



**REPORT OF THE COMMITTEE ON PETITIONS TO THE FREE STATE  
LEGISLATURE REGARDING THE PETITION OF T.P BOERDERY VERSUS  
MATJHABENG LOCAL MUNICIPALITY, DEPARTMENT OF COMMUNITY  
SAFETY, ROADS AND TRANSPORT, DEPARTMENT OF MINERAL  
RESOURCES AND ENERGY AND SOUTH AFRICAN POLICE SERVICES.**

**21 AUGUST 2025**

## **REPORT PROFILE**

**Title of Report:** Report of the Committee on Petitions to the Free State Legislature regarding the Petition of T.P. Boerdery versus Matjhabeng Local Municipality, Department of Community Safety, Roads and Transport, Department of Mineral Resources and Energy and South African Police Services.

**Responsible Committee:** Committee on Petitions.

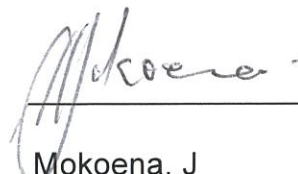
**Report Compiled by and on:** Nomsa Qayiso on 02 May 2025

**Report checked and edited by:** Ciska Williams, Manager Petitions Unit

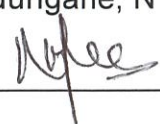
**Report for Tabling in the Legislature on:**

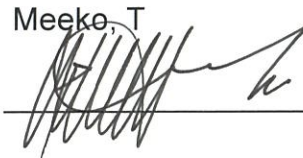
**TO THE HONOURABLE SPEAKER AND HONOURABLE MEMBERS OF THE  
FREE STATE LEGISLATURE**


The Committee on Petitions herewith tables its report regarding the Petition of T.P. Boerdery versus Matjhabeng Local Municipality, Department of Community Safety, Roads and Transport, Department of Mineral Resources and Energy. The Committee on Petitions could not have presented this report without valuable contribution by the Petitioner, Officials of Matjhabeng Local Municipality, Department of Community Safety, Roads and Transport, Department of Mineral Resources and Energy and South African Police Services, Hon. Members of the Committee on Petitions, as well as support services rendered by the Support Staff from the Free State Legislature.


  
Mokoena, J  
**CHAIRPERSON**


**MEMBERS:**


Ndungane, N  


Meeko, T  



Khoabane, M  


Garekoe, N  


Cloete, A  
  
Msimanga, M

Sigwebela, Z  
  
Foko, M

Masoeu, D

  
Mkhabela, M

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## **1. INTRODUCTION**

Committee on Petitions considered the Petition of T.P. Boerdery versus Matjhabeng Local Municipality and Department of Community Safety, Roads and Transport, Department of Mineral Resources and Energy and South African Police Services as per the provisions of Standing Rules and Orders of the Free State Legislature and Free State Petitions Act No 2 of 2008

## **2. MEMBERS OF THE COMMITTEE**

*The Committee comprises the following members:*

Mokoena, J	(Chairperson)
Cloete, A	(Member)
Foko, M	(Member)
Garekoe, N	(Member)
Khoabane, M	(Member)
Masoeu, D	(Member)
Meeko, T	(Member)
Msimanga, M	(Member)
Ndungane, N	(Member)
Sigwebela, Z	(Member)



### **3. PROCEDURE OF THE COMMITTEE**

On 05 March 2025, the Committee on Petitions convened to consider the Petition of T.P. Boerdery versus Matjhabeng Local Municipality and Department of Community Safety, Roads and Transport, Department of Mineral Resources and Energy and South African Police Services.

### **4. CONSIDERATION OF THE PETITION**

**4.1. T.P. Boerdery versus Matjhabeng Local Municipality and Department of Community Safety, Roads and Transport, Department of Mineral Resources and Energy and South African Police Services.**

#### **4.1.1. Background – T.P. Boerdery**

This Petition is about Matjhabeng Local Municipality illegally mining at the land owned by T.P. Boerdery (the Therons). Some years back, SANRAL used to mine at this quarry for road construction and left after the completion of the project. The problem started in 2000 when the fence that was erected around the area by SANRAL was stolen. Thereafter, the Matjhabeng Local Municipality started to illegally mine at the quarry through a contractor. The petitioners further stated that the municipality was not only mining illegally, but it does not even have mining rights. The petitioners reported the matter to the South African Police Services, but the latter told them that they could not get involved as they viewed the issue as a civil matter. Matjhabeng Local Municipality claimed that it had been mining there for years. The SAPS later got involved and arrested the contractor. The Department of Mineral Resources was approached but did not do anything.

#### **4.1.2. Relief sought by the Petitioner**

The petitioners request that the illegal mining should stop with immediate effect, and the area be fenced.

#### **4.1.3. Findings**

Mr. Tsabo informed the Committee that the contractor was appointed by Department of Public Works and Infrastructure and that no excavations or mining should be done by Matjhabeng Local Municipality.

The Chairperson indicated to the Acting Executive Mayor that apparently the Municipal officials did not go through the petitions they were served with and that the Municipality should do its homework and explain whether there has been an encroachment by the Municipality as it does not have a mining licence.

The Committee registered its concern that it seemed like Municipal Officials were divided when it comes to addressing the issues that are affecting the communities. There was also a concern that the Municipal Manager was never available in the Committee meeting as an Accounting Officer.

It was also mentioned In the Committee that Mr. Xaba and Mr. Mathibe did acknowledge that Matjhabeng Local Municipality was at fault and is committed to have closure on the matter. Matjhabeng Local Municipality promised to improve communication with T.P. Boerdery owned by the Therons and close the borrow pits.

## **5. RECOMMENDATIONS**

1. That Matjhabeng Local Municipality to meet with the Therons and submit a report to the Committee in three days.
2. That the Report of T.P. Boerdery versus Matjhabeng Local Municipality and Department of Community Safety, Roads and Transport, Department of Mineral Resources and Energy and South African Police Services be adopted by the House.

