

No. 919

4 November 2011

**PROVISION OF LAND AND ASSISTANCE ACT, 1993 (ACT NO. 126 OF 1993):
DESIGNATION OF REMAINDER OF THE FARM LOT 41C NO 7587 IN EXTENT
101,7174HA, REMAINDER OF PORTION 2 OF THE FARM LOT 55 NO 6244 IN
EXTENT 9, 6268 HA AND REMAINDER OF PORTION 2 OF THE FARM LOT 41 B NO
2629 IN EXTENT 57, 9922 HA, IN TERMS OF THE PROVISION OF LAND AND
ASSISTANCE ACT 126 OF 1993 THROUGH LASS WITHIN ILEMBE DISTRICT
MUNICIPALITY, IN THE PROVINCE OF KWAZULU NATAL**

I, B.A. Zulu, Acting Provincial Chief Director of the KwaZulu-Natal Land Reform Office of the Department of Rural Development and Land Reform, under the powers delegated to me by the Minister for Rural Development and Land Reform –

- (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 Lot 41C No 7587 in extent 101,7174ha, Remainder of Portion 2 of the Farm Lot 55 No 6244 in extent 9, 6268 ha and Remainder of Portion 2 of the Farm Lot 41 B No 2629 in extent 57, 9922 ha, within the in the Ilembe District Municipality, in the province of KwaZulu Natal, for housing purposes, in terms of section 2 (1) (c) of the provision of land and assistance act (act no. 126 of 1993)...
- (b) hereby impose under section 2(3) of the said Act, the following conditions for the use of the land so designated :
- (i) The land may be used only for housing development
 - (ii) The Department will have the right of first refusal in the event that the Owner intends to sell or donate the Property (including the disposal of any portion thereof or share therein), or the Property is to be repossessed by a development or commercial financial institution.
 - (iii) After the Owner has acquired the Property, the Department will subject the Property to inspections for the first three years (depending on the nature of the enterprise) by monitoring and evaluation officers.
 - (iv) Should a monitoring and evaluation officer discover that, in his/her opinion, the Property is under-utilized, is subjected to unsustainable land-use practices or lies fallow and that the Owner did or allowed this intentionally and notwithstanding expert advice given, the Property will revert to the Department. In exercising the reversionary right, the

Department shall consider fair market value for the Property to be the market value less any financial assistance received by the Owner from the Department and compensate the Owner accordingly.

- (v) The Conservation of Agricultural Resources Act, 1983 (Act No. 43 of 1983), shall apply to the utilization of the land.
- (vi) The National Water Act, 1998 (Act No. 36 of 1998), shall apply in order to prevent the pollution of public water.



MR. B.A. ZULU
ACTING PROVINCIAL CHIEF DIRECTOR
KWAZULU NATAL PROVINCIAL SHARED SERVICES CENTER
DATE: 17/10/2011