









continue to bury more members of his family on a farm where he does not reside and where for forty-five (45) years has not stayed there.

### **Costs**

[10] The application was unopposed, In any event this court does not award costs unless there are special circumstances warranting an award of costs. There are no such circumstances in this matter.

### **Order**

[11] In the result, I make the following order

1. The application is dismissed.
2. No order as to costs

  
  
**NCUBE J**  
Judge of the Land Claims Court of  
South Africa, Randburg

### **Appearances**

For Applicant: Mr Maabane

Instructed by: Legal Aid SA

For Respondent: non-appearance