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PART 1 OF 3

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:

Weekly Index

No.	Page No.	Gazette No.
GOVERNMENT NOTICE		
Defence, Department of		
588 Defence Amendment Act (22/2010) :Defence Force Service Commission: Recommendation by the Defence Force Service Commission Pay and Service Benefits Committee (DFSC-PSBC) on the Delinking Salary from Rank.....	19	40930
Energy, Department of		
R.582 Petroleum Products Act (120/1977) :Amendment of regulations regarding Petroleum Products Specifications and Standards.....	11	40929
598 National Energy Regulator Act (40/2004) :Nomination of Candidates to serve as Full-Time Regulator Members, responsible for Electricity Regulation and Petroleum Pipelines Regulation of the National Energy Regulator of South Africa	4	40931
Health, Department of		
R.599 Nursing Act (33/2005) :Notice regarding fees payable to the council in terms of the Regulations Regarding Fees and Fines payable to the South African Nursing Council.....	4	40933
602 Foodstuffs, Cosmetics and Disinfectants Act (54/1972) :Enforcement by Local Authority.....	4	40940
Home Affairs, Department of		
589 Births and Deaths Registration Act (51/1992) :Alteration of Surnames.....	36	40930
590 Births and Deaths Registration Act (51/1992) :Alteration of Forenames.....	63	40930
Labour, Department of		
R.583 Labour Relations Act, 1995 :Bargaining Council for the Fishing Industry: Extension of Period of Operation of Main Collective Agreement.....	28	40929
R.584 Labour Relations Act, 1995 :Bargaining Council of the Meat Trade, Gauteng: Extension of Period of Operation of the Main Collective Agreement to Non-Parties.....	28	40929
National Treasury		
601 Financial Intelligence Centre Amendment Act, 2017 :Amendment of Government Notice No. 563 of 13 June: Commencement of the Act.....	4	40939

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

Weeklikse Indeks

No.	Bladsy No.	Koerant No.
GOEWERMENTSKENNISGEWINGS		
Verdediging, Departement van		
588 Defence Amendment Act (22/2010) :Defence Force Service Commission: Recommendation by the Defence Force Service Commission Pay and Service Benefits Committee (DFSC-PSBC) on the Delinking Salary from Rank.....	19	40930
Energie, Departement van		
R.582 Petroleum Products Act (120/1977) :Amendment of regulations regarding Petroleum Products Specifications and Standards.....	11	40929
598 National Energy Regulator Act (40/2004) :Nomination of Candidates to serve as Full-Time Regulator Members, responsible for Electricity Regulation and Petroleum Pipelines Regulation of the National Energy Regulator of South Africa	4	40931
Gesondheid, Departement van		
R.599 Nursing Act (33/2005) :Notice regarding fees payable to the council in terms of the Regulations Regarding Fees and Fines payable to the South African Nursing Council.....	4	40933
602 Foodstuffs, Cosmetics and Disinfectants Act (54/1972) :Enforcement by Local Authority.....	5	40940
Binnelandse Sake, Departement van		
589 Births and Deaths Registration Act (51/1992) :Alteration of Surnames.....	36	40930
590 Births and Deaths Registration Act (51/1992) :Alteration of Forenames.....	63	40930
Arbeid, Departement van		
R.583 Labour Relations Act, 1995 :Bargaining Council for the Fishing Industry: Extension of Period of Operation of Main Collective Agreement.....	28	40929
R.584 Labour Relations Act, 1995 :Bargaining Council of the Meat Trade, Gauteng: Extension of Period of Operation of the Main Collective Agreement to Non-Parties.....	28	40929
Nasionale Tesourie		
601 Financial Intelligence Centre Amendment Act, 2017 :Amendment of Government Notice No. 563 of 13 June: Commencement of the Act.....	4	40939

No.	Page No.	Gazette No.	No.	Page No.	Gazette No.
603 Wysigingswet op Finansiële Intelligensiesentrum, 2017 :Vertaling van Kennisgewing No. 563 van 13 Junie 2017: Inwerkingtreding van die Wet.....	4	40944	603 Wysigingswet op Finansiële Intelligensiesentrum, 2017 :Vertaling van Kennisgewing No. 563 van 13 Junie 2017: Inwerkingtreding van die Wet.....	4	40944
Non-Governmental Organization			Nie-Regeringsorganisasie		
591 Use of Official Languages Act (12/2012) :Air Traffic and Navigation Services Soc Limited Language Policy.....	71	40930	591 Use of Official Languages Act (12/2012) :Air Traffic and Navigation Services Soc Limited Language Policy.....	71	40930
South African Revenue Service			Suid-Afrikaanse Inkomstediens		
592 Income Tax Act, 1962 :Agreement between the Government of the Republic of South Africa and the Government of the Republic of Costa Rica for the exchange of information relating to tax matters.....	75	40930	592 Income Tax Act, 1962 :Agreement between the Government of the Republic of South Africa and the Government of the Republic of Costa Rica for the exchange of information relating to tax matters.....	84	40930
593 Income Tax Act, 1962 :Agreement between the Government of the Republic of SA and the Government of the Principality of Monaco for the exchange of information relating to tax matters	93	40930	593 Income Tax Act, 1962 :Agreement between the Government of the Republic of SA and the Government of the Principality of Monaco for the exchange of information relating to tax matters	102	40930
R.600 Customs and Excise Act, 1964 :Amendment of Schedule No. 1 (No. 1/1/1572).....	4	40934	R.600 Customs and Excise Act, 1964 :Amendment of Schedule No. 1 (No. 1/1/1572).....	5	40934
The Presidency			Die Presidensie		
619 Act No. 4 of 2017 :Criminal Procedure Amendment Act, 2017.....	1	40946	619 Act No. 4 of 2017 :Criminal Procedure Amendment Act, 2017.....	1	40946
Trade and Industry, Department of			Handel en Nywerheid, Departement van		
594 Co-operatives Act, 2005 :Co-operatives to be removed from the Register	111	40930	594 Co-operatives Act, 2005 :Co-operatives to be removed from the Register	111	40930
595 Co-operatives Act, 2005 :Co-operatives to be removed from the Register	112	40930	595 Co-operatives Act, 2005 :Co-operatives to be removed from the Register	112	40930
596 Merchandise Marks Act (17/1941) :Invitation for the public to comment on the prohibition on the use of the Companies and Intellectual Property Commission (CIPC) .	113	40930	596 Merchandise Marks Act (17/1941) :Invitation for the public to comment on the prohibition on the use of the Companies and Intellectual Property Commission (CIPC) .	113	40930
597 Merchandise Marks Act (17/1941) :Invitation for the public to comment on the prohibition on the use of The Department of Health's Max for Male Condoms Logo.....	114	40930	597 Merchandise Marks Act (17/1941) :Invitation for the public to comment on the prohibition on the use of The Department of Health's Max for Male Condoms Logo.....	114	40930
Transport, Department of			Vervoer, Departement van		
R.585 South African Civil Aviation Authority Levies Act (41/1998) :Notice of an amendment of a Determination made by the South African Civil Aviation Authority imposing a fuel levy on the sale of aviation fuel.....	29	40929	R.585 South African Civil Aviation Authority Levies Act (41/1998) :Notice of an amendment of a Determination made by the South African Civil Aviation Authority imposing a fuel levy on the sale of aviation fuel.....	29	40929
R.586 Vervoerwet op Burgerlugvaart (13/2009) :Vyftiende Wysiging van die Burgerlugvaartregulasies, 2017	30	40929	R.586 Vervoerwet op Burgerlugvaart (13/2009) :Vyftiende Wysiging van die Burgerlugvaartregulasies, 2017	30	40929
R.587 International Recognition of Rights in Aircraft Act (59/1993) :Proposal for Amendment of the Mortgaging of Aircraft Regulations, 2017	80	40929	R.587 International Recognition of Rights in Aircraft Act (59/1993) :Proposal for Amendment of the Mortgaging of Aircraft Regulations, 2017	80	40929
GENERAL NOTICE			ALGEMENE KENNISGEWINGS		
Communications, Department of			Kommunikasie, Departement van		
465 Films and Publications Act, 1996 :Classified the films listed below X18—Restricted to Adults only	115	40930	465 Films and Publications Act, 1996 :Classified the films listed below X18—Restricted to Adults only	115	40930

No.	Page No.	Gazette No.	No.	Page No.	Gazette No.
Economic Development Department			Ekonomiese Ontwikkeling Departement		
466 Competition Act (89/1998) :Competition Tribunal: Notification of decision to approve merger	116	40930	466 Competition Act (89/1998) :Competition Tribunal: Notification of decision to approve merger	116	40930
467 Competition Act (89/1998) as amended :Competition Tribunal: Notification of Complaint Referral	117	40930	467 Competition Act (89/1998) as amended :Competition Tribunal: Notification of Complaint Referral	117	40930
Electoral Commission			Verkiesingskommissie		
478 Electoral Commission :Notice of Proportional Representation (PR) Councillor and Ward Councillor replacements effected	4	40935	478 Electoral Commission :Notice of Proportional Representation (PR) Councillor and Ward Councillor replacements effected	4	40935
Independent Communications Authority of South Africa			Onafhanklike Kommunikasie-owerheid van Suid-Afrika		
479 Independent Communications Authority of South Africa Act (13/2000) :Amendment of Regulations on the Constitution of the Consumer Advisory Panel: Reasons for Decision	4	40936	479 Independent Communications Authority of South Africa Act (13/2000) :Amendment of Regulations on the Constitution of the Consumer Advisory Panel: Reasons for Decision	4	40936
Justice and Constitutional Development, Department of			Justisie en Staatskundige Ontwikkeling, Departement van		
477 Legal Aid South Africa Act (39/2014) :Notice of tabling of the Legal Aid Manual in Parliament	4	40932	477 Legal Aid South Africa Act (39/2014) :Notice of tabling of the Legal Aid Manual in Parliament	5	40932
480 Legal Practice Act (28/2014) :Kennisgewing van Afrikaanse en Setswana vertalings "Legal Practice Act (28/2014)" kan gevind word op die webwerf van Departement van Justisie en Staatskundige Ontwikkeling	4	40937	480 Legal Practice Act (28/2014) :Kennisgewing van Afrikaanse en Setswana vertalings "Legal Practice Act (28/2014)" kan gevind word op die webwerf van Departement van Justisie en Staatskundige Ontwikkeling	4	40937
Labour, Department of			Arbeid, Departement van		
468 Labour Relations Act (66/1995) as amended :Essential Services Committee - Section (71) investigation.....	118	40930	468 Labour Relations Act (66/1995) as amended :Essential Services Committee - Section (71) investigation.....	118	40930
National Treasury			Nasionale Tesourie		
469 Public Finance Management Act (1/1999 "The Act") :Different Categories of Debt for Interest Rate Applicable to debts owing to state	120	40930	469 Public Finance Management Act (1/1999 "The Act") :Different Categories of Debt for Interest Rate Applicable to debts owing to state	120	40930
Non-Governmental Organization			Nie-Regeringsorganisasie		
470 Use of Official Languages Act (12/2012) :SAVC Language Policy: Draft for Public Comment	121	40930	470 Use of Official Languages Act (12/2012) :SAVC Language Policy: Draft for Public Comment	121	40930
Rural Development and Land Reform, Department of			Landelike Ontwikkeling en Grondhervorming, Departement van		
471 Restitution of Land Rights Act (22/1994) as amended :Erf 2403, Constantia, City of Cape Town	130	40930	471 Restitution of Land Rights Act (22/1994) as amended :Erf 2403, Constantia, City of Cape Town	130	40930
472 Spatial Data Infrastructure Act (54/2003) :Approval of the National Land Cover Classes and Definitions 2016 Standard	131	40930	472 Spatial Data Infrastructure Act (54/2003) :Approval of the National Land Cover Classes and Definitions 2016 Standard	131	40930
473 Restitution of Land Rights Act (22/1994) :Erven 100 and 230, Tulbagh	132	40930	473 Restitution of Land Rights Act (22/1994) :Erven 100 and 230, Tulbagh	132	40930
474 Restitution of Land Rights Act (22/1994) as amended :Erf 369, Uniondale	133	40930	474 Restitution of Land Rights Act (22/1994) as amended :Erf 369, Uniondale	133	40930

No.	Page No.	Gazette No.	No.	Page No.	Gazette No.
South African Reserve Bank			Suid-Afrikaanse Reserwebank		
475 South African Reserve Bank Act (90/1989) :Directive for conduct within the National Payment System in respect of the collec- tion of payment instruction for authenticat- ed collections.....	134	40930	475 South African Reserve Bank Act (90/1989) :Directive for conduct within the National Payment System in respect of the collec- tion of payment instruction for authenticat- ed collections.....	134	40930
Trade and Industry, Department of			Handel en Nywerheid, Departement van		
476 National Credit Act (34/2005) as amended :Guideline for the Submission of Credit In- formation.....	139	40930	476 National Credit Act (34/2005) as amended :Guideline for the Submission of Credit In- formation.....	139	40930
481 Broad-Based Black Economic Empow- erment Act (53/2003) :Correction Notice: Codes of Good Practice on Broad Based Black Economic Empowerment.....	4	40941	481 Broad-Based Black Economic Empow- erment Act (53/2003) :Correction Notice: Codes of Good Practice on Broad Based Black Economic Empowerment.....	4	40941
BOARD NOTICE			RAADSKENNISGEWINGS		
114 Health Professions Act (56/1974) :Health Professions Council of South Africa: Nom- inations of Members of the Professional Boards of the Health Professions Council of South Africa.....	145	40930	114 Health Professions Act (56/1974) :Health Professions Council of South Africa: Nom- inations of Members of the Professional Boards of the Health Professions Council of South Africa.....	145	40930
115 Auditing Profession Act (26/2005) :Amend- ments to the Code of Professional Conduct for Registered Auditors relating to Custody of Client Assets.....	150	40930	115 Auditing Profession Act (26/2005) :Amendments to the Code of Professional Conduct for Registered Auditors relating to Custody of Client Assets.....	150	40930
116 Wine of Origin Scheme :Defining of Pro- duction Area: Blouvillei	151	40930	116 Wine of Origin Scheme :Defining of Pro- duction Area: Blouvillei	152	40930
117 Wine of Origin Scheme :Defining of Pro- duction Area: Bovlei	153	40930	117 Wine of Origin Scheme :Defining of Pro- duction Area: Bovlei	154	40930
118 Die Wyn- en Spiritusraad handelende kragtens Artikel 6 van die Wyn van Oor- sprong-skema :Omskrywing van Produks- iegebied: Mid-Bergrivier	155	40930	118 Die Wyn- en Spiritusraad handelende kragtens Artikel 6 van die Wyn van Oor- sprong-skema :Omskrywing van Produks- iegebied: Mid-Bergrivier	156	40930

Contents

No.		Gazette No.	Page No.
GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS			
Agriculture, Forestry and Fisheries, Department of/ Landbou, Bosbou en Visserie, Departement van			
633	Agricultural Product Standards Act (119/1990): Proposed regulations regarding processed meat product intended for sale in South Africa	40965	16
634	Meat Safety Act (40/2000): Establishment of the Meat Inspection Scheme	40965	17
635	Agricultural Product Standards Act (119/1990): Regulations relating to the grading, packing and marking of bananas intended for sale in the Republic of South Africa	40965	60
Environmental Affairs, Department of/ Omgewingsake, Departement van			
636	National Environmental Management: Biodiversity Act (10/2004): Notice of intention to declare an extension to Kwekwe National Botanical Garden	40965	67
Higher Education and Training, Department of/ Hoër Onderwys en Opleiding, Departement van			
637	Promotion of Access to Information Act (2/2000): Department of Higher Education and Training: Section 14 Manual 2016/2017 Edition	40965	69
Home Affairs, Department of/ Binnelandse Sake, Departement van			
638	Births and Deaths Registration Act (51/1992): Alteration of forenames in terms of section 24	40965	93
639	Births and Deaths Registration Act (51/1992): Alteration of surnames in terms of section 26	40965	105
640	Births and Deaths Registration Act (51/1992): Alteration of Forenames	40965	119
641	Births and Deaths Registration Act (51/1992): Alteration of Surnames in section 26	40965	120
Human Settlements, Department of/ Menslike Nedersettings, Departement van			
642	Division of Revenue Bill 2017: Publishing of planned expenditure for Human Settlements Projects	40965	121
Labour, Department of/ Arbeid, Departement van			
643	Labour Relations Act, 1995: Bargaining Council for the Meat Trade, Gauteng: Extension of consolidated main collective agreement to non-parties	40965	123
644	Labour Relations Act, 1995: Furniture Bargaining Council: Extension of period of operation of the collective bargaining fee collective agreement	40965	157
644	Wet op Arbeidsverhoudinge, 1995: Furniture Bargaining Council: Verlenging van tydperk van kollektiewe bedingings fooi kollektiewe ooreenkoms	40965	157
Rural Development and Land Reform, Department of/ Landelike Ontwikkeling en Grondhervorming, Departement van			
645	Restitution of Land Rights Act (22/1994): Erf 128, Nylstroom; and Portion 1 of Erf 128, Nylstroom	40965	158
646	Restitution of Land Rights Act (22/1994): Portions of the farm Schuynshoogte 29LT	40965	159
647	Restitution of Land Rights Act (22/1994): Various properties	40965	161
648	Restitution of Land Rights Act (22/1994): General notice in terms of the Act	40965	164
649	Restitution of Land Rights Act (22/1994): Amendment of Gazette Notice 1083 of 2016 as contained in Government Gazette Number 40293 in respect of Albertus Petrus de Nysschen Land Claim	40965	165
650	Restitution of Land Rights Act (22/1994): Dalmeny 96 LS Consolidated to Jongdraai 131 LS	40965	166
Trade and Industry, Department of/ Handel en Nywerheid, Departement van			
651	Co-operatives Act, 2005: Co-operatives to be removed from the register	40965	167
652	Co-operatives Act, 2005: Co-operatives to be removed from the register	40965	168
653	Co-operatives Act, 2005: Co-operatives to be removed from the register	40965	169
654	Co-operatives Act, 2005: Co-operatives to be removed from the Register	40965	170
655	Co-operatives Act, 2005: Co-operatives to be removed from the register	40965	171
656	Co-operatives Act, 2005: Co-operatives to be removed from the register	40965	172
Water and Sanitation, Department of/ Water en Sanitasie, Departement van			
657	National Water Act (36/1998): Mine Water Management Policy Position: Draft for External Consultation and Discussion	40965	173

GENERAL NOTICES • ALGEMENE KENNISGEWINGS

Financial Services Board/ Raad op Finansiële Dienste

501	Nawu wa Huvo ya Vukorhokeri bya swa Timali (97/1990): Swibalo Eka Mavandla ya swa Timali.....	40965	184
501	Umthetho weBhodi Lezinsizo Zezimali (97/1990): Amalevi eZikhungo Zezimali	40965	206

Higher Education and Training, Department of/ Hoër Onderwys en Opleiding, Departement van

502	Public Financial Management Act (1/1999): Ministerial Oversight Committee on Transmoration in the South African Public Universities	40965	228
-----	---	-------	-----

Labour, Department of/ Arbeid, Departement van

503	Labour Relations Act (66/1995), as amended: Jai Mei Packaging CC; Fu Chang Plastics CC; Sunny Bag CC and Hsin Chu Manufacturing CC	40965	235
504	Labour Relations Act (66/1995), as amended: Imperto Eiendomme (Pty) Limited, trading as Engen Wineland 1-Stop.....	40965	236
505	Labour Relations Act (66/1995) (as amended): Notice in terms of section 62 (7) of the Act: The Mine, Engineering and Distributors Workers Union of SA (MEDWUSA).....	40965	237
506	Labour Relations Act (66/1995), as amended: The National Bargaining Council for the Chemical Industry (NBCCI)	40965	238
507	Labour Relations Act (66/1995) as amended (the LRA): Notice in terms of section 62 (7) of the Act: Sign and Seal Trading 154 (Pty) Limited t/a Davidsons Discount Boards	40965	239
508	Labour Relations Act (66/1995), as amended: Notice in terms of section 62(7) of the Act: The South African Chemical Workers Union (SACWU).....	40965	240

Non-Governmental Organization/ Nie-Regeringsorganisasie

509	The Coaltech Research Association NPC: Advertisement inviting Companies to join Coaltech	40965	241
-----	--	-------	-----

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

510	Communal Land Tenure Bill, 2017: For public comments	40965	242
-----	--	-------	-----

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

511	International Trade Administration Commission of SA: Guidelines pertaining to rebate of the duty on rebate provisions in terms of the Customs and Excise Act	40965	291
-----	--	-------	-----

BOARD NOTICES • RAADSKENNISGEWINGS

124	South African Council for the Architectural Profession Act (44/2000): Finding and sanction imposed by the Council: Togieda Ismail.....	40965	296
125	South African Council for the Architectural Profession Act (44/2000) ("The Act"): Finding and sanction imposed by the Council: David Sithebe.....	40965	297
126	South African Council for the Architectural Profession Act (44/2000): Finding and sanction imposed by the Council: Douglas William Vinnicombe.....	40965	298
127	South African Council for the Architectural Profession Act (44/2000): Finding and sanction imposed by the Council: Jacobus Daniel Ellis.....	40965	299
128	South African Council for the Architectural Profession Act (44/2000): Finding and Sanction imposed by the Council: Wilh Van Der Merwe	40965	300

GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF AGRICULTURE, FORESTRY AND FISHERIES

NO. 633

07 JULY 2017

AGRICULTURAL PRODUCT STANDARDS ACT, 1990 (ACT No. 119 OF 1990)**PROPOSED PUBLICATION OF REGULATIONS REGARDING THE CLASSIFICATION, PACKING AND MARKING OF PROCESSED MEAT PRODUCTS INTENDED FOR SALE IN THE REPUBLIC OF SOUTH AFRICA: INVITATION FOR COMMENTS**

The Executive Officer: Agricultural Product Standards intends to request the Minister of Agriculture, Forestry and Fisheries to publish new Regulations Relating to the Classification, Packing and Marking of Processed Meat Products intended for sale in the Republic of South Africa.

The proposed new regulations are available for inspection at the office of the Executive Officer, Harvest House, 30 Hamilton Street, Arcadia, Pretoria; or copies can be obtained from the Executive officer: Agricultural Product Standards, Department of Agriculture, Forestry and Fisheries, Private Bag X343, Pretoria, 0001, Tel. no. (012) 319-6388, Fax (012) 319-6265, or e-mail: SimphiweMat@daff.gov.za or is available on the Department's website at <http://www.daff.gov.za>.

Interested parties who wish to comment or make representations regarding the proposed new regulations are invited to furnish such comments or representations in writing to the Executive Officer at the above contact information, within **30 days** from the date of publication of this notice.

Mr. BILLY MAKHAFOLA**Executive Officer: Agricultural Product Standards**

DEPARTMENT OF AGRICULTURE, FORESTRY AND FISHERIES

NO. 634

07 JULY 2017

MEAT SAFETY ACT, 2000
(ACT NO. 40 of 2000)

MEAT INSPECTION SCHEME

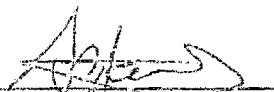
ESTABLISHMENT OF THE MEAT INSPECTION SCHEME

I, Senzeni Zokwana, Minister of Agriculture, Forestry and Fisheries, in terms of section 12(1) of the Meat Safety Act, 2000 (Act No. 40 of 2000), hereby publish the Meat Inspection Scheme for implementation in the Republic of South Africa.

The Scheme serves as the policy and procedure manual for the assignment of service providers to provide meat inspection at abattoirs across the country.

This notice also serves to invite all interested meat inspection service providers who comply with provisions of the Scheme to be assigned as meat inspection assignees under the Meat Safety Act, to apply to the Department using the application form as provided on the DAFF website (www.daff.gov.za) by the 5th May 2017.

Enquiries must be directed to: Director: Veterinary Public Health at 012 319 7572 or VPH@daff.gov.za


(MR) S ZOKWANA, MP
Minister: Agriculture, Forestry and Fisheries
Date: 02 / 05 / 2017

MEAT SAFETY ACT, 2000
(ACT No. 40 OF 2000)

**INVITATION TO PROSPECTIVE ASSIGNEES IN TERMS OF SECTION 4 OF THE MEAT
SAFETY ACT, 2000**

The Minister of Agriculture, Forestry and Fisheries in terms of section 4(1) of the Meat Safety Act, 2000 (Act No. 40 of 2000), is empowered to assign the application of the Act or certain provisions thereof throughout the Republic or in a particular area, to any person with an interest in or particular knowledge of meat and meat safety

Accordingly, prospective assignees that qualify and are competent to provide a meat inspection service under the meat inspection scheme established in terms of section 12 of the Meat Safety Act, 2000 are hereby invited to express interest by making applications to be assigned by the Minister. In order to evaluate the suitability and competence of the prospective assignees, the minimum requirements set out in meat inspection scheme should be taken into consideration when an application form accompanied by supporting documents are submitted to the Provincial Executive Officer (PEO).

The prospective assignees will be selected in accordance with their compliance with the requirements set out in the meat inspection scheme.

Submission of applications

Applications must be submitted in writing to the PEO in the province in which the prospective assignee wishes to operate. Contact details of the PEOs are provided in Part E of the application form.

Deadline: 04 August 2017

Information Session

All prospective assignees are invited to attend an information session to familiarize themselves with the minimum requirements set assignees and the detailed information which should accompany the written application.

Venue: G10, Delpen Building, Corner of Union Street and Annie Botha Avenue, Riviera, Pretoria

Date: 21 July 2017

Time: 10:00

Enquiries: Dr K.P. Ntsibande: 012 319 7439; email: KhomotsoN@daff.gov.za

CONTENTS

1	Definitions.....	3
2	Name of the scheme.....	6
3	Objectives of the scheme.....	6
4	Scope of application.....	6
5	Duration of the scheme.....	8
6	Legislative mandate.....	8
7	Assignment of meat inspection service providers.....	9
8	Exemption from provisions of the scheme.....	18
9	Termination and suspension of the assignment by the Minister.....	18
10	Responsibility of meat inspection assignees.....	19
11	Responsibilities of the owner of an abattoir.....	20
12	Responsibilities of the Provincial Executive Officer.....	21
13	Responsibility of the National Executive Officer.....	21
14	Relationship between the meat inspection assignee and the PEO.....	22
15	Scope of meat inspection.....	22
16	Roles of different meat inspection personnel at abattoirs.....	24
17	Training of meat inspection personnel.....	31
18	Funding model.....	31
19	Meat inspection forum.....	32

1. DEFINITIONS

- 1.1 **Abattoir** means a slaughter facility in respect of which a registration certificate has been issued in terms of section 8(1) and in respect of which a grading has been determined in terms of section 8(2) of the Act.
- 1.2 **Act** means the Meat Safety Act, 2000 (Act No. 40 of 2000).
- 1.3 **Assignee** means any competent person who meets the requirements of the scheme and who has been designated under Section 4 of the Act to provide a specific service.
- 1.4 **Authorized person** means a person contemplated in section 3(1)(a)(ii) of the Act.
- 1.5 **Client** means anyone who:
- Purchases meat and meat products from an abattoir for further processing or trade.
 - Supplies animals to an abattoir for slaughter either for trade or own consumption.
- 1.6 **Department** means the National Department of Agriculture.
- 1.7 **Independence** means that the meat inspection assignee has no business, financial, personal or any other interest in the abattoir other than the rendering of a meat inspection service, or where the PEO permits, meat classification, for which he/she may receive fair remuneration for work performed; and that there are no circumstances that may compromise the objectivity of the assignee in performing such services.
- 1.8 **Meat Examiner** means a person with a meat examination or equivalent qualification approved by the NEO.
- 1.9 **Meat Inspector** means a person with a minimum 3 year relevant bio-scientific qualification accredited by the relevant accreditation body.
- 1.10 **Meat Inspection Forum** means an advisory forum consisting of members of National and Provincial Departments of Agriculture and interest groups which advises the NEO/PEOs on meat inspection service in the country.
- 1.11 **Meat Inspection Service** means the performance of ante-mortem, primary and secondary meat inspections, verification of hygiene management systems, regulatory control and reporting to the PEO.

- 1.12. **Monitoring**, in relation to meat inspection service, means the oversight function which is played by a supervisory registered inspector, or an authorised Veterinary Public Health Official over the performance of an assignee or registered inspector. This may include regular visitations to audit and check the performance of the assignee/registered inspector and also to audit the feedback systems by the assignee/registered inspector to the Department
- 1.13. **National Executive Officer (NEO)** means an officer designated as such in terms of section 2(1) of the Act.
- 1.14. **Organoleptic Meat Inspection techniques** means the physical inspection of meat and meat products through observation, palpation, smell and where necessary incision.
- 1.15. **Poultry Meat Examiner Level 1** means a person with a poultry meat examination qualification approved by the NEO.
- 1.16. **Poultry Meat Examiner Level 2** means a person with a poultry meat inspection/Quality assurance qualification approved by the NEO.
- 1.17. **Provincial Executive Officer (PEO)** means an officer of a province in question designated as such in terms of section 5(2)(a) of the Act.
- 1.18. **Rabbit Meat Examiner Level 1** means a person with a rabbit meat examination or equivalent bio-scientific qualification approved by the NEO
- 1.19. **Rabbit Meat Examiner Level 2** means a person with a rabbit meat examination or equivalent bio-scientific qualification approved by the NEO.
- 1.20. **Registered Inspector** means a person appointed, authorised or assigned in terms of the Act to perform the scope of meat inspection service as defined in this document.
- 1.21. **Supervision** means direct observation of the performance of meat inspection personnel by a suitably qualified person.
- 1.22. **Supplier** means anyone who supplies any commercial commodity and/or service to an abattoir for usage in the abattoir operations. These include the supply of animals, equipment, chemicals, cleaning material, etc., Suppliers include all animal farmers, feedlots, animal traders and animal commodity associations whose members may be potential suppliers.
- 1.23. **trained person (game)** means a person registered by the PEO who is or accompanies a harvester(s) to verify proper shooting, bleeding times, hygienic harvesting and transport procedures during game slaughter, as well as identifying abnormal behaviour

in the live animal and deviations from procedures and in such cases alerting the registered inspector at the harvesting depot or game meat abattoir.

- 1.24. **Veterinarian** means a person as defined in section 1 of the Veterinary and Para-Veterinary Professions Act, No 19 of 1982.
- 1.25. **Veterinary Public Health (VPH)** means a component of Veterinary Services in the national and provincial Departments of Agriculture responsible for the administration of the Act.
- 1.26. **Veterinary Public Health Officer (VPHO)** means a person employed by the national or provincial Department of Agriculture and delegated under Section 5(3)(a) of the Act to enforce meat and food safety.

2. NAME OF THE SCHEME

2.1. The scheme is known as the meat inspection scheme.

3. OBJECTIVES OF THE SCHEME

- 3.1. To define the scope of meat inspection in abattoirs.
- 3.2. To ensure that there is provision of a meat inspection service that is independent at all abattoirs.
- 3.3. To make provision for a meat inspection service that is independent at all other facilities under the authority of the Meat Safety Act, where deemed necessary by the NEO. These facilities include export and import approved cutting plants, processing plants and cold stores.
- 3.4. To set the procedure for the assignment and/or authorization of meat inspection personnel and service providers.
- 3.5. To set standards for the operations of meat inspection assignees at abattoirs and other facilities as in 3.3.

4. SCOPE OF APPLICATION

The scheme is compulsory and applies to all abattoirs in the Republic of South Africa. The scheme applies to all animals listed under Schedule 1 of the Act.

The NEO/PEO may use the services of a meat inspection service provider at export and/or import approved cutting plants, processing plants or cold stores serviced under the provisions of the Meat Safety Act. e.g., An assignee may be assigned to provide an inspection service at a processing plant that is responsible for the treatment of imported meat before release by the veterinary authority.

A meat inspection system approved for implementation in South Africa is a combination of public and private meat inspection service model in which meat inspection assignees provide meat inspection service at all high throughput and frequently slaughtering low throughput

abattoirs, whereas a government meat inspection service (whenever it becomes implemented) provides such services at rural and infrequently slaughtering low throughput abattoirs.

Until a period at which the government meat inspection service is implemented, abattoirs that are to be serviced by government must procure a meat inspection service, which may not be independent as defined in this document. The meat inspection personnel to provide the service to these abattoirs must have the same competencies in terms of qualifications, personal integrity and observance of confidentiality related to the service provided. The meat inspection service provided in these abattoirs will be monitored either by veterinary services in the Province or a meat inspection assignee (at the cost to the abattoir).

In terms of the application of meat inspection service, abattoirs have been classified as High throughput, frequently slaughtering low throughput, infrequently slaughtering low throughput and rural throughput abattoirs. The definition of high throughput and rural throughput is as prescribed in the applicable regulations.

It became necessary to separate the low throughput category into infrequently and frequently slaughtering groups to facilitate the implementation of the meat inspection service. The two groups differ depending on the category of animals involved. As a general definition, an infrequently slaughtering abattoir is an abattoir which slaughters less than three days in a week on a regular basis. The National Executive Officer may classify a low throughput abattoir with a slaughter frequency which falls outside the definition as given as an infrequently slaughtering abattoir, after considering, inter alia, aspects such as the daily throughput of the abattoir, the location of such an abattoir and availability of assignees to provide the service. All other low throughput abattoirs are hereby regarded as frequently slaughtering.

In the case of game, ostriches and crocodiles, in addition to the definition above, an infrequently slaughtering low throughput abattoir slaughters on an ad hoc basis and is not linked to regular harvesting activities or culling projects to supply products to the commercial market.

An abattoir which is classified as an infrequently slaughtering abattoir and as a result thereof, where applicable, benefits from the concessions associated with such a classification as opposed to other categories, may be restricted to selling its products within a specified radius/vicinity of the abattoir location.

5. DURATION OF THE SCHEME

The scheme is intended to serve as a tool for the assignment and/or authorization of meat inspection service providers for the provision of a meat inspection service in the country.

The scheme will be in force in perpetuity until the Minister decides otherwise. The Minister may suspend or terminate the scheme on the following grounds:

- a. If for whatever reason, the continuation of the scheme will negatively impact on the objectives of providing meat safety in the country.
- b. If the objectives of the scheme have been achieved and there is no further need for the scheme.
- c. If the objectives of the scheme have not been met and therefore a different approach to meeting the desired intentions of the scheme is being implemented.
- d. If an alternative method of implementing a meat inspection service is implemented.
- e. If government develops a government meat inspection service which provides for meat inspection in all abattoirs and establishments covered under the Meat Safety Act, 2000.
- f. If the Minister deems it necessary, after consultation with the MECs responsible for Agriculture and the meat industry.

6. LEGISLATIVE MANDATE

According to section 12(1) of the Meat Safety Act, 2000, the Minister may by notice in the Gazette establish a scheme for the improvement of meat safety and safety of animal products. Meat inspection is a critical component of ensuring meat safety and safety of animal products.

Section 11(1)(b) of the Meat Safety Act, 2000 indicates that the owner of an abattoir must procure a meat inspection service for that abattoir. Section 11(1)(c) further indicates that meat inspection services may only be performed by the national executive officer, a provincial executive officer, an authorised person or an assignee, who must perform that function independently from the abattoir. A person performing a meat inspection service must be a veterinarian, meat inspector, meat examiner, animal health technician or such other duly qualified person as may be prescribed (section 11(1)(d)).

In order to permit meat inspection personnel to conduct a service legally, the Minister may assign the application of the Act or certain provisions thereof throughout the Republic or in a particular area, to any person with an interest in or particular knowledge of meat and meat safety (Section 4(1)).

The NEO may, with the approval of the Minister, delegate any power conferred on him or her or assign any duty imposed on him or her under the Act, to a person who is not an officer (section 3(1)(a)(ii)). An assignment as contemplated must set out the powers and duties of the assignee who must exercise the powers and perform the duties subject to the directives of the national executive officer.

Unless the Minister in a particular case directs otherwise, an assignee has no recourse against the State in respect of any expenses incurred in connection with the exercise of the powers or the performance of the duties in question (Section 4(3) of the Act).

Regulation 111 of the red meat regulations No. 1072 of 2004 and regulation 84 of the poultry meat regulations No. 153 of 2006 state that the person contemplated in section 3(1)(c) of the Act must register with the PEO to perform meat inspection at a specific abattoir

Regulation 84 of the red meat regulations and regulation 76(1) of the poultry meat regulations further state that the Provincial Executive Officer may determine the number of meat inspectors and meat examiners required at an abattoir after having considered the abattoir design, number of inspection stations, line speed, different species, structural and managerial aspects.

7. ASSIGNMENT OF MEAT INSPECTION SERVICE PROVIDERS

7.1. Criteria for assignment as a meat inspection service provider

- a. The Minister may assign any meat inspection service provider that complies with the requirements of the scheme to deliver a meat inspection service at an abattoir in South Africa. There is no limit to the number of service providers that may be assigned.
- b. The Minister will determine the scope of activity for a particular assignee and this will be indicated in the letter of assignment.

- c. An assigned meat inspection service provider is not limited to the Province in which the assignment process was initiated, but may offer their service at any abattoir in the country, but within the limits of the scope of activity indicated in the letter of assignment
- d. A meat inspection assignee may subcontract the services of meat inspection personnel who will report to that assignee.
- e. Assignment of a service provider will not lapse, unless the Minister determines otherwise or the service provider has not complied with the requirements as indicated in section 8 of this document.
- f. The service provider will be expected to comply to all other applicable legislative and policy requirements. This includes, but not limited to:
 - * Labour relations
 - * Economic empowerment and equity
- g. The department may, in consultation with the relevant competent departments, intervene on the minimum salaries for meat inspection personnel at abattoirs.

7.2. Attributes of an assignee

a. General

Essential National Standards as contained in the Meat Safety Act require that meat inspection services be performed independently from the abattoir. In light of the view that no definition for independence is offered within the relevant legislation, the following criteria are therefore to be used for the purpose of meat inspection service.

b. Integrity

Meat inspection assignees, their personnel or any person deemed to be employed within its structures may not:

- i. be in the direct employment of an abattoir in any capacity except for meat inspection services;
- ii. in relation to an abattoir, be a supplier, client or have any contractual relationship other than a contract for rendering of meat inspection services, and where the NEO and/or PEO deems practicable, may perform meat classification and/or, be a professional advisor but only in a capacity as a Registered Inspector;

- iii. have in its shareholding, board of directors, management, administration, technical operations, anyone who is an abattoir owner, is representing an abattoir or is a client or supplier to an abattoir;
- iv. receive direct remuneration or any incentive from an abattoir and/or its representatives in terms of services rendered; unless written permission has been granted by the NEO.
- v. Have been convicted of a criminal offence related to theft, fraud, dishonesty or similar offence.

In terms of the above, assignees may be required to submit declarations in this regard and may also be required to have similar declarations signed by its employees, irrespective of their position or work within the organization, on or prior to them being employed.

c. Independence

Assignees must give clear guidelines on how they will ensure that they or their employees will not be subjected to any situation that may negatively affect meat safety or compromise the objectivity of their employees in the performance of meat inspection services at facilities. These guidelines must include but are not limited to the following:

- i. steps to be taken to mitigate the potential risk where employees may be subjected to any form of influence or bribes to alter decision making;
- ii. steps to be taken to support employees in exercising the authority accorded to them in terms of the Act and the regulations;
- iii. methods for reporting, investigating and addressing complaints of untoward actions received from or about its employees;
- iv. methods of reporting the above cases to the relevant Provincial Authorities;

d. Confidentiality

Assignees, in accordance with section 17 of the Act, must ensure confidentiality of information acquired in the course of the inspection service. They must undertake not to divulge any information without written consent of the owner except where such information is required by the NEO or PEO in the administration of the Act.

Assignees must refer all requests for information that they may hold as a result of the performance of an inspection service in terms of the Act and the Regulations, to the NEO or the PEO to be dealt with in accordance with the Promotion of Access to Information Act, 2000 (Act No. 2 of 2000)

7.3. Organisation and Management

- a. The assignee must have an organisational structure that enables it to maintain the capability to perform its functions.
- b. The assignee must define and document the responsibilities and reporting structure of the organisation.
- c. The assignee must provide effective supervision by a registered Veterinarian familiar with the inspection methods and procedures, the objectives of the inspection and the assessment of the examination results as required by the NEO and/or PEO.
- d. Each operation within the service must be described. These job descriptions must include the requirements for education, training, technical knowledge and experience.
- e. The assignee must maintain a system for control of all documentation relating to its activities. It must ensure that:
 - i. the current issues of the appropriate documentation are available at all relevant locations and to all relevant staff;
 - ii. all changes of documents or amendments to documents are covered by the correct authorization and processed in a manner which will ensure timely availability at the appropriate location;
 - iii. records are maintained for a period of 5 years;
 - iv. any authorized parties, as necessary, are notified of changes and provided with the necessary documents as may be determined.
- f. The assignee must have documented procedures for dealing with feedback and corrective action whenever discrepancies are detected in the performance of services.

- g. The management of the assignee must review the service at appropriate intervals to ensure its continuing suitability and effectiveness. The results of such reviews must be recorded.

7.4. Personnel

- a. The assignee must have a sufficient number of personnel with the range of meat inspection personnel necessary for a comprehensive meat inspection service for a particular category of abattoirs as assigned for, as contemplated in section 15 of the scheme, to carry out its normal functions – this includes the services of veterinarians, meat inspectors/examiners and relief personnel.
- b. The staff responsible for meat inspection service must have appropriate qualifications and experience as determined by the NEO. They must also undergo continuous professional development in meat inspection and/or food safety hygiene management to keep pace with developments in the meat industry.
- c. Meat inspection personnel must have the knowledge of the Meat Safety Act and applicable regulations, with specific focus on the requirements of meat inspection as prescribed in the relevant regulations. They must have the ability to make professional judgments as to conformity with regulatory requirements and to report thereon. They must also have relevant knowledge of the technology used in the slaughter process, and of the defects which may occur during these processes.
- d. The assignee must establish a document management system to ensure that the training of its personnel, in the technical and administrative aspects of the work in which they will be involved, is kept up-to-date in accordance with its quality management system.
- e. The assignee must ensure that all meat inspection personnel undergo an induction period of at least 1 day under qualified and experienced personnel to prepare them for their duties and familiarize them with the particular abattoir operations.

- f. All newly qualified or inexperienced meat inspection personnel must work under direct supervision of an experienced meat inspector for at least 1 month, however, the NEO or PEO may extend this period if deemed necessary.
- g. The assignee must provide guidance for the conduct of its staff, and a written code of conduct must be available.
- h. The assignee must ensure that persons engaged in inspection do not receive any compensation and/or gifts for their meat inspection service from sources other than the assignee.
- i. All personnel must be clearly identifiable as being a veterinarian, meat inspector or meat examiner in service of the assignee and must have proof of authorization/registration available at all times.

7.5. Facilities and equipment

- a. The assignee must have access to adequate and suitable facilities required for rendering the service. These include vehicles needed to service different abattoirs and provide the necessary support and supervision to primary meat inspection personnel as required.
- b. The assignee must have the following equipment to provide a meat inspection service:
 - i. Protective clothing for each meat inspection personnel which is compliant to the Meat Safety Act, 2000.
 - ii. Calibrated thermometers for every abattoir serviced.
 - iii. Calibrated light meter for every abattoir serviced.
- c. The assignee must ensure that all such equipment is properly maintained, in accordance with documented procedures and instructions. Defective equipment must be removed from service

- d. The assignee must ensure that, where appropriate, abattoir supplied equipment is calibrated before being put into service and thereafter according to an established hygiene management programme.

7.6. Inspection methods and procedures

- a. The assignee must use the methods and procedures which are defined in the regulatory requirements for inspection.
- b. The assignee must have and use adequate documented instructions on inspection planning and on standard sampling and inspection techniques. Where applicable, this requires sufficient knowledge of statistical techniques to ensure statistically sound sampling procedures and the correct processing and interpretation of results.
- c. When the assignee has to use inspection methods or procedures which are non-standard, such methods and procedures must be appropriate and fully documented in a protocol, and approved by the NEO or PEO.
- d. All instructions, standards or written procedures, worksheets, checklist and reference data relevant to the work of the assignee must be maintained up-to-date and be readily available to the relevant authority.
- e. Observations and/or data obtained in the course of inspections must be recorded in a timely manner to prevent loss of relevant information.
- f. All calculations and data transfers must be subject to appropriate checks by the assignee.

7.7 Handling inspection samples and items

- a. The assignee must ensure that carcasses and parts thereof are inspected, identifiable and correlated to avoid confusion regarding the identity of such items at any time.

- b. Any carcass or part thereof with apparent abnormalities notified to or noticed by the inspector must be dealt with in accordance with regulatory requirements.
- c. The assignee must have documented procedures and appropriate facilities to avoid deterioration or damage to inspection items which are under its responsibility.

7.8. Records

- a. The assignee must maintain a record system to suit the meat inspection service that it is rendering, in compliance with all relevant statutes and regulations and in accordance with the provisions set out herein above regarding "Organization and Management".
- b. The records must include sufficient information to permit satisfactory evaluation of the service.
- c. All records must be safely stored for a period provided for herein above, held secure and in confidence to the client, unless otherwise required by law.

7.9. Complaints and appeals

- a. The assignee must have documented procedures for dealing with complaints received from clients or other parties about the assignee's activities.
- b. The assignee must have documented procedures for the consideration and resolution of appeals against the results of its inspections, as these are carried out under legally delegated authority.
- c. A record must be maintained of all complaints and appeals and of the actions taken by the assignee.

7 10. Lines of communication

- a. All official communication between the assignee, the NEO and the PEO must be in writing.

- b. Any amendments to particulars of the assignee must be in writing and be forwarded to the NEO and PEO at least 14 days prior to effect.

7.11 Reporting

An annual report (or more often if required) must be submitted to the PEO. The format of such a report must be negotiated with individual PEOs and should form the basis of discussion pertaining to the performance criteria of the inspection service provided by the assignee in the province.

7.12. Assignment process

- a. An assignee intending to provide a meat inspection service at an abattoir must apply to the PEO in a Province in which they wish to operate.
- b. The PEO will assess the application and if found to be compliant, will recommend the application to the NEO for further processing.
- c. The NEO will assess the documents submitted by the PEO and make a recommendation to the Minister for approval.
- d. If the Minister is satisfied that the application meets the requirements to be assigned for meat inspection service, she/he will approve the application.
- e. Feedback on the approval/disapproval of the application will be sent to the assignee via the PEO.
- f. The assignee will be listed by the NEO in the list of approved assignees

All meat inspection personnel must register with the PEOs in which they operate. Meat inspection personnel are to be procured by abattoirs from assigned meat inspection service providers only.

The PEO may allow an owner of a rural or infrequently slaughtering low throughput abattoir to procure a meat inspection service from a registered and authorised meat inspection person who has not been assigned by the Minister. Any such inspection service must be conducted under the monitoring of the NEO or an assignee as the case may be.

8. EXEMPTION FROM PROVISIONS OF THE SCHEME

The scheme shall not apply to abattoirs that are being serviced under a government meat inspection service, or those that have been exempted by the NEO. In making a decision on exemptions, the NEO shall use the following categories as guidelines:

8.1. Category 1 - Abattoir throughput

The NEO may allow an owner of a rural or infrequently slaughtering low throughput abattoir to procure a meat inspection service from an authorised meat inspection person who has not been assigned by the Minister. The PEO and/or an assignee must monitor the service(s) provided by the meat inspection person referred to in this category

8.2. Category 2 - Poultry Meat Examiner Level 1

PME Level 1s are exempted from independence and may be directly employed by the abattoir. PME Level 1s must work under the supervision of an assigned meat inspection personnel or a government appointed inspection personnel at the abattoir. Where PME Level 1s provide the service in the absence of an assignee or government meat inspection personnel, as may be the case in rural and infrequently slaughtering abattoirs, the PEO or an assignee within reach of the abattoir must monitor the meat inspection service provided.

8.3. Category 3 - Game trained person

A game trained person provides an inspection service during harvesting on farms servicing rural and infrequently slaughtering game abattoirs. Large operations making use of harvesting depots must have an independent meat inspection personnel at harvesting.

9. TERMINATION AND SUSPENSION OF THE ASSIGNMENT BY THE MINISTER

9.1 The Minister may terminate or suspend an assignment of a service provider to conduct meat inspection service at abattoirs in South Africa if the service provider in question:

- a. does not comply with a provision of the Meat Safety Act, 2000 or with a directive by the national executive officer;
- b. no longer complies with any condition subject to which the assignment was issued;
- c. is found incompetent by a court of law to operate a similar business;

- d. has at any time by reason of improper conduct been disqualified or dismissed from a position of trust;
- e. has at any time been found guilty of an offence involving an element of dishonesty; or
- f. does not have the necessary capacity and resources to conduct a meat inspection service;

9.2 The Minister may not withdraw an assignment unless he or she has:

- a. informed the service provider in question of the intended withdrawal and of the grounds upon which it is based; and
- b. afforded the assignee a reasonable opportunity to state his or her case or to rectify any shortcoming within the period specified by the Minister.

10. RESPONSIBILITIES OF MEAT INSPECTION ASSIGNEES

Meat inspection assignees' roles in the meat inspection service include:

- a. Provision of meat inspection personnel

An owner of an abattoir must procure a meat inspection service through a registered meat inspection assignee. Inspection capacities must be maintained at all times during and for the full duration of production cycles at abattoirs. These include extended working hours, overtime, night, weekend and holiday shifts, multiple shifts, and emergencies. Provision must be made for relief personnel and to service peak production periods.

- b. Provision of secondary meat inspection service by veterinarians

All abattoirs must have a registered inspector who is a veterinarian to conduct the duties as listed elsewhere in this document. All veterinarians servicing abattoirs as registered inspectors, with the exception of state veterinarians, must be procured through meat inspection assignees. This means that meat inspection assignees must therefore be able to provide veterinarians to abattoirs as required. A veterinarian must visit an abattoir for a pre-determined period of time on slaughter days as determined by the PEO.

c. Registration of meat inspection personnel

The meat inspection assignee must ensure that all meat inspection personnel under their employment are registered with the PEO to provide meat inspection at abattoirs.

d. Monitoring of meat inspection personnel by the supervisory registered inspector

The meat inspection assignee must provide supervisory meat inspection personnel to monitor the performance of meat inspection personnel in all abattoirs they are servicing. The supervisor is also responsible for the assessment of meat inspection personnel in accordance with regulations 55(c)(ii) and 53(c)(ii) of the red meat and poultry meat regulations respectively.

e. Induction and continuous training of meat inspection personnel

New or inexperienced meat inspection personnel must receive direct supervision by a senior and more experienced inspector for a period of at least 1 month. The meat inspection assignee must ensure that the meat inspection personnel receive continuous professional development related to their duties in abattoirs.

f. Liaison with the PEO in relation to meat inspection

The meat inspection assignee must provide regular reports on meat inspection service at abattoirs they are servicing to the PEO at a frequency to be determined by the PEO. The reports must include slaughter statistics. The PEO may require an assignee to report to him/her on any activity under their scope of activity.

11. RESPONSIBILITIES OF THE OWNER OF AN ABATTOIR

The abattoir owner has a responsibility to supply meat that is safe for human and animal consumption. The owner must:

- a. Procure meat inspection service for the abattoir
- b. Ensure that all meat inspection personnel are registered by the PEO
- c. Comply with all provisions of the Act and its regulations
- d. Provide and implement a hygiene management system
- e. Avail the necessary resources for the production of safe meat and meat products, including meat inspection facilities.

- f. Allow the meat inspection personnel to exercise their duties within the abattoir without undue pressure and influence.
- g. Respect the decisions of meat inspection personnel.

Any change of meat inspection assignees and/or meat inspection personnel must be approved by the PEO in advance. The owner of an abattoir must provide reasons to the PEO for the need for change. The PEO must consider the reasons provided by the owner to ensure that no reasons that are in contravention of meat safety are used to change meat inspection personnel. If an owner is unhappy with the performance of a registered inspector or assignee servicing their abattoir, they should approach the PEO for a resolution.

12. RESPONSIBILITIES OF THE PROVINCIAL EXECUTIVE OFFICER

- a. Enforcement of the Meat Safety Act in accordance with section 5(1) of the Act.
- b. Monitoring of the performance of meat inspection personnel, including the supervisory meat inspection personnel and registered veterinarian.
- c. Registration of meat inspection personnel.
- d. The PEO may overrule a registered inspector at an abattoir after considering all factors at hand, in which case the assignee shall be entitled to written reasons from the PEO for being so overruled, which written reasons must be provided within 5 days from date of being requested.
- e. The PEO must determine the number of registered inspectors required at an abattoir after having considered the abattoir design, number of inspection stations, line speed, different species, structural and managerial factors.

13. RESPONSIBILITIES OF THE NATIONAL EXECUTIVE OFFICER

- a. Oversight and monitoring of the meat inspection service in South Africa
- b. Recommendation to the Minister for assignment of meat inspection service providers
- c. Maintenance of the national register of assigned meat inspection service providers
- d. Maintenance of essential national standards

14. RELATIONSHIP BETWEEN THE MEAT INSPECTION ASSIGNEE AND THE PEO

A meat inspection assignee registered to perform meat inspection service at an abattoir acts on behalf of government in the performance of their responsibilities as defined elsewhere. The relationship between government and the meat inspection assignee is therefore regulated as follows:

- a. The NEO/PEO is responsible for the regulatory control of abattoirs and meat inspection service in the country.
- b. The meat inspection assignee will report to the PEO on matters related to the performance of their duties as defined in the scope of meat inspection service.
- c. A registered inspector may issue an order to suspend or not to start slaughter at an abattoir if he/she deems the non-compliances at the abattoir are critical and will have a direct impact on the hygiene of the products. It is important to note that a decision to be made by a registered inspector on the fate of the products inspected should be based on the inspection results and considerations of the abattoir and harvesting depot (in case of game) hygiene.
- d. An order issued by a registered inspector must be communicated to the PEO at the earliest convenience.
- e. Orders issued to an abattoir by a registered inspector must be put in writing at the earliest convenience.
- f. An abattoir owner may refer a decision made by a registered inspector to the PEO for resolution.
- g. The PEO may overrule a decision made by meat inspection personnel.

15. SCOPE OF MEAT INSPECTION

A meat inspection service at an abattoir must comply with and include the following:

- a) Ante-mortem inspections (where applicable) of all animals presented for slaughter.
- b) The inspection or examination of carcasses, parts thereof, including cut or deboned meat or processed meat products.

- c) The inspection or examination of all incoming and outgoing carcasses, meat or meat products, including products that have been returned to an abattoir.
- d) Provision of secondary meat inspection by a veterinarian.
- e) The approval of fitness for human consumption of the final products to be dispatched. i.e., the approval of the products must extend beyond the meat inspection points and must include the approval at the point of dispatch.
- f) Registered inspectors who may not necessarily be involved in the "on line" meat inspection function, must mainly focus on the verification of compliance to a 'Farm to Fork' and in-house Food Safety Management Systems and must also be involved in exercising control over the inspection or release of products or consignments from such facilities.
- g) In poultry abattoirs, the above mentioned Registered Inspectors will also be responsible for monitoring and assessing the meat inspection efficiencies of the abattoir appointed registered inspectors.
- h) Verification of hygiene management systems.
- i) Sampling of meat, surfaces, water and any other relevant material/object for monitoring of potential hazards.
- j) Subject to the approval of the PEO, the implementation of a hygiene management system at an abattoir may be included under activities to be performed by a meat inspection assignee separate from the meat inspection service only under exceptional circumstances and where alternatives are not available, as may be the case in some low throughput and rural abattoirs. If such approval has been granted, the PEO must continuously monitor the performance of these separate roles by the assignee to ensure that there is no negative impact to the independence and integrity of the meat inspection service.
- k) Monitoring the handling and disposal of condemned material and abattoir waste.
- l) Providing written authorization, in consultation with the NEO/PEO, for the taking and removal of samples for research or training purposes in line with the requirements of the relevant regulations.
- m) Reporting to the PEO/NEO on matters relating to regulatory compliance. This includes, inter alia, reports on meat inspection, abattoir hygiene management, animal health, animal welfare and disease control. The enforcement of the Act and regulations remain the responsibility of the PEO. Frequency of reporting may increase on the basis of the impact of transgression on food safety.

- n) Meat inspection service must be provided under the monitoring of a veterinarian registered by the PEO as a registered inspector.

A registered inspector must take into consideration the welfare of the animals waiting to be slaughtered, the practical and logistical implications.

The regulatory authority assigned to a meat inspection personnel at an abattoir is limited to:

- i. Decision making on fitness of animals for slaughter during ante-mortem inspections
- ii. Decision making on carcasses and offal – Pass, condemn, detain
- iii. Decision making on commencement of slaughtering. Slaughter may only start with the consent of the meat inspection personnel (not abattoir-appointed meat inspection personnel where applicable)
- iv. Suspending the slaughter operation if non compliances warrant such
- v. Controlling the slaughter line speed
- vi. Sampling of products and facilities
- vii. Preparing and submitting official reports and statistics and may be needed by the NEO/PEO

The services of meat inspection assignees at export approved cutting plants, processing plants and cold stores, and import approved cold stores will be determined by the NEO/PEO as and when necessary

16. ROLES OF DIFFERENT MEAT INSPECTION PERSONNEL AT ABATTOIRS

16.1 General

16.1.1 Reporting lines for meat inspection personnel

An assignee rendering a meat inspection service at an abattoir reports to the PEO in the Province in which they operate. Meat inspection personnel servicing abattoirs under assignment by the Minister must report to the assignee who is accountable for their performance.

Abattoir management and supervisors do not have any oversight and managerial roles over assigned and government meat inspection personnel. Abattoir-appointed meat inspection personnel (where applicable) must report, in relation to meat inspection service (technical line function), to the independent meat inspection personnel assigned to that particular abattoir or to the government meat inspection personnel. In cases where abattoir-appointed meat inspection personnel do not have direct supervision by an assigned or government appointed registered inspector, as the case may be in rural poultry abattoirs, the local Veterinary Public Health Officer must have constant monitoring over the activities of these registered inspectors.

16.1.2 Decision making on commencement of slaughter process

A registered inspector who is not in the employment of the abattoir (with exception of game harvesting where a trained person is in charge) must give consent to the abattoir manager for commencement of slaughter. The registered inspector will consider the following before making the decision:

- a. The cleanliness of the abattoir slaughter floor, equipment
- b. Personal hygiene of slaughter personnel
- c. Available chilling capacity
- d. Animal welfare considerations
- e. Whether equipment is in a good state of repair
- f. Sterilizers are working properly
- g. There is sufficient lighting on the slaughter floor
- h. Availability of potable water at prescribe temperatures

16.2 Red Meat and Farmed Ostriches Abattoirs

a. Meat Examiner

Conduct primary meat inspection of carcasses and offal.

In addition to the core duties of a meat examiner as described above, additional duties for a meat examiner may extend to the following in agreement with the PEO:

- i. Monitoring of the dispatch processes.
- ii. Monitoring of the handling of condemned material until safe disposal.
- iii. The NEO/PEO may authorize a meat examiner to perform meat examination (ante-mortem and primary meat inspection) in the absence of a Meat Inspector/VPHO at a rural abattoir. In this case the NEO/PEO must set up the necessary monitoring (carried out either by the NEO/PEO or an assignee) and reporting systems to ensure that meat safety and abattoir hygiene are maintained. A meat examiner such authorized must receive additional training and continuous professional development to be able to manage all aspects necessary to ensure that the meat and products released from the abattoir are safe for human consumption.

b. Meat Inspector

- i. A meat inspector may perform any of the duties of a meat examiner.
- ii. Conduct ante-mortem inspection of slaughter animals. Training of meat inspectors in animal behavior must be included in the scope of training or as additional in-service training
- iii. Prepare and submit to the PEO a monthly report on the meat inspection service, including slaughter statistics, as well as any non-conformances which require immediate intervention.
- iv. Regulatory control including verification of the abattoir hygiene management system

The functions of a meat inspector may be carried out by an animal health technician (AHT) provided that he/she has acquired additional training in meat examination to carry out primary meat examination

c. Veterinarian

- i. A veterinarian may perform any of the functions of a meat inspector
- ii. Conduct ante-mortem inspection of animals that have been deemed not fit for slaughter by the meat inspector/examiner
- iii. Conduct secondary meat inspection on all carcasses detained by the meat inspector/examiner, all carcasses of animals that had been referred by the meat inspector/examiner for veterinary ante-mortem inspection, and all carcasses that underwent emergency slaughtering.

- iv. Prepare and submit to the PEO a report on the meat inspection service(s) conducted.
- v. Prepare and report on secondary meat inspection services to the owner of an animal or the abattoir owner.
- vi. Verification of the abattoir hygiene management system.

The veterinarian may engage any personnel in the abattoir for assistance with the performance of his/her responsibilities.

16.3 Poultry and Rabbit Abattoirs

a. Poultry Meat Examiner Level 1

Poultry meat examiners level 1 are abattoir appointed meat inspection personnel and are added in this section to complete the scope of meat inspection personnel and not to define their role under assignees

- i. Conduct meat examination of carcasses and offal under supervision of a senior meat inspection personnel.
- ii. Monitoring of the dispatch processes.
- iii. Monitoring of the handling of condemned material until safe disposal.

b. Poultry Meat Examiner Level 2

- i. A PME Level 2 may perform any of the functions of a PME level
- ii. Responsible for meat inspection at recovery point
- iii. Monitoring of the slaughter processes.
- iv. Monitoring and direct supervision of the meat examination by the PME level 1(s)
- v. Verification of the abattoir hygiene management system.
- vi. Approval of the products after the assessment of the slaughter and meat examination processes and abattoir hygiene management.
- vii. Prepare and submit to the PEO a monthly report on the meat inspection service, including slaughter statistics.

c. Meat Inspector

Meat inspectors will be attached to all high throughput abattoirs to perform the same activities as for PME 2 as described above.

d. Veterinarian

A poultry/rabbit abattoir must have access to the service of a veterinarian to carry out farm health and welfare management systems. This must include:

- An applicable flock health control programme, which includes verification that all day old chicks placed comply with Salmonella control and pathogen reduction programmes as well as the necessary vaccination requirements.
- Farm flock health certification before catching, including compliance with withdrawal periods
- Disease control measures including:
 - vaccination of birds.
 - Ecto and endoparasite control of birds.
 - Treatment of sick and/or injured birds.
 - Post mortem examination of dead birds on the farm and at the abattoir.
- ii. Prepare and submit to the PEO a report on the meat inspection service(s) conducted.
- iii. Verification of the abattoir hygiene management system.

16.4 Game Meat and Wild Ostriches Abattoirs

Where reference is made to game, the same applies to wild ostriches and crocodiles

a. Trained person

- i. Conduct ante-mortem inspection of game animals to be slaughtered. In the context of game slaughter, ante-mortem inspection is limited to a visual appraisal, which in most cases may be from a distance further than in red meat and poultry, of the behavior and actions of the game animal to determine its fitness for slaughter

- ii. Verification of proper shooting, bleeding times, hygienic harvesting and transport procedures of harvested game.
- iii. Identification of abnormal behaviour in the live animal and deviation from procedures.
- iv. Reporting to the registered inspector at the harvesting depot or game meat abattoir

b. Game Meat Examiner

- i. Conduct examination of carcasses and offal at the game harvesting depot.
- ii. Conduct examination of carcasses and offal at the game meat abattoir.
- iii. Monitoring of hygiene control during harvesting and at the game harvesting depot.

In addition to the core duties of a meat examiner as described above, additional duties for a meat examiner may extend to the following in agreement with the PEO:

- i. Monitoring of the dispatch processes at the abattoir.
- ii. Monitoring of the handling of condemned material until safe disposal.

Due to the locations, numbers and accessibility of game farms, the infrequent slaughtering/harvesting and the challenges with accessing the animals on a game farms, it may not always be possible to have independent meat inspection personnel servicing the game harvesting depots on these farms. The NEO/PEO may therefore waive the requirement for independence for game meat examiners at game harvesting depots for small game harvesting operations for practical reasons as described. This means that the owner must have a game meat examiner during game harvesting, but such an individual may not necessarily be independent of the owner or farm.

A game meat examiner operating under the waiver of independence must report to the PEO on the meat examination service provided at a frequency as shall be determined by the PEO. The game meat examiner must also submit a meat examination report to the game abattoir with each consignment for the attention of the abattoir meat inspector.

c. Meat Inspector

A meat inspector may perform any of the duties of a game meat examiner.

- ii. Conduct primary meat inspection on all carcasses.
- iii. Prepare and submit to the PEO a monthly report on the meat inspection service, including slaughter statistics.
- iv. Verification of the abattoir hygiene management system.

d. Veterinarian

Conduct secondary meat inspection on all carcasses detained by the meat inspector/examiner for a veterinary decision.

- ii. Conduct inspection on all emergency slaughter carcasses and offal.
- iii. Prepare and submit to the PEO a report on the meat inspection service(s) conducted.
- iv. Verification of the abattoir hygiene management system.

16.5 Crocodile Abattoirs

a. Meat Examiner

- i. Conduct post mortem inspection of carcasses and offal at the abattoir.
- ii. Monitor receiving of chilled harvested crocodiles at the abattoir.

b. Meat Inspector

- i. A meat inspector may perform any of the duties of a meat examiner.
- ii. Conduct ante-mortem inspection at harvesting of crocodiles.
- iii. Monitor receiving of chilled harvested crocodiles at the abattoir.
- iv. Prepare and submit to the PEO a monthly report on the meat inspection service, including slaughter statistics, as well as any non-conformances which require immediate intervention.
- v. Regulatory control including verification of the abattoir hygiene management system

c. Veterinarian

- i. Monitor ante-mortem done by meat inspector.

- ii. Conduct secondary meat inspection on all carcasses detained by the meat inspector/examiner for a veterinary decision.
- iii. Prepare and submit to the PEO a report on the meat inspection service(s) conducted.
- iv. Verification of the abattoir hygiene management system.

17. TRAINING OF MEAT INSPECTION PERSONNEL

Training of veterinarians, meat inspectors and animal health technicians is carried out at institutions of higher learning registered with the Department of Higher Education and Training. There are quality management systems at these institutions to maintain standards of training. The qualifications and curricula are registered with the South African Qualifications Authority.

Training for meat examiners is offered by private service providers and is unregulated. The standards and duration of training for meat examiners differ. In order to have some degree of control of training for meat inspection personnel, the NEO will form a unit to be led by DAFF that will monitor training of all meat inspection personnel. The terms of reference for the unit will be:

1. To set standards for training of meat inspection personnel.
2. To assess and endorse all qualifications for meat inspection personnel to ensure that they meet the requirements.
3. To monitor the training of meat inspection personnel.

The unit will use expertise from government and industry for advice on any matter related to training of meat inspection personnel.

18. FUNDING MODEL

In accordance with section 11(1)(b) of the Act, the owner of an abattoir must procure a meat inspection service for that abattoir. On the basis of this prescript, each abattoir that is to be service by an assigned meat inspection service provider will be responsible for the payment of the meat inspection service provided at their abattoir.

A revenue collection system will be developed to ensure that there is no direct payment by abattoir and facility owners to assignees. The revenue collection system will operate as follows:

- a. The Minister will appoint revenue collection institution(s) for the collection of meat inspection revenue in line with treasury regulations.
- b. The abattoir/facility owner must pay money for the meat inspection service to the appointed revenue collection institution.
- c. The revenue collection institution must pay the assigned meat inspection service providers all monies due to them from the abattoirs for meat inspection service provided within 2 weeks of the revenue being made available.

The implementation of a revenue collection system for meat inspection service will be effective from the date to be determined by the NEO. The NEO may waive the use of a revenue collection system for revenue collection for various abattoir categories, such as rural and infrequently slaughtering abattoirs. Until the effective date for the implementation of the system, abattoirs may be allowed to directly pay assignees for services provided. The NEO must monitor the system to ensure that there is no compromise on the independence of the meat inspection service due to direct financial transactions.

19. MEAT INSPECTION FORUM

A meat inspection forum consisting of government and other stakeholders in the meat inspection service is to be set up to advise the NEO and PEOs on the implementation of meat inspection service in the country.

- a. Composition of the Meat Inspection Forum
 - i. National Executive Officer (Chairperson)
 - ii. All Provincial Executive Officers
 - iii. One representative of the meat inspection assignees
 - iv. One representative of the red meat industry
 - v. One representative of the poultry meat industry
 - vi. One representative of the game meat industry
 - vii. One representative of the ostrich meat industry
 - viii. One representative of the crocodile meat industry
 - ix. One representative of the rabbit meat industry

The MI Forum may co-opt any person relevant to the objectives of the scheme to attend and participate in meetings.

b. Meetings of the Meat Inspection Forum

The NEO (or representative) is the chairperson of the forum and presides over all meetings of the forum. In the absence of the NEO and his/her representative, the members present at a meeting must elect a chairperson for the meeting.

The Department of Agriculture, Forestry and Fisheries must provide administrative and secretarial services to the forum.

The forum is to meet at least twice per year. Any member of the forum may request an urgent/extraordinary meeting of the forum if supported by at least 50% of the members of the forum. The chairperson, however, has the power to call an urgent/extraordinary meeting of the forum if the need arises.

In addition to being a forum where feedback is given on the performance of meat inspection in the country, the forum will also advise the NEO/PEOs on:

- i. Any matter of relevance related to meat inspection service at abattoirs.
- ii. Grievances and complaints related to meat inspection services lodged by any party
- iii. Conditions of service for meat inspection personnel
- iv. Appropriate cost recovery for different sizes, category and species of abattoirs

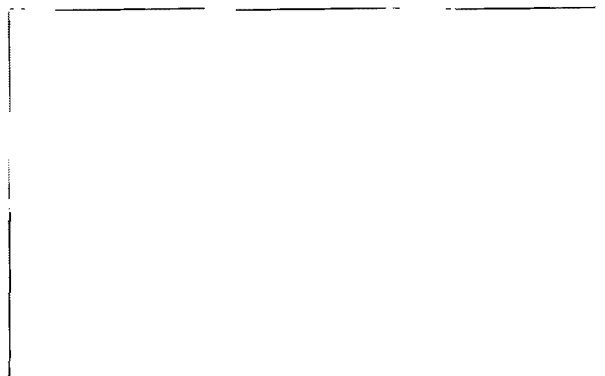
Recommendations of the meat inspection forum are not binding on the NEO and PEOs, however, the government must use the forum to learn about the developments and best practices in the meat industry.



agriculture,
forestry & fisheries

Department:
Agriculture, Forestry and Fisheries
REPUBLIC OF SOUTH AFRICA

Insert Provincial logo here



APPLICATION FOR ASSIGNMENT OF A MEAT INSPECTION SERVICE PROVIDER UNDER THE MEAT SAFETY ACT, 2000 (ACT NO. 40 OF 2000)

IMPORTANT NOTICE

1. Please complete this form fully, in **PRINT**, prior to the return thereof.
2. This form, together with all supporting documents must be sent to the Provincial Executive Officer (PEO) of the Province in which the organisation/prospective assignee wishes to operate. Contact details of PEOs are provided in Part E

PART A: MEAT INSPECTION SERVICE PROVIDER DETAILS

A1: APPLICANT'S DETAILS

Name and surname	
Identity Number	
Postal address	
Physical address	
Telephone No.	
Cell phone No.	
Fax no	
E-mail address	
CERTIFIED COPIES OF IDENTITY DOCUMENT MUST ACCOMPANY THIS APPLICATION. NO APPLICATION WILL BE CONSIDERED WITHOUT THESE DOCUMENTS BEING ATTACHED.	

A2: COMPANY DETAILS

Company name			
Registration number			
Shareholding			
Name and Surname	Identity Number	Percentage shareholding	
Postal address			
Physical address			
Telephone no.			
Cell phone No.			
Fax no			
E-mail address			
CERTIFIED COPIES OF BROAD-BASED BLACK ECONOMIC EMPOWERMENT (BBBEE) CERTIFICATE OF COMPLAINEE MUST ACCOMPANY THIS APPLICATION.			

A3: PROVINCES AND CATEGORIES OF ABATTOIRS*

Provinces in which the assignee wishes to render services (Indicate with an X)					
Gauteng		Northern Cape		Mpumalanga	
Eastern Cape		North West		KwaZulu Natal	
Free State		Limpopo		Western Cape	
Category of abattoirs (Indicate with an X)					
Red Meat		Poultry		Ostrich	
Other (please specify)					

**Please Note: A meat inspection service provider is not limited to the Province in which the assignment process was initiated, but may offer their service at any abattoir in the country, but within the limits of the scope of activity indicated in the letter of assignment*

PART B: INFORMATION TO BE PROVIDED (*Meat Inspection Scheme: Section 7*)**IMPORTANT NOTICE**

1. Please refer to the Meat Inspection Scheme for detailed requirements, the relevant sections are indicated in italics.
2. Note that no application will be considered without all the relevant information being provided.

B.1. Integrity, Independence and Confidentiality

The organization/prospective assignee shall provide detailed information describing how it complies with the provisions of *Section 7.2 a to d* of the *Meat Inspection Scheme*

B.2. Organisation and Management

The organization/prospective assignee shall provide detailed information describing how it complies with the provisions of *Section 7.3 a to g* of the *Meat Inspection Scheme*

B.3. Personnel

The organization/prospective assignee shall provide detailed information describing how it complies with the provisions of *Section 7.4 a to i* of the *Meat Inspection Scheme*

B. 4. Facilities and Equipment

The organization/prospective assignee shall provide detailed information describing how it complies with the provisions of *Section 7.5 a to d* of the *Meat Inspection Scheme*

B.5. Inspection methods and procedures

The organization/prospective assignee shall provide detailed information describing how it complies with the provisions of *Section 7.6 a to f* of the *Meat Inspection Scheme*

B.6 Handling inspection samples and items

The organization/prospective assignee shall provide detailed information describing how it complies with the provisions of *Section 7.7 a to c* of the *Meat Inspection Scheme*

B.7. Records

The organization/prospective assignee shall provide detailed information describing how it complies with the provisions of *Section 7.8 a to b* of the *Meat Inspection Scheme*

B.8. Complaints and Appeals

The organization/prospective assignee shall provide detailed information describing how it complies with the provisions of *Section 7.9 a to c* of the *Meat Inspection Scheme*

B.9. Reporting

The organization/prospective assignee shall provide detailed information describing how it complies with the provisions of *Section 7.11* of the *Meat Inspection Scheme*

PART C. LIST OF DOCUMENTS PROVIDED

Please provide the titles/names of the documents provided

1	
2	
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*If the space provided above is not enough, please provide a list of the additional supporting documents on a separate page***PART D. DECLARATION**

By attesting my signature hereto, I –

- declare that **what I have stated** or provided **in this application** is **correct** at the time the application is made;
- understand that any **false or misleading information** provided may lead to **rejection of the application, prosecution** and/or other **legal action** taken against me;
- realise that if in the opinion of the Department I am wilfully providing false or misleading information this may be taken into consideration when considering future applications.

Full Names as per ID document_____
ID number_____
Signature of applicant_____
Date

PART E. CONTACT DETAIL LIST OF PROVINCIAL EXECUTIVE OFFICERS (PEO) AND VETERINARY PUBLIC HEALTH MANAGERS

Province	Designation	Name	Tele/Fax	Email	PHYSICAL/POSTAL ADDRESS
Gauteng	PEO	Dr W Rabolao	082 373 7724	Wynton.Rabolao@gauteng.gov.za	No. 56 Eloff street. Johannesburg
	VPH Manager:	Dr Yemi Akerele	076 944 1101	Yemi.akerele@gauteng.gov.za	
Eastern Cape	PEO	Dr V Rozani	043 605 4227 /043 642 6987	Vusi.Rozani@drdar.gov.za	Wodehouse Street, King Williams Town
	Technical manager	Ms G Jamani	039 737 4911	gcobisa.jamani@yahoo.co.za	Maluti College of Education, ERF 206, Magistrate Street, Maluti
Free State	PEO	Dr K Mojapelo	051 436 3677/051 436 5870	drkris@fs.agric.za	36A General Dan Pienaar drive, Dan Pienaar, Bloemfontein, 9301
	VPH Manager	Dr RI Mattala	016 976 2003/016 976 2013	psvwlm@gmail.com	P.O. Box 6252, Bloemfontein, 9300
	Technical manager	Seipati Kgechane	051 436 3677/051 436 5825	seipati@fs.agric.za	
Northern Cape	PEO	Dr P Kegakilwe	053 839 7870 /086 622 8073	pkegakilwe@ncpg.gov.za	7 Elliot street Kimberley 8300
	VPH Manager	Dr A Victor	053 839 7807 /: 086 771 9040	AVictor@ncpg.gov.za	
	Technical manager	Mr T Mogongoa	053 839 7888/0867718871	tmogongoa@ncpg.gov.za	
North West	PEO	Dr L Madyibi	018 389 5102 /018 389 5090	LMadyibi@nwpg.gov.za	AgriCentre Building Cnr. Dr. James Moroka & Stadium Rd
	VPH Manager	Dr L Kgatswetswe	018 389 5578 /Fax to E 086 263 1583	LKgatswetswe@nwpg.gov.za	Private Bag X2039, Mmabatho 2735
	Technical Manager	Mr M Nkosi	018 389 5037/ 018 389 5090	nmuzikayise@nwpg.gov.za	
Limpopo	PEO	Dr L Mampane	015 294 3109	mampanerl@agric.limpopo.gov.za	Office G17 .Agrivillage 1.69 Biccard Street, Polokwane 0699
	VPH Manager	Dr J Mentz	086 601 2592	jjmentz@gmail.com	Private Bag x 9487 Polokwane 0700
	Technical manager	Ms Shalati Gana	015 294 3164/086 601 1671	ganas@agric.limpopo.gov.za	

Mpumalanga	PEO	Dr BL Cele	013 741 3218/ 0137415087	lcele@mpg.gov.za	16 Reitz Street, Sonheuwel, Nelspruit
	Technical Manager	Mr D C Uys	013 741 3218/013 741 5087	DCUys@mpg.gov.za	Private Bag X11309 Nelspruit 1200
KwaZulu Natal	PEO	Dr D. I Mtshali	035 780 6705	drdumisani.mtshali@kzndard.gov.za	P/Bag X 9059,Pietermaritzburg; 3200
	VPH Manager	Dr A.M Warren	033 343 8418	Mark.Warren@kzndard.gov.za	P/Bag X6005, Hilton,3245
	Technical manager	Mr JJ Mvelase	079 506 2092	James.mvelase@kzndard.gov.za	
Western Cape	PEO	Dr G Msiza	021 808 5002 /0218087619	GinindaM@elsenburg.com	Muldersvlei Road, ELSENBURG, 7607
	Technical manager	Mr. William Jephtas	021808 7751/ 021808 5274	williamj@elsenburg.com	Private Bag X1, Elsenburg, 7607

PEO-Provincial Executive Officer

VPH Manager-Deputy Director/Manager responsible for VPH

Technical Manager-Control VPHO responsible for whole Province

**SUMMARY OF THE REQUIREMENTS FOR PROSPECTIVE ASSIGNEES IN TERMS OF
SECTION 4(1) OF THE MEAT SAFETY ACT, 2000 (ACT NO. 40 OF 2000)**

1. Attributes of an assignee (Integrity, Independence, and Confidentiality): *Section 7.2*

The assignee, their personnel or any person deemed to be employed by the assignee shall:

- i. not have direct or indirect interest in the abattoir(s) it is to provide service at;
- ii. ensure that all its rendered services are undertaken impartially; and
- iii. ensure confidentiality of information obtained in the course of its activities.

2. Organisation and Management *Section 7.3:*

The assignee shall:

- i. have an organizational structure that will enable it to maintain the capability to perform its functions effectively,
- ii. system to ensure effective supervision by a registered Veterinarian familiar with the inspection methods and procedures,
- iii. documented systems and procedures.

3. Personnel: *Section 7.4*

The assignee shall have a sufficient number of personnel:

- i. with knowledge of the Meat Safety Act and applicable regulations, appropriate qualifications and experience,
- ii. competent to provide a comprehensive meat inspection service for a particular category of abattoirs as assigned.

4. Facilities and Equipment: *Section 7.5*

The assignee shall have access to adequate, suitable facilities and equipment required for rendering its service.

5. Inspection Methods and Procedures: *Section 7.6*

The assignee shall use methods and procedures prescribed in the applicable regulations in exercising its function.

6. Handling inspection samples and items: *Section 7.7*

The assignee shall have documented procedures and appropriate facilities for handling samples.

7. Records: *Section 7.8*

The assignee shall maintain a record keeping system to suit the meat inspection service it is rendering, in compliance with all relevant statutes, regulations and ensure the confidentiality of its clients.

8. Complaints and Appeals: *Section 7.9*

The assignee shall have documented procedures for dealing with and maintain records for complaints and appeals

9. Lines of communication: *Section 7.10*

The assignee shall ensure that all official communication between it and the NEO or PEO is in writing.

10. Reporting: *Section 7.11*

The assignee shall report as required by the PEO

11. Broad-Based Black Economic Empowerment: *Section 7.1*

The assignee shall comply with the requirements as specified in the AgriBEE Sector Code in terms of Section 9 of the Broad-Based Black Economic Empowerment Act, 2003, as amended.

DEPARTMENT OF AGRICULTURE, FORESTRY AND FISHERIES

NO. 635

07 JULY 2017

AGRICULTURAL PRODUCT STANDARDS ACT, 1990
(ACT No. 119 OF 1990)REGULATIONS RELATING TO THE GRADING, PACKING AND MARKING OF BANANAS INTENDED
FOR SALE IN THE REPUBLIC OF SOUTH AFRICA

The Minister of Agriculture, Forestry and Fisheries has under section 15 of the Agricultural Product Standards Act, 1990 (Act No. 119 of 1990) --

- (a) made the regulations in this Schedule;
- (b) determined that the said regulations shall come into operation six months after the date of publication; and
- (c) repealed Government Notices No. R68 of 16 March 1973, No. R919 of 5 May 1978, No. R126 of 17 January 1975 and No. R 2857 of 29 December 1989.

SCHEDULE

Definitions

1. In these regulations any word or expression to which a meaning has been assigned in the Act shall have that meaning and, unless the context otherwise indicates --

"**Arthropod**" means any stage in the life cycle of an invertebrate member of the Animal Kingdom that is bilaterally symmetrical with a segmented body, with jointed limbs that are paired and a chitinous external skeleton;

"**bananas**" means the fruit of the cultivars which are grown from the species *musa spp.* (AAA Cavendish sub-group) of the *Musaceae* family. Plantains (bananas intended for cooking only) and bananas for processing purposes are excluded;

"**blemish**" means any mark on the surface of the bananas that detrimentally affects the appearance thereof;

"**cigar-end rot**" means

- (a) in relation to light, means a type of dry fungus rot, limited to the blossom-end of the banana, which does not result in any discolouration of the flesh and does not extend further than 5 mm from the blossom-end;
- (b) in relation to major, means a type of dry fungus rot which causes a dark discolouration of the flesh of the banana, and which extend further than 5 mm from the blossom-end; and
- (c) in relation to minor, means a type of dry fungus rot limited to the blossom-end of the banana, and does not affect the quality of the banana detrimentally.

"**cold damage**" means a state whereby the peel of the banana appears glassy, watery or discoloured as result of exposure to faulty storage;

"**consignment**" means:

- (a) a quantity of bananas of the same cultivar, belonging to the same owner and delivered at the same time under cover of the same delivery note, consignment note or receipt note, or delivered by the same vehicle; and

- (b) in the case of a quantity of bananas that is divided into different cultivars, classes, pallet loads, trademarks or types of packaging, every quantity of each of the different cultivars, classes, sizes, pallet loads, trademarks or types of packaging;

"container" means the immediate package in which bananas are packed directly and outer package in which prepacked units are packed;

"decay" means a state of decomposition, fungus development or internal insect infestation, which detrimentally affects the quality of the bananas;

"foreign matter" means any material or substance that is not normally present in, on or between the bananas;

"injury" any wound which has pierced the skin of the banana and exposes the flesh; with the exception of such wounds which have become completely callused;

"inspector" means an officer under the control of the Executive Officer or an Assignee or a qualified employee of an Assignee;

"length" means the distance between the stem end where it is attached to the stem collar and the blossom end of the banana, measured along the outer (convex) curve of the banana;

"prepacked unit" means any single packing unit for presentation as such to the consumer consisting of bananas and the packaging into which the bananas were put before being offered for sale;

"the Act" means the Agricultural Product Standards Act, 1990 (Act No. 119 of 1990); and

"well formed" means the shape of a banana which is typical of the cultivar concerned.

PART I

Restrictions on the sale of bananas

2. (1) No person shall sell bananas in the Republic of South Africa –
- (a) unless such bananas are sold according to the classes referred to in regulation 3;
 - (b) unless such bananas comply with the standards for the class concerned as set out in regulation 4;
 - (c) unless such bananas are packed in accordance with the packing requirements as set out in regulations 5, 6, 7, 8 and 9;
 - (d) unless such bananas are contained in containers marked in accordance with the marking requirements as set out in regulations 10;
- (2) Imported bananas may be exempted from the provisions of sub-regulation (1), provided that the bananas:
- (a) comply with either the Codex, United Nations Economic Commission for Europe (UNECE) or Organisation for Economic Co-operation and Development (OECD) standards; and
 - (b) are according to bilateral agreement accompanied by certificate issued by a relevant government authority responsible for quality control of fresh fruit and vegetables and in which it is certified that the quality of the bananas as verified through inspection conforms to the relevant standard.
- (3) The Executive Officer may grant written exemption, entirely or partially, to any person on such conditions as he or she deems necessary, from the provisions of sub-regulation (1).

QUALITY STANDARDS

Classes of bananas

3. There are three classes of bananas, namely Class 1, Class 2, and Lowest Class.

Standards for classes

4. (1) Bananas shall comply with specifications as set out in Table 1, 2 and 3.
- (2) No consignment of bananas classified as "Class 1", "Class 2", and "Lowest Class" shall contain;
- (a) any organisms which may be a source of danger to human being; and
- (b) Arthropod infestation including the organisms which according to paragraph (a) do not form part of plant injurious organisms, excluding organisms which may be a source of danger to the human being, on more than 3% of the bananas or three free running Arthropod per pallet load or part thereof in the consignment: Provided that it does not exceed a maximum of one Arthropod per container.

PART II

PACKING REQUIREMENTS

Requirements for containers

5. (1) Containers in which bananas are packed shall:
- (a) be clean and suitable;
- (b) not impart a foreign taste or odour to the bananas;
- (c) be free from any visible sign of fungus growth;
- (d) be free from Arthropod infestation; and
- (e) be strong enough for the packing and normal handling of bananas.
- (2) Containers (excluding cartons) that are re-used, shall be of a suitable material that can be cleaned and disinfected prior to re-use.

Packing requirements

6. (1) Bananas in the same container shall as far as practically possible, be of the same size and appearance.
- (2) Each container shall be packed firmly and to the specified weight on the container.
- (3) If bananas are packed in prepacked units, such units shall be packed in a suitable manner in an outer package: Provided that the prepacked units are clean and suitable.

Packing material

7. If packing material is used inside containers, such packing material shall be clean and odourless, and not transmit to the bananas any harmful substance or any substance that may be injurious to bananas.

Stacking of containers on pallets

8. If containers containing bananas are palletised:
- (1) the pallet shall be clean, undamaged and suitable;
 - (2) the containers shall be stacked neatly and firmly on the pallet; and
 - (3) containers shall not be stacked upside-down on the pallet.

Strapping of pallet loads

9. In case a pallet load of containers need to be strapped, it shall be strapped in a suitable manner.

MARKING REQUIREMENTS

10. (1) Each container containing bananas shall be marked clearly, neatly, indelibly, legibly, on any visible short or long side of the lid or container, where lids are not used, by printing, stamping or by means of specially designed labels with the following particulars: Provided that all particulars shall be grouped on the same side:

- (a) the expression "Bananas" in case of containers where the contents are not visible from the outside;
- (b) the appropriate cultivar/variety (optional);
- (c) the appropriate Class in accordance with regulation 3;
- (d) the country of origin; (e.g. "Product of South Africa", "Produced in South Africa" or any other similar expression);
- (e) the applicable size;
- (f) the name and physical or postal address of the producer, packer or owner of the contents of the container;
- (g) the applicable date of packing or date code (optional).

(2) Subject to the provisions of sub-regulation (1), each outer package containing prepacked units shall be marked with an indication of the total number of prepacked units per outer package.

(3) If bananas are packed in re-usable containers, excluding cartons, the particulars required in sub-regulation (1) (a), (c), (d), (e), (f) shall be indicated on labels fit into the slot specially affixed for this purpose.

Prohibition of false or misleading description of products

11. No person shall use any name, word, expression, reference or indication in any manner, either by itself or in conjunction with any verbal, written, printed, illustrated or visual material, in connection with the sale of a product in a manner that conveys or creates or is likely to convey or create a false or misleading impression as to the nature, substance, quality or other properties, or the class or grade, origin, identity or manner or place of production, of that product.

PART III**SAMPLING PROCEDURES*****Obtaining a sample from the consignment***

12. An inspector shall draw containers at random for inspection purposes and shall be satisfied that the containers so drawn are representative of the consignment concerned.

Obtaining an inspection sample

13. The inspector shall draw at random a sample consisting of 25 bananas from each container: Provided that if a container contains less than 25 bananas, the entire contents of such a container shall be taken as an inspection sample.

Deviating sample

14. If an inspector should notice during the process of drawing the random sample or during the inspection, that some of the containers derived from any part of the pallet load, truck load or consignment, contain bananas which are noticeably inferior to or differ from the contents of the containers which represent the remainder of the pallet load, truck load or consignment, the inspection result shall be based only on the containers derived from the deviating portion of the pallet load, truck load or consignment, and further samples required for inspection shall be drawn from this deviating portion.

METHODS OF INSPECTION***Determination of length***

15. The length of the banana shall be determined as follows:

- (i) Take as working sample 10 bananas at random from the inspection sample obtained in accordance with regulation 13.
- (ii) Determine the length of the bananas with a suitable apparatus.
- (iii) The length of the banana shall be measured along the outside (convex) curve from the stem end where it is attached to the stem collar until the blossom end of the banana.
- (iv) Calculate the number of bananas thus found to be small and extra large as a percentage of the total number of bananas in the inspection sample.

TABLE 1: PERMISSIBLE CULTIVARS

Cultivars
Cavendish
Any other suitable cultivar

TABLE 2: QUALITY STANDARDS

Quality factors	Class 1	Class 2	Lowest Class
1. Appearance	Fresh and firm	Fresh and firm	*
2. Shape of the fruit	Well formed and typical of the cultivar concerned	Well formed and typical of the cultivar concerned	*
3. Ripeness	Shall be fully developed but not overripe, with firm skin	Shall be fully developed but not overripe, with firm skin	*
4. Colour	Good and typical of the cultivar concerned	Good and typical of the cultivar concerned	*
5. Injuries	May deviate to the extent set out in Table 3	May deviate to the extent set out in Table 3	*
6. Cold damage	May deviate to the extent set out in Table 3	May deviate to the extent set out in Table 3	*
7. Stem collar decay	May deviate to the extent set out in Table 3	May deviate to the extent set out in Table 3	*
8. Cigar-end rot (light, minor and major)	May deviate to the extent set out in Table 3	May deviate to the extent set out in Table 3	*
9. Stem collar	Shall be neatly cut	Shall be neatly cut	*
10. Size			
(a) X- Large	221+ mm	221+ mm	*
(b) Large	191 – 220 mm	191 – 220 mm	
(c) Medium	151 - 190 mm	151 – 190 mm	
(d) Small	120 – 150 mm	120 – 150 mm	
11. Blemishes	A combined surface area of not more than 25% of the total fruit surface	A combined surface area of not more than 30% of the total fruit surface	*
12. Treatment against stem collar decay	Shall be treated	Shall be treated	Shall be treated
13. Any other internal or external quality defects	May deviate to the extent set out in Table 3	May deviate to the extent set out in Table 3	May deviate to the extent set out in Table 3

* No specification

TABLE 3: MAXIMUM PERMISSIBLE DEVIATIONS

Quality factors	Class 1	Class 2	Lowest Class
1 Decay	5 %	8%	0%
2 Cigar end rot			
a) Minor	10%	15%	20%
b) Light	10%	15%	20%
(c) Major	10%	15%	20%
3. Stem collar decay	5%	10%	20 %
4 Cold damage	15%	20%	*
5. Injuries	10%	16 %	*
6 Blemishes	15%	20%	*
Size	15%	20%	*
8. Ripeness (overripe or unripe)	10 %	20%	*
9. Foreign matter	15%	20%	
10. Any other internal or external quality defects	10%	5%	*
11. Deviations in item 4, 5, 6 and 7 of this table collectively: Provided that such deviations are individually within the specified limits	15%	20%	*

No specification

DEPARTMENT OF ENVIRONMENTAL AFFAIRS

NO. 636

07 JULY 2017

**NATIONAL ENVIRONMENTAL MANAGEMENT: BIODIVERSITY ACT, 2004
(ACT NO. 10 OF 2004)****NOTICE OF INTENTION TO DECLARE AN EXTENSION TO KWELERA NATIONAL BOTANICAL GARDEN**

I, Bomo Edith Edna Molewa, Minister of Environmental Affairs, hereby, in terms of section 33(1)(b) read with section 100 of the National Environmental Management: Biodiversity Act, 2004 (Act No. 10 of 2004), give of my intention to declare the property known as Farm 1505, as depicted in the Schedule, as an extension to the existing Kwelela National Botanical Garden, to be managed by South African National Biodiversity Institute as required in terms of section 11(1)(e) of the National Environmental Management: Biodiversity Act, 2004.

Members of the public are invited to submit to the Minister, within 30 days after the publication of the notice in the *Gazette*, written comments or inputs to the following addresses:

By post to: The Director-General:
Department of Environmental Affairs
Attention: Ms Willeen Olivier
Private Bag X447
Pretoria
0001

By hand to: Department of Environmental Affairs, Environment House, 473 Steve Biko Street,
Arcadia, Pretoria, 0001

By e-mail: wolivier@environment.gov.za, or

Any enquiries in connection with the notice can be directed to Ms Willeen Olivier at 012 399 9581.

Comments received after the closing date may not be considered.



BOMO EDITH EDNA MOLEWA
MINISTER OF ENVIRONMENTAL AFFAIRS

SCHEDULE

Kwelera National Botanical Garden extension declared on Farm No 1505, Division of East London, Eastern Cape Province, as depicted by ABCDEFG in the diagramme below.

REABOW AND ASSOCIATES : EAST LONDON

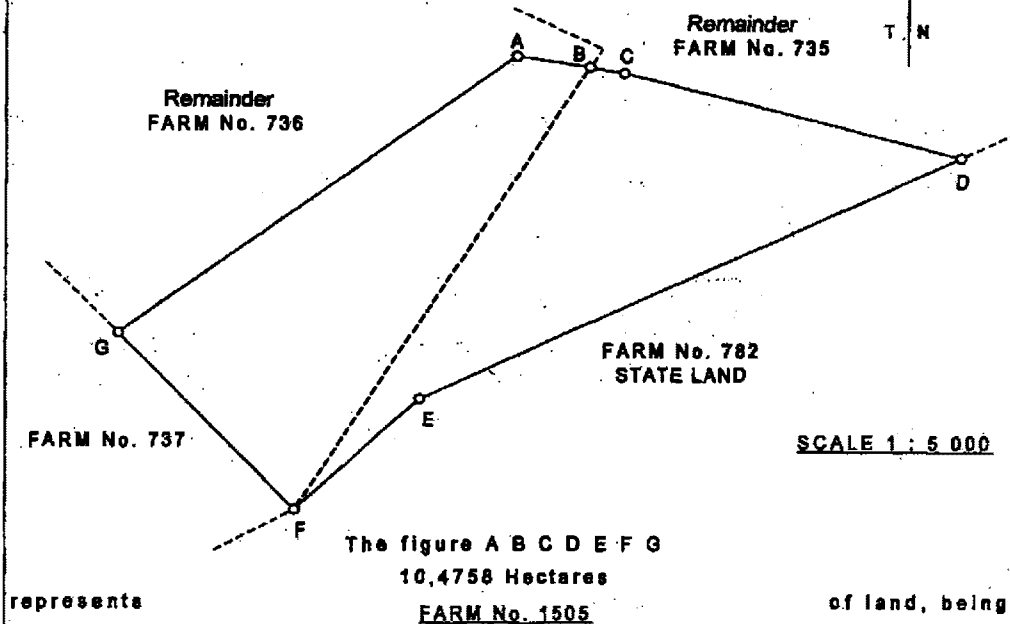
SIDES METRES	ANGLES OF DIRECTION	CO-ORDINATES			S.G. No. 1064/2015
		Y	System	WG. 27°	
	CONSTANTS	±	0,00	+ 3 600 000,00	
AB	58,30	279.34.20	A	- 99 750,59 + 42 938,20	Approved <i>K. N. N. N.</i> Surveyor-General 04-09-2015.
BC	27,10	280.12.50	B	- 99 808,08 + 42 945,90	
CD	276,39	284.43.00	C	- 99 834,75 + 42 950,70	
DE	473,39	64.35.00	D	-100 102,08 + 43 020,92	
EF	134,01	46.29.00	E	- 99 674,51 + 43 224,11	
FG	204,00	136.47.00	F	- 99 577,34 + 43 316,39	
GA	369,27	233.30.20	G	- 99 437,65 + 43 167,72	
Sunrise	(No. 160)	Δ	- 99 618,48 + 43 789,11		
Dagbreak	(No. 178)	Δ	- 96 835,25 + 42 022,00		

Beacon Descriptions

A,B,C,D,G : 16mm Round Iron Peg
E,F : Planted Stone.

Components

- (1) The figure B C D E F represents PORTION 2 OF FARM No. 735.
Vide Diagram No. 1062/2015 Deed of Transfer No.
- (2) The figure A B F G represents PORTION 1 OF FARM No. 736.
Vide Diagram No. 1063/2015 Deed of Transfer No.



and comprises (1) - (2) above

Situate in the Buffalo City Metropolitan Municipality
in the Administrative District of EAST LONDON

PROVINCE OF THE EASTERN CAPE

Surveyed in June 2015
by me

A.A. REABOW (PLS 0866)
Professional Land Surveyor

This diagram is annexed to
C.C.T. No.

The original diagrams
are as quoted above.

File No. ELdn. 1505

Dated
i.f.o.

S.R. No. 329 /2015

Compilation:
CR-7CA (4875)

Registrar of Deeds

LPI C0230000

FARM No. 1505 E.L.

DEPARTMENT OF HIGHER EDUCATION AND TRAINING

NO. 637

07 JULY 2017

Section 14 Manual:

THE PROMOTION OF ACCESS TO INFORMATION ACT (Act 2 of 2000)

2016/17 Edition

**"Together, Turning Every
Workplace into a Learning Space"**



**higher education
& training**

Department:
Higher Education and Training
REPUBLIC OF SOUTH AFRICA

Section 14 Manual
THE PROMOTION OF ACCESS TO INFORMATION ACT (ACT 2 OF 2000)
2016/17 Edition

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2016/17 Edition

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Pretoria
0001

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Tel: +27 (12) 312 5911

Fax: +27 (12) 321 6770

Website: www.dhet.gov.za

CONTENTS	Page
1. INTRODUCTION	2
2. THE FUNCTION AND THE STRUCTURE OF THE DEPARTMENT OF HIGHER EDUCATION AND TRAINING	2
2.1. The functions of the Department of Higher Education and Training	
2.2. The structure of the Department of Higher Education and Training	
2.3 DHET Regional managers	
2.4 DHET Regional offices	
3. CONTACT DETAILS	9
4. SECTION 10 GUIDE OF MANUALS IN THE REPUBLIC OF SOUTH AFRICA	10
5. ACCESS TO RECORDS HELD BY THE DEPARTMENT OF HIGHER EDUCATION AND TRAINING	10
5.1 Automatic disclosure	
5.2 Records that maybe requested	
5.3 The request procedures	
6. SERVICES AVAILABLE	17
6.1 Nature of services	
6.2 How to gain access to information	
7. ARRANGEMENT ALLOWING FOR PUBLIC INVOLVEMENT IN THE FORMULATION OF POLICY AND EXERCISE OF POWER	18
8. THE REMEDIES AVAILABLE IF THE PROVISIONS OF THIS ACT ARE NOT COMPLIED WITH	18
9. OTHER INFORMATION AS PRESCRIBED IN TERMS OF THE ACT	18
10. UPDATING OF THE MANUAL	18
11. AVAILABILITY OF THE MANUAL	18
12. PRESCRIBED FEES FOR PUBLIC BODIES	18

1. INTRODUCTION

The **Promotion of Access to Information Act, 2000 (Act No. 2 of 2000)**, also commonly known as PAIA, which flows from section 32 of the Constitution of the Republic of South Africa, 1996, gives effect to the constitutional right of access to any information held by the state or any information held by any other person, provided that such information is required for the exercise or protection of any rights and matters connected therewith.

Section 32(1) of the Constitution entrenches the right that everyone has access to any information held by the state.

The purpose of the Promotion of Access to Information Act (PAIA) is seen as two-fold:

- to foster a culture of transparency and accountability in public and private bodies by giving effect to the right of access to information; and
- to actively promote a society in which the people of South Africa have effective access to information to enable them to exercise and protect all of their rights more fully.

Before April 27, 1997, the system of government in the country resulted in a secretive unresponsive culture in public and private bodies, which often led to abuse of power and to human rights violations.

The PAIA came into operation on March 9, 2001.

The Promotion of Access to Information Act, 2000 (Act No. 2 of 2000) prescribes that a Public Body must provide details of records held by such Body so that any request for information may be accommodated.

The details of records kept by a Public Body are contained in a book commonly known as a manual. The manual therefore relates to the records kept by the Public Body. The records kept pertain to the business/functions of each and every unit. To distinguish between the functions/business of each unit, the records of each unit are numbered differently. Each record also carries a disposal instruction.

Apart from records, also called files, the manual also contains information on the addresses of the Head of the Department as well as the Information Officer/s of the Public Body and also the name of each unit in the Public Body, its core function and a list of all records kept by the Public Body.

2. THE FUNCTIONS AND THE STRUCTURE OF THE DEPARTMENT OF HIGHER EDUCATION AND TRAINING

2.1 THE FUNCTIONS OF THE DEPARTMENT OF HIGHER EDUCATION AND TRAINING

The core functions of the Department are the development and maintenance of the post-school education and training system for young people and adults. The Department is therefore responsible for developing the policy and legislative framework on which the higher education and training system rests, ensuring:

- that all levels of the system adhere to these policies and laws;
- that mechanisms are in place to monitor and enhance quality in the system; and
- that the system keeps up to date with developments in education systems internationally.

The following are the activities that frame the functions:

Research and Policy Review

The Department initiates, commissions, evaluates, reviews and researches all aspects of the higher education and training system to assist in developing and maintaining the system.

Planning and Policy Development

The Department initiates and manages processes that lead to the development of policy and legislation. The Department assists the Minister to determine policy, norms and standards as required by the Constitution.

Support

The Department provides support to universities, Technical and Vocational Education and Training (TVET) Colleges, Community Education and Training colleges and the statutory bodies under the legislative authority of the Minister in their implementation of national policy, norms and standards. The department also provides Career Development Services.

Monitoring

The Department monitors and reports on the implementation of policy, norms and standards to assess their impact on the quality of the educational process, and to identify policy gaps.

Legislative and other mandates

A number of policies have been implemented and legislation promulgated to create a framework for transformation in post-school education and training. Key policies and legislation include:

- The Constitution of the Republic of South Africa, 1996, requires education to be transformed and democratised in accordance with the values of human dignity, equality, human rights and freedom, non-racism and non-sexism. It guarantees access to basic education for all with the provision that “everyone has the right to basic education, including adult basic education”. The fundamental policy framework of the Ministry of Education is stated in the Ministry’s first White Paper: Education and Training in a Democratic South Africa: First Steps to Develop a New System (February, 1995). The 1994 education policy framework of the ABC forms the basis of this document. Cabinet approved it after extensive consultation, negotiation and revision. It has since served as a fundamental reference for policy and legislative development.

- The Continuing Education and Training (CET) Act ((2006) intends to establish Community Education and Training Colleges (CETCs) as another institutional type within the post-school education and training system. The implications of the Continuing Education and Training Act are to repeal the Adult Basic Education and Training Act, 2000. This therefore implies that the CET Act will be the legislation governing CETCs and Community Training Centres (CLCs). The National Policy on Community Education and Training Colleges serves as an initial process to establish the overarching institutional policy framework for the establishment of CETCs
- The Higher Education Act (1997) makes provision for a unified and nationally planned system of higher education (HE). It has furthermore given the green light for a statutory Council on Higher Education (CHE), which advises the Minister, while being responsible for quality assurance and promotion. The Higher Education Act and Education White Paper 3 on Higher Education (1999), formed the basis for the transformation of the HE sector via an institutional planning and budgeting framework. This culminated in the National Plan for Higher Education in 2001.
- The National Qualifications Framework Act (NQF) (2005), provides for the establishment of the National Qualifications Framework (NQF), which forms the scaffolding for a national learning system that integrates education and training at all levels. The NQF is an essential expression, as well as a guarantor of a national learning system where education and training are of equal importance as complementary facets of human competence. South African Qualifications Authority (SAQA) is continuing to exist under this Act and is responsible for the maintenance and development thereof. The NQF has three (3) sub frameworks, namely Higher Education, General and Further Education and Training as well as Trades Occupations.

A Quality Council is responsible to develop qualifications registered on the subframework of the NQF.
- The Skills Development Levies Act (1999), provides for the imposition of skills development levies and matters related thereto.
- The Skills Development Act (1998), creates the National Skills Authority, establishes the Quality Council for Trades and Occupations (QCTO), regulates apprenticeships and learnerships and matters related to skills development.
- The National Student Financial Aid Scheme Act (1999), provides for the granting of loans and bursaries to eligible students at universities, as well as for the administration of such loans and bursaries.
- The South African Council of Educators Act (2000), requires the registering of educators employed in AET Centres with SACE.
- The General and Further Education and Training Act (2008), provides for the establishment of a Quality Council for further education and training colleges and adult education and training centres.

- In November 2013, Cabinet approved the White Paper for Post-School Education and Training. The aims of this White Paper is primarily to outline a framework that defines the Department of Higher Education and Training's (DHET's) focus and priorities, and that enables it to shape its strategies and plans for the future of post-school education in the Republic. Following the adoption of this White Paper by Cabinet, and based on the framework that it provides, the Department will elaborate a concrete development plan for the period up to 2030. The White Paper is an important document in the development of our higher education and training system. It is a definitive statement for the post-school system, outlining the country's main priorities and strategies for achieving them.

It is our government's vision for an integrated system of post-school education and training, with all institutions playing their roles. These institutions include the universities and the TVET colleges. They also include institutions that support the education and training processes such as the Sector Education and Training Authorities (commonly known as the SETAs), the National Skills Fund (NSF), South African Qualifications Authorities (SAQA) and the Quality Councils. The White Paper also recognises the importance of partnerships between educational institutions and the employers. Most students are preparing for careers in the labour market and as such, practical experience in the workplace is an invaluable part of the training, hence the employers play a significant role in the developmental processes of our learners.

2.2 THE STRUCTURE OF THE DEPARTMENT OF HIGHER EDUCATION AND TRAINING

PROGRAMME 1: ADMINISTRATION

Purpose: To provide strategic leadership, management and support services to the department

PROGRAMME 2: PLANNING, POLICY AND STRATEGY

Purpose: To provide strategic direction in the development, implementation and monitoring of departmental policies and in the human resource development strategy for South Africa.

PROGRAMME 3: UNIVERSITY EDUCATION

Purpose: To develop and coordinate policy and regulatory frameworks for an effective and efficient university education system. Provide financial support to universities, the National Student Financial Aid Scheme and national institutes for higher education.

PROGRAMME 4: TECHNICAL AND VOCATIONAL EDUCATION AND TRAINING

Purpose: To plan, develop, monitor, maintain and evaluate national policy, programme assessment practices and systems for technical and vocational education and training,

PROGRAMME 5: SKILLS DEVELOPMENT

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THE PROMOTION OF ACCESS TO INFORMATION ACT (ACT 2 OF 2000)
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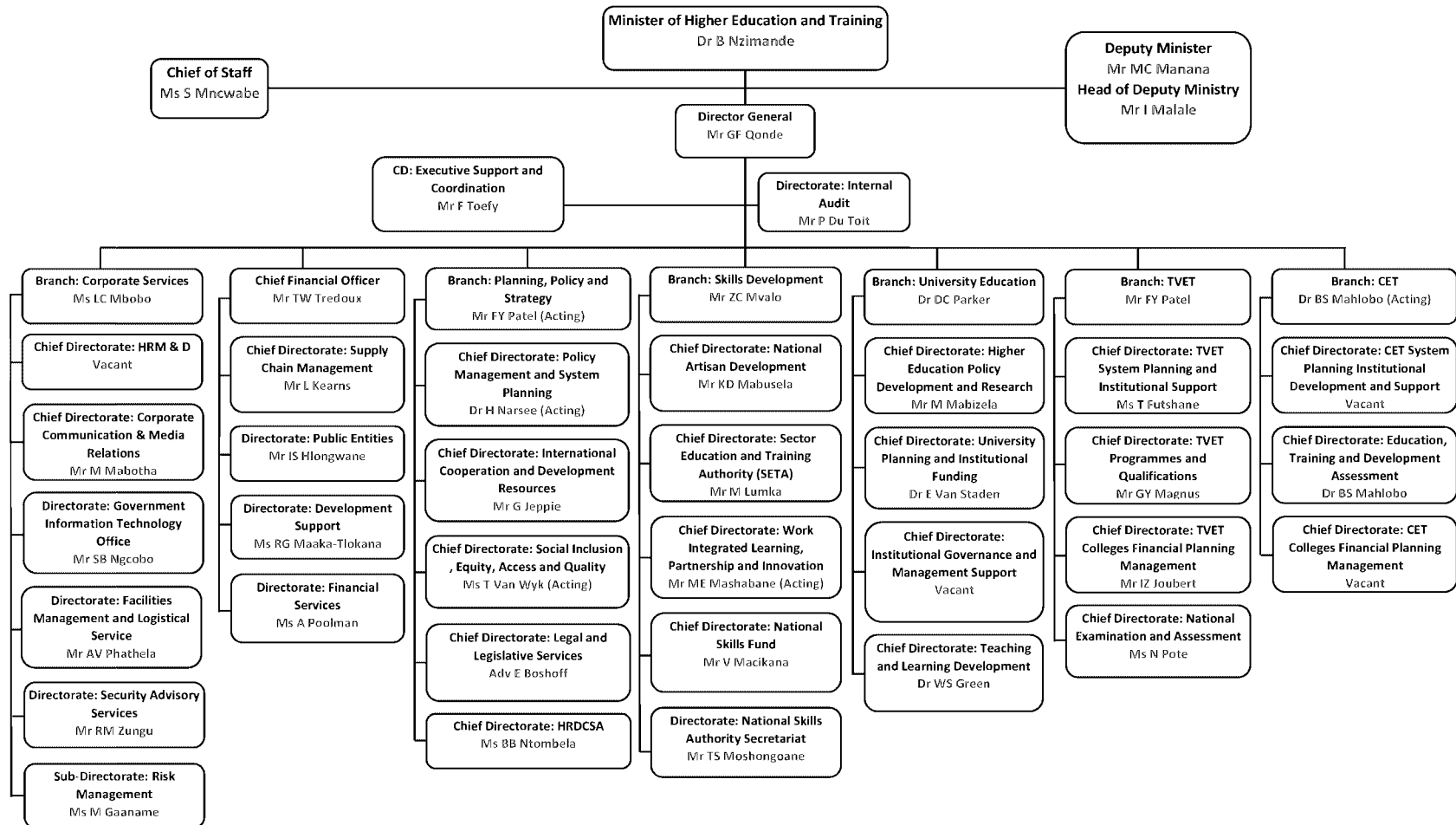
Purpose: To promote and monitor the national skills development strategy. Develop a skills development policy and regulatory framework for an effective skills development system.

PROGRAMME 6: COMMUNITY EDUCATION AND TRAINING

Purpose: To plan, develop, implement, monitor, maintain and evaluate national policy, programme assessment practices and systems for Community Education and Training.

The macro structure of the Department of Higher Education and Training is presented as follows:

HIGHER LEVEL STRUCTURE FOR DEPARTMENT OF HIGHER EDUCATION AND TRAINING (DHET)



2.3 DHET REGIONAL MANAGERS

Provincial Clusters	Acting Regional Managers	E-mail Address	Cell-phone/Tel: Number	Physical Address
Eastern Cape	Ms. N Teka	nombini.teka@edu.ecprov.gov.za	083 252 2979 / 040 608 4200	Steve Vukile Tshwete Street Eastern Cape Provincial Education Complex, Zone 6, Zwelitsha
Kwa-Zulu Natal	Mr. M Mthetwa	Mthethwa.b@dhet.gov.za	082 437 8800 0333452580	19 Wigford Road Mansons Mill Provincial Pietermaritzburg KZN
Limpopo	Ms. SR Mantshiu	mantshiusr@edu.limpopo.gov.za mampamt@edu.limpopo.gov.za	082 881 2237 / 015 290 7611/2564	58 schoeman street Rentmeester Building 5th floor office no 509 Polokwane
Gauteng and Free State	Mr. M Mokaba	mokaba.mokgatl@ Gauteng.gov.za / fetabet@edu.fs.gov.za	083 310 2081 / 011 355 0930/0892	111 Commissioner Street Johannesburg Gauteng Provincial Education Building
Mpumalanga and North West	Dr. E Pedro	pedro.e@dhet.gov.za n.molemane@education.mpu.gov.za	082 808 7351 / 018 389 8150	Dr Albert Luthuli Drive Mafikeng North West Provincial Department of Education building Mafikeng
Western Cape and Northern Cape	Mr. Z Siyengo	zozo.siyengo@westerncape.gov.za Noxolo.Siyathula@westerncape.gov.za phillips.sgr@gmail.com	082 577 6550 / 021 467 / 2614 9278	Golden Acre Floor No 18 9 Adderley Street Cape Town

2.4 DHET REGIONAL OFFICES

REGION	CITY	PHYSICAL ADDRESS	CONTACT NUMBERS
Gauteng	Johannesburg	111 Commissioner Street, Johannesburg Gauteng Provincial Education Building	Tel. 011 355 0000
Limpopo	Polokwane	Corner 113 Biccadd & 24 Excelsior Street, Limpopo Provincial Education Building Polokwane	Tel. 015 290 7611
Mpumalanga	Nelspruit	Building No. 5, Government Boulevard, Riverside Park, Nelspruit	087 355 3840 Tel. 013 766 5000
Eastern Cape	Zwelitsha	Steve Vukile Tshwete street Eastern Cape Provincial Education Complex, Zone 6, Zwelitsha	Tel. 040 608 4200
Kwazulu-Natal	Pietermaritzburg	19 Wigford Road Mansons Mill Pietermaritzburg KZN Provincial Department of Education	Tel. 033 846 5000 084 7520 606
North West	Mmabatho	Dr Albert Luthuli Drive Mafikeng North West Provincial Department of Education building Mafikeng	Tel: 018 388 2563
Northern Cape	Kimberley	09 Hayston Road, Harrison Park, Northern Cape Provincial Education Department	Tel. 053 830 1600
Free State	Bloemfontein	55 Elizabeth Street, FS Provincial Government Building, Bloemfontein	Tel. 051 404 8000
Western Cape	Cape Town	Golden Acre Floor No 18 9 Adderley street Cape Town	021 467 9278 021 467 2000

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THE PROMOTION OF ACCESS TO INFORMATION ACT (ACT 2 OF 2000)
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3. CONTACT DETAILS

Information Officer:

Mr Gwebinkundla Fellix Qonde

Telephone: +27 12 312 6349
Facsimile: +27 12 323 0291
e-mail: Qonde.g@dhet.gov.za

Deputy Information Officers:

Ms Lulama Mbobo

Telephone: +27 12 312 6070
Facsimile: +27 12 323 7231 / 086 298 9873
e-mail: Mbobo.l@dhet.gov.za

Adv Eben Boshoff

Telephone: +27 12 312 5524
Facsimile: +27 12 324 8230
e-mail: Boshoff.e@dhet.gov.za

General information:

Physical Address: 123 Francis Baard Street
Pretoria
0001

Postal Address: Private Bag X174
Pretoria
0001

Telephone: +27 12 312 5911

Facsimile: +27 12 321 6770

Website: www.dhet.gov.za

4. SECTION 10 GUIDE OF MANUALS IN THE REPUBLIC OF SOUTH AFRICA

The South African Human Rights Commission has published the guide as prescribed by Section 10 of the Promotion of Access to Information Act. The guide is available at the offices of the South African Human Rights Commission.

The South African Human Rights Commission: PAIA Unit

The Research and Documentation Department

Postal Address: Private Bag 2700
Houghton
2041

Physical Address: 33 Hoofd Street, Braampark Forum 3
Braamfontein
2198

Telephone: +27 011 877 3821/3645

Website: www.sahrc.org.za

E-mail: ssidu@sahrc.org.za

5. ACCESS TO RECORDS HELD BY THE DEPARTMENT OF HIGHER EDUCATION AND TRAINING

5.1 AUTOMATIC DISCLOSURE

The following are the categories of records that are automatically available from the Department of Higher Education and Training without the person having to request access in terms of the Act.

FORM D

**AUTOMATICALLY AVAILABLE RECORDS AND ACCESS TO SUCH RECORDS:
(Section 15 of the Promotion of Access to Information Act, 2000 (Act 2 of 2000))
[Regulation 5A]**

DEPARTMENT OF HIGHER EDUCATION AND TRAINING

DESCRIPTION OF CATEGORIES OF RECORDS AUTOMATICALLY AVAILABLE IN TERMS OF SECTION 15 (1) OF THE PROMOTION OF ACCESS TO INFORMATION ACT, 2000	MANNER OF ACCESS TO RECORDS
FOR INSPECTION IN TERMS OF SECTION 15(1) (a) (i)	
<ol style="list-style-type: none"> 1. Departmental Strategic Plans 2. Departmental Annual Reports 3. Departmental Annual Performance Plans 4. Tenders / Bid Documents 5. List of Public Higher Education Institutions 6. List of Public Technical and Vocational Education and Training (TVET) Colleges 7. List of Public Community Education and Training Colleges 8. Legislation administered by the Department 9. Vacancies 10. Promotion of Access to Information manual 11. Register of Private Higher Education Institutions 12. Register of Private TVET Colleges 13. Scarce skills list 14. Budget Speeches 15. Departmental Media Statements and Speeches 16. Departmental Publications 17. Policy documents 18. Forms 	<p>These records are available for inspection at the Department on request or addressed to the Office of the Deputy Information Officer, Department of Higher Education and Training, Private Bag x 174, Pretoria, 0001</p> <p>Or visit our website on www.dhet.gov.za</p>
FOR COPYING IN TERMS OF SECTION 15(1) (a) (ii)	
<ol style="list-style-type: none"> 1. Departmental Strategic Plans 2. Departmental Annual Reports 3. Departmental Annual Performance Plans 4. Tenders / Bid Documents 5. List of Public Higher Education Institutions 	<p>These records are available for copying at the Department on request or addressed to the Office of the Deputy Information Officer, Department of Higher Education and Training, Private Bag x 174, Pretoria, 0001</p> <p>Or visit our website on www.dhet.gov.za</p>

<ol style="list-style-type: none"> 6. List of Public Technical and Vocational Education and Training (TVET) Colleges 7. List of Public Community Education and Training Colleges 8. Legislation administered by the Department 9. Vacancies 10. Promotion of Access to Information manual 11. Register of Private Higher Education Institutions 12. Register of Private TVET Colleges 13. Scarce skills list 14. Budget Speeches 15. Departmental Media Statements and Speeches 16. Departmental Publications 17. Policy documents 18. Forms 	
AVAILABLE FREE OF CHARGE IN TERMS OF SECTION 15(1)(a)(iii):	
<ol style="list-style-type: none"> 1. Departmental Strategic Plans 2. Departmental Annual Reports 3. Departmental Annual Performance Plans 4. Tenders / Bid Documents 5. List of Public Higher Education Institutions 6. List of Public Technical and Vocational Education and Training (TVET) Colleges 7. List of Public Community Education and Training Colleges 8. Legislation administered by the Department 9. Vacancies 10. Promotion of Access to Information manual 11. Register of Private Higher Education Institutions 12. Register of Private TVET Colleges 13. Scarce skills list 14. Budget Speeches 15. Departmental Media Statements and Speeches 16. Departmental Publications 17. Policy documents 18. Forms 	<p>These records are available free of charge at the Department on request or addressed to the Office of the Deputy Information Officer, Department of Higher Education and Training, Private Bag x 174, Pretoria, 0001</p> <p>Or visit our website on www.dhet.gov.za</p>

5.2 RECORDS THAT MAY BE REQUESTED

Descriptions of the subjects and categories of records held by the Department

Records held by the Human Resources section are the following:

- **Personnel file:** containing all personal particulars, CV, ID, appointment/promotion/transfer details, pension, long service awards, resettlement and medical matters
- **Leave file:** containing all leave forms
- **Housing file:** containing bank details of property, stop order forms, housing subsidy approval
- **State guarantee file:** containing request, approval, and bank approval of guarantee
- **Subsistence and Travelling file:** containing all claims and approval for S+T
- **Injury on duty file:** containing all reports and medical accounts
- **Merit file:** containing all evaluation forms, results, and approval for payment of merit awards
- **Bursary file:** containing request for bursary, approval, result of studies and payment of fees
- **Salary file:** containing all records of allowances, deductions, overtime, bank details and garneshee orders
- **Persal records** of all personal matters, salary details, appointment/promotion/transfer details, leave, housing, state guarantee, S+T, pension, medical, long service awards, merit awards.

Records held by the Financial Section are the following:

- **Estimates of National Expenditure:** This is the budget as tabled in Parliament annually by the Minister of Finance. It also includes the budget of the Department of Higher Education and Training and is obtainable from the Communication Directorate, National Treasury, Private Bag X115, Pretoria 0001. Tel (012) 315 5948. It is also available on www.treasury.gov.za
- **The Annual Report of the Department:** This includes the financial statements of the Department and the Audit Report on these statements, as well as the Management Report.
- **General:** Other and more detailed financial information, such as expenditure in respect of a specific project.

Records held by the General Registry are the following:

General Registry, the custodian of all general records created and received by the Department of Higher Education and Training (correspondence and documents), keeps all files in a filing system

The filing system presently consists of 25 main series and may increase as the need arises due to the growing establishment.

Records held by General Registry are the following:

1. Legislation
2. Legal Matters
3. Organisation and Control
4. Chief Financial Officer and Logistical Services
5. Internal Audit and Auditor-General
6. Personnel Administration and Development
7. Asset Management
8. Information Technology
9. Media Liaison and Communication
10. International Relations and Unesco
11. External Human Resources Development, Planning, Monitoring and Coordination
12. University Education
13. Vocational and Continuing Education and Training
14. Skills Development

Each main series of the existing 14 has a Policy and Routine Enquiries file. **Records held by Information Technology are the following: Information available on the department website:**

Department of Higher Education and Training (DHET) sites that are available as webpages:

1. Community Education and Training (CET)

Section 14 Manual
THE PROMOTION OF ACCESS TO INFORMATION ACT (ACT 2 OF 2000)
2016/17 Edition

2. Bulletin Board/News room
3. Communication and Liaison
4. Higher Education and Training Management Information System (HETMIS)
5. Examinations
6. Financial and Statistical Information relating to Education
7. Technical and Vocational Education and Training (TVET)
8. Gender
9. Higher Education
10. History
11. HIV/AIDS in Education
12. Information Technology
13. National Examination Assessment
14. Policy Support (Planning and Monitoring Branch)
15. Quality Assurance
16. Strategic Planning
17. Career Development Services – Khetha
18. Media Statements, Speeches, Articles and Responses
19. Legislation
20. Publications, Policies and Reports
21. Breaking News

Please note that some of the documents may require Acrobat Reader. Please make sure to have that program installed or downloaded onto your computer.

Records held by Examination Systems:

- *Examination cycles file:* containing cycles of examination, examination type and examination period for each cycle for students in technical and vocational education and training colleges and adult education centres.

- *Examination time table file:* contains a time table of subjects that will be offered in an examinations cycle for students in technical and vocational education and training colleges and adult education centres.
- *Examination candidates' information:* contains information on candidate who will be writing exams for students in technical and vocational education and training colleges and adult education centres.
- *Examination mark sheet file:* containing information on marks allocated to candidates per subject for students in technical and vocational education and training colleges and adult education centres.
- *Examination results file:* contains past and present examination results for students in technical and vocational education and training colleges and adult education centres.

5.3 THE REQUEST PROCEDURES

A requester must be given access to a record of a public body if the requester complies with the following:

- The requester complies with all the procedural requirements in the Act relating to the request for access to that record; and
- Access to that record is not refused on any ground of refusal mentioned in the Act.

Nature of the request:

- A requester must use the form that has been published in the Government Gazette [Govt. Notice R187 – 15 February 2002] (form A).
- The requester must also indicate if the request is for a copy of the record or if he/she wants to come in and look at the record at the offices of the Department. Alternatively, if the record is not a document it can then be viewed in the requested form, where possible.
- If a person asks for access in a particular form then the requester should get access in the manner that has been asked for. This is so unless doing so would interfere unreasonably with the running of the Department, or damage the record, or infringe a copyright not owned by the state. If for practical reasons the copy of the record cannot be given in the required form but in an alternative manner, the fee must be calculated according to the way that the requester first asked for it.
- If, in addition to a written reply to the request for the record, the requester wants to be told about the decision in any other way, e.g. telephone, this must be indicated.
- If a requester is asking for the information on behalf of somebody else, the capacity in which the request is being made should be indicated.

Section 14 Manual
THE PROMOTION OF ACCESS TO INFORMATION ACT (ACT 2 OF 2000)
2016/17 Edition

- If a requester is unable to read or write, or has a disability, he or she can make the request for the record orally. The information officer or the deputy information officers must fill in the form on behalf of such a requester and give him or her copy.

There are two types of fees required to be paid in terms of the Act, being the request fee and the access fee:

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

- The information officer or the deputy information officers must notify the requester (other than a personal requester) by notice, requiring the requester to pay the prescribed fee (if any) before further processing the request.
- The request fee payable to the Department is R35.00. The requester may lodge an internal appeal, where appropriate, or an application to the court against the tender or payment of the request fee.
- After the information officer or the deputy information officers have made a decision on the request, the requester must be notified of such a decision in the manner in which the requester wanted to be notified.
- If the request is granted, a further access fee must be paid for the search, preparation, reproduction and of any time that has exceeded the prescribed hours to search and prepare the record for disclosure.
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6. SERVICES AVAILABLE

6.1 NATURE OF SERVICES

The Department is not a service related Department but as indicated in paragraph A of this manual, the detailed programmes and functions of the Department are contained in the Strategic Plan (2010 –2015).

6.2 HOW TO GAIN ACCESS TO INFORMATION

To gain access to information at the Department, requests must be made to the Director-General of the Department of Higher Education and Training, Mr Gwebinkundla Felix Qonde.

Address: 123 Francis Baard Street
Pretoria
0001

Postal address: Private Bag X174
Pretoria
0001

Telephone: +27 12 312 5911

Fax: +27 12 321 6770

Website: www.dhet.gov.za

7. ARRANGEMENT ALLOWING FOR PUBLIC INVOLVEMENT IN THE FORMULATION OF POLICY AND EXERCISE OF POWER

The various laws in education prescribe that consultation must take place with identified persons or bodies and in some cases the processes of consultation are also prescribed. In the Department, draft policy will be published in the Government Gazette for general comment from all role players and the public at large, in specific policy initiatives, policy may be discussed in meetings with role players or in public hearings. Notice of such meetings or hearings will always be given prior to the meeting or hearing.

8. THE REMEDIES AVAILABLE IF THE PROVISIONS OF THIS ACT ARE NOT COMPLIED WITH

The Act provides for the requester to lodge an internal appeal against a decision of the Information Officer to refuse a request for access. If a requester is aggrieved by the decision of the Information Officer in the department, the requester may lodge an internal appeal with the Minister of Higher Education and Training within 60 days.

9. OTHER INFORMATION AS PRESCRIBED IN TERMS OF THE ACT

Currently, no information is available from the Minister of Higher Education and Training to be placed here in terms of section 92.

10. UPDATING THE MANUAL

The Department updates and publishes its manual referred to in subsection (1) of section 14, at intervals of not more than one year.

11. AVAILABILITY OF THE MANUAL

The manual is published in three (3) of the official languages. The manual is also available on the website.

12. PRESCRIBED FEES FOR PUBLIC BODIES

Part II of Notice 187 in the Government Gazette of 15 February 2002: Fees in respect of public bodies:

1. The fee for a copy of the manual as contemplated in regulation 6(c) is R0,60 for every photocopy of an A4-size page or part thereof.

2. The fees for reproduction referred to in regulation 7(1) are as follows:

(a) For every photocopy of an A4-size page or part thereof	0,60
(b) For every printed copy of an A4-size page or part thereof held on a computer or in electronic or machine readable form	0,40
(c) For a copy in a computer-readable form on -	
(i) stiffy disc	5,00
(ii) compact disc	40,00
(d) (i) For a transcription of visual images, for an A4-size page or part thereof	22,00
(ii) For a copy of visual images	60,00
(e) (i) For a transcription of an audio record, for an A4-size page or part thereof	12,00
(ii) For a copy of an audio record	17,00

3. The request fee payable by every requester, other than a personal requester, referred to in regulation 7(2) is 35,00

4. The access fees payable by a requester referred to in regulation 7(3) are as follows:

(1)(a) For every photocopy of an A4-size page or part thereof	0,60
(b) For every printed copy of an A4-size page or part thereof held on a computer or in electronic or machine readable form	0.40
(c) For a copy in a computer-readable form on -	
(i) stiffy disc	5,00
(ii) compact disc	40,00
(d) (i) For a transcription of visual images, for an A4-size page or part thereof	22,00
(ii) For a copy of visual images	60,00
(e) (i) For a transcription of an audio record, for an A4-size page or part thereof	12,00
(ii) For a copy of an audio record	17,00
(f) To search for and prepare the record for disclosure, R15,00 for each hour or part of an hour, excluding the first hour, reasonably required for such search and preparation.	

(2) For purposes of section 22(2) of the Act, the following applies:

- (a) Six hours as the hours to be exceeded before a deposit is payable; and
- (b) one third of the access fee is payable as a deposit by the requester.

(3) The actual postage is payable when a copy of a record must be posted to a requester.

5. For the purposes of section 22(2) of the Act, the following applies:

- (a) six hours as the hours to be exceeded before a deposit is payable; and
- (b) one third of the access fee is payable as a deposit by the requester.

6. Form of request

A request for access to a record, as contemplated in section 53(1) of the Act, must be made in the form of Form A of the Annexure.



higher education & training

Department:
Higher Education and Training
REPUBLIC OF SOUTH AFRICA

DEPARTMENT OF HOME AFFAIRS

NO. 638

07 JULY 2017

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 forename printed in *italics*:

1. Euphodia Malange - 860606 1052 086 - No 3 Etin And Wilhelm Street, CLEREMONT, 0082 - *Faith Euphodia*
2. Mamonyai Sigrid Baloyi - 710101 1161 089 - House No 1473, Park Town, GA-KGAPANE, 0838 - *Kgaogelo Sigrid*
3. Seripela Cedrick Masemola - 961223 5515 080 - 43 Phuduiudu Street, SAUSVILLE, 0125 - *Kamogelo Bokgobelo*
4. Arekwane Sydney Modise - 900902 5804 081 - 9799 Nellmapius, Extension 8, MAMELODI, 0122 - *Disney Success*
5. Sicelinhlanhla Thabani Makhaye - 890405 6418 085 - 93 Sandgate Road, CHESTERVILLE, 4091 - *Scelo Thabani*
6. Fikiswa Siben - 890912 1782 084 - 30 New Goch Street, Benrose, JOHANNESBURG, 2094 - *Fikiswa Fortunate*
7. Semakaleng Choenyane - 690322 0383 086 - 35598 Extension 22, Chabalala Street, MAMELODI EAST, 0122 - *Semakaleng Deborah*
8. Michelle Birch - 850905 0229 089 - 79 Michigan Way, Portlands, MITCHELLS PLAIN, 7785 - *Maliekah*
9. Hailey Conradie - 830801 0081 080 - 26 Wisbeach Road, SEA POINT, 8005 - *Hailey Tippet*
10. Anele Gogodla - 890330 0703 086 - Baziya Area, MTHATHA, 5099 - *Anele Portia*
11. Bridget Obakeng Modise - 810915 5476 089 - 1238 Motsatsi Street, TLHABANE, 0309 - *Obakeng*
12. Tshepo Frans Leshaba - 950310 5961 084 - Gamoretsele, JANE FURSE, 1085 - *Isaack Morwamantshate Tshepo*
13. Rhulani Chico Mathye - 760316 5485 081 - Stand No 372, Sectuib B, MALAMULELE, 0826 - *Rhulani*
14. Mapekele Rakhwatha - 981218 5821 088 - Marumofase Village, NAPHUMO, 0857 - *Mapekele Alpheous*
15. Sanny Suzan Mohlahlo - 860309 0734 081 - 933 Tafelkop, BOLEU, 0474 - *Sanny Sefora*
16. Joseph Sekile - 731203 5251 083 - 2892 Tshepiso Crescent, Simunye, Extension 2, WESTONARIA, 1779 - *Yusuf Mujahid*
17. Regina Dimakatso Seelo - 780806 0665 089 - House No 50124, Modimong, TAUNG, 8584 - *Reginah Dimakatso*
18. Tihonofatso Precious Mpheng - 980130 0573 088 - House No 41 E, Lokaleng, TAUNG, 8580 - *Tihonolofatso Precious*
19. Realto Obakeng Mokhua - 810130 5532 085 - 81 Oakhill, MOOIKLOOF RIDGE, 0059 - *Obakeng*
20. Maesela Albert Manganye - 500614 5472 082 - Ga Rafiri, ZEBEDIELA, 0631 - *Obed Mawuwani Mavavasa*
21. Selinah Phiri - 951013 0894 081 - House No 3748, Extension 4, BOITEKONG, 0300 - *Molebogeng Selinah*
22. Ennie Mgiba - 690214 0381 089 - 2848 Lovers Street, MASHISHING, 1123 - *Enny Sbhongile*
23. Veli Jack Jeremiah Zwane - 570220 0812 085 - House No 302, Vukuzenzele, VOLKSRUST, 2470 - *Nokwenzani Esther*
24. Nomkhululi Mazwi - 841118 0517 089 - 60890 Charles Setsoba Street, Kuyasa, KHAYELITSHA, 7784 - *Nomkhululi Ayanda*
25. William Lekolwane - 850405 6114 088 - Stand No 19 Aerorand, MIDDELBURG, 1050 - *Thapelo William*
26. Chiloane Suzan Lebotse - 800910 1530 080 - 622 Mpheleng, DENNILTON, 1030 - *Tshilone Suzan*

27. Pitso Piet Hlalele - 860320 6395 082 - 19 Jubilee Street, KEMPTONPARK, 1620 - *Lehlohonolo Motaung*
28. Jessica Pasiwe - 980724 0765 080 - 44 Rochester Road, PORT ELIZABETH, 6000 - *Qhamisa Ebony*
29. Dawidus Williams - 660901 5228 085 - 14 Dahlia Street, SALDANHA, 7395 - *Davidus*
30. Shane Kevin Du Plessis - 860402 5213 084 - 16 Maroela Street, DELFT SOUTH, 7100 - *Shakier*
31. Ntsaku Martin Kubushi - 880409 5391 089 - 14 Dynamite Street, Extension 1, NELLMAPIUS, 0122 - *Choene Jan*
32. Tsepho Motsepe - 930128 5009 083 - 37 Fourth Avenue, Highlands North, JOHANNESBURG, 2192 - *Mokarane Morgan*
33. Asnath Phologolo Shiko - 970602 0951 086 - 30014 Stateng Section, SHOGOANE, 0607 - *Molatelo Amasia*
34. Zwelithini Conco - 970102 5626 080 - Dwaleni Area, MTUBATUBA, 3935 - *Zwelibanzi Nkululeko*
35. Adela Ajamdien Williams - 781204 0314 081 - 1381 Edward Street, CHATSWORTH, 7350 - *Ann*
36. Emmanuel Padi - 710112 5366 087 - 740 Ndlovu Street, TSAKANE, 1548 - *Makwane Emmanuel*
37. Selina Ntombizodwa Nogwente - 700105 0887 083 - 450 Tau Street, MEYERTON, 1960 - *Selina Annah*
38. Phiwani Nombanga - 740615 1325 083 - 16655 Extension 16, JOUBERTON, 2574 - *Phiwani Nombulelo*
39. Agrineth Mathobela - 830120 0788 085 - No 56 Uthombothi Close, INANDA, 4309 - *Agrineth Norma*
40. Mamorake Tobby Machika - 830723 0526 080 - Moganadi, NEBO, 1059 - *Madumane Tobby*
41. Siphwe Thankga - 870810 0639 087 - P O Box 150, DRIEKOP, 1129 - *Emily Siphwe*
42. Setana Rosina Pheto - 811121 0678 089 - 16276 Extension 11, Ikageng, POTCHEFSTROOM, 2531 - *Rosina Manana*
43. Phumisho Imran Mocwagole - 871225 1598 084 - House No 563, Dithakong, KURUMAN, 8460 - *Phumisho Honey*
44. Kgomoitso Mahloko - 871203 0252 086 - 8073 Mateke Drive, DOBSONVILLE, 1865 - *Kgomotso Kehumile*
45. Sarah Toyce Mokoena - 701014 0622 087 - 28674 Toyi Toyi Street, TSAKANE, 155 - *Sarah Joyce*
46. Maloke Simon Mashabela - 780310 6062 086 - House No 826, Kwa Guqa, WITBANK, 1035 - *Maloke Bohlale*
47. Andiswa Julia Mzondo - 880323 1112 086 - House No 5549, Extension 5, BOITEKONG, 0309 - *Asange Julia*
48. Queen Maggie Khoza - 670219 0275 086 - 9 Extension 13/3138, Alwyn Crescent, FLORAPARK, 0850 - *Mohlaba Vuyeya*
49. Maria Kapaletswe Erasmus - 730523 0448 082 - 12886 Nche Street, KIMBERLEY, 8345 - *Maria Kefentse*
50. Rathed Monhapule Molebatsi - 721020 5385 089 - 49 First Avenue, WALKERVILLE, 1276 - *Ratheo Monnapule*
51. Ondwela Nethengwe - 900131 1028 087 - House No 4702, Matswale Extension 10, MUSINA, 0900 - *Ondwela Enocential*
52. Elizabeth Letele - 901210 1158 083 - Bongweni Loction, MTHATHA, 5099 - *Noxolo*
53. Ramathabathe Lisbeth Mashako - 850407 0839 082 - 36 Calciuum Road, Clayville, MIDRAND, 1666 - *Ramathabathe*
54. Lukas Dube - 610129 5266 084 - Stand No 17, Kwazanele, BREYTEN, 2330 - *Mthokozisi Lucas*
55. Mzuzephi Wilson Tsotetsi - 550123 5237 080 - 19 Oval Street, BRAKP[AN NORTH, 1541 - *Motlatsi Wilson*
56. Japisa Mildreth Molobi - 831004 0830 080 - 584 Shingwadzi, KRUGER PARK, 1350 - *Japisa Angel*
57. Zama Fisani Ntombela - 830506 1407 081 - 17 Bombay Road, PIETERMARITZBURG, 3201 - *Nonhlanhla Zama Fisani*
58. Stefanie Dlamini - 860903 0462 089 - Khamanzi Area, SEVEN OAKS, 3249 - *Lungile*

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59. Isaac Dulaze - 790406 5861 086 - 525 Wagenaar Street, JAMESTOWN, 9742 - *Tearz Isaac*
 60. Caashief Carelse - 730420 5110 082 - 166 Akoma Park, Village Welgelee Street, Vredeklouf, BRACKENGELL, 7560 - *Conway Eden*
 61. Engela Helena Lazarus - 730215 0100 082 - 37 Redstone, Braselton Road, SUNNINGDALE, 7441 - *Elana*
 62. Catharina Petronella Katzke - 730304 0192 081 - V197 West Village, KRUGERSDORP, 1739 - *Rina*
 63. John Andrew Jafta Wagner - 530711 5226 080 - 179 Voster Street, Peerless Park West, KRAAIFONTEIN, 7570 - *Jafta Japie*
 64. Hendrik Absolon - 570823 5097 089 - 3 Kingsburg Crescent, HIGHBURG PARK, 7580 - *Havilah-Salem*
 65. Mary Magdalene Abrahams - 580207 0212 083 - 5 Sneekop, Tafelsie, MITCHELLS PLAIN, 7785 - *Mariam*
 66. Glenda Joan Mohamed - 651126 0460 084 - 243 Voortrekker Road, 906 Travenna Court, Good Wood, CAPE TOWN, 7460 - *Saajidah*
 67. Fanny Hill - 461028 0059 082 - 1 Juana Court, 216 Mubulh Street, SOMERSET WEST, 7130 - *Fay*
 68. Moira-Anne Snell - 610428 0075 080 - 3 Redwood Close, BELNAR, 4493 - *Annie*
 69. Bongani Shichael Beja - 600217 5590 082 - Peeltion Location, KING WILLIAMS TOWN, 5600 - *Bongani Michael*
 70. Lameez Prince - 820820 0296 086 - 58 5th Avenue, Kensington, CAPE TOWN, 7405 - *Lee*
 71. Lucinda Booisen - 830507 0166 082 - 21 Claassenwet, CAPE TOWN, 7490 - *Naseerah*
 72. Felecia Sophia Adams - 830708 0192 082 - Surwood Walk, HANOVER PARK, 7780 - *Aakifah Felecia*
 73. Shireen Ely - 840430 0294 085 - 19 Amitsa Street, DELFT SOUTH, 7100 - *Sameegah*
 74. Millicent Charné Jantjies - 870503 0073 080 - 25 5th Avenue, Bel Gravia, ATHLONE, 7764 - *Muneebah*
 75. Charmain Dorkas Mariska Beukes - 871123 0146 080 - 53 Uitspan Street, Scottsville, KRAAIFONTEIN, 7570 - *Charmain*
 76. Reginald Nduduzo Ngcamu - 851021 5477 084 - B2103 Rosa Royale, 17 Olea Road, MIDRAND, 1682 - *Nduduzo*
 77. Khuselo Abednigo Sopiseka - 950906 5335 086 - Mandileni Area, MOUNT FRERE, 5090 - *Khuselo*
 78. Thabisile Goodness Bhengu - 841006 1077 080 - Kwamagwaa Area, NKANDLA, 3815 - *Kwanele Qiniso*
 79. Florah Matodzi - 770713 0323 085 - House No 4860, Extension 9, MUSINA, 0900 - *Mavhungu Florance*
 80. Ntombikayise Kukulela - 910327 1103 080 - 4372 Umshithi, Bircha Crescent, KEMPTON PARK, 1619 - *Ntombikayise Mantombi*
 81. Phendomonina Mabalane - 800721 0508 088 - 514 A Phathudi Street, Zone 2, MEADOWLANDS, 1852 - *Phendomonina Kgomotso*
 82. Siyabonga Clifford Cele - 791219 5589 089 - 580 Unit Road 03, UMLAZI, 4066 - *Siyabonga Chwepheshe Clifford*
 83. Thebe Mocuminyane - 770107 5766 085 - 1 Barrington Estate, Northridge, RANDBURG, 2169 - *Thebe Jacob*
 84. Violet Nogolide Mgcayi - 740824 1332 087 - 3852 Talcumavenue, OLIFANTSFONTEIN, 1666 - *Nogolide Violet*
 85. Nangali Beauty Mahlangu - 890510 1038 083 - Stand No 0286, MAROTHOBOLONG, 0472 - *Namrhali Beauty*
 86. Gladstone Vulani - 590202 6218 083 - Ny 38 – 45, GUGULETHU, 7750 - *Gladstone Phumelelo*
 87. Phumlani Phumla Madonsela - 990329 5891 085 - 3370 Topfontein Farm, BETHAL, 2310 - *Phumlani Mthokozisi*
 88. Gwitsimang Patricia Theko - 950427 1340 087 - 2909 Mayfield, Extension 5, DAVEYTON, 1520 - *Gwitsimang Promise*
 89. Stephen Hlatshwayo - 840629 5830 088 - 856 Masimini Street, KWA XUMA, 1868 - *Stephen Mpotseng*

90. Nndoweni Nengovhela - 840629 0723 080 - 503 Read Towers, 17 Read Avenue, Berea Park, PRETORIA, 0002 - *Nndoweni Mary*
91. Beauty Maseko - 820617 0717 081 - 3637 24th Street, ETWATWA, 1520 - *Beauty Zanele*
92. Ngkane Edward Ngqongqo Tandela - 540512 5673 083 - Qombolo Area, CENTANE, 4980 - *Ncikane Edward*
93. Alethea Kaimowitz - 860714 0039 086 - 4 Parklane, 155 High Level Road, Sea Point, CAPE TOWN, 8001 - *Aliya Rivka*
94. Richard Mckay - 831204 5061 083 - 10 Saltire Road, CRAWFORD, 7764 - *Riaz*
95. Ntombizanele Nobanzi Theodora Fatman - 670728 0600 085 - 19 Nqathane Street, Kwanobuhle, UITENHAGE, 6242 - *Ntombizanele Theodora*
96. Mafemani Rex Manganyi - 660603 5757 085 - P O Box 43, MODJADJISKLOOF, 0835 - *Dumisane*
97. Martha Mathale - 861220 0711 087 - House No 31171, Motlhabeng, MAFIKENG, 2745 - *Bonolo*
98. Galetlale Maboth Mosime - 520222 5882 080 - Motswedi Village, 1244 Sebalagane Section, LEHURUTSHE, 2870 - *Mogwere Naboth*
99. Welhemina Tlou Matshoge - 980903 0402 080 - 3550 Padipapanana Section, MAKAPANSTAD, 0404 - *Welhemina Tsholanang*
100. Clive Reid - 651111 5222 085 - 3 South Place, Bryanston, SANTON, 2021 - *Don Clive*
101. Gwendolina Magatsela - 980524 0297 088 - W135 Bhekindabazakho Street, Vergenoeg, SAULSVILLE, 0125 - *Reneilwe Gwendolina*
102. Lindiwe Diphishane Mashifane - 830702 0931 086 - Private Bag X102, NEBO, 1059 - *Lindiwe Maswikeng*
103. Stella Mashaba - 840918 0537 081 - P O Box 439, SASELAMANI, 0982 - *Nyeleti Perseverance*
104. Zamikhaya Boqwana - 701231 5589 083 - 32280 Makhulu Street, Makhaza, KHAYELITSHA, 7784 - *Zamikhaya Jonathan*
105. Rose Tembeka Msimeko - 520110 0559 086 - 59096 Bambasanani, Kuyasa, KHAYELITSHA, 7784 - *Nolusapho Tembeka Rose*
106. Zanyiwe Gxoyina - 860604 0860 088 - 355 Bathurst Avenue, REEDVILLE, 1559 - *Zandile*
107. Magosi Petros Lesejane - 491210 5736 088 - 245 C Mabatleng Section, PELLA, 2890 - *Magosi*
108. Nomfakade Ratsibe - 860801 1151 083 - 6 Mbunge Street, KWANOBUHLE, 6242 - *Nomafakade*
109. Nomacomrade Ngiza - 880531 0842 087 - Lukhola Location, BIZANA, 4800 - *Thuliswa*
110. Stain Reneilwe Mothapo - 801214 5599 087 - P O Box 1293, CHUENESPOORT, 0745 - *Steyn Reneilwe*
111. Mohammed Ashriff Choonara - 710426 5789 084 - 716 Garden City, Heights, PINELANDS, 7405 - *Mohammed Ashraf*
112. Lesedi Gloria Motebele - 831226 1182 084 - 1107 Extension 02, Blydenville, LICHTENBURG, 2740 - *Lesedi*
113. Malindi Majola - 791210 0502 086 - 374 Emafusini Area, DANNHAUSER, 3080 - *Zuleika*
114. Siphamandla Komsana - 970705 5558 085 - 1111 Vuselela Place, Cnr Bree & Loveday, JOHANNESBURG, 2001 - *Kgosithabile Siphamandla Mark*
115. Deliwe Doreen Gladile - 891127 0641 087 - 17817 Extension 17, JOUBERTON, 2874 - *Nondumiso*
116. Ntombikayise Khumalo - 940411 1116 088 - 11 Swallow Crescent, Crystal Park, BENONI, 1501 - *Khanyisile Ntombikayise*
117. Mfungiselwa Khomo - 630531 5767 084 - E 877 Sbusiso Mdakane, UMLAZI, 4066 - *Mfungiselwa Joseph*
118. Ntoko Happyness Dlamini - 850611 0612 080 - 31042 Ekukhanyeni, VERULAM, 4340 - *Happiness Ntoko*
119. Jeremiah Fairy Masimula - 700330 5428 085 - 96 Unit A, Monsterlus, NEBO, 1059 - *Mzili Mlamuli*

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120. Mphareseng Elsie Tihlatsi - 850917 0586 087 - 35 Kellner Street, BLOEMFONTEIN, 9301 - *Mphakiseng Elsie*
 121. Dikgang Abram Mofokeng - 670406 5330 087 - P O Box 5133, Brenthurst, BRAKPAN, 1541 - *Ditaba Abram*
 122. Jealous Dlamini - 650227 5292 083 - Maluvane Village, NGWAMITWA, 0871 - *Jealous Alex*
 123. Abram Ramalwetsi Naake - 720104 5715 080 - 3039 Maseding Section, MAKAPANSTAD, 0404 - *Abram Sebuti*
 124. Mpumelelo Mfana Mkhize - 821225 6002 083 - 41726 Sabelo Road, UMBUMBULU, 4105 - *Mpumelelo Happy*
 125. Bintha Bidside Simon Bogopane - 890327 5903 083 - 1665 Lethakwaneng, LEFARAGATLHA, 0335 - *Everything*
 126. Samukelisiwe Mbhele - 880908 1660 082 - 635 Lumsenge Road, Mount Moriah, PHOENIX, 4068 - *Samukelisiwe Zama*
 127. Sibusiso Jerome Zulu - 740918 5716 087 - 5267 New Stands, Lakeside, VRYHEID, 3100 - *Sibusiso Kwazikwenkosi*
 128. Hlushwayini Shoba - 821105 0598 080 - Mkhambathini, CARTORIDGE, 3680 - *Mbali Petunia*
 129. Jacob Mariba - 680307 6169 086 - P O Box 364, POLOKWANE, 0700 - *Phaswane*
 130. Nqabheli Goodboy Ngidi - 270725 5146 084 - F16 Madlala Road, KWAMASHU, 4359 - *Mqapheli Goodboy*
 131. Patsi Shane Phala - 910218 5607 087 - M P Phala, 20 Horroff Street, GROBLERSDAL, 0470 - *Morwamphele*
 132. Shayne Donovan Abrahamse - 951023 5243 085 - 88 Chrystler Crescent, Beacon Valley, MITCHELLS PLAIN, 7785 - *Zubair*
 133. Morné Maarman - 890228 5209 085 - 19 Yeoman Street, Westridge, MITCHELLS PLAIN, 7785 - *Muneeb*
 134. Lucia Ntwane Tswaane - 871004 0345 080 - 3468 Nmanfu Street, Extension 4, Langaville, TSAKANE, 1501 - *Refiloe*
 135. Delilla Mashaba - 730725 0485 085 - 5 Sir Lanka Crescent, Cosmo City, Extension 8, RANDBURG, 2194 - *Delilah*
 136. Martha Ntiya Whitaker - 720208 0886 083 - 1048 Thabo Mbeki, RANDBURG, 2194 - *Martha Anthea*
 137. Camerone Michelle Van Graan - 920510 0155 080 - 24 Lansdowne, CAPE TOWN, 7780 - *Zaida*
 138. Nicolas Mark Moses Pillay - 970721 5180 085 - 28 Mt Jefferson Street, LENASIA SOUTH, 1827 - *Nicholas Mark*
 139. Dorah Mahlangu - 940705 1302 089 - 32894 Barcelona, DAVEYTON, 1520 - *Dorah Sphiwe*
 140. Brijert Mathapelo Nomthandazo Jika - 840506 0230 086 - 702 Tapley Mansions, 77 Kotze Street, HILLBROW, 2001 - *Mathapelo Bridget*
 141. Matlakala Nkadimeng - 930216 0378 080 - 11 Lahore Court, Sama Street, BENONI, 1501 - *Palesa Hope*
 142. Fikelephi Thobile Audrey Shabalala - 790923 0703 089 - 38 Nasmith Avenue, Jupiter, GERMISTON, 2022 - *Thobile Audrey*
 143. Suzana Fidalgo Fontainha - 860227 0167 088 - 252 Vorster Avenue, GLENVISTA, 2058 - *Suzana Rodrigues*
 144. Desiree Mahomed - 831117 0061 082 - 25 Eldon Street, Havenside, CHATSWORTH, 4092 - *Luthfiyah*
 145. Alrick Pedro Shaun Smith - 831207 5159 088 - 6 Tancred Street, ATHLONE, 7764 - *Siraaj*
 146. Keano Cameron Fry - 840403 5108 089 - 185 Village Heights, Montagu Village, LAVENDER HILL, 7945 - *Qiyaam*
 147. George James Angelou - 840410 5035 089 - 12 The Glades, 73 Dickie Fritz Avenue, MARAIS STEYN PARK, 1608 - *James*
 148. Antonio Jeftha - 840508 5259 086 - 71 Megan Street, Lost City, MITCHELLS PLAIN, 7789 - *Tauriq*
 149. Rhonda Jenner-Wade Hoffman - 850716 0061 087 - 7 Swift Street, SALT RIVER, 7925 - *Rabia*
 150. Brigitte Eloise Jacobs - 850828 0019 088 - 21 Inkbloem Crescent, Roosendal, DELFT, 7100 - *Yusrah*

151. Michelle Hendricks - 851006 0214 087 - 22 Muurbalster Street, Beacon Valley, MITCHELLS PLAIN, 7789 - *Mariam*
152. Taswell Anthony Jacobs - 851008 5250 082 - 156 – 15th Avenue, Halt Road, ELSIES RIVER, 7940 - *Tashreeq*
153. Juanita Naidoo - 851106 0073 085 - 111 Rose Heights Road, Arena Park, CHATSWORTH, 4092 - *Juanita Michael*
154. Ashton Ricardo Croy - 851124 5136 088 - 38 – 9th Avenue, Hazendal, ATHLONE, 7764 - *Aashiq*
155. Hlupheka Sono - 910613 5492 086 - 5800 Mothotlung, BRITS, 0250 - *Tlhupi Lawrence*
156. Nasiphe Kafi - 990228 0481 084 - Ny 1 No 35, GUGULETHU, 7780 - *Nasiphi*
157. Khathazile Prudence Mathenjwa - 921024 0421 087 - 48 Job Maseko Street, KWA THEMA, 1575 - *Elizabeth Prudence*
158. Mahdiya Yakub Amod - 920508 0061 084 - 107 Shinnecock, Jackal Creek Golf Estate, North Riding, JOHANNESBURG, 2001 - *Mahdiya*
159. Easter Mnguni - 870329 0335 083 - 6 Ingonyama Street, SPRINGS, 1559 - *Babongile Easter*
160. Msuthu Nqabeni - 920221 6128 085 - P 329 Ntungela Street, Site B, KHAYELITSHA, 7784 - *Msuthu Senzo*
161. Anitha Nozitsixwana - 940514 0594 088 - 1629 Ntlanganisela Street, New Cross Road, NYANGA, 7755 – *Anita*
162. Tshepiso Montsho - 900831 6087 083 - 778 Extension 24, GARANKUWA, 0208 - *Tshepiso Jobedius*
163. Delfinah Mthembu - 960826 0148 086 - 541 Isithama Section, TEMBISA, 1632 - *Delfinah Nomthandazo*
164. Motsarapane Daniel Mofokeng - 920810 5482 087 - 8418 Extension 15, BOPHELONG, 1902 - *Daniel*
165. Welemina Mantshesane Mogashoa - 900223 0146 083 - 476 Letsapa Section, SETLAGOLE, 2773 - *Amantsi*
166. Dereshni Sublal - 881216 0098 083 - 351 Mclarty Road, Reservoir Hills, DURBAN, 4091 - *Samantha Dereshni*
167. Duane Franklin Van Wyk - 881017 5121 080 - 50 Hammal Walk, HANOVER PARK, 7782 - *Zainuddin*
168. Samantha Martha Lisa Fredericks - 880815 0210 084 - 169 Boundary Road, Schaapkraal, OTTERY, 7801 - *Salwah*
169. Jermaine Derine Arendse - 861213 0108 081 - 2 Behr Crescent, Diazville, SALDANHA, 7395 - *Tania*
170. Ameenah Bibi Mohamed Afzal Akbar - 870710 0113 085 - 81 Flamingo Street, LENASIA, 1827 - *Ameenah*
171. Shanenah Cherie Appies - 880125 0133 082 - 67 Sugarloaf Street, New Tafelsig, MITCHELLS PLAIN, 7789 - *Aishwarya*
172. Abie Amos Nkambule - 760106 5942 086 - 1161 Caroline, BRONKHORSTSPRUIT, 0010 - *Abela Amos*
173. Solomon Tinabaki Kekana - 700608 5699 080 - 1109 F 2, New Eersterus, HAMMANSKRAAL, 0400 - *Solomon Tihabaki*
174. Timothy Duncan Coetzer - 890503 5065 087 - 3 Barnsley Close, Rondevlei, MITCHELLS PLAIN, 7785 - *Abdul-Kareem Timothy Duncan*
175. Clive Anstey Chetty - 830827 5077 088 - 49 Lemunia Grove, Arena Park, CHATSWORTH, 4092 - *Kaylo Clyisha Anstina*
176. Nuraan Essop - 831106 0124 081 - 20 Brand Street, Belgravia, ATHLONE, 7764 - *Laken*
177. Cylvia Sehlodi Phala - 820322 0911 087 - 2225 Tembisa, MHLUZI, 1053 - *Sylvia Sehludi Connie*
178. Sipho Mahlangu - 740414 5253 081 - 1040 Vuka Section, MHLUZI, 1053 - *Sipho Lucky*
179. Ntombifuthi Thusi - 860514 1118 081 - 487 Kwazanele, BREYTEN, 2330 - *Ntombifuthi Elizabeth*
180. Carroll Lee James - 810901 5163 083 - 127 Pluto Road, PLUMSTEAD, 7800 - *Connor Levi*
181. Ibtisaam Mooi - 810718 0043 080 - 41 Bosduif Street, STRAND, 7140 - *Ilse Marilise*

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182. Charmain Carolus - 810611 0268 080 - 7 A Taurus Way, OCEAN VIEW, 7975 - *Saimah*
 183. Michelle Geldenhuys - 810312 0039 080 - 16 Capella Road, OCEAN VIEW, 7975 - *Mishka*
 184. Wesley Singh - 800929 5133 089 - 26 Century Place, Ratanga Road, CENTURY CITY, 7441 - *Persephone Leigh*
 185. Tracy Oliphant - 800103 0209 084 - 398 Bonteheuwel Avenue, BONTEHEUWEL, 7764 - *Tasneem*
 186. Rhona Emily Barendse - 791105 0141 085 - 135 Stella Road, Lost City, MITCHELLS PLAIN, 7785 - *Raeesha*
 187. Malcolm Anthony Govender - 790916 5183 083 - 69 Alberts Road, NEWLANDS, 2092 - *Tanweer*
 188. Bradley Kiewiets - 790226 5269 084 - 48 Francisca Court, MANENBERG, 7764 - *Muhammad*
 189. Zaheer Sayed - 781113 5208 083 - 48 Dunrobin Crescent, Asherville, OVERPORT, 4991 - *Muhammed Zaheer*
 190. Allan Anthony Williams - 780703 5060 087 - 48 Ferrier Street, Westridge, MITCHELLS PLAIN, 7785 - *Ameer*
 191. Brandon John Govender - 770430 5193 088 - 22 Lantana Street, MALMESBURY, 7300 - *Qishaan*
 192. Rosline Odette James - 860703 0195 089 - 123 Susanna Street, RIDGEWAY, 2091 - *Roslyn Odette*
 193. Nicole Henrico Ontong - 860320 5212 080 - 11 Circle Street, MOORREESBURG, 7310 - *Nic-Carl Henrico*
 194. Shazia Celeste Jill Marais - 780704 0116 080 - 27 Manor Village, 312 Basson Road, Celtisdal, CENTURION, 0152 - *Celeste Jill*
 195. Simphiwe Celiwe Shandu - 780604 0497 086 - Nkombose Reserve, MTUBATUBA, 3935 - *Simphiwe Rejoice*
 196. Zipho Lawrence Mchunu - 670219 5293 084 - No 6 Reinhold Street, MELMOTH, 3835 - *Ziphezinhle Lawrence*
 197. Phaki Abel Mvila - 800527 5544 089 - 9780 – 6 A, ORANGE FARM, 1806 - *Phila Abel*
 198. Thabo Simon Masango - 891018 5350 081 - 8644 Extension 5, MHLUZI, 1053 - *Thabo Simon Siyanda*
 199. Justin Brandon Syce - 921217 5266 081 - 37 Biedohberg Street, TAFELSIG, 7785 - *Jihaad*
 200. Samson Mokgeshane Motseko - 930928 5638 082 - Dithakong West Village, MAHIKENG, 2745 - *Samson Kgotsa*
 201. Sina Mapula Tolo - 960224 1042 088 - 1370 Winnie Mandela, 16th Street, Zone 10, TEMBISA, 1632 - *Gontse Mapula*
 202. Dimple Swatch - 931001 0277 089 - 353 Van Der Walt Street, PRETORIA, 0100 - *Dimple Singh*
 203. Cordelia Mahlomotje Matlala - 830526 0801 084 - 88 Bronberg Park, 600 Denneboom Street, WADARAN, 0081 - *Ditebogo Mahlomotje*
 204. Sharon Vergeet Nkuna - 880917 0925 081 - 8528 Extension 7, NELLMAPIUS, 0100 - *Sharon Rivalani Vergeet*
 205. Hlopheho Cynthia Ngoepe - 900403 0607 082 - 894/25 Mashemong Section, TEMBISA, 1632 - *Makoena Cynthia*
 206. Tshisikhawe Ndou - 760803 0716 081 - 198 Brazzaville, ATTERIDGEVILLE, 0008 - *Tshisikhawe Idah*
 207. Mzondeleli Maxwell Maclean - 640608 5641 085 - 966 Komteni Street, KING WILLIAMS TOWN, 5600 - *Mzondeleli*
 208. Ntja Ntja Maria Khojane - 940425 1133 083 - 404 Kwetla, WEPENER, 9944 - *Nombulelo Maria*
 209. Veronica Mgwewe - 980807 0994 089 - Ncora A/A, COFIMVABA, 5380 - *Asavela Veronica*
 210. Phindiwe Ndoko - 841225 1326 087 - Zulu A/A, TABANKULU, 5130 - *Zandile*
 211. Release Ngobeni - 921126 1097 087 - 225 A Bertha Street, Kenilworth, JOHANNESBURG, 2001 - *Nhlawuleko Release*
 212. Martha Lethabo Masetlha - 970319 0731 083 - 3071 Extension 4, REFILWE, 1003 - *Jade Lethabo*

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213. Nkululeko Dubase - 960320 0613 083 - 4523 Tyubyu Central, BISHO, 5605 - *Nwabisa Nkululeko*
214. Bonolo Shaun Maape - 970614 5627 082 - 741 Myra Village, TAUNG, 8584 - *Shaun Katlego*
215. Bongani Sambo - 981123 6052 081 - 3169 Klarinet, Extension 6, Kestel Street, WITBANK, 1035 - *Bongani Siyabonga*
216. Nnete Mogabaladi - 990610 5118 086 - 7028 Myra Village, TAUNG, 8584 - *Nnete Rebaone*
217. Bukhosibakhe Ngubani - 990104 5103 082 - Ab 816 Ezitendeni, HAMMARSDALE, 3700 - *Bukhosibakhe Philani*
218. Njabulo Ndlovu - 980706 5185 083 - Stand No 21, LONEHILL, 2062 - *Douglas Njabulo*
219. Fhatuwani Lupfumo Mbave - 970604 0135 082 - 1711 Extension 1, Nethombeni Street, SOWETO, 1717 - *Fhatuwani Wendy*
220. Vincent Andrew Nolan - 880828 5121 081 - 15 Korfbal Street, BEACON VALLEY, 7785 - *Fazludin*
221. Nikita Isaacs - 880920 0041 081 - 3 Kenilworth Street, Beacon Valley, MITCHELLS PLAIN, 7785 - *Na'ilah*
222. Jason Naidoo - 880514 5164 087 - Basin Place, VERULAM, 4339 - *Kayil*
223. Sameerah Jennilee Hall - 870225 0060 087 - 1 Krige Street, STELLENBOSCH, 7600 - *Jennilee*
224. Lionel Wepener - 640127 5763 088 - 72 E Thames Avenue, MANENBERG, 7764 - *Suleiman*
225. Kelvin Jansen - 551013 5777 087 - 7 Hillview Avenue, Sea Wind, RETREAT, 7945 - *Mogamad Kashief*
226. Sarah Susanna Hoorzuk - 690715 0263 085 - 442 Atlantis Avenue, Eersterust, PRETORIA, 0022 - *Sharon Susanna Sarah*
227. Colleen Ranck - 670620 0889 083 - 14 A Saine Walk, MANNENBERG, 7764 - *Suwayba*
228. Anna Dirks - 430919 0412 081 - 39 Jakaranda Street, Scottsville, KRAAIFONTEIN, 7570 - *Anna Wilhelmina*
229. Errol Gregory Mulder - 660131 5674 084 - 18 Geelhout Street, BONTEHEUWEL, 7764 - *Ebraheem*
230. Francis Georgina Samsodien - 561223 0939 081 - 52 Vygie Road, Bishop Lavis, BELLVILLE, 7490 - *Faiza*
231. Bada Veeran - 511022 0212 080 - 77 Sandfern Gardens, Redfern, PHOEBNIX, 4068 - *Queenie*
232. Amina Harris - 640102 1367 085 - 15 Stable Road, West Ridge, MITCHELLS PLAIN, 7785 - *Roegshana*
233. Bongani Ndlela - 950518 5883 088 - P O Box 110, KWAMBONAMBI, 3915 - *Bongani Mnqobi*
234. Kooneilwe Kgaje - 681023 0896 082 - C 75 Zane Spruit, Honey, ROODEPOORT, 1724 - *Kooneilwe Queen*
235. Martha Ahmed Baloch - 850720 0120 083 - 54 Perth Road, GRASSY PARK, 0699 - *Mehearulnisa*
236. Petrus Thobane - 980225 5485 088 - 10191 Lehobye Street, Ramaphosa, TEMBA, 0407 - *Petrus Kabelo*
237. Kusaselihle Ntuli - 941011 5550 081 - Mbongolwane Reserve, ESHOWE, 3815 - *Mnelisi Kusaselihle*
238. Charlaine Beemath - 820929 0132 082 - 78 Amlock Drive, Parlock, DURBAN, 4037 - *Saaleha*
239. Edrick Furnall Pedro - 760418 5154 087 - Iasalea Street, ST ELLENBOSCH, 7600 - *Diego Edrick Furnall*
240. Debbie-Joy Kallis - 800115 0114 080 - 7 Blanc De Noir Buketraube Street, OUDE WESTHOF, 7500 - *Deborah-Joy*
241. Edwin Baardman - 841209 5121 082 - 40 Kruger Street, WOLMARANSSTAD, 2640 - *Sabata Seunkie*
242. Melissa Lana Louw - 810418 0120 083 - 134 Bergzicht Complex, Roodekranz Street, GOODWOOD, 7460 - *Mishka*
243. Yolanda Juanita Nelson - 810309 0091 087 - 15 Aimee Road, Bishop Lavis, CAPE TOWN, 7490 - *Yusrah*
244. Jerome Louw - 790818 5034 086 - 178 Renoster Road, MANENBERG, 7764 - *Jawaad Hussain*

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245. Laetitia Delpont - 761214 0185 088 - 65 Lugmag Avenue, Facticeon, CAPE TOWN, 7405 - *Leticia*
246. David Mahlakwana - 811130 5823 087 - Stand 350, Mohlarekoma, NEBO, 1051 - *Kejwa David*
247. Antjie Boia - 790601 0335 082 - 31 Moissu, Paballelo, UPINGTON, 8801 - *Angie*
248. Thinavhuyo Marinah Mukhuvhukhuvhu - 840819 0769 080 - 233 Tswelopelo Njala Street, IVORY PARK, 1693 - *Aluwani Marinah*
249. Kgodisho Mokwena - 960414 5725 081 - Kampeng, DRIEKOP, 1129 - *Kgodisho Selby*
250. Nonkululeko Presta Skosana - 980329 0737 087 - 33 Kanna Street, Northmead, Extension 4, BENONI, 1501 - *Ashanti Nonkululeko Presta*
251. Shanice Lala - 980419 0451 084 - 24 Kasteel Street, Witpoortjie, ROODEPOORT, 1724 - *Shanice Lachelle*
252. Bangilizwe Daniel Makanya - 850929 5569 083 - 184 Mkhombe, PORT ELIZABETH, 6001 - *Daniel Bongani*
253. Sello Elias Khotla - 820205 5889 087 - 1063 Block F, SOSHANGUVE, 0152 - *Nkokone Sello Elias*
254. Jaun-Pierré Van Wyk - 870923 5129 085 - 19 Tambotie Villa, Kiaat Street, WHITE RIVER, 1240 - *Juan-Pierré*
255. Valentino Richards - 880719 5019 088 - 11 Kasteelberg Way, Bishop Lavis, CAPE TOWN, 7490 - *Gakeem*
256. Jonefine Ebrahim Williams - 750807 5186 085 - 4120 Elizabeth Mentile Street, Melrose Place, GRABOUW, 7160 - *Brian*
257. Tharwah Abrahams - 760630 0053 086 - 2 Daffodil Street, LENTEGEUR, 7785 - *Belinda Esther*
258. Heidi Grundlingh - 770721 0213 081 - 14 Eldorado Crescent, BRACKENFELL, 7560 - *Gloriah Heidi*
259. Carel Daniel Jacobs - 820220 5132 081 - 7 Buffelshoek Street, HEIDEVELDT, 7764 - *Carl Daniel*
260. Desmond Naidoo - 820406 5093 080 - 33 Palm Street, VERULAM, 4240 - *Trevino*
261. Genevieve Ann Laurings - 820503 0258 088 - No 33 Mavis Road, Rylands, ATHLONE, 7764 - *Khadeeja*
262. Zelda Valerie Susan Randall - 821208 0051 082 - 168 Highfield Road, PORT ELIZABETH, 6001 - *Zahida-Nur*
263. Reagan Schroeder - 830210 5080 081 - 44 A Citrus Street, BONTEHEUWEL, 7764 - *Nizaam*
264. Charnda Abrahams - 831013 0246 080 - 97 Tulip Street, Lentegeur, MITCHELLS PLAIN, 7785 - *Rushana*
265. Rookmoney Subramoney - 840926 0021 089 - 17 Narayan Crescent, Shall Cross, CHATSWORTH, 4097 - *Veloshnie*
266. Leon-Lance Moodley - 841119 5178 083 - 28 Allemanskraal, BRACKENDOWNS, 1448 - *Muhammad Laaiq*
267. Valerie Sara Swarts - 850212 0215 089 - 18 Azalea Street, Gelvandale, PORT ELIZABETH, 6001 - *Aashiqah*
268. Precius Louw - 970502 0104 084 - 356 Rudolph Avenue, EERSTERUS, 0022 - *Precious Layla*
269. Kumaren Naidoo - 930207 5105 081 - 115-332 Westcliff, CHATSWORTH, 4092 - *Kumaren Tyren*
270. Nhlakanipho Sephelele Ntuli - 900310 5553 080 - 44 Glanville Road, Woodlands, DURBAN, 4004 - *Nhlakanipho Sphelele*
271. David Mashodo Gomba - 990503 5760 082 - Stand No 8556, Extension 8, BELA-BELA, 0480 - *David Mashodo Gadafi*
272. Nonkasazana Magadi - 970828 1457 084 - 3834 Msebenzi Street, Ethembeni, PRIESKA, 8940 - *Nonkosazana Valencia*
273. Lehlohonolo Charles Lucas - 971019 5284 083 - 7 - 9 New Main Road, KIMBERLEY, 8300 - *Nathan Charles Lehlohonolo*
274. Amogelang Hazel Bahedile - 980521 0536 085 - 58 Makgobistad Village, MAHIKENG, 2745 - *Amogelang*
275. Mohlatleho Xoliswa Thupana - 950102 1071 087 - 74 Mohlabane Street, SAULSVILLE, 0125 - *Mohlatlego*

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276. Ngwanamphaga Phillistus Mogale - 940726 0613 086 - Vergelegen C, JANE FURSE, 1085 - *Phyllistus Ngwanamphaga Dineo*
277. Bongani Wiseman Dube - 890713 5296 083 - 735 Jabula Street, Emdeni North, SOWETO, 1861 - *Bongani*
278. Nolwazi Mlangeni - 981118 5743 086 - J 1386 Umvoti Street, ESIKHAWINI, 3887 - *Lwazi*
279. Pieterdij Olivier - 970117 5205 081 - 234 Skool Street, CALVINIA, 8190 - *Pieter*
280. Kagiso Letlhogonolo Bridgette Siti - 821012 0972 085 - 454 Olifant Street, ROCKVILLE, 1860 - *Kagiso Nomathamsanqa Lesedi*
281. Amanda Senamile Manqele - 990210 1349 080 - Cinci Area, KWAMBONAMBI, 3915 - *Amanda Nokwanda*
282. Sebenzile Zungu - 980328 0430 081 - Thokoza Area, ULUNDI, 3838 - *Sanele Sandiswa*
283. Victor Mmatli - 990123 5298 080 - Stand No 30080, Vaalkop Pax, MASHASHANE, 0742 - *Malesela Mahlatse Victor*
284. Mbulelo Mhlophe - 940611 6199 084 - Ncambedlana Farm, MTHATHA, 5099 - *Bonga*
285. Malebatso Patrick Lipali - 970419 5407 083 - 294 Jb Mafora, Rockland, BLOEMFONTEIN, 9301 - *Kutlwano Patrick*
286. Amkele Mandumbu - 970708 5428 085 - Ka 533 Kosovo, Samora Machel, PHILLIPI, 7785 - *Amkele Daniel*
287. Vuyisa Mkosana - 920902 5788 082 - Second Beach Road, PORT ST JOHNS, 5120 - *Vuyisa Vusumzi Ronaldo*
288. Nyameka Kave - 980808 0772 087 - Nyanisweni, COFIMVABA, 5380 - *Yamkela Nyameka*
289. Daneël Deacon - 960303 5086 083 - 1 A Jack Hindon Street, MIDDELBURG, 1050 - *Daniel*
290. Victor Sbyisa Sibeko - 921019 5097 080 - 523 Ruvuma River Street, Chief Luthuli Park, BENONI, 1500 - *Sibusiso Victor*
291. Millicent Nkosi - 961108 0464 089 - No E 2188, Ward 9, OSIZWENI, 2952 - *Millicent Ntombikayise*
292. Thandolusha Londeka Mbatha - 980627 1115 082 - B 1483 Mpangele Road, KWA MASHU, 4360 - *Thandolusha*
293. Sister Kuzizopho Mfonyongo - 970608 0102 083 - Hala NO 1 A/A, LADY FRERE, 5410 - *Zizopho*
294. Nkosinathi Mncedisi Ncebo Zincume - 970809 6125 082 - Macambini Area, KWADUKUZA, 4450 - *Nkosinathi Mncedisi Ngcebo*
295. Sivalo Yelo - 980817 1367 086 - Jece Location, TSOLO, 5180 - *Sinalo*
296. Sikhulise Manono Ngedle - 940627 5801 082 - 53 Church Street, VREDENBURG, 7301 - *Sikhulise Manono*
297. Mxolisi Henley Chagwe - 830812 5643 089 - B3258 Ward 11, OSIZWENI, 2952 - *Henley Sakhile*
298. Buta Sam Makoloi - 960521 5703 080 - 95 D Extension 6, TAUNG, 8581 - *Itemogeng Sam*
299. Mmaphale Bettie Masemola - 610722 0551 086 - Stand No 187, Ntsong, GA-MARISHANE, 0746 - *Maphoko*
300. Thulubheke Thuli Luvuno - 951116 0617 087 - 526 Umngeni Street, SENAONE, 1818 - *Thuli*
301. Liselihle Mila Nyati - 960128 0383 080 - Ziphunzana A/A, LIBODE, 5160 - *Liselihle*
302. Roxanne Kelly Cupido - 920706 0222 082 - 12 Dove Road, Rylands Estate, Belmore, ATHLONE, 7764 - *Razaan*
303. Kayla Cornelius - 921123 0140 083 - 60 Gordon Street, PAROW EAST, 7500 - *Imaan*
304. Tamsyn Fincham - 920219 1259 087 - 47 Dieman Road, GRASSY PARK, 7888 - *Tashkeen*
305. Asanda Magxuma - 950315 1482 084 - Empa Location, MTHATHA, 5099 - *Ziyanda*
306. Gloria Nomvelwano Nolusindiso Ziduli - 870322 0746 086 - 70 Bluewater Bay, PORT ELIZABETH, 6001 - *Cindy*
307. Msokoli Stoffel Nzimankhulu - 781108 5185 083 - 14150 Extension 15, SUNRISE PARK, 0299 - *Mzekelo Zolile*

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308. Oumathe Stefans Mokone - 770629 5799 089 - 2830 C 2 Section, BOTSHABELO, 9781 - *Lebohang Stefans*
309. Leah Lizabeth Matlow - 601020 0176 082 - 1 Stoffel Street, Promosa, POTCHEFSTROOM, 2531 - *Leah Elizabeth*
310. Jackson Ntsikelelo Mxhakaza - 800209 6133 085 - 22691 Extension 14, KANANA, 2619 - *Ntsikelelo Macdonald*
311. Acwengile Vukaphi - 980910 1389 083 - Qhasa Location, BIZANA, 4800 - *Acwengile Nompiliso*
312. Phumlani Khumalo - 900107 6148 088 - 9481 Nonha Street, Extension 1, Mayfield, DAVEYTON, 1520 - *Thandolwethu Phumlani*
313. Julet Boitumelo Malepa - 970308 0818 081 - P O Box 4226, ENKELBULT, 0556 - *Juliet Boitumelo*
314. Rebecca Sondag - 960124 0709 085 - 6 Mxhoala Street, ZWELETEMBA, 6852 - *Dieketseng Rebecca*
315. Lydia Kedibone Oersen - 811105 0598 082 - 19 B Apiesdoring Avenue, Doringkruin, KLERKSDORP, 2570 - *Lydia Kedibone Ipeleng*
316. Rebecca Mantsha Letsoalo - 950904 0666 084 - 879 B Suurman Section, HAMMANSKRAAL, 0400 - *Kamogelo*
317. Simphiwe Sibanyoni - 970517 0910 082 - Plot 22, BAPSFONTEIN, 1510 - *Simphiwe Mpumi*
318. Unathi Gqibindaba - 960101 6706 083 - Nyokweni A/A, NTABANKULU, 5130 - *Abongile*
319. Nqobile Maqoqa - 971216 1022 083 - P O Box 1809, PIMVILLE, 1808 - *Nqobile Portia Siphелеle*
320. Sicelimpilo Masina - 971010 5457 084 - Thelaphi Area, WASBANK, 2920 - *Sandile Sicelimpilo*
321. Jeffrey Daryl Bashley - 910316 5384 085 - 31 D Athburg Walk, HANOVER PARK, 7780 - *Jamal*
322. Zama Chariot Luthuli - 930311 0399 085 - 8081 Kwa-Nyamazane Location, PIETERMARITZBURG, 3201 - *Zama Nomvelo Chariot*
323. Sibusiso Ntando Ntombela - 961110 0676 084 - P O Box 24, NKANDLA, 3855 - *Siphesihle Ntando*
324. Keaoleboga Phutiyagae - 900828 0888 086 - House No 10083, Ethol, GANYESA, 8613 - *Yvonne Keaoleboga*
325. Llahlwa Tumelo Phakane - 990419 0531 081 - Schoonoord, JANE FURSE, 1085 - *Murufi Tumelo*
326. Tsietsi Petrus Sobekwa - 811223 6008 087 - No 4318, Zone 12, SEBOKENG, 1982 - *Thamsanqa Petrus*
327. Tshivhonnambi Dorris Ramadili - 831013 0760 080 - P O Box 641, THOHOYANDOU, 0950 - *Doris Tshivhonnambi*
328. Mathepe Seuna Dlamini - 870503 1057 082 - li 16 Mandela Section, BEKKERSDAL, 1779 - *Sibongile Selina*
329. Mumuse Magqibelo - 650215 0173 085 - Baziya Area, MTHATHA, 5099 - *Mumuse Bongiswa*
330. Setahla Nelly Sebaka - 640412 0552 086 - Vergelegen C, JANE FURSE, 1085 - *Selahle Nelly*
331. Makhulu Anna Nkankula - 571116 0507 080 - 377 Masakhane Street, Ngema Section, KATLEHONG, 1431 - *Makhulu Annacletta*
332. Maude Nyakwavhe Khoza - 920720 0430 082 - 15485 Ikwekwezi Street, Extension 13, Ivory Park, MIDRAND, 1685 - *Maude*
333. Akona Qotywa - 970702 0912 086 - 15 Limpopo Drive, Laurie Dashwood, QUEENSTOWN, 5320 - *Ikhona*
334. Lesego Notorias Monaiwa - 990224 0475 085 - Byldrift, Malatane, MATATANE, 0604 - *Lesego Blessing*
335. Ramokone Priscilla Monama - 980904 0857 083 - Makotse, LEBOWAKGOMO, 0737 - *Mahlatse Confidence*
336. Margaret Maggie Mothiba - 960715 1045 088 - Stand No 1387, Unit G, MANKWENG, 0727 - *Lethabo Maggie*
337. Jacqueline Shiwe Habana - 630717 0401 080 - 3168 Stranger Nkosi Street, Vergenoeg, KIMBERLEY, 8345 - *Uthandiwe Jacqueline*
338. Goodness Bophela - 850618 1341 080 - No 1124 Rdp, Iswepe, PIET RETIEF, 2380 - *Nomusa Goodness*
339. Tsekiso Johannes Moeng - 690616 5457 088 - 88 G Section, BOTSHABELO, 9781 - *Nyakallo Tsekiso*

- 340. Sholiphi Cathrine Sibeko - 751204 0913 086 - 5267 New Stands, Lakeside, VRYHEID, 3100 - *Snothile*
- 341. Refilwe Joka-Serote - 571110 0845 087 - 12 Topaas Avenue, JUKSKEI PARK, 2153 - *Refiloe*
- 342. Meriam Mabulane - 910813 0851 084 - 903 Ikageng, MOSENTHAL, 0300 - *Meriam Lerato*
- 343. Ntsokolo Mgweba - 680417 5751 089 - 329 Likhanyisweni, PHILLIPSTOWN, 8795 - *Nceba*
- 344. Phumzile Manyala - 740803 5846 086 - 1249 Quarry Heights, Avola, DURBAN, 4001 - *Lumkile France*
- 345. Zanel Sauls - 891026 0423 084 - 4 Capricorn Road, Ocean View, FISHHOEK, 7975 - *Saffiyah*
- 346. Samson Sithole - 960123 6240 087 - Dlamlenze Park, PONGOLA, 3170 - *Wanda Samson*
- 347. Elvin William Debruyne - 891025 5128 086 - 20 Stag Crescent, Eastridge, MITCHELLS PLAIN, 7785 - *Imtiyaz*
- 348. Sesethu Jonga - 990407 0346 089 - 1101 Zone 1, Ezibeleni, QUEENSTOWN, 5320 - *Kwathitha Sesethu*
- 349. Davina Maurina Simpson - 700117 0258 082 - 19 Oliehouth Avenue, New Orleans, PAARL, 7620 - *Aaliyah*
- 350. Abraham Blaauw - 670419 5220 083 - 8 Rooiskop Street, Zoar, LADISMITH, 6655 - *William Benjamin*
- 351. Moegamat Shuaib Vos - 830123 5175 084 - 3 Garden Lane, STRANDFONTEIN, 7785 - *Brandon Keith*
- 352. Quenton Dewaldt Pieterse - 870412 5098 086 - 12 Swaweltjie Street, Amandelsig, KUILS RIVER, 7580 - *Dewald*
- 353. Wesley Sharman - 870401 5236 085 - 1 Martial Eagle Avenue, Eagle Trace Estate, FOURWAYS, 2021 - *Wesley Grant*
- 354. Nicola Stadtländer - 871207 0097 086 - 118 Gordon Road, BERGBRON, 1709 - *Nica*
- 355. Yajna Loonat - 880101 0184 086 - 35 Winston Road, Westville, DURBAN, 3629 - *Yaseera*
- 356. Rochelle Dyllise Mahomed - 880417 0073 081 - 17 Harappa Road, Raisethorpe, PIETERMARITZBURG, 3200 - *Razia*
- 357. Eldene Cheslin Louw - 880517 5187 081 - 16 Vivianite Street, Extension 5, ENNERDALE, 1829 - *Eesah Eldene*
- 358. Bianca Lourenco Van Der Net - 881117 0047 080 - 18 Plataan Street, Brackendowns, ALBERTON, 1448 - *Bianca Vieira*

DEPARTMENT OF HOME AFFAIRS

NO. 639

07 JULY 2017

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. Rampuela Petrus Molekoa - 840104 5565 084 - 4415 Dipela Street, MODIMOLLE, 0510 - *Monyeki*
2. Patrick Nnee Kgosana - 810218 5723 083 - 458 Extension 17, MOKOPANE, 0600 - *Nyama*
3. Meyer Sithole - 870510 5321 083 - 218 Ntwane, DENNILTON, 1030 - *Mphela*
4. Kabelo Botsogelo Mathabathe - 870920 5336 082 - 18 A Elandsdoorn A, DENNILTON, 1030 - *Madisa*
5. Lebogang Ann Zwane - 850320 1109 084 - 607 Difateng Section, Weaver Street, TEMBISA, 1632 - *Sehlabelo*
6. Xolani Emmanuel Mncube - 820312 6191 081 - 3 Barnes Street, KEMPTON PARK, 1619 - *Kubheka*
7. Michael Zibuse Gumede - 630326 5536 088 - 040198 Ngwele Road, HILLCREST, 3650 - *Khuzwayo*
8. Edward Mabobotshane Mohlala - 830709 5692 084 - 40 Sengudi Street, Lotus Gardens, PRETORIA, 0008 - *Matlala*
9. Veno Mabena - 840710 6198 087 - 3759 Klarinet, Extension 6, EMMENHLENI, 1039 - *Mashinini*
10. Rethabile Kenneth Zondo - 830201 5455 084 - 2113 Dlamini, Extension 2, SOWETO, 1860 - *Tsotetsi*
11. Tiego Peter Mashishi - 700520 5912 084 - Stand No 809, Maboko Street, CYFERSKUIL, 0483 - *Rabalao*
12. Paulus Bafana Mncwabe - 640612 5686 082 - 010216 Milkyway Road, DASSENHOEK, 3601 - *Mzobe*
13. Maria Seboane - 750905 0269 086 - 401 Mzimkhulu Street, Extension 2, Zone 14, KWAGUQA, 1039 - *Sehoole*
14. Evodia Lena Kok - 741107 0248 085 - 558 Solplaatjie Street, Galeshewe, KIMBERLEY, 8345 - *Mogaecho*
15. Enock Morena Mollo - 800522 5919 084 - 515 Mokoena Section, KATLEHONG, 1431 - *Masondo*
16. Isaac Balotlhanyi Moathodi - 650416 5887 089 - 1118 Ipopeng Section, Vrede Village, MADIKWE, 2840 - *Matlhare*
17. Aaron Lehlohonolo Mollo - 780615 6229 083 - 515 Mokoena Section, KATLEHONG, 1431 - *Masondo*
18. Kgahlipo Sellinah Mqhayi - 770805 0968 081 - 7302 Zone 12, SEBOKENG, 1082 - *Mokubung*
19. Mojalefa Montsho - 851209 6251 083 - 1108 Extension 4, Kgakala, LEEUDORINGSTAD, 2640 - *Wepile*
20. Khuupa David Madisha - 540317 5694 083 - Madisha Leolo, ZEBEDIELA, 0631 - *Mathake*

21. Lourence Mpho Nonyana - 881125 5732 085 - 1452 Block L, SOSHANGUVE, 0152 - *Tjjane*
22. Thulani Lawrence Ndlovu - 790725 5801 085 - P O Box 613, HARDING, 4680 - *Ndobe*
23. Bongani Sunnieboy Magagula - 890104 5447 084 - 1510 Sindane Street, TSAKANE, 1550 - *Zwane*
24. Sibusiso Thapelo Radebe - 850607 5787 083 - 933 Zondi 1, SOWETO, 1868 - *Nyembe*
25. Lucas Mpho Mtsweni - 861109 5410 086 - 896 Block B, LETLHABILE, 0250 - *Makanete*
26. Kweni George Letsapa - 970503 5905 087 - 0228 Unit 7, TEMBA, 0400 - *Lale*
27. George Sebothoma - 970618 5791 087 - 6087 Church Street, Block F, TEMBA, 0401 - *Ngobeni*
28. Wesley Mhleli Lakaje - 980414 6101 080 - 380 Block C, LENASIA SOUTH, 1820 - *Mlambo*
29. Tshepo Godfrey Niculus Mathibe - 790419 5748 088 - 2786 Riverside Street, LETHABONG, 0263 - *Moletse*
30. Thabang Ambrose Mathamela - 840726 5562 081 - House No 13198, Lomanyaneng Village, MAHIKENG, 2745 - *Mosiane*
31. Bonisile Fortunate Mkhwanazi - 900516 0794 087 - 23 Nyoni Crescent, Manzimtoti, ESHOWE, 4126 - *Ngema*
32. Pinki Innocencia Khumalo - 890610 0296 086 - 16939 Extension 9, ORANGE FARM, 1841 - *Bans*
33. Goitseone Seoketsa - 940111 5468 085 - 4 Thabazimbi, West Park, PRETORIA WEST, 0152 - *Maboko*
34. Elizabeth Matshipiso Tshabangu - 740116 0388 081 - 107 Reitville Centre, 741 Nico Smith, RIETFontein, 0084 - *Moagi*
35. George Mandla Mlangeni - 790803 5673 083 - 3444 Extension 6, Mashishing, LYDENBURG, 1123 - *Sangxu*
36. Thulani Godfrey Nkosi - 711028 5786 083 - No 26 Emfihlweni Section, TEMBISA, 1432 - *Mnisi*
37. Eugene Nhlahlhla Thekiso - 880724 5848 080 - 181 Vlas Street, Doornpoort, PRETORIA, 0183 - *Mashinini*
38. Sifiso Zendile - 930510 5754 083 - 471 Oliphant Street, Rockville, SOWETO, 1518 - *Mlambo*
39. Tshepo Maripane - 940525 0984 087 - Stand No 900, BULENG, 0400 - *Tshehla*
40. Robert Thabang Leshaba - 740918 5325 087 - 52 Malaeneng, DENNILTON, 1030 - *Segope*
41. Mosolo Nicco Nkadameng - 820920 6356 080 - Stand No 1068, Vleischboom, NEBO, 1059 - *Monakedi*
42. Katlego Millicent Molaolwa - 980927 1071 081 - 301 Xchoseng, TAUNG, 8584 - *Obusitse*
43. Lina Sibanyoni - 950410 1367 086 - 407 Viakfontein, MPUDULLE, 1057 - *Mahlangu*
44. Nomsa Nelly Ngwenyama - 790526 0014 082 - Houseno 1020, Extension 31, Kirkney, PRETORIA, 0152 - *Mkhatshwa*
45. Hendrick Thomo Mkonto - 800608 5549 086 - 4466 Extension 5, OUKASIE, 0250 - *Makaba*
46. Tshepo Boikhutso Sengange - 900208 6008 080 - 5990 Unit 7, Hammanskraal, TEMBA, 0407 - *Tswai*
47. Themba Tshepo Mpapana - 840209 6230 081 - Stand No 1785, KABOKWENI, 1245 - *Manzini*

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48. Moeketsi Habet Zwane - 950116 5446 087 - 1981 Chris Hani, BENONI, 1520 - Nyakale
 49. Akani Ntlemo - 970503 6175 086 - P O Box 2094, PHALABORWA, 1390 - Maluleke
 50. Tinyiko Mtengo Diphoko - 950103 5313 087 - Thomo Village, GIYANI, 0826 - Chabalala
 51. Goitsemanang Othusitse Sikwane-Ditlhage - 800115 5447 089 - 94 Springhaas Avenue, Theresa Park, AKASIA, 0185 - Sikwane
 52. Thabo Kenneth Maluleke - 881229 5678 080 - 5847 Unit 7, TEMBA, 0407 - Bokaba
 53. Wander Muzikayise Everts - 720406 6613 085 - 1713 Hlongwane Drive, Sakhile, STANDERTON, 2430 - Radebe
 54. Vumisa Ezekeyi Marabe - 981213 6133 088 - 243 Luckau, TSHILWANENG, 0491 - Tshabalala
 55. Thulani Koos Maloke - 980410 6324 086 - 65 Sephaku, MPUDULLE, 4037 - Msiza
 56. Kgopotje Andreck Hlakudi - 620409 5588 085 - 1500 Molebeledi, GAMASEMOLA, 0400 - Hlakola
 57. Randy Sizwe Sibanyoni - 930402 5558 088 - 1181 Unit A, Monsterlus, MPUDULLE, 1057 - Rampedi
 58. Mishqah Davids - 951216 0750 084 - 282 – 5th Avenue, KRAAIFONTEIN, 7510 - Bake
 59. Joel Ntshoayana - 960424 5619 085 - 72 Mamphogo, MOGANYAKA, 0459 - Maisela
 60. Lefu Peter Tsotetsi - 940217 5192 086 - 37 Honeybird Street, KEMPTON PARK, 1637 - Machaba
 61. Douglas Mkhwanazi - 930221 6112 087 - 27 Vaal Road, Extension 4, Norkem Park, KEMPTON PARK, 1618 - Chauke
 62. Mbali Precious Xaba - 950630 1240 088 - Mfulamhle, UMZIMKULU, 3297 - Tshabalala
 63. Thanduxolo Nkosi - 851202 5371 085 - Block D, EMONDLO, 3105 - Masuku
 64. Lusindiso Sedrick Kaba - 881009 5997 080 - 2 Utrecht Avenue, Bonnie Doon, EAST LONDON, 5601 – *Summerton*
 65. Nolan Walter April - 710123 5075 081 - 29 Venus Street, OUDTSHOORN, 6625 - May
 66. Dumisani Makalima - 830909 5815 087 - 1854 Dyantjie Avenue, STEYNSBURG, 5920 - Nongqo
 67. Petros Bhekowakhe Ndlovu - 911229 5370 088 - Amahlongwa, UMKOMAAS, 4170 - Mthethwa
 68. Kgokong Joseph Mashabela - 850915 5990 080 - 20061 Gamakgeru, JANE FURSE, 1085 - Mampuru
 69. Lesiba Albert Marakalala - 750318 5517 089 - 16013 Lebu Village, SELEKA, 0500 - Mpedi
 70. Justice Tebogo Sibanyoni - 811217 5567 085 - 5489 Section Q, MAMELODI EAST, 0122 - Mbizana
 71. Colet Mphela - 820206 5737 086 - 2036 Stadium, BOLEU, 0474 - Magampa
 72. Lucky Joseph Makgale - 841224 5829 089 - 5159 Sobuza Street, SHARPEVILLE, 1928 - Ntuka
 73. Lethukuthula Sharon More - 980125 0603 083 - 56 Michaelson Street, VOLKSRUST, 2470 - Nene
 74. Gift Mpho Nonyane - 850625 6777 085 - 2460 Mpofu Street, Extension 1, Langaville, TSAKANE, 1550 - Mokoena

75. Mabine Potgieter Ratlou - 770202 6028 088 - Stand No 46, Tsube, MOSHISHIALE, 1390 - Shai
76. Nkosiya Xaba - 950821 0602 085 - P O Box 300, NONGOMA, 3950 - Mdlalose
77. Norman Dineo Moeti - 950811 5805 080 - Private Bag X71, LEBOWAKGOMO, 0737 - Chuene
78. Matome Jan Nyirenda - 940424 5481 085 - 7429 Extension 8, MODIMOLLE, 0510 - Mitelene
79. Axolisiwe Damba - 950619 6078 080 - Mtyholo Location, KING WILLIAMS TOWN, 5600 - Yiba
80. Tumelo Clerment Swane - 860731 5340 087 - 233 Phumolane, Block F, SOSHANGUVE, 0152 - Mncina
81. Jean Pierré Grobler - 660508 5030 088 - 1701 Pellissier Palms, BLOEMFONTEIN, 9300 - Koch
82. Bentley Ashton Hans - 880116 5112 080 - 6 Rainbow City, PORT NOLLOTH, 8250 - Ryck
83. Jeanne Louise Slabber - 840807 0109 084 - 29 Old Kendal Close, CAPE TOWN, 7806 - Bock
84. Bongani Simelane - 970112 5299 085 - Kwangena Trust, PIET RETIEF, 2380 - Mhlongo
85. Jonas Matlaila Masonta - 941215 5460 080 - Stand No 1341, Extension 1, BELA-BELA, 0450 - Lesabane
86. Ntsarane Portia Moimane - 830416 0456 081 - A 0180 Gamaepa, NGWAABE, 1058 - Tjabadi
87. Vongani Vukeya - 920909 6722 085 - Mhinga Village, MALAMULELE, 0982 - Dumazi
88. Asavela Giyama - 9601040709 087 - 198 Skefile Street, ZWIDE, 6000 - Pakati
89. Emmanuel Musawenkosi Mpanza - 900925 5512 081 - 349 Msomi Close, Savanna Park, CHATWORTH, 4092 - Mhlongo
90. Fika Goodwill Cele - 841212 5620 087 - Melville Area, KWADUKUZA, 4450 - Gumede
91. Motuba Bennet Lebesana - 790116 5923 089 - Room No 25, Marapong, LEPHALALE, 0555 - Tihola
92. James Mpho Serage - 840705 5431 083 - 463 B Suurman, HAMMANSKRAAL, 0400 - Serage
93. Malvin Koketso Mashigo - 930516 5756 085 - 10026 – 8th Avenue, MAMELODI, 0150 - Monama
94. Thato Gilbert Maduele Nkoane - 930528 5763 086 - 355 Block 5, SOSHANGUVE, 0152 - Segobola
95. Nolwazi Belinda Smith - 950903 0436 084 - 69 Meridion Drive, Umhlanga, DURBAN, 4001 - Mtshali
96. Modise Freddy Makatu - 891029 5438 081 - 739 / 11410, Extension 2, MAKHADO, 1426 - Selete
97. Peace Dlamini - 881005 1384 083 - 1609 Ramaphosa Fish Eagle, BOKSBURG, 1489 - Hlophe
98. Tshenolo Canaster Mokgoja - 700102 7028 084 - House No E36, Galotlhare, KURUMAN, 8460 – *Moshe*
99. Makwasi Johannes Mokgoje - 491119 5371 087 - House No E38, Galotlhar, KURUMAN, 8460 - Moshe
100. Zacharia Stefaans Letlape - 530404 5524 080 - 331 Lethabong, RUSTENBURG, 0300 - Swarts
101. Godfrey Ramonti - 650513 5231 084 - 2535 Mashao Drive, DOBSONVILLE, 1865 - Maseko
102. Nkululeko Mtembu - 970126 6060 080 - A 182, FOLWENI, 4136 - Kweyama
103. Nontose Gladys Makhila - 680717 0789 087 - 6243 Monhla Street, Extension 24, Mahube, MAMELODI EAST, 6342 - Seriti

104. George Charles Buda - 660208 5414 081 - 3941 Eletsega, Extension 4, NELMAPIUS, 4001 - Mtshweni
105. Twalikulu David Kela - 480414 5367 083 - 13 Tulp Street, Progress, UPINGTON, 8801 - Kella
106. Tshepo Desmond Nyalungu - 850214 5694 086 - 5797 Pmgobe Street, Ackerville, WITBANK, 1035 - Bodibane
107. Prosperity Mzwandile Dlamini - 800218 5397 088 - B1040 Umbanzo Road, KWA MASHU, 4360 - Dube
108. Mlindeli Mpindweni - 600102 5613 086 - Lower Mnyameni Location, KEISKAMMAHOEK, 5670 - Maxhama
109. Sibongile Tshokotsha - 900607 1381 089 - Mhophekazi A/A, NGCOBO, 5050 - Sonwabo
110. Lesego Damian Mhlayivana - 940613 5034 080 - 5497 Khova Street, Zone 5, PIMVILLE, 1809 - Ndlovu
111. Lindokuhle Sabelo Khumalo - 940929 5401 081 - Mawozini Area, TUGELA FERRY, 3010 - Mvelase
112. Ayanda Comfort Mpungose - 960111 6235 082 - P O Box 668, NKANDLA, 3800 - Dube
113. Mahlatse Rahab Mapokgole - 900209 0740 082 - 9 Andrea Street, African Jewel, POLOKWANE, 0699 - Mphahlele
114. Hlulani Obey Mashakeni - 981023 5880 088 - P O Box 218, VONGANI, 0930 - Mashele
115. Phillip Matome Masekwaneng - 950903 5930 081 - 10088 Overdyk Village, BOCHUM, 0790 - Mokubedi
116. Nokuthula Sibusile Ncube - 990406 0837 089 - P O Box 2062, TONGAAT, 4400 - Gcabashe
117. Bennete Tsepo Mamba - 850410 5387 081 - Marikana, MASHISHING, 1123 - Mkhabela
118. Tshweu Mathews Teboho Mokhachane - 811130 5453 083 - 20 Johannesburg Road, Arcon Park, VEREENIGING, 1930 - Tshoeu
119. Bernard Matlala - 781206 5834 088 - 765 C Mlangeni Street, White City, JABAVU, 1808 - Moeketsi
120. Carin Mill Van Niekerk - 790213 0109 085 - 23 Faure Street, Balvenie Estate, ELSIES RIVER, 7490 - Asim
121. Sandile Ofentse Thabatha - 830807 5473 081 - 3300 Keli Street, Hillside, KAGISO, 1754 - Mangqu
122. Lucky Michael Manganye - 720422 5939 082 - 1517 Ngobeni Stand, WINTERVELDT, 0198 - Chikathu
123. Julius Mxolisi Tshobisa - 840730 5975 087 - 40 Sompane Street, SAULSVILLE, 0125 - Tshabalala
124. Richard Omar Zungu - 851113 5651 089 - Doringkop, STANGER, 4450 - Milase
125. Thulani Hemmy Dlamini - 890101 5350 086 - 18498 Mabhendhi Street, Extension 6 A, KWA THEMA, 1575 - Nyamakazi
126. Mphumzeni Erick Zikhali - 821026 5031 085 - B 109 Marathon Square Camp, GERMISTON, 2335 - Mbhele
127. Mpanko Balty Pilusa - 840802 5686 087 - 09 J Boselakgaka, ATOK, 0749 - Matlou
128. Ntshimane Elias Mqedlana - 790429 5671 081 - 16 Baciko Street, Extension 1, Tsakane, BRAKPAN, 1550 - Makhura
129. Amos Tumane Mokwene - 800413 5620 080 - Private Bag X012, ATAMELANG, 2770 - Le Rou
130. Tshepo Magadla - 891104 5185 089 - 1234 Nhlapo Section, KATLEHONG, 1431 - Ledwaba

131. Zwelethemba Nyandeni - 791031 5443 088 - 6975 Vilakazi Street, Orlando West, SOWETO, 1804 - Phakathi
132. Andrew Oageng Nkgotwe - 840503 5404 089 - 1243 Foxlake, TLHABANE, 0300 – *Ndlovu*
133. Xolisane Shadrak Mathiso - 790904 5609 083 - 1580 Magalis Place, CARLTONVILLE, 2419 - Jonas
134. Mokalabate Maggy Mashegoane - 830920 1272 082 - Stand No A54, MAGANA, 1120 - Mokgawa
135. Buti Aaron Masilela - 680521 5508 082 - 11691 Tida Street, TSAKANE, 1550 - Mthimunye
136. Tiro Samuel Nyamane - 680902 5352 087 - No E42, Mokwena Section, LEHURUTSHE, 2885 - Pule
137. Morepshe William Nchabeleng - 570713 5597 081 - Ga-Masomola, JANE FURSE, 1083 - Disolwane
138. Gladstone Dlephu - 770323 5847 086 - 68 Ntsibande Street, Central Western Jabavu, SOWETO, 1868 - Thwala
139. Victor Sipho Ntuli - 700222 5395 085 - 142 Market Street, BOKSBURG, 1459 - Nhlapo
140. Kagiso Mabote Desmond Selebogo - 841021 5716 088 - 6702 Sazive Street, KAGISO, 1754 - Mosaka
141. James Happy Mathobela - 791223 5364 089 - 186 Lebanon, Phase 2, MABOPANE, 0198 - Mathedimosa
142. Paulinah Dipuo Nnone - 610625 0800 082 - 3720 Tregena, MAJANENG, 0400 - Mosima
143. Sithenjwa Mhlonipheni Nkosi - 850523 6031 084 - 59 Dube Street, PHEFENI, 1821 - Sithole
144. Bongani Geneous Thwala - 940806 5921 088 - 10 Paro Road, NANCEFIELD, 1813 - Sibanyoni
145. Thabo Abram Sebeela - 680204 6171 081 - 706 Sekunjalo Section, Phatsima, RUSTENBURG, 0351 - Ngoma
146. Gracious Nokubonga Ntiwane - 850821 0261 081 - 25 Longhomes, BARBERTON, 1300 - Makwakwa
147. Orapeleng David Keboditse - 820329 5511 085 - 10774 Magasoe, Tlhabologo, MAHIKENG, 2745 - Dikolomela
148. Diboneng Daniel Buys - 831007 5896 089 - Unit 6, Eagle Complex, MUSINA, 0900 - Moleya
149. Walter Cleanboy Mathaba - 731104 5539 081 - P O Box 3013, MANDENI, 4490 - Gumede
150. Lesley Ntiwane - 790402 5653 086 - Stand No 25, LONGHOMES, 1300 - Makwakwa
151. Refilwe Magdeline Mokoena - 510727 0316 084 - 36641 Extension 17, Tsakane, BRAKPAN, 1550 - Sehlabane
152. Peter Makgoke Ratsiane - 620204 5895 089 - 2057 Klarinet, Extension 3, Emalahleni, WITBANK, 1035 - Nkoana
153. Zodwa Patience Zondo - 890102 0489 085 - No 12 Block 22, Uthingo Park, TASBET, 1040 - Nkosi
154. Obakeng Tumisi - 820710 6266 086 - 1327 Section D, EKANGALA, 1021 - Mahlangu
155. Lehutso Machete - 980305 5658 080 - 2372 Ebony Park, Extension 5, MIDRAND, 1685 - Mosehla
156. Nkosingiphile Innocent Molefe - 971119 5794 089 - Eskh 2915, Flathela Area, OSIZWENI, 2952 - Buthelezi
157. Petros Welcome Mtshali - 980110 5978 086 - 2053 Extension 3, Alra Park, ALRA PARK, 1491 - Nhleko
158. Phanuel Sibambo - 690111 5772 082 - 10023 Kagiso Drive, Kagiso, KRUGERSDORP, 1754 - Maphosa
159. Maggy Mpho Malapane - 810727 0823 086 - 091 Bolahlakgomo, MARBLE HALL, 0450 - Phahlane

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160. Siyabonga Hamilton Ndlovu - 900420 5522 082 - No M2233 Section 7, MADADENI, 2951 - Mthembu
 161. Mandisa Sihle Gumede - 980101 6834 089 - Mzingazi Area, RICHARDS BAY, 3900 - Mgabhi
 162. Tshitiso Ben Thobela - 830915 5898 080 - Ga-Nkwana, SEKHUKHUNE, 0740 - Thobejane
 163. Lunga Lovett Ndabeni - 750828 5640 087 - 3295 Nu 7, MDANTSANE, 5219 - Selani
 164. Pamela Nondabula - 970523 0646 080 - 366 Bellair Road, MAYVILLE, 4091 - Zulu
 165. Fikisile Nomanzoyiya - 961231 6346 082 - Nkobongo Area, STANGER, 4450 - Madikizela
 166. Betty Selebogo - 790923 0521 085 - 6702 Sazive Street, KAGISO, 1754 – *Mosaka*
 167. Lydia Nomaswazi Tshabalala - 750908 1075 080 - 2702 Intabazwe, HARRISMITH, 9880 - Hlongwane
 168. Phumlani Erick Mfeka - 790414 5622 086 - Nkombose, MTUBATUBA, 3935 - Mbokazi
 169. Sibongile William Ndabambi - 700714 5627 087 - P 398 Tetyana Street, Site B, KHAYELITSHA, 7784 - Mcetywa
 170. Godfrey Matabula - 930103 6025 081 - 934 Township, LULEKANI, 1392 - Mathebula
 171. Celokuhle Mfundo Sibiya - 971217 5399 089 - Ntaphuka Area, NDWENDWE, 4342 - Mthethwa
 172. Mbongeni Jona - 820306 5410 088 - Pata Location, PIETERMARITZBURG, 3200 - Zondi
 173. Amos Raboleta Mahlangu - 841127 5550 086 - 411 Kabete, MARAPYANE, 0431 - Bapela
 174. Namane Johannes Malatji - 590526 5563 085 - Riba-Cross, BURGERSFORT, 1150 - Mokgabudi
 175. Zinhle Zungu - 861203 0512 085 - Thulasi Reserve, MANDENI, 4490 - Nkwanyana
 176. Patricia Buyile Ngwenya - 740818 0718 080 - 19284 Sdinite Crescent, Braamfisherville, ROODEPOORT, 1725 - Binda
 177. Lungelo Lupoko - 781022 5656 086 - Ciko A/A, WILLOWVALE, 4960 - Dyomfana
 178. Puseletso Susan Mziyako - 400305 0189 083 - 5680 JB Kgomo Street, LYnville, WITBANK, 1035 - Mantso
 179. Bhekani Sipiwo Msweli - 970228 5861 086 - U 539, UMLAZI, 4001 - Mthimkhulu
 180. Sipho Sithole - 510319 5493 082 - Eluvukeni, WASBANK, 2920 - Mbhele
 181. Bennet Sebesho - 620202 5594 082 - 2175 Ntuli Street, EMALAHLENI, 1035 - Komane
 182. Velenkosini Thanda Khumalo - 950201 5892 082 - P O Box 301, Kwa-Ndoba Reserve, KWANGWANASE, 3973 - Ntuli
 183. Sanele Nkosinathi Manzini - 931109 6231 081 - P O Box 347, KWANGWANASE, 3973 - Khanyile
 184. Sakhile Siphamandla Ngubane - 861202 6222 087 - P O Box 05, KWANGWANASE, 3973 - Msane
 185. Zoliswa Dudumashe - 661001 0743 086 - Te 49, Thabo Mbeki, PHILIPPI EAST, 7785 - Mayongo
 186. Bonginkosi Emmanuel Bhengu - 810221 5941 085 - P O Box 544, MTUBATUBA, 3935 - Mgwaba
 187. Walter Wandile Ntiwane - 880204 5336 089 - Stand no 25, Long Homes, BARBERTON, 1300 - Makwakwa

188. Lindiwe Ndlovu - 771004 0967 082 - 16 Eric Rosenthal Street, Duvha Park, WITBANK, 1035 - Khumalo
189. Matlhodi Samuel Nkuna - 680728 5830 081 - House no 210, Baloyi Section, Tshamahansi, MOKOPANE, 0600 - Moswete
190. Leroy Itumeleng Setilo - 860219 5834 085 - 7 – 9 New Main Road, KIMBERLEY, 8300 - Maliehe
191. Thabo John Thibedi - 780611 5365 085 - NO 2214, Extension 2, IVORY PARK, 2090 - Nkosi
192. Katsikatsi Frans Machaka - 701012 5665 085 - No 85 – 16th Avenue, ALEXANDRA, 2090 - Khwinana
193. Solly Ngoako Gafane - 761109 5616 089 - 48 C Namakgale, PHALABORWA, 1391 - Mangena
194. Foster Khefasi Shingange - 850730 5770 089 - L/O, TZANEEN, 0850 - Shipalana
195. Jan Mxolisi Makhubela - 890916 5715 081 - Stand no 222, MOTETI, 0477 - Mdluli
196. Busisiwe Catherine Mthimunya - 620105 0802 089 - 8077/9 Lusaka Street, Vosman Extension 17, WITBANK, 1035 - Mthimunya- Masilela
197. Muthuphei Sandani - 720406 5950 082 - 226 Fawela Street, Belgravia, JOHANNESBURG, 2001 - Mudau
198. S'phamandla Siyabonga Phenyane - 820822 5891 085 - 35 Small Street, VRYHEID, 3100 - Zwane
199. Moreri Isaac Maxambela - 880325 6236 083 - Shaleng Section, BODIBE, 2741 – *Majako*
200. Thamsanqa Mkhathshane - 880816 6213 080 - Mthaku A/A, NGQAMAKWE, 4990 - *Matiwane*
201. Hasai Amos Maluleke - 800403 5493 083 - Matiane, MALAMULELE, 0982 - Lubisi
202. Membrey Madumetsa Phalane - 850323 5543 084 - L/O, TZANEEN, 0850 - Machethe
203. John Lenyatso Serelatlheng Maphosa - 741205 5917 082 - 1730 Rasegwati Section, JERICHO, 0200 - Mogale
204. Sarah Nhanguvo - 880827 1109 082 - 1441 Carousel View, HAMMANSKRAAL, 0400 - Samgalaze
205. Russell Rodney Nel - 920916 6618 080 - 14 Bream Street, Gillview, JOHANNESBURG, 2001 - Muller
206. Mthokozisi Innocent Ntombela - 940218 5552 089 - 4562 MLungisi Road, KWA-NGEZI, 4020 - Khumalo
207. Alex Van Zyl - 811209 5252 081 - A 202 The Bay, 77 Coral Road, BLOUBERRAND, 7441 - Sabino
208. Maurice Mark Wentzel - 810908 5069 087 - 51 Delta Street, MACASSAR, 7130 - Bender
209. Alexandra Frances Mc Adam - 780330 0157 088 - 6 Fleetwood Avenue, CLAREMONT, 7700 - Mcadam
210. Donnell Milton Sauls - 830118 5251 083 - Block T 14, Hillbrow Flats, Main Road, ELDORADO PARK, 1813 - Bowman
211. Reginald Embleton Coetzee - 811119 5226 086 - 7 – 9 New Main Road, KIMBERLEY, 8300 - Miles
212. Masixole Mgudwa - 871101 6168 084 - 59 Mgwari Street, KWANOBUHLE, 6242 - Mbeleni
213. Paul Malesa - 800205 5049 082 - 1019 Oaks New Stand, TRICHARTSDAL, 1380 - Seotlo
214. Gabriel Rannaka Tlhatlosi - 880208 5679 083 - 20453 Zone 14, SEBOKENG, 1983 - Mokoena
215. Phumlile Edmond Mlambo - 830624 5734 085 - 10871 Gumede Street, Thembelisha, KWA THEMA, 1575 - Khoza

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216. Beleki Jacob Mtinkulu - 830811 5936 089 - 845 Polokong, SEBOKENG, 1983 - Dlamini
217. Sipho Mahlangu - 821227 6253 088 - 5482 Extension 2, ORANGE FARMS, 1841 - Mtembu
218. Makgalakgathe Abram Phala - 680227 5331 083 - Tshehlwaneng, Schoonoord, SEKHUKHUNE, 1124 - Mohlala
219. Kabelo Gabriel Molaadira - 890719 5160 088 - 15409 Boichoto Street, Phase Two, BLOEMFONTEIN, 9300 - Malebo
220. Luckyboy Itumeleng Ngwenyama - 901120 5209 081 - 57769 Mafora, Kagisanong, BLOEMFONTEIN, 9300 - Mabesa
221. Rorisang Jennifer Ndutha - 951126 0236 085 - 5833 Mancoe Street, ROCKLANDS, 9323 - Tebang
222. Tidimatso Tabane - 880501 5795 085 - 1171 Block WW, SOSHANGUVE, 0152 - Setshedi
223. Hlangabeza Nakuphi - 890520 5986 088 - Nkanga A/A, WILLOWVALE, 5040 - Sibeta
224. Thuso Nhlabathi - 880913 5896 088 - 87 Klipview Road, Liefde en Vrede, MULBURTON, 1628 - Motloung
225. Shervantaigh Vincenzo Visagie - 940516 5155 088 - 11 Koedoe Street, Sunnyridge, PRIMROSE, 1401 - Koopman
226. Siyabonga Saint Ngwenya - 980407 5630 083 - 445 Ehlanzeni Sections, TEMBISA, 1632 - Thwala
227. Sithembiso Mokoena - 860504 5661 087 - 51 Old Meth Road, Hillcrest, DURBAN, 4001 - Duma
228. Jabulani Thulani Mkhize - 650102 6026 089 - 12215 Richmond Road, KWANDENGEZI, 3607 - Mkhwanazi
229. Mncedisi Nduzi - 861216 6565 089 - 2769 Demat Road, Welbedacht West, DURBAN, 4001 - Dyaloyi
230. Solomon Solly Phiri - 660504 5399 086 - Stand no 940, Dwaleni Trust, KABOKWENI, 1245 - Mongwe
231. Thulazizwe Kevin Nhlapo - 770903 5413 086 - 1604 Mpala Street, Pimville, SOWETO, 1809 - Mabaso
232. Zukile Ngqani - 701125 5910 085 - 492 Peddie Extension, PEDDIE, 5640 - Mangaliso
233. Uyazi Norah Mabutyana - 980722 0156 086 - 736 Mathenjwa Street, Kattlehong Gardens, KATLEHONG, 1432 – *Kekana*
234. Sandile Ndumiso Majola - 910903 5541 085 - 67 Nordale Road, Briadale Drive, Newlands West, DURBAN, 4037 - Mabaso
235. Nkosingiphile Simelane - 980308 5895 082 - Hoedspruit Farm, Dirkiesdorp, PIET RETIEF, 2380 - Mbogazi
236. Sibusiso William Mhlana - 900311 5792 082 - 7 Duif Street, Extension 2, MEREDALE, 2091 - Nemukula
237. Bonolo Sekhejane - 830828 5463 088 - 1433 Motswere Drive, Tlhabane West, RUSTENBURG, 0299 - Raboikanyo
238. Nduduzo Mfundo Chule - 860301 5919 080 - 454525 Sheleni Road, Adams Mission, ISIPINGO RAIL, 4110 - Mpungose
239. Jabulani Elvis Phiri - 860611 5758 084 - 170 Sivana Section, KEMPTON PARK, 1632 - Dhlamini
240. Michael Mathope - 881101 5539 085 - 3574 Leboneng, HAMMANSKRAAL, 0461 - Mahlomotja
241. Emily Lerato Nnone - 850414 0846 083 - 3720 Tregena Farm, MAJANENG, 0400 - Mosima
242. Mary Margareth Dimakatso Nnone - 960120 0973 085 - 3720 Tregena Farm, MAJANENG, 0400 - Mosima

243. Jack Solomon Mapena - 760219 5470 089 - 156 B Section 03, Suurman, HAMMANSKRAAL, 0400 - Kekana
244. Shiela Khetho - 900901 1191 089 - B 145 Rakgwedi, GANALAAGTE, 2781 - Motsamai
245. Bhekisisa France Memela - 811027 5937 083 - A31 Entuthukweni Store, AMANZIMTOTI, 4126 - Nkomo
246. Khanyisani Siyabonga Vilakazi - 901105 6336 082 - Obuka Reserve, EMPANGENI, 3880 - Nxumalo
247. Edward Mosothu - 890515 6525 083 - P O Box 4, STOFBURG, 1053 - Aphane
248. Tebogo Moroke - 870222 6062 084 - 1195 B Mbatha Street, White City Jabavu, KWA XUMA, 1868 - Monakali
249. Ayanda Mondli Sizwe Mtshatsha - 840129 5129 086 - 100 Country View Estate, MIDRAND, 1684 - Zama
250. Geoffrey Mtakati - 601204 5700 084 - 99 Ranisi Street, Nu 8, Motherwell, PORT ELIZABETH, 6001 - Mayekiso
251. Anitha Sewpersad - 731030 0272 081 - 364 Groveend Drive, Groveend, PHOENIX, 4068 - Singh
252. Christene Munsami - 921229 0248 089 - 21 Brigbury Place, Flat 4 C, PHOENIX, 4068 - Pillay
253. Nomfundo Pertuna Mlangeni - 930508 0654 084 - M 185, UMLAZI, 4031 - Msomi
254. Sibusisiwe Khaliphile Mavundla - 940103 0759 089 - 54 Feilden Drive, Glenmore, DURBAN, 4001 - Cele
255. Ukwanda Melissa Vilakazi - 940210 0074 086 - 3 Apiesdoring Street, PALMRIDGE, 1458 - Gaqa
256. Moeketsi William Lesupe - 890627 5564 086 - 27691 Namibia North, MANGAUNG, 9307 - Nophali
257. Mlungisi Biyela - 951109 6056 087 - Samungu Area, ESHOWE, 3815 - Khumalo
258. Siphelele Dennis Made - 970519 6279 082 - 13 Bonus Road, NEWLANDS EAST, 4037 - Msani
259. Thamsanqa Paulos Mkhize - 960530 5864 081 - Stop 08, INANDA, 4310 - Ndlovu
260. Bonginkosi Todlwana - 981105 6007 082 - 227 Ngwenya Road, CHESTERVILLE, 4091 - Vezi
261. Ofentse Masubelele - 930830 6056 084 - E 619 A Legkraal A Section, Tjadistad, TEMBA, 0439 - Chipa
262. Thabiso Professor Sibiya - 960816 5304 081 - G 20 Hostel, Khuthuzo, THOKOZA, 1426 - Zondi
263. Simpiwe Nicholas Mayeza - 940717 5630 084 - NO 121 Room 8, GUGULETHU, 7750 - Dwadwa
264. Siphamandla Qanya - 941127 6062 080 - 209 Skhosane Section, KATLEHONG, 1432 - Plaat
265. Bongani Mtshwene - 981002 5625 081 - Stand 1768 D, VERENA D, 1768 - Tsie
266. Nkululeko Mpuho - 971216 6363 086 - De Val, WASBANK, 2920 - Buthelezi
267. Fisaphile Maphumulo - 860124 6019 084 - 10 Lakhani Chamber, Grey Street, DURBAN, 4001 – Xulu
268. Matsoene Andries Dikotla - 720428 5462 082 - 69 Lemur Street, Westenburg, POLOKWANE, 0699 - Motseo
269. Manele Mokgoja - 530408 5813 088 - House no E 36, Galotlhare, KURUMAN, 8460 - Moshe
270. Mthuthuzeli Edison Mchunu - 870317 6070 085 - P 245 Umlazi Township, UMLAZI, 4031 - Radebe
271. Siyanda Stanley Mkhize - 820420 6083 081 - 866 Welbedacht East, CHATSWORTH, 4092 - Ngcobo

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272. Ernest Ubisse - 741010 7438 081 - 393 / 5 Liberty, Moteti, MDUTJANA, 0472 - Khoza
273. Silindile Zondo - 980312 0534 084 - B 149 Ngoqokazi Area, INANDA, 4310 - Luthuli
274. S'phamandla Phakamani Radebe - 980307 5148 088 - Maqakaza Area, ESHOWE, 3815 - Gumede
275. Kgabane Pelebe - 990208 5481 081 - 6851 Phase 4, BLOEMFONTEIN, 9300 - Letele
276. Ndumiso Bennet Nxumalo - 990305 6383 082 - 4981 Khanya Street, Extension 2, MHLUZI, 1053 - Mnisi
277. Tefo Emmanuel Afrika - 920618 5890 088 - 585 Zone 4, THABA NCHU, 9780 - Mphatsoanyane
278. Siyabonga Director Sibiya - 960308 5501 080 - 528 Mpilisweni Section, THOKOZA, 1426 - Nzima
279. Thato Mollen Makgalwa - 910521 5315 084 - 1788 Block G, Mbongeni Street, SOSHANGUVE, 0152 - Kganakga
280. Phumla Mhaka - 950315 1222 084 - Plot 19 - 6th Street, Pelzvale, RANDFONTEIN, 1760 - Manzi
281. Samkelo Macingwane - 900625 5612 085 - 13505 Flamingo Street, Pola Park, TOKOZA, 1426 - Madlanga
282. Nonkululeko Mncwabe - 960331 0812 088 - Nqebe Qheke, ELANDSKOP, 3226 - Zuma
283. Lemogang Mosikare - 950116 1051 089 - Khunwana, LEHURUTSHE, 2748 - Monareng
284. Monde Morné Du Preez - 940726 5621 084 - 93 Canterbury Street, Zonnebloem, CAPE TOWN, 8001 - Tomose
285. Malibongwe Nkosana - 800820 5534 089 - Bolotwa A/A, NGQELENI, 5140 - Ndamase
286. Isaac Madimetsa Kekana - 751203 5708 087 - 110 Joan Road, 04 Beagan Place, Hester Park, AKASIA, 0182 - Mahlangu
287. Gabangaye Nelson Sibeko - 691106 5622 088 - House no 339, Siyazenzela Location, PERDEKOP, 2465 - Ngubane
288. Mmakgatla Julia Kakgano - 611023 0618 085 - P O Box 4245, TRICHARDTSDAL, 0890 - Rahlano
289. Dumisani Herber Mbuyane - 740127 5358 086 - 1128 Mpumelelo Street, Extension 11, DAVELAND, 1821 - Shongwe
290. Muzi John Masilela - 870626 6029 085 - Stand no 2404, KANYAMAZANE, 1214 - Mhlongo
291. Mzimase Humphrey Gozongo - 510530 5600 084 - 72 Ummeli Street, Marimba Gardens, Extensio 4, VOSLOORUS, 1475 - Kona
292. Tshilidzi Brian Sadiki - 850902 5432 081 - F 1004, THOHOYANDOU, 0950 - Mukwevho
293. Sipiwe Absalom Mofokeng - 660706 5451 086 - 6417 Sidamon, SIYABUSWA, 0472 - Khoza
294. Ongama Khoza - 981213 5507 084 - Nobataba A/A, QUMBU, 5180 - Ludidi
295. Innocent Bongokuhle Dube - 890528 6110 087 - 50 Ilana Street, Delville, GERMISTON, 1488 - Nxele
296. Mamosetsana Muriel Ramoshaba - 851229 0708 086 - P O Box 75, LENYENYE, 0857 - Sechane
297. Valeria Zanele Mahlaela - 880803 0296 089 - 4737 Khanyile Street, DAVEYTON, 1520 - Aphane
298. Zakhele Absalom Gumede - 790823 5356 083 - 4856 Zone 6, ZONKIZIZWE, 1431 - Mavuso

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299. Dean-Kirk Leendertz - 920303 5056 085 - 7 Vlaeberg Street, Welgevonden Estate, DURBANVILLE, 7550 - Pick
300. Douglas Bongani Mbambo - 650418 5730 087 - E 748, UMLAZI, 4031 - Ncube
301. Jabu Russel Tshikudo - 820417 6018 083 - NO 7758, Extension 2, LAWLEY, 1830 - *Masindi*
302. Mbongiseni Freeman Sithole - 850410 5473 089 - P O Box 677, ULUNDI, 3838 - Mthembu
303. Esther Maleseu Tsetla - 881129 0433 087 - 335 Tshepo Section, TEMBISA, 1632 - Mohlala
304. Lydia Matula Tsetla - 590610 0807 083 - 335 Tshepo Section, TEMBISA, 1632 - Mohlala
305. Simon Izo Barwe - 820113 5991 087 - MVO 766, Phola Park, Huhudi, VRYBURG, 8601 - Monnaemang
306. Isaac Mosemane Matlou - 820506 5507 086 - 2240 Section H, EKANGALA, 1021 - Tsotetsi
307. Cebolenkosi Dlamini - 970108 5678 088 - Thembeni Area, KWADUKUZA, 4450 - Mtolo
308. Nobatembu Maqetuka - 971003 0353 085 - 55 Mfelani Street, CAPE TOWN, 7100 - Hlathana
309. Thulani Theophillus Tlomatsana - 960322 5221 086 - 23 Julia Street, Birchleigh North, KEMPTON PARK, 1619 - Sibiya
310. Kabelo Richard Molala - 920507 5444 089 - P O Box 2741, TZANEEN, 0850 - Ramalekana
311. Donald Khethiwe Mabena - 910202 5648 085 - Stand no 31, Tokologo, MHLUZI, 1053 - Hlanze
312. Rainy Piet Bafedi - 750128 5465 084 - 254 Majolani Street, Thushawang Location, EMALAHLENI, 1035 - Mabena
313. Padiso Mamaritidi Mphahlele - 981130 5509 086 - P O Box 2571, CHUENESPOORT, 0745 - Petshi
314. Mthobisi Chiliza - 980204 5836 087 - 628 Tamboville, Glenwood, PIETERMARITZBURG, 3200 - Nkomo
315. Sthabile Mlungwana - 990622 0741 085 - P O Box 324, KWANGWANASE, 3973 - Nxumalo
316. Sidney Ngodi - 930610 5477 089 - 30051 Mogaladi, MARBLE HALL, 0450 - Choshane
317. Mpho Philemon Naila - 911103 5333 083 - 28715 Raditsela Street, TSAKANE, 1550 - Nkosi
318. Sibongiseni Joseph Ndovela - 641015 6012 085 - Greenville Location, BIZANA, 4800 - Makenisi
319. Henry Linda Xolo - 660324 5642 082 - Tintown Location, GAMALAKHE, 4249 - Cele
320. S'phiwe Clement Mtembu - 861010 5594 087 - Kwambotho Location, HARDING, 4680 - Ngcobo
321. Viwe Asive Mtsakwe - 840620 5610 083 - Mnyameni A/A, CENTANE, 4980 - Dlulisa
322. Irvin Nyathi - 890909 6666 080 - 26094 Mohlala Street, Emaphupheni, DAVEYTON, 1520 - Mashile
323. Mai-Li Courtney Jeftha - 980815 0099 080 - 17 Herring Street, BAYVIEW, 7798 - Appolis
324. Morgan Luntu Oyiya - 910918 6602 082 - 408 Oxford Street, Newvalle, QUEENSTOWN, 5320 - Garishe
325. Kopano Mbali - 910225 6416 087 - 288 Ezibeleni, KOKSTAD, 4700 - Thoola

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326. Bonginkosi Thabiso Nyuswa - 960223 5853 086 - 4834 Samrand, Summerfield Estate, CENTURION, 0157 - Ziqubu
327. Mbulawa Elias Ndala - 760804 5446 088 - 437 Maphotla, SIYABUSWA, 0472 - Mnguni
328. Sifiso Zakhele Nywamba - 890209 5956 081 - Stand no 1654, Daantjie Trust, NELSPRUIT, 1215 - Mamba
329. Siyabonga Ndlovu - 880727 5587 087 - Singathe R 63, NGCOBO, 3201 - Shezi
330. Audrey Malatji - 890708 5788 089 - P O Box 593, GIYANI, 0826 - Ngobeni
331. Khuthadzo Morgan Thomu - 810721 5536 082 - Stand 1276, Vleifontein, MUNDZHEDZI, 0948 - Nesane
332. Johannes Prince Sabasaba - 750805 5995 083 - L 588, UMLAZI, 4031 - Motha
333. Princess Zuma - 860414 1404 088 - Kwanovuka Location, IMPENDLE, 3227 - Sithole
334. Sabelo Wiseman Nkosi - 720724 5695 089 - Rockclief Area, WASBANK, 2920 - Buthelezi
335. Kelvin Kagiso Kaobitsa Mogoshane - 890902 5689 088 - Ramatlabama, MMABATHO, 2735 – Mosiane
336. Adries Chiumya - 770528 5608 086 - 30213 Sereopate, MAJAKANENG, 0250 - Melwa
337. Nkosekhaya Madyo - 851029 6049 083 - 1554 Mambalu Street, Lingeletu, ADELADE, 5760 - Mankule
338. Kanyiso Mesatywa - 910821 5950 082 - Bele A/A, TSOLO, 5180 - Botya
339. Lorato Nancy Lekwamela - 990105 0801 083 - Block 262, RDP Seoding, MOTHIBISTAD, 8474 - Moetsi
340. Lillian Elizabeth Ter Blanché - 851004 0032 088 - 47C Adderley Street, GEORGE, 6529 - Norman
341. Silius Sello Choma - 650927 5580 086 - 2011 Section E, Ekangala, BRONKHORSTSPRUIT, 2014 - Tshabangu
342. Johannes Mokwebo - 930822 5813 086 - 443 New Stand, Kajibane, TEMBA, 0451 - Mabonda
343. Elias Ngwako Malema - 820809 6112 082 - 1559 Block XX, SOSHANGUVE, 0152 - Hlabola
344. Dikeledi Mashilo - 980403 0303 081 - 5524 Kgaribisane Street, Windmill Park, Extension 12, BOKSBURG, 1459 - Mojela
345. Relebogile Mokase - 980415 6251 080 - 3782 Extension 4, SOSHANGUVE, 0152 - Bokaba
346. Isahkoo Isaac Segauge - 441102 5233 086 - 3408 Mokhadi Street, LETHABONG, 0263 - Monyai
347. Simphiwe Billy Khumalo - 860321 5920 086 - P O Box 656, MBAZWANA, 3973 - Dlamini
348. Jacqueline Natasha Adams - 880125 0214 080 - House no 248, GA-KGAPANE, 0838 - Maake
349. Chad Marie - 871011 5024 081 - 4 Twiggs Road, Malvern, DURBAN, 4001 - Marx
350. James Smith - 630503 5156 089 - Ny 57 – 66, GUGULETHU, 7750 - Nododile
351. Thopane Levy Matlala - 591007 5345 087 - Mmotwaneng, GA-RAKGOADI, 1059 - Pholotho
352. Sboniso Wonder Nkosi - 980317 6134 086 - 337 Ermelo Trust, KABOKWENI, 1245 - Malinga

- 353. Shudufhadzo Basimphi - 970605 6044 087 - Tshikwarani, MAKHADO, 0940 - Skwari
- 354. Christopher Moagi Dhlamini - 901225 6237 088 - E 881 Creenside, PHOKENG, 0300 - Metseeme
- 355. Ompolokile Mathebula - 940907 5846 083 - 39 E Manthe Village, TAUNG, 8580 - Nkedi
- 356. Harold Mosi Matlhaela - 850106 6255 083 - 31306 Mbele Street, Extension 15, TSAKANE, 1550 - Mhlanga
- 357. Sphelele Ngubane - 981110 6042 089 - Kubalulazi area, POMEROY, 3020 - Hlongwe

DEPARTMENT OF HOME AFFAIRS

NO. 640

07 JULY 2017

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

Notice is hereby given of Government Gazette No. **40840** which, was published in Government Notice No. **418** dated **12 May 2017**, is hereby rectified to read as follow

1. Moeketsi Aleria Pholoane - 711008 5347 086 - 4662 Shibobo Street, Far East Bank, Extension 7, ALEXANDRA, 2090 - *Aziel G-Strength*
2. Thandeka Innocentia Bedi - 850803 0231 082 - 47 Gumtree Road, Acaliaville, LADYSMITH, 3370 - *Maseeha*

Notice is hereby given of Government Gazette No. **40860** which, was published in Government Notice No. **453** dated **26 May 2017**, is hereby rectified to read as follow

1. Zuzett Adonis - 590713 0130 082 - 3 Willem April Street, MOONEESBRUG, 7310 - *Zuzette*

Notice is hereby given of Government Gazette No. **40930** which, was published in Government Notice No. **590** dated **23 June 2017**, is hereby rectified to read as follow

1. Kearoma Winny Kabelo - 720228 1214 085 - 1987 Tlhoiwa Street, Tlhabane West, RUSTENBURG, 0299 - *Crimilda Khanhakudane Winny*
2. Nosiphelo May - 980106 1126 084 - 1239 Nu 6, MDANTSANA, 5219 - *Phelokazi*
3. Mabowe Joseph Seraki - 580818 5940 088 - 646 Mohlalets, SEKHUKHUNE, 1124 - *Mabowe Seraki*
4. Modestar Sinenhlanhla Zuma - 870129 0338 081 - 186949 Emachoben, INANDA, 4310 - *Star Sinenhlanhla*
5. Samkelisiwe Patricia Kubeka - 961210 1130 089 - Ingogo Farm, NEWCASTLE, 2940 - *Samkelisiwe Mandisa*
6. Precious Misiwe Mlotshwa - 840928 0407 086 - 322 Imbiba Street, Weilers Farm, GRASMERE, 1833 - *Precious Misiwe Ignatia*
7. Moemimang Benjamin Moapesi - 771203 5050 080 - 19014 Guttensburg Pitsi, John Daka, KIMBERLEY, 8345 - *Kopano Moemimang Benjamin*
8. Nomvula Christina Lengweng - 811113 0486 084 - 819 Zone 7, GARANKUWA, 0201 - *Phetogo Portia Christie*
9. Thakane Mamatsepe Kolobe - 790302 0449 086 - 2083 Zambezi Drive, Waterfall Village, MIDRAND, 1682 - *Thakane Constance Mamatsepe*
10. Tsietsi Richard Mothibedi - 971002 5606 083 - 4210 Vuka Section, Tumahole, PARYS, 9585 - *Mohau Itumeleng*
11. Nompulelo Princess Malola - 770923 0309 089 - P O Box 2906, ESIKHAWINI, 3887 - *Nompumelelo Princess*
12. Rogers Mpambani - 461226 5257 087 - 1252 Seiso Street, Dube Village, SOWETO, 1717 - *Rogers Makhosi*

DEPARTMENT OF HOME AFFAIRS

NO. 641

07 JULY 2017

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

Notice is hereby given of Government Gazette No. **40860** which, was published in Government Gazette Notice No. **454** dated **26 May 2017**, is hereby rectified to read as follows

1. Mandla Siboniso Mkhabela - 920907 6317 088 - NO 695, BADPLAAS, 1192 - *Ngubeni*
2. Siyabonga Mbakane - 910411 5960 081 - 73 Browning Street, JEPPESTOWN, 2094 - *Manana*
3. Sphiwe Magnificent Buthelezi - 980917 5964 084 - 3810 Nxumalo Stand, OSIZWENI, 2952 - *Zondi*

Notice is hereby given of Government Gazette No. **40733** which, was published in Government Gazette Notice No. **277** dated **31 March 2017**, is hereby rectified to read as follows

1. Lorraine Kelebogile Mokgosi - 790429 0768 080 - 1 Banaras Street, ROSHNEE, 1936 - *Phemelo*

Notice is hereby given of Government Gazette No. **40883** which, was published in Government Gazette Notice No. **487** dated **02 June 2017**, is hereby rectified to read as follows

1. Surprise Lord Manzini - 920803 6218 089 - Stand No 70, Mahushu, WHITE RIVER, 1200 - *Gorden*
2. Rofhiwa Netshilata - 891109 5665 089 - 2410 Lesedi Street, Extension 1, DOORNKOP, 1720 - *Mudzanani*
3. Jerome Lungisani Phakathi - 761212 5993 084 - 13 Lombard Street, OLIFANTSFONTEIN, 1666 - *Ndlovu*
4. Tiharese Simon Mahlatsi - 811113 5472 089 - 6847 Tokoloho Section, Tumahole, PARYS, 9585 - *Mosoeau*
5. Nonkoliseko Phiwo - 760613 0772 087 - 9 Drift Street, AMALINDA, 5201 - *Mantashe*

Notice is hereby given of Government Gazette No. **40930** which, was published in Government Gazette Notice No. **589** dated **23 June 2017**, is hereby rectified to read as follows

1. Mabowe Joseph Seraki - 580818 5940 088 - 646 Mohlaletsi, SEKHUKHUNE, 1124 - *Sekhukhune*
2. Modestar Sinenhlanhla Zuma - 870129 0338 081 - 186949 Emachobeni, INANDA, 4310 - *Sixishe*
3. Nandipha Climantine Mkhambi - 901023 0912 081 - 43 Delmas Avenue, Klippoortjie, BOKSBURG, 1400 - *November*
4. Bongiwe Zikhali - 900828 0923 081 - Ezingweni Location, MBAZWANA, 3974 - *Nzuza*
5. Themba Jackson Serame - 890901 5621 083 - 13 Lawly Station, SOWETO, 1717 - *Mlangeni*
6. Margaret Meyers - 740820 0390 084 - Naquabay 34, GORDONS BAY, 7601 - *Tsiane*
7. Steve Pulelo Pebane - 820429 5759 088 - P O Box 1173, ACORNHOEK, 1360 - *Mohlala*
8. Maletsolo Lizzy Kuto - 451216 0299 087 - 1197 Green Sides, OUKASIE, 0180 - *Makhafola*
9. Adil Malek - 710623 5168 083 - P O Box 37980, Overport City, DURBAN, 4001 - *Ramlal*

DEPARTMENT OF HUMAN SETTLEMENTS**NO. 642****07 JULY 2017****MPUMALANGA DEPARTMENT OF HUMAN SETTLEMENTS**

In accordance with Section 12(6) of the Division of Revenue Bill, 2017

(a) The receiving officer of the Human Settlements Development Grant must, in consultation with the transferring officer, publish in the Gazette within 14 days after this Act takes effect, the planned expenditure from the Human Settlements Development Grant, for the 2017/18 financial year, the 2018/19 financial year and the 2019/20 financial year per municipality with level one or level two accreditation.

(b) The planned expenditure must indicate the expenditure to be undertaken directly by the province and transfers to each municipality.

(c) The receiving officer of the Human Settlements Development Grant may, by notice in the Gazette, after taking into account the performance of the municipality and after consultation with the affected municipality and in consultation with the transferring officer, amend the planned expenditure for that municipality published in terms of paragraph (a)

I hereby give notice of the recommended division, projects per accredited municipalities for the 2017/18 financial year as set out in the attached schedule. These allocations are as per attached schedule and for the purpose and conditions set out therein.



HON. SK MASHILO

MEC: HUMAN SETTLEMENT

MPUMALANGA PROVINCIAL GOVERNMENT

PROVINCIAL GAZETTE
PUBLISHING OF PLANNED EXPENDITURE FOR HUMAN SETTLEMENTS PROJECTS

The Mpumalanga Department of Human Settlement hereby publishes the planned expenditure form Human Settlement Development Grant projects in terms of Section 12(6) of the Division of Revenue Bill, 2017.

Voie 13: Human Settlements

Information		Name:	Planned expenditure from HSDG			
		Name of Municipality	2017/18 Allocation R'000	2018/19 Allocation R'000	2019/20 Allocation R'000	
Purpose:	<ul style="list-style-type: none">To provide capital funding for Human Settlements Projects	FINANCIAL INTERVENTIONS	263 608	130 214	40 093	
		MP302 Msukangwa	1 553			
		MP305 Lekwa	12 000	14 000	16 000	
		MP307 Govan Mbeki	1 740	3 683	4 437	
		MP311 Victor Khanye	18 000	13 000	13 000	
		MP312 EMalahleni	21 515	5 547	6 656	
		MP313 Steve Tshwete	1 740			
		MP321 Thaba Chweu	1 740			
		MP324 Nkomazi	39 516	13 000		
		MP325 Bushbuckridge	2 219			
		MP326 Mbombela/UMndi Mun	11 699			
		MP Whole Province	151 886	80 784		
Measurable Outputs:	<ul style="list-style-type: none">Number of housing opportunities createdNumber of individual households in informal settlements provided with access to services/upgraded servicesNumber of individual households in backyards provided with access to services/upgraded servicesNumber of work opportunities created through related programmesNumber of informal settlements upgraded in situ and / /relocated	INCREMENTAL INTERVENTIONS	904 469	1 237 332	1 394 631	
		MP301 Albert Luthuli	21 080			
		MP302 Msukangwa	63 795			
		MP303 Mkhondo	13 068			
		MP304 Pixley ka Seme	56 641	332 840	377 219	
		MP305 Lekwa	56 568	88 756	88 756	
		MP306 Dipalasing	45 705	74 333	82 100	
		MP307 Govan Mbeki	146 109	24 127	25 957	
		MP311 Victor Khanye	22 190			
		MP312 EMalahleni	183 096	214 228	149 778	
		MP313 Steve Tshwete	62 379	55 473	63 239	
		MP314 Emakhazeni	34 392	55 473	61 020	
		MP315 Thembisile	4 004			
		MP316 DR JS Moroka	11 095			
		MP321 Thaba Chweu	55 474			
		MP324 Nkomazi	59 488	66 565	406 340	
		MP325 Bushbuckridge	6 324			
		MP326 Mbombela/UMndi Mun	52 036	325 536	136 222	
Monitoring System:	<ul style="list-style-type: none">Monthly performance reports and review meetings with the municipalities and contractors.	SOCIAL & RENTAL INTERVENTIONS	68 400			
		MP305 Lekwa	18 000			
		MP307 Govan Mbeki	44 400			
		MP313 Steve Tshwete	3 000			
		MP321 Thaba Chweu	500			
		MP324 Nkomazi	500			
		MP326 Mbombela/UMndi Mun	2 000			
Conditions:	<ul style="list-style-type: none">Department incur expenditure on the milestones of the projects	RURAL INTERVENTIONS	159 297	97 336	104 460	
		MP301 Albert Luthuli	5 547			
		MP302 Msukangwa	5 548			
		MP303 Mkhondo	5 150			
		MP304 Pixley ka Seme	5 150			
		MP307 Govan Mbeki	5 547			
		MP315 Thembisile	20 600			
		MP316 DR JS Moroka	31 415	27 736	30 510	
		MP321 Thaba Chweu	13 390			
		MP325 Bushbuckridge	51 500	69 600	73 950	
		MP326 Mbombela/UMndi Mun	15 450			
Allocation Criteria:	<ul style="list-style-type: none">All projects in the approved business plan must be aligned with the IDP and the spatial development framework of municipalities as well as the built environment performance plan for metropolitan municipalitiesThe approved business plan must reflect relevant allocations, targets and outputs as agreed and approved with the respective municipalitiesThe HSDG business plan may only be revised if approval to submit a revised business plan is granted by the accounting officer.					
Projected Life:	<ul style="list-style-type: none">Multi years					
Allocation:			R thousand			
		2017/18	1 395 774			
		2018/19	1 464 882			
		2019/20	1 539 184			
Payment schedule:	<ul style="list-style-type: none">Monthly					
		</				

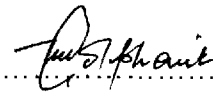
DEPARTMENT OF LABOUR

NO. 643

07 JULY 2017

LABOUR RELATIONS ACT, 1995**BARGAINING COUNCIL FOR THE MEAT TRADE, GAUTENG: EXTENSION OF
CONSOLIDATED MAIN COLLECTIVE AGREEMENT TO NON-PARTIES**

I, **MILDRED NELISIWE OLIPHANT**, Minister of Labour, hereby in terms of section 32(2) of the Labour Relations Act, 1995, declare that the provisions of the Collective Agreement which appears in the Schedule hereto, with the exclusion of clauses 1(1)(a) and (b), 1A thereof, which was concluded in the **Bargaining Council for the Meat Trade, Gauteng**, and is binding in terms of section 31 of the Labour Relations Act, 1995, on the parties which concluded the agreement, shall be binding on the other employers and employees in that Industry with effect from the second Monday after the date of publication of this Notice and for the period ending 30 June 2020.



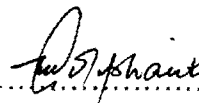
MN OLIPHANT, MP

MINISTER OF LABOUR

22/06/2017

UMTHETHO WOBUDLELWENO KWEZABASEBENZI KA-1995**UMKHANDLU WOKUXOXISANA PHAKATHI KWABAQASHI NABASEBENZI
BEMBONI YOKUHWEDA NGENYAMA: UKWELULELWA
KWESIVUMELWANO ESAKHA KABUSHA SABAQASHI NABASEBENZI
SELULELWA KULABO ABANGEYONA INGXENYE YESIVUMELWANO**

Mina, **MILDRED NELISIWE OLIPHANT**, uNgqongqoshe WezabaSebenzi, ngokwesigaba 32(2) soMthetho Wobudlelwano KwezabaSebenzi ka-1995, ngazisa ukuthi isiVumelwano sabaqashi nabasebenzi esitholakala kwiSheduli yesiNgisi exhunywe lapha, ngokushiya ngaphandle kohlamvu lwamazwi alandelayo ku 1(1)(a), Kanye ku(b), 1A, 5(6)(c) kanye naku 26 esenziwa uMkhandlu Wokuxoxisana phakathi Kwabaqashi Nabasebenzi Embonini Yokuhweba ngeNyama, futhi ngokwesigaba 31 soMthetho Wobudlelwano kwezabaSebenzi, ka 1995 esibopha labo abasenzayo, sizobopha bonke abanye abaqashi nabasebenzi kuleyomboni, siyokuqala ukusebenza ngosuku lokushicilelwa kwalesisiVumelwano futhi kuze kube ngomhlaka 30 kuNhlangulana 2020.



.....
MN OLIPHANT, MP

UNGQONGQOSHE WEZABASEBENZI

22/06/2017

SCHEDULE
BARGAINING COUNCIL FOR MEAT TRADE GAUTENG
COLLECTIVE AGREEMENT

made and entered into, in accordance with the provisions of the Labour Relations Act, 1995, as amended, between

Meat Traders Association Gauteng

(hereinafter referred to as the "employers" or "employers' organisation"), of the one part, and

Meat and Allied Workers Union (MAWU)

Gauteng Meat Traders Employees Union

(hereinafter referred to as the "employees" or the "trade unions") of the other part,
being the parties to the Bargaining Council for Meat Trade Gauteng.

1. SCOPE OF APPLICATION OF AGREEMENT

- (1) The terms of this Agreement shall be observed in the Meat Trade in the following Magisterial Districts :

Alberton, Boksburg, Brakpan, Germiston, Kempton Park, Johannesburg, Randburg, Roodepoort, Benoni, Krugersdorp, Randfontein, Springs, Westonarea and the area within a 25km radius of Church Square, Pretoria -
 - (a) by all employers who are members of the employers' organisation and by all
 - (b) employees who are members of the trade unions that are party to the Council, and who are engaged or employed in the Meat Trade.
- (2) Notwithstanding the provisions of subclause (1), the terms of this Agreement shall apply only in respect of employees for whom wages are prescribed in this Agreement.
- (3) The provisions of clauses 1(1)(a) and (b), 1A of this Agreement shall not be binding on non-parties.

1A. PERIOD OF OPERATION

This Agreement shall come into operation on such a date fixed by the Minister of Labour in terms of section 32 of the Labour Relations Act, 1995, as amended, and shall remain in force until 30 June 2020.

2. DEFINITIONS

Any expressions used in this Agreement, which are defined in the Labour Relations Act, 1995, as amended, shall have the same meaning as in the Act. Any reference to an Act shall include any amendments thereto, and unless the contrary intention appears, words importing the masculine gender shall include females, and the singular shall include the plural; unless inconsistent with the context -

“the Act” means the Labour Relations Act, 1995; as amended

“admin/office assistant” means an employee engaged in any or all of the following functions:-

- a) to keep books and accounts and records of the establishment, and who is in charge of such books and records up to trial balance or beyond; and/or
- b) receives cash for goods purchased; and/or
- c) books orders of customers; and/or
- d) assists with general office administration functions;

“cashier” means an employee in an establishment whose duties are confined to receiving payment for goods purchased;

“Council” means the Bargaining Council for the Meat Trade, registered in terms of section 29(15)(a) of the Act;

“Councils address” means Private Bag X3060, Randburg, 2125;

“establishment” means any premises used for the conduct of the Trade, as defined, and shall include such portion of any premises of a multiple commodity store from which the Trade, as defined, is carried on;

“butchery assistant” means an employee who, under the supervision of a meat cutting technician or an employer who is actually engaged in the work of a meat cutting technician -

- (a) breaks up quarters of beef and carcasses of mutton, lamb, pork, goats and veal into primal cuts only;
- (b) may perform the duties of a shop assistant;
- (c) may serve customers; but may not cut meat to customers' requirements and/or desired masses
- (d) may work on a bandsaw for the purpose of cutting up primal cuts, bones, frozen blocks of meat and poultry, provided that he/she has obtained an exemption from the Bargaining Council for Meat Trade Gauteng;

“shop assistant” means an employee engaged exclusively on one or more of the following duties or operations -

- (a) cleaning;
- (b) loading and unloading goods, carcasses, meat or poultry into or from vehicles;
- (c) collecting orders and money from customers beyond the establishment;
- (d) deboning
- (e) mincing meat and cutting up meat for the purpose of making sausages and boerewors;
- (f) making tea and/or similar beverages for refreshment;
- (g) packs and wraps meat; and
- (h) any other general duties not specified in this agreement relating to the Meat Trade;

“manager” means an employee who has qualified as a master meat cutting technician, grade 1A, who exercises control over employees in an establishment of an employer and who is responsible to such employer for the efficient operation of such establishment and who may, in addition, perform any work in any such establishment;

“master meat cutting technician, grade 1A” means an employee who -

- (a) cuts up meat;
- (b) may convert meat carcasses or parts of carcasses into various portions for sale or separate pre-wrapping prior to the sale of such pre-wrapped portions;
- (c) may serve customers;
- (d) may undertake any other work in an establishment;
- (e) may supervise the work of other employees; and
- (f) who is in possession of a Certificate in Meat Cutting issued by the Bargaining Council for Meat Trade indicating that he/she has qualified as a master meat cutting technician, grade 1A in a trade test performed by an examiner approved by the Council;

“maternity leave” means the period for which an employee is required to cease work owing to her confinement, such period commencing four weeks prior to and ending 12 weeks after the expected date of delivery;

“meat cutting technician, grade 1B” means an employee who -

- (a) cuts up meat;
- (b) may convert meat carcasses or parts of carcasses into various portions for sale or separate pre-wrapping prior to the sale of such pre-wrapped portions;
- (c) may serve customers;

CONTINUES ON PAGE 130 - PART 2

Vol. 625

7 July 2017
Julie

No. 40965

PART 2 OF 3

- (d) may undertake any other work in an establishment;
- (e) may supervise the work of other employees; and
- (f) who is in possession of a Certificate in Meat Cutting issued by the Bargaining Council for Meat Trade indicating that he/she has qualified as a meat cutting technician, grade 1B in a trade test performed by an examiner approved by the Council;

“meat cutting technician, grade II” means an employee who, under the direction and control of a master meat cutting technician, grade IA or meat cutting technician, grade IB -

- (a) cuts up meat;
- (b) may convert meat carcasses or parts of carcasses into various portions for sale or separate pre-wrapping prior to the sale of such pre-wrapped portions;
- (c) may serve customers;
- (d) may undertake any other work in an establishment;

“driver” means an employee engaged in driving; and may perform the duties of a butchery/shop assistant for the time that he/she is not engaged in driving;

“owner” means a person or company who owns and/or operates an establishment in the Trade and such person or company shall be deemed to be an employer for the purposes of this Agreement; and shall include Labour Brokers and Temporary Employment Services

“public holiday” means any day that is a holiday in terms of the Public Holidays Act, 1994, (Act No. 36 of 1994) or any day declared as such in terms of a proclamation;

“secretary” means the secretary of the Bargaining Council for the Meat Trade;

“security officer”-means an employee who -

- (a) guards the premises and goods of and/or in an establishment in the Trade for safety and against theft; and who
- (b) may search an employee or other person or the belongings of such employee or other person;

“area manager” means an employee who -

- (a) has qualified as a master meat cutting technician, grade IA;
- (b) supervises the work of other employees in a number of establishments of an employer;
- (c) is responsible to such employer for the efficient operation of such establishments; and
- (d) may perform any other work in any such establishments;

“Trade” means the trade in which employers and/or their employees are associated with the retail sale of fresh and/or frozen raw meat, including all operations incidental thereto;

“**wage or wages**” means the amount of money payable to an employee in terms of clause 3 in respect of his ordinary hours of work as prescribed in clause 6 : Provided that, if an employer regularly pays an employee an amount higher than that prescribed in clause 3 in respect of such ordinary hours of work, it means such higher amount;

3. REMUNERATION

(1) No employer shall pay and no employee shall accept wages lower than the following:-

	Per month
Admin/Office assistant	5 713.83
Cashier	3 416.04
Butchery assistant	3 416.04
Shop assistant	3 280.69
Manager	9 384.23
Master meat cutting technician, grade IA	8 680.92
Meat cutting technician, grade IB	7 559.91
Meat cutting technician, grade II	4 568.84
Driver	3 891.99
Security officer	3 891.99
Area manager	15 273.15

(2) Differential rates - An employer who requires or permits an employee of one category to perform the duties of a higher paid category for longer than one hour in any one day, either in addition to his own work or in substitution thereof, shall pay such employee in respect of that day, not less than one sixth of the higher weekly wage prescribed in subclause (1).

4. CALCULATION OF WAGES

(1) Calculation of weekly wages, daily wages and hourly rate - For the purposes of calculating the wage of an employee -

- (a) the weekly wages of an employee shall be calculated by dividing the monthly remuneration as prescribed in clause (3)(1) by 4 and one third;
- (b) the daily wages of an employee shall be calculated by dividing the weekly wages as calculated in subclause (1)(a) by six;
- (c) the hourly rate of an employee shall be calculated by dividing the weekly wage as calculated in subclause (1)(a) by 45, being the number of ordinary hours as prescribed in clause 6(1).

CLAUSE 4A. CALCULATION OF ANNUAL LEAVE PAY, PAYMENT INSTEAD OF NOTICE AND SEVERANCE PAY

- (1) The following payments are included in an employee's remuneration for the purposes of calculating pay for annual leave in terms of clause 11 of the Former Agreement, payment instead of notice in terms of clause 15 of the Former Agreement and severance pay in terms of clause 16 of the Former Agreement –
- (a) Housing or accommodation allowance or subsidy or housing or accommodation received as a benefit in kind;
 - (b) Car allowance or provision of a car, except to the extent that the car is provided to enable the employee to work;
 - (c) Any cash payments made to an employee, except those listed as exclusions in terms of this clause;
 - (d) Any other payment in kind received by an employee, except those listed as exclusions in terms of this clause;
 - (e) Employer's contributions to medical aid, pension, provident fund or similar schemes;
 - (f) Employer's contributions to funeral or death benefit schemes.
- (2) The following items do not form part of remuneration for the purpose of these calculations:
- (a) Any cash payment or payment in kind provided to enable the employee to work (for example, an equipment, tool or similar allowance or the provision of transport or the payment of a transport allowance to enable the employee to travel to and from work);
 - (b) A relocation allowance;
 - (c) Gratuities (for example, tips received from customers) and gifts from the employer;
 - (d) Share incentive schemes;
 - (e) Discretionary payments not related to an employee's hours of work or performance (for example, a discretionary profit-sharing scheme);
 - (f) An entertainment allowance;
 - (g) An education or schooling allowance.

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- (3) The value of payments in kind must be determined as follows:
- (a) a value agreed to in either a contract of employment or collective agreement, provided that the agreed value may not be less than the cost to the employer of providing the payment in kind; or
 - (b) the cost to the employer of providing the payment in kind.
- (4) An employee is not entitled to a payment or the cash value of a payment in kind as part of remuneration if:
- (a) the employee received the payment or enjoyed, or was entitled to enjoy, the payment in kind during the relevant period; or
 - (c) in the case of a contribution to a fund or scheme that forms part of remuneration, the employer paid the contribution in respect of the relevant period.
- (5) This clause only applies to pay for annual leave accrued from the 1st July 2003.
- (6) If a payment fluctuates, it must be calculated over a period of 13 weeks or, if the employee has been in employment for a shorter period, that period.
- (7) A payment received in a particular period in respect of a longer period (e.g. a thirteenth cheque) must be pro-rated.
- (8) This calculation only applies to the minimum payments that an employer is required to make in terms of the Council's Collective Agreement.

5. PAYMENT OF REMUNERATION

- (1) The payment of remuneration as prescribed in clause 3(1) and payment of overtime in terms of clause 8, shall be paid in full by the employer to the employee not later than the last day of each month or on termination of employment, if termination takes place before the ordinary pay day of such employees.
- (2) Remuneration shall be contained in an envelope or other container accompanied by a statement showing -
- (a) the name of the employer;
 - (b) the employee's name, number, if applicable, and job category or occupation;

- (c) the period for which remuneration is being paid;
 - (d) total hours worked;
 - (e) breakdown of remuneration due in respect of ordinary hours and overtime hours worked;
 - (f) amounts deducted.
- (3) The employer shall require each employee to sign a wage register as proof of receipt of remuneration accepted by such employee, and such wage register shall be kept on the premises at all times.
- (4) No employee shall be required, as part of his contract of employment to board and/or lodge with his employer or at any place nominated by the employer.
- (5) An employer shall not require his employee to purchase any goods from him or from any establishment, place or person nominated by him.
- (6) No fines or deductions of any kind shall be made from the remuneration of any employee, other than the following -
- (a) when an employee is absent from work without permission or is not entitled to pay in terms of clause 12(2), a pro rata amount for such period of absence may be deducted;
 - (b) Council funds in terms of clause 22; Sick Benefit Fund contributions in terms of clause 23, Retirement Fund contributions in terms of clause 24; contributions to Group Funeral Scheme in terms of clause 25 shall be deducted;
 - (c) trade union subscriptions in terms of clause 26 shall be deducted;
 - (d) any amount which an employer is legally, or in terms of an order of any competent court, required or permitted to deduct shall be deducted;
 - (e) deductions in terms of clause 15(2)(c) may be deducted;
 - (f) any amount which is owing to the employer by the employee may be deducted :
Provided that such deduction shall not exceed one third of the total amount due to the employee in terms of clauses 3(1) and 8.

6. ORDINARY HOURS OF WORK

- (1) Ordinary Hours of Work - The ordinary hours of work of an employee, to be decided by the employer, shall not exceed -
- (a) 45 hours per week;
 - (b) nine hours on any day if the employee works for five days or less per week ,
 - (c) eight hours on any day if the employee works on more than five days per week

7. COMPRESSED WORKING WEEK

- (1) An agreement in writing may require or permit an employee to work up to 12 hours per day, inclusive of meal intervals required in terms of clause 9, without receiving overtime pay.
- (2) An agreement in terms of subclause (1) may not require or permit an employee to work –
 - (a) more than 45 ordinary hours of work in any week;
 - (b) more than 10 hours overtime in any week, or
 - (c) on more than five days in any week.

8. OVERTIME AND PAYMENT OF OVERTIME

- (1) For the purposes of this clause all time worked by an employee in excess of 45 hours from Monday to Saturday, shall be deemed to be overtime worked by such employee
 - (a) An employer shall not require an employee to work overtime for more than –
 - (i) three hours on any day;
 - (ii) 10 hours in any week
 - (b) An employer shall pay an employee who works overtime at a rate of not less than –
 - (i) one and a half times his hourly wages in respect of each hour or part of any hour so worked on any day from Monday to Saturday (both days included);
 - (ii) double his hourly wages in respect of each hour or part of any hour so work on any Sunday or public holiday.
 - (c) Despite subclause (b)(ii), an employer shall pay an employee who ordinarily works on a Sunday, in terms of a written agreement between the employer and employee, at a rate of one and a half times the employees wage for each hour worked.

9. MEAL INTERVALS

- (1) An employer shall grant to his employees –
 - (a) a meal interval of not less than 1 hour after a continuous period of five hours worked within an interrupted interval : Provided that, for the purpose of this paragraph, periods of work uninterrupted by an interval of less than one hour shall be deemed to be continuous.

10. REST INTERVALS

- (1) An employer shall grant to his employees –
- (a) a rest intervals of not less than 10 minutes each, as near as practicable, in the middle of each first five hour period worked and during each second work period of the day, such intervals being deemed to be part of the ordinary hours of work.

11. ANNUAL LEAVE

- (1) (a) Every employee, other than an employee referred to in paragraph (b), who has completed one or more consecutive years' employment in the same establishment or with the same owner shall be given-
- (i) 21 consecutive days leave of absence on full pay on completion of each year of employment, or
- (ii) by agreement, one day of annual leave on full remuneration for every 17 days on which the employee worked or was entitled to be paid;
- (iii) by agreement, one hour of annual leave on full remuneration for every 17 hours on which the employee worked or was entitled to be paid: Provided that where an employee has been employed by any group of companies, close corporations or partnerships in which there is a director/directors, member/members or partners, the Council may direct that such employment be deemed to be employment with a single establishment;
- (b) An employee who has completed 10 or more consecutive years' employment in the same establishment or with the same owner shall be given-
- (i) 28 consecutive days leave of absence on the completion of each year of employment, or
- (ii) by agreement, one day of annual leave on full remuneration for every 13 days on which the employee worked or was entitled to be paid;
- (iii) by agreement, one hour of leave on full remuneration for every 13 hours on which the employee has worked or was entitled to be paid: The proviso to paragraph (a) above shall apply in respect of this paragraph.
- (2) In the case of an employee who has completed any qualifying period of employment, leave of absence shall be calculated from the date of employment or from the date the employee's last annual leave had accrued to him: Provided that if a public holiday occurs while an employee is on leave, such public holiday shall be added to the said period as a further period of leave on full pay.

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- (3) The time when annual leave is to be taken is to be fixed by the employer and, if the employer has not granted leave due to an employee at an earlier period, such leave shall commence within one month after the termination of a year's service.
- (4) Annual leave may not run concurrently with any period of sick leave as provided in terms of clauses 12 or with any period of notice of termination of employment in terms of clause 15 of this Agreement.
- (5) Upon termination of employment, an employer shall pay his employee -
- (a) full pay in respect of accrued annual leave at the remuneration the employee was receiving when his leave became due but which had not been granted before termination of employment; and be calculated as follows:
 - (b) in the case of an employee referred to subclause (1)(a), weekly wages divided by four and multiplied by the amount of months of employment in the same establishment or with the same owner, calculated from the date of the employee's last qualifying period of annual leave; or
 - (c) in the case of an employee referred to subclause (1)(b), weekly wages divided by three and multiplied by the amount of months of employment in the same establishment or with the same owner, calculated from the date of the employee's last qualifying period of annual leave.
- (6) For the purposes of this clause, the expression "employment" includes any period or periods during which an employee is -
- (a) absent from work on leave in terms of subclause (1);
 - (b) absent from work on the instructions or at the request of his employer;
 - (c) absent from work on sick leave in terms of clause 12 of this Agreement;
 - (d) absent from work with the consent or condonation of his employer;
 - (e) absent from work on maternity leave: Provided that in the case of paragraphs (a), (b), (c) and (d) such absence may not exceed 10 weeks.
- (7) Every employer shall pay an employee to whom leave has been granted in terms of subclause (1), his pay in respect of the period of leave, not later than the last working day before the commencement of the employee's leave.
- (8) No employee may perform any work in any trade or occupation while on annual leave granted in terms of this Agreement.
- (9) Notwithstanding anything to the contrary contained herein, an employer who is required to grant an employee annual leave in terms of subclause (1) may require such employee to accept payment in lieu of six work days of his annual leave entitlement.

12. SICK LEAVE

- (1) An employer shall grant an employee who is absent from work through incapacity -
 - (a) in the case of an employee who works not more than five days per week, not less than 30 work days sick leave, in the aggregate on full pay, during each period of 36 consecutive months of employment: Provided that during the first 12 months of employment an employee shall only be entitled to sick leave on full pay at a rate of one working day for every 26 days worked; or
 - (b) in the case of any other employee, not less than 36 work days sick leave, in the aggregate on full pay, during each period of 36 consecutive months of employment: Provided that during the first 12 months of employment such employee shall only be entitled to sick leave on full pay at a rate of one working day for every 26 days worked.
- (2) An employer may, prior to the payment of any claim for sick leave in respect of two consecutive work days or any one work day before or after a Sunday or public holiday, require an employee to produce a certificate signed by a registered medical practitioner confirming the nature and duration of the employee's incapacity.
- (3) For the purposes of this clause, the expressions -
 - (a) "employment" includes any period or periods during which an employee is absent from work-
 - (i) on leave in terms of clause (11) of this Agreement;
 - (ii) on the instructions or at the request of his employer;
 - (iii) on sick leave in terms of subclause (1);
 - (iv) with the consent or condonation of his employer;
 - (v) on maternity leave: Provided that in the case of paragraphs (i), (ii), (iii) and (iv) such absence may not exceed 10 weeks.
 - (b) "incapacity" means inability to work owing to any sickness or injury other than that caused by an employee's own misconduct or negligence: Provided that any inability to work caused by an accident for which compensation is payable under the Occupational Injuries and Diseases Act, 1993, (Act 130 of 1993), means incapacity only in respect of any period of inability to work for which no disablement payment is payable in terms of that Act.

13. MATERNITY LEAVE

- (1) An employee is entitled to at least four consecutive months' maternity leave.
- (2) An employee may commence maternity leave-
 - (a) at any time from four weeks before the expected date of birth, unless otherwise agreed; or
 - (b) on a date from which a medical practitioner or a midwife certifies that it is necessary for the employee's health or that of her unborn child.
- (3) No employee may work for six weeks after the birth of her child, unless a medical practitioner or midwife certifies that she is fit to do so.
- (4) An employee who has a miscarriage during the third semester of pregnancy or bears a stillborn child is entitled to maternity leave for six weeks after the miscarriage or stillbirth, whether or not the employee had commenced maternity leave at the time of the miscarriage or stillbirth.
- (5) An employee shall notify an employer in writing, unless the employee is unable to do so, of the date on which the employee intends to-
 - (a) commence maternity leave; and
 - (b) return to work after maternity leave.
- (6) Notification in terms of subclause 5 shall be given-
 - (a) at least four weeks before the employee intends to commence maternity leave; or
 - (b) if it is not reasonably practicable to do so, as soon as is reasonably practicable.

14. FAMILY RESPONSIBILITY LEAVE

- (1) This clause applies to an employee-
 - (a) who has been in employment with an employer for longer than four months; and
 - (b) who works for at least four days per week for that employer.
- (2) An employer shall grant an employee, during each annual leave cycle, at the request of the employee, three days' paid leave, which the employee is entitled to take-
 - (a) when the employee's child is born;
 - (b) when the employee's child is sick; or
 - (c) in the event of the death of
 - (i) the employee's spouse or life partner; or
 - (ii) the employee's parents, adoptive parent, grandparent, child, adopted child, grandchild or sibling.

- (3) Subject to clause (5), an employer shall pay an employee for a day's responsibility leave –
 - (a) the wage the employee would ordinarily have received for work on that day; and
 - (b) on the employee's usual payday.
- (4) An employee may take family responsibility leave in respect of the whole or part of a day.
- (5) Before paying an employee for leave in terms of this clause, an employer may require reasonable proof of an event contemplated in subclause (2) for which the leave was required.
- (6) An employee's unused entitlement to leave in terms of this section lapses at the end of the annual leave cycle in which it accrues.
- (7) A collective agreement may vary the number of days and the circumstances under which leave is to be granted in terms of this section.

15. TERMINATION OF CONTRACT OF EMPLOYMENT

- (1) An employer or an employee who wishes to terminate a contract of employment, shall give: -
 - (a) one week, if the employee has been employed for six months or less;
 - (b) two weeks, if the employee has been employed for longer than six months.
- (2) Any notice given in terms of subclause (1) does not effect -
 - (a) the right of an employer or employee to terminate the contract without notice for any cause recognized by law as sufficient;
 - (b) any written agreement between an employer and his employee which provides for the period of notice to be longer than prescribed in this clause;
 - (c) the right of an employer to withhold, from moneys owing to the employee, an amount not more than that which the employee would have to pay in lieu of notice, where the employee terminates his employment without notice and the employee shall be deemed to be exonerated in respect of his failure to give the required notice of termination of employment.
- (3) Where there is an agreement in terms of subclause 2(b), the payment in lieu of notice shall be the equivalent of the period of notice agreed upon.
- (4) Notice as prescribed in subclause (1) may be given on any workday: Provided that -
 - (a) the period of notice shall not run concurrently with, nor shall notice be given during, an employee's absence on leave granted in terms of clause 11;

- (b) if an employee is absent on paid sick leave in terms of clause 12, notice cannot be given if the employee's absence is supported by a certificate signed by a registered practitioner confirming the nature and duration of the employee's incapacity, and such medical certificate is lodged with the employer within three days of the commencement of such absence and before 14 days has passed since the commencement of such paid sick leave.

16. SEVERANCE PAY

- (1) For the purposes of this clause, "operational requirements" means requirement based on the economic, technological, structural or similar needs of an employer.
- (2) An employer shall pay an employee who is dismissed for reasons based on the employer's operational requirements severance pay equal to at least one week's remuneration for each completed year of continuous service with that employer, calculated in accordance with clause 4.
- (3) An employee who unreasonably refuses to accept the employer's offer of alternative employment with that employer or any other employer, is not entitled to severance pay in terms of subclause (2).
- (4) The payment of severance pay in compliance with this clause does not affect an employee's right to any other amount payable according to law.

17. CERTIFICATE OF SERVICE

On termination of employment, an employee is entitled to a Certificate of Service, free of charge, showing the employer's name and address, the occupation, period of service and wage of the employee, at the time an employee leaves the employer's service.

18. EMPLOYMENT OF CHILDREN

No employer shall employ any child under the age of 15 years or who is under the minimum school leaving age in terms of any law if this is 15 years or older.

19. INDUSTRIAL ACTION

No person bound by the provisions of this Agreement shall engage in or participate in a strike or lock out or any conduct in furtherance of a strike or lock out in respect of any matter regulated by this Agreement for its duration.

20. LEVELS OF BARGAINING

The Council shall be the forum for negotiating all matters regulated by or pertaining to this Agreement.

21. REGISTRATION WITH COUNCIL

- (1) Every owner shall ensure that each establishment he owns or operates in the Trade is registered with the Council by forwarding particulars to the Secretary of the Council within 14 days of entering or commencing operations in the Trade, in the form prescribed by the Council from time to time.
- (2) Every owner shall ensure that every employee in any establishment, which he owns or operates in the Trade, is registered with the Council by forwarding full particulars to the Council in the form prescribed by the Council within 14 days of the commencement of employment of the employee.
- (3) Notwithstanding subclauses (1) and (2), it shall not be necessary for an owner to effect registration in terms of this clause in respect of any establishment or employee which he has already been registered with the Council or which is deemed by the Council to be registered in terms of the Council's previous Agreement, prior to amalgamation.
- (4) In the event of a dissolution or a change of partnership, or change in directorate of the company, or change of ownership, or resignation of employee, every owner shall forward full particulars of the change or changes to the Secretary in writing within 14 days of the date thereof.

22. COUNCIL FUNDS

The funds of the Council, which shall be vested in and administered by the Council, shall be provided in the following manner -

- (a) every employer shall, in respect of each and every establishment he owns or conducts, pay a monthly levy of R45.00;

- (b) every employer shall deduct 1% of the prescribed minimum wage, as prescribed in Clause 3, from the wage payable to each employee and add to such deduction an equivalent amount;
- (c) the employer shall ensure that the above amounts are received at the Council' address by no later than the 7th day of each succeeding month, together with the form prescribed by the Council.

22A INTEREST ON OUTSTANDING LEVIES AND CONTRIBUTIONS

- 1) In the event that any fees, levies and/or contributions become due and payable to the Council by the 7th day of the succeeding month or any portion of such amount remains in arrears in terms of this Agreement, the establishment and/or owner concerned shall be liable to pay interest in accordance with the following provisions:
 - a) The interest payable shall be compounded daily on the arrear amount from the 8th day of the month in which it is due, until the full amount due has been paid to the Council;
 - b) Arrear Retirement Fund contributions shall be subject to interest at a rate as prescribed by the Pension Funds Act, 1956, as amended; and
 - c) All other arrear payments in terms of this Agreement shall be subject to interest at a rate as prescribed by the Prescribed Rate of Interest Act, 1975, as amended.

23. SICK BENEFIT FUND

- (1) The operation of the Fund established under Government Notice R1187, dated 9 July 1971, and known as "The Sick Benefit Fund for Retail Meat Trade" or the "Fund" is hereby continued.
- (2) The Fund shall consist of -
 - (a) moneys accruing from contributions as prescribed in subclause (11);
 - (b) interest on investments;
 - (c) any other money to which the Fund may become entitled.
- (3) The objects of the Fund shall be to grant benefits to members in accordance with the Rules of the Fund as determined from time to time by the Council in relation to -
 - (a) assisting members with medical and surgical attention designed to promote or preserve good health of them or their dependants;

- (b) entering into arrangements, if deemed necessary, by way of contract or contracts with medical practitioners, specialists, hospitals, nursing homes or any organisations providing medicines or medical or pharmaceutical services, any registered insurance company or companies or any organisation engaged in providing similar benefits;
 - (c) doing all such things as are necessary, incidental or conducive to the welfare of members and their dependants and to the attainment of the aforementioned objects.
- (4) Membership of the Fund –
 - (a) Membership of the Fund is compulsory for all employees other than a cashier, butchery assistant and shop assistant;
 - (b) Employers who are members of the Employers' Organisation are eligible for voluntary membership of the Fund in terms of the Rules of the Fund.
- (5) Every member referred to in subclause (4) shall -
 - (a) complete the form prescribed by the Council, and lodge such completed form with the Secretary within 14 days of the date employment in or re-entering the Trade; and
 - (b) provide any additional information or documentary evidence as the Council may require.
- (6) The Council may, in its discretion, admit any person for whom membership is not compulsory in terms of subclause(4)(a) to voluntary membership of the Fund in terms of the Rules of the Fund.
- (7) Membership shall terminate -
 - (a) concurrently with the termination of employment in the Trade in the case of a member referred to in subclause (4)(a): Provided that the Council may permit such member to retain his membership as if he were a voluntary member in terms of subclause (6) and under such conditions as the Council may determine;
 - (b) by one months' notice, in writing, being given by either the Council or a voluntary member referred to in subclause (6).
- (8) Any ex-member of the Fund shall not be entitled to any benefits subsequent to date on which the last contribution was received by the Council.
- (9) Any ex-member re-admitted to membership of the Fund, is to be regarded as an entirely new member unless otherwise decided by the Council.
- (10) Contributions to the Fund shall be payable in respect of membership for -
 - (a) each completed calendar month of employment with an employer or voluntary membership of the Fund, as the case may be;

- (b) part of a month of employment with an employer being not less than 15 days in any month: Provided that if an employee has been employed by more than one employer in any month and employment with the current employer terminated before the 15th day of the month, the current employer is responsible to deduct and pay over the full contribution due : Provided further that if employment with the last employer commenced on or before the 15th day of the month, the last employer is responsible to deduct and pay contributions payable.
- (11) (a) Every employer shall deduct half the amount detailed in the schedule below from the the wages payable to each employee referred to in subclause 4(a) and add to it the other half of the amount detailed in the said schedule: Provided that in the case of a trainee meat cutting technician the employer shall pay the full contribution, ie no deduction may be made from the wages of any trainee meat cutting technician;
- (b) The employer shall ensure that contributions, as detailed in the Schedule below, are received at the Council's address by no later than the 7th day of each succeeding month together with the form prescribed by the Council.

SCHEDULE

MEMBERSHIP CATEGORY	Medical	Hospital	Total
SINGLE MEMBER	R 550.00	R 1452.00	R2002.00
MEMBER + 1 ADULT DEPENDANT	R 780.00	R 2640.00	R3420.00
MEMBER + 1 CHILD DEPENDANT	R 780.00	R 1890.00	R2670.00
MEMBER + 1 ADULT + 1 CHILD DEPENDANT	R 805.00	R 3078.00	R3883.00
MEMBER + 2 CHILD DEPENDANTS	R 805.00	R 2328.00	R3133.00
MEMBER + 1 ADULT + 2 CHILD DEPENDANTS	R 830.00	R 3516.00	R4346.00
MEMBER + 3 CHILD DEPENDANTS	R 830.00	R 2328.00	R3158.00
MEMBER + 1 ADULT + 3 CHILD DEPENDANTS	R 860.00	R 3516.00	R4376.00
MEMBER + 4 CHILD DEPENDANTS	R 860.00	R 2328.00	R3188.00
MEMBER + 1 ADULT + 4 CHILD DEPENDANTS	R 885.00	R 3516.00	R4401.00
SINGLE PENSIONER	R 540.00	R 1452.00	R1992.00
PENSIONER + 1 ADULT DEPENDANT	R 765.00	R 2640.00	R3405.00
PENSIONER + MORE THAN 1 DEPENDANT	on request		

- (12) The Council shall administer the Fund in accordance with the Rules of the Fund, which Rules may not be inconsistent with the provisions of this Agreement or the Act and shall, inter alia, prescribe -
- (a) the Fund's benefits and the qualifications attaching thereto;
- (b) the procedure for lodging claims and the payment of claims;
- (c) any other matter the Council may decide.

- (13) The Council may, at any time, alter or repeal any existing Rules of the Fund or make new rules and every member of the Fund may request a copy of the Rules and amendments.
- (14) The Council shall lodge copies of the Rules of the Fund and any amendments thereto with the Director General of the Department of Labour.
- (15) All money received by the Council on behalf of the Fund shall be deposited in a separate banking account in the name of the Fund.
- (16) All payments from the Fund shall be by electronic transfer or by cheque drawn on the Fund's account and signed by two authorised signatories.
- (17) All expenses incurred in connection with the administration of the Fund are to be charged to the Fund.

24. RETIREMENT FUNDS

- (1) The operation of the Pension Fund for Retail Meat Trade, "the Pension Fund", established under Government Notice R977 dated 8 May 1981 and the Meat Trade Provident Fund, "the Provident Fund", Fund No.12/8/32928/1, are hereby continued.
- (2) Membership of one of the Funds as detailed in subclause (1) is compulsory for all employees, subject to the Rules of the Funds. If an employee works for three days a week or less membership of the fund is not compulsory.
- (3) Contributions are payable in respect of -
 - (a) each completed calendar month of employment; or
 - (b) part of a month of employment with an employer being not less than 15 days in any month : Provided that if an employee has been employed by more than one employer in any month and employment with the last employer commenced on or before the 15th day of the month, the last employer is responsible to deduct and pay over the full contribution due: Provided further that if employment with the previous employer terminated after the 15th day of the month, the previous employer is responsible to deduct and pay over the full contributions payable.
- (4) For the purpose of providing members of the Funds with benefits, every employer shall deduct five percent of the prescribed wage from the wages payable to each employee and add to it seven percent of the prescribed minimum wage. In the event of an employee who works on three days per week or less, and such employee elects to be a member of the retirement funds, the employer shall deduct three percent of the specified minimum wage

from the wages payable to an employee and add to it five percent of the specified minimum wage.

- (5) The employer is responsible to ensure that the amounts prescribed in subclause (4) are received at the Fund's address no later than the 7th day of each succeeding month together with the form prescribed by the Fund.
- (6) The Fund shall be responsible for dealing with all matters arising from or in connection with the payment of premiums to registered assurance companies in respect of and on behalf of each employee and in connection with benefits of each employee.
- (7) benefits or refundable moneys in terms of this clause, which remain unclaimed, shall be dealt with in accordance to the provisions of the Pension Funds Act, 1956, as amended.
- (8) membership of the Fund is available to employers and private members and such membership, if selected, shall be deemed compulsory in terms of subclause(2), and will be subject to the provisions of other legislation regarding retirement.
- (9) Withdrawal of contributions is subject to a three month waiting period, unless a member retires or is retrenched.

25. GROUP FUNERAL SCHEME

- (1) Membership of the Group Funeral Scheme is compulsory for all employees, other than a cashier, butchery assistant, shop assistant and casual employee, who are eligible for membership of any trade union which is a party to the Council and who has not reached the age 65 years.
- (2) For the purpose of providing members of the Fund with benefits, every employer shall, in respect of each month, deduct R40.00 from the wages payable to such members and add to such deduction an amount of R10.00.
- (3) Every employer shall ensure that the amounts referred to in subclause (2) are received at the Council's address by no later than the 7th day of each succeeding month together with the form prescribed by the Council.
- (4) The moneys received in terms of subclause (3) shall be transmitted by the Secretary to a registered assurance company in respect of and on behalf of each member to cover each member for benefits as provided for in the group policy, and subject to the terms and conditions specified therein. A copy of the policy shall be lodged with the Director General of the Department of Labour.

26. TRADE UNION SUBSCRIPTIONS

Every employer shall deduct trade union subscriptions payable to a party trade union by a member of the trade union from the wages of every trade union member and the employer shall ensure that the subscription is received at the Council's address by no later than the 7th day of each succeeding month together with the form specified by the Council.

27. EXEMPTIONS

- (1) All applications for exemption shall be in writing, addressed to the Secretary of the Council for consideration, within 30 days, of receipt of such application.
- (2) All applications for exemption shall be substantiated, and such substantiation shall include the following details -
 - (a) The period for which the exemption is required;
 - (b) the clauses and subclauses of the Agreement from which exemption is required;
 - (c) proof that the exemption applied for has been discussed by the employer, his employees and their respective representatives and the responses resulting from such consultation, either in support of or against the application, are to be included with the application.
- (3) The Secretary of the Council shall in the first instance place the applications for exemption on the agenda of the next executive committee meeting of the Council, for comment and consideration.
- (4) If the application for exemption is refused by the Council, the applicant can lodge an appeal against the Council's decision.
- (5) In terms of section 32 of the Act, the Council hereby establishes an Independent Body, being the independent body established by the National Association of Bargaining Councils, to hear and decide, as soon as possible, an appeal brought against-
 - (i) the Council's refusal of an application for exemption from the provisions of this Agreement;
 - (ii) the withdrawal of such an exemption by the Council.
- (6) The Secretary of the Council shall then provide the Independent Body with details of all the appeals brought against the Council's refusal of an exemption.
- (7) The Independent Body shall hear and decide, within 30 days, any appeal brought against the Council's refusal of an exemption.

- (8) Once the Independent Body has decided to grant an exemption, it shall advise the Council within 14 days of the date of its decision and the Secretary shall issue a certificate to the applicant(s) within 14 days of receipt of the Independent Bodies decision.
- (9) When the Independent Body decides against granting an exemption or part of an exemption requested, it shall advise the Council within 14 days of the date of such decision and shall provide the reason or reasons for not granting an exemption and the Secretary shall inform the applicants(s) accordingly within 14 days.
- (10) **Exemption Criteria:** The Independent Body shall consider all applications for exemption with reference to the following criteria -
- (a) The written and verbal substantiation provided by the applicant;
 - (b) the extent of consultation with the petition for or against granting the exemption as provided by employers or employees who are to be affected by the exemption if granted;
 - (c) the terms of the exemption;
 - (d) the infringement of basic conditions of employment rights;
 - (e) the fact that a competitive advantage is not created by the exemption;
 - (f) the viewing of the exemption from any employee benefit fund or training provision in relation to the alternative comparable bona fide benefit or provision, including the cost to the employee, transferability, administration, management and cost, growth and stability;
 - (g) the extent to which the proposed exemption undermines collective bargaining and labour peace in the Trade;
 - (h) any existing special economic or other circumstances which warrant the granting or refusal of the exemption;
 - (i) reporting requirements by the applicant and monitoring and re-evaluation processes; and
 - (j) cognisance of the recommendations contained in the Report of the Presidential Commission to Investigate Labour Market Policy.

28 EXHIBITION OF AGREEMENT

Every owner shall keep a legible copy of this Agreement in his establishment at all times, and-

- (1) make that copy available for inspection by any employee; and
- (2) give a copy to an employee who has paid the prescribe fee.

29 RESOLUTION OF DISPUTES

29A GENERAL DISPUTE SETTLEMENT PROCEDURE

- (1) Functions to be performed by the Council in terms of this Agreement, shall be performed by the Secretary. The Secretary may delegate any of his/her functions and responsibilities as set out in this Agreement
- (2) Any notice or service required in terms of this Agreement may be given by means of telefax, hand delivery or registered post
- (3) The Council may be a party to a dispute, which is processed in terms of this Agreement.
- (4) Without in any way detracting from the rights and obligations emanating from this Agreement, it shall be interpreted and applied in a manner that promotes effective dispute resolution.
- (5) The provisions of this dispute procedure stand in addition to any other legal remedy through which the Council may enforce a Collective Agreement.

29B DISPUTES CONCERNING INTERPRETATION OF THIS AGREEMENT

Any dispute about the interpretation or application of this Agreement shall be referred to the Council shall be resolved as follows -

- (a) Any dispute in terms of this Agreement shall be referred to the Council in writing. The Council shall attempt to resolve the dispute through conciliation using a suitably qualified conciliator. Within 14 days of such conciliation, the Council shall convey its decision to the disputants, or state that the dispute remains unresolved;
- (b) If the Council fails to resolve the dispute or if any party is aggrieved by the Council's decision referred to in paragraph (a), it may within 7 days of the decision request that the dispute be referred to arbitration;
- (c) Should the dispute be referred for arbitration, the Council shall appoint an Arbitrator and all proceedings will be subject to the provisions of the Labour Relations Act, 1995, as amended. The arbitrator shall have the power to decide upon the procedure to be followed at the arbitration hearing, and shall, in its discretion, be entitled to make an award in respect of the parties' arbitration costs, in terms of section 138 (10) of the Act. The arbitrator's decision shall be final and binding.

29C DISPUTES CONCERNING DISMISSALS

- (a) Any dispute that relates to the dismissal of one or more employees and that is referred to the Council shall be dealt with in terms of this clause. Any such dispute shall be referred to the Council, in writing within 30 days of the date of dismissal: Provided that the Council may condone a late referral of such a dispute on good cause shown.
- (b) The party referring the dispute shall satisfy the Council that a copy of the referral has been served on all other parties to the dispute. This service shall be effected by means of telefax, hand delivery or registered post.
- (c) The Council shall arrange a meeting within 30 days of receipt of notification of the dispute for the purpose of attempting to resolve the dispute through conciliation.
- (d) If the Council fails to resolve the dispute or if any party is aggrieved by the Council's decision referred to in paragraph (a), it may within 7 days of the decision request that the dispute be referred to arbitration;
- (e) The Council may require the applicant to pay a fee of R100,00 as a nominal contribution to the Councils' wasted costs in convening the meeting, if the applicant fails to appear in person or if represented by an industrial relations practitioner, legal practitioner, co-employee or by a member, an office bearer or official of that party's trade union or employers' organization and, if the party is a juristic person, by a director and an employee
- (f) Should the dispute be referred for arbitration, the Council shall appoint an Arbitrator and all proceedings will be subject to the provisions of the Labour Relations Act, 1995, as amended. The arbitrator shall have the power to decide upon the procedure to be followed at the arbitration hearing, and shall, in its discretion, be entitled to make an award in respect of the parties' arbitration costs, in terms of section 138 (10) of the Act. The arbitrator's decision shall be final and binding. If, in terms of section 194 (1) of the Act, the arbitrator finds that the dismissal is procedurally unfair, the arbitrator may charge the employer an arbitration fee.

29D PROCEDURE TO ENFORCE COMPLIANCE WITH THIS AGREEMENT

The Council shall take all reasonable steps to ensure compliance with this Agreement. If, whether through its own investigations or through any other source, it appears as if the provisions of this Agreement have been breached then the following procedure shall apply to enforce compliance:

- (a) The Secretary of the Council may request designated agent to investigate the alleged breach.
- (b) If, on completion of the investigation, the designated agent has reason to believe that this Agreement has been breached, the designated agent may endeavor to secure compliance with this Agreement through conciliation. The designated agent may issue a compliance order, which calls upon a person or party to comply in a specified manner and in within a specified time period, with the terms of this Agreement
- (c) At the end of the investigation, the designated agent shall submit a report to the Secretary of the Council as to the result of the investigation, the steps taken to secure compliance with this Agreement through conciliation and the outcome thereof.
- (d) On receipt of the report, the Secretary may-
 - (i) require the designated agent to make further investigations; or
 - (ii) refer the matter to arbitration in terms of this Agreement; or
 - (iii) take such other steps as may be deemed reasonable.
- (e) If the Secretary of the Council decides to refer the matter to arbitration, he shall appoint an arbitrator to hear and determine the alleged breach of this Agreement.
- (f) The Secretary of the Council shall decide the date, time and venue of the arbitration hearing.
- (g) The Secretary of the Council shall serve notices of the date, time and venue of the arbitration on all the parties who may have legal interest in the outcome of the arbitration. Any party who has legal interest in the outcome of the arbitration shall have to right to-
 - (i) give evidence;
 - (ii) call witnesses
 - (iii) question witnesses of any other party;
 - (iv) address concluding arguments to the arbitrator;
 - (v) be represented by-
 - (aa) legal practitioner; or
 - (ab) an office bearer or official of his trade union or employers' organisation and, if the party is a juristic person, by a director or employee thereof.
- (h) The arbitrator shall have the following powers:
 - (i) To determine whether there has been a breach of the Agreement;

- (ii) to make any appropriate award that gives effect to the Agreement and ensures compliance therewith;
- (iii) to determine the appropriate form of and procedure to be followed at the arbitration proceedings;
- (iv) to make any order as to costs that he deems appropriate and where the Act provides for such an order to be made or for the Council to recover its costs of providing the arbitration service. The arbitrator shall make a costs order against the party concerned which shall, as a minimum, cover the Council's cost of dealing with the dispute;
- (v) to make an award in the absence of a party who is alleged to have breached the Agreement if-
 - (i) the party fails to appear in person or be represented at the arbitration proceedings;
 - (ii) proof is presented that such party has been notified of the proceedings;
 - (iii) prima facie evidence has been presented to the arbitration that the party in question has failed to comply with this Agreement.
- (vi) vary, rescind or amend an arbitration award made by him or any other arbitrator on good cause shown. Without limiting the generality hereof, the arbitrator shall have this power if-
 - (i) the award was erroneously sought or erroneously made in the absence of any party affected by the award;
 - (ii) the award is ambiguous or contains an obvious error or omission, but only to the effect of that ambiguity, error or omission;
 - (iii) the award was granted as a result of a mistake common to the parties to the proceedings;
- (vii) to subpoena witnesses to attend a hearing, if necessary.
- (viii) If the arbitrator finds that any party has failed to comply with any of the provisions of the Council's Collective Agreement, which is binding on that party, the arbitrator may, in addition to any other appropriate order, impose a fine.
- (ix) The maximum fine that may be imposed by the arbitrator in terms of section 33A (8)(b) of the Act-

- (a) for a failure to comply with a provision of the Collective Agreement not involving a failure to pay any amount of money, is the fine determined in terms of Table One; and
- (b) involving a failure to pay an amount due in terms of the Collective Agreement, is the greater of the amounts determined in terms of Table One and Table Two.

TABLE ONE : MAXIMUM PERMISSIBLE FINE NOT INVOLVING AN UNDERPAYMENT

No previous failure to comply	R100 per employee in respect of whom the failure to comply occurs
A previous failure to comply in respect of the same provision	R200 per employee in respect of whom the failure to comply occurs
A previous failure to comply within the previous 12 months or two previous failures to comply in respect of the same provisions within three years	R300 per employee in respect of whom the failure to comply occurs
Three previous failures to comply in respect of the same provision within three years	R400 per employee in respect of whom the failure to comply occurs
Four or more previous failures to comply in respect of the same provision within three years	R500 per employee in respect of whom the failure to comply occurs

TABLE TWO : MAXIMUM PERMISSIBLE FINE INVOLVING AN UNDERPAYMENT

No previous failure to comply	25% of the amount due, including any interest owing on the amount at the date of the order
A previous failure to comply in respect of the same provision within three years	50% of the amount due, including any interest owing on the amount at the date of the order
A previous failure to comply in respect of the same provision within a year, or two previous failures to comply in respect of the same provision within three years	75% of the amount due, including any interest owing on the amount at the date of the order
Three previous failures to comply in respect of the same provision within three years	100% of the amount due, including any interest owing on the amount at the date of the order
Four or more previous failures to comply in	200% of the amount due, including any interest

respect of the same provision within three years following on the amount at the date of the order"

- (i) The Secretary of the Council may apply to enforce an arbitration award as if it were an order of the Labour Court, unless it is an advisory arbitration award, in terms of section 143 of the Act.
- (j) All arbitrations conducted by the Council are heard in terms of the Labour Relations Act and not the Arbitration Act 42 of 1965.

30 AGENTS

- (1) The Council may appoint one or more specified persons as Agents to assist the Council to enforce this Agreement.
- (2) The Council may apply to the Minister in terms of section 33 of the Act to appoint any person as a designated agent and, if appointed as a designated agent, such person shall have all the powers conferred on a Commissioner by section 142, read with changes to the text, except the powers conferred by section 142(1)(c) &(d). For the purpose of this subclause, any reference in section 142 of the Act to the director shall be read as a reference to the Secretary.


31 ACCOUNTING & AUDITS

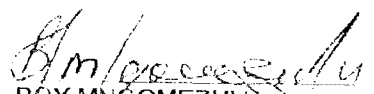
The Council shall ensure that proper books of account and records are kept in respect of the funds of the Council and each Fund administered by it, in accordance with sections 53 and 54 of the Act and the Council's Constitution.


THUS DONE AND SIGNED AT JOHANNESBURG ON THIS THE 31st DAY OF
May 2017.


EMP BIELOVICH
Chairman of the Council


GS KOK
Vice-Chairman of the Council


C VAN RENSBURG
Secretary of the Council


BOY MNGOMEZULU
Meat and Allied Workers Union


GS KOK
Gauteng Meat Traders Employees
Union


EMP BIELOVICH
Meat Traders Association
Gauteng

DEPARTMENT OF LABOUR

NO. 644

07 JULY 2017

LABOUR RELATIONS ACT, 1995

**FURNITURE BARGAINING COUNCIL: EXTENSION OF PERIOD OF OPERATION OF
THE COLLECTIVE BARGAINING FEE COLLECTIVE AGREEMENT**

I, IAN MACUN, Director: Collective Bargaining, duly authorised thereto by the Minister of Labour, hereby, in terms of section 32(6)(a)(i), of the Labour Relations Act, 1995, extend the periods fixed in Government Notice No. R. 20 of 20 January 2017 to be effective from the date of publication of this notice and for the period ending

.....


DIRECTOR: COLLECTIVE BARGAINING

DEPARTEMENT VAN ARBEID

NO. 644

07 JULIE 2017

WET OP ARBEIDSVERHOUDINGE, 1995

**FURNITURE BARGAINING COUNCIL: VERLENGING VAN TYDPERK VAN
KOLLEKTIEWE BEDINGINGS FOOI KOLLEKTIEWE OOREENKOMS**

Ek IAN MACUN, Direkteur: Kollektiewe Bedinging, behoorlik daartoe gemagtig deur die Minister van Arbeid, verleng hierby, kragtens artikel 32(6)(a)(i) van die Wet op Arbeidsverhoudinge, 1995, die tydperk vasgestel in Goewermentskennisgewings Nr. R. 20 van 20 Januarie 2017, met 'n verdere tydperk wat geldig is van die datum van publikasie van hierdie kennisgewing en wat eindig op

.....


DIREKTEUR: KOLLEKTIEWE BEDINGING

NO. 645

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM

07 JULY 2017

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, that a claim for restitution of land rights has been lodged by the late Mr. Abdul Hamid Mosam in respect of the Remaining Extent and Portion 1 of Erf 128, located on Nyl Street, Nylstroom Town, Modimolle Local Municipality, Waterberg District, Limpopo


PROPERTY	OWNER	TITLE DEED NOTICE	EXTENT	ENDORSEMENTS	HOLDER	CLAIMANT
Remaining Extent of Erf 128, Nylstroom	North Harris Property Investment Pty Ltd	T11463/1990	2528.000 Square metres	None	Municipality Nylstroom	ABDUL HAMID MOSAM
Portion 1 of Erf 128, Nylstroom	Essop Fatima Bera Charitable Trust	T85520/1995	1933.000 Square metres	None	Barry North CC Estate	ABDUL HAMID MOSAM

The Commission on Restitution of Land Rights, hereinafter the Commission, received a land claim lodged by the late Mr. Abdul Hamid Mosam on 14 December 1998. The Office is investigating this land claim. Any party that has an interest on the above-mentioned properties is hereby invited to submit in writing, within 14 days of publication of this notice, any comments or information or objection to the said notice under reference number KRP 7847 to:

Submission may also be delivered to:

Office of the Regional Land Claims Commissioner: Limpopo
Private Bag X 9552
Polokwane
0700

First Floor, 96 Kagisho House
Corner Rissik & Schoeman Street
Polokwane
0700


LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER
DATE: 2017/02/25

NO. 646

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM

07 JULY 2017

GENERAL NOTICE IN TERMS OF SECTION 11 (1) 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) (c) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) as amended that the following individual claimants have lodged claim for restitution of land rights on portions of the farm Schuynshoogte 29 LT that is located in Makhado Local Municipalities, Vhembe District of the Limpopo. These land claims were lodged before the cut of date of 31st December 1998. The claimants are outlined in the table below:

KRP NO.	NAMES	IDENTITY NUMBER	CLAIMED PROPERTY	CURRENT FARM
8972	Masingi Fosi Frank	5104195508085	Vuwani	Schuynshoogte 29 LT
10020	Mhlava Sarah Masingi	1908180100086	Tshino - Vuwani	Schuynshoogte 29 LT

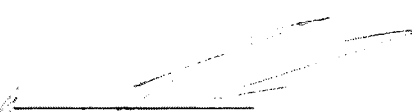

Preliminary investigations that were done by the office of the Regional Land Claims Commissioner: Limpopo indicates that the claimants were dispossessed of land rights from the villages mentioned above which falls under the farm Schuynshoogte 29 LT.

All interested parties should take note that the office of the Regional Land Claims Commissioner: Limpopo is investigating these land claims. Any party that has an interest in the above-mentioned properties is hereby invited to submit in writing within **14** days of publication of this notice, any comments, objections or information under **KRP number quoted on the table outlining the claimant** as the reference number to:

The Regional Land Claims Commissioner: Limpopo
Private Bag X9552
Polokwane
0700

Submissions can also be hand delivered to:

96 Kagiso House
Corner Rissik & Schoeman Streets
Polokwane
0700


MR. L.H. MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER
DATE: 

NO. 647

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM

07 JULY 2017

NOTICE OF AMENDMENT INTERMS OF SECTION 11A (4) OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO 22 OF 1994), AS AMENDED

Notice is hereby given in terms of Section 11A (4) of the Restitution of Land Rights Act, 1994 (Act 22 of 1994), as amended, that an amendment is hereby made to Gazette notice **144 of 2015** contained in Government Gazette number 38478 to include the claimants as listed on the table below that have also lodged land claims for Restitution of Land Rights on portions of land that is located within the farm Chibase 213 MT, situated within the Magisterial District of Vhembe, Thulamela Local Municipality, Limpopo.

Details of Lodgment

No.	KRP No.	Claimants	I.D No.
1.	2904 & 2902	Mabasa Vulani Mthavini	5201100691087
2.	9140	Mabunda Shikhosana Nyanese	3601150190082
3.	9541	Machebele Gezani Samson	4607040245080
4.	9698	Matshebele Makhanani	100306 0089 086
5.	11550	Chauke Salani Enoch	4309255172083
6.	8062	Ngwamba Tsatsawani Mudjadji	2906070232083
7.	9435	Shivalo Tinyiko David	5202035575080
8.	5384	Chauke Mudjadji	5201280572081
9.	8954	Makondo Mphephu Randakutiva	4504160425085
10.	8946	Baloyi Mageli Elias	2103025159088
11.	11749	Baloyi Magreth	5401200832082
12.	9965	Khazamula Gezane Samson	360101 6429 088
13.	8049	Themba Tsakani Mithavini	4502020190088
14.	3864	Chauke Hlengani Ernest	5503135666087
15.	3882	Matshebele Mthavini	4502180150089
16.	9339	Chauke Gezani Johannes	3808165253082
17.	10676	Chauke Mhlaba.	3201010393081
18.	3028	Chauke Risenga Piet	2110105183086
19.	11199	Baloyi Mamaila Mhlava	5008190517084

Preliminary investigations that were done by the Office of the Regional Land Claims Commissioner: Limpopo indicates that the claimants were disposed of land rights from areas (Villages) such as Tshisaulu, Makonde, Muledane, Tshikambe, Khubvi, Tshigwena, Tshifulanani, Luvhimbi, Makhuvha, Tshiombo, Mukula, and Tshipako Villages. These villages are located within the farm Chibase 213 MT. Detailed information of these farms is indicated on the table below.

The following table depicts the properties claimed by the above-mentioned Claimants

Farm name	Current owner	Extent in Hectares	Title Deed	Encumbrances	Holder
Remaining Extent of the farm Chibase 213 MT	Republic van Suid Afrika	25547.3801 H	T77570/1999	I-10822/2012LG I-4387/2016LG I-4530/2016LG I-48941/2013LG K5272/2007S MT.123-VN	- - - - - -
Portion 8 of the farm Chibase 213 MT	Thulamela Municipality	77.3387 H	T25022/2007	1-3259/2014C VA268-/2007	Provincial Government of the Northern Province
Remaining Extent of portion 28 of the farm Chibase 213 MT	Thulamela Municipality	46.2251 H	T90737/2006	1-3259/2014C VA6659/2006	Provincial Government of the Northern Province
Portion 32 of the farm Chibase MT	Thulamela Municipality	7579.0000 SQM	T153835/2006	1-3259/2014C	Provincial Government of the Northern Province
Remaining Extent of portion 38 of the farm Chibase 213 MT	Provincial Government of Northern Province	311.2102H	T78207/2001	1-7890/2013LG 1-9279/2013C VA556/2016	- - Provincial Government of the Northern Province
Remaining Extent of portion 41 of the farm Chibase MT	Mafunzwaini Langanani Jack	5768.0000 SQM	TG16537/1997 VN	14477/2002ATVN MT.213.14-VN	5127/2000 -
Remaining Extent of portion 42 of the farm Chibase 213 MT	Thulamela Municipality	101.6590 H	T29577/2006	NO DETAILS	-
Remaining Extent of	Provincial	61.1600 H	T78208/2001	NO DETAILS	-

portion 45 of the farm Chibase 213 MT	Government Of The Northern Province				
--	--	--	--	--	--

All interested parties should take note that the Office of the Regional Land Claims Commissioner Limpopo is investigating these land claims Any party that has an interest in the above-mentioned property is hereby invited to submit in writing, within 14 days of publication of this notice, any comment, objection or information under: **KRP's: 2904 & 2902, 9140, 9541, 9698, 11550, 8062, 9435, 5384, 8954, 8946, 11749, 9965, 8049, 3864, 3882, 10676, 9339, 11199 and 3028**

The Regional Land Claims Commissioner: Limpopo

Private Bag X 9552
Polokwane, 0700

OR Submissions may also be delivered to:
61 Biccard Street
Polokwane
0700



MR. LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER

DATE: 2016/11/28

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM

NO. 648

07 JULY 2017

**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/1086/0/0/75

CLAIMANT : D.S. Tuntubele (family claim)

PROPERTY DESCRIPTION : Portion of unsurveyed and unregistered land in
Kroomspruit Village, Sterkspruit

EXTENT OF LAND : 94 hectares

TITLE DEED : N/A

DISTRICT : Lady Frere / Chris Hani

DATE SUBMITTED : 30 December 1998

CURRENT OWNER : Department of Rural 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. 649

07 JULY 2017

AMENDMENT OF GAZETTE NOTICE 1083 OF 2016 AS CONTAINED IN GOVERNMENT GAZETTE NUMBER 40293 IN RESPECT OF ALBERTUS PETRUS DE NYSSCHEN LAND CLAIM

Notice is hereby given in terms of Section 11A (4) of Restitution of Land Rights Act, 1994 (Act 22 of 1994), as amended to amend government gazette 40293 notice 1083 of 2016.

The amendment is made in light of the fact that Vischkuil 545 LS and Bastiaansrust 551 LS(now consolidated to Kaalspruit 1135 LS) was incorrectly described as R/E of Vischkuil 545 LS and Portion 0 (R/E) Bastiaansrust 551 LS(now consolidated to Kaalspruit 1135 LS)

The below table depicts the correct property claimed by **Albertus Petrus De Nysschen**

PROPERTY	CURRENT OWNER	TITLE DEED	EXTENT (HA)	BONDS AND RESTRICTIVE CONDITIONS	HOLDER(S)
Vischkuil 545 LS	National Government of the Republic of South Africa	T344/1967	758.3520	None	None
Bastiaansrust 551 LS(now consolidated to Kaalspruit 1135 LS)	Republic of South Africa	T26/1974	484.7985	None	None
Total			1243.1505		

Take further notice that the Office of the Regional Land Claims Commissioner: Limpopo is processing this land claim. Any party that has an interest in the above-mentioned property is hereby invited to submit in writing, within 14 days of the publication of this notice, any comment, objection or information under reference number **KRP 427**.



REGIONAL LAND CLAIMS COMMISSIONER:

MR. LEBYANE MAPHUTHA

DATE: 2017/06/29

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM

NO. 650

07 JULY 2017

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, that a claim for Restitution of Land Rights has been lodged on the farm Dalmeny 96 LS which has been consolidated into the farm Jongdraai 131 LS situated within the Blouberg Local Municipality, Capricorn District, Limpopo.

Note that the area under claim is a farming area used for producing potatoes and onions. The claimant lost right of land on 8,0262 hectares within the remainder of the farm Jongdraai 131 LS. The claimant has opted for financial compensation as a form of redress as provided for by the Restitution of Land Rights Act, 1994 (Act NO. 22 of 1994) as amended.

Mr Seiphi Mack Kgomo lodged the land claim on behalf of his family on the property mentioned in the table below on the 22nd of November 1998.

The following table depicts the property claimed by the above-mentioned person.


PROPERTY	CURRENT OWNER	TITLE DEED	EXTENT (HECTARE S)	BONDS AND RESTRICTIVE CONDITIONS
Dalmeny 96 LS consolidated to Jongdraai 131 LS	Dalmeny Trust	T16204/2000	2026.7331H	None

Take further notice that the Office of the Regional Land Claims Commissioner: Limpopo is in a process of settling this land claim. Any party that has an interest in the above-mentioned property is hereby invited to submit in writing within **14** days of publication of this notice, any comment, and/ or objection to this land claim to the Office of the Regional Land Claims Commissioner: Limpopo at the addresses set out below under reference number **KRP: 1862**

Office of the Regional Land Claims Submissions may also be delivered to:

Commissioner: Limpopo
Private Bag x9552
POLOKWANE
0700

First Floor, 96 Kagiso House
Corner Rissik & Schoeman Streets
POLOKWANE
0700


L.H. MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: LIMPOPO
DATE: 2017/6/20

DEPARTMENT OF TRADE AND INDUSTRY

NO. 651

07 JULY 2017

CO-OPERATIVES TO BE REMOVED FROM THE REGISTER

1. KHANYISA ENERGY CO-OP LTD
2. MASANDE SEWING CO-OP LTD
3. ZIZAMELENI POULTRY CO-OP LTD
4. ITIRELENI FARMERS CO-OP LTD
5. BAYALA COMMUNITY DEVELOPMENT CO-OP LTD
6. NALEDI PROJECT CO-OP LTD
7. MAKUKHANYE POULTRY YOUTH CO-OP LTD
8. MSINGA FINANCIAL SERVICES CO-OP LTD
9. SILVER VIEW HOUSING CO-OP LTD
10. RIXILE COMMUNITY CO-OP LTD
11. MHLAKULO FARMERS CO-OP LTD
12. MASHASHANE FINANCIAL SERVICES CO-OP LTD
13. NGWEVANA WOOL GROWERS CO-OP LTD
14. GOOD HOPE LAPHUMI'IKHWEZI AGRICULTURE AND FARMING CO-OP LTD
15. INKULULEKO MULTI PURPOSE CO-OP LTD
16. MOGOBE WA KWENA TRADING CO-OP LTD
17. IMIZAMO RED MEAT FARMERS TRADING CO-OP LTD
18. KZN BLIND AND DISABLED WEAVERS CO-OP LTD
19. MAHLAMVU FARMERS CO-OP LTD
20. AMANDLA CO-OP LTD
21. SPHENATHI NKOSI FARMERS ASSOCIATION CO-OP LTD
22. CACADU TRANSPORT AND BUSINESS CO-OP LTD
23. WONKUMNTU BEE- KEEPING CO-OP LTD
24. UKHANYISO FARMERS CO-OP LTD
25. MVELISO AGRICULTURAL PRODUCTION PROJECT CO-OP LTD
26. EYE PRINT CO-OP LTD
27. MASIPHAKAME BAKING CO-OP LTD
28. MASONGANE CO-OP LTD
29. ILITHA SHEEP AND WOOL PRODUCTION 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
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Private Bag X237
Pretoria
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DEPARTMENT OF TRADE AND INDUSTRY

NO. 652

07 JULY 2017

CO-OPERATIVES TO BE REMOVED FROM THE REGISTER

1. SACOD FARMERS TRADING CO-OP LTD
2. ECO-HOME HOUSING CO-OP LTD
3. EKUKHANYENI MARKET STALLS AND TRADE CENTRE CO-OP LTD
4. ITEKE WASTE RECYCLING CO-OP LTD
5. SIYASEBENZA COMMUNITY CO-OP LTD
6. SINOBUHLE NGQUNGE CO-OP LTD
7. EMBALENHLE GLASSWORK CO-OP LTD
8. TSHWANE LAND DEALERS HOUSING MANAGEMENT CO-OP LTD
9. IKAGENG WOMENS CLUB CO-OP LTD
10. UTHANDO FINANCIAL SERVICES CO-OP LTD
11. ITSOSENG HOUSING DEVELOPMENT CO-OP LTD
12. FOLWENI QONDOKUHLE SECURITY CO-OP LTD
13. ISIPHIKELELI TRADING CO-OP LTD
14. LADY GREY BRICK MAKERS CO-OP LTD
15. THABA-NCHU FINANCIAL SERVICES CO-OP LTD
16. VIMBUKHALO CO-OP LTD
17. DIKIDIKANA AGRICULTURAL CO-OP LTD
18. VUKAKUSILE CO-OP LTD
19. SICINGESENZA CO-OP LTD
20. SPICE LADIES BURIAL SOCIETY CO-OP LTD
21. ZENZELENI TRADING CO-OP LTD
22. AKHONA CO-OP LTD
23. RISE AND SHINE BURIAL SOCIETY CO-OP LTD
24. ELOK'SHINI CO-OP LTD
25. HLALUKHO CO-OP LTD
26. SIYAPHUMELELA GENERAL CATERING CO-OP LTD
27. UVOLWETHU CO-OP LTD
28. MDANTSANE COMMUNITY BAKERY CO-OP LTD

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DEPARTMENT OF TRADE AND INDUSTRY

NO. 653

07 JULY 2017

CO-OPERATIVES TO BE REMOVED FROM THE REGISTER

1. ICALA ALIKHO CO-OP LTD
2. PROGRESS CO –OPERATIVE BURIAL SOCIETY CO-OP LTD
3. UMZOMBOMVU CO-OP LTD
4. PHATHUXOLO CO-OP LTD
5. MASIDLE CATERING AND DECO TRADING CO-OP LTD
6. BAZIYA FARMERS CO-OP LTD
7. MOZZIE DYNAMIC CO-OP LTD
8. ZANECEBO BREWS CO-OP LTD
9. LIYABONA SECONDARY TRADING CO-OP LTD
10. BOKWE DAIRY CO-OP LTD
11. KGABANE CONSTRUCTION CO-OP LTD
12. DUBE GREENING CO-OP LTD
13. INGANATHI CO-OP LTD
14. KLIPEILAND HOUSING AND CONSTRUCTION CO-OP LTD
15. SINAZO CO-OP LTD
16. SIVENE CO-OP LTD
17. SHALOM MARKETING AND SUPPLY CO-OP LTD
18. MAANDA NGAU PFANA CO-OP LTD
19. ISIHLAHLA CENTRAL AGRICULTURAL CO-OP LTD
20. XAXAMANI CO-OP LTD
21. HLUVUKO MANUFACTURING CO-OP LTD
22. PHAMBILI BURIAL SOCIETY CO-OP LTD
23. NQHADINI CO-OP LTD
24. ABEZE BONKE BAKERY CO-OP LTD
25. KHULULA CO-OP LTD
26. INKAZIMULO MTHONJANENI CO-OP LTD
27. KUSILE SEWING AND DESIGN CO-OP LTD
28. INTAKEMAZOLO CO-OP LTD
29. PHILANI GENERAL CATERING CO-OP LTD
30. SIBONOKUHLE CO-OP LTD
31. WAY-FORWARD CO-OP LTD

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DEPARTMENT OF TRADE AND INDUSTRY

NO. 654

07 JULY 2017

CO-OPERATIVES TO BE REMOVED FROM THE REGISTER

1. **SIZOSEBENSIZANA MULTI-PURPOSE CO-OP LTD**
2. **MOLETJIE FAR NORTH AGRICULTURAL CO-OP LTD**
3. **PUDI-SEJO CO-OP LTD**
4. **YOUTH OF VULAMEHLO MULTI-PURPOSE CO-OP LTD**
5. **QUQUZELANI KUSILE WOMEN'S CO-OP LTD**
6. **SILWANENDLALA DUKUZA CO-OP LTD**
7. **SIYAKUNQANDWA ZINKWENKWEZI WOOL GROWERS CO-OP LTD**
8. **GIJIMANI POULTRY FARMING CO-OP LTD**
9. **SIYAWELA NDWENDWE SEWING CO-OP LTD**
10. **SEMPHETE CO-OP LTD**
11. **MAJUBA TRAVELLERS AND TOURIST CENTRE CO-OP LTD**
12. **ISANDLA SETHU HOUSING CO-OP LTD**
13. **FARMERS FREEDOM CO-OP LTD**
14. **DOKODWENI COASTAL DEVELOPMENT CO-OP LTD**
15. **HLAZA COMMUNITY GARDEN CO-OP LTD**
16. **SINAMUMVA COMMUNITY GARDEN CO-OP LTD**
17. **SIMONYOLLANE HOUSEHOLD CO-OP LTD**
18. **QINISELA MSINGA SWEET POTATO CO-OP LTD**
19. **SESIFIKILE CARPENTRY CO-OP LTD**
20. **SIYABONGA PRIMARY ORGANIC FARMING CO-OP LTD**
21. **SAINT LUKES HOUSING CO-OP LTD**
22. **ORANGE FARM TOURISM CO-OP LTD**
23. **MOUNT EDGECOMBE BLOCK SUPPLIERS CO-OP LTD**
24. **VUKUZAME KWANTULI CO-OP LTD**
25. **REBAYONE GOAT FARMERS CO-OP LTD**
26. **SIFIKILE SKILLS AND SERVICES CO-OP LTD**
27. **DUBELENKUNZI CO-OP LTD**
28. **THEMBEKA PHIKELELA CO-OP LTD**
29. **UNIT ONE DAIRY FARMERS AGRICULTURAL CO-OP LTD**
30. **LINDOKUHLE 1 AGRICULTURAL CO-OP LTD**
31. **SODWANA MULTI-PURPOSE CO-OP LTD**
32. **IPOPENG HOUSING CO-OP LTD**
33. **MANJE SEKUSILE CO-OP LTD**

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DEPARTMENT OF TRADE AND INDUSTRY

NO. 655

07 JULY 2017

CO-OPERATIVES TO BE REMOVED FROM THE REGISTER

1. ENDIMHLANE DEVELOPMENT CO-OP LTD
2. MAGAMBE CULTURAL DEVELOPMENT CO-OP LTD
3. UMLAZI CONSUMERS AND HOUSING CO-OP LTD
4. INTATHAKUSA MINING CO-OP LTD
5. UKUKHANYAKUYEZA TRADING ENTERPRISE CO-OP LTD
6. NDROANA CONSUMER CO-OP LTD
7. ULWAZI LUYINYOKOZO CONSTRUCTION AND TRANSPORT CO-OP LTD
8. QAPHELA SERVICES TRANSPORT CO-OP LTD
9. JOINT VENTURE AGRICULTURAL CO-OP LTD
10. SIPHUMEZE AGRICULTURAL CO-OP LTD
11. OVERFLOW SERVICE CO-OP LTD
12. NTSABISENG CO-OP LTD
13. RATANANG CO-OP BURIAL SOCIETY LTD
14. UBUHLEBUYEZA LIVESTOCK CO-OP LTD
15. 1808 URBAN CULTURE SESSIONS CO-OP LTD
16. KHAYA LETHU AGRICULTURAL CO-OP LTD
17. PHAHAMANG CLEANERS CO-OP LTD
18. SIKHOKOLE TENT HIRING CO-OP LTD
19. SIZAKANCANE CRECHE CO-OP LTD
20. TIGER EYES FURNITURE CO-OP LTD
21. NONKQUBELA HOUSING CO-OP LTD
22. IMVUSELELO CO-OP LTD
23. INGQUZA CO-OP LTD
24. SAKHA IMPILO CO-OP LTD
25. LIYAFEZEKA MNAMBITHI CO-OP LTD
26. UKUVUKAKWETHU BLOCKS MAKERS CO-OP LTD
27. SOKESIMBONE CO-OP LTD
28. ILIMO NCUTSHINI CO-OP LTD
29. JIREH NATION CO-OP LTD
30. STRIVE CO-OP LTD

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DEPARTMENT OF TRADE AND INDUSTRY

NO. 656

07 JULY 2017

CO-OPERATIVES TO BE REMOVED FROM THE REGISTER

1. PHAPHAMANI MAXIMBA CO-OP LTD
2. SAKHISIZWE WORKERS CO-OP LTD
3. TSHWANE RECYCLING CO-OP LTD
4. RED HILL TRADING DAIRY CO-OP LTD
5. MASIVUSANE CO-OP LTD
6. QEDUBUBHA TRADING CO-OP LTD
7. SONDLA ISIZWE CO-OP LTD
8. SIYASENGA DAIRY CO-OP LTD
9. LINDILE MASIZAKHE COMMUNITY PROJECT CO-OP LTD
10. MASIPHATHISANE FARMERS TRADING CO-OP LTD
11. HLANGANANI EDUCARE CO-OP LTD
12. UMTI BRICKS AND BLOCKS CONSTRUCTORS CO-OP LTD
13. MALIZO CO-OP LTD
14. ASIPHEPHE CO-OP LTD
15. MAMRE SERVICE CO-OP LTD
16. UBUHLE BEMVELO CATTLE FARMERS CO-OP LTD
17. ABAQULUSI STOCK FARMERS CO-OP LTD
18. SINAMUVA SEWING CO-OP LTD
19. SITHI PHILANI TRADING AND FARMING CO-OP LTD
20. MEHLOKUBHEKA CO-OP LTD
21. SETHEMBENE HOUSING AND COMMUNITY DEVELOPMENT CO-OP LTD
22. RISE AND SHINE BLOCK MAKING CONSTRUCTORS CO-OP LTD
23. ZOAR AGRICULTURAL CO-OP LTD
24. DITSHEGOFATSO AGRICULTURAL CO-OP LTD
25. ENTOKOZWENI BAKERY CO-OP LTD
26. DI SHUMELE U LITSHE U SEZA VHANGWE TRANSPORT, CONSTRUCTION AND HOUSING CO-OP LTD
27. A RE LEKENG MANUFACTURING CO-OP LTD
28. IMISIBE YELANGA CO-OP LTD
29. LOUWSBURG FINANCIAL SERVICES CO-OP LTD

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DEPARTMENT OF WATER AND SANITATION

NO. 657

07 JULY 2017



water & sanitation

Department:
Water and Sanitation
REPUBLIC OF SOUTH AFRICA

MINE WATER MANAGEMENT

POLICY POSITION

**DRAFT FOR EXTERNAL CONSULTATION AND
DISCUSSION**

February 2017

1. Introduction

The National Water Act, 1998 (Act 36 of 1998) (NWA) provides a framework for the protection, use, development, conservation, management and control of water resources for the country as a whole. Chapter 2 of the NWA makes provision for the development of strategies in order to facilitate the proper management of resources. The National Water Resource Strategy-2 provides the overall framework for water resource management in the country.

Acid Mine Drainage (AMD) and related mine water impacts have in the past decade evolved to become a major environmental challenge. Whilst the challenge is limited to the mining sector during operations, it eventually becomes externalised during mining downturn, and is especially pertinent post-mining closure, especially if mine closure does not proceed according to regulatory-approved recommendations.

To deal with this challenge at a very high level, an Inter-Ministerial Committee (IMC) comprising the Ministers of Mineral Resources, Water and Environmental Affairs, Science and Technology, and the Minister in the Presidency: National Planning Commission was established. Mine water impacts, including AMD, are phenomena that plague all countries with rich mineral deposits. Depending on the geology/ mineralogy of a region, the terms Acid Rock Drainage (ARD), Acid Mine Drainage (AMD), Neutral Mine Drainage (NMD), and Saline Drainage (SD) are the characteristic nomenclature for reporting different mine water types. Given the long history of mining in South Africa, and the mineral wealth still locked across various parts of South Africa, and the potential this deposit has for local economic development and attracting foreign investment, it is prudent that the Department of Water and Sanitation (DWS) formulates a policy principle to support its response to mine water challenges.

2. Purpose

The purpose of this policy document is to provide the position of the Department of Water and Sanitation (DWS) on mine water management, including AMD. To provide measures on protection of water resources from prospective, operational and historical mine activities that have negative quality impacts.

3. Scope of the Policy

The mine water management policy sets out the policy principles that strive to strengthen the protection of the water resources from mine water contamination from short to long term. The policy principles enshrined herein are informed by the current legislative framework on water resource management. It further proposes an integrated departmental approach to mine water management: where legislative gap/s exist/s, this policy provides relevant and appropriate legislative remedy in order to strengthen a proactive mine water management approach.

4. Current Legislative Framework

White Paper on National Water Policy for South Africa (1997)

With regard to environmental protection, the White Paper on National Water Policy for South Africa, amongst others, contemplates that, (i) it is the duty of Government to make sure that water pollution is prevented, (ii) that there is sufficient water to maintain the ecological integrity of our

water resources, and (iii) that water conservation and sustainable, “justifiable economic and social development” are promoted. Essentially, it advocates for integrated goals of environment, social and economic development. It also takes cognisance that most water users also impact on the environment, and the cost of this must be accounted for in assessing the economic benefits of alternative water uses and developments. Ultimately, in order to sustain the established uses of water, the natural resource base must be suitably protected.

National Water Act, 1998 (Act 36 of 1998) (NWA)

Chapter 3 of the NWA, with specific reference to Sections 19, provides that the protection of water resources is fundamentally to their use, development, conservation, management and control. This chapter of the NWA further provides measures which are intended to ensure comprehensive protection of water resources, including measures to prevent pollution and remedy the effects of pollution of water resources.

Section 19 (1) and (2) of the of the National Water Act (NWA) states that: “An owner of land, a person in control of land or a person who occupies or uses the land on which -

- (a) any activity or process is or was performed or undertaken; or
 - (b) any other situation exists, which causes, has caused or is likely to cause pollution of a water resource, must take all reasonable measures to prevent any such pollution from occurring, continuing or recurring.
- (2) The measures referred to in subsection (1) may include measures to -
- (a) cease, modify or control any act or process causing the pollution;
 - (b) comply with any prescribed waste standard or management practice;
 - (c) contain or prevent the movement of pollutants;
 - (d) eliminate any source of the pollution;
 - (e) remedy the effects of the pollution; and
 - (f) remedy the effects of any disturbance to the bed and banks of a watercourse”.

The NWA in this regard is applied alongside other appropriate and relevant legislations which include the National Environmental Management Act, 1998 (Act 107 of 1998) (NEMA) as well as the Mineral and Petroleum Resources Development Act, 2002 (Act 28 of 2002) (MPRDA) in order to fulfil the State’s responsibility to respect, protect, and promote social and economic rights in the Constitution.

National Environmental Management Act, 1998 (Act 107 of 1998) (NEMA)

Section 28 of the NEMA dealing with the “duty of care and remediation of environmental damage”, stipulates that:

- (1) Every person who causes, has caused or may cause significant pollution or degradation of the environment must take reasonable measures to prevent such pollution or degradation from occurring, continuing or recurring or in so far as such harm to the environment is authorised by law or cannot reasonably be avoided or stopped, to minimise and rectify such pollution or degradation of the environment.
- (8) Subject to subsection (9), the Director-General or provincial head of department may recover all costs incurred as a result of it acting under subsection (7) from any or all of the following persons –
 - (a) any person who is or was responsible for or who directly or indirectly contributed to, the pollution or degradation or the potential pollution or degradation;

- (b) the owner of the land at the time when the pollution or degradation or the potential for pollution or degradation occurred or that owner's successor in title;
 - (c) the person in control of the land or any person who has or had a right to use the land at the time when –
 - (i) the activity or the process is or was performed or undertaken: or
 - (ii) the situation came about: or
 - (d) any person who negligently failed to prevent –
 - (i) the activity or the process being performed or undertaken: or
 - (ii) the situation: from coming about:
- Provided that such person failed to take the measures required of him or her under subsection (1)

Mineral and Petroleum Resources Development Act, 2002 (Act 28 of 2002) (MPRDA)

Section 45 of the MPRDA dealing with the Minister's power to recover costs in event of urgent remedial measures provides that:-

- (1) If any prospecting, mining, reconnaissance or production operations cause or results in ecological degradation, pollution or environmental damage which may be harmful to the health or well-being of anyone and requires urgent remedial measures, the Minister may direct the holder of the relevant right, permit or permission to—
 - (a) investigate, evaluate, assess and report on the impact of any pollution or ecological degradation;
 - (b) take such measures as may be specified in such directive; and
 - (c) complete such measures before a date specified in the directive.
- (2) (a) If the holder fails to comply with the directive, the Minister may take such measures as may be necessary to protect the health and well-being of any affected person or to remedy ecological degradation and to stop pollution of the environment.
- (e) The Minister may recover an amount equal to the funds necessary to fully implement the measures from the holder concerned.

5. Key Policy Considerations

Within the context of the existing legislation, there are a number of policy considerations that needs to be taken into account. Amongst others, one needs to start by posing policy questions in order to fully understand the existing scenario. As such, they should consider the five different phases in the whole mining life cycle (prospecting and planning, commissioning, operation, decommissioning and mine closure, and post-closure mine water management).

Firstly, during commissioning, is it currently expected of new mining ventures to demonstrate that *long-term liabilities*, with explicit reference to mine water management (*i.e.* potential AMD formation), are not exceeding the long-term benefits of such mining ventures? Secondly, should long-term liabilities (with respect to AMD) exist, what is the risk of it reverting to the State and what is the extent of potential State exposure? These policy areas are crucial at the conception stage of any mining venture. An integrated strategy between Government and all other role playing institutions is key to the implementation of well-defined operational guidelines, including best practice guidelines for water resource protection in the South African mining industry.

During operational phase of the mine, firstly, are legal liabilities with respect to mine water management being enforced? If so, does such enforcement yield the desired outcomes? If not, what should be improved? Secondly, the phenomena of *selling off marginal mines to smaller companies* during the end of the mine's life (as part of a closure strategy) remains a challenge. How can this matter be addressed through policy and legislation?

During decommissioning, and subsequently mine closure, one needs to consider these critical policy questions; firstly, are there entities that are legally liable for residual water pollution emanating from mines? If not, does the current policy and legal context sufficiently guide the execution of responsibilities among relevant state institutions? Secondly, if the entities can be identified, is such legal liability enforced? If not, why not? And how could improvements be made to the current policy and legal context? Apportionment of liability is perceived to be cumbersome. How can this particular matter be dealt with and what is the legislative framework that allows for this to be invoked?

It is within the scope of this policy to bring about solutions or answers or interventions in relation to the above issues as far as mine water management is concerned. Strict enforcements measures relating to mine water challenges should be applied in order to ensure realisation of both short and long term policy interventions objectives.

5.1. Integrated Approaches to Mining Closure

Problem Statement

The delegation of powers between different government departments at the national, provincial and municipal levels is unclear. Institutional roles and responsibilities are fragmented, overlapping or vaguely defined. There is a need to rationalise and align national legislation, even our own NWA to remove ambiguity and address mine water directly.

Policy Principle

Government's responsibility with respect to the handling and management of mine water is ambiguous and as a result, roles and responsibilities require clarification which will have potential policy and law review implications. The consideration of a New Trilateral Memorandum of Understanding that will include the three Departments i.e. Water and Sanitation, Mineral Resources (DMR) and Environmental Affairs (DEA) is advised. Through this trilateral agreement between the three departments, the regional mine closure plan must be developed.

The legislative amendments should be considered for incorporation into a National Mine Water Strategy, with the aim of enabling Government to have enhanced control and legal administration of the mine water challenges and issues and to further give more clarity on responsibilities and obligations. This should not only apply after mine closure but should also enable Government to apply regulatory provisions and mines to implement pro-active steps long before mine closure. Roles and responsibilities must be clear and specific agreements on the process of mine closure even prior to actual mining must be addressed.

5.2. Apportionment of Liabilities

Problem Statement

The MPRDA may play a leading role in the mining sector, but persons/companies/institutions still have to comply with other statutory duties under the NEMA and the NWA. Liability thus is based on a consistent and comprehensive application of the abovementioned (not limited to) legislations. This suggests that any person/company/institution that can be proven to fall within the ambit of Section 19 NWA, and/ or Section 28 NEMA, and/ or Section 45 MPRDA, can be held legally liable for damages and/ or negative impacts caused by mine water.

The legislation needs to be strengthened, to give the DWS a strong legislative basis to impose sanctions and apportion of liabilities. The best funding models to deal with historic pollution should be identified. Abandoned mines need to be rehabilitated by DWS in cases where water security is at risk. Within the context of mine water, and given the magnitude of this challenge, it remains prudent that possible apportionment of liabilities be considered within the existing legislative frameworks. This will provide a legal basis for holding parties potentially liable for negative effects and damages of mine water related pollution and/or any other negative impacts that can be related to mine water.

Policy Principle

In terms of liability, the polluter pays principle should be applied to mine water in all its forms. This term, mine water, includes ARD, AMD, NMD, SD, and metallurgical process waters of concern is not formally defined in South African legislation; however international norms and definitions should be considered as multi-national mining houses recognise them, and have also incorporated them in their legal frameworks elsewhere in the world. Where subcontracting exists, the mine remains responsible. A provision on mine water management dealing with all potential mine water hazards is needed. The provision should deal with them holistically in terms of the classification and categorisation of mines.

5.3. Optimum use of Appropriate and Cost Effective Technology

Problem Statement

The DWS recently completed a Feasibility Study to identify the best plan of action for a long term solution that uses a proven acid mine water treatment technology and produces useable water. Options for passive, biological, chemical and physical treatment were assessed. The only technologies which are proven for treatment of the expected volumes to the required standard, and which constitute the Reference Project are:

- High Density Sludge (HDS) for neutralisation and metal removal (Chemical Treatment), as per the Short Term Intervention (STI), currently being implemented in the Witwatersrand.
- Reverse Osmosis (RO) for desalination (Physical Treatment); and
- Ion Exchange (IX) for uranium removal (Physical-Chemical Treatment) if required

Policy Principle

The selected technology should be situational based. It should be sustainable, clean (with minimal residuals and/or easily manageable residues) and economical. A regulatory framework should be established to facilitate technology assessment and demonstration, ensure skills and capacity for

managing, operating and maintaining the technology, as well as exploiting local human capital development. The technology should not only be cost effective but also comply with the required Resource Quality Objectives (RQO's). The DWS will lead, champion and devise opportunity and mechanism for continuing research in support of optimum use of appropriate and cost effective technologies.

5.4. Classification and Differentiation of Mines

Problem statement

The current legal and policy context does not draw a clear distinction between the handling and regulation of (1) new, (2) active and (3) historic mines (including abandoned mines). The current legal and policy context does not impose special and/ or stricter measures in the case of mines with a significant adverse impact potential. Specific conditions should be imposed on mines that have an acid generation potential.

Policy Principle

The regulatory environment on mine water management applying to new mines will be different (probably, in many respects, stricter), if compared to that applying to active and/ or historic mines. The Best Practicable Environmental Option (BPEO) to deal with mine water drainages should be implemented by existing mines. Historic mines should be maintained. Although current policy does differentiate between the different categories of mines, such policy should be strengthened. Legislation should support policy and may potentially require review.

Category A Mines: All gold and coal mines; Any mine with any kind of extractive metallurgical process, including heap leaching; and any mines where pyrite could occur in the mineral deposits.

Category B Mines: Mines with a low risk for water quality impacts; and Mines with a potential significant and/ or permanent impact on the yield/ availability of water, dynamics of the river, riparian rights, etc.

Category C Mines: Big mines with no significant impact on water where Resources Quality Objectives for ideal conditions will be realised; and small low impacting mines. Depending on the change in mine operation, mine might be re-categorised.

5.5. Promotion of Sustainable Mining Development

Problem statement

There is a perception that mining is often authorised, irrespective of whether the long-term "sustainability" outweighs the long-term "cost of impact", including the costs for managing mine water. More investigation is required on the possibility to use the green approach in mining. This will involve investigations on green technologies, sustainable mining methods, etc. and the evaluation of socio-economic sustainability.

Policy Principle

New mining ventures should prove, beforehand, that the cost to deal with the residual impacts associated with mining (e.g. AMD) is catered for. A Cost-Benefit-Analysis (CBA) should be demonstrated. Prospective mining companies should comply with the DWS best practice guidelines for water resource protection in the South African mining industry, specifically Impact

Prediction and Water Management Aspects for Mine Closure.

The investigation of the long term benefits, including sustainability and the benefits of green technology should be prioritised. Monitoring and Evaluation tools should be in place to address the ongoing impact in all stages of mining from initial planning through development and operation, and to closure and rehabilitation. The environmental impact of mines is cumulative and requires several years to take effect; therefore there is a need for continuous monitoring and assessment post mining closure. Leading Practice (LP) to mine water management should be considered for sustainable mine development.

5.6. User commitment to sustainable water resource protection

Problem statement

Apportioning liability remains problematic. The NWA has gaps with regards to “*retrospective liability*”. The application of retrospective liability is currently provided for under the NEMA. The impacts caused by mine water drainages e.g. AMD is often externalised by the mining sector, whether during active mining or subsequent to mine closure. Financial provision predominantly applies to surface rehabilitation.

Policy Principle

The transfer of the mine to another company should not exonerate the selling company from their environmental obligations, unless the purchasing company can prove financial provisions to address any environmental liabilities associated with the mine they are purchasing. The application of retrospective liability should be considered. Financial provisioning made by mines should be sufficient to deal with the mitigation of all mine water management related impacts, including impacts due to current and/ or future decants. The cost to address mine water drainages e.g. AMD should be internalised by the mining industry. This policy position is notably also aim at protecting and empowering poor and vulnerable communities who should be part of decision making process throughout the whole mining value chain including mine water management life cycle.

5.7. Environmental Vigilance and Continuous Improvement

Problem statement

From a mine water management perspective, there often appears to be a mismatch between environmental planning and the actual interventions earmarked for implementation. Access to information by the general public also appears to be a major challenge limiting the overall public from participating. The DMR mandate, *i.e.* to promote minerals development, appears to be incompatible with DWS's mandate, *i.e.* to protect and use water resources sustainably. Mining authorisations often appear to be granted for mines that are to mine in water sensitive areas. From a mining sector perspective – significant impacts due to AMD are often attended to on a case-by-case basis. From a regulatory perspective – an “*Integrated Master Plan*” is currently required for the regulation of future mining developments. Mining authorisations appear to be granted on an *ad hoc* basis without the necessary consultations amongst the relevant Government Departments (DMR, DWS and DEA). It is hoped that the recently-adopted one environmental permitting system will address this gap.

Policy Principle

Continuous environmental risk appraisal is required and is to be linked to appropriate actions taken when necessary. Mines should be compelled to do impact prediction to improve environmental preparedness. Regular internal and external auditing is necessary with corresponding reporting. Self-regulation promotes legal compliance. Prohibition of mining in water sensitive areas in order to comply with the Class, RQOs and the Reserve should be promoted. Planning for mining should take cognizance of vulnerable water resource areas, and where necessary such areas should be demarcated as "no go" areas. It is especially pertinent that the ultimate socio-economic benefit of mining be quantified against potential long-term water resource impacts and that outcome guide the decision on whether to authorise mining activity in sensitive areas. The information about the mine water management must also be made accessible to the public in order to promote active participation.

In some instances, regional cooperation and minerals development planning amongst mining companies may yield better economies of scale and more affordable solutions. Mines should be compelled to collaborate with respect to certain matters, based on the regional "*Master Plan*" from the regulator for minerals development.

Regional "*Master Plans*" for minerals development should be considered to regulate the regional consequences of new and active mining in a catchment context. Regional closure planning will ensure a regional perspective on mine closure.

With reference to the ecosystems protection guidelines, all vulnerable water resource areas should be mapped.

5.8. Institutional Arrangements on Infrastructure management/ Transfer after Mine closure

Problem statement

The Mining Charter provides that mines are expected to design and plan all operations so that adequate resources are available to meet the closure requirements of all operations. Section 28(2) (c) of the MPRDA contemplates that mines should report on their compliance to the Mining Charter on annual basis. However in instances where a mine is declared insolvent and subsequently closes, the responsibility is inherited by the State who then has to ensure the continuous rehabilitation of derelict and ownerless mines. Technically, the mine escapes liability and the rehabilitation fund provided prior by the mine is often not sufficient for continuous infrastructure management and rehabilitation. As a result, mine water is left unmanaged if transfer has not taken place which then typically becomes a State liability.

Police Principles

In the interest of optimum water resource protection, a legislative provision on institutional arrangements of infrastructure management/ transfer post mine closure is needed for proper infrastructure/ assets transfer. Mines should provide infrastructural management plans for prior, during and post mine closure. Relevant institution/s should be in place to oversee and regulate this process.

5.9 Reuse of treated mine water, including AMD

Problem statement

Evidence depicts that supplying South Africa's growing population with clean, safe drinking water is a significant challenge. Not only is the country's water infrastructure in need of refurbishment in some places and entirely absent in many others, but access to sufficiently large quantities of potable water is increasingly becoming a challenge. Acid mine water often contains toxic heavy metals and radioactive particles, or is acidic and can be extremely harmful to the health of humans, animals and plants. Situated in the Witbank Coalfields in the Mpumalanga Province of South Africa, the EMalahleni Waste Water Reclamation Plant uses reverse osmosis to desalinate underground water, and provides potable water that is used to benefit local needs. It should be noted that whilst reverse osmosis is the front runner for most treatments, there is a plethora of other treatments and technologies that can be used. This is done through partnership between Anglo American, EMalahleni Local Municipality and BHP Billiton Energy Coal South Africa (BECSA). While this is encouraging and should be supported and the responsibility is clear when mine is still in operation, however the challenge is when the mine has reached its life span (mining activities ceased), there is no appropriate mechanism to continue to take operational responsibilities to sustain AMD Management Operations.

Police Principles

It is possible to use treated mine water to help alleviate the water shortage in the country. A few flagship projects are already in operation that produces drinking water quality from active coal mines, through desalination systems, and this water is then fed into the municipal networks. Mining companies should explore the benefits of using treated mine water for their operations and or to provide it to the municipal networks. The mining companies should see the Acid Mine Drainage, and other mine water pollutants, as shared risk and opportunity. Appropriate Mechanism in the form of Private Public Partnership (PPP) should be adopted to guarantee the continuation of AMD management operations for continued dual benefits of portable water provision and pollution minimisation treatment.

6. Way forward

In the current legislation(s): NEMA, MPRDA and NWA, it is worth noting that mine water management is not formally defined and this may continue to hinder process of dealing with mine water management decisively. These policy principles may require legislative review or policy alignment. The existing frameworks place the government in the position of having to be reactive rather than proactive as far as mine water management is concerned.

The formalisation of a Mine Water Management Unit in the Department will accomplish an integrated and composite approach ensuring efficient coordination of all mine water management related initiatives and activities within the Department and amongst all other Departments and Institutions. The functions of the Unit will be aligned with the objectives of the Department's Annual Performance Plan for the period 2015-2019.

Parallel to the formulation and development of the policy position, emergency interventions are currently underway to address mine water challenges in the gold fields of the Witwatersrand mining region. Additionally, tandem activities such work streams dealing with finance and regulatory

matters, mine water monitoring, research to support future decision-making, pilot testing of emerging mine water treatment technologies, ingress control, and the potential applications of cost recovery and/ or an environmental levy in the mining sector (as plausible revenue streams for mine water management) are ongoing. These activities remain to be optimised as guided by the final policy position.

The mine water problem is not going to be solved by a single intervention, but will require the integrated implementation of a range of measures including considering using of treated mine water for operations and or providing it to the municipal networks which should be lead by pragmatic and progressive policies and legislations.

Approval

This policy position is approved by

MINISTER OF WATER AND SANITATION

DATE:

GENERAL NOTICES • ALGEMENE KENNISGEWINGS

NOTICE 501 OF 2017**HUVO YA VUKORHOKERI BYA SWA TIMALI****NAWU WA HUVO YA VUKORHOKERI BYA SWA TIMALI, WA 1990****SWIBALO EKA MAVANDLA YA SWA TIMALI**

Huvo ya Vukorhokeri bya swa Timali leyi vuriwaka eka xiyenge xa 2 xa Nawu wa Huvo ya Vukorhokeri bya swa Timali, wa 1990 (Nawu wa No. 97 wa 1990), hi mukhuva lowu ehansi ka xiyenge xa 15A xa Nawu yi bohelela swibalo leswi vekiweke eka Xedulu xa mavandla ya swa timali.

Hi xileriso xa Huvo ya Vukorhokeri bya swa Timali.

A M Sithole

Mutshamaxitulu: Huvo ya Vukorhokeri bya swa Timali

XEDULU**1. Tinhlamuselo**

Eka xitiviso lexi, rito rihi na rihi kumbe nhlamuselo laha nhlamuselo yi nyikiweke eka nawu wihi na wihi wa vukorhokeri bya swa mali, ri nyikiwile nhlamuselo yaleyo handle ka loko xiyimo xi kombisa hi tindlela tin'wana.

“Huvo” swi vula Huvo ya Vukorhokeri bya swa Timali leyi vuriwaka eka Nawu;

“Nawu wo Lawula Swikimi swa Vuvekisi bya Nhlangelano” swi vula Nawu wo Lawula Swikimi swa Vuvekisi bya Nhlangelano, wa 2002 (Nawu wa No. 45 wa 2002);

“Bindzu ra Nkwama wa Phenxeni lowu katsaka vathori votala” swi vula nkwama tanihi leswi wu hlamuseriweke eka xiyenge xa 1(1) xa Nawu wa Nkwama wa Phenxeni, wa 1956 (Nawu wa No. 24 wa 1956) lowu tumbuluxeriweke ku vuyerisa vatirhi va vathoriwa vo hambanahambana lava nga lawuriwiki hi khamphani yin’we.

“Nawu wa Vukorhokeri bya Mpimo wa Swikweleti” wu vula Nawu wa Vukorhokeri bya Mpimo wa Swikweleti, wa 2012 (Nawu wa No. 24 wa 2012);

“Nawu wa Vutsundzuxi bya swa Timali na Vukorhokeri bya Vuyima-Xikarhi” swi vula Nawu wa Vutsundzuxi bya swa Timali na Vukorhokeri bya Vuyima-Xikarhi, wa 2002 (Nawu wa No. 37 wa 2002);

“Nawu wa Timakete ta swa Timali” swi vula Nawu wa Timakete ta swa Timali wa 2012 (Nawu wa No. 19 wa 2012);

“Nawu wa Vukorhokeri bya Mali” swi vula Nawu, na Nawu wihi na wihi lowu vuriwaka eka ndzimana ya (a) ya nhlamuselo ya “Vandla ra swa Timali” eka xiyenge xa 1 xa Nawu;

“Nawu wa Mavandla ya Xinghana” swi vula Nawu wa Mavandla ya Xinghana, wa 1956 (Nawu wa No. 25 wa 1956)

“Nawu wa Xibalo xa Mbuyelo” swi vula Nawu wa Xibalo xa Mbuyelo, wa 1962 (Nawu wa No. 58 wa 1962);

“Iembe ra xibalo” swi vula nkarhi wo sukela 1 Dzivamisoko 2016 ku fikela 31 Nyenyankulu 2017 naswona hi ku ya hi Xitiviso lexi na vuhundzuluxi byin’wana na ku herisa kolaho, nkarhi walowo wo fambelana na hi malembe yo landzelelana, hi mayelana na ku bohelela xibalo;

“Nawu wa Ndzindzakhombo wa Nkarhi wo Leha” swi vula Nawu wa Ndzindzakhombo wa Nkarhi wo Leha, wa 1998 (Nawu wa No. 52 wa 1998);

“Nawu wa Nkwama wa Phenxeni” swi vula Nawu wa Nkwama wa Phenxeni, wa 1956 (Nawu wa No. 24 wa 1956);

“Nkwama wa Vuhlayiselo bya Phenxeni” swi vula nkwama wa vuhlayiselo bya phenxeni tanihileswi wu hlamuseriweke eka xiyenge xa 1(1) xa Nawu wa Nkwama wa Phenxeni, wa 1956 (Nawu wa No. 24 wa 1956);

“Nkwama wa Vuhlayiselo” swi vula nkwama wa vuhlayiselo tanihi leswi wu hlamuseriweke eka xiyenge xa 1(1) xa Nawu wa Nkwama wa Phenxeni, wa 1956 (Nawu wa No. 24 wa 1956);

“Murhijisitara loyi a feneleke” swi vula Murhijisitara loyi a vuriweke eka nawu wa vukorhokeri bya swa mali lebyi khumbhekaka;

“Nkwana wa Anyuwiti ya Phenxeni” swi vula nkwama wa anyuwiti ya phenxeni tanihi leswi wu hlamuseriweke eka xiyenge xa 1(1) xa Nwu wa Nkwama wa Phenxeni (Nawu wa No. 24 wa 1956);

“SAM” swi vula Nhlelo wo Herisa na Mafambiselo;

“Nawu wa Ndzindzakhombo wa Nkarhi wo Koma” swi vula Nawu wa Ndzindzakhombo wa Nkarhi wo Koma, wa 1998, (Nawu wa No. 53 wa 1998);

“Nawu” swi vula Nawu wa Huvo ya Vukorhokeri bya swa Timali, wa 1990 (Nawu wa No. 97 wa 1990).

2. Ku sindzisa/bohelela swibalo

Xibalo lexi kombisiweke eka ndzimana ya Xitiviso lexi xa boheleriwa/sindzisiwa hi mayelana na vandla ra swa timali leri vuriweke eka ndzimana yaleyo na hi mayelana na lembe ra xibalo.

3. Xibalo eka minkwama ya phenxeni

(1) (a) Xibalo, hi mayelana na nkwama wa phenxeni lowu tsarisiweke kumbe lowu tsarisiweke nkarhinyana ku ya hi Nawu wa Nkwama wa Phenxeni, kambe ku nga katsaiwi nkwama wa anyuwiti ya phenxeni.nkwama wa vuhlayiselo bya phenxeni, nkwama wa vuhlayiselo na bindzu ra nkwama wa phenxeni lowu katsaka vathori votala i tsengo wo ringana 1 138, ku katsa na tsengo wo engetela wo ringana R13, 46 hi xirho xa nkwama walowo na hi mayelana na munhu wihi na wihi loyi a kumaka hakelo ya nkarhi na nkarhi ku suka eka nkwama walowo(ku nga katsiwi xirho xihhi na xihhi kumbe munhu yaloye, loyi xipfuno xa yena a nga nkwama xi tshamaka xi nga koxiwangiku kumbe loyi a nga mudyandzhaka eka nkwama wa vudyandzhaka), kumbe R 2 607 56, tsengo wihi na wihi wa mali lowu nga ehansi.

(b) Xibalo, hi mayelana na bindzu ra nkwama wa phenxeni lowu katsaka vathori votala, nkwama wa vuhlayiselo bya phenxeni na nkwama wa vuhlayiselo leyi tsarisiweke kumbe leyi tsarisiweke nkarhinyana hi ku ya hi Nawu wa Nkwama wa Phenxeni i tsengo wo ringana R 1 138, ku katsa na tsengo wo engetela wo ringana R13, 46 hi xirho xa nkwama walowo na hi ku ya hi munhu wihi na wihi loyi a kumaka hakelo ya nkarhi na nkarhi ku suka eka nkwama walowo (ku nga katsiwi xirho xihhi na xihhi kumbe munhu yaloye, loyi

swipfuno swa yena eka nkwama swi tshamaka swi nga koxiwangiku kumbe loyi a nga muvuyeriwa eka nkwama wa vavuyeriwa)

- (2) (a) Nkhakhuleto wa xibalo lexi vuriweke eka ndzimanatsongo ya (1) wu hikwalaho ka nhlayo ya swirho na vanhu van'wana tanihi leswi swi kombisiweke eka tinhlayonhlayo ta sweswi leti yisweke eka Murhijisitara loyi a faneleke hi ku ya hi nawu wihi na wihi ku sukela 30 Khotavuxika hi lembe ra xibalo.
 - (b) Loko ku hundziseriwa ka swirho ka ha endliwa naswona ku nga se hetisisiwa, hi 30 Khotavuxika hi lembe ra xibalo, nkwama wo hundzisela wu fanele wu hakela xibalo hi mayelana na swirho leswi faneleke ku hundziseriwa.
 - (c) Laha ku thoriwa ka muherisi wa nkwama ku pfumeleriwa kumbe laha nkwama wu ntshunxiweke hi Murhijisitara ku suka eka xiyenge xa 28 xa Nawu wa Nkwama wa Phenxeni, endzhaku ka 30 Khotavuxika bya lembe ra xibalo, xibalo xa nkwama xa lembe ra xibalo xi hakeriwa hinkwaxo.
- (3) Swibalo leswi vuriwaka eka ndzimanatsongo ya (1) swi fanele swi hakeriwa ku nga se hundza 31 Mhawuri hi lembe ra xibalo.

4. Xibalo eka valawuri

- (1) Xibalo, hi mayelana na mulawuri loyi a pfumeleriweke hi ku ya hi xiyenge xa 13B xa Nawu wa Nkwama wa Phenxeni i tsengo wo ringana R 7 264, ku katsa na tsengo wo engetela wo ringana R566, 31 ku ya hi nkwama wa phenxeni lowu vuriweke eka ndzimanatsongo ya 3 (1), ehansi ka vulawuri bya mulawuri naswona tsengo wo ringana R0, 69 hi xirho na hi ku ya hi munhu wihi na wihi loyi a kumaka hakelo ya nkarhi na nkarhi ku suka eka nkwama wolowo, kambe ku nga katsiwi xirho xihi na xihi kumbe munhu yaloye, loyi xipfuno xa yena eka nkwama xi tshamaka xi nga koxiwanga kumbe a ri mudyandzhaka eka nkwama wa vadyandzhaka.
- (2) (a) Nkhakhuleto wa xibalo lowu vuriwaka eka ndzimanatsongo ya (1) wu hikwalaho ka nhlayo ya swirho na vanhu van'wana tanihileswi swi kombisiweke eka tinhlayonhlayo ta sweswi leti nyikiweke Murhijisitara loyi a nga fanela hi ku ya hi nawu wihi na wihi ku sukela 30 Khotavuxika bya lembe ra xibalo.
 - (b) Loko ku hundziseriwa ka swirho ka ha endliwa naswona ku nga se hetisisiwa, hi 30 Khotavuxika hi lembe ra xibalo, nkwama wo hundzisela wu fanele wu hakela xibalo hi mayelana na swirho leswi faneleke ku hundziseriwa.

- (c) Laha ku thoriwa ka muherisi wa nkwama ku pfumeleriwaka kumbe laha nkwama wu ntshunxiweke ku suka eka xiyenge xa 28 xa Nawu wa Nkwama wa Phenxeni, hi Murhijisitara endzhaku ka 30 Khotavuxika bya lembe ra xibalo, xibalo xa nkwama xa lembe ra xibalo xi hakeriwa hinkwaxo.
- (3) Swibalo leswi vuriwaka eka ndzimanatsongo ya (1) swi fanele swi hakeriwa ku nga se hundza 31 Mhawuri hi lembe ra xibalo.

5. Xibalo eka minkwama ya anyuwiti ya phenxeni

- (1) (a) Xibalo, hi mayelana na nkwama wa anyuwiti ya phenxeni lexi vuriwaka eka ndzimana ya 3 (1), i tsengo wo ringana R1 138, ku katsa na tsengo wo engetela lowu ringanaka na 0, 0097% wa nkoka wa rifuwo ra nkwama.
- (b) Laha ku thoriwa ka muherisi wa nkwama ku pfumeleriwaka hi Murhijisitara endzhaku ka 30 Khotavuxika hi lembe ra xibalo, xibalo xa nkwama xa lembe ra xibalo xi hakeriwa hinkwaxo.
- (2) (a) Nkoka wa rifuwo ra nkwama wa phenxeni ya anyuwiti i nkoka wa rifuwo ra nkwama leri kumisisiweke hi nkarhi wo kambela nkoka hi khamphani ya ndzindzakhombo hi xikongomelo xo kumisisa swikweleti leswi nga katsiweki eka ndzimana ya 10 (2) (b) ku suka eka nhlamuselo ya swikweletina rifuwo rihi kumbe rihi leri khomiweke hi nkwama ku endlela leswaku wu kota ku fikelela timfanelo ta wona ehenhla ka swirho swa wona.
- (b) Khakhuleyixini ya xibalo lexi vuriwaka eka ndzimanatsongo ya (1) yi hikwalaho ka nkoka wa rifuwo tanihileswi swi kombisiweke eka tinhlayonhlayo ta sweswi leti nyikiweke Murhijisitara loyi a faneleke hi ku ya hi nawu wihi na wihi ku sukela 30 Khotavuxika bya lembe ra xibalo.
- (c) Loko ku hundzisela swirho swa ha endliwa naswona swi nga se hetisisiwa hi 30 Khotavuxika eka lembe leri ra xibalo, nkwama wa vahundziseri wu fanele wu hakela xibalo hi mayelana na nkoka wa rifuwo ra swirho leswi faneleke ku hundziseriwa.
- (3) Ku khakhuleyita nkoka wa rifuwo ra nkwama wa anyuwiti ya phenxeni swi fanele swi katsa nkoka wa kontiraka, loko yi ri kona, laha khamphami ya ndzindzakhombo wa nkarhi wo leha, hi ku ttherisa tihakelo ta ndzindzakhombo, yi tibohaka ku nyika swipfuno

xona xa nkwama wa anyuwiti ya phexeni ku nyika swipfuno eka swirho swa yona hi ku ya hi milawu ya yona.

- (4) Xibalo lexi ku vuriwaka xona eka ndzimanatsongo ya (1) lexi hakeriaka hi nkwama wa anyuwiti ya phenxeni xi fanele xi hakeriwa ku nga se hundza 31 Mhawuri hi lembe ra xibalo.

6. Xibalo xa muahluri wa nkwama wa phenxeni

- (1) Xibalo xa Muahluri wa Nkwama wa Phenxeni, hi mayelana na nkwama wa phenxeni lowu tsarisiweke kumbe lowu tsarisiweke nkarhinyana hi ku ya hi Nawu wa Nkwama wa Phenxeni, ku katsa nkwama wo hlayisa bya phenxeni, nkwama wa nhlayiso wa phenxeni na nkwama wa anyuwiti ya phenxeni tanihi leswi swi hlamuseriweke eka xiyenge xa 1 xa Nawu wa Xibalo xa Mbuyelo, i tsengo wo ringana R5. 51 hi xirho xa nkwama walowo na munhu wihi na wihi loyi a kumaka hakelo ya nkarhi na nkarhi ku suka eka nkwama walowo, kambe ku nga katsiwi xirho xihi na xihi kumbe munhu yaloye, loyi swipfuno swa yena eka nkwama swi tshamaka swi nga koxiwanga.
- (2) (a) Loko ku hundzisela swirho swa ha ri ku endliweni naswona wi nga se hetisisiwa hi 30 Khotavuxika eka lembe ra xibalo, nkwama wa muhundziseri wu fanele wu hakela xibalo hi mayelana na swirho leswi faneleke ku hundziseriwa.
- (b) Laha ku thoriwa ka muherisi wa nkwama ku pfumeleriwaka kumbe laha nkwama wu ntshunxiweke ku suka eka xiyenge xa 28 xa Nawu wa Nkwama wa Phenxeni, hi Murhijisitara endzhaku ka 30 Khotavuxika bya lembe ra xibalo, xibalo xa nkwama xa lembe ra xibalo xi hakeriwa hinkwaxo.
- (3) Xibalo lexi vuriwaka eka ndzimanatsongo ya (1) xi nga hakeriwa na xibalo lexi vuriwaka eka ndzimana ya 3 naswona xi hakeriwa hi siku leri kombisiweke eka ndzimana ya 3 (3)

7. Xibalo eka minhlangano ya xinghana

Ku sukela 1 Dzivamisoko 2006, vandla rihi na rihi ra xinghana leri tsarisiweke kumbe leri tsarisiweke nkarhinyana hi ku ya hi xiyenge xa 3 (2) (a) xa Nawu wa Mavandla ya Xinghana, ra tshunxiwa ku suka eka ku hakela swibalo.

8. Xibalo eka tikhamphani ta ndzindzakhombo ta nkarhi wo koma na tikhamphani eka Lloyd's

- (1) (a) Xibalo, hi mayelana na khamphani ya ndzindzakhombo leyi tsarisiweke hi ku ya hi Nawu wa Ndzindzakhombo wa Nkarhi wo Koma, ku endla mabindzu ya ndzindzakhombo wa nkarhi wo koma, xi ya hikwalaho ka muholo wa mpimanyeto wa hakeloxiheri, ku katsa trihibeyiti tihi na tihi, ta ku hela ka lembe ximali ra khamphani ya ndzindzakhombo hi nkarhi wo sukela 1 Mawuwani ku fikela 31 Nyenyankulu eka lembe ra sweswi ra xibalo kumbe leri helaka hi nkarhi wo sukela 1 Dzivamisoko ku fikela 30 Khotavuxika eka lembe ra xibalo leri landzelaka, leri hundzuluxiweke endzhaku ka ku hela ka lembe ra yona ra ximali ku ya hi muholo wa hakelo xiheri lowu oditiweke, ku katsa tirhibeyiti tihi na tihi.
- (b) Ku nga landzeleriwi ku leha ka nkarhi wa lembe ximali wa khamphani ya ndzindzakhombo, xibalo i tsengo lowu ringanaka na 0, 17862% ya hakelo xiheri yo sungula ya R60 wa mamiliyoni, ku katsa tirhibeyiti tihi na tihi, na 0, 04123% endzhakunyana, kumbe R23 596, tsengo wihi na wihi lowu nga wukulukumba.
- (c) Mpimo wo tirha ekuheteleleni ka nkarhi wa lembe ximali ra khamphani ya ndzindzakhombo wu ta tirha nkarhi hinkwawo lowu helaka hi siku rero.
- (2) (a) Xibalo, hi mayelana na munhu loyi a thoriweke hi ku ya hi xiyenge xa 57 (1) xa Nawu wa Ndzindzakhombo wa Nkarhi wo Koma, xi simekiwile eka mpimanyeto wa tihakelo ta miholo hinkwayo ya le ka khalendara ya lembe leri helaka hi 31 N'wendzamhala hi lembe ra xibalo, kambe xi hundzuluxiwa lembe na lembe endzhaku ka 31 N'wendzamhala hi ku ya hi hakelo ya muholo hinkwawo lowu kumiweke hi ku yimela khamphani eka Lloyd's eka Riphabliki eka khalendara leyi hundzeke ya lembe tanihileswi swi hangalasiweke eka Xiviko xa Lembe xa Murhijisitara wa Ndzindzakhombo wa Nkarhi wo Koma.
- (b) Xibalo i tsengo lowu ringanaka na 0, 17862% ya R60 wa mamiliyoni yo sungula ya hakelo ya muholo hinkwawo ku katsa na 0, 04123% endzhakunyana, kumbe R23 596, tsengo wihi na wihi lowu nga wukulukumba.
- (3) Khamphani ya ndzindzakhombo wa nkarhi wo koma leyi tsarisiweke kumbe leyi voniwaka yi tsarisiwile ku ya hi Nawu wa Ndzindzakhombo wa Nkarhi wo Koma, hi

siku rihi na rihi ra lembe ra xibalo, yi fanele yi hakela swibalo hinkwaswo leswi vuriwaka eka ndzimanatsongo ya (1) hi ku ya hi ndzimanatsongo ya (4).

- (4) (a) Xibalo lexi kongomisiwaka eka mpimanyeto wa hakelo ya muholo xi fanele xi hakeriwa hi switolomende swimbirhi ku nga se fika kumbe hi 31 Mawuwani na 30 Hukuri hi lembe ra xibalo.
- (b) Hundzuluxo lowu vuriwaka eka ndzimanatsongo ya (1) wu fanele wu katsiwa na hakelo yo sungula kumbe ya vumbirhi endzhaku ka ku hela ka lembe ximali ra khamphani ya ndzindzakhombo.
- (c) Eka xiyimo xa Lloyd's hundzuluxo lowu vuriwaka eka ndzimanatsongo ya (2) wu fanele wu katsiwa na hakelo ya Hukuri.

9. Xibalo xo hlawuleka xa SAM eka tikhamphani ta ndzindzakhombo ta nkarhi wo koma na tikhamphani eka Lloyd's

- (1) (a) Xibalo xo hlawuleka xa SAM hi mayelana na ndzindzakhombo lowu tsarisiweke ku ya hi Nawu wa Ndzindzakhombo wo Koma, xi simekiwile eka mpimanyeto wa hakelo ya muholo hinkwawo, ku katsa tirhibeyiti tihi na tihi, eka lembe ximali ra khamphani ya ndzindzakhombo leri helaka hi nkarhi wa 1 Mawuwani ku fikela 31 Nyenyankulu eka lembe ra sweswi ra xibalo kumbe leri helaka hi nkarhi wa 1 Dzivamisoko ku fikela 30 Khotavuxika eka lembe leri landzelaka ra xibalo, lexi hundzuluxiweke endzhaku ka ku hela ka lembe ximali ra xona hi ku ya hi hakelo ya muholo hinkwawo lowu oditiweke, ku katsa tirhibeyiti tihi na tihi.
- (b) Ku nga landzeleriwi ku leha ka nkarhi wa lembe ximali wa khamphani ya ndzindzakhombo, xibalo xo hlawuleka xa SAM i tsengo lowu ringanaka na 0, 00667% wa hakelo ya muholo hinkwawo, ku katsa tirhibeyiti tihi na tihi.
- (c) Mpimo wa ku hela ka nkarhi wa lembe ximali wa khamphani ya ndzindzakhombo wu tirha nkarhi hinkwawo lowu helaka hi siku rero.

- (2) (a) Xibalo xo hlawuleka xa SAM, hi mayelana na munhu loyi a thoriweke hi ku ya hi xiyenge xa 57 (1) xa Nawu wa Ndzindzakhombo wa Nkarhi wo Koma, lexi simekiweke eka mpimanyeto wa hakelo ya muholo hinkwawo, xa lembe ra khalendara leri helaka hi 31 N'wendzambahala hi lembe ra xibelo, lexi hundzuluxiwaka lembe na lembe endzhaku ka 31 N'wendzambahala hi ku ya hi hakelo ya muholo hinkwawo leyi kumiweke hi ku yimela tikhamphani eka Lloyd's eka Riphabliki xa khalendara ya lembe leri hundzeke tanihileswi swi hangalasiweke eka Xiviko xa Lembe xa Murhijisitara wa Ndzindzakhombo wa Nkarhi wo Koma.
- (b) Xibalo xo hlawuleka xa SAM, i tsengo lowu ringanaka na 0, 00667% wa hakelo ya muholo hinkwawo.
- (3) Khamphani ya ndzindzakhombo leyi tsarisiweke kumbe leyi voniwaka yi tsarisiwile hi ku ya hi Nawu wa Ndzindzakhombo wa Nkarhi wo Koma, yi fanele yi hakela swibalo hi xitalo swa SAM leswi vuriwaka eka ndzimanatsongo ya (1) hi ku ya hi ndzimanatsongo ya (4 hi siku rihi na rihi ra lembe ra xibalo).
- (4) (a) Xibalo xo hlawuleka xa SAM lexi nga hikwalaho ka mpimanyeto wa hakelo ya muholo xi fanele ku hakeriwa hi switolomende swimbirhi ku nga se fika 31 Mawuwani na 30 Hukuri eka lembe ra xibalo.
- (b) Hundzuluxo lowu vuriwaka eka ndzimanatsongo ya (1) wu fanele wu katsiwa na hakelo yo sungula kumbe ya vumbirhi endzhaku ka ku hela ka lembe ximali ra khamphani ya ndzindzakhombo.
- (c) Eka xiyimo xa Lloyd's hundzuluxo lowu nga eka ndzimanatsongo ya (2) wu fanele wu katsiwa na hakelo ya Hukuri.

10. Xibalo eka tikhamphani ta ndzindzakhombo wa nkarhi wo leha

- (1) Xibalo, hi mayelana na khamphani ya ndzindzakhombo wa nkarhi wo leha leyi tsarisiweke kumbe leyi voniwaka yi tsarisiwile hi ku ya hi Nawu wa Ndzindzakhombo wa Nkarhi wo Leha, na ku pfumeleriwa ku –
- (a) nghena eka pholisi yin'we kumbe yo hundza yin'we ya vutsoniwa, pholisi ya nkwama, pholisi ya swa rihanyu, pholisi ya vutomi hinkwabyo kumbe pholisi ya mali leyi vekiweke etlhelo, kumbe yin'we kumbe to tala ta tipholisi leti na pholisi ya mpfuneto, i tsengo wo ringana R112 360, ku katsa na 0, 00837% wa swikweleti ehansi ka pholisi ya nkarhi wo leha leyi nga se vupfanga; kumbe; or

- (b) nghena eka pholisi ya mpfuno ntsena, i tsengo wo ringana R11 236, ku katsa na 0,00837% wa swikweleti leswi nga ehansi ka pholisi ya nkarhi wo leha leyi nga vupfangiku.
- (2) Nhlamuselo ya "swikweleti" ehansi ka tipholisi ta nkarhi wo leha leti nga se vupfaka" eka ndzimanatsongo ya (1) (a) na (b) –
- (a) swi vula swikweleti leswi kumisisiwaka ekuheteleleni ka lembe ximali ra ndzindzakhombo wa nkarhi wo leha leri heleke hi lembe ra khalendara leri rhangelaka lembe ra xibalo, na nkoka wa swikweleti sweswo i swikweleti hinkwaswo leswi nga ehansi ka tipholisi leti nga se vupfaka leti kombisiweke ehenhla ka ayitheme ya "Swikweleti hinkwaswo swa Pholisi" eka kholomu ya 7 ya Xitatimente xa C9 xa LT2016 (Ntlheriso wa Nawu wa Lembe na Lembe wa 2016 lowu hlamuseriweke eka Ndzindzakhombo (LT)Xitiviso xa 4 xa 2016 xa 19 Dzivamisoko 2016) lowu kumekaka eka webusayiti ya Bodo, kumbe swi vula, loko khamphani ya ndzindzakhombo wa nkarhi wo leha yi nga ri na lembe ximali leri heleke eka khalendara ya lembe leri rhangeleke lembe ra xibalo, swikweleti hinkwaswo tanihileswi swi kombisiweke ekuheteleleni ka lembe ximali ra ndzindzakhombo wa nkarhi wo leha leri heleke hi lembe ra khalendara leri rhangelaka lembe leri heleke ra xibalo.
- (b) a swi katsi swikweleti leswi nga ehansi ka kontiraka, hi ku ya hi leswaku ndzindzakhombo wa nkarhi wo leha hi ku tlherisa hakelo ya ndzindzakhombo, yi lavaka ku nyika swipfuno swa pholisi hi xikongomelo xo nyika mali eka xikweleti hinkwaxo kumbe xiphemu xa xona xa vandla ra xinghana, tanihileswi swi hlamuseriwaka eka xiyenge xa 1 xa Nawu wa Mavandla ya Xinghana, kumbe nhlango wa nkwama wa phenxeni, tanihileswi swi hlamuseriweke eka xiyenge xa 1 xa Nawu wa Nkwama wa Phenxeni, ku nyika swipfuno eka swirho swa wona ku ya hi milawu ya wona: Ntsena loko swi nga katsi swikweleti swi nga katsi swikweleti leswi nga ehansi ka tikontiraka leti fambelanaka na xirho xo karhi xa vandla ra xinghana kumbe nhlango wa nkwama wa phenxeni, kumbe eka nuna/nsati loyi a hanyaka, vana, vaseketeriwa kumbe vahlawuriwa va xirho xo karhi xa vandla rero ra xinghana kumbe nhlango wa nkwama wa phenxeni.
- (3) Ndzindzakhombo wa Nkarhi wo Leha lowu tsarisiweke kumbe lowu voniwaka ku va wu tsarisiwile hi ku ya hi Nawu wa Ndzindzakhombo wa Nkarhi wo Leha –

- (a) hi ti 1 Dzivamisoko ta lembe leri ra xibalo, fanele ti hakela swibalo hi xitalo leswi vuriwaka eka tindzimanatsongo ta (1)(a) na (b) hi ku ya hi ndzimanatsongo ya (4); kumbe
 - (b) endzhaku ka ti 1 Dzivamisoko, kambe ku nga si hundza 1 Nhlangua hi lembe ra xibalo, ku fanele ku hakeriwa hafu ya swibalo leswi vuriwaka eka tindzimanatsongo ta (1)(a) na (b) hi tsengo wun'we tanihi hakelo yi ri yoxe, ku nga si fika kumbe hi 30 Hukuri ya lembe ra xibalo.
- (4) Swibalo leswi vuriwaka eka ndzimanatsongo ya (3) (a) swi fanele swi hakeriwa hi switolomende swimbirhi, ku nga –
- (a) 50% ya xibalo kumbe loko tsengo wa xiviri wu nga ri kona, mpimanyeto wo ringanela wa xibalo xexo hi ku ya hi mpimanyeto wo ringanela wa nkoka wa swikweleti, leswi vuriwaka eka ndzimanatsongo ya (2), ku nga si fika kumbe hi 31 Mawuwani hi lembe ra xibalo; na
 - (b) ndzinganiso wa xibalo ku nga se fika 30 Hukuri hi lembe ra xibalo.
- (5) Loko ku ri ku hakelo a yi kongomisiwile eka mpimanyeto tanihi leswi swi kombisiweke eka ndzimanatsongo ya (4) (a), hundzuluxo hi ku ya hi nkoka wa xiviri wa swikweleti lowu vuriwaka eka ndzimanatsongo ya (2) wu fanele wu katsiwa na hakelo leyi landzelaka ya xibalo endzhaku ka loko nkoka walowo wa xiviri wu kumisiwile na ku nyikiwa Bodo.

11. Xibalo xo hlawuleka xa SAM eka tikhamphani ta ndzindzakhombo wa nkarhi wo leha

- (1) Xibalo xo hlawuleka xa SAM, hi mayelana na khamphani ya ndzindzakhombo wa nkarhi wo leha leyi tsarisiweke kumbe leyi voniwaka yi tsarisiwile hi ku ya hi Nawu wa Ndzindzakhombo wa Nkarhi wo Leha, na ku pfumeleriwa ku nghena eka pholisi yin'we kumbe to tala ta mpfuno, pholisi ya vutsoniwa, pholisi ya nkwama, pholisi ya swa rihanyu, pholisi ya vutomi hinkwabyo kumbe pholisi yo veka mali etlhelo, 0, 00133% wa swikweleti ehansi ka tipholisi ta nkarhi wo leha leti nga se vupfaka.
- (2) Nhlamuselo ya "swikweleti" ehansi ka tipholisi ta nkarhi wo leha leti nga se vupfaka eka ndzimanatsongo ya (1) –
 - (a) swi vula swikweleti leswi tanihi leswi swi hlamuseriweke eku heteleleni ka lembe ximali ra khamphani ya ndzindzakhombo wa nkarhi wo leha leri heleke hi lembe ra khalendara leri rhangelaka lembe ra xibalo.. Nkoka wa swikweleti sweswo i -

- (i) swikweleti hinkwaswo ehansi ka tipholisi leti nga vupfangiku leswi kombisiweke ehenhla ka ayitheme ya "Swikweleti swa Pholisi Hinkwaswo" eka kholomu ya 7 ya Xitatimente xa C9 xa LT2016 (Ntlheriso wa Lembe na Lembe wa Nawu wa 2016 lowu hlamuseriweke eka ndzindzakhombo (LT) Xitiviso xa 4 xa 2016 xa 19 Dzivamisoko 2016) lowu kumekaka eka webusayiti ya Huvo; kumbe
 - (ii) loko khamphani ya ndzindzakhombo yi ri hava lembe ximali leri heleke hi lembe ra khalendara leri rhangelaka lembe ra xibalo, swikweleti hinkwaswo tanihileswi swi kombisiweke eku heteleleni ka lembe ximali ra khamphani ya ndzindzakhombo wa nkarhi wo leha leri heleke hi lembe ra khalendara leri rhangelaka lembe leri hundzeke ra xibalo;
- (b) a swi katsi swikweleti leswi nga ehansi ka kontiraka, hi ku ya hi leswaku khamphani ya ndzindzakhombo wa nkarhi wo leha hi ku tlherisa hakelo ya ndzindzakhombo, yi lavaka ku nyika swipfuno swa pholisi hi xikongomelo xo nyika mali eka xikweleti hinkwaxo kumbe xiphemu xa xona xa vandla ra xinghana, tanihileswi swi hlamuseriwaka eka xiyenge xa 1 xa Nawu wa Mavandla ya Xinghana, kumbe nhlango wa nkwama wa phenxeni, tanihileswi swi hlamuseriweke eka xiyenge xa 1 xa Nawu wa Nkwama wa Phenxeni, ku nyika swipfuno eka swirho swa wona ku ya hi milawu ya wona: Ntsena loko swi nga katsi swikweleti swi nga katsi swikweleti leswi nga ehansi ka tikontiraka leti fambelanaka na xirho xo karhi xa vandla ra xinghana kumbe nhlango wa nkwama wa phenxeni, kumbe eka nuna/nsati loyi a hanyaka, vana, vaseketeriwa kumbe vahlawuriwa va xirho xo karhi xa vandla rero ra xinghana kumbe nhlango wa nkwama wa phenxeni.
- (3) Ndzindzakhombo wa Nkarhi wo Leha lowu tsarisiweke kumbe lowu voniwaka ku va wu tsarisiwile hi ku ya hi Nawu wa Ndzindzakhombo wa Nkarhi wo Leha –
- (a) hi 1 Dzivamisoko eka lembe ra xibalo, fanele ku hakeriwa xibalo xo hlawuleka xa SAM hi xitalo lexi vuriwaka eka ndzimanatsongo ya (1) hi ku ya hi ndzimanatsongo ya (4); kumbe
 - (b) endzhaku ka ti 1 ta Dzivamisoko kambe ku nga si hundza 1 Nhlangua hi lembe ra xibalo, ku fanele ku hakeriwa hafu ya swibalo swo hlawuleka swa SAM leswi vuriwaka eka ndzimanatsongo ya (1) hi tsengo wun'we tanihi hakelo yi ri yoxe, ku nga se fika kumbe hi 30 Hukuri hi lembe ra xibalo.

- (4) Swibalo swo hlawuleka swa SAM leswi vuriwaka eka ndzimanatsongo ya (3) (a) swi fanele swi hakeriwa hi switolomende swimbirhi, ku nga –
- (a) 50% ya xibalo kumbe loko tsengo wa xiviri wu nga ri kona, mpimanyeto wo ringanela wa xibalo xexo hi ku ya hi mpimanyeto wo ringanela wa nkoka wa swikweleti, leswi vuriwaka eka ndzimanatsongo ya (2), ku nga si fika kumbe hi 31 Mawuwani hi lembe ra xibalo; na
 - (b) ndzinganiso wa xibalo ku nga se fika kumbe hi 30 Hukuri hi lembe ra xibalo.
 - (c) Loko ku ri ku hakelo a yi kongomisiwile eka mpimanyeto tanihi leswi swi kombisiweke eka ndzimanatsongo ya (4) (a), hundzuluxo hi ku ya hi nkoka wa xiviri wa swikweleti lowu vuriwaka eka ndzimanatsongo ya (2) wu fanele wu katsiwa na hakelo leyi landzelaka ya xibalo endzhaku ka loko nkoka walowo wa xiviri wu kumisiwile na ku nyikiwa Bodo.

12. Xibalo eka vayima-xikarhi

- (1) Xibalo, hi mayelana na ejente, munhu wo xavisa kumbe munhu un'wana loyi a vuriwaka eka xiyenge xa 45 xa Nawu wa Ndzindzakhombo wa Nkarhi wo Koma, i tsengo lowu ringanaka na 0, 01939900% wa tihakelo hinkwato tanihileswi swi vikiweke hi muoditara kumbe muofisiri wa tinkota, tanihileswi swi nga ta va xisweswo, hi ku ya hi xinawana xa 4.4 ehansi ka Nawu lowu vuriweke, naswona lowu kumiweke hi ejente yaleyo, muxavisi kumbe munhu un'wana hi nkarhi wa lembe ximali wa sweswi hi ku yimela tikhamphani ta ndzindzakhombo leti tsarisiweke, na tikhamphani to fana na Lloyd's kumbe R143 mali yihi na yihi leyi nga yikulukumba.
- (2) Xibalo lexi vuriwaka eka ndzimanatsongo ya (1), xi fanele xi hakeriwa ku nga si fika 31 Nhlangua hi lembe ra xibalo naswona xi fanele xi kongomisa eka nhlayo ya tihakelo hinkwato hi 31 Mhawuri eka lembe rin'wana na rin'wana ra xibalo tanihileswi swi hlamuseriweke hi Nhlanguano wa Afrika Dzonga wa Ndzindzakhombo, ku ya hi mpimo henhla wa tihakelo hinkwato to ringana R196 541 059, lowu ringanaka na xibalo xa mpimo henhla wa R38127.

13. Xibalo xa swikimi swa vuvekisi bya nhlanganelo eka rifuwo

- (1) (a) Xibalo, hi mayelana na swikimi swa vuvekisi bya nhlanganelo eka nhundzu/rifuwo lexi vuriwaka eka Xiphemu xa IV xa Nawu wa Vulawuri bya Swikimi swa Vuvekisi bya Nhlanganelo , i tsengo wo ringana R15 088 285, eka swikimi sweswo

hinkwaswo leswi lawuriwaka hi mufambisi loyi a tsarisiweke hi ku ya hi xiyenge xa 42 xa Nawu lowu vuriweke nkarhi wihi na wihi hi nkarhi wa lembe ra xibalo.

- (b) Tsengo wu hakeriwa hi switolomende swa mune kotara yin'wana na yin'wana hi kumbe ku nga se fika 25 Khotavuxika, 30 Hukuri, na 31 Nwendzambahala na 31 Nyenyankulu hi lembe ra xibalo.
 - (c) Mitsengo ya kotara yin'wana na yin'wana yi khakhuleyitiwa hi ku ya hi tinhlayonhlayo ekuheteleleni ka kotara yo rhanga naswona yi averiwa exikarhi ka vafambisi lava tsarisiweke hi siku rero.
- (2) Swibalo leswi saleke swi khakhuleyitiwa hi ndlela leyi:
- (a) 10% swi aviwa ku ringana exikarhi ka vafambisi hinkwavo;
 - (b) 60% yi aviwa ku ya hi nhlayo ya tiphotifoliyo leti fambisiwaka hi mufambisi un'wana na un'wana; na
 - (c) 30% yi aviwa hi ku ya hi mpimo wa nhlayo ya rifuwo leri fambisiwaka hi mufambisi un'wana na un'wana.

14. Xibalo xa swikimi swa vuvekisi bya nhlanguano swa matiko mambe

- (1) Xibalo, hi ku ya hi swikimi swa vuvekisi bya nhlanguano swa matiko mambe lexi pfumeleriweke hi ku ya hi xiyenge xa 65 xa Nawu wa Vulawuri bya Swikimi swa Vuvekisi bya Nhlanguano, xi hakeriwa hi switolomende swa mune swa kotara yin'wana na yin'wana, na xitolomende xin'we lexi nga na -
- (a) tsengo wo ringana R10 517, hi mayelana na xikimi xin'wana na xin'wana;
 - (b) tsengo wo ringana R5 704, hi mayelana na photifoliyo yin'wana na yin'wana, nkwama kumbe xikimitsongo; na
 - (c) 0,00031231% ya tsengo xiheri wa rifuwo leri lawuriwaka hi ku yimela vavekisi va Afrika Dzonga.
- (2) Xibalo xi hakeriwa hi switolomende swa mune kotara yin'wana na yin'wana ku nga se fika kumbe hi 25 Khotavuxika, 30 Ndzati, 31 Nwendzambahala na 31 Nyenyankulu hi lembe xa xibalo. Mitsengo yi khakhuleyitiwa hi ku kongomisa eka tinhlayonhlayo ekuheteleleni ka kotara yo rhanga, leswi tinhlayonhlayo ti faneleke ku nyikiwa Murhijisitara loyi a faneleke ku nga se hela 30 wa masiku endzhaku ka ku hela ka kotara yaleyo.
- (3) Hi xikongomelo xa ndzimanatsongo ya (2), tinhlayonhlayo leti faneleke ku nyikiwa Murhijisitara loyi a faneleke ti fanele ti va na vuxokoxoko bya mixaviso hinkwayo na vuvekisi kumbe ku xava swilo leswi tshameke swi xaviwa eAfrika Dzonga.

- (4) Swibalo swi hakeriwa hi ku ya hi tin'hweti hinkwato leti weleka ehansi ka kotara leyi faneleke.

15. Xibalo xa swikimi swa vuvekisi bya nhlanganelo eka nhundzu

- (1) Xibalo, hi mayelana na mufambisi wa swikimi swa vuvekisi bya nhlanganelo eka nhundzu lexi vuriwaka eka Xiphemu xa V xa Nawu wa Vulawuri bya Swikimi swa Vuvekisi bya Nhlanganelo, i tsengo wo ringana R92 849 hi mayelana na photifoliyo yin'wana na yin'wana.
- (2) Xibalo lexi vuriwaka eka ndzimanatsongo ya (1) xi fanele xi hakeriwa ku nga se hundza 25 Khotavuxika hi lembe ra xibalo.

16. Xibalo xa swikimi swa vuvekisi bya nhlanganelo eka tibondo ta nkavelo

- (1) Xibalo, hi mayelana na mufambisi loyi a lawulaka swikimi swa vuvekisi bya nhlanganelo eka tibondo ta nkavelo lexi vuriwaka eka Xiphemu xa VI xa Nawu wa Vulawuri bya Swikimi swa Vuvekisi bya Nhlanganelo, lexi nga na
- (a) Tsengo wa masungulo wa R11 300;
 - (b) Tsengo wo ringana R 1750, hi mayelana na xikimi xin'wana na xin'wana; na
 - (c) 0 0000457% ya tsengo lowu katsakanyiweke lowu kolotiwaka hi valombi va mali hi 31 N'wendzamhala 2016.
- 2) Xibalo lexi vuriwaka eka ndzimanatsongo ya (1) xi fanele xi hakeriwa ku nga se fika 25 Khotavuxika hi lembe ra xibalo.

17. Xibalo xa swikimi swa vuvekisi bya nhlanganelo eka mali ya mitlawwa ya vanhu

- (1) Xibalo, hi mayelana na mali ya swikimi swa mitlawwa ya vanhu lexi tiyisisiweke hi ku ya hi xiyenge xa 63 xa Nawu wo Lawula Swikimi swa Vuvekisi bya Nhlanganelo, xi hakeriwa hi switolomende swa mune kotara yin'wana na yin'wana xitolomende xin'wana na xin'wana xi ri na -
- (a) tsengo wo ringana R11 700, hi mayelana na xikimi xin'wana na xin'wana;
 - (b) tsengo wo ringana R1 750 hi mayelana na photifoliyo yin'wana na yin'wana, nkhwama kumbe xikimitsongo; na
 - (c) 0,0045% ya tsengoxiheri wa rifuwo leri lawuriweke.

(2) Mitsengo yi khakhuleyitiwa hi ku kongomisa eka tinhlayonhlayo ekuheteleleni ka kotara yo rhang, leswi tinhlayonhlayo ti faneleke ku nyikiwa Murhijisitara loyi a faneleke ku nga se hela 30 wa masiku endzhaku ka ku hela ka kotara yaleyo.

(3) Swibalo swi hakeriwa hi ku ya hi tin'hweti hinkwato leti weleka ehansi ka kotara leyi faneleke.

18. Xibalo xa vaphakeri va vukorhokeri bya swa timali lava nyikiweke mpfumelelo

(1) Hi ku ya hi ndzimanatsongo ya (4), munhu loyi a nyikiweke mpfumelelo hi ku ya hi xiyenge xa 8 xa Nawu wa Vutsundzuxi bya swa Timali na Vukorhokeri bya Vuyima-Xikarhi tanihi Khetekanyo wa I kumbe IV wa Vaphakeri va Vukorhokeri bya swa Timali, wa 2008, ku nga katsiwi muphakeri wihi na wihi loyi a pfumeleriweke tanihi ku va wa Khetekanyo wa II, IIA kumbe III loyi a vuriwaka eka ndzimanatsongo ya (3), u fanele hi 31 Nhlangua kumbe ku nga se fika 31 Nhlangua hi lembe ra xibalo, a hakela xibalo lexi ringanaka na tsengo wa R1 641 281, naswona xi khakhuleyitiwa hi ndlela leyi:

(a) tsengo wa masungulo wo ringana R3 182; na

(b) A x R508

laha-

A = nhlayo ya vanhu va nkoka va vaphakeri va vukorhokeri bya swa timali leyi pfumeleriweke hi Murhijisitara loyi a faneleke ku katsa na nhlayo ya vayimeri lava thoriweke hi muphakeri wa vukorhokeri bya swa timali, vanhu va le hansi lava thoriweke tanihi vayimeri, ku sukela 31 Mhawuri hi lembe ra xibalo.

(2) Hi ku ya hi ndzimanatsongo ya (4), munhu loyi a nyikiweke mpfumelelo hi ku ya hi xiyenge xa 8 Nawu wa Vutsundzuxi bya swa Timali na Vukorhokeri bya Vuyima-Xikarhi tanihi munhu loyi a nga eka Khetekanyo wa II, IIA kumbe muphakeri wa vukorhokeri bya swa timali tanihi leswi a hlamuseriweke eka nhlamuselo ya Swilaveko swo Ringanela na swa Kahle swa Vaphakeri va Vukorhokeri bya swa Timali, 2008, u fanele hi kumbe ku nga se fika 31 Nhlangua hi lembe ra xibalo a hakela xibalo, lexi nga tsengo wo ringana R1 641 281, naswona xi khakhuleyitiwa hi ndlela leyi:

- (a) tsengo wa masungulo wo ringana R6 411; na
- (b) A x R508; na
- (c) B x 0,0000164289

laha-

A = nhlayo ya vanhu va nkoka va vaphakeri va vukorhokeri bya swa timali leyi pfumeleriweke hi Murhijisitara loyi a faneleke ku katsa na nhlayo ya vayimeri lava thoriweke hi muphakeri wa vukorhokeri bya swa timali, vanhu va le hansi lava thoriweke tanihi vayimeri, ku sukela 31 Mhawuri hi lembe ra xibalo.

B = nhlayo ya nkoka wa vuvekisi lebyi lawuriwaka hi ku yimela titlilayente hi ku ya hi ku nyikiwa mpfumelelo tanihi muphakeri wa vukorhokeri bya swa timali hi 30 Khotavuxika hi lembe ra xibalo: Ntsena loko vuvekisi lebyi nga ehansi ka vulawuri byi khomiwa hi mali ya le handle byi fanele byi katsiwa ekampimo wo ncincanisa lebyi kandziyisiweke eka phephahungu hi siku rero.

- (3) Hi ku ya hi ndzimanatsongo ya (4), munhu loyi a nyikiweke mpfumelelo hi ku ya hi xiyenge xa 8 xa Nawu wa Vutsundzuxi bya swa Timali na Vukorhokeri bya Vuyima-Xikarhi tanihi Khethekeanyo wa I na/kumbe Khetekanyo wa IV wa muphakeri wa vukorhokeri bya swa timali ku nyika vukorhokeri bya swa timali hi ku ya hi swikumiwa swa mikhetekanyotsongo ya mali ntsena: Ndzindzakhombo wa Nkarhi wo Leha khetekanyotsongo wa A na/kumbe Swipfuneto swa Mavandla ya Xinghana, tanihileswi swi hlamuseriweke eka xiyenge xa 1 (1) xa Nhlamuselo ya Swilaveko swo Ringanela na swa Kahle swa Vaphakeri va Vukorhokeri bya swa Timali, 2008, u fanele hi kumbe ku nga se fika 31 Nhlangula hi lembe ra xibalo hakela xibalo, lexi xi nga mpimohenhla wo ringana R1 641 281, naswona xi khakhuleyitiwa hi ndlela leyi landzelaka:

- (a) tsengo wa masungulo wo ringana R182; na
- (b) A x R250

laha-

A = nhlayo ya vanhu va nkoka va vaphakeri va vukorhokeri bya swa timali leyi pfumeleriweke hi Murhijisitara loyi a faneleke ku katsa na nhlayo ya vayimeri lava thoriweke hi muphakeri wa vukorhokeri bya swa timali, vanhu va le hansi lava thoriweke tanihi vayimeri, ku sukela 31 Mhawuri hi lembe ra xibalo.

- (4) Andziso wa vaphakeri va vukorhokeri bya swa timali lava nyikiweke mpfumelelo lava endlaka xiphemu xa vandla ro fana ra nawu va hakela hi nhlanguano na ku tshembheka eka tihakelo ta vona ta xibalo xin'we tanihileswiswi vuriweke eka ndzimanatsongo nya (1), (2) kumbe (3), tanihileswi swi nga ta va xiswona. Hi xikongomelo xa hakelo yaleyo, vanhu va nkoka na vayimeri va vaphakeri valava va pfumeleriweke va vukorhokeri bya mali va voniwa ku va vanhu va nkoka na vayimeri va muphakeri wun'we la pfumeleriweke wa vukorhokeri bya swa timali.
- (5) Laha mpfumelelo wa muphakeri wa vukorhokeri bya swa timali wu yimisiwekehi 31 Mhawuri 2016, kambe Murhijisitara loyi a faneleke a yisa emahlweni ku yimisiwa endzhakunyana, muphakeri wa vukorhokeri bya swa timali loyi a pfumeleriweke u na mfanelo yo hakela xibalo lexi faneleke ku nga se hela masiku ya 30 ku sukela eka ku va ku yimisiwa swi yisiwile emahlweni, ku ya hi mitsengo ya mpimohenhla leyi lerisiweke eka ndzimanatsongo ya (1), (2) na (3). Xibalo xi fanele xi khakhuleyitiwa hi ku landza nhlanyonhlayo ya muphakeri wa vukorhokeri bya swa timali loyi a pfumeleriweke ku sukela eka siku ro yimisiwa ku va ri yisiwa emahlweni.
- (6) Loko xibalo lexi ku vuriwaka xona eka ndzimana leyi xo ka xi nga hakeriwi, layisense ya muphakeri wa vukorhokeri bya swa timali loyi a pfumeleriweke yi ta tshikiwa hi ku ya hi xiyenge xa 9 xa Nawu wa Vutsundzuxi bya swa Timali na Vukorhokeri bya Vuyima-Xikarhi.

19. Xibalo xo nyika mali eka Hofisi ya Mulavisisi wa Swivilelo swa Vaphakeri va Vukorhokeri bya swa Timali

- (1) Hi ku ya hi ndzimanatsongo ya (2), munhu loyi a nyikiweke mpfumelelo hi ku ya hi xiyenge xa 8 xa Nawu wa Vutsundzuxi bya swa Timali na Vukorhokeri bya Vuyima-Xikarhi tanihi muphakeri wa vukorhokeri bya swa timali u fanele hi kumbe ku nga se hundza 31 Nhlangua hi lembe ra xibalo a hakela xibalo, lexi nga eka mpimohenhla wo ringana R256 479, naswona xi khakhuleyitiwa hi ndlela leyi:

- (a) tsengo wa masungulo wo ringana R947; na
- (b) A x R360.

laha-

A = nhlayo ya vanhu va nkoka va vaphakeri va vukorhokeri bya swa timali leyi pfumeleriweke hi Murhijisitara loyi a faneleke ku katsa na nhlayo ya vayimeri lava thoriweke hi muphakeri wa vukorhokeri bya swa timali, vanhu va le hansi lava thoriweke tanihi vayimeri, ku sukela 31 Mhawuri hi lembe ra xibalo.

- (2) Vaphakeri va vukorhokeri bya swa timali vo hlayanyana lava endlaka xiphemu xa vandla ra nawu ro fana va hlangana na swona va tshembhekile eka ku hakela xibalo xin'we ku ya hi leswi vuriwaka eka ndzimanatsongo ya (1). Hi xikongomelo xa hakelo yaleyo, vanhu va nkoka na vayimeri va vaphakeri valava va pfumeleriweke va vukorhokeri bya mali va voniwa ku va vanhu va nkoka na vayimeri va muphakeri wun'we la pfumeleriweke wa vukorhokeri bya swa timali.
- (3) Loko xibelo lexi vuriwaka eka ndzimanatsongo ya (1) xo ka xi nga hakeriwi, layisense ya muphakeri wa vukorhokeri bya swa timali loyi a nyikiweke mpfumelelo yi nga tshikiwa hi ku ya hi xiyenge xa 9 xa Nawu wa Vutsundzuxi bya swa Timali na Vukorhokeri bya Vuyima-Xikarhi.

18. Xibalo eka vucincanisi

- (1) Xibalo, hi mayelana na Mpimo wa JSE, ncincaniso lowu nyikiweke layisense hi ku ya hi xiyenge xa 9 xa Nawu wa Timakete ta Mali, i tsengo wo ringana R15 000 000.
- (2) Xibalo xo ringana R500 000 hi mayelana na cincaniso wa tilayisense tintshwa, lexi hakeriwaka ku nga se hela 30 wa masiku wa xikombamixavo xa xibalo lexi tlakusiweke hi vucincaniso.
- (3) Xibalo lexi vuriwaka eka ndzimanatsongo ya (1) xi fanele xi hakeriwa ku nga se hundza ti 10 ta Khotavuxika hi lembe ra xibalo.

21. Xibalo xa minhlangoano ya swa timali leyi hlayisaka rifuwo ro fana na minkavelo

- (1) Xibalo, hi ku ya hi "Strate Limited", leyi nyikiweke layisense hi ku ya hi xiyenge xa 29 xa Nawu wa Timakete ta swa Timali, i tsengo wo ringana R3 600 000.
- (2) Xibalo xo ringana R500 000 hi mayelana na layisense yintshwa ya minhlangoano leyi khomaka minkavelo leyi hakeriwaka ku nga se hela 30 wa masiku wa mbuyelo wa xibalo lowu tlakusiweke hi vandla.
- (3) Xibalo lexi vuriwaka eka ndzimanatsongo ya (1) xi fanele xi hakeriwa ku nga se hundza ti 10 ta Khotavuxika hi lembe ra xibalo.

22. Xibalo xa timakete ta swa timali hi mayelana na ku biha ka xiyimo xa timakete

- (1) Xibalo xa tihakelo to tirha mitirho ya Huvo na Vulawuri bya ku Biha ka Xiyimo xa Makete hi ku ya hi Nawu wa Makete wa swa Timali, xi hakeriwa hi ndlela leyi landzelaka.
 - (a) R22 600 000 hi JSE Ltd;
 - (b) R100 000 hi mayelana na vucincanisi bya layisense yintshwa
- (2) Xibalo lexi vuriwaka eka ndzimanatsongo ya 1 (a) xi hakeriwa hi switolomende swa mune swa kotara yin'wana na yin'wana swa R5 650 000 xin'wana na xin'wana hi kumbe ku nga se fika 10 Khotavuxika, 30 Ndzati, 31 N'wendzambahala na 31 Nyenyankulu hi lembe ra xibalo.
- (3) Xibalo lexi vuriwaka eka ndzimanatsongo ya 1 (b) xi hakeriwa ku nga se hela 30 wa masiku hi siku ra xikombamixavo ya xibalo leyi tlakusiweke eka vucincanisi.
- (4) Hi ku engetela eka xibalo lexi vuriwaka eka ndzimanatsongo ya (1) (a) na 1 (b), tihakelo ta swa nawu leti kumiweke hi Huvo hi mayelana na ku teka goza ra nawu hi ku biha ka xiyimo xa makete ti hakeriwa kotara yin'wana na yin'wana hi tiariyasi hi vucincanisi lebyi nga fanela laha migingiriko ya ku biha ka xiyimo xa makete yi humeleleke kona.

23. Xibalo eka tiejensi ta mpimo wa xikweleti

- (1) Xibalo, hi mayelana na tiejensi ta mpimo wa xikweleti leti tsarisiweke hi ku ya hi xiyenge xa 5 xa Nawu wa Vukorhokeri bya Mpimo wa Xikweleti i tsengo wo ringana R910 000 naswona xi hakeriwa hi kumbe ku nga se fika 31 Mawuwani hi lembe ra xibalo.

- (2) Swibalo leswi saleke swi khakhuleyitiwa hi ndlela leyi:

Xibalo xa tihakelo to tirha mitirho ya Murhijisitara loyi a nga fanela hi ku ya hi Nawu wa Vukorhokeri bya Mimpimo ya Swikweleti i R910 000, leyi awiwaka ku ringana exikarhi ka tiejensi hinkwato to pima swikweleti leti tsarisiweke ku sukela 31 Dzivamisoko.

HI KU ANGARHELA

24. Mahakelelo ya swibalo

- (1) Swibalo na ntswalo(loko swi ri kona) leswi vuriwaka eka Xitiviso lexi swi hakeriwa hi vandla ra swa timali leri khumbhekaka eka Huvo hi cheke, xiyimela mali, xikutsulamali, kumbe vuhundziseri bya mali.
- (2) Ntswalo wu ta chajiwa eka tiakhawunti hinkwato leti nga hakeriwangiku eka mpimo wa ntsawalo wa le hansi.

25. Xikombelo xo lava ku ntshunxiwa

- (1) Xikombelo hi vandla ra swa timali xo lava ku nyikiwa mpfumelelo ehansi ka xiyenge xa 15A(4)(a) xa Nawu xo ntshunxiwa ku suka eka ku nyikiwa Xitiviso lexi xi fanele xi yisiwa hi ndlela yo tsariwa eka Muofisirinkulu, Huvo ya Vukorhokeri bya swa Timali, PO Box 35655, Menlo Park, 0102, hi siku leri nga n'hwetini yin'we ku nga se fika siku leri ku ntshunxiwa swi nga ta sungula hi rona.
- (2) Xikombelo xi fanele xi va na vuxokoxoko hi xitalo bya vandla ra swa timali, mpfumelelo wa munhu loyi a sayinaka xikombelo na siku leri xintshunxo xi sungulaka hi rona, loko xi nyikiwile, naswona xi fanele xi andlala swivangelo swa xikombelo.
- (3) Xikombelo xi fanele xi-
- (a) xi va na ntiyisiso hi vandla ra swa timali leri khumbhekaka ku nyika loko ri kuma, xikombelo xexo, Muofisirinkulu wa Huvo hi xihatla hi mahungu yo yisa emahlweni kumbe vuxokoxoko lebyi Huvo yi nga byi lavaka hi mayelana na vandla kumbe xikombelo lexi khumbhekaka; na
- (b) xi vana vuxokoxoko bya adirese leyi vandla yi nga ta amukela vukorhokeri bya Huvo hi xitiviso lexi hlamuseriweke eka xiyenge xa 15A(4)(b)(ii) xa Nawu.

- (4) Xitiviso lexi vuriwaka eka xiyenge xa 15A(4)(b)(ii) xa Nawu xi fanele xi nyikiwa hi Muofisirinkulu hi mpfumelelo wa Huvo hi poso hi adirese leyi nyikiweke hi vandla ra swa timali hi ku ya hi ndzimanatsongo ya (3) (b) eka xikombelo xa rona xo lava ku ntshunxiwa.

26. Tihakelo leti tiyisisiweke

Laha eka lembe ro karhi ra xibalo, huvo leyi tekiwaka hi Huvo yi ri muyimeri wa swiyenge swa mavandla ya swa timali hi xitalo, yi tinyiketela ku endla tihakelo to tiyisisa ta swibalo hi ku yimela xiyenge xexo hi ku ya hi ntwanano lowu hetisisiweke exikarhi ka swiyenge sweswoswa mavandla ya swa timali na huvo, Huvo yi ta amukela nyiko yaleyo, loko hakelo yi endliwile hi ku ya hi leswi phakeriwaka hi Xitiviso: Ntsena loko hakelo yaleyo yo tiyisisa yi nga endliwanga hi masiku lama faneleke ya tihakelo, vandla rihi na rihi ra swa mali leri khumbhekaka ri ta va na vutihlamuleri bya tihakelo ta munhu leti hakeriwaka hi rona, na ntswalo (loko wu ri kona) eka tsengo walowo lowu khakhuleyitiweke hi ku ya hi ndzimana ya 24(2).

27. Ku sula switiviso na ku hlayisa

- (1) Hi ku ya hi ndzimanatsongo ya (2), Xitiviso xa Huvo xa 40032 xa 1 Khotavuxika Mudyaxihi 2016 xi suriwile.
- (2) Loko hi siku ra ku sungula ku tirha ka Xitiviso lexi vandla ra swa timali ri nga se hakelo xibalo hi xitalo na ntswalo wa kona, tanihi leswi swi boheleriweke ku ya hi leswi phakeriwaka hi xitiviso leswi vuriweke eka ndzimanatsongo ya (1), mphakelo wihi na wihi, xikan'we na mphakelo wun'wana na wun'wana wa xitiviso xexo lexi fambelanaka na mphakelo lowu vuriweke ekusunguleni, xi voniwa hijku ya hi vandla leri khumbhekaka na tsengo lowu saleke wu nga herisiwi hi ndzimanatsongo ya (1) ku kondza xikweleti xexo xi hakeriwa hi xitalo.

28. Nkomiso na masungulo

Xitiviso lexi xi vuriwa Xitiviso xa Swibalo swa Mavandla ya swa Timali, 2017, naswona xi ta sungula ku tirha hi siku leri xi nga ta hangalasiwa eka Gazete ya Mfumo.

NOTICE 501 OF 2017**IBHODI LEZINSIZO ZEZIMALI****UMTHETHO WEBHODI LEZINSIZO ZEZIMALI, 1990****AMALEVI WEZIKHUNGO ZEZIMALI**

IBhodi Lezinsizo Zezimali okukhulunywa ngalo esigabeni 2 soMthetho weBhodi Lezinsizo Zezimali 1990 (uMthetho 97 we 1990), ngaphansi kwesigaba 15a soMthetho ophoqa ukufakwa kwamalevi abekiwe kwisheduli yezikhungo zezimali.

Ngokomyalo weBhodi Lezinsizo Zezimali

A M Sithole

Usihlalo: IBhodi Lezinsizo Zezimali

ISHEDULI**1. Izincazelo**

KuleSaziso, noma yiliphi igama noma isisho esinikezwe sihabisana nencazelo enikelwe yona, ngaphandle kokuba ingqikithi isho okwehlukile-

“IBhodi” kushiwo iBhodi Lezinsizo Zezimali okukhulunywa ngayo kuloMthetho;

“UMthetho weSikimu Setshalomali Ngokubambisana Ngolawulo” uchaza wona uMthetho weSikimu Setshalomali Ngokubambisana Ngolawulo (uMthetho 45 we 2002);

“Isikhwama somhlalphansi esibandakanya amabhizinisi ahlukahlukene” (i-Commercial umbrella fund) sichaza isikhwama ngokuchaziwe kwisigaba 1(1) soMthetho weZikhwama Zempesheni, 1956 (uMthetho. 24 we 1956) osungulwe ukuze kuzuze abasebenzi abangaphansi kwabaqashi abahlukahlukene abangaphumi kwinkampani eyodwa;

“uMthetho wamaSevisi wokuLinganisa Izikweletu” uchaza uMthetho wamaSevisi wokuLinganisa Izikweletu, 2012 (uMthetho 24 we 2012);

“uMthetho Wezeluleko Ngezimali Nemisebenzi yokuXhumanisa” uchaza uMthetho Wezeluleko Ngezimali Nemisebenzi yokuXhumanisa, 2002 (uMthetho. 37 we 2002);

“uMthetho weMakethe yeZimali” uchaza uMthetho weMakethe yeZimali, 2012 (uMthetho. 19 we 2012);

“uMthetho wamaSevisi wezezimali” uchaza uMthetho, kanye neminye iMithetho okukhulunywa ngayo kusigaba (a) yezincazelo ze “sikhungo zezimali” kusigaba 1 soMthetho; **“uMthetho wamaSosayathi wobudlelwane”** uchaza wona uMthetho wamasosayathi wobudlelwane, 1956 (uMthetho. 25 we 1956)

“uMthetho weNtela Yemali Engenayo” uchaza wona uMthetho weNtela Yemali Engenayo, 1962 (uMthetho. 58 we 1962);

“unyaka welevi” uchaza inkathi eqala mhla woku-1 kuMbasa 2017 ukuya ku31 Mashi 2018 futhi, kuncike kwiSaziso kanye nanoma yikuphi okunye ukuchibiyela noma ukuhoxiswa kwawo, okufana nokuhambelana kwenkathi ehambisana neminyaka elandelanayo, maqondana nokuphoqeleta amalevi;

“uMthetho woMshwalense wesikhathi eside” uchaza wona uMthetho woMshwalense wesikhathi eside, 1998, (uMthetho. 52 we 1998);

“uMthetho weZikhwama Zempesheni” uchaza wona uMthetho weZikhwama Zempesheni, 1956 (uMthetho. 24 we 1956);

“Isikhwama Sokulondoloza Impesheni” sichaza sona Isikhwama Sokulondoloza Impesheni njengoba kuchaziwe kwisigaba 1(1) soMthetho weziKhwama zeMpesheni, 1956 (uMthetho. 24 we 1956);

“Isikhwama Sokulondoloza Iprovidenti” sichaza Isikhwama Sokulondoloza Iprovidenti njengoba kuchaziwe kwisigaba 1(1) soMthetho weziKhwama zeMpesheni, 1956 (uMthetho. 24 we 1956);

“uMbhalisi ofanele” kuchaza yena uMbhalisi okukhulunywa ngaye kumthetho wamasevisi wezimali othintekayo;

“Isikhwama Somhlalaphansi se-Anawithi” sichaza sona Isikhwama Somhlalaphansi se-Anawithi njengoba kuchaziwe kwisigaba 1(1) soMthetho weziKhwama zeMpesheni, 1956 (uMthetho. 24 we 1956);

“SAM” ichaza Uhlelo lokukhona Ukukhokhela Izikweletu zeNkampani kanye Nokuphatha

“uMthetho wesikhathi esifushane” uchaza wona uMthetho wesikhathi esifushane, 1998, (uMthetho. 53 we 1998);

“IoMthetho” uchaza uMthetho weBhodi Lezinsizo Zezimali, 1990 (uMthetho. 97 we 1990).

2. Ukuphoqelelwa kwamalevi

Ilevi okubhekiswe kuyo esigabeni saleSaziso iphoqeleta izikhungo zezimali okukhulunywa ngazo esigabeni futhi imaqondana nonyaka ngqo welevi.

3. iLevi lezikhwama zempesheni

(1) (a) Ilevi, maqondana nesikhwama sempesheni esibhalisiwe noma esibhaliswe okwesikhashana mayelana noMthetho WeziKhwama zeMpesheni, kodwa kungafaki isikhwama somhlalaphansi se-anuwithi, isikhwama sokulondoloza impesheni, isikhwama sokulondoloza iprovidenti kanye nesikhwama somhlalaphansi esibandakanya amabhizinisi ahlukahlukene isamba esiyi- R1 138, uhlanganise nesamba esengeziwe esiyi- R13,46 ilungu ngalinye laso isikhwama futhi, kanjalo nanoma ubani omunye umuntu othola izinkokhelo ezivamile ngesikhathi esithile kusona lesi sikhwama (ngaphandle kwanoma yiliphi ilunga noma umuntu onjalo, onezinzuzo ezingazange zicelewe ukuba zikhokhelwe kulezimali noma engumhlomuli wesikhwama sezinzuzo), noma R2 607 564, nanoma isiphi isamba esingaphansi.

(b) Ilevi, maqondana nesikhwama somhlalaphansi esibandakanya amabhizinisi ahlukahlukene, isikhwama sokulondoloza impesheni kanye nesikhwama sokulondoloza iprovidenti ebhalisiwe noma ebhaliswe okwesikhashana ngokoMthetho Wezikhwama Zempesheni kuyimali ebiza R1 138, kanye nesamba esengeziwe esibiza R13,46 ilungu elilodwa futhi maqondana nomuntu othola inkokhelo njalo ngenkathi ethile kuso isikhwama (ngaphandle kwelunga noma umuntu, ongakaze afake isicelo senzuzo kwisikhwama noma umhlomuli esikhwameni sabahlomulayo),

(2) (a) Isibalo selevi okubhekiswe kuso kwisigatshana (1) sisekelwe phezu kwenani lamalungu kanye nabanye abantu njengoba kuveziwe embikweni wezibalo zakamuva ezinikezwe nguMbhalisi ofanele ngokwanoma yimuphi umthetho kusuka kumhla- 30 Juni ngawo unyaka welevi.

(b) Uma ukudluliswa kwamalungu kusengaphakathi kwenqubo futhi kusengaka pheli ngomhla- 30 Juni ngawo unyaka welevi, umendluliseli wesikhwama kumele akhokhe ilevi emaqondana namalungu azodluliselwa.

(c) Lapho ukuqokwa komuntu ovala isikhwama kuvunyiwe noma lapho isikhwama sixolelwe ukuba singakhokhi ngokwesigaba 28 soMthetho Wezikhwama

Zempesheni, nguMbhali emva komhla- 30 Juni ngawo unyaka welevi, ilevi yesikhwama ikhokhelwa ngokugcwele ngawo unyaka welevi.

(3) Amalevi okubhekiswe kuwo kwisigatshana (1) kumele akhokhwe kungakadluli umhla- 31 Agasti kuwo unyaka welevi.

4 Ilevi Yabalawuli

(1) Ilevi, maqondana nomlawuli ovunywe ngokwesigaba se- 13B soMthetho Wezikhwama Zempesheni, imali engango- R7,264.44, uhlanganisa isamba esengeziwe sama- R566.31 sesikhwama sempesheni ngasinye okubhekiswe kuso esigabeni 3(1), ngaphansi kokuphathwa umlawuli kanye nemali engama R0,69 ilungu elilodwa kanjalo nanoma ubani omunye umuntu othola izinkokhelo ezivamile ngesikhathi esithile kusona lesi sikhwama ngaphandle kwanoma yiliphi ilunga noma umuntu, owahlala engafakanga isicelo ngenzuzo yakhe noma engumhlomuli wesikhwama sezinzuzo.

(2) (a) Isibalo selevi okubhekiswe kuso kwisigatshana (1) sisekelwe phezu kwenani lamalungu kanye nabanye abantu njengoba kuveziwe embikweni wezibalo zakamuva enikezwe nguMbhali ofanele ngokwanoma yimuphi umthetho kusuka kumhlaka 30 Juni ngawo unyaka welevi.

(b) Uma ukudluliswa kwamalungu kungaphakathi kwenqubo futhi kusekangakaphothulwa ngomhla- 30 Juni ngawo unyaka welevi, umendluliseli wesikhwama kumele akhokhe ilevi emaqondana namalungu azodluliselwa.

(c) Lapho ukuqokwa komuntu ovala isikhwama kuvunyiwe noma lapho isikhwama sikhululwe ukungakhokhi ngokwesigaba 28 soMthetho Wezikhwama Zempesheni, nguMbhali emva komhlaka 30 Juni ngonyaka welevi, ilevi yesikhwama ikhokhelwa ngokugcwele ngawo unyaka welevi.

(3) Amalevi okubhekiswe kuwo kwisigatshana (1) kumele akhokhwe kungakadluli umhla- 31 Agasti kuwo unyaka welevi.

5 Ilevi yeZikhwama zomhlalaphansi ze-anuwithi

(1) (a) Ilevi, maqondana nesiKhwama soMhlalaphansi se-anawithi okubhekiswe kuso esigabeni 3(1), isamba esiyi- R 1 138. Uhlanganise nemali engeziwe efika ku 0,0097% wenani lamafa wesikhwama.

- (b) Lapho ukuqokwa komuntu ovala isikhwama kuvunyiwe nguMbhalisi emva komhlaka 30 Juni ngawo unyaka welevi, ilevi yesikhwama ikhokhelwa ngokugcwele ngawo unyaka welevi.
- (2) (a) Inani lamafa wesikhwama somhlalaphansi se-anawithi kuyinani walawo mafa wesikhwama anqunywe ngesikhathi alinganiswa ngumshwalense ngenhloso yokunquma izikweletu zayo ezingakafakwa kundima 10(2)(b), kusukela kwincazelo ye "zikweletu", kanye nanoma amaphi amanye amafa aphethwe yisikhwama ukuze ikwazi ukuhlangabezana nezibopho zayo mayelana namalungu ayo.
- (b) Isibalo selevi okubhekiswe kuso kwisigatshana (1) sisekelwe phezu kwenani lamalungu kanye nabanye abantu njengoba kuveziwe embikweni wezibalo zakamuva enikezwe nguMbhalisi ofanele ngokwanoma yimuphi umthetho kusuka kumhlaka 30 Juni ngawo unyaka welevi.
- (c) Uma ukudluliswa kwamalungu kungaphakathi kwenqubo futhi kusekangakaphothulwa ngomhla- 30 Juni ngawo unyaka welevi, umendluliseli wesikhwama kumele akhokhe ilevi emaqondana namalungu azodluliselwa.
- (3) Isibalo senani lamafa se-anawithi yesikhwama somhlalaphansi kumele sibandakanye, uma ikhona, inani lenkontileka, lapho umnikezeli womshwalense wesikhathi eside, njengomvuzo wokukhokhela iphrimiyamu, ithembisa ukunikeza amapholisi ngezinzuzo ngenjongo yokunikeza imali ngokugcwele noma ingxenye yesibophezelo sesikhwama se-anawithi yomhlalaphansi ukuhlinzeka ngezinzuzo kumalungu mayelana nemithetho yayo.
- (4) Ilevi okubhekiswe kuyo kwisigatshana (1) ekhokhelwa yisikhwama se-anawithi somhlalaphansi kufanele ikhokhwe ngampahabi komhla ka 31 Agasti ngawo unyaka welevi.

6 Ilevi kaMahluleli wesiKhwama seMpesheni

- (1) Ilevi kaMahluleli wesiKhwama seMpesheni, maqondana nesikhwama sempesheni esibhalisiwe noma esibhaliswe okwesikhashana mayelana noMthetho WeziKhwama zeMpesheni, kuhlangelele nesikhwama sokulondoloza impesheni noma isikhwama sokulondoloza i-providenti kanye futhi nesikhwama somhlalaphansi se-anawithi njengoba kuchaziwe esigabeni 1 soMthetho weNtela yeMali engenayo, kodwa kungafaki

njengoba kuchaziwe esigabeni 1 soMthetho weNtela yeMali engenayo, kuyimali engama R5.51 ilungu elilodwa laso isikhwama futhi, kanjalo nanoma ubani omunye umuntu othola izinkokhelo ezivamile ngesikhathi esithile kusona lesi sikhwama, kodwa ngaphandle kwanoma yiliphi ilunga noma umuntu, owahlala engafakanga isicelo ngenzuzo yakhe noma engumhlomuli wesikhwama sezinzuzo.

- (2) (a) Uma ukudluliswa kwamalungu kungaphakathi kwenqubo futhi kusekangakaphothulwa ngomhlaka- 30 Juni ngawo unyaka welevi, umendluliseli wesikhwama kumele akhokhe ilevi emaqondana namalungu azodluliselwa.
- (b) Laphe ukuqokwa komuntu ovala isikhwama kuvunyiwe noma laphe isikhwama sikhululwe ukungakhokhi ngokwesigaba 28 soMthetho Wesikhwama Zempesheni, nguMbhalisi emva komhlaka- 30 Juni ngawo unyaka welevi, ilevi yesikhwama ikhokhelwa ngokugcwele ngawo unyaka welevi.
- (3) Ilevi okubhekiswe kuyo kwisigatshana (1) ikhokhwa nelevi okukhulunywa ngayo kusigaba 3 futhi ikhokhelwa ngosuku olubekiwe kusigaba 3(3).

7 Ilevi yamasosayathi wobudlelwane

Kusukela mhla lu- 1 kuMbasa 2006, noma iyiphi isosayathi yobudlelwane ebhalisiwe noma ebhalisiwe okwesikhashana ngokwemigomo yesigaba sesi- 3(2)(a) soMthetho wamaSosayathi Wobudlelwane, sixolelwe ukuba singakhokheli amalevi.

8 Ilevi yomshwalense wesikhathi esifushane kanye nabanikezeli bomshwalense ebengamele umshwalense ka-Lloyds

- (1) (a) Ilevi, maqondana nomnikezeli womshwalense obhaliswe ngokoMthetho womshwalense weSikhathi esifushane ukuze aqhubekisele phambili ibhizinisi lomshwalense wesikhathi esifushane, usekelwa isilinganiso semali engenayo ngokwendlulele eyenziwe umnikezeli womshwalense ngama phrimiyamu (gross premium income), okubala nanoma yiziphi izaphulelo, ngokuphela konyaka wezimali kamnikezeli womshwalense ephakathi nenkathi esukela 1 Julayi kuya ku 31 Mashi ngawo unyaka welevi noma ophela phakathi nenkathi esukela 1 Ephreli kuya kuJuni 30 ngonyaka olandelayo welevi, kushintshwe ngemuva kokuphela konyaka wezimali ngokuhambisana nocwaningo lwamabhuku

- olwenziwe lemali engeyayo eyenziwe wumnikezeli womshwalense, okufaka phakathi nanoma yiziphi izaphulelo.
- (b) Akukhathalekile ubude benkathi kamnikezeli womshwalense ngezezimali, ilevi kuyinani elilingana nama 0,17862% wezigidi ezingamakhulu ayisithupha zamarandi (R60 million) zemali engenayo ngokwendlulele eyenziwe ngumshwalense ngamaphrimiyamu, okubala nanoma yiziphi izaphulelo, hlanganise nama 0,04123 % emva kwalokho, noma R23 596, nanoma isiphi isamba esikukhulu.
- (c) Isilinganiso esisetshenziswako ekupheleni kwenkathi yezimali zikamnikezeli womshwalense sizosebenza ngaso sonke isikhathi kuze kufike usuku lomkhawulo.
- (2) (a) ilevi, maqondana nomuntu oqokwe ngokwemigomo yesigaba sama- 57(1) soMthetho womshwalense weSikhathi esifushane, incike kwisilinganiso semali engeneyayo ngokwendlulele eyenziwe umnikezeli womshwalense ngama phrimiyamu ngonyaka ophela mhla zingama-31 kuDisemba ngonyaka welevi, kodwa ilungiswe minyaka yonke ngemva zingama-31 kuDisemba ngokuhambisana nembali engeneyayo ngokwendlulele eyenziwe wumnikezeli womshwalense ngama phrimiyamu, eyamukelwa egameni likamnikezeli womshwalense i-Lloyds kuleli lizwe ngonyaka odlule wekhalenda njengoba kushicilelwe kuMbiko Wonyaka woMbhalisi womshwalense weSikhathi esifushane.
- (b) Ilevi kuyinani elilingana ngama 0,17862% wezigidi ezingama- R60 wemali engenayo ngokwendlulele eyenziwe ngumshwalense ngamaphrimiyamu, okubala nanoma yiziphi izaphulelo, hlanganise nama 0,04123% emva kwalokho, noma R23 596, nanoma yisiphi isamba esikukhulu.
- (3) Umnikezeli womshwalense wesikhathi esifushane obhalisiwe noma ekuthathwa ngokuthi ubhaliswe ngokoMthetho woMshwalense wesikhathi esifushane, nganoma yiluphi usuku lonyaka welevi, kumele akhokhe amalevi okukhulunywa ngawo kwisigatshana (1) ngokuhambisana nesigatshana (4)(3).
- (4) (a) Ilevi ngokuya kwesilinganiso semali enganayo yephrimuyamu kumele ikhokhwe ngezitolimende ezimbili ngaphambi noma ngomhla- 31 kuJulayi futhi zingama-30 kuNovemba ngonyaka welevi.
- (b) Lolu shintsho okukhulunywa ngalo kusigatshana (1) kumele kuhlanganiswe nenkokhelo yokuqala noma yesibili emva kokuphela konyaka wezimali kamnikezeli womshwalense.

- (c) Odabeni luka Lloyds ukulungiswa okukhulunywa ngako kwisigatshana (2) kumele kuhlenganiswe nenkokhelo kaNovemba.

9 Ilevi ekhethekile ye-SAM yabanikezeli bomshwalense wesikhathi esifushane e-Lloyd's

- (1) (a) Ilevi ekhethekile ye-SAM, maqondana nenkamani yomshwalense ebhaliswe ngokoMthetho weSikhathi esifushane, incike kwisilinganiso semaili engeneyayo ngokwendlulele eyenziwe umnikezeli womshwalense ngama phrimiyamu okubala nanoma yiziphi izaphulelo, ngokuphela konyaka wezimali kamnikezeli womshwalense ophakathi nenkathi esukela 1 Julayi kuya ku 31 Mashu ngawo unyaka welevi noma ophela phakathi nenkathi esukela 1 Ephreli kuya kuJuni 30 ngonyaka olandelayo welevi, kushintshwe ngemuva kokuphela konyaka wezimali ngokuhambisana nochwano lwaMabhuku olwenziwe lemali engeneyayo eyenziwe umnikezeli womshwalense, okufaka phakathi nanoma yiziphi izaphulelo.
- (b) Kungakhathalekile ubude bezimali zikamnikezeli womshwalense, ilevi ekhethekile ye-SAM kuyinani elilingana nama 0,00667% wemali engeneyayo ngokwendlulele eyenziwe ngumshwalense ngamaphrimiyamu, okubala nanoma yiziphi izaphulelo.
- (c) Isilinganiso esisetshenziswako ekupheleni kwenkathi yezimali kamnikezeli womshwalense sizosebenza ngaso sonke isikhathi kuze kufike usuku lomkhawulo.
- (2) (a) Ilevi ekhethekile ye-SAM, mayelana nomuntu oqokwe ngokwemigomo yesigaba sama- 57(1) soMthetho womshwalense weSikhathi esifushane, incike kwisilinganiso semaili engeneyayo ngokwendlulele eyenziwe ngumnikezeli womshwalense ngama phrimiyamu ngonyaka ophela mhla zingama-31 kuDisemba ngonyaka welevi, kodwa ilungiswe minyaka yonke ngemva zingama-31 kuDisemba ngokuhambisana nemaili engeneyayo ngokwendlulele eyenziwe ngumnikezeli womshwalense ngama phrimiyamu, eyamukelwa egameni lomnikezeli womshwalense i-Lloyds kuleli lizwe ngonyaka odlule wekhalenda njengoba kushicilelwe kuMbiko Wonyaka woMbhalisi womshwalense weSikhathi esifushane.
- (b) Ilevi ekhethekile ye-SAM kuyinani elilingana nama 0,00667% wemali engeneyayo ngokwendlulele eyenziwe ngumshwalense ngamaphrimiyamu.

- (3) Umnikezeli womshwalense wesikhathi esifushane obhalisiwe noma okuthathwa ngokuthi ubhaliswe ngokoMthetho woMshwalense wesikhathi esifushane, nganoma yiluphi usuku lonyaka welevi, kumele akhokhe ilevi elikhethekile ye-SAM okukhulunywa ngayo kwisigatshana (1) ngokuhambisana nesigatshana (4)(3).
- (4) (a) Ilevi ekhethekile ye-SAM ngokuya kwesilinganiso semali enganayo yephrimuyamu kumele ikhokhwe ngezitolimende ezimbili ngaphambi noma ngomhla- 31 kuJulayi futhi zingama-30 kuNovemba ngonyaka welevi.
- (b) Lolu shintsho okukhulunywa ngalo kusigatshana (1) kumele kuhlenganiswe nenkokhelo yokuqala noma yesibili emva kokuphela konyaka wezimali kamnikezeli womshwalense.
- (c) Odabeni luka Lloyds ukulungiswa okukhulunywa ngako kwisigatshana (2) kumele kuhlenganiswe nenkokhelo kaNovemba.

10. Ilevi yabanikezeli bomshwalense wesikhathi eside

- (1) Ilevi, maqondana nomnikezeli womshwalense wesikhathi eside obhalisiwe noma okuthathwa ngokuthi ubhaliswe ngokoMthetho WoMshwalense weSikhathi eside, futhi ogunyazwe ukuba –
- (a) angene kwipholisi yokukhubazeka eyodwa noma engaphezu kweyodwa, ipholisi yesikhwama, ipholisi yezempilo, noma ipholisi ebizwa ngokuthi i-sinking fund policy, ipholisi yinye noma amaningi ukwendlulela kanye namapholisi wosizo, kuba imali engama- R112 360, uhlanganise nama-0,00837% wezikweletu ngaphansi kwepholisi yomshwalense wesikhathi eside osengakavuthwa; noma
- (b) angene kwipholisi yosizo kuphela, kuyisamba sezi- R11 236, uhlanganise nama- 0,00837 % wezikweletu ezingaphansi kwepholisi yomshwalense wesikhathi eside osengakavuthwa.
- (2) Inkulumbo ethi "izikweletu ezingaphansi kwamapholisi womshwalense wesikhathi eside asengakavuthwa" kwisigatshana (1)(a) kanye (b) –
- (a) ichaza izikweletu njengoba kunqunywe ekupheleni konyaka wezimali kamnikezeli womshwalense wesikhathi eside okuwunyaka wekhalenda ondulela unyaka welevi, kanti nokubaluleka kwazo zonke izikweletu ezendlulele ezinjalo kuyizikweletu ezingaphansi kwamapholisi angakavuthwa avezwe ngokumelene naleli phuzu "Gross policy liabilities" kwikholomu 7 yesitatimende C9 se- LT2016 (Annual Statutory Return for 2016 prescribed in Insurance (LT) Isaziso 4 sango 2016 ngomhlaka- 19 Meyi 2016) sitholakala kuwebhusayithi yeBhodi, noma kuchaza

ukuthi, uma umnikezeli womshwalense wesikhathi eside kade engenawo unyaka wezezimali ophela ngesikhathi sekhalenda wonyaka ondulele unyaka welevi, izikweletu zonke ezendlulele njengoba kuveziwe ekupheleni konyaka wezimali zikamnikezeli womshwalense wesikhathi eside ophele ngonyaka wekhalenda ondulele unyaka welevi endlule;

(b) ayifaki izikweletu ezingaphansi kwenkontileka, mayelana nalapho umnikezeli womshwalense wesikhathi eside, emuva kokuthola imvuzo ngokukhokhwa kwephrimuyamu, uzibopha ngokunikeza izinzuzo zepholisi ngenhloso yokusekela ngezimali ngokugcwele noma ngengxenye yesikweletu esibhekene nesosayathi yobudlelwane, njengoba kuchaziwe esigabeni soku- 1 soMthetho wamaSosayathi Wobudlelwane, noma inhlango yesikhwama sempesheni, njengoba kuchaziwe esigabeni 1 soMthetho Wezikhwama Zempesheni, ukunikeza izinzuzo kumalunga ayo ngokulandela imithetho yayo: Kuncike ekutheni izikweletu ezinjalo azifaki phakathi izikweletu ezingaphansi kwenkontileka ephathelene nelungu lesosayathi yobudlelwane kuphela noma inhlango yesikhwama sempesheni, noma umfelokazi kanye, nezingane, abondliwa noma abaqokiwe besosayathi yobudlelwane noma inhlango yesikhwama sempesheni.

(3) Umnikezeli womshwalense wesikhathi eside obhalisiwe noma okuthathwa ngokuthi ubhaliswe ngokoMthetho woMshwalense weSikhathi eside –

(a) mhla lu-1 Ephreli ngonyaka welevi, kumele akhokhe amalevi ngokugcwele okubhekiswe kuwo kwizigatshana (1)(a) kanye (b) ngokuhambisana nesigatshana (4); noma

(b) emva komhla lu-1 Ephreli, kodwa hhayi emva kuka 1 Okthoba ngonyaka welevi, kumele akhokhe ingxenye yawo amalevi okukhulunywa ngawo kwizigatshana (1)(a) kanye (b) ngesilinganiso esisodwa njengenkokhelo, ngaphambi noma ngomhla- 30 Novemba ngonyaka welevi.

(4) Amalevi okubhekiswe kuwo kwizigatshana (3)(a) kumele akhokhwe ngezitolimende ezimbili, okuyilezi–

(a) Ama- 50 % wamalevi noma uma imali ngqo ayitholakali, isilinganiso esifanele sayo ilevi enjalo ngokuya ngesilinganiso esifanele senani lezikweletu okukhulunywa ngazo kwizigatshana (2), ngaphambi noma ngomhla- 31 Julayi ngonyaka welevi; kanye

(b) nengxenywe esele yelevi ngaphambi noma ngomhla- 30 Novemba ngonyaka welevi.

(c) Uma inkokhelo yayisekelwe yisilinganiso okukhulunywa ngaso kwisigatshana (4)(a), ushintsho ngokuhambisana nenani langempela lezikweletu okukhulunywa ngazo kwisigatshana (2) kumele lihlenganiswe nenkokhelo yelevi elandela emuva kokuba inani langempela selitholakele futhi linikezwe iBhodi.

11. Ilevi ekhethekile ye-SAM kamnikezeli womshwalense wesikhathi eside

(1) Ilevi ekhethekile ye-SAM, maqondana nomnikezeli womshwalense wesikhathi eside obhalisiwe noma okuthathwa ngokuthi ubhaliswe ngokoMthetho Womshwalese weSikhathi eside, futhi ogunyazwe ukuba angene kwipholisi eyodwa noma engaphezu kweyodwa, ipholisi yokwelekelela, ipholisi yokukhubazeka, ipholisi yesikhwama, ipholisi yezempilo, noma ipholisi ebizwa ngokuthi i-sinking fund policy, ama- 0,00133% wezikweletu angaphansi kwepholisi yomshwalense wesikhathi eside osengakavuthwa wamapholisi womshwalense wesikhathi eside.

(2) "izikweletu ezingaphansi kwamapholisi womshwalense wesikhathi eside asengakavuthwa" kwisigatshana (1) –

(a) ichaza izikweletu njengoba kunqunywe ekupheleni konyaka wezimali kamnikezeli womshwalense wesikhathi eside okuwunyaka wekhalenda ondulela unyaka welevi, kanti nokubaluleka kwazo zonke izikweletu ezendlulele ezinjalo -

(i) kuyizikweletu ezingaphansi kwamapholisi angakavuthwa avezwe ngokumelene naleli phuzu "Gross policy liabilities" kwikholomu 7 yesitatimende C9 se- LT2016 (Annual Statutory Return for 2016 prescribed in Insurance (LT) Isaziso 4 sango 2016 ngomhlaka- 19 Meyi 2016) atholakala kuwebhusayithi yeBhodi,

(ii) uma umnikezeli womshwalense wesikhathi eside abengenawo unyaka wezezimali ophela ngesikhathi sekhalenda sonyaka ondulele unyaka welevi, izikweletu zonke ezendlulele njengoba kuveziwe ekupheleni konyaka wezimali kamnikezeli womshwalense wesikhathi eside ophele ngonyaka wekhalenda ondulela unyaka welevi endlule;

- (b) ayifaki izikweletu ezingaphansi kwenkontileka, mayelana nalapho umnikezeli womshwalense wesikhathi eside, emva kokuthola imvuzo ngokukhokhwa kwephrimuyamu, uzibopha ngokunikeza izinzuzo zephholisi ngenhloso yokusekela ngezimali ngokugcwele noma ngengxenye yesikweletu esibhekene nesosayathi yobudlelwane, njengoba kuchaziwe esigabeni soku- 1 soMthetho wamaSosayathi Wobudlelwane, noma inhlango yesikhwama sempesheni, njengoba kuchaziwe esigabeni soku 1 soMthetho Wezikhwama Zempesheni, ukunikeza izinzuzo kumalunga ayo ngokulandela imithetho yayo: Kuncike ekutheni izikweletu ezinjalo kazifaki phakathi izikweletu ezingaphansi kwenkontileka ephathelene nelungu kuphela lesosayathi yobudlelwane noma inhlango yesikhwama sempesheni, noma umfelokazi kanye, nezingane, abondliwa noma abaqokiwe besosayathi yobudlelwane noma inhlango yesikhwama sempesheni.
- (3) Umnikezeli womshwalense wesikhathi eside obhalisiwe noma okuthathwa ngokuthi ubhaliswe ngokoMthetho woMshwalense weSikhathi eside –
- (a) mhla lu-1 Ephreli ngonyaka welevi, kumele akhokhe ngokugcwele amalevi akhethekile we-SAM okubhekiswe kuwo kwisigatshana (1) ngokuhambisana nesigatshana (4); noma
- (b) emva komhla lu-1 Ephreli, kodwa hhayi emva lu-1 Okthoba ngonyaka welevi, kumele akhokhe ingxenye yawo amalevi akhethekile we-SAM okukhulunywa ngawo kwisigatshana (1) ngesilinganiso esisodwa njengenkokhelo, ngaphambi noma ngomhla- 30 Novemba ngonyaka welevi.
- (4) Amalevi akhethekile we-SAM okukhulunywa ngawo kwisigatshana (3)(a) kumele akhokhwe ngezitolimende ezimbili, okuyilezi –
- (a) Ama- 50 % wamalevi noma uma imali ngqo ayitholakali, isilinganiso esifanele sayo ilevi enjalo ngokuya ngesilinganiso esifanele senani lezikweletu okukhulunywe ngazo kwisigatshana (2), ngaphambi noma ngomhla- 31 Julayi ngonyaka welevi; kanye
- (b) nengxenye esele yelevi ngaphambi noma ngomhla- 30 Novemba ngonyaka welevi.

- (c) Uma inkokhelo yayisekelwe yisilinganiso okukhulunywa ngaso kwisigatshana (4)(a), ushintsho ngokuhambisana nenani langempela lezikweletu okukhulunywa ngazo kwisigatshana (2) kumele ihlanganiswe nenkokhelo yelevi elandelayo ngemva kokuba inani langempela selitholakele futhi linikezwe yiBhodi.

12. Ilevi yabaxhumanisi

- (1) Ilevi, maqondana ne-ejenti, ophakathi nendawo ekuthengiselaneni noma omunye umuntu okukhulunywa ngaye esigabeni 45 soMthetho woMshwalense Wesikhathi eside, inani elilingana nama 0,01939900% wemali endlulele yonke yamaphrimuyamu njengesibiko sika mloli-mabhuku noma umphathi mabhuku, ngokuya kwesimo, ngokomthethonqubo 4.4 oshwoyo ngaphansi koMthetho, futhi owamukelwa yi-ejenti, ophakathi nendawo ekuthengiselaneni noma omunye umuntu, ngesikhathi sangamuva sonyaka wezimali egameni labanikezeli bomshwalense ababhalisiwe, kanye nabengamele umshwalense e-Lloyds, noma R143 yesamba esikhulu kunesinye.
- (2) Ilevi okubhekiswe kuyo kwisigatshana (1) ekhokhelwa kufanele ikhokhwe ngampahabi komhla ka 31 Okthoba ngawo unyaka welevi futhi kumele yesekelwe imali yonke yamaphrimuyamu ngomhla- 31 Agasti njalo ngonyaka welevi njengoba kuhlinzekiwe yiNhlangotho yoMshwalense yaseNingizimu Afrika, kuncike kwisibalo esiphezulu semali yonke yephrimuyamu okuyizi- R196 541 059, elingana nelevi engaphezu kwezi- R38 127.

13. Ilevi yezikimu zotshalomali ngokubambisana kwizibambiso

- (1) (a) Ilevi, maqondana nezikimu zotshalomali ngokubambisana kwizibambiso okukhulunywa ngayo Kwingxenye IV yoMthetho weSikimu Setshalomali Ngokubambisana Ngolawulo, kuyisamba esiyizi- R15 088 285, kuzo zonke izikimu eziphethwe umphathi obhalisiwe ngokwemigomo yesigaba sama- 42 soMthetho oshiwo nganoma yisiphi isikhathi phakathi konyaka welevi.
- (b) Imali ingakhokhwa ngezitolimende ezine njalo ngekota ngaphambi noma ngomhla- 25 Juni, 30 Septemba, 31 Disemba ukuya ku-31 ngoMashi ngonyaka welevi.
- (c) Imali yekota ibalwa ngesisekelo sezibalo ekupheleni kwekota eyisandulela futhi yahlukaniselwa phakathi kwabo bonke abaphathi abhalisiwe ngaleso sikhathi.

(2) Amalevi okufanele akhokhwe abalwa ngendlela elandelayo:

- (a) Ama 10% ahlukiselwa ngokulinganayo phakathi kwabo bonke abaphathi;
- (b) Ama 60% ahlukiselwa ngokuya kwenani lamaphothifolo aphethwe ngumphathi ngamunye; futhi
- (c) Ama 30% wabahlukanisela ngokulingana amafa Imininingwane zaphathwa umphathi ngamunye.

14. Ilevi yezikimu zetshalomali ngokubambisana zakwelinye izwe

(1) Ilevi, maqondana nezikimu zetshalomali ngokubambisana zakwelinye izwe ezivunywe ngokwesigaba 65 soMthetho weZotshalo-mali Ngokubambisana Ngolawulo, ingakhokhwa ngezitolimende ezine njalo ngekota, isitolimende ngasinye sihlanganisa -

- (a) imali eyizi- R10 517, maqondana nesikimu ngasinye;
- (b) imali eyizi- R5 704, maqondana nephothifolo ngayinye, isikhwama noma isikimu; futhi
- (c) ama 0,00031231% wemali esele yempahla ephethwe egameni labatshali-zimali baseNingizimu Afrika.

(2) Imali ingakhokhwa ngezitolimende ezine njalo ngekota ngaphambi noma ngomhla- 25 Juni, 30 Septemba, 31 Disemba ukuya ku-31 ngoMashi ngonyaka welevi. Imali yekota ibalwa ngesisekelo sezibalo ekupheleni kwekota eyisandulela futhi yahlukaniselwa phakathi kwabo bonke abaphathi abhalisiwe ngaleso sikhathi.

(3) Ngezinhlalo zesigatshana (2), izibalo kufanele zethulwe kuMbhalisi ofanele futhi kumele ziqukethe imininingwane yazo zonke izintengiso kanye nemivuzo noma ukuthengwa kwamasheya ngokubuyisela eNingizimu Afrika.

(4) Amalevi angakhokhwa ngokuhambisana nazo zonke izinyanga eziwela phakathi kwanoma iyiphi ikota efanele.

15. Ilevi yezikimu zeshalomali ngokubambisana kwimpahla

(1) Ilevi, maqondana nomphathi kwizikimu zotshalomali ngokubambisana kwimpahla okubhekiswe kuyo Kwingxenye V yoMthetho weSikimu Setshalomali Ngokubambisana Ngolawulo, yisamba esiyizi- R92 849 maqondana nephothifolo ngayinye.

- (2) Ilevi okubhekiswe kuyo esigatsheni soku- (1) kumele ikhokhwe kungakadluli umhla zingama- 25 Juni ngonyaka welevi.

16. Ilevi yezikimu zetshalomali ngokubambisana kumabhondi wokuhlanganyela

- (1) Ilevi, maqondana nomphathi osingatha izikimu zetshalomali ngokubambisana kumabhondi wokuhlanganyela okubhekiswe kuwo Kwingxenye VI yoMthetho weSikimu Setshalomali Ngokubambisana Ngolawulo, ihlanganisa:

- (a) Imali yesisekelo ebiza R11 300;
- (b) imali ebiza R1750 yesikimu ngasinye; kanye
- (c) nama 0,0000457% wesamba sesisonke esikweletwa kwibhondi kusuka ngomhlaka 31 Disemba 2016.

- (2) Ilevi okubhekiswe kuyo esigatsheni soku- (1) kumele ikhokhwe kungakadluli umhla- 25 Juni ngawo unyaka welevi.

17. Ilevi yezikimu zetshalomali ngokubambisana kuma-hedge funds

- (1) Ilevi, maqondana nezikimu zetshalomali ngokubambisana ze-hedge funds zivunywe ngokwesigaba 63 soMthetho weZotshalo-mali Ngokubambisana Ngolawulo, ingakhokhwa ngezitolimende ezine njalo ngekota, isitolimende ngasinye sihlanganisa -

- (a) imali ebiza- R11 700, maqondana nesikimu esisodwa;
- (b) imali ebiza- R1 750, maqondana nephothifolo eyodwa, isikhwama noma isikimu; futhi
- (c) ama 0,0045% wemali esele yempahla elawulwayo.

- (2) Amanani abalwa ngesisekelo sezibalo ekupheleni kwekota eyisandulele, izibalo kufanele zinikezwe Umbhalisi ofanele zingakapheli izinsuku ezingama- 30 emuva kokuphela kwekota enjalo.

- (3) Amalevi angakhokhwa maqondana nazo zonke izinyanga eziwela phakathi kwanoma iyiphi ikota efanele.

18. Ilevi yabahlinzeki bamasevisi wezezimali

- (1) Kuncike kwisigatshana (4), umuntu ogunyazwe ngokwemibandela yesigaba 8 soMthetho Wezeluleko Ngezimali Nemisebenzi yokuXhumanisa njengengongaphansi kweSigaba I noma IV ongumhlinzeki wamasevisi wezezimali njengomba kuchaziwe kwiSinqumo Sezidingo zokuba Ufaneleke futhi Ulungele ukuba Umhlinzeke Ngamasevisi Angokwezimali, 2008, kungabalwa nanoma yimuphi umhlinzeki obuye agunyazwe njengongaphansi kweSigaba II, IIA noma III ongumhlinzeki okubhekiswe kwisigatshana (3), kumele ngosuku noma ngaphambi kosuku lamhla- 31 Okthoba ngonyaka welevi, akhokhe ilevi kuncike kwimali eyi- R1 641 281, futhi ibalwa kanje:

(a) Imali yesiseko- R3 182; futhi

(b) $A \times R508$

lapho-

A = Inani eliphelele labantu ababalulekile abahlinzeka ngamasevisi wezezimali abagunyazwe nguMbhalisi ofanele uhlanganise nenani eliphelele laba-mmeli abamiswe ngumhlinzeki wamasevisi wezezimali, unciphise abantu ababalulekile futhi abamiswe njengaba-mammeli, kusuka ngomhla- 31 Agasti ngonyaka welevi

- (2) Kuncike kwisigatshana (4), umuntu ogunyazwe ngokwemibandela yesigaba 8 soMthetho Wezeluleko Ngezimali Nemisebenzi yokuXhumanisa njengengongaphansi kweSigaba I, IIA noma III ongumhlinzeki wamasevisi wezezimali njengoba kuchaziwe kwiSinqumo Sezidingo zokuba Ufaneleke futhi Ulungele ukuba Uhlizzeke Ngamasevisi Angokwezimali, 2008, kungabalwa nanoma yimuphi umhlinzeki obuye agunyazwe njengongaphansi kweSigaba II, IIA noma III ongumhlinzeki okubhekiswe kwisigatshana (3), kumele ngosuku noma ngaphambi kosuku lamhla- 31 Okthoba ngonyaka welevi, akhokhe ilevi kuncike kwimali eyi- R1 641 281, futhi ibalwa kanje:

(a) Imali yesiseko R6 411; futhi

(b) $A \times R508$; futhi

(c) $B \times 0,0000164289$

lapho-

A = Inani eliphelele labantu ababalulekile abahlinzeka ngamasevisi wezezimali abagunyazwe nguMbhalisi ofanele uhlanganise nenani eliphelele laba-mmeli abamiswe ngumhlinzeki wamasevisi wezezimali, unciphise abantu

ababalulekile futhi abamiswe njengaba-mammeli, kusuka ngomhla- 31 Agasti ngonyaka welevi

B = inani eliphelele letshalozimali eliphethwe egameni lamaklayenti mayelana ngokugunyazwa njengomhlinzeki wamasevisi wezezimali ngamhla- 30 Juni ngawo unyaka welevi: Kuncike ekutheni utshalozimali oluphethwe ngaphansi kwezimali zakwamanye amzwe ingahlanganiswa neslinganiso sokushintshwa kwemali esishicilelwe kumaPhephandaba ngalolo suku.

(3) Kuncike kwisigatshana (4), umuntu ogunyazwe ngokwemibandela yesigaba 8 soMthetho Wezeluleko Ngezimali Nemisebenzi yokuXhumanisa njengengongaphansi kweSigaba I, kanye/noma IV ongumhlinzeki wamasevisi wezezimali kuphela maqondana nemikhiqizo yezezimali engaphansi kwezigatshana: Umshwalense wesikhathi eside isigatshana A kanye/noma Izizuzo zamaSosayathi Wobudlelwano, njengoba kuchaziwe esigabeni 1(1) seSinqumo Sezidingo zokuba Ufaneleke futhi Ulungele ukuba Umhlinzeke Ngamasevisi Angokwezimali, 2008, kumele ngosuku noma ngaphambi kosuku lamhla- 31 Okthoba ngonyaka welevi, akhokhe ilevi kuncike kwimali eyi- R1 641 281, futhi ibalwa kanje:

(a) imali yesiseko engama R3 182; futhi

(b) A x R250

lapho-

A = Inani eliphelele labantu ababalulekile abahlinzeka ngamasevisi wezezimali abagunyazwe nguMbhalisi ofanele uhlanganise nenani eliphelele laba-mmeli abamiswe ngumhlinzeki wamasevisi wezezimali, unciphise abantu ababalulekile futhi abamiswe njengaba-mammeli, kusuka ngomhla- 31 Agasti ngonyaka welevi.

(4) Abahlinzeki ngamasevisi wezezimali abaninginingi abagunyaziwe abangaphansi kwenhlangano eyodwa yomthetho ngokuhlanganyela banegunya lokukhokha ilevi eyodwa njengoba kubhekisiwe kwisigatshana (1), (2) noma (3), ngokuhambisana nesimo. Ngezinhlalo zayo inkokhelo, abantu ababalulekile kanye nabammeli bawo amasevisi agunyaziwe ukuhlinzeka ngezezimali bathathwa ngokuthi abantu ababalulekile futhi bammeli benhlangano eyodwa egunyaziwe ukuhlinzeka ngamasevisi wezezimali.

- (5) Lapho igunya lokusebenza laloyo ohlinzeka ngamasevisi wezezimali limisiwe ngomhla- 30 Agasti 2016, kodwa uMbhalisi ofanele aphakamise ukuhlehlisa emvakwalokho, umhlinzeki wamasevisi ngezezimali ogunyaziwe unesibopho sokukhokha ilevi ebekiwe kungakapheli izinsuku ezingama- 30 ukusukela lapho ukuhlehliswa kwenziwe ngakhona, kuncike kwinani elibekiwe kwisigatshana (1), (2) kanye ne (3) Ilevi kufanele ibalwe ngesisekelo sezibalobalo zomhlinzeki ogunyaziwe ngokwamasevisi wezezimali kusukela ngosuku lapho isimiso senziwa ngakhona.
- (6) Uma ilevi okukhulunywe ngayo kulesi sigaba ingakhokhiwe, ilayisensi yomhlinzeki ogunyaziwe wamasevisi wezezimali kungase ihoxiswe ngokwesigaba 9 soMthetho Wezeluleko Ngezimali Nemisebenzi yokuXhumanisa.

19. Ilevi exhasa ngokwezimali iHhovisi lika Ombhudi wabaHlinzeki bamaSevisi Wezezimali.

- (1) Kuncike kwisigatshana (2), umuntu ogunyazwe ngokwemibandela yesigaba 8 soMthetho Wezeluleko Ngezimali Nemisebenzi yokuXhumanisa njengomhlinzeki wamasevisi wezimali kumele ngosuku noma ngaphambi kosuku lamhla- 31 Okthoba ngonyaka welevi, akhokhe ilevi kuncike kwimali eyi- R256 479, futhi ibalwa kanje

(a) Imali yesiseko R947; futhi

(b) A x R360

lapho-

A = Inani eliphelele labantu ababalulekile abahlinzeka ngamasevisi wezezimali abagunyazwe nguMbhalisi ofanele uhlanganise nenani eliphelele laba-mmeli abamiswe ngumhlinzeki wamasevisi wezezimali, unciphise abantu ababalulekile futhi abamiswe njengaba-mammeli, kusuka ngomhla- 31 Agasti ngonyaka welevi.

- (2) Abahlinzeki ngamasevisi wezezimali abaninginingi abagunyaziwe abangaphansi kwenhlangano eyodwa yomthetho ngokuhlanganyela banegunya lokukhokha ilevi eyodwa njengoba kubhekisiwe kwisigatshana (1). Ngezinhlalo zayo inkokhelo, abantu ababalulekile kanye nabammeli bawo amasevisi agunyaziwe ukuhlinzeka ngezezimali

bathathwa ngokuthi abantu ababalulekile futhi bammeli benhlangano eyodwa egunyaziwe ukuhlinzeka ngamasevisi wezezimali.

- (3) Uma ilevi okukhulunywe ngayo ngenhla kwesigaba ingakhokhiwe, ilayisensi yomhlinzeki ogunyaziwe wamasevisi wezezimali kungase ihoxiswe ngokwesigaba 9 soMthetho Wezeluleko Ngezimali Nemisebenzi yokuXhumanisa.

20. Ilevi yezohwebelano

- (1) Ilevi, maqondana ne- JSE Limited, ilayisensi yezohwebelano ngokwesigaba 9 soMthetho weMakethe yeZimali, kuyimali eziyi- R15 000.
- (2) Ilevi ebiza R500 000 maqondana nohwebelano olusha olusanda ukuthola ilayisensi, likhokhwa ezinsukwini ezingama-30 lapho isivumelwano sokuthengiselana sithunyelwe.
- (3) Ilevi okubhekiswe kuyo kwisigatshana (1) kumele ikhokhwe kungakadluli umhla- 10 Juni ngawo unyaka welevi.

21. Ilevi yezinhlangano ezikhethekile ezengamela amasheya ngokuhlanganisa ndawonye

- (1) Ilevi, maqondana ne-Strate Limited, enikeziwe ilayisensi ngokwesigaba 29 soMthetho WeMakethe yeZimali kuyimali elingana nezi- R3 600 000
- (2) Ilevi ebiza R500 000 maqondana nezinhlangano ezikhethekile ezengamela amasheya ngokuhlanganisa ndawonye olusanda ukuthola ilayisensi, likhokhwa ezinsukwini ezingama-30 lapho isivumelwano sokuthengiselana sithunyelwe
- (3) Ilevi okukhulunywe ngayo kwisigatshana (1) kufanele ikhokhwe ngaphambi komhla- 10 Juni wonyaka welevi.

22. Ilevi yezimakethe zezimali maqondana nokuxhashazwa kwezimakethe

- (1) Ilevi eyizi- R20 883 732 yokukhokhela izindleko zokwenza umsebenzi weBhodi kanye neHhovisi Lokuxhashazwa kweziMakethe ngokwemibandela yoMthetho weziMakethe Zezimali, ikhokhwa yi-JSE Limited.
- (2) Ilevi okukhulunywa ngayo kwisigatshana 1(a) ikhokhwa ngezitolimende zamakota amane ibiza- R5 650 000 ikota ngayinye ngaphambi komhla- 10 Juni, 30 Septemba, 31 Desemba ukuya ku-31 Mashi ngonyaka welevi.

(3) Ilevi okukhulunywa ngayo kwisigatshana 1(b) ikhokhwa phakathi kwezinsuku ezingama-30 lapho isivumelwano sokuthengiselana sithunyelwe.

(4) Ngaphezu kwamalevi okukhulunywe ngawo kwisigatshana 1(a) no-1(b), izindleko zomthetho ezakhiwe kwiBhodi maqondana nalezo zinkampani ezihlukumeza umthetho ezimakethe zikhokhwa njalo ngekota ngokwesikoloto, zikhokhelwa ngabahlukumezi abaqondene nakho lokho.

23. Ilevi yama-Ejensi wokulinganisa izikweletu

(1) Ilevi, maqondana nama-ejensi wokulinganisa izikweletu ebhalisiwe ngokwemibandela yesigaba 5 soMthetho wamaSevisi wokuLinganisa Izikweletu kuyimali eyizi- R2 910 000 kanti ikhokhwa ngosuku noma ngaphambi kosuku lamhla- 31 Julayi ngonyaka welevi.

(2) Amalevi okufanele akhokhwe abalwa ngendlela elandelayo:

Ilevi yokukhokhela izindleko zokwenza umsebenzi kaMbahalisi ofanele mayelana noMthetho wamaSevisi wokuLinganisa Izikweletu kuyinani eliyizi- R2 910 000, elehlukaniswa ngokulingana lehlukaniselwa wonke ama-ejensi wokulinganisa izikweletu kusukela ngamhla- 32 uMabasa.

OKUVAMILE

24. Ukukhokhwa kwamalevi

(1) Amalevi nezinzalo (Umangabe zikhona) okukhulunywa ngawo kuleSaziso akhokhwa yiSikhungo sezimali esithintekayo kwiBhodi ngesheke, ngenkokhelo eyenziwa eposoni, i-money order noma ngokudlulisa imali.

(2) Wonke ama- akhawunti anesikhathi eside akweleta azokhokhiswa inzalo ngesilinganiso senzalo encane

25. Isicelo sokuxolelwa ukungakhokhi ilevi

(1) Isicelo sanoma yisiphi isikhungo sezimali ngokunikezwa ngaphansi kwesigaba 15A(4)(a) soMthetho wokuxolelwa ukungakhokhi ilevi okuhlinzekwa kuleSaziso kufanele sibhalwe phansi sithunyelwe kuMphathi Omkhulu, Financial Services Board, P O Box 35655,

Menlo Park, 0102, ngosuku okungenani inyanga eyodwa ngaphambi kosuku lapho ukuxolelwa kufanele kuqale ukusebenza.

- (2) Lesicelo kufanele sibe neminingwane ephilele yesikhungo sezimali, Ukugunyaza kwabantu abasayina isicelo kanye nosuku lapho ukuxolelwa ukungakhokhi ilevi, umangabe kuyanikezwa, kufanele kucale ukusebenza khona, futhi kufanele ukuthi kuqhazwe ngokuphelele izizathu zokufakwa kwesicelo.
- (3) Isicelo kufanele siqukethe-
- (a) isiqinisekise sesikhungo sezimali isithintekayo ukuba sihlizwe, ekutholeni isicelo saloluhlobo, Umphathi Omkhulu weBhodi ngokusheha nganoma yiluphi olunye ulwazi olunzulu noma iminingwane engafunwa yiBhodi mayelana nesikhungo noma isicelo esithintekayo; kanye futhi
 - (b) iminingwane yekheli lapho khona isikhungo sizomukela amasevisi weBhodi wanoma yisiphi Isaziso esihlongozwe kusigaba 15A(4)(b)(ii) soMthetho.
- (4) Isaziso okukhulunywe ngaso esigabeni 15A(4)(b)(ii) soMthetho kufanele ukuthi, ngegunya leBhodi kumele sithunyelwe nguMphathi Ophezulu ngeposi ebhalisiwe ekheleni elunikezwe isikhungo sezimali ngokuhambisana nesigatshana (3)(b) esicelweni salo sokuthi ixolelwe ukungakhokhi ilevi.

26. Izinkokhelo ezihlanganisiwe

Kunanoma yimuphi unyaka welevi lapho, umzimba othathwa yiBhodi njengaloyo omele umkhakha wezikhungo zezimali ngokuphelele, ukhokhela amalevi ngokuhlanganisa egameni lomkhakha ngokwesivumelwano esenziwe yilomkhakha wezikhungo zezimali nalowo mzimba, iBhodi lingakwamukela lokho, umangabe inkokhelo yenziwe ngokwemigomo yaleSaziso: Kuncike ekutheni umangabe kukhona nanoma yisiphi esinye isizathu sokukhokha ngokuhlanganisa esingenziwa ngezinsuku zokukhokha ezifanele, zonke izikhungo zezimali ezizimele ezithintekayo zizawuqhubeka nokuba nesibopho sokuzikhokhela, futhi inzalo (umangabe ikhona) yaleyo mali izawubalwa ngokuhambisana nesigaba 24(2).

27. Ukuhoxiswa kwesaziso kanye nokonga

- (1) Ngokwemibandela yesigatshana (2), iSaziso seBhodi 40032 samhlaka- 1 Juni 2016 sihoxisiwe.
- (2) Uma ngosuku lokuqala kokusebenza kwaleSaziso isikhungo sezimali sisengakakhokhi ngokugcwele ilevi kanye nenzalo efanele, njengoba kuphoqelesiwe ngokwemibandela yesaziso okukhulunywa ngayo kusigatshana (1), noma yikuphi ukuhlinzekwa, okuhlanganisa nanoma yikuphi okunye ukuhlinzekwa kwesaziso okuiphathelene nokuhlinzekwa okukhulunywe ngako eqaleni, kuthathwa njengokungafanelekanga ukuba kuhoxiswe maqondana nesikhungo esithintekayo kanye nemali efanele ukukhokhwa ngenxa yesigatshana (1) kuze kube yilapho isikweletu sikhokhelwa ngokugcwele.

28. Isihloko esifinqiwe kanye nokuqala kokusebenza kwaso

LeSaziso sibizwa ngokuthi Isaziso samaLevi weZikhungo Zezimali, 2017, futhi sizocala ukusebenza ngosuku lokushicilelwa kuGazethi kaHulumeni.

DEPARTMENT OF HIGHER EDUCATION AND TRAINING**NOTICE 502 OF 2017****MINISTERIAL OVERSIGHT COMMITTEE ON TRANSFORMATION IN
THE SOUTH AFRICAN PUBLIC UNIVERSITIES**

I, Bonginkosi Emmanuel Nzimande, MP, Minister of Higher Education and Training, in accordance with Treasury Regulation 20 [issued in terms of Public Financial Management Act, 1999 (Act No 1 of 1999)] hereby a) appoint members into the Ministerial Committee (known as the Transformation Oversight Committee, TOC) set out in the schedule hereto to oversee transformation in South African universities for a three year term of office with effect from the date of the publication; and b) repeal the previous publication on the establishment of the above stated committee.

**DR BE NZIMANDE, MP****MINISTER OF HIGHER EDUCATION AND TRAINING****DATE:**

24/05/2017

SCHEDULE

The Terms of Reference of the Transformation Oversight Committee in the South African Universities

1. Background

Post 1994, a range of initiatives seeking to effect institutional change were introduced into the higher education system, which include the restructuring of the higher education landscape and institutions; new policies including legislation; new funding formula; and remodelling of institutional governance. These various initiatives may have brought forth the limitations of the state and higher education institutions to address all the aspects of transformation, and have affected the pace, nature and outcomes of change.

One of the policy initiatives was the *White Paper 3: A Framework for the Transformation of Higher Education (1997)*. It was developed with the aim to guide programmes and processes aimed at transforming the post-apartheid education system. It was an initiative to transform the higher education sector into a democratic, non-racial and non-sexist system of higher education that will promote equity of access and fair chances of success to all who are seeking to realise their potential through higher education, while eradicating all forms of unfair discrimination and advancing redress for past inequalities.

Almost a decade after the development of the White Paper, the then Minister of Education, Ms Naledi Pandor, appointed a *Ministerial Committee on Transformation and Social Cohesion and Elimination of Discrimination in Public Higher Education*, following the Reitz hostel incident of racism at the University of Free State in March 2008. The Committee was to “investigate discrimination in public higher education institutions, with a focus on racism and to make appropriate recommendations to combat discrimination and to promote social cohesion”.

The Committee set out and had to report to the Minister on the following:

- An overview of the state of anti-discrimination in higher education;
- An indication of the most unacceptable forms of discrimination that are taking place within the system;

- The nature and extent of racism and racial discrimination in public higher education, and in particular university residence, and other forms of discrimination based on gender, ethnicity and disability;
- An insight into models of good, anti-discriminatory practices that were emerging within the system;
- An agenda for the areas of higher education most urgently in need of anti-discriminatory work, and steps that have to be taken by institutions to combat discrimination, including an assessment of good practice as well as short comings of existing interventions;
- An identification of the most critical areas for further investigation and research; and
- The Committee was to advise the Minister and the key constituencies in higher education on policies, strategies and interventions needed to combat discrimination and to promote institutional culture for staff and students, which are based on the values and principles enshrined in the Constitution.

The Committee reported on the state of transformation in higher education and observed that in particular, racism and sexism is pervasive, and that the pace of redress is *painfully* slow. It noted serious disjunction between policy and real-life experiences of both students and staff, particular in learning, teaching, curriculum, languages, residence-life and governance.

In its report, the Committee recommended, as one of the key interventions, that "The Minister should consider establishing a permanent *Oversight Committee* to monitor the transformation of higher education."

2. Purpose of the Transformation Oversight Committee

The purpose of the Transformation Oversight Committee (TOC) is to:

- a) monitor and progress on transformation in public universities;
- b) serve as an expert advisory body and provide independent and external advice to the Minister and the Department in fulfilling their oversight role; and
- c) assist in strengthening the accountability of universities in matters of transformation.

It is recognized here that transformation is an imprecise concept, and that the understanding outlined here, focusing on the elimination of discrimination and promotion of social cohesion, is

a rather restricted one. This is intentional as the full transformation of the university system cannot be tackled by the TOC. Such transformation involves the improvement of the quality of teaching and learning; the elimination of weak administrative systems, especially at historically disadvantaged universities; the elimination of discriminatory practices based on gender, race, class and historical imbalances; the provision of adequate infrastructure so that all universities can adequately meet their fundamental mandates of teaching, learning, research and community engagement in the context of social cohesion; the expansion and improvement of research throughout the system; the expansion of access to university education to many more students; and so on. Transformation in this broader sense must perforce be the aim of the entire system of governance and management at national and institutional levels, and is beyond the scope of the TOC. The word 'transformation' as used in this document refers to the narrower meaning of the word.

3. Responsibilities

The TOC must:

- a) Study and evaluate the transformation plans and charters of all universities. The TOC should use this exercise as a basis for the development of a sectorial transformation charter.
- b) Conduct an assessment of the impact of language policies on institutional cultures and social integration.
- c) Initiate enquiries and or public hearings on any transformation matters or as requested by the Minister.
- d) Assist DHET to provide adequate oversight to ensure that facilities are progressively made accessible to those with disabilities, within the available means of relevant universities.
- e) Develop guidelines or best practices to assist universities in implementing language policies with a view to promote integration and access.
- f) Identify performance indicators, with a view of measuring transformation progress of institutions.
- g) Develop reporting mechanisms to evaluate both the relevance of institutional transformation targets and plans, as well as the relative progress made by institutions on an annual basis.

- h) Review the annual reports of institutions on transformation and produce an annual report on the state of transformation in the higher education sector.
- i) Advise the Minister on policy and strategies for the acceleration of transformation.
- j) Advise the Minister on any other matter it may deem necessary, important and relevant for development and transformation of the sector.
- k) Bring to the attention of the Minister any major problem areas or incidences affecting universities' transformation.

In undertaking its work, the TOC may commission various research undertakings within the confines of its budget and will take into account other research findings undertaken by independent parties to assist its functioning.

4. Composition of the TOC

Members of the TOC are appointed by the Minister for a period of not more than three years and may, individually, be reappointed for additional terms at the discretion of the Minister. The TOC members must be persons with relevant knowledge and expertise.

The members of the TOC as appointed by the Minister are as follows:

- a) Professor Andre Keet (Chairperson)
- b) Dr Mvuyo Tom
- c) Professor Christine Winberg
- d) Professor Crain Soudien
- e) Mr Zola Saphetha
- f) Ms Fundisile Nzimande
- g) Ms Sebenzile Matsebula
- h) Professor Pamela Maseko
- i) Professor Kopano Ratele
- j) Dr Pearl Sithole

A member of the TOC may resign his/her membership by giving notice in writing to the Minister.

An appointment to the TOC may only be revoked by the Minister.

5. Meetings

- The TOC shall meet at least quarterly, and may meet more frequently as circumstances require. In addition to its meetings, the TOC shall meet at least once a year with the Minister.
- A quorum shall be 50% of the members.
- In absence of the Committee Chairperson, the remaining members present shall elect one of themselves to chair the meeting.
- The TOC's deliberations shall be through group discussion.
- The deliberations and the minutes of its meetings are confidential.
- All documents and information submitted to or obtained by the members shall be used solely for the purposes of the deliberations and shall be treated as confidential.

6. Independence

The TOC is not an autonomous body – it is appointed by the Minister to advise on issues of transformation and to work with the Department to inform it, in its role of policy development and oversight of the system. However, it must act independently and objectively outside the views of the Department, in so far as its role of research, evaluation, and advising the Minister on transformation matters.

7. Cooperation

The TOC must work cooperatively with the Department in monitoring transformation, subject to the policies and priorities set by the Minister.

8. Integrity

The TOC must demonstrate professional integrity in all aspects of its work. The outputs of the TOC must be based on sound, objective and professional analysis and high standards of research.

9. Confidentiality

The principle of confidentiality imposes an obligation on TOC members to refrain from disclosing institutional and confidential information acquired by virtue of being a member of the TOC unless there is a legal duty to disclose.

10. Administrative arrangements

The Department through the Transformation Unit will provide secretariat and administrative support to the Committee. The Committee must be served with efficiency, and the Department must ensure timely compilation and circulation of quality agendas and minutes.

Members of the Committee shall, in accordance with Treasury Regulation 20.2.2, only receive remuneration for periods of attendance at Committee meetings.

11. Communication

On the basis that this is a Ministerial Committee, every pronouncement of recommendations or findings must be communicated to stakeholders through the Office of the Minister via the Transformation Unit which will act as a Secretariat.

12. Accountability and Reporting

The TOC is accountable to the Minister. The Committee will agree on its results-based work plan, which emanates from the Terms of Reference, and must provide accurate and timely reports of its activities to the Minister.

The Committee, as a collective or through its Chair, will brief the Minister as necessary.

The TOC Chairperson shall present the annual report containing observations and recommendations as appropriate to the Minister. Interim reports addressing key findings and matters of importance may be submitted to the Minister at the discretion of the Committee or request of the Minister, at any time.

DEPARTMENT OF LABOUR**NOTICE 503 OF 2017****NOTICE IN TERMS OF SECTION 62 (7) OF THE LABOUR RELATIONS ACT 66 OF 1995 (AS AMENDED)**

PLEASE TAKE NOTICE THAT:-

1. **Jai Mei Packaging CC; Fu Chang Plastics CC; Sunny Bag CC and Hsin Chu Manufacturing CC** have applied to the CCMA in terms of section 62(1) of the Labour Relations Act 66 of 1995 as amended (the LRA) for a demarcation order to the effect that some of the applicants' activities do not fall within the registered scope of the **National Textile Bargaining Council**.
2. The applicants' businesses relate to the manufacturing of woven polypropylene material as well as the production of and printing on bags made of the said woven polypropylene material. The applicants believe that the said material, the production processes as well as the products do not fall within the registered scope of the National Textile Bargaining Council.
3. The respondent, the National Textile Bargaining Council, is opposing the demarcation application on the basis that it will argue that the activities, products and material used by the applicants fall under its scope and registration. It will request a demarcation order that the applicants' respective businesses should remain subject to its collective agreements.
4. The CCMA believes that the question raised by this demarcation application is potentially of substantial importance, given that other business produces similar products, using similar material through the application of similar production methods and therefore invites written representations by any interested party. It is apparent that there may be other businesses or entities that could potentially be affected by the outcome of this application. Such entities should have the right to make representations to the CCMA.
5. Written representations may be made within 21 calendar days of the date of publication of this notice, and should be clearly marked with reference number **FSBF1987-17** and directed to:-

Contact: **Ms Charlotte Mofana**

Tel: **051 411 1700/1734**

Fax: **051 448 4468/9**

Email: **CharlotteM@CCMA.org.za**

Hand delivery: **CCMA House
Corner of Elizabeth and West Burger Streets
Bloemfontein
9301**

DEPARTMENT OF LABOUR**NOTICE 504 OF 2017****NOTICE IN TERMS OF SECTION 62 (7) OF THE LABOUR RELATIONS ACT 66 OF 1995 (AS AMENDED)**

PLEASE TAKE NOTICE THAT:-

1. **Imperto Eiendomme (Pty) Limited trading as Engen Wineland 1-Stop** (the applicant) has applied to the CCMA in terms of section 62(1) of the Labour Relations Act 66 of 1995 as amended (the LRA) for a demarcation order to the effect that some of the applicant's activities do not fall within the registered scope of the **Motor Industry Bargaining Council (MIBCO)**.
2. The applicant's business consists of four business units, being a petrol-filling forecourt, a convenience store, a restaurant franchise and a bakery franchise. The applicant contends that the restaurant and bakery franchises do not fall within the registered scope of MIBCO.
3. The respondent, the Motor Industry Bargaining Council, is opposing the demarcation application on the basis that it will argue that all of the activities of the applicant fall under its scope and registration. It will request a demarcation order that all parts of the applicant's business should remain subject to its collective agreements.
2. The CCMA believes that the question raised by this demarcation application is potentially of substantial importance, given the extensive occurrence on national highways and to some extent on secondary roads of similar diversified service station businesses, and therefore invites written representations by any interested party. It is apparent that there may be other businesses or entities that could potentially be affected by the outcome of this application. Such entities should have the right to make representations to the CCMA.
3. Written representations may be made within 21 calendar days of the date of publication of this notice, and should be clearly marked with reference number **WECT6355-17** and directed to:-

Contact: **Ms Shannon Rene Shamrock**

Tel: **021 469 0125/0111**

Fax: **021 465 7193/7/87 or 021 462 5006**

Email: **shannons@ccma.org.za**

Hand delivery: **3rd Floor, CCMA House
78 Darling Street
Cape Town 8001**

**DEPARTMENT OF LABOUR
NOTICE 505 OF 2017**

NOTICE IN TERMS OF SECTION 62 (7) OF THE LABOUR RELATIONS ACT 66 OF 1995 (AS AMENDED)

PLEASE TAKE NOTICE THAT:-

1. The **Mine, Engineering and Distributors Workers Union of SA (MEDWUSA)** has applied to the CCMA in terms of section 62(1) of the Labour Relations Act 66 of 1995 as amended (the LRA) for a demarcation order to determine under which Bargaining Council The First Respondent, Pabar (Pty) Ltd belongs.
2. The respondents, **Pabar (Pty) Ltd, MEIBC and MIBCO** similarly require a determination as set out in paragraph 1 above.
3. The CCMA believes that the question raised by this demarcation application is of substantial importance and therefore invites written representations by any interested party. Of relevance is the wide and diversified scope of Pabar (Pty) Ltd's activities and therefore the activity of manufacturing of auto parts and light fitting components may be particularly relevant in this application. As a result thereof, there may be unidentified entities that could potentially be affected by the outcome of this application. Such entities should have the right to make representations to the CCMA.
4. Written representations may be made within 21 calendar days of the date of publication of this notice, and should be clearly marked with reference number **GAJB15884-16** and directed to:-

Contact: **Ms Mayroon Dirksen**

Tel: **011 377 6098**

Fax: **011 369 7600**

Email: **mayroonishaD@ccma.org.za**

Hand delivery: **28 Harrison Street
6th Floor
Johannesburg
2001**

DEPARTMENT OF LABOUR**NOTICE 506 OF 2017****NOTICE IN TERMS OF SECTION 62 (7) OF THE LABOUR RELATIONS ACT 66 OF 1995 (AS AMENDED)**

PLEASE TAKE NOTICE THAT:-

1. The **National Bargaining Council for the Chemical Industry (NBCCI)** has applied to the CCMA in terms of section 62(1) of the Labour Relations Act 66 of 1995 as amended (the LRA) for a demarcation order to determine under which Bargaining Council the Battery Manufacturing Industry belongs.
2. The respondents, **MIBCO, NUMSA, First National Battery, Willard Batteries (Powertech) and Dixon Batteries** similarly require a determination as set out in paragraph 1 above.
3. The CCMA believes that the question raised by this demarcation application is of substantial importance and therefore invites written representations by any interested party. Of relevance, is the wide and diversified scope of both industries and therefore the activity of manufacturing of batteries may be particularly relevant in this application. As a result thereof, there may be unidentified entities that could potentially be affected by the outcome of this application. Such entities should have the right to make representations to the CCMA.
4. Written representations may be made within 21 calendar days of the date of publication of this notice, and should be clearly marked with reference number **HO630-17** and directed to:-

Contact: **Ms Mayroon Dirksen**

Tel: **011 377 6908**

Fax: **086 569 1710**

Email: **mayroonishad@ccma.org.za**

Hand delivery: **28 Harrison Street
6th Floor
Johannesburg
2001**

DEPARTMENT OF LABOUR

NOTICE 507 OF 2017

NOTICE IN TERMS OF SECTION 62 (7) OF THE LABOUR RELATIONS ACT 66 OF 1995 AS AMENDED (THE LRA)

PLEASE TAKE NOTICE THAT:-

1. **Sign and Seal Trading 154 (Pty) Limited t/a Davidsons Discount Boards** (the applicant) has applied to the CCMA in terms of section 62(1) of the Labour Relations Act 66 of 1995 as amended (the LRA) for a demarcation order to the effect that its activities and scope do not fall within the registered scope of the **Bargaining Council for the Furniture Manufacturing Industry for the Western Cape**.
2. The applicant's business is involved in the procurement, consolidation and distribution of engineered board panels. The applicant's business also provides a cutting and edging service for customers.
3. The respondent, the Bargaining Council for the Furniture Manufacturing Industry for the Western Cape, is opposing the demarcation application on the basis that it will argue that all of the activities of the applicant fall under its scope and registration within the Western Cape. It will request a demarcation order that all parts of the applicant's business should be subject to its certificate of registration and collective agreements.
2. The CCMA believes that the question raised by this demarcation application is potentially of substantial importance. Of relevance is the fact that the respondent's scope and jurisdiction has been amended which may serve to affect a number of other business entities which are not currently registered under the respondent's scope. The amendment of the respondent's scope may have broader implications for the industry as a whole and a number of other parties may wish to make representations in this respect. It is therefore apparent that there may be other businesses or entities that could potentially be affected by the outcome of this application. Such entities should have the right to make representations to the CCMA.
3. Written representations may be made within 21 calendar days of the date of publication of this notice, and should be clearly marked with reference number **WECT6354-17** and directed to:-

Contact: **Ms Shannon Rene Shamrock**

Tel: **021 469 0125/0111**

Fax: **021 465 7193/7/87 or 021 462 5006**

Email: **shannons@ccma.org.za**

Hand delivery: **3rd Floor, CCMA House
78 Darling Street
Cape Town, 8001**

DEPARTMENT OF LABOUR**NOTICE 508 OF 2017****NOTICE IN TERMS OF SECTION 62 (7) OF THE LABOUR RELATIONS ACT 66 OF 1995 (AS AMENDED)**

PLEASE TAKE NOTICE THAT:-

1. **The South African Chemical Workers Union (SACWU)** has applied to the CCMA in terms of section 62(1) of the Labour Relations Act 66 of 1995 as amended (the LRA) for a demarcation order to determine under which Bargaining Council the Specialised Body Building in respect of specialised vehicles and the conversion thereof for specific purposes belong.
2. The respondents, **TFM Industries (Pty) Ltd, MEIBC and MIBCO** similarly require a determination as set out in paragraph 1 above.
3. The CCMA believes that the question raised by this demarcation application is of substantial importance and therefore invites written representations by any interested party. Of relevance, is the wide and diversified scope of such industry and therefore the activity of conversion of specialised vehicles may be particularly relevant in this application. As a result thereof, there may be unidentified entities that could potentially be affected by the outcome of this application. Such entities should have the right to make representations to the CCMA.
4. Written representations may be made within 21 calendar days of the date of publication of this notice, and should be clearly marked with reference number **HO2722-14** and directed to:-

Contact: **Ms Mayroon Dirksen**

Tel: **011 377 6908**

Fax: **086 569 1710**

Email: **mayroonishad@ccma.org.za**

Hand delivery: **28 Harrison Street
6th Floor
Johannesburg
2001**

NON-GOVERNMENTAL ORGANIZATION


NOTICE 509 OF 2017



The Coaltech Research Association NPC invites companies who has the necessary knowledge and/or experience in Geology, Underground and Surface Mining, Coal Processing, Environment or Mine Water Treatment for Coal mining, to apply to become Associate Members of Coaltech.

Coaltech currently has three (3) Steering Committees, namely Mining, Coal Processing and Environment. An Associate Member can apply to become a member of a maximum of one of these Steering Committees. The cost in 2017 terms is R11 000 per year per committee. Such member will have access to all the research done in such Steering Committee, but shall not have voting rights on such committee.

Should you be interested, you can email a request for application forms to jbeukes@coaltech.co.za or cbergman@coaltech.co.za



J S Beukes
Executive Director

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 510 OF 2017

The Minister for Rural Development and Land Reform hereby publishes the Communal Land Tenure Bill, 2017 and the Explanatory Memorandum for public comment.

Members of the public are invited to submit written comments within 60 calendar days of the publication of this notice to the following address:

By post to: The Director-General: Rural Development and Land Reform
Attention: Adv. Sello Ramasala
Private Bag X833
PRETORIA
0001

By fax to: (012) 324 2118

By e-mail to: CLTBill@drdlr.gov.za or sello.ramasala@drdlr.gov.za

Hand delivery: 184 Jeff Masemola Street, Pretoria, (Old Building reception).

Comments received after the closing date will not be considered.

REPUBLIC OF SOUTH AFRICA

COMMUNAL LAND TENURE BILL, 2017

*(As introduced in the National Assembly as a section 76 Bill;
Bill published in Government Gazette No. of 2017)
(The English text is the official text of the Bill)*

(MINISTER OF RURAL DEVELOPMENT AND LAND REFORM)

[B 2017]

BILL

To provide for the transfer of communal land to communities; to provide for conversion into ownership of land rights in communal land to communities that own or occupy such land; to provide for the transfer of ownership to communities and community members of land acquired by the State to enable access to land on an equitable basis; to provide for the right to use by community members of land owned by the State; to provide for registration of communal land; to provide for conditions of registration of communal land; to provide for general plans for communal land; to provide for the award of comparable redress; to provide for land rights enquiries; to provide for acquisition of more land for use as communal land; to provide for the choice on the administration of communal land; to provide for the establishment of households forums by communities; to provide for community rules; to provide for the establishment of communal land boards; to provide for dispute resolution mechanisms; to provide for the provision of municipal services on communal land, to amend and repeal certain laws; and to provide for matters incidental thereto.

PREAMBLE

NOTING the injustices of the past, particularly the systematic dispossession of land belonging to African people by the apartheid government and the continued state of landlessness on the part of the majority of the people;

FURTHER NOTING the insecurity of land tenure that characterises land rights of African people and the constitutional imperative to the democratic government to provide land tenure that is legally secure or comparable redress where such legally secure tenure cannot be provided;

RECOGNISING the need for the State to transfer ownership of land it holds in trust to its rightful owners and to acquire more land as communal land;

DETERMINED to provide land tenure that is legally secure, especially in respect of land owned or occupied by communities and community members; and

FURTHER DETERMINED to ensure investment in and sustainable development of land in communal areas,

BE IT ENACTED by the Parliament of the Republic of South Africa, as follows:—

ARRANGEMENT OF SECTIONS

Section

CHAPTER 1

DEFINITIONS, OBJECTS, PRINCIPLES AND APPLICATION OF ACT

1. Definitions
2. Objects of Act
3. Principles of communal land regulation
4. Application of Act

CHAPTER 2

DETERMINATION BY THE MINISTER

5. Determination on communal land
6. Reserving rights to the State
7. Considerations before determination
8. Land or rights affected by dispute

CHAPTER 3

TRANSFER AND REGISTRATION

9. Transfer of ownership of communal land
10. Granting of right to use
11. Determination by community
12. Registration of communal land

- 13. Conditions of registration
- 14. Registrable transactions
- 15. Conveyancer
- 16. Transfer, surveying and registration costs

CHAPTER 4

GENERAL PLAN AND TITLE TO COMMUNAL LAND

- 17. General plan
- 18. Title to communal land

CHAPTER 5

AWARD OF COMPERABLE REDRESS

- 19. Award of comparable redress

CHAPTER 6

LAND RIGHTS ENQUIRY

- 20. Land rights enquiry
- 21. Designation or appointment of land rights enquirer
- 22. Functions of a land rights enquirer
- 23. Notice of land rights enquiry
- 24. Powers and duties of land rights enquirer

CHAPTER 7**COMMUNITY RULES**

- 25. Juristic personality
- 26. Community rules
- 27. Registration of community rules

CHAPTER 8**TRADITIONAL COUNCILS**

- 28. Choice on land administration
- 29. Functions of institutions
- 30. Community resolutions
- 31. Meetings and reports

CHAPTER 9**HOUSEHOLDS FORUM**

- 32. Establishment and meetings of households forum
- 33. Composition
- 34. Term of office
- 35. Functions

CHAPTER 10**COMMUNAL LAND BOARDS**

- 36. Establishment of communal land boards
- 37. Composition
- 38. Disqualification
- 39. Powers and functions
- 40. Service conditions of board members

CHAPTER 11**GENERAL PROVISIONS**

- 41. Failure or maladministration by an institution
- 42. Support to perform functions
- 43. Provision of assistance to communities
- 44. Provision of municipal services on communal land
- 45. Dispute resolution
- 46. Acquisition of land by the Minister
- 47. Offences
- 48. Penalties
- 49. Delegation of powers
- 50. Regulations
- 51. Amendment and repeal of laws
- 52. Short title and commencement

SCHEDULE

CHAPTER 1

DEFINITIONS, OBJECT, PRINCIPLES AND APPLICATION OF ACT

Definitions

1. In this Act, unless the context indicates otherwise—

"board" means a communal land board established in terms of section 36;

"communal land" means land contemplated in section 4, owned, occupied or used by members of a community subject to shared rules or norms and customs of that community and includes land owned by the State but used by communities as communal land;

"communal property association" means a communal property association as defined in section 1 of the Communal Property Associations Act, 1996 (Act No. 28 of 1996);

"Communal Property Association Act" means the Communal Property Associations Act, 1996 (Act No. 28 of 1996);

"community" means a group of persons whose rights to land are derived from shared rules determining access to land held in common by such group regardless of its ethnic, tribal, religious or racial identity and includes a traditional community;

"community member" means a person who is born into a community or assumes membership of a community and who lives permanently in that community regardless of that person's gender, ethnic, tribal, religious, or racial identity;

"community rules" means community rules made in terms of section 26;

"comparable redress" means redress contemplated in section 19;

"Constitution" means the Constitution of the Republic of South Africa, 1996 (Act No. 108 of 1996);

"Deeds Registries Act" means the Deeds Registries Act, 1937 (Act No. 47 of 1937);

"Department" means the Department of Rural Development and Land Reform;

"Director-General" means the Director General of the Department of Rural Development and Land Reform;

"general plan" means a general plan as defined in section 102 of the Deeds Registries Act;

"household" means a person, or a group of persons who live together ordinarily as a family unit by occupying a common dwelling or part of it and provide themselves jointly with food and other essentials for living;

"households forum" means a households forum established in terms of section 32;

"land right" means any right, registered or unregistered, to the occupation of communal land created by or under any law, including the right to use land contemplated in section 10, but does not include a right that is purely of a contractual nature or based purely on temporary permission granted by the lawful occupier of the land in question;

"Minister" means the Minister responsible for Rural Development and Land Reform;

"occupy" means to lawfully occupy communal land in accordance with applicable laws, usage or practice;

"prescribed" means prescribed by regulation in terms of this Act;

"this Act" includes any regulations made in terms of this Act;

"traditional community" means a traditional community as defined in section 1 of the Traditional Leadership and Governance Framework Act, 2003 (Act No. 41 of 2003); and

"traditional council" means a traditional council as defined in section 1 of Act No. 41 of 2003

Objects of Act

2. The objects of this Act are to provide for—
- (a) legally secure tenure in relation to communal land by:
 - (i) converting legally insecure land tenure rights held by a community member or a community that occupies communal land, into ownership;
 - (ii) transferring ownership of land acquired by the State to communities to enable access to land, on an equitable basis;
 - (iii) granting to community members the right to use, as individual members or as a community, land owned by the State;
 - (iv) regulating the administration of communal land; and
 - (v) promoting and fulfilling social, economic, environmental and sustainable development on communal land;
 - (b) awarding of comparable redress in instances where legally secure land tenure cannot be provided;
 - (c) acquisition of more land to be used as communal land;

- (d) choice on the administration of communal land by communities;
- (e) protection of communal land against unfair acts of disposal;
- (f) performance of municipal functions on communal land; and
- (g) mechanisms for resolving disputes emanating from the administration of this Act.

Principles of communal land regulation

3. The following principles apply to the regulation, management and administration of communal land:

- (a) recognising and respecting all legitimate land rights and persons who hold such rights, as contemplated in section 25(6) of the Constitution;
- (b) recognising the right of communities to choose institutions or entities that administer land on their behalf;
- (c) recognising the right of communities to democratically control their commonly owned land and the responsibility to account for such control;
- (d) balancing the interests of the state, communities and members of communities;
- (e) providing access to justice and redress where land rights are in dispute;
- (f) promoting the rule of law, good governance, accountability and equality between men and women; and
- (g) promoting economic growth, poverty eradication, investment and development in communal land areas.

Application of Act

4. (1) This Act applies to—
- (a) communal land which is vested in the State, or which at any time vested in—

- (i) a government contemplated in the Self-Governing Territories Constitution Act, 1971 (Act No. 21 of 1971);
- (ii) the governments of the former Transkei, Bophuthatswana, Venda or Ciskei; and
- (iii) the South African Development Trust; (b) land restituted to a community in terms of section 26(7) of the Constitution;
- (c) land in respect of which equitable access to land is provided to a community as contemplated in section 25 (5) of the Constitution; and
- (d) land in respect of which the Minister has, by notice in the *Gazette*, determined that this Act applies.

(2) This Act applies to the exclusion of any provision of any legislation that regulates communal land and that is materially inconsistent with an object or specific provision of this Act.

CHAPTER 2

DETERMINATION BY MINISTER

Determination on communal land

5. (1) The Minister must, upon receipt of a report by a land rights enquirer and if satisfied that the requirements of this Act have been met, determine, after consultation with the community concerned, the location and extent of land in respect of which—

- (a) legally insecure land tenure must be converted into ownership in instances where a community occupies communal land or has a claim to communal land held in trust or administered on its behalf;

- (b) ownership is to be transferred to a community in instances where the State has acquired land to enable access to land on an equitable basis; or
- (c) the right to use land owned by the State is granted to a community member or community.

(2) The Minister must, upon receipt of a report by a land rights enquirer relating to a dispute, and if satisfied that the requirements of this Act have been met, determine the location and extent of land to be transferred in terms of section 9.

Reserving rights to state

6. (1) In making a determination in terms of section 5, the Minister may reserve part of communal land for the State for public use or public benefit.

(2) In reserving part of communal land for the State as contemplated in subsection (1), the Minister must consult with the community concerned, the Minister responsible for local government and the relevant municipality.

Considerations before determination

7. In making a determination in terms of section 5 or transferring communal land in terms of section 9, the Minister must have regard to the following:

- (a) all relevant law, including law governing land surveys, deeds registries as well as spatial planning and land use management;
- (b) all affected land right holders;
- (c) the need to provide access to land on an equitable basis;

CONTINUES ON PAGE 258 - PART 3

Vol. 625

7 July 2017
Julie

No. 40965

PART 3 OF 3

- (d) the need to regulate and support the administration of land in an effective, efficient and sustainable manner;
- (e) the need to protect, promote and fulfill the social, economic, environmental and sustainable development rights of communities and community members;
- (f) the spatial development framework of each municipality having jurisdiction.
- (g) any report of a land rights enquirer or that the Minister may have commissioned to enquire into any matter relating to the provisions of this Act;
- (h) any competing or conflicting rights;
- (i) any matter the Minister may deem necessary including the interests of the State;
- (j) land value, land development, and the necessity for conducting land rehabilitation, sub-division, consolidation, readjustment, de-congestion and any other land reform programme;
- (k) the need for comparable redress and the nature and extent of such redress;
or
- (l) any measures required to promote gender equality in providing access to land.

Land or rights affected by dispute

8. (1) The Minister may not—

- (a) make a determination as contemplated in sections 5; or
- (b) conclude any action taken in the implementation of section 9(2),

which relates to land or right to land which is directly affected by a dispute until such dispute is resolved.

(2) A dispute contemplated in subsection (1) includes a dispute arising from an encumbrance or debt relating to such land.

(3) The Minister must refer a dispute contemplated in subsection (1) to a land rights enquirer who must enquire into the dispute and report, in respect of the matters specified in the referral, to the Minister within 24 months of the referral.

CHAPTER 3

CONVERSION, TRANSFER AND REGISTRATION

Conversion into and transfer of ownership of communal land

9. (1) After making a determination in terms of section 5, the Minister must—

(a) have a general plan contemplated in section 17—

- (i) prepared on behalf of a community;
 - (ii) supported by a resolution of the community; and
 - (iii) approved in terms of the Land Survey Act, 1997 (Act No. 8 of 1997);
- and

(b) convert land rights into ownership and transfer communal land to a community or grant to a community the right to use communal land as contemplated in section 5.

(2) Notwithstanding subsection (1) and section 5, the Minister must transfer ownership—

(a) of communal land which at the commencement of this Act is occupied by a community to that community;

(b) a subdivided portion of communal land which at the commencement of this Act is occupied by a community member to that community member.

(3) Whenever communal land contemplated in subsection (2)(a) is affected by a dispute referred to in section 8(1)(b), the Minister must publish a notice to that effect in the *Gazette* and advising that the dispute has been referred to be dealt with in accordance with section 8(3).

Granting of right to use

10. (1) The Minister may, in respect of land owned by the State, grant the right to use such land to a community member or a community.

(2) The manner of granting the right to use land owned by the State and the use of such land by the community must be as prescribed.

Determination by community

11. (1) A community whose land rights have been converted into ownership or to whom ownership of land has been transferred after the commencement of this Act in terms of section 9 must, by means of its community rules, determine the nature of rights to a subdivided portion of communal land designated for residential, industrial or commercial purposes.

(2) The nature of rights contemplated in subsection (1) include—

- (a) ownership in the case of land owned or occupied by or transferred to a community; and
- (b) right to use, lease or any other right relating to property as may exist in law.

(3) In making a determination as contemplated in subsection (2), the community must take into account whether—

- (a) the land is owned by the community or the State; and
- (b) the holder of rights to a subdivided portion is a community member.

Registration of communal land

12. (1) Communal land must be registered in the name of a community or a name preferred by the community.

(2) In the case of ownership as contemplated in section 11(2)(a), a subdivided portion of communal land must be registered in the name of a community member already occupying such subdivided portion at the commencement of this Act or to whom it is allocated.

(3) In the case of rights contemplated in section 11(2)(b), the subdivided portion of communal land must be registered in the name of the community and the community member.

Conditions of registration

13. It must be registered as a condition of registration in terms of section 63 of the Deeds Registries Act, that—

- (a) communal land contemplated in *section 17(1)(a), (b) and (c)* cannot be sold, donated, leased, encumbered or in any manner disposed of without a written resolution to that effect supported by 60% of households of the relevant community; and
- (b) a subdivided portion of communal land contemplated in *section 17(1)(d)* cannot be sold, donated or in any other manner alienated to a person who is not a member of that community without offering—
 - (i) members of the owner's family;

- (ii) members of the relevant community; or
 - (iii) the State,
- the first option to acquire such subdivided portion.

Registrable transactions

14. Registrable transactions in respect of communal land must be registered in terms of this Act, the Deeds Registries Act and any other applicable laws.

Conveyancer

15. A suitably qualified official of the Department may perform the functions of a conveyancer required in terms of the Deeds Registries Act.

Transfer, surveying and registration costs

16. The Minister must, from monies appropriated by Parliament for this purpose, pay the costs of transfer, surveying and registration required to give effect to this Act.

CHAPTER 4

GENERAL PLAN AND TITLE TO COMMUNAL LAND

General plan

- 17.** (1) A general plan for communal land must outline parts of communal land designated for—
- (a) economic, social, environmental and sustainable development and infrastructure investment for the entire community;

- (b) crop fields, grazing land, water ways, wood lands, conservation, recreational and any other purpose for the entire community;
- (c) the provision of economic, social and other services for the benefit of the entire community; and
- (d) subdivided portions for residential, agricultural, industrial and commercial purposes.

(2) The Minister may prescribe the format for the general plan for communal land.

Title to communal land

18. (1) A community in whose name communal land is registered is the owner of such communal land.

(2) A person in whose name a subdivided portion of communal land contemplated in section 17(1)(d) is registered, is the owner of that subdivided portion of communal land: Provided that a community may, in its community rules, impose conditions on such ownership or reserve any right in its favour.

(3) A community or the State, where it has granted a right contemplated in section 11(2)(b) on a subdivided portion of communal land, remains the owner of that subdivided portion of communal land: Provided that the community or the State may convert such right into ownership after an uninterrupted occupation by the same person for a period as may be determined by a community in its community rules or prescribed by the Minister.

(4) The Minister may prescribe general conditions for the registration of communal land.

CHAPTER 5

AWARD OF COMPARABLE REDRESS

Award of comparable redress

19. (1) The Minister must, after determining that a right that is legally insecure as contemplated in section 25(6) of the Constitution held by a person or community cannot, for any reason, be made legally secure, award that person or community comparable redress.

(2) An award in terms of subsection (1) may comprise—

- (a) land or a right in land other than the land to which the insecure land right relates;
- (b) compensation in money or in any other form; or
- (c) both forms of redress contemplated in paragraphs (a) and (b).

CHAPTER 6

LAND RIGHTS ENQUIRY

Land rights enquiry

20. (1) The Minister must institute a land rights enquiry before making—

- (a) a determination on communal land in terms of section 5; or
- (b) an award of comparable redress in terms of section 19.

(2) Matters to be enquired into in terms of subsection (1) include the following:

- (a) the nature and extent of competing or conflicting land rights and interests, and whether such rights are legally secure or not;

- (b) the interests of the State;
- (c) the options available for ensuring legally secure rights;
- (d) the provision of access to land on an equitable basis;
- (e) land value, spatial planning and land use management, land development, and the necessity for conducting a development or a decongestion, subdivision, readjustment or consolidation or other land reform programme, and the nature of such programme;
- (f) the need for comparable redress and the nature and extent of such redress;
- (g) the measures required to promote gender equality in the allocation, registration and exercise of land rights;
- (h) any matter relevant to any determination to be made by the Minister in terms of this Act; and
- (i) any other matter as may be determined by the Minister.

(3) The land rights enquirer must, after completion of a land rights enquiry, submit a report on the enquiry to the Minister.

Designation or appointment of land rights enquirer

21. (1) The Minister may designate an officer of the Department or appoint a suitable person who is not such an officer as a land rights enquirer to conduct an enquiry in terms of this Act.

(2) The Minister may designate officials or appoint persons to assist the land rights enquirer contemplated in subsection (1).

(3) The Minister may, with the concurrence of the Minister of Finance, determine such remuneration and allowances payable to a land rights enquirer and his or her assistants who are not State officials.

Functions of a land rights enquirer

22. A land rights enquirer may enquire into—

- (a) the nature and extent of land rights;
- (b) interests of the State;
- (c) options available to ensure legally secure tenure;
- (d) provision of land on an equitable basis also taking into account gender equality;
- (e) any other matter relevant to a determination to be made by the Minister in terms of this Act; or
- (f) any other matter as directed or as instructed by the Minister to achieve the objects of this Act.

Notice of land rights enquiry

23. (1) The Minister must, in the national, regional and local media and in the prescribed manner, publish a notice relating to the enquiry—

- (a) inviting interested parties to participate in such enquiry; and
- (b) indicating the period within which the enquiry must be completed.

(2) After the completion of the enquiry, the Minister must in the same manner that the notice was published, publish the findings and recommendations made by the land rights enquiry.

Powers and duties of land rights enquirer

24. (1) A land rights enquirer—

- (a) may do all that is necessary to perform his or her functions in order to give effect to the objects of this Act; and

(b) report on the enquiry in the *prescribed* manner.

(2) Whenever relevant to an enquiry, a land rights enquirer or any person assisting a land rights enquirer, may in the prescribed manner and having regard to the constitutional rights of affected persons—

(a) by notice request the provision of written or verbal evidence; or

(b) convene and attend meetings of interested persons.

(3) A land rights enquirer may, where permission to enter premises is refused, apply to a magistrate for a warrant to enter any premises, including a private dwelling or an office, where documents relating to the administration of this Act may be kept, and search such premises and take possession of documents and articles.

CHAPTER 7

JURISTIC PERSONALITY AND COMMUNITY RULES

Juristic personality

25. A community to whom communal land is transferred in terms of section 9 becomes a juristic person upon receipt of a Deed of Communal Land.

Community rules

26. (1) A community contemplated in section 25 must, in the prescribed manner, make and adopt its community rules.

(2) Community rules must be adopted by 60% of households of such community.

(3) Community rules must regulate—

- (a) the general management and administration of communal land;
- (b) the nature of rights to subdivided portions of communal land;
- (c) the alienation or termination of rights other than ownership rights;
- (d) the allocation of subdivided portions of communal land;
- (e) the keeping of communal land register;
- (f) the use of communal land by the entire community, households and persons in general;
- (g) the sale, donation, lease, encumbrance or any alienation of rights to communal land;
- (h) the use of communal land by persons or legal entities other than those from the relevant community;
- (i) administration fees;
- (j) such matters as may be *prescribed*; and
- (k) any other matter the community deem necessary to regulate.

(4) The process of making and adopting community rules must be guided by the following principles:

- (a) fair and inclusive decision making;
- (b) equality;
- (c) access to communal property;
- (d) accountability and transparency; and
- (e) democratic processes governing the conduct of community meetings.

(5) Any act or conduct relating to matters contemplated in subsection (3) which is inconsistent with community rules is invalid.

Registration of community rules

27. (1) A community must, in the prescribed manner, apply to the Director-General for the registration of community rules.

(2) The Director-General must consider the adopted community rules and if satisfied that they comply with the rules of natural justice, the Constitution and this Act, register such rules.

(3) If the Director-General is not satisfied as contemplated in subsection (2), he or she must notify the community of the steps to be taken to ensure compliance.

(4) Community rules are binding on the entire community.

(5) Community rules are on their registration deemed to be a matter of public knowledge and must be accessible to the public.

(6) The prescribed standard community rules apply to a community that fails to adopt and have community rules registered.

(7) The Minister may adapt the prescribed standard community rules for a community contemplated in subsection (6) upon request by the community in the prescribed manner.

CHAPTER 8

LAND ADMINISTRATION

Choice on land administration

28. (1) A community issued with Deed of Communal Land must, within a period of 24 months from the date of such issue, by a resolution supported and adopted by not less than 60% of households of that community, choose either—

(a) a traditional council;

- (b) a communal property association; or
 - (c) any other entity as may be approved by the Minister,
- to manage and administer communal land on its behalf.

(2) The procedure for arriving at and adopting a resolution contemplated in subsection (1) must be—

- (a) as prescribed; and
- (b) facilitated by an independent person or organisation as determined by the Minister.

(3) A communal property association administers communal land in accordance with the Communal Property Associations Act: Provided that in the event of any inconsistency between this Act and the Communal Property Associations Act relating to the administration of communal land, this Act supersedes the Communal Property Associations Act.

(4) A community may not choose a—

- (a) traditional council not duly constituted in terms of section 3 of the Traditional Leadership and Governance Framework Act (Act No. 41 of 2003), notwithstanding section 28(4) of that Act; or
 - (b) a communal property association not registered in terms of the Communal Property Associations Act,
- to perform functions in terms of this Act

(5) (a) The Minister must, in respect of a community that fails to exercise a choice as contemplated in subsection (1), appoint an official of the Department or any other suitably qualified person to assist such a community in making a choice; and

(b) Where a community fails to make a choice even after being assisted in terms of paragraph (a), the Minister must determine the choice in accordance with the recommendations of the official or person contemplated in that paragraph.

Functions of institutions

29. (1) An institution responsible for the management and administration of communal land must perform the following functions in relation to communal land:

- (a) General management and administration of communal land in accordance with community rules and this Act;
- (b) allocation of subdivided portions of communal land to community members, including women for residential and commercial purposes, in accordance with community rules and this Act;
- (c) establishing and maintaining registers and records of land rights in communal land and transactions affecting such rights as may be prescribed or as may be required by community rules;
- (d) promoting development rights and interests of the community and its members;
- (e) resolution of disputes among community members;
- (f) promoting co-operation among community members and with any other person in dealing with matters relating to communal land;
- (g) any other function as may be delegated to it by the community; and
- (h) any other function as may be prescribed.

(2) An institution contemplated in subsection (1) has no inherent authority to sell, donate, lease, encumber or in any manner alienate communal land except in accordance with this Act.

Community resolutions

30. Any community resolution having the effect of selling, donating, leasing, encumbering or in any manner alienating or disposing of communal land, must be supported by 60% of households of that community.

Meetings and reports

31. (1) An institution responsible for the management and administration of communal land must meet at least four times a year—

- (a) for purposes of its role and performance of functions in terms of this Act; and
- (b) to report on its activities to a household forum.

(2) An institution contemplated in subsection (1) must submit an annual report in the prescribed manner on its activities to the community, the Premier of the relevant province and the Minister.

CHAPTER 9

HOUSEHOLDS FORUM

Establishment and meetings of households forum

32. (1) A community contemplated in section 25 must establish a households forum.

(2) A households forum must meet at least four times a year.

Composition

33. (1) A Households Forum must consist of—

- (a) not less than 20 but not more than 30 members elected by the relevant community subject to subsections (3) and (4);
- (b) two persons designated by the relevant traditional council or communal property association; and
- (c) one person designated by a municipality in whose area of jurisdiction a Households Forum is established to be a non-voting member of that Forum.

(2) A community must elect the Households Forum's chairperson, deputy chairperson and other three office bearers.

(3) At least 50% of the total membership of a Households Forum must be women.

(4) Three members of a Household Forum must represent the interests of vulnerable community members, including child headed households and the youth, the elderly and the disabled.

Term of office

34. The term of office of a member of a Households Forum contemplated in section 33(1)(a) is 5 years which may be renewed.

Functions

35. (1) A Households Forum represents a community and is responsible for—

- (a) generally overseeing the management and administration of communal land by an institution or entity contemplated in section 28(1);

- (b) receiving quarterly reports from an institution or entity contemplated in paragraph (a);
- (c) providing an institution or entity contemplated in paragraph (a) with the necessary support to enable such institution or entity to perform functions in terms of this Act;
- (d) generally holding an institution or entity contemplated in paragraph (a) accountable in their performance of functions in terms of this Act;
- (e) performance of any functions as may be provided for in community rules; and
- (f) the performance of any functions as may be prescribed.

(2) A Households Forum—

- (a) must report to the community at least once annually; and
- (b) may request the Minister to institute an investigation into the affairs of an institution responsible for the management and administration of communal land relating to such institution's role in terms of this Act.

(3) For purposes of performing its functions, a households forum may liaise with the relevant municipality, Board or any other institution concerning the provision of services and the planning and development of communal land.

CHAPTER 10

COMMUNAL LAND BOARDS

Establishment of communal land boards

36. The Minister may, by notice in the *Gazette*—

- (a) establish one or more communal land boards having jurisdiction in such areas as the Minister may determine; and

- (b) disestablish a board or recognize an already existing board subject to conditions as the Minister may determine or amend a board's area of jurisdiction.

Composition

37. (1) Members of a board must be appointed by the Minister in accordance with the prescribed nomination and selection processes.

(2) A board consists of no fewer than 9 but not more than fifteen members.

(3) The board must at least have-

- (a) one person nominated by and representing a provincial house of traditional leaders contemplated in section 212 (2) (a) of the Constitution having jurisdiction in the area of that board;
- (b) an official of the Department;
- (c) one person representing municipalities in the province;
- (d) not more than five members representing all communities in the board's area of jurisdiction; and
- (e) not more than seven other persons appointed by the Minister.

(4) Members of the board must-

- (a) be suitable to serve on the board by virtue of suitable qualifications, expertise or experience; and
- (b) be committed to the objectives of this Act.

(5) A member of a board is appointed for a period of five years but the Minister may in her or his discretion appoint a member for another term which shall not be further extended.

(6) At least 50 percent of members of the board must be women.

(7) (a) The Minister must, after consultation with the appointed board members, appoint a chairperson and a deputy chairperson from among members of the board; and

(b) other office bearers of the Board shall be appointed by the board.

Disqualification

38. (1) The Minister may not appoint as a member of a board a person who—

- (a) is not a citizen or a permanent resident of, and is not ordinarily resident in, the Republic;
- (b) is an unrehabilitated insolvent;
- (c) has been removed from an office of trust on account of improper conduct;
- (d) is an elected political representative in the national, provincial or local sphere of government.

(2) A member of a board must vacate her or his office if she or he:

- (a) is removed from office by the Minister on reasonable grounds, after consultation with the board; or
- (b) has, without the leave of the board, been absent from two consecutive meetings of the board.

Powers and functions

39. (1) A board must,

- (a) advise the Minister with regard to any matter relating to the administration of this Act;
- (b) advise and support communities and an institution or entity contemplated in section 28(1) in respect of any matter contemplated in this Act;
- (c) monitor the implementation of this Act and report thereon to the Minister at least once annually;
- (d) appoint committees to assist it in the performance of its functions;
- (e) assist with the resolution of disputes; and
- (f) perform any function in terms of this Act or as assigned by the Minister.

(2) A board member acting in her or his official capacity and duly authorised by the relevant board may—

- (a) at any time enter upon any communal land, except a private dwelling;
- (b) enquire into any relevant matter;
- (c) inspect any document relating to communal land management and administration and make copies of such document; and
- (d) convene and attend a meeting of a community, households forum or an institution responsible for the management and administration of communal land.

(3) The board must annually report to the Minister on its activities.

Service conditions of board members

40. (1) The Minister must determine—

- (a) the conditions of service of board members; and

- (b) with the concurrence of the Minister of Finance, remuneration or allowances payable to board members who are not employed by the State from monies appropriated by Parliament for this purpose.

CHAPTER 11

GENERAL PROVISIONS

Failure or maladministration by institution or entity

41. (1) The Minister may determine that an institution or entity contemplated in section 28(1) is not suitable to continue performing its functions in terms of this Act as a result of—

- (a) failure to perform its functions; or
(b) any act of maladministration or corruption.

(2) The Minister may only make a determination contemplated in subsection (1) after instituting a land rights enquiry or an investigation into the role of such institution or entity in terms of this Act.

(3) The Minister may appoint an administrator to perform the functions of an institution or entity which has been determined to be unsuitable to perform its functions under subsection (1).

Support to perform functions

42. (1) The Department must, from monies appropriated by Parliament for this purpose, provide a board, traditional council, communal property association, community, households forum, institution or person performing functions in terms of

this Act with financial, administrative and any other support that may be required to perform such functions.

(2) The support contemplated in subsection (1) includes support for communities to—

- (a) adopt community resolutions;
- (b) adopt community rules;
- (c) make a choice in terms of section 28;
- (d) establish dispute resolution mechanisms as contemplated in section 45; or
- (e) perform any other function in terms of this Act.

Provision of assistance to communities

43. The Minister may designate an officer of the Department to assist a traditional council, communal property association, any other institution or person to give effect to the provisions of this Act.

Provision of municipal services on communal land

44. Nothing in this Act or any other law prevents a municipality from—

- (a) providing services and development infrastructure; and
- (b) performing its constitutional functions,

on communal land including subdivided portions of communal land.

Dispute resolution

45. (1) Parties to a dispute arising from the application of this Act must first attempt to resolve the dispute between them.

(2) If the parties are unable to resolve the dispute between them, either party may refer the dispute to a traditional council, communal property association or a household forum for the resolution of such dispute.

(3) Where a traditional council, communal property association, or a household forum is a party to a dispute and the dispute could not be resolved by the parties, either party may refer such a dispute for mediation by an independent mediator appointed by the Director-General.

(4) If the dispute is not resolved by mediation, either party may refer such dispute to the Minister and the Minister must—

- (a) designate an official of the Department who has skills in the adjudication of disputes to hear both parties and make a finding; or
- (b) appoint an adjudication committee comprising three persons one of whom shall be the chairperson of the adjudication committee, appointed on account of his or her knowledge of the law, which shall hear the parties and make a finding.

(5) A person who is not satisfied with a finding of the adjudication committee may approach the courts for relief.

(6) A dispute which is not resolved as contemplated in subsections (2) or (3) within three months may be referred for adjudication in terms of subsection (4).

Acquisition of land by minister

46. The Minister may, for the purposes of this Act, acquire more land or a right in land for use as communal land to ensure access to land on an equitable basis.

Offences

47. (1) A person who—

- (a) hinders, obstructs or unduly influences any other person in the exercise of powers or the performance of duties in terms of this Act;
- (b) unlawfully or in any manner prevents any other person from exercising a right in terms of this Act; or
- (c) manages or administers or purports to manage or administer communal land in contravention of this Act,

is guilty of an offence.

(2) Any person who grants or purports to grant to any other person a right in communal land in contravention of a community rule, regulation or this Act is guilty of an offence.

Penalties

48. A person convicted of an offence in terms of this Act is liable on conviction in the case of an offence referred to in section 47(1) or (2), to a fine determined in terms of the Adjustment of Fines Act, 1991 (Act No. 101 of 1991), or imprisonment for a period not exceeding ten years, or to both a fine and such imprisonment.

Delegation of powers

49. The Minister or the Director-General may delegate any power conferred to the Minister or the Director-General, as the case may be, in terms of this Act, except the power to make regulations in the case of the Minister, to any official of the Department.

Regulations

50. The Minister may make regulations relating to—

- (a) registration of land rights, including use rights;
- (b) the manner in which meetings and business of institutions responsible for the management and administration of communal land and households forums are conducted;
- (c) the election of members of households forums and their office bearers;
- (d) the manner in which meetings and business of a board are conducted;
- (e) the facilitation of dispute resolution mechanisms in terms of this Act;
- (f) the making and adoption of community rules;
- (g) allocation of rights in communal land;
- (h) factors to be taken into account in determining comparable redress; and
- (i) any other matter which it is necessary or expedient to achieve the objects or the implementation of this Act.

Amendment and repeal of laws

51. The laws mentioned in the Schedule are amended or repealed to the extent set out in the third column of the Schedule.

Short title and commencement

52. This Act is called the Communal Land Tenure Act, 2017, and comes into operation on a date to be determined by the President by proclamation in the *Gazette*.

SCHEDULE

AMENDMENT OR REPEAL OF LAWS (Section 51)

<i>Number and Year of Law</i>	<i>Short Title</i>	<i>Extent of Amendment or Repeal</i>
Act No. 11 of 2004	Communal Land Rights Act	Repeal of the whole.
Act No. 47 of 1937	Deeds Registries Act, 1937	<p>Amendment of section 102—</p> <p>(a) by the insertion after the definition of "court" of the following definition:</p> <p><u>" 'Deed of Communal Land' means a deed of communal land as defined in section 1 of the Communal Land Act, 2015;";</u></p> <p>(b) by the substitution for the definition of "person" of the following definition:</p> <p><u>" 'person', for the purpose of [the registration of immovable trust property only] any registration in terms of this Act, includes a trust and, for the purpose of the Communal Land Act, 2015, includes a community;".</u></p>
Act No. 112 of 1991	Upgrading of Land Tenure Rights Act, 1991	<p>1. Repeal of sections 19 and 20.</p> <p>2. Substitution for section 25A of the following section:</p> <p><u>"25A. As from the coming into operation of the Communal Land Act, 2015, this Act shall apply throughout the Republic."</u></p>
Act No. 31 of 1996	Interim Protection of Informal Land Rights Act, 1996	Amendment of section 5 by the deletion of subsection (2).
Act No. 38 of 1927	Black Administration Act, 1927.	Sections 6, 7 and 8.

<i>Number and Year of Law</i>	<i>Short Title</i>	<i>Extent of Amendment or Repeal</i>
Act No. 39 of 1979	Bophuthatswana Land Control Act, 1979	Repeal of the whole.
Act No. 16 of 1986	Venda Land Control Act, 1986	Repeal of the whole
Proclamation No. 45 of 1990	Venda Land Affairs Proclamation, 1990	Repeal of whole.
Act No. 14 of 1982	Ciskei Land Regulation Act, 1982	Repeal of the whole.
Act No. 15 of 1989	Qwaqwa Land Act, 1989	Repeal of the whole
Act No. 11 of 1992	KwaNdebele Land Tenure Act, 1992	Repeal of the whole.
Proclamation No. 26 of 1936	Administrative Area Regulations – Unsurveyed Districts: Transkeian Territories	Repeal of the whole

MEMORANDUM ON THE OBJECTS OF THE COMMUNAL LAND TENURE BILL, 2017**1. BACKGROUND**

1.1 The Communal Land Tenure Bill ("the Bill") seeks to regulate communal land. Communal land encompasses land occupied mostly by African communities in the former *homelands*. As the racist policies and laws of the apartheid government would provide, ownership of such land could not be registered in the name of a *native*. Land occupied by *natives* was registered in the name of the South African Native Trust which was governed by the Governor-General, who, according to the Black Administration Act, 1927 (Act No. 38 of 1927), had the title of the *Supreme Chief of all Natives*.

1.2 Communal land continues to be held by the State *in trust* for communities and thereby perpetuating legally insecure land tenure for those communities.

1.3 The Constitution, section 25(6) in particular, seeks to reverse the above remnants of the past by placing an obligation on the State by providing that a *person or community whose tenure of land is legally insecure as a result of past racially discriminatory laws or practices is entitled, to the extent provided by an Act of Parliament, either to tenure which is legally secure or to comparable redress*. Section 25(9) provides that Parliament must enact legislation referred to in section 25(6). The Bill represents such legislation in the making.

1.4 As required by the Constitution, the Bill seeks to ensure that land tenure envisaged in section 25(6) is made legally secure by converting precarious tenure into ownership and other forms that guarantee persons' or communities' rights in land.

2. OBJECTS OF BILL

The main objects of the Bill are the following:

- (a) to convert legally insecure tenure into ownership where persons and communities already hold some form of rights to land;
- (b) to enable the State to grant persons and communities the right to use land that is acquired and owned by the State; and
- (c) to provide for the administration of communal land in general.

3. CLAUSE BY CLAUSE ANALYSIS

A clause by clause analysis of the Bill follows hereunder.

Clause 1 provides for the definitions of words or expressions used in the Bill.

Clause 2 provides for the objects of the Bill which are listed in item 2 above.

Clause 3 provides for the principles applicable to the regulation, management and administration of communal land. The principles also assist in the interpretation of the Bill once enacted.

Clause 4 provides for communal land to which the Bill applies. The Bill applies to communal land currently vesting in the State and held in trust for communities; land acquired by or for a community; and land which the Minister has determined as land to which it shall apply. The Bill further provides that it applies to the exclusion of any other legislation relating to communal land that is inconsistent with it.

Clause 5 provides for a determination by the Minister on communal land in respect of which ownership must be transferred to a community which owns, occupies or has a claim in respect such communal land. It further provides for the granting of use rights by the State to a community where the State owns the land and wishes to continue owning such land. The determination process will follow a consultation process between a community and the Minister wherein the location and extent of land to be transferred is determined.

Clauses 6 provides for the reservation of part of communal land for use by the State. Such use is for public use or public benefit mostly by community members.

Clause 7 provides for matters to be taken into account by the Minister before transferring communal land or before converting into ownership rights in respect of communal land. The matters are listed in the Bill to ensure that the determinations by the Minister are not made arbitrarily. This is in line with constitutional requirements that a functionary exercising power in terms of legislation must be guided by Parliament in the exercise of such functions.

Clause 8 provides that no determination shall be made in respect of land that is the subject of a dispute. This allows disputes to be resolved before determinations are made. A time frame of 24 months is provided for in terms of which disputes must be resolved to ensure that the Minister's determinations are not held up by disputes.

Clause 9 provides for the conversion into ownership and the actual transfer of communal land already occupied by communities and community members. It provides that before communal land is transferred, a general plan in respect of that land must be prepared and approved. This means that the land must first be surveyed before it can be transferred.

Clause 10 provides for the State to continue to own land it has acquired but grants a community the right to use such land without transferring ownership of such land to a community.

Clause 11 seeks to enable the community to which land has been transferred after the commencement of the Act to decide on the nature of rights to be conferred to community members in respect of subdivided portions of communal land. Subdivided portions are for use by individual members for residential, business or any other purposes. The community has a choice, it may confer ownership, lease, right of use or any other rights recognised in law.

Clause 12 seeks to enable a community to register its communal land in its own name or a name preferred by the community. A subdivided portion of communal land is to be registered in the name of a community member to whom it is allocated in ownership. Where a subdivided portion is leased or allocated only for use and not in ownership, such subdivided portion is registered in both the name of the community and the community member.

Clause 13 provides for conditions of registration. These conditions seek to protect communal land against disposal. Before such land can be disposed of, e.g. leased or sold for mining ventures, more than the majority of community members, in this instance 60%, must agree to such act of disposal.

In cases where residential portion is alienated to a person who is not a member of the community, the owner must first offer other family members, community members or the State an option to acquire such property.

Clauses 14, 15 & 16 provide for registrable transactions, that these must be registered in terms of the Deeds Registries Act. Transfer and deeds registration fees as well as VAT are not payable in recognition of the economic status of many communities affected by the Act. The Minister bears some costs.

Clause 17 provides for a general plan for communal land. This serves to ensure some form of land use planning. The plan shall outline parts of communal land designated for different purposes. The clause allows the Minister to prescribe the format for the general plan as circumstances may differ from community to community.

Clause 18 provides for title to communal land to ensure legally secure tenure. The community is the owner of communal land. A person granted ownership rights in respect of subdivided portions is the owner of such subdivided portion subject to conditions as may be determined by the community. The State or community remains the owner where no ownership is transferred.

Clause 19 seeks to enable the Minister to award some form of redress in instances where already existing rights cannot, for any reason, be confirmed. The award can be in the form of another right or land, compensation in money or any other form or both right in land and compensation.

Clause 20 provides for land rights enquiries to ensure that determinations made by the Minister in terms of the Act are sound, rational and based on substance.

Clauses 21, 22, 23 & 24, provide for matters incidental to land rights enquiries including the appointment and powers of the enquirer as well as the notice of the enquiry.

Clauses 25, 26 & 27 seek to enable a community to receive property in its own name, to sue and be sued in its name by making it a juristic person. Because a community is required to act in its name, it will require rules that govern its activities and how it arrives at decisions. A community is therefore required to develop community rules that will govern its activities. The rules must be registered with the Department to ensure that the rules are clear, certain and understood by the community.

Clause 28 requires a community to choose an entity that will assist the community in administering its communal land. This is an entity that will run the affairs of the community in relation to land administration on a day to day basis. Communities can choose a traditional council, a communal property association or any other entity approved by the Minister.

There have been conflicts in the past and some are current wherein some entities are fighting with communities for the control of communal land and its natural resources. The purpose of these provisions is to ensure that whatever entity is chosen, it is an entity that is governed by law so that the Department can have recourse in instances where challenges arise relating to land administration.

Land administration is a contentious issue in that in the past the apartheid government used it as a control mechanism wherein entities were given land administration powers as a means to control communities. This the apartheid government did as it also arrogated to itself the power to appoint and dismiss traditional leaders contrary to customary laws and practices. The provision seeks to allow communities to decide how they want their land administered.

Where a community fails to exercise a choice as contemplated above, the Minister shall attempt to assist the community to make a choice by appointing a suitably qualified person to assist the community. However, should this attempt fail, the Minister shall make a choice for the community.

Clause 29 provides for the functions of an entity chosen by the community to administer its communal land on its behalf. It is important to define the functions as the entity must only act in accordance with the law by exercising only the powers it has and perform the functions as determined by law to avoid conflicts. The functions are listed.

Clause 30 provides for requisite majority for arriving at decisions. This is important to ensure that decisions are arrived at openly and by more than a mere majority of community members. In this instance, decisions must be supported by at least 60% of households.

Clause 31 provides for meetings and reports of land administration entities to ensure accountability to the community.

Clauses 32, 33, 34 & 35 provide for a households forum, its composition, term of office and functions. It is a community structure that will act as middle person between the community and an entity chosen to administer communal land. This is required to ensure that there is immediate accountability on a regular basis especially during the times when the entire community is not able to meet.

Clauses 36, 37, 38, 39 & 40 empower the Minister to appoint a board or boards to advise the Minister on the administration and implementation of the Act in general. This is important as it ensures that the Minister will have at his or her disposal expertise that is necessary to make rational decisions and determinations. The composition of the board is provided for as well as its powers and functions.

Clause 41 seeks to empower the Minister to intervene in instances of maladministration or corruption on the part of an entity that administers communal land. The Minister may institute an investigation and appoint an administrator where an entity is found to have been involved in acts of maladministration or corruption.

Clauses 42 and 43 enable the Department to provide support to communities as well as structures involved in the administration of the Act. The support includes administrative and financial support.

Clause 44 reaffirms the right or obligation of municipalities to provide services on communal land. Some traditional leaders have been reported as indicating that municipalities can get involved in the provision of services and development programmes on communal land only with their consent. The Act seeks to reaffirm municipalities' constitutional obligation to provide services on communal land.

Clause 45 seeks to provide dispute resolution mechanisms to deal with the highly contentious issues provided for in the Act including land administration and other decisions made in the general administration of the Act.

Clause 46 enables the Minister to acquire more land to be used as communal land as communities outgrow their boundaries. This will assist in dealing with congestion in communities that are growing.

Clauses 47 & 48 provide for offences and penalties which are necessary in legislation dealing with land rights and contentious issues of land administration.

Clause 49 provides for delegation of powers by the Minister and the Director-General.

Clause 50 provides for the making of regulations.

Clause 51 provides for repeal and amendments of related legislation. Old *homeland* laws are repealed whereas laws strengthening informal rights are accordingly amended.

Clause 52 provides for the Short Title and the commencement of the Act.

4. FINANCIAL IMPLICATIONS FOR THE STATE

There will definitely be financial implications for the State. The SEIAS conducted in respect of the Bill contemplates that it will require about R20m per annum to implement the Act at all levels. These include transfer costs, survey costs and other related costs. Acquisition of more land for use as communal land will also require more financial resources. The administration of the Act will require financial resources. The Department will budget appropriately for the implementation of the Act.

5. DEPARTMENTS / PERSONS / BODIES CONSULTED

The Department has consulted widely on the policy document and there is general consensus on the policy that gave rise to this Bill. There is however, some resistance in some quarters by persons who would like to see the status quo maintained. The main objective of the Bill is to ensure a legally secure land tenure as required by the Constitution.

The Department has particularly consulted with the National House of Traditional Leaders on the policy document.

6. CONSTITUTIONAL IMPLICATIONS

The Department is of the considered opinion that the provisions of the Bill are not unconstitutional.

7. COMMUNICATION IMPLICATIONS

The Department is committed to communicating with rural communities including traditional communities on the objectives of the Bill as well as other stakeholders affected by the Bill.

8. PARLIAMENTARY PROCEDURE

The Department is of the view that the Bill must be introduced as a section 76 Bill as it affects provinces. It must also be referred to the National House of Traditional Leaders as it impacts on traditional leaders. The Bill also provides a role for traditional councils in the administration of the Act where communities choose traditional councils to assist in communal land administration.

DEPARTMENT OF TRADE AND INDUSTRY

NOTICE 511 OF 2017

INTERNATIONAL TRADE ADMINISTRATION COMMISSION OF SA

**GUIDELINES PERTAINING TO REBATE OF THE DUTY ON REBATE PROVISIONS IN
TERMS OF THE CUSTOMS AND EXCISE ACT**

Interested parties are hereby notified that all applications submitted for permits in terms of the following rebate provision/s will be dealt with according to the guidelines as described in this notice and must be submitted in the format as set out in the application forms in this notice, where applicable.

For the convenience of all interested parties, the following guidelines in respect of all the rebate provisions subject to publication are attached to this notice as indicated in the Schedule hereunder:

The questionnaires and application forms related to these rebate provisions listed hereunder must be obtained from the International Trade Administration Commission of South Africa (ITAC), Private Bag x 754, Pretoria.

Note: Permits in relation to rebate provisions subject to a permit condition should be applied for and received before the goods concerned are shipped.

Schedule of Rebate Provisions

DESCRIPTION OF REBATE PROVISION	ANNEXURE
Guidelines, rules and conditions pertaining to fabrics imported in terms of rebate items 320.01/5407.61/01.06, 320.01/5903.20.90/02.08 and 320.01/5907.00.90/02.08 for the manufacture of upholstered furniture	Annexure 1.1

ANNEXURE 1.1**GUIDELINES, RULES AND CONDITIONS PERTAINING TO FABRICS IMPORTED IN TERMS OF REBATE ITEMS 320.01/5407.61/01.06, 320.01/5903.20.90/02.08 AND 320.01/5907.00.90/02.08 FOR THE MANUFACTURE OF UPHOLSTERED FURNITURE**

Interested parties are hereby notified that all applications submitted for permits in terms of rebate items 320.01/5407.61/01.06, 320.01/5903.20.90/02.08 and 320.01/5907.00.90/02.08 will be dealt with according to the guidelines as described in this notice and must be submitted in the format as set out in the application forms where applicable. For the convenience of all interested parties, the following guidelines in respect of the above mentioned rebate items subject to publication are attached to this notice. The application forms related to the rebate items mentioned above are obtainable from ITAC's website at www.itac.org.za and from ITAC, Block E: thedti Campus, 77 Meintjies Street, Sunnyside, Pretoria.

Note: In terms of section 26 (4) of the International Trade Administration Act, 71 of 2002, the Commission may, *inter alia*, require an applicant to provide additional information in respect of the application. The conditions attached to and the information requested below reflects the minimum requirements, which ITAC would apply to evaluate an application under this rebate provision.

1. Applicants must register with South African Revenue Service (SARS) as users of rebate provisions 320.01/5407.61/01.06; 320.01/5903.20.90/02.08 and 320.01/5907.00.90/02.08 used for the manufacture of upholstered furniture, and they must acquaint themselves with the requirements of SARS.
2. Applications for permits must be addressed to the International Trade Administration Commission (ITAC), Private Bag X 753, Pretoria or delivered by hand to the DTI Campus, (Block E), 77 Meintjies Street, Sunnyside, Pretoria, 0002.
3. Applications for permits must be submitted according to the requirements as set out in the attached application form. If the space provided in the application form is insufficient, please use the format of the application form to submit the requested information.
4. Qualifying fabrics under rebate item 320.01 are as follows:
 - 320.01/5407.61/01.06: Woven fabrics containing 85 per cent or more by mass of non-textured polyester filaments, in such quantities, at such times and subject to such conditions as the International Trade Administration Commission may allow by specific permit, for use in the manufacture of upholstered furniture classifiable in tariff heading 94.01.
 - 320.01/5903.20.90/02.08: Other textile fabrics commonly known as imitation leather laminated with polyurethane, in such quantities, at such times and subject to such conditions as the International Trade Administration Commission may allow by specific permit, for use in the manufacture of upholstered furniture classifiable in tariff heading 94.01.

- 320.01/5907.00.90/02.08: Textile fabrics commonly known as imitation leather backed with bonded leather, in such quantities, at such times and subject to such conditions as the International Trade Administration Commission may allow by specific permit, for use in the manufacture of upholstered furniture classifiable in tariff heading 94.01.
5. If all the information requested in the application form is not submitted, the application will be deemed deficient. The application will not be considered, and it will be returned to the applicant.
 6. At least fourteen (14) working days should be allowed for the processing of applications and the issue of permits, provided that all necessary information which renders the application duly completed has been submitted to ITAC.
 7. Each rebate permit issued defines the period during which the goods concerned can be cleared under the rebate item. The rebate permit will only be valid for a period of twelve (12) months, commencing from the date on which the permit is issued. The permit may be issued for a shorter period as requested by the applicant, or as decided upon by ITAC.
 8. If an applicant intends to apply for a subsequent permit for which the period of validity should commence on the day after the expiry date of the permit issued in terms of paragraph 7, this must be clearly indicated in a new application. The application must be submitted to ITAC at least two weeks prior to the expiry date of the previous permit as permits cannot be issued with retrospective effect.
 9. Rebate permits issued will be subject to the following conditions and reciprocities:
 - 9.1. There should be an intention by the applicant(s) to “manufacture end products as described in the rebate provision” to such an extent that there is a visible permanent change in the fabrics, and a change in tariff heading;
 - 9.2. The applicant (s) must be able to prove that they have sufficient manufacturing capacity to process the volume of fabric internally for which it has applied for. ITAC will, if it deems it necessary, physically inspect the equipment and manufacturing process prior to the issue of a rebate permit.
 - 9.3. The applicant must provide a formal letter on the applicant’s business letter head confirming that the applicant complies with labour laws, regulations and agreements gazetted by the Minister of Labour.
 - 9.4. An applicant must, together with his application submit proof of registration and a Certificate of Compliance obtainable from the relevant Bargaining Council.
 - 9.5. The applicant must submit a SARS PIN to enable ITAC to verify the Applicant’s tax clearance status on the SARS Tax Clearance System. Should challenges exist in providing this information give detailed reason/s for the absence thereof. Thereafter, applicants will be requested to submit a valid tax clearance certificate.
 - 9.6. The applicant must submit a letter of consent agreeing to transparency in that the following information may be shared with industry and government stakeholders [Texfed and Thedti (Textiles, Clothing, Footwear and Leather directorate) etc.]. The stakeholders should treat the following data supplied, as confidential and should not release it to a third party:
 - Name of applicant;

- Contact details of applicant;
 - Technical description of fabric (i.e. weave type, width, weight, thread count; finish);
 - Volume applied for and;
 - Units of end product to be manufactured from imported subject fabrics.
- 9.7. The applicant(s) must first consult with industry associations (Texfed etc.) and known local manufacturers of the qualifying upholstery fabrics. Additionally, a sample of fabrics to be imported should also be provided to these parties. The relevant stakeholders should then provide confirmation with regard to the extent of local availability of the fabrics to be imported under rebate.
- 9.8. Should the applicant be unaware of any known local manufacturers of the qualifying upholstery fabrics, the applicant must also consult with the Sustainable Cotton Cluster (SCC) to obtain a list of local manufacturers of qualifying fabrics, so as to allow applicant(s) to widen their engagements.
- 9.9. Applicant(s) must consult and engage with industry associations and any identified manufacturers prior to the submission of an application for a permit to ITAC. Letters of consultation and engagements should be provided with the application, either confirming whether required qualifying fabrics are available locally or show the extent to which applicant(s) engaged with known/identified upholstery fabric manufacturers. Letters received from local fabric manufacturers and industry bodies must have a date, not older than 30 days from the date of application.
- 9.10. In the event that the applicant's request to import the required fabrics is not supported, the applicant should consult with Thebti (Textiles, Clothing, Footwear and Leather directorate). Thebti directorate will thereafter provide proposals in this regard.
- 9.11. Firm commitments in the form of signed contracts and/or proof of purchasing (i.e. purchase orders) of locally manufactured fabrics must be included in the application to ITAC.
- 9.12. As a rebate provision is considered for the purpose of providing relief to domestic producers that may experience injurious import pressures against similar imported end products, the benefit of the rebate provision will be tied to conditions related to economic performance over time and may be reviewed after a specified period. Reciprocity commitments as set out in the application form must be addressed in each application submitted.
- 9.13. The applicant must commit, *inter alia*, to the creation of employment and provide in each permit the number of jobs it expects to create annually as a result of the rebate permit granted. The applicant must submit to ITAC an annual report on its job creation performance.
10. Rebate permits may not be transferred in any manner by the holder thereof to any other person, or be used to the benefit of any person, not named in the permits.
11. Permits in relation to these rebate provisions should be applied for and received before the goods concerned are shipped.
12. Any request for an amendment to a rebate permit must be forwarded to ITAC for consideration. Amendments will only be considered in the following instances:
- a) Error by ITAC on permit;
 - b) Error by applicant regarding the product description or tariff subheading. This will only be processed if the request is accompanied by a confirmation from SARS in this regard.

13. Should any party misplace a permit, the applicant should submit an affidavit on a company letterhead endorsed by a Commissioner of Oath, stating that the permit was lost and the circumstances surrounding loss of such permit. ITAC may, on the facts furnished, exercise its discretion to issue a new permit that replaces the lost permit. Should the lost permit be found the applicant must return such permit to ITAC.
14. Extension of the validity period from which the permit is valid may be granted. Extensions will only be granted where the relevant permit has not expired, and in the view of ITAC, good cause warrants extension of such permit. Such discretion shall lie solely with ITAC. Extensions will only be permitted for a period up to 3 months and the party applying for the extension must submit a letter and supporting documents to ITAC, furnishing reasons and good cause for the extension.

Non-compliance to the conditions of permits:

15. If a *prima facie* case is established that any condition of a permit issued, in terms of this rebate provision has not been complied with, the consignment in terms of which the rebate was used can be seized by ITAC and the rebate permit temporarily suspended while ITAC conducts an investigation. If it is established that non-compliance occurred, appropriate steps will be taken. These steps will be taken in terms of the International Trade Administration Act, Act 71 of 2002 and the Customs and Excise Act of 1964 that can include, criminal charges, withdrawal of the permit or permits concerned and/or the rejection of future applications for permits.

BOARD NOTICES • RAADSKENNISGEWINGS

BOARD NOTICE 124 OF 2017**SOUTH AFRICAN COUNCIL FOR THE ARCHITECTURAL PROFESSION**

Publication in terms of section 32(5) of the South African Council for the Architectural Profession Act No 44 of 2000 ("The Act") of the finding and sanction imposed by the Council in accordance with the settlement agreement signed on 31 May 2017 into alleged improper conduct of the registered person.

Name of Person: Togieda Ismail

Registration Number: D1948

Nature of the offence

Guilty Respondent contravened Rule 4.1 of the Code of Professional Conduct for registered persons promulgated under Board Notice 154 of 2009 Government Gazette No 32731 of 27 November 2009.

Sanction:

- Ms Togieda Ismail is fined R2 000.00 (Two thousand rand), and R600.00 (Six hundred rand) of this amount is suspended for a period of one (1) year on condition that he is not found guilty of the same or similar offences within this period.

BOARD NOTICE 125 OF 2017**SOUTH AFRICAN COUNCIL FOR THE ARCHITECTURAL PROFESSION**

Publication in terms of section 32(5) of the South African Council for the Architectural Profession Act No 44 of 2000 ("The Act") of the finding and sanction imposed by the Council in accordance with the settlement agreement signed on 13 June 2017 into alleged improper conduct of the registered person.

Name of Person: David Sithebe

Registration Number: PrArch6568

Nature of the offence

Guilty Respondent contravened Rule 3.1 of the Code of Professional Conduct for registered persons promulgated under Board Notice 154 of 2009 Government Gazette No 32731 of 27 November 2009.

Sanction:

- Mr David Sithebe is fined R5 000.00 (five thousand rand), and R600.00 (Six hundred rand) of this amount is suspended for a period of one (1) year on condition that he is not found guilty of the same or similar offence within this period.

BOARD NOTICE 126 OF 2017**SOUTH AFRICAN COUNCIL FOR THE ARCHITECTURAL PROFESSION**

Publication in terms of section 32(5) of the South African Council for the Architectural Profession Act No 44 of 2000 ("The Act") of the finding and sanction imposed by the Council in accordance with the settlement agreement signed on 31 May 2017, into alleged improper conduct of the registered person.

Name of Person: Douglas William Vinnicombe

Registration Number: D1824

Nature of the offence

Guilty of Respondent contravened Rule 4.1 of the Code of Professional Conduct for registered persons promulgated under Board Notice 154 of 2009 Government Gazette No 32731 of 27 November 2009.

Sanction:

- Mr Douglas William Vinnicombe is fined R2 000.00 (Two thousand rand), and R600.00 (Six hundred rand) of this amount is suspended for a period of one (1) year on condition that he is not found guilty of the same or similar offences within this period.

BOARD NOTICE 127 OF 2017**SOUTH AFRICAN COUNCIL FOR THE ARCHITECTURAL PROFESSION**

Publication in terms of section 32(5) of the South African Council for the Architectural Profession Act No 44 of 2000 ("The Act") of the finding and sanction imposed by the Council in accordance with the settlement agreement signed on 02 June 2017, into alleged improper conduct of the registered person.

Name of Person: Jacobus Daniel Ellis

Registration Number: T0898

Nature of the offence

Guilty of Respondent contravened Rule 4.1 of the Code of Professional Conduct for registered persons promulgated under Board Notice 154 of 2009 Government Gazette No 32731 of 27 November 2009.

Sanction:

- Mr Jacobus Daniel Ellis is a fine of R2 000.00 (Two thousand rand), and R600.00 (Six hundred rand) of this amount is suspended for a period of one (1) year on condition that he is not found guilty of the same or similar offences within this period.

BOARD NOTICE 128 OF 2017**SOUTH AFRICAN COUNCIL FOR THE ARCHITECTURAL PROFESSION**

Publication in terms of section 32(5) of the South African Council for the Architectural Profession Act No 44 of 2000 ("The Act") of the finding and sanction imposed by the Council in accordance with the settlement agreement signed on 30 May 2017, into alleged improper conduct of the registered person.

Name of Person: Wilh Van Der Merwe

Registration Number: PrArch5547

Nature of the offence

Guilty of Respondent contravened Rule 4.1 of the Code of Professional Conduct for registered persons promulgated under Board Notice 154 of 2009 Government Gazette No 32731 of 27 November 2009.

Sanction:

- Mr Wilh Van der Merwe is a fine of R2 000.00 (Two thousand rand), and R600.00 (Six hundred rand) of this amount is suspended for a period of one (1) year on condition that he is not found guilty of the same or similar offence within this period.