

No. 999

2 December 2011

**PROVISION OF LAND AND ASSISTANCE ACT, 1993 (ACT NO. 126 OF 1993):  
DESIGNATION OF PORTION 2 OF THE FARM TRAVELLIS NO 2222, REMAINDER  
OF LOT 53 OF NO 6211, PORTION 3 OF THE FARM LOT 53 OF NO 6211, A 7/12  
SHARE IN REMAINDER OF PORTION 4 OF LOT 66A NO 2630, PORTION 6 OF LOT  
55 NO 6244, REMAINDER OF LOT 52 NO 6210, ½ SHARE OF PORTION 1 OF LOT  
41 A NO 2617 AND 4/5 SHARE OF REMAINDER OF PORTION 8 (OF4) NO 66A,  
SITUATED IN KWA DUKUZA MUNICIPALITY, IN THE ILEMBE DISTRICT  
MUNICIPALITY, IN THE PROVINCE OF KWAZULU NATAL.**

I, Bonginkosi Zulu, Acting Chief Director of the KwaZulu-Natal Provincial Shared Services Centre 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) –

- 1. PORTION 2 OF THE FARM TRAVELLIS NO 2222,
- 2. REMAINDER OF LOT 53 OF NO 6211,
- 3. PORTION 3 OF THE FARM LOT 53 OF NO 6211,
- 4. A 7/12 SHARE IN REMAINDER OF PORTION 4 OF LOT 66A NO 2630,
- 5. PORTION 6 OF LOT 55 NO 6244, REMAINDER OF LOT 52 NO 6210,
- 6. ½ SHARE OF PORTION 1 OF LOT 41 A NO 2617
- 7. 4/5 SHARE OF REMAINDER OF PORTION 8 (OF4) NO 66A,

in terms of the Provision of Land and Assistance Act 126 of 1993 through PLAS, situated in Kwa Dukuza Municipality, in the Ilembe District Municipality, in the 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 :

- (i) The land may be used only for housing and agricultural 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 or three cropping seasons (depending on the nature of the enterprise) by agricultural extension or monitoring and evaluation officers.
- (iv) Should an agricultural extension or 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 CHIEF DIRECTOR: PROVINCIAL SHARE SERVICES CENTRE:  
KWAZULU-NATAL**

**DATE: 24/11/2011**