

**en Gaze**

**Koorn**

**OF SOUTH AFRICA  
KVAN SUID-AFRIKA**

**Vol. 515**

**Pretoria, 23 May 2008  
Mei**

**No. 31064**

For purposes of reference, all Proclamations, Government Notices, General Notices and Board Notices published are included in the following table of contents which thus forms a weekly index. Let yourself be guided by the Gazette numbers in the righthand column:

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**IMPORTANT ANNOUNCEMENT**

*Closing times* **PRIOR TO PUBLIC HOLIDAYS** for

# GOVERNMENT NOTICES, GENERAL NOTICES, REGULATION NOTICES AND PROCLAMATIONS **2008**

*The closing time is 15:00 sharp on the following days:*

- ▶ 12 June, Thursday, for the issue of Friday 20 June 2008
- ▶ 26 June, Thursday, for the issue of Friday 4 July 2008
- ▶ 18 September, Thursday, for the issue of Friday 26 September 2008
- ▶ 11 December, Thursday, for the issue of Friday 19 December 2008
- ▶ 15 December, Monday, for the issue of Wednesday 24 December 2008
- ▶ 19 December, Friday, for the issue of Friday 2 January 2009

Late notices will be published in the subsequent issue, if under special circumstances, a late notice is accepted, a double tariff will be charged.

The copy for a SEPARATE Government Gazette must be handed in not later than three calendar weeks before date of publication.

**BELANGRIKE AANKONDIGING**

*Sluitingstye* **VOOR VAKANSIEDAE** vir

# GOEWERMENTS-, ALGEMENE- & REGULASIEKENNISGEWINGS ASOOK PROKLAMASIES **2008**

*Die sluitingstyd is stiptelik 15:00 op die volgende dae:*

- ▶ 12 Junie, Donderdag, vir die uitgawe van Vrydag 20 Junie 2008
- ▶ 26 Junie, Donderdag, vir die uitgawe van Vrydag 4 Julie 2008
- ▶ 18 September, Donderdag, vir die uitgawe van Vrydag 26 September 2008
- ▶ 11 Desember, Donderdag, vir die uitgawe van Vrydag 19 Desember 2008
- ▶ 15 Desember, Maandag, vir die uitgawe van Woensdag 24 Desember 2008
- ▶ 19 Desember, Vrydag, vir die uitgawe van Vrydag 2 Januarie 2009

Laat kennisgewings sal in die daaropvolgende uitgawe geplaas word. Indien 'n laat kennisgewing wel, onder spesiale omstandighede, aanvaar word, sal 'n dubbeltarief gehef word.

Wanneer 'n APARTE Staatskoerant verlang word moet die kopie drie kalenderweke voor publikasie ingedien word.

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**GOVERNMENT NOTICES**  
**GOEWERMENTSKENNISGEWINGS**

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**DEPARTMENT OF ARTS AND CULTURE**  
**DEPARTEMENT VAN KUNS EN KULTUUR**

**No. 558**

**23 May 2008**

**BUREAU OF HERALDRY**

**REGISTRATION OF HERALDIC REPRESENTATIONS**

The Bureau of Heraldry hereby gives notice in terms of section 10 of the Heraldry Act, 1962 (Act No. 18 of 1962), that the following have been registered:

H4/3/2/817. The arms of the Metsimaholo Local Municipality, as published under Government Notice No. 1102 of 23 November 2007.

H4/3/4/825. The arms of Benjamin Winterbach, as published under Government Notice No. 134 of 17 February 2006.

H4/3/4/830. The arms of Johann Wilhelm Grobler, as published under Government Notice No. 254 of 24 March 2006.

H4/3/4/868. The arms of Richard Stephen Binstead, as published under Government Notice No. 465 of 1 June 2007.

H4/3/4/883. The arms of Edwin Diem, as published under Government Notice No. 465 of 1 June 2007.

H4/3/4/885. The arms of Giovanni Zoia, as published under Government Notice No. 1102 of 23 November 2007.

No. 558

23 Mei 2008

**BURO VIR HERALDIEK****REGISTRASIE VAN HERALDIESE VOORSTELLINGS**

Die Buro vir Heraldiek gee hierby ingevolge artikel 10 van die Heraldiekwet, 1962 (Wet No. 18 van 1962), kennis dat die volgende geregistreer is:

H4/3/2/817. Die wapen van die Metsimaholo Plaaslike Munisipaliteit, soos by Goewermentskennisgewing No. 1102 van 23 November 2007 gepubliseer.

H4/3/1/4078. Die wapen van Benjamin Winterbach, soos by Goewermentskennisgewing No.134 van 17 Februarie 2006 gepubliseer.

H4/3/4/830. Die wapen van Johann Wilhelm Grobler, soos by Goewermentskennisgewing No. 254 van 24 Maart 2006 gepubliseer.

H4/3/4/868 Die wapen van Richard Stephen Binstead, soos by Goewermentskennisgewing No 465 van 1 Junie 2007 gepubliseer.

H4/3/4/883. Die wapen van Edwin Diem, soos by Goewermentskennisgewing No. 465 van 1 Junie 2007 gepubliseer.

H4/3/4/885. Die wapen van Giovanni Zoia soos by Goewermentskennisgewing No. 1102 van 23 November 2007 gepubliseer.



**DEPARTMENT OF HEALTH  
DEPARTEMENT VAN GESONDHEID**

No. 557

23 May 2008

**FOODSTUFFS, COSMETICS AND DISINFECTANTS ACT, 1972  
(ACT No. 54 OF 1972)**

**ENFORCEMENT BY LOCAL AUTHORITY**

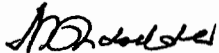
I, Dr M E Tshabalala-Msimang, Minister of Health, hereby authorise under section 23(1) of the Foodstuffs, Cosmetics and Disinfectants Act, 1972 (Act No. 54 of 1972), the following local authorities to enforce sections 10(3)(b), 11 and 24 of the said Act within their area of jurisdiction and through duly authorised officers:

Pixley ka Seme District Municipality  
Namakwa District Municipality  
Umkhanyakude District Municipality  
Waterberg District Municipality  
Chris Hani District Municipality

The authorization of the local authorities included in the schedule below and which are presently situated within the area of jurisdiction of the above-mentioned local authorities, are hereby withdrawn in terms of section 23(3) of the Act:

<b>LOCAL AUTHORITY</b>	<b>GOVERNMENT NOTICE</b>
Britstown	R 2840 of 1979
Colesberg	R 33 of 1984
De Aar	R 1855 of 1988
Griquatown	R 387 of 1994
Hanover	R 2126 of 1992
Hay Divisional Council	R 642 of 1987
Hopetown	R 179 of 1984
Noupoort	R 1925 of 1980
Prieska	R 1425 of 1976
Prieska Divisional Council	R 719 of 1976
Richmond	R 1440 of 1994
Calvinia (listed as Divisional Council)	R 297 of 1977
Fraserburg	R 2037 of 1991
Loeriesfontein	R 279 of 1977
Port Nolloth	R 1569 of 1976

Springbok	R 268 of 1986 & R 866 of 1973
Williston	R 387 of 1994
Ellisras	R 267 & 268 of 1987
Naboomspruit	R 2001 of 1979
Nylstroom	R 2140 of 1979
Potgietersrus	R 2040 of 1975
Warmbaths	R 2001 of 1979
Thabazimbi	R 2779 of 1979
Cradock	R 2154 of 1976
Middelburg	R 180 of 1984
Stormberg DC	R 1272 of 1992



**DR M. E. TSHABALALA-MSIMANG, MP**  
**MINISTER OF HEALTH**  
**DATE: 5-5-2008**

No. 557

23 Mei 2008

**WET OP VOEDINGSMIDDELS, SKOONHEIDSMIDDELS EN  
ONTSMETTINGSMIDDELS, 1972  
(WET No. 54 VAN 1972)**

**TOEPASSING DEUR PLAASLIKE BESTUUR**

Ek, Dr M E Tshabalala-Msimang, Minister van Gesondheid, magtig hierby kragtens artikel 23(1) van die Wet op Voedingsmiddels, Skoonheidsmiddels en Ontsmettingsmiddels, 1972 (Wet No. 54 van 1972), die ondergenoemde plaaslike owerhede om binne hulle regsgebiede en deur middel van behoorlik gemagtigde beamptes, artikels 10(3)(b), 11 en 24 van genoemde Wet uit te voer:

Pixley ka Seme Distrik Munisipaliteit  
Namakwa Distrik Munisipaliteit  
Umkhanyakude Distrik Munisipaliteit  
Waterberg Distrik Munisipaliteit  
Chris Hani Distrik Munisipaliteit

Die magtiging van plaaslike owerhede soos ingesluit in die ondergenoemde schedule en wat tans binne die regsgebied van die voorgeneomde plaaslike owerhede geleë is, word hiermee ingetrek binne die bepalings van artikel 23(3) van die Wet:

PLAASLIKE OWERHEID	GOEWERMENSKENNISGEWING
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Coleberg	R 33 van 1984
De Aar	R 1855 van 1988
Griquatown	R 387 van 1994
Hanover	R 2126 van 1992
Hay Divisional Council	R 624 van 1987
Hopetown	R 179 van 1984
Noupoort	R 1925 van 1980
Prieska	R 1425 van 1976
Prieska Divisional Council	R 719 van 1976
Richmont	R 1440 van 1994
Calvinia (listed as Divisional Council)	R 297 van 1977
Fraserburg	R 2073 van 1991
Loeriesfontain	R 297 van 1977

Port Nolloth	R 1569 van 1976
Springbok	R 268 van 1986 & R 866 van 1973
Williston	R 387 van 1994
Ellisras	R 267 & 268 van 1987
Naboomspruit	R 2001 van 1979
Nylstroom	R 2140 van 1979
Potgietersrus	R 2040 van 1975
Warmbaths	R 2001 van 1979
Thabazimbi	R 2779 van 1979
Cradock	R 1254 van 1976
Middelburg	R 180 van 1984
Stormberg DC	R 1272 van 1992



**DR M. E. TSHABALALA-MSIMANG, LP**  
**MINISTER VAN GESONDHEID**  
**DATUM: 5-5-2008**

**DEPARTMENT OF PUBLIC WORKS  
DEPARTEMENT VAN OPENBARE WERKE**

No. 550

23 May 2008

**AGRÉMENT SOUTH AFRICA  
(Approval of innovative construction products and systems)**

Notice is hereby given that Agrément South Africa has, with effect from 4 July 2007, issued an Agrément certificate, details of which appear in the schedule hereto.

**SCHEDULE**

Agrément Certificate No 2001/288 (Amended July 2007)

**Name of product:** Duroplas UT 180 Undertile Membrane

**Certificate holder:** Astrapak Kwazulu-Natal (Pty) Ltd

**Description:** The Duroplas UT 180 Undertile Membrane is manufactured from white polyolefin which is 180 µm thick and has a heat-resistant additive. The membrane is supplied in 30 m long and 750 m wide (when folded out 1, 5 m wide).

Duroplas UT 180 Undertile Membrane is suitable for installation in all tiled-roof buildings with timber roof construction having a pitch of less than 60 degree. The undertile membrane can not be used in conjunction with combustible ceilings insulation unless if the fire properties of such insulation are tested and known. It was not evaluated for metal roof construction and side-wall cladding. It can be used in all regions of South Africa when used in the conventional manner to:

- reduce air movement between tiles, since the membrane can contribute to maintaining a balanced air pressure on both sides of the roof tiles
- reduce ingress to the roof space of wind-driven rain and dust.

The Agrément certificate contains detailed information on the product and can be accessed at <http://www.agrement.co.za>

Copies are obtainable from: The Manager  
Agrément South Africa  
P O Box 395  
0001 PRETORIA

No. 551

23 May 2008

**AGRÉMENT SOUTH AFRICA**  
(Approval of innovative construction products and systems)

Notice is hereby given that Agrément South Africa has, with effect from 4 July 2007, issued an Agrément certificate, details of which appear in the schedule hereto.

**SCHEDULE**

Agrément Certificate No 2003/296 (Amended July 2007)

**Name of product:** Gundle Gunplas UT 250 Undertile Membrane

**Certificate holder:** Gundle API (Pty) Ltd

**Description:** The Gundle Gunplas UT 250 Undertile Membrane is manufactured from three layers of tri-extruded polyethylene, each 83 µm thick and the virgin polyethylene that is UV stabilised and has a heat-resistant additive. The finished thickness of the membrane is 250 µm. It is blue on one side and white on the other. In roofing installations, either colour may be used on top. The membrane is supplied in 30 m long and 6 m wide, sheets that are folded double and despatched from the factory in 3 m wide rolls.

Gundle Gunplas UT 250 Undertile Membrane is suitable for installation in all tiled-roof buildings with timber roof construction having a pitch of less than 60 degree. The undertile membrane can not be used in conjunction with combustible ceilings insulation unless if the fire properties of such insulation are tested and known. It was not evaluated for metal roof construction and side-wall cladding. It can be used in all regions of South Africa when used in the conventional manner to:

- reduce air movement between tiles, since the membrane can contribute to maintaining a balanced air pressure on both sides of the roof tiles
- reduce ingress to the roof space of wind-driven rain and dust.

The Agrément certificate contains detailed information on the product and can be accessed at <http://www.agrement.co.za>

Copies are obtainable from: The Manager  
Agrément South Africa  
P O Box 395  
0001 PRETORIA

No. 552

23 May 2008

**AGRÉMENT SOUTH AFRICA**  
(Approval of innovative construction products and systems)

Notice is hereby given that Agrément South Africa has, with effect from 4 July 2007, issued an Agrément certificate, details of which appear in the schedule hereto.

**SCHEDULE**

Agrément Certificate No 2004/304 (Amended July 2007)

**Name of product:** Lafarge Roofing Undertile Membrane

**Certificate holder:** Lafarge Roofing (Pty) Ltd

**Description:**

The Lafarge Roofing Undertile Membrane is manufactured from two layers of cross-woven, spunbonded virgin polypropylene coloured blue and charcoal. The two spunbond layers are heat-bonded together with an interlayer of polymer. The spunbond layers are UV-stabilised. The membrane has a weight of 100 g/m<sup>2</sup> and is supplied in rolls 30 m long and 1,5 m wide.

Lafarge Roofing Undertile Membrane is suitable for installation in all tiled-roof buildings with timber roof construction. It was not evaluated for metal roof construction and side-wall cladding. It can be used in all regions of South Africa when used in the conventional manner to:

- reduce air movement between tiles, since the membrane can contribute to maintaining a balanced air pressure on both sides of the roof tiles
- reduce ingress to the roof space of wind-driven rain and dust.

The Agrément certificate contains detailed information on the product and can be accessed at <http://www.agrement.co.za>

Copies are obtainable from: The Manager  
Agrément South Africa  
P O Box 395  
0001 PRETORIA

No. 553

23 May 2008

**AGRÉMENT SOUTH AFRICA**  
(Approval of innovative construction products and systems)

Notice is hereby given that Agrément South Africa has, with effect from 9 May 2007, issued an Agrément certificate, details of which appear in the schedule hereto.

**SCHEDULE**

Interim Agrément Certificate No 2007/334

**Name of product:** NOVACHIP:thin bituminous surfacing system

**Certificate holder:** CONCOR Holdings (Pty) Ltd

**Description:** NOVACHIP is a thin bituminous surfacing system with a nominal compacted thickness of between 10 and 20 mm. The product consists of an open-graded asphalt placed on a film of NOVATAK tack coat by a self-priming paver. The function of the tack coat is to seal the existing surface and to ensure a high tensile bonding between the NOVACHIP mix and the existing surface. The NOVACHIP mix provides the functional friction course. Ruts of up to 15 mm can be filled as part of normal operation.

The use of NOVACHIP on intersections with heavy traffic and in areas with slow moving traffic is excluded from this certificate class.

In France, where NOVACHIP was developed, it carries the name 'Euroduit'. In the United Kingdom the product is named 'SafePave' and is certified by the British Board of Agrément. Concor Roads and Earthworks supplies and constructs NOVACHIP surfacing under license from Colas France.

The product is tightly controlled design and "manufactured" in a conventional asphalt plant mixer. The mix proportions may vary slightly from area to area, depending on the actual grading received from the stone supplier, but must meet specifications with respect to grading, strength, shape, polished stone value and aggregate/ bitumen compatibility etc.

The Agrément certificate contains detailed information on the product and can be accessed at <http://www.agrement.co.za>

Copies are obtainable from: The Manager  
Agrément South Africa  
P O Box 395  
0001 PRETORIA



No. 554

23 May 2008

**AGRÉMENT SOUTH AFRICA**  
(Approval of innovative construction products and systems)

Notice is hereby given that Agrément South Africa has, with effect from 4 July 2007, issued an Agrément certificate, details of which appear in the schedule hereto.

**SCHEDULE**  
Agrément Certificate No 2007/335

**Name of product:** Micro-Concrete Cladding Building System

**Certificate holder:** Anton Bonacich cc

**Description:** The Micro-concrete cladding building system consists of the following parts:

- External and internal walls are timber framed constructed in accordance with SANS 10082 and SANS 10163-1.
- External cladding is 25 mm to 30 mm thick plaster on a 0,4mm galvanised expanded metal lath and 250 micron damp-proof membrane. This cladding is referred to as micro-concrete cladding.
- Walls are clad internally with either micro-concrete cladding or 15mm firestop gypsum plasterboard.
- In all cases walls are insulated with expanded polystyrene (EPS).
- Foundations and surface beds are conventional concrete.
- Roof trusses are conventional timber with light or heavy weight cladding. The design engineer should ensure that the roof and roof cladding are in accordance with SANS 10082.
- Ceilings are installed in the southern coastal condensation problem (SCCP) area. In all other areas ceilings are optional.

The Agrément certificate contains detailed information on the product and can be accessed at <http://www.agrement.co.za>

Copies are obtainable from: The Manager  
Agrément South Africa  
P O Box 395  
0001 PRETORIA

No. 555

23 May 2008

**AGRÉMENT SOUTH AFRICA**  
(Approval of innovative construction products and systems)

Notice is hereby given that Agrément South Africa has, with effect from, 12 September 2007 issued an Agrément certificate, details of which appear in the schedule hereto.

**SCHEDULE**  
Agrément Certificate 2007/336

- Name of product:** Automapolyblock Building System  
**Certificate holder:** Automa Multistyrene (Pty) Ltd  
**Description:** The Automapolyblock Building System is a single-storey building which is designed and erected under the control of a professional engineer or approved competent person who will:
- ensure the structural integrity of the entire building and
  - adhere to the requirements of this certificate
- The superstructure walls of the Automapolyblock Building System are constructed of interlocking hollow expanded polystyrene (EPS) modules which act as a permanent insulation and shuttering.
- The walls are reinforced both vertically and horizontally with steel reinforcing bars and the building EPS modules filled with cast in-situ concrete. Reinforcement, recommended by the engineer and located as indicated in this certificate, forms an integral part of the system. Walls are finished externally and internally with 18 mm thick layer of sand-cement plaster.
- Roofs (with the exception of horizontal wind trusses at ceiling level required under certain conditions and roof holding-down straps cast into ring beams) and roof coverings are conventional.
- All other aspects of construction are conventional.

The Agrément certificate contains detailed information on the product and can be accessed at <http://www.agrement.co.za>

Copies are obtainable from: The Manager  
Agrément South Africa  
P O Box 395  
0001 PRETORIA

No. 556

23 May 2008

**AGRÉMENT SOUTH AFRICA**  
(Approval of innovative construction products and systems)

Notice is hereby given that Agrément South Africa has, with effect from 12 September 2007, issued an Agrément certificate, details of which appear in the schedule hereto.

**SCHEDULE**  
Agrément Certificate No 2007/337

**Name of product:** Portable Container Building System

**Certificate holder:** Creative Aluminium T/A Merakeng Solutions

**Description:** The Portable Container Building System is a steel structure used as temporary/mobile offices, banks, post offices, consulting rooms and for other similar purposes. The system consists of steel columns supporting a steel roof structure. External walls are pressed steel panels, insulated and lined internally with 'Rhino-wall' plasterboard. Internal walls utilize the 'Rhino-wall' walling system. The roof has an insulated ceiling and the floor is a steel deck structure finished with 6/8 mm thick vastrap and 32 mm supper-wood flooring. Strong-room walls and floors are steel-lined. The foundation is site-specific, for example on level ground, raft foundation is recommended, on a sloping site, strip-footing with foundation walls and slab are used, while windows and doors are conventional.

The Agrément certificate contains detailed information on the product and can be accessed at <http://www.agrement.co.za>

Copies are obtainable from: The Manager  
Agrément South Africa  
P O Box 395  
0001 PRETORIA

**SOUTH AFRICAN QUALIFICATIONS AUTHORITY  
SUID-AFRIKAANSE KWALIFIKASIE OWERHEID**

No. 559

23 May 2008



**Announcement of Intention to Extend the Accreditation of the Mining Qualifications Authority (MQA)**

The South African Qualifications Authority (SAQA) hereby notifies the public that it intends to extend the accreditation of the **Mining Qualifications Authority (MQA)** to include a Learning Programme in the listed area of specialisation recorded against Qualification:

- Further Education and Training Certificate: Laboratory Analysis ID 58952 Level 4:

No	Area of Specialisation – Learning Programmes	ETQA	NQF Level	NLRD ID Number
1.	Further Education and Training Certificate: Laboratory Analysis: Mining and Minerals	MQA	Level 4	61329

The accreditation will be effective for the duration of the Accreditation of the **Mining Qualifications Authority (MQA)** in terms of Section 2 (1) of the Education and Training Quality Assurance Regulations (SAQA Act No. 58 of 1995).

Objections to this extension of accreditation must be lodged with the Executive Officer of SAQA by the 04 July 2008.

**The Executive Officer  
South African Qualifications Authority  
Postnet Suite 248  
Private Bag X06  
WATERKLOOF  
0145**

**Attention: Mr Christo Basson  
Director: Quality Assurance and Development  
Telephone: (012) 431 5008  
Fax: (012) 431 5145  
E-mail: [cbasson@sqa.org.za](mailto:cbasson@sqa.org.za)**

**JOE SAMUELS  
DEPUTY EXECUTIVE OFFICER**

No. 560

23 May 2008



### Announcement of Intention to Extend the Accreditation of the Mining Qualifications Authority (MQA)

The South African Qualifications Authority (SAQA) hereby notifies the public that it intends to extend the accreditation of the **Mining Qualifications Authority (MQA)** to include the Qualifications listed below and the associated Unit Standards, which are registered on the National Qualifications Framework.

No	Qualification Title	NQF Level	NLRD ID Number
1	National Certificate: Mining Technical Support	Level 2	60349
2	National Certificate: Strata Control Operations	Level 3	60369

The accreditation will be effective for the duration of the Accreditation of the **Mining Qualifications Authority (MQA)** in terms of Section 2 (1) of the Education and Training Quality Assurance Regulations (SAQA Act No. 58 of 1995).

Objections to the extension of accreditation must be lodged with the Executive Officer of SAQA by the 04 July 2008.

The Executive Officer  
 South African Qualifications Authority  
 Postnet Suite 248  
 Private Bag X06  
 WATERKLOOF  
 0145

Attention: Mr Christo Basson  
 Director: Quality Assurance and Development  
 Telephone: (012) 431 5008  
 Fax: (012) 431 5145  
 E-mail: [cbasson@saqa.org.za](mailto:cbasson@saqa.org.za)

**JOE SAMUELS**  
 DEPUTY EXECUTIVE OFFICER

## GENERAL NOTICES ALGEMENE KENNISGEWINGS

### NOTICE 625 OF 2008

**DEPARTMENT OF TRANSPORT  
AIR SERVICE LICENSING ACT, 1990 (ACT NO.115 OF 1990)  
APPLICATION FOR THE GRANT OR AMENDMENT OF DOMESTIC AIR  
SERVICE LICENCE**

Pursuant to the provisions of section 15 (1) (b) of Act No. 115 of 1990 and Regulation 8 of the Domestic Air Regulations, 1991, it is hereby notified for general information that the application detail of which appear in the appendix, will be **considered** by the Air Service Licensing Council (Council).

Representation in accordance with section 15 (3) of the Act No.115 of 1990 in support of, or in position, an application, should reach the Air Service Licensing Council. Private Box X 193, Pretoria, 0001, within 21 days of date of the publication thereof.

#### APPENDIX II

(A) Full Name and trade name of the applicant. (B) Full business or residential address the applicant. (C) The Class and number of license in respect of which the amendment is sought (D) Type of air service and the amendment thereto which is being applied for (E) Category of aircraft and the amendment thereto which is being applied for. (F) Amendment referred to in section 14(2) (b) to (e).

(A) Federal Air (Pty) Ltd; Federal Air. (B) Administration Head Office, Hangar No. 8, Virginia Airport, Durban North. (C) Class I and II; S841D and N313D. (D) Type S1, N1 and N2. (E) Category A1, A2, A3 and A4. **Changes in the Share-holding and Directors of the Company:** Federal Holdings (Pty) Ltd has 50% voting rights, M. R. Hurst has 20% voting rights and T. J. Reiser has 20% voting rights and **changes to the Management Plan:** T. J. Reiser replaces N. B. Taylor as the Chief Executive Officer (Johannesburg), M. Oberholzer replaces M. Bradbury as the Responsible Person: Flight Operations, K. Cameron replaces N. B. Taylor as the Responsible Person: Aircraft (Durban), J. Lottering replaces N. B. Taylor as the Responsible Person: Aircraft (Johannesburg) and S. Jolly replaces J. R. B. Wood as the Air Service Safety Officer.

(A) Matthyssen Air CC. (B) General Aviation Area, Cape Town International Airport, Cape Town. (C) Class II and III; N886D and G913D. (D) Type N1, N2, G2, G3, G15 and G16 (Ship to Shore Operations). (E) Category H1 and H2. **Change in status and company name:** Matthyssen Air CC change to Heli Offshore (Pty) Ltd, **changes to the Management Plan:** S. Merry replaces R. de Lange as the Responsible Person: Aircraft and P. Moore replaces D. Barnard as the Responsible Person: Flight Operations.

### NOTICE 626 OF 2008

**DEPARTMENT OF TRANSPORT  
INTERNATIONAL AIR SERVICE ACT, (ACT NO.60 OF 1993)  
GRANT /AMENDMENT OF INTERNATIONAL AIR SERVICE LICENSE**

Pursuant to the provisions of section 17 (12) of Act No.60 of 1993 and Regulation 15 (1) and 15 (2) of the International Air Regulations, 1994, it is hereby notified for general information that the applications, detail of which appear in the Schedules hereto, will be **considered** by the International Air Services Council (Council)

Representation in accordance with section 16(3) of the Act No. 60 of 1993 and regulation 25(1) s of International Air Services Regulation, 1994, against or in favour of an application, should reach the Chairman of Private Box X 193, Pretoria, 0001, within 28 days of the application hereof. It must be stated whether the party or parties making such representation is/ are prepared to be represent or represented at the possible hearing of the application.

#### APPENDIX II

(A) Full name, surname and trade name, if any licensee. (B) Full business or residential address of applicant. (C) Class and number of license in respect in which the amendment is made. (D) Type of International Air Service in respect of which amendment was made. (E) Category or kind of aircraft in respect of which the license was made. (F) Airport in respect of which the amendment was made. (G) Area to be served. (H) Frequency of flight of which the amendment was made. (I) Condition under which amendment was made.

(A) South African Airways (Pty) Ltd; South African Airways. (B) Airways Park, Jones street, Johannesburg International Airport. (C) Class I; I/S094. (D) Type S2. (E) Category A1. (F) O. R. Tambo International Airport.. (G) and (H) **Adding the following.**

State	Destination	Frequencies
(S2) Italy	Milan (Malpensa)	Two (2) return flights per week.

**NOTICE 627 OF 2008****THE SUGAR INDUSTRY AGREEMENT, 2000****NOTICE UNDER CLAUSE 82 OF THE SUGAR INDUSTRY AGREEMENT, 2000**

The South African Sugar Association hereby publishes under clause 82 of the Sugar Industry Agreement, 2000, the varieties of sugar cane specified in the second column of the Schedule hereto, which varieties have been duly approved by the South African Sugar Association for planting during the year commencing 1 April 2008 exclusively in the control areas or part of a control area specified opposite the said varieties in the first column of the said Schedule.

CONTROL AREAS	THE VARIETIES OF SUGARCANE FOR PLANTING EXCLUSIVELY WITHIN EACH CONTROL AREA
Malelane	N14, N17, N19, N22, N23, N24, CP66/1043, N25, N26, N28, N30, N32, N36, N40, N41, N43 and N46
Komati	N14, N17, N19, N22, N23, N24, CP66/1043, N25, N26, N28, N30, N32, N36, N40, N41, N43 and N46
Pongola	N14, N17, N19, N22, N23, N24, CP66/1043, N25, N26, N28, N30, N32, N36, N40, N41, N43 and N46
Umfolozzi North	J59/3, N52/219, NCo376, N14, N17, N19, N22, N23, N24, CP66/1043, N25, N26, N27, N28, N30, N32, N36, N40, N41, N43 and N46
Umfolozzi South	NCo376, N12, N14, N17, N18, N19, N21, N22, N23, N24, N25, N26, N27, N28, N29, N30, N32, N33, N35, N36, N40, N41, N42, N43, N45 and N46
Felixton	NCo376, N12, N14, N17, N18, N19, N21, N22, N23, N25, N27, N29, N33, N35, N36, N39, N40, N41, N42, N43, N45 and N47
Entumeni	NCo376, N12, N16, N17, N21, N23, N24, N25, N27, N28, N29, N31, N33, N35, N36, N37, N39, N40, N41, N42, N43, N44, N45, N47 and N48
Amatikulu	NCo376, N12, N14, N17, N19, N21, N25, N27, N29, N31, N33, N35, N36, N39, N40, N41, N42, N45 and N47
Darnall	NCo376, N12, N14, N16, N17, N18, N19, N21, N22, N25, N27, N28, N29, N30, N31, N33, N35, N36, N37, N39, N40, N41, N42, N43, N44, N45 and N47

CONTROL AREAS	THE VARIETIES OF SUGARCANE FOR PLANTING EXCLUSIVELY WITHIN EACH CONTROL AREA
<b>Gledhow</b>	NCo376, N12, N14, N16, N17, N18, N19, N21, N22, N24, N25, N26, N27, N28, N29, N30, N31, N33, N35, N36, N37, N39, N40, N41, N42, N43, N44, N45 and N47
<b>Maidstone</b>	NCo376, N12, N14, N16, N17, N18, N19, N21, N22, N24, N25, N26, N27, N28, N29, N30, N31, N33, N35, N36, N37, N39, N40, N41, N42, N43, N44, N45 and N47
<b>Midlands North</b>	N12, N16, N21, N23, N25, N26, N27, N31, N35, N36, N37, N39, N40, N41, N42, N43, N44, N45, N47 and N48
<b>Midlands South</b>	N12, N16, N21, N23, N25, N26, N27, N28, N29, N30, N31, N35, N36, N37, N39, N40, N41, N42, N43, N44, N45 and N48
<b>Sezela</b>	NCo376, NCo382, N55/805, N12, N14, N16, N21, N25, N26, N27, N28, N29, N30, N31, N33, N35, N36, N37, N39, N40, N41, N42, N43, N44, N45, N47 and N48
<b>Umzimkulu</b>	NCo376, N12, N14, N16, N17, N21, N25, N27, N29, N30, N31, N33, N35, N36, N37, N39, N40, N41, N42, N43, N44, N45, N47 and N48



## NOTICE 628 OF 2008



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*Corporate Leniency Policy*

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competition commission  
south africa**1. Preface**

- 1.1 This Policy is prepared and issued by the Competition Commission (hereinafter "the Commission") pursuant to the Competition Act, Act 89 of 1998 (hereinafter "the Act") to clarify the Commission's policy approach on matters falling within its jurisdiction in terms of the Act.
- 1.2 This Policy becomes effective on the date of publication in the Government Gazette and may be amended by the Commission as the need arises. From the date of publication in the Government Gazette, this Policy replaces the previous Corporate Leniency Policy for all applications not yet made under this Policy. Nevertheless, section 15 of this Policy will be applicable also to pending applications from the date of publication in the Government Gazette.

**2. Introduction**

- 2.1 The Commission was established in terms of the Act to, inter alia, investigate, control and evaluate restrictive practices and abuse of dominant position<sup>1</sup>. The overriding purpose of the Act is to promote and maintain competition in the economy, and to prevent any form of anti-competitive conduct by a firm or a group of firms arising from agreements.
- 2.2 The relevant section of the Act for the purpose of this policy is section 4(1)(b), which reads as follows:

**"4. Restrictive horizontal practices prohibited**

- (1) An *agreement* between, or *concerted practice* by, firms, or a decision by an association of firms, is prohibited if it is between parties in a *horizontal relationship* and if-
- (b) it involves any of the following *restrictive horizontal practices*:
- (i) directly or indirectly fixing a purchase or selling price or any other trading condition;
  - (ii) dividing markets by allocating customers, suppliers, territories, or specific types of *goods or services*; or

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<sup>1</sup> See sections 4, 5, 8 and 9 of the Act.

(iii) collusive tendering.”

- 2.3 The above provision of the Act is particularly aimed at eradicating and preventing cartel activity as it harms the economy at large. Cartels are particularly a damaging form of anticompetitive agreement often resulting in price increases that are harmful to consumers of goods or services concerned. Not only does such activity affect consumer welfare, but it also hinders development and innovation in the industries within which this activity occurs.
- 2.4 Cartel operation is often collusive, deceptive and secretive, and is conducted through a conspiracy among a group of firms, with the result that it becomes difficult to detect or prove without the assistance of a member who is part of it.
- 2.5 In its endeavours to detect, stop, and prevent cartel behaviour, the Commission has, in line with other international jurisdictions, developed this policy to facilitate the process through which firms participating in a cartel are encouraged to disclose information on the cartel conduct in return for immunity from prosecution.
- 2.6 The policy sets out the benefits, procedure and requirements for co-operation with the Commission in exchange for immunity. The granting of immunity becomes an incentive for a firm that participates in a cartel activity to terminate its participation, and inform the Commission accordingly.
- 2.7 This policy shall be known as the **Corporate Leniency Policy** (“CLP”).

### 3. What is the CLP?

- 3.1 The CLP outlines a process through which the Commission will grant a self-confessing cartel member, who is first to approach the Commission, immunity for its participation in cartel activity<sup>2</sup> upon the cartel member fulfilling specific requirements and conditions set out under the CLP.
- 3.2 It is a compliance mechanism devised to encourage cartel participants to disclose to the Commission a cartel activity, to discourage or prevent the formation of cartels and to eradicate this harmful conduct.

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<sup>2</sup> The Commission is empowered to, inter alia, investigate alleged contraventions of Chapter 2 (s.21(c)), refer matters to the Competition Tribunal (s. 21(g)) and appear before Tribunal, as required by the Act. By virtue of these provisions the Commission has powers to prosecute cartel activities.

- 3.3 Immunity in this context means that the Commission would not subject the successful applicant<sup>3</sup> to adjudication<sup>4</sup> before the Tribunal for its involvement in the cartel activity, which is part of the application under consideration. Furthermore, the Commission would not propose to have any fines imposed to that successful applicant.
- 3.4 It is a lenient process in that a cartel member that approaches the Commission of its own accord, and provides information that would result in the institution of proceedings against a cartel, will not be subjected to prosecution in relation to the alleged cartel which forms part of the application under the CLP.
- 3.5 Thus, a firm involved, implicated or suspecting that it is involved in cartel activity would be able to come forward of its own accord and confess to the Commission in return for immunity. In other words, if a cartel member realises that such conduct may be a contravention of the Act, it could of its own free will without waiting for the Commission to investigate them, report the cartel activity to the Commission under the CLP.
- 3.6 The CLP therefore serves as an aid for the efficient detection and investigation of cartels, as well as effective prosecution of firms involved in cartel operations. It envisages not only a situation that the applicant alerts the Commission of the existence of cartel activity, but also one that would culminate in a referral of, and ultimately in a final determination made by the Tribunal, of such reported cartel activity, with the applicant co-operating against other members of the cartel.
- 3.7 The CLP is also adopted in recognition of the fact that not all firms engaging in anticompetitive conduct are aware that such conduct is illegal. In some sectors some conduct may be so prevalent that market players assume it is legal. Even those firms that become aware of the illegal nature of their conduct may fear disclosing the conduct for fear of severe consequences flowing from the Act or from other cartel members.
- 3.8 In short, the CLP is designed to uncover cartels that would otherwise go undetected and to also make the ensuing investigations more efficient. It is for this reason that the benefits of immunity are spelt out from the outset to serve as an incentive for the applicant to come forward.

<sup>3</sup> Successful applicant means a firm that meets all the conditions and requirements under the CLP.

<sup>4</sup> Adjudication means a referral of a contravention of chapter 2 to the Tribunal by the Commission with a view of getting a prescribed fine imposed on the wrongdoer. Prosecution has a similar import to adjudication herein.

3.9 Granting of immunity under the CLP is not based on the fact that the applicant is viewed as less of a cartel member than the other cartel members, but on the fact that the applicant is the first to approach the Commission with information and evidence regarding the cartel.

3.10 Subject to relevant provisions of the CLP, the existence of the CLP shall, however, not preclude the Commission from deciding to exercise its powers to investigate a cartel in terms of the Act.

#### **4. How should the CLP be interpreted?**

4.1 Unless otherwise indicated in the CLP, the definitions and interpretation of words or phrases used in this entire document will be those given in section 1 of the Act.

4.2 The term immunity as used in the CLP refers to immunity from prosecution before the Tribunal in relation to the alleged cartel which forms part of the application under the CLP.

4.3 Any reference to a number of days in the CLP refers to business days.

#### **5. Where is the CLP applicable?**

5.1 The CLP is applicable only in respect of alleged *cartels*. A cartel refers to an agreement or concerted practice among competing firms or a decision by an association of firms, to coordinate their competitive behaviour, for instance through conduct such as price fixing, division or allocation of markets, and/or collusive tendering. This conduct typically constitutes a *per se* prohibition in terms of section 4(1)(b) of the Act.

5.2 These cartel activities need not have been entered into in South Africa. For as long as a cartel activity has an effect in South Africa, the CLP would apply irrespective of the fact that the activity takes place outside South Africa.

5.3 Immunity granted by another competition authority would not automatically qualify the applicant for immunity by the Commission under the CLP. The applicant must submit to the Commission a separate application which meets the conditions and requirements set out under the CLP.

5.4 Immunity will be granted in respect of separate and various cartel activities provided the applicant meets the requirements for each contravention reported. Thus, there will be no blanket immunity. For instance, if an applicant is granted immunity in respect of one contravention out of the three

that were committed at a certain given time, the applicant is not provided with immunity in respect of the other two contraventions. The only exception would be in respect of contraventions that cannot be severed, and therefore may be considered as one contravention.

5.5 The CLP is aimed at cartel activity:

5.5.1 which the Commission is not aware of; or

5.5.2 which the Commission is aware of but in relation to which it has insufficient information, and no investigation has been initiated yet; or

5.5.3 in respect of pending investigations and investigations already initiated by the Commission but, having assessed the matter, the Commission is of the view that it has insufficient evidence to prosecute the firms involved in the cartel activity.

5.6 Only a firm that is *'first to the door'* to confess and provide information in accordance with the CLP to the Commission in respect of cartel activity would qualify for immunity under the CLP. If other members of the cartel wish to come clean on their involvement in a cartel to which the applicant has already confessed, the Commission may explore other processes outside the CLP, which may result in the reduction of a fine, a settlement agreement or a consent order. In the event that the matter is referred for adjudication to the Tribunal, the Commission may consider at its discretion asking the Tribunal for favourable treatment<sup>5</sup> of the applicants who were not the first to apply for immunity pursuant to the CLP.

5.7 The CLP applies to a firm, which includes a person, partnership or a trust. A person refers to both a natural and a juristic person. The CLP will apply to a natural person to an extent that such person is involved in an economic activity, for instance, a sole trader or a partner in a business partnership. Furthermore, it is important that a person making the application be the person authorised to act for a firm in question.

5.8 Reporting of cartel activity by individual employees of a firm or by a person not authorised to act for such firm will only amount to whistle blowing and not to an application for immunity under the CLP. The Commission also encourages whistle blowing, as such would also assist the Commission in detecting anticompetitive behaviour.

5.9 The immunity granted pursuant to the CLP does not protect the applicant from criminal or civil liability resulting from its participation in a cartel infringing the Act.

<sup>5</sup> Favourable treatment implies substantial or minimum reduced fine from the one prescribed, which will be dictated by the nature and circumstances of each case, as well as the level of cooperation given.

**6. What is the nature of the CLP process?**

- 6.1 The CLP is a compliance tool that serves as an aid in the investigation of cartels.
- 6.2 It is a process that is undertaken on a confidential basis. Disclosure of any information submitted by the applicant prior to immunity being granted during this process would be made with the consent of the applicant, provided such consent will not be unreasonably withheld by the applicant.
- 6.3 Fair and proper administration of the Act underlies the CLP. It is for this reason that honesty and cooperation are paramount for the effective implementation of the CLP.
- 6.4 Nothing in the CLP shall limit the rights of any person who has been injured by cartel activity in respect of which the Commission has granted immunity under the CLP to seek civil <sup>6</sup> or criminal remedies.

**7. When would the CLP not apply?**

- 7.1 There are various instances in which the CLP would not be applicable, namely:
- 7.1.1 where the cartel conduct in respect of which immunity is sought falls outside the ambit of the Act;
- 7.1.2 where another firm has already made a successful application for immunity under the CLP in respect of the same conduct; or
- 7.1.3 where the applicant fails to meet any other requirement and condition set out in the CLP.
- 7.2 It is the approach of the Commission that unsuccessful applicants, if they so wish, be encouraged to cooperate with the Commission and attempt negotiations to settle the matter with the Commission through a settlement agreement or a consent order, which may result in a reduced fine.

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<sup>6</sup> A right to bring a civil claim for damages arising from a prohibited practice comes into existence on the date that the Tribunal made a determination in respect of a matter that affects that person, or in case of an appeal, on the date that the appeal process in respect of that matter is concluded (see s. 65(9) of the Act).

7.3 The Commission may, on its own initiation in deserving cases, explore other lenient approaches outside the CLP in respect of unsuccessful applicants.

## **8. How to ascertain if the CLP will be applicable?**

8.1 Where a firm is unsure whether or not the CLP would apply to a particular conduct, it may approach the Commission on a hypothetical basis to get clarity. This may be done telephonically or in writing. A firm concerned may choose to remain anonymous if it wishes to.

8.2 A firm that chooses to disclose its identity or any relevant information at this stage does so at its own risk because it would not be protected by the CLP at this stage. However, the Commission will protect information submitted by applicants and treat it with utmost confidentiality.

8.3 Any clarification provided pursuant to section 8 of the CLP will not have a binding effect on the Commission, the Tribunal or the Appeal Court. It is merely issued to guide the would-be applicant as to whether a conduct would be considered for immunity under the CLP.

## **9. What forms of immunity are applicable in the CLP?**

9.1 Applicants for immunity may expect the following result(s) to their applications:

### **9.1.1 Conditional immunity**

9.1.1.1 This is given to an applicant at the initial stage of the application so as to create a good atmosphere and trust between the applicant and the Commission pending the finalisation of the infringement proceedings. This is done in writing between the applicant and the Commission signalling that immunity has been provisionally granted.

9.1.1.2 Conditional immunity therefore precedes total immunity or no immunity. The Commission will give the applicant total immunity after it has completed its investigation and referred the matter to the Tribunal and once a final determination has been made by the Tribunal or the Appeal Court, as the case may be, provided the applicant has met the conditions and requirements set out in the CLP on a continuous basis throughout the proceedings.

9.1.1.3 At any point in time until total immunity is granted, the Commission reserves the right to revoke the conditional immunity if, at any stage, the applicant does not co-operate or fails to fulfil any other condition or requirement set out in the CLP.

### **9.1.2 Total Immunity**

9.1.2.1 Once the Tribunal or the Appeal Court, as the case may be, has reached a final decision in respect of the alleged cartel, total immunity is granted to a successful applicant who has fully met all the conditions and requirements under the CLP.

### **9.1.3 No immunity**

9.1.3.1 This applies in those cases where the applicant fails to meet the conditions and requirements under the CLP.

9.1.3.2 If immunity is not granted, the Commission would be at liberty to deal with the applicant as provided for in the Act. In the same breath the Commission may consider a settlement agreement or a consent order, or where a matter is referred, asking the Tribunal for a reduction of fine in respect of the unsuccessful applicant.

9.1.3.3 An applicant that does not meet all the requirements but wishes to be considered for some form of favourable treatment may also approach the Commission for a possible settlement of the matter.

## **10. What are the requirements and conditions for immunity under the CLP?**

10.1 The applicant for immunity under the CLP will qualify for immunity provided it meets the following conditions and requirements:

- (a) the applicant must honestly provide the Commission with complete and truthful disclosure of all evidence, information and documents in its possession or under its control relating to any cartel activity;
- (b) the applicant must be the first applicant to provide the Commission with information, evidence and documents sufficient to allow the Commission in its view, to institute proceedings in relation to a cartel activity;



- (c) the applicant must offer full and expeditious co-operation to the Commission concerning the reported cartel activity. Such co-operation should be continuously offered until the Commission's investigations are finalised and the subsequent proceedings in the Tribunal or the Appeal Court are completed;
- (d) the applicant must immediately stop the cartel activity or act as directed by the Commission;
- (e) the applicant must not alert other cartel members or any other third party that it has applied for immunity;
- (f) the applicant must not destroy, falsify or conceal information, evidence and documents relevant to any cartel activity; and
- (g) the applicant must not make a misrepresentation concerning the material facts of any cartel activity or act dishonestly.

## **11. What is the procedure to be followed in the CLP?**

11.1 The procedure outlined herein is aimed at ensuring efficient facilitation of the CLP, and the Commission may exercise some flexibility where necessary to achieve the desired outcome. For instance, where the process refers to a meeting, the Commission may in certain circumstances choose to use other forms of communicating with the applicant without having a meeting. The procedure is as follows:

### **11.1.1 First Contact with the Commission**

11.1.1.1 The applicant must make an application for immunity in writing to the Manager of the Enforcement and Exemptions Division of the Commission by one of the following means:

- (i) Facsimile: +27 12 394 0166
- (ii) Electronic Mail: [ccsa@compcom.co.za](mailto:ccsa@compcom.co.za)
- (iii) Hand Delivery: The DTI Campus, Block C, Mulayo Building, 77 Meintjies Street, Sunnyside, Pretoria, Republic of South Africa.

The application must contain information substantial enough to enable the Commission to identify the cartel conduct and its participants in order to determine whether or not an application for immunity has been made in respect of the same conduct. It is not necessary for the applicant to disclose its identity at this stage.

11.1.1.2 If another firm has already made an application in respect of the same conduct, the Commission must advise the applicant accordingly in *writing or by telephone* within five (5) days, or within a reasonable period, after receipt of the application.

11.1.1.3 If no firm has made an application already, the Commission must advise the applicant accordingly in *writing or by telephone*. The applicant must thereafter within five (5) days, or within a reasonable period, after receipt of such advice from the Commission make an arrangement for the first meeting with the Commission.

#### **11.1.2 First Meeting with the Commission**

11.1.2.1 The applicant must bring all the relevant information, evidence and documents at its disposal, whether written or oral, relating to the cartel activity for consideration by the Commission. The applicant must reveal its full identity and answer all the questions that the Commission may ask in relation to conduct being reported or matters relating thereto.

11.1.2.2 The purpose of this meeting is to find out whether the applicant's case would qualify for immunity under the CLP. At this stage the Commission may only have sight of and peruse all the documents brought by the applicant but may not make copies. The Commission must within five (5) days, or within a reasonable time, after the date of the first meeting make a decision on whether or not the applicant's case qualifies for immunity and inform the applicant accordingly in *writing*.

11.1.2.3 If the Commission decides that the applicant meets the conditions and requirements set out in the CLP, arrangements for a second meeting will be made.

11.1.2.4 If the Commission decides that the applicant does not qualify for immunity, the applicant will be advised so in writing. This would be regarded as "No Immunity".

### **11.1.3 Second meeting with the Commission**

11.1.3.1 The aim of this meeting is to discuss and grant conditional immunity to the applicant pending finalisation of any further investigations by the Commission in the matter and final determination by the Tribunal or the Appeal Court, as the case may be. At this stage the applicant will be required to bring forward any other relevant information, evidence and documents that it may still have in its possession or under its control, whether written or oral. The Commission would be able to make copies of all documents provided.

11.1.3.2 A written agreement between the applicant and the Commission, otherwise known as the conditional immunity agreement, which will be granted subject to the conditions and requirements of the CLP, will be agreed upon between the applicant and the Commission.

11.1.3.3 The Commission shall maintain confidentiality on all information, evidence and documents given to it throughout the process. Use of documents and information obtained from the applicant at the Tribunal in terms of the Act shall not amount to the breach of confidentiality.

### **11.1.4 Investigations, Analysis and Verification**

11.1.4.1 After the granting of conditional immunity, the Commission will move forward with its investigations relating to the cartel activity. The Commission will analyse and verify information or documents given by applicant against any existing or discovered information and/or documents. At this stage the Commission may use all methods and tools provided for in the Act, including interview, subpoena, search or summon any firm(s) whom it believes could assist in connection with the matter.

11.1.4.2 Once the Commission is through with this exercise and is satisfied that it has sufficient information to institute proceedings, it will inform the applicant in a final meeting. Similarly, should the Commission not be satisfied it can call a meeting with the applicant either to revoke the conditional immunity or to solicit further documents or information so as to enable the Commission to complete the exercise.

### 11.1.5 Final meeting

11.1.5.1 The purpose of this meeting between the Commission and the applicant is to inform the applicant that the Commission intends to institute proceedings in relation to the alleged cartel and to request the applicant to continue to cooperate fully and expeditiously in the proceedings. Conditional immunity will continue to apply until the Tribunal or the Appeal Court, as the case may be, has reached a final decision regarding the matter.

11.1.5.2 Should the applicant wish to withdraw its application, it runs the risk of being dealt with in terms of the Act.

## 12. Can a marker be placed?

12.1 Prior to making an application for immunity pursuant to section 11.1 of the CLP, a prospective applicant may choose to apply to the Commission for a marker (the "marker application"). The marker application is made in writing to the Manager of the Enforcement and Exemptions Division of the Commission by one of the following means:

- (i) Facsimile: +27 12 394 0166
- (ii) Electronic Mail: [ccsa@compcom.co.za](mailto:ccsa@compcom.co.za)
- (iii) Hand Delivery: The DTI Campus, Block C, Mulayo Building, 77 Meintjies Street, Sunnyside, Pretoria, Republic of South Africa.

The marker application must identify that it is being made to request a marker, the applicant's name and address, the alleged cartel conduct and its participants and justify the need for a marker.

12.2 The Commission may grant, at its discretion and on a case-by-case basis, a marker to protect the applicant's place in the queue of applications for immunity. In granting the marker, the Commission will determine on a case-by-case basis the period of time within which the applicant must provide the necessary information, evidence and documents needed to meet the conditions and requirements set out in section 10 of the CLP. If the applicant submits at a later stage an application for immunity along with the necessary information, evidence and documents within the time limit determined by the Commission, such application for immunity and information, evidence and documents will

be deemed to have been provided on the date when the marker application was granted by the Commission.

**13. When can immunity be revoked?**

13.1 Revocation may occur at anytime in respect of conditional immunity.

13.2 The Commission will revoke a conditional immunity in writing.

13.3 Revocation will occur if the applicant fails to meet the conditions and requirements of the CLP, including in the event of lack of cooperation by the applicant, provision of false or insufficient information, misrepresentation of facts and dishonesty.

13.4 It must be noted that, in terms of section 73(2)(d) of the Act, a person commits an offence when s/he knowingly provides false information to the Commission. Thus, an applicant whose immunity has been revoked by the Commission based on the provision of false information, will be liable to penalties stipulated in section 74(1)(b) of the Act, if convicted of such an offence.

13.5 Where conditional immunity is revoked, the Commission may decide to pursue the matter in terms of the relevant provisions of the Act.

**14. What is the effect of unsuccessful applications under the CLP?**

14.1 Failure to meet the conditions and requirements set out in the CLP, including lack of cooperation, dishonesty, providing insufficient evidence or false information, will result in an unsuccessful application, the effect of which would include the following:

14.1.1 The Commission would be at liberty to investigate the matter and refer it for adjudication in terms of the provisions of the Act.

14.1.2 The Commission may, depending on the matter, ask for a lenient sanction when referring a matter to the Tribunal in respect of a firm whose application has been unsuccessful.

14.1.3 The Commission and/or the unsuccessful applicant may initiate negotiations for a settlement agreement or a consent order, which may also result in reduction of a fine that may be imposed in terms of the Act<sup>7</sup>.

**15. Does the Commission accept oral statements under the CLP?**

15.1 When submitting in writing its application for immunity or its marker application, the applicant may apply to the Commission to request that information regarding the alleged cartel be provided orally. The Commission may, at its discretion and on a case-by-case basis, accept such request from an applicant. Subject to section 12.1 above, the applicant will nevertheless be required to provide the Commission with all existing written information, evidence and documents in its possession regarding the alleged cartel.

15.2 Oral statements will be recorded and transcribed at the Commission's premises. The applicant may review the technical accuracy of the recording and transcript and correct the content of its oral statements within a reasonable time period to be determined at the discretion of the Commission. Upon expiry of the time period, the oral statements, corrected as the case may be, will be deemed to be approved and will amount to restricted information forming part of the Commission's records pursuant to section 14 of the Rules for the Conduct of Proceedings in the Competition Commission (published in Government Notice No. 22025 in Government Gazette Vol. 428 on 1 February 2001).

**16. Conclusion**

16.1 In developing the CLP, the Commission has done a review and comparison of leniency policies adopted by other competition authorities, including in the European Union (EU), Canada, Australia, United Kingdom (UK) and United States of America (USA).

16.2 After reviewing and comparing these policies and how they have been implemented, it appears that leniency policies in almost all jurisdictions concerned have proved to be one of the most effective tools to deal with cartels.

16.3 The CLP has been tailored to be consistent with the legal and regulatory framework that exists in South Africa.

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<sup>7</sup> The Tribunal has powers to order a fine of up to 10% of the firms' annual turnover in terms of the Act.

- 16.4 The general requirements for granting immunity also seem to be substantially the same and consistent in all the jurisdictions reviewed. The CLP is therefore based on those general requirements.
- 16.5 The effective implementation of the CLP will require dedicated resources in order to achieve the desirable outcome.
- 16.6 Making the CLP available to the public will create awareness of benefits that firms, big and small, may take advantage of. The CLP will, therefore, also be available in a booklet form and on the Commission's website.
- 16.7 It is envisaged that a leniency of the nature adopted by the Commission in the CLP would lead to detection and expeditious finalisation of cases that otherwise would have been difficult, if not impossible, to crack.
- 17. Whom to contact at the Commission regarding the CLP?**
- 17.1 Firms seeking to make general enquiries on the CLP or seeking clarification on whether or not immunity would be considered may contact the Corporate Compliance Coordinator, Compliance Division at:
- Telephone number +27 12 394 3200
  - Facsimile number: +27 12 394 0166
  - e-mail address: [ccsa@compcom.co.za](mailto:ccsa@compcom.co.za)
- 17.2 Firms may also visit the Commission's Website at [www.compcom.co.za](http://www.compcom.co.za) for further information.

**NOTICE 629 OF 2008****COMPETITION TRIBUNAL****NOTIFICATION OF DECISION TO APPROVE MERGER**

The Competition Tribunal gives notice in terms of rule 35 (5) (b) (ii) of the "Rules for the conduct of proceedings in the Competition Tribunal" as published in Government Gazette No. 22025 of 01 February 2001, that on 02 April 2008 it approved without conditions the merger between Alternative Channel Limited and M Cubed Life Limited.

(Case no.: 10/LM/Jan08)

**The Chairperson  
Competition Tribunal**

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**NOTICE 630 OF 2008****COMPETITION TRIBUNAL****NOTIFICATION OF DECISION TO APPROVE MERGER**

The Competition Tribunal gives notice in terms of rule 35 (5) (b) (ii) of the "Rules for the conduct of proceedings in the Competition Tribunal" as published in Government Gazette No. 22025 of 01 February 2001, that on 04 April 2008 it approved without conditions the merger between Main Street 251 (Pty) Ltd and the House of Busby Limited.

(Case no.: 16/LM/Feb08)

**The Chairperson  
Competition Tribunal**

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**NOTICE 631 OF 2008****COMPETITION TRIBUNAL****Notification of Complaint Referral**

The Competition Tribunal gives notice in terms of Section 51 (3) & (4) of the Competition Act 89 of 1998 as amended, that on 04 April 2008 it received a complaint referral from the Competition Commission against the New Reclamation Group (Pty) Ltd. The Competition Commission alleges that the New Reclamation Group (Pty) Ltd is engaged in prohibited practices in contravention of sections 4(1)(b)(ii) and (iii) of the Competition Act 89 of 1998.

(Case number 37/CR/Apr08)

**The Chairperson  
Competition Tribunal**



**NOTICE 632 OF 2008**  
**COMPETITION TRIBUNAL**

**NOTIFICATION OF DECISION TO APPROVE MERGER**

The Competition Tribunal gives notice in terms of rule 35 (5) (b) (ii) of the "Rules for the conduct of proceedings in the Competition Tribunal" as published in Government Gazette No. 22025 of 01 February 2001, that on 09 April 2008 it approved without conditions the merger between Brandco (Currently Heineken (Pty) Ltd) and the Diageo South Africa (Pty) Ltd and Brandhouse Beverages (Pty) Ltd and the Amstel Licence.

(Case no.: 17/LM/Feb08)

**The Chairperson**  
**Competition Tribunal**

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**NOTICE 633 OF 2008**  
**COMPETITION TRIBUNAL**

**NOTIFICATION OF DECISION TO APPROVE MERGER**

The Competition Tribunal gives notice in terms of rule 35 (5) (b) (ii) of the "Rules for the conduct of proceedings in the Competition Tribunal" as published in Government Gazette No. 22025 of 01 February 2001, that on 09 April 2008 it approved without conditions the merger between Stocks Building Africa (Pty) Ltd and Housing Africa Development (Pty) Ltd.

(Case no.: 19/LM/Feb08)

**The Chairperson**  
**Competition Tribunal**

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**NOTICE 634 OF 2008**  
**COMPETITION TRIBUNAL**

**NOTIFICATION OF DECISION TO APPROVE MERGER**

The Competition Tribunal gives notice in terms of rule 35 (5) (b) (ii) of the "Rules for the conduct of proceedings in the Competition Tribunal" as published in Government Gazette No. 22025 of 01 February 2001, that on 09 April 2008 it approved without conditions the merger between Newco and Squires Food (Pty) Ltd.

(Case no.: 22/LM/Feb08)

**The Chairperson**  
**Competition Tribunal**

**NOTICE 635 OF 2008**  
**COMPETITION TRIBUNAL**

**NOTIFICATION OF DECISION TO APPROVE MERGER**

The Competition Tribunal gives notice in terms of rule 35 (5) (b) (ii) of the "Rules for the conduct of proceedings in the Competition Tribunal" as published in Government Gazette No. 22025 of 01 February 2001, that on 16 April 2008 it approved without conditions the merger between Saudi Telecom Company and Orger Telecom Ltd.

(Case no.: 29/LM/Apr08)

**The Chairperson**  
**Competition Tribunal**

**NOTICE 636 OF 2008**

DEPARTMENT OF LABOUR

LABOUR RELATIONS ACT, 1995

**REGISTRATION OF A TRADE UNION**

I, Johannes Theodorus Crouse, Registrar of Labour Relations, hereby notify, in terms of section 109(2) of the Labour Relations Act, 1995, that the **Construction Energy Mine Allied Workers' Union (CEMAWU)** has been registered as a trade union with effect from 14 May 2008.

**JT CROUSE**

Registrar of Labour Relations

**NOTICE 637 OF 2008****GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994  
(ACT No. 22 OF 1994)**

Notice is hereby given in terms of Section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994), as amended, that a tenant claim for the restitution of land rights has been submitted to the Regional Land Claims Commissioner for the Western Cape. The particulars regarding these claims are as follows:

REF NO.	CLAIMANT	PROPERTY	District
M1848	Nel L	Portion 2 of Farm No 15 Rietpoort	Laingsburg

The Commission on Restitution of Land Rights will investigate the claim in terms of provisions of the Act in due course. Any party who has an interest in the above-mentioned land is hereby invited to submit, within 60 days from the publication of this notice, any comments/information to:

The Regional Land Claims Commissioner: Western Cape  
 97 York Street  
 Suite 33  
 Shamrock Place  
 George  
 6530  
 Tel: 044\*8740021  
 Fax: 044\*8740023

**B JANSEN**  
 Regional Land Claims Commissioner

APPROVED ..... 

DATE ..... 2/04/08

**NOTICE 638 OF 2008****GENERAL NOTICE IN TERMS OF IN THE RESTITUTION OF LAND RIGHTS ACT, ACT NO. 22 OF 1994 AS AMENDED**

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act , No, 22 of 1994 as amended that claims for the restitution of land rights on:

**Reference No:** KRK6/2/2/B/97/0/0/4(H500)  
KRK6/2/3/B/98/0/0/0(M1470)

**Claimant :** Mr N. KOOPMAN AND hBitterbos on behalf of therooiport community

**Property Description :**

PROPERTY	TITLE DEED	DISTRICT	EXTENT	OWNERS DETAILS
Vogelstruispan 98	T4718/1893	Barkly West	10470,5584	De beers consolidated mines
Vogelstruispan 101	T4719/1893	Barkly West	6989,3011	De beers consolidated mines
Zandplaats portion 5 102	T703/1957	Barkly West	1174,4080	De beers consolidated mines

**Date Submitted:** 31<sup>st</sup> December 1998

**Current Land Use :** Used as a game reserve

**Bond details :** Vogelstruispan 101 with bond no. B1084/1988

Has been submitted to the Regional Land Claims Commissioner for the Free State and Northern Cape and that the Commission on Restitution of Land Rights will further investigate the claims in terms of the provisions of the Act , as amended in due course.

Any party who has an interest in the abovementioned land claim is hereby invited to submit, within 30 days from the date of the publication of this Notice , any comments / information to :

**The Regional Land Claims Commissioner**  
Free State and Northern Cape  
P .O. Box 2458  
Kimberley  
8300

**Tel:** (053) 807 5700  
**Fax:** (053) 831 6501

**Mr S Hlongwane**  
Regional Land Claims Commissioner

**NOTICE 639 OF 2008****GENERAL NOTICE IN TERMS OF IN THE RESTITUTION OF LAND RIGHTS ACT, ACT NO. 22 OF 1994 AS AMENDED**

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, No. 22 of 1994 as amended that claims for the restitution of land rights on:

**Reference No:** KRK6/2/3/B/96/0/6(S1323)

**Claimant:** Mr. L.A.H. Sediti on behalf of the congregation of the Methodist Church of South Africa

**Property Description :**

ERF NO,	EXTENT OF LAND	OLD TITLE DEED	CURRENT TITLE DEED	CURRENT LAND USE	CURRENT OWNERS
167	4.2600 HECTARES	Heq 3/21	1303/1975	Residential and Agricultural purposes	Scholtz Heinrich Jacobus

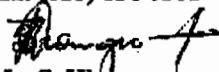
**Date Submitted:** 31<sup>st</sup> December 1998

Has been submitted to the Regional Land Claims Commissioner for the Free State and Northern Cape and that the Commission on Restitution of Land Rights will further investigate the claims in terms of the provisions of the Act, as amended in due course.

Any party who has an interest in the abovementioned land claim is hereby invited to submit, within 30 days from the date of the publication of this Notice, any comments / information to :

**The Regional Land Claims Commissioner**  
**Free State and Northern Cape**  
 P.O. Box 2458  
 Kimberley  
 8300

Tel: (053) 807 5700  
 Fax: (053) 831 6501

  
 Mr S Hlangwane  
 Regional Land Claims Commissioner

**NOTICE 640 OF 2008****GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT NO.22 OF 1994 AS AMENDED**

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act , No, 22 of 1994 as amended that claims for the restitution of land rights on:

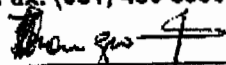
**Reference No.** : N6/2/2/C/440/0/0/02  
**Claimant** : Tsepo Saimon Motaung  
**Property Description** : Viakspruit Farm No.733 under Maluti A Phofung Local Municipality (Harrismith), Free State Province.  
**Extent of Land** : 167,1111 HA  
**Current Title Deed** : T 3131/2006  
**Date Submitted** : 16 November 1998  
**Current Owner** : Fine Assests Investments 17 PTY LTD  
**Current Land Use** : Agricultural Activity

Has been submitted to the Regional Land Claims Commissioner for the Free State and Northern Cape and that the Commission on Restitution of Land Rights will further investigate the claims in terms of the provisions of the Act, as amended in due course.

Any party who has an interest in the abovementioned land claim is hereby invited to submit, within 30 days from the date of the publication of this Notice, any comments / information to :

**The Regional Land Claims Commissioner**  
**Free State and Northern Cape**  
**P .O. Box 4376**  
**Bloemfontein**  
**9300**

**Tel: (051) 403 0700**  
**Fax: (051) 430 3930**

  
**Mr S. Hlongwane**  
**Regional Land Claims Commissioner**  
**(Free State and Northern Cape)**  
**Date: 21/04/2008**

**NOTICE 641 OF 2008****GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT NO.22 OF 1994 AS AMENDED**

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, No. 22 of 1994 as amended that claims for the restitution of land rights on:


**Reference No.** : N6/2/3/C/42/446/0/7  
**Claimant** : Thulo Ephraim Mahlatsi  
**Property Description** : Erf No.69 situated in Matjhabeng Local Municipality of Mmamahabane Location in Ventersburg, Free State Province.  
**Extent of Land** : 347 Square Meters  
**Current Title Deed** : None  
**Date Submitted** : 28 December 1998  
**Current Owner** : Segatlaka family  
**Current Land Use** : Residential

Has been submitted to the Regional Land Claims Commissioner for the Free State and Northern Cape and that the Commission on Restitution of Land Rights will further investigate the claims in terms of the provisions of the Act, as amended in due course.

Any party who has an interest in the abovementioned land claim is hereby invited to submit, within 30 days from the date of the publication of this Notice, any comments / information to :

**The Regional Land Claims Commissioner  
Free State and Northern Cape  
P.O. Box 4376  
Bloemfontein  
9300**

**Tel: (051) 403 0700  
Fax: (051) 430 3930**



**Mr S. Hlongwane  
Regional Land Claims Commissioner  
(Free State and Northern Cape)**

**Date: 21/04/2008**



## NOTICE 642 OF 2008

**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994) AS AMENDED**

Notice is hereby given in terms of section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) as amended, that a claim for restitution of land rights has been lodged on the **Remaining Extent of the farm Doornrivier 86 KS, PTN 1 of the farm Welgevonden 85 KS and PTN 2 of the farm Frischgewaagd 88 KS**

The claim was lodged by Mr. Snyman Willem Jacobus, ID: 321115 5016 003 on behalf of Gompies (EDMS) BKP on properties mentioned in the table below before the 31<sup>st</sup> December 1998. The claimant is currently residing at Pretoria in Tshwane municipality.

PORTION	OWNER	EXTENT IN Ha	TITLE DEED	BONDS/ENDORSEMENTS	HOLDER
THE REMAINING EXTENT OF THE FARM DOORNRIVIER 86 KS	National government Republic of South Africa	1118.6434	T52542/1983	K1404/1975E K2733/1980S K2913/1999RM K4607/1999	NO DETAILS NO DETAILS SOUTHERN ERA RESOURCES LTD STEPPON INV PTY LTD
PTN 1 OF THE FARM WELGEVONDEN 85 KS	National government Republic of South Africa	214.1330	T52542/1983	KS,,85,1	NO DETAILS
PTN 2 OF THE FARM FRISCHGEWAAGD 88 KS	National government Republic of South Africa	42.8266	T52542/1983	KS,88,2	NO DETAILS

**Take further notice** that the office of the Regional Land Claims Commissioner: Limpopo is investigating this claim. Any party that has an interest on the above-mentioned properties is hereby invited to submit in writing within **90 days** of publication of the notice, any comment and/or objection to this claim to the Regional Land Claims Commissioner at the address set out below under reference number: **KRP 6014**.

**Office the Regional Land claims  
Commissioner: Limpopo  
Private Bag X9552  
POLOKWANE  
0700**

**Submission may also be delivered to:  
First floor, 96 Kagiso House  
Corner Rissik & Schoeman streets  
POLOKWANE  
0700**

**MIYELANI NKATINGI  
ACTING REGIONAL LAND CLAIMS COMMISSIONER: LIMPOPO**

**NOTICE 643 OF 2008****GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO, 22 OF 1994) AS AMENDED**

Notice is hereby given in terms of section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) as amended, that a claim for restitution of land rights has been lodged on the **REMAINING EXTENT OF THE FARM MATJIESGOEDFONTEIN 513 LS.**

The claim was lodged by Mr. Abdul Sattar Mohamed, ID: 410411 5112 050 on property mentioned in the table below before the 31<sup>st</sup> December 1998. The claimant is currently residing at Florapark in Polokwane local municipality.

PORTION	OWNER	EXTENT IN Ha	TITLE DEED	BONDS/ ENDORSEMENTS	HOLDER
THE REMAINING EXTENT OF THE FARM MAGIESGOEDFONTEIN 513 LS	Ramokgopa Tribe	717.8966	T28153/1994	K5765/2001RM	ANGLO OPERATIONS LTD

**Take further notice** that the office of the Regional Land Claims Commissioner: Limpopo is investigating this claim. Any party that has an interest on the above-mentioned properties is hereby invited to submit in writing within **90 days** of publication of the notice, any comment and/or objection to this claim to the Regional Land Claims Commissioner at the address set out below under reference number: **KRP 1600.**

**Office the Regional Land claims  
Commissioner: Limpopo  
Private Bag X9552  
POLOKWANE  
0700**

**Submission may also be delivered to:  
First floor, 96 Kagiso House  
Corner Rissik & Schoeman streets  
POLOKWANE  
0700**

**MIYELANI NKATINGI  
ACTING REGIONAL LAND CLAIMS COMMISSIONER: LIMPOPO**

**NOTICE 644 OF 2008****GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO, 22 OF 1994) AS AMENDED**

Notice is hereby given in terms of section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) as amended, that a claim for restitution of land rights has been lodged on **Portion 9 of the farm Vrederust 84 KS.**

The claim was lodged by Barend Johannes Venter, ID: 570809 5032 002 who is the originally dispossessed on property mentioned in the table below before the 31<sup>st</sup> December 1998. The claimant is currently residing at Pretoria in Tshwane local municipality.

PORTION	OWNER	EXTENT IN Ha	TITLE DEED	BONDS/ ENDORSEMENTS	HOLDER
PTN 9 OF THE FARM VREDERUST 84 KS.	NATIONAL GOVERNMENT REPUBLIC OF SOUTH AFRICA A	77.4259	T25501/1982	KS,84,9 K1131/19738 K82/19858	NO DETAILS NO DETAILS NO DETAILS

**Take further notice** that the office of the Regional Land Claims Commissioner: Limpopo is investigating this claim. Any party that has an interest on the above-mentioned properties is hereby invited to submit in writing within **90 days** of publication of the notice, any comment and/or objection to this claim to the Regional Land Claims Commissioner at the address set out below under reference number: **KRP 488.**

**Office the Regional Land claims  
Commissioner: Limpopo  
Private Bag X9552  
POLOKWANE  
0700**

**Submission may also be delivered to:  
First floor, 96 Kagiso House  
Corner Rissik & Schoeman streets  
POLOKWANE  
0700**

**MIYELANI NKATINGI  
ACTING REGIONAL LAND CLAIMS COMMISSIONER: LIMPOPO**

**NOTICE 645 OF 2008****GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994), AS AMENDED**

Notice is hereby given in terms of Section 11(1) of the Restitution of Land Rights Act, (Act No. 22 of 1994), as amended, that a claim for Restitution of Land Rights has been lodged on the farm: Diepsloot 637 KR, situated within Mookgophong Municipality, Waterberg District, Limpopo.

Mr. Lesibana Stephens Sindane lodged the claim on behalf of the Sindane Family on the 1<sup>st</sup> July 1998.

PORTIONS & REM/ EXENT	LANDOWNER (S)	TITLE DEED(S)	EXTENT (Ha)	BONDS/ ENDORSEMENTS	HOLDER(S)
<b>1. DIEPDRIFT 637 KR</b>					
Rem/ Extent of Portion 1	Lorette van der Merwe Gesintrust	T160001/2004	449. 7438	B117287/2004  B26414/2005 KR, 637,1	Land & Landbou Ontwikkelingsbank van Suid Afrika Land Bank No Details
Portion 3	Liversage, Edward Albert Chessman	T48462/2001	42. 8266	KR, 637,3	No Details
Portion 8	Van der Merwe, Petrus	T16095/1962	256. 9596	KR, 637,8	No Details
Rem/ Extent of Portion 9	Boshoff, Helena Christiaan De Wet	T27159/1980	178. 7379	KR,615,5 From-Ptn4-Ptn7&R/E, Ptn2,637	No Details  None
Portion 10	Boshoff, Helena Christiaan De Wet	T27160/1980	178. 7379	KR,637,10	No Details
Portion 11	Boshoff, Helena Christiaan De Wet	T27160/1980	178. 7379	KR, 637,11	No Details
Portion 12	Boshoff, Helena Christiaan De Wet	T27160/1980	178. 7379	KR,637,12	No Details
Portion 13	Tuinplaas Winkelkompleks Trust	T34216/1995	3.6749	B35426/1995 VA1420/1995 KR, 637,13	ABSA Bank No Details No Details
Portion 14	Afrikaanse Protestantse Kerk-Tuinplaas	T81154/1991	4. 5718	None	None

**Take further notice** that the Office of the Regional Land Claims Commissioner for Limpopo is investigating this claim. Any party that has an interest in the above-mentioned properties is hereby invited to submit in writing within **90** days of publication of this notice, any comment, and/ or objection to this claim to the Regional Land Claims Commissioner: Limpopo at the addresses set out below under Reference Number: **KRP 1625**.

**Submissions may be made to:**

**Office of the Regional Land Claims Commissioner: Limpopo  
Private Bag X9552  
Polokwane  
0700**      **OR**      **First Floor, 96 Kagiso House,  
Corner Schoeman & Rissik Streets,  
Polokwane  
0699**

**MIYELANI NKATINGI  
ACTING REGIONAL LAND CLAIMS COMMISSIONER: LIMPOPO**

**NOTICE 646 OF 2008**

**AMENDMENT OF GAZETTE NOTICE NO 1528 OF 2000 AND 929 OF 2001 AS CONTAINED IN THE GOVERNMENT GAZETTE NUMBER 21074 AND 22270 IN RESPECT OF SHIGALO COMMUNITY AND RATOMBO COMMUNITY RESPECTIVELY**

Notice is hereby given in terms of Section 11A (4) of the Restitution of Land Rights Act, 1994 (Act 22 of 1994), as amended, that gazette notice 1528 of 2000 in favour of Ravele Community on the Farm Levubu 15 LT is hereby amended to include the following communities: Tshakuma, Shigalo and Masakona Communities who have also lodged a claim on Farm Levubu 15 LT.

Notice is hereby given in terms of Section 11A (4) of the Restitution of Land Rights Act, 1994 (Act 22 of 1994), as amended, that gazette notice 21074 of 2001 in favour of Ramaru Community, Tshifhefhe Land Dev Committee and Marandela Community on the Farm Nooitgedacht 14 LT is hereby amended to include the Ratombo Community who have also lodged a claim on Farm Nooitgedacht 14 LT.

Land claims were lodged as follows:

**Ravele Community claimed the following:**

1. Portions of Levubu 15LT
2. Portions of Lisbon 12 LT 12 LT
3. Eastern Portion of Nooitgedacht 14 LT

**Tshakuma Community claimed the following:**

1. Portions of Levubu 15 LT

**Ratombo Community claimed the following:**

1. Madrid 803 LT
2. Nooitgedacht 14 LT

**Shigalo Community claimed the following:**

1. Welgevonden 804 LT (mistakenly claimed as Welgevonden 4 LT, however, corrected during investigation)
2. Madrid 803 LT

**Masakona Community claimed the following**

1. Levubu 15 LT

The following table depicts the properties claimed by the above-mentioned Claimant Communities.

**LEVUBU 15 LT (Claimants stated above: Ravele, Shigalo, Tshakuma and Masakona)**

No.	Portion	Present Owner	Extent in Hectares	Title Deed/ Endorsements
1.	Remaining Ext.	RSA	690.0191	T/6180/1939
2.	1	James Moodie Badenhorst	61.3910	T/42001/1980
3.	2	Monet Trust	31.6226	T/69682/2000
4.	3	Jan Petrus Bonnema	49.2506	T/10869/1980
5.	4 (Rem)	-	26.9716	Consolidated to portion 353 of 15 LT
6.	5	Retief Redelinhhuys FamTrust	35.1178	T/106045/2000
7.	6	Retief Redelinhhuys FamTrust	45.9220	T/106044/2000
8.	7	Retief Redelinhhuys FamTrust	39.3150	T/106043/2000
9.	8	Elsje Elizabertha Mulder	63.4030	T/60829/1995
10.	9	Pieter Johannes van Wyk	57.5932	T/51940/1997
11.	10	CTJ Botha Boerdery cc	19.0614	T/62796/1999

No.	Portion	Present Owner	Extent in Hectares	Title Deed/Endorsements
12.	11	Gerrit Landman	61.6286	T/51054/1984
13.	12	Francis Ignatius Fogwell	58.7512	T/14740/1979
14.	13	Gerrit Petro van Schalkwyk	55.8582	T/294/1978
15.	14	Wilhemina Endriette Joubert	56.9282	T/10623/1971 T/19620/2000
16.	15	-	800.0000dum	-Consolidated to portion 285 of 15 LT.
17.	16	Gerrit Petro van Schalkwyk	19.8272	T/34304/9184
18.	17	Retief Redelinhhuys FamTrust	15.1198	T/106042/2000
19.	18	-	70.9842	Consolidated to portion 354 of 15 LT
20.	19 (Rem)	Melanie Jensen	18.6618	T/26845/1994
21.	20	Rudolph Johannes Beetge	68.0223	T/122841/1998
22.	21 (Rem)	Johannes Phillipus de Wilde Marieta de Wilde	42.5540	
23.	22	Izak Johannes Nel	61.6485	T/62727/1996
24.	23	Gerrit Petrus van der Walt	74.2854	T/2860/1998
25.	24	Pieter Jacobus Lourens	87.1664	T/9368/1985
26.	25	RSA	2667sqm	T/904/1954
27.	26	Leon Andre Wilken Teunisje Wilken	22.3388	T69204/1987
28.	27	Andries Christoffel Nel	24.4823	T/43084/1990
29.	28	Maureen Boardman	21.1658	T/9155/1993
30.	29	Andries Christoffel Nel	12.8480	T/43084/1990
31.	30	Andries Christoffel Nel	28.1302	T/43084/1990
32.	31	Andries Christoffel Nel	26.4600	T/43084/1990
33.	32	Andries Christoffel Nel	34.2381	T/43084/1990
34.	33	Avosure cc	41.1520	T/98088/1994
35.	34	Maludze Landgoed Pty Ltd	44.4655	T/16557/1997
36.	35	Braam van Wyk Trust	29.8804	T/5961/1999
37.	36	Gert Hendrik Smit	19.3088	T/39182/1981
38.	37	Daniel Haasbroek	17.7681	T/28293/1968
39.	38	Amana Boerdery cc	18.2508	T/2517/1994
40.	39	Jacobus Henrikus Muller	19.0433	T/52776/1981



No.	Portion	Present Owner	Extent in Hectares	Title Deed/Endorsements
41.	40	Andries Nicolaas Louis Cloete	24.3481	T/891/1982
42.	41	Gert Hendrik Smit	24.9319	T/4615/1976
43.	42	Hendrik Petrus de la Rey	19.9635	T/38012/1986
44.	43	Hendrik Petrus de la Rey	25.5298	T/7111/1993
45.	44	Amana Boerdery cc	23.5622	T/38838/1995
46.	45	Jacobus Kael Reyneke Smit	28.3507	T/38441/1969
47.	46	Frans Fogwell	32.8566	T/16491/1954
48.	47	Daniel Brink	32.3298	T/89026/1995
49.	48	Daniel Brink	30.0645	T/15629/1979
50.	49	Daniel Brink	28.3769	T/39120/1981
51.	50	GH Smit Trust	32.1889	T/8995/1987
52.	51	Marius Schrenk	27.9019	T/72900/1994
53.	52	Hanpabada Family Trust	35.9577	T/18690/1994
54.	54	Elsje Elizabeth Mulder	28.4886	T/60829/1995
55.	55 (Rem)	De Fin and Wagner cc	26.8713	T/33385/1993
56.	56 (Rem)	Marieta de Wilde Phillipus Johannes de Wilde	26.6617	T65544/2003
57.	57 (Rem)	Gert Hendrik Smit	30.9366	T/5055/1985
58.	58	PNJ Snyman Prop Inv Pty Ltd	32.6691	T/14202/2003
59.	59	Pieter Johannes Leonard Cloete	35.4472	T/12907/1976
60.	60(Rem)	Jurgens van Rensburg Boerdery cc	28.4659	T/49304/2000
61.	61	Doors le Roux Trust	29.5761	T/49306/2000
62.	66	Arbor Trust	155.5997	T/32547/1996
63.	67	-	800.0000dum	-
64.	68	Redbank Landgoed Pty Ltd	30.5150	T/16559/1997
65.	69	Redbank Landgoed Pty Ltd	22.0942	T/16559/1997
66.	70	Jordaan Trust	25.4158	T/102630/1996
67.	71	-	800.0000dum	Consolidated to portion 339 of 15 LT
68.	72	-	800.0000dum	Consolidated to portion 339 of 15 LT
69.	73	-	16.8377	Consolidated to portion 91 of 15 LT

No.	Portion	Present Owner	Extent in Hectares	Title Deed/ Endorsements	
70.	74	-	18.8555	Consolidated to portion 349 of LT	15
71.	75	Erf Four Nine One Pietersburg Pty Ltd	21.4133	T/74650/1993	
72.	80 (Rem)	RSA	936.0000sqm	T/828/1954	
73.	83 (Rem)	Apostoliese Geloof Sending van Suid Afrika - Levubu	1.2355	T/74497/1992	
74.	84	Pieter Johannes Leonard Cloete	43.1363	T/12907/1976	
75.	85	Gert Hendrik Smit	32.9503	T/5055/1985	
76.	86 (Rem)	Marieta & Johanes Phillipus de Wilde	42.2339	T/19746/1992	
77.	92 (Rem)	AF Saayman Famielietrust	22.0439	T/43434/2001	
78.	93	AT du Toit Family Trust	47.2121	T/143918/1999	
79.	94	Andries Nicolaas Louis Cloete	51.5664	T/891/1982	
80.	99	RSA	1.1220	T/7657/1954	
81.	100	CTJ Boeta Boerdery cc	44.0487	T62796/1999	
82.	101	RSA	8185sqm	T13118/1953	
83.	102	RSA	2.5430	T/28651/1955	
84.	103	Gert Hendrik Smit	36.1969	T/39182/1981	
85.	104	Marthinus Johannes Ras	46.3709	T/69030/1990	
86.	105	Braam Hendrik van Wyk Trust	61.1678	T/52656/1980	
87.	106	-	800.0000dum	Consolidated to portion 158 of LT	15
88.	109	-	38.8954	Consolidated to portion 158 of LT	15
89.	110	-	37.9540	Consolidated to portion 158 of LT	15
90.	111	Hermanus Johannes van Tonder	43.0702	T/52656/1980	
91.	112	Amana Boerdery cc	23.0053	T/78110/1989	
92.	113	Floris van Wyk Trust	20.8911	T/86184/1995	
93.	114	Phillip Rudolph Botha	66.1114	T/40890/1985	
94.	118	Redbank Landgoed Pty Ltd	25.6987	T/16559/1997	
95.	119	Erf Four Nine One Pietersburg Pty	42.7417	T/74650/1993	

No.	Portion	Present Owner	Extent in Hectares	Title Deed/ Endorsements
		Ltd		
96.	120	RSA	1.1817	T/28471/1952
97.	121	Teunisje & Leon Andre Wilken	4.8590	T/69204/1987
98.	122	-	800.0000dum	Consolidated to portion 158 of 15 LT
99.	123	Elsje Elizabetha Mulder	8.5653	T/60829/1995
100.	124	Daniel Haasbroek	12.8608	T/28293/1968
101.	125	-	800.000dum	Consolidated to portion 147 of 15 LT
102.	126	-	20.0042	Consolidated to portion 147 of 15 LT
103.	127	Teunisje & Leon Andre Wilken	48.6784	T/69203/1987
104.	128	Jacobus Hendrikus Muller	5.5674	T/52776/1981
105.	129	CTJ Botha Boerdery ccc	22.0390	T/7670/954
106.	130	-	800.0000dum	Consolidated to portion 147 of 15 LT
107.	131	Jacobus Johannes Botha	35.1178	T/20407/1982
108.	132	Andries Gerhardus Joubert	68.9508	T/15963/1983
109.	133	Hybrecht Martha Welthagen	8.5653	T/78348/1992
110.	134	-	800.000dum	Consolidated to portion 270 of 15 LT
111.	135	Andries Nicolaas Jan Daniel Bester	8.5683	T/26918/1986
112.	136	Ariko cc	16.1229	T/19707/1994
113.	138	Wessel Marthinus Furstenburg	19.7002	T/15437/1989
114.	140	Johannes Jacobus Botha	35.1178	T/20407/1992
115.	141	Marius Schrenk	4373sqm	T/94450/2001
116.	143	Nederduitse Gereformeerde Kerk van Transvaal - Levubu	1.4634	T/33871/1975
117.	144	Vhvhenda Brickworks Pty Ltd	21.4133	T/60671/1998
118.	145	-	42.0473	Consolidated to portion 91 of 15 LT
119.	146	AF Saayman Family Trust	21.4133	T/15351/1999
120.	147	RSA	5470sqm	T25351/1962

No.	Portion	Present Owner	Extent in Hectares	Title Deed/Endorsements
121.	148	Marthinus Philipus Theunissen	39.1283	T/55227/1984
122.	149	Marthinus Philipus Theunissen	15.8259	T/7632/1988
123.	150	Elsje Elizabeth Mulder	19.6886	T/60829/1995
124.	151	Elsje Elizabeth Mulder	13.8326	T/60829/1995
125.	152	-	800.0000dum	Consolidated to portion 158 of LT 15
126.	153	-	24.5079	Consolidated to portion 262 of LT 15
127.	155	AT du Toit Family Trust	22.6770	T/51564/1999
128.	156	CTJ Botha Boerdery cc	33.6813	T/16555/1997
129.	158	RSA	36.2717	T/2620/1962
130.	159	Patafontein Pty Ltd	31.7209	T/93863/1992
131.	160	Wolkbergplase Pty Ltd	31.6868	T8329/1984
132.	161	Hermanus Johannes van Tonder	15.4591	T16756/1995
133.	162	Hermanus Johannes van Tonder	3.1462	T16756/1995
134.	163	Hermanus Johannes van Tonder	13.7453	T16756/1995
135.	164	Hermanus Johannes van Tonder	1.8193	T16756/1995
136.	165	Heinz Katze	14.0400	T7639/1997
137.	166	Hanpabada Family Trust	14.5673	T53039/1997
138.	167	WM Furstenburg Trust	15.5360	T135518/1997
139.	168	David Daniel van Jaarsveld	17.8894	T35238/1994
140.	169	David Daniel van Jaarsveld Dawid Daniel van Jaarsveld Sara Johanna van Jaarsveld	8981sqm	G346/1971 T35238/1994
141.	170	Teunisje & Leon Andre Wilken	23.4286	T69205/1987
142.	171	-	5.5068	Consolidated to portion 262 of LT 15
143.	172	-	64.2623	Consolidated to portion 181 of LT 15
144.	173	-	4.3182	Consolidated to portion 179 of LT 15
145.	174	-	107169	Consolidated to portion 180 of 15

No.	Portion	Present Owner	Extent in Hectares	Title Deed/ Endorsements
				LT
146.	175	-	2.7352	Consolidated to portion 181 of LT 15
147.	176	-	17.0595	Consolidated to portion 179 of LT 15
148.	177	-	9.3540	Consolidated to portion 180 of LT 15
149.	179	FJ furstenburg Trust	21.3777	T20949/1998
150.	180	Wessel Marthinus Furstenburg	20.0709	T41060/1975
151.	181	WM Furstenburg Trust	15.6055	T90940/1995
152.	182	-	17.1809	Consolidated to portion ,15 lt
153.	183	-	800.0000dum	Consolidated to portion 198 of LT 15
154.	184	-	800.0000dum	Consolidated to portion 199 of LT 15
155.	185	-	800.0000dum	Consolidated to portion 196 of 15LT
156.	186	-	67.3147	Consolidated to portion 195 of LT 15
157.	187	Cronpret cc	20.7182	T47500/1991
158.	188	Adriaan Lodewyk Crous du Toit	20.1771	T23310/1982
159.	189	-	10.4181	Consolidated to portion 198 of LT 15
160.	190	-	800.0000dum	Consolidated to portion 197 of LT 15
161.	191	-	800.0000dum	Consolidated to portion 199 of LT 15
162.	192	-	800.0000dum	Consolidated to portion 196 15 LT
163.	193	-	239sqm	Consolidated to portion 195 of LT 15
164.	194	-	800.0000dum	Consolidated to portion 199 of LT 15
165.	195	LMP Trust	16.1268	T129633/2002

No.	Portion	Present Owner	Extent in Hectares	Title Deed/Endorsements
166.	196	LMP Trust	17.2964	T37529/1998
167.	197	LMP Trust	20.3968	T37530/1998
168.	198	Adriaan & Chatarina Maria Human	27.5990	T6311/2000
169.	199	De Fin and Wagner cc	52.5664	T33385/1993
170.	200	Marthinus Philipus Theunissen	4.4299	T7632/1998
171.	201	Johan Frikkie Theron	20.9599	T36201/1981
172.	202	-	800.0000dum	Consolidated to portion 274 of 15 LT
173.	203	-	800.0000dum	Consolidated to portion 196 15 LT
174.	205	-	10.0613	Consolidated to portion 217 15 LT
175.	206	Sebastiaan Johannes Els	1.0744	T30957/1977
176.	208	Johannes George Hamman	24.8887	T29325/1990
177.	209	Johannes George Hamman	1.7093	T29325/1990
178.	210	Hester Maria Magdalena Vorster	4.6266	T60020/1995
179.	211	Hester Maria Magdalena Vorster	24.1788	T60020/1995
180.	213	-	21.3071	Consolidated to portion 219 of 15 LT
181.	214	-	8.9059	Consolidated to portion 217 of 15 LT
182.	215	-	5177sqm	Consolidated to portion 264 of 15 LT
183.	216	-	5.7433	Consolidated to portion 219 of 15 LT
184.	217	Cornelis Johannes Maritz	18.9672	T67787/1987
185.	219	Bridelia Trust	27.0504	T31373/2004
186.	220	-	27.3726	Consolidated to portion 224 of 15 LT
187.	221	Hendrik Abraham Greyling	17.9746	T15517/1985
188.	222	Hendrik Abraham Greyling	44.7624	T15517/1985
189.	223	-	18.2497	Consolidated to portion 224 of 15 LT

No.	Portion	Present Owner	Extent in Hectares	Title Deed/ Endorsements
190.	224	RJ Beetge Boerdery cc	45.6025	T9089/1984
191.	225	Gerrit Landman	27.1949	T38893/1973
192.	226	Cornelis Johannes Maritz	1.5270	T15431/1981
193.	227 (Rem)	RSA	1.2594	T5341/1962
194.	228	AF Saayman Familietrust	5.1392	T43434/2001
195.	229	Hendrik Abraham Greyling	27.0788	T4769/1980
196.	230	-	800.0000dum	Consolidated to portion 275 of 15 LT
197.	231	Helena Maria & Jacobus Johannes Boshoff	11.2732	T85993/2002
198.	232	Wolkbergplase Pty Ltd	18.6964	T8329/1984
199.	233	Teunisje & Leon Andre Wilken	26.1340	T69202/1987
200.	234	Helena Maria & Jacobus Johannes Boshoff	1770sqm	T85993/2002
201.	235	Anthonie Greyling	1165sqm	T93181/1997
202.	236	Anthonie Greyling	10.7021	T93181/1997
203.	238	AT Du Toit Familierust	35.6941	T65056/1998
204.	239	-	16.1592	Consolidated to portion 245 of 15 LT
205.	240	Cornelis Johannes Maritz	2098sqm	T15431/1981
206.	241	Cornelis Johannes Maritz	2.7651	T15431/1981
207.	242	Hendrik Petrus de la Rey	5.5113	T83481/1997
208.	243	Milingoni Henry Netshakuma	8.0887	T159131/2003
209.	244	-	5.7055	Consolidated to portion 245 15 LT
210.	245	Cornelis Johannes Maritz	21.8647	T15431/1981
211.	246 (Rem)	P & L Boerebenodighede Pty Ltd	3.9745	T99186/1999
212.	248	Cronpret cc	7819sqm	T47500/1991
213.	249 (Rem)	Adriaan Lodewyk Crous du Toit	3.1058	T23310/1982
214.	250	Marthinus Stephanus Ferreira	1.6596	T20326/1996
215.	251	Johannes George Hamman	3.1407	T29325/1990
216.	252	Doratheia Magritha & Adriaan Lodewyk Crous du Toit	3.3292	T34450/1991

No.	Portion	Present Owner	Extent in Hectares	Title Deed / Endorsements
217.	253	LMP Trust	8.7462	T37529/1998
218.	254	LMP Trust	8.5683	T38530/1998
219.	255	LMP Trust	8.6510	T129633/2002
220.	256	Gerhardus Petrus Cronje	8.6499	T55460/1981
221.	257	Gerhardus Petrus Cronje	14.3320	T55460/1981
222.	258	Hermanus Johannes van Tonder	17.4144	T167561995
223.	259	-	2.8226	Consolidated to portion 262 of 15 LT
224.	261	Jacobus Marthinus Kruger Schutte	28.1280	T81991/1975
225.	262	Hanpabada Family Trust	32.8373	T15022/1991
226.	263	-	22.7423	Consolidated to portion 264 of 15 LT
227.	264	De Fin & Wagner cc	23.2602	T33385/1993
228.	265	Gereformeerde Kerk van Louis Trichardt	8565.0000sqm	G322/1964
229.	266	Nededitse Gereformeerde Kerk van Transvaal - Levubu	1.0707	T33871/1975
230.	267	-	1.5010	Consolidated to portion 270 of 15 LT
231.	268	-	1.7707	Consolidated to portion 270 of 15 LT
232.	269	-	2.0000sqm	Consolidated to portion 270 of 15 LT
233.	270	Louprins cc	18.4302	T4388/1999
234.	271	Levubu Sentrum cc	9148sqm	T143511/1999
235.	272	-	800.0000dum	Consolidated to portion 274 of 15 LT
236.	273	-	2.0000sqm	Consolidated to portion 275 of 15 LT
237.	274	Borders Motors Pty Ltd	1.0291	T24283/1985
238.	275	Johann Heirich Karl Lenting	7618sqm	T1314/1983
239.	276	Floris van Wyk Trust	20.8912	T86184/1995
240.	277	Louprins cc	7.3348	T4388/1999



No.	Portion	Present Owner	Extent in Hectares	Title Deed/ Endorsements
241.	278	Michelle-Marie van Tonder Johannes Jacobus van Tonder	3.7679	T140031/1999
242.	279	Wolkbergplase Pty Ltd	12.4197	T8329/1984
243.	280	Teunisje & Leon Andre Wilken	9.6360	T69205/1987
244.	281	Levubu 281 Beleggings cc	2.5695	T16346/1995
245.	282	Vhavenda Brickworks Pty Ltd	2.6553	T60671/1998
246.	283	Adrienne Josina Vosloo	2.2556	T122597/1997
247.	284	-	800.0000dum	Consolidated to portion 285 of 15 LT
248.	285	Lushof Levubu Pty Ltd	61.4566	T58334/1989
249.	286	RSA	198sqm	T25703/1971
250.	287	Roelof Johannes du Preez Martha Francina Frederika du Preez	35.4888	T56853/1998
251.	288	Teunisje & Leon Andre Wilken	12.6649	T69202/1987
252.	291	Jacobus Marthinus Kruger Schutte	2.1621	T8199/1975
253.	292	Anthonie Greyling	4762sqm	T93181/1997
254.	293	Cornelis Johannes Maritz	808sqm	T15431/1981
255.	294	Elsje Elizabetha Mulder	1971sqm	T60829/1995
256.	295	Hanpabada Family Trust	1022sqm	T15022/1991
257.	297	Sebastiaan Johannes Els	1978sqm	T30957/1977
258.	298	Heila Magdalena Putter	7157sqm	T60141/1997
259.	299	RJ Beetge Boerdery	8.4796	T9089/1984
260.	301	Hendrik Petrus de la Rey	1024sqm	T83481/1997
261.	302	-	6.6504	Consolidated to portion 391 of 15 LT
262.	303	Christoffel Andries Nel	13.5276	T43084/1990
263.	304	Pieter Johannes Leonard Cloete	15.4176	T12907/1976
264.	305	Pieter Jacobus Lourens	16.4000	T9368/1985
265.	306	Adriaan Lodewyk Crous du Toit Doratheia Magritha du Toit	8.4796	T35719/1989
266.	307	Cornelis Johannes Maritz	2053sqm	T67787/1987
267.	308	Sebastiaan Johannes Els	1374sqm	T30957/1977

No.	Portion	Present Owner	Extent in Hectares	Title Deed/ Endorsements
268.	309	Mopani Fruit Packers Pty Ltd	6.0717	T99185/1999
269.	310	Gerrit Landman	14.4500	G368/1973
270.	311	Laerskool Levubu	8.0031	T22840/1973
271.	312	Suid -Afrikaanse Poskantoor	1403sqm	T2568/1973
272.	313	Hendrik Abraham Greyling	20.5570	T15517/1985
273.	314	Carel Stephanus Havinga Marijke Havinga	21.6293	T49305/2000
274.	315	Hendrik Abraham Greyling	1.1352	T15517/1985
275.	316	Nededitse Gereformeerde Kerk van Transvaal - Levubu	3.4160	T33871/1975
276.	317	Nederduitsch Hervormde Kerk van Afrika - Louis Trichardt	4.3775	T32385/1975
277.	319	Johan Frikkie Theron	24.0000	T36201/1981
278.	320	Elthea Schlesinger	17.6400	T87363/1992
279.	321	RSA	1.0453	T16708/1978
280.	322	Emerentia Margaretha Badenhorst	57.7500	T33487/1993
281.	323	Magdalena Joubert Hendrik Louwrens Joubert	68.9509	T106390/1997
282.	324	RSA	61.7809	T9280/1995
283.	325	Karel Petrus Jacobus Venter Martha Gertruida Venter	56.4000	T35885/1985
284.	326	Matshikiri Landgoed Pty Ltd	55.5011	T16558/1997
285.	327	-	53.0403	Consolidated to portion 358 of 15 LT
286.	328	-	49.5978	Consolidated to portion 357 15 LT
287.	329	Wepco Trust	48.1458	T40565/1998
288.	330	C & JI van Wyk Investments cc	47.2873	T56887/1990
289.	331	Amanda Smit	46.8393	T121959/1999
290.	332	Andries Gerhardus Joubert Maria Magdalena Joubert	46.8737	T15436/1989
291.	333	Wynand Benade Family Trust	49.0521	T47165/1997
292.	334	Tendani Doreen Sinoamadi Mushe Moses Sinoamadi	47.9991	T90943/1995

No.	Portion	Present Owner	Extent in Hectares	Title Deed/ Endorsements
293.	335	Pasella Boerdery cc	47.8576	T77072/1999
294.	336	Nyanda Trust	52.5373	T88626/1998
295.	337	-	48.2056	Consolidated to portion 359 of 15 LT
296.	338	-	800.0000dum	Consolidated to portion 16 of 15 LT
297.	339	-	29.3788	Consolidated to portion 43 of 15 LT
298.	340	Levubu Gemmenskaap Sentrum	2.0682	T58707/1999
299.	341	Louis Sauer	2.7577	T28312/1991
300.	342	Tevrede Trust	62.8675	T87366/1995
301.	343	-	8368sqm	Consolidated to portion 353 of 15 LT
302.	344	-	4908sqm	Consolidated to portion 354 of 15 LT
303.	345	-	4.6917	Consolidated to portion 349 of 15 LT
304.	346	Jacobus Marthinus Kruger Schutte	2.0753	T13706/1993
305.	347	Philip Rudolph Botha	8231sqm	T122203/1996
306.	348	-	6.0781	Consolidated to portion 24 of 15 LT
307.	349	Constanz van Wyk Family Trust	23.5472	T76951/1997
308.	350	-	3.7176	Consolidated to portion 357 of 15 LT
309.	351	-	8.2499	Consolidated to portion 358 of 15 LT
310.	352	-	5.7635	Consolidated to portion 359 of 15 LT
311.	353	Retief Redelinghuys Familietrust	27.8084	T106046/2000
312.	354	Pieter Gird	71.4750	T15815/2004
313.	357	Johannes Jacobus Brown Charmain Mae Brown	53.3154	T89980/1992
314.	358	Cornelis John Maritz	61.2902	T2605/1993

<b>No.</b>	<b>Portion</b>	<b>Present Owner</b>	<b>Extent in Hectares</b>	<b>Title Deed/ Endorsements</b>
315.	359	Cornelius John Gouws	53.9691	T81770/1992
316.	362	-	3082sqm	Consolidated to portion 365 of 15 LT
317.	363	-	104.0000sqm	Consolidated to portion 365 of 15 LT
318.	364	-	1130sqm	Consolidated to portion 365 of 15 LT
319.	365	Adriaan Lodewyk Crous du Toit Doratheia Magritha du Toit	4316sqm	T92847/1996
320.	366	Choice Decisions 1149 cc	33.7356	T87600/2001
321.	368	Marthinus Stephanus Ferreira	8678sqm	T21479/1997
322.	369	Petronella Catharina Sussanna Engelbretina Erasmus	8598sqm	T128287/1998
323.	370	Rudolph Johannes Beetge	8614sqm	T20325/1996
324.	371	Rudolph Johannes Beetge	8636sqm	T20325/1996
325.	372	Rudolph Johannes Beetge	8822sqm	T20325/1996
326.	373	Marthinus Stephanus Ferreira	8649sqm	T95934/1999
327.	383	RSA	1.4989	T109157/1996
328.	384	Levubu Sentrum Pty Ltd	1.7095	T5153/1998
329.	387	Amondel Pakkers Pty Ltd	1.3346	T123436/2000
330.	388	RSA	30.8692	T109157/1996
331.	389	RSA	6717sqm	T109157/1996
332.	390	-	3065sqm	Consolidated to portion 391 of 15 LT
333.	391	Pikkie Hoon Trust	7.0109	T36809/1998
334.	392	Quail Juice Levubu Pty Ltd	1.2177	T151460/1999
335.	393	JAC Booysen Trust	1.0420	T144531/2000
336.	398	Machiel Jacobus Coetzee Elzabe Catharina Coetzee	7.9942	T52697/2004

**NOOITGEDACHT 14 LT (Claimants stated above: Ramaru Community, Tshifhefhe Land Dev Committee, Marandela, Ratombo and Ravele Communities)**

<b>No.</b>	<b>Portion</b>	<b>Present Owner</b>	<b>Extent in Hectares</b>	<b>Title Deed/ Endorsement</b>
1.	0 (Rem)	-	800.0000dum	Geen-restant
2.	1 (Rem)	Golden Quilt Inv 238 cc	24.0411	T131660/2003
3.	2 (Rem)	Mark Kirk-Cohen	174.3014	T76435/2003
4.	3 (Rem)	GT Geldenhuys Trust Pty Ltd	179.4738	T9835/1975
5.	4 (Rem)	Springfield Trust	171.3064	T322/1994
6.	5 (Rem)	Springfield Trust	70.4703	T322/1994
7.	6 (Rem)	Springfield Trust	167.9606	T322/1994
8.	7	Factaprops 16 Pty Ltd	119.9145	T64555/1997
9.	8	RSA	2.8401	T5259/1941
10.	9	Jackie Kruger Boerdery Pty Ltd	169.7146	T107682/1997
11.	10	Backwoods Pty Ltd	167.9956	T13298/1988
12.	11	Estelle Anne Hovelmeier	48.4247	T69602/1989
13.	12	M & R du Toit Trust	17.1306	T109756/2003
14.	13 (Rem)	M & R du Toit Trust	39.7000	T118739/2004
15.	14	Litsha Inv cc	8.3822	T62190/1999
16.	15	Litsha Inv cc	34.5792	T62190/1999
17.	16	Edwin Oscar Max Hanisch	32.3492	T15498/1983
18.	17	Steve Schoeman Beherend Pty Ltd	18.3472	T148417/2002
19.	18	-	35.6007	Consolidated into 28 LT
20.	19	Springfield Trust	21.4133	T100369/1993
21.	20	Springfield Trust	26.5525	T322/1994
22.	21	Heinrich Karl Rottcher	104.5045	T29545/1974

**Take further notice** that the Office of the Regional Land Claims Commissioner: Limpopo is investigating these land claims. Any party that has an interest in the above-mentioned properties is hereby invited to submit in writing, within 90 days of publication of this notice, any comment, objection, or information under reference number **KRP 1662 and 5537**

**Office of the Regional Land Claims**

**Commissioner: Limpopo**  
**Private Bag X 9552**  
**Polokwane**  
**0700**

**OR Submissions may also be delivered to:**

**First Floor, 96 Kagiso House**  
**Corner Rissik & Schoeman Streets**  
**Polokwane**  
**0700**

**MIYELANI NKATINGI**  
**ACTING REGIONAL LAND CLAIMS COMMISSIONER: LIMPOPO**

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## BOARD NOTICES RAADSKENNISGEWINGS

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### BOARD NOTICE 49 OF 2008 SECURITIES SERVICES ACT, 2004

#### AMENDMENT TO THE RULES OF THE BOND EXCHANGE OF SOUTH AFRICA LIMITED

1. In terms of section 61(5) of the Securities Services Act, 2004 (Act No. 36 of 2004), it is hereby notified that the Bond Exchange of South Africa Limited has applied to the Registrar of Securities Services for approval of proposed amendments of its rules, which amendments are set out in the Schedule.
2. In terms of section 61(5) of the said Act, all interested persons who have any objections to the proposed amendments are hereby called upon to lodge their objections with the Registrar of Securities Services, PO Box 35655, Menlo Park, 0102, within a period of 14 days from the date of publication of this notice.
3. In terms of section 61(6) of the said Act, I, Rob Barrow, hereby determine 12 June 2008 as the date on which the rules in the Schedule come into operation. If any objections are received, another commencement date will be determined by notice in the Gazette.

**RJG BARROW**  
Registrar of Securities Services

#### SCHEDULE

General explanatory notes:

1. Words underlined with a solid line ( \_\_\_\_\_ ) indicate the insertions in the existing rules.
2. Words in bold and in square brackets ( [ ] ) indicate omissions from existing rules.

With the Gazetting of the Bond Exchange of South Africa Limited's Ombud Scheme in terms of the revised Rule C11 below, all disputes will be governed by this Rule. Therefore Rules D11 and E11 are hereby repealed and deleted.

#### PART C - SECTION 11

#### DISPUTES

##### C11.1 General

C11.1.1 The Bond Exchange must provide a scheme as set out in these Rules, to resolve disputes between authorised users or between authorised users and clients in which it is alleged that an authorised user or client has suffered or is likely to suffer financial prejudice or damage in respect of –

C11.1.1.1 a trade;

C11.1.1.2 settlement of a trade; or

C11.1.1.3 the implementation or interpretation of an agreement concluded in terms of rule C10.5.

C11.1.2 All authorised users and clients must have access to the scheme.

C11.1.3 Disputing parties may rely on the scheme only if –

C11.1.3.1 the disputed amount exceeds R2000;

C11.1.3.2 they are not required to resolve the dispute in terms of other legislation; and

C11.1.3.3 they have already attempted to resolve the dispute between themselves.

C11.1.4 Where a dispute involves a client, an authorised user must keep the client notified of the procedures being followed to resolve the dispute.

C11.1.5 A party to a dispute cannot be prevented from obtaining urgent relief from a competent court having jurisdiction pending the outcome of the dispute resolution procedure.

## **C11.2 Administration of the scheme**

C11.2.1 The Bond Exchange must appoint an independent ombud to resolve disputes through mediation, conciliation, recommendation or determination.

C11.2.2 The Bond Exchange must remunerate the ombud and monitor the ombud's performance and independence.

C11.2.3 The Bond Exchange must fulfil the secretarial and administrative functions of the scheme.

C11.2.4 The Bond Exchange must monitor that the scheme complies with the requirements of the Financial Services Ombud Schemes Act No. 37 of 2004 (hereinafter referred to as "FSOS") and report any non-compliance to the Council established in terms of that Act.

## **C11.3 Reporting and declaring a dispute**

C11.3.1 If the disputing parties cannot resolve a dispute on their own, either one or both of them must report the dispute, including full particulars of the dispute and all the steps taken thus far in an attempt to resolve the dispute, to the Head: Market Regulation Division ("MRD"), in writing within 21 days of the dispute arising.

C11.3.2 MRD may request additional information from the disputing parties.

C11.3.3 MRD must examine the written reports and any additional information from the disputing parties.



C11.3.4 If MRD is unable to procure the resolution of the dispute to the satisfaction of the complainant within 21 days of receiving the report of the dispute in terms of rule C11.3.1 then MRD must refer such dispute to the scheme for consideration and resolution in terms of rule C11.4.

C11.3.5 If it appears that an authorised user has contravened the Act or the Rules or Directives of the Bond Exchange, MRD must immediately address the alleged contravention in accordance with rule C12.1.1, notwithstanding the continuation of the dispute resolution process.

#### **C11.4 Resolution in terms of the scheme**

C11.4.1 The appointed ombud must be a judge or retired judge of one of the divisions of the High Court of the Republic of South Africa, or an advocate of senior counsel status of that Court.

C11.4.2 Both parties to the dispute must, within 21 days of receiving notification of the ombud's appointment, furnish the ombud with –

C11.4.2.1 a written submission setting out the basis of the dispute; and

C11.4.2.2 supporting documentation and evidence, including any relevant telephone recordings.

C11.4.3 The ombud may, within 21 days of receipt of the information in C11.4.2, require further information from either party which must be provided within 7 days of such request, alternatively, where the ombud does not require any additional information the ombud will follow the procedure in terms of C11.4.5.

C11.4.4 The ombud must, within 7 days of having received any further such information requested from either party pursuant to C11.4.3, ensure that each party to the dispute has been provided with a written report (which written report must include all documentation, written submissions, evidence and any further information supplied to the ombud by the other party).

C11.4.5 Where the ombud does not require any additional information, the ombud must, within 7 days of having received the information requested pursuant to C11.4.2, ensure that each party to the dispute has been provided with a written report (which written report must include all documentation, written submissions, evidence and any further information supplied to the ombud by the other party).

C11.4.6 Either party to the dispute may, within 7 days from receiving the written report of the ombud referred to in rule C.11.4.4 or C11.4.5 (as the case may be), furnish the ombud with –

C11.4.6.1 a written response to the report; and

C11.4.6.2 any additional supporting documentation and evidence.

C11.4.7 After receipt of any written responses in terms of rule C.11.4.6, the ombud may request further information from either party to be provided within 21 days of such request.

- C11.4.8 Where the ombud, after evaluation of all the relevant documentation and the relevant facts, is of the opinion that a dispute can be resolved without hearing any oral evidence, the ombud will notify the parties of such decision within 21 days after receipt of any further information requested by the ombud in terms of rule C11.4.7.
- C11.4.9 In the circumstances contemplated in rule C11.4.8, there will be no mediation unless both parties request such mediation; instead, the ombud will resolve the dispute based on the documentation before him/her within 21 days after the date of despatch of the notice to the parties in terms of rule C11.4.8.
- C11.4.10 Should the ombud decide that mediation proceedings are preferable, the ombud must notify the parties in writing of the date, time and place when mediation for purposes of conciliation will take place, which date shall be within 21 days after receipt of any further information requested by the ombud in terms of rule C11.4.7 or such other period as the parties may agree to in writing.
- C11.4.11 The ombud may consolidate several disputes involving an authorised user based on similar facts and treat them as a single dispute.
- C11.4.12 Neither party to the dispute is entitled to have legal representation at either of the dispute resolution proceedings unless it has been permitted by the ombud in terms of FSOS.
- C11.4.13 The ombud may consult with an independent third party or call that third party to participate in the dispute resolution proceedings.
- C11.4.14 At the mediation proceedings, the ombud and any person appointed by him in terms of C11.4.13 (if any), will afford the parties to the mediation an opportunity to make oral or written representations and will play a facilitating role for purposes of conciliation. If the Parties are unable to resolve a dispute by mediation within 14 days of the date of commencement of the conciliation, the ombud will decide the dispute as contemplated in C11.4.15.
- C11.4.15 If a dispute is not resolved by mediation, the ombud must resolve the dispute within 21 days after the mediation proceedings have ended and, on request by either party, must provide reasons in writing for the decision.
- C11.4.16 Should an authorised user fail to comply with any request or instruction issued by the ombud at any time during the proceedings outlined in this C11.4, the provisions of C11.5 will apply (*mutatis mutandis*).
- C11.4.17 The ombud may refer the dispute to a court of law for resolution if he believes that it is too complex to be resolved in terms of the scheme.
- C11.4.18 Any party shall be entitled to refer the decision of the ombud to a competent court for appropriate relief.

**C11.5 Compliance with the ombud's ruling**

Should the parties not appeal against the ruling of the ombud within 30 days of the ruling, the parties must comply with the ombud's ruling, failing which the Bond Exchange may take disciplinary action against an authorised user in terms of the Rules within 14 days of expiration of the date stipulated for compliance in the ruling.

**C11.6 Costs of the proceedings**

C11.6.1 The costs of the proceedings include –

C11.6.1.1 the ombud's fee;

C11.6.1.2 the fee of any independent third party in terms of C11.4.13;

C11.6.1.3 the cost of the venue; and

C11.6.1.4 any other incidental administrative costs incurred during the consideration of the dispute.

C11.6.2 The ombud may make an order for costs when making the award but may only make an award for costs against a client if, in the opinion of the Ombud, the client's complaint was frivolous, improper or unreasonable.

C11.6.3 The Bond Exchange may, from time to time, levy a fee against authorised users to support the Ombud Scheme. Any such fees will be specified in a Directive.

**C11.7 Notice**

C11.7.1 The Bond Exchange may publish a notice to authorised users setting out details of any dispute.

C11.7.2 The Bond Exchange will publish any determination of the Ombud within 14 days of the decision.


C11.7.3 The Bond Exchange must report matters of interest to the Registrar.

**C11.8 Limitation of Liability**

No party has a claim against the ombud in respect of any decision made by the ombud in good faith in fulfilling its functions under the Rules.

**BOARD NOTICE 50 OF 2008****THE SOUTH AFRICAN PHARMACY COUNCIL****NOTICE OF ELECTION OF MEMBERS OF THE SOUTH AFRICAN PHARMACY COUNCIL****[SECTION 5 OF THE PHARMACY ACT, 1974 (ACT No. 53 OF 1974)]**

1. In terms of the regulations relating to the election of members of the Council, notice is hereby given that an election of 9 members to serve on the Council for the period 21 October 2008 to 20 October 2013 is about to be held.
2. Every registered pharmacist who is a South African citizen and who is resident in the Republic is eligible for nomination.
3. Each candidate must be nominated on a separate nomination form, but any pharmacist eligible to vote in terms of these regulations may sign the nomination forms of any number of candidates not exceeding the total number to be elected.
4. Nomination forms will be supplied on request to any pharmacist eligible to vote in terms of these regulations. Each nomination must state the full names of the person nominated as they appear in the register of the Council and must be signed by two pharmacists eligible to vote.
5. The person nominated must also sign the nomination form, confirming that he or she consents to be nominated. The address and qualification(s) of each signatory as they appear in the register of the Council must also be stated on the nomination form.
6. If the pharmacist nominated is unable to sign the nomination form, he or she may inform the returning officer by letter or facsimile that he or she consents to be nominated.
7. Every completed nomination form must reach the undersigned at the address given below not later than **16:00 on 30 June 2008**.
8. Every nomination form in respect of which any of these provisions have not been complied with or which is not received by the aforesaid time and date at the address given below will be invalid.
9. Simultaneously with the lodging of a nomination each candidate shall lodge with the returning officer –
  - (a) a *curriculum vitae* of not more than 150 words in English, including where possible, a telephone number where the candidate may be reached;
  - (b) a black and white passport photograph on the back of which the candidate's name and council registration number are indicated.



TA Masango  
Returning Officer

Address: 591 Belvedere Street, Arcadia, Pretoria, 0083; P O Box 40040, Arcadia, 0007. Tel: 012-3198502. Facsimile 012-3261496

**BOARD NOTICE 51 OF 2008****APPENDIX 1****PLANNING PROFESSIONS ACT, 2002 (ACT 36 OF 2002) READ WITH THE TOWN AND REGIONAL PLANNERS ACT, 1984 (ACT NO. 19 OF 1984)****AMENDMENT OF THE RULES OF THE SOUTH AFRICAN COUNCIL FOR TOWN AND REGIONAL PLANNERS PUBLISHED IN TERMS OF SECTION 28 OF THE TOWN AND REGIONAL PLANNERS ACT, 1984 (ACT NO. 19 OF 1984)**

Board Notice No 87 of 2005 published on 16 September 2005 has reference.

It is hereby notified, for general information and public comment (in writing) within 30 days of this publication, that the Rules of the Council, promulgated on 8 March 1985 (*Government Gazette No. 9614*) (as amended), have been further amended, as set out in the Schedule hereunder. If no comments are received during the 30-day period allowed for public comment, the provisions contained in the Schedule, which exclude value-added tax from the amount on which the fees are calculated, but provide for the addition of value-added tax to the fee so calculated, come into effect on the 30<sup>th</sup> day after this publication and shall apply in respect of any stage of professional service, which is started with, on, or after the date of commencement of this Schedule.

Comments must be submitted to the Registrar, South African Council for Planners, P O Box 1084, Halfway House, 1685. Alternatively, comments may be faxed to the Registrar on fax number 011-318 0405. Enquiries may be directed to the Registrar on the telephone number 011-318 0460.

**SCHEDULE****CHAPTER 10: TARIFF OF FEES**

- o The guideline hourly tariff of fees, in terms of rule 10.7.2 (Addendum B) has been amended to read as follows:

The guideline hourly tariff charge for each of the defined categories shall be:

**Category A1.** A fee of **19.5 cents per hour** per R100.00 or part thereof of the total annual cost of employment, or a fee of **R1200.00** per hour, whichever is the lesser.

**Category A2.** A fee of **19.5 cents per hour** per R100.00 or part thereof of the total annual cost of employment, or a fee of **R1000.00** per hour, whichever is the lesser.

**Category B.** A fee of **17.5 cents per hour** per R100.00 or part thereof of the total annual cost of employment, or a fee of **R630.00** per hour, whichever is the lesser; and

**Category C.** A fee of **15.0 cents per hour** per R100.00 or part thereof of the total annual cost of employment, or a fee of **R500.00** per hour, whichever is the lesser.

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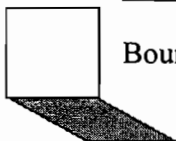
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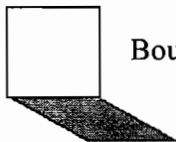
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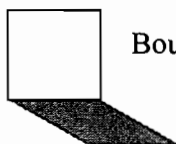
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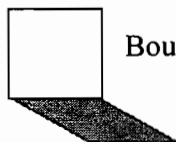
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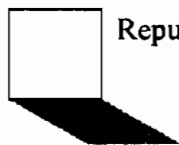
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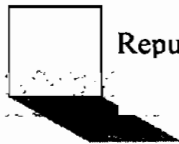
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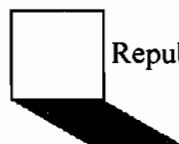
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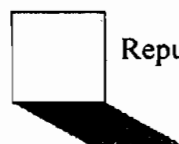
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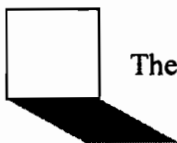


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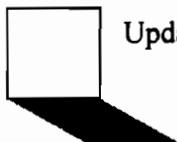


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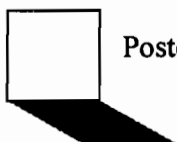


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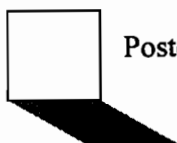
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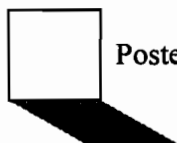
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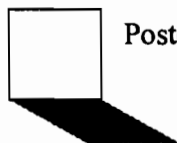
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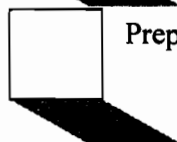
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