The Natives Land Act of 1913



Introduction

The history of White colonial land dispossession did not begin with the passing of the Native Land Act in 1913, it spans back to the expansion of Dutch colonial settlements in the Cape. Land and livestock dispossession resulted in wars between the Khoikhoi, San, Xhosa, Zulu, Sotho and a number of other ethnic groups against the colonial settlers. With increasing conquest of Africans came the issue of how to deal with African people, which the government termed the "Native question." In a nutshell, the term was loosely defined in the 1903 Intercolonial Conference as "embracing the present and future status of all aboriginal natives of South Africa, and the relation in which they stand towards the European population." While the initial part of land dispossession began with annexation and division of territory, over time proclamations were made and laws were enacted by both the Afrikaners and the British to dislodge African people from their land while consolidating areas of White settlement. Thus, by the time the Land Act of 1913 was enacted, South Africa was already moving in the direction of spatial segregation through land dispossession. One of the key legislations that laid down the foundation for a spatially divided South Africa was the Glen Grey Act passed in 1894.

After the end of the South African War, the British and Afrikaners began working on establishing the Union of South Africa, which was accomplished in 1910. However, black people were excluded from meaningful political participation in its formation and future. The British and Afrikaner land owners and industrialists set in motion a process that would consolidate their wealth while excluding Black people through legislative means.

Franchise

The Glen Grey Act also implemented provisions to limit the number of Africans who qualified for the franchise. From 1852 when the Cape Constitution was promulgated and it provided for colour blind franchise based on ownership and occupation and of property whether separately or jointly with any land amongst other qualifications. Growing political awareness among Africans clearly worried the colonial government. When British Kaffaria (former Ciskei area) was annexed in 1865, the racial balance was tilted in favour of Africans who came to constitute 55% of the population while Whites had 25% and Coloureds had 20%. Furthermore, there was an increase in the registration of Africans as voters between 1882 and 1886. Whites, particularly the Afrikaners who were viewed with deep suspicion by Africans, qualifying to vote became concerned as this had political implications for their candidates. As a measure to curtail this growing African influence, the Parliamentary Voters Registration Act was passed in 1887. Under the Act land held under communal tenure was discounted as a qualification to register for the franchise. This disqualified a significant

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