DETERMINATION OF NON-CONFORMING USE RIGHT

in terms of section 37 (8) of the City of Cape Town Municipal Planning By-law, 2015 (MPBL)

This form is supplementary to the submission of a land use application (LUM01) in terms of section 42 (n) of the Municipal Planning By-law, 2015 (MPBL).

SECTION A: COMPLIANCE

1. Has the use been so used lawfully for the same purpose and in the same manner continuously since at least 1 June 1950 without a material interruption? (If yes, please provide evidence.) Y N
2. Has the use previously complied with an applicable zoning scheme for the property and since then has been used lawfully for the same purpose and in the same manner continuously without a material interruption? (If yes, please provide evidence.) Y N
3. Has the use been so used continuously since this By-law came into effect (1 July 2015) without an interruption of longer than six months? (If yes, please provide evidence.) Y N
4. Is the use confined to the part of a land unit or building for which proof of its existence exists? Y N
5. Is the building to be extended or altered? (If yes please provide description.) Y N
6. Has the building been damaged or needs to be demolished because of damage? (If yes, please provide details of damage and whether repairs only are intended.) Y N

SECTION B: EVIDENCE AND SUPPORTING DOCUMENTS

- ☐ Previous approvals
- ☐ Previous building plan approvals
- ☐ Other, please provide description below