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[Signature]

IN THE LAND CLAIMS COURT OF SOUTH AFRICA  
(HELD AT RANDBURG)

Case No: LCC186/2020

Before Honourable Justice Spilg on 28 January 2021

In the matter between:

TABANE JOHANNES MAUBANE

APPLICANT

And

BAKGATLHA BA MMAKAU  
TRADITIONAL COUNCIL

MAPULE MATJILA

VICTOR MATJILA

REGIONAL LAND CLAIMS COMMISSION

CHIEF LAND CLAIMS COMMISSION



1<sup>ST</sup> RESPONDENT

2<sup>ND</sup> RESPONDENT

3<sup>RD</sup> RESPONDENT

4<sup>TH</sup> RESPONDENT

5<sup>TH</sup> RESPONDENT

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DRAFT ORDER

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By agreement between the parties,

It is hereby ordered that:-

1. Non-compliance with the rules prescribed for ordinary applications is condoned and this matter is treated as an urgent application;
2. The applicant and the community of Bakgatla ba Mocha ba Maubane are hereby interdicted and restrained from dealing with portion 2 and the remaining extend of

Zandfontein 31 JR without complying with section 11(7)(aA) of the Restitution of Land Rights Act and the notice contemplated in terms of section 11(7)(aA) shall be delivered to all other parties through their respective attorneys.

3. The first, second and third respondents are hereby interdicted and restrained with immediate effect from dealing with portion 2 and the remaining extend of Zandfontein 31 JR without complying with section 11(7)(aA) of the Restitution of Land Rights Act and the notice contemplated in terms of section 11(7)(aA) shall be delivered to all other parties through their respective attorneys.
4. Save as set below each party shall be pay their respective legal costs.
5. Third respondent to pay the applicant's costs.

**DATED AT RANDBURG ON 28<sup>TH</sup> DAY OF JANUARY 2021**

  

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**BY ORDER OF COURT**