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Regulation Gazette

No. 9800

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No. 35573

IMPORTANT NOTICE

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IMPORTANT ANNOUNCEMENT

Closing times **PRIOR TO PUBLIC HOLIDAYS** for
GOVERNMENT NOTICES, GENERAL NOTICES,
REGULATION NOTICES AND PROCLAMATIONS

2012

The closing time is 15:00 sharp on the following days:

- ▶ **2 August**, Thursday, for the issue of Friday **10 August 2012**
- ▶ **20 September**, Thursday, for the issue of Friday **28 September 2012**
- ▶ **13 December**, Thursday, for the issue of Friday **21 December 2012**
- ▶ **18 December**, Tuesday, for the issue of Friday **28 December 2012**
- ▶ **21 December**, Friday, for the issue of Friday **4 January 2013**

Late notices will be published in the subsequent issue, if under special circumstances, a late notice is accepted, a double tariff will be charged

The copy for a **SEPARATE Government Gazette** must be handed in not later than three calendar weeks before date of publication

BELANGRIKE AANKONDIGING

Sluitingstye **VOOR VAKANSIEDAE** vir
GOEWERMENTS-, ALGEMENE- & REGULASIE-
KENNISGEWINGS ASOOK PROKLAMASIES

2012

Die sluitingstyd is stiptelik 15:00 op die volgende dae:

- ▶ **2 Augustus**, Donderdag, vir die uitgawe van Vrydag **10 Augustus 2012**
- ▶ **20 September**, Donderdag, vir die uitgawe van Vrydag **28 Desember 2012**
- ▶ **13 Desember**, Donderdag, vir die uitgawe van Vrydag **21 Desember 2012**
- ▶ **18 Desember**, Dinsdag, vir die uitgawe van Vrydag **28 Desember 2012**
- ▶ **21 Desember**, Vrydag, vir die uitgawe van Vrydag **4 Januarie 2013**

Laat kennisgewings sal in die daaropvolgende uitgawe geplaas word. Indien 'n laat kennisgewing wel, onder spesiale omstandighede, aanvaar word, sal 'n dubbeltarief gehef word

Wanneer 'n **APARTE Staatskoerant** verlang word moet die kopie drie kalenderweke voor publikasie ingedien word

GOVERNMENT NOTICES GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING

No. R. 623

10 August 2012

DEBT COLLECTORS ACT, 1998 REGULATIONS RELATING TO DEBT COLLECTORS, 2003: AMENDMENT

The Minister of Justice and Constitutional Development has, under section 23 of the Debt Collectors Act, 1998 (Act No. 114 of 1998), and after consultation with the Council for Debt Collectors, made the regulations in the Schedule.

SCHEDULE

Definition

1. In these regulations "the Regulations" means the regulations published by Government Notice No. R. 185 of 7 February 2003, as amended by Government Notices Nos. R. 1623 of 7 November 2003, R. 741 of 29 July 2005, R. 1044 of 2 November 2007, as corrected by Government Notice No. R. 1093 of 23 November 2007 and amended by Government Notices Nos. R. 1120 of 27 November 2009 and R. 162 of 1 March 2011.

Amendment of regulation 1 of the Regulations

2. Regulation 1 of the Regulations is hereby amended by the insertion of the following definition before the definition of "day":

"'auditor', means a registered auditor as contemplated in the Auditing Profession Act, 2005 (Act No. 26 of 2005);".

Amendment of regulation 10 of the Regulations

3. Regulation 10 of the Regulations is hereby amended by the substitution for subregulations (1) and (2) of the following subregulations:

"(1) The trust account contemplated in section 20(1) of the Act, shall be audited annually by an auditor within four months following the last day of the financial year of the debt collector.

(2) Upon completion of the audit contemplated in subregulation (1), the auditor shall forthwith issue and submit a report, which corresponds substantially with Form 5 of Annexure A, to the debt collector who shall submit a copy thereof to the Council."

Substitution of Form 5 of Annexure A to the Regulations

4. Form 5 of Annexure A to the Regulations is hereby substituted for the following Form:

**"FORM 5
REGULATIONS RELATING TO DEBT COLLECTORS, 2003
REGISTERED AUDITORS' INDEPENDENT REPORT
[Regulation 10]**

We have audited the trust accounts of _____ (*insert the name of the *company/close corporation/juristic person/person*) to determine whether those accounts were maintained in compliance with section 20 of the Debt Collectors Act, 1998 (Act 114 of 1998), and regulation 10 of the Regulations relating to Debt Collectors, 2003 for the period from _____ (*insert date*) to _____ (*insert date*).

The *directors/members/partners/proprietor of _____ (*insert the name of the *company/close corporation/juristic person/person*) *is/are responsible for ensuring that the trust accounts are maintained in compliance with the provisions of the Debt Collectors Act, 1998. The *directors/members/partners/proprietor *is/are also responsible for the implementation of accounting and internal control systems. Our responsibility is to express an opinion on whether the trust accounts were maintained in compliance with section 20 of the Debt Collectors Act, 1998, and regulation 10 of the Regulations relating to Debt Collectors, 2003, for the period _____ (*insert date*) to _____ (*insert date*) based on our audit.

This report covers the accounting records relating to the debt collector's trust accounts and does not extend to the financial statements of the business of _____ (*insert the name of the *company/close corporation/juristic person/person*) taken as a whole.

Our audit was conducted in accordance with International Standards on Auditing applicable to special purpose audit engagements. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the trust accounts are free of any material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the trust accounts, and assessing the accounting principles used by management.

We believe our audit provides a reasonable basis for our opinion.

Qualification

The report is subject to the following qualifications (*if none, state NIL*):

(Any contravention of section 20 of the Debt Collectors Act, 1998, and regulation 10 of the Regulations relating to Debt Collectors, 2003, relating to trust accounts is regarded as material and should be reported. If the report is qualified then the next heading is to be changed to "Qualified opinion" and the wording is to change to "In our opinion, except as noted above, the ...").

Opinion

In our opinion, the debt collector's trust accounts of _____ (insert the name of the *company/close corporation/juristic person/person) for the period from _____ (insert date) to _____ (insert date) were maintained in compliance with section 20 of the Debt Collectors Act, 1998, and regulation 10 of the Regulations relating to Debt Collectors, 2003.

Supplementary information

Our audit procedures indicated the following:

1. The debt collector's trust account for the period reported on has been updated _____ (indicate how regular).
2. The debt collector's trust account for the period subsequent to the period being audited, was last inspected by us on _____ (insert date of last inspection), has been written up to _____ (insert date) and the trial balance was last balanced at _____ (insert date).
3. The debt collector provided us with the following changes in the composition of the business which occurred during the period from _____ (insert date) to _____ (insert date)—

_____ (insert changes).
4. The debt collector's principal place of business is at _____ (insert full physical address).

The following information was extracted from the audited trust account:

1. Reconciliation of interest earned on the debt collector's trust account from the beginning of the period _____ (insert date) to the end of the period _____ (insert date):

Amount brought forward from the previous financial year in respect of interest earned on monies deposited in terms of section 20 of the Debt Collectors Act, 1998, is	
Amount earned during the current period on monies deposited in trust banking accounts in terms of section 20 of the Debt Collectors Act, 1998 is	
Amount incurred during the current period in respect of bank charges (excluding VAT) is	
Amount already paid over to the Council for Debt Collectors during the period under review in terms of section 20 of the Debt Collectors Act, 1998, is	
Amount carried over to the next financial year in respect of interest earned on monies deposited in terms of section 20 of the Debt Collectors Act, 1998, is	

2. The ratio as a percentage of total bank charges (excluding VAT) incurred during the current period to the total of interest earned during the year was _____.

3. *Trust liabilities/creditors and trust funds available at the year end _____ (insert date) and on one other date _____ (insert date), were as follows:

	At year end	Other date selected
Trust liabilities/creditors		
Trust funds available in terms of		
Section 20 trust money		
Trust surplus/ (deficit)		

Use of the report

This report is intended solely for the use of the debt collector and the Council for Debt Collectors.

Name:

Registered Auditors

Address:

Date:

Notes:

1. The auditor must be registered in terms of the Auditing Profession Act, 2005 (Act No. 26 of 2005).
2. If the registered auditor is unable to furnish an unqualified report the fact thereof and the reasons therefore shall be set out fully in the report transmitted by *him/her which shall otherwise be as far as possible in the above form.
3. All alterations must be signed by the registered auditor.

* Delete whichever is not applicable".

Substitution of Annexure B to the Regulations

5. The following Annexure is hereby substituted for Annexure B to the Regulations:

**"ANNEXURE B
Expenses and fees
[Regulation 11]**

Note: The total amount to be recovered from the debtor in respect of items 1 to 7 of the Annexure shall not exceed the capital amount of the debt or R736, 00, whichever is the lesser.

Item	Description	Amount
1.(a)	Necessary ordinary letter, registered letter, facsimile or e-mail:	R15,00 (and in the case of a registered letter, the costs of the registration fee to be added).
1.(b)	Registered letter (section 57 of the Magistrates' Courts Act, 1944 (Act No. 32 of 1944)):	The amount as prescribed from time to time in item 8 of Annexure 2, Table A, Part II of the Rules Regulating the Conduct of the Proceedings of the Magistrates' Courts of South Africa.
1.(c)	Necessary electronic communication, other than facsimile or e-mail, (per electronic communication):	R2,00 (maximum of ten electronic communications per

Item	Description	Amount
		month).
2.	Necessary phone call, which is not a consultation (per call):	R15,00.
3.	Other necessary expenses not specifically provided for, a total amount of:	R15,00.
4.(a)	Acknowledgement of debt and undertaking to pay debt in terms of section 57 or section 58 of the Magistrates' Courts Act, 1944 (Act No. 32 of 1944) (including the necessary consultation with debtor):	The amount as prescribed from time to time in items 9 and 10 of Annexure 2, Table A, Part II of the Rules Regulating the Conduct of the Proceedings of the Magistrates' Courts of South Africa.
4.(b)	Original documents signed by the debtor under item 4(a) at the debtor's residence or place of work:	R150,00.
4.(c)	Necessary registered credit bureau search:	R10,00 (maximum of four searches per month).
5.	At the request of the debtor, the drawing up and furnishing of a settlement account, other than the six monthly settlement account:	R30,00.
6.	Correspondence received and attended to:	R7,00.
7.	Necessary consultation with debtor:	R37,00.
8.	Attending taxation:	R59,00.
9.	On receipt of an instalment (one or more) in redemption of the debt inclusive of instalments made directly to the client:	A fee of 10% of the instalment received, subject to a maximum amount of R368,00. No additional fee shall be charged for any attendance in connection with the receipt or payment of any instalment."

WET OP SKULDINVORDERAARS, 1998
REGULASIES BETREFFENDE SKULDINVORDERAARS, 2003: WYSIGING

Die Minister van Justisie en Staatkundige Ontwikkeling het kragtens artikel 23 van die Wet op Skuldinvorderaars, 1998 (Wet No. 114 van 1998), en na oorleg met die Raad vir Skuldinvorderaars, die regulasies in die Bylae uitgevaardig.

BYLAE

Woordomskrywing

1. In hierdie regulasies beteken "die Regulasies" die regulasies afgekondig by Goewermentskennisgewing No. R. 185 van 7 Februarie 2003, soos gewysig deur Goewermentskennisgewings Nos. R. 1623 van 7 November 2003, R. 741 van 29 Julie 2005, R. 1044 van 2 November 2007, soos reggestel deur Goewermentskennisgewing No. R. 1093 van 23 November 2007 en gewysig deur Goewermentskennisgewings Nos. R. 1120 van 27 November 2009 en R. 162 van 1 Maart 2011.

Wysiging van regulasie 1 van die Regulasies

2. Regulasie 1 van die Regulasies word hierby gewysig deur die volgende woordomskrywing na die woordomskrywing van "die Wet" in te voeg:

"'ouditeur', 'n geregistreerde ouditeur in die 'Auditing Profession Act, 2005 (Act No. 26 of 2005)' bedoel."

Wysiging van regulasie 10 van die Regulasies

3. Regulasie 10 van die Regulasies word hierby gewysig deur subregulasies (1)

en (2) deur die volgende subregulasies te vervang:

"(1) Die trustrekening in artikel 20(1) van die Wet bedoel, moet jaarliks binne vier maande volgend op die laaste dag van die boekjaar van die skuldinvorderaar deur 'n ouditeur geoudit word.

(2) By voltooiing van die oudit soos in subregulasie (1) bedoel, moet die ouditeur onverwyld 'n verslag wat wesenlik met Vorm 5 van Aanhangsel A ooreenstem, uitreik en aan die skuldinvorderaar verskaf wat 'n afskrif daarvan aan die Raad moet verskaf."

Vervanging van Vorm 5 van Aanhangsel A tot die Regulasies

4. Vorm 5 van Aanhangsel A tot die Regulasies word hierby deur die volgende Vorm vervang:

**"VORM 5
REGULASIES BETREFFENDE SKULDINVORDERAARS, 2003
ONAFHANKLIKE GEREGISTREERDE OUDITEURSVERSLAG
[Regulasie 10]**

Ons het die trustrekening van _____ (voeg naam van *maatskappy/beslote korporasie/regspersoon/persoon in) geouditeer om vas te stel of daardie rekeninge in ooreenstemming met artikel 20 van die Wet op Skuldinvorderaars, 1998 (Wet 114 van 1998) en regulasie 10 van die Regulasies betreffende Skuldinvorderaars, 2003 vir die tydperk _____ (voeg datum in) tot _____ (voeg datum in) gehou is.

Dit is die verantwoordelikheid van die *direkteure/lede/vennote/eienaar van _____ (voeg naam van *maatskappy/beslote korporasie/regspersoon/persoon in) om te verseker dat die trustrekeninge in ooreenstemming met die bepalings van die Wet op Skuldinvorderaars, 1998 in stand gehou is. Die *direkteure/lede/vennote/eienaar is ook verantwoordelik vir die implementering van rekeningkundige en interne beheerstelsels. Dit is ons verantwoordelikheid om op grond van ons oudit 'n mening uit te spreek daarvoor of die trustrekeninge in ooreenstemming met artikel 20 van die Wet op Skuldinvorderaars, 1998 en regulasie 10 van die Regulasies betreffende Skuldinvorderaars, 2003 vir die tydperk _____ (voeg datum in) tot _____ (voeg datum in) gehou is.

Hierdie verslag dek die rekeningkundige rekords in verband met die skuldinvorderaar se trustrekening en dek nie die finansiële state van die besigheid _____ (voeg naam van *maatskappy/beslote korporasie/regspersoon/persoon in) as geheel nie.

Ons oudit is uitgevoer in ooreenstemming met Internasionale Ouditstandaarde van toepassing op ouditaanstellings vir 'n spesifieke doel. Daardie standaard vereis dat ons die oudit beplan en uitvoer om redelike versekering te bekom dat die trustrekeninge vry van wesenlike wanvoorstelling is. 'n Oudit sluit die ondersoek op 'n toetsgrondslag van bewyse wat die bedrae en openbaarmakings in die trustrekeninge steun en die beoordeling van die rekeningkundige beginsels wat deur die bestuur gebruik is, in.

Ons is van mening dat ons oudit 'n redelike grondslag vir ons mening bied.

Kwalifikasie

Hierdie verslag is onderhewig aan die volgende kwalifikasies (*indien geen, verklaar GEEN*):

(*Enige oortreding van artikel 20 van die Wet op Skuldinvorderaars, 1998 en regulasie 10 van die Regulasies betreffende Skuldinvorderaars, 2003 rakende trustrekening word as wesenlik beskou en moet gerapporteer word. Indien die verslag gekwalifiseerd is moet die volgende opskrif verander word na "Gekwalifiseerde mening" en die bewoording na "Na ons mening, behalwe as hierbo na verwys, is die...)".*

Mening

Na ons mening, is die trustrekening van die skuldinvorderaar _____ (voeg naam van *maatskappy/beslote korporasie/regspersoon/persoon in) vir die tydperk vanaf _____ (voeg datum in) tot _____ (voeg datum in) gehou in ooreenstemming met artikel 20 van die Wet op Skuldinvorderaars, 1998 en regulasie 10 van die Regulasies betreffende Skuldinvorderaars, 2003.

Bykomende inligting

Ons oudit prosedures het op die volgende aangedui:

- Die skuldinvorderaar se trustrekening vir die verslagdoeningstydperk is _____ (dui aan hoe gereeld) opdateer.
- Die skuldinvorderaar se trustrekening vir die tydperk wat volg op die tydperk onder oudit, was laas op _____ (voeg datum van laaste inspeksie in), deur ons geïnspekteer, is bygehou tot _____ (voeg datum in) en die proefbalans is laas op _____ (voeg datum in) gebalanseer.
- Die skuldinvorderaar het ons voorsien van die volgende veranderinge in die samestelling van die besigheid wat gedurende die tydperk _____ (voeg datum in) tot _____ (voeg datum in) plaasgevind het—

_____ (voeg veranderinge in).
- Die skuldinvorderaar se hoofbesigheidspersoneel is _____ (voeg volle fisiese adres in).

Die volgende inligting is onttrek uit die geouditeerde trustrekening:

- Rekonsiliasie van rente op die skuldinvorderaar se trustrekening vanaf die begin van die tydperk _____ (voeg datum in) tot die einde van die tydperk _____ (voeg datum in) verdien:

Bedrag oorgedra vanaf die vorige finansiële jaar met betrekking tot rente verdien op geld gedeponeer ingevolge artikel 20 van die Wet op Skuldinvorderaars, 1998	
Bedrag verdien gedurende die huidige tydperk op geld gedeponeer in die trustrekening ingevolge artikel 20 van die Wet op Skuldinvorderaars, 1998	
Bedrag opgeloopt gedurende die huidige tydperk ten opsigte van bankkoste (BTW uitgesluit)	
Bedrag reeds aan die Raad op Skuldinvorderaars gedurende die tydperk onder oorsig ingevolge artikel 20 van die Wet op Skuldinvorderaars, 1998, oorbetaal	
Bedrag na volgende finansiële jaar oorgedra met	

betrekking tot rente verdien op gelde gedeponeer ingevolge artikel 20 van die Wet op Skuldinvorderaars, 1998	
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2. Die verhouding as 'n persentasie van totale bankkoste (BTW uitgesluit) opgeloopt gedurende die huidige tydperk tot die totale rente verdien gedurende die jaar _____.
3. *Trust aanspreeklikhede/krediteure en trust fondse beskikbaar op jaareinde _____ (voeg datum in), en op een ander datum _____ (voeg datum in) was as volg:

	Op jaareinde	Ander datum gekies
Trust aanspreeklikhede/krediteure		
Trustfondse beskikbaar ingevolge		
Artikel 20 trustgelde		
Trustsurplus/(tekort)		

Gebruik van verslag

Hierdie verslag is bedoel vir die uitsluitlike gebruik van die skuldinvorderaar en die Raad op Skuldinvorderaars.

Naam:
Geregistreeerde Ouditeure
Adres:
Datum:

Opmerkings:

- Die ouditeur moet ingevolge die 'Auditing Profession Act, 2005 (Act No. 26 of 2005)' geregistreeer wees.
- Indien die geregistreeerde ouditeur nie by magte is om 'n ongekwalifiseerde verslag uit te reik nie, moet die feit daarvan en die redes daarvoor volledig in die verslag deur *hom/haar uitgereik, uiteengesit word wat so ver as moontlik in bogenoemde verslag vervat moet word.
- Alle veranderinge moet deur die geregistreeerde ouditeur onderteken word.

* Skrap wat nie van toepassing is nie ".

Vervanging van Aanhangsel B tot die Regulasies

5. Aanhangsel B tot die Regulasies word hierby deur die volgende Aanhangsel vervang:

"AANHANGSEL B
Uitgawes en gelde
[Regulasie 11]

Let wel: Die totale bedrag wat van 'n skuldenaar ingevolge items 1 tot 7 van die Aanhangsel gevorder staan te word, mag nie die kapitale bedrag van die skuld of R736,00, na gelang van watter die minste is, oorskry nie.

Item	Beskrywing	Bedrag
1.(a)	Noodsaaklike gewone brief, geregistreeerde brief, faksimilee of e-pos:	R15,00 (en in die geval van 'n geregistreeerde brief, die koste vir registrasie bykomend).
1.(b)	Geregistreeerde brief (artikel 57 van die Wet op Landdroshowe, 1944 (Wet No. 32 van 1944)):	Die bedrag soos van tyd tot tyd voorgeskryf in item 8 van

Item	Beskrywing	Bedrag
		Aanhangsel 2, Tabel A, Deel II van die 'Rules Regulating the Conduct of the Proceedings of the Magistrates' Courts of South Africa'.
1.(c)	Noodsaaklike elektroniese kommunikasie, anders as faksimilee of e-pos (per elektroniese kommunikasie):	R2,00 (maksimum van tien elektroniese kommunikasies per maand).
2.	Noodsaaklike telefoonoproep, wat nie 'n konsultasie daarstel nie (per oproep):	R15,00.
3.	Ander noodsaaklike uitgawes waarvoor daar nie spesifiek voorsien is nie, 'n totale bedrag van:	R15,00.
4.(a)	Erkenning van skuld en onderneming om skuld ingevolge artikel 57 of artikel 58 van die Wet op Landdroshowe, 1944 (Wet No. 32 van 1944), (insluitende nodige konsultasie met skuldenaar) te betaal:	Die bedrag soos van tyd tot tyd voorgeskryf in items 9 en 10 van Aanhangsel 2, Tabel A, Deel II van die 'Rules Regulating the Conduct of the Proceedings of the Magistrates' Courts of South Africa'.
4.(b)	Oorspronklike dokumente deur die skuldenaar onder item 4(a) by die skuldenaar se woning of werksplek geteken:	R150,00.
4.(c)	Noodsaaklike geregistreerde kredietburo soek:	R10,00 (maksimum van vier soeke per maand).
5.	Op versoek van die skuldenaar, die opstel en verskaffing van 'n ander afrekeningstaat, as die sesmaandelikse afrekeningstaat:	R30,00.
6.	Korrespondensie ontvang en hanteer:	R7,00.
7.	Noodsaaklike konsultasie met skuldenaar:	R37,00.
8.	Bywoning van taksasie:	R59,00.
9.	By ontvangs van 'n paaierement (een of meer) ter delging van die skuld, insluitend betalings direk aan kliënt gemaak:	Gelde van 10% van die paaierement ontvang, onderhewig aan 'n maksimum bedrag van R368,00. Geen bykomende fooi sal gehef word vir enige verskyning in verband met die ontvangs of betaling van enige paaierement nie."

**DEPARTMENT OF LABOUR
DEPARTEMENT VAN ARBEID**

No. R. 535

10 August 2012

LABOUR RELATIONS ACT, 1995**NATIONAL BARGAINING COUNCIL FOR THE ROAD FREIGHT AND
LOGISTICS INDUSTRY (NBCFRLI): EXTENSION OF PERIOD OF
OPERATION OF THE EXEMPTIONS AND DISPUTE RESOLUTION
COLLECTIVE AGREEMENT**

I, IAN MACUN, Director: Collective Bargaining, duly authorised thereto by the Minister of Labour, hereby, in terms of section 32(6)(a)(i) of the Labour Relations Act, 1995, extend the period fixed in Government Notices Nos. R. 1143 of 7 December 2007, R. 585 of 9 July 2010 and R. 65 of 3 February 2012 by a further period ending 31 December 2012.

**I MACUN
DIRECTOR: COLLECTIVE BARGAINING**

No. R. 535

10 Augustus 2012

WET OP ARBEIDSVERHOUDINGE, 1995**NATIONALE BEDINGINGSRAAD VIR DIE PADVRAGNYWEHEID EN
LOGISTIESE: VERLENGING VAN TYDPERK VAN VRYSTELLINGS- EN
GESKILBESLEGTINGS KOLLEKTIEWE OOREENKOMS**

Ek, IAN MACUN, Direkteur: Kollektiewe Bedinging, behoorlik daartoe gemagtig deur die Minister van Arbeid, verleng hierby, kragtens artikel 32(6)(a)(i) van die Wet op Arbeidsverhoudinge, 1995, die tydperk vasgestel in Goewermentskennisgewings Nos R. 1143 of 7 Desember 2007, R. 585 van 9 Julie 2010 en R. 65 van 3 Februarie 2012 met 'n verdere tydperk wat op 31 Desember 2012 eindig.

**I MACUN
DIREKTEUR: KOLLEKTIEWE BEDINGING**

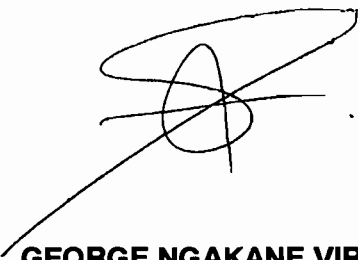
**SOUTH AFRICAN REVENUE SERVICE
SUID-AFRIKAANSE INKOMSTEDIENS**

No. R. 620

10 August 2012

**CUSTOMS AND EXCISE ACT, 1964
AMENDMENT OF RULES (DAR/105)**

Under sections 76 and 120 of the Customs and Excise Act, 1964, the rules published in Government Notice R.1874 of 8 December 1995 are amended to the extent set out in the Schedule hereto.



**GEORGE NGAKANE VIRGIL MAGASHULA
COMMISSIONER FOR THE SOUTH AFRICAN REVENUE SERVICE**

SCHEDULE

By the substitution in item 202.00 of the Schedule to the Rules of the following form:

"DA 90 Application for refund in respect of Excise Duty and Fuel levy on motor fuel used by diplomatic and other foreign representatives in terms of item(s) 623.01, 623.03 and 670.01 of Schedule No. 6 to the Customs and Excise Act, No. 91 of 1964."



EXCISE DUTY & FUEL LEVY

DA 90

Application for refund in respect of Excise Duty and Fuel levy on motor fuel used by diplomatic and other foreign representatives in terms of item(s) 623.01, 623.03 and 670.01 of Schedule No. 6 to the Customs and Excise Act, No. 91 of 1964.

Notes for Completion of Form:

1. Items A1-A5 to be completed by SARS
2. (i) Items B1-B3 to be completed by the Applicant
(ii) Items B4 to be completed by the Head of Mission / Embassy, etc.
3. Items C1 to be completed by SARS
4. Items D1 to be completed by the Department of International Relations and Cooperation

A1 Claim Receipt Particulars: (SARS)

Group number

Claim number

B1 Information: (Applicant)

Name

Designation

Certificate of Identity number issued by the Department of international Relations and Cooperation:

Number

Passport number

Mission / Embassy, etc. Details

SARS Reference no 1 / 1 0 / 1 / 9 /

Name of Mission / Embassy, etc.

Mission / Embassy, etc. Bank Details

Name of account holder

Name of bank

Account number

Branch name

Branch code

Type of account: Current Saving Other - Specify

B2 Amount Claimed: (Applicant)

Allocation description	Total Litres	Amount
Excise Duty - Leaded / Unleaded Petrol		R
Fuel Levy - Leaded / Unleaded Petrol		R
Excise Duty - Diesel		R
Fuel Levy - Diesel		R
Excise Duty - Bio Diesel		R
Fuel Levy - Bio Diesel		R
Total amount		R

C1 Payment Details: (SARS)

Financial voucher no. Electronic fund transfer no. Cheque no.

Date Date Date

SARS - 10/12/12

B3 Invoice(s) / purchasing slip(s) to support the refund application: (Applicant)

Copies of the invoice(s) / purchasing slip(s) to support the refund application must be retained by the applicant and kept for five (5) years.
 Copies of the invoice(s) / purchasing slip(s) to support the refund application must be attached to this page.

Line No	Vehicle reg. no.	Date (MM/DD/YY)	Name of supplier(s)	Petrol		Diesel Litres	Bio Diesel Litres	Amount	
				Leaded Litres	Unleaded Litres			R	c
1.									
2.									
3.									
4.									
5.									
6.									
7.									
8.									
9.									
10.									
11.									
12.									
13.									
14.									
15.									
16.									
17.									
18.									
19.									
20.									
21.									
22.									
23.									
24.									
25.									
26.									
27.									
Totals									

If the space is insufficient, a copy of B3 can be used.

B4 Declaration of Certification: (Head of Mission / Embassy, etc.)

I hereby certify that the applicant is entitled to the privilege and has used the fuel in the vehicle(s) indicated in B3.

Name

Designation

Signature

Date

D1 Declaration of Certification: (Department of International Relations and Cooperation)

It is hereby certified that the above-mentioned applicant is entitled to the privilege and is listed in the register maintained by this Department in accordance with the provisions of the Diplomatic Immunities and Privileges Act, Act 37 of 2001.

Name of official of the
Department of
International Relations
and Cooperation

Designation

Signature

Date

A2 Query to applicant : (SARS)

To whom it may concern

This refund application(s) cannot be entertained for the under-mentioned reason(s). If this refund application(s) are re-submitted, the same refund application(s) jacket must be utilised and submitted to the Department of International Relations and Cooperation.

Your attention is invited to section 76B of the Customs and Excise Act, No. 91 of 1964, with regard to the prescribed period in which a refund application may be lodged.

A2 Query to applicant : (SARS) (continued)

Allocation number	Allocation description	Amount
214 R21	Excise Duty - Leaded / Unleaded Petrol	R
1001 R21	Fuel Levy - Leaded / Unleaded Petrol	R
216 R21	Excise Duty - Diesel	R
1002 R21	Fuel Levy - Diesel	R
232 R21	Excise Duty - Bio Diesel	R
221 R21	Fuel Levy - Bio Diesel	R
Total amount		R

A3 Amount refunded: (SARS)

Allocation number	Allocation description	Amount
214 R21	Excise Duty - Leaded / Unleaded Petrol	R
1001 R21	Fuel Levy - Leaded / Unleaded Petrol	R
216 R21	Excise Duty - Diesel	R
1002 R21	Fuel Levy - Diesel	R
232 R21	Excise Duty - Bio Diesel	R
221 R21	Fuel Levy - Bio Diesel	R
Total amount		R

A4 Audited by: (SARS)

Name _____
 Designation _____
 Signature _____ Date _____

A5 Approved by: (SARS)

Name _____
 Designation _____
 Signature _____ Date _____