

No. 496

8 May 2009

PROVISION OF LAND AND ASSISTANCE ACT, 1993 (ACT No. 126 OF 1993): DESIGNATION OF REMAINDER OF THE FARM LANGOPDRAVENDE No. 1111, SITUATED IN MKHAMBATHINI LOCAL MUNICIPALITY, PROVINCE OF KWAZULU-NATAL; FOR AGRICULTURAL PRODUCTION PURPOSES.

I, Aurelia Nomcebo Zondi, in my capacity as the Chief Director of the Department of Land Affairs in KwaZulu-Natal, by virtue of powers delegated to me by the Minister of Agriculture and Land Affairs-

- (a) hereby designate under section 2(1) of the Provision of Land and Assistance Act, 1993 (Act No 126 of 1993)

Remainder of the farm Langopdravende No.1111, in extent of 388.4986 hectares for agricultural production purposes, situated in the Mkhambathini Local Municipality, Province of KwaZulu-Natal.

- (b) hereby impose under section 2(3) of the said Act, the following conditions for the use of the land so designated:

1. The land may used for agricultural production purposes by Siyagudla Siyeza Co-operative only.
2. The conservation of Agricultural Resources Act, 1983 (Act No. 43 of 1983) will apply to the utilization of the land.
3. The National Water Act, 1998 (Act No. 36 of 1998) shall apply in order to prevent the pollution of the public water.
4. State's right of first refusal – The land so designated, as described in (a) above is subjected to the state's right of first refusal. This means that any offers regarding the land stated in (a) above must be addressed to the Minister for Agriculture and Land Affairs.
5. Absentee landlords – The farm must always be occupied by the member of the group mentioned in 1 above.
6. Use it or lose it principle – The subject property is subjected to state's inspections for 3 years or 3 seasons by an agricultural extension officer or Monitoring and Evaluation officer. Any under-utilized, unsustainable land-use practices or land lying fallow will result in the land reverting back to the state after the state has satisfied itself that this was done intentionally.

7. Sub-leasing of agricultural land – Agricultural land purchased through the state grants may be sub-leased provided that prior permission from the department has been obtained. The lease should be structured as a “mentor-lease” type agreement.

**A.N ZONDI****CHIEF DIRECTOR: PROVINCIAL LAND REFORM OFFICE, KZN****DATE: 5/1/2009**