

Nelson Mandela Bay Metropolitan Municipality:

WATER AND SANITATION SERVICES BY-LAW
Promulgated in PG 2361 dated 14 May 2010.

SCHEDULE OF OFFENCES AND CRIMES

Section Contravened	Description of offence	Proposed Fine (1)	Approved Fine(2)	Offence Code
6(2)(b) rw 17(3)	Failure to comply with the notice to do specified work in order to comply with the provisions of this by-law	300	R300	105088
7(a) rw 17(3)	Entering an area controlled by the Municipality and enclosed by a fence or where entry is prohibited by notice boards, without prior written permission of the executive director	500	R500	105096
7(b) rw 17(3)	Entering a structure used by the municipality in connection with its water supply system or its sewerage system, without prior written permission of the executive director	1000	R1000	105101
8(1) rw 17(3)	Operating the sewerage system or the water supply system	1500	R1500	105119
8(2) rw 17(3)	Effecting a connection to the water supply system	2500	R2500	105127
8(3) rw 17(3)	Making a connection to the sewerage system	2500	R2500	105135
9(1) rw 9(6)+17(3)	Damaging, endangering or tampering with the water supply system or the sewerage system or cause them to be damaged or endangered	2500	R2500	105143

9(2) rw 17(3)	Failure to ascertain from the executive director whether any part of the water supply system or sewerage system is situated on a land before performing work on it	500	R500	105151
9(3) rw 9(6)+17(3)	Constructing, erecting or laying a building, structure, paving or concrete slab over a position or in a manner as to interfere with or endanger a water services infrastructure or to restrict the municipality in accessing or maintaining such infrastructure.	500	R500	105169
9(4) rw 9(6)+17(3)	Failure to comply with the notice not to commence with or to cease work that is likely to endanger water services infrastructure	1000	R1000	105177
10(1) rw 17(3)	Preventing or restricting access to the water supply system, the sewerage system or a measurement chamber provided in terms of section 109.	1000	R1000	105185
11(1) rw 17(3)	Committing an act which may cause pollution to water in a reservoir or other place owned or controlled by the municipality and used by it in connection with the supply of water	2500	R2500	105193
11(2) rw 17(3)	Depositing or discharging rubbish, night-soil, industrial waste or other matter which may cause the pollution of a catchment area or a portion thereof which is connected with the municipal water supply and which has been designated by notice boards as being an area where such acts are prohibited	1000	R1000	105208
12(1) rw 17(3)	Doing anything which may cause a safety or health hazard in a sewer, structure or place owned or controlled by or owned by the municipality either wholly or in part, and used by it in connection with the disposal of sewage.	1000	R1000	105216
12(2) rw 17(3)	Causing pollution of any nature on any portion of an area that is associated with the sewerage system.	1500	R1500	105224

13(1) rw 13(4)+17(3)	Entering the municipal water supply or sewerage systems or state land under the control of the municipality without a permit issued by the executive director	500	R500	105232
13(2)(a) rw 13(4)+17(3)	Being in a municipal water supply or sewerage system or on state land under the control of the municipality overnight	500	R500	105240
13(2)(b) rw 13(4)+17(3)	Having in his or her possession or under his or her control firearms, airguns, catapults and dogs in a municipal water supply or sewerage system or on state land under the control of the municipality	1000	R1000	105258
13(2)(c) rw 13(4)+17(3)	Hunting or disturbing wild animals or birds in a municipal water supply or sewerage system or on state land under the control of the municipality	2500	No AG	105266
13(2)(d) rw 13(4)+17(3)	Picking wild flowers in a municipal water supply or sewerage system or on state land under the control of the municipality	500	R500	105274
13(2)(e) rw 13(4)+17(3)	Lighting fires in a municipal water supply or sewerage system or on state land under the control of the municipality	1000	R1000	105282
13(2)(f) rw 13(4)+17(3)	Allowing farm animals in a municipal water supply or sewerage system or on state land under the control of the Municipality	500	R500	105290
15 rw 17(3)	Laying or constructing a pipe or associated component on, in or under a street, public place or other land owned by, vested in, or under the control of the municipality, without the permission of the executive director	1000	R1000	105305
16(1) rw 17(3)	Laying or constructing drainage installation on, in or under a street, public place or other land owned by, vested in, or under the control of the municipality except without permission	1000	R1000	105313

17(1)(a) rw 17(3)	Failing or refusing to give access required by an officer in terms of section 14	500	R500	105321
17(1)(b) rw 17(3)	Obstructing or hindering an officer in the exercise of his or her powers or the performances of his or her functions or duties under this by-law	500	R500	105339
17(1)(c) rw 17(3)	Failing or refusing to give an officer information required for the purpose of exercising his or her powers or performing his or her functions or duties under this by-law or giving false or misleading information knowing it to be false or misleading	500	R500	105347
17(1)(d) rw 17(3)	Contravention of or failing to comply with any provision of this by-law	500	R500	105355
17(1)(e) rw 17(3)	Failing to comply with any condition or prohibition imposed in terms of this by-law	1000	R1000	105363
17(1)(f) rw 17(3)	Failing to comply with the terms of a notice served upon him or her in terms of this by-law	500	R500	105371
17(1)(g) rw 17(3)	Unlawfully and intentionally or negligently interfering with any municipal water supply services or sewerage system	500	R500	105389
17(1)(h) rw 17(3)	Failing to provide information or providing false information when reasonably requested by an officer	200	R200	105397
17(1)(i) rw 17(3)	Contravention of or failing to comply with any conditions imposed upon the granting of any application, consent, approval, concession, exemption or authority in terms of this by-law	500	R500	105402
17(2) rw 17(3)	Causing or inciting another person to commit an offence referred to in subsection 17(1), or permitting or allowing such person to commit an offence when in a position of authority over him or her	500	R500	105410

24(1)(a) rw 17(3)	Taking water from the water supply system without an agreement	1000	R1000	105428
24(1)(b) rw 17(3)	Taking water from the water supply system without the use of connection pipe provided in terms of section 25(2), and not from a hydrant in terms of section 37	1000	R1000	105436
25(1) rw 17(3)	Failure to make application to the municipality to transfer the agreement for a supply of water from the previous owner to the new owner	1500	R 1500	105444
28(2)(c) rw 17(3)	Failure to secure that portion of the service pipe referred to in section 28(2) paragraph (b)(ii) against movement.	500	R 500	105452
29 rw 17(3)	Failure to ensure that no interconnection exists between the water installation on his premises and the water installation on other premises	1500	R1500	105460
31(1)(c) rw 31(6)+17(3)	Failure to comply with the notice to prevent wasteful use of water	2000	R 2000	105478
31(1)(d)(i) rw 31(6)+17(3)	Failure to comply with the notice prohibiting or restricting the consumption of water for a specified purposes/during specified hours of the day or on specified days, or in a specified manner;	750	R 750	105486
31(1)(d)(ii) rw 31(6)+17(3)	Failure to comply with the notice to limit the quantity of water that may be consumed over a specified period	500	R500	105494
31(1)(d)(iii) rw 31(6)+17(3)	Failure to comply with the notice to restrict or prohibit the use or manner of use or disposition of an appliance by means of which water is used or consumed, or the connection of such appliances to the water installation.	500	R 500	105509
31(4)(a) rw 31(6)+17(3)	Failure to install measurement devices and devices for restricting the flow of water, to ensure compliance with a public notice published contemplated in subsection 31(1)	500	R 500	105517

32(2) rw 17(3)	Failure to pay the prescribed charge for the cutting off or restriction and the restoration of the water supply,	1000	R1000	105525
33(3) rw 17(3)	Failure to pay the prescribed charges for both the interruption and restoration of the water supply when making request for the interruption thereof	500	R500	105533
35(4)(a) rw 17(3)	Failure to provide a place satisfactory to the executive director in which to install the water meter	500	R500	105541
35(4)(b) rw 17(3)	Failure to ensure that there is unrestricted access available to the water meter at all times	500	R500	105559
35(4)(c) rw 17(3)	Failure to take responsibility for the protection of the water meter	1000	R1000	105567
35(4)(d) rw 17(3)	Failure to ensure that no connection is made to the pipe in which the water meter is installed, between the water meter and the connection pipe servicing the installation	1000	R1000	105575
35(4)(e) rw 17(3)	Failure to make provision for the drainage of water, which may be discharged from the pipe in which the water meter is installed in the course of work done by the municipality on the water meter; as well as groundwater and stormwater	500	R500	105583
35(5) rw 17(3)a)	Disconnecting a water meter and its associated apparatus from the pipe in which they are installed	1500	R1500	105591
35(5)(b) rw 17(3)	Breaking a seal which the municipality has placed on a water meter	500	R500	105606
35(5)(c) rw 17(3)	Interfering with a water meter and its associated apparatus	500	R500	105614
35(7) rw 17(3)	Failure to pay the prescribed availability charge for the use of the water meter supplied by the municipality	500	R500	105622

37(5) rw 17(3)	Failure to pay the prescribed charge for the attendance of the officer who connected the water meter and the standpipe to a hydrant,	1000	R1000	105630
37(6)(a) rw 17(3)	Failure to take responsibility for the safe-keeping and the proper use water meter and standpipe	2000	R2000	105648
37(6)(b) rw 17(3)	Failure to return the water meter and standpipe forthwith if it is damaged or become defective	2000	R2000	105656
37(6)(c) rw 17(3)	Failure to make the water meter and standpipe available for reading purposes before the seventh day of each month or at such other intervals as the executive director may prescribe	500	R500	105664
37(6)(d) rw 17(3)	Failure to return the water meter and standpipe to the municipality on the termination of the agreement for supply	2000	R2000	105672
37(7) rw 17(3)	Failure to pay the prescribed availability charge for the use of the water meter supplied by the municipality	1500	R1500	105680
41 rw 17(3)	Failure to install the water meter for each unit of premises in separate occupation when requested to do so by executive director	500 per unit	R500 per unit	105698
42(1) rw 17(3)	Failure to obtain the municipality's written approval before the installation work is done	1000	R1000	105703
42(3) rw 17(3)	Engaging a person who is not a qualified plumber to undertake the installation work without supervision.	500	R500	105711
42(5) rw 17(3)	Failure to make available a complete set of approved drawings of installation work at the site of the work	500	R500	105729
42(7)(a) rw 17(3)	Failure to rectify the contravention of subsection 42 (1), (2)&(3) within a specified period when requested to do so	500	R500	105737
42(7)(b) rw 17(3)	Failure to cease the work that was done in contravention of subsection 42 (1), (2)&(3) when requested to do so	1000	R1000	105745