

LAND CLAIM ACTION GROUP

AGM

17 NOVEMBER 2022 (via ZOOM)

PRESENT: Leon Scholtz, Pedro Carvalho, and Di Potgieter

WELCOME: PC welcomed all online participants – 73 inclusive of proxies.

Minutes from 2021 AGM, no amendments and accepted from the floor.

CHAIRMANS REPORT:

1. LS welcomed all to our 18TH AGM.

It has been a quiet year - the Claimants legal team resigned, therefore no expert witness report. We did have confirmation that a new legal team from Potchefstroom had been appointed but it turns out not to be the case. To date nobody has been appointed.

In order to have a proper pretrial hearing we need the Claimants expert witness Report and their legal representatives to take part.

2. We have decided as a Committee, to apply to get the case withdrawn, it has never been done before but our legal team says we have a good chance of success. Not one letter or email has been answered by the Prosecutor. Withdrawal of claim documents are all done and if all goes well, we should have a reply by early 2023. A withdrawal would be the best outcome, if not, we will continue to put pressure on the State Attorney by means of another Mandamus application with costs (have been successful before) or sue him for non-compliance.
3. This claim, as with many others has gone nowhere in the past 18 years, we have been ready to go to court for many years now. All our research has been done. Every attempt to get to a pretrial or court hearing has failed due to our very slack state attorney and the claimants who cannot produce any evidence to prove the validity of their claim.
4. The property market in the area improved in the last few months and several properties were sold at reasonable market-related prices. In addition, we gained some new members. Once we put the land claim behind us the market values will improve.
5. The way forward will be dependent on the outcome of the withdrawal application. Should the Judge rule against us we will be back in full force and be on the State Attorneys case relentlessly. We will file for non-compliance and another cost order. We have done it before and we will do it again until we get our case settled. For anyone who attended the original meeting in Brits you may recall the claimants saying their strategy would be to keep us waiting until we give up!

LS gave special thanks to all our members and to the dedicated Committee members, especially Pedro who puts in many hours for no reward.

FINANCIALS – PC

- We have received a new Deeds list, 57 properties changed hands, unfortunately most of the new owners were not given our details but we are busy working on the problem.

Members: 245 (292 sub divisions, 10 owned by Estate D Afrique, those ten are consolidated into township and re-subdivided into 400 subs. We are busy trying to get POA's for them) If your neighbour has sold/bought please send us their details so we can get in touch with them to get their POA's.

INCOME FOR 2022

Income	R271 000 of which R61 000 subs R56 000 interest from M/M R144 000 from cost order
Expenses	R48 000 of which R27 000 legal fees
Debtors	Up from R1,165 816 00 to R1,196 916 00 (increase of R31,100.

- Call for subs of R300 per property to help with the degazetting – if the application is denied, we may still get costs due to lack of action. The Judge will decide.
- Pierre Venter seconded the call for subs, no objections and proposal carried, thanks for the support.
- Any questions should be submitted to the committee and answers will be given with the next Newsletter

LS again thanked members for their support – this is the biggest land claim in the country and if it goes to trial it will mean a minimum of a week in court.

Meeting closed.

Signed.....

Dated.....