

REPUBLIC OF SOUTH AFRICA

**PORTFOLIO COMMITTEE AMENDMENTS
TO
PROVISION OF CERTAIN LAND
FOR SETTLEMENT
AMENDMENT BILL**

[B 15—98]

(As agreed to by the Portfolio Committee on Land Affairs (National Assembly))

[B 15A—98]

REPUBLIEK VAN SUID-AFRIKA

**PORTEFEULJEKOMITEE-AMENDEMENTE
OP
WYSIGINGSWETSONTWERP
OP DIE BESKIKBAARSTELLING
VAN SEKERE GROND VIR
VESTIGING**

[W 15—98]

(Soos goedgekeur deur die Portefeuljekomitee oor Grondsake (Nasionale Vergadering))

[W 15A—98]

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AMENDMENTS AGREED TO

**PROVISION OF CERTAIN LAND FOR SETTLEMENT AMENDMENT
BILL**
[B 15—98]

CLAUSE 3

1. On page 4, in line 13, to omit “The [Administrator]” and to substitute:

[The Administrator] Taking into consideration the languages most commonly used in the district, the
2. On page 4, in line 14, to omit “a” and to substitute “at least one”.

CLAUSE 6

Clause rejected.

NEW CLAUSE

1. That the following be a new Clause to follow Clause 5:

Insertion of section 11 in Act 126 of 1993

6. The following section is hereby inserted in the principal Act after section 10:

“Minister’s power to dispose of certain land

11. The Minister may, on such terms and conditions as he or she may deem fit, for the purposes of this Act, sell, exchange, donate or lease any land designated or acquired under this Act or, if the land is no longer required for the purposes of this Act, for any other purpose.”.

CLAUSE 7

Clause rejected.

NEW CLAUSES

1. That the following be new Clauses to follow Clause 6:

Substitution of section 12 of Act 126 of 1993

7. The following section is hereby substituted for section 12 of the principal Act:

“Expropriation Act

12. (1) Without derogating from the powers that a Minister may exercise under the Expropriation Act, 1975 (Act No. 63 of 1975), the Minister may for the purposes of this Act, exercise

equivalent powers to the powers that such other Minister may exercise under the Expropriation Act, 1975.

(2) Notwithstanding the provisions of the Expropriation Act, 1975, the owner of the land in question shall be given a hearing before any land is expropriated in terms of this Act.

(3) In the event of expropriation, compensation shall be paid as prescribed by the Constitution, with due regard to the provisions of section 12(3), (4) and (5) of the Expropriation Act, 1975.

(4) Any right in land which derives from the provisions of this Act will be capable of expropriation in accordance with the provisions of any applicable legislation.”.

Repeal of section 13 of Act 126 of 1993

8. Section 13 of the principal Act is hereby repealed.