



KwAZULU-NATAL PROVINCE  
KwAZULU-NATAL PROVINSIE  
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**No. 1912**

**We all have the power to prevent AIDS**



**Prevention is the cure**

**AIDS  
HELPLINE**

**0800 012 322**

DEPARTMENT OF HEALTH

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## PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS

## PROVINCIAL NOTICE 129 OF 2017

**NOTICE OF EXPROPRIATION FOR THE TEMPORARY OCCUPATION AND EXTRACTION OF BORROW PIT MATERIAL FOR ROAD CONSTRUCTION PURPOSES**

1. Notice is hereby given in terms of section 7 of the Expropriation Act 1975, (Act 63 of 1975), that by virtue of the powers conferred upon him by section 2 of the said Act as read with section 8(1) of the KwaZulu-Natal Land Administration and Immovable Asset Management Act 2014, (Act No. 2 of 2014), the Honourable MEC: Human Settlements and Public Works has taken the right to enter upon and take and remove material for road purposes from the under-mentioned property:

A portion measuring approximately 6, 21 ha indicated on the attached Plan No. E16860 of the Farm Lot FP 368 No. 9876, situated in the Administrative District of KwaZulu-Natal, held by Sautoine Sugar Estate CC Registration No. 1988/010593/23 by virtue of Deed of Transfer No. T41716/2014 dated 5 December 2014.

2. The right taken includes the right to use any private road on the said property or on any other property reasonably required for the exercise of such right and the right to construct any road which may be found necessary for such purposes.
3. In terms of the provisions of section 7(2)(a) of the Expropriation Act No. 63 of 1975, you may within thirty days from date of this notice request from me through the contact details provided above, further particulars of the portion so as to enable you to determine the position and extent of the said portion. The date of the furnishing of such particulars shall be deemed to be the date of this notice.
4. The property will be in use from 2018 -01- 08 for the period of five years.
5. Possession of the property will be taken by the Provincial Government of KwaZulu-Natal on 2018 -01- 08.
6. An amount of R 15 000, 00 (Fifteen Thousand Rands Only) is hereby offered as compensation for the taking of the right.
7. In terms of section 12(2) of Act No. 63 of 1975 a further amount of R 1 500, 00 (One Thousand and Five Hundred Rands Only) is payable in addition to the compensation offered.
8. Interest at the standard interest rate determined in terms of section 26(1) of the Exchequer Act 66 of 1975 shall be payable from date of possession in terms of section 12(3).
9. In terms of the provisions of section 9(1) of the Expropriation Act No. 63 of 1975, you are hereby requested to deliver or cause to be delivered to me at the address mentioned below within **sixty days** from the date of notice, a written statement indicating the following:
  - (a) Whether you accept the amount of compensation mentioned herein, and if not accepted, what amount is claimed by you and how much of that amount represents the value of the expropriated property and the actual financial loss, if any, caused by the expropriation, as provided in section 12(1)(a)(i) and (ii) of Act No. 63 of 1975 as well as full particulars as to how such amounts are made up. Details of improvements to be given.
  - (b) The following particulars must be supplied where applicable:
    - (i) if prior to the date of notice the land was leased as a whole or in part by unregistered lease, the name and address of the lessee, accompanied by the lease

or a certified copy thereof if it is in writing, or full particulars of the lease of it is not in writing;

- (ii) if prior to the date of notice the land was sold, the name and address of the buyer, accompanied by the contract of purchase and sale or a certified copy thereof;
- (iii) if a building has been erected on the land and such building is subject to a builder's lien by virtue of a written building contract, the name and address of the building contractor, accompanied by the building contractor or a certified copy thereof;
- (iv) the address to or at which you want further documents in connection with the expropriation to be posted or delivered or tendered.

10. If any person had a right contemplated in paragraphs 7(b)(i) or (iii) above, in respect of the property of which the Minister had no knowledge on the date of notice, the Minister may withdraw the offer.

11. Your attention is drawn to sub-section 10(5)(a) and (b) of the Expropriation Act 63 of 1975 which provides, inter alia, that you shall be deemed to have accepted the compensation offered if application for the determination thereof as contemplated in section 14(1) of Act No. 63 of 1975 has not been made by you to an appropriate court within **eight months** from the date of this notice.



**MR R PILLAY** 29/11/17

Member of the Executive Council of the Province of KwaZulu-Natal  
responsible for Human Settlements and Public Works







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