



TEL: (051) 407-1196/1176

FAX: (051) 447 1815

PRIVATE BAG/ PRIVAATSAK/MOKOTLA WA POSO X20561

BLOEMFONTEIN 9300

FAX COVER PAGE**COMMITTEE SECTION**

TO/AAN/HO:

Ms. Murette Basson

FAX/FAKS:

086 718 3235

TEL/MOHALA:

RE/I.S./MABAPI LE:

Negotiating Mandate on Expropriation Bill

FROM/VAN/HO TSWA HO:

Hon. S. Moleleki

NO OF PAGES(This one included)

3

Aantal bladsye(hierdie een ingesluit)

Palo ya maqephe (ho kenyeletswa le lena)

*Please contact us immediately should you not have received all the pages/**Skakle asseblief indlen u nie al die bladsye ontvang het nie/Re tsebise ha eba o sa amohela maqephe kaofela*



**Portfolio Committee on Public Works, Infrastructure, Roads, Transport
and Human Settlement**

Negotiating Mandate

TO: Chairperson of the Select Committee on Economic and
Business Development

NAME OF BILL: Expropriation Bill

NUMBER OF BILL: B4B-2015

DATE OF DELIBERATION: 21 April 2016

VOTE OF THE LEGISLATURE:

The Portfolio Committee on Public Works, Infrastructure, Roads, Transport and Human Settlement as designated by the Free State Legislature proposes the following amendments:

Chapter 1

Definition

1. On page 5 line 27 under definition of "expropriation" omit "an expropriating authority" and insert "the Minister" and delete the latter sentence "or an organ of state upon request to an expropriating authority."

Motivation

This will align the definition with section 3 which authorize only the Minister to expropriate.

Under definition "valuer" line 27 on page 2 insert new definition of valuation

Valuation has a corresponding meaning to include valuation of property not limited to land; for instance market valuation.

Chapter 2

On page 6 line 51 substitute "must" after Minister and insert "may"

Motivation

The substitution is in line with the provision of section 3 in line 47

Chapter 3

1. On page 7 line 36 after "authorise" omit "a", insert "and appoint qualified"
2. On page 7 line 53 after "unless" insert "duly"
3. On page 7 line 53 after "authority" insert or "courts" omit "to do so"

Chapter 9

4. On page 22 line 12 punishment must be prescribed in the Act
5. On page 22 line 23, to omit subparagraph (1) and to substitute
(a) The Minister must within 12 months of the commencement of this Act make regulations consistent with this Act

Chapter 6

Insert a subsection 21(1) (a) to provide for

An owner of the property who challenges the expropriation in a court of law and is unable to bear the legal costs must be provided with legal services or representation by the state

The Portfolio Committee votes in favour of the Bill.



HON. M. S. MOLELEKI

CHAIRPERSON OF PORTFOLIO COMMITTEE ON PUBLIC WORKS,
INFRASTRUCTURE, ROADS, TRANSPORT AND HUMAN SETTLEMENT

26 April 2016