

CONTRACTORS
CODE
OF
CONDUCT



NYATHI
WILDLIFE & ECO ESTATE

INTRODUCTION

The Nyathi Home Owner's Association (NHOA), the representative of the residents of Nyathi Eco and Wildlife Estate (Nyathi), has adopted certain rules relating to contractor activity in the development. Contracting activity is defined as any activity relating to the building trade i.e. building, painting, tiling, paving, etc. The primary intention of the provisions hereunder is to ensure that all contracting activity at Nyathi occurs with the least possible disruption to residents, the environment and game. In the event of uncertainty, residents and/or their contractors are welcome to contact the NHOA.

LEGAL STATUS

The conditions governing the building activity as set out in this document are rules adopted by NHOA and are therefore binding on all owners, their contractors and sub-contractors. Furthermore, all owners are obliged to ensure that their building contractors, sub-contractors and/or workers are made aware of the conditions and comply with them. All such contracts may be required to be submitted to NHOA for prior approval. The NHOA has the right to suspend any building activity in contravention of any of the conditions and NHOA accepts no liability whatsoever for any losses sustained by an owner, contractor or sub-contractor, as a result thereof.

CONDITIONS REGARDING CONTRACTOR ACTIVITY

1. Access to Nyathi

All the contractor's workers and/or the contractors' sub-contractor workers must comply with security arrangements and are subject to the rules as prescribed by NHOA.

The contractor, sub-contractors and suppliers must follow the route to the site prescribed by the NHOA and not disturb or harm the fauna or flora on the farm in any way. If any contractor or supplier or any person in his employ is noticed or found on any other part of the farm not required for the fulfilment of his duties, the NHOA will be entitled to levy a penalty.

Please be aware that the speed limit within Nyathi is strictly 20KM, all contractors must adhere to this.

2. Hours of Work

Contractor activity is only allowed during the following hours:

07h00 - 17h00 Monday to Friday

Note: No contracting activity is permitted on weekends and Public Holidays.

Building activity is not permitted during the shutdown/holiday period in December / January period.

3. Building Sites

- In terms of the National Building and local authority regulations it is incumbent on the Contractor to provide temporary toilet facilities for the workers.
- Access from the road to the building site can be gained only along the route that will finally serve as the access road to the dwelling, so as to minimise damage to the environment. The contractor and owner will ensure that this is adhered to.
- The site is to be kept as clean and neat as possible, the contractor shall provide facilities for rubbish disposal, ensure that the workers use the facility provided and ensure that the rubbish is removed weekly. **No rubble or rubbish may be burnt on site.**
- During the construction period the area designated by the NHOA for building purposes must be screened on all boundaries with hessian cloth or other screening material approved by the NHOA. Screening must be in place from the time building activities start, and be left secured at the end of every day. Failure to comply will result in a penalty being levied.
- All materials should be off-loaded within the screened area and the contractor is responsible for ensuring that this is adhered to.
- Deliveries from suppliers must be scheduled between 07h00 and 17h00 Monday to Friday.
- No building boards may be erected.
- No fauna or flora may be damaged or removed.
- No wood may be collected on Nyathi.
- No open fires are allowed. Cooking should only be done on gas or paraffin stoves in a safe position under supervision of the contractor.
- Contractors are solely responsible for the safekeeping of their materials and

equipment

4. General

All Professional people and contractors involved in the individual home owner/s development of their property/s, e.g. Architects, Engineers, Building Companies, Landscaping Architects or Land Surveyors but not limited to the aforementioned categories, must to be approved by the NHOA.

The owner and the contractor shall be responsible for any damage to roads and plants and/or damage to private or Nyathi property.

If the conduct of a Contractor and/or sub-contractor causes any concern to the NHOA, the NHOA may rectify as deemed necessary and/or reserve the right to suspend building activity until such undesirable conduct is rectified. The NHOA is empowered to act at any time and without notice, and without recourse from the owner and/or contractor and/or subcontractor.

The above document is fully understood and the contractor and owner undertake to comply with the above points, in addition to any further controls which may be instituted by the NHOA from time to time in the form of a written notification, and ensure compliance by any subcontractor employed by the contractor.