

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

29 May 1998

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1978 (ACT No. 57
OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declare, by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Ministers of Minerals and Energy; Agriculture; Arts, Culture, Science and Technology and Local Government, Western Cape, and subject to an agreement between the SA National Parks (the Board), the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality, as well as the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

Z. P. JORDAN**Minister of Environmental Affairs and Tourism****SCHEDULE****Municipality of Cape Town**

CT 12713	CT 12715	CT 47808
CT 47809/1	CT 47809/10	CT 4709/11
CT 47809/2	CT 47809/25	CT 47809/26
CT 47809/3	CT 47809/34	CT 47809/37
CT 47809/5	CT 47809/7	CT 47809/8
CT 47809/9	CT 47817	CT 47835
CT 47842	CT 47878	CT 47899

CT 47900	CT 47903	CT 47904
CT 47906	CT 47907	CT 47931
CT 47933	CT 47936	CT 47961
CT 47968	CT 47969	CT 47974
CT 47992	CT 47995	CT 47996
CT 47997	CT 48012	CT 48014
CT 48016	CT 48017	CT 48034
CT 48037	CT 48042	CT 48046
CT 48053	CT 48056	CT 48071
CT 48157	CT 49374	CT 88801
CT 88802	CT 983	CT 984
CT 985	CT 49374	CT 8801/1
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CT 985/2	CB 12	CB 2
CB 23	CB 3	CLI 11
FRE 1	FRE 12	FRE 1231
FRE 1242	FRE 1243	FRE 1244
FRE 1245	FRE 1247	FRE 1249
FRE 1250	FRE 1251	FRE 13
FRE 1362	FRE 14	FRE 1412
FRE 1420	FRE 1426	FRE 1429
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FRE 4	FRE 512	FRE 728
TBK 1033	TBK 1137	TBK 1140
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ORA 1996	ORA 1997	ORA 2000/1
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ORA 2003	ORA 2005	ORA 2009
ORA 2021	ORA 2453	ORA 658
VRE 1139	VRE 1165	VRE 1166
VRE 1179	VRE 1180	VRE 1213
VRE 1815	VRE 2084	VRE 614
CF 1068	CF 850	CF 851
CF 851/1	CF 855	CF 856
CF 857	CF 862	CF 870
CF 897	CF 898	CT 89895
CF 899	CF 900	CF 900/1
CF 902/9	CF 917	VRE 585
CB 1559		

Cape Metropolitan Council

		SCA 770
SCA 790	SCA 791	CF 1000/2
CF 1001	CF 1030	CF 1031
CF 1032	CF 1033	CF 1034
CF 1035	CF 1036	CF 1044/1
CF 1044/3	CF 1048	CF 1049/1
CF 1050	CF 1052/1	CF 1054
CF 1054/1	CF 1056/1	CF 1056/2
CF 1056/3	CF 1056/4	CF 1056/5
CF 1056/6	CF 1057	CF 1058
CF 1058	CF 1059	CF 983/1

South Peninsula Municipality

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S'T 519	S'T 520	S'T 521
S'T 522	S'T 523	S'T 524
S'T 531	S'T 533	S'T 534
S'T 535	S'T 536	S'T 538
S'T 540	S'T 541	S'T 542
S'T 608	S'T 693	S'T 2060
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CF 1051/1	CF 1130/2	CF 1130/4
CF 1134	FH 12053	CF 1368
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CF 923/4	CF 923/5	CF 923/6
CF 924	CF 926	CF 927
CF 927/3	CF 927/4	CF 948/1
CF 948/7	CF 948/7	CF 953/26
CF 955	CF 963/2	CF 971/2
CF 977/1	CF 979/2	CF 979/3
CF 983/6	CF 985/2	CF 994
CF 948/9	CF 1368	CF 940/4

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

municipalities *Documents*

**HEADS OF AGREEMENT IN RESPECT OF
THE ALLOCATION OF LOCAL AUTHORITY LAND
IN THE CAPE PENINSULA PROTECTED NATURAL ENVIRONMENT
FOR THE PURPOSE OF
ESTABLISHING A NATIONAL PARK**

entered into between

CAPE METROPOLITAN COUNCIL

and

CAPE TOWN MUNICIPALITY

and

SOUTH PENINSULA MUNICIPALITY

and

SOUTH AFRICAN NATIONAL PARKS

Prepared by:

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Tel : 247030
Fax : 242346

1. PRELIMINARY

- 1.1 Clause headings are inserted for the sake of convenience only and shall not be read for the purposes of interpreting any provision of this Agreement.
- 1.2 Save where the context clearly indicates the contrary, any expression in this Agreement which refers to
- 1.2.1 a gender, shall include the other gender;
- 1.2.2 the singular shall include the plural and vice versa
- 1.3 Any reference in this Agreement to any legislation, regulation or other statutory provision shall be read as being reference to such legislation, regulation or statutory provision as currently enacted, and to any future amending or substituted legislation, regulation or statutory provision.

2. DEFINITIONS

In this Agreement, and the Schedules attached thereto, and unless the context clearly indicates a contrary intention :

- 2.1 "the Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof;
- 2.2 "the Affected Area" shall mean the site, dwelling and outbuildings which are being utilized by the **OWNERS** being that portion of the Property defined on the survey diagram attached as Schedule A, as the figure ABCDEFGHIJKL of 27859m² in extent, in addition to a triangle of land to the north east of the tarred servitude road marked as parking area and shown on the insert of the deed diagram of Cape Farm 992 on Schedule A;
- 2.3 "the Non-Affected Area" shall mean that portion of the Property which is not included in the "Affected Area";
- 2.4 "the Agreement" shall mean this Agreement with Management Plan and any annexures thereto which have been signed by both Parties;
- 2.5 "the Beneficiary" shall mean such person, or body, which may have obtained servitude on other rights over the Property by means of an agreement other than this Agreement;
- 2.6 "the Board" shall mean the National Parks Board established in terms of the Act;

"Relevant local authority" shall mean that local authority in whom, in the absence of this agreement, the land would otherwise vest or, in the absence of this agreement would otherwise exercise the power or function referred to in this agreement;

"Restructuring agreements" shall mean those agreements concluded in terms of section 10C(4) of the Local Government Transition Act in respect of the Cape Metropolitan Area, and relating firstly to Staff, secondly to Assets and Liabilities, and thirdly to Functions, Powers and Duties.

3. LAND

3.1 The following land shall form the subject matter of this agreement:

- i. The properties contained in Schedule D to this agreement;
- ii. Unless otherwise agreed between the South African National Parks and the relevant local authority, those properties contained in Schedule B to this agreement with the exception of those parts upon which is located local authority infrastructure and which is necessary for the provision of services and the exercise of functions remaining the responsibility of that local authority or which that local authority reasonably requires for the provision of services and the exercise of its functions;
- iii. Those portions of the properties contained in Schedule C to this agreement which are located within the existing boundaries of the CPPNE and such further portions as may be located outside the boundaries of the CPPNE but which have been identified for inclusion in the national park;

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- iv. The South African National Parks shall forthwith compile specifications acceptable to all parties and thereafter call for tenders for the survey of all the portions of the properties contained in Schedules B and C to be excluded from the park and for the transfer of the land sold in terms of this agreement.

3.2 It is recorded that:

- i. Notwithstanding the provisions of this agreement, the Cape Metropolitan Council shall retain the use of the Buffelsbay cottage in the Cape of Good Hope Nature Reserve which it shall maintain at its own cost;
- ii. The properties contained in Schedule A to this agreement shall be subject to further negotiation between the South African National Parks and the relevant local authority. Until agreement is reached between the South African National Parks and the relevant local authority in respect of each property listed in Schedule A, that property shall not be proclaimed a national park, whether in terms of either section 2C, section 2B(1)(b) or other provision of the Act.

4. OBJECT OF THIS AGREEMENT

Subject to the further provisions and conditions of this agreement, the local authorities hereby transfer to the South African National Parks as a going concern their respective conservation management functions on the land. In furtherance of this objective, the local authorities hereby do the following:

- 4.1 From the effective date, transfer to the South African National Parks control of the land;

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- 4.2 From the effective date, transfer to the South African National Parks all assets, including but not limited to the movables listed in Schedule E to this agreement, liabilities, rights and obligations associated with their respective conservation management functions. The local authorities shall each advise the South African National Parks in writing by no later than 1 May 1998 of the liabilities to be transferred in terms hereof;
- 4.3 From the effective date, transfer to the South African National Parks all staff associated with their respective conservation management functions, which staff, together with their respective current job titles, are listed in Schedule F to this agreement;
- 4.4 Sell the land lock, stock and barrel to the South African National Parks. Insofar as the sale and transfer of a property to the South African National Parks, subject to the provisions of this agreement, may be ultra vires the powers of the South African National Parks, such sale and transfer shall be deemed to be conditionally suspensive upon the taking of such steps as may be necessary to render the sale and transfer intra vires;
- 4.5. Unless otherwise agreed between the South African National Parks and the relevant local authority, ownership of a property contained in Schedule B or C shall not be transferred to the South African National Parks until the portion to be excluded has been surveyed and subdivided out of the property;
- 4.6 Until such time as the suspensive conditions are satisfied and the land has been proclaimed as a national park in terms of section 2C of the Act and included in Schedule 1 to the Act, the local authorities lease to the South African National Parks the properties contained in Schedule D in its entirety, those properties contained in Schedule B, with the exception of that infrastructure located on the properties which is required by the relevant authorities for the exercise of those

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functions remaining their respective responsibility and, after survey, those parts of the properties listed in Schedule C which are to be included in the national park.

- 4.7. The lease shall commence on the effective date and shall continue until transfer is effected or expiry of a period of 99 years, whichever be the sooner, and shall, at the option of any of the parties, be registered in the Deeds Registry. The provisions of this agreement shall apply mutatis mutandis to such lease.

5. CONSIDERATION

- 5.1 From the effective date until date of termination of the lease, the South African National Parks shall pay to the relevant local authority an amount of R100,00 as consideration for the rental of the land, such payment to be effected upon expiry of the lease period.
- 5.2 Upon transfer of the land from each of the relevant local authorities to the South African National Parks, the South African National Parks shall pay to the relevant local authority an amount of R100,00, being the purchase price of all the land so transferred.
- 5.3 There shall be no consideration payable by the South African National Parks for the transfer to them of the conservation management functions or the associated staff, assets, liabilities, rights and obligations.

6. EFFECTIVE DATE

- 6.1. Upon the effective date the relevant local authorities shall cease their function of conservation management of the land, which shall include the management of the tourism and recreation function thereon, and

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7.3. The proclamation of the land as a national park in terms of section 2C of the Act shall be effected as soon as possible after transfer of the land to the South African National Parks.

7.4. Unless otherwise agreed between the South African National Parks and the relevant local authority, a property contained in Schedule B or C shall not be proclaimed a national park in terms of Section 2C until the portion to be excluded has been surveyed and sub-divided out of the property.

8. SERVITUDES

The lease and subsequent sale and transfer of the land from the local authorities to the South African National Parks shall be subject to such existing and future servitudes, rights of way or other restrictions necessary to afford the relevant local authority access to and management and maintenance of municipal infrastructure on the land for the provision of services and exercise of functions remaining the responsibility of that local authority, including the supply of water to the Cape metropolitan area.

9. FUTURE FUNDING

9.1. Each of the local authorities shall, for a period of five years from the effective date, as a contribution towards to the management and maintenance costs of the park, annually pay to the South African National Parks the following amounts:

- i. Cape Metropolitan Council - R4 000 000.00 which amount, on the anniversary of the effective date, shall escalate by an amount in proportion to the Consumer Price Index;
- ii. South Peninsula Municipality - R1 400 000.00;
- iii. Cape Town City Council - R4 700 000.00.

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- ii. In the absence of such scrutiny and compliance or recommended waiver of compliance the South African National Parks shall not proceed with the building works or allow such works to proceed;
- iii. The South African National Parks shall ensure that all buildings are erected in accordance with the plans as scrutinised by the relevant local authority.

15.4 It is recorded that the provisions of this clause shall not apply to land within the park, other than land forming the subject matter of this agreement, insofar as it may be ultra vires the Act to proclaim that other land to be a national park and include it in the land defined in Schedule 1 to the Act whilst the provisions of this clause apply.

16. ROADS

16.1 The South African National Parks shall be responsible for the management and maintenance of existing and future private roads and closed roads upon the land.

16.2 Unless otherwise agreed in regard to specific parts thereof, the relevant local authority or other organ of state shall be responsible for the maintenance of public roads and statutory road reserves within the future national park. It is recorded that within the road reserves the provisions of the Road Traffic Act, No 29 of 1989, the Urban Transport Act No 78 of 1977, the Roads Ordinance No 19 of 1976, including all applicable regulations, policy documents and manuals, and other relevant legislation shall apply.

16.3 Insofar as it is reasonable and necessary in the future for the sake of effecting work on roads remaining the responsibility of the local authorities or remedial work associated with such roads, the South African National Parks shall allow the relevant local authority to temporarily encroach on the land abutting on the road reserve.

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16.4 In the event of a part of the land being necessary in the future for the establishment by the local authorities of a new public road or the widening or protection of an existing public road, such part of the land shall be made available free of compensation by the South African National Parks to the relevant authority. The South African National Parks shall use its best endeavours to secure the deproclamation as a national park of the land to be made available in terms of this clause, insofar as it may be necessary to have that land deproclaimed.

17. ACCESS CHARGES

17.1 The South African National Parks shall obtain the prior written consent of the relevant local authority to the levying of charges by the South African National Parks for access by members of the public to those areas of the land where access is currently allowed by the relevant local authority at no charge.

17.2 Recommendations regarding the levying of charges at entry points to the land where an access fee is currently charged shall be referred to the National Park Committee for consideration and recommendation to the South African National Parks.

18. RATES AND TAXES

Save insofar as it may be precluded from doing so by the provisions of the Act, the relevant local authority shall be entitled to levy and collect within the park all rates, taxes or like imposts to which it is in law entitled.

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**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

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- 1.2.2 the singular shall include the plural and vice versa
- 1.3 Any reference in this Agreement to any legislation, regulation or other statutory provision shall be read as being reference to such legislation, regulation or statutory provision as currently enacted, and to any future amending or substituted legislation, regulation or statutory provision.

2. DEFINITIONS

In this Agreement, and the Schedules attached thereto, and unless the context clearly indicates a contrary intention :

- 2.1 "the Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof;
- 2.2 "the Affected Area" shall mean the site, dwelling and outbuildings which are being utilized by the **OWNERS** being that portion of the Property defined on the survey diagram attached as Schedule A, as the figure ABCDEFGHIJKL of 27859m² in extent, in addition to a triangle of land to the north east of the tarred servitude road marked as parking area and shown on the insert of the deed diagram of Cape Farm 992 on Schedule A;
- 2.3 "the Non-Affected Area" shall mean that portion of the Property which is not included in the "Affected Area";
- 2.4 "the Agreement" shall mean this Agreement with Management Plan and any annexures thereto which have been signed by both Parties;
- 2.5 "the Beneficiary" shall mean such person, or body, which may have obtained servitude on other rights over the Property by means of an agreement other than this Agreement;
- 2.6 "the Board" shall mean the National Parks Board established in terms of the Act;

"Relevant local authority" shall mean that local authority in whom, in the absence of this agreement, the land would otherwise vest or, in the absence of this agreement would otherwise exercise the power or function referred to in this agreement;

"Restructuring agreements" shall mean those agreements concluded in terms of section 10C(4) of the Local Government Transition Act in respect of the Cape Metropolitan Area, and relating firstly to Staff, secondly to Assets and Liabilities, and thirdly to Functions, Powers and Duties.

3. LAND

3.1 The following land shall form the subject matter of this agreement:

- i. The properties contained in Schedule D to this agreement;
- ii. Unless otherwise agreed between the South African National Parks and the relevant local authority, those properties contained in Schedule B to this agreement with the exception of those parts upon which is located local authority infrastructure and which is necessary for the provision of services and the exercise of functions remaining the responsibility of that local authority or which that local authority reasonably requires for the provision of services and the exercise of its functions;
- iii. Those portions of the properties contained in Schedule C to this agreement which are located within the existing boundaries of the CPPNE and such further portions as may be located outside the boundaries of the CPPNE but which have been identified for inclusion in the national park;

Handwritten signatures and initials, including "GM" and "CE", are present at the bottom right of the page.

- iv. The South African National Parks shall forthwith compile specifications acceptable to all parties and thereafter call for tenders for the survey of all the portions of the properties contained in Schedules B and C to be excluded from the park and for the transfer of the land sold in terms of this agreement.

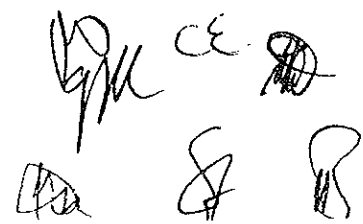
3.2 It is recorded that:

- i. Notwithstanding the provisions of this agreement, the Cape Metropolitan Council shall retain the use of the Buffelsbay cottage in the Cape of Good Hope Nature Reserve which it shall maintain at its own cost;
- ii. The properties contained in Schedule A to this agreement shall be subject to further negotiation between the South African National Parks and the relevant local authority. Until agreement is reached between the South African National Parks and the relevant local authority in respect of each property listed in Schedule A, that property shall not be proclaimed a national park, whether in terms of either section 2C, section 2B(1)(b) or other provision of the Act.

4. OBJECT OF THIS AGREEMENT

Subject to the further provisions and conditions of this agreement, the local authorities hereby transfer to the South African National Parks as a going concern their respective conservation management functions on the land. In furtherance of this objective, the local authorities hereby do the following:

- 4.1 From the effective date, transfer to the South African National Parks control of the land;

Handwritten signatures and initials at the bottom right of the page, including a large signature, the letters 'CE', and several other initials.

- 4.2 From the effective date, transfer to the South African National Parks all assets, including but not limited to the movables listed in Schedule E to this agreement, liabilities, rights and obligations associated with their respective conservation management functions. The local authorities shall each advise the South African National Parks in writing by no later than 1 May 1998 of the liabilities to be transferred in terms hereof;
- 4.3 From the effective date, transfer to the South African National Parks all staff associated with their respective conservation management functions, which staff, together with their respective current job titles, are listed in Schedule F to this agreement;
- 4.4 Sell the land lock, stock and barrel to the South African National Parks. Insofar as the sale and transfer of a property to the South African National Parks, subject to the provisions of this agreement, may be ultra vires the powers of the South African National Parks, such sale and transfer shall be deemed to be conditionally suspensive upon the taking of such steps as may be necessary to render the sale and transfer intra vires;
- 4.5. Unless otherwise agreed between the South African National Parks and the relevant local authority, ownership of a property contained in Schedule B or C shall not be transferred to the South African National Parks until the portion to be excluded has been surveyed and subdivided out of the property;
- 4.6 Until such time as the suspensive conditions are satisfied and the land has been proclaimed as a national park in terms of section 2C of the Act and included in Schedule 1 to the Act, the local authorities lease to the South African National Parks the properties contained in Schedule D in its entirety, those properties contained in Schedule B, with the exception of that infrastructure located on the properties which is required by the relevant authorities for the exercise of those

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functions remaining their respective responsibility and, after survey, those parts of the properties listed in Schedule C which are to be included in the national park.

- 4.7. The lease shall commence on the effective date and shall continue until transfer is effected or expiry of a period of 99 years, whichever be the sooner, and shall, at the option of any of the parties, be registered in the Deeds Registry. The provisions of this agreement shall apply mutatis mutandis to such lease.

5. CONSIDERATION

- 5.1 From the effective date until date of termination of the lease, the South African National Parks shall pay to the relevant local authority an amount of R100,00 as consideration for the rental of the land, such payment to be effected upon expiry of the lease period.
- 5.2 Upon transfer of the land from each of the relevant local authorities to the South African National Parks, the South African National Parks shall pay to the relevant local authority an amount of R100,00, being the purchase price of all the land so transferred.
- 5.3 There shall be no consideration payable by the South African National Parks for the transfer to them of the conservation management functions or the associated staff, assets, liabilities, rights and obligations.

6. EFFECTIVE DATE

- 6.1. Upon the effective date the relevant local authorities shall cease their function of conservation management of the land, which shall include the management of the tourism and recreation function thereon, and

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7.3. The proclamation of the land as a national park in terms of section 2C of the Act shall be effected as soon as possible after transfer of the land to the South African National Parks.

7.4. Unless otherwise agreed between the South African National Parks and the relevant local authority, a property contained in Schedule B or C shall not be proclaimed a national park in terms of Section 2C until the portion to be excluded has been surveyed and sub-divided out of the property.

8. SERVITUDES

The lease and subsequent sale and transfer of the land from the local authorities to the South African National Parks shall be subject to such existing and future servitudes, rights of way or other restrictions necessary to afford the relevant local authority access to and management and maintenance of municipal infrastructure on the land for the provision of services and exercise of functions remaining the responsibility of that local authority, including the supply of water to the Cape metropolitan area.

9. FUTURE FUNDING

9.1. Each of the local authorities shall, for a period of five years from the effective date, as a contribution towards to the management and maintenance costs of the park, annually pay to the South African National Parks the following amounts:

- i. Cape Metropolitan Council - R4 000 000.00 which amount, on the anniversary of the effective date, shall escalate by an amount in proportion to the Consumer Price Index;
- ii. South Peninsula Municipality - R1 400 000.00;
- iii. Cape Town City Council - R4 700 000.00.

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- ii. In the absence of such scrutiny and compliance or recommended waiver of compliance the South African National Parks shall not proceed with the building works or allow such works to proceed;
- iii. The South African National Parks shall ensure that all buildings are erected in accordance with the plans as scrutinised by the relevant local authority.

15.4 It is recorded that the provisions of this clause shall not apply to land within the park, other than land forming the subject matter of this agreement, insofar as it may be ultra vires the Act to proclaim that other land to be a national park and include it in the land defined in Schedule 1 to the Act whilst the provisions of this clause apply.

16. ROADS

16.1 The South African National Parks shall be responsible for the management and maintenance of existing and future private roads and closed roads upon the land.

16.2 Unless otherwise agreed in regard to specific parts thereof, the relevant local authority or other organ of state shall be responsible for the maintenance of public roads and statutory road reserves within the future national park. It is recorded that within the road reserves the provisions of the Road Traffic Act, No 29 of 1989, the Urban Transport Act No 78 of 1977, the Roads Ordinance No 19 of 1976, including all applicable regulations, policy documents and manuals, and other relevant legislation shall apply.

16.3 Insofar as it is reasonable and necessary in the future for the sake of effecting work on roads remaining the responsibility of the local authorities or remedial work associated with such roads, the South African National Parks shall allow the relevant local authority to temporarily encroach on the land abutting on the road reserve.

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16.4 In the event of a part of the land being necessary in the future for the establishment by the local authorities of a new public road or the widening or protection of an existing public road, such part of the land shall be made available free of compensation by the South African National Parks to the relevant authority. The South African National Parks shall use its best endeavours to secure the deproclamation as a national park of the land to be made available in terms of this clause, insofar as it may be necessary to have that land deproclaimed.

17. ACCESS CHARGES

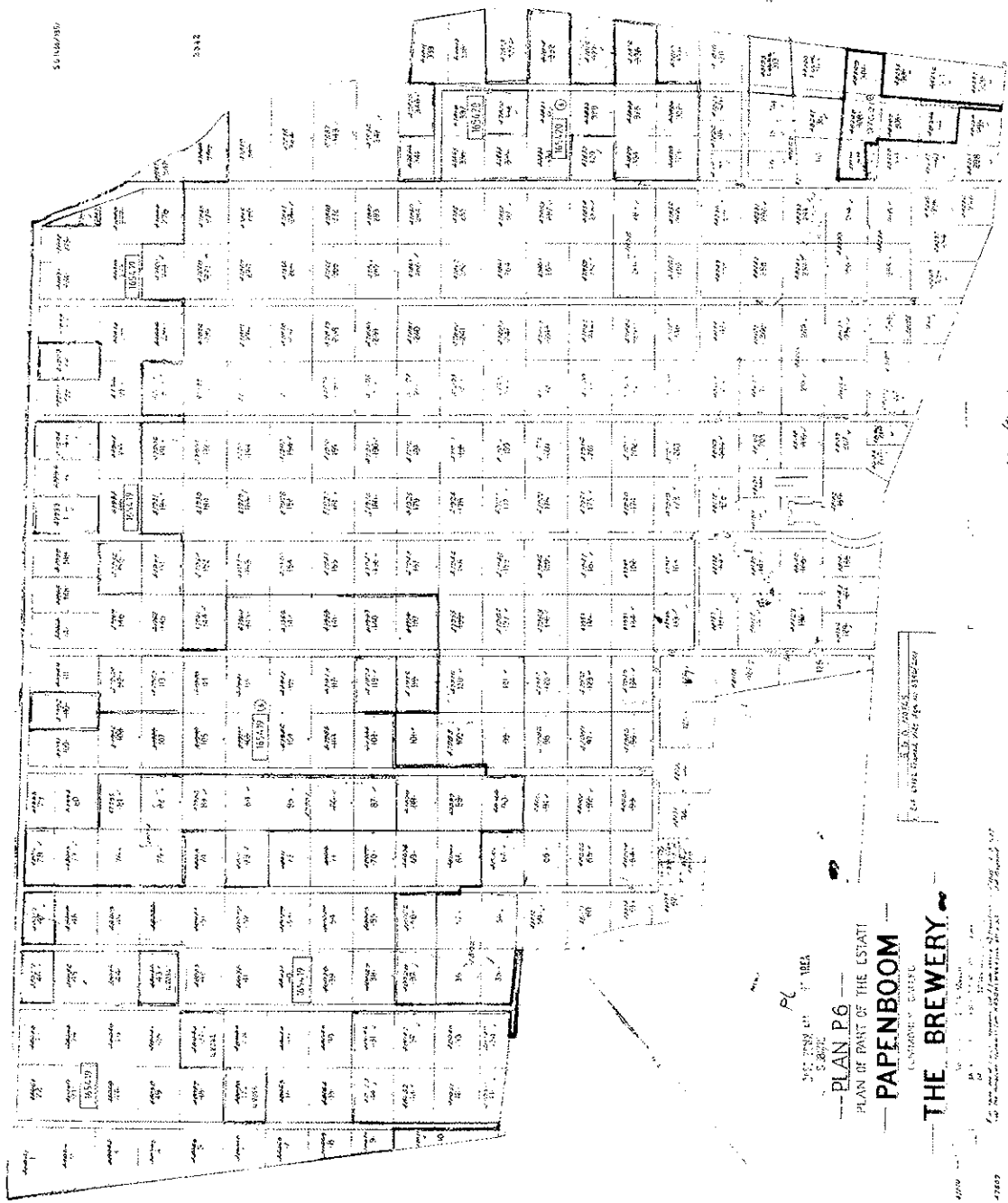
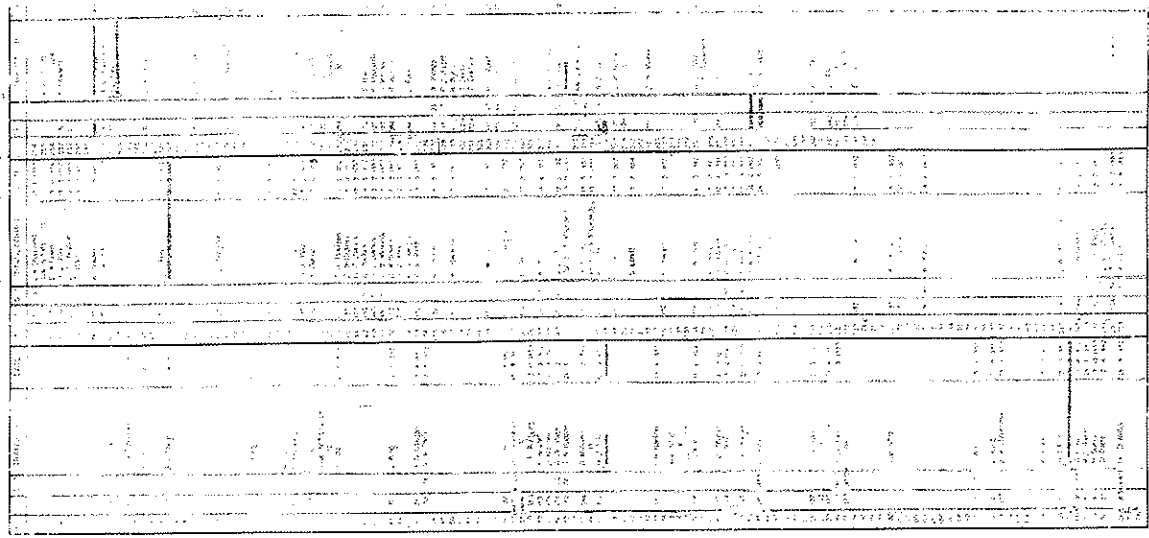
17.1 The South African National Parks shall obtain the prior written consent of the relevant local authority to the levying of charges by the South African National Parks for access by members of the public to those areas of the land where access is currently allowed by the relevant local authority at no charge.

17.2 Recommendations regarding the levying of charges at entry points to the land where an access fee is currently charged shall be referred to the National Park Committee for consideration and recommendation to the South African National Parks.

18. RATES AND TAXES

Save insofar as it may be precluded from doing so by the provisions of the Act, the relevant local authority shall be entitled to levy and collect within the park all rates, taxes or like imposts to which it is in law entitled.

Handwritten signatures and initials:
A large stylized 'B' at the top right.
Below it, 'gm' and 'ce' written vertically.
At the bottom, 'SA' and other illegible initials.



5

NO. 1	NO. 2	NO. 3	NO. 4	NO. 5	NO. 6	NO. 7	NO. 8	NO. 9	NO. 10	NO. 11	NO. 12	NO. 13	NO. 14	NO. 15	NO. 16	NO. 17	NO. 18	NO. 19	NO. 20	NO. 21	NO. 22	NO. 23	NO. 24	NO. 25	NO. 26	NO. 27	NO. 28	NO. 29	NO. 30	NO. 31	NO. 32	NO. 33	NO. 34	NO. 35	NO. 36	NO. 37	NO. 38	NO. 39	NO. 40	NO. 41	NO. 42	NO. 43	NO. 44	NO. 45	NO. 46	NO. 47	NO. 48	NO. 49	NO. 50	NO. 51	NO. 52	NO. 53	NO. 54	NO. 55	NO. 56	NO. 57	NO. 58	NO. 59	NO. 60	NO. 61	NO. 62	NO. 63	NO. 64	NO. 65	NO. 66	NO. 67	NO. 68	NO. 69	NO. 70	NO. 71	NO. 72	NO. 73	NO. 74	NO. 75	NO. 76	NO. 77	NO. 78	NO. 79	NO. 80	NO. 81	NO. 82	NO. 83	NO. 84	NO. 85	NO. 86	NO. 87	NO. 88	NO. 89	NO. 90	NO. 91	NO. 92	NO. 93	NO. 94	NO. 95	NO. 96	NO. 97	NO. 98	NO. 99	NO. 100
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PL
 300' 0" x 100' 0" AREA
 5' 0" WIDE

PLAN P6
 PLAN OF PART OF THE ESTATE

PAPENBOOM
 CONSULTING ENGINEER

THE BREWERY

FOR THE RECORD OF THE DISTRICT ENGINEER
 DISTRICT OF COLUMBIA
 1908

For Surveyor's original Plan See Map No. 1000

REGISTRATION

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

29 May 1998

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1978 (ACT No. 57
OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declare, by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Ministers of Minerals and Energy; Agriculture; Arts, Culture, Science and Technology and Local Government, Western Cape, and subject to an agreement between the SA National Parks (the Board), the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality, as well as the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

Z. P. JORDAN**Minister of Environmental Affairs and Tourism****SCHEDULE****Municipality of Cape Town**

CT 12713	CT 12715	CT 47808
CT 47809/1	CT 47809/10	CT 4709/11
CT 47809/2	CT 47809/25	CT 47809/26
CT 47809/3	CT 47809/34	CT 47809/37
CT 47809/5	CT 47809/7	CT 47809/8
CT 47809/9	CT 47817	CT 47835
CT 47842	CT 47878	CT 47899

CT 47900	CT 47903	CT 47904
CT 47906	CT 47907	CT 47931
CT 47933	CT 47936	CT 47961
CT 47968	CT 47969	CT 47974
CT 47992	CT 47995	CT 47996
CT 47997	CT 48012	CT 48014
CT 48016	CT 48017	CT 48034
CT 48037	CT 48042	CT 48046
CT 48053	CT 48056	CT 48071
CT 48157	CT 49374	CT 88801
CT 88802	CT 983	CT 984
CT 985	CT 49374	CT 8801/1
CT 8802	CT 983/1	CT 984
CT 985/2	CB 12	CB 2
CB 23	CB 3	CLI 11
FRE 1	FRE 12	FRE 1231
FRE 1242	FRE 1243	FRE 1244
FRE 1245	FRE 1247	FRE 1249
FRE 1250	FRE 1251	FRE 13
FRE 1362	FRE 14	FRE 1412
FRE 1420	FRE 1426	FRE 1429
FRE 182	FRE 2	FRE 3
FRE 4	FRE 512	FRE 728
TBK 1033	TBK 1137	TBK 1140
TBK 1171	TBK 1172	TBK 1173
TBK 1174	TBK 1175	TBK 857
TBK 956	TBK 957	TBK 97
ORA 1996	ORA 1997	ORA 2000/1
ORA 2000/2	ORA 2001	ORA 2002

ORA 2003	ORA 2005	ORA 2009
ORA 2021	ORA 2453	ORA 658
VRE 1139	VRE 1165	VRE 1166
VRE 1179	VRE 1180	VRE 1213
VRE 1815	VRE 2084	VRE 614
CF 1068	CF 850	CF 851
CF 851/1	CF 855	CF 856
CF 857	CF 862	CF 870
CF 897	CF 898	CT 89895
CF 899	CF 900	CF 900/1
CF 902/9	CF 917	VRE 585
CB 1559		

Cape Metropolitan Council

		SCA 770
SCA 790	SCA 791	CF 1000/2
CF 1001	CF 1030	CF 1031
CF 1032	CF 1033	CF 1034
CF 1035	CF 1036	CF 1044/1
CF 1044/3	CF 1048	CF 1049/1
CF 1050	CF 1052/1	CF 1054
CF 1054/1	CF 1056/1	CF 1056/2
CF 1056/3	CF 1056/4	CF 1056/5
CF 1056/6	CF 1057	CF 1058
CF 1058	CF 1059	CF 983/1

South Peninsula Municipality

CT 84812	CT 85247	CT 85540
CT 86244	CT 86245	CT 86246
CT 86247	CT 86248	CT 86249
CT 86250	CT 86251	CT 86252
CT 86253	CT 86254	CT 86255
CT 86256	CT 86257	CT 86258
CT 86266	CT 86273	CT 86333
CT 86334	CT 86335	CT 86336
CT 86337	CT 86338	CT 86339
CT 86340	CT 86341	CT 86342
CT 86343	CT 86344	CT 86345
CT 86359	CT 86360	CT 86361
CT 86362	CT 86373	CT 86376
CT 86377	CT 86378	CT 86394
CT 86395	CT 86398	CT 86420
CT 86913	CT 88291	CT 88354
CT 88369	CT 88370	CT 88371
CT 88372	CT 88411	CT 88412
CT 88413	CT 88414	CT 88415
CT 88416	CT 88417	CT 88420
CT 88421	CT 88422	CT 88423
CT 88424	CT 88425	CT 88426
CT 88427	CT 88461	CT 88488
CT 88489	CT 88492	CT 88526
CT 88530	CT 88533	CT 88755
CT 88756	CT 88764	CT 88772
CT 88801/1	CT 88802	CT 89896

CT 90138	CT 90178	CT 90179
CT 90180	CT 90181	CT 90182
CT 90183	CT 90184	CT 90185
CT 90186	CT 90187	CT 90188
CT 90189	CT 90191	CT 90192
CT 90193	CT 90194	CT 90195
CT 90196	CT 90198	CT 90199
CT 90200	CT 90201	CT 90202
CT 90203	CT 90216	CT 90217
CT 90219	CT 90220	CT 90221
CT 90222	CT 90223	CT 90224
CT 90225	CT 90226	CT 90227
CT 90228/1	CT 90228/2	CT 90229
CT 90242	CT 90243	CT 90303
CT 93290	CT 93659	CON 1069
CON 1119	CON 4665	CON 4669
HB 1430	HB 1457	HB 1478
HB 1516	HB 1734	HB 1737
HB 1749	HB 1756	HB 1762
HB 1771	HB 1772	HB 1773
HB 1774	HB 1776	HB 1778
HB 1779	HB 1780	HB 1481
HB 1782	HB 1784	HB 1786
HB 1847	HB 2023	HB 2029
HB 2054	HB 2069	HB 2079
HB 2286	HB 2383	HB 2530
HB 2736	HB 2939	HB 2959
HB 2977	HB 3079	HB 3209
HB 3441	HB 3442	HB 3558

HB 3559	HB 3560	HB 3720
HB 4015	HB 4703	HB 4930
FH 12050	FH 12193	FH 7000
FH 8422	FH 8563	FH 8564
FH 8611	S'T (ROAD RESERVE)	S'T 1312
S'T 2010	S'T 2011	S'T 2402
S'T 2510	S'T 2577	S'T 4067
S'T 516	S'T 517/0/1	S'T 518
S'T 519	S'T 520	S'T 521
S'T 522	S'T 523	S'T 524
S'T 531	S'T 533	S'T 534
S'T 535	S'T 536	S'T 538
S'T 540	S'T 541	S'T 542
S'T 608	S'T 693	S'T 2060
OV 681	N 937	CF 1023
CF 1051/1	CF 1130/2	CF 1130/4
CF 1134	FH 12053	CF 1368
CF 914	CF 917	CF 921
CF 923/1	CF 923/2	CF 923/3
CF 923/4	CF 923/5	CF 923/6
CF 924	CF 926	CF 927
CF 927/3	CF 927/4	CF 948/1
CF 948/7	CF 948/7	CF 953/26
CF 955	CF 963/2	CF 971/2
CF 977/1	CF 979/2	CF 979/3
CF 983/6	CF 985/2	CF 994
CF 948/9	CF 1368	CF 940/4

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

municipalities

**HEADS OF AGREEMENT IN RESPECT OF
THE ALLOCATION OF LOCAL AUTHORITY LAND
IN THE CAPE PENINSULA PROTECTED NATURAL ENVIRONMENT
FOR THE PURPOSE OF
ESTABLISHING A NATIONAL PARK**

entered into between

CAPE METROPOLITAN COUNCIL

and

CAPE TOWN MUNICIPALITY

and

SOUTH PENINSULA MUNICIPALITY

and

SOUTH AFRICAN NATIONAL PARKS

Prepared by:

Syfret Godlonton-Fuller Moore Inc
Per : D Waddilove
11th Floor Waldorf Bldg
80 St George's Mall
Cape Town
Tel : 247030
Fax : 242346

1. PRELIMINARY

- 1.1 Clause headings are inserted for the sake of convenience only and shall not be read for the purposes of interpreting any provision of this Agreement.
- 1.2 Save where the context clearly indicates the contrary, any expression in this Agreement which refers to
- 1.2.1 a gender, shall include the other gender;
- 1.2.2 the singular shall include the plural and vice versa
- 1.3 Any reference in this Agreement to any legislation, regulation or other statutory provision shall be read as being reference to such legislation, regulation or statutory provision as currently enacted, and to any future amending or substituted legislation, regulation or statutory provision.

2. DEFINITIONS

In this Agreement, and the Schedules attached thereto, and unless the context clearly indicates a contrary intention :

- 2.1 "the Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof;
- 2.2 "the Affected Area" shall mean the site, dwelling and outbuildings which are being utilized by the **OWNERS** being that portion of the Property defined on the survey diagram attached as Schedule A, as the figure ABCDEFGHIJKL of 27859m² in extent, in addition to a triangle of land to the north east of the tarred servitude road marked as parking area and shown on the insert of the deed diagram of Cape Farm 992 on Schedule A;
- 2.3 "the Non-Affected Area" shall mean that portion of the Property which is not included in the "Affected Area";
- 2.4 "the Agreement" shall mean this Agreement with Management Plan and any annexures thereto which have been signed by both Parties;
- 2.5 "the Beneficiary" shall mean such person, or body, which may have obtained servitude on other rights over the Property by means of an agreement other than this Agreement;
- 2.6 "the Board" shall mean the National Parks Board established in terms of the Act;

"Relevant local authority" shall mean that local authority in whom, in the absence of this agreement, the land would otherwise vest or, in the absence of this agreement would otherwise exercise the power or function referred to in this agreement;

"Restructuring agreements" shall mean those agreements concluded in terms of section 10C(4) of the Local Government Transition Act in respect of the Cape Metropolitan Area, and relating firstly to Staff, secondly to Assets and Liabilities, and thirdly to Functions, Powers and Duties.

3. LAND

3.1 The following land shall form the subject matter of this agreement:

- i. The properties contained in Schedule D to this agreement;
- ii. Unless otherwise agreed between the South African National Parks and the relevant local authority, those properties contained in Schedule B to this agreement with the exception of those parts upon which is located local authority infrastructure and which is necessary for the provision of services and the exercise of functions remaining the responsibility of that local authority or which that local authority reasonably requires for the provision of services and the exercise of its functions;
- iii. Those portions of the properties contained in Schedule C to this agreement which are located within the existing boundaries of the CPPNE and such further portions as may be located outside the boundaries of the CPPNE but which have been identified for inclusion in the national park;

[Handwritten signatures and initials]

- iv. The South African National Parks shall forthwith compile specifications acceptable to all parties and thereafter call for tenders for the survey of all the portions of the properties contained in Schedules B and C to be excluded from the park and for the transfer of the land sold in terms of this agreement.

3.2 It is recorded that:

- i. Notwithstanding the provisions of this agreement, the Cape Metropolitan Council shall retain the use of the Buffelsbay cottage in the Cape of Good Hope Nature Reserve which it shall maintain at its own cost;
- ii. The properties contained in Schedule A to this agreement shall be subject to further negotiation between the South African National Parks and the relevant local authority. Until agreement is reached between the South African National Parks and the relevant local authority in respect of each property listed in Schedule A, that property shall not be proclaimed a national park, whether in terms of either section 2C, section 2B(1)(b) or other provision of the Act.

4. OBJECT OF THIS AGREEMENT

Subject to the further provisions and conditions of this agreement, the local authorities hereby transfer to the South African National Parks as a going concern their respective conservation management functions on the land. In furtherance of this objective, the local authorities hereby do the following:

- 4.1 From the effective date, transfer to the South African National Parks control of the land;

[Handwritten signatures and initials]

- 4.2 From the effective date, transfer to the South African National Parks all assets, including but not limited to the movables listed in Schedule E to this agreement, liabilities, rights and obligations associated with their respective conservation management functions. The local authorities shall each advise the South African National Parks in writing by no later than 1 May 1998 of the liabilities to be transferred in terms hereof;
- 4.3 From the effective date, transfer to the South African National Parks all staff associated with their respective conservation management functions, which staff, together with their respective current job titles, are listed in Schedule F to this agreement;
- 4.4 Sell the land lock, stock and barrel to the South African National Parks. Insofar as the sale and transfer of a property to the South African National Parks, subject to the provisions of this agreement, may be ultra vires the powers of the South African National Parks, such sale and transfer shall be deemed to be conditionally suspensive upon the taking of such steps as may be necessary to render the sale and transfer intra vires;
- 4.5. Unless otherwise agreed between the South African National Parks and the relevant local authority, ownership of a property contained in Schedule B or C shall not be transferred to the South African National Parks until the portion to be excluded has been surveyed and subdivided out of the property;
- 4.6 Until such time as the suspensive conditions are satisfied and the land has been proclaimed as a national park in terms of section 2C of the Act and included in Schedule 1 to the Act, the local authorities lease to the South African National Parks the properties contained in Schedule D in its entirety, those properties contained in Schedule B, with the exception of that infrastructure located on the properties which is required by the relevant authorities for the exercise of those

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functions remaining their respective responsibility and, after survey, those parts of the properties listed in Schedule C which are to be included in the national park.

- 4.7. The lease shall commence on the effective date and shall continue until transfer is effected or expiry of a period of 99 years, whichever be the sooner, and shall, at the option of any of the parties, be registered in the Deeds Registry. The provisions of this agreement shall apply mutatis mutandis to such lease.

5. CONSIDERATION

- 5.1 From the effective date until date of termination of the lease, the South African National Parks shall pay to the relevant local authority an amount of R100,00 as consideration for the rental of the land, such payment to be effected upon expiry of the lease period.
- 5.2 Upon transfer of the land from each of the relevant local authorities to the South African National Parks, the South African National Parks shall pay to the relevant local authority an amount of R100,00, being the purchase price of all the land so transferred.
- 5.3 There shall be no consideration payable by the South African National Parks for the transfer to them of the conservation management functions or the associated staff, assets, liabilities, rights and obligations.

6. EFFECTIVE DATE

- 6.1. Upon the effective date the relevant local authorities shall cease their function of conservation management of the land, which shall include the management of the tourism and recreation function thereon, and

Handwritten signatures and initials at the bottom right of the page, including "GM", "CE", and "R".

7.3. The proclamation of the land as a national park in terms of section 2C of the Act shall be effected as soon as possible after transfer of the land to the South African National Parks.

7.4. Unless otherwise agreed between the South African National Parks and the relevant local authority, a property contained in Schedule B or C shall not be proclaimed a national park in terms of Section 2C until the portion to be excluded has been surveyed and sub-divided out of the property.

8. SERVITUDES

The lease and subsequent sale and transfer of the land from the local authorities to the South African National Parks shall be subject to such existing and future servitudes, rights of way or other restrictions necessary to afford the relevant local authority access to and management and maintenance of municipal infrastructure on the land for the provision of services and exercise of functions remaining the responsibility of that local authority, including the supply of water to the Cape metropolitan area.

9. FUTURE FUNDING

9.1. Each of the local authorities shall, for a period of five years from the effective date, as a contribution towards to the management and maintenance costs of the park, annually pay to the South African National Parks the following amounts:

- i. Cape Metropolitan Council - R4 000 000.00 which amount, on the anniversary of the effective date, shall escalate by an amount in proportion to the Consumer Price Index;
- ii. South Peninsula Municipality - R1 400 000.00;
- iii. Cape Town City Council - R4 700 000.00.

MO
gmc
CE
R
R

- ii. In the absence of such scrutiny and compliance or recommended waiver of compliance the South African National Parks shall not proceed with the building works or allow such works to proceed;
- iii. The South African National Parks shall ensure that all buildings are erected in accordance with the plans as scrutinised by the relevant local authority.

15.4 It is recorded that the provisions of this clause shall not apply to land within the park, other than land forming the subject matter of this agreement, insofar as it may be ultra vires the Act to proclaim that other land to be a national park and include it in the land defined in Schedule 1 to the Act whilst the provisions of this clause apply.

16. ROADS

16.1 The South African National Parks shall be responsible for the management and maintenance of existing and future private roads and closed roads upon the land.

16.2 Unless otherwise agreed in regard to specific parts thereof, the relevant local authority or other organ of state shall be responsible for the maintenance of public roads and statutory road reserves within the future national park. It is recorded that within the road reserves the provisions of the Road Traffic Act, No 29 of 1989, the Urban Transport Act No 78 of 1977, the Roads Ordinance No 19 of 1976, including all applicable regulations, policy documents and manuals, and other relevant legislation shall apply.

16.3 Insofar as it is reasonable and necessary in the future for the sake of effecting work on roads remaining the responsibility of the local authorities or remedial work associated with such roads, the South African National Parks shall allow the relevant local authority to temporarily encroach on the land abutting on the road reserve.

PA
WOC
gms
S/M

16.4 In the event of a part of the land being necessary in the future for the establishment by the local authorities of a new public road or the widening or protection of an existing public road, such part of the land shall be made available free of compensation by the South African National Parks to the relevant authority. The South African National Parks shall use its best endeavours to secure the deproclamation as a national park of the land to be made available in terms of this clause, insofar as it may be necessary to have that land deproclaimed.

17. ACCESS CHARGES

17.1 The South African National Parks shall obtain the prior written consent of the relevant local authority to the levying of charges by the South African National Parks for access by members of the public to those areas of the land where access is currently allowed by the relevant local authority at no charge.

17.2 Recommendations regarding the levying of charges at entry points to the land where an access fee is currently charged shall be referred to the National Park Committee for consideration and recommendation to the South African National Parks.

18. RATES AND TAXES

Save insofar as it may be precluded from doing so by the provisions of the Act, the relevant local authority shall be entitled to levy and collect within the park all rates, taxes or like imposts to which it is in law entitled.

Handwritten signatures and initials:
A large stylized 'S' at the top right.
Below it, 'No CE' with a checkmark.
Below that, 'gmu' and 'SA' with a checkmark.
At the bottom left, 'Ciba' with a checkmark.

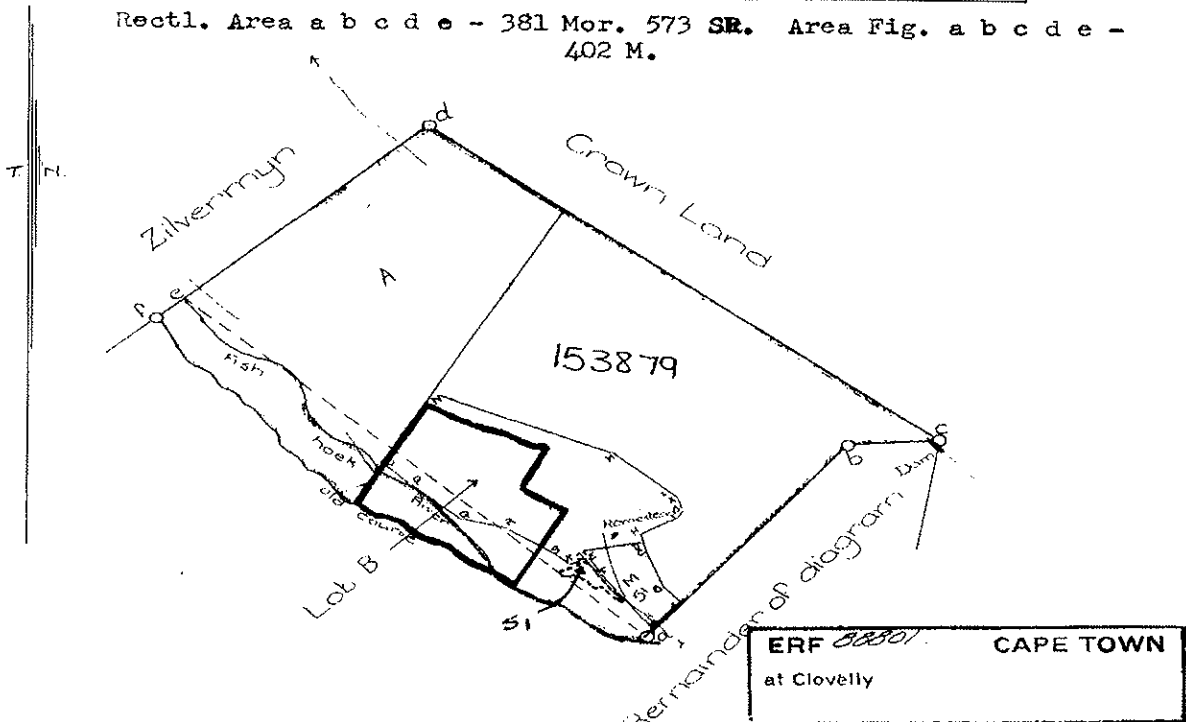
S.G. Dgm. No. 2499/1897.

S.G. Dgm. No. 2499/1897.

The numerical data of this diagram are sufficiently consistent.
 (Sgd) J.J. Bosman.
 Examiner.

Angles.			Sides.		Co-ordinates.								
					y's		x's						
a	88	20	40	ab	324	67	a	+	66	24	+	44	23
b	223	42	40	bc	97	76	b	+	151	88	-	268	94
c	42	59	30	cd	666	63	c	+	105	36	-	354	92
d	101	32	00	de	341	81	d	+	737	20	-	142	37
e	83	25	10	ea	647	21	e	+	695	20	+	196	85

Rectl. Area a b c d e - 381 Mor. 573 SR. Area Fig. a b c d e - 402 M.



* For subdivision of part lettered A B C D E F G vide
 General Plan M. 51. (3291)

The above Figure, lettered a b c d f River a represents 430 Morgen of Ground, situated at Kalk Bay, Cape Division, being portion 8 of La C transferred to J.A. Hurter 16th March, 1827 & lastly to N.J. van Blerk on 6th December, 1875.

Bounded NWwds. by Zilvermyn.
 SE " " Remainder of diagram.
 NE " " Crown Land.
 SW " " Fishhook river (inner edge).

B

Framed from actual Survey by me,
 (Sgd) J.J. Bisset.
 Govt. Surveyor.
 August, 1886.

Copied From the diagram relating to
 Transfer. — Deed No 9186
 1st November, 1897.
 Gerhardus C. van Blerk.

Retardhope

C.T.Sht. K.36 & J.36

AN-1BDC
 ERF 88801
 Comp. 15
 M 203 M3524

For list of deductions see back of diagram

88801 C.V.W.

Survey
Records

Diag. No. Subdivision

156/1902 Ptn. A 88802. 165
E285/1934 1347/1934 Lot B 88804. 32.4393

28:2:1902 1842
1:2:1936 628

d
5227/1920* For subdivision of portion lett. E D H I J K L M N O P Q R S T U
vide General Plan of Clovelly Estate G.55. (2245)
Portion of Genl. Olan G. 55 coloured green in above figure, has
been cancelled in terms of an order of Court.

(Int.) A.J.S.
for Surv.-Gen.
27:4:135.

E524/94 1503/94 of 153879 148,9677 Ha 01850/96 W.M.

SERVITUDES/LEASEHOLD AHEAD				
SURVEY RECORD	DIAGRAM NO.	DESCRIPTION	DEED	INITIALED
E2304/2001	5834/2001	The figure S1 represents a Servitude Area over	K781/02	W.M.

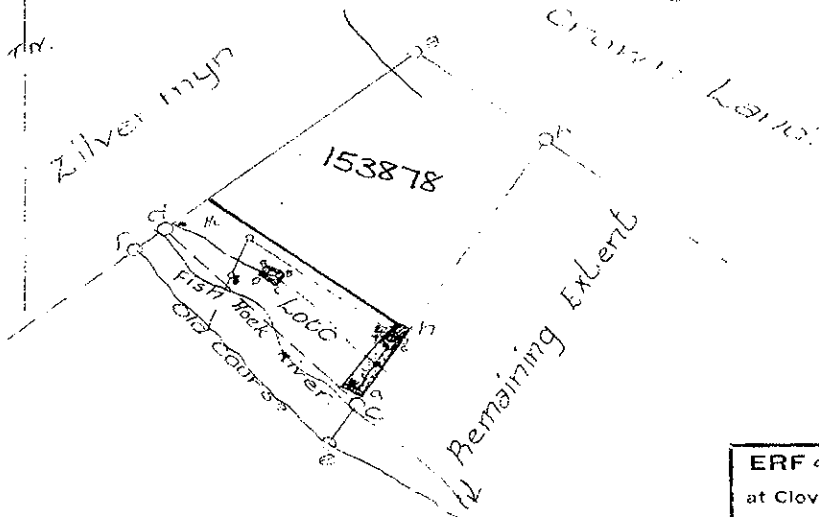
The numerical data of this Diagram are sufficiently consistent.

(Sgd) J.J. Posner,
Examiner.

Sides.	Co-ordinates.		Angles.	
	S.E.	T's	X's	
ab	174, 21	a + 517, 70	+ 542, 63	a 101, 32, 00
bc	227, 33	b + 482, 31	+ 370, 23	b 97, 46, 50
cd	299, 04	c + 105, 00	+ 374, 04	c 72, 49, 00
da	341, 81	d + 106, 15	+ 6, 25	d 87, 52, 10

Area of figure a b c d = 140 Mor. 507 Sq.Rds.

Area of figure a b c River = 143 Mor. 200 Sq.Rds.



ERF 88802 CAPE TOWN
at Clovelly

The above diagram a, b, c, River d, represents 165 Morgen of Land situate at Kalk Bay, Cape Division being part A of portion 8 of La C transferred to G.C. van Rlerk on the 1st November, 1897.

- Bounded Marks. by Zilvermyn.
- NE " " Crown Land.
- SE " " Remaining Extent.
- SW " " Fish Hoek River (inner edge).

Surveyed by me,
(Sgd) F. St.M. Myburgh,
Government Land Surveyor.
January, 1902.

Transfer 1842 15/25
28th February 1902.

James W. S. de Villiers.

R. K. Mair

Abstract No - 1 BDC

Z. 22, Z. 31
Z. 33, Z. 24

M3524

ERF 88802
Comp. C.T. 16.
Ref. T. 34.

S
C

Erf.

3285/1924 1348/1934 Lot C 88803 22.0750 1:3:1936 629

6227/1920 For subdivision of portion lettered g h i j k l m n o p q r s t u v w x y z of General Plan of Cleveland C.5

*Portion of Gen. Plan C.55, coloured sienna on pink overleaf has been cancelled in terms of an order of Court.

(Int.) A.J.S.

for Surv.-Gen.

27:4:35.

E524/94|1502/94; Erf 153878 86,9800 Ha 97850/96 W7.

SIDES Metres	ANGLES OF DIRECTION	CO-ORDINATES	
		Y	X
	Constants	0, 00	±3 700 000, 00
A B	2 520, 64	A + 53 106, 70	+ 75 557, 86
B C	366, 61	B + 51 012, 64	+ 76 960, 91
C D	1011, 84	C + 51 374, 80	+ 77 017, 84
D E	111, 20	D + 51 984, 40	+ 77 825, 44
E F	201, 28	E + 52 066, 48	+ 77 750, 42
F G	75, 24	F + 52 149, 57	+ 77 567, 09
G H	142, 63	G + 52 141, 52	+ 77 492, 28
H J	40, 95	H + 52 020, 98	+ 77 416, 04
J K	61, 47	J + 52 005, 96	+ 77 377, 94
K L	33, 05	K + 52 009, 65	+ 77 316, 58
L M	314, 65	L + 52 041, 41	+ 77 307, 42
M N	830, 39	M + 52 284, 78	+ 77 107, 98
N P	948, 60	N + 53 066, 49	+ 76 827, 85
P A	1 072, 14	P + 53 865, 01	+ 76 315, 78
	2B4	⊕ + 55 289, 71	+ 75 647, 40
	4J35	⊕ + 52 373, 99	+ 77 178, 47

S.G. No.
1504-94

Approved
T. Rosenthal
Surveyor-General
1994-06-03

SHEET 1 OF
2 SHEETS

Descriptions of Beacons

- A Cairn
 - B Iron fence standard
 - C 12mm round iron peg cemented in top of rock
 - D 12mm round iron peg
 - M 12mm drill hole in rock
 - P Iron std 16cm up in large cairn with 2 whalebones
- All other beacons are Y-section iron standards

Components

- 1) The figure AxyNP represents Erf 153878 Cape Town vide Diagram No. 1502/94 annexed to D/T 1996 - -97850
- 2) The figure xBCDEFGHJKLM represents Erf 153879 Cape Town vide Diagram No. 1503/94 annexed to D/T 1996 - -97850

The figure A B C D E F G H J K L M N P
represents 235,9477 hectares of land, being
Erf 154058 Cape Town, comprising 1) and 2) above
situate at Clovelly in the Municipality of Cape Town
Administrative District of Cape Province of Cape of Good Hope

Compiled in April 1994
by me

PLS 0930 *J.F.D'Arcy-Evans*
J.F.D'Arcy-Evans Professional Land Surveyor

This diagram is annexed to No. <u>T97851/96</u> dated i.f.o. Registrar of Deeds	The original diagrams are as quoted above	File No. S/9373/16 S.R. No. Compiled Comp AHNH-11 (M3524) Comp AHNH-1184 (M2612) Comp AHNH-1193 (M2613) Comp AHNH-1194 (M2614) Comp AHNH-1331 (M2633) Comp AHNH-1333 (M2639)
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OFFICE COPY

ERF 154058 CAPE TOWN

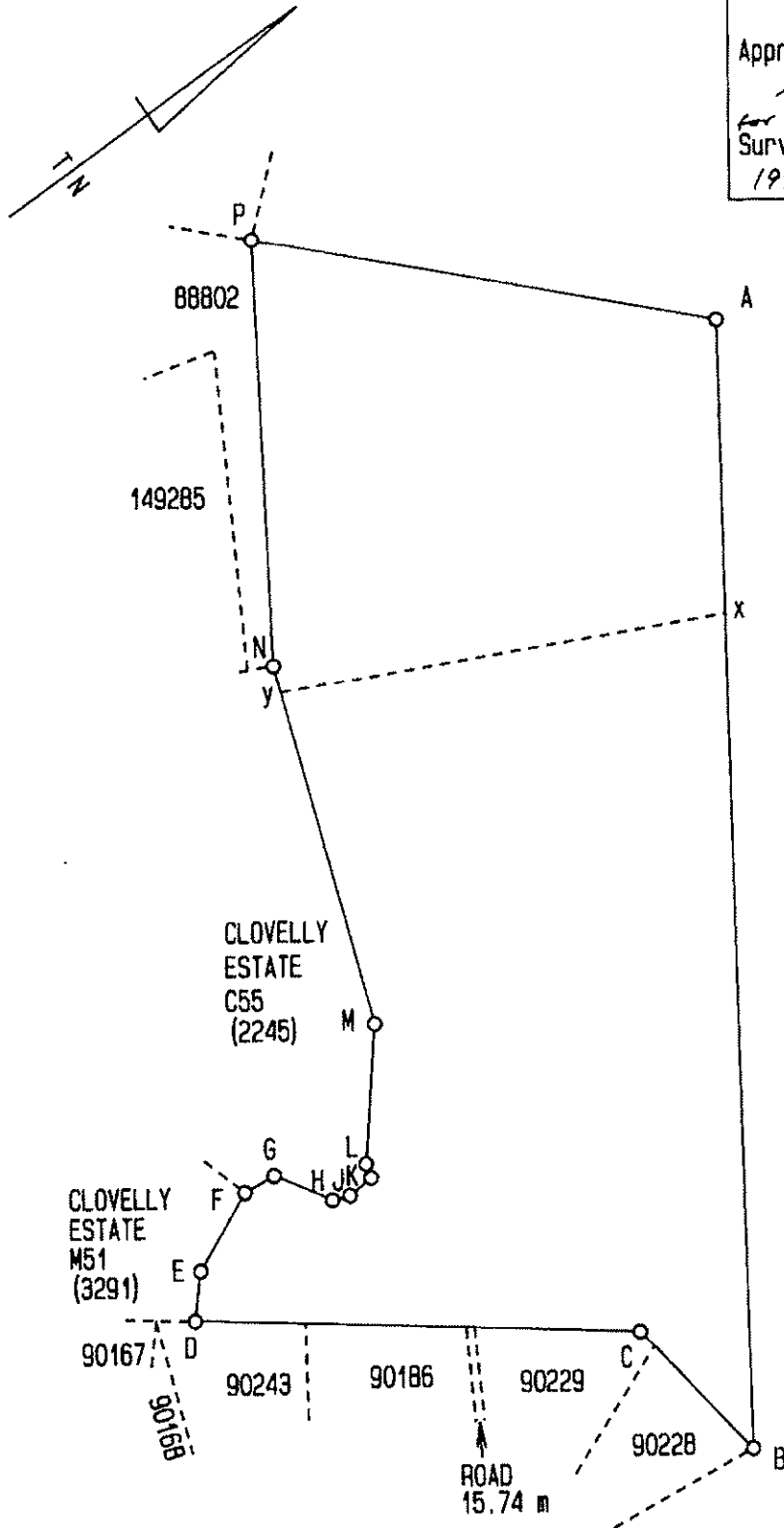
SHEET 2
OF 2 SHEETS

S.G. No.

1504-94

Approved

P. Rousselle
for
Surveyor-General
1994-06-03



Compiled in April 1994

by me

J.F.D'Arcy-Evans

PLS 0930 J.F.D'Arcy-Evans Professional Land Surveyor

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

29 May 1998

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1978 (ACT No. 57
OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declare, by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Ministers of Minerals and Energy; Agriculture; Arts, Culture, Science and Technology and Local Government, Western Cape, and subject to an agreement between the SA National Parks (the Board), the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality, as well as the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

Z. P. JORDAN**Minister of Environmental Affairs and Tourism****SCHEDULE****Municipality of Cape Town**

CT 12713	CT 12715	CT 47808
CT 47809/1	CT 47809/10	CT 4709/11
CT 47809/2	CT 47809/25	CT 47809/26
CT 47809/3	CT 47809/34	CT 47809/37
CT 47809/5	CT 47809/7	CT 47809/8
CT 47809/9	CT 47817	CT 47835
CT 47842	CT 47878	CT 47899

CT 47900	CT 47903	CT 47904
CT 47906	CT 47907	CT 47931
CT 47933	CT 47936	CT 47961
CT 47968	CT 47969	CT 47974
CT 47992	CT 47995	CT 47996
CT 47997	CT 48012	CT 48014
CT 48016	CT 48017	CT 48034
CT 48037	CT 48042	CT 48046
CT 48053	CT 48056	CT 48071
CT 48157	CT 49374	CT 88801
CT 88802	CT 983	CT 984
CT 985	CT 49374	CT 8801/1
CT 8802	CT 983/1	CT 984
CT 985/2	CB 12	CB 2
CB 23	CB 3	CLI 11
FRE 1	FRE 12	FRE 1231
FRE 1242	FRE 1243	FRE 1244
FRE 1245	FRE 1247	FRE 1249
FRE 1250	FRE 1251	FRE 13
FRE 1362	FRE 14	FRE 1412
FRE 1420	FRE 1426	FRE 1429
FRE 182	FRE 2	FRE 3
FRE 4	FRE 512	FRE 728
TBK 1033	TBK 1137	TBK 1140
TBK 1171	TBK 1172	TBK 1173
TBK 1174	TBK 1175	TBK 857
TBK 956	TBK 957	TBK 97
ORA 1996	ORA 1997	ORA 2000/1
ORA 2000/2	ORA 2001	ORA 2002

ORA 2003	ORA 2005	ORA 2009
ORA 2021	ORA 2453	ORA 658
VRE 1139	VRE 1165	VRE 1166
VRE 1179	VRE 1180	VRE 1213
VRE 1815	VRE 2084	VRE 614
CF 1068	CF 850	CF 851
CF 851/1	CF 855	CF 856
CF 857	CF 862	CF 870
CF 897	CF 898	CT 89895
CF 899	CF 900	CF 900/1
CF 902/9	CF 917	VRE 585
CB 1559		

Cape Metropolitan Council

		SCA 770
SCA 790	SCA 791	CF 1000/2
CF 1001	CF 1030	CF 1031
CF 1032	CF 1033	CF 1034
CF 1035	CF 1036	CF 1044/1
CF 1044/3	CF 1048	CF 1049/1
CF 1050	CF 1052/1	CF 1054
CF 1054/1	CF 1056/1	CF 1056/2
CF 1056/3	CF 1056/4	CF 1056/5
CF 1056/6	CF 1057	CF 1058
CF 1058	CF 1059	CF 983/1

South Peninsula Municipality

CT 84812	CT 85247	CT 85540
CT 86244	CT 86245	CT 86246
CT 86247	CT 86248	CT 86249
CT 86250	CT 86251	CT 86252
CT 86253	CT 86254	CT 86255
CT 86256	CT 86257	CT 86258
CT 86266	CT 86273	CT 86333
CT 86334	CT 86335	CT 86336
CT 86337	CT 86338	CT 86339
CT 86340	CT 86341	CT 86342
CT 86343	CT 86344	CT 86345
CT 86359	CT 86360	CT 86361
CT 86362	CT 86373	CT 86376
CT 86377	CT 86378	CT 86394
CT 86395	CT 86398	CT 86420
CT 86913	CT 88291	CT 88354
CT 88369	CT 88370	CT 88371
CT 88372	CT 88411	CT 88412
CT 88413	CT 88414	CT 88415
CT 88416	CT 88417	CT 88420
CT 88421	CT 88422	CT 88423
CT 88424	CT 88425	CT 88426
CT 88427	CT 88461	CT 88488
CT 88489	CT 88492	CT 88526
CT 88530	CT 88533	CT 88755
CT 88756	CT 88764	CT 88772
CT 88801/1	CT 88802	CT 89896

CT 90138	CT 90178	CT 90179
CT 90180	CT 90181	CT 90182
CT 90183	CT 90184	CT 90185
CT 90186	CT 90187	CT 90188
CT 90189	CT 90191	CT 90192
CT 90193	CT 90194	CT 90195
CT 90196	CT 90198	CT 90199
CT 90200	CT 90201	CT 90202
CT 90203	CT 90216	CT 90217
CT 90219	CT 90220	CT 90221
CT 90222	CT 90223	CT 90224
CT 90225	CT 90226	CT 90227
CT 90228/1	CT 90228/2	CT 90229
CT 90242	CT 90243	CT 90303
CT 93290	CT 93659	CON 1069
CON 1119	CON 4665	CON 4669
HB 1430	HB 1457	HB 1478
HB 1516	HB 1734	HB 1737
HB 1749	HB 1756	HB 1762
HB 1771	HB 1772	HB 1773
HB 1774	HB 1776	HB 1778
HB 1779	HB 1780	HB 1481
HB 1782	HB 1784	HB 1786
HB 1847	HB 2023	HB 2029
HB 2054	HB 2069	HB 2079
HB 2286	HB 2383	HB 2530
HB 2736	HB 2939	HB 2959
HB 2977	HB 3079	HB 3209
HB 3441	HB 3442	HB 3558

HB 3559	HB 3560	HB 3720
HB 4015	HB 4703	HB 4930
FH 12050	FH 12193	FH 7000
FH 8422	FH 8563	FH 8564
FH 8611	S'T (ROAD RESERVE)	S'T 1312
S'T 2010	S'T 2011	S'T 2402
S'T 2510	S'T 2577	S'T 4067
S'T 516	S'T 517/0/1	S'T 518
S'T 519	S'T 520	S'T 521
S'T 522	S'T 523	S'T 524
S'T 531	S'T 533	S'T 534
S'T 535	S'T 536	S'T 538
S'T 540	S'T 541	S'T 542
S'T 608	S'T 693	S'T 2060
OV 681	N 937	CF 1023
CF 1051/1	CF 1130/2	CF 1130/4
CF 1134	FH 12053	CF 1368
CF 914	CF 917	CF 921
CF 923/1	CF 923/2	CF 923/3
CF 923/4	CF 923/5	CF 923/6
CF 924	CF 926	CF 927
CF 927/3	CF 927/4	CF 948/1
CF 948/7	CF 948/7	CF 953/26
CF 955	CF 963/2	CF 971/2
CF 977/1	CF 979/2	CF 979/3
CF 983/6	CF 985/2	CF 994
CF 948/9	CF 1368	CF 940/4

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

municipalities

**HEADS OF AGREEMENT IN RESPECT OF
THE ALLOCATION OF LOCAL AUTHORITY LAND
IN THE CAPE PENINSULA PROTECTED NATURAL ENVIRONMENT
FOR THE PURPOSE OF
ESTABLISHING A NATIONAL PARK**

entered into between

CAPE METROPOLITAN COUNCIL

and

CAPE TOWN MUNICIPALITY

and

SOUTH PENINSULA MUNICIPALITY

and

SOUTH AFRICAN NATIONAL PARKS

Prepared by:

Syfret Godlonton-Fuller Moore Inc
Per : D Waddilove
11th Floor Waldorf Bldg
80 St George's Mall
Cape Town
Tel : 247030
Fax : 242346

1. PRELIMINARY

- 1.1 Clause headings are inserted for the sake of convenience only and shall not be read for the purposes of interpreting any provision of this Agreement.
- 1.2 Save where the context clearly indicates the contrary, any expression in this Agreement which refers to
- 1.2.1 a gender, shall include the other gender;
- 1.2.2 the singular shall include the plural and vice versa
- 1.3 Any reference in this Agreement to any legislation, regulation or other statutory provision shall be read as being reference to such legislation, regulation or statutory provision as currently enacted, and to any future amending or substituted legislation, regulation or statutory provision.

2. DEFINITIONS

In this Agreement, and the Schedules attached thereto, and unless the context clearly indicates a contrary intention :

- 2.1 "the Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof;
- 2.2 "the Affected Area" shall mean the site, dwelling and outbuildings which are being utilized by the **OWNERS** being that portion of the Property defined on the survey diagram attached as Schedule A, as the figure ABCDEFGHIJKL of 27859m² in extent, in addition to a triangle of land to the north east of the tarred servitude road marked as parking area and shown on the insert of the deed diagram of Cape Farm 992 on Schedule A;
- 2.3 "the Non-Affected Area" shall mean that portion of the Property which is not included in the "Affected Area";
- 2.4 "the Agreement" shall mean this Agreement with Management Plan and any annexures thereto which have been signed by both Parties;
- 2.5 "the Beneficiary" shall mean such person, or body, which may have obtained servitude on other rights over the Property by means of an agreement other than this Agreement;
- 2.6 "the Board" shall mean the National Parks Board established in terms of the Act;

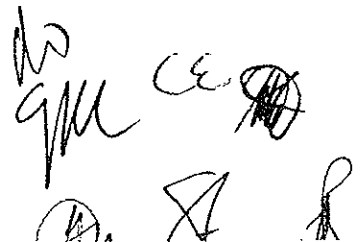
"Relevant local authority" shall mean that local authority in whom, in the absence of this agreement, the land would otherwise vest or, in the absence of this agreement would otherwise exercise the power or function referred to in this agreement;

"Restructuring agreements" shall mean those agreements concluded in terms of section 10C(4) of the Local Government Transition Act in respect of the Cape Metropolitan Area, and relating firstly to Staff, secondly to Assets and Liabilities, and thirdly to Functions, Powers and Duties.

3. LAND

3.1 The following land shall form the subject matter of this agreement:

- i. The properties contained in Schedule D to this agreement;
- ii. Unless otherwise agreed between the South African National Parks and the relevant local authority, those properties contained in Schedule B to this agreement with the exception of those parts upon which is located local authority infrastructure and which is necessary for the provision of services and the exercise of functions remaining the responsibility of that local authority or which that local authority reasonably requires for the provision of services and the exercise of its functions;
- iii. Those portions of the properties contained in Schedule C to this agreement which are located within the existing boundaries of the CPPNE and such further portions as may be located outside the boundaries of the CPPNE but which have been identified for inclusion in the national park;

Handwritten signatures and initials at the bottom right of the page, including a large signature that appears to be 'G.M.' and several other initials and scribbles.

- iv. The South African National Parks shall forthwith compile specifications acceptable to all parties and thereafter call for tenders for the survey of all the portions of the properties contained in Schedules B and C to be excluded from the park and for the transfer of the land sold in terms of this agreement.

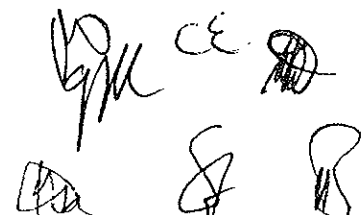
3.2 It is recorded that:

- i. Notwithstanding the provisions of this agreement, the Cape Metropolitan Council shall retain the use of the Buffelsbay cottage in the Cape of Good Hope Nature Reserve which it shall maintain at its own cost;
- ii. The properties contained in Schedule A to this agreement shall be subject to further negotiation between the South African National Parks and the relevant local authority. Until agreement is reached between the South African National Parks and the relevant local authority in respect of each property listed in Schedule A, that property shall not be proclaimed a national park, whether in terms of either section 2C, section 2B(1)(b) or other provision of the Act.

4. OBJECT OF THIS AGREEMENT

Subject to the further provisions and conditions of this agreement, the local authorities hereby transfer to the South African National Parks as a going concern their respective conservation management functions on the land. In furtherance of this objective, the local authorities hereby do the following:

- 4.1 From the effective date, transfer to the South African National Parks control of the land;

Handwritten signatures and initials, including 'CE', 'S', and 'R', located at the bottom right of the page.

- 4.2 From the effective date, transfer to the South African National Parks all assets, including but not limited to the movables listed in Schedule E to this agreement, liabilities, rights and obligations associated with their respective conservation management functions. The local authorities shall each advise the South African National Parks in writing by no later than 1 May 1998 of the liabilities to be transferred in terms hereof;
- 4.3 From the effective date, transfer to the South African National Parks all staff associated with their respective conservation management functions, which staff, together with their respective current job titles, are listed in Schedule F to this agreement;
- 4.4 Sell the land lock, stock and barrel to the South African National Parks. Insofar as the sale and transfer of a property to the South African National Parks, subject to the provisions of this agreement, may be ultra vires the powers of the South African National Parks, such sale and transfer shall be deemed to be conditionally suspensive upon the taking of such steps as may be necessary to render the sale and transfer intra vires;
- 4.5. Unless otherwise agreed between the South African National Parks and the relevant local authority, ownership of a property contained in Schedule B or C shall not be transferred to the South African National Parks until the portion to be excluded has been surveyed and subdivided out of the property;
- 4.6 Until such time as the suspensive conditions are satisfied and the land has been proclaimed as a national park in terms of section 2C of the Act and included in Schedule 1 to the Act, the local authorities lease to the South African National Parks the properties contained in Schedule D in its entirety, those properties contained in Schedule B, with the exception of that infrastructure located on the properties which is required by the relevant authorities for the exercise of those

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functions remaining their respective responsibility and, after survey, those parts of the properties listed in Schedule C which are to be included in the national park.

- 4.7. The lease shall commence on the effective date and shall continue until transfer is effected or expiry of a period of 99 years, whichever be the sooner, and shall, at the option of any of the parties, be registered in the Deeds Registry. The provisions of this agreement shall apply mutatis mutandis to such lease.

5. CONSIDERATION

- 5.1 From the effective date until date of termination of the lease, the South African National Parks shall pay to the relevant local authority an amount of R100,00 as consideration for the rental of the land, such payment to be effected upon expiry of the lease period.
- 5.2 Upon transfer of the land from each of the relevant local authorities to the South African National Parks, the South African National Parks shall pay to the relevant local authority an amount of R100,00, being the purchase price of all the land so transferred.
- 5.3 There shall be no consideration payable by the South African National Parks for the transfer to them of the conservation management functions or the associated staff, assets, liabilities, rights and obligations.

6. EFFECTIVE DATE

- 6.1. Upon the effective date the relevant local authorities shall cease their function of conservation management of the land, which shall include the management of the tourism and recreation function thereon, and

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7.4. Unless otherwise agreed between the South African National Parks and the relevant local authority, a property contained in Schedule B or C shall not be proclaimed a national park in terms of Section 2C until the portion to be excluded has been surveyed and sub-divided out of the property.

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The lease and subsequent sale and transfer of the land from the local authorities to the South African National Parks shall be subject to such existing and future servitudes, rights of way or other restrictions necessary to afford the relevant local authority access to and management and maintenance of municipal infrastructure on the land for the provision of services and exercise of functions remaining the responsibility of that local authority, including the supply of water to the Cape metropolitan area.

9. FUTURE FUNDING

9.1. Each of the local authorities shall, for a period of five years from the effective date, as a contribution towards to the management and maintenance costs of the park, annually pay to the South African National Parks the following amounts:

- i. Cape Metropolitan Council - R4 000 000.00 which amount, on the anniversary of the effective date, shall escalate by an amount in proportion to the Consumer Price Index;
- ii. South Peninsula Municipality - R1 400 000.00;
- iii. Cape Town City Council - R4 700 000.00.

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S. G. No. 2489/40

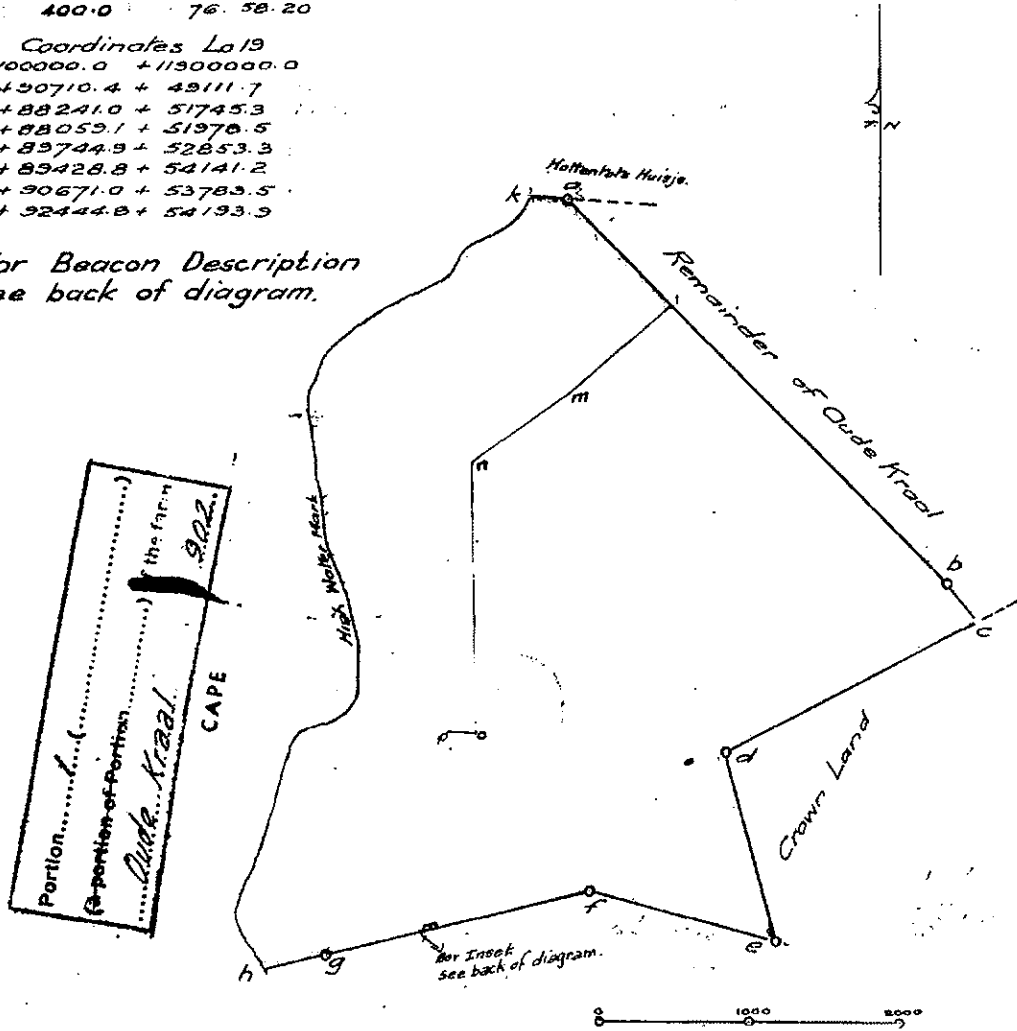
Approved

Mildred H. H. H.
Surveyor-General.

SIDES Cape Feet	ANGLES of direction
ab 3669.3	316. 50. 30
bc 295.7	322. 2. 30
cd 1899.3	62. 34. 20
de 1326.1	356. 12. 40
ef 1292.7	106. 3. 50
fg 1820.7	76. 58. 20
ga 5870.0	128. 50. 40
ah 240.0	95. 16. 0
gh 400.0	76. 58. 20

Coordinates La 19
 +100000.0 +11900000.0
 a +20710.4 + 49111.7
 b +88241.0 + 51745.3
 c +88059.1 + 51976.5
 d +89744.9 + 52853.3
 e +83428.8 + 54141.2
 f +90671.0 + 53783.5
 g +92444.8 + 54193.9

For Beacon Description
see back of diagram.



The figure a.b.c.d.e.f.g.h High Water Mark k.

represents 169.3402 Morgen-Sq. Feet of land being Portion 1

of the farm Oude Kraal
situate in the

Division of Cape

Surveyed in May 1940 by me

Province of Cape of Good Hope.

P. A. Shaw

Land Surveyor.

This diagram is annexed to Transfer
Deed No. 7841, dated 19.9.41
in favour of Government of
the Union of South Africa.

Registrar of Deeds

The original diagram is
No. — annexed to
D/G. C. Q. B. 35.
(C.L. B. 610.)

S.G. File No. 8668/
12131
S.R. No. E. 1008/40
AHNB - 21 (m 205)
24-10-40
24-10-40

For Certificate of Title
See back of Diagram

S.G. LTD.

902/1

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

29 May 1998

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1978 (ACT No. 57
OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declare, by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Ministers of Minerals and Energy; Agriculture; Arts, Culture, Science and Technology and Local Government, Western Cape, and subject to an agreement between the SA National Parks (the Board), the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality, as well as the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

Z. P. JORDAN**Minister of Environmental Affairs and Tourism****SCHEDULE****Municipality of Cape Town**

CT 12713	CT 12715	CT 47808
CT 47809/1	CT 47809/10	CT 4709/11
CT 47809/2	CT 47809/25	CT 47809/26
CT 47809/3	CT 47809/34	CT 47809/37
CT 47809/5	CT 47809/7	CT 47809/8
CT 47809/9	CT 47817	CT 47835
CT 47842	CT 47878	CT 47899

CT 47900	CT 47903	CT 47904
CT 47906	CT 47907	CT 47931
CT 47933	CT 47936	CT 47961
CT 47968	CT 47969	CT 47974
CT 47992	CT 47995	CT 47996
CT 47997	CT 48012	CT 48014
CT 48016	CT 48017	CT 48034
CT 48037	CT 48042	CT 48046
CT 48053	CT 48056	CT 48071
CT 48157	CT 49374	CT 88801
CT 88802	CT 983	CT 984
CT 985	CT 49374	CT 8801/1
CT 8802	CT 983/1	CT 984
CT 985/2	CB 12	CB 2
CB 23	CB 3	CLI 11
FRE 1	FRE 12	FRE 1231
FRE 1242	FRE 1243	FRE 1244
FRE 1245	FRE 1247	FRE 1249
FRE 1250	FRE 1251	FRE 13
FRE 1362	FRE 14	FRE 1412
FRE 1420	FRE 1426	FRE 1429
FRE 182	FRE 2	FRE 3
FRE 4	FRE 512	FRE 728
TBK 1033	TBK 1137	TBK 1140
TBK 1171	TBK 1172	TBK 1173
TBK 1174	TBK 1175	TBK 857
TBK 956	TBK 957	TBK 97
ORA 1996	ORA 1997	ORA 2000/1
ORA 2000/2	ORA 2001	ORA 2002

ORA 2003	ORA 2005	ORA 2009
ORA 2021	ORA 2453	ORA 658
VRE 1139	VRE 1165	VRE 1166
VRE 1179	VRE 1180	VRE 1213
VRE 1815	VRE 2084	VRE 614
CF 1068	CF 850	CF 851
CF 851/1	CF 855	CF 856
CF 857	CF 862	CF 870
CF 897	CF 898	CT 89895
CF 899	CF 900	CF 900/1
CF 902/9	CF 917	VRE 585
CB 1559		

Cape Metropolitan Council

		SCA 770
SCA 790	SCA 791	CF 1000/2
CF 1001	CF 1030	CF 1031
CF 1032	CF 1033	CF 1034
CF 1035	CF 1036	CF 1044/1
CF 1044/3	CF 1048	CF 1049/1
CF 1050	CF 1052/1	CF 1054
CF 1054/1	CF 1056/1	CF 1056/2
CF 1056/3	CF 1056/4	CF 1056/5
CF 1056/6	CF 1057	CF 1058
CF 1058	CF 1059	CF 983/1

South Peninsula Municipality

CT 84812	CT 85247	CT 85540
CT 86244	CT 86245	CT 86246
CT 86247	CT 86248	CT 86249
CT 86250	CT 86251	CT 86252
CT 86253	CT 86254	CT 86255
CT 86256	CT 86257	CT 86258
CT 86266	CT 86273	CT 86333
CT 86334	CT 86335	CT 86336
CT 86337	CT 86338	CT 86339
CT 86340	CT 86341	CT 86342
CT 86343	CT 86344	CT 86345
CT 86359	CT 86360	CT 86361
CT 86362	CT 86373	CT 86376
CT 86377	CT 86378	CT 86394
CT 86395	CT 86398	CT 86420
CT 86913	CT 88291	CT 88354
CT 88369	CT 88370	CT 88371
CT 88372	CT 88411	CT 88412
CT 88413	CT 88414	CT 88415
CT 88416	CT 88417	CT 88420
CT 88421	CT 88422	CT 88423
CT 88424	CT 88425	CT 88426
CT 88427	CT 88461	CT 88488
CT 88489	CT 88492	CT 88526
CT 88530	CT 88533	CT 88755
CT 88756	CT 88764	CT 88772
CT 88801/1	CT 88802	CT 89896

CT 90138	CT 90178	CT 90179
CT 90180	CT 90181	CT 90182
CT 90183	CT 90184	CT 90185
CT 90186	CT 90187	CT 90188
CT 90189	CT 90191	CT 90192
CT 90193	CT 90194	CT 90195
CT 90196	CT 90198	CT 90199
CT 90200	CT 90201	CT 90202
CT 90203	CT 90216	CT 90217
CT 90219	CT 90220	CT 90221
CT 90222	CT 90223	CT 90224
CT 90225	CT 90226	CT 90227
CT 90228/1	CT 90228/2	CT 90229
CT 90242	CT 90243	CT 90303
CT 93290	CT 93659	CON 1069
CON 1119	CON 4665	CON 4669
HB 1430	HB 1457	HB 1478
HB 1516	HB 1734	HB 1737
HB 1749	HB 1756	HB 1762
HB 1771	HB 1772	HB 1773
HB 1774	HB 1776	HB 1778
HB 1779	HB 1780	HB 1481
HB 1782	HB 1784	HB 1786
HB 1847	HB 2023	HB 2029
HB 2054	HB 2069	HB 2079
HB 2286	HB 2383	HB 2530
HB 2736	HB 2939	HB 2959
HB 2977	HB 3079	HB 3209
HB 3441	HB 3442	HB 3558

HB 3559	HB 3560	HB 3720
HB 4015	HB 4703	HB 4930
FH 12050	FH 12193	FH 7000
FH 8422	FH 8563	FH 8564
FH 8611	S'T (ROAD RESERVE)	S'T 1312
S'T 2010	S'T 2011	S'T 2402
S'T 2510	S'T 2577	S'T 4067
S'T 516	S'T 517/0/1	S'T 518
S'T 519	S'T 520	S'T 521
S'T 522	S'T 523	S'T 524
S'T 531	S'T 533	S'T 534
S'T 535	S'T 536	S'T 538
S'T 540	S'T 541	S'T 542
S'T 608	S'T 693	S'T 2060
OV 681	N 937	CF 1023
CF 1051/1	CF 1130/2	CF 1130/4
CF 1134	FH 12053	CF 1368
CF 914	CF 917	CF 921
CF 923/1	CF 923/2	CF 923/3
CF 923/4	CF 923/5	CF 923/6
CF 924	CF 926	CF 927
CF 927/3	CF 927/4	CF 948/1
CF 948/7	CF 948/7	CF 953/26
CF 955	CF 963/2	CF 971/2
CF 977/1	CF 979/2	CF 979/3
CF 983/6	CF 985/2	CF 994
CF 948/9	CF 1368	CF 940/4

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

municipalities

**HEADS OF AGREEMENT IN RESPECT OF
THE ALLOCATION OF LOCAL AUTHORITY LAND
IN THE CAPE PENINSULA PROTECTED NATURAL ENVIRONMENT
FOR THE PURPOSE OF
ESTABLISHING A NATIONAL PARK**

entered into between

CAPE METROPOLITAN COUNCIL

and

CAPE TOWN MUNICIPALITY

and

SOUTH PENINSULA MUNICIPALITY

and

SOUTH AFRICAN NATIONAL PARKS

Prepared by:

Syfret Godlonton-Fuller Moore Inc
Per : D Waddilove
11th Floor Waldorf Bldg
80 St George's Mall
Cape Town
Tel : 247030
Fax : 242346

1. PRELIMINARY

- 1.1 Clause headings are inserted for the sake of convenience only and shall not be read for the purposes of interpreting any provision of this Agreement.
- 1.2 Save where the context clearly indicates the contrary, any expression in this Agreement which refers to
- 1.2.1 a gender, shall include the other gender;
- 1.2.2 the singular shall include the plural and vice versa
- 1.3 Any reference in this Agreement to any legislation, regulation or other statutory provision shall be read as being reference to such legislation, regulation or statutory provision as currently enacted, and to any future amending or substituted legislation, regulation or statutory provision.

2. DEFINITIONS

In this Agreement, and the Schedules attached thereto, and unless the context clearly indicates a contrary intention :

- 2.1 "the Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof;
- 2.2 "the Affected Area" shall mean the site, dwelling and outbuildings which are being utilized by the **OWNERS** being that portion of the Property defined on the survey diagram attached as Schedule A, as the figure ABCDEFGHIJKL of 27859m² in extent, in addition to a triangle of land to the north east of the tarred servitude road marked as parking area and shown on the insert of the deed diagram of Cape Farm 992 on Schedule A;
- 2.3 "the Non-Affected Area" shall mean that portion of the Property which is not included in the "Affected Area";
- 2.4 "the Agreement" shall mean this Agreement with Management Plan and any annexures thereto which have been signed by both Parties;
- 2.5 "the Beneficiary" shall mean such person, or body, which may have obtained servitude on other rights over the Property by means of an agreement other than this Agreement;
- 2.6 "the Board" shall mean the National Parks Board established in terms of the Act;

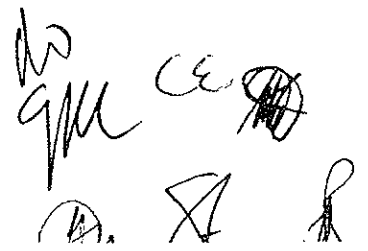
"Relevant local authority" shall mean that local authority in whom, in the absence of this agreement, the land would otherwise vest or, in the absence of this agreement would otherwise exercise the power or function referred to in this agreement;

"Restructuring agreements" shall mean those agreements concluded in terms of section 10C(4) of the Local Government Transition Act in respect of the Cape Metropolitan Area, and relating firstly to Staff, secondly to Assets and Liabilities, and thirdly to Functions, Powers and Duties.

3. LAND

3.1 The following land shall form the subject matter of this agreement:

- i. The properties contained in Schedule D to this agreement;
- ii. Unless otherwise agreed between the South African National Parks and the relevant local authority, those properties contained in Schedule B to this agreement with the exception of those parts upon which is located local authority infrastructure and which is necessary for the provision of services and the exercise of functions remaining the responsibility of that local authority or which that local authority reasonably requires for the provision of services and the exercise of its functions;
- iii. Those portions of the properties contained in Schedule C to this agreement which are located within the existing boundaries of the CPPNE and such further portions as may be located outside the boundaries of the CPPNE but which have been identified for inclusion in the national park;

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- iv. The South African National Parks shall forthwith compile specifications acceptable to all parties and thereafter call for tenders for the survey of all the portions of the properties contained in Schedules B and C to be excluded from the park and for the transfer of the land sold in terms of this agreement.

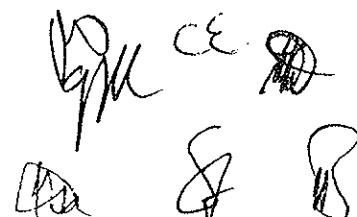
3.2 It is recorded that:

- i. Notwithstanding the provisions of this agreement, the Cape Metropolitan Council shall retain the use of the Buffelsbay cottage in the Cape of Good Hope Nature Reserve which it shall maintain at its own cost;
- ii. The properties contained in Schedule A to this agreement shall be subject to further negotiation between the South African National Parks and the relevant local authority. Until agreement is reached between the South African National Parks and the relevant local authority in respect of each property listed in Schedule A, that property shall not be proclaimed a national park, whether in terms of either section 2C, section 2B(1)(b) or other provision of the Act.

4. OBJECT OF THIS AGREEMENT

Subject to the further provisions and conditions of this agreement, the local authorities hereby transfer to the South African National Parks as a going concern their respective conservation management functions on the land. In furtherance of this objective, the local authorities hereby do the following:

- 4.1 From the effective date, transfer to the South African National Parks control of the land;

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- 4.2 From the effective date, transfer to the South African National Parks all assets, including but not limited to the movables listed in Schedule E to this agreement, liabilities, rights and obligations associated with their respective conservation management functions. The local authorities shall each advise the South African National Parks in writing by no later than 1 May 1998 of the liabilities to be transferred in terms hereof;
- 4.3 From the effective date, transfer to the South African National Parks all staff associated with their respective conservation management functions, which staff, together with their respective current job titles, are listed in Schedule F to this agreement;
- 4.4 Sell the land lock, stock and barrel to the South African National Parks. Insofar as the sale and transfer of a property to the South African National Parks, subject to the provisions of this agreement, may be ultra vires the powers of the South African National Parks, such sale and transfer shall be deemed to be conditionally suspensive upon the taking of such steps as may be necessary to render the sale and transfer intra vires;
- 4.5. Unless otherwise agreed between the South African National Parks and the relevant local authority, ownership of a property contained in Schedule B or C shall not be transferred to the South African National Parks until the portion to be excluded has been surveyed and subdivided out of the property;
- 4.6 Until such time as the suspensive conditions are satisfied and the land has been proclaimed as a national park in terms of section 2C of the Act and included in Schedule 1 to the Act, the local authorities lease to the South African National Parks the properties contained in Schedule D in its entirety, those properties contained in Schedule B, with the exception of that infrastructure located on the properties which is required by the relevant authorities for the exercise of those

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functions remaining their respective responsibility and, after survey, those parts of the properties listed in Schedule C which are to be included in the national park.

- 4.7. The lease shall commence on the effective date and shall continue until transfer is effected or expiry of a period of 99 years, whichever be the sooner, and shall, at the option of any of the parties, be registered in the Deeds Registry. The provisions of this agreement shall apply mutatis mutandis to such lease.

5. CONSIDERATION

- 5.1 From the effective date until date of termination of the lease, the South African National Parks shall pay to the relevant local authority an amount of R100,00 as consideration for the rental of the land, such payment to be effected upon expiry of the lease period.
- 5.2 Upon transfer of the land from each of the relevant local authorities to the South African National Parks, the South African National Parks shall pay to the relevant local authority an amount of R100,00, being the purchase price of all the land so transferred.
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- 6.1. Upon the effective date the relevant local authorities shall cease their function of conservation management of the land, which shall include the management of the tourism and recreation function thereon, and

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7.3. The proclamation of the land as a national park in terms of section 2C of the Act shall be effected as soon as possible after transfer of the land to the South African National Parks.

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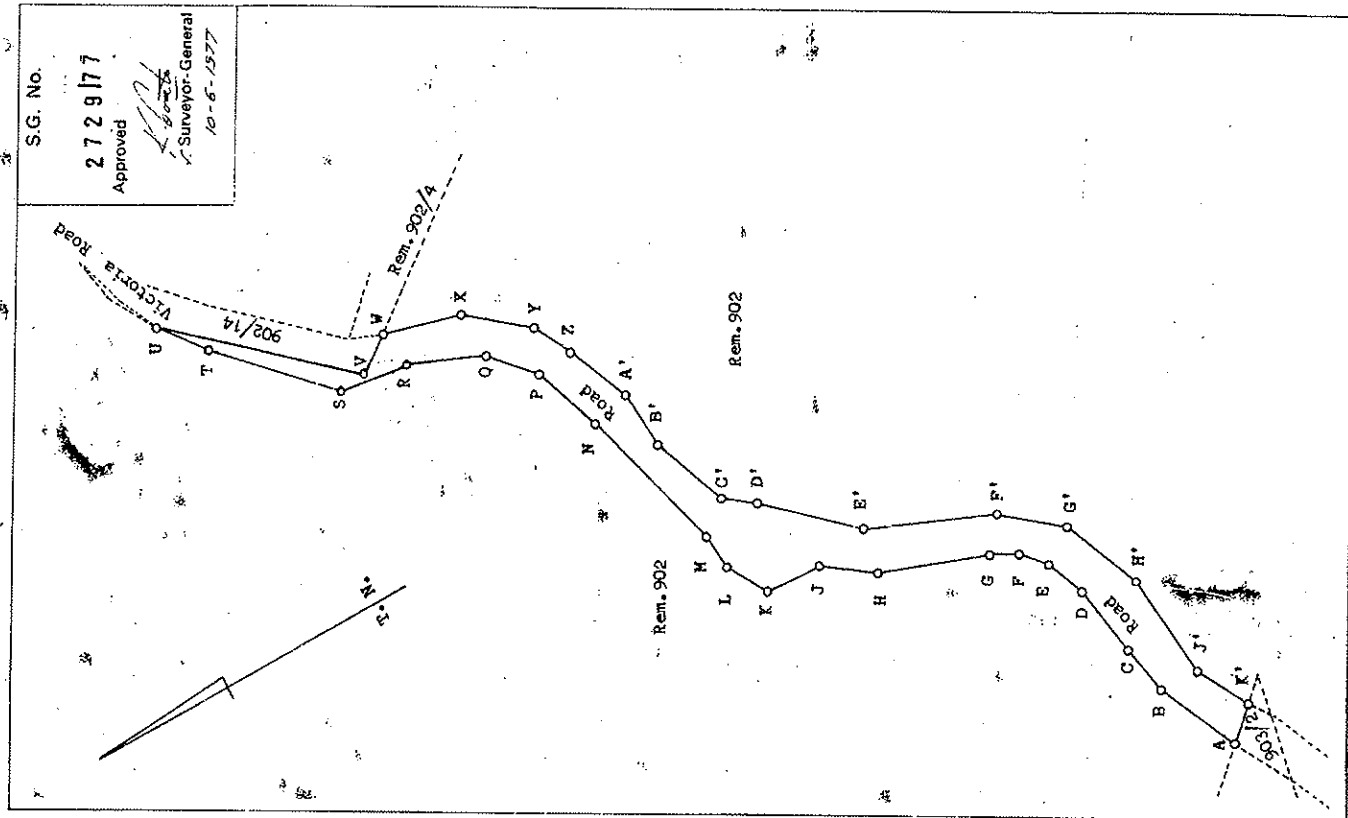
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No CE
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SIDES Metres	ANGLES OF DIRECTION	CO-ORDINATES	
		Y	X
	Constant	0,00	+ 3700,000,00
AB	73,38	+ 59 850,31	+ 62 224,54
BC	41,46	+ 59 784,55	+ 62 191,57
CD	59,36	+ 59 744,13	+ 62 182,72
DE	35,49	+ 59 685,97	+ 62 170,82
EF	25,86	+ 59 653,35	+ 62 156,84
FG	26,90	+ 59 634,78	+ 62 138,85
GH	91,20	+ 59 621,92	+ 62 115,22
HJ	47,62	+ 59 592,01	+ 62 029,06
JK	46,05	+ 59 564,46	+ 61 990,22
KL	41,02	+ 59 561,92	+ 61 944,24
LM	28,43	+ 59 526,97	+ 61 922,76
NN	127,76	+ 59 498,62	+ 61 920,65
NP	59,13	+ 59 376,76	+ 61 882,29
PQ	47,08	+ 59 321,60	+ 61 860,98
QR	66,02	+ 59 286,41	+ 61 829,71
RS	58,42	+ 59 171,19	+ 61 629,50
ST	115,22	+ 59 252,63	+ 61 711,00
TU	46,82	+ 59 171,19	+ 61 629,50
UV	177,90	+ 59 134,23	+ 61 600,76
VW	36,02	+ 59 251,89	+ 61 734,20
WX	66,88	+ 59 229,76	+ 61 762,62
XY	61,01	+ 59 248,65	+ 61 826,78
YZ	35,80	+ 59 286,15	+ 61 874,91
ZA	56,59	+ 59 317,42	+ 61 892,34
A'B'	47,03	+ 59 368,72	+ 61 916,22
B'C'	66,92	+ 59 415,54	+ 61 920,62
C'D'	29,15	+ 59 477,30	+ 61 946,38
D'E'	89,80	+ 59 495,75	+ 61 968,95
E'F'	110,28	+ 59 526,27	+ 62 035,29
F'G'	59,17	+ 59 597,00	+ 62 137,77
G'H'	71,52	+ 59 634,51	+ 62 183,53
H'J'	88,10	+ 59 699,27	+ 62 213,89
J'K'	47,91	+ 59 786,65	+ 62 225,10
K'A	33,54	+ 59 827,89	+ 62 243,49
	Lions Head	+ 56 418,44	+ 56 332,32
	L.N.2	+ 60 102,96	+ 62 203,37

Description of beacons.
 V- Not beacons.
 All other beacons are 12mm iron pegs.
 The figure A.B.C.D.E.F.G.H.J.K.L.M.N.P.Q.R.S.T.U.V.W.X.Y.Z.A'.B'.C'.D'.E'. represents 3,0353 Ha. of land, being Portion 9 of the Farm Oude Kraal No. 902 Province of Cape of Good Hope.

Administrative District of the Cape.
 Surveyed in December, 1976-March, 1977.
 by *Wynne & Swart*

This diagram is annexed to the original diagram is File No. Cape 902
 No. dated 239/1836 annexed to S.R. No. 2. 707/77
 i.f.o. Transfer/Grant Comp. BH-7DCD (5837)
 No. C.Q.8-35 Registrar of Deeds



S.G. No. 2729177
 Approved
 Surveyor-General
 10-6-1977

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

29 May 1998

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1978 (ACT No. 57
OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declare, by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Ministers of Minerals and Energy; Agriculture; Arts, Culture, Science and Technology and Local Government, Western Cape, and subject to an agreement between the SA National Parks (the Board), the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality, as well as the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

Z. P. JORDAN**Minister of Environmental Affairs and Tourism****SCHEDULE****Municipality of Cape Town**

CT 12713	CT 12715	CT 47808
CT 47809/1	CT 47809/10	CT 4709/11
CT 47809/2	CT 47809/25	CT 47809/26
CT 47809/3	CT 47809/34	CT 47809/37
CT 47809/5	CT 47809/7	CT 47809/8
CT 47809/9	CT 47817	CT 47835
CT 47842	CT 47878	CT 47899

CT 47900	CT 47903	CT 47904
CT 47906	CT 47907	CT 47931
CT 47933	CT 47936	CT 47961
CT 47968	CT 47969	CT 47974
CT 47992	CT 47995	CT 47996
CT 47997	CT 48012	CT 48014
CT 48016	CT 48017	CT 48034
CT 48037	CT 48042	CT 48046
CT 48053	CT 48056	CT 48071
CT 48157	CT 49374	CT 88801
CT 88802	CT 983	CT 984
CT 985	CT 49374	CT 8801/1
CT 8802	CT 983/1	CT 984
CT 985/2	CB 12	CB 2
CB 23	CB 3	CLI 11
FRE 1	FRE 12	FRE 1231
FRE 1242	FRE 1243	FRE 1244
FRE 1245	FRE 1247	FRE 1249
FRE 1250	FRE 1251	FRE 13
FRE 1362	FRE 14	FRE 1412
FRE 1420	FRE 1426	FRE 1429
FRE 182	FRE 2	FRE 3
FRE 4	FRE 512	FRE 728
TBK 1033	TBK 1137	TBK 1140
TBK 1171	TBK 1172	TBK 1173
TBK 1174	TBK 1175	TBK 857
TBK 956	TBK 957	TBK 97
ORA 1996	ORA 1997	ORA 2000/1
ORA 2000/2	ORA 2001	ORA 2002

ORA 2003	ORA 2005	ORA 2009
ORA 2021	ORA 2453	ORA 658
VRE 1139	VRE 1165	VRE 1166
VRE 1179	VRE 1180	VRE 1213
VRE 1815	VRE 2084	VRE 614
CF 1068	CF 850	CF 851
CF 851/1	CF 855	CF 856
CF 857	CF 862	CF 870
CF 897	CF 898	CT 89895
CF 899	CF 900	CF 900/1
CF 902/9	CF 917	VRE 585
CB 1559		

Cape Metropolitan Council

		SCA 770
SCA 790	SCA 791	CF 1000/2
CF 1001	CF 1030	CF 1031
CF 1032	CF 1033	CF 1034
CF 1035	CF 1036	CF 1044/1
CF 1044/3	CF 1048	CF 1049/1
CF 1050	CF 1052/1	CF 1054
CF 1054/1	CF 1056/1	CF 1056/2
CF 1056/3	CF 1056/4	CF 1056/5
CF 1056/6	CF 1057	CF 1058
CF 1058	CF 1059	CF 983/1

South Peninsula Municipality

CT 84812	CT 85247	CT 85540
CT 86244	CT 86245	CT 86246
CT 86247	CT 86248	CT 86249
CT 86250	CT 86251	CT 86252
CT 86253	CT 86254	CT 86255
CT 86256	CT 86257	CT 86258
CT 86266	CT 86273	CT 86333
CT 86334	CT 86335	CT 86336
CT 86337	CT 86338	CT 86339
CT 86340	CT 86341	CT 86342
CT 86343	CT 86344	CT 86345
CT 86359	CT 86360	CT 86361
CT 86362	CT 86373	CT 86376
CT 86377	CT 86378	CT 86394
CT 86395	CT 86398	CT 86420
CT 86913	CT 88291	CT 88354
CT 88369	CT 88370	CT 88371
CT 88372	CT 88411	CT 88412
CT 88413	CT 88414	CT 88415
CT 88416	CT 88417	CT 88420
CT 88421	CT 88422	CT 88423
CT 88424	CT 88425	CT 88426
CT 88427	CT 88461	CT 88488
CT 88489	CT 88492	CT 88526
CT 88530	CT 88533	CT 88755
CT 88756	CT 88764	CT 88772
CT 88801/1	CT 88802	CT 89896

CT 90138	CT 90178	CT 90179
CT 90180	CT 90181	CT 90182
CT 90183	CT 90184	CT 90185
CT 90186	CT 90187	CT 90188
CT 90189	CT 90191	CT 90192
CT 90193	CT 90194	CT 90195
CT 90196	CT 90198	CT 90199
CT 90200	CT 90201	CT 90202
CT 90203	CT 90216	CT 90217
CT 90219	CT 90220	CT 90221
CT 90222	CT 90223	CT 90224
CT 90225	CT 90226	CT 90227
CT 90228/1	CT 90228/2	CT 90229
CT 90242	CT 90243	CT 90303
CT 93290	CT 93659	CON 1069
CON 1119	CON 4665	CON 4669
HB 1430	HB 1457	HB 1478
HB 1516	HB 1734	HB 1737
HB 1749	HB 1756	HB 1762
HB 1771	HB 1772	HB 1773
HB 1774	HB 1776	HB 1778
HB 1779	HB 1780	HB 1481
HB 1782	HB 1784	HB 1786
HB 1847	HB 2023	HB 2029
HB 2054	HB 2069	HB 2079
HB 2286	HB 2383	HB 2530
HB 2736	HB 2939	HB 2959
HB 2977	HB 3079	HB 3209
HB 3441	HB 3442	HB 3558

HB 3559	HB 3560	HB 3720
HB 4015	HB 4703	HB 4930
FH 12050	FH 12193	FH 7000
FH 8422	FH 8563	FH 8564
FH 8611	S'T (ROAD RESERVE)	S'T 1312
S'T 2010	S'T 2011	S'T 2402
S'T 2510	S'T 2577	S'T 4067
S'T 516	S'T 517/0/1	S'T 518
S'T 519	S'T 520	S'T 521
S'T 522	S'T 523	S'T 524
S'T 531	S'T 533	S'T 534
S'T 535	S'T 536	S'T 538
S'T 540	S'T 541	S'T 542
S'T 608	S'T 693	S'T 2060
OV 681	N 937	CF 1023
CF 1051/1	CF 1130/2	CF 1130/4
CF 1134	FH 12053	CF 1368
CF 914	CF 917	CF 921
CF 923/1	CF 923/2	CF 923/3
CF 923/4	CF 923/5	CF 923/6
CF 924	CF 926	CF 927
CF 927/3	CF 927/4	CF 948/1
CF 948/7	CF 948/7	CF 953/26
CF 955	CF 963/2	CF 971/2
CF 977/1	CF 979/2	CF 979/3
CF 983/6	CF 985/2	CF 994
CF 948/9	CF 1368	CF 940/4

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

municipalities *Documents*

**HEADS OF AGREEMENT IN RESPECT OF
THE ALLOCATION OF LOCAL AUTHORITY LAND
IN THE CAPE PENINSULA PROTECTED NATURAL ENVIRONMENT
FOR THE PURPOSE OF
ESTABLISHING A NATIONAL PARK**

entered into between

CAPE METROPOLITAN COUNCIL

and

CAPE TOWN MUNICIPALITY

and

SOUTH PENINSULA MUNICIPALITY

and

SOUTH AFRICAN NATIONAL PARKS

Prepared by:

Syfret Godlonton-Fuller Moore Inc
Per : D Waddilove
11th Floor Waldorf Bldg
80 St George's Mall
Cape Town
Tel : 247030
Fax : 242346

1. PRELIMINARY

- 1.1 Clause headings are inserted for the sake of convenience only and shall not be read for the purposes of interpreting any provision of this Agreement.
- 1.2 Save where the context clearly indicates the contrary, any expression in this Agreement which refers to
- 1.2.1 a gender, shall include the other gender;
- 1.2.2 the singular shall include the plural and vice versa
- 1.3 Any reference in this Agreement to any legislation, regulation or other statutory provision shall be read as being reference to such legislation, regulation or statutory provision as currently enacted, and to any future amending or substituted legislation, regulation or statutory provision.

2. DEFINITIONS

In this Agreement, and the Schedules attached thereto, and unless the context clearly indicates a contrary intention :

- 2.1 "the Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof;
- 2.2 "the Affected Area" shall mean the site, dwelling and outbuildings which are being utilized by the **OWNERS** being that portion of the Property defined on the survey diagram attached as Schedule A, as the figure ABCDEFGHIJKL of 27859m² in extent, in addition to a triangle of land to the north east of the tarred servitude road marked as parking area and shown on the insert of the deed diagram of Cape Farm 992 on Schedule A;
- 2.3 "the Non-Affected Area" shall mean that portion of the Property which is not included in the "Affected Area";
- 2.4 "the Agreement" shall mean this Agreement with Management Plan and any annexures thereto which have been signed by both Parties;
- 2.5 "the Beneficiary" shall mean such person, or body, which may have obtained servitude on other rights over the Property by means of an agreement other than this Agreement;
- 2.6 "the Board" shall mean the National Parks Board established in terms of the Act;

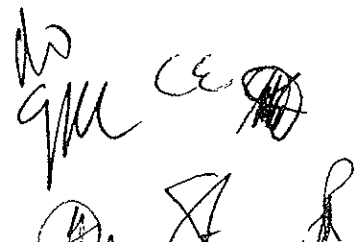
"Relevant local authority" shall mean that local authority in whom, in the absence of this agreement, the land would otherwise vest or, in the absence of this agreement would otherwise exercise the power or function referred to in this agreement;

"Restructuring agreements" shall mean those agreements concluded in terms of section 10C(4) of the Local Government Transition Act in respect of the Cape Metropolitan Area, and relating firstly to Staff, secondly to Assets and Liabilities, and thirdly to Functions, Powers and Duties.

3. LAND

3.1 The following land shall form the subject matter of this agreement:

- i. The properties contained in Schedule D to this agreement;
- ii. Unless otherwise agreed between the South African National Parks and the relevant local authority, those properties contained in Schedule B to this agreement with the exception of those parts upon which is located local authority infrastructure and which is necessary for the provision of services and the exercise of functions remaining the responsibility of that local authority or which that local authority reasonably requires for the provision of services and the exercise of its functions;
- iii. Those portions of the properties contained in Schedule C to this agreement which are located within the existing boundaries of the CPPNE and such further portions as may be located outside the boundaries of the CPPNE but which have been identified for inclusion in the national park;

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- iv. The South African National Parks shall forthwith compile specifications acceptable to all parties and thereafter call for tenders for the survey of all the portions of the properties contained in Schedules B and C to be excluded from the park and for the transfer of the land sold in terms of this agreement.

3.2 It is recorded that:

- i. Notwithstanding the provisions of this agreement, the Cape Metropolitan Council shall retain the use of the Buffelsbay cottage in the Cape of Good Hope Nature Reserve which it shall maintain at its own cost;
- ii. The properties contained in Schedule A to this agreement shall be subject to further negotiation between the South African National Parks and the relevant local authority. Until agreement is reached between the South African National Parks and the relevant local authority in respect of each property listed in Schedule A, that property shall not be proclaimed a national park, whether in terms of either section 2C, section 2B(1)(b) or other provision of the Act.

4. OBJECT OF THIS AGREEMENT

Subject to the further provisions and conditions of this agreement, the local authorities hereby transfer to the South African National Parks as a going concern their respective conservation management functions on the land. In furtherance of this objective, the local authorities hereby do the following:

- 4.1 From the effective date, transfer to the South African National Parks control of the land;

[Handwritten signatures and initials]

- 4.2 From the effective date, transfer to the South African National Parks all assets, including but not limited to the movables listed in Schedule E to this agreement, liabilities, rights and obligations associated with their respective conservation management functions. The local authorities shall each advise the South African National Parks in writing by no later than 1 May 1998 of the liabilities to be transferred in terms hereof;
- 4.3 From the effective date, transfer to the South African National Parks all staff associated with their respective conservation management functions, which staff, together with their respective current job titles, are listed in Schedule F to this agreement;
- 4.4 Sell the land lock, stock and barrel to the South African National Parks. Insofar as the sale and transfer of a property to the South African National Parks, subject to the provisions of this agreement, may be ultra vires the powers of the South African National Parks, such sale and transfer shall be deemed to be conditionally suspensive upon the taking of such steps as may be necessary to render the sale and transfer intra vires;
- 4.5. Unless otherwise agreed between the South African National Parks and the relevant local authority, ownership of a property contained in Schedule B or C shall not be transferred to the South African National Parks until the portion to be excluded has been surveyed and subdivided out of the property;
- 4.6 Until such time as the suspensive conditions are satisfied and the land has been proclaimed as a national park in terms of section 2C of the Act and included in Schedule 1 to the Act, the local authorities lease to the South African National Parks the properties contained in Schedule D in its entirety, those properties contained in Schedule B, with the exception of that infrastructure located on the properties which is required by the relevant authorities for the exercise of those

NO
gm CE
DA S R

functions remaining their respective responsibility and, after survey, those parts of the properties listed in Schedule C which are to be included in the national park.

- 4.7. The lease shall commence on the effective date and shall continue until transfer is effected or expiry of a period of 99 years, whichever be the sooner, and shall, at the option of any of the parties, be registered in the Deeds Registry. The provisions of this agreement shall apply mutatis mutandis to such lease.

5. CONSIDERATION

- 5.1 From the effective date until date of termination of the lease, the South African National Parks shall pay to the relevant local authority an amount of R100,00 as consideration for the rental of the land, such payment to be effected upon expiry of the lease period.
- 5.2 Upon transfer of the land from each of the relevant local authorities to the South African National Parks, the South African National Parks shall pay to the relevant local authority an amount of R100,00, being the purchase price of all the land so transferred.
- 5.3 There shall be no consideration payable by the South African National Parks for the transfer to them of the conservation management functions or the associated staff, assets, liabilities, rights and obligations.

6. EFFECTIVE DATE

- 6.1. Upon the effective date the relevant local authorities shall cease their function of conservation management of the land, which shall include the management of the tourism and recreation function thereon, and

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7.3. The proclamation of the land as a national park in terms of section 2C of the Act shall be effected as soon as possible after transfer of the land to the South African National Parks.

7.4. Unless otherwise agreed between the South African National Parks and the relevant local authority, a property contained in Schedule B or C shall not be proclaimed a national park in terms of Section 2C until the portion to be excluded has been surveyed and sub-divided out of the property.

8. SERVITUDES

The lease and subsequent sale and transfer of the land from the local authorities to the South African National Parks shall be subject to such existing and future servitudes, rights of way or other restrictions necessary to afford the relevant local authority access to and management and maintenance of municipal infrastructure on the land for the provision of services and exercise of functions remaining the responsibility of that local authority, including the supply of water to the Cape metropolitan area.

9. FUTURE FUNDING

9.1. Each of the local authorities shall, for a period of five years from the effective date, as a contribution towards to the management and maintenance costs of the park, annually pay to the South African National Parks the following amounts:

- i. Cape Metropolitan Council - R4 000 000.00 which amount, on the anniversary of the effective date, shall escalate by an amount in proportion to the Consumer Price Index;
- ii. South Peninsula Municipality - R1 400 000.00;
- iii. Cape Town City Council - R4 700 000.00.

MO
gmc
CE
P
R

- ii. In the absence of such scrutiny and compliance or recommended waiver of compliance the South African National Parks shall not proceed with the building works or allow such works to proceed;
- iii. The South African National Parks shall ensure that all buildings are erected in accordance with the plans as scrutinised by the relevant local authority.

15.4 It is recorded that the provisions of this clause shall not apply to land within the park, other than land forming the subject matter of this agreement, insofar as it may be ultra vires the Act to proclaim that other land to be a national park and include it in the land defined in Schedule 1 to the Act whilst the provisions of this clause apply.

16. ROADS

16.1 The South African National Parks shall be responsible for the management and maintenance of existing and future private roads and closed roads upon the land.

16.2 Unless otherwise agreed in regard to specific parts thereof, the relevant local authority or other organ of state shall be responsible for the maintenance of public roads and statutory road reserves within the future national park. It is recorded that within the road reserves the provisions of the Road Traffic Act, No 29 of 1989, the Urban Transport Act No 78 of 1977, the Roads Ordinance No 19 of 1976, including all applicable regulations, policy documents and manuals, and other relevant legislation shall apply.

16.3 Insofar as it is reasonable and necessary in the future for the sake of effecting work on roads remaining the responsibility of the local authorities or remedial work associated with such roads, the South African National Parks shall allow the relevant local authority to temporarily encroach on the land abutting on the road reserve.

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16.4 In the event of a part of the land being necessary in the future for the establishment by the local authorities of a new public road or the widening or protection of an existing public road, such part of the land shall be made available free of compensation by the South African National Parks to the relevant authority. The South African National Parks shall use its best endeavours to secure the deproclamation as a national park of the land to be made available in terms of this clause, insofar as it may be necessary to have that land deproclaimed.

17. ACCESS CHARGES

17.1 The South African National Parks shall obtain the prior written consent of the relevant local authority to the levying of charges by the South African National Parks for access by members of the public to those areas of the land where access is currently allowed by the relevant local authority at no charge.

17.2 Recommendations regarding the levying of charges at entry points to the land where an access fee is currently charged shall be referred to the National Park Committee for consideration and recommendation to the South African National Parks.

18. RATES AND TAXES

Save insofar as it may be precluded from doing so by the provisions of the Act, the relevant local authority shall be entitled to levy and collect within the park all rates, taxes or like imposts to which it is in law entitled.

Handwritten notes and signatures:
No
gmu
CE
SA
B

OFFICE COPY
KANTO...
No. 2 6 7 5 / 6 1

Approved
P. D. ...
Surveyor-General, etc.

SIDES Feet	ANGLES OF DIRECTION	SYSTEM OF COORDINATES	
		X	Y
64.33	Const.	173500	1193000
553.36	225 37.0	2337.87	1258.24
104.81	295 23 10 26	2587.16	1259.94
153.69	291.12 20 07	2820.67	207.58
142.81	298 24 30 07	3055.51	2173.72
138.02	274.12 40 40	3245.41	2173.43
181.75	260.53 40 40	3401.09	2173.43
150.93	275.3 30 09	3504.98	2173.43
181.75	265 10 50 74	3635.26	2173.02
150.93	295 25 30 47	3751.95	2173.02
150.93	370.29 10 17	3855.92	2173.02
150.93	347.41 50 47	3955.92	2173.02
150.93	324.24 10 17	4055.92	2173.02
350.34	150.25 10 07	4155.92	2173.02
178.46	125.25 10 07	4255.92	2173.02
171.73	125.25 10 07	4355.92	2173.02
151.45	115.18 10 07	4455.92	2173.02
151.45	105.10 50 07	4555.92	2173.02
151.45	85.55 40 17	4655.92	2173.02
151.45	65.12 50 17	4755.92	2173.02
151.45	44.74 50 17	4855.92	2173.02
151.45	24.44 50 17	4955.92	2173.02
378.77	115.25 10 07	5055.92	2173.02
1127.04	226.37 0 07	5155.92	2173.02
550.23	167.41 50 47	5255.92	2173.02

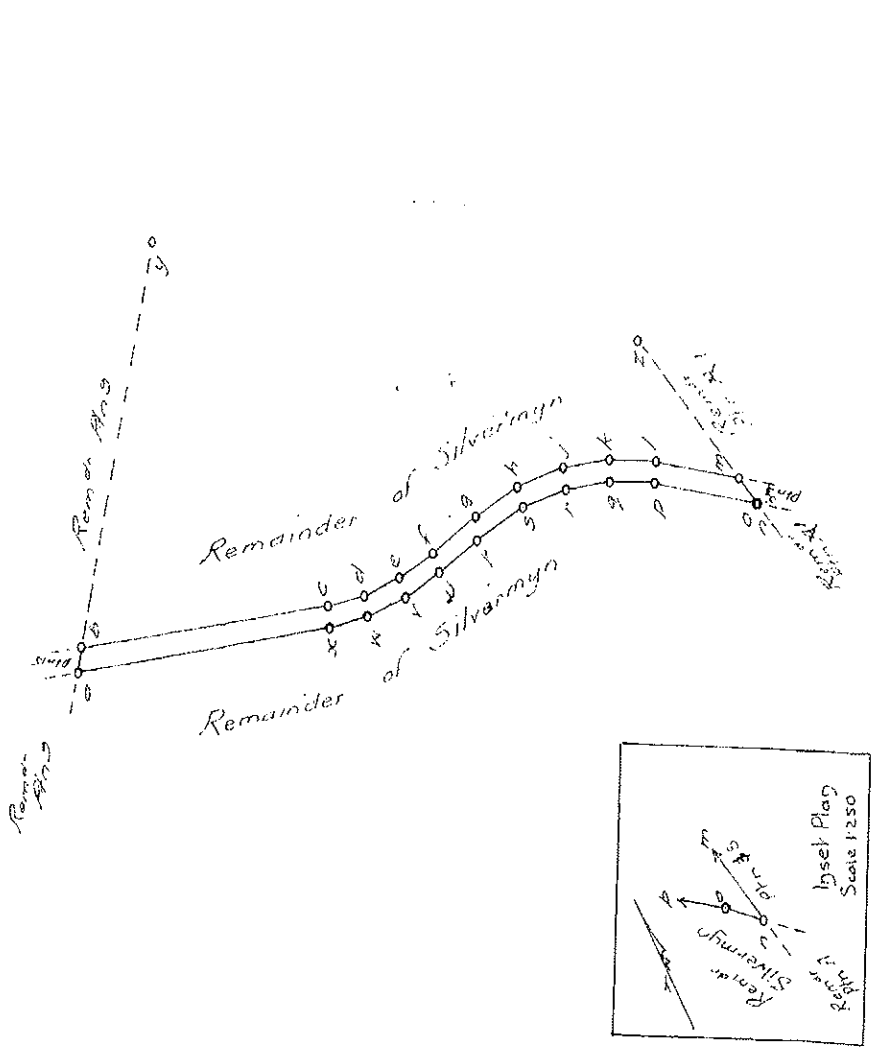
Locations of ...
Section fence standard
Section fence standard in cement
Section fence standard in cement
by ...
1/4" Pipe in earth

Portion ...
of the farm
No. 823
CAPE

Scale 1:5000
The figure ...
represents 18500 Morgen
of the farm Silvermyn
of land being Briton &

State of Noordhoek
Division of Cape
Surveyed in Sept. 1900 by ...
Province of Cape of Good Hope
Land Surveyors

The diagram is annexed to
S.T. 5827/1562
The original diagram is
No. 1211/1913
S.R. No. E 406/161
C.T. Sheet 16
M-18DC
M 3524



**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

29 May 1998

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1978 (ACT No. 57
OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declare, by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Ministers of Minerals and Energy; Agriculture; Arts, Culture, Science and Technology and Local Government, Western Cape, and subject to an agreement between the SA National Parks (the Board), the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality, as well as the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

Z. P. JORDAN**Minister of Environmental Affairs and Tourism****SCHEDULE****Municipality of Cape Town**

CT 12713	CT 12715	CT 47808
CT 47809/1	CT 47809/10	CT 4709/11
CT 47809/2	CT 47809/25	CT 47809/26
CT 47809/3	CT 47809/34	CT 47809/37
CT 47809/5	CT 47809/7	CT 47809/8
CT 47809/9	CT 47817	CT 47835
CT 47842	CT 47878	CT 47899

CT 47900	CT 47903	CT 47904
CT 47906	CT 47907	CT 47931
CT 47933	CT 47936	CT 47961
CT 47968	CT 47969	CT 47974
CT 47992	CT 47995	CT 47996
CT 47997	CT 48012	CT 48014
CT 48016	CT 48017	CT 48034
CT 48037	CT 48042	CT 48046
CT 48053	CT 48056	CT 48071
CT 48157	CT 49374	CT 88801
CT 88802	CT 983	CT 984
CT 985	CT 49374	CT 8801/1
CT 8802	CT 983/1	CT 984
CT 985/2	CB 12	CB 2
CB 23	CB 3	CLI 11
FRE 1	FRE 12	FRE 1231
FRE 1242	FRE 1243	FRE 1244
FRE 1245	FRE 1247	FRE 1249
FRE 1250	FRE 1251	FRE 13
FRE 1362	FRE 14	FRE 1412
FRE 1420	FRE 1426	FRE 1429
FRE 182	FRE 2	FRE 3
FRE 4	FRE 512	FRE 728
TBK 1033	TBK 1137	TBK 1140
TBK 1171	TBK 1172	TBK 1173
TBK 1174	TBK 1175	TBK 857
TBK 956	TBK 957	TBK 97
ORA 1996	ORA 1997	ORA 2000/1
ORA 2000/2	ORA 2001	ORA 2002

ORA 2003	ORA 2005	ORA 2009
ORA 2021	ORA 2453	ORA 658
VRE 1139	VRE 1165	VRE 1166
VRE 1179	VRE 1180	VRE 1213
VRE 1815	VRE 2084	VRE 614
CF 1068	CF 850	CF 851
CF 851/1	CF 855	CF 856
CF 857	CF 862	CF 870
CF 897	CF 898	CT 89895
CF 899	CF 900	CF 900/1
CF 902/9	CF 917	VRE 585
CB 1559		

Cape Metropolitan Council

		SCA 770
SCA 790	SCA 791	CF 1000/2
CF 1001	CF 1030	CF 1031
CF 1032	CF 1033	CF 1034
CF 1035	CF 1036	CF 1044/1
CF 1044/3	CF 1048	CF 1049/1
CF 1050	CF 1052/1	CF 1054
CF 1054/1	CF 1056/1	CF 1056/2
CF 1056/3	CF 1056/4	CF 1056/5
CF 1056/6	CF 1057	CF 1058
CF 1058	CF 1059	CF 983/1

South Peninsula Municipality

CT 84812	CT 85247	CT 85540
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CT 86247	CT 86248	CT 86249
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CT 88421	CT 88422	CT 88423
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CT 90138	CT 90178	CT 90179
CT 90180	CT 90181	CT 90182
CT 90183	CT 90184	CT 90185
CT 90186	CT 90187	CT 90188
CT 90189	CT 90191	CT 90192
CT 90193	CT 90194	CT 90195
CT 90196	CT 90198	CT 90199
CT 90200	CT 90201	CT 90202
CT 90203	CT 90216	CT 90217
CT 90219	CT 90220	CT 90221
CT 90222	CT 90223	CT 90224
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S'T 519	S'T 520	S'T 521
S'T 522	S'T 523	S'T 524
S'T 531	S'T 533	S'T 534
S'T 535	S'T 536	S'T 538
S'T 540	S'T 541	S'T 542
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CF 948/7	CF 948/7	CF 953/26
CF 955	CF 963/2	CF 971/2
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CF 948/9	CF 1368	CF 940/4

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

Municipalities Agreement

**HEADS OF AGREEMENT IN RESPECT OF
THE ALLOCATION OF LOCAL AUTHORITY LAND
IN THE CAPE PENINSULA PROTECTED NATURAL ENVIRONMENT
FOR THE PURPOSE OF
ESTABLISHING A NATIONAL PARK**

entered into between

CAPE METROPOLITAN COUNCIL

and

CAPE TOWN MUNICIPALITY

and

SOUTH PENINSULA MUNICIPALITY

and

SOUTH AFRICAN NATIONAL PARKS

Prepared by:

Syfret Godlonton-Fuller Moore Inc
Per : D Waddilove
11th Floor Waldorf Bldg
80 St George's Mall
Cape Town
Tel : 247030
Fax : 242346

1. PRELIMINARY

- 1.1 Clause headings are inserted for the sake of convenience only and shall not be read for the purposes of interpreting any provision of this Agreement.
- 1.2 Save where the context clearly indicates the contrary, any expression in this Agreement which refers to
- 1.2.1 a gender, shall include the other gender;
- 1.2.2 the singular shall include the plural and vice versa
- 1.3 Any reference in this Agreement to any legislation, regulation or other statutory provision shall be read as being reference to such legislation, regulation or statutory provision as currently enacted, and to any future amending or substituted legislation, regulation or statutory provision.

2. DEFINITIONS

In this Agreement, and the Schedules attached thereto, and unless the context clearly indicates a contrary intention :

- 2.1 "the Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof;
- 2.2 "the Affected Area" shall mean the site, dwelling and outbuildings which are being utilized by the **OWNERS** being that portion of the Property defined on the survey diagram attached as Schedule A, as the figure ABCDEFGHIJKL of 27859m² in extent, in addition to a triangle of land to the north east of the tarred servitude road marked as parking area and shown on the insert of the deed diagram of Cape Farm 992 on Schedule A;
- 2.3 "the Non-Affected Area" shall mean that portion of the Property which is not included in the "Affected Area";
- 2.4 "the Agreement" shall mean this Agreement with Management Plan and any annexures thereto which have been signed by both Parties;
- 2.5 "the Beneficiary" shall mean such person, or body, which may have obtained servitude on other rights over the Property by means of an agreement other than this Agreement;
- 2.6 "the Board" shall mean the National Parks Board established in terms of the Act;

"Relevant local authority" shall mean that local authority in whom, in the absence of this agreement, the land would otherwise vest or, in the absence of this agreement would otherwise exercise the power or function referred to in this agreement;

"Restructuring agreements" shall mean those agreements concluded in terms of section 10C(4) of the Local Government Transition Act in respect of the Cape Metropolitan Area, and relating firstly to Staff, secondly to Assets and Liabilities, and thirdly to Functions, Powers and Duties.

3. LAND

3.1 The following land shall form the subject matter of this agreement:

- i. The properties contained in Schedule D to this agreement;
- ii. Unless otherwise agreed between the South African National Parks and the relevant local authority, those properties contained in Schedule B to this agreement with the exception of those parts upon which is located local authority infrastructure and which is necessary for the provision of services and the exercise of functions remaining the responsibility of that local authority or which that local authority reasonably requires for the provision of services and the exercise of its functions;
- iii. Those portions of the properties contained in Schedule C to this agreement which are located within the existing boundaries of the CPPNE and such further portions as may be located outside the boundaries of the CPPNE but which have been identified for inclusion in the national park;

Handwritten signatures and initials:
A large signature on the left, followed by the initials "CE" and a circled mark. Below these are several other initials and marks, including a large "X" and a signature that appears to be "R".

- iv. The South African National Parks shall forthwith compile specifications acceptable to all parties and thereafter call for tenders for the survey of all the portions of the properties contained in Schedules B and C to be excluded from the park and for the transfer of the land sold in terms of this agreement.

3.2 It is recorded that:

- i. Notwithstanding the provisions of this agreement, the Cape Metropolitan Council shall retain the use of the Buffelsbay cottage in the Cape of Good Hope Nature Reserve which it shall maintain at its own cost;
- ii. The properties contained in Schedule A to this agreement shall be subject to further negotiation between the South African National Parks and the relevant local authority. Until agreement is reached between the South African National Parks and the relevant local authority in respect of each property listed in Schedule A, that property shall not be proclaimed a national park, whether in terms of either section 2C, section 2B(1)(b) or other provision of the Act.

4. OBJECT OF THIS AGREEMENT

Subject to the further provisions and conditions of this agreement, the local authorities hereby transfer to the South African National Parks as a going concern their respective conservation management functions on the land. In furtherance of this objective, the local authorities hereby do the following:

- 4.1 From the effective date, transfer to the South African National Parks control of the land;

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- 4.2 From the effective date, transfer to the South African National Parks all assets, including but not limited to the movables listed in Schedule E to this agreement, liabilities, rights and obligations associated with their respective conservation management functions. The local authorities shall each advise the South African National Parks in writing by no later than 1 May 1998 of the liabilities to be transferred in terms hereof;
- 4.3 From the effective date, transfer to the South African National Parks all staff associated with their respective conservation management functions, which staff, together with their respective current job titles, are listed in Schedule F to this agreement;
- 4.4 Sell the land lock, stock and barrel to the South African National Parks. Insofar as the sale and transfer of a property to the South African National Parks, subject to the provisions of this agreement, may be ultra vires the powers of the South African National Parks, such sale and transfer shall be deemed to be conditionally suspensive upon the taking of such steps as may be necessary to render the sale and transfer intra vires;
- 4.5. Unless otherwise agreed between the South African National Parks and the relevant local authority, ownership of a property contained in Schedule B or C shall not be transferred to the South African National Parks until the portion to be excluded has been surveyed and subdivided out of the property;
- 4.6 Until such time as the suspensive conditions are satisfied and the land has been proclaimed as a national park in terms of section 2C of the Act and included in Schedule 1 to the Act, the local authorities lease to the South African National Parks the properties contained in Schedule D in its entirety, those properties contained in Schedule B, with the exception of that infrastructure located on the properties which is required by the relevant authorities for the exercise of those

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functions remaining their respective responsibility and, after survey, those parts of the properties listed in Schedule C which are to be included in the national park.

- 4.7. The lease shall commence on the effective date and shall continue until transfer is effected or expiry of a period of 99 years, whichever be the sooner, and shall, at the option of any of the parties, be registered in the Deeds Registry. The provisions of this agreement shall apply mutatis mutandis to such lease.

5. CONSIDERATION

- 5.1 From the effective date until date of termination of the lease, the South African National Parks shall pay to the relevant local authority an amount of R100,00 as consideration for the rental of the land, such payment to be effected upon expiry of the lease period.
- 5.2 Upon transfer of the land from each of the relevant local authorities to the South African National Parks, the South African National Parks shall pay to the relevant local authority an amount of R100,00, being the purchase price of all the land so transferred.
- 5.3 There shall be no consideration payable by the South African National Parks for the transfer to them of the conservation management functions or the associated staff, assets, liabilities, rights and obligations.

6. EFFECTIVE DATE

- 6.1. Upon the effective date the relevant local authorities shall cease their function of conservation management of the land, which shall include the management of the tourism and recreation function thereon, and

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7.3. The proclamation of the land as a national park in terms of section 2C of the Act shall be effected as soon as possible after transfer of the land to the South African National Parks.

7.4. Unless otherwise agreed between the South African National Parks and the relevant local authority, a property contained in Schedule B or C shall not be proclaimed a national park in terms of Section 2C until the portion to be excluded has been surveyed and sub-divided out of the property.

8. SERVITUDES

The lease and subsequent sale and transfer of the land from the local authorities to the South African National Parks shall be subject to such existing and future servitudes, rights of way or other restrictions necessary to afford the relevant local authority access to and management and maintenance of municipal infrastructure on the land for the provision of services and exercise of functions remaining the responsibility of that local authority, including the supply of water to the Cape metropolitan area.

9. FUTURE FUNDING

9.1. Each of the local authorities shall, for a period of five years from the effective date, as a contribution towards to the management and maintenance costs of the park, annually pay to the South African National Parks the following amounts:

- i. Cape Metropolitan Council - R4 000 000.00 which amount, on the anniversary of the effective date, shall escalate by an amount in proportion to the Consumer Price Index;
- ii. South Peninsula Municipality - R1 400 000.00;
- iii. Cape Town City Council - R4 700 000.00.

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- ii. In the absence of such scrutiny and compliance or recommended waiver of compliance the South African National Parks shall not proceed with the building works or allow such works to proceed;
- iii. The South African National Parks shall ensure that all buildings are erected in accordance with the plans as scrutinised by the relevant local authority.

15.4 It is recorded that the provisions of this clause shall not apply to land within the park, other than land forming the subject matter of this agreement, insofar as it may be ultra vires the Act to proclaim that other land to be a national park and include it in the land defined in Schedule 1 to the Act whilst the provisions of this clause apply.

16. ROADS

16.1 The South African National Parks shall be responsible for the management and maintenance of existing and future private roads and closed roads upon the land.

16.2 Unless otherwise agreed in regard to specific parts thereof, the relevant local authority or other organ of state shall be responsible for the maintenance of public roads and statutory road reserves within the future national park. It is recorded that within the road reserves the provisions of the Road Traffic Act, No 29 of 1989, the Urban Transport Act No 78 of 1977, the Roads Ordinance No 19 of 1976, including all applicable regulations, policy documents and manuals, and other relevant legislation shall apply.

16.3 Insofar as it is reasonable and necessary in the future for the sake of effecting work on roads remaining the responsibility of the local authorities or remedial work associated with such roads, the South African National Parks shall allow the relevant local authority to temporarily encroach on the land abutting on the road reserve.

PA 9/11/89

16.4 In the event of a part of the land being necessary in the future for the establishment by the local authorities of a new public road or the widening or protection of an existing public road, such part of the land shall be made available free of compensation by the South African National Parks to the relevant authority. The South African National Parks shall use its best endeavours to secure the deproclamation as a national park of the land to be made available in terms of this clause, insofar as it may be necessary to have that land deproclaimed.

17. ACCESS CHARGES

17.1 The South African National Parks shall obtain the prior written consent of the relevant local authority to the levying of charges by the South African National Parks for access by members of the public to those areas of the land where access is currently allowed by the relevant local authority at no charge.

17.2 Recommendations regarding the levying of charges at entry points to the land where an access fee is currently charged shall be referred to the National Park Committee for consideration and recommendation to the South African National Parks.

18. RATES AND TAXES

Save insofar as it may be precluded from doing so by the provisions of the Act, the relevant local authority shall be entitled to levy and collect within the park all rates, taxes or like imposts to which it is in law entitled.

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**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

29 May 1998

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1978 (ACT No. 57
OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declare, by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Ministers of Minerals and Energy; Agriculture; Arts, Culture, Science and Technology and Local Government, Western Cape, and subject to an agreement between the SA National Parks (the Board), the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality, as well as the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

Z. P. JORDAN**Minister of Environmental Affairs and Tourism****SCHEDULE****Municipality of Cape Town**

CT 12713	CT 12715	CT 47808
CT 47809/1	CT 47809/10	CT 4709/11
CT 47809/2	CT 47809/25	CT 47809/26
CT 47809/3	CT 47809/34	CT 47809/37
CT 47809/5	CT 47809/7	CT 47809/8
CT 47809/9	CT 47817	CT 47835
CT 47842	CT 47878	CT 47899

CT 47900	CT 47903	CT 47904
CT 47906	CT 47907	CT 47931
CT 47933	CT 47936	CT 47961
CT 47968	CT 47969	CT 47974
CT 47992	CT 47995	CT 47996
CT 47997	CT 48012	CT 48014
CT 48016	CT 48017	CT 48034
CT 48037	CT 48042	CT 48046
CT 48053	CT 48056	CT 48071
CT 48157	CT 49374	CT 88801
CT 88802	CT 983	CT 984
CT 985	CT 49374	CT 8801/1
CT 8802	CT 983/1	CT 984
CT 985/2	CB 12	CB 2
CB 23	CB 3	CLI 11
FRE 1	FRE 12	FRE 1231
FRE 1242	FRE 1243	FRE 1244
FRE 1245	FRE 1247	FRE 1249
FRE 1250	FRE 1251	FRE 13
FRE 1362	FRE 14	FRE 1412
FRE 1420	FRE 1426	FRE 1429
FRE 182	FRE 2	FRE 3
FRE 4	FRE 512	FRE 728
TBK 1033	TBK 1137	TBK 1140
TBK 1171	TBK 1172	TBK 1173
TBK 1174	TBK 1175	TBK 857
TBK 956	TBK 957	TBK 97
ORA 1996	ORA 1997	ORA 2000/1
ORA 2000/2	ORA 2001	ORA 2002

ORA 2003	ORA 2005	ORA 2009
ORA 2021	ORA 2453	ORA 658
VRE 1139	VRE 1165	VRE 1166
VRE 1179	VRE 1180	VRE 1213
VRE 1815	VRE 2084	VRE 614
CF 1068	CF 850	CF 851
CF 851/1	CF 855	CF 856
CF 857	CF 862	CF 870
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S'T 519	S'T 520	S'T 521
S'T 522	S'T 523	S'T 524
S'T 531	S'T 533	S'T 534
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municipalities *Agreement*

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Prepared by:

Syfret Godlonton-Fuller Moore Inc
Per : D Waddilove
11th Floor Waldorf Bldg
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[Handwritten signatures and initials]

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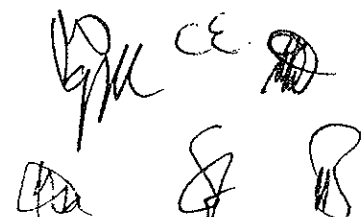
3.2 It is recorded that:

- i. Notwithstanding the provisions of this agreement, the Cape Metropolitan Council shall retain the use of the Buffelsbay cottage in the Cape of Good Hope Nature Reserve which it shall maintain at its own cost;
- ii. The properties contained in Schedule A to this agreement shall be subject to further negotiation between the South African National Parks and the relevant local authority. Until agreement is reached between the South African National Parks and the relevant local authority in respect of each property listed in Schedule A, that property shall not be proclaimed a national park, whether in terms of either section 2C, section 2B(1)(b) or other provision of the Act.

4. OBJECT OF THIS AGREEMENT

Subject to the further provisions and conditions of this agreement, the local authorities hereby transfer to the South African National Parks as a going concern their respective conservation management functions on the land. In furtherance of this objective, the local authorities hereby do the following:

- 4.1 From the effective date, transfer to the South African National Parks control of the land;

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- 4.2 From the effective date, transfer to the South African National Parks all assets, including but not limited to the movables listed in Schedule E to this agreement, liabilities, rights and obligations associated with their respective conservation management functions. The local authorities shall each advise the South African National Parks in writing by no later than 1 May 1998 of the liabilities to be transferred in terms hereof;
- 4.3 From the effective date, transfer to the South African National Parks all staff associated with their respective conservation management functions, which staff, together with their respective current job titles, are listed in Schedule F to this agreement;
- 4.4 Sell the land lock, stock and barrel to the South African National Parks. Insofar as the sale and transfer of a property to the South African National Parks, subject to the provisions of this agreement, may be ultra vires the powers of the South African National Parks, such sale and transfer shall be deemed to be conditionally suspensive upon the taking of such steps as may be necessary to render the sale and transfer intra vires;
- 4.5. Unless otherwise agreed between the South African National Parks and the relevant local authority, ownership of a property contained in Schedule B or C shall not be transferred to the South African National Parks until the portion to be excluded has been surveyed and subdivided out of the property;
- 4.6 Until such time as the suspensive conditions are satisfied and the land has been proclaimed as a national park in terms of section 2C of the Act and included in Schedule 1 to the Act, the local authorities lease to the South African National Parks the properties contained in Schedule D in its entirety, those properties contained in Schedule B, with the exception of that infrastructure located on the properties which is required by the relevant authorities for the exercise of those

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functions remaining their respective responsibility and, after survey, those parts of the properties listed in Schedule C which are to be included in the national park.

4.7. The lease shall commence on the effective date and shall continue until transfer is effected or expiry of a period of 99 years, whichever be the sooner, and shall, at the option of any of the parties, be registered in the Deeds Registry. The provisions of this agreement shall apply mutatis mutandis to such lease.

5. CONSIDERATION

5.1 From the effective date until date of termination of the lease, the South African National Parks shall pay to the relevant local authority an amount of R100,00 as consideration for the rental of the land, such payment to be effected upon expiry of the lease period.

5.2 Upon transfer of the land from each of the relevant local authorities to the South African National Parks, the South African National Parks shall pay to the relevant local authority an amount of R100,00, being the purchase price of all the land so transferred.

5.3 There shall be no consideration payable by the South African National Parks for the transfer to them of the conservation management functions or the associated staff, assets, liabilities, rights and obligations.

6. EFFECTIVE DATE

6.1. Upon the effective date the relevant local authorities shall cease their function of conservation management of the land, which shall include the management of the tourism and recreation function thereon, and



7.3. The proclamation of the land as a national park in terms of section 2C of the Act shall be effected as soon as possible after transfer of the land to the South African National Parks.

7.4. Unless otherwise agreed between the South African National Parks and the relevant local authority, a property contained in Schedule B or C shall not be proclaimed a national park in terms of Section 2C until the portion to be excluded has been surveyed and sub-divided out of the property.

8. SERVITUDES

The lease and subsequent sale and transfer of the land from the local authorities to the South African National Parks shall be subject to such existing and future servitudes, rights of way or other restrictions necessary to afford the relevant local authority access to and management and maintenance of municipal infrastructure on the land for the provision of services and exercise of functions remaining the responsibility of that local authority, including the supply of water to the Cape metropolitan area.

9. FUTURE FUNDING

9.1. Each of the local authorities shall, for a period of five years from the effective date, as a contribution towards to the management and maintenance costs of the park, annually pay to the South African National Parks the following amounts:

- i. Cape Metropolitan Council - R4 000 000.00 which amount, on the anniversary of the effective date, shall escalate by an amount in proportion to the Consumer Price Index;
- ii. South Peninsula Municipality - R1 400 000.00;
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- ii. In the absence of such scrutiny and compliance or recommended waiver of compliance the South African National Parks shall not proceed with the building works or allow such works to proceed;
- iii. The South African National Parks shall ensure that all buildings are erected in accordance with the plans as scrutinised by the relevant local authority.

15.4 It is recorded that the provisions of this clause shall not apply to land within the park, other than land forming the subject matter of this agreement, insofar as it may be ultra vires the Act to proclaim that other land to be a national park and include it in the land defined in Schedule 1 to the Act whilst the provisions of this clause apply.

16. ROADS

16.1 The South African National Parks shall be responsible for the management and maintenance of existing and future private roads and closed roads upon the land.

16.2 Unless otherwise agreed in regard to specific parts thereof, the relevant local authority or other organ of state shall be responsible for the maintenance of public roads and statutory road reserves within the future national park. It is recorded that within the road reserves the provisions of the Road Traffic Act, No 29 of 1989, the Urban Transport Act No 78 of 1977, the Roads Ordinance No 19 of 1976, including all applicable regulations, policy documents and manuals, and other relevant legislation shall apply.

16.3 Insofar as it is reasonable and necessary in the future for the sake of effecting work on roads remaining the responsibility of the local authorities or remedial work associated with such roads, the South African National Parks shall allow the relevant local authority to temporarily encroach on the land abutting on the road reserve.

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16.4 In the event of a part of the land being necessary in the future for the establishment by the local authorities of a new public road or the widening or protection of an existing public road, such part of the land shall be made available free of compensation by the South African National Parks to the relevant authority. The South African National Parks shall use its best endeavours to secure the deproclamation as a national park of the land to be made available in terms of this clause, insofar as it may be necessary to have that land deproclaimed.

17. ACCESS CHARGES

17.1 The South African National Parks shall obtain the prior written consent of the relevant local authority to the levying of charges by the South African National Parks for access by members of the public to those areas of the land where access is currently allowed by the relevant local authority at no charge.

17.2 Recommendations regarding the levying of charges at entry points to the land where an access fee is currently charged shall be referred to the National Park Committee for consideration and recommendation to the South African National Parks.

18. RATES AND TAXES

Save insofar as it may be precluded from doing so by the provisions of the Act, the relevant local authority shall be entitled to levy and collect within the park all rates, taxes or like imposts to which it is in law entitled.

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A large stylized signature 'B' at the top right.
Below it, several initials and signatures including 'GM', 'CE', and 'SA'.

SIDES Metres	ANGLES OF DIRECTION	CO-ORDINATES		
		Y	X	System
	Constant	+ 50 000,00	+ 3760 000,00	
AB	229 07 10	A	8 791,50	+ 9 231,32
BC	316 21 30	B	8 754,03	+ 9 198,88
CD	346 42 30	C	8 738,39	+ 9 215,28
DE	340 11 20	D	8 702,97	+ 9 365,22
EF	46 22 30	E	8 693,00	+ 9 392,90
FG	191 57 30	F	8 757,88	+ 9 454,74
GH	168 52 20	G	8 749,47	+ 9 415,04
HJ	182 45 30	H	8 766,61	+ 9 327,90
JK	97 05 10	J	8 772,71	+ 9 309,21
KL	207 14 40	K	8 772,71	+ 9 308,34
LM	168 26 20	L	8 768,40	+ 9 299,97
MA	151 19 40	M	8 777,03	+ 9 257,78
	10AB8	⊕	8 605,05	+ 9 714,75
	53AB3	⊕	3 933,57	+ 8 921,47

Description of Beacons

- 12mm round iron pegs : A, D, E, J, L, M.
- 12mm round iron pegs in concrete : B, C.
- 12mm drilled holes in rock : G, K.
- 20mm drilled holes in rock : F, H.

Servitude Note :

The lines FG, GH, HJ, JL, LM and MA represent the western edge of a servitude right of way 3,00 metres wide.

The figure ABCDEFGHJKLM represents 1,1358 hectares of land, being

E.R.F. 2736 HOUT BAY

situate in the Local Area of Hout Bay of Cape

Administrative District of Cape Province of Cape of Good Hope.

Surveyed in May - June and August 1991 by me.

P.O'Neill, Land Surveyor

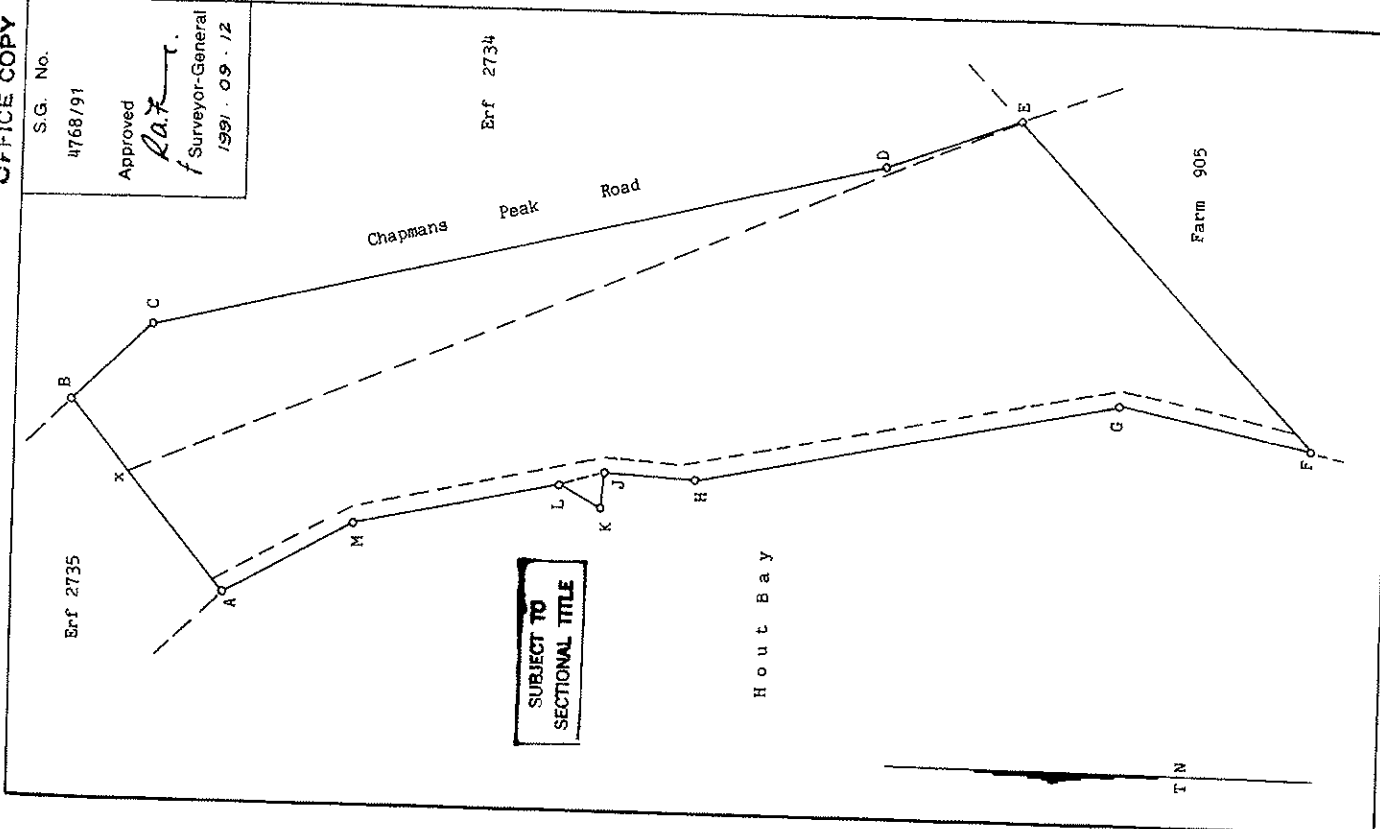
This diagram is annexed to No. 20114/99 dated i.o. Registrar of Deeds 1965-26423

The original diagram is for which this is substituted is No. 5731/1965 annexed to Transfer/Grant No. C.R.I. -26423

File No. S/5327/21 S.R. No. E. 1571/91 Comp. ARNB-42 (M259) Beacons F, G, H, J, K, L, M and A; boundaries FG, GH, HJ, JK, KL, LM and MA established.

SEE BACK OF PAGE...

OFFICE COPY
S.G. No. 4768/91
Approved
f Surveyor-General
1991.09.12



**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

29 May 1998

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1978 (ACT No. 57
OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declare, by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Ministers of Minerals and Energy; Agriculture; Arts, Culture, Science and Technology and Local Government, Western Cape, and subject to an agreement between the SA National Parks (the Board), the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality, as well as the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

Z. P. JORDAN**Minister of Environmental Affairs and Tourism****SCHEDULE****Municipality of Cape Town**

CT 12713	CT 12715	CT 47808
CT 47809/1	CT 47809/10	CT 4709/11
CT 47809/2	CT 47809/25	CT 47809/26
CT 47809/3	CT 47809/34	CT 47809/37
CT 47809/5	CT 47809/7	CT 47809/8
CT 47809/9	CT 47817	CT 47835
CT 47842	CT 47878	CT 47899

CT 47900	CT 47903	CT 47904
CT 47906	CT 47907	CT 47931
CT 47933	CT 47936	CT 47961
CT 47968	CT 47969	CT 47974
CT 47992	CT 47995	CT 47996
CT 47997	CT 48012	CT 48014
CT 48016	CT 48017	CT 48034
CT 48037	CT 48042	CT 48046
CT 48053	CT 48056	CT 48071
CT 48157	CT 49374	CT 88801
CT 88802	CT 983	CT 984
CT 985	CT 49374	CT 8801/1
CT 8802	CT 983/1	CT 984
CT 985/2	CB 12	CB 2
CB 23	CB 3	CLI 11
FRE 1	FRE 12	FRE 1231
FRE 1242	FRE 1243	FRE 1244
FRE 1245	FRE 1247	FRE 1249
FRE 1250	FRE 1251	FRE 13
FRE 1362	FRE 14	FRE 1412
FRE 1420	FRE 1426	FRE 1429
FRE 182	FRE 2	FRE 3
FRE 4	FRE 512	FRE 728
TBK 1033	TBK 1137	TBK 1140
TBK 1171	TBK 1172	TBK 1173
TBK 1174	TBK 1175	TBK 857
TBK 956	TBK 957	TBK 97
ORA 1996	ORA 1997	ORA 2000/1
ORA 2000/2	ORA 2001	ORA 2002

ORA 2003	ORA 2005	ORA 2009
ORA 2021	ORA 2453	ORA 658
VRE 1139	VRE 1165	VRE 1166
VRE 1179	VRE 1180	VRE 1213
VRE 1815	VRE 2084	VRE 614
CF 1068	CF 850	CF 851
CF 851/1	CF 855	CF 856
CF 857	CF 862	CF 870
CF 897	CF 898	CT 89895
CF 899	CF 900	CF 900/1
CF 902/9	CF 917	VRE 585
CB 1559		

Cape Metropolitan Council

		SCA 770
SCA 790	SCA 791	CF 1000/2
CF 1001	CF 1030	CF 1031
CF 1032	CF 1033	CF 1034
CF 1035	CF 1036	CF 1044/1
CF 1044/3	CF 1048	CF 1049/1
CF 1050	CF 1052/1	CF 1054
CF 1054/1	CF 1056/1	CF 1056/2
CF 1056/3	CF 1056/4	CF 1056/5
CF 1056/6	CF 1057	CF 1058
CF 1058	CF 1059	CF 983/1

South Peninsula Municipality

CT 84812	CT 85247	CT 85540
CT 86244	CT 86245	CT 86246
CT 86247	CT 86248	CT 86249
CT 86250	CT 86251	CT 86252
CT 86253	CT 86254	CT 86255
CT 86256	CT 86257	CT 86258
CT 86266	CT 86273	CT 86333
CT 86334	CT 86335	CT 86336
CT 86337	CT 86338	CT 86339
CT 86340	CT 86341	CT 86342
CT 86343	CT 86344	CT 86345
CT 86359	CT 86360	CT 86361
CT 86362	CT 86373	CT 86376
CT 86377	CT 86378	CT 86394
CT 86395	CT 86398	CT 86420
CT 86913	CT 88291	CT 88354
CT 88369	CT 88370	CT 88371
CT 88372	CT 88411	CT 88412
CT 88413	CT 88414	CT 88415
CT 88416	CT 88417	CT 88420
CT 88421	CT 88422	CT 88423
CT 88424	CT 88425	CT 88426
CT 88427	CT 88461	CT 88488
CT 88489	CT 88492	CT 88526
CT 88530	CT 88533	CT 88755
CT 88756	CT 88764	CT 88772
CT 88801/1	CT 88802	CT 89896

CT 90138	CT 90178	CT 90179
CT 90180	CT 90181	CT 90182
CT 90183	CT 90184	CT 90185
CT 90186	CT 90187	CT 90188
CT 90189	CT 90191	CT 90192
CT 90193	CT 90194	CT 90195
CT 90196	CT 90198	CT 90199
CT 90200	CT 90201	CT 90202
CT 90203	CT 90216	CT 90217
CT 90219	CT 90220	CT 90221
CT 90222	CT 90223	CT 90224
CT 90225	CT 90226	CT 90227
CT 90228/1	CT 90228/2	CT 90229
CT 90242	CT 90243	CT 90303
CT 93290	CT 93659	CON 1069
CON 1119	CON 4665	CON 4669
HB 1430	HB 1457	HB 1478
HB 1516	HB 1734	HB 1737
HB 1749	HB 1756	HB 1762
HB 1771	HB 1772	HB 1773
HB 1774	HB 1776	HB 1778
HB 1779	HB 1780	HB 1481
HB 1782	HB 1784	HB 1786
HB 1847	HB 2023	HB 2029
HB 2054	HB 2069	HB 2079
HB 2286	HB 2383	HB 2530
HB 2736	HB 2939	HB 2959
HB 2977	HB 3079	HB 3209
HB 3441	HB 3442	HB 3558

HB 3559	HB 3560	HB 3720
HB 4015	HB 4703	HB 4930
FH 12050	FH 12193	FH 7000
FH 8422	FH 8563	FH 8564
FH 8611	S'T (ROAD RESERVE)	S'T 1312
S'T 2010	S'T 2011	S'T 2402
S'T 2510	S'T 2577	S'T 4067
S'T 516	S'T 517/0/1	S'T 518
S'T 519	S'T 520	S'T 521
S'T 522	S'T 523	S'T 524
S'T 531	S'T 533	S'T 534
S'T 535	S'T 536	S'T 538
S'T 540	S'T 541	S'T 542
S'T 608	S'T 693	S'T 2060
OV 681	N 937	CF 1023
CF 1051/1	CF 1130/2	CF 1130/4
CF 1134	FH 12053	CF 1368
CF 914	CF 917	CF 921
CF 923/1	CF 923/2	CF 923/3
CF 923/4	CF 923/5	CF 923/6
CF 924	CF 926	CF 927
CF 927/3	CF 927/4	CF 948/1
CF 948/7	CF 948/7	CF 953/26
CF 955	CF 963/2	CF 971/2
CF 977/1	CF 979/2	CF 979/3
CF 983/6	CF 985/2	CF 994
CF 948/9	CF 1368	CF 940/4

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

Municipalities Agreement

**HEADS OF AGREEMENT IN RESPECT OF
THE ALLOCATION OF LOCAL AUTHORITY LAND
IN THE CAPE PENINSULA PROTECTED NATURAL ENVIRONMENT
FOR THE PURPOSE OF
ESTABLISHING A NATIONAL PARK**

entered into between

CAPE METROPOLITAN COUNCIL

and

CAPE TOWN MUNICIPALITY

and

SOUTH PENINSULA MUNICIPALITY

and

SOUTH AFRICAN NATIONAL PARKS

Prepared by:

Syfret Godlonton-Fuller Moore Inc
Per : D Waddilove
11th Floor Waldorf Bldg
80 St George's Mall
Cape Town
Tel : 247030
Fax : 242346

1. PRELIMINARY

- 1.1 Clause headings are inserted for the sake of convenience only and shall not be read for the purposes of interpreting any provision of this Agreement.
- 1.2 Save where the context clearly indicates the contrary, any expression in this Agreement which refers to
- 1.2.1 a gender, shall include the other gender;
- 1.2.2 the singular shall include the plural and vice versa
- 1.3 Any reference in this Agreement to any legislation, regulation or other statutory provision shall be read as being reference to such legislation, regulation or statutory provision as currently enacted, and to any future amending or substituted legislation, regulation or statutory provision.

2. DEFINITIONS

In this Agreement, and the Schedules attached thereto, and unless the context clearly indicates a contrary intention :

- 2.1 "the Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof;
- 2.2 "the Affected Area" shall mean the site, dwelling and outbuildings which are being utilized by the **OWNERS** being that portion of the Property defined on the survey diagram attached as Schedule A, as the figure ABCDEFGHIJKL of 27859m² in extent, in addition to a triangle of land to the north east of the tarred servitude road marked as parking area and shown on the insert of the deed diagram of Cape Farm 992 on Schedule A;
- 2.3 "the Non-Affected Area" shall mean that portion of the Property which is not included in the "Affected Area";
- 2.4 "the Agreement" shall mean this Agreement with Management Plan and any annexures thereto which have been signed by both Parties;
- 2.5 "the Beneficiary" shall mean such person, or body, which may have obtained servitude on other rights over the Property by means of an agreement other than this Agreement;
- 2.6 "the Board" shall mean the National Parks Board established in terms of the Act;

"Relevant local authority" shall mean that local authority in whom, in the absence of this agreement, the land would otherwise vest or, in the absence of this agreement would otherwise exercise the power or function referred to in this agreement;

"Restructuring agreements" shall mean those agreements concluded in terms of section 10C(4) of the Local Government Transition Act in respect of the Cape Metropolitan Area, and relating firstly to Staff, secondly to Assets and Liabilities, and thirdly to Functions, Powers and Duties.

3. LAND

3.1 The following land shall form the subject matter of this agreement:

- i. The properties contained in Schedule D to this agreement;
- ii. Unless otherwise agreed between the South African National Parks and the relevant local authority, those properties contained in Schedule B to this agreement with the exception of those parts upon which is located local authority infrastructure and which is necessary for the provision of services and the exercise of functions remaining the responsibility of that local authority or which that local authority reasonably requires for the provision of services and the exercise of its functions;
- iii. Those portions of the properties contained in Schedule C to this agreement which are located within the existing boundaries of the CPPNE and such further portions as may be located outside the boundaries of the CPPNE but which have been identified for inclusion in the national park;

[Handwritten signatures and initials]

- iv. The South African National Parks shall forthwith compile specifications acceptable to all parties and thereafter call for tenders for the survey of all the portions of the properties contained in Schedules B and C to be excluded from the park and for the transfer of the land sold in terms of this agreement.

3.2 It is recorded that:

- i. Notwithstanding the provisions of this agreement, the Cape Metropolitan Council shall retain the use of the Buffelsbay cottage in the Cape of Good Hope Nature Reserve which it shall maintain at its own cost;
- ii. The properties contained in Schedule A to this agreement shall be subject to further negotiation between the South African National Parks and the relevant local authority. Until agreement is reached between the South African National Parks and the relevant local authority in respect of each property listed in Schedule A, that property shall not be proclaimed a national park, whether in terms of either section 2C, section 2B(1)(b) or other provision of the Act.

4. OBJECT OF THIS AGREEMENT

Subject to the further provisions and conditions of this agreement, the local authorities hereby transfer to the South African National Parks as a going concern their respective conservation management functions on the land. In furtherance of this objective, the local authorities hereby do the following:

- 4.1 From the effective date, transfer to the South African National Parks control of the land;

[Handwritten signatures and initials]
gmk CE
Psa S R

- 4.2 From the effective date, transfer to the South African National Parks all assets, including but not limited to the movables listed in Schedule E to this agreement, liabilities, rights and obligations associated with their respective conservation management functions. The local authorities shall each advise the South African National Parks in writing by no later than 1 May 1998 of the liabilities to be transferred in terms hereof;
- 4.3 From the effective date, transfer to the South African National Parks all staff associated with their respective conservation management functions, which staff, together with their respective current job titles, are listed in Schedule F to this agreement;
- 4.4 Sell the land lock, stock and barrel to the South African National Parks. Insofar as the sale and transfer of a property to the South African National Parks, subject to the provisions of this agreement, may be ultra vires the powers of the South African National Parks, such sale and transfer shall be deemed to be conditionally suspensive upon the taking of such steps as may be necessary to render the sale and transfer intra vires;
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- 4.6 Until such time as the suspensive conditions are satisfied and the land has been proclaimed as a national park in terms of section 2C of the Act and included in Schedule 1 to the Act, the local authorities lease to the South African National Parks the properties contained in Schedule D in its entirety, those properties contained in Schedule B, with the exception of that infrastructure located on the properties which is required by the relevant authorities for the exercise of those

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- 4.7. The lease shall commence on the effective date and shall continue until transfer is effected or expiry of a period of 99 years, whichever be the sooner, and shall, at the option of any of the parties, be registered in the Deeds Registry. The provisions of this agreement shall apply mutatis mutandis to such lease.

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- 5.1 From the effective date until date of termination of the lease, the South African National Parks shall pay to the relevant local authority an amount of R100,00 as consideration for the rental of the land, such payment to be effected upon expiry of the lease period.
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- 6.1. Upon the effective date the relevant local authorities shall cease their function of conservation management of the land, which shall include the management of the tourism and recreation function thereon, and

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16.1 The South African National Parks shall be responsible for the management and maintenance of existing and future private roads and closed roads upon the land.

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17. ACCESS CHARGES

17.1 The South African National Parks shall obtain the prior written consent of the relevant local authority to the levying of charges by the South African National Parks for access by members of the public to those areas of the land where access is currently allowed by the relevant local authority at no charge.

17.2 Recommendations regarding the levying of charges at entry points to the land where an access fee is currently charged shall be referred to the National Park Committee for consideration and recommendation to the South African National Parks.

18. RATES AND TAXES

Save insofar as it may be precluded from doing so by the provisions of the Act, the relevant local authority shall be entitled to levy and collect within the park all rates, taxes or like imposts to which it is in law entitled.

Handwritten notes and signatures in the bottom right corner, including "No CE" and "SA".

D. AM. HOFMEYR & PRICE
Land Surveyors

OFFICE COPY

1280/174

SIDES Metres	ANGLES OF DIRECTION	Y	CO-ORDINATES System	X
AB 53,76	Constant	+	0,00+	3 700 000,00
BC 133,93	227° 36' 00"	A	58151,61	+ 66129,82
CD 292,97	259° 23' 00"	B	58103,96	+ 66154,73
DE 249,28	337° 13' 10"	C	57972,33	+ 66130,06
EA 346,19	73° 18' 20"	D	57859,89	+ 66400,17
	171° 02' 10"	E	58097,66	+ 66473,78
	L.L. Head	A	60580,66	+ 65417,93
	Karibiberg	A	62329,45	+ 68006,23

Beacons: A 12mm Round iron peg.
B,C Rail corner fence Post.
D 40-beam 30mm Pipe in conc. on top of rock.
E Section of iron standard.

x represents a Servitude Dem. Vide dgn. 6288/52 dt 1955. 6899.

The figure represents A B C D E 6,4729 ha of land, being

The Remainder of Lot 1457 Mount Bay

situate in the Local Area of Mount Bay.

Administrative District of this Cape, Province of Cape of Good Hope.

Surveyed in January & February 1974.

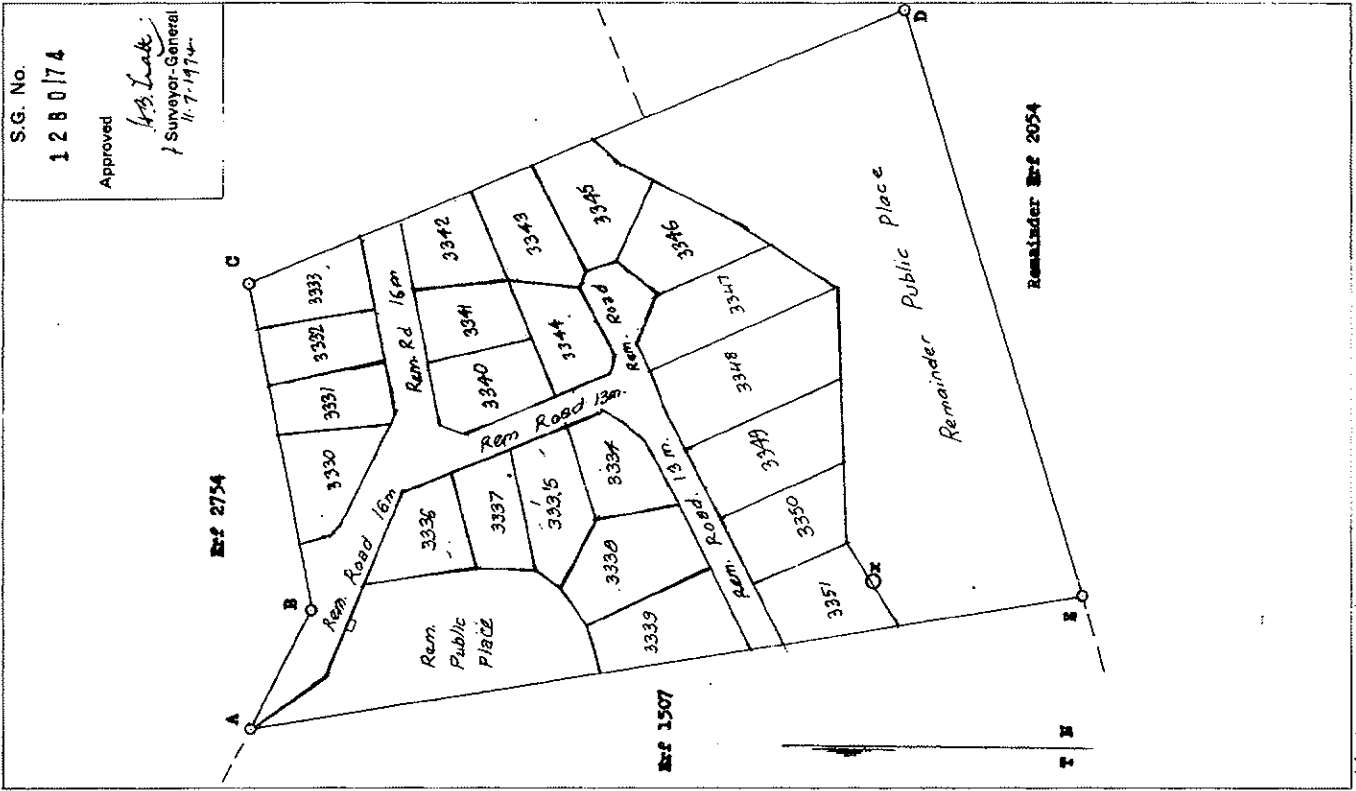
W. J. Hoffmeyer

by me, Land Surveyor

This diagram is annexed to Deed of Transfer No. T-3279/1936 dated i.f.o.	The original diagram is for which this is substituted	File No. S/5327/47
	No. 697/1936 annexed to Transfer/Gent No. 1936-69-3279	S.R. No. E 418/74 Comp. <i>Arthur Hoffmeyer</i> (1952/8) M 246

Registrar of Deeds

FOR FILING IN EVIDENCE
SEE BACK OF DIAGRAM



G

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

29 May 1998

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1978 (ACT No. 57
OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declare, by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Ministers of Minerals and Energy; Agriculture; Arts, Culture, Science and Technology and Local Government, Western Cape, and subject to an agreement between the SA National Parks (the Board), the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality, as well as the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

Z. P. JORDAN**Minister of Environmental Affairs and Tourism****SCHEDULE****Municipality of Cape Town**

CT 12713	CT 12715	CT 47808
CT 47809/1	CT 47809/10	CT 4709/11
CT 47809/2	CT 47809/25	CT 47809/26
CT 47809/3	CT 47809/34	CT 47809/37
CT 47809/5	CT 47809/7	CT 47809/8
CT 47809/9	CT 47817	CT 47835
CT 47842	CT 47878	CT 47899

CT 47900	CT 47903	CT 47904
CT 47906	CT 47907	CT 47931
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CT 47992	CT 47995	CT 47996
CT 47997	CT 48012	CT 48014
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CT 48037	CT 48042	CT 48046
CT 48053	CT 48056	CT 48071
CT 48157	CT 49374	CT 88801
CT 88802	CT 983	CT 984
CT 985	CT 49374	CT 8801/1
CT 8802	CT 983/1	CT 984
CT 985/2	CB 12	CB 2
CB 23	CB 3	CLI 11
FRE 1	FRE 12	FRE 1231
FRE 1242	FRE 1243	FRE 1244
FRE 1245	FRE 1247	FRE 1249
FRE 1250	FRE 1251	FRE 13
FRE 1362	FRE 14	FRE 1412
FRE 1420	FRE 1426	FRE 1429
FRE 182	FRE 2	FRE 3
FRE 4	FRE 512	FRE 728
TBK 1033	TBK 1137	TBK 1140
TBK 1171	TBK 1172	TBK 1173
TBK 1174	TBK 1175	TBK 857
TBK 956	TBK 957	TBK 97
ORA 1996	ORA 1997	ORA 2000/1
ORA 2000/2	ORA 2001	ORA 2002

ORA 2003	ORA 2005	ORA 2009
ORA 2021	ORA 2453	ORA 658
VRE 1139	VRE 1165	VRE 1166
VRE 1179	VRE 1180	VRE 1213
VRE 1815	VRE 2084	VRE 614
CF 1068	CF 850	CF 851
CF 851/1	CF 855	CF 856
CF 857	CF 862	CF 870
CF 897	CF 898	CT 89895
CF 899	CF 900	CF 900/1
CF 902/9	CF 917	VRE 585
CB 1559		

Cape Metropolitan Council

		SCA 770
SCA 790	SCA 791	CF 1000/2
CF 1001	CF 1030	CF 1031
CF 1032	CF 1033	CF 1034
CF 1035	CF 1036	CF 1044/1
CF 1044/3	CF 1048	CF 1049/1
CF 1050	CF 1052/1	CF 1054
CF 1054/1	CF 1056/1	CF 1056/2
CF 1056/3	CF 1056/4	CF 1056/5
CF 1056/6	CF 1057	CF 1058
CF 1058	CF 1059	CF 983/1

South Peninsula Municipality

CT 84812	CT 85247	CT 85540
CT 86244	CT 86245	CT 86246
CT 86247	CT 86248	CT 86249
CT 86250	CT 86251	CT 86252
CT 86253	CT 86254	CT 86255
CT 86256	CT 86257	CT 86258
CT 86266	CT 86273	CT 86333
CT 86334	CT 86335	CT 86336
CT 86337	CT 86338	CT 86339
CT 86340	CT 86341	CT 86342
CT 86343	CT 86344	CT 86345
CT 86359	CT 86360	CT 86361
CT 86362	CT 86373	CT 86376
CT 86377	CT 86378	CT 86394
CT 86395	CT 86398	CT 86420
CT 86913	CT 88291	CT 88354
CT 88369	CT 88370	CT 88371
CT 88372	CT 88411	CT 88412
CT 88413	CT 88414	CT 88415
CT 88416	CT 88417	CT 88420
CT 88421	CT 88422	CT 88423
CT 88424	CT 88425	CT 88426
CT 88427	CT 88461	CT 88488
CT 88489	CT 88492	CT 88526
CT 88530	CT 88533	CT 88755
CT 88756	CT 88764	CT 88772
CT 88801/1	CT 88802	CT 89896

CT 90138	CT 90178	CT 90179
CT 90180	CT 90181	CT 90182
CT 90183	CT 90184	CT 90185
CT 90186	CT 90187	CT 90188
CT 90189	CT 90191	CT 90192
CT 90193	CT 90194	CT 90195
CT 90196	CT 90198	CT 90199
CT 90200	CT 90201	CT 90202
CT 90203	CT 90216	CT 90217
CT 90219	CT 90220	CT 90221
CT 90222	CT 90223	CT 90224
CT 90225	CT 90226	CT 90227
CT 90228/1	CT 90228/2	CT 90229
CT 90242	CT 90243	CT 90303
CT 93290	CT 93659	CON 1069
CON 1119	CON 4665	CON 4669
HB 1430	HB 1457	HB 1478
HB 1516	HB 1734	HB 1737
HB 1749	HB 1756	HB 1762
HB 1771	HB 1772	HB 1773
HB 1774	HB 1776	HB 1778
HB 1779	HB 1780	HB 1481
HB 1782	HB 1784	HB 1786
HB 1847	HB 2023	HB 2029
HB 2054	HB 2069	HB 2079
HB 2286	HB 2383	HB 2530
HB 2736	HB 2939	HB 2959
HB 2977	HB 3079	HB 3209
HB 3441	HB 3442	HB 3558

HB 3559	HB 3560	HB 3720
HB 4015	HB 4703	HB 4930
FH 12050	FH 12193	FH 7000
FH 8422	FH 8563	FH 8564
FH 8611	S'T (ROAD RESERVE)	S'T 1312
S'T 2010	S'T 2011	S'T 2402
S'T 2510	S'T 2577	S'T 4067
S'T 516	S'T 517/0/1	S'T 518
S'T 519	S'T 520	S'T 521
S'T 522	S'T 523	S'T 524
S'T 531	S'T 533	S'T 534
S'T 535	S'T 536	S'T 538
S'T 540	S'T 541	S'T 542
S'T 608	S'T 693	S'T 2060
OV 681	N 937	CF 1023
CF 1051/1	CF 1130/2	CF 1130/4
CF 1134	FH 12053	CF 1368
CF 914	CF 917	CF 921
CF 923/1	CF 923/2	CF 923/3
CF 923/4	CF 923/5	CF 923/6
CF 924	CF 926	CF 927
CF 927/3	CF 927/4	CF 948/1
CF 948/7	CF 948/7	CF 953/26
CF 955	CF 963/2	CF 971/2
CF 977/1	CF 979/2	CF 979/3
CF 983/6	CF 985/2	CF 994
CF 948/9	CF 1368	CF 940/4

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

Municipalities Document

**HEADS OF AGREEMENT IN RESPECT OF
THE ALLOCATION OF LOCAL AUTHORITY LAND
IN THE CAPE PENINSULA PROTECTED NATURAL ENVIRONMENT
FOR THE PURPOSE OF
ESTABLISHING A NATIONAL PARK**

entered into between

CAPE METROPOLITAN COUNCIL

and

CAPE TOWN MUNICIPALITY

and

SOUTH PENINSULA MUNICIPALITY

and

SOUTH AFRICAN NATIONAL PARKS

Prepared by:

Syfret Godlonton-Fuller Moore Inc
Per : D Waddilove
11th Floor Waldorf Bldg
80 St George's Mall
Cape Town
Tel : 247030
Fax : 242346

1. PRELIMINARY

- 1.1 Clause headings are inserted for the sake of convenience only and shall not be read for the purposes of interpreting any provision of this Agreement.
- 1.2 Save where the context clearly indicates the contrary, any expression in this Agreement which refers to
- 1.2.1 a gender, shall include the other gender;
- 1.2.2 the singular shall include the plural and vice versa
- 1.3 Any reference in this Agreement to any legislation, regulation or other statutory provision shall be read as being reference to such legislation, regulation or statutory provision as currently enacted, and to any future amending or substituted legislation, regulation or statutory provision.

2. DEFINITIONS

In this Agreement, and the Schedules attached thereto, and unless the context clearly indicates a contrary intention :

- 2.1 "the Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof;
- 2.2 "the Affected Area" shall mean the site, dwelling and outbuildings which are being utilized by the **OWNERS** being that portion of the Property defined on the survey diagram attached as Schedule A, as the figure ABCDEFGHIJKL of 27859m² in extent, in addition to a triangle of land to the north east of the tarred servitude road marked as parking area and shown on the insert of the deed diagram of Cape Farm 992 on Schedule A;
- 2.3 "the Non-Affected Area" shall mean that portion of the Property which is not included in the "Affected Area";
- 2.4 "the Agreement" shall mean this Agreement with Management Plan and any annexures thereto which have been signed by both Parties;
- 2.5 "the Beneficiary" shall mean such person, or body, which may have obtained servitude on other rights over the Property by means of an agreement other than this Agreement;
- 2.6 "the Board" shall mean the National Parks Board established in terms of the Act;

"Relevant local authority" shall mean that local authority in whom, in the absence of this agreement, the land would otherwise vest or, in the absence of this agreement would otherwise exercise the power or function referred to in this agreement;

"Restructuring agreements" shall mean those agreements concluded in terms of section 10C(4) of the Local Government Transition Act in respect of the Cape Metropolitan Area, and relating firstly to Staff, secondly to Assets and Liabilities, and thirdly to Functions, Powers and Duties.

3. LAND

3.1 The following land shall form the subject matter of this agreement:

- i. The properties contained in Schedule D to this agreement;
- ii. Unless otherwise agreed between the South African National Parks and the relevant local authority, those properties contained in Schedule B to this agreement with the exception of those parts upon which is located local authority infrastructure and which is necessary for the provision of services and the exercise of functions remaining the responsibility of that local authority or which that local authority reasonably requires for the provision of services and the exercise of its functions;
- iii. Those portions of the properties contained in Schedule C to this agreement which are located within the existing boundaries of the CPPNE and such further portions as may be located outside the boundaries of the CPPNE but which have been identified for inclusion in the national park;

[Handwritten signatures and initials]

- iv. The South African National Parks shall forthwith compile specifications acceptable to all parties and thereafter call for tenders for the survey of all the portions of the properties contained in Schedules B and C to be excluded from the park and for the transfer of the land sold in terms of this agreement.

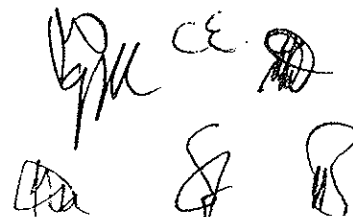
3.2 It is recorded that:

- i. Notwithstanding the provisions of this agreement, the Cape Metropolitan Council shall retain the use of the Buffelsbay cottage in the Cape of Good Hope Nature Reserve which it shall maintain at its own cost;
- ii. The properties contained in Schedule A to this agreement shall be subject to further negotiation between the South African National Parks and the relevant local authority. Until agreement is reached between the South African National Parks and the relevant local authority in respect of each property listed in Schedule A, that property shall not be proclaimed a national park, whether in terms of either section 2C, section 2B(1)(b) or other provision of the Act.

4. OBJECT OF THIS AGREEMENT

Subject to the further provisions and conditions of this agreement, the local authorities hereby transfer to the South African National Parks as a going concern their respective conservation management functions on the land. In furtherance of this objective, the local authorities hereby do the following:

- 4.1 From the effective date, transfer to the South African National Parks control of the land;

Handwritten signatures and initials, including 'GPK', 'CE', and several other illegible marks.

- 4.2 From the effective date, transfer to the South African National Parks all assets, including but not limited to the movables listed in Schedule E to this agreement, liabilities, rights and obligations associated with their respective conservation management functions. The local authorities shall each advise the South African National Parks in writing by no later than 1 May 1998 of the liabilities to be transferred in terms hereof;
- 4.3 From the effective date, transfer to the South African National Parks all staff associated with their respective conservation management functions, which staff, together with their respective current job titles, are listed in Schedule F to this agreement;
- 4.4 Sell the land lock, stock and barrel to the South African National Parks. Insofar as the sale and transfer of a property to the South African National Parks, subject to the provisions of this agreement, may be ultra vires the powers of the South African National Parks, such sale and transfer shall be deemed to be conditionally suspensive upon the taking of such steps as may be necessary to render the sale and transfer intra vires;
- 4.5. Unless otherwise agreed between the South African National Parks and the relevant local authority, ownership of a property contained in Schedule B or C shall not be transferred to the South African National Parks until the portion to be excluded has been surveyed and subdivided out of the property;
- 4.6 Until such time as the suspensive conditions are satisfied and the land has been proclaimed as a national park in terms of section 2C of the Act and included in Schedule 1 to the Act, the local authorities lease to the South African National Parks the properties contained in Schedule D in its entirety, those properties contained in Schedule B, with the exception of that infrastructure located on the properties which is required by the relevant authorities for the exercise of those

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functions remaining their respective responsibility and, after survey, those parts of the properties listed in Schedule C which are to be included in the national park.

4.7. The lease shall commence on the effective date and shall continue until transfer is effected or expiry of a period of 99 years, whichever be the sooner, and shall, at the option of any of the parties, be registered in the Deeds Registry. The provisions of this agreement shall apply mutatis mutandis to such lease.

5. CONSIDERATION

5.1 From the effective date until date of termination of the lease, the South African National Parks shall pay to the relevant local authority an amount of R100,00 as consideration for the rental of the land, such payment to be effected upon expiry of the lease period.

5.2 Upon transfer of the land from each of the relevant local authorities to the South African National Parks, the South African National Parks shall pay to the relevant local authority an amount of R100,00, being the purchase price of all the land so transferred.

5.3 There shall be no consideration payable by the South African National Parks for the transfer to them of the conservation management functions or the associated staff, assets, liabilities, rights and obligations.

6. EFFECTIVE DATE

6.1. Upon the effective date the relevant local authorities shall cease their function of conservation management of the land, which shall include the management of the tourism and recreation function thereon, and

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7.3. The proclamation of the land as a national park in terms of section 2C of the Act shall be effected as soon as possible after transfer of the land to the South African National Parks.

7.4. Unless otherwise agreed between the South African National Parks and the relevant local authority, a property contained in Schedule B or C shall not be proclaimed a national park in terms of Section 2C until the portion to be excluded has been surveyed and sub-divided out of the property.

8. SERVITUDES

The lease and subsequent sale and transfer of the land from the local authorities to the South African National Parks shall be subject to such existing and future servitudes, rights of way or other restrictions necessary to afford the relevant local authority access to and management and maintenance of municipal infrastructure on the land for the provision of services and exercise of functions remaining the responsibility of that local authority, including the supply of water to the Cape metropolitan area.

9. FUTURE FUNDING

9.1. Each of the local authorities shall, for a period of five years from the effective date, as a contribution towards to the management and maintenance costs of the park, annually pay to the South African National Parks the following amounts:

- i. Cape Metropolitan Council - R4 000 000.00 which amount, on the anniversary of the effective date, shall escalate by an amount in proportion to the Consumer Price Index;
- ii. South Peninsula Municipality - R1 400 000.00;
- iii. Cape Town City Council - R4 700 000.00.

MO
gmu
CE
R
R

- ii. In the absence of such scrutiny and compliance or recommended waiver of compliance the South African National Parks shall not proceed with the building works or allow such works to proceed;
- iii. The South African National Parks shall ensure that all buildings are erected in accordance with the plans as scrutinised by the relevant local authority.

15.4 It is recorded that the provisions of this clause shall not apply to land within the park, other than land forming the subject matter of this agreement, insofar as it may be ultra vires the Act to proclaim that other land to be a national park and include it in the land defined in Schedule 1 to the Act whilst the provisions of this clause apply.

16. ROADS

16.1 The South African National Parks shall be responsible for the management and maintenance of existing and future private roads and closed roads upon the land.

16.2 Unless otherwise agreed in regard to specific parts thereof, the relevant local authority or other organ of state shall be responsible for the maintenance of public roads and statutory road reserves within the future national park. It is recorded that within the road reserves the provisions of the Road Traffic Act, No 29 of 1989, the Urban Transport Act No 78 of 1977, the Roads Ordinance No 19 of 1976, including all applicable regulations, policy documents and manuals, and other relevant legislation shall apply.

16.3 Insofar as it is reasonable and necessary in the future for the sake of effecting work on roads remaining the responsibility of the local authorities or remedial work associated with such roads, the South African National Parks shall allow the relevant local authority to temporarily encroach on the land abutting on the road reserve.

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PA, MOCE, [unclear]

16.4 In the event of a part of the land being necessary in the future for the establishment by the local authorities of a new public road or the widening or protection of an existing public road, such part of the land shall be made available free of compensation by the South African National Parks to the relevant authority. The South African National Parks shall use its best endeavours to secure the deproclamation as a national park of the land to be made available in terms of this clause, insofar as it may be necessary to have that land deproclaimed.

17. ACCESS CHARGES

17.1 The South African National Parks shall obtain the prior written consent of the relevant local authority to the levying of charges by the South African National Parks for access by members of the public to those areas of the land where access is currently allowed by the relevant local authority at no charge.

17.2 Recommendations regarding the levying of charges at entry points to the land where an access fee is currently charged shall be referred to the National Park Committee for consideration and recommendation to the South African National Parks.

18. RATES AND TAXES

Save insofar as it may be precluded from doing so by the provisions of the Act, the relevant local authority shall be entitled to levy and collect within the park all rates, taxes or like imposts to which it is in law entitled.

Handwritten notes and signatures:
No
CE
gmu
SA
C/A
B

CONTOUR LAND DIAGRAM
 Sect. 17, Ave. No. 3 of 1947

2133/44

S. G. No.

Approved

W. G. S. G. S. G. S. G.

Surveyor-General.
 8-11-1944

SIDES Cape	Feet	ANGLES OF DIRECTION	SYSTEM 1919° CO-ORDINATES	
			x Cape/feet	y
AB	2155	291 49	+ 120,000.00	+ 11,880,000.00
BC	1053	78 29	+ 50,436	+ 62,859
CD	803	218 75	+ 58,747	+ 67,525
DE	1182	305 46	+ 59,596	+ 60,893
EF	1857	233 33	+ 59,237	+ 60,405
FG	1855	171 22	+ 58,278	+ 61,056
GH	1910	120 31	+ 56,894	+ 57,990
HI	788	120 31	+ 58,514	+ 57,283
IJA	1523	206 57	+ 58,465	+ 66,265
JK	302	240 00	+ 59,147	+ 55,870
KL	252	266 08	+ 59,455	+ 54,490
LM	451	306 58	+ 58,029	+ 54,239
MN	459	306 58	+ 57,876	+ 54,207
NO	489	321 37	+ 57,239	+ 54,274
OP	1329	37 42	+ 57,727	+ 54,235
PQ	691	239 39	+ 57,750	+ 55,564
QR	783	179 39	+ 57,153	+ 55,215
RS	4239	327 13	+ 55,101	+ 58,730
ST	389	327 13	+ 54,780	+ 58,630
UV	574	354 50	+ 53,654	+ 60,365
VW	599	37 42	+ 53,673	+ 60,337
WX	1009	64 03	+ 53,980	+ 61,412
XY	1095	51 00	+ 54,984	+ 61,518
YZ	540	352 31	+ 55,836	+ 62,206
ZAA	1572	45 53	+ 55,753	+ 62,742
AA	1899	83 46	+ 56,313	+ 63,816
BB	2404	117 28	+ 56,303	+ 63,968
KK	260	206 38	7N6 + 58,153	94 + 53,850
MM	671	65 30	Re + 53,091	55 + 58,145
SS	20	150 59		
TT	576	327 15		
TT	235	327 15		

(For description of bearings see overleaf)

THE FARM No. 851

CAPE 4500
 3000
 1500
 0
 750
 1500
 3000
 4500
 Cape Feet

The figure ABCDEFGHIJK middle of Camps Bay Stream LM middle of Camps Bay Stream NOPQRS upper edge of Kraans t UVWXYZ AA BB A. of land being represents 314-9533 Margin

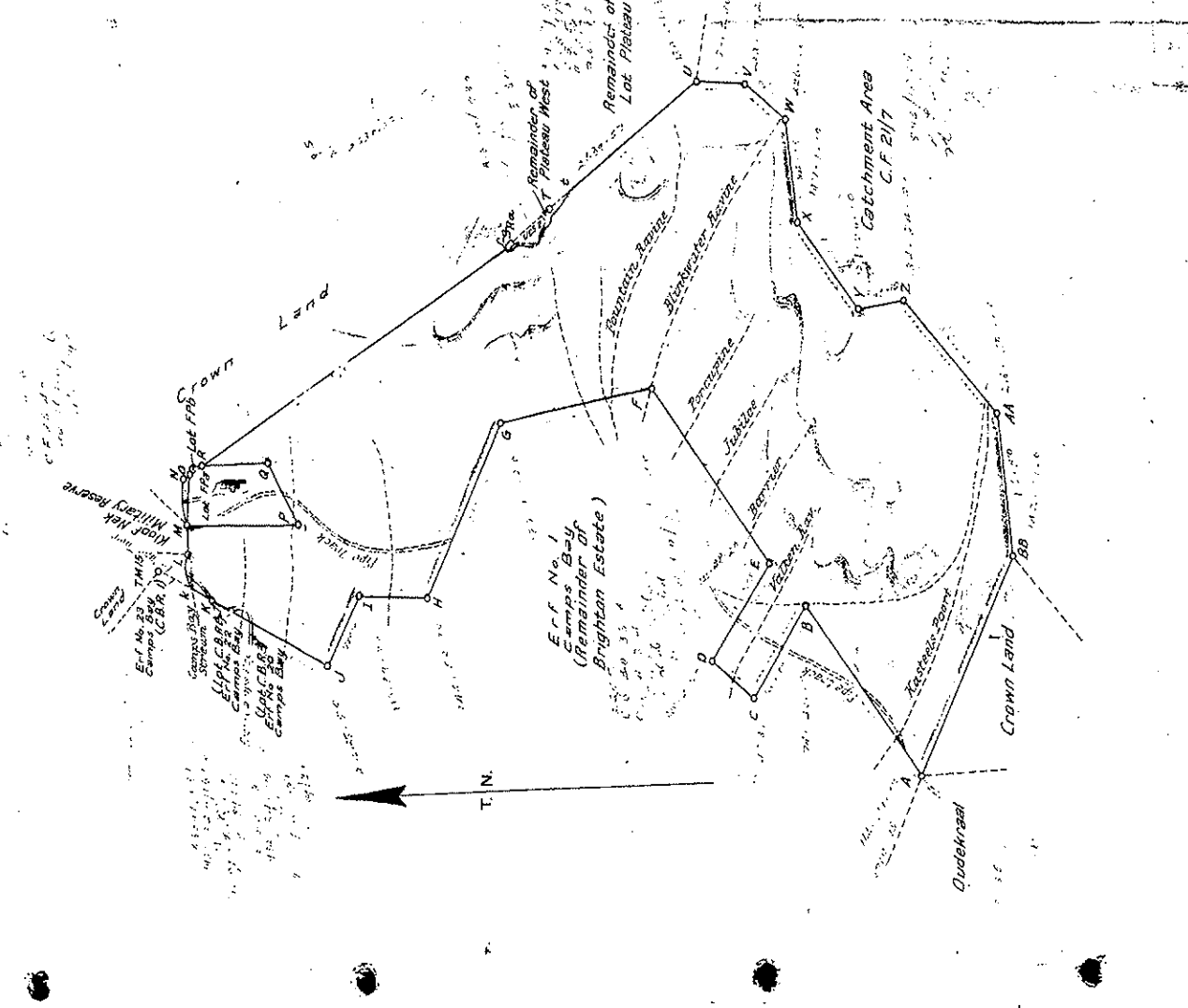
Lot TMS

Municipality of Cape Town, Cape
 Province of Cape of Good Hope.
 Surveyed in March 1944 by me
 G. H. Menzies
 Land Surveyor.

This diagram is annexed to Crown Grant No. 8 of 1947 dated 20.1.47 in favour of the Council of the City of Cape Town.

Registrar of Deeds.

851



**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

29 May 1998

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1978 (ACT No. 57
OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declare, by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Ministers of Minerals and Energy; Agriculture; Arts, Culture, Science and Technology and Local Government, Western Cape, and subject to an agreement between the SA National Parks (the Board), the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality, as well as the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

Z. P. JORDAN**Minister of Environmental Affairs and Tourism****SCHEDULE****Municipality of Cape Town**

CT 12713	CT 12715	CT 47808
CT 47809/1	CT 47809/10	CT 4709/11
CT 47809/2	CT 47809/25	CT 47809/26
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CT 47809/5	CT 47809/7	CT 47809/8
CT 47809/9	CT 47817	CT 47835
CT 47842	CT 47878	CT 47899

CT 47900	CT 47903	CT 47904
CT 47906	CT 47907	CT 47931
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CT 48053	CT 48056	CT 48071
CT 48157	CT 49374	CT 88801
CT 88802	CT 983	CT 984
CT 985	CT 49374	CT 8801/1
CT 8802	CT 983/1	CT 984
CT 985/2	CB 12	CB 2
CB 23	CB 3	CLI 11
FRE 1	FRE 12	FRE 1231
FRE 1242	FRE 1243	FRE 1244
FRE 1245	FRE 1247	FRE 1249
FRE 1250	FRE 1251	FRE 13
FRE 1362	FRE 14	FRE 1412
FRE 1420	FRE 1426	FRE 1429
FRE 182	FRE 2	FRE 3
FRE 4	FRE 512	FRE 728
TBK 1033	TBK 1137	TBK 1140
TBK 1171	TBK 1172	TBK 1173
TBK 1174	TBK 1175	TBK 857
TBK 956	TBK 957	TBK 97
ORA 1996	ORA 1997	ORA 2000/1
ORA 2000/2	ORA 2001	ORA 2002

ORA 2003	ORA 2005	ORA 2009
ORA 2021	ORA 2453	ORA 658
VRE 1139	VRE 1165	VRE 1166
VRE 1179	VRE 1180	VRE 1213
VRE 1815	VRE 2084	VRE 614
CF 1068	CF 850	CF 851
CF 851/1	CF 855	CF 856
CF 857	CF 862	CF 870
CF 897	CF 898	CT 89895
CF 899	CF 900	CF 900/1
CF 902/9	CF 917	VRE 585
CB 1559		

Cape Metropolitan Council

		SCA 770
SCA 790	SCA 791	CF 1000/2
CF 1001	CF 1030	CF 1031
CF 1032	CF 1033	CF 1034
CF 1035	CF 1036	CF 1044/1
CF 1044/3	CF 1048	CF 1049/1
CF 1050	CF 1052/1	CF 1054
CF 1054/1	CF 1056/1	CF 1056/2
CF 1056/3	CF 1056/4	CF 1056/5
CF 1056/6	CF 1057	CF 1058
CF 1058	CF 1059	CF 983/1

South Peninsula Municipality

CT 84812	CT 85247	CT 85540
CT 86244	CT 86245	CT 86246
CT 86247	CT 86248	CT 86249
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CT 90189	CT 90191	CT 90192
CT 90193	CT 90194	CT 90195
CT 90196	CT 90198	CT 90199
CT 90200	CT 90201	CT 90202
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S'T 522	S'T 523	S'T 524
S'T 531	S'T 533	S'T 534
S'T 535	S'T 536	S'T 538
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CF 923/4	CF 923/5	CF 923/6
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CF 927/3	CF 927/4	CF 948/1
CF 948/7	CF 948/7	CF 953/26
CF 955	CF 963/2	CF 971/2
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CF 948/9	CF 1368	CF 940/4

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

municipalities *Document*

**HEADS OF AGREEMENT IN RESPECT OF
THE ALLOCATION OF LOCAL AUTHORITY LAND
IN THE CAPE PENINSULA PROTECTED NATURAL ENVIRONMENT
FOR THE PURPOSE OF
ESTABLISHING A NATIONAL PARK**

entered into between

CAPE METROPOLITAN COUNCIL

and

CAPE TOWN MUNICIPALITY

and

SOUTH PENINSULA MUNICIPALITY

and

SOUTH AFRICAN NATIONAL PARKS

Prepared by:

Syfret Godlonton-Fuller Moore Inc
Per : D Waddilove
11th Floor Waldorf Bldg
80 St George's Mall
Cape Town
Tel : 247030
Fax : 242346

1. PRELIMINARY

- 1.1 Clause headings are inserted for the sake of convenience only and shall not be read for the purposes of interpreting any provision of this Agreement.
- 1.2 Save where the context clearly indicates the contrary, any expression in this Agreement which refers to
- 1.2.1 a gender, shall include the other gender;
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2. DEFINITIONS

In this Agreement, and the Schedules attached thereto, and unless the context clearly indicates a contrary intention :

- 2.1 "the Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof;
- 2.2 "the Affected Area" shall mean the site, dwelling and outbuildings which are being utilized by the **OWNERS** being that portion of the Property defined on the survey diagram attached as Schedule A, as the figure ABCDEFGHIJKL of 27859m² in extent, in addition to a triangle of land to the north east of the tarred servitude road marked as parking area and shown on the insert of the deed diagram of Cape Farm 992 on Schedule A;
- 2.3 "the Non-Affected Area" shall mean that portion of the Property which is not included in the "Affected Area";
- 2.4 "the Agreement" shall mean this Agreement with Management Plan and any annexures thereto which have been signed by both Parties;
- 2.5 "the Beneficiary" shall mean such person, or body, which may have obtained servitude on other rights over the Property by means of an agreement other than this Agreement;
- 2.6 "the Board" shall mean the National Parks Board established in terms of the Act;

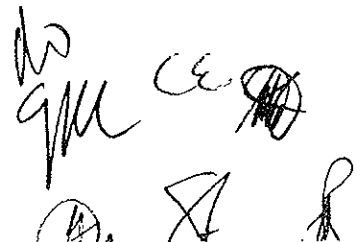
"Relevant local authority" shall mean that local authority in whom, in the absence of this agreement, the land would otherwise vest or, in the absence of this agreement would otherwise exercise the power or function referred to in this agreement;

"Restructuring agreements" shall mean those agreements concluded in terms of section 10C(4) of the Local Government Transition Act in respect of the Cape Metropolitan Area, and relating firstly to Staff, secondly to Assets and Liabilities, and thirdly to Functions, Powers and Duties.

3. LAND

3.1 The following land shall form the subject matter of this agreement:

- i. The properties contained in Schedule D to this agreement;
- ii. Unless otherwise agreed between the South African National Parks and the relevant local authority, those properties contained in Schedule B to this agreement with the exception of those parts upon which is located local authority infrastructure and which is necessary for the provision of services and the exercise of functions remaining the responsibility of that local authority or which that local authority reasonably requires for the provision of services and the exercise of its functions;
- iii. Those portions of the properties contained in Schedule C to this agreement which are located within the existing boundaries of the CPPNE and such further portions as may be located outside the boundaries of the CPPNE but which have been identified for inclusion in the national park;

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- iv. The South African National Parks shall forthwith compile specifications acceptable to all parties and thereafter call for tenders for the survey of all the portions of the properties contained in Schedules B and C to be excluded from the park and for the transfer of the land sold in terms of this agreement.

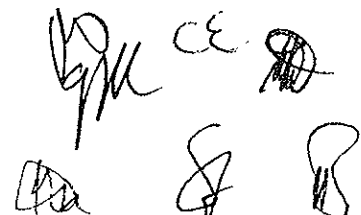
3.2 It is recorded that:

- i. Notwithstanding the provisions of this agreement, the Cape Metropolitan Council shall retain the use of the Buffelsbay cottage in the Cape of Good Hope Nature Reserve which it shall maintain at its own cost;
- ii. The properties contained in Schedule A to this agreement shall be subject to further negotiation between the South African National Parks and the relevant local authority. Until agreement is reached between the South African National Parks and the relevant local authority in respect of each property listed in Schedule A, that property shall not be proclaimed a national park, whether in terms of either section 2C, section 2B(1)(b) or other provision of the Act.

4. OBJECT OF THIS AGREEMENT

Subject to the further provisions and conditions of this agreement, the local authorities hereby transfer to the South African National Parks as a going concern their respective conservation management functions on the land. In furtherance of this objective, the local authorities hereby do the following:

- 4.1 From the effective date, transfer to the South African National Parks control of the land;

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- 4.2 From the effective date, transfer to the South African National Parks all assets, including but not limited to the movables listed in Schedule E to this agreement, liabilities, rights and obligations associated with their respective conservation management functions. The local authorities shall each advise the South African National Parks in writing by no later than 1 May 1998 of the liabilities to be transferred in terms hereof;
- 4.3 From the effective date, transfer to the South African National Parks all staff associated with their respective conservation management functions, which staff, together with their respective current job titles, are listed in Schedule F to this agreement;
- 4.4 Sell the land lock, stock and barrel to the South African National Parks. Insofar as the sale and transfer of a property to the South African National Parks, subject to the provisions of this agreement, may be ultra vires the powers of the South African National Parks, such sale and transfer shall be deemed to be conditionally suspensive upon the taking of such steps as may be necessary to render the sale and transfer intra vires;
- 4.5. Unless otherwise agreed between the South African National Parks and the relevant local authority, ownership of a property contained in Schedule B or C shall not be transferred to the South African National Parks until the portion to be excluded has been surveyed and subdivided out of the property;
- 4.6 Until such time as the suspensive conditions are satisfied and the land has been proclaimed as a national park in terms of section 2C of the Act and included in Schedule 1 to the Act, the local authorities lease to the South African National Parks the properties contained in Schedule D in its entirety, those properties contained in Schedule B, with the exception of that infrastructure located on the properties which is required by the relevant authorities for the exercise of those

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functions remaining their respective responsibility and, after survey, those parts of the properties listed in Schedule C which are to be included in the national park.

- 4.7. The lease shall commence on the effective date and shall continue until transfer is effected or expiry of a period of 99 years, whichever be the sooner, and shall, at the option of any of the parties, be registered in the Deeds Registry. The provisions of this agreement shall apply mutatis mutandis to such lease.

5. CONSIDERATION

- 5.1 From the effective date until date of termination of the lease, the South African National Parks shall pay to the relevant local authority an amount of R100,00 as consideration for the rental of the land, such payment to be effected upon expiry of the lease period.
- 5.2 Upon transfer of the land from each of the relevant local authorities to the South African National Parks, the South African National Parks shall pay to the relevant local authority an amount of R100,00, being the purchase price of all the land so transferred.
- 5.3 There shall be no consideration payable by the South African National Parks for the transfer to them of the conservation management functions or the associated staff, assets, liabilities, rights and obligations.

6. EFFECTIVE DATE

- 6.1. Upon the effective date the relevant local authorities shall cease their function of conservation management of the land, which shall include the management of the tourism and recreation function thereon, and

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7.3. The proclamation of the land as a national park in terms of section 2C of the Act shall be effected as soon as possible after transfer of the land to the South African National Parks.

7.4. Unless otherwise agreed between the South African National Parks and the relevant local authority, a property contained in Schedule B or C shall not be proclaimed a national park in terms of Section 2C until the portion to be excluded has been surveyed and sub-divided out of the property.

8. SERVITUDES

The lease and subsequent sale and transfer of the land from the local authorities to the South African National Parks shall be subject to such existing and future servitudes, rights of way or other restrictions necessary to afford the relevant local authority access to and management and maintenance of municipal infrastructure on the land for the provision of services and exercise of functions remaining the responsibility of that local authority, including the supply of water to the Cape metropolitan area.

9. FUTURE FUNDING

9.1. Each of the local authorities shall, for a period of five years from the effective date, as a contribution towards to the management and maintenance costs of the park, annually pay to the South African National Parks the following amounts:

- i. Cape Metropolitan Council - R4 000 000.00 which amount, on the anniversary of the effective date, shall escalate by an amount in proportion to the Consumer Price Index;
- ii. South Peninsula Municipality - R1 400 000.00;
- iii. Cape Town City Council - R4 700 000.00.

MO
gmu
CE
R
R

- ii. In the absence of such scrutiny and compliance or recommended waiver of compliance the South African National Parks shall not proceed with the building works or allow such works to proceed;
- iii. The South African National Parks shall ensure that all buildings are erected in accordance with the plans as scrutinised by the relevant local authority.

15.4 It is recorded that the provisions of this clause shall not apply to land within the park, other than land forming the subject matter of this agreement, insofar as it may be ultra vires the Act to proclaim that other land to be a national park and include it in the land defined in Schedule 1 to the Act whilst the provisions of this clause apply.

16. ROADS

16.1 The South African National Parks shall be responsible for the management and maintenance of existing and future private roads and closed roads upon the land.

16.2 Unless otherwise agreed in regard to specific parts thereof, the relevant local authority or other organ of state shall be responsible for the maintenance of public roads and statutory road reserves within the future national park. It is recorded that within the road reserves the provisions of the Road Traffic Act, No 29 of 1989, the Urban Transport Act No 78 of 1977, the Roads Ordinance No 19 of 1976, including all applicable regulations, policy documents and manuals, and other relevant legislation shall apply.

16.3 Insofar as it is reasonable and necessary in the future for the sake of effecting work on roads remaining the responsibility of the local authorities or remedial work associated with such roads, the South African National Parks shall allow the relevant local authority to temporarily encroach on the land abutting on the road reserve.

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PA, gms, G, MOCE, [unclear]

16.4 In the event of a part of the land being necessary in the future for the establishment by the local authorities of a new public road or the widening or protection of an existing public road, such part of the land shall be made available free of compensation by the South African National Parks to the relevant authority. The South African National Parks shall use its best endeavours to secure the deproclamation as a national park of the land to be made available in terms of this clause, insofar as it may be necessary to have that land deproclaimed.

17. ACCESS CHARGES

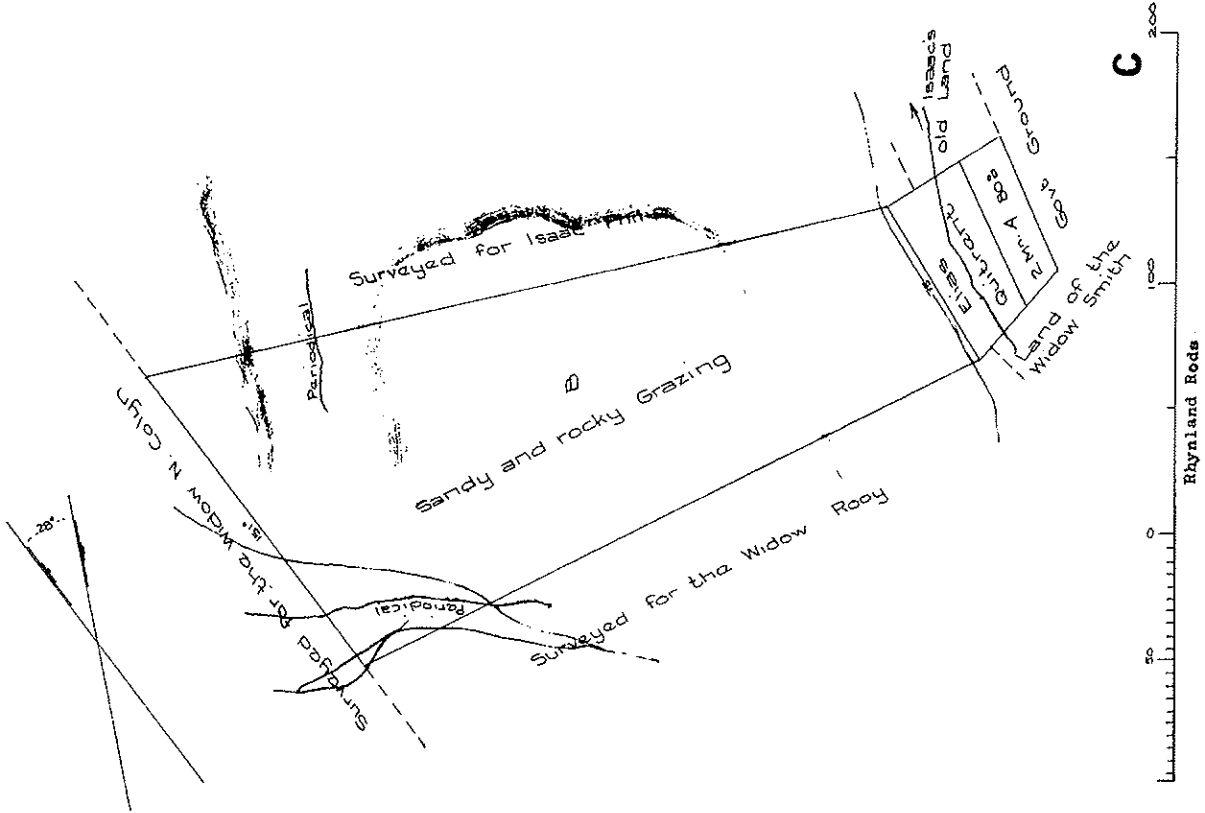
17.1 The South African National Parks shall obtain the prior written consent of the relevant local authority to the levying of charges by the South African National Parks for access by members of the public to those areas of the land where access is currently allowed by the relevant local authority at no charge.

17.2 Recommendations regarding the levying of charges at entry points to the land where an access fee is currently charged shall be referred to the National Park Committee for consideration and recommendation to the South African National Parks.

18. RATES AND TAXES

Save insofar as it may be precluded from doing so by the provisions of the Act, the relevant local authority shall be entitled to levy and collect within the park all rates, taxes or like imposts to which it is in law entitled.

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ERF 577 Simonstown

The Diagrams A & B represent 57 Morgen 355 Square Rods of land (exclusive of the old Quitrent Land), situate in the District of Simonstown, Field Cornetcy of Noordhoek, on the Elseriver.

- Extending E. to the Rietveld
- S. to the Property of the Widow Smith and Land surveyed for the Widow Jan Rooy
- S.W. to Land surveyed for the Widow N. Colyn and
- N. to Land surveyed for Isaac Philip and his old land.

Surveyed by order of the Civil Commissioner for Elias Davids by me
 (Sgt.) J. Knobel
 Snn. Surveyor.
 December 1830.

Copied from diagram relating to Title Deed No. C.O. 7-24 dated 30.4.1833
J. H. Knobel
 for Surveyor-General
 11.11.1969

AH.128C GS M. 2551

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

29 May 1998

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1978 (ACT No. 57
OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declare, by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Ministers of Minerals and Energy; Agriculture; Arts, Culture, Science and Technology and Local Government, Western Cape, and subject to an agreement between the SA National Parks (the Board), the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality, as well as the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

Z. P. JORDAN**Minister of Environmental Affairs and Tourism****SCHEDULE****Municipality of Cape Town**

CT 12713	CT 12715	CT 47808
CT 47809/1	CT 47809/10	CT 4709/11
CT 47809/2	CT 47809/25	CT 47809/26
CT 47809/3	CT 47809/34	CT 47809/37
CT 47809/5	CT 47809/7	CT 47809/8
CT 47809/9	CT 47817	CT 47835
CT 47842	CT 47878	CT 47899

CT 47900	CT 47903	CT 47904
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CT 47933	CT 47936	CT 47961
CT 47968	CT 47969	CT 47974
CT 47992	CT 47995	CT 47996
CT 47997	CT 48012	CT 48014
CT 48016	CT 48017	CT 48034
CT 48037	CT 48042	CT 48046
CT 48053	CT 48056	CT 48071
CT 48157	CT 49374	CT 88801
CT 88802	CT 983	CT 984
CT 985	CT 49374	CT 8801/1
CT 8802	CT 983/1	CT 984
CT 985/2	CB 12	CB 2
CB 23	CB 3	CLI 11
FRE 1	FRE 12	FRE 1231
FRE 1242	FRE 1243	FRE 1244
FRE 1245	FRE 1247	FRE 1249
FRE 1250	FRE 1251	FRE 13
FRE 1362	FRE 14	FRE 1412
FRE 1420	FRE 1426	FRE 1429
FRE 182	FRE 2	FRE 3
FRE 4	FRE 512	FRE 728
TBK 1033	TBK 1137	TBK 1140
TBK 1171	TBK 1172	TBK 1173
TBK 1174	TBK 1175	TBK 857
TBK 956	TBK 957	TBK 97
ORA 1996	ORA 1997	ORA 2000/1
ORA 2000/2	ORA 2001	ORA 2002

ORA 2003	ORA 2005	ORA 2009
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S'T 519	S'T 520	S'T 521
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CF 948/7	CF 948/7	CF 953/26
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CF 948/9	CF 1368	CF 940/4

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municipalities

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Prepared by:

Syfret Godlonton-Fuller Moore Inc
Per : D Waddilove
11th Floor Waldorf Bldg
80 St George's Mall
Cape Town
Tel : 247030
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- 2.3 "the Non-Affected Area" shall mean that portion of the Property which is not included in the "Affected Area";
- 2.4 "the Agreement" shall mean this Agreement with Management Plan and any annexures thereto which have been signed by both Parties;
- 2.5 "the Beneficiary" shall mean such person, or body, which may have obtained servitude on other rights over the Property by means of an agreement other than this Agreement;
- 2.6 "the Board" shall mean the National Parks Board established in terms of the Act;

"Relevant local authority" shall mean that local authority in whom, in the absence of this agreement, the land would otherwise vest or, in the absence of this agreement would otherwise exercise the power or function referred to in this agreement;

"Restructuring agreements" shall mean those agreements concluded in terms of section 10C(4) of the Local Government Transition Act in respect of the Cape Metropolitan Area, and relating firstly to Staff, secondly to Assets and Liabilities, and thirdly to Functions, Powers and Duties.

3. LAND

3.1 The following land shall form the subject matter of this agreement:

- i. The properties contained in Schedule D to this agreement;
- ii. Unless otherwise agreed between the South African National Parks and the relevant local authority, those properties contained in Schedule B to this agreement with the exception of those parts upon which is located local authority infrastructure and which is necessary for the provision of services and the exercise of functions remaining the responsibility of that local authority or which that local authority reasonably requires for the provision of services and the exercise of its functions;
- iii. Those portions of the properties contained in Schedule C to this agreement which are located within the existing boundaries of the CPPNE and such further portions as may be located outside the boundaries of the CPPNE but which have been identified for inclusion in the national park;

Handwritten signatures and initials, including "GM" and "CE", are present at the bottom right of the page.

- iv. The South African National Parks shall forthwith compile specifications acceptable to all parties and thereafter call for tenders for the survey of all the portions of the properties contained in Schedules B and C to be excluded from the park and for the transfer of the land sold in terms of this agreement.

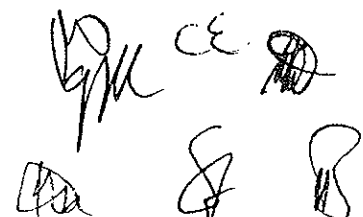
3.2 It is recorded that:

- i. Notwithstanding the provisions of this agreement, the Cape Metropolitan Council shall retain the use of the Buffelsbay cottage in the Cape of Good Hope Nature Reserve which it shall maintain at its own cost;
- ii. The properties contained in Schedule A to this agreement shall be subject to further negotiation between the South African National Parks and the relevant local authority. Until agreement is reached between the South African National Parks and the relevant local authority in respect of each property listed in Schedule A, that property shall not be proclaimed a national park, whether in terms of either section 2C, section 2B(1)(b) or other provision of the Act.

4. OBJECT OF THIS AGREEMENT

Subject to the further provisions and conditions of this agreement, the local authorities hereby transfer to the South African National Parks as a going concern their respective conservation management functions on the land. In furtherance of this objective, the local authorities hereby do the following:

- 4.1 From the effective date, transfer to the South African National Parks control of the land;

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- 4.2 From the effective date, transfer to the South African National Parks all assets, including but not limited to the movables listed in Schedule E to this agreement, liabilities, rights and obligations associated with their respective conservation management functions. The local authorities shall each advise the South African National Parks in writing by no later than 1 May 1998 of the liabilities to be transferred in terms hereof;
- 4.3 From the effective date, transfer to the South African National Parks all staff associated with their respective conservation management functions, which staff, together with their respective current job titles, are listed in Schedule F to this agreement;
- 4.4 Sell the land lock, stock and barrel to the South African National Parks. Insofar as the sale and transfer of a property to the South African National Parks, subject to the provisions of this agreement, may be ultra vires the powers of the South African National Parks, such sale and transfer shall be deemed to be conditionally suspensive upon the taking of such steps as may be necessary to render the sale and transfer intra vires;
- 4.5. Unless otherwise agreed between the South African National Parks and the relevant local authority, ownership of a property contained in Schedule B or C shall not be transferred to the South African National Parks until the portion to be excluded has been surveyed and subdivided out of the property;
- 4.6 Until such time as the suspensive conditions are satisfied and the land has been proclaimed as a national park in terms of section 2C of the Act and included in Schedule 1 to the Act, the local authorities lease to the South African National Parks the properties contained in Schedule D in its entirety, those properties contained in Schedule B, with the exception of that infrastructure located on the properties which is required by the relevant authorities for the exercise of those

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functions remaining their respective responsibility and, after survey, those parts of the properties listed in Schedule C which are to be included in the national park.

- 4.7. The lease shall commence on the effective date and shall continue until transfer is effected or expiry of a period of 99 years, whichever be the sooner, and shall, at the option of any of the parties, be registered in the Deeds Registry. The provisions of this agreement shall apply mutatis mutandis to such lease.

5. CONSIDERATION

- 5.1 From the effective date until date of termination of the lease, the South African National Parks shall pay to the relevant local authority an amount of R100,00 as consideration for the rental of the land, such payment to be effected upon expiry of the lease period.
- 5.2 Upon transfer of the land from each of the relevant local authorities to the South African National Parks, the South African National Parks shall pay to the relevant local authority an amount of R100,00, being the purchase price of all the land so transferred.
- 5.3 There shall be no consideration payable by the South African National Parks for the transfer to them of the conservation management functions or the associated staff, assets, liabilities, rights and obligations.

6. EFFECTIVE DATE

- 6.1. Upon the effective date the relevant local authorities shall cease their function of conservation management of the land, which shall include the management of the tourism and recreation function thereon, and

[Handwritten signatures and initials]

7.3. The proclamation of the land as a national park in terms of section 2C of the Act shall be effected as soon as possible after transfer of the land to the South African National Parks.

7.4. Unless otherwise agreed between the South African National Parks and the relevant local authority, a property contained in Schedule B or C shall not be proclaimed a national park in terms of Section 2C until the portion to be excluded has been surveyed and sub-divided out of the property.

8. SERVITUDES

The lease and subsequent sale and transfer of the land from the local authorities to the South African National Parks shall be subject to such existing and future servitudes, rights of way or other restrictions necessary to afford the relevant local authority access to and management and maintenance of municipal infrastructure on the land for the provision of services and exercise of functions remaining the responsibility of that local authority, including the supply of water to the Cape metropolitan area.

9. FUTURE FUNDING

9.1. Each of the local authorities shall, for a period of five years from the effective date, as a contribution towards to the management and maintenance costs of the park, annually pay to the South African National Parks the following amounts:

- i. Cape Metropolitan Council - R4 000 000.00 which amount, on the anniversary of the effective date, shall escalate by an amount in proportion to the Consumer Price Index;
- ii. South Peninsula Municipality - R1 400 000.00;
- iii. Cape Town City Council - R4 700 000.00.

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- ii. In the absence of such scrutiny and compliance or recommended waiver of compliance the South African National Parks shall not proceed with the building works or allow such works to proceed;
- iii. The South African National Parks shall ensure that all buildings are erected in accordance with the plans as scrutinised by the relevant local authority.

15.4 It is recorded that the provisions of this clause shall not apply to land within the park, other than land forming the subject matter of this agreement, insofar as it may be ultra vires the Act to proclaim that other land to be a national park and include it in the land defined in Schedule 1 to the Act whilst the provisions of this clause apply.

16. ROADS

16.1 The South African National Parks shall be responsible for the management and maintenance of existing and future private roads and closed roads upon the land.

16.2 Unless otherwise agreed in regard to specific parts thereof, the relevant local authority or other organ of state shall be responsible for the maintenance of public roads and statutory road reserves within the future national park. It is recorded that within the road reserves the provisions of the Road Traffic Act, No 29 of 1989, the Urban Transport Act No 78 of 1977, the Roads Ordinance No 19 of 1976, including all applicable regulations, policy documents and manuals, and other relevant legislation shall apply.

16.3 Insofar as it is reasonable and necessary in the future for the sake of effecting work on roads remaining the responsibility of the local authorities or remedial work associated with such roads, the South African National Parks shall allow the relevant local authority to temporarily encroach on the land abutting on the road reserve.

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16.4 In the event of a part of the land being necessary in the future for the establishment by the local authorities of a new public road or the widening or protection of an existing public road, such part of the land shall be made available free of compensation by the South African National Parks to the relevant authority. The South African National Parks shall use its best endeavours to secure the deproclamation as a national park of the land to be made available in terms of this clause, insofar as it may be necessary to have that land deproclaimed.

17. ACCESS CHARGES

17.1 The South African National Parks shall obtain the prior written consent of the relevant local authority to the levying of charges by the South African National Parks for access by members of the public to those areas of the land where access is currently allowed by the relevant local authority at no charge.

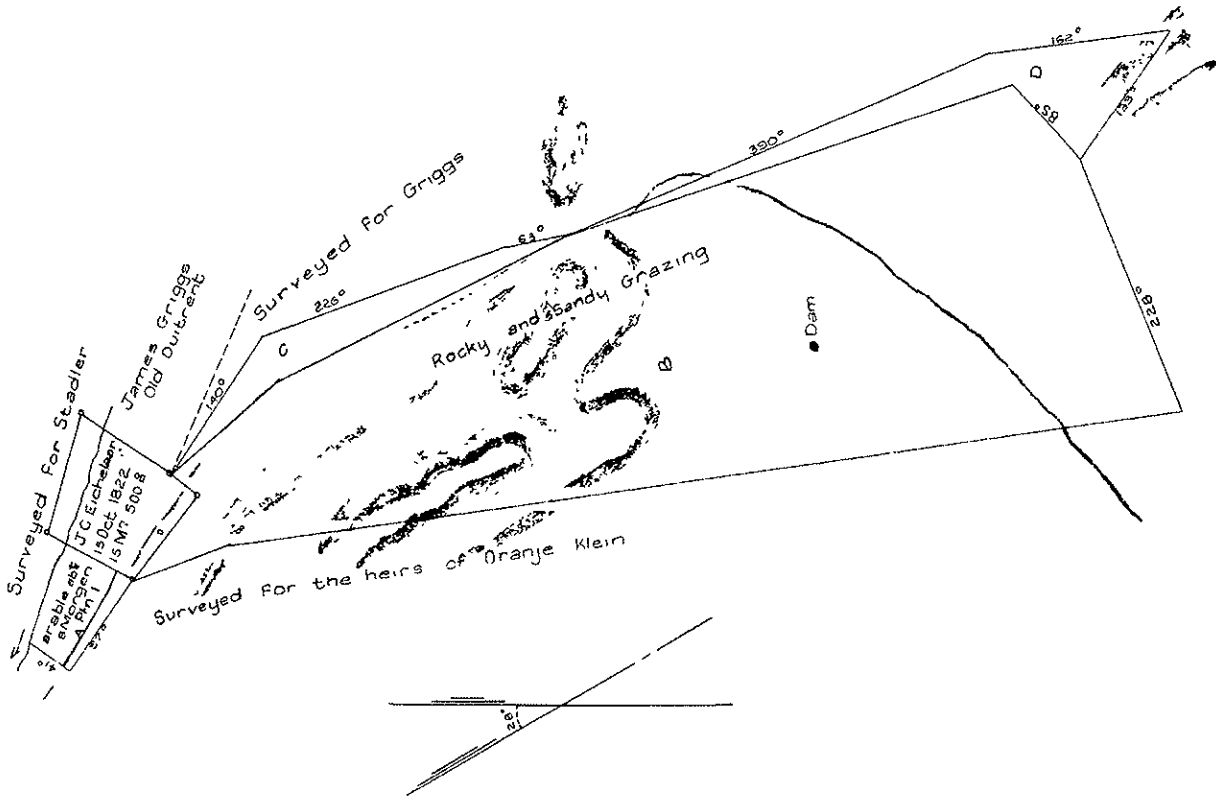
17.2 Recommendations regarding the levying of charges at entry points to the land where an access fee is currently charged shall be referred to the National Park Committee for consideration and recommendation to the South African National Parks.

18. RATES AND TAXES

Save insofar as it may be precluded from doing so by the provisions of the Act, the relevant local authority shall be entitled to levy and collect within the park all rates, taxes or like imposts to which it is in law entitled.

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A large stylized signature 'B' at the top right.
Below it, several sets of initials and signatures, including 'gmu', 'CE', and 'SA'.

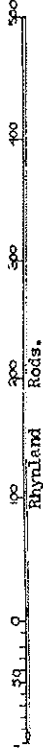
NO. B. 152/1830.



No 1222

THE FARM

CAPE



The Diagrams A & B represent 341 Morgen 421 Square Rods of Land, (exclusive of 15 Morgen 500² old Quitrent Land) situate in the District of Simonstown Field Cornetcy of Wildechuts brand, at the Patryse Valley.

Extending N.E. to the Cleeas Jagers River, and Quitrent land of J^s G^r J^s,

E. to Land Surveyed for Griggs,

S. towards Land of the Farm Cape Point,

W. and S.W. to Land surveyed for the heirs of Orange Klein.

Surveyed by Order of the Civil Commissioner, for Andries F. Eichelaar

by me

(Sgd.) J. Knobel.

Svn. Surveyor.

Novbr 1830.

By a Subsequent Arrangement the Piece marked C & D in Extent 37 Morgen 168¹/₂ Square Rods been taken off from the above Diagram, leaving therefore the Extent of A and B 304 Morgen 252¹/₂ Square Rods.

(Sgd.) J. Knobel.

Svn. Surveyor.

Colud from Diagram relating
to Title C.C. C.O. 6-41
dated 1.11.1832.
27.9.1961
1032/1961

for 1st of
distribution
book of d.

C. O. C. D. B

AH 1000
AH 3888

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

29 May 1998

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1978 (ACT No. 57
OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declare, by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Ministers of Minerals and Energy; Agriculture; Arts, Culture, Science and Technology and Local Government, Western Cape, and subject to an agreement between the SA National Parks (the Board), the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality, as well as the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

Z. P. JORDAN**Minister of Environmental Affairs and Tourism****SCHEDULE****Municipality of Cape Town**

CT 12713	CT 12715	CT 47808
CT 47809/1	CT 47809/10	CT 4709/11
CT 47809/2	CT 47809/25	CT 47809/26
CT 47809/3	CT 47809/34	CT 47809/37
CT 47809/5	CT 47809/7	CT 47809/8
CT 47809/9	CT 47817	CT 47835
CT 47842	CT 47878	CT 47899

CT 47900	CT 47903	CT 47904
CT 47906	CT 47907	CT 47931
CT 47933	CT 47936	CT 47961
CT 47968	CT 47969	CT 47974
CT 47992	CT 47995	CT 47996
CT 47997	CT 48012	CT 48014
CT 48016	CT 48017	CT 48034
CT 48037	CT 48042	CT 48046
CT 48053	CT 48056	CT 48071
CT 48157	CT 49374	CT 88801
CT 88802	CT 983	CT 984
CT 985	CT 49374	CT 8801/1
CT 8802	CT 983/1	CT 984
CT 985/2	CB 12	CB 2
CB 23	CB 3	CLI 11
FRE 1	FRE 12	FRE 1231
FRE 1242	FRE 1243	FRE 1244
FRE 1245	FRE 1247	FRE 1249
FRE 1250	FRE 1251	FRE 13
FRE 1362	FRE 14	FRE 1412
FRE 1420	FRE 1426	FRE 1429
FRE 182	FRE 2	FRE 3
FRE 4	FRE 512	FRE 728
TBK 1033	TBK 1137	TBK 1140
TBK 1171	TBK 1172	TBK 1173
TBK 1174	TBK 1175	TBK 857
TBK 956	TBK 957	TBK 97
ORA 1996	ORA 1997	ORA 2000/1
ORA 2000/2	ORA 2001	ORA 2002

ORA 2003	ORA 2005	ORA 2009
ORA 2021	ORA 2453	ORA 658
VRE 1139	VRE 1165	VRE 1166
VRE 1179	VRE 1180	VRE 1213
VRE 1815	VRE 2084	VRE 614
CF 1068	CF 850	CF 851
CF 851/1	CF 855	CF 856
CF 857	CF 862	CF 870
CF 897	CF 898	CT 89895
CF 899	CF 900	CF 900/1
CF 902/9	CF 917	VRE 585
CB 1559		

Cape Metropolitan Council

		SCA 770
SCA 790	SCA 791	CF 1000/2
CF 1001	CF 1030	CF 1031
CF 1032	CF 1033	CF 1034
CF 1035	CF 1036	CF 1044/1
CF 1044/3	CF 1048	CF 1049/1
CF 1050	CF 1052/1	CF 1054
CF 1054/1	CF 1056/1	CF 1056/2
CF 1056/3	CF 1056/4	CF 1056/5
CF 1056/6	CF 1057	CF 1058
CF 1058	CF 1059	CF 983/1

South Peninsula Municipality

CT 84812	CT 85247	CT 85540
CT 86244	CT 86245	CT 86246
CT 86247	CT 86248	CT 86249
CT 86250	CT 86251	CT 86252
CT 86253	CT 86254	CT 86255
CT 86256	CT 86257	CT 86258
CT 86266	CT 86273	CT 86333
CT 86334	CT 86335	CT 86336
CT 86337	CT 86338	CT 86339
CT 86340	CT 86341	CT 86342
CT 86343	CT 86344	CT 86345
CT 86359	CT 86360	CT 86361
CT 86362	CT 86373	CT 86376
CT 86377	CT 86378	CT 86394
CT 86395	CT 86398	CT 86420
CT 86913	CT 88291	CT 88354
CT 88369	CT 88370	CT 88371
CT 88372	CT 88411	CT 88412
CT 88413	CT 88414	CT 88415
CT 88416	CT 88417	CT 88420
CT 88421	CT 88422	CT 88423
CT 88424	CT 88425	CT 88426
CT 88427	CT 88461	CT 88488
CT 88489	CT 88492	CT 88526
CT 88530	CT 88533	CT 88755
CT 88756	CT 88764	CT 88772
CT 88801/1	CT 88802	CT 89896

CT 90138	CT 90178	CT 90179
CT 90180	CT 90181	CT 90182
CT 90183	CT 90184	CT 90185
CT 90186	CT 90187	CT 90188
CT 90189	CT 90191	CT 90192
CT 90193	CT 90194	CT 90195
CT 90196	CT 90198	CT 90199
CT 90200	CT 90201	CT 90202
CT 90203	CT 90216	CT 90217
CT 90219	CT 90220	CT 90221
CT 90222	CT 90223	CT 90224
CT 90225	CT 90226	CT 90227
CT 90228/1	CT 90228/2	CT 90229
CT 90242	CT 90243	CT 90303
CT 93290	CT 93659	CON 1069
CON 1119	CON 4665	CON 4669
HB 1430	HB 1457	HB 1478
HB 1516	HB 1734	HB 1737
HB 1749	HB 1756	HB 1762
HB 1771	HB 1772	HB 1773
HB 1774	HB 1776	HB 1778
HB 1779	HB 1780	HB 1481
HB 1782	HB 1784	HB 1786
HB 1847	HB 2023	HB 2029
HB 2054	HB 2069	HB 2079
HB 2286	HB 2383	HB 2530
HB 2736	HB 2939	HB 2959
HB 2977	HB 3079	HB 3209
HB 3441	HB 3442	HB 3558

HB 3559	HB 3560	HB 3720
HB 4015	HB 4703	HB 4930
FH 12050	FH 12193	FH 7000
FH 8422	FH 8563	FH 8564
FH 8611	S'T (ROAD RESERVE)	S'T 1312
S'T 2010	S'T 2011	S'T 2402
S'T 2510	S'T 2577	S'T 4067
S'T 516	S'T 517/0/1	S'T 518
S'T 519	S'T 520	S'T 521
S'T 522	S'T 523	S'T 524
S'T 531	S'T 533	S'T 534
S'T 535	S'T 536	S'T 538
S'T 540	S'T 541	S'T 542
S'T 608	S'T 693	S'T 2060
OV 681	N 937	CF 1023
CF 1051/1	CF 1130/2	CF 1130/4
CF 1134	FH 12053	CF 1368
CF 914	CF 917	CF 921
CF 923/1	CF 923/2	CF 923/3
CF 923/4	CF 923/5	CF 923/6
CF 924	CF 926	CF 927
CF 927/3	CF 927/4	CF 948/1
CF 948/7	CF 948/7	CF 953/26
CF 955	CF 963/2	CF 971/2
CF 977/1	CF 979/2	CF 979/3
CF 983/6	CF 985/2	CF 994
CF 948/9	CF 1368	CF 940/4

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

municipalities

**HEADS OF AGREEMENT IN RESPECT OF
THE ALLOCATION OF LOCAL AUTHORITY LAND
IN THE CAPE PENINSULA PROTECTED NATURAL ENVIRONMENT
FOR THE PURPOSE OF
ESTABLISHING A NATIONAL PARK**

entered into between

CAPE METROPOLITAN COUNCIL

and

CAPE TOWN MUNICIPALITY

and

SOUTH PENINSULA MUNICIPALITY

and

SOUTH AFRICAN NATIONAL PARKS

Prepared by:

Syfret Godlonton-Fuller Moore Inc
Per : D Waddilove
11th Floor Waldorf Bldg
80 St George's Mall
Cape Town
Tel : 247030
Fax : 242346

1. PRELIMINARY

- 1.1 Clause headings are inserted for the sake of convenience only and shall not be read for the purposes of interpreting any provision of this Agreement.
- 1.2 Save where the context clearly indicates the contrary, any expression in this Agreement which refers to
- 1.2.1 a gender, shall include the other gender;
- 1.2.2 the singular shall include the plural and vice versa
- 1.3 Any reference in this Agreement to any legislation, regulation or other statutory provision shall be read as being reference to such legislation, regulation or statutory provision as currently enacted, and to any future amending or substituted legislation, regulation or statutory provision.

2. DEFINITIONS

In this Agreement, and the Schedules attached thereto, and unless the context clearly indicates a contrary intention :

- 2.1 "the Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof;
- 2.2 "the Affected Area" shall mean the site, dwelling and outbuildings which are being utilized by the **OWNERS** being that portion of the Property defined on the survey diagram attached as Schedule A, as the figure ABCDEFGHIJKL of 27859m² in extent, in addition to a triangle of land to the north east of the tarred servitude road marked as parking area and shown on the insert of the deed diagram of Cape Farm 992 on Schedule A;
- 2.3 "the Non-Affected Area" shall mean that portion of the Property which is not included in the "Affected Area";
- 2.4 "the Agreement" shall mean this Agreement with Management Plan and any annexures thereto which have been signed by both Parties;
- 2.5 "the Beneficiary" shall mean such person, or body, which may have obtained servitude on other rights over the Property by means of an agreement other than this Agreement;
- 2.6 "the Board" shall mean the National Parks Board established in terms of the Act;

"Relevant local authority" shall mean that local authority in whom, in the absence of this agreement, the land would otherwise vest or, in the absence of this agreement would otherwise exercise the power or function referred to in this agreement;

"Restructuring agreements" shall mean those agreements concluded in terms of section 10C(4) of the Local Government Transition Act in respect of the Cape Metropolitan Area, and relating firstly to Staff, secondly to Assets and Liabilities, and thirdly to Functions, Powers and Duties.

3. LAND

3.1 The following land shall form the subject matter of this agreement:

- i. The properties contained in Schedule D to this agreement;
- ii. Unless otherwise agreed between the South African National Parks and the relevant local authority, those properties contained in Schedule B to this agreement with the exception of those parts upon which is located local authority infrastructure and which is necessary for the provision of services and the exercise of functions remaining the responsibility of that local authority or which that local authority reasonably requires for the provision of services and the exercise of its functions;
- iii. Those portions of the properties contained in Schedule C to this agreement which are located within the existing boundaries of the CPPNE and such further portions as may be located outside the boundaries of the CPPNE but which have been identified for inclusion in the national park;

[Handwritten signatures and initials]

- iv. The South African National Parks shall forthwith compile specifications acceptable to all parties and thereafter call for tenders for the survey of all the portions of the properties contained in Schedules B and C to be excluded from the park and for the transfer of the land sold in terms of this agreement.

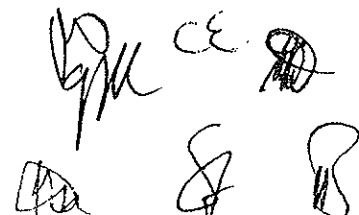
3.2 It is recorded that:

- i. Notwithstanding the provisions of this agreement, the Cape Metropolitan Council shall retain the use of the Buffelsbay cottage in the Cape of Good Hope Nature Reserve which it shall maintain at its own cost;
- ii. The properties contained in Schedule A to this agreement shall be subject to further negotiation between the South African National Parks and the relevant local authority. Until agreement is reached between the South African National Parks and the relevant local authority in respect of each property listed in Schedule A, that property shall not be proclaimed a national park, whether in terms of either section 2C, section 2B(1)(b) or other provision of the Act.

4. OBJECT OF THIS AGREEMENT

Subject to the further provisions and conditions of this agreement, the local authorities hereby transfer to the South African National Parks as a going concern their respective conservation management functions on the land. In furtherance of this objective, the local authorities hereby do the following:

- 4.1 From the effective date, transfer to the South African National Parks control of the land;

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- 4.2 From the effective date, transfer to the South African National Parks all assets, including but not limited to the movables listed in Schedule E to this agreement, liabilities, rights and obligations associated with their respective conservation management functions. The local authorities shall each advise the South African National Parks in writing by no later than 1 May 1998 of the liabilities to be transferred in terms hereof;
- 4.3 From the effective date, transfer to the South African National Parks all staff associated with their respective conservation management functions, which staff, together with their respective current job titles, are listed in Schedule F to this agreement;
- 4.4 Sell the land lock, stock and barrel to the South African National Parks. Insofar as the sale and transfer of a property to the South African National Parks, subject to the provisions of this agreement, may be ultra vires the powers of the South African National Parks, such sale and transfer shall be deemed to be conditionally suspensive upon the taking of such steps as may be necessary to render the sale and transfer intra vires;
- 4.5. Unless otherwise agreed between the South African National Parks and the relevant local authority, ownership of a property contained in Schedule B or C shall not be transferred to the South African National Parks until the portion to be excluded has been surveyed and subdivided out of the property;
- 4.6 Until such time as the suspensive conditions are satisfied and the land has been proclaimed as a national park in terms of section 2C of the Act and included in Schedule 1 to the Act, the local authorities lease to the South African National Parks the properties contained in Schedule D in its entirety, those properties contained in Schedule B, with the exception of that infrastructure located on the properties which is required by the relevant authorities for the exercise of those

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functions remaining their respective responsibility and, after survey, those parts of the properties listed in Schedule C which are to be included in the national park.

- 4.7. The lease shall commence on the effective date and shall continue until transfer is effected or expiry of a period of 99 years, whichever be the sooner, and shall, at the option of any of the parties, be registered in the Deeds Registry. The provisions of this agreement shall apply mutatis mutandis to such lease.

5. CONSIDERATION

- 5.1 From the effective date until date of termination of the lease, the South African National Parks shall pay to the relevant local authority an amount of R100,00 as consideration for the rental of the land, such payment to be effected upon expiry of the lease period.
- 5.2 Upon transfer of the land from each of the relevant local authorities to the South African National Parks, the South African National Parks shall pay to the relevant local authority an amount of R100,00, being the purchase price of all the land so transferred.
- 5.3 There shall be no consideration payable by the South African National Parks for the transfer to them of the conservation management functions or the associated staff, assets, liabilities, rights and obligations.

6. EFFECTIVE DATE

- 6.1. Upon the effective date the relevant local authorities shall cease their function of conservation management of the land, which shall include the management of the tourism and recreation function thereon, and

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7.3. The proclamation of the land as a national park in terms of section 2C of the Act shall be effected as soon as possible after transfer of the land to the South African National Parks.

7.4. Unless otherwise agreed between the South African National Parks and the relevant local authority, a property contained in Schedule B or C shall not be proclaimed a national park in terms of Section 2C until the portion to be excluded has been surveyed and sub-divided out of the property.

8. SERVITUDES

The lease and subsequent sale and transfer of the land from the local authorities to the South African National Parks shall be subject to such existing and future servitudes, rights of way or other restrictions necessary to afford the relevant local authority access to and management and maintenance of municipal infrastructure on the land for the provision of services and exercise of functions remaining the responsibility of that local authority, including the supply of water to the Cape metropolitan area.

9. FUTURE FUNDING

9.1. Each of the local authorities shall, for a period of five years from the effective date, as a contribution towards to the management and maintenance costs of the park, annually pay to the South African National Parks the following amounts:

- i. Cape Metropolitan Council - R4 000 000.00 which amount, on the anniversary of the effective date, shall escalate by an amount in proportion to the Consumer Price Index;
- ii. South Peninsula Municipality - R1 400 000.00;
- iii. Cape Town City Council - R4 700 000.00.

Handwritten signatures and initials are present in the bottom right corner of the page.

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- iii. The South African National Parks shall ensure that all buildings are erected in accordance with the plans as scrutinised by the relevant local authority.

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16.2 Unless otherwise agreed in regard to specific parts thereof, the relevant local authority or other organ of state shall be responsible for the maintenance of public roads and statutory road reserves within the future national park. It is recorded that within the road reserves the provisions of the Road Traffic Act, No 29 of 1989, the Urban Transport Act No 78 of 1977, the Roads Ordinance No 19 of 1976, including all applicable regulations, policy documents and manuals, and other relevant legislation shall apply.

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17.2 Recommendations regarding the levying of charges at entry points to the land where an access fee is currently charged shall be referred to the National Park Committee for consideration and recommendation to the South African National Parks.

18. RATES AND TAXES

Save insofar as it may be precluded from doing so by the provisions of the Act, the relevant local authority shall be entitled to levy and collect within the park all rates, taxes or like imposts to which it is in law entitled.

Handwritten signatures and initials:
A large stylized signature 'B' at the top right.
Below it, several sets of initials and signatures, including 'gm', 'CE', and 'SA'.

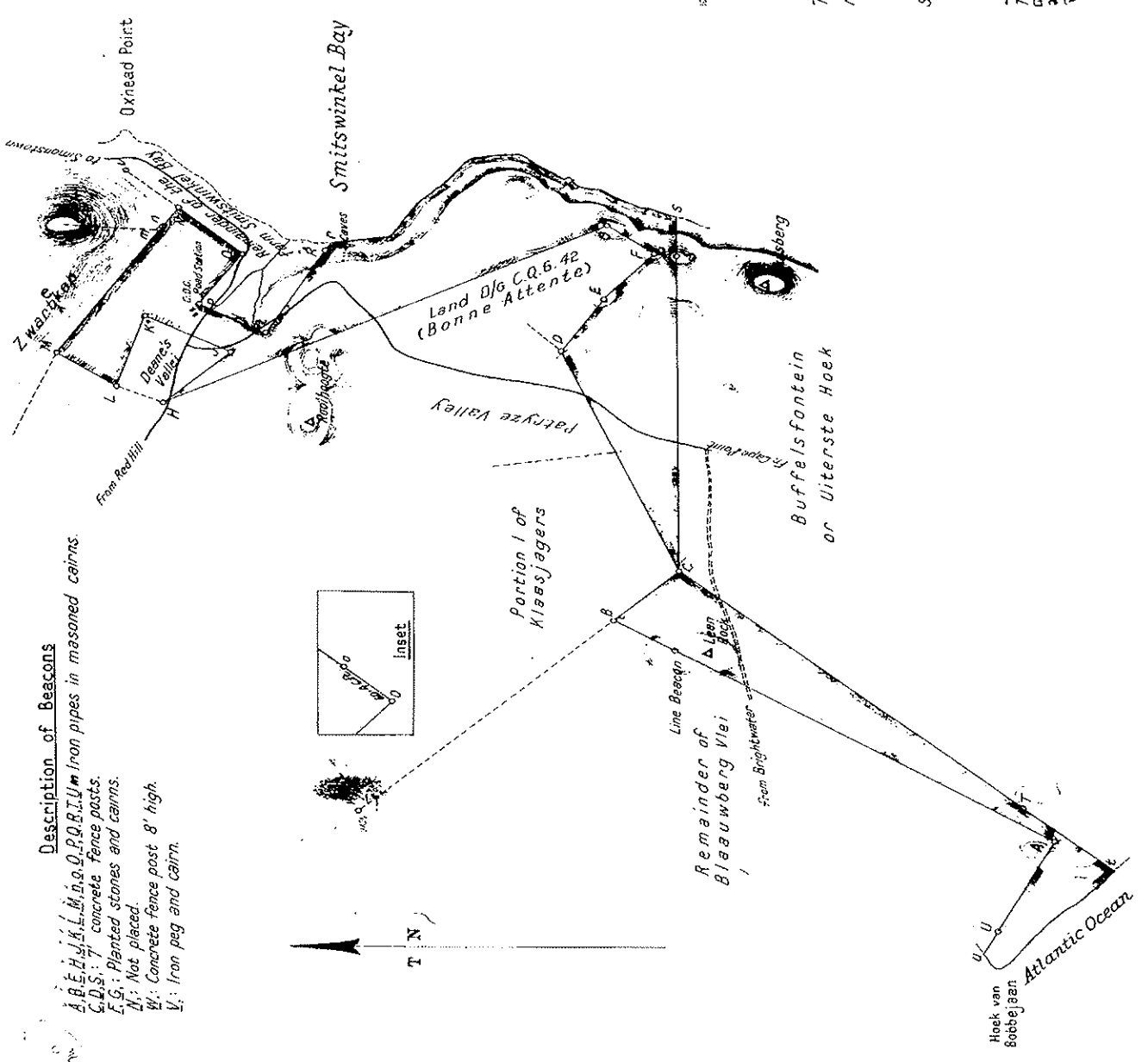
S. G. No. 1613/45

Approved

Surveyor-General
8-11-1945

CROWN LAND DIAGRAM
Bd. 17, Art. No. 9 of 1927

SIDES Cape feet	ANGLES OF DIRECTION	SYSTEM OF COORDINATES C.P.A. - II
AB 11957.6	210° 46' 00"	Constants to be added + 443000.0 + 27 531.8 + 98 8713.3
BC 1932.5	317° 48' 20"	A + 21 495.0 + 29 747.9
CD 6265.9	285° 18' 20"	B + 20 777.0 + 28 130.1
DE 1664.6	304° 45' 00"	C + 14 494.1 + 29 078.9
EF 1887.2	310° 24' 50"	D + 13 176.4 + 29 107.9
FG 10619.5	216° 13' 20"	E + 11 907.9 + 29 123.0
GH 1960.2	318° 13' 20"	F + 11 186.5 + 29 123.0
HJ 2085.8	208° 13' 20"	G + 15 815.0 + 19 565.2
IJ 1931.4	198° 21' 00"	H + 14 511.5 + 21 029.3
KL 1557.0	214° 22' 40"	I + 15 465.3 + 18 542.7
LM 4603.5	304° 22' 40"	J + 14 539.5 + 17 822.6
MN 1653.7	40° 25' 40"	K + 10 760.1 + 19 657.9
NO 1614.9	173° 46' 10"	L + 11 942.2 + 21 273.0
OP 2486.5	300° 39' 10"	M + 13 252.5 + 20 329.0
QR 7684.1	0° 47' 30"	N + 14 010.7 + 21 736.5
RS 6200.5	88° 18' 00"	O + 11 977.1 + 23 026.2
ST 9671.4	38° 26' 43"	P + 20 771.0 + 30 647.6
TU 3257.1	296° 57' 40"	Q + 26 283.5 + 38 170.1
UV 7372.6	197° 48' 20"	R + 29 467.6 + 37 819.0
VA 4010.3	304° 22' 40"	S + 26 426.3 + 23 654.2
VB 593.2	304° 22' 40"	T + 11 229.7 + 19 527.0
VC 1449.2	220° 25' 48"	U + 9 609.3 + 18 756.8
VD 1863.3	40° 25' 40"	V + 11 939.5 + 21 294.6
VE 50.4	220° 25' 40"	W + 26 426.3 + 23 654.2
VF 180	300° 39' 10"	X + 11 977.1 + 23 026.2
VG 1000	289° 18' 00"	Y + 20 771.0 + 30 647.6
VH 2490	39° 26' 43"	Z + 26 283.5 + 38 170.1
VI 670	116° 57' 40"	m + 11 310.8 + 19 471.5



Description of Beacons
 A, B, E, H, J, K, L, M, N, O, P, Q, R, T, U, V Iron pipes in masoned cairns.
 C, D, S, T Concrete fence posts.
 L, G, I Planted stones and cairns.
 M, J Not placed.
 W Concrete fence post 8' high.
 V Iron peg and cairn.

The figure ABCDEFGHIJKLMNOPQR highwater mark s Ct highwater mark u A of land being represents '603-6474 Mangan

Lot N.R.

Situate in the Division of the Cape, Province of Cape of Good Hope. Surveyed in January 1945 by me

J. H. Mengers
Land Surveyor

This diagram is annexed to Crown Grant No 30/46 Dated 25.2.1946 In favour of Divisional Council of the Cape

S.G. File No. S 912/10
S.R. No. E. 317/45

Case No. 3046/45
Registrar of Deeds

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

29 May 1998

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1978 (ACT No. 57
OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declare, by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Ministers of Minerals and Energy; Agriculture; Arts, Culture, Science and Technology and Local Government, Western Cape, and subject to an agreement between the SA National Parks (the Board), the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality, as well as the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

Z. P. JORDAN**Minister of Environmental Affairs and Tourism****SCHEDULE****Municipality of Cape Town**

CT 12713	CT 12715	CT 47808
CT 47809/1	CT 47809/10	CT 4709/11
CT 47809/2	CT 47809/25	CT 47809/26
CT 47809/3	CT 47809/34	CT 47809/37
CT 47809/5	CT 47809/7	CT 47809/8
CT 47809/9	CT 47817	CT 47835
CT 47842	CT 47878	CT 47899

CT 47900	CT 47903	CT 47904
CT 47906	CT 47907	CT 47931
CT 47933	CT 47936	CT 47961
CT 47968	CT 47969	CT 47974
CT 47992	CT 47995	CT 47996
CT 47997	CT 48012	CT 48014
CT 48016	CT 48017	CT 48034
CT 48037	CT 48042	CT 48046
CT 48053	CT 48056	CT 48071
CT 48157	CT 49374	CT 88801
CT 88802	CT 983	CT 984
CT 985	CT 49374	CT 8801/1
CT 8802	CT 983/1	CT 984
CT 985/2	CB 12	CB 2
CB 23	CB 3	CLI 11
FRE 1	FRE 12	FRE 1231
FRE 1242	FRE 1243	FRE 1244
FRE 1245	FRE 1247	FRE 1249
FRE 1250	FRE 1251	FRE 13
FRE 1362	FRE 14	FRE 1412
FRE 1420	FRE 1426	FRE 1429
FRE 182	FRE 2	FRE 3
FRE 4	FRE 512	FRE 728
TBK 1033	TBK 1137	TBK 1140
TBK 1171	TBK 1172	TBK 1173
TBK 1174	TBK 1175	TBK 857
TBK 956	TBK 957	TBK 97
ORA 1996	ORA 1997	ORA 2000/1
ORA 2000/2	ORA 2001	ORA 2002

ORA 2003	ORA 2005	ORA 2009
ORA 2021	ORA 2453	ORA 658
VRE 1139	VRE 1165	VRE 1166
VRE 1179	VRE 1180	VRE 1213
VRE 1815	VRE 2084	VRE 614
CF 1068	CF 850	CF 851
CF 851/1	CF 855	CF 856
CF 857	CF 862	CF 870
CF 897	CF 898	CT 89895
CF 899	CF 900	CF 900/1
CF 902/9	CF 917	VRE 585
CB 1559		

Cape Metropolitan Council

		SCA 770
SCA 790	SCA 791	CF 1000/2
CF 1001	CF 1030	CF 1031
CF 1032	CF 1033	CF 1034
CF 1035	CF 1036	CF 1044/1
CF 1044/3	CF 1048	CF 1049/1
CF 1050	CF 1052/1	CF 1054
CF 1054/1	CF 1056/1	CF 1056/2
CF 1056/3	CF 1056/4	CF 1056/5
CF 1056/6	CF 1057	CF 1058
CF 1058	CF 1059	CF 983/1

South Peninsula Municipality

CT 84812	CT 85247	CT 85540
CT 86244	CT 86245	CT 86246
CT 86247	CT 86248	CT 86249
CT 86250	CT 86251	CT 86252
CT 86253	CT 86254	CT 86255
CT 86256	CT 86257	CT 86258
CT 86266	CT 86273	CT 86333
CT 86334	CT 86335	CT 86336
CT 86337	CT 86338	CT 86339
CT 86340	CT 86341	CT 86342
CT 86343	CT 86344	CT 86345
CT 86359	CT 86360	CT 86361
CT 86362	CT 86373	CT 86376
CT 86377	CT 86378	CT 86394
CT 86395	CT 86398	CT 86420
CT 86913	CT 88291	CT 88354
CT 88369	CT 88370	CT 88371
CT 88372	CT 88411	CT 88412
CT 88413	CT 88414	CT 88415
CT 88416	CT 88417	CT 88420
CT 88421	CT 88422	CT 88423
CT 88424	CT 88425	CT 88426
CT 88427	CT 88461	CT 88488
CT 88489	CT 88492	CT 88526
CT 88530	CT 88533	CT 88755
CT 88756	CT 88764	CT 88772
CT 88801/1	CT 88802	CT 89896

CT 90138	CT 90178	CT 90179
CT 90180	CT 90181	CT 90182
CT 90183	CT 90184	CT 90185
CT 90186	CT 90187	CT 90188
CT 90189	CT 90191	CT 90192
CT 90193	CT 90194	CT 90195
CT 90196	CT 90198	CT 90199
CT 90200	CT 90201	CT 90202
CT 90203	CT 90216	CT 90217
CT 90219	CT 90220	CT 90221
CT 90222	CT 90223	CT 90224
CT 90225	CT 90226	CT 90227
CT 90228/1	CT 90228/2	CT 90229
CT 90242	CT 90243	CT 90303
CT 93290	CT 93659	CON 1069
CON 1119	CON 4665	CON 4669
HB 1430	HB 1457	HB 1478
HB 1516	HB 1734	HB 1737
HB 1749	HB 1756	HB 1762
HB 1771	HB 1772	HB 1773
HB 1774	HB 1776	HB 1778
HB 1779	HB 1780	HB 1481
HB 1782	HB 1784	HB 1786
HB 1847	HB 2023	HB 2029
HB 2054	HB 2069	HB 2079
HB 2286	HB 2383	HB 2530
HB 2736	HB 2939	HB 2959
HB 2977	HB 3079	HB 3209
HB 3441	HB 3442	HB 3558

HB 3559	HB 3560	HB 3720
HB 4015	HB 4703	HB 4930
FH 12050	FH 12193	FH 7000
FH 8422	FH 8563	FH 8564
FH 8611	S'T (ROAD RESERVE)	S'T 1312
S'T 2010	S'T 2011	S'T 2402
S'T 2510	S'T 2577	S'T 4067
S'T 516	S'T 517/0/1	S'T 518
S'T 519	S'T 520	S'T 521
S'T 522	S'T 523	S'T 524
S'T 531	S'T 533	S'T 534
S'T 535	S'T 536	S'T 538
S'T 540	S'T 541	S'T 542
S'T 608	S'T 693	S'T 2060
OV 681	N 937	CF 1023
CF 1051/1	CF 1130/2	CF 1130/4
CF 1134	FH 12053	CF 1368
CF 914	CF 917	CF 921
CF 923/1	CF 923/2	CF 923/3
CF 923/4	CF 923/5	CF 923/6
CF 924	CF 926	CF 927
CF 927/3	CF 927/4	CF 948/1
CF 948/7	CF 948/7	CF 953/26
CF 955	CF 963/2	CF 971/2
CF 977/1	CF 979/2	CF 979/3
CF 983/6	CF 985/2	CF 994
CF 948/9	CF 1368	CF 940/4

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

municipalities

**HEADS OF AGREEMENT IN RESPECT OF
THE ALLOCATION OF LOCAL AUTHORITY LAND
IN THE CAPE PENINSULA PROTECTED NATURAL ENVIRONMENT
FOR THE PURPOSE OF
ESTABLISHING A NATIONAL PARK**

entered into between

CAPE METROPOLITAN COUNCIL

and

CAPE TOWN MUNICIPALITY

and

SOUTH PENINSULA MUNICIPALITY

and

SOUTH AFRICAN NATIONAL PARKS

Prepared by:

Syfret Godlonton-Fuller Moore Inc
Per : D Waddilove
11th Floor Waldorf Bldg
80 St George's Mall
Cape Town
Tel : 247030
Fax : 242346

1. PRELIMINARY

- 1.1 Clause headings are inserted for the sake of convenience only and shall not be read for the purposes of interpreting any provision of this Agreement.
- 1.2 Save where the context clearly indicates the contrary, any expression in this Agreement which refers to
- 1.2.1 a gender, shall include the other gender;
- 1.2.2 the singular shall include the plural and vice versa
- 1.3 Any reference in this Agreement to any legislation, regulation or other statutory provision shall be read as being reference to such legislation, regulation or statutory provision as currently enacted, and to any future amending or substituted legislation, regulation or statutory provision.

2. DEFINITIONS

In this Agreement, and the Schedules attached thereto, and unless the context clearly indicates a contrary intention :

- 2.1 "the Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof;
- 2.2 "the Affected Area" shall mean the site, dwelling and outbuildings which are being utilized by the **OWNERS** being that portion of the Property defined on the survey diagram attached as Schedule A, as the figure ABCDEFGHIJKL of 27859m² in extent, in addition to a triangle of land to the north east of the tarred servitude road marked as parking area and shown on the insert of the deed diagram of Cape Farm 992 on Schedule A;
- 2.3 "the Non-Affected Area" shall mean that portion of the Property which is not included in the "Affected Area";
- 2.4 "the Agreement" shall mean this Agreement with Management Plan and any annexures thereto which have been signed by both Parties;
- 2.5 "the Beneficiary" shall mean such person, or body, which may have obtained servitude on other rights over the Property by means of an agreement other than this Agreement;
- 2.6 "the Board" shall mean the National Parks Board established in terms of the Act;

"Relevant local authority" shall mean that local authority in whom, in the absence of this agreement, the land would otherwise vest or, in the absence of this agreement would otherwise exercise the power or function referred to in this agreement;

"Restructuring agreements" shall mean those agreements concluded in terms of section 10C(4) of the Local Government Transition Act in respect of the Cape Metropolitan Area, and relating firstly to Staff, secondly to Assets and Liabilities, and thirdly to Functions, Powers and Duties.

3. LAND

3.1 The following land shall form the subject matter of this agreement:

- i. The properties contained in Schedule D to this agreement;
- ii. Unless otherwise agreed between the South African National Parks and the relevant local authority, those properties contained in Schedule B to this agreement with the exception of those parts upon which is located local authority infrastructure and which is necessary for the provision of services and the exercise of functions remaining the responsibility of that local authority or which that local authority reasonably requires for the provision of services and the exercise of its functions;
- iii. Those portions of the properties contained in Schedule C to this agreement which are located within the existing boundaries of the CPPNE and such further portions as may be located outside the boundaries of the CPPNE but which have been identified for inclusion in the national park;

Handwritten signatures and initials, including "GM" and "CE", are present in the bottom right corner of the page.

- iv. The South African National Parks shall forthwith compile specifications acceptable to all parties and thereafter call for tenders for the survey of all the portions of the properties contained in Schedules B and C to be excluded from the park and for the transfer of the land sold in terms of this agreement.

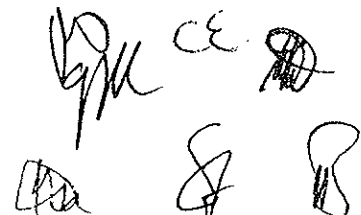
3.2 It is recorded that:

- i. Notwithstanding the provisions of this agreement, the Cape Metropolitan Council shall retain the use of the Buffelsbay cottage in the Cape of Good Hope Nature Reserve which it shall maintain at its own cost;
- ii. The properties contained in Schedule A to this agreement shall be subject to further negotiation between the South African National Parks and the relevant local authority. Until agreement is reached between the South African National Parks and the relevant local authority in respect of each property listed in Schedule A, that property shall not be proclaimed a national park, whether in terms of either section 2C, section 2B(1)(b) or other provision of the Act.

4. OBJECT OF THIS AGREEMENT

Subject to the further provisions and conditions of this agreement, the local authorities hereby transfer to the South African National Parks as a going concern their respective conservation management functions on the land. In furtherance of this objective, the local authorities hereby do the following:

- 4.1 From the effective date, transfer to the South African National Parks control of the land;

Handwritten signatures and initials, including 'GPK', 'CE', and several other illegible marks.

- 4.2 From the effective date, transfer to the South African National Parks all assets, including but not limited to the movables listed in Schedule E to this agreement, liabilities, rights and obligations associated with their respective conservation management functions. The local authorities shall each advise the South African National Parks in writing by no later than 1 May 1998 of the liabilities to be transferred in terms hereof;
- 4.3 From the effective date, transfer to the South African National Parks all staff associated with their respective conservation management functions, which staff, together with their respective current job titles, are listed in Schedule F to this agreement;
- 4.4 Sell the land lock, stock and barrel to the South African National Parks. Insofar as the sale and transfer of a property to the South African National Parks, subject to the provisions of this agreement, may be ultra vires the powers of the South African National Parks, such sale and transfer shall be deemed to be conditionally suspensive upon the taking of such steps as may be necessary to render the sale and transfer intra vires;
- 4.5. Unless otherwise agreed between the South African National Parks and the relevant local authority, ownership of a property contained in Schedule B or C shall not be transferred to the South African National Parks until the portion to be excluded has been surveyed and subdivided out of the property;
- 4.6 Until such time as the suspensive conditions are satisfied and the land has been proclaimed as a national park in terms of section 2C of the Act and included in Schedule 1 to the Act, the local authorities lease to the South African National Parks the properties contained in Schedule D in its entirety, those properties contained in Schedule B, with the exception of that infrastructure located on the properties which is required by the relevant authorities for the exercise of those

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functions remaining their respective responsibility and, after survey, those parts of the properties listed in Schedule C which are to be included in the national park.

4.7. The lease shall commence on the effective date and shall continue until transfer is effected or expiry of a period of 99 years, whichever be the sooner, and shall, at the option of any of the parties, be registered in the Deeds Registry. The provisions of this agreement shall apply mutatis mutandis to such lease.

5. CONSIDERATION

5.1 From the effective date until date of termination of the lease, the South African National Parks shall pay to the relevant local authority an amount of R100,00 as consideration for the rental of the land, such payment to be effected upon expiry of the lease period.

5.2 Upon transfer of the land from each of the relevant local authorities to the South African National Parks, the South African National Parks shall pay to the relevant local authority an amount of R100,00, being the purchase price of all the land so transferred.

5.3 There shall be no consideration payable by the South African National Parks for the transfer to them of the conservation management functions or the associated staff, assets, liabilities, rights and obligations.

6. EFFECTIVE DATE

6.1. Upon the effective date the relevant local authorities shall cease their function of conservation management of the land, which shall include the management of the tourism and recreation function thereon, and

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7.3. The proclamation of the land as a national park in terms of section 2C of the Act shall be effected as soon as possible after transfer of the land to the South African National Parks.

7.4. Unless otherwise agreed between the South African National Parks and the relevant local authority, a property contained in Schedule B or C shall not be proclaimed a national park in terms of Section 2C until the portion to be excluded has been surveyed and sub-divided out of the property.

8. SERVITUDES

The lease and subsequent sale and transfer of the land from the local authorities to the South African National Parks shall be subject to such existing and future servitudes, rights of way or other restrictions necessary to afford the relevant local authority access to and management and maintenance of municipal infrastructure on the land for the provision of services and exercise of functions remaining the responsibility of that local authority, including the supply of water to the Cape metropolitan area.

9. FUTURE FUNDING

9.1. Each of the local authorities shall, for a period of five years from the effective date, as a contribution towards to the management and maintenance costs of the park, annually pay to the South African National Parks the following amounts:

- i. Cape Metropolitan Council - R4 000 000.00 which amount, on the anniversary of the effective date, shall escalate by an amount in proportion to the Consumer Price Index;
- ii. South Peninsula Municipality - R1 400 000.00;
- iii. Cape Town City Council - R4 700 000.00.

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- ii. In the absence of such scrutiny and compliance or recommended waiver of compliance the South African National Parks shall not proceed with the building works or allow such works to proceed;
- iii. The South African National Parks shall ensure that all buildings are erected in accordance with the plans as scrutinised by the relevant local authority.

15.4 It is recorded that the provisions of this clause shall not apply to land within the park, other than land forming the subject matter of this agreement, insofar as it may be ultra vires the Act to proclaim that other land to be a national park and include it in the land defined in Schedule 1 to the Act whilst the provisions of this clause apply.

16. ROADS

16.1 The South African National Parks shall be responsible for the management and maintenance of existing and future private roads and closed roads upon the land.

16.2 Unless otherwise agreed in regard to specific parts thereof, the relevant local authority or other organ of state shall be responsible for the maintenance of public roads and statutory road reserves within the future national park. It is recorded that within the road reserves the provisions of the Road Traffic Act, No 29 of 1989, the Urban Transport Act No 78 of 1977, the Roads Ordinance No 19 of 1976, including all applicable regulations, policy documents and manuals, and other relevant legislation shall apply.

16.3 Insofar as it is reasonable and necessary in the future for the sake of effecting work on roads remaining the responsibility of the local authorities or remedial work associated with such roads, the South African National Parks shall allow the relevant local authority to temporarily encroach on the land abutting on the road reserve.

[Handwritten signatures and initials]

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17.2 Recommendations regarding the levying of charges at entry points to the land where an access fee is currently charged shall be referred to the National Park Committee for consideration and recommendation to the South African National Parks.

18. RATES AND TAXES

Save insofar as it may be precluded from doing so by the provisions of the Act, the relevant local authority shall be entitled to levy and collect within the park all rates, taxes or like imposts to which it is in law entitled.

[Handwritten signatures and initials]

The Farm.....No. 862....

CAPE

The diagram D.E.F.G. represents 18 Morgen 209 Square Roods of land situate in the Cape District between Newlands and Table Mountain.

- Extending N.W. to Table Mountain
- S.W. to Quitrent Land of Alexr. van Breda
- S.E. to Mr. Marrison's Land, and
- N.E. to the remaining Govt. Land applied for by D. van Reenen.

Surveyed in August 1828 by me

J. Knobel

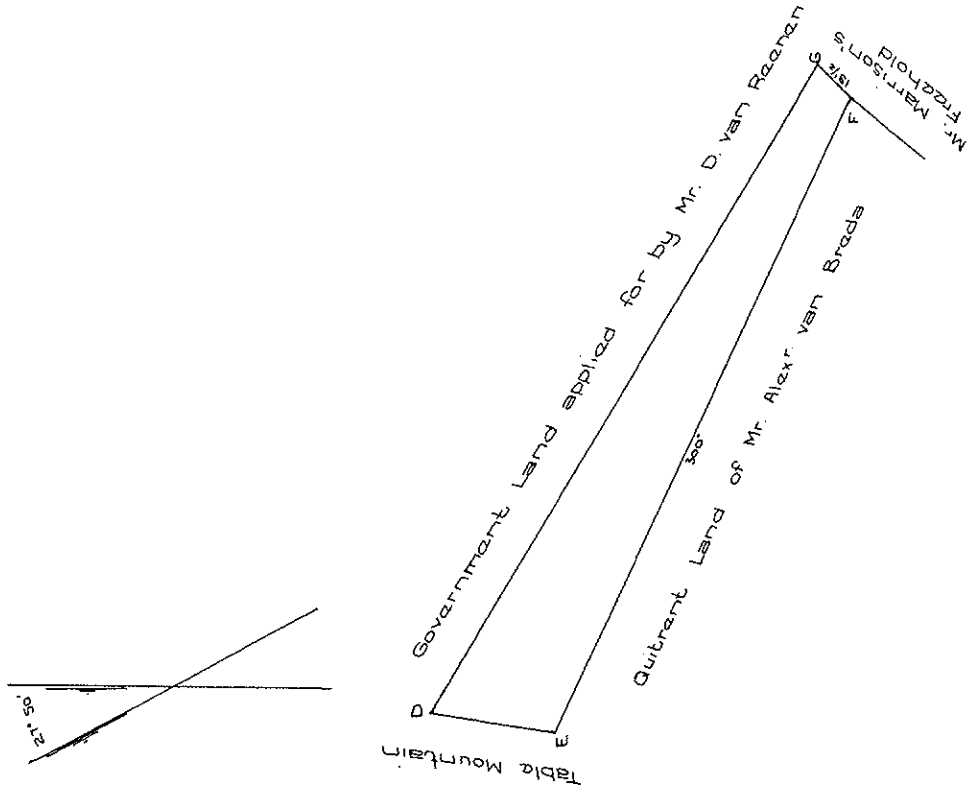
Srn. Surveyor.

Copied by
(Sgd.) A. Auret
Draftsman
Surveyor-General's Office.

GS

BH 7000
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BH 700/134
1832

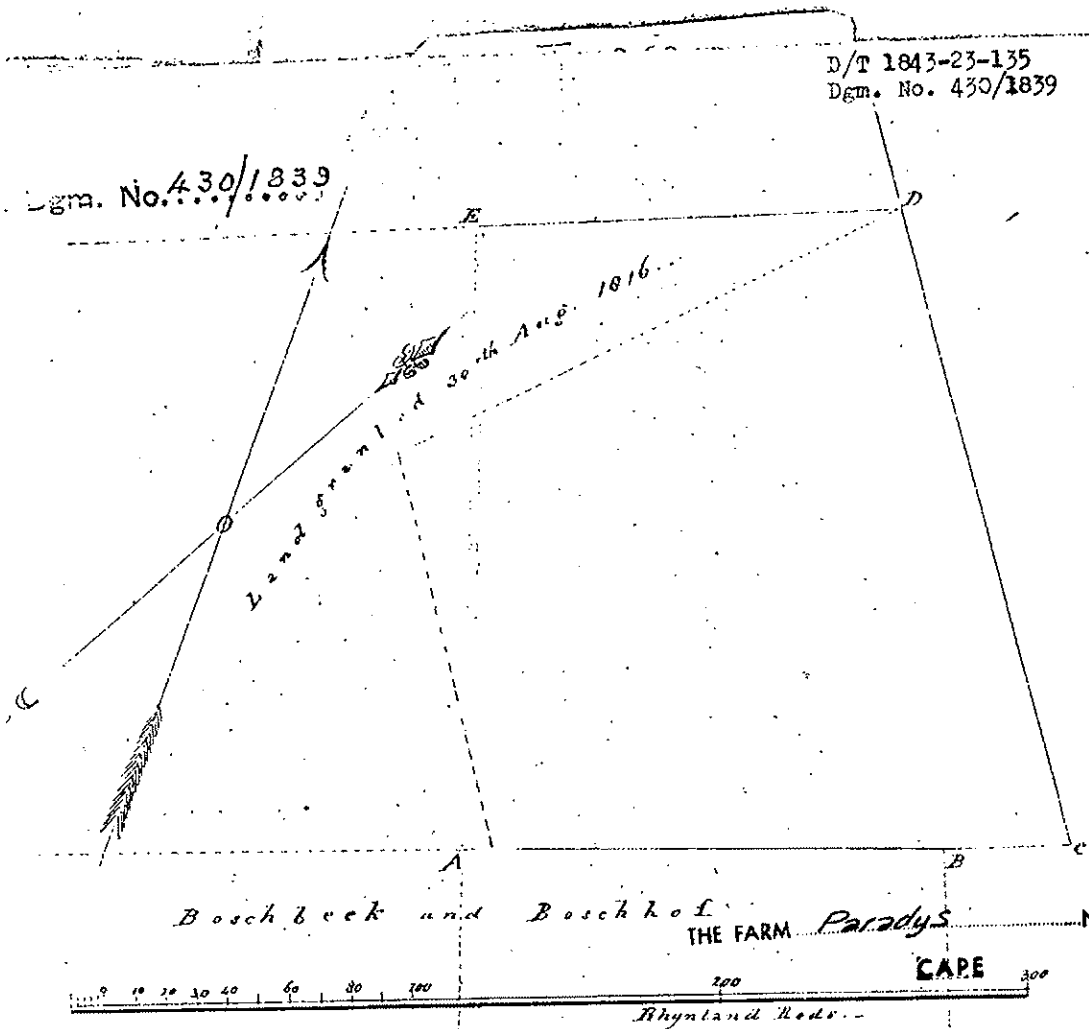
Copied from diagram relating
Title.....Deed No. C.2. 6-16
dated 27.3.1832
for Surveyor-General
H. B. 1868



B, C

D/T 1843-23-135
Dgm. No. 430/1839

Dgm. No. 430/1839



Boschbeck and Boschhof
THE FARM Parady's No. 870

0 10 20 30 40 60 80 100 200 300
CAPE
Rhymland Neders.

The above Diagram A B C D E, represents 50 Morgen 117 Square Neders of Freehold Land, situate in the Cape District, on the N. Side of Table Mountain being part of the Property of M^r. Alexander van Breda by Diagram of the Estates Boschhoff, Boschhof & Parady's certified by the Colonial Secretary 9th Aug^o 1816, and Table deed granted 30th August 1816; now constituting the Estate called Parady's.

Extending N.W. to the Table Mountain, S.E. to Land of M^r. Alex^r. van Breda, S. to the Estate Boschhoff, N.W. to Land attached to the Estate Boschbeck.

Surveyed and divided according to the above written original Diagrams in Aug^o 1839. - by me

W. Schabert
Surveyor

CHECKED
E T A CHECKED 14

BH - 7DD/Y32

BH - 7DDC

A.S.

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

29 May 1998

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1978 (ACT No. 57
OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declare, by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Ministers of Minerals and Energy; Agriculture; Arts, Culture, Science and Technology and Local Government, Western Cape, and subject to an agreement between the SA National Parks (the Board), the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality, as well as the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

Z. P. JORDAN**Minister of Environmental Affairs and Tourism****SCHEDULE****Municipality of Cape Town**

CT 12713	CT 12715	CT 47808
CT 47809/1	CT 47809/10	CT 4709/11
CT 47809/2	CT 47809/25	CT 47809/26
CT 47809/3	CT 47809/34	CT 47809/37
CT 47809/5	CT 47809/7	CT 47809/8
CT 47809/9	CT 47817	CT 47835
CT 47842	CT 47878	CT 47899

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CT 985	CT 49374	CT 8801/1
CT 8802	CT 983/1	CT 984
CT 985/2	CB 12	CB 2
CB 23	CB 3	CLI 11
FRE 1	FRE 12	FRE 1231
FRE 1242	FRE 1243	FRE 1244
FRE 1245	FRE 1247	FRE 1249
FRE 1250	FRE 1251	FRE 13
FRE 1362	FRE 14	FRE 1412
FRE 1420	FRE 1426	FRE 1429
FRE 182	FRE 2	FRE 3
FRE 4	FRE 512	FRE 728
TBK 1033	TBK 1137	TBK 1140
TBK 1171	TBK 1172	TBK 1173
TBK 1174	TBK 1175	TBK 857
TBK 956	TBK 957	TBK 97
ORA 1996	ORA 1997	ORA 2000/1
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ORA 2003	ORA 2005	ORA 2009
ORA 2021	ORA 2453	ORA 658
VRE 1139	VRE 1165	VRE 1166
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VRE 1815	VRE 2084	VRE 614
CF 1068	CF 850	CF 851
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CF 857	CF 862	CF 870
CF 897	CF 898	CT 89895
CF 899	CF 900	CF 900/1
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CB 1559		

Cape Metropolitan Council

		SCA 770
SCA 790	SCA 791	CF 1000/2
CF 1001	CF 1030	CF 1031
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CF 1050	CF 1052/1	CF 1054
CF 1054/1	CF 1056/1	CF 1056/2
CF 1056/3	CF 1056/4	CF 1056/5
CF 1056/6	CF 1057	CF 1058
CF 1058	CF 1059	CF 983/1

South Peninsula Municipality

CT 84812	CT 85247	CT 85540
CT 86244	CT 86245	CT 86246
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CT 90200	CT 90201	CT 90202
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CT 90219	CT 90220	CT 90221
CT 90222	CT 90223	CT 90224
CT 90225	CT 90226	CT 90227
CT 90228/1	CT 90228/2	CT 90229
CT 90242	CT 90243	CT 90303
CT 93290	CT 93659	CON 1069
CON 1119	CON 4665	CON 4669
HB 1430	HB 1457	HB 1478
HB 1516	HB 1734	HB 1737
HB 1749	HB 1756	HB 1762
HB 1771	HB 1772	HB 1773
HB 1774	HB 1776	HB 1778
HB 1779	HB 1780	HB 1481
HB 1782	HB 1784	HB 1786
HB 1847	HB 2023	HB 2029
HB 2054	HB 2069	HB 2079
HB 2286	HB 2383	HB 2530
HB 2736	HB 2939	HB 2959
HB 2977	HB 3079	HB 3209
HB 3441	HB 3442	HB 3558

HB 3559	HB 3560	HB 3720
HB 4015	HB 4703	HB 4930
FH 12050	FH 12193	FH 7000
FH 8422	FH 8563	FH 8564
FH 8611	S'T (ROAD RESERVE)	S'T 1312
S'T 2010	S'T 2011	S'T 2402
S'T 2510	S'T 2577	S'T 4067
S'T 516	S'T 517/0/1	S'T 518
S'T 519	S'T 520	S'T 521
S'T 522	S'T 523	S'T 524
S'T 531	S'T 533	S'T 534
S'T 535	S'T 536	S'T 538
S'T 540	S'T 541	S'T 542
S'T 608	S'T 693	S'T 2060
OV 681	N 937	CF 1023
CF 1051/1	CF 1130/2	CF 1130/4
CF 1134	FH 12053	CF 1368
CF 914	CF 917	CF 921
CF 923/1	CF 923/2	CF 923/3
CF 923/4	CF 923/5	CF 923/6
CF 924	CF 926	CF 927
CF 927/3	CF 927/4	CF 948/1
CF 948/7	CF 948/7	CF 953/26
CF 955	CF 963/2	CF 971/2
CF 977/1	CF 979/2	CF 979/3
CF 983/6	CF 985/2	CF 994
CF 948/9	CF 1368	CF 940/4

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

municipalities

**HEADS OF AGREEMENT IN RESPECT OF
THE ALLOCATION OF LOCAL AUTHORITY LAND
IN THE CAPE PENINSULA PROTECTED NATURAL ENVIRONMENT
FOR THE PURPOSE OF
ESTABLISHING A NATIONAL PARK**

entered into between

CAPE METROPOLITAN COUNCIL

and

CAPE TOWN MUNICIPALITY

and

SOUTH PENINSULA MUNICIPALITY

and

SOUTH AFRICAN NATIONAL PARKS

Prepared by:

Syfret Godlonton-Fuller Moore Inc
Per : D Waddilove
11th Floor Waldorf Bldg
80 St George's Mall
Cape Town
Tel : 247030
Fax : 242346

1. PRELIMINARY

- 1.1 Clause headings are inserted for the sake of convenience only and shall not be read for the purposes of interpreting any provision of this Agreement.
- 1.2 Save where the context clearly indicates the contrary, any expression in this Agreement which refers to
- 1.2.1 a gender, shall include the other gender;
- 1.2.2 the singular shall include the plural and vice versa
- 1.3 Any reference in this Agreement to any legislation, regulation or other statutory provision shall be read as being reference to such legislation, regulation or statutory provision as currently enacted, and to any future amending or substituted legislation, regulation or statutory provision.

2. DEFINITIONS

In this Agreement, and the Schedules attached thereto, and unless the context clearly indicates a contrary intention :

- 2.1 "the Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof;
- 2.2 "the Affected Area" shall mean the site, dwelling and outbuildings which are being utilized by the **OWNERS** being that portion of the Property defined on the survey diagram attached as Schedule A, as the figure ABCDEFGHIJKL of 27859m² in extent, in addition to a triangle of land to the north east of the tarred servitude road marked as parking area and shown on the insert of the deed diagram of Cape Farm 992 on Schedule A;
- 2.3 "the Non-Affected Area" shall mean that portion of the Property which is not included in the "Affected Area";
- 2.4 "the Agreement" shall mean this Agreement with Management Plan and any annexures thereto which have been signed by both Parties;
- 2.5 "the Beneficiary" shall mean such person, or body, which may have obtained servitude on other rights over the Property by means of an agreement other than this Agreement;
- 2.6 "the Board" shall mean the National Parks Board established in terms of the Act;

"Relevant local authority" shall mean that local authority in whom, in the absence of this agreement, the land would otherwise vest or, in the absence of this agreement would otherwise exercise the power or function referred to in this agreement;

"Restructuring agreements" shall mean those agreements concluded in terms of section 10C(4) of the Local Government Transition Act in respect of the Cape Metropolitan Area, and relating firstly to Staff, secondly to Assets and Liabilities, and thirdly to Functions, Powers and Duties.

3. LAND

3.1 The following land shall form the subject matter of this agreement:

- i. The properties contained in Schedule D to this agreement;
- ii. Unless otherwise agreed between the South African National Parks and the relevant local authority, those properties contained in Schedule B to this agreement with the exception of those parts upon which is located local authority infrastructure and which is necessary for the provision of services and the exercise of functions remaining the responsibility of that local authority or which that local authority reasonably requires for the provision of services and the exercise of its functions;
- iii. Those portions of the properties contained in Schedule C to this agreement which are located within the existing boundaries of the CPPNE and such further portions as may be located outside the boundaries of the CPPNE but which have been identified for inclusion in the national park;

Handwritten signatures and initials:
A large signature, possibly "G.M.", is written above several smaller initials and marks, including "CE", a circled mark, and other illegible scribbles.

- iv. The South African National Parks shall forthwith compile specifications acceptable to all parties and thereafter call for tenders for the survey of all the portions of the properties contained in Schedules B and C to be excluded from the park and for the transfer of the land sold in terms of this agreement.

3.2 It is recorded that:

- i. Notwithstanding the provisions of this agreement, the Cape Metropolitan Council shall retain the use of the Buffelsbay cottage in the Cape of Good Hope Nature Reserve which it shall maintain at its own cost;
- ii. The properties contained in Schedule A to this agreement shall be subject to further negotiation between the South African National Parks and the relevant local authority. Until agreement is reached between the South African National Parks and the relevant local authority in respect of each property listed in Schedule A, that property shall not be proclaimed a national park, whether in terms of either section 2C, section 2B(1)(b) or other provision of the Act.

4. OBJECT OF THIS AGREEMENT

Subject to the further provisions and conditions of this agreement, the local authorities hereby transfer to the South African National Parks as a going concern their respective conservation management functions on the land. In furtherance of this objective, the local authorities hereby do the following:

- 4.1 From the effective date, transfer to the South African National Parks control of the land;

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- 4.2 From the effective date, transfer to the South African National Parks all assets, including but not limited to the movables listed in Schedule E to this agreement, liabilities, rights and obligations associated with their respective conservation management functions. The local authorities shall each advise the South African National Parks in writing by no later than 1 May 1998 of the liabilities to be transferred in terms hereof;
- 4.3 From the effective date, transfer to the South African National Parks all staff associated with their respective conservation management functions, which staff, together with their respective current job titles, are listed in Schedule F to this agreement;
- 4.4 Sell the land lock, stock and barrel to the South African National Parks. Insofar as the sale and transfer of a property to the South African National Parks, subject to the provisions of this agreement, may be ultra vires the powers of the South African National Parks, such sale and transfer shall be deemed to be conditionally suspensive upon the taking of such steps as may be necessary to render the sale and transfer intra vires;
- 4.5. Unless otherwise agreed between the South African National Parks and the relevant local authority, ownership of a property contained in Schedule B or C shall not be transferred to the South African National Parks until the portion to be excluded has been surveyed and subdivided out of the property;
- 4.6 Until such time as the suspensive conditions are satisfied and the land has been proclaimed as a national park in terms of section 2C of the Act and included in Schedule 1 to the Act, the local authorities lease to the South African National Parks the properties contained in Schedule D in its entirety, those properties contained in Schedule B, with the exception of that infrastructure located on the properties which is required by the relevant authorities for the exercise of those

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functions remaining their respective responsibility and, after survey, those parts of the properties listed in Schedule C which are to be included in the national park.

- 4.7. The lease shall commence on the effective date and shall continue until transfer is effected or expiry of a period of 99 years, whichever be the sooner, and shall, at the option of any of the parties, be registered in the Deeds Registry. The provisions of this agreement shall apply mutatis mutandis to such lease.

5. CONSIDERATION

- 5.1 From the effective date until date of termination of the lease, the South African National Parks shall pay to the relevant local authority an amount of R100,00 as consideration for the rental of the land, such payment to be effected upon expiry of the lease period.
- 5.2 Upon transfer of the land from each of the relevant local authorities to the South African National Parks, the South African National Parks shall pay to the relevant local authority an amount of R100,00, being the purchase price of all the land so transferred.
- 5.3 There shall be no consideration payable by the South African National Parks for the transfer to them of the conservation management functions or the associated staff, assets, liabilities, rights and obligations.

6. EFFECTIVE DATE

- 6.1. Upon the effective date the relevant local authorities shall cease their function of conservation management of the land, which shall include the management of the tourism and recreation function thereon, and

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7.3. The proclamation of the land as a national park in terms of section 2C of the Act shall be effected as soon as possible after transfer of the land to the South African National Parks.

7.4. Unless otherwise agreed between the South African National Parks and the relevant local authority, a property contained in Schedule B or C shall not be proclaimed a national park in terms of Section 2C until the portion to be excluded has been surveyed and sub-divided out of the property.

8. SERVITUDES

The lease and subsequent sale and transfer of the land from the local authorities to the South African National Parks shall be subject to such existing and future servitudes, rights of way or other restrictions necessary to afford the relevant local authority access to and management and maintenance of municipal infrastructure on the land for the provision of services and exercise of functions remaining the responsibility of that local authority, including the supply of water to the Cape metropolitan area.

9. FUTURE FUNDING

9.1. Each of the local authorities shall, for a period of five years from the effective date, as a contribution towards to the management and maintenance costs of the park, annually pay to the South African National Parks the following amounts:

- i. Cape Metropolitan Council - R4 000 000.00 which amount, on the anniversary of the effective date, shall escalate by an amount in proportion to the Consumer Price Index;
- ii. South Peninsula Municipality - R1 400 000.00;
- iii. Cape Town City Council - R4 700 000.00.

MO
gmu
CE
R
R

- ii. In the absence of such scrutiny and compliance or recommended waiver of compliance the South African National Parks shall not proceed with the building works or allow such works to proceed;
- iii. The South African National Parks shall ensure that all buildings are erected in accordance with the plans as scrutinised by the relevant local authority.

15.4 It is recorded that the provisions of this clause shall not apply to land within the park, other than land forming the subject matter of this agreement, insofar as it may be ultra vires the Act to proclaim that other land to be a national park and include it in the land defined in Schedule 1 to the Act whilst the provisions of this clause apply.

16. ROADS

16.1 The South African National Parks shall be responsible for the management and maintenance of existing and future private roads and closed roads upon the land.

16.2 Unless otherwise agreed in regard to specific parts thereof, the relevant local authority or other organ of state shall be responsible for the maintenance of public roads and statutory road reserves within the future national park. It is recorded that within the road reserves the provisions of the Road Traffic Act, No 29 of 1989, the Urban Transport Act No 78 of 1977, the Roads Ordinance No 19 of 1976, including all applicable regulations, policy documents and manuals, and other relevant legislation shall apply.

16.3 Insofar as it is reasonable and necessary in the future for the sake of effecting work on roads remaining the responsibility of the local authorities or remedial work associated with such roads, the South African National Parks shall allow the relevant local authority to temporarily encroach on the land abutting on the road reserve.

MOCE
PA

16.4 In the event of a part of the land being necessary in the future for the establishment by the local authorities of a new public road or the widening or protection of an existing public road, such part of the land shall be made available free of compensation by the South African National Parks to the relevant authority. The South African National Parks shall use its best endeavours to secure the deproclamation as a national park of the land to be made available in terms of this clause, insofar as it may be necessary to have that land deproclaimed.

17. ACCESS CHARGES

17.1 The South African National Parks shall obtain the prior written consent of the relevant local authority to the levying of charges by the South African National Parks for access by members of the public to those areas of the land where access is currently allowed by the relevant local authority at no charge.

17.2 Recommendations regarding the levying of charges at entry points to the land where an access fee is currently charged shall be referred to the National Park Committee for consideration and recommendation to the South African National Parks.

18. RATES AND TAXES

Save insofar as it may be precluded from doing so by the provisions of the Act, the relevant local authority shall be entitled to levy and collect within the park all rates, taxes or like imposts to which it is in law entitled.

Handwritten signatures and initials:
A large stylized 'B' at the top right.
Below it, 'gm' and 'CE' with a circled 'E'.
At the bottom, 'C' and 'S'.

OFFICER

No. 7613/51

Approved

Surveyor-General

Sheet No. 6

SIDE	Feet	ANGLE OF DIRECTION	SYSTEM OF
ab	285.92	302.03 40 s	19°
bc	465.12	264.57 10 b	19°
cd	203.22	275.05 10 c	19°
de	104.73	273.51 20 c	19°
ef	228.80	296.50 00 e	19°
fg	228.15	309.44 30 f	19°
gh	250.87	292.13 00 g	19°
hi	225.81	241.12 20 h	19°
ij	22.19	334.28 20 i	19°
jk	935.52	341.10 10 j	19°
kl	457.85	10.58 30 k	19°
lm	446.58	285.23 30 l	19°
mn	893.33	4.59 00 m	19°
no	267.55	93.41 20 n	19°
op	222.26	183.41 20 o	19°
qp	59.22	157.02 20 p	19°
rq	560.74	151.26 20 q	19°
rs	165.43	178.20 50 r	19°
st	162.89	258.05 10 s	19°
tu	885.34	198.40 00 t	19°
uv			
uw			
Center of excluded circular figure			
Radius of circle			
	290.42 feet		

Beacon description.

- a. 1" peg in concrete beacon.
- b. 4" round iron pegs.
- c. Flat iron peg in concrete beacon.
- d. 1" hole on rock.
- e. 1" pipe in concrete beacon.
- f. 1" square iron pegs.
- g. 1" pipe in masonry beacon.
- h. 1" hole on top of rock.
- i. Nail section 1" up.
- j. 1" iron peg next to wall.

Scale 1: 7500

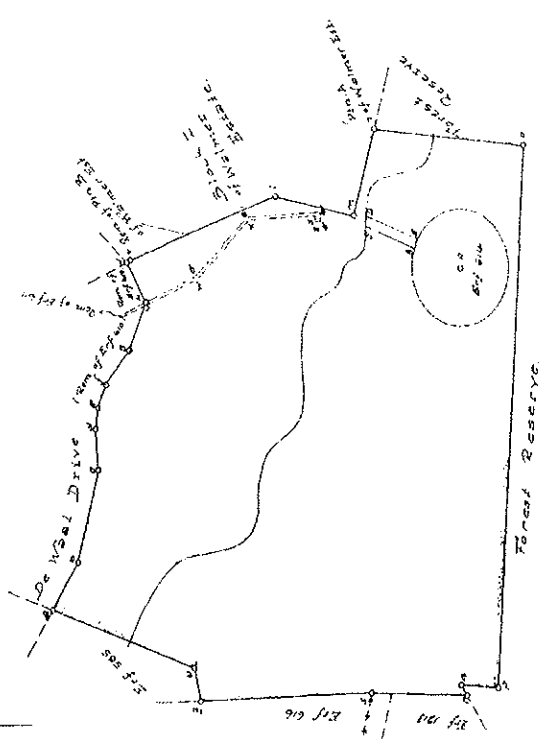
The figure a.b.c.d.e.f.g.h.i.j.k.l.m.n.o.p.q.r.s.t.u. exclusive of the circular figure centre a. represents 65.5205 morgen of land being

and comprises: 1. Figure a.b.c.d.e.f.g.h.i.j.k.l.m.n.o.p.q.r.s.t.u. representing ERP/104 portion of ERP 610 Vredeshok, vide Diagram No. 135/1939 annexed to Deed of Transfer, 1933. 2. Figure h.i.j.k.l.m.n.o.p.q.r.s.t.u. representing ERP/104 portion of ERP 610 Vredeshok, vide Diagram No. 135/1939 annexed to Deed of Transfer. 1933.

situate in the Division of Cape Province of Cape of Good Hope. Surveyed in August, 1931 by me

Official Seal

Land Surveyor



Notes:-

The figure lettered B.C.D.E. represents a Servitude Right of way 30' wide vide Diagram No. A.4634/30 with Deed of Servitude No. 119/1939.

This diagram is annexed to Certificate of Amended Title on Consolidation No. 47 8204/31

De. 6. 6. 33 Registrar of Deeds.

The original diagrams are on 9 x 12 inch sheets.

File No. 5/1931/33
S.R. No. E. 1931/31
C.R.F. 511-19-1931-33
84-7001433
ER 1815
Comm. 1815
Map. 1815

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

29 May 1998

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1978 (ACT No. 57
OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declare, by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Ministers of Minerals and Energy; Agriculture; Arts, Culture, Science and Technology and Local Government, Western Cape, and subject to an agreement between the SA National Parks (the Board), the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality, as well as the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

Z. P. JORDAN**Minister of Environmental Affairs and Tourism****SCHEDULE****Municipality of Cape Town**

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CT 985	CT 49374	CT 8801/1
CT 8802	CT 983/1	CT 984
CT 985/2	CB 12	CB 2
CB 23	CB 3	CLI 11
FRE 1	FRE 12	FRE 1231
FRE 1242	FRE 1243	FRE 1244
FRE 1245	FRE 1247	FRE 1249
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TBK 1033	TBK 1137	TBK 1140
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CF 1050	CF 1052/1	CF 1054
CF 1054/1	CF 1056/1	CF 1056/2
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CF 1056/6	CF 1057	CF 1058
CF 1058	CF 1059	CF 983/1

South Peninsula Municipality

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CT 90200	CT 90201	CT 90202
CT 90203	CT 90216	CT 90217
CT 90219	CT 90220	CT 90221
CT 90222	CT 90223	CT 90224
CT 90225	CT 90226	CT 90227
CT 90228/1	CT 90228/2	CT 90229
CT 90242	CT 90243	CT 90303
CT 93290	CT 93659	CON 1069
CON 1119	CON 4665	CON 4669
HB 1430	HB 1457	HB 1478
HB 1516	HB 1734	HB 1737
HB 1749	HB 1756	HB 1762
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HB 1774	HB 1776	HB 1778
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HB 2736	HB 2939	HB 2959
HB 2977	HB 3079	HB 3209
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S'T 516	S'T 517/0/1	S'T 518
S'T 519	S'T 520	S'T 521
S'T 522	S'T 523	S'T 524
S'T 531	S'T 533	S'T 534
S'T 535	S'T 536	S'T 538
S'T 540	S'T 541	S'T 542
S'T 608	S'T 693	S'T 2060
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CF 923/4	CF 923/5	CF 923/6
CF 924	CF 926	CF 927
CF 927/3	CF 927/4	CF 948/1
CF 948/7	CF 948/7	CF 953/26
CF 955	CF 963/2	CF 971/2
CF 977/1	CF 979/2	CF 979/3
CF 983/6	CF 985/2	CF 994
CF 948/9	CF 1368	CF 940/4

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

municipalities *Document*

**HEADS OF AGREEMENT IN RESPECT OF
THE ALLOCATION OF LOCAL AUTHORITY LAND
IN THE CAPE PENINSULA PROTECTED NATURAL ENVIRONMENT
FOR THE PURPOSE OF
ESTABLISHING A NATIONAL PARK**

entered into between

CAPE METROPOLITAN COUNCIL

and

CAPE TOWN MUNICIPALITY

and

SOUTH PENINSULA MUNICIPALITY

and

SOUTH AFRICAN NATIONAL PARKS

Prepared by:

Syfret Godlonton-Fuller Moore Inc
Per : D Waddilove
11th Floor Waldorf Bldg
80 St George's Mall
Cape Town
Tel : 247030
Fax : 242346

1. PRELIMINARY

- 1.1 Clause headings are inserted for the sake of convenience only and shall not be read for the purposes of interpreting any provision of this Agreement.
- 1.2 Save where the context clearly indicates the contrary, any expression in this Agreement which refers to
- 1.2.1 a gender, shall include the other gender;
- 1.2.2 the singular shall include the plural and vice versa
- 1.3 Any reference in this Agreement to any legislation, regulation or other statutory provision shall be read as being reference to such legislation, regulation or statutory provision as currently enacted, and to any future amending or substituted legislation, regulation or statutory provision.

2. DEFINITIONS

In this Agreement, and the Schedules attached thereto, and unless the context clearly indicates a contrary intention :

- 2.1 "the Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof;
- 2.2 "the Affected Area" shall mean the site, dwelling and outbuildings which are being utilized by the **OWNERS** being that portion of the Property defined on the survey diagram attached as Schedule A, as the figure ABCDEFGHIJKL of 27859m² in extent, in addition to a triangle of land to the north east of the tarred servitude road marked as parking area and shown on the insert of the deed diagram of Cape Farm 992 on Schedule A;
- 2.3 "the Non-Affected Area" shall mean that portion of the Property which is not included in the "Affected Area";
- 2.4 "the Agreement" shall mean this Agreement with Management Plan and any annexures thereto which have been signed by both Parties;
- 2.5 "the Beneficiary" shall mean such person, or body, which may have obtained servitude on other rights over the Property by means of an agreement other than this Agreement;
- 2.6 "the Board" shall mean the National Parks Board established in terms of the Act;

"Relevant local authority" shall mean that local authority in whom, in the absence of this agreement, the land would otherwise vest or, in the absence of this agreement would otherwise exercise the power or function referred to in this agreement;

"Restructuring agreements" shall mean those agreements concluded in terms of section 10C(4) of the Local Government Transition Act in respect of the Cape Metropolitan Area, and relating firstly to Staff, secondly to Assets and Liabilities, and thirdly to Functions, Powers and Duties.

3. LAND

3.1 The following land shall form the subject matter of this agreement:

- i. The properties contained in Schedule D to this agreement;
- ii. Unless otherwise agreed between the South African National Parks and the relevant local authority, those properties contained in Schedule B to this agreement with the exception of those parts upon which is located local authority infrastructure and which is necessary for the provision of services and the exercise of functions remaining the responsibility of that local authority or which that local authority reasonably requires for the provision of services and the exercise of its functions;
- iii. Those portions of the properties contained in Schedule C to this agreement which are located within the existing boundaries of the CPPNE and such further portions as may be located outside the boundaries of the CPPNE but which have been identified for inclusion in the national park;

Handwritten signatures and initials at the bottom right of the page, including a large signature, the letters 'CE', and several other initials and marks.

- iv. The South African National Parks shall forthwith compile specifications acceptable to all parties and thereafter call for tenders for the survey of all the portions of the properties contained in Schedules B and C to be excluded from the park and for the transfer of the land sold in terms of this agreement.

3.2 It is recorded that:

- i. Notwithstanding the provisions of this agreement, the Cape Metropolitan Council shall retain the use of the Buffelsbay cottage in the Cape of Good Hope Nature Reserve which it shall maintain at its own cost;
- ii. The properties contained in Schedule A to this agreement shall be subject to further negotiation between the South African National Parks and the relevant local authority. Until agreement is reached between the South African National Parks and the relevant local authority in respect of each property listed in Schedule A, that property shall not be proclaimed a national park, whether in terms of either section 2C, section 2B(1)(b) or other provision of the Act.

4. OBJECT OF THIS AGREEMENT

Subject to the further provisions and conditions of this agreement, the local authorities hereby transfer to the South African National Parks as a going concern their respective conservation management functions on the land. In furtherance of this objective, the local authorities hereby do the following:

- 4.1 From the effective date, transfer to the South African National Parks control of the land;

Handwritten signatures and initials, including "CE" and "R", are present at the bottom right of the page.

- 4.2 From the effective date, transfer to the South African National Parks all assets, including but not limited to the movables listed in Schedule E to this agreement, liabilities, rights and obligations associated with their respective conservation management functions. The local authorities shall each advise the South African National Parks in writing by no later than 1 May 1998 of the liabilities to be transferred in terms hereof;
- 4.3 From the effective date, transfer to the South African National Parks all staff associated with their respective conservation management functions, which staff, together with their respective current job titles, are listed in Schedule F to this agreement;
- 4.4 Sell the land lock, stock and barrel to the South African National Parks. Insofar as the sale and transfer of a property to the South African National Parks, subject to the provisions of this agreement, may be ultra vires the powers of the South African National Parks, such sale and transfer shall be deemed to be conditionally suspensive upon the taking of such steps as may be necessary to render the sale and transfer intra vires;
- 4.5. Unless otherwise agreed between the South African National Parks and the relevant local authority, ownership of a property contained in Schedule B or C shall not be transferred to the South African National Parks until the portion to be excluded has been surveyed and subdivided out of the property;
- 4.6 Until such time as the suspensive conditions are satisfied and the land has been proclaimed as a national park in terms of section 2C of the Act and included in Schedule 1 to the Act, the local authorities lease to the South African National Parks the properties contained in Schedule D in its entirety, those properties contained in Schedule B, with the exception of that infrastructure located on the properties which is required by the relevant authorities for the exercise of those

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functions remaining their respective responsibility and, after survey, those parts of the properties listed in Schedule C which are to be included in the national park.

- 4.7. The lease shall commence on the effective date and shall continue until transfer is effected or expiry of a period of 99 years, whichever be the sooner, and shall, at the option of any of the parties, be registered in the Deeds Registry. The provisions of this agreement shall apply mutatis mutandis to such lease.

5. CONSIDERATION

- 5.1 From the effective date until date of termination of the lease, the South African National Parks shall pay to the relevant local authority an amount of R100,00 as consideration for the rental of the land, such payment to be effected upon expiry of the lease period.
- 5.2 Upon transfer of the land from each of the relevant local authorities to the South African National Parks, the South African National Parks shall pay to the relevant local authority an amount of R100,00, being the purchase price of all the land so transferred.
- 5.3 There shall be no consideration payable by the South African National Parks for the transfer to them of the conservation management functions or the associated staff, assets, liabilities, rights and obligations.

6. EFFECTIVE DATE

- 6.1. Upon the effective date the relevant local authorities shall cease their function of conservation management of the land, which shall include the management of the tourism and recreation function thereon, and

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7.3. The proclamation of the land as a national park in terms of section 2C of the Act shall be effected as soon as possible after transfer of the land to the South African National Parks.

7.4. Unless otherwise agreed between the South African National Parks and the relevant local authority, a property contained in Schedule B or C shall not be proclaimed a national park in terms of Section 2C until the portion to be excluded has been surveyed and sub-divided out of the property.

8. SERVITUDES

The lease and subsequent sale and transfer of the land from the local authorities to the South African National Parks shall be subject to such existing and future servitudes, rights of way or other restrictions necessary to afford the relevant local authority access to and management and maintenance of municipal infrastructure on the land for the provision of services and exercise of functions remaining the responsibility of that local authority, including the supply of water to the Cape metropolitan area.

9. FUTURE FUNDING

9.1. Each of the local authorities shall, for a period of five years from the effective date, as a contribution towards to the management and maintenance costs of the park, annually pay to the South African National Parks the following amounts:

- i. Cape Metropolitan Council - R4 000 000.00 which amount, on the anniversary of the effective date, shall escalate by an amount in proportion to the Consumer Price Index;
- ii. South Peninsula Municipality - R1 400 000.00;
- iii. Cape Town City Council - R4 700 000.00.

Handwritten signatures and initials:
A. M. G. M. C. E. R.

- ii. In the absence of such scrutiny and compliance or recommended waiver of compliance the South African National Parks shall not proceed with the building works or allow such works to proceed;
- iii. The South African National Parks shall ensure that all buildings are erected in accordance with the plans as scrutinised by the relevant local authority.

15.4 It is recorded that the provisions of this clause shall not apply to land within the park, other than land forming the subject matter of this agreement, insofar as it may be ultra vires the Act to proclaim that other land to be a national park and include it in the land defined in Schedule 1 to the Act whilst the provisions of this clause apply.

16. ROADS

16.1 The South African National Parks shall be responsible for the management and maintenance of existing and future private roads and closed roads upon the land.

16.2 Unless otherwise agreed in regard to specific parts thereof, the relevant local authority or other organ of state shall be responsible for the maintenance of public roads and statutory road reserves within the future national park. It is recorded that within the road reserves the provisions of the Road Traffic Act, No 29 of 1989, the Urban Transport Act No 78 of 1977, the Roads Ordinance No 19 of 1976, including all applicable regulations, policy documents and manuals, and other relevant legislation shall apply.

16.3 Insofar as it is reasonable and necessary in the future for the sake of effecting work on roads remaining the responsibility of the local authorities or remedial work associated with such roads, the South African National Parks shall allow the relevant local authority to temporarily encroach on the land abutting on the road reserve.

PA 9/11/89

16.4 In the event of a part of the land being necessary in the future for the establishment by the local authorities of a new public road or the widening or protection of an existing public road, such part of the land shall be made available free of compensation by the South African National Parks to the relevant authority. The South African National Parks shall use its best endeavours to secure the deproclamation as a national park of the land to be made available in terms of this clause, insofar as it may be necessary to have that land deproclaimed.

17. ACCESS CHARGES

17.1 The South African National Parks shall obtain the prior written consent of the relevant local authority to the levying of charges by the South African National Parks for access by members of the public to those areas of the land where access is currently allowed by the relevant local authority at no charge.

17.2 Recommendations regarding the levying of charges at entry points to the land where an access fee is currently charged shall be referred to the National Park Committee for consideration and recommendation to the South African National Parks.

18. RATES AND TAXES

Save insofar as it may be precluded from doing so by the provisions of the Act, the relevant local authority shall be entitled to levy and collect within the park all rates, taxes or like imposts to which it is in law entitled.

Handwritten signatures and initials:
A large stylized 'B' at the top right.
Below it, 'gm' and 'CE' written vertically.
At the bottom, 'SA' and other illegible initials.

CROWN LAND DIAGRAM
Act, 17, Act. No. 9 of 1927

OFFICE COPY

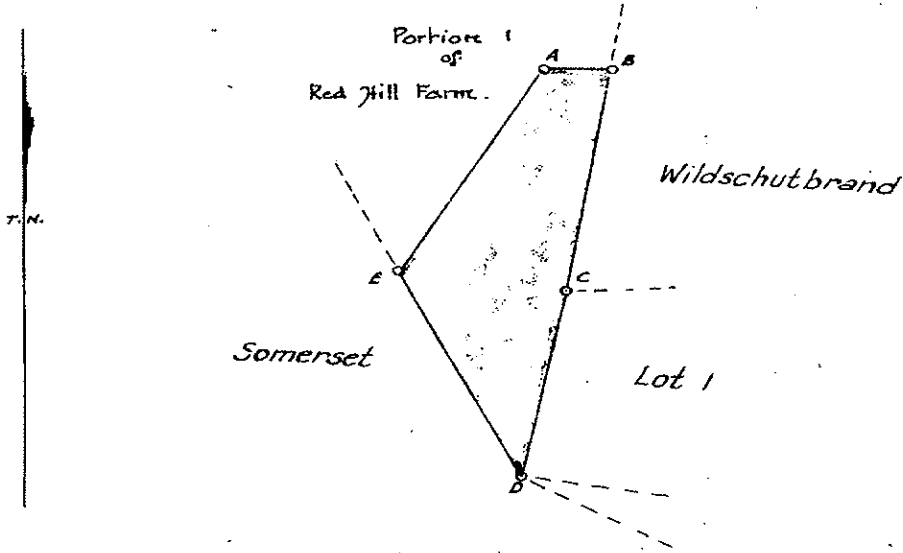
No. 1785/55

my
my

SIDES Cape Feet	ANGLES OF DIRECTION	SYSTEM L ² 19 ² CO-ORDINATES Y Constants
AB	23. 40	+ 170000.0
BC	270. 24. 10	A + 4733.9
CD	9. 15. 30	B + 4496.6
DE	11. 5. 40	C + 4641.8
EA	154. 49. 0	D + 4848.9
	210. 15. 50	E + 5402.2
		+ 12000000.0
		+ 29282.1
		+ 29284.8
		+ 30547.8
		+ 31604.0
		+ 30427.4

Approved
J. de Suidt.
Surveyor-General.
29-4-1955

Beacons:
A, B, C. 3/4" pipe under cairn.
D, E. Cement cairn 3' high.



THE FARM Thee No. 1032
CAPE

The figure A, B, C, D, E.
represents 12.47⁰/₁₀₀ Morgers of land being
The Farm THEE A.

situate in the Division of Cape Province of Cape of Good Hope.

Surveyed in January & April 1955 by me *[Signature]*
Land Surveyor.

This diagram is annexed to Crown Grant No. 1/1956 dated 15/12/1955 in favour of Cape Div. Council.

The original diagram is No. _____ annexed to _____

File No. S. 912/11.
S.R. No. E. 329/55
A.H. 100A
A.H. 100C
Cape Div. Sh. 6
CCL-56

Registrar of deeds.

A.S.P.O. & 6-35

1032.

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

29 May 1998

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1978 (ACT No. 57
OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declare, by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Ministers of Minerals and Energy; Agriculture; Arts, Culture, Science and Technology and Local Government, Western Cape, and subject to an agreement between the SA National Parks (the Board), the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality, as well as the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

Z. P. JORDAN**Minister of Environmental Affairs and Tourism****SCHEDULE****Municipality of Cape Town**

CT 12713	CT 12715	CT 47808
CT 47809/1	CT 47809/10	CT 4709/11
CT 47809/2	CT 47809/25	CT 47809/26
CT 47809/3	CT 47809/34	CT 47809/37
CT 47809/5	CT 47809/7	CT 47809/8
CT 47809/9	CT 47817	CT 47835
CT 47842	CT 47878	CT 47899

CT 47900	CT 47903	CT 47904
CT 47906	CT 47907	CT 47931
CT 47933	CT 47936	CT 47961
CT 47968	CT 47969	CT 47974
CT 47992	CT 47995	CT 47996
CT 47997	CT 48012	CT 48014
CT 48016	CT 48017	CT 48034
CT 48037	CT 48042	CT 48046
CT 48053	CT 48056	CT 48071
CT 48157	CT 49374	CT 88801
CT 88802	CT 983	CT 984
CT 985	CT 49374	CT 8801/1
CT 8802	CT 983/1	CT 984
CT 985/2	CB 12	CB 2
CB 23	CB 3	CLI 11
FRE 1	FRE 12	FRE 1231
FRE 1242	FRE 1243	FRE 1244
FRE 1245	FRE 1247	FRE 1249
FRE 1250	FRE 1251	FRE 13
FRE 1362	FRE 14	FRE 1412
FRE 1420	FRE 1426	FRE 1429
FRE 182	FRE 2	FRE 3
FRE 4	FRE 512	FRE 728
TBK 1033	TBK 1137	TBK 1140
TBK 1171	TBK 1172	TBK 1173
TBK 1174	TBK 1175	TBK 857
TBK 956	TBK 957	TBK 97
ORA 1996	ORA 1997	ORA 2000/1
ORA 2000/2	ORA 2001	ORA 2002

ORA 2003	ORA 2005	ORA 2009
ORA 2021	ORA 2453	ORA 658
VRE 1139	VRE 1165	VRE 1166
VRE 1179	VRE 1180	VRE 1213
VRE 1815	VRE 2084	VRE 614
CF 1068	CF 850	CF 851
CF 851/1	CF 855	CF 856
CF 857	CF 862	CF 870
CF 897	CF 898	CT 89895
CF 899	CF 900	CF 900/1
CF 902/9	CF 917	VRE 585
CB 1559		

Cape Metropolitan Council

		SCA 770
SCA 790	SCA 791	CF 1000/2
CF 1001	CF 1030	CF 1031
CF 1032	CF 1033	CF 1034
CF 1035	CF 1036	CF 1044/1
CF 1044/3	CF 1048	CF 1049/1
CF 1050	CF 1052/1	CF 1054
CF 1054/1	CF 1056/1	CF 1056/2
CF 1056/3	CF 1056/4	CF 1056/5
CF 1056/6	CF 1057	CF 1058
CF 1058	CF 1059	CF 983/1

South Peninsula Municipality

CT 84812	CT 85247	CT 85540
CT 86244	CT 86245	CT 86246
CT 86247	CT 86248	CT 86249
CT 86250	CT 86251	CT 86252
CT 86253	CT 86254	CT 86255
CT 86256	CT 86257	CT 86258
CT 86266	CT 86273	CT 86333
CT 86334	CT 86335	CT 86336
CT 86337	CT 86338	CT 86339
CT 86340	CT 86341	CT 86342
CT 86343	CT 86344	CT 86345
CT 86359	CT 86360	CT 86361
CT 86362	CT 86373	CT 86376
CT 86377	CT 86378	CT 86394
CT 86395	CT 86398	CT 86420
CT 86913	CT 88291	CT 88354
CT 88369	CT 88370	CT 88371
CT 88372	CT 88411	CT 88412
CT 88413	CT 88414	CT 88415
CT 88416	CT 88417	CT 88420
CT 88421	CT 88422	CT 88423
CT 88424	CT 88425	CT 88426
CT 88427	CT 88461	CT 88488
CT 88489	CT 88492	CT 88526
CT 88530	CT 88533	CT 88755
CT 88756	CT 88764	CT 88772
CT 88801/1	CT 88802	CT 89896

CT 90138	CT 90178	CT 90179
CT 90180	CT 90181	CT 90182
CT 90183	CT 90184	CT 90185
CT 90186	CT 90187	CT 90188
CT 90189	CT 90191	CT 90192
CT 90193	CT 90194	CT 90195
CT 90196	CT 90198	CT 90199
CT 90200	CT 90201	CT 90202
CT 90203	CT 90216	CT 90217
CT 90219	CT 90220	CT 90221
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CF 914	CF 917	CF 921
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CF 923/4	CF 923/5	CF 923/6
CF 924	CF 926	CF 927
CF 927/3	CF 927/4	CF 948/1
CF 948/7	CF 948/7	CF 953/26
CF 955	CF 963/2	CF 971/2
CF 977/1	CF 979/2	CF 979/3
CF 983/6	CF 985/2	CF 994
CF 948/9	CF 1368	CF 940/4

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

municipalities

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and

CAPE TOWN MUNICIPALITY

and

SOUTH PENINSULA MUNICIPALITY

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SOUTH AFRICAN NATIONAL PARKS

Prepared by:

Syfret Godlonton-Fuller Moore Inc
Per : D Waddilove
11th Floor Waldorf Bldg
80 St George's Mall
Cape Town
Tel : 247030
Fax : 242346

1. PRELIMINARY

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- 1.2 Save where the context clearly indicates the contrary, any expression in this Agreement which refers to
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- 1.3 Any reference in this Agreement to any legislation, regulation or other statutory provision shall be read as being reference to such legislation, regulation or statutory provision as currently enacted, and to any future amending or substituted legislation, regulation or statutory provision.

2. DEFINITIONS

In this Agreement, and the Schedules attached thereto, and unless the context clearly indicates a contrary intention :

- 2.1 "the Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof;
- 2.2 "the Affected Area" shall mean the site, dwelling and outbuildings which are being utilized by the **OWNERS** being that portion of the Property defined on the survey diagram attached as Schedule A, as the figure ABCDEFGHIJKL of 27859m² in extent, in addition to a triangle of land to the north east of the tarred servitude road marked as parking area and shown on the insert of the deed diagram of Cape Farm 992 on Schedule A;
- 2.3 "the Non-Affected Area" shall mean that portion of the Property which is not included in the "Affected Area";
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- 2.5 "the Beneficiary" shall mean such person, or body, which may have obtained servitude on other rights over the Property by means of an agreement other than this Agreement;
- 2.6 "the Board" shall mean the National Parks Board established in terms of the Act;

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"Restructuring agreements" shall mean those agreements concluded in terms of section 10C(4) of the Local Government Transition Act in respect of the Cape Metropolitan Area, and relating firstly to Staff, secondly to Assets and Liabilities, and thirdly to Functions, Powers and Duties.

3. LAND

3.1 The following land shall form the subject matter of this agreement:

- i. The properties contained in Schedule D to this agreement;
- ii. Unless otherwise agreed between the South African National Parks and the relevant local authority, those properties contained in Schedule B to this agreement with the exception of those parts upon which is located local authority infrastructure and which is necessary for the provision of services and the exercise of functions remaining the responsibility of that local authority or which that local authority reasonably requires for the provision of services and the exercise of its functions;
- iii. Those portions of the properties contained in Schedule C to this agreement which are located within the existing boundaries of the CPPNE and such further portions as may be located outside the boundaries of the CPPNE but which have been identified for inclusion in the national park;

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- iv. The South African National Parks shall forthwith compile specifications acceptable to all parties and thereafter call for tenders for the survey of all the portions of the properties contained in Schedules B and C to be excluded from the park and for the transfer of the land sold in terms of this agreement.

3.2 It is recorded that:

- i. Notwithstanding the provisions of this agreement, the Cape Metropolitan Council shall retain the use of the Buffelsbay cottage in the Cape of Good Hope Nature Reserve which it shall maintain at its own cost;
- ii. The properties contained in Schedule A to this agreement shall be subject to further negotiation between the South African National Parks and the relevant local authority. Until agreement is reached between the South African National Parks and the relevant local authority in respect of each property listed in Schedule A, that property shall not be proclaimed a national park, whether in terms of either section 2C, section 2B(1)(b) or other provision of the Act.

4. OBJECT OF THIS AGREEMENT

Subject to the further provisions and conditions of this agreement, the local authorities hereby transfer to the South African National Parks as a going concern their respective conservation management functions on the land. In furtherance of this objective, the local authorities hereby do the following:

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- 4.2 From the effective date, transfer to the South African National Parks all assets, including but not limited to the movables listed in Schedule E to this agreement, liabilities, rights and obligations associated with their respective conservation management functions. The local authorities shall each advise the South African National Parks in writing by no later than 1 May 1998 of the liabilities to be transferred in terms hereof;
- 4.3 From the effective date, transfer to the South African National Parks all staff associated with their respective conservation management functions, which staff, together with their respective current job titles, are listed in Schedule F to this agreement;
- 4.4 Sell the land lock, stock and barrel to the South African National Parks. Insofar as the sale and transfer of a property to the South African National Parks, subject to the provisions of this agreement, may be ultra vires the powers of the South African National Parks, such sale and transfer shall be deemed to be conditionally suspensive upon the taking of such steps as may be necessary to render the sale and transfer intra vires;
- 4.5. Unless otherwise agreed between the South African National Parks and the relevant local authority, ownership of a property contained in Schedule B or C shall not be transferred to the South African National Parks until the portion to be excluded has been surveyed and subdivided out of the property;
- 4.6 Until such time as the suspensive conditions are satisfied and the land has been proclaimed as a national park in terms of section 2C of the Act and included in Schedule 1 to the Act, the local authorities lease to the South African National Parks the properties contained in Schedule D in its entirety, those properties contained in Schedule B, with the exception of that infrastructure located on the properties which is required by the relevant authorities for the exercise of those

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functions remaining their respective responsibility and, after survey, those parts of the properties listed in Schedule C which are to be included in the national park.

- 4.7. The lease shall commence on the effective date and shall continue until transfer is effected or expiry of a period of 99 years, whichever be the sooner, and shall, at the option of any of the parties, be registered in the Deeds Registry. The provisions of this agreement shall apply mutatis mutandis to such lease.

5. CONSIDERATION

- 5.1 From the effective date until date of termination of the lease, the South African National Parks shall pay to the relevant local authority an amount of R100,00 as consideration for the rental of the land, such payment to be effected upon expiry of the lease period.
- 5.2 Upon transfer of the land from each of the relevant local authorities to the South African National Parks, the South African National Parks shall pay to the relevant local authority an amount of R100,00, being the purchase price of all the land so transferred.
- 5.3 There shall be no consideration payable by the South African National Parks for the transfer to them of the conservation management functions or the associated staff, assets, liabilities, rights and obligations.

6. EFFECTIVE DATE

- 6.1. Upon the effective date the relevant local authorities shall cease their function of conservation management of the land, which shall include the management of the tourism and recreation function thereon, and

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The lease and subsequent sale and transfer of the land from the local authorities to the South African National Parks shall be subject to such existing and future servitudes, rights of way or other restrictions necessary to afford the relevant local authority access to and management and maintenance of municipal infrastructure on the land for the provision of services and exercise of functions remaining the responsibility of that local authority, including the supply of water to the Cape metropolitan area.

9. FUTURE FUNDING

9.1. Each of the local authorities shall, for a period of five years from the effective date, as a contribution towards to the management and maintenance costs of the park, annually pay to the South African National Parks the following amounts:

- i. Cape Metropolitan Council - R4 000 000.00 which amount, on the anniversary of the effective date, shall escalate by an amount in proportion to the Consumer Price Index;
- ii. South Peninsula Municipality - R1 400 000.00;
- iii. Cape Town City Council - R4 700 000.00.

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- iii. The South African National Parks shall ensure that all buildings are erected in accordance with the plans as scrutinised by the relevant local authority.

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16. ROADS

16.1 The South African National Parks shall be responsible for the management and maintenance of existing and future private roads and closed roads upon the land.

16.2 Unless otherwise agreed in regard to specific parts thereof, the relevant local authority or other organ of state shall be responsible for the maintenance of public roads and statutory road reserves within the future national park. It is recorded that within the road reserves the provisions of the Road Traffic Act, No 29 of 1989, the Urban Transport Act No 78 of 1977, the Roads Ordinance No 19 of 1976, including all applicable regulations, policy documents and manuals, and other relevant legislation shall apply.

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17.2 Recommendations regarding the levying of charges at entry points to the land where an access fee is currently charged shall be referred to the National Park Committee for consideration and recommendation to the South African National Parks.

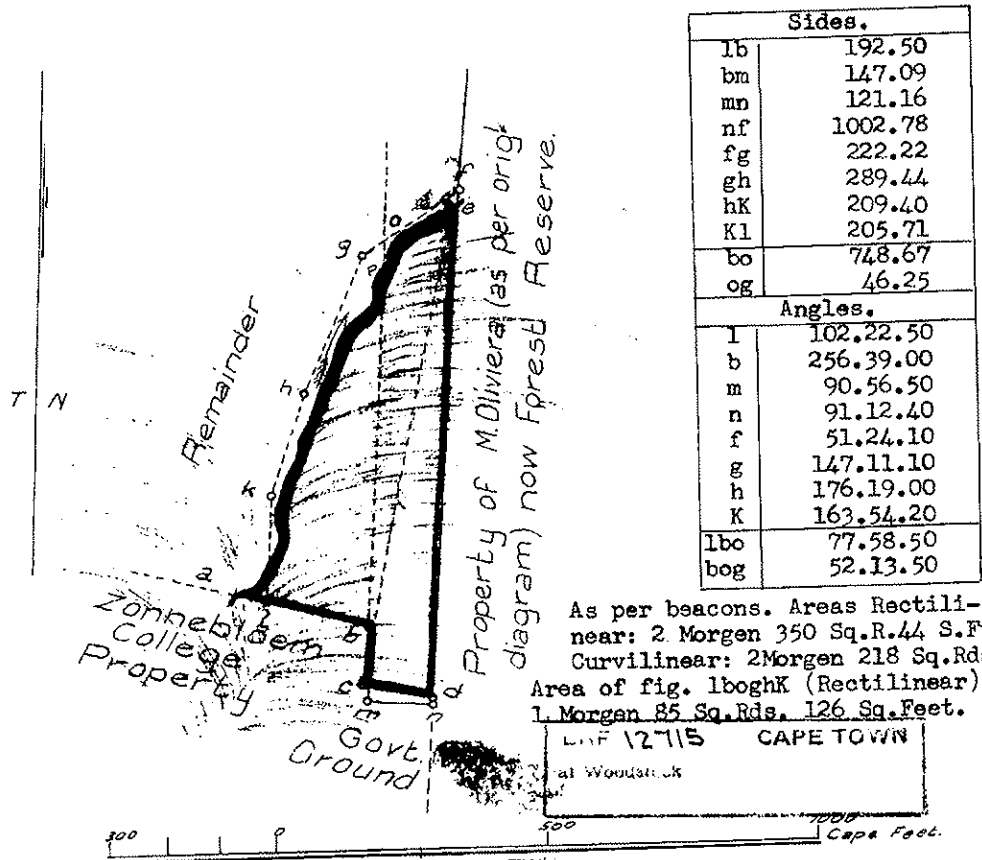
18. RATES AND TAXES

Save insofar as it may be precluded from doing so by the provisions of the Act, the relevant local authority shall be entitled to levy and collect within the park all rates, taxes or like imposts to which it is in law entitled.

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gmk
no
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5080/1904

The Numerical Data of this Diagram are sufficiently consistent.
 No. 5080/1904. (Sgd.) M. C. Vos.
 Examiner.



The above Figure, lettered a.b.c.d.e. middle of stream a represents 2 Morgen 201 Square Roods of Ground, situated at Woodstock in the Cape (Division, being) portion A of the Walmer Estate comprising:
 1stly. Fig a.b.p. middle of stream p. in extent 585 Sq. Roods being portion A of the amended grant to Maria Welch, (born Lacey) 1st Nov., 1898.
 2ndly. Fig. p.c.q. middle of stream p. in extent 353 Square Roods being portion E of the Freehold Grant to H. Cloete (son) 1st October, 1840 &
 3rdly. Fig. q.c.d.e. middle of stream q. in extent 463 Square Roods being portion A of the Freehold Grant to M.J.D'Oliveria 1st October, 1840.

Bounded Ewds. by Property of M.Oliviera as per origl. diagram now Forest Reserve.
 Swds. by Zonnebloem College Property & Govt. Ground,
 Wwds. by Zonnebloem College Property,
 Wwds. & S.Wwds. (middle of stream) by Remainder.

Surveyed and beaconsed by me according to regulations.
 (Sgd) B.G. Bisset,
 Government Surveyor,
 October, 1904.

C

Transfer xxxx 13351

5th December, 1904

The Woodstock Municipality.

Lotuakope

64-702/482
 L. 12715
 S. P. C. Sht. A.
 P. 1. (600)

A.J.V./R.B.

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

29 May 1998

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1978 (ACT No. 57
OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declare, by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Ministers of Minerals and Energy; Agriculture; Arts, Culture, Science and Technology and Local Government, Western Cape, and subject to an agreement between the SA National Parks (the Board), the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality, as well as the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

Z. P. JORDAN**Minister of Environmental Affairs and Tourism****SCHEDULE****Municipality of Cape Town**

CT 12713	CT 12715	CT 47808
CT 47809/1	CT 47809/10	CT 4709/11
CT 47809/2	CT 47809/25	CT 47809/26
CT 47809/3	CT 47809/34	CT 47809/37
CT 47809/5	CT 47809/7	CT 47809/8
CT 47809/9	CT 47817	CT 47835
CT 47842	CT 47878	CT 47899

CT 47900	CT 47903	CT 47904
CT 47906	CT 47907	CT 47931
CT 47933	CT 47936	CT 47961
CT 47968	CT 47969	CT 47974
CT 47992	CT 47995	CT 47996
CT 47997	CT 48012	CT 48014
CT 48016	CT 48017	CT 48034
CT 48037	CT 48042	CT 48046
CT 48053	CT 48056	CT 48071
CT 48157	CT 49374	CT 88801
CT 88802	CT 983	CT 984
CT 985	CT 49374	CT 8801/1
CT 8802	CT 983/1	CT 984
CT 985/2	CB 12	CB 2
CB 23	CB 3	CLI 11
FRE 1	FRE 12	FRE 1231
FRE 1242	FRE 1243	FRE 1244
FRE 1245	FRE 1247	FRE 1249
FRE 1250	FRE 1251	FRE 13
FRE 1362	FRE 14	FRE 1412
FRE 1420	FRE 1426	FRE 1429
FRE 182	FRE 2	FRE 3
FRE 4	FRE 512	FRE 728
TBK 1033	TBK 1137	TBK 1140
TBK 1171	TBK 1172	TBK 1173
TBK 1174	TBK 1175	TBK 857
TBK 956	TBK 957	TBK 97
ORA 1996	ORA 1997	ORA 2000/1
ORA 2000/2	ORA 2001	ORA 2002

ORA 2003	ORA 2005	ORA 2009
ORA 2021	ORA 2453	ORA 658
VRE 1139	VRE 1165	VRE 1166
VRE 1179	VRE 1180	VRE 1213
VRE 1815	VRE 2084	VRE 614
CF 1068	CF 850	CF 851
CF 851/1	CF 855	CF 856
CF 857	CF 862	CF 870
CF 897	CF 898	CT 89895
CF 899	CF 900	CF 900/1
CF 902/9	CF 917	VRE 585
CB 1559		

Cape Metropolitan Council

		SCA 770
SCA 790	SCA 791	CF 1000/2
CF 1001	CF 1030	CF 1031
CF 1032	CF 1033	CF 1034
CF 1035	CF 1036	CF 1044/1
CF 1044/3	CF 1048	CF 1049/1
CF 1050	CF 1052/1	CF 1054
CF 1054/1	CF 1056/1	CF 1056/2
CF 1056/3	CF 1056/4	CF 1056/5
CF 1056/6	CF 1057	CF 1058
CF 1058	CF 1059	CF 983/1

South Peninsula Municipality

CT 84812	CT 85247	CT 85540
CT 86244	CT 86245	CT 86246
CT 86247	CT 86248	CT 86249
CT 86250	CT 86251	CT 86252
CT 86253	CT 86254	CT 86255
CT 86256	CT 86257	CT 86258
CT 86266	CT 86273	CT 86333
CT 86334	CT 86335	CT 86336
CT 86337	CT 86338	CT 86339
CT 86340	CT 86341	CT 86342
CT 86343	CT 86344	CT 86345
CT 86359	CT 86360	CT 86361
CT 86362	CT 86373	CT 86376
CT 86377	CT 86378	CT 86394
CT 86395	CT 86398	CT 86420
CT 86913	CT 88291	CT 88354
CT 88369	CT 88370	CT 88371
CT 88372	CT 88411	CT 88412
CT 88413	CT 88414	CT 88415
CT 88416	CT 88417	CT 88420
CT 88421	CT 88422	CT 88423
CT 88424	CT 88425	CT 88426
CT 88427	CT 88461	CT 88488
CT 88489	CT 88492	CT 88526
CT 88530	CT 88533	CT 88755
CT 88756	CT 88764	CT 88772
CT 88801/1	CT 88802	CT 89896

CT 90138	CT 90178	CT 90179
CT 90180	CT 90181	CT 90182
CT 90183	CT 90184	CT 90185
CT 90186	CT 90187	CT 90188
CT 90189	CT 90191	CT 90192
CT 90193	CT 90194	CT 90195
CT 90196	CT 90198	CT 90199
CT 90200	CT 90201	CT 90202
CT 90203	CT 90216	CT 90217
CT 90219	CT 90220	CT 90221
CT 90222	CT 90223	CT 90224
CT 90225	CT 90226	CT 90227
CT 90228/1	CT 90228/2	CT 90229
CT 90242	CT 90243	CT 90303
CT 93290	CT 93659	CON 1069
CON 1119	CON 4665	CON 4669
HB 1430	HB 1457	HB 1478
HB 1516	HB 1734	HB 1737
HB 1749	HB 1756	HB 1762
HB 1771	HB 1772	HB 1773
HB 1774	HB 1776	HB 1778
HB 1779	HB 1780	HB 1481
HB 1782	HB 1784	HB 1786
HB 1847	HB 2023	HB 2029
HB 2054	HB 2069	HB 2079
HB 2286	HB 2383	HB 2530
HB 2736	HB 2939	HB 2959
HB 2977	HB 3079	HB 3209
HB 3441	HB 3442	HB 3558

HB 3559	HB 3560	HB 3720
HB 4015	HB 4703	HB 4930
FH 12050	FH 12193	FH 7000
FH 8422	FH 8563	FH 8564
FH 8611	S'T (ROAD RESERVE)	S'T 1312
S'T 2010	S'T 2011	S'T 2402
S'T 2510	S'T 2577	S'T 4067
S'T 516	S'T 517/0/1	S'T 518
S'T 519	S'T 520	S'T 521
S'T 522	S'T 523	S'T 524
S'T 531	S'T 533	S'T 534
S'T 535	S'T 536	S'T 538
S'T 540	S'T 541	S'T 542
S'T 608	S'T 693	S'T 2060
OV 681	N 937	CF 1023
CF 1051/1	CF 1130/2	CF 1130/4
CF 1134	FH 12053	CF 1368
CF 914	CF 917	CF 921
CF 923/1	CF 923/2	CF 923/3
CF 923/4	CF 923/5	CF 923/6
CF 924	CF 926	CF 927
CF 927/3	CF 927/4	CF 948/1
CF 948/7	CF 948/7	CF 953/26
CF 955	CF 963/2	CF 971/2
CF 977/1	CF 979/2	CF 979/3
CF 983/6	CF 985/2	CF 994
CF 948/9	CF 1368	CF 940/4

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

municipalities Document

**HEADS OF AGREEMENT IN RESPECT OF
THE ALLOCATION OF LOCAL AUTHORITY LAND
IN THE CAPE PENINSULA PROTECTED NATURAL ENVIRONMENT
FOR THE PURPOSE OF
ESTABLISHING A NATIONAL PARK**

entered into between

CAPE METROPOLITAN COUNCIL

and

CAPE TOWN MUNICIPALITY

and

SOUTH PENINSULA MUNICIPALITY

and

SOUTH AFRICAN NATIONAL PARKS

Prepared by:

Syfret Godlonton-Fuller Moore Inc
Per : D Waddilove
11th Floor Waldorf Bldg
80 St George's Mall
Cape Town
Tel : 247030
Fax : 242346

1. PRELIMINARY

- 1.1 Clause headings are inserted for the sake of convenience only and shall not be read for the purposes of interpreting any provision of this Agreement.
- 1.2 Save where the context clearly indicates the contrary, any expression in this Agreement which refers to
- 1.2.1 a gender, shall include the other gender;
- 1.2.2 the singular shall include the plural and vice versa
- 1.3 Any reference in this Agreement to any legislation, regulation or other statutory provision shall be read as being reference to such legislation, regulation or statutory provision as currently enacted, and to any future amending or substituted legislation, regulation or statutory provision.

2. DEFINITIONS

In this Agreement, and the Schedules attached thereto, and unless the context clearly indicates a contrary intention :

- 2.1 "the Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof;
- 2.2 "the Affected Area" shall mean the site, dwelling and outbuildings which are being utilized by the **OWNERS** being that portion of the Property defined on the survey diagram attached as Schedule A, as the figure ABCDEFGHIJKL of 27859m² in extent, in addition to a triangle of land to the north east of the tarred servitude road marked as parking area and shown on the insert of the deed diagram of Cape Farm 992 on Schedule A;
- 2.3 "the Non-Affected Area" shall mean that portion of the Property which is not included in the "Affected Area";
- 2.4 "the Agreement" shall mean this Agreement with Management Plan and any annexures thereto which have been signed by both Parties;
- 2.5 "the Beneficiary" shall mean such person, or body, which may have obtained servitude on other rights over the Property by means of an agreement other than this Agreement;
- 2.6 "the Board" shall mean the National Parks Board established in terms of the Act;

"Relevant local authority" shall mean that local authority in whom, in the absence of this agreement, the land would otherwise vest or, in the absence of this agreement would otherwise exercise the power or function referred to in this agreement;

"Restructuring agreements" shall mean those agreements concluded in terms of section 10C(4) of the Local Government Transition Act in respect of the Cape Metropolitan Area, and relating firstly to Staff, secondly to Assets and Liabilities, and thirdly to Functions, Powers and Duties.

3. LAND

3.1 The following land shall form the subject matter of this agreement:

- i. The properties contained in Schedule D to this agreement;
- ii. Unless otherwise agreed between the South African National Parks and the relevant local authority, those properties contained in Schedule B to this agreement with the exception of those parts upon which is located local authority infrastructure and which is necessary for the provision of services and the exercise of functions remaining the responsibility of that local authority or which that local authority reasonably requires for the provision of services and the exercise of its functions;
- iii. Those portions of the properties contained in Schedule C to this agreement which are located within the existing boundaries of the CPPNE and such further portions as may be located outside the boundaries of the CPPNE but which have been identified for inclusion in the national park;

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do
gml
CE
~~CE~~
A. X R

- iv. The South African National Parks shall forthwith compile specifications acceptable to all parties and thereafter call for tenders for the survey of all the portions of the properties contained in Schedules B and C to be excluded from the park and for the transfer of the land sold in terms of this agreement.

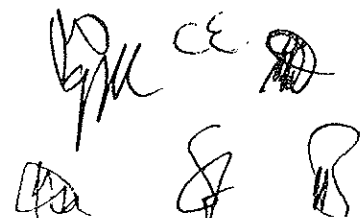
3.2 It is recorded that:

- i. Notwithstanding the provisions of this agreement, the Cape Metropolitan Council shall retain the use of the Buffelsbay cottage in the Cape of Good Hope Nature Reserve which it shall maintain at its own cost;
- ii. The properties contained in Schedule A to this agreement shall be subject to further negotiation between the South African National Parks and the relevant local authority. Until agreement is reached between the South African National Parks and the relevant local authority in respect of each property listed in Schedule A, that property shall not be proclaimed a national park, whether in terms of either section 2C, section 2B(1)(b) or other provision of the Act.

4. OBJECT OF THIS AGREEMENT

Subject to the further provisions and conditions of this agreement, the local authorities hereby transfer to the South African National Parks as a going concern their respective conservation management functions on the land. In furtherance of this objective, the local authorities hereby do the following:

- 4.1 From the effective date, transfer to the South African National Parks control of the land;

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- 4.2 From the effective date, transfer to the South African National Parks all assets, including but not limited to the movables listed in Schedule E to this agreement, liabilities, rights and obligations associated with their respective conservation management functions. The local authorities shall each advise the South African National Parks in writing by no later than 1 May 1998 of the liabilities to be transferred in terms hereof;
- 4.3 From the effective date, transfer to the South African National Parks all staff associated with their respective conservation management functions, which staff, together with their respective current job titles, are listed in Schedule F to this agreement;
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- 4.7. The lease shall commence on the effective date and shall continue until transfer is effected or expiry of a period of 99 years, whichever be the sooner, and shall, at the option of any of the parties, be registered in the Deeds Registry. The provisions of this agreement shall apply mutatis mutandis to such lease.

5. CONSIDERATION

- 5.1 From the effective date until date of termination of the lease, the South African National Parks shall pay to the relevant local authority an amount of R100,00 as consideration for the rental of the land, such payment to be effected upon expiry of the lease period.
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9.1. Each of the local authorities shall, for a period of five years from the effective date, as a contribution towards to the management and maintenance costs of the park, annually pay to the South African National Parks the following amounts:

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- ii. South Peninsula Municipality - R1 400 000.00;
- iii. Cape Town City Council - R4 700 000.00.

Handwritten signatures and initials:
A. M. G. M. C. E. R.

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PA, MCE, S, M, S, M

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18. RATES AND TAXES

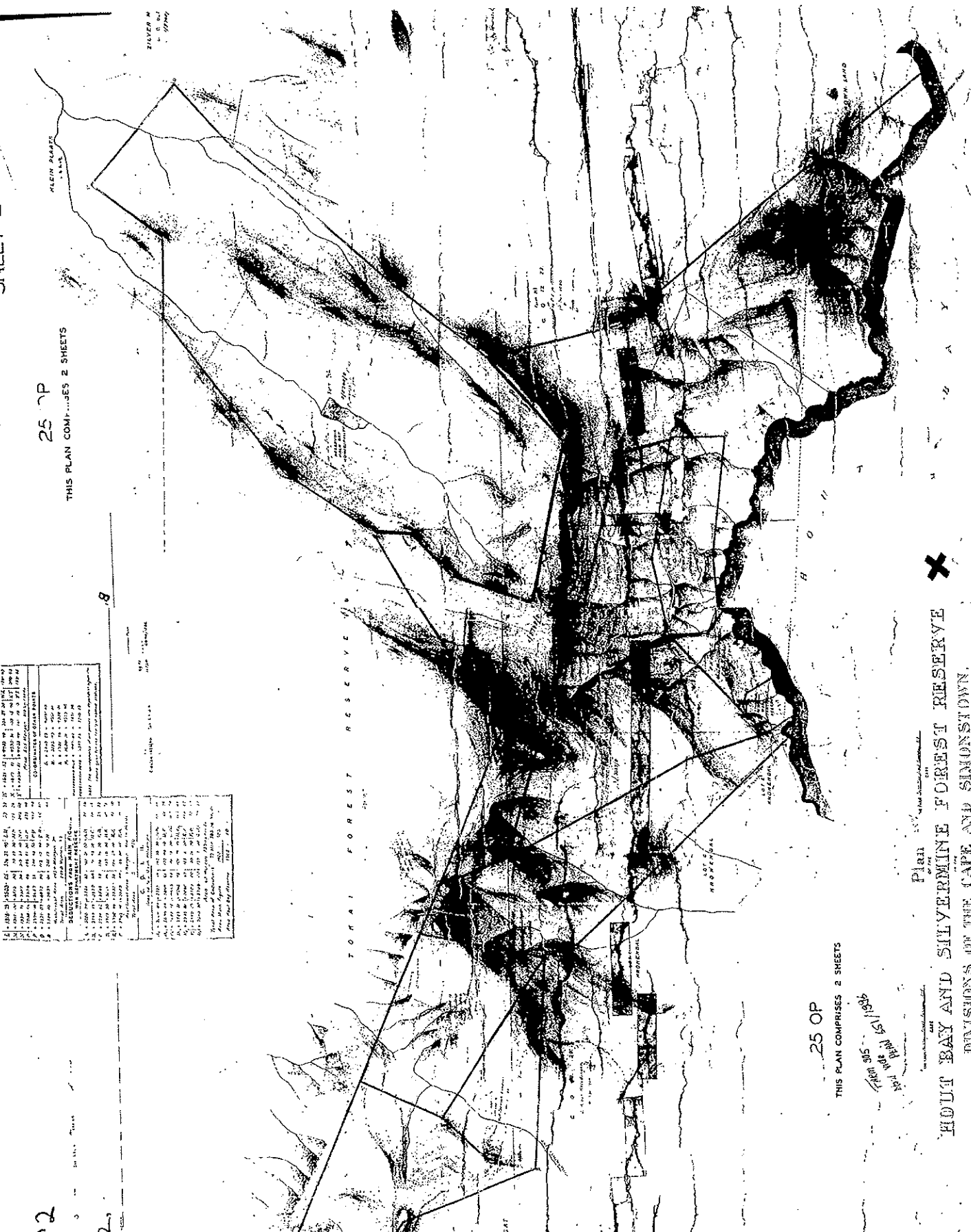
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C. [unclear]
gmu
no
ce
[unclear]
[unclear]

419/1902
419/1902

25 OP
THIS PLAN COMPRESES 2 SHEETS

NO.	DESCRIPTION	AREA (SQ. CHAINS)	AREA (ACRES)	REMARKS
1
2
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HOUT BAY AND SILVERMINE FOREST RESERVE
DIVISIONS OF THE CAPE AND SIMONSTOWN.

25 OP
THIS PLAN COMPRESES 2 SHEETS

FORM 905
1911/1912

This figure shows a rough approximation of the divisions of the Silvermine Forest Reserve, and is not intended to be used as a basis for any legal proceedings. The divisions are subject to change without notice. The divisions are shown as a guide only, and are not to be taken as a final determination of the boundaries of the reserve. The divisions are shown as a guide only, and are not to be taken as a final determination of the boundaries of the reserve.

4145

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

29 May 1998

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1978 (ACT No. 57
OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declare, by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Ministers of Minerals and Energy; Agriculture; Arts, Culture, Science and Technology and Local Government, Western Cape, and subject to an agreement between the SA National Parks (the Board), the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality, as well as the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

Z. P. JORDAN**Minister of Environmental Affairs and Tourism****SCHEDULE****Municipality of Cape Town**

CT 12713	CT 12715	CT 47808
CT 47809/1	CT 47809/10	CT 4709/11
CT 47809/2	CT 47809/25	CT 47809/26
CT 47809/3	CT 47809/34	CT 47809/37
CT 47809/5	CT 47809/7	CT 47809/8
CT 47809/9	CT 47817	CT 47835
CT 47842	CT 47878	CT 47899

HB 3559	HB 3560	HB 3720
HB 4015	HB 4703	HB 4930
FH 12050	FH 12193	FH 7000
FH 8422	FH 8563	FH 8564
FH 8611	S'T (ROAD RESERVE)	S'T 1312
S'T 2010	S'T 2011	S'T 2402
S'T 2510	S'T 2577	S'T 4067
S'T 516	S'T 517/0/1	S'T 518
S'T 519	S'T 520	S'T 521
S'T 522	S'T 523	S'T 524
S'T 531	S'T 533	S'T 534
S'T 535	S'T 536	S'T 538
S'T 540	S'T 541	S'T 542
S'T 608	S'T 693	S'T 2060
OV 681	N 937	CF 1023
CF 1051/1	CF 1130/2	CF 1130/4
CF 1134	FH 12053	CF 1368
CF 914	CF 917	CF 921
CF 923/1	CF 923/2	CF 923/3
CF 923/4	CF 923/5	CF 923/6
CF 924	CF 926	CF 927
CF 927/3	CF 927/4	CF 948/1
CF 948/7	CF 948/7	CF 953/26
CF 955	CF 963/2	CF 971/2
CF 977/1	CF 979/2	CF 979/3
CF 983/6	CF 985/2	CF 994
CF 948/9	CF 1368	CF 940/4

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

AGREEMENT

Entered into between

GLYNN JAMES MORRIS

ID No: 6011245042081

A N D

HÉLÈNE MAGDA SMIT

ID No : 6512110204086

hereinafter referred to as the **OWNERS**

A N D

NATIONAL PARKS BOARD

herein represented by **MAVUSO MSIMANG**
in his capacity as Chief Executive Officer

hereinafter referred to as the **BOARD**

WHEREAS the **OWNERS** are desirous to have certain property of theirs declared and managed as part of the proposed Cape Peninsula national park;

WHEREAS the **BOARD** is desirous to have such property declared as part of a national park and to manage such property as an integral part of the national park; and

WHEREAS the Parties agree that this agreement should be binding on the **OWNERS'** successors in title, heirs, executors, administrators or assigns of the property and hence registered against the title deed of the property;

THE PARTIES AGREE AS FOLLOWS:



- 2.7 "the Commencement Date" shall mean the date on which the notice declaring the Property to be part of the Park in terms of the Act, is published in the Government Gazette;
- 2.8 "the Management Plan" shall mean the guidelines for the control and management of the Property agreed upon by the Parties hereto, which Management Plan constitutes part of the Agreement;
- 2.9 "the Minister" shall mean the Minister of Environmental Affairs and Tourism;
- 2.10 "the Park" shall mean the proposed Cape Peninsula National Park or any extension or reduction thereof;
- 2.11 "the Parties" shall mean the parties to this Agreement; their successors in title, heirs, executors, administrators or assigns;
- 2.12 "the Plan" shall mean the Management Plan;
- 2.13 "the Property" shall mean the Property referred to in clause 3 of this Agreement.

3. BASIS OF AGREEMENT

- 3.1 The parties record that this Agreement is concluded upon the basis of the following facts;

- 3.1.1 The following Property registered in favour of the **OWNERS** forms the subject of this Agreement:

Cape Farm 992, situated within the South Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

- 3.1.2 The **OWNERS** will make the Property available to the **BOARD** for the declaration thereof as a contractual part of the Park to be managed by the **BOARD** as an extension of the Park, for the period and subject to the terms and conditions as set out in this Agreement.

- 3.1.3 The **BOARD** undertakes :

- 3.1.3.1 to request the Minister to declare the Property to be a contractual part of the Park, as soon as possible after the signing of this Agreement;

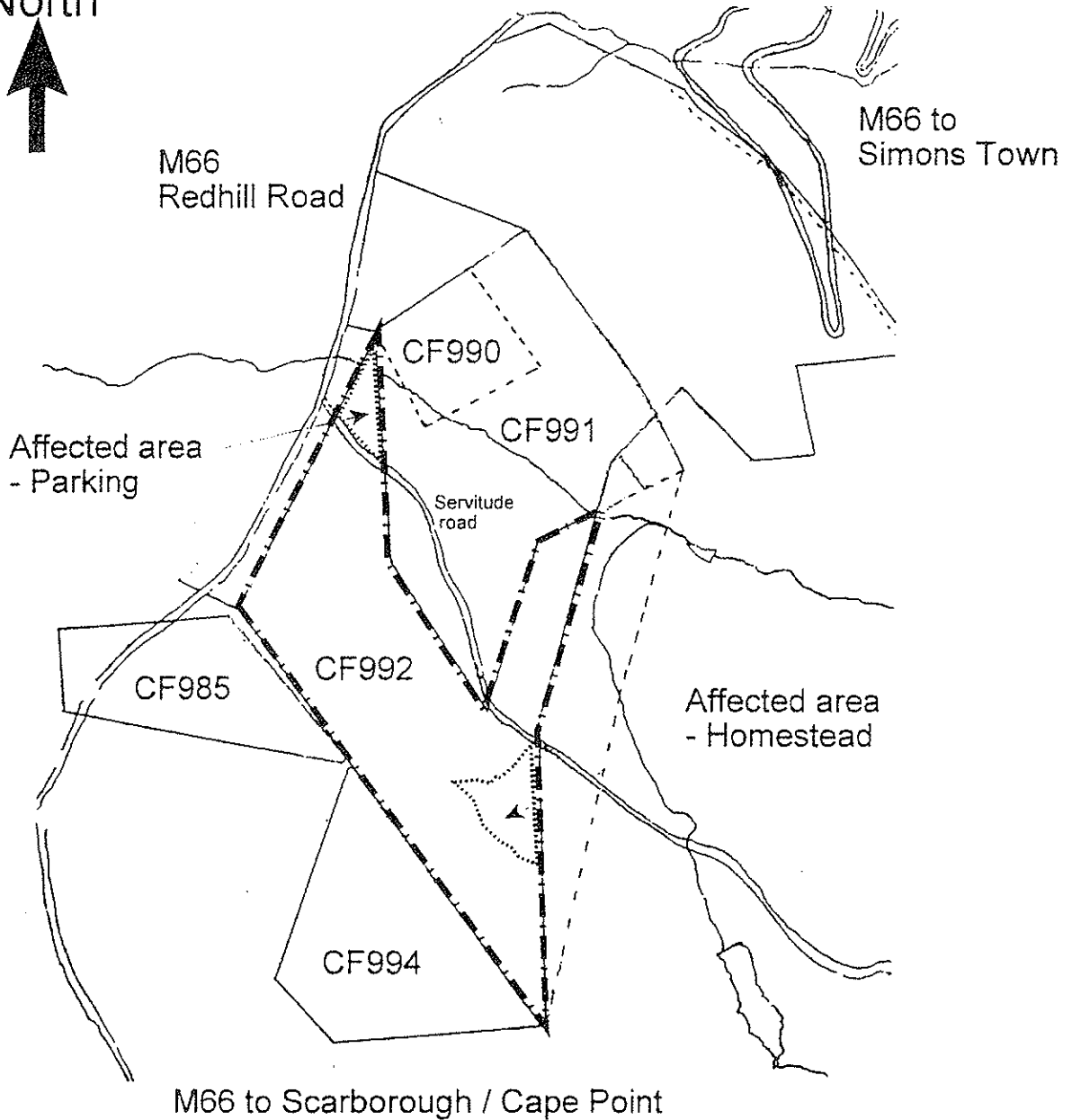
- 3.1.3.2 to manage and control the Property for the period and subject to the terms and conditions set out in this Agreement; and
- 3.1.3.3 at the termination of this Agreement, as provided for in the Agreement, request the Minister to withdraw the Property or such portion thereof as may at that time be agreed by the Parties, from the status of a contractual part of the Park.

4. PERIOD OF THE AGREEMENT

- 4.1 This agreement shall take effect on the Commencement Date and shall remain in force for a period of ninety-nine (99) years.
- 4.2 The Parties shall have the right to renew the Agreement for further periods of thirty (30) years, on the same terms and conditions.
- 4.3 The Parties agree to have this Agreement registered against the title deed of the property, the cost of which shall be borne by the **BOARD**.

5. THE PROPERTY AND THE RIGHTS ATTACHING THERETO :

- 5.1 The **OWNERS** retain all the rights of which they are possessed at the Commencement Date of this Agreement, or may at any time during the currency of this Agreement legitimately acquire and which are not inconsistent with the aims and objectives of this Agreement. Schedule A indicates the extent of the Affected Area as defined by land survey, the approximate position and extent of the building envelope, within which all buildings erected in terms of this Agreement shall be contained, and the approximate extent and position of the buildings which the **OWNERS** envisage erecting over time.
- 5.2 The **BOARD** shall not take any action which may be at variance with such rights, including any servitude or other obligation of the **OWNERS**, other than as specifically provided for under this Agreement.
- 5.3 The **OWNERS** in turn undertake that during the currency of this Agreement they will not alienate the Property or any share therein or any portion thereof, or any right thereto, nor will they enter into any contract or agreement in respect thereof, without prior consultation with the **BOARD**.
- 5.4 It is further agreed that in respect of the Property the **OWNERS** shall be exempt from any provisions of the Act or any regulations promulgated thereunder which may be contradictory to the provisions of this Agreement.



Drawing not to scale

WIGGINS & BOLLE

Professional Land and Engineering Surveyors
Township/Sectional Title Consultants

101 Durkley House
32 Bornei Street
Gardens 8001

Tel: 461 8165
Fax: 461 0130



REPUBLIC
OF
SOUTH AFRICA



REPUBLIEK
VAN
SUID-AFRIKA

Government Gazette Staatskoerant

Vol. 395

PRETORIA, 29 MAY
MEI 1998

No. 18916

GOVERNMENT NOTICES GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF FINANCE DEPARTEMENT VAN FINANSIES

No. 730

29 May 1998

RATE OF INTEREST ON GOVERNMENT LOANS

It is hereby notified that the Minister of Finance has, in terms of section 26 (1) of the Exchequer Act, 1975 (Act No. 66 of 1975), fixed the standard interest rate applicable from 1 June 1998 and until further notice, to loans granted by the State out of the State Revenue Fund, at thirteen comma seven five per cent (13,75%) per annum.

The above-mentioned standard interest rate is applicable from 1 June 1998 and until further notice to all drawings of loans from State moneys, except loans in respect of which other rates of interest are specifically authorised by legislation or the Minister of Finance.

No. 730

29 Mei 1998

RENTEKOERS VAN TOEPASSING OP STAATSLENINGS

Hierby word bekendgemaak dat die Minister van Finansies, ingevolge artikel 26 (1) van die Skatkiswet, 1975 (Wet No. 66 van 1975), die standaardrentekoers van toepassing vanaf 1 Junie 1998 en tot nadere kennisgewing, op lenings deur die Staat toegestaan uit die Staatsinkomstefonds, op dertien komma sewe vyf persent (13,75%) per jaar vasgestel het.

Bogenoemde standaardrentekoers is van toepassing vanaf 1 Junie 1998 en tot nadere kennisgewing op alle trekkings van lenings uit staatsgelde, uitgesonderd lenings ten opsigte waarvan ander rentekoerse spesifiek deur wetgewing of die Minister van Finansies gemagtig is.

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

29 May 1998

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1978 (ACT No. 57
OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declare, by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Ministers of Minerals and Energy; Agriculture; Arts, Culture, Science and Technology and Local Government, Western Cape, and subject to an agreement between the SA National Parks (the Board), the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality, as well as the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

Z. P. JORDAN**Minister of Environmental Affairs and Tourism****SCHEDULE****Municipality of Cape Town**

CT 12713	CT 12715	CT 47808
CT 47809/1	CT 47809/10	CT 4709/11
CT 47809/2	CT 47809/25	CT 47809/26
CT 47809/3	CT 47809/34	CT 47809/37
CT 47809/5	CT 47809/7	CT 47809/8
CT 47809/9	CT 47817	CT 47835
CT 47842	CT 47878	CT 47899

CT 47900	CT 47903	CT 47904
CT 47906	CT 47907	CT 47931
CT 47933	CT 47936	CT 47961
CT 47968	CT 47969	CT 47974
CT 47992	CT 47995	CT 47996
CT 47997	CT 48012	CT 48014
CT 48016	CT 48017	CT 48034
CT 48037	CT 48042	CT 48046
CT 48053	CT 48056	CT 48071
CT 48157	CT 49374	CT 88801
CT 88802	CT 983	CT 984
CT 985	CT 49374	CT 8801/1
CT 8802	CT 983/1	CT 984
CT 985/2	CB 12	CB 2
CB 23	CB 3	CLI 11
FRE 1	FRE 12	FRE 1231
FRE 1242	FRE 1243	FRE 1244
FRE 1245	FRE 1247	FRE 1249
FRE 1250	FRE 1251	FRE 13
FRE 1362	FRE 14	FRE 1412
FRE 1420	FRE 1426	FRE 1429
FRE 182	FRE 2	FRE 3
FRE 4	FRE 512	FRE 728
TBK 1033	TBK 1137	TBK 1140
TBK 1171	TBK 1172	TBK 1173
TBK 1174	TBK 1175	TBK 857
TBK 956	TBK 957	TBK 97
ORA 1996	ORA 1997	ORA 2000/1
ORA 2000/2	ORA 2001	ORA 2002

ORA 2003	ORA 2005	ORA 2009
ORA 2021	ORA 2453	ORA 658
VRE 1139	VRE 1165	VRE 1166
VRE 1179	VRE 1180	VRE 1213
VRE 1815	VRE 2084	VRE 614
CF 1068	CF 850	CF 851
CF 851/1	CF 855	CF 856
CF 857	CF 862	CF 870
CF 897	CF 898	CT 89895
CF 899	CF 900	CF 900/1
CF 902/9	CF 917	VRE 585
CB 1559		

Cape Metropolitan Council

		SCA 770
SCA 790	SCA 791	CF 1000/2
CF 1001	CF 1030	CF 1031
CF 1032	CF 1033	CF 1034
CF 1035	CF 1036	CF 1044/1
CF 1044/3	CF 1048	CF 1049/1
CF 1050	CF 1052/1	CF 1054
CF 1054/1	CF 1056/1	CF 1056/2
CF 1056/3	CF 1056/4	CF 1056/5
CF 1056/6	CF 1057	CF 1058
CF 1058	CF 1059	CF 983/1

South Peninsula Municipality

CT 84812	CT 85247	CT 85540
CT 86244	CT 86245	CT 86246
CT 86247	CT 86248	CT 86249
CT 86250	CT 86251	CT 86252
CT 86253	CT 86254	CT 86255
CT 86256	CT 86257	CT 86258
CT 86266	CT 86273	CT 86333
CT 86334	CT 86335	CT 86336
CT 86337	CT 86338	CT 86339
CT 86340	CT 86341	CT 86342
CT 86343	CT 86344	CT 86345
CT 86359	CT 86360	CT 86361
CT 86362	CT 86373	CT 86376
CT 86377	CT 86378	CT 86394
CT 86395	CT 86398	CT 86420
CT 86913	CT 88291	CT 88354
CT 88369	CT 88370	CT 88371
CT 88372	CT 88411	CT 88412
CT 88413	CT 88414	CT 88415
CT 88416	CT 88417	CT 88420
CT 88421	CT 88422	CT 88423
CT 88424	CT 88425	CT 88426
CT 88427	CT 88461	CT 88488
CT 88489	CT 88492	CT 88526
CT 88530	CT 88533	CT 88755
CT 88756	CT 88764	CT 88772
CT 88801/1	CT 88802	CT 89896

CT 90138	CT 90178	CT 90179
CT 90180	CT 90181	CT 90182
CT 90183	CT 90184	CT 90185
CT 90186	CT 90187	CT 90188
CT 90189	CT 90191	CT 90192
CT 90193	CT 90194	CT 90195
CT 90196	CT 90198	CT 90199
CT 90200	CT 90201	CT 90202
CT 90203	CT 90216	CT 90217
CT 90219	CT 90220	CT 90221
CT 90222	CT 90223	CT 90224
CT 90225	CT 90226	CT 90227
CT 90228/1	CT 90228/2	CT 90229
CT 90242	CT 90243	CT 90303
CT 93290	CT 93659	CON 1069
CON 1119	CON 4665	CON 4669
HB 1430	HB 1457	HB 1478
HB 1516	HB 1734	HB 1737
HB 1749	HB 1756	HB 1762
HB 1771	HB 1772	HB 1773
HB 1774	HB 1776	HB 1778
HB 1779	HB 1780	HB 1481
HB 1782	HB 1784	HB 1786
HB 1847	HB 2023	HB 2029
HB 2054	HB 2069	HB 2079
HB 2286	HB 2383	HB 2530
HB 2736	HB 2939	HB 2959
HB 2977	HB 3079	HB 3209
HB 3441	HB 3442	HB 3558

HB 3559	HB 3560	HB 3720
HB 4015	HB 4703	HB 4930
FH 12050	FH 12193	FH 7000
FH 8422	FH 8563	FH 8564
FH 8611	S'T (ROAD RESERVE)	S'T 1312
S'T 2010	S'T 2011	S'T 2402
S'T 2510	S'T 2577	S'T 4067
S'T 516	S'T 517/0/1	S'T 518
S'T 519	S'T 520	S'T 521
S'T 522	S'T 523	S'T 524
S'T 531	S'T 533	S'T 534
S'T 535	S'T 536	S'T 538
S'T 540	S'T 541	S'T 542
S'T 608	S'T 693	S'T 2060
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CF 977/1	CF 979/2	CF 979/3
CF 983/6	CF 985/2	CF 994
CF 948/9	CF 1368	CF 940/4

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

municipalities Document

**HEADS OF AGREEMENT IN RESPECT OF
THE ALLOCATION OF LOCAL AUTHORITY LAND
IN THE CAPE PENINSULA PROTECTED NATURAL ENVIRONMENT
FOR THE PURPOSE OF
ESTABLISHING A NATIONAL PARK**

entered into between

CAPE METROPOLITAN COUNCIL

and

CAPE TOWN MUNICIPALITY

and

SOUTH PENINSULA MUNICIPALITY

and

SOUTH AFRICAN NATIONAL PARKS

Prepared by:

Syfret Godlonton-Fuller Moore Inc
Per : D Waddilove
11th Floor Waldorf Bldg
80 St George's Mall
Cape Town
Tel : 247030
Fax : 242346

1. PRELIMINARY

- 1.1 Clause headings are inserted for the sake of convenience only and shall not be read for the purposes of interpreting any provision of this Agreement.
- 1.2 Save where the context clearly indicates the contrary, any expression in this Agreement which refers to
- 1.2.1 a gender, shall include the other gender;
- 1.2.2 the singular shall include the plural and vice versa
- 1.3 Any reference in this Agreement to any legislation, regulation or other statutory provision shall be read as being reference to such legislation, regulation or statutory provision as currently enacted, and to any future amending or substituted legislation, regulation or statutory provision.

2. DEFINITIONS

In this Agreement, and the Schedules attached thereto, and unless the context clearly indicates a contrary intention :

- 2.1 "the Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof;
- 2.2 "the Affected Area" shall mean the site, dwelling and outbuildings which are being utilized by the **OWNERS** being that portion of the Property defined on the survey diagram attached as Schedule A, as the figure ABCDEFGHIJKL of 27859m² in extent, in addition to a triangle of land to the north east of the tarred servitude road marked as parking area and shown on the insert of the deed diagram of Cape Farm 992 on Schedule A;
- 2.3 "the Non-Affected Area" shall mean that portion of the Property which is not included in the "Affected Area";
- 2.4 "the Agreement" shall mean this Agreement with Management Plan and any annexures thereto which have been signed by both Parties;
- 2.5 "the Beneficiary" shall mean such person, or body, which may have obtained servitude on other rights over the Property by means of an agreement other than this Agreement;
- 2.6 "the Board" shall mean the National Parks Board established in terms of the Act;

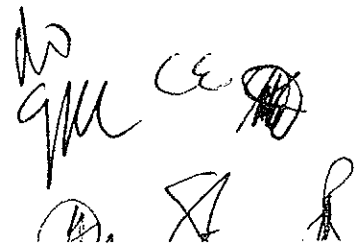
"Relevant local authority" shall mean that local authority in whom, in the absence of this agreement, the land would otherwise vest or, in the absence of this agreement would otherwise exercise the power or function referred to in this agreement;

"Restructuring agreements" shall mean those agreements concluded in terms of section 10C(4) of the Local Government Transition Act in respect of the Cape Metropolitan Area, and relating firstly to Staff, secondly to Assets and Liabilities, and thirdly to Functions, Powers and Duties.

3. LAND

3.1 The following land shall form the subject matter of this agreement:

- i. The properties contained in Schedule D to this agreement;
- ii. Unless otherwise agreed between the South African National Parks and the relevant local authority, those properties contained in Schedule B to this agreement with the exception of those parts upon which is located local authority infrastructure and which is necessary for the provision of services and the exercise of functions remaining the responsibility of that local authority or which that local authority reasonably requires for the provision of services and the exercise of its functions;
- iii. Those portions of the properties contained in Schedule C to this agreement which are located within the existing boundaries of the CPPNE and such further portions as may be located outside the boundaries of the CPPNE but which have been identified for inclusion in the national park;

Handwritten signatures and initials at the bottom right of the page, including a large signature that appears to be 'GMU' and several other smaller initials and marks.

- iv. The South African National Parks shall forthwith compile specifications acceptable to all parties and thereafter call for tenders for the survey of all the portions of the properties contained in Schedules B and C to be excluded from the park and for the transfer of the land sold in terms of this agreement.

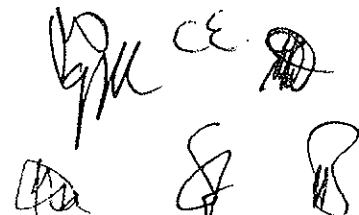
3.2 It is recorded that:

- i. Notwithstanding the provisions of this agreement, the Cape Metropolitan Council shall retain the use of the Buffelsbay cottage in the Cape of Good Hope Nature Reserve which it shall maintain at its own cost;
- ii. The properties contained in Schedule A to this agreement shall be subject to further negotiation between the South African National Parks and the relevant local authority. Until agreement is reached between the South African National Parks and the relevant local authority in respect of each property listed in Schedule A, that property shall not be proclaimed a national park, whether in terms of either section 2C, section 2B(1)(b) or other provision of the Act.

4. OBJECT OF THIS AGREEMENT

Subject to the further provisions and conditions of this agreement, the local authorities hereby transfer to the South African National Parks as a going concern their respective conservation management functions on the land. In furtherance of this objective, the local authorities hereby do the following:

- 4.1 From the effective date, transfer to the South African National Parks control of the land;

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- 4.2 From the effective date, transfer to the South African National Parks all assets, including but not limited to the movables listed in Schedule E to this agreement, liabilities, rights and obligations associated with their respective conservation management functions. The local authorities shall each advise the South African National Parks in writing by no later than 1 May 1998 of the liabilities to be transferred in terms hereof;
- 4.3 From the effective date, transfer to the South African National Parks all staff associated with their respective conservation management functions, which staff, together with their respective current job titles, are listed in Schedule F to this agreement;
- 4.4 Sell the land lock, stock and barrel to the South African National Parks. Insofar as the sale and transfer of a property to the South African National Parks, subject to the provisions of this agreement, may be ultra vires the powers of the South African National Parks, such sale and transfer shall be deemed to be conditionally suspensive upon the taking of such steps as may be necessary to render the sale and transfer intra vires;
- 4.5. Unless otherwise agreed between the South African National Parks and the relevant local authority, ownership of a property contained in Schedule B or C shall not be transferred to the South African National Parks until the portion to be excluded has been surveyed and subdivided out of the property;
- 4.6 Until such time as the suspensive conditions are satisfied and the land has been proclaimed as a national park in terms of section 2C of the Act and included in Schedule 1 to the Act, the local authorities lease to the South African National Parks the properties contained in Schedule D in its entirety, those properties contained in Schedule B, with the exception of that infrastructure located on the properties which is required by the relevant authorities for the exercise of those

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functions remaining their respective responsibility and, after survey, those parts of the properties listed in Schedule C which are to be included in the national park.

4.7. The lease shall commence on the effective date and shall continue until transfer is effected or expiry of a period of 99 years, whichever be the sooner, and shall, at the option of any of the parties, be registered in the Deeds Registry. The provisions of this agreement shall apply mutatis mutandis to such lease.

5. CONSIDERATION

5.1 From the effective date until date of termination of the lease, the South African National Parks shall pay to the relevant local authority an amount of R100,00 as consideration for the rental of the land, such payment to be effected upon expiry of the lease period.

5.2 Upon transfer of the land from each of the relevant local authorities to the South African National Parks, the South African National Parks shall pay to the relevant local authority an amount of R100,00, being the purchase price of all the land so transferred.

5.3 There shall be no consideration payable by the South African National Parks for the transfer to them of the conservation management functions or the associated staff, assets, liabilities, rights and obligations.

6. EFFECTIVE DATE

6.1. Upon the effective date the relevant local authorities shall cease their function of conservation management of the land, which shall include the management of the tourism and recreation function thereon, and

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7.3. The proclamation of the land as a national park in terms of section 2C of the Act shall be effected as soon as possible after transfer of the land to the South African National Parks.

7.4. Unless otherwise agreed between the South African National Parks and the relevant local authority, a property contained in Schedule B or C shall not be proclaimed a national park in terms of Section 2C until the portion to be excluded has been surveyed and sub-divided out of the property.

8. SERVITUDES

The lease and subsequent sale and transfer of the land from the local authorities to the South African National Parks shall be subject to such existing and future servitudes, rights of way or other restrictions necessary to afford the relevant local authority access to and management and maintenance of municipal infrastructure on the land for the provision of services and exercise of functions remaining the responsibility of that local authority, including the supply of water to the Cape metropolitan area.

9. FUTURE FUNDING

9.1. Each of the local authorities shall, for a period of five years from the effective date, as a contribution towards to the management and maintenance costs of the park, annually pay to the South African National Parks the following amounts:

- i. Cape Metropolitan Council - R4 000 000.00 which amount, on the anniversary of the effective date, shall escalate by an amount in proportion to the Consumer Price Index;
- ii. South Peninsula Municipality - R1 400 000.00;
- iii. Cape Town City Council - R4 700 000.00.

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R
R

- ii. In the absence of such scrutiny and compliance or recommended waiver of compliance the South African National Parks shall not proceed with the building works or allow such works to proceed;
- iii. The South African National Parks shall ensure that all buildings are erected in accordance with the plans as scrutinised by the relevant local authority.

15.4 It is recorded that the provisions of this clause shall not apply to land within the park, other than land forming the subject matter of this agreement, insofar as it may be ultra vires the Act to proclaim that other land to be a national park and include it in the land defined in Schedule 1 to the Act whilst the provisions of this clause apply.

16. ROADS

16.1 The South African National Parks shall be responsible for the management and maintenance of existing and future private roads and closed roads upon the land.

16.2 Unless otherwise agreed in regard to specific parts thereof, the relevant local authority or other organ of state shall be responsible for the maintenance of public roads and statutory road reserves within the future national park. It is recorded that within the road reserves the provisions of the Road Traffic Act, No 29 of 1989, the Urban Transport Act No 78 of 1977, the Roads Ordinance No 19 of 1976, including all applicable regulations, policy documents and manuals, and other relevant legislation shall apply.

16.3 Insofar as it is reasonable and necessary in the future for the sake of effecting work on roads remaining the responsibility of the local authorities or remedial work associated with such roads, the South African National Parks shall allow the relevant local authority to temporarily encroach on the land abutting on the road reserve.

MOCE
PA

16.4 In the event of a part of the land being necessary in the future for the establishment by the local authorities of a new public road or the widening or protection of an existing public road, such part of the land shall be made available free of compensation by the South African National Parks to the relevant authority. The South African National Parks shall use its best endeavours to secure the deproclamation as a national park of the land to be made available in terms of this clause, insofar as it may be necessary to have that land deproclaimed.

17. ACCESS CHARGES

17.1 The South African National Parks shall obtain the prior written consent of the relevant local authority to the levying of charges by the South African National Parks for access by members of the public to those areas of the land where access is currently allowed by the relevant local authority at no charge.

17.2 Recommendations regarding the levying of charges at entry points to the land where an access fee is currently charged shall be referred to the National Park Committee for consideration and recommendation to the South African National Parks.

18. RATES AND TAXES

Save insofar as it may be precluded from doing so by the provisions of the Act, the relevant local authority shall be entitled to levy and collect within the park all rates, taxes or like imposts to which it is in law entitled.

Handwritten signatures and initials, including "gmu", "CE", and "SF", along with a large stylized signature on the right margin.

TP
 GENERAL PLAN 1619
 -OF-
 HOUT BAY TOWNSHIP (EXTENSION No.3)

All the lots in this plan were approved by the Board of Commissioners on July 23, 1902. The lots are shown as being divided on the original plan of the township in 1882. The lots were divided on the original plan of the township in 1882. The lots were divided on the original plan of the township in 1882.

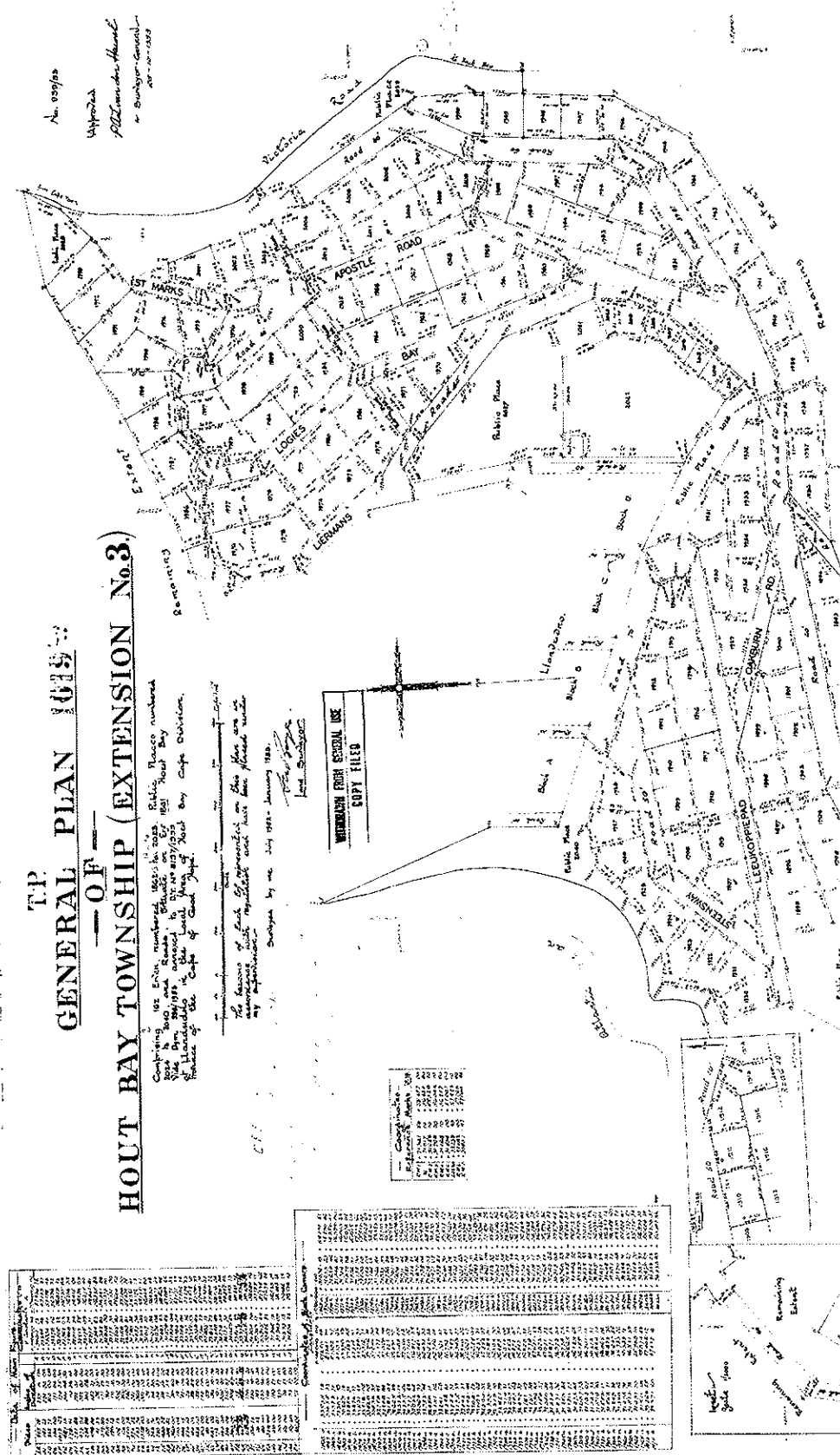
Map prepared by the Board of Commissioners on July 23, 1902. The map shows the original plan of the township in 1882. The map shows the original plan of the township in 1882. The map shows the original plan of the township in 1882.

WITHDRAWN FROM SCHOOL USE
 COPY FILED

Check Number
 1-1000
 2-1000
 3-1000
 4-1000
 5-1000

Lot No.	Acres	Owner
1	0.25	J. B. Smith
2	0.25	J. B. Smith
3	0.25	J. B. Smith
4	0.25	J. B. Smith
5	0.25	J. B. Smith
6	0.25	J. B. Smith
7	0.25	J. B. Smith
8	0.25	J. B. Smith
9	0.25	J. B. Smith
10	0.25	J. B. Smith

Block	Lot No.	Acres	Owner
1	1	0.25	J. B. Smith
1	2	0.25	J. B. Smith
1	3	0.25	J. B. Smith
1	4	0.25	J. B. Smith
1	5	0.25	J. B. Smith
1	6	0.25	J. B. Smith
1	7	0.25	J. B. Smith
1	8	0.25	J. B. Smith
1	9	0.25	J. B. Smith
1	10	0.25	J. B. Smith



Area of Extension

Block	Lot No.	Acres	Owner
1	1	0.25	J. B. Smith
	2	0.25	J. B. Smith
	3	0.25	J. B. Smith
	4	0.25	J. B. Smith
	5	0.25	J. B. Smith
	6	0.25	J. B. Smith
	7	0.25	J. B. Smith
	8	0.25	J. B. Smith
	9	0.25	J. B. Smith
	10	0.25	J. B. Smith
2	1	0.25	J. B. Smith
	2	0.25	J. B. Smith
	3	0.25	J. B. Smith
	4	0.25	J. B. Smith
	5	0.25	J. B. Smith
	6	0.25	J. B. Smith
	7	0.25	J. B. Smith
	8	0.25	J. B. Smith
	9	0.25	J. B. Smith
	10	0.25	J. B. Smith
3	1	0.25	J. B. Smith
	2	0.25	J. B. Smith
	3	0.25	J. B. Smith
	4	0.25	J. B. Smith
	5	0.25	J. B. Smith
	6	0.25	J. B. Smith
	7	0.25	J. B. Smith
	8	0.25	J. B. Smith
	9	0.25	J. B. Smith
	10	0.25	J. B. Smith
4	1	0.25	J. B. Smith
	2	0.25	J. B. Smith
	3	0.25	J. B. Smith
	4	0.25	J. B. Smith
	5	0.25	J. B. Smith
	6	0.25	J. B. Smith
	7	0.25	J. B. Smith
	8	0.25	J. B. Smith
	9	0.25	J. B. Smith
	10	0.25	J. B. Smith
5	1	0.25	J. B. Smith
	2	0.25	J. B. Smith
	3	0.25	J. B. Smith
	4	0.25	J. B. Smith
	5	0.25	J. B. Smith
	6	0.25	J. B. Smith
	7	0.25	J. B. Smith
	8	0.25	J. B. Smith
	9	0.25	J. B. Smith
	10	0.25	J. B. Smith

Remarks:
 All lots in this plan were approved by the Board of Commissioners on July 23, 1902. The lots are shown as being divided on the original plan of the township in 1882. The lots were divided on the original plan of the township in 1882.

APPROVED BY THE BOARD OF COMMISSIONERS
 HOUT BAY TOWNSHIP
 JULY 23, 1902

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 960

7 October 2005

CORRECTION NOTICE

**REGARDING LAND DECLARED IN TERMS OF THE NATIONAL PARKS
ACT, 1976 (ACT NO. 57 OF 1976) TO BE PART OF THE TABLE
MOUNTAIN NATIONAL PARK (PREVIOUSLY REFERRED TO AS CAPE
PENINSULA NATIONAL PARK)**

Government Gazette Notice No. 739 published in Government Gazette No. 18916 of 29 May 1998, is hereby partially amended by deleting or changing reference to the following properties:

DELETED

CT 47809/1	CT 47900	CT 47903	CT 47904
CT 47809/2	CT 47906	CT 47907	CT 47931
CT 47809/3	CT 47933	CT 47936	CT 47961
CT 47809/5	CT 47968	CT 47969	CT 47974
CT 47809/9	CT 47992	CT 47995	CT 47996
CT 47809/10	CT 47997	CT 48012	CT 48014
CT 47809/25	CT 48016	CT 48017	CT 48034
CT 47809/34	CT 48037	CT 48042	CT 48046
CT 47809/7	CT 48053	CT 48056	CT 48071
CT 47809/26	CT 49374	CT 983	CT 984
CT 47809/37	CT 985	CT 8801/1	CT 8802
CT 47809/8	CT 983/1	CT 985/1	CT 985/2
CT 47842	CT 88801/1	CT 88802	CF 1054/1
CT 47817	TBK 857	CF 851/1	HB 4703
CT 47878	HB 1516	HB 1847	N 937
CT 47835	CON 4669	CF 1051/1	CF 1130/4
CT 47899	FH 12193	S'T 517/0/1	CF 1134
S'T (ROAD RESERVE)	CF 1130/2	S'T 2402	CF 985/2
CF 953/26	CF 979/2	HB 4930	CF 979/3
HB 2736	FH 7000		
CHANGED			
CF 1058 appears twice, change one to CF 1056	ST 2060 change to OV 2060	HB 3441 change to Kommetjie 3441	HB 3442 change to Kommetjie 3442

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

29 May 1998

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1978 (ACT No. 57
OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declare, by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Ministers of Minerals and Energy; Agriculture; Arts, Culture, Science and Technology and Local Government, Western Cape, and subject to an agreement between the SA National Parks (the Board), the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality, as well as the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

Z. P. JORDAN**Minister of Environmental Affairs and Tourism****SCHEDULE****Municipality of Cape Town**

CT 12713	CT 12715	CT 47808
CT 47809/1	CT 47809/10	CT 4709/11
CT 47809/2	CT 47809/25	CT 47809/26
CT 47809/3	CT 47809/34	CT 47809/37
CT 47809/5	CT 47809/7	CT 47809/8
CT 47809/9	CT 47817	CT 47835
CT 47842	CT 47878	CT 47899

CT 47900	CT 47903	CT 47904
CT 47906	CT 47907	CT 47931
CT 47933	CT 47936	CT 47961
CT 47968	CT 47969	CT 47974
CT 47992	CT 47995	CT 47996
CT 47997	CT 48012	CT 48014
CT 48016	CT 48017	CT 48034
CT 48037	CT 48042	CT 48046
CT 48053	CT 48056	CT 48071
CT 48157	CT 49374	CT 88801
CT 88802	CT 983	CT 984
CT 985	CT 49374	CT 8801/1
CT 8802	CT 983/1	CT 984
CT 985/2	CB 12	CB 2
CB 23	CB 3	CLI 11
FRE 1	FRE 12	FRE 1231
FRE 1242	FRE 1243	FRE 1244
FRE 1245	FRE 1247	FRE 1249
FRE 1250	FRE 1251	FRE 13
FRE 1362	FRE 14	FRE 1412
FRE 1420	FRE 1426	FRE 1429
FRE 182	FRE 2	FRE 3
FRE 4	FRE 512	FRE 728
TBK 1033	TBK 1137	TBK 1140
TBK 1171	TBK 1172	TBK 1173
TBK 1174	TBK 1175	TBK 857
TBK 956	TBK 957	TBK 97
ORA 1996	ORA 1997	ORA 2000/1
ORA 2000/2	ORA 2001	ORA 2002

ORA 2003	ORA 2005	ORA 2009
ORA 2021	ORA 2453	ORA 658
VRE 1139	VRE 1165	VRE 1166
VRE 1179	VRE 1180	VRE 1213
VRE 1815	VRE 2084	VRE 614
CF 1068	CF 850	CF 851
CF 851/1	CF 855	CF 856
CF 857	CF 862	CF 870
CF 897	CF 898	CT 89895
CF 899	CF 900	CF 900/1
CF 902/9	CF 917	VRE 585
CB 1559		

Cape Metropolitan Council

		SCA 770
SCA 790	SCA 791	CF 1000/2
CF 1001	CF 1030	CF 1031
CF 1032	CF 1033	CF 1034
CF 1035	CF 1036	CF 1044/1
CF 1044/3	CF 1048	CF 1049/1
CF 1050	CF 1052/1	CF 1054
CF 1054/1	CF 1056/1	CF 1056/2
CF 1056/3	CF 1056/4	CF 1056/5
CF 1056/6	CF 1057	CF 1058
CF 1058	CF 1059	CF 983/1

South Peninsula Municipality

CT 84812	CT 85247	CT 85540
CT 86244	CT 86245	CT 86246
CT 86247	CT 86248	CT 86249
CT 86250	CT 86251	CT 86252
CT 86253	CT 86254	CT 86255
CT 86256	CT 86257	CT 86258
CT 86266	CT 86273	CT 86333
CT 86334	CT 86335	CT 86336
CT 86337	CT 86338	CT 86339
CT 86340	CT 86341	CT 86342
CT 86343	CT 86344	CT 86345
CT 86359	CT 86360	CT 86361
CT 86362	CT 86373	CT 86376
CT 86377	CT 86378	CT 86394
CT 86395	CT 86398	CT 86420
CT 86913	CT 88291	CT 88354
CT 88369	CT 88370	CT 88371
CT 88372	CT 88411	CT 88412
CT 88413	CT 88414	CT 88415
CT 88416	CT 88417	CT 88420
CT 88421	CT 88422	CT 88423
CT 88424	CT 88425	CT 88426
CT 88427	CT 88461	CT 88488
CT 88489	CT 88492	CT 88526
CT 88530	CT 88533	CT 88755
CT 88756	CT 88764	CT 88772
CT 88801/1	CT 88802	CT 89896

CT 90138	CT 90178	CT 90179
CT 90180	CT 90181	CT 90182
CT 90183	CT 90184	CT 90185
CT 90186	CT 90187	CT 90188
CT 90189	CT 90191	CT 90192
CT 90193	CT 90194	CT 90195
CT 90196	CT 90198	CT 90199
CT 90200	CT 90201	CT 90202
CT 90203	CT 90216	CT 90217
CT 90219	CT 90220	CT 90221
CT 90222	CT 90223	CT 90224
CT 90225	CT 90226	CT 90227
CT 90228/1	CT 90228/2	CT 90229
CT 90242	CT 90243	CT 90303
CT 93290	CT 93659	CON 1069
CON 1119	CON 4665	CON 4669
HB 1430	HB 1457	HB 1478
HB 1516	HB 1734	HB 1737
HB 1749	HB 1756	HB 1762
HB 1771	HB 1772	HB 1773
HB 1774	HB 1776	HB 1778
HB 1779	HB 1780	HB 1481
HB 1782	HB 1784	HB 1786
HB 1847	HB 2023	HB 2029
HB 2054	HB 2069	HB 2079
HB 2286	HB 2383	HB 2530
HB 2736	HB 2939	HB 2959
HB 2977	HB 3079	HB 3209
HB 3441	HB 3442	HB 3558

HB 3559	HB 3560	HB 3720
HB 4015	HB 4703	HB 4930
FH 12050	FH 12193	FH 7000
FH 8422	FH 8563	FH 8564
FH 8611	S'T (ROAD RESERVE)	S'T 1312
S'T 2010	S'T 2011	S'T 2402
S'T 2510	S'T 2577	S'T 4067
S'T 516	S'T 517/0/1	S'T 518
S'T 519	S'T 520	S'T 521
S'T 522	S'T 523	S'T 524
S'T 531	S'T 533	S'T 534
S'T 535	S'T 536	S'T 538
S'T 540	S'T 541	S'T 542
S'T 608	S'T 693	S'T 2060
OV 681	N 937	CF 1023
CF 1051/1	CF 1130/2	CF 1130/4
CF 1134	FH 12053	CF 1368
CF 914	CF 917	CF 921
CF 923/1	CF 923/2	CF 923/3
CF 923/4	CF 923/5	CF 923/6
CF 924	CF 926	CF 927
CF 927/3	CF 927/4	CF 948/1
CF 948/7	CF 948/7	CF 953/26
CF 955	CF 963/2	CF 971/2
CF 977/1	CF 979/2	CF 979/3
CF 983/6	CF 985/2	CF 994
CF 948/9	CF 1368	CF 940/4

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 960

7 October 2005

CORRECTION NOTICE

**REGARDING LAND DECLARED IN TERMS OF THE NATIONAL PARKS
ACT, 1976 (ACT NO. 57 OF 1976) TO BE PART OF THE TABLE
MOUNTAIN NATIONAL PARK (PREVIOUSLY REFERRED TO AS CAPE
PENINSULA NATIONAL PARK)**

Government Gazette Notice No. 739 published in Government Gazette No. 18916 of 29 May 1998, is hereby partially amended by deleting or changing reference to the following properties:

DELETED

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CT 47809/2	CT 47906	CT 47907	CT 47931
CT 47809/3	CT 47933	CT 47936	CT 47961
CT 47809/5	CT 47968	CT 47969	CT 47974
CT 47809/9	CT 47992	CT 47995	CT 47996
CT 47809/10	CT 47997	CT 48012	CT 48014
CT 47809/25	CT 48016	CT 48017	CT 48034
CT 47809/34	CT 48037	CT 48042	CT 48046
CT 47809/7	CT 48053	CT 48056	CT 48071
CT 47809/26	CT 49374	CT 983	CT 984
CT 47809/37	CT 985	CT 8801/1	CT 8802
CT 47809/8	CT 983/1	CT 985/1	CT 985/2
CT 47842	CT 88801/1	CT 88802	CF 1054/1
CT 47817	TBK 857	CF 851/1	HB 4703
CT 47878	HB 1516	HB 1847	N 937
CT 47835	CON 4669	CF 1051/1	CF 1130/4
CT 47899	FH 12193	S'T 517/0/1	CF 1134
S'T (ROAD RESERVE)	CF 1130/2	S'T 2402	CF 985/2
CF 953/26	CF 979/2	HB 4930	CF 979/3
HB 2736	FH 7000		
CHANGED			
CF 1058 appears twice, change one to CF 1056	ST 2060 change to OV 2060	HB 3441 change to Kommetjie 3441	HB 3442 change to Kommetjie 3442

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

29 May 1998

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1978 (ACT No. 57
OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declare, by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Ministers of Minerals and Energy; Agriculture; Arts, Culture, Science and Technology and Local Government, Western Cape, and subject to an agreement between the SA National Parks (the Board), the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality, as well as the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

Z. P. JORDAN**Minister of Environmental Affairs and Tourism****SCHEDULE****Municipality of Cape Town**

CT 12713	CT 12715	CT 47808
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CT 47809/2	CT 47809/25	CT 47809/26
CT 47809/3	CT 47809/34	CT 47809/37
CT 47809/5	CT 47809/7	CT 47809/8
CT 47809/9	CT 47817	CT 47835
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CT 47968	CT 47969	CT 47974
CT 47992	CT 47995	CT 47996
CT 47997	CT 48012	CT 48014
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CT 48037	CT 48042	CT 48046
CT 48053	CT 48056	CT 48071
CT 48157	CT 49374	CT 88801
CT 88802	CT 983	CT 984
CT 985	CT 49374	CT 8801/1
CT 8802	CT 983/1	CT 984
CT 985/2	CB 12	CB 2
CB 23	CB 3	CLI 11
FRE 1	FRE 12	FRE 1231
FRE 1242	FRE 1243	FRE 1244
FRE 1245	FRE 1247	FRE 1249
FRE 1250	FRE 1251	FRE 13
FRE 1362	FRE 14	FRE 1412
FRE 1420	FRE 1426	FRE 1429
FRE 182	FRE 2	FRE 3
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TBK 1033	TBK 1137	TBK 1140
TBK 1171	TBK 1172	TBK 1173
TBK 1174	TBK 1175	TBK 857
TBK 956	TBK 957	TBK 97
ORA 1996	ORA 1997	ORA 2000/1
ORA 2000/2	ORA 2001	ORA 2002

ORA 2003	ORA 2005	ORA 2009
ORA 2021	ORA 2453	ORA 658
VRE 1139	VRE 1165	VRE 1166
VRE 1179	VRE 1180	VRE 1213
VRE 1815	VRE 2084	VRE 614
CF 1068	CF 850	CF 851
CF 851/1	CF 855	CF 856
CF 857	CF 862	CF 870
CF 897	CF 898	CT 89895
CF 899	CF 900	CF 900/1
CF 902/9	CF 917	VRE 585
CB 1559		

Cape Metropolitan Council

		SCA 770
SCA 790	SCA 791	CF 1000/2
CF 1001	CF 1030	CF 1031
CF 1032	CF 1033	CF 1034
CF 1035	CF 1036	CF 1044/1
CF 1044/3	CF 1048	CF 1049/1
CF 1050	CF 1052/1	CF 1054
CF 1054/1	CF 1056/1	CF 1056/2
CF 1056/3	CF 1056/4	CF 1056/5
CF 1056/6	CF 1057	CF 1058
CF 1058	CF 1059	CF 983/1

South Peninsula Municipality

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CT 86362	CT 86373	CT 86376
CT 86377	CT 86378	CT 86394
CT 86395	CT 86398	CT 86420
CT 86913	CT 88291	CT 88354
CT 88369	CT 88370	CT 88371
CT 88372	CT 88411	CT 88412
CT 88413	CT 88414	CT 88415
CT 88416	CT 88417	CT 88420
CT 88421	CT 88422	CT 88423
CT 88424	CT 88425	CT 88426
CT 88427	CT 88461	CT 88488
CT 88489	CT 88492	CT 88526
CT 88530	CT 88533	CT 88755
CT 88756	CT 88764	CT 88772
CT 88801/1	CT 88802	CT 89896

CT 90138	CT 90178	CT 90179
CT 90180	CT 90181	CT 90182
CT 90183	CT 90184	CT 90185
CT 90186	CT 90187	CT 90188
CT 90189	CT 90191	CT 90192
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CT 90200	CT 90201	CT 90202
CT 90203	CT 90216	CT 90217
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CT 90228/1	CT 90228/2	CT 90229
CT 90242	CT 90243	CT 90303
CT 93290	CT 93659	CON 1069
CON 1119	CON 4665	CON 4669
HB 1430	HB 1457	HB 1478
HB 1516	HB 1734	HB 1737
HB 1749	HB 1756	HB 1762
HB 1771	HB 1772	HB 1773
HB 1774	HB 1776	HB 1778
HB 1779	HB 1780	HB 1481
HB 1782	HB 1784	HB 1786
HB 1847	HB 2023	HB 2029
HB 2054	HB 2069	HB 2079
HB 2286	HB 2383	HB 2530
HB 2736	HB 2939	HB 2959
HB 2977	HB 3079	HB 3209
HB 3441	HB 3442	HB 3558

HB 3559	HB 3560	HB 3720
HB 4015	HB 4703	HB 4930
FH 12050	FH 12193	FH 7000
FH 8422	FH 8563	FH 8564
FH 8611	S'T (ROAD RESERVE)	S'T 1312
S'T 2010	S'T 2011	S'T 2402
S'T 2510	S'T 2577	S'T 4067
S'T 516	S'T 517/0/1	S'T 518
S'T 519	S'T 520	S'T 521
S'T 522	S'T 523	S'T 524
S'T 531	S'T 533	S'T 534
S'T 535	S'T 536	S'T 538
S'T 540	S'T 541	S'T 542
S'T 608	S'T 693	S'T 2060
OV 681	N 937	CF 1023
CF 1051/1	CF 1130/2	CF 1130/4
CF 1134	FH 12053	CF 1368
CF 914	CF 917	CF 921
CF 923/1	CF 923/2	CF 923/3
CF 923/4	CF 923/5	CF 923/6
CF 924	CF 926	CF 927
CF 927/3	CF 927/4	CF 948/1
CF 948/7	CF 948/7	CF 953/26
CF 955	CF 963/2	CF 971/2
CF 977/1	CF 979/2	CF 979/3
CF 983/6	CF 985/2	CF 994
CF 948/9	CF 1368	CF 940/4

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

REPUBLIC
OF
SOUTH AFRICA



REPUBLIEK
VAN
SUID-AFRIKA

Government Gazette Staatskoerant

Vol. 406

PRETORIA, 30 APRIL 1999

No. 19992

GOVERNMENT NOTICES GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 543

30 April 1999

DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976), TO BE A PART OF THE CAPE PENINSULA NATIONAL PARK

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism by virtue of the powers vested in me by section 2A (1) (a) of the National Park Act, 1976 (Act No. 57 of 1976)—

- (a) hereby declare the land defined in the Schedule to be part of the Cape Peninsula National Park; and
- (b) hereby amend Schedule 1 to the said Act by the addition to the definition of the said park of the description of the undermentioned properties.

Z. P. JORDAN

Minister of Environmental Affairs and Tourism

SCHEDULE

Erf 27410, Cape Town, in extent 14,6924 ha—registered Title Deed T1607/1891.

Erf 27411, Cape Town, in extent 15,6317 ha—registered Title Deed T1607/1891.

Erf 28001, Cape Town, in extent 32,3987 ha—registered Title Deed T27/1826. →

Erf 28004, Cape Town (unmeasured)—registered Title Deed T1607/1891.

(→ all parts)

- Erf 28002, Cape Town, in extent 153,0714 ha—registered Title Deed T16078/1891. (All parts)
- Erf 44213, Cape Town, in extent 7,4172 ha—registered Title Deed T1607/1891.
- Erf 44214, Cape Town, in extent 74,2105 ha—registered Title Deed T10435/1956. (All parts)
- Erf 44246, Cape Town, in extent 2 366 m²—registered Title Deed CPF3-8/1833.
- Erf 46162, Cape Town, in extent 67,1721 ha—registered Title Deed T1823/1894 (all parts of the property within the CCPNE boundary as described previously in PK171 in *Government Gazette* No. 9056 of 10 February 1994).
- Erf 46165, Cape Town, in extent 25,9172 ha—registered Title Deed T17284/1954. (All parts)
- Erf 46166, in extent 4,2133 ha—registered Title Deed T1824/1894. (All parts)
- Ptn 1, Cape Farm 902, Hout Bay, unregistered, in extent 59,3921 ha.
- Erf 1434, in extent 36,5584 ha—registered Title Deed 6740/1941.
- Erf 1432, in extent 23,6046 ha—registered Title Deed T6740/1941.
- State land west of Hout Bay, unmeasured and unregistered.
- Cape Farm 964 (ptn), in extent 40,4587 ha—registered Title Deed T6117/1987.
- Cape Farm 981 unregistered, in extent 17,1360 ha.
- Cape Farm 980, in extent 98,8581 ha—registered Title Deed SGST 148/1953.
- State Land in front of Misty Cliffs, unregistered and unmeasured.
- Erf 750, Scarborough, unregistered, in extent 25,6960 ha.
- * State Seawards of Cape Town 1021 and Cape Farm 1022, unregistered and unmeasured.
- Cape Farm 1053 (Smitswinkel Bay), unregistered in extent 17,1360 ha.

No. 543

30 April 1999

**VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976),
TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK**

Ek, Zweledinga Pallo Jordan, Minister van Omgewingsake en Toerisme, kragtens die bevoegdheid aan my verleen by artikel 2A (1) (a) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976)—

- (a) verklaar hierby die grond omskryf in die Bylae tot deel van die Kaapse Skiereiland Nasionale Park; en
- (b) wysig hierby Bylae 1 van die genoemde Wet deur die byvoeging van die omskrywing van voorgemelde park van die beskrywing van ondergenoemde eiendomme.

Z. P. JORDAN

Minister van Omgewingsake en Toerisme

BYLAE

- Erf 27410, Kaapstad, groot 14,6924 ha—geregistreerde Titelakte T1607/1891.
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- Ptn 1, Cape Farm 902, Houtbaai, ongeregistreerd, groot 59,3921 ha.
- Erf 1434, groot 36,5584 ha—geregistreerde Titelakte 6740/1941.
- Erf 1432, groot 23,6046 ha—geregistreerde Titelakte T6740/1941.
- Staatsgrond wes van Houtbaai, onopgemeet en ongeregistreerd.
- Cape Farm 964 (ptn), groot 40,4587 ha—geregistreerde Titelakte T6117/1987.
- Cape Farm 981, unregistered, groot 17,1360 ha.
- Cape Farm 980, groot 98,8581 ha—geregistreerde Titelakte SGST 148/1953.

- H4/3/1/3554: Die insignia van die **Companionate of Merit** van die **Military and Hospitaller Order of St. Lazarus of Jerusalem**, soos by Goewermentskennisgewing No. 997 van 20 Augustus 1999 gepubliseer.
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- H4/3/1/3821: Die wapen van die **Simon's Town Historical Society**, soos by Goewermentskennisgewing No. 886 van 23 Julie 1999 gepubliseer.
- H4/3/1/3861: Die wapen van die **Ntsoanatsatsi Public School**, soos by Goewermentskennisgewing No. 714 van 22 Mei 1998 gepubliseer.
- H4/3/1/3870: Die wapen van die **South African Revenue Protection Association**, soos by Goewermentskennisgewing No. 886 van 23 Julie 1999 gepubliseer.
- H4/3/1/3904: Die naam van **Ryu Kyu Kobujutsu Kai**, soos by Goewermentskennisgewing No. 997 van 20 Augustus 1999 gepubliseer.
- H4/3/4/607: Die wapen van **Robert George Crawford**, soos by Goewermentskennisgewing No. 886 van 23 Julie 1999 gepubliseer.
- H4/3/4/609: Die wapen van **Rolf Eckhard von Fintel**, soos by Goewermentskennisgewing No. 886 van 23 Julie 1999 gepubliseer.
- H4/3/4/611: Die wapen van **Ronald Norman Schlemmer**, soos by Goewermentskennisgewing No. 886 van 23 Julie 1999 gepubliseer.
- H4/3/4/613: Die wapen van **Carlos Alberto Da Silva**, soos by Goewermentskennisgewing no. 997 van 20 Augustus 1999 gepubliseer.
- H4/3/4/614: Die wapen van **Johannes Gillomue Louw**, soos by Goewermentskennisgewing No. 997 van 20 Augustus 1999 gepubliseer.

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

→ No. 1247

22 October 1999

CORRECTION NOTICE

Government Notice No. 543 of 30 April 1999, published in *Government Gazette* No. 19992 of 30 April 1990 is hereby partially amended by the following additions:

Erf 27410, in extent 14,6924 ha-registered Title Deed T1607/1891 (all parts of the property within the CPPNE boundary as described in PK 171 in *Government Gazette* No. 9056 of 10 February 1994).

Erf 28002, Cape Town, in extent 153,0714 ha-registered Title Deed T16078/1891 (all parts of the property within the CPPNE boundary as described in PK 171 in *Government Gazette* No. 9056 of 10 February 1994).

Erf 44214, Cape Town, in extent 74,2105 ha-registered Title Deed T10435/1956 (all parts of the property within the CPPNE boundary as described in PK 171 in *Government Gazette* No. 9056 of 10 February 1994).

Erf 46165, Cape Town, in extent 25,9172 ha-registered Title Deed T17284/1954 (all parts of the property within the CPPNE boundary as described in PK 171 in *Government Gazette* No. 9056 of 10 February 1994).

Erf 46166, in extent 4,2133 ha-registered Title Deed T1824/1894 (All parts of the property within the CPPNE boundary as described in PK 171 in *Government Gazette* No.9056 of 10 February 1994).

State Land seawards of Cape Town 1021 and Cape Farm 1022, unregistered and unmeasured.

→ No. 1247

22 Oktober 1999

REGSTELLINGSKENNIGGEWING

Goewermentskennisgewing No. 543 van 30 April 1999, gepubliseer in *Staatskoerant* No. 19992 van 30 April 1990, word hierby gedeeltelik gewysig deur die volgende byvoegings:

Erf 27410, Kaapstad, groot 14,6924 ha-geregistreerde Titelakte T1607/1891 (alle gedeeltes van die eiendom binne die KSBN grense soos voorheen omskryf in PK 171 IN *Staatskoerant* No. 9056 van 10 Februarie 1994).

Erf 28002, Kaapstad, groot 153,0714 ha-geregistreerde Titelakte T16078/1891 (alle gedeeltes van die eiendom binne die KSBN grense soos voorheen omskryf in PK 171 in *Staatskoerant* No. 9056 van 10 Februarie 1994).

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Erf 46166, groot 4,2133 ha-geregistreerde Titelakte T1824/1894 (alle gedeeltes van die eiendomme binne die KSBN grense soos voorheen omskryf in PK 171 in *Staatskoerant* No. 9056 van 10 Februarie 1994).

Staatsgrond seewaarts van Kaapstad 1021 en Cape Farm 1022, onopgemeet en ongeregistreerd.

**DEPARTMENT OF HEALTH
DEPARTEMENT VAN GESONDHEID**

No. 1233

22 October 1999

MEDICINES AND RELATED SUBSTANCES CONTROL ACT, 1965 (ACT No. 101 OF 1965)

APPOINTMENT OF CHAIRPERSON AND VICE-CHAIRPERSON OF THE MEDICINE CONTROL COUNCIL

In terms of section 4 (3) of the Medicines and Related Substances Control Act (Act No. 101 of 1965), I, M. E. Tshabalala-Msimang, Minister of Health, hereby give notice that I have, by virtue of the powers vested in me by section 5 of the said Act, appointed the following persons as Chairperson and Vice-chairperson of the Medicine Control Council, from **1 May 1999** for a period of eighteen months or, alternatively, until the Board to be appointed in terms of section 6 of the South African Medicines and Medical Devices Regulatory Authority Act, 1998 (Act No. 132 of 1998), is appointed, whichever is the shorter:

**Dr H. Rander-Rees—Chairperson
Prof P. F. K. Eagles—Vice-chairperson**

M. E. TSHABALALA-MSIMANG

Minister of Health

No. 1233

22 Oktober 1999

WET OP DIE BEHEER VAN MEDISYNE EN VERWANTE STOWWE, 1965 (WET No. 101 VAN 1965)

AANSTELLING VAN VOORSITTER EN ONDERVOORSITTER VAN DIE MEDISYNEBEHEERRAAD

Ingevolge artikel 4 (3) van die Wet op die Beheer van Medisyne en Verwante Stowwe, 1965 (Wet No. 101 van 1965), gee ek, M. E. Tshabalala-Msimang, Minister van Gesondheid, hiermee kennis dat ek kragtens artikel 5 van gemelde Wet, ondergenoemde persone vanaf **1 Mei 1999** aangestel het as Voorsitter en Ondervoorsitter van die Medisynebeheerraad, vir 'n tydperk van agtien maande, of totdat die Raad wat ingevolge artikel 6 van die Wet op die Suid-Afrikaanse Medisyne en Mediese Toestelle Regulerende Owerheid, 1998 (Wet No. 132 van 1998), aangestel moet word, aangestel is, welke tydperk die korste is:

**Dr H. Rander-Rees—Voorsitter
Prof P. F. K. Eagles—Ondervoorsitter**

M. E. TSHABALALA-MSIMANG

Minister van Gesondheid

GOVERNMENT NOTICE GOEWERMENSKENNISGEWING

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 11

4 January 2002

CORRECTION NOTICE

Government Notice No. 1247 of 22 October 1999, published in *Government Gazette* No. 20544 of 22 October 1999, is amended by deleting all reference to 10 February 1994 and replacing it with 10 February 1984.

No. 11

4 Januarie 2002

REGSTELINGSKENNISGEWING

Goewermenskennisgewing No. 1247 van 22 Oktober 1999 wat in *Staatskoerant* No. 20544 van 22 Oktober 1999 verskyn het, word gewysig deur die skrapping van 10 Februarie 1994 en vervanging met 10 Februarie 1984.

GENERAL NOTICES ALGEMENE KENNISGEWINGS

NOTICE 3 OF 2002

CO-OPERATIVES TO BE STRUCK OFF THE REGISTER: KHUTHALA PROJECT CO-OPERATIVE LIMITED, AFRICAN CONSUMERS CO-OPERATIVE SOCIETY LIMITED AND AMOHELANG CO-OPERATIVE LIMITED

Notice is hereby given that the names of the above-mentioned co-operatives will, after the expiration of sixty days from the date of this notice, be struck off the register in terms of the provisions of section 45 (2) of the Co-operatives Act, 1981, and the co-operatives will be dissolved unless proof is furnished to the effect that the co-operatives are carrying on business or are in operation.

Any objections to this procedure which interested persons may wish to raise, must together with the reasons therefore, be lodged with this office before the expiration of the period of sixty days.

Registrar of Co-operatives

Office of the Registrar of Co-operatives
Agricultural Building
20 Beatrix Street
Private Bag X237
PRETORIA
0001.

KENNISGEWING 3 VAN 2002

KOÖPERASIES VAN DIE REGISTER GESKRAP TE WORD: KHUTHALA PROJECT CO-OPERATIVE LIMITED, AFRICAN CONSUMERS CO-OPERATIVE SOCIETY LIMITED EN AMOHELANG CO-OPERATIVE LIMITED

Hiermee word bekendgemaak dat die name van bogenoemde koöperasies na verloop van sestig dae met ingang vanaf die datum van hierdie kennisgewing van die register geskrap sal word ooreenkomstig die bepalings van artikel 45 (2) van die Koöperasiewet, 1981, en die koöperasies sal ontbind word tensy bewys gelewer word dat die koöperasies handel drywe of in werking is.

Enige besware wat belanghebbende persone teen hierdie prosedure wil inbring, moet met vermelding van redes voor verstryking van die tydperk van sestig dae by hierdie Kantoor ingedien word.

ANNEXURE

PROPERTY (REALTY) IMPROVED PREMISES - RECOMMENDATION

TABLE A		LAND TO BE ALLOCATED TO SANP		
Erf 27410 CT	14,6924 ha	T1607/1891	<p>Land is located above De Waal Drive and serves as gateway to the mountain.</p> <p>Grootte Schuur Devolution Act (Act 9, 1910) guides the development of this land.</p> <p>Land is subject to the will of Rhodes which rules out residential/commercial development.</p> <p>Erf 46162 is the Rhodes Memorial.</p> <p>Erf 44214 is the Zoo site at the Rhodes memorial.</p>	<p>Allocation of land above De Waal drive to SANP is recommended.</p>
Erf 27411 CT	15,6317 ha	T1607/1891		
Erf 28001 CT	32,3987 ha	T27/1826		
Erf 28004 CT	Unmeasured	T1607/1891		
Erf 28002 CT	153,0714 ha	T1607/1891		
Erf 44213 CT	7,4172 ha	T1607/1891		
Erf 44214 CT	74,2105 ha	T10435/1956		
Erf 44246 CT	* 2366 m ² ha	CPF 3-8/1833		
Erf 46162 CT	67,1721 ha	T1823/1894		
Erf 46165 CT	25,9172 ha	T17284/1954		
Erf 46166 CT	4,2133 ha	T1824/1894		
Pin 1/CF 901 HB 2	40,4587 ha 59,3921 ha	Unregistered	Primarily mountainous natural area.	Allocation of land to SANP is recommended.
Erf 1434 & 1432	36,5584 ha	T6740/1941	<p>Police Services de-stressing station to be used as educational centre by SAPS & SANP.</p> <p>The battery itself is a proclaimed National Monument to be viewed as part of a Military History tour</p> <p>Primarily mountainous area.</p> <p>Utilisation of the environment to prevent crime in the disadvantaged communities.</p>	<p>Allocation of land to SANP is recommended.</p>
	23,6046 ha	T6740/1941		
State land west of Houtbay	Unmeasured	Unregistered	<p>Historic West Fort of the early Dutch settlement which has important historical value</p> <p>Mountainous coastal land: Proclaimed National Monument.</p> <p>Within CPPNE protected area.</p>	<p>Allocation of land to SANP is recommended.</p>

	Greater portion of this land is the sentinel (Hangberg) - the prominent feature Zoned Primary Natural Area in the Sub-Regional Plan Extremely steep slope - totally unsuitable for development				Allocation of land to SANP is recommended.
CF 964 (ptn)	40,4587 ha	T61177/1987	Steep cliffs, zoned as Primary Natural Area in the Simon's Town Structure Plan		Allocation of land to SANP is recommended.
CF 981	17,1360 ha	Unregistered	Extremely steep cliffs Zoned as Primary Natural Area in the Sub-Regional Plan Draft Structure Plan limit potential accordingly. Within CPPNE protected area.		Allocation of land to SANP is recommended.
CF 980	98,8581 ha	SGST 148/1953	Within CPPNE protected area. Zoned as Primary Natural Area in the South Peninsula Sub-Regional Plan National Park land-use plan identifies the area as remote. Remote valley without any signs of human habitation. High biological potential combined with the above, makes it conservation worthy.		Allocation of land to SANP is recommended.
* State land in front of Misty Cliffs	Unmeasured Tiny piece	Unregistered	Rocky beach in front of the existing development, subject to wave action. Unsuitable for any development. Forms an integral part of the management of the Coastal Strip.		Allocation of land to SANP is recommended.
Scarborough beach & wetlands Ptn. 750 SCA	25,6960 ha	Unregistered	Extremely sensitive wetland and dune system. Community opposed to development. Structure Plan restrictions. Draft Management Plan for Scarborough identifies the area for conservation.		Allocation of land to SANP is recommended.
Seawards to CF 1021 & CF 1022	Unmeasured	Unregistered	Rocky coastline, very steep mountain slope Within CPPNE restricted area. Forms an integral part of the marine management of the park		Allocation of land to SANP is recommended.
CF 1053 Smits Winkel Bay	17,1360 ha	Unregistered	Central to the management of the marine system Structure Plan identifies this land as a Primary Natural Area		Allocation of land to SANP is recommended.

* 7

* 7

TABLE B		LAND TO BE INVESTIGATED FURTHER	
Slangkop Light-house (CF 977) Kommeijie	17,3637 ha	G6/1945	Well preserved portion of strandveld adjacent to Slangkop Nature Reserve Vegetation well-preserved and conservation worthy Limited residential development a possibility. Community opposed to development of this parcel of land
Scarborough main beach			Portion of strandveld adjacent to residential development Limited residential development a possibility.
Erf 4618 Dido Valley	9,8000 ha	Plan E99-AP-2	Previously used as naval bunker site. Up-market residential development a possibility.
Erf 4619 Dido Valley	12,2000 ha	Plan E99-AP-2	Unused veldt area previously allocated to the Navy. Industrial development a possibility.
Cape 978 Sweetwater	Unmeasured	Unregistered	Crayfish factory. Site to be surveyed.
			Conduct site potential analysis. The remainder of the land may then be allocated to SANP.
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			Site creation process required.

REPUBLIC
OF
SOUTH AFRICA



REPUBLIEK
VAN
SUID-AFRIKA

Government Gazette Staatskoerant

Vol. 406

PRETORIA, 30 APRIL 1999

No. 19992

GOVERNMENT NOTICES GOEWERMENSKENNISGEWINGS

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 543

30 April 1999

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TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK**

Ek, Zweledinga Pallo Jordan, Minister van Omgewingsake en Toerisme, kragtens die bevoegdheid aan my verleen by artikel 2A (1) (a) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976)—

- (a) verklaar hierby die grond omskryf in die Bylae tot deel van die Kaapse Skiereiland Nasionale Park; en
- (b) wysig hierby Bylae 1 van die genoemde Wet deur die byvoeging van die omskrywing van voorgemelde park van die beskrywing van ondergenoemde eiendomme.

Z. P. JORDAN

Minister van Omgewingsake en Toerisme

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- H4/3/1/3870: Die wapen van die **South African Revenue Protection Association**, soos by Goewermentskennissgewing No. 886 van 23 Julie 1999 gepubliseer.
- H4/3/1/3904: Die naam van **Ryu Kyu Kobujutsu Kai**, soos by Goewermentskennissgewing No. 997 van 20 Augustus 1999 gepubliseer.
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- H4/3/4/609: Die wapen van **Rolf Eckhard von Fintel**, soos by Goewermentskennissgewing No. 886 van 23 Julie 1999 gepubliseer.
- H4/3/4/611: Die wapen van **Ronald Norman Schlemmer**, soos by Goewermentskennissgewing No. 886 van 23 Julie 1999 gepubliseer.
- H4/3/4/613: Die wapen van **Carlos Alberto Da Silva**, soos by Goewermentskennissgewing no. 997 van 20 Augustus 1999 gepubliseer.
- H4/3/4/614: Die wapen van **Johannes Gillomue Louw**, soos by Goewermentskennissgewing No. 997 van 20 Augustus 1999 gepubliseer.

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

→ No. 1247

22 October 1999

CORRECTION NOTICE

Government Notice No. 543 of 30 April 1999, published in *Government Gazette* No. 19992 of 30 April 1999 is hereby partially amended by the following additions:

Erf 27410, in extent 14,6924 ha-registered Title Deed T1607/1891 (all parts of the property within the CPPNE boundary as described in PK 171 in *Government Gazette* No. 9056 of 10 February 1994).

Erf 28002, Cape Town, in extent 153,0714 ha-registered Title Deed T16078/1891 (all parts of the property within the CPPNE boundary as described in PK 171 in *Government Gazette* No. 9056 of 10 February 1994).

Erf 44214, Cape Town, in extent 74,2105 ha-registered Title Deed T10435/1956 (all parts of the property within the CPPNE boundary as described in PK 171 in *Government Gazette* No. 9056 of 10 February 1994).

Erf 46165, Cape Town, in extent 25,9172 ha-registered Title Deed T17284/1954 (all parts of the property within the CPPNE boundary as described in PK 171 in *Government Gazette* No. 9056 of 10 February 1994).

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State Land seawards of Cape Town 1021 and Cape Farm 1022, unregistered and unmeasured.

→ No. 1247

22 Oktober 1999

REGSTELLINGSKENNISGEWING

Goewermentskennissgewing No. 543 van 30 April 1999, gepubliseer in *Staatskoerant* No. 19992 van 30 April 1999, word hierby gedeeltelik gewysig deur die volgende byvoegings:

Erf 27410, Kaapstad, groot 14,6924 ha-geregistreerde Titellakte T1607/1891 (alle gedeeltes van die eiendom binne die KSBN grense soos voorheen omskryf in PK 171 in *Staatskoerant* No. 9056 van 10 Februarie 1994).

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Staatsgrond seewaarts van Kaapstad 1021 en Cape Farm 1022, onopgemeet en ongeregistreerd.

**DEPARTMENT OF HEALTH
DEPARTEMENT VAN GESONDHEID**

No. 1233

22 October 1999

MEDICINES AND RELATED SUBSTANCES CONTROL ACT, 1965 (ACT No. 101 OF 1965)

APPOINTMENT OF CHAIRPERSON AND VICE-CHAIRPERSON OF THE MEDICINE CONTROL COUNCIL

In terms of section 4 (3) of the Medicines and Related Substances Control Act (Act No. 101 of 1965), I, M. E. Tshabalala-Msimang, Minister of Health, hereby give notice that I have, by virtue of the powers vested in me by section 5 of the said Act, appointed the following persons as Chairperson and Vice-chairperson of the Medicine Control Council, from **1 May 1999** for a period of eighteen months or, alternatively, until the Board to be appointed in terms of section 6 of the South African Medicines and Medical Devices Regulatory Authority Act, 1998 (Act No. 132 of 1998), is appointed, whichever is the shorter:

**Dr H. Randerer-Rees—Chairperson
Prof P. F. K. Eagles—Vice-chairperson**

M. E. TSHABALALA-MSIMANG

Minister of Health

No. 1233

22 Oktober 1999

WET OP DIE BEHEER VAN MEDISYNE EN VERWANTE STOWWE, 1965 (WET No. 101 VAN 1965)

AANSTELLING VAN VOORSITTER EN ONDERVOORSITTER VAN DIE MEDISYNEBEHEERRAAD

Ingevolge artikel 4 (3) van die Wet op die Beheer van Medisyne en Verwante Stowwe, 1965 (Wet No. 101 van 1965), gee ek, M. E. Tshabalala-Msimang, Minister van Gesondheid, hiermee kennis dat ek kragtens artikel 5 van gemelde Wet, ondergenoemde persone vanaf **1 Mei 1999** aangestel het as Voorsitter en Ondervoorsitter van die Medisynebeheerraad, vir 'n tydperk van agtien maande, of totdat die Raad wat ingevolge artikel 6 van die Wet op die Suid-Afrikaanse Medisyne en Mediese Toestelle Regulerende Owerheid, 1998 (Wet No. 132 van 1998), aangestel moet word, aangestel is, welke tydperk die korste is:

**Dr H. Randerer-Rees—Voorsitter
Prof P. F. K. Eagles—Ondervoorsitter**

M. E. TSHABALALA-MSIMANG

Minister van Gesondheid

GOVERNMENT NOTICE GOEWERMENSKENNISGEWING

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 11

4 January 2002

CORRECTION NOTICE

Government Notice No. 1247 of 22 October 1999, published in *Government Gazette* No. 20544 of 22 October 1999, is amended by deleting all reference to 10 February 1994 and replacing it with 10 February 1984.

No. 11

4 Januarie 2002

REGSTELINGSKENNISGEWING

Goewermenskennisgewing No. 1247 van 22 Oktober 1999 wat in *Staatskoerant* No. 20544 van 22 Oktober 1999 verskyn het, word gewysig deur die skraping van 10 Februarie 1994 en vervanging met 10 Februarie 1984.

GENERAL NOTICES ALGEMENE KENNISGEWINGS

NOTICE 3 OF 2002

CO-OPERATIVES TO BE STRUCK OFF THE REGISTER: KHUTHALA PROJECT CO-OPERATIVE LIMITED, AFRICAN CONSUMERS CO-OPERATIVE SOCIETY LIMITED AND AMOHELANG CO-OPERATIVE LIMITED

Notice is hereby given that the names of the above-mentioned co-operatives will, after the expiration of sixty days from the date of this notice, be struck off the register in terms of the provisions of section 45 (2) of the Co-operatives Act, 1981, and the co-operatives will be dissolved unless proof is furnished to the effect that the co-operatives are carrying on business or are in operation.

Any objections to this procedure which interested persons may wish to raise, must together with the reasons therefore, be lodged with this office before the expiration of the period of sixty days.

Registrar of Co-operatives

Office of the Registrar of Co-operatives
Agricultural Building
20 Beatrix Street
Private Bag X237
PRETORIA
0001.

KENNISGEWING 3 VAN 2002

KOÖPERASIES VAN DIE REGISTER GESKRAP TE WORD: KHUTHALA PROJECT CO-OPERATIVE LIMITED, AFRICAN CONSUMERS CO-OPERATIVE SOCIETY LIMITED EN AMOHELANG CO-OPERATIVE LIMITED

Hiermee word bekendgemaak dat die name van bogenoemde koöperasies na verloop van sestig dae met ingang vanaf die datum van hierdie kennisgewing van die register geskrap sal word ooreenkomstig die bepalings van artikel 45 (2) van die Koöperasiewet, 1981, en die koöperasies sal ontbind word tensy bewys gelewer word dat die koöperasies handel drywe of in werking is.

Enige besware wat belanghebbende persone teen hierdie prosedure wil inbring, moet met vermelding van redes voor verstryking van die tydperk van sestig dae by hierdie Kantoor ingedien word.

PROPOSED LAND TO BE ALLOCATED TO SANParks - RECOMMENDATION

TABLE A		LAND TO BE ALLOCATED TO SANP		
Erf 27410 CT	14,6924 ha	T1607/1891	<p>Land is located above De Waal Drive and serves as gateway to the mountain. Grootte Schuur Devolution Act (Act 9, 1910) guides the development of this land. Land is subject to the will of Rhodes which rules out residential/commercial development. Erf 46162 is the Rhodes Memorial. Erf 44214 is the Zoo site at the Rhodes memorial.</p>	<p>Allocation of land above De Waal drive to SANP is recommended.</p>
Erf 27411 CT	15,6317 ha	T1607/1891		
Erf 28001 CT	32,3987 ha	T27/1826		
Erf 28004 CT	Unmeasured	T1607/1891		
Erf 28002 CT	153,0714 ha	T1607/1891		
Erf 44213 CT	7,4172 ha	T1607/1891		
Erf 44214 CT	74,2105 ha	T10435/1956		
Erf 44246 CT	* 2366 m ² ha	CPF 3-8/1833		
Erf 46162 CT	67,1721 ha	T1823/1894		
Erf 46165 CT	25,9172 ha	T17284/1954		
Erf 46166 CT	4,2133 ha	T1824/1894		
Pln 1/CF 902 HB	40,4587 ha 59,3921 ha	Unregistered	Primarily mountainous natural area.	Allocation of land to SANP is recommended.
Erf 1434 & 1432	36,5584 ha	T6740/1941	<p>Police Services de-stressing station to be used as educational centre by SAPS & SANP. The battery itself is a proclaimed National Monument to be viewed as part of a Military History tour Primarily mountainous area. Utilisation of the environment to prevent crime in the disadvantaged communities.</p>	<p>Allocation of land to SANP is recommended.</p>
	23,6046 ha	T6740/1941		
State land west of Houtbay	Unmeasured	Unregistered	<p>Historic West Fort of the early Dutch settlement which has important historical value Mountainous coastal land: Proclaimed National Monument. Within CPPNE protected area.</p>	<p>Allocation of land to SANP is recommended.</p>

			Greater portion of this land is the sentinal (Hangberg) - the prominent feature Zoned Primary Natural Area in the Sub-Regional Plan Extremely steep slope - totally unsuitable for development					
CF 964 (pin)	40,4587 ha	T61177/1987	Steep cliffs, zoned as Primary Natural Area in the Simon's Town Structure Plan					Allocation of land to SANP is recommended.
CF 981	17,1360 ha	Unregistered	Extremely steep cliffs Zoned as Primary Natural Area in the Sub-Regional Plan Draft Structure Plan limit potential accordingly. Within CPPNE protected area.					Allocation of land to SANP is recommended.
CF 980	98,8581 ha	SGST 148/1953	Within CPPNE protected area. Zoned as Primary Natural Area in the South Peninsula Sub-Regional Plan National Park land-use plan identifies the area as remote. Remote valley without any signs of human habitation. High biological potential combined with the above, makes it conservation worthy.					Allocation of land to SANP is recommended.
* State land in front of Misty Cliffs	Unmeasured Tiny piece	Unregistered	Rocky beach in front of the existing development, subject to wave action. Unsuitable for any development. Forms an integral part of the management of the Coastal Strip.					Allocation of land to SANP is recommended.
Scarborough beach & wetlands Pin. 750 SCA	25,6960 ha	Unregistered	Extremely sensitive wetland and dune system. Community opposed to development. Structure Plan restrictions. Draft Management Plan for Scarborough identifies the area for conservation.					Allocation of land to SANP is recommended
Seawards to CF 1021 & CF 1022	Unmeasured	Unregistered	Rocky coastline, very steep mountain slope Within CPPNE restricted area. Forms an integral part of the marine management of the park					Allocation of land to SANP is recommended.
CF 1053 Smits Winkel Bay	17,1360 ha	Unregistered	Central to the management of the marine system Structure Plan identifies this land as a Primary Natural Area					Allocation of land to SANP is recommended.

7 *

TABLE B		LAND TO BE INVESTIGATED FURTHER	
Slangkop Light-house (CF 977) Kommetjie	17,3637 ha	G6/1945	Well preserved portion of strandveld adjacent to Slangkop Nature Reserve Vegetation well-preserved and conservation worthy Limited residential development a possibility. Community opposed to development of this parcel of land
Scarborough main beach			Portion of strandveld adjacent to residential development Limited residential development a possibility.
Erf 4618 Dido Valley	9,8000 ha	Plan E99-AP-2	Previously used as naval bunker site. Up-market residential development a possibility.
Erf 4619 Dido Valley	12,2000 ha	Plan E99-AP-2	Unused veldt area previously allocated to the Navy. Industrial development a possibility.
Cape 978 Sweetwater	Unmeasured	Unregistered	Crayfish factory. Site to be surveyed.
			Conduct site potential analysis. The remainder of the land may then be allocated to SANP.
			Conduct site potential analysis. The remainder of the land may then be allocated to SANP.
			Conduct site potential analysis.
			Conduct site potential analysis.
			Site creation process required.

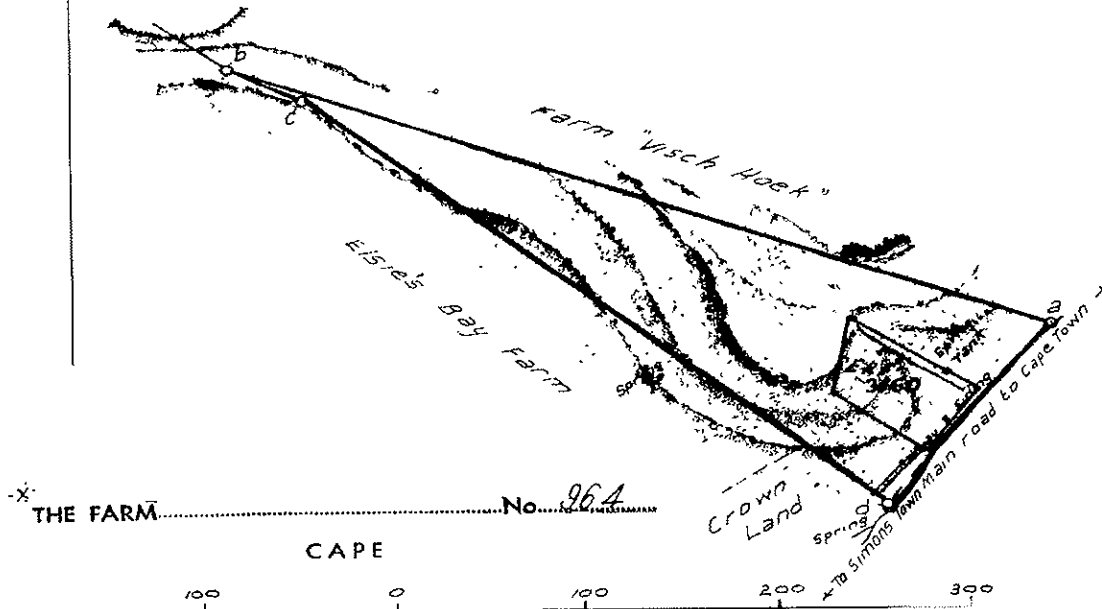
69/1900

S.G. Dgm. No. 69/1900.

The numerical data of this diagram are sufficiently consistent.
 (Sgd.) J.J. Bosman.
 Examiner.

SIDES.		ANGLES.		CO-ORDINATES. X		Y	
ab	466 04	a	76 59 40	a	- 288 25	- 75 75	
bc	44 91	b	6 48	b	- 31 52	- 464 70	
cd	412 45	c	193 8 0	c	- 51 65	- 424 55	
da	149 77	d	83 4 20	d	- 147 89	- 23 49	

Rect. Area a.b.c.d. = 53 Morgen 100 Sq. Roods.



The above diagram a. b. c. d. inner edge of Main Road a, represents 53 Morgen 150 Square Roods, of Ground, situate in the Field-Cornetcy of "Elsjes River" in the Cape Division, being a portion of Crown Land.

Bounded NWwds by Farm "Visch Hoek"
 SWwds " Elsie's Bay Farm & Crown Land.
 SEwds " Inner edge of Main Road

Framed from actual survey, by me.
 (Sgd.) Chas. T.H. Jones.
 Govt. Land Surveyor.
 February, 1900.

Copied from the diagram relating to
 Cert. of Reservation, Title Deed No. C. F. 23. 6
 dated 4th May, 1900 in favour of
 Divisional Council, Cape.
 for SURVEYOR-GENERAL,
 CAPE TOWN.
 3 JUL 1951

C.T. Sheet K 40.

M 3680

B
 C
 964
 M.F.

REPUBLIC
OF
SOUTH AFRICA



REPUBLIEK
VAN
SUID-AFRIKA

Government Gazette Staatskoerant

Vol. 406

PRETORIA, 30 APRIL 1999

No. 19992

GOVERNMENT NOTICES GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 543

30 April 1999

DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976), TO BE A PART OF THE CAPE PENINSULA NATIONAL PARK

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism by virtue of the powers vested in me by section 2A (1) (a) of the National Park Act, 1976 (Act No. 57 of 1976)—

- (a) hereby declare the land defined in the Schedule to be part of the Cape Peninsula National Park; and
- (b) hereby amend Schedule 1 to the said Act by the addition to the definition of the said park of the description of the undermentioned properties.

Z. P. JORDAN

Minister of Environmental Affairs and Tourism

SCHEDULE

Erf 27410, Cape Town, in extent 14,6924 ha—registered Title Deed T1607/1891.

Erf 27411, Cape Town, in extent 15,6317 ha—registered Title Deed T1607/1891.

Erf 28001, Cape Town, in extent 32,3987 ha—registered Title Deed T27/1826.

Erf 28004, Cape Town (unmeasured)—registered Title Deed T1607/1891.

- Erf 28002, Cape Town, in extent 153,0714 ha—registered Title Deed T16078/1891. (All parts -----)
- Erf 44213, Cape Town, in extent 7,4172 ha—registered Title Deed T1607/1891.
- Erf 44214, Cape Town, in extent 74,2105 ha—registered Title Deed T10435/1956. (All parts -----)
- Erf 44246, Cape Town, in extent 2 366 m²—registered Title Deed CPF3-8/1833.
- Erf 46162, Cape Town, in extent 67,1721 ha—registered Title Deed T1823/1894 (all parts of the property within the CCPNE boundary as described previously in PK171 in *Government Gazette* No. 9056 of 10 February 1994).
- Erf 46165, Cape Town, in extent 25,9172 ha—registered Title Deed T17284/1954. (All parts -----)
- Erf 46166, in extent 4,2133 ha—registered Title Deed T1824/1894. (All parts -----)
- Ptn 1, Cape Farm 902, Hout Bay, unregistered, in extent 59,3921 ha.
- Erf 1434, in extent 36,5584 ha—registered Title Deed 6740/1941.
- Erf 1432, in extent 23,6046 ha—registered Title Deed T6740/1941.
- State land west of Hout Bay, unmeasured and unregistered.
- Cape Farm 964 (ptn), in extent 40,4587 ha—registered Title Deed T6117/1987.
- Cape Farm 981 unregistered, in extent 17,1360 ha.
- Cape Farm 980, in extent 98,8581 ha—registered Title Deed SGST 148/1953.
- State Land in front of Misty Cliffs, unregistered and unmeasured.
- Erf 750, Scarborough, unregistered, in extent 25,6960 ha.
- * State Seawards of Cape Town 1021 and Cape Farm 1022, unregistered and unmeasured.
- Cape Farm 1053 (Smitswinkel Bay), unregistered in extent 17,1360 ha.

No. 543

30 April 1999

**VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976),
TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK**

Ek, Zweledinga Pallo Jordan, Minister van Omgewingsake en Toerisme, kragtens die bevoegdheid aan my verleen by artikel 2A (1) (a) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976)—

- (a) verklaar hierby die grond omskryf in die Bylae tot deel van die Kaapse Skiereiland Nasionale Park; en
- (b) wysig hierby Bylae 1 van die genoemde Wet deur die byvoeging van die omskrywing van voorgemelde park van die beskrywing van ondergenoemde eiendomme.

Z. P. JORDAN

Minister van Omgewingsake en Toerisme

BYLAE

- Erf 27410, Kaapstad, groot 14,6924 ha—geregistreerde Titelakte T1607/1891.
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- H4/3/1/3554: Die insignia van die **Companionate of Merit** van die **Military and Hospitaller Order of St. Lazarus of Jerusalem**, soos by Goewermentskennissgewing No. 997 van 20 Augustus 1999 gepubliseer.
- H4/3/1/3554: Die wapens van **Commanderies en uniform-epoulette** van die **Military and Hospitaller Order of St. Lazarus of Jerusalem, Grand Bailiwick of South Africa**, soos by Goewermentskennissgewing No. 997 van 20 Augustus 1999 gepubliseer.
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**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

→ No. 1247

22 October 1999

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→ No. 1247

22 Oktober 1999

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Erf 44214, Kaapstad, groot 74,2105 ha-geregistreerde Titellakte T10435/1956 (alle gedeeltes van die eiendom binne die KSBN grense soos voorheen omskryf in PK 171 in *Staatskoerant* No. 9056 van 10 Februarie 1994).

Erf 46165, Kaapstad, groot 25,9172 ha-geregistreeerde Titellakte T17284/1954 (alle gedeeltes van die eiendomme binne die KSBN grense soos voorheen omskryf in PK 171 in *Staatskoerant* No. 9056 van 10 Februarie 1994).

Erf 46166, groot 4,2133 ha-geregistreeerde Titellakte T1824/1894 (alle gedeeltes van die eiendomme binne die KSBN grense soos voorheen omskryf in PK 171 in *Staatskoerant* No. 9056 van 10 Februarie 1994).

Staatsgrond seewaarts van Kaapstad 1021 en Cape Farm 1022, onopgemeet en ongeregistreerd.

**DEPARTMENT OF HEALTH
DEPARTEMENT VAN GESONDHEID**

No. 1233

22 October 1999

MEDICINES AND RELATED SUBSTANCES CONTROL ACT, 1965 (ACT No. 101 OF 1965)

APPOINTMENT OF CHAIRPERSON AND VICE-CHAIRPERSON OF THE MEDICINE CONTROL COUNCIL

In terms of section 4 (3) of the Medicines and Related Substances Control Act (Act No. 101 of 1965), I, M. E. Tshabalala-Msimang, Minister of Health, hereby give notice that I have, by virtue of the powers vested in me by section 5 of the said Act, appointed the following persons as Chairperson and Vice-chairperson of the Medicine Control Council, from **1 May 1999** for a period of eighteen months or, alternatively, until the Board to be appointed in terms of section 6 of the South African Medicines and Medical Devices Regulatory Authority Act, 1998 (Act No. 132 of 1998), is appointed, whichever is the shorter:

Dr H. Randerer-Rees—Chairperson
Prof P. F. K. Eagles—Vice-chairperson

M. E. TSHABALALA-MSIMANG

Minister of Health

No. 1233

22 Oktober 1999

WET OP DIE BEHEER VAN MEDISYNE EN VERWANTE STOWWE, 1965 (WET No. 101 VAN 1965)

AANSTELLING VAN VOORSITTER EN ONDERVOORSITTER VAN DIE MEDISYNEBEHEERRAAD

Ingevolge artikel 4 (3) van die Wet op die Beheer van Medisyne en Verwante Stowwe, 1965 (Wet No. 101 van 1965), gee ek, M. E. Tshabalala-Msimang, Minister van Gesondheid, hiermee kennis dat ek kragtens artikel 5 van gemelde Wet, ondergenoemde persone vanaf **1 Mei 1999** aangestel het as Voorsitter en Ondervoorsitter van die Medisynebeheerraad, vir 'n tydperk van agtien maande, of totdat die Raad wat ingevolge artikel 6 van die Wet op die Suid-Afrikaanse Medisyne en Mediese Toestelle Regulerende Owerheid, 1998 (Wet No. 132 van 1998), aangestel moet word, aangestel is, welke tydperk die korste is:

Dr H. Randerer-Rees—Voorsitter
Prof P. F. K. Eagles—Ondervoorsitter

M. E. TSHABALALA-MSIMANG

Minister van Gesondheid

GOVERNMENT NOTICE GOEWERMENSKENNISGEWING

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 11

4 January 2002

CORRECTION NOTICE

Government Notice No. 1247 of 22 October 1999, published in *Government Gazette* No. 20544 of 22 October 1999, is amended by deleting all reference to 10 February 1994 and replacing it with 10 February 1984.

No. 11

4 Januarie 2002

REGSTELINGSKENNISGEWING

Goewermenskennisgewing No. 1247 van 22 Oktober 1999 wat in *Staatskoerant* No. 20544 van 22 Oktober 1999 verskyn het, word gewysig deur die skraping van 10 Februarie 1994 en vervanging met 10 Februarie 1984.

GENERAL NOTICES ALGEMENE KENNISGEWINGS

NOTICE 3 OF 2002

CO-OPERATIVES TO BE STRUCK OFF THE REGISTER: KHUTHALA PROJECT CO-OPERATIVE LIMITED, AFRICAN CONSUMERS CO-OPERATIVE SOCIETY LIMITED AND AMOHELANG CO-OPERATIVE LIMITED

Notice is hereby given that the names of the above-mentioned co-operatives will, after the expiration of sixty days from the date of this notice, be struck off the register in terms of the provisions of section 45 (2) of the Co-operatives Act, 1981, and the co-operatives will be dissolved unless proof is furnished to the effect that the co-operatives are carrying on business or are in operation.

Any objections to this procedure which interested persons may wish to raise, must together with the reasons therefore, be lodged with this office before the expiration of the period of sixty days.

Registrar of Co-operatives

Office of the Registrar of Co-operatives
Agricultural Building
20 Beatrix Street
Private Bag X237
PRETORIA
0001.

KENNISGEWING 3 VAN 2002

KOÖPERASIES VAN DIE REGISTER GESKRAP TE WORD: KHUTHALA PROJECT CO-OPERATIVE LIMITED, AFRICAN CONSUMERS CO-OPERATIVE SOCIETY LIMITED EN AMOHELANG CO-OPERATIVE LIMITED

Hiermee word bekendgemaak dat die name van bogenoemde koöperasies na verloop van sestig dae met ingang vanaf die datum van hierdie kennisgewing van die register geskrap sal word ooreenkomstig die bepalings van artikel 45 (2) van die Koöperasiewet, 1981, en die koöperasies sal ontbind word tensy bewys gelewer word dat die koöperasies handel drywe of in werking is.

Enige besware wat belanghebbende persone teen hierdie prosedure wil inbring, moet met vermelding van redes voor verstryking van die tydperk van sestig dae by hierdie Kantoor ingedien word.

PROPOSED LAND TO BE ALLOCATED TO SANP

TABLE A		LAND TO BE ALLOCATED TO SANP		Allocation of land to SANP is recommended.
Erf 27410 CT	14,6924 ha	T1607/1891	<p>Land is located above De Waal Drive and serves as gateway to the mountain. Grootte Schuur Devolution Act (Act 9, 1910) guides the development of this land. Land is subject to the will of Rhodes which rules out residential/commercial development. Erf 46162 is the Rhodes Memorial. Erf 44214 is the Zoo site at the Rhodes memorial.</p>	<p>Allocation of land above De Waal drive to SANP is recommended.</p>
Erf 27411 CT	15,6317 ha	T1607/1891		
Erf 28001 CT	32,3987 ha	T27/1826		
Erf 28004 CT	Unmeasured	T1607/1891		
Erf 28002 CT	153,0714 ha	T1607/1891		
Erf 44213 CT	7,4172 ha	T1607/1891		
Erf 44214 CT	74,2105 ha	T10435/1956		
Erf 44246 CT	* 2366 m ² ha	CPF 3-8/1833		
Erf 46162 CT	67,1721 ha	T1823/1894		
Erf 46165 CT	25,9172 ha	T17284/1954		
Erf 46166 CT	4,2133 ha	T1824/1894		
Pin 1/CF 902 HB	40,4587 ha	Unregistered	Primarily mountainous natural area.	Allocation of land to SANP is recommended.
Erf 1434 & 1432	36,5584 ha	T6740/1941	<p>Police Services de-stressing station to be used as educational centre by SAPS & SANP. The battery itself is a proclaimed National Monument to be viewed as part of a Military History tour Primarily mountainous area. Utilisation of the environment to prevent crime in the disadvantaged communities.</p>	<p>Allocation of land to SANP is recommended.</p>
	23,6046 ha	T6740/1941		
State land west of Houtbay	Unmeasured	Unregistered	Historic West Fort of the early Dutch settlement which has important historical value Mountainous coastal land: Proclaimed National Monument. Within CPPNE protected area.	Allocation of land to SANP is recommended.

59,3921 ha

			Greater portion of this land is the sentinal (Hangberg) - the prominent feature Zoned Primary Natural Area in the Sub-Regional Plan Extremely steep slope - totally unsuitable for development						
CF 964 (ptn)	40,4587 ha	T61177/1987	Steep cliffs, zoned as Primary Natural Area in the Simon's Town Structure Plan						Allocation of land to SANP is recommended.
CF 981	17,1360 ha	Unregistered	Extremely steep cliffs Zoned as Primary Natural Area in the Sub-Regional Plan Draft Structure Plan limit potential accordingly. Within CPPNE protected area.						Allocation of land to SANP is recommended.
CF 980	98,8581 ha	SGST 148/1953	Within CPPNE protected area. Zoned as Primary Natural Area in the South Peninsula Sub-Regional Plan National Park land-use plan identifies the area as remote. Remote valley without any signs of human habitation. High biological potential combined with the above, makes it conservation worthy.						Allocation of land to SANP is recommended.
* State land in front of Misty Cliffs	Unmeasured Tiny piece	Unregistered	Rocky beach in front of the existing development, subject to wave action. Unsuitable for any development. Forms an integral part of the management of the Coastal Strip.						Allocation of land to SANP is recommended.
Scarborough beach & wetlands Ptn. 750 SCA	25,6960 ha	Unregistered	Extremely sensitive wetland and dune system. Community opposed to development. Structure Plan restrictions. Draft Management Plan for Scarborough identifies the area for conservation.						Allocation of land to SANP is recommended.
Seawards to CF 1021 & CF 1022	Unmeasured	Unregistered	Rocky coastline, very steep mountain slope Within CPPNE restricted area. Forms an integral part of the marine management of the park						Allocation of land to SANP is recommended.
CF 1053 Smits Winkel Bay	17,1360 ha	Unregistered	Central to the management of the marine system Structure Plan identifies this land as a Primary Natural Area						Allocation of land to SANP is recommended.

7 *

TABLE B		LAND TO BE INVESTIGATED FURTHER	
Slangkop Light-house (CF 977) Kommetjie	17,3637 ha	G6/1945	Well preserved portion of strandveld adjacent to Slangkop Nature Reserve Vegetation well-preserved and conservation worthy Limited residential development a possibility. Community opposed to development of this parcel of land
Scarborough main beach			Portion of strandveld adjacent to residential development Limited residential development a possibility.
Erf 4618 Dido Valley	9,8000 ha	Plan E99-AP-2	Previously used as naval bunker site. Up-market residential development a possibility.
Erf 4619 Dido Valley	12,2000 ha	Plan E99-AP-2	Unused veldt area previously allocated to the Navy. Industrial development a possibility.
Cape 978 Sweetwater	Unmeasured	Unregistered	Crayfish factory. Site to be surveyed.
			Conduct site potential analysis. The remainder of the land may then be allocated to SANP.
			Conduct site potential analysis. The remainder of the land may then be allocated to SANP.
			Conduct site potential analysis.
			Conduct site potential analysis.
			Site creation process required.

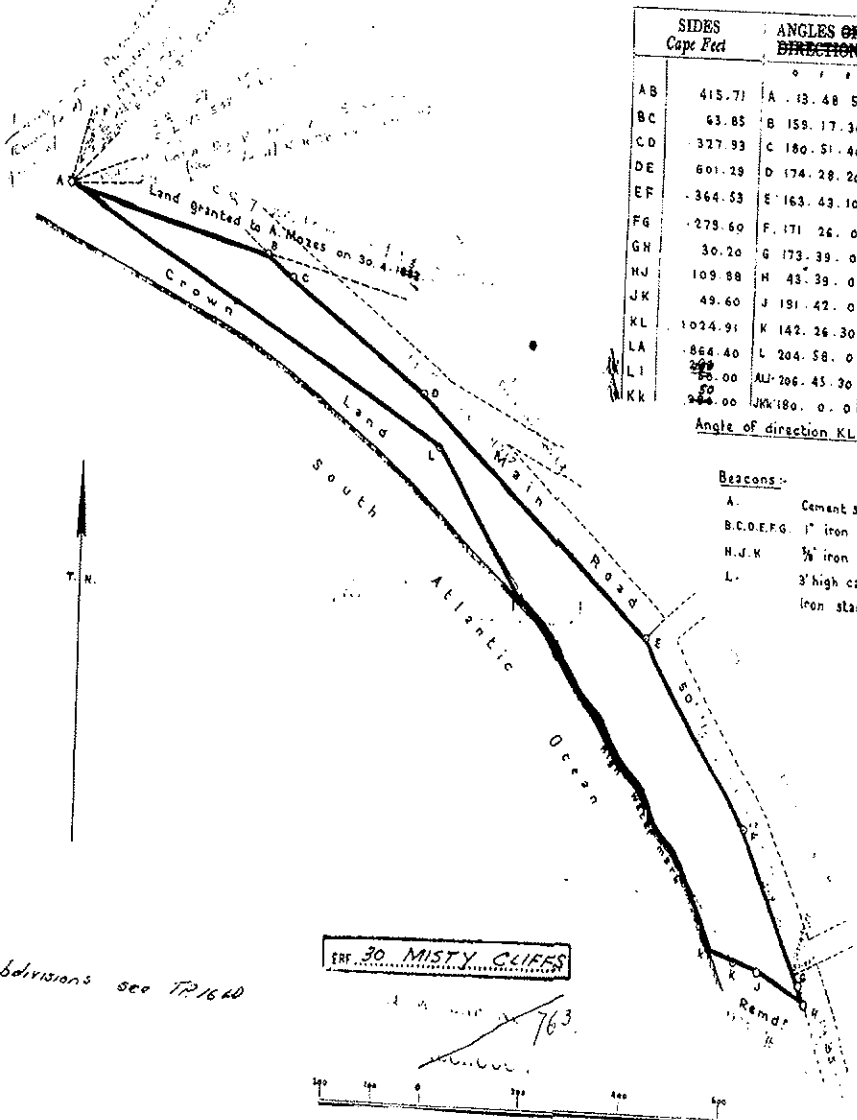
72397 1937

Approved
M. A. ...
 Surveyor-General.
 29. 11. 1937.

SIDES Cape Feet	ANGLES OF DIRECTION	SYSTEM Lo. CO-ORDINATES	
		y	x
AB 415.71	A 13. 48 50	+ 5971. 15	+ 5996. 73
BC 63. 85	B 159. 17. 30	+ 5872. 77	+ 5592. 81
CD 327. 93	C 180. 51. 40	+ 5836. 70	+ 5540. 12
DE 601. 29	D 174. 28. 20	+ 5655. 53	+ 5266. 77
EF 364. 53	E 163. 43. 10	+ 5216. 64	+ 4793. 88
FG 279. 69	F 171. 24. 0	+ 4876. 80	+ 4592. 57
GH 30. 20	G 173. 39. 0	+ 4725. 63	+ 4469. 61
HJ 109. 88	H 43. 39. 0	+ 4637. 27	+ 4459. 40
JK 49. 60	J 191. 42. 0	+ 4746. 48	+ 4557. 65
KL 1024. 91	K 142. 26. 30	+ 4758. 25	+ 4605. 58
LA 864. 40	L 204. 58. 0	+ 5572. 00	+ 5230. 00
LI 200. 00	LI 206. 45. 30		
LK 200. 00	LK 180. 0. 0		

Angle of direction KL 52. 28. 0 ✓

- Beacons:-
- A. Cement 3' high cone, 1/2" iron peg in centre ✓
 - B.C.D.E.F.G. 1" iron pipes ✓
 - H.J.K. 3/4" iron pegs ✓
 - L. 3' high cairn, 1" iron pipe in centre and iron standard driven in close to pipe. ✓



REF. 30 MISTY CLIFFS

for subdivisions see TP 1640

The figure A. B. C. D. E. F. G. H. J. K. high water mark. l. l. A. represents 2 2393 Morgen Square Feet of land, called Scarborough Township Extension A. portion of Portion K. of Scarborough Estates which is referred to hereunder, situate in the Field Cornetcy of Wildschuts Brand DIVISION of CAPE PROVINCE of CAPE of GOOD HOPE.

Surveyed in June, 1936. by me *L. J. Fisher* Land Surveyor.

This diagram is annexed to Certificate of Registered Deed No. 13454 dated 18/12/1937 in favour of Scarborough Seaside Estates (Proprietors) Limited.

The original diagram is No. 3628-1935 annexed to Deed No. 972 dated 12. 11. 1925 in favour of The Scarborough Seaside Estates (Pty) Ltd

S.G. File No. SIC 204.
 Survey Record No. B 1401/173

M 3804
 M 3803

Registrar of Deeds.

- H4/3/1/3554: Die insignia van die **Companionate of Merit** van die **Military and Hospitaller Order of St. Lazarus of Jerusalem**, soos by Goewermentskennisgewing No. 997 van 20 Augustus 1999 gepubliseer.
- H4/3/1/3554: Die wapens van **Commanderies en uniform-epoulette** van die **Military and Hospitaller Order of St. Lazarus of Jerusalem, Grand Bailiwick of South Africa**, soos by Goewermentskennisgewing No. 997 van 20 Augustus 1999 gepubliseer.
- H4/3/1/3821: Die wapen van die **Simon's Town Historical Society**, soos by Goewermentskennisgewing No. 886 van 23 Julie 1999 gepubliseer.
- H4/3/1/3861: Die wapen van die **Ntsoanatsatsi Public School**, soos by Goewermentskennisgewing No. 714 van 22 Mei 1998 gepubliseer.
- H4/3/1/3870: Die wapen van die **South African Revenue Protection Association**, soos by Goewermentskennisgewing No. 886 van 23 Julie 1999 gepubliseer.
- H4/3/1/3904: Die naam van **Ryu Kyu Kobujutsu Kai**, soos by Goewermentskennisgewing No. 997 van 20 Augustus 1999 gepubliseer.
- H4/3/4/607: Die wapen van **Robert George Crawford**, soos by Goewermentskennisgewing No. 886 van 23 Julie 1999 gepubliseer.
- H4/3/4/609: Die wapen van **Rolf Eckhard von Fintel**, soos by Goewermentskennisgewing No. 886 van 23 Julie 1999 gepubliseer.
- H4/3/4/611: Die wapen van **Ronald Norman Schlemmer**, soos by Goewermentskennisgewing No. 886 van 23 Julie 1999 gepubliseer.
- H4/3/4/613: Die wapen van **Carlos Alberto Da Silva**, soos by Goewermentskennisgewing no. 997 van 20 Augustus 1999 gepubliseer.
- H4/3/4/614: Die wapen van **Johannes Gillomue Louw**, soos by Goewermentskennisgewing No. 997 van 20 Augustus 1999 gepubliseer.

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

→ No. 1247

22 October 1999

CORRECTION NOTICE

Government Notice No. 543 of 30 April 1999, published in *Government Gazette* No. 19992 of 30 April 1990 is hereby partially amended by the following additions:

Erf 27410, in extent 14,6924 ha-registered Title Deed T1607/1891 (all parts of the property within the CPPNE boundary as described in PK 171 in *Government Gazette* No. 9056 of 10 February 1994).

Erf 28002, Cape Town, in extent 153,0714 ha-registered Title Deed T16078/1891 (all parts of the property within the CPPNE boundary as described in PK 171 in *Government Gazette* No. 9056 of 10 February 1994).

Erf 44214, Cape Town, in extent 74,2105 ha-registered Title Deed T10435/1956 (all parts of the property within the CPPNE boundary as described in PK 171 in *Government Gazette* No. 9056 of 10 February 1994).

Erf 46165, Cape Town, in extent 25,9172 ha-registered Title Deed T17284/1954 (all parts of the property within the CPPNE boundary as described in PK 171 in *Government Gazette* No. 9056 of 10 February 1994).

Erf 46166, in extent 4,2133 ha-registered Title Deed T1824/1894 (All parts of the property within the CPPNE boundary as described in PK 171 in *Government Gazette* No.9056 of 10 February 1994).

State Land seawards of Cape Town 1021 and Cape Farm 1022, unregistered and unmeasured.

→ No. 1247

22 Oktober 1999

REGSTELLINGSKENNISGEWING

Goewermentskennisgewing No. 543 van 30 April 1999, gepubliseer in *Staatskoerant* No. 19992 van 30 April 1990, word hierby gedeeltelik gewysig deur die volgende byvoegings:

Erf 27410, Kaapstad, groot 14,6924 ha-geregistreerde Titellakte T1607/1891 (alle gedeeltes van die eiendom binne die KSBN grense soos voorheen omskryf in PK 171 in *Staatskoerant* No. 9056 van 10 Februarie 1994).

Erf 28002, Kaapstad, groot 153,0714 ha-geregistreerde Titellakte T16078/1891 (alle gedeeltes van die eiendom binne die KSBN grense soos voorheen omskryf in PK 171 in *Staatskoerant* No. 9056 van 10 Februarie 1994).

Erf 44214, Kaapstad, groot 74,2105 ha-geregistreerde Titellakte T10435/1956 (alle gedeeltes van die eiendom binne die KSBN grense soos voorheen omskryf in PK 171 in *Staatskoerant* No. 9056 van 10 Februarie 1994).

Erf 46165, Kaapstad, groot 25,9172 ha-geregistreerde Titelakte T17284/1954 (alle gedeeltes van die eiendomme binne die KSBN grense soos voorheen omskryf in PK 171 in *Staatskoerant* No. 9056 van 10 Februarie 1994).

Erf 46166, groot 4,2133 ha-geregistreerde Titelakte T1824/1894 (alle gedeeltes van die eiendomme binne die KSBN grense soos voorheen omskryf in PK 171 in *Staatskoerant* No. 9056 van 10 Februarie 1994).

Staatsgrond seewaarts van Kaapstad 1021 en Cape Farm 1022, onopgemeet en ongeregistreerd.

**DEPARTMENT OF HEALTH
DEPARTEMENT VAN GESONDHEID**

No. 1233

22 October 1999

MEDICINES AND RELATED SUBSTANCES CONTROL ACT, 1965 (ACT No. 101 OF 1965)

APPOINTMENT OF CHAIRPERSON AND VICE-CHAIRPERSON OF THE MEDICINE CONTROL COUNCIL

In terms of section 4 (3) of the Medicines and Related Substances Control Act (Act No. 101 of 1965), I, M. E. Tshabalala-Msimang, Minister of Health, hereby give notice that I have, by virtue of the powers vested in me by section 5 of the said Act, appointed the following persons as Chairperson and Vice-chairperson of the Medicine Control Council, from **1 May 1999** for a period of eighteen months or, alternatively, until the Board to be appointed in terms of section 6 of the South African Medicines and Medical Devices Regulatory Authority Act, 1998 (Act No. 132 of 1998), is appointed, whichever is the shorter:

Dr H. Randerer-Rees—Chairperson

Prof P. F. K. Eagles—Vice-chairperson

M. E. TSHABALALA-MSIMANG

Minister of Health

No. 1233

22 Oktober 1999

WET OP DIE BEHEER VAN MEDISYNE EN VERWANTE STOWWE, 1965 (WET No. 101 VAN 1965)

AANSTELLING VAN VOORSITTER EN ONDERVOORSITTER VAN DIE MEDISYNEBEHEERRAAD

Ingevolge artikel 4 (3) van die Wet op die Beheer van Medisyne en Verwante Stowwe, 1965 (Wet No. 101 van 1965), gee ek, M. E. Tshabalala-Msimang, Minister van Gesondheid, hiermee kennis dat ek kragtens artikel 5 van gemelde Wet, ondergenoemde persone vanaf **1 Mei 1999** aangestel het as Voorsitter en Ondervoorsitter van die Medisynebeheerraad, vir 'n tydperk van agtien maande, of totdat die Raad wat ingevolge artikel 6 van die Wet op die Suid-Afrikaanse Medisyne en Mediese Toestelle Regulerende Owerheid, 1998 (Wet No. 132 van 1998), aangestel moet word, aangestel is, welke tydperk die korste is:

Dr H. Randerer-Rees—Voorsitter

Prof P. F. K. Eagles—Ondervoorsitter

M. E. TSHABALALA-MSIMANG

Minister van Gesondheid

REPUBLIC
OF
SOUTH AFRICA



REPUBLIEK
VAN
SUID-AFRIKA

Government Gazette Staatskoerant

Vol. 406

PRETORIA, 30 APRIL 1999

No. 19992

GOVERNMENT NOTICES GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 543

30 April 1999

DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976), TO BE A PART OF THE CAPE PENINSULA NATIONAL PARK

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism by virtue of the powers vested in me by section 2A (1) (a) of the National Park Act, 1976 (Act No. 57 of 1976)—

- (a) hereby declare the land defined in the Schedule to be part of the Cape Peninsula National Park; and
- (b) hereby amend Schedule 1 to the said Act by the addition to the definition of the said park of the description of the undermentioned properties.

Z. P. JORDAN

Minister of Environmental Affairs and Tourism

SCHEDULE

Erf 27410, Cape Town, in extent 14,6924 ha—registered Title Deed T1607/1891.

Erf 27411, Cape Town, in extent 15,6317 ha—registered Title Deed T1607/1891.

Erf 28001, Cape Town, in extent 32,3987 ha—registered Title Deed T27/1826. →

Erf 28004, Cape Town (unmeasured)—registered Title Deed T1607/1891.

- Erf 28002, Cape Town, in extent 153,0714 ha—registered Title Deed T16078/1891. (All parts)
- Erf 44213, Cape Town, in extent 7,4172 ha—registered Title Deed T1607/1891.
- Erf 44214, Cape Town, in extent 74,2105 ha—registered Title Deed T10435/1956. (All parts)
- Erf 44246, Cape Town, in extent 2 366 m²—registered Title Deed CPF3-8/1833.
- Erf 46162, Cape Town, in extent 67,1721 ha—registered Title Deed T1823/1894 (all parts of the property within the CCPNE boundary as described previously in PK171 in *Government Gazette* No. 9056 of 10 February 1994).
- Erf 46165, Cape Town, in extent 25,9172 ha—registered Title Deed T17284/1954. (All parts)
- Erf 46166, in extent 4,2133 ha—registered Title Deed T1824/1894. (All parts)
- Ptn 1, Cape Farm 902, Hout Bay, unregistered, in extent 59,3921 ha.
- Erf 1434, in extent 36,5584 ha—registered Title Deed 6740/1941.
- Erf 1432, in extent 23,6046 ha—registered Title Deed T6740/1941.
- State land west of Hout Bay, unmeasured and unregistered.
- Cape Farm 964 (ptn), in extent 40,4587 ha—registered Title Deed T6117/1987.
- Cape Farm 981 unregistered, in extent 17,1360 ha.
- Cape Farm 980, in extent 98,8581 ha—registered Title Deed SGST 148/1953.
- State Land in front of Misty Cliffs, unregistered and unmeasured.
- Erf 750, Scarborough, unregistered, in extent 25,6960 ha.
- * State Seawards of Cape Town 1021 and Cape Farm 1022, unregistered and unmeasured.
- Cape Farm 1053 (Smitswinkel Bay), unregistered in extent 17,1360 ha.

No. 543**30 April 1999**

**VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976),
TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK**

Ek, Zweledinga Pallo Jordan, Minister van Omgewingsake en Toerisme, kragtens die bevoegdheid aan my verleen by artikel 2A (1) (a) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976)—

- (a) verklaar hierby die grond omskryf in die Bylae tot deel van die Kaapse Skiereiland Nasionale Park; en
- (b) wysig hierby Bylae 1 van die genoemde Wet deur die byvoeging van die omskrywing van voorgemelde park van die beskrywing van ondergenoemde eiendomme.

Z. P. JORDAN**Minister van Omgewingsake en Toerisme****BYLAE**

- Erf 27410, Kaapstad, groot 14,6924 ha—geregistreerde Titelakte T1607/1891.
- Erf 27411, Kaapstad, groot 15,6317 ha—geregistreerde Titelakte T1607/1891.
- Erf 28001, Kaapstad, groot 32,3987 ha—geregistreerde Titelakte T27/1826.
- Erf 28004, Kaapstad, (onopgemeel)—geregistreerde Titelakte T1607/1891.
- Erf 28002, Kaapstad, groot 153,0714 ha—geregistreerde Titelakte T16078/1891.
- Erf 44213, Kaapstad, groot 7,4172 ha—geregistreerde Titelakte T1607/1891.
- Erf 44214, Kaapstad, groot 74,2105 ha—geregistreerde Titelakte T10435/1956.
- Erf 44246, Kaapstad, groot 2 366 m²—geregistreerde Titelakte CPF3-8/1833.
- Erf 46162, Kaapstad, groot 67,1721 ha—geregistreerde Titelakte T1823/1894 (alle gedeeltes van die eiendom binne die "CCPNE" grense soos voorheen omskryf in PK171 in *Staatskoerant* No. 9056 van 10 Februarie 1994).
- Erf 46165, Kaapstad, groot 25,9172 ha—geregistreerde Titelakte T17284/1954.
- Erf 46166, groot 4,2133 ha—geregistreerde Titelakte T1824/1894.
- Ptn 1, Cape Farm 902, Houtbaai, ongeregistreerd, groot 59,3921 ha.
- Erf 1434, groot 36,5584 ha—geregistreerde Titelakte 6740/1941.
- Erf 1432, groot 23,6046 ha—geregistreerde Titelakte T6740/1941.
- Staatsgrond wes van Houtbaai, onopgemeel en ongeregistreerd.
- Cape Farm 964 (ptn), groot 40,4587 ha—geregistreerde Titelakte T6117/1987.
- Cape Farm 981, unregistered, groot 17,1360 ha.
- Cape Farm 980, groot 98,8581 ha—geregistreerde Titelakte SGST 148/1953.

- H4/3/1/3554: Die insignia van die **Companionate of Merit** van die **Military and Hospitaller Order of St. Lazarus of Jerusalem**, soos by Goewermentskennisgewing No. 997 van 20 Augustus 1999 gepubliseer.
- H4/3/1/3554: Die wapens van **Commanderies en uniform-epoulette** van die **Military and Hospitaller Order of St. Lazarus of Jerusalem, Grand Balliwick of South Africa**, soos by Goewermentskennisgewing No. 997 van 20 Augustus 1999 gepubliseer.
- H4/3/1/3821: Die wapen van die **Simon's Town Historical Society**, soos by Goewermentskennisgewing No. 886 van 23 Julie 1999 gepubliseer.
- H4/3/1/3861: Die wapen van die **Ntsoanatsatsi Public School**, soos by Goewermentskennisgewing No. 714 van 22 Mei 1998 gepubliseer.
- H4/3/1/3870: Die wapen van die **South African Revenue Protection Association**, soos by Goewermentskennisgewing No. 886 van 23 Julie 1999 gepubliseer.
- H4/3/1/3904: Die naam van **Ryu Kyu Kobujutsu Kai**, soos by Goewermentskennisgewing No. 997 van 20 Augustus 1999 gepubliseer.
- H4/3/4/607: Die wapen van **Robert George Crawford**, soos by Goewermentskennisgewing No. 886 van 23 Julie 1999 gepubliseer.
- H4/3/4/609: Die wapen van **Rolf Eckhard von Fintel**, soos by Goewermentskennisgewing No. 886 van 23 Julie 1999 gepubliseer.
- H4/3/4/611: Die wapen van **Ronald Norman Schlemmer**, soos by Goewermentskennisgewing No. 886 van 23 Julie 1999 gepubliseer.
- H4/3/4/613: Die wapen van **Carlos Alberto Da Silva**, soos by Goewermentskennisgewing no. 997 van 20 Augustus 1999 gepubliseer.
- H4/3/4/614: Die wapen van **Johannes Gillomue Louw**, soos by Goewermentskennisgewing No. 997 van 20 Augustus 1999 gepubliseer.

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

→ No. 1247

22 October 1999

CORRECTION NOTICE

Government Notice No. 543 of 30 April 1999, published in *Government Gazette* No. 19992 of 30 April 1999 is hereby partially amended by the following additions:

Erf 27410, in extent 14,6924 ha-registered Title Deed T1607/1891 (all parts of the property within the CPPNE boundary as described in PK 171 in *Government Gazette* No. 9056 of 10 February 1994).

Erf 28002, Cape Town, in extent 153,0714 ha-registered Title Deed T16078/1891 (all parts of the property within the CPPNE boundary as described in PK 171 in *Government Gazette* No. 9056 of 10 February 1994).

Erf 44214, Cape Town, in extent 74,2105 ha-registered Title Deed T10435/1956 (all parts of the property within the CPPNE boundary as described in PK 171 in *Government Gazette* No. 9056 of 10 February 1994).

Erf 46165, Cape Town, in extent 25,9172 ha-registered Title Deed T17284/1954 (all parts of the property within the CPPNE boundary as described in PK 171 in *Government Gazette* No. 9056 of 10 February 1994).

Erf 46166, in extent 4,2133 ha-registered Title Deed T1824/1894 (All parts of the property within the CPPNE boundary as described in PK 171 in *Government Gazette* No.9056 of 10 February 1994).

State Land seawards of Cape Town 1021 and Cape Farm 1022, unregistered and unmeasured.

→ No. 1247

22 Oktober 1999

REGSTELLINGSKENNISGEWING

Goewermentskennisgewing No. 543 van 30 April 1999, gepubliseer in *Staatskoerant* No. 19992 van 30 April 1999, word hierby gedeeltelik gewysig deur die volgende byvoegings:

Erf 27410, Kaapstad, groot 14,6924 ha-geregistreerde Titelakte T1607/1891 (alle gedeeltes van die eiendom binne die KSBN grense soos voorheen omskryf in PK 171 in *Staatskoerant* No. 9056 van 10 Februarie 1994).

Erf 28002, Kaapstad, groot 153,0714 ha-geregistreerde Titelakte T16078/1891 (alle gedeeltes van die eiendom binne die KSBN grense soos voorheen omskryf in PK 171 in *Staatskoerant* No. 9056 van 10 Februarie 1994).

Erf 44214, Kaapstad, groot 74,2105 ha-geregistreerde Titelakte T10435/1956 (alle gedeeltes van die eiendom binne die KSBN grense soos voorheen omskryf in PK 171 in *Staatskoerant* No. 9056 van 10 Februarie 1994).

Erf 46165, Kaapstad, groot 25,9172 ha-geregistreeerde Titelakte T17284/1954 (alle gedeeltes van die eiendomme binne die KSBN grense soos voorheen omskryf in PK 171 in *Staatskoerant* No. 9056 van 10 Februarie 1994).

Erf 46166, groot 4,2133 ha-geregistreeerde Titelakte T1824/1894 (alle gedeeltes van die eiendomme binne die KSBN grense soos voorheen omskryf in PK 171 in *Staatskoerant* No. 9056 van 10 Februarie 1994).

Staatsgrond seewaarts van Kaapstad 1021 en Cape Farm 1022, onopgemeet en ongeregistreerd.

**DEPARTMENT OF HEALTH
DEPARTEMENT VAN GESONDHEID**

No. 1233

22 October 1999

MEDICINES AND RELATED SUBSTANCES CONTROL ACT, 1965 (ACT No. 101 OF 1965)

APPOINTMENT OF CHAIRPERSON AND VICE-CHAIRPERSON OF THE MEDICINE CONTROL COUNCIL

In terms of section 4 (3) of the Medicines and Related Substances Control Act (Act No. 101 of 1965), I, M. E. Tshabalala-Msimang, Minister of Health, hereby give notice that I have, by virtue of the powers vested in me by section 5 of the said Act, appointed the following persons as Chairperson and Vice-chairperson of the Medicine Control Council, from **1 May 1999** for a period of eighteen months or, alternatively, until the Board to be appointed in terms of section 6 of the South African Medicines and Medical Devices Regulatory Authority Act, 1998 (Act No. 132 of 1998), is appointed, whichever is the shorter:

Dr H. Rander-Rees—Chairperson
Prof P. F. K. Eagles—Vice-chairperson

M. E. TSHABALALA-MSIMANG

Minister of Health

No. 1233

22 Oktober 1999

WET OP DIE BEHEER VAN MEDISYNE EN VERWANTE STOWWE, 1965 (WET No. 101 VAN 1965)

AANSTELLING VAN VOORSITTER EN ONDERVOORSITTER VAN DIE MEDISYNEBEHEERRAAD

Ingevolge artikel 4 (3) van die Wet op die Beheer van Medisyne en Verwante Stowwe, 1965 (Wet No. 101 van 1965), gee ek, M. E. Tshabalala-Msimang, Minister van Gesondheid, hiermee kennis dat ek kragtens artikel 5 van gemelde Wet, ondergenoemde persone vanaf **1 Mei 1999** aangestel het as Voorsitter en Ondervoorsitter van die Medisynebeheerraad, vir 'n tydperk van agtien maande, of totdat die Raad wat ingevolge artikel 6 van die Wet op die Suid-Afrikaanse Medisyne en Mediese Toestelle Regulerende Owerheid, 1998 (Wet No. 132 van 1998), aangestel moet word, aangestel is, welke tydperk die korste is:

Dr H. Rander-Rees—Voorsitter
Prof P. F. K. Eagles—Ondervoorsitter

M. E. TSHABALALA-MSIMANG

Minister van Gesondheid

GOVERNMENT NOTICE GOEWERMENSKENNISGEWING

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 11

4 January 2002

CORRECTION NOTICE

Government Notice No. 1247 of 22 October 1999, published in *Government Gazette* No. 20544 of 22 October 1999, is amended by deleting all reference to 10 February 1994 and replacing it with 10 February 1984.

No. 11

4 Januarie 2002

REGSTELINGSKENNISGEWING

Goewermentskennisgewing No. 1247 van 22 Oktober 1999 wat in *Staatskoerant* No. 20544 van 22 Oktober 1999 verskyn het, word gewysig deur die skrapping van 10 Februarie 1994 en vervanging met 10 Februarie 1984.

GENERAL NOTICES ALGEMENE KENNISGEWINGS

NOTICE 3 OF 2002

CO-OPERATIVES TO BE STRUCK OFF THE REGISTER: KHUTHALA PROJECT CO-OPERATIVE LIMITED, AFRICAN CONSUMERS CO-OPERATIVE SOCIETY LIMITED AND AMOHELANG CO-OPERATIVE LIMITED

Notice is hereby given that the names of the above-mentioned co-operatives will, after the expiration of sixty days from the date of this notice, be struck off the register in terms of the provisions of section 45 (2) of the Co-operatives Act, 1981, and the co-operatives will be dissolved unless proof is furnished to the effect that the co-operatives are carrying on business or are in operation.

Any objections to this procedure which interested persons may wish to raise, must together with the reasons therefore, be lodged with this office before the expiration of the period of sixty days.

Registrar of Co-operatives

Office of the Registrar of Co-operatives
Agricultural Building
20 Beatrix Street
Private Bag X237
PRETORIA
0001.

KENNISGEWING 3 VAN 2002

KOÖPERASIES VAN DIE REGISTER GESKRAP TE WORD: KHUTHALA PROJECT CO-OPERATIVE LIMITED, AFRICAN CONSUMERS CO-OPERATIVE SOCIETY LIMITED EN AMOHELANG CO-OPERATIVE LIMITED

Hiermee word bekendgemaak dat die name van bogenoemde koöperasies na verloop van sestig dae met ingang vanaf die datum van hierdie kennisgewing van die register geskrap sal word ooreenkomstig die bepalings van artikel 45 (2) van die Koöperasiewet, 1981, en die koöperasies sal ontbind word tensy bewys gelewer word dat die koöperasies handel drywe of in werking is.

Enige besware wat belanghebbende persone teen hierdie prosedure wil inbring, moet met vermelding van redes voor verstryking van die tydperk van sestig dae by hierdie Kantoor ingedien word.

- Gedeelte 5 van die plaas Klipdrift 231, KQ, groot 873,6626 hektaar, gehou onder titelakte No. T96214/1999.
- Die restant van die plaas Waterval 267, KQ, groot 1708,0761 hektaar, gehou onder titelakte No. T3295/2001.
- Die plaas Retseh 594, KQ, groot 878,9510 hektaar, gehou onder titelakte No. T4806/2001.

No. 409

29 May 2001

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976),
TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2A (1) (a) of the National Parks Act, 1976 (Act No. 57 of 1976), that—

- the land defined in the Schedule be part of the Cape Peninsula National Park; and
- amend Schedule 1 to the said Act by the addition to the definition of the said park of the description of the undermentioned properties.

M. V. MOOSA

Minister of Environmental Affairs and Tourism

SCHEDULE

- Erf 12714, Cape Town, Province of the Western Cape, measuring 13,1012 (one three comma one zero one two) hectare, held by Deed of Transfer No. T1540/1911.
- Remainder of Erf 13072, Cape Town, Province of the Western Cape, measuring 33,2104 (three three comma two one zero four) hectare, held by Deed of Transfer No. T478/1894.
- Erf 14661, Cape Town, Province of the Western Cape, measuring 4 698 (four six nine eight) square metres, held by Deed of Transfer No. T1300/1931.
- Remainder of Erf 14662, Cape Town, Province of the Western Cape, measuring 30,9140 (three zero comma nine one four zero) hectare, held by Deed of Transfer No. T4476/1936.
- The farm Cecilia No. 884, Cape Registration Division, Province of the Western Cape, measuring 194,9371 (one nine four comma nine three seven one) hectare, held by Deed of Transfer No. T117/1950.
- The farm Tokai No. 908, Cape Registration Division, Province of the Western Cape, measuring 702,1237 (seven zero two comma one two three seven) hectare, held by Deed of Transfer No. G311/1954.

No. 409

29 Mei 2001

**VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976),
TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK**

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme verklaar hierby kragtens die bevoegdheid aan my verleen by artikel 2A (1) (a) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), dat—

- die grond omskryf in die Bylae tot deel van die Kaapse Skiereiland Nasionale Park;
- wysig hierby Bylae 1 van die genoemde Wet deur die byvoeging van die omskrywing van voorgemelde park van die beskrywing van ondergenoemde eiendomme.

M. V. MOOSA

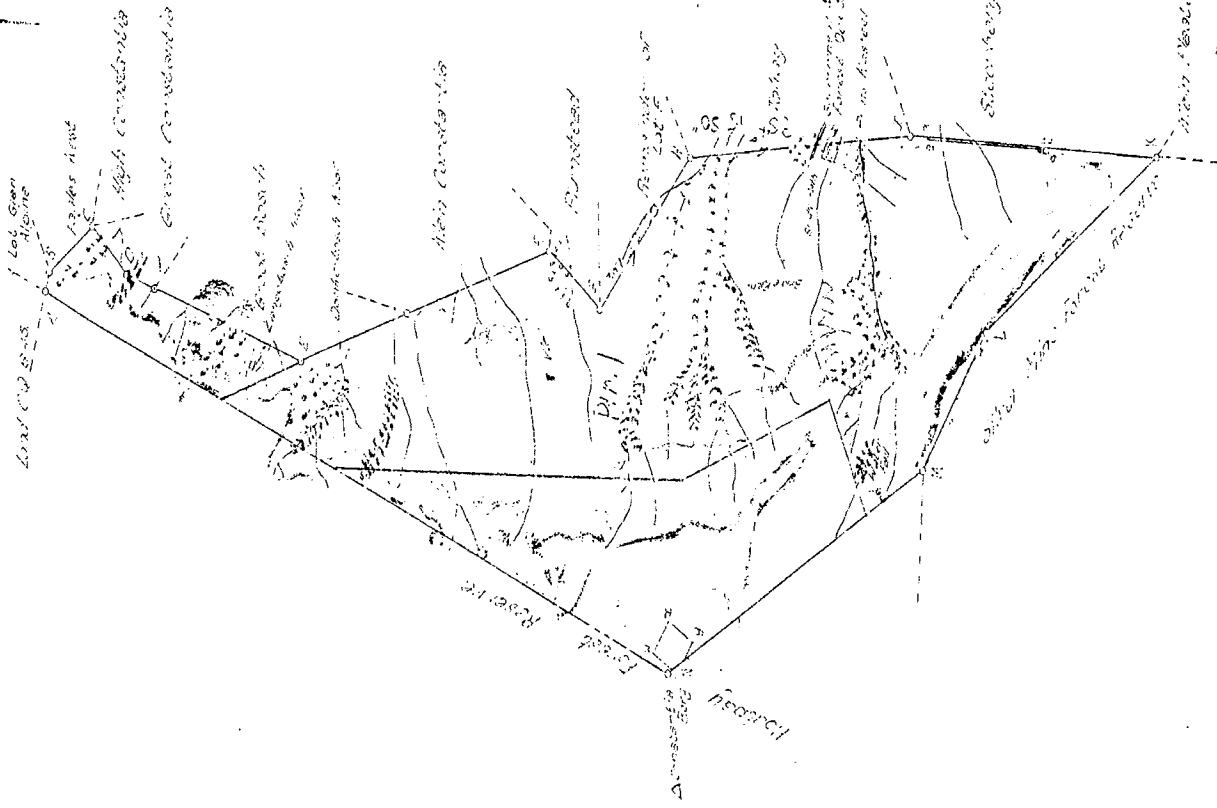
Minister van Omgewingsake en Toerisme

BYLAE

- Erf 12714, Kaapstad, Provinsie Wes-Kaap, groot 13,1012 (een drie komma een nul een twee) ha, Oordragakte No. T1540/1911.
- Restant van Erf 13072, Kaapstad, Provinsie Wes-Kaap, groot 33,2104 (drie drie komma twee een nul vier) ha, Oordragakte No. T478/1894.
- Erf 14661, Kaapstad, Provinsie Wes-Kaap, groot 4 698 (vier ses nege agt) vierkante meter, Oordragakte No. T1300/1931.
- Restant van Erf 14662, Kaapstad, Provinsie Wes-Kaap, groot 30,9140 (drie nul komma nege een vier nul) ha, Oordragakte No. T4476/1936.
- Die plaas Cecilia No. 884, Registrasieafdeling, Provinsie Wes-Kaap, groot 194,9371 (een nege vier komma nege drie sewe een) ha, Oordragakte No. T117/1950.
- Die plaas Tokai No. 908, Registrasieafdeling, Provinsie Wes-Kaap, groot 702,1237 (sewe nul twee komma een twee drie sewe) ha, Oordragakte No. G311/1954.

Plan No. 373/34.

Approved,
[Signature]
 Surveyor-General
 13/11/1954



Station	Angles	Coordinates	x
AB	92.54.50	953.00	405.00
BC	145.45.50	936.33	398.20
CD	54.42.40	880.51	331.47
DE	206.30.00	937.53	275.42
EF	218.42.10	1035.43	211.11
FG	121.34.50	895.43	403.56
GH	105.91.00	260.32.40	961.90
HI	358.75.41	133.17.00	425.56
IJ	316.85.41	777.47	625.44
JK	347.28.00	724.18	386.65
KL	41.5.10	759.09	133.25
LM	198.49.51	577.08	1112.81
NO	473.55.41	1141.99	1009.71
SA	1097.58.00	1339.05	655.36

THE FARM *Tekei* No. 908

CAPI
 Scale 1:2500.

The figure lettered A.R.C.I.R.P.C.H.I.R.I.M.M. represents
 610.7285 portion of land being the farm

TOTAL

situate in the Division of 2422 Savings of Cape of Good Hope.

Shown in terms of Section 39 of Act 9 of 1927 from a survey made by Surveyor F.H.V. Swills dated 1887 vide Plan 3241.

This diagram is annexed to Certificate of 1889, from Title No. 211/54 dated 27/7/54 in favour of the Government of the Union of S.A.

G.O. File S/10234.
 Plan 3241
 T. Swills 18 & 13.
 1887/4/1887
 M241, M259, M2362;
 M314 M-259

M 2409
 M 2351
 M 2343
 M 2336

Registrar of Deeds, M2418

M 2459

C

No. 410**29 May 2001****DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism hereby declare by virtue of powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), and subject to an agreement entered into between the South African National Parks (the Board), as well as owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

M. V. MOOSA

Minister of Environmental Affairs and Tourism

SCHEDULE

- Portion 1 of Cape Farm 1047 in extent 1,700 ha—registered Title Deed T6759/1935.
- Erf 3366, Hout Bay in extent 249,9327 ha—held by T60024/97.
- Portion 1 of Erf 61, Simon's Town in extent 206,1068 ha—registered Title Deed T1560/1951.

No. 410**29 Mei 2001****VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976), TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK**

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme, verklaar hierby kragtens die bevoegdheid aan my verleen by artikel 2B (1) (b) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), en kragtens 'n ooreenkoms aangegaan tussen die Suid-Afrikaanse Nasionale Parke (die Raad), sowel as die eienaars van die grond in die Bylae omskryf, die gemelde grond tot deel van die Kaapse Skiereiland Nasionale Park.

M. V. MOOSA

Minister van Omgewingsake en Toerisme

BYLAE

- Gedeelte 1 van Cape Farm 1047, groot 1,700 ha—geregistreerde Titelakte T6759/1935.
- Erf 3366, Houtbaai, groot 249,9327 ha, gehou deur Titelakte T60024/97.
- Gedeelte 1 van Erf 61, Simonstad, groot 206,1068 ha—geregistreerde Titelakte T1560/1951.

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No. 410**29 Mei 2001****VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976), TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK**

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme, verklaar hierby kragtens die bevoegdheid aan my verleen by artikel 2B (1) (b) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), en kragtens 'n ooreenkoms aangegaan tussen die Suid-Afrikaanse Nasionale Parke (die Raad), sowel as die eienaars van die grond in die Bylae omskryf, die gemelde grond tot deel van die Kaapse Skiereiland Nasionale Park.

M. V. MOOSA

Minister van Omgewingskae en Toerisme

BYLAE

- Gedeelte 1 van Cape Farm 1047, groot 1,700 ha—geregistreeerde Titelakte T6759/1935.
- Erf 3366, Houtbaai, groot 249,9327 ha, gehou deur Titelakte T60024/97.
- Gedeelte 1 van Erf 61, Simonstad, groot 206,1068 ha—geregistreeerde Titelakte T1560/1951.

AGREEMENT FOR CONTRACTUAL PARK

Between

Tennifer Ann Rosemont

ID no. CE 50 11443305

("the OWNER")

AND

SOUTH AFRICAN NATIONAL PARKS

herein represented by Chief Executive

in his capacity as Mavuso Msimang

("SANP")

PREAMBLE

WHEREAS

- A The land comprising most of the Cape Peninsula Protected Natural Environment, together with adjoining land, will be proclaimed as a National Park;
- B The owner owns land adjoining the Cape Peninsula National Park and is desirous of having its land declared as part of the National Park on a contractual basis;
- C The owner is desirous to make this agreement binding on its successors in title, as well as on any other person which may acquire a right in respect of the land;

[Handwritten initials and signature]

NOW THEREFORE THE PARTIES AGREE AS FOLLOWS:**2. DEFINITIONS**

In this agreement, and unless the context clearly indicates a contrary intention,

2.1 clause headings are inserted for the sake of convenience only and shall not be read for the purpose of interpreting any provision of this agreement;

2.2 include the other genders; and

2.2.1 a gender, shall include the other genders; and

2.2.2 the singular shall include the plural and vice versa;

2.3 any reference to any legislation, regulation or other statutory provision shall be read as being a reference to such legislation, regulation or statutory provision as currently enacted, and to any future amending or substituting legislation, regulation or statutory provision;

2.4 "the Act" shall mean the National Parks Act, 57 of 1976, as well as any regulations and rules issued in terms thereof;

2.5 "the Affected Area" shall mean that part of the land which the owner shall continue to utilise for private use, and which is more fully described in 4.2 and Schedule B and Schedule C (Draft Landscape Plan);

2.6 "Effective date" shall mean the date on which the notice declaring the land to form part of the Park is published in the Government Gazette in terms of Section 2B(1)(b) of the Act and 5.1 of this agreement;



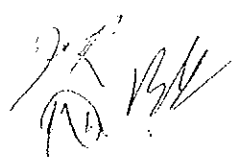
3. STRUCTURE OF AGREEMENT

The parties record that this agreement is concluded on the basis of the following facts:

- 3.1 The land is owned by the owner;
- 3.2 The owner will make the land available to SANP for the period of this agreement for the purposes of the Park, to be managed by SANP as a contractual part of the Park subject to the National Parks Act and the provisions of this agreement;
- 3.3 The owner shall continue to utilise the Affected Area for its private purpose, subject to the provisions of this agreement.

4. LAND AND RIGHTS ATTACHING TO THE LAND

- 4.1 The following land is made available to SANP by the owner for the purposes of the Park and shall be declared to be part of the Park in terms of Section 2B(1)(b) of the Act in accordance with this agreement;
 - 4.1.1 The property known as Wychwood being Cape Farm 1047/1, being 1.7 hectares in extent.
- 4.2 The following land, to the North of the boundary marked ABC on Schedule C being the Affected Area, shall be utilised by the owner for private purposes only, with no commercial purposes whatsoever permitted on the land except by the express prior written authority of SANP subject to the Management Plan and the provisions of this agreement;



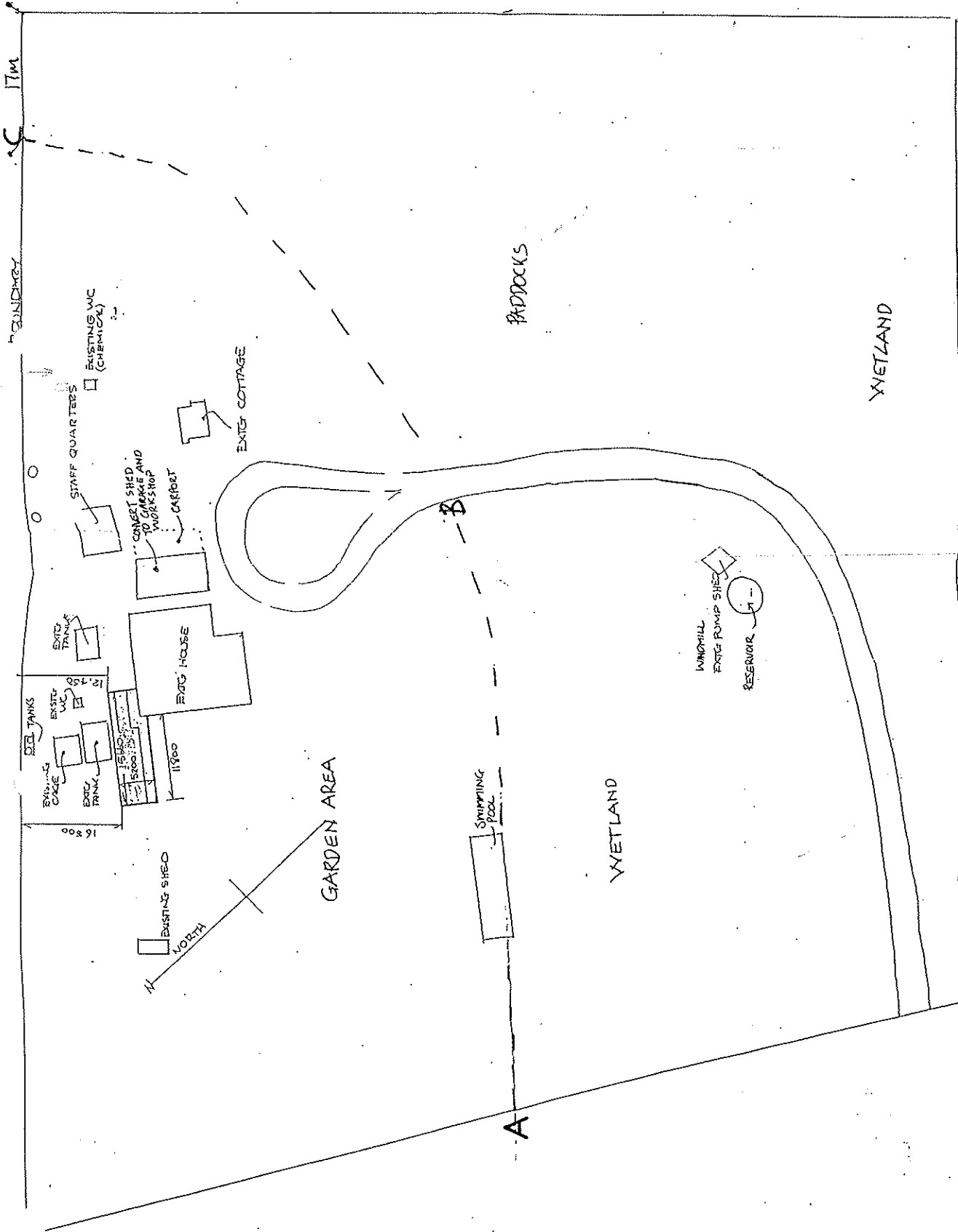
PERIOD

- 7.1 This agreement shall remain in force for a period of 99 years from the Effective Date.
- 7.2 The parties shall, upon the expiry of the period in 7.1, have the right to renew this agreement for a further period of 30 years.

8. OBLIGATIONS OF SANP

SANP shall –

- 8.1 manage and control the land as an integral part of the Park in accordance with the Act, the Management Plan and subject to the provisions of this agreement;
- 8.2 grant the owner access to and across the Park for the purposes of utilising the Affected Area. The owner shall exercise this right of access in accordance with the Management Plan.
- 8.3 unless otherwise agreed between the parties, be solely responsible for the provision, maintenance and management of services and infrastructure within the non-Affected Area which relates solely to the function of the Park;
- 8.4 obtain the prior written consent of the owner, which consent shall not be unreasonably withheld, for the erection of any building or ancillary infrastructure or facility upon the land.



SCHEDULE C:
 DRAFT LANDSCAPE PLAN WYCHWOODS FARM
 MR & MRS P. ROBERTS

[Handwritten signature]

No. 410**29 May 2001****DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism hereby declare by virtue of powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), and subject to an agreement entered into between the South African National Parks (the Board), as well as owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

M. V. MOOSA

Minister of Environmental Affairs and Tourism

SCHEDULE

- Portion 1 of Cape Farm 1047 in extent 1,700 ha—registered Title Deed T6759/1935.
- Erf 3366, Hout Bay in extent 249,9327 ha—held by T60024/97.
- Portion 1 of Erf 61, Simon's Town in extent 206,1068 ha—registered Title Deed T1560/1951.

No. 410**29 Mei 2001****VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976), TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK**

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme, verklaar hierby kragtens die bevoegdheid aan my verleen by artikel 2B (1) (b) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), en kragtens 'n ooreenkoms aangegaan tussen die Suid-Afrikaanse Nasionale Parke (die Raad), sowel as die eienaars van die grond in die Bylae omskryf, die gemelde grond tot deel van die Kaapse Skiereiland Nasionale Park.

M. V. MOOSA

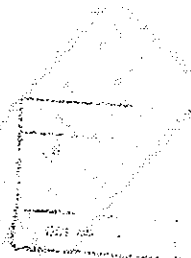
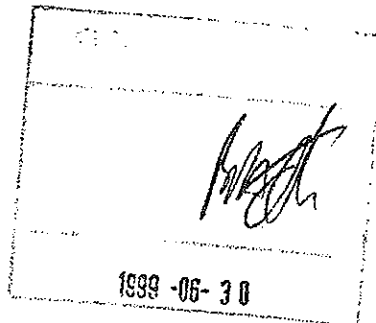
Minister van Omgewingskae en Toerisme

BYLAE

- Gedeelte 1 van Cape Farm 1047, groot 1,700 ha—geregistreeerde Titelakte T6759/1935.
- Erf 3366, Houtbaai, groot 249,9327 ha, gehou deur Titelakte T60024/97.
- Gedeelte 1 van Erf 61, Simonstad, groot 206,1068 ha—geregistreeerde Titelakte T1560/1951.

11AARDQL

151 Marais Müller



K 621 199 L

NOTARIAL LEASE AGREEMENT

PROTOKOL NO

924

It is hereby made known to all interested persons

That on the 4th day of JUNE in the year ONE THOUSAND NINE HUNDRED AND NINETY EIGHT, before me

MARTHINUS THEUNIS STEYN HOFMEYR

Notary, duly admitted and sworn, residing and practising at Kuils River in the Province of the Western Cape, in the presence of the undersigned witnesses personally appeared

K

Handwritten marks and initials at the bottom right of the page.

GRACE BEVERLY UHDE

duly authorised thereto by power of attorney signed at STELLENBOSCH on the 20th day of APRIL 1998 by

WWF SOUTH AFRICA

("Lessor")

duly represented by ISAK JOHANNES GELDERBLOM duly authorised thereto in terms of a resolution adopted by WWF SOUTH AFRICA on the 4th day of DECEMBER 1997.

and duly authorised thereto by power of attorney signed at PRETORIA on the 18th day of MARCH 1998 by the

SOUTH AFRICAN NATIONAL PARKS

("Lessee")

duly represented by MAVUSO MSIMANG in his capacity as CHIEF EXECUTIVE duly authorised thereto in terms of a resolution adopted by NATIONAL PARKS BOARD on the 16th day of MARCH 1992.

which powers of attorney have been filed in my protocol

And the Declarant declared that:

- A. WHEREAS the Lessor is the owner of certain immovable property known as the Remainder of Erf 3366 Hout Bay measuring ~~approximately~~ 249,9327 hectares (hereinafter referred to as "the property");
Held by T60024/97
- h
c

3.5 At the request of the Lessor the Lessee shall, should this agreement be terminated for whatever reason, request the Minister to withdraw the property or such portion thereof as may at that time be agreed by the parties, from the status of a contractual part of the Park and return the property or the agreed portion thereof to the sole control of the Lessor.

4. **RENTAL**

The rental payable by the Lessee to the Lessor shall be the sum of R10,00 per year plus VAT, payable yearly in advance on the commencement date and thereafter on each anniversary of the commencement date.

5. **PERIOD OF THE AGREEMENT**

5.1 This agreement shall take effect on the commencement date and shall remain in force for a period of ninety-nine (99) years, provided that either party shall have the right to cancel the Agreement after an initial period of thirty (30) years by giving two (2) years prior notice in writing to the other party of its intention to terminate the Agreement.

5.2 Should no notice to terminate (after 30 years) have been given, the Lessee shall, at the expiry of the initial period of ninety-nine years or any subsequent period as envisaged in this sub-clause, be entitled to renew the Agreement for further periods of twenty five years on the same terms and conditions as set out herein by giving written notice to that effect to the Lessor at least two (2) years before the expiry date of this Agreement unless the Lessor shall have terminated this Agreement by giving written notice to the Lessee to that effect at least two years before the initial or any subsequent expiry date.

No. 410**29 May 2001****DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism hereby declare by virtue of powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), and subject to an agreement entered into between the South African National Parks (the Board), as well as owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

M. V. MOOSA

Minister of Environmental Affairs and Tourism

SCHEDULE

- Portion 1 of Cape Farm 1047 in extent 1,700 ha—registered Title Deed T6759/1935.
- Erf 3366, Hout Bay in extent 249,9327 ha—held by T60024/97.
- Portion 1 of Erf 61, Simon's Town in extent 206,1068 ha—registered Title Deed T1560/1951.

No. 410**29 Mei 2001****VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976), TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK**

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme, verklaar hierby kragtens die bevoegdheid aan my verleen by artikel 2B (1) (b) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), en kragtens 'n ooreenkoms aangegaan tussen die Suid-Afrikaanse Nasionale Parke (die Raad), sowel as die eienaars van die grond in die Bylae omskryf, die gemelde grond tot deel van die Kaapse Skiereiland Nasionale Park.

M. V. MOOSA

Minister van Omgewingsake en Toerisme

BYLAE

- Gedeelte 1 van Cape Farm 1047, groot 1,700 ha—geregistreeerde Titelakte T6759/1935.
- Erf 3366, Houtbaai, groot 249,9327 ha, gehou deur Titelakte T60024/97.
- Gedeelte 1 van Erf 61, Simonstad, groot 206,1068 ha—geregistreeerde Titelakte T1560/1951.

AGREEMENT FOR CONTRACTUAL PARK

Between

Cape Town Rotary Club

herein represented by Robert William Good in his capacity as President

ID no. 520413 5137 084

✓ ("The OWNER")

AND

SOUTH AFRICAN NATIONAL PARKS

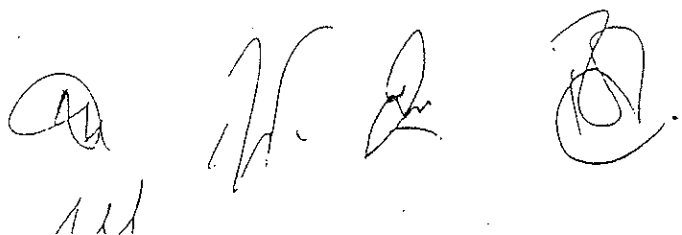
herein represented by Mavuso Msimang

in his capacity as Chief Executive ("SANP")

PREAMBLE

WHEREAS

- A The land comprising most of the Cape Peninsula Protected Natural Environment, together with adjoining land, will be proclaimed as a National Park:
- B The owner owns land adjoining the Cape Peninsula National Park and is desirous of having portion of its land declared as part of the National Park on a contractual basis:
- C The owner is desirous to make this agreement binding on its successors in title, as well as on any other person which may acquire a right in respect of the land:



delayed

3. STRUCTURE OF AGREEMENT

The parties record that this agreement is concluded on the basis of the following facts:

- 3.1 The land is owned by the owner;
- 3.2 The owner will make the land available to SANP for the period of this agreement for the purposes of the Park, to be managed by SANP as a contractual part of the Park subject to the provisions of this agreement;

4. LAND AND RIGHTS ATTACHING TO THE LAND

4.1 The following land is made available to SANP by the owner for the purposes of the Park and shall be declared to be part of the Park in terms of Section 2B(1)(b) of the Act in accordance with this agreement:

4.1.1 That portion of Erf 61, Simon's Town situated North of the road reserve of the Black Hill freeway. *(It is now part of erf 61)*

4.2 The owner retains all the rights in relation to the land of which it is possessed at the Effective Date, or may at any time during the period of this agreement acquire and which are consistent with the provisions of this agreement.

4.3 SANP shall not take any action which may be in conflict with the rights referred to in 4.2, or any servitude or other obligation of the owner relating to the land, other than action which is specifically provided for in this agreement.

(Handwritten signatures)

6. OCCUPATION

The owner shall transfer occupation and control of the land, to SANP on the Effective Date, or such earlier date as the parties may agree.

7. PERIOD

7.1 This agreement shall remain in force for a period of 30 years from the Effective Date.

7.2 The parties shall, upon the expiry of the period in 7.1, have the right to renew this agreement for a further period of 30 years.

8. OBLIGATIONS OF SANP

SANP shall -

8.1 manage and control the land as an integral part of the Park in accordance with the Act, the Management Plan, the EMS to be compiled in terms of the Heads of Agreement between SANP and the local authorities and subject to the provisions of this agreement;

8.2 unless otherwise agreed between the parties, be solely responsible for the provision, maintenance and management of services and infrastructure within the land which relates solely to the function of the Park;

8.3 SANP hereby indemnifies and holds harmless Rotary against any claims whatsoever arising from Rotary's ownership of the land during the period that this agreement is in force and effect.

BYLAE

Restant van Plaas No. 999, in die Suid-Peninsula Munisipaliteit, Kaapse Divisie, Provinsie Wes-Kaap, groot 77,5465 (Sewe Sewe komma Vyf Vier Ses Vyf) hektaar.

Gedeelte 9 van Plaas No. 979, in die Suid-Peninsula Munisipaliteit, Kaapse Divisie, Provinsie Wes-Kaap, groot 139,2233 (Een Drie Nege komma Twee Twee Drie Drie) hektaar.

Restant van Plaas No. 991, in die Suid-Peninsula Munisipaliteit, Kaapse Divisie, Provinsie Wes-Kaap, groot 16,8437 (Een Ses komma Agt Vier Drie Sewe) hektaar.

No. 1127**16 November 2001**

DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK

I, Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2A (1) (a) of the National Parks Act, 1976 (Act No. 57 of 1976), that:

- (a) the land defined in the Schedule be part of the Cape Peninsula National Park; and
- (b) Schedule 1 of the said act be amended by the addition of the description of the undermentioned properties to the definition of the said park.

M.V. MOOSA**Minister of Environmental Affairs and Tourism****SCHEDULE**

Erf 4460, Cape Town, Province of the Western Cape, measuring 3,9941 (Three comma Nine Nine Four One) hectares, held by Deed of Transfer No. T50880/1997.

Erf 2406, Cape Town, Province of the Western Cape, measuring 0,2342 (Zero comma Two Three Four Two) hectares, held by Deed of Transfer No. T6009/1976.

No. 1127**16 November 2001**

VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976), TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme, verklaar hierby kragtens die bevoegdheid aan my verleen deur artikel 2A (1) (a) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), dat:

- (a) die grond omskryf in die Bylae tot deel van die Kaapse Skiereiland Nasionale Park; en
- (b) wysig hierby Bylae 1 van die genoemde wet deur die byvoeging van die omskrywing van ondergenoemde eiendom tot die omskrywing van voorgemelde park.

M.V. MOOSA**Minister van Omgewingsake en Toerisme****BYLAE**

Erf 4460, Kaapstad, Provinsie Wes-Kaap, groot 3,9941 (Drie komma Nege Nege Vier Een) hektaar, gehou onder Oordragakte No. T50880/1997.

Erf 2406, Kaapstad, Provinsie Wes-Kaap, groot 0,2342 (Nul komma Twee Drie Vier Twee) hektaar, gehou onder Oordragakte No. T6009/1976.

**DEPARTMENT OF LAND AFFAIRS
DEPARTEMENT VAN GRONDSAKE**

No. 1122**16 November 2001**

APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act No. 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.

GOVERNMENT NOTICES
GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 1008

2 August 2002

CORRECTION NOTICE

Government Notice No. 1127 of 16 November 2001, published in *Government Gazette* No. 22819 of 16 November 2001, is hereby partially amended by deleting all reference to Cape Town and replacing it with Simon's Town.

No. 1008

2 Augustus 2002

REGSTELLINGSKENNISGEWING

Goewermentskennisgewing No. 1127 van 16 November 2001, gepubliseer in *Staatskoerant* No. 22819 van 16 November 2001, word hierby gedeeltelik gewysig deur die skraping van Kaapstad en vervanging met Simonstad.

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT
DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING

No. 1028

2 August 2002

APPOINTMENT OF TSHIDILAMOLOMO AS A PLACE FOR THE HOLDING OF A PERIODICAL COURT
WITHIN THE DISTRICT OF MOLOPO

I, Penuell Mpapa Maduna, Minister for Justice and Constitutional Development, acting under section 2 (1) of the Magistrates' Courts Act, 1944 (Act No. 32 of 1944), hereby—

- (a) appoint Tshidilamolomo within the district of Molopo as a place for the holding of a periodical court; and
- (b) prescribe the local limits of the district of Molopo as the local limits within which the said court shall have jurisdiction.

P. M. MADUNA

Minister for Justice and Constitutional Development

No. 1028

2 Augustus 2002

BEPALING VAN TSHIDILAMOLOMO AS 'N PLEK VIR DIE HOU VAN
'N PERIODIEKE HOF SITTING BINNE DIE DISTRIK MOLOPO

Ek, Penuell Mpapa Maduna, Minister van Justisie en Staatkundige Ontwikkeling, handelende kragtens artikel 2 (1) van die Wet op Landdroshowe, 1944 (Wet No. 32 van 1944), bepaal hierby—

- (a) Tshidilamolomo binne die distrik Molopo as 'n plek vir die hou van periodieke hofsittings; en
- (b) die plaaslike grense van die distrik Molopo as die grense waarbinne die vermelde hof jurisdiksie het.

P. M. MADUNA

Minister van Justisie en Staatkundige Ontwikkeling

CORRECTION NOTICE

General Notice No. 1309 published in *Government Gazette* No. 23660 of 26 July 2002 is hereby amended by the substitution of the expression "Rand Airport Germiston" for the expression "Rand Airport, Germiston" as well as the expression "Responsible Perso" for the expression "Responsible Person: Air Safety" where it appears in the text.

BYLAE

Restant van Plaas No. 999, in die Suid-Peninsula Munisipaliteit, Kaapse Divisie, Provinsie Wes-Kaap, groot 77,5465 (Sewe Sewe komma Vyf Vier Ses Vyf) hektaar.

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No. 1127**16 November 2001**

DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK

I, Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2A (1) (a) of the National Parks Act, 1976 (Act No. 57 of 1976), that:

- (a) the land defined in the Schedule be part of the Cape Peninsula National Park; and
- (b) Schedule 1 of the said act be amended by the addition of the description of the undermentioned properties to the definition of the said park.

M.V. MOOSA**Minister of Environmental Affairs and Tourism****SCHEDULE**

Erf 4460, Cape Town, Province of the Western Cape, measuring 3,9941 (Three comma Nine Nine Four One) hectares, held by Deed of Transfer No. T50880/1997.

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M.V. MOOSA**Minister van Omgewingsake en Toerisme****BYLAE**

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**DEPARTMENT OF LAND AFFAIRS
DEPARTEMENT VAN GRONDSAKE**

No. 1122**16 November 2001**

APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act No. 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.

GOVERNMENT NOTICES
GOEWERMENSKENNISGEWINGS

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 1008

2 August 2002

CORRECTION NOTICE

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No. 1008

2 Augustus 2002

REGSTELLINGSKENNISGEWING

Goewermentskennisgewing No. 1127 van 16 November 2001, gepubliseer in *Staatskoerant* No. 22819 van 16 November 2001, word hierby gedeeltelik gewysig deur die skraping van Kaapstad en vervanging met Simonstad.

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT
DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING

No. 1028

2 August 2002

APPOINTMENT OF TSHIDILAMOLOMO AS A PLACE FOR THE HOLDING OF A PERIODICAL COURT
WITHIN THE DISTRICT OF MOLOPO

I, Penuell Mpapa Maduna, Minister for Justice and Constitutional Development, acting under section 2 (1) of the Magistrates' Courts Act, 1944 (Act No. 32 of 1944), hereby—

- (a) appoint Tshidilamolomo within the district of Molopo as a place for the holding of a periodical court; and
- (b) prescribe the local limits of the district of Molopo as the local limits within which the said court shall have jurisdiction.

P. M. MADUNA

Minister for Justice and Constitutional Development

No. 1028

2 Augustus 2002

BEPALING VAN TSHIDILAMOLOMO AS 'N PLEK VIR DIE HOU VAN
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P. M. MADUNA

Minister van Justisie en Staatkundige Ontwikkeling

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SIDES metres		ANGLES OF DIRECTION		CO-ORDINATES Y System: 19 X			SG No. 6329/1996
				Constants	+50 000, 00	+3 780 000, 00	
A B	606, 31	307.18.00	A	+747, 73	+5 137, 48		
B C	43, 57	54.09.10	B	+265, 42	+5 504, 89		
C D	56, 59	135.46.40	C	+300, 73	+5 530, 40		
D E	4, 69	142.32.40	D	+340, 20	+5 489, 85		
E F	24, 22	135.33.10	E	+343, 05	+5 486, 13		
F G	88, 15	58.23.20	F	+360, 01	+5 468, 84		
G H	55, 17	110.59.20	G	+435, 08	+5 515, 04		
H J	67, 46	45.51.50	H	+486, 58	+5 495, 28		
J K	72, 62	140.48.40	J	+535, 00	+5 542, 26		
K L	66, 90	219.46.00	K	+580, 89	+5 485, 97		
L M	272, 23	149.13.50	L	+538, 10	+5 434, 55		
M N	28, 50	132.48.40	M	+677, 37	+5 200, 64		
N P	30, 18	133.21.40	N	+698, 28	+5 181, 27		
P Q	22, 23	129.44.30	P	+720, 22	+5 160, 55		
Q A	13, 68	130.22.30	Q	+737, 31	+5 146, 34		
SERVITUDE DATA							Approved <i>Ra. F. ...</i> for SURVEYOR- GENERAL 1996. 12. 13
e d	20.04	119.21.00	e	+519.62	+5 527.36		
d K	53.99	125.46.30	d	+537.09	+5 517.53		
INDICATORY DATA							
B b		234.09.10	c	+ 303.04	+ 5 528.04		
C c	3.30	135.46.40					
A a		130.22.30					
TRIGONOMETRICAL BEACONS							
Roman Rock		Δ47		-291, 70	+3 598, 87		
Zwartkop A		Δ22		+560, 70	+7 439, 44		
Sheet 1 of 2 sheets							
<p>Servitude Note: The line e, d, K is the Northern Boundary of Servitude of Right of Way 3.15 metres wide</p> <p>Beacon Descriptions: A, D, J, c, d, e.... 12mm iron pegs B.....Concrete Beacon with iron standard centre E..... iron standard at wall corner F..... 12mm iron peg in Masonry Beacon G, H, N....Masonry Beacon C..... Not Beacons M.....25mm iron pipe in cement cone N, Q.....Wall corners K, L.....Concrete Beacon with centre pipe</p> <p>The figure a High Water Mark b C D E F G H J K L M N P Q represents 4,0014 hectares of land being</p> <p>Erf 4460 Simon's Town, situate in The Southern Substructure Province of Western Cape Administrative District of Cape Surveyed in March-July 1996 R.E. Johnston (PLS 0293) Professional Land Surveyor</p> <p>by me: <i>R.E. Johnston</i></p>							
This diagram is annexed to		The original diagram is		FileS/2543/1996			
No. T50880/97		No. 3057/1922		S.R. No. E 2473/1996			
d.d.		Transfer		Comp. AHNH 33924 (M3764)			
i.f.o.		Grant		AHNH 3471 & 3473 (M4459)			
Registrar of deeds		C.C.T.					

20

Erf 4460 Simon's Town
Sheet 2 of 2 sheets

SG No.

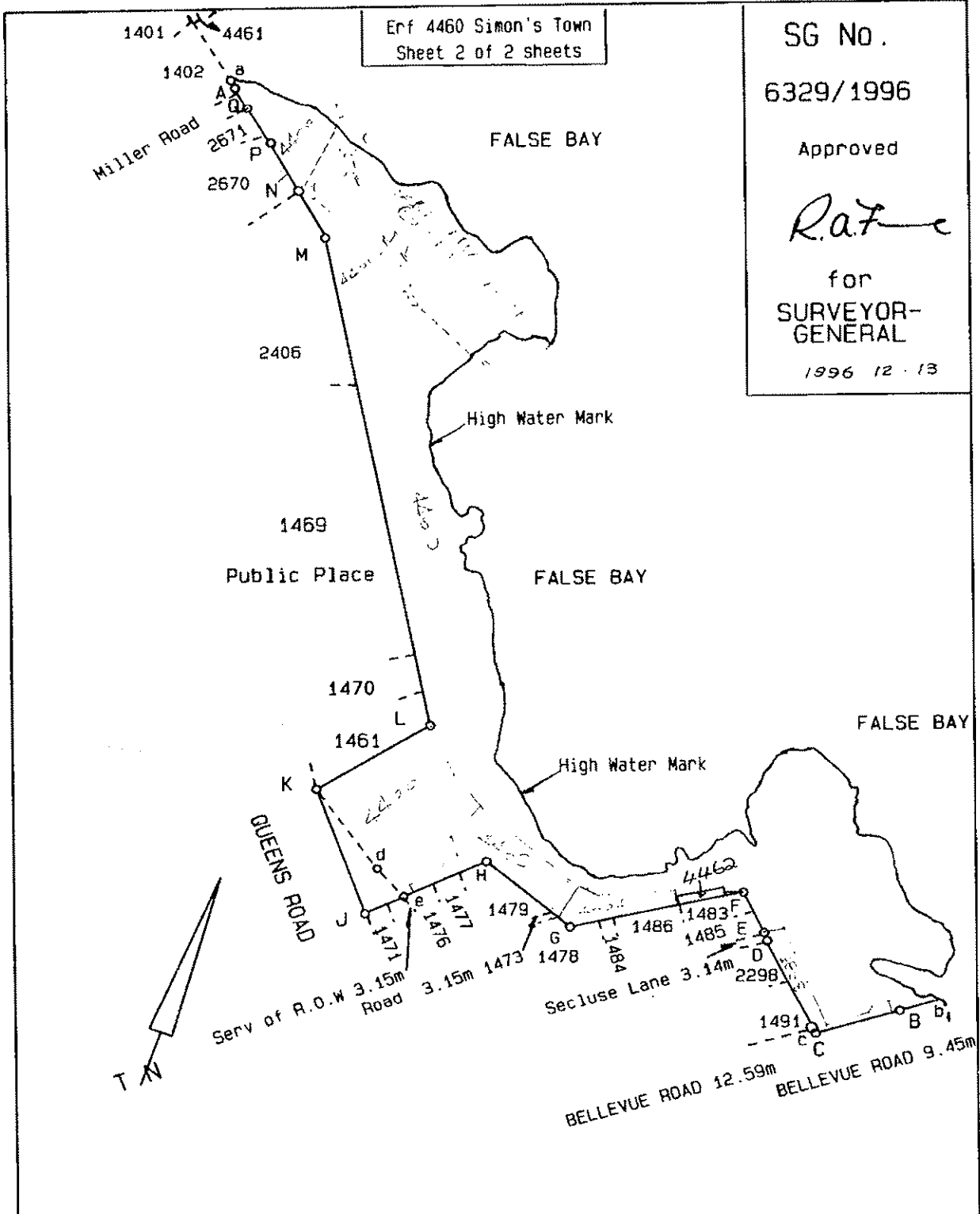
6329/1996

Approved

R.A.F.

for
SURVEYOR-
GENERAL

1996 12 13



Surveyed in March-July 1996
by me:

R.E. Johnston

R.E. Johnston (PLS 0293)
Professional Land Surveyor

This diagram is annexed to No. d.d. i.f.o. Registrar of deeds	The original diagram is No. 3057/1922 Transfer Grant C.C.T.	File: S/2543/1996 S.R. No. E 2473/1996 Comp. AHNH 33924 (M3764) AHNH 3471 & 3473 (M4459)
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THE FOLLOWING DEDUCTIONS HAVE BEEN MADE FROM THIS DIAGRAM						
SURVEY RECORD	DIAGRAM NO.	SUBDIVISION	AREA HA./SQ. M.	TRANSFER NO.	INITIALED	REMARKS
E2473/96	6330/1996	ERF 4462	73	50881/97	WT	
E2473/96	6332/1996	ERF 4464				
E2473/96	6333/1996	ERF 4465				
E2473/96	6334/1996	ERF 4466				
E1281/96	6314/1996	ERF 4468				
E2577/99	5992/1999	ERF 3983				

SERVITUDES/LEASEHOLD AREAS				
SURVEY RECORD	DIAGRAM NO.	DESCRIPTION	DEED	INITIALED
E1281/1996	6313/1996			
E1281/1996	6316/1996			

No. 1186**16 November 2001**

NATIONAL EDUCATION POLICY ACT, 1996 (ACT No. 27 OF 1996)

NATIONAL POLICY REGARDING FURTHER EDUCATION AND TRAINING PROGRAMMES: APPROVAL OF THE UPDATED SCHOOLS' AND TECHNICAL COLLEGES' POLICY DOCUMENTS, NAMELY REPORTS 550 (2001/08 AND 191 (2001/08)

The Minister of Education, hereby determines national policy in terms of section 3 (4) (1) of the National Education Policy Act, 1996 (Act No. 27 of 1996), relating to curriculum frameworks, core syllabuses and education programmes, learning standards, examinations and the certification of qualifications.

Approval is granted that the updated schools' and technical colleges' policy documents, namely A resumé of instructional programmes in schools, Report 550 (2001/08) and Formal technical college instructional programmes in the RSA, Report 191 (2001/08), be declared as national policy.

He hereby repeals the policies, A resumé of instructional programmes in public schools, Report 550 (97/06) and Formal technical college instructional programmes in the RSA, Report 191 (97/07), promulgated in June and July 1997 respectively, in their totality and replace them with these new policies, namely A resumé of instructional programmes in schools, Report 550 (2001/08) and Formal technical college instructional programmes in the RSA, Report 191 (2001/08).

He further gives notice in terms of section 7 of the said Act that this policy is obtainable upon written request from the Director: Department of Education, Private Bag X895, Pretoria, 0001. For attention Dr L. P. Kriel at telephone (012) 312-5293 or fax (012) 328-2128.

K. ASMAL**Minister of Education****DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM****DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME****No. 1126****16 November 2001****DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), and subject to an agreement entered into between the South African National Parks (the Board), as well as the owner of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

M. V. MOOSA**Minister of Environmental Affairs and Tourism****SCHEDULE**

The remainder of the Farm No. 999, in the South Peninsula Municipality, Division of the Cape, Province of the Western Cape, measuring 77,5465 (Seven Seven comma Five Four Six Five) hectares.

Portion 9 of the Farm No. 979, in the South Peninsula Municipality, Division of the Cape, Province of the Western Cape, measuring 139,2233 (ONE THREE NINE COMMA TWO TWO THREE THREE) hectares.

The remainder of the Farm No. 991, in the South Peninsula Municipality, Division of the Cape, Province of the Western Cape, measuring 16,8437 (One Six comma Eight Four Three Seven) hectares.

No. 1126**16 November 2001****VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976), TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK**

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme, verklaar hierby kragtens die bevoegdheid aan my verleen deur artikel 2B (1) (b) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), en kragtens 'n ooreenkoms aangegaan tussen die Suid-Afrikaanse Nasionale Parke (die Raad), sowel as die eienaar van die grond omskryf in die Bylae, die gemelde grond tot deel van die Kaapse Skiereiland Nasionale Park.

M. V. MOOSA**Minister van Omgewingsake en Toerisme**

BYLAE

Restant van Plaas No. 999, in die Suid-Peninsula Munisipaliteit, Kaapse Divisie, Provinsie Wes-Kaap, groot 77,5465 (Sewe Sewe komma Vyf Vier Ses Vyf) hektaar.

Gedeelte 9 van Plaas No. 979, in die Suid-Peninsula Munisipaliteit, Kaapse Divisie, Provinsie Wes-Kaap, groot 139,2233 (Een Drie Nege komma Twee Twee Drie Drie) hektaar.

Restant van Plaas No. 991, in die Suid-Peninsula Munisipaliteit, Kaapse Divisie, Provinsie Wes-Kaap, groot 16,8437 (Een Ses komma Agt Vier Drie Sewe) hektaar.

No. 1127**16 November 2001**

DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK

I, Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2A (1) (a) of the National Parks Act, 1976 (Act No. 57 of 1976), that:

- (a) the land defined in the Schedule be part of the Cape Peninsula National Park; and
- (b) Schedule 1 of the said act be amended by the addition of the description of the undermentioned properties to the definition of the said park.

M.V. MOOSA

Minister of Environmental Affairs and Tourism

SCHEDULE

Erf 4460, Cape Town, Province of the Western Cape, measuring 3,9941 (Three comma Nine Nine Four One) hectares, held by Deed of Transfer No. T50880/1997.

Erf 2406, Cape Town, Province of the Western Cape, measuring 0,2342 (Zero comma Two Three Four Two) hectares, held by Deed of Transfer No. T6009/1976.

No. 1127**16 November 2001**

VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976), TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme, verklaar hierby kragtens die bevoegdheid aan my verleen deur artikel 2A (1) (a) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), dat:

- (a) die grond omskryf in die Bylae tot deel van die Kaapse Skiereiland Nasionale Park; en
- (b) wysig hierby Bylae 1 van die genoemde wet deur die byvoeging van die omskrywing van ondergenoemde eiendom tot die omskrywing van voorgemelde park.

M.V. MOOSA

Minister van Omgewingsake en Toerisme

BYLAE

Erf 4460, Kaapstad, Provinsie Wes-Kaap, groot 3,9941 (Drie komma Nege Nege Vier Een) hektaar, gehou onder Oordragakte No. T50880/1997.

Erf 2406, Kaapstad, Provinsie Wes-Kaap, groot 0,2342 (Nul komma Twee Drie Vier Twee) hektaar, gehou onder Oordragakte No. T6009/1976.

**DEPARTMENT OF LAND AFFAIRS
DEPARTEMENT VAN GRONDSAKE**

No. 1122**16 November 2001**

APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act No. 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.

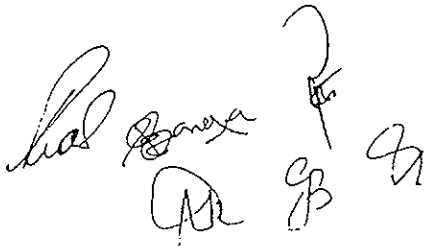
PROTOKOL NO:

NOTARIAL LEASE AGREEMENT

It is hereby made known to all interested persons

That on the day of in the year ONE THOUSAND NINE
HUNDRED AND NINETY EIGHT, before me

MARTHINUS THEUNIS STEYN HOFMEYR

Handwritten signatures and initials in black ink, including a large signature on the left and several initials (AD, GB, and a stylized 'G') on the right.

Notary, duly admitted and sworn, residing and practising at Kuils River in the Province of the Western Cape, in the presence of the undersigned witnesses personally appeared

NATALIA GOUWS

duly authorised thereto by power of attorney signed at _____ on the
day of _____ 1998 by _____

THE NATIONAL PARKS TRUST OF SOUTH AFRICA

NO T342/86

("Lessor")

duly represented by ISAK JOHANNES GELDERBLOM duly authorised thereto in terms of a resolution adopted by THE NATIONAL PARKS TRUST OF SOUTH AFRICA on the 4th day of DECEMBER 1997.

and duly authorised thereto by power of attorney signed at _____ on the
day of _____ by the _____

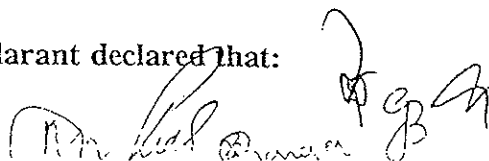
SOUTH AFRICAN NATIONAL PARKS

("Lessee")

duly represented by MAVUSO MSIMANG, in his capacity as Chief Executive, duly authorised thereto in terms of a resolution adopted by NATIONAL PARKS BOARD on the 16th day of MARCH 1992

which powers of attorney have been filed in my protocol

And the Declarant declared that:



A. WHEREAS the Lessor is the owner of certain immovable property known as:

Morrin, Fyfe, Gay -

(i) The Remainder of the Farm No 999, in the South Peninsula Municipality, Division of Cape, Province of the Western Cape, measuring 77,5465 (Seventy Seven Comma Five Four Six Five) hectares;

*T108 385/97 T108 387/97
T108 386/97*

Jooste

(ii) Portion 9 of the Farm No 979, in the South Peninsula Municipality, Division of Cape, Province of the Western Cape, measuring 139,2233 (One Hundred and Thirty Nine Comma Two Two Three Three) hectares;

Taylor

T34548/97

(iii) The Remainder of the Farm No 991, in the South Peninsula Municipality, Division of Cape, Province of the Western Cape, measuring 16,8437 (Sixteen Comma Eight Four Three Seven) hectares;

T13763/97

(hereinafter referred to as "the Property")

B. AND WHEREAS the Lessee is desirous to lease the said property from the Lessor, to be managed by the Lessee as an integral part of the proposed CAPE PENINSULA NATIONAL PARK.

THE PARTIES AGREE AS FOLLOWS:

1. LETTING AND HIRING

The Lessor hereby lets the property to the Lessee who hereby leases the property from the Lessor on the terms and conditions set out in this Agreement.

2. DEFINITIONS AND INTERPRETATION

In this Agreement, unless the context clearly indicates a contrary intention, the following words and phrases shall have the following meanings:

2.1 "Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof:

[Handwritten signature]

3.4 The parties agree that the provisions of the Management Plan shall also be made applicable to the property and shall at all times take precedence over the terms and conditions of this Agreement; provided however that it shall not take precedence over the provisions set out in clause 7.3 hereof.

3.5 At the request of the Lessor the Lessee shall, should this agreement be terminated for whatever reason, request the Minister to withdraw the property or such portion thereof as may at that time be agreed by the parties, from the status of a contractual part of the Park and return the property or the agreed portion thereof to the sole control of the Lessor.


4. RENTAL

The rental payable by the Lessee to the Lessor shall be the sum of R10,00 (+ VAT) per year, payable yearly in advance on the commencement date and thereafter on each anniversary of the commencement date.

5. PERIOD OF THE AGREEMENT

5.1 This agreement shall take effect on the commencement date and shall remain in force for a period of ninety-nine (99) years; provided that either party shall have the right to cancel the Agreement after an initial period of thirty (30) years by giving two (2) years prior notice in writing to the other party of its intention to terminate the Agreement.

5.2 Should no notice to terminate (after 30 years) have been given, the Lessee shall, at the expiry of the initial period of ninety-nine years or any subsequent period as envisaged in this sub-clause, be entitled to renew the Agreement for further periods of twenty five years on the same terms and conditions as set out herein by giving written notice to that effect to the Lessor at least two (2) years before the expiry date of this Agreement unless the Lessor shall have terminated this Agreement by giving written notice to the Lessee to that effect at least two years before the initial or any subsequent expiry date.



No. 1186**16 November 2001****NATIONAL EDUCATION POLICY ACT, 1996 (ACT No. 27 OF 1996)****NATIONAL POLICY REGARDING FURTHER EDUCATION AND TRAINING PROGRAMMES: APPROVAL OF THE UPDATED SCHOOLS' AND TECHNICAL COLLEGES' POLICY DOCUMENTS, NAMELY REPORTS 550 (2001/08 AND 191 (2001/08)**

The Minister of Education, hereby determines national policy in terms of section 3 (4) (1) of the National Education Policy Act, 1996 (Act No. 27 of 1996), relating to curriculum frameworks, core syllabuses and education programmes, learning standards, examinations and the certification of qualifications.

Approval is granted that the updated schools' and technical colleges' policy documents, namely A resumé of instructional programmes in schools, Report 550 (2001/08) and Formal technical college instructional programmes in the RSA, Report 191 (2001/08), be declared as national policy.

He hereby repeals the policies, A resumé of instructional programmes in public schools, Report 550 (97/06) and Formal technical college instructional programmes in the RSA, Report 191 (97/07), promulgated in June and July 1997 respectively, in their totality and replace them with these new policies, namely A resumé of instructional programmes in schools, Report 550 (200/08) and Formal technical college instructional programmes in the RSA, Report 191 (2001/08).

He further gives notice in terms of section 7 of the said Act that this policy is obtainable upon written request from the Director: Department of Education, Private Bag X895, Pretoria, 0001. For attention Dr L. P. Kriel at telephone (012) 312-5293 or fax (012) 328-2128.

K. ASMAL**Minister of Education****DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM****DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME****No. 1126****16 November 2001****DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976),
TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), and subject to an agreement entered into between the South African National Parks (the Board), as well as the owner of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

M. V. MOOSA**Minister of Environmental Affairs and Tourism****SCHEDULE**

The remainder of the Farm No. 999, in the South Peninsula Municipality, Division of the Cape, Province of the Western Cape, measuring 77,5465 (Seven Seven comma Five Four Six Five) hectares.

Portion 9 of the Farm No. 979, in the South Peninsula Municipality, Division of the Cape, Province of the Western Cape, measuring 139,2233 (ONE THREE NINE COMMA TWO TWO THREE THREE) hectares.

The remainder of the Farm No. 991, in the South Peninsula Municipality, Division of the Cape, Province of the Western Cape, measuring 16,8437 (One Six comma Eight Four Three Seven) hectares.

No. 1126**16 November 2001****VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976),
TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK**

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme, verklaar hierby kragtens die bevoegdheid aan my verleen deur artikel 2B (1) (b) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), en kragtens 'n ooreenkoms aangegaan tussen die Suid-Afrikaanse Nasionale Parke (die Raad), sowel as die eienaar van die grond omskryf in die Bylae, die gemelde grond tot deel van die Kaapse Skiereiland Nasionale Park.

M. V. MOOSA**Minister van Omgewingsake en Toerisme**

BYLAE

Restant van Plaas No. 999, in die Suid-Peninsula Munisipaliteit, Kaapse Divisie, Provinsie Wes-Kaap, groot 77,5465 (Sewe Sewe komma Vyf Vier Ses Vyf) hektaar.

Gedeelte 9 van Plaas No. 979, in die Suid-Peninsula Munisipaliteit, Kaapse Divisie, Provinsie Wes-Kaap, groot 139,2233 (Een Drie Nege komma Twee Twee Drie Drie) hektaar.

Restant van Plaas No. 991, in die Suid-Peninsula Munisipaliteit, Kaapse Divisie, Provinsie Wes-Kaap, groot 16,8437 (Een Ses komma Agt Vier Drie Sewe) hektaar.

No. 1127**16 November 2001**

DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK

I, Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2A (1) (a) of the National Parks Act, 1976 (Act No. 57 of 1976), that:

- (a) the land defined in the Schedule be part of the Cape Peninsula National Park; and
- (b) Schedule 1 of the said act be amended by the addition of the description of the undermentioned properties to the definition of the said park.

M.V. MOOSA**Minister of Environmental Affairs and Tourism****SCHEDULE**

Erf 4460, Cape Town, Province of the Western Cape, measuring 3,9941 (Three comma Nine Nine Four One) hectares, held by Deed of Transfer No. T50880/1997.

Erf 2406, Cape Town, Province of the Western Cape, measuring 0,2342 (Zero comma Two Three Four Two) hectares, held by Deed of Transfer No. T6009/1976.

No. 1127**16 November 2001**

VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976), TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme, verklaar hierby kragtens die bevoegdheid aan my verleen deur artikel 2A (1) (a) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), dat:

- (a) die grond omskryf in die Bylae tot deel van die Kaapse Skiereiland Nasionale Park; en
- (b) wysig hierby Bylae 1 van die genoemde wet deur die byvoeging van die omskrywing van ondergenoemde eiendom tot die omskrywing van voorgemelde park.

M.V. MOOSA**Minister van Omgewingsake en Toerisme****BYLAE**

Erf 4460, Kaapstad, Provinsie Wes-Kaap, groot 3,9941 (Drie komma Nege Nege Vier Een) hektaar, gehou onder Oordragakte No. T50880/1997.

Erf 2406, Kaapstad, Provinsie Wes-Kaap, groot 0,2342 (Nul komma Twee Drie Vier Twee) hektaar, gehou onder Oordragakte No. T6009/1976.

**DEPARTMENT OF LAND AFFAIRS
DEPARTEMENT VAN GRONDSAKE**

No. 1122**16 November 2001**

APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act No. 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.

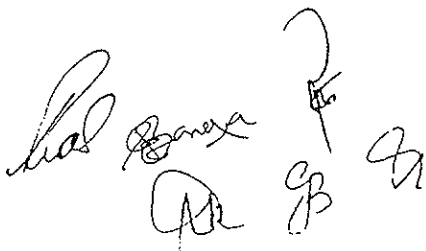
PROTOKOL NO:

NOTARIAL LEASE AGREEMENT

It is hereby made known to all interested persons

That on the day of in the year ONE THOUSAND NINE
HUNDRED AND NINETY EIGHT, before me

MARTHINUS THEUNIS STEYN HOFMEYR

Handwritten signatures and initials in black ink, including a large signature on the left and several smaller initials and marks on the right.

Notary, duly admitted and sworn, residing and practising at Kuils River in the Province of the Western Cape, in the presence of the undersigned witnesses personally appeared

NATALIA GOUWS

duly authorised thereto by power of attorney signed at _____ on the
day of _____ 1998 by _____

THE NATIONAL PARKS TRUST OF SOUTH AFRICA

NO T342/86

("Lessor")

duly represented by ISAK JOHANNES GELDERBLOM duly authorised thereto in terms of a resolution adopted by THE NATIONAL PARKS TRUST OF SOUTH AFRICA on the 4th day of DECEMBER 1997.

and duly authorised thereto by power of attorney signed at _____ on the
day of _____ by the _____

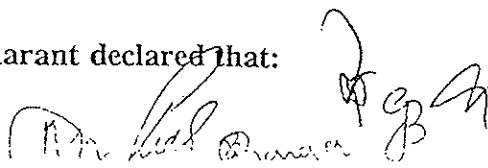
SOUTH AFRICAN NATIONAL PARKS

("Lessee")

duly represented by MAVUSO MSIMANG, in his capacity as Chief Executive, duly authorised thereto in terms of a resolution adopted by NATIONAL PARKS BOARD on the 16th day of MARCH 1992

which powers of attorney have been filed in my protocol

And the Declarant declared that:



A. WHEREAS the Lessor is the owner of certain immovable property known as:

Morrin, Frutkin, Gay

(i) The Remainder of the Farm No 999, in the South Peninsula Municipality, Division of Cape, Province of the Western Cape, measuring 77,5465 (Seventy Seven Comma Five Four Six Five) hectares;

*T 108 385/97 T 108 387/97
T 108 386/97*

Jewette

(ii) Portion 9 of the Farm No 979, in the South Peninsula Municipality, Division of Cape, Province of the Western Cape, measuring 139,2233 (One Hundred and Thirty Nine Comma Two Two Three Three) hectares;

Taylor

T 34548/97

(iii) The Remainder of the Farm No 991, in the South Peninsula Municipality, Division of Cape, Province of the Western Cape, measuring 16,8437 (Sixteen Comma Eight Four Three Seven) hectares;

T 13733/97

(hereinafter referred to as "the Property")

B. AND WHEREAS the Lessee is desirous to lease the said property from the Lessor, to be managed by the Lessee as an integral part of the proposed CAPE PENINSULA NATIONAL PARK.

THE PARTIES AGREE AS FOLLOWS:

1. LETTING AND HIRING

The Lessor hereby lets the property to the Lessee who hereby leases the property from the Lessor on the terms and conditions set out in this Agreement.

2. DEFINITIONS AND INTERPRETATION

In this Agreement, unless the context clearly indicates a contrary intention, the following words and phrases shall have the following meanings:

2.1 "Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof;

[Handwritten signature]

3.4 The parties agree that the provisions of the Management Plan shall also be made applicable to the property and shall at all times take precedence over the terms and conditions of this Agreement; provided however that it shall not take precedence over the provisions set out in clause 7.3 hereof.

3.5 At the request of the Lessor the Lessee shall, should this agreement be terminated for whatever reason, request the Minister to withdraw the property or such portion thereof as may at that time be agreed by the parties, from the status of a contractual part of the Park and return the property or the agreed portion thereof to the sole control of the Lessor.

4. RENTAL

The rental payable by the Lessee to the Lessor shall be the sum of R10,00 (+ VAT) per year, payable yearly in advance on the commencement date and thereafter on each anniversary of the commencement date.

5. PERIOD OF THE AGREEMENT

5.1 This agreement shall take effect on the commencement date and shall remain in force for a period of ninety-nine (99) years; provided that either party shall have the right to cancel the Agreement after an initial period of thirty (30) years by giving two (2) years prior notice in writing to the other party of its intention to terminate the Agreement.

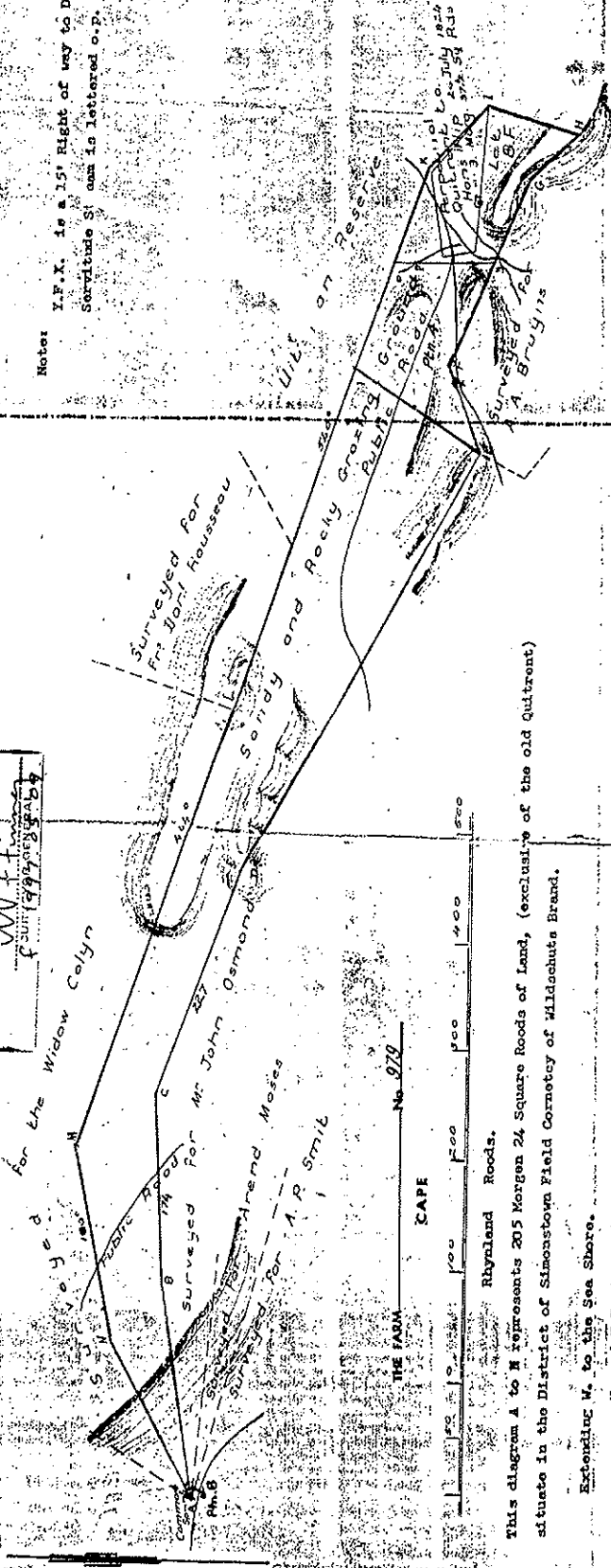
5.2 Should no notice to terminate (after 30 years) have been given, the Lessee shall, at the expiry of the initial period of ninety-nine years or any subsequent period as envisaged in this sub-clause, be entitled to renew the Agreement for further periods of twenty five years on the same terms and conditions as set out herein by giving written notice to that effect to the Lessor at least two (2) years before the expiry date of this Agreement unless the Lessor shall have terminated this Agreement by giving written notice to the Lessee to that effect at least two years before the initial or any subsequent expiry date.



NO. 245/1831.

RE-CANCELLED
vide Form 979 (CCT 3/5/51)
W.F.
23/11/51

Notes
Y.P.X. is a 15' Right of way to Dam X.
Servitude St. am is lettered o.p.



This diagram A to M represents 205 Morgen 24 Square Rods of Land, (exclusive of the old Outtent) situate in the District of Simonstova Field Corner of Midschuts Brand.

Extending W. to the Sea Shore.

N. and H.E. to Land surveyed for the Widow N. Colyn and For J. D. Rousseau and to the Ustapan reserve.
S.E. towards the Stone Quarry & to Land surveyed for A. A. Bruyns.
S.W. and S. to Land surveyed for Mr. J. Osmond JT.

Surveyed by me by Order of the Civil Commissioner, November, 1831.
(Sgt) J. Knebol.
Srn. Surveyor.

Copied from diagram relating to Title N.C.Q. 7-27
30.4.1833
22.1.1959

See list of
enclosures on
back of diagram

M-ABC
M-1004

10 9 8 7 6 5 4 3 2 1 0 9 8 7 6 5 4 3 2 1 0 9
MICROBOX

No. 1186**16 November 2001****NATIONAL EDUCATION POLICY ACT, 1996 (ACT No. 27 OF 1996)****NATIONAL POLICY REGARDING FURTHER EDUCATION AND TRAINING PROGRAMMES: APPROVAL OF THE UPDATED SCHOOLS' AND TECHNICAL COLLEGES' POLICY DOCUMENTS, NAMELY REPORTS 550 (2001/08 AND 191 (2001/08)**

The Minister of Education, hereby determines national policy in terms of section 3 (4) (1) of the National Education Policy Act, 1996 (Act No. 27 of 1996), relating to curriculum frameworks, core syllabuses and education programmes, learning standards, examinations and the certification of qualifications.

Approval is granted that the updated schools' and technical colleges' policy documents, namely A resumé of instructional programmes in schools, Report 550 (2001/08) and Formal technical college instructional programmes in the RSA, Report 191 (2001/08), be declared as national policy.

He hereby repeals the policies, A resumé of instructional programmes in public schools, Report 550 (97/06) and Formal technical college instructional programmes in the RSA, Report 191 (97/07), promulgated in June and July 1997 respectively, in their totality and replace them with these new policies, namely A resumé of instructional programmes in schools, Report 550 (200/08) and Formal technical college instructional programmes in the RSA, Report 191 (2001/08).

He further gives notice in terms of section 7 of the said Act that this policy is obtainable upon written request from the Director: Department of Education, Private Bag X895, Pretoria, 0001. For attention Dr L. P. Kriel at telephone (012) 312-5293 or fax (012) 328-2128.

K. ASMAL**Minister of Education**

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME****No. 1126****16 November 2001****DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976),
TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), and subject to an agreement entered into between the South African National Parks (the Board), as well as the owner of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

M. V. MOOSA**Minister of Environmental Affairs and Tourism****SCHEDULE**

The remainder of the Farm No. 999, in the South Peninsula Municipality, Division of the Cape, Province of the Western Cape, measuring 77,5465 (Seven Seven comma Five Four Six Five) hectares.

Portion 9 of the Farm No. 979, in the South Peninsula Municipality, Division of the Cape, Province of the Western Cape, measuring 139,2233 (ONE THREE NINE COMMA TWO TWO THREE THREE) hectares.

The remainder of the Farm No. 991, in the South Peninsula Municipality, Division of the Cape, Province of the Western Cape, measuring 16,8437 (One Six comma Eight Four Three Seven) hectares.

No. 1126**16 November 2001****VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976),
TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK**

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme, verklaar hierby kragtens die bevoegdheid aan my verleen deur artikel 2B (1) (b) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), en kragtens 'n ooreenkoms aangegaan tussen die Suid-Afrikaanse Nasionale Parke (die Raad), sowel as die eienaar van die grond omskryf in die Bylae, die gemelde grond tot deel van die Kaapse Skiereiland Nasionale Park.

M. V. MOOSA**Minister van Omgewingsake en Toerisme**

BYLAE

Restant van Plaas No. 999, in die Suid-Peninsula Munisipaliteit, Kaapse Divisie, Provinsie Wes-Kaap, groot 77,5465 (Sewe Sewe komma Vyf Vier Ses Vyf) hektaar.

Gedeelte 9 van Plaas No. 979, in die Suid-Peninsula Munisipaliteit, Kaapse Divisie, Provinsie Wes-Kaap, groot 139,2233 (Een Drie Nege komma Twee Twee Drie Drie) hektaar.

Restant van Plaas No. 991, in die Suid-Peninsula Munisipaliteit, Kaapse Divisie, Provinsie Wes-Kaap, groot 16,8437 (Een Ses komma Agt Vier Drie Sewe) hektaar.

No. 1127**16 November 2001**

DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK

I, Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2A (1) (a) of the National Parks Act, 1976 (Act No. 57 of 1976), that:

- (a) the land defined in the Schedule be part of the Cape Peninsula National Park; and
- (b) Schedule 1 of the said act be amended by the addition of the description of the undermentioned properties to the definition of the said park.

M.V. MOOSA**Minister of Environmental Affairs and Tourism****SCHEDULE**

Erf 4460, Cape Town, Province of the Western Cape, measuring 3,9941 (Three comma Nine Nine Four One) hectares, held by Deed of Transfer No. T50880/1997.

Erf 2406, Cape Town, Province of the Western Cape, measuring 0,2342 (Zero comma Two Three Four Two) hectares, held by Deed of Transfer No. T6009/1976.

No. 1127**16 November 2001**

VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976), TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme, verklaar hierby kragtens die bevoegdheid aan my verleen deur artikel 2A (1) (a) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), dat:

- (a) die grond omskryf in die Bylae tot deel van die Kaapse Skiereiland Nasionale Park; en
- (b) wysig hierby Bylae 1 van die genoemde wet deur die byvoeging van die omskrywing van ondergenoemde eien-domme tot die omskrywing van voorgemelde park.

M.V. MOOSA**Minister van Omgewingsake en Toerisme****BYLAE**

Erf 4460, Kaapstad, Provinsie Wes-Kaap, groot 3,9941 (Drie komma Nege Nege Vier Een) hektaar, gehou onder Oordragakte No. T50880/1997.

Erf 2406, Kaapstad, Provinsie Wes-Kaap, groot 0,2342 (Nul komma Twee Drie Vier Twee) hektaar, gehou onder Oordragakte No. T6009/1976.

**DEPARTMENT OF LAND AFFAIRS
DEPARTEMENT VAN GRONDSAKE**

No. 1122**16 November 2001**

APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act No. 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.

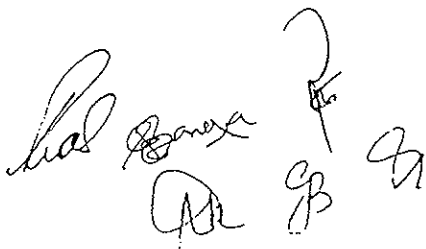
PROTOKOL NO:

NOTARIAL LEASE AGREEMENT

It is hereby made known to all interested persons

That on the day of in the year ONE THOUSAND NINE
HUNDRED AND NINETY EIGHT, before me

MARTHINUS THEUNIS STEYN HOFMEYR

The block contains several handwritten signatures and initials in black ink. On the left, there is a large, cursive signature that appears to be 'Paul'. To its right, there are several smaller, more stylized signatures and initials, including one that looks like 'G. B.' and another that looks like 'G. B.' with a flourish.

Notary, duly admitted and sworn, residing and practising at Kuils River in the Province of the Western Cape, in the presence of the undersigned witnesses personally appeared

NATALIA GOUWS

duly authorised thereto by power of attorney signed at _____ on the
day of _____ 1998 by

THE NATIONAL PARKS TRUST OF SOUTH AFRICA

NO T342/86

("Lessor")

duly represented by ISAK JOHANNES GELDERBLOM duly authorised thereto in terms of a resolution adopted by THE NATIONAL PARKS TRUST OF SOUTH AFRICA on the 4th day of DECEMBER 1997.

and duly authorised thereto by power of attorney signed at _____ on the
day of _____ by the

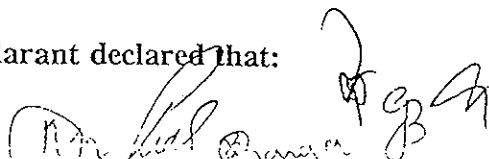
SOUTH AFRICAN NATIONAL PARKS

("Lessee")

duly represented by MAVUSO MSIMANG, in his capacity as Chief Executive, duly authorised thereto in terms of a resolution adopted by NATIONAL PARKS BOARD on the 16th day of MARCH 1992

which powers of attorney have been filed in my protocol

And the Declarant declared that:



A. WHEREAS the Lessor is the owner of certain immovable property known as:

Morrin, Frutkin, Gay -

(i) The Remainder of the Farm No 999, in the South Peninsula Municipality, Division of Cape, Province of the Western Cape, measuring 77,5465 (Seventy Seven Comma Five Four Six Five) hectares;

*T108 385/97 T108 387/97
T108 386/97*

Jooste

(ii) Portion 9 of the Farm No 979, in the South Peninsula Municipality, Division of Cape, Province of the Western Cape, measuring 139,2233 (One Hundred and Thirty Nine Comma Two Two Three Three) hectares;

Taylor

T 34548/97

(iii) The Remainder of the Farm No 991, in the South Peninsula Municipality, Division of Cape, Province of the Western Cape, measuring 16,8437 (Sixteen Comma Eight Four Three Seven) hectares;

T 13753/97

(hereinafter referred to as "the Property")

B. AND WHEREAS the Lessee is desirous to lease the said property from the Lessor, to be managed by the Lessee as an integral part of the proposed CAPE PENINSULA NATIONAL PARK.

THE PARTIES AGREE AS FOLLOWS:

1. LETTING AND HIRING

The Lessor hereby lets the property to the Lessee who hereby leases the property from the Lessor on the terms and conditions set out in this Agreement.

2. DEFINITIONS AND INTERPRETATION

In this Agreement, unless the context clearly indicates a contrary intention, the following words and phrases shall have the following meanings:

2.1 "Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof:

[Handwritten signature]

3.4 The parties agree that the provisions of the Management Plan shall also be made applicable to the property and shall at all times take precedence over the terms and conditions of this Agreement; provided however that it shall not take precedence over the provisions set out in clause 7.3 hereof.

3.5 At the request of the Lessor the Lessee shall, should this agreement be terminated for whatever reason, request the Minister to withdraw the property or such portion thereof as may at that time be agreed by the parties, from the status of a contractual part of the Park and return the property or the agreed portion thereof to the sole control of the Lessor.

4. RENTAL

The rental payable by the Lessee to the Lessor shall be the sum of R10,00 (+ VAT) per year, payable yearly in advance on the commencement date and thereafter on each anniversary of the commencement date.

5. PERIOD OF THE AGREEMENT

5.1 This agreement shall take effect on the commencement date and shall remain in force for a period of ninety-nine (99) years; provided that either party shall have the right to cancel the Agreement after an initial period of thirty (30) years by giving two (2) years prior notice in writing to the other party of its intention to terminate the Agreement.

5.2 Should no notice to terminate (after 30 years) have been given, the Lessee shall, at the expiry of the initial period of ninety-nine years or any subsequent period as envisaged in this sub-clause, be entitled to renew the Agreement for further periods of twenty five years on the same terms and conditions as set out herein by giving written notice to that effect to the Lessor at least two (2) years before the expiry date of this Agreement unless the Lessor shall have terminated this Agreement by giving written notice to the Lessee to that effect at least two years before the initial or any subsequent expiry date.



BYLAE

Restant van Plaas No. 999, in die Suid-Peninsula Munisipaliteit, Kaapse Divisie, Provinsie Wes-Kaap, groot 77,5465 (Sewe Sewe komma Vyf Vier Ses Vyf) hektaar.

Gedeelte 9 van Plaas No. 979, in die Suid-Peninsula Munisipaliteit, Kaapse Divisie, Provinsie Wes-Kaap, groot 139,2233 (Een Drie Nege komma Twee Twee Drie Drie) hektaar.

Restant van Plaas No. 991, in die Suid-Peninsula Munisipaliteit, Kaapse Divisie, Provinsie Wes-Kaap, groot 16,8437 (Een Ses komma Agt Vier Drie Sewe) hektaar.

No. 1127**16 November 2001**

DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK

I, Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2A (1) (a) of the National Parks Act, 1976 (Act No. 57 of 1976), that:

- (a) the land defined in the Schedule be part of the Cape Peninsula National Park; and
- (b) Schedule 1 of the said act be amended by the addition of the description of the undermentioned properties to the definition of the said park.

M.V. MOOSA**Minister of Environmental Affairs and Tourism****SCHEDULE**

Erf 4460, Cape Town, Province of the Western Cape, measuring 3,9941 (Three comma Nine Nine Four One) hectares, held by Deed of Transfer No. T50880/1997.

Erf 2406, Cape Town, Province of the Western Cape, measuring 0,2342 (Zero comma Two Three Four Two) hectares, held by Deed of Transfer No. T6009/1976.

No. 1127**16 November 2001**

VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976), TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme, verklaar hierby kragtens die bevoegdheid aan my verleen deur artikel 2A (1) (a) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976), dat:

- (a) die grond omskryf in die Bylae tot deel van die Kaapse Skiereiland Nasionale Park; en
- (b) wysig hierby Bylae 1 van die genoemde wet deur die byvoeging van die omskrywing van ondergenoemde eiendom tot die omskrywing van voorgemelde park.

M.V. MOOSA**Minister van Omgewingsake en Toerisme****BYLAE**

Erf 4460, Kaapstad, Provinsie Wes-Kaap, groot 3,9941 (Drie komma Nege Nege Vier Een) hektaar, gehou onder Oordragakte No. T50880/1997.

Erf 2406, Kaapstad, Provinsie Wes-Kaap, groot 0,2342 (Nul komma Twee Drie Vier Twee) hektaar, gehou onder Oordragakte No. T6009/1976.

**DEPARTMENT OF LAND AFFAIRS
DEPARTEMENT VAN GRONDSAKE**

No. 1122**16 November 2001**

APPLICATION IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996

It is hereby given for general information that in terms of section 17 (1) of the Land Reform (Labour Tenants) Act, 1996 (Act No. 3 of 1996), the application for the acquisition of land mentioned in the Schedule has been lodged with the Director-General.

**GOVERNMENT NOTICES
GOEWERMENTSKENNISGEWINGS**

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 1008

2 August 2002

CORRECTION NOTICE

Government Notice No. 1127 of 16 November 2001, published in *Government Gazette* No. 22819 of 16 November 2001, is hereby partially amended by deleting all reference to Cape Town and replacing it with Simon's Town.

No. 1008

2 Augustus 2002

REGSTELLINGSKENNISGEWING

Goewermentskennisgewing No. 1127 van 16 November 2001, gepubliseer in *Staatskoerant* No. 22819 van 16 November 2001, word hierby gedeeltelik gewysig deur die skraping van Kaapstad en vervanging met Simonstad.

**DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT
DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING**

No. 1028

2 August 2002

**APPOINTMENT OF TSHIDILAMOLOMO AS A PLACE FOR THE HOLDING OF A PERIODICAL COURT
WITHIN THE DISTRICT OF MOLOPO**

I, Penuell Mpapa Maduna, Minister for Justice and Constitutional Development, acting under section 2 (1) of the Magistrates' Courts Act, 1944 (Act No. 32 of 1944), hereby—

- (a) appoint Tshidilamolomo within the district of Molopo as a place for the holding of a periodical court; and
- (b) prescribe the local limits of the district of Molopo as the local limits within which the said court shall have jurisdiction.

P. M. MADUNA

Minister for Justice and Constitutional Development

No. 1028

2 Augustus 2002

**BEPALING VAN TSHIDILAMOLOMO AS 'N PLEK VIR DIE HOU VAN
'N PERIODIEKE HOF SITTING BINNE DIE DISTRIK MOLOPO**

Ek, Penuell Mpapa Maduna, Minister van Justisie en Staatkundige Ontwikkeling, handelende kragtens artikel 2 (1) van die Wet op Landdroshowe, 1944 (Wet No. 32 van 1944), bepaal hierby—

- (a) Tshidilamolomo binne die distrik Molopo as 'n plek vir die hou van periodieke hofsittings; en
- (b) die plaaslike grense van die distrik Molopo as die grense waarbinne die vermelde hof jurisdiksie het.

P. M. MADUNA

Minister van Justisie en Staatkundige Ontwikkeling

CORRECTION NOTICE

General Notice No. 1309 published in *Government Gazette* No. 23660 of 26 July 2002 is hereby amended by the substitution of the expression "Rand Airport Germiston" for the expression "Rand Airport, Germiston" as well as the expression "Responsible Perso" for the expression "Responsible Person: Air Safety" where it appears in the text.

GOVERNMENT NOTICE GOEWERMENSKENNISGEWING

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 11

4 January 2002

CORRECTION NOTICE

Government Notice No. 1247 of 22 October 1999, published in *Government Gazette* No. 20544 of 22 October 1999, is amended by deleting all reference to 10 February 1994 and replacing it with 10 February 1984.

No. 11

4 Januarie 2002

REGSTELINGSKENNISGEWING

Goewermentskennisgewing No. 1247 van 22 Oktober 1999 wat in *Staatskoerant* No. 20544 van 22 Oktober 1999 verskyn het, word gewysig deur die skraping van 10 Februarie 1994 en vervanging met 10 Februarie 1984.

GENERAL NOTICES ALGEMENE KENNISGEWINGS

NOTICE 3 OF 2002

CO-OPERATIVES TO BE STRUCK OFF THE REGISTER: KHUTHALA PROJECT CO-OPERATIVE LIMITED, AFRICAN CONSUMERS CO-OPERATIVE SOCIETY LIMITED AND AMOHELANG CO-OPERATIVE LIMITED

Notice is hereby given that the names of the above-mentioned co-operatives will, after the expiration of sixty days from the date of this notice, be struck off the register in terms of the provisions of section 45 (2) of the Co-operatives Act, 1981, and the co-operatives will be dissolved unless proof is furnished to the effect that the co-operatives are carrying on business or are in operation.

Any objections to this procedure which interested persons may wish to raise, must together with the reasons therefore, be lodged with this office before the expiration of the period of sixty days.

Registrar of Co-operatives

Office of the Registrar of Co-operatives
Agricultural Building
20 Beatrix Street
Private Bag X237
PRETORIA
0001.

KENNISGEWING 3 VAN 2002

KOÖPERASIES VAN DIE REGISTER GESKRAP TE WORD: KHUTHALA PROJECT CO-OPERATIVE LIMITED, AFRICAN CONSUMERS CO-OPERATIVE SOCIETY LIMITED EN AMOHELANG CO-OPERATIVE LIMITED

Hiermee word bekendgemaak dat die name van bogenoemde koöperasies na verloop van sestig dae met ingang vanaf die datum van hierdie kennisgewing van die register geskrap sal word ooreenkomstig die bepalinge van artikel 45 (2) van die Koöperasiewet, 1981, en die koöperasies sal ontbind word tensy bewys gelewer word dat die koöperasies handel drywe of in werking is.

Enige besware wat belanghebbende persone teen hierdie prosedure wil inbring, moet met vermelding van redes voor verstryking van die tydperk van sestig dae by hierdie Kantoor ingedien word.

GOVERNMENT NOTICES GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 722

31 May 2002

DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK

I, Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2 A (1) (a) of the National Parks Act, 1976 (Act No. 57 of 1976), that—

- (a) the land defined in the schedule be part of the Cape Peninsula National Park; and
- (b) Schedule 1 to the said Act be amended by the addition of the description of the undermentioned properties to the definition of the said park.

M. V. MOOSA

Minister of Environmental Affairs and Tourism

SCHEDULE

- The farm Table Mountain Forest Reserve No. 859, Cape RD, Province of the Western Cape, measuring 518,3912 hectares, to be registered as depicted on Surveyor-General Diagram No. 1976/2001.
- Farm 860, Cape RD, Province of the Western Cape, measuring 33,5674 hectares, to be registered as depicted on Surveyor-General Diagram No. 1977/2001.
- The farm Hout Bay Forest Reserve No. 905, Cape RD, Province of the Western Cape, measuring 1 184,5167 hectares, to be registered as depicted on Surveyor-General Diagram No. 651/1996.
- Farm 901, Cape RD, Province of the Western Cape, measuring 505,4943 hectares, to be registered as depicted on Surveyor-General Diagram No. 1978/2001.
- Erf 165993, Cape Town, Cape RD, Province of the Western Cape, measuring 1,1098 hectares, to be registered as depicted on Surveyor-General Diagram No. 1979/2001.

No. 722

31 Mei 2002

VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976), TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme verklaar hierby kragtens die bevoegdheid aan my verleen deur artikel 2A (1) (a) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976)—

- (a) die grond omskryf in die bylae tot deel van die Kaapse Skiereiland Nasionale Park;
- (b) dat Bylae 1 van die genoemde Wet gewysig word deur die byvoeging van die beskrywing van ondergenoemde eiendomme tot die omskrywing van voorgemelde park.

M. V. MOOSA

Minister van Omgewingsake en Toerisme

BYLAE

- Die plaas Table Mountain Forest Reserve No. 859, Kaapse Registrasieafdeling, Provinsie Wes-Kaap, groot 518,3912 ha, ongeregistreerd soos beskrywe op Landmeter-Generaal Diagram No. 1976/2001.
- Plaas 860, Kaapse Registrasieafdeling, Provinsie Wes-Kaap, groot 33,5674 ha, ongeregistreerd soos beskrywe op Landmeter-Generaal Diagram No. 1977/2001.
- Die plaas Hout Bay Forest Reserve No. 905, Kaapse Registrasieafdeling, Provinsie Wes-Kaap, groot 1 184,5167 ha, ongeregistreer soos beskrywe op Landmeter-Generaal Diagram No. 651/1996.
- Plaas 901, Kaapse Registrasie-afdeling, Provinsie Wes-Kaap, groot 505,4943 ha, ongeregistreerd soos beskrywe op Landmeter-Generaal Diagram No. 1978/2001.
- Erf 165993, Kaapstad, Kaapse Registrasie-afdeling, Provinsie Wes-Kaap, groot 1,1098 ha, ongeregistreerd soos beskrywe op Landmeter-Generaal Diagram No. 1979/2001.

GOVERNMENT NOTICES
GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 722

31 May 2002

DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976
(ACT No. 57 OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK

I, Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2 A (1) (a) of the National Parks Act, 1976 (Act No. 57 of 1976), that—

- (a) the land defined in the schedule be part of the Cape Peninsula National Park; and
- (b) Schedule 1 to the said Act be amended by the addition of the description of the undermentioned properties to the definition of the said park.

M. V. MOOSA**Minister of Environmental Affairs and Tourism****SCHEDULE**

- The farm Table Mountain Forest Reserve No. 859, Cape RD, Province of the Western Cape, measuring 518,3912 hectares, to be registered as depicted on Surveyor-General Diagram No. 1976/2001.
- Farm 860, Cape RD, Province of the Western Cape, measuring 33,5674 hectares, to be registered as depicted on Surveyor-General Diagram No. 1977/2001.
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No. 722

31 Mei 2002

VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976),
TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme verklaar hierby kragtens die bevoegdheid aan my verleen deur artikel 2A (1) (a) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976)—

- (a) die grond omskryf in die bylae tot deel van die Kaapse Skiereiland Nasionale Park;
- (b) dat Bylae 1 van die genoemde Wet gewysig word deur die byvoeging van die beskrywing van ondergenoemde eiendomme tot die omskrywing van voorgemelde park.

M. V. MOOSA**Minister van Omgewingsake en Toerisme****BYLAE**

- Die plaas Table Mountain Forest Reserve No. 859, Kaapse Registrasieafdeling, Provinsie Wes-Kaap, groot 518,3912 ha, ongeregistreerd soos beskrywe op Landmeter-Generaal Diagram No. 1976/2001.
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- Die plaas Hout Bay Forest Reserve No. 905, Kaapse Registrasieafdeling, Provinsie Wes-Kaap, groot 1 184,5167 ha, ongeregistreer soos beskrywe op Landmeter-Generaal Diagram No. 651/1996.
- Plaas 901, Kaapse Registrasie-afdeling, Provinsie Wes-Kaap, groot 505,4943 ha, ongeregistreerd soos beskrywe op Landmeter-Generaal Diagram No. 1978/2001.
- Erf 165993, Kaapstad, Kaapse Registrasie-afdeling, Provinsie Wes-Kaap, groot 1,1098 ha, ongeregistreerd soos beskrywe op Landmeter-Generaal Diagram No. 1979/2001.

SIDES Metres	ANGLES OF DIRECTION	CO-ORDINATES WG19°			S.G. No. 1979/2001
		Y	X		
	Constants		+ 0, 00	+ 3 700 000,00	Approved <i>[Signature]</i> for Surveyor-General 2001-05-07
AB	472.38	1 04 00	A + 50 686.10	+ 57 877.11	
BC	65.29	135 02 20	B + 50 694.88	+ 58 349.41	
CA	429.62	187 20 40	C + 50 741.02	+ 58 303.21	
	TRIGEST MOWBRAY KINGS BATTERY (13)	Δ	+ 49 126.68	+ 58 402.12	
		Δ	+ 50 750.11	+ 58 299.80	



FARM
DEVILS PEAK FOREST
RESERVE NO. 858

ERF 27411 CAPE TOWN

DESCRIPTION OF BEACONS

A, C ... 50mm pipe in large concrete monolith
B ... 20mm round iron peg and cairn

KI-RY (13)

ERF 44213 CAPE TOWN

The figure A B C
represents 1.1098 Hectares of land being
ERF 165993 CAPE TOWN

situate in the City of Cape Town

Administrative District of Cape

Province of Western Cape

Surveyed from January - March 2001

by me,

[Signature]
J Blyth (PLS1027)
Professional Land Surveyor

This diagram is annexed to No. dated i.f.o. Registrar of Deeds		File No. Cape 859,860,901
		S.R. No. E 789/2001 Comp BH-70DB (5891) BHSX-321 (M1445) BHSX-147 (M3613)

GOVERNMENT NOTICES GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 722

31 May 2002

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- (b) Schedule 1 to the said Act be amended by the addition of the description of the undermentioned properties to the definition of the said park.

M. V. MOOSA

Minister of Environmental Affairs and Tourism

SCHEDULE

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No. 722

31 Mei 2002

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Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme verklaar hierby kragtens die bevoegdheid aan my verleen deur artikel 2A (1) (a) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976)—

- (a) die grond omskryf in die bylae tot deel van die Kaapse Skiereiland Nasionale Park;
- (b) dat Bylae 1 van die genoemde Wet gewysig word deur die byvoeging van die beskrywing van ondergenoemde eiendomme tot die omskrywing van voorgemelde park.

M. V. MOOSA

Minister van Omgewingsake en Toerisme

BYLAE

- Die plaas Table Mountain Forest Reserve No. 859, Kaapse Registrasieafdeling, Provinsie Wes-Kaap, groot 518,3912 ha, ongeregistreerd soos beskrywe op Landmeter-Generaal Diagram No. 1976/2001.
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- Erf 165993, Kaapstad, Kaapse Registrasie-afdeling, Provinsie Wes-Kaap, groot 1,1098 ha, ongeregistreerd soos beskrywe op Landmeter-Generaal Diagram No. 1979/2001.

651 / 1996 SHT 2

UNREGISTERED STATE LAND
SECT 17, ACT 9/1927

OFFICE COPY

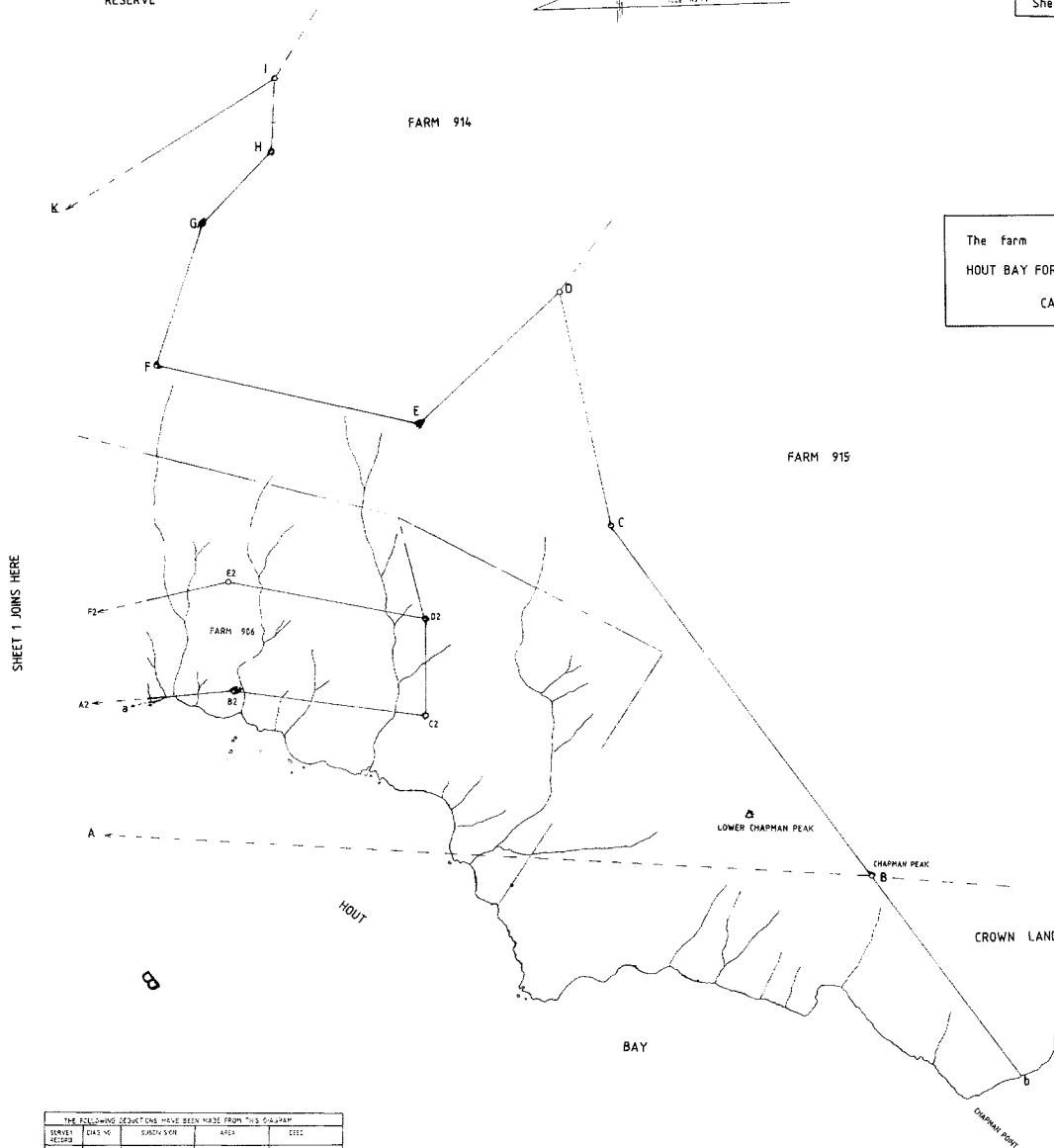
Plan NO. 651/19⁹66 *APC*

S.G. No. 651/19⁹66 *APC*

Approved *APC*
Surveyor-General
1996-04-22

Sheet 2 of 2 Sheets

TOKAI FOREST RESERVE



The farm
HOUT BAY FOREST RESERVE No. 905
CAPE

SHEET 1 JOINS HERE

THE FOLLOWING REDUCTIONS HAVE BEEN MADE FROM THIS PLAN:

DATE	CLASS NO.	SECTION NO.	AREA	REMARKS
13/11/95	148/155	Ph. 1		

Placed in terms of Section 39 of Act 9 of 1927
in APRIL 1996 by me.

RA. FRY
R.A. FRY PLS 0206
Professional Land Surveyor

File: S/7143/3 - S/75/18/4 Cape 905
S/A: Framed
Comp. M 254 M129
M2498 M2275
M 241 M2336
M4648 M225
M3202 M254

**GOVERNMENT NOTICES
GOEWERMENSKENNISGEWINGS**

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 1008

2 August 2002

CORRECTION NOTICE

Government Notice No. 1127 of 16 November 2001, published in *Government Gazette* No. 22819 of 16 November 2001, is hereby partially amended by deleting all reference to Cape Town and replacing it with Simon's Town.

No. 1008

2 Augustus 2002

REGSTELLINGSKENNISGEWING

Goewermentskennisgewing No. 1127 van 16 November 2001, gepubliseer in *Staatskoerant* No. 22819 van 16 November 2001, word hierby gedeeltelik gewysig deur die skraping van Kaapstad en vervanging met Simonstad.

**DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT
DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING**

No. 1028

2 August 2002

**APPOINTMENT OF TSHIDILAMOLOMO AS A PLACE FOR THE HOLDING OF A PERIODICAL COURT
WITHIN THE DISTRICT OF MOLOPO**

I, Penuell Mpapa Maduna, Minister for Justice and Constitutional Development, acting under section 2 (1) of the Magistrates' Courts Act, 1944 (Act No. 32 of 1944), hereby—

- (a) appoint Tshidilamolomo within the district of Molopo as a place for the holding of a periodical court; and
- (b) prescribe the local limits of the district of Molopo as the local limits within which the said court shall have jurisdiction.

P. M. MADUNA

Minister for Justice and Constitutional Development

No. 1028

2 Augustus 2002

**BEPALING VAN TSHIDILAMOLOMO AS 'N PLEK VIR DIE HOU VAN
'N PERIODIEKE HOF SITTING BINNE DIE DISTRIK MOLOPO**

Ek, Penuell Mpapa Maduna, Minister van Justisie en Staatkundige Ontwikkeling, handelende kragtens artikel 2 (1) van die Wet op Landdroshowe, 1944 (Wet No. 32 van 1944), bepaal hierby—

- (a) Tshidilamolomo binne die distrik Molopo as 'n plek vir die hou van periodieke hofsittings; en
- (b) die plaaslike grense van die distrik Molopo as die grense waarbinne die vermelde hof jurisdiksie het.

P. M. MADUNA

Minister van Justisie en Staatkundige Ontwikkeling

CORRECTION NOTICE

General Notice No. 1309 published in *Government Gazette* No. 23660 of 26 July 2002 is hereby amended by the substitution of the expression "Rand Airport Germiston" for the expression "Rand Airport, Germiston" as well as the expression "Responsible Perso" for the expression "Responsible Person: Air Safety" where it appears in the text.

Regstelling

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 1576**20 December 2002****CORRECTION NOTICE**

Government Notice No. 543 of 30 April 1999, published in *Government Gazette* No. 19992 of 30 April 1999, is hereby partially amended by deleting all reference to the following properties:

- State land seawards of Cape Town 1021 and Cape Farm 1022, unregistered and unmeasured.
 - Cape Farm 1053 (Smitswinkel Bay), unregistered in extent 17,1360 ha.
-

No. 1576**20 Desember 2002****REGSTELLINGSKENNISGEWING**

Goewermenskennisgewing No. 543 van 30 April 1999, gepubliseer in *Staatskoerant* No. 19992 van 30 April 1999, word hierby gedeeltelik gewysig deur die skrapping van die volgende erwe:

- Staatsgrond seewaarts van Cape Farm 1021 en Cape Farm 1022, ongeregistreerd en onopgemeet.
 - Cape Farm 1053 (Smitswinkel Baai), ongeregistreerd, groot 17,1360 ha.
-

No. 1592**20 December 2002****NOMINATION OF SUITABLE PERSONS FOR APPOINTMENT TO THE BOARD OF SOUTH AFRICAN TOURISM**

Nominations of suitable persons to be considered for appointment to the Board of South African Tourism are hereby invited from interested persons, stating the grounds upon which such nominations are based.

Where submitting nominations, it should be borne in mind that persons to be nominated should by virtue of their knowledge be capable of promoting the objectives of South African Tourism in an unbiased and unprejudiced manner. They shall therefore be persons who possess appropriate knowledge and/or experience in the areas of tourism development, marketing, human resource management or finance and business practice, or otherwise possess expertise in relation to any aspect of the activities of South African Tourism.

Please note that no member of government of the Republic of South Africa or of a provincial government, or employee of the Parliament of the Republic or of the legislature of any province, or officer or employee of the government or any province shall be appointed as a member of the Board of South African Tourism.

Members of the Board of South African Tourism are appointed by the Minister for a specified period/s, and it is therefore not a permanent position.

Nominations, together with CVs, should be sent on or before 31 January 2003 to the following address:

Ms Christelle van der Merwe
 Director: Office of the Director-General
 Department of Environmental Affairs and Tourism
 Private Bag X447
 Pretoria
 0001
 Tel: (012) 310-3717
 Fax: (012) 322-9231

No. 1592**20 Desember 2002****NOMINASIES VAN GESKIKTE PERSONE VIR AANSTELLING IN DIE RAAD VAN SUID-AFRIKAANSE TOERISME**

Belanghebbende persone word uitgenooi om nominasies in te dien van geskikte persone wat vir aanstelling in die Raad van Suid-Afrikaanse Toerisme oorweeg kan word, met vermelding van die gronde waarop sodanige nominasies gegrond is.

Wanneer nominasies ingedien word, moet in gedagte gehou word dat persone wat genomineer word uit hoofde van hulle kennis in staat moet wees om die oogmerke van Suid-Afrikaanse Toerisme op 'n onpartydige en onbevooroordeelde wyse te bevorder. Hulle moet gevolglik persone wees wat oor toepaslike kennis en/of ervaring beskik op die gebiede van toerisme-onwikkeling, bemaking, menslike hulpbronbestuur of finansiële en besighheidspraktyk, of wat andersins oor kundigheid bes. met betrekking tot enige aspek van Suid-Afrikaanse Toerisme se aktiwiteite.

Regstelling

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 1576**20 December 2002****CORRECTION NOTICE**

Government Notice No. 543 of 30 April 1999, published in *Government Gazette* No. 19992 of 30 April 1999, is hereby partially amended by deleting all reference to the following properties:

- State land seawards of Cape Town 1021 and Cape Farm 1022, unregistered and unmeasured.
- Cape Farm 1053 (Smitswinkel Bay), unregistered in extent 17,1360 ha.

No. 1576**20 Desember 2002****REGSTELLINGSKENNISGEWING**

Goewermenskennisgewing No. 543 van 30 April 1999, gepubliseer in *Staatskoerant* No. 19992 van 30 April 1999, word hierby gedeeltelik gewysig deur die skraping van die volgende erwe:

- Staatsgrond seewaarts van Cape Farm 1021 en Cape Farm 1022, ongeregistreerd en onopgemeet.
- Cape Farm 1053 (Smitswinkel Baai), ongeregistreerd, groot 17,1360 ha.

No. 1592**20 December 2002****NOMINATION OF SUITABLE PERSONS FOR APPOINTMENT TO THE BOARD OF SOUTH AFRICAN TOURISM**

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Where submitting nominations, it should be borne in mind that persons to be nominated should by virtue of their knowledge be capable of promoting the objectives of South African Tourism in an unbiased and unprejudiced manner. They shall therefore be persons who possess appropriate knowledge and/or experience in the areas of tourism development, marketing, human resource management or finance and business practice, or otherwise possess expertise in relation to any aspect of the activities of South African Tourism.

Please note that no member of government of the Republic of South Africa or of a provincial government, or employee of the Parliament of the Republic or of the legislature of any province, or officer or employee of the government or any province shall be appointed as a member of the Board of South African Tourism.

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 Director: Office of the Director-General
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 Private Bag X447
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No. 1592**20 Desember 2002****NOMINASIES VAN GESKIKTE PERSONE VIR AANSTELLING IN DIE RAAD VAN SUID-AFRIKAANSE TOERISME**

Belanghebbende persone word uitgenooi om nominasies in te dien van geskikte persone wat vir aanstelling in die Raad van Suid-Afrikaanse Toerisme oorweeg kan word, met vermelding van die gronde waarop sodanige nominasies gegrond is.

Wanneer nominasies ingedien word, moet in gedagte gehou word dat persone wat genomineer word uit hoofde van hulle kennis in staat moet wees om die oogmerke van Suid-Afrikaanse Toerisme op 'n onpartydige en onbevooroordeelde wyse te bevorder. Hulle moet gevolglik persone wees wat oor toepaslike kennis en/of ervaring beskik op die gebiede van toerismewontwikkeling, bemerking, menslike hulpbronbestuur of finansiële en besigheidspraktyk, of wat andersins oor kundigheid besit met betrekking tot enige aspek van Suid-Afrikaanse Toerisme se aktiwiteite.

REPUBLIC
OF
SOUTH AFRICA



REPUBLIEK
VAN
SUID-AFRIKA

Government Gazette Staatskoerant

Vol. 406

PRETORIA, 30 APRIL 1999

No. 19992

GOVERNMENT NOTICES GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 543

30 April 1999

DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT No. 57 OF 1976), TO BE A PART OF THE CAPE PENINSULA NATIONAL PARK

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism by virtue of the powers vested in me by section 2A (1) (a) of the National Park Act, 1976 (Act No. 57 of 1976)—

- (a) hereby declare the land defined in the Schedule to be part of the Cape Peninsula National Park; and
- (b) hereby amend Schedule 1 to the said Act by the addition to the definition of the said park of the description of the undermentioned properties.

Z. P. JORDAN

Minister of Environmental Affairs and Tourism

SCHEDULE

Erf 27410, Cape Town, in extent 14,6924 ha—registered Title Deed T1607/1891. (→ all parts)

Erf 27411, Cape Town, in extent 15,6317 ha—registered Title Deed T1607/1891.

Erf 28001, Cape Town, in extent 32,3987 ha—registered Title Deed T27/1826. →

Erf 28004, Cape Town (unmeasured)—registered Title Deed T1607/1891.

- Erf 28002, Cape Town, in extent 153,0714 ha—registered Title Deed T16078/1891. (All parts)
- Erf 44213, Cape Town, in extent 7,4172 ha—registered Title Deed T1607/1891.
- Erf 44214, Cape Town, in extent 74,2105 ha—registered Title Deed T10435/1956. (All parts)
- Erf 44246, Cape Town, in extent 2 366 m²—registered Title Deed CPF3-8/1833.
- Erf 46162, Cape Town, in extent 67,1721 ha—registered Title Deed T1823/1894 (all parts of the property within the CCPNE boundary as described previously in PK171 in *Government Gazette* No. 9056 of 10 February 1994).
- Erf 46165, Cape Town, in extent 25,9172 ha—registered Title Deed T17284/1954. (All parts)
- Erf 46166, in extent 4,2133 ha—registered Title Deed T1824/1894. (All parts)
- Ptn 1, Cape Farm 902, Hout Bay, unregistered, in extent 59,3921 ha.
- Erf 1434, in extent 36,5584 ha—registered Title Deed 6740/1941.
- Erf 1432, in extent 23,6046 ha—registered Title Deed T6740/1941.
- State land west of Hout Bay, unmeasured and unregistered.
- Cape Farm 964 (ptn), in extent 40,4587 ha—registered Title Deed T6117/1987.
- Cape Farm 981 unregistered, in extent 17,1360 ha.
- Cape Farm 980, in extent 98,8581 ha—registered Title Deed SGST 148/1953.
- State Land in front of Misty Cliffs, unregistered and unmeasured.
- Erf 750, Scarborough, unregistered, in extent 25,6960 ha.
- * State Seawards of Cape Town 1021 and Cape Farm 1022, unregistered and unmeasured.
- Cape Farm 1053 (Smitswinkel Bay), unregistered in extent 17,1360 ha.

No. 543

30 April 1999

**VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET No. 57 VAN 1976),
TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK**

Ek, Zweledinga Pallo Jordan, Minister van Omgewingsake en Toerisme, kragtens die bevoegdheid aan my verleen by artikel 2A (1) (a) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976)—

- (a) verklaar hierby die grond omskryf in die Bylae tot deel van die Kaapse Skiereiland Nasionale Park; en
- (b) wysig hierby Bylae 1 van die genoemde Wet deur die byvoeging van die omskrywing van voorgemelde park van die beskrywing van ondergenoemde eiendomme.

Z. P. JORDAN

Minister van Omgewingsake en Toerisme

BYLAE

- Erf 27410, Kaapstad, groot 14,6924 ha—geregistreerde Titelakte T1607/1891.
- Erf 27411, Kaapstad, groot 15,6317 ha—geregistreerde Titelakte T1607/1891.
- Erf 28001, Kaapstad, groot 32,3987 ha—geregistreerde Titelakte T27/1826.
- Erf 28004, Kaapstad, (onopgemeet)—geregistreerde Titelakte T1607/1891.
- Erf 28002, Kaapstad, groot 153,0714 ha—geregistreerde Titelakte T16078/1891.
- Erf 44213, Kaapstad, groot 7,4172 ha—geregistreerde Titelakte T1607/1891.
- Erf 44214, Kaapstad, groot 74,2105 ha—geregistreerde Titelakte T10435/1956.
- Erf 44246, Kaapstad, groot 2 366 m²—geregistreerde Titelakte CPF3-8/1833.
- Erf 46162, Kaapstad, groot 67,1721 ha—geregistreerde Titelakte T1823/1894 (alle gedeeltes van die eiendom binne die "CCPNE" grense soos voorheen omskryf in PK171 in *Staatskoerant* No. 9056 van 10 Februarie 1994).
- Erf 46165, Kaapstad, groot 25,9172 ha—geregistreerde Titelakte T17284/1954.
- Erf 46166, groot 4,2133 ha—geregistreerde Titelakte T1824/1894.
- Ptn 1, Cape Farm 902, Houtbaai, ongeregistreerd, groot 59,3921 ha.
- Erf 1434, groot 36,5584 ha—geregistreerde Titelakte 6740/1941.
- Erf 1432, groot 23,6046 ha—geregistreerde Titelakte T6740/1941.
- Staatsgrond wes van Houtbaai, onopgemeet en ongeregistreerd.
- Cape Farm 964 (ptn), groot 40,4587 ha—geregistreerde Titelakte T6117/1987.
- Cape Farm 981, unregistered, groot 17,1360 ha.
- Cape Farm 980, groot 98,8581 ha—geregistreerde Titelakte SGST 148/1953.

PROPERTY OWNERSHIP AND HEREDITARY RIGHTS RECOMMENDATION

TABLE A		LAND TO BE ALLOCATED TO SANP	Allocation of land above De Waal drive to SANP is recommended.
Erf 27410 CT	14,6924 ha	T1607/1891	Land is located above De Waal Drive and serves as gateway to the mountain. Grootte Schuur Devolution Act (Act 9, 1910) guides the development of this land. Land is subject to the will of Rhodes which rules out residential/commercial development. Erf 46162 is the Rhodes Memorial. Erf 44214 is the Zoo site at the Rhodes memorial.
Erf 27411 CT	15,6317 ha	T1607/1891	
Erf 28001 CT	32,3987 ha	T27/1826	
Erf 28004 CT	Unmeasured	T1607/1891	
Erf 28002 CT	153,0714 ha	T1607/1891	
Erf 44213 CT	7,4172 ha	T1607/1891	
Erf 44214 CT	74,2105 ha	T10435/1956	
Erf 44246 CT	* 2366 m ² ha	CPF 3-8/1833	
Erf 46162 CT	67,1721 ha	T1823/1894	
Erf 46165 CT	25,9172 ha	T17284/1954	
Erf 46166 CT	4,2133 ha	T1824/1894	
Pin 1/CF 902HB	40-4587-ha 59,3921ha	Unregistered	Allocation of land to SANP is recommended.
Erf 1434 & 1432	36,5584 ha	T6740/1941	Allocation of land to SANP is recommended. Police Services de-stressing station to be used as educational centre by SAPS & SANP. The battery itself is a proclaimed National Monument to be viewed as part of a Military History tour Primarily mountainous area. Utilisation of the environment to prevent crime in the disadvantaged communities.
	23,6046 ha	T6740/1941	
State land west of Houtbay	Unmeasured	Unregistered	Allocation of land to SANP is recommended.



			Greater portion of this land is the sentinel (Hangberg) - the prominent feature Zoned Primary Natural Area in the Sub-Regional Plan Extremely steep slope – totally unsuitable for development					Allocation of land to SANP is recommended.
CF 964 (pin)	40,4587 ha	T61177/1987	Steep cliffs, zoned as Primary Natural Area in the Simon's Town Structure Plan					Allocation of land to SANP is recommended.
CF 981	17,1360 ha	Unregistered	Extremely steep cliffs Zoned as Primary Natural Area in the Sub-Regional Plan Draft Structure Plan limit potential accordingly. Within CPPNE protected area.					Allocation of land to SANP is recommended.
CF 980	98,8581 ha	SGST 148/1953	Within CPPNE protected area. Zoned as Primary Natural Area in the South Peninsula Sub-Regional Plan National Park land-use plan identifies the area as remote. Remote valley without any signs of human habitation. High biological potential combined with the above, makes it conservation worthy.					Allocation of land to SANP is recommended.
* State land in front of Misty Cliffs	Unmeasured Tiny piece	Unregistered	Rocky beach in front of the existing development, subject to wave action. Unsuitable for any development. Forms an integral part of the management of the Coastal Strip.					Allocation of land to SANP is recommended.
Scarborough beach & wetlands Pin. 750 SCA	25,6960 ha	Unregistered	Extremely sensitive wetland and dune system. Community opposed to development. Structure Plan restrictions. Draft Management Plan for Scarborough identifies the area for conservation.					Allocation of land to SANP is recommended.
Seawards to CF 1021 & CF 1022	Unmeasured	Unregistered	Rocky coastline, very steep mountain slope Within CPPNE restricted area. Forms an integral part of the marine management of the park					Allocation of land to SANP is recommended.
CF 1053 Smits Winkel Bay	17,1360 ha	Unregistered	Central to the management of the marine system Structure Plan identifies this land as a Primary Natural Area					Allocation of land to SANP is recommended.

* ?

* ?

TABLE B		LAND TO BE INVESTIGATED FURTHER		
Slangkop Light-house (CF 977) Kommetjie	17,3637 ha	G6/1945	Well preserved portion of strandveld adjacent to Slangkop Nature Reserve Vegetation well-preserved and conservation worthy Limited residential development a possibility. Community opposed to development of this parcel of land	Conduct site potential analysis. The remainder of the land may then be allocated to SANP.
Scarborough main beach			Portion of strandveld adjacent to residential development Limited residential development a possibility.	Conduct site potential analysis. The remainder of the land may then be allocated to SANP.
Erf 4618 Dido Valley	9,8000 ha	Plan E99-AP-2	Previously used as naval bunker site. Up-market residential development a possibility.	Conduct site potential analysis.
Erf 4619 Dido Valley	12,2000 ha	Plan E99-AP-2	Unused veldt area previously allocated to the Navy. Industrial development a possibility.	Conduct site potential analysis.
Cape 978 Sweetwater	Unmeasured	Unregistered	Crayfish factory. Site to be surveyed.	Site creation process required.

o. 1498

17 Oktober 2003

VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET NO. 57 VAN 1976), TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK

EK, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme, verklaar hiermee kragtens die bevoegdheid aan my verleen deur artikel 2A(1)(a) van die Wet op Nasionale Parke, 1976 (Wet No 57 van 1976):

- (a) die grond omskryf in die Bylae tot deel van die Kaapse Skiereiland Nasionale Park; en
- (b) dat Bylae 1 van die genoemde wet gewysig word deur die byvoëging van die omskrywing van ondergenoemde eiendomme tot die omskrywing van voorgemelde park.

M V MOOSA
MINISTER VAN OMGEWINGSAKE EN TOERISME

BYLAE

Erf 1212, Houtbaai, Provinsie Wes-Kaap, groot 202,3557 (Twee Nul Twee komma Drie Vyf Vyf Sewe) hektaar, gehou onder Oordragakte No. 116/1948.

Erf 1213, Houtbaai, Provinsie Wes-Kaap, groot 129,4363 (Een Twee Nege komma Vier Drie Ses Drie) hektaar, gehou onder Oordragakte No. 116/1948.

DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT NO. 57 OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK

I, Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2A(1)(a) of the National Parks Act, 1976 (Act No. 57 of 1976) that:

- (a) the land defined in the Schedule be part of the Cape Peninsula National Park; and
- (b) Schedule 1 of the said act be amended by the addition of the description of the undermentioned properties to the definition of the said park.

M V MOOSA
MINISTER OF ENVIRONMENTAL AFFAIRS AND TOURISM

SCHEDULE

Erf 1212, Hout Bay, Province of the Western Cape, measuring 202,3557 (Two Zero Two comma Three Five Five Seven) hectare, held by Deed of Grant No. 116/1948.

Erf 1213, Hout Bay, Province of the Western Cape, measuring 129,4363 (One Two Nine comma Four Three Six Three) hectare, held by Deed of Grant No. 116/1948

o. 1497

17 Oktober 2003

VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE, 1976 (WET NO. 57 VAN 1976), TOT DEEL VAN DIE KAAPSE SKIEREILAND NASIONALE PARK

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme, verklaar hiermee kragtens die bevoegdheid aan my verleen deur artikel 2B(1)(b) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976) en kragtens 'n ooreenkoms aangegaan tussen Suid-Afrikaanse Nasionale Parke (die Raad), en die eienaars van die grond omskryf in die Bylae, die gemelde grond tot deel van die Kaapse Skiereiland Nasionale Park.

M V MOOSA**MINISTER VAN OMGEWINGSAKE EN TOERISME****BYLAE**

Erf 1781, Houtbaai, Provinsie Wes-Kaap, groot 12,8480 (Een Twee komma Agt Vier Agt Nul) hektaar, geregistreerde Titelakte T8646/1957.

Gedeelte 2 van die plaas Silvermyn 927, Kaapse Registrasie afdeling, groot 24,5640 (Twee Vier komma Vyf Ses Vier Nul) hektaar, geregistreerde Titelakte T3008/1971.

J. 1497

17 October 2003

DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT NO. 57 OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK

I, Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2B(1)(b) of the National Parks Act, 1976 (Act No. 57 of 1976) and subject to an agreement entered into between South African National Parks (the Board), the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

M V MOOSA**MINISTER OF ENVIRONMENTAL AFFAIRS AND TOURISM****SCHEDULE**

Erf 1781, Hout Bay, Province of the Western Cape, measuring 12,8480 (One Two comma Eight Four Eight Zero) hectares, held by Deed of Transfer T8646/1957.

Portion 2 of the farm Silvermyn 927, Cape Registration Division, measuring 24,5640 (Two Four comma Five Six Four Zero) hectares, held by Deed of Transfer T3008/1971.

AGREEMENT ENTERED INTO BETWEEN

SOUTH PENINSULA MUNICIPALITY

AND

SOUTH AFRICAN NATIONAL PARKS



WHEREAS the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality and South African National Parks have entered into a Heads of Agreement in respect of the Allocation of Local Authority Land in the Cape Peninsula Protected Natural Environment (the Heads of Agreement) for the purposes of establishing a national park.

And whereas the properties contained in Schedule A of the Heads of Agreement are subject to further negotiation.

And whereas the South African National Parks and South Peninsula Municipality have agreed the following:

- 1 The following Schedule A properties, namely Erf 1781 Hout Bay (Orangekloof Forest Station) and Portion 2 of the Farm 927 Cape (Silvermine Farm) are hereby deemed to be Schedule D properties as set out in the Heads of Agreement.
- 2 The terms and conditions of the Heads of Agreement shall apply to these two properties subject to the following:
 - 2.1 Erf 1781 Hout Bay (Orangekloof Forest Station):
 - 2.1.1 the South African National Parks undertakes to re-imburse the South Peninsula Municipality an amount of R200 000-00 in lieu of the construction of horse stables.
 - 2.2 Portion 2 of the Farm 927 Cape (Silvermine Farm):
 - 2.2.1 the South African National Parks undertakes to provide break-away facilities to the South Peninsula Municipality within the Cape Peninsula National Park on an ad hoc basis as required by the South Peninsula Municipality.



2.2.2 These break-away facilities will only be made available to the South Peninsula Municipality if there are no prior bookings at the facilities.

2.2.3 There shall be no charge to the South Peninsula Municipality.

2.2.4 The use of the break-away facilities shall be in perpetuity unless otherwise agreed to by the parties.

2.2.5 In consultation with the South Peninsula Municipality, the South African National Parks will compile conditions for the use of the break-away facilities. The South Peninsula Municipality binds itself to these conditions of use of the break-away facilities, unless otherwise agreed by the parties.

3 It is further recorded that Erf 10828 Constantia shall be included in Schedule D of the Heads of Agreement and the terms and conditions of the Heads of Agreement shall apply to this property.

THUS SIGNED AT PLUMSTEAD ON THIS 4th DAY OF SEPTEMBER 2000.

WITNESSES:

1 [Signature]

2 B. Cathcart

[Signature]

for SOUTH PENINSULA MUNICIPALITY

THUS SIGNED AT Belovra ON THIS 27th DAY OF October 2000.

WITNESSES:

1 [Signature]

2

[Signature]

for SOUTH AFRICAN NATIONAL PARKS

GOVERNMENT NOTICES
GOEWERMENSKENNISGEWINGS

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 554

7 May 2004

CAPE PENINSULA NATIONAL PARK : CHANGE OF NAME

I, Mohammed Valli Moosa, Minister of Environmental Affairs and Tourism, hereby declare that the name of the said park shall be changed to **Table Mountain National Park** with effect from the date of publication of this notice, and that Schedule 1 of the National Parks Act, 1976 (Act 57 of 1976), be amended accordingly.

M V MOOSA
MINISTER OF ENVIRONMENTAL AFFAIRS AND TOURISM

No. 554

7 Mei 2004

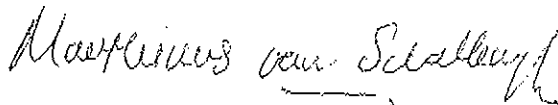
KAAPSE SKIEREILAND NASIONALE PARK (NAAMSVERANDERING)

Ek, Mohammed Valli Moosa, Minister van Omgewingsake en Toerisme, verklaar hiermee, dat die naam van genoemde park met ingang van die datum van die publikasie hiervan verander na **Tafelberg Nasionale Park** en dat Bylae 1 van die Wet op Nasionale Parke, 1976 (Wet 57 van 1976), dienoreenkomstig gewysig word.

M V MOOSA
MINISTER VAN OMGEWINGSAKE EN TOERISME

DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT NO. 57 OF 1976), TO BE PART OF THE TABLE MOUNTAIN NATIONAL PARK

I, Marthinus van Schalkwyk, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2C(2) and by section 2B(1)(b) of the National Parks Act, 1976 (Act No. 57 of 1976) and subject to an agreement entered into between the South African National Parks (the Board), as well as the owner of the land defined in Schedule 1, the mentioned land to be part of the Table Mountain National Park.



MARTHINUS VAN SCHALKWYK
MINISTER OF ENVIRONMENTAL AFFAIRS AND TOURISM

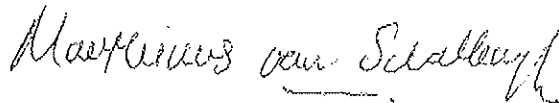
SCHEDULE 1

1. Erf 12043 Fish Hoek, Cape Registration Division, Province of the Western Cape, in extent 37,1890 hectare, held under Title Deed T109604/2003
2. Erf 1614 Simon's Town, Cape Registration Division, Province of the Western Cape, in extent 31,5377 hectare, held under Title Deed T84375/2003
3. Portion 33 (a portion of Portion 32) of the Farm Kommetjie Estates No. 948, Cape Registration Division, Province of the Western Cape, in extent 259,8105 hectare, held under Title Deed of T81851/2003
4. Erf 5113 Kommetjie, Cape Registration Division, Province of the Western Cape, in extent 179,3984 hectare, held under Certificate of Consolidate Title T110099/2002
5. The Farm No. 990, Cape Registration Division, Province of the Western Cape, in extent 3,9957 hectare, held under Title Deed T85759/2002
6. Erf 90196 Cape Town, Cape Registration Division, Province of the Western Cape, in extent 2,5555 hectare, held under Title Deed T26590/1999
7. Portion 5 of the Farm Wildschutsbrandvlei No. 983, Cape Registration Division, Province of the Western Cape, in extent 21,9922 hectare, held under Title Deed T6010/2001
8. Portion 2 of the Farm Wildschutsbrandvlei NO. 983, Cape Registration Division, Province of the Western Cape, in extent 22,1661, held under Title Deed T35335/2002

9. The Remainder of Erf 8562 Fish Hoek, Cape Registration Division, Province of the Western Cape, in extent 10,7056 hectare, held under Title Deed T52044/2000
10. The Remainder of Erf 8607 Fish Hoek, Cape Registration Division, Province of the Western Cape, in extent 3,8517 hectare, held under Title Deed T36804/2000

DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT NO. 57 OF 1976), TO BE PART OF THE TABLE MOUNTAIN NATIONAL PARK

I, Marthinus van Schalkwyk, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2C(2) and by section 2B(1)(b) of the National Parks Act, 1976 (Act No. 57 of 1976) and subject to an agreement entered into between the South African National Parks (the Board), as well as the owner of the land defined in Schedule 1, the mentioned land to be part of the Table Mountain National Park.



MARTHINUS VAN SCHALKWYK
MINISTER OF ENVIRONMENTAL AFFAIRS AND TOURISM

SCHEDULE 1

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4. Erf 5113 Kommetjie, Cape Registration Division, Province of the Western Cape, in extent 179,3984 hectare, held under Certificate of Consolidate Title T110099/2002
5. The Farm No. 990, Cape Registration Division, Province of the Western Cape, in extent 3,9957 hectare, held under Title Deed T85759/2002
6. Erf 90196 Cape Town, Cape Registration Division, Province of the Western Cape, in extent 2,5555 hectare, held under Title Deed T26690/1999
7. Portion 5 of the Farm Wildschutsbrandvlei No. 983, Cape Registration Division, Province of the Western Cape, in extent 21,9922 hectare, held under Title Deed T6010/2001
8. Portion 2 of the Farm Wildschutsbrandvlei NO. 983, Cape Registration Division, Province of the Western Cape, in extent 22,1661, held under Title Deed T35335/2002

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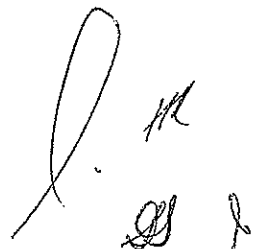
PROTOKOL NO.: 1467

NOTARIAL LEASE AGREEMENT

It is hereby made known to all interested persons

That on the 23RD day of FEBRUARY in the year TWO THOUSAND AND FOUR,
before me

MARTHINUS THEUNIS STEYN HOFMEYR

Handwritten signature and initials in black ink, including a large looped signature and several smaller initials.

Notary, duly admitted and sworn, residing and practicing at Kuils River in the Province of the Western Cape, in the presence of the undersigned witnesses personally appeared

LOUIS JOHANNES SMITH

duly authorised thereto by power of attorney signed at STELLENBOSCH on the 17TH day of FEBRUARY 2004 by

W W F SOUTH AFRICA

("Lessor")

duly represented by **EUGENE MICHAEL STRYDOM** in his capacity as Director of Finance and duly authorised thereto in terms of a resolution of the Board of Directors of **W W F SOUTH AFRICA**;

and duly authorised thereto by power of attorney signed at PRETORIA on the 13TH day of FEBRUARY 2004 by

SOUTH AFRICAN NATIONAL PARKS

("Lessee")

duly represented by **ANIEL KANJEE SOMA** in his capacity as Director: Corporate Services and duly authorised thereto in terms of a resolution adopted by **SOUTH AFRICAN NATIONAL PARKS BOARD**;

which powers of attorney have been filed in my protocol

And the Declarant declared that:

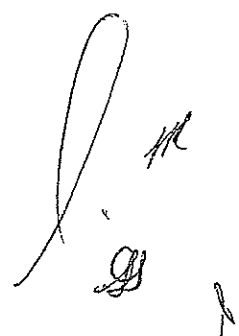
- A. WHEREAS the Lessor is the owner of certain immovable property known as:**

THE FARM NO. 990, In the City of Cape Town, Cape Division, Western Cape Province;

Measuring : 3,9957 (Three comma Nine Nine Five Seven) Hectares;

Held by Deed of Transfer No. T 85759/2002

(hereinafter referred to as "the Property")

Handwritten signature and initials in the bottom right corner of the page.

- 2.7 Any gender shall include the other genders and the singular shall include the plural and vice versa.

3. **BASIS OF AGREEMENT**

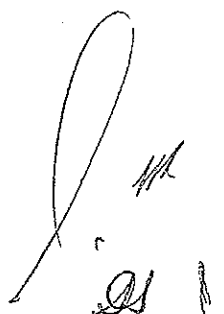
- 3.1 The Lessor hereby makes the Property available to the Lessee for the declaration thereof as a part of the National Park/Conservation Area in terms of the provisions of the Act.
- 3.2 The Lessee shall request the Minister to declare the Property to be a part of the National Park/Conservation Area, subject to the terms of this Agreement.
- 3.3 Should the Minister decide not to declare the Property a contractual part of the National Park/Conservation Area, this Agreement will be terminated automatically.
- 3.4 The parties agree that the provisions of the Management Plan shall also be made applicable to the Property and shall at all times take precedence over the terms and conditions of this Agreement, provided however that it shall not take precedence over the provisions set out in clause 7.3 hereof.
- 3.5 Should this Agreement be terminated for whatever reason, the Lessee will request the Minister to withdraw the Property or such portion thereof, as mutually agreed upon by the parties at that time, from the status of a contractual part of the National Park/Conservation Area and return the Property or the agreed portion thereof to the sole control of the Lessor.

4. **RENTAL**

The rental payable by the Lessee to the Lessor shall be the sum of R1-00 (+VAT) per year, for 99 years, non-refundable and payable on signature of this Agreement.


5. **PERIOD OF THE AGREEMENT**

- 5.1 This Agreement shall take effect on the commencement date and shall remain in force for a period of ninety-nine (99) years; provided that either party shall have the right to cancel the Agreement after an initial period of thirty (30) years by giving two (2) years prior notice in writing to the other party of its intention to terminate the Agreement.

Handwritten signature and initials in the bottom right corner of the page.

DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT NO. 57 OF 1976), TO BE PART OF THE TABLE MOUNTAIN NATIONAL PARK

I, Marthinus van Schalkwyk, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2C(2) and by section 2B(1)(b) of the National Parks Act, 1976 (Act No. 57 of 1976) and subject to an agreement entered into between the South African National Parks (the Board), as well as the owner of the land defined in Schedule 1, the mentioned land to be part of the Table Mountain National Park.



MARTHINUS VAN SCHALKWYK
MINISTER OF ENVIRONMENTAL AFFAIRS AND TOURISM

SCHEDULE 1

1. Erf 12043 Fish Hoek, Cape Registration Division, Province of the Western Cape, in extent 37,1890 hectare, held under Title Deed T109604/2003
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4. Erf 5113 Kommetjie, Cape Registration Division, Province of the Western Cape, in extent 179,3984 hectare, held under Certificate of Consolidate Title T110099/2002
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10. The Remainder of Erf 8607 Fish Hoek, Cape Registration Division, Province of the Western Cape, in extent 3,8517 hectare, held under Title Deed T36804/2000

Marais Müller

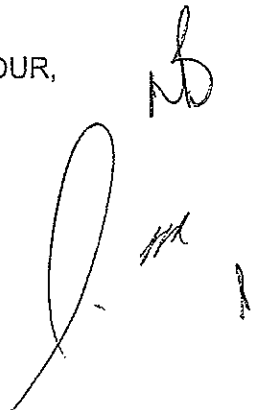
PROTOKOL NO.: 1471

NOTARIAL LEASE AGREEMENT

It is hereby made known to all interested persons

That on the 23RD day of FEBRUARY in the year TWO THOUSAND AND FOUR,
before me

MARTHINUS THEUNIS STEYN HOFMEYR

Handwritten signatures and initials in the bottom right corner. There is a large, stylized signature that appears to be 'MTH' or similar, and several smaller initials or marks next to it.

Notary, duly admitted and sworn, residing and practicing at Kuils River in the Province of the Western Cape, in the presence of the undersigned witnesses personally appeared

LOUIS JOHANNES SMITH

duly authorised thereto by power of attorney signed at STELLENBOSCH on the 16TH day of FEBRUARY 2004 by

NATIONAL PARKS TRUST OF SOUTH AFRICA

No. T342/1986

("Lessor")

duly represented by **FRANCOIS HENDRIK STROEBEL** in his capacity as duly authorised representative in terms of a resolution by the Trustees for the time being of **NATIONAL PARKS TRUST OF SOUTH AFRICA** ;

and duly authorised thereto by power of attorney signed at PRETORIA on the 13TH day of FEBRUARY 2004 by

SOUTH AFRICAN NATIONAL PARKS

("Lessee")

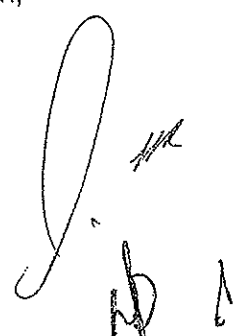
duly represented by **ANIEL KANJEE SOMA** in his capacity as Director: Corporate Services and duly authorised thereto in terms of a resolution adopted by **SOUTH AFRICAN NATIONAL PARKS BOARD**;

which powers of attorney have been filed in my protocol

And the Declarant declared that:

A. WHEREAS the Lessor is the owner of certain immovable property known as:

1. **ERF 90196 CAPE TOWN AT KALK BAY**, In the City of Cape Town, Cape Division, Province of the Western Cape,
Measuring : 2,5555 (Two comma Five Five Five Five) Hectares;
Held by Deed of Transfer No. T 26590/1999

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2. **PORTION 5 OF THE FARM "WILDSCHUTSBRANDVLEI" NO 983**, In the City of Cape Town, Cape Division, Province of the Western Cape;
Measuring : 21,9922 (Twenty One comma Nine Nine Two Two) Hectares;
Held by Deed of Transfer No. T 6010/2001

3. **PORTION 2 OF THE FARM WILDSCHUTSBRANDVLEI NO 983**, In the City of Cape Town, Cape Division, Province of the Western Cape;
Measuring : 22,1661 (Twenty Two comma One Six Six One) Hectares;
Held by Deed of Transfer No. T 35335/2002

4. **THE REMAINDER OF ERF 8562 FISH HOEK**, In the City of Cape Town, Cape Division, Province of the Western Cape;
Measuring : 10,7056 (Ten comma Seven Nought Five Six) Hectares;
Held by Deed of Transfer No. T 52044/2000

5. **THE REMAINDER OF ERF 8607 FISH HOEK**, In the City of Cape Town, Cape Division, Province of the Western Cape;
Measuring : 3,8517 (Three comma Eight Five One Seven) Hectares;
Held by Deed of Transfer No. T 36804/2000

(hereinafter referred to as "the Property")

- B. AND WHEREAS the Lessee is desirous to lease the said Property from the Lessor, to be managed by the Lessee as an integral part of the Cape Peninsula National Park/Conservation Area.**

THE PARTIES AGREE AS FOLLOWS:

1. LETTING AND HIRING

The Lessor hereby lets the Property to the Lessee who hereby leases the Property from the Lessor on the terms and conditions set out in this Agreement.

2. DEFINITIONS AND INTERPRETATION

In this Agreement, unless the context clearly indicates a contrary intention, the following words and phrases shall have the following meanings:

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Agreement, provided however that it shall not take precedence over the provisions set out in clause 7.3 hereof.

- 3.5 Should this Agreement be terminated for whatever reason, the Lessee will request the Minister to withdraw the Property or such portion thereof, as mutually agreed upon by the parties at that time, from the status of a contractual part of the National Park/Conservation Area and return the Property or the agreed portion thereof to the sole control of the Lessor.

4. **RENTAL**

The rental payable by the Lessee to the Lessor shall be the sum of R1-00 (+VAT) per year, for 99 years, non-refundable and payable on signature of this Agreement.

5. **PERIOD OF THE AGREEMENT**

- 5.1 This Agreement shall take effect on the commencement date and shall remain in force for a period of ninety-nine (99) years; provided that either party shall have the right to cancel the Agreement after an initial period of thirty (30) years by giving two (2) years prior notice in writing to the other party of its intention to terminate the Agreement.
- 5.2 Should no notice to terminate (after 30 years) have been given, the Lessee shall, at the expiry of the initial period of ninety-nine years or any subsequent period as envisaged in this sub-clause, be entitled to renew the Agreement for further periods of twenty-five years on the same terms and conditions as set out herein by giving written notice to that effect to the Lessor at least two (2) years before the expiry date of this Agreement unless the Lessor shall have terminated this Agreement by giving written notice to the Lessee to that effect at least two years before the initial or any subsequent expiry date.

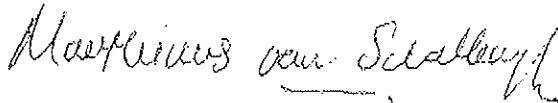
6. **THE PROPERTY AND THE RIGHTS ATTACHING THERETO**

- 6.1 The Lessor retains all the rights of which it possessed at the commencement date of the Agreement, or may at any time during the currency of this Agreement legitimately acquire and which are not inconsistent with the aims and objectives of this Agreement.
- 6.2 The Lessee shall not do anything, which may be in conflict with the rights of the Lessor as referred to in this Agreement or any servitude over the Property or any other obligation of the Lessor

Handwritten signature and initials, possibly 'MS' and 'M', located in the bottom right corner of the page.

DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT NO. 57 OF 1976), TO BE PART OF THE TABLE MOUNTAIN NATIONAL PARK

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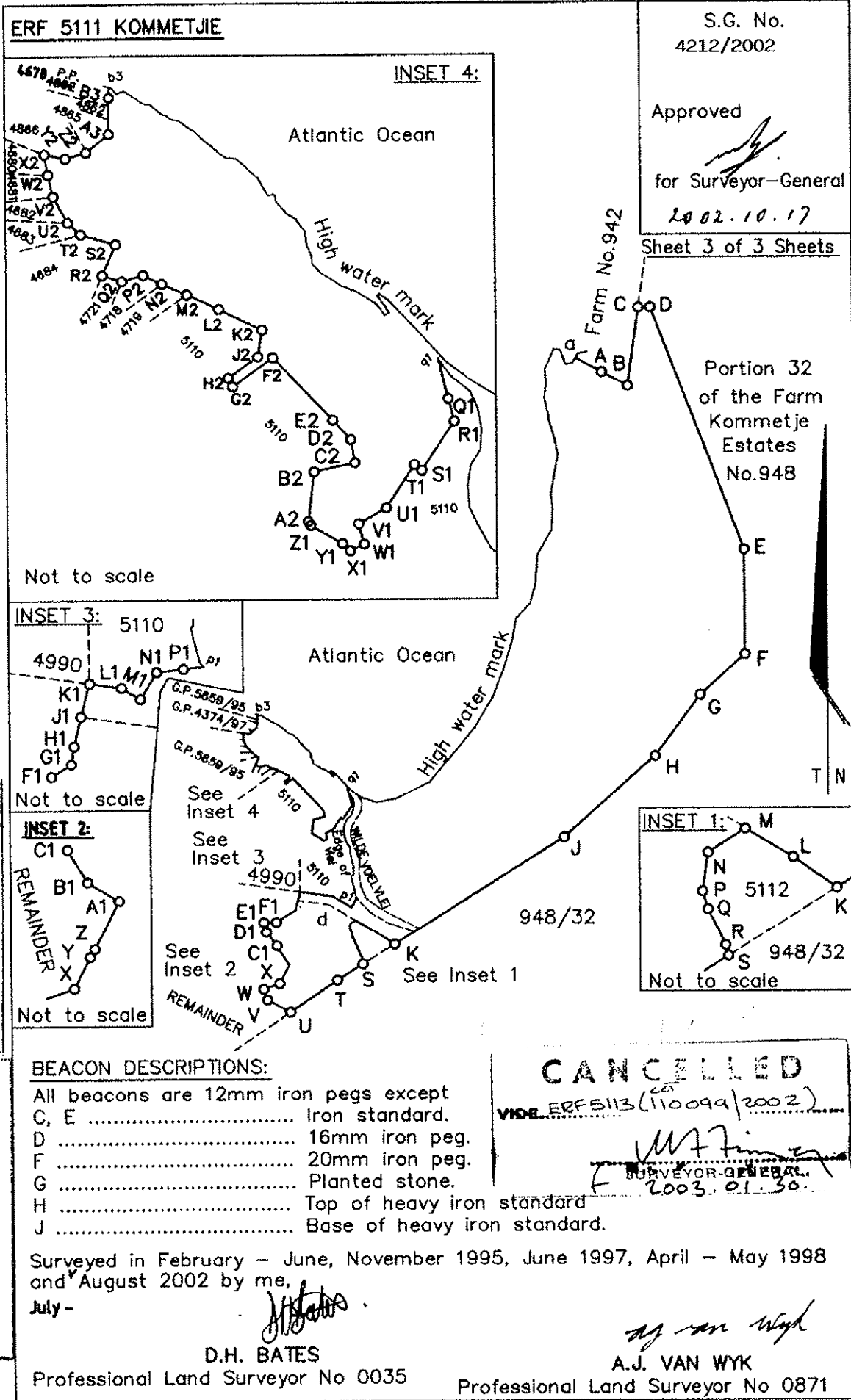


MARTHINUS VAN SCHALKWYK
MINISTER OF ENVIRONMENTAL AFFAIRS AND TOURISM

SCHEDULE 1

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S.G. No.
4212/2002

Approved
[Signature]
for Surveyor-General
2002.10.17

Sheet 3 of 3 Sheets

EXEMPT FROM PROVISIONS OF ACT 70 OF 1970
SECTION 1(a)

EXEMPT FROM PROVISIONS OF CHAPTER III OF ORD. 151/2005

- BEACON DESCRIPTIONS:**
- All beacons are 12mm iron pegs except
 - C, E Iron standard.
 - D 16mm iron peg.
 - F 20mm iron peg.
 - G Planted stone.
 - H Top of heavy iron standard
 - J Base of heavy iron standard.

Surveyed in February - June, November 1995, June 1997, April - May 1998 and August 2002 by me,
July - *[Signature]*

D.H. BATES
Professional Land Surveyor No 0035

~~*[Signature]*~~
SURVEYOR-GENERAL
2003.01.30

A.J. VAN WYK
Professional Land Surveyor No 0871

SIDES Metres	ANGLES OF DIRECTION	CO-ORDINATES Y System WG19° X			S.G. No. 4212/2002
		Constants	±	0,00 +3700000,00	
AB	69,96	298 35 30	A	+59 424,92	+76 665,90
BC	306,35	187 56 50	B	+59 363,49	+76 699,38
CD	44,49	269 18 30	C	+59 321,14	+76 395,97
DE	1005,08	339 38 32	D	+59 276,65	+76 395,43
EF	409,80	359 47 10	E	+58 927,00	+77 337,73
FG	232,83	47 24 50	F	+58 925,47	+77 747,52
GH	293,27	36 00 10	G	+59 096,89	+77 905,08
HJ	468,31	47 29 00	H	+59 269,28	+78 142,33
JK	767,13	57 15 25	J	+59 614,46	+78 458,83
KL	83,78	123 42 10	K	+60 259,69	+78 873,75
LM	92,06	121 33 40	L	+60 329,39	+78 827,26
MN	23,72	54 03 30	M	+60 407,84	+78 779,08
NP	14,41	8 07 40	N	+60 427,04	+78 793,00
PQ	41,45	343 37 40	P	+60 429,08	+78 807,26
QR	90,99	337 11 30	Q	+60 417,39	+78 847,03
RS	20,46	354 49 20	R	+60 382,12	+78 930,91
ST	115,60	57 15 20	S	+60 380,27	+78 951,29
TU	215,88	55 26 30	T	+60 477,50	+79 013,82
UV	99,22	118 46 20	U	+60 655,29	+79 136,28
VW	44,06	160 49 10	V	+60 742,27	+79 088,52
WX	64,80	250 49 10	W	+60 756,74	+79 046,91
XY	22,59	206 17 40	X	+60 695,54	+79 025,62
YZ	10,03	210 17 30	Y	+60 685,53	+79 005,36
ZA	47,95	206 16 00	Z	+60 680,47	+78 996,71
A1B1	1,41	121 49 40	A1	+60 659,25	+78 953,70
B1C1	86,81	149 20 20	B1	+60 660,45	+78 952,96
C1D1	67,30	143 27 20	C1	+60 704,72	+78 878,29
D1E1	39,18	166 32 20	D1	+60 744,79	+78 824,22
E1F1	47,33	269 19 40	E1	+60 753,91	+78 786,12
F1G1	89,85	236 58 10	F1	+60 706,58	+78 785,56
G1H1	20,00	188 28 00	G1	+60 631,25	+78 736,59
H1J1	16,05	192 50 00	H1	+60 628,31	+78 716,81
J1K1	35,20	194 24 50	J1	+60 624,75	+78 701,16
K1L1	123,37	278 23 50	K1	+60 615,99	+78 667,07
L1M1	83,61	301 33 30	L1	+60 493,93	+78 685,09
M1N1	19,48	210 40 20	M1	+60 422,69	+78 728,85
N1P1	17,46	263 21 50	N1	+60 412,75	+78 712,09

Approved
[Signature]
for Surveyor-General
2002.10.17

Sheet 1 of 3 Sheets

Continue on Sheet 2

The figure a B C D E F G H J K L M N P Q R S T U V W X Y Z A1 B1 C1 D1 E1 F1 G1 H1 J1 K1 L1 M1 N1 p1 edge of Wilde Voelvei q1 R1 S1 T1 U1 V1 W1 X1 Y1 Z1 A2 B2 C2 D2 E2 F2 G2 H2 J2 K2 L2 M2 N2 P2 Q2 R2 S2 T2 U2 V2 W2 X2 Y2 Z2 A3 b3 high water mark of Atlantic Ocean

represents 173,1934 Hectare of land, being

ERF 5111 KOMMETJIE

situated in the City of Cape Town

Administrative District Cape

Province Western Cape

Surveyed in February - June, November 1995, June 1997, April - May 1998

and August 2002 by me,

July -

D.H. BATES

[Signature]


A.J. VAN WYK

[Signature]

Professional Land Surveyor No 0035

Professional Land Surveyor No 0871

This diagram is annexed to No. <u>T110098/2002</u> dated i.f.o	The original diagram is	File No. S/10635 Vol.5
	No.1421/1903 annexed to Grant	S.R. No 1935/2002
No. C.Q.41 - 27 (Farm No.948)	Comp.AHNG-22 (M2504)	AHNG-23 (M2541)
	AHNG-2362(M2531)	AHNG-24 (M2527)
	AHNG-2441 (M1836)	

SIDES Metres		ANGLES OF DIRECTION		CO-ORDINATES Y System WG19° X			S.G. No. 4212/2002
		Constants		±	0,00	+3700000,00	
PIQ1	404,40	176	05 00	PI	+60 395,41	+78 710,07	Approved  for Surveyor-General 20 02. 10. 17
QIR1	25,14	346	13 10	QI	+60 423,04	+78 306,62	
RIS1	62,81	32	40 50	RI	+60 417,05	+78 331,04	
SIT1	10,05	128	11 30	SI	+60 450,96	+78 383,90	
TIU1	54,24	32	41 20	TI	+60 458,86	+78 377,69	
UIVI	33,29	60	00 30	UI	+60 488,15	+78 423,34	
VIWI	22,58	345	14 50	VI	+60 516,98	+78 439,98	
WIX1	16,03	64	16 10	WI	+60 511,23	+78 461,82	
XIY1	11,27	133	28 50	XI	+60 525,67	+78 468,77	
YIZ1	38,16	120	38 40	YI	+60 533,84	+78 461,02	
ZIA2	5,00	150	40 00	ZI	+60 566,67	+78 441,57	
A2B2	52,77	186	41 10	A2	+60 569,12	+78 437,21	
B2C2	43,58	257	23 50	B2	+60 562,98	+78 384,81	
C2D2	24,90	170	21 40	C2	+60 520,45	+78 375,30	
D2E2	28,19	139	09 20	D2	+60 524,62	+78 350,75	
E2F2	141,64	137	28 00	E2	+60 543,06	+78 329,42	
F2G2	35,24	53	41 20	F2	+60 638,81	+78 225,05	
G2H2	10,15	153	23 40	G2	+60 667,21	+78 245,92	
H2J2	21,44	233	41 20	H2	+60 671,75	+78 236,85	
J2K2	10,22	189	35 00	J2	+60 654,48	+78 224,15	
K2L2	18,99	116	26 40	K2	+60 652,78	+78 214,08	
L2M2	26,61	115	00 30	L2	+60 669,78	+78 205,62	
M2N2	28,30	113	58 50	M2	+60 693,90	+78 194,37	
N2P2	21,65	116	16 20	N2	+60 719,75	+78 182,87	
P2Q2	23,15	73	44 40	P2	+60 739,16	+78 173,29	
Q2R2	21,38	107	56 10	Q2	+60 761,39	+78 179,77	
R2S2	36,52	202	45 10	R2	+60 781,73	+78 173,18	
S2T2	7,25	112	19 00	S2	+60 767,61	+78 139,50	
T2U2	20,38	130	55 10	T2	+60 774,32	+78 136,75	
U2V2	36,85	136	11 00	U2	+60 789,72	+78 123,40	
V2W2	27,43	159	08 40	V2	+60 815,23	+78 096,81	
W2X2	25,23	176	06 50	W2	+60 825,00	+78 071,18	
X2Y2	21,94	277	17 30	X2	+60 826,71	+78 046,00	
Y2Z2	12,77	238	42 10	Y2	+60 804,95	+78 048,79	
Z2A3	27,77	226	04 50	Z2	+60 794,03	+78 042,15	
A3B3	46,53	180	49 10	A3	+60 774,03	+78 022,89	
B3A	1880,33	225	49 +0	B3	+60 773,36	+77 976,36	
					06		
3418/181 Imhoffs Gift				△	+60 956,30	+80 114,75	
3418/182 Klein Slangkop				△	+60 535,79	+78 266,14	

Sheet 2 of 3 Sheets

SERVITUDE NOTE:

1).The lines J1 d M represent the northern and north-eastern boundaries of a Pipe Line Servitude 6,00m wide. Vide Diagram S.G.No.9509/77 Deed K501/78^S

ERF 5111 KOMMETJIE

Surveyed in February – June, November 1995, June 1997, April – May 1998 and August 2002 by me,
July - p


D.H. BATES
Professional Land Surveyor No 0035


A.J. VAN WYK
Professional Land Surveyor No 0871

ERF 5113 KOMMETJIE

S.G. No.
4214/2002

Approved

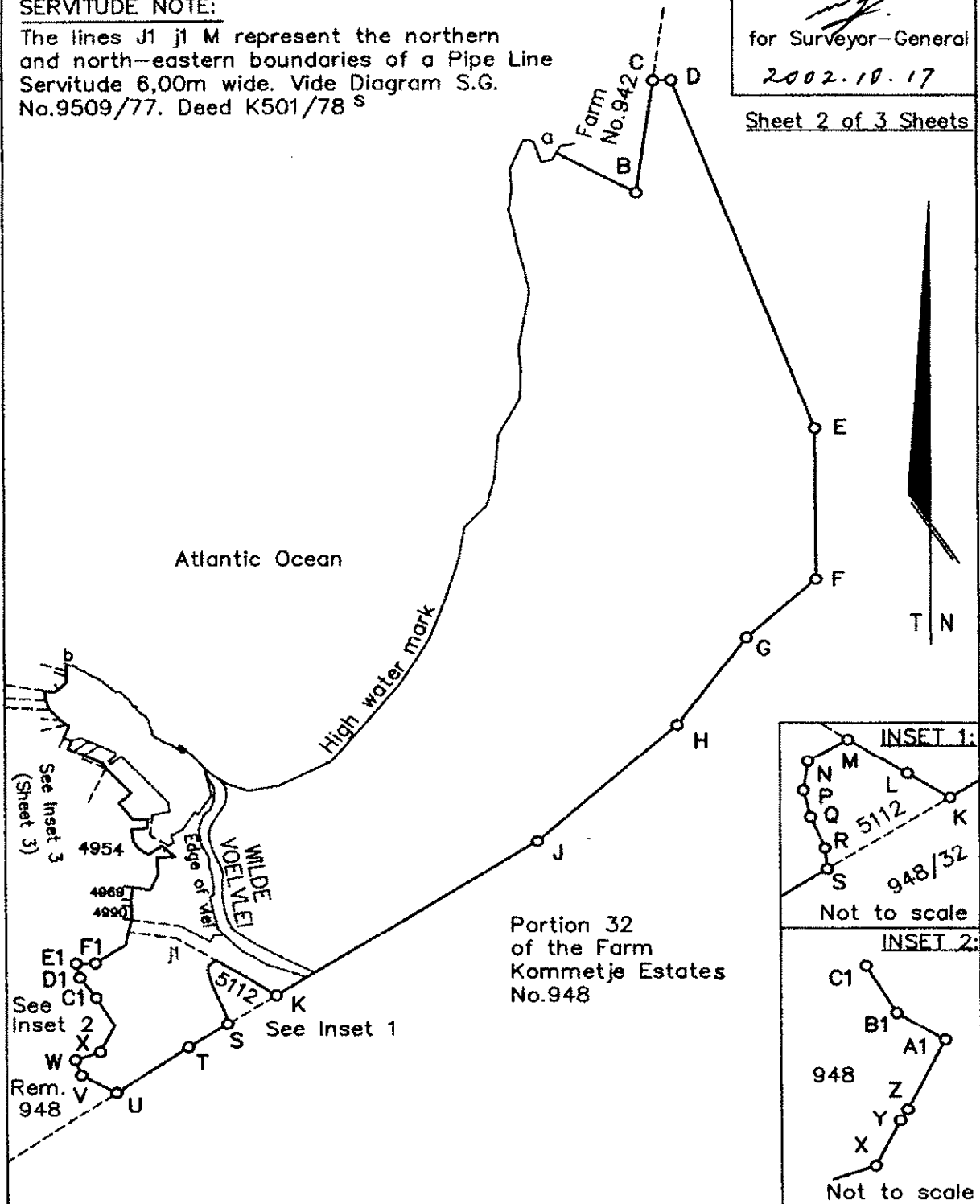
for Surveyor-General

2002.10.17

Sheet 2 of 3 Sheets

SERVITUDE NOTE:

The lines J1 j1 M represent the northern and north-eastern boundaries of a Pipe Line Servitude 6,00m wide. Vide Diagram S.G. No.9509/77. Deed K501/78^s



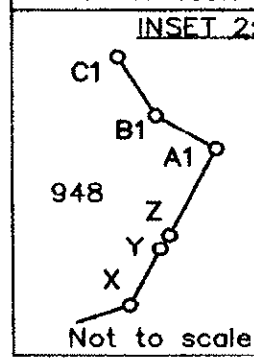
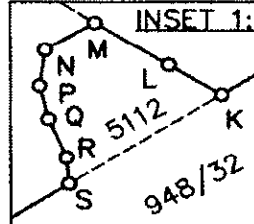
See Inset 3
(Sheet 3)

See Inset 2

Rem. 948

WILDE VOELME

Portion 32 of the Farm Kommetje Estates No.948



Compiled in August 2002
by me,

A.J. van Wyk
A.J. VAN WYK

Professional Land Surveyor No 0871

S.G. No.
4214/2002

Approved


for Surveyor-General

2002.10.17

Sheet 1 of 3 Sheets

COMPONENTS:

- 1).The figure a B C D E F G H J K L M N P Q R S T U V W X Y Z A1 B1 C1 D1 E1 F1 G1 H1 J1 K1 c d e f edge of Wilde Voelwei g h j k m n p q r s t u v w x y z a1 b1 c1 d1 e1 f1 g1 R2 S2 T2 U2 V2 W2 X2 Y2 Z2 A3 B3 b high water mark of Atlantic Ocean represents Erf 5111 Kommetjie. Vide Dgm.No.4212/2002, D/T
- 2).The figure e1 d1 c1 b1 a1 z y x w v u t s r q p n m k j h g edge of Wilde Voelwei f e d c K1 L1 M1 N1 P1 Q1 R1 S1 T1 U1 V1 W1 X1 Y1 Z1 A2 B2 C2 D2 E2 F2 G2 H2 J2 K2 L2 M2 N2 P2 represents Erf 5110 Kommetjie. Vide General Plan No.3742/1998.
- 3).The figure g1 f1 h1 Q2 R2 represents Erf 4718 Kommetjie. Vide General Plan S.G.No.5659/1995.
- 4).The figure f1 e1 P2 h1 represents Erf 4719 Kommetjie. Vide General Plan S.G.No.5659/1995.

The figure a B C D E F G H J K L M N P Q R S T U V W X Y Z A1 B1 C1 D1 E1 F1 G1 H1 J1 K1 L1 M1 N1 P1 Q1 R1 S1 T1 U1 V1 W1 X1 Y1 Z1 A2 B2 C2 D2 E2 F2 G2 H2 J2 K2 L2 M2 N2 P2 Q2 R2 S2 T2 U2 V2 W2 X2 Y2 Z2 A3 B3 b high water mark of Atlantic Ocean

represents 179,3984 Hectare of land, being

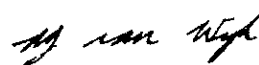
ERF 5113 KOMMETJIE and comprising 1) - 4) above

situated in the City of Cape Town

Administrative District Cape

Province Western Cape

Compiled in August 2002
by me,



A.J. VAN WYK

Professional Land Surveyor No 0871

This diagram is annexed to
No. ET 110099/2002
dated
i.f.o

The original diagrams
are quoted above.

File No. S/10635 Vol.5
Compiled
Comp.AHNG-22 (M2504)
AHNG-23 (M2541)
AHNG-24 (M2527)
AHNG-2362(M2531)
AHNG - 2441 (M1836)

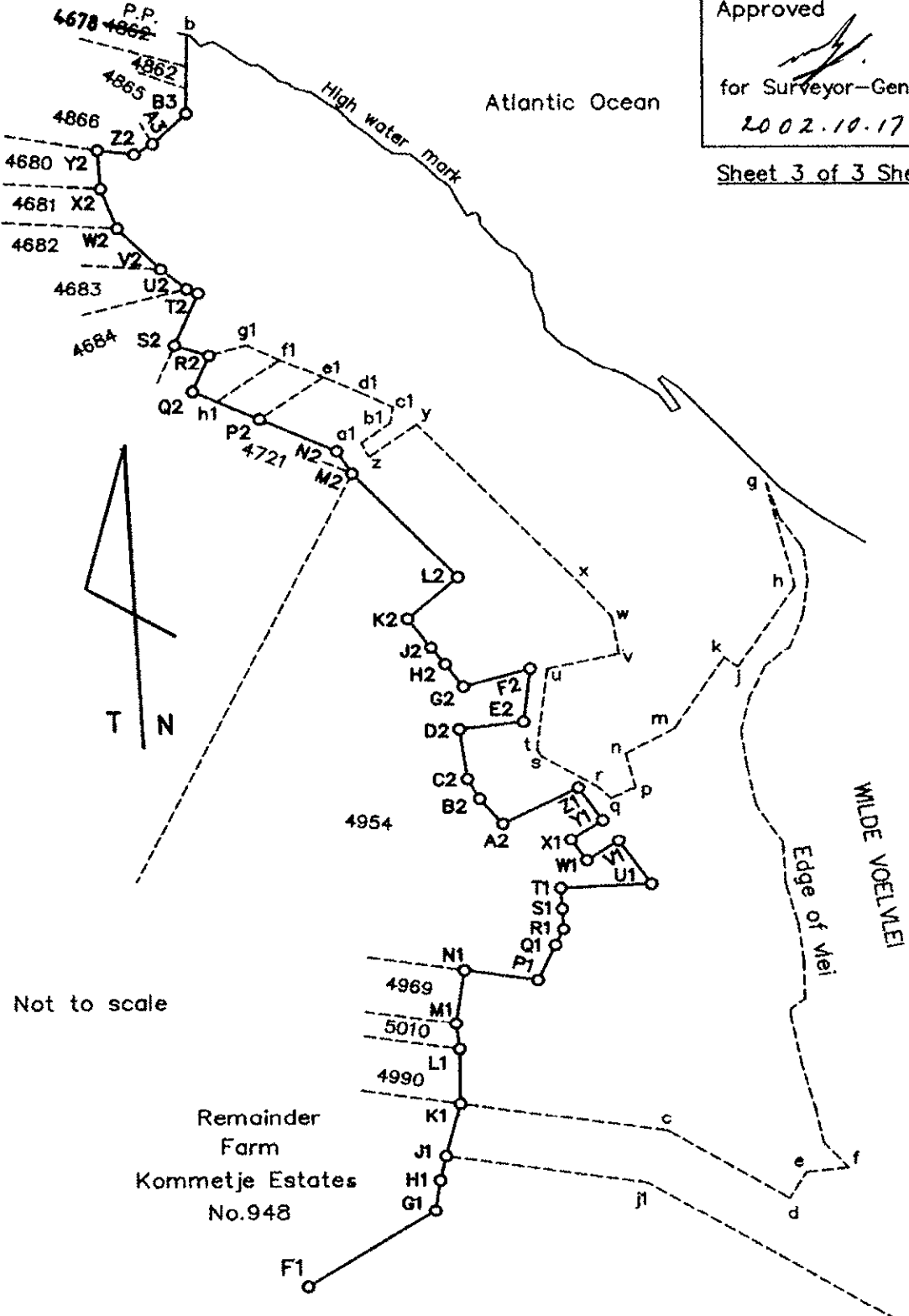
ERF 5113 KOMMETJIE

S.G. No.
4214/2002

Approved
[Signature]
for Surveyor-General
2002.10.17

Sheet 3 of 3 Sheets

INSET 3:



Not to scale

Remainder
Farm
Kommetje Estates
No.948

Compiled in August 2002
by me,

[Signature]
A.J. VAN WYK
Professional Land Surveyor No 0871

PORTION 32 OF THE FARM KOMMETJIE ESTATES NO.948, CAPE

S.G. No.

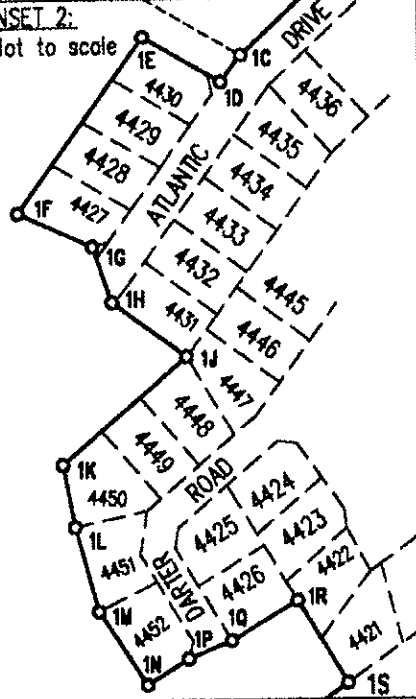
3730/1998

Approved

[Signature]
for Surveyor-General
1998-08-06

INSET 2:

Not to scale

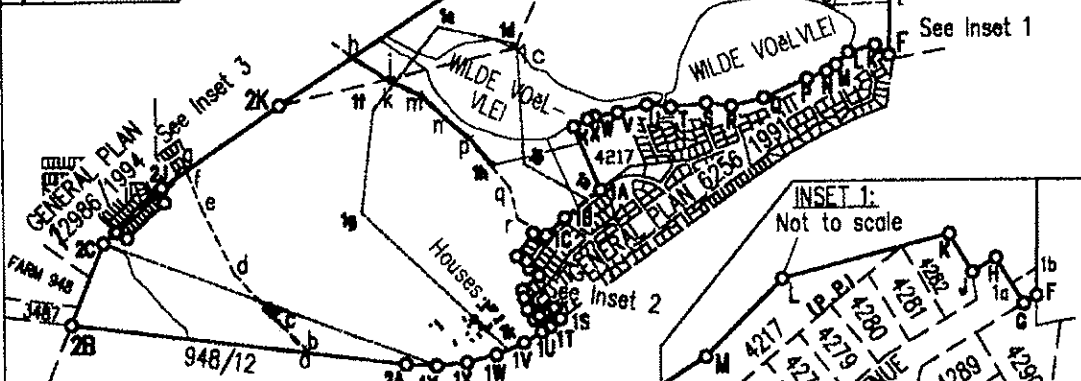
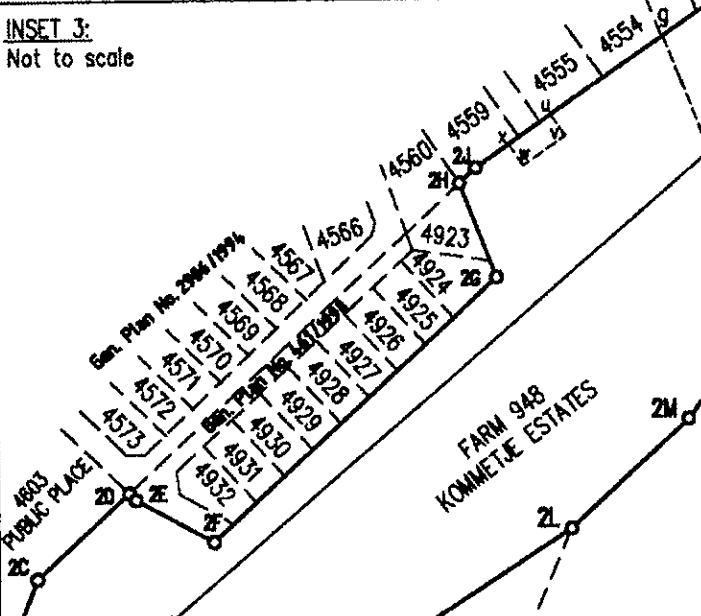


SHEET 2 OF 2 SHEETS



INSET 3:

Not to scale

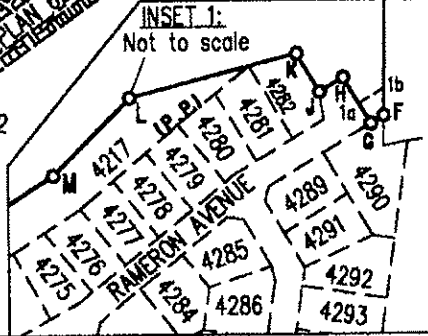


Compiled in January 1998
by me

A.J. van Wyk
A.J. VAN WYK
Professional Land Surveyor No 0871

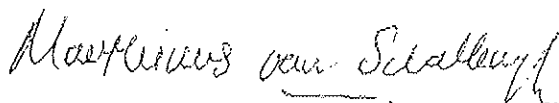
INSET 1:

Not to scale



DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT NO. 57 OF 1976), TO BE PART OF THE TABLE MOUNTAIN NATIONAL PARK

I, Marthinus van Schalkwyk, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2C(2) and by section 2B(1)(b) of the National Parks Act, 1976 (Act No. 57 of 1976) and subject to an agreement entered into between the South African National Parks (the Board), as well as the owner of the land defined in Schedule 1, the mentioned land to be part of the Table Mountain National Park.



MARTHINUS VAN SCHALKWYK
MINISTER OF ENVIRONMENTAL AFFAIRS AND TOURISM

SCHEDULE 1

1. Erf 12043 Fish Hoek, Cape Registration Division, Province of the Western Cape, in extent 37,1890 hectare, held under Title Deed T109604/2003
2. Erf 1614 Simon's Town, Cape Registration Division, Province of the Western Cape, in extent 31,5377 hectare, held under Title Deed T84375/2003
3. Portion 33 (a portion of Portion 32) of the Farm Kommetjie Estates No. 948, Cape Registration Division, Province of the Western Cape, in extent 259,8105 hectare, held under Title Deed of T81851/2003
4. Erf 5113 Kommetjie, Cape Registration Division, Province of the Western Cape, in extent 179,3984 hectare, held under Certificate of Consolidate Title T110099/2002
5. The Farm No. 990, Cape Registration Division, Province of the Western Cape, in extent 3,9957 hectare, held under Title Deed T85759/2002
6. Erf 90196 Cape Town, Cape Registration Division, Province of the Western Cape, in extent 2,5555 hectare, held under Title Deed T26590/1999
7. Portion 5 of the Farm Wildschutsbrandvlei No. 983, Cape Registration Division, Province of the Western Cape, in extent 21,9922 hectare, held under Title Deed T6010/2001
8. Portion 2 of the Farm Wildschutsbrandvlei NO. 983, Cape Registration Division, Province of the Western Cape, in extent 22,1661, held under Title Deed T35335/2002

9. The Remainder of Erf 8562 Fish Hoek, Cape Registration Division, Province of the Western Cape, in extent 10,7056 hectare, held under Title Deed T52044/2000
10. The Remainder of Erf 8607 Fish Hoek, Cape Registration Division, Province of the Western Cape, in extent 3,8517 hectare, held under Title Deed T36804/2000

PORTION 33 (A PORTION OF PORTION 32) OF THE FARM KOMMETJE ESTATES No. 948, CAPE

S.G. No.

4957/2002

Approved

[Signature]
Surveyor-General
2002. 11. 13



FARM 942

FARM 930 DE GOEDE HOOP

FARM 933 DE GOEDE HOOP

Erf 5113 Kommetjie

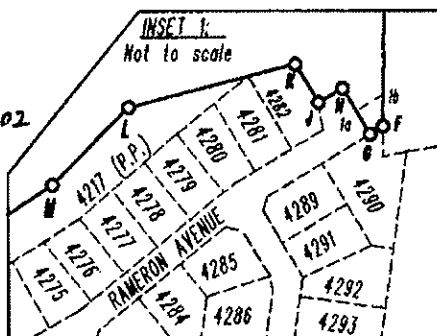
Erf 4198 Kommetjie

948/28

SHEET 3 OF 3 SHEETS

EXEMPT FROM PROVISIONS OF ACT 70 OF 1970
SECTION 7(a)

EXEMPT FROM PROVISIONS OF CHAPTER III OF ORD. 15/1985

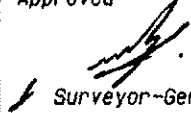


1991 Aug 2002
Surveyed in April - October 2002 by us

[Signature]
D.H. BATES
PLS0035
PROFESSIONAL LAND SURVEYORS

[Signature]
A.J. VAN WYK
PLS0871
PROFESSIONAL LAND SURVEYORS

SIDES Metres	ANGLES OF DIRECTION	CO-ORDINATES Y SYSTEM W619° X		S G No 4957/2002	
		CONSTANTS	+50000, 00		+3770000, 00
AB	1128, 85	298 56 59	A	+9217, 70	+5654, 77
BC	1042, 89	11 47 47	B	+8229, 90	+6201, 19
CD	1159, 11	8 11 53	C	+8443, 10	+7222, 05
DE	78, 76	94 29 30	D	+8608, 39	+8369, 31
EF	520, 69	0 54 55	E	+8686, 91	+8363, 14
FG	6, 96	59 09 40	F	+8695, 22	+8883, 77
GH	18, 00	149 07 00	G	+8701, 20	+8887, 34
HJ	13, 00	59 08 00	H	+8710, 44	+8871, 89
JK	27, 80	149 06 50	J	+8721, 60	+8878, 56
KL	80, 48	75 39 30	K	+8735, 87	+8854, 70
LM	50, 72	44 55 30	L	+8813, 84	+8874, 63
MN	33, 92	57 39 10	M	+8849, 66	+8910, 54
NP	60, 69	69 33 10	N	+8878, 32	+8928, 70
PQ	137, 44	66 32 10	P	+8935, 19	+8949, 90
QR	98, 64	76 03 40	Q	+9061, 27	+9004, 62
RS	73, 27	97 39 40	R	+9157, 00	+9028, 39
ST	104, 16	83 58 50	S	+9229, 62	+9018, 62
TU	70, 61	96 22 50	T	+9333, 21	+9029, 55
UV	87, 40	75 32 00	U	+9403, 38	+9021, 70
VW	67, 32	80 26 50	V	+9488, 01	+9043, 53
WX	23, 45	70 39 00	W	+9554, 40	+9054, 70
XY	46, 15	62 36 40	X	+9576, 53	+9062, 48
YZ	50, 56	337 48 00	Y	+9617, 51	+9083, 71
ZA1	274, 75	78 01 10	Z	+9598, 40	+9130, 52

Approved

Surveyor-General
2002.11.13

SHEET 1 OF 3 SHEETS

CONTINUED ON SHEET 2


The figure A B C D E F G H J K L M N P Q R S T U V W X Y Z
A1 B1 C1 D1 E1 F1 G1 H1 J1 K1 L1 M1 N1

represents 259,8105 hectares of land, being

PORTION 33 (A PORTION OF PORTION 32) OF THE FARM KOMMETJE
ESTATES No. 948

situate in the City of Cape Town
Administrative District of the Cape, Province of Western Cape

Surveyed in April - October 1991, August 2002, by us

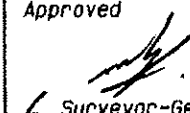

D.H. BATES (PLS0035) Professional Land Surveyor


A.J. VAN WYK (PLS0871) Professional Land Surveyor

CITY OF CAPE TOWN
DIAGRAM ENDORSEMENT
Exempted in terms of Section 23 Ord 14/85
27/9/2002
DATE
for CITY MANAGER

This diagram is annexed to No T 81851/2003 dated i f o Registrar of Deeds	The original diagram is No 3730/1998 annexed to C C T No 2002 - - 49244	File No S/10635 Vol.5 S R No. E2254/2002 AHNG-2443 (M1871) Comp AHNG-2442 (M1844) AHNG-22 (M2504) AHNG-23 (M2541) 2441 (M1836) AHNG-24 (M2527) AHNG-2362 (M2531)
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SIDES Metres		ANGLES OF DIRECTION	CO-ORDINATES Y SYSTEM WGS1984 X			S.G. No.
		CONSTANTS		+50000, 00	+3770000, 00	4957/2002
A1B1	92, 31	141 54 20	A1	+9867, 17	+9187, 55	Approved  Surveyor-General 2002. 11. 13
B1C1	92, 20	131 18 50	B1	+9924, 12	+9114, 90	
C1D1	95, 31	134 46 50	C1	+9993, 37	+9054, 03	
D1E1	100, 43	114 28 20	D1	+10061, 03	+8986, 90	
E1F1	128, 93	123 42 40	E1	+10152, 44	+8945, 29	
F1G1	767, 12	237 15 27	F1	+10259, 69	+8873, 74	
G1H1	468, 31	227 29 00	G1	+9614, 46	+8458, 83	
H1J1	293, 27	216 00 10	H1	+9269, 28	+8142, 33	
J1K1	232, 83	227 24 50	J1	+9096, 89	+7905, 08	
K1L1	409, 80	179 47 10	K1	+8925, 47	+7747, 52	
L1M1	1005, 08	159 38 32	L1	+8927, 00	+7337, 73	
M1N1	44, 49	89 18 30	M1	+9276, 65	+6395, 43	
N1A	748, 38	187 56 41	N1	+9321, 14	+6395, 97	
		29C3	⊕	+9612, 64	+9628, 59	
		31C3	⊕	+8859, 15	+9107, 96	

SHEET 2 OF 3 SHEETS

DESCRIPTION OF BEACONS:

- A, B - HEAVY RAIL SECTION
- C, L1, N1 - IRON STANDARD
- D, M1 - 16mm ROUND IRON PEG
- E - WOODEN FENCE POST
- G1 - BASE OF HEAVY IRON STANDARD
- H1 - TOP OF HEAVY IRON STANDARD
- J1 - PLANTED STONE
- K1 - 20mm IRON PEG
- ALL OTHERS ARE 12mm ROUND IRON PEGS

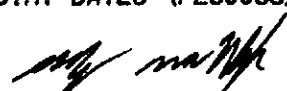
SERVITUDE NOTES:

1. THE LINE 1a 1b REPRESENTS THE NORTHERN BOUNDARY OF A PIPELINE SERVITUDE 6,00m WIDE, VIDE DGM. No. 17/1978, DEED
2. THE LINE st REPRESENTS THE CENTRE LINE OF A PIPELINE SERVITUDE 10,00m WIDE, VIDE DGM. No. 4211/1977, DEED

PORTION 33 (A PORTION OF PORTION 32) OF THE FARM KOMMETJE
ESTATES No. 948, CAPE

Surveyed in April - October 1991, August 2002, by us


D.H. BATES (PLS0035) Professional Land Surveyor


A.J. VAN WYK (PLS0871) Professional Land Surveyor

CITY OF CAPE TOWN
 DIAGRAM ENDORSEMENT
 Exempted in terms of Section 23 Ord 15/85
 27/9/2002
 DATE
 for CITY MANAGER



No. 1071

28 October 2005

**PROCLAMATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1976
(ACT NO. 57 OF 1976), TO BE PART OF THE TABLE MOUNTAIN NATIONAL PARK**

I, Marthinus Christoffel Johannes van Schalkwyk, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by section 2C(2) and 2B(1)(b) of the National Parks Act, 1976 (Act No. 57 of 1976) that:

- (a) the land defined in the Schedule be part of the Agulhas National Park, and
- (b) Schedule 1 of the said act be amended by the addition of the description of the undermentioned property to the definition of the said park.

Marthinus van Schalkwyk

**MARTHINUS VAN SCHALKWYK, MP
MINISTER OF ENVIRONMENTAL AFFAIRS AND TOURISM**

SCHEDULE

Erf 8884 Hout Bay, Cape Registration Division, Western Cape Province, in extent 5.0319 hectares, held under Title Deed of Transfer T111003/2002

Erf 12946 Constantia, Cape Registration Division, Western Cape Province, in extent 32.9168 hectares, held under Title Deed of Transfer T87603/2002

Erf 4198 Kommetjie, Cape Registration Division, Western Cape Province, in extent 49.1829 hectares, held under Title Deed of Transfer T75725/2004

Land proclaimed in terms of section 2B(1)(b) of the Act

Erf 154058 Cape Town, Cape Registration Division, Western Cape Province, in extent 235.9477 hectares, held under Title Deed of Transfer T97851/1996

No. 1071

28 Oktober 2005

**VERKLARING VAN GROND KRAGTENS DIE WET OP NASIONALE PARKE,
1976 (WET NO. 57 VAN 1976), TOT DEEL VAN DIE TAFELBERG
NASIONALE PARK**

Ek, Marthinus Christoffel Johannes van Schalkwyk, Minister van Omgewingsake en Toerisme, verklaar hierby kragtens die bevoegdheid aan my verleen deur artikel 2C(2) en 2B(1)(b) van die Wet op Nasionale Parke, 1976 (Wet No. 57 van 1976):

- (a) die grond omskryf in die Bylae tot deel van die Agulhas Nasionale Park, en
- (b) dat Bylae 1 van die genoemde wet gewysig word deur die byvoeging van die omskrywing van ondergenoemde eiendomme tot die omskrywing van voorgemelde park.

Marthinus van Schalkwyk

**MARTHINUS VAN SCHALKWYK, LP
MINISTER VAN OMGEWINGSACE EN TOERISME**

BYLAE

Erf 8884 Houbaai, Kaapse Registrasie Afdeling, Wes-Kaap Provinsie, groot 5.0319 hektaar, gehou onder Titelakte T111003/2002

Erf 12946 Constantia, Kaapse Registrasie Afdeling, Wes-Kaap Provinsie, groot 32.9168 hektaar, gehou onder Titelakte T87603/2002

Erf 4198 Kommetjie, Kaapse Registrasie Afdeling, Wes-Kaap Provinsie, groot 49.1829 hektaar, gehou onder Titelakte T75725/2004

Grond geproklameer in terme van artikel 2B(1)(b) van die Wet

Erf 154058 Kaapstad, Kaapse Registrasie Afdeling, Wes-Kaap Provinsie, groot 235.9477 hektaar, gehou onder Titelakte T97851/1996

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 960

7 October 2005

CORRECTION NOTICE

REGARDING LAND DECLARED IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT NO. 57 OF 1976) TO BE PART OF THE TABLE MOUNTAIN NATIONAL PARK (PREVIOUSLY REFERRED TO AS CAPE PENINSULA NATIONAL PARK)

Government Gazette Notice No. 739 published in Government Gazette No. 18916 of 29 May 1998, is hereby partially amended by deleting or changing reference to the following properties:

DELETED

CT 47809/1	CT 47900	CT 47903	CT 47904
CT 47809/2	CT 47906	CT 47907	CT 47931
CT 47809/3	CT 47933	CT 47936	CT 47961
CT 47809/5	CT 47968	CT 47969	CT 47974
CT 47809/9	CT 47992	CT 47995	CT 47996
CT 47809/10	CT 47997	CT 48012	CT 48014
CT 47809/25	CT 48016	CT 48017	CT 48034
CT 47809/34	CT 48037	CT 48042	CT 48046
CT 47809/7	CT 48053	CT 48056	CT 48071
CT 47809/26	CT 49374	CT 983	CT 984
CT 47809/37	CT 985	CT 8801/1	CT 8802
CT 47809/8	CT 983/1	CT 985/1	CT 985/2
CT 47842	CT 88801/1	CT 88802	CF 1054/1
CT 47817	TBK 857	CF 851/1	HB 4703
CT 47878	HB 1516	HB 1847	N 937
CT 47835	CON 4669	CF 1051/1	CF 1130/4
CT 47899	FH 12193	S'T 517/0/1	CF 1134
S'T (ROAD RESERVE)	CF 1130/2	S'T 2402	CF 985/2
CF 953/26	CF 979/2	HB 4930	CF 979/3
HB 2736	FH 7000		
CHANGED			
CF 1058 appears twice, change one to CF 1056	ST 2060 change to OV 2060	HB 3441 change to Kommetjie 3441	HB 3442 change to Kommetjie 3442

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 960

7 October 2005

CORRECTION NOTICE

REGARDING LAND DECLARED IN TERMS OF THE NATIONAL PARKS ACT, 1976 (ACT NO. 57 OF 1976) TO BE PART OF THE TABLE MOUNTAIN NATIONAL PARK (PREVIOUSLY REFERRED TO AS CAPE PENINSULA NATIONAL PARK)

Government Gazette Notice No. 739 published in Government Gazette No. 18916 of 29 May 1998, is hereby partially amended by deleting or changing reference to the following properties:

DELETED

CT 47809/1	CT 47900	CT 47903	CT 47904
CT 47809/2	CT 47906	CT 47907	CT 47931
CT 47809/3	CT 47933	CT 47936	CT 47961
CT 47809/5	CT 47968	CT 47969	CT 47974
CT 47809/9	CT 47992	CT 47995	CT 47996
CT 47809/10	CT 47997	CT 48012	CT 48014
CT 47809/25	CT 48016	CT 48017	CT 48034
CT 47809/34	CT 48037	CT 48042	CT 48046
CT 47809/7	CT 48053	CT 48056	CT 48071
CT 47809/26	CT 49374	CT 983	CT 984
CT 47809/37	CT 985	CT 8801/1	CT 8802
CT 47809/8	CT 983/1	CT 985/1	CT 985/2
CT 47842	CT 88801/1	CT 88802	CF 1054/1
CT 47817	TBK 857	CF 851/1	HB 4703
CT 47878	HB 1516	HB 1847	N 937
CT 47835	CON 4669	CF 1051/1	CF 1130/4
CT 47899	FH 12193	S'T 517/0/1	CF 1134
S'T (ROAD RESERVE)	CF 1130/2	S'T 2402	CF 985/2
CF 953/26	CF 979/2	HB 4930	CF 979/3
HB 2736	FH 7000		
CHANGED			
CF 1058 appears twice, change one to CF 1056	ST 2060 change to OV 2060	HB 3441 change to Kommetjie 3441	HB 3442 change to Kommetjie 3442

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME**

No. 739

29 May 1998

**DECLARATION OF LAND IN TERMS OF THE NATIONAL PARKS ACT, 1978 (ACT No. 57
OF 1976), TO BE PART OF THE CAPE PENINSULA NATIONAL PARK**

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby declare, by virtue of the powers vested in me by section 2B (1) (b) of the National Parks Act, 1976 (Act No. 57 of 1976), after consultation with the Ministers of Minerals and Energy; Agriculture; Arts, Culture, Science and Technology and Local Government, Western Cape, and subject to an agreement between the SA National Parks (the Board), the Cape Metropolitan Council, Cape Town Municipality, South Peninsula Municipality, as well as the owners of the land defined in the Schedule, the mentioned land to be part of the Cape Peninsula National Park.

Z. P. JORDAN**Minister of Environmental Affairs and Tourism****SCHEDULE****Municipality of Cape Town**

CT 12713	CT 12715	CT 47808
CT 47809/1	CT 47809/10	CT 4709/11
CT 47809/2	CT 47809/25	CT 47809/26
CT 47809/3	CT 47809/34	CT 47809/37
CT 47809/5	CT 47809/7	CT 47809/8
CT 47809/9	CT 47817	CT 47835
CT 47842	CT 47878	CT 47899

CT 47900	CT 47903	CT 47904
CT 47906	CT 47907	CT 47931
CT 47933	CT 47936	CT 47961
CT 47968	CT 47969	CT 47974
CT 47992	CT 47995	CT 47996
CT 47997	CT 48012	CT 48014
CT 48016	CT 48017	CT 48034
CT 48037	CT 48042	CT 48046
CT 48053	CT 48056	CT 48071
CT 48157	CT 49374	CT 88801
CT 88802	CT 983	CT 984
CT 985	CT 49374	CT 8801/1
CT 8802	CT 983/1	CT 984
CT 985/2	CB 12	CB 2
CB 23	CB 3	CLI 11
FRE 1	FRE 12	FRE 1231
FRE 1242	FRE 1243	FRE 1244
FRE 1245	FRE 1247	FRE 1249
FRE 1250	FRE 1251	FRE 13
FRE 1362	FRE 14	FRE 1412
FRE 1420	FRE 1426	FRE 1429
FRE 182	FRE 2	FRE 3
FRE 4	FRE 512	FRE 728
TBK 1033	TBK 1137	TBK 1140
TBK 1171	TBK 1172	TBK 1173
TBK 1174	TBK 1175	TBK 857
TBK 956	TBK 957	TBK 97
ORA 1996	ORA 1997	ORA 2000/1
ORA 2000/2	ORA 2001	ORA 2002

ORA 2003	ORA 2005	ORA 2009
ORA 2021	ORA 2453	ORA 658
VRE 1139	VRE 1165	VRE 1166
VRE 1179	VRE 1180	VRE 1213
VRE 1815	VRE 2084	VRE 614
CF 1068	CF 850	CF 851
CF 851/1	CF 855	CF 856
CF 857	CF 862	CF 870
CF 897	CF 898	CT 89895
CF 899	CF 900	CF 900/1
CF 902/9	CF 917	VRE 585
CB 1559		

Cape Metropolitan Council

		SCA 770
SCA 790	SCA 791	CF 1000/2
CF 1001	CF 1030	CF 1031
CF 1032	CF 1033	CF 1034
CF 1035	CF 1036	CF 1044/1
CF 1044/3	CF 1048	CF 1049/1
CF 1050	CF 1052/1	CF 1054
CF 1054/1	CF 1056/1	CF 1056/2
CF 1056/3	CF 1056/4	CF 1056/5
CF 1056/6	CF 1057	CF 1058
CF 1058	CF 1059	CF 983/1

South Peninsula Municipality

CT 84812	CT 85247	CT 85540
CT 86244	CT 86245	CT 86246
CT 86247	CT 86248	CT 86249
CT 86250	CT 86251	CT 86252
CT 86253	CT 86254	CT 86255
CT 86256	CT 86257	CT 86258
CT 86266	CT 86273	CT 86333
CT 86334	CT 86335	CT 86336
CT 86337	CT 86338	CT 86339
CT 86340	CT 86341	CT 86342
CT 86343	CT 86344	CT 86345
CT 86359	CT 86360	CT 86361
CT 86362	CT 86373	CT 86376
CT 86377	CT 86378	CT 86394
CT 86395	CT 86398	CT 86420
CT 86913	CT 88291	CT 88354
CT 88369	CT 88370	CT 88371
CT 88372	CT 88411	CT 88412
CT 88413	CT 88414	CT 88415
CT 88416	CT 88417	CT 88420
CT 88421	CT 88422	CT 88423
CT 88424	CT 88425	CT 88426
CT 88427	CT 88461	CT 88488
CT 88489	CT 88492	CT 88526
CT 88530	CT 88533	CT 88755
CT 88756	CT 88764	CT 88772
CT 88801/1	CT 88802	CT 89896

CT 90138	CT 90178	CT 90179
CT 90180	CT 90181	CT 90182
CT 90183	CT 90184	CT 90185
CT 90186	CT 90187	CT 90188
CT 90189	CT 90191	CT 90192
CT 90193	CT 90194	CT 90195
CT 90196	CT 90198	CT 90199
CT 90200	CT 90201	CT 90202
CT 90203	CT 90216	CT 90217
CT 90219	CT 90220	CT 90221
CT 90222	CT 90223	CT 90224
CT 90225	CT 90226	CT 90227
CT 90228/1	CT 90228/2	CT 90229
CT 90242	CT 90243	CT 90303
CT 93290	CT 93659	CON 1069
CON 1119	CON 4665	CON 4669
HB 1430	HB 1457	HB 1478
HB 1516	HB 1734	HB 1737
HB 1749	HB 1756	HB 1762
HB 1771	HB 1772	HB 1773
HB 1774	HB 1776	HB 1778
HB 1779	HB 1780	HB 1481
HB 1782	HB 1784	HB 1786
HB 1847	HB 2023	HB 2029
HB 2054	HB 2069	HB 2079
HB 2286	HB 2383	HB 2530
HB 2736	HB 2939	HB 2959
HB 2977	HB 3079	HB 3209
HB 3441	HB 3442	HB 3558

HB 3559	HB 3560	HB 3720
HB 4015	HB 4703	HB 4930
FH 12050	FH 12193	FH 7000
FH 8422	FH 8563	FH 8564
FH 8611	S'T (ROAD RESERVE)	S'T 1312
S'T 2010	S'T 2011	S'T 2402
S'T 2510	S'T 2577	S'T 4067
S'T 516	S'T 517/0/1	S'T 518
S'T 519	S'T 520	S'T 521
S'T 522	S'T 523	S'T 524
S'T 531	S'T 533	S'T 534
S'T 535	S'T 536	S'T 538
S'T 540	S'T 541	S'T 542
S'T 608	S'T 693	S'T 2060
OV 681	N 937	CF 1023
CF 1051/1	CF 1130/2	CF 1130/4
CF 1134	FH 12053	CF 1368
CF 914	CF 917	CF 921
CF 923/1	CF 923/2	CF 923/3
CF 923/4	CF 923/5	CF 923/6
CF 924	CF 926	CF 927
CF 927/3	CF 927/4	CF 948/1
CF 948/7	CF 948/7	CF 953/26
CF 955	CF 963/2	CF 971/2
CF 977/1	CF 979/2	CF 979/3
CF 983/6	CF 985/2	CF 994
CF 948/9	CF 1368	CF 940/4

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

Municipalities Agreement

**HEADS OF AGREEMENT IN RESPECT OF
THE ALLOCATION OF LOCAL AUTHORITY LAND
IN THE CAPE PENINSULA PROTECTED NATURAL ENVIRONMENT
FOR THE PURPOSE OF
ESTABLISHING A NATIONAL PARK**

entered into between

CAPE METROPOLITAN COUNCIL

and

CAPE TOWN MUNICIPALITY

and

SOUTH PENINSULA MUNICIPALITY

and

SOUTH AFRICAN NATIONAL PARKS

Prepared by:

Syfret Godlonton-Fuller Moore Inc
Per : D Waddilove
11th Floor Waldorf Bldg
80 St George's Mall
Cape Town
Tel : 247030
Fax : 242346

1. PRELIMINARY

- 1.1 Clause headings are inserted for the sake of convenience only and shall not be read for the purposes of interpreting any provision of this Agreement.
- 1.2 Save where the context clearly indicates the contrary, any expression in this Agreement which refers to
- 1.2.1 a gender, shall include the other gender;
- 1.2.2 the singular shall include the plural and vice versa
- 1.3 Any reference in this Agreement to any legislation, regulation or other statutory provision shall be read as being reference to such legislation, regulation or statutory provision as currently enacted, and to any future amending or substituted legislation, regulation or statutory provision.

2. DEFINITIONS

In this Agreement, and the Schedules attached thereto, and unless the context clearly indicates a contrary intention :

- 2.1 "the Act" shall mean the National Parks Act, 1976 (Act 57 of 1976) or any amendment thereof as well as any regulations and rules issued in terms thereof;
- 2.2 "the Affected Area" shall mean the site, dwelling and outbuildings which are being utilized by the **OWNERS** being that portion of the Property defined on the survey diagram attached as Schedule A, as the figure ABCDEFGHIJKL of 27859m² in extent, in addition to a triangle of land to the north east of the tarred servitude road marked as parking area and shown on the insert of the deed diagram of Cape Farm 992 on Schedule A;
- 2.3 "the Non-Affected Area" shall mean that portion of the Property which is not included in the "Affected Area";
- 2.4 "the Agreement" shall mean this Agreement with Management Plan and any annexures thereto which have been signed by both Parties;
- 2.5 "the Beneficiary" shall mean such person, or body, which may have obtained servitude on other rights over the Property by means of an agreement other than this Agreement;
- 2.6 "the Board" shall mean the National Parks Board established in terms of the Act;

"Relevant local authority" shall mean that local authority in whom, in the absence of this agreement, the land would otherwise vest or, in the absence of this agreement would otherwise exercise the power or function referred to in this agreement;

"Restructuring agreements" shall mean those agreements concluded in terms of section 10C(4) of the Local Government Transition Act in respect of the Cape Metropolitan Area, and relating firstly to Staff, secondly to Assets and Liabilities, and thirdly to Functions, Powers and Duties.

3. LAND

3.1 The following land shall form the subject matter of this agreement:

- i. The properties contained in Schedule D to this agreement;
- ii. Unless otherwise agreed between the South African National Parks and the relevant local authority, those properties contained in Schedule B to this agreement with the exception of those parts upon which is located local authority infrastructure and which is necessary for the provision of services and the exercise of functions remaining the responsibility of that local authority or which that local authority reasonably requires for the provision of services and the exercise of its functions;
- iii. Those portions of the properties contained in Schedule C to this agreement which are located within the existing boundaries of the CPPNE and such further portions as may be located outside the boundaries of the CPPNE but which have been identified for inclusion in the national park;

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- iv. The South African National Parks shall forthwith compile specifications acceptable to all parties and thereafter call for tenders for the survey of all the portions of the properties contained in Schedules B and C to be excluded from the park and for the transfer of the land sold in terms of this agreement.

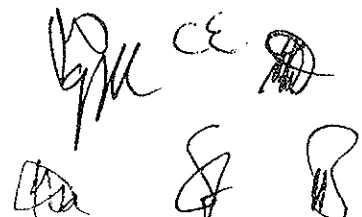
3.2 It is recorded that:

- i. Notwithstanding the provisions of this agreement, the Cape Metropolitan Council shall retain the use of the Buffelsbay cottage in the Cape of Good Hope Nature Reserve which it shall maintain at its own cost;
- ii. The properties contained in Schedule A to this agreement shall be subject to further negotiation between the South African National Parks and the relevant local authority. Until agreement is reached between the South African National Parks and the relevant local authority in respect of each property listed in Schedule A, that property shall not be proclaimed a national park, whether in terms of either section 2C, section 2B(1)(b) or other provision of the Act.

4. OBJECT OF THIS AGREEMENT

Subject to the further provisions and conditions of this agreement, the local authorities hereby transfer to the South African National Parks as a going concern their respective conservation management functions on the land. In furtherance of this objective, the local authorities hereby do the following:

- 4.1 From the effective date, transfer to the South African National Parks control of the land;

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- 4.2 From the effective date, transfer to the South African National Parks all assets, including but not limited to the movables listed in Schedule E to this agreement, liabilities, rights and obligations associated with their respective conservation management functions. The local authorities shall each advise the South African National Parks in writing by no later than 1 May 1998 of the liabilities to be transferred in terms hereof;
- 4.3 From the effective date, transfer to the South African National Parks all staff associated with their respective conservation management functions, which staff, together with their respective current job titles, are listed in Schedule F to this agreement;
- 4.4 Sell the land lock, stock and barrel to the South African National Parks. Insofar as the sale and transfer of a property to the South African National Parks, subject to the provisions of this agreement, may be ultra vires the powers of the South African National Parks, such sale and transfer shall be deemed to be conditionally suspensive upon the taking of such steps as may be necessary to render the sale and transfer intra vires;
- 4.5. Unless otherwise agreed between the South African National Parks and the relevant local authority, ownership of a property contained in Schedule B or C shall not be transferred to the South African National Parks until the portion to be excluded has been surveyed and subdivided out of the property;
- 4.6 Until such time as the suspensive conditions are satisfied and the land has been proclaimed as a national park in terms of section 2C of the Act and included in Schedule 1 to the Act, the local authorities lease to the South African National Parks the properties contained in Schedule D in its entirety, those properties contained in Schedule B, with the exception of that infrastructure located on the properties which is required by the relevant authorities for the exercise of those

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functions remaining their respective responsibility and, after survey, those parts of the properties listed in Schedule C which are to be included in the national park.

- 4.7. The lease shall commence on the effective date and shall continue until transfer is effected or expiry of a period of 99 years, whichever be the sooner, and shall, at the option of any of the parties, be registered in the Deeds Registry. The provisions of this agreement shall apply mutatis mutandis to such lease.

5. CONSIDERATION

- 5.1 From the effective date until date of termination of the lease, the South African National Parks shall pay to the relevant local authority an amount of R100,00 as consideration for the rental of the land, such payment to be effected upon expiry of the lease period.
- 5.2 Upon transfer of the land from each of the relevant local authorities to the South African National Parks, the South African National Parks shall pay to the relevant local authority an amount of R100,00, being the purchase price of all the land so transferred.
- 5.3 There shall be no consideration payable by the South African National Parks for the transfer to them of the conservation management functions or the associated staff, assets, liabilities, rights and obligations.

6. EFFECTIVE DATE

- 6.1. Upon the effective date the relevant local authorities shall cease their function of conservation management of the land, which shall include the management of the tourism and recreation function thereon, and

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7.3. The proclamation of the land as a national park in terms of section 2C of the Act shall be effected as soon as possible after transfer of the land to the South African National Parks.

7.4. Unless otherwise agreed between the South African National Parks and the relevant local authority, a property contained in Schedule B or C shall not be proclaimed a national park in terms of Section 2C until the portion to be excluded has been surveyed and sub-divided out of the property.

8. SERVITUDES

The lease and subsequent sale and transfer of the land from the local authorities to the South African National Parks shall be subject to such existing and future servitudes, rights of way or other restrictions necessary to afford the relevant local authority access to and management and maintenance of municipal infrastructure on the land for the provision of services and exercise of functions remaining the responsibility of that local authority, including the supply of water to the Cape metropolitan area.

9. FUTURE FUNDING

9.1. Each of the local authorities shall, for a period of five years from the effective date, as a contribution towards to the management and maintenance costs of the park, annually pay to the South African National Parks the following amounts:

- i. Cape Metropolitan Council - R4 000 000.00 which amount, on the anniversary of the effective date, shall escalate by an amount in proportion to the Consumer Price Index;
- ii. South Peninsula Municipality - R1 400 000.00;
- iii. Cape Town City Council - R4 700 000.00.

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- ii. In the absence of such scrutiny and compliance or recommended waiver of compliance the South African National Parks shall not proceed with the building works or allow such works to proceed;
- iii. The South African National Parks shall ensure that all buildings are erected in accordance with the plans as scrutinised by the relevant local authority.

15.4 It is recorded that the provisions of this clause shall not apply to land within the park, other than land forming the subject matter of this agreement, insofar as it may be ultra vires the Act to proclaim that other land to be a national park and include it in the land defined in Schedule 1 to the Act whilst the provisions of this clause apply.

16. ROADS

16.1 The South African National Parks shall be responsible for the management and maintenance of existing and future private roads and closed roads upon the land.

16.2 Unless otherwise agreed in regard to specific parts thereof, the relevant local authority or other organ of state shall be responsible for the maintenance of public roads and statutory road reserves within the future national park. It is recorded that within the road reserves the provisions of the Road Traffic Act, No 29 of 1989, the Urban Transport Act No 78 of 1977, the Roads Ordinance No 19 of 1976, including all applicable regulations, policy documents and manuals, and other relevant legislation shall apply.

16.3 Insofar as it is reasonable and necessary in the future for the sake of effecting work on roads remaining the responsibility of the local authorities or remedial work associated with such roads, the South African National Parks shall allow the relevant local authority to temporarily encroach on the land abutting on the road reserve.

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16.4 In the event of a part of the land being necessary in the future for the establishment by the local authorities of a new public road or the widening or protection of an existing public road, such part of the land shall be made available free of compensation by the South African National Parks to the relevant authority. The South African National Parks shall use its best endeavours to secure the deproclamation as a national park of the land to be made available in terms of this clause, insofar as it may be necessary to have that land deproclaimed.

17. ACCESS CHARGES

17.1 The South African National Parks shall obtain the prior written consent of the relevant local authority to the levying of charges by the South African National Parks for access by members of the public to those areas of the land where access is currently allowed by the relevant local authority at no charge.

17.2 Recommendations regarding the levying of charges at entry points to the land where an access fee is currently charged shall be referred to the National Park Committee for consideration and recommendation to the South African National Parks.

18. RATES AND TAXES

Save insofar as it may be precluded from doing so by the provisions of the Act, the relevant local authority shall be entitled to levy and collect within the park all rates, taxes or like imposts to which it is in law entitled.

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DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 954

29 September 2006

CORRECTION NOTICES
WYSIGING KENNISGEWINGS

LAND DECLARED IN TERMS OF THE NATIONAL PARKS ACT, 1976 TO BE
PART OF TABLE MOUNTAIN NATIONAL PARK, AUGRABIES WATERFALL
NATIONAL PARK AND MARAKELE NATIONAL PARK

GROND VERKLAAR IN TERME VAN DIE WET OP NASIONALE PARKE,
1976 TOT DEEL VAN DIE TAFELBERG NASIONALE PARK, AUGRABIES
WATERVAL NASIONALE PARK EN MARAKELE NASIONALE PARK

TABLE MOUNTAIN NATIONAL PARK

Government Notice 1071 published in Government Gazette No. 28185 of 28 October 2005, is hereby amended by replacing the name Agulhas National Park in subparagraph (a) with the name Table Mountain National Park.

TAFELBERG NASIONALE PARK

Goewermentskennisgewing 1071 gepubliseer in Staatskoerant No. 28185 van 28 Oktober 2005, word hiermee gewysig deur die naam Agulhas Nasionale Park in subparagraaf (a) te vervang met die naam Tafelberg Nasionale Park.

AUGRABIES NATIONAL PARK

(a) Government Notice 1067 published in Government Gazette 28185 of 28 October 2005, is hereby amended by replacing the name of the farm Zeekoe-Streek with Zeekoe Steek, where-ever it appears in the notice.

Goewermentskennisgewing 1067 gepubliseer in Staatskoerant No. 28185 van 28 Oktober 2005, word hiermee gewysig deur die naam van die plaas Zeekoe Streek te vervang met Zeekoe Steek waar dit ookal in die kennisgewing voorkom. .

(b) Government Notice 1067 published in Government Gazette 28185 of 28 October 2005, is hereby amended by replacing Remainder of Portion 18 of the farm Zeekoe-Streek No 9, Kenhard Registration Division, Northern Cape Province, in extent

7116,0904 hectares, held under Title Deed of Transfer T89356/1999 as it appears in the Schedule with Remainder of Portion 18 of the farm Zeekoe Steek No. 9, Kenhard Registration Division, Northern Cape Province, in extent 6467,5355 hectares, held under Title Deed of Transfer T89356/1999.

Goewermentskennisgewing 1067 gepubliseer in Staatskoerant No. 28185 van 28 Oktober 2005, word hiermee gewysig deur die vervanging van Restant van Gedeelte 18 van die plaas Zeekoe Steek No. 9, Registrasie Afdeling van Kenhard, Noord-Kaap Provinsie, groot 7116,0904 hektaar, gehou onder Titelakte T89356/1999, soos dit voorkom in die Bylae met Restant van Gedeelte 18 van die plaas Zeekoe Steek No. 9, Registrasie Afdeling van Kenhard, Noord-Kaap Provinsie, groot 6467,5355 hektaar, gehou onder Titelakte T89356/1999.

MARAKELE NATIONAL PARK

Government Notice 1063 published in Government Gazette No. 28185 of 28 October 2005 is hereby withdrawn

MARAKELE NASIONALE PARK

Goewermentskennisgewing 1063 gepubliseer in Staatskoerant No. 28185 van 28 Oktober 2005, word hiermee onttrek.

Portion 2 of the Farm Hamilton 41, M.S Registration Division, Limpopo Province, in extent 65,1140 hectares, held under Title Deed T5669/2004-06-23

The Remaining extent of the Farm Hamilton 41, M.S Registration Division, Limpopo Province, in extent 359,4617 hectare, held under Title Deed T5669/2004-06-23

Portion 3 of the Farm Tuscanen No. 17, M.S Registration Division, Limpopo Province, in extent 1301,0380 hectare, held under Title Deed T154756/2000

TABLE MOUNTAIN NATIONAL PARK

[Name of "Table Mountain National Park", formerly "Cape Peninsula National Park", substituted by GN 554/2004]

GN 739 / GG 18916 / 19980529 declared the following land to be part of the park:

Municipality of Cape Town

CT 12713	CT 12715	CT 47808
CT 47809/1	CT 47809/10	CT 4709/11
CT 47809/2	CT 47809/25	CT 47809/26
CT 47809/3	CT 47809/34	CT 47809/37
CT 47809/5	CT 47809/7	CT 47809/8
CT 47809/9	CT 47817	CT 47835
CT 47842	CT 47878	CT 47899
CT47900	CT47903	CT47904
CT47906	CT47907	CT47931
CT47933	CT47936	CT47961
CT47968	CT47969	CT47974
CT47992	CT47995	CT47996
CT47997	CT48012	CT48014
CT48016	CT48017	CT48034
CT48037	CT48042	CT48046
CT48053	CT48056	CT48071
CT48157	CT49374	CT88801
CT88802	CT983	CT984
CT985	CT49374	CT8801/1
CT8802	CT983/1	CT984
CT985/2	CB12	CB2
CB23	CB3	CLI11
FRET	FRE12	FRE1231
FRE1242	FRE1243	FRE1244
FRE1245	FRE1247	FRE1249
FRE1250	FRE1251	FRE13
FRE1362	FRE14	FRE1412

FRE1420	FRE1426	FRE1429
FRE182	FRE2	FRE3
FRE4	FRE512	FRE728
TBK1033	TBK1137	TBK1140
TB-K1171	TBK1172	TBK1173
TBK1174	TBK1175	TBK857
TBK956	TBK957	TBK97
ORA1996	ORA1997	ORA2000/1
ORA2000/2	ORA2001	ORA2002
ORA2003	ORA2005	ORA2009
ORA2021	ORA2453	ORA658
VRE1139	VRE1165	VRE1166
VRE1179	VRE1180	VRE1213
VRE1815	VRE2084	VRE614
CF1068	CF850	CF851
CF851/1	CF855	CF856
CF857	CF862	CF870
CF897	CF898	CT89895
CF899	CF900	CF900/1
CF902/9	CF917	VRE585
CB1559		

Cape Metropolitan Council

		SCA770
SCA790	SCA791	CF1000/2
CF1001	CF1030	CF1031
CF1032	CF1033	CF1034
CF1035	CF1036	CF1044/1
CF1044/3	CF1048	CF1049/1
CF1050	CF1052/1	CF1054
CF1054/1	CF1056/1	CF1056/2
CF1056/3	CF1056/4	CF1056/5
CF1056/6	CF1057	CF1058
CF1058	CF1059	CF983/1

South Peninsula Municipality

CT 84812	CT 85247	CT 85540
CT 86244	CT 86245	CT 86246
CT 86247	CT 86248	CT 86249
CT 86250	CT 86251	CT 86252
CT 86253	CT 86254	CT 86255
CT 86256	CT 86257	CT 86258
CT 86266	CT 86273	CT 86333

CT 86334	CT 86335	CT 86336
CT 86337	CT 86338	CT 86339
CT 86340	CT 86341	CT 86342
CT 86343	CT 86344	CT 86345
CT 86359	CT 86360	CT 86361
CT 86362	CT 86373	CT 86376
CT 86377	CT 86378	CT 86394
CT 86395	CT 86398	CT 86420
CT 86913	CT 88291	CT 88354
CT 88369	CT 88370	CT 88371
CT 88372	CT 88411	CT 88412
CT 88413	CT 88414	CT 88415
CT 88416	CT 88417	CT 88420
CT 88421	CT 88422	CT 88423
CT 88424	CT 88425	CT 88426
CT 88427	CT 88461	CT 88488
CT 88489	CT 88492	CT 88526
CT 88530	CT 88533	CT 88755
CT 88756	CT 88764	CT 88772
CT 88801/1	CT 88802	CT 89896
CT90138	CT90178	CT90179
CT90180	CT90181	CT90182
CT90183	CT90184	CT90185
CT90186	CT90187	CT90188
CT90189	CT90191	CT90192
CT90193	CT90194	CT90195
CT90196	CT90198	CT90199
CT90200	CT90201	CT90202
CT90203	CT90216	CT90217
CT90219	CT90220	CT90221
CT90222	CT90223	CT90224
CT90225	CT90226	CT90227
CT90228/1	CT90228/2	CT90229
CT90242	CT90243	CT90303
CT93290	CT93659	CON1069
CON1119	CON4665	CON4669
HB1430	HB1457	HB1478
HB1516	HB1734	HB1737
HB1749	HB1756	HB1762
HB1771	HB1772	HB1773
HB1774	HB1776	HB1778
HB1779	HB1780	HB1481
HB1782	HB1784	HB1786
HB1847	HB2023	HB2029
HB2054	HB2069	HB2079

HB2286	HB2383	HB2530
HB2736	HB2939	HB2959
HB2977	HB3079	HB3209
HB3441	HB3442	HB3558
HB 3559	HB 3560	HB 3720
HB 4015	HB 4703	HB 4930
FH12050	FH12193	FH 7000
FH 8422	FH 8563	FH 8564
FH 8611	S'T (ROAD RESERVE)	S'T 1312
S'T 2010	S'T 2011	S'T 2402
S'T 2510	S'T 2577	S'T 4067
S'T 516	S'T 517/0/1	S'T 518
S'T 519	S'T 520	S'T 521
S'T 522	S'T 523	S'T 524
S'T 531	S'T 533	S'T 534
S'T 535	S'T 536	S'T 538
S'T 540	S'T 541	S'T 542
S'T 608	S'T 693	S'T 2060
OV 681	N 937	CF1023
CF 1051/1	CF 1130/2	CF 1130/4
CF1134	FH12053	CF1368
CF 914	CF 917	CF 921
CF 923/1	CF 923/2	CF 923/3
CF 923/4	CF 923/5	CF 923/6
CF 924	CF 926	CF 927
CF 927/3	CF 927/4	CF 948/1
CF 948/7	CF 948/7	CF 953/26
CF 955	CF 963/2	CF 971/2
CF 977/1	CF 979/2	CF 979/3
CF 983/6	CF 985/2	CF 994
CF 948/9	CF 1368	CF 940/4

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

GN 543/99 declared the following land to be part of the park and amended Schedule 1 accordingly:

Erf 27410, Cape Town, in extent 14,6924 ha-registered Title Deed T1607/1891.

Erf 27411, Cape Town, in extent 15,6317 ha-registered Title Deed T1607/1891.

Erf 28001, Cape Town, in extent 32,3987 ha-registered Title Deed T27/1826.

Erf 28004, Cape Town (unmeasured)-registered Title Deed T1607/1891.

Erf 28002, Cape Town, in extent 153,0714 ha-registered Title Deed T16078/1891.

Erf 44213, Cape Town, in extent 7,4172 ha-registered Title Deed T1607/1891.

Erf 44214, Cape Town, in extent 74,2105 ha-registered Title Deed T10435/1956.

Erf 44246, Cape Town, in extent 2 366 m²-registered Title Deed CPF3-8/1833.

Erf 46162, Cape Town, in extent 67,1721 ha-registered Title Deed T1823/1894 (all parts of the property within the CCPNE boundary as described previously in PK171 in Government Gazette No. 9056 of 10 February 1994).

Erf 46165, Cape Town, in extent 25,9172 ha-registered Title Deed T17284/1954.

Erf 46166, in extent 4,2133 ha-registered Title Deed T1824/1894.

Ptn 1, Cape Farm 902, Hout Bay, unregistered, in extent 59,3921 ha.

Erf 1434, in extent 36,5584 ha-registered Title Deed 6740/1941.

Erf 1432, in extent 23,6046 ha-registered Title Deed T6740/1941.

State land west of Hout Bay, unmeasured and unregistered.

Cape Farm 964 (ptn), in extent 40,4587 ha-registered Title Deed T6117/1987.

Cape Farm 981 unregistered, in extent 17,1360 ha.

Cape Farm 980, in extent 98,8581 ha-registered Title Deed SGST 148/1953.

State Land in front of Misty Cliffs, unregistered and unmeasured.

Erf 750, Scarborough, unregistered, in extent 25,6960 ha.

State seawards of Cape Town 1021 and Cape Farm 1022, unregistered and unmeasured.

Cape Farm 1053 (Smitswinkel Bay), unregistered in extent 17,1360 ha.

GN 409/2001 declared the following land to be part of the park and amended Schedule 1 accordingly:

- Erf 12714, Cape Town, Province of the Western Cape, measuring 13,1012 (one three comma one zero one two) hectare, held by Deed of Transfer No. T1540/1911.

- Remainder of Erf 13072, Cape Town, Province of the Western Cape, measuring 33,2104 (three three comma two one zero four) hectare, held by Deed of Transfer No. T478/1894.
- Erf 14661, Cape Town, Province of the Western Cape, measuring 4 698 (four six nine eight) square metres, held by Deed of Transfer No. T1300/1931.
- Remainder of Erf 14662, Cape Town, Province of the Western Cape, measuring 30,9140 (three zero comma nine one four zero) hectare, held by Deed of Transfer No. T4476/1936.
- The farm Cecilia No. 884, Cape Registration Division, Province of the Western Cape, measuring 194,9371 (one nine four comma nine three seven one) hectare, held by Deed of Transfer No. T117/1950.
- The farm Tokai No. 908, Cape Registration Division, Province of the Western Cape, measuring 702,1237 (seven zero two comma one two three seven) hectare, held by Deed of Transfer No. G311/1954.

GN 410 / GG 22335 / 20010529 declared the following land to be part of the park:

- Portion 1 of Cape Farm 1047 in extent 1,700 ha-registered Title Deed T6759/1935.
- Erf 3366, Hout Bay in extent 249,9327 ha-held by T60024/97.
- Portion 1 of Erf 61, Simon's Town in extent 206,1068 ha-registered Title Deed T1560/1951.

GN 1126 / GG 22819 / 20011116 declared the following land to be part of the park:

The remainder of the Farm No. 999, in the South Peninsula Municipality, Division of the Cape, Province of the Western Cape, measuring 77,5465 (Seven Seven comma Five Four Six Five) hectares.

Portion 9 of the Farm No. 979, in the South Peninsula Municipality, Division of the Cape, Province of the Western Cape, measuring 139,2233 (ONE THREE NINE COMMA TWO TWO THREE THREE) hectares.

The remainder of the Farm No. 991, in the South Peninsula Municipality, Division of the Cape, Province of the Western Cape, measuring 16,8437 (One Six comma Eight Four Three Seven) hectares.

GN 1127/2001 declared the following land to be part of the park and amended Schedule 1 accordingly:

Erf 4460, Cape Town, Province of the Western Cape, measuring 3,9941 (Three comma Nine Nine Four One) hectares, held by Deed of Transfer No. T50880/1997.

Erf 2406, Cape Town, Province of the Western Cape, measuring 0,2342 (Zero comma Two Three Four Two) hectares, held by Deed of Transfer No. T6009/1976.

GN 722/2002 declared the following land to be part of the park and amended Schedule 1 accordingly:

- The farm Table Mountain Forest Reserve No. 859, Cape RD, Province of the Western Cape, measuring 518,3912 hectares, to be registered as depicted on Surveyor-General Diagram No. 1976/2001.
- Farm 860, Cape RD, Province of the Western Cape, measuring 33,5674 hectares, to be registered as depicted on Surveyor-General Diagram No. 1977/2001.
- The farm Hout Bay Forest Reserve No. 905, Cape RD, Province of the Western Cape, measuring 1 184,5167 hectares, to be registered as depicted on Surveyor-General Diagram No. 651/1996.
- Farm 901, Cape RD, Province of the Western Cape, measuring 505,4943 hectares, to be registered as depicted on Surveyor-General Diagram No. 1978/2001.
- Erf 165993, Cape Town, Cape RD, Province of the Western Cape, measuring 1,1098 hectares, to be registered as depicted on Surveyor-General Diagram No. 1979/2001.

GN 1497 / GG 25562 / 20031017 declared the following land to be part of the park:

Erf 1781, Hout Bay, Province of the Western Cape, measuring 12,8480 (One Two comma Eight Four Eight Zero) hectares, held by Deed of Transfer T8646/1957

Portion 2 of the farm Silvermyn 927, Cape Registration Division, measuring 24,5640 (Two Four comma Five Six Four Zero) hectares, held by Deed of Transfer T3008/1971.

GN 1498/2003 declared the following land to be part of the park and amended Schedule 1 accordingly:

Erf 1212, Hout Bay, Province of the Western Cape, measuring 202,3557 (Two Zero Two comma Three Five Five Seven) hectare, held by Deed of Grant No. 116/1948.

Erf 1213, Hout Bay, Province of the Western Cape, measuring 129,4363 (One Two Nine comma Four Three Six Three) hectare, held by Deed of Grant No. 116/1948.

GN 906 / GG 26615 / 20040730 declared the following land to be part of the park:

1. Erf 12043 Fish Hoek, Cape Registration Division, Province of the Western Cape, in extent 37,1890 hectare, held under Title Deed T109604/2003
2. Erf 1614 Simon's Town, Cape Registration Division, Province of the Western Cape, in extent 31,5377 hectare, held under Title Deed T84375/2003
3. Portion 33 (a portion of Portion 32) of the Farm Kommetjie Estates No. 948, Cape Registration Division, Province of the Western Cape, in extent 259,8105 hectare, held under Title Deed of T81851/2003
4. Erf 5113 Kommetjie, Cape Registration Division, Province of the Western Cape, in extent 179,3984 hectare, held under Certificate of Consolidate Title T110099/2002
5. The Farm No.990, Cape Registration Division, Province of the Western Cape, in extent 3,9957 hectare, held under Title Deed T85759/2002
6. Erf 90196 Cape Town, Cape Registration Division, Province of the Western Cape, in extent 2,5555 hectare, held under Title Deed T26590/1999
7. Portion 5 of the Farm Wildschutsbrandvlei No.983, Cape Registration Division, Province of the Western Cape, in extent 21,9922 hectare, held under Title Deed T6010/2001
8. Portion 2 of the Farm Wildschutsbrandvlei No.983, Cape Registration Division, Province of the Western Cape, in extent 22,1661, held under Title Deed T35335/2002
9. The Remainder of Erf 8562 Fish Hoek, Cape Registration Division, Province of the Western Cape, in extent 10,7056 hectare, held under Title Deed T52044/2000
10. The Remainder of Erf 8607 Fish Hoek, Cape Registration Division, Province of the Western Cape, in extent 3,8517 hectare, held under Title Deed T36804/2000

[Definition of "Cape Peninsula National Park amended by GN 543/99, GN 409/2001, GN 1127/2001, GN 722/2002, GN 1498/2003 and GN 554/2004]

No. 1179

7 November 2008

NATIONAL ENVIRONMENTAL MANAGEMENT: PROTECTED AREAS ACT, 2003 (ACT NO. 57 OF 2003)

INTENTION TO DECLARE CERTAIN LAND SITUATED IN THE CAPE REGISTRATION DIVISION, WESTERN CAPE PROVINCE AS PART OF THE TABLE MOUNTAIN NATIONAL PARK

I, Marthinus Christoffel Johannes van Schalkwyk, Minister of Environmental Affairs and Tourism, by virtue of the powers vested in me under section 20(1)(a)(ii), hereby give notice in terms of section 33(1)(a) of the of my intention to declare the properties listed in the Schedule as part of the Table Mountain National Park.

I hereby invite members of the public to submit written representations on or objections to the proposed notice within 60 days from the date of this notice, by submitting it to the following address:

The Director-General
Department of Environmental Affairs and Tourism
Private Bag X447
PRETORIA
0001

Attention: Ms S Mancotywa
Fax: (012) 322 7114
E-mail: smampe@deat.gov.za

Comments received after the closing date may be disregarded.



**MARTHINUS VAN SCHALKWYK
MINISTER OF ENVIRONMENTAL AFFAIRS AND TOURISM**

SCHEDULE

- a. ERF No. 1801,470, Cape Town situated in the Cape Registration Division, Western Cape Province, measuring 1.334 hectares in extent and held by Title Deed No. CPF20-27/1892;
- b. ERF No. 1802, Cape Town situated in the Cape Registration Division, Western Cape Province, measuring 0.8726 hectares in extent and held by Title Deed No. CPF20-27/1892;
- c. ERF No. 493, Sea Point East situated in the Cape Registration Division, Western Cape Province, measuring 0.036 hectares in extent and held by Title Deed No. CPF28/1/1913;
- d. ERF No. 558, Sea Point East situated in the Cape Registration Division, Western Cape Province, measuring 0.450 hectares in extent and held by Title Deed No. CPF21/3/1894;
- e. ERF No. 1455, Green Point, situated in the Cape Registration Division, Western Cape Province, measuring 0.1335, hectares in extent and held by Title Deed No. CPF21-2/1894;
- f. ERF No. 2044, Hout Bay, situated in the Cape Registration Division, Western Cape Province, measuring 4.2478 hectares in extent and held by Title Deed No. T86078/2006;
- g. ERF No. 9581, Hout Bay, situated in the Cape Registration Division, Western Cape Province, measuring 4.4637 hectares in extent and held by Title Deed No. T12913/2006;
- h. The remaining extent of ERF No 1063, Simon's Town situated in the Cape Registration Division, Western Cape Province, measuring 53.3464 extent and held by Title Deed No. T86078/2006;
- i. ERF No. 1541, Simon's Town situated in the Cape Registration Division, Western Cape Province, measuring 73.1563 hectares in extent and held by Title Deed No. T86078/2006;
- j. ERF No. 5011, Simon's Town situated in the Cape Registration Division, Western Cape Province, measuring 33.2172 hectares in extent and held by Title Deed No. T86078/2006;
- k. ERF No. 691, Simon's Town situated in the Cape Registration Division, Western Cape Province, measuring 3.5297 hectares in extent and held by Title Deed No. CPF23-10/1900;
- l. ERF No. 692, Simon's Town situated in the Cape Registration Division, Western Cape Province, and measuring 1.3503 hectares in extent and held by Title Deed No. CPF22-14/1898;

- m. ERF No. 701, Simon's Town situated in the Cape Registration Division, Western Cape Province, and measuring 0.413 hectares in extent and held by Title Deed No. CPF21-35/1897;
- n. Farm No. 1015, situated in the Cape Registration Division, Western Cape Province, and measuring 303.5563 hectares in extent and held by Title Deed No. T86078/2006;
- o. Remainder of the farm Jansberg No. 1029, situated in the Cape Registration Division, Western Cape Province, measuring 281.0133 hectares in extent and held by Title Deed No. T86078/2006;
- p. Remainder of the farm Helsdingen No. 906, situated in the Cape Registration Division, Western Cape Province, measuring 51.3919 hectares in extent and held by Title Deed No. T86078/2006;
- q. The remaining extent of the farm Commonage Section 3, No. 920 situated in the Cape Registration Division, Western Cape Province, measuring 708.0000 hectares in extent and held by Title Deed No. CPF33-19/1927
- r. Farm No 942, situated in the Cape Registration Division, Western Cape Province, and measuring 72.7743 hectares in extent and held by Title Deed No. T86078/2006;
- s. The remaining extent of the farm No. 963 situated in the Cape Registration Division, Western Cape Province, measuring 69.9144 hectares in extent and held by Title Deed No. T3723/1956;
- t. The remaining extent of portion 3 of the farm Welcome Cottage , No 967 situated in the Cape Registration Division, Western Cape Province, measuring 7.0943 hectares in extent and held by Title Deed No. T222/1958
- u. Farm No. 972, situated in the Cape Registration Division, Western Cape Province, and measuring 85.3967 hectares in extent and held by Title Deed No. T3723/1956
- v. Farm No. 973, situated in the Cape Registration Division, Western Cape Province, and measuring 4.5118 hectares in extent and held by Title Deed No. T3723/1956;
- w. The remaining extent of the farm Medunsa, No. 977 situated in the Cape Registration Division, Western Cape Province, measuring 17.3637 hectares in extent and held by Title Deed No. T86078/2006;
- x. Remainder of the farm No. 985 situated in the Cape Registration Division, Western Cape Province, measuring 3.8812 hectares in extent and held by Title Deed No. T86078/2006;

No. 401

9 April 2009

NATIONAL ENVIRONMENTAL MANAGEMENT: PROTECTED AREAS ACT, 2003 (ACT NO. 57 OF 2003)

DECLARATION OF LAND TO BE PART OF TABLE MOUNTAIN NATIONAL PARK IN TERMS OF THE NATIONAL ENVIRONMENTAL MANAGEMENT: PROTECTED AREAS ACT, 2003 (ACT NO. 57 OF 2003)

I, Marthinus Christoffel Johannes van Schalkwyk, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by Section 20(1)(a)(ii) of the National Environmental Management: Protected Areas Act, 2003 (Act No. 57 of 2003) the properties listed in the Schedule to be part of Table Mountain National Park.



MARTHINUS VAN SCHALKWYK

MINISTER OF ENVIRONMENTAL AFFAIRS AND TOURISM

SCHEDULE

The following land is considered for inclusion in the Table Mountain National Park:

- a. Erf 1801, Cape town, area = 3,287 ha.
- b. ERF No. 1802, Cape Town situated in the Cape Registration Division, Western Cape Province, measuring 0.8726 hectares in extent and held by Title Deed No. CPF20-27/1892;
- c. ERF No. 558, Sea Point East situated in the Cape Registration Division, Western Cape Province, measuring 0.450 hectares in extent and held by Title Deed No. CPF21/3/1894;
- d. ERF No. 1455, Green Point, situated in the Cape Registration Division, Western Cape Province, measuring 0.1335, hectares in extent and held by Title Deed No. CPF21-2/1894;
- e. ERF No. 2044, Hout Bay, situated in the Cape Registration Division, Western Cape Province, measuring 4.2478 hectares in extent and held by Title Deed No. T86078/2006;
- f. ERF No. 9581, Hout Bay, situated in the Cape Registration Division, Western Cape Province, measuring 4.4637 hectares in extent and held by Title Deed No. T12913/2006;
- g. Erf 1063, Simon's Town.
- h. ERF No. 1541, Simon's Town situated in the Cape Registration Division, Western Cape Province, measuring 73.1563 hectares in extent and held by Title Deed No. T86078/2006;
- i. ERF No. 5011, Simon's Town situated in the Cape Registration Division, Western Cape Province, measuring 33.2172 hectares in extent and held by Title Deed No. T86078/2006;
- j. ERF No. 691, Simon's Town situated in the Cape Registration Division, Western Cape Province, measuring 3.5297 hectares in extent and held by Title Deed No. CPF23-10/1900;
- k. ERF No. 692, Simon's Town situated in the Cape Registration Division, Western Cape Province, and measuring 1.3503 hectares in extent and held by Title Deed No. CPF22-14/1898;
- l. ERF No. 701, Simon's Town situated in the Cape Registration Division, Western Cape Province, and measuring 0.413 hectares in extent and held by Title Deed No. CPF21-35/1897;
- m. Farm No. 1015, situated in the Cape Registration Division, Western Cape Province, and measuring 303. 5563 hectares in extent and held by Title Deed No. T86078/2006;
- n. Remainder of the farm Jansberg No. 1029, situated in the Cape Registration Division, Western Cape Province, measuring 281.0133 hectares in extent and held by Title Deed No. T86078/2006;
- o. Remainder of the farm Helsdingen No. 906, situated in the Cape Registration Division, Western Cape Province, measuring 51.3919 hectares in extent and held by Title Deed No. T86078/2006;
- p. Remaining extend of commonage Section3, No 920 measuring 714,9903 hectares and the owners is still "City of Cape Town" .

- q. Farm No 942, situated in the Cape Registration Division, Western Cape Province, and measuring 72.7743 hectares in extent and held by Title Deed No. T86078/2006;
 - r. The remaining extent of the farm No. 963 situated in the Cape Registration Division, Western Cape Province, measuring 69.9144 hectares in extent and held by Title Deed No. T3723/1956;
 - s. The remaining extent of portion 3 of the farm Welcome Cottage , No 967 situated in the Cape Registration Division, Western Cape Province, measuring 7.0943 hectares in extent and held by Title Deed No. T222/1958
 - t. Farm 972 Title Deed No. = T3723/1956 .
 - u. Farm 973 Title Deed No. = T3723/1956 .
 - v. The farm name = Medusa 977.
 - w. Remainder of the farm No. 985 situated in the Cape Registration Division, Western Cape Province, measuring 3.8812 hectares in extent and held by Title Deed No. T86078/2006;
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NATIONAL ENVIRONMENTAL MANAGEMENT: PROTECTED AREAS ACT, 2003 (ACT NO. 57 OF 2003)

DECLARATION OF LAND TO BE PART OF TABLE MOUNTAIN NATIONAL PARK IN TERMS OF THE NATIONAL ENVIRONMENTAL MANAGEMENT: PROTECTED AREAS ACT, 2003 (ACT NO. 57 OF 2003)

I, Marthinus Christoffel Johannes van Schalkwyk, Minister of Environmental Affairs and Tourism, hereby declare by virtue of the powers vested in me by Section 20(1)(a)(ii) of the National Environmental Management: Protected Areas Act, 2003 (Act No. 57 of 2003) the properties listed in the Schedule to be part of Table Mountain National Park.



MARTHINUS VAN SCHALKWYK

MINISTER OF ENVIRONMENTAL AFFAIRS AND TOURISM

SCHEDULE

The following land is considered for inclusion in the Table Mountain National Park:

- a. Erf 1801, Cape town, **area** = 3,287 ha.
- b. ERF No. 1802, Cape Town situated in the Cape Registration Division, Western Cape Province, measuring 0.8726 hectares in extent and held by Title Deed No. CPF20-27/1892;
- c. ERF No. 558, Sea Point East situated in the Cape Registration Division, Western Cape Province, measuring 0.450 hectares in extent and held by Title Deed No. CPF21/3/1894;
- d. ERF No. 1455, Green Point, situated in the Cape Registration Division, Western Cape Province, measuring 0.1335, hectares in extent and held by Title Deed No. CPF21-2/1894;
- e. ERF No. 2044, Hout Bay, situated in the Cape Registration Division, Western Cape Province, measuring 4.2478 hectares in extent and held by Title Deed No. T86078/2006;
- f. ERF No. 9581, Hout Bay, situated in the Cape Registration Division, Western Cape Province, measuring 4.4637 hectares in extent and held by Title Deed No. T12913/2006;
- g. Erf 1063, Simon's Town.
- h. ERF No. 1541, Simon's Town situated in the Cape Registration Division, Western Cape Province, measuring 73.1563 hectares in extent and held by Title Deed No. T86078/2006;
- i. ERF No. 5011, Simon's Town situated in the Cape Registration Division, Western Cape Province, measuring 33.2172 hectares in extent and held by Title Deed No. T86078/2006;
- j. ERF No. 691, Simon's Town situated in the Cape Registration Division, Western Cape Province, measuring 3.5297 hectares in extent and held by Title Deed No. CPF23-10/1900;
- k. ERF No. 692, Simon's Town situated in the Cape Registration Division, Western Cape Province, and measuring 1.3503 hectares in extent and held by Title Deed No. CPF22-14/1898;
- l. ERF No. 701, Simon's Town situated in the Cape Registration Division, Western Cape Province, and measuring 0.413 hectares in extent and held by Title Deed No. CPF21-35/1897;
- m. Farm No. 1015, situated in the Cape Registration Division, Western Cape Province, and measuring 303. 5563 hectares in extent and held by Title Deed No. T86078/2006;
- n. Remainder of the farm Jansberg No. 1029, situated in the Cape Registration Division, Western Cape Province, measuring 281.0133 hectares in extent and held by Title Deed No. T86078/2006;
- o. Remainder of the farm Helsdingen No. 906, situated in the Cape Registration Division, Western Cape Province, measuring 51.3919 hectares in extent and held by Title Deed No. T86078/2006;
- p. Remaining extend of commonage Section3, No 920 measuring **714,9903** hectares and the **owners** is still "City of Cape Town" .

- q. Farm No 942, situated in the Cape Registration Division, Western Cape Province, and measuring 72.7743 hectares in extent and held by Title Deed No. T86078/2006;
- r. The remaining extent of the farm No. 963 situated in the Cape Registration Division, Western Cape Province, measuring 69.9144 hectares in extent and held by Title Deed No. T3723/1956;
- s. The remaining extent of portion 3 of the farm Welcome Cottage , No 967 situated in the Cape Registration Division, Western Cape Province, measuring 7.0943 hectares in extent and held by Title Deed No. T222/1958
- t. Farm 972 Title Deed No. = T3723/1956 .
- u. Farm 973 Title Deed No. = T3723/1956 .
- v. The farm name = Medusa 977.
- w. Remainder of the farm No. 985 situated in the Cape Registration Division, Western Cape Province, measuring 3.8812 hectares in extent and held by Title Deed No. T86078/2006;

GENERAL NOTICES

NOTICE 352 OF 2009

DEPARTMENT OF TRANSPORT

PUBLICATION FOR PUBLIC COMMENTS: MERCHANT SHIPPING (INTERNATIONAL OIL POLLUTION COMPENSATION FUND) BILL, 2009

The Minister of Transport is hereby publishing the abovementioned draft Bill for public comments. Interested persons are requested to submit written comments on the abovementioned draft Bill by not later than 22 May 2009.

Comments should be posted to the Director-General, Department of Transport for the attention of Adv. Adam Masombuka at:

The Department of Transport
Private Bag x193
PRETORIA
0001

E-mail address: MasombuA@dot.gov.za
Tel : (012) 309-3888
Fax : (012) 309-3134

TABLE MOUNTAIN NATIONAL PARK

[Name of "Table Mountain National Park", formerly "Cape Peninsula National Park", substituted by GN 554/2004]

GN 739 / GG 18916 / 19980529 declared the following land to be part of the park:

Municipality of Cape Town

CT 12713	CT 12715	CT 47808	20
CT 47809/1	CT 47809/10	CT 4709/11	
CT 47809/2	CT 47809/25	CT 47809/26	25
CT 47809/3	CT 47809/34	CT 47809/37	
CT 47809/5	CT 47809/7	CT 47809/8	30
CT 47809/9	CT 47817	CT 47835	
CT 47842	CT 47878	CT 47899	35
CT47900	CT47903	CT47904	
CT47906	CT47907	CT47931	35
CT47933	CT47936	CT47961	
CT47968	CT47969	CT47974	35
CT47992	CT47995	CT47996	
CT47997	CT48012	CT48014	35
CT48016	CT48017	CT48034	

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CT48037	CT48042	CT48046	
CT48053	CT48056	CT48071	
CT48157	CT49374	CT88801	
CT88802	CT983	CT984	
CT985	CT49374	CT8801/1	5
CT8802	CT983/1	CT984	
CT985/2	CB12	CB2	
CB23	CB3	CL11	
FRET	FRE12	FRE1231	
FRE1242	FRE1243	FRE1244	10
FRE1245	FRE1247	FRE1249	
FRE1250	FRE1251	FRE13	
FRE1362	FRE14	FRE1412	
FRE1420	FRE1426	FRE1429	
FRE182	FRE2	FRE3	15
FRE4	FRE512	FRE728	
TBK1033	TBK1137	TBK1140	
TB-K1171	TBK1172	TBK1173	
TBK1174	TBK1175	TBK857	
TBK956	TBK957	TBK97	20
ORA1996	ORA1997	ORA2000/1	
ORA2000/2	ORA2001	ORA2002	
ORA2003	ORA2005	ORA2009	
ORA2021	ORA2453	ORA658	
VRE1139	VRE1165	VRE1166	25
VRE1179	VRE1180	VRE1213	
VRE1815	VRE2084	VRE614	
CF1068	CF850	CF851	
CF851/1	CF855	CF856	
CF857	CF862	CF870	30
CF897	CF898	CT89895	
CF899	CF900	CF900/1	
CF902/9	CF917	VRE585	
CB1559			
Cape Metropolitan Council			35
		SCA770	

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CT48037	CT48042	CT48046	
CT48053	CT48056	CT48071	
CT48157	CT49374	CT88801	
CT88802	CT983	CT984	
CT985	CT49374	CT8801/1	5
CT8802	CT983/1	CT984	
CT985/2	CB12	CB2	
CB23	CB3	CLI11	
FRET	FRE12	FRE1231	
FRE1242	FRE1243	FRE1244	10
FRE1245	FRE1247	FRE1249	
FRE1250	FRE1251	FRE13	
FRE1362	FRE14	FRE1412	
FRE1420	FRE1426	FRE1429	
FRE182	FRE2	FRE3	15
FRE4	FRE512	FRE728	
TBK1033	TBK1137	TBK1140	
TB-K1171	TBK1172	TBK1173	
TBK1174	TBK1175	TBK857	
TBK956	TBK957	TBK97	20
ORA1996	ORA1997	ORA2000/1	
ORA2000/2	ORA2001	ORA2002	
ORA2003	ORA2005	ORA2009	
ORA2021	ORA2453	ORA658	
VRE1139	VRE1165	VRE1166	25
VRE1179	VRE1180	VRE1213	
VRE1815	VRE2084	VRE614	
CF1068	CF850	CF851	
CF851/1	CF855	CF856	
CF857	CF862	CF870	30
CF897	CF898	CT89895	
CF899	CF900	CF900/1	
CF902/9	CF917	VRE585	
CB1559			
IBhunga eliMbaxa laseKapa			35
		SCA770	

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SCA790	SCA791	CF1000/2	
CF1001	CF1030	CF1031	
CF1032	CF1033	CF1034	
CF1035	CF1036	CF1044/1	
CF1044/3	CF1048	CF1049/1	5
CF1050	CF1052/1	CF1054	
CF1054/1	CF1056/1	CF1056/2	
CF1056/3	CF1056/4	CF1056/5	
CF1056/6	CF1057	CF1058	
CF1058	CF1059	CF983/1	10

South Peninsula Municipality

CT 84812	CT 85247	CT 85540	
CT 86244	CT 86245	CT 86246	
CT 86247	CT 86248	CT 86249	15
CT 86250	CT 86251	CT 86252	
CT 86253	CT 86254	CT 86255	
CT 86256	CT 86257	CT 86258	
CT 86266	CT 86273	CT 86333	
CT 86334	CT 86335	CT 86336	20
CT 86337	CT 86338	CT 86339	
CT 86340	CT 86341	CT 86342	
CT 86343	CT 86344	CT 86345	
CT 86359	CT 86360	CT 86361	
CT 86362	CT 86373	CT 86376	25
CT 86377	CT 86378	CT 86394	
CT 86395	CT 86398	CT 86420	
CT 86913	CT 88291	CT 88354	
CT 88369	CT 88370	CT 88371	
CT 88372	CT 88411	CT 88412	30
CT 88413	CT 88414	CT 88415	
CT 88416	CT 88417	CT 88420	
CT 88421	CT 88422	CT 88423	
CT 88424	CT 88425	CT 88426	
CT 88427	CT 88461	CT 88488	35
CT 88489	CT 88492	CT 88526	
CT 88530	CT 88533	CT 88755	

ULAWULO LOKUSINGQONGILEYO LWF.SIZWE: **Act No. 15, 2009**
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SCA790	SCA791	CF1000/2	
CF1001	CF1030	CF1031	
CF1032	CF1033	CF1034	
CF1035	CF1036	CF1044/1	
CF1044/3	CF1048	CF1049/1	5
CF1050	CF1052/1	CF1054	
CF1054/1	CF1056/1	CF1056/2	
CF1056/3	CF1056/4	CF1056/5	
CF1056/6	CF1057	CF1058	
CF1058	CF1059	CF983/1	10

UMasipala wePeninsula yoMzantsi

CT 84812	CT 85247	CT 85540	
CT 86244	CT 86245	CT 86246	
CT 86247	CT 86248	CT 86249	15
CT 86250	CT 86251	CT 86252	
CT 86253	CT 86254	CT 86255	
CT 86256	CT 86257	CT 86258	
CT 86266	CT 86273	CT 86333	
CT 86334	CT 86335	CT 86336	20
CT 86337	CT 86338	CT 86339	
CT 86340	CT 86341	CT 86342	
CT 86343	CT 86344	CT 86345	
CT 86359	CT 86360	CT 86361	
CT 86362	CT 86373	CT 86376	25
CT 86377	CT 86378	CT 86394	
CT 86395	CT 86398	CT 86420	
CT 86913	CT 88291	CT 88354	
CT 88369	CT 88370	CT 88371	
CT 88372	CT 88411	CT 88412	30
CT 88413	CT 88414	CT 88415	
CT 88416	CT 88417	CT 88420	
CT 88421	CT 88422	CT 88423	
CT 88424	CT 88425	CT 88426	
CT 88427	CT 88461	CT 88488	35
CT 88489	CT 88492	CT 88526	
CT 88530	CT 88533	CT 88755	

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CT 88756	CT 88764	CT 88772	
CT 88801/1	CT 88802	CT 89896	
CT90138	CT90178	CT90179	
CT90180	CT90181	CT90182	
CT90183	CT90184	CT90185	5
CT90186	CT90187	CT90188	
CT90189	CT90191	CT90192	
CT90193	CT90194	CT90195	
CT90196	CT90198	CT90199	
CT90200	CT90201	CT90202	10
CT90203	CT90216	CT90217	
CT90219	CT90220	CT90221	
CT90222	CT90223	CT90224	
CT90225	CT90226	CT90227	
CT90228/1	CT90228/2	CT90229	15
CT90242	CT90243	CT90303	
CT93290	CT93659	CON1069	
CON1119	CON4665	CON4669	
HB1430	HB1457	HB1478	
HB1516	HB1734	HB1737	20
HB1749	HB1756	HB1762	
HB1771	HB1772	HB1773	
HB1774	HB1776	HB1778	
HB1779	HB1780	HB1481	
HB1782	HB1784	HB1786	25
HB1847	HB2023	HB2029	
HB2054	HB2069	HB2079	
HB2286	HB2383	HB2530	
HB2736	HB2939	HB2959	
HB2977	HB3079	HB3209	30
HB3441	HB3442	HB3558	
HB 3559	HB 3560	HB 3720	
HB 4015	HB 4703	HB 4930	
FH12050	FH12193	FH 7000	
FH 8422	FH 8563	FH 8564	35
FH 8611	S'T (ROAD RESERVE)	S'T 1312	

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 UMTHETHO SIHLOMELO WEMIMANDLA EKHUSELWEYO, 2009

CT 88756	CT 88764	CT 88772	
CT 88801/1	CT 88802	CT 89896	
CT90138	CT90178	CT90179	
CT90180	CT90181	CT90182	
CT90183	CT90184	CT90185	5
CT90186	CT90187	CT90188	
CT90189	CT90191	CT90192	
CT90193	CT90194	CT90195	
CT90196	CT90198	CT90199	
CT90200	CT90201	CT90202	10
CT90203	CT90216	CT90217	
CT90219	CT90220	CT90221	
CT90222	CT90223	CT90224	
CT90225	CT90226	CT90227	
CT90228/1	CT90228/2	CT90229	15
CT90242	CT90243	CT90303	
CT93290	CT93659	CON1069	
CON1119	CON4665	CON4669	
HB1430	HB1457	HB1478	
HB1516	HB1734	HB1737	20
HB1749	HB1756	HB1762	
HB1771	HB1772	HB1773	
HB1774	HB1776	HB1778	
HB1779	HB1780	HB1481	
HB1782	HB1784	HB1786	25
HB1847	HB2023	HB2029	
HB2054	HB2069	HB2079	
HB2286	HB2383	HB2530	
HB2736	HB2939	HB2959	
HB2977	HB3079	HB3209	30
HB3441	HB3442	HB3558	
HB 3559	HB 3560	HB 3720	
HB 4015	HB 4703	HB 4930	
FH12050	FH12193	FH 7000	
FH 8422	FH 8563	FH 8564	35
FH 8611	S'T (ROAD RESERVE)	S'T 1312	

S'T 2010	S'T 2011	S'T 2402	
S'T 2510	S'T 2577	S'T 4067	
S'T 516	S'T 517/0/1	S'T 518	
S'T 519	S'T 520	S'T 521	
S'T 522	S'T 523	S'T 524	5
S'T 531	S'T 533	S'T 534	
S'T 535	S'T 536	S'T 538	
S'T 540	S'T 541	S'T 542	
S'T 608	S'T 693	S'T 2060	
OV 681	N 937	CF1023	10
CF 1051/1	CF 1130/2	CF 1130/4	
CF1134	FH12053	CF1368	
CF 914	CF 917	CF 921	
CF 923/1	CF 923/2	CF 923/3	
CF 923/4	CF 923/5	CF 923/6	15
CF 924	CF 926	CF 927	
CF 927/3	CF 927/4	CF 948/1	
CF 948/7	CF 948/7	CF 953/26	
CF 955	CF 963/2	CF 971/2	
CF 977/1	CF 979/2	CF 979/3	20
CF 983/6	CF 985/2	CF 994	
CF 948/9	CF 1368	CF 940/4	

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

GN 543/99 declared the following land to be part of the park and amended Schedule 1 accordingly: 25

Erf 27410, Cape Town, in extent 14,6924 ha-registered Title Deed T1607/1891.

Erf 27411, Cape Town, in extent 15,6317 ha-registered Title Deed T1607/1891.

Erf 28001, Cape Town, in extent 32,3987 ha-registered Title Deed T27/1826.

Erf 28004, Cape Town (unmeasured)-registered Title Deed T1607/1891. 30

Erf 28002, Cape Town, in extent 153,0714 ha-registered Title Deed T16078/1891.

Erf 44213, Cape Town, in extent 7,4172 ha-registered Title Deed T1607/1891.

Erf 44214, Cape Town, in extent 74,2105 ha-registered Title Deed T10435/1956.

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S'T 2010	S'T 2011	S'T 2402	
S'T 2510	S'T 2577	S'T 4067	
S'T 516	S'T 517/0/1	S'T 518	
S'T 519	S'T 520	S'T 521	
S'T 522	S'T 523	S'T 524	5
S'T 531	S'T 533	S'T 534	
S'T 535	S'T 536	S'T 538	
S'T 540	S'T 541	S'T 542	
S'T 608	S'T 693	S'T 2060	
OV 681	N 937	CF1023	10
CF 1051/1	CF 1130/2	CF 1130/4	
CF1134	FH12053	CF1368	
CF 914	CF 917	CF 921	
CF 923/1	CF 923/2	CF 923/3	
CF 923/4	CF 923/5	CF 923/6	15
CF 924	CF 926	CF 927	
CF 927/3	CF 927/4	CF 948/1	
CF 948/7	CF 948/7	CF 953/26	
CF 955	CF 963/2	CF 971/2	
CF 977/1	CF 979/2	CF 979/3	20
CF 983/6	CF 985/2	CF 994	
CF 948/9	CF 1368	CF 940/4	

IFama yaseKapa 992, ime phakathi kuMasipala wePeninsula yoMzantsi, kwicandelo laseKapa, kwiPhondo laseNtshona Koloni, ilinganiswa ne-31, 3491 yeehektare.

I-GN 543/99 ibhengeze lo mhlaba ulandelayo ukuba ube yinxalenye yale paka yaza yahlomela iShedyuli yo-1 ngokufanelekileyo: 25

ISiza-27410, eKapa, kububanzi obuzi-14, 6924 leehekt- uXwebhu lweLungelo lobuMnini-mhlaba elibhalisiweyo elingu-T1607/1891.

ISiza-27411, eKapa, kububanzi obuli-15, 6317 lechekt- uXwebhu lweLungelo lobuMnini-mhlaba elibhalisiweyo elingu-T1607/1891. 30

ISiza-28001, eKapa, kububanzi obunga-32, 3987 ha- uXwebhu lweLungelo lobuMnini-mhlaba elibhalisiweyo elingu-T27/1826.

ISiza-28004, eKapa (esingalinganiswa)—uXwebhu lweLungelo lobuMnini-mhlaba elibhaliswe ngalo elingu-T1607/1891.

ISiza-28002, eKapa, kububanzi obuli-153, 0714 leehekt- uXwebhu lweLungelo lobuMnini-mhlaba elibhalisiweyo elingu-T16078/1891. 35

ISiza-44213, eKapa, kububanzi obuzi-7, 4172 zeehekt- uXwebhu lweLungelo lobuMnini-mhlaba elibhalisiweyo elingu-T1607/1891.

ISiza-44214, eKapa, kububanzi obunga-74, 2105 ha- uXwebhu lweLungelo lobuMnini-mhlaba elibhaliswe ngalo elingu-T10435/1956. 40

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Erf 44246, Cape Town, in extent 2 366 m ² -registered Title Deed CPF3-8/1833.	
Erf 46162, Cape Town, in extent 67,1721 ha-registered Title Deed T1823/1894 (all parts of the property within the CCPNE boundary as described previously in PK171 in Government Gazette No. 9056 of 10 February 1994).	
Erf 46165, Cape Town, in extent 25,9172 ha-registered Title Deed T17284/1954.	5
Erf 46166, in extent 4,2133 ha-registered Title Deed T1824/1894.	
Ptn 1, Cape Farm 902, Hout Bay, unregistered, in extent 59,3921 ha.	
Erf 1434, in extent 36,5584 ha-registered Title Deed 6740/1941.	
Erf 1432, in extent 23,6046 ha-registered Title Deed T6740/1941.	
State land west of Hout Bay, unmeasured and unregistered.	10
Cape Farm 964 (ptn), in extent 40,4587 ha-registered Title Deed T6117/1987.	
Cape Farm 981 unregistered, in extent 17,1360 ha.	
Cape Farm 980, in extent 98,8581 ha-registered Title Deed SGST 148/1953.	
State Land in front of Misty Cliffs, unregistered and unmeasured.	
Erf 750, Scarborough, unregistered, in extent 25,6960 ha.	15
State seawards of Cape Town 1021 and	
Cape Farm 1022, unregistered and unmeasured. Cape Farm 1053 (Smitswinkel Bay), unregistered in extent 17,1360 ha.	
<i>GN 409/2001 declared the following land to be part of the park and amended Schedule 1 accordingly:</i>	20
– Erf 12714, Cape Town, Province of the Western Cape, measuring 13,1012 (one three comma one zero one two) hectare, held by Deed of Transfer No. T1540/1911.	
– Remainder of Erf 13072, Cape Town, Province of the Western Cape, measuring 33,2104 (three three comma two one zero four) hectare, held by Deed of Transfer No. T478/1894.	25
– Erf 14661, Cape Town, Province of the Western Cape, measuring 4 698 (four six nine eight) square metres, held by Deed of Transfer No. T1300/1931.	
– Remainder of Erf 14662, Cape Town, Province of the Western Cape, measuring 30,9140 (three zero comma nine one four zero) hectare, held by Deed of Transfer No. T4476/1936.	30
– The farm Cecilia No. 884, Cape Registration Division, Province of the Western Cape, measuring 194,9371 (one nine four comma nine three seven one) hectare, held by Deed of Transfer No. T117/1950.	
– The farm Tokai No. 908, Cape Registration Division, Province of the Western Cape, measuring 702,1237 (seven zero two comma one two three seven) hectare, held by Deed of Transfer No. G311/1954.	35
<i>GN 410 / GG 22335 / 20010529 declared the following land to be part of the park:</i>	
– Portion 1 of Cape Farm 1047 in extent 1,700 ha-registered Title Deed T6759/1935.	40

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- ISiza-44246, eKapa, kububanzi obusi-2 366 m2- uXwebhu lweLungelo lobuMnini-mhlaba elibhalisiweyo elingu-CPF3-8/1833.
- ISiza-46162, eKapa, kububanzi obunga-67, 1721 eehekt- uXwebhu lweLungelo lobuMnini-mhlaba elibhalisiweyo elingu-T1823/1894 (zonke iindawo zomhlaba okumda we-CCPNE njengoko kucacisiwe ngaphambili kwi-PK171 kwiPhephandaba loMbuso enguNombolo-9056 yomhla we-10 kuFebruwari we-1994). 5
- ISiza-46165, eKapa, kububanzi obunga-25, 9172 eehekt- uXwebhu lweLungelo lobuMnini-mhlaba elibhalisiweyo elingu-T17284/1954.
- ISiza-46166, kububanzi obusi-4, 2133 eehekt- uXwebhu lweLungelo lobuMnini-mhlaba elibhalisiweyo elingu-T1824/1894. 10
- ISahlulo so-1, seFama yaseKapa 902, eHout Bay, esingabhaliswanga, kububanzi obunga-59,3921 eehekt.
- ISiza-1434, kububanzi obunga-36, 5584 eehekt- uXwebhu lweLungelo lobuMnini-mhlaba elibhalisiweyo elingu-6740/1941.
- ISiza-1432, kububanzi obunga-23, 6046 eehekt- uXwebhu lweLungelo lobuMnini-mhlaba elibhalisiweyo elingu-T6740/1941. 15
- Umhlaba kaRhulume kwintshona yaseHout Bay, ongalinganiswana nongabhaliswana.
- IFama yaseKapa engu-964 (i-ptn), kububanzi obunga-40, 4587 eehekt- uXwebhu lweLungelo lobuMnini-mhlaba elibhalisiweyo elingu-T6117/1987.
- IFama yaseKapa engu-981 engabhaliswanga, kububanzi obuli-17, 1360 eehekt. 20
- IFama yaseKapa engu-980, kububanzi obunga-98, 8581 eehekt- uXwebhu lweLungelo lobuMnini-mhlaba elibhalisiweyo elingu-SGST 148/1953.
- UMhlaba kaRhulumente ophambi kweMisty Cliffs, ongabhaliswanga nongalinganiswanga.
- ISiza-750, eScarborough, esingabhaliswanga, kububanzi obunga-25, 6960 eehekt. 25
- Umhlaba ojonge elwandle kaRhulumente waseKapa ongu-1021 neFama yaseKapa engu-1022, ongabhaliswanga nongalinganiswanga. IFama yaseKapa engu-1053 (iSmitswinkel Bay), engabhaliswanga kububanzi obuli-17, 1360 eehekt.
- 1-GN 409/2001 ibhengeze lo mhlaba ulandelayo ukuba ube yinxalenye yale paka yaza yahlomela iShedyuli yo-1 ngokufanelekileyo:*** 30
- ISiza-12714, eKapa, kwiPhondo laseNtshona Koloni, silinganiswa ne-13, 1012 (*isinye isithathu ikoma isinye iqanda isinye isibini*) yeehektare, sibanjwe luXwebhu lokuTshintsha ubuMnini enguNombolo-T1540/1911.
 - Intsalela yeSiza-13072, eKapa, kwiPhondo laseNtshona Koloni, ilinganiswa na-33, 2104 (*isithathu isithathu ikoma isibini isinye iqanda isine*) yeehektare, sibanjwe luXwebhu lokuTshintsha ubuMnini elinguNombolo-T478/1894. 35
 - ISiza-14661, eKapa, kwiPhondo laseNtshona Koloni, silinganiswa ne-4 698 (*isine isithandathu ithoba isibhozo*) yesikwere seemitha, sibanjwe luXwebhu lokuTshintsha ubuMnini elinguNombolo-T1300/1931.
 - Intsalela yeSiza-14662, eKapa, kwiPhondo laseNtshona Koloni, ilinganiswa na-30, 9140 (*isithathu iqanda ikoma ithoba isinye isine iqanda*) yeehektare, sibanjwe luXwebhu lokuTshintsha ubuMnini enguNombolo-T4476/1936. 40
 - Ifama iCecilia enguNombolo-884, kwiCandelo loBhaliso laseKapa, kwiPhondo laseNtshona Koloni, ilinganiswa ne-194, 9371 (*isinye ithoba isine ikoma ithoba isithathu isixhenxe isinye*) yeehektare, sibanjwe luXwebhu lokuTshintsha ubuMnini enguNombolo-T117/1950. 45
 - Ifama iTokai enguNombolo-908, kwiCandelo loBhaliso laseKapa, kwiPhondo laseNtshona Koloni, ilinganiswa ne-702, 1237 (*isixhenxe iqanda isibini ikoma isinye isibini isithathu isixhenxe*) yeehektare, sibanjwe luXwebhu lokuTshintsha ubuMnini enguNombolo-G311/1954. 50
- 1-GN 410 / GG 22335 / 20010529 ibhengeze lo mhlaba ulandelayo ukuba ube yinxalenye yale paka:***
- ISahlulo so-1 seFama yaseKapa engu-1047 kububanzi obuli-1, 700 eehekt- uXwebhu lweLungelo lobuMnini-mhlaba ebhaliswe ngalo elingu-T6759/1935.

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- Erf 3366, Hout Bay in extent 249,9327 ha-held by T60024/97.
- Portion 1 of Erf 61, Simon's Town in extent 206,1068 ha-registered Title Deed T1560/1951.

GN 1126 / GG 22819 / 20011116 declared the following land to be part of the park:

The remainder of the Farm No. 999, in the South Peninsula Municipality, Division of the Cape, Province of the Western Cape, measuring 77,5465 (Seven Seven comma Five Four Six Five) hectares. 5

Portion 9 of the Farm No. 979, in the South Peninsula Municipality, Division of the Cape, Province of the Western Cape, measuring 139,2233 (ONE THREE NINE COMMA TWO TWO THREE THREE) hectares. 10

The remainder of the Farm No. 991, in the South Peninsula Municipality, Division of the Cape, Province of the Western Cape, measuring 16,8437 (One Six comma Eight Four Three Seven) hectares. .

GN 1127/2001 declared the following land to be part of the park and amended Schedule 1 accordingly: 15

Erf 4460, Cape Town, Province of the Western Cape, measuring 3,9941 (Three comma Nine Nine Four One) hectares, held by Deed of Transfer No. T50880/1997.

Erf 2406, Cape Town, Province of the Western Cape, measuring 0,2342 (Zero comma Two Three Four Two) hectares, held by Deed of Transfer No. T6009/1976.

GN 722/2002 declared the following land to be part of the park and amended Schedule 1 accordingly: 20

- The farm Table Mountain Forest Reserve No. 859, Cape RD, Province of the Western Cape, measuring 518,3912 hectares, to be registered as depicted on Surveyor-General Diagram No. 1976/2001.
- Farm 860, Cape RD, Province of the Western Cape, measuring 33,5674 hectares, to be registered as depicted on Surveyor-General Diagram No. 1977/2001.
- The farm Hout Bay Forest Reserve No. 905, Cape RD, Province of the Western Cape, measuring 1 184,5167 hectares, to be registered as depicted on Surveyor-General Diagram No. 651/1996.
- Farm 901, Cape RD, Province of the Western Cape, measuring 505,4943 hectares, to be registered as depicted on Surveyor-General Diagram No. 1978/2001. 30
- Erf 165993, Cape Town, Cape RD, Province of the Western Cape, measuring 1,1098 hectares, to be registered as depicted on Surveyor-General Diagram No. 1979/2001. 35

GN 1497 / GG 25562 / 20031017 declared the following land to be part of the park:

Erf 1781, Hout Bay, Province of the Western Cape, measuring 12,8480 (One Two comma Eight Four Eight Zero) hectares, held by Deed of Transfer T8646/1957

Portion 2 of the farm Silvermyn 927, Cape Registration Division, measuring 24,5640 (Two Four comma Five Six Four Zero) hectares, held by Deed of Transfer T3008/1971. 40

ULAWULO LOKUSINGQONGILEYO LWESIZWE: Act No. 15, 2009
 UMTHETHO SIHLOMELO WEMIMANDLA EKHUSELWEYO, 2009

- ISiza-3366, eHout Bay kububanzi obunga-249, 9327 echekt- sibanjwe yi-T60024/97.
- ISahlulo so-1, eSimon's Town kububanzi obunga-206, 1068 echekt uXwebhu lweLungelo lobuMnini-mhlaba ebhaliswe ngalo elingu-T1560/1951.

I-GN 1126 / GG 22819 / 20011116 ibhengeze lo mhlaba ulandelayo ukuba ube yinxalenye yale paka: 5

Intsalela yeFama enguNombolo-999, kuMasipala wePeninsula yoMzantsi, kwiCandelo laseKapa, kwiPhondo laseNtshona Koloni, ilinganiswa na-77, 5465 (*isixhenxe isixhenxe ikoma isihlanu isine isithandathu isihlanu*) ehektare.

ISahlulo se-9 seFama enguNombolo-979, kuMasipala wePeninsula yoMzantsi, kwiCandelo laseKapa, kwiPhondo laseNtshona Koloni, silinganiswa ne-139,2233 (ISINYE ISITHATHU ITHOBAIKOMA ISIBINI ISIBINI ISITHATH ISITHATHU) yeehektare. 10

Intsalela yeFama enguNombolo-991, kuMasipala wePeninsula yoMzantsi, kwiCandelo lweKapa, kwiPhondo laseNtshona Koloni, ilinganiswa ne-16, 8437 (*isinye isithandathu ikoma isibhozo isine isithathu isixhenxe*) yeehektare. 15

I-GN 1127/2001 ibhengeze lo mhlaba ulandelayo ukuba ube yinxalenye yale paka yaze yahlomela iShedyuli yo-1 ngokufanelekileyo:

ISiza-4460, eKapa, kwiPhondo laseNtshona Koloni, silinganiswa ne-3, 9941 (*isithathu ikoma ithoba ithoba isine nesiny e*) yeehektare, sibanjwe luXwebhu lokuTshintsha ubuMnini enguNombolo-T50880/1997. 20

ISiza-2406, eKapa, kwiPhondo laseNtshona Koloni, silinganiswa no-0. 2342 (*iqanda ikoma isibini isithathu isine isibini*) seehektare, sibanjwe luXwebhu lokuTshintsha ubuMnini enguNombolo-T6009/1976.

I-GN 722/2002 ibhengeze lo mhlaba ulandelayo ukuba ube yinxalenye yale paka yaza yahlomela iShedyuli yo-1 ngokufanelekileyo: 25

- Ifama iTable Mountain Forest Reserve enguNombolo-859, Cape RD, kwiPhondo laseNtshona Koloni, ilinganiswa na-518,3912 ehektare. ukuba ibhaliswe njengoko kubonisiwe kwiSazobe sikaNocanda Jikelele esinguNombolo-1976/2001. 30
- IFama 860, Cape RD, kwiPhondo laseNtshona Koloni, ilinganiswa na-33,5674 ehektare, ukuba ibhaliswe njengoko ibonisiwe kwiSazobe sikaNocandaJikelele esinguNombolo-1977/2001.
- Ifama iHout Bay Forest Reserve enguNombolo-905, Cape RD, kwiPhondo laseNtshona Koloni, ilinganiswa ne-1 184,5167 seehektare, ukuba ibhaliswe njengoko ibonisiwe kwiSazobe sikaNocanda Jikelele esinguNombolo-651/1996. 35
- IFama 901, Cape RD, kwiPhondo laseNtshona Koloni, ilinganiswa na-505, 4943 ehektare, ukuba ibhaliswe njengoko ibonisiwe kwiSazobe sikaNocanda Jikelele esinguNombolo-1978/2001. 40
- ISiza-165993, eKapa, Cape RD, kwiPhondo laseNtshona Koloni, esilinganiswa ne-1,1098 seehektare, ukuba ibhaliswe njengoko ibonisiwe kwiSazobe sikaNocanda Jikelele esinguNombolo-1979/2001.

I-GN 1497 / GG 25562 / 20031017 ibhengeze lo mhlaba ulandelayo ukuba ube yinxalenye yale paka: 45

ISiza-1781, eHout Bay, kwiPhondo laseNtshona Koloni, silinganiswa ne-12, 8480 (*isinye isibini ikoma isibhozo isine isibhozo iqanda*) ehektare, sibanjwe luXwebhu lokuTshintsha ubuMnini T8646/1957

ISahlulo se-2 sefama iSilvermyn 927, kwiCandelo loBhaliso laseKapa, silinganiswa na-24, 5640 (*isibini isine ikoma isihlanu isithandathu isine iqanda*) ehektare, sibanjwe luXwebhu lokuTshintsha ubuMnini T3008/1971. 50

GN 1498/2003 declared the following land to be part of the park and amended Schedule 1 accordingly:

Erf 1212, Hout Bay, Province of the Western Cape, measuring 202,3557 (Two Zero Two comma Three Five Five Seven) hectare, held by Deed of Grant No. 116/1948.

Erf 1213, Hout Bay, Province of the Western Cape, measuring 129,4363 (One Two Nine comma Four Three Six Three) hectare, held by Deed of Grant No. 116/1948. 5

GN 906 / GG 26615 / 20040730 declared the following land to be part of the park:

1. Erf 12043 Fish Hoek, Cape Registration Division, Province of the Western Cape, in extent 37,1890 hectare, held under Title Deed T109604/2003
 2. Erf 1614 Simon's Town, Cape Registration Division, Province of the Western Cape, in extent 31,5377 hectare, held under Title Deed T84375/2003 10
 3. Portion 33 (a portion of Portion 32) of the Farm Kommetjie Estates No. 948, Cape Registration Division, Province of the Western Cape, in extent 259,8105 hectare, held under Title Deed of T81851/2003
 4. Erf 5113 Kommetjie, Cape Registration Division, Province of the Western Cape, in extent 179,3984 hectare, held under Certificate of Consolidate Title T110099/2002 15
 5. The Farm No.990, Cape Registration Division, Province of the Western Cape, in extent 3,9957 hectare, held under Title Deed T85759/2002
 6. Erf 90196 Cape Town, Cape Registration Division, Province of the Western Cape, in extent 2,5555 hectare, held under Title Deed T26590/1999 20
 7. Portion 5 of the Farm Wildschutsbrandvlei No.983, Cape Registration Division, Province of the Western Cape, in extent 21,9922 hectare, held under Title Deed T6010/2001
 8. Portion 2 of the Farm Wildschutsbrandvlei No.983, Cape Registration Division, Province of the Western Cape, in extent 22,1661, held under Title Deed T35335/2002 25
 9. The Remainder of Erf 8562 Fish Hoek, Cape Registration Division, Province of the Western Cape, in extent 10,7056 hectare, held under Title Deed T52044/2000
 10. The Remainder of Erf 8607 Fish Hoek, Cape Registration Division, Province of the Western Cape, in extent 3,8517 hectare, held under Title Deed T36804/2000 30
- [Definition of "Cape Peninsula National Park amended by GN 543/99, GN 409/2001, GN 1127/2001, GN 722/2002, GN 1498/2003 and GN 554/2004]

GENERAL NOTICES ALGEMENE KENNISGEWINGS

NOTICE 150 OF 2012

DEPARTMENT OF ENVIRONMENTAL AFFAIRS

NATIONAL ENVIRONMENTAL MANAGEMENT: PROTECTED AREAS ACT, 2003 (ACT NO. 57 OF 2003)

INTENTION TO DECLARE CERTAIN LAND SITUATED IN THE CAPE REGISTRATION DIVISION, WESTERN CAPE PROVINCE AS PART OF THE TABLE MOUNTAIN NATIONAL PARK

I, Bomo Edith Edna Molewa, Minister of Environmental Affairs, by virtue of the powers vested in me under section 20(1)(a)(ii), hereby give notice in terms of section 33(1)(a) and (b) of the National Environmental Management: Protected Areas Act, 2003 (act no. 57 of 2003) of my intention to declare the properties listed in the Schedule A and B as part of the Table Mountain National Park.

I hereby invite members of the public to submit written presentations on or objections to the proposed notice within 60 days from the date of publication this notice, by submitting it to the following postal addresses:

By post: The Director-General
 Attention: Ms S Jhupsee
 Department of Environmental Affairs
 Private Bag X447
 PRETORIA
 0001

By fax: (012) 322 7114/ (012) 320 1243

By e-mail: smampe@environment.gov.za

Comments received after the closing date may not be considered.



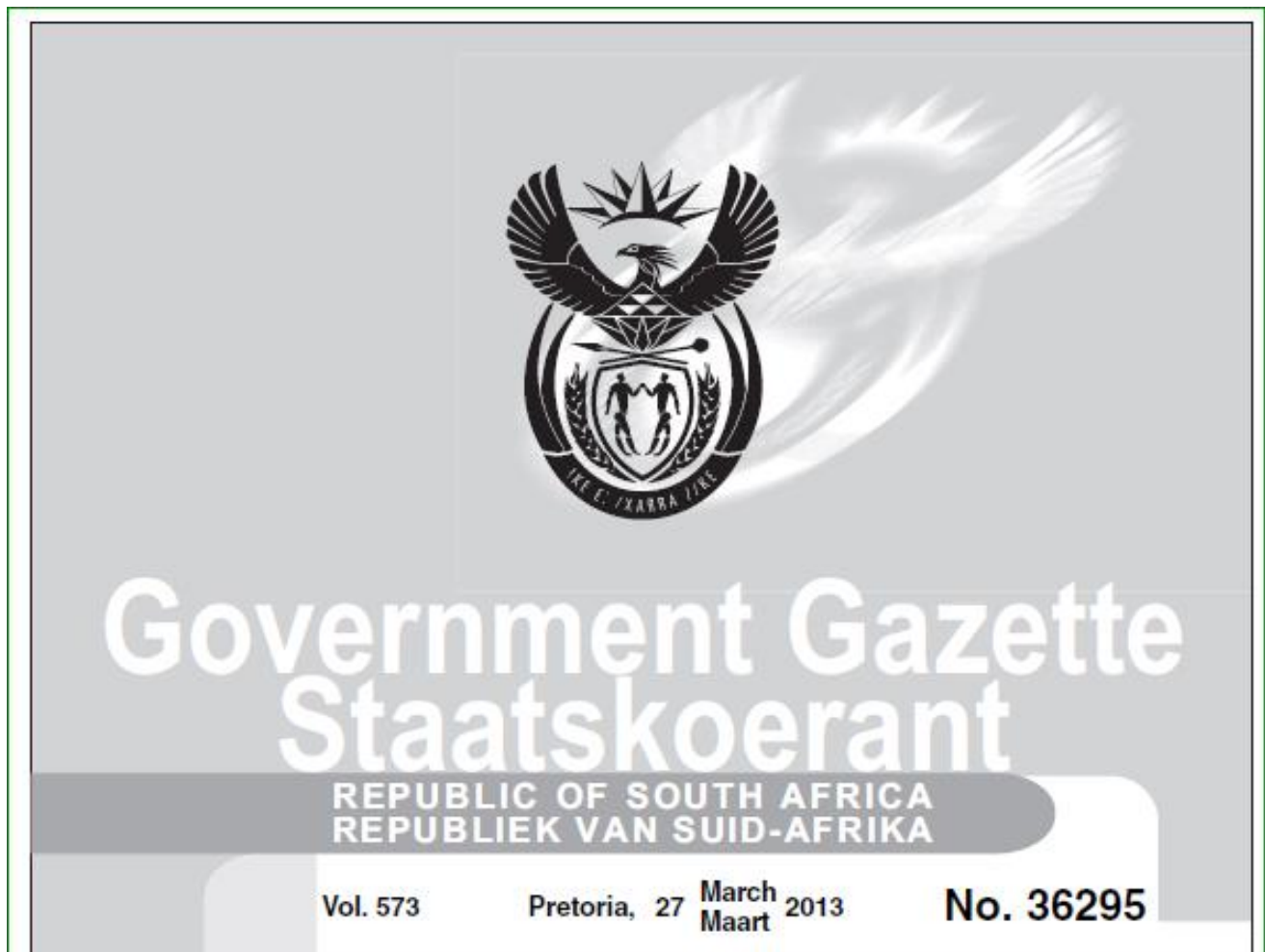
BOMO EDITH EDNA MOLEWA
MINISTER OF WATER AND ENVIRONMENTAL AFFAIRS

SCHEDULE A

1. Erf No. 557, Sea Point East, Cape Registration Division, Western Cape Province, in extent measuring 357.0000 square meters, held by Deed CPF28-1/1913;
2. The remainder of portion 10 (Kompanjiestuin) (a portion of portion 2) of farm Kommetjie Estate No. 948, Cape Registration Division, Western Cape Province, in extent measuring 185. 7036 hectares, held by Deed of Transfer No. T28888/2010;
3. The remaining extent of the farm Olifantsbosch No. 1056, Cape Registration Division, Western Cape Province, in extent measuring 870.2365 hectares, held by Deed of Transfer No. T12048/1941;

SCHEDULE B

4. The remainder Erf 90197 Cape Town at Kalk Bay, Cape Registration Division, Western Cape Province, in extent measuring 7448 square meters, held by deed of Transfer T21291/2007; and
5. Erf 90239 Cape Town at Kalk Bay, Cape Registration Division, Western Cape Province, in extent measuring 77696 square meters, held by Deed of Transfer No. T84830/1941.



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GOVERNMENT NOTICE

DEPARTMENT OF ENVIRONMENTAL AFFAIRS

No. 236

27 March 2013

NATIONAL ENVIRONMENTAL MANAGEMENT: PROTECTED AREAS ACT, 2003 (ACT NO. 57 OF 2003)

AMENDMENT OF SCHEDULE 2 TO THE NATIONAL ENVIRONMENTAL MANAGEMENT: PROTECTED AREAS ACT, 2003 (ACT NO. 57 OF 2003)

I, Bomo Edith Edna Molewa, Minister of Water and Environmental Affairs, in terms of section 20(6)(b) of the National Environmental Management: Protected Areas Act, 2003 (Act No. 57 of 2003), hereby amend Schedule 2 to the National Environmental Management: Protected Areas Act, 2003 (Act No. 57 of 2003) in the Schedule hereto.



BOMO EDITH EDNA MOLEWA

MINISTER OF WATER AND ENVIRONMENTAL AFFAIRS

SCHEDULE

In terms of section 20(6)(a) of the Act, each area defined shall be a national park under the name assigned to it in the Schedule. In terms of section 47(1) of the Act, the air space to a level of 2 500 feet above the highest point of the park (included in the Schedule) is included in the national park.

[Schedule 2 amended by Proc. 294/78, s. 2 of Act 60/79, Proc. 201/79, Proc. 44/82, Proc. 125/83, Proc. 132/83, Proc. 8/84, Proc. 210/84, Proc. 35/85, Proc. 138/85, GN 1933/86, GN 1934/86, GN 5/87, GN 1385/87, GN 1753/87, GN 2509/87, GN 2814/87, GN 2856/87, GN 225/88, GN 1047/88, GN 1249/88, GN 1490/88, GN 577/89, GN 703/89, GN 1374/89, GN 395/91, GN 1211/91, GN 2159/92, GN 214/93, GN 1766/93, GN 2201/93, GN 2202/93, GN 37/94, GN 183/94, GN 248/94, GN 857/94, GN 1227/94, GN 1228/94, GN 1705/94, GN 1947/94, GN 2244/94, GN 1582/95, GN 1732/95, GN 537/96, GN 538/96, GN R599/96, GN 1077/96, GN 1138/96, GN 1139/96, GN 1140/96, s. 1 of Act 49/96, GN 35/97, GN 458/99, GN 543/99, GN 409/2001, GN 1106/2001, GN 1127/2001, GN 722/2002, GN 1442/2002, GN 940/2003, GN 1492/2003, GN 1493/2003, GN 1495/2003, GN 1496/2003, GN 1498/2003, GN 1499/2003, GN 41/2004, GN 42/2004, GN 554/2004, GN 901/2004, GN 902/2004, GN 903/2004, GN 904/2004, GN 905/2004, GN 906/2004, GN 907/2004, GN 28/2005, GN 960/2005, GN 961/2005, GN 962/2005, GN 1063/2005, GN 1064/2005, GN 1065/2005, GN 1066/2005, GN 1067/2005, GN 1068/2005, GN 1069/2005, GN 1070/2005, GN 1071/2005, GN 1214/2005, GN 1216/2005, GN 208/2006, GN 355/2007, GN 231/2008, GN 1181/2008, GN 1239/2008, GN 248/2009, GN 398/2009, GN 399/2009, GN 400/2009 and GN 401/2009]

1. KRUGER NATIONAL PARK
2. KALAHARI GEMSBOK NATIONAL PARK
3. BONTEBOK NATIONAL PARK
4. ADDO ELEPHANT NATIONAL PARK
5. MOUNTAIN ZEBRA NATIONAL PARK
6. AUGRABIES FALLS NATIONAL PARK
7. GOLDEN GATE HIGHLANDS NATIONAL PARK
8. KAROO NATIONAL PARK
9. WEST COAST NATIONAL PARK
10. VAALBOS NATIONAL PARK
11. TANKWA KAROO NATIONAL PARK
12. MARAKELE NATIONAL PARK
13. RICHTERSVELD NATIONAL PARK
14. MAPUNGUBWE NATIONAL PARK
15. TABLE MOUNTAIN NATIONAL PARK
16. AGULHAS NATIONAL PARK

TABLE MOUNTAIN NATIONAL PARK

[Name of "Table Mountain National Park", formerly "Cape Peninsula National Park", substituted by GN 554/2004]

The highest point in Table Mountain National Park is 3568.24ft above sea level.

Definition of Area

GN 739 / GG 18916 / 19980529 declared the following land to be part of the park:

GN 960 / GG 28083 / 20051007 corrected GN 739/98

Municipality of Cape Town

CT 12713	CT 12715	CT 47808
[CT 47809/1 deleted by GN 960/2005]	[CT 47809/10 deleted by GN 960/2005]	CT 4709/11
[CT 47809/2 deleted by GN 960/2005]	[CT 47809/25 deleted by GN 960/2005]	[CT 47809/26 deleted by GN 960/2005]
[CT 47809/3 deleted by GN 960/2005]	[CT 47809/34 deleted by GN 960/2005]	[CT 47809/37 deleted by GN 960/2005]
[CT 47809/5 deleted by GN 960/2005]	[CT 47809/7 deleted by GN 960/2005]	[CT 47809/8 deleted by GN 960/2005]
[CT 47809/9 deleted by GN 960/2005]	[CT 47817 deleted by GN 960/2005]	[CT 47835 deleted by GN 960/2005]
[CT 47842 deleted by GN 960/2005]	[CT 47878 deleted by GN 960/2005]	[CT 47899 deleted by GN 960/2005]
[CT 47900 deleted by GN 960/2005]	[CT 47903 deleted by GN 960/2005]	[CT 47904 deleted by GN 960/2005]
[CT 47906 deleted by GN 960/2005]	[CT 47907 deleted by GN 960/2005]	[CT 47931 deleted by GN 960/2005]
[CT 47933 deleted by GN 960/2005]	[CT 47936 deleted by GN 960/2005]	[CT 47961 deleted by GN 960/2005]
[CT 47968 deleted by GN 960/2005]	[CT 47969 deleted by GN 960/2005]	[CT 47974 deleted by GN 960/2005]
[CT 47992 deleted by GN 960/2005]	[CT 47995 deleted by GN 960/2005]	[CT 47996 deleted by GN 960/2005]
[CT 47997 deleted by GN 960/2005]	[CT 48012 deleted by GN 960/2005]	[CT 48014 deleted by GN 960/2005]
[CT 48016 deleted by GN 960/2005]	[CT 48017 deleted by GN 960/2005]	[CT 48034 deleted by GN 960/2005]
[CT 48037 deleted by GN 960/2005]	[CT 48042 deleted by GN 960/2005]	[CT 48046 deleted by GN 960/2005]
[CT 48053 deleted by GN 960/2005]	[CT 48056 deleted by GN 960/2005]	[CT 48071 deleted by GN 960/2005]
CT48157	[CT 49374 deleted by GN 960/2005]	[CT 8801/1 deleted by GN 960/2005]
[CT 8802 deleted by GN 960/2005]	[CT 983 deleted by GN 960/2005]	[CT 984 deleted by GN 960/2005]
[CT 985 deleted by GN 960/2005]	[CT 983/1 deleted by GN 960/2005]	[CT 985/1 deleted by GN 960/2005]
[CT 985/2 deleted by GN 960/2005]	CB12	CB2
CB23	CB3	CLI11
FRET	FRE12	FRE1231
FRE1242	FRE1243	FRE1244
FRE1245	FRE1247	FRE1249
FRE1250	FRE1251	FRE13
FRE1362	FRE14	FRE1412
FRE1420	FRE1426	FRE1429
FRE182	FRE2	FRE3

FRE4	FRE512	FRE728
TBK1033	TBK1137	TBK1140
TBK1171	TBK1172	TBK1173
TBK1174	TBK1175	[TBK857 deleted by GN 960/2005]
TBK956	TBK957	TBK97
ORA1996	ORA1997	ORA2000/1
ORA2000/2	ORA2001	ORA2002
ORA2003	ORA2005	ORA2009
ORA2021	ORA2453	ORA658
VRE1139	VRE1165	VRE1166
VRE1179	VRE1180	VRE1213
VRE1815	VRE2084	VRE614
CF1068	CF850	CF851
[CF851/1 deleted by GN 960/2005]	CF855	CF856
CF857	CF862	CF870
CF897	CF898	CT89895
CF899	CF900	CF900/1
CF902/9	CF917	VRE585
CB1559		

Cape Metropolitan Council

		SCA770
SCA790	SCA791	CF1000/2
CF1001	CF1030	CF1031
CF1032	CF1033	CF1034
CF1035	CF1036	CF1044/1
CF1044/3	CF1048	CF1049/1
CF1050	CF1052/1	CF1054
[CF1054/1 deleted by GN 960/2005]	CF1056/1	CF1056/2
CF1056/3	CF1056/4	CF1056/5
CF1056/6	CF1057	CF1056 [CF 1058 changed to CF 1056 by GN 960/2005]
CF1058	CF1059	CF983/1

South Peninsula Municipality

CT 84812	CT 85247	CT 85540
CT 86244	CT 86245	CT 86246
CT 86247	CT 86248	CT 86249
CT 86250	CT 86251	CT 86252
CT 86253	CT 86254	CT 86255
CT 86256	CT 86257	CT 86258
CT 86266	CT 86273	CT 86333

CT 86334	CT 86335	CT 86336
CT 86337	CT 86338	CT 86339
CT 86340	CT 86341	CT 86342
CT 86343	CT 86344	CT 86345
CT 86359	CT 86360	CT 86361
CT 86362	CT 86373	CT 86376
CT 86377	CT 86378	CT 86394
CT 86395	CT 86398	CT 86420
CT 86913	CT 88291	CT 88354
CT 88369	CT 88370	CT 88371
CT 88372	CT 88411	CT 88412
CT 88413	CT 88414	CT 88415
CT 88416	CT 88417	CT 88420
CT 88421	CT 88422	CT 88423
CT 88424	CT 88425	CT 88426
CT 88427	CT 88461	CT 88488
CT 88489	CT 88492	CT 88526
CT 88530	CT 88533	CT 88755
CT 88756	CT 88764	CT 88772
[CT 88801/1 deleted by GN 960/2005]	[CT 88802 deleted by GN 960/2005]	CT 89896
CT90138	CT90178	CT90179
CT90180	CT90181	CT90182
CT90183	CT90184	CT90185
CT90186	CT90187	CT90188
CT90189	CT90191	CT90192
CT90193	CT90194	CT90195
CT90196	CT90198	CT90199
CT90200	CT90201	CT90202
CT90203	CT90216	CT90217
CT90219	CT90220	CT90221
CT90222	CT90223	CT90224
CT90225	CT9022	CT90227
CT90228/1	CT90228/2	CT90229
CT90242	CT90243	CT90303
CT93290	CT93659	CON1069
CON1119	CON4665	[CON4669 deleted by GN 960/2005]
HB1430	HB1457	HB1478
[HB1516 deleted by GN 960/2005]	HB1734	HB1737
HB1749	HB1756	HB1762
HB1771	HB1772	HB1773
HB1774	HB1776	HB1778
HB1779	HB1780	HB1481
HB1782	HB1784	HB1786
[HB1847 deleted by GN 960/2005]	HB2023	HB2029
HB2054	HB2069	HB2079

HB2286	HB2383	HB2530
[HB2736 deleted by GN 960/2005]	HB2939	HB2959
HB2977	HB3079	HB3209
Kommetjie 3441 [HB 3441 changed to Kommetjie 3441 by GN 960/2005]	Kommetjie 3442 [HB 3442 changed to Kommetjie 3442 by GN 960/2005]	HB3558
HB 3559	HB 3560	HB 3720
HB 4015	[HB4703 deleted by GN 960/2005]	[HB4930 deleted by GN 960/2005]
FH 12050	[FH 12193 deleted by GN 960/2005]	[FH 7000 deleted by GN 960/2005]
FH 8422	FH 8563	FH 8564
FH 8611	[S'T (ROAD RESERVE) deleted by GN 960/2005]	S'T 1312
S'T 2010	S'T 2011	[S'T 2402 deleted by GN 960/2005]
S'T 2510	S'T 2577	S'T 4067
S'T 516	[S'T 517/0/1 deleted by GN 960/2005]	S'T 518
S'T 519	S'T 520	S'T 521
S'T 522	S'T 523	S'T 524
S'T 531	S'T 533	S'T 534
S'T 535	S'T 536	S'T 538
S'T 540	S'T 541	S'T 542
S'T 608	S'T 693	OV 2060 [S'T 2060 changed to OV 2060 by GN 960/2005]
OV 681	[N937 deleted by GN 960/2005]	CF1023
[CF1051/1 deleted by GN 960/2005]	[CF1130/2 deleted by GN 960/2005]	[CF1130/4 deleted by GN 960/2005]
[CF1134 deleted by GN 960/2005]	FH12053	CF1368
CF 914	CF 917	CF 921
CF 923/1	CF 923/2	CF 923/3
CF 923/4	CF 923/5	CF 923/6
CF 924	CF 926	CF 927
CF 927/3	CF 927/4	CF 948/1
CF 948/7	CF 948/7	[CF 953/26 deleted by GN 960/2005]
CF 955	CF 963/2	CF 971/2
CF 977/1	[CF 979/2 deleted by GN 960/2005]	[CF 979/3 deleted by GN 960/2005]
CF 983/6	[CF 985/2 deleted by GN 960/2005]	CF 994
CF 948/9	CF 1368	CF 940/4

Cape Farm 992, situated within the Southern Peninsula Municipality, in the division of the Cape, Province of the Western Cape, measuring 31,3491 hectares.

GN 543/99 declared the following land to be part of the park and amended Schedule 1 accordingly:

Erf 27410, Cape Town, in extent 14,6924 ha-registered Title Deed T1607/1891.

Erf 27411, Cape Town, in extent 15,6317 ha-registered Title Deed T1607/1891.

Erf 28001, Cape Town, in extent 32,3987 ha-registered Title Deed T27/1826.

Erf 28004, Cape Town (unmeasured)-registered Title Deed T1607/1891.
Erf 28002, Cape Town, in extent 153,0714 ha-registered Title Deed T16078/1891.
Erf 44213, Cape Town, in extent 7,4172 ha-registered Title Deed T1607/1891.
Erf 44214, Cape Town, in extent 74,2105 ha-registered Title Deed T10435/1956.
Erf 44246, Cape Town, in extent 2 366 m²-registered Title Deed CPF3-8/1833.
Erf 46162, Cape Town, in extent 67,1721 ha-registered Title Deed T1823/1894 (all parts of the property within the CCPNE boundary as described previously in PK171 in Government Gazette No. 9056 of 10 February 1984).
Erf 46165, Cape Town, in extent 25,9172 ha-registered Title Deed T17284/1954.
Erf 46166, in extent 4,2133 ha-registered Title Deed T1824/1894.
Ptn 1, Cape Farm 902, Hout Bay, unregistered, in extent 59,3921 ha.
Erf 1434, in extent 36,5584 ha-registered Title Deed 6740/1941.
Erf 1432, in extent 23,6046 ha-registered Title Deed T6740/1941.
State land west of Hout Bay, unmeasured and unregistered.
Cape Farm 964 (ptn), in extent 40,4587 ha-registered Title Deed T6117/1987.
Cape Farm 981 unregistered, in extent 17,1360 ha.
Cape Farm 980, in extent 98,8581 ha-registered Title Deed SGST 148/1953.
State Land in front of Misty Cliffs, unregistered and unmeasured.
Erf 750, Scarborough, unregistered, in extent 25,6960 ha.
State seawards of Cape Town 1021 and Cape Farm 1022, unregistered and unmeasured.
Cape Farm 1053 (Smitswinkel Bay), unregistered in extent 17,1360 ha.

GN 409/2001 declared the following land to be part of the park and amended Schedule 1 accordingly:

- Erf 12714, Cape Town, Province of the Western Cape, measuring 13,1012 (one three comma one zero one two) hectare, held by Deed of Transfer No. T1540/1911.
- Remainder of Erf 13072, Cape Town, Province of the Western Cape, measuring 33,2104 (three three comma two one zero four) hectare, held by Deed of Transfer No. T478/1894.
- Erf 14661, Cape Town, Province of the Western Cape, measuring 4 698 (four six nine eight) square metres, held by Deed of Transfer No. T1300/1931.
- Remainder of Erf 14662, Cape Town, Province of the Western Cape, measuring 30,9140 (three zero comma nine one four zero) hectare, held by Deed of Transfer No. T4476/1936.
- The farm Cecilia No. 884, Cape Registration Division, Province of the Western Cape, measuring 194,9371 (one nine four comma nine three seven one) hectare, held by Deed of Transfer No. T117/1950.

- The farm Tokai No. 908, Cape Registration Division, Province of the Western Cape, measuring 702,1237 (seven zero two comma one two three seven) hectare, held by Deed of Transfer No. G311/1954.

GN 410 / GG 22335 / 20010529 declared the following land to be part of the park:

- Portion 1 of Cape Farm 1047 in extent 1,700 ha-registered Title Deed T6759/1935.
- Erf 3366, Hout Bay in extent 249,9327 ha-held by T60024/97.
- Portion 1 of Erf 61, Simon's Town in extent 206,1068 ha-registered Title Deed T1560/1951.

GN 1126 / GG 22819 / 20011116 declared the following land to be part of the park:

The remainder of the Farm No. 999, in the South Peninsula Municipality, Division of the Cape, Province of the Western Cape, measuring 77,5465 (Seven Seven comma Five Four Six Five) hectares.

Portion 9 of the Farm No. 979, in the South Peninsula Municipality, Division of the Cape, Province of the Western Cape, measuring 139,2233 (ONE THREE NINE COMMA TWO TWO THREE THREE) hectares.

The remainder of the Farm No. 991, in the South Peninsula Municipality, Division of the Cape, Province of the Western Cape, measuring 16,8437 (One Six comma Eight Four Three Seven) hectares.

GN 1127/2001 declared the following land to be part of the park and amended Schedule 1 accordingly:

Erf 4460, Cape Town, Province of the Western Cape, measuring 3,9941 (Three comma Nine Nine Four One) hectares, held by Deed of Transfer No. T50880/1997.

Erf 2406, Cape Town, Province of the Western Cape, measuring 0,2342 (Zero comma Two Three Four Two) hectares, held by Deed of Transfer No. T6009/1976.

GN 722/2002 declared the following land to be part of the park and amended Schedule 1 accordingly:

- The farm Table Mountain Forest Reserve No. 859, Cape RD, Province of the Western Cape, measuring 518,3912 hectares, to be registered as depicted on Surveyor-General Diagram No. 1976/2001.
- Farm 860, Cape RD, Province of the Western Cape, measuring 33,5674 hectares, to be registered as depicted on Surveyor-General Diagram No. 1977/2001.
- The farm Hout Bay Forest Reserve No. 905, Cape RD, Province of the Western Cape, measuring 1 184,5167 hectares, to be registered as depicted on Surveyor-General Diagram No. 651/1996.
- Farm 901, Cape RD, Province of the Western Cape, measuring 505,4943 hectares, to be registered as depicted on Surveyor-General Diagram No. 1978/2001.
- Erf 165993, Cape Town, Cape RD, Province of the Western Cape, measuring 1,1098 hectares, to be registered as depicted on Surveyor-General Diagram No. 1979/2001.

GN 1497 / GG 25562 / 20031017 declared the following land to be part of the park:

Erf 1781, Hout Bay, Province of the Western Cape, measuring 12,8480 (One Two comma Eight Four Eight Zero) hectares, held by Deed of Transfer T8646/1957

Portion 2 of the farm Silvermyn 927, Cape Registration Division, measuring 24,5640 (Two Four comma Five Six Four Zero) hectares, held by Deed of Transfer T3008/1971.

GN 1498/2003 declared the following land to be part of the park and amended Schedule 1 accordingly:

Erf 1212, Hout Bay, Province of the Western Cape, measuring 202,3557 (Two Zero Two comma Three Five Five Seven) hectare, held by Deed of Grant No. 116/1948.

Erf 1213, Hout Bay, Province of the Western Cape, measuring 129,4363 (One Two Nine comma Four Three Six Three) hectare, held by Deed of Grant No. 116/1948.

GN 906 / GG 26615 / 20040730 declared the following land to be part of the park:

1. Erf 12043 Fish Hoek, Cape Registration Division, Province of the Western Cape, in extent 37,1890 hectare, held under Title Deed T109604/2003
2. Erf 1614 Simon's Town, Cape Registration Division, Province of the Western Cape, in extent 31,5377 hectare, held under Title Deed T84375/2003
3. Portion 33 (a portion of Portion 32) of the Farm Kommetjie Estates No. 948, Cape Registration Division, Province of the Western Cape, in extent 259,8105 hectare, held under Title Deed of T81851/2003
4. Erf 5113 Kommetjie, Cape Registration Division, Province of the Western Cape, in extent 179,3984 hectare, held under Certificate of Consolidate Title T110099/2002
5. The Farm No.990, Cape Registration Division, Province of the Western Cape, in extent 3,9957 hectare, held under Title Deed T85759/2002
6. Erf 90196 Cape Town, Cape Registration Division, Province of the Western Cape, in extent 2,5555 hectare, held under Title Deed T26590/1999
7. Portion 5 of the Farm Wildschutsbrandvlei No.983, Cape Registration Division, Province of the Western Cape, in extent 21,9922 hectare, held under Title Deed T6010/2001
8. Portion 2 of the Farm Wildschutsbrandvlei No.983, Cape Registration Division, Province of the Western Cape, in extent 22,1661, held under Title Deed T35335/2002
9. The Remainder of Erf 8562 Fish Hoek, Cape Registration Division, Province of the Western Cape, in extent 10,7056 hectare, held under Title Deed T52044/2000
10. The Remainder of Erf 8607 Fish Hoek, Cape Registration Division, Province of the Western Cape, in extent 3,8517 hectare, held under Title Deed T36804/2000

GN 1071 / GG 28185 / 20051028 declared the following land to be part of the park and amended the definition accordingly:

Erf 8884 Hout Bay, Cape Registration Division, Western Cape Province, in extent 5.0319 hectares, held under Title Deed of Transfer T111003/2002

Erf 12946 Constantia, Cape Registration Division, Western Cape Province, in extent 32.9168 hectares, held under Title Deed of Transfer T87603/2002

Erf 4198 Kommetjie, Cape Registration Division, Western Cape Province, in extent 49.1829 hectares, held under Title Deed of Transfer T75725/2004

Erf 154058 Cape Town, Cape Registration Division, Western Cape Province, in extent 235.9477 hectares, held under Title Deed of Transfer T97851/1996

GN 401 / GG 32094 / 20090409 declared the following land to be part of the park and amended the Schedule accordingly:

- a. Erf 1801, Cape town, area = 3,287 ha.;
- b. ERF No. 1802, Cape Town situated in the Cape Registration Division, Western Cape Province, measuring 0.8726 hectares in extent and held by Title Deed No. CPF20-27/1892;
- c. ERF No. 558, Sea Point East situated in the Cape Registration Division, Western Cape Province, measuring 0.450 hectares in extent and held by Title Deed No. CPF21/3/1894;
- d. ERF No. 1455, Green Point situated in the Cape Registration Division, Western Cape Province, measuring 0.1335 hectares in extent and held by Title Deed No. CPF21-2/1894;
- e. ERF No. 2044, Hout Bay, situated in the Cape Registration Division, Western Cape Province, measuring 4,2478 hectares in extent and held by Title Deed No. T86078/2008;
- f. ERF No. 9581, Hout Bay, situated in the Cape Registration Division, Western Cape Province, measuring 4,4837 hectares in extent and held by Title Deed No. T12913/2008;
- g. Erf 1063, Simon's Town;
- h. ERF No. 1541, Simon's Town situated in the Cape Registration Division, Western Cape Province, measuring 73.1563 hectares in extent and held by Title Deed No. T88078/2008;
- i. ERF No. 5011, Simon's Town situated in the Cape Registration Division, Western Cape Province, measuring 33.2172 hectares in extent and held by Title Deed No. T88078/2008;
- j. ERF No. 691, Simon's Town situated in the Cape Registration Division, Western Cape Province, measuring 3.5297 hectares in extent and held by Title Deed No. CPF23-10/1900;
- k. ERF No. 692, Simon's Town situated in the Cape Registration Division, Western Cape Province, and measuring 1.3503 hectares in extent and held by Title Deed No. CPF22-14/1898;
- l. ERF No. 701, Simon's Town situated in the Cape Registration Division, Western Cape Province, and measuring 0.413 hectares in extent and held by Title Deed No. CPF21- 35/1897;
- m. Farm No. 1015, situated in the Cape Registration Division, Western Cape Province, and measuring 303.5563 hectares in extent and held by Title Deed No. T86078/2006;
- n. Remainder of the farm Jansberg No. 1029, situated in the Cape Registration Division, Western Cape Province, measuring 281.0133 hectares in extent and held by Title Deed No. T86078/2006;
- o. Remainder of the farm Heisdingen No. 906, situated in the Cape Registration Division, Western Cape Province, measuring 51.3919 hectares in extent and held by Title Deed No. T86078/2006;
- p. Remaining extend (*sic*) of commonage Sections, No. 920 measuring 714,9903 hectares and the owners is still "City of Cape Town";
- q. Farm No. 942, situated in the Cape Registration Division, Western Cape Province, and measuring 72.7743 hectares in extent and held by Title Deed No. T86078/2006;
- r. The remaining extent of the farm No. 963 situated in the Cape Registration Division, Western Cape Province, measuring 69.9144 hectares in extent and held by Title Deed No. T3723/1956;

- s. The remaining extent of portion 3 of the farm Welcome Cottage, No. 967 situated in the Cape Registration Division, Western Cape Province, measuring 7.0943 hectares in extent and held by Title Deed No. T222/1958;
- t. Farm 972 Title Deed No. = T3723/1956;
- u. Farm 973 Title Deed No. = T3723/1956;
- v. The farm name = Medusa 977;
- w. Remainder of the farm No. 985 situated in the Cape Registration Division, Western Cape Province, measuring 3.8812 hectares in extent and held by Title Deed No. T86078/2006;

[Definition of "Table Mountain National Park" inserted by GN 739/98 and amended by GN 543/99, GN 409/2001, GN 410/2001, GN 1126/2001, GN 1127/2001, GN 722/2002, GN 1497/2003, GN 1498/2003, GN 554/2004, GN 906/2004, GN 1071/2005 and GN 401/2009]

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GOVERNMENT NOTICES

DEPARTMENT OF ENVIRONMENTAL AFFAIRS

No. 804

25 October 2013

NATIONAL ENVIRONMENTAL MANAGEMENT: PROTECTED AREAS ACT, 2008 (ACT NO. 57 OF 2003)

DECLARATION OF LAND TO BE PART OF TABLE MOUNTAIN NATIONAL PARK

I, Bomo Edith Edna Molewa, Minister of Water and Environmental Affairs, hereby declare, by virtue of the power vested in me by section 20(1)(a)(ii) of the National Environmental Management: Protected Areas Act, 2003 (Act No. 57 of 2003), the properties listed in Schedules hereto as part of Table Mountain National Park.



BOMO EDITH EDNA MOLEWA

MINISTER OF WATER AND ENVIRONMENTAL AFFAIRS

SCHEDULE

1. Erf No. 557, Sea Point East, Cape Registration Division, Western Cape Province, in extent measuring 357.0000 square meters, held by Deed CPF28-1/1913;
2. The remainder of portion 10 (Kompanjiesuin) (a portion of portion 2) of farm Kommetjie Estate No. 948, Cape Registration Division, Western Cape Province, in extent measuring 185. 7036 hectares, held by Deed of Transfer No. T28888/2010;
3. The remaining extent of the farm Olifantsbosch No. 1056, Cape Registration Division, Western Cape Province, in extent measuring 870.2365 hectares, held by Deed of Transfer No. T12048/1941;
4. The remainder Erf 90197 Cape Town at Kalk Bay, Cape Registration Division, Western Cape Province, in extent measuring 7448 square meters, held by deed of Transfer T21291/2007; and
5. Erf 90239 Cape Town at Kalk Bay, Cape Registration Division, Western Cape Province, in extent measuring 77696 square meters, held by Deed of Transfer No. T84830/1941.

No. 805

25 October 2013

**NATIONAL ENVIRONMENTAL MANAGEMENT: PROTECTED AREAS ACT, 2008
(ACT NO. 57 OF 2003)**

DECLARATION OF LAND TO BE PART OF CAMDEBOO NATIONAL PARK

I, Bomo Edith Edna Molewa, Minister of Water and Environmental Affairs, hereby declare, by virtue of the power vested in me by section 20(1)(a)(ii) of the National Environmental Management: Protected Areas Act, 2003 (Act No. 57 of 2003), the properties listed in Schedule A hereto as part of Camdeboo National Park.



**BOMO EDITH EDNA MOLEWA
MINISTER OF WATER AND ENVIRONMENTAL AFFAIRS**

DATE: 2013/09/21

SCHEDULE

1. Portion 3 of the Farm Pienaars River No. 208, Graaff-Reinet Registration Division, Eastern Cape Province, in extent measuring 122, 2142 hectares, held by Deed of Transfer No. T71460/2006;
2. Portion 4 (Soethoek) (a portion of portion 1) of the Farm Grasrand No. 334, Graaff-Reinet Registration Division, Eastern Cape Province, in extent measuring 112, 9771 hectares, held by Deed of Transfer No. T71460/2006;
3. Remainder of the Farm Winterhoek No. 269, Graaff-Reinet Registration Division, Eastern Cape Province, in extent measuring 3983, 2293 hectares, held by Deed of Transfer No. T71460/2006;
4. Farm No. 271, Graaff-Reinet Registration Division, Eastern Cape Province, in extent measuring 119, 8031 hectares, held by Deed of Transfer No. T71460/2006;
5. Farm No. 272, Graaff-Reinet Registration Division, Eastern Cape Province, in extent measuring 46, 3241 hectares, held by Deed of Transfer No. T71460/2006;
6. Remainder of the Farm Annex Comdale No. 335, Graaff-Reinet Registration Division, Eastern Cape Province, in extent measuring 71, 7303 hectares, held by Deed of Transfer No. T71460/2006; and
7. Farm Annex Winterhoek No. 336, Graaff-Reinet Registration Division, Eastern Cape Province, in extent measuring 33, 4390 hectares, held by Deed of Transfer No. T71460/2006.

NOTICE 480 OF 2015**DEPARTMENT OF ENVIRONMENTAL AFFAIRS****NATIONAL ENVIRONMENTAL MANAGEMENT: PROTECTED AREAS ACT, 2003
(ACT NO.57 OF 2003)****DECLARATION OF LAND TO BE PART OF TABLE MOUNTAIN NATIONAL PARK IN TERMS OF
THE NATIONAL ENVIRONMENTAL MANAGEMENT: PROTECTED AREAS ACT, 2003 (ACT NO.57
OF 2003)**

I Bomo Edith Edna Molewa Minister of Environmental Affairs hereby declare by virtue of the powers vested in me by Section 20(1)(a)(ii) of the National Environmental Management: Protected Areas Act, 2003 (Act No.57 of 2003) the properties listed in the Schedule to be part of Table Mountain National Park.

**BOMO EDITH EDNA MOLEWA
MINISTER OF ENVIRONMENTAL AFFAIRS**

SCHEDULE

1. Erf 124 Constantia, Cape Division, in extent 4.5753 hectares, held by Deed of Transfer No.T6621/1931;
2. Erf 1013 Constantia, Cape Division, in extent 2.1756 hectares, held by Deed of Transfer No.T395/1896;
3. Portion 1 of the Bel Ombre No.895, Cape Division, in extent 52.3941 hectares, held by Deed of Transfer No.T395/1896;
4. Farm No.1464, Cape Division, in extent measuring 73.0875 hectares, SG 193/1996;
5. Portion 3 of the farm No.910, Cape Division, in extent 14.6460 hectares, SG 53/1996;
6. Portion 4 of the farm No.1130, Cape Division, in extent 2.5819 hectares, SG 188/1996; and
7. Farm No.1465, Cape Division, in extent 193.1063 hectares SG 195/1996.