



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 28 November 2019

STATUS Immediate

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

*Makhuva-Mathebula Community v Regional Lands Claims Commissioner, Limpopo
& another (1106/2018) [2019] ZASCA 157 (28 November 2019)*

MEDIA STATEMENT

The Supreme Court of Appeal (SCA) today dismissed the appeal of the Makhuva-Mathebula Community (the community) against the Regional Land Claims Commissioner, Limpopo (the RLCC).

The community lodged a land claim with the RLCC in terms of the Restitution of Land Rights Act 22 of 1994. In the claim form, at the appropriate place, the community listed a number of properties that it claimed. It also attached two maps under a heading on the form inviting any other information that claimants wished to bring to the attention of the RLCC. When the RLCC published the claim in the *Gazette*, it did so with reference to the properties listed in the claim form. The community alleged that it had in fact claimed every property that appeared on the maps, and those properties should have been published in the *Gazette*.

The community took the RLCC's decision to publish the claim in the way in which he did on review. The Land Claims Court dismissed the community's application and the SCA dismissed its appeal against that decision. It held that the RLCC in publishing the claim on the understanding that the properties claimed were those listed in the claim form had applied his mind and had acted rationally.