

# RUSTENBURG LOCAL MUNICIPALITY



## OFFICIAL NOTICE

### Court Case between Rustenburg Local Municipality and Rustenburg Agricultural and Industrial Society

The Rustenburg Local Municipality would like to make the following statement in respect of the property commonly known as the "Rustenburg Show Grounds".

The property belongs to the Rustenburg Local Municipality. The lease agreement previously entered into between the Rustenburg Local Municipality and the Rustenburg Agricultural and Industrial Society provided that either party could on two years notice cancel the lease. The Rustenburg Agricultural and Industrial Society gave notice of cancellation on 12 February 2009 with the result that the lease was cancelled on 13 February 2011. The cancellation came about solely due to the Rustenburg Agricultural and Industrial Society wanting to cancel the lease. After the lease was cancelled the Rustenburg Agricultural and Industrial Society was not prepared to vacate the Show Grounds although they were required to. The Rustenburg Agricultural and Industrial Society instituted an urgent application in the North West High Court, Mafikeng to allow them to remain on the property. The Rustenburg Local Municipality represented by AB Scarrott Attorneys opposed the application. The High Court on 8 April 2011 dismissed the application and held that the Rustenburg Agricultural and Industrial Society was not entitled to use the property. In terms of the agreement of lease, the Rustenburg Local Municipality is obliged to make payment to the Rustenburg Agricultural and Industrial Society of the value of the improvements on the property as they stand as at the date of cancellation of the lease. The Rustenburg Local Municipality will honour its obligation in this regard. There is presently a dispute regarding the value of the improvements. The dispute regarding the value of the improvements must now be determined by arbitration. The arbitration process has commenced.

The Rustenburg Agricultural and Industrial Society has a "lien" in respect of the property previously leased by them. The lien entitles the Rustenburg Agricultural and Industrial Society to look towards the property as security for its claim against the Rustenburg Local Municipality for compensation for the value of the improvements. Practically this means that the Rustenburg Local Municipality is not entitled to damage the buildings or to dispose of the property before the Rustenburg Local Municipality has paid the amount determined to be owing to the Rustenburg Agricultural and Industrial Society. The North West High Court, Mafikeng on 8 April 2011 ordered that the Rustenburg Agricultural and Industrial Society is not entitled to use the property. This is the legal position. The Rustenburg Local Municipality has been advised that the Rustenburg Agricultural and Industrial Society is adopting the view that any use of the property requires their consent. The Rustenburg Local Municipality has taken advice in this regard and has been advised that this contention is wrong. The Rustenburg Agricultural and Industrial Society is not entitled to interfere in any way with the right of the Rustenburg Local Municipality as owner of the property to let the property, to use the property or to deal with the property in any manner other than disposing of the property or damaging the improvements. The Rustenburg Local Municipality has no intention of damaging the improvements or disposing of the property prior to determination of the dispute with the Rustenburg Agricultural and Industrial Society.

Members of the public having any enquiries regarding the Show Grounds or wishing in any manner to use the Show Grounds are invited to contact the Rustenburg Local Municipality.

**RUSTENBURG LOCAL MUNICIPALITY**  
MISSIONARY MPHENI HOUSE  
P.O BOX 16  
RUSTENBURG  
0300

**TERRY BOGOPANE**  
COMMUNICATIONS  
0736783758

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## Lemonade

During these hot, sizzling whether, we thought it appropriate to supply you with recipe of appetizing lemonade...

### Step 1:

- 200ml water
- ½ cup sugar

Bring these ingredients to a boil and then leave it to cool down.

**Step 2:** Strain and liquidise the following ingredients, and then add to the

above mixture.

- 1/3 Lemon
- 1 Cucumber
- 1 Teas. Ginger

### Step 3:

Pour ice-cold Sprite with the mix; and decorate with 2 slices of cucumber, 1 slice of lemon and 2 mint leaves.

**Step 4:** Sip the mouth-watering lemonade to relish each taste.



# RUSTENBURG BUILDING MATERIAL

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