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| **Case No**  To be completed by an official | | | DEVELOPMENT MANAGEMENT  LAND USE MANAGEMENT  **REQUEST FOR INTERVENER STATUS FOR AN APPLICATION MADE IN TERMS OF THE CITY OF CAPE TOWN MUNICIPAL PLANNING BYLAW** | | | | | | |
| **This form must be completed as part of a request made in terms of S89(1) of the City of Cape Town Municipal Planning By-law (MPBL). Consideration of the request will be based upon the information contained on this form. Requests can only be made by persons who have not already been given notice of the application in terms of S82 & S83 of the MPBL.** | | | | | | | | | |
| A request for intervener status is invalid if it is submitted   * More than 7 days after the petitioner became aware of the application or might reasonably have been expected to have become aware of the application; or * After the date that the City gives notice that no appeal has been timeously lodged against the decision; or * After the date of appeal is decided upon in the event that an appeal has been timeously lodged subject to S105(3) of the MPBL | | | | | | | | | |
| This request must be accompanied with an affidavit stating that the person requesting intervener status is not colluding with the applicant, an objector or appellant and is willing to act in regard to the application or appeal as the City may direct. | | | | | | | | | |
| The outcome of your request to be an intervener will be made known to you as well as the existing parties to the application. Please note that there is no appeal against a determination to grant or refuse a petition. | | | | | | | | | |
| First name |  | | | Surname | |  | | | |
| Company name/No |  | | | Trust name/No | |  | | | |
| Address |  | | | | | | | | |
| Day time contact telephone number | |  | | | | | | | |
| Email address | |  | | | | | | | |
| **Application:** All land has use rights.A request to have intervener status may only be made in respect of the additional use rights being requested. Briefly describe the application (i.e the new right applied for, erf number or street address) | | | | | **Remainder Erf 65238 Cape Town (Kenilworth Racecourse): subdivision, rezoning, departures etc** | | | | |
| ***Only complete if decision on application has not yet been taken***  Explain how you have an interest in the application.  Attach in accordance with S90(5) any objection, comment or representations and the reasons therefore that you wish the decision maker to consider. | | | | | **Not applicable** | | | | |
| ***Only complete if decision on application has already been taken***  Explain how you have a pecuniary or proprietary interest which is adversely affected or demonstrate that you will be adversely affected by the decision or an appeal in respect of the decision.  Attach a written notice of appeal and the grounds in accordance with S108(1). | | | | | **Affects my rights in terms of section 24 of the Constitution - see notice and grounds of appeal submitted herewith**. | | | | |
| State when and how you became aware of the application. | | | | |  | | | | |
| Have you already been given notice of the application in terms of S82 & S83 of the MPBL | | | | | Yes | |  | No | **No** |
| Have you attached the required affidavit | | | | | Yes | | **Yes** | No |  |
| # If this request is made by a person on behalf of a company, close corporation, trust, body corporate or an owner’ association, proof must be supplied that the person applying for intervener status is authorised to act on their behalf.  # If this request is made by a person on behalf of a close corporation or company, proof must be supplied that the close corporation or company has not been deregistered and is not in the process of being deregistered.  # If this request is made by a person on behalf of a Trust, a copy of the Trust Deed must be supplied. | | | | | | | | | |
| Signature of person requesting intervener status | | | |  | | | | | |
| Date | | | |  | | | | | |

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| **AFFIDAVIT**  (required in terms of section 89(4)(c) on the City of Cape Town Municipal Planning By-Law, 2015)  Application details:  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  I, the undersigned  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  do hereby make oath and say that:  I am not colluding with any applicant, objector or appellant and is willing to act in regard to the application or appeal as the City may direct.  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Signature of person requesting intervener status  I hereby certify that:   1. The deponent has acknowledged that:    1. he/she knows and understands the contents of this declaration;    2. he/she has no objection to taking the prescribed oath; and    3. he/she considers the prescribed oath to be binding on his/her conscience.   The deponent thereafter uttered the words: “I swear that the contents of this declaration are true, so help me God”.  The deponent signed this declaration in my presence at the address set out hereunder on this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  COMMISSIONER OF OATHS  Full Names:  Address:  Capacity: | | | | | |
| For OFFICE USE ONLY | | | | | |
| Assessment of request to be intervener: | | | | | |
| Decision by City Manager ito S89(6)(b) | | Yes |  | No |  |
| Decision by Municipal Planning Tribunal ito S89(6)(c()(i) | | Yes |  | No |  |
| Decision by appeal authority ito S89(6)(c()(ii) | | Yes |  | No |  |
| **Intervener status granted** |  | | | | |
| **Intervener status refused** |  | | | | |