

Completing a POA in favour of the 26778 Land Claim Action Group

- Signing a **Power of Attorney (POA)** is a legal instruction for the **26778 Land Claim Action Group (LCAG)** to represent your property in the upcoming court proceedings to defend your property against the Mekgareng Land Claim.
- Without a signed POA, LCAG may not represent your property.
- Only people who have valid POAs will benefit from any court order resulting from the court action.
- For representation, the POA is critical but is linked to having fully paid-up subscriptions.
- The court order is expected to degazette the claim on represented member deeds, remove the claim status, and free their land from the claim.
- Non-represented properties, after the LCAG achieves the final Court Order/Settlement Order, will need to have the claim status removed at their own expense when they wish to sell or raise a second bond or any other transaction requiring the Deeds Office interaction.

Where the property is owned privately or through a company

SPECIAL MANDATE AND POWER OF ATTORNEY GRANTED TO THE 26778 LAND CLAIMS ACTION GROUP

IN RE: MEKGARENG COMMUNITY LAND CLAIM

I, the undersigned

In my capacity as:

Duly authorised trustee of the _____ Trust;

Duly authorised Director of _____ (Pty) Ltd;

A duly authorised member of _____ CC;

Individual landowner*;

The current registered owner of the following property namely:

Hereby grants a special mandate and power of attorney to the 26778 Land Claims Action Group to do the following on my behalf;

/ On behalf of the _____ Trust

/ On behalf of _____ (Pty) Ltd

/ On behalf of _____ CC*

Namely:

1. To institute proceedings, both in its own name and in my name / the name of the entity that I represent* against the Commission of Restitution of Land Rights, the Regional Land Claims Commissioner, the Minister of Land Affairs, the Mekgareng Community and all other interested

* delete which is not applicable

Complete Name as Owner or as the representative for the Company, Trust, etc.

This is only applicable if the property is registered at the deeds office in a company or trust.

Where a property is registered at the deeds office in a company or trust name, we require a resolution confirming that the person signing this document is authorised to do so.

Where not applicable, mark N/A

Subdivision number

e.g. Portion 3 of Broederstroom 480JQ

Portion 84 Port d' Afrique X3

Portion 87 Beau Rivage Township

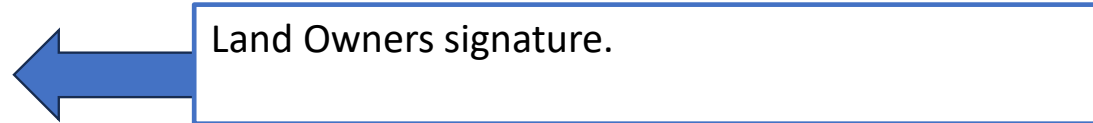
This is only applicable if the property is registered at the deeds office in a company of trust.

Where not applicable, mark N/A.

Private or Company POA continued....

parties who are not joined as applicants, for the judicial review with such related relief as it may be advised, and/or a mandamus for the referral of the Mekgareng Community Land Claim to the Land Claims Court in respect of the land claim lodged by the Mekgareng Community.

2. To instruct attorneys Grütter & Grobbelaar and such other legal representatives and other expert witnesses as may be required for purposes of the legal proceedings. I ratify the decision taken by the 26778 Land Claims Action Group to appoint the said attorneys with power of substitution to be the attorney and agent of the action group and on my behalf to institute the proceedings referred to above.
 3. To authorise and mandate Chairman of the said action group to depose to the main founding affidavit in the said proceedings, also on my behalf/ on behalf of the entity that I represent.
 4. To take all such steps as may be necessary, and as advised by the legal team, to bring the proceedings referred to above to finality and to take all necessary steps, as advised, to protect my interest / the interest of the entity that I represent* in the prosecution and final resolution of the land claim of the Mekgareng Community.
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Land Owners signature.

* delete which is not applicable

RESOLUTION DOCUMENT

[Your Company Name]
[Your Company Address]
Resolution No: [Insert Resolution Number]
Date: [Insert Date]

Authorization to Represent the Company in Land Claim Matters
BE IT RESOLVED THAT:

Appointment: The Company authorizes [Full Name of Authorized Representative], holding the position of [Position], to represent [Your Company Name] in all matters related to the land claim.

Scope of Authority: The Authorized Representative is empowered to:

Negotiate, sign, and execute all necessary documents.
Communicate and liaise with relevant authorities and stakeholders.
Act in the Company's best interest concerning the land claim.
Effective Date: This authorization is effective as of [Insert Date] and remains valid until revoked in writing by the Company.

CERTIFICATION

I certify this resolution was duly adopted by the Board of Directors of [Your Company Name] on [Insert Date].

[Authorized Signatory's Name]
[Title]
[Your Company Name]

This is an example of a resolution from a company of trust for a member to be the representative.

The resolution should be typed on the official company stationary.

POA for Deceased Estates

SPECIAL MANDATE AND POWER OF ATTORNEY GRANTED TO THE 26778 LAND CLAIMS ACTION GROUP

IN RE: MEKGARENG COMMUNITY LAND CLAIM

Where a property is in the process of being passed on through a will, i.e. the property is in a deceased estate, the executor of the estate needs to complete this POA.

This POA must be accompanied by a copy of the court's letter appointing the executor.

I, the undersigned

In my capacity as duly authorised executor of the late estate of:

And being the entity currently with authority over the following property namely:

Hereby grants a special mandate and power of attorney to the 26778 Land Claims Action Group to do the following on behalf of the Estate;

Namely:

1. To institute proceedings, both in its own name and in the name of the estate over which I currently have executorship authority, against the Commission of Restitution of Land Rights, the Regional Land Claims Commissioner, the Minister of Land Affairs, the Mekgareng Community and all other interested parties who are not joined as applicants, for the judicial review with such related relief as it may be advised, and/or mandamus for the referral of the Mekgareng Community Land Claim to the Land Claims Court in respect of the land claim lodged by the Mekgareng Community.
2. To instruct attorneys Grutter and Grobbelaar and such other legal representations and other expert witnesses as may be required for purposes of the legal proceedings, ratify the decision taken by the 26778 Land Claims Action Group to appoint the said attorneys with power of substitution to be the attorney and agent of the action group and the estate I represent to institute the proceedings referred to above.

To Authorise and mandate the Chairman of the said action group to depose to the main founding affidavit in the said proceedings, also on behalf of the estate that I represent.

Executors Name

Name of the deceased

Property Portion Number

POA for Deceased Estates Continued

4. To take all such steps as may be necessary, and as advised by the legal team, to bring the proceedings referred to above to finality and to take all necessary steps, as advised, to protect the interest of the estate that I represent in the prosecution and final resolution of the land claim of the Mekgareng Community.


Signature: _____

Date: _____


Place: _____



Executors signature



Date when the Document is signed



Place/suburb/address where the document gets signed