



REFERENCE: TPW 16/14/5/11/MR369-ODN/DRE

ENQUIRIES: X. Smuts

DATE: 12 December 2019

Attention: Mr Thembekile Bango

Department of Education
P.O. Box 656
Oudtshoorn
6620

**PROVINCIAL TRANSPORT: OUDTSHOORN: MAIN ROAD 369 KM 0.33
RHS: ERECTION OF STRUCTURES WITHIN THE ROAD RESERVE:
GROOTKRAAL UCC PRIMARY SCHOOL**

1. It has come to this office attention that structures are being erected within the road reserve of Main Road 369 better known as the road between the Cango Caves and Swartberg Pass.
2. Main Road 369 forms part of the proclaimed provincial road network of which this Department is the road authority. The proclaimed road network is governed by the Road Ordinance 19 of 1976 and other relevant legislation.
3. The erection of structures within the road reserve and/or building restriction area without approval from the road authority, is a violation in terms of the Roads Ordinance.
4. A site inspection conducted on the 10th of December 2019 confirmed the illegal action within the road reserve, see Annexure A
5. This office verbally instructed the contractor to cease all construction activities since he failed to provide evidence of approval for these structures in terms of the Roads Ordinance 19 of 1976.
6. The structures referred to in section 4 above are erected in favour of the Grootkraal Primary School near the Cango Caves.

7. According to the contractor on site, instruction to erect the illegal structures was given by the principal Mr L. Metembo.
8. This office received confirmation that construction activities did not cease as requested as per section 5 above.
9. Your office should have submitted building plans for these structures to the Oudtshoorn Municipality where this department would have been identified as an effected party.
10. This office will consider the application on condition that due process be followed as per section 9 above. However, it is not guaranteed that the structure will be approved based on the limited information available.
11. The cost of removing the structure will be for the applicants account should the application be unsuccessful.
12. Failure to comply with this office request will leave us no other option as to refer the matter to the State Attorney via our legal section.

Kind Regards



per persona **DISTRICT ROADS ENGINEER**

Inc. Annexure A – Photo Record

CC:

1. Mr Juan Prodehl, Oudtshoorn DRE office (email)
2. Mrs Carinne Muller, Oudtshoorn DRE office (email)
3. Mr Evan Burger, Road Network Management (email)
4. File copy

ANNEXURE A

