

GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF AGRICULTURE, LAND REFORM AND RURAL DEVELOPMENT

NO. 4854

24 May 2024

NOTICE OF INTENTION TO AMEND THE GAZETTE NOTICE IN TERMS OF SECTION 11A (2) OF THE RESTITUTION OF LAND RIGHTS ACT, NO. 22 OF 1994 (AS AMENDED).

WHEREAS a land claim was lodged by Mr. Johannes Nyembezi Msiza, which claim was published in terms of Section 11(1) of the Restitution of Land Rights Act, No. 22 of 1994 (as amended), hereinafter referred to as "the Act".

and

WHEREAS during further investigation of the land claim in so far as it relates to the properties referred to below, the Regional Land Claims Commissioner, has reason to believe that the criteria set out in Section 11(1) (b) of the Act, has not been met.

NOW THEREFORE NOTICE is hereby given in terms of Section 11A (2) of the Act that at the expiry of 90 days from the date of the publication of this notice in the Government Gazette, the notice of the claim previously published in terms of section 11(1) of the Act in Gazette No. 41114, under Notice 992 of 2017, dated 15 September 2017, to the extent that it relates to the properties listed below, will be removed unless cause to the contrary is shown to the satisfaction of the Regional Land Claims Commissioner.

The details of the Gazette No 41114, under Notice 992 of 2017, dated 15 September 2017, relevant for this notice include the following:

Reference No: Z 0156

Claimant: Mr. Johannes Nyembezi Msiza

Property Description: See below

Owner: See below

Date Submitted: 28 December 1998

No.	Property Description	Extent (Ha)	Land Owner
1.	Portion 5 (remaining extent) of farm Witpoort 563 JR	181.2100	Wilhelmina Johanna Joubert
2.	Portion 17 of farm Witpoort 563	304.8476	K2016470114 SA Pty Ltd
3.	Portion 1 (remaining extent) of farm Bossemanskraal 538 JR	575.1128	H P G Terblanche Boedery Pty Ltd

The reasons the Regional Land Claims Commissioner believes that the criteria in section 11(1) of the Act may not have been met, is that:

- (a) The claimed land does not extend to portion 5 (remaining extent) of farm Witpoort 563 JR; portion 17 of farm Witpoort 563 JR and portion 1 (remaining extent) of farm Bossemanskraal 538 JR; and/or
- (b) The claimants did not have rights (as defined in the Act) on the properties listed above; and

- (c) The claimed land affects portions 10 (RE); 95 (RE); 108; 112 (RE) & 113 of the farm Nooitgedacht 525 JR; portion 5 of the farm Bossemanskraal 538 JR (consolidated to portion 6 (RE) of the farm Bossemanskraal 538 JR) and portion 8 of the farm Witpoort 563 JR situated in the City of Tshwane Metropolitan Municipality, Gauteng Province.

Any party who may have an interest in the above-mentioned land claim is hereby invited to make representations, within 90 days from the publication of this notice, as to why the gazette should not be amended in terms of section 11A (3) of the Act. .

The representations must be forwarded to the Regional Land Claims Commissioner

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The Regional Land Claims Commissioner
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