



## THE SUPREME COURT OF APPEAL OF SOUTH AFRICA

### MEDIA SUMMARY OF JUDGMENT DELIVERED IN THE SUPREME COURT OF APPEAL

**FROM** The Registrar, Supreme Court of Appeal  
**DATE** 17 September 2015  
**STATUS** Immediate

*Please note that the media summary is for the benefit of the media and does not form part of the judgment.*

*Four Arrows Investments 68 v Abigail Construction* (20470/2014) [2015]  
ZASCA 121 (17 September 2015)

#### **Media Statement**

The fact that the parties to an agreement described it as an option, was held by the SCA to be irrelevant when in substance it was a sale subject to a suspensive condition and consequently prohibited in terms of Section 3(e)(i) of the Subdivision of Agricultural Land Act 70 of 1970, in the absence of the requisite Ministerial consent. The SCA also held that even if it was an option, the result would be the same. The appeal was accordingly dismissed.

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