

**MOSSEL BAY GOLF ESTATE  
HOME OWNERS ASSOCIATION NPC**

**SCHEDULE OF PENALTIES**

**1. BREACH OF CONDUCT RULES**

1.1. *In accordance with clauses 13.2, 20.10, and 40 of the Memorandum of Incorporation of the Mossel Bay Golf Estate Home Owners Association NPC, if the conduct of an owner or an occupier of an erf, or his or her visitors, in the opinion of the Directors constitutes a:*

*a. nuisance; or*

*b. breach of any duty of the owner; or*

*c. breach of any of these Conduct Rules;*

*the Directors may impose a fine on the owner in accordance with the categories set out herein.*

1.2. The relevant sub committee may impose a fine on the owner for contraventions of the Conduct Rules, as set out in the categories below:

**1.2.1. ANIMALS, REPTILES AND BIRDS**

- An amount no more than 1 month's levy depending on the severity, and only after written notice of a first contravention.

**1.2.2. USE OF PROPERTIES; DAMAGE, ALTERATIONS OR ADDITIONS TO THE COMMON PROPERTY; APPEARANCE FROM OUTSIDE; SIGNS AND NOTICES; BUILDINGS, STRUCTURES AND GARDENS**

- No more than 1 month's levy and only after written notice of a first contravention
- Accidental damage to property – equal to the amount of damage
- Deliberate damage to property – Decision by board

**1.2.3. REFUSE DISPOSAL; LITTERING; LAUNDRY, ERADICATION OF PESTS; STORAGE OF INFLAMMABLE MATERIAL**

- No more than 1 month's levy and only after written notice of a first contravention

**1.2.4. VEHICLE CONTRAVENTIONS**

- Fines according to the National Road Traffic Act

**1.2.5. NOISE, NUISANCE AND DISTURBANCE**

- No more than 1 month's levy and only after written notice of a first contravention

**1.2.6. UNAUTHORIZED USE OF MOSSEL BAY GOLF CLUB**

- No more than 1 month's levy and only after written notice of a first contravention

**1.2.7. SELF-CATERING ACCOMMODATION**

- No more than 1 month's levy;

1.3. The monetary amounts of the fines in terms of this rule shall, at the request of any owner, be reviewed at the next board meeting and approved by a majority at such meeting.

1.4. A Director shall not be entitled to participate at the meeting referred to in clause 1.3 above in that capacity if he or she is the alleged offender.

1.5. Any fine imposed may be added to the levies due by the owner, together with interest.

1.6. ANY OTHER TRANSGRESSION will be guided as follows:

- Up to 1 month's levy as approved by a majority vote at a Board Meeting.
- Persistent and deliberate transgressions may be penalized at a rate of
  - o up to 3 month's levies for monthly penalties and
  - o up to 12 month's levies for 'Per Event' penaltiesas approved by a majority vote at a Board Meeting.