



NATIONAL ASSOCIATION  
OF MANAGING AGENTS  
SHAPING OUR PROFESSION

## NAMA Notice Board

Issue 21 | 14 April 2020



Dear NAMA Member,

Since the national lockdown commenced on midnight, 26 March 2020, various opinions have been expressed in the media and articles published relating to community schemes.

Most of these opinions relate to:

1. Use and access to common property
2. Payment of levies
3. Collection of arrear levies and interest
4. Essential services to community schemes

NAMA has circulated several of these opinions, publications, and announcements to provide our members and their clients with as much information as possible.

The current situation we face has never occurred in our industry and therefore answers remain uncertain.

**WE REITERATE AND RE-AFFIRM OUR DISCLAIMER THAT ANY ARTICLE, OPINION OR PUBLICATION BY ANY OF THE AUTHORS IS NOT THAT OF NAMA.**

Until such time as the Regulations are amended by Government, or an official Court ruling determines otherwise it is up to the public to consider and interpret the various opinions and expressions.

We can advise that Professor Graham Paddock together with Professor Cornie van der Merwe have written to Government to propose an amendment and clarification to Regulation 11B(1)(a)(i) of the Disaster Management Act pertaining to the phrase “place of residence”:

11B. (1)(a) For the period of Lockdown-

- (i) Every person is confined to his or her **place of residence**,

They have requested a Directive confirming that the phrase “place of residence” is not intended to apply to restrict a person or family in a community scheme from utilizing common areas where these communal facilities can be used safely.

It is recommended that whatever processes are put in place by governing body members that these measures are fair and reasonable and in line with the relevant lockdown requirements. Once the lockdown has been lifted it may be necessary for community schemes to continue implementing these measures to further curb the spread of the virus.

We will continue to circulate relevant information to our members as and when these become available.

Stay safe.

