**NATIONAL ASSEMBLY**

**WRITTEN REPLY**

**QUESTION 1727**

**INTERNAL QUESTION PAPER [NO 26-2016 FIFTH PARLIAMENT]
DATE OF PUBLICATION:  2 SEPTEMBER 2016**

**1727. Mr K P Robertson (DA) to ask the Minister of Rural Development and Land Reform:**

How (a) was the land evaluated in the Kruger National Park land claim deal and (b) did his department arrive at the amount of R84 million that was paid to beneficiaries? **NW2034E**

**THE MINISTER OF RURAL DEVELOPMENT AND LAND REFORM:**

1. The Restitution Act requires that a determination be made on whether an amount, if any, or any other consideration received in respect of dispossession is just and equitably calculated in the manner determined in section 25 (3) of the Constitution. In order to do so, a valuation of the actual right in land that the Claimant was dispossessed of, calculated at the time of dispossession is to be conducted, i.e. a historical valuation.
2. Spectrum Valuation Services was appointed by the Commission to conduct valuations. It was required to determine the market value of the right in land that the Claimant was dispossessed of, as at the time of dispossession.

Once the market value had been determined, Spectrum Valuation applied the factors listed in s 25(3) of the Constitution, as may be applicable, as at the date of dispossession, which will lead to an upward or downward adjustment. The end result was just and equitable compensation for the right in land, the Claimant was dispossessed of, that should have been paid at the time of dispossession.

Since there were improvements belonging to the Claimants, at the time of dispossession, and the value of those improvements could not be determined as part of determining market value, an amount equal to the Housing Subsidy was paid to the claimants as financial compensation.

 The determination was done as depicted in the table below:

|  |  |  |  |
| --- | --- | --- | --- |
| **CLAIM NAME** | **HISTORICAL LAND VALUE** | **HOUSING SUBSIDY QUANTUM** | **TOTAL** |
| Mahashi Community | R 9 095 348.88 | R110, 947 x 191 households | R21 190 877.00 |
| Mhlanganisweni Community | R29 899 344.44 | R110, 947 x 116 households | R12 869 852.00 |
| Ngirivani Mathebula Community | R37 237 055.55 | R110, 947 x 136 households | R15 088 792.00 |
| Madonsi/Nwadzekudzeku Community  | R48574 382.53 | R110,947.00 x 135 households | R14 977 845.00 |
| Ndindani Community | R30 358 451.13 | R110,947.00 x 52 households | R 5 769 244.00 |
| Muyexe Community | R39 095 099.30 | R110,947.00 x 128 households | R14 201 216.00 |
| **Total** | **R194 259 681.83** | **758 households** | **R84 097 826.00** |