

**"EXPROPRIATION OF SERVITUDES FOR THE CONSTRUCTION AND OPERATION
OF THE NEW MULTI PETROLEUM PRODUCTS PIPELINE**

The Notices of Expropriation published below, in respect of the properties with NMPP reference numbers NMP7490, NMP7748, NMP7750 and NMP7931, are published without any annexes. A copy of the annexes may be obtained by the landowner or any interested and affected party from Transnet's attorneys, Webber Wentzel, whose details appear in paragraph 15 of each Notice of Expropriation."

GENERAL NOTICES

NOTICE 576 OF 2009

Fred Phaswana, Chairman

TRANSNET



**Transnet Limited
Carlton Centre
150 Commissioner Street
Johannesburg
2001**

Reference number: NMP 7490
Date: 24/04/09

**Mr Terence Martin Joseph
9 Myrtle Road
Heatherlands
George
6529**

**And to:
PO Box 3354
George Industria
6536
("the owner")**

**BY REGISTERED MAIL
BY SHERIFF
BY PUBLICATION IN THE GOVERNMENT GAZETTE AND NEWSPAPERS**

NOTICE OF EXPROPRIATION

1. Under section 6, as read with item 7 of Schedule 1, of the Legal Succession to the South African Transport Services Act, 1989 ("the Legal Succession Act"), read with sections 7 to 15 and 18 to 23 of the Expropriation Act, 1975 ("the Expropriation Act")

and section 25 of the Constitution of the Republic of South Africa, 1996 ("the Constitution"), the Chairman of the Board of Directors ("the Chairman") of Transnet Limited ("Transnet") hereby expropriates, for the purpose of constructing and operating an underground pipeline, which will be used for the conveyance of refined petroleum products ("the pipeline"), the rights described hereunder in respect of the following land, of which you are the registered owner:

Portion 185 of the farm Viakplaats, No 138-JR;
situate in the province of Gauteng; and
held under title deed T15788/1987 (Registration division: IR)
("the property")

Transnet Limited
Registration Number
1990/300900/06

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Carlton Centre
150 Commissioner Street
Johannesburg
2001

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Directors: FTM Phaswana (Chairman) C P Wells* (Acting Group Chief Executive) Dr I Abiodun Prof GK Everingham NBP Goba MJ Hammar
Dr ND Haste OBE PG Joubert NHA Malyurua MP Mayo ET Ngcuka MR Nkomo JC Ramon A Singh* (Acting Chief Financial Officer)
Executive: Bribili

www.transnet.net

Group Company Secretary: Z Stephen

2. The following rights in the property are expropriated ("the expropriated rights"):
- 2.1 a perpetual servitude, 6 (six) metres wide, the route and centre line of which is indicated on the attached sketch plan marked "A" with an approximate extent of 390 m² ("the perpetual servitude area"). The perpetual servitude includes the rights to:
- 2.1.1 construct and install a pipeline below the surface of the perpetual servitude area; additions, appurtenances and fittings listed in annex "B" and designated on the alignment sheet/s marked "C" hereto; and any further appurtenances, additions or fittings on top of or below the surface thereof;
- 2.1.2 patrol, inspect, maintain, repair, replace, renew, remove and operate the pipeline and any appurtenances, additions or fittings which may be necessary for the operation and management of the pipeline;
- 2.1.3 clear and grade the surface of the perpetual servitude area, including removal of all structures, plants, rocks and debris;
- 2.1.4 erect and demolish gates, fences and any other barriers on and around the perpetual servitude area;
- 2.1.5 perform all acts necessary for or incidental to the effective carrying out of the acts in paragraphs 2.1.1 to 2.1.4 above; and
- 2.1.6 free and unobstructed access, at all times over any part of the property, to the perpetual servitude area, as may be required to exercise the rights referred to in paragraphs 2.1.1 to 2.1.5 above.
- 2.2 a temporary servitude, 30 (thirty) metres wide, the route and location of which is indicated on the attached sketch plan marked "A", with an approximate extent of 1 950 m² ("the temporary servitude area"). The temporary servitude includes the rights to:

- 2.2.1 establish any construction contractor's crew which will conduct the physical installation of the pipeline and related facilities;
 - 2.2.2 clear and grade the surface of the temporary servitude area, including removal of all structures, plants, rocks and debris;
 - 2.2.3 erect and demolish gates, fences and any other barriers on and around the temporary servitude area;
 - 2.2.4 use the temporary servitude area for all acts necessary for or incidental to the effective construction or installation of the pipeline; appurtenances, additions or fittings listed in annex "B" and designated on the alignment sheet marked "C" hereto; and any further appurtenances, additions or fittings within the perpetual servitude area; and
 - 2.2.5 free and unobstructed access, at all times over any part of the property, to the temporary servitude area as may be required to exercise the rights referred to in paragraphs 2.2.1 and 2.2.4 above.
- 3. The pipeline will be constructed and installed within the perpetual servitude area at varying depths, but not less than 1 (one) metre and not more than 3.5 (three comma five) metres under natural ground level.
 - 4. The temporary servitude expropriated under paragraph 2.2 will endure from the date of expropriation until the date on which construction of the pipeline is concluded and Transnet and all contractors have vacated the property.
 - 5. The owner may not enter onto or use for any purpose the temporary servitude area for the duration of the temporary servitude, except insofar as access to the temporary servitude area is reasonably required by the owner for the purposes of any activity approved in writing by Transnet prior to commencement of such activity.
 - 6. After construction of the pipeline has been completed, the perpetual servitude area may be used by the owner subject to the rights herein expropriated by Transnet, and subject to the following: