

**Nelson Mandela Bay Metropolitan Municipality:**

**BY – LAW RELATING TO PUBLIC NUISANCES AND PUBLIC NUISANCES ARISING  
FROM THE KEEPING OF ANIMALS**

**SCHEDULE OF OFFENCES AND CRIMES**

By-law published in extraordinary Provincial Gazette number 2322 dated 24 March 2010

<b>Section Contravened</b>	<b>Description of Offence</b>	<b>Proposed Fine (1)</b>	<b>Approved Fine (2)</b>	<b>Offence Code</b>
3 (1) (a) r/w 3(4) & 26	Working on premises in a manner that is dangerous to others	1000	1000	100737
3 (1) (b) r/w 3(4) & 26	Trading in a manner which causes discomfort or annoyance to others	1000	1000	100745
3 (1) (c) r/w 3(4) & 26	Depositing items likely to cause annoyance, danger or injury to others	2000	1000	100753
3 (1) (d) r/w 3(4) & 26	Allowing fencing to become in state of disrepair/unsightly/ dilapidated	500	500	100761
3 (1) (e) r/w 3(4) & 26	Allowing buildings to become dilapidated neglected/unsightly state	2000	2000	100779
3 (1) (f) r/w 3(4) & 26	Storing merchandise on stoep, verandah or alley or business premises or on vacant land adjoining said premises	1000	1000	100787
3 (1) (g) r/w 3(4) & 26	Enclosing a stoep or verandah of business premises in a manner which contravenes municipal approval	1000	1000	100795
3 (1) (h) r/w 3(4) & 26	Using electrical appliances/machinery to disturb the comfort, convenience, peace of others	2500	2500	100800
3 (1) (i) r/w 3(4) & 26	Damaging or misusing or befoul public toilets	1000	1000	100818
3 (1) (j) r/w 3(4) & 26	Carrying objectionable material which is not suitably covered	1000	1000	100826
3 (1) (k) r/w 3(4) & 26	Allowing an erf to overgrow	2000	1000	100834
3 (1) (l) r/w 3(4) & 26	Erecting structures in a manner that causes nuisance	2000	2000	100842
3 (1) (m) r/w 3(4) & 26	Allowing nuisance to be created or to continue	1000	1000	100850
3 (1) (n) r/w 3(4) & 26	Bathing /washing in a public stream	1000	1000	100868
3 (1) (o) r/w 3(4) & 26	Disturbing public peace by making unseemly noises	1000	1000	100876
3 (1) (p) r/w 3(4) & 26	Cause nuisance by loitering in a public place	1000	1000	100884

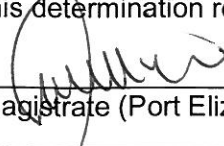
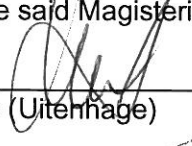
3 (1) (q) r/w 3(4) & 26	Advertising wares or services by means of loudspeakers or similar devices or shouting, striking gongs, blowing horns or ringing bells	1000	1000	100892
3 (1) (r) r/w 3(4) & 26	Using abusive threatening language in a public place	500	500	100907
3 (1) (s) r/w 3(4) & 26	Washing vehicles in a public place	1000	1000	100915
3 (1) (t) r/w 3(4) & 26	Discharging a fire arm on premises which forms part of a general town planning scheme and not zoned for agricultural purposes.	1000	No AG	100923
3 (1) (u) r/w 3(4) & 26	Being drunk in a public place	1000	1000	100931
3 (2) (a) r/w 3(4) & 26	Failing to terminate an act of nuisance upon the issue of a notice	1000	1000	100949
3 (2) (b) r/w 3(4) & 26	Failing to enclose premises to prevent the entry of unauthorized persons to prevent the dumping of materials upon the issue of a notice	2000	2000	100957
4 (1) r/w 4(5) & 26	Keeping animals without permission of the municipality	1000	1000	100973
4 (3) r/w 4(5) & 26	Failing to comply with the municipal determination relating to the keeping of animals	1000	1000	100981
7 (1) r/w 7(2)& 26	Failing to screen from the street structures housing animals	1000	1000	100999
10 (1) (a) r/w 10(2)& 26	Allowing an animal to interfere with the comfort, peace or quiet of others	2000	1000	101000
10 (1) (b) r/w 10(2)& 26	Failing to provide an animal with proper food, water and shelter	1000	1000	101018
10 (1) (c) r/w 10(2)& 26	Failing to keep premises on which an animal is kept in a good and neat condition	1000	1000	101026
10 (1) (d) r/w 10(2)& 26	Failing to exercise control over animals in a manner which causes damage to property	2000	1000	101034
10 (1) (e) r/w 10(2)& 26	Leaving or allowing an animal to be on a public road	1000	1000	101042
11 (1) r/w 11(5) &26	Failing to comply with a notice to remove cause of the nuisance	1000	1000	101050
12 (1) (a)(b) r/w12(3) &26	Failing to comply with an order to euthanize a dangerous ,ferocious, injured or diseased animal	1000	1000	101068
12 (2) r/w 12(3)& 26	Failing to have animal euthanized by a veterinary surgeon	1000	1000	101076
13 (1) r/w 13(2)&26	Hawking an animal in a public place	500	500	101084
14 (1) r/w 14(4)&26	Keeping more than two dogs or cats on a premises without consent from the municipality	500	500	101092
15 (1) r/w15(3)&26	Breeders failing to obtain consent from the municipality to keep more than two dogs or	500	500	101107

	cats			
16 (1) r/w 16(3)&26	Failing to obtain approval from the municipality to breed pets	500	500	101115
19 (1) r/w19(3)&26	Bringing a dog which is not on a leash in a public place	500	500	101123
19 (2) r/w 19(3)&26	Failing to remove feaces left by a dog in a public place	500	500	101131
20 (1) (a) r/w 20(4)&26	Allowing a bitch on heat to be in a public place without supervision	500	500	101149
20 (1) (b) r/w 20(4)&26	Allowing a dog to attack, worry or frighten any person for a reason other than self defense	500	500	101157
20 (1) (c) r/w 20(4)&26	Failing to fence premises adequately to enclose a dog which is not on a leash	500	500	101165
20 (1) (d) (i) r/w 20(4)&26	Allowing a dog to trespass on private property	500	500	101173
20 (1) (d) (ii) r/w 20(4)&26	Allowing a dog to be hazardous to traffic using a public road	500	500	101181
20 (1) (d) (iii) r/w 20(4)&26	Allowing a dog to be hazardous to those outside the premises	500	500	101199
20 (1) (d) (iv) r/w 20(4)&26	Failing to display a notice that a dog is kept on the premises	500	200	101204
20(1)(e)(i) r/w 20(4)&26	Keeping dog which interferes with the comfort, convenience, peace or quiet of neighbours by barking, yelping, howling or whining	500	500	101212
20(1)(e)(ii) r/w 20(4)&26	Keeping dog which interferes with the comfort, convenience, peace or quiet of neighbours by charging any vehicles, animals, poultry, pigeons or persons outside any premises where it is kept	500	500	101220
21 (1) r/w 21(4)&26	Operating a kennel,cattery,pet shop or pet parlour without consent from the municipality	500	500	101238
21 (2) r/w 21(4)&26	Operating a kennel, cattery, pet shop or pet parlour in a manner which causes nuisance	500	500	101246
22 (4 ) r/w 26	Hindering or refuse access to an authorized municipal official in execution of his duties	500	500	101254
24 (1) r/w 24(2) &26	Failing to gradually reduce animals in excess of the permitted number, or replacing animals thereby having animals in excess of the limited number	500	500	101262

I hereby certify that the admission of guilt fines listed in Column 2 above as submitted by the Nelson Mandela Bay Metropolitan Municipality have been approved by me in terms of Section 57(5)(a) and 341(5) of the Criminal Procedure Act, 51 of 1977, for the Magisterial District/s of

Port Elizabeth **M.A.G.I.S.T.R.A.T.E.** and Uitenhage

This determination replaces any previous determination for the said Magisterial District.

	2010 -12- 12		
Magistrate (Port Elizabeth)	Date Stamp	Magistrate (Uitenhage)	Date Stamp
PORT ELIZABETH			
LANDDROS			

LANDDROS  
PRIVAATENOMMER  
2010-12-02  
UITENHAGE  
MAGISTRATE