HAVE YOUR SAY!

# PRESCRIPTION OF THE METHOD OF NOTIFICATION FOR APPLICATIONS IN TERMS OF THE CITY OF CAPE TOWN MUNICIPAL PLANNING BY-LAW (MPBL)

The City is looking to improve the method by which notifications of certain application types in terms of the MPBL are being delivered to determined persons, whose rights or legitimate expectations will be materially and adversely affected, should the application be approved. This is currently mainly done by registered mail. It is proposed to formally change this to electronic mail.

**It is therefore proposed that the City Manager prescribe as follows in terms of sections 110, 111(3) and 138 of the MPBL:**

- A person who may or must be notified in terms of the MPBL must provide the City with an email address in the manner called for by the City.
- The person providing the email address must inform the City of any change to their email address.
- A failure to provide or update an email address is regarded as a waiver of any right to receive a notification.
- If a person provides an email address or if the City has an email address for this person, the City may send a notification contemplated in the MPBL only by email regardless of whether the person requests a different or additional method of notification.
- In accordance with section 111(3) of the MPBL, if the City sends a notification by email, the City is not required also to serve the notification in a manner provided by sections 111(1)(b)(i)-(1)(b)(v) of the MPBL.
- Such prescription will apply with immediate effect to future notifications, including to a notification concerning an application made before such prescription.

In terms of section 17 of the Local Government: Municipal Systems Act, Act 32 of 2000, the public and interested parties or groups are given the opportunity to submit comments on the abovementioned proposed prescription from 22 January 2024 to 22 February 2024.

The proposal is also available for viewing on www.capetown.gov.za/haveyoursay.

**Comments may be submitted by:**
Email: lums@capetown.gov.za
Website: www.capetown.gov.za/haveyoursay

The City's Public Participation Unit will assist people who cannot read or write, people living with disabilities and people from disadvantaged groups who are unable to submit comments, to have their comments recorded and submitted to the City. Contact Anthea Bendie at 021 400 1450 or Anthea.Bendie@capetown.gov.za.

**Enquiries on the proposed prescription may be directed to schalk.dejager@capetown.gov.za.**

**LUNGELO MBANDAZAYO**
**CITY MANAGER**
CTA01/2024

CITY OF CAPE TOWN
ISIXEKO SASEKAPA
STAD KAAPSTAD

Making progress possible. Together.