



Rosebank Mowbray Civic Association (RMCA)

Member of the Greater Cape Town Civic Alliance

P.O. Box 267, Rondebosch, 7701

www.rmccivic.org.za | info@rmccivic.org.za

Rosebank, the 15 May 2020

To the City of Cape Town,

The City of Cape Town Streets, Public Places and the Prevention of Noise Nuisances Amendment By-law, 2020 refers.

The City of Cape Town claims that the proposed amendments to its nuisance by-laws are primarily threefold:

- i) to ensure more effective resolution of complaints from the public;
- ii) utilisation of the amended powers of Law Enforcement Officers,
- iii) and an expansion of ways in which the City can recover costs,

We, the citizens of this city, and specifically, the members of the RMCA, hereby lodge a comprehensive objection to the proposed amendment. It is with grave concern that we note the proposed alienation and violation of our basic rights as stated in both the constitution of South Africa and common law.

It is with concern that we note the far reaching and wide spectrum of powers proposed with regards Section 22. Specifically, S22 1) Inspections, 4) Powers and Functions, and 5) Impounding of items, goods, equipment, vessels or vehicles. The potential for abuse is great and in contradiction to the purpose, role and powers of the City Council.

Although we have empathy for the difficulties Law Enforcement Officers experience in applying / enforcing the regulations, the proposed amendments are an infringement of our rights and extend way beyond what is the authority of the council. This is a step in the wrong direction, nice sounding, but an example of over-reach. Even though the potential for abuse is huge, and just that, potential, it invests government with too much power over our person, space and property. Public space is ours, the people, to own and enjoy and we need to retain our right and duty to participate in the management thereof.

We propose that the City engage with the many Civic Associations, Community Police Forums and Neighbourhood Watches across the metro and explore mechanisms to utilize existing structures to facilitate adherence and management of the Nuisance by-law.

Sincerely

Chairperson: RMCA *need*

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RMCA Bank Account :

Rosebank Mowbray Civic Association (RMCA)

Bank: First National Bank

Account: 50141181649

Savings Account

Rondebosch branch: 201509