



# CLEARWATERS COVE

## Conduct Rules

**CLEARWATERS COVE HOME OWNERS  
ASSOCIATION NPC  
Registration number 1999/025849/08  
(CWCHOA)**

**CONDUCT RULES**

**1. INTRODUCTION**

- 1.1. The prime objective of CLEARWATERS COVE HOME OWNERS ASSOCIATION NPC, Registration number 1999/025849/08 is the provision of a high quality Lifestyle Estate and the promotion, enhancement and protection of the communal interests of its members and residents. CWCHOA strives to create a safe and satisfying living environment.
- 1.2. Compliance with the rules and general consideration by owners, residents and visitors will assist in assuring peaceful co-existence in the estate.
- 1.3. The management and conduct rules (The Rules) have been formulated in terms of the Memorandum of Incorporation (MOI) and are binding upon all the Owners of stands and units (hereinafter referred to as Members), their heirs, executors, successors in title or assignees.
- 1.4. It is the responsibility of the Members to familiarise themselves with the MOI and the rules to ensure that they, their families, lessees, employees, visitors and contractors comply with the rules.
- 1.5. General consideration of all residents for each other will assist in achieving a happy community.
- 1.6. CWCHOA has been registered in terms of the Conditions of Establishment of PORTION OF THE REMAINDER OF THE FARM VEGTKRAAL ; 1118-LS.
- 1.7. The Directors of CWCHOA may amend or add to the Management and Conduct Rules from time to time, as may be deemed necessary to ensure harmonious co-existence of residents.

**2. ADMINISTRATION AND FINANCIAL CONDUCT WITHIN CLEARWATERS COVE**

**2.1. CONDITIONS IN TITLE DEEDS**

- 2.1.1. The following conditions are registered against the title deed of the property, in terms of which the Purchaser takes title to the property:
  - 2.1.1.1. SUBJECT to the following conditions imposed by Koppies Development, Proprietary Limited, Registration number and in favor of and enforceable by Clearwaters Cove Home Owners Association NPC, Registration Number: 1999/025849/08.
    - 2.1.1.1.1. All owners of erven in the township shall furthermore, through acquiring a property in the township, acquire a proportionate share in the liability in the upkeep of the township, the aforementioned owners of property within the township thus being proportionally liable for expenses incurred by the hereunder mentioned Clearwaters Cove Home Owners Association NPC, Registration Number: 1999/025849/08 to maintain the township and the erven.
    - 2.1.1.1.2. In order to take responsibility for the obligations of the owner. Clearwaters Cove Home Owners Association NPC, Registration Number: 1999/025849/08, was registered by the township developer and all owners of erven in the township shall, by virtue of their ownership, become members of this company and shall be subject to the Memorandum of Incorporation of the Company and be liable to comply with any

Management and Conduct Rules as from time to time implemented by the Company.

- 2.1.1.1.3.** The owner of the erf or any subdivision thereof or having any interest therein, shall not be entitled to transfer the erf or any subdivision thereof or any interest therein, without a clearance certificate issued by the aforesaid Clearwaters Cove Home Owners Association NPC, Registration Number: 1999/025849/08 to the effect that all monies due and payable by the said owner to it have been paid and that the owner is materially in compliance with the provisions of the aforesaid Memorandum of Incorporation and/or Conduct Rules issued in terms thereof.

## **2.2. DIRECTORS**

- 2.2.1.** The Board of Directors consist of a minimum of 4 (Four) and a maximum of 7 (Seven) Directors.
- 2.2.2.** Matter pertaining to CWCHOA are managed by the Board which may exercise all competencies due to CWCHOA, subject to such Regulations as may from time to time be resolved at a General Meeting of CWCHOA. No regulation which the Members of CWCHOA may prescribe at a General Meeting will invalidate any preceding act of the Board, provided such act had not been inconsistent with existing regulations at that time.
- 2.2.3.** The Board has the right to co-opt any person or persons designated by it on any committee which the Board may convene and under such conditions as the Board may from time to time prescribe.
- 2.2.4.** The Board may not make rules which are contrary to the MOI of CWCHOA. The Board may however make rules with reference to:
- 2.2.4.1.1.** The promotion of the objectives of CWCHOA;
- 2.2.4.1.2.** The improved management of matter pertaining to CWCHOA or the promotion of the interests of Members or the regulation of Board or General Meetings and the management of activities in general;
- 2.2.4.1.3.** The appointment of committees.
- 2.2.5.** The Directors of CWCHOA may amend or add to the Management and Conduct Rules from time to time, as may be deemed necessary to ensure harmonious co-existence of residents. This power shall include the right of the Directors of CWCHOA to approve the Management and Conduct Rules of the respective Home Owners Associations who are members of CWCHOA.

## **2.3. LEVIES**

- 2.3.1.** CWCHOA has the authority to collect levies from its Members to pay for expenditures made by CWCHOA expenditures which the Board may within reason anticipate CWCHOA will need to incur in future, with regard to maintenance, repairs, improvements or upkeep of any of the common property (for example the boundary wall, entrance gate, open areas, fencing, roads and storm water systems, etc.), and in general for the payment of all expenses reasonably, or by necessity, incurred in terms of the management of CWCHOA, and/or pursuant to its main objective as it was set out in the MOI.
- 2.3.2.** In terms of the MOI, Members are obliged to pay levies as determined by the Board of Directors.

- 2.3.3. The Financial Committee of the Board shall, in accordance with the MOI, budget for an amount required by CWCHOA to pay for expenses to be incurred during the forthcoming financial year.
- 2.3.4. All levies are due and payable in advance on the first day of each and every month.
- 2.3.5. Interest at a rate as determined by the Board will be raised on all arrear accounts.
- 2.3.6. A late payment Levy, decided by the directors, of Levies not settled timeously will be imposed.
- 2.3.7. Further penalties or legal action, to be determined from time to time, will be imposed on owners with accounts in arrears for 60 days or longer.
- 2.3.8. CWCHOA shall be entitled to recover all legal costs incurred on the attorney and own client scale when instituting any action against the owner for any breach of these conduct rules.

## **2.4. MEETINGS**

- 2.4.1. CWCHOA will conduct General and Special Meetings as required in the MOI and relevant notification will accordingly be given to all Members.
- 2.4.2. A General Meeting will be convened annually, within a six month period after the financial year end.
- 2.4.3. Whenever a vote is taken at CWCHOA meetings, voting rights will be exercised in terms of the MOI of CWCHOA.

## **2.5. MEMBERSHIP**

- 2.5.1.1. Membership of CWCHOA is limited to the registered Owners of stands on PORTION OF THE REMAINDER OF THE FARM VEGTKRAAL ; 1118-LS. Membership is automatically conferred as soon as a stand or unit is registered in a person's name.
- 2.5.1.2. Membership of CWCHOA is terminated as soon as the Member ceases to be a registered Owner of a stand or unit in CWCHOA.
- 2.5.1.3. The registered Owner of a stand may not resign as a Member of CWCHOA.
- 2.5.1.4. The rights and obligations of a Member are not transferable independently from the transfer of his property rights, and each Member shall:
  - 2.5.1.4.1. to the best of his ability promote the interests and aims of CWCHOA; and
  - 2.5.1.4.2. strictly comply with all rules made by CWCHOA.

## **2.6. SANCTIONS**

- 2.6.1. Failure by a resident/owner to comply with any provisions of any rules may result in:
  - 2.6.1.1. A call for compliance, an explanation and/or apology, and/or
  - 2.6.1.2. A reprimand and request to comply, and/or
  - 2.6.1.3. An enquiry by the Board of Directors into the failure, which may result in the imposition of a fine, and/or suspension of membership privileges or other sanction, and/or
  - 2.6.1.4. The withdrawal of any previously given consent applicable to the particular matter, and/or
  - 2.6.1.5. An order to pay for damages resulting from non-compliance with any rule.
  - 2.6.1.6. The actions to be taken and the penalties to be imposed for breaches or contraventions of the rules shall be entirely at the

discretion of the Board of Directors who shall take due regard of the nature, circumstances and severity of each misdemeanor, breach or non-compliance or review by the Board of Directors at its discretion.

**2.6.1.7.** Fines imposed for the breach of or non-compliance with the rules shall be deemed to be part of the levy due by the resident/owner. In the event of a resident/owner failing to pay a fine imposed within the period stipulated by the Board of Directors, the resident/owner shall be refused access to the Estate.

**2.6.1.8.** Any contravention of the rules by any person who gains access to the Estate under the authorization of a resident shall be deemed to be a contravention by that resident. Complaints relating to the behavior of another resident are to be lodged with the secretariat in writing, provided that the complainant has first attempted to settle the matter amicably with the other party.

### **3. THE FOLLOWING RULES SHALL APPLY TO ALL MEMBERS OF CWCHOA**

#### **3.1. ACCESS**

**3.1.1.** The obligations of owners are set out in the Access Policy, "Annexure CWC-A", as situated in Clearwaters Cove, as attached hereto which form an integral part to this agreement, and is to be read in conjunction herewith.

#### **3.2. BENEFICIAL USE OF STANDS WITHIN CLEARWATERS COVE**

**3.2.1.** A stand may be used solely for residential purposes by the Member himself, his family and a maximum of two domestic workers, and or tenants.

**3.2.2.** No Owner/Member is allowed to change the utilization of his stand or residential unit either by rezoning or City Council's approval or by any other means without obtaining written approval from CWCHOA.

**3.2.3.** No business activity may be conducted on any stand or unit which is not zoned for business activities.

**3.2.4.** No hobby which in the opinion of the Directors constitutes an aggravation or nuisance to Members, including a Jumble sale, may be conducted on any stand or unit.

**3.2.5.** No property may be utilized as a commune.

#### **3.3. BOUNDARY WALLS AND FENCES – SCREEN IN COMPLIANCE OF THE ARCHITECTURAL OR AESTHETIC GUIDELINE**

**3.3.1.** Construction of screen- and boundary walls form an integral part of the construction work done on a stand, and is consequently subject to the approval by the CWCHOA Board of Directors.

**3.3.2.** All screen- and boundary walls, fences, hedges and pavements must at all times be maintained in a neat and tidy state.

**3.3.3.** Members shall take the necessary steps to ensure that the security fence surrounding the Cove is not damaged and/or removed.

**3.3.4.** No Member may substitute the existing fence surrounding the Cove with any alternative without prior written consent from the Board.

**3.3.5.** No signboards (for advertisements, show houses, businesses or any other signboards) are allowed to be fixed against or on top of the security fence or displayed over it.

**3.3.6.** All other signboards within the boundaries of the Cove are to be displayed only in accordance with the rules determined by CWCHOA.

### **3.4. BUILDING**

#### **3.4.1. Architectural Regulation**

- 3.4.1.1. The obligations of owners are set out in the Architectural “Annexure CWC – C” hereto and form an integral part to this agreement.

#### **3.4.2. Building General**

No member may:

- 3.4.2.1. Extend, add or alter to an existing building or erect any other permanent or temporary building or structure on their unit or property without the written consent of the Board of Directors of CWCHOA and relevant sub Estates, before any alterations are undertaken. This applies to all structures but particularly to carports, lean-to's, garages, employee's quarters, storerooms, pergolas, Wendy-houses and tool sheds. Such permission shall not be withheld, unless the respective Boards of Directors are of the opinion that such buildings or structures are not in keeping with the architectural style and aesthetic rules of the existing buildings in the village. If the owner refuses to comply herewith, the Board may remove such structures at the cost of the owner.
- 3.4.2.2. A detailed plan of such extension or alteration or addition must be submitted to the CWCHOA Board of Directors for approval, such plans must be in accordance with the aesthetic rules of Clearwaters Cove. After submission to the Board of Directors, the plan should then be submitted to the local authority for approval (if applicable).
- 3.4.2.3. The outside Aesthetics of structures cannot be changed without authorization from the CWCHOA Board of Directors or their appointed Architect.

#### **3.4.3. Building Regulations**

- 3.4.3.1. CWCHOA's Building Regulations relate to the control measures regarding access and building activities of contractors (and their suppliers). Please see Annexure “CWC-B” hereto, which shall apply to all construction with in The Cove.
- 3.4.3.2. Building Contractors and registered property owners are to enter into a Building Contractors Code of Conduct and Co-Operator Agreement, on the terms and conditions as set out therein before any construction can commence, a copy of which is attached hereto marked Annexure “CWC-D”.
- 3.4.3.3. A building contractor that has not been accredited by CWCHOA will not be entitled to commence any building or construction operations on the development area as defined in the MOI.

### **3.5. COMMON AREAS**

- 3.5.1. Residents are encouraged to leave any open space they visit in a cleaner condition than that in which it was found. It would be appreciated if all residents developed the habit of picking up and disposing of any litter encountered in the open spaces from time to time.
- 3.5.2. Plants must not be damaged or removed from any common area.
- 3.5.3. Residents' and their visitors' use of the open areas is entirely at their own risk at all times.
- 3.5.4. No activities may be conducted in the open areas if they cause a nuisance to other residents.

- 3.5.5. No firearms, catapult, bow and arrow or any other weapon or any other weapon or pellet guns may be discharged in the estate.

### **3.6. ENVIRONMENTAL MANAGEMENT**

- 3.6.1. No rubble or refuse should be dumped or discarded in any public area, open area, streets or water features.
- 3.6.2. Flora may not be damaged or removed from any open areas.
- 3.6.3. Fauna of any nature may not be chased or trapped in any public area.
- 3.6.4. Picnicking and fishing will only be permitted in designated areas.
- 3.6.5. Feeding of animals is prohibited.
- 3.6.6. Residents are responsible for watering trees, plants and shrubs planted or growing in their gardens.
- 3.6.7. Residents must ensure that declared noxious flora are not planted or growing in their gardens.
- 3.6.8. Members are required to provide the CWCHOA with a gardener, registered with the Cove or a Garden service, failing which the CWCHOA will appoint such services for the account of the member.
- 3.6.9. The planting of indigenous trees and shrubs is recommended.
- 3.6.10. Planting should not interfere with pedestrian traffic or obscure the vision of motorists.
- 3.6.11. Trees should not be allowed to obstruct the view enjoyed by neighbours.
- 3.6.12. Domestic refuse needs to be removed to the dumping site outside the main gate.
- 3.6.13. Garden refuse should be bio degradable and no large branches are allowed.

### **3.7. NEIGHBOURLINESS**

- 3.7.1. No business activity or hobby which would cause aggravation or nuisance to fellow residents may be conducted, including auction and jumble sales.
- 3.7.2. No business may be conducted from home, without the written consent of CWCHOA.
- 3.7.3. The volume of music or electric instruments, partying should be tuned to a level so as not to be heard on adjoining properties.
- 3.7.4. The mechanical maintenance, and use of power-saws, lawnmowers, and the like (electric mowers are preferred), should only be indulged between the following hours:
- |                             |         |       |
|-----------------------------|---------|-------|
| Monday to Friday            | 07:30 - | 17:30 |
| Saturday                    | 08:00 - | 13:00 |
| Sundays and public Holidays | None    |       |
- 3.7.5. Washing should only be hung on lines screened from the street and neighbours.
- 3.7.6. Refuse, garden refuse and refuse bags may not be placed on the pavement, except early on day of collection.
- 3.7.7. No advertisements or publicity material may be exhibited or distributed without the consent of CWCHOA.
- 3.7.8. No fireworks of any description may be used anywhere on the estate.
- 3.7.9. No habitation of any mobile home or caravan on the estate will be permitted.
- 3.7.10. Floodlights must be adequately screened so as not to cause discomfort to neighbours.
- 3.7.11. Washing lines must be suitably screened from streets and neighbouring properties

3.7.12. Refuse and refuse containers may not be placed on the street.

### **3.8. PETS**

- 3.8.1. The Local Authority bylaws relating to pets will be strictly enforced.
- 3.8.2. Without the written approval of CWCHOA, no person may keep more than two dogs and two cats on the property.
- 3.8.3. No poultry, pigeons, aviaries, wild animals or livestock may be kept on the Estate.
- 3.8.4. No pets are allowed to roam the streets.
- 3.8.5. Pets must be walked on a leash outside the erf.
- 3.8.6. Should any excrement be deposited in a public area, the immediate removal thereof shall be the sole responsibility of the pet's owner.
- 3.8.7. Every pet must wear a collar with a tag indicating the name, telephone number and address of its owner. Stray pets without identification tags will be apprehended and handed to the SPCA.
- 3.8.8. CWCHOA reserves the right to request the owner to remove his pet should it become a nuisance on the Estate.

### **3.9. SECURITY**

- 3.9.1. The obligations of owners are set out in the Security Policy, "Annexure CWC-E", pertaining to all Estates, as situated in Clearwaters Cove Lifestyle Estate, as attached hereto which form an integral part to this agreement, and is to be read in conjunction herewith.

### **3.10. STREETSCAPE**

- 3.10.1. Each stand owner is responsible for maintaining the area between the kerb and the boundary of his property in a clean and pleasing condition.
- 3.10.2. Garden fences and/or walls and outbuildings forming part of the streetscape should be regularly maintained and painted where necessary. CWCHOA has the right to effect repairs and painting of the fence at the cost of the owner should it be considered necessary.
- 3.10.3. Caravans, trailers, boats, equipment, tools, engine and vehicle parts as well as accommodation for pets, should be out of view and screened from neighbouring properties.
- 3.10.4. Building material may not be dumped on the sidewalks under any circumstances.
- 3.10.5. No trees, plants or sidewalk lawn may be removed without the permission of CWCHOA. Planting should not interfere with pedestrian traffic or obscure the vision of motorists.
- 3.10.6. Gardens abutting onto streets and open areas must be kept neat and tidy at all times failing which CWCHOA shall have the right to clean the garden at the cost of the owner
- 3.10.7. An owner or occupier of a stand must keep the stand free of any pests, including but not limited to flies, rodents, termites, fleas, ticks, etc.

### **3.11. STREETS / VEHICLES**

- 3.11.1. The streets of Clearwaters Cove are for the movement of all residents, their visitors, contractors and emergency vehicles whether it be by foot, running shoe, bicycle, motor cycle, trucks, delivery vans and buses or cars.
- 3.11.2. Speed limit is restricted to 35km per hour.
- 3.11.3. No triple rear axle or articulated delivery vehicles may enter the Estate unless the express permission of CWCHOA is obtained in advance via CWCHOA's security personnel. If permission is granted, it may be granted subject to conditions pertaining, *inter alia*, to any such vehicle



being escorted at all times while it is on the Estate. Any such vehicle shall drive on the Estate with due care. The member will be liable for any damage caused by such vehicle on the Estate and will be held responsible to rectify any damage to CWCHOA's satisfaction and approval.

- 3.11.4. Double rear axle vehicles will be admitted with special consent at a designated area only and after the owner of the stand concerned has signed a document accepting full responsibility for any damages that may be caused by this vehicle to the road surface, kerbs and sidewalks.
- 3.11.5. Save for the above, the National Road Traffic Act (Act 93 of 1996) or any amendment thereof, regulations promulgated there under and any bylaws imposed by the Tzaneen Municipality shall apply.
- 3.11.6. Only licensed drivers may operate and drive licensed vehicles in the streets.
- 3.11.7. Engine powered vehicles are not allowed to drive anywhere except in the streets of the Cove.
- 3.11.8. Parents are responsible for ensuring that their children are made aware of the dangers relating to the use of streets and must take responsibility for their children's safety.
- 3.11.9. Parking on sidewalks is prohibited;
- 3.11.10. The use of motor cycles or other vehicles with noisy exhaust systems is prohibited;
- 3.11.11. Bicycles, motor cycles and/or skateboards / roller skates / roller blades are prohibited from using walkways or jogging paths on the estate and may only be used on the streets.
- 3.11.12. All road and traffic signs must be adhered to as well as road traffic rules.
- 3.11.13. Pedestrians will have the right of way.
- 3.11.14. Heavy vehicles may only be parked on or left on an erf for the duration of loading and offloading of goods.
- 3.11.15. CWCHOA reserves the right to refuse entry to any vehicle which in their opinion is not correctly loaded or in a satisfactory condition, in particular articulated vehicles.
- 3.11.16. The access road from the R71 to Clearwater Cove is a public road and used by other members of the community. Users of this road are encouraged to obey road signs and take care of pedestrians.

### **3.12. TENANTS, VISITORS, CONTRACTORS AND EMPLOYEES**

- 3.12.1. Should any owner let his property, he/she shall notify CWCHOA in writing, in advance of occupation, of the name and details of the tenant and the period of such lease. Proof of lease, Copies of Tenants ID's and signed copy of Rules are to be lodged with CWCHOA before an Access Certificate will be issued.
- 3.12.2. The Tenant acknowledges that, upon occupation of the leased premises, he/she and his/her family, visitors and servants shall adhere to all rules and regulations as contained in this document.
- 3.12.3. Where tenants continuously breach rules of the Cove the owner(s) can be requested to terminate the lease agreement and/or be held liable for the maximum fine allowed under these rules. This clause must be written into the lease agreement.
- 3.12.4. The occupants of any property within the Cove are liable for the conduct of their visitors, contractors and employees, and must ensure that such parties adhere to the House Rules.
- 3.12.5. The occupants of any property within the Cove are allowed to have the following number of visitors and vehicles:

- 3.12.5.1. Residential I Stands: Maximum of 30 visitors and a maximum of 15 vehicles per stand.

3.13. **RESALE OF PROPERTY**

- 3.13.1. The concept of Clearwaters Cove imposes certain restrictions on the manner in which Estate Agents may operate herein. In order to ensure that the rules applicable to CWCHOA, which regulate property ownership and occupation of the premises on the Cove are made known to new residents, the following rules relating to re-sale of property shall apply:
- 3.13.1.1. Should an owner want to sell his property, only an accredited Estate Agent may be selected to manage the sale;
- 3.13.1.2. Estate agents and stand owners are not permitted to erect any "for sale" or "show house" or "to let" signage boards without the permission of CWCHOA.
- 3.13.1.3. The door-to-door distribution of leaflets, brochures or any marketing material is not allowed in the Estate.
- 3.13.1.4. The accredited agent must ensure that the buyer is informed of and accepts a copy of the Conduct Rules, Architectural Guidelines, Building Contractors Code of Conduct and any other administrative regulations and documentation applicable at the time.
- 3.13.1.5. A clearance certificate must be obtained from the Board of Directors of CWCHOA prior to any transfer of the property.
- 3.13.1.6. The Seller of a property on the Estate shall ensure that the agreement contains the following wording as reflected against the title deed of the property:
- 3.13.1.6.1. SUBJECT to the following conditions imposed by Koppies Proprietary Limited, Registration number and in favour of and enforceable by **CLEARWATERS COVE HOME OWNERS ASSOCIATION NPC Registration number 1999/025849/08.**
- 3.13.1.6.2. All owners of erven in the township shall furthermore, through acquiring a property in the township, acquire a proportionate share in the liability in the upkeep of the township, the aforementioned owners of property within the township thus being proportionally liable for expenses incurred by the hereunder mentioned **CLEARWATERS COVE HOME OWNERS ASSOCIATION NPC Registration number 1999/025849/08** to maintain the township and the erven.
- 3.13.1.6.3. In order to take responsibility for the obligations of the owner. **CLEARWATERS COVE HOME OWNERS ASSOCIATION NPC Registration number 1999/025849/08** was registered by the township developer and all owners of erven in the township shall, by virtue of their ownership, become members of this company and shall be subject to the Memorandum of Incorporation of the Company and be liable to comply with any Management and Conduct Rules as from time to time implemented by the Company.
- 3.13.1.6.4. The owner of the erf or any subdivision thereof or having any interest therein, or any unit as defined in terms of the Sectional Titles Act shall not be entitled to transfer the erf or any subdivision thereof or any interest therein, or any unit thereon without a clearance certificate issued by the aforesaid **CLEARWATERS COVE HOME OWNERS ASSOCIATION**

**NPC Registration number 1999/025849/08** to the effect that all monies due and payable by the said owner to it have been paid and that the owner is materially in compliance with the provisions of the aforesaid Memorandum of Incorporation and/or Conduct Rules issued in terms thereof.

**3.14. UNDEVELOPED STANDS (INCLUDING STANDS WITH UNCOMPLETED HOUSES)**

- 3.14.1.** Uncontrolled growth of veld, grass, weeds and other vegetation creates fire, health and security risks. Owners of undeveloped stands are instructed to cut this vegetation on a regular basis to avoid any annoyance, inconvenience or loss in this regard.
- 3.14.2.** Empty Stands will be inspected during periods to be determined by the CWCHOA Board of Directors. Any rubble/filling or debris will be removed and vegetation longer than 300 mm will be cut and the cost hereof recovered from the Owner.

**3.15. WATER USAGE**

- 3.15.1.** Clearwater Cove HOA has a responsibility to Lepelle Northern Water to assist them in controlling access to Ebenezer Dam.
- 3.15.2.** Boat owners are responsible for their vessels on the water and need to adhere to the national rules regarding water use.
- 3.15.3.** Clearwater Cove HOA are not permitted to allow any watercraft access to Ebenezer Dam unless the following minimum conditions are met;
  - 3.15.3.1.** The vessel is registered with SAAMSA and the registration number is fitted to the vessel and the trailer.
  - 3.15.3.2.** The vessel has a valid Certificate of Fitness.
  - 3.15.3.3.** The vessel has a valid Lepelle license which is visible on the craft.
  - 3.15.3.4.** The skipper of the vessel has a valid Skippers License.
  - 3.15.3.5.** The vessel has all of the lifejackets on the vessel for the total number of registered passengers.
  - 3.15.3.6.** All the required safety equipment is present at all times on the vessel.
  - 3.15.3.7.** The trailer has a valid contact name and number fitted to it.
  - 3.15.3.8.** Only the registered number of passengers are transported on the vessel.
  - 3.15.3.9.** A rubbish in, rubbish out rule is in place for all items taken onto the dam.
  - 3.15.3.10.** Owners of rafts moored on Ebenezer need to register their raft with Lepelle Northern Water. Owners need to familiarize themselves with the special requirements for rafts.
  - 3.15.3.11.** The parking area on both sides of the slipway is for vehicles and vessels using the facility. Long term parking is discouraged in this area. Please adhere to the parking signage.
  - 3.15.3.12.** Jetties may be placed in the cove. The jetty must conform to the Lepelle Water Board specifications. Exclusive use of the jetty is in contradiction to the spirit of the development as sufficient space is not available for all residents to be allocated a parking space.
  - 3.15.3.13.** The launch ramps should be kept clear at all times and boat launching should be conducted with minimal delay to other users.
  - 3.15.3.14.** Contravention of the national boating and water use rules could result in Clearwater Cove losing the right to a harbor and access to the dam. Fines and/or vessel confiscation could also be

implemented by the local authorities and their agents. Please ensure compliance to avoid such measures.