



**DEPARTMENT: LAND AFFAIRS
REPUBLIC OF SOUTH AFRICA**

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**DRAFT MINUTES
OF THE
PROVINCIAL LAND AND AGRARIAN REFORM FORUM MEETING**

HELD AT 10H00 ON 02 OCTOBER 2007

AT FERN HILL HOTEL, HOWICK

PRESENT:

Mr M Mthimkhulu	Chairperson	MEC: Agriculture and Environmental Affairs
Mr R Barnsley	Member	KWANALU
Mr M Briglal	Member	Land Bank
Mr B Boyce	Member	Department of Land Affairs, RLCC
Mr E Chisane	Member	NAFU – KZN
Dr S Dludla	Member	Ithala Bank
Mr B Galloway	Member	Canegrowers
Ms K Hurly	Member	Canegrowers
Mr D Ince	Member	Department of Land Affairs, PLRO
Mr M Kubheka	Member	Landless People's Movement
Ms S La Marque	Member	KWANALU
Mr A Madhanpall	Member	Department of Land Affairs, PLRO
Mr V Maluleke	Member	Banking Association
Mr S Maseko	Consultant	Isibuko Se-Africa
Ms Z Molefe	Member	Department of Land Affairs, PLRO
Ms T Mbatha	Member	Inkezo
Mr V Mbhele	Member	Department of Agriculture and Environmental Affairs
Adv V Mngwengwe	Member	Department of Land Affairs, PLRO
Ms N Ndelela	Secretariat	Department of Land Affairs, PLRO
Ms T Ndlovu	Member	Department of Land Affairs, PLRO
Mr N Ngubane	Member	Department of Agriculture and Environmental Affairs
Mr K Nzimande	Member	Department of Land Affairs, PLRO
Mr S Nzuzza	Member	Department of Land Affairs, Deeds Office
Ms T Radebe	Member	Landless People's Movement
Mr K Ramballi	Member	Department of Land Affairs, RLCC
Mr R Ramsden	Member	KZN – Poultry Institute
Mr P Sapsford	Consultant	Isibuko Se-Africa
Mr W Silaule	Member	Department of Land Affairs, RLCC

Mr T Sokhela	Member	Department of Land Affairs, PLRO
Ms N Sosibo	Member	Department of Land Affairs, RLCC
Mr J Van Der Merwe	Member	Land Bank
Mr B Zungu	Member	Department of Land Affairs, RLCC
Mr N Ziqubu	Member	AFRA
Mr B Zulu	Member	Department of Land Affairs, PLRO

APOLOGIES:

Ms L Botha	Member	Agricultural Business Chamber
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1. WELCOME AND INTRODUCTION

The Chairperson welcomed everyone who was present and declared the meeting open for discussion.

2. ATTENDANCE AND APOLOGIES

Refer to page 1.

3. CONFIRMATION OF AGENDA

The following items were added to the agenda, after which it was confirmed:

- Declaration
- Tenure reform

4. ADOPTION OF TERMS OF REFERENCE

Adv Mngwengwe reported that the PLRO had appointed Isibuko Se-Africa Consultants to draft the TORs for the PLARFO. He added that members had been requested to submit their input in this regard.

Mr Sbongiseni Maseko confirmed that they went through the process of consultation with members and all inputs were incorporated into TOR. The meeting went through the TOR, after further deliberations on the TOR, the following was resolved:

RESOLUTIONS:

With Mr Johan Van Der Merwe (Land Bank) and Mr Roy Ramsden (KZN Poultry Institute) proposing and seconding respectively, it was resolved that the Terms of Reference be adopted subject to the following amendments:-

Membership:

7.1.6 Delete "Council" insert "Association"

Chairperson:

10.1 Delete "power" insert "authority"

10.2 On the first line, put a full stop after "...Agriculture"

Include as 10.4 "He or she may however appoint any member of the Forum to act as an interim Chairperson at his or her absence. In the event of this occurring, the Chairperson shall inform members of the Forum of the person so appointed at least during the circulation of invitations to members unless circumstances beyond his or her control prevents such earlier notification of members."

Re-arrange the paragraphs as follows:

10.3 is to become 10.2

10.2 is to become 10.3

Decision making:

12.3 Include a sentence "the majority decision shall prevail" at the end of the paragraph.

Include this paragraph as 12.4 "In the event of no majority, the Chairperson shall have a casting vote.

Financial implications:

13.2 Insert " or any other member that may so desire" at the end of the sentence.

OTHER RESOLUTIONS:

- (i) *The Banking Association is to write to the forum indicating that they do not have a provincial character and therefore will participate as a National body.*
- (ii) *The key government departments that will be part of the PLARFO is the Department of Land Affairs and DAEA. However, other government departments can be brought in as and when necessary.*
- (iii) *It would be the Chairperson's discretion to choose the interim Chairperson in cases where he will not be present.*
- (iv) *Organisations are to ensure consistency regarding representatives that attend meetings.*
- (v) *Annexure 2 of TOR is to be amended in accordance with the Terms of Reference.*

4.2 ADMISSION OF NEW MEMBERS TO PLARFO

The Chairperson reported that he was approached by WARD expressing their concern that they were not invited to the launch of PLARFO. A brief discussion was held in this regard and the following was resolved:

RESOLUTION:

- 4.2.1 *The meeting noted and accepted an application by WARD to be a full member of PLARFO.*

4.3 DECLARATION

Adv Mngwengwe read out the declaration and further amendments were suggested after which the following was resolved:

RESOLUTIONS:

- 4.3.1 *The DLA logo is to come first on the document.*
- 4.3.2 *The wording below the MEC's signature is to be amended to read "Representing Government"*
- 4.3.3 *Delete "Banking Council" insert "Banking Association" in the signatories.*

5. IDENTIFICATION OF STRATEGIC ISSUES

Adv Mngwengwe said that the intention of this item was to identify urgent issues that should be dealt with and decide how they would they would be addressed. Ms Makhanya

suggested that presentations should be made on the identified issues at the next meeting. The following issues were identified:

RESOLUTIONS:

- 5.1 *In addition to the issues that were already in the agenda, the following were added:*
- *One-stop-shop for land reform and agricultural programmes.*
 - *Implementation of CLaRA*
 - *Land Audit*
 - *Security of tenure for farm dwellers*
 - *Stock theft*

6. STRUCTURING OF PLARFO TO EFFECTIVELY DEAL WITH STRATEGIC ISSUES

Mr Maluleke suggested that presentations should be made first after which task teams will be elected to deal with issues that would have been identified from the presentations. After a brief discussion on the matter, the following was resolved:

RESOLUTIONS:

- 6.1 *Members are to forward their input / concerns in relation to the identified strategic issues to the Secretariat by 15 October 2007.*
- 6.2 *The Secretariat is to circulate the input received to all members.*
- 6.3 *Task Teams are to be put in place at the next meeting to deal with the identified strategic issues.*
- 6.4 *Presentations are to be prepared on the following issues and presented at the next meeting:*

PRESENTATION	RESPONSIBILITY
1.1 ABP 1.2 Land Audit 1.3 Security of tenure for farm dwellers 1.4 Implementation of CLaRA	PLRO
2. Restitution backlog	RLCC
3. Alleged atrocities on farms	DAEA and KwaNALU
4. Post settlement support	DAEA
5. Stock theft	KwaNalu
6. One-stop-shop	Banking Association

- 6.5 *The above presentations will be made at the next PLARFO meeting which will be held on 06 November 2007.*

7. OTHER RESOLUTIONS:

- 7.1 *The Chairperson of the forum is to speak on behalf of the PLARFO.*
- 7.2 *The TOR are to be amended to address the issue of resignation of members.*

- 7.3 *The TOR are to be amended to deal with situations where member organizations cease to have a provincial character.*
- 7.4 *DLA is to submit a proposal on the decentralization of PLARFO.*

8. CLOSURE

There being no further business to discuss, the Chairperson thanked members for their contribution and declared the meeting adjourned at 13:30.

CONFIRMED:

MR M. MTHIMKULU
MEC : AGRICULTURE AND ENVIRONMENTAL AFFAIRS
CHAIRMAN

DATE