

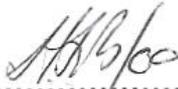
TITLE: ACCESS TO FARMS

REFERENCE REV
TRMPVACV2 **01**
 DATE: **OCTOBER 2002**
 PAGE **1** OF **5**
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Revision Information

Rev	Notes	Date
1 st draft	Broaden scope of document to include notice to Line and Servitude Manager, inclusion of gate log and references to the Fencing act.	October 2002

Note: Concerns queries and comments on this document should be referred to the compiler **Classification category:**

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1. Purpose

The access to land on which Eskom holds servitudes is a matter that is of concern to both the maintenance personnel as well as landowners. Security on farms is important to landowners, who want to control access to their farms. Although Eskom has a right to enter farms in order to maintain plant, it must always be remembered that we are visitors and should pay the appropriate respect to the landowner.

Claims against Eskom arise from inappropriate behaviour during visits and these in turn lead to difficulty in obtaining new servitudes.

This document proposes to regulate the visits to properties over which Eskom holds servitudes.

This document details Transmission's requirements for any Transmission employee or contractor (visitor) that enters land on which Eskom Transmission holds a servitude.

2. Applicability

This document shall apply to all Transmission Servitudes

3. Normative References

Fencing Act (Act 63 of 1963)

4. Definitions

3.2. **Land owner:** A land owner is defined for the purposes of this document as the owner of the land, registered as such in the Deeds Office, his/her assignee, representative or the legal occupier, manager or lessee of the land.

3.3. **Contractor.** Any company or person that performs work for or on behalf of Eskom Transmission on the servitude or line.

3.4. **Visitor:** An Eskom employee or contractor

5. Abbreviations

none

6. Requirements for access to land

6.1. Notification of intended visit

No Eskom employee or contractor shall enter land over which Eskom Transmission holds a servitude without prior notification of the **Line and Servitude Manager**.

Any visits should preferably be carried out in the company of a member of Line and Servitude Manager's staff.

Landowners shall as far as possible be notified prior to the intended visit. The Line and Servitude manager or Lands and Rights will assist in the notification of landowners. Where landowners cannot be reached, notification should be given via other appropriate security or community structures that exist in the

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area. The Line and Servitude Manager or his staff will be familiar with such structures. The notification should include description of vehicles, the number of people and the time and intention of the visit.

Where an unplanned visit takes place, every effort should be made to inform landowners or their personnel of the visitor's presence.

6.2. Identification of visitors

Eskom personnel visiting farms shall carry Eskom Identity cards displaying a photograph, unique number and National I.D, number. These visitors shall also have the Line and Servitude Managers details available upon request so that a landowner may verify their presence telephonically.

6.3. Identification of vehicles

In addition to announcing the presence to land owners, vehicles should also display the Eskom Logo and markings where applicable. Where vehicles are not permanently marked, use must be made of magnetic logos.

Rotating magnetic roof lights may also be used in addition to displaying the Eskom logo.

6.4. Gates and Fences

Gates are intended to either permit or restrict the movement of animals on farms. Reference to gates is made in section 21 and 22 of the Fencing act (Act 31 of 1963). Although section 22 (b) of this act states that:

"Any person who-

(a) opens and leaves open or unfastened: or

(b) finding open on passing through, neglects to shut and fasten,

a gate in any fence shall be guilty of an offence and liable on conviction to a fine not exceeding fifty rand or, in default of payment.....

Gates should be left in the state the landowner intended. In order to assist with any possible claims, any visitor will keep a log of each gate that is used stating

- the position of the gate with reference to towers
- the state in which it was found (open or closed)
- the time
- Any other appropriate information (locks, etc.)

This list should be forwarded to the Line and Servitude Manager at the earliest date.

The climbing or crawling over or through fences without permission of the landowner is prohibited in terms of section 23 of the Act and visitors should take note of this section.

6.5. Use of helicopters

Where use is made of helicopters, care should be taken in conjunction with the Line and Servitude Manager and the landowner not to cause any disturbance or harm to livestock such as ostriches or game.

6.6. Damage caused during a visit

Any damage caused to any gate, fence crop or grazing shall be reported to the Line and Servitude Manager who will then refer it to the appropriate

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Eskom official for processing. Extreme care shall be taken with fires and the use of fires will only be permitted with the express approval of the landowner.

6.7. Removal of fauna or flora.

No fauna or flora will be collected or removed from any farm by any visitor without written permission of the landowner, in which case cognizance will be taken of appropriate provincial legislation pertaining to fauna and flora. Under such cases Eskom’s ethical policies and guidelines will be strictly applied.

6.8. Waste and Refuse.

Any visitor will at all times refrain from littering and remove any refuse when leaving.

6.9. Complaints register.

Each Line and Servitude manager shall keep a register of all complaints received from landowners regarding Transmission servitudes.

6.10. The use of roads

Visitors shall as far as possible use only the servitude roads. Where this is not possible the landowner’s permission shall be obtained for the use of any other roads. In all cases care shall be taken not to cause any damage in the process and driving through the veld must be avoided as far as possible.

6.11. High Voltage regulations.

Any visitor who intends to access any Transmission tower above the anti-climb, shall have the appropriate authorization issued by the region’s GMR2.1

6.12. Access to Nature reserves

Access to any type of nature reserve requires specific permission, which should be arranged with the appropriate authority or landowners. Because these reserves have both dangerous as well as very expensive game, a designated guide should always accompany visitors. This will ensure the safety of the visitor as well as prevent any claims against Eskom in the case of death of expensive game.