
PROCLAMATIONS • PROKLAMASIES

PROCLAMATION 177 OF 2024

**by the
PRESIDENT of the REPUBLIC of SOUTH AFRICA**

SPECIAL INVESTIGATING UNITS AND SPECIAL TRIBUNALS ACT, 1996 (ACT NO. 74 OF 1996): AMENDMENT OF PROCLAMATION NO. R. 24 OF 2017

Under section 2(4) of the Special Investigating Units and Special Tribunals Act, 1996 (Act No. 74 of 1996), I hereby amend Proclamation No. R. 24 of 2017 (hereinafter referred to as the “2017 Proclamation”), by—

- (a) the extension of the period referred to in the fourth paragraph of the 2017 Proclamation to the date of publication of this Proclamation; and
- (b) the substitution for paragraph 1 of the Schedule of the following paragraph:

"1. The acquisition by the Department or beneficiaries of—

 - (a) the Bekendvlei, Nirwanda, Wonderhoek, Mont Piquet, Appelkloof and Rietvlei farms;
 - (b) Mike’s Chicken (Pty) Limited, immovable assets and animals for Project Harmonie, Project Uitkyk and Project Dipalemo; and
 - (c) shares in Bambanani Fruits BEE (Pty) Limited,

in terms of the Proactive Land Acquisition Strategy or the Land Redistribution for Agricultural Development Policy of the Department, and the identification, selection and appointment of strategic partners and beneficiaries in respect thereof by the Department, in a manner that was—

 - (i) not fair, competitive, transparent, equitable or cost-effective;
 - (ii) contrary to applicable—
 - (aa) legislation;
 - (bb) manuals, guidelines, practice notes, circulars or instructions issued by the National Treasury; or
 - (cc) manuals, policies, procedures, prescripts, instructions or practices of or applicable to the Department;
 - (iii) conducted by or facilitated through the improper or unlawful conduct of—
 - (aa) officials or employees of the Department; or
 - (bb) any other person or entity,

to corruptly or unduly benefit themselves or others; or
(iv) fraudulent,
and any related unauthorised, irregular or fruitless and wasteful expenditure incurred by the Department."

Given under my Hand and the Seal of the Republic of South Africa at Johannesburg this 6th day of May Two thousand and twenty four.

President

By Order of the President-in-Cabinet:

Minister of the Cabinet

PROKLAMASIE 177 VAN 2024
VAN DIE
PRESIDENT VAN DIE REPUBLIEK VAN SUID-AFRIKA

WET OP SPESIALE ONDERSOEKEENHEDE EN SPESIALE TRIBUNALE, 1996
(WET NO. 74 VAN 1996): WYSIGING VAN PROKLAMASIE NO. R. 24 VAN 2017

Kragtens artikel 2(4) van die Wet op Spesiale Ondersoekeenhede en Spesiale Tribunale, 1996 (Wet No. 74 van 1996), wysig ek hierby Proklamasie No. R. 24 van 2017(hierna na verwys as die “2017-Proklamasie”) deur—

- (a) die verlenging van die tydperk vermeld in die vierde paragraaf van die 2017-Proklamasie tot die datum van publikasie van hierdie Proklamasie; en
- (b) die vervanging in paragraaf 1 van die Bylae met die volgende paragraaf:
 - "1. Die verkryging deur die Departement of begunstigdes van—
 - (a) die Bekendvlei, Nirwanda, Wonderhoek, Mont Piquet, Appelkloof en Rietvlei plase;
 - (b) Mike’s Chicken (Edms) Beperk, onroerende bates en diere vir Projek Harmonie, Projek Uitkyk en Projek Dipalemo; en
 - (c) aandele in Bambanani Fruits BEE (Edms) Beperk, ingevolge die “Proactive Land Acquisition Strategy” of die “Land Redistribution for Agricultural Development Policy” van die Departement, en die identifikasie, keuse en aanstelling van strategiese vennote en begunstigdes ingevolg daarvan deur die Departement, op ‘n wyse wat —
 - (i) nie regverdig, mededingend, deursigtig, billik of koste-effektief was nie;
 - (ii) strydig was met toepaslike—
 - (aa) wetgewing;
 - (bb) handleidings, riglyne, praktyknotas, omsendskrywes of instruksies wat deur die Nasionale Tesourie uitgevaardig is; of
 - (cc) handleidings, beleid, prosedures, voorskrifte, instruksies of praktyke van, of wat op die Departement van toepassing is;
 - (iii) gedoen of gefasiliteer deur die onbehoorlike of onwettige gedrag van—
 - (aa) beamptes of werknemers van die Departement; of
 - (bb) enige ander persoon of entiteit,

om hulself of ander op 'n korrupte of onbehoorlike wyse te bevoordeel; of

(iv) bedrieglik was,

en enige ongemagtigde, onreëlmatige of vrugtelose en verspilde uitgawes wat deur die Departement aangegaan is."

Gegee onder my Hand en die Seël van die Republiek van Suid-Afrika te Johannesburg op hede die 6^{de} dag van Mei Tweeduisend-vier-en-twintig.

President

Op las van die President-in-Kabinet:

Minister van die Kabinet