



KWAZULU-NATAL PROVINCE
KWAZULU-NATAL PROVINSIE
ISIFUNDAZWE SA KWAZULU-NATALI

Provincial Gazette • Provinsiale Koerant • Igazethi Yesifundazwe

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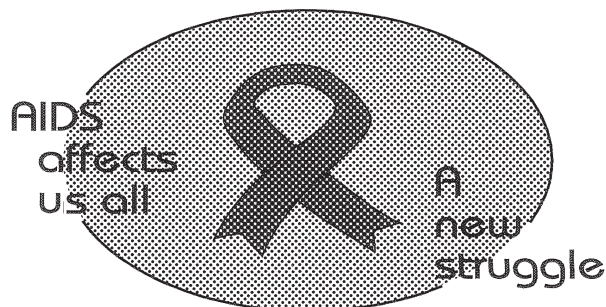
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Government Printing Works has over the last few months implemented rules for completing and submitting the electronic Adobe Forms when you, the customer, submit your notice request.

In line with these business rules, GPW has revised the notice submission deadlines for all gazettes. Please refer to the GPW website www.gpwonline.co.za to familiarise yourself with the new deadlines.

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Cancellation of notice submissions are accepted by GPW according to the deadlines stated in the table above.

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take note!

With effect **from 01 October**, GPW will not longer accept amendments to notices. The cancellation process will need to be followed and a new notice submitted thereafter for the next available publication date.

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REMINDER

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A reminder that documents must be attached separately in your email to GPW. (In other words, your email should have an Adobe Form plus proof of payment/purchase order – 2 separate attachments – where notice content is applicable, it should also be a 3rd separate attachment).

REMINDER OF THE GPW BUSINESS RULES

- Single notice, single email – with proof of payment or purchase order.
- All documents must be attached separately in your email to GPW.
- 1 notice = 1 form, i.e. each notice must be on a separate form
- Please submit your notice **ONLY ONCE**.
- Requests for information, quotations and inquiries must be sent to the Contact Centre **ONLY**.
- The notice information that you send us on the form is what we publish. Please do not put any instructions in the email body.

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No. No.*

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PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS

PROVINCIAL NOTICE 26 OF 2016

KWAZULU-NATAL DEPARTMENT OF EDUCATION

NOTICE OF INTENTION TO EXPROPRIATE THE LAND AS DESCRIBED BELOW IN TERMS OF SECTION 58(2) OF THE SOUTH AFRICAN SCHOOLS ACT, 1996 (ACT NO. 84 OF 1996)

TO: OAKFORD PRIORY INVESTMENTS (PTY) LTD, PRIVATE BAG X168, HALFWAY HOUSE, MIDRAND, 1685
AND TO: All other persons claiming any right to, or interest in, the property described as Remainder of Portion 1 of the farm

Roodekrans No. 828, eThekweni Municipality, Registration Division FU, Province of KwaZulu-Natal, held under Title Deed No. T37795/2009.

WHEREAS certain portions of land described as the Remainder of Portion 1 of the farm Roodekrans No. 828, eThekweni Municipality, Registration Division FU, Province of KwaZulu-Natal, held under Title Deed No. T37795/2009, were expropriated on 28 January 2014 in terms of Provincial Notice No. 19, published in the KwaZulu-Natal Extra-Ordinary Provincial Gazette No. 1088, dated 28 January 2014;

AND WHEREAS additional land is required to augment the land already expropriated on 28 January 2014 in KwaZulu-Natal Provincial Notice No. 1088;

AND WHEREAS the MEC for the KwaZulu-Natal Department Education published a Notice of Intention to Expropriate with No. 223 on 3rd November 2014 in Volume 8 of the KwaZulu-Natal Extra-Ordinary Provincial Gazette No. 1266. The said Notice included additional land that the MEC intended to expropriate.

AND WHEREAS the MEC has withdrawn the Notice of Intention to Expropriate No. 223 published on 3rd November 2014 in Volume 8 of the KwaZulu-Natal Extra-Ordinary Provincial Gazette No. 1266.

AND WHEREAS in addition to further land to be expropriated, servitudes are required to be registered in favour of the Remainder of Portion 1 of the farm Roodekrans No. 828 over the expropriated land as shown on the attached layout plan with Plan No. PMB3/APP/rev.10, (hereinafter referred to as the "layout plan");

NOW THEREFORE

The Member of the Executive Council responsible for Education in the Province of KwaZulu-Natal (hereinafter referred to as the "MEC") hereby gives notice in terms of section 58(2) of the South African Schools Act, 1996 (Act No. 84 of 1996), (hereinafter referred to as "the Act"), of her intention to –

(a) expropriate additional land, approximately 2.893 hectares in extent, in respect of Remainder of Portion 1 of the farm Roodekrans No. 828, subject to the servitudes which are more fully described on the attached layout plan.

Such additional land comprises **proposed** Portions G, H, J, L and M **as shown** on the layout plan, which, taken together with the existing expropriated area approximately 7.057 hectares in extent, shown as Portions A, B and C on the layout plan, make up the total expropriated area, approximately 9.950 hectares in extent; and

(b) register the following servitudes in favour of the Remainder of Portion 1 of the farm Roodekrans No. 828:

(i) a right of way servitude, approximately 1,062 hectares in extent, which is to be registered over the expropriated land. This servitude is located within proposed Portion M along its southern boundary and will facilitate a common entrance from Main Road P521;

(ii) a right of way servitude, approximately 0.062 hectares in extent, which is to be registered over the expropriated land. This servitude covers **part of** Portion L **along its northern boundary** and

(iii) a reservoir servitude, approximately 0.140 hectares in extent which is to be registered over the expropriated land. This servitude covers part of Portion A.

Any person who intends to claim compensation as a result of the proposed expropriation is hereby invited to enter into negotiations with the MEC.

All interested parties are also notified that after consideration of all written submissions to the MEC, the MEC may expropriate the land by notice in the Provincial *Gazette* in accordance with section 58(4) of the Act.

Section 58(5) of the Act provides that expropriation takes place immediately even though compensation payable in respect of the land has not yet been determined or paid. All servitudes contemplated in this notice will also become effective immediately upon expropriation.

Any interested party is hereby given an opportunity to make a written submission regarding the proposed expropriation to the MEC, within thirty (30) days of the publication of this notice, by –

- (a) post to: The Manager, Legal Services, Department of Education, Private Bag X9137, Pietermaritzburg, 3200;
- (b) hand to: The First Floor, Anton Lembede House, 247 Burger Street, Pietermaritzburg, 3201, Attention: Mr SM Gwala;
- (c) facsimile to: (033) 392 1228; or
- (d) e-mail: mandla.gwala@kzndoe.gov.za.

MRS NP NKONYENI, MPL

Member of the Executive Council of the Province of KwaZulu-Natal responsible for Education

PROVINSIALE KENNISGEWING 26 VAN 2016**KWAZULU-NATAL DEPARTEMENT VAN ONDERWYS****KENNISGEWING VAN VOORNEME OM DIE GROND SOOS HIERONDER BESKRYF TE ONTEIEN INGEVOLGE ARTIKEL 58(2) VAN DIE SUID-AFRIKAANSE SKOLEWET, 1996 (WET NR. 84 VAN 1996)**

AAN: OAKFORD PRIORY BELEGGINGS (EDMS.) BPK, PRIVAATSAK X168, HALFWEGHUIS, MIDRAND, 1685

EN AAN: Alle ander persone wat aanspraak maak op enige reg op, of belang in, die eiendom wat beskryf word as die Restant van Gedeelte 1 van die plaas Roodekrans nr. 828, eThekweni Munisipaliteit, Registrasie-afdeling FU, pProvinsie KwaZulu-Natal, gehou kragtens Transportakte nr. T37795/2009.

AANGESIEN sekere gedeeltes van grond wat beskryf word as die Restant van Gedeelte 1 van die plaas Roodekrans nr. 828, eThekweni Munisipaliteit, Registrasie-afdeling FU, provinsie KwaZulu-Natal, gehou kragtens Transportakte nr. T37795/2009, op 28 Januarie 2014 ingevolge Provinsiale Kennisgewing nr. 19, gepubliseer in die KwaZulu-Natal buitengewone *Provinsiale Koerant* nr. 1088 van 28 Januarie 2014, onteien is;

EN AANGESIEN bykomende grond benodig word om die grond wat reeds op 28 Januarie 2014 in die KwaZulu-Natal Provinsiale Kennisgewing nr. 1088 onteien is, aan te vul;

EN AANGESIEN die Lid van die Uitvoerende Raad van die KwaZulu-Natal Departement van Onderwys (hierna "die LUR") 'n Kennisgewing van Voorneme om te Onteien nr. 223 op 3 November 2014 in Volume 8 van die KwaZulu-Natal buitengewone *Provinsiale Koerant* nr. 1266 geplaas het (die gemelde kennisgewing het verwys na bykomende grond wat die LUR beoog om te onteien);

EN AANGESIEN die LUR die Kennisgewing van Voorneme om te Onteien nr. 223 wat op 3 November 2014 in Volume 8 van die KwaZulu-Natal buitengewone *Provinsiale Koerant* nr. 1266 gepubliseer is, teruggetrek het;

EN AANGESIEN met betrekking tot bykomende grond wat onteien moet word, serwitute benodig word wat ten gunste van die Restant van Gedeelte 1 van die plaas Roodekrans nr. 828 oor die onteierende grond geregistreer moet word soos aangetoon op die aangehegte uitlegplan met nr. PMB3/APP/rev.10 (hierna die "uitlegplan");

NOU DERHALWE

Gee die LUR hiermee kennis ingevolge artikel 58(2) van die Suid-Afrikaanse Skolewet, 1996 (Wet nr. 84 van 1996) (hierna "die Wet") van haar voorneme om –

(a) bykomende grond te onteien, ongeveer 2.893 hektaar, ten opsigte van die Restant van Gedeelte 1 van die plaas Roodekrans nr. 828, onderhewig aan die serwitute wat meer volledig op die aangehegte uitlegplan beskryf word.

Sodanige bykomende grond bestaan uit **voorgestelde** Gedeeltes G, H J, L en M **soos aangetoon** op die uitlegplan wat, as dit by die bestaande onteierende grond van ongeveer 7.057 hektaar in omvang, aangetoon as Gedeeltes A, B en C op die uitlegplan, gevoeg word die totale onteierende gebied uitmaak, ongeveer 9.950 hektaar in omvang; en

(b) die volgende serwitute ten gunste van die Restant van Gedeelte 1 van die plaas Roodekrans nr. 828 te registreer:

(i) 'n reg van weg-serwituut, ongeveer 1.062 hektaar in omvang, wat oor die onteierende grond geregistreer moet word. Hierdie serwituut is op die voorgestelde Gedeelte M langs die noordelike grens geleë en sal 'n gemeenskaplike ingang vanaf Hoofroete P521 moontlik maak;

(ii) 'n reg van weg-serwituut, ongeveer 0.062 hektaar in omvang, wat oor die onteierende grond geregistreer moet word. Hierdie serwituut dek 'n **gedeelte van** Gedeelte L **langs die noordelike grens**; en

(iii) 'n reservoir-serwituut, ongeveer 0.140 hektaar in omvang, wat oor die onteierende grond geregistreer moet word. Hierdie serwituut dek 'n deel van Gedeelte A.

Enige persoon wat van voorneme is om vergoeding te eis weens die voorgestelde onteiening word hiermee versoek om met die LUR te onderhandel.

Alle belanghebbende persone word ook in kennis gestel dat die LUR na oorweging van al die geskrewe voorleggings die grond mag onteien by wyse van 'n kennisgewing in die *Provinsiale Koerant* in ooreenstemming met artikel 58(4) van die Wet. Artikel 58(5) van die Wet maak daarvoor voorsiening dat onteiening onmiddellik mag plaasvind, selfs al is die vergoeding wat vir die grond betaal moet word nog nie bepaal of gedoen nie. Alle serwitute wat in hierdie kennisgewing vermeld word, tree onmiddellik in werking wanneer onteiening plaasvind.

Enige belanghebbende party kry hiermee die geleentheid om 'n skriftelik voorlegging aangaande die voorgestelde onteiening aan die LUR te maak binne dertig (30) dae na die publikasie van die kennisgewing soos volg –

- (a) per pos: Die Bestuurder, Regsdienste, Departement van Onderwys, Privaasak X9137, Pietermaritzburg, 3200;
- (b) per hand: Derde Vloer, Anton Lembede-huis, Burgerstraat 247, Pietermaritzburg, 3201, Aandag: mnr. SM Gwala;
- (c) faksimilee: (033) 392 1228; of
- (d) e-pos: mandla.gwala@kzndoe.gov.za.

MEV NP NKONYENI, LPW

Lid van die Uitvoerende Komitee van die provinsie KwaZulu-Natal verantwoordelik vir Onderwys

UMNYANGO WEZOMFUNDO KWAZULU-NATALI**ISAZISO SENHLOSO YOKUPHANGWA NGOKOMTHETHO KOMHLABA OCHAZWE NGEZANSI NGOKWESIGABA 58(2) SOMTHETHO WEZIKOLE ENINGIZIMU AFRIKA, WE-1996 (UMTHETHO NO. 84 WE- 1996)**

SIYA KU: OAKFORD PRIORY INVESTMENTS (PTY) LTD, PRIVATE BAG X168, HALFWAY HOUSE, MIDRAND, 1685
 KANYE : Nakubo bonke abantu abathi banelungelo noma abathintekayo emhlabeni ochazwa ngokuthi iNsalela yeNgxenywe 1 yepulazi i-Roodekrans No. 828, kuMasipala waseThekwini, Registration Division FU, IsiFundazwe saKwaZulu-Natali, ngaphansi kweTayitela elingu- No.T37795/2009.

NJENGALOKHU ezinye zezingxenywe zomhlaba ochazwa ngokuthi iNsalela yeNgxenywe 1 yepulazi i-Roodekrans No. 828, kuMasipala waseThekwini, Registration Division FU, IsiFundazwe saKwaZulu-Natali, ngaphansi kweTayitela elingu- No.T37795/2009, zaphangwa ngokomthetho mhla zingama- 28 kuMasingana wezi- 2014 ngokweSaziso seSifundazwe esingu- No. 19, esashicilelwa kwiGazethi yeSifundazwe, i- KwaZulu-Natal Extra-Ordinary Provincial Gazette No. 1088, sangomhla zingama- 28 kuMasingana 2014;

NANJENGALOKHU omunye omhlaba owengeziwe udingeka ukuba kwengezwe kulo mhlaba obusuvele uphangwe ngokomthetho mhla zingama- 28 kuMasingana wezi- 2014 ngokweSaziso seSifundazwe esingu- No. 1088;

NANJENGALOKHU uNgqongqoshe wezeMfundo KwaZulu-Natali ashicilelela iSaziso seNhloso Yokuphanga Umhlaba Ngokomthetho esingu- No. 223 mhla zintathu (3) kuLwezi 2014 ku- Volume 8 weGazethi yeSifundazwe, i- KwaZulu Natal Extra- Ordinary Provincial Gazette No.1266. Leso Saziso sasibandakanya nomunye umhlaba uNgqongqoshe afisa ukuwuphanga ngokomthetho.

NANJENGALOKHU uNgqongqoshe asihoxisa iSaziso seNhloso Yokuphanga Ngokomthetho esingu- No. 223 esashicilelwa mhla zintathu (3) kuLwezi wezi- 2014 ku- Volume 8 weGazethi yeSifundazwe, i- KwaZulu Natal Extra-Ordinary Provincial Gazette No.1266.

KANYE NANJENGALOKHU maqondana nalona omunye umhlaba ozophangwa ngokomthetho, kudingeka ukuba amagunya okusebenzisa umhlaba womuntu ngesivumelwano arejistwe ngokumaqondana iNsalela yeNgxenywe 1 yepulazi i- Roodekrans No. 828 ngaphezu komhlaba ophangiwe njengalokhu kukhonjiswe kwipulani yomumo womhlaba eyi- Plan No. PMB3/APP/rev.10, (lapha ngezansi ebizwe ngokuthi “yipulani yomumo womhlaba”);

NGAKHO-KE

UNgqongqoshe wezeMfundo KwaZulu-Natali (lapha obizwe ngokuthi uNgqongqoshe) ukhipha isaziso ngokwesigaba 58(2) soMthetho Wezikole eNingizimu Afrika, we- 1996 (UMthetho No. 84 we- 1996), (lapha obizwa “ngoMthetho”) senhloso yakhe

(a) yokuphanga ngokomthetho omunye umhlaba owengeziwe, ongububanzi obulinganiselwa kuma- 2.893 hektha, maqondana neNsalela yeNgxenywe 1 yepulazi i- Roodekrans No. 828, kuncike emagunyeni okusebenzisa umhlaba womuntu ngesivumelwano achazwe ngokuphelele epulanini yomumo womhlaba ahambisana nalesi saziso.

Lo mhlaba owengeziwe okukhulunywa ngawo ufaka iziNgxenywe G, H J, L kanye M **njengalokhu zikhonjiswe** epulanini yomumo womhlaba, okuthi uma kuhlanganiswa nomhlaba osuvele uphanga ngokomthetho ongububanzi obungama- 7.057 hektha, okhonjiswe waba iziNgxenywe A, B kanye no-C epulanini yomumo womhlaba, usuwonke umhlaba ophangiwe ngokomthetho bese uba ngububanzi obungalinganiselwa kuma- 9.950 hektha; kanye

(b) neyokurejista la magunya okusebenzisa umhlaba womuntu ngesivumelwano ngokumaqondana neNsalela yeNgxenywe 1 yepulazi i- Roodekrans No. 828:

(i) yelungelo ngokwegunya lokusebenzisa umhlaba womuntu ngesivumelwano, ongububanzi obulinganiselwa kuma- 1,062 hektha, elizorejistwa maqondana nomhlaba ophangiwe ngokomthetho. Leli gunya limaqondana neNgxenywe M emngceleni oseningizimu wayo, futhi lizokwenza kube nentuba yokungena ukusuka ku- Main Road P521;

(ii) yelungelo ngokwegunya lokusebenzisa umhlaba womuntu ngesivumelwano, ongububanzi obulinganiselwa kuma0 0.062 hektha, elizorejistwa maqondana nomhlaba ophangiwe ngokomthetho. Leli gunya limaqondana nengxenyana yeNgxenywe L, emngceleni osenyakatho wayo kanye

(iii) yegunya lesizinda samanzi, esingububanzi obulinganiselwa kuma- 0.140 hektha elizorejistwa maqondana nomhlaba ophangiwe ngokomthetho. Leli gunya limaqondana nengxenyana yeNgxenywe A.

Nanoma yimuphi umuntu ofisa ukufaka isicelo sesinxephezelo ngenxa yalokhu kuphangwa komhlaba ngokomthetho okuhlongozwayo uyacelwa lapha ukuba axoxisane noNgqongqoshe.

Bonke abantu abathintekayo bayaziswa ukuthi emva kokuba sezicutshungulwe zonke izethulo ezibhalelwe uNgqongqoshe, uNgqongqoshe angaphanga ngokomthetho umhlaba ngokukhipha isaziso kwiGazethi yesiFundazwe ngokuhambisana nesigaba 58(5) soMtheho esihlinzekela ukuthi ukuphangwa ngokomthetho komhlaba kwenzeka ngokushesha yize noma isinxephezelo sokukhokhelwa ngomhlaba singakaqagulwa noma singakakhokhwa. Wonke amagunya okusebenzisa umhlaba okuningwe ngawo kulesi saziso ayoqala ukusebenza ngokushehsa emva kokuphangwa ngokomthetho komhlaba lowo.

Nanoma yimuphi umuntu othintekayo unikezwa ithuba lapha lokuthi abhalele uNgqongqoshe isethulo maqondana nokuphangwa ngokomtheho komhlaba okuhlongozwayo zingakapheli izinsuku ezingamashumi amathathu (30) sishicileliwe lesi saziso, –

(a) ngeposi kuleli kheli: The Manager, Legal Services, Department of Education, Private Bag X9137, Pietermaritzburg, 3200;

(b) ngokuletha ngesandla: The First Floor, Anton Lembede House, 247 Burger Street, Pietermaritzburg, 3201, Siqondiswe ku-: Mnu SM Gwala:

(c) Ngefeksi: (033) 392 1228; or

(d) Nge-imeyili: mandla.gwala@kzndoe.gov.za.

uNkk NP NKONYENI, MPL

uNgqongqoshe wezeMfundo esFundazweni saKwaZulu-Natali

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