



COMMISSION ON RESTITUTION OF LAND RIGHTS
IKHOMISHANA YOKUBUYISELWA KWAMALUNGelo
OMHLABA
KOMISHINI E MABAPI LE Pusetso YA
DITSHWANELO TSA LEFATSHE
KOMMISSIE OP HERSTEL VAN GRONDREGTE

North West Satellite Office
ABSA building, c/o Provident Ave. and University Drive, Ground Floor,
MMABATHO, 2735
Private Bag X 8, MMABATHO, 2735
Tel: (018) 392-3080 / 1 / 2 / 4 / 8 / 9 / 98 Fax: (018) 392-3083

EXECUTIVE BRIEF

Settlement of the Snymansdrift Rural Land Claim- Snymansdrift 413 JQ, Brits, North West Province

The late paramount chief of the Bakwena Ba Mogopa Tribe, Chief James Ernest Theodore Lerothile Mamogale, lodged a claim on behalf of the Royal family of the Bakwena Ba Mogopa Community in the Brits, Madibeng Local Municipality, North West Province on 17 October 1995. Unfortunately he passed away before the completion of the claim. His successor, Chief Lethogile Mamogale, also passed away. The verified number of original households who suffered dispossessions amount to eight (8) families. There are currently 150 beneficiaries, constituting direct descendants of the dispossessed.

The claim was lodged before the cutoff date of 31st December 1998 as stipulated in the Restitution of Land Rights Act 22 of 1994. The Minister has approved the claim in terms of the Section 42 D in December 2005.

1. BACKGROUND

The property was previously known as Snymansdrift 252 and at a later stage the farm registration number was changed to Snymansdrift 413 JQ. Portion 2 was subdivided into smaller portions and it is currently subdivided into (15) portions (remaining extent portion 2; portion 3; portion 4; portion 5; portion 6; portion 7; portion 8; portion 9; portion 10; portion 11, portion 12; portion 13; portion 14; portion 15; portion 16; portion 17; portion 19; portion 20 and portion 21. The farm Snymansdrift 413 JQ with its subdivision measures three hundred and sixty (366) hectares in extent.

2. HISTORY OF ACQUISITION

According to archival records the Departments of Lands and Native Affairs were instrumental in effecting removal of blacks from the farm Snymansdrift 413 JQ.

The removal was racially motivated. In 1947 Snymansdrift 413 JQ was finally transferred to the hands of white ownership from Black ownership. The term "Black spot" was used for the first time on the 22 May 1942, again by in correspondence between the above mentioned departments. In subsequent correspondence various references to Snymansdrift 413 JQ were made as "Black spot". The records further notes that during the negotiation processes threats of expropriation were further used by the Whites

3. CURRENT STATUS OF THE LAND

The land measures 366 hectares and is currently used for a wide range of farming activities, i.e.: irrigation, piggery, citrus and eco-tourism / game farming. An option workshop was conducted and the claimants opted for restoration. Since its restoration the community has vowed to continue using the land for agricultural production.

4. COMPESANTORY LAND

No record could be traced to prove that the Bakwena Ba Mogopa community was given a compensatory land in exchange of the dispossessed farm Snymansdrift 413 JQ.

The investigations of the claim indicate that the portions of the farm were sold at different prices to different buyers. Like most forced removals and expropriations cases at the time.

5. BENEFICIARIES

About 150 people will benefit by the restoration of the farm. The settlement package of the claim would however amount to **R12 279 895** which includes RDGs, SPG and Section 42C cost.

6. STATISTICAL INFORMATION

Name of claim	Snymansdrift 413 JQ
Location, municipal area,	Local municipality of Madibeng; North

Province	West Province
No. of claims lodged:	1 community claim
No of valid claims	
No of properties claimed	1 farm comprising of 15 claims portions
Properties restored	1 farm comprising of 15 claims portions
Estimated no of beneficiaries	150
Number of households	8
Female headed households	2
Total hectarage restored	366, 2458 hectares
Section 42 C Grant@25% of total land price	R2 457 755.00
Total cost of settlement	(Landowners – R9 795 500 – 00 + RDGs - R24 000 – 00 + SPGs – R11 520-00 + Section 42c cost – R 2448 875 – 00) =R 12 279 895 - 00

6. CONCLUSION

The Commission on Restitution of Land Rights is indeed achieving its mission of restoring land, human dignity and respect to the historically disadvantaged South Africans, whose ancestral land was brutally dispossessed as a result of racial unjust laws.

DRAFT PROGRAMME FOR BAKWENA – BA – MOGOPA TRIBE, SNYMANSDRIFT CELEBRATION, MADIBENG LOCAL MUNICIPALITY ON THE 26 AUGUST 2006, BETHANIE COMMUNITY HALL

ORDER OF PROCEEDINGS AFTER FARM TOUR

<p>10: 00 Programme Director : MMC J Rangwanashe</p> <p>10: 05 Prayer / Devotion: Pastor P Tshikane</p> <p>10: 10 Welcoming Address: Executive Mayor : Cllr S F Molokoane - Machika</p> <p>10: 30 Introduction of Guests: MMC V Mkhabela</p> <p>Entertainment:</p> <p>10 : 35 Claim History : CPA Chairperson : Mr H P Mahuma</p> <p><i>GAABO MOTHO GO THEBE PHATSWA</i></p>	<p>10: 50 Introduction of Keynote Speaker by: Chief Land Claims Commissioner Rre Tozi Gwanya</p> <p>11:15 Key Note Address : Honourable Premier of North West Province Mme Ednah Molewa</p> <p>11: 45 Acceptance and the signing of the settlement agreement by Premier Molewa, Chief Land Claims Commissioner Gwanya, Madibeng Executive Mayor Cllr Molokoane-Machika and CPA Chairperson Mr H P Mahuma</p> <p>12 : 00 Vote of Thanks : Chief of the Bakwena Ba Mogopa: Kgosigadi M C Mathibedi</p> <p>12: 15 Singing of the National Anthem: NKOSI SIKELELI AFRICA</p> <p><i>GAABO MOTHO GO THEBE PHATSWA</i></p>
--	---