



Specialized Services

Regarding An Individual's
Right Of Residence On
Agricultural Land



OTTO THERON
ATTORNEYS INC.

Specialized Services Regarding An Individual's Right Of Residence On Agricultural Land



Housing Audits



Information Sessions



Drafting & Implementation
Of Housing Agreements



Relocations



Mediation / Negotiation
Sessions Between
Landowner And Occupiers
As An Alternative To Formal
Eviction Proceedings



Formal Eviction Proceedings
In Terms Of The ESTA Act



Talk To Us



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Housing Audits

- Comprehensive audit regarding the **status** of all **individuals residing on a farm**
- Report regarding the **landowner's rights** and responsibilities towards such individuals
- Audit during the **sale or purchase of farm property**





Information Sessions



- Interactive information sessions for clients and/or employees regarding the **Extension of Security of Tenure Act, 62 of 1997** (“the Act / the ESTA Act”)
- Information session in preparation of the **implementation of new housing agreements** compliant with the Act, auditing requirements and current precedence
- The **purpose** of the ESTA Act and the **application of the Act**
- Discussion regarding the **relationship between occupier and landowner**
- In depth session regarding the **types of occupiers** as set out in the ESTA Act
- The **rights of each group** of occupiers

Drafting & Implementation Of Housing Agreements

- **Customized housing agreements** for all types of occupiers: Housing agreements for households with one head of the house, two heads of the house and retired workers
- Drafting of **housing policies**
- **Addendums for payment of the “inslaapfooi”** for major independent individuals with no connection to the farm



A photograph of an orange grove with trees full of ripe oranges under a clear blue sky. The image is partially obscured by a dark blue overlay on the right and a red circle with a house icon in the center.

Relocations

- **On-site and/or off-site relocations:** relocating an individual or household from one house on the farm to another house on the farm OR relocating a household to alternative housing off the farm
- **Negotiations** for off-site relocations
- **Litigation** relevant to relocations: **settlement agreements** and **orders**
- Assisting clients with **housing developments**

Mediation / Negotiation Sessions Between Landowner and Occupiers **As An Alternative To Formal Eviction Proceedings**

- **Farm visits** to attend to a mediation session with an occupier with no further connection to the farm
- Discussing **options regarding voluntary relocation** off the farm
- **Settlement** negotiations





Formal Eviction Proceedings **in terms of the ESTA Act**

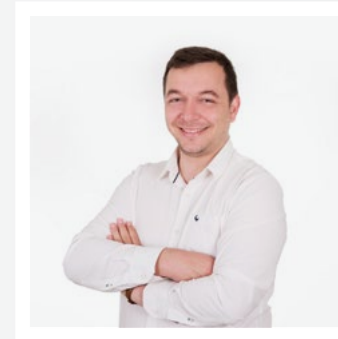


- **Court Applications** for the eviction of individuals/ households from agricultural land
- **Urgent evictions** in terms of Section 15 of the Act (criminal behaviour, a threat to the safety and security of landowner and/or other occupiers)
- Declaratory orders with regards to the governing legislation regulating an **individuals' right of residence** (i.e. ESTA or PIE (*Prevention of Illegal Eviction from and Unlawful Occupation of Land Act*) application)

Talk To Us

Otto Theron Attorneys Inc. is based in Paarl and dedicated to serving our clients throughout the Western Cape Province and all districts in South Africa.

We are **specialists in agricultural housing disputes and ancillary services**, guiding our clients through the process every step of the way.



HEIN OTTO

Practicing Attorney

Director / BA HR / PDM / LLB



074 026 5222



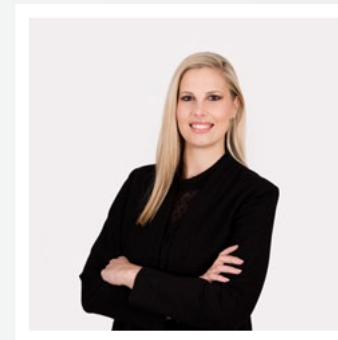
heine@mtheron.co.za



021 300 6789



Workshop 17, Tabakhuis,
Cnr of Tabak & Louws Street,
Paarl, 7646



ESMERI THERON

Practicing Attorney

Director / B.COM / LLB



072 659 2315



esmeri@mtheron.co.za



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OTTO THERON

ATTORNEYS INC.

Registration Number / Registrasie Nommer: 2020/720423/21

Directors / Direkteure: Hein Otto (BA HR / PDM / LLB) , Esmeri Theron (B.Com / LLB)