

NOTICE 1074 OF 1997

NATIONAL MONUMENTS ACT, 1969 (ACT No. 28 OF 1969)

BY-LAWS PERTAINING TO THE CONSERVATION AREA KNOWN AS THE RHODES CONSERVATION AREA, SITUATED ON THE FARM TINTERN

In terms of section 18 (1) of the National Monuments Act, 1969 (Act No. 28 of 1969), the National Monuments Council has, with the approval of the Minister of Arts, Culture, Science and Technology, made the by-laws contained in the Annexure.

ANNEXURE

1 DEFINITIONS

In these by-laws, unless the context indicates otherwise—

“**Area**” means the Rhodes Conservation Area designated in terms of section 5 (9) of the National Monuments Act;

“**Council**” means the National Monuments Council as constituted in terms of section 2 of the Act; and

“**relevant authority**”—

- (i) “Planning Authority” means the Drakensberg Regional Services Council;
- (ii) “Local Authority” means the Rhodes Transitional Local Council or its successor.

2. OBJECTIVE

The objective of these by-laws is the protection, maintenance and enhancement of the cultural, architectural, aesthetic and historical significance of the Rhodes Conservation Area.

3. PLANNING, CONSTRUCTION, CHANGE OF USE AND SUBDIVISION

In addition to the provisions of section 12 (1) of the National Monuments Act, 1969 (Act No. 28 of 1969)—

3.1 no person shall—

- (a) alter the external appearance or colour of, erect or demolish any building;
- (b) erect, alter or remove any fence, wall, gate or barrier;
- (c) remove or damage any mature tree, hedgerow or natural feature;
- (d) erect, affix or display any sign which is visible from a public street or public area;
- (e) install a television aerial, external burglar proofing, air-conditioning, solar heater, skylight, awning, pergola, post box, fire escape, satellite dish or electricity meter box which is visible from a public street or public area;
- (f) pave or resurface with materials different from those already in use in any area which is visible from a public street or public area; or
- (g) change the use of any area of land or building,

without the special consent of and in accordance with a permit issued by the Local Authority;

3.2 no person shall without a permit from the Council—

- (a) construct a building higher than one floor above ground floor level or 6,5 m above natural ground level;
- (b) position any building diagonally across the site;
- (c) position any building beyond the prescribed distance of 4,5 m from the street boundary of the site;
- (d) make use of the following building materials when constructing a new building or altering an existing building:
 - > Unplastered face bricks;
 - > concrete blocks;
 - > clay or cement roof tiles;
 - > asbestos roof sheeting;
 - > metal roof sheeting other than corrugated iron.