



PAIA MANUAL

FOR

APEX PARTNERS HOLDINGS PROPRIETARY LIMITED AND ITS SUBSIDIARIES (“**APEX GROUP**”)

Prepared in accordance with Section 51 of the Promotion of Access to Information Act, No. 2 of 2000

1. BACKGROUND TO THE PROMOTION OF ACCESS TO INFORMATION ACT

- 1.1 The Promotion of Access to Information Act, No 2 of 2000 ("**the Act**") was enacted on 3 February 2000, giving effect to the constitutional right in terms section 32 of the Bill of Rights contained in the Constitution of the Republic of South Africa 108 of 1996 ("**the Constitution**") of access to any information held by the state and any information that is held by another person and that is required for the exercise or protection of any rights.
- 1.2 In terms of Section 51 of the Act, all Private Bodies are required to compile an Information Manual ("**PAIA Manual**").
- 1.3 Where a request is made in terms of the Act, the body to whom the request is made is obliged to release the information, subject to applicable legislative and / or regulatory requirements, except where the Act expressly provides that the information may or must not be released. The Act sets out the relevant procedure to be adopted when requesting information from a Public or a Private Body.

2. INTRODUCTION TO APEX PARTNERS HOLDINGS (PTY) LTD

- 2.1 Apex Partners Holdings (Pty) Limited ("**Apex**") and its subsidiaries ("**the Apex Group**") are a group of companies registered in accordance with the laws of the Republic of South Africa and which companies are involved in various industrial and construction related activities as well as investment activities. The Apex Group are classified as a "private bodies" within the definition of Section 1 of the Act.
- 2.2 Apex invests in performing and under-performing businesses and aims to improve both the operations and the capital structure of the businesses in which it invests. The Apex portfolio spans distribution, engineering and infrastructure businesses across the region. The Apex portfolio (i.e. Apex Group) consists of the following investments (subsidiaries):
 - 2.2.1 ELB Equipment – provider of earthmoving, construction, mining and quarrying equipment;
 - 2.2.2 Elephant Lifting Equipment – provider, manufacturer and designer of specialist lifting, pulling and suspension equipment;
 - 2.2.3 Letaba Pumps – markets, distributes and rents various pump ranges from air operated diaphragm pumps, electric diaphragm pumps, electric submersibles, sewage pumps, centrifugal pumps, gear pumps, borehole pumps, self primers, vacuum pumps, blowers, slurry pumps, mag drive and hose pumps;
 - 2.2.4 Tractor and Grader Supplies (TGS) – supplies original parts manufactured parts for earth moving equipment and mining machinery;
 - 2.2.5 CBZ Solutions – aftermarket service contracts at coal fired power stations in SA and the sale of spare parts;
 - 2.2.6 ETX-Projects – provides construction services covering technical audits, studies, EPCM services and turnkey solutions;
 - 2.2.7 DRA Global Limited – an Australian head-quartered multi-disciplinary engineering, project delivery and operations provider;
 - 2.2.8 Atlantis Fund – property investment and property services;
 - 2.2.9 Apex Industrial Holdings – holding company of industrial businesses;
 - 2.2.10 Apex Management Services – Apex Group central/head office services;
 - 2.2.11 Apex Educational Trust – provider of financial support for the education of black female students.

3. PURPOSE OF THE MANUAL

- 3.1 This PAIA Manual is intended to ensure that the Apex Group complies with the Act and to foster a culture of transparency and accountability within the Apex Group by giving effect to the right to information that is required for the exercise or protection of any right and to actively promote a society in which the people of South Africa have effective access to information to enable them to exercise and protect their rights.
- 3.2 In order to promote effective governance of private bodies, it is necessary to ensure that everyone is empowered and educated to understand their rights in terms of the Act in order for them to exercise their rights in relation to public and private bodies.
- 3.3 Section 9 of the Act recognises that the right to access information cannot be unlimited and should be subject to justifiable limitations, including, but not limited to:
 - Limitations aimed at the reasonable protection of privacy;
 - Commercial confidentiality; and

- Effective, efficient and good governance;

and in a manner which balances that right with any other rights, including such rights contained in the Bill of Rights in the Constitution.

4. PARTICULARS IN TERMS OF SECTION 51

4.1 Apex Contact Details [Section 51(1)(a)]

Full name: Apex Partners Holdings (Pty) Ltd
 Postal Address: Suite #66
 Private Bag X9976,
 Sandton, 214
 Physical address: Commerce Square,
 39 Rivonia Rd,
 Sandhurst, Sandton
 2196
 Telephone Number: +27 (0) 10 900 2150
 E-mail address: info@apexpartners.com
 Website address: www.apexpartners.com

4.2 Contact details of the Designated Information Officer for Apex

Designated Information Officer: Julie Gehle
 Postal Address: Suite #66
 Private Bag X9976,
 Sandton, 214
 Physical address: Commerce Square,
 39 Rivonia Rd,
 Sandhurst, Sandton
 2196
 Telephone Number: +27 (0) 10 900 2150
 E-mail address: julie@apexpartners.com
 Website address: www.apexpartners.com

4.3 Contact details of the Designated Information Officer for Apex Group entities are available on request via email to info@apexpartners.com and/or julie@apexpartners.com.

5. SECTION 10 GUIDE ON HOW TO USE THE ACT [Section 51(1)(b)]

A guide has been compiled in terms of Section 10 of the Act by the SAHRC which contains information in an easily comprehensible form and nature as may be required by a person wishing to exercise any right contemplated in the Act. A guide to the Act is available from SAHRC website: www.sahrc.org.za

The contact details of the SAHRC are as follows:

The South African Human Rights Commission
 Braampark Forum 3, 33 Hoofd Street, Braamfontein
 Private bag x2700, Houghton, 2041
 Tel Number: 011 877-3600
 Fax Number: 011403-06680668
 E- mail: info@sahrc.org.za

6. RECORDS AVAILABLE IN TERMS OF SOUTH AFRICAN LEGISLATION [Section 51(1)(d)]

The Apex Group keeps documents in accordance with the following legislation. (Please note that this is not an exhaustive list):

Consumer Protection Act 68 of 2008 National Credit Act No 34 of 2005 Income Tax Act No 58 of 1962 Value Added Tax Act No 89 of 1991 Companies Act No 71 of 2008 and Applicable Regulations Competition Act No 89 of 1998 Promotion of Access to Information Act 2 of 2000

King Report on Corporate Governance in South Africa (King III)
Basic Conditions of Employment Act No 57 of 1997
Broad Based Black Economic Empowerment Act No 53 of 2003 Compensation
for Occupational Injuries and Diseases Act No 130 of 1993 Employment Equity
Act No 55 of 1998
Labour Relations Act No 66 of 1995
Occupational Health and Safety Act No 85 of 1993
Skills Development Levies Act No 9 of 1999
Unemployment Insurance Act No 30 of 1966
Electronic Communications and Transactions Act No 25 of 2002
Financial Intelligence Centre Act No 38 of 2001
Protection of Personal Information Act

7. RECORDS [Section 52]

7.1 Records Automatically Available

Records that are automatically available to the public are:

- booklets, newsletters and pamphlets published by the Apex Group, which are available on the Apex Group's website [Section 51(1) (e)].

A section 52(2) notice regarding the categories of records, which are available without a person having to request access in terms of the Act, has to date not been published.

7.2 Records that may be requested

The information in this section provides a reference to the records that the Apex Group holds, which will facilitate a request in terms of the Act.

These records referred to below include, but are not limited to records which pertain to the Apex Group's own affairs.

These records are not automatically available and can only be made available by facilitating a request in terms of the Act. Please note that the records listed below are not exhaustive.

7.2.1 Personnel Documents and Records

- Personal Information relating to past, present and prospective personnel;

"personal information" as defined in the Act means" Information about an identifiable individual, including, but not limited to –

- information relating to the race, gender, sex, pregnancy, marital status, national, ethnic or social origin, colour, sexual orientation, age, physical or mental health, well-being, disability, religion, conscience, belief, culture, language and birth of the individual;
- information relating to the education or the medical, criminal or employment history of the individual or information relating to financial transactions in which the individual has been involved;
- any identifying number, symbol or other particular assigned to the individual;
- the address, fingerprints or blood type of the individual;
- the personal opinions, views or preferences of the individual, except where they are about another individual or about a proposal for a grant, an award or a prize to be made to another individual;
- Records provided by third parties relating to personnel;
- Records relating to conditions of employment;
- Records relating to personnel-related contracts and quasi-legal records;
- Records containing the results of internal evaluations;
- Correspondence relating to personnel;
- Disciplinary Records;
- Records of salaries paid, other remuneration and benefits as they relate to all past present and prospective personnel;
- SETA Records;
- Records embodying codes of conduct and policies and procedures relating to personnel;
- Leave Records;
- Pension Fund Records;
- Provident Fund Records; and

- IRP5's.

“Personnel” refers to any person who works for, or provides services to or on behalf of the Apex Group, and receives or is entitled to receive remuneration and any other person who assists in carrying out or conducting the business of the Apex Group. This includes, without limitation, directors (executives and non-executive), all permanent, temporary and part-time staff, as well as contract workers.

7.2.2 Client related Records

- Records provided by clients in respect of their business and in terms of the contractual arrangements between the Apex Group and clients;
- Records generated by or within the Apex Group relating to its clients, including transactional records;
- Records pertaining to third party information provided by clients; and
- Records provided by third parties in the course of doing business with the Apex Group.

A “client” refers to any natural or juristic entity that receives services from the Apex Group.

7.2.3 Statutory Records/Corporate Records

- Minutes of executive and other decision-making operational bodies;
- Documents of Incorporation;
- Memorandum and Articles of Association;
- Minutes of Board of Directors’ Meetings and Board sub-committee Meetings;
- Share Register and other Statutory Registers;
- Delegations of authority; and
- Other statutory documents of a legal and commercial nature.

7.2.4 Other Apex Group Records

- Documents relating to the operational, commercial and financial interests of the Apex Group;
- Commercial and other legal contracts or agreements;
- Client and other data bases;
- Information on existing and past litigation;
- Trade Mark and Intellectual Property applications and information;
- Administrative Information;
- Licenses;
- Human Resources Information;
- Insurance Policies;
- Marketing records;
- Internal and external correspondence;
- Disaster recovery plans;
- Apex Group product records;
- Internal policies and procedures; and
- Records held by officials of the Apex Group.

7.2.5 Other Party Records

The Apex Group may possess records pertaining to other parties, including without limitation contractors, suppliers, subsidiary/holding/sister companies, joint venture companies and service providers. Alternatively, such other parties may possess records that can be said to belong to the Apex Group. These records include but are not limited to:

- Personnel, customer or private body records which are held by another party as opposed to the records held by the Apex Group itself; and
- Records held by the Apex Group pertaining to other parties, including but not limited to, financial, commercial, operational and legal records, contractual records, correspondence, records provided by the other party, and records provided by third parties about contractors/suppliers.

7.3 Website

Apex’ website address is www.apexpartners.com and is accessible to anyone who has access to the Internet. The website contains various categories of information relating to the Apex Group.

8. PROCEDURE FOR REQUESTING ACCESS TO INFORMATION

8.1 Access to records held by the Apex Group

Records held by the company may be accessed by requests only once the prerequisite requirements for access have been met.

A requestor must use the prescribed form to make a request for access to a record. A "requestor" in relation to a private body means –

- any person, including, but not limited to, a public body or an official thereof, making a request for access to a record of that private body; or
 - a person acting on behalf of the person contemplated above.
- There are two types of requesters:
- **Personal Requester**
A personal requester is a requester who seeks access to a record containing personal information about the requester. The Apex Group will voluntarily provide the requested information, or give access to any record with regard to the requester's personal information. The prescribed fee for reproduction of the information requested will be charged.
 - **Other Requester**
This requester (other than a personal requester) is entitled to request access to information on third parties.

8.2 Form of request

8.2.1 The requester must use the Form as set out in Annexure A of this manual, to make a request for access to a record

8.2.2 The request should be made to the Designated Information Officer at the address, fax number or electronic mail address as stated above;

8.2.3 The prescribed form must be filled in with sufficient detail to enable the Designated Information Officer to identify [Section 53]:

- The record or records requested and the requester of the information;
- The form of access required;
- The postal address; fax number or e-mail address of the requester in the Republic;
- The right the requester is seeking to exercise or protect and provide an explanation of why the record is required for the exercise or protection of that right;
- If in addition to a written reply, the manner in which the requester wishes to be informed of the decision regarding the request made; and
- If the request is made on behalf of a person, the capacity in which the requester is making the request. If an individual is unable to complete the prescribed form because of illiteracy or disability, such a person may make the request orally.

8.3 Fees

The Act provides for two types of fees, namely:

- A request fee, which will be a standard fee. The fee that the requester must pay to a private body is R50; and
- An access fee, which must be calculated by considering reproduction costs, search and preparation time and cost, as well as postal costs.

The requester may lodge an application to the court against the tender or payment of the request fee or access fee. [Section 54(3) (b)].

8.3.1 The requester must pay the prescribed request fee, before any further processing can take place. When the Designated Information Officer receives the request, such officer shall by notice require the requester, other than a personal requester, to pay the prescribed request fee (if any), before further processing of the request. [Section 54(1)].

The notice must also set out the procedure for lodging the application [Section 54(3) (c)].

8.3.2 A requester, who seeks access to a record containing personal information about that requester, is not required to pay the request fee. Every other requester, who is not a personal requester, must pay the prescribed required request fee.

8.3.3 If the search for and the preparation of the record for disclosure, including arrangements to make it

available in the requested form, requires more than the hours prescribed, the Designated Information Officer shall notify the requester to pay as a deposit the prescribed portion (being no more than one third) of the access fee which would be payable if the request is granted. [(Section 54(2)).

8.3.4 If a deposit has been paid and the request for access refused, the deposit referred to above must be repaid to the requester.

8.3.5 The designated information officer may withhold a record until the requester has paid the applicable fees as indicated in Annexure B.

8.3.6 A requester, whose request for access to a record has been granted, must pay an access fee for reproduction, search and preparation, and for any time reasonably required in excess of the prescribed hours to search for and prepare the record for disclosure including making arrangements to make it available in the requested form [Section 54(5)]. In terms of the Act [Section 54(7)], the access fee prescribed for the purposes referred to above must

- provide for the costs of making the record, or a transcription of a record;
- and if applicable a postal fee; and
- the time reasonably required to search for the record and prepare the record for disclosure to the requester.

9. CONSIDERING YOUR REQUEST

9.1 The Apex Group will, within 30 days of receipt of the request, decide whether to grant or decline the request and give notice with reasons to that effect [Section 56].

9.2 The 30-day period within which the Apex Group is to decide whether to grant or refuse the request may be extended for a further period of not more than 30 days if [Section 57]:

- the request is for a large number of records or requires a search through a large number of records and compliance with the original period would unreasonably interfere with the activities of the private body concerned;
- the request requires a search for records in, or collection thereof from, an office of the private body not situated in the same town or city as the office of the head that cannot reasonably be completed within the original period;
- consultation among divisions of the Apex Group or with another private body is necessary or desirable to decide upon the request that cannot reasonably be completed within the original period;
- more than one of the circumstances contemplated in the paragraphs above exist in respect of the request making compliance with the original period not reasonably possible;
- the requester consent in writing to such extension.
- If the period is extended, the Designated Information Officer will within 30 days after the request is received notify the requester of
- The period of the extension;
- The reasons for the extension, including the provisions of this Act relied upon; and
- That the requester may lodge an application with a court against the extension, and the procedure (including the period) for lodging the application.

10. GROUNDS FOR REFUSAL OF ACCESS TO RECORDS

The main grounds for the Apex Group to refuse a request for information relates to the:

10.1 Mandatory protection of the privacy of a third party who is a natural person, which would involve the unreasonable disclosure of personal information about that natural person [Section 63]. A record will not be refused in so far as it consists of information:

- about an individual who has consented to the disclosure of the record;
- already publicly available;
- that was given the private body by the individual to whom it relates and the individual was informed by or on behalf of the private body, before it is given, that the information belongs to a class of information that would or might be made available to the public;
- about an individual's physical or mental health, or well-being, who is under the care of the requester and who is -
- under the age of 18 years; or

- incapable of understanding the nature of the request, and if giving access would be in the individual's best interests;
- about an individual who is deceased and the requester is the individual's next of kin; or
- making the request with the written consent of the individual's next of kin; or
- about an individual who is or was an official of a private body and which relates to the position or functions of the individual, including, but not limited to -
- the fact that the individual is or was an official of that private body;
- the title, work address, work phone number and other similar particulars of the individual;
- the classification, salary scale or remuneration and responsibilities of the position held or services performed by the individual; and
- the name of the individual on a record prepared by the individual in the course of employment.

10.2 Mandatory protection of the commercial information of a third party, if the record contains:

- Trade secrets of that third party;
- Financial, commercial, scientific or technical information which disclosure could likely cause harm to the financial or commercial interests of that third party;
- Information disclosed in confidence by a third party to the Apex Group, if the disclosure could put that third party at a disadvantage in negotiations or commercial competition [Section 64].

10.3 Mandatory protection of confidential information of third parties if it is protected in terms of any agreement [Section 65];

10.4 Mandatory protection of the safety of individuals and the protection of property [Section 66]. The head of a private body must refuse a request for access to a record of the body if its disclosure could reasonably be expected to endanger the life or physical safety of an individual. The head of a private body may refuse a request for access to a record of the body if its disclosure would be likely to prejudice or impair the security of:

- a building, structure or system, including, but not limited to, a computer or communication system;
- a means of transport; or any other property; or
- methods, systems, plans or procedures for the protection of -
- an individual in accordance with a witness protection scheme;
- the safety of the public, or any part of the public; or
- the security of property contemplated above.

10.5 Mandatory protection of records which would be regarded as privileged in legal proceedings [Section 67];

10.6 The commercial activities of the Apex Group, which may include [Section 68]:

- Trade secrets of the Apex Group;
- Financial, commercial, scientific or technical information which disclosure could likely cause harm to the financial or commercial interests of the Apex Group;
- Information which, if it is disclosed could put the Apex Group at a disadvantage in negotiations or commercial competition;
- A computer programme which is owned by the Apex Group, and which is protected by copyright [Section 68]; and

10.7 The research information of the Apex Group or a third party, if its disclosure would disclose the identity of the Apex Group, the researcher or the subject matter of the research and would place the research at a serious disadvantage [Section 69];

10.8 Requests for information that are clearly frivolous or vexatious, or which involve an unreasonable diversion of resources shall be refused.

11. REMEDIES AVAILABLE WHEN THE APEX GROUP REFUSES A REQUEST FOR INFORMATION

11.1 Internal Remedies

The Apex Group does not have an internal appeals procedure. As such, the decision made by the Designated Information Officer is final. The requesters will have to exercise such external remedies at their disposal, if the request for information is refused and the requester is not satisfied with the answer supplied by the Designated Information officer.

11.2 External Remedies [Section 78]

A requester that is dissatisfied with the Designated Information officer's refusal to disclose information may, within 30 days of notification of the decision, apply to a Court for relief.

Likewise, a third party dissatisfied with the Designated Information officer's decision to grant a request for information may, within 30 days of notification of the decision, apply to a Court for relief. For the purposes of the Act, the Courts that have jurisdiction over these applications are the:

- Constitutional Court,
- The High Court or another Court of similar status.

12. AVAILABILITY OF THIS MANUAL

This manual is available for inspection by the general public, upon request, during office hours and free of charge at the offices of Apex Partners Holdings (Pty) Ltd as well as on the website: www.apexpartners.com.

Copies may be requested from the SAHRC and the Government gazette.

**ANNEXURE A - FORM C - REQUEST FOR ACCESS TO RECORD OF PRIVATE BODY
(SECTION 53(1) OF THE PROMOTION OF ACCESS TO INFORMATION ACT, 2000 (ACT
NO. 2 OF 2000) - [REGULATION 10])**

A. PARTICULARS OF APEX PARTNERS HOLDINGS (PTY) LTD

Physical Address	Commerce Square 39 Rivonia Road Sandhurst Sandton 2191
Telephone Number	010 900 2150
Fax Number	086 506 6238
E-mail Address	info@apexpartners.com

B. PARTICULARS OF PERSON REQUESTING ACCESS TO THE RECORD

The particulars of the person who requests access to the record must be given below:	
The address and/or fax number in the Republic to which the information is to be sent:	
Proof of the capacity in which the request is made, if applicable, must be attached:	
Full Name and Surname:	
Identity Number:	
Postal Address:	
Fax Number:	
Telephone Number:	
Email Address:	
Proof of the capacity in which the request is made, if the request is made on behalf of another person :	

THIS SECTION MUST ONLY BE COMPLETED IF A REQUEST FOR INFORMATION IS MADE ON BEHALF OF ANOTHER PERSON.

C. Particulars of person on whose behalf request is made

Full Name and Surname:	
Identity Number:	

D. PARTICULARS OF RECORD

PROVIDE FULL PARTICULARS OF THE RECORD TO WHICH ACCESS IS REQUESTED, INCLUDING THE REFERENCE NUMBER IF THAT IS KNOWN TO YOU, TO ENABLE THE RECORD TO BE LOCATED. IF THE PROVIDED SPACE IS INADEQUATE, PLEASE CONTINUE ON A SEPARATE FOLIO AND ATTACH IT TO THIS FORM. THE REQUESTER MUST SIGN ALL THE ADDITIONAL FOLIOS.

Description of record or relevant part of the record:
Any Further Particulars of Record:

E. FEES

A REQUEST FOR ACCESS TO A RECORD, OTHER THAN A RECORD CONTAINING PERSONAL INFORMATION ABOUT YOURSELF, WILL BE PROCESSED ONLY AFTER A REQUEST FEE HAS BEEN PAID. YOU WILL BE NOTIFIED OF THE AMOUNT REQUIRED TO BE PAID AS THE REQUEST FEE.

THE FEE PAYABLE FOR ACCESS TO A RECORD DEPENDS ON THE FORM IN WHICH ACCESS IS REQUIRED AND THE REASONABLE TIME REQUIRED SEARCHING FOR AND PREPARING A RECORD.

IF YOU QUALIFY FOR EXEMPTION OF THE PAYMENT OF ANY FEE, PLEASE STATE THE REASON FOR EXEMPTION.

Reason for exemption from payment of fees:

F. FORM OF ACCESS TO RECORD

IF YOU ARE PREVENTED BY A DISABILITY TO READ, VIEW OR LISTEN TO THE RECORD IN THE FORM OF ACCESS PROVIDED FOR IN 1 TO 4 HEREUNDER, STATE YOUR DISABILITY

AND INDICATE IN WHICH FORM THE RECORD IS REQUIRED.

Disability:	Form in which the record is required;
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MARK THE APPROPRIATE BOX WITH AN X. NOTES:

- (A) COMPLIANCE WITH YOUR REQUEST IN THE SPECIFIED FORM MAY DEPEND ON THE FORM IN WHICH THE RECORD IS AVAILABLE.
- (B) ACCESS IN THE FORM REQUESTED MAY BE REFUSED IN CERTAIN CIRCUMSTANCES. IN SUCH A CASE YOU WILL BE INFORMED IF ACCESS WILL BE GRANTED IN ANOTHER FORM.
- (C) THE FEE PAYABLE FOR ACCESS TO THE RECORD, IF ANY, WILL BE DETERMINED PARTLY BY THE FORM IN WHICH ACCESS IS REQUESTED.

IF THE RECORD IS IN WRITTEN OR PRINTED FORM			
	Copy of Record		Inspection of Record

IF THE RECORD CONSISTS OF VISUAL IMAGES [this includes photographs, slides, video recordings, computer-generated images, sketches, etc]			
	View the Images		Copy of Images

	Transcription of Images		
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IF RECORD CONSISTS OF RECORDED WORDS OR INFORMATION WHICH CAN BE REPRODUCED IN SOUND:			
	Listen to the soundtrack (audio cassette)		Transcription of soundtrack* (written or printed documents)

IF RECORD IS HELD ON COMPUTER OR IN AN ELECTRONIC OR MACHINE-READABLE FORM:			
	Printed copy of record*		Printed copy of information derived from the record*
	Copy in computer readable form* (compact disc)		

*IF YOU REQUESTED A COPY OR TRANSCRIPTION OF A RECORD (ABOVE), DO YOU WISH THE COPY OR TRANSCRIPTION TO BE POSTED TO YOU?	YES	NO
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G. PARTICULARS OF RIGHT TO BE EXERCISED OR PROTECTED
IF THE PROVIDED SPACE IS INADEQUATE, PLEASE CONTINUE ON A SEPARATE FOLIO AND ATTACH IT TO THIS FORM. THE REQUESTER MUST SIGN ALL THE ADDITIONAL FOLIOS.

Indicate which right is to be exercised or protected:

Explain why the record requested is required for the exercise or protection of the
aforementioned right:

H. NOTICE OF DECISION REGARDING REQUEST FOR ACCESS

YOU WILL BE NOTIFIED IN WRITING WHETHER YOUR REQUEST HAS BEEN APPROVED/DENIED. IF YOU WISH TO BE INFORMED IN ANOTHER MANNER, PLEASE SPECIFY THE MANNER AND PROVIDE THE NECESSARY PARTICULARS TO ENABLE COMPLIANCE WITH YOUR REQUEST.

How would you prefer to be informed of the decision regarding your request for access to the record?

Signed at this day of 20

Signature of Requester

Signature of person on whose behalf the request is made

ANNEXURE A – FORM C

REQUEST FOR ACCESS TO RECORD OF PRIVATE BODY
(Section 53(1) of the Promotion of Access to Information Act 2000 (Act No. 2 of 2000))

[Regulation 10]

A. Particulars of public body

The Head:

B. Particulars of person requesting access to the record

(a) The particulars of the person who requests access to the record must be recorded below.
(b) The address and/or fax number in the Republic to which information must be sent.
(c) Proof of the capacity in which the request has been made, if applicable, must be attached.

Full names and
surname:

Identity Number:

Postal Address:

Fax Number:

Telephone number:

Email:

Capacity in which request is made, when made on behalf of another person:

C. Particulars of person on whose behalf request is made

This section must be completed ONLY if a request for information is made on behalf of another person

Full names and surname:

Identity Number:

D. Particulars of record

- (a) *Provide full particulars of the record to which access is requested, including the reference number if that is known to you, to enable the record to be located.*
- (b) *If the provided space is inadequate please continue on a separate folio and attach it to this form. **The requester must sign all the additional folios.***

1. Description of the record or relevant part of the record:

2. Reference number, if available:

3. Any further particulars of record:

E. Fees

- (a) *A request for access to a record other than a record, other than a record containing personal information about yourself, will be processed only after a request fee has been paid.*
- (b) *You will be notified of the amount required to be paid as the request fee.*
- (c) *The fee payable for the access to a record depends on the form in which access is required and the reasonable time required to search for and prepare a record.*
- (d) *If you qualify for the exemption of the payment of any fee, please state the reason for exemption.*

Reason for the exemption from payment of fees:

F. Form of access to record

If you are prevented by disability to read, view of or listen to the record in the form of access provided for in 1 to 4 hereunder, state your disability and indicate in which form the record is required.

Disability:	Form in which record is required:

Mark the appropriate box with an X.

NOTES:

- (a)** Compliance with your request for access in the specified form may depend on the form in which the record is available.
- (b)** Access in the form requested may be refused in certain circumstances. In such a case you will be informed if access will be granted in another form.
- (c)** The fee payable for the access to the record, if any, will be determined partly by the form in which access is requested.

1. If the record is in written or printed form:					
	copy of record*		inspection of record		
2. If the record consists of visual images- (this includes photographs, slides, video recordings, computer-generated images, sketches, etc.):					
	view the images		copy of the images*		transcription of the images*
3. If record consists of recorded words or information which can be reproduced in sound:					
	listen to the soundtrack(audio cassette)		transcription of soundtrack* (written or printed document)		
4. If record is held on computer or in an electronic or machine-readable form:					
	printed copy of record*		printed copy of information derived from the record*		copy in computer readable form* (stiffy or compact disc)

*If you requested a copy or transcription of a record (above), do you wish the copy or transcription to be posted to you? Postage is payable.	YES	NO
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G. Particulars of right to be exercised or protected

<i>If the provided space is inadequate, please continue on a separate folio and attach it to this form. The requester must sign all the additional folios.</i>

1 Indicate which right is to be exercised or protected:

2 Explain why the record requested is required for the exercise or protection of the aforementioned right:

H. Notice of decision regarding request for access

You will be notified in writing whether your request has been approved/denied. If you wish to be informed in another manner, please specify the manner and provide the necessary particulars to enable compliance with your request.

How would you prefer to be informed of the decision regarding your request for access to the record?

Signed at _____ this _____ day of _____.

SIGNATURE OF REQUESTER / PERSON
ON WHOSE BEHALF REQUEST IS MADE

ANNEXURE B - FEES

GENERAL: VALUE-ADDED TAX

Private bodies registered under the Value-Added Tax Act, 1991 (Act 89 of 1991, as vendors may add value-added tax to all fees prescribed in this annexure.

FEES IN RESPECT OF PRIVATE BODIES

	DESCRIPTION	RAND
1.	The fee for a copy of the manual as contemplated in regulation 9(2) (c) - for every photocopy of a A4-size page or part thereof.	1, 10
2.	The fees for reproduction referred to in regulation 11(1) are as follows: <ul style="list-style-type: none"> a. For every photocopy of an A4-size page or page thereof b. For every printed copy of an A4-size page or part thereof held on a computer or in electronic or machine-readable form c. For a copy in a computer-readable form on: <ul style="list-style-type: none"> i. Flash drive ii. compact disc d. For a transcription of visual images, for an A4-size page or part thereof e. For a copy of visual images f. For a transcription of an audio record, for an A4-size page or part thereof g. For a copy of an audio record 	1,10 0,75 7,50 70,00 40,00 60,00 20,00 30,00
3.	The request fee payable by a requester, other than a personal requester, referred to in Regulation 11(2)	50,00
4.	The access fees payable by a requester referred to in regulation 11(3) are as follows: <ul style="list-style-type: none"> a. For every photocopy of an A4-size page or part thereof b. For every printed copy of an A4-size page or part thereof held on a computer or in electronic or machine-readable form c. For a copy in a computer-readable form on: <ul style="list-style-type: none"> i. stiffy disc ii. compact disc d. For a transcription of visual images, for an A4-size page or part thereof e. For a copy of visual images f. For a transcription of an audio record, for an A4-size page or part thereof g. For a copy of an audio record h. To search for and prepare the record for disclosure, R30,00 for each hour or part of an hour reasonably required for such search and preparation. 	1,10 0,75 7,50 70,0 40,0 60,0 20,0 30,0
5.	For the purposes of section 54(2) of the Act, the following applies: <ul style="list-style-type: none"> a. six hours as the hours to be exceeded before a deposit is payable; and b. one third of the access fee is payable as a deposit by the requester. 	
6.	The actual postage is payable when a copy of a record must be posted to a requester.	

Signature:

Date: