



Voortrekkerpark
Huiseienaarsvereniging | Home Owners Association

HOFMEYER ST, STRAND, 7140

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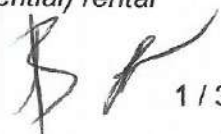
**BELEID / POLICY No. 17.1 – Verhuring en Verkoop van Eenhede /
Leasing and Selling of Units : Maart / March 2022**

OORSIG – Die verhuring en verkoop van eenhede (huise) in die kompleks, is onderworpe aan VP HEV Grondwet, Gedragsreëls, Verkorte Reëls en Beleide, sowel as die Huurooreenkoms en Bylaes met Stad Kaapstad (SK) soos gewysig. Die vereiste dokumente sal voor enige transaksie aan voornemende huurders / kopers oorhandig word vir deeglike voltooiing daarvan. -

OVERVIEW – *The leasing and selling of units (houses) in the complex is subject to the VP HOA Constitution, Conduct Rules, Abbreviated Rules, and Policies, as well as the Rental Agreement and Annexures with the City of Cape Town (CoCT) as amended. The required documents will be made available to prospective lessees / buyers for the proper completion thereof.*

VERHURING VAN EENHEDE / LEASING OF UNITS

1. Die eienaar van die eenheid onderneem om volle verantwoordelikheid te aanvaar vir die aksies van die huurder/s. / *The owner of the unit undertake full responsibility for the actions of the tenant/s.*
2. Enige korrespondensie vanaf die HEV UK sal hoofsaaklik met die eienaar (lid) plaasvind. / *Any correspondence by the HOA EC will mainly be addressed to the owner (member).*
3. Geen lid (eienaar) sal toelaat dat meer as 2 (twee) persone per slaapkamer van die eenheid beset of bly nie. / *No member (owner) shall permit the number of persons residing in the unit to exceed 2 (two) persons per bedroom of the unit.*
4. Die aangehegte dokument "Inligting benodig om die eenheid te verhuur" is die minimum vereiste van die HEV UK, voordat huurders elektroniese toegang tot die kompleks verleen sal word. / *The attached document "Information required for lease of unit" is the minimum requirement of the HOA before a tenant will be granted electronic access to the complex.*
5. Die VP HEV aanvaar dat daar 'n aparte (vertroulike) huurooreenkoms tussen die eienaar en huurder sal wees. / *The VP HOA accepts that there will be a separate (confidential) rental*


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agreement between the owner and lessee.

6. Die eienaar (lid) mag van 'n eiendomsagent van sy/haar keuse gebruik maak met die verhuring van die eenheid. Die eienaar moet die volle naam en kontak besonderhede van die agent aan die HEV bekend maak. / *The owner (member) may use an estate agent of his/her choice with the lease of their unit. The full name and contact details of the agent must be made available to the HOA.*

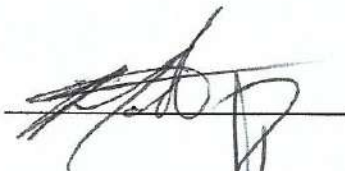
VEKOOP VAN EENHEDE / SELLING OF UNITS

1. Die huidige eienaar (lid) is verplig om die VPHEV **skriftelik** in kennis te stel van die **onderneming** asook die **uiteindelike** verkoop van die eenheid. Alle dokumentasie moet van die HEV Komitee aangevra word **voordat** die proses kan begin. / *The current owner (member) is obliged to notify the VP HOA **in writing** of the **intended** as well as the **ultimate** sale of their unit. All documents must be requested from the HOA Committee, **before** the process is initiated.*
2. Die verkoop van eenhede word streng beheer aangesien Stad Kaapstad vereis dat die VPHEV **tussenganger** in die transaksie sal wees. Die aangehegte vorm (**hersiende** prosedure) is 'n vereiste van SK wat die vereiste proses en dokumentasie aantoon. Die dokumentasie sal deur die aangewese HEV komiteelid oorhandig word. VPHEV het geen insae in hierdie vereistes van SK nie. / *The selling of units is strict as the City of Cape Town expects that the VP HOA be part of, as **middle-man**, in the transaction. The delegated member of the HOA will make the documentation available. The attached form (**revised** procedure) is a requirement from CoCT that indicates the process and documentation required. The VP HOA has no say in these requirements of CoCT.*
3. Die verkeerde prosedure asook verkeerde dokumentasie **sal die oordrag (sessie)** in die nuwe eienaar se naam **vertraag**. / *The incorrect procedure and or documentation **will delay the transfer (session)** of the unit into the new owner's name.*
4. Die VPHEV aanvaar dat daar 'n aparte (vertroulike) verkoopsooreenkoms tussen die eienaar en koper sal wees. / *The VP HOA accepts that there will be a separate (confidential) sale agreement between the owner and buyer.*



5. Die eienaar (lid) mag van 'n eiendomsagent van sy/haar keuse gebruik maak met die verkoop van die eenheid. Die eienaar moet die volle naam en kontak besonderhede aan die HEV bekend maak. / *The owner (member) may use an estate agent of his/her choice with the sale of their unit. The full name and contact details must be made available to the HOA.*
6. Die koper onderneem om lid te word van die VPHEV met die registrasie en oordrag (sessie) van die eenheid in die koper se naam. / *The **purchaser agrees to become a member of the VP HOA** upon registration and transfer (session) of the unit into the purchaser's name.*
7. Sou die registrasie en oordrag van die eenheid **sloer** vir watter rede ook al, sal die voornemende koper **beskou** word as 'n "okkupasie huurder" en die nodige inligting sal aan die HEV UK verskaf word. / *Should the registration and transfer of the unit be **delayed** for whatever reason, the prospective buyer will be **viewed** as an "occupation lessee" and the necessary information, as required by the HOA EC must be provided.*
8. Met die registrasie en oordrag (sessie) van die eenheid sal alle **dienste en rekeninge** na die nuwe eienaar **oorgedra word deur Stad Kaapstad**. / *Upon registration and transfer (session) of the unit, all **utilities and accounts** will be **transferred to the new owner by CoCT**.*
9. Voornemende kopers moet kennis dra, dat die "erf" **slegs gehuur** word vanaf Stad Kaapstad deur middel van 'n **Huur-ooreenkoms**. / *Potential buyers must note that the "erf" is **only leased** from the City of Cape Town by means of a **Rental Agreement**.*
10. Die koper onderneem om gebonde te wees aan die voorskrifte van die VPHEV Grondwet, SK Huurooreenkoms, Bylaes, Gedragsreëls en Verkorte Reëls. / *The purchaser agrees to be bound by the provisions of the VP HOA Constitution, CoCT Rental Agreement, Annexures, Conduct Rules and Abbreviated Rules.*

Voorsitter / Chairman



Onder Voorsitter / Vice Chairman



Bylaes vir vir Verhuring en Aankoop apart : *Annexures for Rental and Purchase separate :*



Inligting benodig om eenheid te verhuur
Information required for lease of unit

Eienaar / Owner _____

Eenheid / Unit _____

Tel No. _____

1. Let asb daarop dat u as eienaar van die eenheid, onderneem om volle verantwoordelikheid te aanvaar vir die aksies van u huurder/s / *Please note that you as owner of the unit, undertake full responsibility for the actions of your tenant/s.*
2. Neem asb kennis dat hierdie inligting die minimum vereiste is, voordat die huurder/s elektroniese toegang tot die kompleks verleen word / *Please note that this information is the minimum requirement for a tenant to be granted electronic access to the complex.*
3. Aparte huurooreenkoms word tussen die eienaar en huurder benodig, nie vir VPHEV / *Separate lease agreement will be required between owner and lessee, not for VPHOA.*
4. Die verkorte reëls en gedragsreëls word by hierdie dokument ingesluit, bindend op verhuurder en huurder / *The abbreviated rules and conduct rules are attached to this document and are binding on both owner and lessee.*
5. R50-00 administrasie fooi is vooraf betaalbaar aan die VPHEV vir die prosesering van hierdie dokument / *R50-00 administration fee is payable to VPHOA in advance for the processing of this document.*

Huurder 1 volle name / Lessee 1 full names

ID No. _____

Tel No. _____ Persoonlik / Personal

Tel No. _____ Werk / Work

Werk adr / Work add _____

E-pos adr / E-mail add _____ Persoonlik / Personal

E-pos adr / E-mail add _____ Werk / Work

Huurder 2 volle name / Lessee 2 full names

ID No. _____

Tel No. _____ Persoonlik / Personal

Tel No. _____ Werk / Work

Werk adr / Work add _____

E-pos adr / E-mail add _____ Persoonlik / Personal

E-pos adr / E-mail add _____ Werk / Work

Ek onderneem om die reëls van Voortrekkerpark kompleks na te kom soos vervat in die Gedragsreëls en Verkorte reëls van die VPHEV / I undertake to abide by the rules of Voortrekker Park complex as contained in the Conduct Rules and Abbreviated Rules of the VPHOA.

Handtekening / Signature:

Huurder / Lessee _____

Getuie / Witness _____

Geteken te / Signed at _____

Datum / Date _____

Eienaar / Owner _____

Getuie / Witness _____

Geteken te / Signed at _____

Datum / Date _____

Geteken namens VPHEV / Signed on behalf of VPHOA

Vir liassering / For filing – Eenheid / Unit _____





GUIDELINES FOR THE SALE OF LEASEHOLD RIGHTS AT VOORTREKKER PARK, GORDON'S BAY			<input checked="" type="checkbox"/>
List of forms to be submitted	1.	Application form: Cession of City land (duly completed; stamped by Voortrekker Park HOA)	
	2.	Agreement of cession and assignment with starting date (duly completed and signed);	
	3.	Copy of municipal services account (water or elec)	
	4.	Copies of identity documents (buyer and seller)	
	5.	Copy of marriage certificate, if applicable (buyer and seller);	
	6.	Proof of residential address, e.g. municipal services account (buyer and seller)	
	7.	Tax clearance from SARS (buyer and seller)	
	8.	Copy of approved building plans (can be obtained from Somerset West municipal offices; application procedure available at info.Helderberghub@capetown.gov.za)	
	9.	Sales agreement (signed by buyer, seller and witnesses)	
Compliance certificates	10.	Beetle certificate	
		Electrical certificate	
		Plumber certificate	
		Gas certificate (where applicable)	
		(certificates should be submitted with the documents above and also supplied to both the buyer and attorneys)	
Municipal accounts	11.	No Cession will be signed unless all levies have been settled	
Building plans	12.	No Cession will be signed without attached copies of approved building plans (application procedure available at: info.Helderberghub@capetown.gov.za)	
Inspections	13.	An inspection of the property will be conducted both inside and outside of the building, by the City of Cape Town. A technician from Property Management division will contact the agent or seller prior to the inspection, to make arrangements.	
Company	14.	Registration documents	
		Letter of resolution, indicating person holding power of attorney	
		ID of relevant person(s)	
		Proof of address with contact details – not older than 3 (three) months	
Trusts	15.	Registration documents	
		Letter of authority issued by the Masters Office, with names and ID numbers of all members of Trust	
		Letter of resolution, indicating person holding power of attorney	
		Copies of ID's of all active Trust members	
		Proof of address, with contact details of authorised person – not older than 3 (three) months	

Estates	16.	All accounts have to be settled in full	
		Death certificate and copy of ID of deceased	
		Executor's letter from the Masters Office	
		ID of Executor	
		Proof of address, with contact details of Executor – not older than 3 (three) months	
IMPORTANT NOTES			
*Prior written consent from City of Cape Town with regard to leasehold rights		<p>The City will only consider an application to cede any lease rights if the mandatory prior written consent is first obtained.</p> <p>All unit holders need the prior written consent from the City and the endorsement from the VPHOA before they consider selling their leasehold rights, failing which may result in consent being denied and the City applying clause 14.1 (breach/default) of their agreement.</p> <p>A copy of approved building plans in A4 format (obtained from City of Cape Town) should accompany application of consent.</p> <p>Moratorium on building plan submission still stands as confirmed by Daan Visser with effect from April 2019.</p>	
How to obtain documentation		<p>Once the estate agent/owner is in possession of a sales agreement, he/she may request the necessary documentation from Voortrekker Park HOA, via e-mail at vphv123@gmail.com in order to apply for the transfer of cession.</p>	
Submission of forms		<p>The original signed documentation (forms should be completed by hand), as listed above, should be delivered to the Property Management Department in Kuils River at the following address: Omniforum building, 94 Van Riebeeck Avenue, Kuils River.</p> <p><i>During the period of lockdown, documents may be e-mailed to Eleanor.Arends@capetown.gov.za and the original documentation delivered at 43, Voortrekker Park. Shirley.boom1001@gmail.com</i></p>	
Estate agents and private sale by owner(s)		<p>Should an estate agent be commissioned for the sale of the property, such agent must be registered to practice as such at the EAAB (Estate Agency Affairs Board) and must also be in possession of a FFC (Fidelity Fund Certificate). Only owners can sell their own houses without being registered.</p> <p>Should a private sale be negotiated between an owner and a buyer, we strongly advise to make use of the services of an attorney to attend to the drafting of a sales agreement, as well as the financial aspects of the transaction. This provides protection for both buyer and seller.</p> <p>The Property Management department of the City of Cape Town requires a signed purchase agreement, in order to proceed with the approval of the cession. However, the department does not get involved in the sale of the property.</p>	

14. TRANSFER OF RIGHTS AND OBLIGATIONS

- 14.1 The lease agreement is not transferable except with the prior written consent of the Council, which consent shall not be withheld unreasonably.