

## FINE LIST FOR AIR QUALITY MANAGEMENT BY-LAW

| SECTION            | DISCRPTION OF TRANSGRESSION                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 1 <sup>st</sup> OFFENSE | 2 <sup>ND</sup> OFFENSE |
|--------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------|-------------------------|
| 4(2) read with 31  | Committed an act or omission which caused or is likely to cause air Pollution.                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | R5000                   | R10000                  |
| 8(3) read with 31  | Failed to comply with the emission standards of substances or mixtures of substances in ambient air which, through ambient concentrations, bioaccumulation, deposition or in any other way, present a threat to health, well-being or the environment in the municipality.                                                                                                                                                                                                                                                                               | R5000                   | R10000                  |
| 12(1) read with 31 | Emission of dark smoke from any premises for an aggregate period exceeding three minutes during any continuous period of thirty minutes.                                                                                                                                                                                                                                                                                                                                                                                                                 | R5000                   | R10000                  |
| 13(1) read with 31 | Alteration, installation, extension or replacement of fuel burning equipment without written authorization by the municipality.                                                                                                                                                                                                                                                                                                                                                                                                                          | R5000                   | R10000                  |
| 13(3) read with 31 | Usage or operation of fuel burning equipment without authorization from the municipality.                                                                                                                                                                                                                                                                                                                                                                                                                                                                | R5 000                  | R10000                  |
| 15 read with 31    | Failure to-<br>(a) record all monitoring and sampling results and maintain a copy of this record for at least four years after obtaining the results; and<br>(b) produce a record of monitoring and sampling results for inspection and provide a written report, in a form and by a date specified by the authorised official, of part or all of the information in the record of the monitoring and sampling results.                                                                                                                                  | R5000                   | R10000                  |
| 18 read with 31    | Permitted the burning of industrial, domestic or garden waste, on any premises, for the purpose of disposing of that waste.                                                                                                                                                                                                                                                                                                                                                                                                                              | R5 000                  | R10000                  |
| 19(1) read with 31 | (a) Carried out or permitted the burning of tyres or rubber or other synthetically coated, covered or insulated products and electronic or other equipment on any premises;<br>(b) Carried out or permitted the burning of any tyres, rubber products, cables or any other products, on any premises for the purpose of recovering the scrap metal or fibre reinforcements, or of disposing of tyres, or the rubber products or cables as waste; or<br>(c) possessed, stored, transported or traded in any illegally burnt metal or fibre reinforcement. | R5000                   | R10000                  |

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|--------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------|--------|
| 20(1) read with 31 | Sprayed, coated, plated, or epoxy-coated any vehicle, article or object with any substance outside an approved spray-painting room or booth.                                                                                                                                                                                                 | R5 000 | R10000 |
| 21(1) read with 31 | Failing to take control measures to prevent emissions into the atmosphere when conducting media blasting, grinding, finishing or similar activity which produce emissions of dust that may be harmful to public health or cause a public nuisance.                                                                                           | R5 000 | R10000 |
| 22(1) read with 31 | Driven or used a compressed ignition powered vehicle that emits dark smoke.                                                                                                                                                                                                                                                                  | R2000  | R4000  |
| 23(1) read with 31 | Failure by a driver of a vehicle to comply with any reasonable direction given by an authorised official to stop the vehicle and to facilitate the inspection or testing of the vehicle.                                                                                                                                                     | R1000  | R2000  |
| 25(1) read with 31 | Failure to comply with a repair notice to take a vehicle to a place identified in the notice for re-testing.                                                                                                                                                                                                                                 | R1000  | R2000  |
| 26(1) read with 31 | Failure to comply with a compliance notice issued by an authorised official -<br>(a) to abate the nuisance or transgression within a period specified in the notice;<br>(b) to take all necessary steps to prevent a recurrence of the nuisance or transgression;<br>and<br>(c) to comply with any other conditions contained in the notice. | R1000  | R2000  |
| 28(1) read with 31 | Failure to allow access to premises to an authorised official.                                                                                                                                                                                                                                                                               | R1000  | R2000  |

The George Municipality Air Quality Management By-law was approved by Council on 29 June 2023 and promulgated on 14 July 2023. In order to give effect to the provisions within the by-law the above admission of guilt fine list is recommended for approval by the Chief Magistrate.

The fine amounts provide sufficient deterrent value in relation to the seriousness of the offence and in some cases will escalate in amount due to the continued transgressions should there be any. The escalation will only be applicable when the perpetrator is found guilty or pays an admission of guilt fine in respect of the preceding offence.

Where transgressions are considered serious or where an admission of guilt will not assist in resolving the matter, there is no admission of guilt and the matter must be considered by a competent court for the granting of appropriate relief.

This determination replaces any previous determinations applicable to the George Magisterial District(s).

**APPROVED**

K174 27 DEC 2023  
FROM 157 NOVEMBER, 2023.

Senior  
CHIEF MAGISTRATE

DATE: 28/09/2023

*[Signature]*

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|-------------------|
| SENIOR LANDEROS   |
| PRIVATE BAG M5557 |
| 28/09/2023        |
| 2023-09-28        |
| GEORGE 6530       |
| SENIOR MAGISTRATE |