



PO Box 1898 • Sunninghill 2157
Vista Place * Suite 1a & 2 * No 52
Cnr Vorster Avenue & Glen Avenue * Glenanda
Tel: 0861 44 44 99
Fax: 0861 626 222
Email: info@envirolution.co.za
www.envirolution.co.za

Regional Land Claims Commission – Limpopo
96 Schoeman St
Polokwane
0699

23 August 2016

Attention: Regional Land Claims Commission - Limpopo

RE: REQUESTING ACCESS TO LAND CLAIM JUDGEMENTS FROM THE RLCC REGISTER

We, Envirolution Consulting are the appointed environmental consultants by South African National Parks (SANParks) for the proposed Shangoni Gate Development within the Kruger National Park. In terms of Sections 24(2) and 24D of the National Environmental Management Act (Act No. 107 of 1998), as amended, and as read with the EIA regulations (Government Notices R. 983, and Government Notice R. 985 in Government Gazette 38282 of 04 December 2014, Envirolution Consulting is conducting a basic assessment for this proposed project as part of the mandated Environmental Impact Assessment.

As part of the public participation processes of the Environmental Impact Assessment we request a copy of the Regional Land Claims Commission judgments of the below land claimants:

- Maphindani (Nghotsha-Khubyane) Community Land claim
- Madonsi / N'wadzekudzeku Land Claim Communities

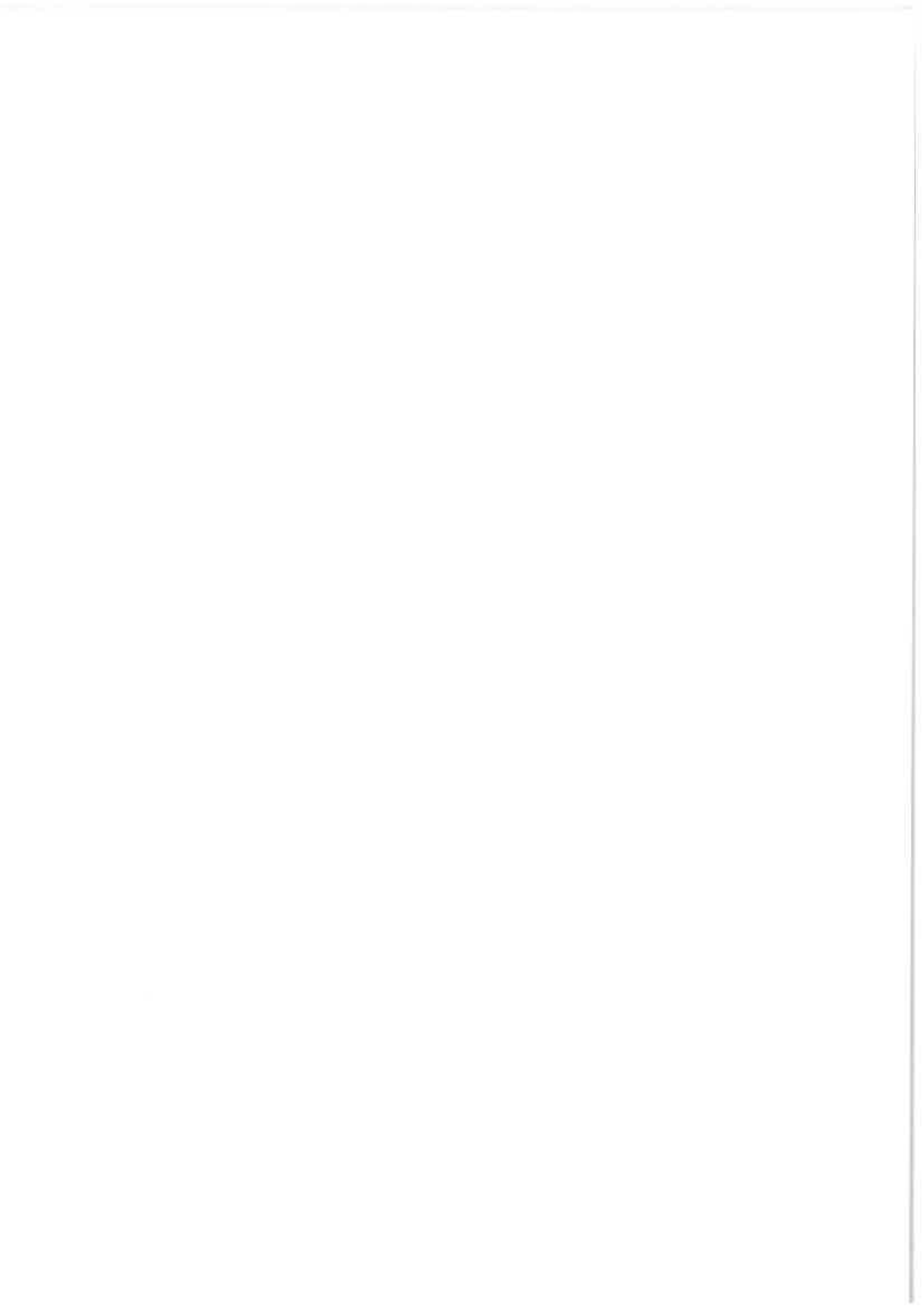
This is in order to provide the official status of the respective land claims in the Basic Assessment Report.

Your cooperation in this regard will be highly appreciated.

Kind regards,

Thabang Sekele
(Project Manager)
thabang@envirolution.co.za

Envirolution Consulting (Pty) Ltd
Reg No 2001/029956/07
K Govender B Sc (Hons) (Wits) Pr. Sci. Nat





OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER: LIMPOPO Private Bag 9552, Polokwane, 0700, 61 Biccard Street: (015) 284 6300 Fax No: (015) 295 7404/7403, E-mail address clientrelations@dla.gov.za. Also at 96 Kagiso House Cnr. Rissik and Schoeman Street Tel: (015) 287 2600 and Andrea Building Tel: (015) 287 9460

Project Officer: Masizani Emile Masingi
Contact No: 015 287 2669/ 076 7931 704

HAND DELIVERY

Dear Sir / Madam

PROGRESS REPORT IN TERMS OF SECTION 6 (1) (C) OF THE RESTITUTION OF LAND RIGHTS ACT, 1994

CLAIM NAME: THE MADONSI COMMUNITY
CLAIM REF NO: KRP 10641

Section 6 (1) (c) of the Restitution of Land Rights Act 22 of 1994 ("the Restitution Act") requires the Commission to from time to time provide land claimants and other affected parties with progress relating to their claims.

The Commission recognizes you as an interested party with respect to the abovementioned claim and thus this letter seeks to make you aware of the latest progress regarding the abovementioned land claim.

As you are aware, the Restitution Process has 6 stages as follows:

1. **Lodgment.** This is the process where claims are lodged with the Commission (for present claims the final date for lodgment was 31 December 1998)
2. **Research.** This process involves the investigation of a claim by the Commission to determine whether it meets the requirements for restitution or not. Claims that meet the requirements are accepted by the Commission, and those that do not meet the requirements are dismissed (after following a process set out in the Restitution Act). Claims that are accepted are published in the Government Gazette.
3. **Verification.** This process entails a determination of the members of the claimant, i.e. households that were dispossessed of a right in land as a result of past racially discriminatory laws or practices. The verified households will eventually become beneficiaries of the claim.

4. **Negotiations.** This process involves attempts by the Commission to resolve the claim through negotiation and mediation. This process determines whether there can be an agreement between parties to a claim (those that have rights on the claimed land, the claimants and the state).
5. **Settlement / Court.** Where there is an agreement (in stage 4) the claim is referred to the Minister with a request that he approve the agreement between the parties. Where no agreement is reached, the areas of dispute are referred to the Land Claims Court for adjudication.
6. **Implementation.** This stage refers to a process where the agreement or the order of court, where there was no agreement, is implemented (acquisition and transfer of land or payment of financial compensation).

Therefore the status of your claim is as follows:

Stage 1 was completed in your claim as you lodged your land claim before 31 December 1998

Stage 2 has been completed; the rule 5 research report was submitted, approved and accepted

Stage 3 was completed; claimant's verification of 135 households was adopted and finalized


Stage 4 was completed, claimant's representatives formed part of the negotiation process and was properly concluded

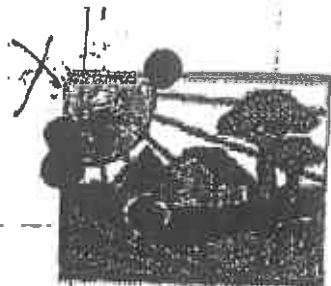
Stage 5 has been completed, Madonsi Community land claim has been settled through section 42 D which was approved by the Minister on the 27 April 2016 with an amount of R14, 977,845.00 for financial compensation of 135 claimants households and R 48,574,382.53 which will be utilized for development.

Stage 6 has been partially completed, the amount of R14, 977,845.00 has been paid to 135 household as financial compensation on the 16 August 2016. Each household received the amount of R110 947.00. The pending stage to be finalized is the development package which is still to be implemented.

The details of the official responsible for your claim (Masizani Emile Masingi) are set out above. Should you need further clarification over and above the information contained in this letter, feel free to contact the project officer in the numbers indicated above, failing him the project Coordinator: Hitekani Chauke, Tel: 015 287 2696.

Kind regards


MIYELANI NKATING
DIRECTOR OPERATIONS
DATE: 2016/08/30



COMMISSION ON RESTITUTION OF LAND RIGHTS
IKHOMISHANA YOKUBUYISELWA KWAMALUNGELO
OMHLABA
KHOMISHINI E MABAPI LE PUSETISO YA DITSHWANELO TSA
LEFATSHE
KOMMISSIE OP HERSTEL VAN GRONDREGTE

REGIONAL LAND CLAIMS COMMISSION
LIMPOPO PROVINCE

Private Bag 9552, Polokwane, 0700 (015) 287 0800 (015) 287 0

Enquiries: Khoza Sello
Our Ref : KRP 2209

THE CHAIRPERSON
P. O. BOX 1159
MALAMULELE
0982

ATT: MR HE CHAUKE

RE: STATUS REPORT ON LAND CLAIM LODGED BY MR HP CHAUKE ON BEHALF OF THE MAPINDANI (NGHOTSA) ROYAL FAMILY AND COMMUNITY ON PORTIONS OF LAND INSIDE THE KRUGER NATIONAL PARK INCLUDING FARMS OUTSIDE THE PARK.

The above-mentioned matter has reference.

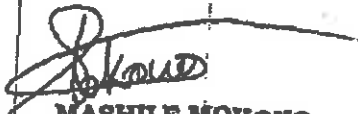
1. The Office of the Regional Land Claims Commission-Limpopo would like to acknowledge receipt of your land claim lodged on 20 January 1998
2. Preliminary investigations conducted by this Commission pointed no evidence linking the Mapindani (Nghotsa) to the alleged removals inside the Kruger National Park, this has been fueled by the refusal by the claimants to participate in processes aimed at determining the validity of their claim, and the contradictory information provided to the Commission.
3. The claim outside the park is based on jurisdiction or chieftaincy, hence it had been dealt with by the Local Government and Traditional Affairs, and also was referred to the Ralushai Commission.
4. In terms of the Acceptance Criteria as set out in Rule 3 of the Rules regarding the Procedure of the Commission on Restitution of Land Rights, the land claim lodged By Mr HP chauke does not qualify to be accepted for restitution purposes, as per the explanation in 2 and 3 above.

Your land claim in respect of the properties listed on the claim form is therefore dismissed. Herewith enclosed is a copy of the dismissal report in respect of your land claim for your attention.

6. In the event of not agreeing with the above-mentioned matters you are advised to obtain legal assistance.

We hope you will find the above in order.

Yours faithfully



MASHILE MOKONO
REGIONAL LAND CLAIMS COMMISSIONER-LIMPOPO

DATE: 14/01/2005

Thabang Sekele

From: Thabang Sekele <thabang@envirolution.co.za>
Sent: Wednesday, September 14, 2016 3:16 PM
To: 'Masizani Masingi'; 'Miyelani Nkatingi'
Cc: 'Hitekani Chauke'; 'Gesam Govender'; 'Tele Maphoto'
Subject: RE: Mapindani & Madonsi land claim judgements

Dear Colleagues,

Thank you providing the status reports of the said land claims.

Your efforts are much appreciated.

Regards,
Thabang Sekele
Vista Place * Suite 1a & 2 * No 52
Cnr Vorster Avenue & Glen Avenue * Glenanda
PO Box 1898 * Sunninghill * 2157
www.envirolution.co.za
thabang@envirolution.co.za

Tel: 0861 44 44 99
Fax: 0861 62 62 22



From: Masizani Masingi [mailto:masizani.masingi@drdlr.gov.za]
Sent: Wednesday, September 14, 2016 3:04 PM
To: Thabang Sekele; Miyelani Nkatingi
Cc: Hitekani Chauke; 'Gesam Govender'; Tele Maphoto
Subject: RE: Mapindani & Madonsi land claim judgements

Good day

Kindly receive the status for Mapindani Land claim project as per your request.

Regards

I KNOW! ACT! STOP

Report Fraud and Corruption on 0800 701 701



CORRUPT!
FIGHTING CORRUPTION IS EVERYONE'S BUSINESS

Together we move South Africa forward

From: Thabang Sekele [mailto:thabang@envirolution.co.za]
Sent: 13 September 2016 11:49 AM
To: Miyelani Nkatingi
Cc: Masizani Masingi; Hitekani Chauke; 'Gesam Govender'; Tele Maphoto
Subject: RE: Mapindani & Madonsi land claim judgements

Good day,

May I enquire on the progress of the below?

Regards,
Thabang Sekele
Vista Place * Suite 1a & 2 * No 52
Cnr Vorster Avenue & Glen Avenue * Glenanda
PO Box 1898 * Sunninghill * 2157
www.envirolution.co.za
thabang@envirolution.co.za

Tel: 0861 44 44 99
Fax: 0861 62 62 22



From: Miyelani Nkatingi [mailto:miyelani.nkatingi@drdlr.gov.za]
Sent: Friday, September 09, 2016 2:04 AM
To: Thabang Sekele
Cc: Masizani Masingi; Hitekani Chauke; Gesam Govender; Tele Maphoto
Subject: Re: Mapindani & Madonsi land claim judgements

I apologize, I was not aware that you did not receive the Mapindani letter. Mr Masinngi will send it to you on Monday next week

Sent from my iPad. Miyelani Nkatingi



Together we move South Africa forward

On 08 Sep 2016, at 4:03 PM, Thabang Sekele <thabang@envirolution.co.za> wrote:

Good day.

The letter has been received in order. O would like ro follow up on the Mapndani summary rejection decision letter and it progress.

Regards
Thabang Sekele.

On 31 Aug 2016 10:47, "Masizani Masingi" <masizani.masingi@drdlr.gov.za> wrote:

Good day

Kindly receive the Progress report for Madonsi Community

Regards

Masingi

<imagedab52d.JPG>

From: Miyelani Nkatingi
Sent: 30 August 2016 06:04 PM
To: Thabang Sekele; Hitekani Chauke
Cc: Tele Maphoto; Hitekani Chauke; Masizani Masingi; gesan@envirolution.co.za
Subject: RE: Mapindani & Madonsi land claim judgements

I did sign the letter for Madonsi and Mr Masingi will forward that to you. As for Mapindana, we are still checking for the old letter of dismissal and as soon as we have it, we shall forward it to you

<image002.jpg>

From: Thabang Sekele [mailto:thabang@envirolution.co.za]
Sent: Tuesday, August 30, 2016 2:33 PM
To: Hitekani Chauke
Cc: Tele Maphoto; Hitekani Chauke; Masizani Masingi; Miyelani Nkatingi; gesan@envirolution.co.za
Subject: RE: Mapindani & Madonsi land claim judgements

Dear Mr Chauke,

I am following up on the below request. Can I humbly request that the covering letters be completed and sent by 05 September 2016.

Your cooperation will be highly appreciated in this regard.

Regards,

Thabang Sekele

Vista Place * Suite 1a & 2 * No 52

Cnr Vorster Avenue & Glen Avenue * Glenanda

PO Box 1898 * Sunninghill * 2157

www.envirolution.co.za

thabang@envirolution.co.za

Tel: 0861 44 44 99

Fax: 0861 62 62 22

<image003.jpg>

From: Miyelani Nkatingi [mailto:miyelani.nkatingi@drdlr.gov.za]

Sent: Friday, August 26, 2016 5:53 PM

To: Thabang Sekele

Cc: Tele Maphoto; Hitekani Chauke; Masizani Masingi

Subject: RE: Mapindani & Madonsi land claim judgements

I have instructed Mr Chauke Hitekani to compile the letters

<image002.jpg>

From: Thabang Sekele [mailto:thabang@envirolution.co.za]

Sent: Friday, August 26, 2016 8:36 AM

To: Miyelani Nkatingi

Cc: Tele Maphoto

Subject: RE: Mapindani & Madonsi land claim judgements

Dear Miyalani

Thank you for your reassurance. I will await the discussed covering letters.

Regards,

Thabang Sekele

Vista Place * Suite 1a & 2 * No 52

Cnr Vorster Avenue & Glen Avenue * Glenanda

PO Box 1898 * Sunninghill * 2157

www.envirolution.co.za

thabang@envirolution.co.za

Tel: 0861 44 44 99
Fax: 0861 62 62 22

<image003.jpg>

From: Miyelani Nkatingi [mailto:miyelani.nkatingi@drdlr.gov.za]
Sent: Wednesday, August 24, 2016 1:41 PM
To: Thabang Sekele
Cc: Tele Maphoto
Subject: Re: Mapindani & Madonsi land claim judgements

We shall respond to you in due course. Thanks

Sent from my iPhone

<image002.jpg>

On 23 Aug 2016, at 14:14, "Thabang Sekele" <thabang@envirolution.co.za> wrote:

Thank you. Mr Nkatingi, may you kindly attend to the below request.

Regards,

Thabang Sekele

Vista Place * Suite 1a & 2 * No 52

Cnr Vorster Avenue & Glen Avenue * Glenanda

PO Box 1898 * Sunninghill * 2157

www.envirolution.co.za

thabang@envirolution.co.za

Tel: 0861 44 44 99

Fax: 0861 62 62 22

<image001.jpg>

From: Tele Maphoto [<mailto:tele.maphoto@drdlr.gov.za>]
Sent: Tuesday, August 23, 2016 2:09 PM
To: Thabang Sekele; Miyelani Nkatingi
Subject: Re: Mapindani & Madonsi land claim judgements

Dear Sir,

Direct your request to Mr Nkatingi. I am on leave. I included him in the email.

Sent from my iPad

<image002.jpg>

On 23 Aug 2016, at 12:10 PM, "Thabang Sekele" <thabang@envirolution.co.za> wrote:

Dear Sir

Kindly see below email correspondence.

Regards,

Thabang Sekele

Vista Place * Suite 1a & 2 * No 52

Cnr Vorster Avenue & Glen Avenue * Glenanda

PO Box 1898 * Sunninghill * 2157

www.envirolution.co.za

thabang@envirolution.co.za

Tel: 0861 44 44 99

Fax: 0861 62 62 22

<image001.jpg>

From: Thabang Sekele [<mailto:thabang@envirolution.co.za>]
Sent: Tuesday, August 23, 2016 12:05 PM
To: 'pele.maphoto@drdlr.gov.za'; 'myelani.nkatingi@drdlr.gov.za'; 'jacob.tshabangu@drdlr.gov.za'
Cc: 'Mmadira Mathete'; Semakaleng.Mabeba@drdlr.gov.za; gesan@envirolution.co.za
Subject: Mapindani & Madonsi land claim judgements

Dear Colleagues,

Kindly find the attached land claim request letter for you attention.
Your cooperation in this regard will be highly appreciated.

Regards,

Thabang Sekele

Vista Place * Suite 1a & 2 * No 52

Cnr Vorster Avenue & Glen Avenue * Glenanda

PO Box 1898 * Sunninghill * 2157

www.envirolution.co.za

thabang@envirolution.co.za

Tel: 0861 44 44 99

Fax: 0861 62 62 22

<image001.jpg>

<Land claims commission judgements request letter.pdf>

<Land claims commission judgements request letter.pdf>

