



HAVE YOUR SAY! DRAFT EVENTS BY-LAW AMENDMENT, 2024

The City of Cape Town invites residents, stakeholders and interested parties to comment on the draft Events Amendment By-law, 2024.

The draft Events Amendment By-law, 2024 will amend the City of Cape Town Events By-law, 2016 and seeks to:

- Provide for the classification of types of events as City protected events
- Provide for Council exemption from specific by-laws for City protected events
- Empower the Event Permit Officer with discretion to make certain decisions related to event safety requirements and deal with fraudulent and dishonest actions

In terms of section 17 of the Local Government: Municipal Systems Act, Act 32 of 2000, the public and interested parties or groups are invited to submit comments, recommendations or input to the municipality from 1 to 30 November 2024.

Comments, recommendations and input may be submitted by:

- E-mail: Events.bylaw@capetown.gov.za
- Written submissions: Attention: Fadwa Arnold or Daniel Rezant, Events Department, 10th Floor, Tower Block, Civic Centre, 12 Hertzog Boulevard, Cape Town, 8000
- Tel: 021 444 7691 between 08:00 and 16:30 on weekdays
- Website: www.capetown.gov.za/haveyoursay

All comments or suggestions received will be considered for inclusion during the review process.

The draft Events Amendment By-law, 2024 will be available for viewing on the City of Cape Town website: www.capetown.gov.za/haveyoursay, at subcouncil offices and City libraries.

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 written comments, to have their comments or input recorded and submitted to the City. Contact Anathi Dywili on 021 400 9825 or Anathi.dywili@capetown.gov.za.

Contact Events.bylaw@capetown.gov.za for further information.

LUNGELO MBANDAZAYO
CITY MANAGER
CTA134/2024



CITY OF CAPE TOWN
ISIXEKO SASEKAPA
STAD KAAPSTAD

EXECUTIVE SUMMARY

The current City of Cape Town Events By-law, 2016 provides for the management and regulation of events in the City of Cape Town's jurisdiction.

The landscape of events taking place in Cape Town has transformed dramatically over recent years. Events have demonstrated the potential to have an astounding catalytic effect on the local and regional economy. The City has also recognised that inappropriately regulating events would severely hamper or even have disastrous effects on the exceptional potential value and benefits generated through events.

The draft Events Amendment By-law, 2024 will amend the City of Cape Town Events By-law, 2016 and seeks to:

- provide for the classification of types of events as City protected events;
- provide for Council exemption from specific by-laws for City protected events;
- empower the Event Permit Officer with the discretion to make certain decisions related to event safety requirements and deal with fraudulent and dishonest actions.

Challenges to be addressed through the proposed Events Amendment By-law, 2024:

A. One-size-fits-all regulatory environment

The Events By-law, 2016 applies to any event of more than 200 people held in Cape Town. The City is required to equitably administer event permit applications and issue permits for events across the entire event spectrum. The current Events By-law accordingly requires that the same safety protocols and requirements be implemented irrespective of the size, impact or risk profile of an event.

It is incumbent on the City to find the most appropriate regulatory regime and mechanisms to encourage and grow events across Cape Town, while ensuring the safety of all event-goers and the public and enabling a viable, sustainable events industry in the city.

B. Regulatory constraints for the City in attracting and enabling major international events

In order to encourage and attract major international events the City needs to be in a position to offer international federations and event organisers an innovative space to host their events - without over-regulation, event "red-tape" or obstacles that detract from the event experience for event organisers, participants and international event audiences.

C. Dealing with fraudulent or dishonest acts that may impact on safety and security at events

The City is considering the inclusion of a provision to deal with persons suspected of engaging in fraudulent or dishonest activities that may impact on the safe, satisfactory or proper hosting of an event.

ISISHWANKATHELO SESIGQEBA

UMthetho wakalokunje kaMasipala weSixeko saseKapa uthi ubonelele ulawulo nemigaqo engemisitho kwimida engaphakathi kwiSixeko saseKapa.

Imisitho iye yabonakalisa impumelelo engummangaliso kwaye nempembelelo eyinkuthazo yotshintsho kuluntu lasekuhlaleni nezozoqosho loommandla. ISixeko siye sakuqonda kwakhona ukuba imisitho ethe yalawulwe gwenxa, ingaba nemiphumela emibi okanye ibenempembelelo eyintlekele ngokujoliswe kwixabiso neenzuzo ezithi zizuzwe ngokuthi kuchotshelwe le misitho.

UMthetho kaMasipala oluyilo ongeMisitho wango2024 uyakuthi ulungise uMthetho kaMasipala weSixeko saseKapa ongeMisitho wango2016, apho ujolise ukuba:

- Uthi ubonelele ngokuhlelwa kweentlobo zemisitho njengemisitho yeSixeko ekhuselekileyo;
- Ubonelele imvume yeBhunga yokungachaphazeleki kwimithetho kamasipala ethile ngokujoliswe kwimithetho ekhuselekileyo yeSixeko;
- Ungunyazise iGosa elingePemithi zeMisitho ukuba ngokwengqiqo yalo ukuba lenze izigqibo ezithile ezimalunga nemimiselo engokhuseleko kwimithetho kwaye lijongane nezenzo ezingobuqhophololo nezokunganyaniseki.

Imingeni ekufuneka iphendulwe, kusetyenziswa isiphakamiso soMthetho kaMasipala oLungisiweyo ongeMisitho wango2024:

A. Umsitho nokuba ungakanani na ngobukhulu, uthi ulawulwe ngomgaqo omnye

UMthetho kaMasipala wango2016 uthi ujolise nakowuphina umsitho ongaphezulu kwabantu abangama200, ochotshelwe eKapa. ISixeko kufuneka silawule ngokulinganayo izicelo zemvume yemisitho kwaye sikhuphe iipemithi zemisitho ngokujoliswe kubume baloo msitho uphela. UMthetho kaMasipala ongeMisitho wakalonkunje unemfuno yokuba kumiselwe le migaqo minye engokhuseleko nokuba ungakanani na loo msitho, impembelelo yawo okanye umngcipheko othi uwubonakalise loo msitho.

Kusemandleni eSixeko ukuba sifumane owona mgaqo wolawulo ofanelekileyo neendlela ezakhayo kwaye sikhulise imisitho kwiKapa liphela, xana kwelinye icala siqinisekisa ngokhuseleko laye wonke ubani noluntu oluzimase loo misitho kwaye sidale ubume obuvumayo necandelo lezemveliso lemistho eluqilima kwisixeko.

B. Iintsilelo zolawulo lweSixeko ekutsaleni umdla nasekudaleni iimeko ezivumayo zemisitho emikhulu yehlabathi

Ukuze kukhuthazeke kwaye kutsale umdla wemisitho emikhulu yehlabathi, iSixeko kufuneka sikwimeko apho evumayo yokuba sinikezele imibutho yehlabathi nabaququzeleli bemisitho ngendawo evumayo okanye efanelekileyo ukuba kuchotshelwe loo mistho kungakhange kumiselwe imimiselo engqongqo, ukucupha kuloo misitho okanye imimiselo engumqobo ukuba kuvumeleke loo misitho apho ithi

iphelise umdla kuloo mququzeleli wemisitho, abathabathi nxaxheba nabaxhasi behlabathi baloo misitho.

C. Ukujongana nezenzo zobuqhophololo okanye zokunganyaniseki apho zingathi zibenempembelelo kukhuselo nokhuseleko laloo misitho

ISixeko sithathela ingqalelo ukuquka ummiselo ongokujongana nabo bantu bakrokreleka ngezenzo zobuqhophololo okanye ezingokunganyaniseki apho zingathi zibenempembelelo kukhuseleko, ukwanelisa okanye ukuchotshelwa ngendlela efanelekileyo kwaloo misitho.

CITY OF CAPE TOWN

DRAFT EVENTS AMENDMENT BY- LAW, 2024

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CITY OF CAPE TOWN

DRAFT EVENTS AMENDMENT BY-LAW, 2024

GENERAL EXPLANATORY NOTE:

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Words in bold type in square brackets indicate omissions from existing enactments.

Words underlined with a solid line indicate insertions in existing enactments.

To amend the provisions in the City of Cape Town: Events By-law 2009 as amended by the Events Amendment By-law in 2016); to provide for the classification of types of events as City Protected Events; to provide for Council exemption from specific by-laws for City Protected Events; to empower the Event Permit Officer with discretion to make decisions and to provide for matters related thereto.

BE IT ENACTED by the Council of the City of Cape Town, as follows: —

Amendment of section 1 of the City of Cape Town: Events By-law, 2009 (herein referred to as the Principal By-law) as amended in 2016.

1. Section 1 of the of the principal By-law) is hereby amended —

(a) by the insertion after the definition for “**City Manager**” of the following definition:

“**City Protected Event**” means a significant event that requires Council approval to be exempted from the provisions of this or any other applicable By-law for a defined period of time and within a defined precinct.”.

(b) by the insertion after the definition for **“Safety Officer”** of the following definition:

“Special Events Committee” means an advisory committee appointed by the Executive Mayor to facilitate the selection of events that Council wishes to support as well as to give effect to delegation 13 (1) Part 1 in the system of delegations.”.

Amendment of section 4 of the City of Cape Town: Events By-law, 2009 (herein referred to as the Principal By-law) as amended by the City of Cape Town Events Amendment By-law, 2016.

2. Section 4 of the Principal By-law is hereby amended —

(a) by the insertion of the following sub-sections after sub-section 4(2):

‘(2A) The Events Permit Officer may, after considering an application, waive the need to comply with the information required in Schedule 2, except for City Protected Events.

(2B) The Events Permit officer must, before exercising their discretion in terms section 4(2A), consider the following—

- (a) a written event risk assessment,
- (b) a motivation put forward by event organiser,
- (c) the nature, size and location of the specific event; and
- (d) the need to maintain a safe environment, including the set up and break down stages of the event.’

Amendment of section 4A of the City of Cape Town: Events By-law 2009 as amended by the City of Cape Town Events Amendment By-law, 2016.

3. Section 4A of the Principal By-law is hereby amended by the substitution for subsection (1) of the following sub-section.

“(1)The event organiser must, unless otherwise decided by the Events Permit Officer in terms of section 4B (2), appoint a safety officer for the event.”.

Amendment of section 4B of the City of Cape Town: Events By-law 2009 as amended by the City of Cape Town Events Amendment By-law, 2016

4. Section 4B of the Principal By-law is hereby amended -

(a) by the insertion of the following sub-sections after section 4B:

‘4B (1) The Event Permit Officer may exempt the Event Organiser from appointing of a Safety Officer after a written application has been received, and the Event Permit Officer has considered -

- (a) the nature, size and location of the specific event;
- (b) a written event risk assessment; and
- (c) the need to maintain a safe environment including the set up and break down stages of the event.

4B (2) Where the EPO decides that the appointment of the Safety Officer is not required, he/she may impose conditions deemed necessary to address the safety of attendees at the event.

4B (3) Where an exemption in terms of section 4B(1) occurs, the Event organiser must assume the responsibilities of the Safety Officer.”

4B (4) The Event Permit Officer may approve an event without the need to appoint a safety officer.”.

Amendment of section 5 of the City of Cape Town: Events By-law 2009 as amended by the City of Cape Town Events Amendment By-law, 2016

4. Section 5 of the Principal By-law is amended by the deletion of the word ‘or’ at the end of paragraph (e) and by the insertion of the following paragraphs after paragraph (f):

“(g) the event owner, the event organiser or the Safety Officer concerned, has been found guilty in a court of law of committing any fraudulent or dishonest act, or

(h) where the Events Permit Officer on reasonable grounds suspects that the event owner, event organiser or the Safety Officer may be engaging in fraudulent or dishonest activities that may impact on the safe, satisfactory or proper holding of the event.”;

(a) by the addition after section (5) of the following section:

“City Protected Events approved by Council

5A (1) The Council has the authority to, in exceptional circumstances and upon the recommendation of the Special Events Committee, approve the holding of a City Protected Event, without having complied with the provisions contained in this or any other applicable By-law, as per the conditions set out in 5A(5).

(2) The Director: Events must make an application to Council requesting an exemption from the applicable by-laws to host the City Protected Event.

(3) A report containing details of the City Protected Event and the reason for the request for exemption must be submitted to Council by the Director: Events.

(4) Council must consider the report, and before exercising its discretion in terms of the 5A (1), and must be satisfied that—

(a) the event is one of significant size and importance, organised by international or national organisations, federations, bodies or the like;

(b) it would be in the City’s and public’s interest that the event should be held, taking the economic and social impacts into account;

- (c) the hosting of the City Protected Event will be compromised or not possible if processed in accordance with the requirements in specific City by-laws;
- (d) the imposition of conditions would sufficiently regulate the holding of the event;
and
- (e) the provisions of National health and safety legislation is complied with despite exemption from City of Cape Town By-laws.”.

(5) Council may impose conditions in addition to the general conditions contained in an event permit, where Council deems it necessary to sufficiently regulate the holding of the City Protected Event, which may include but are not limited to —

- a) the areas where the by-laws will be suspended;
- b) the sections of the particular by-laws that are to be suspended; and
- c) the period of suspension.

Short title

5. This By-law is called the City of Cape Town: Events Amendment By-law, 2024.



HAVE YOUR SAY! KONSEP-WYSIGINGSVERORDENING OP GELEENTHEDE, 2024

Die Stad Kaapstad nooi inwoners, belanghebbende en belangstellende partye om kommentaar oor die Konsep-wysigingsverordening op Geleentehede, 2024 te lewer.

Met die Konsepwysigingsverordening op Geleentehede, 2024 word die Stad Kaapstad: Verordening op Geleentehede, 2016 gewysig. Hiervolgens sal:

- daar vir die klassifikasie van tipes geleentehede as Stadsbeskermdede geleentehede voorsiening gemaak word
- daar vir Raadsvrystelling van spesifieke verordeninge vir Stadsbeskermdede geleentehede voorsiening gemaak word
- die geleentheidspermitbeampte bemagtig word met die diskresie om sekere besluite oor geleentheidsveiligheidsvereistes te neem en bedrieglike en oneerlike dade te hanteer

Ingevolge artikel 17 van die Wet op Plaaslike Regering: Munisipale Stelsels, Wet 32 van 2000, word die publiek en belanghebbende partye of groepe die geleentheid gebied om vanaf 1 tot 30 November 2024 kommentaar, aanbevelings of insette aan die munisipaliteit voor te lê.

Kommentaar, aanbevelings en insette kan soos volg ingedien word:

- E-pos: Events.bylaw@capetown.gov.za
- Skriftelike voorleggings: Aandag: Fadwa Arnold of Daniel Rezant, departement geleentehede, 10de vloer, Toringblok, Burgersentrum, Hertzog-boulevard 12, Kaapstad 8000
- Tel.: 021 444 7691 weksdae tussen 08:00 en 16:30
- Webwerf: www.capetown.gov.za/haveyoursay

Alle kommentaar of voorstelle wat ontvang word, sal vir insluiting gedurende die hersieningsproses oorweeg word.

Die Konsep-wysigingsverordening op Geleentehede, 2024 kan besigtig word op die Stad Kaapstad se webwerf by www.capetown.gov.za/haveyoursay, en by subraadskantore en Stadsbiblioteke.

Die Stad se eenheid vir openbare deelname sal mense wat nie kan lees of skryf nie, mense wat met gestremdhede leef en mense uit ander benadeelde groepe wat nie skriftelike kommentaar kan lewer nie, help om hulle insette of kommentaar aan te teken en aan die Stad voor te lê. Kontak Anathi Dywili by 021 400 9825 of Anathi.Dywili@capetown.gov.za.

**Kontak Events.bylaw@capetown.gov.za
vir nog inligting.**

**LUNGELO MBANDAZAYO
STADSBESTUURDER**

CTA134/2024



CITY OF CAPE TOWN
ISIXEKO SASEKAPA
STAD KAAPSTAD

Maak vooruitgang moontlik. Tesame.



VAKALISA ULUVO LWAKHO! UMTHETHO KAMASIPALA OSAYILWAYO, OLUNGISIWEYO WANGOWAMA2024

ISixeko saseKapa sihlaba ikhwelo kubahlali, abachaphazelekayo namaqela anomdla ukuba bavakalise uluvo ngokumalunga noMthetho kaMasipala oSAYILWAYO ongeMisitho wangowama2024.

UMthetho kaMasipala osayilwayo ongeMisitho wango2024 uyakuthi ulungise uMthetho kaMasipala weSixeko saseKapa ongeMisitho wango2016, apho uJolise ukuba:

- Ubonelele ngokuhlelwa kweentlobo zemisitho njengemitho yeSixeko ekhuselekileyo
- Ubonelele imvume yeBhunga yokungachaphazeleki kwimithetho kamasipala ethile ngokujoliswe kwimithetho ekhuselekileyo yeSixeko
- Uxhobise iGosa elingeeMvume zeMisitho ukuba ngokwengqiqo yalo lenze izigqibo ezithile ezimalunga nemimiselo ekhuselekileyo kwimisitho kwaye lijongane nezenzo zobuqhophololo nokunganyamiseki

Ngokwecandelo 17 loMthetho ongobuRhulumente boMmandla ongoLawulo lweziMali zikaMasipala ongunomb.32 wango2000, uluntu namaqela anomdla okanye imibutho iyakuthi inikwe ithuba lokungenisa kumasipala izimvo, izindululo okanye izilungiso ukususela ngowo1 ukuya kowama30 kweyeNkanga (Novemba) 2024.

Izimvo, izilungiso nezindululo zingangeniswa, ngokuthi uebenzise oku kulandelayo:

- I-imeyile: Events.bylaw@capetown.gov.za
- Izingeniso ezibhaliweyo ezilungele ukuposwa: Zijoliswe: kuFadwa Arnold okanye Daniel Rezant, kwiSebe elingeMisitho, uMgangatho we10, Tower Block, Civic Centre, 12 Hertzog Boulevard, Cape Town 8000
- Umnxeba: 021 444 7691 phakathi kwentsimbi ye08:00 neye16:30 kwiintsuku eziphakathi evelini
- Ngewebhusayithi: www.capetown.gov.za/haveyoursay

Zonke izimvo okanye iziphakamiso ezithe zafunyanwa ziyakuthi zithathelwe ingqalelo ukuze zibandakanywe ngexesha lenkqubo yophengululo.

UMthetho kaMasipala osayilwayo, oLungisiweyo wango2024 uyakuthi ufumaneke ukuba uphononongwe kwiwebhusayithi yeSixeko saseKapa engu: www.capetown.gov.za/haveyoursay, kwiifosi zamabhungana nakwizakhiwo zamathala eencwadi zeSixeko.

IYunithi yeSixeko engeNtathonxaxheba yoLuntu iyakuthi incedisane nabo bantu bangenakho ukufunda okanye ukubhala, abo bakhubazekileyo nabo bahlelelekileyo apho bangenakho ukungenisa izimvo ezibhaliweyo ukuba ifumane izimvo okanye izilungiso zabo ukuze zirekhodishwe kwaye zingeniswe kwiSixeko. Qhagamshelana noAnathi Dywili kwa021 400 9825 okanye uimeyilele Anathi.dywili@capetown.gov.za.

Qhagamshelana ne Events.bylaw@capetown.gov.za ukuze ufumane enye ingcaciso.

**LUNGELO MBANDAZAYO
UMPHATHI WESIXEKO**
CTA134/2024



CITY OF CAPE TOWN
ISIXEKO SASEKAPA
STAD KAAPSTAD

Senza inkqubela yenzeke. Sisonke.