



Government Gazette Staatskoerant

REPUBLIC OF SOUTH AFRICA
REPUBLIEK VAN SUID AFRIKA

Vol. 616

28 October 2016
Oktober

No. 40375

PART 1 OF 3

N.B. The Government Printing Works will not be held responsible for the quality of "Hard Copies" or "Electronic Files" submitted for publication purposes

ISSN 1682-5843



9 771682 584003

40375



AIDS HELPLINE: 0800-0123-22 Prevention is the cure

WARNING!!!

To all suppliers and potential suppliers of goods to the Government Printing Works

The Government Printing Works would like to warn members of the public against an organised syndicate(s) scamming unsuspecting members of the public and claiming to act on behalf of the Government Printing Works.

One of the ways in which the syndicate operates is by requesting quotations for various goods and services on a quotation form with the logo of the Government Printing Works. Once the official order is placed the syndicate requesting upfront payment before delivery will take place. Once the upfront payment is done the syndicate do not deliver the goods and service provider then expect payment from Government Printing Works.

Government Printing Works condemns such illegal activities and encourages service providers to confirm the legitimacy of purchase orders with GPW SCM, prior to processing and delivery of goods.

To confirm the legitimacy of purchase orders, please contact:

Renny Chetty
Renny.Chetty@gpw.gov.za
(012) 748-6375

Anna-Marie du Toit
Anna-Marie.DuToit@gpw.gov.za
(012) 748-6292

Siraj Rizvi
Siraj.Rizvi@gpw.gov.za
(012) 748-6380

For purposes of reference, all Proclamations, Government Notices, General Notices and Board Notices published are included in the following table of contents which thus forms a weekly index. Let yourself be guided by the gazette numbers in the righthand column:

Alle Proklamasies, Goewermentskennisgewings, Algemene Kennisgewings en Raadskennisgewings gepubliseer, word vir verwysingsdoeleindes in die volgende Inhoudopgawe ingesluit wat dus weeklikse indeks voorstel. Laat self deur die Koerantnommers in die regterhandse kolom lei:

Weekly Index

Weeklikse Indeks

No.	Page No.	Gazette No.	No.	Bladsy No.	Koerant No.
PROCLAMATION			PROKLAMASIES		
57	21	40346	57	21	40346
National Heritage Resources Act (25/1999) :Declaration of the Castle of Good Hope as National Heritage.....			National Heritage Resources Act (25/1999) :Declaration of the Castle of Good Hope as National Heritage.....		
58	24	40346	58	24	40346
Public Holidays Act (36/1994) :Declaration of the Twenty Seventh day of December 2016 as a public holiday throughout the Republic.....			Public Holidays Act (36/1994) :Declaration of the Twenty Seventh day of December 2016 as a public holiday throughout the Republic.....		
R.59	4	40348	R.59	4	40348
Special Investigating Units and Special Tribunals Act (74/1996) :Referral of matters to existing Special Investigating Unit and Special Tribunal			Special Investigating Units and Special Tribunals Act (74/1996) :Referral of matters to existing Special Investigating Unit and Special Tribunal		
GOVERNMENT NOTICE			GOEWERMENTSKENNISGEWINGS		
Board / Raad			Board / Raad		
R.1262	11	40347	R.1262	11	40347
Marketing of Agricultural Products Act (47) :Establishment of statutory measure - records and returns in respect of Oilseeds Products.....			Marketing of Agricultural Products Act (47) :Establishment of statutory measure - records and returns in respect of Oilseeds Products.....		
Defence, Department of			Verdediging, Departement van		
R.1263	16	40347	R.1263	16	40347
Defence Act, 2002 :Individual Grievances Regulations.....			Defence Act, 2002 :Individual Grievances Regulations.....		
Economic Development, Department of			Ekonomiese Ontwikkeling, Departement van		
1241	25	40346	1241	25	40346
Act on Rationalisation of Local Government, 1998 :Renewal of access control to Seder Street, South East 3, Vanderbijlpark			Wet op Rasionalisering van Plaaslike Bestuursaanleenthede, 1998 :Hernuwing van toegangsbeheer van Sederstraat, Vanderbijlpark SE 3		
Health, Department of			Gesondheid, Departement van		
1242	26	40346	1242	26	40346
Hazardous Substances Act (15/1973) :Group I, Category A, Hazardous Substances: Declaration			Hazardous Substances Act (15/1973) :Group I, Category A, Hazardous Substances: Declaration		
1243	29	40346	1243	29	40346
Hazardous Substances Act (15/1973) :Group II, Hazardous Substances: Declaration.....			Hazardous Substances Act (15/1973) :Group II, Hazardous Substances: Declaration.....		
1291	20	40359	1291	20	40359
Hazardous Substances Act (15/1973) :Group II Hazardous Substances: Declaration.....			Hazardous Substances Act (15/1973) :Group II Hazardous Substances: Declaration.....		
1292	22	40359	1292	22	40359
Hazardous Substances Act (15/1973) :Group I, Category A, Hazardous Substances: Declaration			Hazardous Substances Act (15/1973) :Group I, Category A, Hazardous Substances: Declaration		
Higher Education and Training, Department of			Hoër Onderwys en Opleiding, Departement van		
1277	4	40352	1277	4	40352
Skills Development Act (97/1998) :Amendment to the notice relating to the appointment of the Wholesale and Retail Sector Education and Training Authority (W & RSETA) Administrator			Skills Development Act (97/1998) :Amendment to the notice relating to the appointment of the Wholesale and Retail Sector Education and Training Authority (W & RSETA) Administrator		

No.	Page No.	Gazette No.	No.	Page No.	Gazette No.
Home Affairs, Department of			Binnelandse Sake, Departement van		
1244 Births and Deaths Registration Act (51/1992) :Alteration of surnames	31	40346	1244 Births and Deaths Registration Act (51/1992) :Alteration of surnames	31	40346
1245 Births and Deaths Registration Act (51/1992) :Alteration of Forenames	45	40346	1245 Births and Deaths Registration Act (51/1992) :Alteration of Forenames	45	40346
1246 Births and Deaths Registration Act (51/1992) :Alteration of surnames in terms of section 26	57	40346	1246 Births and Deaths Registration Act (51/1992) :Alteration of surnames in terms of section 26	57	40346
1247 Births and Deaths Registration Act (51/1992) :Alteration of Forenames	59	40346	1247 Births and Deaths Registration Act (51/1992) :Alteration of Forenames	59	40346
1293 Births and Deaths Registration Act (51/1992) :Alteration of surnames in terms of section 26	25	40359	1293 Births and Deaths Registration Act (51/1992) :Alteration of surnames in terms of section 26	25	40359
1294 Births and Deaths Registration Act (51/1992) :Alteration of forenames in terms of section 24	42	40359	1294 Births and Deaths Registration Act (51/1992) :Alteration of forenames in terms of section 24	42	40359
Justice and Constitutional Development, Department of			Justisie en Staatkundige Ontwikkeling, Departement van		
1248 Small Claims Courts Act (61/1984) :Establishment of a Small Claims Courts for the Area of Soweto	60	40346	1248 Small Claims Courts Act (61/1984) :Establishment of a Small Claims Courts for the Area of Soweto	60	40346
1249 Small Claims Courts Act (61/1984) :Establishment of a Small Claims Court for the area of Mookgophong.....	61	40346	1249 Small Claims Courts Act (61/1984) :Establishment of a Small Claims Court for the area of Mookgophong.....	61	40346
1250 Small Claims Courts Act (61/1984) :Establishment of a Small Claims Court for the area of Atamelang	62	40346	1250 Small Claims Courts Act (61/1984) :Establishment of a Small Claims Court for the area of Atamelang	62	40346
1251 Small Claims Courts Act (61/1984) :Establishment of a Small Claims Court for the area of Makwane	63	40346	1251 Small Claims Courts Act (61/1984) :Establishment of a Small Claims Court for the area of Makwane	63	40346
1252 Small Claims Courts Act (61/1984) :Establishment of a Small Claims Court for the area of Ottosdal	64	40346	1252 Small Claims Courts Act (61/1984) :Establishment of a Small Claims Court for the area of Ottosdal	64	40346
1253 Small Claims Courts Act (61/1984) :Establishment of a Small Claims Court for the area of Hewu	65	40346	1253 Small Claims Courts Act (61/1984) :Establishment of a Small Claims Court for the area of Hewu	65	40346
1254 Small Claims Courts Act (61/1984) :Establishment of a Small Claims Court for the area of Tarkastad	66	40346	1254 Small Claims Courts Act (61/1984) :Establishment of a Small Claims Court for the area of Tarkastad	66	40346
1255 Justices of the Peace and Commissioners of Oaths Act (16/1963) :Designation of Commissioners of Oaths under section 6 of the Act.....	67	40346	1255 Justices of the Peace and Commissioners of Oaths Act (16/1963) :Designation of Commissioners of Oaths under section 6 of the Act.....	67	40346
R.1305 Promotion of National Unity and Reconciliation Act (34/1995) :Amendments to the regulations on exhumation, reburial or symbolic burial of deceased victims	4	40362	R.1305 Promotion of National Unity and Reconciliation Act (34/1995) :Amendments to the regulations on exhumation, reburial or symbolic burial of deceased victims	4	40362
Labour, Department of			Arbeid, Departement van		
R.1264 Labour Relations Act, 1995 :Notice of intention to cancel the registration of a trade union: South African Museum Workers' Association (SAMWA) (LR2/6/2/446)	24	40347	R.1264 Labour Relations Act, 1995 :Notice of intention to cancel the registration of a trade union: South African Museum Workers' Association (SAMWA) (LR2/6/2/446)	24	40347
R.1265 Labour Relations Act, 1995 :Notice of intention to cancel registration of a trade union: Professional Employees Trade Union of South Africa (LR 2/6/2/538).....	25	40347	R.1265 Labour Relations Act, 1995 :Notice of intention to cancel registration of a trade union: Professional Employees Trade Union of South Africa (LR 2/6/2/538).....	25	40347

No.	Page No.	Gazette No.	No.	Page No.	Gazette No.
R.1266	26	40347	R.1266	26	40347
Labour Relations Act, 1995 :Notice of intention to cancel the registration of a trade union: Combined Staff Association of the University of Durban-Westville (COMSA) (LR 2/6/2/536).....					
R.1267	27	40347	R.1267	27	40347
Labour Relations Act, 1995 :Bargaining Council for the Fishing Industry: Extension to Non-Parties of the Main Collective Amending Agreement.....					
R.1268	35	40347	R.1268	35	40347
Labour Relations Act, 1995 :Intention of cancellation of registration of a trade union: Hospitality, Industrial, Catering, Retail & Allied Workers Union (HICRAWU) ...					
R.1269	36	40347	R.1269	36	40347
Labour Relations Act, 1995 :Notice of intention to cancel the Registration of a Trade Union: Wood Electrical Printing Union (WEPU) (LR2/6/2/1057)					
R.1270	37	40347	R.1270	37	40347
Labour Relations Act, 1995 :Notice of intention to cancel registration of a trade union.....					
R.1271	38	40347	R.1271	38	40347
Labour Relations Act, 1995 :Notice of intention to cancel the registration of a trade union.....					
R.1272	39	40347	R.1272	39	40347
Labour Relations Act, 1995 :Notice of intention to cancel the Registration of a Trade Union: Adult Educators Progressive Union (AEPU) (LR/2/6/2/1884)					
National Treasury			Nasionale Tesourie		
1276	4	40351	1276	4	40351
Division of Revenue Act (3/2016) :Publication of allocations in terms of sections 19, 20 and 21 of the 2016 DoRA					
Rural Development and Land Reform, Department of			Landelike Ontwikkeling en Grondhervorming, Departement van		
1256	68	40346	1256	68	40346
Restitution of Land Rights Act (22/1994) as amended :Erf 82 and 83, Market Street, Extending to General Joubert Street (now consolidated to Erf 6072)					
1257	70	40346	1257	70	40346
Restitution of Land Rights Act (22/1994) as amended :Melville Batala (on behalf of Tharfield Community)					
1258	71	40346	1258	71	40346
Restitution of Land Righsts Act (22/1994) :Extension 7, Delareyville					
1259	80	40346	1259	80	40346
Department of Rural Development and Land Reform: Correction notice :Sterkfontein 203 LT					
1260	80	40346	1260	80	40346
Department of Rural Development and Land Reform: Correction notice :Orange Dewe 532 LT.....					
1295	50	40359	1295	50	40359
Restitution of Land Rights Act (22/1994) as amended :The Farm Senthimula's Location 291 LS.....					
1296	52	40359	1296	52	40359
Restitution of Land Rights Act (22/1994) :Gambushe Location, KwaLithulli situated near Pirie Mission, King Williams Town, Buffalo City Metropolitan Municipality					
1297	53	40359	1297	53	40359
Restitution of Land Rights Act (22/1994) :Garden Lot No. 1 Block G Peelton, King Williams Town					

No.	Page No.	Gazette No.	No.	Page No.	Gazette No.
1298	54	40359	1298	54	40359
Restitution of Land Rights Act (22/1994) :Portion of Farm 75, Mthatha.....			Restitution of Land Rights Act (22/1994) :Portion of Farm 75, Mthatha.....		
1299	55	40359	1299	55	40359
Restitution of Land Rights Act (22/1994) :The Farm Forest Hill 117 KT.....			Restitution of Land Rights Act (22/1994) :The Farm Forest Hill 117 KT.....		
1300	56	40359	1300	56	40359
Restitution of Land Rights Act (22/1994) :Garden and Building Lot 74 situated in Qiba Location No. 4 in Cala.....			Restitution of Land Rights Act (22/1994) :Garden and Building Lot 74 situated in Qiba Location No. 4 in Cala.....		
1301	57	40359	1301	57	40359
Restitution of Land Rights Act (22/1994) :Fairfield Trust Farms: Fairfield Lot No. 4, portion of farm 75 known as Mthatha Air- port, Experiment Farm Lot No. 5 & Klipdrift Farm situated at Mthatha.....			Restitution of Land Rights Act (22/1994) :Fairfield Trust Farms: Fairfield Lot No. 4, portion of farm 75 known as Mthatha Air- port, Experiment Farm Lot No. 5 & Klipdrift Farm situated at Mthatha.....		
1302	58	40359	1302	58	40359
Restitution of Land Rights Act (22/1994) :Sea view farm known as Jeteri and Mbekeni, Port St Johns Local Municipality			Restitution of Land Rights Act (22/1994) :Sea view farm known as Jeteri and Mbekeni, Port St Johns Local Municipal- ity.....		
1307	4	40364	1307	4	40364
Restitution of Land Rights Act (22/1994) as amended :Amending Government No- tice. 1394 of 2005 in the Government Ga- zette No. 27883 dated 12 August 2005			Restitution of Land Rights Act (22/1994) as amended :Amending Government No- tice. 1394 of 2005 in the Government Ga- zette No. 27883 dated 12 August 2005		
Social Development, Department of			Maatskaplike Ontwikkeling, Departement van		
R.1274	4	40349	R.1274	4	40349
Social Service Professions Act (110/1978) :Call for comments on regulations relating to the registration of a speciality in forensic social work.....			Social Service Professions Act (110/1978) :Call for comments on regulations relating to the registration of a speciality in foren- sic social work		
R.1304	4	40361	R.1304	4	40361
Social Service Professions Act (110/1978) :Call for comments on regulations relating to the registration of speciality in Clinical Social Work.....			Social Service Professions Act (110/1978) :Call for comments on regulations relating to the registration of speciality in Clinical Social Work.....		
South African Revenue Service			Suid-Afrikaanse Inkomstediens		
R.1306	4	40363	R.1306	5	40363
Customs and Excise Act, 1964 :Amend- ment of Schedule No. 2 (No. 2/1/378).....			Doeane- en Aksynswet, 1964 :Wysiging van Bylae No. 2 (No. 2/1/378).....		
Trade and Industry, Department of			Handel en Nywerheid, Departement van		
1303	59	40359	1303	59	40359
Merchandise Marks Act (17/1941) :Final prohibition on the use of certain words.....			Merchandise Marks Act (17/1941) :Final prohibition on the use of certain words.....		
Transport, Department of			Vervoer, Departement van		
R.1273	40	40347	R.1273	40	40347
National Land Transport Act (5/2009) :Moratorium regarding the Granting of New Operating Licences by the North West Provincial Regulatory Entity (PRE)..			National Land Transport Act (5/2009) :Moratorium regarding the Granting of New Operating Licences by the North West Provincial Regulatory Entity (PRE)..		
Water and Sanitation, Department of			Water en Sanitasie, Departement van		
1261	81	40346	1261	81	40346
National Water Act, 1998 (Act No 36 of 1998) :North West Provincial Operations: Limiting the use of water for Urban and Irrigation purposes from Sehujwane, Marico-Bosveld Kromellenboog, Swar- truggens, Pella, Madikwe, Molatedi, Lind- leyspoort and Koster Dams			National Water Act, 1998 (Act No 36 of 1998) :North West Provincial Operations: Limiting the use of water for Urban and Irrigation purposes from Sehujwane, Marico-Bosveld Kromellenboog, Swar- truggens, Pella, Madikwe, Molatedi, Lind- leyspoort and Koster Dams		
GENERAL NOTICE			ALGEMENE KENNISGEWINGS		
Agriculture, Forestry and Fisheries, Department of			Landbou, Bosbou en Visserye, Departement van		
661	83	40346	661	83	40346
Agricultural Product Standards Act (119/1990) :Invitation of Comments: Pro- posed Inspection Fees			Agricultural Product Standards Act (119/1990) :Invitation of Comments: Pro- posed Inspection Fees		
Arts and Culture, Department of			Kuns en Kultuur, Departement van		
678	67	40359	678	67	40359
Use of Official Language Act (12/2012) :Proposed Language Policy			Use of Official Language Act (12/2012) :Proposed Language Policy		

No.	Page No.	Gazette No.	No.	Page No.	Gazette No.
Economic Development Department			Ekonomiese Ontwikkeling Departement		
662	87	40346	662	87	40346
Competition Tribunal :Notification of decision to approve merger.....			Competition Tribunal :Notification of decision to approve merger.....		
663	87	40346	663	87	40346
Competition Tribunal :Notification of decision to approve merger between enX-Group Limited and Eqstra Newco Proprietary Limited.....			Competition Tribunal :Notification of decision to approve merger between enX-Group Limited and Eqstra Newco Proprietary Limited.....		
664	88	40346	664	88	40346
Competition Tribunal :Notification of decision to approve merger between Afric Oil (Pty) Ltd and Part of the business of Big Real Investments (Pty) Ltd			Competition Tribunal :Notification of decision to approve merger between Afric Oil (Pty) Ltd and Part of the business of Big Real Investments (Pty) Ltd		
665	88	40346	665	88	40346
Competition Tribunal :Notification of decision to approve merger between Nissan Motor Co. Limited and Mitsubishi Motors Corporation.....			Competition Tribunal :Notification of decision to approve merger between Nissan Motor Co. Limited and Mitsubishi Motors Corporation.....		
666	89	40346	666	89	40346
Competition Tribunal :Notification of decision to approve merger between Public Investment Corporation Ltd, Business Venture Investments No. 1963 (RF) (Pty) Ltd and Sub-Saharan Industrial Holdings (Pty) Ltd.....			Competition Tribunal :Notification of decision to approve merger between Public Investment Corporation Ltd, Business Venture Investments No. 1963 (RF) (Pty) Ltd and Sub-Saharan Industrial Holdings (Pty) Ltd.....		
667	89	40346	667	89	40346
Competition Tribunal :Notification of decision to approve merger between Tradehold Limited and Imbali Props 21 Proprietary Limited, Saddle Path Props 69 Proprietary Limited and Collins Property Projects Proprietary Limited.....			Competition Tribunal :Notification of decision to approve merger between Tradehold Limited and Imbali Props 21 Proprietary Limited, Saddle Path Props 69 Proprietary Limited and Collins Property Projects Proprietary Limited.....		
668	90	40346	668	90	40346
Competition Tribunal :Notification of complaint referral.....			Competition Tribunal :Notification of complaint referral.....		
669	90	40346	669	90	40346
Competition Tribunal :Notification of decision to approve merger between Business Venture Investments No. 1953 Proprietary Limited and Uni-Span Holdings Proprietary Limited, Concord Cranes Proprietary Limited, Uvundlu Investments Proprietary Limited and Prowalco Proprietary Limited.			Competition Tribunal :Notification of decision to approve merger between Business Venture Investments No. 1953 Proprietary Limited and Uni-Span Holdings Proprietary Limited, Concord Cranes Proprietary Limited, Uvundlu Investments Proprietary Limited and Prowalco Proprietary Limited.		
670	91	40346	670	91	40346
Competition Tribunal :Notification of decision to approve merger between Imerys Sa (Pty) Ltd and Andalusite Resources (Pty) Ltd.....			Competition Tribunal :Notification of decision to approve merger between Imerys Sa (Pty) Ltd and Andalusite Resources (Pty) Ltd.....		
Electoral Commission			Verkiesingskommissie		
696	4	40365	696	4	40365
Local Government: Municipal Electoral Act (27/2000) :Municipal By-elections-9 November 2016: Official list of voting stations			Local Government: Municipal Electoral Act (27/2000) :Municipal By-elections-9 November 2016: Official list of voting stations.....		
Energy, Department of			Energie, Departement van		
679	78	40359	679	78	40359
National Energy Regulator Act (40/2004) :NERSA: Regulatory Reporting Manual Volume 1: General Regulatory Reporting Procedures and Administrative Matters: Version 2.....			National Energy Regulator Act (40/2004) :NERSA: Regulatory Reporting Manual Volume 1: General Regulatory Reporting Procedures and Administrative Matters: Version 2.....		
Independent Communications Authority of South Africa			Onafhanklike Kommunikasie-owerheid van Suid-Afrika		
676	4	40353	676	4	40353
Electronic Communications Act (36/2005) :Application for the amendment of an individual commercial television broadcasting service licence by e.tv (Pty) Ltd.....			Electronic Communications Act (36/2005) :Application for the amendment of an individual commercial television broadcasting service licence by e.tv (Pty) Ltd.....		
695	4	40360	695	4	40360
Electronic Communications Act (36/2005) :Applications for transfer of an individual electronic communications network service and individual electronic communications service licences from Comit Technologies CC to GNIC-SA (Pty) Ltd			Electronic Communications Act (36/2005) :Applications for transfer of an individual electronic communications network service and individual electronic communications service licences from Comit Technologies CC to GNIC-SA (Pty) Ltd		

No.	Page No.	Gazette No.	No.	Page No.	Gazette No.
Justice and Constitutional Development, Department of			Justisie en Staatkundige Ontwikkeling, Departement van		
671 Promotion of Access to Information Act, 2000 :Limpopo Provincial Government: Department of Transport.....	92	40346	671 Promotion of Access to Information Act, 2000 :Limpopo Provincial Government: Department of Transport.....	92	40346
672 Promotion of Access to Information Act, 2000 :Department of Agriculture, Forestry and Fisheries	95	40346	672 Promotion of Access to Information Act, 2000 :Department of Agriculture, Forestry and Fisheries	95	40346
Labour, Department of			Arbeid, Departement van		
680 Labour Relations Act (66/1995) :Notice CCMA Case Number WECT17985-15.....	110	40359	680 Labour Relations Act (66/1995) :Notice CCMA Case Number WECT17985-15.....	110	40359
681 Labour Relations Act (66/1995) (as amended) :Accreditation of the Bargaining Councils.....	111	40359	681 Labour Relations Act (66/1995) (as amended) :Accreditation of the Bargaining Councils.....	111	40359
Office of the Public Service Commission			Kantoor van die Staatsdienskommissie		
682 Public Service Commission Act, 1997 :Public service commission rules on referral and investigation of grievances of employees in public service.....	116	40359	682 Public Service Commission Act, 1997 :Public service commission rules on referral and investigation of grievances of employees in public service.....	116	40359
Rural Development and Land Reform, Department of			Landelike Ontwikkeling en Grondhervorming, Departement van		
673 Land Reform (Labour Tenants) Act 3 of 1996 :Various Properties	101	40346	673 Land Reform (Labour Tenants) Act 3 of 1996 :Various Properties	101	40346
683 Restitution of Land Rights Act (22/1994) :Remainder of Erf 504, Kraaifontein, City of Cape Town.....	150	40359	683 Restitution of Land Rights Act (22/1994) :Remainder of Erf 504, Kraaifontein, City of Cape Town.....	150	40359
684 Restitution of Land Rights Act (22/1994) :Erf 10, Helpmekaar, which was an undivided portion of Erf 353, Tulbagh.....	151	40359	684 Restitution of Land Rights Act (22/1994) :Erf 10, Helpmekaar, which was an undivided portion of Erf 353, Tulbagh.....	151	40359
685 Land Rights Act (22/1994) :Erf 557, in Firgrove, City of Cape Town.....	152	40359	685 Land Rights Act (22/1994) :Erf 557, in Firgrove, City of Cape Town.....	152	40359
686 Land Rights Act (22/1994) :Erf 686, in Noordhoek City of Cape Town	153	40359	686 Land Rights Act (22/1994) :Erf 686, in Noordhoek City of Cape Town	153	40359
687 Restitution of Land Rights Act (22/1994) :Erf 82472, Retreat, City of Cape Town	154	40359	687 Restitution of Land Rights Act (22/1994) :Erf 82472, Retreat, City of Cape Town	154	40359
688 Restitution of Land Rights Act (22/1994) as amended :Portion 17 of Farm 291, in Grabouw	155	40359	688 Restitution of Land Rights Act (22/1994) as amended :Portion 17 of Farm 291, in Grabouw	155	40359
689 Restitution of Land Rights Act (22/1994) as amended :Erf 21925, Kensington, City of Cape Town.....	156	40359	689 Restitution of Land Rights Act (22/1994) as amended :Erf 21925, Kensington, City of Cape Town.....	156	40359
690 Restitution of Land Rights Act (22/1994) as amended :Erf 6305, Stellenbosch.....	157	40359	690 Restitution of Land Rights Act (22/1994) as amended :Erf 6305, Stellenbosch.....	157	40359
691 Restitution of Land Rights Act (22/1994) as amended :District Six and Cape Town .	158	40359	691 Restitution of Land Rights Act (22/1994) as amended :District Six and Cape Town .	158	40359
Tourism, Department of			Toerisme, Departement van		
674 Promotion of Access to Information Act (2/2000) :In terms of section 14: Manual for the Department of Tourism	188	40346	674 Promotion of Access to Information Act (2/2000) :In terms of section 14: Manual for the Department of Tourism	188	40346
Trade and Industry, Department of			Handel en Nywerheid, Departement van		
677 Broad-Based Black Economic Empowerment Amendment Act (46/2013) :African Exploration mining and finance corporation facilitators status	4	40354	677 Broad-Based Black Economic Empowerment Amendment Act (46/2013) :African Exploration mining and finance corporation facilitators status	4	40354

No.	Page No.	Gazette No.	No.	Page No.	Gazette No.
Transport, Department of			Vervoer, Departement van		
675 Air Service Licensing Act (115/1990) :Application for the grant or amendment of domestic air service licence	229	40346	675 Air Service Licensing Act (115/1990) :Application for the grant or amendment of domestic air service licence	229	40346
692 International Air Service Act (60/1993) :Grant/amendment of international air service licence	159	40359	692 International Air Service Act (60/1993) :Grant/amendment of international air service licence	159	40359
693 Air Service Licensing Act (115/1990) :Application for the grant or amendment of domestic air service licence	160	40359	693 Air Service Licensing Act (115/1990) :Application for the grant or amendment of domestic air service licence	160	40359
694 Directorate: Internal Communication :Draft Language Policy of the Department of Transport.....	161	40359	694 Directorate: Internal Communication :Draft Language Policy of the Department of Transport.....	161	40359
BOARD NOTICE			RAADSKENNISGEWINGS		
163 Landscape Architectural Profession Act (45/2000) :Draft for public comment: Procedure for the Nomination of Council Members (Revision 1).....	230	40346	163 Landscape Architectural Profession Act (45/2000) :Draft for public comment: Procedure for the Nomination of Council Members (Revision 1).....	230	40346
164 Accounting Standards Boards :Invitation to comment on exposure drafts: Exposure Drafts 151 to 153	231	40346	164 Accounting Standards Boards :Invitation to comment on exposure drafts: Exposure Drafts 151 to 153	231	40346
165 South African Council for the Architectural Profession Act (44/2000) :Proposed rules for investigations, disciplinary hearings and appeals: Call for public comment.....	232	40346	165 South African Council for the Architectural Profession Act (44/2000) :Proposed rules for investigations, disciplinary hearings and appeals: Call for public comment.....	232	40346
166 Property Valuers Profession Act (47/2000) :Rules for the Property Valuers Profession-Act, 2008, Sixth Amendment	171	40359	166 Property Valuers Profession Act (47/2000) :Rules for the Property Valuers Profession-Act, 2008, Sixth Amendment.....	171	40359

IMPORTANT NOTICE:

THE GOVERNMENT PRINTING WORKS WILL NOT BE HELD RESPONSIBLE FOR ANY ERRORS THAT MIGHT OCCUR DUE TO THE SUBMISSION OF INCOMPLETE / INCORRECT / ILLEGIBLE COPY.

No FUTURE QUERIES WILL BE HANDLED IN CONNECTION WITH THE ABOVE.

Contents

<i>No.</i>		<i>Gazette No.</i>	<i>Page No.</i>
GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS			
Agriculture, Department of/ Landbou, Departement van			
1315	North West Agricultural Bank Act (14/1981): North West Agricultural Bank Amendment Bill, 2016.....	40375	19
Basic Education, Department of/ Basiese Onderwys, Departement van			
1316	National Education Policy Act (27/1996): Call for written submissions from stakeholder bodies and members of the public on the draft policy for the provision of quality education and support for children with severe to profound intellectual disability	40375	48
Higher Education and Training, Department of/ Hoër Onderwys en Opleiding, Departement van			
1317	Skills Development Act (97/1998), as amended: Call for nominations for the appointment of the chairperson of the accounting authority for the Food and Beverages Sector Education and Training Authority (FOODBEV-SETA) for the term ending 31 March 2018	40375	50
Home Affairs, Department of/ Binnelandse Sake, Departement van			
1318	The Birth and Deaths Registration Act (51/1992): Alteration of surnames in terms of section 26.....	40375	51
1319	The Births and Deaths Registration Act (51/1992): Alteration of surnames in terms of section 26.....	40375	76
International Relations and Cooperations, Department of/ Internasionale Betrekkinge en Samewerking, Departement van			
1320	Diplomatic Immunities and Privileges Act (37/2001): Host Agreement between the African Union and the Government of the Republic of South Africa on the establishment of the Headquarters of the African Commission of Nuclear Energy (AFCONe) in the Republic of South Africa.....	40375	83
Justice and Constitutional Development, Department of/ Justisie en Staatkundige Ontwikkeling, Departement van			
1321	Small Claims Courts Act (61/1984): Establishment of a small claims court for the area of Wepener	40375	106
1322	Small Claims Courts Act (61/1984): Establishment of a small claims court for the area of Galeshewe	40375	107
1323	Small Claims Courts Act (61/1984): Establishment of a small claims court for the area of Tsomo	40375	108
Rural Development and Land Reform, Department of/ Landelike Ontwikkeling en Grondhervorming, Departement van			
1324	Restitution of Land Rights Act (22/1994): Upper Tabase Location No. 5.....	40375	109
1325	Correction Notice: Portions of Farm Kalkfontein 859 LS.....	40375	110
1326	Restitution of Land Rights Act (22/1994): Taweni Location	40375	112
1327	Restitution of Land Rights Act (22/1994): Farm 67, Farm 69, Farm 70 and Portion 4 of Farm No. 379.....	40375	113
1328	Restitution of Land Rights Act (22/1994): Unsurveyed and unregistered land	40375	114
1329	Restitution of Land Rights Act (22/1994) as amended: Erf 856, in Kubusi Location	40375	115
1330	Correction Notice: Remaining extent of Portion 2 of the Farm Rietfontein 34 KS	40375	116
1331	Correction Notice: Portion 1 of the farm Zwartkrans 38 KS	40375	117
1332	Land Reform (Labour Tenants) Act (3/1996): Portion 5 of Tweefontein 541 JR.....	40375	118
1333	Land Reform (Labour Tenants) Act (3/1996): Portion 24 of the Farm Vlakfontein 523 JR.....	40375	119
South African Revenue Service/ Suid-Afrikaanse Inkomstediens			
1334	Tax Administration Act (28/2011): Duty to keep the records, books of account or documents in terms of section 29 of the Act.....	40375	120
1334	Wet op Belastingadministrasie (28/2011): Plig om die rekords, rekeningkundige rekeninge of dokumente te hou ingevolge artikel 29 van die wet.....	40375	125
Trade and Industry, Department of/ Handel en Nywerheid, Departement van			
1335	Co-operatives Act, 2005: Co-operatives that have been removed from the register	40375	133
1336	Co-operatives Act, 2005: Co-operatives to be removed from the register	40375	134
1337	Co-operatives Act, 2005: Co-operatives to be removed from the register	40375	135
1338	Co-operatives Act, 2005: Co-operatives that have been removed from the register	40375	136
1339	Broad-Based Black Economic Empowerment Amendment Act (53/2003): Codes of good practice on Broad-Based Black Economic Empowerment.....	40375	137
Water and Sanitation, Department of/ Water en Sanitasie, Departement van			
1340	The National Water Act (36/1998): Intention to disestablish Lebalelo Water User Association (LWUA) and incorporate it into Lepelle Northern Water (LNW) in terms of section 96 (2) of the Act	40375	264
1341	Water Research Act (34/1971): Water Research Fund—Rates and Charges: Increase of 5.8%.....	40375	265

1341	Watervorsingswet (34/1971): Watervorsingsfonds—Belastings en Vorderings: Verhoging van 5.8%.....	40375	267
------	--	-------	-----

GENERAL NOTICES • ALGEMENE KENNISGEWINGS

Economic Development Department/ Ekonomiese Ontwikkeling Departement

700	International Trade Administration Commission of South Africa: Application for safeguard measures in terms of article 16 of the TDCA on frozen bone-in portions of fowls of the species gallus domesticus: Recommendation to the Minister of Trade and Industry.....	40375	269
-----	--	-------	-----

Independent Communications Authority of South Africa/ Onafhanklike Kommunikasie-owerheid van Suid-Afrika

701	Electronic Communications Act (36/2005): Applications for the transfer of licences from Omnilink (Pty) Ltd to Veritech Communications (Pty) Ltd.....	40375	271
702	Electronic Communications Act (36/2005): Applications for the transfer of licences from Rapid Link (Pty) Ltd to Mzansi J Mobile (Pty) Ltd	40375	272

Justice and Constitutional Development, Department of/ Justisie en Staatskundige Ontwikkeling, Departement van

703	Promotion of Access to Information Act (2/2000): Description submitted in terms of section 15(1): Limpopo Provincial Government: Department of Public Works, Roads and Infrastructure	40375	273
704	Promotion of Access to Information Act (2/2000): Description submitted in terms of section 15(1)	40375	276
705	Promotion of Access to Information Act (2/2000): Description in terms of section 15(1): KwaZulu-Natal Provincial Government: Department of Arts and Recreation.....	40375	281

Rural Development and Land Reform, Department of/ Landelike Ontwikkeling en Grondhervorming, Departement van

706	Restitution of Land Rights Act (22/1994) as amended: Various properties	40375	292
-----	---	-------	-----

Statistics South Africa/ Statistieke Suid-Afrika

707	Statistics South Africa: Consumer Price Index: September 2016	40375	293
-----	---	-------	-----

Trade and Industry, Department of/ Handel en Nywerheid, Departement van

708	Broad-Based Black Economic Empowerment Act (46/2013): Empowering supplier status	40375	293
709	Income Tax Act (58/1962) as amended: Section 12I Tax Allowance Programme: Vopak Durban Terminal (Pty) Ltd	40375	294
710	Income Tax Act (58/1962) as amended: Section 12I Tax Allowance Programme: Safripol (Pty) Ltd	40375	295
711	Income Tax Act (58/1962): Section 12I Tax Allowance Programme: KAP Diversified Industrial (Pty) Ltd.....	40375	296
712	Income Tax Act (58/1962) as amended: Section 12I Tax Allowance Programme: Tongaat Hullett Limited	40375	297
713	Income Tax Act (58/1962): Section 12I Tax Allowance Programme: Fruitways Packing Services (Pty) Ltd.....	40375	298
714	Income Tax Act (58/1962): Section 12I Tax Allowance Programme: Mpack Versapak (Pty) Ltd.....	40375	299
715	Income Tax Act (58/1962): Section 12I Tax Allowance Programme: KAP Bedding (Pty) Ltd.....	40375	300
716	Income Tax Act (58/1962): Section 12I Tax Allowance Programme: Kansai Plascon (Pty) Ltd.....	40375	301

Transport, Department of/ Vervoer, Departement van

717	International Air Service Act (60/1993): Grant/Amendment of International Air Service License.....	40375	302
718	Air Service Licensing Act (115/1990): Application for the Grant or amendment of Domestic Air Service Licence ...	40375	303

BOARD NOTICES • RAADSKENNISGEWINGS

167	Road Accident Fund Act (56/1996): Adjustment of statutory limit in respect of claims for loss of income and loss of support.....	40375	304
167	Padongelukfondswet (56/1996): Aanpassing van statutêre limiet ten opsigte van eise vir verlies aan inkomste en onderhoud.....	40375	304
168	Financial Markets Act, 2012: Amendments to the JSE Equities Rules.....	40375	305
169	Financial Markets Act, 2012: The JSE Derivatives Rules — Registered officers and JSE Interest Rate and currency derivatives market rules — Registered officers.....	40375	306

IMPORTANT ANNOUNCEMENT

Closing times **PRIOR TO PUBLIC HOLIDAYS** *for*
**GOVERNMENT NOTICES, GENERAL NOTICES,
 REGULATION NOTICES AND PROCLAMATIONS** **2016**

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

- **16 March**, Wednesday for the issue of Thursday **24 March 2016**
- **23 March**, Wednesday for the issue of Friday **1 April 2016**
- **21 April**, Thursday for the issue of Friday **29 April 2016**
- **28 April**, Thursday for the issue of Friday **6 May 2016**
- **9 June**, Thursday for the issue of Friday **17 June 2016**
- **4 August**, Thursday for the issue of Friday **12 August 2016**
- **8 December**, Thursday for the issue of Thursday **15 December 2016**
- **22 December**, Thursday for the issue of Friday **30 December 2016**
- **29 December**, Thursday for the issue of Friday **6 January 2017**

BELANGRIKE AANKONDIGING

Sluitingstye **VOOR VAKANSIEDAE** *vir*
**GOEWERMENTS-, ALGEMENE- & REGULASIE-
 KENNISGEWINGS ASOOK PROKLAMASIES** **2016**

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

- **16 Maart**, Woensdag vir die uitgawe van Donderdag **24 April 2016**
- **23 Maart**, Woensdag vir die uitgawe van Vrydag **1 April 2016**
- **21 April**, Donderdag vir die uitgawe van Vrydag **29 April 2016**
- **28 April**, Donderdag vir die uitgawe van Vrydag **6 Mei 2016**
- **9 Junie**, Donderdag vir die uitgawe van Vrydag **17 Junie 2016**
- **4 Augustus**, Donderdag vir die uitgawe van Vrydag **12 Augustus 2016**
- **8 Desember**, Donderdag vir die uitgawe van Donderdag **15 Desember 2016**
- **22 Desember**, Donderdag vir die uitgawe van Vrydag **30 Desember 2016**
- **29 Desember**, Donderdag vir die uitgawe van Vrydag **6 Januarie 2017**

LIST OF TARIFF RATES FOR PUBLICATION OF NOTICES

COMMENCEMENT: 1 APRIL 2016

NATIONAL AND PROVINCIAL

Notice sizes for National, Provincial & Tender gazettes 1/4, 2/4, 3/4, 4/4 per page. Notices submitted will be charged at R1000 per full page, pro-rated based on the above categories.

Pricing for National, Provincial - Variable Priced Notices		
Notice Type	Page Space	New Price (R)
Ordinary National, Provincial	1/4 - Quarter Page	250.00
Ordinary National, Provincial	2/4 - Half Page	500.00
Ordinary National, Provincial	3/4 - Three Quarter Page	750.00
Ordinary National, Provincial	4/4 - Full Page	1000.00

EXTRA-ORDINARY

All Extra-ordinary National and Provincial gazette notices are non-standard notices and attract a variable price based on the number of pages submitted.

The pricing structure for National and Provincial notices which are submitted as **Extra ordinary submissions** will be charged at **R3000** per page.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

The **Government Printing Works (GPW)** has established rules for submitting notices in line with its electronic notice processing system, which requires the use of electronic *Adobe Forms*. Please ensure that you adhere to these guidelines when completing and submitting your notice submission.

CLOSING TIMES FOR ACCEPTANCE OF NOTICES

1. The *Government Gazette* and *Government Tender Bulletin* are weekly publications that are published on Fridays and the closing time for the acceptance of notices is strictly applied according to the scheduled time for each gazette.
2. Please refer to the Submission Notice Deadline schedule in the table below. This schedule is also published online on the Government Printing works website www.gpwonline.co.za

All re-submissions will be subject to the standard cut-off times.

All notices received after the closing time will be rejected.

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
National Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 12h00 - 3 days prior to publication
Regulation Gazette	Weekly	Friday	Friday 15h00, to be published the following Friday	Tuesday, 12h00 - 3 days prior to publication
Petrol Price Gazette	As required	First Wednesday of the month	One week before publication	3 days prior to publication
Road Carrier Permits	Weekly	Friday	Thursday 15h00, to be published the following Friday	3 days prior to publication
Unclaimed Monies (justice, labour or lawyers)	January / As required 2 per year	Any	15 January / As required	3 days prior to publication
Parliament (acts, white paper, green paper)	As required	Any		3 days prior to publication
Manuals	As required	Any	None	None
State of Budget (National Treasury)	Monthly	Any	7 days prior to publication	3 days prior to publication
Legal Gazettes A, B and C	Weekly	Friday	One week before publication	Tuesday, 12h00 - 3 days prior to publication
Tender Bulletin	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 12h00 - 3 days prior to publication
Gauteng	Weekly	Wednesday	Two weeks before publication	3 days after submission deadline
Eastern Cape	Weekly	Monday	One week before publication	3 days prior to publication
Northern Cape	Weekly	Monday	One week before publication	3 days prior to publication
North West	Weekly	Tuesday	One week before publication	3 days prior to publication
KwaZulu-Natal	Weekly	Thursday	One week before publication	3 days prior to publication
Limpopo	Weekly	Friday	One week before publication	3 days prior to publication
Mpumalanga	Weekly	Friday	One week before publication	3 days prior to publication
Gauteng Liquor License Gazette	Monthly	Wednesday before the First Friday of the month	Two weeks before publication	3 days after submission deadline
Northern Cape Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 days after submission deadline
National Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 days after submission deadline
Mpumalanga Liquor License Gazette	2 per month	Second & Fourth Friday	One week before	3 days prior to publication

GOVERNMENT PRINTING WORKS - BUSINESS RULES**NOTICE SUBMISSION PROCESS**

3. Download the latest *Adobe* form, for the relevant notice to be placed, from the **Government Printing Works** website www.gpwonline.co.za.
4. The *Adobe* form needs to be completed electronically using *Adobe Acrobat / Acrobat Reader*. Only electronically completed *Adobe* forms will be accepted. No printed, handwritten and/or scanned *Adobe* forms will be accepted.
5. The completed electronic *Adobe* form has to be submitted via email to submit.egazette@gpw.gov.za. The form needs to be submitted in its original electronic *Adobe* format to enable the system to extract the completed information from the form for placement in the publication.
6. Each notice submission should be sent as a single email. The email should contain **all documentation relating to a particular notice submission**, each as a separate attachment:
 - 6.1. Electronically completed *Adobe* form, specific to the type of notice that is to be placed.
 - 6.1.1. For National *Government Gazette* or *Provincial Gazette* notices, the notices must be accompanied by an electronic Z95 or Z95Prov *Adobe* form
 - 6.1.2. The notice content (body copy) **MUST** be a separate attachment.
 - 6.2. Proof of Payment / Purchase Order: **Government Printing Works** account customer must include a copy of their Purchase Order. **Non-Government Printing Works** account customer needs to submit the proof of payment for the notice
 - 6.3. Where separate notice content is applicable (Z95, Z95 Prov and TForm 3, it should also be attached as a separate attachment. (See specifications below, point 11).
 - 6.4. Any additional notice information if applicable.
7. The electronic *Adobe* form will be taken as the primary source for the notice information to be published. Instructions that are on the email body or covering letter that contradicts the notice form content will not be considered. The information submitted on the electronic *Adobe* form will be published as-is.
8. To avoid duplicated publication of the same notice and double billing, Please submit your notice **ONLY ONCE**.
9. Notices brought to **GPW** by "walk-in" customers on electronic media can only be submitted in *Adobe* electronic form format. All "walk-in" customers with notices that are not on electronic *Adobe* forms will be routed to the Contact Centre where they will be assisted to complete the forms in the required format.
10. Should a customer submit a bulk submission of hard copy notices delivered by a messenger on behalf of any organisation e.g. newspaper publisher, the messenger will be referred back to the sender as the submission does not adhere to the submission rules.

GOVERNMENT PRINTING WORKS - BUSINESS RULES**COPY (SEPARATE NOTICE CONTENT DOCUMENT)**

11. Where the copy is part of a separate attachment document for Z95, Z95Prov and TForm03
 - 11.1. Copy of notices must be supplied in a separate document and may not constitute part of any covering letter, purchase order, proof of payment or other attached documents.

The content document should contain only one notice. (You may include the different translations of the same notice in the same document).
 - 11.2. The notice should be set on an A4 page, with margins and fonts set as follows:

Page size = A4 Portrait with page margins: Top = 40mm, LH/RH = 16mm, Bottom = 40mm;
Use font size: Arial or Helvetica 10pt with 11pt line spacing;

Page size = A4 Landscape with page margins: Top = 16mm, LH/RH = 40mm, Bottom = 16mm;
Use font size: Arial or Helvetica 10pt with 11pt line spacing;

CANCELLATIONS

12. Cancellation of notice submissions are accepted by **GPW** according to the deadlines stated in the table above in point 2. Non-compliance to these deadlines will result in your request being failed. Please pay special attention to the different deadlines for each gazette. Please note that any notices cancelled after the cancellation deadline will be published and charged at full cost.
13. Requests for cancellation must be sent by the original sender of the notice and must accompanied by the relevant notice reference number (N-) in the email body.

AMENDMENTS TO NOTICES

14. With effect from 01 October 2015, **GPW** will not longer accept amendments to notices. The cancellation process will need to be followed according to the deadline and a new notice submitted thereafter for the next available publication date.

REJECTIONS

15. All notices not meeting the submission rules will be rejected to the customer to be corrected and resubmitted. Assistance will be available through the Contact Centre should help be required when completing the forms. (012-748 6200 or email info.egazette@gpw.gov.za). Reasons for rejections include the following:
 - 15.1. Incorrectly completed forms and notices submitted in the wrong format, will be rejected.
 - 15.2. Any notice submissions not on the correct *Adobe* electronic form, will be rejected.
 - 15.3. Any notice submissions not accompanied by the proof of payment / purchase order will be rejected and the notice will not be processed.
 - 15.4. Any submissions or re-submissions that miss the submission cut-off times will be rejected to the customer. The Notice needs to be re-submitted with a new publication date.

GOVERNMENT PRINTING WORKS - BUSINESS RULES**APPROVAL OF NOTICES**

16. Any notices other than legal notices are subject to the approval of the Government Printer, who may refuse acceptance or further publication of any notice.
17. No amendments will be accepted in respect to separate notice content that was sent with a Z95 or Z95Prov notice submissions. The copy of notice in layout format (previously known as proof-out) is only provided where requested, for Advertiser to see the notice in final Gazette layout. Should they find that the information submitted was incorrect, they should request for a notice cancellation and resubmit the corrected notice, subject to standard submission deadlines. The cancellation is also subject to the stages in the publishing process, i.e. If cancellation is received when production (printing process) has commenced, then the notice cannot be cancelled.

GOVERNMENT PRINTER INDEMNIFIED AGAINST LIABILITY

18. The Government Printer will assume no liability in respect of—
 - 18.1. any delay in the publication of a notice or publication of such notice on any date other than that stipulated by the advertiser;
 - 18.2. erroneous classification of a notice, or the placement of such notice in any section or under any heading other than the section or heading stipulated by the advertiser;
 - 18.3. any editing, revision, omission, typographical errors or errors resulting from faint or indistinct copy.

LIABILITY OF ADVERTISER

19. Advertisers will be held liable for any compensation and costs arising from any action which may be instituted against the Government Printer in consequence of the publication of any notice.

CUSTOMER INQUIRIES

Many of our customers request immediate feedback/confirmation of notice placement in the gazette from our Contact Centre once they have submitted their notice – While **GPW** deems it one of their highest priorities and responsibilities to provide customers with this requested feedback and the best service at all times, we are only able to do so once we have started processing your notice submission.

GPW has a 2-working day turnaround time for processing notices received according to the business rules and deadline submissions.

Please keep this in mind when making inquiries about your notice submission at the Contact Centre.

20. Requests for information, quotations and inquiries must be sent to the Contact Centre ONLY.
21. Requests for Quotations (RFQs) should be received by the Contact Centre at least **2 working days** before the submission deadline for that specific publication.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

PAYMENT OF COST

22. The Request for Quotation for placement of the notice should be sent to the Gazette Contact Centre as indicated above, prior to submission of notice for advertising.
23. Payment should then be made, or Purchase Order prepared based on the received quotation, prior to the submission of the notice for advertising as these documents i.e. proof of payment or Purchase order will be required as part of the notice submission, as indicated earlier.
24. Where there is any doubt about the cost of publication of a notice, and in the case of copy, an enquiry, accompanied by the relevant copy, should be addressed to the Gazette Contact Centre, **Government Printing Works**, Private Bag X85, Pretoria, 0001 email: info.egazette@gpw.gov.za before publication.
25. Overpayment resulting from miscalculation on the part of the advertiser of the cost of publication of a notice will not be refunded, unless the advertiser furnishes adequate reasons why such miscalculation occurred. In the event of underpayments, the difference will be recovered from the advertiser, and future notice(s) will not be published until such time as the full cost of such publication has been duly paid in cash or electronic funds transfer into the **Government Printing Works** banking account.
26. In the event of a notice being cancelled, a refund will be made only if no cost regarding the placing of the notice has been incurred by the **Government Printing Works**.
27. The **Government Printing Works** reserves the right to levy an additional charge in cases where notices, the cost of which has been calculated in accordance with the List of Fixed Tariff Rates, are subsequently found to be excessively lengthy or to contain overmuch or complicated tabulation.

PROOF OF PUBLICATION

28. Copies of any of the *Government Gazette* or *Provincial Gazette* can be downloaded from the **Government Printing Works** website www.gpwonline.co.za free of charge, should a proof of publication be required.
29. Printed copies may be ordered from the Publications department at the ruling price. The **Government Printing Works** will assume no liability for any failure to post or for any delay in despatching of such *Government Gazette(s)*.

GOVERNMENT PRINTING WORKS CONTACT INFORMATION

Physical Address:

Government Printing Works
149 Bosman Street
Pretoria

Postal Address:

Private Bag X85
Pretoria
0001

GPW Banking Details:

Bank: ABSA Bosman Street
Account No.: 405 7114 016
Branch Code: 632-005

For Gazette and Notice submissions: Gazette Submissions:

For queries and quotations, contact: Gazette Contact Centre:

E-mail: submit.egazette@gpw.gov.za

E-mail: info.egazette@gpw.gov.za

Tel: 012-748 6200

Contact person for subscribers: Mrs M. Toka:

E-mail: subscriptions@gpw.gov.za

Tel: 012-748-6066 / 6060 / 6058

Fax: 012-323-9574

GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF AGRICULTURE

NO. 1315

28 OCTOBER 2016

**NORTH WEST AGRICULTURAL BANK
AMENDMENT BILL, 2016**

—————
(As introduced in the Provincial Legislature)
(The English text is the official text of the Bill)
—————

(MEMBER OF THE EXECUTIVE COUNCIL FOR READ)

GENERAL EXPLANATORY NOTE:

[] Words in bold type in square brackets indicate omissions from existing enactments
_____ Words underlined with a solid line indicate insertions in existing enactments

BILL

To amend the North West Agricultural Bank Act Act, 1981, so as to effect textual amendments; to insert new definitions and new provisions; and to provide for matters connected therewith.

BE IT ENACTED by the Provincial Legislature of the North West Province, as follows:-

Amendment of long title of Act 14 of 1981

1. The long title of the North West Agricultural Bank Act Act, 1981 (Act No. 14 of 1981), hereinafter referred to as the principal Act, is hereby amended by the substitution of the following long title –

“To establish the North West Agricultural [Bank] Fund for the purpose of promoting the agricultural, pastoral, agro-economic and rural development of the North West Province, to this end to render financial assistance in and in connection with farming, agricultural operations and activities and rural development or related enterprises, and to provide for incidental matters.”.

Amendment of section 2 Act 14 of 1981

2. Section 1 of the principal Act is hereby amended –

(a) by the substitution for the definition of “agent” of the following definition:

““agent” means any person who in terms of section 45 acts as or is appointed as an agent of the [Bank] Fund;

(b) by the substitution for the definition of “Bank” of the following definition:

““[Bank] Fund” means the North West Agricultural [Bank] Fund established by section 3;

(c) by the substitution for the definition of “company” of the following definition:

““company” means a company as defined in the Companies Act, [1973 (Act 61 of 1973)] 2008 (Act No. 71 of 2008), and includes a foreign company;

(d) by the substitution for the definition of “Constitution” of the following definition:

““Constitution” means the Republic of South Africa Constitution, [1993 (Act 200 of 1993)] 1996;

(e) by the substitution for the definition of “**co-operative**” of the following definition:

“**co-operative**” means [any primary, secondary or federal] a co-operative [registered or deemed to be registered as such in terms] as defined in section 1 of the Co-operative Act, [1977 (Act 20 of 1977)] 2005 (Act No. 14 of 2005);

(f) by the substitution for the definition of “Executive Officer” of the following definition:

“**Executive Officer**” means the Executive Officer appointed for the [Bank] Fund in terms of section 19;

(g) by the substitution for the definition of “financial year” of the following definition:

“**financial year**” means the financial year of the [Bank] Fund which shall be from the first day of April of any year to the [thirty first] 31st day of March of the first following year, both days inclusive;

(h) by the substitution for the definition of “responsible Member” of the following definition:

“**responsible Member**” means the Member of the Executive Council responsible for responsible for Agriculture [and Environmental Affairs]; and

(i) by the substitution for the definition of “seasonal advance” of the following definition:

“**seasonal advance**” means a loan whereby funds may, from time to time during the currency of such loan, be drawn from or repaid to the [Bank] Fund at any particular time during such currency shall not exceed such maximum amount as may be determined by the Board.”.

Amendment of section 3 Act 14 of 1981

3. Section 3 of the principal Act is hereby amended by the substitution of the following section:

“3. Establishment of North West Agricultural [Bank] Fund, its objects, powers, functions and duties.—(1) There is hereby established a [Bank] Fund, to be known as the North West Agricultural [Bank] Fund, for the purpose of promoting the agricultural, pastoral, agro-economic and rural development and the promotion and structuring of related enterprises in the North West in accordance with the provisions of this Act.

(2) The North West Agricultural [Bank] Fund shall, under that name be a body corporate with perpetual succession and, for the purposes of carrying on its business and operations and exercising and performing its powers, functions and duties under this Act, be capable in law of suing and being sued, of purchasing or otherwise acquiring and holding and alienating movable and immovable property and acquiring real or other rights thereto or any interest therein, of entering into contracts and agreements and, generally, of doing and performing such things and acts as bodies corporate may by law do and perform, subject to the provisions of this Act.

(3) The head office of the **[Bank] Fund** shall be situated at Mmabatho.

(4) The **[Bank] Fund** shall be managed, controlled and represented by a board of directors as hereinafter provided, and all acts of such board shall be deemed to be acts of the **[Bank] Fund**.”.

(5) The Fund is a Public Finance Management Act, 1999 (Act No. 1 of 1999) Schedule 3C Public Entity with the Board as its Accounting Authority.

Amendment of section 4 Act 14 of 1981

4. Section 4 of the principal Act is hereby amended by the substitution of the following section:

“4. Constitution of Board of Directors of **[Bank] Fund, appointment and termination of appointment of members of the Board and remuneration of members of the Board.—**

(1) Notwithstanding anything to the contrary contained in this Act, the Board of Directors of the **[Bank] Fund** shall consist of—

(a)(i) a chairperson; and

(b)(ii) not less than five and not more than ten additional members, duly appointed in terms of this section; and

(c) an officer in the employment of the **[Bank] Fund**.

(2) The members of the Board shall be appointed by the responsible Member for such period (which shall not exceed three years) and on such terms and conditions as he or she may in respect of each such member determine: Provided that no person shall, subject to the provisions of section 5, be appointed as chairperson of the **[Bank] Fund** for a period of less than three years.

(3) Notwithstanding the preceding provisions of this section, the term of office of the members of the Board may, before the expiration thereof, be terminated by the responsible Member in the circumstances and manner contemplated by section 5; or

(4) Any member of the Board whose term of office has expired, shall be eligible for re-appointment.

(5) The chairperson, additional members of the Board shall be paid such remuneration and allowances and be entitled to such benefits and perquisites as the Board in concurrence with the responsible Member may from time to time determine: Provided that the said remuneration, allowances, benefits and perquisites so determined in respect of a particular chairperson or a particular additional member shall not be reduced or adversely affected during his or her term of office, except under authority of the Law of the Provincial Legislature specifically adopted for that purpose.”.

Amendment of section 11 of Act 14 of 1981

5. Section 4 of the principal Act is hereby amended by the substitution of the following section:

“**11. Meetings of the Board.**—(1) The meetings of the Board shall be held—

(a) at the head office of the **[Bank] Fund** referred to in section 3 (3), unless the Board decides to hold any particular meeting at some other venue;

(b) on such date and at such time as may be determined by resolution of the Board whenever it is necessary so as to conduct its business and the business of the **[Bank] Fund** expeditiously, but not less than once every three months:

Provided that the first meeting of a newly-constituted Board shall be held at such time and on such date as the responsible Member may by written notice to all members of the Board, determine, which date shall not be later than twenty-one days (Saturdays, Sundays and public holidays excluded) after such constitution of the Board.

(2) The chairperson may at any time call for an extraordinary meeting of the Board if, in his or her opinion it is justified by the circumstances prevailing and shall, upon having been presented with a requisition for that purpose signed by the Executive Officer or by at least two other members of the Board, forthwith call for an extraordinary meeting of the Board, and if the chairperson fails to convene such a lastmentioned meeting within seven days as from such presentation, the Executive Officer or, as the case may be, such two members, may, on the expiration of such seven days, convene an extraordinary meeting.”.

Amendment of section 14(1) of Act 14 of 1981

6. Section 14(1) of the principal Act is hereby amended by the substitution of the following section:

“**14. Pecuniary and other interests of members of the Board in matters dealt with by Board.**—(1) Subject to the provisions of section 4 (6), a member of the Board shall not be present at any meeting of the Board or any committee thereof, nor be present in the room in which such meeting is held, nor in any way whatsoever take part in the proceedings of the Board or such committee, during the discussion of or voting on—

(a) any matter in which he or she has, directly or indirectly, either by himself or herself or through his or her spouse, partner or business associate or through any person related to him or her within the third degree of consanguinity or affinity, any pecuniary interest; or

(b) any intended or pending legal or arbitration proceedings to which the [Bank] Fund is or may become a party and in which any such member has, directly or indirectly, either by himself or herself or through his or her spouse, partner or business associate or through any other person related to him or her within the third degree of consanguinity or affinity, any interest, whether as a party, witness, legal representative or otherwise:

Provided that such a member may, if requested thereto by the Board, be present at such a meeting for the sole purpose of furnishing to the Board, in relation to any matter affected by such interest, such information, particulars or explanations as may be necessary to enable the Board to dispose of the matter in question or to expedite the disposal thereof, whereafter such member shall forthwith leave the meeting in question.”.

Amendment of section 15 of Act 14 of 1981

7. Section 15 of the principal Act is hereby amended by the substitution of the following section:

“**15. Minutes of the Board.**—(1) An officer of the [Bank] Fund appointed in terms of section 19, shall prepare and keep the minutes of the proceedings of every meeting of the Board and cause copies thereof to be circulated to all members of the Board.

(2) Every minute prepared in terms of subsection (1), when signed at a subsequent meeting of the Board by the chairperson or the person acting as chairperson in terms of section 9, shall, in the absence of proof of error therein, be deemed to be a true and correct record of the proceedings which it purports to minute, and shall, at any arbitration proceedings or proceedings before a court of law or administrative tribunal, constitute *prima facie* evidence of the proceedings of the Board and the matters it purports to minute.”.

Amendment of section 17 of Act 14 of 1981

8. Section 17 of the principal Act is hereby amended by the substitution of the following section:

“**17. Committees of Board.**—The Board may, for the purposes of the due and proper exercise and performance of the powers, functions and duties conferred and imposed upon it by or in terms of this Act, by resolution establish committees and appoint as members thereof members of the Board and/or officers of the [Bank] Fund specified in such resolution, and may likewise extend, enlarge, limit or dissolve any committee so established.”.

Amendment of section 19 of Act 14 of 1981

9. Section 19 of the principal Act is hereby amended by the substitution of the following section:

“19. Executive Officer and other staff of [Bank] Fund.—(1) The Board shall appoint a person approved by the responsible Member as Executive Officer of the **[Bank] Fund** and may, for the purposes of the due, proper and effective exercise and performance of the powers, functions, duties, business and operations of the **[Bank] Fund**, appoint such other officers, employees and workmen as it deems necessary, subject to such terms and conditions relating to service, remuneration and perquisites as the Board in consultation with the responsible Member may determine: Provided that the person who, immediately prior to the date of commencement of section 7 of the Agricultural **[Bank] Fund** of Bophuthatswana Amendment Act, 1986, held the appointment of General Manager in terms of this section as it then existed, shall, as from such date, be deemed to hold the appointment of Executive Officer in terms of this section as amended by the said section 7.

(2) (a) The provisions of the Public Service Act, 1934 (Act 103 of 1994), and any regulation, rules and determinations made and in force thereunder, as amended from time to time (excluding any such determination relating to remuneration or any such regulation, rule or determination relating to any term or condition of service which is inconsistent with any term or condition of service determined under subsection (1)), shall *mutatis mutandis* apply in respect of any person appointed under subsection (1) except in so far as the Board in concurrence with the responsible Member has by any staff by-law amended or substituted the said provisions or the firstmentioned regulations, rules or determinations.

(b) In applying the said Act and the regulations, rules and determinations applicable in terms of paragraph (a), the following words occurring therein, namely—

(i) “Public Service”, shall be construed as a reference to the **[Bank] Fund** or the service of or with the **[Bank] Fund** whichever may be appropriate in the context;

(ii) “Government” and “responsible Member” shall be construed as references to the Board;

(iii) “Commission” or “Public Service Commission”, “Secretary” and “head of department” shall be construed as references to the Executive Officer or any other officer of the **[Bank] Fund** acting under the general or specific instructions or authority of the Executive Officer.

(3) Every person appointed in terms of subsection (1) shall, subject to the provisions of this Act, exercise and perform the powers, functions and duties assigned to him or her by the Board or by an officer of the **[Bank] Fund** similarly appointed and authorised thereto by the Board.”.

Amendment of section 20 of Act 14 of 1981

10. Section 20 of the principal Act is hereby amended by the substitution of the following section:

“20. Funds of the [Bank] Fund.—The funds of the [Bank] Fund shall consist of—

- (a) the moneys which, prior to the commencement of this Act, had been appropriated by Provincial Legislature for the purposes and business of an agricultural [Bank] Fund for North West;
- (b) such moneys as may from time to time be appropriated to the [Bank] Fund by Provincial Legislature as part of its funds;
- (c) moneys received by the [Bank] Fund on deposit;
- (d) loans raised or overdrafts obtained from any [Bank] Fund or financial institution registered in the Province or elsewhere;
- (e) moneys invested with the [Bank] Fund by or any loans negotiated by the [Bank] Fund with, other States, international bodies, agencies, institutions or financiers;
- (f) bills or debentures issued by the [Bank] Fund in terms of section 21;
- (g) donations or bequests to the [Bank] Fund accepted by it;
- (h) interest derived from the investment of moneys by the [Bank] Fund in terms of section 29 (3);
- (i) interest, fees, charges and moneys payable to the [Bank] Fund in respect of loans and advances in terms of this Act:

Provided that the acquisition of funds for the [Bank] Fund from abroad or from international sources, as contemplated by paragraphs (d) and (e), shall be subject to the prior written approval of the Member of the Executive Council responsible for Finance and Provincial Expenditure.”.

Deletion of section 21 of Act 14 of 1981

11. Section 21 of the principal Act is hereby deleted.

Amendment of section 22 of Act 14 of 1981

12. Section 22 of the principal Act is hereby amended by the substitution of the following section:

“22. Business of the [Bank] Fund and ancillary powers, functions and objects of [Bank] Fund.—(1) Subject to the provisions of this Act, the business of the [Bank] Fund shall be to provide financial assistance—

- (a) to farmers or clients by means of—
 - (i) long-term loans or advances on first mortgage of immovable property or against such other security as the Board may determine;

(ii) medium-term loans or advances against a hypothec of movable property and, if the Board deems it necessary, such collateral or additional security as the Board may determine; or

(iii) seasonal advances against a pledge of crops growing or to be grown and, if the Board deems it necessary, such additional security as the Board may determine;

(b) to co-operatives, in the form of—

(i) long-term loans or advances on mortgage of immovable property or against such other security and, where applicable, such collateral or additional security, as the Board may determine;

(ii) medium-term loans or advances against a pledge of movable property and, if the Board deems it necessary, such additional security as the Board may determine; or

(iii) seasonal advances for the purchase of production requisites for supply or distribution to members and to finance crops, livestock and produce delivered to the co-operative for marketing under a pool system, or as an agent against a pledge of the said crops, livestock or produce and, if the Board deems it necessary, such additional security as the Board may determine; and

(c) to companies, corporations and other bodies engaged in or concerned with agriculture, the marketing of farm produce or agricultural products or the promotion of agricultural aims or objects approved by the Board, by means of loans or advances for such purposes in connection therewith and for such period and against such security as the Board may determine.

(2) In addition to the business contemplated by subsection (1), the **[Bank] Fund** may

(a) on behalf of the Province approve loans or make advances to farmers or clients;

(b) issue guarantees in the normal course of its business in terms of this Act;

(c) appoint and engage the services of a suitably qualified, specialised and experienced person, company, association of persons, organization or body, to advise the Board in connection with the business, operations and activities of the **[Bank] Fund** and may, unless any such persons are members of the Public Service in terms of the Public Service Act, 1994 (Act 103 of 1994), pay them such remuneration and such allowances in respect of travelling and subsistence expenses incurred, as may be determined by the Board;

(d) offer and operate any current or savings account facilities or any savings scheme and any combined insurance and savings scheme approved by the Board;

(dA) grant loans and make advances to any of the members of its staff appointed in terms of section 19, in accordance with the provisions of the staff by-laws made under section 39A (a);

(e) for the purpose of effecting the discharge of any amount which may be owing to the [Bank] Fund by any debtor at his or her death, and of any additional amount which may be payable in connection therewith, undertake insurance and for the purpose of the insurance so undertaken by it, reinsure itself with any insurer or cause such insurance to be underwritten by any insurer, or may, in lieu of undertaking such firstmentioned insurance, arrange with any insurer to undertake such firstmentioned insurance;

(f) and (g)

[Paras. (f) and (g) deleted by s. 9 (d) of Act No. 23 of 1986.]

(h) act, when directed by the responsible member to do so, as a co-ordinator in all matters; regarding agricultural finance or agro-economics, or rural enterprises, necessary to enhance, promote, foster and protect the interest of the Province in such matters in any international [Bank] Fund ing system; and

(i) generally, perform all such acts and do all such things as may be necessary or incidental for the due and proper exercise and performance of its powers, functions and duties under this Act and the conduct of its business and operations under this Act and the attaining of its purposes and the realisation of its aims and objects as contemplated by this Act.

(3) Furthermore, in addition to the business contemplated in subsections (1) and (2), the Fund may –

(a) initiate, manage, promote and support rural and agricultural development initiatives and projects in the Province;

(b) explore different avenues and consider methods of ensuring food security for the Province;

(c) render technical and financial support and assistance to previously disadvantaged individuals involved in small scale agricultural initiatives in the Province;

(d) facilitate investment in rural and agricultural development in the Province;

(e) provide and encourage the provision of opportunities for persons from disadvantaged communities, to enter and participate in the agricultural industry in the Province;

- (f) address historical imbalances in the provision of infrastructure and in the transfer of skills and resources in the agricultural industry, in the Province; and
- (g) contribute to an enabling environment for job creation in rural and agricultural development in the Province.
- (h) monitor and support rural and agricultural initiatives in the Province;
- (i) provide for efficient support systems for rural and agricultural development in the Province;
- (j) mobilise resources and investment in rural and agricultural development projects targeting previously disadvantaged individuals;
- (k) source funding through any lawful means to finance projects or initiatives aimed at rural and agricultural development in the Province;
- (l) continuously seek, explore and implement new techniques or scientific methods aimed at ensuring food security for the Province;
- (m) provide for skills transfer, capacity building, support and mentorship programmes to previously disadvantaged individuals in rural areas;
- (n) manage programmes aimed at accessing markets to previously disadvantaged individuals in rural areas through strategic partnerships and direct government interventions; and
- (o) perform the functions and carry out the duties and responsibilities imposed by this Act and any other law.”.

Amendment of section 25 of Act 14 of 1981

13. Section 25 of the principal Act is hereby amended by the substitution of the following section:

“25. Execution of certain instruments on behalf of [Bank] Fund, preparation and execution of mortgages, documents of pledge, securities and transfers and exemption from certain duties, fees and charges.—(1) Notwithstanding any provisions to the contrary in any other law—

- (a) any mortgage, document of pledge or other security under this Act, and any transfer of property to which the [Bank] Fund is a party, may be prepared and executed by any officer of the [Bank] Fund appointed by the Board for such purpose and such officer may in regard to such mortgage, document, security or transfer, perform the functions of a conveyancer, irrespective of whether or not he or she has been admitted as such, and all such mortgages, documents, securities and transfer shall, if registrable, be accepted for registration in the deeds registry of the Province;

(b) no stamp duty or transfer duty shall be payable in respect of any transfer of property to the **[Bank] Fund** and no stamp duty or charge or fee of office shall be payable in respect of any document executed on behalf of the **[Bank] Fund** or in respect of any note made, at the request of the **[Bank] Fund**, on any document in the deeds registry of the Province or in respect of the cancellation of such a note;

(c) no certificate, document or instrument issued by the **[Bank] Fund** shall be subject to stamp duty or any fee of office or charge whatsoever, nor shall the **[Bank] Fund** be liable for the payment of any search or inspection fee in the deeds registry or any office of a Department of State of the Province; and

(d) no stamp duty shall be payable in respect of the issue of debentures in terms of section 21.

(2) Subject to the provisions of subsections (3) and (4), every contract, agreement, authority, approval and any other document or instrument, shall have been duly executed for or on behalf of the **[Bank] Fund** where it complies with the provisions of this Act in all other respects and has been signed by the Executive Officer or any other officer of the **[Bank] Fund** duly authorised thereto, whether generally or specifically, by resolution of the Board.

(3) The Executive Officer and any other officer of the **[Bank] Fund** acting in the stead or under the authority of the Executive Officer may, in his or her discretion but subject to the provisions of this Act, execute or prepare, and sign, any such document or instrument as may be necessary or expedient for the everyday administration and affairs of the **[Bank] Fund**.

(4) All cheques and other negotiable instruments drawn on the **[Bank] Fund** shall be signed by the Executive Officer and any other officer of the **[Bank] Fund** duly authorised thereto by resolution of the Board, or by any two other officers of the **[Bank] Fund** so authorised.”.

Deletion of section 27 of Act 14 of 1981

14. Section 27 of the principal Act is hereby deleted.

Amendment of section 28 of Act 14 of 1981

15. Section 28 of the principal Act is hereby amended by the substitution of the following section:

“28. Interest payable in respect of loans or advances by [Bank] Fund.—(1) The rate of interest payable to the **[Bank] Fund** in respect of any loans or advances granted or made in terms of this Act shall from time to time be determined by the Board: Provided that—

(a) in determining a rate of interest in terms of this subsection the Board shall ensure that the rate of interest is sufficient so as to ensure that the business of the **[Bank] Fund** does not operate at a financial loss; and

(b) in determining the rate of interest as contemplated by the preceding provisions of this section, the Board may determine differential rates of interest in respect of such different classes or categories of persons, as may be stipulated by the Board.

(2) If any amount owing to the **[Bank] Fund** for a loan or advance in terms of this Act is paid on a date earlier than the due date for payment of any instalment and/or interest thereon, the **[Bank] Fund** shall be entitled to and the debtor shall be liable for interest in respect of such amount up to the date upon which the payment in question is made, and in the case of any such payment made after the date on which it is due to have been paid, the **[Bank] Fund** shall be entitled to and the debtor shall be liable for interest in respect of such amount up to the date on which such late payment was made.”.

Amendment of section 29 of Act 14 of 1981

16. Section 29 of the principal Act is hereby amended by the substitution of the following section:

“29. Reserve fund of the **[Bank] Fund.**—(1) The **[Bank] Fund** shall establish a reserve fund which shall from time to time be credited with the surplus of the income of the **[Bank] Fund** over its expenditure at the end of the financial year.

(2) Any deficit in the books of the **[Bank] Fund** at the end of the financial year and any loss which may arise in consequence of any transactions or the business operations of the **[Bank] Fund** shall be made good from the reserve fund unless and in so far as such deficit or loss is, in the circumstances determined by the responsible Member, defrayed by the Government of the Province from moneys specially appropriated by Provincial Legislature for that purpose.

(3) The moneys standing to the credit of the fund at the end of a financial year may, in so far as it is not required for any purpose mentioned in subsection (2) and to such extent as may be determined by the Board, be invested on call or deposit with any general or commercial **[Bank] Fund** or any building society within the Province or may, if deemed necessary or expedient by the Board, be merged with the liquid assets of the **[Bank] Fund**.

(4) The **[Bank] Fund** shall not be liable for the payment of income tax or any other tax on any surplus of the **[Bank] Fund** over its expenditure as reflected at the end of the financial year in respect of such year.

Amendment of section 30 of Act 14 of 1981

17. Section 30 of the principal Act is hereby amended by the substitution of the following section:

“30. [Bank] Fund may utilize its funds in connection with remuneration of, and pensions and medical aid benefits for members of the Board and the staff of the [Bank] Fund.—

(1) The remuneration, allowances and perquisites of the chairperson and other members of the Board and of the officers, employees and workmen of the [Bank] Fund appointed in terms of section 19 and of any adviser of the [Bank] Fund and all other expenditure incurred by the [Bank] Fund in terms of this Act, shall be paid out of the funds of the [Bank] Fund.

(2) The [Bank] Fund may from its funds contribute towards any pension fund or scheme and any medical aid scheme established or arranged for the benefit of the members of the Board and the officers, employees and workmen of the [Bank] Fund and the dependents of any aforementioned person in terms of and in accordance with the provisions of section 22 (g) and the regulations referred to in that section.”.

Amendment of section 31 of Act 14 of 1981

18. Section 31 of the principal Act is hereby amended by the substitution of the following section:

31. [Bank] Fund to keep proper records and books of account, and submission of annual report and financial statements.—(1) The Board shall cause proper records and books of account to be kept, in accordance with standard accounting practice and procedure, of all financial transactions concluded by and all loans and advances granted and made by and all interest, payments, moneys, deposits and securities received, expended and held by and accrued and owing to or by the [Bank] Fund, and of all funds raised by the [Bank] Fund (and the origin thereof), during every financial year.

(2) There shall be submitted to the responsible Member, not later than one hundred and twenty days after the end of each financial year—

(a) a full report by the chairperson of the Board of all the business operations and activities of the [Bank] Fund during such financial year; and

(b) fully audited financial statements comprising a statement which sets out in full the state of the funds and the assets and liabilities of the [Bank] Fund as at the end of the said financial year, and a statement which sets out the income and revenue and the expenditure of the [Bank] Fund during such financial year.”.

Amendment of section 32 of Act 14 of 1981

19. Section 32 of the principal Act is hereby amended by the substitution of the following section:

“32. Audit.—(1) The books and records of account and financial statements of the **[Bank] Fund**, as well as the report contemplated by section 31 (1) (a), shall be audited annually, as the Auditor General may determine, by the Auditor General or a practising public accountant and auditor appointed by him or her for that purpose, at the conclusion of which audit the auditor concerned shall furnish his or her report to the Board.

(2) Any person appointed in terms of subsection (1) to perform an audit in respect of the affairs of the **[Bank] Fund**, shall at all reasonable times during his or her audit have a free right to inspect, examine and check and verify all books, accounts, records, files, documents, registers, vouchers, invoices, receipts, certificates, cash and securities and any assets of the **[Bank] Fund** and has, for such purposes, a free right of access to any office, vault, building and place, where anything hereinbefore mentioned is filed, kept, prepared or issued, and where applicable, to make such copies thereof and such extracts therefrom as he or she may deem fit, and to question or demand an explanation from any member of the Board and any officer, employee or workman of the **[Bank] Fund** in connection with anything hereinbefore mentioned, and any such member, officer, employee and workman shall co-operate with and render to any person so appointed all such assistance as may be necessary or required by him or her, for the purpose of exercising any right and power conferred upon him or her in terms of this section.”.

Amendment of section 33 of Act 14 of 1981

20. Section 33 of the principal Act is hereby amended by the substitution of the following section:

“33. Report of chairperson of the Board and financial statements of the [Bank] Fund to be tabled in the Provincial Legislature.—The responsible Member shall, within fourteen days after he or she has received the audited report and financial statements contemplated by section 31 (2), lay such report and statements on the table in the Provincial Legislature, if the Provincial Legislature is then in session, or, if it is not then in session, within fourteen days after the commencement of its next ensuing session.

Amendment of section 34 of Act 14 of 1981

21. Section 34 of the principal Act is hereby amended by the substitution of the following section:

“34. Board’s power to effect variations in respect of loans and advances granted or made by it.—The Board may at any time extend the period for the repayment of any loan or advance granted or made by it, increase or reduce any rate of interest applicable to loans and/or advances (including existing loans and/or advances) and, upon written application by or with the written consent of the debtor, in respect of any loan or advance granted or made by the **[Bank] Fund** —

(a) reduce the period of repayment of such loan or advance;

(b) suspend the obligation of capital redemption for such period as may be determined by the Board;

(c) act in terms of both paragraphs (a) and (b); or

(d) vary the instalments prescribed, for the repayment of such loan or advance in terms of section 24 (1) (b):

Provided that where, subsequent to the variation of the terms of an agreement between the [Bank] Fund and a debtor in terms of any of the preceding provisions of this section, such debtor is guilty of a breach of the terms as so varied, the Board may revert to the terms which governed such agreement prior to such variation, which shall revive when the Board, by written notice to such debtor, informs him or her as to the reversion.”.

Amendment of section 36 of Act 14 of 1981

22. Section 36 of the principal Act is hereby amended by the substitution of the following section:

“36. Powers of Board to ascertain and ensure proper application of loan or advance by debtor and to acquire certain statements from debtor.—(1) Whenever the [Bank] Fund has granted or made any loan or advance in terms of the provisions of this Act, the Board may—

- (a) make, or cause to be made by any of its officers or agents or to any other person, acting upon its written authority, such inspection as the Board may deem necessary so as to ascertain whether or not the loan or advance is being, or has been, applied by the debtor for the purpose for which and in accordance with the terms and conditions upon and subject to which such loan or advance was granted or made;
- (b) require any particular farmer or client, company, corporation, co-operative or other body to whom or to which any loan or advance was granted or made, to submit to the Board such financial and other statements as may be determined by the Board at bi-annual intervals or such shorter intervals as may be likewise determined.

(2) Any officer, agent or other person authorized by the Board to make the inspection in terms of subsection (1) (a), shall for such purpose have the right of access to all records, books, documents, invoices, receipts, statements, and vouchers and all movable and immovable property of the debtor, necessary for the purposes of such inspection, and the right to make the necessary copies thereof and extracts therefrom.

(3) Any refusal on the part of the debtor to allow, or any refusal otherwise relating to the carrying out of an inspection in terms of subsection (1) (a), any conduct on his or her part whereby he or she wilfully hinders or obstructs the person carrying out such inspection in terms of that subsection and subsection (2), and any failure of the debtor to comply with any requirement of the Board in terms of subsection (1) (b) shall, for the purpose of this Act, be deemed to be a breach of the terms and conditions upon and subject to which the loan or advance was granted or made.”.

Amendment of section 37 of Act 14 of 1981

23. Section 37 of the principal Act is hereby amended by the substitution of the following section:

“37. Procedure which may be followed by Board on misapplication of loan or advance by debtor.—Whenever, after an inspection in terms of section 36 has been made the Board is satisfied that any sum of money comprising the whole or any part of the loan or advance to a debtor has not been applied for the purposes for which or in accordance with the terms and conditions upon and subject to which such loan or advance was granted or made, the Board shall, by written notice order such debtor to apply an amount equal to such sum to such purposes or in accordance with such terms and conditions (as the case may be) within the time specified therefor in such notice, or that an amount equal to such sum together with interest thereon up to the date of such notice, be repaid to the [Bank] Fund within the time specified in such notice, and any amount which, by virtue of such a notice, has to be repaid to the [Bank] Fund, shall as from the date of such notice be a debt due and payable to the [Bank] Fund.”.

Amendment of section 38 of Act 14 of 1981

24. Section 38 of the principal Act is hereby amended by the substitution of the following section:

“38. Withdrawal and recalling of loans and advances and seizure and realization by [Bank] Fund of assets mortgaged, hypothecated or deemed to be pledged to the [Bank] Fund.—(1) Whenever any debtor—

(a) fails to pay any amount payable in respect of a loan or advance in terms of this Act on or before due date;

(b) commits any act of insolvency in terms of the provisions of section 8 of the Insolvency Act, 1936, (Act 24 of 1936), or is sequestrated by virtue of an order of court in terms of that Act or assigns his or her estate for the benefit of his or her creditors;

(c) has been convicted of any offence and sentenced to a term of imprisonment without the option of a fine;

(d) in the opinion of the Board arrived at after the carrying out of any inspection in terms of section 36, does not apply the loan or advance for the purpose for which, or in accordance with the terms and conditions upon and subject to which, such loan or advance was granted or made or does not expend it economically, provided the Board has not already acted in terms of section 37;

(e) fails to comply with any notice in terms of section 37;

(f) does not comply with or is in breach of any term or condition stipulated or imposed in respect of the loan or advance in terms of section 24 (1) (b) or any provision of this Act relating to the duties of the debtor regarding such loan or advance;

(g) has been declared mentally ill, or is detained as a mentally ill patient in terms of the Mental Health Act, 1973 (Act 18 of 1973), or is declared by a competent court to be incapable of managing his or her own affairs;

(h) being a company, corporation, co-operative or any other association of persons (irrespective of whether or not such association is a juristic person), is being wound-up or placed in liquidation or under judicial management or is dissolved by or in terms of any law, or when any director, majority shareholder or member of the controlling body thereof is convicted of any offence for which he or she has been sentenced to a term of imprisonment without the option of a fine;

(i) has not, within the time specified by the Board (if any) for the application of the loan or advance, or, if no such time has been so specified, within a reasonable time after such loan or advance has been granted, applied such loan or advance on a substantial scale;

(j) has been convicted of an offence under section 44,

the board may, if such loan or advance has not yet been paid over to the debtor (where appropriate) withdraw its approval of such loan or advance and refuse payment thereof to the debtor or, where it has already been so paid over, act in terms of subsection (2).

[(2) The Board may, in the circumstances contemplated by subsection (1) where the loan or advance has already been paid over to the debtor, by written notice addressed to the debtor, recall the said loan or advance in whole, and require the debtor to repay such loan or advance together with interest thereon up to the date of such notice within the time specified therefor in such notice, and in the event of default of payment on such specified date, the Board may in writing and under the official seal of the Bank, require the messenger of the court or any other person designated by the Board to seize—

(a) in the case where such loan or advance has been secured by mortgage, the immovable property encumbered thereby; or

(b) in the case where such loan or advance has been secured by a deed of hypothecation of movable property, or where any other form of security has been given, the property encumbered by such deed or constituting such other form of security,

without recourse to a court of law, and, irrespective of whether or not such messenger of the court or such other person is a licensed auctioneer, to sell such property by public auction on such date, and at such time and place and on such conditions as the Board may determine, of which at least fourteen days notice has been given in the Provincial Gazette and in a newspaper circulating in the district where the said property is situated or, as the case may be, where the said property was kept or used before such seizure, or the Board may itself sell the property so seized by public tender on such conditions as it may determine: Provided that the provisions of this section shall not be construed so as to derogate from the provisions of subsection (4).]

(3) If the proceeds of any sale of property in terms of subsection (2), after the deduction of the costs of the seizure and sale thereof, exceed the amount to be repaid to the [Bank] Fund with the amount of interest thereon as contemplated by that subsection, the balance shall be paid over to the debtor or any person who is in law entitled to receive such payment, and where such proceeds, after such deductions, are less than the sum of the amount so repayable and interest thereon as hereinbefore contemplated, such proceeds shall first be applied towards reducing the amount of interest payable to the [Bank] Fund before being applied in redemption of capital, and the [Bank] Fund shall have a claim against the debtor or his or her estate (as the case may be) in respect of the deficit.

(4) (a) If the estate of anyone to whom a loan or advance has been granted or made under this Act is sequestrated or if he or she has assigned his or her estate for the benefit of his or her creditors or if a compromise is effected with his or her creditors, no movable property hypothecated in terms of section 27, shall vest in the Master of the Supreme Court or the trustee or the assignee or the liquidator (as the case may be) unless the Board notifies such Master or trustee or assignee or liquidator as provided for in paragraph (c).

(b) The Board may after giving written notice to the Master or the trustee or the assignee or the liquidator, as the circumstances may require, cause the said hypothecated property to be sold in the manner provided by subsections (2) and (3).

(c) If the Board elects not to deal with the hypothecated movable property in terms of paragraph (b), it shall notify the Master or the trustee or the assignee or the liquidator, as the circumstances may require, accordingly, whereupon that property shall vest in the Master or the trustee or the assignee or the liquidator (as the case may be) who shall deal with such property as if this subsection had not been enacted: Provided that such property shall be deemed to have been pledged to the [Bank] Fund as security for the due fulfilment by the debtor of his or her obligations under the hypothec, in the same manner as if it had been delivered to the [Bank] Fund as a pledge.

Amendment of section 39 of Act 14 of 1981

25. Section 39 of the principal Act is hereby amended by the substitution of the following section:

“39. Regulations.—(1) Subject to the approval of the responsible Member, the Board may make regulations not inconsistent with the provisions of this Act relating to—

- (a) the establishment and dissolution of branches and agencies of the **[Bank] Fund**, and the management, supervision and control of the **[Bank] Fund** and any agency and branch thereof;
- (b) the issue of bills and debentures by the **[Bank] Fund** in terms of section 21, and the other matters connected therewith as contemplated by that section;
- (c) the period of repayment of loans and advances;
- (d) the form of and forms for or in connection with any application in terms of this Act;
- (e) the fees payable by an applicant in respect of any application in terms of this Act, and in respect of the valuation of property and the preparation of documents by or on behalf of the **[Bank] Fund** for any applicant to or debtor of the **[Bank] Fund** for the purposes of this Act;
- (f) the rate or rates of interest applicable in respect of moneys owing to the **[Bank] Fund**, and the alteration of any such rate of interest;
- (g) any matter which, in terms of this Act, shall or may be prescribed or determined by the Board and any other matter under the jurisdiction of the Board in so far as any such matter, in the opinion of the Board, affects or will or is likely to affect persons in their transactions or dealings with the **[Bank] Fund**.

(2) Regulations made in terms of subsection (1) shall be published for general information in the *Provincial Gazette*, and may, subject to the approval of the responsible Member, be made with retrospective effect.

(3) Every regulation made in terms of subsection (1) shall be laid on the table of the Provincial Legislature within fourteen days of its publication in the *Provincial Gazette*, if the Provincial Legislature is then in session, or, if it is not then in session, within fourteen days after the commencement of its next ensuing session.”.

Deletion of section 39A of Act 14 of 1981

26. Section 39A of the principal Act is hereby deleted.

Amendment of section 40 of Act 14 of 1981

27. Section 40 of the principal Act is hereby amended by the substitution of the following section:

“40. Circumstances in which [Bank] Fund may hold land.—It shall not be lawful for the [Bank] Fund to hold land other than—

(a) such land as may be required for any of its business premises or the housing of staff;

(b) such land as may be acquired for technical, experimental or training purposes;

(c) such land as was mortgaged to the [Bank] Fund and was acquired as a result of foreclosure of the mortgage, or otherwise on account of debt: Provided that all such land shall be sold by the [Bank] Fund at the earliest favourable opportunity upon such terms and conditions as may be determined by the Board, and any such terms and conditions may allow for the purchase price or any portion thereof to be secured by a mortgage bond over the land in question in favour of the [Bank] Fund and any amount so secured shall for the purposes of this Act be deemed to be a loan or advance granted or made thereunder and shall be subject, *mutatis mutandis*, to the provisions of this Act relating to loans and advances.”.

Amendment of section 40A of Act 14 of 1981

28. Section 40A of the principal Act is hereby amended by the substitution of the following section:

“40A. Restriction of liability of members of the Board.—No member of the Board shall be liable for any loss or damage suffered by the [Bank] Fund if such loss or damage is caused by or is the result of any *bona fide* act or omission by such a member in the exercise or performance of any power, function or duty conferred or imposed on him or her by or in terms of this Act.”.

Amendment of section 41 of Act 14 of 1981

29. Section 41 of the principal Act is hereby amended by the substitution of the following section:

“41. Certain matters of [Bank] Fund privileged and confidential, and provisions relating to the maintenance of secrecy.—(1) Save as may be otherwise provided for in this Act, all documents, books, accounts, records and the contents thereof and all information and data of the [Bank] Fund relating to the conducting of the business, operations and affairs of the [Bank] Fund and the meetings, discussions and proceedings of the Board in this regard, and all information regarding the financial position of any debtor of the [Bank] Fund, shall be privileged and of a confidential nature and shall not be disclosed or made available to any person, except—

(a) in the circumstances and for the purposes contemplated by sections 31, 32 and 33; and

(b) to the responsible Member or any person authorised in this regard by the responsible Member; or

(c) upon an order of a competent court.

(2) The chairperson and all other members of the Board and all officers, employees and workmen of the **[Bank] Fund** shall, upon assuming office or upon their appointment (as the case may be), under oath or affirmation in a form to be prescribed by the Board, make a declaration of secrecy before a justice of the peace or commissioner of oaths in regard to all matters of the **[Bank] Fund** which are privileged and confidential in terms of subsection (1) and shall—

(a) maintain and aid in maintaining the secrecy of all such matters of which they have or acquire knowledge in the exercise and performance of their official powers and duties in terms of or by virtue of the provisions of this Act; and shall not, except in so far as it is necessary or expedient for the exercise and performance of such powers and duties or for the business of the **[Bank] Fund** to communicate or disclose such matters to the chairperson or any other member of the Board, or any officer, employee or workman of the **[Bank] Fund**, disclose any information relating to such matters to any person;

(b) not apply or make use of any information or knowledge in connection with any matter of the **[Bank] Fund** which is privileged and confidential in terms of subsection (1) otherwise than for the due and proper exercise and performance of their powers, functions and duties in terms of and by virtue of the provisions of this Act and for the business operations and affairs of the **[Bank] Fund**.

(3) The provisions of subsection (2) shall *mutatis mutandis* apply in respect of any adviser, agent, inspector and valuator of the **[Bank] Fund**.

(4) For the purposes of subsection (2), the oath or affirmation contemplated thereby may be administered—

(a) by the chairperson of the Board and every other member thereof, after such chairperson or member has made the declaration of secrecy in accordance with the provisions of that subsection; and

(b) to any member of the staff of the **[Bank] Fund**, by any officer of the **[Bank] Fund** duly authorised thereto by a resolution of the Board, who has already made the declaration in terms of subsection (2).

(5) Any person who contravenes or fails to comply with the provisions of subsection (1) and any person who, after having made a declaration of secrecy in terms of subsection (2), contravenes the provisions of paragraph (a) or (b) of the lastmentioned subsection, shall be guilty of an offence and liable on conviction to a fine not exceeding five hundred rand or to imprisonment for a period not exceeding six months or to both such fine and such imprisonment.”.

Amendment of section 42 of Act 14 of 1981

30. Section 42 of the principal Act is hereby amended by the substitution of the following section:

“42. Offences and penalties in connection with bribery and corruption in relation to loans and advances and applications therefor.—(1) Any member of the Board, any member of the staff of the **[Bank] Fund** and any adviser, agent, inspector or valuator of the **[Bank] Fund**, who receives, whether directly or indirectly, any fee or reward, other than that which may be authorised under this Act or any other law from any person in respect of, or in connection with, any loan or advance under this Act or an application for such loan or advance, shall be guilty of an offence and liable on conviction to a fine not exceeding eight hundred rand or to imprisonment for a period not exceeding two years or to both such fine and imprisonment.

(2) Any person who, in respect of or in connection with any loan or advance under this Act, or any application for such loan or advance, bribes or attempts to bribe, or corruptly influences or attempts corruptly to influence the chairperson or any other member of the Board or any member of the staff of the **[Bank] Fund** or any adviser, agent, inspector or valuator of the **[Bank] Fund**, shall be guilty of an offence and liable on conviction to a fine not exceeding eight hundred rand or to imprisonment for a period not exceeding two years or to both such fine and such imprisonment.”.

Amendment of section 43 of Act 14 of 1981

31. Section 43 of the principal Act is hereby amended by the substitution of the following section:

“43. Certain persons debarred from acquiring land or other property of the [Bank] Fund in certain cases.—(1) No member of the Board, no member of the staff of the **[Bank] Fund**

and no adviser, agent, inspector or valuator of the [Bank] Fund may acquire, whether directly or indirectly, any land or other property of the [Bank] Fund acquired by the [Bank] Fund as a result of foreclosure of a mortgage or otherwise on account of debt.

(2) Any acquisition of land or other property of the [Bank] Fund in contravention of subsection (1), shall be null and void *ab initio*.”

Amendment of section 44 of Act 14 of 1981

32. Section 44 of the principal Act is hereby amended by the substitution of the following section:

“44. Offences and penalties applicable in respect of applicants to and debtors of the [Bank] Fund.—(1) Anyone who—

(a) wilfully applies any loan or advance granted or made to him or her by the [Bank] Fund for any purpose other than that for which it was granted or made;

(b) wilfully fails to disclose to the [Bank] Fund any material information in his or her possession or makes any statement or representation knowing it to be false, when required in terms of or by virtue of this Act to make any statement or to disclose any facts or information;

(c) obtains financial assistance from the [Bank] Fund in terms of this Act through fraud or false representations knowingly made by him or her;

(d) after having obtained financial assistance from the [Bank] Fund in terms of this Act, without the written consent of the [Bank] Fund, wilfully destroys, damages, consumes or disposes of—

(i) any property, thing or right given by him or her as security to the [Bank] Fund for such financial assistance;

(ii) anything deemed to be pledged to the [Bank] Fund in terms of section 27 (4) or (5),

or who, in the case of property hypothecated to the [Bank] Fund in terms of section 27 or deemed thereunder to have been pledged to the [Bank] Fund, gives such property in pledge to any other person, or removes any such property from the land where it is by agreement with the Board, to be kept;

(e) is, by reason of his or her conduct, in terms of section 36 (3) deemed to be in breach of the terms and conditions subject to which a loan or advance was granted or made,

shall be guilty of an offence and liable on conviction to a fine not exceeding four hundred rand or to imprisonment for a period not exceeding twelve months or to both such fine and such imprisonment.

(2) If at a trial in respect of any contravention of subsection (1) (d) it is proved that the accused failed on the demand of any person designated by the Board for that purpose, to produce the movable property hypothecated or any part thereof, the accused shall be presumed to have disposed of, destroyed, consumed or removed the movable property, or part thereof, in question (as the case may be) according to the charge, unless and until the contrary is proved.”.

Amendment of section 45 of Act 14 of 1981

33. Section 45 of the principal Act is hereby amended by the substitution of the following section:

45. Agents of the [Bank] Fund.—(1) All such magistrates, postmasters and officers of the Department of Agriculture and Environmental Affairs of the Province as may be designated by the Board in consultation with the Member of the Executive Council responsible for Safety and Security and Agriculture and Environmental Affairs respectively or by the nominee of such Member of the Executive Council, as well as the registrar of cooperatives, shall generally act as agents of the [Bank] Fund in accordance with such procedures, rules, terms and conditions as may be prescribed and imposed by the Board and shall on behalf of the Board perform all such investigations and inspections and submit to the Board such reports and recommendations as the Board may from time to time in respect of any particular applicant to or debtor of the [Bank] Fund in any case referred to such a magistrate, postmaster or officer or such registrar, require.

(2) The Board may, in addition to or in lieu of any person referred to in subsection (1), appoint any other person or any company, firm, or agricultural consultant as agent of the [Bank] Fund for the purposes mentioned in that subsection.

(3) The Board may—

(a) notwithstanding any contrary provisions of the Public Service Act, 1994 (Act 103 of 1994), or any other law, pay to any magistrate and any postmaster designated in terms of subsection (1), in addition to any remuneration and emoluments payable to him or her in terms of that Act, such allowance as may be determined by the responsible Member;

(b) pay any person, company, firm or agricultural consultant appointed in terms of subsection (2), such remuneration (which may be on a commission basis) as may be determined by the Board.

(4) Any magistrate or postmaster designated in terms of subsection (1), may authorise or direct any member of his or her staff to perform on his or her behalf any functions or all the investigations and inspections entrusted to him or her in terms of or by that subsection or to prepare and submit on his or her behalf all reports and recommendations required of him or her in terms of or by such subsection, and in such event the provisions of subsection (3) (a) shall *mutatis mutandis* apply in respect of any such staff member.”.

Amendment of section 47 of Act 14 of 1981

34. Section 47 of the principal Act is hereby amended by the substitution of the following section:

“**47. Short title.**—This Act [**shall be**] is called the North West Agricultural [**Bank**] Fund Act, 1981.”.

Short title

35. This Act is called the North West Agricultural Bank Amendment Act, 2016.

**MEMORANDUM ON THE OBJECTS OF THE
NORTH WEST AGRICULTURAL BANK AMENDMENT BILL, 2016**

1. BACKGROUND

1 The Bill seeks to amend the North West Agricultural Bank Act, 1981(Act 14 of 1981). In line with the Rebranding, Repositioning and Renewal of the Bokone Bophirima Province through the five concretes namely, Agriculture, Culture and Tourism (ACT), Villages, Townships and Small Dorpies (VTSD), Setsokotsane, Reconciliation, Healing and Renewal as well as Saamtrek-Saamwerk philosophy a policy decision was taken recently by the MEC for READ to create a special purpose vehicle to assist farmers adversely affected by the effects of drought in the Province.

As part of the policy position contemplated in paragraph 1 above, a need to utilize an existing special purpose vehicle instead of creating a completely new entity has been identified as the most viable option, hence the resuscitation of the North West Agricultural Bank was considered. The policy option is in line with the EXCO Resolution to restructure and streamline public entities in the Province, taken on 15 December 2014.

It has however emerged that the North West Agricultural **Bank** Act, 1981, which predates the Constitution, 1996 and the Banks Act, 1990, is not in line with the relevant provisions of the Banks Act, 1990 and therefore might also be fall foul of section 146 of the Constitution, 1996, as it is in conflict with National Framework Legislation.

In order to avert potential conflict with the Banks Act, an amendment to the North West Agricultural Bank Act, 1981(Act 14 of 1981), so as to convert the North West Agricultural Bank into a Fund, is imperative.

2. CLAUSE BY CLAUSE EXPLANATION

In summary, the Bill provides as follows –

Clause 1:

Clause 1 amends the longtitle to the North West Agricultural Bank Act, 1981(Act 14 of 1981),

Clause 2:

Clause 2 amends section 2 of the North West Agricultural Bank Act, 1981(Act 14 of 1981), thereby redefining the Bank as a Fund and also redefining certain terms to be in line with post 1994 legislative framework,

Clause 3:

Clause 3 amends the North West Agricultural Bank Act, 1981(Act 14 of 1981), affirms the re-establishment of the North West Agricultural Bank as the North West Agricultural Fund and further reaffirms the Fund is a Public Finance Management Act, 1999 (Act No. 1 of 1999) Schedule 3C Public Entity with the Board as its Accounting Authority.

Clauses 4 to 10:

Clauses 4 to 10 amend sections 4, 11, 14, 15, 17, 19 and 20 of the North West Agricultural Bank Act, 1981(Act 14 of 1981), by changing any reference of bank, to that of Fund.

Clause 11:

Clause 11 deletes section 21 of the North West Agricultural Bank Act, 1981(Act 14 of 1981), which relates to bills and debentures issued by Banks and Companies only, and guarantee by Government of foreign funds raised by a Bank. This reaffirms that the Fund is neither a bank nor a company.

Clauses 12:

Clause 12 amend sections 22 of the North West Agricultural Bank Act, 1981(Act 14 of 1981), by changing any reference of bank, to that of Fund and by broadening the scope of the Fund to that of a developmental special purpose vehicle, rather than being a financial aid institution.

Clauses 13:

Clause 13 amend section 25 of the North West Agricultural Bank Act, 1981(Act 14 of 1981), by changing any reference of bank, to that of Fund.

Clause 14:

Clause 14 deletes section 27 of the North West Agricultural Bank Act, 1981(Act 14 of 1981), which deals with security for loans and advances by the Fund, stating that no loan or advance may be granted or made by the Fund except on the security of a mortgage of land or a real right in land in the Province or of a deed of hypothecation of movable property.

Clauses 15 to 25:

Clauses 15 to 25 amend sections 28 to 39, as amended of the North West Agricultural Bank Act, 1981(Act 14 of 1981), by changing any reference of bank, to that of Fund. Clause 24 further deletes section 38(2) of the North West Agricultural Bank Act, 1981(Act 14 of 1981), which has been declared inconsistent with section 34 of the Constitution and invalid to the extent set out in the Constitutional Court Order published under Government Notice R.586 in *Government Gazette* 21266 of 15 June 2000.

Clauses 26:

Clauses 26, deletes section 39A of the North West Agricultural Bank Act, 1981(Act 14 of 1981). The North West Agricultural Fund is not constitutionally empowered to make by-laws. Only municipalities can make by-laws.

Clauses 27 to 34:

Clauses 27 to 34 amend sections 40 to 45 and 47, as amended of the North West Agricultural Bank Act, 1981(Act 14 of 1981), by changing any reference of bank, to that of Fund.

Clause 35:

Clause 35 provides for the short title of the Act.

3. ORGANISATIONAL AND PERSONNEL IMPLICATIONS FOR PROVINCIAL GOVERNMENT

See attached North West Draft Corporate Plan, 2016.

4. FINANCIAL IMPLICATIONS FOR PROVINCIAL GOVERNMENT

See attached North West Draft Corporate Plan, 2016.

5. DEPARTMENTS/ BODIES/ PERSONS CONSULTED

1. Relevant Departmental Components;
2. Provincial Treasury;
3. State Law Advisory Services.

6. CONTACT PERSON:

Name : Mr. Thebe Mothusi
Position : Senior Manager
Tel : 018 389 5690
: 071 860 5395

DEPARTMENT OF BASIC EDUCATION

NO. 1316

28 OCTOBER 2016

NATIONAL EDUCATION POLICY ACT, 1996 (ACT NO. 27 OF 1996)

CALL FOR WRITTEN SUBMISSIONS FROM STAKEHOLDER BODIES AND MEMBERS OF THE PUBLIC ON THE DRAFT POLICY FOR THE PROVISION OF QUALITY EDUCATION AND SUPPORT FOR CHILDREN WITH SEVERE TO PROFOUND INTELLECTUAL DISABILITY

1. I, Angelina Matsie Motshekga, Minister of Basic Education, after consultation with the Council of Education Ministers and in terms of sections 3(4) (b), (i), (l), (o) and (p) of the National Education Policy Act, 1996 (No. 27 of 1996) read in conjunction with section 4 (1) and (2), section 5 (1), (2), (6), (8) and (9) and section 12 (4) and (5) of the South African Schools Act, 1996 (Act No. 84 of 1996), hereby give my intention to approve the draft Policy for the Provision of Quality Education and Support for Children with Severe to Profound Intellectual Disability. The Policy includes a Learning Programme. I therefore invite stakeholder bodies and members of the public to comment on the draft Policy and Learning Programme.

AVAILABILITY OF DOCUMENTS

- 2.1 The draft Policy for the Provision of Quality Education and Support for Children with Severe to Profound Intellectual Disability and the Learning Programme are obtainable on the following Departmental websites:

<http://www.education.gov.za>

<http://www.thutong.doe.gov.za>

- 2.2 Hard copies of the draft Policy for the Provision of Quality Education and Support for Children with Severe to Profound Intellectual Disability

and the Learning Programme are also obtainable from the address supplied in paragraph 5 of this Notice.

SUBMISSIONS

3. It would greatly assist the Department of Basic Education if all submissions could be prepared under the headings listed in the draft Policy for the Provision of Quality Education and Support for Children with Severe to Profound Intellectual Disability. If you do not wish to comment under a particular heading, please indicate "No comment".


CLOSING DATE

4. The closing date for the receipt of comments is set as 21 days after publication of this Notice.

ADDRESS FOR SUBMISSIONS

5. Please send or deliver your submission to:

The Deputy Director-General: Curriculum Policy, Support and Monitoring, Department of Basic Education for attention: Mrs M Schoeman, 222 Struben Street, Pretoria 0002, fax 012 323 7749 or e-mail: schoeman.m@dbe.gov.za


MRS AM MOTSHEKGA, MP
MINISTER OF BASIC EDUCATION
DATE: 28. 10. 2016

DEPARTMENT OF HIGHER EDUCATION AND TRAINING

NO. 1317

28 OCTOBER 2016

SKILLS DEVELOPMENT ACT, 1998 (ACT NO. 97 OF 1998) AS AMENDED

CALL FOR NOMINATIONS FOR THE APPOINTMENT OF THE CHAIRPERSON OF THE ACCOUNTING AUTHORITY FOR THE FOOD AND BEVERAGES SECTOR EDUCATION AND TRAINING AUTHORITY (FOODBEV-SETA) FOR THE TERM ENDING 31 MARCH 2018

I, Bonginkosi Emmanuel Nzimande, the Minister of Higher Education and Training in terms of section 9(11)(1) (b) of the Skills Development Act, 1998 as amended, hereby invite nominations for the appointment of the Chairperson of the Accounting Authority of the Food and Beverages Sector Education and Training Authority from the food and beverages services sectors.

Written nominations must contain the following:

- Full names of the individual or organisation making a nomination;
- The nominee's Curriculum Vitae and certified copies of qualifications;
- The nominee's signed written acceptance of the nomination; and
- Motivation letter indicating why the nominee must be considered for appointment.

Nominations and any related enquiries should be submitted, within 30 working days after publication of this notice, to:

The Director-General: Higher Education and Training
Private Bag X174
Pretoria
0001

Attention : Mr MZ Ngubane
Tel : (012) 312 5896
Fax : (012) 323 7603
E-mail : Ngubane.M@dhet.gov.za

The Chairperson of the Accounting Authority will assume duties from the date of approval of appointment until 31 March 2018.



DR BE NZIMANDE, MP
MINISTER OF HIGHER EDUCATION AND TRAINING

DATE: 18/10/2016

DEPARTMENT OF HOME AFFAIRS

NO. 1318

28 OCTOBER 2016

ALTERATION OF SURNAMES IN TERMS OF SECTION 26 OF THE BIRTHS AND DEATHS REGISTRATION ACT, 1992 (ACT NO. 51 OF 1992)

The Director-General has authorized the following persons to assume the surnames printed in *italics*:

1. Mokgadi Vinollia Skosana - 971221 0561 081 - 30 Street No 2, Phola Park, KWAMHLANGA, 1022 - *Mmako*
2. Michael Giva Mathevula - 740517 5388 085 - House No 1591e, Section E, GIYANI, 0826 - *Mongwe*
3. Sphiwe Mtsweni - 960703 6094 087 - 2652 Mmilo Street, Zone 2, Pimville, SOWETO, 1909 - *Makhene*
4. Kgosana Abram Mogale - 810831 5679 087 - 687 Block Xx, SOSHANGUVE, 0152 - *Tsomele*
5. Sandile Bongani Mkhwanazi - 951223 5712 085 - Kwamsane Reserve, MTUBATUBA, 3935 - *Buthlezi*
6. Lindiwe Gastar Motloung - 930828 0493 089 - 71101 Zone 24, SEBOKENG, 1983 - *Hoeane*
7. Boitumelo Katleho Kgobe - 930825 5262 089 - 176/4073 Extension 21, Roodekop, GERMISTON, 1401 - *Mthethwa*
8. Khethiwe Zitha - 920502 1485 087 - Kwageqe Area, NONGOMA, 3950 - *Magagula*
9. Thulani Panuel Dube - 960516 6234 085 - Emabomuni Area, GREYTOWN, 3250 - *Masikane*
10. Bekuzalo Albert Lushozi - 671018 5295 084 - B276 Ntuzuma Township, KWA-MASHU, 4360 - *Mthethwa*
11. Mdumiseni Patrick Mzimela - 601203 5809 085 - 1148 Chapho Road, KWAMASHU, 4360 - *Mhlongo*
12. Mdumiseni Xolani Mthiyane - 840621 5893 083 - Cc2548 Cato Crest, MAYVILLE, 4091 - *Zuma*
13. Mthunzi Khulekani Zulu - 830210 6138 086 - Masikeni Area, HLABISA, 3937 - *Ndwardwe*
14. William Fugwana Malaza - 690825 5591 081 - 8948 Extension 18, KWAGUQA, 1039 - *Ngwenya*
15. Johannes Mvelase Nkabinde - 750619 5939 086 - 3329 Thubelihle, KRIEL, 2271 - *Mabuza*
16. Beauty Mashego - 900323 1503 082 - Stand No 778, Calcutta Trust, MKHUHLU, 1246 - *Nkosi*
17. Masilo Siphokhoboke - 711110 5549 081 - Stand No 2897, MATSULU, 1203 - *Mokhabukhi*
18. Simbonile Mbananga - 970120 6464 087 - Rainy Area, LIBODE, 5160 - *Tiya*
19. Asemahle Jozana - 960805 1331 081 - Zibungu Area, LIBODE, 5160 - *Mgwebi*
20. Khanyisani Nkanyiso Sibiya - 920205 6559 084 - Block 1C 3, Room 5, Nobuhle Hostel, ALEXANDRA, 2090 - *Majozi*
21. Khomotso Malatji - 970531 5749 080 - Iketleng Village, MODJADJI, 0837 - *Malematja*
22. Moleleki Jacob Tshetsheba - 820620 6298 080 - 5969 Kopane Street, Rocklands, BLOEMFONTEIN, 9323 - *Setlai*
23. Boitumelo Motsosi - 790729 1058 088 - Seloshesha Section, Dinokana Village, ZEERUST, 2868 - *Salang*

24. Jermina Mamolope Rakoma - 950311 0502 089 - 6187 Extension 12, BOPHELONG, 1913 - *Mojela*
25. Sibusiso Innocent Sikhakhane - 691111 5870 083 - A262 Umlazi Township, UMLAZI, 4031 - *Nxumalo*
26. Kwena Fredricah Ngoepe - 611223 0289 081 - No B0003 Lennes, MOKOPANE, 0615 - *Moloto*
27. Maite Frans Phala - 970301 6215 089 - 67 Government Street, DENDRON, 0715 - *Mante*
28. Simphiwe Siboniso Collin Sibiya - 920321 5235 087 - P O Box 321, BOTHA'S HILL, 3660 - *Nzimande*
29. Lungelo Mayeza - 980207 5542 084 - Phayindane Area, UNDERBERG, 3257 - *Ncobeni*
30. Thamsanqa Cyril Mpulo - 890207 6137 081 - 47830 Sunduzwayo, UMBUMBULU, 4105 - *Mthembu*
31. Mfanukhona Elvis Ndwalane - 770710 6206 082 - 46 Lugauda Extension, MARRIANHILL, 3310 - *Mthuli*
32. Nduduzo Lungisani Mpungose - 920804 6364 089 - Gugulethu Area, NONGOMA, 3950 - *Ntshangase*
33. Josh Daniel Erasmus - 960510 5297 086 - 14 Verreweide Street, STELLENBOSCH, 7600 - *Kemp*
34. Bayanda Mazibuko - 940924 6645 083 - Stand No 1028, SCHOEMANSDAL, 1331 - *Shiba*
35. Asnath Nhlamulo Magoda - 970123 0547 089 - P O Box 4, SOEKMEKAAR, 0810 - *Mohale*
36. Sphesihle Vukani Khumalo - 980630 6366 080 - Hlophekhulu Location, Ward 24, ULUNDI, 3838 - *Mbatha*
37. Nhlosenhle Gqwetha Mkhize - 980505 5869 088 - Etsheni Area, WARTBURG, 3233 - *Ngcobo*
38. Mmaphuti Martin Ngoepe - 950208 5622 088 - No B 0047 Sodoma, STEILOOP, 0617 - *Mashamaite*
39. Bongani Babuyile - 711218 5401 086 - 2271 Mxhomi Street, Zone 2, DIEPKLOOF, 1864 - *Nxumalo*
40. Palesa Lenah Malope - 881227 1219 081 - 10155 Barwa Street, DAVEYTON, 1520 - *Nkabini*
41. Nkosinathi Mkhize - 820202 8442 089 - 2736 Kanana Park, Extension 2, GRASMERE, 1833 - *Simelane*
42. Nonceba Mjoji - 840512 0933 083 - 425 Hlatshwayo Street, ORLANDO EAST, 1804 - *Magwaza*
43. Phillemon Patrick Thembile Motsienyane - 950401 5268 081 - 15102 Iraq, ZAMDELA, 1949 - *Qongola*
44. Sandile Mahlangu - 940501 6239 081 - 15 Shivovo, Sakhile, STANDERTON, 2430 - *Moloi*
45. Nkosana Godfrey Zwane - 820216 5670 088 - 49 Lakeside, Proper, EVATON, 1954 - *Mgcina*
46. Buhle Lorraine Ndlovu - 871101 0931 081 - 391 Ecaleni Section, TEMBISA, 1632 - *Simelane*
47. Mpho Rutha Lamoen - 900713 0005 081 - House No 10033, Klein Neira, KURUMAN, 8460 - *Mentor*
48. Kriveshin Shardlee Naidoo - 851224 5089 087 - 172 Cackle Cres, Cove Rock, EAST LONDON, 5200 - *Timol*
49. Richard Ditabeng Malope - 630628 5790 080 - Stand No 43, Violet Bank, BUSHBUCKRIDGE, 1280 - *Mashego*
50. Thapelo Judith Mabusela - 910529 0613 080 - Extension 19, MOKOPANE, 0600 - *Rafapa*
51. Gimara Molopo Makwana - 860509 6257 082 - Stand No 1660, Newtown, MHLUZI, 1053 - *Kgama*
52. Sonwabo Mpetsheni - 820520 5978 080 - 16 Edgar Road, Unit 6, Upper East Side, BOKSBURG, 1459 - *Xala*
53. Walter Nsizwa Sidu - 800730 5252 089 - 716 Block Cu, MABOPANE, 0190 - *Nkosi*
54. Mohale Jacob Tshabalala - 891021 5226 087 - 10621 Kgatla Street, DAVEYTON, 1520 - *Maloka*
55. Kentse Ignatia Matsame - 780409 0326 081 - 4784 Ebony Street, Birch Acres, KEMPTON PARK, 1629 - *Marule*
56. Mosupa Douglas Nkosi - 890101 7308 082 - 1225 Block X, SOSHANGUVE, 0152 - *Moloi*

57. Lesego Emily Chula - 950206 0665 086 - 1219 Block F, SOSHANGUVE, 0152 - *Molomo*
58. Thobela Tshumane - 841111 6643 082 - Ngangezizwe Location, MTHATHA, 5099 - *Ngozi*
59. Zwelimangele Fuma - 750415 5396 082 - 2636 Lulama Hlanjwa, BARKLY EAST, 9786 - *Mgengwana*
60. Yamkela Mafika - 980628 5871 084 - Upper Gwadu Area, WILLOWVALE, 5040 - *Sijila*
61. Petros Mutshiya - 830211 5944 086 - 1806a Hashi Street, Zone 2, DIEPKLOOF, 1864 - *Mphilo*
62. Dithobolong Rose Mabowa - 870720 0749 085 - 1367 Mohlaletse, JANE FURSE, 1124 - *Seraki*
63. Vusumuzi Mduduzi Magwaza - 980529 5572 088 - Othobothini Area, JOZINI, 3969 - *Nxumalo*
64. Matome Emanuel Mangena - 980405 5758 086 - P O Box 335, GA-MOTHIBA, 0726 - *Malatji*
65. Nwabisa Ntshikaniso - 850313 1192 085 - Qunu Area, MTHATHA, 5099 - *Tetana*
66. Johannes Tsholofelo Rantlhaku - 860906 5679 086 - 5232 Block M, MABOPANE, 0190 - *Mphela*
67. Sibusiso Mashinini - 940604 5793 080 - 3708a Zone 10, MEADOWLANDS, 1852 - *Mvubelo*
68. Ananias Tshimangadzo Mmusi - 800918 5313 080 - 13605 Sakhile Street, ORANGE FARM, 1841 - *Mokwebo*
69. Foster Shirinda - 910427 6405 082 - Stand No 545, Tiyani-Magoro, VONGANI, 0930 - *Rikhoto*
70. Mosesenyane Andries Ngobeni - 500917 5501 085 - 1022/02 Block M, SOSHANGUVE, 0152 - *Banda*
71. Jeremia Ndlovu - 531225 5714 085 - Mangqwashu Area, INGWAVUMA, 3968 - *Buthelezi*
72. Sandile Philani Lushozi - 980208 6078 086 - Ngcongca Area, BHAMSHELA, 3201 - *Zuma*
73. Seja Luckyness Raphokoana - 980418 0215 085 - House No 1426, Dipatene, BOTLOKWA, 0812 - *Mabeba*
74. Sithembiso Knowledge Kunene - 980612 6114 082 - Normadien Farm, NEWCASTLE, 2940 - *Bowers*
75. Sanele Mhlongo - 971222 6485 085 - Ndabayakhe Res, EMPANGENI, 3880 - *Mthembu*
76. Londiwe Sinothile Phungula - 970606 0778 084 - Esingulubeni Area, MSINGA, 3010 - *Shezi*
77. Phakamile Zulu - 980305 1120 085 - P O Box 171, ULUNDI, 3838 - *Ngema*
78. Letsobana Pertunia Mkwane - 961216 0724 087 - 120 Tafelkop, BOLEU, 0474 - *Magampa*
79. Phumlani Shabangu - 861103 5732 086 - 886 Mkhize Street, Rockville, MOROKA, 1860 - *Simelane*
80. Peter Banda - 850703 5611 082 - 0067 Tt, Lerome South, MURULENG, 0314 - *Semele*
81. Lerato Ndlazi - 8506074 5803 085 - 1210 Mthembu Street, PROTEA NORTH, 1818 - *Monyai*
82. Sibonelo Siyanda Ntuli - 961005 5616 087 - Mngodi Street, INANDA, 4310 - *Mzimela*
83. Phiriyagae Thabo Sekele - 790913 5867 088 - 14331 Ivory Park, MIDRAND, 1685 - *Seepe*
84. Alfred Ramorofe Mashangwane - 771022 5541 082 - 735 Union Road, Golf Coarse, SOWETO, 1811 - *Sithole*
85. Moses Tshepho Legodi - 760712 5525 084 - 5278 Section P, MAMELODI WEST, 0122 - *Skhosana*
86. Modise Joseph Tshabalala - 770307 5406 084 - Unit 9, Ille De Capri, Vorna Valley, MIDRAND, 1686 - *Sikonyela*
87. Simon Mbopha Nkambule - 641109 5619 089 - 418 Ramokgeletsane, MDUTJANA, 0472 - *Dhlamini*
88. Thuthukani Mphumeleli Mzobe - 950615 6528 082 - Obuka Reserve, EMPANGENI, 3880 - *Magwaza*
89. Paul Boy Selala - 961112 6154 082 - 38167 Basil Basset Street, Extension 18, MAMELODI EAST, 0122 - *Mogale*

90. William Thabo Masemola - 790416 5964 087 - 12003 Tina Street, MAMELODI EAST, 0122 - *Mokgope*
91. Kholofelo Hope Sethebe - 970517 0528 082 - 72 Monepenepene Street, Lotus Gardens, PRETORIA, 0008 - *Mphahlele*
92. Colo Michael Molelekeng - 600909 5834 086 - 703a Emdletsheni Street, Zone 5, MEADOWLANDS, 1852 - *Modisakeng*
93. Mokwape Grace Kgoadi - 780605 1068 081 - 6 Eric Todd Street, PHILLIPNEL, 0183 - *Bopape*
94. Themba Edmond Mathebula - 880912 6035 084 - 37120 Shadi Crescent, MAMELODI EAST, 0122 - *Matimela*
95. Bridgette Lindiwe Sethole - 851228 0401 080 - 25582 Masengweni, MAMELODI EAST, 0122 - *Maputla*
96. Moleko Wellington Ntlaeng - 701023 5383 082 - 496 Tokozane Street, Sunvalley, MAMELODI EAST, 0122 - *Malunga*
97. Boyboy Andrew Makhubu - 880611 5482 087 - 32200 Extension 12, MAMELODI EAST, 0122 - *Mohlala*
98. Sbhongile Dikobe - 920226 1117 082 - 36433 Kgaudi Tseke, MAMELODI, 0122 - *Msimango*
99. Lebohlang Manake - 860705 6105 087 - C740 Extension 2, Madela, TEMBISA, 1632 - *Mohlakoana*
100. Tshepo Kgatle - 720613 5634 083 - 672 Mofokeng Section, KATLEHONG, 1433 - *Nkosi*
101. Sbonelo Hlatshwayo - 971029 5977 081 - P O Box 11789, DORPSPRUIT, 3206 - *Sokhela*
102. Jonathan Isaac Riaan Kannemeyr - 770714 5090 083 - 15 Stephanus Mgwexa Street, Kwanokothula, RIVERSDALE, 6670 - *Jordaan*
103. Boet Sonnyboy Kulube - 591112 5628 084 - 10973 Extension 8, MHLUZI, 1053 - *Rakgalakane*
104. Noxolo Peaceful Mhlanga - 970525 1221 086 - P O Box 1377, ESTCOURT, 3310 - *Mchunu*
105. Leandra Maureen Scheepers - 930220 0031 087 - 80 Vleiroos Street, Extension 3, WINCHESTER HILLS, 2103 - *Holmes*
106. Sizwe Marcus Buda - 761229 5457 084 - Stand No 509, BOEKENHOUTHOEK, 0458 - *Mahlangu*
107. Phumelele Madlala - 921209 0392 087 - N 487 Philandwandwe, UMLAZI, 4110 - *Cele*
108. Titus Jabulani Ngcobo - 651216 5658 087 - 61 Ridge Road, Scottville, PIETERMARITZBURG, 3201 - *Masikane*
109. Phumlani Mbewenhle Mchunu - 960530 6311 082 - Ngodini Area, WEENEN, 3325 - *Mbatha*
110. Waleed Ramdharee - 970610 5102 084 - 4 Van Oudtshoorn Road, Extension 2, NIGEL, 1491 - *Khan*
111. Andile Innocent Mtshizana - 831216 5578 080 - P O Box 1797, MATATIELE, 4730 - *Jane*
112. Sthembiso Clement Chiliza - 850107 5433 085 - No 6 Lake Ontario, Ballito, DURBAN, 4000 - *Ntuli*
113. Nonkululeko Princess Nzunza - 920301 1197 085 - Snathing Area, PIETERMARITZBURG, 3201 - *Biyase*
114. Vusumuzi Richard Sithole - 840621 5318 081 - 1164 Peacetown, LADYSMITH, 3370 - *Buthelezi*
115. Hlengithemba Msingaphantsi - 940716 5285 089 - 28 Longford Road, Westgate, PIETERMARITZBURG, 3201 - *Mdlangathi*
116. Thobani Wiseman Mazeka - 870923 6261 085 - Dambuza Location, 540639 Edendal, PIETERMARITZBURG, 3201 - *Madlala*
117. Quenton Lekeka - 980321 5789 080 - 702 Cheater Street, Newcanada, SOWETO, 1804 - *Phasha*
118. Mphathi Mosuwe Innocent Zungu - 971201 6271 083 - Henley Village, UPEDENDALE, 3200 - *Hlubi*
119. Dumsani Simon Mbhele - 720514 5518 088 - P O Box 11567, DORPSPRUIT, 3206 - *Radebe*
120. Moses Themba Matlala - 980125 5428 080 - 218 Sterkfontein, BOLEU, 0474 - *Mahlangu*
121. Prudence Nthabiseng Matiya - 950111 1294 086 - 984 Kirksvorchfontein, DENNILTON, 1030 - *Matea*

122. Muziwakhe Simani - 980331 5033 082 - House No 6849, OSIZWENI, 2952 - *Mbatha*
123. Nokthula Mpulu - 980511 0526 087 - Gugwini Location, UMZIMKHULU, 3297 - *Khumalo*
124. Ntombezinhle Mhlongo - 950902 0911 088 - Motimatolo Area, GREYTOWN, 3250 - *Makhoba*
125. Phathutshedzo Tshisevhe - 951226 0842 088 - P O Box 16, SIBASA, 0970 - *Phoko*
126. Ndivhuwo Mudau - 960218 5607 086 - P O Box 857, MUTALE, 0956 - *Nelwamondo*
127. Buntu Lutho - 970306 6128 083 - 5 Kaizers Crescent, DELFT, 7100 - *Ntunja*
128. Buhle Siyabonga Mbothwe - 970217 5789 082 - Bosch Area, ESTCOURT, 3310 - *Makhathini*
129. Mahlatse Bilankulu - 960724 0645 088 - 6166 Hlalamnandi, MIDDELBURG, 1050 - *Mogane*
130. Mmamogodi Hosia Mokgabudi - 950217 5948 088 - 56 Ten Morgan, DENNILTON, 1030 - *Moepya*
131. Muziwandile Peterson Lungu - 820905 6134 082 - D1067 Khomo Road, KWA-MASHU, 4360 - *Kunene*
132. Sphamandla Sgubudu - 931025 6226 089 - House No 5283, OSIZWENI, 2952 - *Khumalo*
133. Ntando Comfort Madonsela - 980702 5761 080 - P O Box 97, MSOGWABA, 1215 - *Mlombo*
134. Dimakatso Suprise Tlouamma - 971022 5767 081 - P O Box 620, INDERMARK, 0717 - *Malema*
135. Vangile Dlamini - 890309 0017 085 - 669b Sifikile Street, Zone 4, MEADOWLANDS, 1852 - *Shabalala*
136. Kganyane Ben Radebe - 900315 5321 081 - 2011 Section K, Palm Springs, EVATON, 1984 - *Zulu*
137. Kenneth Mpho Mokhethi - 780202 5812 084 - 996 Block Jj, SOSHANGUVE, 0152 - *Mnguni*
138. Moja Simon Mahlangu - 770708 5387 085 - 40 Leseuer Street, MONTANA GARDENS, 0017 - *Mthombeni*
139. Simon Msiza Makhubela - 730903 6047 080 - 2737b Zone 2, DIEPKLOOF, 1864 - *Rikhotso*
140. Mthambama Joel Mampe - 840221 5609 082 - 13461 Areaganeng Street, Ikageng Location, POTCHEFSTROOM, 2531 - *Kalaote*
141. Odwa Nogula - 940324 1376 083 - Mvalweni Area, MOUNT AYLIFF, 4735 - *Gagela*
142. Mahlolo Joel Motebetjana - 670107 5263 084 - 62 Voortrekker, BOKSBURG, 1459 - *Mametja*
143. Mwalimu Lesedi Thage - 880923 6355 083 - 2360 Hugo Street, SPRUITVIEW, 1431 - *Wilima*
144. Nolvuyo Princess Gcobo - 911015 1015 088 - Mdolombo Location, KING WILLIAMS TOWN, 5600 - *Peter*
145. Thabiso Phineas Kgole - 850330 5840 089 - 56 Ramapulana Street, ATTREGEVILLE, 0008 - *Maredi*
146. Amos Edward Chueu - 870225 6123 087 - P O Box 898, DIKGALE, 0721 - *Dikgale*
147. Bongani Andrew Grootboom - 980608 6253 086 - House No 443, Unit 8, MOGWASE, 0314 - *Monkwe*
148. Ntandokazi Truddy Tserengoa - 971013 0362 085 - 253 Thembaletu Street, MAGALIESBURG, 1791 - *Nkhata*
149. Ncedisa Mrwetyana - 860304 5707 083 - Upper Zingcuka, KEISKAMMAHOEK, 5670 - *Nyandeni*
150. Zwelethu Banele Twala - 930807 5201 085 - 3136 Kunene Street, Phase 3, TSHEPISONG, 1725 - *Dlalisa*
151. Sphiwe Dalton Msomi - 860520 6075 085 - A 1659 Folweni Township, ISIPINGO RAIL, 4110 - *Mvuyana*
152. Mafole Isaak Mahlasela - 770929 5304 082 - 71584 Kanana, SEBOKENG, 1982 - *Tsotetsi*
153. Mbhekiseni Wiseman Sukude - 880602 5724 081 - Mpungeni Area, NDWEDWE, 4342 - *Mdima*
154. Zandile Khumalo - 910825 1295 087 - P O Box 1271, NONGOMA, 3950 - *Fakude*

155. Gugulethu Fabulous Mchunu - 810618 5548 085 - 19768 Ndawu Street, Blokoembos, KRAAIFONTEIN, 7570 - *Mabaso*
156. Ntombozuko Kamana - 971116 0743 087 - 18 Nqada Street, Nu 12 Motherwell, PORT ELIZABETH, 6211 - *Qamse*
157. Refilwe Shibambo - 940425 1183 088 - 82 Beruit, MABOPANE, 0190 - *Ngobeni*
158. Petros Mosotho - 890402 5358 081 - Beestepan Farm, MIDDELBURG, 1050 - *Moloko*
159. Siphe Zono - 960701 6282 082 - Lundini Area, NTABANKULU, 5130 - *Mgadi*
160. Sbahle Maphumulo - 961225 1118 082 - Bhekulwandle Area, AMANZIMTOTI, 4125 - *Gumede*
161. Nthabiseng Mphahlele - 960831 0966 081 - P O Box 1616, LENYENYE, 0857 - *Modiba*
162. Lusanda Cele - 961125 0615 080 - 5015 Zone 9, Thembalethu, GEORGE, 6529 - *Bilikwana*
163. Mukona Stanley Rasivhetshela - 970620 5856 084 - P O Box 9730, RUSTENBURG, 0300 - *Ndou*
164. Nicholus Adams - 950912 5822 081 - Hlalanikahle Area, MONTERLUS, 1057 - *Pholotho*
165. Lorayne Zanele Nhleko - 960608 0115 087 - 04 Leboeng Section, TEMBISA, 1632 - *Brown*
166. Nokuthula Nolwazi Minenhle Njilo - 971111 0568 089 - 1785 One Room Section, MPHOPHOMENI, 3290 - *Zuma*
167. Josias Pitso Hloahloa - 830427 5417 085 - 1173 Residensia, Phase 2, TSHEPONG, 1984 - *Khakhathu*
168. Siphamandla Matanzima - 921013 5882 088 - Mjika Area, TSOLO, 5170 - *Mhlekwana*
169. Thamsanqa Gubevu - 640921 5369 080 - 270 Ramokonopi West, KATLEHONG, 1431 - *Gubevu Radebe*
170. Mnyamezeli Gwagwa - 781018 5522 088 - Extension 6, UMZIMKHULU, 3297 - *Dlamini*
171. Phumudzo Patricia Sundani - 770817 0512 082 - P O Box 889, THOHOYANDOU, 0950 - *Mudau*
172. David Mtisi - 780401 5844 085 - 9188 Etwatwa, Extension 15, BENONI, 1501 - *Phagadi*
173. Matome David Masedi - 780101 5780 087 - P O Box 164, SOEKMEKAAR, 0810 - *Ralethe*
174. Letty Sibongile Mabena - 830414 1357 085 - Stand No 1459, WATERVAAL, 0472 - *Likhuleni*
175. Samuel Shorty Mthimunye - 640117 5549 082 - Alzu Farm, MIDDELBURG, 1050 - *Mokwena*
176. Crissentia Phumzile Phungwana - 840326 0923 089 - 616a Mbonambi Street, Zola 3, SOWETO, 1818 - *Madonsela*
177. Sandra Kele - 841017 0987 088 - 528b Mabalane Street, Chiawelo, SOWETO, 1818 - *Tyam*
178. Bonile Mkhosana - 860227 5832 082 - 1080 Extension 99, Kokosi Township, FOCHVILLE, 2515 - *Nhose*
179. Aaron Sipiwe Kalisa - 590822 5719 086 - 5 Prieska Street, Crystal Park, BENONI, 1515 - *Zulu*
180. Hlengiwe Didi - 981026 0485 084 - 2995 Landa Road, Mbali Unit 2, PIETERMARITZBURG, 3201 - *Memela*
181. Lungiswa Ndaba - 901125 1270 086 - Hlomendlini Location, MATATIELE, 4730 - *Mafunda*
182. Tshogofatso Mashilo - 910805 6101 084 - 1050 Madubaduba, SIYAVUSWA, 0472 - *Phasha*
183. Sithembiso Tshabalala - 980313 5680 088 - 274 Maneli Street, Mdeni North, SOWETO, 1818 - *Mathaba*
184. Mantsana Prudence Lebea - 980329 0160 082 - P O Box 922, TRICHARDTSDAL, 0890 - *Lokweng*
185. Vuyelwa Mandag - 610318 0856 086 - B-37 September Street, WELLINGTON, 7655 - *Mendara*
186. Humbulani Mudau - 960923 6387 089 - Stand No B22, Madzuwa, DZANANI, 0955 - *Makhoshi*
187. Anamarinda Matshidiso Kekana - 820719 0355 084 - 6202 Mogo Street, Birch Acres, KEMPTON PARK, 1619 - *Thole*

188. Emmanuel Amukelani Makaringe - 940418 5788 085 - 56 Ella Scarlett , Extension 11, DANVILLE, 0183 - *Molapo*
189. Tumello Pretty Malekane - 951011 0567 087 - 62 Riversberg Drive, Extension 1, OAKDLENE, 1725 - *Tshisevhe*
190. Mashilo Thomas Makopane - 790416 5358 082 - 14573 Extension 75, POLOKWANE, 0699 - *Moloto*
191. Velaphi Philani Cyprian Simelane - 950825 5750 088 - 7564 Extension 32, ERMELO, 2350 - *Zwane*
192. Smiso Mthokozisi Nkalanga - 940218 5996 088 - Stand No 627, KAMHLUSHWA, 1332 - *Mashabane*
193. Nkosinathi Elvis Hlatshwayo - 820927 5363 082 - 4767 Kheswa Street, DAVEYTON, 1520 - *Dhlamini*
194. Tshwarelo Donald Ramatho - 970826 5951 086 - P O Box 5092, MOLOTOTSI, 0827 - *Mabale*
195. Mathwes Thokozani Morgan Nkosi - 820818 5540 086 - Stand No 1383, Siyabuswa B, MDUTJANA, 0472 - *Lekwatsipa*
196. Magae Hendrick Gwelele - 701104 5477 080 - 32 Francis Street, LEEUDORINGSTAD, 2640 - *Motaung*
197. Luxolo Ntantala - 940819 6307 082 - Amadiba Area, BIZANA, 4800 - *Yalo*
198. Simon Lesiba Alfred Kotlolo - 740910 5490 086 - 42 A Section H, SENOTLOLO, 0449 - *Kutu*
199. Siyabonga Ndlovu - 961011 6045 086 - Gezubuso Location, Ward 5, PIETERMARITZBURG, 3201 - *Madlala*
200. Phomelelo Matsimela - 950505 0230 080 - Ga-Masemola, JANE FURSE, 1085 - *Matheba*
201. Lebohang Mqubane - 851113 5863 080 - 94 Moshoeshoe Section, KATLEHONG, 1431 - *Dladla*
202. Boipelo Selepe - 970201 5991 088 - 785 Rankunyane Section, KANANA, 0322 - *Mothoane*
203. Sibusiso Innocent Tibane - 900821 6080 089 - Stand No 717, NHLALAKAHLE, 1346 - *Madonsela*
204. Mxolisi Ngidi - 950825 6299 085 - Obanjeni Residence, MTUNZINI, 3867 - *Khubisa*
205. Hezekiel Mothwa - 980727 5915 089 - 821 Zebediela, GO-MPIES, 0631 - *Shogole*
206. Siyanda Ndlovu - 960111 6360 088 - P O Box 475 , HIBBERDENE, 4220 - *Ntobela*
207. Nhlanhla Sanele Ntshingila - 980101 6199 087 - 3922 Zonkiszwe, Zone 2, KATLEHONG, 1431 - *Zulu*
208. Dieketseng Glads Mazithela - 970817 1129 082 - 2541 Phelindaba Street, BULTFONTEIN, 9670 - *Masihleho*
209. Legaloga Mahlatshe Mabetwa - 930918 5222 086 - P O Box 5014, Masealama, HOUTBOSDORP, 0725 - *Malahlela*
210. Elizabeth Laurentia Kok - 980710 0208 080 - 31 De La Cornillere Street, Fichardtpark, BLOEMFONTEIN, 9301 - *Gentle*
211. Nthabiseng Mahasha - 980610 0509 083 - Morwasetla Village, MODJADJI, 0837 - *Seoka*
212. Lucky Patrick Nhlabathi - 901116 6103 083 - 2619 Manyathi Street, Wesselton, ERMELO, 2350 - *Radebe*
213. Jerome Mfundo Mavundla - 791012 5359 086 - Boboyi Location , Ward 20, PORT SHEPSTONE, 4240 - *Gobhozi*
214. Malose Piet Manganye - 841203 5994 085 - No 2858 Extension 4, MOOKGOPHONG, 0560 - *Thulare*
215. Baltaza Matseke - 830910 5632 084 - House No 606 D, NAMAAGALE, 1391 - *Sekome*
216. Thomas Zanele Tekane - 940214 6402 085 - 2180 Phelindaba Section, SANNIESHOF, 2760 - *Magele*
217. Julie Ngeni Moloi - 600319 5789 084 - 2001 Extension 5, Kgakala, LEEUDORINGSTAD, 2640 - *Moncho*
218. Zandiswa Mbanyaru - 980115 1188 085 - Matokazini Area, MQANDULI, 5050 - *Malani*
219. Livingstone Shingange - 751218 5650 089 - 27076 Extension 8, Tobotsitsi, MAMELODI EAST, 0122 - *Buyis*
220. Nolzwe Goqweni - 860111 1183 080 - 227 Langrug, FRANSCHOEK, 8640 - *Khonko*

221. Nceba Benjamin Madolo - 910309 5385 087 - 30629 Siphumelela Street, Dromedaries, MBEKWENI, 7626 - *Ralarala*
222. John Gonnang Manner - 910811 5274 088 - 17449 Joe Salae Street, Khutwanong, KIMBERLEY, 8345 - *Blood*
223. Vuyiswa Eva Thembelihle Mtshau - 961123 0355 088 - 1392 Mashele Stand, WINTERWELDT, 0198 - *Mahlangu*
224. Themba Edwin Nkabinde - 860219 5313 080 - 1160 Block Dd, SOSHANGUVE, 0152 - *Shilenge*
225. Daryl Anton Shaun Jacobs - 650623 5117 082 - 18 Drummond Road, West Beach, BLOUBERG, 7441 - *Mason*
226. Simphiwe Lucky Zulu - 950125 6356 088 - P O Box 2237, NONGOMA, 3950 - *Mpungose*
227. Santjie Mduduzi Mahlangu - 980213 6136 082 - Stand No 1597, KWAGGAFONTEIN D, 0458 - *Sibanyoni*
228. Lungani Mntungwa - 971224 5429 080 - Engulubeni Area, TUGELA FERRY, 3010 - *Dlamini*
229. Wafieka Herbert - 970507 0182 089 - 169 Rooikraans Avenue, GRASSY PARK, 7941 - *Daniels*
230. Thembi Patricia Bohata - 960122 0990 085 - 2086 Paballong, WITSIESHOEK, 9870 - *Dlamini*
231. Richard Ditshesane - 830523 6116 088 - 2286 Tau Street, DOBSONVILLE, 1865 - *Molebatsi*
232. Tumiso Pleasure Segooa - 871211 5879 084 - P O Box 1983, ACORNHOEK, 1360 - *Mthetwa*
233. Carl Friedrich Wilhelm Van Zyl - 941202 5121 086 - P O Box 14, KAMEELDRIFT, 0068 - *Kotzé*
234. Asandile Ndabeni - 951129 6238 089 - Machibi Area, PORT ST JOHNS, 5120 - *Dinani*
235. Wendy Immaculate Mtembu - 901016 1000 088 - Ntekaneni Location, DOONYBROOK, 3237 - *Mtshali*
236. Thembelani Mjaja - 950630 6171 080 - Othuthwini Location, UMTHWALUME, 4186 - *Malinga*
237. Zandili Mbali Gule - 880315 0587 086 - 2366 Emdeni , Extension , SOWETO, 1818 - *Ntoi*
238. Storm Gerry Strydom - 920823 5030 087 - 14 Belle Constantia Close, KREUPELBOSCH, 7945 - *Strydom-Smith*
239. Release Sandile Ngomane - 961112 6317 085 - Stand No 115, Timbavati, ACORNHOEK, 1360 - *Mathebula*
240. Sithabiso Thulani Ntshingila - 870313 6352 086 - Pieters Area, LADYSMITH, 3370 - *Ntshalintshali*
241. Silas Lekhetho Tlaka - 751209 5786 080 - 2871 Sedikoe Street, Zone 2, GA-RANKUWA, 0208 - *Mokgabudi*
242. Isaac Themba Masilo - 820502 5801 082 - 1328 2nd Street, TSUTSUMANE, 2090 - *Dingiswayo*
243. Fulufhelo Nemusunda - 971030 5438 082 - P O Box 5363, THOHOYANDOU, 0950 - *Tshifhango*
244. Sipheto Zenzile - 940702 6106 086 - Kroza Area, MQANDULI, 5050 - *Mqolombeni*
245. Siphokazi Cele - 970529 1177 082 - Nkulu Location , Ward 6, TSHINGOLWENI, 4260 - *Makhanya*
246. Mmamorwesi Jacobeth Mmusi - 810519 0432 087 - 4640 Modiboa Street, Ikageng, POTCHEFSTROOM, 2531 - *Kutoane*
247. Lindokuhle S'duduzo Nzuzo - 970410 6259 086 - P O Box 177, MELMOTH, 3835 - *Luthuli*
248. Siphon Patricia Nkuna - 940816 5314 085 - 2678 Libhuma Street, TSAKANE, 1550 - *Mazibuko*
249. Lebohang Malatjie - 980114 6195 088 - 37016 Extension 17, TSAKANE, 1550 - *Maila*
250. Siyanda Ngcobo - 960605 6477 081 - 8722 Blaaubosch, OSIZWENI, 2952 - *Mtshali*
251. Mmakoto Evelyn Modiba - 750410 0503 089 - Stand No 10368, Koppermyn Village, GA-MAJA, 0719 - *Mabakane*
252. Noloyiso Mkoteli - 980206 1057 085 - Nu9-2065 , Cecillia Makiwane, MDATSANE, 5219 - *Sokupa*
253. Msindisi Mkuseli Majundana - 860519 5678 089 - 5 Haley Avenue, Parkhill Gardens, GERMISTON, 1402 - *Xaso*

254. Nobantu Mnisi - 940914 0410 089 - 5524 Dada Street, Zone 5, DIEPKLOOF, 1864 - *Khanyile*
255. Yandisa Gege - 951211 0851 081 - Lugangeni Area, MOUNT FRERE, 5090 - *Mvambi*
256. Motseki Ncholu - 801212 6634 085 - 4791 Tshepisoong, Phase 7, ROODEPOORT, 1724 - *Nyakiso*
257. Sello Jerry Kola - 800810 5610 088 - 22916 Sedimo Street, Extension 4, MAMELODI EAST, 0122 - *Kola Ka Shezi*
258. Keketso Gugulethu Mathole - 980717 0396 088 - 8496b Mpumelelo Street, Zone 6, DIEPKLOOF, 1864 - *Mafata*
259. Oupa Patrick Nkuna - 940306 6110 088 - 403b Jopie Fourie Street, PRETORIA NORTH, 0182 - *Teffo*
260. Livhuwani Raymond Mamilasigidi - 810803 5855 082 - 10038 Boldina Crescent, Extension 88, THE ORCHARDS, 0182 - *Maphangwa*
261. Sipehelele Nokukhanya Phetoane - 910124 0242 088 - 256 Afrikaner Street, VRYHEID, 3100 - *Mwali*
262. Siphokazi Tsheme - 951104 0788 082 - Mcambalala Area, COFIMVABA, 5380 - *Rofana*
263. Trevor Jabu Mashile - 970520 5101 087 - 1938 Block Gg, SOSHANGUVE, 0152 - *Mabona*
264. Donald Mohlapi - 971022 5651 087 - 738 Hospital View, TEMBISA, 1632 - *Mokgerepi*
265. Scelo Bonginkosi Cele - 911005 6294 083 - 268 Isithama Home, TEMBISA, 1632 - *Gumede*
266. Tihako Aaron Matlala - 650210 5538 085 - 22939 Selalelo Street, MAMELODI EAST, 0122 - *Modiba*
267. Lwandle Lebohlang Radebe - 830522 0370 089 - Stand No D74, EZAKHENI, 3381 - *Hlomuka*
268. Elia Gaobusetswe Mogotsi - 740505 6446 085 - 15530 Mehwelere Street, Extension 13, IVORY PARK, 1632 - *Gaborone*
269. Makopano Caroline Christmas - 931108 0123 088 - 6512 Extension 12, JOUBERTON, 2574 - *Sefume*
270. Sithandiwe Nseda - 930712 6295 088 - Ezizityaneni Location, BIZANA, 4800 - *Saqu*
271. Mantombi Ntsete - 860310 1124 082 - Ezizityaneni Location, BIZANA, 4800 - *Saqu*
272. Ntombenkosi Magatya - 900104 1420 083 - Caba Area, NTABANKULU, 5130 - *Mphikwa*
273. Khethani Sibonginhlhla Thabede - 950514 6198 089 - P O Box 1329, PIET RETIEF, 2380 - *Nyandeni*
274. Sabelo Clinton Mkhize - 970822 6073 087 - Maqumbi Area, MAPHUMULO, 4470 - *Nxumalo*
275. Sibemunye Khetha Qwabe - 911215 6433 082 - J 2518 Bhejane Street, ESKHAWINI, 3887 - *Shandu*
276. Mthobisi Richard Ngcobo - 970811 6253 088 - Nyonyana Area, TUGELA FERRY, 3010 - *Sithole*
277. Mzwabantu Mdintsi - 691109 5773 089 - 931 Blackwood Street, Kranshoek, PLETTENBERG BAY, 6600 - *Mbovane*
278. Nonhlanhla Patricia Mbutho - 600414 0811 080 - 076 Rockdale Village, Kwandengezi, MARIANHILL, 3607 - *Jili*
279. Nosipho Maud Idah Yedwa - 661111 0448 089 - 1109 Kunene Street, Rockville, SOWETO, 1818 - *Sibiya*
280. Jabulani John Aphane - 600325 5310 086 - 562 Block R, SOSHANGUVE, 0152 - *Mkhondo*
281. Samuel Velaphi Ndlela - 651111 5432 080 - 3729 Siyaya Street, Extension 9, BOKSBURG, 1460 - *Mogotloane*
282. Lwazi Zuko Simbongile Chuba - 870328 5660 081 - No 4 Oslo Beach, PORT SHEPSTONE, 4240 - *Mngoma*
283. Abnaar Vusi Sikhosana - 840126 5943 086 - 26028 Emaphupheni, Extension 16, DAVEYTON, 1520 - *Modiga*
284. Mlungisi Professor Mzobe - 850807 5636 088 - Nkulu Location, IZINGOLWENI, 4260 - *Mdleko*
285. Ralephethe Erick Madihlaba - 860110 6081 083 - 20201 Ngwaritsi Village, NEBO, 1059 - *Mosehla*

286. James Dinga Mokgwetlwane - 661216 5480 084 - P O Box 9040, BURGERSFORT, 1150 - *Pholoana*
287. Vincent Rorisang Chauke - 950208 5911 085 - 3704 Seraleng, MERITING, 0308 - *Molefe*
288. Silindile Nondabuko Mntambo - 950422 1095 088 - Entokozweni Area, COLENZO, 3360 - *Khoza*
289. Gugu Thembelihle Mthembu - 810712 0385 088 - Sokhulu Area, MBONAMBI, 3915 - *Khumalo*
290. Mpfane Sidwell Moloja - 790517 5689 085 - 2797 Extension 1, BOIPATONG, 1901 - *Mnguni*
291. Mpostolo Richard Ngozo - 500806 5215 087 - 857 Drizik 6, ORANGE FARM, 1960 - *Nhlapo*
292. Mbalenhle Princess Ngidi - 980105 0307 083 - House No 135, UMLAZI, 4031 - *Bhengu*
293. Sisekelo Akhona Cele - 980706 6116 087 - 18508 Umnqube Way, SAVANNA PARK, 4092 - *Khambule*
294. Manelisi Comfort Bradley Nkosi - 961116 5799 086 - 1222 Emthonjeni, MACHADODORP, 1170 - *Xaba*
295. Gabangani Johannes Thabethe - 581025 5239 086 - 3605 Thusi Ville, Wesselton, ERMELO, 2350 - *Maphisa*
296. Mzikayifani Nkosi - 961210 6489 084 - 34 Springbok Lane, Kempville, PIET RETIEF, 2380 - *Mkhwanazi*
297. Buseka Qeque - 980530 0834 085 - Mxambuli A/A, MQANDULI, 5010 - *Mahlala*
298. Paki Abram Molebatsi - 700713 5547 089 - 11266 Block 40, SASOLBURG, 1949 - *Lesibo*
299. Thamsanqa Kamohelo Sibeko - 980509 5543 081 - 1477 Zone 10, SEBOKENG, 1983 - *Mphanya*
300. Paseka David Mokotso - 840404 5352 081 - Private Bag X13, WELKOM, 9460 - *Chaka*
301. Samantha Thombi Shezi - 980321 0331 086 - Mbuba Area, GREYTOWN, 3250 - *Mthalane*
302. Sechaba Milton Choma - 780923 5360 085 - 706 Sontonga Street, Rahokonopi East, KATLEHONG, 1432 - *Maphanga*
303. Josina Monyangwane - 980308 0356 080 - Stand No 70039, Snake Park, Mmamethlake Village, SIYABUSWA, 0472 - *Mamogodi*
304. Phumlani Mchunu - 960818 5504 082 - Engulubeni Area, TUGELA FERRY, 3010 - *Dlamini*
305. Thuliswa Leveni - 880507 0965 086 - Dubana A/A, LUSIKISIKI, 4800 - *Thabalaza*
306. Mmaboyane Malatji - 950129 0136 082 - 2384 Isizinzi Street, Ramaphosa Extension 5, REIGER PARK, 1459 - *Rantsane*
307. Themba Johannes Maseko - 830210 6128 087 - Waaikraal Farm, DELMAS, 2210 - *Khomo*
308. Siphesihle Senzo Mhlongo - 911209 5278 085 - 36 Harrison Drive, Glen Hills, DURBAN, 4001 - *Mbatha*
309. Phokela Opelia Matsimela - 630401 0554 087 - P O Box 308, MASEMOLA, 1060 - *Mokete*
310. Malose Joseph Makgai - 480428 5636 081 - Nyakelang Village, MOKOPANE, 0500 - *Manala*
311. Monkanyane Elsa Tau - 860707 1237 089 - Thulare Park, MARAPONG, 0500 - *Tibane*
312. Donald Baloyi - 930819 6074 080 - P O Box 4810, Marapong, LEPHALALE, 6055 - *Manamela*
313. Phakiso Precious Moroaswi - 960904 0777 087 - B 140 Blue Flat, Vusimusi, TEMBISA, 1632 - *Mabala*
314. Phidza Nell Mudzwari - 820506 6207 082 - 15827 Phase 3, Braamfisherville, ROODEPOORT, 1724 - *Rambau*
315. Nokhanya Phillipine Masango - 800626 0666 085 - 18493 Zone 14, SEBOKENG, 1983 - *Ndlovu*
316. Lazarus Selby Ndimande - 870516 6205 084 - 27873 Ngwenya Street, NIGEL, 1490 - *Langa*
317. Candice Mudrovic - 981210 1229 085 - Hydeswood Farm, LADYSMITH, 3370 - *Downs*
318. Nomcebo Orchia Mkhize - 970512 0812 081 - Mbongolwana Area, ESHOWE, 3815 - *Sabela*

319. Nduduzo Prince Zungu - 921004 5909 088 - 94 Kopano Street, Extension 2, Langaville, TSAKANE, 1500 - *Maseko*
320. Sizwe Eugene Hlatshwayo - 910610 5495 085 - 427 Hlongwane Street, TSAKANE, 1550 - *Mbuyisa*
321. Siphesihle Mzolo - 960913 5740 081 - 180361 Kwamnyavu , Ebebhuzi Area, PIETERMARITZBURG, 3200 - *Gwala*
322. Mamosogare Petunia Malepe - 980213 0730 088 - Malane Village, MARULENG, 0890 - *Shai*
323. Mbalenhle Dlamini - 970611 0806 083 - 2466 Fedsem, Imbali, PIETERMARITZBURG, 3200 - *Sefadi*
324. Othusitse Victor Mosiane - 890601 5674 088 - Boseja Section, Gopane Village, ZEERUST, 2880 - *Keebine*
325. Gugulethu Natasha Kubeka - 880625 0263 086 - 1666 Uhlelo Street, SEAONE, 1710 - *Nzimande*
326. Ntombikayise Abigail Dubazane - 900401 1286 088 - Matiwane, LADYSMITH, 3370 - *Tshabalala*
327. Samuel Oupanyana Sebeko - 891110 5614 085 - 3302 Extension 6, BOPHELONG, 1913 - *Mokete*
328. Sandile Brian Ngubane - 950510 5375 082 - 1 Ruby Clay, Stonebridger, PHOENIX, 4020 - *Qakaza*
329. Samson Peter Sithole - 720529 5613 085 - 8805 Maluleke Street, DEVLAND, 2001 - *Dhlamini*
330. John Ngobeni - 540518 5508 088 - 35 Vilakazi Street, Refilwe, CULLINAN, 1000 - *Mashaba*
331. Piet Mayoso Moshasha - 851113 5686 085 - 4578 Tshepong Street, REFILWE, 1003 - *Maswanganyi*
332. Phuti Harry Mpe - 880212 6219 089 - House No 9442, Greenside Extension 44, POLOKWANE, 0699 - *Mabala*
333. Senkwe Wilson Kgoete - 780726 5771 080 - Stand No 630, MORIPANE, 1080 - *Makgoleng*
334. Mbongiseni Sibusiso Mthembu - 750521 5277 089 - Jamela Area, ENSELENI, 3900 - *Mdluli*
335. Goitsewang Trudy Lebogo - 720829 0568 080 - 4546 Umtholo Street, Birch Acres, Extension 26, EDENVALE, 1610 - *Molefe*
336. Ntshebo Donald Mokoena - 971119 5372 084 - G1 C Hostel, THABONG, 9463 - *Moorosi*
337. Namhla Budu - 951107 1192 089 - Extension 5, NGQELENI, 5140 - *Dlutu*
338. Tshepiso Robert Motubei - 711117 5312 089 - 19427 Ipopeng, BLOEMFONTEIN, 9300 - *Mosothoane*
339. Omphile Gabankalahe - 800911 5645 080 - E 18 Rusfontein , KURUMAN, 8460 - *Dithebe*
340. Elphas Themba Gwamanda - 680915 5714 080 - Willowfontein Area, PIETERMARITZBURG, 3200 - *Mbanjwa*
341. Zamokuhle Conrade Ngcobo - 830301 5431 083 - Elandskop Location, PIETERMARITZBURG, 3200 - *Sithole*
342. Sinazo Zwelengaye - 940822 0880 088 - Nxahio A/A, CENTANE, 4980 - *Enge*
343. Kedibone Thelma Sihlabela - 790902 0373 085 - P O Box 141, HAZYVIEW, 1242 - *Monyane*
344. Siyabulela Ngilani - 700110 6815 088 - Mzintlana Area, LUSIKISIKI, 4820 - *Mnguni*
345. Mthetheleli Mofutho - 950207 6090 089 - 25395 Saphepha Street, Asanda Village, SOMERSET WEST, 7129 - *Mguzulwa*
346. Farah-Naaz Hassim - 871205 0200 080 - 91 Moutseraat, Sunset Avenue, Lonehill, JOHANNESBURG, 2101 - *Sewpershad*
347. Pontsho Moku - 970823 5952 081 - Riba Cross, BURGERSFORT, 1150 - *Mphogo*
348. Ziningi Princess Ndlazi - 940824 1492 087 - Thornwood Area, MARIANNHILL, 3610 - *Thwala*
349. Sidwell Kelem - 860629 6024 082 - 09 Nossop Street, VREDENBURG, 7380 - *Makayi*
350. Simphiwe Lindelihle Mncube - 830518 5445 082 - 10812 Extension 12, Protea Glen, Mexiloon Poppy Street, ALBERTON, 1818 - *Mareletse*

351. Tshepo Martin Sangweni - 810923 6411 089 - 1052 Nyathi Street, Wattville, BENONI, 1501 - *Sempara*
352. Bhelukwenza Vototo Gumede - 651125 5269 086 - 10073 Milkyway Road, DASSENHOEK, 3610 - *Khumalo*
353. Morris Mamoshasha Maphanga - 920504 5880 081 - B 67 Pelepele Park, GLEN COWIE, 1061 - *Choma*
354. Jabulile Masemola - 771226 0333 086 - 113 Emoxeni Location, TEMBISA, 1620 - *Jiyane*
355. Elsie Nombango Mhlungu - 621230 0282 089 - H 2 – 1989 Idada Street, ESIKHAWINI, 3887 - *Ngidi*
356. Nkosinathi Joseph Mdlalose - 650411 5840 089 - P O Box 285, NONGOMA, 3950 - *Zondo*
357. Lebogang Eric Motlonye - 660801 5973 088 - House No 312, Remmogo Street, GAMOPEDI, 8400 - *Polelo*
358. Edmond Tsele Mofokeng - 690611 5312 086 - 2630 Mathabela Road, Rockville, VOSLOORUS, 1475 - *Mokoma*
359. Sifiso Mxolisi Mfene - 960926 6639 086 - 2384 Next Stadium Street, Villa Liza, BOKSBURG, 1459 - *Makhoba*
360. Thabang Modikwe - 980131 6029 083 - 32407 Stand, MAMELODI, 0100 - *Tsweleng*
361. Yolanda Maloyi - 980610 0845 081 - 1759 Extension 4, Rabbit Ridge, Kanana, MIDRAND, 1685 - *Tshuma*
362. Thulani Mhlongo - 960218 5310 087 - 11191 Ngezu Street, PALMRIDGE, 1458 - *Bolofo*
363. Elvis Louis Khoza - 640720 5378 087 - 500 Lillydale Trust, XIMHUNGWE, 1281 - *Manzini*
364. Nonjabulo Happiness Mbatha - 980523 1127 088 - Ngwebini Area, NQUTU, 3135 - *Ngidi*
365. Temba Caphuka - 970802 5956 086 - Hlwazilwazi A/A, FLAGSTAFF, 4800 - *Mgilane*
366. Sipiwe Mthombeni - 950226 6149 083 - 9128 Nabiya Lewette, Extension 1, MAYFIELD, 1520 - *Sithole*
367. Hans Letlhorho Sebone - 650513 5725 085 - 4513 Extension 24, ORCHARDS, 0100 - *Mokale*
368. Sikhumbuzo Reginald Sithole - 680305 5821 087 - 52 Blikbanie Road, No 12 Bonella, MAYVILLE, 4056 - *Khwela*
369. Kapelo Malepe - 850412 5530 082 - P O Box 124, TRICHARDTSDAL, 0890 - *Bjang*
370. Jabulani Victor Mabula - 940710 5192 080 - 10422 Harry Gwala, ZAMDELA, 1949 - *Tshabalala*
371. Tshepho Joel Tshwane - 900410 5670 080 - 10182 Extension 9, Ivory Park, MIDRAND, 1682 - *Mashalane*
372. Marius Tebogo Ngobeni - 890106 5762 081 - 2234 Zone 8, LETLHABILE, 0264 - *Maboe*
373. Keorapetse Masego Semau - 961119 0349 089 - 1102 Jonga Street, GALESHEWE, 8335 - *Simanga*
374. Gladys Gosalamang Mogoshodi - 830323 1396 086 - 5128 Extension 5, Boitumelong, BLOEMFONTEIN, 9300 - *Tsoeute*
375. Excellent Madalane - 931120 5707 088 - P O Box 171, BUSHBUCKRIDGE, 1280 - *Nyalungu*
376. Londeka Precious Nene - 960208 0286 085 - P O Box 240, BOTHA'S HILL, 3660 - *Khoza*
377. Lwando Bambiso - 921210 6373 089 - 00196 Zola Location, BARKLY EAST, 9750 - *Dyantyi*
378. Tshepo Mahlase - 850510 5644 082 - P O Box 664, MASEMOLA, 1060 - *Ramoshu*
379. Bonginkosi Libazi - 851111 5440 081 - 168 Mnenga Street, Nu 10, Motherwell, PORT ELIZABETH, 6001 - *Mfulana*
380. Samkelisiwe Sharol-Ann Nkosi - 890628 0371 089 - House No 1155, Ezamokuhle, AMERSFOORT, 2490 - *Mdluli*
381. Onwabile Shane Mabele - 930813 5307 088 - Ny 147, No 80, GUGULETHU, 7750 - *Batala*
382. Phulane Michael Mmola - 881228 5690 087 - P O Box 4468, MOOILYK, 0866 - *Moloto*
383. Nospinga Sanna Seepamore - 980103 0958 088 - 5243 Phahameng Location, BULTFONTEIN, 9670 - *Mabila*

384. Piet Monale Ntsane - 840531 5482 086 - 56141 Dark City, Phahomeng Location, BLOEMFONTEIN, 9300 - *Poonyane*
385. Beauty Puleng Mbuwane - 910217 0562 081 - 184 Block G, Popeleri Street, SOSHANGUVE, 0152 - *Mosia*
386. Dylan Brian Shikaya - 971029 5938 083 - Stand No 563, MKHUHLU, 1246 - *Mthethwa*
387. Sibonerlo Prince Ngwenya - 870131 5424 080 - Stand No 15, DENNILTON, 1030 - *Lukhele*
388. Nhlanhla Nonkelela - 960430 5544 082 - 2536/30 Gansi Street, Zone 1, PIMVILLE, 1309 - *Buthelezi*
389. Sibabalwe Blessed Manqoba - 950603 5377 081 - 37877 Mbotyi Street, Harare, KHAYELITSHA, 7784 - *Zibi*
390. Sandile Ziphozonke Dubazana - 980107 6344 086 - Dumaneni Area, MAHLABATINI, 3865 - *Ncanana*
391. Charles Mogothoa - 920205 5633 088 - 2609 Phomolong, SOSHANGUVE, 0152 - *Montja*
392. Phidza Eton Mudzwari - 850829 5601 086 - 15827 Phase 3, Braamfischer, DOBSONVILLE, 1700 - *Rambau*
393. Phidza Mandy Mudzwari - 801207 0411 084 - 15827 Phase 3, Braamfischer, DOBSONVILLE, 1700 - *Rambau*
394. Mmetja Noria Hlungwane - 780505 0731 087 - D0261 Marulaneng, BAKENBERG, 0610 - *Ngobeni*
395. Nhlanhla Given Msiza - 770916 5518 084 - 16691 Lerato Street, MAMELODI EAST, 0100 - *Cibi*
396. Gabriel Buti Mageti - 731215 5854 088 - 8447 Vilakazi Street, SHARPEVILLE, 1928 - *Welcome*
397. Farah Floris - 890315 0071 089 - 19 Rifle Road, KENWYN, 7780 - *Israel*
398. Mahlabanyane January Mohlala - 790101 6893 085 - Madibaneng, SEKHUKHUNE, 1124 - *Moleke*
399. Masilo Johannes Ratopola - 630721 5291 082 - P O Box 1784, LENYENYE, 0857 - *Mametja*
400. Zukiswa Mdingi - 871120 1380 080 - Lower Roza A/A, QUMBU, 5180 - *Platjie*
401. Siyabulela Sinthemba Mbatha - 961015 6316 082 - Mangangeni Area, MARIANNHILL, 3600 - *Lembede*
402. Nompumelelo Dumisile Ngobese - 960421 0975 082 - Hlazakazi Area, NQUTU, 3135 - *Mbhele*
403. Diveshnee Reddy - 980114 0185 085 - 310 Havenside Drive, Unit 1, CHATSWORTH, 4092 - *Kandasamy*
404. Kriya Yashoda Robert - 980416 0240 087 - 35 Canary Street, Kharwastan, CHATSWORTH, 4092 - *Singh*
405. Zama Patience Mhlongo - 930513 0409 083 - 104066 Ntuthuko Road, ST WENDOLINS, 3620 - *Hlatswayo*
406. Shaunice Bharathi Robert - 941010 0028 085 - 35 Candy Street, Khorwastan, CHATSWORTH, 4092 - *Singh*
407. Lucky Collen Mongatane - 850603 6151 080 - M 2 – 897, Southpan, SOSHANGUVE, 0152 - *Khoza*
408. Thobelani Jetro Mtambo - 960723 5911 081 - Umtwalume, UMZINTO, 4201 - *Shezi*
409. Moses Gemane Sithole - 910624 5644 089 - 4313 Umhlobowenene Street, Ivory Park, MIDRAND, 1689 - *Whati*
410. Emmanuel Nkosinathi Mabaso - 910525 5547 083 - 7255 Extension 2, LAKESIDE, 1984 - *Mahlangu*
411. Matsie Rebecca Ngwenya - 290317 0141 082 - 2808 Motsi Street, Everest, EDENVALE, 1426 - *Mokoena*
412. Mandisa Ndimande - 980917 0938 083 - Kwamakhutha Township, ISIPINGO RAIL, 4110 - *Mkhize*
413. Bruce Tumelo Tshehla - 890711 5607 085 - Ga Masha, STEELPOORT, 1133 - *Moshidi*
414. Ditiro Christopher Masau - 830903 6102 082 - 272 L Lokaleng, TAUNG, 8580 - *Serebolo*
415. Siphesande Mazibuko - 970714 5589 082 - Emnyangweni, Loskop, ESTCOURT, 3330 - *Shezi*
416. Msizi Mazwi Mazibuko - 950222 5885 082 - Emnyangweni, ESTCOURT, 3330 - *Shezi*

417. Motlagole Masoka - 930612 5344 087 - 6400 Phakgamang Street, Zone 4, DIEPKLOOF, 1864 - *Nthite*
418. Rebecca Kedibone Nebuhulu - 800405 0303 084 - 3743 Phase 2, TSHEPISONG, 1724 - *Bopape*
419. Sfiso Charles Genge - 920831 5970 087 - 70 Block Gg, SOSHANGUVE, 0152 - *Mashilwane*
420. Mfundo Mbityana - 970911 5627 082 - Fameni A/A, ELLIOTDALE, 5070 - *Thando*
421. Nothando Samkelo Sandrah Ncube - 960302 0213 080 - 4 A Circle Road, COLENSO, 3360 - *Ndlovu*
422. Petros Sfiso Hlatshwayo - 790228 6344 080 - B 1986, EZAKHENI, 3381 - *Mchunu*
423. Ntokozo Khumalo - 960427 6269 081 - Kwa Grace Area, NQUTU, 3135 - *Mbambo*
424. Velepini Simon Ndlovu - 680412 5368 083 - Esiphahleni Area, MBAZWANA, 3974 - *Nhlenyama*
425. Vusimuzi Moses Maduba - 870729 6134 085 - 3542 Green Village, DOBSONVILLE, 1863 - *Gatya*
426. Teboho Makgopo - 981216 5400 085 - P O Box 578, TSHILWAVHUSIKI, 2400 - *Mathivha*
427. Samantha Molatelo Makhura - 891117 0328 082 - 579 Block Bb, SOSHANGUVE, 0152 - *Masekela*
428. Andile Vumokuhle Sithole - 820102 5338 084 - 13 Sweethorhn Crescent, LEONDALE, 1401 - *Shabalala*
429. Jabulile Myendeki - 930515 0701 088 - 461 Ramokonopi East, KATLEHONG, 1431 - *Simelane*
430. Nkululeko Bense - 960825 5213 085 - 8849 Viking Street, KATLEHONG, 1432 - *Mvimbi*
431. Malora Aaron Matlaila - 791215 5405 086 - 405 Ramokonopi East, KATLEHONG, 1431 - *Maredi*
432. Samuel Benny Lekoko - 780730 5628 084 - Hosue No 0562, TAUNG, 8584 - *Seboko*
433. Mafusi Joyce Mkhombo - 730101 1169 088 - 9136 Extension 6 B, ORANGE FARM, 1900 - *Mosia*
434. Johannes Sebopela - 891127 5646 081 - 423 Gediator Street, Ormonde, JOHANNESBURG, 2001 - *Rapeulane*
435. Nyakallo Mtshali - 950403 0997 086 - 8119 Thabile Street, Moleleki Extension 2, KATLEHONG, 1431 - *Khunou*
436. Mbali Masia Mlambo - 840705 0850 089 - 351 Senaoane Umlazi Street, CHIAWELO, 1818 - *Masikane*
437. Velaphi Patrick Tshabalala - 580923 5393 088 - 6121 Extension 27, Mayfield, DAVEYTON, 1520 - *Nhlapo*
438. Mzwandile Mkhize - 791122 5603 084 - 2736 Extension 2, Kanana Park, SOWETO, 1835 - *Simelane*
439. Thabang Gerald Mangala - 891113 5223 089 - 4193 Umthambeka, Extension 11, TEMBISA, 1632 - *Maibeka*
440. Dag Olehile Bhari - 600608 5968 080 - House No 555, Koko Star Section, GANYESA, 8613 - *Bareng*
441. Niki Daries - 930710 0140 086 - 135 Milford Road, PLUMSTEAD, 7800 - *Kruger-Daries*
442. Johannes Tshauke - 690422 5440 087 - 10949 Extension 5, SOSHANGUVE, 0152 - *Sethole*
443. Lundi Petunia Phiri - 970826 0791 081 - 135 Mashinini Street, BALFOUR, 2410 - *Msibi*
444. Molefe Jacob Diale - 600327 5290 086 - 896 Main Road, Blairgririf Section, CHANENG, 0310 - *Mokgethi*
445. Thokozani Anderson Phetla - 891105 5677 082 - 1303 Block Tt, SOSHANGUVE, 0152 - *Hlong*
446. Tebogo Vincent Ketsekele - 690322 5467 082 - 16439 Ikhaya Street, Marimba Extension 4, VOSLOORUS, 1475 - *Magidela*
447. Bongani Tyson Mtshali - 930824 6369 084 - P O Box 4, KWAMBONAMBI, 3915 - *Mahlangu*
448. Lina Ntshiza - 961012 0969 081 - 1293 Jh Selani Street, Dukathole, GERMISTON, 1400 - *Melithava*
449. Mangaliso Festile - 870608 6047 085 - 568 Bates Road, EVATON, 1984 - *Phandle*

450. Molefe Morgan Masebe - 630410 5764 088 - 18 Andrew Street, Regents Park, Extension 13, EDENVALE, 2001 - *Ntoke*
451. David Mfihlelwa Mahlangu - 761011 5713 082 - 1322 Siyabuswa C, SIYABUSWA, 0472 - *Rakgalakane*
452. Constance Mmangakane Mashilo - 800602 0809 082 - Ga Mogashoa, JANE FURSE, 1085 - *Motubatse*
453. Ramokoai Joseph Lenkoe - 830902 5805 083 - 2229 Sunflower Park, CLOCLAN, 9735 - *Mokhele*
454. Phumzile Gretta Majola - 840830 0288 088 - 3178 Bend Street, CLERMONT, 3602 - *Myeza*
455. Themba Mufamadi - 900203 5693 081 - 111 Qgaqga Section, TEMBISA, 1632 - *Mabaso*
456. Lwazi Sbonelo Nkosi - 961203 5888 083 - P O Box 232, PAULPIETERSBURG, 3180 - *Vilakazi*
457. Tiisetso Paulus Mputlane - 820112 6372 081 - 3395 F Section, BOTSHABELO, 9780 - *Mohalanyane*
458. Thabang Mashiane - 980620 5311 088 - Masome, GROOTHOEK, 0628 - *Mathobela*
459. Anda Mcitwa - 960115 1132 087 - Ngungwane A/A, DUTYWA, 5001 - *Ndandani*
460. Qhamani Zenani - 960813 6061 083 - Tyeni Location, KING WILLIAMSTOWN, 5600 - *Nontayi*
461. Marupine Sandy Rasodi - 621212 5294 087 - Makgobaskloof, TZANEEN, 0850 - *Makgoba*
462. Jabulile Sandra Ndhlovu - 860912 0336 086 - 68 Rhodes Avenue, VEREENIGING, 1939 - *Mtimkulu*
463. Thomas Siphon Mazibuko - 770811 5541 089 - 536 Thafeni Section, TEMBISA, 1632 - *Luvuno*
464. Moeketsi Herbert Mokoena - 920127 5505 084 - 6027 Legodi Street, Ikageng, POTCHEFSTROOM, 2531 - *Majela*
465. Sifiso Olwethu Nkomo - 961129 5788 082 - 1824 Tamboville, PIETERMARITZBURG, 3200 - *Didi*
466. Siphamandla Sibusiso Dhlamini - 980402 6155 081 - House No 49, Section 6 F, MADADENI, 2957 - *Mvelase*
467. Mmamokekolo Julia Kekana - 520906 0723 089 - Stand 501, Lehotlhong, MARAPYANE, 0431 - *Maubane*
468. Mfana Joseph Shongwe - 710316 5592 085 - Stand No 468, MATSULU, 1203 - *Mnyambo*
469. Jacques Aldridge - 900103 5275 089 - 115 Nieuwe Street, POTCHEFSTROOM, 2531 - *Nel*
470. Dudu Gladys Mdletshe - 580624 0446 083 - 29883 Nkazimlo Road, TSHELIMNYAMA, 3610 - *Mncube*
471. Mzamo Makavelli Mayekani - 960702 6249 089 - Monoti Location, Kwa Ximba, Phumekhaya Road, CATO RIDGE, 3601 - *Ngcobo*
472. Philani Brain Nzama - 890130 5284 086 - D 690 Dassenhoek Area, Mariannhill, PINETOWN, 3610 - *Motaung*
473. Zanele Zama Mokoena - 890819 0463 089 - E 1338 Milkyway Road, DASSENHOEK, 3610 - *Shangase*
474. Zevile Nozipho Dladla - 900917 1159 082 - P O Box 35, MTUBATUBA, 3935 - *Ngubane*
475. Sinethemba Makaluza - 920828 6233 085 - 5504 Lemohang Street, Extension 8, KHUMA, 2551 - *Zwakala*
476. Nkosikhona Zibuyisile Msezane - 900518 1224 080 - Mthebeni Area, LOUWSBURG, 3150 - *Khumalo*
477. Ramatsobane Julia Ntsoane - 740303 0884 083 - Seleteng Area, GA-MPHAHLELE, 0736 - *Mphahlele*
478. Nthoma Zakirah Masemola - 951027 0731 085 - 130 Phase 1, MADIBELA, 0628 - *Banda*
479. Mpesana Lazarus Lekoloane - 870129 5866 086 - P O Box 2172, MAJA, 0719 - *Maja*
480. Johannes Tebane - 750929 5658 085 - P O Box 207, DRIEKOP, 1129 - *Molapo*
481. Gcinisile Yoland Hlazini - 960710 0513 087 - Stand No 131, Zangoma Village, LENYENYE, 0587 - *Nkhwashu*
482. Sibulele Siyaya - 910510 6021 080 - 96 Culross Road, BRYANSTON, 2021 - *Njeke*

483. Bonolo De Kocker - 980308 1110 080 - House No 100, HEUNINGVLEI, 8611 - *Smock*
484. Leonath Jabu Maseko - 821114 5346 081 - 3 Venkor Park, 185 Bick Throne Street, THERESA PARK, 0081 - *Makhudu*
485. Hendrick Johannes Thete - 810503 5525 087 - 439 Maphanga, MBIBANE, 0449 - *Masemula*
486. Khethang Johannes Letshaba - 600226 5836 080 - 4447 Extension 5, Kokosi, FOCHVILLE, 2515 - *Mohale*
487. Eveline Mamathaeng Palime - 911017 0266 082 - 1477 / 35 Esselen Park, Extension 2, TEMBISA, 1632 - *Tawane*
488. Miekie Schoeman - 990504 0065 089 - 38 Gustav Single, Trichardt Park, BLOEMFONTEIN, 9300 - *Ward*
489. Nazo Hlophe - 971129 5310 083 - 28 Raman Road, Northdale, PIETERMARITZBURG, 3200 - *Naude*
490. Karabo Revaldo Babili - 960407 5852 087 - 10655 Prime Street, Lesedi Park, POLOKWANE, 0699 - *Komane*
491. Phiwaiyinkosi Njabulo Ngidi - 970804 5740 080 - Imbali Unit Bb 4, PIETERMARITZBURG, 3200 - *Shange*
492. Nico Molahlegi - 850315 5697 084 - Zia 82, Gakopa, BOLEU, 0474 - *Matleng*
493. Sesana Martha Vilakazi - 350112 0292 085 - House No 468, Lethabong Section, MABOLOKA, 0197 - *Silomo*
494. Kutlwano Trevor Makgotla - 961026 5704 087 - 20153 Ramokgatla Section, MABESKRAAL, 0313 - *Makgotlwe*
495. Selby Jeffrey Methule - 880306 5825 084 - Stand No 208, CLAU CLAU, 1243 - *Mashaba*
496. Kenneth Kgubudi Ramphisa - 840526 5275 084 - Ma 461, Gamatsepe, BOLEU, 0474 - *Kgwete*
497. Jack Thete - 800630 5656 083 - 439 Maphanga, MBIBANE, 0449 - *Masemula*
498. Makwatse Vivian Mogotsi - 770708 0489 084 - 9401 Tamboville, TEMBA, 0407 - *Mathabe*
499. Malesela Ezekiel Makwela - 740124 5506 087 - Mosaia Section, GA-SEKGOPO, 0802 - *Rakgwale*
500. Mandla Computer Radebe - 790808 5737 085 - 4385 Naledi Balla Street, SOWETO, 1868 - *Malaza*
501. Samkele Ndwane - 860824 5359 080 - 14 Avenue, 2a Yellowwood House, Mount Noriah, DURBAN, 4051 - *Mbhele*
502. Christopher Bernard Cockin - 901105 5304 081 - 8 Juliana Veld, SOUTH PINELANDS, 7405 - *Hemingway*
503. Sbonelo Mxolisi Tenza - 980821 5605 087 - Bovini Location, HIGHFLATS, 3306 - *Ngubane*
504. Clayton Tumisang Ludada - 851229 5270 082 - 66 Khoza Street, ATTRIDGEVILLE, 0100 - *Mokgobo*
505. Andrew Siyanda Mthethwa - 850210 5645 086 - 404 Cranson Heights, 24 Esselen Street, JOHANNESBURG, 2001 - *Mkhize*
506. Mzwandile Dike - 820111 5737 088 - S 1721 Luthando Street, Veeplaas, PORT ELIZABETH, 6001 - *Saki*
507. Sakhile Andries Xaba - 880808 5489 084 - 2027 Siluma Phenduka Street, KATLEHONG, 1431 - *Mashoane*
508. Recardo Fabian Boswell - 840914 5214 081 - 23 Bellarosa Crescent, Buffalo Flats, EAST LONDON, 5209 - *Ruiters*
509. Teboho Johannes Nhlapo - 420315 5509 082 - Tlhaping Section, MADIBOGO, 2772 - *Matlala*
510. Jacob Phindile Simanga - 841028 6049 088 - 24563 Metsing Street, Extension 3, Kwa Thema, SPRINGS, 1575 - *Makholwa*
511. Ngwako Jasra Mohale - 950318 5444 084 - Stand No 369, Refilwe Village, MODJADJISKLOOF, 0837 - *Ramollo*
512. Khutso Zacharia Modiba - 841112 5451 089 - P O Box 2440, SEKGWENG, 0600 - *Monyela*
513. Nkokoto Saltiel Mashilo - 881010 6828 084 - 1050 Kanyame Street, Madubaduba, SIYABUSWA, 0472 - *Phasha*
514. Mmboneni Stephen Mushiana - 770409 5638 086 - P O Box 2901, DZANANI, 2090 - *Phupheli*
515. Eczenia Phuti Raphala - 950206 1309 080 - P O Box 2198, Mmasehlong Village, LONSDALE, 0710 - *Moloko*

516. Gavin Matsie - 970202 5524 085 - 11100 Extension 10, Ivory Park, MIDRAND, 1129 - *Sekgogoba*
517. Thabo Mahlobogoane - 950115 5280 082 - 615 Moriting Section, TEMBISA, 1632 - *Aphane*
518. Pauline Khumalo - 550406 0174 089 - 486 Makhulang Section, TEMBISA, 1620 - *Simelane*
519. Bafana Isaac Thenane - 811224 6393 081 - Stand No 1238, KIRKVOECHFONTEIN, 1030 - *Clemente*
520. Nobuhle Eignatia Sello - 921207 1171 088 - 266 Lidgetton West, UMKHOMBE, 3270 - *Sibisi*
521. Johannes Nhlanhla Djiane - 951218 5320 087 - Stand No 1935, KWAGGAFONTEIN, 0458 - *Maredi*
522. Nokwanda Ndaba - 961110 0674 089 - Thenjane Primary School, ISIPINGO RAIL, 4110 - *Hlophe*
523. Cornelius Maki Mogola - 861212 6043 086 - Stand No 1509, VERENA, 0458 - *Mthimunye*
524. Nonhlanhla Princess Myeza - 860701 1137 084 - Masangweni Reserve, EMPANGENI, 3816 - *Nsibande*
525. Simon Molathegi Morakile - 641024 5124 081 - 79 Goo-Mokgattha Section, WITKLEIGAT, 2800 - *Magano*
526. Nhlakanipho Cyril Ndaba - 920213 6065 086 - 1355 Gwala Park, MOOI RIVER, 3201 - *Ndlovu*
527. Vuyile Calsin Sondlovu - 640605 6177 085 - Nkantolo Area, BIZANA, 4800 - *Tshukwa*
528. Sphamandla Gwala - 970317 6346 088 - 4441 – 18th Avenue, CLERNAVILLE, 3610 - *Mzimela*
529. Russel Million Kali - 980218 6074 084 - 14 Antbear Street, Easter Park, KEMPTON PARK, 1619 - *Mkhabela*
530. Terrance Tshupo Ratau - 950123 5574 082 - P O Box 2067, KABOKWANE, 0484 - *Monama*
531. Mvuselelo Zulu - 970511 5945 086 - 3648 Oakmoor Station, Extension 7, TEMBISA, 1632 - *Ndwardwe*
532. Nokuthula Zinhle Mpungose - 970611 0775 080 - P O Box 332, NKANDLA, 3855 - *Mdunge*
533. Abonga Nkewu - 960303 6382 085 - Isilindini Area, NTABANKULU, 5130 - *Mahonya*
534. Sizwe Lungisani Khumalo - 930930 6118 080 - Oyameni Reserve, EMPANGENI, 3910 - *Ngubane*
535. Rudzani Goodwill Lukhwa - 900824 5617 083 - P O Box 4464, MAKHADO, 0920 - *Thovhakali*
536. Phathumuzi Qobolwakhe Ndlovu - 960211 5645 081 - Ntabas'bahle Area, NQUTU, 3135 - *Langa*
537. Thanzi Gotshelo - 920531 6002 084 - Tshikonelo Village, THOHOYANDOU, 0950 - *Davhana*
538. Thabo Aquila Manchidi - 660803 5335 086 - Vergelegen, JANE FURSE, 1085 - *Kgattle*
539. Mikateko Calphonia Maluleke - 870812 1420 087 - Gumbani Village, MALAMULELE, 0982 - *Mashaba*
540. Matala Malinga - 570621 0997 083 - Stand No 242, MULA, 0900 - *Maleka*
541. Thato Clarence Wambi - 870908 5466 082 - 10550 Zone 4, Winnie Mandela Park, TEMBISA, 1632 - *Makibelo*
542. Tsholofelo Adelaide Wambi - 800905 0835 084 - 10550 Zone 4, Winnie Mandela Park, TEMBISA, 1632 - *Makibelo*
543. Jimmy Chauke - 820505 6030 080 - House No 806, Matikoxikaya, LULEKANI, 1300 - *Mabasa*
544. Ntsikelelo Israel Madlala - 900412 5741 085 - 1182 Imbali Unit 18, PIETERMARITZBURG, 3200 - *Mdluli*
545. Nonkululeko Sibanyoni - 970701 0843 085 - Stand No 5399, IVORY PARK, 1245 - *Mavundla*
546. Donald Lehlohonolo Nanie - 961120 6050 085 - 751 Mantulla Street, Valspan Location, JAN KEMPDORP, 8550 - *Mantulla*
547. Lizole Mahomba - 920909 6511 082 - 6216 Nkonjane Crescent, LOWER CROSS ROAD, 7700 - *Sitwebile*
548. Light Thumbu - 951106 5715 085 - 819 Esselen Park, KEMPTON PARK, 1620 - *Mnisi*

549. Simangalis Mishack Ntshingila - 920129 5366 087 - 9374 Moleleki , Extensio N4, KATLEHONG, 1401 - *Tshabalala*
550. Bonginkosi Shadrack Ntshingila - 900910 5455 085 - 9374 Moleleki , Extensio N4, KATLEHONG, 1401 - *Tshabalala*
551. Kedibone Jostina Lema - 900114 1109 081 - 4 Mango Groove Street, Ebony Park, KEMPTON PARK, 1620 - *Bopape*
552. Siphiso Isaiah Maduna - 880525 5293 080 - 4473 Extension 5, BALFOUR, 1400 - *Makhubo*
553. Monwana Johannes Baloyi - 680606 6022 082 - 47 Tugela Street, Extension 8, CARLETONVILLE, 2499 - *Maremane*
554. Koena Johannes Nong - 850429 6063 087 - 13844 Extension 8, PALMRIDGE, 1468 - *Mabe*
555. Amos Khanye - 780202 7483 082 - 688 Mofokeng Section, KATLEHONG, 1431 - *Mhlambi*
556. Thabiso Johannes Malotle - 820312 5921 082 - 246 Mosiliki Section, KATLEHONG, 1432 - *Mokoena*
557. Tebogo Dion Gafane - 900125 5694 084 - 1971 Block X, MABOPANE, 0190 - *Sedibe*
558. Mbekezeli Magwaza - 910501 6390 088 - Nqoleni Reserve, ESHOWE, 3815 - *Zulu*
559. Ramokone Johanna Kgobe - 400110 0515 083 - Galelia Location , REBONE, 0617 - *Phakgadi*
560. Mojalefa David Mpyana - 980517 5216 087 - No 61 Monqaza Section, TEMBISA, 2010 - *Masango*
561. Buhle Bhengu - 881007 1295 087 - Nkozo Area, FLAGSTAFF, 4800 - *Magubheni*
562. Qiniso Zuma - 970220 5571 088 - New Lanova Road, Clan Farm, PIETERMARITZBURG, 3200 - *Gwala*
563. Phillemon Rodgers Sibuyi - 621107 5430 089 - 1943 Mandela Street, Wesselton, ERMELO, 2350 - *Ngobeni*
564. Lungisa Primrose Gama - 801212 1859 083 - 3902 Kingsburg West, DURBAN, 4001 - *Hlophe*
565. Khumbulani Mdletshe - 970111 5948 089 - Nhlwathi Area, HLABISA, 3935 - *Mabuyakhulu*
566. Bhekithemba Lucky Nkosi - 881125 5844 088 - H 35 Hope City, MIDDELBURG, 1050 - *Mashabane*
567. Thandazile Khethiwe Zulu - 960403 1380 082 - Mememe Area, NONGOMA, 3950 - *Buthelezi*
568. Mokgatli Confidence Seleise - 920309 6383 089 - Bukhuta Village, BOLOBEDU, 0837 - *Mokoelele*
569. Siphiso Daniel Mbatha - 790911 5543 089 - 72 St Amant Malvern , JULES, 2094 - *Ntuli*
570. Harrison Vuyo Madiba - 900424 5636 082 - 142 Pritchard Street, Taylors Mansions, JOHANNESBURG, 2001 - *Komeni*
571. Thandolwethu Crigory Motloung - 930319 5254 080 - 56 Tsimeli Street, Extension 2, Emndeni, SOWETO, 1865 - *Matini*
572. Johannes Marthinus Swanepoel - 901215 5091 081 - 14 Smuts And Edwards Street, Kya-Wani, VEREENIGING, 1939 - *Volschenk*
573. Victor Xihangalase Mhangwane - 780516 5376 083 - 920 Block T, SOSHANGUVE, 0152 - *Baloyi*
574. Ramattho Enoch Ditshego - 750129 5694 087 - 1061 Block C, MABOPANE, 0100 - *Molepo*
575. Vusumuzi Nkosi - 660602 5596 089 - 685 Ekupoleni Street, MOFOLO, 1700 - *Hlatshwayo*
576. Lemogang Edward Mosesane - 690710 6065 089 - A2 Majemonoho Village, KURUMAN, 8460 - *Gasenewe*
577. Nozipho Cathrine Kutwana - 960514 0966 083 - Emalholweni Location, CENTOCOW, 3200 - *Mlaba*
578. Puseletso Chrisancia Madonsela - 800219 0680 080 - Stand No 155, KANYAMASHE, 1214 - *Ngwenya*
579. Bhekinkosi Sunnyboy Gabriel Mohlodi - 670226 5302 088 - Stand No 3960, KANYAMAZANE, 1214 - *Mathebula*
580. Zakhele Felix Nkomo - 971029 5295 088 - House No 27, Smynte Street, VANDERBIJLPARK, 1900 - *Dube*
581. Hazel Ndlovu - 960522 1018 085 - Sombongangani, ELANDSKOP, 3226 - *Freese*

582. Sithabiso Shange - 970513 5990 088 - No2 Noshezi , PIETERMARITZBURG, 3200 - *Majola*
583. Vuyo Sizwe Mqaba - 980701 5405 086 - 22 Omar Street, POTCHEFSTROOM, 2531 - *Faku*
584. Vusani Mashawana - 951121 6231 081 - P O Box 177, MASHAMBA, 0900 - *Selamolela*
585. Martin Prince Sibuyi - 880714 6134 085 - Stand No 18, Casteel Trust, BUSHBUCKRIDGE, 1280 - *Malapane*
586. Lebogang Sylvester Lephala - 830305 6625 080 - 571 Lonsdale, MOLETJIE, 0710 - *Matlou*
587. Thoko Mhukwa - 820505 1936 083 - P O Box 75, TSOLO, 5170 - *Makasi*
588. Jeffrey Mavundla - 880615 6234 082 - 3188 Sebeloane Street, Moroka, Rockville, SOWETO, 1717 - *Tlhwaele*
589. Mokhatshane Abel Nkgudi - 850227 6127 088 - Stand No 976, Tsantsabela, MARBLE HALL, 0450 - *Ngobeni*
590. Paballo Hope-Well Letsela - 890512 5078 081 - 15561 Insomi Street, Extension 16, VOSLOORUS, 1475 - *Tsotetsi*
591. Ntombifikile Nokwanda Ngubane - 820214 1521 082 - Mbila Area, INHLAZUKA, 3780 - *Luthuli*
592. Sithandiwe Nombulelo Khumalo - 811108 0838 086 - A 1402 Nkunzi Street, EZAKHENI, 3381 - *Sithole*
593. Khutso Martin Phahla - 870217 6086 083 - 217 Mamelodi West, PRETORIA, 0100 - *Lettlepo*
594. Mandla Khawulani Sigubudu - 961003 5572 087 - Msomi Stand, Blaaubosch, OSIZWENI, 2952 - *Shelembe*
595. Nomsa Mabunda - 890214 1064 088 - Stand No 20, HAZYVIEW, 1242 - *Ndlovu*
596. Mphikiseni Robert Mtshali - 550602 5713 083 - Loss Area, EMVUNYANE, 3105 - *Ntombela*
597. Thokozani Michael Nkosi - 900116 5542 084 - Stand No 1313, MATSULU, 1203 - *Sungula*
598. Mobanko William Chokwe - 700405 6277 085 - 1057 Mqhoza Street, KAGISO II, 1754 - *Lehaiwa*
599. Siphon Madikana - 721111 5767 085 - 2087 B Maseko Street, Zone 2, SOWETO, 1818 - *Nkosi*
600. Katlego Sekgobela - 910306 6374 086 - 11760 Nonqawe Street, Zone 6, PIMVILLE, 1360 - *Chiloane*
601. Katlego Mulaudzi - 930612 6200 080 - 4250 Cordwell Street, PROTEA SOUTH, 1818 - *Moseki*
602. Herman Lebotha Lethoko - 851212 6074 083 - 633 Serokolo Street, Zone 1, MEADOWLANDS, 1852 - *Nchoe*
603. Sikhumbuzo Glen Ndlovu - 720605 5491 084 - 8150/18 Mpshe Street, WINDMILL PARK, 1459 - *Mtshali*
604. Tshepo Petros Sefoloko - 620421 5740 087 - 11965 7 A Orange Farm, SOWETO, 1841 - *Mofokeng*
605. Stanley Bhekisisa Mngomezulu - 681201 5784 087 - 10 6th Avenue, ALEXANDRA, 2090 - *Mchunu*
606. Samuel Secotshi Makhuba - 760916 5669 087 - 461 Maunde Street, ATTERIDGEVILLE, 0008 - *Manoko*
607. Monicca Sipiwe Sikosana - 770912 1045 081 - 728 Suncity, KWAMHLANGA, 1022 - *Nkosi*
608. Joseph Again Silombo - 941231 5681 088 - P O Box 102, IMBUZINI, 1343 - *Lubisi*
609. Maureen Nompumelelo Mabuza - 920504 0563 088 - Lizana Magagula 72, BELFAST, 1100 - *Skhosana*
610. Rachel Maseko - 720710 0332 083 - 18723 Matjeke Mkhondu Street , Matjeke Mkhondu Street, Rethabile, MAMELODI EAST, 0122 - *Mokhawane*
611. Nonkosazana Princess Mnyaka - 600807 0636 086 - 885 Msobomvu Township, BUTTERWORTH, 4960 - *Macozoma*
612. Morongwa Jane Boo - 900312 1514 082 - 19082 Extension 10, SOSHANGUVE, 0152 - *Shikwane*
613. Thato Sidwell Keletsane - 830917 6070 081 - 2534 Jabulani , Extension 1, SOWETO, 1868 - *Mokgobi*

614. Martins Mathibela Phetla - 520731 5172 086 - 756 Block Gg, SOSHANGUVE, 0152 - *Aphane*
615. Solomon Noko Kgatabela Molekoa - 700923 5824 087 - Stand No 1468, Masoganeng Section, NOKANENG, 0435 - *Wilson*
616. Ayanda Manqele - 871018 5702 087 - P O Box 166, ESIKHAWINI, 3887 - *Madlala*
617. Zinhle Nomvula Myeni - 910214 1284 088 - Mzondi Area, JOZINI, 3969 - *Mpontshane*
618. Makhosini Eric Mkhize - 921104 5386 087 - 13542 Maluleka Street, Extension 9, TSAKANE, 1550 - *Vilakazi*
619. Ganle Siphon Chamane - 590104 5646 084 - Nhlankakazi Area, NDWENDWE, 4342 - *Mhlongo*
620. Grant Vincent Oliver - 831122 5207 086 - 16 Papillon Road, Strandfontein, BELLVILLE, 7798 - *Citto*
621. David Yetisana Khoza - 781205 5865 084 - P O Box 647, KWALUGEDLANE, 1341 - *Mboweni*
622. Matome David Makgade - 760425 5669 089 - House 523, New Location, MASHISHIMALE, 1395 - *Mathonsi*
623. Thapelo Arthur Malemela - 851106 5649 087 - P O Box 900, LETABA, 0370 - *Mabapa*
624. Tshifhiwa Galatia - 900920 5954 086 - P O Box 823, TSHILWAVHUSIKU, 0935 - *Mashaba*
625. Vuyani Gotyana - 650626 6011 089 - Ngxakaxa Area, DUTYWA, 5000 - *Poswa*
626. Nkanyiso Nuba - 960509 5812 084 - P O Box 586, HARDING, 4680 - *Ngubelanga*
627. Warren Gomolemo Phakoe - 730721 5615 081 - 119 Buffel Street, Dawnpark, BOKSBURG, 1459 - *Ntuli*
628. Eunice Phumelele Mbuyisa - 740727 1108 086 - P O Box 6844, MADADENI, 2951 - *Khumalo*
629. Sharberd Matshela Ntshetseng - 960215 5625 084 - Apel Cross, MASEMOLA, 1060 - *Masemola*
630. Vusimusi Patrick Mmahuma - 771209 5588 086 - 1312 Block G, SOSHANGUVE, 0152 - *Radebe*
631. Leshata Reuben Mashabela - 560503 5734 087 - 20061 Tshehlwaneng, JANE FURSE, 185 - *Mampuru*
632. Petrose Sedibe - 980528 5444 082 - 3523 Madzena Street, CHIAWELO, 1818 - *Mamphoto*
633. Mitchell Ramashala - 980618 5782 084 - 10344 Masodi Village, MOKOPANE, 0600 - *Kekana*
634. Trevor Manuel Masinga - 851002 6050 088 - Stand No 196, Mshandza Trust, HAZYVIEW, 1242 - *Mnisi*
635. Tokoza Majali - 970811 1138 086 - Thwazi Area, FLAGSTAFF, 5099 - *Bangani*
636. Keitumetse Patience Kamati - 830207 0860 087 - 166 James Cindi Street, Montshioa, MMABATHO, 2737 - *Moyawa*
637. David Nthueng Carney - 820530 5731 082 - 930 Slocha Section, TWEELAAGTE, 0345 - *Monaisha*
638. Machete Frans Moreroa - 931204 5826 088 - P O Box 422, MAKGABA, 0763 - *Modiba*
639. Patrick Myekeni Thwala - 830527 5635 089 - 54 Rodedam Street, Unit 1, Coron Plaza, MIDDELBURG, 1050 - *Mostert*
640. Jabulani Moses Mndebele - 880225 5287 089 - 893 Zone 5, PIET RETIEF, 2380 - *Nkosi*
641. Raisibe Suzen Phele - 600228 0735 085 - Motong Village, MOLETJIE, 0700 - *Thoka*
642. Daniel Mandla Kopong - 690422 5796 082 - P O Box 98, BADPLAAS, 1190 - *Dladla*
643. Jaythan Bignaut-Welsh - 960603 5040 083 - 118 Irene Avenue, SOMERSET WEST, 7130 - *Welsh*
644. Tshwanelo Isaac Thobejane - 880927 6115 082 - House No 510, Carousel View, HAMMANSKRAAL, 0400 - *Mphahlele*
645. Fanisile Tafuleni - 870930 6291 087 - 108825 Street, INANDA, 4310 - *Mpahlwana*
646. Busani Ntombela - 961106 5938 081 - P O Box 929, ESHOWE, 3815 - *Khuzwayo*

647. Mthokozisi David Pakathi - 980427 5620 082 - 1079 Sobuza Street, CAROLINA, 1185 - *Nkambule*
648. Mfundo Felix Gama - 880801 5894 080 - 8250 Section 5, MADADENI, 2951 - *Mazibuko*
649. Lunga Ndela - 950224 5836 081 - Ludondolo Area, DUTYWA, 5000 - *Myendeki*
650. Tebogo Godfrey Qungale - 810803 6069 089 - 531 Seabe Road, VOSLOORUS, 1475 - *Mofokeng*
651. Zandile Dube - 970124 0838 080 - P O Box 126, KRANSKOP, 3268 - *Dladla*
652. Phumelele Mbambo - 930602 0446 086 - P O Box 355, GEZA, 3866 - *Mpungose*
653. Mncedisi Innocent Molokoane - 890622 5336 080 - 21 Nhlengethwa Street, Kwathemba, SPRINGS, 1575 - *Ntsoane*
654. Secret Dlamini - 760208 5451 082 - 2095 Emndeni Extension, EMNDENI, 1983 - *Joji*
655. Thumelani Gabriel Magubane - 840505 6849 089 - Ekuvukeni Area, WASBANK, 2920 - *Sithole*
656. Senzo Thubelihle Mntungwa - 941013 6260 082 - Emgababa Area, Ntumbane, PONGOLA, 3170 - *Khalishwayo*
657. Andile Innocent Dladla - 960822 6277 086 - Emsamo Area, MUDEN, 3251 - *Buthelezi*
658. Nkosingiphile Ngubo - 941021 6002 081 - Springvale Location, HIGHFLATS, 3306 - *Phungula*
659. Sibusiso Sibanda - 850301 5379 089 - 240 Far East Bank, ALEXANDRA, 2090 - *Cebekhulu*
660. Tshenolo Boikanyo - 900209 5324 080 - 983 Naledi Street, Mabuya Park, VOSLOORUS, 1475 - *Mogane*
661. Errol Kabelo Raseroka - 761030 5685 082 - 4257 Section M, MAMELODI WEST, 0122 - *Kadiege*
662. Moses Mulaudzi - 921023 6092 082 - 1101 Phase 2 , Bramfisher, ROODEPOORT, 1724 - *Matshili*
663. Thandeka Olga Mavundla - 970218 1284 086 - 11 Riemar Place, Pem Street, Sonneglans, RANDBURG, 2188 - *Ndumo*
664. Moraswi Thomas Malatji - 830717 5725 085 - P O Box 1673, ATOK, 0749 - *Moraka*
665. Farhana Rashwan - 740429 0106 084 - 30 George Street, MAYFAIR, 2092 - *Said*
666. Mpho Themba Ntshabeleng - 860424 5414 082 - 8239 Mokopane, SIYABUSWA, 0472 - *Sibanyoni*
667. Dumsane Pollen Nhlabathi - 790715 5529 083 - 61304 R D P, SHEEPMOOR, 2352 - *Madlala*
668. Ndoysisile Welcome Peters - 511010 6019 088 - 3406 Phikasa Street, Harare, KHAYELITSHA, 7784 - *Sicatsha*
669. Tebogo Nkadimeng - 970918 5566 087 - Ga Secelearea , SEKHUKHUNE, 1124 - *Mothupi*
670. Makgalane Thabiso Maredi - 901122 5704 087 - Ga Mogashoa Area, SEKHUKHUNE, 1124 - *Maganyela*
671. Tumza Ceza - 930511 1200 089 - Qumrha Area, MOUNT FRERE, 5090 - *Jijana*
672. Lindikhaya Ndbetholo - 880422 6111 083 - Cacadu Area, NTABANKULU, 5130 - *Ngiyane*
673. Mpendulo Mkhize - 970704 6321 080 - Ezibananeni Location, Maqongqo, PIETERMARIETZBURG, 3680 - *Ngcobo*
674. Nkosikhona Makhathini - 920824 6313 084 - L1642 Umlazi Township, UMLAZI, 4031 - *Dlamini*
675. Herbert Mbongeni Dladla - 950503 5508 083 - C2025 Umlazi Township, UMLAZI, 4031 - *Mthethwa*
676. Siyabonga Busani Dumakude - 970419 5796 089 - P O Box 542, NKANDLA, 3885 - *Ngubane*
677. Marco Marthinus Whitebooy - 960603 5244 081 - 4 Loerie Street, Panorama, HUMANSDORP, 6300 - *Potgieter*
678. Lucy Mpanza - 980106 0868 082 - Stand No 50, Zwelisha Trust, KABOKWENI, 1245 - *Mnisi*
679. Katlego Denise Kwata - 880915 6077 089 - 7279/50 Block Vv, SOSHANGUVE, 0152 - *Mataitsane*

680. Dorah Ngobeni - 790114 0212 087 - 2234 Zone 8, LETLHABILE, 0264 - *Maboe*
681. Zusakhe Noganta - 870819 5955 083 - 268 Msobomvu Township, BUTTERWORTH, - *Nohako*
682. Siyabonga Brightson Mkhize - 950521 5124 081 - 24 Orchard Road, HOWICK WEST, 3290 - *Mnikathi*
683. S'fundo Mzwakhe Majozi - 970815 6282 088 - T568 Street 10419, KWADABEKA, 3620 - *Zungu*
684. Sbusiso Senzo Makhaye - 951015 6318 080 - Kwasenge Area, KRANSKOP, 3268 - *Dlomo*
685. Bonginkosi Moshokoa - 890112 5601 089 - 11521/ 72 Mji Street, ORLANDO WEST, 1804 - *Mbongo*
686. Michael Mathemba Ntleziwana - 720607 5447 082 - 1201 Selani Street, Dukathole, GERMISTON, 1400 - *Mnukwa*
687. Wellington Sifiso Tembinkosi Gininda - 950807 6080 087 - Stand No 1504, TJKASTAD, 1193 - *Zulu*
688. Khwinana Jan Rathebe - 840721 5960 088 - 25 Mangena Street , ATTERIDGEVILLE, 0008 - *Thamaga*
689. Hellen Nkadimeng Mononyane - 970228 0807 084 - 20216 Ga-Monyeki Village, LEPHALALE, 0555 - *Teffo*
690. Josias Mophulosi Maluleka - 790202 6074 088 - 16395 Extension 12, SOSHANGUVE, 0152 - *Kekana*
691. Nkosingiphile Angel Thobela - 930501 0919 086 - 1095 Avoca Road, DURBAN, 4095 - *Nkande*
692. Siph'esihle Pearl Sefunda - 930422 0471 087 - Stand No 40 55, Khumbula, KABOKWENI, 1245 - *Mdluli*
693. Itumeleng Marjorie Wambi - 890313 0543 082 - 10550 Winnie Mandela , Zone 04, TEMBISA, 1632 - *Makibela*
694. Lucas Mafika Motha - 720701 5595 089 - P O Box 434, JERICHO, 0189 - *Dladla*
695. Mduduzi Kingsley Mnisi - 900311 5467 081 - 5524 Dada Street, DIEPKLOOF, 1962 - *Khanyile*
696. Lerumo Jeanette Matabane - 940509 0342 082 - 1851 Mbanjwa Street, Zondi 2, SOWETO, 1865 - *Ndaba*
697. Manqoba Phakathi - 920213 5620 089 - 44 Mpungose Street, GLENKOE, 0930 - *Mthombeni*
698. Mandlenkosi Andile Gumede - 890602 5991 084 - Thengani Reserve, KWA-NGWANASE, 3973 - *Chiliza*
699. Farahnaaz Latief - 800521 0173 085 - 30 Fir Street, Cloeteville, STELLENBOSCH, 7600 - *Arnolds*
700. Bongani Vusumuzi Mazibuko - 791129 6355 085 - P O Box 70937, RICHARDS BAY, 3900 - *Mbuyazi*
701. Khanyisile Mbambo - 950217 0875 088 - Kwashange No 2, PIETERMARITZBURG, 3201 - *Makhaye*
702. Mathembamahle Thembanani Dlamini - 900313 5928 088 - P O Box 31, BULWER, 3244 - *Ngubane*
703. Simon Phopho Naki - 640729 5791 082 - P912 Site B, KHAYELITSHA, 7784 - *Galada*
704. Kagiso Alfred Ngoma - 860807 6213 083 - 1385 Hammanskraal, Suurman, TEMBA, 0407 - *Masemola*
705. Samkele Tumelo Nkabinde - 860910 5355 085 - 10898 Patrick Cola Chrescent, Aloeridge, MIDDELBURG, 1050 - *Ntilane*
706. Tebatso Simon Ntshobe - 780904 5468 086 - 562 Biko Street, SWARTRUGGENS, 2835 - *Madikwane*
707. Skhumbuzo David Mayisela - 810112 6186 087 - 14 A New Ermelo Village, ERMELO, 2350 - *Mahlangu*
708. Axola Besi - 980530 0864 082 - Maqubini Area, QUMBU, 5180 - *Jafta*
709. Nombuyiselo Mokoena - 980317 0395 089 - 568 Zone 10, SEBOKENG, 1983 - *Makhubu*
710. Mthokozi Gumede - 810322 5526 080 - P O Box 2, MBAZWANA, 3974 - *Ntuli*
711. Babalwa Sixishe - 980326 0139 082 - Nase Area, UMTATHA, 5099 - *Sikuni*
712. Dumisani Zimu - 970527 5815 087 - 1119 Dennilton, MDUTJANA, 0477 - *Sibanyoni*

713. Ntsikelelo Sishuba - 960907 5362 086 - E925 1st Avenue, Nyanga, CAPE TOWN, 7755 - *Ngesi*
714. Thabile Gona - 980824 5861 080 - Upper Tabese Area, UMTATHA, 5099 - *Makhala*
715. Ramadimetse Rebecca Makgolane - 460726 0174 089 - Stand No 19, Rostok, ATOK, 0749 - *Rachidi*
716. Uvishkaar Sumer - 930330 5165 085 - 5 Buttercup Road, GLENCOE, 2930 - *Sohan*
717. Phakamile Mbali Masondo - 930716 1026 083 - Emakhwezini Reserve, EMPANGENI, 3880 - *Mbatha*
718. Mzolisi Delityala - 920929 6176 082 - P O Box 313, UMZINTO, 4200 - *Mfeka*
719. Mfanile Elliot Mdlalose - 581024 5343 089 - Ematimatolo Area, GREYTOWN, 3250 - *Thusi*
720. Grace Sibongile Mavuso - 861017 0811 085 - House 722 , Blaauwbosch Farm, OSIZWENI, 2952 - *Kubheka*
721. Matlalani Olgar Malematsa - 960329 0703 083 - Stand No 574, GA-KGAPANE, 0838 - *Sekhwela*
722. Sive Howard Matiso - 941219 5904 089 - 17671 Thembeni Street, NYANGA, 7750 - *Mfama*
723. Rethabile Pearl Bojang - 970407 0189 087 - 11366 Mokae Street, Gopolang , Bloemandal, BLOEMFONTEIN, 9323 - *Lechi*
724. Bongani Ningi - 940824 5989 088 - 43706 Khumbuza Street, Makhaza, KHAYELITSHA, 7784 - *Magudu*
725. Malwande Dlamini - 960720 5631 081 - Nongidi Area, MTHATHA, 5099 - *Jola*
726. Abigail Mary Bloem - 941125 0365 087 - Suite #3, Private Bag X3, LONEHILL, 2062 - *Lightbody*
727. France Maluleke Malveke - 770101 8259 081 - 4440 Ivory Park, TEMBISA, 1632 - *Nzibande*
728. Israel Sunnyboy Moyo - 801024 5305 082 - 4 Bultfontein Street, HEKPOORT, 1790 - *Mogale*
729. Simphiwe Khoza - 921207 6267 089 - Maqongqo Location, Table Mountain, CAMPERDOWN, 3235 - *Mkhize*
730. Wiseman Siphwe Mthethwa - 690329 5562 085 - Snathing Location, PIETERMARITZBURG, 3201 - *Ntuli*
731. Sbongiseni Lindani Sikhosana - 970406 6173 087 - 1058 Th Selane Street, GERMISTON, 1401 - *Nkumane*
732. Thandokuhle Shwayimbe - 971114 6008 084 - Hlanzeni Location, IXOPO, 3276 - *Ntenza*
733. Jacob Monyethabeng - 660819 5441 088 - 254 Ablet Avenue, LOTUS GARDENS, 0025 - *Msiza*
734. Ms Elizabeth Pelo - 730712 0678 083 - House No 1167, Unit A, BRITS, 0268 - *Nkuna*
735. Mr Richard Mondli Mkhize - 691231 5713 081 - 4093 Masakhane Road, Kwandengezi , PINETOWN, 3610 - *Nzimande*
736. Geisa Victor Tshabalala - 950119 5898 083 - 28727 Chris-Hani, BLOEMFONTEIN, 9323 - *Radebe*
737. Keitumetse Miya - 960323 0444 087 - Sesing Location , BLOEMFONTEIN, 9323 - *Mogorosi*
738. Mobe Konstabel Mthombeni - 621204 5357 089 - 2764 Tiholego Section, MMOTLA, 0400 - *Mahlangu*
739. Israel Sodi Malepe - 920505 7039 089 - Private Bag X9040, BURGERSFORT, 1150 - *Thobejane*
740. Sabelo Sidwell Mqala - 750117 5606 086 - Ny129 No 7, GUGULETU, 7750 - *Qavane*
741. Sithembele Kabingca - 750310 6241 082 - P O Box 28, KLIPHEUWEL, 7303 - *Majwede*
742. Simangaliso Yaka - 980412 5982 088 - 9671 Extension 16, BOPHELONG, 1913 - *Masondo*
743. Baikgantshi Gladys Disemelo - 690610 1665 083 - 849 Yizo Yizo Section, TLHABANE, 0309 - *Tsebe*
744. Nsizwa Abednigo Sibanyoni - 970327 5420 081 - 368 Kwaggafontein, MKOBOLA, 0458 - *Mafafo*
745. Fhatuwani Munzhelele - 980719 5914 089 - 764 B Forbe Street, SOWETO, 1852 - *Mudau*

746. Mbulelo Sotyelelo - 921214 5559 086 - 50 Somi Street, Motherwell, PORT ELIZABETH, 6211 - *Nawule*
747. Genevieve Emma Christensen - 980623 0174 089 - 39 Benning Drive, KOMMETJIE, 7975 - *Catterson*
748. Thiisetso Achibold Mokgalapa - 971105 5186 087 - P O Box 1969, GA -KGAPANE, 0838 - *Rakgabale*
749. Siphesihle Semi Manana - 970930 6516 086 - 4855/210 Extension 13, Mzinoni, BETHAL, 2310 - *Mtsweni*
750. Bongekile Khumalo - 970501 1292 088 - Kwa Grace Area, NQUTHU, 3135 - *Mbambo*
751. Shlomo Zalman Press - 971031 5285 085 - 51 Raglan Street, JOHANNESBURG, 2192 - *Schnerb*
752. Mary Moretlo Mongole - 961015 0393 087 - 11135 Snake Park, KROONSTAD, 9499 - *Dithebe*
753. Skhumbuzo Madonsela - 960702 5949 085 - 2146 Fanie Street, Mapetla, SOWETO, 1818 - *Ndlovu*
754. Tumelo Kingsley Marope - 960603 6468 085 - House No B25, Tshaneng Village, GANYESA, 8613 - *Setae*
755. Abel Khazamula Maluleka - 631201 5674 081 - 20028 Extension 10, SOSHANGUVE, 0152 - *Khoza*
756. Vusi Richard Ndimande - 661229 5506 089 - 12053 Ndungwane Street, Extension 4, KWATHEMA, 2001 - *Mtolo*
757. Lucas Nhlanhla Mngadi - 750516 5434 086 - 8604 Qhakaza Road, Magwaveni, TONGAAT, 4400 - *Mkhize*
758. Mpfariseni Mulaudzi - 950818 6051 085 - Greenside , Extension 44, POLOKWANE, 9301 - *Muendanyi*
759. Katlego Selokatjati Mpheti - 850912 6076 084 - P O Box 641, BURGERSFORD, 1150 - *Matlakala*
760. Christopher Luke De Wet - 720504 5202 080 - 36 Rivonia Road, St David's High School, INANDA, 2146 - *Luke*
761. Kgaogelo Daisy Mantsho - 850906 1290 088 - and your two minor children - Tebogo Mantsho - 140326 1312 081 - Tshogofatso Mantsho - 111215 1380 080 - 66 Ga-Setati, Moletjie, SESHEGO, 0742 - *Semenya*
762. Mokgadi Salphy Matlou - 900925 1142 081 - and your two minor children - Dikeledi Gift Matlou - 150608 5948 086 - Reneilwe Phelma Matlou - 111111 1656 082 - Montz Area, Matlala, MOKOPANE, 0790 - *Mashiane*
763. Anelisa Faith Goniwe - 931031 0236 082 - and a minor child - Live Goniwe - 110927 6585 088 - C49B Siyazama Street, Site C, KHAYELITSHA, 7784 - *Dekeda*
764. Luyanda Herman Mafu - 840901 5600 088 - your wife - Simangele Precious Mafu - 830414 1276 087 - and your two minor children - Lusanda Sphiwokuhle Mafu - 150624 5577 080 - Lethokuhle Sisanda Mafu - 100430 0698 082 - E1257 Josai Mapholoba Road, UMLAZI, 4031 - *Malunga*
765. Moeng Gaarekwe William Bookgolane - 660310 6069 086 - your wife - Mabifi Constance Bookgolane - 680402 1079 081 - 3357 Pookate Section, Dinokane Village, LEHURUTSHE, 2868 - *Dikoma*
766. Ronald Brian Mac-otto - 720411 5191 083 - your wife - Marishia Helga Ronique Mac-otto - 790423 0162 089 - Morolong Section, MADIBOGO, 2772 - *Mokoto*
767. Mthokozisi Pascall Mtungwa - 730217 5315 087 - your wife - Bahle Mtingwa - 750405 0273 089 - 7 Peter Binikos Avenue, Norkem Park, KEMPTON PARK, 1619 - *Shabalala*
768. Thoko Mdubu - 630102 080 - your wife - Xoliswa Nophumzile Mdubu - 650303 2009 083 - and a minor child - Nomfusi Mdubu - 060227 1166 087 - Sipaqeni Area, FLAGSTAFF, 5100 - *Ntsoyana*
769. Francina Kwena Matlala - 890702 0046 080 - and your three minor children - Tumi Matlala - 131206 5828 087 - Koketjo Matlala - 070614 0873 086 - Thabiso Matlala - 110920 6088 088 - P O Box 344, BAKONE, 0746 - *Chokwe*
770. Masakhane Mfama - 640606 7129 083 - your wife - Ntombodidi Mfama - 720210 1335 086 - Cobosi Area, NGCOBO, 5050 - *Piyose*
771. Gopaul Christe Govindasamy - 570715 5171 080 - and your two minor children - Laryssa Alexandra Govindasamy - 010113 0127 083 - Jadon Ethan Govindasamy - 021012 5127 089 - 85 Blairgowrie Drive, Blairgowrie, RANDBURG, 2194 - *Chetty*

772. Sewine Johannes Seete – 750717 5439 089 – your wife – Malindi Dinga Seete – 761208 0345 080 – and your two minor children – Masechaba Christine Seete – 091222 0127 084 – Tumiso Shibe Seete – 090121 5221 085 - 170 peter mokaba street, Lotus gardens, 0025 - *ngulube*
773. Thandeka Ignatia Samukelisiwe Mazibuko – 910728 0336 086 – and a minor child – Lindokuhle Wandile Mazibuko – 060816 5200 080 - BB911 Umlazi Township, UMLAZI, 4031 - *Hlubi*
774. Cyprian Shozi – 670420 5720 080 – your wife – Monica Duduzile Shozi – 730216 0685 080 - 17674 yusef dadoo road, Marianhill, Pinetown, 3610 - *mbatha*
775. Kefentse Mosimane – 740626 5516 080 – your wife – Gloria Kgalalelo Mosimane – 810828 0724 082 - 24 House 01, Dachill Street, SAFARI, 0299 - *Molefe*
776. Ambani Lovey Dau – 751003 5956 086 – and two minor children – Ronewa Sarina Dau – 081216 1276 082 – Uhone Abigail Dau – 140918 1110 083 - Tswinga Village, THOHYANDOU, 0950 - *Masete*
777. Zanele Lesaya Nomadolo – 890912 1207 082 – and a minor child – Siyabonga Hope Siphesihle Nomadolo – 070808 6122 080 - 2656 extension 5, Klarinet, Witbank, 1035 - *mazamelela*
778. Zebulon Rosseau Mabele – 630315 5898 085 – your wife – Pauline Maita Mabele – 640621 0677 087 – and a minor child – Precious Lerato Malebo Mabele – 030602 0284 080 - 15856 Thabanchu Street, Extension 12, KAGISO, 1754 - *Molokele*
779. Sipiwe Lawrence Makhanya – 780510 5542 083 – your wife – Ngakhephi Rejoice Makhanya – 860917 0720 080 – and your two minor children – Sivuyile Noluthando Makhanya – 100321 0315 084 – Thobani Ndulini – 060225 5772 082 - Ndlamdama C P School, UMBUMBULU, 4105 - *Ngcobo*
780. Magindy Lucky Mnguni – 670501 5251 083 – and your two minor children – Sphesihle Andries Joseph Mnguni – 030303 6171 088 – Siphosethu Success Mnguni – 110106 5426 087 - 1784 Newtown, MHLUZI, 1053 - *Dlamini*

DEPARTMENT OF HOME AFFAIRS

NO. 1319

28 OCTOBER 2016

**ALTERATION OF FORENAMES IN TERMS OF SECTION 24 OF THE BIRTHS AND DEATHS REGISTRATION ACT, 1992
(ACT NO. 51 OF 1992)**

The Director-General has authorized the following persons to assume the surnames printed in *italics*:

1. Poti Morlis Marema - 560121 5740 085 -4518 Modimosane Street, KAGISO 2, 1754 - *Pori Morris*
2. Tsepo Elias Nana - 770904 5282 083 - 57 Beaconsfield, VEREENIGING, 1939 - *Themba Elias*
3. Matlotleng Maiketso Maiketso - 560727 5933 080 - 3644 Zone 3, GA RANKUWA, 0208 - *Motlotleng Phillip*
4. Suzan Ramathetse Morasoe - 900919 1076 084 - 38 Matjie Streets, ATTERIDGEVILLE, 0008 - *Dineo Ramathetse*
5. Iris Lindiwe Mokoena - 630204 0977 088 - 16 Lonwabo Street, MOSSELBAY, 6506 - *Lindiwe Iris*
6. Teboho Paul Sepalo - 961024 5467 086 - 504 Altri Court, Mandela Drive, BLOEMFONTEIN, 9300 - *Teboho Khotso Paul*
7. Buyelwa Elisa Maile - 680609 0393 087 - 3109 Seleke Street, HOOPSTAD, 9479 - *Buyelwa Alice*
8. Ronald Thwala - 760426 5287 088 - 197 Hadeda Street, MONTANA PARK, 0159 - *Ronald Magoda*
9. Noko Zelda Seboko - 960828 1005 083 - Mj 435 Matlejoane Extension, SAULSVILLE, 0125 - *Lesedi Zelda*
10. Makgabo Ntina Lehutso - 970223 0531 081 - 8202 Extension 2, SOSHANGUVE SOUTH, 0152 - *Mmakgabo Dinah*
11. Mongana Nicholus Monedi - 850831 5414 080 - Flat No 8 St Nikolus Complex, Windsor East, Princess Street, RANDBURG, 2195 - *Mongane Mogale Nicholas*
12. Ramaesela Wilnemina Mothapo - 861114 0884 087 - 22527 Extension 4, MAMELODI EAST, 0122 - *Polokwane Pearl*
13. Michael Lefa Mere - 781007 5269 089 - 8240 Magogwe, Tlhabologo, MAHIKENG , 2745 - *Michael Vincent Lefa*
14. Tessa – Kee Jane Kurtz - 871117 0151 082 - 4 Hilaris Avenue, Chariestonhill, PAARL, 7646 - *Tashreeqah*
15. Deidré Bernadette Pienaar - 720516 0171 086 - 7 Cillier Street, WORCESTER, 6849 - *Deborah Deidré*
16. Urwababa John Malindi - 651107 5331 082 - 48 Koorsboom Street, MAYBERRY PARK, 1448 - *Gwababa John*
17. Naomi Denisa Sangster - 810317 0174 084 - 121 Extension 7, 247 Bellairs Drive, GLENVISTA, 2091 - *Naomi Denisa Contente*
18. Sanna Maluleka - 911002 1238 082 - 1836 Block F1, NEW EESTERUS, 0200 - *Nthabiseng Sanna*
19. Magdalene Klaasen - 791226 0053 086 - Meerust Farm, FRANSCHHOEK, 7690 - *Magdalene Michelle*
20. Chelo Lueille Mokoena - 901012 0235 080 - 17782 Extension 10, ORANGE FARM, 1841 - *Chele Lucille*
21. Nomvuyiso Tshongoyi - 840606 0219 087 - Room 388 Zone 9, Mandela Park, KATLEHONG, 1431 - *Nomvuyiso Ethel*
22. Madaniel Radebe - 890712 1345 084 - 165 Tselatsoeu Street, Meloding, VIRGINIA, 9430 - *Refilwe*
23. Masetene Angelina Koalane - 960526 0995 086 - 223 Koppie Aleen, WELKOM, 9450 - *Mpho Angelina*
24. Mxolisi Jamani - 740430 5551 084 - 2921 Nu 12, MDANTSANE, 5219 - *Mxolisi Xolani*
25. Mbali Mofokeng - 980102 1071 081 - 8969 Extension 22, LESLIE, 2265 - *Mbali Asanda*

26. Deon November - 871213 5241 083 - 22 Loerie Road, BRIDGETOW, 7764 - *Abdu – Daiyaan*
27. Delile Pretty Zwane - 870814 1126 086 - No9 Kwamathokoza, NEWCASTLE, 2946 - *Delile Nokwethemba*
28. Gugu Thembi Kambule - 800102 0508 081 - 13754 Makunyane Street, Extension 2, Kwa – Thema, SPRINGS, 1560 - *Gugu Ntombi*
29. Doreen Abrahams - 630508 0198 085 - 27 Aspelling Court, LAVENDER HILL, 7945 - *Darawisah*
30. Nazeema Settee - 780515 0206 089 - 12 Lyrebird Road, New Horizons , PELICAN PARK, 7945 - *Bianca*
31. Johannes Pause - 780430 5079 087 - 2985 Rietfontein, KEIMOES, 8866 - *Gert Johannes*
32. Ndivhuho Nebonde - 850404 6128 081 - Pv 7250, Vergenoeg, Mshongoville, ATTERIDGEVILLE, 0008 - *Ndivhuho Max*
33. Lethi Windy Makhubela - 970213 0584 081 - Stand No 637, MATSULU, 1205 - *Lethukuthula Wendy*
34. Sibongakonke Nkazimulo Zenda - 920127 5988 082 - 7 Elsmay , 24 Heather Road, GLENWOOD, 4001 - *Clinton Sibongakonke Nkazimulo*
35. Nomanpondo Cecilia Maphumulo - 580525 0396 089 - W 336 Njikaza Road, UMLAZI, 4031 - *Nomampondo Cecilia*
36. Ayanda Purity Makhanya - 880727 0813 082 - 49 Banana Rich Grove, Newlands West, DURBAN, 40337 - *Ayanda*
37. Sinenhlanhla Promise Gigaba - 910405 0040 089 - 46 Khonto Circle Z 289, UMLAZI, 4031 - *Sinenhlanhla Promise Nokuphiwa*
38. Mfanafuthi Cele - 960628 5263 088 - Inanda, CONGO, 4310 - *Nhlakanipho Mfanafuthi Junior*
39. Zandile Mlenzana - 921228 1405 086 - A 2682 Jozini Road, NTUZUMA TOWNSHIP, 4810 - *Thembehle Prudence*
40. Arhin Scheepers - 980209 5464 087 - 1 Jasmunflats, Algoapark, PORT ELIZABETH, 6001 - *Armin*
41. Shadrack Mokgethi - 650414 5731 084 - 5356 Section P, MAMELODI, 0122 - *Shadrack Howard*
42. December Sithole - 821212 5230 089 - 1889 B Tsakane Section, Mogogela, HAMANSKRAAL, 0422 - *December Aaron*
43. Vivian Lerato Ntswaki Kgosane - 910801 0219 089 - 20 Hansie Kotze Street, EIKEPARK, 1759 - *Lerato Ntswaki*
44. Ebenezer Joshua Thapelo Dikotla - 670102 5436 087 - 15 Lilac Street, Amandasig, AKASIA, 0182 - *Thapelo Ebenezer Joshua*
45. Chulekazi Benevolence Jikijela - 880927 0941 087 - 115 Springfields, Gibson Drive, BUCCLEUCH, 2099 - *Chulekazi*
46. Bongane Moatsi - 900101 7373 084 - 1715 A Dumelang Street, Naledi, KWA XUMA, 1868 - *Bongane Justice*
47. Graig Alan Keet - 850112 5129 089 - 25 Katrina Court, 5th Street, HEIDEVELD, 7764 - *Aashiq*
48. Merle Grace Jappie - 511218 0640 086 - 83 Prieska Street, SYBRAND PARK, 7700 - *Shireen*
49. Thabo Kgobe - 810926 5928 086 - 763 B Nqalelo Street, SOWETO, 1818 - *Thabo Paballo Stephen*
50. Wynand Hellmuth Labuschagne - 820721 5256 085 - 108 Park Avenue, Westridge, MITCHELLS PLAIN, 7785 - *Wynand Christian Jay*
51. Thivashkar Nirmarin Marie Ayappa Padayichie - 971101 5030 086 - 47 Canary Avenue, Extension 1, LENASIA, 1827 - *Thivashkar Kishalin*
52. Matjitiene Sekobo Masha - 770811 5317 084 - Ga – Makuwa, NGWAABE, 1058 - *Lebofi Sekobo*
53. Nkopane Lawrence Kethetsa - 760821 5358 089 - 9732 Extension 3, Paardekraal, RUSTENBURG, 0300 - *Rantsoti*
54. Grant Letlhogonolo Dlangamandla - 771121 5589 081 - 37 Rowlands Street, OLIFANTFONTEIN, 1666 - *Walter Letlhogonolo*
55. Leonard Mpho Matloa - 771112 5698 089 - Stand No 2496, Extension 24, NELLMAFIUS, 0162 - *Masheleng Bethuel*
56. Nkosibonile Qikithi - 970107 6550 080 - 1430 Compacta Street, STANFORD, 7210 - *Shayne*

57. Thanana Kapesi - 950108 6052 089 - Gotyibeni Location, TSOLO, 5170 - *Madoda*
58. Lerato Tobia - 891013 0115 084 - 48 Thames Drive, WESTVILE, 3629 - *Lerato Nthatsi*
59. Siphwe Wiseman Tshabalala - 890623 6339 081 - 180 Extension 2, KWAZAMOKUHLE, 1098 - *Simphiwe Wiseman*
60. Katlego Fortunate Tintswalo Mathibe - 960819 1087 080 - 7497 Magnesium Crescent Street, Extension 6, NELLMAPIUS, 0162 - *Katlego Fortune Tintswalo*
61. Nceba Msolo - 960414 6143 086 - D214 Dyani Crescent, KHAYELITSHA, 7784 - *Nceba Mawande*
62. Abongile Songqwaba - 961125 5625 084 - Sikhobeni Area, MTHATHA, 5099 - *Abongile Chuma*
63. Elitta Selepe - 640122 0541 084 - 238 Wielewaal Street, Extension 7, SILVERTON, 0184 - *Elitta Maphosa*
64. Clara Mmathapelo Maluleka - 960904 1459 081 - No 86 Zwane Street, Refilwe, CULLINAN, 1000 - *Makhaokana Lizzy*
65. Nhlanhla Hlongwane - 951229 6342 087 - 2481 Corner Street, Block 6, SNAKE PARK, 1723 - *Sabelo*
66. Kedibone Sindane - 870824 1353 085 - 16 Navigation Street, WEST PARK, 0183 - *Kedibone Evelyn*
67. Thenjiwe Boipelo Magqoki - 800408 0404 084 - No 2 Robin'S Nest, Sugar Bush, RANGEVIEW, 1685 - *Ariel Boipelo*
68. Geoffrey Sibushi Bogale - 880121 5572 085 - 331 Chebeng, MOLETJIE, 0742 - *Geofrey Sibushi Njepe Tipsey*
69. Khathutshelo Emmanuel Badana - 870117 5768 089 - 139 Francis Baard, Preria Central, PRETORIA, 0001 - *Khathutshelo*
70. Mohau Arudi Arodi - 891105 5461 081 - 67 Queens Street, KIMBERLEY, 8301 - *Mohau Victor*
71. Bongani Mathe - 880706 6292 087 - Stand No 554, MKHUHLU, 1246 - *Bongani Sandile*
72. Aleya Maledimo Nobuhle Dolamo - 801002 0702 081 - 6577b Zone 4, DIEPKLOOF, 1864 - *Aleya Nobuhle*
73. Tumelo Gift Thys - 810621 6023 082 - 7372 Constantia, KROONSTAD, 9499 - *Tehillah*
74. Frans Poomorake Choma - 780317 5179 084 - 6154 Modumela Street, BIRCH ACRES, 1618 - *Francis Pitso*
75. Phooja Pillay - 921013 0468 081 - 89 Impalalelie Florauno, PRETORIA NORTH, 0081 - *Jenal Phooja*
76. Thabo Simon Tukula - 781024 5332 080 - 1164 Phase 10, BLOEMFONTEIN, 9300 - *Thabo*
77. Nakedi Wilton Theko - 950129 5588 089 - 57 Second Avenue, Extension 7, ATTERIDGEVILLE WEST, 0008 - *Makara Nakedi Wiltan*
78. Nomawethu Ngqobe - 610713 0155 085 - Po Box 41, HOLLY CROSS, 4811 - *Annastasia Nomawethu*
79. Linett Maphupha - 980629 0622 084 - Mahwelereng, JANE FURSE, 1035 - *Kgaogelo Mmakgwele*
80. Nkate Jule Dibete - 970804 0686 080 - Po Box 786, SOVENGA, 0727 - *Julie*
81. Pulane Kwetsi - 980827 0350 082 - Po Box 249, MOTLHABENG, 2777 - *Kealeboga*
82. Palesa Nkitinyana Shomang - 950616 0330 087 - 3012 Gugushe Street, Protea North, SOWETO, 1818 - *Palesa Elizabeth*
83. Julia Pitsi - 610716 0734 080 - 81 Barry Street, DANVILLE, 0183 - *Mamoleboge Julia*
84. Maskin Christinah Mabena - 870921 0697 080 - 5661 Section Q, Rachaka Street, MAMELODI WEST, 0122 - *Nhlanhla Christinah*
85. Denicáh Leigh Abdurahman - 930908 0164 086 - 33 Capricorn Way, OCEAN VIEW, 7975 - *Thaakirah*
86. Mgijimi Solomon Mkhonto - 720527 5555 082 - No 1719, MOOPLAAS, 1192 - *Mgijimi Andries*
87. Ledile Rosina Molele - 800201 0534 087 - 17422 Ivory Park, MIDRAND, 1685 - *Ledile Rosalia*
88. Nomandla Mabola - 930316 0922 083 - Link Area, UMTHATHA, 5099 - *Amanda*

89. Annaclata Ngubo - 791124 0956 087 - Barrack Farm, KRIEL, 2271 - *Zinhle*
90. Mmusu Edward - 870825 5276 081 - 14 Rona Street, BIRCHLEIGH NORTH, 1618 - *Mosa Edward*
91. Nthatuwa Makhetha - 940512 0972 080 - 8 Hofsanger Avenue, Bitch Acres , KEMPTON PARK, 1619 - *Nthatuwa*
92. John Theo Thom - 880229 5865 084 - 77 The Nkol, 52 Hobart Road, BRYANSTON, 2191 - *Jay*
93. Kwena Faith Manamela - 960201 0426 082 - 8752 Morula View, MABOPANE, 0190 - *Karabo Faith*
94. Matimatjati Lawrence Maboja - 931016 5948 088 - Makhulong Street, Extension 5, DIEPSLOOT, 2159 - *Lawrence*
95. Frances Thato Chikane - 910316 5246 086 - 3802 Mokone Street, MAMELODI WEST, 0122 - *Thato Frances*
96. Happiness Reeds - 950717 0485 085 - 2354 Block J V, SAULSVILLE, 0125 - *Priscilla Happiness*
97. Thabo Brisco Sekgonekga - 770807 5539 081 - 2803 Extension 5, Kaalfontein, MIDRAND, 1685 - *Thabo Molatswi*
98. Maria Mologadi Skhosana - 901018 0898 082 - 100 Siphon Ngema Avenue, MAMELODI, 0122 - *Kgopotso Nana Mologadi*
99. Ngwanaletswalo Lettie Maunatlala - 760307 0364 082 - No 23 – 1st Road, Unit 11, KEW, 2090 - *Lethabo Lebo Lettie*
100. Mpho Catherine Sebola - 650527 0576 087 - 70 Kock Street, LOUIS – TRICHARDT, 0920 - *Mpho Muchaneta Netty Catherine*
101. Benjamin Mozonakele Tshubi - 860816 5704 083 - 1578 U Section, BOTSHABELO, 9781 - *Benjamin Mzionakele*
102. Nkosingiphile Nzimande - 970701 5589 089 - Godloza Area , Ward 35, IZINGOLWENI, 4260 - *Nkosingiphile Blessing*
103. Wendell Tyibelo - 950927 5604 081 - 2786 Water Gang, Kayamandi, STELLENBOSCH, 7599 - *Nceba*
104. Hlayisani Freddy Mohlala - 880415 5782 086 - Stand No79a, THULAMAHASHE, 1365 - *Hlayisani*
105. Ntombebala Magcoba - 921124 0839 088 - Hlobo Area, NQAMAKWE, 4990 - *Ntombebala Nokubonga*
106. Jowayne Lorenzo Fortuin - 910522 5167 087 - 6 Carmen Crescent, Tafelsig, MITCHELLS PLAIN, 7785 - *Junaid*
107. Siseko Ndong - 910304 5962 084 - 21 Roy Campbell Road, Napierheal, PIETERMARITZBURG, 3201 - *Siseko Lesego*
108. Luyanda Sitelo - 960622 5880 082 - L 377 Klipfontein Road, Lusaka, NYANGA, 7750 - *Asithandile*
109. Singiahiwe Benedict Nkosi - 910310 0247 082 - 5565 Extension 6, Mayfield, DAVEYTON, 1520 - *Simphiwe Benedict*
110. Hlabishi Elphus Molapo - 690607 5389 082 - Gabrivit, GLEN – COWIE, 1061 - *Lethwae Elphus*
111. Manyelang Isabel Tebeila - 790929 0516 082 - Masemola, SEKHUKHUNE, 1060 - *Mamatankane Isabel Stacy*
112. Nonhlanhla Carol Nzama - 930303 0988 082 - P 180 Umlazi, UMLAZI, 4031 - *Mbalenhle Nonhlanhla Carol*
113. Simon Mahlabegoane - 860826 6491 085 - 26551 Extension 8, MAMELODI, 0122 - *Thabo Simon*
114. Lekgona Muhamatte Moleele - 940709 5470 082 - 28 Block 2 M, Brazzaville, SAULSVILLE, 0125 - *Lekgowa Daniel*
115. Richero Dinko Kubu - 850424 5423 085 - 288 Motlhabi Street, Letsopa, OTTOSDAL , 2610 - *Richard Dinko*
116. Adelena Thaleng Matsabisa – Mbunge - 820123 0274 082 - 46 Norvelo – Gardens, Parsons Vlei, Valerie Drive, HUNTER -RE TREAT, 6025 - *Palesa*
117. Nompandolo Jona - 980606 0952 083 - 83 Dyakalash Street, MOTHERWELL, 6211 - *Esihle*
118. Mmampipe Thabang Moyaba - 981204 5279 089 - House No 1097, Unit C, MANKWENG, 0727 - *Thabang Gladwin*
119. Saneetha Ramrajh - 620228 0926 086 - 337 Jacinth Street, LAUDIUM, 0037 - *Shireen Zahra*
120. Obakeng Mashabela - 950925 6036 089 - Atok Mafeane, ATOK, 0749 - *Justice Nala*

121. Seliki Moses Moela - 821108 5779 085 - 446 Block M, SOSHANGUVE, 0152 - *Seliki Glen Moses*
122. Lesiba Victor Motlana - 820912 5863 083 - 2184 Stability Street, DIEPSLOOT, 2189 - *Thabo Victor*
123. Salom Nbhudzanny Manganye - 980508 0412 086 - Boundary Road, Plot 54, HONEYDEW, 2040 - *Salom Ndivhudzannyi*
124. Lesiba Jacob Bosega - 911125 5992 089 - 8897 Belarus Street, Extension 7, COSMO CITY, 2125 - *Kutullo Jacob*
125. Kleinbooi Mosotho Mabena - 670724 5260 082 - 355 Newtown, MHLUZI, 1053 - *Solly Kleinbooi Mosotho*
126. Ranney Velly Segage - 730427 5387 081 - 3304 Kgamo Street, Extension 1, MHLUZI, 1053 - *Jomo*
127. Eletsa Johannes Khumalo - 600522 5716 083 - 10730 Ivory Park, MIDRAND, 1685 - *Elijah Johannes*
128. Conlin Chandley - 900121 5202 085 - 132 Leeu – Mews, Leonsdale, ELSIES RIVER, 7490 - *Cassiem*
129. Kholekile Notini - 931027 1054 086 - Ntafufu Area, LUSIKISIKI, 4820 - *Kholeka*
130. Palesa Patience Mofokeng - 790108 0700 083 - 1516 C Maelola Street, White City, Jabavu, KWA – XUMA, 1868 - *Palesa Monono*
131. Rakgareng Frank Rapulana - 740501 5877 081 - 5981 Mgogwe, Tlhabologo, MAHIKENG, 2745 - *Ramokgareng Frank*
132. Geena Melk - 970628 0924 088 - 4067 Magogong, TAUNG, 8584 - *Gina*
133. Mnoneleli Gqamane - 900717 6381 081 - B 64 Lindokuhle, VAAL REEFS, 2616 - *Mnoneleli Mvelisi*
134. Makgopane Ronald Morepye - 830213 5661 082 - 3246 Ivory Park, Extension 2, MIDRAND, 1685 - *Ronnie Makgopane*
135. Elizabeth Makhaukane Mojela - 891110 0639 087 - Zn 224 Brazzaville, ATTERIDGEVILLE, 0008 - *Makhaukane Blessing*
136. Fanelesibonge Simelane - 970905 6031 088 - Po Box 1577, PONGOLA, 3170 - *Fanelesibonge Thokozani*
137. Thoehira Williams - 890915 0203 085 - No 7 Flamingo Street, MACASSAR, 7130 - *Tauheera*
138. Chrisjanora Mekdelien Pietersen - 910913 0205 081 - 1 Plataan Street, Bella Vista, CERES, 6835 - *Chrizandra Magdaline*
139. Azwidowi Requite Samba - 891028 0471 084 - No 4 – 10th Avenue, ALEXANDRA, 2090 - *Azwidowi*
140. Chanel Essop - 940604 0104 085 - 135 Nikkel Street, PRETORIA, 0183 - *Imaan*
141. Shakera Ismail Evans - 820602 0189 085 - 15 Harwill Crescent, Ng 8 53 T, NOTTINGHAM, - *Shakera*
142. Situnana Tafeni - 721120 5632 082 - 107 Michael Road, NEW LONDON, 06320 - *Alex*
143. Jorge Henrique Dias Do Cubo Deira - 751215 5236 083 - Rva Da Bandeira, N Yyy – Y 900, DIANA – PORTUGAL, 4900 - *Jorge Henrique Dias*
144. Sonia Heleen Steenkamp - 830929 0162 087 - 5 Leslie Street, Newport, Victoria, AUSTRALIA, 3015 - *Sonja H el ene*
145. Peter Alan Gomes - 680315 5136 089 - 529 Central Avenue, Jersey City N5, NEW YORK, 07307 - *Peter Augustine*
146. Annelle Kirsten - 800318 0216 083 - 4615 Center Blvd Apt 3303, Long Island City, NEW YORK, 11109 - *Elle*
147. Aruna Jugmohan - 841104 0078 082 - 33 Stanford Road, LONDON, Swl64p2 - *Arunadha Priya*
148. Jacky Tlangelani Mlangeni - 781023 5927 089 - Gabaza Village, RITAVI, 0850 - *Jackson Tlangelani*
149. Nondumiso Goge - 971215 0413 087 - Edendale, PIETERMARITZBURG, 3200 - *Luyanda Nondumiso*
150. Sophumlela Innocent Mtyamde - 870606 6600 085 - Highland, BIZANA, 4800 - *Innocent Sophumlela*
151. Othusitse Hendrick Diphikwe - 880626 5896 086 - 535 Seoposengwe Street, Valspan Location, JAN KEMPDORP, 8550 - *Othusitse Colleen*

152. Mteleli Mbunye - 950412 5508 087 - 100 Thafeni Street, Extension 4, MFULENI, 7100 - *Msondezi*
153. Tumelo Brain Twala - 960316 6024 085 - 986 Nsibanyoni Street, VREDE, 9835 - *Tumelo Brian*
154. Nare Fregail Leshabane - 950815 5659 082 - Po Box 319, APEL, 0239 - *Magope Fregail*
155. Alice Nonzame Mafika - 571207 0495 085 - Qoqodala Area, LADY FRÈRE, 5410 - *Nonzame Nobhejile*
156. Annah Jeaneth Makhafola - 880102 0875 087 - 246 Lalaphansi Street, Extension 26, OLIEVENHOUTBOSCH, 1425 - *Annikie Dineo*
157. Chimane Samuel Seabi - 790302 6277 085 - Lebowakgomo Unit R 740, LEBOWAKGOMO, 0745 - *Chimane Oupa Samuel*
158. Moepapule Johannes Digoamaje - 850209 5369 085 - 680 Dube Street, Boikhutso Location, LICHTENBURG, 2740 - *Tshiamo*
159. Alexander Vernon Fairbrass - 730325 5110 083 - 78 3rd Street, Linden, JOHANNESBURG, 2194 - *Alexi Lyrial Casandra Electra*
160. Nkosinathi Koty I - 980323 5117 080 - 31 Motimer Garden, Twilley Road, KENILWORTH, 7708 - *Nkosinathi Jama*
161. Mahetele Manganyi - 940301 5655 084 - House No 267section D, GIYANI, 0826 - *Mahetele Makungu Mike*
162. Siviwe Mlumiso - 940531 5460 081 - 9 Mlimane Street, Motherwel 6, PORT ELIZABETH, 6211 - *Siviwe Troy*
163. Reotshepile Mankuroane - 980807 0387 086 - House 426, Chiefs court, TAUNG, 8584 - *Reotshepile Happy*
164. Ntombizandile Maneli - 961115 0745 086 - K 18 Sishuba Street, Site B, KHAYELITSHA, 7784 - *Zodwa*
165. Relebohile Kanya Parkies - 980525 5067 087 - 2524 Nu 7, MDANTSANE, 5219 - *Khanya*
166. Robyn Crocer - 940519 0389 082 - 80 Firethorn Street, BONTEHEUWEL, 7764 - *Raziah*
167. Leizel Hendricks - 910910 0210 087 - 84 1st Avenue, SHERWOOD PARK, 7764 - *Leila*
168. Ongeziwe Nunwana - 971010 5601 087 - Po Box 1226, TSOLO, 5170 - *Ongeziwe Lukholo*
169. Ramadimetja July Mooka - 951207 0498 089 - 1583 Mabhida Avenue, Aluta Park, MOKOPANE, 0600 - *Ramadimetja Julia*
170. Gabriel Khathutshelo Mmarakeng - 900324 5321 083 - 842 Luggedlane Street, DAVEYTON, 1520 - *Gabriel Kagiso*
171. Addy Dominic Julies - 980218 5076 080 - 861 New Location, HEILBRON, 9650 - *Eddie Dominic*
172. Samantha Badat - 910724 0024 087 - Corner Zamzam Firdoze, ROSHNEE, 1435 - *Aaliyah Samantha*
173. Silindile Agnes Biyela - 680830 0377 082 - 1328 Weilers Farm, GRASMERE, 1828 - *Thandeka Silindile*
174. Moratehi Alfrerd Makhajane - 960203 5472 087 - 14817 Zone 11, SEBOKENG, 1983 - *Moratehi Alfred*
175. Daniele Shané May - 980908 0243 087 - Wynland Overhex, WORCESTER, 6850 - *Danielle Shané*
176. Dipuo Joyce Sekele - 681123 0756 086 - 11591 Phase 2, Braamfischerville, ROODEPOORT, 1863 - *Leah Joyce*
177. Ezekiel Sechaba Motema - 820829 5524 087 - 38965 Freedom Square, BLOEMFONTEIN, 9301 - *Sechaba*
178. Evidence Dodzo - 890506 0512 086 - 14 Denvale Court, Swinburne & Outspan, SOUTH HILLS, 2198 - *Evidence Mbalenhle*
179. Delisiwe Ntombiyenkosi Chantel Magwaza - 880704 1214 081 - 1113 Rabie Street, Dukatole, GERMISTON, 1401 - *Delisile Chantel*
180. Khanukile Zweni - 861205 5959 088 - 4310 Inanda, BHAMBAYI, 4310 - *Mlungisi*
181. Philile Tiner Zwane - 860119 0328 085 - Watersmeet, LADYSMITH, 3370 - *Bongekile Philile*
182. Malose Pieta Mphela - 600916 5754 081 - 132 Savoury Crescent, ZAKARIYYA PARK, 1813 - *Malose Pieta Pat*
183. Keobakile Nelson Colane - 660730 5589 083 - 36 Kiesmet Avenue, VRYBURG, 8600 - *Keobakile Nelson Collen*

184. Florah Thekiso - 830311 0296 084 - 518 B Phatudi Street, Zone 2, MEADOWLANDS, 1852 - *Itumeleng Florah*
185. Hlebuzile Ndlovu - 961218 1443 089 - Private Bag X 5509, NQUTU, 3135 - *Hlebuzile Nokuphila*
186. Thabo Godfrey Letsapa - 850302 5487 088 - 181 Market Street, VRYBURG, 8601 - *Kgosi Thabo Waga*
187. Avel Meno - 581122 5182 083 - 1956 Phase 1, Braamfischer, ROODEPOORT, 1724 - *Gakitsi Shimane Abel*
188. Thoko Maria Mbiza - 580811 0121 085 - 3527 Extension 3, MAMELODI EAST, 0122 - *Tshikiwani Maria*
189. Wendy Mantombi Dube - 910620 1534 084 - Holy Mission, DAGGAKRAAL, 2490 - *Princess Phumzile*
190. Advice Masehlele Maesela - 910420 0910 082 - Sefalaolo, MPHABLELE, 0236 - *Mantsha Keletso Masahlele*
191. Junior Vakele - 930710 6130 081 - 180 -61 Crescent 65, PHILLIPI PARK, 7785 - *Pakamani Junior*
192. Nophumlani Nomsa Nombambe – Nkilityana - 800315 1037 088 - Sithebe Area, UMTATHA, 5099 - *Nomsa*

DEPARTMENT OF INTERNATIONAL RELATIONS AND COOPERATIONS**NO. 1320****28 OCTOBER 2016**

It is hereby published for general information that the Minister of International Relations and Cooperation has in terms of section 5(3) of the Diplomatic Immunities and Privileges Act, 2001 (Act No. 37 of 2001), recognised the African Commission on Nuclear Energy (AFCONE) for the purposes of granting immunities and privileges as provided for in the Host Agreement between the Government of the Republic of South Africa and the African Union on the Establishment of the Headquarters of the African Commission on Nuclear Energy (AFCONE) dated 4 November 2015 and set out in the Schedule hereto.



MINISTER'S MINUTE

In accordance with the powers vested in me by section 5(3) of the Diplomatic Immunities and Privileges Act, 2001 (Act No. 37 of 2001), I hereby recognise the African Commission on Nuclear Energy (AFCONE) for the purposes of granting immunities and privileges.

In accordance with section 7(1) of the said Act, the immunities and privileges to be accorded to the African Commission on Nuclear Energy (AFCONE) are provided for in the Host Agreement between the Government of the Republic of South Africa and the African Union on the Establishment of the Headquarters of the African Nuclear Energy in the Republic of South Africa dated 4 November 2015.

A handwritten signature in black ink, appearing to read 'Maite Nkoana-Mashabane', written over a horizontal line.

Ms Maite Nkoana-Mashabane

Minister of International Relations and Cooperation

Date: 18/10/2016

HOST AGREEMENT

BETWEEN

THE AFRICAN UNION

AND

**THE GOVERNMENT OF THE
REPUBLIC OF SOUTH AFRICA**

**ON THE ESTABLISHMENT OF
THE HEADQUARTERS OF THE
AFRICAN COMMISSION ON NUCLEAR
ENERGY (AFCONE)**

IN THE REPUBLIC OF SOUTH AFRICA

PREAMBLE

The African Union and the Government of the Republic of South Africa (hereinafter jointly referred to as "the Parties" and in the singular as "a Party");

MINDFUL OF the objectives and principles enshrined in the Constitutive Act of the African Union;

WHEREAS the African Nuclear-Weapon-Free Zone Treaty (Pelindaba Treaty) establishing the African Commission on Nuclear Energy (AFCONE) entered into force on 15 July 2009;

DETERMINED to fully implement the decisions, policy ad instruments adopted by the African Union in this field;

CONVINCED that the African Nuclear Weapon Free Zone is an important step towards strengthening the non- proliferation regime, promoting cooperation in the peaceful use of nuclear energy, promoting general and complete disarmament and enhancing regional and international peace and security;

RECOGNIZING the importance of AFCONE and convinced that it will play a pivotal role in translating into concrete actions the commitments and obligations of African Union Member States under regional and international instruments;

AND WHEREAS the seat of the headquarters of AFCONE shall be The Republic of South Africa, as endorsed, pursuant to Article 14 (1) of the Treaty, by the First Conference of States Parties to the Treaty, held on 4 November 2010, in Addis Ababa, Ethiopia;

AND WHEREAS the Government of the Republic of South Africa is willing to conclude a host agreement with the African Union with a view to providing AFCONE with juridical personality for the smooth running of its operations;

AND WHEREAS the Government of the Republic of South Africa is willing to host the Headquarters of AFCONE and to grant it and its staff and experts such immunities and privileges as is necessary for its functioning;

NOW, THEREFORE, the Parties, have agreed as follows:

ARTICLE 1 DEFINITIONS

For the purpose of this Host Agreement, the following terms and expressions shall have, unless the context otherwise requires, the following meanings:

- (a) **"Appropriate Authorities"** means such national or other authorities in the Republic of South Africa as may be responsible in the context and in accordance with the laws and customs applicable in the Republic of South Africa;
- (b) **"AU"** means the African Union established by the Constitutive Act of the African Union which entered into force on 26 May 2001;
- (c) **"AFCONE"** means the African Commission on Nuclear Energy, established by the Treaty;
- (d) **"Chairperson"** means the Chairperson of the Commission;
- (e) **"Commission"** means the Commission of the African Union;
- (f) **"Department of International Relations and Cooperation"** means the Department of International Relations and Cooperation of the Government of the Republic of South Africa;
- (g) **"Executive Secretary"** means the Executive Secretary of AFCONE;
- (h) **"Experts"** means persons, other than Officials, appointed to perform specific tasks on behalf of AFCONE or to undertake missions or special projects on behalf of AFCONE;
- (i) **"Government"** means the Government of the Republic of South Africa;
- (j) **"Members"** means Elected Members of AFCONE;
- (k) **"Member of a family"** means the spouse, any dependent child under the age of 18 years, any other dependent family member officially recognized as such by the African Union and the spouse or life partner officially recognized as such by the African Union,
- (l) **"Officials"** means members of staff of AFCONE, with the exception of those persons who are recruited locally and assigned to hourly rates;

- (m) **"Premises"** means all the offices, sub-offices, field offices, installations and facilities made available to be occupied, or used by AFCONE;
- (n) **"South Africa"** means the Republic of South Africa and its territory.
- (o) **"Treaty"** means the African Nuclear-Weapons-Free Zone Treaty.

ARTICLE 2 LEGAL PERSONALITY

- (1) The Headquarters of AFCONE is hereby established in South Africa and it shall be vested with juridical personality.
- (2) The Government recognizes the legal personality of AFCONE for the purposes of:
 - (a) entering into contracts;
 - (b) acquiring and disposing of movable and immovable property; and
 - (c) receiving and instituting legal proceedings subject to the provisions of Article 6 hereunder.
- (3) For the purposes of this Agreement, the Executive Secretary, or his or her duly designated representative shall represent AFCONE.
- (4) All official business between the Government and AFCONE shall be conducted through the Department of International Relations and Cooperation or such other Government Departments as may be agreed upon between the Government and AFCONE.

ARTICLE 3 PREMISES AND FACILITIES

- (1) Pending the provision of a permanent structure, the Government shall make a financial contribution for the provision of a secure suitable office space adequately furnished and equipped to serve as temporary Premises and Headquarters for AFCONE in South Africa and for the purpose of assisting AFCONE to carry out its functions in accordance with the provisions of this Agreement. The office space, its furniture and equipment should be in line

with the Criteria for Hosting AU Organs, in accordance with the specifications of the African Union as agreed to by the Government, and as detailed in Annexure A hereto, which shall form an integral part of this Agreement. The Parties understand that this is a temporary arrangement as the South African Government is committed to in due course provide permanent premises for AFCONE and all other AU organs and institutions hosted by South Africa. The Parties further understand that should the establishment of AFCONE be extended in future to provide for more staff to be employed, the Government will provide additional financial resources as agreed upon with AFCONE.

- (2) It is agreed that for the purpose of sub-Article (1) above, the Government shall make a total financial contribution for the sum of R1 696 254-00 (One Million Six Hundred and Ninety Six Thousand Two Hundred and Fifty Four Rands) ('the amount'). This amount constitutes the total amount of the financial obligation that the Government shall make towards the initial establishment of temporary Premises for AFCONE. The amount shall be deposited in an AFCONE account, the details of which shall be officially notified to Government through the diplomatic channel.
- (3) Subject to sub-Article (1), any requirement by AFCONE that falls outside the specifications of Annexure A or that would have additional financial implications beyond that amount shall be for the account of AFCONE.
- (4) The Government agrees, in addition to the financial contribution committed in sub-Article (2) above, the Government shall make an annual contribution towards the leasing costs of the office space rented by AFCONE to the amount of R832 128-00 (Eight Hundred and Thirty Two Thousand One Hundred and Twenty Eight Rands) which will increase annually as agreed by the Government in line with the market related escalation in the rental.
- (5) AFCONE shall be responsible for the procurement of the premises (office space, furnishings and equipment) as specified in sub-Article (1) above. The process of procurement shall be completed by 31 March 2016. In this respect AFCONE shall be responsible for signing the required lease agreement(s) and other service level agreements in order to secure the Premises, furnishings and equipment. AFCONE as the contracting party to the said agreements shall be responsible for the obligations, financial and otherwise as specified in those agreements, including the maintenance of the premises, as well as the maintenance, replacement and upgrading of furniture and equipment, and the provision of all services required for the optimal utilization and operation of the Premises.

- (6) AFCONE shall do its utmost to ensure that the deadline agreed to in sub-Article (5) above, is complied with. Only in exceptional circumstances and upon agreement, may the deadline be extended, provided that the extension of the deadline shall not have additional budgetary implications for the Government. Any modification that AFCONE or the AU may wish to make to the building that AFCONE will use as its temporary headquarters in South Africa, shall be agreed upon with the other contracting party prior to such modifications and shall be for the account of AFCONE.
- (7) AFCONE shall maintain accounting books, records, documents and other evidence relating to this Agreement, adequate to show, without limitation, all costs incurred under this Agreement, the receipt and use of goods and services acquired under the Agreement, the nature and extent of solicitations of prospective suppliers of goods and services acquired and the basis of award of contracts and purchase orders.
- (8) Within six (6) months after the payment of the amount referred to in sub-Article (1) above, AFCONE shall provide to the Government a detailed set of interim financial reports followed by a final set of accounts showing the actual costs incurred by AFCONE in establishing its headquarters as provided for in this Agreement.
- (9) An audit of the funds provided under this Agreement shall be conducted for each fiscal year. The audit shall determine whether the receipt and expenditure of the funds provided under this Agreement have been done in accordance with generally accepted accounting principles.
- (10) AFCONE shall, on the basis of this set of accounts, refund to the Government any funds unspent from the amount advanced by the Government, to a bank account to be notified by the Government to AFCONE through the diplomatic channel.

ARTICLE 4 PUBLIC UTILITY SERVICES

- (1) The Government undertakes to assist AFCONE, as far as possible, in obtaining and making available, where applicable, water, electricity, telephone, fax, internet and other facilities at rates or charges not less favourable than those charged to comparable consumers or users, and in the case of interruption or threatened interruption of service, to give, as far as within its powers, the same priority to the needs of AFCONE as to other international organizations.
- (2) Without prejudice to the provisions of international law and the terms of this Agreement, AFCONE shall endeavour to prevent its offices from being used

- as a refuge by persons who may be seeking to enter the offices to avoid arrest, extradition or receipt of legal process under any law of the Republic of South Africa.
- (3) The Government shall accord to AFCONE the same protection given to other International Organizations operating in the Republic of South Africa.
 - (4) AFCONE shall be entitled to display the AFCONE and AU flags and/or emblems at or on the premises, its official vehicles and as otherwise agreed between AFCONE and the Government.
 - (5) The Government shall provide security to AFCONE on the same basis as is provided to other international organizations and diplomatic missions in accordance with the Vienna Convention on Diplomatic Relations, 1961.

ARTICLE 5

INVIOABILITY OF THE PREMISES, PROPERTY, ASSETS AND TRANSACTIONS

The Premises shall be inviolable. The property, funds and assets of AFCONE, wherever situated in South Africa and by whomsoever held on behalf of AFCONE, shall be immune from search, requisition, confiscation, expropriation and any other form of interference whether by executive, administrative, judicial or legislative action.

ARTICLE 6

IMMUNITY OF PROPERTY, FUNDS AND ASSETS

- (1) AFCONE, its property, funds and assets, wherever located within South Africa and by whomsoever held for use by AFCONE, shall be immune from legal process, except in so far as in any particular case the Executive Secretary has expressly waived its immunity; it being understood, however, that this waiver shall not extend to any measure of execution.
- (2) Government officials, therefore, whether administrative, military or police shall not enter the Premises of AFCONE to perform any duties therein except with the knowledge and consent of the Executive Secretary or his or her representative.
- (3) In the event of natural disaster, fire or any other emergency, constituting an

immediate threat to human life, the consent of the Executive Secretary is presumed.

ARTICLE 7

INVIOIABILITY OF AFCONE'S ARCHIVES

The archives of AFCONE, including all the papers, documents, correspondence, books, films, tapes, registers, databases and computerized documentation belonging to and held by it, shall be inviolable, wherever located within South Africa.

ARTICLE 8

FACILITIES IN RESPECT OF COMMUNICATIONS

- (1) AFCONE shall enjoy, in respect of its official communications, treatment no less favorable than that accorded by the Government to other international organizations in matters of cablegrams, telephotos, telephone, telegraph, telex, telefax and other communications. In particular, AFCONE shall enjoy treatment not less favorable than that accorded by the Government in matters of priorities, tariffs and charges on mail to other International Organizations.
- (2) The official communications and correspondence of AFCONE shall be inviolable and shall not be subject to any censorship.
- (3) AFCONE shall have the right to use codes and to dispatch and receive correspondence and other materials by courier or in sealed bags, which shall have the same privileges and immunities as diplomatic couriers and bags.
- (4) AFCONE shall have the right to erect and operate on the Premises radio and other telecommunications equipment and to use mobile and internet equipment, on AU registered frequencies which have been agreed to by the Government and on frequencies allocated by the Government, between the Premises in South Africa, and with other offices of the AU, in particular with the Headquarters of the AU; provided that this right shall not, without the consent of the Government extend to point-to-point radio communication between fixed points in South Africa where a suitable terrestrial telephone infrastructure already exists, and provided further that such radio and other telecommunications equipment shall be licensed at the prescribed license fees and meet internationally accepted standards as determined by the relevant Government authorities. It is further provided that the frequencies on which any station may be operated shall be duly communicated by the South Africa telecommunication authorities to the

International Frequency Registration Board.

ARTICLE 9
EXEMPTION FROM TAXATION, CUSTOMS DUTIES, PROHIBITIONS
OR RESTRICTIONS ON IMPORTS AND EXPORTS

- (1) With respect to all official activities, AFCONE, its assets, income and other property in South Africa shall be:
 - (a) exempt from all direct taxes, it being understood, however, that AFCONE will not claim exemption from taxes which are, in fact, no more than charges for public utility services;
 - (b) exempt from customs duties and prohibitions and restrictions on imports and exports in respect of articles imported or exported by AFCONE for its official use, it being understood, however, that articles imported under such exemption will not be sold in South Africa except under conditions agreed upon with the Government and being not less favourable than those extended to other intergovernmental or international organizations;
 - (c) exempt from duties and prohibitions and restrictions on imports and exports in respect of its publications.
- (2) While AFCONE agrees that it will not, as a general rule, claim exemption from excise duties and from taxes on the sale of movable and immovable property which form a part of the price to be paid, the Government agrees that when AFCONE is making important purchases of property for official use and which purchase attracts duties and taxes it will, whenever possible, make appropriate administrative arrangements for the remission or return of the amount of duty or tax concerned.
- (3) Notwithstanding the provisions of this Article, AFCONE shall, in respect of any specific activity regulated by South African legislation on a national, regional and/or local level and which does not fall within the ambit of sub-Articles (1) and (2) of this Article, comply with the provisions of such legislation and consult with the Appropriate Authorities pertaining to such activity and legislation.

ARTICLE 10
IMMUNITIES AND PRIVILEGES OF THE ELECTED MEMBERS, THE
EXECUTIVE SECRETARY AND OFFICIALS OF AFCONE

- (1) AFCONE may engage such Officials, as it may deem necessary, for the effective discharge of its functions. It will in doing so specify the categories of officials to which the provisions of this Article shall apply. AFCONE shall inform the Government of the names and categories of all Officials present in the Republic of South Africa at the time of the entry into force of this Agreement. Thereafter, AFCONE shall, before the arrival of Officials in the Republic of South Africa, notify the Government of the names of Officials, to facilitate implementation by the Government of the provisions of this Article. Such a list of names and categories shall be timeously revised as may be necessary.
- (2) Officials, whether locally or internationally recruited, shall be subject to AU Staff Rules and Regulations.
- (3) Officials shall be:
 - (a) immune from legal process in respect of words spoken or written and all acts performed by them in their official capacity;
 - (b) immune from personal arrest or detention for all acts performed by them in their official capacity;
 - (c) exempt from taxation in respect of salaries and emoluments paid to them by AFCONE; subject to the provisions of sub-Article (5) of this Article.
 - (d) immune from national service obligations;
 - (e) immune, together with members of their family, from immigration restrictions and alien registration;
 - (f) accorded the same privileges in respect of exchange facilities as are accorded to officials of comparable rank of diplomatic missions;
 - (g) given, together with members of their family, the same repatriation facilities in time of international crisis as officials of comparable rank of diplomatic missions;

- (h) permitted free movement to, within or from South Africa to the extent necessary for carrying out their mandate for and on behalf of AFCONE and for the purpose of their official communications, to use codes and receive papers and correspondence by courier or sealed in bags;
- (i) accorded the same immunities and facilities, including immunity from inspection and seizure of their official baggage, as are accorded to officials of comparable rank in diplomatic missions;
- (j) accorded the right to import for personal use, free of duty or other levies, prohibitions and restrictions on imports at the time of first taking up their post and within a period of six (6) months:
 - (i) their furniture and personal effects;
 - (ii) one (1) motor vehicle, and in the case of officials accompanied by members of their family, two (2) motor vehicles.
- (4) Articles imported under such exemptions will not be sold in South Africa except under conditions agreed upon with the Government and in any case not being less favorable than those extended to officials of comparable ranks of other international organizations in South Africa.
- (5) Notwithstanding the provisions of sub-Article (3) of this Article, Officials who are South African citizens or permanent residents shall be entitled only to immunities set out in sub-Article 3 (a) to (c) of this Article. With respect to the exemption from taxation on salaries and emoluments provided for in sub-Article 3 (c) of this Article, it is agreed that the administrative modalities for the tax exemptions for South African nationals and permanent residents shall be determined by the Parties.
- (6) Other privileges will be accorded to the officials commensurate with the privileges accorded to comparable ranks of other international organizations in South Africa.
- (7) The African Union Diplomatic Passport and Laissez-Passer shall be recognized and accepted in South Africa as a valid travel document.
- (8) In addition to the privileges and immunities specified in sub-Article (3) of this Article, the Executive Secretary shall enjoy in respect of him or herself and members of his or her family the privileges and immunities, exemptions and facilities as are normally accorded to diplomatic envoys, in terms of relevant public international law and South African law, unless the Executive Secretary

is a South African national or permanent resident in which case the provisions of Article 10(5) shall apply.

ARTICLE 11 EXPERTS ON MISSIONS

- (1) Experts (other than Officials coming within the scope of Article 10) performing missions for AFCONE shall be accorded the following immunities and privileges as are necessary for the independent exercise of their functions during the period of their mission, including time spent on journeys in connection with their mission. In particular they shall:
 - (a) be immune from personal arrest or detention and from seizure of their personal baggage;
 - (b) enjoy inviolability for all papers and documents, including computerized documentation;
 - (c) be accorded the same facilities in respect of currency or exchange restrictions as are accorded to representatives of foreign governments on temporary official missions;
 - (d) be accorded the same protection and repatriation facilities with respect to themselves, their spouses and relatives dependent on and living with them as are accorded in time of international crisis or national emergencies to diplomatic envoys;
 - (e) be immune from legal process in respect of words spoken or written and all acts performed by them in their official capacity.
 - (f) for the purpose of their communication with AFCONE, have the right to use codes and to receive papers or correspondence by courier or in sealed bags; and
 - (g) enjoy the same immunities and facilities in respect of their personal baggage as are accorded to diplomatic envoys.
- (2) Visas for persons referred to in sub-Article (1) of this Article, when required, shall be issued as soon as possible, provided however that the provisions of the said sub-Article (1) shall not imply exemption from the obligation to produce

reasonable evidence to establish that persons claiming the rights granted under sub-Article (1) are included in the categories specified therein, nor from the application of quarantine and health regulations.

ARTICLE 12 WAIVER OF IMMUNITY

- (1) Privileges and immunities are granted to Officials and Experts in the interests of AFCONE to safeguard the independent exercise of the functions of such Officials and Experts in connection with their activities for AFCONE. Such privileges and immunities are not for the personal benefit of the individuals concerned. Accordingly, the Executive Secretary of AFCONE may waive the immunity of any of the Officials and Experts where, in his or her opinion, the immunity would impede the course of justice and it can be waived without prejudice to the interests of AFCONE.
- (2) Privileges and immunities are granted to the Members and the Executive Secretary in the interests of AFCONE and to safeguard the independent exercise of their functions in connection with AFCONE. Such privileges and immunities are not for the personal benefit of the individuals concerned. Accordingly, the Conference of States Parties to the Treaty may waive the immunities of a Member or the Executive Secretary in accordance with its Rules of Procedure where the interest of justice so requires.
- (3) AFCONE shall co-operate at all times with the Appropriate Authorities of the Government to facilitate the proper administration of justice, secure the observance of the laws of South Africa and prevent the occurrence of any abuse in connection with the immunities and privileges granted to the Members, Executive Secretary, the Officials and Experts.

ARTICLE 13 IDENTIFICATION

- (1) The Government shall, at the request of the Executive Secretary, accredit and issue to each Official, as soon as possible after such Official is assigned to AFCONE, the appropriate certificates of identity.
- (2) All Officials shall be required to present, but not to surrender, their certificates of identity upon demand of an authorized official of the Government.

- (3) AFCONE shall, upon termination of employment or reassignment of AFCONE Officials, ensure that their certificates of identity are returned promptly to the Government.

ARTICLE 14 DECEASED OFFICIALS OF AFCONE

- (1) The Executive Secretary, shall have the right to take charge of and remove the remains of an Official who dies in South Africa, in accordance with the applicable AU procedures, it being understood that in the exercise of this right due consideration shall be taken of the relevant domestic law in force in South Africa.
- (2) The Executive Secretary shall also have the right to remove from South Africa the personal property of the deceased Official. The Government shall not levy national, regional or municipal estate, succession or inheritance duties and duties on transfers on movable property, the presence of which was due solely to the presence in South Africa of the deceased as an Official.

ARTICLE 15 SETTLEMENT OF DISPUTES

- (1) Any dispute between the AU or AFCONE and the Government arising out of or relating to this Agreement shall be settled amicably by negotiation or other agreed mode of settlement, failing which such dispute shall be submitted to arbitration at the request of either Party. Each Party shall appoint one arbitrator, and the two arbitrators so appointed shall appoint a third, who shall be the Chairperson. If within thirty (30) days of the request for arbitration either Party has not appointed an arbitrator, or if within fifteen (15) days of the appointment of two (2) arbitrators, the third arbitrator has not been appointed, either Party may request the President of the African Court of Justice and Human Rights or, pending its establishment, the Chairperson of the Commission to make the necessary appointments. All decisions of the arbitrators shall require a vote of two of them and shall be binding on the Parties.
- (2) The arbitrators shall determine the procedure of the arbitration, and expenses of the arbitration shall be borne by the Parties as assessed by the arbitrators.

The arbitral award shall contain a statement of the reasons on which it is based and shall be accepted by the Parties as the final adjudication of the dispute.

ARTICLE 16
ENTRY INTO FORCE, AMENDMENT AND TERMINATION

- (1) This Agreement shall enter into force on the date of signature thereof by the duly authorized representatives of the Government and the AU and shall remain in force unless terminated by either Party in accordance with the provisions of sub- Article (3) of this article.
- (2) This Agreement may be amended by mutual consent at any time at the request in writing of either the Government or the AU.
- (3) The Agreement may be terminated by either Party, giving six (6) months' written notice in advance to the other Party, through the diplomatic channel, of its intention to terminate this Agreement. The termination of the Agreement shall not affect the rights and duties accruing to the Parties by virtue of the application of this Agreement prior to its termination.

IN WITNESS WHEREOF the undersigned, being duly authorized thereto, have on behalf of the Parties signed this Agreement in two originals in the English language, both texts being equally authentic.

DONE at Addis Ababa on this 4th day of November 2015.

NCuma

FOR THE AFRICAN UNION

HasLabone

FOR THE GOVERNMENT OF THE
REPUBLIC OF SOUTH AFRICA

AFCONE OFFICE EQUIPMENT

2015 Rate
per item
(excluding
VAT)

2015 Total
Rate
(excluding
VAT)

EXECUTIVE SECRETARY (P6)	DESCRIPTION	Rate per item	Total Rate	2015 Rate per item (excluding VAT)	2015 Total Rate (excluding VAT)
Bookshelf	Office Book Case Cabinets with lockable glass doors - Fire resistant	2 R 4 000,00	R 8 000,00	R 10 510,00	R 21 020,00
Meeting Table	Oval boardroom table - 8 seater	2 R 2 800,00	R 5 600,00	R 7 925,00	R 15 850,00
Workstation with Grid		1 R 5 000,00	R 5 000,00	R 6 114,00	R 6 114,00
Executive Leather Chair		1 R 3 500,00	R 3 500,00	R 5 000,00	R 5 000,00
HP L1908w Flat Screen Monitor		1 R 2 000,00	R 2 000,00	R 1 999,00	R 1 999,00
Hp Compaq Dc7900 Desktop Pc		1 R 6 100,00	R 6 100,00	R 8 800,00	R 8 800,00
Printers HP Color Laser		1 R 6 000,00	R 6 000,00	R 6 999,00	R 6 999,00
HP Notebook		1 R 15 000,00	R 15 000,00	R 9 999,00	R 9 999,00
Cisco IP Phone CP 7911 G Phone Instrument		1 R 3 000,00	R 3 000,00	R 4 500,00	R 4 500,00
Visitors Fabric Chair		8 R 1 000,00	R 8 000,00	R 2 000,00	R 16 000,00
Lamp		2 R 500,00	R 1 000,00	R 3 150,00	R 6 300,00
Wooden Coffee Table		1 R 3 100,00	R 3 100,00	R 6 600,00	R 6 600,00
2 Seater Leather Couch		1 R 11 000,00	R 11 000,00	R 18 240,00	R 18 240,00
Side table		1 R 2 000,00	R 2 000,00	R 4 200,00	R 4 200,00
Armchair		2 R 2 500,00	R 5 000,00	R 5 000,00	R 10 000,00
Dustbin		1 R 100,00	R 100,00	R 150,00	R 150,00
LCD TV 32inch		1 R 8 000,00	R 8 000,00	R 3 500,00	R 3 500,00
DVD/CR		1 R 2 100,00	R 2 100,00	R 2 000,00	R 2 000,00
SUB-TOTAL			R 94 500,00		R 147 271,00

Senior Political Officers X3 (P4/5)

Cisco IP Phone CP 7961 G Phone Instrument		3 R 3 000,00	R 9 000,00	R 4 500,00	R 13 500,00
HP L1908w Flat Screen Monitor		3 R 2 000,00	R 6 000,00	R 1 999,00	R 5 997,00
Hp Compaq Dc7900 Desktop Pc		3 R 6 100,00	R 18 300,00	R 8 800,00	R 26 400,00
Printers HP Color Laser		3 R 6 000,00	R 18 000,00	R 6 999,00	R 20 997,00
Workstation with Grid		3 R 4 200,00	R 12 600,00	R 6 114,00	R 18 342,00
Visitors Fabric Chair		6 R 1 000,00	R 6 000,00	R 2 000,00	R 12 000,00

Swivel Fabric Chair		3	R 3 500,00	R 10 500,00	R 3 662,00	R 10 986,00
Office Book Case Cabinets with lockable glass doors - Fire resistant		6	R 4 000,00	R 24 000,00	R 10 510,00	R 63 060,00
Oval boardroom table - 8 seater		3	R 2 800,00	R 8 400,00	R 7 925,00	R 23 775,00
Dustbin		3	R 100,00	R 300,00	R 150,00	R 450,00
SUB-TOTAL				R 113 100,00		R 195 507,00
Chauffeur / Messenger / Security GSB5&7						
Workstation Table		4	R 2 500,00	R 10 000,00	R 6 144,00	R 24 576,00
4 Drawer Filing Cabinet		4	R 5 000,00	R 20 000,00	R 6 000,00	R 24 000,00
Cisco IP Phone CP 7911 G Phone Instrument		4	R 3 000,00	R 12 000,00	R 4 500,00	R 18 000,00
Swivel Fabric Chair		4	R 3 500,00	R 14 000,00	R 3 662,00	R 14 648,00
Dustbin		4	R 100,00	R 400,00	R 150,00	R 600,00
SUB-TOTAL				R 56 400,00		R 81 824,00
Administration and Finance Officer (P2)						
HP L1908w Flat Screen Monitor		1	R 2 000,00	R 2 000,00	R 1 999,00	R 1 999,00
Hp Compaq Dc7900 Desktop Pc		1	R 6 100,00	R 6 100,00	R 8 800,00	R 8 800,00
Printers HP Color Laser		1	R 6 000,00	R 6 000,00	R 6 999,00	R 6 999,00
Visitors Fabric Chair		2	R 1 000,00	R 2 000,00	R 2 000,00	R 4 000,00
Oval boardroom table - 6 seater		1	R 2 800,00	R 2 800,00	R 4 694,00	R 4 694,00
Swivel Fabric Chair		1	R 3 500,00	R 3 500,00	R 3 662,00	R 3 662,00
Bookshelf		2	R 4 000,00	R 8 000,00	R 4 640,00	R 9 280,00
Workstation with Grid		1	R 4 200,00	R 4 200,00	R 6 144,00	R 6 144,00
Cisco IP Phone CP 7911 G Phone Instrument		1	R 3 000,00	R 3 000,00	R 4 500,00	R 4 500,00
Dustbin		1	R 100,00	R 100,00	R 150,00	R 150,00
SUB-TOTAL				R 37 700,00		R 50 228,00
Secretary (GSA4) Admin Assistant (GSA5)						

HP L1908w Flat Screen Monitor	2	R 2 000,00	R 4 000,00	R 1 999,00	R 3 998,00
Hp Compaq Dc7900 Desktop Pc	2	R 6 100,00	R 12 200,00	R 8 800,00	R 17 600,00
Printers HP Color Laser	2	R 6 000,00	R 12 000,00	R 6 999,00	R 13 998,00
Cisco IP Phone CP 7961 G Phone Instrument	1 (GSA4)	R 6 000,00	R 6 000,00	R 4 500,00	R 4 500,00
Cisco IP 7914 Expansion Module Phone	1 (GSA4)	R 3 000,00	R 3 000,00	R 4 500,00	R 4 500,00
Cisco IP Phone CP 7911 G Phone Instrument	1 (GSA5)	R 3 000,00	R 3 000,00	R 4 500,00	R 4 500,00
4 Drawer Filing Cabinet	2	R 5 000,00	R 10 000,00	R 6 000,00	R 12 000,00
Workstation Table	2	R 2 500,00	R 5 000,00	R 6 144,00	R 12 288,00
Swivel Fabric Chair	2	R 3 500,00	R 7 000,00	R 3 662,00	R 7 324,00
Dust bin	2	R 100,00	R 400,00	R 150,00	R 300,00
SUB-TOTAL			R 62 600,00		R 81 008,00

Equipment

Cabling			R 10 000,00	R 10 000,00	R -
SUB-TOTAL			R 10 000,00		R -

First Aid Equipment Store

First Aid Equipment	1	R 1 000,00	R 1 000,00	R 2 000,00	R 2 000,00
SUB-TOTAL			R 1 000,00		R 2 000,00

General Store

Shelving	4	R 1 000,00	R 4 000,00	R 2 000,00	R 8 000,00
SUB-TOTAL			R 4 000,00		R 8 000,00

Stationary Room

Shelving	4	R 1 000,00	R 4 000,00	R 2 000,00	R 8 000,00
Stationary			R 30 000,00	R 40 000,00	R 40 000,00
SUB-TOTAL			R 34 000,00		R 48 000,00

Kitchen / Tea Room

Meeting Table	1	R 2 800,00	R 2 800,00	R 3 500,00	R 3 500,00
Chairs	4	R 1 000,00	R 4 000,00	R 2 000,00	R 8 000,00
Fridge / Freezer	1	R 8 000,00	R 8 000,00	R 10 000,00	R 10 000,00
Kettle	1	R 1 000,00	R 1 000,00	R 1 500,00	R 1 500,00
Coffee Maker	1	R 6 000,00	R 6 000,00	R 10 000,00	R 10 000,00
Microwave	1	R 2 000,00	R 2 000,00	R 2 000,00	R 2 000,00

Cups, plates, etc	1 set x 24	R 10 000,00	R 10 000,00	R 12 000,00	R 12 000,00	R 12 000,00
Dustbin	1	R 100,00	R 100,00	R 150,00	R 150,00	R 150,00
SUB-TOTAL			R 33 900,00			R 47 150,00

Computer Room

Meeting Table	1	R 2 800,00	R 2 800,00	R 3 500,00	R 3 500,00	R 3 500,00
Swivel Fabric Chair	2	R 3 500,00	R 7 000,00	R 3 662,00	R 7 324,00	R 7 324,00
HP L1908w Flat Screen Monitor	2	R 2 000,00	R 4 000,00	R 1 999,00	R 3 998,00	R 3 998,00
Hp Compaq Dc7900 Desktop Pc	2	R 6 100,00	R 6 100,00	R 8 300,00	R 17 600,00	R 17 600,00
SUB-TOTAL			R 19 900,00			R 32 422,00

Conference Room

Meeting Table	12	R 2 800,00	R 33 600,00	R 3 500,00	R 42 000,00	R 42 000,00
Visitors Fabric Chair	24	R 1 000,00	R 24 000,00	R 2 000,00	R 48 000,00	R 48 000,00
Projector	1	R 6 000,00	R 6 000,00	R 10 000,00	R 10 000,00	R 10 000,00
Projector Screen	1	R 3 000,00	R 3 000,00	R 5 000,00	R 5 000,00	R 5 000,00
SUB-TOTAL			R 66 600,00			R 105 000,00

Duplicating Room

IRC 2225i copy print fax scan with document feeder - R53000.00. Additional finishing unit/stapler - R8000.00. Cost per copy on service contract R0.08 for black copies and R0.65 for colour.	1	R 45 000,00	R 45 000,00	R 53 000,00	R 53 000,00	R 53 000,00
Canon 4 in 1 Copier Meeting Table	1	R 2 800,00	R 2 800,00	R 3 500,00	R 3 500,00	R 3 500,00
SUB-TOTAL			R 47 800,00			R 56 500,00

Public Waiting Area

Wooden Coffee Table	1	R 3 100,00	R 3 100,00	R 6 600,00	R 6 600,00	R 6 600,00
2 Seater Leather Couch	1	R 11 000,00	R 11 000,00	R 18 240,00	R 18 240,00	R 18 240,00
Armchair	2	R 2 500,00	R 5 000,00	R 5 000,00	R 10 000,00	R 10 000,00

Bookshelf		1	R 4 000,00	R 4 000,00	R 4 640,00	R 4 640,00
SUB-TOTAL				R 23 100,00		R 39 480,00
Registry						
Optiplan Filing Cabinet		4	R 9 000,00	R 36 000,00	R 7 966,00	R 31 864,00
Chubb Safe		1	R 15 000,00	R 15 000,00	R 20 000,00	R 20 000,00
SUB-TOTAL				R 51 000,00		R 51 864,00
TOTAL				R 655 300,00		R 946 254,00

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

NO. 1321

28 OCTOBER 2016

SMALL CLAIMS COURTS ACT, 1984 (ACT NO. 61 OF 1984)

ESTABLISHMENT OF A SMALL CLAIMS COURT FOR THE AREA OF WEPENER

I, John Harold Jeffery, Deputy Minister of Justice and Constitutional Development, acting under the power delegated to me by the Minister of Justice and Correctional Services, under section 2 of the Small Claims Courts Act, 1984 (Act No. 61 of 1984), hereby -

- (a) establish a Small Claims Court for the adjudication of claims for the area of Wepener, consisting of the district of Wepener;
- (b) determine Wepener to be the seat of the said Court; and
- (c) determine Wepener to be the place in that area for the holding of sessions of the said Court.



MR J H JEFFERY, MP
DEPUTY MINISTER OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

NO. 1322

28 OCTOBER 2016

SMALL CLAIMS COURTS ACT, 1984 (ACT NO. 61 OF 1984)

ESTABLISHMENT OF A SMALL CLAIMS COURT FOR THE AREA OF GALESHEWE

I, John Harold Jeffery, Deputy Minister of Justice and Constitutional Development, acting under the power delegated to me by the Minister of Justice and Correctional Services, under section 2 of the Small Claims Courts Act, 1984 (Act No. 61 of 1984), hereby -

- (a) establish a Small Claims Court for the adjudication of claims for the area of Galeshewe, consisting of the district of Galeshewe;
- (b) determine Galeshewe to be the seat of the said Court; and
- (c) determine Galeshewe to be the place in that area for the holding of sessions of the said Court.



MR J H JEFFERY, MP
DEPUTY MINISTER OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

NO. 1323

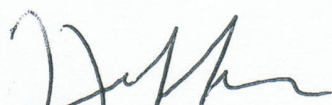
28 OCTOBER 2016

SMALL CLAIMS COURTS ACT, 1984 (ACT NO. 61 OF 1984)

ESTABLISHMENT OF A SMALL CLAIMS COURT FOR THE AREA OF TSOMO

I, John Harold Jeffery, Deputy Minister of Justice and Constitutional Development, acting under the power delegated to me by the Minister of Justice and Correctional Services, under section 2 of the Small Claims Courts Act, 1984 (Act No. 61 of 1984), hereby -

- (a) establish a Small Claims Court for the adjudication of claims for the area of Tsomo, consisting of the district of Tsomo;
- (b) determine Tsomo to be the seat of the said Court; and
- (c) determine Tsomo to be the place in that area for the holding of sessions of the said Court.



MR J.H. JEFFERY, MP
DEPUTY MINISTER OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM

NO. 1324

28 OCTOBER 2016

**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS
ACT, 1994 (ACT NO.22 OF 1994)**

Notice is hereby given in terms of section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No.22 of 1994 as amended) that a claim for restitution of land rights on:

REFERENCE : 6/2/2/D/963/0/0/11

CLAIMANT : Belville Mfenguza (On behalf of Upper Tabase Community)

PROPERTY DESCRIPTION : Upper Tabase Location No. 5

EXTENT OF LAND : 8401 hectares

DISTRICT : Umtata / OR Tambo

TITLE DEED :N/A

DATE SUBMITTED : 07 / 02 /1997

CURRENT OWNER: Department of Rural Development and Land Reform

Has been submitted to the Regional Land Claims Commissioner and that the Commission on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within sixty (60) days from the publication of this notice, any comments/information to:

Office of the Regional Land Claims Commissioner : Eastern Cape
Department of Rural Development and Land Reform
PO Box 1375
East London
5200
Tel : 043 700 6000
Fax : 043 743 3687

Mr. L.H. Maphutha
Regional Land Claims Commissioner

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM

NO. 1325

28 OCTOBER 2016

CORRECTION NOTICE

Kindly note that a correction is hereby done in a published government gazette notice No. 86 of gazette number 36123 dated 08TH February 2013 (page 78-79).

The above mentioned gazette notice is hereby corrected in respect of the property description of the Portions of farm Kalkfontein 859 LS and farm Nooitgedacht 913 LS which are described as follows:

PROPERTY	CURRENT OWNER	TITLE DEED	EXTENT (HECTARES)	BONDS AND RESTRICTIVE CONDITIONS	HOLDER
Remaining Extent of the farm Kalkfontein 859 LS	National Government Republic of South Africa	T23081/1937BP	6367.1186	K10108/2006S K3258/1999S VA1142/2001	No details No details National government of SA.
Portion 1 of the farm Kalkfontein 859 LS	Transnet LTD	T7959/1953	4.1270	No details	No details
Portion 3 of the farm Kalkfontein 859 LS (Remaining Extent)	Transnet LTD	T84554/1991	11.5805	No details	No details
Portion 4 of the farm Kalkfontein 859 LS (Remaining Extent)	Transnet LTD	T84554/1991	1988.0000	No details	No details
Portion 5 of the farm Kalkfontein 859 LS (Remaining Extent)	Polokwane Municipality	T28531/2007	184.9922	No details	No details
Portion 6 of the farm Kalkfontein 859 LS (Remaining Extent)	Polokwane Municipality	T71880/2006	5.3652	No details	No details
Portion 9 of the farm Kalkfontein 859 LS	Provincial Government of Northern Province	T9654/2003	36.8352	K525/2003RM	Provincial Government of Northern Province
Remaining Extent of the farm Nooitgedacht 913 LS	Government of Lebowa	T41897/1967	815.2502	K1228/2000RM	Lebowa Mineral Trust
Portion 1 of the farm Nooitgedacht 913 LS	Government of Lebowa	T13694/1967	5753.0000	Copy-issued-30/7/912	6864/912T
Portion 3 of the farm Nooitgedacht 913 LS (Remaining Extent)	Makotopong Community Authority	T31589/1978	713.6868	VA20048/2008 VA5817/1996	Makotopong community Authority T31589/1978
Portion 4 of the farm Nooitgedacht 913 LS (Remaining Extent)	Makotopong Community Authority	T31589/1978	712.6318	K2109/1990S VAA20048/2008 VA5817/1996 VA6996/2010	Roeterbepaling K3240/1988s Makotopong community Authority T31589/1978 Makotopong

					community Authority
Portion 6 of the farm Nooitgedacht 913 LS	Venter Floris Daniel	T32887/1979	1128.91061	K1829/1991 VA5865/2010	Roeterbepaling K3285/84S
Portion 8 of the farm Nooitgedacht 913 LS	Dikgale Trust	T2792/2001	590.5401	K870/1989S VA5865/2010	Roeterbepaling Dikgale Trust
Portion 9 of the farm Nooitgedacht 913 LS (Remaining Extent)	Government of Lebowa	T35362/1984	251.4942	K1348/2000R K4958/2012S	Lebowa Mineral Trust No details
Portion 12 of the farm Nooitgedacht 913 LS (Remaining Extent)	Government of Lebowa	T15799/1978	794.8965	K1227/2000R K1795/1991S	Lebowa Mineral Trust No details

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM

NO. 1326

28 OCTOBER 2016

**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS
ACT, 1994 (ACT NO.22 OF 1994)**

Notice is hereby given in terms of section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No.22 of 1994 as amended) that a claim for restitution of land rights on:

REFERENCE : 6/2/2/D/987/0/0/23

CLAIMANT : Chief Zwelibongile W. Mhlanga (On behalf of Taweni Community)

PROPERTY DESCRIPTION : Taweni Location

EXTENT OF LAND : 4330 hectares

DISTRICT : Flagstaff / OR Tambo

TITLE DEED :N/A

DATE SUBMITTED : 31 / 12 /1998

CURRENT OWNER: Department of Rural Development and Land Reform

Has been submitted to the Regional Land Claims Commissioner and that the Commission on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within sixty (60) days from the publication of this notice, any comments/information to:

**Office of the Regional Land Claims Commissioner : Eastern Cape
Department of Rural Development and Land Reform
PO Box 1375
East London
5200
Tel : 043 700 6000
Fax : 043 743 3687**

**Mr. L.H. Maphutha
Regional Land Claims Commissioner**

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM

NO. 1327

28 OCTOBER 2016

**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS
ACT, 1994 (ACT NO.22 OF 1994)**

Notice is hereby given in terms of section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No.22 of 1994 as amended) that a claim for restitution of land rights on:

REFERENCE : 6/2/2/D/1014/0/0/2

CLAIMANT : S. Khuphiso (On behalf of Qolombana Community)

PROPERTY DESCRIPTION	EXTENT OF LAND	TITLE DEED
Farm 67	249 morgen 599 square roods	699/1894
Farm 69	214.9895 Hectares	Greq 438/1896
Farm 70	214.1330 Hectares	Greq 40 -17/1896
Portion 4 of Farm no. 379	29.8299 Hectares	1930/1999

DISTRICT : Tsolo / OR Tambo

DATE SUBMITTED : 17/12/1998

CURRENT OWNER: Department of Rural Development and Land Reform

Has been submitted to the Regional Land Claims Commissioner and that the Commission on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within sixty (60) days from the publication of this notice, any comments/information to:

Office of the Regional Land Claims Commissioner : Eastern Cape
Department of Rural Development and Land Reform
PO Box 1375
East London
5200
Tel : 043 700 6000
Fax : 043 743 3687

Mr. L.H. Maphutha
Regional Land Claims Commissioner

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM

NO. 1328

28 OCTOBER 2016

**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS
ACT, 1994 (ACT NO.22 OF 1994)**

Notice is hereby given in terms of section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No.22 of 1994 as amended) that a claim for restitution of land rights on:

REFERENCE : 6/2/2/D/967/0/0/23

CLAIMANT : Nkosiphendule W. Mqhaka
(On behalf of Nomlacu Community)

PROPERTY DESCRIPTION : Unsurveyed and unregistered land

EXTENT OF LAND : 15489 hectares

DISTRICT : Bizana / OR Tambo

TITLE DEED :N/A

DATE SUBMITTED : 2/11/1995

CURRENT OWNER: Department of Rural Development and Land Reform

Has been submitted to the Regional Land Claims Commissioner and that the Commission on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within sixty (60) days from the publication of this notice, any comments/information to:

**Office of the Regional Land Claims Commissioner : Eastern Cape
Department of Rural Development and Land Reform
PO Box 1375
East London
5200
Tel : 043 700 6000
Fax : 043 743 3687**

**Mr. L.H. Maphutha
Regional Land Claims Commissioner**

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM

NO. 1329

28 OCTOBER 2016

**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS
ACT, 1994 (ACT NO.22 OF 1994)**

Notice is hereby given in terms of section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No.22 of 1994 as amended) that a claim for restitution of land rights on:

REFERENCE :6/2/2/D/90/0/0/15

CLAIMANT :Zwelimnandi Gilbert Bewula
(Bewula Family Claim)

PROPERTY DESCRIPTION :Erf 856, in Kubusi Location

EXTENT OF LAND :1.6187 hectares

DISTRICT :Stutterheim / Amathole

TITLE DEED :Unregistered

DATE SUBMITTED :05/12/1995

CURRENT OWNER : Amahlathi Local Municipality

Has been submitted to the Regional Land Claims Commissioner and that the Commission on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within sixty (60) days from the publication of this notice, any comments/information to:

Office of the Regional Land Claims Commissioner : Eastern Cape
Department of Rural Development and Land Reform
PO Box 1375
East London
5200
Tel : 043 700 6000
Fax : 043 743 3687

Mr. L.H. Maphutha
Regional Land Claims Commissioner

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM

NO. 1330

28 OCTOBER 2016

CORRECTION NOTICE

Kindly note that a correction is hereby done in a published government gazette notice No. 2087 of gazette number 26799 dated 23 September 2004 (page 151). The above mentioned gazette notice is hereby corrected in respect of Portion 2 of the farm Rietfontein 34 KS, is supposed to read as follows: Remaining Extent of Portion 2 of the farm Rietfontein 34 KS.

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM**NO. 1331****28 OCTOBER 2016****CORRECTION NOTICE**

Kindly note that a correction is hereby done in a published government gazette notice No. 2768 of gazette number 27047 dated 10 December 2004 (page 126). The above mentioned gazette notice is hereby corrected in respect of Zwartkrans 38 KS, is supposed to read as follows: Portion 1 of the farm Zwartkrans 38 KS.

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM

NO. 1332

28 OCTOBER 2016

GENERAL NOTICE IN TERMS OF THE LAND REFORM (LABOUR TENANTS) ACT, 1996 (ACT NO. 3 OF 1996).

Notice is hereby given in terms of section 17 (2)(c) of the Labour Tenants Act, 1996 (Act No. 3 of 1996), that the application for the acquisition of land mentioned below has been lodged with the Director-General by **Hendrick Abi Sibanyoni, ID No. 59061652084 and Emily Sibanyoni, ID No. 6001190277089** who claim to be labour tenants.

Property description of the affected land	Portion 5 of Tweefontein 541 JR
District	City of Tshwane Metropolitan Municipality
Province	Gauteng
Land Owner	Hlaniki Trust

Date Submitted	14 October 2016
Submitted by	Mothiba Lebepe

Any interested party on the claim is hereby invited to submit, representations in terms of Section 17 of the Labour Tenants Act, 1996, within 30 days of the publication date of this notice, any comments/ information may be sent to:

Ms. R. Masango
Office of the Chief Director
 Provincial Shared Services Centre: Gauteng
 524 cnr Steve Biko and Stanza Bopape Streets
 Suncardia Building
 ARCADIA

Or

Private Bag X9
 Hatfield
 0028

Telephone: 012 337 3600/ 3622



Director: Tenure Systems Implementation
 For **DIRECTOR-GENERAL, DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM**

Date: 14/10/2016

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM

NO. 1333

28 OCTOBER 2016

**DEPARTMENT: RURAL DEVELOPMENT AND LAND REFORM
GENERAL NOTICE IN TERMS OF THE LAND REFORM (LABOUR TENANTS)
ACT, 1996 (ACT NO. 3 OF 1996).**

Notice is hereby given in terms of section 17 (2)(c) of the Labour Tenants Act, 1996 (Act No. 3 of 1996), that the application for the acquisition of land mentioned below has been lodged with the Director-General by the Gauteng Provincial Shared Services Centre, on behalf of the **Zimkhowa Frida Maphangela ID No. 43100103449081**.

Property description of the affected land	Portion 24 of the farm Vlakfontein 523 JR
District	City of Tshwane Metropolitan Municipality
Province	Gauteng
Land Owner	Mr. Lesalea Andries Chiloane and Ms. Suzan Chiloane

Date Submitted	07 October 2016
Submitted by	Thabo Khumalo

Any interested party on the claim is hereby invited to submit, representations in terms of Section 17 of the Labour Tenants Act, 1996, within 30 days of the publication date of this notice, any comments/ information may be sent to:

Ms. R. Masango
Office of the Chief Director
Provincial Shared Services Centre: Gauteng
524 cnr Steve Biko and Stanza Bopape Streets
Suncardia Building
ARCADIA

Or

Private Bag X9
Hatfield
0028

Telephone: 012 337 3600/ 3622



Director: Tenure Systems Implementation
For **DIRECTOR-GENERAL, DEPARTMENT OF RURAL DEVELOPMENT AND
LAND REFORM**

Date: 14/10/2016

SOUTH AFRICAN REVENUE SERVICE

NO. 1334

28 OCTOBER 2016

DUTY TO KEEP THE RECORDS, BOOKS OF ACCOUNT OR DOCUMENTS IN TERMS OF SECTION 29 OF THE TAX ADMINISTRATION ACT, 2011 (ACT NO. 28 OF 2011)

In terms of section 29 of the Tax Administration Act, 2011, I, Thomas Swabihi Moyane, Commissioner for the South African Revenue Service, hereby require that the persons specified in the attached Schedule must keep the records, books of account or documents prescribed in the Schedule.

This public notice applies to years of assessment commencing on or after 1 October 2016.



T S MOYANE

COMMISSIONER: SOUTH AFRICAN REVENUE SERVICE

SCHEDULE

1. General

Any term or expression contained in this notice to which a meaning has been assigned in a “**tax Act**” as defined in section 1 of the Tax Administration Act, 2011, has the meaning so assigned, unless the context indicates otherwise and the following terms have the following meaning—

“**connected person**” means a “connected person” as defined in section 1 of the Income Tax Act, read with section 31(4) of the Income Tax Act;

“**potentially affected transaction**” means an “affected transaction”, as defined in section 31 of the Income Tax Act, without regard to paragraph (b) of the definition, but excludes any transaction, operation, scheme, agreement or understanding contemplated in section 31(5), (6) or (7) of the Income Tax Act;

“**tested party**” means the party to a potentially affected transaction that has been selected for the application of a transfer pricing method.

2. Persons required to keep specified records, books of account or documents

A person must keep the records specified in paragraph 3 and 4 if the person—

- (a) has entered into a potentially affected transaction; and
- (b) the aggregate of the person’s potentially affected transactions for the year of assessment, without offsetting any potentially affected transactions against one another, exceeds or is reasonably expected to exceed R100 million.

3. Records, books of account or documents to be kept in respect of structure and operations

A person referred to in paragraph 2 must keep the following records:

- (a) A description of the person’s ownership structure, with details of shares or ownership interest in excess of 10 per cent held by the person or therein by other persons as well as a description of all foreign connected persons with which that person is transacting and the details of the nature of the connection;
- (b) The name, address of the principal office, legal form and jurisdiction of tax residence of each of the connected persons with which a potentially affected transaction has been entered into by the person; and
- (c) The person’s business operation summary, including—
 - (i) a description of the business (including the type of business, details of the specific business and external market conditions) and the plans for the principal trading operations (including the business strategy);
 - (ii) an organogram showing the title and location of the senior management team members;
 - (iii) major economic and legal issues affecting the profitability of the person and the industry;

- (iv) a description of any business restructurings or intangibles transfers that the person has been affected by or involved in;
- (v) the person's market share within the industry, analysis of relevant market competition environment and key competitors;
- (vi) the key value drivers identified by available industry research findings or reports;
- (vii) industry policy or industry incentives or restrictions affecting the person's business;
- (viii) the role of the person, as well as the connected persons referred to in subparagraph (b), in the group's supply chain.

4. Records, books of account or documents to be kept in respect of transactions

A person referred to in paragraph 2 must keep the following records in respect of any potentially affected transaction that exceeds or is reasonably expected to exceed R5 million in value:

- (a) The nature and terms (including pricing policy) of the potentially affected transactions entered into by the person with each connected person;
- (b) Copies of any contracts or agreements related to the potentially affected transactions entered into by the person with each connected person, if such contracts or agreements were prepared in the ordinary course of business;
- (c) Any other governance and regulatory documents, such as complete board minutes and South African Reserve Bank applications and approvals, relevant to the potentially affected transactions;
- (d) An indication of which party to the potentially affected transaction is the tested party, if applicable, and an explanation of the reasons for the party's selection;
- (e) With respect to the tested party—
 - (i) a detailed allocation of revenues, costs, expenses and profits between its connected person transactions and independent person transactions, including records of the application of the transfer pricing policy and documents showing how the financial data used in applying the transfer pricing method reconciles to the annual financial statements; or
 - (ii) If the financial data for the purposes of subparagraph (i) cannot be directly allocated, an explanation supporting the allocation rationale and documentation that demonstrates how the allocation was carried out;
- (f) Where a tested party is tax resident outside the Republic, such documents as evidence the functional and risk classification of the tested party, which include—
 - (i) a description of the business (including the type of business, details of the specific business, an organogram showing the title and location of staff involved in the affected transaction and external market conditions) and the plans for the principal trading operations (including the business strategy);
 - (ii) contracts between the tested party and its customers and suppliers; and
 - (iii) commercial invoices between the tested party and its customers and suppliers; that are relevant to the potentially affected transaction;

- (g) A description of the functions performed, risks assumed and assets employed by the person and the connected persons involved in the potentially affected transaction;
- (h) A description of the intangible assets involved in the potentially affected transaction, and their influence on the functional and risk classification of the tested party;
- (i) Operational flows including information flow, product flow, and cash flow of the potentially affected transactions;
- (j) The comparable data and methods considered and used for determining the arm's length return and the analysis performed to determine the transfer prices or the allocations of profits or losses or contributions to costs, as the case may be, in respect of the potentially affected transactions, including:
 - (i) A list and description of selected comparable uncontrolled transactions (internal or external), if any, and information on relevant financial indicators for independent enterprises, if any, relied on in the analysis, including a description of the comparable search methodology;
 - (ii) Summary schedules of relevant financial data for any other comparables used in the analysis and the sources from which the data was obtained;
 - (iii) If relevant, an explanation of the reasons for performing a multi-year analysis;
 - (iv) Any comparability adjustments made and the reasons for making such adjustments;
- (k) The assumptions, strategies, policies and price negotiations, if any, that influenced the determination of the transfer prices or the allocations of profits or losses or contributions to costs, as the case may be, in respect of the potentially affected transactions;
- (l) Details of the adjustments, if any, made to transfer prices to align them with the arm's length return determined under section 31(2) of the Income Tax Act and consequent adjustment made to the total income or expenses for tax purposes;
- (m) With respect to potentially affected transactions that are financial assistance transactions, the following records:
 - (i) A summary of financial forecasts which are contemporaneous with the financial assistance transactions in question, projected as far as is meaningful in relation to the period of the funding transactions, including a clear picture of the expected levels of interest cover, gearing or other relevant measures over the forecast period;
 - (ii) An analysis of the financial strategy of the business, including how capital is allocated and the relationship between capital and cash flows from operations and any changes relating to the financial assistance transactions and details regarding principal cash flows and the sources of repayment of debt;
- (n) With respect to potentially affected transactions that are financial assistance transactions with a term exceeding 12 months, the following additional records:
 - (i) A description of the funding structure which has been or is in the process of being put in place, including the dates of transactions, a clear statement of the source of the funds (immediate and ultimate), reasons for obtaining the funds, how the funds were or will be applied (the purpose of the financial assistance) and the repayment terms;

- (ii) A group structure covering all relevant companies and clearly setting out any changes to the structure taking place over the course of the financial assistance transactions;
 - (iii) Copies of the financial statements and management accounts prepared most recently before the point in time the financial assistance is obtained and after the financial assistance has been granted; and
- (o) Copies of existing unilateral, bilateral and multilateral advance pricing agreements and other tax rulings to which SARS is not a party and which are related to the potentially affected transactions.

5. Persons otherwise required to keep records, books of account or documents

If a person has entered into a potentially affected transaction and paragraph 4 does not apply to the potentially affected transaction, the person must keep the records, books of account or documents that enable the person to ensure and SARS to be satisfied that the potentially affected transaction is conducted at arm's length.

6. Records kept by connected persons

Where the records, books of account or documents required to be kept in terms of paragraphs 4 and 5 are kept in the ordinary course of business by a connected person, a person will comply with the requirement to keep the records, books of account or documents provided the requirements under section 31 of the Tax Administration Act are met.

7. Alternative arrangements with SARS

Where a person reasonably expects to have a high volume of potentially affected transactions that fall under subparagraphs (m) and (n) of paragraph 4, SARS may agree to alternative records that the person must keep under one or both subparagraphs to enable the person to ensure and SARS to be satisfied that the potentially affected transactions are conducted at arm's length.

SUID-AFRIKAANSE INKOMSTEDIENS

NO. 1334

28 OKTOBER 2016

PLIG OM DIE REKORDS, REKENINGKUNDIGE REKENINGE OF DOKUMENTE INGEVOLGE ARTIKEL 29 VAN DIE WET OP BELASTINGADMINISTRASIE, 2011 (WET NO. 28 VAN 2011), TE HOU

Ingevolge artikel 29 van die Wet op Belastingadministrasie, 2011, vereis ek, Thomas Swabihi Moyane, Kommissaris vir die Suid-Afrikaanse Inkomstediens, hierby dat die persone aangewys in die aangehegte Bylae die rekords, rekeningkundige rekeninge of dokumente in die Bylae voorgeskryf, moet hou.

Hierdie openbare kennisgewing is van toepassing op jare van aanslag wat op of na 1 Oktober 2016 begin.

T S MOYANE
KOMMISSARIS: SUID-AFRIKAANSE INKOMSTEDIENS

BYLAE

1. Algemeen

Enige woord of uitdrukking vervat in hierdie kennisgewing waaraan 'n betekenis ingevolge 'n **“Belastingwet”** soos omskryf in artikel 1 van die Wet op Belastingadministrasie, 2011, geheg is, het die betekenis aldus daaraan geheg tensy uit die samehang anders blyk en die volgende uitdrukkings het die volgende betekenis—

“getoetste party” beteken die party by 'n potensieel geaffekteerde transaksie wat vir die toepassing van 'n oordragprysbepalingsmetode gekies is;

“potensieel geaffekteerde transaksie” beteken 'n “geaffekteerde transaksie”, soos omskryf in artikel 31 van die Inkomstebelastingwet, sonder inagneming van paragraaf (b) van die omskrywing, maar sluit nie in enige transaksie, handeling, skema, ooreenkoms of verstandhouding beoog in artikel 31(5), (6) of (7) van die Inkomstebelastingwet nie;

“verbonde persoon” beteken 'n “verbonde persoon” soos omskryf in artikel 1 van die Inkomstebelastingwet, gelees saam met artikel 31(4) van die Inkomstebelastingwet.

2. Persone vereis om bepaalde rekords, rekeningkundige rekeninge of dokumente te hou

'n Persoon moet die rekords aangedui in paragraaf 3 en 4 hou indien die persoon—

- (a) 'n potensieel geaffekteerde transaksie aangegaan het; en
- (b) die totaal van die persoon se potensieel geaffekteerde transaksies vir die jaar van aanslag, sonder om enige potensieel geaffekteerde transaksies teen mekaar af te sit, R100 miljoen oorskry of redelikerwys verwag word te oorskry.

3. Rekords, rekeningkundige rekeninge of dokumente ten opsigte van struktuur en bedrywighede gehou te word

'n Persoon bedoel in paragraaf 2 moet die volgende rekords hou:

- (a) 'n Beskrywing van die persoon se eienaarskapstruktuur, met besonderhede van aandele of eienaarskapbelang wat 10 persent oorskry, daarin deur die persoon of deur ander persone gehou, asook 'n beskrywing van alle buitelandse verbonde persone waarmee die persoon transaksies aangaan en die besonderhede van die aard van die verbintenis;
- (b) Die naam, adres of vernaamste kantoor, regsvorm en jurisdiksie van belastinginwonerskap van elk van die verbonde persone waarmee 'n potensieel geaffekteerde transaksie deur die persoon aangegaan is; en
- (c) die persoon se besigheidsbedryf-opsomming, insluitend—
 - (i) 'n beskrywing van die besigheid (insluitend die tipe besigheid, besonderhede van die spesifieke besigheid en eksterne marktoestande) en die planne vir die hoof handelsbedrywighede (insluitend die besigheidstrategie);
 - (ii) 'n organogram wat die titel en ligging van die lede van die seniorbestuurspan toon;
 - (iii) vernaamste ekonomiese en regskwessies wat die winsgewendheid van die persoon en die bedryf raak;

- (iv) 'n beskrywing van enige besigheidherstrukturerings of ontasbarebate-oordragte waardeur die persoon geraak of waarby die persoon betrokke was;
- (v) die persoon se markaandeel binne die bedryf, ontleding van toepaslike markkompetisie-omgewing en sleutelkompeteerdere;
- (vi) die sleutel-waardedrywers geïdentifiseer deur beskikbare bedryfsnavorsing-bevindings of -verslae;
- (vii) bedryfsbeleid of bedryfsaansporings of -beperkings wat die persoon se besigheid raak;
- (viii) die rol van die persoon, asook die verbode persone bedoel in subparagraaf (b), in die groep se toevoerketting;

4. Rekords, rekeningkundige rekeninge of dokumente ten opsigte van transaksies gehou te word

'n Persoon bedoel in paragraaf 2 moet die volgende rekords hou ten opsigte van enige potensieel geaffekteerde transaksie wat R5 miljoen in waarde oorskry of redelikerwys verwag word te oorskry:

- (a) Die aard en bedinge (insluitend prysbepalingsbeleid) van die potensieel geaffekteerde transaksies deur die persoon met elke verbode persoon aangegaan;
- (b) Afskrifte van enige kontrakte of ooreenkomste wat betrekking het op die potensieel geaffekteerde transaksies deur die persoon met elke verbode persoon aangegaan, indien sulke kontrakte of ooreenkomste in die gewone loop van besigheid voorberei is;
- (c) Enige ander beheer- en regulerende dokumente, soos volledige raadsnotules, aansoeke by en goedkeurings deur die Suid-Afrikaanse Reserwebank, wat op die potensieel geaffekteerde transaksies van toepassing is;
- (d) 'n Aanduiding van watter party by die potensieel geaffekteerde transaksie die getoetste party is, indien toepaslik, en 'n verduideliking van die redes vir die party se verkiesing;
- (e) In verband met die getoetste party—
 - (i) 'n gedetailleerde toewysing van inkomstes, kostes, uitgawes en winste tussen sy verbondepersoontransaksies en onafhanklikepersoontransaksies, insluitend rekords van die toepassing van die oordragprysbepalingsbeleid en dokumente wat toon hoe die finansiële data wat by die toepassing van die oordragprysbepalingsmetode gebruik is, met die jaarlikse finansiële state versoen; of
 - (ii) indien die finansiële data vir die doeleindes van subparagraaf (i) nie regstreeks toegeken kan word nie, 'n verduideliking wat die toekenningsberedenering staaf en dokumentasie wat toon hoe die toekenning uitgevoer is;
- (f) Waar 'n getoetste party 'n belastinginwoner buite die Republiek is, die dokumente wat bewys lewer van die funksionele en risikoklassifisering van die getoetste party, wat insluit—
 - (i) 'n beskrywing van die besigheid (insluitend die tipe besigheid, besonderhede van die spesifieke besigheid, 'n organogram wat die titel en ligging van personeel by die potensieel geaffekteerde transaksie betrokke aandui en eksterne

CONTINUES ON PAGE 130 - PART 2



Government Gazette Staatskoerant

REPUBLIC OF SOUTH AFRICA
REPUBLIEK VAN SUID AFRIKA

Vol. 616

28 October 2016
Oktober

No. 40375

PART 2 OF 3

N.B. The Government Printing Works will not be held responsible for the quality of "Hard Copies" or "Electronic Files" submitted for publication purposes

ISSN 1682-5843



9 771682 584003

40375



AIDS HELPLINE: 0800-0123-22 Prevention is the cure

- marktoestande) en die planne vir die hoof handelsbedrywighede (insluitend die besigheidstrategie);
- (ii) kontrakte tussen die getoetste party en sy klante en leweransiers; en
 - (iii) kommersiële fakture tussen die getoetste party en sy klante en leweransiers; wat op die potensieel geaffekteerde transaksie van toepassing is;
- (g) 'n Beskrywing van die funksies uitgevoer, risikos aanvaar en bates toegepas deur die persoon en die verbonde persone by die potensieel geaffekteerde transaksie betrokke;
- (h) 'n Beskrywing van die ontasbare bates betrokke by die potensieel geaffekteerde transaksies, en hul invloed op die funksionele en risikoklassifikasie van die getoetste party;
- (i) Operasionele vloei insluitend inligtingvloei, produkvloei, en kontantvloei van die potensieel geaffekteerde transaksies;
- (j) Die vergelykbare data en metodes oorweeg en gebruik om die opbrengs op uiterste voorwaardes te bepaal en die ontleding uitgevoer om die oordragpryse of die toewysings van winste of verliese of bydraes tot koste, na gelang van die geval, ten opsigte van die potensieel geaffekteerde transaksies te bepaal, insluitend:
- (i) 'n Lys en beskrywing van geselekteerde vergelykbare onbeheerde transaksies (intern of ekstern), indien daar is, en inligting oor toepaslike finansiële aanduiders vir onafhanklike ondernemings, indien daar is, waarop in die ontleding staat gemaak is, insluitend 'n beskrywing van die vergelykbare soekmetodologie;
 - (ii) Opsommende bylaes van toepaslike finansiële data vir enige ander vergelykbare inligting wat in die ontleding gebruik is en die bronne waaruit die data verkry is;
 - (iii) Indien toepaslik, 'n verduideliking van die redes vir die uitvoer van 'n meerjarige ontleding;
 - (iv) Enige vergelykbaarheidsaanpassings gemaak en die redes waarom sulke aanpassings gemaak is;
- (k) Die aannames, strategieë, beleide en prysonderhandelings, indien daar is, wat die bepaling van die oordragpryse of die toekennings van winste of verliese of bydraes tot kostes, na gelang van die geval, ten opsigte van die potensieel geaffekteerde transaksies beïnvloed het;
- (l) Besonderhede van die aanpassings, indien daar is, wat aan die oordragpryse gemaak is om hulle in lyn te bring met die opbrengs op uiterste voorwaardes kragtens artikel 31(2) van die Inkomstebelastingwet bepaal en daaropvolgende aanpassing aan die totale inkomste of uitgawes vir belastingdoeleindes gemaak;
- (m) Met betrekking tot potensieel geaffekteerde transaksies wat finansiëlebystandstransaksies is, die volgende rekords:
- (i) 'n Opsomming van finansiële vooruitskouings wat gelyktydig is met die betrokke finansiëlebystandstransaksies, geprojekteer so ver soos sinvol is met betrekking tot die tydperk van die befondsingstransaksies, insluitend 'n duidelike beeld van die verwagte vlakke van rentedekking, hefboomfinansiering of ander toepaslike maatreëls oor die vooruitskouingstydperk;

- (ii) 'n Ontleding van die finansiële strategie van die besigheid, insluitend hoe kapitaal toegeken word en die verhouding tussen kapitaal en kontantvloei uit bedrywighede en enige veranderings wat met die finansiëlebystandstransaksies verband hou en besonderhede aangaande vernaamste kontantvloei en die bronne van skuldterugbetaling;
- (n) Met betrekking tot potensieel geaffekteerde transaksies wat finansiëlebystandstransaksies is met 'n termyn wat 12 maande oorskry, die volgende bykomende rekords:
- (i) 'n Beskrywing van die befondsingstruktuur wat in plek gestel is of in die proses is om in plek gestel te word, insluitend die datums van transaksies, 'n duidelike stelling van die bron van die fondse (onmiddellik en uiteindelik), redes vir die verkryging van die fondse, hoe die fondse toegepas is of sal word (die doel van die finansiële bystand) en die terugbetalingsbedinge;
 - (ii) 'n Groepstruktuur wat alle toepaslike maatskappye dek en wat duidelik uiteensit enige veranderings aan die struktuur wat gedurende die loop van die finansiëlebystandstransaksies plaasvind;
 - (iii) Afskrifte van die finansiële state en bestuursrekeninge mees onlangs opgestel voor die tydstip waarop die finansiële bystand verkry word en na die finansiële bystand toegestaan is; en
- (o) Afskrifte van bestaande unilaterale, bilaterale en multilaterale voorafprysbepalings-ooreenkomste en ander belastingbeslissings waarby SAID nie 'n party is nie en wat met die potensieel geaffekteerde transaksies verband hou.

5. Persone andersins vereis om rekords, rekeningkundige rekeninge of dokumente te hou

Indien 'n persoon 'n potensieel geaffekteerde transaksie aangegaan het en paragraaf 4 nie op die potensieel geaffekteerde transaksie van toepassing is nie, moet die persoon die rekords, rekeningkundige rekeninge of dokumente hou wat die persoon in staat stel om te verseker en SAID in staat stel om tevrede te wees dat die potensieel geaffekteerde transaksie onder bedinge van uiterste voorwaardes gevoer word.

6. Rekords deur verbonde persone gehou

Waar die rekords, rekeningkundige rekeninge of dokumente vereis word om ingevolge paragrafe 4 en 5 gehou te word, in die gewone loop van besigheid deur 'n verbonde persoon gehou word, sal 'n persoon die vereiste nakom om rekords, rekeningkundige rekeninge of dokumente te hou, mits die vereistes kragtens artikel 31 van die Wet op Belastingadministrasie nagekom word.

7. Alternatiewe reëlings met SAID

Waar 'n persoon redelikerwys verwag om 'n hoë volume potensieel geaffekteerde transaksies te hê wat onder subparagrafe (m) en (n) van paragraaf 4 val, kan SAID toestem tot alternatiewe rekords wat die persoon kragtens een of beide subparagrafe moet

hou om die persoon in staat te stel om te verseker en SAID in staat te stel om tevrede te wees dat die potensieel geaffekteerde transaksies onder bedinge van uiterste voorwaardes gevoer word.

DEPARTMENT OF TRADE AND INDUSTRY

NO. 1335

28 OCTOBER 2016

CO-OPERATIVES THAT HAVE BEEN REMOVED FROM THE REGISTER

LUNGISANI CO-OP LTD
KHIPI KHONA QEDI NDLALA CO-OP LTD
CHRIS HANI DISTRICT WOOD PRODUCTS CO-OP LTD
ZABELENI CO-OP LTD
CATAPILARS CO-OP LTD
SIZIKHETHELE CO-OP LTD
NOMAGOLI CO-OP LTD
SHONASHONA GARDEN AND GROUNDS CO-OP LTD
MOBUA TRADING CO-OP LTD
ZOMACO CO-OP LTD
UWENI CO-OP LTD
LUDUMO LWETHU CO-OP LTD
LUMKA CLEANING SERVICES CO-OP LTD
MANYAKENI CO-OP LTD
SIYAFUFUSA CO-OP LTD
DLUDLUBHEKE NGUNI LIVESTOCK CO-OP LTD
MASANGANE CO-OP LTD
MTHATHI CO-OP LTD
VELABEHLEKA CO-OP LTD
VELA-LANGA BUTCHERY CO-OP LTD
STARS OF TOMORROW GARDEN SERVICES CO-OP LTD
LETH'INKUTHALO CO-OP LTD
SMANGELE SEKUSILE CO-OP LTD
MKUTHUKENI SUNRISE COMMUNITY WOOL GROWERS ASSOCIATION CO-OP LTD
HANDS ON CLEANING CO-OP LTD
ESETHU MULTI-PURPOSE CO-OP LTD
NQOBANI AMANGWANE SEWING AND FABRIC PRINTERS CO-OP LTD
BAMBANANI UBUHLEBABO CO-OP LTD
STORM WATER CO-OP LTD
SILIMELA INTUTHUKO YEZWE CO-OP LTD
SIYATHUTHUKA ALTONA SEWING CO-OP LTD
INGWE CARPENTRY CO-OP LTD
INTUTHUKO CHICK PRODUCTION CO-OP LTD
GLOBAL CATERING CO-OP LTD
IKHWEZI VEGETABLE AGRICULTURAL CO-OP LTD

Notice is hereby given that the names of the abovementioned co-operatives have been removed from the register in terms of the provisions of section 73(1) of the Co-operatives Act, 2005.

REGISTRAR OF CO-OPERATIVES

Office of the Registrar of Co-operatives
Dti Campus
77 Meintjies Street
Pretoria
0002
Private Bag X237
Pretoria
0001

DEPARTMENT OF TRADE AND INDUSTRY

NO. 1336

28 OCTOBER 2016

CO-OPERATIVES TO BE REMOVED FROM THE REGISTER

**EMPUMULWENI CO-OP LTD
MEGA FUNERAL CO-OP LTD
TLOTLANANG CLEANING CO-OP LTD
SILINGENE CO-OP LTD
SINIKIWE CO-OP LTD
BAJABHILE CONSUMER CO-OP LTD
THATHAZONKE CO-OP LTD
KUSAKUSEZWENI TRANSPORT CO-OP LTD
SIYAVUNULISA CO-OP LTD
UKUKHULA KWESIZWE CO-OP LTD
UCWAZI CO-OP LTD
SIYAKHAZIMULA RICKSHAW OPERATORS CO-OP LTD
SHUKUMA SEWING CO-OP LTD
SQALOKUHLE CO-OP LTD
INKULEKO CO-OP LTD
QHUBUMNOTHO STOCK FARMERS CO-OP LTD
GQULA LIVE STOCK FARMING CO-OP LTD
AGRO SSP AGRICULTURAL CO-OP LTD
VUNIMPILO MAHUBHULA CO-OP LTD
NDELU FARMING ENTERPRISES CO-OP LTD
SIYATHUTHUKA AGRICULTURAL CO-OP LTD
PRINTING PLANET CO-OP LTD
HLOKAMANI CO-OP LTD
INKOSI UFAKAZI CO-OP LTD
SIZA CO-OP LTD
SIYEZA UMUZINGWEZWI CO-OP LTD
LERETLHABETSE ROOF AND FLOOR TILES PROJECT CO-OP LTD
BHAMSHELA AGRI-TOURISM AGRICULTURAL CO-OP LTD
LET'S WORK TOGETHER CO-OP LTD
SINQOBILE LUXURY TOURS CO-OP LTD
SILINDOKUHLE AGRICULTURAL CO-OP LTD
UBUHLEBEZWE FARMERS CO-OP LTD
CREATIVE WAREHOUSE CO-OP LTD
UNOBUBELE PROPERTY DEVELOPMENT CO-OP LTD**

Notice is hereby given that the names of the abovementioned co-operatives will, after the expiration of sixty days from the date of this notice, be struck off the register in terms of the provisions of section 73(1) of the Co-operatives Act, 2005, and the co-operatives will be dissolved unless proof is furnished to the effect that the co-operatives are carrying on business or are in operation.

Any objections to this procedure, which interested persons may wish to raise, must together with the reasons therefore, be lodged with this office before the expiration of the period of sixty days.

REGISTRAR OF CO-OPERATIVES

Office of the Registrar of Co-operatives
Dti Campus
77 Meintjies Street
Pretoria
0002
Private Bag X237
Pretoria
0001

DEPARTMENT OF TRADE AND INDUSTRY

NO. 1337

28 OCTOBER 2016

CO-OPERATIVES TO BE REMOVED FROM THE REGISTER

**KUYABONELELWA CO-OP LTD
BOKAMOSO BA RONA TRADING CO-OP LTD
SUCCESS SUNRISE MULTI-PURPOSE CO-OP LTD
SUKAMUMVA AGRICULTURAL CO-OP LTD
UMGULATSHANE AGRIC CO-OP LTD
KGOMOGOROGA POULTRY AND GARDEN CO-OP LTD
MANTONDWANE CRECHE CO-OP LTD
BHISASA CO-OP LTD
MASISUKUMENI CO-OP LTD
MASITHOKOZE AGRICULTURAL CO-OP LTD
MINORITY CO-OP LTD
DELICIOUS DESIGN CATER'S CO-OP LTD
EKUDLAKWETHU CO-OP LTD
MADLIWAINDLALA CO-OP LTD
IMVABA-YESIMPU CO-OP LTD
NDIZAPHEZULU CO-OP LTD
SIYEMBILI POULTRY FARM CO-OP LTD
VUKANI MAKHOSIKAZI TRANSPORT CO-OP LTD
INQWANQWA CO-OP LTD
ZIKHULISE COMMUNITY NETWORK CO-OP LTD
VIKELA CO-OP LTD
BICOURLEY MULTI-PURPOSE CO-OP LTD
EDLADLENI CO-OP LTD
SWEETHONEY CO-OP LTD
QED'UBUBHA SEWING CO-OP LTD
KHANYISANI MANAGEMENT SERVICES CO-OP LTD
ZAMUSIZO BLOCK MAKING CO-OP LTD
UMGENI CARPENTRY CO-OP LTD**

Notice is hereby given that the names of the abovementioned co-operatives will, after the expiration of sixty days from the date of this notice, be struck off the register in terms of the provisions of section 73(1) of the Co-operatives Act, 2005, and the co-operatives will be dissolved unless proof is furnished to the effect that the co-operatives are carrying on business or are in operation.

Any objections to this procedure, which interested persons may wish to raise, must together with the reasons therefore, be lodged with this office before the expiration of the period of sixty days.

REGISTRAR OF CO-OPERATIVES

Office of the Registrar of Co-operatives
Dti Campus
77 Meintjies Street
Pretoria
0002
Private Bag X237
Pretoria
0001

DEPARTMENT OF TRADE AND INDUSTRY

NO. 1338

28 OCTOBER 2016

CO-OPERATIVES THAT HAVE BEEN REMOVED FROM THE REGISTER

AMAPHIKELELA CO-OP LTD
ABAQULUSI COMMUNITY RADIO STATION CO-OP LTD
CELOKUHLE TIMBER AND DAIRY FARMING CO-OP LTD
DUMSITHE CO-OP LTD
MZAMOWABASHA CO-OP LTD
METHOZA STEEL FRAME CO-OP LTD
MDIBO CO-OP LTD
OKHASINI SUGAR CANE TRADING CO-OP LTD
UMNOTHO USEZANDLENI CO-OP LTD
WOMEN CONTRACTORS CO-OP LTD
UKWENZAKWENZEKE CO-OP LTD
OKHALWENI SUGAR CANE TRADING CO-OP LTD
UMNGWENYA OBOVU FUNERAL ORGANISER CO-OP LTD
UBUHLE BE AFRICA GENERAL ENTERPRISES AND SERVICES CO-OP LTD
ZUZULWAZI BAKERY CO-OP LTD
BLESSED HOPE CO-OP LTD
BILWAYO CO-OP LTD 17/10
IMPANGELO EKHALA IGIJIMA CO-OP LTD
THOBILE'S HAIRDRESSING SALON CO-OP LTD
TONGAAT WATER PURIFICATION AND DESALINATION CO-OP LTD
TSOJANA SAKHUBUNTU POULTRY CO-OP LTD
SASEKANI AGRICULTURAL CO-OP LTD
SIKHULISE CO-OP LTD
STAY TOGETHER CO-OP LTD
QOQULWANA CO-OP LTD
QONDEKHAYA CO-OP LTD
PHUMZAME CO-OP LTD
MZAMO WETHU CO-OP LTD
IKUSASA LABANTU ABAMNYAMA CO-OP LTD
INDUMISO CLOTHING AND TEXTILE CO-OP LTD
ISIBANI SE MPUMALANGA CO-OP LTD
MANDELU AGRICULTURAL CO-OP LTD
MAYIBUYE NGWELEZANE AGRICULTURAL CO-OP LTD
UKHALOLUHLE SUGAR CANE CO-OP LTD

Notice is hereby given that the names of the abovementioned co-operatives have been removed from the register in terms of the provisions of section 73(1) of the Co-operatives Act, 2005.

REGISTRAR OF CO-OPERATIVES

Office of the Registrar of Co-operatives
Dti Campus
77 Meintjies Street
Pretoria
0002
Private Bag X237
Pretoria
0001

DEPARTMENT OF TRADE AND INDUSTRY

NO. 1339

28 OCTOBER 2016

**CODES OF GOOD PRACTICE ON BROAD BASED BLACK ECONOMIC
EMPOWERMENT**

I, Dr Rob Davies, Minister of Trade and Industry, hereby:

- a) Issue the following Draft Amended Construction Sector Code for public comment in terms of section 9 (5) of the Broad-Based Black Economic Empowerment Act 2003, (Act No. 53 of 2003) as amended by B-BBEE Act 46 of 2013, and
- b) Invite interested persons to submit comments on the draft amended sector code within 60 days from the date of this publication.

Interested parties are requested to forward their comments in writing for the attention of Mr Jacob Maphutha and Ms Mologadi Leshiba to the following address (es):

E-mail: constructionsectorcode@thedti.gov.za

The dti campus
77 Meintjies Street
Sunnyside, Pretoria
0002
c/o BEE Unit

Private Bag X84
Pretoria
0001

Enquiries: 012-394 3876/3430



Dr Rob Davies, MP
Minister of Trade and Industry
29 September 2016

**AMENDED CODE SERIES CSC000: FRAMEWORK FOR MEASURING BROAD-BASED
BLACK ECONOMIC EMPOWERMENT IN THE CONSTRUCTION SECTOR**



**STATEMENT CSC000: GENERAL PRINCIPLES AND THE LARGE ENTERPRISE
SCORECARD**

Issued under section 9(5) of the Broad-Based Black Economic Empowerment Act 53 of
2003 as amended

Arrangement of this statement:

Para Subject	Page
1. Preamble.....	24
2. Key Measurement Principles.....	7
3. Application of the Construction Sector Code.....	10
4. Eligibility as an Exempted Micro Enterprise.....	14
5. Eligibility as a Qualifying Small Enterprise.....	15
6. Start up Enterprises.....	15
7. The Elements of B-BBEE in terms of Large Enterprise Scorecard.....	16
8. Large Enterprise Scorecard.....	17
9. Enhanced recognition for certain categories of Black People.....	18
10. Effective Date and Transitional Arrangements	18
11. Verification of Construction Enterprises.....	19
12. Adjustment of Threshold.....	20
13. Duration of the Construction Sector Code.....	20

Aligned Construction Sector Code – Final Draft for Gazette – Council Approval

 2
 C.M.
 M.J.

1. PREAMBLE

1.1 The Legacy

1.1.1 Despite significant progress since the establishment of a democratic government in 1994, South African society is characterised by racially based income and social service inequalities. Consequently the vast majority of South Africans remain excluded from ownership, control and management of productive assets and from access to training in strategic critical skills.

1.1.2 This is not only unjust but inhibits South Africa's ability to achieve its full economic potential.

1.2 Our Commitment

1.2.1 Noting that:

1.2.1.1 The Broad-Based Black Economic Empowerment Act (No. 53 of 2003) establishes a legislative framework for the promotion of B-BBEE, provides for the gazetting of transformation charters and empowers the Minister of Trade and Industry to issue codes of good practice;

1.2.1.2 The National Development Plan aims to eliminate poverty and reduce inequality by 2030. According to the plan, South Africa can realise these goals by drawing on the energies of all its people, growing an inclusive economy, building capabilities, enhancing the capacity of the state, and promoting leadership and partnerships throughout society;

this Construction Sector Code seeks to support the objectives of the Act as amended from time to time and the objectives of the National Development Plan.

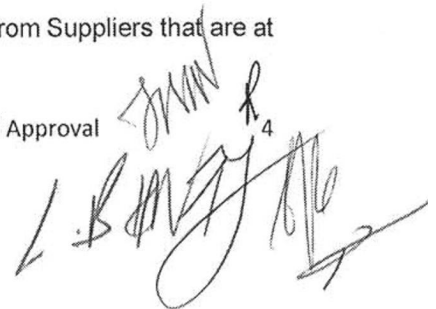
1.2.2 The Construction Sector believes that positive and proactive response through the implementation of the Construction Sector Code would address inequalities in the Construction Sector, unlock the sector's potential and enhance its growth. As such the Construction Sector Code supports:

1.2.2.1 the introduction of Economically Active Population (EAP) targets which aims to address the unequal representation of race sub-groups participating in the industry;

1.2.2.2 the continued research by the Construction Sector Charter Council on how to create a Construction Sector that benefits the economy at large through supporting and building capacity in small enterprises including black professional service providers;

1.2.2.3 the set aside of minimum levels of procurement spend from Suppliers that are at least 51% Black Owned or 35% Black Women Owned;

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

Handwritten signature and initials in black ink, appearing to be 'L. B. M. R.' with a large flourish and a small '4' next to it.

1.2.2.4 sustainable empowerment initiatives that leave a legacy for the future.

1.2.2.5 the enhancement of the health and safety of its workforce and as such there is a commitment to promoting better health and safety standards in the industry through Skills Development.

1.3 Our Point of Departure

1.3.1 The Construction Sector Transformation Charter published in Government Gazette no. 29616 provides the basis for the development of the Construction Sector Code as it reflects the commitment of the parties thereto to actively promote a vibrant, transformed and competitive Construction Sector that provides adequate services to the domestic economy, reflects the South African nation as a whole, and contributes to the establishment of an equitable society.

1.3.2 Notwithstanding 1.3.1 above the development of the amended Construction Sector Codes are based on the definitions, principles and methodologies of transformation outlined in the B-BBEE Amendment Act No. 46 of 2013 and the Amended Codes of Good Practice for B-BBEE gazetted on 11 October 2013, Gazette nr. 36928 and draft Codes of Good Practice for QSEs gazetted on 10 October 2014, Gazette nr. 38076.

1.4 Objectives of the Construction Sector Code

1.4.1 The Construction Sector Code provides a framework for the Construction Sector to address B-BBEE, enhance the capacity of black contractors, black professionals, industry workers and the community and to increase the productivity of the sector to meet world best practice.

1.4.2 The Construction Sector Code in general supports all the objectives of the Construction Sector Transformation Charter and in particular aims to:


1.4.2.1. achieve a substantial, meaningful and accelerated change in the racial and gender composition of ownership, control and management in the sector;

1.4.2.2. promote the effective advancement of employment equity in the sector and adherence to principles of non-racialism and non-sexism and also addresses the underrepresentation of certain race groups relative to the Economic Active Population targets with specific focus on all levels of management;

1.4.2.3. address Skills Development in a manner that accelerates the advancement of Black People, black women and Designated Groups with particular emphasis on Learnerships, technical and management training;

1.4.2.4. increase the procurement of goods and service by the private sector and public sector from entities that are at least 51% Black Owned, 35% Black Women

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

Handwritten signature and initials in black ink, including the name 'JOHN R' and a large stylized signature.

- 1.4.2.3. address Skills Development in a manner that accelerates the advancement of Black People, black women and Designated Groups with particular emphasis on Learnerships, technical and management training;
- 1.4.2.4. increase the procurement of goods and service by the private sector and public sector from entities that are at least 51% Black Owned, 35% Black Women Owned or 51% Black Designated Group owned and standardize industry-wide preferential procurement methodologies;
- 1.4.2.5. enhance Supplier and Contractor Development in the core value chain of the construction industry that leads to sustainable empowerment for Qualifying Supplier Development Beneficiaries;
- 1.4.2.6. enhancing transformation by ensuring that the Construction Sector creates productive assets in the hands (actual control and ownership) of Black People;
- 1.4.2.7. contribute to the creation of substantial black owned entities and black industrialists in the Construction Sector through industry wide Supplier and Contractor Development initiatives;
- 1.4.2.8. increasing Preferential Procurement spend on local companies thereby increasing local job creation aligned to the objectives of the National Development Plan;
- 1.4.2.9. provide the Construction Sector on-going qualitative and quantitative method for monitoring and evaluating the progress of enterprises toward B-BBEE and thereby contribute to ending the malpractice of fronting; and
- 1.4.2.10. introduce compulsory reporting and engagement with the BEE Commissioner to monitor progress of enterprises toward B-BBEE.

1.5 Monitoring

- 1.5.1 The Construction Sector Charter Council was established as a result of the Construction Sector Code. To this end, the Council was mandated to align the Construction Sector Codes to the Amended Generic Codes of Good Practice.
- 1.5.2 The Construction Sector Charter Council will oversee and monitor the implementation of the Construction Sector Code. It will act with executive capacity and provide the necessary links to relevant government institutions;
- 1.5.3 The Construction Sector Charter Council will also perform an annual baseline study as a way to review quantitative and qualitative progress towards transformation in the Construction Sector;

CM LB MS



- 1.5.4 It will be compulsory for all verification agencies issuing certificates for companies governed by the Construction Sector Code to annually provide the independently verified scorecard and associated details of the Measured Entity in a prescribed format to the Construction Sector Charter Council. The Construction Sector Charter Council will use this information to assess the performance of the sector and to provide feedback and information to the BEE Commissioner. Verification agencies must ensure that the confidentiality obligations with their clients do not prohibit them from providing such information.

1.6 OBJECTIVES OF THIS DRAFT AMENDED STATEMENT CSC000

- 1.6.1 Specify the measurement principles and industry specific principles of Broad-Based Black Economic Empowerment (B- BBEE) within the Construction Sector;
- 1.6.2 Specify the application of the Draft Amended Construction Sector Code and the basis for measurement under the Draft Amended Construction Sector Code;
- 1.6.3 Indicate the qualifying threshold for a Measured Entity to qualify as an Exempted Micro-Enterprises (EME) or Qualifying Small Enterprises (QSE) within the Construction Sector;
- 1.6.4 Specify the method of measuring Start-Up Enterprises;
- 1.6.5 Specify the elements of B-BBEE measurable under the Large Enterprise Scorecard and Qualifying Small Enterprises Scorecard of the Draft Amended Construction Sector Code;
- 1.6.6 Specify the basis for determining compliance by Entities with the Construction Sector Code; and
- 1.6.7 Provide for the Effective Date and Transitional Arrangements.

2. KEY MEASUREMENT PRINCIPLES

- 2.1 The fundamental principle for measuring B-BBEE compliance is that substance takes precedence over legal form.
- 2.2 In interpreting the provisions of the Codes any reasonable interpretation consistent with the objectives of the B-BBEE Act as amended and the B-BBEE Strategy must take precedence.
- 2.3 The basis for measuring B-BBEE initiatives under the Codes:
- 2.3.1 for the 'Ownership' and 'Management Control' elements are the B-BBEE compliance of the Measured Entity at the Date of Measurement; and

CM LF MS 

- 2.3.1 for the 'Ownership' and 'Management Control' elements are the B-BBEE compliance of the Measured Entity at the Date of Measurement; and
- 2.3.2 for the 'Skills Development', 'Enterprise and Supplier Development' and 'Socio-Economic Development' elements the B-BBEE compliance of the Measured Entity over the Measurement Period.
- 2.4 Any misrepresentation or attempt to misrepresent a Measured Entity's true B-BBEE Status is a criminal offence and will be dealt with in accordance with the provisions as set out in the B-BBEE Act as amended, and may lead to the disqualification of the entire scorecard of the entities concerned.
- 2.5 Initiatives which split, separate or divide a Measured Entity with the intent of ensuring eligibility as an Exempted Micro-Enterprise, a Qualifying Small Enterprise or a Start-Up Enterprise will constitute an offence and will be dealt with in accordance with the provisions as set out in the B-BBEE Act as amended.
- 2.6 Any representation made by an Entity about its B-BBEE compliance must be supported by Suitable Evidence or Documentation. A Measured Entity that does not provide Suitable Evidence or Documentation supporting any initiative must not receive any recognition for that initiative.
- 2.7 Wherever a Standard Valuation Method applies to measuring an indicator, the same standard should apply, as far as reasonably possible, consistently in all other applicable calculations in this statement.
- 2.8 The measurement of Joint Ventures will be done as follows:
- 2.8.1 Unincorporated Joint Ventures are required to compile a consolidated verification certificate. A consolidated verification certificate will consolidate the scorecard points scored by each of the joint venture partners in accordance with paragraph 2.8.2 below as if those Measured Entities were a single Measured Entity.
- 2.8.2 The consolidation of scorecard points shall be based on a weighting in accordance with the joint venture agreement relevant to the specific joint venture. Therefore, should two companies enter into an Unincorporated Joint Venture their respective scores will be weighted according to their proportionate Economic Interest rights in the joint venture and added together for a combined score.
- 2.8.3 QSE's that are not 51% Black Owned or 100% Black Owned must be measured in terms of the QSE Scorecard. Such an Entity must use its score in terms of the QSE Scorecard to calculate the consolidated score.

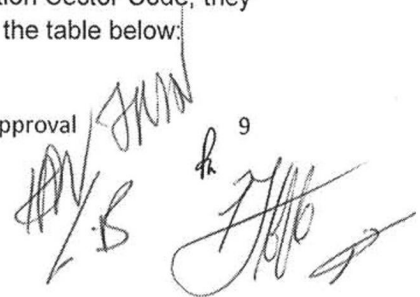
Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

8

- 2.8.4 EME's and 51% Black Owned or 100% Black Owned QSE's, are awarded automatic B-BBEE Status Levels without having achieved a specific score. Therefore in order to appropriately weight such an entity's contribution to the B-BBEE Status of a JV the following scores are imputed to them based on their respective automatic B-BBEE Status level as enhanced or discounted:
- 2.8.4.1 a Level 1 Contributor qualify for a score of 105 points;
 - 2.8.4.2 a Level 2 Contributor qualify for a score of 97.5 points;
 - 2.8.4.3 a Level 3 Contributor qualify for a score of 92.5 points;
 - 2.8.4.4 a Level 4 Contributor qualify for a score of 85 points;
 - 2.8.4.5 a Level 5 Contributor qualify for a score of 77.5 points;
 - 2.8.4.6 a Level 6 Contributor qualify for a score of 72.5 points.
- 2.8.5 Where all the partners in the joint venture are Empowering Suppliers the Unincorporated Joint Venture will also qualify as an Empowering Supplier. If not, the compliance of the Unincorporated Joint Venture with the Empowering Supplier requirements must be measured as though it is a single Measured Entity with each partner contributing, to the categories of measurement for Empowering Supplier status, in proportion to its share in the joint venture.
- 2.8.6 If an incorporated joint venture is required to be formed after the commencement of a contract, the unincorporated joint venture scorecard will be applicable for the first year of the contract whereafter a scorecard will be required for the incorporated entity.
- 2.8.7 In respect of public sector procurement an entity may not sub-contract more than 25% of the value of a contract to another entity that does not have an equal or better BBBEE status level than the entity awarded the contract unless the work is sub-contracted to an EME that has the capability to execute the work and the work is below the EME threshold. In such cases in respect of public sector procurement where more than 25% of the project costs flow to the other entity that does not have an equal or better BBBEE status level, joint ventures or consortia should be formed with a combined scorecard for all entities in the joint venture or consortium.
- 2.9 Where a matter is not expressly dealt with in terms of this Construction Sector Code the Generic Codes of Good Practice will take precedence. In all other matters this Construction Sector Code will take precedence.
- 2.10 To the extent that the following statements contained in the Original Codes of Good Practice Gazette No. 29617, as amended from time to time such as by Government Gazette No. 38766 of 6 May 2015, do not contradict a provision of this Construction Sector Code, they are expressly incorporated into the Construction Sector Code as per the table below:

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

9



	Statement	Description
2.10.1	004	Scorecards for SPECIALISED Enterprises
2.10.2	005	BROAD-BASED BLACK ECONOMIC EMPOWERMENT VERIFICATION
2.10.3	102	RECOGNITION IN THE SALE OF ASSETS
2.10.4	103	THE RECOGNITION OF EQUITY EQUIVALENTS FOR MULTINATIONALS

- 2.11 Measured Entities are only measureable against their South African Operations. This applies to the measurement of all the elements and indicators of the scorecard.
- 2.12 The Construction Sector Code distinguishes in certain instances between Built Environment Professionals (BEP) and Contractors in respect of targets, weightings and methodology. A Measured Entity is either measureable against the targets and weightings of a BEP or a Contractor and cannot apply the set of targets, weightings and methodology applicable to BEP's in the case of one element and the set applicable to Contractors in the case of another element.
- 3. SCOPE OF APPLICATION OF THE CONSTRUCTION SECTOR CODE**
- 3.1 The Construction Sector Code is applicable to the B-BBEE compliance measurement of all entities that fall within the Construction Sector.
- 3.2 All Measured Entities falling within the scope of the Construction Sector Code as set out in 3.1 above may only be measured for compliance in accordance with this Construction Sector Code.
- 3.2.1 Where a Measured Entity operates in more than one sector or sub-sector (e.g. Contractor or BEP), whether it requires a single entity verification or a consolidated verification for it as a group, it will be required to report in terms of the scorecard for the sector or sub-sector in which the majority of its core activities (measured in terms of annual Revenue) are located.
- 3.2.2 Where the Measured Entity in 3.2.1 is the holding entity in a consolidated verification and any of its subsidiaries are subject to measurement in terms of a set of codes (sector or general) other than that which governs the Measured Entity, then such subsidiary will not be able to tender the consolidated verification certificate of the Measured Entity as its own, notwithstanding the fact that it formed part of the consolidated verification. The subsidiary

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

10

will have to be measured in terms of the set of codes (sector or general) applicable to it based on its own core activities (measured in terms of annual Revenue).

- 3.3 The basis for measuring the B-BBEE compliance of an Entity in terms of paragraph 3.1 is:
- 3.3.1 Paragraph 4, in the case of an Exempted Micro-Enterprise or Start-up Enterprise;
- 3.3.2 The Large Enterprise Scorecard and QSE Scorecard, in the case of other Measured Entities.
- 3.4 For the avoidance of doubt, Construction Material Suppliers are measureable against the thresholds, targets, weightings and methodology applicable to Contractors as per the Construction Sector Code scorecards.
- 3.5 The Construction Sector Code is a relevant code of good practice for purpose of all activities listed in section 10 of the B-BBEE Act as amended.

3.6 PRIORITY ELEMENTS, SUBMINIMUM AND DISCOUNTING PRINCIPAL

3.6.1 The priority Elements are as follows:

3.6.1.1 **Ownership:**

3.6.1.1.1 The sub-minimum requirement for Ownership is 40% of Net Value (40% of the 6 points for Contractors i.e 2.4 points, or 40% of the 4 points for BEP's i.e. 1.6 points) based on the Time Based Graduation Factor provided in Annexe CSC100 (E).

3.6.1.2 **Skills Development:**

3.6.1.2.1 The sub-minimum requirements for Skills Development is 40% of the total weighting points (excluding bonus points) for Skills Development.

3.6.1.3 **Preferential Procurement and Supplier Development:**

3.6.1.3.1 The sub-minimum for Preferential Procurement and Supplier Development is 40% of the total weighting points (excluding bonus points) of each of the three broad categories, within the Preferential Procurement and Supplier Development element, namely 'Preferential Procurement', 'Supplier Development Programmes' and 'Supplier Development Contributions'. For the avoidance of doubt this means that a Measured Entity measureable in terms of the Large Enterprise Scorecard must achieve at least:

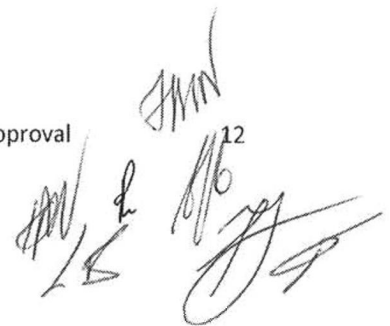
- (i) 7.6 points for Contractors and 7.2 points for BEPs under the Preferential Procurement category;
- (ii) 2 points for Contractors and 1.6 points for BEPs under the Supplier Development Programmes category;
- (iii) 4 points for Contractors and 2 points for BEPs under the Supplier Development Contributions category;

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

11

- 3.6.1.4 The principles in paragraph 3.6.1 above also apply to the determination of the 40% threshold for the QSE Scorecard when determining whether a QSE or EME's (see par 3.6.2.4 below) B-BBEE Status is to be discounted or not.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

Handwritten signatures and initials in black ink, including the number '12' and the date '15/10/16'.

3.6.2 COMPLIANCE TO PRIORITY ELEMENTS

- 3.6.2.1 A Large Enterprise is required to comply with all the Priority Elements;
- 3.6.2.2 A Qualifying Small Enterprise, that is measureable in terms of the QSE Scorecard, is required to comply with 2 Priority Elements i.e. Ownership as a compulsory element, and either Skills Development or Preferential Procurement and Supplier Development.
- 3.6.2.3 A Qualifying Small Enterprise, that qualifies for an automatic B-BBEE Status Level (one or two) as per paragraph 5.3 below, is required to comply with the QSE Skills Development element as a compulsory priority element to avoid discounting.
- 3.6.2.4 Save for the exceptions in par 3.6.2.4.1 and 3.6.2.4.2 below an Exempted Micro Enterprise, that qualifies for an automatic B-BBEE Status Level (one, two, four or five) as per paragraph 4 below, is required to comply with 40% of the QSE Skills Development Expenditure Target in paragraph 1.1 of Statement CSC603 as a compulsory priority element to avoid discounting.
- 3.6.2.4.1 An Exempted Micro Enterprise with a total annual revenue of less than R1.8 million in the case of BEP's and less than R3 million in the case of Contractor's are not subject to the discounting principle and therefore do not have to comply with the QSE Skills Development element. However, this exception falls away the moment such an EME elects to enhance its B-BBEE Status level by means of the mechanisms provided for in paragraphs 4.3.1.2 or 4.3.1.3. The exception will remain unavailable to such an EME in subsequent Measurement Periods notwithstanding its annual revenue.
- 3.6.2.4.2 A Start-Up Enterprise is not subject to the discounting principle and therefore do not have to comply with any priority element.

3.6.3 DISCOUNTING PRINCIPLE EFFECT

- 3.6.3.1 Non-compliance with the 40% sub-minimum requirements of any of the priority elements, as per paragraph 3.6.2 above, will result in the following outcomes for both Large Enterprises, Qualifying Small Enterprises and Exempted Micro Enterprises that are subject to discounting;
- 3.6.3.1.1 The actual points scored by the Measured Entity and the consequent level that the Measured Entity would have achieved were it not for non-compliance with the 40% sub-minimum requirements will be recognised by the Verification Agency ("the B-BBEE Status Level");
- 3.6.3.1.2 Notwithstanding the recognition in 3.6.3.1.1 above, the Measured Entity's B-BBEE Status Level and corresponding B-BBEE Recognition Level will then be discounted by one level down. Only the discounted B-BBEE Status Level and corresponding discounted B-BBEE Recognition Level may appear on the face of the B-BBEE certificate.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

13

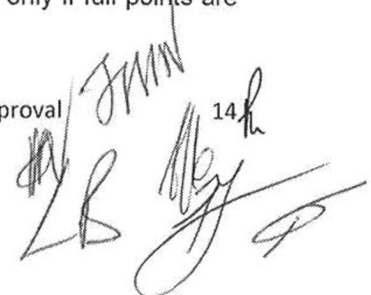
3.7 COMPLIANCE WITH EMPLOYMENT EQUITY ACT

- 3.7.1 The requirement to submit data to the Department of Labour under the Employment Equity Act 55 of 1998 as amended is not the same for all employers.
- 3.7.2 For the avoidance of doubt, compliance with the reporting requirements of the Employment Equity Act 55 of 1998 as amended, is not a pre-requisite for claiming points under the Management Control element as long as the Measured Entity is able to submit sufficient evidence for verification purposes to support its claim under that element. Non-compliance by Designated Employers will however disqualify the Measured Entity from being recognised as an Empowering Supplier.

4. ELIGIBILITY AS AN EXEMPTED MICRO ENTERPRISE (EME)

- 4.1 Any enterprise with a total annual Revenue of R10 million or less if it is a Contractor or R6 million or less if it is a BEP qualifies as an Exempted Micro-Enterprise.
- 4.2 An Exempted Micro-Enterprise is deemed to have the following B-BBEE Status:
- 4.2.1 If less than 30% Black Owned then "Level Five Contributor" having a B-BBEE recognition level of 80% under paragraph 8.3;
- 4.2.2 If 30% Black Owned then "Level Four Contributor" having a B-BBEE recognition level of 100% under paragraph 8.3;
- 4.2.3 If 51% Black Owned then "Level Two Contributor" having a B-BBEE recognition level of 125% under paragraph 8.3;
- 4.2.4 If 100% Black Owned then "Level One Contributor" having a B-BBEE recognition level of 135% under paragraph 8.3;
- 4.3 Enhanced B-BBEE Status Level for an Exempted Micro-Enterprise:
- 4.3.1 Despite paragraphs 4.2, an EME is allowed, should they so wish, to maximise their points and move to a higher B-BBEE recognition level by one of the following three means:
- 4.3.1.1 obtain measurement in terms of the QSE Scorecard as a whole and apply the B-BBEE Status Level and B-BBEE Recognition Level so determined; or
- 4.3.1.2 obtain measurement in terms of the Skills Development expenditure category in paragraph 1.1 of Statement CSC603 of the QSE Scorecard, and only if full points are achieved for this category the B-BBEE Status Level and corresponding B-BBEE Recognition Level of the EME will be enhanced by one level.
- 4.3.1.3 obtain measurement in terms of the Supplier Development Expenditure category of the QSE Scorecard (paragraph 2.1 of Statement CSC604) only, and only if full points are

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval



achieved for this category the B-BBEE Status Level and corresponding B-BBEE Recognition Level of the EME will be enhanced by one level.

- 4.3.2 For the avoidance of doubt, where an EME used both the mechanisms in 4.3.1.2 and 4.3.1.3 its B-BBEE Status Level will be enhanced by two levels in aggregate. However, an EME that chose enhancement by electing to be measurement in terms of the entire QSE Scorecard cannot further enhance its B-BBEE Status thereafter by means of the mechanisms in 4.3.1.2 and 4.3.1.3.

5. ELIGIBILITY AS A QUALIFYING SMALL ENTERPRISE (QSE)

- 5.1 A Measured Entity with a total annual Revenue of more than R10 million but less than R50 million if it is a Contractor or more than R6 million but less than R25 million if it is a BEP qualifies as a Qualifying Small Enterprise.
- 5.2 A QSE must comply with all of the elements of the Construction Sector Qualifying Small Enterprise Scorecard (Code CSC 600) for the purposes of measurement.
- 5.3 Enhanced B-BBEE recognition level for QSE, the ownership calculation for enhanced BBEE recognition excludes modified flow through:
- 5.3.1 A QSE which is 100% Black Owned qualifies for Level One B-BBEE recognition.
- 5.3.2 A QSE which is at least 51% Black Owned qualifies for a Level Two B-BBEE recognition level.
- 5.3.3 A QSE that is 51% Black Owned or 100% Black Owned that does not comply with paragraph 3.6.2.3 above, will be discounted by one level from that level awarded in paragraphs 5.3.1 and 5.3.2 respectively.
- 5.3.4 Despite paragraphs 5.2, 5.3.1 and 5.3.2, a 51% Black Owned or 100% Black Owned QSE's B-BBEE Status Level and corresponding B-BBEE Recognition Level will be enhanced by one level if it achieves full points for the Skills Development element of the QSE Scorecard (paragraphs 1.1, 1.2 and 1.3 of Statement CSC603) or the Preferential Procurement and Supplier Development element of the QSE Scorecard (paragraphs 1.1, 1.2, 1.3 and 2.1 of CSC604).
- 5.3.5 For the avoidance of doubt, a Measured Entity that is measured in terms of the full QSE scorecard is not eligible for enhancement in terms of paragraph 5.3.4 above.

6. START-UP ENTERPRISES

- 6.1 A Start-Up Enterprise must be measured as an Exempted Micro-Enterprise under this statement for the first year following the commencement of its operations. This provision applies regardless of the expected total Revenue of the Start-Up Enterprise.
- 6.2 A Start-up Enterprise is deemed to have the qualifying B-BBEE Status in accordance with the principles of paragraph 4 of this Statement.

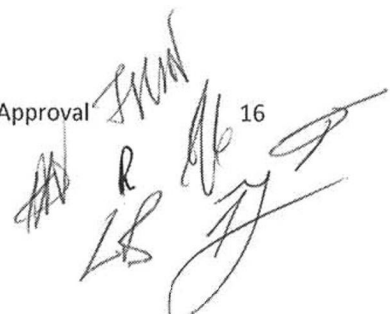
Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

15

- 6.3 In order to qualify as a Start-up Enterprise, the enterprise must provide confirmation of its status in accordance with paragraph 11.
- 6.4 Despite paragraph 6.1 and 6.2, a Start-up Enterprise must submit a QSE scorecard when tendering for any contract, or seeking any other economic activity covered by Section 10 of the Act, with a value higher than R10 million but less than R50 million if it is a Contractor or higher than R6 million but less than R25 million if it is a BEP. For contracts of R50 million or more if it is a Contractor or R25 million or more if it is a BEP, the enterprise should submit the Large Enterprise Scorecard. The preparation of such scorecards must use annualised data.
- 7. THE ELEMENTS IN TERMS OF THE LARGE ENTERPRISE SCORECARD**
- 7.1 The Ownership Element, as set out in Code series CSC100, measures effective ownership of entities by Black People.
- 7.2 The Management Control element, as set out in Code series CSC200, measures the effective control of entities by Black People.
- 7.3 The Skills Development element, as set out in Code series CSC300, measures the extent to which employers carry out initiatives designed to develop the competencies of Black People (Employees or non-Employees).
- 7.4 The Preferential Procurement and Supplier Development element, as set out in Code series CSC400, measures the extent to which entities buy goods and services from Empowering Suppliers with minimum B-BBEE recognition levels. This element also measures the extent to which enterprises carry out supplier development initiatives intended to assist and accelerate the growth and sustainability of enterprises that are at least 51% Black Owned.
- 7.5 The Socio-Economic Development and Sector Specific Contributions element, as set out in Code series CSC500, measures the extent to which entities carry out initiatives that contribute towards Socio-Economic Development or sector specific initiatives that promote access to the economy for Black People.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

16



8. THE B-BBEE LARGE ENTERPRISE AND QSE SCORECARDS

8.1 The following table represents the Construction Sector B-BBEE Large Enterprise Scorecard

Element	Weighting		Code Series Reference
	Contractors	BEP's	
Ownership	27 points + 4 bonus points	27 points + 4 bonus points	CSC 100
Management Control	18 points +4 bonus points	18 points + 4 bonus points	CSC 200
Skills Development	21 points + 5 bonus points	29 points + 5 bonus points	CSC 300
Preferential Procurement and Supplier Development	34 points + 4 bonus points	27 points + 3 bonus points	CSC 400
Socio-Economic Development	5 points + 1 bonus points	5 points + 1 bonus points	CSC 500
TOTAL	123	123	

8.2 The following table represents the Construction Sector B-BBEE Qualifying Small Enterprise Scorecard

Element	Weighting	Code Series Reference
Ownership	27 points + 3 bonus points	CSC 601
Management Control	20 points	CSC 602
Skills Development	24 points + 2 bonus points	CSC 603
Preferential Procurement and Supplier Development	29 points	CSC 604
Socio-Economic Development	5 points	CSC 605
TOTAL	110	

8.3 B-BBEE RECOGNITION LEVELS

8.3.1 Based on the overall performance of a Measured Entity using either the Construction Sector Large Enterprise Scorecard or Construction Sector Qualifying Small Enterprise Scorecard,

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

JW
L.B R
17

Scorecard, the Measured Entity will receive one of the following B-BBEE Statuses with the corresponding B-BBEE Recognition Level:

B-BBEE Status	Qualification	B-BBEE Recognition Level
Level One Contributor	≥100 points on the Scorecard	135%
Level Two Contributor	≥95 but <100 points on the Scorecard	125%
Level Three Contributor	≥90 but <95 points on the Scorecard	110%
Level Four Contributor	≥80 but <90 points on the Scorecard	100%
Level Five Contributor	≥75 but <80 points on the Scorecard	80%
Level Six Contributor	≥70 but <75 points on the Scorecard	60%
Level Seven Contributor	≥55 but <70 points on the Scorecard	50%
Level Eight Contributor	≥40 but <55 points on the Scorecard	10%
Non-Compliant Contributor	<40 points on the Scorecard	0%

9. ENHANCED RECOGNITION FOR CERTAIN CATEGORIES OF BLACK PEOPLE

- 9.1 Throughout the Codes, various criteria appear which advance the interests of certain categories of Black People. These include:
- 9.2 Black women should form between 10% and 40% of the beneficiaries of the relevant Elements of the scorecard;
- 9.3 Black People with disabilities, Black youth, Black People living in rural areas and Black unemployed people form part of the beneficiaries of the relevant Elements of the Scorecard.

10. EFFECTIVE DATE AND TRANSITIONAL ARRANGEMENTS

- 10.1 The Construction Sector Code will come into effect on the date of publication hereof.
- 10.2 As a result of some suppliers of Construction Sector Measured Entities still having valid BBEE certificates issued in terms of the old original sector codes before their repeal on 17 February 2017 - which certificates still remain valid for a period of 12 months after the date of issue – these will be accepted and those Measured Entities that have been measured in terms of the Amended Codes after 17 February 2017. Therefore, Measured Entities, that are measurable in terms of the Construction Sector Code, may in the interim accept valid

Aligned Construction Sector Code – Final Draft for Gazette – Council Approval

18

verification certificates and compliance reports for contributors to their scorecard that was conducted in terms of the Original Codes or any original sector code, for as long as those certificates are valid. For this purpose, the following terms in the Original Codes will contribute to measurement in terms of the Construction Sector Code as though they equated to the corresponding Construction Sector Code terms in the table below:

	Construction Sector Code term	Equivalent Original Codes term
10.5.1	EME	EME
10.5.2	QSE	QSE
10.5.3	51% Black Owned	50% black owned
10.5.4	51% Black Women Owned	50% black women owned
10.5.5	35% Black Women Owned	30% black women owned
10.5.6	Empowering Supplier	Measured Entity with a minimum Level 8 B-BBEE Status Level
10.5.7	Supplier Development Beneficiaries	Category A Enterprise Development Beneficiaries

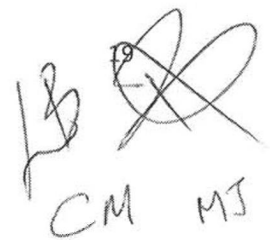
11. VERIFICATION OF CONSTRUCTION ENTERPRISES

11.1 The B-BBEE verification of Construction Sector enterprises shall be performed by B-BBEE verification professionals or rating agencies accredited by SANAS or when applicable a B-BBEE Verification Professional Regulator appointed by the Minister of Trade and Industry for the accreditation of verification agencies or the authorisation of B-BBEE verification professionals.

The B-BBEE verification of Construction Sector enterprises shall be performed by B-BBEE verification professionals or rating agencies accredited by SANAS or when applicable a B-BBEE Verification Professional Regulator appointed by the Minister of Trade and Industry.

This rule should also apply to all EME's and QSE's in the construction sector. Whilst this will amount to deviation with certain parts of the Revised Generic Codes of Good Practice in it proposes that, as a general rule B-BBEE Affidavits (sworn statements) not be acceptable in the sector unless these are issued by either of the following competent persons :

Aligned Construction Sector Code – Final Draft for Gazette – Council Approval



Handwritten signatures and initials CM and MS.

- 11.1.1 The Companies and Intellectual Property Commission (CIPC) for start-up enterprises,
- 11.1.2 Commercial Attorneys, Accountants and officers with competent understanding of the BBBEE policy framework.
- 11.2 Where the proposal and deviation referred to above in respect of the EMEs and QSEs be acceptable, then B-BBEE verification professionals or rating agencies conducting verification services shall limit their fee for an EME certificate to a nominal value as prescribed by the CSCC in consultation with the Department of Trade and Industry (**the dti**), Verification Regulator and the verification industry, as may be set out in a Memorandum Of Understanding (MOU). Members of the public are requested and are given an opportunity to comment on this deviation before a final decision is made by the Minister of Trade and Industry.
- 11.3 Certificates issued for Start-Up Enterprises must clearly, on the face thereof, indicate the enterprise's classification as a 'Start-Up Enterprise'.

12. ADJUSTMENT OF THRESHOLDS

The Minister may, in consultation with the Construction Sector Charter Council, by notice in the Gazette, adjust the thresholds in paragraphs 4 to 6. Any such changes apply to compliance reports of Measured Entities prepared for Measured Periods that commences after the gazetting of the adjustment.

13 DURATION OF THE CONSTRUCTION SECTOR CODE

- 13.1 A Construction Sector Code remains in effect until expressly amended, substituted or repealed under Section 9 of the Act.
- 13.2 The Minister may review the Construction Sector Code at any stage, and regular reviews will take place to monitor the implementation of B-BBEE throughout the Construction Sector.

Aligned Construction Sector Code – Final Draft for Gazette – Council Approval

20

LB
CM MS



**AMENDED CODE SERIES CSC100: MEASUREMENT OF THE OWNERSHIP ELEMENT
OF BROAD-BASED BLACK ECONOMIC EMPOWERMENT IN THE CONSTRUCTION
SECTOR**

STATEMENT CSC100: THE GENERAL PRINCIPLES FOR MEASURING OWNERSHIP

Issued under section 9(1) of the Broad-Based Black Economic Empowerment Act 53 of
2003 amended

Arrangement of this statement

Para Subject	Page
1. Objectives of this statement.....	22
2. The Ownership Scorecard.....	22
3. Key Measurement Principles.....	23
3.1 General Principles.....	23
3.2 Sub-minimum Requirements.....	24
3.3 Flow Through Principles.....	25
3.4 Modified Flow Through Principle.....	25
3.5 Exclusion of Specified Entities when Determining Ownership.....	26
3.6 B-BBEE Facilitator Status.....	26
3.7 Mandated Investments.....	26
3.8 Recognition of Ownership after the Sale or Loss of Shares by Black Participants.....	27
3.9 Broad-Based Ownership Schemes and Employee Share Ownership Programme.....	28
3.10 Private Equity Funds.....	28
3.11 Non-Profit Companies.....	30
3.12 Trusts.....	31
3.13 Options and Share Warrants.....	31
3.14 Equity Instruments carrying Preference Rights.....	31
4. Annexe CSC100 (A).....	33
5. Annexe CSC100(B).....	34
6. Annexe CSC100 (C).....	37
7. Annexe CSC100 (D).....	39
8. Annexe CSC100 (E).....	42

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval 21

1 OBJECTIVES OF THIS STATEMENT

- 1.1 specify the scorecard for measuring the Ownership Element of Broad-Based Black Economic Empowerment (B-BBEE);
- 1.2 define the key measurement principles;
- 1.3 specify the specific measurement principles applicable to various types of Entities;
- 1.4 specify the specific measurement principles applicable to various types of Equity Instruments;
- 1.5 specify the formula for measuring Voting Rights, Economic Interest, and Realisation points.

2 THE OWNERSHIP SCORECARD

The following table represents the indicators and methods for calculating a score for Ownership under this statement:

B-BBEE Element	Indicator	Description	Contractor		BEP		
			Weighting Points	Target	Weighting Points	Target	
OWNERSHIP	2.1 Voting Rights	2.1.1 Exercisable Voting Rights in the Entity in the hands of Black People	4.5	32.5% (35% year 4)	5.5	32.5% (35% year 4)	
		2.1.2 Exercisable Voting Rights in the Entity in the hands of Black women.	2	10% (14% year 4)	2	10% (14% year 4)	
	2.2 Economic Interest	2.2.1 Economic Interest in the Entity to which Black People are entitled.	4.5	32.5% (35% year 4)	5.5	32.5% (35% year 4)	
		2.2.2 Economic Interest in the Entity to which Black women are entitled.	2	10% (14% year 4)	2	10% (14% year 4)	
		2.2.3 Economic Interest of any of the following Black natural people in the Measured Entity:					
		2.2.3.1 Black Designated Groups;		10%		5%	
		2.2.3.2 Black Participants in Employee Share Ownership Programmes;	3	(12% year 4)	3	(6% year 4)	

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

22

		2.2.3.3 Black People in Broad-Based Ownership Schemes; 2.2.3.4 Black Participants in Co-operatives				
		2.2.4 Black New Entrants	5	5%	5	6%
	2.3 Realisation Points	2.3.1 Net Value	6	Refer to Annexe CSC100 (E)	4	Refer to Annexe CSC100 (E)
	2.4 Bonus Points (Modified Flow Through may not be applied here)	2.4.1 Exercisable Voting Rights in the Entity in the hands of Black People above 50%	1	Yes	1	Yes
2.4.2 Exercisable Voting Rights in the Entity in the hands of Black People above 75%		2	Yes	2	Yes	
2.4.3 Exercisable Voting Rights in the Entity in the hands of Black Women above 50%		1	Yes	1	Yes	
TOTAL			31		31	

2.4.1 The scorecards contains two sets of targets one for year 1 to 3 and the other set for year 4 and beyond:

2.4.1.1 Year 1-3 Targets becomes effective on the effective date of this Construction Sector Code.

2.4.2.2 Year 4 and beyond Targets becomes effective on the 4th anniversary of the effective date of this Construction Sector Code.

2.4.2 These sets of Targets will apply to Measurement Periods being measured that commenced after the effective date of such set of targets as per 2.4.1 above.

3 KEY MEASUREMENT PRINCIPLES

3.1 GENERAL PRINCIPLES:

3.1.1 An Entity receives points for participation by Black People in its rights of Ownership, using the Ownership scorecard in paragraph 2. Black People may hold their rights of Ownership in a Measured Entity as direct Participants or as Participants through some form of Entity such as:

3.1.1.1 a Company as defined in the Companies Act of 2008 (as amended);

3.1.1.2 a Close corporation;

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

JOHN [Signature] 23
L.B. [Signature]

- 3.1.1.3 a Co-operative;
 - 3.1.1.4 a Trust
 - 3.1.1.5 a Broad-Based Ownership Scheme;
 - 3.1.1.6 an Employee Share Ownership Programme;
 - 3.1.1.7 a partnership or other association of natural persons; and
 - 3.1.1.8 any form of juristic person recognised under South African law.
- 3.1.2 The Rights of Ownership held by black people in South African Multinationals are measureable against the value of their South African operations only. The Exclusion Principle must be applied with reference to the value of the Measured Entity's foreign operations when calculating its ownership score.
- 3.1.3 More than 50% of the investors in Measured Entities in the BEP space must be owned by investors that are both:
- 3.1.3.1 professionally registered; and at the same time
 - 3.1.3.2 a member of the Executive Management of the Measured Entity;
- 3.1.4 Therefore when measuring the black ownership of any BEP (whether the above general rule applies or not), where the percentage of Rights of Ownership held by investors, which are not professionally registered and part of Executive Management (as per 3.1.3 above), exceed 50% of the total of such Rights of Ownership, the portion above 50% shall not be recognised as Rights of Ownership held by Black People. For the avoidance of doubt, this principle also applies to the determination of BEP's qualification as 51% Black Owned or 100% Black Owned.
- 3.2 SUB-MINIMUM REQUIREMENTS**
- 3.2.1 A Measured Entity is required to achieve a minimum of 40% on Net Value points (i.e. 6 or 4 points) based on Annexe CSC100 (E) paragraph 4 of this statement.
- 3.2.2 Non-compliance with this sub-minimum target, as per paragraph 3.2.1, will result in the achieved B-BBEE status level being discounted in accordance with paragraph 3.6.3 in statement CSC000.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

24



3.3 FLOW-THROUGH PRINCIPLE

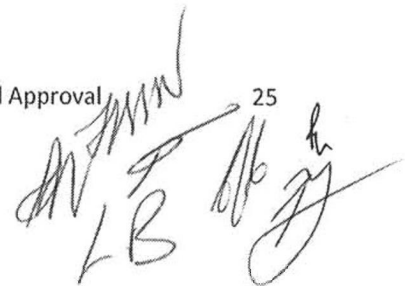
- 3.3.1 As a general principle, when measuring the rights of Ownership of any category of Black People in a Measured Entity, only rights held by natural persons are relevant. If the rights of Ownership of Black People pass through a juristic person, then the rights of Ownership of Black People in that juristic person are measurable. This principal applies across every tier of Ownership in a multi-tiered chain of Ownership until that chain ends with a Black person holding rights of Ownership.
- 3.3.2 The method of applying the Flow-Through Principle across one or more intervening juristic persons is as follows:
- 3.3.2.1 Multiply the percentage of the Participant's rights of Ownership in the juristic persons through which those rights pass by the percentage rights of Ownership of each of those juristic persons successively to the Measured Entity; and
- 3.3.2.2 The result of this calculation represents the percentage of rights of Ownership held by the Participant.

3.4 MODIFIED FLOW-THROUGH PRINCIPLE

- 3.4.1 A Measured Entity applying this Modified Flow-Through Principle cannot benefit from the Exclusion Principle in relation to Mandated Investments.
- 3.4.2 Subject to 3.4.3.2 below the Modified Flow-Through Principle applies to a B-BBEE Owned or Controlled Company in the Ownership of the Measured Entity.
- 3.4.3 In calculating Exercisable Voting Rights under paragraph 2.1.1, and Economic Interest under paragraph 2.2.1 of the Ownership scorecard the following applies:
- 3.4.3.1 Where in the chain of Ownership, Black People have a flow-through level of participation of at least 51%, and then only once in the entire Ownership structure of the Measured Entity, such Black participation may be treated as if it were 100% Black.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

25



3.4.3.2 Notwithstanding 3.4.3.1 above the Modified Flow-Through Principle may not be applied at the level of the Measured Entity itself.

3.4.4 The Modified Flow-Through Principle may only be applied in the calculation of the indicators in paragraphs 2.1.1 and 2.2.1 of statement CSC100 and paragraphs 1.1.1 and 1.2.1 of statement CSC601 of the respective Ownership scorecards. In all other instances, the Flow-Through Principle applies.

3.5 EXCLUSION OF SPECIFIED ENTITIES WHEN DETERMINING OWNERSHIP

3.5.1 When determining Ownership in a Measured Entity, Ownership held by Organs of State or Public Entities must be excluded.

3.5.2 The exclusion of Ownership held by Organs of State or Public Entities is to be effected before any other Ownership discounting methods are to be applied.

3.5.3 In calculating their Ownership score, Measured Entities must apply the Exclusion Principle to any portion of their Ownership held by Organs of State or Public Entities.

3.6 B-BBEE FACILITATOR STATUS

3.6.1 Despite paragraphs 3.5.1 and 3.5.3 above, the Minister may by notice in the gazette, designate certain Organs of State or Public Entities as B-BBEE Facilitators. In calculating their Ownership score, Measured Entities must treat B-BBEE Facilitators as having rights of Ownership held:

3.6.1.1 100% by Black People;

3.6.1.2 40% by Black women;

3.6.1.3 20% by Black designated groups;

3.6.1.4 Without any acquisition debts; and

3.6.1.5 Without any third-party rights.

3.7 MANDATED INVESTMENTS

3.7.1 When determining Ownership in a Measured Entity, rights of Ownership of Mandated Investments may be excluded.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

26

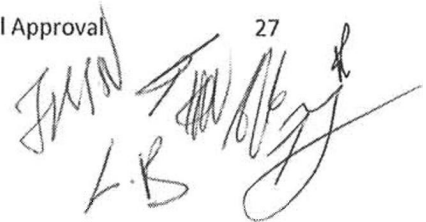
- 3.7.2 The maximum percentage of the Ownership of any Measured Entity that may be so excluded is 40%.
- 3.7.3 A Measured Entity electing not to exclude Mandated Investments when it is entitled to do so, may either treat all that Ownership as non-Black or obtain a competent person's report estimating the extent of Black Rights of Ownership measurable in the Measured Entity and originating from those Mandated Investments.
- 3.7.4 A Measured Entity cannot selectively include or exclude Mandated Investments and therefore an election to exclude one Mandated Investment is an election to exclude all Mandated Investments and vice versa.
- 3.7.5 A Measured Entity applying the Exclusion Principle to Mandated Investments cannot benefit from the Modified Flow-Through Principle.

3.8 RECOGNITION OF OWNERSHIP AFTER THE SALE OR LOSS OF SHARES BY BLACK PARTICIPANTS

- 3.8.1 A Measured Entity is allowed to recognise a portion of Black Ownership after a Black Participant has exited through the sale or loss of shares subject to the following criteria:
- 3.8.1.1 the Black Participant has held shares for a minimum period of 3 years;
 - 3.8.1.2 net value based on the Time Based Graduation Factor as per annexe 100 (E) must have been created in the hands of Black People and;
 - 3.8.1.3 transformation has taken place within the Measured Entity using the B-BBEE Recognition Level from the period of entry of black Participants to the exiting period. The minimum transformation required is a BBEE status level 6 and that the score must have improved since the last verification.
- 3.8.2 Black participation arising from continued recognition of Black Ownership cannot contribute more than 40% of the score on the Ownership scorecard.
- 3.8.3 A written agreement between the Measured Entity, the Black Participant and, where applicable, a lender must record the original terms of the ownership transaction and any related financing arrangements, where applicable
- 3.8.4 **In the case of a loss of shares by the Black Participant, the following additional rules apply:**
- 3.8.4.1 In the case of a listed company or a company that is wholly owned by a listed company the period over which the continued recognition points are allocated or recognised after the loss of shares will not exceed the period over which the shares were held.
 - 3.8.4.2 In the case of a company that is not listed the period over which the continued recognition points are allocated or recognised after the loss of shares will not

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

27



exceed one measurement period.

3.8.5 The Ownership points under this paragraph that are attributable to the Measured Entity will be calculated by multiplying the following elements:

- 3.8.5.1 the percentage of rights of Ownership for each of the indicators in the Ownership scorecard that were attributable to the Black Participants immediately before his or her sale or loss of shares;
- 3.8.5.2 the Deemed Value percentage provided for in paragraph 3 of Annexe CSC100(E) undertaken for the Equity Instruments sold or lost by the Black Participant on the date of the sale or loss. The value of the Entity is measurable as at the date of sale or loss of shares; and
- 3.8.5.3 the most recently determined B-BBEE Recognition Level of the Measured Entity (which must be less than 1-year old) based on its applicable Scorecard result for all Elements other than Ownership determined using statement 000.

3.9 BROAD-BASED OWNERSHIP SCHEMES AND EMPLOYEE SHARE OWNERSHIP PROGRAMME

3.9.1 Black Participants in Broad-Based Ownership Schemes and Employee Share Ownership Programmes holding rights of Ownership in a Measured Entity may contribute:

- 3.9.1.1 a maximum of 40% of the total points on the Ownership scorecard of the Measured Entity if they meet the qualification criteria set out in Annexe CSC100 (B) and Annexe CSC100 (C)
- 3.9.1.2 100% of the total points on the Ownership scorecard of the Measured Entity if they meet the additional qualification criteria set out in Annexe CSC100 (B) and Annexe CSC100 (C)

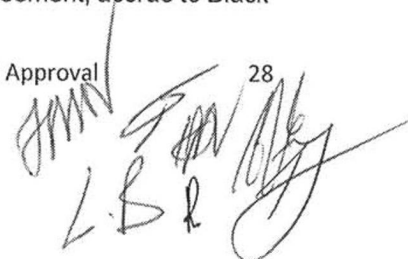
3.10 PRIVATE EQUITY FUNDS

3.10.1 A Measured Entity may treat any of its Ownership arising from a Private Equity Fund as if that Ownership were held by Black People, where the Private Equity Fund meets the following criteria:

- 3.10.1.1 At least 51% of any of the Private Equity Fund Managers' Exercisable Voting Rights associated with the Equity Instruments through which the Private Equity Fund holds rights of Ownership, must be held by Black People;
- 3.10.1.2 At least 51% of the Private Equity Fund's Executive Management and Senior Management must be Black People;
- 3.10.1.3 At least 51% of the profits made by the Private Equity Fund Manager after realising any investment made by it, must by written agreement, accrue to Black People;

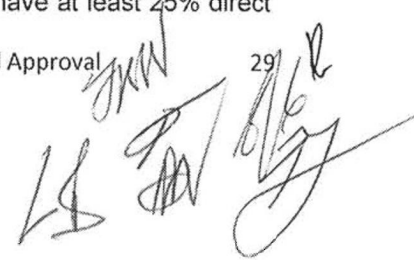
Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

28



- 3.10.2 The term profit in this instance is deemed as profit from the operations of the Private Equity Fund Manager and the carried interest that the Private Equity Fund Manager (and/or its associated entities, provided that at least 51% of the profits of the associated entities accrue to the Private Equity Fund Manager) receives after realising any investment made by it;
- 3.10.3 The Private Equity Fund Manager must be a B-BBEE Owned Company as defined;
- 3.10.4 The Private Equity Fund Manager must seek to invest at least 51% of the value of funds under management in companies that have at least a 25% direct Black shareholding using the Flow -Through Principle.
- 3.10.5 The Private Equity Fund Manager can facilitate direct Black shareholding at the time of entering into the transaction should the target company not meet the requirement of at least 25% Black shareholding at the time that the transaction is concluded.
- 3.10.6 This determination will be made at each measurement date and the status given to the Private Equity Fund Manager will be applicable for a period of 12 months;
- 3.10.7 In recognition of the fact that it is currently a challenge for Private Equity Fund Managers to find companies to invest in that already have a significant Black shareholding, in practice it should be allowed to achieve the 51% target over a period of time based on the formulation detailed below. (It must be noted that this formulation is in line with that of the Net Value calculation above.) This rule will apply to all investments made after the effective date of this Construction sector Code. The commencement date is the later of the effective date of the Construction Sector Code and the date of establishment of a new fund;
- 3.10.8 Within a year from the commencement date, more than 5% of the sale of funds invested by the Private Equity Fund must at all times be invested in enterprises that have at least 25% direct Black shareholding;
- 3.10.9 Within two years from the commencement date, more than 10% of the value of funds invested by the Private Equity Fund must at all times be invested in enterprises that have at least 25% direct Black shareholding;
- 3.10.10 From the first day of the third year and the last day of the fourth year from the commencement date, more than 20% of the value of funds invested by the Private Equity Fund must at all times be invested in enterprises that have at least 25% direct Black shareholding;
- 3.10.11 From the first day of the fifth year and the last day of the sixth year from the commencement date, more than 30% of the value of the funds invested by the Private Equity Fund must at all times be invested in enterprises that have at least 25% direct Black shareholding;
- 3.10.12 From the first day of the seventh year and the last day of the eighth year from the commencement date, more than 40% of the value of the funds invested by the Private Equity Fund must at all times be invested in the enterprises that have at least 25% direct

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

29


Black shareholding;

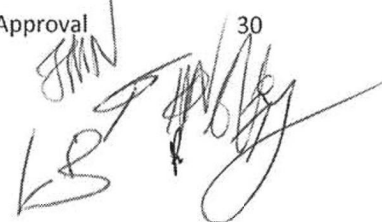
- 3.10.13 From the first day of the ninth year and beyond from the commencement date, at least 51% of the value of the funds invested by the Private Equity Fund must at all times be invested in enterprises that have at least 25% direct Black shareholding;
- 3.10.14 It should be noted that the measurement of at least 51% of the value of funds invested by any Private Equity Fund that must be invested in enterprises with at least 25% direct Black shareholding is to be measured with reference to the cost of the investment made by the Private Equity Fund;
- 3.10.15 In the case of Private Equity Funds that were fully invested prior to the effective date of this Construction Sector Code, investments by the fund managers will be considered as being made by Black People if the Private Equity Fund Manager entities meet the following criteria:
- 3.10.15.1 At least 51% of any of the Private Equity Fund Manager's Exercisable Voting Rights associated with the Equity rights of ownership in a Measured Entity, must be held by Black People;
- 3.10.15.2 At least 51% of the profits accruing to the Private Equity Fund Manager after realising any investment made by it, must by written agreement, accrued to Black People; and
- 3.10.15.3 Private Equity Fund Manager must be a B-BBEE Owned Company.

3.11 NON-PROFIT COMPANIES

- 3.11.1 A Measured Entity may elect to include or exclude Non-Profit Companies for the purposes of measuring Ownership in terms of this statement;
- 3.11.2 When a Measured Entity elects to exclude such companies, the maximum percentage of the Ownership of any such Measured Entity that may be so excluded is 40%;
- 3.11.3 A Measured Entity electing not to exclude Non-Profit Companies when it is entitled to do so, may either treat all of that Ownership as non-Black or obtain a competent person's report estimating the extent of Black Rights of Ownership measurable in the Measured Entity and originating from those Non-Profit Companies;
- 3.11.4 A Non-Profit Company that houses a Broad-Based Ownership Scheme or an Employee Share Ownership Programme is subject to the provisions governing those types of schemes and not to paragraphs 3.11.1 to 3.11.3.
- 3.11.5 Black Participants in a Non-Profit Company or a company limited by guarantee that houses a Broad-Based Ownership Scheme or an Employee Share Ownership Programme holding rights of Ownership in a Measured Entity may contribute:
- 3.11.5.1 A maximum of 40% of the total points on the Ownership scorecard of the Measured Entity if they meet the qualification criteria for Broad-Based

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

30



Ownership Schemes and Employee Share Ownership Programmes set out in CSC 100(B) and Annexe CSC100(C) respectively.

- 3.11.5.2 100% of the total points on the Ownership scorecard of the Measured Entity if they meet the additional qualification criteria set out for Broad-Based Ownership Schemes and Employee Share Ownership Programmes in Annexe CSC100 (B) and Annexe CSC100 (C) respectively.

3.12 TRUSTS

- 3.12.1 Black Participants in a Trust holding rights of Ownership in a Measured Entity may contribute:

- 3.12.1.1 A maximum of 40% of the total points on the Ownership scorecard of the Measured Entity if the Trust meets the qualification criteria for Trusts set out in Annexe CSC100(D)
- 3.12.1.2 100% of the total points on the Ownership scorecard of the Measured Entity if the Trust meets the additional qualification criteria set out for Trusts in Annexe CSC100(D)

3.13 OPTIONS AND SHARE WARRANTS

- 3.13.1 Exercisable Voting Rights and Economic Interest will be recognised where a Participant holds an instrument granting the holder the right to acquire an Equity Instrument or part thereof at a future date, if the following requirements are met:

- 3.13.1.1 The Exercisable Voting Rights attached to that instrument are irrevocably transferred to the holder for the option period and are exercisable by the holder before acquiring the Equity Instrument;
- 3.13.1.2 The value of any Economic Interest is irrevocably transferred to the holder for the option period and paid to the holder of that instrument before the exercise of that right; and
- 3.13.1.3 The value of the instrument must be determined by using a Standard Valuation Method for calculating the Net Value.

3.14 EQUITY INSTRUMENTS CARRYING PREFERENCE RIGHTS

- 3.14.1 An Equity Instrument carrying preferential rights is measurable in the same manner as an ordinary Equity Instrument.
- 3.14.2 An Equity Instrument carrying preferential rights that have the characteristics of a debt, regardless of whether the debt is that of an Entity or of a Participant, must be treated as an ordinary loan. If the debt is that of a Black Participant, it may be subject to measurement under Net Value.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

31

3.14.3 In evaluating an instrument that has a hybrid nature including the characteristics of a debt, only that portion that represents a debt will be measured under current equity interest. The remainder is measurable as an ordinary equity instrument.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

LB
R
32
[Handwritten signatures]

ANNEXE CSC100 (A)

EXAMPLES OF MANDATED INVESTMENTS

Description of Investment	Portion Subject to Exclusion Principle
Investments made by or for a South African collective investment scheme as defined in the Collective Investments Scheme Control Act of 2002 of South Africa	full value
Investments made by or for a South African pension fund as defined in the Pension Fund Act of 1956 of South Africa	full value
Investments made by or for a South African medical scheme as defined in the Medical Schemes Act of 1998 of South Africa out of member's funds	portion recorded as made out of member's fund
Investments made by or for South African long-term insurers as defined in the Long-Term Insurance Act of 1998 of South Africa out of policyholder funds	portion recorded as made out of policyholder funds
Investments made by or for a friendly society as defined in the Friendly Societies Act of 1956 of South Africa	full value
Investments made by or for a South African bank as defined in the Banks Act of 1990 of South Africa out of depositors funds as opposed to own reserves	depositor portion determined by apportioning investment in the ratio that depositor funds to own reserves
Investments made by or for a South African mutual bank as defined in the Mutual Banks Act of 1993 of South Africa out of depositor funds as opposed to own reserves	depositor portion determined by apportioning investment in the ratio that depositor funds to own reserves

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

33

ANNEXE CSC100 (B)

The rules as contained in this Annexe 100 (B) will be applicable to all Broad-Based Ownership Schemes established on or after the effective date of this Construction Sector Code. All Broad-Based Ownership Schemes established before the effective date of this Construction Sector Code will have the choice to either be evaluated against the qualification criteria and additional qualification criteria that existed at that time of establishment, or against the qualification criteria and additional qualification criteria as contained herein.

1. RULES FOR BROAD-BASED OWNERSHIP SCHEMES

1.1 The following rules apply to Broad-Based Ownership Schemes:

1.1.1 the Management Fees of the scheme must not exceed 15% of the total Economic Interest received by the scheme in any year;

1.1.2 the constitution of the scheme must record the rules governing any portion of Economic Interest received and reserved for future distribution or application;

1.1.3 the constitution of the scheme must define the Participants and the proportion of their claim to receive distributions;

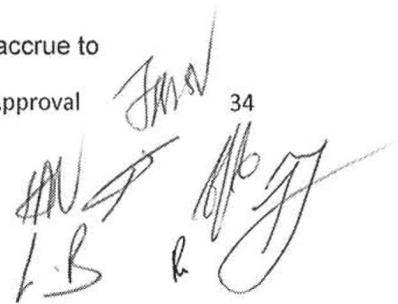
1.1.3.1 a written record of the name of the Participants or the use of a defined class of natural person satisfies the requirement for identification;

1.1.3.2 a written record of fixed percentages of claim or the use of a formula for calculating claims satisfies the need for defining proportion of benefit; and

1.1.4 the fiduciaries of the scheme must have no discretion on the above mentioned terms of the constitution;

1.1.5 at least 85% of the value of benefits allocated by the scheme must accrue to

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

Handwritten signatures and initials, including 'L.B.' and '34'.

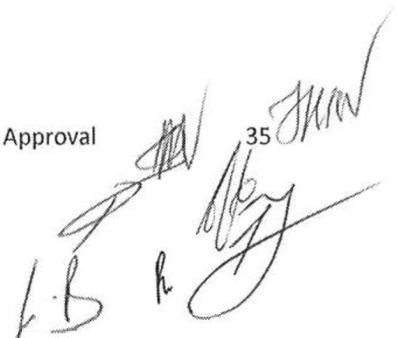
Black People;

- 1.1.6 at least 50% of the fiduciaries of the scheme must be independent persons having no employment with or direct or indirect beneficial interest in the scheme;
- 1.1.7 at least 50% of the fiduciaries of the scheme must be Black People and at least 25% must be Black women;
- 1.1.8 the chairperson of the scheme must be independent;
- 1.1.9 the constitution or other relevant statutory documents, of the scheme must be made available, on request, to any Participant in an official language in which that person is familiar;
- 1.1.10 The scheme fiduciaries must make available the annual financial reports of the scheme to Participants upon request.
- 1.1.11 On winding-up or termination of the scheme, all accumulated Economic Interest must be transferred to the beneficiaries or an entity with similar objectives that complies with the rules for Broad-Based Ownership Schemes.
- 1.1.12 The fiduciaries of the scheme must complete an annual declaration that the scheme was created, managed and operated in accordance with its stated constitution and that the scheme does not seek to circumvent the intention of the the Act and the Construction Sector Codes.

2. ADDITIONAL CRITERIA APPLICABLE TO BROAD-BASED OWNERSHIP SCHEMES

- 2.1 For a Measured Entity to obtain the maximum points on its Ownership scorecard, the following additional requirements must be met by a Broad-Based Ownership Scheme:

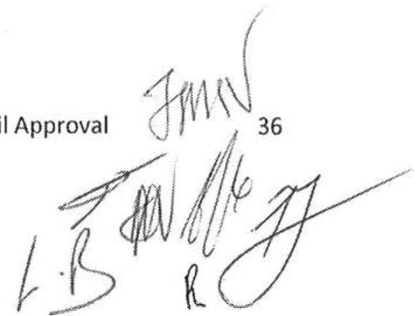
Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

Handwritten signatures and initials, including the number 35, are present in the bottom right corner of the page.

- 2.1.1 a track-record of operating as a Broad-Based Ownership Scheme, or in the absence of such a track-record demonstrable evidence of full operational capacity to operate as a Broad-Based Ownership Scheme; and
- 2.1.1.1 operational capacity must be evidenced by suitably qualified and experienced staff in sufficient number, experienced professional advisors, operating premises, and all other necessary requirements for operating a business.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

36

Handwritten signatures and initials in black ink, including 'JMN', 'L.B.', and 'R.'.

ANNEXE CSC100 (C)

The rules as contained in this Annexe 100 (C) will be applicable to all Employee Share Ownership Programmes established on or after the effective date of this Construction Sector Code. All Employee Share Ownership Programmes established before the effective date of this Construction Sector Code will have the choice to either be evaluated against the qualification criteria and additional qualification criteria that existed at that time of establishment, or against the qualification criteria and additional qualification criteria as contained herein.

1. RULES FOR EMPLOYEE SHARE OWNERSHIP PROGRAMMES

1.1 The following rules apply to Employee Share Ownership Programmes;

1.1.1 The constitution of the scheme must define the Participants and the proportion of their claim to receive distributions;

1.1.1.1 a written record of the name of the Participants or the use of a defined class of natural person satisfies the requirement for identification;

1.1.1.2 a written record of fixed percentages of claim or the use of a formula for calculating claims satisfies the need for defining proportion of benefit; and

1.1.2 The fiduciaries of the scheme must have no discretion on the above mentioned terms of the constitution; and

1.1.3 The Participants must take part in:

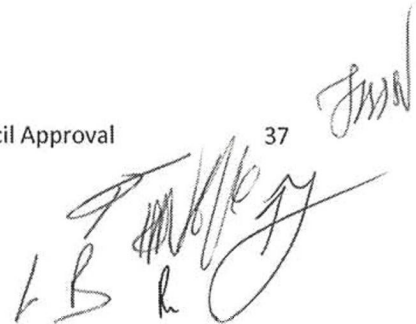
1.1.3.1 Appointing at least 50% of the fiduciaries of the scheme;

1.1.3.2 Managing the scheme at a level similar to the management role of shareholders in a company having shareholding;

1.1.4 The constitution, or other relevant statutory documents, of the scheme must be made available, on request, to any Participant in an official language in which that person is familiar;

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

37



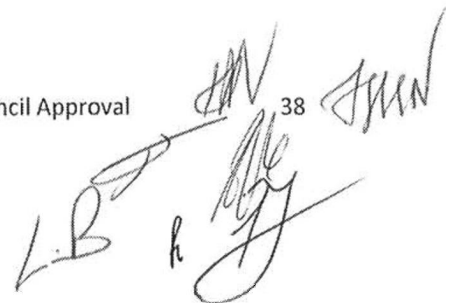
- 1.1.5 The scheme fiduciaries must present the financial reports of the scheme to Participants yearly at an annual general meeting of the scheme; and
- 1.1.6 All accumulated Economic Interest of the scheme is payable to the Participants at the earlier of a date or event specified in the scheme constitution or on the termination or winding-up of the scheme.
- 1.1.7 The fiduciaries of the scheme must complete an annual declaration that the scheme was created, managed and operated in accordance with its stated constitution and that the scheme does not seek to circumvent the intention of the the Act and the Construction Sector Codes.

2. ADDITIONAL CRITERIA APPLICABLE TO EMPLOYEE SHARE OWNERSHIP PROGRAMMES

- 2.1 For a Measured Entity to obtain the maximum points on its Ownership scorecard, the following additional requirements must be met by an Employee Share Ownership Programme:
- 2.1.1 a track-record of operating as a Broad-Based Ownership Scheme or Employee Share Ownership Scheme, or in the absence of such a track-record demonstrable evidence of full operational capacity to operate as an Employee Share Ownership Programme;
- 2.1.1.1 operational capacity must be evidenced by suitably qualified and experienced staff in sufficient number, experienced professional advisors, operating premises and all other necessary requirements for operating a business.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

38

Handwritten signatures and initials in black ink, including 'L.B.', 'h', and several other illegible signatures.

ANNEXE CSC100 (D)**1. RULES FOR TRUSTS (INCLUDING FAMILY TRUSTS)**

- 1.1 The qualification criteria for the recognition of Trusts are as follows:
- 1.1.1 The trust deed must define the beneficiaries and the proportion of their entitlement to receive distributions;
- 1.1.1.1 a written record of the names of the beneficiaries or the use of a defined class of natural person satisfies the requirement for identification;
- 1.1.1.2 a written record of fixed percentages of entitlement or the use of a formula for calculating entitlement satisfies the need for defining proportion of benefit;
- 1.1.2 The trustees must have no discretion on the above mentioned terms of the trust deed except where it is a family trust. In case of a family trust only the trustees may have a discretion with respect to the above mentioned terms and then only within the confines of the discretion awarded them by the trust deed; and
- 1.1.3 On winding-up or termination of the trust, all accumulated Economic Interest must be transferred to the beneficiaries or to an entity representing the interest of the Participants or class of beneficiaries.

2. ADDITIONAL CRITERIA APPLICABLE TO TRUSTS

- 2.1 For a Measured Entity to obtain the maximum points on its Ownership scorecard from shareholding by a Trust, the Measured Entity must be in possession of a certificate issued by a competent person to the effect:
- 2.1.1 that the Trust was created for a legitimate commercial reason which must be fully disclosed; and
- 2.1.2 that the terms of the Trust do not directly or indirectly seek to circumvent the provisions of the Codes and the Act.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

39
L.B. [Signature] [Signature]

3. RULES FOR DISCRETIONARY JURISTIC PERSONS

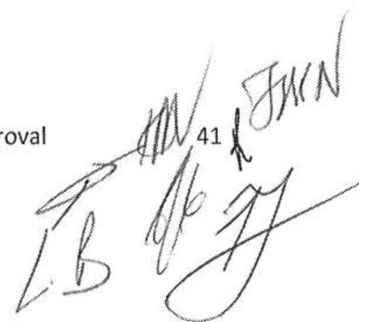
- 3.1 The terms of a constitution, memorandum of incorporation (MOI) or the trust deed of a juristic person, whichever the case may be, may notwithstanding the Rules for Broad-Based Ownership Schemes, Employee Share Ownership Programmes and the Rules for Trusts (Annexe CSC100 B; C & D), provide for a discretion to the fiduciaries to distribute, in their sole and unfettered discretion, such portions of the juristic person's income and capital as they deem fit from time to time to such beneficiaries or members of a defined class of beneficiaries as they may decide in their sole and unfettered discretion from time to time;
- 3.2 The discretion to the fiduciaries referred to in 3.1 above must be exercised in accordance with the terms of the constitution, MOI or trust deed. Subject to compliance with the remainder of the rules and additional rules as embodied in Annexe CSC100 B, C and D, such discretion will not disqualify the juristic person from qualifying for recognition under the Ownership Scorecard;
- 3.3. Where such a discretion or a partial discretion exists, the race and gender composition of rights of ownership that flow through the juristic person must be determined with reference to the wording of the constitution, MOI or trust deed having regard to the race and gender of Participants thereof and their proportion of entitlement to income or that of certain classes of Participants (where applicable);
- 3.3.1 where the wording of the constitution, MOI or trust deed is clear on the racial or gender composition of Participants - the constitution, MOI or trust deed, whichever the case may be, will serve as sufficient evidence to those facts it is clear on;
- 3.3.2 where the determination of race and gender of Participants are not practically determinable from a pure reading of the trust deed, reliance may be placed on a competent person's report estimating the rights of ownership that flows through the juristic person. Such report may have regard to various factors which could include where appropriate:
- 3.3.2.1 *ad hoc* distributions to Participants of income and capital during the Measurement Period;
- 3.3.2.2 official estimating records such as publicly available municipal records, university or school enrolment records and the South African census reports;

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

40
LB & [Signature]

- 3.3.3 where the determination of race and gender of Participants are indeterminable notwithstanding the mechanisms provided for in paragraphs 3.3.1 and 3.3.2 the Participants must be regarded as non-black.
- 3.4 Participants in juristic person's with these discretionary terms seldom have the right to vote at general meetings of the juristic person. Their rights are represented by the fiduciaries who make decisions on their behalf. For this reason the Economic Interest of such Participants as determined in paragraph 3.3 above will serve as a proxy for their Voting Rights.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval



ANNEXE CSC100 (E)

1. MEASUREMENT OF VOTING RIGHTS

- 1.1 The calculation of the Ownership indicators provided for in paragraphs 2.1.1 and 2.1.2 of the Ownership scorecard is as follows:

$A = \frac{B}{C} \times D$
<p>Where</p> <p>A is the score achieved for the Entity for the measured Ownership indicator</p> <p>B is the percentage that Exercisable Voting Rights in the hands of the category of Participants who are Black People in that Entity holds to all Voting Rights held by all Participants of that Entity</p> <p>C is the percentage compliance Target for Exercisable Voting Rights for the applicable measured Ownership indicator in paragraph 2.1 of the Ownership scorecard.</p> <p>D is the Weighting points allocated to the applicable measured Ownership indicator in paragraph 2.1 of the Ownership scorecard.</p>

- 1.2 If an Entity gains a score in the Formula above that is more than the Weighting points in paragraph 2.1, that Entity will only receive the Weighting points.

2. MEASUREMENT OF ECONOMIC INTEREST

- 2.1 The calculation of the Ownership indicators provided for in paragraphs 2.2.1, 2.2.2, 2.2.3 and 2.2.4 of the Ownership scorecard is as follows:

$A = \frac{B}{C} \times D$
<p>Where</p> <p>A is the score achieved for the Entity for the measured Ownership indicator</p>

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

42

B is the percentage that Economic Interest to which Participants who fall within the category of Black People in that Entity holds to all Economic Interest held by all Participants of that Entity

C is the percentage compliance Target for Economic Interest for the applicable measured Ownership indicator in paragraph 2.2 of the Ownership scorecard.

D is the Weighting points allocated to the applicable measured Ownership indicator in paragraph 2.2 of the Ownership scorecard.

- 2.2 If an Entity gains a score in the Formula above that is more than the Weighting points in paragraph 2.2, that Entity will only receive the Weighting points.

3. CALCULATION OF DEEMED VALUE

- 3.1 In calculating the "Deemed Value" referred to in Formula 4 below, the following formula applies:

$$A = \frac{B - C}{D}$$

Where

A is the Deemed Value

B for the purposes of Formula 4 below is the value of the Equity Instruments relevant to the calculation, determined on the Date of Measurement

B for the purpose of Formula 5 below is the value of the Equity Instruments relevant to the calculation, determined on the date of sale or loss

C for the purposes of Formula 4 below is the carrying value of any Acquisition Debts of the relevant Black Participants on the Date of Measurement

C for the purpose of Formula 5 is the carrying value of any Acquisition Debts of the relevant Black Participants on the date of sale or loss

D for the purpose of Formula 4 below is the value of the Measured Entity on the Date of Measurement

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

43

D for the purpose of Formula 5 below the value of the Measured Entity (inclusive of the black Equity Instruments sold or lost) on the date of sale or loss

D for the purpose of the Exclusion Principle is the value of the measurable portion of the Measured Entity on the Date of Measurement

4. NET VALUE

4.1 The "Net Value" points in paragraph 2.3.1 are the lower result of Formula A and Formula B below:

Formula A
$A = B \times \left(\frac{1}{C \times D} \right) \times E$
<p>Where</p> <p>A is the score under paragraph 2.3.1 of the Ownership scorecard</p> <p>B is the Deemed Value for all Black Participants in the Measured Entity determined using Formula 3 above</p> <p>C is the Time-Based Graduation Factor of the Economic Interest compliance target outlined below:</p> <ul style="list-style-type: none"> • 10% for the first year after the Current Equity Interest Date. • 20% for the second year after the Current Equity Interest Date. • 40% from the first day of the third year after the Current Equity Interest Date to the last day of the fourth year after the Current Equity Interest Date. • 60% from the first day of the fifth year after the Current Equity Interest Date to the last day of the sixth year after the Current Equity Interest Date. • 80% from the first day of the seventh year after the Current Equity Interest Date to the last day of the eighth year after the Current Equity Interest Date. • 100% from the first day of the ninth year after the Current Equity Interest Date to the last day of the tenth year after the Current Equity Interest Date. <p>D is the Target for Economic Interest of Black People (25%) as per the Amended Codes (Gazette 36928, 11 October 2013).</p> <p>E is the Weighting points allocated to the applicable measured Ownership indicator in paragraph 2.3.1 of the Ownership scorecard.</p>

Formula B
$A = \frac{B}{C} \times D$
<p>Where</p> <p>A is the score under paragraph 2.3.1 of the Ownership scorecard.</p>

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

44

B is the percentage Economic Interest in the Measured Entity of Black Participants measured using the Flow Through Principle.

C is the Target for Economic Interest of Black People (25%) as per the Amended Codes (Gazette 36928, 11 October 2013).

D is the Weighting points allocated to the applicable measured Ownership indicator in paragraph 2.3.1 of the Ownership scorecard.

- 4.2 If an Entity gains a score in the Formula above that is more than the Weighting points in paragraph 2.3.1, that Entity will only receive the Weighting points.

5. CALCULATION OF THE RECOGNITION OF OWNERSHIP AFTER THE SALE OR LOSS OF SHARES BY BLACK PARTICIPANTS:

The calculations in paragraphs 3.8.1 and 3.8.4 use the following formula:

$$A = B \times C \times D$$

Where

A is the percentage of rights of Ownership that survive the sale or loss of an Equity Instrument by a Black Participant in paragraph 3.8 of the statement

B is the percentage of rights of Ownership for each of indicators in the Ownership scorecard that were attributable to the Black Participants immediately before his or her sale or loss of shares

C is the Deemed Value percentage provided for in paragraph 3 above undertaken for the Equity Instruments sold or lost by the Black Participant on the date of the sale or loss. The value of the Entity is measurable as at the date of sale or loss of shares

D is the most recently determined B-BBEE Recognition Level of the Measured Entity (which must be less than 1-year old) based on its applicable Scorecard result for all Elements other than Ownership determined using statement 000

6. CALCULATION OF THE BONUS POINTS

The bonus points in paragraph 2.4 is calculated merely by determining whether the answer to the question of whether or not the particular threshold for Voting Rights have been exceeded is answered in the affirmative (i.e. "Yes") or not. The full bonus point for each sub-gategory is either earned or not. For the avoidance of doubt - no partial recognition of the bonus points per category is possible.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

45

**AMENDED CODE SERIES CSC200: MEASUREMENT OF THE MANAGEMENT
CONTROL ELEMENT OF BROAD-BASED BLACK ECONOMIC EMPOWERMENT IN
THE CONSTRUCTION SECTOR**

**STATEMENT CSC200: THE GENERAL PRINCIPLES FOR MEASURING
MANAGEMENT CONTROL**

Issued under the section 9(1) of the Broad-Based Black Economic Empowerment Act 53
of 2003 as amended

Arrangement of this statement

Para Subject	Page
1 Objectives of this statement.....	47
2 Management Control Scorecard.....	47
3 Key Measurement Principles.....	49
4 Measurement of the Management Control criteria.....	50
5 Annexe CSC200 (A).....	51
6 Annexe CSC200 (B).....	53
7 Annexe CSC200 (C).....	55

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

46

1 OBJECTIVES OF THIS STATEMENT

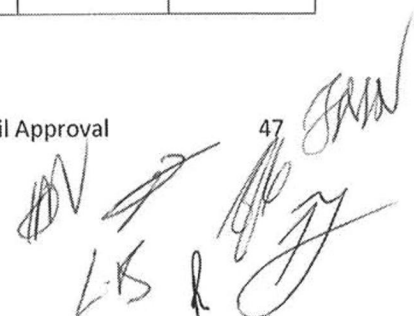
- 1.1 Specify the scorecard for measuring Management Control contributions to B-BBEE;
- 1.2 Define the key measurement principles for measuring the Management Control contributions to B-BBEE; and
- 1.3 Define the formula for calculating the score for Management Control.

2 MANAGEMENT CONTROL SCORECARD

The following tables represents the criteria used for deriving a score for Management Control under this statement.

Measurement Category & Criteria	Contractors		BEPs	
	Weighting Points	Compliance Targets	Weighting Points	Weighting Points
2.1 Board Participation:				
2.1.1 Exercisable Voting Rights of black board members as a percentage of all board members	3	50%	2.5	50%
2.1.2 Exercisable Voting Rights of black female board members as a percentage of all board members	1	20%	1	20%
2.1.3 Black Executive Directors as a percentage of all Executive Directors	2	50%	2.5	50%
2.1.4 Black female Executive Directors as a percentage of all Executive Directors	1	20%	1	20%
Bonus Points				
2.1.5 Exceeding the Target for Black Executive Directors in 2.1.3 above	1	>50%	1	>50%
2.1.6 Exceeding the Target for Black female Executive Directors in 2.1.4 above	1	>20%	1	>20%

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

47


2.2 Other Executive Management:				
2.2.1 Black Other Executive Management as a percentage of all Other Executive Management	2	60%	2	60%
2.2.2 Black female other Executive Management as a percentage of all Other Executive Management	1	30%	1	30%
2.3 Senior Management				
2.3.1 Black Employees in Senior Management as a percentage of all Senior Management	2	60%	2	60%
2.3.2 Black female Employees in Senior Management as a percentage of all Senior Management	0.5	30%	1	30%
2.4 Middle Management				
2.4.1 Black Employees in Middle Management as a percentage at all Middle Management	1	75%	1.5	75%
2.4.2 Black female Employees in Middle Management as a percentage of all Middle Management	0.5	30%	1	30%
2.5 Junior Management				
2.5.1 Black Employees in Junior Management as a percentage of all Junior Management	1	88%		
2.5.2 Black female Employees in Junior Management as a percentage of all Junior Management	0.5	35%		
2.6 Employees with disabilities				
2.6.1 Black Employees with Disabilities as a percentage of all office based Employees	0.5	2%	0.5	2%
2.7 Black Professionals				
2.7.1 Black professionally registered Employees as a percentage of all professionally registered Employees	2	50%	2	50%

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

48

2.8 Bonus Points				
2.8.1 Black Employees that are "youth" as defined by the National Youth Commission Act of 1996, as a percentage of all Employees using the Adjusted Recognition for Gender.	2	30%	2	30%
TOTAL	22		22	

3 KEY MEASUREMENT PRINCIPLES

- 3.1 A Measured Entity receives points for its achievement towards the Targets for participation of Black People and black women at Board, Executive Management, Senior Management, Middle Management, Junior Management Level, and black Employees with Disabilities.
- 3.2 A Measured Entity must use the current payroll data as at Measurement Date in calculating its score under the Management Control scorecard.
- 3.3 If a Measured Entity does not distinguish between Other Executive Management and Senior Management, then Other Executive Management is measurable as two indicators (one for black people - par. 2.2.1 and one for black females - par. 2.2.2) . The respective weightings of these two indicators will be split as 4 and 1.5 points respectively for Contractors. For BEPs the split will be 4 and 2 respectively.
- 3.4 Where a Contractor does not have any Employees in any of the measured categories: Middle- and/or Junior Management, then the weightings of the indicator which has no Employees must be evenly distributed among the remaining categories of Senior, Middle or Junior Management. The category "Middle Management" in the BEP scorecard measures only Middle Management employees.. Junior management is excluded from measurement in the BEP Management Control scorecard.
- 3.5 Where there is no Senior, Middle or Junior Management, the aggregate weightings of these 3 categories will be allocated to 'Other Executive Management'. 'Black Employee' weighting points to 'black Employee' and 'black female Employees' weighting points to 'black female Employees'.

3.6 DEFINING OTHER EXECUTIVE MANAGEMENT

- 3.6.1 Executive Management positions are defined as "Top Management" in terms of the Employment Equity Regulations and include the 'Executive Directors' and 'Other Executive Management' of the Measured Entity.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

49

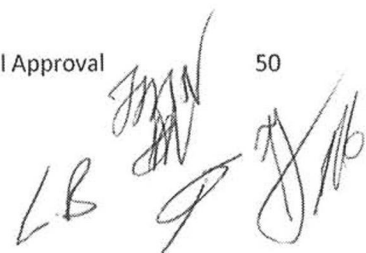
- 3.6.2 'Other Executive Management' positions therefore refers to executive management (i.e. Top Management) that do not serve on the board. They are measurable under 2.2.1 and 2.2.2 of the Management Control Scorecard. It may for example be that a Chief Executive Officer, Chief Financial Officer, Human Resource Manager or Marketing Manager do not serve on the board. In such cases they will only be measurable under the "Other Executive Management" category of the scorecard and not also under the "Executive Director" category. If however they do serve on the board they are only measurable under the "Executive Director" category and not the "Other Executive Management" category.
- 3.6.3 Executive Directors are only measurable under 2.1 of the Management Control scorecard and not 2.2.
- 3.6.4 Where a Measured Entity do not have any employees on the "Other Executive Management" level then the weighting points for the "Other Executive Management" indicators will be allocated to paragraphs 2.1.3 and 2.1.4 respectively.

3.7 REMUNERATION PARITY

- 3.7.1 The Measured Entity must strive for parity in remuneration between race groups and gender at all management levels. To this end the Measured Entity must provide full payroll access together with a copy of the Payment Parity report EEA4 to the Verification Agency during the verification.
- 3.7.2 In cases where Measured Entities are exempt from submitting the Department of Labour Employment Equity reports, then a Remuneration Parity Statement, similar in form to the EEA4 report, must be signed by the authorised signatory of the Measured Entity as part of the verification process. This is to ensure that a person's responsibility and remuneration are in line with their job grade.

4 MEASUREMENT OF THE MANAGEMENT CONTROL CRITERIA

The criteria in the Management Control scorecard is measured in terms of the formula set out in Annexe CSC200 (A), (B) and (C).



ANNEXE CSC200 (A)

MEASUREMENT OF MANAGEMENT CONTROL INDICATORS

The Management Control criteria provided for in paragraphs 2.1, 2.2, 2.3, 2.4, 2.5, 2.6, 2.7 and 2.8 is calculated as follows:

$A = \frac{B}{C} \times D$
<p>Where</p> <p>A is the score achieved by a Measured Entity in respect of the measurement of the criteria specified in paragraph 2.1 (excluding par 2.1.5 and 2.1.6), 2.2, 2.3, 2.4, 2.5, 2.6, 2.7 and 2.8 of the Management Control scorecard</p> <p>B in the case of paragraph 2.1 (excluding par 2.1.5 and 2.1.6), is the Voting Rights in the hands of black members of the Board as a percentage of Voting Rights of all members of the Board in the Measured Entity; or</p> <p>B in the case of paragraph 2.2, is the percentage of Black Employees in the Other Executive Management category of the Measured Entity; or</p> <p>B in the case of paragraph 2.3, 2.4 and 2.5, is the percentage of Black Employees for each of the indicators in those paragraphs as calculated in Annexe CSC200 (B); or</p> <p>B in the case of paragraph 2.6, is the percentage of Black Employees with a Disability as a percentage of all office based Employees</p> <p>B in the case of paragraph 2.7, is the percentage of all Black professionally registered Employees expressed as a percentage of all professionally registered Employees.</p> <p>B in the case of paragraph 2.8, is the percentage of Black Employees that are "youth" as defined by the National Youth Commission Act of 1996 using the Adjusted Recognition for Gender formula (see below).</p> <p>C is the percentage compliance Target in respect of the applicable criteria being measured as specified in paragraph 2.1(excluding par 2.1.5 and 2.1.6), 2.2, 2.3, 2.4, 2.5, 2.6, 2.7 and 2.8 of the Management Control scorecard</p> <p>D means the Weighting points allocated to the applicable criteria being measured as specified in paragraph 2.1 (excluding par 2.1.5 and 2.1.6), 2.2, 2.3, 2.4, 2.5, 2.6, 2.7 and 2.8 of the Management Control scorecard</p>

CALCULATION OF THE ADJUSTED RECOGNITION FOR GENDER

The calculation of the Adjusted Recognition for Gender in paragraph 2.8 is as follows:

$A = \frac{B}{1.3} + C$
<i>C is limited to a maximum of 50% of the target</i>
Where
A is the Adjusted Recognition for Gender
B is the percentage of people in the measurement category that are black people
C is the percentage of people in the measurement category that are black women

MEASUREMENT OF BONUS POINT INDICATORS IN PARAGRAPHS 2.1.5 & 2.1.6

These bonus points are earned if the Target is met. No partial earning of these bonus points are possible. Once participation of Black Executive Directors therefore exceed 50% of all directors the bonus point for paragraph 2.1.5 is earned. Likewise, once participation of Black Female Executive Directors' exceed 20% of all directors, the bonus point in paragraph 2.1.6 is earned.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

52

ANNEXE CSC200 (B)**1. MEASUREMENT OF THE 'BLACK PEOPLE' INDICATORS OF SENIOR MANAGEMENT, MIDDLE MANAGEMENT, AND JUNIOR MANAGEMENT.**

Subject to the limitations in clause 3 Annexe CSC200 (B) below, the calculation of the Management Control indicators provided for in paragraphs 2.3.1, 2.4.1, and 2.5.1 of the Management Control scorecard are as follows:

$$A = AM + CM + IM + AF + CF + IF$$

Where:

A is the percentage of Black Employees that is "*B*" in the formula in Annexe CSC200 (A) for each of the indicators in paragraphs 2.3.1, 2.4.1 and 2.5.1.

AM is the percentage of Employees in the measurement category that are African Males.

CM is the percentage of Employees in the measurement category that are Coloured Males.

IM is the percentage of Employees in the measurement category that are Indian Males.

AF is the percentage of Employees in the measurement category that are African Females.

CF is the percentage of Employees in the measurement category that are Coloured Females.

IF is the percentage of Employees in the measurement category that are Indian Females.

2. MEASUREMENT OF THE 'BLACK FEMALE' INDICATORS OF SENIOR MANAGEMENT, MIDDLE MANAGEMENT, AND JUNIOR MANAGEMENT.

Subject to the limitations in clause 3 Annexe CSC200 (B) below, the calculation of the Management Control indicators provided for in paragraphs 2.3.2, 2.4.2, and 2.5.2 of the Management Control scorecard are as follows:

$$A = AF + CF + IF$$

Where:

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

53

A is the percentage of Black female Employees that is "**B**" in the formula in Annexe CSC200 (A) for each of the indicators in paragraphs 2.3.2, 2.4.2 and 2.5.2.

AF is the percentage of Employees in the measurement category that are African Females.

CF is the percentage of Employees in the measurement category that are Coloured Females.

IF is the percentage of Employees in the measurement category that are Indian Females.

3. LIMITATION OF *AM*, *CM*, *IM*, *AF*, *CF* and *IF*

- 3.1 *AM*, *CM*, *IM*, *AF*, *CF* and *IF* wherever they occur in the formulae above, are always limited to a proportion of the respective Target in paragraphs 2.3.1, 2.3.2, 2.4.1, 2.4.2, 2.5.1. and 2.5.2. The proportion to be applied to such Target to determine the limitation on each of *AM*, *CM*, *IM*, *AF*, *CF* and *IF* are the respective proportion which each of them contribute to the Black People component (or where applicable Black female component) of the overall EAP as published in the Commission for Employment Equity Report, and as amended from time to time in terms of the Employment Equity Regulations (see Annexe CSC200(C) for an example).
- 3.2 Measured Entities will not all have a national footprint and may, for example, conduct the majority of their business operations within a province where the racial and gender composition of the EAP are significantly different to that of the overall national EAP. To make provision for these provincial distortions from the overall national EAP, Measured Entities will have an election to make use of either the overall national or overall provincial EAP statistics of a particular province when they calculate the proportion that each race and gender sub-groups in the formulas contribute to the Black People and Black female component respectively of the EAP as per 3.1 above.
- 3.3 A Measured Entity electing to use the overall provincial EAP of a particular province must use the overall provincial EAP of the province the majority of its Employees are from.
- 3.4 The word '*overall*' as used above in relation to 'national' or 'provincial' EAP statistics refers to the EAP of the labour force as a whole, whether nationally or for a particular province, whichever the case may be. Therefore, even though the Commissioner for Employment Equity Report also reports on the EAP breakdown nationally and provincially per Senior, Middle and Junior management the term '*overall*' is used to indicate that this further breakdown per employment category, should not be used.

ANNEXE CSC200 (C)**EXAMPLE FOR DETERMINING LIMITATION OF AM, CM, IM, AF, CF and IF**

The example below illustrates how the limitation of the Target for each of the race sub-categories is determined with respect to the 'Black People' indicator of Senior Management (par. 2.3.1):

Step 1: Determine the profile of the overall national EAP distribution per race and gender as per the CEE Report*

	African Male	Coloured Male	Indian Male	White Male	African Female	Coloured Female	Indian Female	White Female	Total
National EAP distribution by race and gender as per CEE Report	40.70%	5.80%	1.90%	6.40%	34.20%	5.00%	1.10%	4.90%	100%

* In this example the overall national EAP statistics are used. It could just as well have been the overall provincial EAP statistics if the Measured entity selected so in terms of paragraph 3.2 of Annexe CSC200 (B).

Step 2: Calculate the total Black People component of the EAP as per the CEE Report in step 1*

	African Male	Coloured Male	Indian Male	African Female	Coloured Female	Indian Female	Black People Component
Black People component of national EAP	40.70%	5.80%	1.90%	34.20%	5.00%	1.10%	88.70%

*If one were calculating the limitation applicable to the female sub-race groups if one were measuring the 'Black Female' indicator of Senior Management, then Step 2 would reference the Black female sub-race groups only.

Step 3: Calculate the proportion each Black race and gender sub-group constitutes of the total Black People component determined as per Step 2

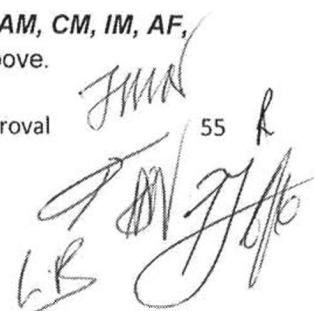
	African Male	Coloured Male	Indian Male	African Female	Coloured Female	Indian Female	Total
Proportion of each race and gender sub-group of Black People component of EAP	45.89%	6.54%	2.14%	38.56%	5.64%	1.24%	100%

Step 4: Apply the proportion calculated in step 3 to the Target for Senior Managers (par. 2.3.1) i.e. 60%

	African Male	Coloured Male	Indian Male	African Female	Coloured Female	Indian Female	Senior Management Target
Limit each race and gender sub-group of Black People may contribute to Senior Management's Target	27.53%	3.92%	1.29%	23.13%	3.38%	0.74%	60%

For calculating the score for par. 2.3.1 of the Management Control Scorecard AM, CM, IM, AF, CF and IF are therefore limited to the percentages as calculated per Step 4 above.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

55 R


**AMENDED CODE SERIES CSC300: MEASUREMENT OF THE SKILLS DEVELOPMENT
ELEMENT OF BROAD-BASED BLACK ECONOMIC EMPOWERMENT IN THE
CONSTRUCTION SECTOR**

**STATEMENT CSC300: THE GENERAL PRINCIPLES FOR MEASURING SKILLS
DEVELOPMENT**

Issued under section 9(1) of the Broad-Based Black Economic Empowerment Act 53 of
2003 as amended

Arrangement of this statement

Para Subject	Pages
1 Objectives of this Statement.....	57
2 The Skills Development Scorecard.....	57
3 Key Measurement Principles.....	59
4 Subminimum and Discounting Principles.....	60
5 General Principles.....	60
6 Legitimate Training Expenses.....	61
7 Measurement of Skills Development Indicators.....	62
8 Annexe CSC300 (A).....	63
9 Annexe CSC300 (B).....	65
9 Annexe CSC300 (C).....	67
10 Annexe CSC300 (D).....	69

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

56

JMN
LB R

1 OBJECTIVES OF THIS STATEMENT

- 1.1 Specify the scorecard for measuring the Skills Development Element of B-BBEE in the Construction Sector;
- 1.2 Define the key measurement principles associated with the Skills Development Element; and
- 1.3 Indicate the formula for measuring the Skills Development Element.

2 THE SKILLS DEVELOPMENT ELEMENT SCORECARD

- 2.1 The following table represents the criteria used for deriving a score for Skills Development under this statement:

Category	Skills Development Element	Contractors		BEPs	
		Weighting points	Compliance Target	Weighting points	Compliance Target
2.1.1 Skills Development Expenditure on any programme specified in the Learning Programme Matrix for Black People as a percentage of the Leivable Amount					
2.1.1 Skills Development Expenditure on Black People as a percentage of the Leivable Amount.		4	2%	7	2%
			2.5% (year 3)		2.5% (year 3)
			3% (year 5)		3% (year 5)
2.1.2 The proportion of Skills Development Expenditure on Black People by the Measured Entity using the Adjusted Recognition for Gender expended on the following categories of Black People:					
2.1.2.1 African People		2	%Contribution of African People to EAP	2	%Contribution of African People to EAP
2.1.2.2 Black Management (Executive, Senior and Middle management categories)		2	15%	3	15%
2.1.2.3 Black Management (Junior management category)		1	10%	1	10%
2.1.2.4 Bursaries or Scholarships for Black People.		2	15%	4	15%

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

JMA
LB *57R*
[Signature]

2.1.3 Learnerships, Apprenticeships, Internships and Professional Registration				
2.1.3.1 Number of Black People participating in Category A, B, C or D learning programmes as per the Learning Programme Matrix, as a percentage of the total number of Employees.	3	2.5%	4	2.5%
2.1.3.2 Number of Black Employees registered as candidates with industry professional registration bodies as a % of the total number of such registered Employees.	3	60%	4	60%
2.1.3.3 Number of Black People with Disabilities on Category A, B, C, or D learning programmes as per the Learning Programme Matrix, as a percentage of black office based learners on those learning programmes.	1	5%	1	5%
2.1.4 Mentorship				
2.1.4.1 Implementation of an Approved and Verified Mentorship Programme (as per Annexure CSC300 (C)).	3	Yes	3	Yes
2.1.5 Bonus points				
2.1.5.1 Percentage of Black People Absorbed by the Measured Entity at the end of a Category A, B, C or D learning programme.	1	100%	1	100%
2.1.5.2 The number of black employees that completed a Mentorship Programme during the last 3 years (including the measurement period) that were promoted during the Measurement Period expressed as a percentage of all such	2	15%		

employees during those 3 years.				
2.1.5.3 The number of Black Employees who registered as professionals with industry professional bodies as a percentage of all Employees who registered as such in the Measurement Period	2	60%	4	60%
TOTAL	26		34	

3. KEY MEASUREMENT PRINCIPLES

- 3.1. The following criteria must be fulfilled in order for the Measured Entity to receive points on the Skills Development scorecard:
- 3.1.1 Workplace Skills Plan, an Annual Training Report and Pivotal Report which have been submitted to the SETA; and
- 3.1.2 Implementation of Priority Skills programme generally, and more specifically for Black People; and
- 3.2. The compliance target under paragraph 2.1.1 includes external training expenditure for Black People that are not employed by the Measured Entity.
- 3.3. A trainee tracking tool has to be developed in order for the Measured Entity to score under paragraph 2.1.5.1.
- 3.4. If less than 100% of the trainees are absorbed under paragraph 2.1.5.1, the percentage achieved or Absorbed will be recognised.
- 3.5. The Construction Sector Charter Council may approve certain specific industry initiatives for recognition for Absorption points in terms of paragraph 2.1.5.1. When doing so the Construction Sector Charter Council will publish the mechanism and calculation methodology for recognition attached to that initiative.
- 3.6. Skills Development Expenditure on Black People that are counted under the Skills Development scorecard may not be counted again under any other B-BBEE element of the QSE or Large Enterprise Scorecard.
- 3.7. Where a Measured Entity do not have employees at Junior Management level or where it does not distinguish between Junior Management and Middle and/or Senior Management,

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

59

the Junior Management Category's weighting point (paragraph 2.1.2.3) must be allocated to the Black Management indicator (paragraph 2.1.2.2).

- 3.8 Year 4 and beyond Targets becomes effective on the 4th anniversary of the effective date of this Construction Sector Code. These sets of Targets will apply to Measurement Periods being measured that commenced after the effective date of such set of targets.

4. SUBMINIMUM AND DISCOUNTING PRINCIPLE

- 4.1 A Measured Entity must achieve a minimum of 40% of the total Weighting points (excluding bonus points) set out in the Skills Development Element
- 4.2 Non-compliance to the threshold targets will result in the overall achieved B-BBEE status level being discounted in accordance with paragraph 3.6.3 of statement CSC000.

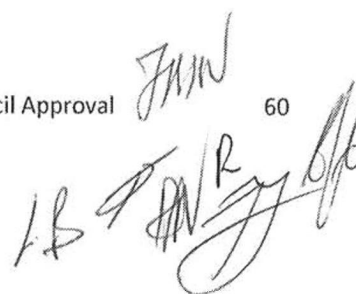
5. GENERAL PRINCIPLES

- 5.1 Skills Development must:

- 5.1.1 contribute to the achievement of the country's economic growth and social development goals that will enrich the creation of decent work and sustainable livelihoods.
- 5.1.2 promote the development of an industrial skills base in critical sectors of production and value-added manufacturing, which are largely labour-intensive industries.
- 5.1.3 support Professional, Vocational, Technical and Academic Learning programmes, achieved by means of professional placements, work-integrated learning, Apprenticeships, Learnerships and Internships, that meet the criteria needs for economic growth and development.
- 5.1.4 strengthen the skills and human resource base by encouraging the support of skills development initiatives with an emphasis on skills development and career pathing for all working people in order to support employment creation.
- 5.2. Recognisable Skills Development Expenditure includes any Legitimate Training Expenses incurred for any Learning Programme offered by a Measured Entity to Black People.
- 5.3. Skills Development Expenditure arising from Informal training or Category F and G Learning Programmes under the Learning Programmes Matrix cannot in aggregate represent more than 35% of the total value of Skills Development Expenditure.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

60



- 5.4 Salaries or wages paid to an Employee of the Measured Entity participating as a learner in any Learning Programme only constitute Skills Development Expenditure if the Learning Programme is a Category B, C or D learning programme as per the Learning Programme Matrix. Salaries or wages so paid to the Employee are only claimable for the period over which that Employee was participating in the particular learning programme, during the measurement period. The maximum period for an Employee to be eligible for a Category C programme (excluding CPD) is 5 (five) years. Salaries for these Employees are not claimable after the 5 (five) years from the date of registration on the candidate acceptance letter or certificate.
- 5.5 Expenses on scholarships and bursaries for Employees do not constitute Skills Development Expenditure if the Measured Entity can recover any portion of those expenses from the Employee or if the grant of the scholarship or bursary is conditional. Despite the afore ongoing, if the right of recovery or the condition involves either of the following obligations of the Employee, the expenses are recognisable:
- 5.5.1 the obligation of successful completion in their studies within the time period allocated; or
- 5.5.2 the obligation of continued employment by the Measured Entity for a period following successful completion of their studies is not more than the period of their studies.
- 5.6 Mandatory sectoral training does not qualify as Skills Development contribution. For the avoidance of doubt Mandatory sectoral training is limited to the following:
- 5.6.1 site , project or safety inductions;
- 5.6.2 toolbox talks;
- 5.6.3 operators re-certification.
- 5.7 Training that is provided outside the country or that are provided locally but then only by foreign service providers, that is in line with the Learning Programme Matrix under Annexure CSC300 (A) is measurable if it meets the criteria in the Learning Programme Matrix. References in the matrix to terms such as 'professional registration body', and ' accredited or registered formal institution of learning' will in such cases include the foreign service provider whether it is actually accredited, registered or formally approved as a statutory occupational or professional body in South Africa or abroad, or not.

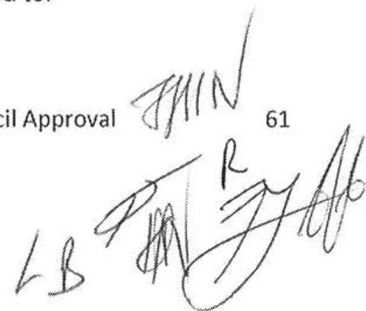
6 LEGITIMATE TRAINING EXPENSES

- 6.1 Legitimate Training Expenses include but is not necessarily limited to:

- 6.1.1 costs of training materials;

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

61

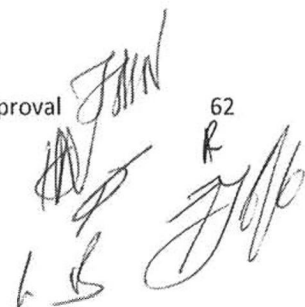


- 6.1.2 costs of trainers;
- 6.1.3 costs of training facilities including costs of catering;
- 6.1.4 scholarships and bursaries;
- 6.1.5 course fees;
- 6.1.6 accommodation and travel; and
- 6.1.7 Administration costs such as the organization of training including, where appropriate, the cost of the Measured Entity of employing a Skills Development facilitator or a training manager.
- 6.1.8 Funding and support of research at tertiary institutions aimed at improving performance of the Construction Sector.

7 MEASUREMENT OF SKILLS DEVELOPMENT INDICATORS

The formulae and example that explains the method of measurement of the criteria in the Skills Development scorecard is set out in Annexe CSC300 (B), (C) and (D).

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

Handwritten signatures and initials, including the number 62 and the letter R.

ANNEXE CSC300 (A) – LEARNING PROGRAMME MATRIX

Cat	Programme	Narrative Description	Delivery Mode	Learning Site	Learning Achievement
A	Bursaries & Scholarships (this category includes Bursaries & Scholarships that are for school going children)	Institution-based theoretical instruction alone – formally assessed by the institution	Institutional instruction	Institutions such as universities and colleges, schools, AET providers	Recognised theoretical knowledge resulting in the achievement of a degree, diploma or certificate issued by an accredited or registered formal institution of learning
B	Mandatory Work-based Experience, Experiential training, In service training (P1 & P2); and/or Workplace experience modules for occupational certificate or part qualification.	Institution-based theoretical instruction as well as some practical learning with an employer or in a simulated work environment – formally assessed through the institution	Mixed mode delivery with institutional instruction as well as supervised learning in an appropriate workplace or simulated work environment or as per tertiary institution requirements	Institutions such as universities and colleges, schools, AET providers and workplace	Theoretical knowledge and workplace experience with set requirements resulting in the achievement of a degree, diploma or certificate issued by an accredited or registered formal institution of learning
C	C1: Professional Registration (e.g. candidacy, articles etc.)	Recognised or registered structured experiential learning in the workplace that is required for professional registration – formally assessed by an industry professional registration body e.g. BEP Councils, ECSA, SACQSP, SAICA, SACPCMP etc.	Requirements as per prescribed by the industry professional registration body.	As prescribed by industry professional registration body.	Professional registration.
	C2: Continued Professional Development	Recognised learning that results in CPD points from an industry professional registration body.	Requirements as prescribed by the training body and approved by the industry professional registration body.	Learning site as prescribed by the industry professional registration body.	Continued professional development points or credits.
D	D1: Apprenticeships, Learnerships,	Occupationally-directed instructional and	Institutional instruction together with	Institutions and workplace	Theoretical knowledge and workplace learning,

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

63

	Occupational Certificates	work-based learning programme that requires a formal contract – formally assessed by an accredited body	structured, supervised experiential learning in the workplace		resulting in the achievement of a South African Qualifications Authority registered qualification, a certificate or other similar occupational or professional qualification issued by an accredited or registered formal institution of learning
	D2: Post Graduation short term (3 -12 months) Mentorship Programme	Work experience for graduates in order to make them employable	Structured workplace experience	Workplace	Employability in the case of graduates. Employability proven by CV and Mentorship Programme (Annexe CSC300(C)).
E	Occupationally directed SAQA registered unit standards, skills programmes and knowledge and practical modules for occupational certificates and part qualifications.	Occupationally-directed instructional and work-based learning programme that does not require a formal contract – formally assessed by an accredited body	Structured, supervised experiential learning in the workplace which may include some institutional instruction	Workplace, institutional as well as AET providers	Credits awarded for registered unit standards or occupational modules.
F	External informal programmes	Occupationally-directed informal instructional programmes	Structured, information sharing or direct instruction involving workshops, seminars and conferences and short courses	Institutions, conferences and meetings	Attendance register or completion certificates from training, conference or seminar organizer.
G	Internal informal programmes	Work-based informal programmes	Informal training resulting in increased understanding of job or work context or improved performance or skills	Workplace	Attendance register or log book or instruction book

ANNEXE CSC300 (B)

MEASUREMENT OF SKILLS DEVELOPMENT INDICATORS

The Skills Development criteria provided for in paragraphs 2.1.1, 2.1.2, 2.1.3 and 2.1.5 of the scorecard are calculated as follows:

$A = \frac{B}{C} \times D$
<p>Where</p> <p>A is the score achieved by a Measured Entity in respect of the measurement of the Skills Development criteria specified in paragraphs 2.1.1, 2.1.2, 2.1.3 and 2.1.5</p> <p>B in the case of paragraph 2.1.1, is the amount of Skills Development Expenditure, towards any programme specified in the Learning Programme Matrix, on Black People, expressed as a percentage of the Leivable Amount of the Measured Entity; or</p> <p>B in the case of paragraph 2.1.2.1, is the amount of Skills Development Expenditure on African people, expressed as a percentage of the total Skills Development Expenditure on Black People by the Measured Entity using the Adjusted Recognition for Gender; or</p> <p>B in the case of paragraph 2.1.2.2, is the amount of Skills Development Expenditure on Black Employees that form part of Executive, Senior and Middle Management, expressed as a percentage of the total Skills Development Expenditure on Black People by the Measured Entity using the Adjusted Recognition for Gender; or</p> <p>B in the case of paragraph 2.1.2.3, is the amount of Skills Development Expenditure on Black Employees that form part of Junior Management, expressed as a percentage of the total Skills Development Expenditure on Black People by the Measured Entity using the Adjusted Recognition for Gender; or</p> <p>B in the case of paragraph 2.1.2.4, is the amount spent towards Bursaries or Scholarships on Black People, expressed as a percentage of the total Skills Development Expenditure on Black People by the Measured Entity using the Adjusted Recognition for Gender; or</p> <p>B in the case of paragraph 2.1.3.1, is the number of Black People that are on Category A, B, C or D learning programmes as per the Learning Programme Matrix - Annexe CSC300 (A), expressed as a percentage of the total number of Employees of the Measured Entity; or</p> <p>B in the case of paragraph 2.1.3.2 is the number of Black Employees registered as candidates with industry professional registration bodies, expressed as a percentage of the total number of such registered Employees of the Measured Entity; or</p> <p>B in the case of paragraph 2.1.3.3 is the number of Black Employees with Disabilities on Category A, B, C or D learning programmes as per the Learning Programme Matrix - Annexe CSC300 (A), expressed as a percentage of the total number of black office based Employees on those learning programmes; or</p>

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

65

- B** in the case of paragraph 2.1.5.1 is the number of Black People that completed a Category A, B, C or D learning programme, as per the Learning Programme Matrix - Annexe CSC300 (A), during the Measurement Period and who was subsequently Absorbed by the Measured Entity, expressed as a percentage of the total number of Black People that were enrolled for Category A, B, C or D learning programmes that ended during the Measurement Period; or
- B** in the case of 2.1.5.2 is the number of Black Employees that completed a Mentorship Programme (see Annexure CSC300(C)) during the last 3 years (including the measurement period) that were promoted during the Measurement Period, expressed as a percentage of all such employees during those 3 years.
- B** in the case of 2.1.5.3 is the number of Black Employees who registered as professionals with industry professional bodies as a percentage of all Employees who registered with industry professional bodies during the Measurement Period.
- C** in the case of paragraphs 2.1.1, 2.1.2.2, 2.1.2.3, 2.1.2.4, 2.1.3 and 2.1.5. is the percentage compliance Target in respect of the applicable criteria being measured as specified in those indicators of the Skills Development scorecard; or
- C** in the case of 2.1.2.1 is the compliance Target for that indicator, which is the proportion that African people contribute to the EAP, expressed as a percentage. (See Annexure CSC300(D) for an example on how to calculate this percentage.)
- D** is the Weighting for the applicable criteria being measured as specified in paragraph 2.1.1, 2.1.2, 2.1.3 and 2.1.5 of the Skills Development scorecard.

CALCULATION OF THE ADJUSTED RECOGNITION FOR GENDER

The calculation of the Adjusted Recognition for Gender is as follows:

$$A = \frac{B}{1.3} + C$$

Where

A is the Adjusted Recognition for Gender

B is the percentage of people in the measurement category that are black people

C is the percentage of people in the measurement category that are black women

ANNEXE CSC300 (C)

MEASUREMENT OF APPROVED AND VERIFIED MENTORSHIP PROGRAMMES
(PARAGRAPH 2.1.4 of SKILLS DEVELOPMENT SCORECARD).

1. Steps to be followed by Verification Professional

- 1.1 Compare the company mentor program with the list of criteria provided in paragraph 2 below. If the program substantively complies with the list of requirements below, it will qualify for recognition in the score card.
- 1.2 The verification agent will evaluate the portfolio of evidence for the protégés against the list provided.
- 1.3 The verification agent will randomly select a few protégés to interview to determine the effectiveness of the program.
- 1.4 The verification agent will then sign off that the mentor program is compliant.

2. Criteria that constitute a Mentorship Program and that must be present in the Measured Entity

- 2.1 Each Measured Entity must have one person in the business who is responsible and accountable for mentoring, called the mentor champion. In a larger business, this may be the chairman of a committee set up to manage a mentor program.
- 2.2 A Mentorship Programme must have the minimum number of mentees as per the table below:

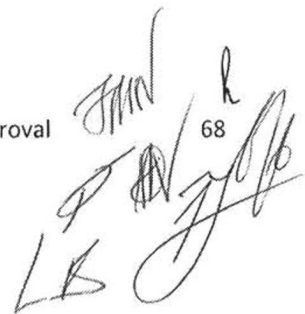
Total number of Employees in Measured Entity	Minimum number of Black Mentees
≤ 100	1
>100 ≤ 300	3
>300 ≤ 700	7
> 700	10

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

67

- 2.3 Other criteria for the program include the following:
- 2.3.1. The objectives and desired outcomes of the program;
 - 2.3.2 The structure of the program;
 - 2.3.3 Methods on how the protégés and mentors will be selected and matched;
 - 2.3.4 The time frames for the implementation of the program.
- 2.4. The general portfolio of evidence should support the objectives stated above and may include the following:
- 2.4.1 Regular report to mentor champion on overall program (Internal progress review);
 - 2.4.2. Minutes of meetings and/or communication between protégés and their mentors including details of time, location and duration of meetings, topics discussed advice and guidance given and progress review on required development outcomes;
 - 2.4.3. Any training provided to support protégé development;
 - 2.4.4 Individual development plan containing development interventions;
 - 2.4.5 Annual progress review on individual development plan and targets completed by a mentor or manager;
 - 2.4.6 Activities undertaken by the protégé including which departments the protégé worked in, details of job assignments and details of activities undertaken.
 - 2.4.7 If an Employee is undertaking a mentorship for the purposes of professional registration then such documentation will supercede the conditions stated above. There must be evidence in the candidate file that mentorship took place during the Measurement Period.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval



Handwritten signatures and initials, including 'LB' and '68'.

ANNEXE CSC300 (D)

1. EXAMPLE FOR DETERMINING COMPLIANCE TARGET FOR PARAGRAPH 2.1.2.1 OF THE SKILLS DEVELOPMENT SCORECARD

1.1 The example below illustrates how the compliance Target is determined with respect to the African people indicator of the Skills Development Scorecard (par. 2.1.2.1):

Step 1: Determine the profile of the overall national EAP distribution per race and gender as per the CEE Report*

	African Male	Coloured Male	Indian Male	White Male	African Female	Coloured Female	Indian Female	White Female	Total
National EAP distribution by race and gender as per CEE Report	40.70%	5.80%	1.90%	6.40%	34.20%	5.00%	1.10%	4.90%	100%

* In this example the overall national EAP statistics are used. It could just as well have been the overall provincial EAP statistics if the Measured entity selected so in terms of paragraph 1.3 below.

Step 2: Calculate the total African people component of the EAP as per the CEE Report in step 1

	African Male	African Female	African People Component
African People component of national EAP	40.70%	34.20%	74.9%

- 1.2 Using the above EAP statistics the compliance Target for paragraph 2.1.2.1 of the Skills Development Scorecard would therefore have been 74.9%.
- 1.3 Measured Entities will not all have a national footprint and may, for example, conduct the majority of their business operations within a province where the racial and gender composition of the EAP are significantly different to that of the overall national EAP. To make provision for these provincial distortions from the overall national EAP, Measured Entities will have an election to make use of either the overall national or overall provincial EAP statistics of a particular province when they calculate the proportion that African people contribute to the EAP.
- 1.4 A Measured Entity electing to use the overall provincial EAP of a particular province must use the overall provincial EAP of the province the majority of its Employees are from.
- 1.5 The word 'overall' as used above in relation to 'national' or 'provincial' EAP statistics refers to the EAP of the labour force as a whole, whether nationally or for a particular province, whichever the case may be. Therefore, even though the Commissioner for Employment Equity Report also reports on the EAP breakdown nationally and provincially per Senior, Middle and Junior management the term 'overall' is used to indicate that this further breakdown per employment category, should not be used.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

**AMENDED CODE SERIES CSC400: MEASUREMENT OF THE PREFERENTIAL
PROCUREMENT AND SUPPLIER DEVELOPMENT ELEMENT OF BROAD-BASED
BLACK ECONOMIC EMPOWERMENT IN THE CONSTRUCTION SECTOR**

**STATEMENT CSC400: THE GENERAL PRINCIPLES FOR MEASURING
PREFERENTIAL PROCUREMENT AND SUPPLIER DEVELOPMENT**

Issued under section 9(1) of the Broad-Based Black Economic Empowerment Act 53 of
2003 as amended

Arrangement of this statement

Para	Subject	Page
1	Objective of this Statement.....	71
2	Preferential Procurement and Supplier Development Scorecard.....	71
3	Key Measurement Principles.....	73
4	General Principles.....	75
5	Total Measured Procurement Spend.....	76
6	Exclusion from Total Measured Procurement Spend.....	77
7	Measurement of B-BBEE Procurement Spend.....	78
8	Calculation of Preferential Procurement Contributions to B-BBEE.....	78
9	Supplier Development Programmes.....	79
10	Supplier Development Contributions.....	81
11	Measurement of Supplier Development Contributions.....	83
	Annexe CSC400 (A).....	85
	Annexe CSC400 (B).....	86
	Annexe CSC400 (C).....	88
	Annexe CSC400 (D).....	90

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

JMD 70 h
[Signature]

1 OBJECTIVES OF THIS STATEMENT.

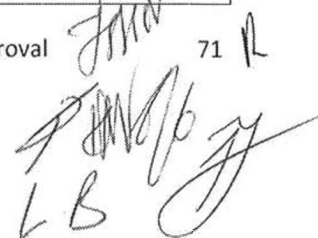
- 1.1 Specify the scorecard for measuring Preferential Procurement, Supplier Development Programmes and Qualifying Supplier Development Contributions for the Construction Sector;
- 1.2 Specify the key measurement principles applicable to calculating Preferential Procurement, Supplier Development Programmes and Supplier Development Contributions;
- 1.3 Define the principles applicable when calculating B-BBEE Procurement Spend and Supplier Development Spend; and
- 1.4 Indicate the formulae for calculating the individual criteria specified in the Preferential Procurement and Supplier Development scorecard.

2 PREFERENTIAL PROCUREMENT AND SUPPLIER DEVELOPMENT SCORECARD

The following table represents the criteria for deriving a score for Preferential Procurement, Supplier Development Programmes and Supplier Development Contributions categories under this statement:

Category	Contractors		BEPs	
	Weighting	Target	Weighting	Target
2.1 PREFERENTIAL PROCUREMENT				
2.1.1 B-BBEE Procurement Spend from all Empowering Suppliers based on the B-BBEE Procurement Recognition Levels as a percentage of Total Measured Procurement Spend	6	80%	6	80%
2.1.2 B-BBEE Procurement Spend from all Empowering Suppliers that are Exempted Micro-Enterprises based on the applicable B-BBEE Procurement Recognition Levels as a percentage of Total Measured Procurement Spend	3	15%	3	20%
2.1.3 B-BBEE Procurement Spend from all Empowering Suppliers that are Qualifying Small Enterprises based	3	15%	2	10%

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

71 R

 LB

on the applicable B-BBEE Procurement Recognition Levels as a percentage of Total Measured Procurement Spend				
2.1.4 B-BBEE Procurement Spend from Empowering Suppliers that are at least 51% Black Owned or 51% owned by Black Designated Groups based on the applicable B-BBEE Procurement Recognition Levels as a percentage of Total Measured Procurement Spend	4	20%	4	20%
2.1.5 -BBEE Procurement Spend from Empowering Suppliers that are 35% Black Women Owned based on the applicable B-BBEE Procurement Recognition Levels as a percentage of Total Measured Procurement Spend	3	12%	3	12%
Bonus Points				
2.1.6 B-BBEE Procurement Spend from Empowering Suppliers that are at least 51% Black Owned or 51% owned by Black Designated Groups based on the applicable B-BBEE Procurement Recognition Levels as a percentage of Total Measured Procurement Spend.	3	20%	2	20%
2.1.7 B-BBEE Procurement Spend from Empowering Suppliers that are 35% Black Women Owned based on the applicable B-BBEE Procurement Recognition Levels as a percentage of Total Measured Procurement Spend	1	8%	1	8%

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

JAN R
L.B.
72
[Signature]

2.2 SUPPLIER DEVELOPMENT PROGRAMMES				
2.2.1 Compliant Supplier and Contractor Development Programmes	5	Annexe CSC400 (C)	4	Annexe CSC400 (C)
2.3 SUPPLIER DEVELOPMENT CONTRIBUTIONS				
2.3.1 Annual value of all Qualifying Supplier Development Contributions made by the Measured Entity as a percentage of the Target.	8	3% NPAT	4	0.2% of Leviaible Amount
2.3.2 Annual value of all Qualifying Supplier Development Contributions towards 51% Black Women Owned entities made by the Measured Entity as a percentage of the Target.	2	20% of value in 2.3.1	1	20% of value in 2.3.1
TOTAL	38		30	

3 KEY MEASUREMENT PRINCIPLES.

3.1 The Preferential Procurement and Supplier Development scorecard consists of:

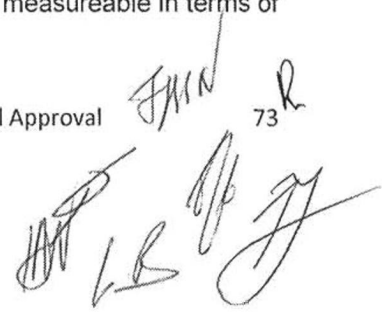
- 3.1.1 Preferential Procurement; and
- 3.1.2 Supplier Development Programmes; and
- 3.1.3 Supplier Development Contributions.

3.2 Qualifying Supplier Development Contributions will be recognised as a percentage of the annual Net Profit After Tax (NPAT) of the Measured Entity as determined in accordance with paragraph 11.

3.3 Sub-Minimum and Discounting Principle:

- 3.3.1 The sub-minimum for Preferential Procurement and Supplier Development is 40% of the total weighting points (excluding bonus points) of each of the three broad categories, within the Preferential Procurement and Supplier Development element, namely 'Preferential Procurement', 'Supplier Development Programmes' and 'Supplier Development Contributions. For the avoidance of doubt this means that a Measured Entity measureable in terms of the Large Enterprise Scorecard must achieve at least:

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval



 73

- (i) 7.6 points for Contractors and 7.2 points for BEPs under the Preferential Procurement category;
- (ii) 2 points for Contractors and 1.6 points for BEPs under the Supplier Development Programmes category;
- (iii) 4 points for Contractors and 2 points for BEPs under the Supplier Development Contributions category;

The same principles apply to the determination of the threshold points for the QSE Scorecard except that the QSE scorecard does not have a Supplier Development Programmes category.

- 3.3.2 Non-compliance to the threshold targets will result in the overall achieved B-BBEE status level being discounted in accordance with paragraph 3.6.3 of statement CSC000.
- 3.3.3 Non-compliance to the threshold targets as per paragraph 3.3.1 (ii) and (iii) above will result in the Measured Entity being disqualified from earning any of the 2 bonus points in paragraph 2.4.
- 3.4 Exempted Micro Enterprises and Start-ups are automatically recognised as Empowering Suppliers.
- 3.5 The Weighting points in the 'Supplier Development Programmes' and 'Supplier Development Contributions' categories of the scorecard represent the maximum number of points possible for each of the criteria.
- 3.6 If a Measured Entity procures goods and services from a Supplier that is:
- 3.6.1 a recipient of Qualifying Supplier Development Contributions from a Measured Entity under Code series CSC 400 that has a minimum 3 year contract with the Measured Entity, the recognisable B-BBEE Procurement Spend that can be attributed to that Supplier is multiplied by a factor of 1.2;
 - 3.6.2 a 51% Black Owned QSE or EME which is not a supplier development beneficiary but that has a minimum 3 year contract with the Measured Entity, the recognisable B-BBEE Procurement Spend that can be attributed to that Supplier is multiplied by a factor of 1.2;
 - 3.6.3 a first time Supplier to the Measured Entity, the recognisable B-BBEE Procurement Spend that can be attributed to that Supplier is multiplied by a factor of 1.2;
- 3.7 Procurement of goods and services and any other activities that fall under 2.1 will not qualify for scoring under 2.2 and 2.3 and vice versa.

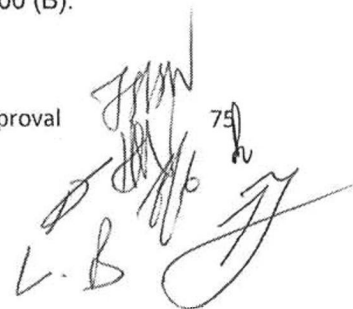
Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

- 3.8 Beneficiaries of Qualifying Supplier Development Contributions are Entities:
- 3.8.1 that are at least 51% Black Owned; and
 - 3.8.2 who's total annual Revenue, for its latest completed financial period, did not exceed 30% of the Measured Entities total annual Revenue for the Measurement Period.

4. GENERAL PRINCIPLES

- 4.1 To strengthen local procurement in order to help build South Africa's industrial base in critical sectors of production and value adding manufacturing, which are largely labour-intensive industries.
- 4.2 To increase local procurement through capacity building achieved by incentivizing appropriate Supplier Development Programmes by businesses supplying imported goods and services.
- 4.3 The imports provisions do not apply to the designated sectors and products for local production, as and when published.
- 4.4 To actively support procurement from 51% Black Owned QSEs and EMEs by identifying opportunities to increase procurement from local suppliers in order to support employment creation.
- 4.5 To support procurement from 51% Black Owned and 35% Black Woman owned businesses in order to increase the participation of these businesses in the mainstream economy.
- 4.6 To promote the use of the 51% Black Owned professional service providers and Entrepreneurs as Suppliers.
- 4.7 Measured Entities receive recognition for any Qualifying Supplier Development Contributions that are quantifiable as a monetary value using a Standard Valuation Method.
- 4.8 Measured Entities are encouraged to align their Supplier Development initiatives with the designated sectors of government's localisation and value adding programmes.
- 4.9 Measured Entities are encouraged to align their Supplier Development initiatives with their supply chain requirements thereby linking Supplier Development with Preferential Procurement. For the avoidance of doubt such alignment is not compulsory.
- 4.10 Qualifying Supplier Development Contributions of any Measured Entity are recognisable on an annual basis, loans and related contributions, which will be measured against the full outstanding loan amount on Measurement Date as per Annexe CSC400 (B).

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval



- 4.11 No portion of the value of any Qualifying Supplier Development Contribution that is payable to the beneficiary after the last day of the Measurement Period can form part of any calculation under this statement.

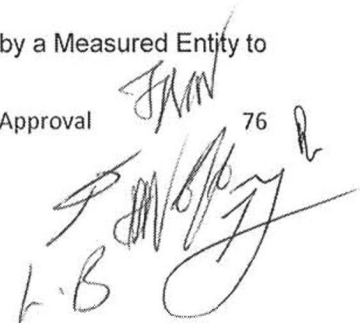
5 TOTAL MEASURED PROCUREMENT SPEND

The following procurement is measurable within Total Measured Procurement Spend:

- 5.1 Cost of sales: all goods and services procured that comprise the cost of the sales of the Measured Entity;
- 5.2 Operational expenditure: all goods and services procured that comprise the operational expenditure of the Measured Entity;
- 5.3 Capital expenditure: all capital expenditure incurred by the Measured Entity;
- 5.4 Public sector procurement:
- 5.4.1 all goods and services procured from Organs of State and Public Entities. Despite this, procurement by a Measured Entity from a local government authority, which is a reseller of that service, is measurable at the B-BBEE Recognition Level of the primary Supplier of the service; and
- 5.4.2 in any event, any procurement of any goods or services from any Organ of State or Public Entity that enjoys a statutory or regulated monopoly in the supply of such goods or services is excluded;
- 5.5 Monopolistic procurement: all goods and services procured from Suppliers that enjoy a monopolistic position measurable at the recognition level of the supplier;
- 5.6 Third-party procurement: all procurement for a third-party, a client or Unincorporated Joint Venture, where the cost of that procurement is an expense recorded in the Measured Entity's annual financial statements measurable at the recognition level of the supplier;
- 5.7 Labour brokers and independent contractors: any procurement of the Measured Entity that is Outsourced Labour Expenditure;
- 5.8 Pension and medical aid contributions: payments made to any post retirement funding scheme or to a medical aid or similar medical insurer by a Measured Entity for its Employees, excluding any portions of such payments which are a contribution to a capital investment of the Employee. The scheme or insurer must issue a certificate dividing payments between the capital investment portion and the balance to establish the amount that is measurable within Total Measured Procurement Spend;
- 5.9 Trade commissions: any commission or similar payments payable by a Measured Entity to

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

76



any other person pursuant to the business or trade of the Measured Entity;

- 5.10 Empowerment related expenditure: all goods and services procured in carrying out B-BBEE. The Total Measured Procurement Spend does not include the actual contribution portion recognised under section 2.3 of this statement and Code series CSC500 but does include any expenditure incurred in facilitating those contributions;
- 5.11 Imports: all goods and services that are imported or procured from a non-South African source; and
- 5.12 Intra-group procurement: all goods and services procured from subsidiaries or holding companies of the Measured Entity (BEE credentials of the entity supplying goods and/or services must be confirmed by way of a valid BEE certificate).

6 EXCLUSIONS FROM TOTAL MEASURED PROCUREMENT SPEND

The following list provides permissible exclusions from Total Measured Procurement Spend recognisable in terms of paragraph 5:

- 6.1 Taxation: any amount payable to any person which represents a lawful tax or levy imposed by an Organ of State authorised to impose such tax or levy, including rates imposed by a municipality or other local government,
- 6.2 Salaries, wages, remunerations, and emoluments: any amount payable to an Employee as an element of their salary or wage and any emolument or similar payment paid to a director of a Measured Entity;
- 6.3 Pass-through third-party procurement: all procurement for a third-party or a client that is recorded as an expense in the third-party or client's annual financial statements but is not recorded as such in the Measured Entity's annual financial statements;
- 6.4 Empowerment related procurement:
 - 6.4.1 Investments in or loans to an Associated Enterprise;
 - 6.4.2 Investments, loans or donations qualifying for recognition under any statement under Code series CSC400 or CSC500;
- 6.5 Imports: the following imported goods and services:
 - 6.5.1 imported capital goods, components or services for value-added production in South Africa provided that:
 - 6.5.1.1 there is not sufficient existing local production of such capital goods, components or services; and
 - 6.5.1.2 importing those capital goods, components or services promotes

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

JMS
L.B.
77

further value-added production within South Africa;

- 6.5.2 imported goods and services other than those listed in paragraph 6.5.1 if there is not sufficient local production of those goods or services including, but not limited to, imported goods or services that -
- 6.5.2.1 carry a brand different to the local produced goods or services; or
- 6.5.2.2 have different technical specifications to the locally produced goods or services.
- 6.5.3 The Department of Trade and Industry will from time to time consult with the industry and issue practice notes with regard to the provisions on import exclusions.
- 6.6 Intra-group procurement: where the Measured Entity is conducting a consolidated verification of itself as holding entity together with its subsidiaries, then all intra-group procurement of goods and services amongst the group entities forming part of the consolidated verification are excluded.
- 6.7 Non-discretionary procurement: where the Measured Entity is forced to make use of a particular Supplier due to tender requirements or client specifications it may exclude such procurement.

7. MEASUREMENT OF B-BBEE PROCUREMENT SPEND

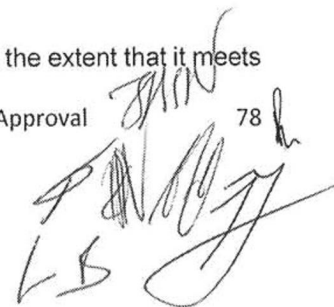
- 7.1 B-BBEE Procurement Spend is the value of the procurement falling within paragraph 5 and not excluded by paragraph 6. If a supplier falls within a category of Supplier listed in paragraph 3.6, the value of procurement from that Supplier is multiplied by the applicable factor listed in that paragraph.
- 7.2 B-BBEE Procurement Spend can be measured in terms of formula "A" in Annexe CSC400 (A).
- 7.3 The B-BBEE Procurement Spend for a Measured Entity in respect of a Supplier is calculated by multiplying the spend contemplated by paragraph 5 (and not excluded in paragraph 6) in respect of that Supplier by the Supplier's B-BBEE Recognition Level.
- 7.4 A Measured Entity's Total Procurement Spend is the total of all amounts calculated in terms of paragraph 7.3.

8. THE CALCULATION OF PREFERENTIAL PROCUREMENT CONTRIBUTIONS TO B-BBEE

- 8.1 A measured Entity receives a score for procurement in proportion to the extent that it meets

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

78



the compliance Target.

- 8.2 The Measured Entity's score for Preferential Procurement contributions to B-BBEE under the preferential procurement scorecard can be calculated in terms of Formula "B" in Annex CSC400 (A).

9 SUPPLIER DEVELOPMENT PROGRAMMES

- 9.1 A Supplier Development Programme is a programme whereby the Measured Entity provides structured co-operation and assistance to Qualifying Beneficiary Entities in the form of Qualifying Supplier Development Contributions.

- 9.2 For the Supplier Development Programme to earn the Measured Entity any recognition under paragraph 2.2 of the scorecard as calculated in terms of Annexe CSC400 (C), the programme must comply with the following additional criteria:

9.2.1 With respect to the Qualifying Beneficiary Entity:

9.2.1.1 the Measured Entity may not hold more than 20%, calculated in terms of the normal flow-through principle, of the the Qualifying Beneficiary Entity's equity;

9.2.1.2 the Qualifying Beneficiary Entity must employ a minimum of three permanent employees;

9.2.1.3 the Qualifying Beneficiary Entity must be in possession of a valid tax clearance certificate;

9.2.1.4 the Qualifying Beneficiary Entity must be in possession of a sworn affidavit (where applicable), or B-BBEE certificate that was valid at the date of entering into the agreement in 9.2.2. below.

9.2.2 The programme must be evidenced by:

9.2.2.1 a written agreement signed by the Measured Entity and the Qualifying Beneficiary Entity;

9.2.2.2 a documented needs analysis of the Qualifying Beneficiary Entity signed by both the Measured Entity and the Qualifying Beneficiary Entity;

9.2.2.3 a documented 'Supplier Development Plan' signed by both the Measured Entity and the Qualifying Beneficiary Entity, which must contain with reference to the Measurement Period:

9.2.2.3.1 clear objectives with respect to the development of at least three needs as identified per the needs analysis (see

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

79

paragraph 9.2.2.2) from at least two areas that were identified for development. The areas that may be targeted for development are not limited but could include:

- 9.2.2.3.1.1 management and labour skills transfer;
- 9.2.2.3.1.2 establishment of an administrative system;
- 9.2.2.3.1.3 planning, tendering and programming skills transfer;
- 9.2.2.3.1.4 business skills transfer with an emphasis on negotiation skills;
- 9.2.2.3.1.5 technical skills transfer with emphasis on innovation;
- 9.2.2.3.1.6 legal compliance;
- 9.2.2.3.1.7 procurement skills transfer;
- 9.2.2.3.1.8 establishment of credit rating and/or history;
- 9.2.2.3.1.9 establishment of financial loan capacity and/or history;
- 9.2.2.3.1.10 contractual knowledge transfer
- 9.2.2.3.1.11 marketing and branding;
- 9.2.2.3.1.12 access to or implementation of business systems;

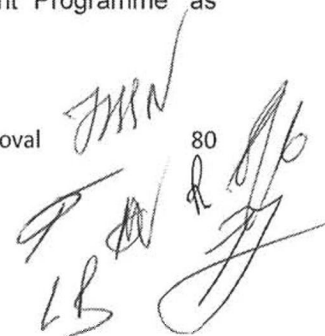
9.2.2.3.2 priority interventions (activities) to address the objectives identified in 9.2.2.3.1 above.

9.2.2.3.3 Qualifying Supplier Development Contributions and the value thereof allocated. If none of the allocated contributions become payable within the Measurement Period, this requirement has not been met.

9.2.3 A champion that will be accountable and responsible for the 'Supplier Development Programme' must be appointed at Senior Management or higher level in the Measured Entity. He/she must be suitably qualified and experienced to monitor progress and complete a portfolio of evidence for verification.

9.3 A Measured Entity receives a score for the 'Supplier Development Programme' as determined with reference to Annexe CSC400(C).

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

Handwritten signatures and initials, including the number 80, are present in the bottom right corner of the page.

10 SUPPLIER DEVELOPMENT CONTRIBUTIONS

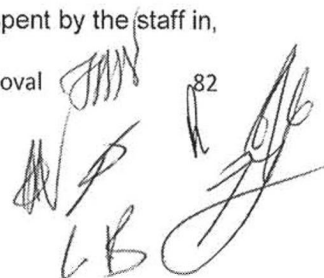
The following is a non-exhaustive list of Supplier Development Contributions:

- 10.1 investments in Qualifying Beneficiary Entities;
- 10.2 loans made to Qualifying Beneficiary Entities;
- 10.3 guarantees given or security provided on behalf of Qualifying Beneficiary Entities;
- 10.4 credit facilities made available to Qualifying Beneficiary Entities;
- 10.5 grant contributions to Qualifying Beneficiary Entities;
- 10.6 direct costs incurred by a Measured Entity in assisting and hastening development of Qualifying Beneficiary Entities;
- 10.7 overhead costs of a Measured Entity directly attributable to Qualifying Supplier Development Contributions;
- 10.8 preferential credit terms granted by a Measured Entity to Qualifying Beneficiary Entities;
- 10.9 preferential terms granted by a Measured Entity in respect of its supply of goods and services to Qualifying Beneficiary Entities;
- 10.10 contributions made towards the settlement of the cost of services relating to the operational or financial capacity and/or efficiency levels of a Qualifying Beneficiary Entity including, without limitation:
 - 10.10.1 professional and consulting services;
 - 10.10.2 licensing and/or registration fees;
 - 10.10.3 industry specific levies and/or other such fees; and
 - 10.10.4 IT services;
- 10.11 discounts given to Qualifying Beneficiary Entities in relation to the acquisition and maintenance costs associated with the grant to those Qualifying Beneficiary Entities of franchise, licence, agency, distribution or other similar business rights.
- 10.12 the creation or development of capacity and expertise for Qualifying Beneficiary Entities needed to manufacture or produce goods or service previously not manufactured, produced or provided in the Republic of South Africa as provided for in Government's economic growth and local supplier development policies and initiatives.
- 10.13 the creation or development of new projects promoting beneficiation by the Measured Entity for the benefit of Qualifying Beneficiary Entities.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

Handwritten signatures and initials:
JMN
81
LB
8/10/16

- 10.14 facilitating access to credit for Qualifying Beneficiary Entities without access to traditional credit facilities owing to a lack of credit history, high-risk or lack of collateral on the part of the Qualifying Beneficiary Entity.
- 10.15 provision by the Measured Entity, of preferential credit facilities to a Qualifying Beneficiary Entity. Examples of such contributions include without limitation:
- 10.15.1 provisions of finance to Qualifying Beneficiary Entities at lower than commercial rates of interest. Such contributions will be measured as the value of the differential between the actual interest rate provided to the Beneficiary Entity and the applicable rate;
 - 10.15.2 relaxed security requirements or absence of security requirements for Qualifying Beneficiary Entities unable to provide security for loans or surety for performance bonds. Such contributions shall be measured as being 3% (three percent) of any positive differential between the initial capital value of the loan and the value of security taken; and
 - 10.15.3 settlement of accounts with Qualifying Beneficiary Entities over a shorter period of time in relation to the Measured Entity's normal payment period, provided the shorter period is no longer than 15 days after date of invoice. Preferential payment terms that extend beyond 15 days will not qualify as Qualifying Supplier Development Contributions;
- 10.16 the provision of seed or development capital to Qualifying Beneficiary Entities.
- 10.17 provision of training or mentoring by suitably qualified entities or individuals to Qualifying Beneficiary Entities which will assist such Entities to increase their operational or financial capacity; and
- 10.18 provision of training or mentoring to Qualifying Beneficiary Entities by the Measured Entity itself;
- 10.18.1 such contributions are measurable by quantifying the cost of time (excluding travel or commuting time) spent by staff or management of the Measured Entity in carrying out such initiatives;
 - 10.18.2 a clear justification, commensurate with the seniority and expertise of the trainer or mentor, must support any claim for time costs occurred;
- 10.19 Training or mentoring provided as per 10.17 and 10.18 above may not be double counted under the Skills Development scorecard once claimed as Qualifying Supplier Development Contribution and *vice versa*.
- 10.20 the maintenance by the Measured Entity of a Supplier Development unit which focuses exclusively on support of Qualifying Beneficiary Entities or candidate beneficiary entities.
- 10.20.1 only that portion of salaries and wages attributable to time spent by the staff in,



and the other expenses that relates to, promoting or implementing Qualifying Supplier Development Contributions, qualify for recognition.

10.21 payments made by the Measured Entity to suitably qualified and experienced third parties to perform Supplier Development on the Measured Entity's behalf.

10.21.1 for the avoidance of doubt such contributions are regarded as having been initiated and implemented once they become payable to the third party;

11 MEASUREMENT OF SUPPLIER DEVELOPMENT CONTRIBUTIONS

11.1 A Measured Entity receives a score for the 'Supplier Development Contributions' indicator in proportion to the extent that it meets the compliance Target for indicator 2.3.1 of the Supplier Development Contributions scorecard.

11.2 The compliance Target for Contractors of 3% of NPAT for indicator 2.3.1 of the Supplier Development Contributions scorecard is based on the average NPAT of the Measured Entity over the three financial years that precedes the Measurement Period and will be the basis for determining the Targets unless:

11.2.1 the Measured Entity did not make a profit on average over this three year period;
or

11.2.2 the average net profit margin of the Measured Entity over this three year period was less than a third of the industry norm net profit margin during the same three year period.

11.3 Notwithstanding the fact that only contributions that became payable within the Measurement Period will be recognised for inclusion in the Measured Entity's Supplier Development claim, it is expressly stated for the avoidance of doubt, that the NPAT for the Measurement Period itself does not form part of the calculation of the Target as per 11.2 above.

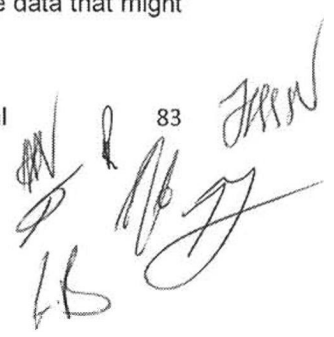
11.4 Where, in the case of Contractors, either of the factors in 11.2.1 to 11.2.2 are present then the Indicative NPAT of the Measured Entity for the three financial years that precedes the Measurement Period, will be the basis for determining the Targets.

11.4.1 the Indicative NPAT is the Revenue of the Measured Entity for the Measurement Period, multiplied by a third of the average industry norm net profit margin for the three financial years that precedes the Measurement Period.

11.4.2 the industry norm net profit margin must be determined with reference to the quarterly statistics supplied by Stats SA or such other verifiable data that might be available for the applicable Construction Sector.

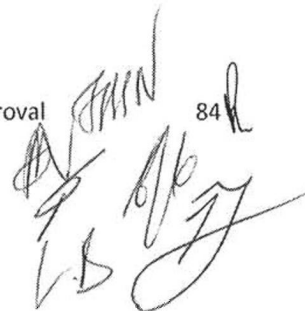
Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

83



- 11.5 where in 11.4.2 the industry norm net profit margin for the three financial years that precedes the Measurement Period yields a negative result then Qualifying Supplier Development Contributions of nominal value will earn the Measured Entity the full points under paragraphs 2.3.1. Provided that the nominal value shall not be less than 50% of the previous years target. In the case of a second measurement period which yields a negative result the nominal value will be 50% of the previous years nominal value this will continue for any subsequent periods of negative results.
- 11.6 The Targets for BEPs in paragraph 2.3 is a percentage of the Leviable Amount and there is therefore no need to infer an indicative NPAT as per the mechanisms above when dealing with BEP's.
- 11.7 Qualifying Supplier Development Contributions are measurable using Formula "A" in Annexe CSC400 (D) read together with Annexe CSC400 (B).

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

Handwritten signatures and initials, including the number 84, are present in the bottom right corner of the page.

ANNEXE CSC400 (A)

A: B-BBEE PROCUREMENT SPEND:

A = the sum of (B x C)
Where <p>A is the calculated total B-BBEE Procurement Spend for the Measured Entity. It is equal to the sum of the result of the product of B and C for each Supplier of the Measured Entity not excluded under the exclusion from Total Measured Procurement Spend;</p> <p>B is the value of procurement falling within Total Measured Procurement Spend and not excluded under the exclusion from Total Measured Procurement Spend from each Supplier of the Measured Entity for the Measurement Period;</p> <p>C is the latest B-BBEE Procurement Recognition Level of each Supplier of the Measured Entity that can be supported by a B-BBEE verification certificate (or sworn affidavit in the case of 51% or 100% Black Owned EME's and QSE's), that was valid at any time from the commencement of the Measurement Period up to the issuing of the Measured Entity's B-BBEE verification certificate.</p>

B: THE CALCULATION OF PREFERENTIAL PROCUREMENT CONTRIBUTIONS TO B-BBEE:

$A = \frac{B}{C} \times D$
Where <p>A is the calculated preferential procurement score for 2.1.1, 2.1.2, 2.1.3, 2.1.4, 2.1.5, 2.1.6 and 2.1.7 respectively in the Preferential Procurement scorecard under statement CSC400 for the Measured Entity;</p> <p>B is the total B-BBEE Procurement Spend of the Measured Entity calculated for each of the indicators of the Preferential Procurement scorecard (par 2.1.1, 2.1.2, 2.1.3, 2.1.4, 2.1.5, 2.1.6 and 2.1.7) respectively, expressed as a percentage of the Total Measured Procurement Spend of that Measured Entity;</p> <p>C for par 2.1.1; 2.1.2; 2.1.3; 2.1.4, 2.1.5, 2.1.6 and 2.1.7 is the compliance Target for this indicator of the Preferential Procurement scorecard;</p> <p>D is the Weighting points allocated to each of the indicators of the Preferential Procurement scorecard (par 2.1.1, 2.1.2, 2.1.3, 2.1.4, 2.1.5, 2.1.6 and 2.1.7) respectively.</p>

ANNEXE CSC400 (B)

Annexe CSC400B –Supplier Development Benefit Factor Matrix

Qualifying Contribution type	Contribution Amount	Benefit Factor
Grant and Related Contributions		
Grant Contribution	Full Grant Amount	100%
Direct Cost incurred in supporting Supplier Development	Verifiable Cost (including both monetary and non-monetary)	100%
Discounts in addition to normal business practices supporting Supplier Development	Discount Amount (in addition to normal business discount)	100%
Overhead Costs incurred in supporting Supplier Development (including people appointed in Supplier Development)	Verifiable Cost (including both monetary and non-monetary)	80%
Loans and Related Contributions		
Interest-Free Loan with no security requirements supporting Supplier Development	Outstanding Loan Amount	80%
Standard Loan to Supplier Development Beneficiaries	Outstanding Loan Amount	60%
Guarantees provided on behalf of a beneficiary entity	Guarantee Amount	3%
Lower Interest Rate	Outstanding loan amount	Prime Rate – Actual Rate
Equity Investments and Related Contributions		
Minority Investment in Supplier Development Beneficiaries	Investment Amount	100%
Supplier Development Investment with lower dividend to financier	Investment Amount	Dividend Rate of Ordinary Shareholders – Actual Dividend Rate of Contributor
Contributions made in the form of human resource capacity		
Professional services rendered at no cost and supporting Supplier Development	Commercial hourly rate of professional as per ECSA	80%
Professional services rendered at discount and supporting Supplier Development	Value of discount based on commercial hourly rate of professional as per ECSA	80%

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

86

Time of employees of Measured Entity productively deployed in assisting beneficiaries	Monthly salary divided by 160	80%
Other Contributions		
Shorter payment periods for 2.3 of this statement (Supplier Development)	Percentage of invoiced amount multiplied by 15% (being an approximation of the cost of short term funding)	Percentage being 15 days less the number of days from invoice to payment. The Maximum points that can be scored is 75% of 10 points

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

Handwritten signatures and initials, including 'JMN', 'L.B.', and '87'.

ANNEXE CSC400 (C)

Supplier Development Programmes (paragraph 2.2) are measurable on the following basis:

Step 1: To apply the formula first position the Measured Entity on Table 1 with respect to the highest applicable Revenue category:

Table 1

CONTRACTORS			BEP's		
Total Annual Revenue of the Measured Entity for the Measurement Period	Requirements related to current Measurement Period		Total Annual Revenue of the Measured Entity for the Measurement Period	Requirements related to current Measurement Period	
	X	Y		X	Y
≥ R 1 billion	7	5%	≥ R 300 million	3	5%
≥ R 500million	5	5%			
≥ R 300million	4	5%	≥ R 100million	2	5%
≥ R 35million	2	5%	< R 100 million	1	5%
< R 35million	1	5%			

Step 2: Apply the formula below:

<p>Formula:</p> $A = \left(\frac{B}{X} \times \frac{C}{Y} \right) \times D$
--

Where

A is the score achieved for the Supplier Development Programme indicator (paragraph 2.2).

B is the number of Qualifying Beneficiary Entities that participated in Supplier Development Programmes during the Measurement Period, that were compliant with paragraph 9 of statement CSC400, divided by the appropriate target number in Column X of Table 1 above.

X is the appropriate target number in Column X of Table 1 above.

C is the aggregate of the total annual Revenues of the Qualifying Beneficiary Entities counted in **B** (*based on their latest financial periods as at Measurement Date*) divided by the total annual Revenue of the Measured Entity for the Measurement Period. The answer must then be multiplied by 100.

Y is the appropriate Revenue ratio requirement in Column Y of Table 1 above. The Construction Sector Charter Council may publish amendments to these ratios from time to time.

D is the Weighting points allocated to the Supplier Development Programmes indicator (paragraph 2.2).

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

89


ANNEXE CSC400 (D)

A: Qualifying Supplier Development Contributions (paragraph 2.3) are measurable on the following basis:

$A = \frac{B}{C} \times D$
<p>Where</p> <p>A is the score achieved for the Supplier Development Contributions indicators (paragraph 2.3.1 and 2.3.2) in respect of Qualifying Supplier Development Contributions made by the Measured Entity.</p> <p>B in the case where the Measured Entity have scored under the '<i>Supplier Development Programmes</i>' indicator (paragraph 2.2), is the annual value of all Qualifying Supplier Development Contributions that have become payable by the Measured Entity during the Measurement Period with respect to the relevant indicator in paragraph 2.3; or</p> <p>B in the case where the Measured Entity fails to score any points under the '<i>Supplier Development Programmes</i>' indicator (paragraph 2.2), is 50% of the annual value of all Qualifying Supplier Development Contributions that have become payable by the Measured Entity during the Measurement Period with respect to the relevant indicator in paragraph 2.3.</p> <p>C is the compliance Target for the Supplier Development Contributions indicators (paragraph 2.3.1 and 2.3.2).</p> <p>D is the Weighting points allocated to the Supplier Development Contributions indicators (paragraphs 2.3.1 and 2.3.2).</p>

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

**CODE SERIES CSC500: MEASUREMENT OF THE SOCIO-ECONOMIC DEVELOPMENT
ELEMENTS OF BROAD-BASED BLACK ECONOMIC EMPOWERMENT**

**STATEMENT CSC500: THE GENERAL PRINCIPLES FOR MEASURING THE SOCIO-
ECONOMIC DEVELOPMENT ELEMENT**

Issued under section 9(1) of the Broad-Based Black Economic Empowerment Act 53 of 2003 as amended

Arrangement of this statement

Para	Subject	Page
1	Objectives of this statement.....	92
2	The SED scorecard.....	92
3	Key Measurement Principles.....	93
4	Evidence to Support Structured SED Projects.....	95
5	Measurement of Socio-Economic Development contributions.....	95
6	The Benefit Factor Matrix.....	96
7	Annexe CSC 500(A).....	97
8	Annexe CSC 500(B).....	98

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval



 91

1 OBJECTIVES OF THIS STATEMENT

The objectives of this statement are to specify:

- 1.1 the Socio-Economic Development (SED) element and Sector Specific Contributions scorecard for the Construction Sector;
- 1.2 the key measurement principles applicable when calculating Qualifying Socio-Economic Contributions; and
- 1.3 the formula for calculating the individual criteria specified in the SED scorecard.

2 THE SED SCORECARD

- 2.1 The Target of 1.25% of NPAT for indicator 2.4.1 and 30% thereof for 2.4.2 on the SED scorecard is based on the average NPAT of the Measured Entity over the three financial years that precedes the Measurement Period and will be the basis for determining the Targets unless:
 - 2.1.1 the Measured Entity did not make a profit on average over this three year period;
or
 - 2.1.2 the average net profit margin of the Measured Entity over this three year period was less than a third of the industry norm net profit margin during the same three year period.
- 2.2 Notwithstanding the fact that only contributions that became payable within the Measurement period will be recognised for inclusion in the Measured Entity's SED claim, it is expressly stated for the avoidance of doubt, that the NPAT for the Measurement Period itself does not form part of the calculation of the Target as per 2.1 above.
- 2.3 Where either of the factors in 2.1.1 to 2.1.2 are present then the Indicative NPAT of the Measured Entity for the three financial years that precedes the Measurement Period, will be the basis for determining the Targets.
 - 2.3.1 the Indicative NPAT is the Revenue of the Measured Entity for the Measurement Period, multiplied by a third of the average industry norm net profit margin for the three financial years that precedes the Measurement Period.
 - 2.3.2 the industry norm net profit margin must be determined with reference to the quarterly statistics supplied by Stats SA or such other verifiable data that might be available for the applicable Construction Sector.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

92

2.3.3 where in 2.3.2 the industry norm net profit margin for the three financial years that precedes the Measurement Period yields a negative result then Qualifying Socio-Economic Contributions of nominal value will earn the Measured Entity the full points under paragraphs 2.4.1 and 2.4.2 respectively. Provided that the nominal value shall not be less than 50% of the previous years target. In the case of a second measurement period which yields a negative result the nominal value will be 50% of the previous years nominal value this will continue for any subsequent periods of negative results.

2.4 The following table represents the criteria and method used for deriving a score for Socio-Economic Development under this statement:

Socio-Economic Development	Weighting Points	Compliance Target
2.4.1 Annual value of all Qualifying Socio-Economic Contributions by the Measured Entity as a percentage of the Target	4	1.25% of NPAT
2.4.2 The portion of Qualifying Socio-Economic Contributions in 2.4.1 above spend on disadvantaged communities.	1	30% of Target in 2.4.1
Bonus Points		
2.4.3 Annual value of contributions towards Structured SED Projects by the Measured Entity as a percentage of the Target	1	1.25% of NPAT
TOTAL	6	

2.5 The weighting points in the SED scorecard represent the maximum number of points possible for each of the criteria. Contributions recognised under 2.4.2 may be double counted under 2.4.1 of the SED scorecard.

3 KEY MEASUREMENT PRINCIPLES

3.1 General principles:

3.1.1 Measured Entities receive recognition for any Qualifying Socio-Economic Contributions that are quantifiable as a monetary value using a Standard Valuation Method.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

93

3.1.2 Qualifying Socio-Economic Contributions of any Measured Entity are recognisable annually;

3.1.3 No portion of the value of any Qualifying Socio-Economic Contribution that is payable to the beneficiary after the last day of the Measurement Period can form part of any calculation under this statement.

3.2 Socio-Economic Development Contributions:

3.2.1 Socio-Economic Development Contributions consist of monetary or non-monetary contributions actually initiated and implemented in favour of beneficiaries by a Measured Entity with the specific objective of facilitating sustainable access to the economy for targeted beneficiaries. Measured Entities are encouraged to prioritise communities in areas where they operate.

3.2.2 The full value of Socio-Economic Development Contributions made to beneficiaries is recognisable if at least 75% of the value directly benefits Black People.

3.2.3 If less than 75% of the full value of Socio-Economic Development Contributions directly benefits Black People, the value of the contribution made multiplied by the percentage that benefits Black People, is recognisable.

3.2.4 Any portion of the contribution that benefits Black People with Disabilities will be recognised at an enhanced factor of 1.25.

3.2.5 The following is a non-exhaustive list of Socio-Economic Development Contributions:

3.2.5.1 grant contributions to beneficiaries of Socio-Economic Development Contributions;

3.2.5.2 guarantees given or security provided for beneficiaries;

3.2.5.3 direct costs incurred by a Measured Entity in assisting beneficiaries;

3.2.5.4 overhead costs of a Measured Entity directly attributable to Socio-Economic Development Contributions;

3.2.5.5 developmental capital advanced to beneficiary communities;

3.2.5.6 preferential terms grants by a Measured Entity for its supply of goods or services to beneficiary communities;

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

94

- 3.2.5.7 contributions made by the Measured Entity to third parties to perform Socio-Economic Development on the Measured Entity's behalf. For the avoidance of doubt such contributions are regarded as having been initiated and implemented once they become payable to the third party;
- 3.2.5.8 provision of training or mentoring to beneficiary communities which will assist them to increase their financial capacity;
- 3.2.5.8.1 such contributions are measurable by quantifying the cost of time (excluding travel or commuting time) spent by staff or management of the Measured Entity in carrying out such initiatives;
- 3.2.5.8.2 a clear justification must support any claim for time costs incurred, (commensurate with the seniority and expertise of the trainer or mentor).
- 3.2.5.9 the maintenance by the Measured Entity of a socio-economic development unit which focuses only on support of beneficiaries and beneficiary communities;
- 3.2.5.9.1 only that portion of salaries and wages attributable to time spent by the staff in, and the other expenses related to, promoting and implementing socio-economic development, constitute contributions.

4 EVIDENCE TO SUPPORT STRUCTURED SED PROJECTS

- 4.1 The following evidence must be provided to support a claim for Structured SED Projects over and above that normally required for Qualifying Socio-Economic Contributions:
- 4.1.1 the SED plan signed by the Measured Entity and the beneficiary or third party intermediary;
- 4.1.2 Signed confirmation by the beneficiary, or third party through whom the contribution was made, confirming the value of the contribution that became payable during the Measurement Period;
- 4.1.3 An annual project impact analysis against targets and milestones and whether or not they were realistic. A negative outcome of the analysis does not disqualify the recognition of the spend.

5 MEASUREMENT OF SOCIO-ECONOMIC DEVELOPMENT CONTRIBUTIONS

Qualifying Socio-Economic Contributions are measurable using the Formula in Annexe CSC500 (B) read together with Annexe CSC500 (A).

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

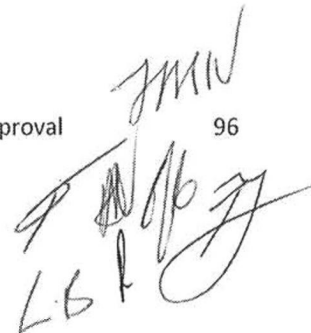
95

6 THE BENEFIT FACTOR MATRIX

The Minister may from time to time, by notice in the gazette, revise or substitute the Benefit Factor Matrix. Any changes will only be applicable to compliance reports prepared for Measured Entities for Measurement Periods that commences after the gazetting of the adjustment.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

96

Handwritten signatures and initials in black ink, including 'JMW' at the top, 'L.B.' at the bottom left, and several other illegible signatures.

Annexe CSC500 (A) – Benefit Factor Matrix

Qualifying Contribution type	Contribution Amount	Benefit Factor
Grant and Related Contributions		
Grant Contribution	Full Grant Amount	100%
Direct Cost incurred in supporting socio-economic development, sector specific initiatives or Qualifying Socio-Economic Contributions	Verifiable Cost (including both monetary and non-monetary)	100%
Discounts in addition to normal business practices supporting socio-economic development, sector specific initiatives or Qualifying Socio-Economic Contributions	Discount Amount (in addition to normal business discount)	100%
Overhead Costs incurred in supporting socio-economic development, sector specific initiatives or Qualifying Socio-Economic Contributions	Verifiable Cost (including both monetary and non-monetary)	80%
Guarantees provided on behalf of a beneficiary	Guarantee Amount	3%
Contributions made in the form of human resource capacity		
Professional services rendered at no cost supporting socio-economic development, sector specific initiatives or Qualifying Socio-Economic Contributions	Commercial hourly rate of professional as per ECSA	80%
Professional services rendered at a discount supporting socio-economic development, sector specific initiatives or Qualifying Socio-Economic Contributions	Value of discount based on commercial hourly rate professional as per ECSA	80%
Time of employees of Measured Entity productively deployed in assisting beneficiaries and supporting socio-economic development, sector specific initiatives or Qualifying Socio-Economic Contributions	Monthly salary divided by 160	80%

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

JMN 97

Handwritten signatures and initials, including 'L.B.' and 'R. J.', are present below the text.

ANNEXE CSC500 (B)

A: Qualifying contributions of indicators 2.4.1, 2.4.2 and 2.4.3 are measurable on the following basis:

$$A = \frac{B}{C} \times D$$

Where

A is the score achieved in respect of the indicator in 2.4.1, 2.4.2 and 2.4.3, whichever the case may be, of the Socio-Economic Development scorecard.

B in the case of paragraphs 2.4.1 and 2.4.3 is the value of all Qualifying Socio-Economic Contributions of the Measured Entity relevant to that indicator, that have become payable during the Measurement Period and weighted in accordance with Annexe CSC500 (A) – Benefit Factor Matrix read together with per paragraphs 3.2.2 to 3.2.4, expressed as a percentage of the NPAT.

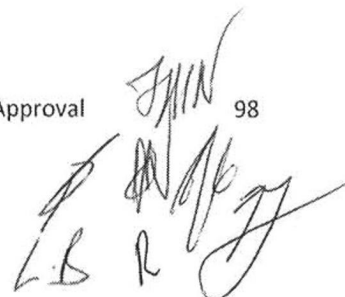
B in the case of paragraph 2.4.2 is the percentage of the Measured Entity's spend in paragraph 2.4.1 that was spent towards currently disadvantaged communities.

C is the compliance Target in respect of the Qualifying Socio-Economic Contributions as specified in the SED scorecard for indicator 2.4.1, 2.4.2 and 2.4.3 respectively

D is the Weighting point allocated to indicator 2.4.1, 2.4.2 and 2.4.3 under the Socio-Economic Development scorecard in Statement CSC500.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

98



**CODE SERIES CSC600: THE CONSTRUCTION SECTOR QUALIFYING SMALL ENTERPRISE
SCORECARD**

**STATEMENT CSC600: THE CONSTRUCTION SECTOR QUALIFYING SMALL ENTERPRISE
SCORECARD**

Issued under section 9(1) of the Broad-Based Black Economic Empowerment Act 53 of 2003 as amended

Arrangement of this statement

Para	Subject	Page
CSC 601	Equity Ownership.....	100
CSC 602	Management Control.....	101
CSC 603	Skills Development.....	102
CSC 604	Preferential Procurement and Supplier Development.....	103
CSC 605	Socio-Economic Development	105

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

J.M.W.
L.R. *R.* *Z.* *A.G.*
99

STATEMENT CSC 601 - OWNERSHIP FOR QSE

1. THE QSE OWNERSHIP SCORECARD

The following table represents the indicators and methods for calculating a score for Ownership under this statement for both Contractors and BEP's in the Construction Sector:

B-BBEE Element	Indicator	Description	Weighting Points	Compliance Target
OWNERSHIP	1.1 Voting Rights	1.1.1 Exercisable Voting Rights in the Entity in the hands of Black People	5.5	25% & (30% Year 4)
		1.1.2 Exercisable Voting Rights in the Entity in the hands of Black women	2	10%
	1.2 Economic Interest	1.2.1 Economic Interest in the Entity to which Black People are entitled.	5.5	25% & (30%Year 4)
		1.2.2 Economic Interest in the Entity to which Black women are entitled.	2	10%
		1.2.3 Economic Interest of Black New Entrants or Black Designated Groups	7	10% (for Contractors) 5% (for BEP's)
	1.3 Realisation Points	1.3 Net Value	5	Refer to Annexe CSC100 (E)
	1.4 Bonus Points	1.4.1 Exercisable Voting Rights and Economic Interest to which Black People are entitled	1.5	≥40%
		1.4.2 Exercisable Voting Rights and Economic Interest to which Black women are entitled	1.5	≥12.5%
TOTAL			30	

2. MEASUREMENT OF QSE OWNERSHIP ELEMENT

- 2.1 The measurement of the QSE Ownership Scorecard shall adhere to all principles, definitions, calculations and measurement methodologies contained in Statement CSC 100 for measuring of the Ownership element.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

100

2.2 For the avoidance of doubt:

2.2.1 the Modified Flow Through Principle applies to the measurement of paragraph 1.1.1 and 1.2.1 of the QSE Ownership Scorecard.

2.2.2 The Year 4 Targets for paragraph 1.1.1 and 1.2.1 of the QSE scorecard will become effective in the same manner as those of the Large Enterprise Scorecard in Statement CSC 100.

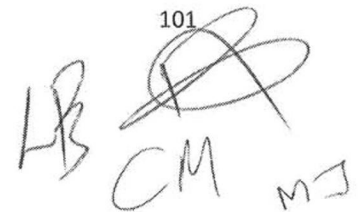
STATEMENT CSC 602 - MANAGEMENT CONTROL FOR QSE

1. THE QSE MANAGEMENT CONTROL SCORECARD

The following table represents the criteria used for deriving a score for Management Control under this statement for both Contractors and BEP's in the Construction Sector.

Measurement Category & Criteria	Weighting Points	Compliance Targets
1. Executive Management:		
1.1 Black representation at Executive Management	5	50%
1.2 Black female representation at Executive Management	2	20%
2. Senior, Middle and Junior Management:		
2.1 Black representation at Senior and Middle Management	6	20%
2.2 Black female representation at Senior and Middle Management	2	10%
2.3 Black representation at Junior Management	4	40%
2.4 Black female representation at Junior Management	1	20%
TOTAL	20	

Aligned Construction Sector Code – Final Draft for Gazette – Council Approval

101

 LB CM MJ

2 KEY MEASUREMENT PRINCIPLES

- 2.1 Save as expressly provided for differently in this statement the key measurement principles and sub-minimum requirements under statement CSC 200 are applicable to this statement.
- 2.2 For the purpose of the QSE scorecard, executive management include other executive management as described under the general principles of statement CSC 200.
- 2.3 The demographic representation of Black People as defined in the Regulations of Employment Equity Act and Commission on Employment Equity report are not applicable to the calculation of scores under the QSE Scorecard and neither are the Adjusted Recognition for Gender.
- 2.4 A Measured Entity must use the recent payroll data in calculating its score under the Management Control Scorecard.

STATEMENT CSC 603 - SKILLS DEVELOPMENT FOR QSE

1. THE QSE SKILLS DEVELOPMENT SCORECARD

The following table represents the criteria used for deriving a score for Skills Development under this statement for Contractors and BEP's in the Construction Sector.

Category	Skills Development Element	Weighting points	Compliance Target
1.	Skills Development Expenditure on any programme specified in the Learning Programme Matrix		
1.1	Skills Development Expenditure on Learning Programmes specified in the Learning Programme Matrix for Black People as a percentage of Leviable Amount.	14	1.5%
1.2	Skills Development Expenditure on Learning Programmes specified in the Learning Programme Matrix for black management (executive, senior and middle management) as a percentage of total Skills Development Expenditure of the Measured Entity on Black People.	7	25%
1.3	Skills Development Expenditure on Learning Programmes specified in the Learning Programme Matrix for Black People with Disabilities as a percentage of total Skills Development Expenditure of the Measured Entity on Black People.	3	3%

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

102

2.	Bonus points:		
2.1	Number of Black People Absorbed by the Measured Entity and industry at the end of the learning programme.	1	100%
2.2	Number of Black Employees that are registered successfully as a candidate or professional with industry professional registration bodies as a percentage of all Employees registered.	1	50%
TOTAL		26	

2 KEY MEASUREMENT PRINCIPLES

- 2.1 Save as expressly provided for differently in this statement the key measurement principles and sub-minimum requirements under statement CSC300 are applicable to this statement.
- 2.2 The demographic representation of black people as defined in the Regulations of Employment Equity Act and Commission on Employment Equity report are not applicable to the QSE Scorecard and neither are the Adjusted Recognition for Gender.
- 2.3 Where required by law, the following criteria must be fulfilled in order for the Measured Entity to receive points on the QSE Skills Development Element scorecard:
- 2.3.1 Workplace Skills Plan, an Annual Training Report and Pivotal Report which are SETA approved; and
- 2.3.2 Implementation of Priority Skills programme generally, and more specifically for black people.
- 2.3.3 The learning matrix under code series CSC300 is applicable to this statement.
- 2.4 The requirements in paragraph 2.3.1 and 2.3.2 above is not applicable to businesses that are not required by law to comply therewith in terms of the Skills Development Act.

STATEMENT CSC 604 - PREFERENTIAL PROCUREMENT AND SUPPLIER DEVELOPMENT FOR QSE

1. THE QSE PREFERENTIAL PROCUREMENT AND SUPPLIER DEVELOPMENT SCORECARD

The following table represents the criteria used for deriving a score for Preferential Procurement and Supplier Development under this statement for Contractors and BEP's in the Construction Sector.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

103

Criteria	Weighting Points	Compliance targets
1 PREFERENTIAL PROCUREMENT		
1.1 B-BBEE Procurement Spend from all Empowering Suppliers based on the B-BBEE Procurement Recognition Levels as a percentage of Total Measured Procurement Spend	13	60%
1.2 B-BBEE Procurement Spend from Empowering Suppliers that are at least 51% Black Owned based on the B-BBEE Procurement Recognition Levels as a percentage of Total Measured Procurement Spend	5	17.5%
1.3 B-BBEE Procurement Spend from Empowering Suppliers that 35% Black Women Owned based on the B-BBEE Procurement Recognition Levels as a percentage of Total Measured Procurement Spend	4	7.5%
2 SUPPLIER DEVELOPMENT CONTRIBUTIONS		
2.1 Annual value of all Qualifying Supplier Development Contributions made by the Measured Entity as a percentage of the Target.	7	1% of NPAT (for Contractors) 0.2% of Leivable Amount (for BEPs)
TOTAL	29	2

KEY MEASUREMENT PRINCIPLES

- 2.1 The key measurement principles, sub-minimum requirements and benefit factor matrix under Statement CSC400 are applicable to this statement.
- 2.2 Any interpretation or calculation of a QSE's score for 'Preferential Procurement' and 'Supplier Development Contributions' must be made in accordance with statement CSC400.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

104

STATEMENT CSC 605 - SOCIO-ECONOMIC DEVELOPMENT FOR QSE**1. THE QSE SOCIO-ECONOMIC DEVELOPMENT SCORECARD**

The following table represents the criteria used for deriving a score for Socio-Economic Development under this statement for Contractors and BEP's in the Construction Sector.

Socio-Economic Development	Weighting Points	Compliance Target
Annual value of all Qualifying Socio-Economic Contributions by the Measured Entity as a percentage of the Target	3	1% of NPAT (for Contractors) & 0.2% of Leviable Amount (for BEPs)
Bonus Points		
The portion of Qualifying Socio-Economic Contributions above spend on disadvantaged communities.	2	50% of Target above

2 KEY MEASUREMENT PRINCIPLES

- 2.1 The key measurement principles, sub-minimum requirements and benefit factor matrix under Statement CSC500, are applicable to this statement unless otherwise expressly stated herein.
- 2.2 Any interpretation or calculation of a QSE's score for Socio-Economic Development must be made in accordance with statement CSC500.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

105

BROAD-BASED BLACK ECONOMIC EMPOWERMENT ACT
SECTION 9(1) CONSTRUCTION SECTOR CODE OF GOOD PRACTICE AS AMENDED

SCHEDULE 1

INTERPRETATION AND DEFINITIONS

Part 1: Interpretation

The Construction Sector Code must be interpreted according to the following provisions unless the context requires a different meaning:

1. In interpreting the provisions of the Construction Sector Code any reasonable interpretation consistent with the objectives of the Act and the B-BBEE Strategy must take precedence.
2. Words importing persons shall where the context so requires or admits, include individuals, firms, partnerships, trusts, corporations, governmental bodies, authorities, agencies, unincorporated bodies of persons or associations and any organisation having legal capacity.
3. The Construction Sector Charter Council may from time to time issue best practice notes to clarify or explain some of the provisions contained in the Construction Sector Code. These practice notes may not contradict the terms it attempts to clarify. Neither may this mechanism be used to add new provisions to the existing Construction Sector Code.

Part 2: Definitions

In this Construction Sector Code unless the context otherwise requires:

Expressions, definitions and qualifications used in the Construction Sector Code have the meaning assigned to them in the Construction Sector Code gazetted under section 9(1) of the Broad-based Black Economic Empowerment Act of 2003, unless otherwise specified hereunder.

"Absorbed"	means a measure of the Measured Entity's ability to have successfully secured formal permanent or long-term contract employment for the Learner or to assist the Learner's proceed with further education and training. Where the Learner was already employed by
-------------------	---

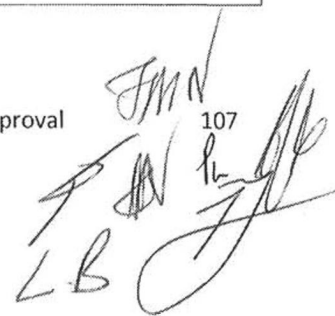
Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

106

[Handwritten signatures and initials]
 LB R

	the Measured Entity when he commenced the Learnership and merely continues with his/her existing employment after the Learnership, it will not qualify as Absorption.
“Acquisition Debt”	means the debts of: <ul style="list-style-type: none"> (a) Black Participants incurred in financing their purchase of their equity instruments in the Measured Entity; and (b) Juristic persons or trusts found in the chain of ownership between the eventual Black Participants and the Measured Entity for the same purpose as those in (a). (c) Debt that substitutes or replaces the debt in (a) and (b) above is still Acquisition Debt notwithstanding the fact that it may be owed to a different financier.
“Act”	means the Broad-Based Black Economic Empowerment Act 53 of 2003 as amended. The terms “B-BBEE Act” has a corresponding meaning.
“Apprenticeship”	means an agreement between an apprentice and an employer for a set period of time during which the apprentice works and receives training in the workplace.
“Associated Enterprise”	means an Entity with which a Seller has concluded a Qualifying Transaction.
“B-BBEE”	means Broad-Based Black Economic Empowerment.
“B-BBEE Compliant Entity”	means a Measured Entity that has achieved at least a Level 1 to Level 8 B-BBEE Status Level as per statement CSC000;
“B-BBEE Controlled Company”	means for Entities measureable in terms of this Construction Sector Code, a juristic person (including a trust), having shareholding or similar members interest, in which black participants enjoy a right to Exercisable Voting Rights that is at least 51% of the total such rights measured using the Flow Through Principle.
“B-BBEE Owned Company”	means for Entities measureable in terms of this Construction Sector Code, a juristic person (including a trust), having shareholding or similar members interest, that is B-BBEE controlled, in which Black participants enjoy a right to Economic Interest that is at least 51% of the total such rights measured using the Flow Through Principle.
“B-BBEE Recognition Level”	means the percentage B-BBEE Recognition Levels as determined:

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval



 JMN
 107
 LB

	<p>(a) For Entities that are neither Qualifying Small Enterprises not Exempted Micro-Enterprises, using statement CSC000;</p> <p>(b) For Qualifying Small Enterprises, using the statement CSC000; and</p> <p>(c) For Exempted Micro-Enterprises, the applicable deemed B-BBEE Recognition under statement CSC000.</p>
"B-BBEE Status"	means the B-BBEE status of a Measured Entity as determined under statement CSC000.
"B-BBEE Strategy"	means the B-BBEE Strategy as contemplated in section 11 of the B-BBEE Act 53 of 2003 as amended.
"B-BBEE Verification Professional Regulator"	means a body appointed by the Minister for the accreditation of rating agencies or the authorisation of B-BBEE verification professionals.
"Benefit Factor"	means a factor specified in the Benefit Factor Matrix applicable to fixing the monetary value of Supplier Development and Socio-Economic Development Contributions claimable under statement CSC400 and CSC500.
"Benefit Matrix Factor"	means the Benefit Factor Matrix for Supplier Development and Socio-Economic Development Contributions claimable under statement CSC400 and CSC500.
"BEP"	means Built Environment Professional. These are enterprises that conduct the following activities: Planning, design and costing of construction projects in the built environment. Also, project management and design of a construction value chain including environment, energy, industrial, property, transport and infrastructure. Enterprises typically classified as BEP's include, but are not limited to, consulting engineering practices, architects, quantity surveyors and town planners.
"Black Designated Groups"	means a person that at the date of acquiring their Rights of Ownership in the relevant entity qualified as: <p>(a) Unemployed Black People not attending and not required by law to attend an educational institution and not awaiting admission to an educational institution;</p> <p>(b) Black People who are youth as defined in the National Youth Commission Act of 1996;</p> <p>(c) Black People who are persons with disabilities as defined in the Code of Good Practice on employment of people with disabilities issued under the Employment Equity Act;</p> <p>(d) Black People living in rural and under developed areas;</p>

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

108

	(e) Black military veterans who qualify to be called a military veteran in terms of the Military Veterans Act 18 of 2011.
"Black New Entrants"	means Black Participants who hold rights of ownership in a Measured Entity and who, before holding Equity Instruments in other Entities which has a total value of more than R50 million measured using a Standard Valuation Method.
"Black People"	Is a generic term which means African, Coloureds and Indians (a) Who are citizens of the Republic of South Africa by birth or descend; or (b) Who became citizens of the Republic of South Africa by naturalisation- (i) Before 27 April 1994; or (ii) On or after 27 April 1994 and who would have been entitled to acquire citizenship by naturalisation prior to the date.
"Broad-Based Ownership Scheme"	means an ownership scheme which meets the rules set out in Annexe CSC100 (B).
"Certified Learning Programme"	means any Learning Programme for which the Measured Entity has: (a) Any form of independent written certification as referred to in the "Learning Achievements" column of the Learning Programme Matrix; or if it does not have such certification; (b) An enrolment certificate issued by the independent person responsible for the issue of the certification referred in statement CSC300 confirming the employee has: (i) Enrolled for, is attending and is making satisfactory progress in the Learning Programme; or (ii) Enrolled for but not attended the Learning; or Attended the Training Programme but has failed an evaluation of their learning progress.
"Charter"	means the Construction Sector Charter as gazetted under section 12 of the Act.
"Codes of Good Practice"	means the Broad-Based Black Economic Empowerment Codes of Good Practice, 11 October 2013 (Gazette nr.32698) as amended. The term 'General Codes' or 'Amended Codes' has a corresponding meaning.
"Companies Act"	means the Companies Act, No. 71 of 2008 as amended or substituted.
"Competent Person"	means a person who has acquired through training, qualification and experience the knowledge and skills

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

109

	necessary for undertaking any task assigned to them under the codes.
“Construction Material Suppliers”	means enterprises that conduct the following activities: manufacturing, creation or supply of building material and equipment used in construction for example cement, concrete, bricks, electrical equipment and steel. It includes enterprises that provides plant hire for construction related activities.
“Construction Related Activities”	means the activities conducted by Contractors, BEP's and Construction Material Suppliers
“Construction Sector”	means all enterprises who derive more than 50% of their annual Revenue from Construction Related Activities. For the avoidance of doubt, being registered with any of the following bodies, does not automatically render the enterprise to be part of the Construction Sector: (i) Construction Industry Development Board (CIDB); (ii) National Home Builders Registration Council (NHBRC); (iii) Construction sector Education and Training Authority (CETA); The key consideration to determine whether a Measured Enterprise falls within the Construction Sector, notwithstanding registration with these bodies, remains whether or not the majority of its annual Revenue is derived from Construction Related Activities.
Construction Sector Charter Council	The body established as part of the Construction Charter development process which represents the constituents who form part of the Construction Sector and the development of this Construction Sector Code.
“Construction Sector Code”	means this revised Construction Sector Code issued in terms of section 9(1) of the Act. The abbreviation “CSC” has a corresponding meaning.
“Contractor/s”	means enterprises that conduct construction project activities that include, civil engineering, electrical engineering, power transmission, general building and specialist construction works as per the CIDB grading tables below: CE Construction work primarily concerned with materials such as steel, concrete, earth and rock (water, sewerage, roads, railways, bridges, dams, cooling towers, grand stand. EB Electrical engineering works, all electrical work forming an integral part of building

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

110

Handwritten signatures and initials:
 JMN
 L.B.
 J.A.
 J.A.

	<p>including any wiring (installations in buildings, reticulations within a plot of land (erf) or building site.</p> <p>EP Electrical power generation, transmission, control and distribution equipment and system (power generation, street and area lighting, substations and protection system).</p> <p>GB Building and ancillary works other than civil engineering works, electrical engineering works, mechanical engineering works, specialist works (air – conditioning and mechanical, Boiler installation and steam distribution, central heating).</p> <p>SB Asphalts or any other related business.</p> <p>SC Building excavations, shaft sinking and lateral earth support.</p> <p>SG Glazing, curtain walls and shop fronts.</p> <p>SH Landscaping, irrigation and horticultural works.</p> <p>SI Escalators, travellers and hoisting machinery.</p> <p>SJ Specialized foundations for buildings and structures.</p> <p>SL Structural steelwork and scaffolding.</p> <p>SN The waterproofing of basements, roofs and walls using specialist systems.</p>
“Core Skills”	<p>means skills that are:</p> <p>(a) Value-adding to the activities of the Measured Entity in line with its core business;</p> <p>(b) In areas the Measured Entity cannot outsource; or</p> <p>(c) Within the production/operational part of the Measured Entity’s value-chain; as opposed to the supply side; services or downstream operations; without whose skills or expertise, the entity could not operate.</p>
“Critical Skills”	<p>means those skills identified as being critical by any SETA.</p>

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

111

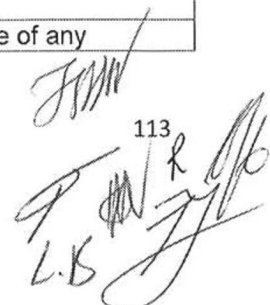
“Current Equity Interest Date”	means the later occurring of the date of commencement of the old Construction Sector Code (Gazette 32259, 22 May 2009) and the date upon which the earliest of all still operative transactions undertaken by the Measured Entity in order to achieve black rights of ownership, became effective and unconditional.
“EAP”	the national or provincial, whichever the case may be, Economically Active Population as determined by Stats SA and annually published in the Commission for Employment Equity Report in terms of the employment Equity Regulations from time to time. The operative EAP for the purposes of any calculation under the Codes will be the annual EAP statistics published in the Commission for Employment Equity Report immediately preceding the Measurement Period being measured.
“Economic Interest”	means a claim against an Entity representing a return on ownership of the Entity similar in nature to a dividend right, measured using the Flow Through and, where applicable, the Modified Through Principles.
“Employment Equity Act”	means the Employment Equity Act No. 55 of 1998, as amended.
“Employment Equity Regulations”	means the regulations under the Employment Equity Act.
“Elements”	means the measurable quantitative or qualitative elements of B-BBEE compliance in the Large Enterprise Scorecard and the Codes.
“Employed Learner”	In terms of section 18(1) of the Skills Development Act it means a learner that was in the employment of the employer party to the learnership agreement concerned when the agreement was concluded. The learner’s contract of employment is therefore not affected by the agreement.
“Employee with a Disability”	has the meaning defined in the Code of Good Practice on Key Aspects of Disability in the Workplace issued under section 54 of the Employment Equity Act; align with the Employment Equity Act.
“Employee”	bears the meaning as defined in the Employment Equity Act.
“Employee Share Ownership Programme”;	means a worker or employee scheme as per Annexe CSC100(C).
“Empowering Supplier”	means a B-BBEE Compliant Entity, which complies with all regulatory requirements of the Employment Equity Act, Skills Development Levies Act and has a valid tax clearance certificate and which meets at

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

112

	<p>least three if it is a large enterprise or one if it is a QSE of the following criteria:</p> <ul style="list-style-type: none"> (a) At least 25% of cost of sales excluding labour cost and depreciation must be procured from local producers or local supplier in South Africa, for service industry labour cost are included. A local supplier is a business or individual that is registered in South Africa. (b) At least 85% of Total Labour Cost should be paid to South African Employees. (c) Job creation – at least 50% of jobs created during the Measurement Period are for Black People provided that the percentage of Black employees since the immediate prior verified B-BBEE Measurement is maintained. (d) A minimum of 25% Total Measured Procurement Spend must be materials which are transformed or benefited by the Measured Entity. Beneficiation includes construction, local manufacturing, production and/or assembly, and/or packaging. The beneficiation itself is not required to have a particular minimum value. Businesses typically excluded from relying on this criteria are those that merely import and distribute a product or material without adding value. (e) Spend at least 12 days per annum in assisting 51% Black Owned, EMEs and QSEs to increase their operational and/or financial capacity. (f) Membership to a recognised industry body operating within the Construction Sector. (g) Compliance with the Basic Conditions of Employment Act and Labour Relations Act. An Independent Competent Person's Report must be provided. <p>The Construction Sector Charter Council will from time to time issue practice notes to amplify or explain the application of the Empowering Supplier Status concept.</p>
<p>“Entity”</p>	<p>means a legal entity or a natural or a juristic person conducting a business, trade or profession in the Republic of South Africa.</p>
<p>“Entrepreneur”</p>	<p>means a person who starts and/ or operates a business which includes identifying opportunities in the market, taking risks with a view of being rewarded with profits.</p>
<p>“Equity Equivalent Contribution”</p>	<p>means an equity equivalent contribution made by a Multinational under an Equity Equivalent Investment Programme.</p>
<p>“Equity Equivalent Investment</p>	<p>means a public programme or scheme of any</p>

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval



 113

Programme	government department, provincial or local government in the Republic of South Africa or any other programme approved by the Minister as an Equity Equivalent Investment Programme.
“Equity Instrument”	means the instrument by which a Participant holds rights of ownership in an Entity.
“Equivalency Percentage”	means a percentage ownership performance for all the indicators in the Associated Enterprise’s Ownership Scorecard arising from a Qualifying Transaction included in the Ownership Scorecard of the beneficiary entity.
“Exclusion Principle”	is a measurement principle used when calculating the points for the various indicators of the Ownership scorecard that allows for the deduction of a number of rights of ownership (whether it be voting rights or economic interest), from the total of such rights issued by the Measured Entity, before expressing those rights of ownership held by black Participants, as a percentage of all such rights of ownership issued. Code CSC100 and its statements allows, as directed by those statements, for the exclusion of four categories of rights of ownership: a) those held by Organs of State and Public Entities; b) those held as Mandated Investments; c) those held by Non-Profit Companies or Public Benefit Organisations; d) rights of ownership that equates to the value of the foreign operations of a Multinational Business operating in South Africa or a South African Multinational Business; The exclusions of Ownership held through the entities in (a) to (c) above is to be effected before any exclusion in terms of (d) is to be applied.
“Executive Directors”	means those members of the Board who are executive directors as defined in the King III Report, as amended from time to time.
“Exempted Micro Enterprise”	means an Entity with a total annual Revenue of R10 (ten) million or less if it is a Contractor or R6 (six) million or less if it is a BEP.
“Exercisable Voting Rights”	meaning a voting right of a Participant that is not subject to any limit.
“Global Practice”	means a globally and informally applied practice of a Multinational, restricting alienation of equity in or the sale of businesses in its regional operations. The practice must have existed before the promulgation of the Act.
“Grant Contribution”	means the monetary value of Qualifying Contributions made by the Measured Entity to a beneficiary in the form of grants, donations, discounts and other similar

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

114

	quantifiable benefits which are not recoverable by the Measured Entity.
“Group Structure”	means an ownership arrangement whereby one or more Measured Entities that are juristic persons are subsidiaries of another Measured Entity that would qualify as a holding company.
“Higher Education Institution”	means a higher education institution as defined under the higher Education Act of 1997.
“Indicator Percentage”	means the percentage compliance of the Associated Entity for all the indicators of the Associated Enterprises ownership Scorecard. The calculation of indicator Percentages follows the rules in statement CSC100 using the actual percentage compliance for each indicator and not the resulting scores.
“Industry”	Collective term for enterprises that operate within the Construction Sector as outlined in par. 3.1 and 3.2 of CSC000.
“Internship”	means an opportunity to integrate career related experience into an undergraduate education by participating in planned, supervised work.
“Junior Management”	means an employee of the Measured Entity who is a member of the occupational category of “Junior Management” as determined using the Employment Equity Regulations.
“Large Enterprise”	means a Measured Entity with a total annual Revenue equal to or more than R50 million if it is a Contractor or equal to or more that R25 million if it is a BEP.
“Learnership”	means a work-based route to a qualification. It is a workplace education and training programme comprising both structured practical workplace (on-the-job) experience and structured theoretical training.
“Learning Programmes”	means any learning programme set out in the learning Programme Matrix.
“Learning Programme Matrix”	means the Learning Programme Matrix annexed as Annexe CSC300 (A) in statement CSC300.
“Leviable Amount”	bears the meaning as defined in the Skills Development Levies Act of 1999 as determined using the Fourth Schedule to the Income Tax Act.
“Management Fees”	means the total Economic Interest received by a Broad-Based Ownership Scheme or Black participants in any year less the amounts distributed or applied to beneficiaries and the amounts reserved for the future distribution or application.
“Mandated Investment”	means any investments made by or through any third party regulated by South African legislation on behalf of the actual owner of the funds, pursuant to a mandate given by the owner to a third party, which mandate is governed by that legislation. Some examples of domestic mandated investments and the portions of those investments subject to the exclusion principle

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

115

	are contained in Annexe CSC100A attached to statement CSC100.
"Measured Entity"	means an Entity as well as an organ of state or public entity subject to measurement under the Codes.
"Measurement Period"	<p>means, subject to the following, the financial period of the Measured Entity:</p> <p>(a) The financial period of a Measured Entity is a period of 12 consecutive calendar months;</p> <p>(b) Where however the Measured Entity amended its financial reporting period from one year to another the financial period may, for that particular year in question, be more or less than 12 consecutive months. In such exceptional cases the Measured Entity may at its discretion elect to be measured for the amended financial period (however many months it may include) or the 12 months ending on the last day of the amended financial period. For purposes of determining its classification as an EME, QSE or Large Enterprise the Measured Entity must however, irrespective of the election it exercises above, do so with reference to the 12 months ending on the last day of the amended financial period;</p> <p>(c) Measured Entities for which verification is required may not be measured for a Measurement Period that has ended more than 12 months prior to the commencement of the verification thereof;</p> <p>(d) For EME's and QSE's that are allowed to merely make an affidavit, the Measurement Period must be the 12 consecutive calendar months that immediately precedes the last day of the most recently completed financial period;</p> <p>(e) The Measurement Period is the period over which the 'Skills Development', 'Preferential Procurement and Supplier Development' and 'Socio-Economic Development' elements must be measured. This statement does not detract from the requirement that for the purpose of calculating the target for Supplier Development and Socio-Economic Development regard should be had to the financial position of the Measured Entity that precedes the Measurement Period. Only contributions that become payable within the Measurement Period will however be recognised.</p>
"Measurement Date"	means the last day of the Measurement Period or such later date agreed upon with the Measured Entity that is as close as practically possible to the commencement of the verification or to the making of the affidavit which ever the case may be. The term 'Date of Measurement' has a corresponding meaning.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

116 R

	(The 'Ownership' and 'Management Control' elements must be measured as at the Measurement Date. For the avoidance of doubt - these two elements may not be measured on different dates.)
"51% Black Owned"	means an Entity in which: (a) Black People hold at least 51% of the exercisable voting rights as calculated under indicator 2.1.1 of Code series CSC100; (b) Black People hold at least 51% of the economic interest as calculated under indicator 2.2.1 of Code series CSC100; and (c) Has earned all the points for Net Value under statement CSC100;
"100% Black Owned"	means an Entity in which : (a) Black People hold 100% of the exercisable voting rights as calculated under indicator 2.1.1 of Code series CSC100; (b) Black People hold at least 100% of the economic interest as calculated under indicator 2.2.1 of Code series CSC100; and (c) Has earned all the points for Net Value under statement CSC100.
"51% Black Women Owned"	means, an Entity in which: (a) Black women hold at least 51% of the exercisable voting rights as determined under Code series CSC100; (b) Black women hold at least 51% of the economic interest as determined under Code series CSC100; and (c) Has earned all the points for Net Value under statement CSC100
"30% Black Owned"	means an Entity in which: (a) Black People hold at least 30% of the exercisable voting rights as calculated under indicator 2.1.1 of Code series CSC100; (b) Black People hold at least 30% of the economic interest as calculated under indicator 2.2.1 of Code series CSC100; and (c) Has earned all the points for Net Value under statement CSC100;
"30% Black Women Owned"	means an Entity in which: (a) Black women hold more than 30% of the exercisable voting rights determined under Code series CSC100

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

JMN
R
LB
 117

	(b) Black women hold more than 30% of the economic interest as determined under Code series CSC100; and (c) Has earning all the points for Net Value under statement CSC100.
“35% Black Women Owned”	means, an Entity in which: (a) Black women hold at least 35% of the exercisable voting rights as determined under Code series CSC100; (b) Black women hold at least 35% of the economic interest as determined under Code series CSC100; and (c) Has earned all the points for Net Value under statement CSC100
“Middle Management”	means an employee of the Measured Entity who is a member of the occupational category of “Middle Management” as determined using the Employment Equity Regulations.
“Multinational Business”	means a Measured Entity with a business in the Republic of South African and elsewhere which maintains its international headquarters outside the Republic. The term ‘South African Multinational’ has a similar meaning except that it has its international headquarters inside the Republic.
“National Skills Development Strategy”	means the national skills development strategy referred to in section 5(1) (a) (ii) of the Skills Development Act.
“Net Profit After Tax”	means the operating profit of a measured entity after tax. It incorporates both the equity / loss figures and abnormal items, but excludes extra ordinary items as determined by the International Financial Reporting Standard (<i>IFRIS</i>) as amended from time to time.
“Net Profit Before Tax”	means the operating profit of a measured entity before tax. It incorporates both the equity / loss figures and abnormal items, but excludes extra ordinary items as determined by the International Financial Reporting Standard (<i>IFRIS</i>) as amended from time to time.
“Net Value”	means the points resulting from the application of paragraph 4 of Annexe CSC100(E) of statement CSC100.
“Non-Profit Company”	means a non-profit company as defined by the Companies Act 71 of 2008. The term also includes Section 21 Companies and Companies Limited by Guarantee as per the previous Companies Act.
“Non-Profit Organisation”	means a non-profit organisation registered under the Non-Profit Organisation Act of 1997.
“Original Codes”	means the Broad-Based Black Economic Empowerment Codes of Good Practice, 9 February 2009 (Gazette no.29617).

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

118

“Old Construction Sector Code”	means the Construction Sector Code, 12 June 2009 (Gazette no. 32320). The term ‘Old CSC’ has a corresponding meaning.
“Organ of State”	has the meaning assigned to it in the Preferential Procurement Policy Framework Act 5 of 2000.
“Outsourced Labour Expenditure”	means any expenditure incurred in: (a) Procuring the services of or from a labour broker; and (b) Procuring the services of any person who received any remuneration or to whom any remuneration accrues because of any services rendered by such person to or behalf of a labour broker.
“Participant”	means a natural person holding rights of ownership in a Measured Entity.
“Pivotal Report”	means a report on ‘Professional, Vocational, Technical and Academic Learning’ programmes that meet the critical needs for economic growth and social development, generally combining course work at universities, universities of technology and colleges with structured learning at work.
“Priority Skills”	means Core, Critical and Scarce Skills as well as any skills specifically identified: (a) In a Sector Skills Plan issued by the Department of Labour of the Republic of South Africa (b) National Skills Development Strategy III (c) New Growth Path; and (d) National Development Plan
“Private Equity Fund”	means a third party fund through which investments are made on behalf of the actual owner of the funds pursuant to a mandate given by that person to the private equity fund.
“Public Entity”	has the meaning assigned to it in the Public Finance Management Act no.1 of 1999.
“Public Benefit Organisation”	means an entity as defined in section 30 of the Income Tax Act of 1962.
“Qualifying Beneficiary Entities”	means recipients of Qualifying Supplier Development Contributions.
“Qualifying Supplier Development Contributions”	means Supplier Development Contributions targeting Entities: (i) which are at least 51% Black Owned; and (ii) an EME or QSE; or (iii) in the event of a Large Enterprise Measured Entity a beneficiary entity who’s total annual Revenue, for the financial period that preceded the contribution for the Measurement Period, did not exceed 30% of the Measured Entities total annual Revenue for the Measurement Period.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

119

"Qualifying Small Enterprise"	means an Entity that qualifies for measurement under the Qualifying Small Enterprise scorecard with a total annual Revenue of more than R10 million but less than R50 million if it is a Contractor or more than R6 million but less than R25 million if it is a BEP. The abbreviation 'QSE' has a corresponding meaning.
"Qualifying Socio-Economic Contributions"	is a collective term for Socio-Economic Project Contributions, Socio-Economic Development Contributions and Structured SED Projects.

"Qualifying Transaction"	means a sale of business, valuable business assets or shares that results in the creation of specialised skills or productive capacity to Black People.
"Related Enterprise"	means an Entity controlled by a Measured Entity whether directly or indirectly controlled by the natural persons who have direct or indirect control over that Measured Entity or the immediate family of those natural persons.
"Revenue"	<p>has the meaning ascribed to it in the International Financial Reporting Standard (<i>IFRS</i>, <i>International Accounting Standard 18</i>) as amended from time to time.</p> <p>(a) It includes Revenue derived from Joint Ventures and Consortiums the Measured Entity is part of; and</p> <p>(b) It excludes income derived on behalf of third parties, as is often the case within the Construction Sector. However, where the financial statements of the Measured Entity includes such third party income under the Revenue item, the onus will vest with the Measured Entity to prove that it is third party income.</p>
"Rights of Ownership"	is a collective term for the right to Economic Interest and the right to Exercisable Voting Rights.
"Scarce Skills"	are those skills identified as being scarce by any SETA.
"Sector Code"	means a code in statement 003 which is applicable to a particular sector.
"Sector Specific Contributions"	Qualifying Socio-Economic Contributions and/or initiatives approved by the Construction Sector Charter Council for the sub-sector in which the Measured Entity operates. Such contributions are extraneous to the Measured Entity's regular business activities and do not form part of any legal obligation upon the enterprise.
"Seller"	means the Entity or the person concluding a Qualifying Transaction with the Associated Enterprise.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

120

CONTINUES ON PAGE 258 - PART 3



Government Gazette Staatskoerant

REPUBLIC OF SOUTH AFRICA
REPUBLIEK VAN SUID AFRIKA

Vol. 616

28 October 2016
Oktober

No. 40375

PART 3 OF 3

N.B. The Government Printing Works will not be held responsible for the quality of "Hard Copies" or "Electronic Files" submitted for publication purposes

ISSN 1682-5843



9 771682 584003

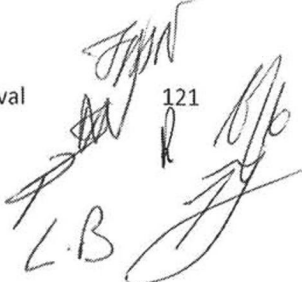
40375



AIDS HELPLINE: 0800-0123-22 Prevention is the cure

“Senior Management”	means an employee of the Measured Entity who is a member of the occupational category of “Senior Management” as determined using the Employment Equity Regulations.
“Skills Development Expenditure”	comprises the legitimate training expenses that a Measured Entity incurs on skills development. It excludes the skills development levy payable by the Measured Entity under the Skills Development Levies Act.
“Socio-Economic Development Contributions”	<p>means monetary or non-monetary contribution implemented for communities, natural persons or groups of natural persons that benefit Black People. The objective of Socio-Economic Development Contributions is the promotion of sustainable access for the beneficiaries to the economy. Socio-Economic Development Contributions commonly take the following forms:</p> <ul style="list-style-type: none"> (a) Development programmes for women, youth, people with disabilities, people living in rural areas; (b) Support of healthcare and HIV/AIDS programmes; (c) Support for education programmes, resources and materials at primary, secondary and tertiary education level, as well as bursaries and scholarships; (d) Community training skills development for unemployed people and adult basic education and training; or (e) Support of arts, cultural or sporting development programmes. (f) Coaching, mentoring and developing individuals or communities which will assist them to increase their financial capacity; (g) Provision of infrastructure facilities to communities in the areas in which the Measured Entity operates; (h) Access to Employee housing schemes for Black Employees of the Measured Entity;

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

121


<p>“Socio-Economic Project Contributions”</p>	<p>means monetary or non-monetary contributions carried out for the benefit of any projects approved for this purpose by any organ of state or the Construction Sector Charter Council including without limitation:</p> <p>(a) Projects focusing on environmental conservation, awareness, education and waste management;</p> <p>(b) Projects targeting infrastructural development or reconstruction in underdeveloped areas; rural communities or geographical areas identified in the government’s integrated sustainable rural development or urban renewal programmes; and</p> <p>(c) New projects promoting beneficiation.</p> <p>(d) Sector Specific Contributions.</p>
<p>“South African Operations”</p>	<p>means operations and work executed within South Africa</p>
<p>“Standard Valuation Method”</p>	<p>means a standard valuation method for an asset, an Economic Interest, or any other instrument or right relevant to measurement under Code CSC100, undertaken using normal valuation methods that represent standard market practice.</p>
<p>“Start-up Enterprise”</p>	<p>means a recently formed or incorporated Entity that has been in operation for less than 1 year. An entity that was formed and incorporated some time ago but which has been dormant (non-operational), will qualify as a start-up enterprise for the first year after it commences operations. A start-up enterprise does not include any newly constituted enterprise which is merely a continuation of a pre-existing enterprise.</p>
<p>“Structured SED Projects”</p>	<p>means Socio-Economic Development Contributions or Socio-Economic Project Contributions that are made in accordance with a structured SED plan. This plan should include:</p> <p>(a) A description of the programme;</p> <p>(b) Clear objectives including financial targets and commitments;</p> <p>(c) Priority interventions;</p> <p>(d) A concise implementation plan with clearly articulated milestones;</p>
<p>“Subsidiary”</p>	<p>has a meaning defined in section 1(3) of the Companies Act.</p>

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

Handwritten signatures and initials, including 'L.B.' and '122'.

"Suitable Evidence or Documentation"

means, notwithstanding any provisions to the contrary in the Verification Manual (Gazetted 31255, 18 July 2008) as amended from time to time, evidence or documentation that includes without limiting the generality of the term:

- (a) representations by the Measured Entity regarding its B-BBEE Status that can be substantiated out of audited or reviewed financial statements, an independent Competent Person's report, other third party confirmation or where appropriate having regard to available evidence, in the absence of third party confirmation, a representation by management of the Measured Entity attesting to the facts.
 - (i) a verification professional considering aforementioned evidence or documentation in support of any representation must apply professional judgement in evaluating the appropriateness thereof;
 - (ii) cannot dissolve itself of its responsibility to conduct a thorough verification by relying only on this type of evidence or documentation where in fact other evidence, as is required by the Verification Manual, is readily available; and
 - (iii) In evaluating the appropriateness of evidence it must achieve a reasonable level of comfort with respect to any conclusion it reaches.
- (b) in the case of Broad-Based Ownership Schemes, Employee Share Ownership Programmes and Trusts, Verification Professionals may rely on interviews with fiduciaries (where available, independent fiduciaries) of these schemes instead of the individual Participants of these schemes to achieve a reasonable level of comfort with regard to the Rights of Ownership that flow through them.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

123

“Supplier”	means any distributor, supplier, service provider, consultant or Contractor to the broader Construction Industry (i.e not necessarily to the Measured Entity).
“Supplier Development Contributions”	means monetary or non-monetary contributions as per Statement CSC400 read together with Annexe CSC400(B) carried out for the benefit of Suppliers (as defined above), with the objective of contributing to the development, sustainability and financial and operational independence of those Suppliers.
“Target”	means the targets for the various Elements in the Large Enterprise and QSE Scorecard.
“the Act”	means the Broad-Based Black Economic Empowerment Act 53 of 2003 as amended.
“the Codes”	means the Codes of Good Practice including all statements as issued under section 9 of the Act.
“the Large Enterprise Scorecard”	means the balanced B-BBEE scorecard for large enterprises as contained in statement CSC000.
“the PFMA”	means the Public Finance Management Act 1 of 1999 as amended.
“the QSE Scorecard”	means the QSE scorecard referred to in statement 000.
“the Skills Development Act”	means the Skills Development Act of 1998.
“the Skills Development Levies Act”	means the Skills Development Levies Act of 1999.
“the Strategy Document”	means the document entitled “South Africa’s Economic Transformation – A Strategy for Broad-Based Black Economic Empowerment” published by the Department of Trade and Industry in March 2003 as amended or substituted under section 11 of the Act.
“Third Party Rights”	means third party legal or commercial rights that restrict withhold or defer any benefit associated with ownership of any Equity Instrument. Third party rights include only those rights: <ul style="list-style-type: none"> (a) Created against a black participant to secure, for a lender, repayment of a loan advanced to that Participant for financing their purchase of their equity instrument in the Measured Entity; (b) Held against a juristic person or trust that is in the chain of ownership between the Measured Entity and that the eventual black participant serving the same purpose mentioned in (a) above.
“Total Labour Cost”	means the total amount of remuneration paid by an Entity to its employees determined using section 3(4) of the Skills Development Levies Act of 1999 and the Forth Scheduled of the Income Tax Act of 1962.
“Transformation Charters”	means the sectoral transformation charters referred to in section 12 of the Act.
“Unemployed Learner”	means a learner that was not in the employment of the employer party to the Learnership, Apprenticeship or

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

124

	Internship concerned when the Learnership, Apprenticeship or Internship commenced. The employer and learner must therefore enter into a contract of employment. For the avoidance of doubt, the employer is not necessarily the Measured Entity. Refer to the Skills Development Act.
“Unincorporated Joint Venture”	Means a joint venture between two or more Measured Entities affected by agreement without incorporation of those entities into a single juristic person. It is normally, although not necessarily, formed ad-hoc for a specific project, in which two or more parties share the obligations, risks and rewards.
“Voting Right”	means a voting right attaching to an Equity Instrument owned by or held for a participant measured using the Flow through Principle or the Modified Flow Through Principle.
“Weighting”	means the weightings applied to various Elements in the Large Enterprise Scorecard and QSE Scorecard.
“Workplace Skills Plan”	means the plan of a Measured Entity approved by the relevant SETA.

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

Handwritten signatures and initials:
 L.S. [Signature] [Signature] 125 [Signature]

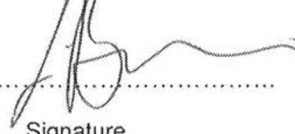
Engagement, Approval and Implementation

The process of aligning the Construction Sector Codes to the Revised Generic Codes of Good Practice, has been undertaken through a process of collaboration, engagement, industry-wide consultation and agreement between the Parties that are signatories to the Construction Sector Charter Council Constitution and participants in Council meetings and the alignment process.

The signatures attached hereto, are testament to this engagement, and confirm that these revised codes are hereby duly accepted by all member organisations that form part of the Construction Sector Charter Council.

For National Union of Mineworkers (NUM)


Authorised Signatory (s)

LUTHANDO BRUKWE	HEAD: TRANSFORMATION	
.....
Full Name	Capacity/ Designation	Signature

.....
Full Name	Capacity/ Designation	Signature
Signed at MIDRAND	on this 28 th	day of JULY 2016

For National Department of Public Works (DPW)

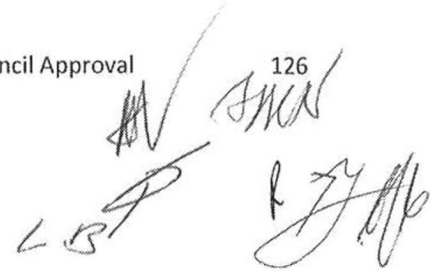
Authorised Signatory (s)

Ms M. Fatyela-Indie	ADDP: POLICY	
.....
Full Name	Capacity/ Designation	Signature

MS IBENE NEMASETONI	ACD: CONSTRUCTION POLICY	
.....
Full Name	Capacity/ Designation	Signature

Signed at MIDRAND	on this 28	day of JULY 2016
-------------------	------------	------------------

Aligned Construction Sector Code - Final Draft for Gazette - Council Approval

 126

DEPARTMENT OF WATER AND SANITATION

NO. 1340

28 OCTOBER 2016

INTENTION TO DISESTABLISH LEBALELO WATER USER ASSOCIATION (LWUA) AND INCORPORATE IT INTO LEPELLE NORTHERN WATER (LNW) IN TERMS OF SECTION 96 (2) OF THE NATIONAL WATER ACT, 1998 (ACT NO. 36 OF 1998)

I, Nomvula Paula Mokonyane, the Minister of Water and Sanitation, hereby give notice in terms of Section 96 of the National Water Act, 1998 (Act No. 36 of 1998), of my intention

- a) to disestablish the LWUA; and
- b) direct that the operations and functions of the LWUA be transferred to the LNW.

The reasons for the disestablishment of the LWUA are that the Department of Water and Sanitation (DWS) is implementing the rationalisation of water management institutions in line with the DWS' Institutional Reforms and Realignment Project of 2013. The rationalization process will lead to –

- improved service delivery in ensuring access to basic water supply by all the communities and users in and around the Olifants Water Management Area;
- improved efficiencies in the management and water supply in the Olifants Water Management Area;
- promote effective implementation of the Water Resource Pricing Strategy;
- enable the DWS to have a single operator for the Bulk Distribution System (ORWRDP 2-BDS) and therefore promote economies of scale in the costing of water; and
- manage the water supply using a Systems Based Approach and allow for cross subsidization.

The DWS is in the process of commissioning Phase 2 of Olifants River Water Resource Development Project Bulk Distribution System (ORWRDP 2-BDS). For the project to be successful, all the infrastructure in the System must be aligned to ensure seamless operations. It is for this reason that I intend disestablishing the LWUA to allow Olifants and Steelpoort river systems to be integrated so as to ensure that it operates hydrologically, financially and institutionally as an integrated system, managed by a single operator.

All interested persons are invited to comment in writing on the disestablishment of the LWUA within a period of 60 days. All such comments must be addressed to:

The Director-General
Department of Water and Sanitation
Private Bag X313
PRETORIA
0001

For attention: Ms T Sigwaza
Email: sigwazat@dws.gov.za
Tel: 012 336-6600



MRS NP MOKONYANE
MINISTER OF WATER AND SANITATION
DATE: 10. 10. 16

DEPARTMENT OF WATER AND SANITATION

NO. 1341

28 OCTOBER 2016

WATER RESEARCH FUND – RATES AND CHARGES: INCREASE OF 5.8%

1. I, Mrs. NP Mokonyane, in my capacity as the Minister of Water and Sanitation, hereby levy, in terms of the authority vested in me by section 11 of the Water Research Act, 1971 (Act No. 34 of 1971), the Water Research Levy be increased by 5.8% and the following rates and charges will apply as from 1 July 2016 to 30 June 2017:
 - (a) Five comma eighty nine cents (5,89c) in respect of each hectare of land of which the water use is permissible during the 2016/2017 financial year in terms of section 22(1)(a)(ii) of the National Water Act, 1998 (Act No. 36 of 1998), or in respect of which an allocation has been made under Chapter 4 of the said National Water Act for the irrigation thereof at any time during the said year, with water supplied or made available from any government water work. These rates and charges shall be recovered by or on the instructions of the Director-General: Water and Sanitation, simultaneously with any other charge which I may make in respect of the land concerned during the said period in terms of section 57 of the said National Water Act or, if no such charge is made, the charge shall be payable upon demand to the Director-General: Water and Sanitation.
 - (b) The amount mentioned in 1(a) above shall apply in respect of each hectare of land permitted under the control of an irrigation board or other water management institution established in terms of the National Water Act for the irrigation of land at any time during the 2016/2017 financial year of such board or institution with water supplied or made available from a government water work or a water work belonging to such board or institution. This charge shall be recovered by the irrigation board or statutory body concerned and shall be remitted to the Director-General: Water and Sanitation within thirty (30) days of the close of the financial year of that irrigation board or statutory body.
 - (c) With effect from 1 July 2016, five comma seventy three cents (5,73c) per cubic meter in respect of metered water supplied or made available from a government water work for purposes other than the irrigation of land: Provided that if a free allocation has been made to a specific consumer from a government water work, the said charge shall not apply to that allocation as it shall be deemed to be water supplied from his own sources by the consumer concerned. These charges shall be recovered by the Director-General: Water and Sanitation, simultaneously with any charge which I may make in terms of section 57 of the National Water Act in respect of the supply of water as from the said date or shall be payable to him upon demand.

(d) With effect from 1 July 2016, five comma seventy three cents (5,73c) per cubic meter in respect of the quantity of water supplied or made available for use for urban, industrial or domestic purposes by a statutory body or water management institution established in terms of the said National Water Act or by any other water services institution as defined in terms of the Water Services Act, 1997 (Act No. 108 of 1997): Provided that there shall be deduction from the total quantity of water supplied or made available after 1 July 2016 by any one of the abovementioned suppliers the quantity of water supplied or made available from a government water work as contemplated in paragraph 1(c) and the quantity of water obtained from any of the abovementioned suppliers after that date in respect of which the charge referred to in paragraph 1(c) or (d) has already been paid. The total amount payable in terms of this paragraph in respect of water supplied or made available shall be remitted by the supplier concerned, so as to reach the Director-General: Water and Sanitation, Private Bag X313, Pretoria, 0001.

The audited statements prescribed in terms of section 11(3)(b) of the Water Research Act shall be submitted as soon as possible after the payments mentioned in paragraph 1(d) have been made.

2. If such rates and charges remain wholly or partly unpaid after the due date, interest shall be charged in terms of section 80(1)(a) of the Public Finance Management Act, 1999 (Act No. 1 of 1999) on the outstanding amount at a rate determined from time to time by the Minister of Finance, on loans granted out of a Revenue Fund.
3. For the purpose of this notice, one cubic meter shall be equal to one kiloliter.
4. The effective date of this Notice is 1 July 2016.


MRS NP MOKONYANE
MINISTER OF WATER AND SANITATION
DATE: 20.09.16

DEPARTEMENT VAN WATER EN SANITASIE

NO. 1341

28 OKTOBER 2016

WATERNAVORSINGSFONDS – BELASTINGS EN VORDERINGS: VEHOGING VAN 5.8%

1. Ek, Mev NP Mokonyane, in my hoedanigheid as Minister van Water en Sanitasie, hef hiermee, kragtens die bevoegdheid aan my verleen ingevolge artikel 11 van die Waternavorsingswet, 1971 dat die waternavorsingbelasting met 5.8% verhoog word en die volgende belasting en vorderings sal vanaf 1 Julie 2016 tot 30 Junie 2017 geldig wees:
 - (a) Vyf komma agt en nege sent (5,89c) ten opsigte van elke hektaar grond wat te eniger tyd gedurende die 2016/2017-waterjaar kragtens artikel 22(1)(a)(ii) van die Nasionale Waterwet, 1998 (Wet No. 36 van 1998), toelaatbaar is of ten opsigte waarvan 'n toewysing ingevolge Hoofstuk 4 van die genoemde Nasionale Waterwet gemaak is met die oog op die besproeiing daarvan te eniger tyd gedurende genoemde waterjaar met water wat uit enige staatswaterwerk verskaf of beskikbaar gestel word. Hierdie belastings en vorderings word deur of in opdrag van die Direkteur-Generaal: Water en Sanitasie verhaal gelyktydig met enige ander vordering wat ek gedurende genoemde tydperk kragtens artikel 57 van genoemde Nasionale Waterwet ten opsigte van die betrokke grond hef, en indien geen sodanige vordering gehef word nie, is die vordering wat hierby gehef word op aanvraag aan die Direkteur-Generaal: Water en Sanitasie betaalbaar.
 - (b) Die bedrag in 1(a) hierbo vermeld, is van toepassing ten opsigte van elke hektaar grond wat onder beheer van 'n besproeiingsraad of 'n ander waterbestuursinstelling kragtens genoemde Nasionale Water en Sanitasie toelaatbaar is met die oog op die besproeiing daarvan te eniger tyd gedurende die 2016/2017-boekjaar van so 'n raad of liggaam, met water wat verskaf of beskikbaar gestel word uit 'n staatswaterwerk of 'n waterwerk wat aan sodanige raad of liggaam behoort. Hierdie vordering word deur die betrokke raad of liggaam se boekjaar aan die Direkteur-Generaal: Water en Sanitasie oorbetaal.
 - (c) Met ingang van 1 Julie 2016, vyf komma sewe drie sent (5,73c) per kubieke meter ten opsigte van gemeterde water wat vir ander doeleindes as die besproeiing van grond uit 'n staatswaterwerk verskaf of beskikbaar gestel word: Met dien verstande dat waar aan 'n bepaalde verbruiker 'n gratis toewysing uit 'n staatswaterwerk gemaak is, genoemde vordering nie op daardie toewysing van toepassing is nie deurdat dit geag word water te wees wat deur die betrokke verbruiker uit eie bronne voorsien is. Hierdie vordering word deur die Direkteur-Generaal: Water en Sanitasie verhaal, gelyktydig met enige vordering wat ek kragtens artikel 57 van die Nasionale Waterwet hef ten opsigte van die verskaffing van sodanige water vanaf genoemde datum, of is op aanvraag aan hom betaalbaar.
 - (d) Met ingang van 1 Julie 2016, vyf komma sewe drie sent (5,73c) per kubieke meter ten opsigte van die hoeveelheid water verskaf of beskikbaar gestel vir gebruik vir stedelike, nywerheids- of huishoudelike doeleindes deur 'n statutêre liggaam of 'n waterbestuursinstelling ingestel kragtens die Nasionale Waterwet, of deur 'n waterdienstinstelling soos omskryf in die Wet op Waterdienste, 1997

(Wet No. 108 van 1997): Met dien verstande dat daar van die totale hoeveelheid water wat na daardie datum verskaf of beskikbaar gestel word deur een van bogenoemde verskaffers, die hoeveelheid water afgetrek moet word wat verskaf of beskikbaar gestel is uit 'n staatswaterwerk soos bedoel in paragraaf 1(c) en die hoeveelheid water wat na daardie datum van enige van bogenoemde verskaffers verkry is ten opsigte waarvan die vordering in paragraaf 1(c) en (d) bedoel, reeds betaal is. Die betrokke verskaffer moet toesien dat die totale bedrag betaalbaar ingevolge hierdie paragraaf ten opsigte van water verskaf of beskikbaar gestel, die Direkteur-generaal: Water en Sanitasie, Privaatsak X313, Pretoria, 0001.

Die geouditeerde state voorgeskryf kragtens artikel 11(3)(b) van genoemde Waternavorsingswet, moet so gou moontlik nadat die betaling genoem in paragraaf 1(d) gedoen is, voorgelê word.

2. Indien sodanige belastings en vorderings na die betaaldag in die geheel of gedeeltelik nog onbetaald is, word rente op die onbetaalde bedrag gehef, teen 'n rentekoers wat van tyd tot tyd deur die Minister van Finansies, in terme van artikel 80(1)(a) van die Wet op Openbare Finansiële Bestuur, 1999 (Wet No. 1 van 1999), op lenings wat uit die Staatsinkomstefonds deur die Staat toegestaan word.
3. By die toepassing van hierdie kennisgewing is een kubieke meter gelyk aan een kiloliter.
4. Die sper datum van hierdie Kennisgewing is 1 Julie 2016.



MEV NP MOKONYANE
MINISTER VAN WATER EN SANITASIE

DATUM: 20.09.16

GENERAL NOTICES • ALGEMENE KENNISGEWINGS

ECONOMIC DEVELOPMENT DEPARTMENT**NOTICE 700 OF 2016****INTERNATIONAL TRADE ADMINISTRATION COMMISSION OF
SOUTH AFRICA****APPLICATION FOR SAFEGUARD MEASURES IN TERMS OF ARTICLE 16 OF
THE TDCA ON FROZEN BONE-IN PORTIONS OF FOWLS OF THE SPECIES
GALLUS DOMESTICUS: RECOMMENDATION TO THE MINISTER OF TRADE
AND INDUSTRY**

The Minister of Economic Development directed the Commission to investigate and evaluate an application by the South African Poultry Association (SAPA) for the imposition of safeguard measures in terms of Article 16 of the Agreement on Trade, Development and Co-operation between the European Community and its Member States and The Republic of South Africa (The TDCA).

The application was lodged by the Applicant on behalf of the South African industry alleging that the imports of bone-in chicken portions from the EU are causing a serious disturbance in the SA market.

The Commission decided to initiate an investigation based on the allegation that the increased imports from the EU are causing a threat of serious disturbance to the South African industry. The investigation was published in the *Government Gazette* on 19 February 2016 for comment.

Comments were received from numerous interested parties, including Shoprite Checkers, Merlog Foods, Association of Meat Importers and Exporters (AMIE), Barbeque Rib Manufacturer's (BRM), the European Commission and the Association of Poultry Processors and Poultry Trade in the EU (A.V.E.C).

The Commission also provided the opportunity for oral presentations by Merlog Foods, AMIE, BRM, AVEC, the EU Commission and the Applicant.

The Commission issued two essential facts letters to allow interested parties to submit comments on the essential facts under consideration before it made a final determination in the matter.

The Commission considered all the information submitted and comments made by all the interested parties. Non-confidential versions of all information and comments submitted are available on the public file.

This notice serves to inform all interested parties that the Commission has completed its investigation and has forwarded its recommendation to the Minister of Trade and Industry for his consideration. The Minister will now decide whether there is justification to raise the matter in the Cooperation Council.

Enquiries may be directed to Ms. Carina Janse van Vuuren at +27 12 394 3594 or at fax number +27 12 394 0518.

INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA
NOTICE 701 OF 2016



ELECTRONIC COMMUNICATIONS ACT, 2005 (ACT NO. 36 OF 2005)

**APPLICATIONS FOR THE TRANSFER OF LICENCES FROM OMNILINK (PTY) LTD
TO VERITECH COMMUNICATIONS (PTY) LTD**

1. The Independent Communications Authority of South Africa ("the Authority") hereby gives notice in terms of section 9(5) of the Electronic Communications Act, Act No.36 of 2005, as amended, that after considering applications for the transfer of one individual electronic communications service licence and one Individual Electronic Communications Service Network Licence from Omnilink (Pty) Ltd to Veritech Communications (Pty) Ltd, the transfer was approved and the licenses issued to Veritech Communications (Pty) Ltd.
2. The reasons for the Authority's decision on the application and copies of the licences for Veritech Communications (Pty) Ltd are available at the Authority's library in Sandton, Block D, Pinmill Farm, 164 Katherine Street during office hours.



**RUBBEN MOHLALOGA
ACTING CHAIRPERSON**

DATE: 13 / 10 / 2016

**INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA
NOTICE 702 OF 2016**



ELECTRONIC COMMUNICATIONS ACT, 2005 (ACT NO. 36 OF 2005)

APPLICATIONS FOR THE TRANSFER OF LICENCES FROM RAPID LINK (PTY) LTD TO MZANZI J MOBILE (PTY) LTD

1. The Independent Communications Authority of South Africa ("the Authority") hereby gives notice in terms of section 9(5) of the Electronic Communications Act, Act No.36 of 2005, as amended, that after considering applications for the transfer of one individual electronic communications service licence and one Individual Electronic Communications Service Network Licence from Rapid Link (Pty) Ltd to Mzansi J Mobile (Pty) Ltd, the transfers were approved and the licenses issued to Mzansi J Mobile (Pty) Ltd.
2. The reasons for the Authority's decision on the application and copies of the licences issued to Mzansi J Mobile (Pty) Ltd are available at the Authority's library in Sandton, Block D, Pinmill Farm, 164 Katherine Street during office hours.

**RUBBÉN MOHLALOGA
ACTING CHAIRPERSON**

DATE: 13 / 10 / 2016

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT
NOTICE 703 OF 2016

PROMOTION OF ACCESS TO INFORMATION ACT, 2000

DESCRIPTION SUBMITTED IN TERMS OF SECTION 15(1)

I, Tshililo Michael Masutha, Minister of Justice and Correctional Services, hereby publish under section 15(2) of the Promotion of Access to Information Act, 2000 (Act No. 2 of 2000), the descriptions submitted to me in terms of section 15(1) of the said Act by the –

**LIMPOPO PROVINCIAL GOVERNMENT: DEPARTMENT OF PUBLIC
WORKS, ROADS AND INFRASTRUCTURE**

As set out in the Schedule



**TSHILOLO MICHAEL MASUTHA, MP (ADV)
MINISTER FOR JUSTICE AND CORRECTIONAL SERVICES**



LIMPOPO
PROVINCIAL GOVERNMENT
REPUBLIC OF SOUTH AFRICA

DEPARTMENT OF
**PUBLIC WORKS, ROADS
AND INFRASTRUCTURE**

AUTOMATIC DISCLOSURE: (SECTION 15 OF THE PROMOTION OF ACCESS TO INFORMATION ACT, 2000, ACT 2 OF 2000))

[REGULATIONS 5A]

DESCRIPTION OF CATEGORY OF RECORDS AUTOMATICALLY AVAILABLE IN TERMS OF SECTION 15(1)(a) OF THE PROMOTION OF ACCESS TO INFORMATION ACT, 2000	MANNER OF ACCESS TO RECORDS (SECTION 15(1)(b))
FOR INSPECTION IN TERMS OF SECTION 15(1)(a)(i):	
<ul style="list-style-type: none"> ▪ Annual Reports ▪ Approved organizational structure ▪ Budgets ▪ Circulars of advertised posts and services ▪ Citizens' reports ▪ Copies of speeches by the MEC ▪ Departmental acts, regulations, policies and procedure manuals ▪ Departmental Annual Performance Plan ▪ Departmental File Plans ▪ Departmental forms ▪ Departmental Strategic Plans ▪ Employment Equity reports ▪ Journals and magazines ▪ News Letters ▪ Promotion of Access to Information Manual ▪ Promotional material ▪ Service Delivery Charter ▪ Service Delivery Improvement Plan ▪ Service Standards ▪ Staff contact details (directory) ▪ Statement of commitment 	<p>The records may be inspected at the Department on request, addressed to the Office of the Deputy Information Officer, Department of Public Works, Roads and Infrastructure Private Bag x9490, Polokwane 0700</p> <p>Tel. No. 015 284 7000 Fax: No.: 015 284 7030 e-mail address: Makhafolat@dpw.limpopo.gov.za or visit our website www.dpw.limpopo.gov.za</p>
FOR PURCHASING IN TERMS OF SECTION 15(1)(a)(ii):	

Tender Documents	Records can be purchased at the Supply Chain Unit, Works Towers Building. First floor Department of Public Works, Roads and Infrastructure 43 Church Street, Polokwane 0700
FOR COPYING IN TERMS OF SECTION 15(1)(a)(ii):	
<ul style="list-style-type: none"> ▪ Annual Reports ▪ Approved organizational structures ▪ Budgets ▪ Circulars of advertised posts and services ▪ Citizens' reports ▪ Copies of speeches by the MEC ▪ Departmental acts, regulations, policies and procedure manuals ▪ Departmental Annual Performance Plan ▪ Departmental File Plans ▪ Departmental forms ▪ Departmental Strategic Plans ▪ Employment Equity reports ▪ Journals and magazines ▪ News Letters ▪ Promotion of Access to Information Manual ▪ Promotional material ▪ Service Delivery Charter ▪ Service Delivery Improvement Plan ▪ Service Standards ▪ Staff contact details (directory) ▪ Statement of commitment 	<p>The records may be accessed at the Department on request, addressed to the Office of the Deputy Information Officer, Department of Public Works Roads and Infrastructure Private Bag x9490, Polokwane 0700</p> <p>Tel. No. 015 284 7000 Fax: No.: 015 284 7030 e-mail address: Makhafolat@dpw.limpopo.gov.za or visit our website www.dpw.limpopo.gov.za</p>
FREE OF CHARGE IN TERMS OF SECTION 15(1)(a)(iii):	
<ul style="list-style-type: none"> ▪ Circulars for advertised posts ▪ News Letters ▪ PAIA Manuals ▪ Pamphlets ▪ Promotional material 	<p>The records may be accessed on request, addressed to the: Deputy Information Officer Department of Public Works Roads and Infrastructure Private Bag x9490 Polokwane 0700</p> <p>Tel. No. 015 284 7000 Fax: No.: 015 284 7030 e-mail address: Makhafolat@dpw.limpopo.gov.za or visit our website www.dpw.limpopo.gov.za</p>

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT
NOTICE 704 OF 2016

PROMOTION OF ACCESS TO INFORMATION ACT, 2000

DESCRIPTION SUBMITTED IN TERMS OF SECTION 15(1)

I, Tshililo Michael Masutha, Minister of Justice and Correctional Services, hereby publish under section 15(2) of the Promotion of Access to Information Act, 2000 (Act No. 2 of 2000), the descriptions submitted to me in terms of section 15(1) of the said Act by the –

DEPARTMENT OF HUMAN SETTLEMENTS

As set out in the Schedule



TSHILILO MICHAEL MASUTHA, MP
MINISTER FOR JUSTICE AND CORRECTIONAL SERVICES



REPUBLIC OF SOUTH AFRICA

FORM D

AUTOMATICALLY AVAILABLE RECORDS AND ACCESS TO SUCH RECORDS:

(Section 15 of the Promotion of Access to Information Act 2000 (Act no. 2 of 2000)
[Regulation 5A]

DESCRIPTION OF CATEGORY OF RECORDS AUTOMATICALLY AVAILABLE IN TERMS OF SECTION 15(1)(a) OF THE PROMOTION OF ACCESS TO INFORMATION ACT, 2000	MANNER OF ACCESS TO RECORDS (e.g. website)(SECTION 15(1)(a))
FOR INSPECTION IN TERMS OF SECTION 15(1)(a)(i):	
N/A	N/A
FOR PURCHASING IN TERMS OF SECTION 15(1)(a)(ii):	
Introduction to Human Settlements Management.	Available at DHS Offices.
FOR COPYING IN TERMS OF SECTION 15(1)(a)(ii)	
<ul style="list-style-type: none"> • ALL documents falling within the section 15 category can be copied with the exception of certain documents such as tender documents which must always be original. Should the Department incur costs in reproducing the document and where applicable, the provisions of section 15 (3) shall be applicable (that is, the prescribed fee for the reproduction of the documents shall be payable). 	<ul style="list-style-type: none"> • Photocopy and collect at NDHS offices. (NB: Only records which are photocopyable can be copied).
<ul style="list-style-type: none"> • Training Manuals for counselors (DHS and SALGA). 	<ul style="list-style-type: none"> • Copying.

AVAILABLE FREE OF CHARGE IN TERMS OF SECTION 15(1)(a)(iii)	
Annual Performance Plans.	Available at DHS Offices.
Annual Reports on lending patterns on home loans.	Available at DHS Offices.
Booklet-Office of Disclosure Complaints Handling procedure manual (8 languages: English; Afrikaans; isiZulu; Sepedi; Setswana; isiXhosa; Xitsonga and Tshivenda).	Available at DHS offices.
Budget (Estimates of National Expenditure for Human Settlements).	Available at DHS offices.
Community Residential Programme (CRU).	Available on DHS Website.
Conditional Grants and Funds Management (allocations, transfers and devolutions, monitoring and analysis, specific losses).	Available at DHS offices and on the website.
Data acquisition and Management (Informal Settlement, Delivery figures, Rectification, Delivery per project and Blocked projects).	Available at DHS Offices.
Department of Human Settlements Corporate Diary.	Available on DHS Website.
Department of Human Settlements Annual Reports.	Available on DHS Website.
Department of Human Settlements Legislation [Bills/ Acts/Regulations & International Commitments].	Available on DHS Website.
Departmental publications; Brochures; Newsletters; Magazines and Posters.	Available on DHS Website and at DHS Offices.
DHS Media Monitoring (News Clippings/copies of media adverts/ Copies of the television series BNG aired on SABC 2).	Available on DHS Website.
Draft white paper on human settlements.	Available on DHS Website.
Economic opportunities created by Department of Human Settlements (in 11 official languages).	Available at DHS offices.
Environmental Implementation Plan: Department of Human Settlements: 2015 - 2020.	Available at DHS Offices.
Equity Matters (Financial Institutions).	Available at DHS Offices.

Establishment matters (Macro Structure).	Available on DHS Website.
Evaluation of the impact of the Rural Housing Programme.	Available at DHS Offices.
Evaluating the performance of Social and Rental Housing Programmes.	Available at DHS Offices.
Events and Publicity Programmes (includes speeches of the Minister and the Deputy Minister and photographs).	Available on DHS Website.
Financial compliance (Treasury, Auditor-General, Disclosures and declarations).	Available on DHS Website and at DHS Offices.
Finance Linked Individual Subsidy Programme (FLISP Policy).	Available at DHS offices and on Website.
Financial Irregularities.	Available at DHS offices and on Website.
Financial Assistance (Donations and Sponsorship).	Available at DHS offices and on Website.
Financial Audits.	Available on DHS Website and at DHS Offices.
Financial Statements.	Available on DHS Website and at DHS Offices.
Framework for Women and Youth (Policy Framework).	Available at DHS offices and on Website.
Govan Mbeki Housing Awards.	Available on DHS Website.
Guide to owning a Government Subsidized House.	Available at DHS offices.
Home Loans and mortgages.	Available at DHS Offices.
Housing Consumer Education Manual.	Available at DHS offices.
Housing Project Process Guide.	Available at DHS offices and on Website.
Human Settlements Medium Term Strategic Framework (MTSF 2014-2019).	Available on DHS Website.
Human Settlements Programmes and Subsidies (11 official languages).	Available at DHS offices.
Human Settlements 20-year book.	Available on DHS Website.

Measuring success in Human Settlements development: an impact evaluation study of the upgrading of informal settlements programme in selected projects in South Africa.	Available at DHS offices.
Monitoring Evaluation and Impact Assessment 2013/14 to 2018/19: Policy & Implementation Framework for the Human Settlements Sector.	Available at DHS offices and on the Website.
Monitoring, Evaluation and Impact Assessment (MEIA) Policy and Implementation Framework for the Human Settlement Sector.	Available on DHS Website.
National Housing Code 2009.	Available on DHS Website.
PAIA Manual.	Available at DHS offices and on Website.
Parliament Approved Replies.	Available on DHS Website.
People's Housing Process Policy.	Available on DHS Website.
Promotion of Access to Information Act: (Section 32 Reports and Section 15 list).	Available at DHS offices and on Website.
Press Releases.	Available on DHS Website.
Profiles of Executive Authority.	Available on DHS Website.
Reports on Human Settlements Environmental Scanning & Analysis (Economic trends analysis and Markets).	Available on DHS Website.
Seminars, conferences, symposia and summits (includes campaigns & workshops).	Available at DHS offices and on Website.
Social Housing: Social Housing Act No.16 of 2008; Social Housing Policy Guidelines and Social Housing Regulations.	Available on DHS Website.
Social Contract for development of Human Settlements.	Available on DHS Website.
Strategic Plans.	Available at DHS offices and on website.
The Comprehensive Plan for the creation of Sustainable Human Settlements of 2004.	Available at DHS offices and on Website.
Upgrading of Informal Settlements.	Available at DHS offices.

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT
NOTICE 705 OF 2016

PROMOTION OF ACCESS TO INFORMATION ACT, 2000

DESCRIPTION SUBMITTED IN TERMS OF SECTION 15(1)

I, Tshililo Michael Masutha, Minister of Justice and Correctional Services, hereby publish under section 15(2) of the Promotion of Access to Information Act, 2000 (Act No. 2 of 2000), the descriptions submitted to me in terms of section 15(1) of the said Act by the –

**KWAZULU-NATAL PROVINCIAL GOVERNMENT: DEPARTMENT OF
ARTS AND RECREATION**

As set out in the Schedule



**TSHILOLO MICHAEL MASUTHA, MP
MINISTER FOR JUSTICE AND CORRECTIONAL SERVICES**



REPUBLIC OF SOUTH AFRICA

FORM D

AUTOMATICALLY AVAILABLE RECORDS AND ACCESS TO SUCH RECORDS:
 (Section 15 of the Promotion of Access to Information Act 2000 (Act no. 2 of 2000))
 [Regulation 5A]

DESCRIPTION OF CATEGORY OF RECORDS AUTOMATICALLY AVAILABLE IN TERMS OF SECTION 15(1)(a) OF THE PROMOTION OF ACCESS TO INFORMATION ACT, 2000	MANNER OF ACCESS TO RECORDS (e.g. website)(SECTION 15(1)(a))
FOR INSPECTION IN TERMS OF SECTION 15(1)(a)(i):	
<ul style="list-style-type: none"> • Strategic Plan and Annual Performance Plans • Service Commitment Charter (SCC) • Service Delivery Improvement Plan (SDIP) • Public Service Application Forms • Annual Reports • GIS mapping • Mid term reviews • Legislation • Policies • Financial Delegations • Circulars • KZN Librarian newsletters • Internal Newsletters • Speeches • Media Releases • Newspaper Clippings • Brochures • Archivalia 	<p>Available on www.kzndac.gov.za</p> <p>The documents may be inspected at the office of the Deputy Information Officer on this address: 222 Jabu Ndlovu Street Heritage House Pietermaritzburg 3201 Tel: 033 2643410 Fax:0867605465 E-mail: ngcobon@kzndac.gov.za gwalal@kzndac.gov.za</p> <p>Free access via any of the regional offices of the Department. Free access via any of the Archives Repositories.</p>

FOR PURCHASING IN TERMS OF SECTION 15(1)(a)(ii):

- Bid Documents (This relates to the non-refundable bid documents fees charged by the department when calling for tenders)

The Bid documents can be purchased at the Supply Chain Office at:-
222 Jabu Ndlovu Street
Heritage House
Pietermaritzburg
3201

FOR COPYING IN TERMS OF SECTION 15(1)(a)(ii)

- Strategic Plan and Annual Performance Plans
- Service Commitment Charter (SCC)
- Service Delivery Improvement Plan (SDIP)
- Public Service Application Forms
- Annual Reports
- GIS mapping
- Mid-term reviews
- Legislation
- Policies
- Financial Delegations
- Circulars
- KZN Librarian newsletters
- Internal Newsletters
- Speeches
- Media Releases
- Newspaper Clippings
- Brochures
- Archivalia

The records may be accessed for copying at:-
(a) any of the Departments Regional Offices; or
(b) the office of the Deputy Information Officer situated at:-
222 Jabu Ndlovu Street
Heritage House
Pietermaritzburg
3201

AVAILABLE FREE OF CHARGE IN TERMS OF SECTION 15(1)(a)(iii)

- Newspaper Clippings
- Brochures
- Archivalia
- KZN Librarian newsletters

The records may be accessed for copying at:-
(c) any of the Departments Regional Offices; or
(d) the office of the Deputy Information Officer situated at:-
222 Jabu Ndlovu Street
Heritage House
Pietermaritzburg
3201



REPUBLIC OF SOUTH AFRICA

IFOMU D
IINGXELO EZIFUMANEKA NGAPHANDLE KOKUFAKWA KWESICELO NENDLELA
YOKUFIKELELA KUZO:
(Icandelo le-15 loMthetho oKhuthaza uKufikelela kuLwazi 2000 (uMthetho wesi-2
ka-2000)
[Ummiselo 5A]

<p>INKCAZELO YECANDELO LEENGXELO EZIFUMANEKA NGAPHANDLE KOKUFAKWA KWESICELO NGOKUYALELA KWECANDELO LE- 15(1)(a) LOMTHETHO OKHUTHAZA UKUFIKELELA KULWAZI, 2000</p>	<p>INDLELA YOKUFIKELELA KWIINGXELO (umz. i-website)(ICANDELO le-15(1)(a))</p>
<p>IINGXELO EZINOKUPHENDLWA NGOKUYALELA KWECANDELO LE-15(1)(a)(i):</p>	
<ul style="list-style-type: none"> • Isicwangciso sokuphucula ubuchule bokusebenza kweSebe kunye nezicwangciso zonyaka zokusebenza • Umqulu wokuzinikela kwinkonzo (ISCC) • Isicwangciso sophuculo lokuhanjiswa kweenkonzo eluntwini (ISDIP) • Ifomu zokufaka isicelo senkonzo karhulumente • Iingxelo zonyaka • Uyilo lweGIS • Izigxeko-ncomo zexesha eliphakathi • Imithetho • Imigaqo-nkqubo • Ukuthuma okunxulumene nezemali • Iincwadi ezithunyelwa kwiindawo ezininzi • Iincwadi eziqukethe ulwazi ngamathala eencwadi eKZN • Iincwadi ezithunyelelwa abasebenzi ngaphakathi • Iintetho • Iingxelo zamajelo eandaba • Izicatshulwa zamaphephandaba • Iincwadana eziqukethe ulwazi 	<p>Ezi ngxelo zifumaneka ku www.kzndac.gov.za</p> <p>La maxwebhu anokuhlolwa kwiofisi yeSekela leGosa loLwazi kule dilesi: 222 Jabu Ndlovu Street Heritage House Pletermaritzburg 3201 Umnxeba: 033 2643410 Ifeksi: 0867605465 I-imeyili: ngcobon@kzndac.gov.za gwalal@kzndac.gov.za</p> <p>Iingxelo zifumaneka simahla kwii-ofisi zengingqi zeSebe.</p> <p>Ziyafumaneka simahla kwimithombo yoovimba beenkcukacha ezibalulekileyo</p>

<ul style="list-style-type: none"> Izixhobo zoovimba beenkcukacha ezibalulekileyo 	
IINGXELO EZINOKUTHENGWA NGOKUYALELA KWECANDELO LE-15(1)(a)(ii):	
<ul style="list-style-type: none"> Amaxwebhu okubhida (Oku kunxulumene nemirhumo engabuyiswayo yamaxwebhu okubhida ehlawuliswa lisebe xa limemelela ukufakwa kwezinki-maxabiso) 	<p>Amaxwebhu okubhida athengwa kwiofisi yecandelo elilawula ukunikwa kweenkonzo neethenda:- 222 Jabu Ndlovu Street Heritage House Pieternaritzburg 3201</p>
IINGXELO EZINOKWENZIWA IIKOPI NGOKUYALELA KWECANDELO LE-15(1)(a)(ii)	
<ul style="list-style-type: none"> Isicwangciso sokuphucula ubuchule bokusebenza kweSebe kunye nezicwangciso zonyaka zokusebenza Umqulu wokuzinikela kwinkonzo (iSCC) Isicwangciso sophuculo lokuhanjiswa kweenkonzo eluntwini (iSDIP) Iifomu zokufaka isicelo senkonzo karhulumente Iingxelo zonyaka Uyilo lweGIS Izigxeko-ncomo zexesha eliphakathi Imithetho Imigaqo-nkqubo Ukuthuma okunxulumene nezemali Iincwadi ezithunyelwa kwiindawo ezininzi Iincwadi eziqukethe ulwazi ngamathala eencwadi eKZN Iincwadi ezithunyelwa abasebenzi ngaphakathi Iintetho Iingxelo zamajelo eendaba Izicatshulwa zamaphephandaba Iincwadana eziqukethe ulwazi Izixhobo zoovimba beenkcukacha ezibalulekileyo 	<p>Ezi ngxelo zifumaneka kwezi ndawo zilandelayo ukuze zenziwe iikopi:-</p> <p>(a) kuyo nayiphi na iofisi yeNgingqi yeSebe; okanye (b) kwiofisi yeSekela leGosa loLwazi ekule dilesi:- 222 Jabu Ndlovu Street Heritage House Pieternaritzburg 3201</p>
IINGXELO EZIFUMANEKA SIMAHLA NGOKUYALELA KWECANDELO LE-15(1)(a)(iii)	
<ul style="list-style-type: none"> Izicatshulwa zamaphepha-ndaba Iincwadana eziqukethe ulwazi 	<p>Ezi ngxelo zifumaneka kwezi ndawo zilandelayo ukuze zenziwe iikopi:-</p> <p>(c) kuyo nayiphi na iofisi yeNgingqi yeSebe; okanye</p>

<ul style="list-style-type: none">• Izixhobo zoovimba beenkcukacha ezibalulekileyo• Iincwadi eziqukethe ulwazi ngamathala eencwadi eKZN	(d) kwiofisi yeSekela leGosa loLwazi ekule dilasi:- 222 Jabu Ndlovu Street Heritage House Pietermaritzburg 3201
--	---



REPUBLIEK VAN SUID-AFRIKA

VORM D
 REKORDS WAT OUTOMATIES BESKIKBAAR IS EN TOEGANG TOT SODANIGE
 REKORDS:
 (Artikel 15 van die Wet op die Bevordering van Toegang tot Inligting, 2000 (Wet nr
 2 van 2000))
 [Regulasie 5A]

BESKRYWING VAN KATEGORIE VAN REKORDS WAT OUTOMATIES BESKIKBAAR IS INGEVOLGE ARTIKEL 15(1)(a) VAN DIE WET OP DIE BEVORDERING VAN TOEGANG TOT INLIGTING, 2000	WYSE VAN TOEGANG TOT REKORDS (bv webtuiste)(ARTIKEL 15(1)(a))
VIR INSPEKSIE INGEVOLGE ARTIKEL 15(1)(a)(i):	
<ul style="list-style-type: none"> • Strategiese plan en jaarlikse prestasieplanne • Diensverbintenishandves • Diensleweringbevorderingsplan • Staatsdiensaansoekvorms • Jaarverslae • GIS-kartering • Middeltermynverslae • Wetgewing • Beleidsdokumente • Finansiële delegasies • Omsendbriewe • KZN-biblioteeknuusbriewe • Interne nuusbriewe • Toesprake • Mediavystellings • Koerantuitknipsels • Brosjures • Argiefinligting 	<p>Beskikbaar by www.kznact.gov.za</p> <p>Die dokumente kan by die kantoor van die Adjunk-Inligtingsbeampte by die volgende adres besigtig word: Jabu Ndlovu-straat 222 Heritage House Pietermaritzburg 3201 Tel: 033 2643410 Faks:0867605465 E-pos: ngcobon@kzndac.gov.za gwalal@kzndac.gov.za</p> <p>Gratis toegang by enige van die streekkantore van die departement</p> <p>Gratis toegang by enige van die argiefbewaarplekke</p>

TE KOOP INGEVOLGE ARTIKEL 15(1)(a)(ii):

- Tenderdokumente (dit verwys na die nie-terugbetaalbare tenderdokumentgelde wat die departement hef wanneer hy tenders aanvra)

Die tenderdokumente is te koop by die
Voorsieningsadministrasiekantoor te:
Jabu Ndlovu-straat 222
Heritage House
Pietermaritzburg
3201

VIR KOPIËRING INGEVOLGE ARTIKEL 15(1)(a)(ii)

- Strategiese plan en jaarlikse prestasieplanne
- Diensverbindehandves
- Diensleweringbevorderingsplan
- Staatsdiensaansoekvorms
- Jaarverslae
- GIS-kartering
- Middeltermynerislae
- Wetgewing
- Beleidsdokumente
- Finansiële delegasies
- Omsendbriewe
- KZN-biblioteeknuusbriewe
- Interne nuusbriewe
- Toesprake
- Mediavystellings
- Koerantuitknipsels
- Brosjures
- Argiefinligting

Toegang tot die rekords vir kopiëring kan verkry word by:
(a) enige van die departement se streekkantore; of
(b) die kantoor van die Adjunk-Inligtingsbeampte geleë te:
Jabu Ndlovu-straat 222
Heritage House
Pietermaritzburg
3201

GRATIS BESKIKBAAR INGEVOLGE ARTIKEL 15(1)(a)(iii)

- Koerantuitknipsels
- Brosjures
- Argiefinligting
- KZN-biblioteeknuusbriewe

Toegang tot die rekords vir kopiëring kan verkry word by:
(a) enige van die departement se streekkantore; of
(b) die kantoor van die Adjunk-Inligtingsbeampte geleë te:
Jabu Ndlovu-straat 222
Heritage House
Pietermaritzburg
3201



IRIPHABHLIKHI YASENINGIZIMU AFRIKA

IFOMU D

AMAREKHODI ASEVELE ETHOLAKALA KANYE NOKUFINYELELA KULAWO

MAREKHODI:

(ISigaba 15 soMthetho Wokukhuthazwa Kokufinyelela Olwazini, wezi-2000

(uMthetho uNo. 2 wezi-2000))

[uMthethonqubo 5A]

**INCAZELO YOMKHAKHA WAMAREKHODI
ASEVELE ETHOLAKALA NGOKWESIGABA
15(1)(a) SOMTHETHO WOKUKHUTHAZWA
KOKUFINYELELA OLWAZINI, WEZI-2000**

**INDLELA YOKUFINYELELA KUMAREKHODI
(isb. I-website)(ISIGABA 15(1)(a))**

UKUZE AHLOLWE NGOKWESIGABA 15(1)(a)(i):

- Uhlelo Lwamasu Okusebenza kanye Nezinhlelo Zonyaka Zokusebenza
- Usomqulu Wokuzibophezela Ekusebenzeni (- SCC)
- UHlelo Lokuthuthukiswa Kokunikezelwa Kwezidingo (-SDIP)
- Amafomu Okufaka Izicelo Zemisebenzi kaHulumeni
- Imibiko Yonyaka
- Amashadi amabalazwe (-GIS mapping)
- Imibiko yokubuyekeza kwamaphakathi nonyaka
- Imithetho emisiwe
- Izinqubomgomo
- Ukwabiwa Kwamandla Kwezezimali
- Amasekhula
- Izincwadimbiko Zabasebenzi Bomtapo Wolwazi KwaZulu-Natali
- Izincwadimbiko zezindaba zangaphakathi
- Izinkulumo
- Izitatimende Ezikhishelwa Abezindaba
- Iziqueshana Zezindaba Ezisikwe Kumaphephandaba
- Amabhukwana Okwazisa

Ayatholakala ku: www.kzndac.gov.za

Le miqulu ingahlolwa ehhovisi leSekela loMsebenzi Obhekele

Ulwazi kuleli kheli:

222 Jabu Ndlovu Street

Heritage House

Pietermaritzburg

3201

Ucingo: 033 2643410

IFeksi: 0867605465

I-imeyili: ngcobon@kzndac.gov.zagwalal@kzndac.gov.za

Atholakala mahhala emahhovisi ezifunda oMnyango.

Atholakala mahhala eziNqolobaneni Zokufundoloza Imibhalo Eyigugu

<ul style="list-style-type: none"> • Imibhalo Eyigugu Egciniwe 	
UKUZE ATHENGWE NGOKWESIGABA 15(1)(a)(ii):	
<ul style="list-style-type: none"> • Imiqulu eneminingwane yebhidi (Lokhu kubhekiswe emiqulwini eneminingwane yebhidi okuthi uma isikhokhelwe imali ebizwe ngumnyango ngesikhathi ukhangisa amathenda, ingabuyi imali ekhokhiwe) 	<p>Imiqulu eneminingwane yebhidi ingathengwa eHhovisi Lezokuthengwa kanye Nokusatshalaliswa Kwempahla ku:- 222 Jabu Ndlovu Street Heritage House Pietermaritzburg 3201</p>
UKUZE KWENZIWE AMAKHOPHI NGOKWESIGABA 15(1)(a)(ii)	
<ul style="list-style-type: none"> • Uhlelo Lwamasu Okusebenza kanye Nezinhlelo Zonyaka Zokusebenza • Usomqulu Wokuzibophezela Ekusebenzeni (i- SCC) • UHlelo Lokuthuthukiswa Kokunikezelwa Kwezidingo (i- SDIP) • Amafomu Okufaka Izicelo Zemisebenzi kaHulumeni • Imibiko Yonyaka • Amashadi amabalazwe (i-GIS mapping) • Imibiko yokubuyekeza kwamaphakathi nonyaka • Imithetho emisiwe • Izinqubomgomo • Ukwabiwa Kwamandla Kwezezimali • Amasekhula • IzincwadimbikoZabasebenzi Bomtapo Wolwazi KwaZulu-Natali • Izincwadimbiko zezindaba zangaphakathi • Izinkulumo • Izitatimende Ezikhishelwa Abezindaba • Iziqeshana Zezindaba Ezisikwe Kumaphephandaba • Amabhukwana Okwazisa 	<p>Amarekhodi angatholakala ukuze kwenziwe amakhophi :-</p> <p>(a) kunoma yimaphi amaHhovisi Ezifunda Omnyango; noma (b) ehhovisi leSekela loMsebenzi Obhekele Ulwazi eliku:- 222 Jabu Ndlovu Street Heritage House Pietermaritzburg 3201</p>

<ul style="list-style-type: none">• Imibhalo Eyigugu Egciniwe	
ATHOLAKALA MAHALA NGOKWESIGABA 15(1)(a)(iii)	
<ul style="list-style-type: none">• Iziqeshana Zezindaba Ezisikwe Kumaphephandaba• Amabhukwana Okwazisa• Imibhalo Eyigugu Egciniwe• Izincwadimbiko Zabasebenzi Bomtapo Wolwazi KwaZulu-Natali	<p>Amarekhodi angatholakala ukuze kwenziwe amakhophi:-</p> <ul style="list-style-type: none">(a) kunoma yimaphi amaHhovisi Ezifunda Omnyango; noma(b) ehhovisi leSekela loMsebenzi Obhekele Ulwazi eliku:- 222 Jabu Ndlovu Street Heritage House Pietermaritzburg 3201

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 706 OF 2016**

GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT 1994, (ACT No. 22 OF 1994) AS AMENDED.

Notice is hereby given in terms of Section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994), as amended. These claims for the restitution of land rights have been submitted to the Regional Land Claims Commissioner for the Western Cape. The particulars regarding this claim are as follow:

Number of Claims : 8
Areas : District Six
Claimants : Owners
Properties : As listed below
Date Submitted : 31 December 1998

REF NO	CLAIMANT	PROPERTY DISCRIPTION	CURRENT OWNER
KRK6/2/3/A/1/0/331/259 (S103)	Abdul Karriem Samsodien	Erven 8469, 8470, Rem of Erf 7649, Rem of Erf 8571 District Six	City of Cape Town and Community Development Board
KRK6/2/3/A/1/0/331/365 (E50)	Zubeida Essa	Rem of Erf 7150, District Six	City of Cape Town
KRK6/2/3/A/1/0/331/(P12 4)	Amiena Hendricks	Erf 8588, District Six	National Housing Board
KRK6/2/3/A/1/0/331/1157 (L97)	Achmat Levy	Erf 7528, District Six	Community Development Board
KRK6/2/3/A/1/0/331/1165 (K541)	Brijlal Devchand Parsotam Kessow	Erven 6519 and 6881, District Six	City of Cape Town and Community Development Board
KRK6/2/3/A/1/0/331/1565 (G41)	Safia Bassier	Rem of Erf 9050, District Six	City of Cape Town
KRK6/2/3/A/1/0/331/3059 (S434/J738)	Aboubeker Joseph	Erven 7087, 7097, Rem of Erf 6880, Rem of Erf 7082 and Rem of Erf 7086, District Six	City of Cape Town
KRK6/2/3/A/1/0/331/869 (S73)	Hassan Fakier Bawa Shaboodien	Erven 8882, 8883, 7679, 7613, 7269, 7261, 7673, 7260, 7108, 7093, 7091, 7501, 8880, 8771, 7674 and Rem of Erf 8773, District Six	City of Cape Town and Community Development Board

The Regional Land Claims Commission will investigate this claim in terms of provisions of the Act in due course. Any party who has an interest in the above-mentioned land is hereby invited to submit, within 60 days from the publication of this notice, any comments / information to:

The Regional Land Claims Commission: Western Cape
 Private Bag X9163
 Cape Town
 8000

Tel: (021)409-0300
 Fax: (021)418 0205

CHECKED.....

DATE: 17/12/2015

APPROVED:.....

DATE: 20/10/14

Mr. L. H. Maphutha
 Regional Land Claims Commissioner

**STATISTICS SOUTH AFRICA
NOTICE 707 OF 2016**

THE HEAD: STATISTICS SOUTH AFRICA notifies for general information that the Consumer Price Index is as follows:

Consumer Price Index, Rate (Base Dec 2012=100)

2016:

Rate: September – 6,1

**DEPARTMENT OF TRADE AND INDUSTRY
NOTICE 708 OF 2016**

EMPOWERING SUPPLIER STATUS

I, Dr. Rob Davies, Minister of Trade and Industry, by virtue of the powers vested in me in terms of section 14 (2) of the Broad-Based Black Economic Empowerment Act, 2003 (B-BBEE Act No. 53 of 2003) as amended by B-BBEE Amendment Act No.46 of 2013; issue the following gazette notice regarding the application of the Empowering Supplier Status:

- (a) The recognition of empowering supplier status for the inaugural year of the Amended Codes of Good Practice, as determined by Paragraph 1(d) of Notice 444 of 2015, is hereby extended until further determination. All valid B-BBEE Verification Certificates, Exempt Micro Enterprise and relevant Qualifying Small Enterprise Sworn Affidavits and CIPC Certificates issued on or prior to 30 April 2016 will be automatically recognised as an Empowering Supplier until the date of expiry of that B-BBEE Verification Certificate, Sworn Affidavit or CIPC Certificate.
- (b) Any Entity measured on or after 1 May 2016 will automatically be recognised as an Empowering Supplier until a further notice is issued.



**Dr Rob Davies, MP
Minister of Trade and Industry**

1 September 2016

**DEPARTMENT OF TRADE AND INDUSTRY
NOTICE 709 OF 2016**

SECTION 12I TAX ALLOWANCE PROGRAMME

The Minister of Trade and Industry, Dr Rob Davies - in terms of section 12I of the Income Tax Act, 1962 (Act 58 of 1962) as amended (herein after referred to as the Act) and the Regulations promulgated in the Government Gazette No. 33385 of 23 July 2010 - hereby publishes the decision **not to approve** an application received for the 12I Tax Allowance Programme.

Particulars of applicant

- Name of applicant: **Vopak Durban Terminal (Pty) Ltd**
- **Vopak Durban Terminal (Pty) Ltd – Growth 4 Project** is a project to manufacture **ULP 93 and 95 and Diesel 50 and 500**. The project will invest a total of **R 1 466 000 000**, with the value of qualifying manufacturing assets equal to **R 1 466 000 000**. The project is classifiable under **SIC Code 3321**.
- Description and costs of qualifying manufacturing assets:

Assets	Expected Date of Assets In Use	Value of Qualifying Assets (R)
Plant & Machinery	July 2018	1 466 000 000
Total Qualifying Assets		1 466 000 000

- On **4 August 2016**, I, the Minister of Trade and Industry, endorsed the recommendation of the 12I Adjudication Committee meeting of **8 July 2016** not to approve the application of **Vopak Terminal Durban (Pty) Ltd- Growth 4 Project** as an Industrial Policy Project in terms of Section 12I of the Income Tax Act and the relevant Regulations.

Enquiries relating to this publication should be made to:

The Secretariat: 12I Tax Allowance Programme
Department of Trade and Industry
Private Bag X84
PRETORIA
0001

For attention.: Ms M Ngobeni
Telephone No.: 012 394 1016
Fax No.: 012 394 2016

DEPARTMENT OF TRADE AND INDUSTRY

NOTICE 710 OF 2016

SECTION 12I TAX ALLOWANCE PROGRAMME

The Minister of Trade and Industry, Dr Rob Davies - in terms of section 12I (19)d of the Income Tax Act, 1962 (Act 58 of 1962) as amended (herein after referred to as the Act) and the Regulations promulgated in the Government Gazette No. 33385 of 23 July 2010 - hereby publishes the decision to **approve** an application received for the 12I Tax Allowance Programme.

Particulars of applicant

- Name of applicant: [Safripol \(Pty\) Ltd](#)
- [Safripol \(Pty\) Ltd](#) is a project to manufacture [Polypropylene](#). The project will invest a total of [R 953 000 000](#), with the value of qualifying manufacturing assets equal to [R 918 000 000](#). The project is classifiable under SIC [3343 \(SIC 2013 in version 7\)](#).
- Description and costs of qualifying manufacturing assets:

Assets	Expected Date of Assets In Use	Value of Qualifying Assets (R)
Plant and Machinery	August 2018	910 000 000
Buildings	August 2018	8 000 000
Total Qualifying Assets		918 000 000

- Date of approval: [16 September 2016](#).
- Envisaged date of commercial production: [August 2018](#).
- Additional investment allowance benefit period: [September 2016 to September 2020](#).
- [Safripol \(Pty\) Ltd](#) is approved as a [Brownfield](#) project and awarded [5 points](#) and afforded [Qualifying Status](#).
- The approved amount for the additional **investment** allowance in respect of manufacturing assets to be brought into use by the company is [R321 300 000 \(three hundred and twenty one million three hundred thousand rand\)](#).
- The approved amount for the additional **training** allowance is [R 1 620 000 \(one million six hundred and twenty thousand rand\)](#).
- Total potential national revenue to be forgone by virtue of deduction of the approved allowances of [Safripol \(Pty\) Ltd](#) will be [R 90 417 600](#).

Enquiries relating to this publication should be made to:

The Secretariat: 12I Tax Allowance Programme
 Department of Trade and Industry
 Private Bag X84
 PRETORIA
 0001

For attention: Andre Potgieter
 Telephone No.: 012 394 1427
 Fax No.: 012 394 2427

**DEPARTMENT OF TRADE AND INDUSTRY
NOTICE 711 OF 2016**

SECTION 12I TAX ALLOWANCE PROGRAMME

The Minister of Trade and Industry, Dr Rob Davies - in terms of section 12I (19)d of the Income Tax Act, 1962 (Act 58 of 1962) as amended (herein after referred to as the Act) and the Regulations promulgated in the Government Gazette No. 33385 of 23 July 2010 - hereby publishes the decision to **approve** an application received for the 12I Tax Allowance Programme.

Particulars of applicant

- Name of applicant: [KAP Diversified Industrial \(Pty\) Ltd](#)
- [KAP Diversified Industrial \(Pty\) Ltd - Boksburg Phase 3 Expansion](#) is a project to manufacture [Medium Density Fibreboard](#). The project will invest a total of [R 105 000 000](#) with the value of qualifying manufacturing assets equal to [R 105 000 000](#). The project is classifiable under SIC [3221](#) or SIC [1621 in version 7](#).
- Description and costs of qualifying manufacturing assets:

Assets	Expected Date of Assets In Use	Value of Qualifying Assets (R)
Plant and Machinery	June 2017	44 060 144
Buildings	June 2017	60 939 856
Total Qualifying Assets		105 000 000

- Date of approval: [25 July 2016](#).
Envisaged date of commercial production: [June 2017](#).
- Additional investment allowance benefit period: [July 2016 to July 2020](#).
- [KAP Diversified Industrial \(Pty\) Ltd](#) is approved as a [Brownfield](#) project and awarded [7 points](#) and afforded [Preferred Status](#).
- The approved amount for the additional **investment** allowance in respect of manufacturing assets to be brought into use by the company is [R 57 750 000 \(fifty seven million seven hundred and fifty thousand rand\)](#)
- The approved amount for the additional **training** allowance is [R 1 476 000 \(one million four hundred and seventy six thousand rand\)](#)
- Total potential national revenue to be forgone by virtue of deduction of the approved allowances of the company will be [R 16 583 280](#).

Enquiries relating to this publication should be made to:

The Secretariat: 12I Tax Allowance Programme
Department of Trade and Industry
Private Bag X84
PRETORIA
0001

For attention: Andre Potgieter
Telephone No.: 012 394 1427
Fax No.: 012 394 2427

DEPARTMENT OF TRADE AND INDUSTRY
NOTICE 712 OF 2016

SECTION 12I TAX ALLOWANCE PROGRAMME

The Minister of Trade and Industry, Dr Rob Davies - in terms of section 12I (19)d of the Income Tax Act, 1962 (Act 58 of 1962) as amended (herein after referred to as the Act) and the Regulations promulgated in the Government Gazette No. 33385 of 23 July 2010 - hereby publishes the decision to **approve** an application received for the 12I Tax Allowance Programme.

Particulars of applicant

- Name of applicant: [Tongaat Hulett Limited](#)
- Tongaat Hulett Limited - Refinery Energy Efficiency Upgrade is a project to manufacture [Refined Sugar](#). The project will invest a total of [R525 000 000](#), with the value of qualifying manufacturing assets equal to [R525 000 000](#). The project is classifiable under SIC [3011](#).
- Description and costs of qualifying manufacturing assets:

Assets	Expected Date of Assets In Use	Value of Qualifying Assets (R)
Plant and Machinery	June 2018	458 000 000
Buildings	May 2017- June 2018	67 000 000
Total Qualifying Assets		525 000 000

- Date of approval: [26 July 2016](#).
- Envisaged date of commercial production: [May 2017](#).
- Additional investment allowance benefit period: [July 2016 to July 2020](#).
- [Tongaat Hulett Limited](#) is approved as a [Brownfield](#) project and awarded [7 points](#) and afforded [Preferred Status](#).
- The approved amount for the additional **investment** allowance in respect of manufacturing assets to be brought into use by the company is [R 288 750 00 \(two hundred eighty eight million seven hundred and fifty thousand rand\)](#).
- The approved amount for the additional **training** allowance is [R 2 376 000 \(two million three hundred and seventy six thousand rand\)](#).
- Total potential national revenue to be forgone by virtue of deduction of the approved allowances of [the company](#) will be [R81 515 280](#).

Enquiries relating to this publication should be made to:

The Secretariat: 12I Tax Allowance Programme
Department of Trade and Industry
Private Bag X84
PRETORIA
0001

For attention: Crystal Papier
Telephone No.: 012 394 1069
Fax No.: 012 394 2069

**DEPARTMENT OF TRADE AND INDUSTRY
NOTICE 713 OF 2016**

SECTION 12I TAX ALLOWANCE PROGRAMME

The Minister of Trade and Industry, Dr Rob Davies - in terms of section 12I (19)d of the Income Tax Act, 1962 (Act 58 of 1962) as amended (herein after referred to as the Act) and the Regulations promulgated in the Government Gazette No. 33385 of 23 July 2010 - hereby publishes the decision to **approve** an application received for the 12I Tax Allowance Programme.

Particulars of applicant

- Name of applicant: [Fruitways Packing Services \(Pty\) Ltd](#)
- Fruitways Packing Services (Pty) Ltd- Fruit Processing Plant Upgrade is a project to Process and preserve apples and apple juice. The project will invest a total of **R316 164 994**, with the value of qualifying manufacturing assets equal to **R311 164 994**. The project is classifiable under SIC **3013**.
- Description and costs of qualifying manufacturing assets:

Assets	Expected Date of Assets In Use	Value of Qualifying Assets (R)
Plant and Machinery	December 2017	263 645 868
Buildings	December 2017	47 519 126
Total Qualifying Assets		311 164 994

- Date of approval: **25 July 2016**.
- Envisaged date of commercial production: [December 2017](#).
- Additional investment allowance benefit period: [July 2016 to July 2020](#).
- [Fruitways Packing Services \(Pty\) Ltd](#) is approved as a [Brownfield](#) project and awarded 6 [points](#) and afforded [Qualifying Status](#).
- The approved amount for the additional **investment** allowance in respect of manufacturing assets to be brought into use by the company is **R108 907 748 (one hundred eighty eight million nine hundred and seven thousand seven hundred and forty eight rand)**.
- The approved amount for the additional **training** allowance is **R4 520 000 (four million five hundred and twenty thousand rand)**.
- Total potential national revenue to be forgone by virtue of deduction of the approved allowances of [the company](#) will be **R31 759 769**.

Enquiries relating to this publication should be made to:

The Secretariat: 12I Tax Allowance Programme
Department of Trade and Industry
Private Bag X84
PRETORIA
0001

For attention: Crystal Papier
Telephone No.: 012 394 1069
Fax No.: 012 394 2069

DEPARTMENT OF TRADE AND INDUSTRY

NOTICE 714 OF 2016

SECTION 12I TAX ALLOWANCE PROGRAMME

The Minister of Trade and Industry, Dr Rob Davies - in terms of section 12I (19)d of the Income Tax Act, 1962 (Act 58 of 1962) as amended (herein after referred to as the Act) and the Regulations promulgated in the Government Gazette No. 33385 of 23 July 2010 - hereby publishes the decision to **approve** an application received for the 12I Tax Allowance Programme.

Particulars of applicant

- Name of applicant: **Mpact Versapak (Pty) Ltd.**
- **Mpact Versapak (Pty) Ltd – Mpact Versapak Johannesburg Plant Expansion Project** is a project to manufacture **Polystyrene Extrusion and Forming; Rigid Extrusion and Forming**. The project will invest a total of **R 136 000 000**, with the value of qualifying manufacturing assets equal to **R 136 000 000**. The project is classifiable under **SIC 3380**.
- Description and costs of qualifying manufacturing assets:

Assets	Expected Date of Assets In Use	Value of Qualifying Assets (R)
Plant and Machinery	1 January 2018	136 000 000
Total Qualifying Assets		136 000 000

- Date of approval: **25 July 2016**.
- Envisaged date of commercial production: **1 April 2019**.
- Additional investment allowance benefit period: **July 2016 to July 2020**.
- Additional training allowance benefit period: **July 2016 to July 2022**.
- **Mpact Versapak (Pty) Ltd – Mpact Versapak Johannesburg Plant Expansion Project** is approved as a **Brownfield** project and awarded **5** points and afforded **Qualifying Status**.
- The approved amount for the additional **investment** allowance in respect of manufacturing assets to be brought into use **Mpact Versapak (Pty) Ltd** is **R47 600 000** (forty seven million six hundred thousand rand)
- The approved amount for the additional **training** allowance is **R1 068 838** (one million and sixty eight thousand eight hundred and thirty eight rand).
- Total potential national revenue to be forgone by virtue of deduction of the approved allowances **Mpact Versapak (Pty) Ltd** will be **R 13 627 275**.

Enquiries relating to this publication should be made to:

The Secretariat: 12I Tax Allowance Programme
 Department of Trade and Industry
 Private Bag X84
 PRETORIA
 0001

For attention: Mamaki Ngobeni
 Telephone No.: 012 394 1016
 Fax No.: 012 394 2016

DEPARTMENT OF TRADE AND INDUSTRY
NOTICE 715 OF 2016

SECTION 12I TAX ALLOWANCE PROGRAMME

The Minister of Trade and Industry, Dr Rob Davies - in terms of section 12I (19)d of the Income Tax Act, 1962 (Act 58 of 1962) as amended (herein after referred to as the Act) and the Regulations promulgated in the Government Gazette No. 33385 of 23 July 2010 - hereby publishes the decision to **approve** an application received for the 12I Tax Allowance Programme.

Particulars of applicant

- Name of applicant: **KAP Bedding (Pty) Ltd.**
- **KAP Bedding (Pty) Ltd – Bedding Expansion Project** is a project to manufacture **Base Sets (Mattress and Base)**. The project will invest a total of **R 152 796 300**, with the value of qualifying manufacturing assets equal to **R 152 796 300**. The project is classifiable under **SIC 3129**.
- Description and costs of qualifying manufacturing assets:

Assets	Expected Date of Assets In Use	Value of Qualifying Assets (R)
Plant and Machinery	1 July 2017	152 796 300
Total Qualifying Assets		152 796 300

- Date of approval: **25 July 2016**.
- Envisaged date of commercial production: **1 July 2017**.
- Additional investment allowance benefit period: **July 2016 to July 2020**.
- Additional training allowance benefit period: **July 2016 to July 2022**.
- **KAP Bedding (Pty) Ltd – Bedding Expansion Project** is approved as a **Brownfield** project and awarded **6** points and afforded **Qualifying Status**.
- The approved amount for the additional **investment** allowance in respect of manufacturing assets to be brought into use by **KAP Bedding (Pty) Ltd** is **R53 478 705** (fifty three million four hundred and seventy eight thousand seven hundred and five rand).
- The approved amount for the additional **training** allowance is **R 7 220 374** (seven million two hundred and twenty thousand three hundred and seventy four rand).
- Total potential national revenue to be forgone by virtue of deduction of the approved allowances **KAP Bedding (Pty) Ltd** will be **R 16 995 742**.

Enquiries relating to this publication should be made to:

The Secretariat: 12I Tax Allowance Programme
Department of Trade and Industry
Private Bag X84
PRETORIA
0001

For attention: Mamaki Ngobeni
Telephone No.: 012 394 1016
Fax No.: 012 394 2016

DEPARTMENT OF TRADE AND INDUSTRY
NOTICE 716 OF 2016

SECTION 12I TAX ALLOWANCE PROGRAMME

The Minister of Trade and Industry, Dr Rob Davies - in terms of section 12I (19)d of the Income Tax Act, 1962 (Act 58 of 1962) as amended (herein after referred to as the Act) and the Regulations promulgated in the Government Gazette No. 33385 of 23 July 2010 - hereby publishes the decision to **approve** an application received for the 12I Tax Allowance Programme.

Particulars of applicant

- Name of applicant: [Kansai Plascon \(Pty\) Ltd](#)
- [Kansai Plascon \(Pty\) Ltd - Mobeni Expansion](#) is a project to manufacture [Paint](#). The project will invest a total of [R 316 910 000](#), with the value of qualifying manufacturing assets equal to [R 314 710 000](#). The project is classifiable under SIC [3352 \(SIC 2022 in version 7\)](#).
- Description and costs of qualifying manufacturing assets:

Assets	Expected Date of Assets In Use	Value of Qualifying Assets (R)
Plant and Machinery	February 2017	204 710 000
Buildings	February 2017	110 000 000
Total Qualifying Assets		314 710 000

- Date of approval: [26 July 2016](#).
- Envisaged date of commercial production: [February 2017](#).
- Additional investment allowance benefit period: [July 2016 to July 2020](#).
- [Kansai Plascon \(Pty\) Ltd](#) is approved as a [Brownfield](#) project and awarded [6 points](#) and afforded [Qualifying Status](#).
- The approved amount for the additional **investment** allowance in respect of manufacturing assets to be brought into use by the company is [R 110 148 500 \(one hundred and ten million one hundred and forty eight thousand five hundred rand\)](#).
- The approved amount for the additional **training** allowance is [R 6 840 000 \(six million eight hundred and forty thousand rand\)](#)
- Total potential national revenue to be forgone by virtue of deduction of the approved allowances of [Kansai Plascon \(Pty\) Ltd](#) will be [R32 756 780](#).

Enquiries relating to this publication should be made to:

The Secretariat: 12I Tax Allowance Programme
Department of Trade and Industry
Private Bag X84
PRETORIA
0001

For attention: Andre Potgieter
Telephone No.: 012 394 1427
Fax No.: 012 394 2427

**DEPARTMENT OF TRANSPORT
NOTICE 717 OF 2016**

**INTERNATIONAL AIR SERVICE ACT, (ACT NO.60 OF 1993)
GRANT /AMENDMENT OF INTERNATIONAL AIR SERVICE LICENSE**

Pursuant to the provisions of section 17 (12) of Act No.60 of 1993 and Regulation 15 (1) and 15 (2) of the International Air Regulations,1994, it is hereby notified for general information that the applications, detail of which appear in the Schedules hereto, will be considered by the International Air Services Council (Council) representation in accordance with section 16(3) of the Act No. 60 of 1993 and regulation 25(1) of International Air Services Regulation, 1994, against or in favour of an application, should reach the Chairman of the International Air Services Council at Department of Transport, Private Bag X 193, Pretoria, 0001, within 28 days of the application hereof. It must be stated whether the party or parties making such representation is / are prepared to be represent or represented at the possible hearing of the application.

APPENDIX II

(A) Full name, surname and trade name of the applicant. (B) Full business or residential address of the applicant. (C) Class of licence applied for. (D) Type of International Air Service to which application pertains. (E) Category or kind of aircraft to which application pertains. (F) Airport from and the airport to which flights will be undertaken. (G) Area to be served. (H) Frequency of flight.

(A) Awesome Flight Services (Pty) Ltd; Fly Awesome. (B) Hangar 104C, Lanseria International Airport, Lanseria. (C) Class II & III; I/N124 & I/G125. (D) Type N1, N4, G2 & G7. (E) Category A2, A3 & A4. **Changes to the Shareholding:** Awesome Group Holdings (Pty) Ltd has 50% & National Airways corporation (Pty) Ltd has 50%, **changes to the Management Plan:** T van Jaarsveld is appointed as Chief Executive Officer, J. de Klerk as Responsible Person: Flight Operations, M. E. Mayers as the Responsible Person: Aircraft & S. F. Starke as the Air Service Safety Officer & **change to trade name:** From Awesome Aviation to Fly Awesome.

DEPARTMENT OF TRANSPORT

NOTICE 718 OF 2016

**AIR SERVICE LICENSING ACT, 1990 (ACT NO.115 OF 1990)
APPLICATION FOR THE GRANT OR AMENDMENT OF DOMESTIC AIR
SERVICE LICENCE**

Pursuant to the provisions of section 15 (1) (b) of Act No. 115 of 1990 and Regulation 8 of the Domestic Air Regulations, 1991, it is hereby notified for general information that the application details of which appear in the appendix, will be considered by the Air Service Licensing Council. Representation in accordance with section 15 (3) of the Act No. 115 of 1990 in support of, or in opposition to, an application, should reach the Air Service Licensing Council, Private Box X 193, Pretoria, 0001, within 21 days of date of the publication thereof.

APPENDIX II

(A) Full Name and trade name of the applicant. (B) Full business or residential address of the applicant. (C) The Class and number of license in respect of which the amendment is sought (D) Type of air service and the amendment thereto which is being applied for (E) Category of aircraft and the amendment thereto which is being applied for. (F) Amendment referred to in section 14(2) (b) to I.

(A) Chopper Worx (Pty) Ltd; Chopper Worx (Pty) Ltd. (B) 136 Monument Road, Knopjeslaagte, Centurion, 0157. (C) Class II & III; N825D & G826D. (D) Type N1, N2, G3, G4, G5, G7, G8, G10, G15 & G16 (Power Line Maintenance / Flipping / Offshore Operations). (E) Category H1 & H2. **Change to the Shareholders:** G. Rossouw has 49% & Sisonke BEE has 51% and **adding type G16 operations:** Remotely Piloted Aircraft System.

(A) Awesome Flight Services (Pty) Ltd; Fly Awesome. (B) Hangar 104C, Lanseria International Airport, Lanseria. (C) Class II & III; N676D & G677D. (D) Type N1, N2, G2, G3 & G7. (E) Category A2, A3 & A4. **Changes to the Shareholding:** Awesome Group Holdings (Pty) Ltd has 50% & National Airways Corporation (Pty) Ltd has 50%, **changes to the Management Plan:** T van Jaarsveld is appointed as Chief Executive Officer, J. de Klerk as Responsible Person: Flight Operations, M. E. Mayers as the Responsible Person: Aircraft & S. F. Starke as the Air Service Safety Officer & **change to trade name:** From Awesome Aviation to Fly Awesome.

BOARD NOTICES • RAADSKENNISGEWINGS

BOARD NOTICE 167 OF 2016**ROAD ACCIDENT FUND****ADJUSTMENT OF STATUTORY LIMIT IN RESPECT OF CLAIMS FOR LOSS OF INCOME AND LOSS OF SUPPORT**

The Road Accident Fund hereby, in accordance with section 17(4A)(a) of the Road Accident Fund Act, Act No. 56 of 1996, as amended, adjusts and makes known that the amounts referred to in subsection 17(4)(c) are hereby adjusted to **R 251 990.00**, with effect from **31 October 2016**, to counter the effects of CPI inflation.

Note: The CPI index based on the new "basket and weights" was used to calculate this adjustment, **effective from 31 October 2016** (with base year December 2012 = 100). The rebased CPI index for May 2008 was 78.1. The CPI index for August 2016 was 123. This adjustment was calculated by multiplying the R 160 000 limit by 123/78.1.

RAADSKENNISGEWING 167 VAN 2016**PADONGELUKFONDS****AANPASSING VAN STATUTÊRE LIMIET TEN OPSIGTE VAN EISE VIR VERLIES AAN INKOMSTE EN ONDERHOUD**

Die Padongelukfonds maak ooreenkomstig artikel 17(4A)(a) van die Padongelukfondswet, Wet No. 56 van 1996, soos gewysig, bekend dat, met effek vanaf **31 Oktober 2016**, die bedrae waarna verwys word in subartikel 17(4)(c) aangepas word tot **R 251 990.00**, ten einde die uitwerking van VPI inflasie teen te werk.

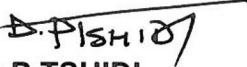
Neem kennis: Die VPI indeks gebasseer op die nuwe "mandjie en gewigte" is gebruik om hierdie aanpassing, **effektief vanaf 31 Oktober 2016**, te bereken (met basisjaar Desember 2012 = 100). Die heraanangepaste VPI indeks vir Mei 2008 was 78.1. Die VPI indeks vir Augustus 2016 was 123. Hierdie aanpassing was bereken deur die R 160 000 limiet te vermenigvuldig met 123/78.1

BOARD NOTICE 168 OF 2016
FINANCIAL SERVICES BOARD
FINANCIAL MARKETS ACT, 2012

AMENDMENTS TO THE JSE EQUITIES RULES

I, Dube Phineas Tshidi, Registrar of Securities Services, hereby give notice under section 71(3) (c) (ii) of the Financial Markets Act, 2012 (Act No. 19 of 2012) that the proposed amendments to the JSE Equities Rules have been approved. Please be advised that the rules are available on the official financial services board website (www.fsb.co.za) and the website of the market infrastructure, the JSE (www.jse.co.za)

The amendment comes into operation on **28th of October 2016**.

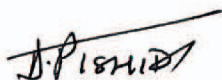

D P TSHIDI

REGISTRAR OF SECURITIES SERVICES

BOARD NOTICE 169 OF 2016**FINANCIAL SERVICES BOARD****FINANCIAL MARKETS ACT, 2012****AMENDMENTS TO
THE JSE DERIVATIVES RULES - REGISTERED OFFICERS
AND
JSE INTEREST RATE AND CURRENCY DERIVATIVES MARKET RULES -
REGISTERED OFFICERS**

I Dube Phineas Tshidi, Registrar of Securities Services, hereby give notice under section 71(3)(c)(ii) of the Financial Markets Act, 2012 (Act No. 19 of 2012) that the amendments to the JSE Derivatives Rules and the Interest Rate and Currency Derivatives Rules have been approved. Please be advised that the rules are available on the official website of the Financial Services Board (www.fsb.co.za) and the website of the market infrastructure (www.jse.co.za).

The amendments come into operation on **24 October 2016**.



D P TSHIDI
REGISTRAR OF SECURITIES SERVICES

WARNING!!!

To all suppliers and potential suppliers of goods to the Government Printing Works

The Government Printing Works would like to warn members of the public against an organised syndicate(s) scamming unsuspecting members of the public and claiming to act on behalf of the Government Printing Works.

One of the ways in which the syndicate operates is by requesting quotations for various goods and services on a quotation form with the logo of the Government Printing Works. Once the official order is placed the syndicate requesting upfront payment before delivery will take place. Once the upfront payment is done the syndicate do not deliver the goods and service provider then expect payment from Government Printing Works.

Government Printing Works condemns such illegal activities and encourages service providers to confirm the legitimacy of purchase orders with GPW SCM, prior to processing and delivery of goods.

To confirm the legitimacy of purchase orders, please contact:

Renny Chetty (012) 748-6375 (Renny.Chetty@gpw.gov.za),

Anna-Marie du Toit (012) 748-6292 (Anna-Marie.DuToit@gpw.gov.za) and

Siraj Rizvi (012) 748-6380 (Siraj.Rizvi@gpw.gov.za)

Printed by and obtainable from the Government Printer, Bosman Street, Private Bag X85, Pretoria, 0001
Contact Centre Tel: 012-748 6200. eMail: info.egazette@gpw.gov.za
Publications: Tel: (012) 748 6053, 748 6061, 748 6065