

## **BAKGATLA BA MOSETLHA CPA (BBMCPA)**

Presented to: Department of Rural Development & Land Reform

Presenter: Thibane J Malaka

Date: 19 September 2013

Time: 10h00

Venue: Burgers Park Hotel, Pretoria

BBMCPA Represented by; Mr WK Setshedi: Chairperson & Mr TJ Malaka: Project Coordinator

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# 1. Background

- > lodged claim =41 farms on the 30th November 1998. published in the Government gazette on 03/08/ 2007 in terms of Section 11
  - > CPA formed in 06/2008 ,registered in 08/2009 in terms of **Section 8(3) of the CPA Act 28, of 1998**

- > Initial Section 42D granted on the 31st March 2009
  - > 21 farms, consisting of 48 portions recommended, of the 21, 3 qualified for compensation and 18 for restoration.
    - > 20 referred to as non-compliant

- Final Sec. 42D recommended 18 farms
- Signed by Minister on the;01/12/12 (phase 1) 10 farms with 18 portions.
- 8 (phase 3) tenure upgrading
- Phase 2 financial compensation

## Background Continue: Double Claims/Titles

### **Double Claims**

> *Portion 8 of Renosterfontein 172 JQ.*

*-stretch of land was also claimed by other different community. Gazetted by North West RLCC office. in terms of Section 42D on the 23<sup>rd</sup> October 2006.*

> *Portion 3 and Portion 5 of Klipdraai 166 JQ.*

### **Title Deeds**

*The farms Transactie 3 JR, Diputten 4 JR and Vogelstruispan 6 JR; These farms have been under dispute because other Bakgatla communities had claims on the land.”*

### **Financial Compensation**

**R26 540 000**

### **Discrepancies on BBM Claim**

- RLCC made recommendations to the Chief Land Claims Commissioner for approval of some of the farms already approved on behalf of other communities.
- RLCC, without recourse to the law, decided to arbitrate in the resolution of the disputed lands
- Injustice on the 20 deemed non-compliant farms

## **Double Claims: to note**

Where there are two claimant communities disputing the same land, the correct procedure is for the RLCC to provide mediation as a means to resolve the dispute. The procedure thereof is outlined in terms of Section 13 of The Restitution of *Land Rights Act, 22 of 1994*.

## 2. Attainments to date

### Farms approved in terms of Section 42D

Phase 1; 10 farms approved by The Minister on 01/12/2012; 1. Vooruitzicht 7 JR; 2. Leuwkraal 50 JR; 3. Lochness 478 KR; 4. Tower 480 KR; 5. Worcester 481 KR; 6. Haartebeeslaagte 66 JQ; 7. Tambotielaagte 164 JQ; 8. Klipdraai 166 JQ; 9. Waterval 561 KQ; and 10. Klippoortjie 564 JQ.

These Farms consists of 18 portions and cover 18 745 hectares.

**Period taken for the transfer of these farms to the CPA : 9 months and 18 days today after Section 42D approval and signed by The Minister, [Transfer of properties in terms of the State Land Disposal Act, 48 of 1961, still pending]**

Phase 2. Financial Compensation: *Diputten 4 JR and Vogelstruispan 6 JR* and Transectie: **Completed**

Phase 3. Identified for Tenure upgrading process (8 farms):  
Haakdoornbult 49 JR; Buffelsdrift 51 JR; Zwartboom 9 JR; De Grens 168 JQ; Flink Zyn Drift 169 JQ; Rhenosterdrift 172 JQ; Wildebeeskuil 173 JQ; and Kalkbank 234 JQ.

**Phase 3. Developments had not been communicated to the CPA to date**

## Attainments: Household Profiling

1. Community Mobilisation: All 28 villages covered: Joint CPA & DRD&LR project.
2. Selection of 4 youths per village done by DRD&LR.



3. Training of youth done.
4. Incentive agreements with youth participants.
5. Commencement and completion of Project



6. Final Report covering all villages completed and copy presented the CPA Committee.
7. BBM CPA Project Status Quo Report copy presented to BBM CPA Committee.

### **3. CPA's Plans Going Forward (Restored Farms)**

#### **I. Vision and Mission**

##### **Vision.**

A CPA that is at the cutting edge of combating poverty through the creation of sustainable employment opportunities and the production of quality agricultural products.

##### **Mission**

To be among the industry's leaders in the production of agricultural products and to establish a corporation as a sustainable business entity that will uplift the lives of local communities.



### 3. CPA's Plans Going Forward (Restored Farms)

#### II. Strategic Objectives (5)

- ❑ **To build and support commercially viable BBM communities.**
  - Create stakeholder forum.
  - Conduct a farming skills audit to determine skills deficit/gaps.(information from profiling & CPA project status quo reports.
  - Liaise with government & other institutions for programs to close skills gap.
- ❑ **To create profitable and sustainable agricultural industrial zone/hub.**
  - Establishment of Bakgatla ba Mosetlha Development Corporation. (separate slide provided)
  - Identify and prioritise Agricultural projects .
  - Audit of current agricultural activities around the restored farms.
  - Identify the risk factors. (Feasibility)
  - Comprehensive business plan.
  - Funding model defined.
- ❑ **To facilitate and promote skills development and capacity building for youth, physically challenged individuals and women in farming.**
  - Conduct research on local business opportunities and involvement of youth, physically challenged and women.(profiling & status quo research)
  - Conduct road shows to raise awareness about gender issues and advocate for gender sensitivity and gender equality in commercial farming.

# Strategic Objectives

## ❑ To establish applicable corporate governance systems.

- Internal Policies and procedures.
- Reporting framework as per CPA's Act and Constitution.
- Monitoring and evaluation.
- Documented clear roles and responsibilities of committee members in line with the Constitution.
- Record keeping and storage.
- Compliance with relevant regulations.

## ❑ To promote community participation.

- A schedule of meetings to be held with communities.
- On-going communication about List of activities that the CPA is involved in (Printed pamphlets for community).
- Effective use of local community media available
- Participate in community meetings/Imbizos on issues affecting the CPA.
- Encourage democracy within participating communities
- Create of community sub committee of the CPA.

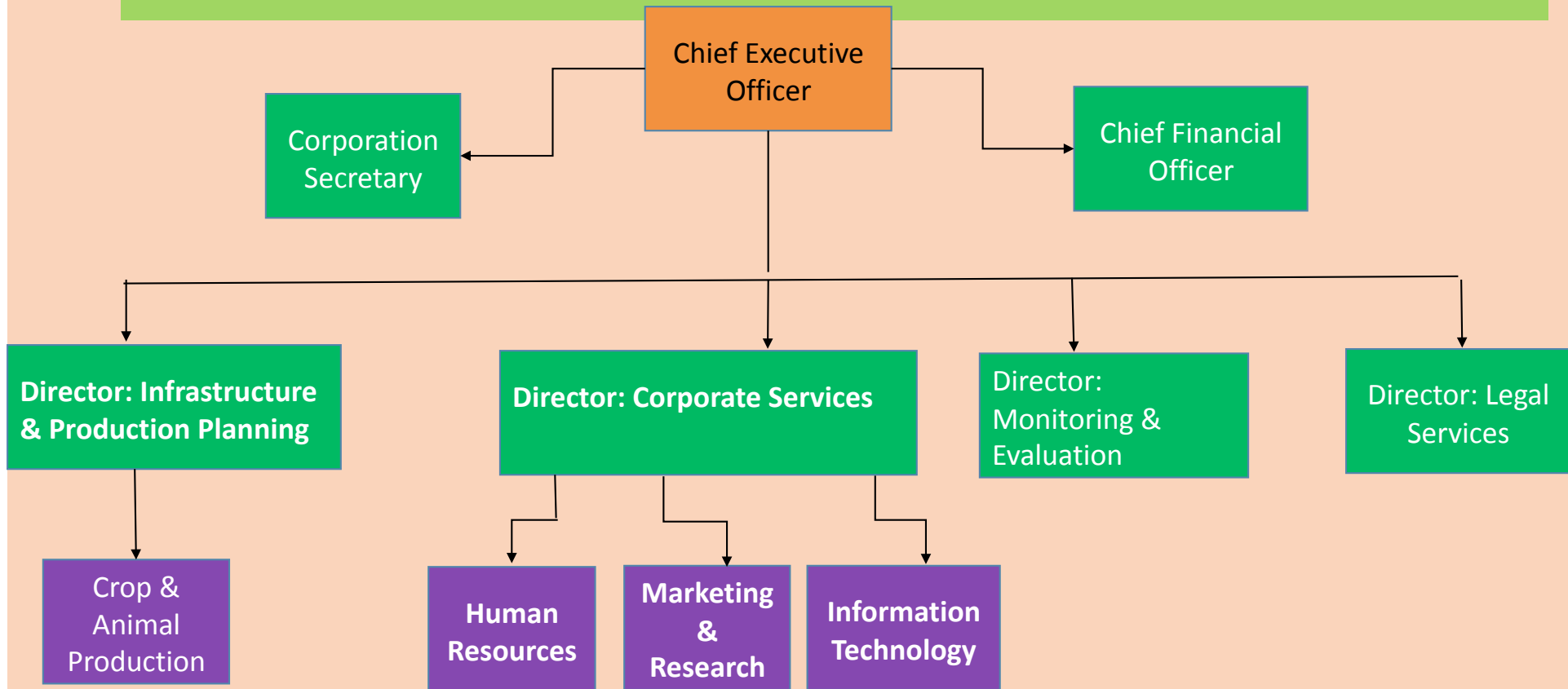
## 4. Business Focus

### I. Establishment of Bakgatla ba Moseitlha Development Corporation.

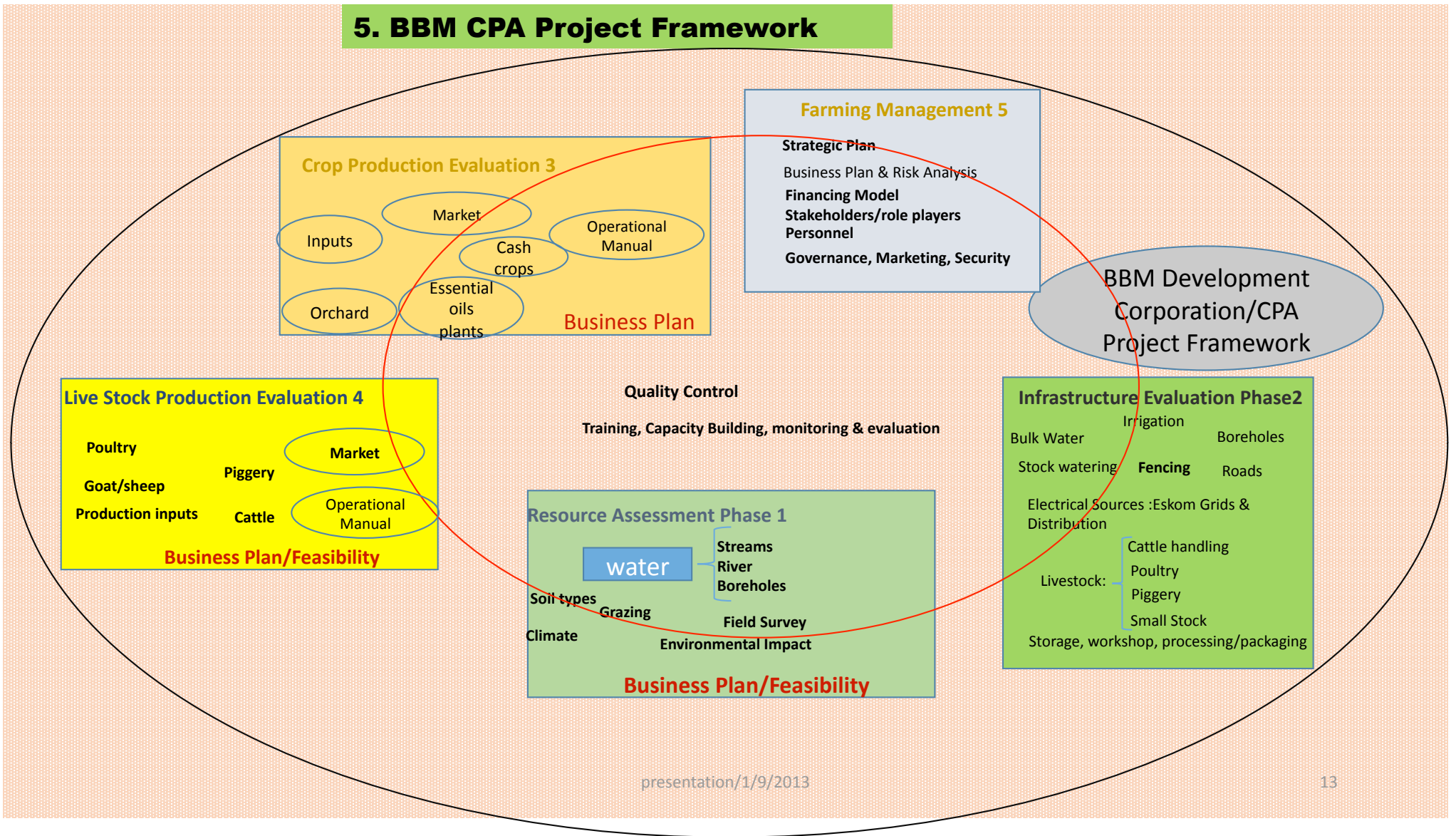
#### Why have a corporation as a business entity of the CPA?

- To allow the CPA committee to execute its mandate fully, as per CPA Act.
- Alleviate the CPA committee from business duties to concentrate on the acquisition, holding and management of land.
- The Corp to function as a professional business entity and be registered under the companies Act requirements.
- A profit oriented entity- Going Concern
- Established on agro- business ethics to enhance the realisation of poverty alleviation and sustainable job creation.
- Allow continuity in terms of business operations. CPA committee changes from time to time as provided by its constitution.
- Committee changes will have little or no effect on the running of the business operations of the Corporation.
- Positive cohesion with other stakeholders in business.
- Conclude all business deals.
- Business agreements and cooperation completed by the corporation with key stakeholders.
- Promoting business partnerships and collaboration with key stakeholders.
- Sustainable, viable, and profitable projects underpinned by stakeholder involvement and broader community support.
- The entity reports directly to the CPA Committee
- Memorandum of Understanding between CPA & the Corporation.

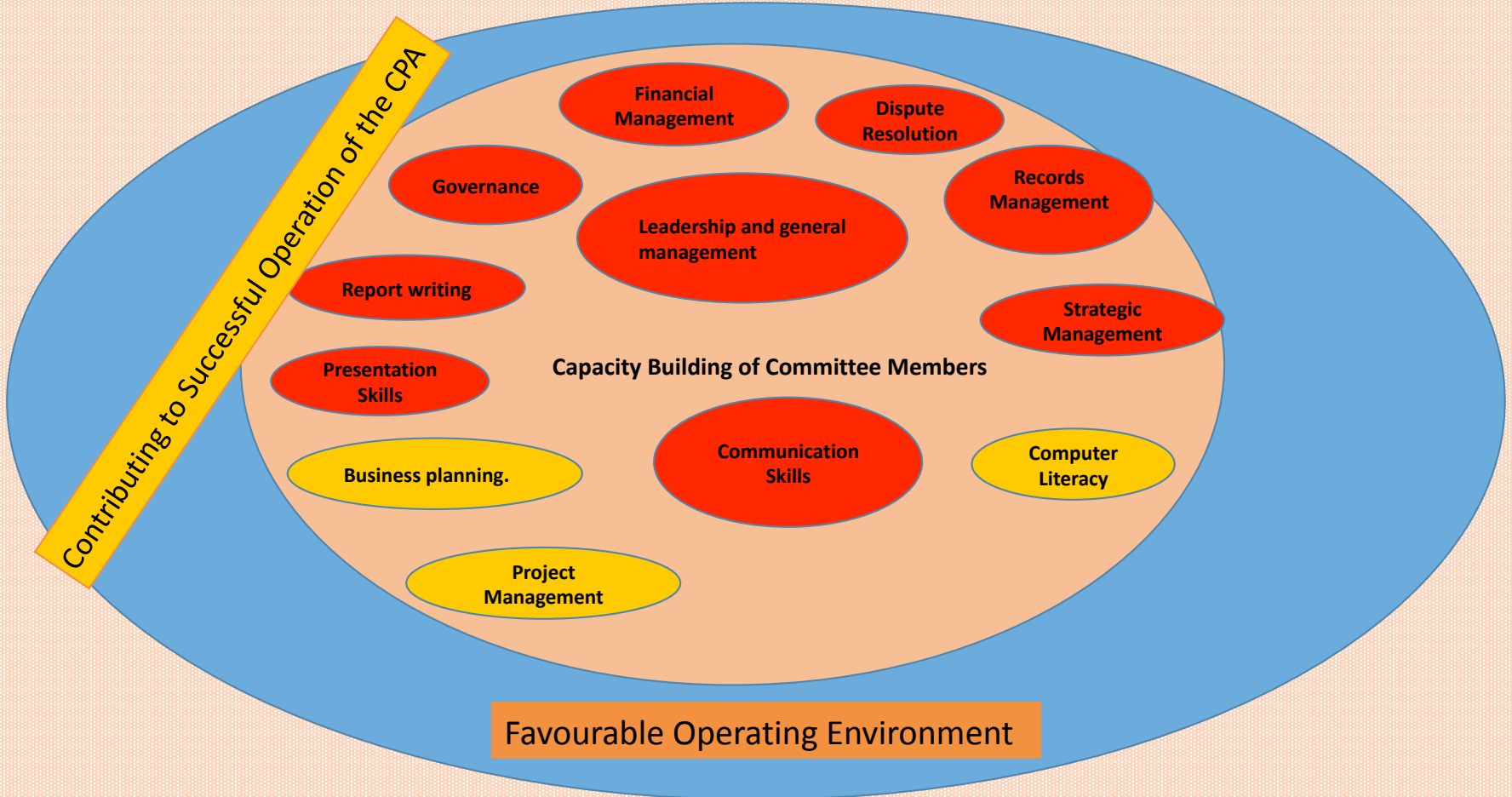
# BBM Development Corporation Structure



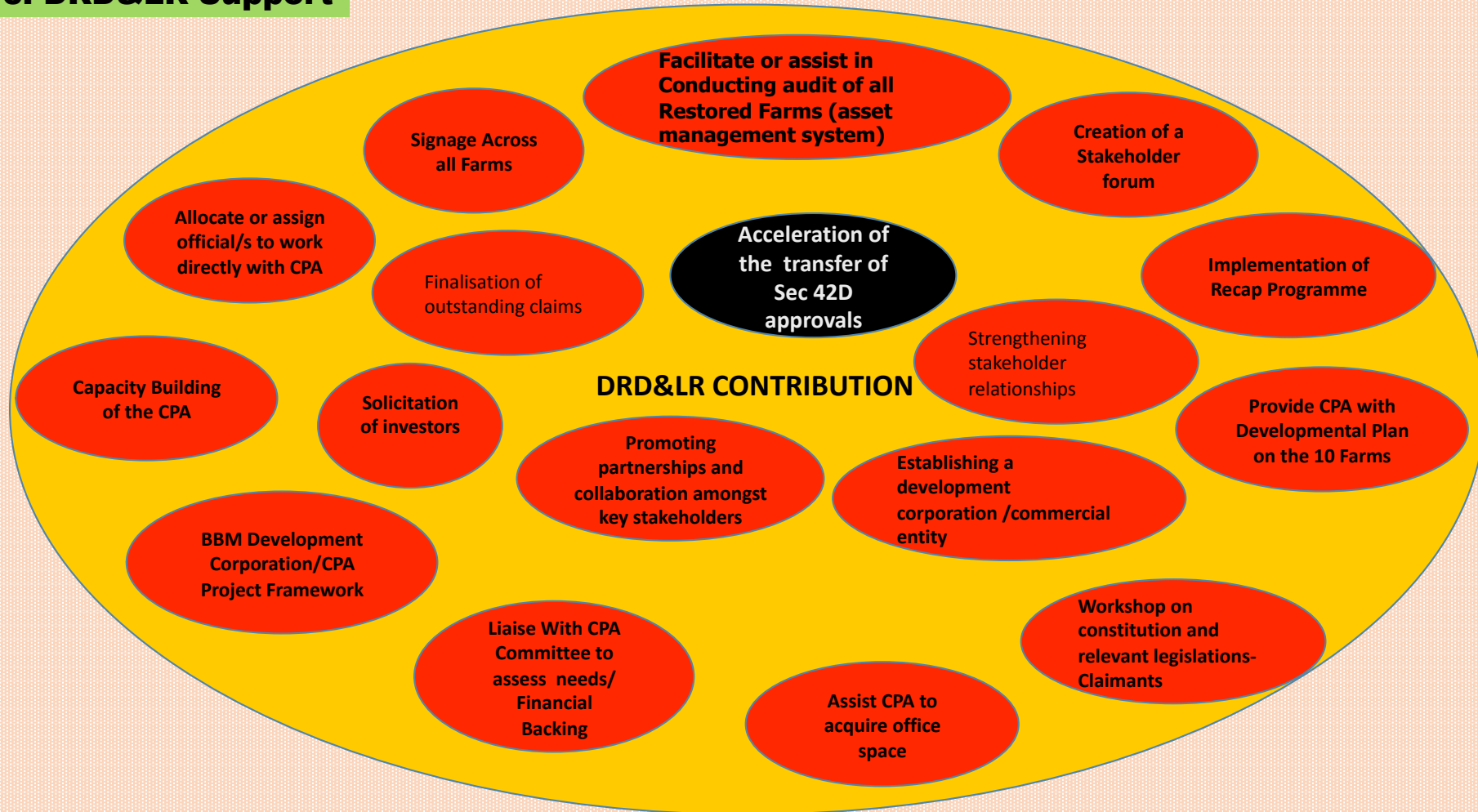
## 5. BBM CPA Project Framework



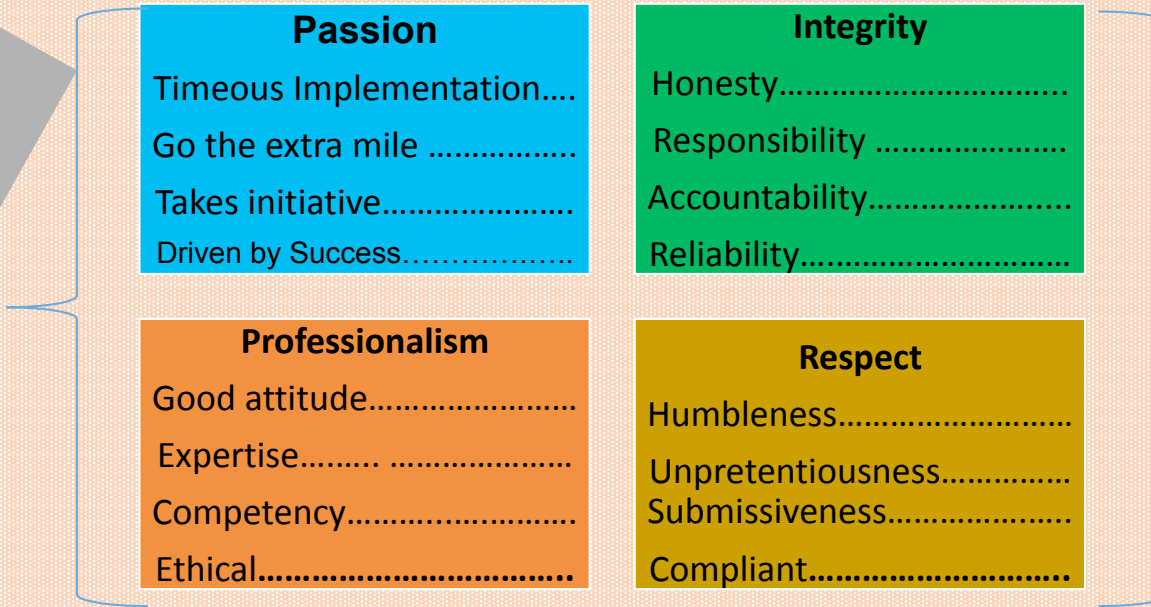
# Knowledge Is Power



## 6. DRD&LR Support



Useful Values



Realisation of Objectives

**Renaissance Of Bakgatla Pride**



**THANK YOU**