

KLUITJESKRAAL COMMUNITY EMPOWERMENT TRUST

IT512/2018

PO Box 247, Wolseley 6830

[REDACTED]

25 September 2023

The Secretary

Select Committee on Transport and Public Service and
Administration, Public Works and Infrastructure

Attention : mr H Mtileni

[REDACTED]

Dear Mr Mtileni

Please find herewith

**MATTERS OF EMPHASIS REGARDING OUR SUBMISSION ON THE
EXPROPRIATION BILL 23B, NA SEPTEMBER 2020**

1. INTRODUCTION

We made a written submission to the Select Committee on Transport and Public Service and Administration, Public Works and Infrastructure ("the Committee"), on 6 March 2023 on the Expropriation Bill 23B, ("the Bill"). Below is the matters of emphasis:

- 1.1 **Paragraph 2.11**- We suggest and submits that the power to decide compensation be vested in the expropriating authority, with a court exercising an approval function, when approached by a dissatisfied person. This based on our submission as

explained for in paragraphs **2.4 to 2.14** of our original submission.

1.2 **Paragraph 2.15** - We propose that the list of circumstances under which property may be expropriated with nil compensation be expanded to include the following properties:

- Property acquired through illegal means;
- Property utilized for commission of crime;

- Bonavacantia properties that have not been claimed for an unreasonable of time (the Bill should specify the unreasonable period of time and the appropriate time frames); and

- Heavily indebted properties (which cannot become a successful concern).

1.3 Paragraph 2.20 -In light of the challenges faced by the State to achieve its constitutional promises to land reform and other reforms, the slow pace of restitution and redistribution of land including agricultural land,We propose that this Bill permits the expropriation of land (particularly agricultural land) held by the municipalities, state organs and other government agencies to be expropriated and transferred to the Department of Agriculture, Land Reform and Rural Development (DALRRD), to be used in the public interest. The aforementioned also in the light of the matters pointed out further in paragraph 2.21 of the original submission.

Yours sincerely



NICO WILLIAMS