**NATIONAL ASSEMBLY**

**WRITTEN REPLY**

**QUESTION 3032**

**INTERNAL QUESTION PAPER [No 51-2020 SIXTH PARLIAMENT]**

**DATE OF PUBLICATION: 04 DECMBER 2020**

**3032. Dr L A Schreiber (DA) to ask the Minister of Agriculture, Land Reform and Rural Development:**

1. (a) What is the name of the registered owner of the (i) Berg River Dam outside Franschhoek in the Western Cape and (ii) land immediately surrounding the dam, including Farm Number 1145 and Farm Number RE/1339, and (b) under what zoning does the specified land fall;

(2) what is the name of the person who owns the dwellings on the land immediately surrounding the Berg River Dam?  **NW3860E**

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

(1)(a) (i) The basic footprint of the Berg River Dam falls on Farm 1716 (SG No. 447/2007) and is unregistered. There is also a subdivision of the above farm, being Portion 1 of Farm No. 1716 (SG No. 1628/2007).

 (ii) The following farms surround the Farm 1716. It appears that many of the farms and portions are not yet registered.  All unregistered land belongs to the State.

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| Property Description | Ownership | Zoning (according to Stellenbosch Zoning Maps) |
| Farm 1145 |  Unregistered | Agriculture and Rural Zone (Still part of Farm 1716/0 on Zoning Map) |
| Remainder Farm 1339 |  Unregistered  | Agriculture and Rural Zone (Still part of Farms 1339/8, 1339/5, 1339/6, 1339/1) |
| Remainder Farm 1619 (SG No. 3436/1999 | Unregistered | Agriculture and Rural Zone |
| Farm 1235 (SG No. 1052/1974): | Republic of South Africa | Agriculture and Rural Zone |
| Portion 1 of Farm No. 1339 (SG Mo. 3423/1999) | Unregistered | Agriculture and Rural Zone |
| Portion 1 of Farm No. 1147 (SG No. 3421/1999 | Unregistered | Agriculture and Rural Zone |
| Farm No. 1150 (SG No. 204/1831)  | Islanmore Estates Pty Ltd | Agriculture and Rural Zone |
| Farm No. 1151 (SG No. 249/1880)  | Islanmore Estates Pty Ltd | Agriculture and Rural Zone |
| Remainder Farm No. 1659 (SG No. 6211/2001)  | unregistered | Agriculture and Rural Zone |
| Portion 5 of Farm No. 1339 (SG No. 3427/1999) | unregistered | Agriculture and Rural Zone |
| Portion 8 of Farm No. 1339 (SG No. 9216/2006) | Unregistered | Agriculture and Rural Zone |
| Farm No. 1023 | Republic of South Africa  unalienated state land | Agriculture and Rural Zone (still part of Farm 1618/0 on Zoning Map) |
| Farm No. 1712 (SG No. 1627/2007) | unregistered | To be confirmed with Municipality |
| Farm No. 1711 (SG No. 1626/2007)  | unregistered | To be confirmed with Municipality |
| Portion 3 of farm No. 1145 (SG No. 9215/2006) | unregistered | Agriculture and Rural Zone |
| Portion 1 of Farm No. 1629 (SG No. 9217/2006) | unregistered | Agriculture and Rural Zone |

(b) Unregistered Farm No. 1716, Paarl Division is deemed to be zoned a natural environmental zone in terms of the Stellenbosch Municipal Zoning Scheme By-law, 2019 - [Source: NGMS]. Please refer to [page 118 of the Zoning Scheme By-law which is attached.](file:///C%3A%5CUsers%5Cmabuti.machimana%5CDownloads%5C2014-Provincial%20Gaze%20%20page%20118.pdf)

 “Natural Environment (natuurlike omgewing) means an area which is undeveloped, not necessarily restricted to wilderness or mountain areas and primarily consists of vegetation in a natural state. Vegetation may be indigenous or alien, the area may be rehabilitated to its indigenous state for the purpose of preserving the biophysical characteristics of the area, including flora and fauna living in the area, and may include river corridors, wetlands, water bodies, man-made dams, proclaimed nature areas, biosphere reserves, undeclared conservation or critical biodiversity areas, and may be in public or private ownership or managed under stewardship and it includes buildings which are reasonably connected with the management and maintenance of the area;”

(2) The Branch Deeds Registration is unable to determine the ownership of the dwellings surrounding the dam. The details of the dwellings are with the local municipality. Ownership information on the land can only be provided once the dwellings are identified which information can be obtained from the local municipality. The two identified private properties are owned by Islanmore Estates Pty Ltd