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JOHANNESBURG 2153



Government Gazette Staatskoerant

REPUBLIC OF SOUTH AFRICA
REPUBLIEK VAN SUID-AFRIKA

Vol. 485

Pretoria, 18 November 2005

No. 28216



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For purposes of reference, all Proclamations, Government Notices, General Notices and Board Notices published are included in the following table of contents which thus forms a weekly index. Let yourself be guided by the Gazette numbers in the righthand column:

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DEPARTMENT OF MINERALS AND ENERGY DEPARTEMENT VAN MINERALE EN ENERGIE


No. 1112

18 November 2005

MINES AND WORKS ACT, 1956 (ACT NO 27 OF 1956)

DECLARATION OF WORK IN THE NATIONAL INTEREST

Under section 9(1)(f) of the Mines and Works Act, 1956 (Act No. 27 of 1956). I, Mrs Lindiwe Hendricks, MP, Minister of Minerals and Energy, hereby declare that in my opinion the performance on Sundays of work details, which appear in the Schedule hereto, is necessary in the national interest for a period of two years from 14 August 2005.



**MRS LINDIWE HENDRICKS, MP
MINISTER OF MINERALS AND ENERGY**

SCHEDULE

Description of work

All mining operations

Description of mine

The mine known as Alexkor Ltd, situated in the Magisterial District of Port Nolloth, Northern Cape Province and being worked by Alexkor Ltd, Private Bag X5, Alexander Bay, 8290.

No. 1113

18 November 2005

MINES AND WORKS ACT, 1956 (ACT NO 27 OF 1956)**DECLARATION OF WORK IN THE NATIONAL INTEREST**

Under section 9(1)(f) of the Mines and Works Act, 1956 (Act No. 27 of 1956). I, Mrs Lindiwe Hendricks, MP, Minister of Minerals and Energy, hereby declare that in my opinion the performance on Sundays of work details, which appear in the Schedule hereto, is necessary in the national interest for a period of two years from 10 April 2005.



MRS LINDIWE HENDRICKS, MP
MINISTER OF MINERALS AND ENERGY

SCHEDULE*Description of work*

Operation of the New Treatment Plant with its associated disposal, load and haul operations.

Description of mine

The mines known as De Beers – Kimberley Mine, situated in the Magisterial District of Kimberley, Northern Cape Province and being worked by Central Mines, P O Box 10181, Beaconsfield, 8315.

No. 1114

18 November 2005

MINES AND WORKS ACT, 1956 (ACT NO 27 OF 1956)**DECLARATION OF WORK IN THE NATIONAL INTEREST**

Under section 9(1)(f) of the Mines and Works Act, 1956 (Act No. 27 of 1956). I, Mrs Lindiwe Hendricks, MP, Minister of Minerals and Energy, hereby declare that in my opinion the performance on Sundays of work details, which appear in the Schedule hereto, is necessary in the national interest for a period of one year from 1 August 2005.



**MRS LINDIWE HENDRICKS, MP
MINISTER OF MINERALS AND ENERGY**

SCHEDULE*Description of work*

General mining operations.

Description of mine

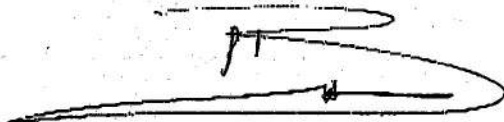
The mine known as Finsch Mine, situated in the Magisterial District of Postmasburg, Northern Cape Province and being worked by De Beers Consolidated Diamond Mines (Pty) Ltd, P O Box 7, Lime Acres, 8410.

No. 1115

18 November 2005

MINES AND WORKS ACT, 1956 (ACT NO 27 OF 1956)**DECLARATION OF WORK IN THE NATIONAL INTEREST**

Under section 9(1)(f) of the Mines and Works Act, 1956 (Act No. 27 of 1956). I, Mrs Lindiwe Hendricks, MP, Minister of Minerals and Energy, hereby declare that in my opinion the performance on Sundays of work details, which appear in the Schedule hereto, is necessary in the national interest for a period of three years from 1 October 2005.



**MRS LINDIWE HENDRICKS, MP
MINISTER OF MINERALS AND ENERGY**

SCHEDULE*Description of work*

All mining operations.

Description of mine

The mine known as Assmang Manganese Black Rock Mine Operations, situated in the Magisterial District of Kuruman, Northern Cape Province and being worked by Assmang Manganese.

MINES AND WORKS ACT, 1956 (ACT NO 27 OF 1956)**DECLARATION OF WORK IN THE NATIONAL INTEREST**

Under section 9(1)(f) of the Mines and Works Act, 1956 (Act No. 27 of 1956). I, Mrs Lindiwe Hendricks, MP, Minister of Minerals and Energy, hereby declare that in my opinion the performance on Sundays of work details, which appear in the Schedule hereto, is necessary in the national interest for a period of three years from 1 August 2005.



**MRS LINDIWE HENDRICKS, MP
MINISTER OF MINERALS AND ENERGY**

SCHEDULE*Description of work*

All mining operations.

Description of mine

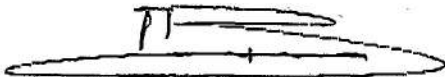
The mine known as PPC Lime Limited, situated in the Magisterial District of Postmasburg, Northern Cape Province and being worked by PPC Lime Limited, Private Bag Lime Acres 8410.

No. 1117

18 November 2005

MINES AND WORKS ACT, 1956 (ACT NO 27 OF 1956)**DECLARATION OF WORK IN THE NATIONAL INTEREST**

Under section 9(1)(f) of the Mines and Works Act, 1956 (Act No. 27 of 1956). I, Mrs Lindiwe Hendricks, MP, Minister of Minerals and Energy, hereby declare that in my opinion the performance on Sundays of work details, which appear in the Schedule hereto, is necessary in the national interest for a period of two years from 1 August 2005.



**MRS LINDIWE HENDRICKS, MP
MINISTER OF MINERALS AND ENERGY**

SCHEDULE*Description of work*

All mining operations

Description of mine

The mine known as De Beers - Namaqualand Mines, on the farms Annex Kleinzee, Dreyerspan, Tweepad, Oubeep, Dikgat, Sandkop, situated in the Magisterial District of Port Nolloth, Northern Cape Province and being worked by De Beers Group, Private Bag X01, Kleinzee, 8282.

No. 1118

18 November 2005

**MINERAL AND PETROLEUM RESOURCES DEVELOPMENT ACT, 2002
(ACT NO. 28 OF 2002)**

**PROHIBITION OR RESTRICTION OF PROSPECTING OR MINING IN
TERMS OF SECTION 49(1) OF THE MINERAL AND PETROLEUM
RESOURCES DEVELOPMENT ACT, 2002 (ACT NO. 28 OF 2002)**

I, **LINDIWE BENEDICTA HENDRICKS**, in my capacity as Minister of Minerals and Energy, acting in terms of section 49(1) of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002), and having regard to the national interest and the need to promote sustainable development of the nations mineral resources, hereby make my intention known to prohibit or restrict the granting of any reconnaissance permission, prospecting right, mining right or mining permit in terms of the said Act, in respect of the Ramakotskraal Carbonatite Complex, situated north-west of the village of Ga-Ramakoka in the Limpopo Province, and shown on the 1:50 000 scale topocadastral map sheet No 2527 AB Ga-Ramokoka. Relevant stakeholders are hereby invited to submit their representations in writing to:

The Regional Manager:

Limpopo Region

Department of Minerals and Energy

Private Bag X9467

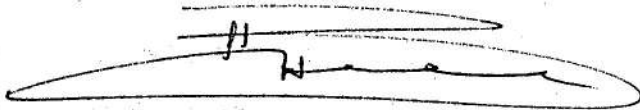
POLOKWANE

0700

Tel No: (015)2874700

Fax No: (015) 2874729

Written representations must be received within a period of 30 days after the publication of this notice.

A handwritten signature in black ink, appearing to read 'L B Hendricks', is written over a horizontal line. The signature is enclosed within a large, hand-drawn oval shape.

**MRS L B HENDRICKS, MP
MINISTER OF MINERALS AND ENERGY**

No. 1119

18 November 2005

**MINERAL AND PETROLEUM RESOURCES DEVELOPMENT ACT, 2002
(ACT NO. 28 OF 2002)**

**INVESTIGATION IN TERMS OF SECTION 50(1) OF THE MINERAL AND
PETROLEUM RESOURCES DEVELOPMENT ACT, 2002 (ACT NO. 28 OF
2002), TO ESTABLISH THE OCCURRENCE, NATURE AND EXTENT OF
MINERAL RESOURCES**

I, **LINDIWE BENEDICTA HENDRICKS**, in my capacity as Minister of Minerals and Energy, acting in terms of section 50(3)(a) of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002), hereby make my intention known to cause an investigation to be conducted in terms of section 50(1) of the said Act, in respect of the Ramakokskraal Carbonatite Complex, situated north-west of the village of Ga-Ramokoka in the Limpopo Province, and shown on the 1:50 000 scale topocadastral map sheet No 2527 AB Ga-Ramokoka.

Any person who wishes to comment on the proposed investigation must forward their written comments to:

The Regional Manager:

Limpopo Region

Department of Minerals and Energy

Private Bag X9467

POLOKWANE

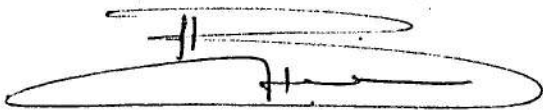
0700

Tel No: (015)2874700

Fax No: (015) 2874729

The owners, occupiers or person in control of the relevant land are also called upon to furnish the Department of Minerals and Energy with their particulars at the abovementioned address.

The written comments and particulars referred to above, must be received within a period of 30 days after the publication of this notice.

A handwritten signature in black ink, appearing to be 'L B Hendricks', written over a horizontal line.

MRS L B HENDRICKS, MP
MINISTER OF MINERALS AND ENERGY

**DEPARTMENT OF WATER AFFAIRS AND FORESTRY
DEPARTEMENT VAN WATERWESE EN BOSBOU**

No. 1110

18 November 2005

**LEBALELO WATER USER ASSOCIATION, DISTRICTS OF LETABA AND
LYDENBURG, NORTHERN AND MPUMALANGA PROVINCES:
AMENDMENT OF AREA OF OPERATION AND CONSTITUTION**


I, Buyelwa Patience Sonjica, Minister of Water Affairs and Forestry, hereby in terms of section 92 (1) (b) of the National Water Act, 1998 (Act 36 of 1998) declare that –

- (a) the area of operation of the Lebalelo Water User Association, as described in Government Notice No. 89 of 1 February 2002, has been extended by the inclusion of the following properties in respect of which any person is entitled to use water (surface and groundwater) by virtue of entitlements in terms of section 22 (1) of the National Water Act, 1998, from the bulk water supply scheme as described in the said Government Notice, or any extension thereof:

Onverwacht 292 KT;
Doornbosch 294 KT;
Winterveld 293 KT;
Goudmyn 337 KT;
Grootboom 336 KT;
Annex Grootboom 335 KT;
Spitskop 333 KT;
Kennedy's Vale 361 KT;
Twefontein 360 KT;
Dwarsrivier 372 KT;
Richmond 370 KT;
Thorncliffe 374 KT;
Der Brochen 7 JT;
Booyesdal 43 JT;
Mareesburg 8 JT;
St. George 2 JT;
Helena 6 JT; and
De Grooteboom 373 KT,

which is situated in Water Management Area Number 4 in the Northern and Mpumalanga Provinces; and

- (b) the constitution of the Lebalelo Water User Association has been amended by the inclusion of the properties mentioned in paragraph (a) above.



**BUYELWA PATIENCE SONJICA
MINISTER OF WATER AFFAIRS AND FORESTRY**

No. 1110

18 November 2005

**LEBALELO WATERGEBRUIKERSVERENIGING, DISTRIKTE LETABA
EN LYDENBURG, NOORDELIKE EN MPUMALANGA PROVINSIES:
WYSIGING VAN BEDRYFSGEBIED EN VAN GRONDWET**

Ek, Buyelwa Patience Sonjica, Minister van Waterwese en Bosbou, verklaar hiermee kragtens artikel 92(1)(b) van die Nasionale Waterwet, 1998 (Wet 36 van 1998) dat –

- (a) die bedryfsgebied van die Lebalelo Watergebruikersvereniging, soos in Goewermmentskennisgewing No. 89 van 1 Februarie 2002, omskryf, uitgebrei is deur die insluiting van die volgende eiendomme ten opsigte waarvan enige persoon kragtens artikel 22 (1) van die Nasionale Waterwet, 1998, die gebruiksreg het op water (oppervlak- en ondergrondse water) vanuit die grootmaat-watervoorsieningskema soos in gemelde Goewermmentskennisgewing omskryf, of enige uitbreiding daarvan:

Onverwacht 292 KT;
Doornbosch 294 KT;
Winterveld 293 KT;
Goudmyn 337 KT;
Grootboom 336 KT;
Annex Grootboom 335 KT;
Spitskop 333 KT;
Kennedy's Vale 361 KT;
Tweefontein 360 KT;
Dwarsrivier 372 KT;
Richmond 370 KT;
Thorncliffe 374 KT;
Der Brochen 7 JT;
Booyseindal 43 JT;
Mareesburg 8 JT;
St. George 2 JT;
Helena 6 JT; en
De Grooteboom 373 KT,

wat in Waterbestuursarea Nommer 4 in die Noordelike en Mpumalanga Provinsies geleë is, en

- (b) die grondwet van die Lebalelo watergebruikersvereniging gewysig is deur die insluiting van die eiendomme in paragraaf (a) hierbo genoem.


BUYELWA PATIENCE SONJICA
MINISTER VAN WATERWESE EN BOSBOU

GENERAL NOTICES ALGEMENE KENNISGEWINGS

NOTICE 1226 OF 2005

DEPARTMENT OF LAND AFFAIRS

PUBLICATION OF SURVEYING PROFESSION BILL FOR GENERAL COMMENT

I, Angela Thokozile Didiza, Minister for Agriculture and Land Affairs, hereby publish the Surveying Profession Bill for general comment.

Comment must be submitted in writing within 60 days from the date of publication of this notice to :

Mr A van den Berg
Chief Surveyor-General
Department of Land Affairs
Private Bag X954
PRETORIA
0001

Tel : (012) 322 5419

Fax : (012) 322 5418

e-mail : avdberg@dla.gov.za


A T DIDIZA

MINISTER FOR AGRICULTURE AND LAND AFFAIRS

TH3091

(For discussion purposes)

REPUBLIC OF SOUTH AFRICA

SURVEYING PROFESSION BILL

(As introduced in the National Assembly as a section 75 Bill;

Bill published in Government Gazette No. of)

(The English text is the official text of the Bill)

**(MINISTER FOR AGRICULTURE AND
LAND AFFAIRS)**

[B - 2005]

BILL

To provide for the establishment of the South African Council for Surveyors as a juristic person; to broaden access to the profession of Surveyors; to provide for different categories of surveyors and the registration of surveyors; to authorise the identification of areas of work for surveyors; to recognise certain voluntary associations; to protect the public from unethical surveying practices; to maintain a high standard of professional conduct and integrity; to establish disciplinary mechanisms and an Appeal Board; and to provide for incidental matters.

BE IT ENACTED by the Parliament of the Republic of South Africa, as follows :-

ARRANGEMENT OF ACT

CHAPTER 1

DEFINITIONS AND SURVEYING PROFESSION PRINCIPLES

- 1 Definitions
- 2 Surveying profession principles

CHAPTER 2

SOUTH AFRICAN COUNCIL FOR SURVEYORS

- 3 Establishment of South African Council for Surveyors
- 4 Constitution of Council
- 5 Disqualification as member of Council, and vacation of office
- 6 Committees of Council

- 7 Functions of Council
- 8 Powers and duties of Council
- 9 Meetings of Council
- 10 Decisions of Council
- 11 Remuneration of members of Council and committees
- 12 Funds of Council and keeping and auditing of accounts

CHAPTER 3 REGISTRATION

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- 14 Cancellation of registration
- 15 Return of registration certificate
- 16 Identification of surveying profession work

CHAPTER 4 VOLUNTARY ASSOCIATIONS

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CHAPTER 5 PROFESSIONAL CONDUCT

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CHAPTER 1

DEFINITIONS AND SURVEYING PROFESSION PRINCIPLES

Definitions

1. In this Act, unless the context indicates otherwise-

“accreditation” means the process of evaluation and recognition by the Council of education programmes offered by educational institutions relating to the surveying profession;

“Appeal Board” means the Appeal Board established by section 24;

“assessment” means an admission procedure established by the Council, to determine whether an applicant is competent to be registered as a registered person;

“candidate surveyor” means a person registered as a candidate surveyor in terms of section 13 (4);

“Council” means the South African Council for Surveyors established by section 3;

“Department” means the national department responsible for the surveying profession;

“Director-General” means the Director-General of the Department;

“educational institution” means any educational institution which has a department, school or faculty of surveying, geomatics or geoinformation science;

“financial year” means a year ending on 31 March;

“geoinformation” means information that describes the location and characteristics of phenomena, natural or human made, related to the earth's surface – also referred to as spatial or geographic information;

“Minister” means the Minister responsible for the surveying profession;

“National Qualifications Framework” means the National Qualifications Framework as defined in section 1 of the South African Qualifications Authority Act, 1995 (Act No. 58 of 1995);

“prescribe” means prescribe by rule made by the Council or regulation made by the Minister;

“professional surveyor” means a person registered as a professional surveyor in terms of section 13 (4);

“register” when used as a noun, means the register referred to in section 8 (2) (b);

“registered persons” means persons registered as candidate surveyors, survey technicians, survey technologists or professional surveyors in terms of section 13 (4);

“Registrar” means the person appointed as Registrar under section 8(1)(a);

“surveying profession” means the persons registered in terms of section 13 (4) as candidate surveyors, survey technicians, survey technologists or professional surveyors;

“surveyor” means a person who exercises skills and competencies in the science of measurement, the collection and assessment of geographic information, as well as the application of that information in the efficient administration of land, the sea and structures thereon or therein as contemplated in section 2 (a), and who is registered in one or more of the categories contemplated in section 13 (4);

“survey technician” means a person registered as a survey technician in terms of section 13(4);

“survey technologist” means a person registered as a survey technologist in terms of section 13(4);

“the sea” means the sea as defined in section 1 of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002);

“this Act” means the Surveying Profession Act, 2005, and includes any regulation or rule; and

“voluntary association” means any voluntary association, organisation, institute, institution or other body of surveyors recognised by the Council in terms of section 17.

Surveying profession principles

2. The following principles apply to the Council and all registered persons and must guide the interpretation, administration and implementation of this Act:

- (a) Surveying and the surveying profession are areas of expertise which involve one or more of the following activities, which may occur either on, above or below the surface of the land or the sea:-
 - (i) the determination of the size and shape of the earth and the measurement of all data needed to define the size, position, shape and contour of any part of the earth;
 - (ii) the positioning of objects in space and the positioning and monitoring of physical features, structures and engineering works;
 - (iii) the determination of the position of the boundaries of land and of real rights in land, for the purpose of registration of such land and rights in terms of applicable legislation;
 - (iv) the design, establishment and administration of geographic information systems and the collection, storage, analysis, visualisation and management of geoinformation; and
 - (v) the measurement of land, mineral and marine resources.
- (b) Surveying must pursue and serve the interests of the public to benefit the present and future generations.
- (c) The Council and the surveying profession must-
 - (i) strive to achieve the transformation of the profession to ensure its legitimacy and effectiveness;

- (ii) strive to achieve high standards of quality and integrity in the profession;
- (iii) promote the profession and pursue improvements in the competence of surveyors through the development of skills, knowledge and standards within the profession; and
- (iv) promote environmentally responsible surveying which will ensure sustainable development.

CHAPTER 2

SOUTH AFRICAN COUNCIL FOR SURVEYORS

Establishment of South African Council for Surveyors

3. (1) There is hereby established a juristic person called the South African Council for Surveyors.

(2) The Council must perform the functions determined in this Act.

Constitution of Council

4. (1) The Council consists of the following members appointed by the Minister after the nomination and selection processes referred to in subsection (3) have taken place:

(a) Six surveyors in the full-time employ of the State, of which at least four must be in the full-time employ of the Department;

(b) eleven surveyors who are not in the full-time employ of the State;
and

(c) no more than two, but at least one person to represent the interests of the public.

(2) (a) The Minister must appoint, from the members of the Council, a chairperson, a deputy chairperson and an alternate chairperson of the Council.

(b) When the chairperson is unable to perform the functions of that office, they shall be performed by the deputy chairperson or, if the deputy chairperson is unable to do so, by the alternate chairperson.

(3) The Minister must call for nominations for members of the Council at least 30 days before the selection process takes place by-

(a) publishing a notice in the *Gazette* and at least one national newspaper and any other appropriate media, indicating the categories of members to constitute the Council, the number of representatives to be appointed in each category and the persons or bodies entitled to nominate persons in the specified categories;

(b) inviting all interested persons, voluntary associations, institutions and organisations to submit nominations; and

(c) taking any other steps he or she deems necessary.

(4) In appointing members of the Council, the Minister must have due regard to the surveying profession principles contained in section 2, the different categories and branches of the surveying profession and the need to ensure and promote gender, disability and other demographic representativity.

(5) Every member of the Council must be appointed for a period of four years, but the Minister may in his or her discretion extend the term of such a member by a further period not exceeding three months until a new Council or member has been appointed.

(6) A member of the Council may not serve for more than two consecutive terms of office.

(7) The Minister must publish in the *Gazette* the names of and positions held by each appointee to the Council and the date on which each appointment takes effect.

(8) If a member of the Council dies or vacates his or her office before the expiry of the period for which he or she was appointed, the Minister may appoint a person to fill the vacancy for the unexpired portion of the period for which such member was appointed: provided that the appointment does not alter the composition of the Council as set out in subsection (1).

Disqualification as member of Council, and vacation of office

5. (1) The Minister may not appoint as a member of the Council a person who-

- (a) is not a South African citizen or a permanent resident, and is not ordinarily resident in the Republic of South Africa;
- (b) is an unrehabilitated insolvent;
- (c) is declared by a court of law to be mentally incompetent or is detained in terms of the Mental Health Act, 1973 (Act No. 18 of 1973);

- (d) has been convicted, whether in the Republic of South Africa or elsewhere, of an offence involving dishonesty and for which he or she was sentenced to imprisonment without the option of a fine, unless the person has received a grant of amnesty or a free pardon before the date of his or her appointment;
 - (e) has been removed from an office of trust on account of improper conduct;
 - (f) has had his or her name removed from any professional register on account of misconduct and has not been reinstated;
 - (g) has been determined by a court, tribunal or forum as contemplated by the Promotion of Equality and Prevention of Unfair Discrimination Act, 2000 (Act No. 4 of 2000), to have contravened section 7 or any other provision of that Act;
 - (h) is a political representative at the national, provincial or municipal sphere of government; or
 - (i) is not a fit and proper person to be so appointed.
- (2) A member of the Council must vacate his or her office, if he or she-
- (a) becomes disqualified in terms of subsection (1) from being appointed as a member of the Council;
 - (b) resigns by written notice addressed to the Minister;

- (c) is, in the Minister's opinion, after consultation with the Council, incapable of performing his or her duties due to ill health;
- (d) has, without the leave of the Council, been absent from two or more consecutive meetings of the Council; or
- (e) was appointed under section 4 (1) (a), (b) and (c) and-
 - (i) his or her appointment has ceased; or
 - (ii) he or she is not, within one year from the date of the publication of the rules contemplated in section 8 (2) (d) or within such extended period as the Minister may approve, a registered person.

Committees of Council

6. (1) (a) The Council may establish committees to assist it in the performance of its functions, and may appoint such of its members, registered persons and other persons as it may deem fit, to be members of such committees.
- (b) The Council may designate one of the members of a committee as chairperson of the committee.
- (c) If the Council does not designate a chairperson of a committee, the committee may, at its first meeting, elect a chairperson from amongst its members.

(2) Any reference in this Act to the Council or the chairperson of the Council in relation to the exercise of any power which the Council has delegated to a committee, must be construed as including a reference to that committee or to the chairperson of that committee, as the case may be.

(3) The Council must establish an Education and Training Committee which must-

- (a) serve solely as a committee on educational and training matters; and
- (b) advise or assist the Council as the Council may determine on-
 - (i) matters contemplated in section 8 (4);
 - (ii) the methods and procedures for the assessment and registration in the various categories of registered persons; and
 - (iii) all educational, training, skills development and related matters.

(4) The provisions of section 10 apply, with the necessary changes, in respect of a committee of the Council.

Functions of Council

7. The functions of the Council are to-

- (a) regulate the surveying profession so as to promote and protect the interests of the public in relation to surveying;
- (b) register persons in terms of this Act;
- (c) institute and enforce disciplinary action against registered persons contravening the provisions of this Act;
- (d) support the functioning of disciplinary and appeal structures established under this Act; and
- (e) ensure and promote a high standard of education and training in the surveying sector.

Powers and duties of Council

8. In the exercise of its powers and the performance of its duties, the Council-

- (1) with regard to administrative matters-
 - (a) must, with the concurrence of the Minister and the Minister of Finance, appoint, remunerate and determine conditions of service of the Registrar and such other persons employed by the Council as the Council considers necessary for the performance of its functions, and determine their functions;

- (b) must determine where its head office must be situated;
 - (c) must determine the manner of convening meetings and the procedure at meetings of the Council and any committee, the quorum for committee meetings and the manner in which minutes of all meetings must be kept;
 - (d) may print, circulate, sell, finance and administer the publication of, and generally take any steps necessary to publish any publication relating to the surveying profession and related matters; and
 - (e) must prescribe the procedure for the cancellation, or suspension of the registration of a person registered in terms of this Act;
- (2) with regard to registration of persons under section 13-
- (a) must, subject to the provisions of this Act, consider and decide on any application for registration;
 - (b) must keep and maintain a register of persons registered in each of the categories, and, in the case of survey technicians, survey technologists and professional surveyors, specify which branch of surveying each person is entitled to practice in, which register must at all reasonable times be open for inspection by any member of the public;
 - (c) must decide upon the form of the register and registration certificates to be issued, the reviewing thereof and the manner in which alterations thereto may be effected; and

- (d) must within 90 days of its first meeting, or within such extended period as the Minister may approve, prescribe the manner in which any person must apply for registration and the qualifications necessary for such application;
- (3) with regard to fees-
 - (a) must prescribe the application, registration and annual fees payable to the Council by the different categories of registered persons, or the portion of such annual fees which is payable in respect of any part of a year, as well as the date on which any fee or portion thereof is payable;
 - (b) may grant exemption from payment of application fees, registration fees, annual fees or a portion thereof;
 - (c) must determine the fees, or any part thereof, payable to the Council in respect of any assessment referred to in section 13 (4), conducted by or on behalf of the Council;
 - (d) must prescribe the fees payable in respect of the lodging of an appeal with the Appeal Board and the copying or transcription of records of a disciplinary tribunal; and
 - (e) may determine any other fee it considers necessary;
- (4) with regard to education and training-
 - (a) must consult with the South African Qualifications Authority established by the South African Qualifications Authority Act,

- 1995 (Act No. 58 of 1995), or any body established by it and the voluntary associations, to determine competency standards for the purpose of registration in terms of the National Qualifications Framework;
- (b) must conduct accreditation visits to any educational institution which has a department, school or faculty of surveying, geomatics or geoinformation science at least once in five years, and if the Council does not conduct an accreditation visit within the five-year period, it must notify the Minister accordingly;
 - (c) may grant, conditionally grant, refuse or withdraw the accreditation of educational programmes with regard to surveying;
 - (d) must deal with matters pertaining to education and training in consultation with the Council on Higher Education established in terms of the Higher Education Act, 1997 (Act No. 101 of 1997);
 - (e) may establish mechanisms for registered persons to gain recognition of their qualifications and professional status in other countries;
 - (f) may liaise with the relevant National Standards Body established in terms of Chapter 3 of the Regulations under the South African Qualifications Authority Act, 1995;
 - (g) may enter into an agreement with any person or body, within or outside the Republic of South Africa, with regard to the

recognition of any examination or qualification for the purposes of this Act;

(h) may advise or assist any educational institution, voluntary association or examining body with regard to educational facilities for and the training of registered persons and prospective registered persons;

(i) must prescribe the procedure for any assessment for the purposes of section 13 (4) of this Act; and

(j) must facilitate the provision of continuing education and training;

(5) With regard to finance-

(a) must collect all moneys due to the Council;

(b) may invest funds of the Council;

(c) may raise loans for the purpose of effectively performing its functions;

(d) may, with a view to the promotion of any matter relating to the surveying profession, lend money against such security as the Council considers adequate;

(e) may mortgage any of its immovable property as security for any loan referred to in paragraph (c);

- (f) may undertake fund-raising activities including conferences, production and sale of merchandise and publications; and
 - (g) may open, operate and close such current or savings bank accounts with a registered commercial bank as it may require to effectively perform its functions and duties;
- (6) In general-
 - (a) may acquire or lease such movable or immovable property as it considers necessary for the effective performance of its functions and let, sell or otherwise dispose of property acquired;
 - (b) must decide upon the manner in which contracts must be entered into on behalf of the Council;
 - (c) may advise the Minister or any other minister on any matter relating to the surveying profession;
 - (d) may take any steps which it considers necessary for the protection of the public in their dealings with registered persons, for the maintenance of the integrity, the enhancement of the status and the improvement of the standards of services rendered by those persons;
 - (e) may take any steps which it considers necessary to create an awareness amongst registered persons of the importance of protecting the environment;

- (f) must consider and give its final decision on recommendations of a committee of the Council;
- (g) may from time to time insure, through a registered insurer, against any risk to which the Council, its members, its employees or registered persons may be exposed;
- (h) may do anything necessary for the proper performance of its functions or to achieve the objectives of this Act;
- (i) must obtain the Minister's prior written approval, which may be granted subject to such reasonable conditions as he or she may impose, before-
 - (i) investing funds, borrowing or lending money or entering into any lease, whether as lessor or lessee, if the period of the transaction will be longer than 12 months, and the value exceeds an amount prescribed by the Minister from time to time by publication of an appropriate notice in the *Gazette*; and
 - (ii) acquiring, other than as a lessee, or disposing of or encumbering immovable property, irrespective of its value; and
- (j) must invest its funds only in registered financial institutions considered appropriate by the Department of the National Treasury.

Meetings of Council

9. (1) The first meeting of the Council must be held at the time and place determined by the Minister and subsequent meetings of the Council must be held at such times and places as determined by the Council.

(2) The Council must hold at least two meetings each year but may hold such further meetings as it determines from time to time.

(3) The chairperson may at any time on reasonable grounds and on notice of the purpose of the meeting convene a special meeting of the Council to be held on a date and place that he or she determines.

(4) The chairperson must convene a special meeting on request by-

(a) the Minister; or

(b) at least one third of the Council members,

on notice of the purpose of the meeting.

(5) The special meeting requested in terms of subsection (4) must be held within 30 days after the date of receipt of the request, on a date and at a place that the chairperson determines.

(6) A majority of the members of the Council constitutes a quorum at any meeting of the Council.

(7) If within half an hour after the time appointed for any meeting a quorum is not present, the meeting must be adjourned to a date to be determined by the chairperson, which date must not be earlier than seven days and not later

than 21 days after the date of the meeting and the members present at such meeting constitute a quorum.

(8) The minutes of, and the reports tabled at, the meetings or proceedings of the Council must be forwarded to the Minister within 30 days after the conclusion of each meeting or proceeding.

Decisions of Council

10. (1) A decision of the majority of the members of the Council present at any meeting constitutes a decision of the Council.

(2) In the event of a deadlock the chairperson has a casting vote in addition to a deliberative vote.

(3) A decision taken by the Council or act performed under authority of the Council is not invalid by reason only of a vacancy on the Council or of the fact that a person who is not entitled to sit as a member of the Council sat as a member at the time when the decision was taken or the act was authorised, if the decision was taken or the act was authorised by the requisite majority of the members of the Council who were present at the time and entitled to sit as members.

(4) The Minister may after consultation with the Council and any person directly affected by a Council decision suspend or revoke that decision on good grounds and if it is in the public interest to do so.

(5) The Minister must, after suspending the decision of the Council and before its revocation, remit such decision to the Council for its reconsideration.

Remuneration of members of Council and committees

11. The chairperson, deputy chairperson, other members of the Council and members of committees of the Council who are not members of the Council, excluding such a member who is in the full-time service of the State, must out of the funds of the Council be paid such remuneration and allowances as the Minister, with the concurrence of the Minister of Finance, may determine from time to time.

Funds of Council and keeping and auditing of accounts

12. (1) The funds of the Council consist of any money received by it in terms of this Act and all other moneys which may accrue to the Council from any other source.

(2) The Council may establish and administer an education fund for the purpose of the education, training and continued education and training of registered persons and students in the surveying profession.

(3) The Council must keep a full and correct account of all moneys received and expended by it.

(4) The Council must annually prepare a statement of income and expenditure and a balance sheet showing a financial position at the close of the financial year, and must have the statement and balance sheet audited by an auditor registered in terms of the Public Accountants' and Auditors' Act, 1991 (Act No. 80 of 1991).

(5) A copy of the auditor's statement and balance sheet must be open for public inspection at the offices of the Council.

(6) The Council must within six months from the close of each financial year, submit the auditor's statement and balance sheet to the Minister.

(7) The Minister may, with the concurrence of the Minister of Finance, on receipt of a budgeted request grant to the Council, out of money appropriated by Parliament, such amounts as he or she considers necessary in order to enable the Council to carry out its functions and may determine the conditions of the grant.

CHAPTER 3 REGISTRATION

Registration of persons

13. (1) The categories of registered persons are-

- (a) candidate surveyor;
- (b) survey technician;
- (c) survey technologist; and
- (d) professional surveyor.

(2) A person may not practice in or perform any work, whether for reward or otherwise, which is reserved for any of the categories referred to in subsection (1) unless he or she is registered in that category and unless such practice or performance is supervised as may be required.

(3) Any person who wishes to be registered, must apply in the manner prescribed by the Council.

(4) The Council must consider an application for registration and must register the applicant in the relevant category, and issue to him or her a registration certificate in the prescribed form if it is satisfied that the applicant-

- (a) in the case of a person applying for registration as a candidate surveyor is registered for an accredited surveying, geomatics, cartographic or geoinformation science educational programme at the National Qualifications Framework level 5 or higher;
- (b) in the case of a person applying for registration as a survey technician-
 - (i) has completed an accredited surveying, geomatics, cartographic or geoinformation science educational programme at the National Qualifications Framework level 5 or higher; and
 - (ii) is in the process of undergoing the practical training which is prescribed by the Council in terms of paragraph (c)(ii);
- (c) in the case of a person applying for registration as a survey technologist-
 - (i) has completed an accredited surveying, geomatics, cartographic or geoinformation science educational programme at the National Qualifications Framework level 6 or higher;

- (ii) has undergone practical training of not less than two years or as may be prescribed by the Council; and
 - (iii) has passed a competency assessment determined by the Council;
- (d) in the case of a person applying for registration as a professional surveyor-
 - (i) has completed an accredited surveying educational programme at the National Qualifications Framework level 7 or higher;
 - (ii) has undergone practical training of not less than one year or as may be prescribed by the Council; and
 - (ii) has passed a competency assessment determined by the Council,

or that the applicant possesses such other qualifications as defined in the South African Qualifications Authority Act, 1995, as may be determined for the relevant category from time to time by the South African Qualifications Authority in terms of that Act and by the Council.

(5) Only a registered person may describe himself or herself in terms of the category and, if applicable, the branch of surveying, in which he or she is registered.

(6) The Council may determine abbreviations or acronyms for the categories of registration referred to in subsection (1).

- (7) The Council must not register any person who-
- (a) is an unrehabilitated insolvent whose insolvency was caused by his or her negligence or incompetence in performing surveying work;
 - (b) is declared by a court of law to be mentally incompetent or is detained under the Mental Health Act, 1973;
 - (c) has been convicted, whether in the Republic of South Africa or elsewhere, of an offence involving dishonesty and for which he or she was sentenced to imprisonment without the option of a fine;
 - (d) has been removed from an office of trust on account of improper conduct;
 - (e) has had his or her name removed from any professional register on account of misconduct and who has not been reinstated; or
 - (f) is not, in the Council's opinion, a fit and proper person to be registered.

Cancellation of registration

14. (1) The registration of a registered person who-
- (a) becomes disqualified on any ground referred to in section 13 (7);

(b) was erroneously registered;

(c) was registered on the basis of incorrect information; or

(d) fails, without good reason and in the absence of an arrangement for deferred payment, to pay any amount owing to the Council on the due date or any extended date,

may be cancelled in terms of this section.

(2) The Council must notify such a person of the intention to cancel his or her registration and call for representations to be made within a specified reasonable time.

(3) Unless the Council is thereafter satisfied that good grounds exist for such person's registration to continue, it must cancel that registration.

(4) The Council must, at the written request of any registered person, remove his or her name from the register, but where an investigation into an alleged improper conduct by such a registered person is in progress or is to be held, such removal must not be made until any resultant misconduct proceedings have been concluded.

(5) A person who was previously registered in terms of section 13 (4) and-

(a) whose registration was cancelled in terms of subsection (1) (c); or

(b) resigned; or

(c) wishes to be registered in a different category,

may apply to be re-registered.

(6) If a person contemplated in subsection (4) has paid the prescribed application and registration fees and any arrear fees, subscriptions, recovery expenses and penalties, the Council must, subject to the provisions of this Act, re-register such person in the appropriate category.

Return of registration certificate

15. (1) Any person whose registration has been cancelled must return his or her certificate of registration to the Registrar within 30 days from the date upon which he or she is directed by the Registrar in writing to do so.

(2) If the person referred to in subsection (1) cannot return a certificate as required, he or she must provide written reasons on affidavit to the Registrar's satisfaction for the inability to return the certificate.

Identification of surveying profession work

16. (1) The Council must consult with all voluntary associations and any person, body or industry determined by the Minister regarding the identification of certain areas of surveying work to be reserved for registered persons, including work which may fall within the scope of any other profession.

(2) After such consultation, the Council must prescribe the areas of surveying work to be reserved for each category of registered persons.

(3) A person who is not registered in terms of this Act, may not-

- (a) perform any kind of work reserved for any category of registered persons;
- (b) pretend to be, or in any manner hold himself or herself out or allow himself or herself to be held out as, a person registered in terms of this Act; or
- (c) use the name of any registered person or any name or title referred to in section 13(1).

(4) Notwithstanding the provisions of subsections (2) and (3), the Council may identify certain areas of work which may be carried out by persons registered in terms of other legislation, without subjecting such persons to the prohibitions contained in subsection (3).

(5) The provisions of this section may not be construed as prohibiting any person from performing work reserved, if such work is performed in the service of or by order of and under the direction, control, supervision of or in a formal association with a registered person entitled to perform that reserved work and who must assume responsibility for any work so performed.

CHAPTER 4

VOLUNTARY ASSOCIATIONS

Recognition of voluntary associations

17. (1) Any voluntary association which has as its main object the promotion and protection of the interests of the surveying profession, and which applies its profit, if any, in promoting its said main object, may apply to the Council to be recognised as such.

(2) The Council must, within 90 days after its first meeting, prescribe the requirements and procedure for the recognition of a voluntary association.

(3) The Council may, if the voluntary association complies with the rules made under section 30 (2), recognise that organisation and issue to it a certificate of recognition.

(4) A certificate of recognition is valid for a period of five years from the date of issue so long as the voluntary association continues to comply with the rules.

(5) A voluntary association must, at least three months prior to the expiry of its recognition, apply in the prescribed manner to the Council for renewal thereof.

(6) A voluntary association whose recognition has lapsed must on written request of the Registrar return its certificate of recognition to the Council within 30 days from the date upon which it is directed by the Registrar to do so, unless it provides written reasons on affidavit to the Registrar's satisfaction for not returning the certificate.

CHAPTER 5 PROFESSIONAL CONDUCT

Code of conduct

18. (1) The Council must include in its rules a code of conduct for registered persons.

(2) The Council is responsible for administering the code of conduct and must ensure that the code of conduct is available to registered persons and members of the public at all reasonable times.

(3) In addition to what is contained in the code of conduct, a registered person is required-

- (a) to do nothing calculated to unjustly or unfairly injure the reputation of another registered person;
- (b) to abstain completely from direct or indirect participation as an advisor or decision maker in any matter in which he or she has a personal interest, and leave any chamber in which such matter is under deliberation, unless the personal interest has been made a matter of public record, his or her employer, if any, has given written approval, and the public official, public agency or body with jurisdiction to rule on ethical matters has expressly authorised his or her participation;
- (c) not to solicit prospective clients or employment through use of false or misleading claims, harassment or duress;

- (d) not to use the power of any office to seek or obtain special advantage that is not in the public interest nor any special advantage that is not a matter of public knowledge;
 - (e) not to use confidential information acquired in the course of his or her duties to further a personal interest;
 - (f) not to disclose confidential information acquired in the course of his or her duties unless required by law to do so or by circumstances to prevent substantial injury to third persons;
 - (g) not to commit a deliberately wrongful act which reflects adversely on the surveying profession or seek business by stating or implying that he or she is prepared, willing or able to influence decisions by improper means;
 - (h) to accurately represent his or her qualifications to practice surveying as well as his or her education and affiliations; and
 - (i) to respect the rights of every person and not violate any right of another person protected by the Constitution of the Republic of South Africa, 1996 (Act No. 108 of 1996).
- (4) A registered person is guilty of improper conduct if he or she-
- (a) performs work reserved for registered persons in connection with any matter which is the subject of a dispute or litigation, on condition that payment for such work will be made only if such dispute or litigation ends in favour of the person for whom such work is performed;

- (b) performs work reserved for registered persons during any period for which he or she is suspended under this Act;
- (c) commits an offence in the performance of his or her work as a registered person;
- (d) accepts remuneration for the performance of work reserved for registered persons from any person other than his or her client or employer without the prior approval of such client or employer; or
- (e) fails to comply with the provisions of this Act.

Investigation of charge of improper conduct

19. (1) The Council must appoint one or more investigating officers as it deems fit to investigate any charge of improper conduct.

(2) When-

- (a) a complaint, charge or allegation of improper conduct has been brought against a registered person; or
- (b) the Council has reasonable grounds to suspect that a registered person is guilty of improper conduct,

the Council must, as soon as is reasonably possible, refer the matter for investigation.

(3) At the request of the Council, the investigating officer must-

- (a) investigate the matter; and
- (b) obtain evidence to determine whether or not in his or her opinion the person concerned should be charged or not, and if so, recommend to the Council what the contents of the charge in question should be.

(4) An investigating officer may not question the registered person concerned unless the investigating officer informs that registered person that he or she-

- (a) has the right to be assisted or represented by another registered person or a legal representative; and
- (b) is not obliged to make any statement and that any statement so made may be used in evidence against that registered person.

(5) The investigating officer must, after the conclusion of the investigation, submit a report making his or her recommendations to the Council regarding any matter referred to it in terms of this section.

Steps after investigation

20. (1) The Council must after considering the investigation report charge the registered person with improper conduct if the Council is convinced that sufficient grounds exist for such a charge to be made against such a registered person.

(2) The Council must, by hand or registered mail, deliver to a registered person who is charged with misconduct a charge sheet setting out the details and nature of the charge together with a copy of the investigation report.

(3) The Council must inform the registered person charged-

- (a) that he or she must, in writing, admit or deny the charge;
- (b) that he or she may, together with the admission or denial, submit a written explanation regarding the improper conduct with which he or she is charged; and
- (c) of the period, which must be reasonable, within which his or her plea in terms of paragraph (a) and explanation in terms of paragraph (b) must be submitted to the Council.

(4) The Council may, if a registered person charged-

- (a) has admitted that he or she is guilty of the charge; and
- (b) the sanctions contemplated in subparagraphs (i) and (ii) of section 23(3)(a) may be imposed in respect of such charge,

find such registered person guilty without referring the charge to a disciplinary tribunal and may impose an appropriate sanction.

(5) The acquittal or the conviction of a registered person by a court of law on a criminal charge is not a bar to conduct proceedings against him or her under this Act on a charge of improper conduct, even if the facts stated in the charge of improper conduct would, if proved, constitute the offence stated in the criminal charge on which he or she was acquitted or convicted or any other

offence of which he or she might have been acquitted or convicted at his or her trial on the criminal charge.

Appointment of disciplinary tribunal

21. (1) The Council must appoint a disciplinary tribunal to hear a charge of improper conduct if a person charged-

- (a) denies the charge; or
- (b) admits the charge and the sanctions contemplated in subparagraphs (iii) and (iv) of section 23(3)(a) may be imposed in respect of such charge.

(2) The disciplinary tribunal must consist of at least-

- (a) three registered persons or Council members;
- (b) a person qualified in law and who has at least five years' experience in the legal profession; and
- (c) a person with specialised knowledge of matters concerning the charge if the Council deems it necessary.

(3) The members of the disciplinary tribunal must amongst themselves elect a chairperson to chair the proceedings.

Disciplinary hearing

22. (1) The Registrar must perform the administrative functions necessary to support the functioning of a disciplinary tribunal.

(2) (a) The disciplinary tribunal may, for the purposes of a hearing, summons the person charged, or subpoena any person-

- (i) who in its opinion may be able to give material information concerning the subject of the hearing; or
- (ii) who it suspects or believes has in his or her possession or custody or under his or her control any book, document or object which has any bearing on the subject of the hearing,

to appear before the disciplinary tribunal at the time and place specified in the subpoena, to be questioned or to produce a book, document or object.

(b) A subpoena issued in terms of paragraph (a), must-

- (i) be in the form prescribed by rules;
- (ii) be signed by the chairperson of the disciplinary tribunal or, in his or her absence, any member of the disciplinary tribunal; and
- (iii) be served on the subpoenaed person personally or by sending it by registered mail.

(3) The disciplinary tribunal may retain a book, document or object produced in terms of subsection (2)(a) for the duration of the hearing.

(4) The chairperson of the disciplinary tribunal may call upon and administer an oath to, or take an affirmation from, any witness.

- (5) (a) A witness who has been subpoenaed may not-
- (i) without sufficient cause, fail to attend the hearing at the time and place specified in the subpoena;
 - (ii) refuse to be sworn or to be affirmed as a witness;
 - (iii) without sufficient cause, fail to answer fully and satisfactorily to the best of his or her knowledge to all questions lawfully put to him or her; or
 - (iv) fail to produce any book, document or object in his or her possession or custody or under his or her control which he or she is required to produce.

(b) A witness who has been subpoenaed must remain in attendance until excused by the chairperson of the disciplinary tribunal from further attendance.

(c) A witness who has been subpoenaed may request that the names of the members of the disciplinary tribunal be made available to him or her.

(d) The law relating to privilege, as applicable to a witness subpoenaed to give evidence or to produce a book, document or object in a civil trial before a court of law must, with the necessary changes, apply in relation to the examination of, or the production of any book, document or object to the disciplinary tribunal by, any person called in terms of this section as a witness.

(e) A witness may not, after having been sworn or having been affirmed as a witness, give a false statement on any matter, knowing that answer or statement to be false.

(f) No person may unlawfully prevent another person from complying with a subpoena or from giving evidence or producing a book, document or object which he or she, in terms of this section, is required to give or produce.

(6) The record of evidence which has a bearing on the charge before the disciplinary tribunal, and which was presented before any tribunal which investigated an event or conduct relating to the hearing before the disciplinary tribunal, is admissible without further evidence being led if-

- (a) the record is accompanied by a certificate from the chairperson of the relevant disciplinary tribunal; and
- (b) the certificate certifies that the investigation was lawful, reasonable and procedurally fair.

(7) If the improper conduct with which the registered person is charged amounts to an offence of which he or she has been convicted by a court of law, a certified copy of the record of his or her trial and conviction by that court is, on the identification of the registered person as the person referred to in the record, sufficient proof of the commission by him or her of that offence, unless the conviction has been set aside by a superior court.

(8) The Council may prescribe procedures not inconsistent with this Act for the effective performance of the functions of a disciplinary tribunal.

Proceedings after hearing

23. (1) After the conclusion of the hearing the disciplinary tribunal must-
- (a) within 30 days, decide whether or not the registered person charged is guilty of improper conduct;
 - (b) within 14 days after its decision and in writing, inform the registered person charged and the Council of the finding and the reasons for such finding; and
 - (c) inform the registered person of his or her right of appeal in terms of section 27.
- (2) The Council or a registered person found guilty of improper conduct in terms of this Act may offer evidence, including calling witnesses, to establish any aggravating or mitigating circumstances which the disciplinary tribunal must consider in determining an appropriate sanction.
- (3) (a) If the registered person charged is found guilty of improper conduct, or if he or she admits that he or she is guilty of the offence, the disciplinary tribunal must either-
- (i) caution or reprimand the registered person;
 - (ii) impose on him or her a fine not exceeding the amount calculated according to the ratio for one year imprisonment determined in terms of the Adjustment of Fines Act, 1991 (Act No. 101 of 1991);

- (iii) suspend the registration of the registered person concerned for a period not exceeding one year; or
 - (iv) cancel the registration of the registered person concerned and request the Registrar to remove his or her name from the register referred to in section 8 (2).
- (b) The disciplinary tribunal may act under more than one of the subparagraphs of paragraph (a).
- (c) The disciplinary tribunal may, but is not obliged to, award costs as may be just against the Council or the registered person charged.
- (4) At the conclusion of the hearing the disciplinary tribunal must notify the Council of its decision.
- (5) The Council must publish the outcome of the disciplinary hearing in its annual report and may publish it in any other manner it considers fit.
- (6) The Council must give effect to the decision of the disciplinary tribunal.
- (7) The Registrar must keep a record of the proceedings of every tribunal hearing.

CHAPTER 6

APPEALS

Establishment of Appeal Board

24. (1) There is hereby established an Appeal Board with jurisdiction to hear appeals in terms of this Act.

(2) The Appeal Board consists of the following members appointed by the Minister:

- (a) Three registered persons who have been practising or teaching surveying for a period of not less than five years; and
- (b) Two members of the public of whom at least one person is qualified in law and has at least five years' experience in the legal profession.

(3) The Minister must appoint, from the members of the Appeal Board, a chairperson and a deputy chairperson and an alternate chairperson of the Appeal Board.

(4) When the chairperson is unable to perform the functions of that office, they shall be performed by the deputy chairperson or, if he or she is also unable to do so, by the alternate chairperson.

(5) The Minister must take into account, among other things, the principles of transparency and representivity when he or she appoints members of the Appeal Board.

(6) The procedure for the calling of nominations and the selection of appointees, the appointment of members to the Appeal Board and the term of office for membership thereof must, with the necessary changes, be that provided for in section 4(3), (4), (5) and (6).

(7) The grounds upon which persons are disqualified from membership of the Appeal Board and upon which a member must vacate his or her office, are those referred to in section 5(1), (2)(a), (b), (c) and (d), and in addition, a member must vacate his or her office if the member has, without leave of the chairperson of the Appeal Board, been absent from two or more sittings of the Appeal Board during a year.

Meetings, procedures and administration of Appeal Board

25. (1) The chairperson or deputy chairperson may vacate his or her office as such, and such vacation does not terminate his or her membership of the Appeal Board.

(2) An appeal must be heard by not fewer than three members of the Appeal Board, including the chairperson.

(3) A decision of the majority of the members of the Appeal Board present at any meeting in terms of this section constitutes a decision of the Appeal Board.

(4) In the event of a deadlock at a meeting the chairperson has a casting vote in addition to a deliberative vote.

(5) The Appeal Board must conduct appeals in accordance with rules made by the Council under section 30(2).

(6) The Appeal Board must decide an appeal within 60 days after the appeal was lodged and, within the same period, inform the appellant and the Council of its decision.

(7) The Appeal Board must keep a record of proceedings of every sitting held in terms of this section.

(8) The Registrar must perform administrative functions necessary to support the functioning of the Appeal Board.

Remuneration and allowances of members of Appeal Board

26. The remuneration and allowances of the chairperson, the deputy chairperson and every other member of the Appeal Board must be paid out of the funds of the Council as the Minister, with the concurrence of the Minister of Finance, may determine from time to time.

Appeal against decisions of Council and disciplinary tribunal

27. (1) An appeal may be lodged with the Appeal Board by-
- (a) a registered person found guilty of improper conduct who is aggrieved by a finding of the disciplinary tribunal or the sentence imposed, or both;
 - (b) a person aggrieved by a decision of the Council in terms of sections 13 and 14; and
 - (c) a person objecting to a rule in terms of section 30 (4).

(2) The appeal must be lodged, in the manner prescribed and upon payment of the fees prescribed by the Council, within 30 days after the Council or disciplinary tribunal has informed the appellant of its decision and the Appeal Board must consider and decide the appeal.

(3) The Appeal Board may-

(a) dismiss an appeal against a rule, decision, finding or sentence of the Council or the disciplinary tribunal and confirm the relevant rule, decision, finding or sentence, or both the finding and the sentence;

(b) uphold an appeal against such a rule or a decision of the Council wholly or in part and set aside or vary the rule, decision, finding or sentence or both the finding and the sentence and must in writing inform the appellant and the Council of its decision and the reasons for it; or

(c) award costs as may be just.

Appeal to High Court of South Africa

28. (1) If an appeal is dismissed in terms of section 27 (3) (a), the appellant may through the Registrar request the Appeal Board in writing to furnish him or her with its reasons for the decision within 30 days after receipt of the request.

(2) The appellant may, after giving notice to the Appeal Board, lodge a notice of appeal with the Registrar of the High Court of South Africa within 30 days from the date of the decision of the Appeal Board or of receipt of the reasons for the Appeal Board's decision.

(3) The Council may appeal to the High Court of South Africa against any decision of the Appeal Board in terms of section 27(3)(b).

(4) The Council must, after giving notice to the Appeal Board, lodge a notice of appeal with the Registrar of the High Court of South Africa within 30 days from the date of the decision of the Appeal Board.

CHAPTER 7

GENERAL

Professional fees

29. (1) The Council may annually, but must at least every three years, after consultation with voluntary associations, determine guideline professional fees and publish such fees in the *Gazette*.

(2) The Council must, before determining the guideline fees in terms of subsection (1), publish a draft of the proposed guideline fees in the *Gazette* together with a notice calling on interested persons to comment in writing within a period of not less than 30 days after such publication, and must consider any comments received.

Regulations and rules

30. (1) (a) The Minister may, by notice in the *Gazette*, make regulations, not inconsistent with this Act, with regard to-

- (i) any matter that he or she is required or permitted to prescribe in terms of this Act;

(ii) generally all matters necessary for or incidental to the exercise of the powers and the performance of the functions of the Council; and

(iii) any other matter for the better execution of this Act.

(b) The Minister must, before making any regulation under subsection (1), publish a draft of the proposed regulation, repeal or amendment in the *Gazette* together with a notice calling on interested persons or voluntary associations to comment in writing within a period not less than 30 days from the date of publication of the notice.

(c) If the Minister alters the draft regulations as a result of any comment, he or she needs not publish those alterations before making the regulations.

(2) The Council may, by notice in the *Gazette*, make rules not inconsistent with this Act, with regard to-

(a) any matter it is required or permitted to prescribe in terms of this Act;

(b) the form of process and the procedure at or in connection with the proceedings of a disciplinary tribunal or the Appeal Board;

(c) the representation of any party before the Appeal Board;

(d) generally all matters necessary for or incidental to the exercise of the powers and performance of the functions of a disciplinary tribunal and the Appeal Board; and

- (e) the fees payable in respect of the lodging of an appeal under this Act and the copying or transcription of records of a disciplinary tribunal or Appeal Board.

(3) (a) Before the Council makes, repeals or amends any rule under this section, it must publish a draft of the proposed rule, repeal or amendment in the *Gazette* together with a notice calling on interested persons and voluntary associations to comment in writing within a period not less than 30 days from the date of publication of the notice.

(b) If the Council alters the draft rules as a result of any comment, it needs not publish those alterations before making the rule.

(4) The Council may, if circumstances necessitate the immediate publication of a rule, publish that rule without consultation as contemplated in subsection (3) : Provided that any person who objects to the said rule may-

- (a) comment after such publication; or
- (b) appeal to the Appeal Board against such a rule.

Procedure and evidence

31. (1) The register serves as evidence of all matters which are required to be or may be entered therein by or under this Act.

(2) A certificate purporting to be signed by the Registrar to the effect that an entry has or has not been made in the register or that any other thing by or under this Act has or has not been done, is evidence of the matters mentioned in that certificate.

(3) A copy of an entry in the register or of a document in the custody of the Registrar, or of an extract from the register or from any such document, purporting to be certified by the Registrar, must be admitted in evidence in any disciplinary tribunal, Appeal Board hearing or court of law without further proof or production of the original.

Rectification of errors

32. When anything which is required to be done or performed in terms of this Act on or before a specified day or at a specified time or during a specified period, has not been done or performed, the Minister may, if satisfied that such failure was due to an error or oversight and that it would not be to the detriment of any person affected by such failure, and after that person has been informed of such failure, where applicable, authorise it to be done or performed on or before any other day or at any other time or during any other period, and anything done or performed during this period is of full force and effect and is deemed to have been lawfully done or performed in accordance with the provisions of this Act.

Liability

33. (1) The Council, or any member, committee or official thereof, is not liable in respect of any legal proceedings in relation to an act performed in good faith in terms of this Act.

(2) A registered person who, in the public interest-

(a) refuses to perform an act;

(b) fails to perform an act; or

- (c) informs the Council or any other appropriate authority of an act, or failure to perform an act, by any other person,

which act or failure endangers or is likely to endanger the safety or health of the public or fellow employees, is not liable with respect to any legal proceedings in relation to a refusal, omission or information contemplated in this subsection.

(3) Any person who was registered in terms of this Act and whose registration has been cancelled, is liable for any action taken against him or her while he or she was a registered person.

Delegation of powers

34. (1) The Minister may delegate any of his or her powers in terms of this Act, excluding the power to appoint members of the Council and the Appeal Board and the power to make regulations, to the Director-General or any other official of the Department.

(2) The Council may delegate any of its powers in terms of this Act, excluding the power to make rules, to a committee, an official or a member of the Council.

Offences and penalties

35. (1) Any person or body who contravenes the provisions of sections 13(2), 13(5), 15, 16(3), 17(6) or 22(5)(a)(i) and (iv) or (f) is guilty of an offence.

(2) Any person convicted of an offence of contravening the provisions of sections 13(2), 13(5) or 16(3) is liable to a maximum fine equal to double the remuneration payable to him or her for work done during the period of such

contravention or to a maximum fine equal to the fine calculated according to the ratio determined for a period of three years' imprisonment in terms of the Adjustment of Fines Act, 1991 (Act No. 101 of 1991).

(3) Any person or organisation who is convicted of an offence of contravening the provisions of section 15 or 17(6) of the Act, is liable to a maximum fine equal to the fine calculated according to the ratio determined for one month's imprisonment in terms of the Adjustment of Fines Act, 1991.

(4) Any person who is convicted of an offence of contravening the provisions of section 22(5)(a)(i) and (iv) or (f) is liable to a maximum fine equal to the fine calculated according to the ratio determined for three years' imprisonment in terms of the Adjustment of Fines Act, 1991.

(5) Any person who is convicted of an offence of contravening the provisions of any other section of this Act, is liable to a maximum fine equal to the fine calculated according to the ratio determined for one month's imprisonment in terms of the Adjustment of Fines Act, 1991.

(6) In addition to, and independently of, any criminal proceedings contemplated or instituted against a person or body referred to in subsection (1), the Council may, in any court having jurisdiction, institute any civil proceedings against such person or body in order to compel compliance with the relevant provisions of this Act or to interdict any contravention thereof or for any related purpose.

Transitional provisions

36. (1) For the purposes of this section, 'effective date' means the date of the first meeting of the Council.

(2) The South African Council for Professional and Technical Surveyors established by section 2 of the Professional and Technical Surveyors' Act, 1984 (Act No. 40 of 1984), continues to exist and may exercise its powers and perform its duties and functions after the commencement of this Act until the effective date, on which date that council will cease to exist.

(3) Subject to subsections (4) and (5) any person who, at the commencement of this Act, is registered and practices in terms of the Professional and Technical Surveyors' Act, 1984-

- (a) as a technical surveyor in training, or as a geoinformation practitioner, or as a professional surveyor in training, is entitled to be registered under this Act as a candidate surveyor;
- (b) as a survey technician or geoinformation technician, is entitled to be registered under this Act as a survey technician;
- (c) as a surveyor or geoinformation technologist, is entitled to be registered under this Act as a survey technologist; and
- (d) as a professional surveyor or professional geoinformation practitioner, is entitled to be registered under this Act as a professional surveyor,

and must, on applying for registration in terms of this Act, be registered accordingly and issued with the appropriate registration certificate.

(4) A person contemplated in subsection (3) may, pending his or her registration in terms of this Act and notwithstanding the repeal of the Professional

and Technical Surveyors' Act, 1984, continue to use his or her professional title and may continue to perform surveying work as if that Act had not been repealed, for a transitional period which shall end no later than 12 months after the date of publication of the rules contemplated in section 8(2)(d) or on such later date as the Minister may determine and publish in an appropriate notice in the *Gazette*.

(5) Notwithstanding any other provision of this Act, a person contemplated in subsection (3) who wishes to continue to practice in the profession must be registered in terms of this Act by no later than the end of the transitional period contemplated in subsection (4).

(6) From the effective date, all rights, obligations, assets and liabilities acquired or incurred by the South African Council for Technical and Professional Surveyors, vest in the Council and the Council is deemed to have acquired or incurred those rights, obligations, assets and liabilities in terms of this Act.

(7) Any act performed, decision taken, or rule made or purported to have been so performed, taken or made in terms of the Professional and Technical Surveyors' Act, 1984, remains valid unless substituted by any act performed, decision taken or rule made under this Act.

(8) Any notice issued or exemption granted by the Minister in term of the Professional and Technical Surveyors' Act, 1984, remains valid unless substituted by a notice issued or exemption granted under this Act.

(9) From the effective date, any register maintained in terms of the Professional and Technical Surveyors' Act, 1984, is incorporated in and is considered to form part of a register to be maintained in terms of section 8(2) of this Act.

(10) Any action taken in terms of the Professional and Technical Surveyors' Act, 1984, which is pending at the commencement date of this Act, must be finalised in terms of that Act.

Repeal and amendment of laws

37. (1) The Professional and Technical Surveyors' Act, 1984, is hereby repealed.

(2) The laws mentioned in the Schedule to this Act are hereby amended to the extent set out in the third column of the Schedule.

Act binding on State

38. This Act binds the State.

Short title and commencement

39. This Act is called the Surveying Profession Act, 2005, and comes into operation on a date fixed by the President by proclamation in the Gazette.

SCHEDULE

Amendment of laws

(Section 37)

Laws enacted by Parliament

No. and year of law	Short title	Extent of amendment or repeal
Act 8 of 1997	Land Survey Act, 1997	<p>(a) By the substitution in section 1 for the definition of "land surveyor" of the following definition :</p> <p>" 'land surveyor' means a person registered as a professional [land] surveyor in terms of the [Professional and Technical Surveyors' Act, 1984] <u>Surveying Profession Act, 2005</u>, and whose name is entered in the register referred to in section [7(4)] 8(2) of that Act;"</p> <p>(b) by the substitution in section 1 for the definition of " 'supervise' or 'supervision'" for the words preceeding paragraph (a) of the following words :</p> <p>" 'supervise' or 'supervision'" when used in relation to a survey and the field operations by any person registered as a professional surveyor, [professional surveyor in training] <u>survey technologist</u>, or [technical surveyor] <u>survey technician</u>, in terms of the [Professional and Technical Surveyors' Act 1984 (Act 40 of 1984)] <u>Surveying Profession Act, 2005</u>, (in this definition referred to as 'an assistant', means –";</p> <p>(c) by the substitution in section 2A for subsection (1) of the following subsection :</p> <p>"(1) the Minister shall, subject to section 50 and the Public Service Act, 1994</p>

No. and year of law	Short title	Extent of amendment or repeal
		<p>(Proclamation 103 of 1994), appoint an officer, who shall be a person registered in terms of section [20] 13 of the [Professional Technical Surveyors' Act, 1984 (Act 40 of 1984)] <u>Surveying Profession Act, 2005</u>, as a professional surveyor, to be styled the Chief Director : Surveys and Mapping.”;</p> <p>(d) by the substitution in section 9(1) for paragraph (c) of the following paragraph :</p> <p>“(c) three land surveyors nominated by the South African Council for [Professional and Technical] Surveyors established by section [2] 3 of the [Professional and Technical Surveyors' Act, 1984 (Act 40 of 1984)] <u>Surveying Profession Act, 2005</u>.”;</p> <p>(e) by the substitution in section 9 for subsection (3) of the following subsection :</p> <p>“(3) If the South African Council for [Professional and Technical] Surveyors fails to nominate –</p> <p>(a) a member for the purposes of subsection (1)(c); or</p> <p>(b) an alternate member referred to in subsection (2),</p> <p>the Minister shall appoint a land surveyor as a member or alternate member, and any member or alternate member so appointed shall be deemed to have been nominated in terms of subsection (1)(c) or 2 as the case may be.”;</p> <p>(f) by the substitution in section 9(4) for paragraph (b) of the following paragraph :</p> <p>“(b) A member of the Board referred to in subsection 1(c) shall hold office for a term</p>

No. and year of law	Short title	Extent of amendment or repeal
		<p>determined by the South African Council for [Professional and Technical] Surveyors but not exceeding two years, but that Council may, at any time remove that member from office on grounds of misbehaviour, incapacity or incompetence.”;</p> <p>(g) by the substitution in section 9 for subsection (5) of the following subsection :</p> <p>“(5) Should a member of the board die or vacate office before the expiration of his or her term of office, the Minister or the South African Council for [Professional and Technical] Surveyors, as the case may be, may appoint a person to fill the vacancy for the unexpired part of the term for which the member was appointed or nominated.”; and</p> <p>(h) by the substitution in section 12(2) for paragraph (a) of the following paragraph :</p> <p>“(a) refer any complaint or allegation of improper conduct to the South African Council for [Professional and Technical] Surveyors established by section [2] 3 of the [Professional and Technical Surveyors’ Act, 1984 (Act 40 of 1984)] <u>Surveying Professions Act, 2005</u>, for [enquiry] <u>investigation</u> in terms of section [29] 19 of that Act; or”.</p>

MEMORANDUM ON THE OBJECTS OF THE SURVEYING PROFESSION BILL, 2005

1. BACKGROUND

- 1.1 The surveying profession in South Africa is regulated by the Professional and Technical Surveyors' Act, 1984 (Act No. 40 of 1984) ("the Act"). The South African Council for Professional and Technical Surveyors, established by the Act, controls the education, training, registration and discipline of surveyors registered in terms of the Act.
- 1.2 The Act provides for the registration of different categories of surveyors. Each of the categories are divided into different fields of survey, namely engineering, mining, cadastral and topographic surveyors.
- 1.3 In spite of various initiatives by the said Council, the profession is still far from being representative of the South African demographics. Other areas where the profession needs to be transformed are, *inter alia*, the composition of the Council itself, the entry requirements into the profession, the funding of the Council, rationalisation of the categories of surveyors, work reservation and disciplinary procedures.
- 1.4 In order to provide for a mechanism to accelerate the transformation of the surveying profession in a meaningful manner which would serve the interests of both the profession and the public and for the benefit of present and future generations, the Surveying Profession Bill has been drafted.

2. OBJECTS OF THE BILL

- 2.1 Chapter 1 of the Bill contains the definitions and surveying profession principles. Clause 2, *inter alia*, acknowledges that surveying and the surveying profession

are areas of expertise involving a number of activities. It acknowledges that surveying must pursue and serve the interests of the public to benefit the present and future generations. It obliges the South African Council for Surveyors ("the Council") to strive to achieve the transformation of the profession to ensure its legitimacy and effectiveness and to achieve high standards of quality and integrity in the profession.

- 2.2 Chapter 2 provides for the establishment of the Council, its constitution, membership, committees, functions, powers and duties, meetings, decisions, remuneration of members, its funds and the keeping and auditing of accounts. In terms of clause 3 the Council to be established is a juristic person consisting of not more than 19 members to be appointed by the Minister after nominations by the public have been called for. The appointment of members in terms of clause 4 by the Minister will ensure the constitution of a more representative Council because at present the appointments are made from nominations by the professional bodies.
- 2.3 Clause 5 of the Bill provides for the disqualification of persons as members of the Council and vacation of office.
- 2.4 Clause 6 of the Bill empowers the Council to establish committees to assist it in the performance of its functions. The Council is obliged to establish an Education and Training Committee to serve solely as a committee on educational and training matters and to advise or assist the Council on these matters.
- 2.5 Clause 7 of the Bill provides for the functions of the Council. These functions are aimed at regulating the surveying profession in order to promote and protect the public interest, to register persons as surveyors, to institute and enforce disciplinary action, to support the functioning of disciplinary and appeal structures

and to ensure and promote a high quality of training. These functions will promote and protect the interests of both the surveying profession and the public.

- 2.6 Clause 8 of the Bill provides for the powers and duties of the Council with regard to administrative, registration of persons, fees, education and training, financial and general matters. A Registrar who is responsible for the registration of persons in the categories of registered persons must be appointed. The Council must keep and maintain a register of registered persons, which register will be open for public inspection. To determine competency standards, the Council must consult with the South African Qualifications Authority. Accredited visits must be paid to educational institutions which have departments, schools or faculties of surveying, geomatics and geoinformation science. Matters pertaining to education and training must be dealt with in consultation with the Council on Higher Education. As far as finance is concerned, the Council is empowered to collect moneys due to it, invest funds, raise loans, lend money and mortgage immovable property. The Council may also acquire or lease movable or immovable property.
- 2.7 Clause 9 of the Bill determines the meetings of the Council.
- 2.8 Clause 10 of the Bill regulates the decision process of the Council.
- 2.9 Clause 11 of the Bill determines the remuneration of members of the Council and committees of the Council who are not in the full-time service of the State. Such members are paid out of the Council's funds. The remuneration and allowances are determined by the Minister with the concurrence of the Minister of Finance.

- 2.10 Clause 12 of the Bill provides for the Council's funds and the keeping and auditing of records. The Minister may, with the concurrence of the Minister of Finance, on receipt of a budgeted request, grant to the Council, out of money appropriated by Parliament, such amount the Minister considers necessary. At present the Council has to contend with funding received from inadequate registration fees. The funding from the budget of the Department will enable the Council to carry out its duties and responsibilities more effectively. The Council's statement and balance sheet must at the close of the financial year be audited by a registered auditor.
- 2.11 Chapter 3 of the Bills deals with the categories of registered persons, the cancellation of registration of such persons, the return of registration certificates and the identification of surveying profession work. In terms of clause 13 of the Bill, the existing categories of registration are reduced to four, namely candidate surveyor, survey technician, survey technologist and professional surveyor. The entry requirements for each category are brought into line with the South African Qualifications Authority Act, 1995 (Act No. 58 of 1995) and refer only to National Qualifications Framework level. The existing barriers whereby technical surveyors cannot become professionals without completing a university degree, are thus eliminated. The Act does not provide for work reservation and consequently there is no incentive for people to register. The exception is in terms of the Land Survey Act, 1997 (Act No. 8 of 1997), where only registered professional land surveyors may perform cadastral surveys. The provision with regard to work reservation should, therefore, encourage surveyors to register, which will be in the interest of both the surveying profession and the public.
- 2.12 Clause 14 of the Bill provides for circumstances when a registered person's registration may be cancelled. The person must, however, be notified of the intended cancellation and be given an opportunity to make representations

before a decision is taken in respect of the cancellation of registration. In terms of clause 12 of the Bill, a person whose certificate has been cancelled, must return the certificate of registration to the Registrar within 30 days. This is to protect the public from surveyors performing work for which they are no longer registered.

- 2.13 | Clause 16 of the Bill obliges the Council to consult with voluntary associations and any person, body or industry determined by the Minister, pertaining to the identification of areas of surveying work to be reserved for registered persons. The Council may even identify areas of work which may be carried out by persons registered in terms of other legislation. This is to ensure that persons registered perform work for which they are properly trained and to protect the interests of registered persons and the public. This will also contribute to the quality of the work performed.
- 2.14 Chapter 4 of the Bill deals with the recognition of voluntary associations by the Council. In terms of clause 17 of the Bill, the Council may recognise any voluntary association which has as its main object the promotion and protection of the interests of the surveying profession and which applies its profit in promoting its main objects, as a voluntary association. The recognition of voluntary associations as contemplated in the Bill, could obviously only benefit the surveying profession.
- 2.15 Chapter 5 of the Bill deals with professional conduct. A code of conduct for registered persons, which must also be available to members of the public, must be provided by the Council. In addition to the code of conduct, clause 18(3) of the Bill contains a number of requirements pertaining to proper conduct. Clause 18(4) determines when a registered person is guilty of improper conduct.

- 2.16 Clause 19 provides for the appointment of investigating officers to investigate charges of improper conduct. A registered person's right to a fair investigation is protected because he or she may not be questioned unless he or she is informed of the right to be assisted or represented by another registered person or a legal representative and that he or she is not obliged to make a statement and that any statement made may be used in evidence against him or her. After the investigation the investigating officer must submit a report with his or her recommendations to the Council.
- 2.17 In terms of clause 20 the Council must charge the registered person with improper conduct if sufficient grounds exist. A charge sheet must be delivered to the registered person who may admit or deny the charge. If a registered person charged has admitted his or her guilt of the charge, the Council may find such person guilty without referring the charge to a disciplinary tribunal.
- 2.18 Clause 21 provides for the appointment of a disciplinary tribunal by the Council if the person charged of improper conduct denies or admits the charge and the charge is subject to the imposition of certain sanctions. The constitution of the members of the disciplinary tribunal is such that the interests of both the Council and the person charged will be served.
- 2.19 Clause 22 regulates the disciplinary hearing process. The person charged must be subpoenaed to appear before the disciplinary tribunal. The disciplinary tribunal may retain any book, document or object produced for the duration of the hearing and the law pertaining to privilege applicable to a witness subpoenaed to give evidence or to produce a book, document or object in a trial before a court of law, applies to disciplinary tribunal hearings. Any record of evidence on the charge before the disciplinary tribunal which was presented before any tribunal which investigated an event or conduct relating to the hearing before the

disciplinary hearing, is admissible without any further evidence if the chairperson of the disciplinary hearing of first instance certifies that the investigation was lawful, reasonable and procedurally fair. If the improper conduct with which the registered person is charged, amounts to an offence to which the person has been convicted by a court of law, a certified copy of the record of the trial and conviction by the court, serves as sufficient proof of the commission of that offence, unless the conviction has been set aside by a superior court.

2.20 Clause 23 regulates the proceedings after the disciplinary tribunal hearing. The disciplinary tribunal must within 30 days decide if the person is guilty of improper conduct and within 14 days after the decision inform the person of the reasons for its findings. The person charged must be informed of his or her right to appeal against the findings. Both the Council and the person, if found guilty of improper conduct, are allowed to offer evidence to establish aggravating or mitigating circumstances before the Council determines an appropriate sanction. At the conclusion of the hearing the disciplinary tribunal must notify the Council of its decision and the outcome of the disciplinary hearing must be published in the Council's annual report and may also be published in any other manner the Council considers fit.

2.21 Chapter 6 regulates the establishment of an Appeal Board and its functioning. The Appeal Board is established by clause 24(1) and consists of 5 members appointed by the Minister. Three registered persons who have been practicing or teaching surveying for a period of not less than five years and two members of the public of whom at least one person is qualified in law with at least five years experience in the legal profession, must be appointed. The Minister must call for nominations by notice in the *Gazette* and at least one national newspaper and any other appropriate media, and invite interested persons, voluntary associations and organisations to submit nominations for the appointment of

members. In order to enhance the transformation process it is required from the Minister to take the principles of transparency and representivity into account and to have due regard to the surveying profession principles, the categories and branches of the surveying profession and the need to ensure and promote gender, disability and other demographic representivity.

2.22 Clause 25 regulates the meetings, procedures and administration of the Appeal Board. An appeal must be heard by not fewer than three members of the Appeal Board and a decision of the members present at a meeting constitutes a decision of the Appeal Board. Appeals must be conducted in accordance with the rules made by the Council. An appeal must be decided within 60 days from the date of lodgment and the appellant and the Council must be informed of the decision within the same period. The Registrar performs the administrative functions of the Appeal Board and keeps records of the proceedings.

2.23 Clause 26 regulates the remuneration and allowances of members of the Appeal Board. Members are paid out of the Council's funds as the Minister, with the concurrence of the Minister of Finance, from time to time determines.

2.24 Clause 27 deals with appeals against decisions of the Council and disciplinary tribunal. An appeal may be lodged by a person found guilty of improper conduct who is aggrieved by a finding of the disciplinary tribunal or the sentence imposed or a person aggrieved by a decision of the Council or a person objecting to a rule made by the Council. The Appeal Board may dismiss or uphold an appeal.

2.25 Clause 28 provides for an appeal to the High Court if an appeal is dismissed by the Appeal Board. The appellant must give notice to the Appeal Board of an appeal to the High Court. This clause also empowers the Council to appeal to the High Court against any decision of the Appeal Board.

- 2.26 Chapter 7 regulates certain general issues. Clause 29 empowers the Council to determine guideline professional fees after consultation with voluntary associations. A draft of the guideline fees must be published in the *Gazette* for comment by interested persons.
- 2.27 Clause 30 empowers the Minister to make regulations and the Council to make rules, by notice in the *Gazette*. In both instances the draft regulations and rules must be published in the *Gazette* together with a notice calling on interested persons or voluntary associations for comment. The Council may, if circumstances necessitate the immediate publication of a rule, publish the rule without consultation. Any person objecting to the rule may, however, comment after the publication or appeal to the Appeal Board.
- 2.28 Clause 31 deals with procedures and evidence with regard to the entering of information in the register to be kept by the Registrar and certificates purporting to be signed by the Registrar.
- 2.29 Clause 32 deals with the rectification of errors where the Minister is empowered to authorise anything which is required to be done or performed on or before a specified time or during a specified period has not been done or performed, if the Minister is satisfied that the failure was due to an error or oversight.
- 2.30 Clause 33 provides for liability by determining that the Council, or any member, committee or official thereof, is not liable in respect of any legal proceedings in relation to an act performed in good faith. This clause also exempts registered persons who in the public interest, refuses or fails to perform certain acts endangering the safety or health of the public or fellow employees, from liability.

- 2.31 Clause 34 seeks to empower the Minister to delegate certain powers to the Director-General or other official in the Department and also empowers the Council to delegate certain of its powers to a committee, an official or a member of the Council.
- 2.32 Clause 35 provides for offences and penalties.
- 2.33 Clause 36 makes provision for transitional arrangements and determines that the South African Council for Professional and Technical Surveyors continues to exist and may exercise its powers and perform its duties until the date of the first meeting of the Council, on which date the former Council ceases to exist. This clause also deals with the transition of the existing categories of surveyors to the new categories contemplated in the Bill and the appropriate registration of persons for the new categories.
- 2.34 Clause 37 provides for the repeal and amendment of laws.
- 2.35 Clause 38 determines that the State is bound by the Act.
- 2.36 Clause 39 contains the short title and the date of commencement of the Act.

3. FINANCIAL IMPLICATIONS FOR STATE

- The only financial implications are those relating to the funding of the Council's and the Appeal Board's activities. These are estimated at about R 3 million per year.

4. ORGANISATIONS CONSULTED

All the staff members in the Chief Directorates of Cadastral Surveys and of Surveys and Mapping in the Department have been consulted. After publication of the Bill specific stakeholders will be consulted. These include the present Council, the provincial Institutes of Land Surveyors, the Mine Surveyors and the Institute for Technical Surveyors.

5. CONSTITUTIONAL IMPLICATIONS

None.

6. COMMUNICATIONS IMPLICATIONS

- None

7. PARLIAMENTARY PROCEDURE

The State Law Advisers and the Department of Land Affairs are of the opinion that this Bill must be dealt with in accordance with the procedure established by section 75 of the Constitution since it contains no provisions to which the procedure set out in section 74 or 76 of the Constitution applies.

NOTICE 1228 OF 2005

GENERAL NOTICE IN TERMS OF RESTITUTION OF LAND RIGHTS ACT, 1994 [ACT 22 OF 1994] AS AMENDED

NOTICE IS HEREBY GIVEN IN TERMS OF SECTION 11[1] OF THE RESTITUTION OF THE LAND RIGHTS [ACT 22 OF 1994] AS AMENDED, THAT A LAND CLAIM HAS BEEN LODGED BY MR MATHEWS MATHENGWA MAHLANGU WHO HAS PASSED AWAY AND JOANAH MTHIMUNYE [ID NO 3504280162080] HAS BEEN NOMINATED TO ACT ON BEHALF OF MAHLANGU FAMILY ON THE PROPERTIES MENTIONED HEREUNDER SITUATED IN BELFAST MAGISTERIAL DISTRICT IN MPUMALANGA PROVINCE AS FOLLOWS: [KRP 7885]

NAME OF THE FARM	KRP	CLAIMANTS	IDENTITY NUMBER
GROOTSUIKERBOSCHKOP 124 JT	7885	JOANAH MTHIMUNYE [ACTING ON BEHALF OF MAHLANGU FAMILY]	3504280162080

**CURRENT PARTICULARS OF THE PROPERTY
GROOTSUIKERBOSCHKOP 124 JT**

Description of property	Owner of Property	Title Deed Number	Extent of Property	Bonds	Bond Holder	Other Endorsements
The Remaining extent of Portion 1	Mun Dullstroom	G287/1926	639.2002 ha	None	None	None

The Regional Land Claims Commissioner, Mpumalanga Province will investigate all the claims in terms of the provisions of the Act, any party interested in the above mentioned property is hereby invited to submit within **30 [thirty days]** from the date of publication of this notice to submit any comments, or further information to:

The Regional Land Claims Commissioner

Private Bag x11330

Nelspruit

1200

or Home Affairs Building

Third Floor

Corner Branders and Henshall Street

Nelspruit

1200

PHONE NO:013-7558100

FAX NO:013-7523859

MR.TOZI GWANYA

THE ACTING REGIONAL LAND CLAIMS COMMISSIONER

MPUMALANGA PROVINCE

DATE: 02 November 2005

NOTICE 1229 OF 2005**AMENDMENT NOTICE**

GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994)

Amending Notice 1710 of 2005 published in *Government Gazette* No. 28011 on 16 September 2005 to replace:

Patrick Mbatha on behalf of the Msobotsheni Claimant Community

with

Peter Mvikelwa Mbatha on behalf of the Msobotsheni Claimant Community

Any party/parties who have an interest in the above-mentioned properties is hereby invited to submit under reference number **KRN6/2/2/E/51/0/0/37**, within 60 days from the date of publication of this notice, any representations and/ or information which shall assist the Commissioner in proving or disproving this claim.

Should no information and/ or representations from the affected party/ parties be forthcoming within the stipulated period, the affected party/parties shall be *ipso facto* barred from further doing so and the Commission shall continue with the subsequent processes towards completion of the investigation.

Any comments and information should be submitted to:

The Regional Land Claims Commissioner: KwaZulu-Natal
Private Bag X9120
Pietermaritzburg 3200

Tel: (033) 355 - 8400
Fax: (033) 342 - 3409

Submissions may also be delivered to Second Floor, African Life Building, 200 Church Street, Pietermaritzburg.

THABI SHANGE
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

NOTICE 1230 OF 2005**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994)**

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	The farm Mapungwane No. 8699
Extent of property	:	73, 7966 hectares
Magisterial District	:	Impendle
Administrative District:	:	KwaZulu-Natal
Current Title Deed No.	:	T2260/1941
Current Owner	:	Regional and Land Affairs
Bonds & Restrictive Conditions (Interdicts)	:	None
Claimant	:	Richard Senzanjani Mngadi on behalf of the Mngadi Family
Date claim lodged	:	10 December 1998
Reference number	:	KRN6/2/2/E/13/0/0/23

Any party/parties who have an interest in the above-mentioned properties is hereby invited to submit, within 60 days from the date of publication of this notice, any representations and/ or information which shall assist the Commissioner in proving or disproving this claim.

Should no information and/ or representations from the affected party/ parties be forthcoming within the stipulated period, the affected party/parties shall be *ipso facto* barred from further doing so and the Commission shall continue with the subsequent processes towards completion of the investigation.

Any comments and information should be submitted to:

The Regional Land Claims Commissioner: KwaZulu-Natal
Private Bag X9120
Pietermaritzburg 3200

Tel: (033) 355 - 8400

Fax: (033) 342 - 3409

Submissions may also be delivered to Second Floor, African Life Building, 200 Church Street, Pietermaritzburg.

THABI SHANGE

REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL

DATE:

NOTICE 1231 OF 2005**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994)**

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	see attached schedule
Extent of property	:	see attached schedule
Magisterial District	:	Newcastle
Administrative District:	:	KwaZulu-Natal
Current Title Deed No.	:	see attached schedule
Current Owner	:	see attached schedule
Bonds & Restrictive Conditions (Interdicts)	:	see attached schedule
Claimant	:	Bongani Charles Ntshingila on behalf of the East Heslerton Community
Date claim lodged	:	18 July 1996
Reference number	:	KRN6/2/2/31/0/0/53

Any party/parties who have an interest in the above-mentioned properties is hereby invited to submit, within 60 days from the date of publication of this notice, any representations and/ or information which shall assist the Commissioner in proving or disproving this claim.

Should no information and/ or representations from the affected party/ parties be forthcoming within the stipulated period, the affected party/parties shall be *ipso facto* barred from further doing so and the Commission shall continue with the subsequent processes towards completion of the investigation.

Any comments and information should be submitted to:

The Regional Land Claims Commissioner: KwaZulu-Natal
Private Bag X9120
Pietermaritzburg 3200

Tel: (033) 355 - 8400
Fax: (033) 342 - 3409

Submissions may also be delivered to Second Floor, African Life Building, 200 Church Street, Pietermaritzburg.

THABI SHANGE
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

SCHEDULE

NO.	PROPERTY DESCRIPTION	EXTENT	CURRENT TITLE DEED NO.	CURRENT OWNER	BONDS & RESTRICTIVE CONDITIONS (INTERDICTS)
1	Remainder of the farm East Heslerton No. 6783	249, 6204 ha	T60872/2002	Coastal Coal (Pty) Ltd	I-1773/2000LG K1155/1988s
2	Portion 1 of the farm East Heslerton No. 6783	68, 8673 ha	T60872/2002	Coastal Coal (Pty) Ltd	I-1773/2000LG K1155/1988s
3	Portion 2 of the farm East Heslerton No. 6783	22, 3033 ha	T60872/2002	Coastal Coal (Pty) Ltd	I-1773/2000LG
4	Portion 3 of the farm East Heslerton No. 6783	54, 3720 ha	T60872/2002	Coastal Coal (Pty) Ltd	I-1773/2000LG
5	Remainder of Portion 4 of the farm East Heslerton No. 6783	14, 4219 ha	T60872/2002	Coastal Coal (Pty) Ltd	I-1773/2000LG
6	Portion 5 of the farm East Heslerton No. 6783	39, 8741 ha	T60872/2002	Coastal Coal (Pty) Ltd	I-1773/2000LG
7	Remainder of Portion 6 of the farm East Heslerton No. 6783	24, 7527 ha	T60872/2002	Coastal Coal (Pty) Ltd	None
8	Remainder of Portion 7 of the farm East Heslerton No. 6783	37, 6499 ha	T60872/2002	Coastal Coal (Pty) Ltd	None
9	Remainder of Portion 8 of the farm East Heslerton No. 6783	37, 6497 ha	T60872/2002	Coastal Coal (Pty) Ltd	None
10	Portion 9 of the farm East Heslerton No. 6783	21, 1322 ha	T60872/2002	Coastal Coal (Pty) Ltd	None
11	Remainder of Portion 10 of the farm East Heslerton No. 6783	11, 7004 ha	T60872/2002	Coastal Coal (Pty) Ltd	None
12	Portion 11 of the farm East Heslerton No. 6783	26, 2666 ha	T60872/2002	Coastal Coal (Pty) Ltd	None
13	Remainder of Portion 12 of the farm East Heslerton No. 6783	19, 3160 ha	T60872/2002	Coastal Coal (Pty) Ltd	None
14	Portion 13 of the farm East Heslerton No. 6783	12, 0444 ha	T60872/2002	Coastal Coal (Pty) Ltd	None
15	Remainder of Portion 14 of the farm East Heslerton No. 6783	24, 2812 ha	T60872/2002	Coastal Coal (Pty) Ltd	None
16	Portion 15 of the farm East Heslerton No. 6783	10, 6709 ha	T60872/2002	Coastal Coal (Pty) Ltd	None
17	Portion 16 of the farm East Heslerton No. 6783	39, 9930 ha	T60872/2002	Coastal Coal (Pty) Ltd	None
18	Portion 17 of the farm East Heslerton No. 6783	10, 7014 ha	T60872/2002	Coastal Coal (Pty) Ltd	None
19	Portion 18 of the farm East Heslerton No. 6783	9, 0447 ha	T60872/2002	Coastal Coal (Pty) Ltd	None

NO.	PROPERTY DESCRIPTION	EXTENT	CURRENT TITLE DEED NO.	CURRENT OWNER	BONDS & RESTRICTIVE CONDITIONS (INTERDICTS)
20	Portion 19 of the farm East Heslerton No. 6783	10, 2158 ha	T60872/2002	Coastal Coal (Pty) Ltd	K1155/1988s
21	Portion 21 of the farm East Heslerton No. 6783	7, 6890 ha	T60872/2002	Coastal Coal (Pty) Ltd	None
22	Portion 22 of the farm East Heslerton No. 6783	11, 3312 ha	T60872/2002	Coastal Coal (Pty) Ltd	None
23	Portion 23 of the farm East Heslerton No. 6783	7, 1910 ha	T30298/1994	Thomas Phillip Ackerman and Johanna Petronella Ackerman	I-4491/1977LG
24	Portion 24 of the farm East Heslerton No. 6783	19, 3160 ha	T60872/2002	Coastal Coal (Pty) Ltd	None
25	Portion 25 of the farm East Heslerton No. 6783	8, 0926 ha	T60872/2002	Coastal Coal (Pty) Ltd	None
26	Portion 26 of the farm East Heslerton No. 6783	37, 6497 ha	T60872/2002	Coastal Coal (Pty) Ltd	None
27	Portion 27 of the farm East Heslerton No. 6783	24, 2812 ha	T60872/2002	Coastal Coal (Pty) Ltd	None

NOTICE 1232 OF 2005**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994)**

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	see attached schedule
Extent of property	:	see attached schedule
Magisterial District	:	Ixopo
Administrative District:	:	KwaZulu-Natal
Current Title Deed No.	:	see attached schedule
Current Owner	:	see attached schedule
Bonds & Restrictive Conditions (Interdicts)	:	see attached schedule
Claimant	:	Bhekamazulu Mkhize, on behalf of the Hlutangunku Community
Date claim lodged	:	29 December 1998
Reference number	:	KRN6/2/2/E/16/0/0/108

Any party/parties who have an interest in the above-mentioned properties is hereby invited to submit, within 60 days from the date of publication of this notice, any representations and/ or information which shall assist the Commissioner in proving or disproving this claim.

Should no information and/ or representations from the affected party/ parties be forthcoming within the stipulated period, the affected party/parties shall be *ipso facto* barred from further doing so and the Commission shall continue with the subsequent processes towards completion of the investigation.

Any comments and information should be submitted to:

The Regional Land Claims Commissioner: KwaZulu-Natal
Private Bag X9120
Pietermaritzburg 3200

Tel: (033) 355 - 8400
Fax: (033) 342 - 3409

Submissions may also be delivered to Second Floor, African Life Building, 200 Church Street, Pietermaritzburg.

THABI SHANGE
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

SCHEDULE

NO.	PROPERTY DESCRIPTION	EXTENT	CURRENT TITLE DEED NO.	CURRENT OWNER	BONDS & RESTRICTIVE CONDITIONS (INTERDICTS)
1	Remainder of the farm Lot CU No. 7088	163, 1062 ha	T52643/2001	Gavin Walker Family Trust-Trustees	K513/1997s
2	The farm Lot MD No. 9700	45, 0364 ha	T36255/2000	Walker Farming Trust-Trustees	B22325/2000
3	The farm Pampa No. 11533	453, 0497 ha	T52643/2001	Gavin Walker Family Trust-Trustees	K223/1987s
4	The farm Lot LD No. 9701	599, 8155 ha	T52643/2001	Gavin Walker Family Trust-Trustees	None
5	The farm Freeland No. 4499	809, 3720 ha	T26488/1994 T2609/2004	Sappi Manufacturing (Pty) Ltd	None
6	Remainder of the farm Kununata No. 11772	800 dum	T4132/1930	Alexander Henry Walker	None
7	Remainder of Portion 1 of the farm Hlatenkunga No. 2151	162, 9516 ha	T10676/1981	Harold Lister	B15362/1990 B18235/1989 B29237/1986 B40243/1988 B4427/1984 B9350/1981
8	Remainder of Portion 2 of the farm Hlatenkunga No. 2151	263, 5404 ha	T7532/1997	Sappi Manufacturing (Pty) Ltd	None
9	A portion of the consolidated Portion 14 of the farm Hlatenkunga No. 2151, known before consolidation as the Remainder of Portion 3 of the farm Hlatenkunga No. 2151	800 dum	T7821/1968	Collins & Boffa (Pty) Ltd	I-470/1978LG
10	Portion 4 of the farm Hlatenkunga No. 2151	0, 5947 ha	T1713/1908	Transnet Ltd	I-470/1977LG
11	Portion 5 of the farm Hlatenkunga No. 2151	3, 5150 ha	T19287/1990	Marianhill Mission Institute	None
12	Portion 6 of the farm Hlatenkunga No. 2151	5, 2259 ha	T11357/1948	Collins & Boffa (Pty) Ltd	I-470/1978LG
13	A portion of the consolidated Portion 14 of the farm Hlatenkunga No. 2151, known before consolidation as Portion 7 of the farm Hlatenkunga No. 2151	0, 9851 ha	T7821/1968	Collins & Boffa (Pty) Ltd	I-470/1977LG
14	Portion 8 of the farm Hlatenkunga No. 2151	0, 7482 ha	T11357/1948	Collins & Boffa (Pty) Ltd	I-470/1978LG
15	Portion 9 of the farm Hlatenkunga No. 2151	4, 0469 ha	T1453/1948	Republic of South Africa	I-470/1977LG K331/1958s
16	A portion of the consolidated Portion 14 of the farm Hlatenkunga No. 2151, known before consolidation as Portion 13 of the farm Hlatenkunga No. 2151	0, 4128 ha	T7821/1968	Collins & Boffa (Pty) Ltd	I-470/1978LG
17	Portion 14 of the farm Hlatenkunga No. 2151	1, 3987 ha	T7821/1968	Collins & Boffa (Pty) Ltd	none

NOTICE 1233 OF 2005**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994)**

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	see attached schedule
Extent of property	:	see attached schedule
Magisterial District	:	Utrecht
Administrative District:	:	KwaZulu-Natal
Current Title Deed No.	:	see attached schedule
Current Owner	:	see attached schedule
Bonds & Restrictive Conditions (Interdicts)	:	see attached schedule
Claimant	:	George M. Mabaso and Ngidi C. Zwane on behalf of the Magidela Community
Date claim lodged	:	23 November 1998
Reference number	:	KRN6/2/2/E/49/0/0/7

Any party/parties who have an interest in the above-mentioned properties is hereby invited to submit, within 60 days from the date of publication of this notice, any representations and/ or information which shall assist the Commissioner in proving or disproving this claim.

Should no information and/ or representations from the affected party/ parties be forthcoming within the stipulated period, the affected party/parties shall be *ipso facto* barred from further doing so and the Commission shall continue with the subsequent processes towards completion of the investigation.

Any comments and information should be submitted to:

The Regional Land Claims Commissioner: KwaZulu-Natal
Private Bag X9120
Pietermaritzburg 3200

Tel: (033) 355 - 8400
Fax: (033) 342 - 3409

Submissions may also be delivered to Second Floor, African Life Building, 200 Church Street, Pietermaritzburg.

THABI SHANGE
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

SCHEDULE

NO.	PROPERTY DESCRIPTION	EXTENT	CURRENT TITLE DEED NO.	CURRENT OWNER	BONDS & RESTRICTIVE CONDITIONS (INTERDICTS)
1	The farm Dumbe No. 436	92, 8795 ha	T25838/1992	Jodasus (Pty) Ltd	None
2	Portion 1 of the farm Protest No. 117	470, 1304 ha	T986/1980	Hugo le Roux Joubert	B1084/1980 B11513/1990 B11514/1990 B28509/1983 B31703/1989 B5378/1987
3	Remainder of Portion 2 of the farm Protest No. 117	415, 9248 ha	T985/1980	Hugo le Roux Joubert	B1084/1980 B11513/1990 B11514/1990 B28509/1983 B31703/1989 B5378/1987
4	Remainder of the farm Kempslust No. 81	1284, 7980 ha	T27844/1994	Kempslust Trust-Trustees	B3451/1998 K766/1989RM
5	Remainder of Portion 1 of the farm Kempslust No. 81	800 dum	T20232/1981	Christian Arnold Hiestermann	None
6	Remainder of Portion 1 of the farm Vredehof No. 17	683, 9936 ha	T13546/1978 T19861/1986 T19862/1986 T19863/1986 T43236/2004 T43236/2004	Cecilia Johanna Myra Nortje Jan Willem Wessels Elemans Joachim van Rooyen Michael John Westenberg Roy Theodore Bredenkamp Melodie Anne Delaportas	None
7	Remainder of Portion 2 of the farm Vredehof No. 17	700, 6646 ha	T13546/1978 T19861/1986 T19862/1986 T19863/1986 T43236/2004 T43236/2004	Cecilia Johanna Myra Nortje Jan Willem Wessels Elemans Joachim van Rooyen Michael John Westenberg Roy Theodore Bredenkamp Melodie Anne Delaportas	None
8	Portion 3 of the farm Vredehof No. 17	407, 3880 ha	T11426/1996	Jan Coetzee Mahne	I-75/1987LG B13156/1996

NO.	PROPERTY DESCRIPTION	EXTENT	CURRENT TITLE DEED NO.	CURRENT OWNER	BONDS & RESTRICTIVE CONDITIONS (INTERDICTS)
9	Portion 4 of the farm Vredehof No. 17	290, 6855 ha	T11426/1996	Jan Coetzee Mahne	I-75/1987LG B13156/1996
10	Portion 1 of the farm Lekkerwater No. 9	138, 6869 ha	T10288/2000	Stillwaters Trust-Trustees	None
11	A portion of the consolidate Remainder of the farm Glendale No. 789, known before consolidation as Portion 2 of the farm Lekkerwater No. 9	200, 7412 ha	T10316/1988	R. F. Gevers (Pty) Ltd	I-2859/1985LG
12	Portion 3 of the farm Lekkerwater No. 9	319, 5071 ha	T789/1981	Sarah Marie Anna Gevers	None
13	Remainder of Portion 4 of the farm Lekkerwater No. 9	129, 0240 ha	T17535/1985	Robert Gevers Family Trust	I2859/1985LG B13119/1997
14	Remainder of Portion 1 of the farm Rooipoort No. 97	174, 2409 ha	T52056/2004	Martha Mary Magdalena Lens	None
15	Remainder of Portion 2 of the farm Rooipoort No. 97	661, 2528 ha	T14570/1997	Petrus Gerhardus Mahne and Aletta Catharina Johanna Mahne	B14390/1997 B14391/1997
16	Remainder of Portion 3 of the farm Rooipoort No. 97	168, 9537 ha	T7788/1991	Helena Kritzingier	None
17	Portion 4 of the farm Rooipoort No. 97	23, 4135 ha	T7788/1991	Helena Kritzingier	None
18	Portion 5 of the farm Rooipoort No. 97	436, 8332 ha	T7788/1991	Helena Kritzingier	None
19	Portion 6 of the farm Rooipoort No. 97	182, 6662 ha	T9140/1973	Johannes Abraham Landman	B18006/1986 B21058/1993
20	Portion 7 of the farm Rooipoort No. 97	209, 5729 ha	T6164/1991 T56602/2003	Siegmund Rudolf Friedrich Beneke	None
21	Portion 8 of the farm Rooipoort No. 97	209, 5729 ha	T9140/1973	Johannes Abraham Landman	B18006/1986 B21058/1993
22	Portion 9 of the farm Rooipoort No. 97	161, 8739 ha	T9269/1996	Nicolas Lens	None
23	Remainder of Portion 1 of the farm Commissiekraal No. 90	252, 4254 ha	T8381/1996	Clement Lens	K2287/2001RM K245/1995s VA650/1997
24	Remainder of Portion 2 of the farm Commissiekraal No. 90	764, 8216 ha	T32028/1988	Van Vos Lens Prop Developers cc	K869/1987RM VA651/1997
25	Portion 3 of the farm Commissiekraal No. 90	294, 5157 ha	T18429/1981	Nicolaas Lens	K869/1987RM
26	Remainder of Portion 4 of the farm Commissiekraal No. 90	213, 4776 ha	T8381/1995	Clement Lens	K2287/2001RM K245/1995s VA650/1997
27	Portion 5 of the farm Commissiekraal No. 90	168, 2836 ha	T19209/1981	Clement Lens	K2287/2001RM
28	Portion 6 of the farm Commissiekraal No. 90	252, 4254 ha	T19209/1981	Clement Lens	K2287/2001RM

NO.	PROPERTY DESCRIPTION	EXTENT	CURRENT TITLE DEED NO.	CURRENT OWNER	BONDS & RESTRICTIVE CONDITIONS (INTERDICTS)
29	Portion 7 of the farm Commissiekraal No. 90	45, 1945 ha	T19209/1981	Clement Lens	K2287/2001RM
30	Portion 8 of the farm Commissiekraal No. 90	470, 3061 ha	T18429/1981	Nicolaas Lens	K869/1987RM
31	Portion 1 of the farm Klipplaatdrift No. 120	504, 3546 ha	T7163/1991	Haakdoornbult Landgoed cc	K2287/2001RM
32	Remainder of Portion 2 of the farm Klipplaatdrift No. 120	690, 8584 ha	T8380/1995	Wynand David van Vos Lens	K2287/2001RM K245/1995s VA756/1997
33	Remainder of Portion 3 of the farm Klipplaatdrift No. 120	920, 8415 ha	T816/2003	Alderson & Flitton Motors Brits (Edms) Bpk	K901/1991RM
34	Portion 4 of the farm Klipplaatdrift No. 120	342, 6218 ha	T816/2003	Alderson & Flitton Motors Brits (Edms) Bpk	K901/1991RM
35	Portion 5 of the farm Klipplaatdrift No. 120	369, 5006 ha	T4435/1979	Wynand David van Vos Lens	I-9245/1986LG K2287/2001RM
36	Portion 6 of the farm Klipplaatdrift No. 120	203, 0955 ha	T4435/1979	Wynand David van Vos Lens	I-9245/1986LG K2287/2001RM
37	Remainder of Portion 1 of the farm Uitzicht No. 113	366, 9225 ha	T30275/2003	Berndt Kurt Gevers	B16679/2003
38	Remainder of Portion 2 of the farm Uitzicht No. 113	67, 7816 ha	T41165/2002	Mgundeni Trust-Trustees	None
39	Remainder of Portion 3 of the farm Uitzicht No. 113	611, 1897 ha	T16101/1989	Louis Otto Klingenberg and Elli Sieglinde Marie Klingenberg	B27258/1998 K399/2001s VA382/2001
40	Remainder of Portion 4 of the farm Uitzicht No. 113	344, 6046 ha	T3727/1953 T4974/1963 T4975/1963	Louis Otto Klingenberg	I-9245/1986LG
41	Portion 5 of the farm Uitzicht No. 113	127, 7089 ha	T3727/1953 T4974/1963 T4975/1963	Louis Otto Klingenberg	I-9245/1986LG
42	Portion 6 of the farm Uitzicht No. 113	7, 6737 ha	T11060/2004	Gerhard Walter Klingenberg	K887/1990RM K888/1990RM
43	Portion 7 of the farm Uitzicht No. 113	38, 8476 ha	T3727/1953 T4974/1963 T4975/1963	Louis Otto Klingenberg	I-9245/1986LG
44	Portion 8 of the farm Uitzicht No. 113	8, 5843 ha	T30275/2003	Berndt Kurt Gevers	B16679/2003
45	Portion 9 of the farm Uitzicht No. 113	70, 3822 ha	T4447/1999	Spartelspruit Trust-Trustees	B2118/1999 B2117/1999
46	Portion 10 of the farm Uitzicht No. 113	375, 5060 ha	T30275/2003	Berndt Kurt Gevers	B16679/2003
47	Portion 11 of the farm Uitzicht No. 113	120, 8065 ha	T10097/1974	Adrian Willem P. Janse van Rensburg	I-9245/1986LG

NO.	PROPERTY DESCRIPTION	EXTENT	CURRENT TITLE DEED NO.	CURRENT OWNER	BONDS & RESTRICTIVE CONDITIONS (INTERDICTS)
48	Portion 1 of the farm Pivaanspoort No. 10	428, 2660 ha	T9606/2000	Haakdoornbult Landgoed cc	None
49	Remainder of Portion 2 of the farm Pivaanspoort No. 10	395, 7950 ha	T66654/2004	Madola Trust-Trustees	None
50	Portion 3 of the farm Pivaanspoort No. 10	395, 7949 ha	T66654/2004	Madola Trust-Trustees	None
51	Remainder of Portion 1 of the farm Elandsnek No. 17063	808, 9815 ha	T57873/2004	Kwantaba Boerdery BK	B50983/2004
52	Remainder of Portion 2 of the farm Elandsnek No. 17063	915, 7208 ha	T146/1985	Hester Cecilia Malan	I-5137/1997LG I-75/1987LG
53	Portion 3 of the farm Elandsnek No. 17063	573, 6827 ha	T55127/2001	Kalane Trust-Trustees	None
54	Portion 4 of Portion 1 of the farm Elandsnek No. 17063	679, 7082 ha	T49619/2001	Kalane Trust-Trustees	None
55	Portion 1 of the farm Gelijkwater No. 55	390, 0076 ha	T55626/2000	Wynand David van Vos Lens	B33281/2000 K2287/2001RM VA1612/2001
56	Portion 2 of the farm Gelijkwater No. 55	470, 0904 ha	T41165/2002	Mgundeni Trust-Trustees	K766/1989RM
57	Remainder of the farm Pivaans Waterval No. 267	287, 8213 ha	T12825/1988 T9606/2000	Ronald Arnold Oswald Klingenberg Haakdoornbult Landgoed cc	K839/1998s
58	Portion 1 of the farm Pivaans Waterval No. 267	287, 8213 ha	T8380/1995	Wynand David van Vos Lens	K2287/2001RM K245/1995s VA756/1997
59	Remainder of Portion 2 of the farm Pivaans Waterval No. 267	431, 7318 ha	T1743/2003	Wild Rush Trading 36 (Edms) Bpk	K2287/2001RM
60	Portion 4 of the farm Pivaans Waterval No. 267	287, 8213 ha	T9605/2000	Haakdoornbult Landgoed cc	None
61	Portion 6 of the farm Pivaans Waterval No. 267	287, 8213 ha	T12825/1988 T9606/2000	Ronald Arnold Oswald Klingenberg Haakdoornbult Landgoed cc	None
62	Portion 7 of the farm Pivaans Waterval No. 267	143, 9107 ha	T8380/1995	Wynand David van Vos Lens	K2287/2001RM K245/1995s VA756/1997
63	Portion 1 of the farm Kaffersdrift No. 17072	1005, 1246 ha	T46284/2000	Mondi South Africa Ltd	B22238/1987 B22239/1987 B22240/1987 B22241/1987 K999/1992RM VA463/1987-K745/986s
64	Portion 2 of the farm Kaffersdrift No. 17072	670, 9401 ha	T3145/1961	Lorraine Albre Snijders	I-5137/1997LG I-9245/1986LG

NO.	PROPERTY DESCRIPTION	EXTENT	CURRENT TITLE DEED NO.	CURRENT OWNER	BONDS & RESTRICTIVE CONDITIONS (INTERDICTS)
65	Portion 3 of the farm Kaffersdrift No. 17072	727, 7310 ha	T3145/1961	Lorraine Albre Snijders	-5137/1997LG I-9245/1986LG
66	Remainder of Portion 4 of the farm Kaffersdrift No. 17072	513, 9192 ha	T19918/1997	Hugo le Roux Joubert	B19298/1997 K1044/1994RM K296/1997s

NOTICE 1234 OF 2005**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994)**

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	see attached schedule
Extent of property	:	see attached schedule
Magisterial District	:	Mount Currie
Administrative District:	:	KwaZulu-Natal
Current Title Deed No.	:	see attached schedule
Current Owner	:	see attached schedule
Bonds & Restrictive Conditions (Interdicts)	:	see attached schedule
Claimant	:	Chief Tanduxolo Magadla, on behalf of the Mangunzela Community
Date claim lodged	:	9 May 1996
Reference number	:	KRN6/2/2/E/25/0/0/53

Any party/parties who have an interest in the above-mentioned properties is hereby invited to submit, within 60 days from the date of publication of this notice, any representations and/ or information which shall assist the Commissioner in proving or disproving this claim.

Should no information and/ or representations from the affected party/ parties be forthcoming within the stipulated period, the affected party/parties shall be *ipso facto* barred from further doing so and the Commission shall continue with the subsequent processes towards completion of the investigation.

Any comments and information should be submitted to:

The Regional Land Claims Commissioner: KwaZulu-Natal
Private Bag X9120
Pietermaritzburg 3200

Tel: (033) 355 - 8400
Fax: (033) 342 - 3409

Submissions may also be delivered to Second Floor, African Life Building, 200 Church Street, Pietermaritzburg.

THABI SHANGE
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

SCHEDULE

NO.	PROPERTY DESCRIPTION	EXTENT	CURRENT TITLE DEED NO.	CURRENT OWNER	BONDS & RESTRICTIVE CONDITIONS (INTERDICTS)
1	The farm Snowdon No. 91	1283, 0649 ha	T60220/2003	Snowdon Farm Trust	B34806/2003
2	The farm Pembroke No. 92	382, 4801 ha	T60222/2003	Snowdon Farm Trust	I-8374/2002LG B13107/1997 B21070/1998 B34806/2003 VA1295/2002 VA1296/2002
3	Remainder of the farm Wagner's Kraal No. 124	744, 3563 ha	T38243/2003	Christiaan Pieter Pretorius	None

NOTICE 1235 OF 2005**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994)**

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	see attached schedule
Extent of property	:	see attached schedule
Magisterial District	:	Umzinto
Administrative District:	:	KwaZulu-Natal
Current Title Deed No.	:	see attached schedule
Current Owner	:	see attached schedule
Bonds & Restrictive Conditions (Interdicts)	:	see attached schedule
Claimant	:	Mbuyelwa Khoza on behalf of the Malangeni Community
Date claim lodged	:	4 July 1998
Reference number	:	KRN6/2/2/E/47/0/0/57

Any party/parties who have an interest in the above-mentioned properties is hereby invited to submit, within 60 days from the date of publication of this notice, any representations and/ or information which shall assist the Commissioner in proving or disproving this claim.

Should no information and/ or representations from the affected party/ parties be forthcoming within the stipulated period, the affected party/parties shall be *ipso facto* barred from further doing so and the Commission shall continue with the subsequent processes towards completion of the investigation.

Any comments and information should be submitted to:

The Regional Land Claims Commissioner: KwaZulu-Natal
Private Bag X9120
Pietermaritzburg 3200

Tel: (033) 355 - 8400
Fax: (033) 342 - 3409

Submissions may also be delivered to Second Floor, African Life Building, 200 Church Street, Pietermaritzburg.

THABI SHANGE
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

SCHEDULE

NO.	PROPERTY DESCRIPTION	EXTENT	CURRENT TITLE DEED NO.	CURRENT OWNER	BONDS & RESTRICTIVE CONDITIONS (INTERDICTS)
1	Portion 3 of the farm Morewood Glen No. 4095	52, 8772 ha	T20954/2000	Gwabab (Pty) Ltd	None
2	Portion 6 of the farm Morewood Glen No. 4095	0, 0500 ha	T135/1983	South African Roads Board	None
3	Remainder of Portion 11 of the farm Kingsdale No. 2055	0, 1536 ha	T7893/1979	Keith Douglas Eric Palmer	I-3178/1977LG
4	Remainder of Portion 12 of Portion 1 of the farm Kingsdale No. 2055	0, 7523 ha	T37005/2001	Tucor cc	B22453/2001
5	Portion 14 of the farm Kingsdale No. 2055	0, 4003 ha	T6204/1982	Republic of South Africa	None
6	Portion 15 of the farm Kingsdale No. 2055	0, 0571 ha	T16786/1983	Republic of South Africa	None
7	Portion 1 of the farm Ifafa No. 16895	122, 8195 ha	T41374/1999	Zuthulale Cyprian Makhubo & Nana Joyce Makhubo	B18875/1999 K1810/199s K1809/1999s
8	Remainder of Portion 2 of the farm Ifafa No. 16895	119, 6136 ha	T41375/1999	Nkosipendule Mpatane	I-13587/1999c B18876/1999 K1809/1999s K1811/1999s
9	Portion 3 of the farm Ifafa No. 16895	109, 5861 ha	T41373/1999	Musawonke Raymond Conco	B18874/1999 K1808/1999s
10	Remainder of Portion 4 of the farm Ifafa No. 16895	123, 9987 ha	T41376/1999	Boy Albert Gambushe	B18877/1999 K1812/1999s
11	Portion 5 of the farm Ifafa No. 16895	107, 8338 ha	T41377/1999	Leonard Vincent Drew	B18878/1999 K1813/1999s
12	Portion 6 of the farm Ifafa No. 16895	130, 6929 ha	T41378/1999	Joseph Vusumuzi Sodiya	B18879/1999 K1814/1999s
13	Portion 7 of the farm Ifafa No. 16895	101, 1997 ha	T41379/1999	Sublina Nonyameko Dotye	B18880/1999 K1815/199s
14	Portion 8 of the farm Ifafa No. 16895	103, 2125 ha	T41380/1999	Hambayedwa Benedict S. Buthelezi	B18881/1999 K1816/1999s

NO.	PROPERTY DESCRIPTION	EXTENT	CURRENT TITLE DEED NO.	CURRENT OWNER	BONDS & RESTRICTIVE CONDITIONS (INTERDICTS)
15	Portion 9 of the farm Ifafa No. 16895	195, 1587 ha	T41381/1999	Sitili Madinga	B18882/1999 K1817/1999s
16	Portion 11 of the farm Ifafa No. 16895	1, 4291 ha	T41381/1999	Sitili Madinga	B18882/1999 K1817/1999s
17	Portion 12 of the farm Ifafa No. 16895	0, 3646 ha	T41378/1999	Joseph Vusumuzi Sodiya	B18879/1999 K1814/1999s
18	Portion 13 of the farm Ifafa No. 16895	2, 1714 ha	T41379/1999	Sublina Nonyameko Dotye	B18880/1999 K1815/1999s
19	Portion 14 of the farm Ifafa No. 16895	0, 3322 ha	T40277/2000	Ifafa Land Trust-Trustees	None
20	Portion 15 of the farm Ifafa No. 16895	1, 6301 ha	T41377/1999	Leonard Vincent Drew	B18878/1999 K1813/1999s
21	Portion 17 of the farm Ifafa No. 16895	0, 0806 ha	T41380/1999	Hambayedwa Benedict S. Buthelezi	B18881/1999 K1816/1999s
22	Portion 16 of the farm Ifafa No. 16895	0, 6067 ha	T40277/2000	Ifafa Land Trust-Trustees	None
23	Portion 18 of the farm Ifafa No. 16895	0, 0754 ha	T41375/1999	Nkosipendule Mpatane	B18876/1999 K1811/1999s
24	Portion 19 of the farm Ifafa No. 16895	0, 0765 ha	T41373/1999	Musawonke Raymond Conco	B18874/1999 K1808/1999s
25	Portion 20 of the farm Ifafa No. 16895	0, 1205 ha	T41376/1999	Boy Albert Gambushe	B18877/1999 K1812/1999s
26	Portion 21 of Portion 2 of the farm Ifafa No. 16895	34, 0861 ha	T3580/2000	Anthony Ian Drummond	B1809/1999s K194/2000s
27	Portion 22 of Portion 4 of the farm Ifafa No. 16895	18, 6158 ha	3580/2000	Anthony Ian Drummond	K1809/1999s K194/2000s
28	Portion 23 of the farm Ifafa No. 16895	415, 1548 ha	Not Registered		

NOTICE 1236 OF 2005**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994)**

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994), that claims for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal, and that the Commission on Restitution of Land Rights will investigate the claims in terms of provisions of the Act in due course:

Property	:	see attached schedule
Extent of property	:	see attached schedule
Administrative District:	:	Durban
Previous Title Deed No.	:	see attached schedule
Claimants	:	see attached schedule
Date claim lodged	:	see attached schedule
Reference number	:	see attached schedule

Any party/parties who have an interest in the above-mentioned properties is hereby invited to submit, within 60 days from the date of publication of this notice, any representations and/ or information which shall assist the Commissioner in proving or disproving this claim.

Should no information and/ or representations from the affected party/ parties be forthcoming within the stipulated period, the affected party/parties shall be *ipso facto* barred from further doing so and the Commission shall continue with the subsequent processes towards completion of the investigation.

Any comments and information should be submitted to:

The Regional Land Claims Commissioner: KwaZulu-Natal
Private Bag X9120
Pietermaritzburg 3200

Tel: (033) 355 - 8400
Fax: (033) 342 - 3409

Submissions may also be delivered to Second Floor, African Life Building, 200 Church Street, Pietermaritzburg.

THABI SHANGE
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

SCHEDULE

NO	REFERENCE NUMBER	NAME OF CLAIMANT	PROPERTY DESCRIPTION	EXTENT	PREVIOUS TITLE DEED NUMBER	DATE OF LODGEMENT
DURBAN NORTH						
1	KRN6/2/3/E/8/817/2717/8	Mohammed Kajee	Remainder of Sub Tanjoree of Lot 3 No. 1558	0, 5208 ha	T12582/1968	20-04-1998
2	KRN6/2/3/E/8/817/2717/50	Ramjuguth Teeluckdharie	Sub 1 of D of HHH of the farm Duikerfontein No. 785	0, 1012 ha	T11134/1965	03-11-1998
3	KRN6/2/3/E/8/817/2717/60	Hariparsad Ramkelawon	Lot 118, Glen Anil	0, 6106 ha	T13553/1973	30-01-1997
4	KRN6/2/3/E/8/817/2717/63	Devraj Govindsamy Reddy	Sub A of Sub 10 of Lot 31 No. 1560	4, 1168 ha	T7084/1962	24-11-1994
5	KRN6/2/3/E/8/817/2717/198	Dhirajlal B. Parsotam	Portion 5 of Cairns of Lot 1 No. 1550	0, 1459 ha	T12708/1966	30-12-1998
6	KRN6/2/3/E/8/817/2717/227	Shobhamanie Ramnarain	Remainder of Lot Z of Lot 4 No. 1551	1, 3172 ha	T12462/1966	10-10-1998
BRICKFIELD						
7	KRN6/2/3/E/8/817/2715/38	Kaleth Elahi Buccus	Sub B of 2 of B of the farm Brickfield No. 806	0, 0476 ha	T15026/1967	13-05-1996
8	KRN6/2/3/E/8/817/2715/53	Gopal Chetty	Remainder of Lot 56 of Lot JHE of the farm Brickfield No. 806	0, 1152 ha	T14292/1968	18-06-1996
9	KRN6/2/3/E/8/817/2715/67	Shunmugam Rajoo Royan	Sub 3 of S of the farm Brickfield No. 806	0, 1629 ha	T3476/1966	16-07-1996
10	KRN6/2/3/E/8/817/2715/153	Deochund Rampersad	Sub 6 of J of the farm Brickfield No. 806	0, 4551 ha	T242/1979	29-08-1997
11	KRN6/2/3/E/8/817/2715/164	Moosajee Cassim Norath	Sub C of 2 of B of I of the farm Brickfield No. 806	0, 0534 ha	T9674/1963	20-03-1992
12	KRN6/2/3/E/8/817/2715/210	Mahadevan S. Chetty	Sub 65 of Lot DD of the farm Brickfield No. 806	0, 1146 ha	T16590/1974	29-12-1998
13	KRN6/2/3/E/8/817/2715/277	Lauretta Gladys Ngcobo	Sub R of 7 of P2 of the farm Brickfield No. 806	0, 2023 ha	T13394/1965	15-12-1998
CHATSWORTH						
14	KRN6/2/3/E/8/817/2972/45	Rashad Yunus Alli	Remainder of Lot 1 of Lot H of the farm Chatsworth No. 834	5, 7724 ha	T8285/1962	12-09-1995
15	KRN6/2/3/E/8/817/2972/80	Bobbychun Ramdhani	Lot A of 6 of H of the farm Chatsworth No. 834	1, 6188 ha	T4492/1962	19-12-1998
WENTWORTH						
16	KRN6/2/3/E/8/817/2582/84	Amrith Paul Dayaram	Remainder of Lot 10 of Lot 17 of the farm Wentworth No. 860	0, 3179 ha	T25295/1981	25-07-1997

NO	REFERENCE NUMBER	NAME OF CLAIMANT	PROPERTY DESCRIPTION	EXTENT	PREVIOUS TITLE DEED NUMBER	DATE OF LODGEMENT
17	KRN6/2/3/E/8/817/2582/114	Ishwalali Budhoo	Lot 55, Merebank Township of Sub B of Lot 10 of the farm Wentworth No. 860	0, 1819 ha	T6031/1961	21-12-1998
SPRINGFIELD						
18	KRN6/2/3/E/8/817/222/21	Ubashany Naidoo	1. Sub B of 6 of 23 of ghk and B of cdghi of the farm Springfield No. 802 2. Sub 18 of Lot 23 of Subs ghk and B of cdghi of the farm Springfield no. 802 3. Lot 22 of Portion Budrea of the farm Wentworth No. 860	1. 0, 1191 ha 2. 0, 1031 ha 3. 0, 1027 ha	T13028/1968	24-05-1998
CATO MANOR LANDOWNERS						
19	KRN6/2/3/E/8/817/2716/89	Kulsam B. M. Hoosen Khan	Remainder of Lot 53 of MB8 of the farm Cato Manor No. 812	0, 8387 ha	T18866/1969	02-04-1996
20	KRN6/2/3/E/8/817/2716/399	Thamotharan Naidoo	Lot 2 of Lot MB4 of the farm Cato Manor NO. 812	1, 8866 ha	T4914/1955	14-05-1996
21	KRN6/2/3/E/8/817/2716/496	Mzwakhe Lawrence Ncube	Sub 33 of Lot A of Lot 88 of Lot MB4 of the farm Cato Manor No. 812	0, 1139 ha	T1590/1966	09-05-1996
22	KRN6/2/3/E/8/817/2716/1127	Muntu Charlton Mavundla	1. Sub 57 of Lot 88 of Lot MB4 of the farm Cato Manor No. 812 2. Sub 13 of Lot 88 of Lot MB4 of the farm Cato Manor No. 812	1. 0, 1009 ha 2. 0, 1018 ha	T2693/1966	25-07-1996
23	KRN6/2/3/E/8/817/2716/1171	Mahomed Bux	Remainder of 75A of MB6 of the farm Cato Manor No. 812	0, 1866 ha	T24626/1982	16-07-1996
24	KRN6/2/3/E/8/817/2716/2007	Premila Tulshi	1. Lot 83 of Lot MB6 of the farm Cato Manor No. 812 2. Lot 93 of Lot MB6 of the farm Cato Manor No. 812	1. 0, 5827 ha 2. 0, 5834 ha	T4995/1970	14-08-1996
25	KRN6/2/3/E/8/817/2716/ 2132	Poovalingam Pillay	1. Lot 43 of Lot MB4 of the farm Cato Manor No. 812 2. Lot 86 of Lot MB4 of the farm Cato Manor No. 812	1. 2, 5160 ha 2. 1, 2497 ha	T2204/1955	26-02-1996

NOTICE 1238 OF 2005**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994) as amended**

Notice is hereby given in terms of section 11(1) of the Restitution of Land Rights Act, 1994 (Act 22 of 1994) as amended, that a claim for restitution of land rights on:

1. Reference No : V 0104.
 2. Claimant : Kgosi Lebusa Monnakgotla.
 3. Current Property Description : Elandsfontein 21 IQ and Weltevreden 26 IQ

Subdivision	Current Land Owners	Current Deed of Ownership
Remaining Extent of Ptn 1		
2. Portion 3	Republic of South Africa	T53602/1984
3. Portion 6	Gerbison Trust	T3726/2002
4. Portion 8	Investment Facility Co Six Two One Pty Ltd.	T8572/1998

PROPERTY	
The whole of Weltevreden 26 IQ	

Has been submitted to the Regional Land Claims Commissioner for Gauteng and North West Provinces that the Commission on Restitution of Land Rights will investigate the claim in terms of the provision of the Act in due course. Any party who has interest in the above-mentioned land is hereby invited to submit within 30 days from the publication of this notice, any objections, comments/information to:

Mr. A.B.M Mphela
 Regional Land Claims Commissioner
 Gauteng and North West Provinces
 Private Bag X03
 ARCADIA
 0007
 Tel: (012) 310 - 6500
 Fax: (012) 324 - 5812

NOTICE 1239 OF 2005**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994) as amended**

Notice is hereby given in terms of section 11(1) of the Restitution of Land Rights Act, 1994 (Act 22 of 1994) as amended, that a claim for restitution of land rights on:

1. Reference No: BB 015
2. Claimant: Mr. Gaesegwe Henry Phoi
4. Current Property Description: Portions of Barolong Ba Ga Phoi on various farms in the Central, Southern and Bophirima Districts, North West Province.

Properties	Current Land Owners	Current Deed of Ownership
1.Pauwkop	Willem Burger Familie Trust	
2.Donegal	AK Reyneke	
3.Richmond	AK Reyneke	
4.Donegal (Broekskeur Portion 2,5 & 10)	AK Reyneke	
5.Terrafirma	P J Haasbroek	
6.Sweetwater	P J Haasbroek	
7.Glen Devon	P J Haasbroek	
8.Terra Firma	P J Haasbroek	
9. Ferndale Portion 0-12	C P Meyer	

Has been submitted to the Regional Land Claims Commissioner for Gauteng and North West Provinces that the Commission on Restitution of Land Rights will investigate the claim in terms of the provision of the Act in due course. Any party who has interest in the above-mentioned land is hereby invited to submit within 30 days from the publication of this notice, any objections, comments/information to:

Mr. A.B.M Mphela
Regional Land Claims Commissioner
Gauteng and North West Provinces
Private Bag X03
ARCADIA
0007
Tel: (012) 310 - 6500
Fax: (012) 324 - 5812

NOTICE 1240 OF 2005

GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO.22 OF 1994)

Notice is hereby given in terms of section 11 (1) of the Restitution of Land Rights Act, 1994 (Act N.22 of 1994 as amended). That a claim for restitution of land rights on:

REF NO.	CLAIMANT	PROPERTY DESCRIPTION	DISTRICT
G 0234	Therasa Sandra Crisp	Certain Lot 462 in Sophiatown Township	Johannesburg
G0255	Therasa Sandra Crisp	Certain Lot 221 in Sophiatown Township	Johannesburg
G0148	Therasa Sandra Crisp	Certain Lot 1128 in Sophiatown Township	Johannesburg

Has been submitted to the Regional Land Claims Commissioner for Gauteng and North West Province and that the Commission on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within 21 (twenty one) days from the publication of this notice, any comments/information to:

The Regional Land Claims Commissioner: Gauteng and North West Province
Private Bag X 03
ARCADIA
0007

Tel: (012) 310-6620
Fax : (012) 3240-5812

AMB MPHELA
REGIONAL LAND CLAIMS COMMISSIONER

NOTICE 1241 OF 2005

GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO.22 OF 1994)

Notice is hereby given in terms of section 11 (1) of the Restitution of Land Rights Act, 1994 (Act N.22 of 1994 as amended). That a claim for restitution of land rights on:

REF NO.	CLAIMANT	PROPERTY DESCRIPTION	DISTRICT
A 0195	Khehla Esau Shongwe	Certain Lot 2195 in Alexandra	Johannesburg
A1470	Lillie Kgoloane	Certain Lot 459 in Alexandra	Johannesburg
A 1470	Paul Godfrey Sedise	Certain Lot 2122 in Alexandra	Johannesburg
A 1280	Thekiso Setsile Ben	Certain Lot 763 in Alexandra	Johannesburg
A 1305	Baile Senna Ramagaga	Certain Lot 375 in Alexandra	Johannesburg
A 1305	Moshiedi Caroline Mojapelo	Certain Lot 847 in Alexandra	Johannesburg
I 0622	Tefetse Shadrack More	Certain Stand no.11 th Str in Old Benoni Location	Johannesburg

Has been submitted to the Regional Land Claims Commissioner for Gauteng and North West Province and that the Commission on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within 21 (twenty one) days from the publication of this notice, any comments/information to:

The Regional Land Claims Commissioner: Gauteng and North West Province
Private Bag X 03
ARCADIA
0007

Tel: (012) 310-6620
Fax : (012) 3240-5812

AMB MPHELA
REGIONAL LAND CLAIMS COMMISSIONER

NOTICE 1243 OF 2005

GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO.22 OF 1994)

Notice is hereby given in terms of section 11 (1) of the Restitution of Land Rights Act, 1994 (Act N.22 of 1994 as amended). That a claim for restitution of land rights on:

REF NO.	CLAIMANT	PROPERTY DESCRIPTION	DISTRICT
I 0438	Fana Sithole	Certain stand no.21 in Benoni Location	Johannesburg
I 0153	Maureen Sithole	Certain stand no.21-12 th Street in Old Benoni Location	Johannesburg
I 0231	Maureen Sithole	Certain stand no. 5-7 th Avenue in Old Benoni Location	Johannesburg

Has been submitted to the Regional Land Claims Commissioner for Gauteng and North West Province and that the Commission on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within 21 (twenty one) days from the publication of this notice, any comments/information to:

The Regional Land Claims Commissioner: Gauteng and North West Province
Private Bag X 03
ARCADIA
0007

Tel: (012) 310-6620
Fax : (012) 3240-5812

AMB MPHELA
REGIONAL LAND CLAIMS COMMISSIONER

NOTICE 1244 OF 2005

CORRECTION NOTICE

GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO.22 OF 1994)

Notice is hereby given in terms of section 11 (1) of the Restitution of Land Rights Act, 1994 (Act N.22 of 1994 as amended). That a claim for restitution of land rights on:

REF NO	CLAIMANT	PROPERTY	VENTERSDORP DISTRICT & HA	CURRENT LAND OWNER	TITLE DEED
VO 027	Bokome Joel Molapisi	Remaining Extent,	576. 5773 ha	Kliped Farming Close CC	N/A
		Remainder Extent of Portion 4,	413. 7033 ha	Brits Hendruk David	
		Remainder Extent of Portion 6,	302. 1092 ha	Roetsorf Jacobs Lodewikus	
		Remainder Extent of Portion 7,	369. 0236 ha	Pretorious Sarel Petrus Francois	
		Portion 9,	125. 9106 ha	Hagget Bertha Jessie	
		Portion 148	392. 0700 ha	Westvaal Beleggings (Pty) Ltd	
		Portion 149	341. 0170 ha	Van der Merwe Pieter Uys	

Has been submitted to the Regional Land Claims Commissioner for Gauteng and North West Province and that the Commission on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within 21 (twenty one) days from the publication of this notice, any comments/information to:

The Regional Land Claims Commissioner: Gauteng and North West Province
Private Bag X 03
ARCADIA
0007

Tel: (012) 310-6620
Fax : (012) 3240-5812

AMB MPHELA
REGIONAL LAND CLAIMS COMMISSIONER

NOTICE 1245 OF 2005

GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994)

Notice is hereby given in terms of section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994 as amended), that a claim for restitution of land rights on:

REF NO.	CLAIMANT	PROPERTY	DISTRICT	CURRENT LAND OWNER
WX 002	Mr Samuel Morwagaabuse Mankuroane	Batlhaping (Guldenkat), situated in Bophirima, Naledi, Warrenton and Barkley West of the North West and Northern Cape Province	North West Province	North West and Northern Cape Province Department of Agriculture District and Local Municipality

has been submitted to the Regional Land Claims Commissioner for Gauteng and North West Province and that the Commission on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within 21(twenty one) days from the publication of this notice, any comments/information to:

The Regional Land Claims Commissioner: Gauteng and North West Province
Private Bag X03
ARCADIA
0007.

Tel: (012) 310-6500
Fax: (012) 324-5812

ABM MPHELA
REGIONAL LAND CLAIMS COMMISSIONER

NOTICE 1246 OF 2005

GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994) as amended

Notice is hereby given in terms of section 11(1) of the Restitution of Land Rights Act, 1994 (Act 22 of 1994) as amended, that a claim for restitution of land rights on:

1. Reference No: GG 017

2. Claimant: Chief Toma Thomas Letsapa

3. Current Property Description: Geelhoutboom No 579 IO
Zwartlaagte No 305 IN
Mogalalili No 581

Subdivisions	Current Owners	Current Deed of Ownership
Portion 0 Gelhoutboom Farm No 579 IO	Ras Ferdinand	T 603/1971
Portion 1 Gelhoutboom Farm No 579 IO	Preez Alaxander	T 778/1978
Portion 2 Gelhoutboom Farm No 579 IO	Wdssels R. Fredika	T 2704/1998
Portion 3 Gelhoutboom Farm No 579 IO	Wessels S. Fsedika	T 2694/1984
Portion 4 Gelhoutboom Farm No 578 IO	Maroel Coerdery!Pty!Ltd T	T 3073/3002 T
Portion 5 Gelhoutboom Farm No 479 IO	Wdssems Regina Catherine	T 2704/1999
Portion 0 Zwartlaagte Farm No 305 IO	Nel Stephanis Johannes	T 565/1954
Portion 1 Zwartlaagte Farm No 305 IO	Botha Broers Pty Ltd	T 658A/1989
Portion 2 Zwartlaagte Farm No 305 IO	Nel Lambertus Rudolph	T 100/1994
Portion 3 Zwartlaagte Farm No 305 IO	Republic of South Afrika	DU 1000/8000
Portion 4 Zwartlaagte Farm No 305 IO	Koodoolake Trust	T 982/2004
Portion 0 Mogalalili Farm No 581	Badenhorst Stephanus Lombard	T 256/1996

has been submitted to the Regional Land Claims Commissioner for Gauteng and North West Provinces and that the Commission on Restitution of Land Rights will investigate the claim in terms of the provision of the Act in due course. Any party who has interest in

the above-mentioned land is hereby invited to submit within 30 days from the publication of this notice, any objections, comments/information to:

Mr. A.B.M Mphela
Regional Land Claims Commissioner
Gauteng and North West Provinces
Private Bag X03
ARCADIA
0007
Tel: (012) 310 - 6500
Fax: (012) 324 - 5812

NOTICE 1247 OF 2005

GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994)

CORRECTION NOTICE

Notice is hereby given in terms of section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994 as amended), that a claim for restitution of land rights on:

REF NO.	CLAIMANT	PROPERTY	DISTRICT	CURRENT LAND OWNER	DEED OF TRANSFER
KK 0304	Fred Morare	Portion 2 of farm Waterval 174 IQ in Kugersdorp.	Randfontein	N/A	N/A

has been submitted to the Regional Land Claims Commissioner for Gauteng and North West Province and that the Commission on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within 21(twenty one) days from the publication of this notice, any comments/information to:

The Regional Land Claims Commissioner: Gauteng and North West Province
Private Bag X03
ARCADIA
0007.

Tel: (012) 310-6500
Fax: (012) 324-5812

ABM MPHELA
REGIONAL LAND CLAIMS COMMISSIONER

NOTICE 1248 OF 2005

GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994)

Notice is hereby given in terms of section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994 as amended), that a claim for restitution of land rights on:

REF NO.	CLAIMANT	PROPERTY	DISTRICT	CURRENT LAND OWNER
NN 006	George Dumont (appointed by the family)	Portion B (3) of the farm Buispoort 22 JO.	Groot Marico District	N/A

has been submitted to the Regional Land Claims Commissioner for Gauteng and North West Province and that the Commission on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within 21(twenty one) days from the publication of this notice, any comments/information to:

The Regional Land Claims Commissioner: Gauteng and North West Province
Private Bag X03
ARCADIA
0007.

Tel: (012) 310-6500
Fax: (012) 324-5812

ABM MPHELA
REGIONAL LAND CLAIMS COMMISSIONER

NOTICE 1249 OF 2005

AMENDMENT OF GAZETTE NOTICE 2488 OF 2003 AS CONTAINED IN GOVERNMENT GAZETTE NUMBER 25470 IN RESPECT OF SERALA LAND CLAIM

Notice is hereby given in terms of section 11A(4) of Restitution of Land Rights Act, 1994 (Act 22 of 1994), as amended, that the following amendments are made to gazette notice 2488 of 2003 dated 26th September 2003 as contained in gazette number 25470.

The above-mentioned gazette notice is hereby amended to **exclude** a land claim lodged by Letsoalo M.D and the below-mentioned properties:

Farm Name	Owner	Title Deed	Extent	Bonds
1. MIMOSA 218 KS				
Portion 1 (R/E)	Suid-Afrikaanse Ontwikkelingstrust	T45505/1983	1273.4826 H	No details
Portion 2	Suid-Afrikaanse Ontwikkelingstrust	T35050/1986	8565.0000 sqm	No details
2. MIZPAH 214 KS				
Portion 3	Pula Plase PTY LTD	T55588/1984	277.8761 H	No details
Portion 4	Pula Plase PTY LTD	T55588/1984	407.6222 H	No details
Portion 5	Pula Plase PTY LTD	T55588/1984	271.5606 H	No details
Portion 6	Pula Plase PTY LTD	T55588/1984	56.7505 H	No details
3. MORGENDAL 216 KS				
Remaining Extent	R.S.A	T7210/1960	583.5267 H	No details

The Regional Land Claims Commission of the Limpopo Province is investigating this claim. Any party that has an interest in the above-mentioned properties is hereby invited to submit in, within 30 days of publication of this notice, any comment, information or objection under reference number KRP 777.

**The Regional Land Claims
Commission: Limpopo Province
Private Bag X9552
Polokwane
0700**

**Submission may also be delivered to:
First Floor, 96 Kagiso House
Corner Rissik & Schoeman Streets
Polokwane
0700**

**MASHILE MOKONO
REGIONAL LAND CLAIM COMMISSIONER: LIMPOPO
DATE:**

NOTICE 1250 OF 2005**AMENDMENT OF GAZETTE NOTICE 754 OF 2001 AS CONTAINED IN GOVERNMENT GAZETTE NUMBER 22163**

Notice is hereby given in terms of section 11A(4) of Restitution of Land Rights Act, 1994 (Act 22 of 1994), as amended, that an error was made on the Gazette Notice 754 of 2001 dated the 30th March 2001 as contained in gazette number 22163.

In the aforesaid Gazette, only Ga-Magashula community was mentioned as the claimant on the farm Marsfontein 91 KS, which is situated in the Capricorn District, Limpopo.

Subsequent to the above mentioned Gazette Notice, the claim by Lethuse community on the same farm was discovered. This error was as a result of the Landbase not showing that there is also a land claim by the Lethuse on the farm Marsfontein 91 KS.

Consequently, the aforementioned Gazette Notice is hereby amended to include the Lethuse Community. Mr. John Motimele (ID no 541003 5851 08 6) has lodged the land claim on behalf of the Lethuse Community in his capacity as Secretary. The property description is as follows:

The farm Marsfontein 91 KS

PORTION	EXTENT (H)	TITLE DEED	OWNER	ENDORSEMENTS	HOLDER
Remaining Extent	171.3064	T26789/1982	South African Development Trust	K1333/1940S K2334/1992RM K5484/1998RM K7617/1993RM	No details SAMANCOR LTD SOUTHERNERA RESOURCES LTD No details
R/E of Portion 1	171.8460	T26279/1982	South African Development Trust	None	None
R/E OF PORTION 2	40.1488	T8481/1981	SOUTH AFRICAN DEVELOPMENT TRUST	K1061/1998RM K1085/1998RM K203/1998RM K204/1998RM K2535/1998PC	NGS MINERALS PTY LTD NGS MINERALS PTY LTD KRUGER JULIUS B-E NAUDE JOZUA FRANCOIS B-E DE BEER CONSOLIDATED MINERALS LTD DE BEER

				K3188/1998RM K3187/1998PC K755/1998RM K760/1998RM	CONSOLIDATED MINERALS LTD DE BEER CONSOLIDATED MINERALS LTD SKOK HERMAN MOS B-E GRIMBREEK FRANCOIS ALWAYS JOHANNES B-E
R/E OF PORTION 3	128.5002	T365/1982	SOUTH AFRICAN DEVELOPMENT TRUST	K1322/1940S K2334/1992RM K5484/1998RM K7617/1993RM K845/1975S	NO DETAILS SAMANCOR LTD SAMANCOR LTD SOUTHERNERA RESOURCES LTD NO DETAILS NO DETAILS
PORTION 4	171.3064	T16539/1983	SOUTH AFRICAN DEVELOPMENT TRUST	K1323/1940S K2334/1992RM K5484/1998RM K7617/1993RM	NO DETAILS SAMANCOR LTD SOUTHERNERA RESOURCES LTD NO DEATAILS
PORTION 5	92.9566	T63435/1980	SOUTH AFRICAN DEVELOPMENT TRUST	K1324/1940S K2334/1998RM K5484/1998 K7617/1993RM	NO DETAILS SAMACOR LTD SOUTHERNERA RESOURCES LTD NO DETAILS
REMAININ G EXTENT OF PORTION 6	85.6220	T28641/1982	SOUTH AFRICAN DEVELOPMENT TRUST	K1326/1940S K2334/1992RM K5484/1998RM K7617/1993RM	NO DETAILS SAMANCOR LTD SOUTHERNERA RESOURCES LTD NO DETAILS
REMAININ G EXTENT OF PORTION 7	53.6157	T10858/1981	SOUTH AFRICAN DEVELOPMENT TRUST	K1330/1940S K2334/1992RM K5484/1998RM K7617/1993RM	NO DETAILS SAMANCOR LTD SOUTHERNERA RESOURCES LTD NO DETAILS
R/E OF PORTION 8	214.789	T10858/1981	SOUTH AFRICAN DEVELOPMENT	K1332/1940S K2334/1998RM	NO DETAILS SAMANCOR LTD SOUTHERNERA

			TRUST	K5484/1998RM K7617/1998RM	RESOURCES LTD NO DETAILS
R/E OF PORTION 10	245.5968	T26789/1982	SOUTH AFRICAN DEVELOPMENT TRUST	K1331/1940S K2334/1992RM K5484/1998RM K7617/1993RM	NO DETAILS SAMANCOR LTD SOUTHERNERA RESOURCES LTD NO DETAILS
PORTION 11	85.6323	T26789/1982	SOUTH AFRICAN DEVELOPMENT TRUST	K1331/1940S K2334/1992RM K5484/1998RM K7617/1993RM	NO DETAILS SAMANCOR LTD SOUTHERNERA RESOURCES LTD NO DETAILS
PORTION 12	49.3804	T312/1982	SOUTH AFRICAN DEVELOPMENT TRUST	K1322/1940S K2334/1992RM K5484/1998RM K7617/1993RM	NO DETAILS SAMANCOR LTD SOUTHERNERA RESOURCES LTD
PORTION 13	25.4932	T23204/1982	SOUTH AFRICAN DEVELOPMENT TRUST	K1328/1940S K2334/1992RM K5484/1998RM K7617/1993RM	NO DETAILS SAMANCOR LTD SOUTHERNERA RESOURCES LTD NO DETAILS
PORTION 14	42.8219	T23204/1982	SOUTH AFRICAN DEVELOPMENT TRUST	K1329/1940S K2334/1992RM K5484/1998RM K7617/1993RM	NO DETAILS SAMANCOR LTD SOUTHERNERA RESOURCES LTD NO DETAILS
PORTION 15	42.8579	T28641/1982	SOUTH AFRICAN DEVELOPMENT TRUST	K1325/1940S K2334/1992RM K5484/1998RM K7617/1993RM	NO DETAILS SAMANCOR LTD SOUTHERNERA RESOURCES LTD NO DETAILS
PORTION 16	42.827	T17758/1981	SOUTH AFRICAN DEVELOPMENT TRUST	K1061/1998RM K1085/1998RM K206/1998RM	NGS MINERALS PTY LTD NGS MINERALS PTY LTD NAUDE JOZUA FRANCOIS B-E KRUGER

				K207/1998RM K2535/1998PC K2536/1998S K3188/1998RM K3186/1998S K3187/1998PC K751/1998RM K756/1998RM	JULIUS B-E DE BEER CONSOLIDATED MINES LTD DE BEERS CONSOLIDATED MINES LTD DE BEERS CONSOLIDATED MINES LTD NO DETAILS DE BEERS CONSOLIDATED MINES LTD SKOK HERMAN MOS B-E GRIMBEEK FRANCOIS ALWYN JOHANNES B-E
PORTION 17	42.8271	T14854/943	SOUTH AFRICAN DEVELOPMENT TRUST	NONE	NONE
PORTION 18	54.8180	T8481/1981	SOUTH AFRICAN DEVELOPMENT TRUST	NONE	NONE
REMAININ G EXTENT OF PORTION 19	128.4798	T3157/1982	SOUTH AFRICAN DEVELOPMENT TRUST	NONE	NONE
PORTION 20	37.4607	T8481/1981	SOUTH AFRICAN DEVELOPMENT TRUST	K1061/1998RM K1085/1998RM K203/1998RM K204/1998RM K2535/1998PC K3188/1998RM K3187/1998PC K755/1998PC	NGS MINERALS PTY LTD NGS MINERALS PTY LTD KRUGER JULIUS B-E NAUDE JOZUA FRANCOIS B-E DE BEERS CONSOLIDATED MINES LLTD DE BEERS CONSOLIDATED MINES LTD DE BEERS CONSOLIDATED MINES LTD SKOK HERMAN MOS B-E GRIMBEEK

				K760/1998RM	FRANCOIS ALWYN JOHANNES B-E
PORTION 21	58.2793	T30326/1982	SOUTH AFRICAN DEVELOPMENT TRUST	K1061/1998RM K1085/1998RM K209/1998RM K210/1998RM K2535/1998PC K3188/1998RM K3187/1998PC K752/1998RM K758/1998RM	NGS MINERALS PTY LTD NGS MINERALS PTY LTD KRUGER JULIUS B-E NAUDE JOZUA FRANCOIS B-E DE BEERS CONSOLIDATED MINES LTD DE BEERS CONSOLIDATED MINES LTD DE BEERS CONSOLIDATED MINES LTD SKOK HERMAN MOS B-E GRIMBEEK FRANCOIS ALWYN JOHANNES B-E
PORTION 22	99.8893 H	T9/1983	SOUTH AFRICAN DEVELOPMENT TRUST	K1061/1998RM K1085/1998RM K211/1998RM K212/1998RM K2535/1998PC K3188/1998RM K3187/1998PC K754/1998RM K759/1998RM	NGS MINERALS PTY LTD NGS MINERALS PTY LTD KRUGER JULIUS B-E NAUDE JOZUA FRANCOIS B-E DE BEERS CONSOLIDATED MINES LTD DE BEERS CONSOLIDATED MINES LTD DE BEERS CONSOLIDATED MINES LTD SKOK HERMAN MOS B-E GRIMBEEK FRANCOIS ALWYN JOHANNES B-E
PORTION 23	104.2803	T8481/1981	SOUTH AFRICAN DEVELOPMENT	K1061/1998RM	NGS MINERALS PTY LTD NGS MINERALS

			TRUST	K1085/1998RM K203/1998RM K204/1998RM K2535/1998PC K3188/1998RM K3187/1998PC K755/1998RM K760/1998RM	PTY LTD KRUGER JULIUS B-E NAUDE JOZUA FRANCOIS B-E DE BEER CONSOLIDATED MINES LTD DE BEER CONSOLIDATED MINES LTD DE BEER CONSOLIDATED MINES LTD SKOK HERMAN MOS B-E GRIMBEEK FRANCOIS ALWYN JOHANNES B-E
PORTION 24	40.1487 H	T365/1982	SOUTH AFRICAN DEVELOPMENT TRUST	K1061/1998RM K1085/1998RM K205/1998RM K208/1998RM K2535/1998PC K3188/1998RM K3187/1998PC K753/1998RM K757/1998RM K845/1975S	NGS MINERALS PTY LTD NGS MINERALS PTY LTD KRUGER JULIUS B-E NAUDE JOZUA FRANCOIS B-E DE BEERS CONSOLIDATED MINES LTD DE BEERS CONSOLIDATED MINES LTD DE BEERS CONSOLIDATED MINES LTD SKOK HERMAN MOS B-E GRIMBEEK FRANCOIS ALWYN JOHANNES B-E
PORTION 25	11.4157 H	T365/1982	SOUTH AFRICAN DEVELOPMENT TRUST	K845/1975S	NO DETAILS
PORTION	42.8432 H	T43788/1982	SOUTH	NONE	NONE

26			AFRICAN DEVELOPMENT TRUST		
PORTION 27	21.4085 H	T23204/1982	SOUTH AFRICAN DEVELOPMENT TRUST	NONE	NONE
PORTION 28	21.4133 H	T23204/1982	SOUTH AFRICAN DEVELOPMENT TRUST	NONE	NONE
PORTION 29	42.8266 H	T26793/1982	SOUTH AFRICAN DEVELOPMENT TRUST	NONE	NONE
PORTION 30	171.3064 H	T28641/1982	SOUTH AFRICAN DEVELOPMENT TRUST	NONE	NONE
PORTION 31	85.6532 H	T8481/1981	SOUTH AFRICAN DEVELOPMENT TRUST	NONE	NONE

The Regional Land Claims Commission of the Limpopo is investigating this claim. Any party that has an interest in the above- mentioned property is hereby invited to submit in writing, within 30 days of publication of this notice, any comments, objections or information under reference number KRP 6013 to:

**The Regional Land Claims
Commission: Limpopo
Private Bag X 9552
Polokwane
0700**

OR

**Submission may also be delivered to:
First Floor, 96 Kagiso House
Corner Rissik & Schoeman Streets
Polokwane
0700**

**MASHILE MOKONO
REGIONAL LAND CLAIMS COMMISSIONER: LIMPOPO
DATE:**

NOTICE 1251 OF 2005**AIR SERVICE LICENSING ACT, 1990 (ACT NO.115 OF 1990)
APPLICATION FOR THE GRANT OR AMENDMENT OF DOMESTIC AIR
SERVICE LICENCE.**

Pursuant to the provisions of section 15 (1) (b) of Act No. 115 of 1990 and regulation 8 of the Domestic Air Services Regulations, 1991, it is hereby notified for general information that the applications details of which appears in the Appendix, will be considered by the Air Service Licensing Council.

Representations in accordance with section 15 (3) of Act No.115 of 1990 in support of, or in opposition, an application, should reach the Air Service Licensing Council, Private Bag X 193, Pretoria, 0001, within 21 days of the date of publication thereof.

APPENDIX I

(A) Full name and trade name of applicant. (B) Full business or residential address of applicant. (C) Class of licence applied for. (D) Type of air service to which application applies. (E) Category of aircraft to which application applies

(A) Frost Air Aviation (Pty) Ltd; Frost Air. (B) Terminal Building, Wonderboom Airport, Pretoria. (C) Class II and III. (D) Type N1, N2, G2, G3, G4, G5, G6, G7, G8, G10, G11, G14 and G15. (E) Category A2, A3, A4 and H2.

APPENDIX II**APPLICATION FOR THE AMENDMENT OF THE AIR SERVICE LICENCE**

(A) Full name and trade name of applicant. (B) Full business or residential address of applicant. (C) The Class and number of licence in respect of which the amendment is sought. (D) Type of air service and the amendment thereto which is applied for. (E) Category of aircraft and the amendment thereto which is being applied for. (F) Amendment referred to in section 14 (2) (b) to (e).

(A) Nationwide Airlines (Pty) Ltd; Nationwide Airlines. (B) Hangar 10, Lanseria Airport, Lanseria. (C) Class I and II; S275D and N276D. (D) Type S1, S2, N1 and N2. (E) Category A1, A2 and A3. **Changes to the Management Plan.** Mr Vernon Bricknell replaces Johan Kruger as Responsible Person: Aircraft, Victoria Buxton replaces Mr Bruce Booyesen as Responsible Person: Flight Operations and Jodi White replaces Mr Tom Whitelaw as Air Service Safety Officer.

(A) Nationwide Air Charter (Pty) Ltd; Nationwide Air. (B) Hangar 10, Lanseria Airport, Lanseria. (C) Class II; N008D. (D) Type N1 and N2. (E) Category A1, A2, A3 and A4. **Changes to the Management Plan:** Mr Vernon Bricknell replaces Johan Kruger as Responsible Person: Aircraft, Victoria Buxton replaces Mr Bruce Booyesen as Responsible Person: Flight Operations and Jodi White replaces Mr Tom Whitelaw as Air Service Safety Officer.

(A) C & G Air CC; King Air Charter. (B) Main Terminal Building, Lanseria International Airport. (C) Class II and III; N486D and G538D (D) Type N1, N2, G2, G10, G11 and G15. (E) Category A1, A2, A3, A4, H1 and H2. **Changes to the Management Plan:** Bjorn Holmer is appointed as Responsible Person; Flight Operations, Ronnie Ross appointed as Responsible Person: Aircraft and B Rousseau replaces Mr Theuns Meintjies as Air Service Safety Officer.

NOTICE 1227 OF 2005

SOUTH AFRICAN RESERVE BANK

LOST SHARE CERTIFICATE

Certificate Number 13529 registered in the name of Phyllis Mary Jolliffe.

Application has been made to the South African Reserve Bank for the issuing of a new certificate in place of the above-mentioned certificate which has been lost. Notice is hereby given that unless the original certificate is provided to the Bank within four weeks from the date of this notice, a new certificate will be issued and the original certificate will become void.

(18 November 2005)

NOTICE 1252 OF 2005**INTERNATIONAL AIR SERVICES ACT, (ACT No. 60 OF 1993)
GRANT/ AMENDMENT OF INTERNATIONAL AIR SERVICES LICENSES**

Pursuant to the provisions of section 17 (12) of Act No. 60 of 1993 and regulations 15 (1) and 15 (2) of the International Air Services Regulations, 1994, it is hereby notified for general information that the application, details of which appear in the Schedules hereto, will be considered by the International Air Services Council (Council).

(SCHEDULE 1

(A) Full name, surname and trade name of applicant. (B) Full business or residential address of applicant. (C) Class of licence applied for. (D) Type of International Air Service to which application pertains. (E) Category or kind of aircraft to which application pertains. (F) Airport from and the airport to which flights will be undertaken. (G) Area to served. (H) Frequency of flight

(A) Frost Air Aviation)Pty) Ltd; Frost Air. (B) Terminal Building, Wonderboom Airport, Pretoria. (C) Class II and III. (D) Type N1, N2, N4, G2, G3, G4, G5, G6, G7, G8, G10, G11, G14 and G15. (E) Category A2, A3, A4 and H2. (F) Wonderboom Airport (G) Africa and Madagascar (H)

SCHEDULE 2

(A) Full name, surname and trade name, if any licensee. (B) Full business or residential address of applicant. (C) Class and number of the license in respect of which the amendment is made. (D) Type of International Air Service in respect of which the amendment was made. (E) Category or kind of aircraft in respect of which the license was made. (F) Airport in respect of which the amendment was made. (G) Area to served. (H) Frequency of flight in respect of which the amendment was made. (I) Condition under which amendment was made.

(A) Comair Limited; Kulula.Com & British Airways- Comair. (B) 1 Marignane, cnr Atlas Raod, Bonaero Park, Kempton Park, 1619. (C) Class I; I/S025. (D) Type S1 and S2. (E) Category A1. (F) Johannesburg and Cape Town International Airport. (G) and (H) **Adding the following.**

State	Destination	Frequencies
Mauritius	Mauritius	Seven (7) return flight per week

(A) Comair Limited; Kulula.Com & British Airways- Comair. (B) 1 Marignane, cnr Atlas Raod, Bonaero Park, Kempton Park, 1619. (C) Class II; I/N026. (D) Type N1 and N4. (E) Category A1 and A2. (F) Johannesburg and Cape Town International Airport. (G) Comores. (H) **Adding Comores.**

BOARD NOTICE RAADSKENNISGEWING

NOTICE 119 OF 2005

THE SOUTH AFRICAN PHARMACY COUNCIL		
NOTICE IN TERMS OF SECTION 45(2) OF THE PHARMACY ACT, 1974 (ACT NO. 53 OF 1974)		
Particulars of the following persons found guilty of unprofessional conduct by the South African Pharmacy Council after due inquiry into their conduct, are published for general information.		
Name of person	Nature of offence of which found guilty	Penalty imposed
Omar ABOOBAKER	Unprofessional Conduct Unlawfully and intentionally dispensed scheduled medicines to clients without being in possession of a valid written prescription issued by an authorised prescriber, in contravention of section 22A of the Medicines and Related Substances Act, 1965 (Act 101 of 1965).	Suspended for 6 months, penalty wholly suspended for 6 months.
Name of person	Nature of offence of which found guilty	Penalty imposed
Nare Robert CHOKOE	Unprofessional Conduct (a) contravened regulation 22 of the Regulations relating to the practice of pharmacy; (b) allowed an unregistered person to have access to the pharmacy in his absence; (c) failed to ensure that there was adequate temperature control in the pharmacy.	Fined R10 000,00 wholly suspended for two years.
Name of person	Nature of offence of which found guilty	Penalty imposed
Neville Cornelius JEFTHA	Unprofessional Conduct Found guilty by his employer on the following charges of misconduct: (1) gross negligence; (2) unsatisfactory work performance.	Reprimand and caution.
Name of person	Nature of offence of which found guilty	Penalty imposed
Moloko Samuel MANAKA	Unprofessional Conduct Failed to ensure that the pharmacy was conducted under the continuous supervision of a pharmacist as prescribed in terms of regulation 22 of the Regulations relating to practice of pharmacy.	Fined R10 000,00 wholly suspended for two years.
Name of person	Nature of offence of which found guilty	Penalty imposed
Andre Adriaan MELLET	Unprofessional Conduct Contravened regulation 22A of the Medicines and Related Substances Act, 1965 (Act 101 of 1965).	Suspended for a year wholly suspended for three years.
Name of person	Nature of offence of which found guilty	Penalty imposed
Mitchell PARK	Unprofessional Conduct (a) failed to exercise proper and/or reasonable care in respect of and control over the storage and/or dispensing of medicines for human use; (b) contravened regulation 22A of the Medicines and Related Substances Act, 1965 (Act 101 of 1965).	Suspended for one year, wholly suspended for three years.
Name of person	Nature of offence of which found guilty	Penalty imposed
Denzil Kurt SAULS	Unprofessional Conduct Found guilty by his employer on the following charges of misconduct: (1) dishonesty; (2) attempted theft; (3) not following proper procedures.	Suspended from practising as a pharmacist assistant (learner basic) for a year, wholly suspended for five years.

Printed by and obtainable from the Government Printer, Bosman Street, Private Bag X85, Pretoria, 0001

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Advertisements: Tel: (012) 334-4673, 334-4674, 334-4504

Subscriptions: Tel: (012) 334-4735, 334-4736, 334-4737

Cape Town Branch: Tel: (021) 465-7531

Gedruk deur en verkrygbaar by die Staatsdrukker, Bosmanstraat, Privaatsak X85, Pretoria, 0001

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