



The South African
Council *for* Planners
S A C P L A N

SACPLAN Bulletin

e-Newsletter for the South African Council for Planners

Volume 5 Issue 1

January 2015

SACPLAN Bulletin is turning
FIVE in February

The **SACPLAN Bulletin** will be turning **five** in February 2015. The first **SACPLAN Bulletin** saw the light in February 2011. Since then 22 issues have been published and distributed electronically to a wide audience nationally as well as internationally.

During this time the **SACPLAN Bulletin** has reported on the establishment of the Klipriviersberg Conservancy Development Integration Team to guide sustainable development; the Spatial Planning and Land Use Management reform - emerging priorities and issues; the change of the Professional Designation of Registered Professional and Technical Planners; the World Town Planning Day online Conferences that are being held yearly around World Town Planning Day on the 8th November; and the Tshwane Inner City Precinct Master Planning Project. The **SACPLAN Bulletin** has also reported on Policy Commentaries by the South African Cities Network; and the growth of the SACPLAN social media communication platforms, which includes the SACPLAN LinkedIn page, the SACPLAN Facebook page as well as the SACPLAN Twitter page. This growth was in numbers and activity.

The **SACPLAN Bulletin** would have failed in its duty if it did not report on the developments with the Spatial Planning and Land Use Management Bill (SPLUMB), the Spatial Planning and Land Use Management Act (SPLUMA) and the Regulations to the SPLUMA. Nearly all the issues of the **SACPLAN Bulletin** had an article on SPLUMA, with either comments on SPLUMA, providing information on a publication, or by providing an update. We will continue with such reporting, and also urge planners in the different provinces and municipalities to provide the **SACPLAN Bulletin** with articles on any developments in their respective areas.

We also had some interesting discussions and responses during the past five years on published articles. One such article was an article from Kobus Munro with the heading "*Western Cape leads provincial planning law reform*". Another was an article from Prof Vanessa Watson with the title "*Wescape: Planning of Politics*".

We had articles from the South African Association of Consulting Professional Planners (SAACPP) on Succession and Continuation at a private practice; an

explanation of misconduct and wrongful acts; as well as a contribution on Conflicts of interest. Similarly the South African Planning Institute (SAPI) contributed over the years. We have also focused on a number of the Universities that offer accredited planning programmes,

During the years we have Celebrated Human Rights Month, Youth Month, Nelson Mandela Day, Women's day, and Women's month.

One of your regular sections is the new publications in the Government Gazettes.

The **SACPLAN Bulletin** is looking forward to your continued support and contributions.

2015

What can we expect?

What can we expect during 2015? If we look back at the end of 2014 with the Department of Rural Development and Land Reform (DRDLR) publishing a revised set of SPLUMA Regulations for comment, we can expect that these will be finalised during 2015. It is understood that a number of Provinces and Municipalities are waiting for the finalisation of these regulations, before new Provincial legislation are promulgated. This will bring about changes to the legislative landscape within which planners will be operating, which has been long overdue.

The SACPLAN has also already commenced with the second phase of its Competency and Standards generating project during the latter part of 2014. The second phase consists of the development of Accreditation Criteria for the accreditation of planning

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programmes and planning schools / departments as required in terms of the Planning Profession Act, 2002. It also includes the development of a Continuous Professional Development (CPD) policy and procedure. In terms of this policy each registered planner will be required to accumulate a certain number of CPD points to maintain his or her registration. There has also been a call for the development of a Recognition of Prior Learning (RPL) policy and procedure. It is expected that this will result in robust discussions. An Examination system(s) will be developed as part of the registration process of planners in terms of the Planning Profession Act, 2002. Workshops to discuss the draft documents will be held during March. The dates and venues for these workshops will be made available in due course.

Know your Council Member



Professor Dayomi holds the following registrations and qualifications: Pr.PlIn A/1052/1998, MCIP (Can), Ph.D, MURP, MCIT (UK), MSFU, MPIBC, MNITP, MSAPI, M.URISA. (obtained in France, and Canada from the Universities of Aix-Marseille and Paris).

He is currently a member of staff at the University of KwaZulu-Natal (Howard College campus), in the School of the Built Environment. He has a wide range of experience in Planning, Environment, including, Spatial Development, and settlement planning and Transportation in and the application of remote sensing in the built environment among others. These are all evident in his publications and research. He has supervised Postgraduate students at Masters and PhD levels in Planning, and is a

well-equipped and experienced academic to examine masters and thesis projects.

Prof Dayomi has been involved in various professional planning works in South Africa, Nigeria, Canada and France (ingenieur-Urbaniste at the RATP, Paris). He is currently a member of the SACPLAN, and serves as chair of its education and training committee.

Urban Planners asked to find ways to make sustainability the default choice of all homeowners

from Sawubona Magazine

Dion Chang, founder of Flux Trends wrote an article in the January 2015 issue of the Sawubona magazine with the title "Building for the future". In the article Urban Planners are challenged with the following words - *"Sustainable Building is perceived as expensive. Urban Planners need to find ways to make sustainability the default choice of all homeowners"*.

Chang wrote that he spent a weekend at an experimental home called "Stand 47 (www.stand47.co.za), which is situated on Monaghan Farm on the outskirts of Johannesburg. According to the article, Monaghan Farm is part of an eco-estate (in essence a vast residential estate providing a country lifestyle). All the homes must adhere to sustainable building regulations.

The houses are low-tech (no Wi-Fi or TV). Chang refers to "digital detoxing". He states that currently, sustainable building lies in the realm of innovation and is perceived as expensive. He then indicates that urban planners and architects need to find ways and means to make sustainability the default choice of all homeowners.

Call for Articles

SACPLAN Bulletin urge all registered persons to contribute to this newsletter and to share interesting news, dates, facts, happenings, projects, etc. regarding planning and development issues.

A digital version of the Sawubona magazine can be downloaded from www.mysubs.co.za/magazine/sawubona.

News from the Gazettes

The following is a list of publications found in National and Provincial Gazettes that might be in interest:

National Environmental Management Act (107/1998)

Amendments to the Regulations on the Fees for Consideration and Processing of Environmental Authorisations and Amendments thereto - Department: Environmental Affairs

Regulation Gazettes, No 38417 of 23 January, 2015.

In these regulations "the Regulations" means the Regulations on the Fees for Consideration and Processing of Applications for Environmental Authorisations and Amendments thereto, 2014 published under Government Notice No. 141 of 28 February 2014. Amendment of Regulation 4 of the Regulations.

The Minister of Environmental Affairs amended the regulations on the fees for consideration and processing of applications for environmental authorisations and amendments thereto under sections 24(5)(c)(i), 24(5)(j) and 44(1)(a) and (b) of the National Environmental Management Act, 1998 (Act No. 107 of 1998) as set out in the Schedule hereto

SACPLAN's VISION

To pioneer the founding spirit of innovation in the facilitation of sustainable and inclusive development in the planning profession.

- **Provincial Gazettes (KwaZulu-Natal), No 1292 of 08 January, 2015 - Amendment to the By-laws relating to Bed and Breakfast and Guest House Facilities - uMhlathuze Municipality**

The uMhlathuze Municipality has passed a resolution for the amendment of the Bylaws Relating to Bed and Breakfast and Guest House Facilities.

- **Provincial Gazettes (KwaZulu-Natal), No 1292 of 08 January, 2015 - Amendment to By-laws relating to Stormwater Management - uMhlathuze Municipality**

The uMhlathuze Municipality has passed a resolution for the amendment of the Bylaws Relating to Stormwater Management.

- **National Environmental Management Act (107/1998) - National Gazettes, No 38319 of 19 December, 2014**

General Notice No. 1150

Vredefort Dome world Heritage Site Environmental Management Framework

The Minister of Environmental Affairs, has adopted and publish for implementation the Vredefort Dome World Heritage Site Environmental Management Framework

- **National Environmental Management Act (107/1998) - Regulation Gazettes, No 38303 of 08 December, 2014**

Government Notice No. 993

National Environmental Management Act (107/1998) - National Appeal Regulations

The Minister of Environmental Affairs, made regulations pertaining to the processing, consideration of, and decision on appeals, under section 44(1)(a) read with section 43(4) of the National Environmental Management Act, 1998 (Act No. 107 of 1998).

- **National Environmental Management Act (107/1998) - Regulation Gazettes, No 38303 of 08 December, 2014**

Government Notice No. 994

National Environmental Management Act (107/1998) - National Exemption Regulations

The Minister of Environmental Affairs, made regulations pertaining to the process to be followed for the lodging and processing of an application for exemption, under Section 44(1)(a) read with Section 24M(3) of the National Environmental Management Act, 1998 (Act No. 107 of 1998).

- **Provincial Gazettes (Kwazulu Natal), No 1281 of 03 December, 2014 - Municipal Notice No. 165 - Umtshezi Municipality - Adoption of various by-laws**

The Umtshezi Municipal Council has adopted and published under Extraordinary Provincial Gazette No 1180 dated 8 July 2014, the following by-laws:

- * Umtshezi Municipality: Cemetery By-laws
- * Umtshezi Municipality: Parking By-laws
- * Umtshezi Municipality: Pollution Control By-laws
- * Umtshezi Municipality: Property Encroachment By-laws
- * Umtshezi Municipality: Public Roads By-laws
- * Umtshezi Municipality: Stormwater Management By-laws

These by-laws will come into effect on 1 December 2014

- **Regulation Gazettes, No 38282 of 04 December, 2014 - Government Notice No. 982: National Environmental Management Act (107/1998) - Environmental Impact Assessment Regulations, 2014**

The Minister of Environmental Affairs, made regulations pertaining to environmental impact assessments, under sections 24(5) and 44 of the



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National Environmental Management Act, 1998 (Act No. 107 of 1998).

- **Provincial Gazettes (Mpumalanga), No 2415 of 06 February, 2015 - Local Authority Notice No. 13 - Street Trading By-laws, 2014**

Notice was given by the Steve Tshwete Local Municipality that they resolved to adopt Street Trading By-laws.

- **Provincial Gazettes (North West), No 7401 of 28 January, 2015 - Greater Taung Local Municipality - By-law relating to unsightly and neglected buildings and premises**

The Municipal Manager published By-Law Relating to Unsightly and Neglected Buildings and Premises which came into operation on the date of publication thereof.

- **National Gazettes, No 38418 of 26 January, 2015 - General Notice No. 63 - Expropriation Bill, 2015 - Summary of Bill**

The Minister for Public Works intends introducing the Expropriation Bill, 2015 in Parliament during the fourth quarter of 2014/15. A summary of the Bill was published in accordance with Rule 241(1) of the Rules of the National Assembly and Rule 186(1) of the Rules of the National Council of Provinces.

The Expropriation Bill seeks to align the Expropriation Act, 1975 with the Constitution, 1996 and to provide a common framework to guide the procedures for expropriation of property by organs of state. It is stated that the Bill does not seek to interfere with existing powers of expropriation conferred by specific legislation.

It is said that the Bill, rather, seeks to provide certainty for all affected parties, by prescribing uniform procedures to be followed by all expropriating authorities when exercising their powers.

The Bill introduces measures that differ significantly from the Expropriation Act, 1975.

Noteworthy is the recognition and compensation of

unregistered rights in property in all expropriations and the embodiment of the constitutional principle of just administrative action by, amongst other measures -

- (a) providing for the publication of an intended or actual expropriation, incorporating the rationale for such expropriation;
- (b) providing for notices of an intended or actual expropriation, incorporating the rationale for such expropriation, to be served on or delivered to all known affected persons; and
- (c) affording interested parties an opportunity to raise objections and make representations to an expropriating authority, and requiring that authority to consider such submissions before taking a decision whether or not to proceed with an expropriation.

The Bill provides for the determination of just and equitable compensation for expropriation in accordance with the principles contained in section 25(3) of the Constitution, 1996. The Bill also confirms the power of the Minister of Public Works to expropriate property for purposes connected with the execution of his/her mandate.

The Bill does not grant expropriating powers to any other functionary.

The Bill will be available on the website of the Department of Public Works (www.publicworks.gov2a) once it has been certified by the Chief State Law Advisor and introduced in Parliament, and also by contacting:

*The Director-General
Department of Public Works
Private Bag X65
PRETORIA 0001
Attention: Andre Meyering / Johannes Lekala
Telephone: 012-406-1566 / 012-406-1567
Facsimile: 086-272-4553 / 086-272-4554
E-mail: andre.meyering@dpw.gov.za /
johannes.lekala@dpw.gov.za*

SACPLAN Motto:
Reinventing Planning, Changing Lives

- Provincial Gazettes (KwaZulu-Natal), No 1303 of 23 January, 2015 - Municipal Notice No. 17 - Endumeni Municipality - Property Encroachment By-law

The Council of the Endumeni Municipality approved Property Encroachment By-law.


January Tweets on
@SACPLAN1


The following are some of what was trending (tweets and retweets) on the SACPLAN twitter @SACPLAN1 during January 2015:

- Check out the new blog by @MartinDubbeling "Inspirational Values for Future Cities" <http://isocarp.org/inspirational-values-future-cities/>
- The current focus on land availability is too narrow to solve New Zealand's housing affordability problem <http://bit.ly/1BCrmRI>
- Scientists partner w/Creative Change to give teachers tools to teach students about causes/impacts of climate change <http://tinyurl.com/jwxk7cc>
- Using a real life SimCity to design a massive development: <http://tinyurl.com/npyr6xk>
- Take a video tour of the Seattle Bicycle Master Plan via Planning magazine http://youtu.be/jR_QpgfI5ag
- Don't miss this webinar on [#innovative](#) practices in [#European](#) [#cities](#) on the 27th of January! <http://goo.gl/bRZVYT>

South African Cities Network Instagram competition

South African Cities Network is running an exciting Instagram competition to encourage urban youth to reflect on what their city means to them. The competition, which is being run from 4 – 20 February 2015, encourages image submissions that respond to the following theme:

My City, through My Lens

I have a vision for this city... For my urban life and lifestyle.

I want to be able to live, work and play as part of a wider community who can all do the same.

[How] does... or could... my city provide the access... mobility... inspiration...

for us to have a fulfilling urban life?

To enter, participants simply need to visit the competition website at <http://www.sacities.net/instagram-competition/> and follow this up by posting their images on Instagram by using the hashtag #SACNurbanComp15. Only images that are accompanied by an web entry will be considered.

Further information can be found on Instagram by following the SACN @sacitiesnetwork. City specific hashtags are also provided. The best images will be featured in the State of Cities Report 2016 and will



The individual opinions raised in the newsletter is also be in line to win R5000! not that of SACPLAN or its Council Members.

Insta-meets have been arranged in each city. However, you do not have to join an Insta-meet to enter. Look out for details of the Insta-meets happening in your city on the competition website!

If your postal and or email address(es) have changed and you have not informed the SACPLAN of such change, you are requested to forward the updated information to planner@sacplan.co.za



For Contributions to the SACPLAN Bulletin

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