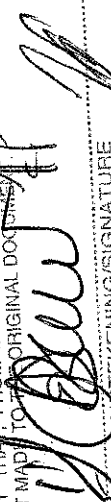


watercourse and catchment of the Keurbooms and Bitou rivers and the estuary of all debris and alien vegetation.

4. APPOINTMENT OF QUALIFIED PERSON TO MANAGE AND CO -

ORDINATE

- 4.1 The Municipality undertakes to as soon as practically possible after the signing of this Agreement take such steps as may be required to appoint a suitably qualified person to manage and co-ordinate steps to be taken in order to give effect to clause 2 and the acknowledgements in clauses 3.5 and 3.6.
- 4.2 For the purposes to assist with the funding the appointment of the person in clause 4.1 and actions to be taken to give effect to clauses 3.5 and 3.6 the parties agree to approach the Executive Mayor of Plettenberg Bay with the request that he sets up a special trust fund. The parties agree that they will use their best endeavours to solicit contributions to this fund.
- 4.3 It is recorded that subject to this being confirmed by the Constitution of the Water User Association the person appointed in terms of clause 4.1 and management and administration of the fund set up in terms of clause 4.2 will be transferred to the Water User Association to be established in accordance with clause 2, once this Association has been established.

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5. FUTURE CO-OPERATION BETWEEN THE PARTIES

5.1 In so far as disputes and differences have arisen in the past and it being inevitable that disputes and differences will in future arise between the parties, they agree to forthwith when any dispute or difference arises between them meet to attempt to settle such dispute or difference before it escalates.

5.2 Should the parties not be able to settle a dispute or difference amongst themselves, then the parties agree to use their best endeavours to before taking formal legal steps try to settle the dispute or difference by way of a stated case to be informally arbitrated by such independent expert as they may agree upon, or failing agreement between them, as appointed by the Executive Mayor of Plettenberg Bay.

5.3 Unless extraordinary circumstances exist that necessitates the protection and enforcement of any right of the parties regarding any dispute or difference between them, they undertake to in future utilize their best endeavours to in all matters that may rise between them act in accordance with this clause.

5.4 It is recorded that the Environment Forum is currently together with other parties involved in a formal complaint process in respect of the alienation of

public places in Plettenberg Bay that will qualify as a dispute in accordance with this clause. Although the Environmental Forum has previously attempted

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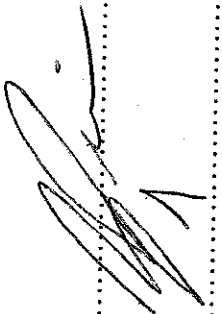
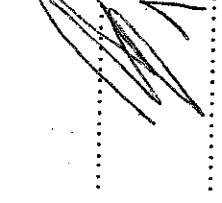
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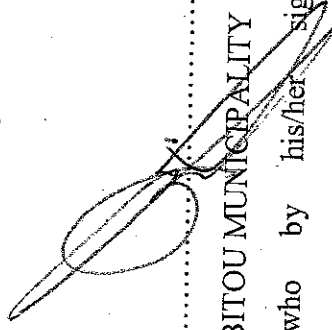
to settle this dispute with the Municipality, the Forum undertakes as soon as possible after the signature of this Agreement to utilize their best endeavours to convince the other parties to the dispute to present its stated case to the Municipality.

SIGNED at PLETTENBERG BAY on the 15 September 2009 day of

September 2009

AS WITNESSES:



1. 
2. 

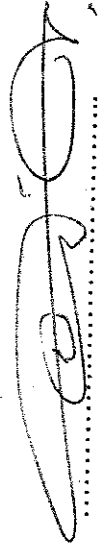

 BITOU MUNICIPALITY
 (who by his/her signature warrants his/her authority)

SIGNED at PLETTENBERG BAY on the 15 day of

September 2009

AS WITNESSES:


1. 
2. 


 PLETTENBERG BAY
 ENVIRONMENTAL FORUM
 (who by his/her signature warrants his/her authority)

PLETTENBERG BAY
 ENVIRONMENTAL FORUM
 (who by his/her signature warrants his/her authority)

VOORSAKING OF VERHOORINGS-OP-TOEGANG TOT DIE DOKUMENT AANGE-
 BRING IS NIE.

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