

IN THE LAND CLAIMS COURT OF SOUTH AFRICA

HELD AT RANDBURG

Case numbers: LCC 2010/220

In the matter between:

THE NYAVANA TRADITIONAL AUTHORITY

Applicant

and

**MEC FOR LIMPOPO DEPARTMENT OF
AGRICULTURE:**

First Respondent

**REGIONAL LAND CLAIMS COMMISSIONER;
LIMPOPO and Others**

Second to Seventh Respondent

SUMMARY

SPILG, J:

**1. COMPLIANCE WITH s 11(1)(a) of RESTITUTION OF LAND RIGHTS ACT-
DESCRIPTION OF LAND IN CLAIM FORM**

2. OBLIGATIONS OF THE COMMISSION RE CLAIM FORMS

- Whether claim lodged in prescribed manner and obligation of Regional Land Claims Commissioner (RLCC) and Commission officers in regard to identifying land described by claimant in claim form.
- Purposive interpretation of various provisions of the Act in respect of description and obligations of RLCC and officers. Sections 6(1)(b), 10(1), 11(2), 11A(4) and 12(3) of Act considered together with s 25(7) and (8) of the Constitution and Rules re Procedure of Commission (rule 3(1)(a)(i) read with Annexure A and rules 5(a) and (j))