



Penalty System Version 6: Revised 22 November 2021

## **PENALTY SYSTEM**

This document contains the Penalty System of Mjejane Game Reserve Home Owners Association NPC (the Company) as per the Memorandum of Incorporation (Mol) and Rules. Take note that the Member of MGR shall be liable for and responsible for paying or enforcing, as the case may be, any penalties or other sanctions which the Company may impose from time to time on the Members and invitees, as part of the administration and management of MGR.

<b>General Penalties</b>						
<b>Applicable to ALL persons entering MGR.</b>						
<b>Transgression</b>			<b>First Offence</b>	<b>Second Offence</b>	<b>Third Offence</b>	<b>Further Action</b>
1	Interfering with Security procedures and protocols		R 1 000,00	R 1 500,00	R 2 000,00	
2	Speeding on MGR	45 - 49km/h	R 500,00	R 1 000,00	R 1 500,00	
		50 - 59km/h	R 1 000,00	R 1 500,00	R 2 000,00	
		60 - 69km/h	R 1 500,00	R 2 000,00	R 2 500,00	
		70 - 79km/h	R 2 000,00	R 2 500,00	R 3 000,00	
		80 - 89km/h	R 2 500,00	R 3 000,00	R 3 500,00	
		90 - >>km/h	R 3 000,00	R 3 500,00	R 4 000,00	
3	No Private vehicles allowed on game drive roads, only driving on main roads are permitted		R 1 000,00	R 1 500,00	R 2 000,00	
4	Cross border from MGR into KNP or any neighbouring farms on foot or vehicle without permission from MGR management		R5000 - Alternatively Arrest	Arrest	-	
5	Smoking only allowed at designated areas - No smoking within the Big 5 area of the reserve including in a vehicle or OSV		R 1 000,00	R 1 500,00	R 2 000,00	
6	All persons entering & exiting MGR will wear a face mask as per COVID 19 Government Regulations		Deny entry / Exit			
7	All persons entering MGR will be screened as per COVID 19 Government Regulations		Deny entry / Exit			
8	Any transgression reported will be penalised as per the applicable section in MGR penalty system		As per applicable section in the MGR Penalty system			
9	No person is allowed to leave a vehicle while driving in the Big 5 area of the reserve		R 1 000,00	R 1 500,00	R 2 000,00	PER PERSON
10	No hanging out of vehicle windows while driving in the Big 5 area of the reserve		R 1 000,00	R 1 500,00	R 2 000,00	PER PERSON
11	No children allowed on drivers lap while driving on the reserve		R 1 000,00	R 1 500,00	R 2 000,00	
12	No Person is allowed at the back of an Open Private vehicle		R 1 000,00	R 1 500,00	R 2 000,00	PER PERSON
13	No littering		R 1 000,00	R 1 500,00	R 2 000,00	
14	Road kill or hitting any animal with vehicle due to speeding or irresponsible driving		R 5 000,00	R 10 000,00	R 20 000,00	

15	Failure to report any transgression of the MGR penalty system	R 1 000,00	R 1 500,00	R 2 000,00	
16	Not adhering to any MGR Management safety warnings which may be communicated from time to time regarding the FIRE DANGER INDEX	R 1 000,00	R 1 500,00	R 2 000,00	
17	Unauthorised person on MGR	R500 per person alternatively Arrest			Arrest
18	Jogging/Cycling within developments nodes	R 1 000,00	R 1 500,00	R 2 000,00	
19	Using motorbike or Quad bikes on MGR	R 1 000,00	R 5 000,00	R 10 000,00	
20	Hunting/Culling/Shooting game on MGR	R 100 000 and Arrest			
21	Excavating or soil removal on MGR	R 500,00	R 2 500,00	R 5 000,00	
22	Dumping of vegetation, rubble, waste or refuse of any kind on MGR including the green belts	R 500,00	R 2 500,00	R 5 000,00	
23	Damage to or removal of flora and the planting, introducing or cultivation of non-endemic species to MGR including non-endemic plant species in pots or similar containers	R 1 000,00	R 2 500,00	R 5 000,00	
24	No pets or other domesticated animals are permitted on MGR	R 1 000,00	R 2 500,00	R 5 000,00	Confiscate animal
25	Keep any animal of any sort in captivity on MGR	R 1 000,00	R 2 500,00	R 5 000,00	Confiscate animal
26	Collect, damage, disturb or remove anything from MGR, including wood, stones, wildlife, birdlife or flora	R 1 000,00	R 2 500,00	R 5 000,00	Possible prosecution
27	Feeding of animals including Birds	R 2 000,00	R 5 000,00	R 10 000,00	
28	Killing, poisoning, maiming or trapping of any animals without the approval of MGR Management	R		2 000,00	Possible prosecution
29	Establish or create or interfere with any drinking points for game in MGR	R 500,00	R 2 500,00	R 5 000,00	
30	Make fires in non-designated areas	R 1 000,00	R 2 500,00	R 5 000,00	
31	Use any Common Property in a manner or through conduct, which may unreasonably interfere with the use and enjoyment thereof by other persons, or in such a way as to cause a nuisance which may detrimentally affect the amenity of such Common Property	R 500,00	R 2 500,00	R 5 000,00	
32	Pollute any dam, waterhole, pond, stream or river in MGR	R 5 000,00	R 7 500,00	R 10 000,00	
33	Fishing in any dam, waterhole, pond, stream or river in MGR	R		1 000 000,00	Ban from MGR
34	Swim in a river, waterhole, stream, pond or dam situated within MGR and no boats of any description will be permitted on any of the aforementioned	R		5 000,00	
35	Other than in the case of the Developer or the Managing Agent in conducting development or management of the Reserve, no vehicle is allowed off the roads on the Reserve or to traverse river beds. Members shall obey such signage signifying roads, game viewing paths, no entry and such like. No vehicles are allowed off the	R 1 000,00	R 2 500,00	R 5 000,00	
36	No person shall operate a vehicle unless in possession of valid driving license	R		1 000,00	
37	Operating any vehicle on MGR while under the influence of alcohol or drugs which may impede the driver's ability to control the vehicle	R 1 000,00	R 2 500,00	R 5 000,00	Ban from MGR
38	Operating any vehicle in such a manner as to constitute a danger or nuisance to any other person, animal or property within MGR	R 1 000,00	R 2 500,00	R 5 000,00	Ban from MGR

39	A Member shall not direct or introduce any motorised generators or power plants or any noise making Objects or apparatus on the Portion without the prior written consent of MGR Management (Refer to Generator Policy)	R 1 000,00	R 5 000,00	R 10 000,00	
40	All domestic refuse shall be put into black plastic bags and kept in an animal proof bin	R 1 000,00	R 2 500,00	R 5 000,00	
41	No burying or burning of domestic or garden refuse is permitted on the Portion or on the Common Property	R 1 000,00	R 2 500,00	R 5 000,00	
42	No harmful or inflammable substances may be kept on the Portion or MGR. This shall not apply to the keeping of such substances and in such quantities as may be reasonably required for domestic purposes. No poisonous chemicals may be discharged anywhere on the MGR or the Portion	R		2 000,00	
43	The lighting or letting off of fireworks within MGR is strictly prohibited	R 2 000,00	R 2 500,00	R 5 000,00	
44	No Member may cause or allow his family, guests or invitees to cause a disturbance to other residents or the wildlife on the Property or the Portion by the playing of loud music, hooting, shouting or the creation of any other disturbing noises	R 1 000,00	R 2 500,00	R 5 000,00	
45	Every Member must ensure that his visitors, contractors and staff adhere to security protocol. Formalities and Rules relating to access by visitors shall be determined by the Home Owners' Association from time to time	R 1 000,00	R 2 500,00	R 5 000,00	
46	No over occupation of allocated bed nights at Lodges or Share block units are allowed			R 2 000 pp	Per Person per night
47	Only red (or coloured) filtered spotlights are allowed to be used for game spotting from residential properties	R 1 000,00	R 2 500,00	R 5 000,00	
48	NO drone are allowed to be used on MGR without prior authorization	R 20 000,00	R 30 000,00	R 50 000,00	Confiscate Drone until penalty is paid
49	No catering of any kind by anyone, inclusive of members, managing agents, staff of members or a catering company will be allowed on MRG	R 10 000,00	R 20 000,00	Ban from site	
50	Creating a pin for a caterer to gain entry, arranging of access for a caterer, or otherwise authorising catering, to be done by anyone whether it's a member, managing agent, staff or a catering company on MGR	R 1 000,00	R 2 500,00	R 5 000,00	Ban from site

### Contractor / Construction Penalties

Applicable to ALL Members and Contractors

Transgression		First Offence	Second Offence	Third Offence	Further Action
1	Failing to follow the procedures as prescribed by the Checklist for Construction	R		5 000,00	NO Construction
2	Failing to comply by the EMP for Construction on MGR	R 500,00	R 2 500,00	R 5 000,00	
3	Contractors and employees on a gate access list that are not supposed to be on the list	R		500,00	Per Person
4	Fraudulent MGR ID card	R		10 000,00	Ban from site
5	Aggressive / challenging behaviour at access gates and on sites towards Security	R		1 000,00	Ban from site
6	Contractors "wandering "off building site	R		250,00	Per Person
7	Damage to any road and or adjacent drainage ditch	R 1 000,00	R 2 500,00	R 5 000,00	PLUS Repairs
8	Damage to or the removal of trees/shrubs/plants on site without written approval of MGR Management	R 1 000,00	R 5 000,00	R 10 000,00	
9	Failure to rehabilitate a building site within one month after completion	Forfeit building deposit PLUS R5000 per month			
10	Failure to register / notify a "new job" with MGR Management	R 1 000,00	R 2 500,00	R 5 000,00	
11	Failure to park in designated areas	R		500,00	
12	Overloading of transport vehicle	R		500,00	
13	Unacceptable level of dirt or untidiness of site specifications	R 500,00	R 2 500,00	R 5 000,00	
14	Illegal connection of services i.e. water, electricity	R		10 000,00	
15	Illegal sewerage connections	R		50 000,00	Cost of repairs + Possible ban from site
16	Mixing of cement on greenbelt areas	R		1 500,00	
17	Damage to MGR property	R		1 000,00	Cost of repairs
18	Illegal opening of manholes	R		10 000,00	
19	Indecent Behaviour	R		500,00	
20	Working out of site layout plan and no demarcation	R		1 000,00	
21	No water meter	R		1 000,00	
22	Wasting of water	R 500,00	R 2 500,00	R 5 000,00	
23	Littering of household rubbish on site or failure to remove household rubbish daily from site	R 500,00	R 1 000,00	R 2 000,00	
24	Throwing food scraps on site	R 1 000,00	R 2 500,00	R 5 000,00	
25	Unhygienic toilets on site	R 250,00	R 750,00	R 1 000,00	
26	Defecation in areas other than demarcated toilets	R		1 000,00	
27	Damage to fence and other properties	R 500,00	R 1 000,00	R 1 500,00	PLUS costs of repairs
28	Late at gate (AFTER 17H00) without notification	R		500,00	
29	Building rubble dumped anywhere on MGR	R 500,00	R 2 500,00	R 5 000,00	
30	Dumping of building material outside designated area without permission	R 1 000,00	R 2 500,00	R 5 000,00	
31	TLB Damage to environment	R 1 000,00	R 2 500,00	R 5 000,00	PLUS rehabilitation costs

**Penalties regarding guiding activities**

Applicable to ALL Guides

Transgression		First Offence	Second Offence	Third Offence	Further Action
1	Conducting guiding activities on MGR without valid guiding documentation on file in the admin office or driving an OSV in the big 5 area with or without guests without the valid guiding documentation on file.	R 1 000,00	R 2 000,00	R 3 000,00	No Guiding and/ or driving an OSV allowed.
2	Guiding actions that is in breach of the safety procedures as per MGR Guiding Code of Conduct	R 1 000,00	R 2 000,00	R 3 000,00	
3	Guiding actions that is in breach of the driving procedures as per MGR Guiding Code of Conduct	R 1 000,00	R 2 000,00	R 3 000,00	
4	Guiding actions that is in breach of the radio procedures as per MGR Guiding Code of Conduct and MGR Radio Procedures	R 1 000,00	R 2 000,00	R 3 000,00	
5	Guiding actions that is in breach of the sensitivity to the environment as per MGR Guiding Code of Conduct	R 1 000,00	R 2 000,00	R 3 000,00	
6	Guiding actions that is in breach of the walking procedures as per MGR Guiding Code of Conduct	R 1 000,00	R 2 000,00	R 3 000,00	
7	Guiding actions that is in breach of the drink stop rules and regulations as per MGR Guiding Code of Conduct	R 1 000,00	R 2 000,00	R 3 000,00	
8	Guiding actions that is in breach of miscellaneous as per MGR Guiding Code of Conduct	R 1 000,00	R 2 000,00	R 3 000,00	
9	Guiding actions that is in breach of the MGR SOP Game Sightings Control	R 1 000,00	R 2 000,00	R 3 000,00	
10	No more than 10 pax is allowed on an OSV	R 1 000,00	R 2 000,00	R 3 000,00	
11	No Smoking on an OSV	R 1 000,00	R 2 000,00	R 3 000,00	
12	Only one spotlight is allowed on an OSV	R 1 000,00	R 2 000,00	R 3 000,00	
13	Consuming alcohol or any other intoxicating substance 6 hours before or during a game drive	R 1 000,00	R 2 000,00	R 3 000,00	
14	Using a fire arm in any way that is in breach of the National Fire Arms Act	R 1 000,00	R 2 000,00	R 3 000,00	
15	Off road driving	R 1 000,00	R 2 000,00	R 3 000,00	
16	Interfering with or disturbing any animal or animal interaction in a negative way, day or night	R 1 000,00	R 2 000,00	R 3 000,00	
17	Blinding animals with a spotlight or vehicle headlight or spotlights	R 1 000,00	R 2 000,00	R 3 000,00	
18	Game driving without a radio or without a working radio	R 1 000,00	R 2 000,00	R 3 000,00	
19	Picking up and collecting any animal or plant product	R 1 000,00	R 2 000,00	R 3 000,00	
20	Any form of littering	R 1 000,00	R 2 000,00	R 3 000,00	
21	Not adhering to any MGR Management safety warnings witch may be communicated from time to time regarding the CLOSING OF GAME DRIVE ROADS	R 1 000,00	R 2 000,00	R 3 000,00	
22	Not adhering to any MGR Management safety warnings witch may be communicated from time to time regarding the FIRE DANGDER INDEX	R 1 000,00	R 1 500,00	R 2 000,00	
23	Failure to report any transgression of the MGR penalty system	R 1 000,00	R 1 500,00	R 2 000,00	
24	Not adhering to guiding Radio Protocol	R 1 000,00	R 2 000,00	R 3 000,00	
25	Not adhering to guiding Sightings control	R 1 000,00	R 2 000,00	R 3 000,00	
26	Not adhering to guiding Standby procedures	R 1 000,00	R 2 000,00	R 3 000,00	
27	Not adhering to guiding dress code	R 1 000,00	R 2 000,00	R 3 000,00	
28	Guests drinking on OSV	R 1 000,00	R 2 000,00	R 3 000,00	

**Architectural Penalties**

Applicable to any structural / dwelling / building related issues on MGR

Architectural committee to give guidance in the following regard:

Transgression	Penalty Amount	Further Action
1 Building without approved building plans	R500 000 - R5 000 000	
2 Building not according to approved building plans	R50 000 - R5 000 000	
3 Building outside stand building lines	R50 000 - R5 000 000	