

# CITY OF PIETERMARITZBURG

## CAMPS DRIFT PARK BYLAWS

The Administrator has in terms of section 268 of the Local Authorities Ordinance, 1974 (Ordinance 25 of 1974), approved of the subjoined bylaws made by the City Council of the City of Pietermaritzburg.

### Part 1

1. In these bylaws unless the context indicates otherwise -

**"City"** means the City of Pietermaritzburg;

**"Council"** means the City Council of the City of Pietermaritzburg;

**"Director of Parks"** means the Officer of the Council appointed to act as such either substantively or in an acting capacity and includes a Deputy Director of Parks and any other officer of the Council to whom the functions assigned to that position under these bylaws has been delegated;

**"launching site"** means any place within the recreation area indicated by the Council as a place from which vessels may be launched into the water course;

**"officer"** means any employee of the Council acting in the course and scope of his employment;

**"recreation area"** means that portion of land between College Road Bridge and Edendale Bridge and on either side of the Umsindusi River which is owned by and under the control of the Council and which is demarcated by means of signs to be the recreation area;

**"vehicle"** means any motor vehicle, motor cycle of whatever type and size, pedal cycle and any vehicle drawn by animals;

**"vessel"** means every type or description of amphibious craft used or capable of being used as a means of transportation on water;

**"water course"** means that portion of the Umsindusi River flowing through the recreation area as defined;

**"weapon"** means a firearm or other weapon or implement by which a projectile can be so propelled that it can kill, injure or immobilise any person or animal, and includes the ammunition for a firearm and any projectile for use in connection with such weapon or implement and any chemical or preparation for use in connection with such projectile.

### Part II

2. The Council may make a charge for admission to the recreation area and no person shall enter or remain in the recreation area unless or until any admission charge prescribed in the Council's Tariff of Charges has been paid.

3. The Director of Parks may -

- (1) determine the places at which persons may enter and leave the recreation area;
- (2) determine the days and times of the day during which the recreation area shall be open to the public;
- (3) determine those parts of the recreation area which may be reserved for specific purposes;
- (4) temporarily exclude the public or any member of the public from any part of the recreation area;
- (5) erect signs to indicate the times, days or places determined by him in terms of sub-bylaws (1), (2), (3) or (4).

4. No person shall ignore or act contrary to any direction contained in any sign erected in terms of bylaw 3.

5. No person shall wilfully do or cause to be done any of the following things within the recreation area -

- (1) drive any vehicle at a speed in excess of 30 kph;
- (2) disturb the peace by swearing, shouting, quarrelling, singing or by playing musical instruments, radios, record players, tape recorders, television receivers or the like;
- (3) discard or dump any litter or rubbish of any description otherwise than in a refuse receptacle provided for that purpose by or on behalf of the Council;
- (4) be in possession of any weapon, explosive device or explosive material;
- (5) break any glass or scatter any objects or substances likely to injure persons, plants or animals;
- (6) destroy, damage, remove, pluck or otherwise interfere with any vegetation other than at the direction of the Director of Parks;
- (7) remove any rock or soil;
- (8) discard any smouldering or burning object or light any fire or do anything to facilitate the spread of fire; provided that open fires for the purpose of cooking may be lit at sites set aside for such purposes;
- (9) Paint, draw or scratch on, destroy, damage, alter, shift or remove any signs, gates, fences, beacons or other works made or erected by or on behalf of the Council;
- (10) urinate in Public or commit any drunken, indecent or obscene act;
- (11) sell, offer or expose for sale any goods, commodity or article without the

written permission of the Council;

- (12) display or cause or permit to be displayed any sign or advertisement, as defined in the City's Signs Bylaws and Advertisement (Bill Posting) Bylaws, respectively, except with the prior written consent of the Director of Parks and otherwise than in accordance with any conditions he may impose as to the size, form, wording or colouring of any sign or advertisement or as to the times during which or places at which such sign or advertisement may be displayed. Any person displaying a sign or advertisement or causing the same to be displayed in contravention of this bylaw shall forthwith remove the same upon receipt of written instructions from the Director of Parks so to do;
  - (13) fish in the water course from the recreation area without the written prior consent of the Director of Parks and otherwise than in accordance with any conditions he may impose relating to places from which fishing may take place, equipment which may be used in fishing and types, sizes, species and numbers of fish which may be caught.
6. (1) No person shall have the exclusive use of any space or spaces within the recreation area without the written consent of the Director of Parks;
- (2) No person shall in any way hamper, prevent or interfere with the exercise of any exclusive use granted in terms of sub-bylaw (1).

### Part III

7. No person shall launch any vessel from any part of the recreation area into the water course without the written consent of the Director of Parks.
8. No vessel shall be left unattended within the recreation area during the hours of darkness without the prior consent of the Director of Parks.
9. (1) No vessel shall be brought into the recreation area unless it has first been registered -
- (a) annually, in respect of each year commencing on 1 January; or
  - (b) temporarily, in respect of any calendar month or part thereof.
- (2) Any person wishing to register a vessel in terms of sub-bylaw 9(1) shall make application for registration of such vessel to the Director of Parks at Alexandra Park headquarters or his authorised representative stationed within the recreation area.
- (3) The registration certificate issued on the grant of an application made under sub-bylaw (2) shall at all times be carried by the person owning, or responsible for, the vessel so registered when such vessel is within the recreation area.
- (4) Every certificate of registration issued in terms of bylaw 9(1)(a) shall expire on 31 December of the year in which it was issued.

10. All persons entering the recreation area and using the facilities therein do so at their own risk.
11. The recreation area shall not be used for the purpose of hiring out any vessel for use on the watercourse nor for the purpose of contracting for the conveyance in a vessel for reward on the watercourse unless and until -
  - (1) the Council has granted its permission in writing, and
  - (2) such vessel has been registered in terms of bylaw 9.
12. No offal, bottles, cans, rubbish or other refuse shall be discarded or otherwise disposed of in the watercourse;
13. The recreation area shall not be used for the purpose of placing any vessel more than 3,5m in length on the watercourse without the prior written permission of the Director of Parks.
14. The recreation area shall not be used for the purpose of placing any log, boom, pier, dock, fence, pile, anchorage, raft or other obstructions in the watercourse without the prior written permission of the Director of Parks.
15. Any person who contravenes or fails to comply with any provision of bylaws 2, 5, 6(2), 7, 8, 9, 11, 12, 13 or 14 shall be guilty of an offence and on conviction be liable -
  - (a) where such provision is contravened or not complied with for the first time, a fine of five hundred rand or imprisonment for a period not exceeding six months or both such fine and such imprisonment, and
  - (b) where any such provision is contravened or not complied with on a second or subsequent occasion, a fine of one thousand rand or imprisonment for a period not exceeding one year or to both such fine and such imprisonment.

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