

H4/3/1/3613: Die wapen van die **Re Tlameleng Skool**, soos by Goewermentskenningsgewing No. 2119 van 5 November 1993 gepubliseer.

H4/3/1/3617: Die kenteken van die **Hoër Tegniese Skool Rustenburg**, soos by Goewermentskenningsgewing No. 2119 van 5 November 1993 gepubliseer.

H4/3/1/3622: Die wapen van die **Hoërskool Dinamika**, soos by Goewermentskenningsgewing No. 2119 van 5 November 1993 gepubliseer.

H4/3/1/3628: Die vlag van die **Laerskool Helderkrui**n, soos by Goewermentskenningsgewing No. 2119 van 5 November 1993 gepubliseer.

H4/3/2/498: Die wapen van die **Mabopane Stedelike Raad**, soos by Goewermentskenningsgewing No. 2119 van 5 November 1993 gepubliseer.

H4/3/2/548: Die wapen van **Prince Alfred's Hamlet**, soos by Goewermentskenningsgewing No. 2119 van 5 November 1993 gepubliseer.

H4/3/1/3613: The arms of the **Re Tlameleng School**, as published under Government Notice No. 2119 of 5 November 1993.

H4/3/1/3617: The badge of the **Rustenburg Technical High School**, as published under Government Notice No. 2119 of 5 November 1993.

H4/3/1/3622: The arms of the **Hoërskool Dinamika**, as published under Government Notice No. 2119 of 5 November 1993.

H4/3/1/3628: The flag of the **Laerskool Helderkrui**n, as published under Government Notice No. 2119 of 5 November 1993.

H4/3/2/498: The arms of the **Mabopane Urban Council**, as published under Government Notice No. 2119 of 5 November 1993.

H4/3/2/548: The arms of **Prince Alfred's Hamlet**, as published under Government Notice No. 2119 of 5 November 1993.

## DEPARTEMENT VAN OMGEWINGSAKE

No. 248

11 Februarie 1994

VERKLARING VAN GROND TOT 'N NASIONALE PARK INGEVOLGE DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976): MARAKELE NASIONALE PARK

Ek, Wynand Nicolas Breytenbach, Adjunkminister van Omgewingsake, handelende ingevolge 'n Volmag aan my verleen op 1 Junie 1992 deur die Minister van Omgewingsake—

- verklaar hierby kragtens artikel 2C (1) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), die grond omskryf in Bylae A hiervan en ingevolge artikel 2D (1) van genoemde Wet, die grond beskryf in Bylae B hiervan, tot 'n nasionale park;
- skryf hierby die naam Marakele Nasionale Park daaraan toe; en
- wysig hierby Bylae 1 van genoemde Wet deur aan die einde daarvan die naam Marakele Nasionale Park en die omskrywing van die grond in Bylae A hiervan, by te voeg.

**W. N. BREYTENBACH,**

Adjunkminister van Omgewingsake.

### BYLAE A

- Die plaas Kransberg 593, geleë in die Registrasieafdeling KQ, Transvaal, groot 15742,9812 hektaar, soos voorgestel op en beskryf in Kaart L.G. No. A8390/88.
- Die plaas Zwarthoek 276, geleë in die Registrasieafdeling KQ, Transvaal, groot 2331,5443 hektaar, soos voorgestel op en beskryf in Kaart L.G. No. A877/1908.

## DEPARTMENT OF ENVIRONMENT AFFAIRS

No. 248

11 February 1994

DECLARATION OF LAND TO BE A NATIONAL PARK IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976): MARAKELE NATIONAL PARK

I, Wynand Nicolas Breytenbach, Deputy Minister of Environment Affairs, acting in terms of a Proxy granted to me on 1 June 1992 by the Minister of Environment Affairs—

- hereby declare under section 2C (1) of the National Parks Act, 1976 (Act No. 57 of 1976), the land defined in Schedule A hereto and in terms of section 2D (1) of the said Act, the land described in Schedule B hereto, to be a national park;
- hereby assign the name Marakele National Park thereto; and
- amend Schedule 1 of the said Act by adding at the end thereof the name Marakele National Park and the definition of the land in Schedule A hereto.

**W. N. BREYTENBACH,**

Deputy Minister of Environment Affairs.

### SCHEDULE A

- The farm Kransberg 593, situate in the Registration Division KQ, Transvaal, in extent 15742,9812 hectares, as represented on and described in Diagram S.G. No. A8390/88.
- The farm Zwarthoek 276, situate in the Registration Division KQ, Transvaal, in extent 2331,5443 hectares, as represented on and described in Diagram S.G. No. A877/1908.

**BYLAE B**

Die ondergenoemde grond geleë in die Registrasieafdeling KQ, Transvaal:

1. Gedeelte 4 (gedeeltes van Gedeelte 1 en die Resterende Gedeelte) van die plaas Elandshoek 263, groot 2026,7031 hektaar;
2. Die plaas Waterhoutboom 264, groot 5711,7851 hektaar;
3. Gedeelte 2 van die plaas Vygeboomfontein 239, groot 842,2167 hektaar;
4. Resterende Gedeelte van Gedeelte 3 van die plaas Buffelspoort 280, groot 2398,8034 hektaar;
5. Gedeelte 2 van die plaas Aapiesrivierpoort 272, groot 552,0407 hektaar;
6. Resterende Gedeelte van die plaas Aapiesrivierpoort 272, groot 551,0664 hektaar;
7. Restant van die plaas Blespaardspruit 275, groot 711,4923 hektaar;
8. Gedeelte 5 van die plaas Blespaardspruit 275, groot 50,8414 hektaar;
9. Gedeelte 1 van die plaas Tweeloopfontein 235, groot 505,7162 hektaar;
10. 'n Gedeelte van die Resterende Gedeelte van Gedeelte 1 van die plaas Duikerspan 136, groot ongeveer 412 hektaar;
11. 'n Gedeelte van Gedeelte 5 ('n gedeelte van Gedeelte 1) van die plaas Duikerspan 136, groot ongeveer 355 hektaar;
12. Gedeelte 1 van die plaas Aapiesrivierpoort 272, groot 276,0222 hektaar;
13. Gedeelte 4 van die plaas Geelhoutbosch 269, groot 678,5004 hektaar;
14. Gedeelte 6 ('n gedeelte van Gedeelte 1) van die plaas Geelhoutbosch 269, groot 113,0834 hektaar; en
15. Gedeelte 7 ('n gedeelte van Gedeelte 1) van die plaas Geelhoutbosch 269, groot 226,1688 hektaar.

**SCHEDULE B**

The undermentioned land situate in the Registration Division KQ, Transvaal:

1. Portion 4 (portions of Portion 1 and the Remaining Extent) of the farm Elandshoek 263, in extent 2026,7031 hectares;
2. The farm Waterhoutboom 264, in extent 5711,7851 hectares;
3. Portion 2 of the farm Vygeboomfontein 239, in extent 842,2167 hectares;
4. Remaining Extent of Portion 3 of the farm Buffelspoort 280, in extent 2398,8034 hectares;
5. Portion 2 of the farm Aapiesrivierpoort 272, in extent 552,0407 hectares;
6. Remaining Extent of the farm Aapiesrivierpoort 272, in extent 551,0664 hectares;
7. Remainder of the farm Blespaardspruit 275, in extent 711,4923 hectares;
8. Portion 5 of the farm Blespaardspruit 275, in extent 50,8414 hectares;
9. Portion 1 of the farm Tweeloopfontein 235, in extent 505,7162 hectares;
10. A portion of the Remaining Extent of Portion 1 of the farm Duikerspan 136, in extent approximately 412 hectares;
11. A portion of Portion 5 (a portion of Portion 1) of the farm Duikerspan 136, in extent approximately 355 hectares;
12. Portion 1 of the farm Aapiesrivierpoort 272, in extent 276,0222 hectares;
13. Portion 4 of the farm Geelhoutbosch 269, in extent 678,5004 hectares;
14. Portion 6 (a portion of Portion 1) of the farm Geelhoutbosch 269, in extent 113,0834 hectares; and
15. Portion 7 (a portion of Portion 1) of the farm Geelhoutbosch 269, in extent 226,1688 hectares.

**DEPARTEMENT VAN  
STAATSBESTEDING****No. 249****11 Februarie 1994**

Staat van Ontvangste in en Oordragte uit die Skatkisrekening vir die tydperk 1 April 1993 tot 31 Januarie 1994.

Tesourie, Pretoria.

**DEPARTMENT OF STATE  
EXPENDITURE****No. 249****11 February 1994**

Statement of Receipts into and Transfers from the Exchequer Account for the period 1 April 1993 to 31 January 1994.

Treasury, Pretoria.

**ONTVANGSTE—RECEIPTS**

Inkomstehoof	Head of Revenue	Maand Januarie Month of January		Totaal 1 April tot 31 Januarie Total 1 April to 31 January	
		1994	1993	1994	1993
Skatkissaldo, 31 Maart 1993.....	Exchequer Balance, 31 March 1993.....	R	R	R	R
Skatkissaldo, 31 Januarie 1994.....	Exchequer Balance, 31 January 1994.....	—	—	69 594 614	—
		4 648 166 599	—	—	—
<b>Staatsinkomsterekening</b>	<b>State Revenue Account</b>				
Binnelandse Inkomste.....	Inland Revenue.....	8 296 463 823	6 503 022,275	62 922 392 014	53 599 447 518
Doeane en Aksyns.....	Customs and Excise.....	100 647 911	(67 291 918)	9 067 032 096	7 911 543 446
		R			
		8 397 111 734	6 435 730 357	71 989 424 110	61 510 990 964
Suid-Afrikaanse Ontwikkelingsstrustfonds.....	South African Development Trust Fund.....	—	2 212 364	—	13 998 792
Fonds vir Sorghumbiernavorsing.....	Sorghum Beer Research Fund.....	—	—	—	—
		R			
		—	2 212 364	—	13 998 792
		R			
		8 397 111 734	6 437 942 721	71 989 424 110	61 524 989 756

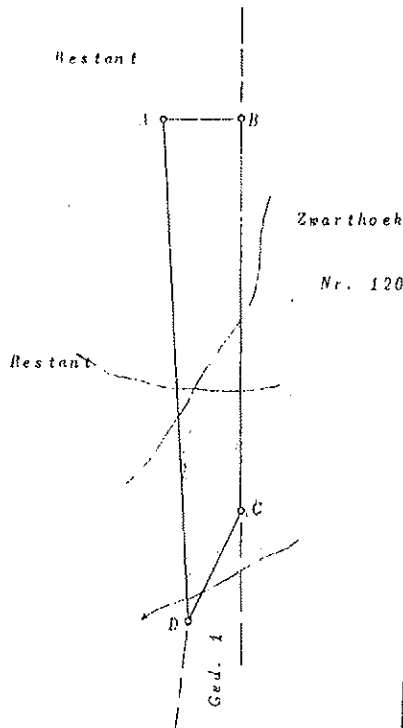
Goedgekeur

*Landmeter-generaal*  
Landmeter-generaal.

Bakenbeskrywing.

A, B, C, D .... 1 1/2" x 3/8" ysterpenne onder klipstapels.

	SYE Kaapse Voet.	RIGTINGS- HOEKE	y	KO-ORDINATE. x Plaaslik	
AB	1072.7	270 00 00	A	+47002.9	+46675.4
BC	4946.5	1 31 05	B	+45930.2	+46675.4
CD	1565.1	28 10 00	C	+46061.2	+51620.2
DA	6327.9	178 09 40	D	+46800.0	+53000.0



Tans geregistreer onder:  
Now registered under:  
Nr. 275  
REGISTRASIE AFD. DIV.  
REGISTRATION DIVISION **KQ**

Die figuur A B C D

59.3573 Morge grond, syde Gedeelte 5

ALESIPAARDSPRUIT Nr. 950

geleë in die DISTRIK RUSTENBURG

Geneet in Maart 1949 deur my

PROVINSIE TRANSVAAL

*Landmeter*  
Landmeter.

Hierdie kaart is geneë aan Akte van T.1

Nr. 10032/56 gedateer  
ten gunste van

Registratens van Aktes.

Die oorspronklike kaart is Nr. A 574/08

verwant Grondbrief

Nr. 2374/1879

K.B.341 f.45

L.G. Lett. Nr. 330/6571/49

Meerstukke Nr. 1005/49

Komplisie Nr. K.426



**DEPARTEMENT VAN  
OMGEWINGSAKE**

**No. 857** **29 April 1994**

VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976), TOT DEEL VAN DIE MARAKELE NASIONALE PARK

Ek, Wynand Nicolas Breytenbach, Adjunkminister van Omgewingsake, handelende ingevolge 'n Volmag aan my verleen op 1 Junie 1992 deur die Minister van Omgewingsake—

- (a) verklaar hierby kragtens artikel 2C (2) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), die grond omskryf in Bylae A en kragtens artikel 2D (1) van genoemde Wet, die grond beskryf in Bylae B, tot deel van die Marakele Nasionale Park; en
- (b) wysig hierby Bylae 1 van genoemde Wet deur die omskrywing van die grond in Bylae A by die gebiedsomskrywing van die Marakele Nasionale Park te voeg.

**W. N. BREYTENBACH,**  
Adjunkminister van Omgewingsake.

**BYLAE A**

Gedeelte 3 van die plaas Groothoek 278, geleë in die Registrasieafdeling KQ, Transvaal, groot 624,0511 hektaar, soos voorgestel op en beskryf in Kaart LG No. A2989/30.

**BYLAE B**

Die ondergenoemde grond geleë in die Registrasieafdeling KQ, Transvaal:

1. Gedeelte 9 ('n gedeelte van Gedeelte 4) van die plaas Duikerspan 136, groot 92,4852 hektaar;
2. Gedeelte 1 van die plaas Marakeli 437, groot 1026,5500 hektaar;
3. Gedeelte 5 ('n gedeelte van Gedeelte 1) van die plaas Geelhoutbosch 269, groot 113,0834 hektaar; en
4. Resterende Gedeelte van die plaas Zandfontein 315, groot 666,1830 hektaar.

**No. 858** **29 April 1994**

ALGEMENE BELEID INGEVOLGE DIE WET OP OMGEWINGSBEWARING, 1989 (WET No. 73 VAN 1989): BEHEER VAN VOERTUIE BINNE DIE KUSGEBIED

Kragtens artikel 2 (1) van die Wet op Omgewingsbewing, 1989 (Wet No. 73 van 1989), bepaal ek, Jacob Albertus van Wyk, Minister van Omgewingsake, hierby na oorleg met elke Minister wat belas is met die uitvoering van 'n Wet wat na my oordeel betrekking het op 'n aangeleentheid wat die omgewing raak, die Minister van Staatsbesteding, die Administrateur van elke provinsie en die Raad vir die Omgewing, die algemene beleid vir die beheer van voertuie binne die kusgebied soos uiteengesit in die Bylae tot hierdie kennisgewing.

**J. A. VAN WYK,**  
Minister van Omgewingsake.

**DEPARTMENT OF ENVIRONMENT  
AFFAIRS**

**No. 857** **29 April 1994**

DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976), TO BE PART OF THE MARAKELE NATIONAL PARK

I, Wynand Nicolas Breytenbach, Deputy Minister of Environment Affairs, acting in terms of a Proxy granted to me on 1 June 1992 by the Minister of Environment Affairs—

- (a) hereby declare under section 2C (2) of the National Parks Act, 1976 (Act No. 57 of 1976), the land defined in Schedule A and under section 2D (1) of the said Act, the land described in Schedule B, to be part of the Marakele National Park; and
- (b) hereby amend Schedule 1 of the said Act by adding the definition of the land in Schedule A to the definition of the area of the Marakele National Park.

**W. N. BREYTENBACH,**  
Deputy Minister of Environment Affairs.

**SCHEDULE A**

Portion 3 of the farm Groothoek 278, situated in the Registration Division KQ, Transvaal, in extent 624,0511 hectares, as represented on and described in Diagram SG No. A2989/30.

**SCHEDULE B**

The undermentioned land situate in the Registration Division KQ, Transvaal:

1. Portion 9 (a portion of Portion 4) of the farm Duikerspan 136, in extent 92,4852 hectares;
2. Portion 1 of the farm Marakeli 437, in extent 1026,5500 hectares;
3. Portion 5 (a portion of Portion 1) of the farm Geelhoutbosch 269, in extent 113,0834 hectares; and
4. Remaining Extent of the farm Zandfontein 315, in extent 666,1830 hectares.

**No. 858** **29 April 1994**

GENERAL POLICY IN TERMS OF THE ENVIRONMENT CONSERVATION ACT, 1989 (ACT No. 73 OF 1989): CONTROL OF VEHICLES IN THE COASTAL ZONE

Under section 2 (1) of the Environment Conservation Act, 1989 (Act No. 73 of 1989), I, Jacob Albertus van Wyk, Minister of Environment Affairs, after consultation with each Minister who is charged with any law which in my opinion relates to a matter affecting the environment, the Minister of State Expenditure, the Administrator of each province and the Council for the Environment, hereby determine the general policy for the control of vehicles in the coastal zone as set out in the Schedule to this notice.

**J. A. VAN WYK,**  
Minister of Environment Affairs.

- (b) the reference number;
- (c) the specific location of the activity or development;
- (d) the name of the proponent, address and telephone number;
- (e) the name(s), address(es) and telephone number(s) of any consultant(s) involved;
- (f) the date of, and persons present at the site visit;
- (g) the decision of the authority concerned;
- (h) the key factors in determining the decision, including the views of all the authorities concerned;
- (i) any media coverage or contact made with, and the views of interested and affected persons or organisations;
- (j) the conditions of approval (including mitigation, control and rehabilitation measures to be taken during and after the activity or development to minimise the potential influences and impacts), if any;
- (k) the date of expiry or duration of approval;
- (l) the appeal procedures;
- (m) the signature of the duly authorised person; and
- (n) the date.

#### Right of appeal

8. An appeal to the Provincial Authority or Minister of Environmental Affairs and Tourism in terms of section 35 (3) of the Act, shall be writing within 30 days from the date of which the decision with regard to the application for authorization was made known and shall be accompanied by an amount of R250,00.

#### Penalties

9. Any person who contravenes, or fails to comply with any provision of these regulations shall be guilty of an offence and liable on conviction to a fine or imprisonment mentioned in section 28 (e) of the Act.

- (b) 'n verwysingsnommer;
- (c) die spesifieke ligging van die handeling of ontwikkeling;
- (d) die aansoeker se naam, adres en telefoonnommer;
- (e) die naam(name), adres(se) en telefoonnommer(s) van enige konsultant(e) wat betrokke is;
- (f) die datum van, en persone teenwoordig by die terreinbesoek;
- (g) die besluit van die betrokke owerheid;
- (h) die sleutelfaktore in die besluitneming, insluitend die mening van al die ander betrokke owerhede;
- (i) enige media dekking of kontak met, asook die mening van benadeelde of belanghebbende persone of organisasies;
- (j) die voorwaardes van goedkeuring (insluitend die beoogde versagtings-, beheer en rehabilitasie-maatreëls wat tydens en na uitvoering van die voorgenome handeling of ontwikkeling onderneem sal word om die moontlike invloed te verminder), indien;
- (k) die vervaldatum of tydsduur van die goedkeuring;
- (l) die appèl prosedure;
- (m) die handtekening van die gemagtigde persoon; en
- (n) die datum.

#### Reg van appèl

8. Appèl tot die Provinsiale Owerheid of Minister van Omgewingsake en Toerisme kragtens artikel 35 (3) van die Wet, moet skriftelik binne 30 dae vanaf die dag waarop die besluit met betrekking tot die aansoek vir goedkeuring uitgereik is, geskied en moet vergesel wees van 'n bedrag van R250,00.

#### Strawwe

9. Enige persoon wat 'n bepaling van hierdie regulasies oortree, of versuim om daaraan te voldoen, is aan 'n misdryf skuldig en by skuldigbevinding strafbaar met 'n boete of gevangenisstraf gemeld in artikel 28 (e) van die Wet.

**No. 1037**

**14 July 1995**

DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976), TO BE PART OF THE MARAKELE NATIONAL PARK

I, Dawid Jacobus de Villiers, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Minister of Mineral and Energy Affairs and subject to the agreement entered into between the National Parks Board and the owner of the land defined in the Schedule, the mentioned land to be part of the Marakele National Park.

**D. J. DE VILLIERS,**

Minister of Environmental Affairs and Tourism.

#### SCHEDULE

Portion 4 (a portion of Portion 3) of the farm Vygeboomfontein 239, in extent 534,4720 hectares, situate in the Registration Division KQ.

**No. 1037**

**14 Julie 1995**

VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976), TOT DEEL VAN DIE MARAKELE NASIONALE PARK

Ek, Dawid Jacobus de Villiers, Minister van Omgewingsake en Toerisme, verklaar hierby kragtens die bevoegdheid my verleen by artikel 2B (1) (b) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), na oorlegpleging met die Minister van Minerale- en Energiesake en onderworpe aan die ooreenkoms tussen die Nasionale Parkeraad en die eienaar van die grond in die Bylae omskryf, die gemelde grond tot deel van die Marakele Nasionale Park.

**D. J. DE VILLIERS,**

Minister van Omgewingsake en Toerisme.

#### BYLAE

Gedeelte 4 ('n gedeelte van Gedeelte 3) van die plaas Vygeboomfontein 239, groot 534,4720 hektaar, geleë in die registrasieafdeling KQ.

ONDERVERDELINGSKAART.

Hierdie Kaart bestaan uit ....twee..... velle  
 Vel No. ....2.....

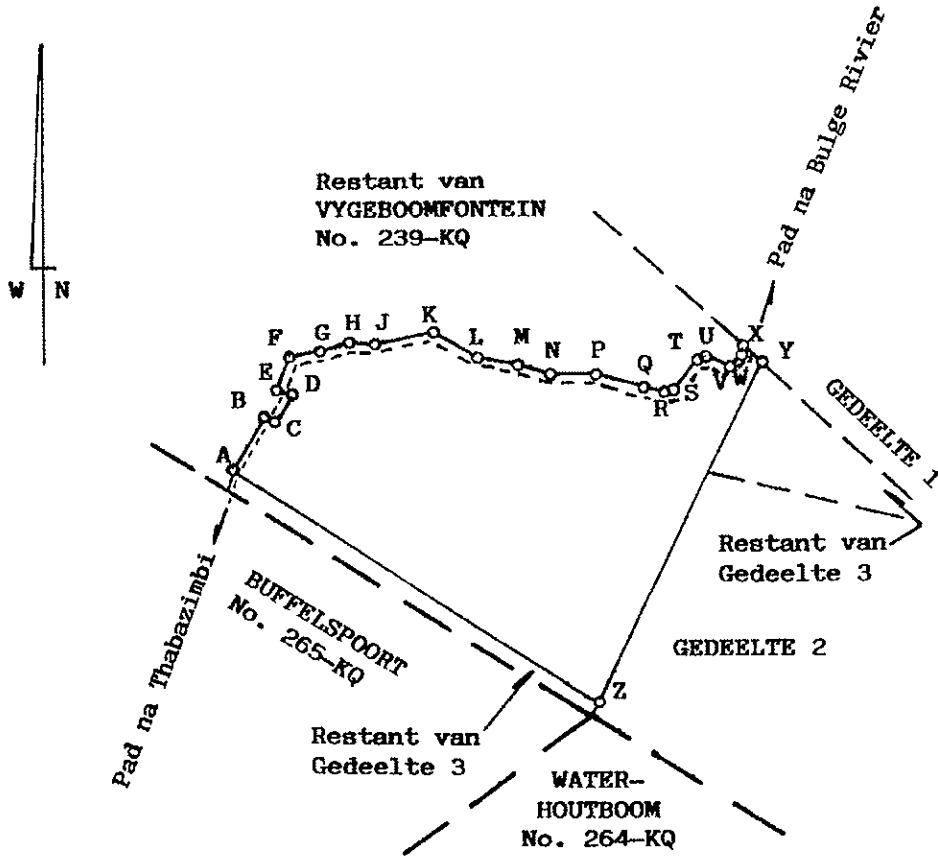
L.G. No. A 2573/1994  
 Goedgekeur

nms. LANDMETER-GENERAAL  
 1994-04-19

GEDEELTE 4 ('N GEDEELTE VAN GEDEELTE 3)  
 VAN DIE PLAAS VYGEBOOMFONTEIN NO. 239-KQ

BAKENBESKRYWING:

- |  |  |
|--|--|
| A, B, C, D, E, F, G, H, J, K, L, M, N, P, Q, S, T, U, W, X ... | 20mm Ysterpenne en klipstapels.                  |
| R .....  | 12mm Gat in beton noordwes van pyphoekdraadpaal. |
| V .....  | 12mm Gat in beton wes van pyphoekdraadpaal.      |
| Y, Z .....   | Stuk standaard ysterpaal en klipstapel           |



Opgemeet in Maart 1994

deur my

D. DE RIDDER, Landmeter

*Reserfisees in ware afdrak van die  
versprekings*

*E. Roux*

**OOREENKOMS**

**EUGENE LE ROUX**  
PRAETOR FORUM, 1ste VLOER  
VAN DER WALTSTRAAT, PRETORIA  
KOMMISSARIS VAN EDE  
PRAKTISERENDE PROKUREUR R.S.A.

*D. Naude*  
011 7803205

INGEVOLGE ARTIKEL 2B(1)(b) VAN  
WET 57 VAN 1976

AANGEGAAN TUSSEN

**DIE NASIONALE PARKERAAD**

hierin verteenwoordig deur

**MNR HERMANUS BOTHA**

in sy hoedanigheid van Raadsekretaris  
(hierna "die RAAD" genoem)

EN

**BESLOTE KORPORASIE AAPIESRIVIERPARK**

hierin verteenwoordig deur

**ROELOF HENDRIK VENTER**

in sy hoedanigheid van Voorsitter van die Beheerraad  
behoorlik daartoe gemagtig  
(hierna "die BESLOTE KORPORASIE" genoem)

*RMW*  
*hkh*  
*J. J. de V.*



AANGESIEN die BESLOTE KORPORASIE beoog om die geregistreerde eienaar te word van 'n sekere gedeelte van die plaas Vygeboomfontein 239 KQ soos hierna volledig omskryf; en

AANGESIEN die BESLOTE KORPORASIE begerig is om die eiendom aan die RAAD beskikbaar te stel vir die doeleindes van 'n nasionale park,

KOM DIE PARTYE SOOS VOLG OOREEN :

1. DIE EIENDOM

1.1 Die BESLOTE KORPORASIE stel hierby die gedeelte van Vygeboomfontein 239 KQ, in rooi aangetoon op die kaart hierby aangeheg as Bylae A (hierna "die EIENDOM" genoem) aan die RAAD beskikbaar vir die doeleindes van 'n nasionale park.

2. OOREENKOMSPARK

2.1 Die RAAD onderneem om onverwyld stappe te neem om die EIENDOM tot deel van die beoogde Kransberg Nasional Park (hierna "die PARK" genoem) te laat verklaar ingevolge artikel 2B(1)(b) van die Wet op Nasionale Parke 57 van 1976.

2.2 Eiendomsreg op die EIENDOM bly ononderbroke gevestig in die BESLOTE KORPORASIE.

3. OPSKORTENDE VOORWAARDES

3.1 Hierdie ooreenkoms is onderhewig aan die oordrag van die EIENDOM in die naam van die BESLOTE KORPORASIE.

4. NATUURBESTUUR

4.1 Die natuurbestuur van die EIENDOM is, onderhewig aan die voorskrifte van hierdie ooreenkoms, die verantwoordelikheid van die RAAD.

EUGENE LE ROUX  
PRAETOR FORUM, 1ste VLOER  
VAN DER WALTSTRAAT, PRETORIA  
KOMMISSARIS VAN EDE

- 6.3 Die RAAD is te alle redelike tye geregtig op toegang tot die EIENDOM ter uitvoering van die funksies en bevoegdhede ingevolge hierdie ooreenkoms.
- 6.4 Lede van die publiek geniet nie toegang tot die EIENDOM tensy in besit van skriftelike toestemming van die BESLOTE KORPORASIE nie.

## 7. ONTEIENING

- 7.1 Die RAAD onderneem om nie stappe te neem om die EIENDOM tydens die duur van hierdie ooreenkoms te onteien om eiendomsreg te bekom nie.

## 8. VOORKOOPSREG

- 8.1 Indien die BESLOTE KORPORASIE gedurende die termyn van hierdie ooreenkoms sou oorweeg om die EIENDOM te verkoop, onderneem die BESLOTE KORPORASIE om die EIENDOM by skriftelike kennisgewing eers aan die RAAD aan te bied op dieselfde voorwaardes as wat dit deur of vir 'n belangstellende koper aangebied is.
- 8.2 Die RAAD is geregtig om so 'n aanbod binne 30 dae na ontvangs daarvan te aanvaar.

## 9. DUUR EN BEËINDIGING VAN OOREENKOMS

- 9.1 Vir 'n termyn van vyftig (50) jaar na die datum van die verklaring van die EIENDOM tot deel van die PARK ingevolge klousule 2.1, kan hierdie ooreenkoms slegs deur skriftelike ooreenkoms tussen die partye beëindig word.
- 9.2 Na verstryking van die termyn van 50 jaar bly die ooreenkoms van krag en kan enigeen van die partye die ooreenkoms beëindig met 6 maande skriftelike kennisgewing.

## 10. MINERALEREGTE

- 10.1 Die RAAD is bewus daarvan dat 'n derde party die mineraleregte op die EIENDOM hou en verklaar dat hierdie feit nie die nakoming deur die RAAD van klousule 2.1 sal beïnvloed nie.

## 11. WYSIGINGS

- 11.1 Geen wysiging van hierdie ooreenkoms sal van enige krag wees, tensy dit op skrif gestel en deur albei partye onderteken is nie.
- 11.2 Die geldigheid van hierdie ooreenkoms word nie geraak nie deur -
- a) die wisseling van die BESLOTE KORPORASIE se lede; of
  - b) die omskepping van die BESLOTE KORPORASIE in 'n maatskappy kragtens die toepaslike wetgewing indien die lede van die BESLOTE KORPORASIE dit wenslik ag.

## 12. DOMICILIUM

- 12.1 Die partye kies die volgende adresse as *domicilia citandi et executandi* vir alle doeleindes van hierdie ooreenkoms :

Die Parkeraad  
Leydsstraat 643  
MUCKLENEUK  
PRETORIA

Die Beslote Korporasie  
Aapiesrivierpark  
John Scottstraat 482  
CONSTANTIAPARK  
PRETORIA

## 13. KONTRAKBREUK

- 13.1 Indien enige party sou versuim om die voorwaardes van hierdie ooreenkoms na te kom, kan die ander party skriftelik aan hom kennis gee om die kontrakbreuk binne 30 dae te herstel, en indien hy met die kontrakbreuk sou volhard, kan die ander party, sonder benadeling van enige ander regte wat hy mag hê,
- die ooreenkoms kanselleer; en/of
  - skadevergoeding verhaal ten opsigte van skade wat hy as gevolg van die kontrakbreuk gely het.

REPUBLIC  
OF  
SOUTH AFRICA



REPUBLIEK  
VAN  
SUID-AFRIKA

# Government Gazette Staatskoerant

Vol. 374

PRETORIA, 23 AUGUST  
AUGUSTUS 1996

No. 17372

## GOVERNMENT NOTICES GOEWERMENSKENNISGEWINGS

### DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 1372

23 August 1996

#### DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976), TO BE PART OF THE MARAKELE NATIONAL PARK

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declares by virtue of the powers vested in me by section 2C (2) and 2D (1) (a) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Minister of Mineral and Energy Affairs and subject to the agreement entered into between the National Parks Board and the owner of the land defined in the Schedule, the mentioned land to be part of the Marakele National Park.

Z. P. JORDAN

Minister of Environmental Affairs and Tourism

#### SCHEDULE

(a) Remaining portion of Portion 3 of the farm Vygeboomfontein 239 KQ in extent 108,0579 hectares as indicated on Diagram No. 66756/1993.

(b) Remaining portion of Portion 1 of the farm Geelhoutbosch 269 KQ in extent 113,0834 hectares as indicated on Diagram No. T7662/1992.

(c) Portion 3 of the farm Aapiesrivierpoort 272 KQ in extent 298,5883 hectares as indicated on Diagram T3595/1946.

**No. 1372****23 Augustus 1996****VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976),  
TOT DEEL VAN DIE MARAKELE NASIONALE PARK**

Ek, Zweledinga Pallo Jordan, Minister van Omgewingsake en Toerisme, verklaar hierby kragtens die bevoegdheid aan my verleen by artikel 2C (2) en 2D (1) (a) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), na oorlegpleging met die Minister van Minerale- en Energiesake en die eienaar van die grond in die Bylae omskryf, die gemelde grond tot deel van die Marakele Nasionale Park.

**Z. P. JORDAN****Minister van Omgewingsake en Toerisme****BYLAE**

(a) Restant van Gedeelte 3 van die plaas Vygeboomfontein 239 KQ groot 108,0579 hektaar soos aangedui in Diagram 66756/1993.

(b) Restant van Gedeelte 1 van die plaas Geelhoutbosch 269 KQ groot 113,0834 hektaar soos aangedui in Diagram No. T7662/1992.

(c) Gedeelte 3 van die plaas Aapiessrivierpoort 272 KQ groot 298,5883 hektaar soos aangedui in Diagram T3595/1946.

**DEPARTMENT OF FOREIGN AFFAIRS  
DEPARTEMENT VAN BUITELANDSE SAKE****No. 1346****23 August 1996****RECOGNITION GRANTED AS CONSUL**

It is hereby notified that Ms Maria Manuela dos Santos Lucas has, with effect from 13 June 1995, been granted recognition as Consul of the Republic of Mozambique in Cape Town, with the Province of the Western Cape and the Northern Cape as her area of jurisdiction.

(72/113/3)

**No. 1346****23 Augustus 1996****ERKENNING VERLEEN AS KONSUL**

Hierby word bekendgemaak dat aan me. Maria Manuela dos Santos Lucas met ingang van 13 Junie 1995 erkenning verleen is as Konsul van die Republiek Mosambiek in Kaapstad, met die provinsies Wes-Kaap en Noord-Kaap as haar regsgebied.

(72/113/3)

**No. 1347****23 August 1996****RECOGNITION GRANTED AS CONSUL**

It is hereby notified that Mr Juan Ignacio Strassburger has, with effect from 20 June 1995, been granted recognition as Consul of the Republic of Argentine Republic in Johannesburg, with the Republic of South Africa as his area of jurisdiction.

(72/19/2)

**No. 1347****23 Augustus 1996****ERKENNING VERLEEN AS KONSUL**

Hierby word bekendgemaak dat aan mnr. Juan Ignacio Strassburger met ingang van 20 Desember 1995 erkenning verleen is as Konsul van die Argentynse Republiek in Johannesburg, met die Republiek van Suid-Afrika as sy regsgebied.

(72/19/2)

**No. 1348****23 August 1996****RECOGNITION GRANTED AS CONSUL-GENERAL**

It is hereby notified that Mr Skand Ranjan Tayal has, with effect from 20 November 1995, been granted recognition as Consul-General of India in Johannesburg, with the Provinces of Gauteng, the North West, the Western Cape, the Northern Cape, Mpumalanga and the Northern Province as his area of jurisdiction.

Mr Tayal is the successor to Mr Harsh Kumar Bhasin.

(72/1/1)

**No. 1372****23 Augustus 1996**

**VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976),  
TOT DEEL VAN DIE MARAKELE NASIONALE PARK**

Ek, Zweledinga Pallo Jordan, Minister van Omgewingsake en Toerisme, verklaar hierby kragtens die bevoegdheid aan my verleen by artikel 2C (2) en 2D (1) (a) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), na oorlegpleging met die Minister van Mineraal- en Energiesake en die eienaar van die grond in die Bylae omskryf, die gemelde grond tot deel van die Marakele Nasionale Park.

**Z. P. JORDAN****Minister van Omgewingsake en Toerisme****BYLAE**

(a) Restant van Gedeelte 3 van die plaas Vygeboomfontein 239 KQ groot 108,0579 hektaar soos aangedui in Diagram 66756/1993.

(b) Restant van Gedeelte 1 van die plaas Geelhoutbosch 269 KQ groot 113,0834 hektaar soos aangedui in Diagram No. T7662/1992.

(c) Gedeelte 3 van die plaas Aapiesrivierpoort 272 KQ groot 298,5883 hektaar soos aangedui in Diagram T3595/1946.

**DEPARTMENT OF FOREIGN AFFAIRS  
DEPARTEMENT VAN BUITELANDSE SAKE**

**No. 1346****23 August 1996****RECOGNITION GRANTED AS CONSUL**

It is hereby notified that Ms Maria Manuela dos Santos Lucas has, with effect from 13 June 1995, been granted recognition as Consul of the Republic of Mozambique in Cape Town, with the Province of the Western Cape and the Northern Cape as her area of jurisdiction.

(72/113/3)

**No. 1346****23 Augustus 1996****ERKENNING VERLEEN AS KONSUL**

Hierby word bekendgemaak dat aan me. Maria Manuela dos Santos Lucas met ingang van 13 Junie 1995 erkenning verleen is as Konsul van die Republiek Mosambiek in Kaapstad, met die provinsies Wes-Kaap en Noord-Kaap as haar regsgebied.

(72/113/3)

**No. 1347****23 August 1996****RECOGNITION GRANTED AS CONSUL**

It is hereby notified that Mr Juan Ignacio Strassburger has, with effect from 20 June 1995, been granted recognition as Consul of the Republic of Argentine Republic in Johannesburg, with the Republic of South Africa as his area of jurisdiction.

(72/19/2)

**No. 1347****23 Augustus 1996****ERKENNING VERLEEN AS KONSUL**

Hierby word bekendgemaak dat aan mnr. Juan Ignacio Strassburger met ingang van 20 Desember 1995 erkenning verleen is as Konsul van die Argentynse Republiek in Johannesburg, met die Republiek van Suid-Afrika as sy regsgebied.

(72/19/2)

**No. 1348****23 August 1996****RECOGNITION GRANTED AS CONSUL-GENERAL**


It is hereby notified that Mr Skand Ranjan Tayal has, with effect from 20 November 1995, been granted recognition as Consul-General of India in Johannesburg, with the Provinces of Gauteng, the North West, the Western Cape, the Northern Cape, Mpumalanga and the Northern Province as his area of jurisdiction.

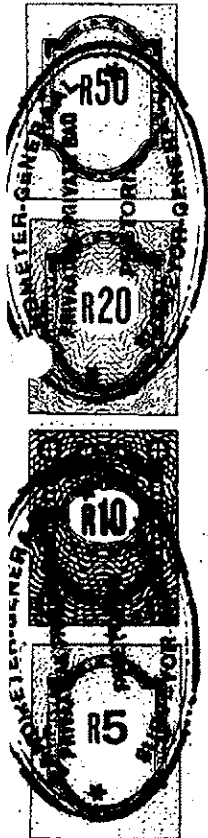
Mr Tayal is the successor to Mr Harsh Kumar Bhasin.

(72/1/1)

ONDERVERDELINGSKAART

59

SYE meter	RIGTINGS- HOEKE	KOÖRDINATE		L.G. No. A
		Y Staaf: Lo. 27°	X	
	Konstantes:	± 0,00	+2 600000,00	4047/1993
AB	1895,13   315.54.26	A-74 666,69	+ 89 309,38	Goedgekeur  nms. <b>LANDMETER- GENERAAL</b> 1993-06-04 VEL 1 VAN 2 VELLE
BC	1653,69   106.25.06	B-75 985,36	+ 90 670,49	
CD	1941,51   26.57.42	C-74 399,10	+ 90 203,08	
DE	2996,13   124.39.37	D-73 518,83	+ 91 933,57	
EF	179,24   200.01.10	E-71 054,40	+ 90 229,64	
FG	426,83   209.43.00	F-71 115,76	+ 90 061,23	
GH	98,92   294.15.10	G-71 327,35	+ 89 690,54	
HI	202,57   208.13.40	H-71 417,54	+ 89 731,17	
IJ	105,30   117.13.50	I-71 513,35	+ 89 552,69	
JK	241,18   204.21.30	J-71 419,72	+ 89 504,51	
KL	225,00   258.31.40	K-71 519,19	+ 89 284,80	
LM	212,51   254.01.40	L-71 739,70	+ 89 240,05	
MN	165,50   277.39.40	M-71 944,01	+ 89 181,57	
NO	415,65   260.07.50	N-72 108,03	+ 89 203,63	
OP	354,84   302.08.00	O-72 517,53	+ 89 132,39	
PQ	292,97   281.24.00	P-72 818,01	+ 89 321,13	
QR	229,33   291.42.40	Q-73 105,20	+ 89 379,03	
RS	325,45   271.17.30	R-73 318,26	+ 89 463,86	
ST	340,14   288.33.50	S-73 643,63	+ 89 471,20	
TU	140,17   287.09.40	T-73 966,07	+ 89 579,49	
UV	66,44   266.22.00	U-74 100,00	+ 89 620,85	
VW	279,31   218.23.40	V-74 166,31	+ 89 616,64	
WX	47,96   267.38.00	W-74 339,78	+ 89 397,73	
XY	188,31   292.35.20	X-74 387,70	+ 89 395,75	
YZ	118,24   225.52.40	Y-74 561,56	+ 89 468,08	
ZA	79,02   194.51.00	Z-74 646,44	+ 89 385,76	
<b>KONNEKSIES</b>				<i>Handwritten: 8158/1997</i>
A-AA	3115,44   135.54.26	AA-72 498,90	+ 87 071,83	
E-EE	442,56   124.39.37	EE-70 690,38	+ 89 977,95	
	65 FLAT ROCK	Δ-71 189,13	+ 87 730,21	
	67 STERKSTROOM	Δ-78 553,99	+ 92 002,85	



WET/AGT No. 70/1970  
 Toestemming No. ....  
 20601.....

Die figuur ABCDEFGHIJKLMNOPQRSTUVWXYZA

stel voor 642,5299 Hektaar

grond synde

GEDEELTE 3 VAN DIE PLAAS

V Y G E B O O M F O N T E I N NO. 238-KQ

Provinsie Transvaal

Distrik WATERBERG

Opgemaak in April 1993

deur my

ALBERT NEL

Landmeter

Hierdie kaart is gehag aan

No. T66756/1993

ged.  
Lg.v

Registateur van Aktes

Die oorspronklike kaart is

No. 1283/1894  
 Transport KB 168 folio 18  
 Grondbrief 1/11/1869

Lêr KQ 239

M.S. No. 1734/1993

A.P.

Komp. KQ-4

ONDERVERDELINGSKAART

60

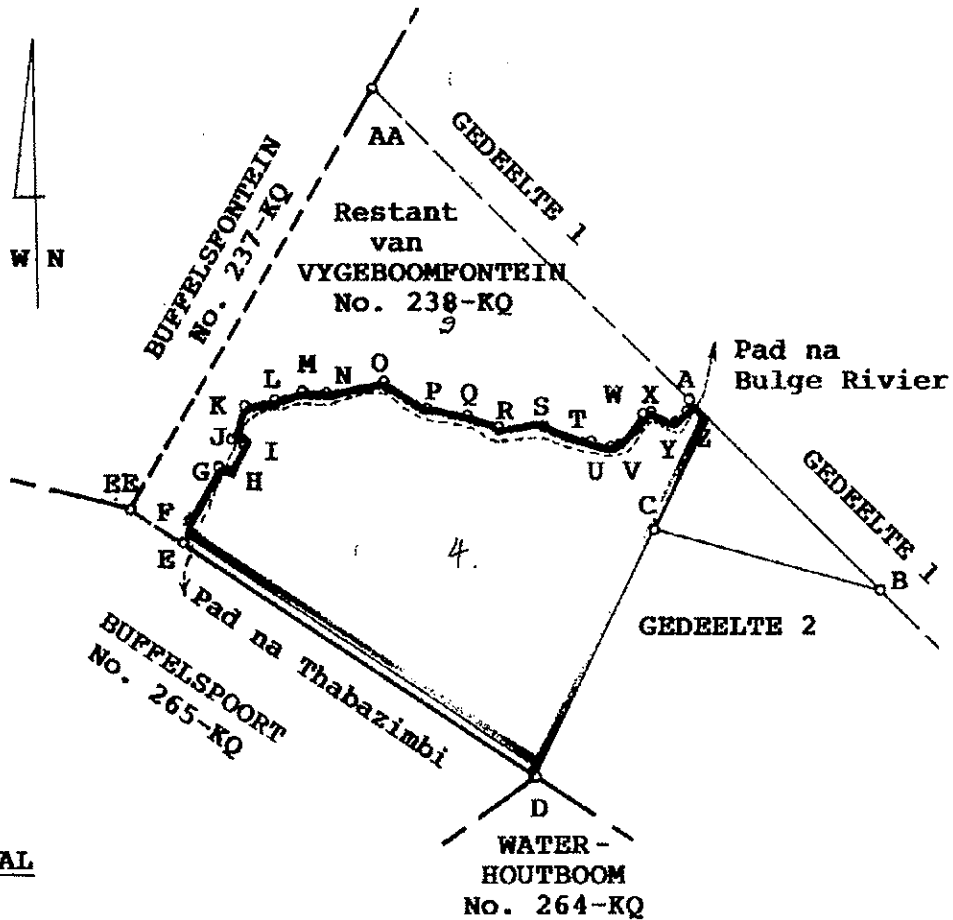
GEDEELTE 3  
VAN DIE PLAAS  
VYGEBOOMFONTEIN No. 238-KQ

L.G.No.  
A 4047/1993  
Goedgekeur

BAKENBESKRYWING:

- F tot Z: 20mm x 900mm ysterpen onder klipstapel.
- A: 20mm x 900mm ysterpen onder klipstapel 5,7 meter Noord-Oos van pyhoekpaal.
- E: 20mm x 900mm ysterpen onder klipstapel 3,8 meter Suid-Wes van pyhoekpaal.
- AA, EE, D: 12mm ysterpen onder klipstapel.
- B: 12mm gat in rots onder klipstapel.
- C: yster standaard onder klipstapel.

*[Handwritten Signature]*  
 nms.  
 LANDMETER-  
 GENERAAL  
 1993-06-04  
 VEL 2  
 VAN  
 2 VELLE



SKAAL

Opgemeet in April 1993

*[Handwritten Signature]*  
**ALBERT NEL**  
 LANDMETER



REPUBLIC  
OF  
SOUTH AFRICA



REPUBLIEK  
VAN  
SUID-AFRIKA

# Government Gazette Staatskoerant

Vol. 401

PRETORIA, 27 NOVEMBER 1998

No. 19485

## GOVERNMENT NOTICES GOEWERMENTSKENNISGEWINGS

### DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 1515

27 November 1998

#### DEPROCLAMATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976), FROM THE MARAKELE NATIONAL PARK

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby exclude by virtue of the powers vested in me by section 2D (1) of the National Parks Act, 1976 (Act No. 57 of 1976), the land mentioned in the Schedule hereto from the Marakele National Park.

**Z. P. JORDAN,**

Minister of Environmental Affairs and Tourism

#### SCHEDULE

- Portion 8 (a portion of Portion 3) of the farm Buffelspoort 280 KQ, in extent 65,5509 hectares
- Portion 6 (a portion of Portion 4) of the farm Elandshoek 263 KQ, in extent 129,2469 hectares, and
- Portion 5 (a portion of Portion 4) of the farm Elandshoek 263 KQ, in extent 1040,7741 hectares.

H4/3/1/3613: Die wapen van die **Re Tlameleng Skool**, soos by Goewermentskenningsgewing No. 2119 van 5 November 1993 gepubliseer.

H4/3/1/3617: Die kenteken van die **Hoër Tegiese Skool Rustenburg**, soos by Goewermentskenningsgewing No. 2119 van 5 November 1993 gepubliseer.

H4/3/1/3622: Die wapen van die **Hoërskool Dinamika**, soos by Goewermentskenningsgewing No. 2119 van 5 November 1993 gepubliseer.

H4/3/1/3628: Die vlag van die **Laerskool Helderkrui**n, soos by Goewermentskenningsgewing No. 2119 van 5 November 1993 gepubliseer.

H4/3/2/498: Die wapen van die **Mabopane Stedelike Raad**, soos by Goewermentskenningsgewing No. 2119 van 5 November 1993 gepubliseer.

H4/3/2/548: Die wapen van **Prince Alfred's Hamlet**, soos by Goewermentskenningsgewing No. 2119 van 5 November 1993 gepubliseer.

H4/3/1/3613: The arms of the **Re Tlameleng School**, as published under Government Notice No. 2119 of 5 November 1993.

H4/3/1/3617: The badge of the **Rustenburg Technical High School**, as published under Government Notice No. 2119 of 5 November 1993.

H4/3/1/3622: The arms of the **Hoërskool Dinamika**, as published under Government Notice No. 2119 of 5 November 1993.

H4/3/1/3628: The flag of the **Laerskool Helderkrui**n, as published under Government Notice No. 2119 of 5 November 1993.

H4/3/2/498: The arms of the **Mabopane Urban Council**, as published under Government Notice No. 2119 of 5 November 1993.

H4/3/2/548: The arms of **Prince Alfred's Hamlet**, as published under Government Notice No. 2119 of 5 November 1993.

## DEPARTEMENT VAN OMGEWINGSAKE

No. 248

11 Februarie 1994

VERKLARING VAN GROND TOT 'N NASIONALE PARK INGEVOLGE DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976): MARAKELE NASIONALE PARK

Ek, Wynand Nicolas Breytenbach, Adjunkminister van Omgewingsake, handelende ingevolge 'n Volmag aan my verleen op 1 Junie 1992 deur die Minister van Omgewingsake—

- (a) verklaar hierby kragtens artikel 2C (1) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), die grond omskryf in Bylae A hiervan en ingevolge artikel 2D (1) van genoemde Wet, die grond beskryf in Bylae B hiervan, tot 'n nasionale park;
- (b) skryf hierby die naam Marakele Nasionale Park daaraan toe; en
- (c) wysig hierby Bylae 1 van genoemde Wet deur aan die einde daarvan die naam Marakele Nasionale Park en die omskrywing van die grond in Bylae A hiervan, by te voeg.

**W. N. BREYTENBACH,**

Adjunkminister van Omgewingsake.

### BYLAE A

1. Die plaas Kransberg 593, geleë in die Registrasieafdeling KQ, Transvaal, groot 15742,9812 hektaar, soos voorgestel op en beskryf in Kaart L.G. No. A8390/88.
2. Die plaas Zwarthoek 276, geleë in die Registrasieafdeling KQ, Transvaal, groot 2331,5443 hektaar, soos voorgestel op en beskryf in Kaart L.G. No. A877/1908.

## DEPARTMENT OF ENVIRONMENT AFFAIRS

No. 248

11 February 1994

DECLARATION OF LAND TO BE A NATIONAL PARK IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976): MARAKELE NATIONAL PARK

I, Wynand Nicolas Breytenbach, Deputy Minister of Environment Affairs, acting in terms of a Proxy granted to me on 1 June 1992 by the Minister of Environment Affairs—

- (a) hereby declare under section 2C (1) of the National Parks Act, 1976 (Act No. 57 of 1976), the land defined in Schedule A hereto and in terms of section 2D (1) of the said Act, the land described in Schedule B hereto, to be a national park;
- (b) hereby assign the name Marakele National Park thereto; and
- (c) amend Schedule 1 of the said Act by adding at the end thereof the name Marakele National Park and the definition of the land in Schedule A hereto.

**W. N. BREYTENBACH,**

Deputy Minister of Environment Affairs.

### SCHEDULE A

1. The farm Kransberg 593, situate in the Registration Division KQ, Transvaal, in extent 15742,9812 hectares, as represented on and described in Diagram S.G. No. A8390/88.
2. The farm Zwarthoek 276, situate in the Registration Division KQ, Transvaal, in extent 2331,5443 hectares, as represented on and described in Diagram S.G. No. A877/1908.

**BYLAE B**

Die ondergenoemde grond geleë in die Registrasieafdeling KQ, Transvaal:

1. Gedeelte 4 (gedeeltes van Gedeelte 1 en die Resterende Gedeelte) van die plaas Elands-hoek 263, groot 2026,7031 hektaar;
2. Die plaas Waterhoutboom 264, groot 5711,7851 hektaar;
3. Gedeelte 2 van die plaas Vygeboomfontein 239, groot 842,2167 hektaar;
4. Resterende Gedeelte van Gedeelte 3 van die plaas Buffelspoort 280, groot 2398,8034 hektaar;
5. Gedeelte 2 van die plaas Aapiesrivierpoort 272, groot 552,0407 hektaar;
6. Resterende Gedeelte van die plaas Aapiesrivierpoort 272, groot 551,0664 hektaar;
7. Restant van die plaas Blespaardspruit 275, groot 711,4923 hektaar;
8. Gedeelte 5 van die plaas Blespaardspruit 275, groot 50,8414 hektaar;
9. Gedeelte 1 van die plaas Tweeloopfontein 235, groot 505,7162 hektaar;
10. 'n Gedeelte van die Resterende Gedeelte van Gedeelte 1 van die plaas Duikerspan 136, groot ongeveer 412 hektaar;
11. 'n Gedeelte van Gedeelte 5 ('n gedeelte van Gedeelte 1) van die plaas Duikerspan 136, groot ongeveer 355 hektaar;
12. Gedeelte 1 van die plaas Aapiesrivierpoort 272, groot 276,0222 hektaar;
13. Gedeelte 4 van die plaas Geelhoutbosch 269, groot 678,5004 hektaar;
14. Gedeelte 6 ('n gedeelte van Gedeelte 1) van die plaas Geelhoutbosch 269, groot 113,0834 hektaar; en
15. Gedeelte 7 ('n gedeelte van Gedeelte 1) van die plaas Geelhoutbosch 269, groot 226,1688 hektaar.

**SCHEDULE B**

The undermentioned land situate in the Registration Division KQ, Transvaal:

1. Portion 4 (portions of Portion 1 and the Remaining Extent) of the farm Elandshoek 263, in extent 2026,7031 hectares;
2. The farm Waterhoutboom 264, in extent 5711,7851 hectares;
3. Portion 2 of the farm Vygeboomfontein 239, in extent 842,2167 hectares;
4. Remaining Extent of Portion 3 of the farm Buffelspoort 280, in extent 2398,8034 hectares;
5. Portion 2 of the farm Aapiesrivierpoort 272, in extent 552,0407 hectares;
6. Remaining Extent of the farm Aapiesrivierpoort 272, in extent 551,0664 hectares;
7. Remainder of the farm Blespaardspruit 275, in extent 711,4923 hectares;
8. Portion 5 of the farm Blespaardspruit 275, in extent 50,8414 hectares;
9. Portion 1 of the farm Tweeloopfontein 235, in extent 505,7162 hectares;
10. A portion of the Remaining Extent of Portion 1 of the farm Duikerspan 136, in extent approximately 412 hectares;
11. A portion of Portion 5 (a portion of Portion 1) of the farm Duikerspan 136, in extent approximately 355 hectares;
12. Portion 1 of the farm Aapiesrivierpoort 272, in extent 276,0222 hectares;
13. Portion 4 of the farm Geelhoutbosch 269, in extent 678,5004 hectares;
14. Portion 6 (a portion of Portion 1) of the farm Geelhoutbosch 269, in extent 113,0834 hectares; and
15. Portion 7 (a portion of Portion 1) of the farm Geelhoutbosch 269, in extent 226,1688 hectares.

**DEPARTEMENT VAN  
STAATSBESTEDING**

No. 249 11 Februarie 1994

Staat van Ontvangste in en Oordragte uit die Skatkisrekening vir die tydperk 1 April 1993 tot 31 Januarie 1994.

Tesourie, Pretoria.

**DEPARTMENT OF STATE  
EXPENDITURE**

No. 249 11 February 1994

Statement of Receipts into and Transfers from the Exchequer Account for the period 1 April 1993 to 31 January 1994.

Treasury, Pretoria.

**ONTVANGSTE -- RECEIPTS**

Inkomstehoof	Head of Revenue	Maand Januarie Month of January		Totaal 1 April tot 31 Januarie Total 1 April to 31 January	
		1994	1993	1994	1993
Skatkissaldo, 31 Maart 1993.....	Exchequer Balance, 31 March 1993.....	R	R	R	R
Skatkissaldo, 31 Januarie 1994.....	Exchequer Balance, 31 January 1994.....	—	—	69 594 614	—
		4 648 166 599	—	—	—
<b>Staatsinkomsterekening</b>	<b>State Revenue Account</b>				
Binnelandse Inkomste.....	Inland Revenue.....	8 296 463 823	6 503 022,275	62 922 392 014	53 599 447 518
Doeanse en Aksyns.....	Customs and Excise.....	100 647 911	(67 291 918)	9 067 032 096	7 911 543 446
	R	8 397 111 734	6 435 730 357	71 989 424 110	61 510 990 964
Suid-Afrikaanse Ontwikkelingsstrustfonds.....	South African Development Trust Fund.....	—	2 212 364	—	13 998 792
Fonds vir Sorghumbiervorsing.....	Sorghum Beer Research Fund.....	—	—	—	—
	R	—	2 212 364	—	13 998 792
	R	8 397 111 734	6 437 942 721	71 989 424 110	61 524 989 756

5  
A

SUBDIVISIONAL DIAGRAM.

SIDES metres	ANGLES OF DIRECTION	CO-ORDINATES		S.G.No. A
		Y	System Lo. 27 <sup>D</sup> X	
	Constants	0, 00	+2 600 000, 00	4884/1994
AB	1 063, 56 334.25.00	A - 83 102, 56	+ 93 907, 95	Approved
BC	1 094, 61 334.28.50	B - 83 907, 28	+ 95 588, 81	<i>J. van der Walt</i>
CD	3 122, 28 43.30.14	C - 84 378, 85	+ 96 576, 63	for
DE	2 009, 57 81.55.03	D - 82 229, 46	+ 98 841, 31	<b>SURVEYOR-</b>
EF	2 053, 09 212.50.18	E - 80 239, 85	+ 99 123, 85	<b>GENERAL</b>
FG	949, 58 168.39.40	F - 81 353, 18	+ 97 398, 84	1994 -00- 10
GH	468, 10 230.22.20	G - 81 166, 46	+ 96 467, 79	
HJ	120, 54 131.37.30	H - 81 526, 99	+ 96 169, 23	
JK	180, 13 109.12.20	J - 81 436, 89	+ 96 089, 17	
KL	86, 47 112.09.10	K - 81 266, 78	+ 96 029, 91	
LM	117, 61 119.44.40	L - 81 186, 69	+ 95 997, 31	
MN	69, 20 127.27.10	M - 81 084, 57	+ 95 938, 96	
NA	2 872, 78 226.11.05	N - 81 029, 63	+ 95 896, 88	
	<b>INDICATORY BEACON</b>			
PH	0, 38 127.27.10	P - 81 029, 93	+ 95 897, 11	
18 STERKFORTEIN		△ - 80 834, 79	+ 106 335, 76	
67 STERKSTROOM		△ - 78 553, 99	+ 92 002, 85	

EXAMINATION FEE PAID  
*J. van der Walt*  
 for SURVEYOR-GENERAL

This diagram consists of 2 sheets.

Sheet No. 1

DESCRIPTION OF BEACONS :

- A, B ... Centre of cairn
- C, D, P ... Iron standard and cairn
- E ... 20mm iron peg and cairn
- F, G, H, J, K, L, M ... 120mm iron fence post in concrete with cairn
- N ... No beacon

The figure A B C D E F G H J K L M N A  
 represents 1-040, 7741 hectares of land being

PORTION 5 (a portion of Portion 4) of the farm

E L A N D S H O E K No. 2 6 3 - K 0

Province of Transvaal

Surveyed in January-June 1993 & May 1994 by me

*K. J. van der Walt*  
 K. J. VAN DER WALT  
 Land Surveyor

REGISTRATION NUMBER : PLS 0802

This diagram is annexed to	The original diagram is S.G.	File -/2
No.	No. A. 4282/1988	S.R.No 2169/1994
d.d.	Transfer T31995/1990	G.P.
i.f.o.	Grant	Comp. K0 - 4

SUBDIVISIONAL DIAGRAM.

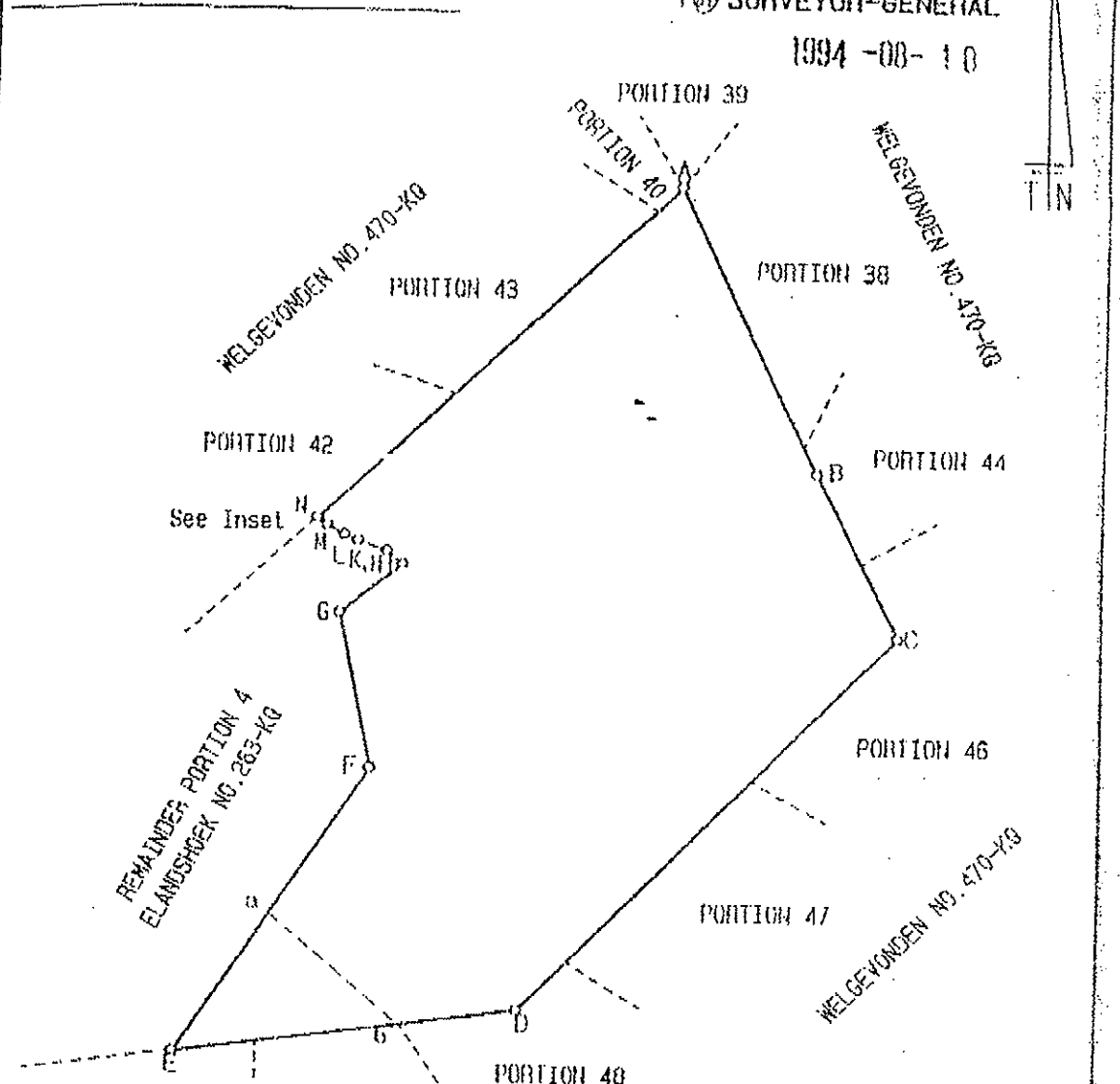
This diagram consists of 2 sheets  
Sheet No. 2

S.G.No. A 4884/1994  
Approved

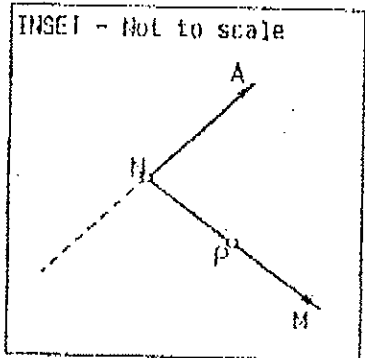
Portion 5 (a portion of Portion 4) of the farm  
ELANUSHOEK No 263-KQ

*[Signature]*  
for SURVEYOR-GENERAL

1994-08-10



REMAINDER PORTION 4  
ELANUSHOEK NO. 263-KQ



Surveyed in JANUARY-JUNE 1993 & MAY 1994

By me *[Signature]*  
K.J. VAN DER WALT  
Land Surveyor  
DEPT. OF AGRICULTURE, FISHERIES & FORESTRY

REPUBLIC  
OF  
SOUTH AFRICA



REPUBLIEK  
VAN  
SUID-AFRIKA

# Government Gazette Staatskoerant

Vol. 401

PRETORIA, 27 NOVEMBER 1998

No. 19485

## GOVERNMENT NOTICES GOEWERMENTSKENNISGEWINGS

### DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 1515

27 November 1998

#### DEPROCLAMATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976), FROM THE MARAKELE NATIONAL PARK

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby exclude by virtue of the powers vested in me by section 2D (1) of the National Parks Act, 1976 (Act No. 57 of 1976), the land mentioned in the Schedule hereto from the Marakele National Park.

Z. P. JORDAN,

Minister of Environmental Affairs and Tourism

#### SCHEDULE

- Portion 8 (a portion of Portion 3) of the farm Buffelspoort 280 KQ, in extent 65,5509 hectares
- Portion 6 (a portion of Portion 4) of the farm Elandshoek 263 KQ, in extent 129,2469 hectares, and
- Portion 5 (a portion of Portion 4) of the farm Elandshoek 263 KQ, in extent 1040,7741 hectares.

REPUBLIC  
OF  
SOUTH AFRICA



REPUBLIEK  
VAN  
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H4/3/1/3613: Die wapen van die **Re Tlameleng Skool**, soos by Goewermentskenningsgewing No. 2119 van 5 November 1993 gepubliseer.

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## DEPARTEMENT VAN OMGEWINGSAKE

No. 248

11 Februarie 1994

VERKLARING VAN GROND TOT 'N NASIONALE PARK INGEVOLGE DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976): MARAKELE NASIONALE PARK

Ek, Wynand Nicolas Breytenbach, Adjunkminister van Omgewingsake, handelende ingevolge 'n Voimag aan my verleen op 1 Junie 1992 deur die Minister van Omgewingsake—

- (a) verklaar hierby kragtens artikel 2C (1) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), die grond omskryf in Bylae A hiervan en ingevolge artikel 2D (1) van genoemde Wet, die grond beskryf in Bylae B hiervan, tot 'n nasionale park;
- (b) skryf hierby die naam Marakele Nasionale Park daaraan toe; en
- (c) wysig hierby Bylae 1 van genoemde Wet deur aan die einde daarvan die naam Marakele Nasionale Park en die omskrywing van die grond in Bylae A hiervan, by te voeg.

**W. N. BREYTENBACH,**

Adjunkminister van Omgewingsake.

### BYLAE A

1. Die plaas Kransberg 593, geleë in die Registrasieafdeling KQ, Transvaal, groot 15742,9812 hektaar, soos voorgestel op en beskryf in Kaart L.G. No. A8390/88.
2. Die plaas Zwarthoek 276, geleë in die Registrasieafdeling KQ, Transvaal, groot 2331,5443 hektaar, soos voorgestel op en beskryf in Kaart L.G. No. A877/1908.

## DEPARTMENT OF ENVIRONMENT AFFAIRS

No. 248

11 February 1994

DECLARATION OF LAND TO BE A NATIONAL PARK IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976): MARAKELE NATIONAL PARK

I, Wynand Nicolas Breytenbach, Deputy Minister of Environment Affairs, acting in terms of a Proxy granted to me on 1 June 1992 by the Minister of Environment Affairs—

- (a) hereby declare under section 2C (1) of the National Parks Act, 1976 (Act No. 57 of 1976), the land defined in Schedule A hereto and in terms of section 2D (1) of the said Act, the land described in Schedule B hereto, to be a national park;
- (b) hereby assign the name Marakele National Park thereto; and
- (c) amend Schedule 1 of the said Act by adding at the end thereof the name Marakele National Park and the definition of the land in Schedule A hereto.

**W. N. BREYTENBACH,**

Deputy Minister of Environment Affairs.

### SCHEDULE A

1. The farm Kransberg 593, situate in the Registration Division KQ, Transvaal, in extent 15742,9812 hectares, as represented on and described in Diagram S.G. No. A8390/88.
2. The farm Zwarthoek 276, situate in the Registration Division KQ, Transvaal, in extent 2331,5443 hectares, as represented on and described in Diagram S.G. No. A877/1908.



**BYLAE B**

Die ondergenoemde grond geleë in die Registrasieafdeling KQ, Transvaal:

1. Gedeelte 4 (gedeeltes van Gedeelte 1 en die Resterende Gedeelte) van die plaas Elandshoek 263, groot 2026,7031 hektaar;
2. Die plaas Waterhoutboom 264, groot 5711,7851 hektaar;
3. Gedeelte 2 van die plaas Vygeboomfontein 239, groot 842,2167 hektaar;
4. Resterende Gedeelte van Gedeelte 3 van die plaas Buffelspoort 280, groot 2398,8034 hektaar;
5. Gedeelte 2 van die plaas Aapiesrivierpoort 272, groot 552,0407 hektaar;
6. Resterende Gedeelte van die plaas Aapiesrivierpoort 272, groot 551,0664 hektaar;
7. Restant van die plaas Blespaardspruit 275, groot 711,4923 hektaar;
8. Gedeelte 5 van die plaas Blespaardspruit 275, groot 50,8414 hektaar;
9. Gedeelte 1 van die plaas Tweeloopfontein 235, groot 505,7162 hektaar;
10. 'n Gedeelte van die Resterende Gedeelte van Gedeelte 1 van die plaas Duikerspan 136, groot ongeveer 412 hektaar;
11. 'n Gedeelte van Gedeelte 5 ('n gedeelte van Gedeelte 1) van die plaas Duikerspan 136, groot ongeveer 355 hektaar;
12. Gedeelte 1 van die plaas Aapiesrivierpoort 272, groot 276,0222 hektaar;
13. Gedeelte 4 van die plaas Geelhoutbosch 269, groot 678,5004 hektaar;
14. Gedeelte 6 ('n gedeelte van Gedeelte 1) van die plaas Geelhoutbosch 269, groot 113,0834 hektaar; en
15. Gedeelte 7 ('n gedeelte van Gedeelte 1) van die plaas Geelhoutbosch 269, groot 226,1688 hektaar.

**SCHEDULE B**

The undermentioned land situate in the Registration Division KQ, Transvaal:

1. Portion 4 (portions of Portion 1 and the Remaining Extent) of the farm Elandshoek 263, in extent 2026,7031 hectares;
2. The farm Waterhoutboom 264, in extent 5711,7851 hectares;
3. Portion 2 of the farm Vygeboomfontein 239, in extent 842,2167 hectares;
4. Remaining Extent of Portion 3 of the farm Buffelspoort 280, in extent 2398,8034 hectares;
5. Portion 2 of the farm Aapiesrivierpoort 272, in extent 552,0407 hectares;
6. Remaining Extent of the farm Aapiesrivierpoort 272, in extent 551,0664 hectares;
7. Remainder of the farm Blespaardspruit 275, in extent 711,4923 hectares;
8. Portion 5 of the farm Blespaardspruit 275, in extent 50,8414 hectares;
9. Portion 1 of the farm Tweeloopfontein 235, in extent 505,7162 hectares;
10. A portion of the Remaining Extent of Portion 1 of the farm Duikerspan 136, in extent approximately 412 hectares;
11. A portion of Portion 5 (a portion of Portion 1) of the farm Duikerspan 136, in extent approximately 355 hectares;
12. Portion 1 of the farm Aapiesrivierpoort 272, in extent 276,0222 hectares;
13. Portion 4 of the farm Geelhoutbosch 269, in extent 678,5004 hectares;
14. Portion 6 (a portion of Portion 1) of the farm Geelhoutbosch 269, in extent 113,0834 hectares; and
15. Portion 7 (a portion of Portion 1) of the farm Geelhoutbosch 269, in extent 226,1688 hectares.

**DEPARTEMENT VAN  
STAATSBESTEDING****No. 249****11 Februarie 1994**

Staat van Ontvangste in en Oordragte uit die Skatkisrekening vir die tydperk 1 April 1993 tot 31 Januarie 1994.

Tesourie, Pretoria.

**DEPARTMENT OF STATE  
EXPENDITURE****No. 249****11 February 1994**

Statement of Receipts into and Transfers from the Exchequer Account for the period 1 April 1993 to 31 January 1994.

Treasury, Pretoria.

**ONTVANGSTE—RECEIPTS**

Inkomstehoof	Head of Revenue	Maand Januarie Month of January		Totaal 1 April tot 31 Januarie Total 1 April to 31 January	
		1994	1993	1994	1993
Skatkissaldo, 31 Maart 1993.....	Exchequer Balance, 31 March 1993.....	R	R	R	R
Skatkissaldo, 31 Januarie 1994.....	Exchequer Balance, 31 January 1994.....	—	—	69 594 614	—
		4 648 166 599	—	—	—
<b>Staatsinkomsterekening</b>	<b>State Revenue Account</b>				
Binnelandse Inkomste.....	Inland Revenue.....	8 296 463 823	6 503 022 275	62 922 392 014	53 599 447 518
Doeane en Aksyns.....	Customs and Excise.....	100 647 911	(67 291 918)	9 067 032 096	7 911 543 446
		R			
		8 397 111 734	6 435 730 357	71 989 424 110	61 510 990 964
Suid-Afrikaanse Ontwikkelingsstrustfonds.....	South African Development Trust Fund.....	—	2 212 364	—	13 998 792
Fonds vir Sorghumbiervorsing.....	Sorghum Beer Research Fund.....	—	—	—	—
		R			
		—	2 212 364	—	13 998 792
		R			
		8 397 111 734	6 437 942 721	71 989 424 110	61 524 989 756

7 B

ONDERVERDELINGSKAART

SYE Meter	RIGTINGS-HOEKE	KООORDINATE Stelsel: Lo 27°		L.G. No.
		Y	X	
	Konstantes:	10,00	12600 000,00	576/1996
AB	1097,28	315 57 47	A - 78 042,80 + 101 083,63	Goedgekeur T.M. Matien nms. LANDMETER- GENERAAL 1996-03-26
BC	1189,55	0 24 52	B - 79 605,54 + 101 872,46	
CD	1975,25	141 03 31	C - 79 431,47 + 103 049,20	
DE	35,71	207 26 23	D - 78 189,98 + 101 512,87	
EF	126,58	222 31 02	E - 78 206,43 + 101 481,18	
FG	39,44	251 21 35	F - 78 291,98 + 101 387,88	
GH	11,91	237 20 04	G - 78 329,35 + 101 375,28	
HJ	8,45	259 10 17	H - 78 339,38 + 101 368,85	
JK	38,29	228 50 49	J - 78 347,68 + 101 367,26	
KL	175,62	247 10 14	K - 78 376,51 + 101 342,06	
LM	256,18	246 21 14	L - 78 538,37 + 101 273,92	
MA	111,93	218 32 50	M - 78 773,05 + 101 171,17	
	(18) STERKFOONTEIN	△ - 80 834,76 + 106 335,75		
	(47) WATERHOOTBOOM	△ - 74 646,53 + 98 237,87		

DAKHOESKRYWING:

- A, D : Standaard ysterpaal
- B : Middel van klipstapel
- C : 12mm Ysterpen en klipstapel
- E, F, G, H, J, L, M : 100mm Ronde yster draadpaal
- K : Yster spoorstaaf

WET-AEI-No-70/1978  
State Land

ONDERSOEGELDE BETAAL  
 T.M. Matien  
 LANDMETER-GENERAAL

HIERDIE KAART BESTAAN UIT TWEE VELLE. VEL No. 1.

Die figuur stel voor

A B C D E F G H J K L M A

129,2469 hektaar

GEDEELTE 6 ('n gedeelte van Gedeelte 4)

grond synde

van die plaas

ELANDSHOEK No 263-KQ

Noordelike Provinsie

Bakens B en C opgemeet in Junie 1980 deur my

en

Opgemeet in Augustus 1995 deur my

*J. M. Matien*

J. T. WESTERVELT (PLS 0715)  
Professionele Landmeter

*X. Swart*

X SWART (PLS 0789)  
Professionele Landmeter

Hierdie kaart is geheg aan No.

Die oorspronklike kaart is

Leer -/2

L.G. No. A 4282/1988

M.S. No.

ged.

Transport T 31995/1990

277/1996

Fig.v.

Grondbrief

A.P.

Registrateur van Aktes

Komp. KQ-4

8

UIT  
HIERDIE KAART BESTAAN TWEE VELLE. VEL No. 2.

L.G. No.

576/1996

Goedgekeur

*T. Mathe*

rms.  
LANDMETER-  
GENERAAL

1996-03-26

GEDEELTE 6 (in gedeelte van Gedeelte 4)  
van die plaas ELANDSHOEK No 263-KQ

FLANDSHOEK No 263-KQ

Restant van  
Gedeelte 4

Sien  
Inlassing

Gedeelte 7

WELGEVONDEN No 470-KQ

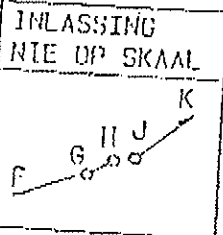
Gedeelte 50

BLUFFELSPOORT No 280-KQ

Restant van Gedeelte 1

Restant van  
Gedeelte 2

STERKFONTein  
No 282-KQ



Bakens B en C opgemeet in  
Junie 1980 deur my

en

Opgemeet in Augustus 1995  
deur my

*J. T. Westervelt*  
J T WESTERVELT (P.L.S 0715)  
Professionele Landmeter

*X. Swait*  
X SWAIT (P.L.S 0709)  
Professionele Landmeter

REPUBLIC  
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No. 1515

27 November 1998

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**Z. P. JORDAN,**

Minister of Environmental Affairs and Tourism

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## DEPARTEMENT VAN OMGEWINGSAKE

No. 248

11 Februarie 1994

VERKLARING VAN GROND TOT 'N NASIONALE PARK INGEVOLGE DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976): MARAKELE NASIONALE PARK

Ek, Wynand Nicolas Breytenbach, Adjunkminister van Omgewingsake, handelende ingevolge 'n Volmag aan my verleen op 1 Junie 1992 deur die Minister van Omgewingsake—

- (a) verklaar hierby kragtens artikel 2C (1) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), die grond omskryf in Bylae A hiervan en ingevolge artikel 2D (1) van genoemde Wet, die grond beskryf in Bylae B hiervan, tot 'n nasionale park;
- (b) skryf hierby die naam Marakele Nasionale Park daaraan toe; en
- (c) wysig hierby Bylae 1 van genoemde Wet deur aan die einde daarvan die naam Marakele Nasionale Park en die omskrywing van die grond in Bylae A hiervan, by te voeg.

**W. N. BREYTENBACH,**

Adjunkminister van Omgewingsake.

### BYLAE A

1. Die plaas Kransberg 593, geleë in die Registrasieafdeling KQ, Transvaal, groot 15742,9812 hektaar, soos voorgestel op en beskryf in Kaart L.G. No. A8390/88.
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## DEPARTMENT OF ENVIRONMENT AFFAIRS

No. 248

11 February 1994

DECLARATION OF LAND TO BE A NATIONAL PARK IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976): MARAKELE NATIONAL PARK

I, Wynand Nicolas Breytenbach, Deputy Minister of Environment Affairs, acting in terms of a Proxy granted to me on 1 June 1992 by the Minister of Environment Affairs—

- (a) hereby declare under section 2C (1) of the National Parks Act, 1976 (Act No. 57 of 1976), the land defined in Schedule A hereto and in terms of section 2D (1) of the said Act, the land described in Schedule B hereto, to be a national park;
- (b) hereby assign the name Marakele National Park thereto; and
- (c) amend Schedule 1 of the said Act by adding at the end thereof the name Marakele National Park and the definition of the land in Schedule A hereto.

**W. N. BREYTENBACH,**

Deputy Minister of Environment Affairs.

### SCHEDULE A

1. The farm Kransberg 593, situate in the Registration Division KQ, Transvaal, in extent 15742,9812 hectares, as represented on and described in Diagram S.G. No. A8390/88.
2. The farm Zwarthoek 276, situate in the Registration Division KQ, Transvaal, in extent 2331,5443 hectares, as represented on and described in Diagram S.G. No. A877/1908.

**BYLAE B**

Die ondergenoemde grond geleë in die Registrasieafdeling KQ, Transvaal:

1. Gedeelte 4 (gedeeltes van Gedeelte 1 en die Resterende Gedeelte) van die plaas Elandshoek 263, groot 2026,7031 hektaar;
2. Die plaas Waterhoutboom 264, groot 5711,7851 hektaar;
3. Gedeelte 2 van die plaas Vygeboomfontein 239, groot 842,2167 hektaar;
4. Resterende Gedeelte van Gedeelte 3 van die plaas Buffelspoort 280, groot 2398,8034 hektaar;
5. Gedeelte 2 van die plaas Aapiesrivierpoort 272, groot 552,0407 hektaar;
6. Resterende Gedeelte van die plaas Aapiesrivierpoort 272, groot 551,0664 hektaar;
7. Restant van die plaas Blespaardspruit 275, groot 711,4923 hektaar;
8. Gedeelte 5 van die plaas Blespaardspruit 275, groot 50,8414 hektaar;
9. Gedeelte 1 van die plaas Tweeloopfontein 235, groot 505,7162 hektaar;
10. 'n Gedeelte van die Resterende Gedeelte van Gedeelte 1 van die plaas Duikerspan 136, groot ongeveer 412 hektaar;
11. 'n Gedeelte van Gedeelte 5 ('n gedeelte van Gedeelte 1) van die plaas Duikerspan 136, groot ongeveer 355 hektaar;
12. Gedeelte 1 van die plaas Aapiesrivierpoort 272, groot 276,0222 hektaar;
13. Gedeelte 4 van die plaas Geelhoutbosch 269, groot 678,5004 hektaar;
14. Gedeelte 6 ('n gedeelte van Gedeelte 1) van die plaas Geelhoutbosch 269, groot 113,0834 hektaar; en
15. Gedeelte 7 ('n gedeelte van Gedeelte 1) van die plaas Geelhoutbosch 269, groot 226,1688 hektaar.

**SCHEDULE B**

The undermentioned land situate in the Registration Division KQ, Transvaal:

1. Portion 4 (portions of Portion 1 and the Remaining Extent) of the farm Elandshoek 263, in extent 2026,7031 hectares;
2. The farm Waterhoutboom 264, in extent 5711,7851 hectares;
3. Portion 2 of the farm Vygeboomfontein 239, in extent 842,2167 hectares;
4. Remaining Extent of Portion 3 of the farm Buffelspoort 280, in extent 2398,8034 hectares;
5. Portion 2 of the farm Aapiesrivierpoort 272, in extent 552,0407 hectares;
6. Remaining Extent of the farm Aapiesrivierpoort 272, in extent 551,0664 hectares;
7. Remainder of the farm Blespaardspruit 275, in extent 711,4923 hectares;
8. Portion 5 of the farm Blespaardspruit 275, in extent 50,8414 hectares;
9. Portion 1 of the farm Tweeloopfontein 235, in extent 505,7162 hectares;
10. A portion of the Remaining Extent of Portion 1 of the farm Duikerspan 136, in extent approximately 412 hectares;
11. A portion of Portion 5 (a portion of Portion 1) of the farm Duikerspan 136, in extent approximately 355 hectares;
12. Portion 1 of the farm Aapiesrivierpoort 272, in extent 276,0222 hectares;
13. Portion 4 of the farm Geelhoutbosch 269, in extent 678,5004 hectares;
14. Portion 6 (a portion of Portion 1) of the farm Geelhoutbosch 269, in extent 113,0834 hectares; and
15. Portion 7 (a portion of Portion 1) of the farm Geelhoutbosch 269, in extent 226,1688 hectares.

**DEPARTEMENT VAN  
STAATSBESTEDING****No. 249****11 Februarie 1994**

Staat van Ontvangste in en Oordragte uit die Skatkisrekening vir die tydperk 1 April 1993 tot 31 Januarie 1994.

Tesourie, Pretoria.

**DEPARTMENT OF STATE  
EXPENDITURE****No. 249****11 February 1994**

Statement of Receipts into and Transfers from the Exchequer Account for the period 1 April 1993 to 31 January 1994.

Treasury, Pretoria.

**ONTVANGSTE—RECEIPTS**

Inkomstehoof	Head of Revenue	Maand Januarie Month of January		Totaal 1 April tot 31 Januarie Total 1 April to 31 January	
		1994	1993	1994	1993
Skatkissaldo, 31 Maart 1993.....	Exchequer Balance, 31 March 1993.....	R	R	R	R
Skatkissaldo, 31 Januarie 1994.....	Exchequer Balance, 31 January 1994.....	—	—	69 594 614	—
		4 648 166 599	—	—	—
<b>Staatsinkomsterekening</b>	<b>State Revenue Account</b>				
Binnelandse Inkomste.....	Inland Revenue.....	8 296 463 823	6 503 022 275	62 922 392 014	53 599 447 518
Doeane en Aksyns.....	Customs and Excise.....	100 647 911	(67 291 918)	9 067 032 096	7 911 543 446
		R			
		8 397 111 734	6 435 730 357	71 989 424 110	61 510 990 964
Suid-Afrikaanse Ontwikkelingsstrustfonds.....	South African Development Trust Fund.....	—	2 212 364	—	13 998 792
Fonds vir Sorghumbiervnaversing.....	Sorghum Beer Research Fund.....	—	—	—	—
		R			
		—	2 212 364	—	13 998 792
		R			
		8 397 111 734	6 437 942 721	71 989 424 110	61 524 989 756

9

SYE Meter		HIGTINGS- HOEKE	KООRDINATE Y Stelsel: Lo 27° X	
		Konstantes:	±0,00	+2600 000,00
AB	3951,52	0 14 33	A - 75 966,17	+ 104 055,79
BC	24,69	98 39 39	B - 75 949,40	+ 108 017,28
CD	13,89	163 59 01	C - 75 924,99	+ 108 013,56
DE	139,34	163 59 21	D - 75 921,16	+ 108 000,21
EF	67,62	277 08 51	E - 75 882,72	+ 107 866,27
FG	505,54	100 13 55	F - 75 949,82	+ 107 874,68
GH	206,72	160 09 18	G - 75 951,87	+ 107 369,15
IJ	118,71	196 33 09	H - 75 881,69	+ 107 174,70
JK	70,82	212 26 48	J - 75 915,51	+ 107 060,91
KL	70,13	180 22 29	K - 75 953,51	+ 107 001,15
LH	86,12	131 54 35	L - 75 953,97	+ 106 931,01
MN	124,78	176 12 45	M - 75 889,87	+ 106 873,49
NP	104,39	224 03 18	N - 75 881,63	+ 106 748,98
PQ	886,20	180 16 46	P - 75 954,22	+ 106 673,95
QR	368,01	118 59 52	Q - 75 950,54	+ 105 707,77
RS	8,14	161 32 42	R - 75 636,67	+ 105 609,37
ST	7,82	74 16 35	S - 75 634,09	+ 105 601,65
TU	29,51	118 46 30	T - 75 626,56	+ 105 603,77
UV	10,08	60 27 55	U - 75 600,70	+ 105 589,56
VH	13,71	158 11 08	V - 75 591,92	+ 105 594,53
WX	371,79	119 01 29	W - 75 506,83	+ 105 581,81
XY	334,24	209 21 19	X - 75 261,73	+ 105 401,42
YZ	5,03	210 13 34	Y - 75 425,58	+ 105 110,10
ZA1	319,18	209 26 04	Z - 75 428,11	+ 105 105,75

L.G. No.  
**578/1996**  
Goedgekeur  
*van M...*  
HMS.  
LANDMETEN-  
GENERAAL  
1996-03-26

ONDERSOEGKELDE BETAAL  
*van M...*  
 HANDELINGE ER-GEVEFAC

(VERVOLG OP VEL 2)

HIERDIE KAART BESTAAN UIT DRIE VELLE. VEL No. 1.

State Land

Die figuur ABCD EFGHIJKLMNOPQRSTUVWXYZA1B1C1D1E1F1G1H1I1J1K1L1M1A  
 stel voor 65,5509 hektaar grond synde  
 GEDEELTE 8 ('n gedeelte van Gedeelte 3)  
 van die plaas  
 \* BUFFELSPOORT No 280-KG  
 Noordelike Provinsie

Opgemeet in Augustus 1985  
 deur my

*[Signature]*  
 X SWAHT (PLS-0789)  
 Professionele Landmeter

Hierdie kaart is geheg aan No. ged. L.g.v. Registrateur van Aktes	Die oorspronklike kaart is L.G. No. A 1418/1950 Transport T 14311/1958 Grondbrief	Leer -/2 M.S. No. <b>277/1996</b> A.P. Komp. KQ-4
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10

UIT

HIERDIE KAART BESTAAN, DRIE VELLE. VEL No. 2.

L.G. No.

GEDEELTE 8 ('n gedeelte van Gedeele 3)  
van die plaas BUFFELSPONT No 200-KA

578/1996

Goedgekeur

*Matthew*

SYE Meter	RIGTINGS- HOEKE	KOÖRDINATE Y Stelsel: Lo 27° X	
		Konstantes:	
		±0,00	+2600 000,00
A1B1 45,85	222 44 19	A1 - 75 584,97	+ 104 827,77
B1C1 59,08	190 32 17	B1 - 75 616,09	+ 104 794,10
C1D1 184,25	196 24 24	C1 - 75 626,89	+ 104 736,01
D1E1 147,71	198 33 45	D1 - 75 670,93	+ 104 559,26
E1F1 24,08	219 00 32	E1 - 75 725,95	+ 104 419,24
F1G1 160,34	214 53 33	F1 - 75 741,11	+ 104 400,53
G1H1 52,10	144 17 44	G1 - 75 832,83	+ 104 269,01
H1J1 49,88	192 23 30	H1 - 75 802,42	+ 104 226,71
J1K1 51,57	230 15 03	J1 - 75 813,13	+ 104 177,99
K1L1 60,60	209 23 15	K1 - 75 852,78	+ 104 145,01
L1M1 69,58	230 31 45	L1 - 75 802,52	+ 104 092,21
M1A 24,31	269 46 10	M1 - 75 941,86	+ 104 055,89
(18) STERKFONTEIN		△ - 80 834,76	+ 106 335,75
(47) WATERHOUTBOOM		△ - 74 646,53	+ 98 237,87

nms.  
LANDMETER-  
GENERAAL

1996-03-26

BAKENBESKRYWING:

- A.C : Standaard ysterpaal
- B : Gat in rots onder klipstapel
- Alle ander bakens : 100mm Ronde yster hoekdraadpaal

HIERDIE KAART BESTAAN UIT DRIE VELLE. VEL No. 2.

Opgemeet in Augustus 1996  
deur my

*[Signature]*

X SWAIT (PLS 0789)  
Professionele Landmeter



HIERDIE KAART BESTAAN DRIE VELLE. VEL No. 3.

L.G. No.

GEDEELTE 8 ('n gedeelte van Gedeelte 3)  
van die plaas BUFFELSPOORT No 280-KU

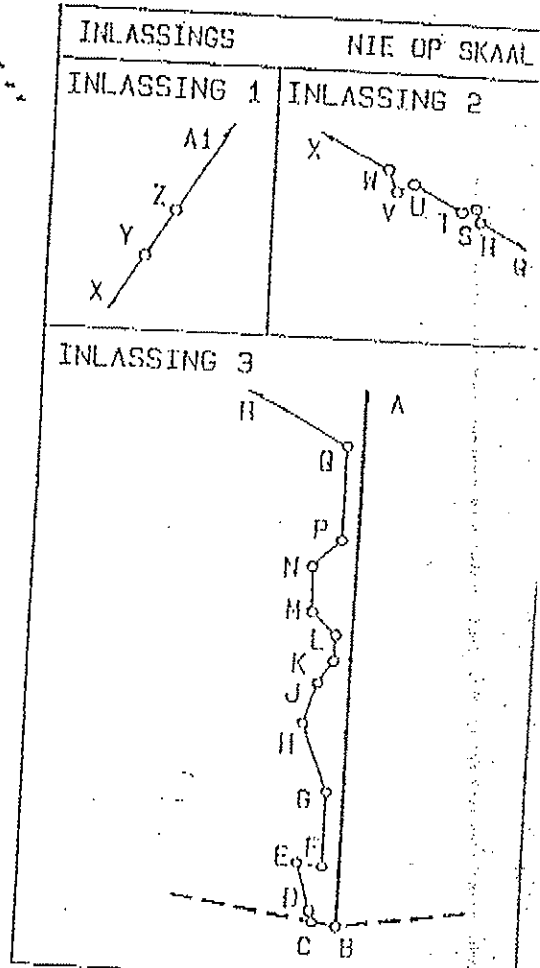
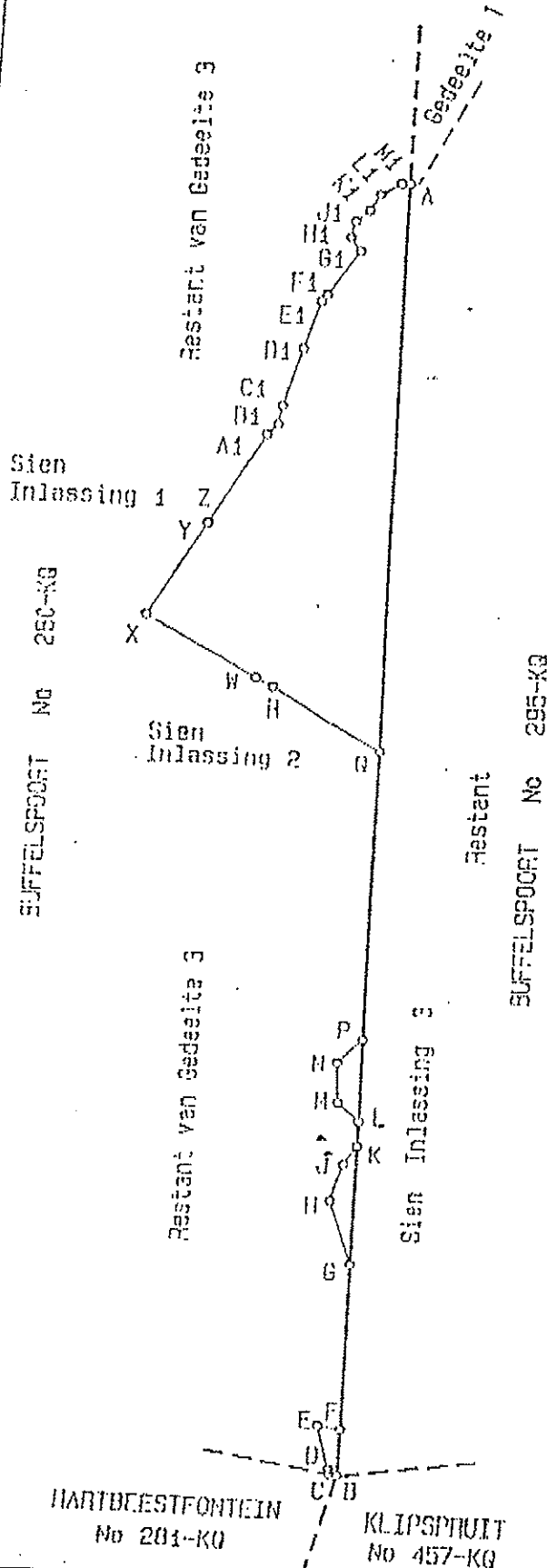
578/1996

Goedgekeur

*Martin*

Dns.  
LANDMETEN-  
GENERAAL

1996-03-26



Opgemeet in Augustus 1995  
deur my

*[Signature]*

X SWART (PLS 0789)  
Professionele Landmeter

## GOVERNMENT NOTICES GOEWERMENSKENNISGEWINGS

### DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 408

29 May 2001

#### DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976), TO BE PART OF THE MARAKELE NATIONAL PARK

I, Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), and subject to an agreement entered into between the South African National Parks (the Board), as well as the owner of the land defined in the Schedule, the mentioned land to be part of the Marakele National Park as a Schedule Two Contractual Park.

M.V. MOOSA

Minister of Environmental Affairs and Tourism

#### SCHEDULE

- The remainder of the farm Hoopdaal 96, KQ, in extent 67,9290 hectares, held under title deed No. T21440/2001.
- Portion 5 of the farm Hoopdaal 96, KQ, in extent 421,3876 hectares, held under title deed No. T21441/2001.
- Portion 6 of the farm Hoopdaal 96, KQ, in extent 42,8266 hectares, held under title deed No. T21441/2001.
- Portion 7 of the farm Hoopdaal 96, KQ, in extent 192,2528 hectares, held under title deed No. T214441/2001.
- Portion 11 of the farm Hoopdaal 96, KQ, in extent 222,6003 hectares, held under title deed No. T21440/2001.
- Portion 19 of the farm Diamant 228, KQ, in extent 1284,7980 hectares, held under title deed No. T96214/1999.
- Portion 2 of the farm Klipdrift 231, KQ, in extent 873,6626 hectares, held under title deed No. T4635/2001.
- Portion 3 of the farm Klipdrift 231, KQ, in extent 873,6626 hectares, held under title deed No. T96214/1999.
- Portion 4 of the farm Klipdrift 231, KQ, in extent 873,6626 hectares, held under title deed No. T96214/1999.
- Portion 5 of the farm Klipdrift 231, KQ, in extent 873,6626 hectares, held under title deed No. T96214/1999.
- The remainder of the farm Waterval 267, KQ, in extent 1708,0761 hectares, held under title deed No. T3295/2001.
- The farm Retseh 594, KQ, in extent 878,9510 hectares, held under title deed No. T4806/2001.

No. 408

29 Mei 2001

#### VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976), TOT DEEL VAN DIE MARAKELE NASIONALE PARK

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme, verklaar hierby kragtens die bevoegdheid aan my verleen deur artikel 2B (1) (b) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), en kragtens 'n ooreenkoms aangegaan tussen die Suid-Afrikaanse Nasionale Parke (die Raad), sowel as die eienaar van die grond omskryf in die Bylae, die gemelde grond tot deel van die Marakele Nasionale Park as 'n Skedule Twee Kontraktuele Park.

M.V. MOOSA

Minister van Omgewingsake en Toerisme

#### BYLAE

- Die restant van die plaas Hoopdaal 96, KQ, groot 67,9290 hektaar, gehou onder titelakte No. T21440/2001.
- Gedeelte 5 van die plaas Hoopdaal 96, KQ, groot 421,3876 hektaar, gehou onder titelakte No. T21441/2001.
- Gedeelte 6 van die plaas Hoopdaal 96, KQ, groot 42,8266 hektaar, gehou onder titelakte No. T21441/2001.
- Gedeelte 7 van die plaas Hoopdaal 96, KQ, groot 192,2528 hektaar, gehou onder titelakte No. T214441/2001.
- Gedeelte 11 van die plaas Hoopdaal 96, KQ, groot 222,6003 hektaar, gehou onder titelakte No. T21440/2001.
- Gedeelte 19 van die plaas Diamant 228, KQ, groot 1284,7980 hektaar, gehou onder titelakte No. T96214/1999.
- Gedeelte 2 van die plaas Klipdrift 231, KQ, groot 873,6626 hektaar, gehou onder titelakte No. T4635/2001.
- Gedeelte 3 van die plaas Klipdrift 231, KQ, groot 873,6626 hektaar, gehou onder titelakte No. T96214/1999.
- Gedeelte 4 van die plaas Klipdrift 231, KQ, groot 873,6626 hektaar, gehou onder titelakte No. T96214/1999.

- Gedeelte 5 van die plaas Klipdrift 231, KQ, groot 873,6626 hektaar, gehou onder titelakte No. T96214/1999.
- Die restant van die plaas Waterval 267, KQ, groot 1708,0761 hektaar, gehou onder titelakte No. T3295/2001.
- Die plaas Retseh 594, KQ, groot 878,9510 hektaar, gehou onder titelakte No. T4806/2001.

No. 409

29 May 2001

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976),  
TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2A (1) (a) of the National Parks Act, 1976 (Act No. 57 of 1976), that—

- (a) the land defined in the Schedule be part of the Cape Peninsula National Park; and
- (b) amend Schedule 1 to the said Act by the addition to the definition of the said park of the description of the undermentioned properties.

M. V. MOOSA

Minister of Environmental Affairs and Tourism

**SCHEDULE**

- Erf 12714, Cape Town, Province of the Western Cape, measuring 13,1012 (one three comma one zero one two) hectare, held by Deed of Transfer No. T1540/1911.
- Remainder of Erf 13072, Cape Town, Province of the Western Cape, measuring 33,2104 (three three comma two one zero four) hectare, held by Deed of Transfer No. T478/1894.
- Erf 14661, Cape Town, Province of the Western Cape, measuring 4 698 (four six nine eight) square metres, held by Deed of Transfer No. T1300/1931.
- Remainder of Erf 14662, Cape Town, Province of the Western Cape, measuring 30,9140 (three zero comma nine one four zero) hectare, held by Deed of Transfer No. T4476/1936.
- The farm Cecilia No. 884, Cape Registration Division, Province of the Western Cape, measuring 194,9371 (one nine four comma nine three seven one) hectare, held by Deed of Transfer No. T117/1950.
- The farm Tokai No. 908, Cape Registration Division, Province of the Western Cape, measuring 702,1237 (seven zero two comma one two three seven) hectare, held by Deed of Transfer No. G311/1954.

No. 409

29 Mei 2001

**VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976),  
TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK**

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme verklaar hierby kragtens die bevoegdheid aan my verleen by artikel 2A (1) (a) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), dat—

- (a) die grond omskryf in die Bylae tot deel van die Kaapse Skiereiland Nasionale Park;
- (b) wysig hierby Bylae 1 van die genoemde Wet deur die byvoeging van die omskrywing van voorgemelde park van die beskrywing van ondergenoemde eiendomme.

M. V. MOOSA

Minister van Omgewingsake en Toerisme

**BYLAE**

- Erf 12714, Kaapstad, Provinsie Wes-Kaap, groot 13,1012 (een drie komma een nul een twee) ha, Oordragakte No. T1540/1911.
- Restant van Erf 13072, Kaapstad, Provinsie Wes-Kaap, groot 33,2104 (drie drie komma twee een nul vier) ha, Oordragakte No. T478/1894.
- Erf 14661, Kaapstad, Provinsie Wes-Kaap, groot 4 698 (vier ses nege agt) vierkante meter, Oordragakte No. T1300/1931.
- Restant van Erf 14662, Kaapstad, Provinsie Wes-Kaap, groot 30,9140 (drie nul komma nege een vier nul) ha, Oordragakte No. T4476/1936.
- Die plaas Cecilia No. 884, Registrasieafdeling, Provinsie Wes-Kaap, groot 194,9371 (een nege vier komma nege drie sewe een) ha, Oordragakte No. T117/1950.
- Die plaas Tokai No. 908, Registrasieafdeling, Provinsie Wes-Kaap, groot 702,1237 (sewe nul twee komma een twee drie sewe) ha, Oordragakte No. G311/1954.

CONTRACTUAL PARK AGREEMENT

entered into between

THE MARAKELE PARK (PTY) LTD

(Registration No 2000/005327/07)

herein represented by Peter Cramalt Anderson duly authorised thereto

and

SOUTH AFRICAN NATIONAL PARKS

herein represented by Mavuso Msimang in his capacity as Chief Executive Officer duly  
authorised thereto

(12)

*[Handwritten signature]*

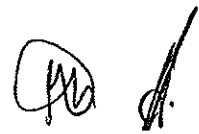
WHEREBY IT IS AGREED AS FOLLOWS :

1. INTERPRETATION AND PRELIMINARY

- 1.1. The headings of the clauses in this agreement are for the purpose of convenience and reference only and shall not be used in the interpretation of nor modify nor amplify the terms of this agreement nor any clause hereof. Unless a contrary intention clearly appears, words importing
- 1.1.1. any one gender include the other two genders;
  - 1.1.2. the singular include the plural and *vice versa*; and
  - 1.1.3. natural persons include created entities (corporate or unincorporated) and the state and *vice versa*;
- 1.2. the following terms shall have the meanings assigned to them hereunder and cognate expressions shall have corresponding meanings, namely -
- 1.2.1. "Act" means the National Parks Act No. 57 of 1976, as amended;
  - 1.2.2. "the Buffelspoort property" means the property referred to as B2 in Annexures A & B;
  - 1.2.3. "Chairman's Forum" - the body consisting of Paul van Vlissingen, his nominee or successor as the case may be and the Chief Executive Officer of SANP or his successor;
  - 1.2.4. "the commencement date" means in respect of the project, the date of publication of ministerial approval of the properties being incorporated as a Schedule 2(B)(1)(b) Contractual Park or the conclusion of a long lease between the parties over the properties as envisaged in 12, whichever is the sooner;



- 1.2.6. "the Diamant property" means the property referred to as D19 in Annexures A & B;
- 1.2.7. "the expiry date" means 30 November 2000 or such later date as Marakele Park may elect in its sole discretion which later date Marakele Park shall notify SANP of in writing prior to the close of business on 30 November 2000;
- 1.2.8. "the Geelhoutbosch properties" means the properties referred to as G4, G5, G6 and G7 in Annexures A & B;
- 1.2.9. "Jagtersrus property means the property referred to as J1 in Annexures A & B;
- 1.2.10. "JMB" - means the joint management board described in 13 ;
- 1.2.11. "the Klipdrift property means the property referred to as K3, K4 and K5 in Annexures A & B;
- 1.2.12. "the Marakele National Park" means the existing Marakele National Park in the Waterberg Mountains;
- 1.2.13. " Matlabas tented camp " means the existing tented camp being managed by SANP situated on the Jagtersrus property and Waterval property;
- 1.2.14. "the Matlabas Zijn Kloof" means the kloof extending from the catchment of the Matlabas river, and indicated on Annexure B by the figure "MZK";
- 1.2.15. "Marakele Park" means The Marakele Park (Pty) Ltd (Registration No. 2000/005327/07) and a reference to Marakele Park where relevant in this agreement includes a reference to CCG108 Investments (Pty) Ltd



- Registration No. 2000/005328/07, and or guests, and or its chosen nominees;

1.2.16. "the new properties" means:

1.2.16.1. Portion 18 of the farm Diamant 228 measuring 1456,014 hectares; and

1.2.16.2. Portion 1 of the farm Klipdrift 231 measuring 873,5912.

1.2.17. "party" means a party to this agreement, being Marakele Park and SANP, and "parties" bears a corresponding meaning;

1.2.18. "the project" means the extension of the Marakele National Park into the area of land covered by the properties; and depicted in the area map being Annexure B;

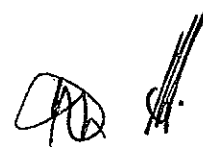
1.2.19. "the properties" means the actual properties relating to the project purchased or leased by Marakele Park at the commencement date including the new properties;

1.2.20. "the sale agreements" means the agreements to be entered into with the sellers, which agreements shall be substantially in the form annexed hereto marked Annexure C;

1.2.21. "SANP" means SOUTH AFRICAN NATIONAL PARKS;

1.2.22. "Schedule Two Contractual Park Land" means a National Park proclaimed in terms of Section 2(B)(1)(b) of the Act;

- 1.2.23. "the sellers" means the owners of the properties prior to Marakele Park purchasing the properties, but excludes the owner of the Diamant property and the Klipdrift property;
- 1.2.24. "the Sterkfontein property" means the property referred to as S1 in Annexures A & B;
- 1.2.25. "VAT" means Value-Added Tax in terms of the Value-Added Tax Act, 1991;
- 1.2.26. "Waterval property" means the property referred to as W2 in Annexures A & B;
- 1.3. any reference in this agreement to "date of signature hereof" shall be read as meaning a reference to the date of the last signature of this agreement;
- 1.4. any reference to an enactment is to that enactment as at the date of signature hereof and as amended or re-enacted from time to time;
- 1.5. if any provision in a definition is a substantive provision conferring rights or imposing obligations on any party, notwithstanding that it is only in the definition clause, effect shall be given to it as if it were a substantive provision in the body of the agreement;
- 1.6. when any number of days is prescribed in this agreement, same shall be reckoned exclusively of the first and inclusively of the last day unless the last day falls on a Saturday, Sunday or public holiday, in which case the last day shall be the next succeeding day which is not a Saturday, Sunday or public holiday;
- 1.7. where figures are referred to in numerals and in words, if there is any conflict between the two, the words shall prevail;
- 1.8. expressions defined in this agreement shall bear the same meanings in schedules or annexures to this agreement which do not themselves





4.4. Upon the exercise of such option, a sale of the property shall be deemed to have been concluded on the terms and conditions set out in Annexure C. All payments shall be in freely transferable South African Rand.

4.5. SANP shall not be entitled to cede the option hereby granted, other than to the SANP Trust or other such vehicle as agreed to in writing by Marakele Park.

5. NEW PROPERTIES

5.1. SANP sells and Marakele Park purchases the new properties for an amount equal to the amount to be utilised on a rand/hectare basis by SANP to expropriate the property referred to as K1 in Annexures A and B.

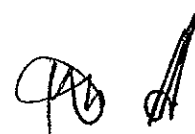
5.2. This transaction shall be conditional on SANP successfully acquiring ownership of the farm Kameeldraai before 30 November 2001;

5.3. Marakele Park shall furnish the necessary guarantees for the purchase in 5.1 above within 5 (five) days of all expropriation formalities having been completed ensuring that the said expropriation is irreversible.

6. JAGTERSUS AND WATERVAL

6.1. On Marakele Park's request, SANP shall procure within 12 (twelve) months of signature of this agreement that the Matlabas tented camp will be moved by SANP to a new site in Marakele within twelve months of the commencement date. Marakele Park will pay up to R500 000.00 (Five Hundred Thousand Rand) at the end of the twelve month period to facilitate the movement of the camp.

6.2. If Marakele Park elects to retain the Matlabas camp, SANP shall procure, forthwith, the necessary consents for Marakele Park to upgrade and operate the camp. In such instance Marakele Park will be required to build a comparable camp on a new site in Marakele within 12 (twelve) months of such election.

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- 6.3. For the duration of the contract SANP shall procure that, besides any development initiated by Marakele Park, there shall be no commercial development on Jagtersrus, Waterval, Kameeldraai and Portion 17 Diamant and those properties shall be treated as a single unit together with the properties. SANP shall obtain written confirmation of the commitment set out in 6 from the owner of Jagtersrus and Waterval on or before the 28 February 2001.

## 7. FEES TO EXERCISE RIGHTS AND PAYMENT

- 7.1. The annual fees payable by Marakele Park to SANP for the use of the name "Marakele" for promotional purposes and for the exercise of the rights provided for in clause 8 and 9 is 4% of turnover excluding VAT and excluding sales commissions payable to travel agents generated by Marakele Park from all commercial operations on the properties which moneys shall be payable to SANP every 3 (three) months in accordance with quarterly accounts prepared by Marakele Park.
- 7.2. The fee shall only be payable in the event of SANP fulfilling its responsibilities and obligations in terms of 3.3, 11.1.1, 11.1.2 and 11.1.3 (or alternatively to 3.3 entering into the lease agreement in 12) of this agreement in full and within the time periods stipulated, but not before commercial tourism operations have commenced on the properties.
- 7.3. Marakele Park will arrange for accounts to be audited annually to verify turnover and payments. Marakele Park will make copies of these accounts available to SANP.
- 7.4. For the avoidance of doubt Marakele Park will pay SANP 4% of turnover on any one camp and its associated commercial operations if no land is purchased, by SANP, 6% of turnover of the same camp once the first 2000 hectares is purchased and 8% of turnover once the 2nd 2000 hectares is purchased. The 8% of turnover will then apply for the remainder of the contract.
- 7.5. In the event that a 4000 hectare zone does not contain a camp, the fee payable by Marakele Park will be based on the turnover of any one camp



the Marakele National Park; on a non-exclusive basis,

8.1.4. to tender for such other activities and services in the Marakele National Park as Marakele Park deems fit in its sole discretion (such as day and night drives, guided walking safaris and specified day visitor activities).

8.2. SANP shall procure that Marakele Park has the right, without any additional charge above the entrance gate fee,

8.2.1. to traverse the Jagtersrus, Waterval, Diamant Portion 17 (D17) and Geelhoutbosch, properties for a period of 30 (thirty) years from the commencement date on existing roads, and on new roads constructed with the approval of SANP,

8.2.2. to erect a camp on Jagtersrus and Waterval and to conduct tourism operations from this camp.

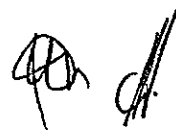
## 9. MARAKELE PARK'S ADDITIONAL RIGHTS

9.1. Marakele Park shall have the following exclusive rights in respect of the properties, for a period of no less than 30 (thirty) years from the commencement date with a view to, *inter alia*, establishing, managing and developing tourist activities, and which rights shall continue in existence notwithstanding SANP exercising an option in terms of clause 4 within the 30 (thirty) year period:-

9.1.1. to establish and operate 5 (five) 20 (twenty) bed commercial tourism camps on the properties at sites chosen by Marakele Park;

9.1.2. to traverse the properties on an exclusive basis;

9.1.3. to decide on routes and construction of game drive roads;



9.1.4. to rehabilitate the properties by concealing or removing telephone or power lines, man made structures, alien species or internal fences;

9.1.5. to prepare and implement a marketing plan to promote the proposed tourist activities on the properties and Marakele;

9.2. Marakele Park shall, in addition have the following exclusive rights in respect of the properties, for a period of no less than 30 (thirty) years from the commencement date, which exclusive rights shall be exercised in consultation with the JMB with a view to, *inter alia*, establishing, managing and developing tourist activities, and shall continue in existence notwithstanding SANP exercising an option in terms of clause 4 within the 30 (thirty) year period;

9.2.1. to manage the properties (including culling and shooting) with reference to the agreed Park management plan described in 13.1

9.2.2. to construct, manage and control entrance gate(s) to the properties and to decide on the location of such gate(s);

9.2.3. to introduce new game on to the properties in agreement with the JMB;

9.3. Marakele Park shall arrange, at its own cost, for a game count and game valuation to be carried out on each of the properties prior to such property being subject to this agreement. In recognition of the fact that Marakele Park will have contributed game to the area, it shall be entitled to reasonable shooting for the pot for tourist consumption on the properties in consultation with the JMB. Any game introduced by Marakele Park shall be added to the initial valuation described in this clause and all game included herein shall remain the property of Marakele Park.

9.4. Marakele Park shall at all times be entitled to assign it's rights granted in

terms of this agreement, or part of them to a party nominated by Marakele Park in writing.

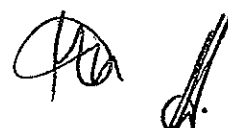
#### 10. MARAKELE PARK'S RESPONSIBILITIES

Marakele Park shall be responsible for the following :-

- 10.1. procuring that the fencing of the properties is undertaken in such a manner as to allow for the incorporation of the properties into the Marakele National Park;
- 10.2. to erect and maintain electrified predator and elephant proof perimeter fencing on the properties;
- 10.3. to diligently carry out the directives agreed with JMB.
- 10.4. to pay quarterly to SANP 50% of all admission fees collected at the entrance gates controlled by the Marakele Park.

#### 11. SANP'S RESPONSIBILITIES

- 11.1. SANP shall, at its own cost, be responsible for the following :-
  - 11.1.1. procuring that the existing lease agreements entered into between SANP and CCG088 Investments (Proprietary) Limited in regard to the Klipdrift property and the Diamant property are cancelled;
  - 11.1.2. procuring that electric perimeter fencing of the Marakele National Park is erected and maintained suitable for the holding of predators, elephant and other large mammals within 18 (eighteen) months of the expiry date; and to remove any fences between Marakele and the properties;
  - 11.1.3. procuring the reintroduction of species on the properties of sufficient numbers to sustain a big 5

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jurisdiction, be ineffective to the extent of such prohibition or unenforceability and shall be treated as *pro non scripto* and severed from the balance of this agreement, without invalidating the remaining provisions of this agreement or affecting the validity or enforceability of such provision in any other jurisdiction.

29. LANGUAGE

All notices and correspondence in respect of this agreement and the tender shall be in the English language.

30. ASSIGNMENT, TRANSFER, CESSION AND DELEGATION

No party shall be entitled to assign, transfer, cede or delegate any of its rights or obligations in terms of this agreement, except with the prior written consent of the other party, which consent shall not be unreasonably delayed or withheld, unless such a right has specifically been provided for in this agreement. Notwithstanding this prohibition it is recorded that Marakele Park envisages assigning, transferring, ceding and some delegating of its rights and obligations to a subsidiary or related company, and in certain circumstances concessionaires and SANP accepts the reasonableness of this proposal.

31. COSTS

Each party will bear their own costs of and incidental to the preparation of this agreement.

Signed on this the 2<sup>nd</sup> day of NOVEMBER 2000 and duly authorised



For: MARAKELE PARK (PTY) LTD

WITNESSES:

1. 



2. Audlewe

*Amunang*

For: SOUTH AFRICAN NATIONAL PARKS BOARD

WITNESSES:

1. *M. M. (Jum.)*

2. *Audlewe*

*AB* *11*

"Annexure A"

Schedule of land – Marakele Park Project

**A. The properties**

H1	Hoopdaal (Faan Haartzter) 256.954ha	
H2	Hoopdaal (Faan Haartzter) 67.9290ha+ Hoopdaal West 423 ha = 490.929ha	
H3	Hoopdaal (Faan Haartzter) 222.6003ha	
H4	Hoopdaal (Dana Smit) 467ha	
KLIP 2	Klipdrift Portion 2 (Advocate Maritz) 873.662ha	
R1	Rem of Klipdrift (Retseh 594 KQ) Beyers Broers Boerdery 878.9510ha	
W1	Waterval 267KQ remainder (Bosua) Maspen Boerdery 1708ha (includes W3)	
G2	Geelhoutbosch Portion 2 – Mrs. S. Hattingh 474.9510ha	
G3	Geelhoutbosch portion 3 – Mrs. S. Strauss - OA van Schalkwyk Trust 678.5004ha	
G9	Geelhoutbosch Portion 9 – Mrs. S. Strauss – OA van Schalkwyk Trust 203.5493ha	
G8	Geelhoutbosch Portion 8 – Mr. W. Pernegger – 113.0083ha	
<b>Total</b>		<b>6368.106ha</b>

**B. The new properties to be purchased by way of exchange for expropriated land**

D18	Portion 18 of Diamant 228KQ measuring 1456.104ha	
KLIP Rem1	Portion 1 of Klipdrift 231 measuring 873.5912 (SANP)	
<b>Total</b>		<b>2329.6952ha</b>

**C. SANP Trust Land**

J1	Jagtersus	
W2	Remainder of Waterval	

**D. Klipdrift and Diamant properties currently owned by UBMC (subject to SANP lease)**

K3	Portion 3 Klipdrift 231KQ 873.6626ha (CCG088 Investment (Pty) Ltd.)	
K4	Portion Klipdrift 231KQ 873.6626ha (CCG088 Investment (Pty) Ltd.)	
K5	Portion 5 Klipdrift 231KQ 873.6626ha (CCG088 Investment (Pty) Ltd.)	
D19	Portion 19 Diamant 228KQ 1284.7980ha (CCG088 Investment (Pty) Ltd.)	
<b>Total</b>		<b>3905.7858ha</b>

**E. Other properties to be purchased**

K2	Kareehoek 274KQ Approx 1250.00ha	
B1	Buffelspoort 265KQ South of Tweeloopfontein Rd Approx 1900.00ha	
<b>Total</b>		<b>3150.00</b>

**F. Properties owned by UBMC**

S1	Sterkfontein	
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**G. Properties to be expropriated by SANP (funded by income from B)**

K1	Kameeldraai 268KQ (OA Van Schalkwyk Trust) 2083 ha difference = 247ha	
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**H. Properties subject to UBMC traverse area.**

G4	Geelhoutbosch 269KQ Portion 4	
G5	Geelhoutbosch 269KQ Portion 5	
G6	Geelhoutbosch 269KQ Portion 6	
G7	Geelhoutbosch 269KQ Portion 7	
D17	Diamant 228KQ Portion 17	
K1	Kameeldraai 268KQ	
<b>Total land to be purchased and already purchased by UBMC</b>		<b>15753.58ha</b>







## GOVERNMENT NOTICES GOEWERMENSKENNISGEWINGS

### DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 408

29 May 2001

#### DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976), TO BE PART OF THE MARAKELE NATIONAL PARK

I, Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), and subject to an agreement entered into between the South African National Parks (the Board), as well as the owner of the land defined in the Schedule, the mentioned land to be part of the Marakele National Park as a Schedule Two Contractual Park.

M.V. MOOSA

Minister of Environmental Affairs and Tourism

#### SCHEDULE

- The remainder of the farm Hoopdaal 96, KQ, in extent 67,9290 hectares, held under title deed No. T21440/2001.
- Portion 5 of the farm Hoopdaal 96, KQ, in extent 421,3876 hectares, held under title deed No. T21441/2001.
- Portion 6 of the farm Hoopdaal 96, KQ, in extent 42,8266 hectares, held under title deed No. T21441/2001.
- Portion 7 of the farm Hoopdaal 96, KQ, in extent 192,2528 hectares, held under title deed No. T21444/2001.
- Portion 11 of the farm Hoopdaal 96, KQ, in extent 222,6003 hectares, held under title deed No. T21440/2001.
- Portion 19 of the farm Diamant 228, KQ, in extent 1284,7980 hectares, held under title deed No. T96214/1999.
- Portion 2 of the farm Klipdrift 231, KQ, in extent 873,6626 hectares, held under title deed No. T4635/2001.
- Portion 3 of the farm Klipdrift 231, KQ, in extent 873,6626 hectares, held under title deed No. T96214/1999.
- Portion 4 of the farm Klipdrift 231, KQ, in extent 873,6626 hectares, held under title deed No. T96214/1999.
- Portion 5 of the farm Klipdrift 231, KQ, in extent 873,6626 hectares, held under title deed No. T96214/1999.
- The remainder of the farm Waterval 267, KQ, in extent 1708,0761 hectares, held under title deed No. T3295/2001.
- The farm Retseh 594, KQ, in extent 878,9510 hectares, held under title deed No. T4806/2001.

No. 408

29 Mei 2001

#### VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976), TOT DEEL VAN DIE MARAKELE NASIONALE PARK

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme, verklaar hierby kragtens die bevoegdheid aan my verleen deur artikel 2B (1) (b) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), en kragtens 'n ooreenkoms aangegaan tussen die Suid-Afrikaanse Nasionale Parke (die Raad), sowel as die eienaar van die grond omskryf in die Bylae, die gemelde grond tot deel van die Marakele Nasionale Park as 'n Skedule Twee Kontraktuele Park.

M.V. MOOSA

Minister van Omgewingsake en Toerisme

#### BYLAE

- Die restant van die plaas Hoopdaal 96, KQ, groot 67,9290 hektaar, gehou onder titelakte No. T21440/2001.
- Gedeelte 5 van die plaas Hoopdaal 96, KQ, groot 421,3876 hektaar, gehou onder titelakte No. T21441/2001.
- Gedeelte 6 van die plaas Hoopdaal 96, KQ, groot 42,8266 hektaar, gehou onder titelakte No. T21441/2001.
- Gedeelte 7 van die plaas Hoopdaal 96, KQ, groot 192,2528 hektaar, gehou onder titelakte No. T21444/2001.
- Gedeelte 11 van die plaas Hoopdaal 96, KQ, groot 222,6003 hektaar, gehou onder titelakte No. T21440/2001.
- Gedeelte 19 van die plaas Diamant 228, KQ, groot 1284,7980 hektaar, gehou onder titelakte No. T96214/1999.
- Gedeelte 2 van die plaas Klipdrift 231, KQ, groot 873,6626 hektaar, gehou onder titelakte No. T4635/2001.
- Gedeelte 3 van die plaas Klipdrift 231, KQ, groot 873,6626 hektaar, gehou onder titelakte No. T96214/1999.
- Gedeelte 4 van die plaas Klipdrift 231, KQ, groot 873,6626 hektaar, gehou onder titelakte No. T96214/1999.

- Gedeelte 5 van die plaas Klipdrift 231, KQ, groot 873,6626 hektaar, gehou onder titelakte No. T96214/1999.
- Die restant van die plaas Waterval 267, KQ, groot 1708,0761 hektaar, gehou onder titelakte No. T3295/2001.
- Die plaas Retseh 594, KQ, groot 878,9510 hektaar, gehou onder titelakte No. T4806/2001.

No. 409

29 May 2001

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976),  
TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2A (1) (a) of the National Parks Act, 1976 (Act No. 57 of 1976), that—

- the land defined in the Schedule be part of the Cape Peninsula National Park; and
- amend Schedule 1 to the said Act by the addition to the definition of the said park of the description of the undermentioned properties.

M. V. MOOSA

Minister of Environmental Affairs and Tourism

**SCHEDULE**

- Erf 12714, Cape Town, Province of the Western Cape, measuring 13,1012 (one three comma one zero one two) hectare, held by Deed of Transfer No. T1540/1911.
- Remainder of Erf 13072, Cape Town, Province of the Western Cape, measuring 33,2104 (three three comma two one zero four) hectare, held by Deed of Transfer No. T478/1894.
- Erf 14661, Cape Town, Province of the Western Cape, measuring 4 698 (four six nine eight) square metres, held by Deed of Transfer No. T1300/1931.
- Remainder of Erf 14662, Cape Town, Province of the Western Cape, measuring 30,9140 (three zero comma nine one four zero) hectare, held by Deed of Transfer No. T4476/1936.
- The farm Cecilia No. 884, Cape Registration Division, Province of the Western Cape, measuring 194,9371 (one nine four comma nine three seven one) hectare, held by Deed of Transfer No. T117/1950.
- The farm Tokai No. 908, Cape Registration Division, Province of the Western Cape, measuring 702,1237 (seven zero two comma one two three seven) hectare, held by Deed of Transfer No. G311/1954.

No. 409

29 Mei 2001

**VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976),  
TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK**

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme verklaar hierby kragtens die bevoegdheid aan my verleen by artikel 2A (1) (a) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), dat—

- die grond omskryf in die Bylae tot deel van die Kaapse Skiereiland Nasionale Park;
- wysig hierby Bylae 1 van die genoemde Wet deur die byvoeging van die omskrywing van voorgemelde park van die beskrywing van ondergenoemde eiendomme.

M. V. MOOSA

Minister van Omgewingsake en Toerisme

**BYLAE**

- Erf 12714, Kaapstad, Provinsie Wes-Kaap, groot 13,1012 (een drie komma een nul een twee) ha, Oordragakte No. T1540/1911.
- Restant van Erf 13072, Kaapstad, Provinsie Wes-Kaap, groot 33,2104 (drie drie komma twee een nul vier) ha, Oordragakte No. T478/1894.
- Erf 14661, Kaapstad, Provinsie Wes-Kaap, groot 4 698 (vier ses nege agt) vierkante meter, Oordragakte No. T1300/1931.
- Restant van Erf 14662, Kaapstad, Provinsie Wes-Kaap, groot 30,9140 (drie nul komma nege een vier nul) ha, Oordragakte No. T4476/1936.
- Die plaas Cecilia No. 884, Registrasieafdeling, Provinsie Wes-Kaap, groot 194,9371 (een nege vier komma nege drie sewe een) ha, Oordragakte No. T117/1950.
- Die plaas Tokai No. 908, Registrasieafdeling, Provinsie Wes-Kaap, groot 702,1237 (sewe nul twee komma een twee drie sewe) ha, Oordragakte No. G311/1954.

CONTRACTUAL PARK AGREEMENT

entered into between

THE MARAKELE PARK (PTY) LTD

(Registration No 2000/005327/07)

herein represented by Peter Cramalt Anderson duly authorised thereto

and

SOUTH AFRICAN NATIONAL PARKS

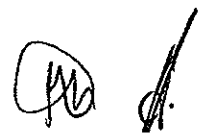
herein represented by Mavuso Msimang in his capacity as Chief Executive Officer duly  
authorised thereto

WHEREBY IT IS AGREED AS FOLLOWS :

1. INTERPRETATION AND PRELIMINARY

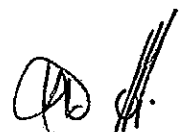
- 1.1. The headings of the clauses in this agreement are for the purpose of convenience and reference only and shall not be used in the interpretation of nor modify nor amplify the terms of this agreement nor any clause hereof. Unless a contrary intention clearly appears, words importing
- 1.1.1. any one gender include the other two genders;
  - 1.1.2. the singular include the plural and *vice versa*; and
  - 1.1.3. natural persons include created entities (corporate or unincorporated) and the state and *vice versa*;
- 1.2. the following terms shall have the meanings assigned to them hereunder and cognate expressions shall have corresponding meanings, namely -
- 1.2.1. "Act" means the National Parks Act No. 57 of 1976, as amended;
  - 1.2.2. "the Buffelspoort property" means the property referred to as B2 in Annexures A & B;
  - 1.2.3. "Chairman's Forum" - the body consisting of Paul van Vlissingen, his nominee or successor as the case may be and the Chief Executive Officer of SANP or his successor;
  - 1.2.4. "the commencement date" means in respect of the project, the date of publication of ministerial approval of the properties being incorporated as a Schedule 2(B)(1)(b) Contractual Park or the conclusion of a long lease between the parties over the properties as envisaged in 12, whichever is the sooner;

- 1.2.6. "the Diamant property" means the property referred to as D19 in Annexures A & B;
- 1.2.7. "the expiry date" means 30 November 2000 or such later date as Marakele Park may elect in its sole discretion which later date Marakele Park shall notify SANP of in writing prior to the close of business on 30 November 2000;
- 1.2.8. "the Geelhoutbosch properties" means the properties referred to as G4, G5, G6 and G7 in Annexures A & B;
- 1.2.9. "Jagtersrus property means the property referred to as J1 in Annexures A & B;
- 1.2.10. "JMB" - means the joint management board described in 13 ;
- 1.2.11. "the Klipdrift property means the property referred to as K3, K4 and K5 in Annexures A & B;
- 1.2.12. "the Marakele National Park" means the existing Marakele National Park in the Waterberg Mountains;
- 1.2.13. " Matlabas tented camp " means the existing tented camp being managed by SANP situated on the Jagtersrus property and Waterval property;
- 1.2.14. "the Matlabas Zijn Kloof" means the kloof extending from the catchment of the Matlabas river, and indicated on Annexure B by the figure "MZK";
- 1.2.15. "Marakele Park" means The Marakele Park (Pty) Ltd (Registration No. 2000/005327/07) and a reference to Marakele Park where relevant in this agreement includes a reference to CCG108 Investments (Pty) Ltd

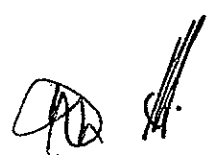


- Registration No. 2000/005328/07, and or guests, and or its chosen nominees;

- 1.2.16. "the new properties" means:
- 1.2.16.1. Portion 18 of the farm Diamant 228 measuring 1456,014 hectares; and
- 1.2.16.2. Portion 1 of the farm Klipdrift 231 measuring 873,5912.
- 1.2.17. "party" means a party to this agreement, being Marakele Park and SANP, and "parties" bears a corresponding meaning;
- 1.2.18. "the project" means the extension of the Marakele National Park into the area of land covered by the properties; and depicted in the area map being **Annexure B**;
- 1.2.19. "the properties" means the actual properties relating to the project purchased or leased by Marakele Park at the commencement date including the new properties;
- 1.2.20. "the sale agreements" means the agreements to be entered into with the sellers, which agreements shall be substantially in the form annexed hereto marked **Annexure C**;
- 1.2.21. "SANP" means SOUTH AFRICAN NATIONAL PARKS;
- 1.2.22. "Schedule Two Contractual Park Land" means a National Park proclaimed in terms of Section 2(B)(1)(b) of the Act;



- 1.2.23. "the sellers" means the owners of the properties prior to Marakele Park purchasing the properties, but excludes the owner of the Diamant property and the Klipdrift property;
- 1.2.24. "the Sterkfontein property" means the property referred to as S1 in Annexures A & B;
- 1.2.25. "VAT" means Value-Added Tax in terms of the Value-Added Tax Act, 1991;
- 1.2.26. "Waterval property" means the property referred to as W2 in Annexures A & B;
- 1.3. any reference in this agreement to "date of signature hereof" shall be read as meaning a reference to the date of the last signature of this agreement;
- 1.4. any reference to an enactment is to that enactment as at the date of signature hereof and as amended or re-enacted from time to time;
- 1.5. if any provision in a definition is a substantive provision conferring rights or imposing obligations on any party, notwithstanding that it is only in the definition clause, effect shall be given to it as if it were a substantive provision in the body of the agreement;
- 1.6. when any number of days is prescribed in this agreement, same shall be reckoned exclusively of the first and inclusively of the last day unless the last day falls on a Saturday, Sunday or public holiday, in which case the last day shall be the next succeeding day which is not a Saturday, Sunday or public holiday;
- 1.7. where figures are referred to in numerals and in words, if there is any conflict between the two, the words shall prevail;
- 1.8. expressions defined in this agreement shall bear the same meanings in schedules or annexures to this agreement which do not themselves





4.4. Upon the exercise of such option, a sale of the property shall be deemed to have been concluded on the terms and conditions set out in Annexure C. All payments shall be in freely transferable South African Rand.

4.5. SANP shall not be entitled to cede the option hereby granted, other than to the SANP Trust or other such vehicle as agreed to in writing by Marakele Park.

5. NEW PROPERTIES

5.1. SANP sells and Marakele Park purchases the new properties for an amount equal to the amount to be utilised on a rand/hectare basis by SANP to expropriate the property referred to as K1 in Annexures A and B.

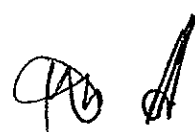
5.2. This transaction shall be conditional on SANP successfully acquiring ownership of the farm Kameeldraai before 30 November 2001;

5.3. Marakele Park shall furnish the necessary guarantees for the purchase in 5.1 above within 5 (five) days of all expropriation formalities having been completed ensuring that the said expropriation is irreversible.

6. JAGTERSUS AND WATERVAL

6.1. On Marakele Park's request, SANP shall procure within 12 (twelve) months of signature of this agreement that the Matlabas tented camp will be moved by SANP to a new site in Marakele within twelve months of the commencement date. Marakele Park will pay up to R500 000.00 (Five Hundred Thousand Rand) at the end of the twelve month period to facilitate the movement of the camp.

6.2. If Marakele Park elects to retain the Matlabas camp, SANP shall procure, forthwith, the necessary consents for Marakele Park to upgrade and operate the camp. In such instance Marakele Park will be required to build a comparable camp on a new site in Marakele within 12 (twelve) months of such election.

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- 6.3. For the duration of the contract SANP shall procure that, besides any development initiated by Marakele Park, there shall be no commercial development on Jagtersrus, Waterval, Kameeldraai and Portion 17 Diamant and those properties shall be treated as a single unit together with the properties. SANP shall obtain written confirmation of the commitment set out in 6 from the owner of Jagtersrus and Waterval on or before the 28 February 2001.

## 7. FEES TO EXERCISE RIGHTS AND PAYMENT

- 7.1. The annual fees payable by Marakele Park to SANP for the use of the name "Marakele" for promotional purposes and for the exercise of the rights provided for in clause 8 and 9 is 4% of turnover excluding VAT and excluding sales commissions payable to travel agents generated by Marakele Park from all commercial operations on the properties which moneys shall be payable to SANP every 3 (three) months in accordance with quarterly accounts prepared by Marakele Park.
- 7.2. The fee shall only be payable in the event of SANP fulfilling its responsibilities and obligations in terms of 3.3, 11.1.1, 11.1.2 and 11.1.3 (or alternatively to 3.3 entering into the lease agreement in 12) of this agreement in full and within the time periods stipulated, but not before commercial tourism operations have commenced on the properties.
- 7.3. Marakele Park will arrange for accounts to be audited annually to verify turnover and payments. Marakele Park will make copies of these accounts available to SANP.
- 7.4. For the avoidance of doubt Marakele Park will pay SANP 4% of turnover on any one camp and its associated commercial operations if no land is purchased, by SANP, 6% of turnover of the same camp once the first 2000 hectares is purchased and 8% of turnover once the 2nd 2000 hectares is purchased. The 8% of turnover will then apply for the remainder of the contract.
- 7.5. In the event that a 4000 hectare zone does not contain a camp, the fee payable by Marakele Park will be based on the turnover of any one camp



the Marakele National Park; on a non-exclusive basis,

8.1.4. to tender for such other activities and services in the Marakele National Park as Marakele Park deems fit in its sole discretion (such as day and night drives, guided walking safaris and specified day visitor activities).

8.2. SANP shall procure that Marakele Park has the right, without any additional charge above the entrance gate fee,

8.2.1. to traverse the Jagtersrus, Waterval, Diamant Portion 17 (D17) and Geelhoutbosch, properties for a period of 30 (thirty) years from the commencement date on existing roads, and on new roads constructed with the approval of SANP,

8.2.2. to erect a camp on Jagtersrus and Waterval and to conduct tourism operations from this camp.

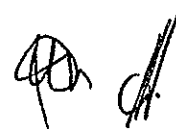
## 9. MARAKELE PARK'S ADDITIONAL RIGHTS

9.1. Marakele Park shall have the following exclusive rights in respect of the properties, for a period of no less than 30 (thirty) years from the commencement date with a view to, *inter alia*, establishing, managing and developing tourist activities, and which rights shall continue in existence notwithstanding SANP exercising an option in terms of clause 4 within the 30 (thirty) year period:-

9.1.1. to establish and operate 5 (five) 20 (twenty) bed commercial tourism camps on the properties at sites chosen by Marakele Park;

9.1.2. to traverse the properties on an exclusive basis;

9.1.3. to decide on routes and construction of game drive roads;



- 9.1.4. to rehabilitate the properties by concealing or removing telephone or power lines, man made structures, alien species or internal fences;
- 9.1.5. to prepare and implement a marketing plan to promote the proposed tourist activities on the properties and Marakele;
- 9.2. Marakele Park shall, in addition have the following exclusive rights in respect of the properties, for a period of no less than 30 (thirty) years from the commencement date, which exclusive rights shall be exercised in consultation with the JMB with a view to, *inter alia*, establishing, managing and developing tourist activities, and shall continue in existence notwithstanding SANP exercising an option in terms of clause 4 within the 30 (thirty) year period;
  - 9.2.1. to manage the properties (including culling and shooting) with reference to the agreed Park management plan described in 13.1
  - 9.2.2. to construct, manage and control entrance gate(s) to the properties and to decide on the location of such gate(s);
  - 9.2.3. to introduce new game on to the properties in agreement with the JMB;
- 9.3. Marakele Park shall arrange, at its own cost, for a game count and game valuation to be carried out on each of the properties prior to such property being subject to this agreement. In recognition of the fact that Marakele Park will have contributed game to the area, it shall be entitled to reasonable shooting for the pot for tourist consumption on the properties in consultation with the JMB. Any game introduced by Marakele Park shall be added to the initial valuation described in this clause and all game included herein shall remain the property of Marakele Park.
- 9.4. Marakele Park shall at all times be entitled to assign it's rights granted in

terms of this agreement, or part of them to a party nominated by Marakele Park in writing.

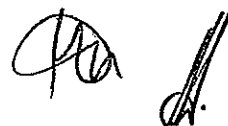
#### 10. MARAKELE PARK'S RESPONSIBILITIES

Marakele Park shall be responsible for the following :-

- 10.1. procuring that the fencing of the properties is undertaken in such a manner as to allow for the incorporation of the properties into the Marakele National Park;
- 10.2. to erect and maintain electrified predator and elephant proof perimeter fencing on the properties;
- 10.3. to diligently carry out the directives agreed with JMB.
- 10.4. to pay quarterly to SANP 50% of all admission fees collected at the entrance gates controlled by the Marakele Park.

#### 11. SANP'S RESPONSIBILITIES

- 11.1. SANP shall, at its own cost, be responsible for the following :-
  - 11.1.1. procuring that the existing lease agreements entered into between SANP and CCG088 Investments (Proprietary) Limited in regard to the Klipdrift property and the Diamant property are cancelled;
  - 11.1.2. procuring that electric perimeter fencing of the Marakele National Park is erected and maintained suitable for the holding of predators, elephant and other large mammals within 18 (eighteen) months of the expiry date; and to remove any fences between Marakele and the properties;
  - 11.1.3. procuring the reintroduction of species on the properties of sufficient numbers to sustain a big 5

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jurisdiction, be ineffective to the extent of such prohibition or unenforceability and shall be treated as *pro non scripto* and severed from the balance of this agreement, without invalidating the remaining provisions of this agreement or affecting the validity or enforceability of such provision in any other jurisdiction.

29. LANGUAGE

All notices and correspondence in respect of this agreement and the tender shall be in the English language.

30. ASSIGNMENT, TRANSFER, CESSION AND DELEGATION

No party shall be entitled to assign, transfer, cede or delegate any of its rights or obligations in terms of this agreement, except with the prior written consent of the other party, which consent shall not be unreasonably delayed or withheld, unless such a right has specifically been provided for in this agreement. Notwithstanding this prohibition it is recorded that Marakele Park envisages assigning, transferring, ceding and some delegating of its rights and obligations to a subsidiary or related company, and in certain circumstances concessionaires and SANP accepts the reasonableness of this proposal.

31. COSTS

Each party will bear their own costs of and incidental to the preparation of this agreement.

Signed on this the 2<sup>nd</sup> day of NOVEMBER 2000 and duly authorised



For: MARAKELE PARK (PTY) LTD

WITNESSES:

1. 



2. Audlewe

*P. Moutang*

For: SOUTH AFRICAN NATIONAL PARKS BOARD

WITNESSES:

1. *M. M. (J. M.)*

2. *Audlewe*

*P. M.*

**"Annexure A"**

**Schedule of land – Marakele Park Project**

**A. The properties**

H1	Hoopdaal (Faan Haartzter) 256.954ha	
H2	Hoopdaal (Faan Haartzter) 67.9290ha+ Hoopdaal West 423 ha = 490.929ha	
H3	Hoopdaal (Faan Haartzter) 222.6003ha	
H4	Hoopdaal (Dana Smit) 467ha	
KLIP 2	Klipdrift Portion 2 (Advocate Maritz) 873.662ha	
R1	Rem of Klipdrift (Retseh 594 KQ) Beyers Broers Boerdery 878.9510ha	
W1	Waterval 267KQ remainder (Bosua) Maspen Boerdery 1708ha (includes W3)	
G2	Geelhoutbosch Portion 2 – Mrs. S. Hattingh 474.9510ha	
G3	Geelhoutbosch portion 3 – Mrs. S. Strauss - OA van Schalkwyk Trust 678.5004ha	
G9	Geelhoutbosch Portion 9 – Mrs. S. Strauss – OA van Schalkwyk Trust 203.5493ha	
G8	Geelhoutbosch Portion 8 – Mr. W. Pernegger – 113.0083ha	
<b>Total</b>		<b>6368.106ha</b>

**B. The new properties to be purchased by way of exchange for expropriated land**

D18	Portion 18 of Diamant 228KQ measuring 1456.104ha	
KLIP Rem1	Portion 1 of Klipdrift 231 measuring 873.5912 (SANP)	
<b>Total</b>		<b>2329.6952ha</b>

**C. SANP Trust Land**

J1	Jagtersus	
W2	Remainder of Waterval	

**D. Klipdrift and Diamant properties currently owned by UBMC (subject to SANP lease)**

K3	Portion 3 Klipdrift 231KQ 873.6626ha (CCG088 Investment (Pty) Ltd.)	
K4	Portion Klipdrift 231KQ 873.6626ha (CCG088 Investment (Pty) Ltd.)	
K5	Portion 5 Klipdrift 231KQ 873.6626ha (CCG088 Investment (Pty) Ltd.)	
D19	Portion 19 Diamant 228KQ 1284.7980ha (CCG088 Investment (Pty) Ltd.)	
<b>Total</b>		<b>3905.7858ha</b>

**E. Other properties to be purchased**

K2	Kareehoek 274KQ Approx 1250.00ha	
B1	Buffelspoort 265KQ South of Tweeloopfontein Rd Approx 1900.00ha	
<b>Total</b>		<b>3150.00</b>

**F. Properties owned by UBMC**

S1 Sterkfontein

**G. Properties to be expropriated by SANP (funded by income from B)**

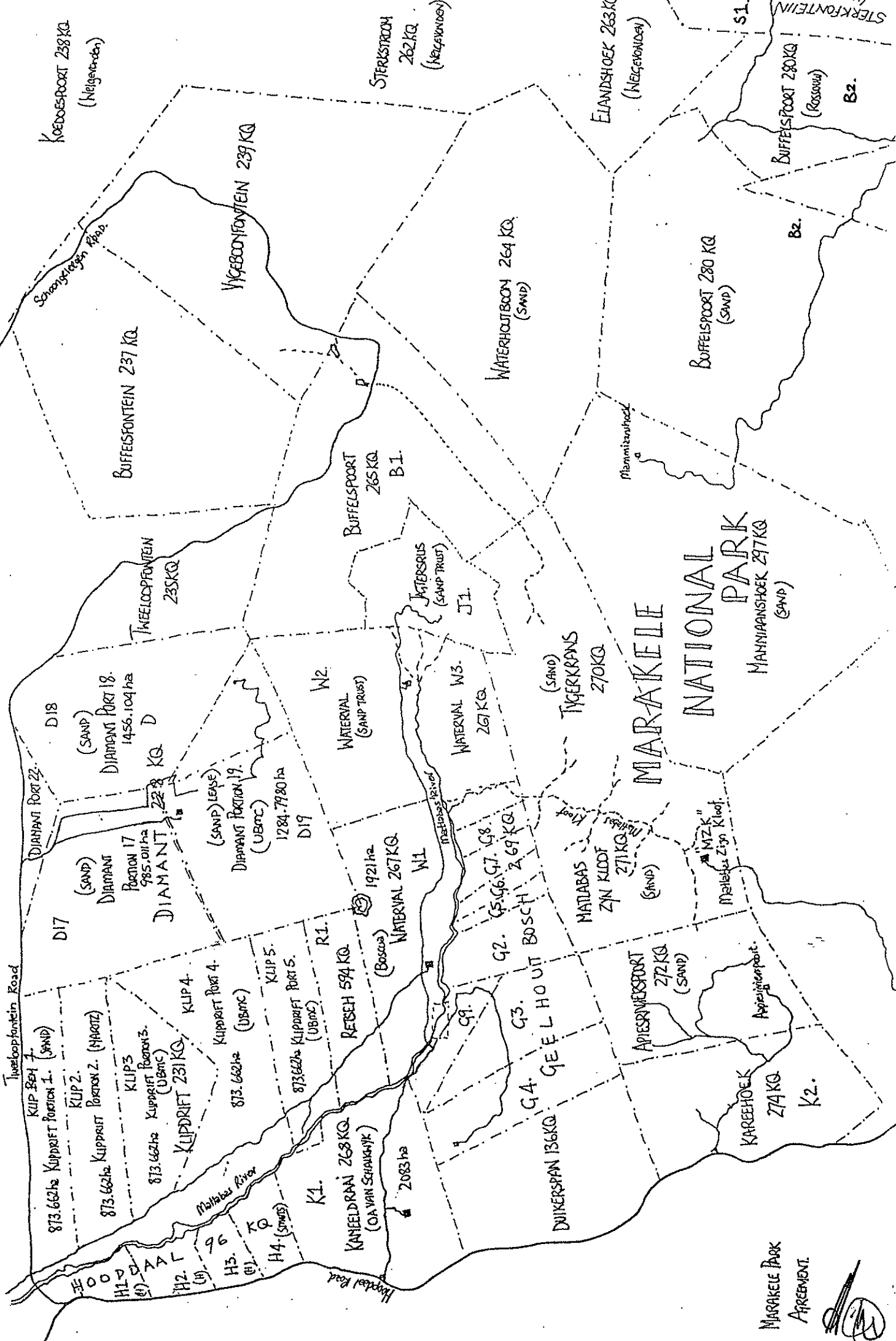
K1 Kameeldraai 268KQ (OA Van Schalkwyk Trust) 2083 ha difference = 247ha

**H. Properties subject to UBMC traverse area.**

G4	Geelhoutbosch 269KQ Portion 4	
G5	Geelhoutbosch 269KQ Portion 5	
G6	Geelhoutbosch 269KQ Portion 6	
G7	Geelhoutbosch 269KQ Portion 7	
D17	Diamant 228KQ Portion 17	
K1	Kameeldraai 268KQ	
<b>Total land to be purchased and already purchased by UBMC</b>		<b>15753.58ha</b>



"ANNEXURE B"



MARAKELE NATIONAL PARK

MARAKELE PARK AGREEMENT



L.G. Nr. A. 2077/58

Gedagteer

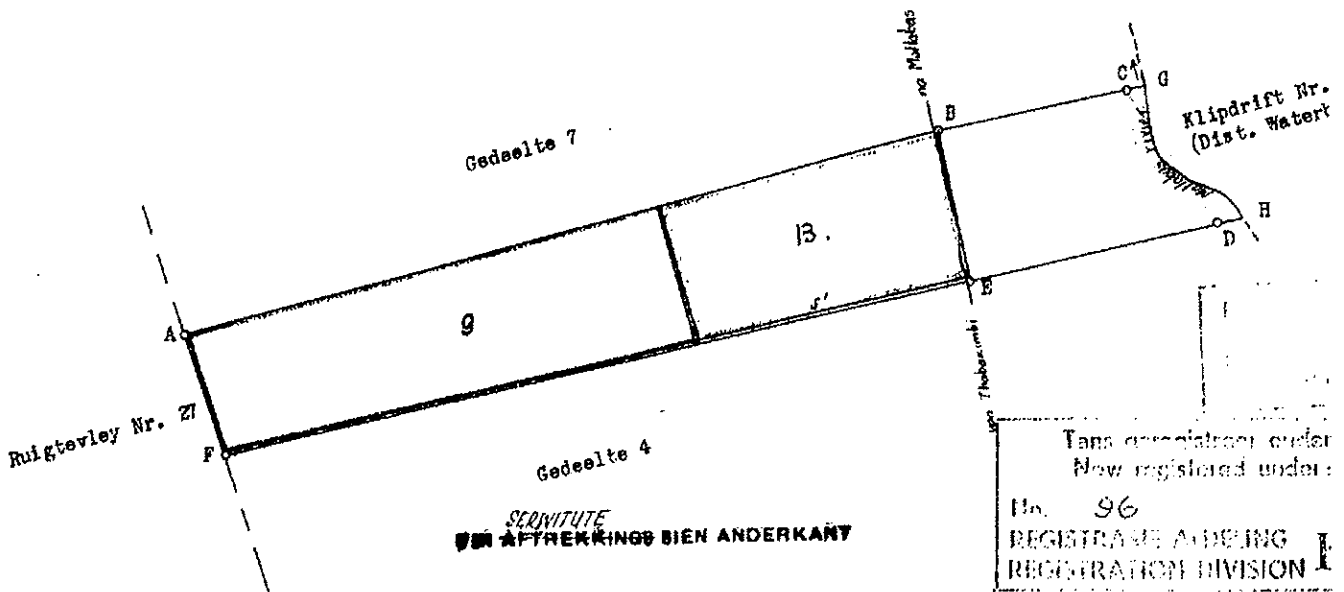
Vir Landmeter-Generaal,

BESKRYWING VAN BAKENS

A,B,C,D,E,F.....  $\frac{3}{4}$ "x3' Ysterpenne in beton.

W. N.

	SYE			RIGTINGSHOEKE			KOÖRDINAT			
	Kaspe Voet						STELSEL	y Plaaslik		
AB	11	288.6		256	31	13	A	+48	847.5	+5
BC	2	806.7		258	52	30	B	+37	868.9	+50
CD	2	224.4		324	30	10	C	+35	115.9	+50
DE	3	686.0		77	45	60	D	+33	824.2	+5
EF	11	071.5		78	23	30	E	+37	427.3	+5
FA	1	744.8		160	44	50	F	+48	272.3	+5
CG				258	52	30				
DH				257	45	60				



Die figuur ABG middel van Matlabas rivier HEFA

stel voor 327,0538 Mo

Gedeelte-8 Restant van die pless HOOPDAAL Nr. 577

geleë in die DISTRIK RUSTENBURG

PROVIN:

Gemeet in Februarie 1958 deur my

Gemeet in April en Mei 1957

*J. J. van der Merwe*

Landmeter.

Hierdie kaart is gehêg aan Akte van

Nr.

gedateer

Die oorspronklike kaart is L.G. Nr. A 812/08

verwant

gehek aan Kroongrondbrief

L.G. Lot Nr. 4273

Meestakke Nr. 589

Lede ontvang vergoeding en toelaes soos bepaal deur die Minister, in ooreenstemming met die Minister van Finansies.

Kragtens artikel 21(1) van die wet moet die komitee die volgende funksies vervul:

- (a) plaas breë beperkings op die pryse van dienste en produkte van die Weerdiens;
- (b) bepaal die vlak van gebruikersgelde wat deur die Weerdiens op die lugvaart- en maritieme bedrywe gehef moet word en adviseer die Minister oor die uitvaardiging van regulasies in dié verband;
- (c) verseker dat die Weerdiens nie sy posisie misbruik nie, maar op so 'n wyse dat dit nie oormatige beperkings op die Weerdiens se handelsbedrywighede plaas nie en dat die Weerdiens beskerm word teen onbillike mededinging van nasionale en internasionale weerdienste;
- (d) bevorder die veilige, doeltreffende, ekonomiese en winsgewende werking van die Weerdiens;
- (e) bevorder die redelike belange en behoeftes van kliënte en klante van die Weerdiens;
- (f) moniteer diensstandaarde en vaardig opdragte uit ter verbetering aan die Weerdiens waar nodig;
- (g) verrig enige ander werksaamheid wat die Minister aan hom opdra.

Voordat die finale aanstellings gemaak word, kan die Minister van Omgewingsake en Toerisme 'n kortlys van kandidate saamstel en sodanige persone vra om voor 'n keuringspaneel te verskyn om hul geskiktheid om op die komitee te dien te bepaal.

Die komitee sal verteenwoordigend wees van die Suid-Afrikaanse gemeenskap.

**M.V. MOOSA**

Minister van Omgewingsake en Toerisme

**No. 672**

**27 July 2001**

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976  
(ACT No. 57 OF 1976), TO BE PART OF THE MARAKELE NATIONAL PARK**

I, Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976) and subject to an agreement entered into between South African National Parks (the Board), and the owner of the land defined in the Schedule, the mentioned land to be part of the Marakele National Park as a Schedule Two Contractual Park.

**M. V. MOOSA**

Minister of Environmental Affairs and Tourism

**SCHEDULE**

The remainder of the farm Buffelspoort 265, KQ, measuring 1 997,5010 hectare, held under Title Deed No. T30444/200.

**No. 672**

**27 Julie 2001**

**VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976  
(WET No. 57 VAN 1976), TOT DEEL VAN DIE MARAKELE NASIONALE PARK**

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme, verklaar hierby kragtens die bevoegdheid aan my verleen deur artikel 2B (1) (b) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976) en kragtens 'n ooreenkoms aangegaan tussen Suid-Afrikaanse Nasionale Parke (die Raad), en die eienaar van die grond omskryf in die Bylae, die gemelde grond tot deel van die Marakele Nasionale Park as 'n Bylae Twee Kontraktuele Park.

**M. V. MOOSA**

Minister van Omgewingsake en Toerisme

**BYLAE**

Die restant van die plaas Buffelspoort 265, KQ, groot 1 997,5010 hektaar, gehou onder Titelakte No. T30444/200.

o. 1493

17 October 2003

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1975 (ACT NO. 57 OF 1976), TO BE PART OF THE MARAKELE NATIONAL PARK**

I, Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2C(2), 2D(1) and 2B(1)(b) of the National Parks Act, 1976 (Act No. 57 of 1976) that:

(a) the land defined in the Schedule be part of the Marakele National Park, and

(b) Schedule 1 of the said act be amended by the addition of the description of the undermentioned properties to the definition of the said park.

**M V MOOSA**  
**MINISTER OF ENVIRONMENTAL AFFAIRS AND TOURISM**

**SCHEDULE**

Portion 10 of the farm Groothoek 278 KQ, Limpopo Province, in extent 45,8005 hectare, held under Title Deed No. T68773/2000

Portion 3 of the farm Geelhoutbosch 269 KQ, Limpopo Province, in extent 678,5004 hectare, held under Title Deed No. T46677/2001

Portion 10 of the farm Kareehoek 274 KQ, Limpopo Province in extent 124,9725 hectare, held under Title Deed No. T108909/1997

Portion 4 of the farm Blespaardspruit 275 KQ, Limpopo Province, in extent 146,1206 hectare, held under Title Deed No. T33762/1997

Portion 11 of the farm Kareehoek 274 KQ, Limpopo Province, in extent 287,7296 hectare, held under Title Deed No. T87487/1997

Portion 9 of the farm Kareehoek 274 KQ, Limpopo Province, in extent 139,0113 hectare, held under Title Deed No. T54595/1997

Portion 3 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 156,1240 hectare, held under Title Deed No. T78232/1998

The farm Kameeldraai 595 KQ, Limpopo Province, in extent 2087,5117 hectare, held under Title Deed No. T8989/2001

Portion 9 of the farm Geelhoutbosch 269 KQ, Limpopo Province, in extent 203,5494 hectare, held under Title Deed No. T46677/2001

Portion 2 of the farm Kareehoek 274 KQ, Limpopo Province, in extent 137,7624 hectare, held under Title Deed No. T71313/2001

Portion 8 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 487,1674 hectare, held under Title Deed No. T85428/2001

Portion 6 of the farm Kareehoek 274 KQ, Limpopo Province, in extent 0,4409 hectare, held under Title Deed No. T122255/2001

Remainder of the farm Zandspruit 138 KQ, Limpopo Province, in extent 791,2958 hectare, held under Title Deed No. T147051/2001

Portion 4 of the farm Marakeli 437 KQ, Limpopo Province, in extent 49,3317 hectare, held under Title Deed No. T6630/2002

The farm Blespaardspruit 640 KQ, Limpopo Province, in extent 96,6567 hectare, held under Title Deed No. T54883/2002

Portion 2 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 151,1948 hectare, held under Title Deed No. T152250/2002

Portion 4 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 146,9640 hectare, held under Title Deed No. T152250/2002

Portion 7 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 211,8998 hectare, held under Title Deed No. T152250/2002

The farm Jagtersrus 418, Limpopo Province, in extent 1000,0000 hectare, held under Title Deed No. T74496/1991

Portion 1 of the farm Waterval 267 KQ, Limpopo Province, in extent 1713,0640 hectare, held under Title Deed No. T74496/1991

**VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET NO. 57 VAN 1976), TOT DEEL VAN DIE MARAKELE NASIONALE PARK**

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme, verklaar hierby kragtens die bevoegdheid aan my verleen deur artikel 2C(2), 2D(1) en 2B(1)(b) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976):

- MARAKELE
- (a) die grond omskryf in die Bylae tot deel van die Agulhas Nasionale Park; en
- (b) dat Bylae 1 van die genoemde wet gewysig word deur die byvoëging van die omskrywing van ondergenoemde eiendomme tot die omskrywing van voorgemelde park.

**M V MOOSA**  
**MINISTER VAN OMGEWINGSAKE EN TOERISME**

**BYLAE**

Gedeelte 10 van die plaas Groothoek 278 KQ, Limpopo Provinsie, groot 45,8005 hektaar, soos aangedui in Titelakte No. T68773/2000

Gedeelte 3 van die plaas Geelhoutbosch 269 KQ, Limpopo Provinsie, groot 678,5004 hektaar, soos aangedui in Titelakte No. T46677/2001

Gedeelte 10 van die plaas Kareehoek 274 KQ, Limpopo Provinsie, groot 124,9725 hektaar, soos aangedui in Titelakte No. T108909/1997

Gedeelte 4 van die plaas Blespaardspruit 275 KQ, Limpopo Provinsie, groot 146,1206 hektaar, soos aangedui in Titelakte No. T33762/1997

Gedeelte 11 van die plaas Kareehoek 274 KQ, Limpopo Provinsie, groot 287,7296 hektaar, soos aangedui in Titelakte No. T87487/1997.

Gedeelte 9 van die plaas Kareehoek 274 KQ, Limpopo Provinsie, groot 139,0113 hektaar, soos aangedui in Titelakte No. T54595/1997.

Gedeelte 3 van die plaas Zandfontein 315 KQ, Limpopo Provinsie, groot 156,1240 hektaar, soos aangedui in Titelakte No. T78232/1998.

Die plaas Kameeldraai 595 KQ, Limpopo Provinsie, groot 2087,5117 hektaar, soos aangedui in Titelakte No. T8989/2001.

Gedeelte 9 van die plaas Geelhoutbosch 269 KQ, Limpopo Provinsie, groot 203,5494 hektaar, soos aangedui in Titelakte No. T46677/2001.

Gedeelte 2 van die plaas Kareehoek 274 KQ, Limpopo Provinsie, groot 137,7624 hektaar, soos aangedui in Titelakte No. T71313/2001.

Gedeelte 8 van die plaas Zandfontein 315 KQ, Limpopo Provinsie, groot 487,1674 hektaar, soos aangedui in Titelakte No. T85428/2001.

Gedeelte 6 van die plaas Kareehoek 274 KQ, Limpopo Provinsie, groot 0,4409 hektaar, soos aangedui in Titelakte No. T122255/2001.

Oorblywende gedeelte van die plaas Zandspruit 138 KQ, Limpopo Provinsie, groot 791,2958 hektaar, soos aangedui in Titelakte No. T147051/2001.

Gedeelte 4 van die plaas Marakeli 437 KQ, Limpopo Provinsie, groot 49,3317 hektaar, soos aangedui in Titelakte No. T6630/2002.

Die plaas Blespaardspruit 640 KQ, Limpopo Provinsie, groot 96,8567 hektaar, soos aangedui in Titelakte No. T54883/2002.

Gedeelte 2 van die plaas Zandfontein 315 KQ, Limpopo Provinsie, groot 151,1948 hektaar, soos aangedui in Titelakte No. T152250/2002.


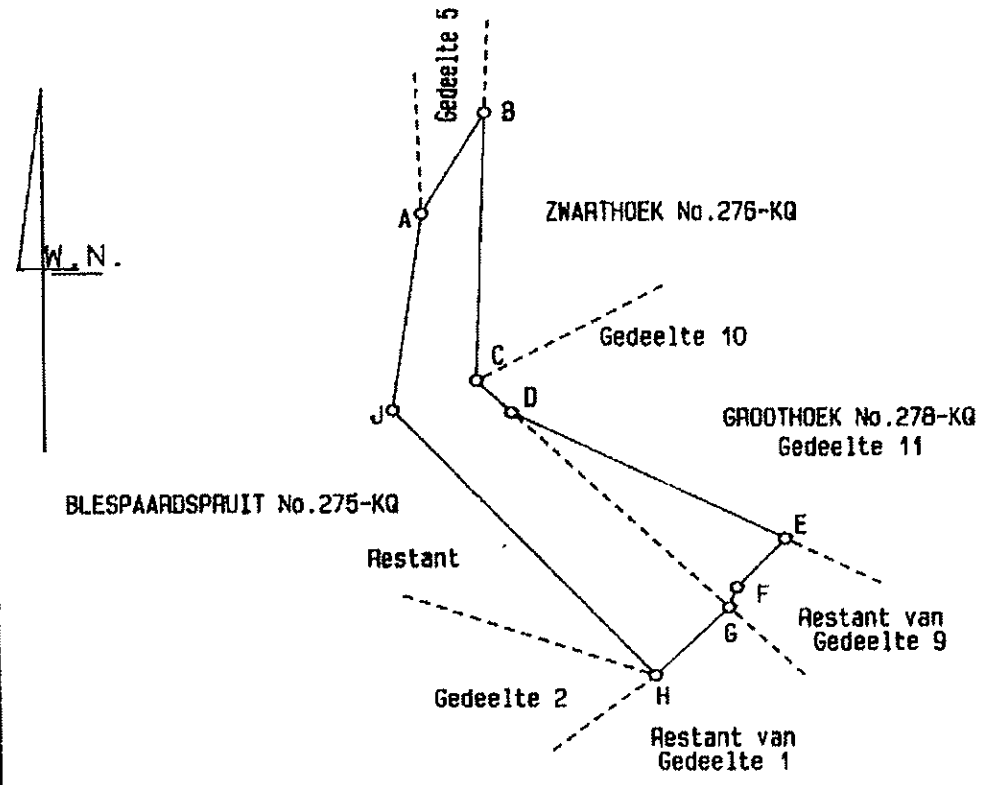

Gedeelte 4 van die plaas Zandfontein 315, Limpopo Provinsie, groot 146,9640 hektaar, soos aangedui in Titelakte No. T152250/2002.

Gedeelte 7 van die plaas Zandfontein 315 KQ, Limpopo Provinsie, groot 211,8998 hektaar, soos aangedui in Titelakte No. T152250/2002.

Die plaas Jagtersrus 418 KQ, Limpopo Provinsie, groot 1000,0000 hektaar, soos aangedui in Titelakte No. T74496/1991.

Gedeelte 1 van die plaas Waterval 267 KQ, Limpopo Provinsie, groot 1713,0640 hektaar, soos aangedui in Titelakte No. T74496/1991.

DIAGRAM VIR GEKONSOLIDEERDE TITEL

SYE Meter	RIGTINGS- HOEKE	KOÖRDINATE Y Stelsel WG27 X		L.G. No. 4697/2001 Goedgekeur  2001-07-11 nms. LANDMETER- GENERAAL
				
<p><u>Komponente:</u></p>				
<p>1. Die figuur ABCGHJA stel voor Gedeelte 6 van die plaas BLESJAARDSPRUIT No.275-KQ. Sien diagram L.G.No. 4695/2001 Transport Akte NO. T 54 882 / 2002</p> <p>2. Die figuur DEFGD stel voor Gedeelte 26 van die plaas GROOTHOEK No.278-KQ. Sien diagram L.G.No. 4696/2001 Transport Akte NO. T 54 882 / 2002</p>				
<p>Die figuur <u>A B C D E F G H J A</u>                  stel voor <u>96,6567 hektaar</u> grond, synde                  die plaas <u>BLESJAARDSPRUIT No. 640-KQ</u>                  en bestaan uit komponente 1) en 2) hierbo genoem.                  Noordelike Provinsie                  Saamgestel in Desember 2000 deur my                   P.D.Bekker PLS 0041                  Professionele Landmeter</p>				
Hierdie diagram is geheg aan No. T 54 883 / 2002 ged. t.g.v. Registrateur van Aktes Pretoria	Die oorspronklike diagram is soos hierbo aangedui. L.G. No. Transport Grondbrief	Leer KQ -640 M.S. A.P. Komp. KQ - 2 pni 4 en KQ6A		



L.G. Nr. A. 3742/49

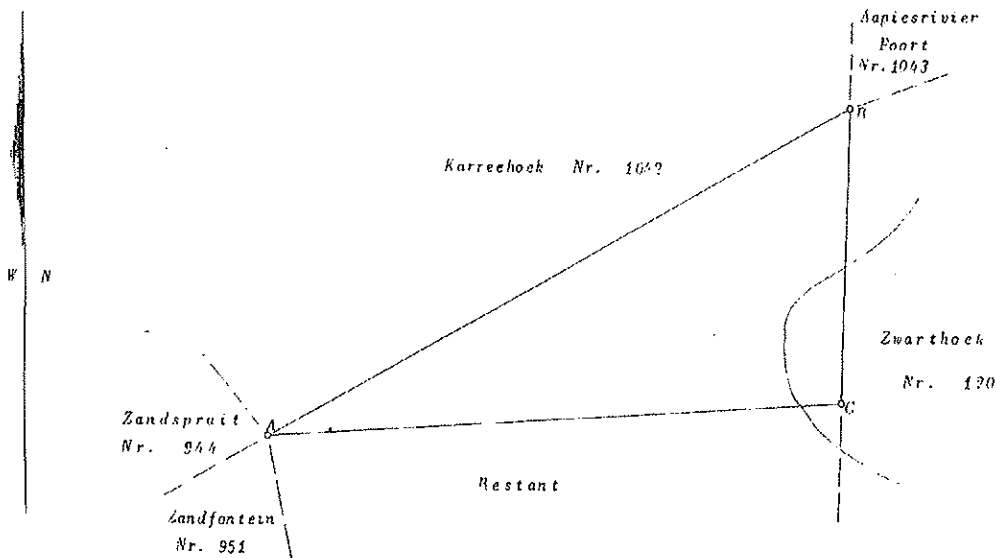
Gedeekeur

*J. H. W. van der Merwe*  
Landmeter-generaal.

Bakenbeskrywing.

A, B, C ... 18" x 3/8" ysterpenne onder klipstapels.

	SYE Koppse Voet.	RIGTINGS- HOEKE	KO-ORDINATE.		
			y	x	
			Plaaslik		
AB	9002.0	242 11 30	A	+53622.1	+40669.8
BC	3756.1	1 31 05	B	+45659.7	+36470.3
CA	7875.5	86 45 40	C	+45759.2	+40225.0



Tans geregistreer onder:  
Now registered under:  
No. 275  
REGISTRASIE AFDEELING  
REGISTRATION DIVISION **KQ**

Die figuur A B C stel voor  
170.5957 Morge grond, synde Gedeelte 4 van die plaas

geleë in die DISTRIK RUSTENBURG BLESPAARDSPRUIT Nr. 950 PROVINSIE FRANSVAAL

Gemeet in Maart 1949 deur my

*J. H. W. van der Merwe*  
Landmeter.

Hierdie kaart is gehê aan Akte van 77.

Nr. 10034/56 gedatêr

ten gunste van

Registrar van Aktes.

Die oorspronklike kaart is Nr. A 874/08

Vervan gohag aan Grondbrief

Nr. 2374/1872

K.B. 341 f. AS

L.G. Leer Nr. 4330/60-71/49

Meestukke Nr. 1005/49

Kompilatie Nr. K& 426

ONDERVERDELINGSDIAGRAM

SYE Meter		RIGTINGS- HOEKE	KOÖRDINATE Y Stelsel W627 X		L.G. No.
		Konstantes:	+	0,00	+2 700 000,00
AB	538,75	250 11 12	A	- 51 391,43	+ 5 855,27
BC	3084,50	348 37 50	B	- 51 898,29	+ 5 672,65
CD	826,41	35 45 30	C	- 52 506,36	+ 8 696,62
DE	764,64	356 52 23	D	- 52 023,45	+ 9 367,26
EF	21,87	97 07 30	E	- 52 065,15	+ 10 130,76
FG	744,68	176 39 29	F	- 52 043,45	+ 10 128,05
GH	1392,21	105 01 00	G	- 52 000,04	+ 9 384,64
HJ	198,28	74 37 42	H	- 50 655,37	+ 9 023,91
JK	795,64	166 57 01	J	- 50 464,19	+ 9 076,47
KL	67,23	204 17 00	K	- 50 284,53	+ 8 301,38
LM	241,07	185 01 20	L	- 50 312,18	+ 8 240,10
MN	1812,36	215 23 12	M	- 50 333,29	+ 7 999,95
NP	188,62	200 24 20	N	- 51 382,81	+ 6 522,40
PQ	217,19	183 05 30	P	- 51 448,57	+ 6 345,62
QA	282,02	165 52 10	Q	- 51 460,28	+ 6 128,75
120	Sandfontein		△	- 51 462,76	+ 9 672,31
127	Twisappel		△	- 43 961,94	+ 17 255,84

4684/2001

Goedgekeur

nms.  
LANDMETER-  
GENERAAL

2001-07-11

Beskrywing van bakens

Vel 1 van 2 velle

- A, J, Q : 20mm Ysterpyp in klipstapel.
- B : Gat in rots.
- C, D, E, F, G : 12mm Ysterpen in klipstapel.
- H : 100mm Rondeysterhoekdraadpaal.
- K, L, M, N, P : Spoorstaafhoekdraadpaal.

WET/ACT 70/1970  
NO. 34145  
.....  
2001-05-18  
.....

Die figuur A B C D E F G H J K L M N P Q A

stel voor 487,1674 hektaar grond, synde

Gedeelte B ('n gedeelte van Gedeelte 1)

van die plaas ZANDFONTEIN No.315-KQ

Noordelike Provinsie

Opgemeet in Mei 2001 deur my

P.D. Bekker PLS 0041  
Professionele Landmeter

Hierdie kaart diagram is  
geheg aan  
No.  
ged.  
t.g.v.  
Registrateur van Aktes Pretoria

Die oorspronklike diagram  
is  
L.G. No. A 929/1932  
Transport T5751/1932  
Grondbrief

Leer -/3  
M.S. 1896/2001  
A.P.  
Komp. KQ - 3, 4, 5 en 6 3D

ONDERVERDELINGSDIAGRAM

Gedeelte 8 van die plaas ZANDFONTEIN No. 315-KQ

L.G. No.

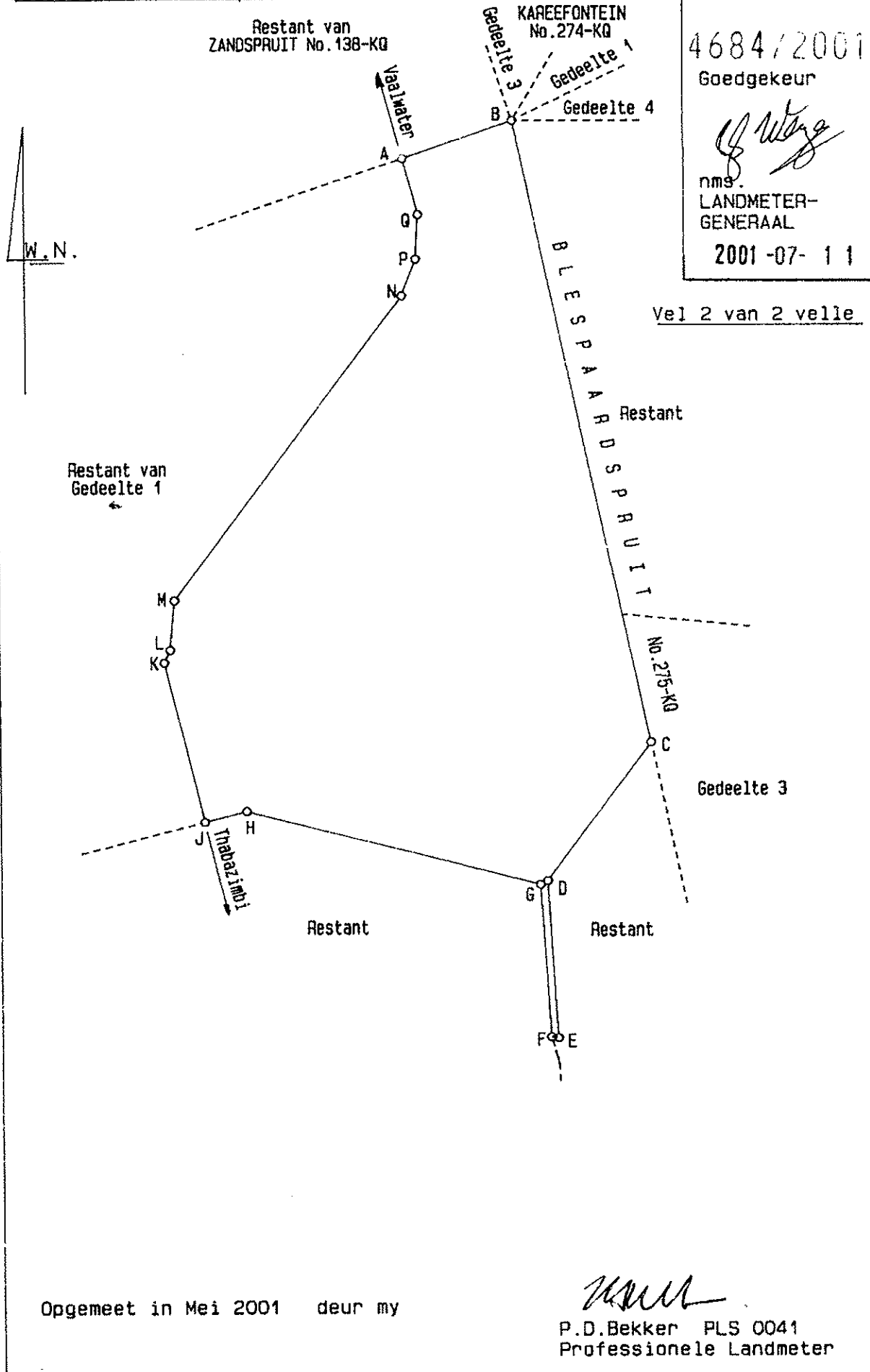
4684/2001

Goedgekeur




nms.  
LANDMETER-  
GENERAAL

2001-07-11



Vel 2 van 2 velle

Opgemeet in Mei 2001 deur my

  
P.D. Bekker PLS 0041  
Professionele Landmeter

POWER OF ATTORNEY



I, the undersigned

MAVUSO MSIMANG

in my capacity as duly authorised Chief Executive of the SOUTH AFRICAN NATIONAL PARKS


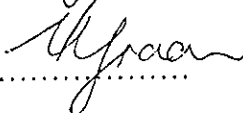
do hereby nominate, constitute and appoint

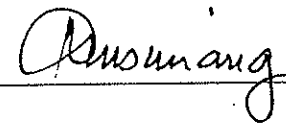
NATALIA GOUWS

with power of substitution, to be my lawful attorney and agent, in name place and stead to appear before a Notary Public and then and there on my behalf to sign and execute a Notarial Lease Agreement in accordance with the draft Notarial Lease Agreement annexed hereto and initialled by me for the purposes of identification; further on my behalf to make all such alterations and/or additions to the said draft Notarial Lease Agreement as may be necessary or requisite in order to procure its due registration; and generally for effecting the purposes aforesaid, to do or cause to be done whatsoever shall be requisite, as fully and effectually, for all intents and purposes, as I might or could do if personally present and acting herein - hereby ratifying, allowing and confirming and promising and agreeing to ratify, allow and confirm all and whatsoever my said attorney and agent shall lawfully do, or cause to be done by virtue of these presents.

SIGNED at *Pretoria* on *18 June* 1998.

AS WITNESSES

1.   
.....  
2.   
.....

  
\_\_\_\_\_

PROTOKOL NO:

NOTARIAL LEASE AGREEMENT

It is hereby made known to all interested persons

That on the                      day of                      in the year ONE THOUSAND NINE  
HUNDRED AND NINETY EIGHT, before me

MARTHINUS THEUNIS STEYN HOFMEYR

*Handwritten signature and initials*

Notary, duly admitted and sworn, residing and practising at Kuils River in the Province of the Western Cape, in the presence of the undersigned witnesses personally appeared

NATALIA GOUWS

duly authorised thereto by power of attorney signed at \_\_\_\_\_ on the  
day of \_\_\_\_\_ 1998 by

THE NATIONAL PARKS TRUST OF SOUTH AFRICA

NO T342/86

("Lessor")

duly represented by ISAK JOHANNES GELDERBLOM duly authorised thereto in terms of a resolution adopted by THE NATIONAL PARKS TRUST OF SOUTH AFRICA on the 4th day of DECEMBER 1997.

and duly authorised thereto by power of attorney signed at \_\_\_\_\_ on the  
day of \_\_\_\_\_ by the

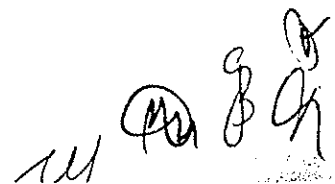
SOUTH AFRICAN NATIONAL PARKS

("Lessee")

duly represented by MAVUSO MSIMANG, in his capacity as Chief Executive, duly authorised thereto in terms of a resolution adopted by NATIONAL PARKS BOARD on the 16th day of MARCH 1992

which powers of attorney have been filed in my protocol

And the Declarant declared that:



A. WHEREAS the Lessor is the owner of certain immovable property known as:

- (i) The Farm JAGTERSUS 418, Registration Division K.Q., NORTHERN PROVINCE, measuring 1000,0000 (One Thousand Comma Nought Nought Nought Nought) hectares;
  - (ii) Portion 1 of the Farm WATERVAL 267, Registration Division K.Q., NORTHERN PROVINCE, measuring 1713,0640 (One Thousand Seven Hundred and Thirteen Comma Nought Six Four Nought) hectares;
- (hereinafter referred to as "the Property")

B. AND WHEREAS the Lessee is desirous to lease the said property from the Lessor, to be managed by the Lessee as an integral part of the MARAKELE NATIONAL PARK.

THE PARTIES AGREE AS FOLLOWS:

1. LETTING AND HIRING

The Lessor hereby lets the property to the Lessee who hereby leases the property from the Lessor on the terms and conditions set out in this Agreement.

2. DEFINITIONS AND INTERPRETATION

In this Agreement, unless the context clearly indicates a contrary intention, the following words and phrases shall have the following meanings:

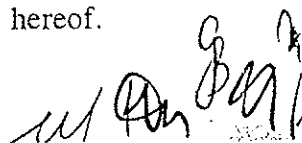
2.1 "Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof;

2.2 "the Commencement Date" shall mean the date on which the notice declaring the property to be part of the Park in terms of the Act is published in the Government Gazette;

- 2.3 "the Management Plan" shall mean the Environmental Management Plan for the **MARAKELE NATIONAL PARK** subject to which the said Park is managed by the Lessee;
- 2.4 "the Minister" shall mean the Minister of Environmental Affairs of the Republic of South Africa;
- 2.5 "the Park" shall mean the **MARAKELE NATIONAL PARK** or any extension or reduction thereof;
- 2.6 Clause headings are inserted for the sake of convenience only and shall not be read for the purposes of interpreting any provision of this Agreement;
- 2.7 Any gender shall include the other genders and the singular shall include the plural and vice versa.

3. **BASIS OF AGREEMENT**

- 3.1 The Lessor hereby makes the property available to the Lessee for the declaration thereof as a part of the Park in terms of the provisions of the Act.
- 3.2 The Lessee shall request the Minister to declare the Property to be a part of the Park, subject to the terms of this Agreement.
- 3.3 Should the Minister decide not to declare the Property a contractual part of the Park, this Agreement will be terminated automatically.
- 3.4 The parties agree that the provisions of the Management Plan shall also be made applicable to the property and shall at all times take precedence over the terms and conditions of this Agreement; provided however that it shall not take precedence over the provisions set out in clause 7.3 hereof.





3.5 At the request of the Lessor the Lessee shall, should this agreement be terminated for whatever reason, request the Minister to withdraw the property or such portion thereof as may at that time be agreed by the parties, from the status of a contractual part of the Park and return the property or the agreed portion thereof to the sole control of the Lessor.

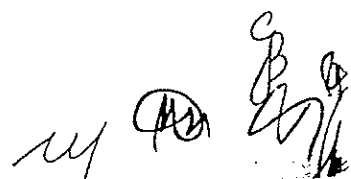
4. **RENTAL**

The rental payable by the Lessee to the Lessor shall be the sum of R10,00 (+ VAT) per year, payable yearly in advance on the commencement date and thereafter on each anniversary of the commencement date.

5. **PERIOD OF THE AGREEMENT**

5.1 This agreement shall take effect on the commencement date and shall remain in force for a period of ninety-nine (99) years; provided that either party shall have the right to cancel the Agreement after an initial period of thirty (30) years by giving two (2) years prior notice in writing to the other party of its intention to terminate the Agreement.

5.2 Should no notice to terminate (after 30 years) have been given, the Lessee shall, at the expiry of the initial period of ninety-nine years or any subsequent period as envisaged in this sub-clause, be entitled to renew the Agreement for further periods of twenty five years on the same terms and conditions as set out herein by giving written notice to that effect to the Lessor at least two (2) years before the expiry date of this Agreement unless the Lessor shall have terminated this Agreement by giving written notice to the Lessee to that effect at least two years before the initial or any subsequent expiry date.



**NATIONAL ENVIRONMENTAL MANAGEMENT:  
PROTECTED AREAS ACT  
NO. 57 OF 2003**

[\[View Regulation\]](#)

[ASSENTED TO 11 FEBRUARY, 2004]  
[DATE OF COMMENCEMENT: 1 NOVEMBER, 2004]  
(English text signed by the President)

This Act has been updated to *Government Gazette* 39728 dated 25 February, 2016.

**as amended by**

National Environmental Management: Protected Areas Amendment Act, [No. 31 of 2004](#)

National Environment Laws Amendment Act, [No. 14 of 2009](#)

National Environmental Management: Protected Areas Amendment Act, [No. 15 of 2009](#)

National Environmental Management: Protected Areas Amendment Act, [No. 21 of 2014](#)

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**ACT**

**To provide for the protection and conservation of ecologically viable areas representative of South Africa's biological diversity and its natural landscapes and seascapes; for the establishment of a national register of all national, provincial and local protected areas; for the management of those areas in accordance with national norms and standards; for intergovernmental co-operation and public consultation in matters concerning protected areas; for the continued existence, governance and functions of South African National Parks; and for matters in connection therewith.**

[Long title substituted by [s. 29](#) of [Act No. 31 of 2004](#).]

ARRANGEMENT OF SECTIONS

[Arrangement of Sections amended by [s. 30](#) of [Act No. 31 of 2004](#) and by [s. 17 \(a\)-\( f \)](#) of [Act No. 21 of 2014](#).]

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INTERPRETATION, OBJECTIVES AND APPLICATION OF ACT

- [1.](#) Definitions
- [2.](#) Objectives of Act
- [3.](#) State trustee of protected areas
- [4.](#) Application of Act
- [5.](#) Application of National Environmental Management Act
- [6.](#) Application of Biodiversity Act in protected areas
- [7.](#) Conflicts with other legislation
- [8.](#) Status of provincial legislation on provincial and local protected areas

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- [9.](#) Kinds of protected areas
- [10.](#) Register of Protected Areas
- [11.](#) Norms and standards
- [12.](#) Provincial protected areas
- [13.](#) World heritage sites
- [14.](#) Continued existence of marine protected areas
- [15.](#) Specially protected forest areas, forest nature reserves and forest wilderness areas
- [16.](#) Mountain catchment areas

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- [17.](#) Purpose of protected areas

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- [18.](#) Declaration of special nature reserves
- [19.](#) Withdrawal of declaration or exclusion of part of special nature reserve

*Part 2  
National parks*

- [20.](#) Declaration of national parks
- [21.](#) Withdrawal of declaration or exclusion of part of national park
- [22.](#) Designation of national park as wilderness area

*Part 2A  
Marine protected areas*

- [22A.](#) Declaration of marine protected areas
- [22B.](#) Withdrawal of declaration of, addition to, or exclusion from, marine protected areas

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Nature reserves*

- [23.](#) Declaration of nature reserve
- [24.](#) Withdrawal of declaration or exclusion of part of nature reserve
- [25.](#) Designation of nature reserve as specific type
- [26.](#) Designation of nature reserve as wilderness area
- [27.](#) Notice to be given to Minister of provincial declarations

*Part 4  
Protected environments*

- [28.](#) Declaration of protected environment
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- [32.](#) Consultation by MEC
- [33.](#) Public participation
- [34.](#) Affected organs of state, communities and beneficiaries

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- [35.](#) Initiation of declaration
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- [38.](#) Management authorities
- [39.](#) Preparation of management plan
- [40.](#) Management criteria
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- [42.](#) Co-management of protected area

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- [43.](#) Performance indicators
- [44.](#) Termination of mandate to manage protected area

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- [45.](#) Access to special nature reserve

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- [48.](#) Prospecting and mining activities in protected area
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- [55.](#) Functions
- [56.](#) General powers

*Part 2*

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- [57.](#) Composition
- [58.](#) Qualifications
- [59.](#) Appointment procedure
- [60.](#) Chairperson
- [61.](#) Term of office
- [62.](#) Conditions of appointment
- [63.](#) Conduct of members
- [64.](#) Termination of membership
- [65.](#) Removal from office
- [66.](#) Filling of vacancies

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*Operating procedures of Board*

- [67.](#) Meetings
- [68.](#) Procedures
- [69.](#) Quorum and decisions
- [70.](#) Committees
- [71.](#) Delegation of powers and assignment of duties

*Part 4*

*Administration of South African National Parks*

- [72.](#) Appointment of Chief Executive Officer
- [73.](#) Employment of staff

*Part 5*

*Financial matters*

- [74.](#) Financial accountability
- [75.](#) Funding
- [76.](#) Investments
- [77.](#) National Parks Land Acquisition Fund

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*General*

- [78.](#) Minister's supervisory powers
- [79.](#) Absence of functional Board

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- [80.](#) Acquisition of private land by State
- [81.](#) Acquisition of private land by South African National Parks
- [82.](#) Cancellation of servitude on, or privately held right in or to, state land
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- [84.](#) Mineral right
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- [89.](#) Offences and penalties

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- [90.](#) Repeal of laws
- [91.](#) Savings and transitional provisions
- [92.](#) Protected areas existing before commencement of section
- [93.](#) Short title and commencement
- [Commencement of this Act](#)
- [Schedule 1](#) Repeal of laws
- [Schedule 2](#) National Park Areas

BE IT THEREFORE ENACTED by the Parliament of the Republic of South Africa as follows:-

CHAPTER 1  
INTERPRETATION, OBJECTIVES AND APPLICATION OF ACT

**1. Definitions.**-(1) In this Act, unless the context indicates otherwise-

**"aircraft"** means an airborne craft of any type whatsoever, whether self-propelled or not, and includes a hovercraft;

**"Biodiversity Act"** means the National Environmental Management: Biodiversity Act, 2003;

**"biological diversity"** or **"biodiversity"** has the meaning ascribed to it in [section 1](#) of the Biodiversity Act;

**"biological resource"** means any resource consisting of-

- (a) a living or dead animal, plant or other organism of an indigenous species;
- (b) a derivative of such an animal, plant or other organism, as defined in [section 1](#) of the Biodiversity Act; or
- (c) any genetic material of such animal, plant or other organism, as defined in [section 1](#) of the Biodiversity Act;

**"Board"** means the Board of South African National Parks referred to in [section 57](#);  
[Definition of **"Board"** inserted by [s. 1 \(a\)](#) of [Act No. 31 of 2004](#).]

**"Chief Executive Officer"** means the Chief Executive Officer of South African National Parks appointed in terms of [section 72](#);

[Definition of **"Chief Executive Officer"** inserted by [s. 1 \(a\)](#) of [Act No. 31 of 2004](#).]

**"declare"**, when used in relation to-

- (a) the Minister, means declare by notice in the *Government Gazette*; and
- (b) the MEC, means declare by notice in the *Provincial Gazette*;

**"Department"** means the national Department responsible for administering environmental affairs;  
[Definition of **"Department"** substituted by [s. 1 \(a\)](#) of [Act No. 21 of 2014](#).]

Wording of Sections

**"designate"**, when used in relation to-

- (a) the Minister, means designate by notice in the *Government Gazette*;
- (b) the MEC, means designate by notice in the *Provincial Gazette*;

**"Director-General"** means the Director-General of the Department;

**"ecological integrity"** means the sum of the biological, physical and chemical components of an ecosystem, and their interactions which maintain the ecosystem and its products, functions and attributes;

**"ecosystem"** means a dynamic complex of animal, plant and micro-organism communities and their non-living environment interacting as a functional unit;

**"environmental goods and services"** includes-

- (a) benefits obtained from ecosystems such as food, fuel and fibre and genetic resources;
- (b) benefits from the regulation of ecosystem processes such as climate regulation, disease and flood control and detoxification; and
- (c) cultural non-material benefits obtained from ecosystems such as benefits of a spiritual, recreational, aesthetic, inspirational, educational, community and symbolic nature;

**"fish"**, when used as a verb, has the meaning, with the changes required by the context, ascribed to "fishing" in [section 1](#) of the Marine Living Resources Act, 1998 ([Act No. 18 of 1998](#));

[Definition of "[fish](#)" inserted by [s. 1 \(b\)](#) of [Act No. 21 of 2014](#).]

**"Gazette"**, when used in relation to-

- (a) the Minister, means the *Government Gazette*; and
- (b) the MEC, means the *Provincial Gazette* of that province;

**"habitat"**, in relation to a specific species, means a place or type of site where such species naturally occurs;

**"indigenous species"**, in relation to a specific protected area, means a species that occurs, or has historically occurred, naturally in a free state in nature within that specific protected area, but excludes a species introduced in that protected area as a result of human activity;

**"lawful occupier"** includes an occupier protected under the Land Reform (Labour Tenants) Act, 1996 ([Act No. 3 of 1996](#)), the Interim Protection of Informal Land Rights Act, 1996 ([Act No. 31 of 1996](#)), or the Extension of Security of Tenure Act, 1997 ([Act No. 26 of 1997](#)), if the land regarding which the occupier enjoys such protection falls within a protected area or is proposed to be declared as or included in a protected area;

**"local community"** means any community of people living or having rights or interests in a distinct geographical area;

**"local protected area"** means a nature reserve or protected environment managed by a municipality;

**"management"**, in relation to a protected area, includes control, protection, conservation, maintenance and rehabilitation of the protected area with due regard to the use and extraction of biological resources, community-based practices and benefit-sharing activities in the area in a manner consistent with the Biodiversity Act;

**"management authority"**, in relation to a protected area, means the organ of state or other institution or person in which the authority to manage the protected area is vested;

**"marine protected area"** means an area declared as a marine protected area in terms of [section 22A](#);

[Definition of "[marine protected area](#)" inserted by [s. 1 \(b\)](#) of [Act No. 31 of 2004](#) and substituted by [s. 1 \(c\)](#) of [Act No. 21 of 2014](#).]

#### Wording of Sections

**"marine waters"** means waters that form part of the internal waters, territorial waters and the exclusive economic zone of the Republic, respectively referred to in [sections 3, 4](#) and [7](#) of the Maritime Zones Act, 1994 ([Act No. 15 of 1994](#)), and includes an estuary defined in [section 1](#) of the National Environmental Management: Integrated Coastal Management Act, 2008 ([Act No. 24 of 2008](#));

[Definition of "[marine waters](#)" inserted by [s. 1 \(d\)](#) of [Act No. 21 of 2014](#).]

**"MEC"** means the member of the Executive Council of a province in whose portfolio provincial protected areas in the province fall;

**"Minister"** means the Cabinet member responsible for national environmental management;

**"municipality"** means a municipality established in terms of the Local Government: Municipal Structures Act, 1998 ([Act No. 117 of 1998](#));

**"National Environmental Management Act"** means the National Environmental Management Act, 1998 ([Act No. 107 of 1998](#));

**"national environmental management principles"** means the principles contained in [section 2](#) of the National Environmental Management Act;

**"national park"** means-

- (a) an area which was a park in terms of the National Parks Act, 1976 (Act No. 57 of 1976), immediately before the repeal of that Act by [section 90 \(1\)](#) of this Act, and includes a park established in terms of an agreement between a local community and the Minister which has been ratified by Parliament; or
- (b) an area declared or regarded as having been declared in terms of [section 20](#) as a national park,

and includes an area declared in terms of [section 20](#) as part of an area referred to in [paragraph \(a\)](#) or [\(b\)](#) above;

[Definition of "[national park](#)" inserted by [s. 1 \(c\)](#) of [Act No. 31 of 2004](#).]

**"National Parks Land Acquisition Fund"** means the fund established by section 12A of the National Parks Act, 1976 (Act No. 57 of 1976);

[Definition of "[National Parks Land Acquisition Fund](#)" inserted by [s. 1 \(c\)](#) of [Act No. 31 of 2004](#).]

**"national protected area"** means-

- (a) a special nature reserve;
- (b) a national park;
- (bA) a marine protected area; or
- (c) a nature reserve or protected environment-
  - (i) managed by a national organ of state; or
  - (ii) which falls under the jurisdiction of the Minister for any other reason;

[Definition of "national protected area" amended by s. (1) (d) of [Act No. 31 of 2004](#) and substituted by [s. 1 \(e\)](#) of [Act No. 21 of 2014](#).]

#### Wording of Sections

**"nature reserve"** means-

- (a) an area declared, or regarded as having been declared, in terms of [section 23](#) as a nature reserve; or
- (b) an area which before or after the commencement of this Act was or is declared or designated in terms of provincial legislation for a purpose for which that area could in terms of [section 23 \(2\)](#) be declared as a nature reserve,

and includes an area declared in terms of [section 23 \(1\)](#) as part of an area referred to in [paragraph \(a\)](#) or [\(b\)](#) above;

**"organ of state"** has the meaning assigned to it in [section 239](#) of [the Constitution](#);

**"prescribe"** means prescribe by the Minister by regulation in terms of [section 86](#);

**"protected area"** means any of the protected areas referred to in [section 9](#);

**"protected environment"** means-

- (a) an area declared, or regarded as having been declared, in terms of [section 28](#) as a protected environment;
- (b) an area which before or after the commencement of this Act was or is declared or designated in terms of provincial legislation for a purpose for which that area could in terms of [section 28 \(2\)](#) be declared as a protected environment; or
- (c) an area which was a lake area in terms of the Lake Areas Development Act, 1975 ([Act No. 39 of 1975](#)), immediately before the repeal of that Act by [section 90 \(1\)](#) of this Act,

and includes an area declared in terms of [section 28 \(1\)](#) as part of an area referred to in [paragraph \(a\)](#), [\(b\)](#) or [\(c\)](#) above;

[Definition of "protected environment" substituted by s. (1) (e) of [Act No. 31 of 2004](#).]

#### Wording of Sections

**"provincial protected area"** means a nature reserve or protected environment-

- (a) managed by a provincial organ of state; or
- (b) which falls under the jurisdiction of a province for any other reason;

**"Public Finance Management Act"** means the Public Finance Management Act, 1999 ([Act No. 1 of 1999](#));

**"special nature reserve"** means-

- (a) an area which was a special nature reserve in terms of the Environment Conservation Act, 1989 ([Act No. 73 of 1989](#)), immediately before the repeal of [section 18](#) of that Act by [section 90](#) of this Act; or
- (b) an area declared, or regarded as having been declared, in terms of [section 18](#) as a special nature reserve,

and includes an area declared in terms of [section 18](#) as part of an area referred to in [paragraph \(a\)](#) or [\(b\)](#) above;

**"species"** means a kind of animal, plant or other organism, including any subspecies, cultivar, variety, geographic race, strain, hybrid or geographically separate population;

**"subordinate legislation"** means any regulation made or notice issued under or in terms of this Act;

**"the Fund"** means the National Parks Land Acquisition Fund;

[Definition of "the Fund" inserted by s. (1) (f) of [Act No. 31 of 2004](#).]

**"this Act"** includes any subordinate legislation;

**"wilderness area"** means an area designated in terms of [section 22](#) or [26](#) for the purpose of retaining an intrinsically wild appearance and character or capable of being restored to such and which is undeveloped and roadless, without permanent improvements or human habitation;

**"world heritage site"** means a world heritage site in terms of the World Heritage Convention Act, 1999 ([Act No. 49 of 1999](#)).

(2) In this Act words or expressions derived from words or expressions defined in [subsection \(1\)](#) have corresponding meanings unless the context indicates otherwise.

## 2. Objectives of Act.-The objectives of this Act are-

- (a) to provide, within the framework of national legislation, including the National Environmental Management Act, for the declaration and management of protected areas;
- (b) to provide for co-operative governance in the declaration and management of protected areas;
- (c) to effect a national system of protected areas in South Africa as part of a strategy to manage and conserve its biodiversity;
- (d) to provide for a diverse and representative network of protected areas on state land, private land, communal land and marine waters;

[[Para. \(d\)](#) substituted by [s. 2](#) of [Act No. 21 of 2014](#).]

### Wording of Sections

- (e) to promote sustainable utilisation of protected areas for the benefit of people, in a manner that would preserve the ecological character of such areas;

[[Para. \(e\)](#) amended by [s. 2 \(a\)](#) of [Act No. 31 of 2004](#).]

### Wording of Sections

- (f) to promote participation of local communities in the management of protected areas, where appropriate; and

[[Para. \(f\)](#) amended by [s. 2 \(a\)](#) of [Act No. 31 of 2004](#).]

### Wording of Sections

- (g) to provide for the continued existence of South African National Parks.

[[Para. \(g\)](#) inserted by [s. 2 \(b\)](#) of [Act No. 31 of 2004](#).]

**3. State trustee of protected areas.**-In fulfilling the rights contained in [section 24](#) of [the Constitution](#), the State through the organs of state implementing legislation applicable to protected areas must-

- (a) act as the trustee of protected areas in the Republic; and
- (b) implement this Act in partnership with the people to achieve the progressive realisation of those rights.

## 4. Application of Act.-(1) This Act also applies-

- (a) in the Prince Edward Islands referred to in [section 1](#) of the Prince Edward Islands Act, 1948 ([Act No. 43 of 1948](#)); and
- (b) to marine waters, including the continental shelf of the Republic referred to in [section 8](#) of the



Wording of Sections

(2) This Act binds all organs of state.

**5. Application of National Environmental Management Act.**-(1) This Act must-

- (a) be interpreted and applied in accordance with the national environmental management principles; and
- (b) be read with the applicable provisions of the National Environmental Management Act.

(2) Chapter 4 of the National Environmental Management Act applies to the resolution of conflicts arising from the implementation of this Act.

**6. Application of Biodiversity Act in protected areas.**-This Act must, in relation to any protected area, be read, interpreted and applied in conjunction with the Biodiversity Act.

**7. Conflicts with other legislation.**-(1) In the event of any conflict between a section of this Act and-

- (a) other national legislation, the section of this Act prevails if the conflict specifically concerns the management or development of protected areas;
- (b) provincial legislation, the conflict must be resolved in terms of [section 146](#) of [the Constitution](#); and
- (c) a municipal by-law, the section of this Act prevails.

(2) In the event of any conflict between subordinate legislation issued in terms of this Act and-

- (a) an Act of Parliament, the Act of Parliament prevails;
- (b) provincial legislation, the conflict must be resolved in terms of [section 146](#) of [the Constitution](#); and
- (c) a municipal by-law, the subordinate legislation issued in terms of this Act prevails.

(3) For the proper application of [subsection \(2\) \(b\)](#) the Minister must, in terms of [section 146 \(6\)](#) of [the Constitution](#), submit all subordinate legislation issued in terms of this Act and which affects provinces to the National Council of Provinces for approval.

**8. Status of provincial legislation on provincial and local protected areas.**-This Act does not affect the implementation of provincial legislation regulating matters with regard to provincial or local protected areas to the extent that such legislation-

- (a) regulates matters not covered by this Act;
- (b) is consistent with this Act; or
- (c) prevails over this Act in terms of [section 146](#) of [the Constitution](#).

CHAPTER 2  
SYSTEM OF PROTECTED AREAS IN SOUTH AFRICA

**9. Kinds of protected areas.**-The system of protected areas in South Africa consists of the following kinds of protected areas:

- (a) special nature reserves, national parks, nature reserves (including wilderness areas) and protected environments;

[[Para. \(a\)](#) substituted by [s. 3 \(a\)](#) of [Act No. 31 of 2004](#).]

Wording of Sections

- (b) world heritage sites;
- (c) marine protected areas;

[[Para. \(c\)](#) inserted by [s. 3 \(b\)](#) of [Act No. 31 of 2004](#).]

- (d) specially protected forest areas, forest nature reserves and forest wilderness areas declared in terms

of the National Forests Act, 1998 ([Act No. 84 of 1998](#)); and

- (e) mountain catchment areas declared in terms of the Mountain Catchment Areas Act, 1970 ([Act No. 63 of 1970](#)).

**10. Register of Protected Areas.**-(1) The Minister must maintain a register called the Register of Protected Areas.

(2) The Register must-

- (a) contain a list of all protected areas;
- (b) indicate the kind of protected area in each case; and
- (c) contain any other information determined by the Minister.

(3) For the purposes of [subsection \(2\) \(b\)](#) a protected area declared in terms of provincial legislation must be included in the Register as a nature reserve or protected environment depending on the purpose for which it was declared.

(4) The Cabinet member responsible for the administration of the National Forests Act, 1998 ([Act No. 84 of 1998](#)), and the MEC must notify the Minister of all areas declared as protected areas in terms of that Act or provincial legislation, as the case may be.

**11. Norms and standards.**-(1) The Minister may prescribe-

- (a) norms and standards for the achievement of any of the objectives of this Act, including for the management and development of protected areas referred to in [section 9 \(a\)](#), [\(b\)](#) and [\(c\)](#);
- (b) indicators to measure compliance with those norms and standards; and
- (c) the requirement for the management authorities of those protected areas to report on these indicators to the Minister.

(2) Before issuing norms and standards and setting indicators for provincial or local protected areas, the Minister must consult-

- (a) the MEC of each province in which those norms and standards will apply; and
- (b) the relevant local government.

(3) Norms and standards may apply-

- (a) nationwide;
- (b) in a specific protected area only;
- (c) to a specific management authority or category of management authorities only.

(4) Different norms and standards may be issued for-

- (a) different areas; or
- (b) different management authorities or categories of management authorities.

**12. Provincial protected areas.**-A protected area which immediately before this section took effect was reserved or protected in terms of provincial legislation for any purpose for which an area could in terms of this Act be declared as a nature reserve or protected environment, must be regarded to be a nature reserve or protected environment for the purpose of this Act.

**13. World heritage sites.**-(1) Chapter 1 and this Chapter apply to world heritage sites, declared as such in terms of the World Heritage Convention Act, 1999 ([Act No. 49 of 1999](#)).

(2) The other provisions of this Act do not apply to world heritage sites except where expressly or by necessary implication provided otherwise.

**14. Continued existence of marine protected areas.**-Any marine protected area which had been declared as such in terms of [section 43](#) of the Marine Living Resources Act, 1998 ([Act No. 18 of 1998](#)), and which exists when the National Environmental Management: Protected Areas Amendment Act, 2014, takes effect, must be regarded as a marine protected area declared as such in terms of [section 22A](#).

[[S. 14](#) inserted by [s. 4](#) of [Act No. 31 of 2004](#) and substituted by [s. 4](#) of [Act No. 21 of 2014](#).]

## Wording of Sections

**15. Specially protected forest areas, forest nature reserves and forest wilderness areas.**-(1) Chapter 1, this Chapter and [section 48](#) apply to specially protected forest areas, forest nature reserves or forest wilderness areas, declared as such in terms of [section 8](#) of the National Forests Act, 1998 ([Act No. 84 of 1998](#)).

(2) The other provisions of this Act do not apply to specially protected forest areas, forest nature reserves or forest wilderness areas, but if any such area has been declared as or included in a special nature reserve, national park or nature reserve, such area must be managed as a, or as part of the, special nature reserve, national park or nature reserve in terms of this Act in accordance with an agreement concluded between the Minister and the Cabinet member responsible for forestry.

[[Sub-s. \(2\)](#) substituted by [s. 5](#) of [Act No. 31 of 2004](#).]

## Wording of Sections

**16. Mountain catchment areas.**-Chapter 1 and this Chapter apply to mountain catchment areas, declared as such in terms of the Mountain Catchment Areas Act, 1970 ([Act No. 63 of 1970](#)).

### CHAPTER 3 DECLARATION OF PROTECTED AREAS

**17. Purpose of protected areas.**-The purposes of the declaration of areas as protected areas are-

- (a) to protect ecologically viable areas representative of South Africa's biological diversity and its natural landscapes and seascapes in a system of protected areas;
- (b) to preserve the ecological integrity of those areas;
- (c) to conserve biodiversity in those areas;
- (d) to protect areas representative of all ecosystems, habitats and species naturally occurring in South Africa;
- (e) to protect South Africa's threatened or rare species;
- (f) to protect an area which is vulnerable or ecologically sensitive;
- (g) to assist in ensuring the sustained supply of environmental goods and services;
- (h) to provide for the sustainable use of natural and biological resources;
- (i) to create or augment destinations for nature-based tourism;
- (j) to manage the interrelationship between natural environmental biodiversity, human settlement and economic development;
- (k) generally, to contribute to human, social, cultural, spiritual and economic development; or
- (l) to rehabilitate and restore degraded ecosystems and promote the recovery of endangered and vulnerable species.

#### *Part 1 Special nature reserves*

**18. Declaration of special nature reserves.**-(1) The Minister may by notice in the *Gazette*-

- (a) declare an area specified in the notice-
  - (i) as a special nature reserve; or
  - (ii) as part of an existing special nature reserve; and
- (b) assign a name to such special nature reserve.

(2) A declaration under [subsection \(1\) \(a\)](#) may only be issued-

- (a) to protect highly sensitive, outstanding ecosystems, species or geological or physical features in the area; and
- (b) to make the area primarily available for scientific research or environmental monitoring.

(3) A notice under [subsection \(1\) \(a\)](#) may be issued in respect of private land if the owner has consented to the declaration by way of a written agreement with the Minister.

(4) An area which was a special nature reserve immediately before this section took effect must for purposes of this section be regarded as having been declared as such in terms of this section.

**19. Withdrawal of declaration or exclusion of part of special nature reserve.**-The declaration of an area as a special nature reserve, or as part of an existing special nature reserve, may not be withdrawn and no part of a special nature reserve may be excluded from the reserve except by resolution of the National Assembly.

*Part 2*  
*National parks*

[Part 2 inserted by [s. 6](#) of [Act No. 31 of 2004](#).]

**20. Declaration of national parks.**-(1) The Minister may by notice in the *Gazette*-

- (a) declare an area specified in the notice-
  - (i) as a national park; or
  - (ii) as part of an existing national park; and
- (b) assign a name to the national park.

(2) A declaration under [subsection \(1\) \(a\)](#) may only be issued to-

- (a) protect-
  - (i) the area if the area is of national or international biodiversity importance or is or contains a viable, representative sample of South Africa's natural systems, scenic areas or cultural heritage sites; or
  - (ii) the ecological integrity of one or more ecosystems in the area;
- (b) prevent exploitation or occupation inconsistent with the protection of the ecological integrity of the area;
- (c) provide spiritual, scientific, educational, recreational and tourism opportunities which are environmentally compatible; and
- (d) contribute to economic development, where feasible.

(3) A notice under [subsection \(1\) \(a\)](#) may be issued in respect of land if the owner has consented to the declaration by way of a written agreement with the Minister or South African National Parks.

(4) The Minister must notify the relevant MEC of any declaration of an area in terms of [subsection \(1\)](#).

(5) An area which was a national park when this section took effect must for purposes of this section be regarded as having been declared as such in terms of this section.

(6) (a) Each area defined in [Schedule 2](#) shall be a national park under the name assigned to it in that Schedule.

(b) The Minister may by notice in the *Gazette* amend [Schedule 2](#).

[[S. 20](#) inserted by [s. 6](#) of [Act No. 31 of 2004](#). [Sub-s. \(6\)](#) added by [s. 1](#) of [Act No. 15 of 2009](#) with effect from 1 April, 2013.]

**21. Withdrawal of declaration or exclusion of part of national park.**-(1) A declaration under [section 20](#) may only be withdrawn-

- (a) by resolution of the National Assembly; or
- (b) in terms of [subsection \(2\)](#).

(2) If the Minister or South African National Parks, as the case may be, or the other party to an agreement referred to in [section 20 \(3\)](#), withdraws from the agreement, the Minister must withdraw the declaration in terms of which the land in question was declared a national park or part of an existing national park.

[[S. 21](#) inserted by [s. 6](#) of [Act No. 31 of 2004](#).]

**22. Designation of national park as wilderness area.**-(1) The Minister may by notice in the *Gazette* designate any national park, or part thereof, as a wilderness area.

(2) A designation under [subsection \(1\)](#) may only be issued-

- (a) to protect and maintain the natural character of the environment, biodiversity, associated natural and cultural resources and the provision of environmental goods and services;
- (b) to provide outstanding opportunities for solitude;
- (c) to control access which, if allowed, may only be by non-mechanised means.

(3) Before designating a national park as a wilderness area, the Minister must consult the management authority of the park.

[[S. 22](#) inserted by [s. 6](#) of [Act No. 31 of 2004](#).]

*Part 2A*  
*Marine protected areas*

[Part 2A inserted by [s. 5](#) of [Act No. 21 of 2014](#).]

**22A. Declaration of marine protected areas.**-(1) The Minister may, by notice in the *Gazette*-

(a) declare an area specified in the notice-

- (i) as a marine protected area; or
- (ii) as part of an existing marine protected area; and

(b) assign a name to the marine protected area.

(2) A declaration under [subsection \(1\) \(a\)](#) may only be issued-

- (a) to conserve and protect marine and coastal ecosystems;
- (b) to conserve and protect marine and coastal biodiversity;
- (c) to conserve and protect a particular marine or coastal species, or specific population and its habitat;
- (d) if the area contains scenic areas or to protect cultural heritage;
- (e) to facilitate marine and coastal species management by protecting migratory routes and breeding, nursery or feeding areas, thus allowing species recovery and to enhance species abundance in adjacent areas;
- (f) to protect and provide an appropriate environment for research and monitoring in order to achieve the objectives of this Act; or
- (g) to restrict or prohibit activities which is likely to have an adverse effect on the environment.

(3) A notice under [subsection \(1\) \(a\)](#) may only be issued after consultation with the Cabinet member responsible for fisheries.

[[S. 22A](#) inserted by [s. 5](#) of [Act No. 21 of 2014](#).]

**22B. Withdrawal of declaration of, addition to, or exclusion from, marine protected areas.**-The Minister may, by notice in the *Gazette*-

- (a) withdraw a declaration made under [section 22A \(1\)](#);
- (b) add to or exclude any area from a marine protected area; and
- (c) assign a different name to a marine protected area.

[[S. 22B](#) inserted by [s. 5](#) of [Act No. 21 of 2014](#).]

*Part 3*  
*Nature reserves*

**23. Declaration of nature reserve.**-(1) The Minister or the MEC may by notice in the *Gazette*-

(a) declare an area specified in the notice-

- (i) as a nature reserve; or

(ii) as part of an existing nature reserve; and

(b) assign a name to the nature reserve.

(2) A declaration under [subsection \(1\) \(a\)](#) may only be issued-

(a) to supplement the system of national parks in South Africa;  
[Para. (a) inserted by [s. 7 \(a\)](#) of [Act No. 31 of 2004](#).]

(b) to protect the area if the area-

(i) has significant natural features or biodiversity;

(ii) is of scientific, cultural, historical or archaeological interest; or

(iii) is in need of long-term protection for the maintenance of its biodiversity or for the provision of environmental goods and services;

(c) to provide for a sustainable flow of natural products and services to meet the needs of a local community;

(d) to enable the continuation of such traditional consumptive uses as are sustainable; or

(e) to provide for nature-based recreation and tourism opportunities.

(3) A notice under [subsection \(1\) \(a\)](#) may be issued in respect of private land if the owner has consented to the declaration by way of a written agreement with the Minister or the MEC.

(4) No area which is or forms part of a special nature reserve or national park may be declared as a nature reserve or as part of an existing nature reserve.

[Sub-s. (4) substituted by [s. 7 \(b\)](#) of [Act No. 31 of 2004](#).]

#### Wording of Sections

(5) An area which was a nature reserve immediately before this section took effect must for purposes of this section be regarded as having been declared as such in terms of this section.

**24. Withdrawal of declaration or exclusion of part of nature reserve.**-(1) A declaration under [section 23 \(1\)](#) may only be withdrawn-

(a) in the case of a declaration by the Minister, by resolution of the National Assembly;

(b) in the case of a declaration by an MEC, by resolution of the legislature of the relevant province; or

(c) in terms of [subsection \(2\)](#).

(2) If the Minister or MEC, or the other party to an agreement, withdraws from an agreement referred to in [section 23 \(3\)](#), the Minister or MEC must withdraw the notice in terms of which the land in question was declared a nature reserve or part of an existing nature reserve.

**25. Designation of nature reserve as specific type.**-The Minister or the MEC may by notice in the *Gazette* designate a nature reserve as a specific type of nature reserve in accordance with such uniform system of types as may be prescribed.

**26. Designation of nature reserve as wilderness area.**-(1) The Minister or MEC may by notice in the *Gazette* designate a nature reserve or part thereof as a wilderness area.

(2) A notice under [subsection \(1\)](#) may only be issued-

(a) to protect and maintain the natural character of the environment, biodiversity, associated natural and cultural resources and the provision of environmental goods and services;

(b) to provide outstanding opportunities for solitude;

(c) to control access which, if allowed, may only be by non-mechanised means.

(3) Before designating a nature reserve or part of a nature reserve as a wilderness area, the Minister or MEC must consult the management authority of the nature reserve.

**27. Notice to be given to Minister of provincial declarations.**-The MEC must promptly forward to the Minister a copy of each notice issued under [section 23, 24, 25](#) or [26](#).

**28. Declaration of protected environment.**-(1) The Minister or the MEC may by notice in the *Gazette*-

- (a) declare any area specified in the notice-
  - (i) as a protected environment; or
  - (ii) as part of an existing protected environment; and
- (b) assign a name to the protected environment.

(2) A declaration under [subsection \(1\) \(a\)](#) may only be issued-

- (a) to regulate the area as a buffer zone for the conservation and protection of a special nature reserve, national park, marine protected area, world heritage site or nature reserve;  
[[Para. \(a\)](#) substituted by [s. 8 \(a\)](#) of [Act No. 31 of 2004](#) and by [s. 6](#) of [Act No. 21 of 2014](#).]

**Wording of Sections**

- (b) to enable owners of land to take collective action to conserve biodiversity on their land and to seek legal recognition therefor;
- (c) to protect the area if the area is sensitive to development due to its-
  - (i) biological diversity;
  - (ii) natural characteristics;
  - (iii) scientific, cultural, historical, archeological or geological value;
  - (iv) scenic and landscape value; or
  - (v) provision of environmental goods and services;
- (d) to protect a specific ecosystem outside of a special nature reserve, national park, world heritage site or nature reserve;

[[Para. \(d\)](#) substituted by [s. 8 \(b\)](#) of [Act No. 31 of 2004](#).]

**Wording of Sections**

- (e) to ensure that the use of natural resources in the area is sustainable; or
- (f) to control change in land use in the area if the area is earmarked for declaration as, or inclusion in, a national park or nature reserve.

[[Para. \(f\)](#) substituted by [s. 8 \(c\)](#) of [Act No. 31 of 2004](#).]

**Wording of Sections**

(3) A notice under [subsection \(1\) \(a\)](#) may be issued in respect of private land if the owner has requested or consented to a declaration contemplated in [subsection \(1\) \(a\)](#) and the Minister or the MEC has given the owner notice in writing in terms of [section 33](#).

(4) No area which is or forms part of a special nature reserve, national park or nature reserve may be declared as a protected environment or as part of an existing protected environment.

[[Sub-s. \(4\)](#) substituted by [s. 8 \(d\)](#) of [Act No. 31 of 2004](#).]

**Wording of Sections**

(5) The declaration of an area as a protected environment for the purposes of [subsection \(2\) \(f\)](#) lapses at the expiry of the period stated in the notice contemplated in [subsection \(1\)](#), but the Minister or the MEC, as the case may be, may, by agreement reached with the owners of the land in question and by notice in the *Gazette*, extend that period.

[[Sub-s. \(5\)](#) substituted by [s. 2](#) of [Act No. 15 of 2009](#).]

**Wording of Sections**

(6) An area ceases to be a protected environment if that area is declared as, or included into, a national park or nature reserve or part thereof.

[[Sub-s. \(6\)](#) substituted by [s. 8 \(e\)](#) of [Act No. 31 of 2004](#).]

**Wording of Sections**

(7) An area which was a protected environment immediately before this section took effect must for purposes of this section be regarded as having been declared as such in terms of this section.

**29. Withdrawal of declaration or exclusion of part of protected environment.**-The Minister or the MEC may by notice in the *Gazette*-

- (a) withdraw the declaration, issued under [section 28](#), of an area as a protected environment or as part of an existing protected environment; or
- (b) exclude any part of a protected environment from the area.

**30. Notice to be given to Minister of provincial declarations.**-The MEC must promptly forward to the Minister a copy of each notice issued under [section 28](#) or [29](#).

*Part 5  
Consultation process*

**31. Consultation by Minister.**-Subject to subsection 34, before issuing a notice under [section 18 \(1\)](#), [19, 20 \(1\)](#), [21](#), [22 \(1\)](#), [22A \(1\)](#), [22B](#), [23 \(1\)](#), [24 \(1\)](#), [26 \(1\)](#), [28 \(1\)](#) or [29](#), the Minister may follow such consultative process as may be appropriate in the circumstances, but must-

- (a) consult all national organs of state affected by the proposed notice;
- (b) in accordance with the principles of co-operative government as set out in [Chapter 3](#) of [the Constitution](#), consult-
  - (i) the MEC of the province concerned; and
  - (ii) the municipality in which the area concerned is situated;
- (c) in the prescribed manner, consult any lawful occupier with a right in land in any part of the area affected; and
- (d) follow a process of public participation in accordance with [section 33](#).  
[[S. 31](#) substituted by [s. 9](#) of [Act No. 31 of 2004](#) and amended by [s. 7](#) of [Act No. 21 of 2014](#).]

**Wording of Sections**

(Editorial Note: Wording as per original *Government Gazette*. It is suggested that the words "subsection 34" should be read as "[section 34](#)".)

**32. Consultation by MEC.**-Subject to [section 34](#), before issuing a notice under [section 23 \(1\)](#), [26 \(1\)](#), [28 \(1\)](#) or [29](#), the MEC may follow such consultative process as may be appropriate in the circumstances, but must-

- (a) consult in accordance with the principles of co-operative government as set out in [Chapter 3](#) of [the Constitution](#)-
  - (i) the Minister and other national organs of state affected by the proposed notice; and
  - (ii) the municipality in which the area concerned is situated;
- (b) consult all provincial organs of state affected by any proposed notice;
- (c) in the prescribed manner, consult any lawful occupier with a right in land in any part of the area affected; and
- (d) follow a process of public participation in accordance with [section 33](#).

**33. Public participation.**-(1) The Minister or the MEC must-

- (a) publish the intention to issue a notice contemplated in [section 31](#) or [32](#), in the *Gazette* and in at least two national newspapers distributed in the area in which the affected area is situated; and
- (b) if it is proposed to declare any private land as a protected environment, send a copy of the proposed notice by registered post to the last known postal address of each owner of land within the area to be declared, and inform in an appropriate manner any other person whose rights in such land may materially and adversely be affected by such declaration.

(2) The publication contemplated in [subsection \(1\)](#) must-

- (a) invite members of the public and the persons referred to in [subsection \(1\) \(b\)](#), if applicable, to submit to the Minister or MEC written representations on or objections to the proposed notice within 60 days from the date of publication in the *Gazette*; and
- (b) contain sufficient information to enable members of the public to submit meaningful representations or objections, and must include a clear indication of the area that will be affected by the declaration.

(3) The Minister or MEC may in appropriate circumstances allow any interested person to present oral



representations or objections to the Minister or the MEC, or to a person designated by the Minister or MEC, but such representations or objections must be allowed where the proposed notice will affect the rights or interests of a local community.

(4) The Minister or MEC must give due consideration to all representations or objections received or presented before publishing the relevant notice.

**34. Affected organs of state, communities and beneficiaries.**-(1) If it is proposed to declare an area under [section 18 \(1\)](#), [20 \(1\)](#) or [22A \(1\)](#) as a special nature reserve, a national park or a marine protected area, or as part thereof, and that area consists of or includes-

- (a) land owned by the State, the Minister may make that declaration only-
  - (i) with the concurrence of the Cabinet member responsible for the administration of that land, if that land is administered by the national executive; or
  - (ii) after consultation with the provincial executive, if that land is administered by that provincial executive;
- (b) land which is held in trust by the State or an organ of state for a community or other beneficiary, the Minister may declare that area only with the concurrence of the trustee and the community involved.

[[Sub-s. \(1\)](#) amended by [s. 8](#) of [Act No. 21 of 2014](#).]

Wording of Sections

(2) If it is proposed to declare an area under [section 23 \(1\)](#) or [28 \(1\)](#) as a nature reserve or a protected environment, or as part thereof, and that area consists of or includes-

- (a) land owned by the State, the Minister or the MEC may make that declaration only with the concurrence of the Cabinet member or MEC responsible for the administration of that land; or
- (b) land which is held in trust by the State or an organ of state for a community or other beneficiary, the Minister or the MEC may declare that area only with the concurrence of the trustee and the community involved.

[[S. 34](#) amended by [s. 10](#) of [Act No. 31 of 2004](#).]

Wording of Sections

*Part 6  
General*

**35. Initiation of declaration.**-(1) The declaration of private land as a special nature reserve, national park, nature reserve or protected environment, or as part thereof, may be initiated either by the Minister, or the MEC or the owners of that land acting individually or collectively.

[[Sub-s. \(1\)](#) substituted by [s. 11 \(a\)](#) of [Act No. 31 of 2004](#).]

Wording of Sections

(2) Any request received by the Minister or an MEC from the owners of private land for their land to be declared must be considered by the Minister or MEC.

(3) (a) The terms of any written agreement entered into between the Minister, South African National Parks or an MEC and the owner of private land in terms of [section 18 \(3\)](#), [20 \(3\)](#) or [23 \(3\)](#) are binding on the successors in title of such owner.

[[Para. \(a\)](#) substituted by [s. 11 \(b\)](#) of [Act No. 31 of 2004](#).]

Wording of Sections

(b) The terms of agreement must be recorded in a notarial deed and registered against the title deeds of the property.

**36. Endorsement by Registrar of Deeds.**-(1) The Minister or the MEC, as the case may be, must in writing notify the Registrar of Deeds whenever an area is declared as a special nature reserve, national park, nature reserve or protected environment, or as part thereof, or whenever a declaration in respect thereof is withdrawn or altered.

[[Sub-s. \(1\)](#) substituted by [s. 12](#) of [Act No. 31 of 2004](#).]

Wording of Sections

(2) The notification must include a description of the land involved and the terms and conditions of any notarial deed.

(3) On receipt of the notification, the Registrar of Deeds must record any such declaration, withdrawal or alteration in relevant registers and documents in terms of [section 3 \(1\) \(w\)](#) of the Deeds Registries Act, 1937 ([Act](#)

CHAPTER 4  
MANAGEMENT OF PROTECTED AREAS

**37. Application of Chapter.**—Except where expressly stated otherwise in this Chapter, this Chapter only applies to a protected area which is a special nature reserve, national park, marine protected area, nature reserve or protected environment, and the expressions "**protected area**", "**national protected area**", "**provincial protected area**", "**local protected area**" and "**protected environment**" must be construed accordingly in this Chapter.

[S. 37 substituted by s. 13 of Act No. 31 of 2004 and by s. 9 of Act No. 21 of 2014.]

Wording of Sections

*Part 1*

*Management authorities and management plans*

**38. Management authorities.**—(1) The Minister, in writing—

(a) subject to paragraphs (aA) and (aB), may assign the management of any kind of protected area listed in [section 9](#) to a suitable person, organisation or organ of state;

[Para. (a) amended by s. 14 (a) of Act No. 31 of 2004 and substituted by s. 3 of Act No. 15 of 2009 and by s. 10 (a) of Act No. 21 of 2014.]

Wording of Sections

(aA) must assign the management of a national park to South African National Parks;

[Para. (aA) inserted by s. 14 (b) of Act No. 31 of 2004, substituted by s. 3 of Act No. 15 of 2009 and amended by s. 10 (b) of Act No. 21 of 2014.]

Wording of Sections

(aB) may assign the management of a marine protected area only to a suitable national organ of state, but the powers referred to in [section 48A \(2\)](#) may not be so assigned; or

[Para. (aB) inserted by s. 10 (c) of Act No. 21 of 2014.]

(b) may assign the management of a privately owned protected environment to a suitable person, organization or organ of state, provided that the owner and lawful occupier have requested or consented to such assignment, and the Minister has given the owner and lawful occupier notice in writing in terms of [section 33](#).

[Para. (b) substituted by s. 10 (d) of Act No. 21 of 2014.]

Wording of Sections

(2) The MEC, in writing—

(a) must assign the management of a nature reserve to a suitable person, organisation or organ of state; and

(b) may assign the management of a protected environment to a suitable person, organisation or organ of state, provided that the owner and lawful occupier have requested or consented to such assignment, and the MEC has given the owner and lawful occupier notice in writing in terms of [section 33](#).

(3) The person, organisation or organ of state to whom the management of a protected area has been assigned in terms of [subsection \(1\)](#) or [\(2\)](#) is the management authority of the area for the purposes of this Act.

(4) Marine and terrestrial protected areas with common boundaries must be managed as an integrated protected area by a single management authority.

**39. Preparation of management plan.**—(1) The Minister or the MEC may make an assignment in terms of [section 38 \(1\)](#) or [\(2\)](#) only with the concurrence of the prospective management authority.

(2) The management authority assigned in terms of [section 38 \(1\)](#) or [\(2\)](#) must, within 12 months of the assignment, submit a management plan for the protected area to the Minister or the MEC for approval.

(3) When preparing a management plan for a protected area, the management authority concerned must consult municipalities, other organs of state, local communities and other affected parties which have an interest in the area.

(4) A management plan must take into account any applicable aspects of the integrated development plan of the municipality in which the protected area is situated.

**40. Management criteria.**-(1) The management authority must manage the area-

- (a) exclusively for the purpose for which it was declared; and
- (b) in accordance with-
  - (i) the management plan for the area;
  - (ii) this Act, the Biodiversity Act, the National Environmental Management Act and any other applicable national legislation;
  - (iii) any applicable provincial legislation, in the case of a provincial protected area; and
  - (iv) any applicable municipal by-laws, in the case of a local protected area.

(2) The management authority may amend the management plan by agreement with the Minister or the MEC, as the case may be.

**41. Management plan.**-(1) The object of a management plan is to ensure the protection, conservation and management of the protected area concerned in a manner which is consistent with the objectives of this Act and for the purpose it was declared.

(2) A management plan must contain at least-

- (a) the terms and conditions of any applicable biodiversity management plan;
- (b) a co-ordinated policy framework;
- (c) such planning measures, controls and performance criteria as may be prescribed;
- (d) a programme for the implementation of the plan and its costing;
- (e) procedures for public participation, including participation by the owner (if applicable), any local community or other interested party;
- (f) where appropriate, the implementation of community-based natural resource management; and
- (g) a zoning of the area indicating what activities may take place in different sections of the area, and the conservation objectives of those sections, provided that in a marine protected area, the zoning must not conflict with a zoning in terms of [section 48A \(2\) \(a\)](#).

[[Para. \(g\)](#) substituted by [s. 11](#) of [Act No. 21 of 2014](#).]

Wording of Sections

(3) A management plan may contain-

- (a) development of economic opportunities within and adjacent to the protected area in terms of the integrated development plan framework;
- (b) development of local management capacity and knowledge exchange;
- (c) financial and other support to ensure effective administration and implementation of the co-management agreement; and
- (d) any other relevant matter.

(4) Management plans may include subsidiary plans, and the Minister or MEC may approve the management plan or any subsidiary plan in whole or in part.

**42. Co-management of protected area.**-(1) (a) The management authority may enter into an agreement with another organ of state, a local community, an individual or other party for-

- (i) the co-management of the area by the parties; or
- (ii) the regulation of human activities that affect the environment in the area.

(b) The co-management contemplated in paragraph (a) may not lead to fragmentation or duplication of management functions.

(2) A co-management agreement may provide for-

- (a) the delegation of powers by the management authority to the other party to the agreement;
- (b) the apportionment of any income generated from the management of the protected area or any other form of benefit sharing between the parties;

- (c) the use of biological resources in the area;
- (d) access to the area;
- (e) occupation of the protected area or portions thereof;
- (f) development of economic opportunities within and adjacent to the protected area;
- (g) development of local management capacity and knowledge exchange;
- (h) financial and other support to ensure effective administration and implementation of the co-management agreement; and
- (i) any other relevant matter.

(3) A co-management agreement must-

- (a) provide for the harmonisation and integration of the management of cultural heritage resources in the protected area by the management authority; and
- (b) be consistent with the other provisions of this Act.

(4) The Minister or the MEC, as the case may be, may cancel a co-management agreement after giving reasonable notice to the parties if the agreement is not effective or is inhibiting the attainment of any of the management objectives of the protected area.

(5) Where the Minister or MEC in terms of [subsection \(4\)](#) cancels a co-management agreement forming a material term of an agreement contemplated in [section 20 \(3\)](#), [23 \(3\)](#) or [28 \(3\)](#), the withdrawal of the declaration of the protected area or exclusion contemplated in [section 21 \(2\)](#), [24 \(2\)](#) or [29](#), respectively, applies.

[[Sub-s. \(5\)](#) substituted by [s. 15](#) of [Act No. 31 of 2004](#).]

### Wording of Sections

#### *Part 2 Monitoring and supervision*

**43. Performance indicators.**-(1) The Minister may establish indicators for monitoring performance with regard to the management of national protected areas and the conservation of biodiversity in those areas.

(2) The MEC may establish indicators for monitoring performance with regard to the management of provincial and local protected areas and the conservation of biodiversity in those areas.

(3) The management authority of a protected area must-

- (a) monitor the area against the indicators set in terms of [subsection \(1\)](#) or [\(2\)](#); and
- (b) annually report its findings to the Minister or MEC, as the case may be, or a person designated by the Minister or MEC.

(4) The Minister or MEC may appoint external auditors to monitor a management authority's compliance with the overall objectives of the management plan.

**44. Termination of mandate to manage protected area.**-(1) If the management authority of a protected area is not performing its duties in terms of the management plan for the area, or is underperforming with regard to the management of the area or the biodiversity of the area, the Minister or the MEC, as the case may be, must-

- (a) notify the management authority in writing of the failure to perform its duties or of the underperformance; and
- (b) direct the management authority to take corrective steps set out in the notice within a specified time.

(2) If the management authority fails to take the required steps, the Minister or MEC may-

- (a) terminate that management authority's mandate to manage the protected area; and
- (b) assign another organ of state as the management authority of the area.

(3) The Minister implements this section in relation to national protected areas and the MEC implements this section in relation to provincial and local protected areas.

#### *Part 3 Access to protected areas*

**45. Access to special nature reserve.**-(1) No person may-

- (a) enter a special nature reserve;
- (b) reside in a special nature reserve; or
- (c) perform any activity in a special nature reserve.

(2) [Subsection \(1\)](#) does not apply to-

- (a) an official of the Department or another organ of state designated by the Minister in writing to monitor-
  - (i) the state of conservation of the reserve or of the biodiversity in the reserve; or
  - (ii) the implementation of the management plan and this Act;
- (b) any police, customs or excise officer entering the area in the performance of official duties; or
- (c) a person acting in terms of an exemption granted under [subsection \(3\)](#).

(3) The management authority of a special nature reserve may, in writing and on conditions determined by it after consulting the Minister, grant exemption from a provision of [subsection \(1\)](#) to-

- (a) a scientist to perform scientific work;
- (b) a person to perform an activity related to the conservation of the reserve or of the biodiversity in the reserve;
- (c) a person recording a news event that occurred in the reserve or an educational or scientific programme;
- (d) an official of the management authority to perform official duties; or
- (e) an official of an organ of state to perform official duties.

**46. Access to national park, nature reserve and world heritage site.**-(1) Despite any other legislation, no person may without the written permission of the management authority of a national park, nature reserve or world heritage site enter or reside in the park, reserve or site.

(2) [Subsection \(1\)](#) does not apply to-

- (a) an official of the Department or of another organ of state designated by the Minister or, in the case of a provincial or local nature reserve, a person designated by the MEC, to monitor-
  - (i) the state of conservation of the park, reserve or site or of the biodiversity in the park, reserve or site; or
  - (ii) the implementation of the management plan and this Act;
- (b) an official of the management authority performing official duties in the park, reserve or site;
- (c) any police, customs or excise officer entering the park, reserve or site in the performance of official duties;
- (d) the holder of a vested right to enter the park, reserve or site; or
- (e) a person travelling through the park, reserve or site by rail, as long as that person stays on the train or within the precincts of any railway station.

(3) If the management authority of a national park, nature reserve or world heritage site refuses permission to an official of an organ of state to enter the park, reserve or site for the performance of official duties, the Minister may-

- (a) reconsider the matter; and
- (b) either confirm the refusal or grant the permission.

[[S. 46](#) substituted by [s. 16](#) of [Act No. 31 of 2004](#).]

Wording of Sections

**47. Use of aircraft in special nature reserve, national park or world heritage site.**-(1) A special nature reserve, national park or world heritage site includes the air space above the reserve, park or site to a level of 2 500 feet above the highest point of the reserve, park or site.

[[Sub-s. \(1\)](#) substituted by [s. 17 \(b\)](#) of [Act No. 31 of 2004](#).]

Wording of Sections

(2) No person or organ of state, may land or take off in an aircraft in a special nature reserve, national park or world heritage site, except-

- (a) on or from a landing field designated by the management authority of that nature reserve, national park or world heritage site; and
- (b) on authority of the prior written permission of the management authority, which authority may stipulate the terms and conditions upon which this must take place.  
[Sub-s. (2) substituted by s. 17 (b) of Act No. 31 of 2004 and by s. 4 (a) of Act No. 15 of 2009.]

Wording of Sections

(3) No person or organ of state may fly over or cause an aircraft to fly over a special nature reserve, national park or world heritage site at a level of less than 2500 feet above its highest point, except as may be necessary for the purpose of [subsections \(2\)](#) or [\(3A\)](#).

[Sub-s. (3) substituted by s. 17 (b) of Act No. 31 of 2004 and by s. 4 (a) of Act No. 15 of 2009.]

Wording of Sections

(3A) (a) The management authority may provide for flight corridors over a special nature reserve, national park or world heritage site, as well as through the protected airspace identified under [subsection \(1\)](#) where this is necessary for a public purpose or in the public interest.

(b) No person or organ of state may fly or cause any person to fly an aircraft over a special nature reserve, national park or world heritage site and through the protected airspace identified under [subsection \(1\)](#)-

- (i) without the prior written permission of the management authority;
- (ii) without the prescribed fee having first been paid, if applicable; and
- (iii) unless and until the management authority has approved the flight plan for a flight and stipulated the terms and conditions upon which a flight is to take place.

(c) The Minister in agreement with the Minister of Defence may allow for specific areas within the identified protected airspace to be used for training and testing of aircraft.

(d) The provision of any flight corridor in [paragraph \(a\)](#) or area in paragraph (c) is subject to an environmental authorization in terms of [section 24](#) of the National Environmental Management Act.

[Sub-s. (3A) inserted by s. 4 (b) of Act No. 15 of 2009.]

(4) [Subsections \(2\)](#), [\(3\)](#) and [\(3A\)](#) do not apply-

- (a) in an emergency; or
- (b) to a person acting on the instructions of the management authority.

[Sub-s. (4) amended by s. 4 (c) of Act No. 15 of 2009.]

Wording of Sections

(4A) Any person who or organ of state that is affected by a decision of a management authority in terms of [subsection \(2\)](#), [\(3\)](#) or [\(3A\)](#) may appeal to the Minister against such decision.

[Sub-s. (4A) inserted by s. 4 (d) of Act No. 15 of 2009.]

(5) The Minister, acting with the concurrence of the Cabinet member responsible for civil aviation, may prescribe further reasonable restrictions on flying over protected areas.

[S. 47 amended by s. 17 (a) of Act No. 31 of 2004.]

Wording of Sections

*Part 4  
Restrictions*

**48. Prospecting and mining activities in protected area.**-(1) Despite other legislation, no person may conduct commercial prospecting, mining, exploration, production or related activities-

- (a) in a special nature reserve, national park or nature reserve;  
[Para. (a) substituted by s. 18 (a) of Act No. 31 of 2004.]

Wording of Sections

- (b) in a protected environment without the written permission of the Minister and the Cabinet member responsible for minerals and energy affairs; or

- (c) in a protected area referred to in [section 9 \(b\)](#), [\(c\)](#) or [\(d\)](#).

[Sub-s. (1) amended by s. 12 of Act No. 21 of 2014. Para. (c) substituted by s. 18 (b) of Act No. 31 of 2004.]

Wording of Sections

(2) The Minister, after consultation with the Cabinet member responsible for mineral and energy affairs, must review all mining activities which were lawfully conducted in areas indicated in [subsection \(1\) \(a\)](#), [\(b\)](#) and [\(c\)](#) immediately before this section took effect.

(3) The Minister, after consultation with the Cabinet member responsible for mineral and energy affairs, may, in relation to the activities contemplated in [subsection \(2\)](#), as well as in relation to mining activities conducted in areas contemplated in that subsection which were declared as such after the commencement of this section, prescribe conditions under which those activities may continue in order to reduce or eliminate the impact of those activities on the environment or for the environmental protection of the area concerned.

(4) When applying this section, the Minister must take into account the interests of local communities and the environmental principles referred to in [section 2](#) of the National Environmental Management Act, 1998.

**48A. Restriction of activities in marine protected areas.**-(1) Despite any other legislation, no person may in a marine protected area-

- (a) fish or attempt to fish;
- (b) take or destroy any fauna or flora;
- (c) undertake any dredging or extraction of sand, rock, gravel or minerals unrelated to any activities referred to in [section 48 \(1\)](#);
- (d) discharge or deposit waste or any other polluting matter;
- (e) in any manner which results in an adverse effect on the marine environment, disturb, alter or destroy the natural environment or disturb or alter the water quality or abstract sea water;
- (f) carry on any activity which may have an adverse effect on the ecosystem of the area;
- (g) construct or erect any building or other structure on or over any land or water within such a marine protected area;
- (h) carry on marine aquaculture activities;
- (i) engage in bio-prospecting activities;
- (j) sink or scuttle any platform, vessel or other structure; or
- (k) undertake mineral exploration, and production of petroleum and other fossil fuels.

(2) Notwithstanding [subsection \(1\)](#) but subject to [section 48 \(1\)](#), the Minister may, in relation to a marine protected area, prescribe-

- (a) different zones to regulate different activities within that marine protected area; and
- (b) activities which require a permit.

(3) Before exercising the power referred to in [subsection \(2\)](#), the Minister must-

- (a) consult with the Minister responsible for fisheries and the management authority that is responsible for managing the relevant marine protected area; and
- (b) ensure that the zoning achieves the objectives referred to in [section 2](#).

(4) Any zone declared in terms of [section 43](#) of the Marine Living Resources Act, 1998 ([Act No. 18 of 1998](#)), or created by regulation in terms of [section 77](#) of that Act which exists when the National Environmental Management: Protected Areas Amendment Act, 2014, takes effect, must be regarded as a zone prescribed in terms of [subsection \(2\)](#).

[S. 48A inserted by [s. 13](#) of [Act No. 21 of 2014](#).]

**49. Regulation or restriction of activities in protected areas.**-Activities in protected areas are regulated or restricted to the extent prescribed by-

- (a) regulations made under [section 86](#);
- (b) regulations made under [section 87](#), in the case of provincial and local protected areas;
- (c) by-laws made by the relevant municipality, in the case of local protected areas; and
- (d) internal rules made by the managing authority of the area under [section 52](#).

**50. Commercial and community activities in national park, nature reserve and world heritage site.**-(1) The management authority of a national park, nature reserve and world heritage site may, despite any regulation or by-law referred to in [section 49](#), but subject to the management plan of the park, reserve or site-

- (a) carry out or allow-
  - (i) a commercial activity in the park, reserve or site; or

- (ii) an activity in the park, reserve or site aimed at raising revenue;
- (b) enter into a written agreement with a local community inside or adjacent to the park, reserve or site to allow members of the community to use in a sustainable manner biological resources in the park, reserve or site; and
- (c) set norms and standards for any activity allowed in terms of [paragraph \(a\)](#) or [\(b\)](#).  
[[Sub-s. \(1\)](#) substituted by [s. 19 \(b\)](#) of [Act No. 31 of 2004](#).]

Wording of Sections

(2) An activity allowed in terms of [subsection \(1\) \(a\)](#) or [\(b\)](#) may not negatively affect the survival of any species in or significantly disrupt the integrity of the ecological systems of the national park, nature reserve or world heritage site.

[[Sub-s. \(2\)](#) substituted by [s. 19 \(b\)](#) of [Act No. 31 of 2004](#).]

Wording of Sections

(3) The management authority of the national park, nature reserve or world heritage site must establish systems to monitor-

- (a) the impact of activities allowed in terms of [subsection \(1\) \(a\)](#) or [\(b\)](#) on the park, reserve or site and its biodiversity; and
- (b) compliance with-
  - (i) any agreement entered into in terms of [subsection \(1\) \(b\)](#); and
  - (ii) any norms and standards set in terms of [subsection \(1\) \(c\)](#).

[[Sub-s. \(3\)](#) substituted by [s. 19 \(b\)](#) of [Act No. 31 of 2004](#).]

Wording of Sections

(4) Any activity carried out lawfully in terms of any agreement which exists when this section takes effect may continue until the date of termination of such agreement, provided that the agreement may not be extended or varied so as to expire after the original intended expiry date without the consent of the Minister.

(5) No development, construction or farming may be permitted in a national park, nature reserve or world heritage site without the prior written approval of the management authority.

[[S. 50](#) amended by [s. 19 \(a\)](#) of [Act No. 31 of 2004](#). [Sub-s. \(5\)](#) substituted by [s. 19 \(c\)](#) of [Act No. 31 of 2004](#).]

Wording of Sections

**51. Regulation or restriction of development and other activities in protected environment.**-The Minister or the MEC may by notice in the *Gazette* restrict or regulate in a protected environment under the jurisdiction of the Minister or the MEC-

- (a) development that may be inappropriate for the area given the purpose for which the area was declared; and
- (b) the carrying out of other activities that may impede such purpose.

**52. Internal rules.**-(1) The management authority of a national park, marine protected area, nature reserve or world heritage site may, in accordance with prescribed norms and standards, make rules for the proper administration of the area.

[[Sub-s. \(1\)](#) substituted by [s. 20](#) of [Act No. 31 of 2004](#) and by [s. 14 \(a\)](#) of [Act No. 21 of 2014](#).]

Wording of Sections

(2) Rules made under [subsection \(1\)](#)-

- (a) must be consistent with this Act and the management plan for the area;
- (aA) must be consistent with any zoning or permitting done in terms of [section 48A \(2\)](#), and if there is a conflict, such zoning and permitting prevails;

[[Para. \(aA\)](#) inserted by [s. 14 \(b\)](#) of [Act No. 21 of 2014](#).]

- (b) bind all persons in the area, including visitors;  
[[Para. \(b\)](#) amended by [s. 14 \(c\)](#) of [Act No. 21 of 2014](#).]

Wording of Sections

- (c) may, as a condition for entry, provide for the imposition of fines for breaches of the rules; and  
[[Para. \(c\)](#) amended by [s. 14 \(d\)](#) of [Act No. 21 of 2014](#).]

Wording of Sections

- (d) must be published in the *Gazette*.



[Para. (d) added by s. 14 (e) of Act No. 21 of 2014.]

(3) Rules made in terms of [subsection \(1\)](#) which apply to marine protected areas must be made in consultation with the Department.

[Sub-s. (3) added by s. 14 (f) of Act No. 21 of 2014.]

**53. Certain rights and entitlements to be respected.**-(1) [Section 45, 46, 49, 50, 51](#) or [52](#) may not be applied in a manner that would obstruct the resolution of issues relating to land rights dealt with in terms of-

- (a) the Restitution of Land Rights Act, 1994 ([Act No. 22 of 1994](#)); and
- (b) the provision of essential services and the acquisition of servitudes for that purpose.

(2) A person may exercise a right that that person may have to water in a public stream in a protected area, but subject to such conditions as may be prescribed by the Minister with the concurrence of the Cabinet member responsible for water affairs.

CHAPTER 5  
SOUTH AFRICAN NATIONAL PARKS  
[Ch. 5 inserted by [s. 21](#) of [Act No. 31 of 2004](#).]

*Part 1*  
*Continued existence and functions of South African National Parks*

**54. Continued existence.**-(1) South African National Parks established by section 5 of the National Parks Act, 1976 (Act No. 57 of 1976), continues to exist as a juristic person despite the repeal of that Act by [section 90](#) of this Act.

(2) As from the repeal of the National Parks Act, 1976, South African National Parks functions in terms of this Act.

(3) The South African National Parks may not be wound up or dissolved except by or in terms of an Act of Parliament and by a resolution of a majority of at least two-thirds of all its members.

[Sub-s. (3) added by [s. 5](#) of [Act No. 15 of 2009](#).]

(4) Upon winding-up or dissolution of the South African National Parks, its remaining assets or the proceeds of those assets, after satisfaction of its liabilities, must be transferred to the State or to an equivalent Schedule 3A Public Entity contemplated in the Public Finance Management Act, 1999 ([Act No. 1 of 1999](#)), which has the same objectives as the South African National Parks and which itself is exempt from income tax in terms of [section 10 \(1\) \(cA\)](#) of the Income Tax Act, 1962 ([Act No. 58 of 1962](#)).

[Sub-s. (4) added by [s. 5](#) of [Act No. 15 of 2009](#).]

**55. Functions.**-(1) South African National Parks must-

- (a) manage all existing national parks and any kind of protected area listed in [section 9](#), assigned to it by the Minister in terms of Chapter 4 and [section 92](#), in accordance with this Act and any specific environmental management Act referred to in the National Environmental Management Act;

[Para. (a) substituted by [s. 6 \(a\)](#) of [Act No. 15 of 2009](#).]

**Wording of Sections**

- (aA) manage world heritage sites assigned to it by the Minister, in accordance with all national cultural heritage legislation as may be applicable to and required for proper management and protection of such world heritage sites, provided that the South African National Parks' authority to enforce such legislation are provided for in a written instrument of delegation issued by the Minister to this effect under and in terms of such legislation;

[Para. (aA) inserted by [s. 6 \(b\)](#) of [Act No. 15 of 2009](#).]

- (aB) manage any other protected areas, which are not protected areas referred to in [subsection 55 \(1\) \(a\)](#), and as may be assigned to it by the Minister, in accordance with the provisions of all national environmental legislation as may be applicable to and required for the proper management and protection of such other protected areas, provided that the South African National Parks' authority to enforce such legislation are provided for in a written instrument of delegation issued by the Minister to this effect under and in terms of such legislation;

[Para. (aB) inserted by [s. 6 \(b\)](#) of [Act No. 15 of 2009](#).]

- (aC) participate in such further international, regional and national environmental, conservation and

cultural heritage initiatives identified by the Minister from time to time, and then only on such terms and conditions as the Minister shall in writing provide.

[[Para. \(aC\)](#) inserted by [s. 6 \(b\)](#) of [Act No. 15 of 2009](#).]

- (b) protect, conserve and control those national parks and other protected areas, including their biological diversity; and
- (c) on the Minister's request, advise the Minister on any matter concerning-
  - (i) the conservation and management of biodiversity; and
  - (ii) proposed national parks and additions to or exclusions from existing national parks; and
- (d) on the Minister's request, act as the provisional managing authority of protected areas under investigation in terms of this Act.

(2) South African National Parks may in managing national parks, or any other kind of protected area assigned to it by the Minister-

- (a) manage breeding and cultivation programmes, and reserve areas in a park as breeding places and nurseries;
- (b) sell, exchange or donate any animal, plant or other organism occurring in a park, or purchase, exchange or otherwise acquire any indigenous species which it may consider desirable to re-introduce into a specific park;
- (c) undertake and promote research;
- (d) control, remove or eradicate any species or specimens of species which it considers undesirable to protect and conserve in a park or that may negatively impact on the biodiversity of the park;
- (e) carry out any development and construct or erect any works necessary for the management of a park, including roads, bridges, buildings, dams, fences, breakwaters, seawalls, boathouses, landing stages, mooring places, swimming pools, oceanariums and underwater tunnels;
- (f) allow visitors to a park;
- (fA) make, set penalties for, and enforce traffic rules in such national parks, special nature reserves, protected environments, world heritage sites or other protected areas assigned to it by the Minister;  
[[Para. \(fA\)](#) inserted by [s. 6 \(d\)](#) of [Act No. 15 of 2009](#).]
- (g) take reasonable steps to ensure the security and well-being of visitors and staff;
- (h) provide accommodation and facilities for visitors and staff, including the provision of food and household supplies;
- (i) carry on any business or trade or provide other services for the convenience of visitors and staff, including the sale of liquor;
- (j) determine and collect fees for-
  - (i) entry to or stay in a park; or
  - (ii) any service provided by it;
- (k) authorise any person, subject to such conditions and the payment of such fees as it may determine, to-
  - (i) carry on any business or trade, or provide any service, which South African National Parks may carry on or provide in terms of this section; and
  - (ii) provide the infrastructure for such business, trade or service;
- (l) by agreement with-
  - (i) a municipality, provide any service in a park which that municipality may or must provide in terms of legislation; or
  - (ii) any other organ of state, perform a function in a park which that organ of state may or must perform in terms of legislation; or
- (m) perform such other functions as may be prescribed.

[[Sub-s. \(2\)](#) amended by [s. 6 \(c\)](#) of [Act No. 15 of 2009](#).]

#### Wording of Sections

(3) [Subsection \(2\)](#) applies also to other protected areas managed by South African National Parks, and the powers contained in that subsection may be exercised by it to the extent that those powers are consistent with the purpose for which any such area was declared as a protected area.

**56. General powers.**-South African National Parks may for the purpose of performing its functions-

- (a) appoint its own staff, subject to [section 73](#);
- (b) obtain, by agreement, the services of any person, including any organ of state, for the performance of any specific act, task or assignment;
- (c) acquire or dispose of any right in or to movable or immovable property, or hire or let any property;
- (d) open and operate its own bank accounts;
- (e) invest, subject to [section 76](#), any of its money, including money in the fund referred to in [section 77](#);
- (f) borrow money, subject to [section 66](#) of the Public Finance Management Act;
- (g) charge fees for any work performed or services rendered by it or collect fees resulting from any intellectual property rights;
- (h) insure itself against-
  - (i) any loss, damage or risk; or
  - (ii) any liability it may incur in respect of Board members or staff members in the application of this Act;
- (i) perform legal acts, including acts in association with or on behalf of any other person or organ of state; and
- (j) institute or defend any legal action.

*Part 2*  
*Governing board, composition and membership*

**57. Composition.**-(1) South African National Parks is governed by a board consisting of-

- (a) no fewer than nine and no more than 12 members appointed in terms of [section 59](#);
- (b) the Director-General or an official of the Department designated by the Director-General; and
- (c) the Chief Executive Officer.

(2) The Minister-

- (a) must determine the number of members to be appointed in terms of [subsection \(1\) \(a\)](#); and
- (b) may alter from time to time the number determined in terms of [paragraph \(a\)](#), but a reduction in the number may be effected only when a vacancy in the Board occurs.

(3) The Board takes all decisions in the performance of the functions of South African National Parks, except-

- (a) those decisions taken in consequence of a delegation in terms of [section 71](#); or
- (b) where the Public Finance Management Act provides otherwise.

**58. Qualifications.**-(1) A member of the Board must-

- (a) be a fit and proper person to hold office as a member; and
- (b) have appropriate qualifications or experience.

(2) A person is disqualified from becoming or remaining a member of the Board if that person-

- (a) is holding office as a member of Parliament or a provincial legislature; or
- (b) has been removed from office in terms of [section 65](#).

**59. Appointment procedure.**-(1) Whenever it is necessary to appoint a member of the Board, the Minister must-

- (a) through advertisements in the media circulating nationally and in each of the provinces, invite nominations; and
- (b) compile a list of the names of persons nominated, setting out the prescribed particulars of each individual nominee.

(2) Any nomination made pursuant to an advertisement in terms of [subsection \(1\) \(a\)](#) must be supported by-

- (a) the personal details of the nominee;
- (b) particulars of the nominee's qualifications or experience; and
- (c) any other information that may be prescribed.

(3) The Minister must make the required number of appointments from the list referred to in [subsection \(1\) \(b\)](#), but if the list is inadequate, the Minister may appoint any suitable person.

(4) When making an appointment the Minister must have regard to the need for appointing persons disadvantaged by unfair discrimination.

(5) Appointments must be made in such a way that the Board is composed of persons covering a broad range of appropriate expertise.

**60. Chairperson.**-(1) The Minister must appoint a member of the Board as the Chairperson.

(2) The Chairperson is appointed for such period as the Minister may determine which may, in the case of a member referred to in [section 57 \(1\) \(a\)](#), not extend beyond his or her term as a member.

(3) The Minister may appoint a member of the Board as acting chairperson of the Board if-

- (a) the Chairperson is absent for a substantial period; or
- (b) the appointment of a Chairperson is pending.

**61. Term of office.**-(1) Members of the Board referred to in [section 57 \(1\) \(a\)](#) are-

- (a) appointed for a term of three years or, if [section 66 \(2\)](#) applies, for a term determined in terms of that section;
- (b) on completion of any term contemplated in [paragraph \(a\)](#), eligible for reappointment for one additional term of three years; and
- (c) after a break of at least three years after a term has ended, eligible for appointment in terms of [paragraph \(a\)](#) again and, if appointed, eligible for reappointment in terms of [paragraph \(b\)](#).

(2) Any appointment in terms of [subsection \(1\)](#) may be extended by the Minister for a specific period not exceeding one year.

**62. Conditions of appointment.**-(1) The Minister must determine the conditions of appointment of members of the Board referred to in [section 57 \(1\) \(a\)](#).

(2) (a) The conditions of appointment of members who are not in the employ of a national, provincial or local organ of state may provide for the payment of remuneration and allowances determined by the Minister with the concurrence of the Cabinet member responsible for finance.

(b) Such remuneration and allowances are payable by South African National Parks.

(3) Members who are in the employ of a national, provincial or local organ of state are not entitled to remuneration and allowances, but must be compensated for out of pocket expenses by South African National Parks.

(4) Members are appointed part-time.

**63. Conduct of members.**-(1) A member of the Board-

- (a) must perform the functions of office in good faith and without favour or prejudice;
- (b) must disclose to the Board any personal or private business interest that that member, or any spouse, partner or close family member of that member, may have in any matter before the Board, and must withdraw from the proceedings of the Board when that matter is considered, unless the Board decides that the interest of that Board member in the matter is trivial or irrelevant;
- (c) may not use the position, privileges or knowledge of a member for private gain or to improperly benefit another person; and
- (d) may not act in any other way that compromises the credibility, impartiality, independence or integrity of South African National Parks.

(2) A member of the Board who contravenes or fails to comply with [subsection \(1\)](#) is guilty of misconduct.

**64. Termination of membership.**-(1) A person referred to in section 51 (1) (a) ceases to be a member of the Board when that person-

- (a) is no longer eligible in terms of [section 58](#) to be a member;
- (b) resigns; or
- (c) is removed from office in terms of [section 65](#).

(2) A member may resign by giving at least three months' written notice to the Minister, but the Minister may accept a shorter period in a specific case.

**65. Removal from office.**-(1) The Minister may remove a member of the Board referred to in [section 57 \(1\) \(a\)](#) from office on the ground of-

- (a) misconduct, incapacity or incompetence;
- (b) absence from three consecutive meetings of the Board without the prior permission of the Board, except on good cause shown;
- (c) insolvency; or
- (d) conviction of a criminal offence without the option of a fine.

(2) A member of the Board may be removed from office on the ground of misconduct or incompetence only after a finding to that effect has been made by a board of inquiry appointed by the Minister.

(3) The Minister may suspend a member under investigation in terms of this section.

**66. Filling of vacancies.**-(1) A vacancy in the Board is filled-

- (a) in the case of a vacating Chairperson, by appointing another member in terms of [section 60 \(1\)](#) as the Chairperson; and
- (b) in the case of a vacating member referred to in section 51 (1) (a), by following the procedure set out in [section 59](#).

(2) A person appointed to fill a vacancy holds office for the unexpired portion of the term of the vacating Chairperson or member.

*Part 3*  
*Operating procedures of Board*

**67. Meetings.**-(1) The Chairperson of the Board decides when and where the Board meets, but a majority of the members may request the Chairperson in writing to convene a meeting at a time and place set out in the request.

(2) The Chairperson presides at meetings of the Board, but if absent from a meeting, the members present must elect another member to preside at the meeting.

**68. Procedures.**-(1) The Board may determine its own procedures subject to the other provisions of this Act.

(2) The Board must keep a record of its proceedings and of decisions taken.

**69. Quorum and decisions.**-(1) A majority of the serving members of the Board constitutes a quorum for a meeting of the Board.

(2) A matter before the Board is decided by the votes of a majority of the members present at the meeting.

(3) If on any matter before the Board there is an equality of votes, the member presiding at the meeting must exercise a casting vote in addition to that person's vote as a member.

**70. Committees.**-(1) The Board may establish one or more committees to assist it in the performance of its functions.

(2) When appointing members to a committee, the Board is not restricted to members of the Board.

(3) The Board-

- (a) must determine the functions of a committee;
- (b) must appoint the chairperson and other members of the committee;
- (c) may remove a member of a committee from office at any time; and
- (d) may determine a committee's procedure.

(4) The Board may dissolve a committee at any time.

(5) (a) [Section 62](#) applies with the changes required by the context to the conditions of appointment of committee members.

(b) A staff member of South African National Parks appointed to a committee serves on the committee subject to the terms and conditions of that person's employment.

**71. Delegation of powers and assignment of duties.**-(1) When necessary for the proper performance of its functions the Board may delegate any of its powers or assign any of its duties, excluding those mentioned in [subsection \(2\)](#), to-

- (a) a Board member;
- (b) a committee referred to in [section 70](#); or
- (c) a staff member of South African National Parks.

(2) The following powers and duties may not be delegated or assigned by the Board:

- (a) The appointment or reappointment of a person as the Chief Executive Officer in terms of [section 72 \(1\)](#) or [\(2\)](#);
- (b) the determination of the conditions of service of the Chief Executive Officer in terms of [section 72 \(3\)](#);
- (c) the determination of an employment policy in terms of [section 73 \(1\)](#);
- (d) the setting of financial limits in terms of [section 73 \(2\) \(a\)](#) or [\(3\)](#); and
- (e) the approval of the budget.

(3) A delegation or assignment in terms of [subsection \(1\)](#)-

- (a) must be in writing;
- (b) is subject to such limitations, conditions and directions as the Board may impose;
- (c) does not divest the Board of the responsibility concerning the exercise of the delegated power or the performance of the assigned duty; and
- (d) does not prevent the exercise of the assigned power or the performance of the assigned duty by the Board.

(4) The Board may confirm, vary or revoke any decision taken in consequence of a delegation or assignment in terms of this section, subject to any rights that may have accrued to a person as a result of the decision.

*Part 4*  
*Administration of South African National Parks*

**72. Appointment of Chief Executive Officer.**-(1) The Board, acting with the concurrence of the Minister, must appoint a person with appropriate qualifications and experience as the Chief Executive Officer of South African National Parks.

(2) The Chief Executive Officer-

- (a) is appointed for a term not exceeding five years; and
- (b) may be reappointed by the Board with the concurrence of the Minister.

(3) The Chief Executive Officer is employed subject to such terms and conditions of employment as the Board may determine in accordance with a policy approved by the Minister with the concurrence of the Cabinet member responsible for finance.

(4) The Chief Executive Officer-

- (a) is responsible for the management of South African National Parks;
- (b) must perform such duties and may exercise such powers as the Board may assign or delegate to the

Chief Executive Officer; and

- (c) must report to the Board on aspects of management, the performance of duties and the exercise of powers at such frequency and in such manner as the Board may determine.

(5) (a) Whenever the Chief Executive Officer is for any reason absent or unable to perform his or her functions, or whenever there is a vacancy in the office of the Chief Executive Officer, the Chairperson of the Board may appoint another staff member of South African National Parks as acting Chief Executive Officer for a period not exceeding six months.

(b) Whilst acting as Chief Executive Officer, such staff member-

- (i) has the powers and duties of the Chief Executive Officer; and
- (ii) is employed subject to such terms and conditions of employment as the Chairperson of the Board may determine in accordance with the policy referred to in [subsection \(3\)](#).

**73. Employment of staff.**-(1) The Board, acting with the concurrence of the Minister, must determine an employment policy for South African National Parks.

(2) The Chief Executive Officer-

- (a) within the financial limits set by the Board, must determine a staff establishment necessary to enable South African National Parks to perform its functions; and
- (b) may appoint persons in posts on the staff establishment.

(3) An employee of South African National Parks is employed subject to the terms and conditions of employment determined by the Chief Executive Officer in accordance with the employment policy of and within the financial limits set by the Board.

(4) (a) A person in the service of another organ of state may be seconded to South African National Parks by agreement between the Chief Executive Officer and such organ of state.

(b) Persons seconded to South African National Parks perform their functions under the supervision of the Chief Executive Officer.

(5) A person in the service of South African National Parks may, with the consent of that person, be seconded to another organ of state by agreement between the Chief Executive Officer and such organ of state.

#### *Part 5 Financial matters*

**74. Financial accountability.**-South African National Parks is a public entity for the purposes of the Public Finance Management Act, and must to that end comply with the provisions of that Act.

**75. Funding.**-The funds of South African National Parks consist of-

- (a) income derived from the performance of its functions;
- (b) money appropriated for its purposes by Parliament;
- (c) grants received from organs of state;
- (d) voluntary contributions, donations and bequests;
- (e) money borrowed in terms of [section 56 \( f \)](#);
- ( f ) income derived from investments;
- (g) fines received or recovered in respect of offences committed under this Act; and  
[\[Para. \(g\) substituted by s. 7 of Act No. 15 of 2009.\]](#)

#### Wording of Sections

- (h) money derived from any other source, with the approval of the Cabinet member responsible for finance.

**76. Investments.**-South African National Parks may invest any of its funds not immediately required-

- (a) subject to any investment policy that may be prescribed in terms of section 7 (4) of the Public Finance Management Act; and

- (b) in accordance with any criteria set by the Minister.

**77. National Parks Land Acquisition Fund.**-The National Parks Land Acquisition Fund established by section 12A of the National Parks Act, 1976 (Act No. 57 of 1976), continues to exist as a separate fund under the administration of South African National Parks despite the repeal of that Act by [section 90](#) of this Act.

(2) The Fund is administered by South African National Parks and consists of-

- (a) any voluntary contributions, donations and bequests received by South African National Parks for the purpose of the Fund;
- (b) money appropriated by Parliament for the purpose of the Fund;
- (c) the proceeds of land sold by South African National Parks which it has acquired in terms of [section 81](#);
- (d) income derived from investing any credit balances in the Fund;
- (e) money borrowed by South African National Parks in terms of [section 56 \( f \)](#) for the purpose of the Fund; and
- ( f ) money derived from any other source for the purpose of the Fund.

(3) The money in the Fund may be used-

- (a) to finance-
  - (i) the acquisition of private land or a right in or to private land in terms of [section 80](#) or [81](#); or
  - (ii) the cancellation of a servitude or a right in land in terms of [section 82](#) or [83](#); or
- (b) to defray expenses incurred by South African National Parks in connection with the management of the Fund.

(4) The Chief Executive Officer must-

- (a) keep account of the Fund separately from the other money of South African National Parks; and
- (b) comply with the Public Finance Management Act in administering the Fund.

*Part 6  
General*

**78. Minister's supervisory powers.**-(1) The Minister-

- (a) must monitor the performance by South African National Parks of its functions;
- (b) may determine norms and standards for the performance by South African National Parks of its functions;
- (c) may issue directives to South African National Parks on measures to achieve those norms and standards;
- (d) may determine limits on fees charged by South African National Parks in the performance of its functions; and
- (e) may identify land for new national parks and extensions to existing national parks.

(2) South African National Parks must perform its functions subject to the norms and standards, directives and determinations issued by the Minister in terms of [subsection \(1\)](#).

**79. Absence of functional Board.**-In the absence of a functional Board, the functions of the Board revert to the Minister who, in such a case, must perform those functions until the Board is functional again.

CHAPTER 6  
ACQUISITION OF RIGHTS IN OR TO LAND

**80. Acquisition of private land by State.**-(1) The Minister, acting with the concurrence of the Cabinet member responsible for land affairs, may acquire land, or any right in or to land, which has been or is proposed to be declared as or included in a national protected area, by-



- (a) purchasing the land or right;
- (b) exchanging the land or right for other land or rights; or
- (c) expropriating the land or right in accordance with the Expropriation Act, 1975 ([Act No. 63 of 1975](#)), and subject to [section 25](#) of [the Constitution](#), if no agreement is reached with the owner of the land or the holder of the right in or to the land.

(2) The MEC, acting with the approval of the Executive Council of the province, may acquire private land, or any right in or to private land, which has been or is proposed to be declared as or included in a provincial protected area, by-

- (a) purchasing the land or right;
- (b) exchanging the land or right for other land or rights; or
- (c) expropriating the land or right in accordance with the Expropriation Act, 1975, and subject to [section 25](#) of [the Constitution](#), if no agreement is reached with the owner of the land or the holder of the right in or to the land.

**81. Acquisition of private land by South African National Parks.**-(1) South African National Parks, with the approval of the Minister acting with the concurrence of the Cabinet member responsible for land affairs, may acquire private land, or any right in or to private land, which has been or is proposed to be declared as or included in a national park-

- (a) by purchasing the land or right; or
- (b) if the land or right is donated or bequeathed to it, by accepting the donation or bequest.

(2) If the parties fail to agree on a purchase price for the land or right contemplated in [subsection \(1\) \(a\)](#), the Minister may on behalf of South African National Parks or the State expropriate the land or right in accordance with the Expropriation Act, 1975 ([Act No. 63 of 1975](#)), subject to [section 25](#) of [the Constitution](#).

[[S. 81](#) inserted by [s. 22](#) of [Act No. 31 of 2004](#).]

**82. Cancellation of servitude on, or privately held right in or to, state land.**-(1) The Minister, acting with the concurrence of the Cabinet member responsible for public works, may take any steps necessary to cancel a servitude on state land, or a privately held right in or to state land, which has been or is proposed to be declared as or included in a national protected area.

(2) The MEC, acting with the concurrence of the MEC responsible for public works in the province, may take any steps necessary to cancel a servitude on provincial land, or a privately held right in or to provincial land, which has been or is proposed to be declared as or included in a provincial protected area.

(3) If the Minister or MEC fails to reach an agreement with the owner of the property in whose favour the servitude is registered or with the person holding the right, the Minister or MEC may expropriate the servitude or the privately held right in or to State land, in accordance with the Expropriation Act, 1975 ([Act No. 63 of 1975](#)), subject to [section 25](#) of [the Constitution](#).

[[Sub-s. \(3\)](#) substituted by [s. 26](#) of [Act No. 14 of 2009](#).]

[Wording of Sections](#)

**83. Cancellation of servitude on, or privately held right in or to, land owned by South African National Parks.**-(1) South African National Parks may take any steps necessary to cancel a servitude on land owned by South African National Parks, or a privately held right in or to such land, which has been or is proposed to be declared as or included in a national park.

(2) If South African National Parks fails to reach an agreement with the owner of the property in whose favour the servitude is registered or with the person holding the right, the Minister may on behalf of South African National Parks or the State expropriate the servitude or right in accordance with the Expropriation Act, 1975 ([Act No. 63 of 1975](#)), subject to [section 25](#) of [the Constitution](#).

[[S. 83](#) inserted by [s. 23](#) of [Act No. 31 of 2004](#).]

**84. Mineral right.**-The Minister may in accordance with [section 80 \(1\) \(c\)](#), [81 \(2\)](#), [82 \(3\)](#) or [83 \(2\)](#), and the MEC may in accordance with [section 80 \(2\)](#) or [82 \(3\)](#), acquire or cancel a mineral right by way of expropriation only with the concurrence of the Cabinet member responsible for mineral and energy affairs.

[[S. 84](#) substituted by [s. 24](#) of [Act No. 31 of 2004](#).]

[Wording of Sections](#)

**85. Financing.**-(1) The Minister may finance the acquisition of private land or a right in or to private land in terms of [section 80](#), or the cancellation of a servitude on, or a privately held right in or to, state land in terms of [section 82](#), from-

- (a) money appropriated for this purpose by Parliament; or
- (b) the Fund, by agreement with South African National Parks.  
[[Para. \(b\)](#) added by [s. 25 \(a\)](#) of [Act No. 31 of 2004](#).]

(2) South African National Parks may finance the acquisition of private land or a right in or to private land in terms of [section 81](#), or the cancellation of a servitude on, or a privately held right in or to, land owned by South African National Parks in terms of [section 83](#), from-

- (a) the funds of South African National Parks; or
- (b) the Fund, by agreement with the Minister.  
[[Sub-s. \(2\)](#) added by [s. 25 \(b\)](#) of [Act No. 31 of 2004](#).]

## CHAPTER 7 ADMINISTRATION OF ACT

**86. Regulations by Minister.**-(1) The Minister may make regulations that are not in conflict with this Act-

- (a) regarding any matter that may or must be prescribed in terms of this Act;
- (b) conferring additional powers or assigning additional duties to management authorities;
- (c) regulating-
  - (i) biodiversity management and conservation in protected areas;
  - (ii) the use of biological resources in protected areas;
  - (iii) access to protected areas;
  - (iv) tourism in protected areas where tourism is allowed;
  - (v) activities that may be carried out in terms of [section 50](#);
  - (vi) the use of land and water in protected areas;
  - (vii) community-based natural resource utilisation; or
  - (viii) consultation activities which are required in terms of this Act.
- (d) prohibiting or restricting-
  - (i) activities that have an adverse effect in protected areas;
  - (ii) the use of biological resources in protected areas;
  - (iii) land uses in protected areas that are harmful to the environment;
- (e) providing for the establishment of advisory committees for protected areas, the appointment of members and their role;
- (f) setting norms and standards for the proper performance of any function contemplated in this Act, and the monitoring and enforcing of such norms and standards;
- (g) regarding any other matter which it is necessary or expedient to prescribe for the proper implementation or administration of this Act.

(2) Any regulation with material financial implications must be made with the concurrence of the Cabinet member responsible for finance.

(3) Before publishing any regulation contemplated in [subsection \(1\)](#), the Minister must publish the draft regulations in the *Gazette* for public comment.

**87. Regulations by MEC.**-(1) The MEC may, in relation to provincial and local protected areas, make regulations not in conflict with this Act regarding any matter referred to in [section 86](#), except a matter referred to in [section 86 \(1\) \(f\)](#).

(2) Any regulation made under [subsection \(1\)](#) must be consistent with the norms and standards prescribed under [section 11](#) or [86 \(1\) \(f\)](#).

(3) Any regulation with substantive financial implications for the province must be made with the concurrence of the MEC responsible for finance in the province.

(4) Before publishing any regulation contemplated in [subsection \(1\)](#), the MEC must publish the draft regulations in the *Gazette* for public comment.

**88. General.**-(1) Regulations made under [section 86](#) or [87](#) may-

- (a) restrict or prohibit any act either absolutely or conditionally;
- (b) apply-
  - (i) generally throughout the Republic or a province, as the case may be, or only in a specified area or category of areas;
  - (ii) generally to all persons or only a specified category of persons; or
  - (iii) generally with respect to all species or only a specified species or category of species; or
- (c) differentiate between-
  - (i) different areas or categories of areas;
  - (ii) persons or categories of persons; or
  - (iii) species or categories of species.

(2) Regulations made under [section 86](#) or [87](#) may provide that any person who contravenes or fails to comply with a provision thereof is guilty of an offence and liable in the case of a first conviction to a fine not exceeding R5 million or to imprisonment for a period not exceeding five years and in the case of a second or subsequent conviction to a fine not exceeding R10 million or imprisonment for a period not exceeding 10 years or in both instances to both a fine and such imprisonment.

[[Sub-s. \(2\)](#) substituted by [s. 27](#) of [Act No. 14 of 2009](#).]

Wording of Sections

CHAPTER 8  
OFFENCES AND PENALTIES

**89. Offences and penalties.**-(1) A person is guilty of an offence if that person-

- (a) contravenes or fails to comply with a provision of [section 45 \(1\)](#), [46 \(1\)](#), [47 \(2\)](#), [\(3\)](#) or [\(3A\)](#), [48 \(1\)](#), [49A\(5\) \(b\)](#), [50 \(5\)](#) or [55 \(2\) \(fA\)](#).

[[Para. \(a\)](#) substituted by [s. 28 \(a\)](#) of [Act No. 14 of 2009](#).]

Wording of Sections

- (b) contravenes a notice issued under [section 51](#);
- (c) hinders or interferes with a management authority or a member or staff member of a management authority in the performance of official duties; or
- (d) falsely professes to be a member or staff member of a management authority, or the interpreter or assistant of such an officer.

(2) A person convicted of an offence in terms of [subsection \(1\)](#) is liable, in the case of a first conviction, to a fine not exceeding R5 million or imprisonment for a period not exceeding five years and, in the case of a second or subsequent conviction, to a fine not exceeding R10 million or imprisonment for a period not exceeding ten years or in both instances to both a fine and such imprisonment.

[[Sub-s. \(2\)](#) substituted by [s. 28 \(b\)](#) of [Act No. 14 of 2009](#).]

Wording of Sections

(3) Contravention of or failure to comply with any provision of a regulation made under [section 86](#) or [87](#) is an offence.

[[Sub-s. \(3\)](#) added by [s. 28 \(c\)](#) of [Act No. 14 of 2009](#).]

(4) Notwithstanding anything to the contrary in any other law, a magistrate's court shall have jurisdiction to impose any penalty prescribed by this Act.

[[Sub-s. \(4\)](#) added by [s. 28 \(c\)](#) of [Act No. 14 of 2009](#).]

CHAPTER 9  
MISCELLANEOUS

**90. Repeal of laws.**-(1) Subject to [subsection \(2\)](#), the laws mentioned in the second column of Schedule 1 are hereby repealed to the extent set out in the third column thereof.

(2) [Sections 16](#) and [17](#) of the Environment Conservation Act, 1989 ([Act No. 73 of 1989](#)), are repealed in a province with effect from the date of publication by the MEC of regulations under [section 87](#) prescribing matters covered by the said [sections 16](#) and [17](#).

(3) [Section 43](#) of the Marine Living Resources Act, 1998 ([Act No. 18 of 1998](#)), is hereby repealed.  
[[Sub-s. \(3\)](#) added by [s. 15](#) of [Act No. 21 of 2014](#) with effect from 2 June, 2014.]

**91. Savings and transitional provisions.**-(1) Anything done in terms of a law repealed by [section 90](#) which can or must be done in terms of this Act must be regarded as having been done in terms of this Act.

(2) A person who, immediately before the repeal of the National Parks Act, 1976 (Act No. 57 of 1976), was-

- (a) a board member of South African National Parks becomes a member of the Board for the unexpired part of the term for which that person was appointed as a member of South African National Parks; or
- (b) the Chairperson of South African National Parks becomes the Chairperson of the Board for the unexpired part of the term for which that person was appointed as the Chairperson of South African National Parks.

(3) (a) Any regulation relating to a marine protected area prescribed in terms of [section 77](#) of the Marine Living Resources Act, 1998 ([Act No. 18 of 1998](#)), which exists when the National Environmental Management: Protected Areas Amendment Act, 2014, takes effect, must be regarded as having been prescribed in terms of this Act and remains of force and effect until it is repealed or amended in terms of this Act.

(b) Anything done in relation to a marine protected area in terms of the Marine Living Resources Act, 1998 ([Act No. 18 of 1998](#)), and which could have been done in terms of this Act must be regarded as having been done in terms of this Act.

(c) Any permission granted in terms of [section 43](#) of the Marine Living Resources Act, 1998 ([Act No. 18 of 1998](#)), which was valid immediately before the commencement of the National Environmental Management: Protected Areas Amendment Act, 2014, remains valid and the person concerned must be regarded as having been issued with a permit contemplated in [section 48A \(2\)](#).

(d) Any application for a permit or exemption lodged in terms of [section 43](#) of the Marine Living Resources Act, 1998 ([Act No. 18 of 1998](#)), which has not been finalised when the National Environmental Management: Protected Areas Amendment Act, 2014, takes effect must, despite the repeal of [section 43](#) of that Act by [section 90 \(3\)](#), be dispensed with in terms of [section 43](#) of the Marine Living Resources Act, 1998, and a decision taken in terms of [section 43](#) must be deemed as a decision taken in terms of this Act.

[[S. 91](#) inserted by [s. 26](#) of [Act No. 31 of 2004](#) and amended by [s. 16 \(a\)](#) of [Act No. 21 of 2014](#). [Sub-s. \(3\)](#) added by [s. 16 \(b\)](#) of [Act No. 21 of 2014](#).]

#### Wording of Sections

**92. Protected areas existing before commencement of section.**-(1) South African National Parks-

- (a) is the management authority for any protected area it managed immediately before this section took effect, unless otherwise assigned by the Minister in terms of this Act; and
- (b) must manage such area in accordance with-
  - (i) this Act and any management plan in terms of Chapter 4 for the area; and
  - (ii) any condition and agreement which existed immediately before this section took effect and which were applicable to the area.

[[Sub-s. \(1\)](#) inserted by [s. 27 \(a\)](#) of [Act No. 31 of 2004](#).]

(2) The organ of state managing a protected area immediately before this section took effect, other than a protected area referred to in [subsection \(1\)](#), must continue managing the area until the management of the area is assigned either to it or to another management authority in terms of Chapter 4.

[[Sub-s. \(2\)](#) substituted by [s. 27 \(b\)](#) of [Act No. 31 of 2004](#).]

#### Wording of Sections

**93. Short title and commencement.**-This Act is called the National Environmental Management: Protected Areas Act, 2003, and takes effect on a date determined by the President by proclamation in the *Gazette*.

COMMENCEMENT OF THIS ACT

<i>Date of commencement</i>	<i>The whole Act/ Sections</i>	<i>Proclamation No.</i>	<i>Government Gazette</i>	<i>Date of Government Gazette</i>
1 November, 2004	The whole Act	R.52	26960	2 November, 2004

**Schedule 1**

REPEAL OF LAWS

[Sch. substituted by [s. 28](#) of [Act No. 31 of 2004](#) and by [s. 8](#) of [Act No. 15 of 2009](#) with effect from 1 April, 2013.]

(Section 90)

<i>No. and year of Act</i>	<i>Short title of Act</i>	<i>Extent of repeal</i>
<a href="#">Act No. 39 of 1975</a>	Lake Areas Development Act, 1975	<i>Repeals the whole</i>
Act No. 57 of 1976	National Parks Act, 1976	<i>Repeals the whole</i>
<a href="#">Act No. 60 of 1979</a>	National Parks Amendment Act, 1979	<i>Repeals the whole</i>
<a href="#">Act No. 9 of 1980</a>	Lake Areas Development Amendment Act, 1980	<i>The repeal of the whole</i>
<a href="#">Act No. 13 of 1982</a>	National Parks Amendment Act, 1982	<i>Repeals the whole</i>
<a href="#">Act No. 23 of 1983</a>	National Parks Amendment Act, 1983	<i>Repeals the whole</i>
<a href="#">Act No. 43 of 1986</a>	National Parks Amendment Act, 1986	<i>Repeals the whole</i>
<a href="#">Act No. 111 of 1986</a>	National Parks Second Amendment Act, 1986	<i>Repeals the whole</i>
<a href="#">Act No. 60 of 1987</a>	National Parks Amendment Act, 1987	<i>Repeals the whole</i>
<a href="#">Act No. 73 of 1989</a>	Environment Conservation Act, 1989	<i>Repeals <a href="#">sections 16</a>, <a href="#">17</a> and <a href="#">18</a></i>
<a href="#">Act No. 23 of 1990</a>	National Parks Amendment Act, 1990	<i>Repeals the whole</i>
<a href="#">Act No. 52 of 1992</a>	National Parks Amendment Act, 1992	<i>Repeals the whole</i>
<a href="#">Act No. 91 of 1992</a>	National Parks Second Amendment Act, 1992	<i>Repeals the whole</i>
<a href="#">Act No. 38 of 1995</a>	National Parks Amendment Act, 1995	<i>Repeals the whole</i>
<a href="#">Act No. 70 of 1997</a>	National Parks Amendment Act, 1997	<i>Repeals the whole</i>
<a href="#">Act No. 106 of 1998</a>	National Parks Amendment Act, 1998	<i>Repeals the whole</i>
<a href="#">Act No. 54 of 2001</a>	National Parks Amendment Act, 2001	<i>Repeals the whole</i>

**Schedule 2**

**NATIONAL PARK AREAS**

[Sch. [2](#) inserted by [s. 8](#) of [Act No. 15 of 2009](#), substituted by GN 236 in *Government Gazette* 36295 of 27 March, 2013 and by GN 2 in *Government Gazette* 39728 of 25 February, 2016.]

Wording of Sections

**SCHEDULE OF NATIONAL PARKS**

1. ADDO ELEPHANT NATIONAL PARK
2. AGULHAS NATIONAL PARK

3. AUGRABIES FALLS NATIONAL PARK
4. BONTEBOK NATIONAL PARK
5. CAMDEBOO NATIONAL PARK
6. GARDEN ROUTE NATIONAL PARK
7. GOLDEN GATE HIGHLANDS NATIONAL PARK
8. GROENKLOOF NATIONAL PARK
9. KALAHARI GEMSBOK NATIONAL PARK
10. KAROO NATIONAL PARK
11. KRUGER NATIONAL PARK
12. MAPUNGUBWE NATIONAL PARK
13. **MARAKELE NATIONAL PARK**
14. MOKALA NATIONAL PARK
15. MOUNTAIN ZEBRA NATIONAL PARK
16. NAMAQUA NATIONAL PARK
17. RICHTERSVELD NATIONAL PARK
18. TABLE MOUNTAIN NATIONAL PARK
19. TANKWA-KAROO NATIONAL PARK
20. VAALBOS NATIONAL PARK
21. WEST COAST NATIONAL PARK

#### **ADDO ELEPHANT NATIONAL PARK**

***GN 243/1931 declared the following land as a National Park:***

*Definition of Area*

Beginning at the northernmost beacon of Portion 6 of the farm Coerney 83, Division of Alexandria; thence south-eastwards and generally southwards along the boundaries of the following properties so as to include them in this area: The said Portion 6 of the farm Coerney 83, the farm Strathmore 149 and the farm Kenmure 154, to the easternmost beacon of the last-mentioned farm; thence south-westwards along the boundaries of the said farm Kenmure 154, Portion 2 of the farm Kenmure 154 and the farm Nesta 109, Division of Uitenhage, to the easternmost beacon of Portion 199 of the Farm 113; thence north-westwards along the north-eastern boundary of the said Portion 199 of Farm 113, so as to exclude it from this area, to its northernmost beacon; thence clockwise along the boundaries of Portions 251 and 295 of Farm 113, so as to include them in this area, to the northernmost beacon of the last-mentioned Portion 295 of Farm 113; thence north-westwards along the eastern boundary of Portion 183 of Farm 113 so as to exclude it from this area; thence westwards along the southern boundary of Portion 268 of Farm 113 and northwards along the western boundary of the said Portion 268 of Farm 113 so as to include it in this area; thence north-westwards along the north-eastern boundary of the Remainder of Portion 204 of Farm 113 so as to exclude it from this area; thence generally northwards along the eastern boundary of Portion 267 of Farm 113 and westwards along the northern boundary of the said Portion 267 of Farm 113 so as to exclude it from this area; thence north-westwards along the eastern boundaries of the following properties so as to exclude them from this area: Portions 202 and 246 of Farm 113, Portion 1 of Farm 108 and Portion 208 of the said Farm 113 to the northernmost beacon of the last-mentioned Portion 208 of Farm 113; thence north-eastwards along the south-eastern boundary of Portion 1 of the farm Brackendale 112 (Railway Line), so as to exclude it from this area, to the south-western beacon of Portion 3 of the farm Brackendale 112; thence generally northwards along the western boundary of the following properties so as to include them in this area: The said Portion 3 of the farm Brackendale 112, Portion 2 of the farm Brackendale 112, the farm Indlovu North 151, Division of Alexandria, Portions 4 and 5 of Farm 82 and Portion 6 of the farm Coerney 83, to the beacon first named.

Portion 2 of the farm Marion Barea 120, situate in the Division of Uitenhage, Province of the Cape of Good Hope, in extent 860, 5763 hectares, as represented on and described in Diagram SG No. 5653/81 (Cape Town), dated 19 October 1981.

Remainder of Portion 2 (Gorah) of Farm 91, situate in the Division of Alexandria, Province of the Cape of Good Hope, in extent 44, 3755 hectares, as represented on and described in Diagram No. 250, 1919.

Farm 158 (Alva), situate in the Division of Alexandria, Province of the Cape of Good Hope, in extent 850,2222 hectares, as represented on and described in Diagram SG No. 1058/1891.

***GN 37/94 declared the following land to be part of this park:***

1. Portion 1 of the farm Duncairn 109, in extent 555, 5381 hectares, as represented on and described in Diagram No. A117/1925;

2. The Remaining extent of the Farm Hamilton 41, M.S Registration Division, Limpopo Province, in extent 359,4617 hectare, held under Title Deed T5669/2004-06-23
3. Portion 3 of the Farm Tuscanen No. 17, M.S Registration Division, Limpopo Province, in extent 1301,0380 hectare, held under Title Deed T154756/2000

**GN 1494 / GG 25562 / 20031017 declared the following land to be part of the park: GN 961 / GG 28083 / 20051007 corrected GN 1494/2003**

1. Portion 1 of the farm Balemo 18 MS, Limpopo Province, in extent 768,6940 (Seven Six Eight Comma Six Nine Four Zero) hectare, held under Deed of Transfer T146928/2002
2. Remainder of the farm Schroda 46 MS, Limpopo Province, in extent 929,0942 (Nine Two Nine Comma Zero Nine Four Two) hectare, held under Deed of Transfer T37654/1990
3. Portion 4 of the farm Schroda 46 MS, Limpopo Province, in extent 929,0942 (Nine Two Nine Comma Zero Nine Four Two) hectare, held under Deed of Transfer T37654/1990
4. Portion 7 of the farm Schroda 46 MS, Limpopo Province, in extent 1295,4212 (One Two Nine Five Comma Four Two One Two) hectare, held under Deed of Transfer T25629/1990
5. Portion 8 of the farm Schroda 46 MS, Limpopo Province, in extent 419,9119 (Four One Nine Comma Nine One One Nine) hectare, held under Deed of Transfer T47452/1990

[Definition amended by GN/98, GN 339/2000, GN 355/2001, GN 902/2004 and GN 1494/2003 as corrected by GN 961/2005]

**GN1056 / GG 31461 / 20081003 declared the following land to be part of the park:**

1. Portion 1 of the Farm Janberry No. 44, MS Registration Division, Limpopo Province, measuring 755, 5492 hectares in extent and held by Title Deed No. T3014/2005;
2. Remainder of the farm Samaria 28, MS Registration Division, Limpopo Province, measuring 431, 9858 hectares in extent and held by Title Deed No. T141762/2004;
3. Portion 3 of the farm Samaria 28, MS Registration Division, Limpopo province, measuring 431, 9858 hectares in extent and held by Title Deed No. T141762/ 2004;
4. Portion 3 of the Farm Welton 16, MS Registration Division, Limpopo Province, measuring 708, 0486 hectares in extent and held by Title Deed No. T103662/1997 and T46309/1998.

**MARAKELE NATIONAL PARK**

**GN 248 / GG 15483 declared this land as a National Park:**

*Definition of Area*

1. The farm Kransberg 593, situate in the Registration Division KQ, Transvaal, in extent 15742, 9812 hectares, as represented on and described in Diagram S.G. No. A8390/88.
2. The farm Zwarthoek 276, situate in the Registration Division KQ, Transvaal, in extent 2331, 5443 hectares, as represented on and described in Diagram S.G. No. A877/1908.

**GN 248/94 declared the following land to be part of the park:**

The undermentioned land situate in the Registration Division KQ, Transvaal:

1. Portion 4 (portions of Portion 1 and the Remaining Extent) of the farm Elandshoek 263, in extent 2026, 7031 hectares;
2. The farm Waterhoutboom 264, in extent 5711, 7851 hectares;
3. Portion 2 of the farm Vygeboomfontein 239, in extent 842, 2167 hectares;
4. Remaining Extent of Portion 3 of the farm Buffelspoort 280, in extent 2398, 8034 hectares-
5. Portion 2 of the farm Aapiesrivierpoort 272, in extent 552, 0407 hectares;
6. Remaining Extent of the farm Aapiesrivierpoort 272, in extent 551, 0664 hectares;
7. Remainder of the farm Blespaardspruit 275, in extent 711, 4923 hectares;
8. Portion 5 of the farm Blespaardspruit 275, in extent 50, 8414 hectares;
9. Portion 1 of the farm Tweeloopfontein 235, in extent 505, 7162 hectares;
10. A portion of the Remaining Extent of Portion 1 of the farm Duikerspan 136, in extent approximately 412 hectares;
11. A portion of Portion 5 (a portion of Portion 1) of the farm Duikerspan 136, in extent approximately 355 hectares;
12. Portion 1 of the farm Aapiesrivierpoort 272, in extent 276, 0222 hectares;

13. Portion 4 of the farm Geelhoutbosch 269, in extent 678, 5004 hectares;
14. Portion 6 (a portion of Portion 1) of the farm Geelhoutbosch 269, in extent 113, 0834 hectares; and
15. Portion 7 (a portion of Portion 1) of the farm Geelhoutbosch 269, in extent 226, 1688 hectares.

**GN 857/94 declared the following land to be part of the park:**

1. Portion 3 of the farm Groothoek 278, situated in the Registration Division KQ, Transvaal, in extent 624, 0511 hectares, as represented on and described in Diagram SG No. A2989/30.

**GN 857/94 declared the following land to be part of the park:**

The undermentioned land situate in the Registration Division KQ, Transvaal:

1. Portion 9 (a portion of Portion 4) of the farm Duikerspan 136, in extent 92, 4852 hectares;
2. Portion 1 of the farm Marakeli 437, in extent 1026, 5500 hectares;
3. Portion 5 (a portion of Portion 1) of the farm Geelhoutbosch 269, in extent 113, 0834 hectares; and
4. Remaining Extent of the farm Zandfontein 31 5, in extent 666, 1830 hectares.

**GN 1037 / GG 16527 / 19950714 declared the following land to be part of the park:**

1. Portion 4 (a portion of Portion 3) of the farm Vygeboomfontein 239, in extent 534, 4720 hectares, situate in the Registration Division KQ.

**GN 1372 / GG 17372 / 19960823 declared the following land to be part of the park:**

1. Remaining portion of Portion 3 of the farm Vygeboomfontein 239KQ in extent 108, 0579 hectares as indicated on Diagram No. 66756/1993.
2. Remaining portion of Portion 1 of the farm Geelhoutbosch 269 KQ in extent 113, 0834 hectares as indicated on Diagram No. T7662/1992.
3. Portion 3 of the farm Aapiesrivierpoort KQ in extent 298, 5883 hectares as indicated on Diagram T3595/1946.

**GN 408 / GG 22335 / 20010529 declared the following land to be part of the park:**

1. The remainder of the farm Hoopdaal 96, KQ, in extent 67, 9290 hectares, held under title deed No. T21440/2001.
2. Portion 5 of the farm Hoopdaal 96, KQ, in extent 421, 3876 hectares, held under title deed No. T21441/2001.
3. Portion 6 of the farm Hoopdaal 96, KQ, in extent 42, 8266 hectares, held under title deed No. T21441/2001.
4. Portion 7 of the farm Hoopdaal 96, KQ, in extent 192, 2528 hectares, held under title deed No. T214441/2001.
5. Portion 11 of the farm Hoopdaal 96, KQ, in extent 222, 6003 hectares, held under title deed No. T21440/2001.
6. Portion 19 of the farm Diamant 228, KQ, in extent 1284, 7980 hectares, held under title deed No. T96214/1999.
7. Portion 2 of the farm Klipdrift 231, KQ, in extent 873, 6626 hectares, held under title deed No. T4635/2001.
8. Portion 3 of the farm Klipdrift 231, KQ, in extent 873, 6626 hectares, held under title deed No. T96214/1999.
9. Portion 4 of the farm Klipdrift 231, KQ, in extent 873, 6626 hectares, held under title deed No. T96214/1999.
10. Portion 5 of the farm Klipdrift 231, KQ, in extent 873, 6626 hectares, held under title deed No. T96214/1999.
11. The remainder of the farm Waterval 267, KQ, in extent 1708, 0761 hectares, held under title deed No. T3295/2001.
12. The farm Retseh 594, KQ, in extent 878, 9510 hectares, held under title deed No. T4806/2001.

**GN 672 / GG 22492 / 200100727 declared the following land to be part of the park:**

1. The remainder of the farm Buffelspoort 265, KQ, measuring 1997, 5010 hectare, held under Title Deed No. T30444/200.

**GN 1493/2003 declared the following land to be part of the park:**



1. Portion 10 of the farm Groothoek 278 KQ, Limpopo Province, in extent 45, 8005 hectare, held under Title Deed No. T68773/2000
2. Portion 3 of the farm Geelhoutbosch 269 KQ, Limpopo Province, in extent 678, 5004 hectare, held under Title Deed No. T46677/2001
3. Portion 10 of the farm Kareehoek 274 KQ, Limpopo Province in extent 124, 9725 hectare, held under Title Deed No. T108909/1997
4. Portion 4 of the farm Blespaardspruit 275 KQ, Limpopo Province, in extent 146, 1206 hectare, held under Title Deed No. T33762/1997
5. Portion 11 of the farm Kareehoek 274 KQ, Limpopo Province, in extent 287, 7296 hectare, held under Title Deed No. T87487/1997
6. Portion 9 of the farm Kareehoek 274 KQ, Limpopo Province, in extent 139, 0113 hectare, held under Title Deed No. T54595/1997
7. Portion 3 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 156, 1240 hectare, held under Title Deed No. T78232/1998
8. The farm Kameeldraai 595 KQ, Limpopo Province, in extent 2087, 5117 hectare, held under Title Deed No. T8989/2001
9. Portion 9 of the farm Geelhoutbosch 269 KQ, Limpopo Province, in extent 203, 5494 hectare, held under Title Deed No. T46677/2001
10. Portion 2 of the farm Kareehoek 274 KQ, Limpopo Province, in extent 137, 7624 hectare, held under Title Deed No. T71313/2001
11. Portion 8 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 487, 1674 hectare, held under Title Deed No. T85428/2001
12. Portion 6 of the farm Kareehoek 274 KQ, Limpopo Province, in extent 0, 4409 hectare, held under Title Deed No. T122255/2001
13. Remainder of the farm Zandspruit 138 KQ, Limpopo Province, in extent 791, 2958 hectare, held under Title Deed No. T47051/2001
14. Portion 4 of the farm Marakeli 437 KQ, Limpopo Province, in extent 49, 3317 hectare, held under Title Deed No. T6630/2002
15. The farm Blespaardspruit 640 KQ, Limpopo Province, in extent 96, 6567 hectare, held under Title Deed No. T54883/2002
16. Portion 2 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 151, 1948 hectare, held under Title Deed No. T152250/2002
17. Portion 4 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 146, 9640 hectare, held under Title Deed No. T152250/2002
18. Portion 7 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 211, 8998 hectare, held under Title Deed No. T152250/2002
19. The farm Jagtersrus 418, Limpopo Province, in extent 1000, 0000 hectare, held under Title Deed No. T74496/1991
20. Portion 1 of the farm Waterval 267 KQ, Limpopo Province, in extent 1713, 0640 hectare, held under Title Deed No. T74496/1991

***GN 1063 / GG 28185 / 20051028 declared the following land to be part of the park:***

1. Portion 5 (a portion of Portion 3) of the farm Buffelspoort No. 280, KQ Registration Division, Limpopo Province, in extent 197.8588 hectares, held under Title Deed of Transfer T73337/2003.

***GN 1068 / GG 28185 / 20051028 declared the following land to be part of the park:***

1. Portion 26 (a portion of Portion 25) of the farm Hartebeesfontein No. 281, KQ Registration Division, Limpopo Province, in extent 182,9970 hectares, held under Title Deed of Transfer T73337/2003]
2. Portion 12 (a portion of Portion 3) of the farm Duikerspan 136, KQ Registration Division, Limpopo Province, in extent 2,7631 hectares, held under Title Deed of Transfer T86262/2003
3. Portion 5 (a portion of Portion 3) of the farm Buffelspoort No. 280, KQ Registration Division, Limpopo Province, in extent 197,8588 hectares, held under Title Deed of Transfer T73337/2003
4. 0,077882 share in Portion 1 of the farm Kareehoek 274, KQ Registration Division, Limpopo Province in extent 275,6326 hectares, held under Title Deed of Transfer T35245/2003
5. Portion 21 of the farm Hartebeesfontein No. 281, KQ Registration Division, Limpopo Province in extent 267, 4391 hectares, held under Title Deed of Transfer T75971/2001.

**GN 1058 / GG 31461 / 20081003 declared the following land to be part of the park:**

1. Portion 3 of the farm Blespaardpruit No. 275, KQ Registration Division, Limpopo Province, measuring 291, 8616 hectares in extent and held by Title Deed No. T94985/2006;
2. Portion 3 of the farm Kareehoek No. 274, KQ Registration Division, Limpopo Province, measuring 297, 5279 hectares in extent and held by Title Deed No. T94986/2006;
3. The remaining extent of the farm Kareehoek No. 274, KQ Registration Division, Limpopo Province, measuring 297, 5279 hectares in extent and held by Title Deed No. T141653/2006;
4. Portion 27 of the farm Hartbeestfontein No. 281, Limpopo Province, measuring 8, 4975 hectares in extent and held by Title Deed No. T57698/2006;
5. Portion 28 of the farm Hartbeestfontein No. 281, KQ Registration Division, Limpopo Province, measuring 8, 4975 hectares in extent and held by Title Deed No. T57698/2006;
6. Portion 29 of the farm Hartbeestfontein No. 281, KQ Registration Division, Limpopo Province, measuring 434, 5636 hectares in extent and held by Title Deed No. T57699/2006;
7. Portion 3 of the farm Hartbeestfontein No. 281, KQ Registration Division, Limpopo Province, measuring 49, 5628 hectares in extent and held by Title Deed No. T57699/2006;
8. Portion 6 of the farm Hartbeestfontein No. 281, KQ Registration Division, Limpopo Province, measuring 81, 7899 hectares in extent and held by Title Deed No. T121763/2001;
9. Portion 15 of the Farm Hartbeestfontein No. 281, KQ Registration Division, Limpopo Province, measuring 108, 1972 hectares in extent and held by Title Deed No. T84228/2001;
10. Portion 18 of the farm Hartbeestfontein No. 281, KQ Registration Division, Limpopo Province, measuring 8565, 0000 Square Meters in extent and held by Title Deed No. T84228/2001;
11. Portion 20 of the farm Hartbeestfontein No. 281, KQ Registration Division, Limpopo Province measuring 604, 7828 hectares in extent and held by Title Deed No. T3606/2003;
12. Portion 10 of the farm Groothoek No. 278, KQ Registration Division, Limpopo Province, measuring 45, 8005 hectares in extent and held by Title Deed No. T57699/2000;
13. Portion 7 of the farm Buffelspoort No. 280, KQ Registration Division, Limpopo Province, measuring 942, 7229 hectares in extent and held by Titles Deed No. T786454/2006;
14. Portion 1 of the Farm Buffelspoort No, 295, KQ Registration Division, Limpopo Province measuring 12, 5768 hectares in extent, and held by Title Deed No. T78649/2006.

**GN 535 / GG 38844 / 20150605 declared the following land to be part of the park:**

1. Portion 1 of the Farm Zandfontein No. 315, Division of KQ, Limpopo Province, in extent measuring 882.1574 hectares, held by Deed of Transfer No. T33906/2012; and
2. Portion 30 of the Farm Groothoek No. 278, Division of KQ, Limpopo Province, in extent measuring 26.63 hectares, held by Deed of Transfer No. T81244/2006.

**MOKALA NATIONAL PARK**

**GN 505/ 1998/ GG29996 declared the following land as a National Park:**

*Definition of Area*

1. Remaining extent of the farm Scholtzfontein North No. 137, Registration Division Herbert, measuring 1712, 5523 hectares in extent and held by Title Deed No. T 24/1988;
2. Portion 1 of the farm Scholtzfontein North No. 137, Registration Division Herbert, measuring 856, 5320 hectares in extent and held by Title Deed No. T 342/1991;
3. Portion 15 of the farm Scholtzfontein North No. 137, Registration Division Herbert, measuring 1712, 5522 hectares in extent and held by Title Deed No. T3138/1996;
4. Remaining extent of the farm Goede Hoop No. 119, Registration Division Herbert, measuring 985, 5759 hectares in extent and held by Title Deed No. T 1061/1999;
5. Portion 2 Of the farm Goede Hoop No. 119, Registration Division Herbert measuring 985, 5755 hectares in extent and held by Title Deeds No. T 294/1989;
6. Portion 1 of the farm Goede Hoop No. 119, Registration Division Herbert, measuring 51, 2891 hectares in extent and held by Title Deed No. T 446/2002;
7. Remaining extent of Portion 6 of the farm Wolve Pan No. 138, Registration Division Herbert, measuring 584, 2794 hectares in extent and held by Title Deed No T342/1991;

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM  
 DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 28

21 January 2005

CORRECTION NOTICES  
 WYSIGING KENNISGEWINGS

*Marakele*  
 Goewermentskennisgewing 1493 gepubliseer in Staatskoerant No.25562 van 17 Oktober 2003 (Afrikaanse weergawe), word hiermee gewysig deur die woorde Agulhas Nasionale Park in sub-paragraaf (a) te vervang met Marakele Nasionale Park.

*NOT FOR SANPABCS*  
 Government Notice 939 published in Government Gazette No. 25134 of 4 July 2003, is hereby amended by deleting the reference to Environmental Management Act, 1989 (Act No 73 of 1989) and replace it with Environmental Conservation Act, 1989 (Act No. 73 of 1989).

*Ougvalies*  
 Government Notice 657 published in Government Gazette No. 26374 of 28 May 2004, is hereby amended by deleting the reference to Remainder of Farm No. 498 in the Schedule, and replace it with Portion 1 of the Farm Riemvasmaak No. 498.

Goewermentskennisgewing 657 gepubliseer in Staatskoerant No. 26374 van 28 Mei 2004, word hiermee gewysig deur die verwysing na Oorblywende gedeelte van Plaas 498 in die Skedule te vervang met Gedeelte 1 van die Plaas Riemvasmaak No. 498.

*ADDO*  
 Government Notice 1499 published in Government Gazette No. 25562 of 17 October 2003, is hereby amended by deleting the reference to Portion 5 of the Farm Coerney 28 in the Schedule, and replace it with Portion 5 of the farm Coerney 83.

Goewermentskennisgewing 1499 gepubliseer in Staatskoerant No. 25562 van 17 Oktober 2003, word hiermee gewysig deur die verwysing na Gedeelte 5 van die Plaas Coerney 28 in die Bylae te vervang met Gedeelte 5 van die Plaas Coerney 83.

*West Coast*  
 Government Notice 904 published in Government Gazette No. 26615 of 30 July 2004, is hereby amended by deleting the reference to Portion 4 (a portion of Portion 2) of the Farm Buffelsfontein No. 453 in the Schedule, and replace it with Portion 5 (a portion of Portion 2) of the Farm Buffelsfontein No. 453.

Goewermentskennisgewing 904 gepubliseer in Staatskoerant No. 26615 van 30 Julie 2004, word hiermee gewysig deur die verwysing na Gedeelte 4 ('n gedeelte van Gedeelte 2) van die Plaas Buffelsfontein in die Bylae te vervang met Gedeelte 5 ('n gedeelte van Gedeelte 2) van die Plaas Buffelsfontein No. 453.

No. 1068

28 Oktober 2005

**VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET NO. 57 VAN 1976), TOT DEEL VAN DIE MARAKELE NASIONALE PARK**

Ek, Marthinus van Schalkwyk, Minister van Omgewingsake en Toerisme, verklaar hierby kragtens die bevoegdheid aan my verleen deur artikel 2C(2) en 2D(1)(b) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976) dat:

- (a) die grond omskryf in die Bylae tot deel van die Marakele Nasionale Park ; en
- (b) dat Bylae 1 van die genoemde wet gewysig word deur die byvoeging van die omskrywing van ondergenoemde eiendomme tot die omskrywing van voorgemelde park.

*Marthinus van Schalkwyk*

**MARTHINUS VAN SCHALKWYK, LP  
MINISTER VAN OMGEWINGSAKE EN TOERISME**

**BYLAE****Grond wat verklaar word kragtens artikel 2C(2) van die Wet**

Gedeelte 26 ('n gedeelte van Gedeelte 25) van die plaas Hartebeesfontein No. 281, KQ Registrasie Afdeling, Limpopo Provinsie, groot 182,9970 hektaar, soos aangedui in Transportakte T73337/2003

Gedeelte 12 ('n gedeelte van Gedeelte 3) van die plaas Duikerspan 136, KQ Registrasie Afdeling, Limpopo Provinsie, groot 2,7631 hektaar, soos aangedui in Transportakte T86262/2003

**Grond wat verklaar word kragtens artikel 2D(1)(b) van die Wet**

Gedeelte 5 ('n gedeelte van Gedeelte 3) van die plaas Buffelspoort No. 280, KQ Registrasie Afdeling, Limpopo Provinsie, groot 197,8588 hektaar, soos aangedui in Transportakte T73337/2003

0,077882 aandeel in Gedeelte 1 van die plaas Kareehoek 274, KQ Registrasie Afdeling, Limpopo Provinsie, groot 275, 6326 hektaar, soos aangedui in Transportakte T35245/2003

Gedeelte 21 van die plaas Hartebeesfontein No. 281, KQ Registrasie Afdeling, Limpopo Provinsie, groot 267,4391 hektaar, soos aangedui in Transportakte T75971/2001

No. 1068

28 October 2005

**PROCLAMATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT NO. 57 OF 1976), TO BE PART OF THE MARAKELE NATIONAL PARK**

I, Martinus van Schalkwyk, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2C(2), and 2D(1)(b) of the National Parks Act, 1976 (Act No. 57 of 1976) that:

- (a) the land defined in the Schedule be part of the Marakele National Park, and
- (b) Schedule 1 of the said act be amended by the addition of the description of the undermentioned properties to the definition of the said park.

*Martinus van Schalkwyk*

**MARTHINUS VAN SCHALKWYK, MP  
MINISTER OF ENVIRONMENTAL AFFAIRS AND TOURISM**

**SCHEDULE 1**

**Land to be proclaimed in terms of section 2C(2) of the Act**

Portion 26 (a portion of Portion 25) of the farm Hartebeesfontein No. 281, KQ Registration Division, Limpopo Province, in extent 182,9970 hectares, held under Title Deed of Transfer T73337/2003]

Portion 12 (a portion of Portion 3) of the farm Duikerspan 136, KQ Registration Division, Limpopo Province, in extent 2,7631 hectares, held under Title Deed of Transfer T86262/2003

**Land to be proclaimed in terms of section 2D(1)(b) of the Act**

Portion 5 (a portion of Portion 3) of the farm Buffelspoort No. 280, KQ Registration Division, Limpopo Province, in extent 197,8588 hectares, held under Title Deed of Transfer T73337/2003

0,077882 share in Portion 1 of the farm Kareehoek 274, KQ Registration Division, Limpopo Province in extent 275,6326 hectares, held under Title Deed of Transfer T35245/2003

Portion 21 of the farm Hartebeesfontein No. 281, KQ Registration Division, Limpopo Province in extent 267,4391 hectares, held under Title Deed of Transfer T75971/2001

ONDERVERDELINGSDIAGRAM

KANTOOR KOPIE

SYE meter		RIGTINGS- HOEKE	KOÖRDINATE Y Steisel: $WG.27^{\circ}$ X			
			Konstante	+0,00	+0,00	
A B	225,11	334.10.48	A	-51 120,72	+2 700	289,97
B C	248,17	72.36.01	B	-51 218,77	+2 700	492,60
C A	309,68	206.37.20	C	-50 981,95	+2 700	566,82

L.G. No.

921/2003

Goedgekeur

nms

LANDMETER-  
GENERAAL

2003-02-28

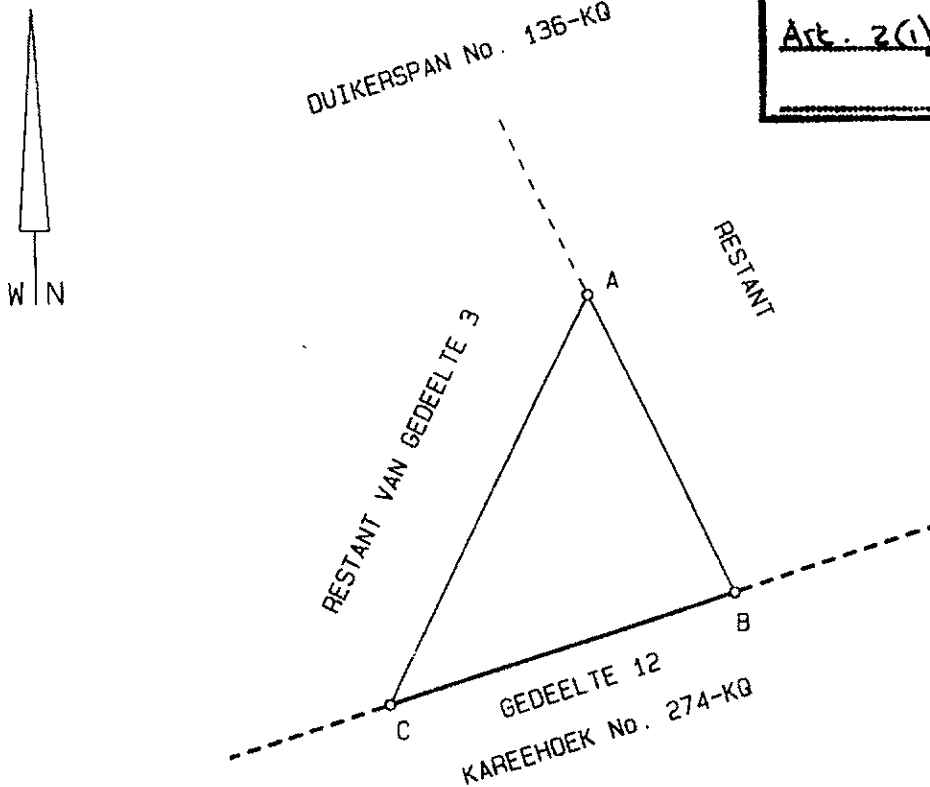
TRIGONOMETRIESE BAKENS

DUIKERSPAN	63 Δ	-53 588,07	+2 699	126,70
WATERVAL	64 Δ	-60 211,49	+2 692	197,13

BAKENBESKRYWING

A, B, C .. 20mm ysterpen en klipstapel

WET/ACT No. 70/1970  
Art. 2(1)(a)



Die figuur A B C A  
stel voor 2,7631 hektaar grond synde  
Gedeelte 12 ('n gedeelte van Gedeelte 3)  
van die plaas DUIKERSPAN No. 136-KQ

Noordelike Provinsie  
Opgemeet in Januarie 2003

deur ons

D. de Ridder en  
Professionele Landmeter  
Registrasienuommer PLS 0148

N.B. van Dyk  
Professionele Landmeter  
Registrasienuommer PLS 0648

Hierdie diagram is geheg aan

No. T86262/2003

ged.

t.g.v.

Registrateur van Aktes

Die oorspronklike diagram

is LG No. A2712/1950

Transport No. 8303/1951

Grondbrief

Leer -/7

M.S. No. 389/2003

A.P.

Komp. kg 3,4

Aktes: Pretoria



ONDERVERDELINGSDIAGRAM

KANTOOR KOPIE

SYE meter	RIGTINGS- HOEKE	KOÖRDINATE			
		Y Stelsel: WG. 27° X			
		Konstante	+0, 00	+2 650 000, 00	
A B	457, 46	235.57.02	A	-69 504, 19	+59 030, 26
B C	31, 24	157.48.40	B	-69 883, 22	+58 774, 13
C D	897, 84	287.39.18	C	-69 871, 42	+58 745, 20
D E	179, 63	287.53.36	D	-70 726, 97	+59 017, 50
E F	155, 46	322.18.51	E	-70 897, 91	+59 072, 69
F G	200, 83	346.07.20	F	-70 992, 95	+59 195, 72
G H	109, 52	22.51.41	G	-71 041, 12	+59 390, 69
H J	253, 95	41.15.40	H	-70 998, 57	+59 491, 61
J K	87, 49	11.15.26	J	-70 831, 09	+59 682, 51
K L	81, 71	309.56.28	K	-70 814, 01	+59 768, 32
L M	98, 67	278.20.56	L	-70 876, 66	+59 820, 78
M N	56, 25	3.23.40	M	-70 974, 28	+59 835, 11
N P	711, 01	84.44.17	N	-70 970, 95	+59 891, 26
P Q	1005, 21	342.07.20	P	-70 262, 94	+59 956, 47
Q R	490, 02	89.52.46	Q	-70 571, 53	+60 913, 14
R S	1012, 99	162.00.11	R	-70 081, 51	+60 914, 17
S A	957, 68	163.58.38	S	-69 768, 53	+59 950, 74

L.G. No.

8961/2002

Goedgekeur

*H.C. Frank. Smulky*

nms

LANDMETER-  
GENERAAL

2 003. 02. 21

WET/ACT No. 70/1970

36895

Aanduidingsdata:

A A'	17, 33	343.58.38	A'	-69 508, 97	+59 046, 92
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TRIGONOMETRIESE BAKENS

LOKSHOEK	23 Δ	-73 674, 26	+64 583, 81
DONKERPOORT	32 Δ	-66 540, 04	+69 027, 90

BAKENBESKRYWING

- A ..... nie gemerk nie
- B, C, E, F, G, H, J, K, L, M, N, S, A' .. 20mm ysterpen en klipstapel
- D, Q, R ..... 12mm ysterpen en klipstapel
- P ..... ysterpen en klipstapel

HIERDIE DIAGRAM BESTAAN UIT 2 VELLE. VEL No. 1

Die figuur A B C D E F G H J K L M N P Q R S A  
stel voor 182,9970 hektaar grond synde  
Gedeelte 26 ('n gedeelte van Gedeelte 25)  
van die plaas HARTBEESTFONTEIN No. 281-KQ

Noordelike Provinsie

Opgemeet in Maart 1979, Augustus 2001 en November 2002

deur my *Jim* Professionele Landmeter  
D. de Ridder Registrasienommer PLS 0148

Hierdie diagram is geheg aan No. T73336/2003 ged. t.g.v. Registrateur van Aktes	Die oorspronklike diagram is LG No. 6802/2001 Transport Grondbrief	Leer -/12 M.S. No. 3929/2002 A.P. Komp. KQ-4 Aktes: Pretoria
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HIERDIE DIAGRAM BESTAAN UIT 2 VELLE. VEL No. 2

L.G. No.

Gedeelte 26 ('n gedeelte van Gedeelte 25)  
van die plaas HARTBEESTFONTEIN No. 281-KQ

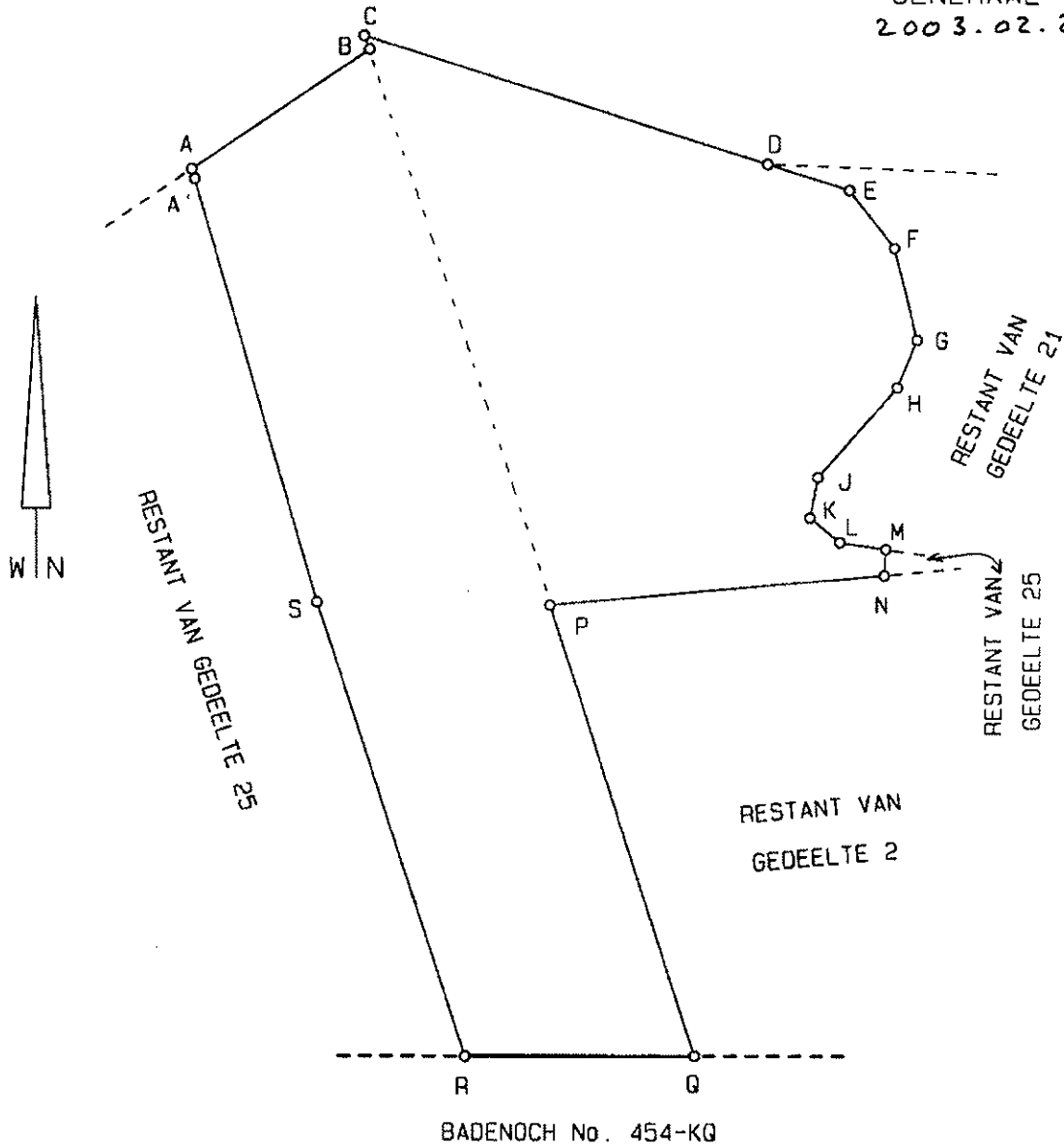
8961/2002

Goedgekeur

*H. C. Frank. Munk*

GEDEELTE 20

nms  
LANDMETER-  
GENERAAL  
2003.02.21



Opgemeet in Maart 1979, Augustus 2001 en November 2002

deur my  
D de Ridder

Professionele Landmeter  
Registrasienommer PLS 0148

*Mink*

KAART VIR  
GEKONSOLIDEERDE TITEL

SYE Meter	REKTINGS- HOEKE	KOORDINATE		
		Y	Stelsel	Lo. 27° X
	KONSTANT			
AB	180,2	A	- 50 000,0	+2 650 000,0
BC	271,4	B	- 17 994,9	+ 58 818,1
CD	251,2	C	- 18 173,8	+ 58 839,9
DE	247,9	D	- 18 436,6	+ 58 772,0
EF	133,6	E	- 18 676,4	+ 58 846,8
FG	204,3	F	- 18 923,0	+ 58 821,0
GH	202,3	G	- 19 055,0	+ 58 841,9
HJ	564,9	H	- 19 246,5	+ 58 770,8
JK		J	- 19 447,4	+ 58 794,7
KL	897,9	K	- 19 915,4	+ 58 478,4
LM	1 366,4	L		
MN	814,9	M		
NP	562,2	N		
PQ	118,6	P		
QR	311,9	Q		
RS	95,5	R		
ST	214,3	S		
TU	1 475,7	T		
UV	1 300,6	U		
VW	1 299,1	V		
WX	840,8	W		
XY	422,1	X		
YZ	289,3	Y		
Z A'	287,4	Z		
A' B'	2 886,4	A'		
B' C'		B'		
C' D'	2 030,3	C'	- 20 603,7	+ 60 617,4
D' A	1 894,1	D'	- 18 573,4	+ 60 621,7
		KONNEKSIES		
A E'	1 063,6	E'	- 17 670,0	+ 57 805,3
K F'	1 492,3			
U F'	3 267,3			
32	DONKERPOORT	▲	- 16 572,27	+ 68 732,17
23	LOKSHOEK	▲	- 23 706,45	+ 64 288,07

L.G. Nr. A

1763/79

Goedgekeur

*[Handwritten Signature]*  
nms. Landmeter-  
generaal

11-4-1970

Vir Serwitute  
Affrekkings en  
Endossemente  
Sien Anderkant

KOMPONENTE

NO.	FIGUUR	BESKRYWING	KAART L.G. NO.	TRANSPORT NO.
1	A.B.C.D.E.F.G.H.J.C'D'	GEDEELTE 19	A. 1761/79	20419/1979
2	K.L.M.N.P.Q.R.S.T.U.V.W.X.Y.Z.A'B'	RESTANT VAN GEDEELTE 5	A. 681/29	12511/1929

HIERDIE KAART BESTAAN UIT 2 VELLE - VEL 1

Die figuur A.B.C.D.E.F.G.H.J.K.L.M.N.P.Q.R.S.T.U.V.W.X.Y.Z.A'B'C'D'

stel voor 750,8404 HEKTAAR

grond synde

GEDEELTE 21 VAN DIE PLAAS HARTBEESTFONTEIN NO. 281-KQ

EN BESTAAN UIT 1 EN 2 SOOS HIERBO BESKRYF

Provinsie Transvaal

SAAMGESTEL IN MAART 1979

Opgeneem in

deur my  
D. DE RIDDER

*[Handwritten Signature]*  
Landmeter.

Hierdie kaart is geheg aan

No. T. 20420/1979

ged.

t.g.v.

Die oorspronklike kaart is  
soos hierbo beskryf  
No.

Transport

Grondbrief

Lêer 110

M.S. No.

Komp. KQ 4

Registrateur van Aktes.

KAART VIR  
GEKONSOLIDEERDE TITEL

L.G. No. A

1763/79

III DIE KAART BESTAAN UIT 2 VELLE  
VEL 2

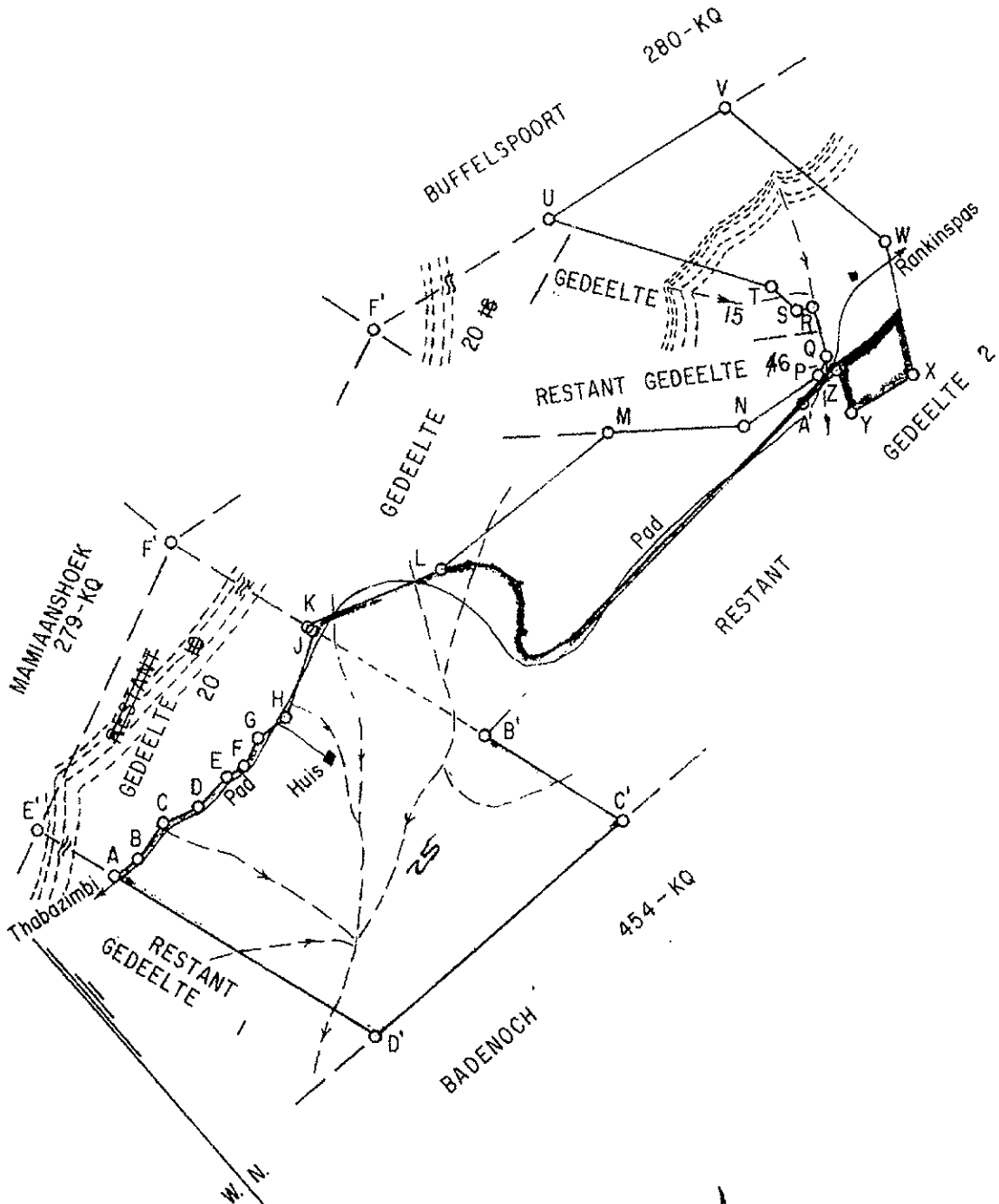
Goedgekeur

ms. Landmeter-Generaal.

HAKENBESKRYWING

ABCDLFGHJ. 18mm. YSTERPEN ONDER KLIPSTAPEL  
C'D'E'. 12mm. YSTERPEN ONDER KLIPSTAPEL

11-4-1979



SAAMGESTEL IN MAART 1979 DEUR MY

D. DE RIDDER

LANDMETER

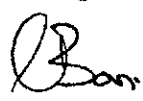
**AFGETREK**

**RES.**

**A1763/1979**

No.	Ged.	Diagram No.	Hokker	Hokker	Transport	Handtekening	Datum
1	Z5	6802/2001	483,403	267,439	73335/2003	<i>Martijn</i>	2003-09-25

**ONDERVERDELINGSDIAGRAM**

SYE meter		RIGTINGS- HOEKE		KOÖRDINATE Y Stelsel: WG 27° X			L.G. No.
		Konstantes:		0,00	+2 650 000,00	6802/2001	
AB	180,23	276 56 51	A	-67 962,70	+59 113,80	Goedgekeur  nms. <b>LANDMETER- GENERAAL</b> 2001-09-28	
BC	271,43	255 30 47	B	-68 141,60	+59 135,60		
CD	251,20	287 19 27	C	-68 404,40	+59 067,70		
DE	247,95	264 01 38	D	-68 644,20	+59 142,50		
EF	133,64	278 59 50	E	-68 890,80	+59 116,70		
FG	204,27	249 37 52	F	-69 022,80	+59 137,60		
GH	202,32	276 47 03	G	-69 214,30	+59 066,50		
HJ	564,86	235 57 02	H	-69 415,20	+59 090,40		
JK	31,24	157 48 40	J	-69 883,22	+58 774,13		
KL	897,84	287 39 18	K	-69 871,42	+58 745,20		
LM	179,63	287 53 36	L	-70 726,97	+59 017,50		
MN	155,46	322 18 51	M	-70 897,91	+59 072,69		
NP	200,83	346 07 20	N	-70 992,95	+59 195,72		
PQ	109,52	22 51 41	P	-71 041,12	+59 390,69		
QR	253,95	41 15 40	Q	-70 998,57	+59 491,61		
RS	87,49	11 15 26	R	-70 831,09	+59 682,51		
ST	81,71	309 56 28	S	-70 814,01	+59 768,32		
TU	240,63	278 20 56	T	-70 876,66	+59 820,78		
UV	2324,93	264 55 20	U	-71 114,74	+59 855,72		
VW	255,91	278 41 28	V	-73 430,55	+59 649,95		
WX	267,14	264 28 46	W	-73 683,52	+59 688,62		
XY	417,69	28 37 30	X	-73 949,42	+59 662,92		
YZ	422,48	99 04 41	Y	-73 749,32	+60 029,55		
ZA'	289,77	198 56 52	Z	-73 332,13	+59 962,89		
A'B'	287,56	89 26 32	A'	-73 426,22	+59 688,82		
BC'	2887,90	84 44 17	B'	-73 138,67	+59 691,62		
C'D'	1005,21	342 07 20	C'	-70 262,94	+59 956,47		
D'E'	2030,30	89 52 46	D'	-70 571,53	+60 913,14		
E'A	1894,10	162 12 56	E'	-68 541,20	+60 917,41		
	40 Mamiaan		Δ	-66 232,53	+58 716,30		
	23 Lokshoek		Δ	-73 674,26	+64 583,81		

**BAKENBESKRYWING**

- ABCDEF G H : 20mm Ysterpen en klipstapel
- JK : 12mm Ysterpen en klipstapel
- L D' E' : 20mm x 600mm Ysterpen en klipstapel
- M N P Q R S T U V W A' B' : 12mm x 450mm Ysterpen en klipstapel
- X Y : 75mm Ø ysterpyhoekpaal in betoel
- Z : Ysterpen en klipstapel
- C' : Ysterpen en klipstapel

Wet No. 1070  
Art. 2(a)

**Vir Skryfoute  
Afrigtings en  
Endelikelemente  
Sien by die kant**

Hierdie diagram bestaan uit 2 velle. **Vel No. 1**

Die figuur **A B C D E F G H J K L M N P Q R S T U V W X Y Z A' B' C' D' E' A**  
stel voor 483,4013 hektaar grond synde  
Gedeelte 25 (n gedeelte van Gedeelte 21) van die plaas  
**HARTEBEESTFONTEIN NO. 281 - KQ**

**Noordelike Provinsie**  
Opgemeet in Maart 1979 en  
in Augustus 2001 deur my

**D. DE RIDDER (PLS 1048)**  
Professionele Landmeter

Hierdie diagram is geheg aan No. <b>T7335/2003</b> ged. t.g.v. Registrateur van Aktes Pta	Die oorspronklike diagram is L.G. No. A1763/1979 Transport T20420/1979	Lêer -/10 M.S. <b>2771/2001</b> A.P. No. Komp. KQ-4
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ONDERVERDELINGSDIAGRAM

Hierdie diagram bestaan uit 2 velle  
Vel No. 2

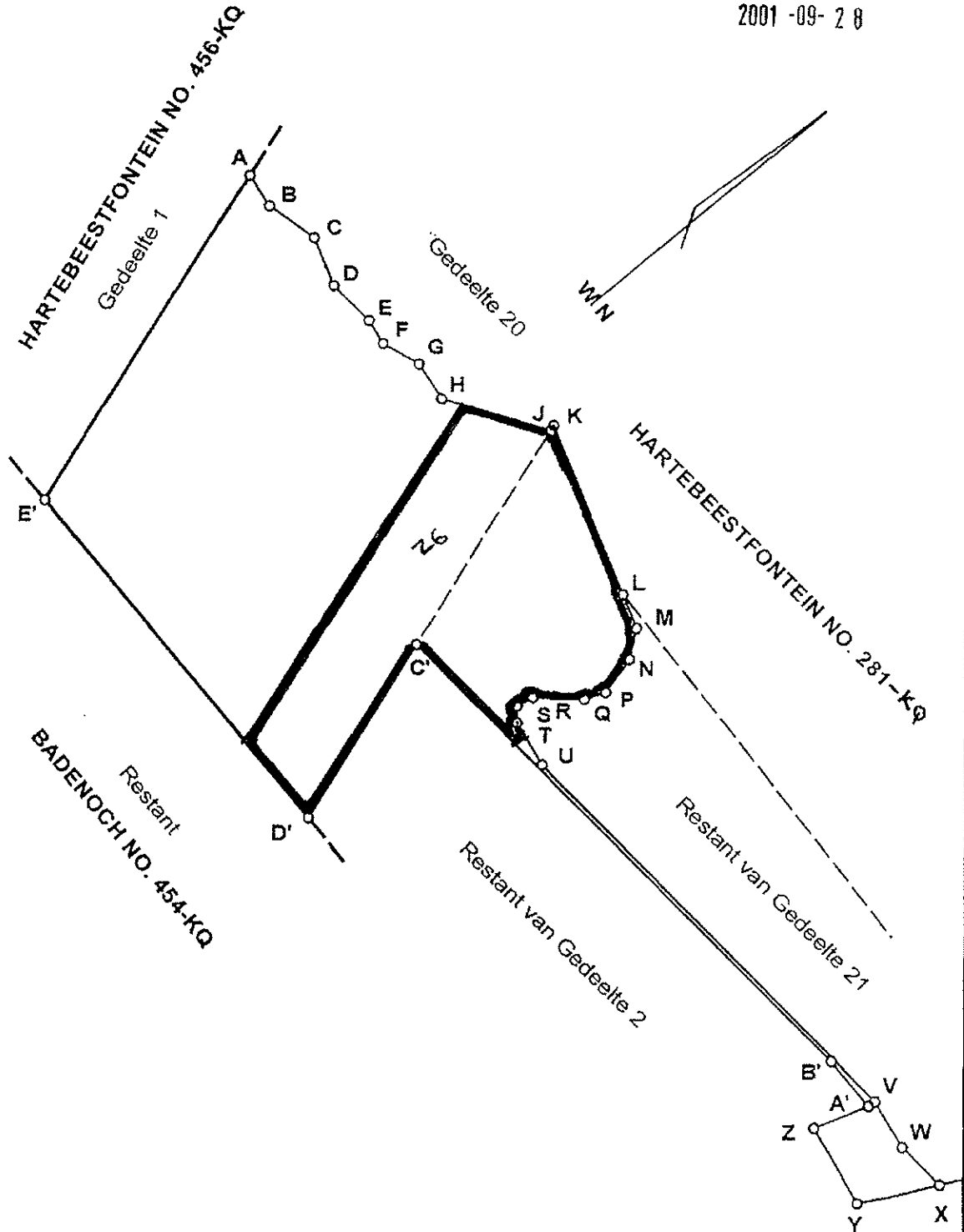
L.G. No. 6802/2001

Gedeelte 25 ( n gedeelte van Gedeelte 21) van die plaas  
HARTEBEESTFONTEIN NO. 281-KQ

Goedgekeur

nms. LANDMETER-GENERAAL

2001-09-28



Opgemeet in Maart 1979 en  
in Augustus 2001 deur my

D. DE RIDDER (PLS 1048)  
Professionele Landmeter

6802/2001

No.	Col	Diagram No.	Tektar	Tektar	Tektar	Handtekening	Datum
1	26	8961/2002	182,9970	300,4043	173336/2003	Marsud	2003-09-25



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GOVERNMENT NOTICES  
GOEWERMENSKENNISGEWINGS

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DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM  
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 1063

28 October 2005

**PROCLAMATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT NO. 57 OF 1976), TO BE PART OF THE MARAKELE NATIONAL PARK**

I, Marthinus Christoffel Johannes van Schalkwyk, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2D(1)(b) of the National Parks Act, 1976 (Act No. 57 of 1976) that:

- (a) the land defined in the Schedule be part of the Marakele National Park, and
- (b) Schedule 1 of the said act be amended by the addition of the description of the undermentioned property to the definition of the said park.

*Marthinus van Schalkwyk*

**MARTHINUS VAN SCHALKWYK, MP  
MINISTER OF ENVIRONMENTAL AFFAIRS AND TOURISM**

**SCHEDULE**

**Land to be proclaimed in terms of section 2D(1)(b) of the Act**

Portion 5 (a portion of Portion 3) of the farm Buffelspoort No. 280, KQ Registration Division, Limpopo Province, in extent 197.8588 hectares, held under Title Deed of Transfer T73337/2003.

No. 1063

28 Oktober 2005

**VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE,  
1976 (WET NO. 57 VAN 1976), TOT DEEL VAN DIE MARAKELE NASIONALE  
PARK**

Ek, Marthinus Christoffel Johannes van Schalkwyk, Minister van Omgewingsake en Toerisme, verklaar hierby kragtens die bevoegdheid aan my verleen deur artikel 2D(1)(b) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976):

- (a) die grond omskryf in die Bylae tot deel van die Marakele Nasionale Park, en
- (b) dat Bylae 1 van die genoemde wet gewysig word deur die byvoeging van die omskrywing van ondergenoemde eiendomme tot die omskrywing van voorgemelde park.

*Marthinus van Schalkwyk*

**MARTHINUS VAN SCHALKWYK, LP  
MINISTER VAN OMGEWINGSAKE EN TOERISME**

**BYLAE****Grond wat verklaar word kragtens artikel 2D(1)(b) van die Wet**

Gedeelte 5 ('n gedeelte van Gedeelte 3) van die plaas Buffelspoort No. 280, Registrasie Afdeling KQ, Limpopo Provinsie, groot 197.8588 hektaar, gehou onder Titelakte T73337/2003

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM**

No. 954

29 September 2006

**CORRECTION NOTICES  
WYSIGING KENNISGEWINGS**

**LAND DECLARED IN TERMS OF THE NATIONAL PARKS ACT, 1976 TO BE PART OF TABLE MOUNTAIN NATIONAL PARK, AUGRABIES WATERFALL NATIONAL PARK AND MARAKELE NATIONAL PARK**

**GROND VERKLAAR IN TERME VAN DIE WET OP NASIONALE PARKE, 1976 TOT DEEL VAN DIE TAFELBERG NASIONALE PARK, AUGRABIES WATERVAL NASIONALE PARK EN MARAKELE NASIONALE PARK**

**TABLE MOUNTAIN NATIONAL PARK**

Government Notice 1071 published in Government Gazette No. 28185 of 28 October 2005, is hereby amended by replacing the name Agulhas National Park in subparagraph (a) with the name Table Mountain National Park.

**TAFELBERG NASIONALE PARK**

Goewermentskennisgewing 1071 gepubliseer in Staatskoerant No. 28185 van 28 Oktober 2005, word hiermee gewysig deur die naam Agulhas Nasionale Park in subparagraaf (a) te vervang met die naam Tafelberg Nasionale Park.

**AUGRABIES NATIONAL PARK**

(a) Government Notice 1067 published in Government Gazette 28185 of 28 October 2005, is hereby amended by replacing the name of the farm Zeekoe-Streek with Zeekoe Steek, where-ever it appears in the notice.

Goewermentskennisgewing 1067 gepubliseer in Staatskoerant No. 28185 van 28 Oktober 2005, word hiermee gewysig deur die naam van die plaas Zeekoe Streek te vervang met Zeekoe Steek waar dit ookal in die kennisgewing voorkom.

(b) Government Notice 1067 published in Government Gazette 28185 of 28 October 2005, is hereby amended by replacing Remainder of Portion 18 of the farm Zeekoe-Streek No 9, Kenhard Registration Division, Northern Cape Province, in extent

7116,0904 hectares, held under Title Deed of Transfer T89356/1999 as it appears in the Schedule with Remainder of Portion 18 of the farm Zeekoe Steek No. 9, Kenhard Registration Division, Northern Cape Province, in extent 6467,5355 hectares, held under Title Deed of Transfer T89356/1999.

Goewernmentskennisgewing 1067 gepubliseer in Staatskoerant No. 28185 van 28 Oktober 2005, word hiermee gewysig deur die vervanging van Restant van Gedeelte 18 van die plaas Zeekoe Steek No. 9, Registrasie Afdeling van Kenhard, Noord-Kaap Provinsie, groot 7116,0904 hektaar, gehou onder Titelakte T89356/1999, soos dit voorkom in die Bylae met Restant van Gedeelte 18 van die plaas Zeekoe Steek No. 9, Registrasie Afdeling van Kenhard, Noord-Kaap Provinsie, groot 6467,5355 hektaar, gehou onder Titelakte T89356/1999.

#### **MARAKELE NATIONAL PARK**

Government Notice 1063 published in Government Gazette No. 28185 of 28 October 2005 is hereby withdrawn

#### **MARAKELE NASIONALE PARK**

Goewernmentskennisgewing 1063 gepubliseer in Staatskoerant No. 28185 van 28 Oktober 2005, word hiermee onttrek.

## MARAKELE NATIONAL PARK

1. The farm Kransberg 593, situate in the Registration Division KQ, Transvaal, in extent 15742,9812 hectares, as represented on and described in Diagram S.G. No. A8390/88.
2. The farm Zwarthoek 276, situate in the Registration Division KQ, Transvaal, in extent 2331,5443 hectares, as represented on and described in Diagram S.G. No. A877/1908.

*GN 248/94, in terms of section 2D(1) of the Act, declared the following land to be part of the park:*

The undermentioned land situate in the Registration Division KQ, Transvaal:

1. Portion 4 (portions of Portion 1 and the Remaining Extent) of the farm Elandshoek 263, in extent 2026,7031 hectares;
2. The farm Waterhoutboom 264, in extent 5711,7851 hectares;

3. Portion 2 of the farm Vygeboomfontein 239, in extent 842,2167 hectares;
4. Remaining Extent of Portion 3 of the farm Buffelspoort 280, in extent 2398,8034 hectares-
5. Portion 2 of the farm Aapiesrivierpoort 272, in extent 552,0407 hectares;
6. Remaining Extent of the farm Aapiesrivierpoort 272, in extent 551,0664 hectares;
7. Remainder of the farm Blespaardspruit 275, in extent 711,4923 hectareS;
8. Portion 5 of the farm Blespaardspruit 275, in extent 50,8414 hectares;
9. Portion 1 of the farm Tweeloopfontein 235, in extent 505,7162 hectares;
10. A portion of the Remaining Extent of Portion 1 of the farm Duikerspan 136, in extent approximately 412 hectares;
11. A portion of Portion 5 (a portion of Portion 1) of the farm Duikerspan 136, in extent approximately 355 hectares;
12. Portion 1 of the farm Aapiesrivierpoort 272, in extent 276,0222 hectares;
13. Portion 4 of the farm Geelhoutbosch 269, in extent 678,5004 hectares;
14. Portion 6 (a portion of Portion 1) of the farm Geelhoutbosch 269, in extent 113,0834 hectares; and
15. Portion 7 (a portion of Portion 1) of the farm Geelhoutbosch 269, in extent 226,1688 hectares.

***GN 857/94 declared the following land to be part of the park and amended the definition accordingly:***

Portion 3 of the farm Groothoek 278, situated in the Registration Division KQ, Transvaal, in extent 624,0511 hectares, as represented on and described in Diagram SG No. A2989/30.

***GN 857/94, under section 2D(1) of the Act, declared the following land to be part of the park:***

The undermentioned land situate in the Registration Division KQ, Transvaal:

1. Portion 9 (a portion of Portion 4) of the farm Duikerspan 136, in extent 92,4852 hectares;
2. Portion 1 of the farm Marakeli 437, in extent 1026,5500 hectares;
3. Portion 5 (a portion of Portion 1) of the farm Geelhoutbosch 269, in extent 113,0834 hectares; and
4. Remaining Extent of the farm Zandfontein 31 5, in extent 666,1830 hectares.

***GN 1037 / GG 16527 / 19950714 declared the following land to be part of the park:***

Portion 4 (a portion of Portion 3) of the farm Vygeboomfontein 239, in extent 534,4720 hectares, situate in the Registration Division KQ.

***GN 1372 / GG 17372 / 19960823 declared the following land to be part of the park:***

- (a) Remaining portion of Portion 3 of the farm Vygeboomfontein 239KQ in extent 108,0579 hectares as indicated on Diagram No. 66756/1993.
- (b) Remaining portion of Portion 1 of the farm Geelhoutbosch 269 KQ in extent 113,0834 hectares as indicated on Diagram No. T7662/1992.
- (c) Portion 3 of the farm Aapiesrivierpoort KQ in extent 298,5883 hectares as indicated on Diagram T3595/1946.

***GN 408 / GG 22335 / 20010529 declared the following land to be part of the park:***

- The remainder of the farm Hoopdaal 96, KQ, in extent 67,9290 hectares, held under title deed No. T21440/2001.
- Portion 5 of the farm Hoopdaal 96, KQ, in extent 421,3876 hectares, held under title deed No. T21441/2001.
- Portion 6 of the farm Hoopdaal 96, KQ, in extent 42,8266 hectares, held under title deed No. T21441/2001.
- Portion 7 of the farm Hoopdaal 96, KQ, in extent 192,2528 hectares, held under title deed No. T21441/2001.
- Portion 11 of the farm Hoopdaal 96, KQ, in extent 222,6003 hectares, held under title deed No. T21440/2001.
- Portion 19 of the farm Diamant 228, KQ, in extent 1284,7980 hectares, held under title deed No. T96214/1999.
- Portion 2 of the farm Klipdrift 231, KQ, in extent 873,6626 hectares, held under title deed No. T4635/2001.
- Portion 3 of the farm Klipdrift 231, KQ, in extent 873,6626 hectares, held under title deed No. T96214/1999.
- Portion 4 of the farm Klipdrift 231, KQ, in extent 873,6626 hectares, held under title deed No. T96214/1999.
- Portion 5 of the farm Klipdrift 231, KQ, in extent 873,6626 hectares, held under title deed No. T96214/1999.
- The remainder of the farm Waterval 267, KQ, in extent 1708,0761 hectares, held under title deed No. T3295/2001.
- The farm Retseh 594, KQ, in extent 878,9510 hectares, held under title deed No. T4806/2001.

***GN 672 / GG 22492 / 200100727 declared the following land to be part of the park:***

The remainder of the farm Buffelspoort 265, KQ, measuring 1997, 5010 hectare, held under Title Deed No. T30444/200.

***GN 1493/2003 declared the following land to be part of the park and amended the definition accordingly:***

Portion 10 of the farm Groothoek 278 KQ, Limpopo Province, in extent 45,8005 hectare, held under Title Deed No. T68773/2000

Portion 3 of the farm Geelhoutbosch 269 KQ, Limpopo Province, in extent 678,5004 hectare, held under Title Deed No. T46677/2001

Portion 10 of the farm Kareehoek 274 KQ, Limpopo Province in extent 124,9725 hectare, held under Title Deed No. T108909/1997

Portion 4 of the farm Blespaardspruit 275 KQ, Limpopo Province, in extent 146,1206 hectare, held under Title Deed No. T33762/1997

Portion 11 of the farm Kareehoek 274 KQ, Limpopo Province, in extent 287,7296 hectare, held under Title Deed No. T87487/1997

Portion 9 of the farm Kareehoek 274 KQ, Limpopo Province, in extent 139,0113 hectare, held under Title Deed No. T54595/1997

Portion 3 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 156,1240 hectare, held under Title Deed No. T78232/1998

The farm Kameeldraai 595 KQ, Limpopo Province, in extent 2087,5117 hectare, held under Title Deed No. T8989/2001

Portion 9 of the farm Geelhoutbosch 269 KQ, Limpopo Province, in extent 203,5494 hectare, held under Title Deed No. T46677/2001

Portion 2 of the farm Kareehoek 274 KQ, Limpopo Province, in extent 137,7624 hectare, held under Title Deed No. T71313/2001

Portion 8 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 487,1674 hectare, held under Title Deed No. T85428/2001

Portion 6 of the farm Kareehoek 274 KQ, Limpopo Province, in extent 0,4409 hectare, held under Title Deed No. T122255/2001

Remainder of the farm Zandspruit 138 KQ, Limpopo Province, in extent 791,2958 hectare, held under Title Deed No. T47051/2001



Portion 4 of the farm Marakeli 437 KQ, Limpopo Province, in extent 49,3317 hectare, held under Title Deed No. T6630/2002

The farm Blespaardspruit 640 KQ, Limpopo Province, in extent 96,6567 hectare, held under Title Deed No. T54883/2002

Portion 2 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 151,1948 hectare, held under Title Deed No. T152250/2002

Portion 4 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 146,9640 hectare, held under Title Deed No. T152250/2002

Portion 7 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 211,8998 hectare, held under Title Deed No. T152250/2002

The farm Jagtersrus 418, Limpopo Province, in extent 1000,0000 hectare, held under Title Deed No. T74496/1991

Portion 1 of the farm Waterval 267 KQ, Limpopo Province, in extent 1713,0640 hectare, held under Title Deed No. T74496/1991

[Definition of "Marakele National Park" inserted by GN 248/94 and amended by GN 857/94 and GN 1493/2003]

No. 1058

3 October 2008

**DECLARATION OF LAND TO BE PART OF MARAKELE NATIONAL PARK IN TERMS OF THE NATIONAL ENVIRONMENTAL MANAGEMENT: PROTECTED AREAS ACT, 2003 (ACT NO. 57 OF 2003)**

I, Marthinus Christoffel Johannes van Schalkwyk, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by Section 20(1)(a)(ii) of the National Environmental Management: Protected Areas Act, 2003 (Act No. 57 of 2003) the properties listed in the Schedule to be part of Marakele National Park.



**MARTHINUS VAN SCHALKWYK, MP**  
**MINISTER OF ENVIRONMENTAL AFFAIRS AND TOURISM**

## SCHEDULE

1. Portion 3 of the farm Blespaardspruit No. 275, KQ Registration Division, Limpopo Province, measuring 291,8616 hectares in extent and held by Title Deed No. T94985/2006;
2. Portion 3 of the farm Kareehoek No. 274, KQ Registration Division, Limpopo Province, measuring 297,5279 hectares in extent and held by Title Deed No. T94986/2006;
3. The remaining extent of the farm Kareehoek No. 274, KQ Registration Division, Limpopo Province, measuring 297,5279 hectares in extent and held by Title Deed No. T141653/2006;
4. Portion 27 of the farm Hartbeestfontein No. 281, Limpopo Province, measuring 8,4975 hectares in extent and held by Title Deed No. T57698/2006;
5. Portion 28 of the farm Hartbeestfontein No. 281, KQ Registration Division, Limpopo Province, measuring 8,4975 hectares in extent and held by Title Deed No. T57698/2006;
6. Portion 29 of the farm Hartbeestfontein No. 281, KQ Registration Division, Limpopo Province, measuring 43,5636 hectares in extent and held by Title Deed No. T57699/2006;
7. Portion 3 of the farm Hartbeestfontein No. 281, KQ Registration Division, Limpopo Province, measuring 49,5928 hectares in extent and held by Title Deed No. T57699/2006;
8. Portion 6 of the farm Hartbeestfontein No. 281, KQ Registration Division, Limpopo Province, measuring 81,7899 hectares in extent and held by Title Deed No. T121763/2001;

9. Portion 15 of the Farm Hartbestfontein No. 281, KQ Registration Division, Limpopo Province, measuring 108,1972 hectares in extent and held by Title Deed No. T84228/2001;
10. Portion 18 of the farm Hartbeestfontein No. 281, KQ Registration Division, Limpopo Province, measuring 8565,0000 Square Meters in extent and held by Title Deed No. T84228/2001;
11. Portion 20 of the farm Hartbeestfontein No. 281, KQ Registration Division, Limpopo Province, measuring 604, 7828 hectares in extent and held by Title Deed No. T3606/2003;
12. Portion 10 of the farm Groothoek No. 278, KQ Registration Division, Limpopo Province, measuring 45, 8005 hectares in extent and held by Title Deed No. T57699/2000;
13. Portion 7 of the farm Buffelspoort No. 280, KQ Registration Division, Limpopo Province, measuring 942, 7279 hectares in extent and held by Title Deed No. T78654/2006;
14. Portion 1 of the Farm Buffelspoort No. 280, KQ Registration Division, Limpopo Province, measuring 12, 5768 hectares in extent and held by Title Deed No. T78649/2006.

**REPUBLIC OF SOUTH AFRICA  
REPUBLIEK VAN SUID-AFRIKA**

Vol. 529

Cape Town,  
Kaapstad,

14 July  
Julie 2009

**No. 32404**

**THE PRESIDENCY**

No. 748

14 July 2009

It is hereby notified that the President has assented to the following Act, which is hereby published for general information:—

**No. 15 of 2009: National Environmental Management: Protected Areas Amendment Act, 2009.**

**OFISI KAMONGAMELI**

Ino. 748

14 July 2009

Esi sisaziso sokuba uMongameli uwankele lo mthetho ulandelayo nonikezelwa kuluntu jikelele kolu xwebhu:—

**Ino. 15 ka 2009: uLawulo lokusi-Ngqongileyo lweSizwe: Umthetho siHlomelo weMimandla eKhuselweyo, 2009**

Act No. 15, 2009 NATIONAL ENVIRONMENTAL MANAGEMENT:  
PROTECTED AREAS AMENDMENT ACT, 2009

**GENERAL EXPLANATORY NOTE:**

[                    ] Words in bold type in square brackets indicate omissions from existing enactments.

                     Words underlined with a solid line indicate insertions in existing enactments.

(English text signed by the President.)  
(Assented to 10 July 2009.)

# ACT

To amend the National Environmental Management: Protected Areas Act, 2003, so as to provide for a comprehensive list in the Schedule of all national parks; to provide for the assignment of national parks, special nature reserves and heritage sites to the South African National Parks; to make provision for flight corridors and permission of the management authority to fly over a special nature reserve, national park or heritage site; to provide for specific areas to be available for training and testing of aircraft; and to provide for matters connected therewith.

**B**E IT ENACTED by the Parliament of the Republic of South Africa, as follows:—

**Amendment of section 20 of Act 57 of 2003, as inserted by section 6 of Act 31 of 2004**

1. Section 20 of the National Environmental Management: Protected Areas Act, 2003 (hereinafter referred to as the principal Act), is hereby amended by the addition of the following subsection: 5

“(6) (a) Each area defined in Schedule 2 shall be a national park under the name assigned to it in that Schedule.

(b) The Minister may by notice in the *Gazette* amend Schedule 2.”.

**Amendment of section 28 of Act 57 of 2003, as amended by section 8 of Act 31 of 2004** 10

2. Section 28 of the principal Act is hereby amended by the substitution for subsection (5) of the following subsection:

“(5) The declaration of an area as a protected environment for the purposes of subsection (2)(f) lapses at the expiry of [**three years from the date of publication of** 15 **the period stated in the notice contemplated in subsection (1), but the Minister or the MEC, as the case may be, may, by agreement reached with the owners of the land in question and by notice in the *Gazette*, extend that period [for not more than one year].”.**

**INGCACISO JIKELELE:**

[ ] Amagama angqindiliki akwizibiyeli ezisisikwere abonisa okukhutshelwe ngaphandle kumthetho osele ukhona.  
Amagama akrwelwe umgca ngokungqindilili abonisa okufakelweyo kumthetho osele ukhona.

*(English text signed by the President.)  
(Assented to 10 July 2009.)*

**UMTHETHO**

Ukuhlonyelwa koLawulo lokusiNgqongileyo lweSizwe: uMthetho weMimandla eKhuselweyo, 2003, ukuze kunikwe uluhlu olubanzi kwiShedyuli yazo zonke iipaki zesizwe; iindawo zolondolozo ndalo ezikhethekileyo kunye neendawo zamagugu kwiiPaki zeSizwe zoMzantsi Afrika; ukwenza ulungiselelo lweendawo zeenqwelomoya kunye nemvume kagunyaziwe wolawulo ukuba zibhabhe phezu kweendawo zolondolozo ndalo ezikhethekileyo, kwiindawo zolondolozo ndalo okanye kwiindawo zamagugu; ukwenza ukuba iindawo ezikhethekileyo zifumanekela uqeqesho noaavnyo lweenqwelomoya; kuney nokubonelela ngemicimbi enxulumene noko.

**N**GOKO KE UYAWISWA yiPalamente yeRiphabliki yoMzantsi Afrika. ngale ndlela ilandelayo:—

**Ukuhlonyelwa kwecandelo lama-20 loMthetho wama-57 wama-2003, njengoko kufakiwe licandelo lesi-6 loMthetho wama-31 wama-2004**

1. ICandelo lama-20 loLawulo lokusiNgqongileyo lweSizwe: uMthetho weMimandla eKhuselweyo, 2003 (apha ekubhekiselwa kuwo njengoMthetho oyintloko), ngale ndlela uyahlonyelwa ngokongezwa kweli candelwana lilandelayo:

“(6) (a) Ummandla ngamnye ochazwe kwiShedyuli yesi-2 uya kuba yipaki yesizwe phantsi kwegama onikwe lona kuloo Shedyuli.

(b) UMphathiswa ngesaziso kwiPhephandaba loMbuso unokuhlomela iShedyuli yesi-2.”

**Ukuhlonyelwa kwecandelo lama-28 loMthetho wama-57 wama-2003, njengoko uhlonyelwe licandelo lesi- 8 loMthetho wama-31 wama-2004**

2. ICandelo lama-28 loMthetho oyiNtloko ngale ndlela liyahlonyelwa ngotshintsho lwecandelwana le-(5) kweli candelwana lilandelayo:

“(5) Ukubhengezwa kommandla njengommandla wokusingqongileyo okukhuselweyo ngokweenjongo zecandelwana le-(2)(f) kuphela ekupheleni kwe [iminyaka emithathu ukusukela kumhla wopapasho lwe] xesha elixeliweyo kwisaziso esinikwe kwicandelwana lo-(1), kodwa uMphathiswa okanye uMphathiswa wePhondo, njengoko kunokufuneka, unako, ngokwesivumelwano ekufikelelwe kuso nabanini bomhlaba obandakanyekayo kunye nangesaziso kwiPhephandaba loMbuso, ukulandisa elo xesha [ngonyaka okanye hayi ngaphezulu konyaka omnye].”

**Amendment of section 38 of Act 57 of 2003, as amended by section 14 of Act 31 of 2004**

3. Section 38 of the principal Act is hereby amended by the substitution in subsection (1) for paragraphs (a) and (aA) of the following paragraphs, respectively:

- “(a) **[must]** may assign the management of **[a special nature reserve or a nature reserve]** any kind of protected area listed in section 9 to a suitable person, organisation or organ of state; 5
- (aA) must assign the management of a national park to South African National Parks **[or another suitable person, organisation or organ of state]**; and”.

**Amendment of section 47 of Act 57 of 2003, as amended by section 17 of Act 31 of 2004** 10

4. Section 47 of the principal Act is hereby amended by—

- (a) the substitution for subsections (2) and (3) of the following subsections, respectively:
- “(2) No person or organ of state, may land or take off in an aircraft in a special nature reserve, national park or world heritage site, except— 15
- (a) on or from a landing field designated by the management authority of that nature reserve, national park or world heritage site; and
- (b) **[with the]** on authority of the prior written permission of[,] the management authority, which authority may stipulate the terms and [on] conditions **[determined by, the management authority]** upon which this must take place. 20
- (3) No person or organ of state may fly over or cause an aircraft to fly over a special nature reserve, national park or world heritage site at a level of less than 2500 feet above its highest point, except as may be necessary for the purpose of **[subsection]** subsections (2) or (3A).”; 25
- (b) the insertion after subsection (3) of the following subsection:
- “(3A) (a) The management authority may provide for flight corridors over a special nature reserve, national park or world heritage site, as well as through the protected airspace identified under subsection (1) where this is necessary for a public purpose or in the public interest. 30
- (b) No person or organ of state may fly or cause any person to fly an aircraft over a special nature reserve, national park or world heritage site and through the protected airspace identified under subsection (1)— 35
- (i) without the prior written permission of the management authority;
- (ii) without the prescribed fee having first been paid, if applicable; and
- (iii) unless and until the management authority has approved the flight plan for a flight and stipulated the terms and conditions upon which a flight is to take place. 40
- (c) The Minister in agreement with the Minister of Defence may allow for specific areas within the identified protected airspace to be used for training and testing of aircraft.



**Ukuhlonyelwa kwecandelo lama-38 loMthetho wama- 57 wama-2003, njengoko luhlonyelwe licandelo le-14 loMthetho wama-31 wama-2004**

3. ICandelo lama-38 loMthetho oyintloko ngale ndlela liyahlonyelwa ngotshintsho kwicandelwana lo-(1) ngemihlathi (a) kunye no-(aA) lwale mihlathi ilandelayo, ngokulandelelana: 5

- “(a) **[kufuneka unokunikezela ngolawulo lwe [indawo yolondolozo ndalo ekhethekileyo okanye indawo yolondolozo ndalo] naluphi na uhlobo lommandla okhuselweyo odweliswe kwicandelo le- 9 kumntu ofanelekileyo, umbutho okanye umbutho waseburhulumenteni;**
- (aA) kufuneka unikezele ngolawulo lwepaki yesizwe kwiiPaki zeSizwe zoMzantsi Afrika **[okanye omnye umntu ofanelekileyo, umbutho okanye umbutho waseburhulumenteni]; kunye**”.

**Ukuhlonyelwa kwecandelo lama-47 loMthetho wama-57 wama-2003, njengoko uhlonyelwe licandelo le-17 loMthetho wama-31 wama-2004**

4. ICandelo lama-47 loMthetho oyiNtloko ngale ndlela liyahlonyelwa ngo— 15  
(a) tshintsho kumacandelwana le-(2) nele- (3) kwala macandelwana alandelayo, ngokulandelelana:

“(2) Akukho mntu okanye umbutho waseburhulumenteni, unokumisa ngenqwelomoya, okanye asuke ngenqwelomoya kwindawo yolondolozo ndalo ekhethekileyo, kwindawo yolondolozo ndalo okanye kwindawo yamagugu, ngaphandle kokuba—

(a) uma kwithafa lokumisa elonyulwe ngugunyaziwe olawulayo waloo ndawo yolondolozo ndalo ekhethekileyo, indawo yolondolozo ndalo okanye indawo yamagugu; kwaye

(b) **[nge] ngegunya lemvume ebhalwe kwangaphambili ka[,] gunyaziwe wolawulo, ogunya lakhe lunokumisela imimiselo kunye [kwi] nemiqathango [emiselwe ngu, gunyaziwe wolawulo] ekufuneka oku kwenzeka kwayo.**

(3) Akukho mntu okanye umbutho waseburhulumenteni unokubhabhisa okanye unokw enza ukuba kubhabhe inqwelomoya phezu kweendawo zolondolozo ndalo ezikhethekileyo, kwiindawo zolondolozo ndalo okanye kwiindawo zamagugu kwinqanaba elingaphantsi komgama wama- 2500 ngaphezulu kweyona ndawo iphezulu, ngaphandle kokuba kuyimfuneko ngaloo njongo yama **[icandelwana]** candelwana le-(2) okanye le-(3A).”;

(b) ukufakwa emva kwecandelwana le-(3) kweli candelwana lilandelayo:

“(3A) (a) Ugunyaziwe wolawulo unokuzibonelela inqwelomoya kwiindawo zolondolozo ndalo ezikhethekileyo, kwiindawo zolondolozo ndalo okanye kwiindawo zamagugu, ngokunjalo nakwisithuba esikhuselweyo esisemoyeni esichongwe phantsi kwecandelwana lo-(1) apho oku kuyimfuneko ngenjongo karhulumente okanye ngokwemfuno yoluntu.

(b) Akukho mntu okanye umbutho waseburhulumenteni unokubhabhisa okanye enze ukuba kubhabhe inqwelomoya kwiindawo zolondolozo ndalo ezikhethekileyo, kwiindawo zolondolozo ndalo okanye kwiindawo zamagugu zehlabathi kunye nangesithuba esisemoyeni esikhuselweyo esichongwe phantsi kwecandelwana lo-(1)—

- (i) ngaphandle kwemvume ebhalwe kwangaphambili kagunyaziwe wolawulo;
- (ii) ngaphandle kokuba kuhlawulwe intlawulo emiselweyo kuqala, ukuba ikhona; kwaye
- (iii) ngaphandle kokuba kude kube ugunyaziwe wolawulo uluvumile uyilo lokubhabha kwenqwelomoya kwaye kumiselwe imimiselo nemiqathango yokuya kwenzeka ngako ukubhabha okunjalo.

(c) UMphathiswa evumelene noMphathiswa wezoKhuselo banokuvumela imimandla ekhethekileyo kwisithuba esisemoyeni esichongiweyo ukuba isetyenziselwe uqeqesho kunye nokuvavanywa kweenqwelomoya.

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- (d) The provision of any flight corridor in paragraph (a) or area in paragraph (c) is subject to an environmental authorization in terms of section 24 of the National Environmental Management Act."
- (c) the substitution in subsection (4) for the words preceding paragraph (a) of the following words: 5  
"Subsections (2), [and] (3) and (3A) do not apply—"; and
- (d) the insertion after subsection (4) of the following subsection:  
"(4A) Any person who or organ of state that is affected by a decision of a management authority in terms of subsection (2), (3) or (3A) may appeal to the Minister against such decision." 10

**Amendment of section 54 in Act 57 of 2003, as amended by section 21 of Act 31 of 2004**

5. Section 54 of the principal Act is hereby amended by the addition of the following subsections:

- "(3) The South African National Parks may not be wound up or dissolved except by or in terms of an Act of Parliament and by a resolution of a majority of at least two-thirds of all its members. 15
- (4) Upon winding-up or dissolution of the South African National Parks, its remaining assets or the proceeds of those assets, after satisfaction of its liabilities, must be transferred to the State or to an equivalent Schedule 3A Public Entity contemplated in the Public Finance Management Act, 1999 (Act No. 1 of 1999), which has the same objectives as the South African National Parks and which itself is exempt from income tax in terms of section 10 (1)(cA) of the Income Tax Act, 1962 (Act No. 58 of 1962)." 20

**Amendment of section 55 of Act 57 of 2003, as amended by section 21 of Act 31 of 2004** 25

6. Section 55 of the principal Act is hereby amended by—

- (a) the substitution in subsection (1) for paragraph (a) of the following paragraph:  
"(a) manage [the] all existing national parks and [other protected areas] any kind of protected area listed in section 9, assigned to it by the Minister in terms of Chapter 4 and section 92, in accordance with this Act and any specific environmental management Act referred to in the National Environmental Management Act;" 30
- (b) the insertion after paragraph (a) of the following paragraphs:  
"(aA) manage world heritage sites assigned to it by the Minister, in accordance with all national cultural heritage legislation as may be applicable to and required for proper management and protection of such world heritage sites, provided that the South African National Parks' authority to enforce such legislation are provided for in a written instrument of delegation issued by the Minister to this effect under and in terms of such legislation; 35  
"(aB) manage any other protected areas, which are not protected areas referred to in subsection 55(1)(a), and as may be assigned to it by the Minister, in accordance with the provisions of all national environmental legislation as may be applicable to and required for the proper management and protection of such other protected areas, provided that the South African National Parks' authority 40 45

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- (d) Ulungiselelo lwayo nayiphi na inqwelomoya kumhlathi (a) okanye ummandla kumhlathi (c) luxhomekeke kugunyaziso ngokusingqongileyo ngokwemigqaliselo yecandelo lama-24 loMthetho woLawulo lokusiNgqongileyo weSizwe.”
- (c) utshintsho lwecandelwana le-(4) kumagama andulela umhlathi (a)lwala magama alandelayo: 5  
 “Amacandelwana le-(2), [kunye] ele-(3) kunye nele-(3A) alusebenzi-”: kunye
- (d) nokufakwa emva kwecandelwana le-(4) kweli candelwana lilandelayo: 10  
 “(4A) Nawuphi na umntu okanye umbutho waseburhulumenteni ochatshazelwa sisigqibo sikagunyaziwe wolawulo ngokwemigqaliselo yamacandelwana le-(2), ele-(3) okanye ele-(3A) unokufaka isibhenno kuMphathiswa ngesigqibo esinjalo.”

**Ukhlonyelwa kwecandelo lama-54 kuMthetho wama-57 wama-2003, njengoko uhlonyelwe licandelo lama-21 loMthetho wama-31 wama-2004** 15

5. ICandelo lama-54 loMthetho oyiNtloko ngale ndlela liyahlonyelwa ngokongezwa kwala macandelwana alandelayo:

- “(3) IiPaki zeSizwe zoMzantsi Afrika azinakulungisa imicimbi yazo ukuze iqukunjelwe okanye ipheliswe ngaphandle kwaxa kungokwemigqaliselo yoMthetho wePalamente okanye ngokwemigqaliselo yoMthetho wePalamente kunye nangesigqibo sesininzi sesibini esithathwini samalungu ayo. 20
- (4) Ekulungisweni kwemicimbi ukuze iqukunjelwe okanye ekuphelisweni kweePaki zeSizwe zoMzantsi Afrika, iimpahla zayo eziseleyo okanye inzuzo evela kwezo mpahla, emva kokwanelisa iimfanelo zayo, kufuneka idluliselwe kuRhulumente okanye kwiZiko loLuntu elikwiShedyuli 3A elilinganayo njengoko kucwangciswe kuMthetho woLawulo lweMali kaRhulumente, 1999 (UMthetho onguNombolo yo-1 we-1999), eneenjongo ezifanayo nezeePaki zeSizwe zoMzantsi Afrika yona ngokwayo exolelweyo kwirhafu yengeniso ngokwemigqaliselo yecandelo le-10 (1)(cA) loMthetho weRhafu yeNgeniso, 1962 (uMthetho onguNombolo ya-58 we-1962).” 25 30

**Uhlaziyo lwecandelo lama-55 loMthetho wama-57 wama-2003, njengoko uhlaziyiwe licandelo lama-21 loMthetho wama-31 wama-2004**

6. ICandelo lama-55 loMthetho oyiNtloko ngale ndlela liyahlaziywa ngo—

- (a) tshintsho kwicandelwana (1) kumhlathi (a) walo mhlathi ulandelayo: 35  
 “(a) ukulawula [i] zonke iipaki zesizwe ezikhoyo kunye [eminye imimandla ekhuselweyo] naluphi na uhlobo lommandla okhuselweyo odweliswe kwicandelo le-9, elinikwe lona nguMphathiswa ngokwemigqaliselo yeSahluko sesi-4 kunye necandelo lama-92, ngokungqinelana nalo Mthetho kunye nawuphi na uMthetho okhethekileyo wolawulo lokusingqongileyo ekubhekiselwe kuwo kuMthetho woLawulo lokusiNgqongileyo;” 40
- (b) ukufakwa emva komhlathi (a)kule mihlathi ilandelayo:  
 “(aA) ukulawula iindawo zamagugu zehlabathi ezinikezelwe nguMphathiswa, ngokungqinelana nawo wonke umthetho wamagugu enkubeko wesizwe njengoko unokusebenza okanye usebenze kulawulo olufanelekileyo nokhuselo kwiindawo zamagugu zehlabathi ezinjalo, ngaphandle kokuba igunya leePaki zeSizwe zoMzantsi Afrika lokunyanzela umthetho onjalo libonelelwe kwisigunyazisi esibhalwe phantsi esikhutshwe nguMphathiswa soku phantsi kunye nangokwemigqaliselo yomthetho onjalo; 45 50
- (aB) ukulawula nayiphi na eminye imimandla ekhuselweyo, engeyiyo imimandla ekhuselweyo ekubhekiselwe kuyo kwicandelwana lama-55(1)(a), kwaye nangoko inokuba inikezelwe nguMphathiswa, ngokungqinelana amalungiselelo awo wonke umthetho wokusingqongileyo wesizwe njengoko kunokufuneka kwaye kusebenze kulawulo olufanelekileyo kunye nokhuselo lomnye ummandla okhuselweyo onjalo, ngaphandle kokuba ugunyaziwe weePaki zeSizwe zoMzantsi Afrika ekunyanzeleni 55

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- to enforce such legislation are provided for in a written instrument of delegation issued by the Minister to this effect under and in terms of such legislation;
- (aC) participate in such further international, regional and national environmental, conservation and cultural heritage initiatives identified by the Minister from time to time, and then only on such terms and conditions as the Minister shall in writing provide.”; 5
- (c) the substitution in subsection (2) for the words preceding paragraph (a) of the following words: 10  
“South African National Parks may in managing national parks, or any other kind of protected area assigned to it by the Minister—”; and
- (d) the insertion in subsection (2) after paragraph (f) of the following paragraph: 15  
“(fA) make, set penalties for, and enforce traffic rules in such national parks, special nature reserves, protected environments, world heritage sites or other protected areas assigned to it by the Minister.”.

**Amendment of section 75 of Act 57 of 2003, as inserted by section 21 of Act 31 of 2004**

7. Section 75 of the principal Act is hereby amended by the substitution in section 75 20  
for paragraph (g) of the following paragraph:  
“(g) fines received or recovered in respect of offences committed [**within national parks**] under this Act; and”.

**Substitution of Schedule to Act 57 of 2003, as substituted by section 28 of Act 31 of 2004** 25

8. The Schedules contained in the Schedule to this Act are hereby substituted for the Schedule to the principal Act.

**Short title and commencement**

7. This Act is called the National Environmental Management: Protected Areas Amendment Act, 2009, and comes into effect on a date fixed by the President by 30  
proclamation in the *Gazette*.

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- umthetho onjalo ubonelelwe ngesigunyaziso esibhalwe phantsi esikhutshwe nguMphathiswa sokusebenza phantsi nangokwemigqaliselo yomthetho onjalo;
- (aC) ukuthabatha inxaxheba kwakho kumaphulo anjalo angawamazwe ngamazwe, awommandla kunye nokusingqongileyo kwesizwe, ulondolozo kunye namagugu enkeubeko achongwe nguMphathiswa ixesha nexesha, kwaye kuphela ngokwemimiselo nemiqathango enjalo njengoko uMphathiswa enokubonelela ngokubhalwe phantsi.”;
- (c) utshintsho kwicandelwana (2) kumagama andulela umhlathi (a) kula Magama alandelayo:  
 “TiPaka zeSizwe zoMzantsi Afrika ekulawuleni iipaki zesizwe, okanye naluphi na uhlobo lommandla okhuselweyo onikwe yona nguMphathiswa—”; kunye
- (d) nokufakwa kwecandelwana (2) emva komhlathi (f) walo mhlathi ulandelayo:  
 “(fA) enze, amisela izohlwayo, kwaye amisele unyanzeliso lwemithetho yendlela kwiipaki zesizwe ezinjalo, iindawo zolondolozo ndalo ezikhethekileyo, okusingqongileyo okukhuselweyo, iindawo zamagugu zehlabathi okanye eminye imimandla ekhuselweyo enikwe yona nguMphathiswa;”.

**Uhlaziyo lwecandelo lama-75 loMthetho wama-57 wama-2003, njengoko lifakiwe licandelo lama-21 loMthetho wama-31 wama-2004**

7. ICandelo lama-75 loMthetho oyiNtloko ngale ndlela liyahlaziywa ngokuba litshintshwe kwicandelo lama-75 kumhlathi (g)walo mhlathi ulandelayo:  
 “(g) imali yezohlwayo efunyenweyo okanye eqokolelwe ngokunxulumene namatyala awenziwe [**kwiipaka zesizwe**] phantsi kwalo Mthetho; kunye”.

**Nokutshintshwa kweShedyuli ukuba iye kuMthetho wama-57 wama-2003, njengoko utshintshwe licandelo lama-28 loMthetho wama-31 wama-2004**

8. IiShedyuli eziqulethwe kwiShedyuli kulo Mthetho kungena endaweni yazo iShedyuli kuMthetho oyintloko.

**ISihloko esifutshane nosungulo**

7. Lo Mthetho ubizwa uLawulo lokusiNgqongileyo lweSizwe: uMthetho siHlomelo weMimandla eKhuselweyo, 2009, kwaye uqala ukusebenza ngomhla obekwe nguMongameli ngesibhengezo kwi*Phephandaba loMbuso*.

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NATIONAL ENVIRONMENTAL MANAGEMENT:  
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(Section 90)

<b>No and year of Act</b>	<b>Short title of Act</b>	<b>Extent of repeal</b>	
Act No. 39 of 1975	Lake Areas Development Act, 1975	The repeal of the whole	5
Act No. 57 of 1976	National Parks Act, 1976	The repeal of the whole	10
Act No. 60 of 1979	National Parks Amendment Act, 1979	The repeal of the whole[, except section 2(1) and Schedule 1]	15
Act No. 9 of 1980	Lake Areas Development Amendment Act, 1980	The repeal of the whole	
Act No. 13 of 1982	National Parks Amendment Act, 1982	The repeal of the whole	20
Act No. 23 of 1983	National Parks Amendment Act, 1983	The repeal of the whole	
Act No. 43 of 1986	National Parks Amendment Act, 1986	The repeal of the whole	25
Act No. 111 of 1986	National Parks Second Amendment Act, 1986	The repeal of the whole	
Act No. 60 of 1987	National Parks Amendment Act, 1987	The repeal of the whole	30
Act No. 73 of 1989	Environment Conservation Act, 1989	The repeal of sections 16, 17 and 18	35
Act No. 23 of 1990	National Parks Amendment Act, 1990	The repeal of the whole	
Act No. 52 of 1992	National Parks Amendment Act, 1992	The repeal of the whole	40
Act No. 91 of 1992	National Parks Second Amendment Act, 1992	The repeal of the whole	
Act No. 38 of 1995	National Parks Amendment Act, 1995	The repeal of the whole	45

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**ISHEDYULI**

**“ISHEDYULI YO-1**

**UKUGUZULWA KWEMITHETHO**

(ICandelo lama-90)

<b>Inombolo nonyaka woMthetho</b>	<b>Ishloko esifutshane soMthetho</b>	<b>Ububanzi boguzulo</b>	
UMthetho onguNombolo-39 wonyaka we-1975	UMthetho woPhuhliso lweeMimandla engamaChibi, wonyaka we-1975	Ukubhangiswa kwawo wonke	5
UMthetho onguNombolo-57 wonyaka we-1976	uMthetho weePaka zeSizwe, wonyaka we-1976	Ukubhangiswa kwawo wonke	10
UMthetho onguNombolo-60 wonyaka we-1979	uMthetho Sihlomelo weePaka zeSizwe, wonyaka we-1979	Ukuguzulwa kwawo wonke [ngaphandle kwecandelo lesi-2(1) neShedyuli yoku-1]	15
UMthetho onguNombolo-9 wonyaka we-1980	uMthetho Sihlomelo woPhuhliso lweMimandla engamaChibi, wonyaka ka-1980	Ukuguzulwa kwawo wonke	20
UMthetho onguNombolo-13 wonyaka we-1982	uMthetho Sihlomelo weePaka zeSizwe, wonyaka we-1982	Ukuguzulwa kwawo wonke	25
UMthetho onguNombolo-23 wonyaka we-1983	uMthetho Sihlomelo weePaka zeSizwe, wonyaka we-1983	Ukuguzulwa kwawo wonke	30
UMthetho onguNombolo-43 wonyaka we-1986	uMthetho Sihlomelo weePaka zeSizwe, wonyaka we-1986	Ukuguzulwa kwawo wonke	35
UMthetho onguNombolo-111 wonyaka we-1986	uMthetho Sihlomelo seSibini weePaka zeSizwe, wonyaka we-1986	Ukuguzulwa kwawo wonke	40
UMthetho onguNombolo-60 wonyaka we-1987	uMthetho Sihlomelo weePaka zeSizwe, wonyaka we-1987	Ukuguzulwa kwawo wonke	45
UMthetho onguNombolo-73 wonyaka we-1989	uMthetho woLondolozo lokusiNgqongileyo, wonyaka we-1989	Ukuguzulwa kwamacandelo le-16, 17 nele-18	50
UMthetho onguNombolo-23 wonyaka we-1990	uMthetho Sihlomelo weePaka zeSizwe we-1990	Ukuguzulwa kwawo wonke	55
UMthetho onguNombolo-52 wonyaka ka-1992	uMthetho Sihlomelo weePaka zeSizwe, wonyaka we-1992	Ukuguzulwa kwawo wonke	60
UMthetho onguNombolo-91 wonyaka we-1992	uMthetho Sihlomelo weSibini weePaka zeSizwe, wonyaka we-1992	Ukuguzulwa kwawo wonke	65
UMthetho onguNombolo-38 wonyaka we-1995	uMthetho Sihlomelo weePaka zeSizwe, wonyaka we-1995	Ukuguzulwa kwawo wonke	70

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No and year of Act	Short title of Act	Extent of repeal	
Act No. 70 of 1997	National Parks Amendment Act, 1997	The repeal of the whole	5
Act No. 106 of 1998	National Parks Amendment Act, 1998	The repeal of the whole	
Act No. 54 of 2001	National Parks Amendment Act, 2001	The repeal of the whole	10



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<b>Inombolo nonyaka woMthetho</b>	<b>Isihloko esifutshane soMthetho</b>	<b>Ububanzi boguzulo</b>	
UMthetho onguNombolo-70 wonyaka we-1997	uMthetho Sihlomelo weePaka zeSizwe, wonyaka we-1997	Ukuguzulwa kwawo wonke	5
UMthetho onguNombolo- 106 wonyaka we- 1998	uMthetho Sihlomelo wePaka zeSizwe, wonyaka we-1998	Ukuguzulwa kwawo wonke	10
UMthetho onguNombolo-54 wonyaka we-2001	uMthetho Sihlomelo weePaka zeSizwe, wonyaka we-2001	Ukuguzulwa kwawo wonke	15

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6.	424	0,1615
7.	Remainder of 422	0,2300
8.	1017	6,4916
9.	1269	0,5288
10.	1270	16,2943
11.	1271	20,62572
12.	1272	1,7916
13.	1273	0,1370
14.	Remainder of 1278	22,7196
15.	1281	5,8313
16.	1282	78,9010
17.	1283	56,4907
18.	1295	8,8208
19.	1749	2,2996

- F. The water and the bed as well as the water and the land between the low-water mark and the high-water mark of Swartvlei and the Touw River lagoon. 15
- G. The Admiralty Zone from the point where the southwards prolongation of the eastern boundary of Portion 111 of the farm Ruygte Valley 205 intersects the high-water mark of the Indian Ocean, generally north-westwards to the point where the southwards prolongation of the western boundary of Erf 1095, Wilderness intersects the said Zone as well as the water and the land between the low-water mark and the high-water mark situate opposite this area. 20

***GN 1732/95 declared the following land to be part of the park and amended the definition accordingly:***

The undermentioned land situated in the Division of George, Western Cape Province: 25

1. Portion 10 of the farm Ronde Valley 187 in extent 208,1473 ha, as represented on and described in Diagram 4714/1935;
2. Portion 11 of the farm Ronde Valley 187 in extent 56,8756 ha, as represented on and described in Diagram 3990/1953;
3. Portion 23 of the farm Ronde Valley 187, in extent 147,0419 ha, as represented on and described in Diagram 14890/1957. 30

***GN R99 / GG 17727 / 19970117 declared the following land to be part of the park:***

Lot 108, Hoekwil, situated in the Division of George, Western Cape Province, in extent 72,1909 hectares.

[Definition of "Wilderness National Park" added by GN 2509/87 and amended by GN 1732/95] 35

**MARAKELE NATIONAL PARK**

1. The farm Kransberg 593, situate in the Registration Division KQ, Transvaal, in extent 15742,9812 hectares, as represented on and described in Diagram S.G. No. A8390/88. 40

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6.	424	0,1615
7.	Intsalela yama-422	0,2300
8.	1017	6,4916
9.	1269	0,5288
10.	1270	16,2943
11.	1271	20,62572
12.	1272	1,7916
13.	1273	0,1370
14.	Intsalela ye-1278	22,7196
15.	1281	5,8313
16.	1282	78,9010
17.	128 3	56,4907
18.	1295	8,8208
19.	1749	2,2996

F. Amanzi nonxweme ngokunjalo namanzi nomhlaba phakathi kweqondo elibonisa ukuwutha kwamanzi neqondo elibonisa ukuzala kwamanzi aseSwartvlei nechibi lochweba laseTouw River.

G. Ummandla weZikhephe ukusuka kwindawo apho isongezo soMzantsi womda wasempuma weSahlulo-111 sefama iRuygte Valley 205 unqumla iqondo elihonisa ukuzala kwamanzi wonxweme i-Indian Ocean, ikakhulu kumntlantshona wendawo ukuya kwindawo apho isongezo somzantsi womda wentshona weSiza-1095, iWilderness inqumla uMmandla oxeliweyo ngokunjalo namanzi kunye nomhlaba phakathi kweqondo elihonisa ukuwutha kwamanzi neqondo elibonisa ukuzala kwamanzi ama ecaleni kwale ndawo.

***I-GN 1732/95 ibhengeze lo mhlaba ulandelayo ukuba ube yinxalenye yale paka yaza yahlomela inkcazelo ngokufanelekileyo:***

Umhlaba okhankanywe ngezantsi ume kwiCandelo loBhaliso lwaseGeorge, kwiPhondo laseNtshona Koloni:

1. ISahlulo se-10 sefama iRonde Valley 187 kububanzi obunga-208, 1473 ehct, njengoko simelwe saza sacaciswa kwiSazobe-4714/1935;
2. ISahlulo se-11 sefama iRonde Valley 187 kububanzi ohunga-56, 8756 ehct, njengoko simelwe saza sacaciswa kwiSazobe-3990/1953;
3. ISahlulo sama-23 sefama iRonde Valley 187, kububanzi obuli-147, 0419 hekt, njengoko simelwe saza sacaciswa kwiSazobe-14890/1957.

***I-GN R99 / GG 17727 / 19970117 ibhengeze lo mhlaba ulandelayo ukuba ube yinxalenye yale paka:***

ICandelo lomhlaba-108. Hoekwil, lime kwiCandelo laseGeorge, kwiPhondo laseNtshona Koloni, kububanzi obunga-72,1909 eehektare.

[Inkcazelo ye "Paka yeSizwe iWilderness" yongezwe yi-GN 2509/87 yaza yahlonyelwa yi-GN 1732/95]

**IPAKA YESIZWE IMARAKELE**

1. Ifama iKransberg 593, ime kwiCandelo loBhaliso KQ, eTransvaal, kububanzi obunga-15742, 9812 cehektare, njengoko imelwe yaza yacaciswa kwiSazobe SG esinguNombolo-A8390/88.

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2. The farm Zwarthoek 276, situate in the Registration Division KQ, Transvaal, in extent 2331,5443 hectares, as represented on and described in Diagram S.G. No. A877/1908.

***GN 248/94, in terms of section 2D(1) of the Act, declared the following land to be part of the park:***

**The undermentioned land situate in the Registration Division KQ, Transvaal:**

1. Portion 4 (portions of Portion 1 and the Remaining Extent) of the farm Elandshoek 263, in extent 2026,7031 hectares;
2. The farm Waterhoutboom 264, in extent 5711,7851 hectares;
3. Portion 2 of the farm Vygeboomfontein 239, in extent 842,2167 hectares;
4. Remaining Extent of Portion 3 of the farm Buffelspoort 280, in extent 2398,8034 hectares—
5. Portion 2 of the farm Aapiesrivierpoort 272, in extent 552,0407 hectares;
6. Remaining Extent of the farm Aapiesrivierpoort 272, in extent 551,0664 hectares;
7. Remainder of the farm Blespaardspruit 275, in extent 711,4923 hectares;
8. Portion 5 of the farm Blespaardspruit 275, in extent 50,8414 hectares;
9. Portion 1 of the farm Tweeloopfontein 235, in extent 505,7162 hectares;
10. A portion of the Remaining Extent of Portion 1 of the farm Duikerspan 136, in extent approximately 412 hectares;
11. A portion of Portion 5 (a portion of Portion 1) of the farm Duikerspan 136, in extent approximately 355 hectares;
12. Portion 1 of the farm Aapiesrivierpoort 272, in extent 276,0222 hectares;
13. Portion 4 of the farm Geelhoutbosch 269, in extent 678,5004 hectares;
14. Portion 6 (a portion of Portion 1) of the farm Geelhoutbosch 269, in extent 113,0834 hectares; and
15. Portion 7 (a portion of Portion 1) of the farm Geelhoutbosch 269, in extent 226,1688 hectares.

***GN 857/94 declared the following land to be part of the park and amended the definition accordingly:***

Portion 3 of the farm Groothoek 278, situated in the Registration Division KQ, Transvaal, in extent 624,0511 hectares, as represented on and described in Diagram SG No. A2989/30.

***GN 857/94, under section 2D(1) of the Act, declared the following land to be part of the park:***

The undermentioned land situate in the Registration Division KQ, Transvaal:

1. Portion 9 (a portion of Portion 4) of the farm Duikerspan 136, in extent 92,4852 hectares;
2. Portion 1 of the farm Marakeli 437, in extent 1026,5500 hectares;
3. Portion 5 (a portion of Portion 1) of the farm Geelhoutbosch 269, in extent 113,0834 hectares; and
4. Remaining Extent of the farm Zandfontein 31 5, in extent 666,1830 hectares.

***GN 1037 / GG 16527 / 19950714 declared the following land to be part of the park:***

Portion 4 (a portion of Portion 3) of the farm Vygehoomfontein 239, in extent 534,4720 hectares, situate in the Registration Division KQ.

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2. Ifama iZwarthoek 276, ime kwiCandelo loBhaliso KQ, eTransvaal, kububanzi obunga-2331, 5443 eehektare, njengoko imelwe yaza yacaciswa kwiSazobe SG esinguNombolo-A877/1908.

***I-GN 248/94, malunga necandelo- 2D (1) loMthetho, ibhengeze lo mhlaba ulandelayo ukuba ube yinxalenye yale paka:***

**Umhlaba okhankanywe ngezantsi ume kwiCandelo loBhaliso KQ, eTransvaal:**

1. ISahlulo se-4 (isahlulo seSahlulo so-1 neNtsalela yeSahlulo) sefama i-Elandshoek 263, kububanzi obunga-2026, 7031 eehektare;
2. Ifama iWaterhoutboom 264, kububanzi obunga-5711, 7851 eehektare;
3. ISahlulo se-2 sefama iVygeboomfontein 239, kububanzi obunga-842, 2167 eehektare;
4. INtsalela yobuBanzi beSahlulo se-3 sefama iBuffelspoort 280, kububanzi obunga-2398, 8034 beehektare—
5. ISahlulo se-2 sefama i-Aapiesrivierpoort 272, kububanzi obunga-552, 0407 beehektare;
6. INtsalela yobuBanzi befama i-Aapiesrivierpoort 272, kububanzi obunga-551, 0664 beehektare;
7. INtsalela yefama iBlespaardspruit 275, kububanzi obunga-711, 4923 beehektare;
8. ISahlulo se-5 sefama iBlespaardspruit 275, kububanzi obunga-50, 8414 beehektare;
9. ISahlulo so-1 sefama iTweeloopfontein 235, kububanzi obunga-505, 7162 beehektare;
10. ISahlulo seNtsalela yobuBanzi beSahlulo so-1 sefama iDuikerspan 136, kububanzi obumalunga nama-412 beehektare;
11. ISahlulo seSahlulo se-5 (isahlulo seSahlulo so-1) sefama iDuikerspan 136, kububanzi obumalunga nama-355 beehektare;
12. ISahlulo so-1 sefama i-Aapiesrivierpoort 272, kububanzi obunga-276, 0222 beehektare;
13. ISahlulo se-4 sefama iGeelhoutbosch 269, kububanzi obunga-678, 5004 beehektare;
14. ISahlulo se-6 (isahlulo seSahlulo so-1) sefama iGeelhoutbosch 269, kububanzi obunga-113, 0834 beehektare; ne
15. Sahlulo se-7 (isahlulo seSahlulo so-1) sefama iGeelhoutbosch 269, kububanzi obunga-226, 1688 beehektare.

***I-GN 857/94 ibhengeze lo mhlaba ulandelayo ukuba ube yinxalenye yale paka yaza yahlomela ngokufanelekileyo:***

ISahlulo se-3 sefama iGrootshoek 278, ime kwiCandelo loBhaliso KQ, eTransvaal, kububanzi obunga-624, 0511 beehektare, njengoko kumelwe kwaza kwacaciswa kwiSazobe SG esinguNombolo-A2989/30.

***I-GN 857/94, phantsi kwecandelo- 2D(1) loMthetho, ibhengeze lo mhlaba ulandelayo ukuba ube yinxalenye yale paka:***

**Umhlaba okhankanywe ngezantsi ume kwiCandelo loBhaliso KQ, eTransvaal:**

1. ISahlulo se-9 (isahlulo seSahlulo se-4) sefama iDuikerspan 136, kububanzi obunga-92, 4852 beehektare;
2. ISahlulo so-1 sefama iMarakeli 437, kububanzi obunga-1026, 5500 beehektare;
3. ISahlulo se-5 (isahlulo seSahlulo so-1) sefama iGeelhoutbosch 269, kububanzi obunga-113, 0834 beehektare; ne—
4. Ntsalela yobuBanzi befama iZandfontein 31 5, kububanzi obunga-666, 1830 beehektare.

***I-GN 1037 / GG 16527 / 19950714 ibhengeze lo mhlaba ulandelayo ukuba ube yinxalenye yale paka:***

ISahlulo se-4 (isahlulo seSahlulo se-3) sefama iVygeboomfontein 239, kububanzi obunga-534, 4720 beehektare, ime kwiCandelo loBhaliso KQ.

***GN 1372 / GG 17372 / 19960823 declared the following land to be part of the park:***

- (a) Remaining portion of Portion 3 of the farm Vygeboomfontein 239KQ in extent 108,0579 hectares as indicated on Diagram No. 66756/1993.
- (b) Remaining portion of Portion 1 of the farm Geelhoutbosch 269 KQ in extent 113,0834 hectares as indicated on Diagram No. T7662/1992.
- (c) Portion 3 of the farm Aapiesrivierpoort KQ in extent 298,5883 hectares as indicated on Diagram T3595/1946.

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***GN 408 / GG 22335 / 20010529 declared the following land to be part of the park:***

- The remainder of the farm Hoopdaal 96, KQ, in extent 67,9290 hectares, held under title deed No. T21440/2001.
- Portion 5 of the farm Hoopdaal 96, KQ, in extent 421,3876 hectares, held under title deed No. T21441/2001.
- Portion 6 of the farm Hoopdaal 96, KQ, in extent 42,8266 hectares, held under title deed No. T21441/2001.
- Portion 7 of the farm Hoopdaal 96, KQ, in extent 192,2528 hectares, held under title deed No. T214441/2001.
- Portion 11 of the farm Hoopdaal 96, KQ, in extent 222,6003 hectares, held under title deed No. T21440/2001.
- Portion 19 of the farm Diamant 228, KQ, in extent 1284,7980 hectares, held under title deed No. T96214/1999.
- Portion 2 of the farm Klipdrift 231, KQ, in extent 873,6626 hectares, held under title deed No. T4635/2001.
- Portion 3 of the farm Klipdrift 231, KQ, in extent 873,6626 hectares, held under title deed No. T96214/1999.
- Portion 4 of the farm Klipdrift 231, KQ, in extent 873,6626 hectares, held under title deed No. T96214/1999.
- Portion 5 of the farm Klipdrift 231, KQ, in extent 873,6626 hectares, held under title deed No. T96214/1999.
- The remainder of the farm Waterval 267, KQ, in extent 1708,0761 hectares, held under title deed No. T3295/2001.
- The farm Retsch 594, KQ, in extent 878,9510 hectares, held under title deed No. T4806/2001.

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***GN 672 / GG 22492 / 200100727 declared the following land to be part of the park:***

The remainder of the farm Buffelspoort 265, KQ, measuring 1997, 5010 hectare, held under Title Deed No. T30444/200.

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***GN 1493/2003 declared the following land to be part of the park and amended the definition accordingly:***

Portion 10 of the farm Groothoek 278 KQ, Limpopo Province, in extent 45,8005 hectare, held under Title Deed No. T68773/2000

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***I-GN 1372 / GG 17372 / 19960823 ibhengeze lo mhlaba ulandelayo ukuba ube yinxalenye yale paka:***

- (a) Intsalela yesahlulo seSahlulo se-3 sefama iVygeboomfontein 239KQ kububanzi obunga-108, 0579 beehktare njengoko kubonisiwe kwiSazobe esinguNombolo-66756/1993. 5
- (b) Intsalela yesahlulo seSahlulo so-1 sefama iGeelhoutbosch 269 KQ kububanzi obunga-113, 0834 beehktare njengoko kubonisiwe kwiSazobe esinguNombolo-T7662/1992.
- (c) ISahlulo se-3 sefama i-Aapiesrivierpoort KQ kububanzi obunga-298, 5883 beehktare njengoko kubonisiwe kwiSazobe esingu-T3595/1946. 10

***I-GN 408 / GG 22335 / 20010529 ibhengeze lo mhlaba ulandelayo ukuba ube yinxalenye yale paka:***

- Intsalela yefama iHoopdaal 96, KQ, kububanzi obunga-67,9290 beehktare, ibanjwe phantsi koXwebhu lweLungelo lobiMnini-mhlaba elinguNombolo-T21440/2001. 15
- ISahlulo se-5 sefama iHoopdaal 96, KQ, kububanzi obunga-421, 3876 beehktare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T21441/2001.
- ISahlulo se-6 sefama iHoopdaal 96, KQ, kububanzi obunga-42, 8266 beehktare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T21441/2001. 20
- ISahlulo se-7 sefama iHoopdaal 96, KQ, kububanzi obunga-192, 2528 beehktare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T21444/2001.
- ISahlulo se-11 sefama iHoopdaal 96, KQ, kububanzi obunga-222, 6003 beehktare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T21440/2001. 25
- ISahlulo se-19 sefama iDiamant 228, KQ, kububanzi obunga-1284, 7980 beehktare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T96214/1999. 30
- ISahlulo se-2 sefama iKlipdrift 231, KQ, kububanzi obunga-873, 6626 beehktare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T4635/2001.
- ISahlulo se-3 sefama iKlipdrift 231, KQ, kububanzi obunga-873, 6626 beehktare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T96214/1999. 35
- ISahlulo se-4 sefama iKlipdrift 231, KQ, kububanzi obunga-873, 6626 beehktare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T96214/1999.
- ISahlulo se-5 sefama iKlipdrift 231, KQ, kububanzi obunga-873, 6626 beehktare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T96214/1999. 40
- Intsalela yefama iWaterval 267, KQ, kububanzi obunga-1708, 0761 beehktare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T3295/2001. 45
- Ifama iRetseh 594, KQ, kububanzi obunga-878, 9510 beehktare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T4806/2001.

***I-GN 672 / GG 22492 / 200100727 ibhengeze lo mhlaba landelayo ukuba ube yinxalenye yale paka:***

Intsalela yefama iBuffelspoort 265, KQ, ilinganiswa ne-1997, 5010 yeehktare, ibanjwe phantsi koXwebhu leeLungelo lobuMnini-mhlaba elinguNombolo-T30444/200.

***I-GN 1493/2003 ibhengeze lo mhlaba ulandelayo ukuba ube yinxalenye yale paka yaza yahlomela iShedyuli yoku-1 ngokufanelekileyo:***

ISahlulo se-10 sefama iGroothoek 278 KQ, kwiPhondo laseLimpopo, kububanzi obuyi-45, 8005 beehktare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T68773/2000 55

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Portion 3 of the farm Geelhoutbosch 269 KQ, Limpopo Province, in extent 678,5004 hectare, held under Title Deed No. T46677/2001	
Portion 10 of the farm Kareehoek 274 KQ, Limpopo Province in extent 124,9725 hectare, held under Title Deed No. T108909/1997	
Portion 4 of the farm Blespaardspruit 275 KQ, Limpopo Province, in extent 146,1206 hectare, held under Title Deed No. T33762/1997	5
Portion 11 of the farm Kareehoek 274 KQ, Limpopo Province, in extent 287,7296 hectare, held under Title Deed No. T87487/1997	
Portion 9 of the farm Kareehoek 274 KQ, Limpopo Province, in extent 139,0113 hectare, held under Title Deed No. T54595/1997	10
Portion 3 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 156,1240 hectare, held under Title Deed No. T78232/1998	
The farm Kameeldraai 595 KQ, Limpopo Province, in extent 2087,5117 hectare, held under Title Deed No. T8989/2001	
Portion 9 of the farm Geelhoutbosch 269 KQ, Limpopo Province, in extent 203,5494 hectare, held under Title Deed No. T46677/2001	15
Portion 2 of the farm Kareehoek 274 KQ, Limpopo Province, in extent 137,7624 hectare, held under Title Deed No. T71313/2001	
Portion 8 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 487,1674 hectare, held under Title Deed No. T85428/2001	20
Portion 6 of the farm Kareehoek 274 KQ, Limpopo Province, in extent 0,4409 hectare, held under Title Deed No. T122255/2001	
Remainder of the farm Zandspruit 138 KQ, Limpopo Province, in extent 791,2958 hectare, held under Title Deed No. T47051/2001	
Portion 4 of the farm Marakeli 437 KQ, Limpopo Province, in extent 49,3317 hectare, held under Title Deed No. T6630/2002	25
The farm Blespaardspruit 640 KQ, Limpopo Province, in extent 96,6567 hectare, held under Title Deed No. T54883/2002	
Portion 2 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 151,1948 hectare, held under Title Deed No. T152250/2002	30
Portion 4 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 146,9640 hectare, held under Title Deed No. T152250/2002	
Portion 7 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 211,8998 hectare, held under Title Deed No. T152250/2002	
The farm Jagtersrus 418, Limpopo Province, in extent 1000,0000 hectare, held under Title Deed No. T74496/1991	35



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- ISahlulo se-3 sefama iGeelhoutbosch 269 KQ, kwiPhondo laseLimpopo, kububanzi obunga-678, 5004 beehektare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T46677/2001
- ISahlulo se-10 sefama iKareehoek 274 KQ, kwiPhondo laseLimpopo, kububanzi obunga-124, 9725 beehektare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T108909/1997 5
- ISahlulo se-4 sefama iBlespaardspruit 275 KQ, kwiPhondo laseLimpopo, kububanzi obunga-146, 1206 beehektare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T33762/1997
- ISahlulo se-11 sefama iKareehoek 274 KQ, kwiPhondo laseLimpopo, kububanzi obunga-287, 7296 beehektare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T87487/1997 10
- ISahlulo se-9 sefama iKareehoek 274 KQ, kwiPhondo laseLimpopo, kububanzi obunga-139, 0113 beehektare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T54595/1997 15
- ISahlulo se-3 sefama iZandfontein 315 KQ, kwiPhondo laseLimpopo, kububanzi obunga-156, 1240 beehektare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T78232/1998
- Ifama iKameeldraai 595 KQ, kwiPhondo laseLimpopo, kububanzi obunga-2087, 5117 beehektare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T8989/2001 20
- ISahlulo se-9 sefama iGeelhoutbosch 269 KQ, kwiPhondo laseLimpopo, kububanzi obunga-203, 5494 beehektare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T46677/2001
- ISahlulo se-2 sefama iKareehoek 274 KQ, kwiPhondo laseLimpopo, kububanzi obunga-137, 7624 beehektare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T71313/2001 25
- ISahlulo se-8 sefama iZandfontein 315 KQ, kwiPhondo laseLimpopo, kububanzi obunga-487, 1674 beehektare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T85428/2001 30
- ISahlulo se-6 sefama iKareehoek 274 KQ, kwiPhondo laseLimpopo, kububanzi obunga-0, 4409 beehektare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T122255/2001 Intsalela yefama iZandspruit 138 KQ, kwiPhondo laseLimpopo, kububanzi obunga-791, 2958 beehektare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T47051/2001 35
- ISahlulo se-4 sefama iMarakeli 437 KQ, kwiPhondo laseLimpopo, kububanzi obunga-49, 3317 beehektare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T6630/2002
- Ifama iBlespaardspruit 640 KQ, kwiPhondo laseLimpopo, kububanzi obunga-96, 6567 beehektare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T54883/2002 40
- ISahlulo sesi-2 sefama iZandfontein 315 KQ, kwiPhondo laseLimpopo, kububanzi obunga-151, 1948 beehektare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T152250/2002
- ISahlulo se-4 sefama iZandfontein 315 KQ, kwiPhondo laseLimpopo, kububanzi obunga-146, 9640 beehektare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T152250/2002 45
- ISahlulo se-7 sefama iZandfontein 315 KQ, kwiPhondo laseLimpopo, kububanzi obunga-211, 8998 beehektare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T152250/2002 50
- Ifama iJagtersrus 418, kwiPhondo laseLimpopo, kububanzi obunga-1000, 0000 beehektare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini-mhlaba elinguNombolo-T74496/1991
- ISahlulo so-1 sefama iWinterval 267 KQ, kwiPhondo laseLimpopo, kububanzi obuli-1713.0640 lehektare, sibanjwe phantsi koXwebhu lweLungelo lobuMnini- 55

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Portion 1 of the farm Waterval 267 KQ, Limpopo Province, in extent 1713,0640 hectare, held under Title Deed No. T74496/1991  
[Definition of “Marakele National Park” inserted by GN 248/94 and amended by GN 857/94 and GN 1493/2003]

**ZUURBERG NATIONAL PARK**

[Definition of “Zuurberg National Park” added by GN 395/91 and deleted by GN 1582/95]

**RICHTERSVELD NATIONAL PARK*****GN 1969 / GG 13457 / 19910816 declared the following area to be a national park:***

Beginning at the point where the eastern boundary of the 31 m wide electric powerline servitude, as indicated on approved SG Diagram 3615/1981, intersects the international border between the Republic of South Africa and Namibia; thence north-eastwards and clockwise upstream along the said international border, to a point where the said international border meets the eastward prolongation of the northern boundary of Portion 12 of Farm 600, Administrative District of Namaqualand; thence westwards along the latter prolongation and the northern boundaries of the said Portion 12 and Portion 11 of the said Farm 600; so as to exclude the said portions from the area, to Beacon A as indicated on approved SG Diagram 11352/85 of the latter Portion 11; thence north-westward along a straight line connecting the said Beacon A with Beacon L on the said 31 m wide electric powerline servitude as indicated on the said approved SG Diagram 3615/1981, to the point where it intersects the eastern boundary of the 31 m wide electric powerline servitude; thence generally northwards along the latter eastern boundary, to the point where it intersects the said international border between the Republic of South Africa and Namibia, the point of beginning.

**MAPUNGUBWE NATIONAL PARK**

[Name of “Vhembe-Dongola National Park” substituted by GN 900/2004]

***GN 490 / GG 18814 / 19980409 declared the following land to be part of the park:***

Farm Den Staat 27 MS (*remainder*), Registration Division MS, Northern Province, in extent 1 842,1763 hectares, as indicated on Diagram SG No. A1237/60

***GN 339 / GG 21042 / 20000407 declared the following land to be part of the park:***

Farm Greefswald 37 MS, in extent 2 503,8386 hectares, situated in the District of Zoutpansberg, as described in Diagram SG No. A3456/1906.

***GN 355 / GG 22231 / 20010426 declared the following land to be part of the park:***

Portion 1 of the Farm Riedel 48, Registration Division M.S., Northern Province, in extent 2569,7720 hectares as described in Diagram SG No. A2781/43.

Portion 1 of the farm Balemo 18 MS, Limpopo Province, in extent 768,6940 (Seven Six Eight Comma Six Nine Four Zero) hectare, held under Deed of Transfer T146928/2002

Portion 3 of the farm Tuscanen 17 MS, Limpopo Province, in extent 1301,0380 (One Three Zero One Comma Zero Three Eight Zero) hectare, held under Deed of Transfer T154756/2000

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# Government Gazette Staatskoerant

REPUBLIC OF SOUTH AFRICA  
REPUBLIEK VAN SUID-AFRIKA

Vol. 573

Pretoria, 27 March  
Maart 2013

No. 36295

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## GOVERNMENT NOTICE

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### DEPARTMENT OF ENVIRONMENTAL AFFAIRS

No. 236

27 March 2013

#### NATIONAL ENVIRONMENTAL MANAGEMENT: PROTECTED AREAS ACT, 2003 (ACT NO. 57 OF 2003)

#### AMENDMENT OF SCHEDULE 2 TO THE NATIONAL ENVIRONMENTAL MANAGEMENT: PROTECTED AREAS ACT, 2003 (ACT NO. 57 OF 2003)

I, Bomo Edith Edna Molewa, Minister of Water and Environmental Affairs, in terms of section 20(6)(b) of the National Environmental Management: Protected Areas Act, 2003 (Act No. 57 of 2003), hereby amend Schedule 2 to the National Environmental Management: Protected Areas Act, 2003 (Act No. 57 of 2003) in the Schedule hereto.



**BOMO EDITH EDNA MOLEWA**

**MINISTER OF WATER AND ENVIRONMENTAL AFFAIRS**

**SCHEDULE**

In terms of section 20(6)(a) of the Act, each area defined shall be a national park under the name assigned to it in the Schedule. In terms of section 47(1) of the Act, the air space to a level of 2 500 feet above the highest point of the park (included in the Schedule) is included in the national park.

[Schedule 2 amended by Proc. 294/78, s. 2 of Act 60/79, Proc. 201/79, Proc. 44/82, Proc. 125/83, Proc. 132/83, Proc. 8/84, Proc. 210/84, Proc. 35/85, Proc. 138/85, GN 1933/86, GN 1934/86, GN 5/87, GN 1385/87, GN 1753/87, GN 2509/87, GN 2814/87, GN 2856/87, GN 225/88, GN 1047/88, GN 1249/88, GN 1490/88, GN 577/89, GN 703/89, GN 1374/89, GN 395/91, GN 1211/91, GN 2159/92, GN 214/93, GN 1766/93, GN 2201/93, GN 2202/93, GN 37/94, GN 183/94, GN 248/94, GN 857/94, GN 1227/94, GN 1228/94, GN 1705/94, GN 1947/94, GN 2244/94, GN 1582/95, GN 1732/95, GN 537/96, GN 538/96, GN R599/96, GN 1077/96, GN 1138/96, GN 1139/96, GN 1140/96, s. 1 of Act 49/96, GN 35/97, GN 458/99, GN 543/99, GN 409/2001, GN 1106/2001, GN 1127/2001, GN 722/2002, GN 1442/2002, GN 940/2003, GN 1492/2003, GN 1493/2003, GN 1495/2003, GN 1496/2003, GN 1498/2003, GN 1499/2003, GN 41/2004, GN 42/2004, GN 554/2004, GN 901/2004, GN 902/2004, GN 903/2004, GN 904/2004, GN 905/2004, GN 906/2004, GN 907/2004, GN 28/2005, GN 960/2005, GN 961/2005, GN 962/2005, GN 1063/2005, GN 1064/2005, GN 1065/2005, GN 1066/2005, GN 1067/2005, GN 1068/2005, GN 1069/2005, GN 1070/2005, GN 1071/2005, GN 1214/2005, GN 1216/2005, GN 208/2006, GN 355/2007, GN 231/2008, GN 1181/2008, GN 1239/2008, GN 248/2009, GN 398/2009, GN 399/2009, GN 400/2009 and GN 401/2009]

1. KRUGER NATIONAL PARK
2. KALAHARI GEMSBOK NATIONAL PARK
3. BONTEBOK NATIONAL PARK
4. ADDO ELEPHANT NATIONAL PARK
5. MOUNTAIN ZEBRA NATIONAL PARK
6. AUGRABIES FALLS NATIONAL PARK
7. GOLDEN GATE HIGHLANDS NATIONAL PARK
8. KAROO NATIONAL PARK
9. WEST COAST NATIONAL PARK
10. VAALBOS NATIONAL PARK
11. TANKWA KAROO NATIONAL PARK
- 12. MARAKELE NATIONAL PARK**
13. RICHTERSVELD NATIONAL PARK
14. MAPUNGBWE NATIONAL PARK
15. TABLE MOUNTAIN NATIONAL PARK
16. AGULHAS NATIONAL PARK

**MARAKELE NATIONAL PARK**

The highest point in Marakele National Park is 6854.99ft above sea level.

*Definition of Area*

1. The farm Kransberg 593, situate in the Registration Division KQ, Transvaal, in extent 15742,9812 hectares, as represented on and described in Diagram S.G. No. A8390/88.
2. The farm Zwarthoek 276, situate in the Registration Division KQ, Transvaal, in extent 2331,5443 hectares, as represented on and described in Diagram S.G. No. A877/1908.

***GN 248/94 declared the following land to be part of the park:***

The undermentioned land situate in the Registration Division KQ, Transvaal:

1. Portion 4 (portions of Portion 1 and the Remaining Extent) of the farm Elandshoek 263, in extent 2026,7031 hectares;

2. The farm Waterhoutboom 264, in extent 5711,7851 hectares;
3. Portion 2 of the farm Vygeboomfontein 239, in extent 842,2167 hectares;
4. Remaining Extent of Portion 3 of the farm Buffelspoort 280, in extent 2398,8034 hectares-
5. Portion 2 of the farm Aapiesrivierpoort 272, in extent 552,0407 hectares;
6. Remaining Extent of the farm Aapiesrivierpoort 272, in extent 551,0664 hectares;
7. Remainder of the farm Blespaardspruit 275, in extent 711,4923 hectareS;
8. Portion 5 of the farm Blespaardspruit 275, in extent 50,8414 hectares;
9. Portion 1 of the farm Tweeloopfontein 235, in extent 505,7162 hectares;
10. A portion of the Remaining Extent of Portion 1 of the farm Duikerspan 136, in extent approximately 412 hectares;
11. A portion of Portion 5 (a portion of Portion 1) of the farm Duikerspan 136, in extent approximately 355 hectares;
12. Portion 1 of the farm Aapiesrivierpoort 272, in extent 276,0222 hectares;
13. Portion 4 of the farm Geelhoutbosch 269, in extent 678,5004 hectares;
14. Portion 6 (a portion of Portion 1) of the farm Geelhoutbosch 269, in extent 113,0834 hectares; and
15. Portion 7 (a portion of Portion 1) of the farm Geelhoutbosch 269, in extent 226,1688 hectares.

***GN 857/94 declared the following land to be part of the park and amended the definition accordingly:***

Portion 3 of the farm Groothoek 278, situated in the Registration Division KQ, Transvaal, in extent 624,0511 hectares, as represented on and described in Diagram SG No. A2989/30.

***GN 857/94 declared the following land to be part of the park:***

The undermentioned land situate in the Registration Division KQ, Transvaal:

1. Portion 9 (a portion of Portion 4) of the farm Duikerspan 136, in extent 92,4852 hectares;
2. Portion 1 of the farm Marakeli 437, in extent 1026,5500 hectares;
3. Portion 5 (a portion of Portion 1) of the farm Geelhoutbosch 269, in extent 113,0834 hectares; and
4. Remaining Extent of the farm Zandfontein 31 5, in extent 666,1830 hectares.

***GN 1037 / GG 16527 / 19950714 declared the following land to be part of the park:***

Portion 4 (a portion of Portion 3) of the farm Vygeboomfontein 239, in extent 534,4720 hectares, situate in the Registration Division KQ.

***GN 1372 / GG 17372 / 19960823 declared the following land to be part of the park:***

- (a) Remaining portion of Portion 3 of the farm Vygeboomfontein 239KQ in extent 108,0579 hectares as indicated on Diagram No. 66756/1993.
- (b) Remaining portion of Portion 1 of the farm Geelhoutbosch 269 KQ in extent 113,0834 hectares as indicated on Diagram No. T7662/1992.



- (c) Portion 3 of the farm Aapiesrivierpoort KQ in extent 298,5883 hectares as indicated on Diagram T3595/1946.

***GN 408 / GG 22335 / 20010529 declared the following land to be part of the park:***

- The remainder of the farm Hoopdaal 96, KQ, in extent 67,9290 hectares, held under title deed No. T21440/2001.
- Portion 5 of the farm Hoopdaal 96, KQ, in extent 421,3876 hectares, held under title deed No. T21441/2001.
- Portion 6 of the farm Hoopdaal 96, KQ, in extent 42,8266 hectares, held under title deed No. T21441/2001.
- Portion 7 of the farm Hoopdaal 96, KQ, in extent 192,2528 hectares, held under title deed No. T21441/2001.
- Portion 11 of the farm Hoopdaal 96, KQ, in extent 222,6003 hectares, held under title deed No. T21440/2001.
- Portion 19 of the farm Diamant 228, KQ, in extent 1284,7980 hectares, held under title deed No. T96214/1999.
- Portion 2 of the farm Klipdrift 231, KQ, in extent 873,6626 hectares, held under title deed No. T4635/2001.
- Portion 3 of the farm Klipdrift 231, KQ, in extent 873,6626 hectares, held under title deed No. T96214/1999.
- Portion 4 of the farm Klipdrift 231, KQ, in extent 873,6626 hectares, held under title deed No. T96214/1999.
- Portion 5 of the farm Klipdrift 231, KQ, in extent 873,6626 hectares, held under title deed No. T96214/1999.
- The remainder of the farm Waterval 267, KQ, in extent 1708,0761 hectares, held under title deed No. T3295/2001.
- The farm Retseh 594, KQ, in extent 878,9510 hectares, held under title deed No. T4806/2001.

***GN 672 / GG 22492 / 200100727 declared the following land to be part of the park:***

The remainder of the farm Buffelspoort 265, KQ, measuring 1997, 5010 hectare, held under Title Deed No. T30444/200.

***GN 1493/2003 declared the following land to be part of the park and amended the definition accordingly:***

Portion 10 of the farm Groothoek 278 KQ, Limpopo Province, in extent 45,8005 hectare, held under Title Deed No. T68773/2000

Portion 3 of the farm Geelhoutbosch 269 KQ, Limpopo Province, in extent 678,5004 hectare, held under Title Deed No. T46677/2001

Portion 10 of the farm Kareehoek 274 KQ, Limpopo Province in extent 124,9725 hectare, held under Title Deed No. T108909/1997

Portion 4 of the farm Blespaardspruit 275 KQ, Limpopo Province, in extent 146,1206 hectare, held under Title Deed No. T33762/1997

Portion 11 of the farm Kareehoek 274 KQ, Limpopo Province, in extent 287,7296 hectare, held under Title Deed No. T87487/1997

Portion 9 of the farm Kareehoek 274 KQ, Limpopo Province, in extent 139,0113 hectare, held under Title Deed No. T54595/1997

Portion 3 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 156,1240 hectare, held under Title Deed No. T78232/1998

The farm Kameeldraai 595 KQ, Limpopo Province, in extent 2087,5117 hectare, held under Title Deed No. T8989/2001

Portion 9 of the farm Geelhoutbosch 269 KQ, Limpopo Province, in extent 203,5494 hectare, held under Title Deed No. T46677/2001

Portion 2 of the farm Kareehoek 274 KQ, Limpopo Province, in extent 137,7624 hectare, held under Title Deed No. T71313/2001

Portion 8 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 487,1674 hectare, held under Title Deed No. T85428/2001

Portion 6 of the farm Kareehoek 274 KQ, Limpopo Province, in extent 0,4409 hectare, held under Title Deed No. T122255/2001

Remainder of the farm Zandspruit 138 KQ, Limpopo Province, in extent 791,2958 hectare, held under Title Deed No. T47051/2001

Portion 4 of the farm Marakeli 437 KQ, Limpopo Province, in extent 49,3317 hectare, held under Title Deed No. T6630/2002

The farm Blespaardspruit 640 KQ, Limpopo Province, in extent 96,6567 hectare, held under Title Deed No. T54883/2002

Portion 2 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 151,1948 hectare, held under Title Deed No. T152250/2002

Portion 4 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 146,9640 hectare, held under Title Deed No. T152250/2002

Portion 7 of the farm Zandfontein 315 KQ, Limpopo Province, in extent 211,8998 hectare, held under Title Deed No. T152250/2002

The farm Jagtersrus 418, Limpopo Province, in extent 1000,0000 hectare, held under Title Deed No. T74496/1991

Portion 1 of the farm Waterval 267 KQ, Limpopo Province, in extent 1713,0640 hectare, held under Title Deed No. T74496/1991

***GN 1063 / GG 28185 / 20051028 declared the following land to be part of the park and amended the definition accordingly:***

Portion 5 (a portion of Portion 3) of the farm Buffelspoort No. 280, KQ Registration Division, Limpopo Province, in extent 197.8588 hectares, held under Title Deed of Transfer T73337/2003.

***GN 1068 / GG 28185 / 20051028 declared the following land to be part of the park and amended the definition accordingly:***

Portion 26 (a portion of Portion 25) of the farm Hartebeesfontein No. 281, KQ Registration Division, Limpopo Province, in extent 182,9970 hectares, held under Title Deed of Transfer T73337/2003]

Portion 12 (a portion of Portion 3) of the farm Duikerspan 136, KQ Registration Division, Limpopo Province, in extent 2,7631 hectares, held under Title Deed of Transfer T86262/2003

Portion 5 (a portion of Portion 3) of the farm Buffelspoort No. 280, KQ Registration Division, Limpopo Province, in extent 197,8588 hectares, held under Title Deed of Transfer T73337/2003

0,077882 share in Portion 1 of the farm Kareehoek 274, KQ Registration Division, Limpopo Province in extent 275,6326 hectares, held under Title Deed of Transfer T35245/2003

Portion 21 of the farm Hartebeesfontein No. 281, KQ Registration Division, Limpopo Province in extent 267,4391 hectares, held under Title Deed of Transfer T75971/2001

[Definition of "Marakele National Park" inserted by GN 248/94 and amended by GN 857/94, GN 1037/95, GN 1372/96, GN 408/2001, GN 672/2001, GN 1493/2003, GN 1063/2005 and GN 1068/2005]

**NOTICE 476 OF 2015**

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS**

**NATIONAL ENVIRONMENTAL MANAGEMENT: PROTECTED AREAS ACT, 2003 (ACT NO. 57 OF 2003)**

**DECLARATION OF LAND TO BE PART OF MARAKELE NATIONAL PARK IN TERMS OF NATIONAL ENVIRONMENTAL MANAGEMENT: PROTECTED AREAS ACT, 2003 (ACT NO. 57 OF 2003)**

I, Bomo Edith Edna Molewa, Minister of Environmental Affairs, hereby declare by virtue of the powers vested in me by Section 20(1)(a)(ii) of the National Environmental Management: Protected Areas Act, 2003 (Act No. 57 of 2003) the properties listed in the Schedule as part of the Marakele National Park.

**BOMO EDITH EDNA MOLEWA, MP  
MINISTER OF ENVIRONMENTAL AFFAIRS**

**SCHEDULE**

1. Portion 1 of the Farm Zandfontein No. 315, Division of KQ, Limpopo Province, in extent measuring 882. 1574 hectares, held by Deed of Transfer No. T33906/2012; and
2. Portion 30 of the Farm Groothoek No. 278, Division of KQ, Limpopo Province, in extent measuring 26.63 hectares, held by Deed of Transfer No. T81244/2006.

CONTRACTUAL PARK AGREEMENT

entered into between

THE MARAKELE PARK (PTY) LTD



(Registration No 2000/005327/07)

herein represented by Peter Cramalt Anderson duly authorised thereto

and

SOUTH AFRICAN NATIONAL PARKS

herein represented by Mavuso Msimang in his capacity as Chief Executive Officer duly  
authorised thereto

WHEREBY IT IS AGREED AS FOLLOWS :

1. INTERPRETATION AND PRELIMINARY

- 1.1. The headings of the clauses in this agreement are for the purpose of convenience and reference only and shall not be used in the interpretation of nor modify nor amplify the terms of this agreement nor any clause hereof. Unless a contrary intention clearly appears, words importing
- 1.1.1. any one gender include the other two genders;
  - 1.1.2. the singular include the plural and *vice versa*; and
  - 1.1.3. natural persons include created entities (corporate or unincorporated) and the state and *vice versa*;
- 1.2. the following terms shall have the meanings assigned to them hereunder and cognate expressions shall have corresponding meanings, namely -
- 1.2.1. "Act" means the National Parks Act No. 57 of 1976, as amended;
  - 1.2.2. "the Buffelspoort property" means the property referred to as B2 in Annexures A & B;
  - 1.2.3. "Chairman's Forum" - the body consisting of Paul van Vlissingen, his nominee or successor as the case may be and the Chief Executive Officer of SANP or his successor;
  - 1.2.4. "the commencement date" means in respect of the project, the date of publication of ministerial approval of the properties being incorporated as a Schedule 2(B)(1)(b) Contractual Park or the conclusion of a long lease between the parties over the properties as envisaged in 12, whichever is the sooner;



- 1.2.6. "the Diamant property" means the property referred to as D19 in Annexures A & B;
- 1.2.7. "the expiry date" means 30 November 2000 or such later date as Marakele Park may elect in its sole discretion which later date Marakele Park shall notify SANP of in writing prior to the close of business on 30 November 2000;
- 1.2.8. "the Geelhoutbosch properties" means the properties referred to as G4, G5, G6 and G7 in Annexures A & B;
- 1.2.9. "Jagtersrus property means the property referred to as J1 in Annexures A & B;
- 1.2.10. "JMB" - means the joint management board described in 13 ;
- 1.2.11. "the Klipdrift property means the property referred to as K3, K4 and K5 in Annexures A & B;
- 1.2.12. "the Marakele National Park" means the existing Marakele National Park in the Waterberg Mountains;
- 1.2.13. " Matlabas tented camp " means the existing tented camp being managed by SANP situated on the Jagtersrus property and Waterval property;
- 1.2.14. "the Matlabas Zijn Kloof" means the kloof extending from the catchment of the Matlabas river, and indicated on Annexure B by the figure "MZK";
- 1.2.15. "Marakele Park" means The Marakele Park (Pty) Ltd (Registration No. 2000/005327/07) and a reference to Marakele Park where relevant in this agreement includes a reference to CCG108 Investments (Pty) Ltd

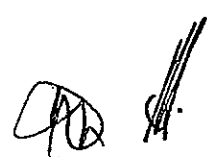


- Registration No. 2000/005328/07, and or guests, and or its chosen nominees;

- 1.2.16. "the new properties" means:
- 1.2.16.1. Portion 18 of the farm Diamant 228 measuring 1456,014 hectares; and
  - 1.2.16.2. Portion 1 of the farm Klipdrift 231 measuring 873,5912.
- 1.2.17. "party" means a party to this agreement, being Marakele Park and SANP, and "parties" bears a corresponding meaning;
- 1.2.18. "the project" means the extension of the Marakele National Park into the area of land covered by the properties; and depicted in the area map being Annexure B;
- 1.2.19. "the properties" means the actual properties relating to the project purchased or leased by Marakele Park at the commencement date including the new properties;
- 1.2.20. "the sale agreements" means the agreements to be entered into with the sellers, which agreements shall be substantially in the form annexed hereto marked Annexure C;
- 1.2.21. "SANP" means SOUTH AFRICAN NATIONAL PARKS;
- 1.2.22. "Schedule Two Contractual Park Land" means a National Park proclaimed in terms of Section 2(B)(1)(b) of the Act;



- 1.2.23. "the sellers" means the owners of the properties prior to Marakele Park purchasing the properties, but excludes the owner of the Diamant property and the Klipdrift property;
- 1.2.24. "the Sterkfontein property" means the property referred to as S1 in Annexures A & B;
- 1.2.25. "VAT" means Value-Added Tax in terms of the Value-Added Tax Act, 1991;
- 1.2.26. "Waterval property" means the property referred to as W2 in Annexures A & B;
- 1.3. any reference in this agreement to "date of signature hereof" shall be read as meaning a reference to the date of the last signature of this agreement;
- 1.4. any reference to an enactment is to that enactment as at the date of signature hereof and as amended or re-enacted from time to time;
- 1.5. if any provision in a definition is a substantive provision conferring rights or imposing obligations on any party, notwithstanding that it is only in the definition clause, effect shall be given to it as if it were a substantive provision in the body of the agreement;
- 1.6. when any number of days is prescribed in this agreement, same shall be reckoned exclusively of the first and inclusively of the last day unless the last day falls on a Saturday, Sunday or public holiday, in which case the last day shall be the next succeeding day which is not a Saturday, Sunday or public holiday;
- 1.7. where figures are referred to in numerals and in words, if there is any conflict between the two, the words shall prevail;
- 1.8. expressions defined in this agreement shall bear the same meanings in schedules or annexures to this agreement which do not themselves



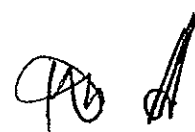
- 4.4. Upon the exercise of such option, a sale of the property shall be deemed to have been concluded on the terms and conditions set out in Annexure C. All payments shall be in freely transferable South African Rand.
- 4.5. SANP shall not be entitled to cede the option hereby granted, other than to the SANP Trust or other such vehicle as agreed to in writing by Marakele Park.

5. NEW PROPERTIES

- 5.1. SANP sells and Marakele Park purchases the new properties for an amount equal to the amount to be utilised on a rand/hectare basis by SANP to expropriate the property referred to as K1 in Annexures A and B.
- 5.2. This transaction shall be conditional on SANP successfully acquiring ownership of the farm Kameeldraai before 30 November 2001;
- 5.3. Marakele Park shall furnish the necessary guarantees for the purchase in 5.1 above within 5 (five) days of all expropriation formalities having been completed ensuring that the said expropriation is irreversible.

6. JAGTERSUS AND WATERVAL

- 6.1. On Marakele Park's request, SANP shall procure within 12 (twelve) months of signature of this agreement that the Matlabas tented camp will be moved by SANP to a new site in Marakele within twelve months of the commencement date. Marakele Park will pay up to R500 000.00 (Five Hundred Thousand Rand) at the end of the twelve month period to facilitate the movement of the camp.
- 6.2. If Marakele Park elects to retain the Matlabas camp, SANP shall procure, forthwith, the necessary consents for Marakele Park to upgrade and operate the camp. In such instance Marakele Park will be required to build a comparable camp on a new site in Marakele within 12 (twelve) months of such election.



- 6.3. For the duration of the contract SANP shall procure that, besides any development initiated by Marakele Park, there shall be no commercial development on Jagtersrus, Waterval, Kameeldraai and Portion 17 Diamant and those properties shall be treated as a single unit together with the properties. SANP shall obtain written confirmation of the commitment set out in 6 from the owner of Jagtersrus and Waterval on or before the 28 February 2001.

## 7. FEES TO EXERCISE RIGHTS AND PAYMENT

- 7.1. The annual fees payable by Marakele Park to SANP for the use of the name "Marakele" for promotional purposes and for the exercise of the rights provided for in clause 8 and 9 is 4% of turnover excluding VAT and excluding sales commissions payable to travel agents generated by Marakele Park from all commercial operations on the properties which moneys shall be payable to SANP every 3 (three) months in accordance with quarterly accounts prepared by Marakele Park.
- 7.2. The fee shall only be payable in the event of SANP fulfilling its responsibilities and obligations in terms of 3.3, 11.1.1, 11.1.2 and 11.1.3 (or alternatively to 3.3 entering into the lease agreement in 12) of this agreement in full and within the time periods stipulated, but not before commercial tourism operations have commenced on the properties.
- 7.3. Marakele Park will arrange for accounts to be audited annually to verify turnover and payments. Marakele Park will make copies of these accounts available to SANP.
- 7.4. For the avoidance of doubt Marakele Park will pay SANP 4% of turnover on any one camp and its associated commercial operations if no land is purchased, by SANP, 6% of turnover of the same camp once the first 2000 hectares is purchased and 8% of turnover once the 2nd 2000 hectares is purchased. The 8% of turnover will then apply for the remainder of the contract.
- 7.5. In the event that a 4000 hectare zone does not contain a camp, the fee payable by Marakele Park will be based on the turnover of any one camp



the Marakele National Park; on a non-exclusive basis,

8.1.4. to tender for such other activities and services in the Marakele National Park as Marakele Park deems fit in its sole discretion (such as day and night drives, guided walking safaris and specified day visitor activities).

8.2. SANP shall procure that Marakele Park has the right, without any additional charge above the entrance gate fee,

8.2.1. to traverse the Jagtersrus, Waterval, Diamant Portion 17 (D17) and Geelhoutbosch, properties for a period of 30 (thirty) years from the commencement date on existing roads, and on new roads constructed with the approval of SANP,

8.2.2. to erect a camp on Jagtersrus and Waterval and to conduct tourism operations from this camp.

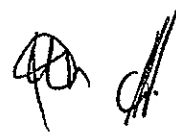
## 9. MARAKELE PARK'S ADDITIONAL RIGHTS

9.1. Marakele Park shall have the following exclusive rights in respect of the properties, for a period of no less than 30 (thirty) years from the commencement date with a view to, *inter alia*, establishing, managing and developing tourist activities, and which rights shall continue in existence notwithstanding SANP exercising an option in terms of clause 4 within the 30 (thirty) year period:-

9.1.1. to establish and operate 5 (five) 20 (twenty) bed commercial tourism camps on the properties at sites chosen by Marakele Park;

9.1.2. to traverse the properties on an exclusive basis;

9.1.3. to decide on routes and construction of game drive roads;



- 9.1.4. to rehabilitate the properties by concealing or removing telephone or power lines, man made structures, alien species or internal fences;
- 9.1.5. to prepare and implement a marketing plan to promote the proposed tourist activities on the properties and Marakele;
- 9.2. Marakele Park shall, in addition have the following exclusive rights in respect of the properties, for a period of no less than 30 (thirty) years from the commencement date, which exclusive rights shall be exercised in consultation with the JMB with a view to, *inter alia*, establishing, managing and developing tourist activities, and shall continue in existence notwithstanding SANP exercising an option in terms of clause 4 within the 30 (thirty) year period;
  - 9.2.1. to manage the properties (including culling and shooting) with reference to the agreed Park management plan described in 13.1
  - 9.2.2. to construct, manage and control entrance gate(s) to the properties and to decide on the location of such gate(s);
  - 9.2.3. to introduce new game on to the properties in agreement with the JMB;
- 9.3. Marakele Park shall arrange, at its own cost, for a game count and game valuation to be carried out on each of the properties prior to such property being subject to this agreement. In recognition of the fact that Marakele Park will have contributed game to the area, it shall be entitled to reasonable shooting for the pot for tourist consumption on the properties in consultation with the JMB. Any game introduced by Marakele Park shall be added to the initial valuation described in this clause and all game included herein shall remain the property of Marakele Park.
- 9.4. Marakele Park shall at all times be entitled to assign it's rights granted in

terms of this agreement, or part of them to a party nominated by Marakele Park in writing.

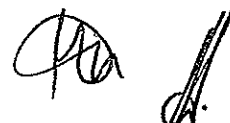
#### 10. MARAKELE PARK'S RESPONSIBILITIES

Marakele Park shall be responsible for the following :-

- 10.1. procuring that the fencing of the properties is undertaken in such a manner as to allow for the incorporation of the properties into the Marakele National Park;
- 10.2. to erect and maintain electrified predator and elephant proof perimeter fencing on the properties;
- 10.3. to diligently carry out the directives agreed with JMB.
- 10.4. to pay quarterly to SANP 50% of all admission fees collected at the entrance gates controlled by the Marakele Park.

#### 11. SANP'S RESPONSIBILITIES

- 11.1. SANP shall, at its own cost, be responsible for the following :-
  - 11.1.1. procuring that the existing lease agreements entered into between SANP and CCG088 Investments (Proprietary) Limited in regard to the Klipdrift property and the Diamant property are cancelled;
  - 11.1.2. procuring that electric perimeter fencing of the Marakele National Park is erected and maintained suitable for the holding of predators, elephant and other large mammals within 18 (eighteen) months of the expiry date; and to remove any fences between Marakele and the properties;
  - 11.1.3. procuring the reintroduction of species on the properties of sufficient numbers to sustain a big 5



jurisdiction, be ineffective to the extent of such prohibition or unenforceability and shall be treated as *pro non scripto* and severed from the balance of this agreement, without invalidating the remaining provisions of this agreement or affecting the validity or enforceability of such provision in any other jurisdiction.

29. LANGUAGE

All notices and correspondence in respect of this agreement and the tender shall be in the English language.

30. ASSIGNMENT, TRANSFER, CESSION AND DELEGATION

No party shall be entitled to assign, transfer, cede or delegate any of its rights or obligations in terms of this agreement, except with the prior written consent of the other party, which consent shall not be unreasonably delayed or withheld, unless such a right has specifically been provided for in this agreement. Notwithstanding this prohibition it is recorded that Marakele Park envisages assigning, transferring, ceding and some delegating of its rights and obligations to a subsidiary or related company, and in certain circumstances concessionaires and SANP accepts the reasonableness of this proposal.

31. COSTS

Each party will bear their own costs of and incidental to the preparation of this agreement.

Signed on this the 2<sup>nd</sup> day of November 2000 and duly authorised



For: MARAKELE PARK (PTY) LTD

WITNESSES:

1. \_\_\_\_\_



2. Audubon

D. M. M. M.

For: SOUTH AFRICAN NATIONAL PARKS BOARD

WITNESSES:

1. M. M. M. (J.M.M.)

2. Audubon

AM



"Annexure A"

Schedule of land – Marakele Park Project

**A. The properties**

H1	Hoopdaal (Faan Haartzter) 256.954ha	
H2	Hoopdaal (Faan Haartzter) 67.9290ha+ Hoopdaal West 423 ha = 490.929ha	
H3	Hoopdaal (Faan Haartzter) 222.6003ha	
H4	Hoopdaal (Dana Smit) 467ha	
KLIP 2	Klipdrift Portion 2 (Advocate Maritz) 873.662ha	
R1	Rem of Klipdrift (Retseh 594 KQ) Beyers Broers Boerdery 878.9510ha	
W1	Waterval 267KQ remainder (Bosua) Maspen Boerdery 1708ha (includes W3)	
G2	Geelhoutbosch Portion 2 – Mrs. S. Hattingh 474.9510ha	
G3	Geelhoutbosch portion 3 – Mrs. S. Strauss - OA van Schalkwyk Trust 678.5004ha	
G9	Geelhoutbosch Portion 9 – Mrs. S. Strauss – OA van Schalkwyk Trust 203.5493ha	
G8	Geelhoutbosch Portion 8 – Mr. W. Pernegger – 113.0083ha	
<b>Total</b>		<b>6368.106ha</b>

**B. The new properties to be purchased by way of exchange for expropriated land**

D18	Portion 18 of Diamant 228KQ measuring 1456.104ha	
KLIP Rem1	Portion 1 of Klipdrift 231 measuring 873.5912 (SANP)	
<b>Total</b>		<b>2329.6952ha</b>

**C. SANP Trust Land**

J1	Jagtersus	
W2	Remainder of Waterval	

**D. Klipdrift and Diamant properties currently owned by UBMC (subject to SANP lease)**

K3	Portion 3 Klipdrift 231KQ 873.6626ha (CCG088 Investment (Pty) Ltd.)	
K4	Portion Klipdrift 231KQ 873.6626ha (CCG088 Investment (Pty) Ltd.)	
K5	Portion 5 Klipdrift 231KQ 873.6626ha (CCG088 Investment (Pty) Ltd.)	
D19	Portion 19 Diamant 228KQ 1284.7980ha (CCG088 Investment (Pty) Ltd.)	
<b>Total</b>		<b>3905.7858ha</b>

**E. Other properties to be purchased**

K2	Kareehoek 274KQ Approx 1250.00ha	
B1	Buffelspoort 265KQ South of Tweeloopfontein Rd Approx 1900.00ha	
<b>Total</b>		<b>3150.00</b>

**F. Properties owned by UBMC**

S1	Sterkfontein	
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**G. Properties to be expropriated by SANP (funded by income from B)**

K1	Kameeldraal 268KQ (OA Van Schalkwyk Trust) 2083 ha difference = 247ha	
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**H. Properties subject to UBMC traverse area.**

G4	Geelhoutbosch 269KQ Portion 4	
G5	Geelhoutbosch 269KQ Portion 5	
G6	Geelhoutbosch 269KQ Portion 6	
G7	Geelhoutbosch 269KQ Portion 7	
D17	Diamant 228KQ Portion 17	
K1	Kameeldraai 268KQ	
<b>Total land to be purchased and already purchased by UBMC</b>		<b>15753.58ha</b>



POWER OF ATTORNEY



I, the undersigned

MAVUSO MSIMANG

in my capacity as duly authorised Chief Executive of the SOUTH AFRICAN NATIONAL PARKS

do hereby nominate, constitute and appoint

NATALIA GOUWS

with power of substitution, to be my lawful attorney and agent, in name place and stead to appear before a Notary Public and then and there on my behalf to sign and execute a Notarial Lease Agreement in accordance with the draft Notarial Lease Agreement annexed hereto and initialled by me for the purposes of identification; further on my behalf to make all such alterations and/or additions to the said draft Notarial Lease Agreement as may be necessary or requisite in order to procure its due registration; and generally for effecting the purposes aforesaid, to do or cause to be done whatsoever shall be requisite, as fully and effectually, for all intents and purposes, as I might or could do if personally present and acting herein - hereby ratifying, allowing and confirming and promising and agreeing to ratify, allow and confirm all and whatsoever my said attorney and agent shall lawfully do, or cause to be done by virtue of these presents.

SIGNED at *Pretoria* on *18 June* 1998.

AS WITNESSES

1. ....

2. ....

*[Handwritten signatures of witnesses]*

*[Handwritten signature of Natalia Gouws]*

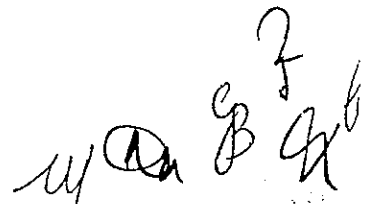
PROTOKOL NO:

NOTARIAL LEASE AGREEMENT

It is hereby made known to all interested persons

That on the                      day of                      in the year ONE THOUSAND NINE  
HUNDRED AND NINETY EIGHT, before me

MARTHINUS THEUNIS STEYN HOFMEYR

A handwritten signature in black ink, appearing to read 'M. Theunis Steyn Hofmeyr', is located in the bottom right corner of the page.

Notary, duly admitted and sworn, residing and practising at Kuils River in the Province of the Western Cape, in the presence of the undersigned witnesses personally appeared

NATALIA GOUWS

duly authorised thereto by power of attorney signed at \_\_\_\_\_ on the  
day of \_\_\_\_\_ 1998 by

THE NATIONAL PARKS TRUST OF SOUTH AFRICA

NO T342/86

("Lessor")

duly represented by ISAK JOHANNES GELDERBLOM duly authorised thereto in terms of a resolution adopted by THE NATIONAL PARKS TRUST OF SOUTH AFRICA on the 4th day of DECEMBER 1997.

and duly authorised thereto by power of attorney signed at \_\_\_\_\_ on the  
day of \_\_\_\_\_ by the

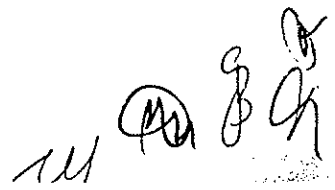
SOUTH AFRICAN NATIONAL PARKS

("Lessee")

duly represented by MAVUSO MSIMANG, in his capacity as Chief Executive, duly authorised thereto in terms of a resolution adopted by NATIONAL PARKS BOARD on the 16th day of MARCH 1992

which powers of attorney have been filed in my protocol

And the Declarant declared that:



- A. WHEREAS the Lessor is the owner of certain immovable property known as:
- (i) The Farm JAGTERSUS 418, Registration Division K.Q., NORTHERN PROVINCE, measuring 1000,0000 (One Thousand Comma Nought Nought Nought Nought) hectares;
  - (ii) Portion 1 of the Farm WATERVAL 267, Registration Division K.Q., NORTHERN PROVINCE, measuring 1713,0640 (One Thousand Seven Hundred and Thirteen Comma Nought Six Four Nought) hectares;
- (hereinafter referred to as "the Property")
- B. AND WHEREAS the Lessee is desirous to lease the said property from the Lessor, to be managed by the Lessee as an integral part of the MARAKELE NATIONAL PARK.

THE PARTIES AGREE AS FOLLOWS:

1. LETTING AND HIRING

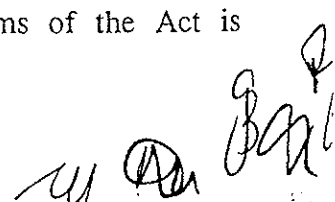
The Lessor hereby lets the property to the Lessee who hereby leases the property from the Lessor on the terms and conditions set out in this Agreement.

2. DEFINITIONS AND INTERPRETATION

In this Agreement, unless the context clearly indicates a contrary intention, the following words and phrases shall have the following meanings:

2.1 "Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof;

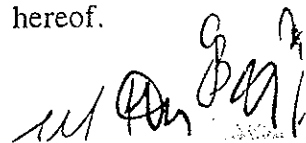
2.2 "the Commencement Date" shall mean the date on which the notice declaring the property to be part of the Park in terms of the Act is published in the Government Gazette;



- 2.3 "the Management Plan" shall mean the Environmental Management Plan for the **MARAKELE NATIONAL PARK** subject to which the said Park is managed by the Lessee;
- 2.4 "the Minister" shall mean the Minister of Environmental Affairs of the Republic of South Africa;
- 2.5 "the Park" shall mean the **MARAKELE NATIONAL PARK** or any extension or reduction thereof;
- 2.6 Clause headings are inserted for the sake of convenience only and shall not be read for the purposes of interpreting any provision of this Agreement;
- 2.7 Any gender shall include the other genders and the singular shall include the plural and vice versa.

3. **BASIS OF AGREEMENT**

- 3.1 The Lessor hereby makes the property available to the Lessee for the declaration thereof as a part of the Park in terms of the provisions of the Act.
- 3.2 The Lessee shall request the Minister to declare the Property to be a part of the Park, subject to the terms of this Agreement.
- 3.3 Should the Minister decide not to declare the Property a contractual part of the Park, this Agreement will be terminated automatically.
- 3.4 The parties agree that the provisions of the Management Plan shall also be made applicable to the property and shall at all times take precedence over the terms and conditions of this Agreement; provided however that it shall not take precedence over the provisions set out in clause 7.3 hereof.



3.5 At the request of the Lessor the Lessee shall, should this agreement be terminated for whatever reason, request the Minister to withdraw the property or such portion thereof as may at that time be agreed by the parties, from the status of a contractual part of the Park and return the property or the agreed portion thereof to the sole control of the Lessor.

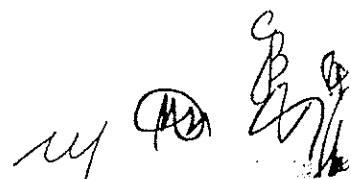
4. **RENTAL**

The rental payable by the Lessee to the Lessor shall be the sum of R10,00 (+ VAT) per year, payable yearly in advance on the commencement date and thereafter on each anniversary of the commencement date.

5. **PERIOD OF THE AGREEMENT**

5.1 This agreement shall take effect on the commencement date and shall remain in force for a period of ninety-nine (99) years; provided that either party shall have the right to cancel the Agreement after an initial period of thirty (30) years by giving two (2) years prior notice in writing to the other party of its intention to terminate the Agreement.

5.2 Should no notice to terminate (after 30 years) have been given, the Lessee shall, at the expiry of the initial period of ninety-nine years or any subsequent period as envisaged in this sub-clause, be entitled to renew the Agreement for further periods of twenty five years on the same terms and conditions as set out herein by giving written notice to that effect to the Lessor at least two (2) years before the expiry date of this Agreement unless the Lessor shall have terminated this Agreement by giving written notice to the Lessee to that effect at least two years before the initial or any subsequent expiry date.





*Reserfsees in ware afdraks van die  
verspreklike*

*E. Roux*

**OOREENKOMS**

**EUGENE LE ROUX**  
PRAETOR FORUM, 1ste VLOER  
VAN DER WALTSTRAAT, PRETORIA  
KOMMISSARIS VAN EDE  
PRAKTISERENDE PROKUREUR R.S.A.

*D. Maude*  
011 7803205

INGEVOLGE ARTIKEL 2B(1)(b) VAN  
WET 57 VAN 1976

AANGEGAAN TUSSEN

**DIE NASIONALE PARKERAAD**

hierin verteenwoordig deur

**MNR HERMANUS BOTHA**

in sy hoedanigheid van Raadsekretaris  
(hierna "die RAAD" genoem)

EN

**BESLOTE KORPORASIE AAPIESRIVIERPARK**

hierin verteenwoordig deur

**ROELOF HENDRIK VENTER**

in sy hoedanigheid van Voorsitter van die Beheerraad  
behoorlik daartoe gemagtig  
(hierna "die BESLOTE KORPORASIE" genoem)

*DMW*  
*deh* *J. J. de V.*

AANGESIEN die BESLOTE KORPORASIE beoog om die geregistreerde eienaar te word van 'n sekere gedeelte van die plaas Vygeboomfontein 239 KQ soos hierna volledig omskryf; en

AANGESIEN die BESLOTE KORPORASIE begerig is om die eiendom aan die RAAD beskikbaar te stel vir die doeleindes van 'n nasionale park,

KOM DIE PARTYE SOOS VOLG OOREEN :

1. DIE EIENDOM

1.1 Die BESLOTE KORPORASIE stel hierby die gedeelte van Vygeboomfontein 239 KQ, in rooi aangetoon op die kaart hierby aangeheg as Bylae A (hierna "die EIENDOM" genoem) aan die RAAD beskikbaar vir die doeleindes van 'n nasionale park.

2. OOREENKOMSPARK

2.1 Die RAAD onderneem om onverwyld stappe te neem om die EIENDOM tot deel van die beoogde Kransberg Nasional Park (hierna "die PARK" genoem) te laat verklaar ingevolge artikel 2B(1)(b) van die Wet op Nasionale Parke 57 van 1976.

2.2 Eiendomsreg op die EIENDOM bly ononderbroke gevestig in die BESLOTE KORPORASIE.

3. OPSKORTENDE VOORWAARDES

3.1 Hierdie ooreenkoms is onderhewig aan die oordrag van die EIENDOM in die naam van die BESLOTE KORPORASIE.

4. NATUURBESTUUR

4.1 Die natuurbestuur van die EIENDOM is, onderhewig aan die voorskrifte van hierdie ooreenkoms, die verantwoordelikheid van die RAAD.

- 6.3 Die RAAD is te alle redelike tye geregtig op toegang tot die EIENDOM ter uitvoering van die funksies en bevoegdhede ingevolge hierdie ooreenkoms.
- 6.4 Lede van die publiek geniet nie toegang tot die EIENDOM tensy in besit van skriftelike toestemming van die BESLOTE KORPORASIE nie.

## 7. ONTEIENING

- 7.1 Die RAAD onderneem om nie stappe te neem om die EIENDOM tydens die duur van hierdie ooreenkoms te onteien om eiendomsreg te bekom nie.

## 8. VOORKOOPSREG

- 8.1 Indien die BESLOTE KORPORASIE gedurende die termyn van hierdie ooreenkoms sou oorweeg om die EIENDOM te verkoop, onderneem die BESLOTE KORPORASIE om die EIENDOM by skriftelike kennisgewing eers aan die RAAD aan te bied op dieselfde voorwaardes as wat dit deur of vir 'n belangstellende koper aangebied is.
- 8.2 Die RAAD is geregtig om so 'n aanbod binne 30 dae na ontvangs daarvan te aanvaar.

## 9. DUUR EN BEÏNDIGING VAN OOREENKOMS

- 9.1 Vir 'n termyn van vyftig (50) jaar na die datum van die verklaring van die EIENDOM tot deel van die PARK ingevolge klousule 2.1, kan hierdie ooreenkoms slegs deur skriftelike ooreenkoms tussen die partye beëindig word.
- 9.2 Na verstryking van die termyn van 50 jaar bly die ooreenkoms van krag en kan enigeen van die partye die ooreenkoms beëindig met 6 maande skriftelike kennisgewing.

## 10. MINERALEREGTE

10.1 Die RAAD is bewus daarvan dat 'n derde party die mineraleregte op die EIENDOM hou en verklaar dat hierdie feit nie die nakoming deur die RAAD van klousule 2.1 sal beïnvloed nie.

## 11. WYSIGINGS

11.1 Geen wysiging van hierdie ooreenkoms sal van enige krag wees, tensy dit op skrif gestel en deur albei partye onderteken is nie.

11.2 Die geldigheid van hierdie ooreenkoms word nie geraak nie deur -

- a) die wisseling van die BESLOTE KORPORASIE se lede; of
- b) die omskepping van die BESLOTE KORPORASIE in 'n maatskappy kragtens die toepaslike wetgewing indien die lede van die BESLOTE KORPORASIE dit wenslik ag.

## 12. DOMICILIUM

12.1 Die partye kies die volgende adresse as *domicilia citandi et executandi* vir alle doeleindes van hierdie ooreenkoms :

Die Parkeraad  
Leydsstraat 643  
MUCKLENEUK  
PRETORIA

Die Beslote Korporasie  
Aapiesrivierpark  
John Scottstraat 482  
CONSTANTIAPARK  
PRETORIA

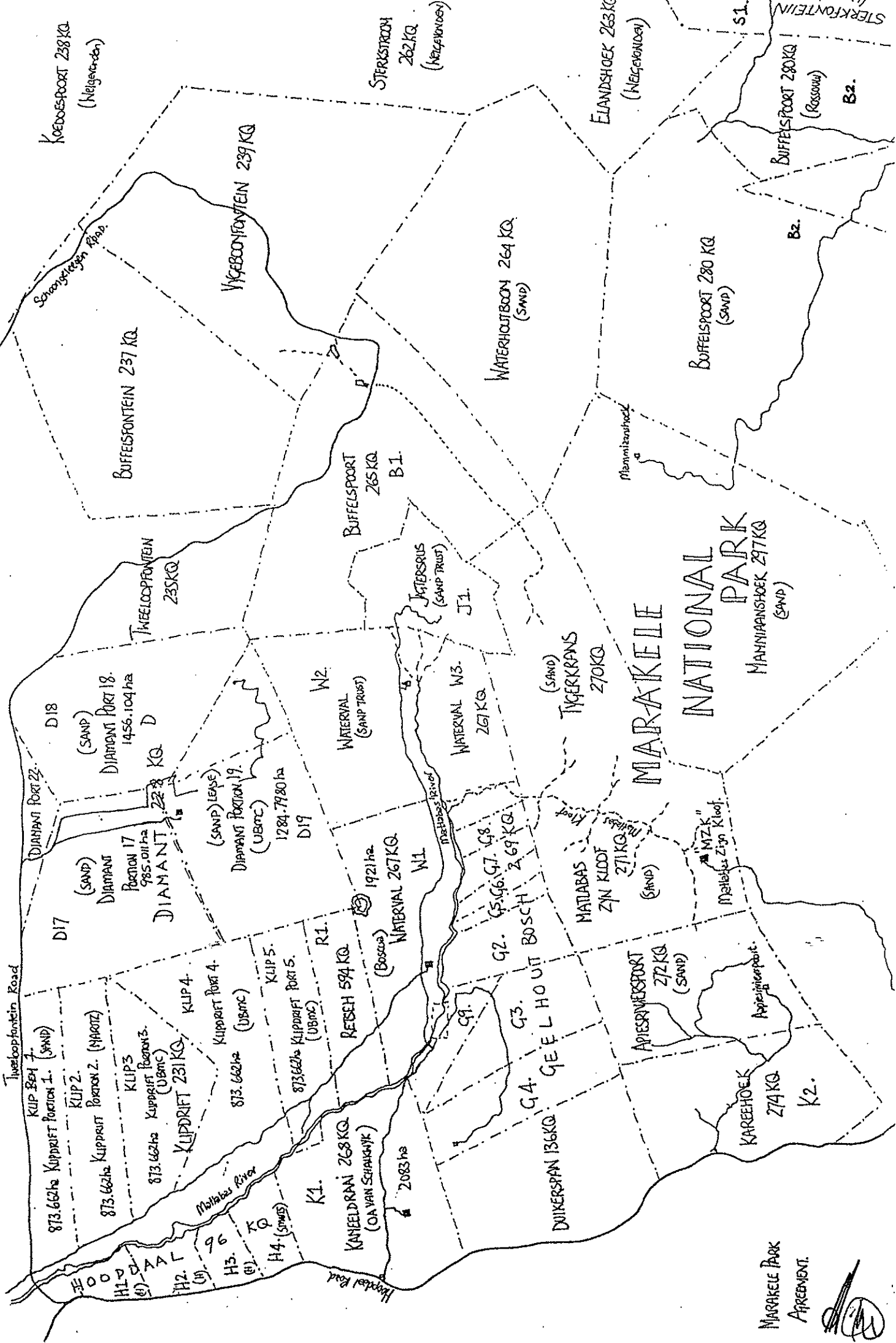
## 13. KONTRAKBREUK

13.1 Indien enige party sou versuim om die voorwaardes van hierdie ooreenkoms na te kom, kan die ander party skriftelik aan hom kennis gee om die kontrakbreuk binne 30 dae te herstel, en indien hy met die kontrakbreuk sou volhard, kan die ander party, sonder benadeling van enige ander regte wat hy mag hê,

- die ooreenkoms kanselleer; en/of
- skadevergoeding verhaal ten opsigte van skade wat hy as gevolg van die kontrakbreuk gely het.



"ANNEXURE B"



MARAKELE PARK  
AGREEMENT.  
