History:

No data found for this query!

[Back to top of page](#)

Requested by **A0022479** with user reference **None** on: Wednesday, 27 March 119 18:59

DeedsWeb Version 4.0.1

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