

ANNEXURE C – SPECIFIC LEGISLATION – AGRICULTURAL LAND

1. The Conservation of Agricultural Resources Act, No. 43 of 1983 requires:
 - 1.1 the cultivation of land and in particular the use of farming methods which do not weaken the carrying capacity of the land. To comply with this requirement, a combination of the following may be considered:
 - 1.1.1 application of fertiliser or artificial fertiliser;
 - 1.1.2 proper management, utilisation and protection of vegetation on the land;
 - 1.1.3 prevention of overgrazing;
 - 1.1.4 control of weeds and invader plants;
 - 1.1.5 proper management, utilisation or protection of water resources and water sources.
 - 1.2 the prevention of soil erosion, in general, and, in particular, the taking of proper measures for the management of the veld.
 - 1.3 attention to all aspects of water management and, in particular, that land is properly irrigated, that the waterlogging or salination of soil is prevented, that marshes, swamps, water sponges, water courses and water sources are properly protected and utilised in a manner which ensures the sustainable survival thereof.
 - 1.4 the taking of effective precautions to prevent fires on the and to the extent that they do occur, to have structures in place to control any fire properly.
2. The National Water Act, No. 36 of 1998 requires the proper control and management of water and in particular controlling the pollution or wastage of water, and protection of catchment areas;
3. The National Veld and Forest Fire Act, No. 101 of 1998 and the National Forests Act, No. 84 of 1998 requires protection of catchment areas and the control of fires with regard to naturally occurring trees, forests and vegetation, or plantations.

4. The Environmental Conservation Act, No. 73 of 1989 and the National Environmental Management Act, No. 107 of 1998:
 - 4.1 These acts contain provisions regarding the prevention of pollution, the dumping of waste and all other applicable requirements. Waste includes all solid, domestic, agricultural, animal and hazardous waste. Hazardous waste includes at least chemical components, pest-control substances, paint, all oils and emulsions, veterinary waste, old batteries and battery acid and fluorescent and other lights.
 - 4.2 The Lessee must, when dumping waste, observe at least the following:
 - 4.2.1 not dump hazardous waste at or on the Leased Premises but only at an approved dumping site;
 - 4.2.2 not dump waste other waste at a place or in a manner which could cause the pollution of water, soil, or the atmosphere. No waste may be dumped at a place where and manner in which, water can percolate through it and pollutants run off, it could lead to the degradation or pollution of the soil, or which could lead to the release by wind or fire of atmospheric pollutants such as dust or smoke;
 - 4.2.3 compliance with the stipulations of the National Environmental Management: Air Pollution Act 39 of 2004, where relevant;
5. The National Heritage Resources Act, No. 25 of 1999 requires the conservation of heritage sites. This includes preventing historical sites from being disturbed and the removal of archaeological and historical objects.