

Appendix 2: Penalties

For the first transgression notice will be given to the section owner and/or transgressor explaining the transgression and that it must be stopped/corrected within a specified time.

The specified time for rules NOT marked with an asterisk “*” will normally be 7 days.

The specified time for rules marked with an asterisk “*” will normally be 24 hours.

Where it is practical to correct the transgression immediately (e.g. To reduce noise, remove dog poo), this must be done so.

Each time the transgression is not corrected within the specified time, further notice will be given and the standard penalty (R500 at the time of writing) will be imposed for each such notice,

Penalties are as allowed in the Sectional Titles Schemes Management Act, and will not equal or exceed the levy for any month.

Any penalty is in addition to any remedial costs to correct the breach , (e.g. if a tree is cut down without written Trustee permission then the cost of clearing the ground, buying a replacement tree and planting it will be charged to the offending units owner).

Penalties, remedial costs and debt collection costs are considered a debt due, owing and payable by an Owner and are recoverable from an Owner upon presentation by way of the units levy statement.

Serious offences, repeat offences and failure to remedy may also be prosecuted.