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

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

- **28 December 2017**, Thursday for the issue of Friday **05 January 2018**
- **05 January**, Friday for the issue of Friday **12 January 2018**
- **12 January**, Friday for the issue of Friday **19 January 2018**
- **19 January**, Friday for the issue of Friday **26 January 2018**
- **26 January**, Friday for the issue of Friday **02 February 2018**
- **02 February**, Friday for the issue of Friday **09 February 2018**
- **09 February**, Friday for the issue of Friday **16 February 2018**
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- **02 March**, Friday for the issue of Friday **09 March 2018**
- **09 March**, Friday for the issue of Friday **16 March 2018**
- **15 March**, Thursday for the issue of Friday **23 March 2018**
- **22 March**, Thursday for the issue of Thursday **29 March 2018**
- **28 March**, Wednesday for the issue of Friday **06 April 2018**
- **06 April**, Friday for the issue of Friday **13 April 2018**
- **13 April**, Friday for the issue of Friday **20 April 2018**
- **19 April**, Thursday for the issue of Thursday **26 April 2018**
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- **04 May**, Friday for the issue of Friday **11 May 2018**
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LIST OF TARIFF RATES FOR PUBLICATION OF NOTICES

COMMENCEMENT: 1 APRIL 2018

NATIONAL AND PROVINCIAL

Notice sizes for National, Provincial & Tender gazettes 1/4, 2/4, 3/4, 4/4 per page. Notices submitted will be charged at R1008.80 per full page, pro-rated based on the above categories.

Pricing for National, Provincial - Variable Priced Notices		
Notice Type	Page Space	New Price (R)
Ordinary National, Provincial	1/4 - Quarter Page	252.20
Ordinary National, Provincial	2/4 - Half Page	504.40
Ordinary National, Provincial	3/4 - Three Quarter Page	756.60
Ordinary National, Provincial	4/4 - Full Page	1008.80

EXTRA-ORDINARY

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

The pricing structure for National and Provincial notices which are submitted as **Extra ordinary submissions** will be charged at **R3026.32** per page.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

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

CLOSING TIMES FOR ACCEPTANCE OF NOTICES

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

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

All notices received after the closing time will be rejected.

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
National Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Regulation Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Petrol Price Gazette	Monthly	Tuesday before 1st Wednesday of the month	One day before publication	1 working day prior to publication
Road Carrier Permits	Weekly	Friday	Thursday 15h00 for next Friday	3 working days prior to publication
Unclaimed Monies (Justice, Labour or Lawyers)	January / September 2 per year	Last Friday	One week before publication	3 working days prior to publication
Parliament (Acts, White Paper, Green Paper)	As required	Any day of the week	None	3 working days prior to publication
Manuals	Bi- Monthly	2nd and last Thursday of the month	One week before publication	3 working days prior to publication
State of Budget (National Treasury)	Monthly	30th or last Friday of the month	One week before publication	3 working days prior to publication
<i>Extraordinary Gazettes</i>	As required	Any day of the week	<i>Before 10h00 on publication date</i>	<i>Before 10h00 on publication date</i>
Legal Gazettes A, B and C	Weekly	Friday	One week before publication	Tuesday, 15h00 - 3 working days prior to publication
Tender Bulletin	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 15h00 - 3 working days prior to publication
Gauteng	Weekly	Wednesday	Two weeks before publication	3 days after submission deadline
Eastern Cape	Weekly	Monday	One week before publication	3 working days prior to publication
Northern Cape	Weekly	Monday	One week before publication	3 working days prior to publication
North West	Weekly	Tuesday	One week before publication	3 working days prior to publication
KwaZulu-Natal	Weekly	Thursday	One week before publication	3 working days prior to publication
Limpopo	Weekly	Friday	One week before publication	3 working days prior to publication
Mpumalanga	Weekly	Friday	One week before publication	3 working days prior to publication

GOVERNMENT PRINTING WORKS - BUSINESS RULES

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
Gauteng Liquor License Gazette	Monthly	Wednesday before the First Friday of the month	Two weeks before publication	3 working days after submission deadline
Northern Cape Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days after submission deadline
National Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 working days after submission deadline
Mpumalanga Liquor License Gazette	Bi-Monthly	Second & Fourth Friday	One week before publication	3 working days prior to publication

EXTRAORDINARY GAZETTES

3. *Extraordinary Gazettes* can have only one publication date. If multiple publications of an *Extraordinary Gazette* are required, a separate Z95/Z95Prov *Adobe* Forms for each publication date must be submitted.

NOTICE SUBMISSION PROCESS

4. Download the latest *Adobe* form, for the relevant notice to be placed, from the **Government Printing Works** website www.gpwonline.co.za.
5. The *Adobe* form needs to be completed electronically using *Adobe Acrobat / Acrobat Reader*. Only electronically completed *Adobe* forms will be accepted. No printed, handwritten and/or scanned *Adobe* forms will be accepted.
6. The completed electronic *Adobe* form has to be submitted via email to submit.egazette@gpw.gov.za. The form needs to be submitted in its original electronic *Adobe* format to enable the system to extract the completed information from the form for placement in the publication.
7. Every notice submitted **must** be accompanied by an official **GPW** quotation. This must be obtained from the *eGazette* Contact Centre.
8. Each notice submission should be sent as a single email. The email **must** contain **all documentation relating to a particular notice submission**.
 - 8.1. Each of the following documents must be attached to the email as a separate attachment:
 - 8.1.1. An electronically completed *Adobe* form, specific to the type of notice that is to be placed.
 - 8.1.1.1. For National *Government Gazette* or *Provincial Gazette* notices, the notices must be accompanied by an electronic Z95 or Z95Prov *Adobe* form
 - 8.1.1.2. The notice content (body copy) **MUST** be a separate attachment.
 - 8.1.2. A copy of the official **Government Printing Works** quotation you received for your notice. (*Please see Quotation section below for further details*)
 - 8.1.3. A valid and legible Proof of Payment / Purchase Order: **Government Printing Works** account customer must include a copy of their Purchase Order. **Non-Government Printing Works** account customer needs to submit the proof of payment for the notice
 - 8.1.4. Where separate notice content is applicable (Z95, Z95 Prov and TForm 3, it should **also** be attached as a separate attachment. (*Please see the Copy Section below, for the specifications*).
 - 8.1.5. Any additional notice information if applicable.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

9. The electronic *Adobe* form will be taken as the primary source for the notice information to be published. Instructions that are on the email body or covering letter that contradicts the notice form content will not be considered. The information submitted on the electronic *Adobe* form will be published as-is.
10. To avoid duplicated publication of the same notice and double billing, Please submit your notice **ONLY ONCE**.
11. Notices brought to **GPW** by “walk-in” customers on electronic media can only be submitted in *Adobe* electronic form format. All “walk-in” customers with notices that are not on electronic *Adobe* forms will be routed to the Contact Centre where they will be assisted to complete the forms in the required format.
12. Should a customer submit a bulk submission of hard copy notices delivered by a messenger on behalf of any organisation e.g. newspaper publisher, the messenger will be referred back to the sender as the submission does not adhere to the submission rules.

QUOTATIONS

13. Quotations are valid until the next tariff change.
 - 13.1. **Take note:** **GPW's** annual tariff increase takes place on **1 April** therefore any quotations issued, accepted and submitted for publication up to **31 March** will keep the old tariff. For notices to be published from 1 April, a quotation must be obtained from **GPW** with the new tariffs. Where a tariff increase is implemented during the year, **GPW** endeavours to provide customers with 30 days' notice of such changes.
14. Each quotation has a unique number.
15. Form Content notices must be emailed to the *eGazette* Contact Centre for a quotation.
 - 15.1. The *Adobe* form supplied is uploaded by the Contact Centre Agent and the system automatically calculates the cost of your notice based on the layout/format of the content supplied.
 - 15.2. It is critical that these *Adobe* Forms are completed correctly and adhere to the guidelines as stipulated by **GPW**.
16. **APPLICABLE ONLY TO GPW ACCOUNT HOLDERS:**
 - 16.1. **GPW** Account Customers must provide a valid **GPW** account number to obtain a quotation.
 - 16.2. Accounts for **GPW** account customers **must** be active with sufficient credit to transact with **GPW** to submit notices.
 - 16.2.1. If you are unsure about or need to resolve the status of your account, please contact the **GPW** Finance Department prior to submitting your notices. (If the account status is not resolved prior to submission of your notice, the notice will be failed during the process).
17. **APPLICABLE ONLY TO CASH CUSTOMERS:**
 - 17.1. Cash customers doing **bulk payments** must use a **single email address** in order to use the **same proof of payment** for submitting multiple notices.
18. The responsibility lies with you, the customer, to ensure that the payment made for your notice(s) to be published is sufficient to cover the cost of the notice(s).
19. Each quotation will be associated with one proof of payment / purchase order / cash receipt.
 - 19.1. This means that **the quotation number can only be used once to make a payment.**

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

20. Where the copy is part of a separate attachment document for Z95, Z95Prov and TForm03
- 20.1. Copy of notices must be supplied in a separate document and may not constitute part of any covering letter, purchase order, proof of payment or other attached documents.
- The content document should contain only one notice. (You may include the different translations of the same notice in the same document).
- 20.2. The notice should be set on an A4 page, with margins and fonts set as follows:
- Page size = A4 Portrait with page margins: Top = 40mm, LH/RH = 16mm, Bottom = 40mm;
Use font size: Arial or Helvetica 10pt with 11pt line spacing;
- Page size = A4 Landscape with page margins: Top = 16mm, LH/RH = 40mm, Bottom = 16mm;
Use font size: Arial or Helvetica 10pt with 11pt line spacing;

CANCELLATIONS

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

AMENDMENTS TO NOTICES

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

REJECTIONS

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

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

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

GOVERNMENT PRINTER INDEMNIFIED AGAINST LIABILITY

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

LIABILITY OF ADVERTISER

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

CUSTOMER INQUIRIES

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

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

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

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

GOVERNMENT PRINTING WORKS - BUSINESS RULES

PAYMENT OF COST

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

PROOF OF PUBLICATION

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

GOVERNMENT PRINTING WORKS CONTACT INFORMATION

Physical Address:
Government Printing Works

149 Bosman Street

Pretoria

Postal Address:

Private Bag X85

Pretoria

0001

GPW Banking Details:
Bank: ABSA Bosman Street

Account No.: 405 7114 016

Branch Code: 632-005

For Gazette and Notice submissions: Gazette Submissions:

For queries and quotations, contact: Gazette Contact Centre:

E-mail: submit.egazette@gpw.gov.za
E-mail: info.egazette@gpw.gov.za
Tel: 012-748 6200

Contact person for subscribers: Mrs M. Toka:

E-mail: subscriptions@gpw.gov.za
Tel: 012-748-6066 / 6060 / 6058

Fax: 012-323-9574

GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF COMMUNICATIONS

NO. 995

28 SEPTEMBER 2018

**NOTICE INVITING COMMENTS ON POLICY DIRECTIVE REGARDING THE
INTRODUCTION OF DIGITAL SOUND BROADCASTING IN SOUTH AFRICA**

I, Nomvula Mokonyane, Minister of Communications, hereby invite comments from interested individuals and parties on the policy directive regarding the introduction of digital sound broadcasting in South Africa drafted in terms of section 3(1) and (2) of the Electronic Communications Act, 2005 (Act No. 36 of 2005).

Interested individuals and parties are requested to make submissions on the suitability of the recommended digital sound broadcasting standards to complement the respective analogue sound broadcasting services. Written comments on the policy directive must be received within 30 (thirty) days of the date of publication of this notice at the following address:

For attention:

Mr Wonder Dlangamandla
Chief Director: Technology & Engineering Services
Department of Communications
Private Bag X745
Pretoria, 0028

Or deliver to: Tshedimosetso House
1035 cnr Frances Baard and Festival Streets
HATFIELD
Pretoria, 0083

E-mail to: dsb@doc.gov.za

Please note that late submissions may be disregarded

Mr Wonder Dlangamandla can be contacted at 012 473 0087 or e-mail at wonder@doc.gov.za



**MS NOMVULA MOKONYANE
MINISTER OF COMMUNICATIONS**

DEPARTMENT OF COMMUNICATIONS**ELECTRONIC COMMUNICATIONS ACT, 2005 (ACT No. 36 of 2005)****POLICY DIRECTIVE ON THE INTRODUCTION OF DIGITAL SOUND
BROADCASTING IN SOUTH AFRICA**

The Minister of Communications is, under section 3(1) (d) of the Electronic Communications Act, 2005 (Act No. 36 of 2005), issuing a policy directive on the introduction of Digital Sound Broadcasting (DSB) in South Africa.

PREAMBLE

RECOGNISING the Government Gazette No.39226, Notice 918, published on 22 September 2015, whereby the Independent Communications Authority of South Africa (the Authority/ ICASA) issued a moratorium on licensing, as a consequence of scarcity of the Radio Frequency Spectrum in relation to applications for Terrestrial Class Community Broadcasting Services Licences.

ACKNOWLEDGING section 3 (1) (d) of the Electronic Communications Act, 2005 (Act No. 36 of 2005) which provides that the Minister may make policies on matters of national policy applicable to the ICT sector, consistent with the objects of this Act and of the related legislation in relation to the application of new technologies pertaining to broadcasting services.

RECOGNISING the decision made by the Southern African Development Community (SADC) on the harmonisation within the region such as the following:

- In the Medium Frequency (MF) band, also known as the Medium-Wave (MW) sound broadcasting band, the standard Digital Radio Mondiale (DRM30) standard is considered to be a candidate of digital sound broadcasting technology. Systems based on this standard could co-exist with conventional Amplitude Modulation (AM)

analogue sound broadcasting radio services in the short to medium term and could replace AM analogue sound broadcasting services in the longer term. The MF/MW band could therefore be used for the gradual introduction of DSB services co-existing with AM analogue services;

- In the Very High Frequency (VHF) bands I & II, the standard Digital Radio Mondiale Plus (DRM+) is considered to be a candidate standard that can co-locate and co-exist with existing frequency modulation (FM) analogue technologies. Such can be used to complement analogue FM sound services in the short to medium term and to replace analogue FM services in the long term; and
- In the VHF band III, the standards Digital Audio Broadcasting Plus (DAB+), Terrestrial Digital Multimedia Broadcasting (T-DMB) and Integrated Services Digital Broadcasting for Terrestrial Sound Broadcasting (ISDB-TSB) are considered candidate technologies for the introduction of DSB in the band after the Analogue Switch-Off (ASO) of terrestrial analogue television services.

ACKNOWLEDGING that the licensing approach in VHF Band III can be commenced as soon as possible as there is already an ITU co-ordinated DSB radio frequency allocation of 16 MHz (214-230 MHz) incorporated in the National Radio Frequency Plan (NRFP), 2013 as may be amended from time to time. The ICASA Terrestrial Broadcasting Frequency Plan is an allotment plan that provides for two (2) multiplexes for each of the nine provinces;

CONSIDERING the Government Gazette 41321 of 15 December 2017 Notice 1411 issued by the Department of Science and Technology (DST) which implies that DST is in the process of finalising regulations on Radio Frequency Spectrum usage in the Northern Cape Province in line with the Astronomy Geographic Advantage Act of 2015.

TAKING into consideration the provisions of the Broadcasting Act, 1999 (Act No. 4 of 1999), the Electronic Communications Act, 2005 (Act No.36 of 2005), ITU Radio Regulations of 2016, South African Band Plan, the SADC band plans and the

Broadcasting Digital Migration (BDM) Policy as they intend to achieve the following objectives:

- provide a licensing framework for broadcasting service licensees, signal distributors, electronic communications network service licensees, and new entrants taking into consideration the three-tier system of public, commercial and community broadcasting services;
- provide a framework for managing and monitoring the implementation of Digital Sound Broadcasting (DSB) services in South Africa;
- ensure optimum allocation and assignment of Radio Frequency Spectrum in support of growth and development of the broadcasting sector;
- ensure efficient and effective use of the broadcasting Radio Frequency Spectrum;
- stimulate, where economically feasible, the South African industry in the manufacturing of DSB receivers and ancillary gadgets; and
- encourage investment in the broadcasting sector.

DESIROUS to enable broadcasters to remain relevant, current and empowered to compete in an all-IP services and network converged environment; to provide certainty within the broadcasting sector; to ensure that there is spectrum efficiency, quality, and affordability for content developers to develop more much needed content within South Africa; and to attain the goals for universal service and access to all; and

NOW, THEREFORE the Minister hereby issues this policy directive on the introduction of Digital Sound Broadcasting in South Africa in terms of section 3(1) (d) of the Act and the Minister's authority in exercising his or her functions as representatives of the Republic in International fora, bilateral and multilateral agreements and international treaties, protocols and conventions.

1. DEFINITIONS AND ACRONYMS

- 1.1 “**AM**” means Amplitude Modulation
- 1.2 “**Digital Sound Broadcasting**” means the transmission of digital sound broadcasts by conventional over-the-air radio transmission infrastructure as opposed to internet based or broadband means
- 1.3 “**DRM**” means Digital Radio Mondiale
- 1.4 “**DSB**” means Digital Sound Broadcasting
- 1.5 “**DST**” means Department of Science and technology
- 1.6 “**ECA**” means Electronic Communications Act, 2005 (Act No. 36 of 2005)
- 1.6.1 “**FM**” means Frequency Modulation
- 1.7 “**ICASA**” means Independent Communications Authority of South Africa Act, 2000 (Act 13 of 2000)
- 1.8 “**IP services**” refers to Internet Protocol based services
- 1.9 “**ITU**” means International Telecommunication Union
- 1.10 “**MF**” means Medium Frequency
- 1.11 “**MW**” means Medium-Wave
- 1.12 “**Radio Frequency Spectrum**” means radio frequency spectrum as defined in Electronic Communications Act, 2005 (Act No. 36 of 2005).
- 1.13 “**SADC**” means Southern African Development Community
- 1.14 “**VHF**” means Very High Frequency

2. POLICY DIRECTIONS

2.1 ICASA is hereby directed in terms section 3 (2) of the ECA to:

- 2.1.1 Facilitate different licensing methods for broadcasting services in the frequency bands allocated to sound broadcasting services and determine an appropriate licensing methodology to achieve the following goals:

- 2.1.1.1 universal services and access for all;
 - 2.1.1.2 introduction of new entrants;
 - 2.1.1.3 requirements of existing licensees;
 - 2.1.1.4 requirements of consumers;
 - 2.1.1.5 promotion of investment;
 - 2.1.1.6 promote competition;
 - 2.1.1.7 technology neutrality;
 - 2.1.1.8 innovation;
 - 2.1.1.9 sustainability framework;
 - 2.1.1.10 maintain quality of service;
 - 2.1.1.11 reducing costs; and
 - 2.1.1.12 to increase the uptake and usage of digital radio.
- 2.1.2 Ensure that the licensing approach caters for the three-tier system of public, commercial and community broadcasting service.
- 2.1.3 Take into consideration the developments around the introduction of DSB in Africa, SADC region and around the world.
- 2.1.4 Consider the most efficient licensing framework of DSB services in the MW sound broadcasting band, FM sound broadcasting band and the VHF band.
- 2.1.5 Consider harmonisation within the region of the Southern African Development Community (SADC).
- 2.1.6 Consider introducing a licensing framework for DSB in the MF and VHF (band III) bands, taking into consideration the requirements of existing licensees and new entrants. Multipronged licensing approach will assist the government in achieving its objectives of promoting competition, universal access and the efficient utilisation of broadcasting radio frequency spectrum.
- 2.1.7 Taking into account the extensive trials undertaken by the sound broadcasting industry, the Department recommends that ICASA considers, amongst others,

the following digital sound broadcasting standards to complement the respective analogue sound broadcasting services¹:

- 2.1.7.1 DRM30 to complement AM sound broadcasting service in the band 535.5-1606.5 kHz;
- 2.1.7.2 DRM+ to complement FM sound broadcasting services in the band 87.5-108 MHz; and
- 2.1.7.3 DAB+ to complement VHF sound broadcasting services in the band 214-230 MHz.

¹ MEETING OF SADC MINISTERS RESPONSIBLE FOR COMMUNICATIONS AND ICT OF 4-7 SEPTEMBER 2017

FINANCIAL SECTOR CONDUCT AUTHORITY

NO. 996

28 SEPTEMBER 2018

**SHORT-TERM INSURANCE ACT, 1998: AMENDMENT OF POLICYHOLDER
PROTECTION RULES PRESCRIBED UNDER SECTION 55**

The Financial Sector Conduct Authority, hereby amend the Policyholder Protection Rules prescribed under section 55 of the Short-term Insurance Act, 1998 (Act No. 53 of 1998), as set out in the schedule.

This Notice comes into operation on 1 October 2018.



CD da Silva
For the Transitional Management Committee
FINANCIAL SECTOR CONDUCT AUTHORITY

SCHEDULE

1. Interpretation

In this Schedule, “the Rules” means the Policyholder Protection Rules (Short-term Insurance), 2017 promulgated under the Short-term Insurance Act, 1998 as published in Government Notice 1433 of 15 December 2017.

2. The Rules are hereby amended by the substitution of all references in the Rules to “Registrar” with “Authority”.

3. The Rules are hereby amended by the substitution of all references in the Rules to “managing executive” with “senior manager”.

4. Chapter 1 of the Rules is hereby amended by –

(a) the insertion in section 2.1 in Section 2 before the definition “advice” of the following definition:

“**advertisement**’ means any communication published through any medium and in any form, by itself or together with any other communication, which is intended to create interest by the public in the business, policies or related services of an insurer, or to persuade the public (or a part thereof) to transact in relation to a policy or related service of the insurer in any manner, but which does not purport to provide detailed information to or for a specific policyholder regarding a specific policy or related service;”;

(b) the substitution in section 2.1 in Section 2 for the definition “advice” of the following definition:

“**advice**’ has the meaning assigned to it in the FAIS Act;”;

(c) the substitution in section 2.1 in Section 2 for the definition “beneficiary” of the following definition:

“**beneficiary**’ in respect of a –

(a) registered insurer, means –

(i) a person nominated by the policyholder as the person in respect of whom the insurer should meet policy benefits; or

(ii) in the case of a group scheme, a person nominated by the group scheme or member of the group scheme or person otherwise determined in accordance with the rules of that group scheme as the person in respect of whom the insurer should meet policy benefits;

(b) licensed insurer, has the meaning assigned to it in Schedule 2 of the Insurance Act;”;

(d) the insertion in section 2.1 in Section 2 after the definition “beneficiary” of the following definition:

“**business day**’ means any day excluding a Saturday, Sunday or public holiday;”;

- (e) the substitution in section 2.1 in Section 2 for the definition “consumer credit insurance” of the following definition:

“**consumer credit insurance**’ in respect of a –

- (a) registered insurer, means credit insurance as defined in the National Credit Act;
- (b) licensed insurer, means one or more policies written under the Consumer Credit class of non-life insurance business as set out in Table 2 of Schedule 2 of the Insurance Act;”;

- (f) the substitution in section 2.1 in Section 2 for the definition “credit life insurance” of the following definition:

“**credit life insurance**’ in respect of a registered insurer, has the meaning assigned to it in the National Credit Act;”;

- (g) the substitution in section 2.1 in Section 2 for the definition “group scheme” of the following definition:

“**group scheme**’ in respect of a –

- (a) registered insurer, means a scheme or arrangement which provides for the entering into of one or more policies, in terms of which two or more persons without an insurable interest in each other, for the purposes of the scheme, are the lives insured;
- (b) a licensed insurer, means a policy with a group as defined in Schedule 2 of the Insurance Act;”;

- (h) the deletion in section 2.1 in Section 2 of the definition “juristic person”;

- (i) the substitution in section 2.1 in Section 2 for the definition “mandatory credit life insurance” of the following definition:

“**mandatory credit life insurance**’ in respect of a registered insurer, means credit life insurance contemplated in section 106(1)(b) of the National Credit Act;”;

- (j) the substitution in section 2.1 in Section 2 for the definition “ombud” of the following definition:

“**ombud**’ has the meaning assigned to it in the –

- (a) Financial Services Ombud Schemes Act, 2004 (Act No. 37 of 2004) up until such time as such Act is repealed through Schedule 4 of the Financial Sector Regulation Act; and
- (b) Financial Sector Regulation Act from the date on which such Act repeals the Financial Services Ombud Schemes Act, 2004 (Act No. 37 of 2004) through Schedule 4 of such Act;”;

- (k) the substitution in section 2.1 in Section 2 for the definition “optional credit life insurance” of the following definition:

“**optional credit life insurance**’ in respect of a registered insurer, means credit life insurance contemplated in section 106(3) of the National Credit Act;”;

- (l) the substitution in section 2.1 in Section 2 for the definition “outsourcing” of the following definition:

“**outsourcing**’ means an outsourcing arrangement as defined in section 1 of the Financial Sector Regulation Act, and includes rendering services under a binder agreement, but excludes rendering services as intermediary, and “outsourced” has a corresponding meaning;”;

- (m) the insertion in section 2.1 in Section 2 after the definition “related service” of the following definition:

“**repudiate**’ in relation to a claim means any action by which an insurer rejects or refuses to pay a claim or any part of a claim, for any reason, and includes instances where a claimant lodges a claim –

(a) in respect of a loss event or risk not covered by a policy; and

(b) in respect of a loss event or risk covered by a policy, but the premium or premiums payable in respect of that policy are not paid;”;

- (n) the insertion in section 2.1 in Section 2 after the definition “repudiate” of the following definition:

“**senior manager**’ has the meaning assigned to it in the Insurance Act;”.

5. Chapter 2 of the Rules is hereby amended by –

- (a) the substitution in rule 1.6 in Rule 1 for paragraph (d) of the following paragraph:

“(d) rule 1.4(e) entitles the member of a group scheme to be provided with products that perform as either the member of the group scheme or the policyholder has been led to expect by the insurer or its representative, and services of the standard that either the member of a group scheme or the policyholder has been led to expect, in relation to the member of a group scheme’s interest in the group scheme; and”;

- (b) the substitution in rule 1.6 in Rule 1 for paragraph (e) of the following paragraph:

“(e) for purposes of achieving rule 1.4(f) the insurer must have arrangements in place with the policyholder concerned that facilitate and support the member of a group scheme’s ability to make changes in relation to the member’s interest in the group scheme (to the extent permitted in terms of the rules of the group scheme) or to submit claims or make complaints without unreasonable barriers.”.

6. Chapter 3 of the Rules is hereby amended by –

- (a) the substitution in Rule 2 for rule 2.3 of the following rule:

“2.3 This rule only applies to the development of any new product as of 1 January 2018 and any material change in design of an existing product.”;

- (b) the insertion after Rule 2 of the following rule:

“RULE 2A: MICROINSURANCE PRODUCT STANDARDS

2A.1 Definitions

In this rule –

“**accident**” has the meaning assigned to it in section 1 of the Insurance Act;

“**microinsurance policy**” means a non-life insurance policy entered into by a microinsurer;

“**microinsurer**” has the meaning assigned to it in section 1 of the Insurance Act;

“**non-life insurance policy**” has the meaning assigned to it in section 1 of the Insurance Act;

“**underwritten on a group basis**” has the meaning assigned to it in Schedule 2 of the Insurance Act.

2A.2 Application

2A.2.1 This rule applies to any microinsurance policy and applies concurrently with, and in addition to, all other rules set out in these Policyholder Protection Rules.

2A.2.2 If there is an inconsistency between any provision of this rule and any other rule in these Policyholder Protection Rules, the provision of this rule prevails.

2A.3 Use of the term “microinsurance”

2A.3.1 An insurer, other than a microinsurer, or any person acting on behalf of that insurer may not use the term “microinsurance” or any derivative thereof in respect of a policy or in any advertisement in respect of a policy.

2A.4 Structure of policy benefits

2A.4.1 A microinsurance policy may not have a contract term of more than 12 months.

2A.4.2 The value of the policy benefits under a microinsurance policy may not exceed the maximum amounts as prescribed by the Prudential Authority.

2A.4.3 A microinsurance policy must, upon expiry of its contract term, either be –

- (a) automatically renewed; or
- (b) terminated in accordance with the requirements set out in these rules.

2A.4.4 A microinsurance policy may not provide that any of the policy benefits thereunder is subject to the principle of average.

2A.5 Variation and renewal of a microinsurance policy

2A.5.1 The terms, conditions or provisions of a microinsurance policy may not be changed or varied during the first 12 months after inception of the policy, unless –

- (a) the microinsurer can demonstrate that –
 - (i) there are reasonable actuarial grounds to change or vary the terms, conditions or provisions of the microinsurance policy; or
 - (ii) the variation will be to the benefit of the policyholder or member of a group scheme concerned; and
- (b) the variation is done in accordance with rules 11.6.3 and 11.6.4.

2A.5.2 Rule 2A.5.1 applies regardless of whether a microinsurance policy has been renewed during the 12 month period referred to therein.

2A.5.3 Where a microinsurance policy is underwritten on a group basis, the microinsurer may not selectively cancel or selectively decline to renew individual policies which form part of the group of people that are underwritten on a group basis.

2A.6 Waiting periods

2A.6.1 A microinsurance policy, underwritten under the accident and health class of non-life insurance business as set out in Table 2 of Schedule 2 to the Insurance Act, may not impose a waiting period exceeding the shorter of one quarter of the term of the policy or 6 months, in respect of which policy benefits are payable on the happening of a death, disability or health event resulting from natural causes.

2A.6.2 A microinsurance policy may not impose a waiting period in respect of policy benefits payable on the happening of a death, disability or health event resulting from an accident.

2A.6.3 A microinsurance policy may not impose a waiting period when it is renewed.

2A.6.4 A microinsurer may not impose a waiting period under a microinsurance policy if the policyholder or member of a group scheme confirms that –

- (a) the policyholder or member of a group scheme, at least 31 days before entering into a new microinsurance policy with that microinsurer, had a previous microinsurance policy or non-life insurance policy with another insurer;
- (b) the policy benefits under that previous policy provided cover in respect of similar risks as those covered under the new microinsurance policy; and
- (c) the policyholder or member of a group scheme had completed the waiting period in respect of that previous policy.

- 2A.6.5 An insurer underwriting the new microinsurance policy may impose a waiting period equal to the unexpired part of the waiting period under a previous microinsurance policy, if -
- (a) the waiting period of the policyholder or member under the previous policy had not expired at the time that the policyholder or member enters into the new microinsurance policy; and
 - (b) the new microinsurance policy provides cover in respect of similar risks as those covered under the previous microinsurance policy.
- 2A.6.6 A microinsurer must for purposes of determining a waiting period, before entering into a microinsurance policy request the potential policyholder or potential member of a group scheme to confirm whether or not the potential policyholder or potential member had -
- (a) a previous microinsurance policy; and
 - (b) completed a waiting period under that previous microinsurance policy.
- 2A.6.7 Rule 2A.6.6 does not apply to a microinsurance policy underwritten under the consumer credit class of non-life insurance business as set out in Table 2 of Schedule 2 to the Insurance Act.
- 2A.6.8 A microinsurer must, upon request by a microinsurer referred to in rule 2A.6.6 confirm whether or not the confirmation by the potential policyholder or potential member of a group scheme received in accordance with rule 2A.6.6 is correct.

2A.7 Exclusions

- 2A.7.1 A microinsurance policy in respect of which the aggregate value of the policy benefits is R120 000 or less may not impose any exclusions or conditions limiting the liability of the microinsurer, other than exclusions or conditions relating to -
- (a) unlawful conduct, provided that such exclusions may only be applied or relied on if there is a direct link between the cause of the loss and the unlawful conduct;
 - (b) special risks referred to in the Conversion of the SASRIA Act, 1998 (Act No. 134 of 1998);
 - (c) the condition of any asset insured at inception of the policy, other than exclusions relating to the wear and tear of the asset;
 - (d) the maintenance and usage of the insured asset under a policy that insures against unforeseen mechanical or electrical component failure;
 - (e) consequential loss; or
 - (f) any combination of (a) to (e).

2A.7.2 A microinsurance policy in respect of which the aggregate value of the policy benefits exceeds R120 000 may impose exclusions or conditions, in addition to those set out in rule 2A.7.1(a) to (f), limiting the liability of the microinsurer if the microinsurer is able to demonstrate that such exclusions or conditions will -

- (a) not unreasonably erode the value of the benefits under the policy, taking into account the nature of the policy benefits;
- (b) continue to render the policy being suitable for targeted policyholders; and
- (c) not compromise the consistent delivery of fair outcomes to the policyholders or members.

2A.8 Excesses

2A.8.1 A microinsurance policy may only provide one standard excess per risk event covered under a particular class of non-life insurance business referred to in Table 2 of Schedule 2 of the Insurance Act.

2A.8.2 If an excess is payable under a microinsurance policy, such excess must be disclosed to a policyholder or member of a group scheme, or a potential policyholder or potential member of a group scheme in accordance with rules 11.4.1, 11.5.1 and 17.10.

2A.8.3 Where any excess is payable under a microinsurance policy in respect of which the aggregate value of the policy benefits is R120 000 or less, the excess may not exceed the lower of –

- (a) 10% of the value of the policy benefits, payable for the risk event as set out in the policy; or
- (b) R 1 000.

2A.8.4 Any excess payable under a microinsurance policy in respect of which the aggregate value of the policy benefits exceeds R120 000, may not exceed 10% of the value of the policy benefits, payable for the risk event as set out in the policy.

2A.8.5 The amounts referred to in this rule escalates annually, from the effective date of this rule, by the Consumer Price Index (CPI) annual inflation rate published by Statistics South Africa, as defined in section 1 of the Statistics Act, 1999 (Act No. 6 of 1999).

2A.9 Claims

2A.9.1 Subject to rule 2A.9.2, a microinsurer must, within 2 business days after all required documents in respect of a claim under a microinsurance policy have been received –

- (a) assess and make a decision whether or not the claim submitted is valid, and

- (b) (i) authorise payment of the claim;
- (ii) repudiate the claim; or
- (iii) dispute the claim and notify the claimant of the dispute.

2A.9.2 If a claim is disputed as referred to in rule 2A.9.1(b)(iii), the microinsurer, within 14 business days after expiry of the period referred to in rule 2A.9.1 –

- (a) may further investigate the claim;
- (b) must make a decision whether or not the claim submitted is valid; and
- (c) must pay or repudiate the claim.

2A.9.3 A microinsurer may not repudiate a claim under a microinsurance policy on the basis that the policyholder did not disclose information, if the microinsurer did not specifically request the policyholder to disclose that information before the inception of the policy.

2A.10 Reinstatement

2A.10.1 If a microinsurance policy has lapsed due to the non-payment of premium and the microinsurer reinstates such policy, the microinsurer –

- (a) must do so on at least the same terms as the policy that had lapsed; and
- (b) may not impose a waiting period under the reinstated policy.

2A.10.2 If a microinsurer enters into a new microinsurance policy with the same policyholder or member of a group scheme within 2 months after a microinsurance policy has lapsed due to the non-payment of premium, the microinsurer may not impose a waiting period under such new policy.

2A.10.3 Rule 2A.10.2 does not apply where the policyholder or member of a group scheme had not completed a waiting period imposed under the lapsed policy, in which case the microinsurer may impose a waiting period not exceeding the unexpired part of the waiting period under the lapsed policy.

2A.11 General

2A.11.1 When providing a service or similar benefit as a policy benefit under a microinsurance policy, a microinsurer or any person on behalf of a microinsurer may not charge the policyholder or member of a group scheme any administration or similar fee in respect of that service or similar benefit.

2A.12 Reporting of a new product

2A.12.1 A microinsurer must, at least 31 days prior to marketing or offering a new microinsurance product, notify the Authority of the intention to launch a new product and submit the following information to the Authority:

- (a) a summary of the benefits, exclusions, terms and conditions forming part of the new product;
- (b) the proposed commission payable for rendering services as intermediary relating to the new product and the intended structure of the commission payable; and
- (c) all material intended to be used in advertisements relating to the new product.

2A.12.2 For purposes of rule 2A.12.1 any material change to the design of an existing product or to the benefits, terms or conditions offered thereunder would constitute a new product.

2A.12.3 The Authority may at any time (within the 31 day period or any time thereafter) by notice to a microinsurer –

- (a) object to any of the benefits, terms and conditions, commission payable and advertisement of a microinsurance product, and
- (b) instruct the microinsurer to –
 - (i) stop advertising, marketing or offering the microinsurance policies;
 - (ii) not renew the microinsurance policies;
 - (iii) terminate the microinsurance policies within 90 days of the date determined by the Authority; or
 - (iv) amend any of the benefits, terms and conditions and advertisements of any microinsurance policy or policies by a date determined by the Authority and in accordance with the requirements of the Authority.”;

(c) the substitution in Rule 3 for subrule 3.1.1 of the following subrule:

3.1.1 A registered insurer must not provide a mandatory credit life insurance policy to a policyholder, unless that policy and the costs associated with that policy comply with any relevant credit life insurance regulations made by the Minister of Trade and Industry under section 171 of the National Credit Act.”;

(d) the substitution in Rule 3 for subrule 3.2.1 of the following subrule:

“3.2.1 An insurer must, where a policyholder or member of a group scheme informs that insurer, or the insurer otherwise should reasonably be aware, that the policyholder or member of a group scheme wishes to, or has, exercised the right under subsection 106(4)(a) of the National Credit Act to substitute any other consumer credit insurance or, in the case of a registered insurer, and other credit life policy with a policy issued by the insurer, assist the policyholder or member of a group scheme to, in relation to the substituted policy, to comply –

- (a) with any demands of a credit provider under section 106(6) of the National Credit Act; or
- (b) in respect of a registered insurer providing credit life insurance, with regulation 7 of the credit life insurance regulations made under the National Credit Act.”.

7. Chapter 4 of the Rules is hereby amended by –

- (a) the deletion in rule 10.1 in Rule 10 of the definition “advertisement”;
- (b) the substitution in rule 10.1 in Rule 10 for the definition “group of companies” of the following definition:

“**group of companies**’ has the meaning assigned to it in the Insurance Act;”;

- (c) the substitution in Rule 10 for rule 10.14 of the following rule:

“10.14 Loyalty benefits or bonuses

10.14.1 An advertisement that references a loyalty benefit, no-claim bonus or rebate in premium must not create the impression that such benefit or bonus is free and must adequately –

- (a) indicate if the loyalty benefit, no-claim bonus or rebate in premium is optional or not; and
- (b) regardless of whether or not the loyalty benefit, no-claim bonus or rebate in premium is optional, express the cost of the benefit, bonus or rebate in premium including, where applicable, the impact that such cost has on the premium, unless the impact is negligible.

10.14.2 For purposes of rule 10.14.1 –

- (a) the impact is deemed to be negligible if the cost of the loyalty benefit, no-claim bonus or rebate in premium comprises less than 10% of the total premium payable under the policy;
- (b) where the impact of a loyalty benefit, no-claim bonus or rebate in premium is not negligible and where the advertisement refers to the actual premium payable –
 - (i) the cost of the benefit, bonus or rebate must be shown as a percentage of that premium; and
 - (ii) the insurer must be able to demonstrate that the premium and benefit cost used in the advertisement presents a true reflection of the cost impact for the average targeted policyholder; and
- (c) where the impact of a loyalty benefit, no-claim bonus or rebate in premium is not negligible and where the advertisement does not refer to the actual premium payable, the average cost of the benefit, bonus or rebate as a percentage of premium must be provided.

- 10.14.3 Where an advertisement highlights a loyalty benefit, no-claim bonus or rebate in premium as a significant feature of a policy and makes reference to a projected value or rebate that is payable on the expiry of a period in the future, it must also express the value of the projected benefit, bonus or rebate in premium in present value terms, using reasonable assumptions about inflation.
- 10.14.4 An advertisement must clearly state whether the availability or extent of a loyalty benefit, no-claim bonus or rebate in premium is contingent on future actions of the policyholder or any factors not within the policyholder's control.
- 10.14.5 An advertisement may not create the impression that the bonus, benefit or rebate is guaranteed or more likely to materialise than the insurer reasonably expects for the average targeted policyholder.”;
- (d) the substitution in rule 11.3 in Rule 11 for subrule 11.3.9 of the following subrule:
- “11.3.9 An insurer must, wherever it is reasonably practicable for the insurer to communicate directly with a member of a group scheme in the normal course of business, provide the member of a group scheme with any information that an insurer is required to disclose to a policyholder in accordance with this rule that –
- (a) could reasonably be expected to affect the rights or obligations of the member of a group scheme or the member's benefits under the group scheme; and
 - (b) such member could reasonably require in order to make an informed decision in relation to the member's benefits.”; and
- (e) the substitution in Rule 11 for rule 11.5 of the following rule:
- “11.5 Disclosure after inception of policy**
- 11.5.1 An insurer must at the earliest reasonable opportunity after inception of the policy, but no later than 31 days after such inception, provide the policyholder with all information referred to in rule 11.4 in writing, to the extent that any such information has not already been provided in writing by the insurer under rule 11.4, as well as the following information –
- (a) evidence of cover;
 - (b) the timing and manner in which the policy benefits will or may be made available to the policyholder or a beneficiary;
 - (c) comprehensive details of all of the following, where applicable, including the amount and frequency thereof, the recipient thereof, the purpose thereof and the manner of payment –
 - (i) any charges or fees to be levied against the policy or the premium;

- (ii) any commission or remuneration payable to any intermediary or binder holder in relation to the policy; and
 - (iii) any excesses that may become payable by the policyholder and the circumstances under which it will be payable and the consequences of not paying;
- (d) comprehensive details of all exclusions or limitations, including prominent disclosure as contemplated in rule 10.15 of any significant exclusions or limitations;
 - (e) any obligation to monitor cover, and that the policyholder may need to review and update the cover periodically to ensure it remains adequate;
 - (f) any right to cancel, including the existence and duration of, and any conditions relating to, the right to cancel;
 - (g) the right to claim benefits, including conditions under which the policyholder can claim and the contact details for notifying the insurer of a claim;
 - (h) any requirement to make an election during the duration of the policy, including any default provisions that may apply if such election is not made, as contemplated in rule 5; and
 - (i) the representations made by or on behalf of the policyholder to the insurer which were regarded by that insurer as material to its assessment of the risks under the policy.
- 11.5.2 The information referred to in rule 11.5.1 must be provided to the policyholder in a format which is clearly distinguishable from the policy.
- 11.5.3 An insurer, in addition to the information referred to in rule 11.5.1 and 11.5.2, must provide a copy of the policy to the policyholder at the earliest reasonable opportunity after the commencement date of such policy, but not later than 31 days after such commencement.
- 11.5.4 Notwithstanding rule 11.5.3, the policyholder, member of a group scheme and the person who entered into the policy, is at any time entitled to be provided, upon request, with a copy of the policy.
- 11.5.5 Where any information referred to in rule 11.5.1 has previously been provided in a quotation or similar communication referred to in rule 11.4.1(a), the insurer must confirm whether and to what extent the information remains accurate and applicable in relation to the policy as issued.”.

8. Chapter 6 of the Rules is hereby amended by –

- (a) the substitution in Rule 15 for rule 15.1 of the following rule:

“15.1 An insurer shall ensure that a policy contains a provision for a period of grace for the payment of premiums of not less than 15 days after the relevant due date: Provided that in the case of a monthly policy, such

provision must apply with effect from the second month of the currency of the policy.”.

9. Chapter 7 of the Rules is hereby amended by –

- (a) the substitution in rule 17.1 in Rule 17 for subrule 17.1.1 of the following subrule:
 “17.1.1 For purposes of this rule, reference to a “policyholder” includes a member of a group scheme.”;

- (b) the deletion in rule 17.1 in Rule 17 of subrule 17.1.2;

- (c) the insertion after rule 17.11 in Rule 17 of the following rule:

“17.12 Claims received during periods of grace

17.12.1 If a claimant submits a valid claim in respect of an event that occurred during the period referred to in rule 15, the value of the claim may be reduced by the sum of the unpaid premium.”;

- (d) the substitution in subrule 19.3.5 in rule 19.3 in Rule 19 for the words preceding paragraph (a) of the following words:

“Where the insurer can demonstrate that due to the nature of the group scheme it is not reasonably practicable to communicate directly with the members of the group scheme in the normal course of business as contemplated in rule 19.3.4, the insurer must –”; and

- (e) the substitution in rule 19.4 in Rule 19 for paragraph (b) of the following paragraph:

“(b) where it has any reason to believe that the contact details of the members of a group scheme are incomplete or there is a material risk that the required information may not reach members, it has taken reasonable steps to communicate with such members using other appropriate communication channels.”.

10. Chapter 8 of the Rules is hereby amended by –

- (a) the substitution in section 1.2 in Section 1 for paragraphs (a) and (b) of the following paragraphs:

“(a) for a period of 12 months from 1 January 2018, Rule 4, Part III: Basic Rules for Direct Marketers; and

(b) for a period of 24 months from 1 January 2018, Rule 7.3, Part V: Unilateral termination of policies.”; and

- (b) the substitution in Section 2 for section 2.2 of the following section:

“2.2 These rules will come into operation as follows –

Chapter	Rule	Commencement
Chapter 1: Interpretation		1 January 2018
Chapter 2: Fair treatment of	Rule 1.1 to 1.4	1 January 2018

policyholders		
	Rule 1.5 to 1.9	1 January 2019
	Rule 1.10	1 January 2018
Chapter 3: Products	Rule 2	1 January 2018
	Rule 2A	1 October 2018
	Rule 3	1 January 2018
	Rule 4	1 January 2019
	Rule 5	1 January 2018
	Rule 6.1	1 January 2018
	Rule 6.2 to 6.4	1 July 2018
	Rule 6.5	1 January 2018
	Rule 7	1 January 2018
	Rule 8	1 January 2018
	Rule 9	1 January 2018
Chapter 4: Advertising and Disclosure	Rule 10	1 July 2018
	Rule 11 except for 11.5.1(j), 11.5.2 to 11.5.4	1 January 2019
	Rule 11.5.1(j) and 11.5.2	1 July 2019
	Rule 11.5.3 and 11.5.4	1 October 2018
Chapter 5: Intermediation and distribution	Rule 12.1 to 12.3 except for 12.2.1 and 12.2.2 insofar as they relate to existing intermediary agreements	1 January 2018
	Rule 12.2.1 and 12.2.2 insofar as they relate to existing intermediary agreements	1 January 2019
	Rule 12.4	1 January 2019
Chapter 6: Product performance and acceptable service	Rule 13	1 January 2020
	Rule 14	1 July 2018
	Rule 15	1 January 2018
	Rule 16	1 January 2019
Chapter 7: No unreasonable post-sale barriers	Rule 17, except insofar as it relates to group schemes	1 January 2019
	Rule 17, insofar as it relates to group schemes	1 July 2019
	Rule 18, except insofar as it relates to group schemes	1 January 2019
	Rule 18, insofar as it relates to group schemes	1 July 2019
	Rule 19	1 January 2020

Chapter 8: Administration	1 January 2018
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11. The Arrangement of Rules is hereby amended by –

- (a) the insertion after Rule 2 under Chapter 3 of the following rule:

“RULE 2A: MICROINSURANCE PRODUCT STANDARDS”.

FINANCIAL SECTOR CONDUCT AUTHORITY

NO. 997

28 SEPTEMBER 2018

**LONG-TERM INSURANCE ACT, 1998: AMENDMENT OF POLICYHOLDER
PROTECTION RULES PRESCRIBED UNDER SECTION 62**

The Financial Sector Conduct Authority, hereby amend the Policyholder Protection Rules prescribed under section 62 of the Long-term Insurance Act, 1998 (Act No. 52 of 1998), as set out in the Schedule.

This Notice comes into operation on 1 October 2018.



CD da Silva
For the Transitional Management Committee
FINANCIAL SECTOR CONDUCT AUTHORITY

SCHEDULE

1. Interpretation

In this Schedule, “the Rules” means the Policyholder Protection Rules (Long-term Insurance), 2017 promulgated under the Long-term Insurance Act, 1998 as published in Government Notice 1407 of 15 December 2017.

2. The Rules are hereby amended by the substitution of all references in the Rules to “Registrar” with “Authority”.

3. The Rules are hereby amended by the substitution of all references in the Rules to “managing executive” with “senior manager”.

4. Chapter 1 of the Rules is hereby amended by –

(a) the insertion in section 2.1 in Section 2 before the definition “advice” of the following definition:

“**advertisement**” means any communication published through any medium and in any form, by itself or together with any other communication, which is intended to create interest by the public in the business, policies or related services of an insurer, or to persuade the public (or a part thereof) to transact in relation to a policy or related service of the insurer in any manner, but which does not purport to provide detailed information to or for a specific policyholder regarding a specific policy or related service;”;

(b) the substitution in section 2.1 in Section 2 for the definition “advice” of the following definition:

“**advice**” has the meaning assigned to it in the FAIS Act;”;

(c) the substitution in section 2.1 in Section 2 for the definition “beneficiary” of the following definition:

“**beneficiary**” in respect of a –

(a) registered insurer, means –

(i) a person nominated by the policyholder as the person in respect of whom the insurer should meet policy benefits; or

(ii) in the case of a fund member policy, a fund policy or a group scheme, a person nominated by the fund, member of the fund or member of the group scheme, or person otherwise determined in accordance with the rules of that fund or group scheme as the person in respect of whom the insurer should meet policy benefits;

(b) licensed insurer, has the meaning assigned to it in Schedule 2 of the Insurance Act; and for purposes of these rules includes in the case of a fund policy, a person nominated by the fund, or person otherwise determined in accordance

with the rules of that fund as the person in respect of whom the insurer should meet policy benefits;”;

- (d) the insertion in section 2.1 in Section 2 after the definition “beneficiary” of the following definition:

“**business day**’ means any day excluding a Saturday, Sunday or public holiday;”;

- (e) the insertion in section 2.1 in Section 2 after the definition “FAIS General Code of Conduct” of the following definition:

“**fund**’ has the meaning assigned to it in Part 1 of the Regulations;”;

- (f) the insertion in section 2.1 in Section 2 after the definition “fund member policy” of the following definition:

“**fund policy**’ has the meaning assigned to it in Part 1 of the Regulations;”;

- (g) the substitution in section 2.1 in Section 2 for the definition “intermediary” of the following definition:

“**intermediary**’ means an independent intermediary or representative, respectively;”;

- (h) the substitution in section 2.1 in Section 2 for the definition “investment value” of the following definition:

“**investment value**’ in respect of a –

(a) registered insurer, means the value of a policy calculated as the accumulated basic premium and investment return stated in or ascertainable from the policy, less deductions specifically provided for in the policy;

(b) licensed insurer, has the meaning assigned to it in Schedule 2 of the Insurance Act;”;

- (i) the substitution in section 2.1 in Section 2 for the definition “ombud” of the following definition:

“**ombud**’ has the meaning assigned to it in the –

(a) Financial Services Ombud Schemes Act, 2004 (Act No. 37 of 2004) up until such time as such Act is repealed through Schedule 4 of the Financial Sector Regulation Act; and

(b) Financial Sector Regulation Act from the date on which such Act repeals the Financial Services Ombud Schemes Act, 2004 (Act No. 37 of 2004) through Schedule 4 of such Act;”;

- (j) the substitution in section 2.1 in Section 2 for the definition “outsourcing” of the following definition:

“**outsourcing**’ means an outsourcing arrangement as defined in section 1 of the Financial Sector Regulation Act, and includes rendering services under a binder

agreement, but excludes rendering services as intermediary, and “outsourced” has a corresponding meaning;”;

- (k) the insertion in section 2.1 in Section 2 after the definition “representative” of the following definition:

“**repudiate**’ in relation to a claim means any action by which an insurer rejects or refuses to pay a claim or any part of a claim, for any reason, and includes instances where a claimant lodges a claim –

(a) in respect of a loss event or risk not covered by a policy; and

(b) in respect of a loss event or risk covered by a policy, but the premium or premiums payable in respect of that policy are not paid;”;

- (l) the insertion in section 2.1 in Section 2 after the definition “risk policy” of the following definition:

“**senior manager**’ has the meaning assigned to it in the Insurance Act;”.

5. Chapter 2 of the Rules is hereby amended by –

- (a) the substitution in rule 1.6 in Rule 1 for paragraph (d) of the following paragraph:

“(d) rule 1.4(e) entitles the member to be provided with products that perform as either the member of the group scheme or the policyholder has been led to expect by the insurer or its representative, and services of the standard that either the member or the policyholder has been led to expect, in relation to the member’s interest in the fund or group scheme; and”.

6. Chapter 3 of the Rules is hereby amended by –

- (a) the substitution in Rule 2 for rule 2.1 of the following rule:

“2.1 In this rule -

“**financial instrument**” has the meaning assigned to it in the Financial Sector Regulation Act.”;

- (b) the substitution in Rule 2 for rule 2.4 of the following rule:

“2.4 Rules 2.2 and 2.3 only apply to the development of any new product as of 1 January 2018 and any material change in design of an existing product.”;

- (c) the insertion after Rule 2 of the following rule:

“RULE 2A: MICROINSURANCE AND FUNERAL POLICY PRODUCT STANDARDS

2A.1 Definitions

In this rule –

“**accident**” has the meaning assigned to it in section 1 of the Insurance Act;

“funeral policy” means a life insurance policy underwritten under the funeral class of life insurance business as set out in Table 1 of Schedule 2 of the Insurance Act, and includes any rider benefit that would constitute a policy written under the funeral class of insurance business referred to in Table 1 of Schedule 2 to the Insurance Act, had it not been a rider benefit;

“life insurance policy” has the meaning assigned to it in section 1 of the Insurance Act;

“microinsurance policy” means a life insurance policy underwritten by a microinsurer;

“microinsurer” has the meaning assigned to it in section 1 of the Insurance Act;

“rider benefit” has the meaning assigned to it in section 1 of the Insurance Act;

“underwritten on a group basis” has the meaning assigned to it in Schedule 2 of the Insurance Act.

2A.2 Application

2A.2.1 This rule, except where stated otherwise, applies to any microinsurance policy and any funeral policy and applies concurrently with, and in addition to, all other rules set out in the Rules.

2A.2.2 Policies entered into before this rule takes effect that meet the description of the funeral class of life insurance business as set out in Table 1 of Schedule 2 of the Insurance Act, must comply with this rule by 1 July 2021.

2A.2.3 This rule, except where stated otherwise applies to microinsurers and insurers licensed for the funeral class of insurance business referred to in Table 1 of Schedule 2 to the Insurance Act.

2A.2.4 If there is an inconsistency between any provision of this rule and any other rule in the Rules, the provision of this rule prevails.

2A.3 Use of terms and advertising

2A.3.1 An insurer, other than a microinsurer, or any person acting on behalf of that insurer may not use the term “microinsurance” or any derivative thereof in respect of a policy or in any advertisement in respect of a policy.

2A.4 Structure of policy benefits

2A.4.1 A microinsurance policy may not have a contract term of more than 12 months.

2A.4.2 The value of the policy benefits under a microinsurance policy or a funeral policy may not exceed the maximum amounts as prescribed by the Prudential Authority.

2A.4.3 A microinsurance policy must, upon expiry of its contract term, either be –

(a) automatically renewed; or

- (b) terminated in accordance with the requirements set out in these Rules.
- 2A.4.4 Despite the terms of an assistance policy entered into before 1 June 2009, the policyholder or member is entitled to demand that a policy benefit which is expressed otherwise than as a sum of money must be provided as a sum of money, in which case the sum of money must be equal in value to the policy benefit that would have been provided by the insurer or any person acting on behalf of the insurer had the policy benefit been provided otherwise than as a sum of money.
- 2A.4.5 Where an assistance policy, microinsurance policy or a funeral policy that provides for a policy benefit expressed otherwise than as a sum of money is entered into on or after 1 June 2009, that policy must-
- (a) provide that the policyholder or member is entitled to demand that the policy benefit be provided as a sum of money in lieu of the benefit on the occurrence of the event insured against; and
- (b) subject to rule 2A.4.6, state the amount of the policy benefit that is to be provided as a sum of money, which amount must be equal to the value of the policy benefit expressed otherwise than as a sum of money.
- 2A.4.6 Where due to the nature of the policy benefits the requirements in rule 2A.4.5(b) cannot reasonably be met, the policy must –
- (a) state the reason why the amount of policy benefits that is to be provided as a sum of money cannot be stated upon entering into or varying of the policy; and
- (b) confirm that the monetary value of the policy benefit concerned will be determined and communicated at claims stage and disclosed to the claimant to ensure that the policyholder is aware of how the monetary value was arrived at.
- 2A.4.7 When a policyholder or member chooses to receive policy benefits in money as set out in rules 2A.4.4 and 2A.4.5 above, an insurer or any person on behalf of an insurer, may not charge the policyholder or member any administration or similar fee in respect of that benefit.

2A.5 Variation and renewal of a microinsurance policy or a funeral policy

- 2A.5.1 The terms, conditions or provisions of a microinsurance policy or a funeral policy may not be changed or varied during the first 12 months after inception of the policy, unless –
- (a) the insurer can demonstrate that –
- (i) there are reasonable actuarial grounds to change or vary the terms, conditions or provisions of the policy; or
- (ii) the variation will be to the benefit of the policyholder or member concerned; and
- (b) the variation is done in accordance with rules 11.6.4 and 11.6.5.

2A.5.2 Rule 2A.5.1 applies regardless of whether a microinsurance policy or a funeral policy has been renewed during the 12 month period referred to therein.

2A.5.3 Where a microinsurance policy or a funeral policy is underwritten on a group basis, the insurer may not selectively cancel or selectively decline to renew individual policies which form part of the group of people that are underwritten on a group basis.

2A.6 Waiting periods

2A.6.1 A microinsurance policy or a funeral policy may not impose a waiting period exceeding the shorter of one quarter of the term of the policy or six months in respect of policy benefits payable on the happening of a death, disability or health event resulting from natural causes.

2A.6.2 A microinsurance policy or a funeral policy may not impose a waiting period in respect of policy benefits payable on the happening of a death, disability or health event resulting from an accident.

2A.6.3 A microinsurance policy underwritten under the credit life class of life insurance business as set out in Table 1 of Schedule 2 to the Insurance Act may not impose any waiting period other than the waiting periods allowed for in regulation 4 of the credit life insurance regulations made under the National Credit Act.

2A.6.4 A microinsurance policy or a funeral policy may not impose a waiting period when it is renewed.

2A.6.5 An insurer may not impose a waiting period under a microinsurance policy or a funeral policy if the policyholder or member confirms that –

- (a) the policyholder or member, at least 31 days before entering into a new microinsurance policy or funeral policy with that insurer, had a previous policy with another insurer;
- (b) the policy benefits under that previous policy provided cover in respect of similar risks relating to the same lives insured as those covered under the new microinsurance policy or funeral policy; and
- (c) the policyholder or member had completed the waiting period in respect of that previous policy.

2A.6.6 An insurer underwriting the new microinsurance policy or funeral policy may impose a waiting period equal to the unexpired part of the waiting period under a previous microinsurance policy or funeral policy, if -

- (a) the waiting period of the policyholder or member under the previous policy had not expired at the time that the policyholder or member enters into the new microinsurance policy or funeral policy; and
- (b) the new microinsurance policy or funeral policy provides cover in respect of similar risks relating to predominantly the same lives

insured as those covered under the previous microinsurance policy or funeral policy.

- 2A.6.7 An insurer must for purposes of determining a waiting period, before entering into a microinsurance policy or a funeral policy request the potential policyholder or potential member to confirm whether or not the potential policyholder or potential member had –
- (a) a previous microinsurance policy or funeral policy; and
 - (b) completed a waiting period under that previous microinsurance policy or funeral policy.
- 2A.6.8 Rule 2A.6.7 does not apply to a microinsurance policy underwritten under the credit life class of life insurance business as set out in Table 1 of Schedule 2 to the Insurance Act.
- 2A.6.9 An insurer must, upon request by an insurer referred to in rule 2A.6.7, confirm whether or not the confirmation by the potential policyholder or potential member received in accordance with rule 2A.6.7 is correct.

2A.7 Exclusions

- 2A.7.1 A microinsurance policy underwritten under the funeral class of life insurance business as set out in Table 1 of Schedule 2 to the Insurance Act, or a funeral policy, may not impose any exclusion for a pre-existing health condition other than through a waiting period referred to in rule 2A.6.1.
- 2A.7.2 A microinsurance policy or a funeral policy may not impose any exclusion for suicide for a period that exceeds 12 months from the inception date of the policy.
- 2A.7.3 Limitation on exclusions for suicide as set out in rule 2A.7.2 applies regardless of whether a microinsurance policy or a funeral policy has been renewed during the 12 month period referred to in rule 2A.7.2.

2A.8 Claims

- 2A.8.1 Subject to rule 2A.8.2, an insurer must, within two business days after all required documents in respect of a claim under a microinsurance policy or a funeral policy have been received –
- (a) assess and make a decision whether or not the claim submitted is valid, and
 - (b)
 - (i) authorise payment of the claim;
 - (ii) repudiate the claim; or
 - (iii) dispute the claim and notify the claimant of the dispute.
- 2A.8.2 If a claim is disputed as referred to in rule 2A.8.1(b)(iii), the insurer within 14 business days after expiry of the period referred to in rule 2A.8.1 –

- (a) may further investigate the claim;
- (b) must make a decision whether or not the claim submitted is valid; and
- (c) must pay or repudiate the claim.

2A.8.3 An insurer may not repudiate a claim under a microinsurance policy or a funeral policy on the basis that the policyholder did not disclose information, if the insurer did not specifically request the policyholder to disclose that information before the inception of the policy.

2A.9 Reinstatement

2A.9.1 If a microinsurance policy or a funeral policy has lapsed due to the non-payment of premium and the insurer reinstates such policy, the insurer –

- (a) must do so on at least the same terms as the policy that had lapsed; and
- (b) may not impose a waiting period under the reinstated policy.

2A.9.2 If an insurer enters into a new microinsurance policy or a funeral policy with the same policyholder or member within two months after a microinsurance policy or a funeral policy has lapsed due to the non-payment of premium, the insurer may not impose a waiting period under such new policy.

2A.9.3 Rule 2A.9.2 does not apply where the policyholder or member had not completed a waiting period imposed under the lapsed policy, in which case the insurer may impose a waiting period not exceeding the unexpired part of the waiting period under the lapsed policy.

2A.10 General

2A.10.1 A microinsurance policy or a funeral policy may not prescribe that a policy benefit payable as a sum of money is payable directly to a service provider.

2A.10.2 Despite rule 2A.10.1, a claimant may at claims stage direct an insurer to pay a policy benefit payable to the claimant directly to a service provider of the claimant's choice.

2A.10.3 When providing a service or other non-monetary benefit under a microinsurance policy or a funeral policy, an insurer or any person on behalf of an insurer may not charge the policyholder or member any administration or similar fee in respect of that service or similar benefit.

2A.11 Reporting of a new product

2A.11.1 An insurer must, at least 31 days prior to marketing or offering a new microinsurance or funeral product, notify the Authority of the intention to launch a new product and submit the following information to the Authority:

- (a) a summary of the benefits, exclusions, terms and conditions forming part of the new product;

- (b) the proposed commission payable for rendering services as intermediary relating to the new product and the intended structure of the commission payable; and
- (c) all material intended to be used in advertisements relating to the new product.

2A.11.2 For purposes of rule 2A.11.1 any material change to the design of an existing product or to the benefits, terms or conditions offered thereunder would constitute a new product.

2A.11.3 The Authority may at any time (within the 31 day period or at any time thereafter) by notice to an insurer –

- (a) object to any of the benefits, terms and conditions, commission payable and advertisement of a microinsurance or funeral product, and
 - (b) instruct the insurer to –
 - (i) stop advertising, marketing or offering the microinsurance or funeral policies;
 - (ii) not renew the microinsurance or funeral policies;
 - (iii) terminate the microinsurance or funeral policies within 90 days of the date determined by the Authority; or
 - (iv) amend any of the benefits, terms and conditions and advertisements of any microinsurance policy or funeral policy or policies by a date determined by the Authority and in accordance with the requirements of the Authority.”;
- (d) the substitution in Rule 4 for rule 4.2 of the following rule:

“4.2 A policyholder may –

- (a) in any case where no benefit has yet been paid or claimed or an event insured against has not yet occurred; and
- (b) within a period of 31 days after the date of receipt of the information contemplated in rule 11.5, or a reasonable date on which it can be deemed that the policyholder received that information,

cancel a policy entered into with an insurer or any variation of such policy, excluding any policy or variation that has a duration of 31 days or less, by way of a cancellation notice to the insurer.”;

(e) the substitution in Rule 7 for rule 7.1 of the following rule:

“7.1 A provision of a policy is void to the extent that it provides expressly or by implication –

- (a) that in connection with any claim made under the policy, the policyholder or claimant may be obliged to undergo a polygraph, lie detector or truth verification test, or any other similar test or procedure

which is furnished or made available by the insurer or any other person in terms of an arrangement with the insurer and which is conducted under the control of the insurer or such other person;

- (b) for an inducement of any nature for a policyholder or claimant to voluntarily agree to undergo a test or procedure envisaged in paragraph (a);
 - (c) that where a policyholder or claimant under other circumstances than those contemplated in paragraph (b) voluntarily agrees to undergo a test or procedure envisaged in paragraph (a) of this rule, and the policyholder or claimant fails to pass such a test, the claim will be repudiated or the policy will become void merely as a result of such failure to pass the test or procedure;
 - (d) that in the event of any dispute arising under the policy, the dispute can only be resolved by means of arbitration;
 - (e) that an insurer may repudiate a claim because a premium was not paid on the due date, if payment was made during a period referred to in rule 15A.1, whether or not the payment was made prior to the event giving rise to the claim;
 - (f) that an insurer is exempted from liability for the actions, omissions or representations of a person acting on its behalf in relation to a policy;
 - (g) that the person who has entered into the policy declares or admits that a person who acted on behalf of the insurer in connection with an offer of that person to do so, or with the negotiations preceding the entering into it, was in fact appointed to act on behalf of the first-mentioned person;
 - (h) that the obligation of an insurer under a policy is dependent upon the discharging of an obligation of another person under a reinsurance policy; or
 - (i) that a person who has entered into a policy, or the life insured under a policy, waives a right to which such person is entitled, by or under the Act.”; and
- (f) the insertion after rule 7.2 in Rule 7 of the following rule:

“7.3 Validity of contracts

7.3.1 A policy is not void merely because a provision of a law, including a provision of the Act or the Insurance Act, has been contravened or not complied with in connection with that policy.

7.3.2 If a person has entered into a policy with an insurer who was, in terms of the Act or the Insurance Act, prohibited from entering or not authorised to enter into the policy, or with another person who is not an insurer but who has in terms of a policy undertaken an obligation as insurer, that person, by notice in writing to such insurer or other person, or the Authority by notice to such insurer or other person and on the official web site, may cancel the policy, whereupon that person shall be deemed to be in the same legal position in respect of such insurer or other person as if the

policy had been cancelled by that person on account of a breach of contract by such insurer or other person.”.

7. Chapter 4 of the Rules is hereby amended by –

- (a) the deletion in rule 10.1 in Rule 10 of the definition “advertisement”;
- (b) the substitution in rule 10.1 in Rule 10 for the definition “group of companies” of the following definition:

“**group of companies**’ has the meaning assigned to it in the Insurance Act;”;

- (c) the insertion after subrule 10.4.12 in Rule 10 of the following subrule:

“10.4.13 An advertisement may not use the term “funeral” or any derivative thereof in relation to a policy, or suggest or create the impression that a policy is intended to cover funeral costs or any costs associated therewith unless the benefit under the policy is a lump sum, or specified or determinable equal or unequal sums of money payable at specified intervals to cover the cost associated with a funeral or the rendering of a service on the happening of a death event.”;

- (d) the substitution in Rule 10 for rule 10.14 of the following rule:

“10.14 Loyalty benefits or bonuses

10.14.1 An advertisement that references a loyalty benefit, no-claim bonus or rebate in premium must not create the impression that such benefit or bonus is free and must adequately –

- (a) indicate if the loyalty benefit, no-claim bonus or rebate in premium is optional or not; and
- (b) regardless of whether or not the loyalty benefit, no-claim bonus or rebate in premium is optional, express the cost of the benefit, bonus or rebate in premium including, where applicable, the impact that such cost has on the premium, unless the impact is negligible.

10.14.2 Rule 10.14.1 does not apply in respect of benefits a policyholder may receive from an insurer because that policyholder, together with all the policyholders of that insurer, is an owner or a member of the insurer or the direct holding company of that insurer.

10.14.3 For purposes of rule 10.14.1 –

- (a) the impact is deemed to be negligible if the cost of the loyalty benefit, no-claim bonus or rebate in premium comprises less than 10% of the total premium payable under the policy;
- (b) where the impact of a loyalty benefit, no-claim bonus or rebate in premium is not negligible and where the advertisement refers to the actual premium payable –
 - (i) the cost of the benefit, bonus or rebate must be shown as a percentage of that premium; and

- (ii) the insurer must be able to demonstrate that the premium and benefit cost used in the advertisement presents a true reflection of the cost impact for the average targeted policyholder; and
 - (c) where the impact of a loyalty benefit, no-claim bonus or rebate in premium is not negligible and where the advertisement does not refer to the actual premium payable, the average cost of the benefit, bonus or rebate as a percentage of premium must be provided.
- 10.14.4 Where an advertisement highlights a loyalty benefit, no-claim bonus or rebate in premium as a significant feature of a policy and makes reference to a projected value or rebate in premium that is payable on the expiry of a period in the future, it must also express the value of the projected benefit, bonus or rebate in present value terms, using reasonable assumptions about inflation.
- 10.14.5 An advertisement must clearly state whether the availability or extent of a loyalty benefit, no-claim bonus or rebate in premium is contingent on future actions of the policyholder or any factors not within the policyholder's control.
- 10.14.6 An advertisement may not create the impression that the bonus, benefit or rebate is guaranteed or more likely to materialise than the insurer reasonably expects for the average targeted policyholder.”;
- (e) the substitution in rule 11.1 in Rule 11 for the definition “policy loan” of the following definition:
 - “**policy loan**’ includes any loan granted by an insurer under a policy;”;
- (f) the substitution in rule 11.3 in Rule 11 for subrule 11.3.9 of the following subrule:
 - “11.3.9 An insurer must, wherever it is reasonably practicable for the insurer to communicate directly with a member in the normal course of business, provide the member with any information that an insurer is required to disclose to a policyholder in accordance with this rule that –
 - (a) could reasonably be expected to affect the rights or obligations of the member or the member's benefits under the fund or group scheme; and
 - (b) such member could reasonably require in order to make an informed decision in relation to the member's benefits.”;
- (g) the substitution in Rule 11 for rule 11.5 of the following rule:
 - “**11.5 Disclosure after inception of policy**
 - 11.5.1 An insurer must at the earliest reasonable opportunity after inception of the policy, but no later than 31 days after such inception, provide the policyholder with all information referred to in rule 11.4 in writing, to the extent that any such information has not already been provided in writing by the insurer under rule 11.4, as well as the following information –

- (a) evidence of cover;
 - (b) the timing and manner in which the policy benefits will or may be made available to the policyholder or a beneficiary;
 - (c) comprehensive details of any restrictions on access to policy benefits and any penalties for early termination or withdrawal from or transfer of the policy, or other implications of such termination, withdrawal or transfer;
 - (d) comprehensive details of all of the following, where applicable, including the amount and frequency thereof, the recipient thereof, the purpose thereof and the manner of payment –
 - (i) any charges or fees to be levied against the policy or the premium including, where the policy has an investment component, the net investment amount ultimately invested for the benefit of the policyholder and the anticipated impact of such charges and fees on the policy benefits;
 - (ii) any commission or remuneration payable to any intermediary or binder holder in relation to the policy; and
 - (iii) any material tax consideration.
 - (e) comprehensive details of all exclusions or limitations, including prominent disclosure as contemplated in rule 10.15 of any significant exclusions or limitations;
 - (f) any obligation to monitor cover, and that the policyholder may need to review and update the cover periodically to ensure it remains adequate;
 - (g) any right to cancel, including the existence and duration of, and any conditions relating to, the right to cancel;
 - (h) the right to claim benefits, including conditions under which the policyholder can claim and the contact details for notifying the insurer of a claim;
 - (i) any requirement to make an election during the duration of the policy, including any default provisions that may apply if such election is not made, as contemplated in rule 5; and
 - (j) the representations made by or on behalf of the policyholder to the insurer which were regarded by that insurer as material to its assessment of the risks under the policy.
- 11.5.2 The information referred to in rule 11.5.1 must be provided to the policyholder in a format which is clearly distinguishable from the policy.
- 11.5.3 An insurer, in addition to the information referred to in rule 11.5.1 and 11.5.2, must provide a copy of the policy to the policyholder at the earliest

reasonable opportunity after the commencement date of such policy, but not later than 31 days after such commencement.

- 11.5.4 Notwithstanding rule 11.5.3, the policyholder, member and the person who entered into the policy, is at any time entitled to be provided, upon request, with a copy of the policy.
- 11.5.5 Where any information referred to in rule 11.5.1 has previously been provided in a quotation or similar communication referred to in rule 11.4.1(a), the insurer must confirm whether and to what extent the information remains accurate and applicable in relation to the policy as issued.
- 11.5.6 In respect of fund policies, an insurer in addition to the information referred to in rule 11.5.1 –
- (a) must issue and deliver a fund policy to either the principal officer of the fund, the trustees of the fund or any person managing the fund, at the earliest reasonable opportunity after the commencement date of such policy, but not later than 60 days after such commencement date;
 - (b) notwithstanding paragraph (a), may, with the approval of the Authority and subject to such conditions as the Authority may determine, postpone the issue, delivery or both of a fund policy. The insurer's application for approval must be submitted to the Authority in the form determined by the Authority.”;
- (h) the substitution in subrule 11.6.4 in rule 11.6 in Rule 11 for paragraph (a) of the following paragraph:
- “(a) notification of any change to the premium and charges payable under a policy;” and
- (i) the substitution in subrule 11.6.5 in rule 11.6 in Rule 11 for paragraph (a) of the following paragraph:
- “(a) where the change to the terms and conditions is effected at the specific request of the policyholder, be provided to the policyholder at the earliest reasonable opportunity but no later than 31 days after the change takes effect;”.

8. Chapter 5 of the Rules is hereby amended by –

- (a) the substitution in rule 12.1 in Rule 12 for the definition “intermediary agreement” of the following definition:

“**intermediary agreement**’ means an agreement entered into between an insurer and an intermediary setting out the terms under which the intermediary will render services as intermediary in respect of the policies of the insurer, and in respect of a representative, includes policies entered into with an insurer as contemplated in paragraphs (b), (c) and (d) of the definition of “representative” in Part 3A of the Regulations.”.

9. Chapter 6 of the Rules is hereby amended by –

(a) the substitution in rule 15.4 in Rule 15 for paragraph (b) of the following paragraph:

“(b) must be justified with reference to the extent to which the assumptions on which the premium was based have been met; and”;

(b) the insertion after Rule 15 of the following rule:

“RULE 15A: PAYMENT OF PREMIUMS

Failure to pay premiums

15A.1 If a premium under a policy, other than a fund policy, has not been paid on its due date, the insurer must notify the policyholder of the non-payment within 15 days after the payment was due, and the policy and the cover must, notwithstanding anything therein to the contrary, in the case of a policy under which there are to be two or more premium payments at intervals of -

- (a) one month or less, remain in force for a period of 15 days after that due date; or
- (b) longer than one month, remain in force for a period of one month after that due date,

or for such longer period as may be determined by agreement between the parties.

15A.2 If the overdue premium in respect of a policy referred to in rule 15A.1 is not paid by the end of any such period, the policy must be dealt with in accordance with rule 15A.3 if applicable.

15A.3 The remaining value of a policy referred to in rule 15A.1 which, after the satisfaction of any claim of the insurer which is secured solely by the policy benefits to be provided under the policy, is greater than half of the aggregate amount of the premium payments due thereunder during the period of 12 months commencing on the due date of the unpaid premium, the insurer must -

- (a) inform the policyholder of the amount of that remaining value and notify him or her that the policy will remain in force, in accordance with the documented procedure of the insurer, until –
 - (i) the policy no longer has any such remaining value, whereupon it will lapse;
 - (ii) the payment of premiums is resumed;
 - (iii) the provisions of the policy are amended, in accordance with the rules of the insurer, so that it becomes a policy which is fully paid-up; or
 - (iv) if the policyholder so requests, the policy is surrendered, in accordance with the rules of the insurer, and so much of the remaining value as then remains is, subject to section 54, paid to the policyholder; and

- (b) deal with the policy accordingly.

15A.4 An insurer must have documented procedures which to the satisfaction of its statutory actuary prescribe a sound basis on which, and the methods by which, a policy is to be valued and otherwise dealt with for the purposes of rule 15A.3.”

10. Chapter 7 of the Rules is hereby amended by –

- (a) the substitution in rule 17.1 in Rule 17 for subrule 17.1.1 of the following subrule:

“17.1.1 For purposes of this rule, reference to a “policyholder” includes a member.”;

- (b) the deletion in rule 17.1 in Rule 17 of subrule 17.1.2;

- (c) the insertion after rule 17.10 in Rule 17 of the following rule:

“17.11 Claims received during periods of grace

17.11.1 If a claimant submits a valid claim in respect of an event that occurred during the period referred to in rule 15A.1, the value of the claim may be reduced by the sum of the unpaid premium.”;

- (d) the substitution in paragraph (a) in the definition “variation of an individual risk policy” in rule 19.1 in Rule 19 for subparagraph (iv) of the following subparagraph:

“(iv) the application of the policy value as premiums payable in respect of the relevant policy referred to in rule 15A.3.”;

- (e) the substitution in subrule 20.2.1 in Rule 20.2 in Rule 20 for paragraph (a) of the following paragraph:

“(a) non-payment of a premium, subject to the insurer complying with the provisions of rule 15A; or”;

- (f) the substitution in subrule 20.3.5 in Rule 20.3 in Rule 20 for the words preceding paragraph (a) of the following words:

“Where the insurer can demonstrate that due to the nature of the group scheme it is not reasonably practicable to communicate directly with the members of the group scheme in the normal course of business as contemplated in rule 20.3.4, the insurer must –”;

- (g) the substitution in rule 20.4 in Rule 20 for paragraph (b) of the following paragraph:

“(b) where it has any reason to believe that the contact details of the members of a group scheme are incomplete or there is a material risk that the required information may not reach members, it has taken reasonable steps to communicate with such members using other appropriate communication channels.”; and

- (h) the insertion after Rule 20 of the following rule:

“RULE 21: MISREPRESENTATION

21.1 Notwithstanding anything to the contrary contained in a policy, but subject to rule 21.2 -

- (a) the policy must not be invalidated;
- (b) the obligation of the insurer under the policy must not be excluded or limited; and
- (c) the obligations of the policyholder must not be increased,

on account of any representation made to the insurer which is not true, or failure to disclose information, whether or not the representation or disclosure has been warranted to be true and correct, unless a reasonable, prudent person would consider that representation or non-disclosure as being likely to have materially affected the insurer's ability to assess the risk under the policy concerned at the time of issue or time of any variation thereof.

21.2. The representation or non-disclosure shall be regarded as material if a reasonable, prudent person would consider that the particular information constituting the representation or which was not disclosed, as the case may be, should have been correctly disclosed to the insurer so that the insurer could form its own view to the effect of such information on the assessment of the relevant risk.

21.3 If the age of a life insured under a policy has been incorrectly stated to the insurer, the policy benefits must, notwithstanding rules 21.1 and 21.2 and subject to rule 21.4, be those which would have been provided under that policy in return for the premium payable had the age been correctly stated.

21.4 If the nature of the policy is such as to render such arrangement as referred to in rule 21.3 inequitable, the Authority may direct the insurer to apply such different method of adjustment to the policy benefits of the policy as the Authority considers equitable in relation to the misstatement of age.”.

11. Chapter 8 of the Rules is hereby amended by –

- (a) the substitution in section 1.2 in Section 1 for paragraphs (a) and (b) of the following paragraphs:

“(a) for a period of 12 months from 1 January 2018:

- (i) Rule 4, Part III: Basic Rules for Direct Marketers;
- (ii) Rule 6, Part V: Rules on Cancellations of policies and Cooling-Off;
- (iii) Rule 18 on Policy Loans and Cessions, Part VIII: Additional Insurer Duties; and

(b) for a period of 24 months from 1 January 2018:

- (i) Rules 8 to 15, Part VII: Assistance Business Group Schemes.”; and

- (b) the substitution in Section 2 for section 2.2 of the following section:

“2.2 These rules will come into operation as follows –

Chapter	Rule	Commencement
Chapter 1: Interpretation		1 January 2018
Chapter 2: Fair treatment of policyholders	Rule 1.1 to 1.4	1 January 2018
	Rule 1.5 to 1.9	1 January 2019
	Rule 1.10	1 January 2018
Chapter 3: Products	Rule 2	1 January 2018
	Rule 2A	1 October 2018
	Rule 3	1 January 2018
	Rule 4	1 January 2019
	Rule 5	1 January 2018
	Rule 6.1	1 January 2018
	Rule 6.2 to 6.4	1 July 2018
	Rule 6.5	1 January 2018
	Rule 7.1(a) to (e) and 7.2	1 January 2018
	Rule 7.1(f) to (i) and 7.3	1 October 2018
	Rule 8	1 January 2018
	Rule 9	1 January 2018
Chapter 4: Advertising and Disclosure	Rule 10	1 July 2018
	Rule 11 except for the following rules: 11.5.1(j), 11.5.2 and 11.5.4	1 January 2019
	Rule 11.5.1(j), 11.5.2 and 11.5.4	1 October 2018
Chapter 5: Intermediation and distribution	Rule 12.1 to 12.3 except for 12.2.1 and 12.2.2 insofar as they relate to existing intermediary agreements	1 January 2018
	Rule 12.2.1 and 12.2.2 insofar as they relate to existing intermediary agreements	1 January 2019
	Rule 12.4	1 January 2019
Chapter 6: Product performance and acceptable service	Rule 13	1 January 2020
	Rule 14	1 July 2018
	Rule 15	1 July 2018
	Rule 15A	1 October 2018
	Rule 16	1 January 2019
Chapter 7: No unreasonable post-sale barriers	Rule 17, except insofar as it relates to group schemes	1 January 2019
	Rule 17, insofar as it relates to group schemes	1 July 2019
	Rule 18, except insofar as it relates to group schemes	1 January 2019
	Rule 18, insofar as it relates to group schemes	1 July 2019
	Rule 19	1 July 2018
	Rule 20	1 January 2020
	Rule 21	1 October 2018
Chapter 8:		1 January 2018

Administration		
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12. The Arrangement of Rules is hereby amended by –

- (a) the insertion after Rule 2 under Chapter 3 of the following rule:

“RULE 2A: MICROINSURANCE AND FUNERAL POLICY PRODUCT STANDARDS”;

- (b) the insertion after Rule 15 under Chapter 6 of the following rule:

“RULE 15A: PAYMENT OF PREMIUMS”; and

- (c) the insertion after Rule 20 under Chapter 7 of the following rule:

“RULE 21: MISREPRESENTATION”.

DEPARTMENT OF HOME AFFAIRS

NO. 998

28 SEPTEMBER 2018

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. Mpho Chuene - 930117 5368 086 - Maubane Hanie View, HAMMANSKRAAL, 0400 - *Sehlabani*
2. Bhekinkosi Shadrack Rolisizu - 891022 5354 085 - Stand No 10349, Extension 5, DELMAS, 2210 - *Sepenyane*
3. Freddy Madisa - 800520 5988 083 - Stand No 145, MOTETI, 0477 - *Motlokwa*
4. Vusi Aaron Masilela - 860214 5507 088 - Stand No 145, BUNDU, 0458 - *Masombuka*
5. Andile Thethe - 841214 5801 089 - 24 Namaqua Avenue, DAL PARK, 1551 - *Sokopo*
6. Robynne Charlotte Groenewald - 951222 0113 083 - 144 Viljoen Street, KRUGERSDORP, 1740 - *Stark*
7. Evelyn Maditaba Pulela - 930204 0237 084 - 4316 Central Park, VILJOENSKROON, 9520 - *Mahlatsi*
8. Silvester Maxwell Tshembe - 930511 5541 082 - No 30, MAHUSHU, 1242 - *Sambo*
9. Phindile Vincent Ositeng - 890415 5836 088 - 2469 Thagadiapelajang, HARTSWATER, 8570 - *Mrobo*
10. Mary Sihle Masuku - 960506 0297 089 - 4277 Protea Glen, Extension 3, Kwahube Street, SOWETO, 1717 - *Radebe*
11. David Jafta Marokwane - 900629 5593 089 - 50652 Bodibe Village, MOKGOPO, 1700 - *Mosenogi*
12. Jimmy Ephraim Sithole - 800618 5283 081 - 10 Forrel Street, NELSPRUIT, 1200 - *Mdhuli*
13. Sabelo Gift Sibande - 830511 5803 087 - Stand No 5324, KANYAMAZANE, 1214 - *Mthimkhulu*
14. Khulekani Perican Nkosi - 930223 5720 084 - 1070 Ibhele Street, Extension 4, EMALAHLENI, 1039 - *Hlophe*
15. Bonginkosi Victor Masihla - 970702 5702 086 - Stand No 337, GEMSBOKSPRUIT, 0458 - *Mkhabela*
16. Bongani Magagula - 950207 5437 083 - Stand No 495, KABOKWENI, 1245 - *Sithole*
17. Sifiso Mbuso Mhlanga - 951209 5732 082 - 3212 Extension 34, BARCELONA, 1501 - *Nkonyane*
18. Lebohlang Celestina Mashiya - 940413 0363 083 - 1213 Tumerick Drive, ZAKANYYA PARK, 2918 - *Molokomme*
19. Siyabonga Nhlabati - 921020 5292 085 - 2851 Kgwale Street, Extension 1, Emdeni, SOWETO, 1868 - *Mthethwa*
20. Lehlohonolo Nkosi - 951130 5912 088 - 17988 Extension 10, ORANGE FARM, 1805 - *Thamae*
21. Zenande Monakali - 990821 0327 081 - B 332 B, Tshuku Street, Site C, KHAYELITSHA, 7724 - *Minembi*
22. Brian Moloto - 990323 5734 080 - Mozinoni Village, TZANEEN, 0850 - *Mahlane*
23. Tsepiso Mngomezulu - 981213 5148 087 - 9829 Ndabezitha Street, TSAKANE, 1550 - *Mthombeni*
24. Khaya Mafenuka - 880927 5427 082 - C 280, KHAYELITSHA, 7784 - *Tyilekile*
25. Themba Wilson Mabena - 781228 5844 081 - 187 Endulwini Section, TEMBISA, 1632 - *Skhosana*
26. Siyabonga Mtshali - 990307 5304 085 - 4600 Ujejani Road, Protea Glen, SOWETO, 1717 - *Xulu*
27. Thokozani Bafana Shabangu - 990326 5531 083 - 8945 Extension 6 B, ORANGE FARM, 1841 - *Nene*
28. Mangaliso Molele - 840806 5433 085 - 20045 Mandela Park, KHAYELITSHA, 7784 - *Mhlavli*
29. Nikelwa Dino - 860823 0603 088 - C 54 Site B, KHAYELITSHA, 7784 - *Alam*
30. Resego Motshabi - 000218 0681 088 - 2141 Thagadiapelajang, HARTSWATER, 8570 - *Tume*

31. Courtney Faye Ellerbeck - 000330 0128 083 - D. A Muller Hostel, 650 Festenstein Street, BETHAL, 2310 - *Hockly*
32. Eunice Pulane Lensy - 841010 0335 085 - 19397 Moagi Street, KWA THEMA, 1400 - *Beya*
33. Alistair Holobhi - 870126 5481 080 - 26 Vuyo Close, Capricorn, MUIZENBERG, 7945 - *Daames*
34. Hlanganani Maria Manwani - 760202 2137 083 - Private Bag X2249, SIBASA, 0970 - *Mahumani*
35. Rudolph Bernardus White - 890121 5112 088 - 1299 Dickenson Avenue, WAVERLEY, 0186 - *Scheepers-White*
36. Nosipho Ignesia Khumalo - 000208 0336 080 - Mona Area, NDWEDWE, 4450 - *Mfayela*
37. Thivhilaeli Tshithe - 931217 5564 087 - Extension 4, MAIWARELA, 0900 - *Mulovhedzi*
38. Samuel Moshita Raphela - 911226 5546 089 - P O Box 448, LESHOANE, 0724 - *Mamabolo*
39. Basetsana Charmain Lefifi - 930205 0502 088 - 40261 Extension 18, MAMELODI EAST, 0100 - *Sepula*
40. Khanyisile Ngubane - 941026 0371 085 - Spring Valley, HIGHFLATS, 3200 - *Dlamini*
41. Thabi Mahlangu - 930514 0393 087 - Stand No 5, Mogoduza Section, STERKFRONTEIN, 0474 - *Mtimonye*
42. Khulekani Khumalo - 910902 5762 089 - 1797 Rest In Peace Street, Extension 2, VOSLOORUS, 1475 - *Seloale*
43. John Buti Lehlohonolo Diphoko - 900613 5373 080 - 4618 Masechaba, Extension 2, NIGEL, 1496 - *Mabena*
44. Gontse Brian Diphoko - 970220 5307 087 - 4618 Masechaba, Extension 2, NIGEL, 1496 - *Mabena*
45. Siphwe Sihle Bovana - 981117 5119 081 - Ntabankulu Reserve, UMBUMBULU, 4105 - *Dlungele*
46. Minenhle Sbonelo Jwara - 981124 5439 089 - Slahle Area, RICHMOND, 3780 - *Ngcobo*
47. Balungile Ndlovu - 871201 0661 082 - Nkambini Location, Ward 19, UTHWALUME, 4186 - *Mbhele*
48. Tebogo Makola - 891125 5608 085 - K 65 Witdeep Road, Kanana, BOKSBURG, 1460 - *Nkadimeng*
49. Aphelele Sonti - 920306 5548 084 - 1993 Mlungisi Location, STUTTERHEIM, 4930 - *Tweni*
50. Sphamandla Sandile Ntombela - 850908 5670 083 - P O Box 50084, Thokoza Area, ULUNDI, 3838 - *Biyela*
51. Lazarus Matlou Senosha - 960308 5725 085 - 13861 Extension 73, POLOKWANE, 0699 - *Kaka*
52. Bandile Khabatshana - 930914 5446 080 - 13491 A Site C, KHAYELITSHA, 7784 - *Nkitha*
53. Emmanuel Keaobaka Selaledi - 900902 5676 083 - Moshana Village, LEHURUTSHE, 2888 - *Maletswa*
54. Ramatjela Josiah Diphoko - 931027 5319 089 - 4618 Extension 2, Masechaba Township, DUDUZA, 1496 - *Mabena*
55. Itumeleng Penelope More - 830623 0780 085 - 369 Callisto Street, Mashemong Section, TEMBISA, 1632 - *Brown*
56. Nompilo Thembeka Mhlongo - 990923 1017 081 - A 1043 Folweni Township, UMBUMBULU, 4105 - *Mbonambi*
57. Philile Ayanda Shongwe - 000109 0621 085 - Stand No 2761, ZWELITSHA, 1045 - *Siwela*
58. Lwandile Andrew Selani - 000417 5567 082 - 1408 Unathi Street, CROSS ROADS, 7755 - *Sabeko*
59. Mncedisi Shadrack Mkwazi - 990509 5504 081 - 777 Zone 3, Mandela Park, KATLEHONG, 1431 - *Xovula*
60. Fortunate Maganyane - 991231 0634 081 - Stand No 315, Luckau, TSHILWANE, 0491 - *Matsepene*
61. Sesedi Leon Mphahla - 000127 5502 084 - 10792 B/Fisher, Phase 2, ROODEPOORT, 1725 - *Ricks*
62. Linda Mdalose - 841118 5489 086 - 1364 A Emndeni South, KWA XUMA, 1868 - *Twala*
63. Vukile Dladla - 920307 6359 083 - Emacekane Reserve, EMPANGENI, 3880 - *Masuku*
64. Thuli Patrick Mahlangu - 920121 5513 081 - Stand No 5, Magoduza Section, STERKFRONTEIN, 0474 - *Mtimonye*

65. Miyeta Ngobeni - 990923 5538 082 - Blinkwater, MODJAJISKLOOF, 0838 - *Mkansi*
66. Mthetheleli Wiseman Mzolisa - 540204 5294 082 - Ngcingo Area, BIZANA, 4800 - *Cele*
67. Thulani Prince Mhlongo - 720831 5481 087 - Emakumbu Area, ESHOWE, 3815 - *Biyela*
68. Bulelani Poto - 890130 5399 082 - U 99 Mathanga Cr, Site B, KHAYELITSHA, 7784 - *Ndaku*
69. Kagisho Shadrack Montshabatho - 810703 5702 088 - 86 Amlyn Court, Flat 9, Turf Club Street, TURFFONTEIN, 2120 - *Molebiemang*
70. Miyelani Mazhakeni - 840211 5524 084 - 99 D, NAMAKGANE, 1391 - *Mathebula*
71. Mandla Richard Mashaba - 810826 5784 085 - 780 Ramokonopi West, KATELEHONG, 1431 - *Kunene*
72. Shoke Moses Mosotho - 780313 5842 086 - Stand No 850, Kirkvorsfontein, DENNILTON, 1030 - *Nkgadima*
73. Tumelo Sylvester Sehloho - 880409 5669 088 - 962 K, BOTSHABELO, 9781 - *Mosoeunyane*
74. Siroko Piet Motau - 741212 6378 082 - Stand No 1002, Tweefontein, KWAMHLANGA, 1022 - *Choma*
75. Otlathiba Willy Thebeemang - 780705 5921 085 - 53 Foord Street, RUSTENBURG, 0300 - *Lepodise*
76. Boikhutso Andrew Ditshwane - 810315 5622 081 - 50601 Matshelapta, PHALANE, 0349 - *Mahlangu*
77. Yvette Ntombikayise Mabuza - 800803 0430 081 - 622 Monyane Street, Dube Village, SOWETO, 1717 - *Zulu*
78. Selaotswe James Sethunya - 760927 5943 083 - 195 Mahahabane, VENTERSBURG, 9400 - *Fantiri*
79. Tau Iziah Sithole - 890923 5638 081 - 1129 M 3, Moshate, SOSHANGUVE, 0152 - *Mashishi*
80. Moses Dumisani Dlomo - 660716 5368 081 - B 447 Fox Nkwanyana Road, UMLAZI, 4001 - *Mazibuko*
81. Lesiba David Mongwai - 620216 5767 084 - 3 Jack Daw Street, Crystal Park, BENONI, 1520 - *Ramalivha*
82. Zandile Joyce Mtshali - 730610 1656 084 - 3472 Ingagane, NEWCASTLE, 2940 - *Mhlungo*
83. Mohlominyane Menaki - 870122 5700 082 - 18071 Monato Crescent, Extension 25, VOSLOORUS, 1475 - *Khetsi*
84. Elizabeth Mahlangu - 950815 1118 083 - 13 Kingklip Street, ALRA PARK, 1491 - *Mayongo*
85. Ronald Thamsanqa Khoza - 740505 5599 082 - B 1513 Buseng Road, Richmond Farm, DURBAN, 4001 - *Faya*
86. Vastrap November - 660820 5399 086 - 118 Street 10, DE AAR, 7000 - *Mankayi*
87. Thapelo Sedutla - 890520 5782 081 - 9616 Bheki Unit R, MABOPANE, 0190 - *Mailula*
88. Jonas Mduduzi Masilela - 851208 5663 082 - Stand 467, Tweefontein G, EMPUMALANGA, 0458 - *Mtshweni*
89. Bongani Moloi - 991021 5337 081 - 254 Mohlomi Street, Naledi, Extension 2, SOWETO, 1868 - *Dlamini*
90. Bongani Kohlakala - 880610 5504 080 - 450 Isivuno Street, Malibongwe, KRUGERSDORP, 1740 - *Nyalungu*
91. Emmanuel Makgalemane Namanyana - 951228 5740 085 - Setlaboswane, GA MASEMOLA, 1060 - *Mokalapa*
92. Donald Mahudu Namanyana - 840407 5606 083 - Setlaboswane, GA MASEMOLA, 1060 - *Mokalapa*
93. Mpho Levy Mogale - 800923 5316 083 - 88 Thornhill Village, POLOKWANE, 0700 - *Phaladi*
94. Kgotso Junior Tooane - 980716 5449 082 - 470 Sekhele Street, Moletsane, SOWETO, 1868 - *Ramela*
95. Magugu Mchunu - 951020 6290 081 - Emhlangana, WEENEN, 3325 - *Khumalo*
96. Refiloe Elaine Chriselder Sekokope - 880630 0235 084 - 1552 Molefi Street, DOBSONVILLE, 1863 - *Menoe*
97. Vuyani Pakamile - 831215 5661 086 - 08 Notawuli Street, Middelpoos, SALDANHA, 7395 - *Kona*
98. Sipehelele Jele - 930403 5822 086 - Sub 22, Sanderstead Road, SOUTH PORT, 4240 - *Nxumalo*

99. Siphosenkosi Sabelo Ndumiso Luthuli - 960906 5897 083 - Mzunga Area, P100 Road, NDWEDWE, 4342 - *Chili*
100. Mbongeni Hopewell Sabelo Mthembu - 870306 6419 087 - B18 Ncotshane Township, PONGOLA, 3170 - *Nzuza*
101. Beketele Pearl Nosipho Mthembu - 831017 1104 081 - B18 Ncotshane Township, PONGOLA, 3170 - *Nzuza*
102. Sipiwe Moses Mabena - 870414 5532 080 - 381 Block T T, SOSHANGUVE, 0152 - *Mmotta*
103. Lucas Mduduzi Mbokazi - 831209 5470 085 - Ogunjini Area, NDWEDWE, 4342 - *Nkomo*
104. Simon Makhado - 880601 6572 085 - Muledane, THOHOYANDOU, 0950 - *Manwadu*
105. Masonwabe Hanisi - 850325 5729 084 - 1626 Gugulethu, Ndevana Location, KING WILLIAMS TOWN, 5600 - *Fandeso*
106. Isaya Phasudi Choma - 870116 5500 088 - Stand 164, STEELPOORT, 1133 - *Mathibela*
107. Excellence Khanyisile Mahoa - 861008 0519 083 - 2227 Hlalele Street, RATANDA, 1441 - *Khanyile*
108. Nhlanhla Cromeweel Baliso - 891007 5182 081 - 7192 Ntake Street, Extension 31, ROODEKOP, 1401 - *Sukazi*
109. Bheki Samuel Duma - 720205 6158 087 - 18 A Gwababa Street, Zone 7, MEADOWLANDS, 1852 - *Kuluse*
110. Nkwane Otto Mashabela - 910819 5081 080 - Ga Mongatane, DRIEKOP, 1129 - *Phasha*
111. Goodness Malumane - 000102 1288 087 - P O Box 485, ACORNHOEK, 1360 - *Molamodi*
112. Israel Dennis Ndlovu - 701125 5727 083 - 1089-2 Mpumelelo Street, Extension 27, DEVLAND, 1832 - *Ndzombane*
113. Kagisho Isaac Kgophane - 910821 5701 089 - 927 Mokgareng Village, TAUNG, 8580 - *Goserotse*
114. Dumisane Thomas Sibande - 720129 5455 080 - 1207 Sectiond, MAMELODI WEST, 0122 - *Ngwenya*
115. Zandisile Jabhile Madikiza - 000112 0183 080 - 594 Dinizulu Street, Dlamini 1, CHIAWELO, 1818 - *Khumalo*
116. Thivhionali Lennox Mungoma - 740222 5894 089 - P O Box 25606, BENONI NORTH, 1527 - *Mulongoni*
117. Tladiyaphaswa Joseph Matenchi - 850205 5671 082 - 3084 Refiwe Cullinah, CULLINAN, 1003 - *Magabotje*
118. Matome Gardner Showatsa - 880520 5464 088 - 175 Phomolong Sec, Block K, SOULSVILLE, 0125 - *Makhura*
119. Brian Thabani Dladla - 850303 5633 085 - No 41-9th Avenue, ALEXANDRA, 2090 - *Zwane*
120. Mackdonald Given Fakude - 851122 5222 080 - Stand No 303, JERUSALEM, 1240 - *Maseko*
121. Thabani Alex Ngcobo - 901006 5534 083 - 55 Greenwood Park, Fen Grove Road, DURBAN, 4000 - *Madlala*
122. Keyamogetse Florence Mabale - 940829 0220 082 - 53888 Ipopeng, Turflaagte 2, BLOEMFONTEIN, 9300 - *Buys*
123. Lesiba Samuel Moshoeu - 900910 5986 089 - 1061 Block K K, SOSHANGUVE, 0152 - *Maserumule*
124. Malikhanye Meyisi - 890729 5497 083 - 34019 Zone 2, Turflaagte, BLOEMFONTEIN, 9323 - *Makaluza*
125. Mawethu Nkomonye - 860511 5488 080 - Lot 3777 Illovo, KINGSBURGH, 4126 - *Matanzima*
126. Mthobisi Nkwanyane - 820708 5702 085 - 408 Hammerskop Street, PONGOLA, 3170 - *Phakathi*
127. Virginia Nombulelo Tshaka - 890119 0274 085 - 25326 Barcelona, Extension 31, DAVEYTON, 1520 - *Tivana*
128. Rose Masha Shabangu - 900910 1125 088 - P V 7797 Vergenorg, ATTERIDGEVILLE, 0008 - *Masha*
129. Mphomotseng Mamoya - 950429 1076 083 - 218 Goniwe Park, VUKKUEDSIRO, 6848 - *Maputle*
130. Thando Gift Malinga - 980709 5138 086 - 358 Hlatswayo Street, ORLANDO EAST, 1804 - *Mchunu*
131. Tlalane Hilda Noto - 570505 1163 086 - 404 Phake Section, KATLEHONG, 1431 - *Ramohapi*
132. Mvimbi Elvis Tsolo - 830112 6246 085 - 4323 Somerpost, Zamdela, SASOLBURG, 1949 - *Mkwanazi*

133. Moa Edgar Molenga - 950714 5297 086 - 2728 Hollyhock Street, LENASIA, 1829 - *Mampane*
134. Simon Makhushu - 900828 5870 089 - Mokwena Village, BOCHUM, 0790 - *Motsoko*
135. Emanuel Tshilinga - 910814 5404 085 - 51-04th Street, Marlboro, JOHANNESBURG, 2090 - *Marakalala*
136. Sakhile Bhekumthetho Khumalo - 970904 5457 089 - J 488 Mkhomazi Street, ESIKHAWINI, 3887 - *Nyawo*
137. Ranko Presley Mohlammeane - 810331 5488 084 - Stand No 010, Thabakhubedu, DENNILTON, 1030 - *Makete*
138. William Mosimanegape Bereng - 880605 5944 088 - 08 Motlhabeng, MAFIKENG, 2745 - *Mokoena*
139. Calvin Motau - 980719 5611 081 - 20153 Makoshala, NEBO, 1057 - *Mositsa*
140. Lebohang Innocent Vilakazi - 941009 5478 089 - 2575 Nkonjane Street, THOKOZA, 1426 - *Malakoane*
141. Ntaoleng Caroline Mangola - 981002 0834 084 - 13978 Snake Park, KROONSTAD, 9499 - *Khanya*
142. Alex Arshandre Tshaka - 930804 5600 085 - 25326 Barcelona, Extension 31, DAVEYTON, 1520 - *Tivana*
143. Micaela Misty Wood - 970418 0060 087 - 18 Branch Lane, Blairgowrie, RANDBURG, 2194 - *Green*
144. Lucas Nkosinathi Zulu - 760808 6062 083 - D0539, UMLAZI, 4066 - *Ndhlazi*
145. Oupa Mhlali Vaphi - 990408 5712 085 - Canca Street, MOUNT FRERE, 5090 - *Mcutha*
146. Jacob Tebogo Hlabahlaba - 690525 5888 087 - 3501 B Zone 3, Diepkloof, SOWETO, 1864 - *Matodi*
147. Okuhle Sibokoza - 980426 5897 088 - Sulenkama Area, QUMBU, 5180 - *Yalezo*
148. Matlakala Elizabeth Kokoana Taje - 520903 0627 089 - 4505 Modiboa Street, Ikagang 10 C, POTCHEFSTROOM, 2531 - *Thekiso*
149. Elton Mzikaefane Kunene - 580610 5745 082 - 6020 Moleleki Section, KATLEHONG, 1431 - *Ndaba*
150. Makaudi Piet Nkgobagobe - 620719 5312 082 - Stand 27, AQUAVILLE, 0470 - *Seroka*
151. Malesela Ruphus Mabusela - 610923 5448 084 - 5/2457 Extension 3, Esseben Park, TEMBISA, 1632 - *Mogolama*
152. Nobaba Phillip Madlala - 611130 5754 086 - H 430 Umlazi Township, UMLAZI, 4031 - *Sikakane*
153. Puleng Abram Mello - 570914 5839 081 - 39 Vilakazi, CULLINAN, 1003 - *Tholo*
154. Ntlaeng Edward Mudau - 551022 5436 081 - P O Box 88, MOOKETSI, 0825 - *Rabaloi*
155. Johannes Baile Maemela - 631010 7002 088 - House No 3552, Pharama Section, LEDIG, 0331 - *Matli*
156. Mkhosana Joseph Vilakazi - 540128 5209 081 - P O Box 14, MZINTI, 1352 - *Maphanga*
157. Nasie Daniel Mokoema - 530425 5405 087 - 2608 Mtintinyane Street, Naledi Extension, NALEDI, 1868 - *More*
158. Mphikwa Elphie Mabuza - 510627 5509 081 - Stand No 10280, MHLUZI, 1053 - *Skhosana*
159. Thamsanga Maxwell Ngubane - 481101 5298 082 - 58 Pepel Avenue, Sunnyridge, NEWCASTLE, 2940 - *Zulu*
160. Fikile Vivian Mazibuko - 710521 5437 088 - 1188 Khisa Street, SOWETO, 1868 - *Dhlamini*
161. Johnson Molato Mhlanga - 701104 5330 081 - Stand No 518, Sytze-Wierda Avenue, PRETORIA, 0001 - *Mabena*
162. Samuel Dinner Sathekge - 700202 6639 087 - Rakgolo Bodibe Village, BODIBE, 2741 - *Mongwenyane*
163. Bongani Mfanlo Mabasa - 611101 5297 087 - Nombhedo Area, NDWEDWE, 4342 - *Sishi*
164. Morwakodi James Mogola - 791216 5872 085 - Maseveh, NGWAABE, 1058 - *Chauke*
165. Sydney Mlungisi Mashinini - 760519 5654 081 - 116 Rabe Street, Unit 9, MOKOPANE, 0600 - *Baloyi*
166. Simphiwe Yawa - 700419 5824 086 - 1902 Cuba Township, BUTTERWORTH, 4960 - *Sijadu*

167. Vincent Natal Matseke - 790809 5841 083 - P O Box 4050, MANKWENG, 0827 - *Malahlela*
168. Nonhlanhla Desiree Mogoere - 720304 0658 083 - 15257 Revia Swanepoel, Bloemanda Location, BLOEMFONTEIN, 9323 - *Dube*
169. Sibongile Nethi - 650601 5326 085 - Mputi Location, MTHATHA, 5099 - *Vulindlela*
170. Siphesihle Patience Mazibuko - 820504 0764 083 - C-1180 Road, Mpumalanga Township, HAMMARSDALE, 3699 - *Zuma*
171. Mputi Jim Jele - 821002 6107 083 - No 713 Mandela, KWAMHLANGA, 1022 - *Magane*
172. Phathutshedzo Manuga - 970224 6125 084 - P O Box 232, NZHELELE, 0993 - *Dombo*
173. Sanelisiwe Mafendela - 990126 1043 087 - Mandela Park, UMTATA, 5099 - *Magcaleka*
174. Karabo Sanny Sookane - 960315 5465 083 - 131 Roodekop, Extension 21, Cherry Street, GERMISTON, 1401 - *Mosue*
175. Thembokwakhe Johannes Dlodla - 750304 6308 082 - 22 Ray Castle Road, NEWLANDS WEST, 4037 - *Xulu*
176. Nelson Thusanang Molefe - 801227 5393 087 - 25 Eco Villas, Robin Close, Mayerdal, ALBERTON, 1448 - *Hadebe*
177. Sinenhlanhla Myako - 920906 5914 085 - 1518 Thamboville, PIETERMARITZBURG, 3201 - *Khuzwayo*
178. Siphon Thomas Khumalo - 691115 5525 084 - 1488 Vosloorus, BOKSBURG, 1475 - *Simelane*
179. Mmapono Juliah Motile - 620513 0892 085 - 3101 Thoko Naoma, KAGISO, 1754 - *Moreetsi*
180. Mabuza Sibusiso Mgaga - 790502 6312 085 - Q 3369 Umlazi, UMLAZI, 4031 - *Nzama*
181. Raymond Mhlambo - 741102 5286 081 - Ozwathini Area, NDWEDWE, 4342 - *Luthuli*
182. Stanley Pontsho Mabote - 740112 5745 086 - 1161 Bethel Section, LEFARAGATLHE, 0335 - *Mfati*
183. Hakika Mirasi - 700705 0261 088 - 10 Pasadena Crescent, Bayview, CHATSWORTH, 4092 - *Mlima*
184. Solang Joseph Ikelong - 740316 5351 080 - P118 Willow Road, GROOTVLEI, 2420 - *Mkhonto*
185. Moleko Phillip Nqai - 700918 5803 081 - 11 Marilyn Street, ODENDAALSRUS, 9480 - *Khiba*
186. Abram Abbie Skosana - 700209 5631 080 - Stand 4001, MOLOTO, 1022 - *Huma*
187. Tomscort Mashiane Mohlamonyane - 700607 5564 088 - 186 Machipe Village, DENNILTON, 1030 - *Makilla*
188. Seth Jeffrey Mokai - 760628 5080 088 - 483 Lesetheng Section, Mmakgabetlwane, JERICHO, 0264 - *Tshite*
189. Maphake Jakes Naka - 580305 5807 087 - 233 Cassia Street, Dornpoort, MONTANA, 0186 - *Mthombeni*
190. Leah Ratsoana - 760403 0703 088 - 26 Milkwood, Riverpark, ALEXANDRA, 2090 - *Hlungwane*
191. Motsamai Gert Mosima - 760912 6087 080 - House 10116, Bbospoort, LEPHALALE, 0555 - *Majadibodu*
192. Rishaw Kerwin Lessing - 930327 5093 085 - 5 Pettersen Road, DURBAN, 4091 - *Jones*
193. Thabani Thuthukani Radebe - 941128 5536 082 - 286 Kennedy Road, SYDNHAM, 4091 - *Ndulini*
194. Matthews Zabulon Mshibe - 640110 5526 085 - 3715 Mandela Section, BALFOUR, 2410 - *Yika*
195. Bridget Malekgala Matlala - 000113 0791 088 - Sekhukhune, Ga Masha, NGWAABE, 1058 - *Tau*
196. Senki Mathaulula - 940308 6194 088 - Itsani, THOHOYANDOU, 0950 - *Nekhalale*
197. Velile Proteus Mbuli - 820215 5547 080 - 23 ebony place hrosspring, Welterveden park, ROODEPOORT, 1709 - *Mnyandu*
198. Jim Makuwa - 890515 5328 083 - No 172 Coromandel, LYDENBURG, 1120 - *Mokwena*
199. Steven Mowashi Mokoana - 780710 5498 084 - 19455 Itsuseng Street, MAMELODI EAST, 1059 - *Thipe*
200. Ntombomzi Mirriam Sompani - 570729 0498 083 - 36581 Nu 29, MOTHERWELL, 6211 - *Nombewu*

201. Mzwakhile Joseph Xaba - 540902 5218 080 - Edlebe Area, MAHLABATHINI, 3865 - *Ndebele*
202. Velile Ndlovu - 000410 0712 084 - Emadolobheni Area, ESTCOURT, 3370 - *Mazibuko*
203. Philisiwe Eunice Mhlongo - 530612 0241 084 - 4153 Fredville, INCHANGA, 3680 - *Radebe*
204. John Samuel Thubane - 550801 5278 085 - 337 Verena, VERENA, 0458 - *Mahlangu*
205. Joseph Tomi Segwabe - 850623 5258 082 - 2245 Extension 2, Boikhutso, LICHTENBURG, 2740 - *Moletse*
206. Jean-Ray Patrick Snyman - 920825 5051 088 - 11 Prophet Street, Dan Pienaar, BLOEMFONTEIN, 9301 - *Vance*
207. Katleho Paul Seroke - 770209 5735 084 - 12908 Tambotie, Phase 2, BRAMFISHER, 1724 - *Letsie*
208. David Matenyo Mogajane - 760409 5397 081 - 17273 Encourage Street, Protea Glen Ridge, SOWETO, 1818 - *Aphane*
209. France Kgomotso Matseke - 730201 6092 085 - 1427 Block E, MADIDI, 0268 - *Mahlangu*
210. Ezekiel Sibunge Ndlela - 640930 5458 082 - 421 Tona Street, Batho Location, BLOEMFONTEIN, 9323 - *Chonco*
211. Agnes Cushwephi Mvubu - 600202 1570 080 - L 617 Umlazi Township, UMLAZI, 4066 - *Mpofana*
212. Zulu Michael Masombuka - 651006 5508 089 - 4850 Lebelo Street, Extension 2, MHLUZI, 1053 - *Makofane*
213. Lindinkosi Elphas Mbanjwa - 620228 5416 083 - 060640 Sthondo Hills, DASSENHOEK, 3610 - *Dludla*
214. Matlholadibona April Kgosimore - 610305 5674 085 - 46 Toronto Road, WELKOM, 9459 - *Botipe*
215. Salva Khumalo - 580609 5563 081 - Mhlahlane Area, MAHLABATHINI, 3865 - *Mbatha*
216. Masilo Samuel Matomenakane - 630513 5448 089 - Stand No 1300, Springs, BOTLOKWA, 0742 - *Mapukane*
217. Mandla Alphios Ndaba - 581003 5745 089 - 16663 Steve Biko, JOHANNESBURG, 1550 - *Simelane*
218. Vusi Simon Hleza - 590416 5569 086 - House No 4926, DAGGAKRAAL, 2490 - *Mkhwanazi*
219. Sesi Salome Oliphant - 660713 0545 086 - 24119 Soul City, KIMBERLEY, 8345 - *Seleke*
220. Leseilane Rose Seroka - 621110 0324 083 - Ga-Seroka Village, SEKHUKHUNE, 1124 - *Matlou*
221. Langalibalele Jerry Mahlangu - 640310 5695 084 - 14036 Vilakazi Street, KWA-THEMA, 1575 - *Makofane*
222. Delani Phillip Mkhize - 650101 6098 080 - 174 Cassia Circle, Lool Air, DALTON, 3236 - *Nzama*
223. Lesiba Cheros Kekana - 680412 5336 080 - Phagameng Village, MODIMOLLE, 0510 - *Selomane*
224. Renolda Martha Mogale - 740127 0256 087 - 14769 Thutlwene Street, MAMELODI EAST, 0122 - *Maleka*
225. Seraone Petrus Lehlokoane - 710405 5932 084 - 2755 Kgotsong, BOTHAVILLE, 9660 - *Hlongwane*
226. Lindiwe Agnecia Makitla - 720317 0766 086 - 4748 Khanya Street, MHLUZI, 1053 - *Dlamini*
227. Christian Thokozani Nyembe - 740206 5461 080 - 281 Cornubia Mount, EDGECOMBE, 4300 - *Shangase*
228. Sbusiso Blessing Sindane - 710103 5660 082 - Phatheni Location, RICHMOND, 3780 - *Mbandwa*
229. Jabulani Patrick Sekhoto - 710926 5410 086 - Plot 11, Kenviljoen, VEREENIGING, 1038 - *Phakathi*
230. Nicholas Sibusiso Mncwabe - 730721 5297 088 - Sibongile Township, DUNDEE, 3000 - *Ngubo*
231. Naphtal Nkosiyethu Ndlovu - 731115 5320 082 - France Location, PIETERMARITZBURG, 3201 - *Cebekhulu*
232. Makwena Salmina Molemohe - 500228 0541 088 - 80046 Rammutla Section, SHONGOANE, 0607 - *Modise*
233. Pazel Makhudu - 720424 6243 084 - 947 Block V, MABOPANE, 0190 - *Moeti*
234. Kuli Aubrey Masike - 720301 6362 082 - 4687 Soccer Street, Extension 7, ALEXANDRA, 2070 - *Seome*

235. Nonhlanhla Clementine Bogatsu - 901020 0237 089 - 406 Rantwentwe Street, Zone 8, MEADOWLANDS, 1852 - *Ndlovu*
236. Tshегоfatso Rakolota - 990926 0523 082 - C263 Mamone Sekwati, MAMONE, 1063 - *Mosito*
237. Teboho Bernett Mtholo - 740929 5517 086 - A90 Versveldt Street, Miami Sands, VANDERBIJLPARK, 1911 - *Mohlabai*
238. Ntsane Linah Mete - 450206 0224 087 - Calais Village, SEKOTORO, 0891 - *Mmittle*
239. Bhongathi William Whokwana - 660811 5755 088 - Debera Area, NGCOBO, 5050 - *Deleki*
240. Bajabhile Lidicia Radebe - 770828 0698 086 - F1163, MADADENI, 2951 - *Mofokeng*
241. Phila David Ndlovu - 690308 5380 086 - B1237 Umlazi Township, UMLAZI, 4031 - *Mhlongo*
242. Thabo George Mokati - 900307 6442 081 - 23297 Extension 07, SOSHANGUVE, 0152 - *Ramatatso*
243. Kamohelo Jacob Sehlapelo - 980129 5198 081 - 8104 Thokozile Street, Extension 2, Moleleki, KATLEHONG, 1431 - *Mashamba*
244. James Mlamli Matiwane - 430523 5435 087 - Mr J M Mfubesi, Mthwaku Area, NQAMAKWE, 4990 - *Mfubesi*
245. Petrus Thabang Motalane - 680620 6002 085 - 28946 Newstands, Thabong, WELKOM, 9463 - *Mohale*
246. Marothe Donny Matabane - 701115 5349 087 - Ga-Nchabeleng Village, SEKHUKHUNE, 1124 - *Mpetle*
247. Leoné Erasmus - 000503 0221 088 - 13 Boschpoort Street, GLENHARVIE, 1779 - *Van Der Merwe*
248. Lucky Sithole - 610304 5954 084 - 60 White City, MOOI RIVER, 3300 - *Mchunu*
249. Xolani Moonlight Duma - 880324 5398 085 - 259 Bulwer Road, Glenleigh 06, Glenwood, DURBAN, 4001 - *Shibe*
250. Shadrack Themba Mashiya - 741116 5670 086 - 391 Extension 12, Kwaguqa, WITBANK, 1039 - *Malobola*
251. Seripa William Maaake - 720505 5936 080 - 153 Rabbie Ridge, Extension 2, MIDRAND, 1685 - *Malemela*
252. Bongani Koiee - 900323 5252 082 - 821 Mova Street, KATLEHONG, 1431 - *Mntambo*
253. David Ori Sithole - 661007 5566 083 - 2643 Mpunga Street, Extension 1, Langaville, TSAKANE, 1550 - *Tholo*
254. Sandile Addy Msibi - 901101 5741 083 - Portounford Area, ESIKHAWINI, 3887 - *Jiyane*
255. Thato Mafubelu - 800516 5600 082 - 53 Thistle Street, Florida, ROODEPOORT, 1704 - *Matabane*
256. Masala Manenzhe - 870601 0598 088 - 5424 Extension 07, IVORY PARK, 2012 - *Madzivha*
257. Nicholas Andrew Mark Nosworthy - 980216 5509 084 - 8 Petrea Park, Kandelaar Street, LA MONTAGUE, 0154 - *Ninow*
258. Sinenhlanhla Yoliswa Magagule - 911016 0402 085 - House No 686, Lindela, VOLKSRUST, 2470 - *Dungelo*
259. Sthembele Mlambo - 970322 5420 082 - Oshabeni Location, Ward 4, PORT SHEPSTONE, 4200 - *Lushaba*
260. Siyabonga Michael Cele - 980823 5552 087 - Embeni Location, IZINGOLWENI, 4260 - *Pakkies*
261. Josia Ramatsetse - 930406 5614 080 - 35 Motlouma Street, ATTERIDGEVILLE, 0008 - *Mokgabadi*
262. Nicholas Phinda Manzi - 890423 5284 085 - 5585/27 Aroganite Crescent, Extension 8, ENNERDALE, 1830 - *Msibi*
263. Rethabile Lucy Motiti - 980703 0940 083 - Rethabile Lucy Motiti, 1107 Molutsi Street, Kgotsong, BOTHAVILLE, 9660 - *Motete*
264. Gurven Rammoko Makole - 580412 6063 080 - 2438 Matseke, MARAPYANE, 0431 - *Matseke*
265. Mua Ernest Khumalo - 531012 5282 085 - Lions River, HOWICK, 3290 - *Mhlakoane*
266. Motlalentoa Joseph Motete - 470818 5554 080 - 11510 Setlopo, MAHIKENG, 2745 - *Motumi*
267. Mashoke Lucas Magabutse - 490711 5259 089 - Makotse Village, LEBOWAKGOMO, 0737 - *Kgoete*
268. Mohaphi Japie Mokoite - 400101 6983 086 - 288 Somerspot, ZAMDELA, 1949 - *Rankoe*

269. Mangakane Mirriam Motjoadi - 580601 0247 083 - Hweleshaneng Village, GA-MPHAHLELE, 0736 - *Rathaga*
270. Klaas Aobakwe Molwele - 930915 5959 089 - 173 B Moshongoville, SEGWAELANE, 0276 - *Phiri*
271. Sabelo Ngcobo - 970823 5606 083 - Mzumbe Location, HIGHFLATS, 3306 - *Radebe*
272. Shadrack Setlhoboko - 670328 5322 080 - 59 Thabo Mbeki, LICGTENBURG, 2740 - *Mojaki*
273. Portia Mhlongo - 941208 0105 081 - 2391 Extension 1, ORANGE FARM, 1841 - *Malema*
274. Zinhle Shabangu - 911114 0818 085 - No 030007 Vaal Bank, UTRECHT, 2980 - *Nkambule*
275. Phathuxolo Fogartson Godlo - 940101 5306 088 - D1001 Khulawazi Road, KWADABEKA, 3610 - *Mthalane*
276. Celekwanda Bernard Zulu - 911020 5129 081 - Stand No 279, NHLAZATSHE, 1192 - *Sibeko*
277. Boy Andries Matlou - 511229 5291 080 - 485 Boskuil Village, MAKWASSIE, 2650 - *Matloga*
278. Hendrick Daski Baaretmans - 640906 5817 089 - House No 011, Ntswanahatshe, TAUNG, 8588 - *Baartman*
279. Yolisa Kholisile - 980728 0945 089 - 1179 Koppie Street, Khuma, STILFONTEIN, 2551 - *Tafeni*
280. Zwelakhe Sithole - 880216 5696 080 - 109 Marula Street, Extension 2, Aleda, KIBLER PARK, 2091 - *Dube*
281. Lesenyeho Gidion Elector Morai - 940428 5179 086 - 1060 Namahadi, WITSIESHOEK, 9870 - *Lebeko*
282. Matome Johannes Manyama - 770910 5863 087 - Senwakwe Village, MODJADJISKLOOF, 0835 - *Kgatla*
283. Cedile Christopher Mucavele - 850914 5506 087 - 4586 Tshepong Street, Extension 2, REFILWE, 1003 - *Mnguni*
284. Gefrey Mohlaba Ramokgopa - 740302 5775 080 - 2864 Motla Street, Extension 6, DIEPSLOOT, 1685 - *Hlongwane*
285. Tshepo France Mthimunye - 791206 5955 089 - Stand No 634, DULLSTROOM, 1195 - *Makofane*
286. Lusanda Ndbambi - 870619 6018 083 - Nqabara Admin Area, DUTYWA, 5000 - *Matsolo*
287. Sikhumbuzo Nhlakanipho Magubane - 790704 5887 089 - 6332 Radebe Street, KAGISO, 1754 - *Gazu*
288. Tarryn Lisa Isaacs - 950416 0127 082 - 72 Punters Way, KENILWORTH, 7708 - *Jubelin*
289. Nicole Anabel Endres - 950626 0085 086 - 19 Glendower Avenue, Dowerglen, EDENVALE, 1609 - *Da Purificacao*
290. Bongani Mervin Mpele - 931020 5144 086 - 10382 Nkwaketsi Street, BENONI, 1516 - *Mkhabela*
291. Senazo Nkwentsha - 970114 0507 082 - 5718 Extension 2, Khutsong Location, CARLETONVILLE, 2499 - *Sello*
292. Michael Mokgano Maepa - 910810 5630 083 - Plot 13, Hurst Street, Clewer, WITBANK, 1036 - *Dhlahdla*
293. Tebogo Matjje - 950405 5577 086 - Stand No C10, Naganeng, DENNILTON, 1030 - *Mohlamonyane*
294. Karabo Moloi - 950920 0173 087 - 38 Mofokeng Section, KATLEHONG, 1431 - *Ncongwane*
295. Ranapo Christina Ngele - 500215 0539 089 - P O Box 526, DRIEKOP, 1129 - *Makola*
296. Samuel Peter Ramalepe - 670411 5390 081 - Matanda Village, DZANANI, 0955 - *Mphosa*
297. Nthabiseng Millicent Yasmin Tsoamotse - 900905 0536 087 - 4417 Khayaletu Section, Khutsong Township, CARLETONVILLE, 2499 - *Kundetse*
298. Gaobakwe Zacharia Tlou - 680825 5283 087 - House No 3347, Kagiso Section, LEDIG, 0316 - *Oliphant*
299. Mano Wendy Ntombela - 701208 0432 089 - 563 Area 1, Ezimangweni, INANDA, 4310 - *Ntsimbi*
300. Shanaaz Johnson - 700807 0653 080 - 10 Chapel Road, Lavender Hill, RETREAT, 7945 - *Williams*
301. Victor Miga Maema - 690616 6226 086 - House No 30087, Mabele A Podi, MANKWE, 0310 - *Matlala*

302. Phillip Boeti Matome - 691224 5889 084 - 1602 Lullanville Section, BETHANIE, 0270 - *Mokgwe*
303. Winnie Sonto Khumalo - 690615 0875 088 - 2204 Kwassa A, KWAMHLANGA, 1022 - *Mathebula*
304. Bongumusa Thulani Mngomezulu - 740326 5662 089 - P O Box 5431, HLUHLUWE, 3960 - *Zungu*
305. Au Thabang Collin Komana - 961130 5525 086 - Stand No 20205, Kopermyn, GA-MAJA, 0719 - *Matlou*
306. Herold Mkhondo - 910210 6148 088 - Driekop Village, PRAKTISEER, 1129 - *Mapalakane*
307. Bambaliphi Silekwa - 990528 5858 081 - Matimatolo Area, GREYTOWN, 3250 - *Majola*
308. Tairus Seithlamo Masokwane - 740515 5737 087 - 21490 Extension 23, Boitekong, RUSTENBURG, 0300 - *Mothabane*
309. Bagalati Joseph Gaoetswe - 570103 5895 083 - Itireleng Section, KURUMAN, 8460 - *Gaeemelwe*
310. Sebaratshe Alfred Shomolekae - 581001 5982 082 - House No 17e, Thaping Section, GANYESA, 8613 - *Ramogoelelo*
311. Monwabisi Sandile Simanga - 940907 6023 088 - P O Box 145, NDWEDWE, 4342 - *Nxumalo*
312. Siphon Soni - 770424 5806 088 - 1415 Extension 4, Klipspruit, PIMVILLE, 1809 - *Sithole*
313. Fungwiwe Portia Mminzelwa - 580610 0849 087 - Ny6-126, GUGULETHU, 7750 - *Pitso*
314. Mandla Donald Mavundla - 800904 6120 088 - Mr M D Radebe, 71627 Kanana, SEBOKENG, 1963 - *Radebe*
315. Tebogo George Mogudi - 791229 5816 085 - 1046 Magwalulela Street, TSAKANE, 1550 - *Blennis*
316. Itumeleng Godfrey Moreojang - 790707 5954 080 - 20863 Lerome Section, Uu Section, MOGWASE, 0314 - *Madisa*
317. Samuel July Mtshali - 771130 5370 087 - No 1171, KWAMHLANGA, 1022 - *Mashegoana*
318. Vincent Fanyana Etsweng - 780315 5975 089 - 11486 Ledwaba Street, MAMELODI EAST, 0100 - *Nxumalo*
319. John Letladi Rafapa - 730412 5739 085 - 49-18th Avenue, ALEXANDRA, 2090 - *Mashishi*
320. Pesa Shadrack Kaba - 730225 5621 081 - 4216 Zone 7, FICKSBURG, 9730 - *Letuma*
321. Simphiwe Vukile Sikhakhane - 790916 5828 083 - Nxamalala Area, NKANDLA, 3885 - *Biyela*
322. Jacobus Seuntjje Motswaedi - 730616 5289 087 - 2146 Extension 4, Borolelo Location, SWARTRUGGENS, 2835 - *Mafisa*
323. James Nzimeni Makhunjwa - 710714 5652 083 - 6807 Ramaphala Crescent, Extension 4, MOHLAKENG, 1700 - *Molete*
324. William Mandla Mahlangu - 721124 5551 086 - Stand No 2033, BUHLEBESIZWE, 0458 - *Babedi*
325. Lephethasang Eugene Modise - 741230 5378 085 - 37 Falcon Street, CARLTONVILLE, 2499 - *Makebe*
326. Sentie William Mahlangu - 740424 5517 088 - Stand No 30745, 70 Banda Avenue, MAMELODI EAST, 0122 - *Shongwe*
327. Alfred Mandlenkosi Yedwa - 730820 5765 084 - 1109 Magwaza Street, ROCKVILLE, 1818 - *Sibiya*
328. Advocate Lindile Mbewu - 731022 5714 084 - 5 Simonberg Estate, Lebenberg Road, Noorwyk X98, MIDRAND, 1687 - *Mhlana*
329. Petros Siphon Hlela - 710104 5504 080 - Emabhalonini Area, ESTCOURT, 3310 - *Ndlovu*
330. Kgabo Phineas Mthibi - 710619 5480 080 - P O Box 24, BOCHUM, 0970 - *Mahopo*
331. Siphon Lawrence Tshabalala - 710917 5366 089 - 312 Maruping Street, Nthoroane, GROOTVLEI, 2420 - *Nkosi*
332. Thulani Victor Khoza - 841014 5461 086 - 18254 Muhlari Street, TSAKANE, 1548 - *Masango*
333. Makhado Freedom Sinthumule - 820113 5366 082 - Zone F, LEBOWAKGOMO, 0737 - *Ramabulana*
334. Rearabetswe Gabaiphiwi Ramokgopa - 970912 0355 083 - 56 Matshiga Street, ATTERIDGEVILLE, 0008 - *Modiba*
335. Madire Joavian Makhura - 900817 0289 080 - 12683 Thloping Street, DAVEYTON, 1520 - *Sebiloane*

336. Frans Matome Madiope- 990417 5550 080 -Ngaleng Ga Mamabolo, POLOKWANE, 0700 - *Lebea*
337. Bheki Derick Mpambani- 000112 5561 082 -1442 Impepho Road, MOUNT MORIAH, 4082 - *Mkhwanazi*
338. Jakobus Adriaan Breet- 960127 5012 082 -61 Freezona Avenue, Mindalore, KRUGERSDORP, 1739 - *Van Tonder*
339. Steven Abram Masitele- 840612 5429 085 -Stand No 2292, Siyathuthuka, BELFAST, 1102 - *Mnguni*
340. Bhekumuzi Mapogo Mandlaze- 940501 5516 083 -Stand No 391, Newstand, TAFELKOP, 0474 - *Masuku*
341. Diketso Mapheto- 960622 0649 086 -P O Box 22, GA MPHAAHLELE, 0736 - *Mathabatha*
342. Siyanda Mchunu- 000518 5275 087 -3949 Oliver Tambo Road, KWANDENGEZI, 3607 - *Khuzwayo*
343. Rapoke Edward Lebogo- 741210 5564 082 -3036 Morwe Village, SELEKA, 0617 - *Tsiane*
344. Lucky Ntsoane- 950519 0983 089 -Mashite, GA MPHAAHLELE, 0736 - *Ratau*
345. Condry Matlala- 950507 5414 085 -177 Spitspunt, MARBLE HALL, 0450 - *Masombuka*
346. Noluvo Neliswa- 990107 0974 084 -P O Box 302, KWANGWANASE, 3973 - *Makhanya*
347. Howard Neal Lipschitz - 660105 5211 089 – your wife – Sharon Patricia Lipschitz – 780208 0100 086 – and two minor children – Isabella Noa Lipschitz – 101129 0331 087 – Damon Raphael Lipschitz – 070323 5247 086 - Unit 12, Victoria Street, OAKLANDS, 2192 - *Krenin*
348. Nndweleni Madzulafhedzi - 700127 5807 080 – your wife – Malehu Josephine Madzulafhedzi – 770121 0628 083 – and two minor children – Ashley Madzulafhedzi – 030526 5206 089 – Emmanuel Madzulafhedzi – 111113 5254 088 - Mawoni, DZANANI, 0955 - *Matidza*
349. Elina Manjate - 940304 0912 088 – and a minor child – Onthatile Precious Manjate – 120517 1168 085 - 753 Ikageng Village, Mosenthal, RUSTENBURG, 0300 - *Ncongwane*
350. Olebogile Magdeline Mokau – 821214 0464 085 - and two minor children – Atlegang Lucy Mokau – 030715 0769 080 – Kamogelo Mokau – 071228 0447 087 - 205 Kgomo-Kgomo, TEMBA, 0407 - *Moloto*
351. Mziwonke Diwu - 720710 6051 083 – your wife – Cynthia Diwu – 750527 0675 086 – and two minor children – Zizipo Diwu – 010126 0603 085 – Unako Diwu – 120609 0303 084 - Mhlakulo Area, TSOLO, 5170 - *Ndakisa*
352. Tandeka Matutyana - 861211 0915 083 – and a minor child – Likuwe Ave Matutyana – 130622 0970 081 - Mandileni Area, MOUNT FRERE, 5090 - *Sihawu*
353. Nthabiseng Violet Makhulu - 890701 0743 084 – and two minor children – Tuki Paul Makhulu – 091212 5292 082 – Kelebogile Caroline Makhulu – 051021 0614 085 - 17356 Marabastad, KROONSTAD, 9499 - *Mosia*
354. Derick Zolani Kibido - 730421 5389 080 – your wife – Elina Kibido – 810122 0255 085 – and two minor children – Khanyo Kibido – 160530 5649 084 – Phiwe Kibido – 090107 5291 087 - 8 Aliwal Street, RUYTERWACHT, 7466 - *Mzolisa*
355. Thamsanqa Cyril Mhlongo - 771020 5521 088 – your wife – Philisiwe Kenly Mhlongo – 800809 0494 084 – and A minor child – Nandi Ndlovukazi Mndeni Mhlongo – 150625 1111 089 - 72 Springside Road, DURBAN, 3610 - *Ngidi*
356. Glen Banini Mahlomola Tleane - 780705 5701 081 – your wife – Gloria Refilwe Tleane – 801207 0361 081 – and three minor children – Naledi Emily Tleane – 080116 0214 087 – Tshegofatso Cynthia Angel Tleane – 011011 0612 089 – Leago Patricia Tleane – 080116 0215 084 - 18 Ramofye Street, ATTERIDGEVILLE, 0125 - *Napo*
357. Esau Tshepo Aphane – 830428 5367 080 – your wife – Lebohang Mirriam Monareng-Aphane – 890406 0349 086 - 2154 Section p, MAMELODI WEST, 0122 - *Kubheka*
358. Boy Carlton Mashele – 650712 5553 089 – and your wife – Zodwa Zipporah Mashele – 671230 0424 086 - Stand 560 A, Kamaqeka, KOMATIPOORT, 1346 - *Mahlalela*
359. Siphon Emmanuel Ziqubu – 570606 5439 082 – and your wife – Khosa Gladys Ziqubu – 600222 0862 080 - 1200 Udoye Street, Kingsway, BENONI, 1501 - *Sibisi*
360. Resego Fortune Seleke - 960203 0502 086 – and two minor children – Omatla Rethabile Seleke – 140928 5296 085 – Dimpho Kaone Seleke – 180621 0408 083 - 43 plot 14, Paardekraal, 0308 - *Lekgari*
361. Obaakanyeng Petrus Madibo - 760224 5816 083 – and your wife – Lea Mogomotsi Madibo – 851129 0513 082 - 271 D Lokgabeng, Taung, 8584 - *Dikhudu*

362. Serame Stephen Sesedinyane - 620905 5057 088 – and your wife – Dina Sesedinyane – 640720 0415 082 – 2944 Ratlou Location, Thaba Nchu, 9780 - *Van Eck*
363. Victor Maletle - 680801 5854 086 – and your wife – Joyce Maletle – 740501 0319 089 - 1187 Block W, Soshanguve, 0152 - *Setshedi*
364. Jaymé-Lee Mary-Jo Mouton - 951227 0120 087 – 06 Leeukop Street, Upington, 8801 - *Brandt*
365. Dumisani Muzi Buthelezi - 850801 5767 084 – your wife – Bonisiwe Maboni Buthelezi – 900606 1380 083 – and two minor children – Thabani Sibonga Buthelezi – 100309 6254 084 – Thabiso Siyabonga Buthelezi – 100309 6255 081 - Kwajobe Area, Ubombo, 3970 - *Mbata*
366. Tshepo Zakaria Mngcubani - 890612 5646 083 – your wife – Madiepetsane Emily Mngcubani – 890503 1115 084 – and two minor children – Karabo Carol Mngcubani – 130720 0274 080 – Siyabonga Paul Mngcubani – 070901 5411 081 - 8643 phase 7, Bethlehem, 9700 - *Mofokeng*
367. Sharishia Kelly-Ann Vries - 980726 0240 089 – and a minor child Caleb Joshua Vries – 160627 5130 089 - 16 tenkop[street, Rosedale, 8801 - *Visagie*
368. Smangele Yvonne Mchunu - 860411 0605 087 – and two minor children – Sbahle Andiswa Mchunu – 060310 0450 080- Enzokuhle Another Mchunu – 171215 6220 088 - E226 mnyayiza road, Kwamashu, 4359 - *Shabalala*
369. Makgoale Elizabeth Molatudi - 780404 1064 088 – and two minor children – Tlhathollo Molatudi – 041205 0421 087 – Kgonagalo Mathibele Molatudi – 080314 1075 082 - Mohaletse, Sekhukhune, 1124 - *Makgwale*
370. Themba Nicholas Ngobeni - 860113 5117 080 – your wife – Nare Flora Ngobeni – 900408 0434 080 - and a minor child – Lethabo Faith Mosoeu – 100129 5803 081 - 269 block t, soshanguve, 0152 - *mashishi*
371. Luckyboy Telekelo - 861207 5429 088 – your wife – Dikgagamatso Telekelo – 910219 0381 082 – and three minor children – Ishmael Itumeleng Chobeng – 090714 6173 089 – Tshenolo Elrico Chobeng – 150823 5794 089 - Natasha Remofilwe Telekelo – 180429 0674 088 - 5341 newstands, Barkley west, 8375 - *motsumi*
372. Bruno Matcheke - 751122 5389 088 – your wife – Qoshiwe Charmaine Matcheke – 760215 0834 089 – and two minor children – Musa Rhangani Matcheke – 060323 5489 086 – Khanyisa Ntombiyifikile Matcheke – 080423 0300 084 - 1256/5 Msasa Crescent, Ormonde, 2091 - *Rangane*
373. Tebogo Motsaathebe - 870902 5650 084 – your wife – Tshwaro Valentine Motsaathebe – 910423 0879 083 – and two minor children – Tshwanelo Loago Motsaathebe – 120307 5122 084 – Tlhomamo Motsaathebe – 150815 5902 084 - 11 wentzel, Kuruman, 8460 - *kotsedi*
374. Libete Nathnael Mothibeli - 760330 5360 087 – your wife – Poello Mothibeli – 820905 1552 189 – and three minor children – Tsepo Mothibeli – 090210 5629 080 – Tumelo Mothibeli – 070425 5101 088 – Mamello Mothibeli – 070425 0119 085 - 134 B Voorspoed Street, Bloemspruit, Bloemfontein, 9301 - *Phamotse*
375. Simola Johannes Ngcongwane – 800714 5628 084 – your wife – Promise Nondumiso Sthabisile Ngcongwane – 850728 0965 084 – and two minor children – Kamohelo Innocent Ngcongwane – 050728 5608 083 – Kattleho Thandolwethu Ngcongwane – 140310 1215 080 - 517 intobazwe, Harrismith, 9880 - *Moloi*
376. Thokozani Sifiso Mthembu – 760714 5261 082 – and three minor children – Amahle Siphokazi Mthembu – 060117 0920 081 – Asanda Siyabonga Mthembu – 080304 6554 082 – Nozibusiso Simisosethu Mthembu – 161121 0377 084 - - Ndindindi Area, Nqutu, 3135 - *Ngcobo*

DEPARTMENT OF HOME AFFAIRS

NO. 999

28 SEPTEMBER 2018

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. Babalwa Molate - 830729 0479 089 - 4 Bell Road, 206 Dorway Gardens, KENILWORTH, 7708 - *Babalwayashe*
2. Sithembiso Timothy Ntshangase - 890107 5219 080 - 179 Ballenden Street, ORLANDO EAST, 1804 - *Tseko*
3. Mulalo Netshidzivhani - 791011 0854 083 - Dopeni Area, DZANANI, 0993 - *Mulalo Azwidivhiwi*
4. Johan Aydeen Jordaan - 630917 5158 087 - 144 Raats Drive, TABLE VIEW, 7441 - *Johan Andre*
5. Sara Rivkah Glynis Anthony - 641218 0121 080 - 03 Bella Vista, PLETTENBERG BAY, 6600 - *Sara Rebekah*
6. Collen Moimane - 770915 5523 086 - House No 452, Longtill, EERSTEGELUK, 1133 - *Collen Molahlegi*
7. Karabelo Jubilate Ramatja - 961206 5456 082 - Stand No 76, Thabakhubedu, DENNILTON, 1030 - *Karabelo Phenylo Jubilate*
8. Manish Maphoko Ntladi - 970618 5487 082 - Mokgapaneng Area, NEBO, 1059 - *Manish Sekabate*
9. Prince Mosehlana - 910721 5659 081 - Ga-Maila Location, Mmapitsane, SEKHUKHUNE, 1124 - *Prince Nkgwalepane*
10. Chelly Mahlakudise Mamogobo - 970830 5794 082 - Stand No 952, Leeuwfontein, MABLEHALL, 0450 - *Kelly Mahlakudise*
11. Surprise Makhubedu - 930126 5596 083 - Bothashoek Area, PRAKTISEER, 1129 - *Theko Surprise*
12. Mathapelo Doreen Matsabisa - 720920 0468 080 - 6 Grieg Close, MANDALAY, 7785 - *Mathapelo*
13. Ngkhala Ratikoane - 840819 0788 080 - 11516 Extension 7, Ikageng, POTCHEFSTROOM, 2531 - *Ngkhala Caroline*
14. Julia Motladiile - 991124 0162 080 - 989 Marikana West, RUSTENBURG, 0300 - *Amogelang Julia*
15. Albert Steven Captieux - 490413 5003 084 - 28 Riversdale Street, Coronation Ville, JOHANNESBURG, 2000 - *Lawrencearabia*
16. Tieho James Thulo - 841124 5733 085 - 2932 U Section, BOTSHABELO, 9781 - *Thulo James*
17. Mabitsi Thabang Lucas Matenji - 901127 5323 085 - Stand No 04, Phokwane, NEBO, 1059 - *Lekgema Thabang*
18. Nosiseko Ramba - 950714 0808 085 - Ny 111 No 72, GUGULETU, 7750 - *Nosiseko Nandie*
19. Lerato Granny Skhosana - 981006 0376 087 - 4240 Nkululeko Street, LANGAVILLE, 1550 - *Lerato*
20. Stanley Vhutau Nemapakoni - 970622 6077 082 - House No 20071, Muswodi Tshisimani, MUSINA, 0900 - *Vhutali Stanley*
21. Jim Tebogo Nkadimeng - 840724 5524 086 - Stand No Mc27, Dipakapakeng, TAFELKOP, 0474 - *Mmamokgadi Tebogo*
22. Maria Msiza - 821231 0286 086 - Stand No 4, Mogaung, MPUDULLE, 1052 - *Zandile Maria*
23. Pulane Moteme - 931214 0756 081 - 89 Lilian Ngoyi Street, PRETORIA, 0002 - *Pulane Omphemetse*
24. Ramokotla Lorraine Seanego - 941118 0751 083 - 42 Waterford View, Cnr Reiger & Oosverland, Extension 2, BLOUBOSRAND, 2188 - *Karabo Ramokotla*
25. Ephraim Maleka Kgabi - 730611 5590 089 - 7281 Kagiso Street, ROODEPORT, 1401 - *Ephraim*
26. Thato Matsobane Mothoa - 000601 5927 087 - Stand No 039, Section H, VOORREG, 0451 - *Hlabirwa Thato*
27. Ntshajana Anastasia Radebe - 800913 0490 082 - 270 Seder Street, Bakenpark, BETHLEHEM, 9701 - *Nadia Anastasia*
28. Cecilia Tshivhidzo - 900623 0463 083 - San Pablo, Unit 7, Pretorius Street, VORNA VALLEY, 1686 - *Lufuno Cecilia*
29. Yakhani Mavimbela - 000413 0275 086 - 5475 Raymond Mohlaba, Kwa-Guqa X10, WITBANK, 1039 - *Yakhani Sinethemba Nomcebo*
30. Sinazo Babu - 001001 5446 080 - U458 Site B, Lwalwa Crescent, KHAYELITSHA, 7525 - *Sinalo*

31. Chwayiba Gula - 000219 0772 083 - 35 E Street, GRAHAMSTOWN, 6139 - *Chwayita*
32. Barney Maibela - 000412 5080 087 - 39 Protea Street, WITBANK, 1035 - *Benny Titos*
33. Mfuneko Tinyiko Albert Nyembezi - 991015 5536 080 - 20111/52 Extension 13, KAGISO, 1754 - *Mfuneko Nicholas Albert*
34. Margaret Moyo - 991108 0750 085 - 7439 Ntlongonae Street, Lower Crossroads, PHILLIPI, 7785 - *Boitumelo*
35. Eric Tsipa Mangoale - 990524 5450 086 - Mashite Village, GA-MPHAHLELE, 0736 - *Eric Mogologaditji*
36. Melissa Sachse - 991223 0541 085 - 10 Wes Street, BETHAL, 2310 - *Melissahlee Nasreen*
37. Puseletso Mahlangu - 991110 0644 086 - Stand No 2451, VLAKFONTEIN, 1057 - *Puseletso Mbuyi*
38. Mudindivhathu Tshikovhele - 990617 0453 087 - Thukuta Village, THOHOYANDOU, 0950 - *Mudindivhathu Rudzani*
39. Katlego Manamela - 990926 5801 087 - Stand No 12460, Extension 71, SESHEGO, 0600 - *Katlego Titus*
40. Reenetse Makhubela - 000618 5473 086 - 3715 Extension U, MABOPANE, 0190 - *Thato Reenetse*
41. Mzoxolo Fenqe - 951121 0682 081 - 2113 Town Two, KHAYELITSHA, 7784 - *Ntombizoxolo*
42. Coenraad Hendrik Van Aarde - 980111 5109 086 - 16 Buskruit Avenue, HARTBEESPOORT, 0216 - *Cohen Henry*
43. Annette Kenaleone Nkoto - 710407 0806 081 - House No 20405, Terateng Section, MOSWANA, 8613 - *Kenaleone Annette*
44. Clint Luke Williams - 930517 5159 080 - 10 Kremetart Close, Loevenstein, CAPE TOWN, 7530 - *Clint Luca*
45. Goodman Matladi - 970225 5588 081 - 397 Uncedo, Extension 16, KWAGUQA, 3597 - *Jeffrey Lethamaga*
46. Abongiwe Velemane - 970306 0936 085 - Xurana Area, LUSIKISIKI, 4820 - *Abongiwe Lorenzo*
47. Sibusiso Magqaza - 960512 0416 083 - 835 Khumalo Street, Thokoza, ALBERTON, 1426 - *Mercy*
48. Sowel Jesmine Booysen - 920402 0352 083 - 18 Klaasen Street, MONTAGU, 6705 - *Suwel Jesmine*
49. Phathiswa Ranyana - 880308 0461 089 - 43745 Zingela Street, MAKHAZA, 7784 - *Phathiswa Lopoleng*
50. Kolobe Mandy Kgatla - 990930 5393 087 - 75-20th Avenue, ALEXANDRA, 2090 - *Kolobe Daniel*
51. Nomhle Gobeni - 670412 1030 085 - Zanci Area, MQANDULI, 5080 - *Nomhle Sheilla Nowam*
52. Fezile Tshengu - 780303 5773 084 - 16 Orange Street, 808 Shariton Heights, CAPE TOWN, 8001 - *Siboleke Neo*
53. Noputswane Mzimba - 660708 0103 084 - Bonde Area, WILLOWVALE, 5040 - *Nosandile*
54. Bridgette Seraga - 980807 0612 087 - 10345 Ga-Madika, GA-MMACHACHA, 1124 - *Maloke Bridgette*
55. Lucky Hennel Majozi - 770909 5367 081 - Enhlanheleni Area, MSINGA, 3020 - *Lucky Kwazikwakhe*
56. Nontozamo Mnguni - 751012 0272 084 - 30317 Celiwe Street, Asanda Village, STRAND, 7140 - *Patience Nontozamo*
57. Godfrey Xhosa - 820126 5649 083 - 2337 Mashaya Street, Zola 2, SOWETO, 1888 - *Thamsanqa*
58. Judith Jack - 950429 0162 082 - 1366 Chris Hani Park, KOFFIEFONTEIN, 9986 - *Judith Vuyiswa*
59. Karabo Joyce Phiri - 920515 0500 086 - Stand No 510, New Rita Village, TICKYLINE, 0857 - *Karabo Goitsemang*
60. Bridgette Dotile - 851109 0565 084 - 2897 Kittewake Street, Extension 9, RIVERLEA, 2048 - *Bridgette Phindile*
61. Anele Tomsana - 980630 5674 088 - 964 Dimbaza Township, KING WILLIAMS TOWN, 5671 - *Anele Albert*
62. Phomolo Kgomo - 960509 5538 085 - 307 Ibaxa Section, TEMBISA, 1632 - *Phomolo Nthai*
63. Fetty Sunboy Dlamini - 920816 5913 088 - 6430 Extension 6, BALFOUR, 2410 - *Mzwakhe Sunboy*

64. Maria Ouma Nzima - 980127 0379 086 - 17388 Mnandzi Street, IKAGENG, 2531 - *Maria Motshidisi*
65. Lundi Mthandazeni Mankayi - 981010 5115 086 - 6832 Extension 6, Kokosi Township, FOCHVILLE, 2515 - *Philasande Lundi*
66. Ntabisele Ndwandwe - 921203 0728 085 - 2355 Extension 4, Khutsong South, CARLETONVILLE, 2499 - *Thabsile Innocentia*
67. Mbali Mthembu - 900404 0989 082 - 40 Isleworth Avenue, WOODLANDS, 4004 - *Mbalenhle Portia*
68. Senzeni Lucky Jama - 900507 0735 089 - Hlokozi Location, HIGHFLATS, 3306 - *Senzekile*
69. Rorisang Sebolao - 951228 6017 087 - 2276 Unit 2, Lerato, LEHURUTSHE, 2880 - *Rorisang Washington*
70. Marlon Luke Le Roux - 890624 5126 081 - 5 Helderberg Road, Mount Simon Estate, STELLENBOSCH, 7600 - *Marlon-Schylor Luke*
71. Nettie Willemse - 790414 0266 087 - 59 Silberboom Street, HOPEFIELD, 7355 - *Natalie-Jo*
72. Mduduzi Sambo - 870612 5901 086 - 25 Cramen East, 185 Church Street, PRETORIA WEST, 0183 - *Mduduzi Jacqueline*
73. Gugu Maphumulo - 860218 0354 081 - F454 David Sponono Road, UMLAZI, 4066 - *Simangele Nobuhle*
74. Pieter Hendrik Joubert - 680317 1017 081 - 10 Almondus Bergrivier Street, RANDELSPARK, 2571 - *Petra Petro*
75. Jerry Clive Venter - 630401 5914 088 - 1507 Hector Flat, Extension 4, Heathfield Crescent, ELDORADO PARK, 1811 - *Muhammad Jerry*
76. Hlumela Mbangi - 861030 0407 085 - 8 Fairfield Avenue, SCOTTSVILLE, 3201 - *Hlumela Siyolise*
77. Mmuso Khotseng - 881012 5831 085 - 13 Terrabelm, Avondale Drive, BALLITO, 4399 - *Mmuso Michaelson*
78. Catherine Thobile Memela - 750812 0479 089 - Edendale Location, PIETERMARITZBURG, 3201 - *Thobile Catherine*
79. Zike Jacob Maseko - 900416 5166 086 - 840 Petsana, REITZ, 9810 - *Jabulane Jacob Zika*
80. Alysa Shanté Maistry - 950906 0191 088 - 3 Roskana 200, Burger Street, PRETORIA NORTH, 0182 - *Alysha Shanté*
81. Cheslyn Mcbain - 900102 5482 083 - 56 Rose Petal Street, Harmony Village, MITCHELLS PLAIN, 7283 - *Zaheer*
82. Kadisha Elmond Mmakomane - 911130 5484 087 - P O Box 6017, JANE FURSE, 1085 - *Lenyadiwa Elmond*
83. Lindiwe Baboleli Maimela - 760809 0981 088 - Phatantswane Area, NEBO, 1059 - *Lindiwe Ngwanamanare*
84. Michael Trevor Roberts - 580210 5194 082 - 40 Discovery Road, Bay View, STRANDFONTEIN, 7798 - *Magedien*
85. Lawrence Baxana - 700102 6310 087 - 825 Block N, Seoding Village, KURUMAN, 8160 - *Lawrence Keamogetse*
86. Metholo Johnny Magome - 790915 6043 080 - 10435 Miga Village, MAHIKENG, 2745 - *Se-Rore Johnny*
87. Naym Fataar - 781118 5070 086 - 23 Lansman Walk, HANOVER PARK, 7780 - *Nahum*
88. Mmamorwa Jeanette Saula - 760516 0495 080 - 1057 Itumeleng Location, JAGERSFONTEIN, 9986 - *Ntebaleng Jeanette*
89. Noxolisa Excellent Madiya - 700811 5373 082 - 222 Royal Hill Road, Hill Grove Drive, NEWLANDS WEST, 4037 - *Xolani Excellent*
90. Ruth Nkutha - 721205 0421 084 - Unit 21, Nottinghill Complex, 492-5th Street, JOHANNESBURG, 1793 - *Lindiwe Ruth*
91. Vuyani Kondlo - 600108 5967 083 - C22 Bighouse, Marikana, RUSTENBURG, 0300 - *Vuyani Miti*
92. Nkosi Stephina Makgato - 590114 0774 088 - 5545 Extension 6, Mayfield, DAVEYTON, 1520 - *Nkidi Stephina*
93. Raisibe Eunice Letlabola - 780916 0458 086 - 219 Block B, MABOPANE, 0190 - *Katlego Eunice*
94. Aneeqah Ernstzen - 720320 0057 084 - 9 Elfin Close, ELFINDALE, 7945 - *Anita Christina*
95. Nokuthula Kubeka - 760327 0758 083 - 7810 Section 5, MADADENI, 2951 - *Nokuthula Petronella*
96. Mirriam Dlova - 610418 0575 080 - 6 Jerome Avenue, MANDALAY, 7785 - *Dolly Mirriam*

97. Julia Mokoena - 680525 0381 080 - P O Box 218, THULAMA, 1365 - *Julia Busisiwe*
98. Matshwenyego Christina Ngoepe - 780808 1110 081 - Stand No 10159, SHONGOANE, 0555 - *Chuene Christina*
99. Madimetja Kenneth Mello - 760929 5313 085 - 38 Baobab Avenue, Birchleigh, KEMPTON PARK, 1618 - *Masehlaba Kenneth*
100. Maphasa Maphasa - 620705 0912 083 - Mzongwana Area, MATATIELE, 4230 - *Makhethang Mellie*
101. Abegail Nomabelu Mkoko - 680124 0490 081 - 7 Mbizi Street, Extension 28, VOSLOORUS, 1475 - *Abegail Tshawekazi Nomabelu*
102. Marie Kabati Monyela - 640423 0584 086 - 1119 Block R, SOSHANGUVE, 0152 - *Mary Khumo*
103. Silvester Mofokeng - 631124 5652 081 - 1 Belvede Estate, No 1 Unit, Athalie Avenue, LINKSFIELD, 2192 - *Sylvester Likie*
104. Madimabe Koos Moseithe - 641123 5861 088 - 1840 Unit 8, GA-RANKUWA, 0208 - *Madimabe Koos Mickey*
105. Brian Ludumo Majokweni - 700201 5091 084 - 505 West Avenue, 139 Brushwood, FERNDALE, 2194 - *Ludumo Brian*
106. Reuben Pilane - 520728 5679 086 - 1072 Extension 1, VLAKFONTEIN, 1852 - *Sello Suleiman*
107. Moshadi Mathabathe - 420429 0357 080 - Mamone Village, MAGOLANENG, 1063 - *Mahlodi*
108. Amos Twala - 590521 5571 089 - 35221 Barcelona, Extension 34, ETWATWA, 1519 - *Amos Nhlanhla*
109. Pipipi Sunnyboy Ngomane - 540113 5744 089 - Stand No 552 Matsane Street, Simile, SABIE, 1260 - *Sunnyboy Simca*
110. Mpati Becky Kotoloane - 580115 0897 086 - 9147a Pooe Street, ORLANDO WEST 2, 1804 - *Mampati Becky*
111. Wilfred Meyer - 830211 5594 089 - Voorsorgboerdery, VREDENDAL, 5160 - *Willem*
112. Lutchmee Khan - 540723 0191 084 - 8 Raven Place, LOTUS PARK, 4110 - *Lilly*
113. Johannes Booysen - 580317 5895 087 - Anita Kwekery, WILLINGTON, 7655 - *Jan*
114. Bapaletswe Baby Selemogo - 000113 5819 082 - C14 Garathebe Section, TLAKGAMENG, 8616 - *Tshwetso Solly*
115. Andiswa Sibonakaliswa Nhlonzi - 971226 5857 087 - P O Box 358, KWANGWANASE, 3973 - *Nkanyiso Sibonakaliso*
116. Nomthandazo Esentia Bakadela - 971117 0561 081 - Nyokweni Area, NTABANKULU, 5130 - *Sindisive*
117. Phomelelo Molentelo Moraka - 970502 5662 086 - 3230 Extension 7, Kaalfontein, MIDRAND, 1682 - *Bafana Nkgau*
118. Phuzani Cynthia Mngqinya - 630302 1090 081 - 4302 Freedom Park, RUSTENBURG, 0335 - *Nobongile Cynthia*
119. Ntswaki Lethela - 970803 0372 089 - House No 3314, Kagiso 2, LEDIG, 0314 - *Olerato Ntswaki Agnes*
120. Nakedi Sekgobela - 401011 0471 088 - P O Box 165, ATOK, 0749 - *Maria Nakedi*
121. Mychael Du Preez - 940302 1396 087 - Dragon Der Kraal Farm, Bokouga Road, GEORGE, 6460 - *Kelly*
122. Tello Nathnael Ntsane - 770312 5874 083 - 227mokgosi Street, Nyakallong, ALLANRIDGE, 9490 - *Senky Edwin*
123. Thabo Andries Khumalo - 731122 5472 087 -, WITSIESHOEK, 9870 - *Thabo Mzilikazi*
124. Mpande Motau - 7610323 5803 086 - 191 Sokhulumi, BRONKHOSTSPRUIT, 1021 - *Mpande Simon*
125. Ashley Adreas - 850703 5521 083 - 50 Nellie Crescent, SCOTTSDENE, 7570 - *Abdurahman*
126. Dorah Monakali - 780126 0286 087 - 34 B Crutse Street, White City, Jabavu, SOWETO, 1868 - *Vuyolwethu Dorah*
127. Lettie Nkai - 390307 0242 088 - 225 Lesunyaneng Section, Pilla, MADIKWE, 2952 - *Leteng Lettie*
128. Mpho Prigcilla Tshabalala - 310825 0137 088 - 267 Moedi Section, TEMBISA, 1632 - *Mpho Priscilla*
129. Mokgadi Mogoboya - 381012 0517 080 - Private Bag 4027, TZANEEN, 0850 - *Modjadjji Maria*
130. Nomandla Fundile-Tsamana - 560423 0890 083 - Mcuncuzo Area, COFIMVABA, 5380 - *Nomandla Nophelo*

131. Lindelwa Ntsulele - 690109 0995 088 - 6002 Chief Luthuli, CLOVERDENE, 1501 - *Virginia Lindelwa*
132. Lekau Thabang Thema - 980721 5563 080 - 954 Unit C, MANKWENG, 0727 - *Thabang*
133. Armstrong Siyabonga Nxele - 920725 5329 080 - 12278 Fukwe Street, KLAARWATER, 3609 - *Siyabonga*
134. Lashe Motau - 891029 0152 083 - Stand No 46, Extension 5, Empumelweni, KWAGUQA, 1034 - *Mmamoyagabo Lashe*
135. Thobekile Enock Mathumbu - 780802 5641 084 - 3453-3rd Avenue, CLERMONT, 3610 - *Thobekile Enock Jeffrey*
136. Nchela Thabang Mokoena - 000815 5307 088 - 45-8th Avenue, PARKTOWN NORTH, 2193 - *Nchela Thabang*
137. Mary Boitumelo Ledwaba - 891024 0502 080 - 2094 Block B, Extension 2, Letlhabile, BRITS, 0264 - *Boitumelo*
138. Angelina Ramushu - 681015 0330 088 - 9062 Manatoka Street, Extension 12, PROTEA GLEN, 1819 - *Angy Tshidi Angeline*
139. Madipuo Maria Mbangula - 870505 0339 080 - 2110 Beverly Hills, EVATON WEST, 1984 - *Maria Thandeka*
140. Dineo Ennocent Serogole - 990306 5399 087 - Makurung Village, GA-MPHAHLELE, 0736 - *Dineo Innocent*
141. Annelene Abdul - 821219 0091 085 - Rd786 Hs68, Montford, CHATSWORTH, 4092 - *Aneesah*
142. Lizelle Lendi Van Den Berg - 750918 0096 086 - 24 Jubilee Street, De Kelders, GANSBAAI, 7220 - *Lizelle Lendi Elizabeth*
143. Matshokolo Princess Lekena - 670522 0720 088 - 6684 Extension 9, KHUMA, 2551 - *Karabelo Princess*
144. Moegamat Rachiet Van Der Schyff - 650421 5224 085 - 1 Lomond Court, HANOVER PARK, 7800 - *Moegamat Rashied*
145. Brobe Jackson Rammala - 720227 5641 087 - 5572 Extension 22, MIDRAND, 0001 - *Moshapase Senelo*
146. Nomxolisi Bawinile Langa-Ndaba - 691011 0063 082 - Corana Area, LIBODE, 5010 - *Nomxolisi Bawinile Sheilla*
147. Kurshida Khan - 860410 0239 087 - 54 Springbok Street, HARRISMITH, 9880 - *Layla Kurshida*
148. Shirley Rosaline Rooi - 650707 0665 086 - 7 Maureen Crescent, Tafelsig, MITCHELLA PLAIN, 7789 - *Zubeidah*
149. Mphenethe Joas Maloka - 410522 5444 085 - 8 Block A, Moema Village, TEMBA, 0400 - *Ratthagana Joas*
150. Riedewaan Gray - 790409 5243 081 - 7 Wellington Close, PORTLANDS, 7700 - *Ridwaan*
151. Pakane Duncan Mokoena - 810101 7196 088 - 4 Geelhout Street, Libanon, WESTONARIA, 1779 - *Oupa Pakane Duncan*
152. Herbert Linda Masuku - 700429 5587 088 - 3306 Onica Mashigo, ALEXANDRA, 2090 - *Potter Gatekeeper*
153. Goodlucky Thokozane Mkhize - 770523 5843 080 - Ezinyathi Reserve, UMBUMBULU, 4105 - *Thokozane*
154. Bareng Outuetse Maloeng - 720712 5920 086 - House No 3021, Magojaneng, KURUMAN, 8460 - *Ontuetse Bernard*
155. Ntando Philemon Duze - 750715 5389 080 - P O Box 59111, UMBILO, 4075 - *Ntando Peaceman*
156. Sizeka Florence Ruka - 670302 0624 089 - 3 Khuliza Crescent, KHAYELITSHA, 7784 - *Nasreen*
157. Estelle Merie Monamara - 670906 0615 085 - 55 South Road, Mulbarton, JOHANNESBURG, 2001 - *Merle Middleton*
158. Machecho Gladys Maruma - 600523 0447 081 - Sehlabeng Village, ZEBEDIELA, 0632 - *Belsia Mmachecho*
159. Johanna Ninko Laolang - 680725 0441 088 - 2297 Block B, Extension 2, LETLHABILE, 0264 - *Lebogang*
160. Nobonke Nokukhanya Mngcwengi - 711124 0879 088 - Mpangane Location, LIBODE, 5160 - *Nokukhanya Rachel*
161. Frans Zimoshile Mdaka - 610319 5743 089 - House No G48, Maphoitsile, TAUNG, 8584 - *Frans Chemese*
162. Musiwalo Lucifer Nefale - 740302 6420 082 - Makwarani Village, VHEMBE, 0900 - *Musiwalo*
163. Diana Yvonne Maholiday Lipheko - 750322 0321 083 - 22770 Pinehaven, BLOEMFONTEIN, 9300 - *Diana Yvonne Poppy*

164. Masiwa Towel Sithole - 721227 5404 089 - 19 Gemini Villa, BENFLEUR, 1034 - *Trevor Masiwa Towell*
165. Kholeka Janette Sisusa - 740910 0389 085 - G84 Nobula Street, MBEKWENI, 7626 - *Kholeka*
166. Mveliswa Nelton Gwantshu - 711219 5755 083 - 20621 Nomzamo, STRAND, 7140 - *Mveliso Nelton*
167. Phikisile Xamba - 721023 5969 084 - Gomolo Area, PORT ST JOHNS, 5120 - *Phikisile Salmon*
168. Mudzuli Netshivhale - 820905 0717 080 - 14 Brixton Road, Unit B5, MAYFAIR, 2001 - *Portia Mudzuli*
169. Mathapelo Boy-Boy Martha Lydia Thekiso - 820801 0992 080 - 1600 Magafela Street, MOHLAKENG, 1759 - *Mathapelo*
170. Moses Moeketsi Kaalkop - 800507 5891 086 - 10763 Mfalozi Street, Extension 17, Bonnane, VANDERBIJLPARK, 1900 - *Bright Moses Mongezi*
171. Koomelin Lou - 800104 0401 085 - 21b Drooge Street, ZEERUST, 2880 - *Olivia Koomelin*
172. Paulina Maleihlo Mokoena - 710801 0668 089 - 10 Nossob Street, 64 Maldives, Extension 2, WINCHESTER, 2091 - *Paulina*
173. Tshingo Hendrick Bhayi - 420803 5498 083 - 206 New Stands, MASHISHING, 1123 - *Wani Hendrick*
174. Eugene Wood - 550226 5743 088 - 2a Citrus Street, BONTEHEUWEL, 7764 - *Erifaan*
175. Rachmat Toolah Khondker - 511016 5139 082 - 21-31st Avenue, ELSIESRIVER, 7490 - *Ragmatullah*
176. Mkhusele Halom - 820603 5782 080 - 515 Maphanga Section, KATLEHONG, 1434 - *Mkhusele Moki*
177. Magrietha Martha Ryck - 650108 0026 082 - 6 Rainbow City, PORT NOLLOTH, 8200 - *Magareth*
178. Kgabo Daphney Mashalane - 650905 0334 089 - 262 Papenfus Road, Beaulieu Estate, MIDRAND, 2100 - *Khomotšo Kgabo Daphney*
179. Neelam Chetty - 611203 0207 085 - Flat 301, 67 Yousaff Dadoo Street, DURBAN, 4001 - *Rueda Omar*
180. David Metsing Metsing - 621118 5887 087 - 1779 Matebeng Section, PELLA, 2840 - *David Natal*
181. Denny Meshack Fata - 681212 6052 085 - 24159 Nobengula, Galeshewe, KIMBERLEY, 8345 - *Denny Dumisani Meshack*
182. Reginald Mooki - 550707 5828 086 - 243a Iseme Street, Zone 7, MEADOWLANDS, 1852 - *Moemedi Reginald*
183. Liziwe Elizabeth Beko - 540910 0868 080 - 29285 Tsepo Street, Dromadaris, PAARL, 7620 - *Nozuko Elizabeth*
184. Phakiso Mabaso - 421130 5471 087 - 85 Blata Village, WITSIESHOEK, 9680 - *Phakiso Diamond*
185. Ntombodidi Ntombela - 680419 0696 087 - 5 Crane Street, KING WILLIAMS TOWN, 5600 - *Ntombodidi Rita*
186. Margret Letlhogomolo Molobye - 700319 0672 086 - E37 Winsor Section, PHOKENG, 0335 - *Margaret Letlhogomolo*
187. Nadeem Renge - 690817 5108 081 - 35 Albertus Court, STEENBERG, 7945 - *Norman Joshua*
188. Makhado Freedom Sinthumule - 820113 5366 082 - Zone F, LEBOWAKGOMO, 0737 - *Makhado Sinthumule*
189. Rearabetswe Gabaiphiwi Ramokgopa - 970912 0355 083 - 56 Matshiga Street, ATTERIDGEVILLE, 0008 - *Rearabetswe Gabaiphiwe Shale*
190. Madire Joavian Makhura - 900817 0289 080 - 12683 Thloping Street, DAVEYTON, 1520 - *Tebello Madire*
191. Frans Matome Madiope - 990417 5550 080 - Ngalleng Ga Mamabolo, POLOKWANE, 0700 - *Mussolini Matlole*
192. Bheki Derick Mpambani - 000112 5561 082 - 1442 Impepho Road, MOUNT MORIAH, 4082 - *Lunga Bheki*
193. Jakobus Adriaan Breet - 960127 5012 082 - 61 Freezona Avenue, Mindalore, KRUGERSDORP, 1739 - *Jayden-Claude Adrian*
194. Steven Abram Masitele - 840612 5429 085 - Stand No 2292, Siyathuthuka, BELFAST, 1102 - *Mafika Steven*
195. Bhekumuzi Mapogo Mandlaze - 940501 5516 083 - Stand No 391, Newstand, TAFELKOP, 0474 - *Bhekumuzi Mapogo Zethayo*
196. Diketso Mapheto - 960622 0649 086 - P O Box 22, GA MPHAHLELE, 0736 - *Ramakgahlele Ketsi*

197. Siyanda Mchunu - 000518 5275 087 - 3949 Oliver Tambo Road, KWANDENGEZI, 3607 - *Ayanda Giff*
198. Rapoke Edward Lebogo - 741210 5564 082 - 3036 Morwe Village, SELEKA, 0617 - *Rabojjane Jan*
199. Lucky Ntsoane - 950519 0983 089 - Mashite, GA MPHAHLELE, 0736 - *Lucky Ramaite*
200. Condry Matlala - 950507 5414 085 - 177 Spitspunt, MARBLE HALL, 0450 - *Condry Madimetja*
201. Noluvo Neliswa - 990107 0974 084 - P O Box 302, KWANGWANASE, 3973 - *Neliswa Noluvo*

INDEPENDENT COMMUNICATIONS AUTHORITY OF SOUTH AFRICA

NO. 1000

28 SEPTEMBER 2018



Independent Communications Authority of South Africa
Pinmill Farm, 164 Katherine Street, Sandton
Private Bag X10002, Sandton, 2146

**NOTICE OF INTENTION TO CONDUCT AN INQUIRY
IN TERMS OF SECTION 4B OF THE INDEPENDENT
COMMUNICATIONS AUTHORITY OF SOUTH AFRICA
ACT NO 13 OF 2000 ON UNRESERVED POSTAL SERVICES**

September 2018

INVITATION FOR WRITTEN REPRESENTATIONS

1. LEGAL BASIS FOR THE INQUIRY

- 1.1** Independent Communications Authority of South Africa (“the Authority/ ICASA”) is the sector regulator for the postal matters (amongst others) in terms of the Postal Services Act, 1998 (Act No 124 of 1998).
- 1.2** In terms of section 20 of the Postal Services Act, no person may operate an unreserved postal service contemplated in schedule 2, unless such person is registered with the Regulator in terms of this Act and is in possession of a registration certificate issued by the Regulator. Section 21 of the Postal Services Act provides that an application for registration with the Regulator to operate an unreserved postal service must be in the format and in accordance with the procedure prescribed by the Regulator and must be accompanied by the prescribed fee. Section 8(a) of the Postal Services Act provides that the Regulator must exercise regulatory functions in respect of reserved and unreserved postal services. Section 61 of the Postal Services Act provides, amongst others, that the Regulator may make regulations regarding any matter which must be or may be prescribed in terms of the Postal Services Act; and in general any matter which is necessary or expedient in order to achieve the objects of [the Postal Services Act].
- 1.3** Section 4B of the ICASA Act in turn provides that: “The Authority may conduct an inquiry into any matter with regard to:
- (a) *the achievement of the objects of the ICASA Act or underlying statutes;*
 - (b) *regulations and guidelines made in terms of the ICASA Act and the underlying statutes;*
 - (c) *compliance by applicable persons with the ICASA Act and the underlying statutes;*

- (d) *compliance with the terms and conditions of any licence by the holder issued pursuant to the underlying statutes; and*
- (e) *the exercise and performance of the Authority's powers, functions and duties in terms of the ICASA Act or the underlying statutes."*

1.4 In terms of section 4B of the ICASA Act, the Authority hereby give notice of its intention to conduct an inquiry on unreserved postal services ("Inquiry").

1.5 In conducting this Inquiry, the Authority is exercising its power in terms of section 4B(1)(e) of the ICASA Act to conduct an inquiry with regard to the exercise of its powers, functions and duties in terms sections 8(a), 20, 21 and 61(b) and (c) of the Postal Services Act.

2. PURPOSE OF THE INQUIRY

2.1 The purpose of this Inquiry is to evaluate the effectiveness of the current Regulations on Unreserved Postal Services, 2010,¹ ("Regulations") primarily focussing on regulatory challenges that affect the unreserved postal sector.

2.2 The Authority is cognisant of the impending amendments to the Postal Services Act being undertaken by the Department of Telecommunications and Postal Service². Some proposals thereto relate to a new licensing regime for all services in the market and the categorisation thereof. This Inquiry is not pre-empting the outcome of the legislative review or creating parallel processes. The Authority is taking pro-active stance informed by research-based evidence to engage stakeholders on how to deal with sector challenges and consequently address the shortcoming of the Regulations.

¹ Postal Services Act (124/1998): Unreserved Postal Services Regulations, Notice 13 of 2010, No. 32859 Vol. 535, January 2010.

² Postal Service Bill, Government Gazette 416246, of 10 November 2017.

3. THE INQUIRY PROCESS

3.1 The Inquiry will be conducted in a series of phases detailed below. As the Inquiry unfolds, the Authority may introduce additional steps where necessary and will keep stakeholder apprised of the developments.

3.2 Phase 1 – Notice of Inquiry and Discussion Document

3.2.1 As indicated in Section 1, the Authority is conducting this Inquiry in terms of section 4B (1)(e) of the ICASA Act. The process contemplated in section 4B (2) of the ICASA Act is that the Authority will give notice of its intention to conduct an inquiry, indicating the purpose of the inquiry and inviting interested persons to submit written representations on or before date specified in the notice, which may not be less than 45 days from the date on which the notice was published.

3.2.2 To this end, the Authority publishes this Notice of Inquiry together with the Discussion Document. The Authority hereby invites interested persons to submit their written representations on this Notice of Inquiry and the Discussion Document on Unreserved Postal Services (“Discussion Document”).

3.2.3 A copy of this Notice of Inquiry and the Discussion Document will be made available on the Authority’s website at <http://www.icasa.org.za> and in the Authority’s Library at No. 164 Katherine Street, Pinmill Farm, (Ground Floor at Block D), Sandton between 09h00 and 16h00, Monday to Friday.

3.2.4 Written representations regarding this Notice of Inquiry and the Discussion Document must be submitted to the Authority by no later than 16h00 on **03 December 2018** by hand delivery or

facsimile or email (in Microsoft Word) and marked specifically for attention:

Ms. Esther Gopane

Delivery Address: Block A, Pinmill Farm, 164 Katherine Street, Sandton.

Email: UnreservedPostalServices@icasa.org.za

Facsimile: 011 566-3698

- 3.2.5 Where possible, written representations should be emailed to UnreservedPostalServices@icasa.org.za Enquiries should be directed to 011 566 3697 and or; between 10h00 and 16h00, Monday to Friday.
- 3.2.6 Written representation(s) received by the Authority pursuant to this notice, will be made available for inspection by interested persons at the Authority's library and website. Library copies will be obtainable upon payment of the prescribed fee.
- 3.2.7 At the request of any person who submits written representations pursuant to this notice, the Authority may determine that such representations or any portion thereof is to be treated as confidential in terms of section 4D of the ICASA Act.
- 3.2.8 Where the request for confidentiality is refused, the person who made the request will be allowed to withdraw such representations or portion(s) thereof.
- 3.2.9 Persons submitting written representations are further invited to indicate, as part of their submissions, whether they require an opportunity to make oral representations should the Authority decide to hold public hearings.

3.3 Phase 2 – Public Hearings

3.3.1 The Authority may hold public hearings on the issues raised in the context of this Inquiry if deemed necessary.

3.3.2 The Authority will, if it deems it necessary to hold public hearings, notify stakeholders of the date, time and the venue of the hearings.

3.4 Phase 3 – Publication of Findings Document

3.4.1 The Authority will publish a Findings Document in the Government Gazette within 90 days from the date of conclusion of the Inquiry as prescribed in section 4C (6) of the ICASA Act.

3.4.2 The Findings Document will be the final output of the Inquiry.

4. Timelines

4.1 The inquiry is envisaged to spread over a period of two (2) financial years (2018/19 and 2019/20).

4.2 The Authority may amend the above timelines after notifying stakeholders.



RUBBEN MOHLALOGA

CHAIRPERSON

DATE: 18/09/2018

DISCUSSION DOCUMENT ON UNRESERVED POSTAL SERVICES

September 2018

**GLOSSARY
OF
TERMS AND ACRONYMS**

DTPS	Department of Telecommunications and Postal Services
DHL	Dalsey Hillblom Lynn Worldwide Express
FedEx	Federal Express
GATS	General Agreement on Trade in Services
ICASA (Authority)	Independent Communications Authority of South Africa
ICT	Information and Communications Technology
PSA	Postal Services Act
SADC	Southern African Developing Community
SAPO	South African Post Office
TNT	TNT Holdings B.V.
UPS	United Parcel Service
UPU	Universal Postal Union
WTO	World Trade Organization
ZICTA	Zambia Information and Communications Telecommunications Authority

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1. SECTION A

1.1. INTRODUCTION

The postal market in South Africa is delineated into two main categories - the reserved postal services and the unreserved postal services. Reserved postal services are legally monopolised by the SAPO for services comprising of all mail and parcels under one (1) kilogram as per schedule 1 of the Postal Services Act, 1998 (Act No. 124 of 1998) as amended ("PSA").

Unreserved postal services relate to services that have not been reserved for SAPO, and comprise of all letters, postcards, printed matter, small parcels and other postal articles larger than and/or heavier than the reserved dimensions up to and including 30 kilograms as per schedule 2 of the PSA. The unreserved postal services sector is open to competition.

The unreserved postal sector, in South Africa, was first regulated in 2005 by the then Postal Regulator under the Department of Communications ("the Postal Regulator"). The 2010, Unreserved Postal Services Regulations, published in Government Gazette No 32859 of 2010 ("the 2010 Regulations"), repealed the 2005 Regulations. The purpose of the 2010 Regulations is to provide for a procedure to register as an unreserved postal services operator.

The purpose of this Discussion Document is to provide the Authority's initial analysis on matters relating to the unreserved postal services and seek more information from the stakeholders on same, primarily focussing on regulatory challenges that affect the unreserved postal sector. Some of the shortcomings of the current Regulations are that, unlike with regulations governing other types of licensees³, the 2010 Regulations do not make provision for the amendments,

³ Broadcasting service licensees, Electronic Communications Licensees and Electronic Communications Network licensees.

transfers and surrender of unreserved postal services certificates, which leaves the Authority unable to determine ownership changes in the sector. Further, the Authority has ascertained through its internal studies that there are operators that operate in the unreserved postal services market without having been registered with the Authority as is required by law. Further insight in this regard is outlined below in this document.

The Discussion Document is part of an ongoing inquiry by ICASA into the unreserved postal services. The ICASA process began with desktop research and international study visits. The discussion document is meant to facilitate participation and solicit stakeholder inputs on the effectiveness of the current Regulations.

The Discussion Document takes into consideration the envisaged regulatory framework for unreserved postal services provided for by the National Integrated ICT Policy White Paper published in 2016 (“the White Paper”)⁴.

The White Paper recognises the need to create a level playing field between SAPO and other players in the postal market. It recognises that the lack of an explicit licencing environment for parcel operators makes it difficult to measure the size and contribution of the sector to the economy⁵. To this end, the White Paper provides that ICASA (herein “the Authority”) should prescribe Regulations that will shift the licensing framework from registering to licensing unreserved postal services. The latter must be accompanied by the standard terms and conditions for the licence categories.

The Authority is cognisant of the impending amendments of the PSA being undertaken by the DTSPS⁶. Some proposals thereto relate to a new licensing regime for all services in the market and the categorisation thereof. This inquiry is not pre-empting the outcome of the review or creating parallel processes. The

⁴ National Integrated ICT Policy White Paper, Government Gazette 40325. Vol. 616 of October 2016

⁵ White paper: page 129

⁶ Postal Service Bill, Government Gazette 416246, of 10 November 2017.

Authority is taking pro-active stance informed by research-based evidence to engage stakeholders on how to deal with sector challenges and consequently address the shortcoming of the 2010 Regulations.

1.2. METHODOLOGY

The methodology applied in formulating the Discussion Document includes amongst others; policy and legislative analysis of the White Paper, the PSA and international conventions that have a bearing in the regulation of unreserved postal services.

The inquiry process is envisaged to spread over a period of two (2) financial years (2018/19 and 2019/20). In the previous financial year 2017/18 the Authority completed an internal research which comprised of desktop research and international study visits. The process of selecting countries to include in benchmarking was based on the criteria as outlined below:

- Ability to provide valuable lessons for the South African context;
- Level of development of the postal regulatory framework;
- Availability and Accessibility of information; and
- Evolution of the unreserved postal services.

2. SECTION B

2.1. POLICY AND LEGISLATIVE FRAMEWORK

This section of the Discussion Document provides legislative context to postal services specifically with respect to provisions of empowering legislation which afford the Authority the necessary power to conduct an inquiry into unreserved postal services, as ICASA is the Regulator contemplated in terms of section 3(1A) of the ICASA Act.

2.1.1. NATIONAL INTEGRATED ICT POLICY WHITE PAPER AND POSTAL SERVICES BILL.

Chapter 11 of the White Paper deals with Postal Policy. For purposes of this Discussion Document it suffices to state that the White Paper makes several interventions, which among others have a bearing in the future regulation of the postal sector. Although the Postal Services Bill (2017)⁷ (“the Bill”) is yet to be finalised, it to a certain extent incorporates prescripts of the White Paper.

2.1.2. ICASA ACT NO.13 OF 2000

The Authority is empowered by section 2 of the ICASA Act, 2000 (Act No. 13 of 2000) to regulate postal matters as contemplated in the PSA in the public interest.

In terms of section 4B of the ICASA Act, the Authority is empowered to conduct an inquiry into any matter regarding:

- the achievement of the objects of the ICASA Act or underlying statutes;
- regulations and guidelines made in terms of the ICASA Act and the underlying statutes;
- compliance by applicable persons with the ICASA Act and the underlying statutes;
- compliance with the terms and conditions of any licence by the holder issued pursuant to the underlying statutes; and
- the exercise and performance of the Authority’s powers, functions and duties in terms of this Act or the underlying statutes.

The ICASA Act defines “underlying statutes” as including the Postal Services Act.

⁷ Postal Services Bill, Government Gazette No. 41246, of 10 November 2017

2.1.3. POSTAL SERVICES ACT NO 24 OF 1998

Section 8(a) of the PSA provides that the Authority must exercise regulatory functions in respect of the reserved and unreserved postal services. With regards to the regulation of the unreserved postal services, some of the primary objects of the PSA are to promote the regulation and control of the postal services sector in the public interest and for that purpose the Authority is to:

- (d) encourage investment and innovation in the postal industry;
- (e) promote the development of postal services that are responsive to the needs of users and consumers;
- (g) develop greater equity in respect of the distribution of services, particularly within the areas of historically disadvantaged communities, including rural areas;
- (j) ensure fair competition within postal industry;
- (k) promote stability in the postal industry;
- (l) protect the interests of postal users and consumers;
- (m) promote the effective maintenance of an efficient system of collecting, sorting and delivering mail nationwide, in a manner responsive to the needs of all categories of mail users; and
- (q) promote small, medium and macro-enterprises within the postal industry.

Section 20 of the PSA prohibits any operator to operate unreserved postal services unless registered with the Authority and issued with a registration certificate, while section 21 of PSA empowers the Authority to prescribe procedure and fees payable for registration as unreserved postal services operator.

2.1.4. INTERNATIONAL CONVENTIONS

The exchange of postal items is not limited to the national boundaries, as operators providing unreserved postal services can be of foreign nationals. This section also sets out some of the relevant international, regional conventions that supports the Authority's work in terms of unreserved postal services.

South Africa is a signatory of numerous international and regional conventions which include the UPU, Pan African Postal Union (PAPU), World Trade Organisation (WTO), Southern African Development Community protocol on transport, communications and meteorology, Communications Regulators Association of Southern Africa (CRASA). All these conventions regulate unreserved postal services in those countries as well as regulation of the postal services in the country.

The UPU is a United Nations body that provides general postal policies and regulations for member countries. The UPU Parcel Post Manual and Regulations⁸, recognize that parcels up to the weight of 30kg as part of postal services. Section E, Article RC 116 of the Parcel Post Manual, provides for procedure for delivery of parcels under the weight limit of 30kg which countries may use as guidelines.

Recognizing the radical changes in operations brought by technological evolutions and therefore changes in regulations, the WTO included postal and courier services in the 2000 GATS negotiations. Negotiations includes that countries must provide unrestricted market access and ensure transparent and reasonable licensing requirements.⁹

The SADC protocol¹⁰ calls on member states to establish equitable frameworks to accommodate private sector through legislation that promotes autonomy and commercialization. Moreover, cross-border courier service provision is

⁸ <http://www.upu.int/en/activities/parcels/parcel-post-manual.html>

⁹ https://www.wto.org/english/tratop_e/serv_e/postal_courier_e/postal_courier_e.htm

¹⁰ https://www.sadc.int/documentspublications/show/Protocol_on_Transport_Communications_and_Meteorology_1996.pdf

encouraged to be provided through direct access by one provider or co-operations on both sides of the border (SADC, 2013).

3. SECTION C

3.1. THE UNRESERVED POSTAL SERVICES LANDSCAPE

As already stated, the unreserved postal sector, in South Africa, was first regulated in 2005 by the then Postal Regulator. The 2010 regulations for unreserved postal services repealed the 2005 Regulations. The purpose of the 2010 Regulations is to provide for a procedure to register as an unreserved postal operator.¹¹

The Regulations provide procedure for all operators providing services under schedule 2 of the PSA regarding:

- application, renewal and notification of information change;
- registration fees payable and
- the duration of the certificate
- penalty applicable for regulatory contraventions

Upon registration with the Authority, operators receive a registration certificate to display on their premises for monitoring purposes. The registration certificate is valid for a period of three years and must be renewed annually.

The Authority continuously engages in public awareness activities where all stakeholders are made aware of the Regulations and the opportunities they present.

¹¹ Government Gazette No. 32859, Unreserved Postal Services Regulations – 2010.

Question 1: In your view do the Regulations achieve the objectives as stipulated in Section 2 of the PSA? Please elaborate using table below.

Objects of the Act	Yes/No	Elaborate
promote the provision of a wide range of postal services in the interest of the economic growth and development of the Republic;		
make progress towards the universal provision of postal services;		
encourage investment and innovation in the postal industry;		
promote the development of postal services that are responsive to the needs of users and consumers;		
ensure fair competition within the postal industry;		
promote stability in the postal industry;		
protect the interests of postal users and consumers;		
promote small, medium and microenterprises within the postal industry		

3.1.1. ACCESS

The Authority is empowered by the PSA to create a level playing field in the postal services industry for operators. For market entry, the 2010 Regulations prescribe procedure and fees for any interested party to operate in the unreserved postal services area.

Although operators may adopt advanced systems for their operations, it is the responsibility of the Authority, through regulations, to ensure consumer protection and promotion of access to postal services as provided by the PSA. In terms of the objects of the PSA, postal regulations must develop greater equity in respect of the distribution of services, particularly within areas of historically disadvantaged communities, including rural areas.

The ability of the sector to develop greater equality in the distribution of services especially in the rural areas is hindered by long distances between areas which generate low volumes of postal services.

Further to the above, insufficient roll-out of addresses further exacerbates the inability of the sector to develop greater equality in the distribution of postal services.

To address issues of equitable distribution of postal services, innovation becomes key for business sustainability and opening the sector for new start-ups. Part of the innovations include "retail drop-off points" in different retailers which enables a faster, affordable and convenient delivery.

3.1.2. MARKET SIZE

Approximately 300 operators were registered with the then postal regulator¹². With the amendment of the ICASA Act, in 2006, the function of postal regulator was moved to ICASA. Since then, the Authority has to date recorded a declining number of registered operators from 300 to 79.¹³ In our view, there is no available number of unregistered operators.

The South African unreserved postal market is mainly dominated by the large international courier companies, such as DHL, FEDEX, and UPS, and their local subsidiaries. It is estimated that between ten to fifteen percent (10-15%) of local medium sized companies that were in operation in the year 2014 where either

¹²National Integrated ICT Policy White Paper, Government Gazette 40325. Vol. 616 of October 2016

¹³ Government Gazette No. 39897, list of class licensees -2016.

acquired or bought over, in 2015, by international companies. For instance, SupaSwift, acquired by Fedex and Berco, acquired by Aramex.¹⁴

Small courier operators that manage to grow and transition into medium size companies find themselves in need of investment for required infrastructure to increase their capability to cope with the volumes. Due to this challenge, some of these companies find themselves in a position where there is no further progression to become large scale operators and compete at same footing with the international companies.¹⁵

In a sector estimated to be worth around R20 billion per annum, the Gauteng province has a significant number of registered operators followed by the Western Cape.¹⁶ The trend is likely to be the same for the sector, including unregistered operators, as operators prefer densely populated areas with reasonable economic activity. The combination guarantees return of investment for a sector that relies on volume for greater profit margins.¹⁷

Question 2: What do you think are the contributing factors to the declining numbers of registered operators?

3.1.3. EMPLOYMENT/LABOUR ISSUES

According to the 2013 Post and Telecommunication Industry report¹⁸, the industry is reported to employ one hundred and seven thousand (107 000) people of which thirty-four percent (34%) was reported to belong to Post and Courier segment.¹⁹

The growth of labour numbers is hampered by the lack of skilled professional drivers relevant for the demanding sector. The sector is highly dependent on drivers to move mail items and parcels between business to business or between

¹⁴ <http://www.engineeringnews.co.za/print-version/trends-in-sa-courier-industry-2015-04-23>

¹⁵ <http://www.engineeringnews.co.za/print-version/trends-in-sa-courier-industry-2015-04-23>

¹⁶ Kneale, L. Courier Activities copyright owned by Who Owns Whom: African Business Information. May 2017.

¹⁷ Kneale, L. Courier Activities copyright owned by Who Owns Whom: African Business Information. May 2017.

¹⁸ www.statssa.gov.za/publications/P7000/P70002013.pdf

¹⁹ <http://www.statssa.gov.za/?p=5538>

business to consumers. Thus, there is emphasis on healthy and professional drivers capable of working under a tight schedule that demands faster reaction times.²⁰

The demand for greater number of skilled and professional drivers will continue to rise as the sector benefits from the growth of the e-commerce services. The steady growth of ecommerce activities across the world has led to growth in “on-demand parcel delivery start-ups using motorcycles” for within cities and metros. Though no clear statistics is provided, these start-ups boost a level of local ownerships and employment in the post and courier segment.²¹

3.1.4. E-COMMERCE IMPACT IN THE UNRESERVED POSTAL SECTOR

To apply good practice and be relevant with the global trends, it is necessary for the Authority to periodically take into consideration market changes which may impact the effectiveness of regulations.

The 2017 E-Commerce Industry Report indicates that online shopping is increasingly becoming the norm for online users/consumers in South Africa. This study reveals that 80% of online shoppers surveyed have either maintained or increased their online shopping habit over the year 2017.²²

Some of the important issues raised from studies²³ conducted, on cross border survey shopper are:

- 66% shop online at most once every three months, and 6% shop online at least once a week.
- Convenience and price remain the primary benefits of shopping online.
- Delivery is not a major concern for online shopper respondents. 88% were fairly or very satisfied with the speed of delivery of their last online purchase.²⁴

²⁰Kneale, L. Courier Activities copyright owned by Who Owns Whom: African Business Information. May 2017

²¹ Kneale, L. Courier Activities copyright owned by Who Owns Whom: African Business Information. May 2017.

²² <http://hello.effectivemeasure.com/za-ecommerce-2017>

²³ International Post Corporation (IPC) at Universal Postal Union (UPU) (Berne) - Postal Operations Council (POC) meetings in April-2017

²⁴ <http://hello.effectivemeasure.com/za-ecommerce-2017>

- Consumers want E2E (end-to-end) tracking of their parcels.
- Knowing which company deliver their goods is becoming less important for customers
- Lots of cross-border shipping are of low value orders.
- Cost of shipping is mostly free (consumers prefer free shipping on-line services)
- Delivery location is moving away from post office although most of orders can fit in a post office box
- Weight of the online shipment fits within the 1kg limit.²⁵

Online retailers continue to look for faster, safe and reliable unreserved operators to deliver goods to customers. International and local medium and small sized operators benefit from e-commerce. International operators move goods in between borders from international suppliers to local borders. Those with local presence move goods from international suppliers to the customer. For operators with no local presence, small and medium national and local operators provide niche last mile delivery to the customer. The need for niche delivery has enabled rapid growth and development of operators in shorter courier distance within cities and towns.²⁶

The growth of e-commerce has brought with it a challenge to the traditional operators. "...global e-commerce companies such as Amazon and Alibaba pose a potential threat to the traditional CEP [courier, express and parcel operators] as they invest extensively in their own logistics network, including trucks, vans, cargo planes, logistics hubs and even drones."²⁷ Takealot, a local e-commerce company, has invested in its own point to point services.²⁸ Beyond a challenge to traditional unreserved postal operators, regulatory framework must also be responsive to this new phenomenon.

²⁵ https://www.ipc.be/en/reports-library/publications/ipcreports_brochures/cross-border-e-commerce-shopper-survey-2017

²⁶ <http://www.intracen.org/publication/Bringing-SMEs-onto-the-e-Commerce-Highway/>

²⁷ Kneale, L. Courier Activities copyright owned by Who Owns Whom: African Business Information. May 2017.

²⁸ Kneale, L. Courier Activities copyright owned by Who Owns Whom: African Business Information. May 2017.

3.1.5. PRICING

South African Unreserved operators function in a competitive market, providing similar service offering with price characteristics of weight, dimension and time.²⁹ In this market, competition forces including economies of scale (volumes, mode of transport and interoperability of networks etc.) determine the price.

However, operators have the flexibility or options to set price of their service offering, below the market price, at the market price or above the market price, depending on the operator's strategy.

In Kenya, all postal licensees shall have the power to set tariffs for postal services which are open to competition and obliged to display tariffs in the operator's premises. Moreover, Operators are obligated to notify the Commission forthwith of the current tariffs charged for postal services and changes to the tariffs for each different type of postal service provided to each location within thirty days of such changes.³⁰

3.1.6. TECHNOLOGICAL IMPACT

Section 22 (d) of the PSA describes a person who should register with the Authority as an unreserved postal service operator, and S 22(d) (ii) emphasises the need and impact of technology for the functions of a registered operator as track and trace function requires technology.

Technological innovation and the application of new technology heightens competition to and within the postal sector, specifically to the unreserved postal services.

²⁹ <https://www.accenture.com/...Assets/.../Accenture-Adding-Value-to-Parcel-Delivery.p...>

³⁰ Kenya Information Communication Act, 2011; and Kenya Communications Regulations, 2001.
www.kenyalaw.org

Innovation is raised as the key driver to success for the courier express parcel market. New applications are created to afford consumers ease of access to their services. Consumers can connect with the operator to request collection and easily track their items from their mobile phones.³¹

Moreover, the advancement of technological systems removes the element of physical location and connect with customers virtually (e.g. SENDER, Uber parcel etc.) providing an element of on demand courier service as a result reduces capital costs for the operators. These are operators whose primary focus is parcel delivery within metropolitan areas.³²

Technological developments will further disrupt the sector and pose regulatory challenges. The emergence of alternative delivery methods might not pose a short to medium term threat to the unreserved postal sector in South Africa, however their impact is worthy of being considered. There is a belief that "[e]arly adoption of autonomous delivery models will concentrate in developed countries, where labour costs are high enough to make the return on investment significant. In the developing world, however, labour costs will likely remain low enough to prevent any major technology change impacting the last mile over the next five to ten years."³³ The following are delivery models likely to disrupt the sector:³⁴

- Semi-autonomous ground vehicles consisting of a self-driving van and a delivery person performing sorting, scanning and administrative tasks and communicating with courier company and recipient.
- Droids and robots - Small autonomous vehicles, only slightly larger than a regular parcel, deliver parcels to the doorstep, travelling at between 5km/h and 10 km/h, using the pavement rather than the street to reach their destination. This concept combines the advantages of a van with those of an autonomous delivery robot.

³¹ <http://www.engineeringnews.co.za/article/trends-in-sa-courier-industry-2015-04-23>

³² <http://www.engineeringnews.co.za/print-version/trends-in-sa-courier-industry-2015-04-23>

³³ Kneale, L. Courier Activities copyright owned by Who Owns Whom: African Business Information. May 2017.

³⁴ Kneale, L. Courier Activities copyright owned by Who Owns Whom: African Business Information. May 2017.

- Autonomous ground vehicles (AGVs) with lockers, delivering parcels without any human intervention. Customers are notified of the exact arrival time and pick up the parcel from the specified locker mounted on the mobile parcel locker. One supervisor per eight to ten AGVs is required.
- Drones - Autonomous aircraft such as copters or vertically starting planes carry parcels of up to 15 kg to their destination along the most direct route and at relatively high average speed. One supervisor per eight drones is required. Global companies testing or using drones for deliveries include Amazon, DHL, UPS, and Ireland's Pony Express Couriers.

4. SECTION D

4.1. ISSUES FOR DISCUSSION

This section of the document focuses on issues that are currently in the White Paper and the 2010 Regulations. These issues were further explored in desktop research and country visits. Main issues include: definitions, licence categories, duration, licence fees, awareness of legislation by operators and contribution to the universal service fund.

4.1.1. DEFINITIONS

Multiple efforts to work on a precise definition that will give a better description of the unreserved postal services market, have been undertaken through different forums (i.e. General Agreement on Trade in Services (GATS) negotiations since 2000, Doha Development Agenda since 2001). Proposals for postal and courier services in the 2000 services negotiations, point to an inadequacy of the Services Sectoral Classification List (MTN.GNS/W/120), which distinguishes postal and courier services on the basis of the nature of the service providers rather than of the services provided i.e. postal services are essentially defined as services rendered by national postal administrations.³⁵

³⁵ https://www.wto.org/english/tratop_e/serv_e/postal_courier_e/postal_courier_e.htm

The 2005 discussions included the undertaking of additional commitments in schedules to address certain regulatory issues (Anti-competitive practices, cross-subsidies, universal service obligations, independent regulators and licensing procedures) to encourage unrestricted market access for services under competitive conditions.³⁶

The PSA defines unreserved services as services contemplated in schedule 2. A courier service is defined as service provided by a person licensed or registered to provide such a service in terms of the PSA.

Section 22 of the PSA provides that a person registered as courier operator must undertake to:

- i. Receive, collect and deliver items contemplated in item 1 (b) of Schedule 2
- ii. Track and trace the whereabouts of any item received or collected for delivery by such person's business undertaking;
- iii. To deliver items within a definite time, in the case of deliveries across international borders;
- iv. To deliver items within the republic at the latest by 13:00 on the first working day after receipt thereof and
- v. To clear items through customs, where applicable.

The current unreserved regulations do not set and monitor standards for operators in terms of track and trace system and delivery times. From international benchmarking, Kenya Communications Authority (CA) monitors the quality of service standards on delivery within the country.

Question 3: The section above provides the definition for unreserved postal services as described by the PSA, do you find the above definition enough for the current operations? Please elaborate.

³⁶ https://www.wto.org/english/tratop_e/serv_e/postal_courier_e/postal_courier_e.htm

Question 4: Section 22 (d) (ii), (iii), (iv) provides that a person considered to provide courier services undertakes to provide track and trace, deliver within a timeframe. Should the Authority intervene in setting and monitoring delivery standards (in terms of track and trace system, and time deliveries) for unreserved operators? Please Elaborate.

4.1.2. LICENSING AND REGISTRATION

The PSA provides for the Authority to register unreserved postal services and issue a registration certificate through a prescribed process. An application can be lodged with the Authority at any time by completing "Form A" which is contained in the 2010 Regulations.³⁷

A copy of the business plan, founding documents, by proof of payment of a non-refundable application fee of R1, 000.00 which must be paid into ICASA's bank account and proof of entity's registration must be attached to the completed application form. The registration certificate is valid for a period of three (3) years from the date of issue.

The White Paper provides for the new licensing framework and prescribes the following licensing categories:

- **International Private Postal Operators:** These are operators that deliver services in other countries. They operate inbound and/or outbound deliveries on a worldwide network, but they also perform national and local deliveries;
- **National Postal Operators:** These operators will provide services throughout South Africa.
- **Provincial Postal Operators:** These are operators that operate and deal with deliveries within a province.

³⁷ Government Gazette No. 32859, Unreserved Postal Services Regulations – 2010.

- **Municipal and Metropolitan Postal Operators:** These operate only within a designated local municipality or metropolitan area. These are often the smallest type of operator and usually represent the entry level for the courier industry.³⁸

Licensing according to distinct categories is envisaged to encourage emergence and participation of operators that can operate in niche areas which are less serviced.

The White Paper makes provisions for the Authority to set licensing conditions for all the above-mentioned licence categories. Some of the obligations already imposed in the white paper includes to provide insurance for postal items subject to terms and conditions as agreed by customers and contribution to universal service fund. Upon receiving registration application from potential licensee, the Authority will grant a licence to a suitable category as per set conditions.

Question 5: Do you believe that the current application procedure is efficient? Please elaborate on your answer.

Question 6: Do you believe that the current 3-year license validity period is sufficient for business purposes? Please elaborate.

Question 7: Considering the licensing framework above, which licence conditions should the Authority consider distinguishing between licensing categories?

4.1.3. FEES AND REGISTRATION

The current fee payable by all operators (irrespective of their operational/business scale) applying to operate unreserved postal services is R 1000.00. In addition to the registration fee, an annual renewal fee of R5000.00 is payable by all registered operators.

³⁸ National Integrated ICT Policy White Paper, Government Gazette 40325. Vol. 616 of October 2016

In the 2010 findings document, the Authority provided that different licensing fees will be used for administrative and compliance monitoring purposes. The determination is based upon the assumption for expected growth in the industry.³⁹

The White Paper empowers the Authority to determine licensing fees payable by the applicant. In its determination of licensing fees, the Authority must take into consideration various factors and decide on a fee.⁴⁰

Question 8: Do you believe that the prescribed fees are economically feasible for all Operators? Please elaborate and provide suggestions on how the Authority should prescribe registration fees using the table below?

Fees payable	Economically Feasible (Yes or No)	Elaborate
Application fee = R1000		
Registration fee = R5000		
Renewal fee = R1000		

Question 9: Considering the licence categories prescribed by the white paper, how should the Authority differentiate licence fees payable? Please elaborate.

4.1.4. COMPLIANCE MONITORING AND ENFORCEMENT

All unreserved service operators are required to register with the Authority. Upon registration, the Authority issues a registration certificate which the operator is obliged to display in their premises for compliance monitoring purposes. Postal

³⁹ Gazette no. 32859, Unreserved Postal Services Findings Document - 2010

⁴⁰ National Integrated ICT Policy White Paper, Government Gazette 40325. Vol. 616 of October 2016

compliance inspectors conduct random visits to the operator's premises to monitor compliance with legislation⁴¹ and the Authority's regulations⁴².

In addition, the Authority has a registration list which is updated as and when operators register and renew their registration annually. The updated list of the unreserved postal services operators is published.⁴³

There is a high number of unregistered unreserved services operators. In inspection visits conducted by the Authority, several operators have failed to produce registration certificates. Some have claimed that they are not aware of registration requirements, while others have argued that there is no need for them to register because they do not fulfil all the requirements of being a courier/unreserved operator. This notwithstanding the fact that they deliver parcels between 1 and 30 kilograms.

There are unregistered operators that are aided by and rely on business from registered operators in their everyday operations. The registered operators utilize unregistered operators to deliver parcels in areas outside their network. Thus, unregistered operators argue that there is no need for them to register because they do not enter into delivery agreements with the sender, they are merely an extension of the registered operators network. They also do not provide track and trace as they claim the latter is the responsibility of the registered operator.

The undesirable relationship between the registered and unregistered operators demonstrates distant relations between the operators and the Authority. Contrary to the unreserved services sector dynamics in South Africa, the CA and the unreserved services operators have mutually beneficial relations. The operators assist the KCA in monitoring the sector and report any illegal

⁴¹ Independent Communications Authority of South Africa Act No. 13 of 2000; Postal Services Act no 124 of 1998 as amended;

⁴² Government Gazette No. 32859, Unreserved Postal Services Regulations – 2010; *Government Gazette No. 29740*, Code of practice for the South African Postal Industry-2007; Government Gazette No. 32644, Regulations in respect of conveyance of mail-2009.

⁴³ Government Gazette No. 39897, List of class Licensees – 2016.

operations. This constructive relationship allows the CA to understand the challenges and the barriers especially for small operators who register and never commence operating or cease operations.

Countries such as Kenya and Malaysia develop and update list of active operators. The list is published to raise consumers awareness on licensed operators that exist in the country and to build credibility of the operator for cross border ecommerce activities.

Furthermore, these countries foster relationships with operators beyond the registration and monitoring process. In Kenya, KCA assists the operators in standard setting for their deliveries and provides training courses to assist develop standards.

Question 10: Do you find the Authority's monitoring and enforcement of the unreserved postal services effective? Please elaborate your answer and make suggestions in this regard.

Question 11: Do you think the Authority should impose an obligation for registered operators to report, unregistered to improve compliance? Please elaborate.

4.1.5. CONTRAVENTIONS AND PENALTIES

Section 24 (1) of the PSA provides for suspension and cancellation of any operator's registration certificate should an operator contravene the provisions of the PSA and licensing conditions. Section 62 of the PSA provides that "Any postal service operator who refuses or fails to produce a licence or registration certificate for inspection when required to do so in terms of this Act is guilty of an offence and is liable on conviction to a fine or to imprisonment for a period not exceeding two (2) years or to both a fine and such imprisonment". Contravention of the PSA and any other underlying statutes; and/or the failure

to register with the Authority as well as non-adherence to the prescribed standards carries a penalty of up to R250 000.

Question 12: Do you consider the prescribed penalty fee suitable? Please elaborate on your answer.

4.1.6. UNIVERSAL SERVICE OBLIGATIONS AND FUNDING

The South African Post Office (SAPO) is traditionally liable to provide universal service obligation (USO), whilst unreserved postal operators are limited to their segments of the postal market and are not obliged to provide universal services.

The White Paper proposes a creation of the universal services fund (USF) for postal services. Any operator licensed to provide postal services shall contribute to the provision of universal services and/or contribute to the fund established by the Minister.

The Minister in consultation with the Authority will determine which operators are responsible for the provision of universal postal service and such obligations will be included in the license conditions. Access to the funding for universal service shall be applied for by operators through a prescribed manner.

5. SECTION E

5.1. INTERNATIONAL BENCHMARKING

This section focuses on the international benchmarking conducted by the Authority in the following countries: Brazil, Malaysia, Kenya and Zambia. In addition to the desktop research, the Authority conducted study visits in Brazil, Malaysia, Kenya. The approach taken in this benchmark exercise was to select countries which have started postal sector reform with emphasis on the regulatory environment for the provision of unreserved postal services including courier services.

The benchmark indicators are categorised into: The Legislative and Regulatory framework which includes licence categories, duration, licence fees, and contribution to the universal service fund.

5.1.1. BRAZIL

5.1.1.1. Legislative and Regulatory framework

Legislative powers for postal sector in Brazil are vested in the Ministério da Ciência, Tecnologia, Inovações e Comunicações (MCTIC)/ Ministry of Science, Technology, Innovation and Communications. Brazil Postal Services Act of 1989 provides for the regulation of the communications sector in Brazil.⁴⁴

In Brazil, postal services are not regulated by an independent regulator. The 2012 Consumer Postal Council has proposed a postal regulator, ANAPOST, which was envisaged to be established as an agency of government. Brazil's national postal operator, Empresa Brasileira de Correios e Telégrafos (ECT or Correios) is 100% owned by the state.⁴⁵

5.1.1.2. Postal Market Structure

The structure of postal services is reserved and unreserved areas. Reserved services are a monopoly of the Brazilian Post Office. Brazil's national postal operator, Empresa Brasileira de Correios e Telégrafos (ECT or Correios) is the country's designated provider of universal postal services.

The monopoly of collection and delivery of reserved postal items in Brazil exists for a maximum period of 5 to 10 years. Competitive services that are not included in the monopoly is parcel post, financial

⁴⁴ Consumer Postal Council, (2012). Index of Postal Freedom.

⁴⁵ Consumer Postal Council, (2012). Index of Postal Freedom.

services and logistics and are provided by Private operators. The unreserved area is not regulated. It is open to express mail operators, such as FedEx, TNT and UPS, in both domestic and international mail provision.⁴⁶

Currently the letter mail volumes are dropping whereas parcel item volumes are increasing. The growth of parcel volume is attributed to the e-commerce boom, which has seen a seventy percent (70%) increase in parcel delivery activities between the years 2013-2017.⁴⁷

The Market is fragmented and is very profitable with Correios estimated market share of 35% in parcel market. The dominance in market share is largely because of quality of service, which is at ninety-eight (98) percent, and positive public image.⁴⁸

5.1.1.3. Quality of Service

Postal regulations set delivery standards for both the national operator and private operators. Express mail and parcels are delivered within twenty-four (24) hour period, while economy mail and parcels are delivered within five (5) days. In densely populated urban areas along the coast of Brazil, quality of service is at around ninety-nine percent (99%). It is lower in the sparsely populated northern rural areas and in the Amazon region. Lost parcels account for less than one percent (0.8 %) of total mail and parcels.⁴⁹

Correios extensive postal infrastructure gives it an added advantage, in the delivery of parcels, over private operators in the unreserved market. Private operators collaborate with Post office for last mile

⁴⁶ Presentation on Regulation of Postal Services in Brazil, ICASA study Visit January 2018

⁴⁷ Presentation on Regulation of Postal Services in Brazil, ICASA study Visit January 2018

⁴⁸ Presentation on Regulation of Postal Services in Brazil, ICASA study Visit January 2018

⁴⁹ Presentation on Regulation of Postal Services in Brazil, ICASA study Visit January 2018

delivery of parcels in areas where the post office has reach. These collaborations are business contracts between operators and are not overseen by any regulating body.⁵⁰

5.1.1.4. Sector Challenges

There is continuing transportation challenges and restrictions on available space as parcel volumes increases take up space in storages and in airlines. This has forced the post office to increase cost.⁵¹

The increase in parcel items handled by the post office poses a security challenge as post men and delivery vehicles are targeted for theft since criminals understand that the postman might be carrying valuable items. The Post Office has increased security, and this has led to increase in postal costs.⁵² The competitive unregulated space has resulted in the transport industry encroaching into the area reserved for the designated operator.⁵³

5.1.2. KENYA

5.1.2.1. Legislative and Regulatory Framework

The CA is the regulatory body for the communications sector in Kenya. It was established in 1999 by the Kenya Information and Communications Act, 1998 (KIC Act). The CA is charged with facilitating the development of the Information and Communications sectors including; broadcasting, multimedia, telecommunications, electronic commerce, postal and courier services. The following legislations are relevant for the governing of the sector:

⁵⁰ Presentation on Regulation of Postal Services in Brazil, ICASA study Visit January 2018

⁵¹ Presentation on Regulation of Postal Services in Brazil, ICASA study Visit January 2018

⁵² Presentation on Regulation of Postal Services in Brazil, ICASA study Visit January 2018

⁵³ Presentation on Regulation of Postal Services in Brazil, ICASA study Visit January 2018

- Kenya Information & Communications Act, 1999
- Part IV on Licensing & Enforcement
- Part V on Postal Services
- Part VII on Miscellaneous Provisions.⁵⁴

To regulate the postal and courier market, the CA promulgated the Kenya Information and Communication (Postal and Courier) Regulations in 2010 as per the KIC Act. In terms of section 81 of the KIC Act, all licensees in the unreserved postal services must be registered with the CA. Once registered the CA must issue a licence valid for 15 years as per the applied service category. The regulations also provide for the fees payable to the CA.⁵⁵

The following are Kenya Information and Communications Regulations for the courier services:

- Postal and Courier Services Regulations, 2010
- Licensing & Quality of Service Regulations, 2010
- Compliance Monitoring, Inspection & Enforcement Regulations, 2010⁵⁶

The Kenya Communications Regulations of 2001 further provide for the penalties to any entity operating without a valid licence. For this offence, the offender is liable to a jail term not exceeding one year or a fine not exceeding Ksh. 300,000 (R40 000), or both.⁵⁷

⁵⁴ <http://www.ca.go.ke/index.php/sector-legislation>

⁵⁵ The Kenya Communications Regulations, 2001. <http://www.ca.go.ke/index.php/sector-regulations>

⁵⁶ <http://www.ca.go.ke/index.php/sector-regulations>

⁵⁷ <http://www.ca.go.ke/index.php/sector-regulations>

5.1.2.2. Licensing Framework

The Kenyan licensing framework requires that a company applying for a courier licence must have at least 20% minimum equity share by a local company. The following licence categories are provided:⁵⁸

- International In-bound operators are one-way operators, receiving items from overseas for local delivery. These operators pay a license fee of Ksh 75,000 (R11726.47) or 0.5% of the annual turnover of audited accounts whichever is less;
- International domestic operators operate both internationally and domestically with a worldwide network. Operators pay a fee of Ksh 450,000 (R70347.18) or 0.5% of the annual turnover of audited accounts whichever is less;
- Regional Operators are the major operators within Kenya and have an East African Network. They pay Ksh 93,750 (R14638.55) or 0.5% of annual turnover of audited accounts whichever is less;
- Intra-country Operators are major operators in Kenya and pay a license fee of Ksh 60,000 (R9368.67) or 0.5% of annual turnover of audited accounts whichever is less;
- Intra-city Operators only operate within a city/town boundary and pay a licence fee of Ksh 37,500 (R5855.42) or 0.5% of annual turnover of audited accounts whichever is less; and
- Document Exchange operators exchange articles/documents between members or a certain group of clients. The license fee is KS 22,500 (R3513.25) or 0.5% of annual turnover of audited accounts whichever less is.

This categorization and accompanying licence fees are reviewed from time to time.⁵⁹

⁵⁸ <http://www.ca.go.ke/index.php/postal-and-courier>

⁵⁹ <http://www.ca.go.ke/index.php/postal-and-courier>

5.1.2.3. Postal Market Structure

The Postal Corporation of Kenya (PCK) is the designated public postal licensee charged with the responsibility of universal postal service provision with certain services exclusively reserved for the corporation as mandated by the Postal Corporation Act of 1998. The PCK competes with other courier operators to provide competitive services including courier and parcel delivery services.⁶⁰

Currently there are 141 postal and courier operators recorded on the CA's website as compliant, operating within the Republic of Kenya and in accordance with the Kenya Communications Act of 1998. 1(one) Public postal operator, nine (9) International inbound operators, 15 (fifteen international), 9 (nine) regional and 29 Intra-city operators.⁶¹

5.1.2.4. Monitoring and Compliance

In terms of monitoring and compliance, the CA conducts annual outlet inspections of both the public operator and private courier firms. In addition to annual planned inspections, the Authority conducts ad hoc inspections on reported incidences.

The procedure for monitoring and compliance includes the following:

- Filling of compliance returns on a quarterly basis
- Enforcement action on illegal players in the market with the help of enforcement arm of Government
- CA and licensees Cooperation on noted illegal players in the market.⁶²

⁶⁰ <http://www.ca.go.ke/index.php/postal-and-courier>

⁶¹ <http://www.ca.go.ke/index.php/postal-and-courier>

⁶² <http://www.ca.go.ke/index.php/postal-and-courier>

5.1.2.5. Universal Service Obligation (USO)

Exclusive services in the postal sector are provided by the Postal Corporation of Kenya (PCK), which is designated as the Public Postal Licensee and the body charged with the responsibility of providing universal postal services. To fulfil the Universal Service Obligations (USO), PCK has been granted exclusivity in the following services (reserved services):

- Acceptance and delivery of postal articles weighing up to 350 grams.
- Provision of private letter-boxes and bags.
- Printing and issuance of postage stamps.
- Financial remittances.
- Equity participation.

5.1.2.6. Sector Challenges

Several challenges the PCK is facing include, competition from unregulated (unlicensed public transport services in Kenya referred to as "Matatus") courier companies operating within PCK's reserved market. Furthermore, unlicensed operators provide rapid services to consumers at extremely reduced rates or sometimes charge consumers rates that are five (5) times higher than those of the PCK regulated rates/tariff. In addition to PCK's challenges, the CA is faced with several challenges which include:

- Lack of communication between the regulator and licensees
- Lack of regulatory methodology on structuring parcel industry by CA
- Unlicensed operators
- The Authority's inability to monitor and enforce legislation and regulations
- Lack of harmonised relationship between the regulator and the association

- Concern around the exorbitance monitory contribution towards Universal Service Fund
- Ineffective security measures requirements.⁶³

Question 13: Kenya has a condition that at least 20% ownership of unreserved postal operators should be local (Kenyan), Should the Authority impose local ownership and control as part of licensing condition for unreserved postal operators? Please Elaborate.

5.1.3. MALAYSIA

5.1.3.1. Legislative and Regulatory Framework

Malaysian Communications and Multimedia Commission (MCMC) is the regulator for the communications and multimedia industry in Malaysia. It is empowered by the Postal Services Act 741 of 2012 (Malaysian PSA) to regulate the postal sector. The Minister is empowered by section 99(1A) of the Malaysian PSA to grant postal services licences. Regulation for postal services in Malaysia is spelled out in the Postal Services (Licensing) Regulations, 2015.⁶⁴

5.1.3.2. Postal Market Structure

Malaysia postal sector is divided into two segments, namely Universal Service and Non- Universal Service. Malaysian Post, the designated operator, is the Universal Service licensee. There are 118 Non-Universal Service licensees operating as couriers. The Malaysian Post is privately owned, and the courier sector is fully liberalised.

The Malaysian Post is mandated by law to deliver mail throughout all states of Malaysia as a Universal Service Obligation provider (USO).

⁶³ ICASA Committee Study Visit presentations from PCK and CA -

⁶⁴ <https://www.mcmc.gov.my/legal/acts>

The courier companies are not mandated to provide universal service obligation. The Malaysian Post does not receive a direct subsidy from government. However, receives some of the funds from government funded projects that contribute towards the development of postal sector.⁶⁵

5.1.3.3. Licensing Framework

Regulation 3 of the postal licensing Regulations of 2015 provides for the following categories of licences under the non-universal service postal area: License A, License B and License C. The postal licensing Regulations defines these categories according to the level of revenue generated by the business.

Table 1: Classification of license categories and fees payable.⁶⁶

Class A	Class B	Class C
Revenue = RMB 1000 000 (R3 304 523.00) <ul style="list-style-type: none"> should be able to establish at least five outlets within two years of their licenses 	Revenue= RMB 500 000 (R1 652 261.50)	Revenue = RMB 100 000 (R330 452.30)
License fee=RMB 30 000 (R99 135.69) annually	License fee=RMB 10 000 (R99 135.69) annually	License fee=RMB 500 (R1652.26) annually
International and domestic	Domestic, inbound, national	Local Domestic (restricted by demarcation)

⁶⁵ <https://www.mcmc.gov.my/sectors/postal-courier>

⁶⁶ Malaysia Postal licensing Regulations – 2015 - [https://www.mcmc.gov.my/legal/acts/postal-services-act-2012-act-741/postal-services-\(licensing\)-regulations-2015](https://www.mcmc.gov.my/legal/acts/postal-services-act-2012-act-741/postal-services-(licensing)-regulations-2015)

The Minister of Communication and Post approves the licence application as per regulation 3(2), of the 2015 Postal licensing Regulations. The Regulations provide for licence application, renewal, replacement and transfer procedure and duration.

The third Schedule of the Regulations stipulates licence fees payable and further empowers the MCMC to determine a manner to pay fees.

5.1.3.4. Monitoring and compliance

Regulation 9(2) prescribes standard conditions of the licence. MCMC is tasked with monitoring compliance of the licensees. MCMC monitors operator compliance through a performance management system to curb cross operation in different license categories. The delivery standard is set at 80% delivery within three days of dispatch.

In addition to the formal monitoring system, MCMC further relies on the complaints received from the sector to monitor compliance. If the operator is found to be cross operating between the classes, the meeting will be held between the operator concerned and Regulator, followed by an investigation.

Regulation 11 of the postal licensing Regulations provides for up to fifty percent (50%) of amount of annual licence fee rebates payable to licensees as an incentive of purposes amongst others of promoting high postal service achievement. Application for rebate is made to MCMC in a manner required by MCMC.⁶⁷

⁶⁷ [https://www.mcmc.gov.my/legal/acts/postal-services-act-2012-act-741/postal-services-\(licensing\)-regulations-2015](https://www.mcmc.gov.my/legal/acts/postal-services-act-2012-act-741/postal-services-(licensing)-regulations-2015)

5.1.4. ZAMBIA

5.1.4.1. Legislative and Regulatory Framework

The ZICTA is an ICT regulatory body responsible for regulating the ICT Sector in Zambia. ZICTA falls under the Ministry of Transport, Works, Supply and Communications, it derives its mandate to regulate ICTs, postal and courier services from three Acts namely:

- The Postal Services Act No. 22 of 2009 (Zambia PSA),
- Electronic Communications and Transactions Act No. 21 and
- the Information and Communications Technologies (ICT) Act No. 15 of 2009.⁶⁸

Section 2 of the Zambian PSA provides a definition of a “Courier Service” as a service by which a document, letter, parcel or any article (other than a telegram) is conveyed from door to door without a postage stamp.⁶⁹

The Zambian PSA empowers the ZICTA to issue licences and monitor compliance. Section 5(1) of the Zambian PSA prohibits any person to operate a postal or courier service without a licence. ZICTA is empowered to prescribe licence application procedure and prescribe fees payable. Duration of the licence is specified in the licence at the time of issue. ZICTA is further empowered to cease, approve transfer, cancel, suspend or revoke an operator’s licence where there are reasonable grounds for non-compliance.⁷⁰

The Zambian PSA also makes provision for the processes that allows licensee an opportunity to present their case before action is taken

⁶⁸ <https://www.zicta.zm/>

⁶⁹ Zambia Postal services Act No. 22 of 2009.

⁷⁰ Zambia Postal Services Act No. 22 of 2009.

against them. In addition, ZICTA can, in terms of Zambian PSA, impose penalties on operators who commit an offense. The penalty may include a fine or imprisonment for a term not exceeding three months, or to both.

5.1.4.2. Postal Market Structure

The Postal market in Zambia is made up of reserved and unreserved services. The designated national postal operator Zambia Postal Services Corporation (ZAMPOST) has exclusive right to operate reserved services. Unreserved postal services are defined in the Zambian PSA as posting of all letters, postcards, printed matter and small parcels falling outside the ambit of reserved services, weighing up to and including 30kg including courier services. Private postal and courier operators operate in a liberalised and competitive environment. ZAMPOST compete with other commercial operators in the provision of unreserved services.

5.1.4.3. Licensing Framework

Zambian PSA provides the following licensing categories and fees payable by an Operator:⁷¹

- International Courier Operator -licence duration of 5 years - Application fee units 6,667 - Currency equivalent (application fee) K2000.1 (R2757.30)
Initial licence fee units 100,000 - Currency equivalent (initial license fees) K30, 000 (R41359.50).
- National Courier Operator – license duration 5 years - Application fee 6,667 -
Currency equivalent (application fee) K2000.1(R2757.30) - Initial licence fee K50.000 (R68932,50).

⁷¹Zambia Postal Services Act No. 22 of 2009.

- Local Courier Operator – licence duration 5 years- Application fee 6,667 - Currency equivalent (application fee) K2000.1(R2757.30) - Initial licence fee units 33,333 Currency equivalent (initial licence fees) K9999, 9 (R13786,36).

5.1.4.4. Monitoring and Compliance

Section 12 of the Zambian PSA provides obligations of licensee which includes keeping and maintaining in the licensee place of business, register detailing assets and liabilities, and books of account, invoices, custom permits and other documents relevant for purposes of the Zambian PSA as prescribed by ZICTA.

An authorized officer is empowered by section 12(3) to inspect the licensee's books, records, documents and other information relevant to the Zambian PSA. In addition, ZICTA can appoint independent person or entity to monitor the quality of the postal or courier services provided by a licensee and report the findings to the Authority and recommend to the Authority the measures to be taken by the licensee to improve the quality of service as per section 18 (1).⁷²

5.2. LESSONS LEARNT FROM STUDY VISITS

Both Kenya and Malaysia have classes of different categories of courier's companies, and almost three classes in each country. The classification of operators into categories is conducted for monitoring compliance and to ensure that legislation and regulations are adhered to by the operators.

Both countries have agreed that a good working relationship between the couriers, regulator, association and the designated operator is important to find a suitable regulatory framework.

⁷² Zambia Postal Services Act No. 22 of 2009.

Kenyan stakeholders in the unreserved postal sector hold regular round table meetings and social cooperate events for all sector stakeholders. Good working relations assist the regulator to address issues of encroachment in the business as registered operators report to the Authority identified unlicensed operators. Licenced operators are encouraged to report unlicensed operators for further investigations and impose a fine or penalty.

Further, Kenyan postal inspectors have annual and ad hoc visits to private and national operators for inspection.

In Malaysia, penalties payable by the operators is Malaysian Ringgit 500 000 (R1 817 388.78) or five years in jail. The penalty is imposed by the Enforcement Department in terms of the procedure within the MCMC.

Malaysian and Kenyan regulators publish registered and non-registered operators in the government gazette. This practice assists consumers to make an informed decision when choosing which operator to use.

Drawing from the evidence provided from study visits, both countries do not oblige unreserved postal operators to pay universal service fee.

Lessons learned from PostCom is the move from manual registration to online have improved efficiencies. All registration procedures are conducted online, including review of data submitted and filling in of questionnaire to provide updated information on the past business year.

The evidence presented from PostCom illustrated that the regulator does not rely only on its resources to monitor registration of companies' compliance. However, the regulator is closely in contact with trade association and trade unions who assist to identify and monitor companies that have emerged and which may have to register with the Regulator. Thus, the regulator believes that courier operators comply with law and regulations that are stipulated for them.

Postal services complaints can be submitted to PostCom or to an independent ombudsman (in case of civil procedure) if the company's own complaint division is not able to reach an agreement with the clients.

Contrary to the Kenyan and Malaysian practices, in Switzerland, PostCom does not classify courier companies. PostCom publicise its registered courier companies on government gazette to assist customers make an informed choice of which operators are legally operating.

The Brazil government does not regulate unreserved postal sector (private operators and partly Correios), however the Ministry expressed their interest in regulating the sector as it is believed that regulation can actually assist to bring high volumes to the post office.

The absence of unreserved postal sector regulation in Brazil, entrenches skewed postal services development. The Post Office is disadvantaged by being obligated to meet universal service target while contending with competition from private operators in profitable areas. The private operators only focus on the densely populated urban areas where they also exploit Post Office network although these strategic partnerships and collaborations with the private companies on parcel deliveries leads to increased mail volumes for the post office.

6. SECTION F

6.1. CONCLUSION

The Discussion Document is based on information gathered from the desktop research and international study visits. The extensive research sought to aid the process of public consultation for unreserved postal services inquiry.

The Discussion Document provides an analysis of the unreserved postal sector taking into consideration policy and market changes which may impact on the effectiveness of regulating the sector.

Furthermore, the discussion document also focuses on the unreserved postal services landscape, with an emphasis on the market size, technological development and the impact of e-commerce in the growth of the sector. In addition, there is a focus on current unreserved postal services regulations and everyday challenges experienced by the Authority in enforcing compliance.

The Authority seeks to raise awareness, mainly focusing on current and potential unreserved operators, about the Authority and its regulatory framework. Stakeholder submissions guided by the current legislation will assist the Authority make informed decision on its position to either review the current regulations.

GENERAL NOTICES • ALGEMENE KENNISGEWINGS

DEPARTMENT OF LABOUR**NOTICE 578 OF 2018****LABOUR RELATIONS ACT, 1995****REGISTRATION OF A TRADE UNION**

I, Lehlohonolo Daniel Molefe, Registrar of Labour Relations, hereby notify, in terms of section 109(2) of the Labour Relations Act, 1995, that the **Sport Employees Unite (SEU) (LR2/6/2/2766)** has been registered as a trade union with effect from 18 September 2018.

The name of the union is entered into the register of trade unions.



REGISTRAR OF LABOUR RELATIONS

18/09/2018

**DEPARTMENT OF LABOUR
NOTICE 579 OF 2018**

NOTICE OF AUGUST 2018

PLEASE FIND SET OUT BELOW AN ERRATUM AS CONTAINED IN THE GOVERNMENT GAZETTE NO. 41870, VOLUME 638 OF 31 AUGUST 2018 AND SUBSEQUENTLY CORRECTED.

**BARGAINING COUNCILS ACCREDITED TO CONDUCT CONCILIATION AND ARBITRATION,
SUBJECT TO CONDITIONS WHERE APPLICABLE
(RENEWAL OF ACCREDITATION)**

Name of Council	Accredited Functions
<u>PRIVATE SECTOR BARGAINING COUNCILS</u>	
Bargaining Council for the Grain Industry	Accredited for conciliation and arbitration (including Inquiry by Arbitrator) from 01 August 2018 until 31 July 2019 on condition that all sections 198 and 198A to 198C-matters are allocated to only those part-time CCMA Commissioners and Bargaining Council Panellists who have been successfully trained by the CCMA on section 198 and its insertions.

TERMS OF ACCREDITATION FOR CONCILIATION, ARBITRATION AND INQUIRY BY ARBITRATOR

1. SCOPE OF ACCREDITATION:

Herewith categories of disputes for which Councils are eligible to apply for accreditation.

COUNCILS ARE ACCREDITED TO PERFORM THE FOLLOWING DISPUTE RESOLUTIONS FUNCTIONS:

Unfair dismissal disputes	- Section 191
Unfair Labour practice	- Section 191
Mutual Interest disputes	- Section 64
Interpretation of Collective Agreement disputes	- Section 24 (1)
Essential Services disputes	- Section 74
Pre-dismissal arbitrations	- Section 188A
Temporary Employment Service	- Section 198, 198A, 198B, 198C and 198D
Disputes about Interpretation and Application of Chapter 2	- Section 9

COUNCILS MAY NOT SEEK ACCREDITATION FOR THE FOLLOWING DISPUTE RESOLUTION FUNCTIONS REGARDING DISPUTES OVER THE FOLLOWING (see FOOTNOTE 11 of SECTION 51):

Organisational rights (sections 16, 21 and 22);

Collective Agreements where the agreement does not provide for a dispute resolution procedure or the procedure is inoperative or any party frustrates the resolution of disputes (section 24(2) to (5));

Agency shops and closed shops (section 24(6) and (7) and section 26(11));

Determinations made by the Minister in respect of proposals made by a Statutory Council (section 45);

The interpretation and application of Collective Agreements of a Council whose registration has been cancelled (section 61(5) to (8));

Demarcation of sectors and areas of Councils (section 62);

The Interpretation or application of Part C (Bargaining Councils), Part D (Bargaining Councils in the Public Service), Part E (Statutory Councils) and Part F (General Provisions concerning Councils) (Section 63);

Picketing (section 69(8) to 10);

Proposals which are the subject of joint-decision making in a workplace forum (section 86);

Disclosure of information to workplace forums (section 89);

Interpretation or Application of the provisions of Chapter 5 of the LRA which deals with workplace forums (section 94);

Enforcement of the Collective Agreements by Bargaining Councils (section 33A) and;

Enforcement of arbitration awards in terms of section 143. Only the Director of the CCMA, unless the power has been delegated to a CCMA Senior Commissioner may certify awards as if it were an order of the Labour Court;

Facilitating mass retrenchment disputes section 189(A).

2. POWERS OF ACCREDITATION:

Only those persons who are accredited by the CCMA, or are part-time Commissioners appointed by the Governing Body of the Commission in the terms of section 117 (2) of the Labour Relations Act, may perform the accreditation functions of the council for the Council.

The following provisions of the LRA, as amended apply to Councils accredited for conciliation and arbitration:

- (a) For the purpose of this paragraph any reference in Part C of Chapter VII of the LRA to:
 - “Commission” must be read as a reference to the Council;
 - “Commissioner” must be read as a reference to a conciliator or arbitrator appointed by the Council.
 - “Director” must be read as a reference to the Secretary of the Council.

- (b) The provisions of the sections contained in Part C of Chapter VII (section 127(6)) of the LRA shall apply to the Council in the performance of its accredited functions subject to the Council's Constitution and/or Collective Agreements. For the purpose of this sub-paragraph the following applies:
 - (i) The provisions of section 133 to 136;
 - (ii) The provisions of section 138 to 142, S142A , S143, S144 and S145;
 - (iii) The provisions of section 146 unless the Collective Agreement of the Council provides that the Arbitration Act, Act 42 of 1965 applies to any arbitration conducted under its accredited function and which Collective Agreement is binding on the parties to the disputes; and
 - (iv) The provisions of section 148.

3. EXTENSION OF ACCREDITATION:

Despite the expiry of the period of accreditation as stated in the Certificate of Accreditation, the Council may continue to perform its accredited functions in respect of any dispute referred to it during the period of accreditation, but not yet resolved by the time the period expires, until the dispute is resolved either through conciliation or arbitration.

4. TRANSGRESSION OF TERMS OF ACCREDITATION:

If the accredited Council fails to comply with the terms of accreditation, the Governing Body of the CCMA may revoke accreditation. In terms of section 130 of the LRA, as amended the Governing Body of the CCMA may withdraw accreditation after having given reasonable notice of withdrawal.

5. AMENDMENT OF ACCREDITATION:

An Accredited Council may apply to the Governing Body of the CCMA in terms of section 129 of the LRA to amend its accreditation.

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PART 2 OF 2

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**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 580 OF 2018**

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) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	That portion of Durban commonly known as Rem of the farm Buffelsdraai No. 829
Magisterial District	:	Inanda
Administrative District	:	KwaZulu-Natal
Claimant	:	Doodnath Maharaj
Date claim lodged	:	30 May 1995
Reference number	:	KRN6/2/2/E/14/0/0/39

Any party/parties who have an interest in the above-mentioned properties is hereby invited to submit, within **30 days** from the date of publication of this notice, any representations and/ or information which shall assist the Commissioner in proving or disproving this claim.

Should no information and/ or representations from the affected party/ parties be forthcoming within the stipulated period, the affected party/parties shall be *ipso facto* barred from further doing so and the Commission shall continue with the subsequent processes towards completion of the investigation.

Any comments and information should be submitted to:

The Regional Land Claims Commissioner: KwaZulu-Natal
Private Bag X9120
Pietermaritzburg 3200

Tel: (033) 355 - 8400
Fax: (033) 342 - 3409

Submissions may also be delivered to Second Floor, African Life Building, 200 Church Street, Pietermaritzburg.

**LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:**

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 581 OF 2018**

GENERAL NOTICE IN TERMS OF SECTION 11 (A) (2) OF THE RESTITUTION OF LAND RIGHTS ACT, NO 22 OF 1994

WHEREAS a land claim was lodged by P. D. Mhlaba on behalf of the Hlabisa-Mpukunyoni Communities, which claim was published in terms of Section 11 (1) of the Restitution of Land Rights Act, No 22 of 1994 (as amended), herein referred to as the Act.

NOW THEREFORE NOTICE is hereby given in terms of section 11(A) (2) of the Act that at the expiry of **thirty (30) days** from the date of the publication of this notice in the Government Gazette, the notice of the claim previously published under the terms of section 11 (1) of the Act under Notice No. 1647 of 2001 published in Government Gazette No. 22466 dated 20 July 2001, will be amended to correct an error in the property description and replace it with the property referred to below, unless cause to the contrary is shown to the satisfaction of the Regional Land Claims Commissioner.

The details for amending Notice No. 1647 of 2001 published in Gazette No. 22466 dated 20 July 2001, include the following:

Reference No.	:	KRN6/2/2/E/12/0/0/5
Claimant	:	P. D. Mhlaba on behalf of the Hlabisa-Mpukunyoni Communities
Property Description	:	Portion 12 of the farm Game Reserve No. 17434
Extent	:	23 470, 0503 ha
Owner	:	Republic of South Africa (unregistered state land)

Any party who may have an interest in the above mentioned land claim is hereby invited to make representations, within 30 days from the publication of this notice, as to show cause why the claim should not be amended in terms of Section 11 (A) (4) of the Act to correct an error in the property description and replace it with the property referred to above.

The representations must be forwarded to:

The Regional Land Claims Commissioner: KwaZulu-Natal
Private Bag X9120
Pietermaritzburg 3200

Tel: (033) 355-8400
Fax: (033) 342-3409

Submissions may also be delivered to African Life Building, Second Floor, 200 Church Street, Pietermaritzburg 3201.

LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU-NATAL
DATE:

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM**NOTICE 582 OF 2018****GENERAL NOTICE IN TERMS OF SECTION 11 (A) (2) OF THE RESTITUTION OF LAND RIGHTS ACT, NO 22 OF 1994**

WHEREAS a land claim was lodged by B. S. Sithole on behalf of the Kwa-Ximba Community, which claim was published in terms of Section 11 (1) of the Restitution of Land Rights Act, No 22 of 1994 (as amended), herein referred to as the Act.

NOW THEREFORE NOTICE is hereby given in terms of section 11(A) (2) of the Act that at the expiry of **thirty (30) days** from the date of the publication of this notice in the Government Gazette, the notice of the claim previously published under the terms of section 11 (1) of the Act under Notice No. 1754 of 2005 published in Government Gazette No. 28038 dated 23 September 2005, will be amended to correct an error in the property description and replace it with the property referred to below, unless cause to the contrary is shown to the satisfaction of the Regional Land Claims Commissioner.

The details for amending Notice No. 1754 of 2005 published in Gazette No. 28038 dated 23 September 2005, include the following:

Reference No.	:	KRN6/2/2/E/23/0/0/26
Claimant	:	B. S. Sithole on behalf of the Kwa-Ximba Community
Property Description	:	Portion 10 of the farm Game Reserve No. 17434
Extent	:	13 315, 5738 ha
Owner	:	Republic of South Africa (unregistered state land)

Any party who may have an interest in the above mentioned land claim is hereby invited to make representations, within 30 days from the publication of this notice, as to show cause why the claim should not be amended in terms of Section 11 (A) (4) of the Act to correct an error in the property description and replace it with the property referred to above.

The representations must be forwarded to:

The Regional Land Claims Commissioner: KwaZulu-Natal
Private Bag X9120
Pietermaritzburg 3200

Tel: (033) 355-8400
Fax: (033) 342-3409

Submissions may also be delivered to African Life Building, Second Floor, 200 Church Street, Pietermaritzburg 3201.

LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU-NATAL
DATE:

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 583 OF 2018**

GENERAL NOTICE IN TERMS OF SECTION 11 (A) (2) OF THE RESTITUTION OF LAND RIGHTS ACT, NO 22 OF 1994

WHEREAS a land claim was lodged by Inkosi Mthiyane on behalf of the Mthiyane Tribe (Mandlazini), which claim was published in terms of section 11 (1) of the Restitution of Land Rights Act, No 22 of 1994 (as amended), herein referred to as the Act.

NOW THEREFORE NOTICE is hereby given in terms of section 11(A) (2) of the Act that at the expiry of **thirty (30) days** from the date of the publication of this notice in the Government Gazette, the notice of the claim previously published in terms of section 11 (1) of the Act under Notice No. 255 of 2017 published in Government Gazette No. 40733 dated 31 March 2017, will be amended to **EXCLUDE** the properties listed below, unless cause to the contrary is shown to the satisfaction of the Regional Land Claims Commissioner.

The details of Notice No.255 of 2017 published in Gazette No. 40733 dated 31 March 2017, include the following:

Reference No.	:	KRN6/2/E/21/0/0/3
Claimant	:	Inkosi Mthiyane on behalf of the Mthiyane Tribe (Mandlazini)
Property Description	:	see attached schedule
Total extent	:	see attached schedule
Owner	:	see attached schedule

Any party who may have an interest in the above mentioned land claim is hereby invited to make representations, within 30 days from the publication of this notice, as to show cause why the claim should not be amended in terms of section 11 (A) (4) of the Act.

The representations must be forwarded to

The Regional Land Claims Commissioner: KwaZulu-Natal
Private Bag X9120
Pietermaritzburg 3200

Tel: (033) 355-8400
Fax: (033) 342-3409

Submissions may also be delivered to African Life Building, Second Floor, 200 Church Street, Pietermaritzburg 3201.

LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU-NATAL
DATE:

SCHEDULE

NO.	PROPERTY DESCRIPTION	EXTENT	CURRENT TITLE DEED NO.	CURRENT OWNER
1	Remainder of Richards Bay No. 11489	367, 8649 ha	T31007/1995	Republic of South Africa
2	Portion 1 of Richards Bay No. 11489	49, 3822 ha	T50407/2000	Republic of South Africa
3	Portion 2 of Richards Bay No. 11489	75, 6478 ha	T50408/2000	Republic of South Africa
4	Portion 0 of K41 No. 16715	534, 3937 ha	T31007/1995	RSA

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 584 OF 2018**

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

Notice is hereby given that by virtue of an court order dated 30 October 2015 granted by the Land Claims court of South Africa in case LCC 114/2007, 116/2007, 117/2007, 88/2014,91/2014,116/2014, 163/2014, 162/2014, 163/2014, 164/2014;165/2014 and 166/2014, the properties described in the schedule attached to Notice 251 of 2005 published in the Government Gazette No. 27268 dated 18 February 2005 , Notice 749 of 2014 published in Government Gazette Notice No.37958 dated 5 September 2014,Gazette Notice No. 895 of 2009 dated 19 June 2009 (No. 32321), Gazette Notice No. 1206 of 2013 dated 13 December 2013 (No. 37123) are with effect from date of the order no longer subject to any land claim by the claimants whose claims were adjudicated by the court under the said case numbers and all the properties listed in the schedule attached hereto are since 30 October 2015 are being withdrawn from the initial notices in terms of Section 11 A (4) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994), with the exception of all the properties that were awarded to the claimants and acquired by the State.

Property	:	see attached schedule
Extent of property	:	see attached schedule
Magisterial District	:	Camperdown
Administrative District:	:	KwaZulu - Natal
Current Title Deed No.	:	see attached schedule
Current Owner	:	see attached schedule
Claimant	:	M. J. Mkhize, on behalf of the Masibuyele Emakhaya Community
Date claim lodged	:	30 December 1998
Reference number	:	KRN6/2/2/E/4/0/0/20

The Regional Land Claims Commissioner: KwaZulu-Natal
Private Bag X9120
Pietermaritzburg 3200

Tel: (033) 355 - 8400
Fax: (033) 342 - 3409

MR HARRY LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

SCHEDULE

NO.	PROPERTY DESCRIPTION	EXTENT	CURRENT TITLE DEED NO.	CURRENT OWNER	BONDS & RESTRICTIVE CONDITIONS (INTERDICTS)
1	Remainder of Portion 1 of the farm Klipspruit No.932	161,1358 ha	T4890/1967	Roseleigh Estate cc	K790/1997s
2	The Remainder of the farm Klipspruit No.932	140,0079 ha	T8292/1996	Robert Gurney Family Trust-Trustees	B9536/1996 K1048/1997s K1569/1984s
3	Remainder of Portion 3 of the farm Stertriemfontein No. 1342	203,4113 ha	T9937/1971	Neil Garnete Hampson	B8424/1984 K645/1995s
4	Portion 2 of the farm Begrvliet No. 1197	60,6947 ha	T30049/1989	Neil Garnete Hampson	B32997/1989 B32998/1989 B33164/2000 K370/1991s K645/1995s
5	Portion 16 of the farm Java Heights No.1793	1,3289 ha	T30049/1989	Neil Garnete Hampson	B32997/1989 B32998/4989 B33164/2000
6	The Farm Dering No. 16664	911,8713 ha	T18168/1995	Dering (Pty) Ltd	K410/2003s K457/1996s
7	Remainder of Portion 2 of farm Fairfield No. 1809	395,4794 ha	T23312/1987	Ian Wildish Hampson	B12340/1990 B16040/2004 B23450/1990 B28961/1993 K996/1995s
8	Portion 5 of the farm Fairfield No. 1809	68,0195 ha	T23312/1987	Ian Wildish Hampson	B12340/1990 B16040/2004 B23450/1990 B28961/1993 K996/1995s

NO.	PROPERTY DESCRIPTION	EXTENT	CURRENT TITLE DEED NO.	CURRENT OWNER	BONDS & RESTRICTIVE CONDITIONS (INTERDICTS)
					VA 213/1990 -23312-198
9	Portion 31 of the farm Sweethome No. 1060	96,0656 ha	T2608/1984	Franco Muraro	B11003/1994 B24437/1984 B26380/1994 B4971/1989 K640/1995s
10	Portion 1 of the farm Bergvliet No 1197	80,8362 ha	T2732/1996	Gonlag Family Trust - Trustees	B9192/2000 K1041/1997s K783/1969s
11	Portion 1 of the farm Virginia No. 17425	364, 7704 ha	T57134/2002	Virginia Trust-Trustees	B33826/2002 B39854/2004 K3215/2002s
12	Remainder of the farm Straatfeildsaye No. 1392	26,4750 ha	T37084/1993	T R I K Inv cc	I-8016/1991AT-2184/9 K1232/1987s K566/1981s
13	Portion 5 of the farm Diepkloof No. 12692	121,3676 ha	T7942/1996	Grant Smith Family Trust - Trustees	B22822/1998 B25578/1997 B29582/2004 B9152/1996
14	Portion 17 of the farm Java Heights No.1793	81,1479 ha	T34116/1994	Bryan's Seedlings	B42442/1994 K969/1995s
15	Remainder of Portion 5 of the Farm Stertriefontein No. 1342	9,0295 ha	T8790/1994	Dunera Inv cc	B12880/1994 K1007/1995s

NO.	PROPERTY DESCRIPTION	EXTENT	CURRENT TITLE DEED NO.	CURRENT OWNER	BONDS & RESTRICTIVE CONDITIONS (INTERDICTS)
16	Remainder of Portion 7 of the Farm Stettriefontein No. 1342	51,8504 ha	T8790/1994	Dunera Inv cc	B12880/1994 K1007/1995s
17	Remainder of Portion 44 of the farm Weltevreeden No. 988	28,6566 ha	T42711/2001	Hope Valley Properties (Pty) Ltd	I-8046/1994C-24/10/1 B25679/2001 K1083/2002s K381/2003s K540/1995s K938/1994s
18	Portion 45 of the farm Weltevreeden No.988	40,4686 ha	T27240/1988	Anoet Beleggings cc	I-8046/1994C-24/10/1 B32650/1988 K1545/2002s K938/1994s VA1343/2002
19	Portion 25 of the farm Strathfieldsaye No. 1392				

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 585 OF 2018**

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) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	Remainder of Portion 4 of the farm Petrus Stroom No. 954
Extent of property	:	294, 5614 ha
Magisterial District	:	Lions River
Administrative District	:	KwaZulu-Natal
Current Title Deed No.	:	T12159/1993
Current Owner	:	Robin James Fowler
Bonds & Restrictive Conditions (Interdicts)	:	None
Claimant	:	Agnes Ndlanzi
Date claim lodged	:	22 December 1998
Reference number	:	KRN6/2/2/E/19/0/0/45

Any party/parties who have an interest in the above-mentioned properties is hereby invited to submit, within **30 days** from the date of publication of this notice, any representations and/ or information which shall assist the Commissioner in proving or disproving this claim.

Should no information and/ or representations from the affected party/ parties be forthcoming within the stipulated period, the affected party/parties shall be *ipso facto* barred from further doing so and the Commission shall continue with the subsequent processes towards completion of the investigation.

Any comments and information should be submitted to:

The Regional Land Claims Commissioner: KwaZulu-Natal
Private Bag X9120
Pietermaritzburg 3200

Tel: (033) 355 - 8400
Fax: (033) 342 - 3409

Submissions may also be delivered to Second Floor, African Life Building, 200 Church Street, Pietermaritzburg.

LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 586 OF 2018**

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) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	see attached schedule
Magisterial District	:	Durban Metro
Administrative District	:	KwaZulu-Natal
Claimant	:	see attached schedule
Date claim lodged	:	see attached schedule
Reference number	:	see attached schedule

Any party/parties who have an interest in the above-mentioned properties is hereby invited to submit, within **30 days** from the date of publication of this notice, any representations and/ or information which shall assist the Commissioner in proving or disproving this claim.

Should no information and/ or representations from the affected party/ parties be forthcoming within the stipulated period, the affected party/parties shall be *ipso facto* barred from further doing so and the Commission shall continue with the subsequent processes towards completion of the investigation.

Any comments and information should be submitted to:

The Regional Land Claims Commissioner: KwaZulu-Natal
Private Bag X9120
Pietermaritzburg 3200

Tel: (033) 355 - 8400
Fax: (033) 342 - 3409

Submissions may also be delivered to Second Floor, African Life Building, 200 Church Street, Pietermaritzburg.

LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

SCHEDULE

NO.	REFERENC/E NUMBER	NAME OF CLAIMANT	PROPERTY DESCRIPTION	LODGMET DATE
1	KRN6/2/3/E/8/12/1925/236	Sanjay Lorick	That portion of Durban commonly known as 31 Richmond Road, Northdene	17 May 1995
2	KRN6/2/3/E/8/17/2373/16	Fanyana Frank Mngadi	That portion of Durban commonly known as Buffesdraai	19 May 1997
3	KRN6/2/3/E/8/17/2717/6	Virginia Busisiwe Khanyile	That portion of Durban commonly known as 11 Avoca Road	11 June 1995
4	KRN6/2/3/E/8/17/2722/275	Kulekani Israel Ndlovu	That portion of Durban commonly known as 30 Prospect Road, Umbilo	31 December 1998
5	KRN6/2/3/E/8/17/18/51	Mavis Mdlalose	That portion of Durban commonly known as 16 Grantham Place, Stamford Hill	15 December 1998
6	KRN6/2/3/E/8/17/18/106	Mahomed Nagib Osman Hassim	That portion of Durban commonly known as 156 North Street, Greyville	15 December 1998
7	KRN6/2/3/E/8/17/18/125	Muhammad Saeed Abdool Hack Omarjee	That portion of Durban commonly known as 43A North Street, Greyville	30 November 1998
8	KRN6/2/3/E/8/17/18/217	Chinsamy Moodley	That portion of Durban commonly known as 94 May Street, Greyville	30 December 1998
9	KRN6/2/3/E/8/17/18/223	Salatchy Chetty	That portion of Durban commonly known as 145 First Avenue, Greyville	30 November 1998
10	KRN6/2/3/E/8/17/18/228	Harripershad Motilal	That portion of Durban commonly known as 5 May Street, Greyville	10 April 1996
11	KRN6/2/3/E/8/17/18/250	Goolam Hoosen Moola	That portion of Durban commonly known as 156 Mountain View Road	13 March 1998
12	KRN6/2/3/E/8/17/18/258	Suleman Ebrahim Dala	That portion of Durban commonly known as 116 May Street	30 November 1998
13	KRN6/2/3/E/8/17/1637/18	Gugu Cecilia Simamane	That portion of Durban commonly known as Newlands	12 July 1996
14	KRN6/2/3/E/8/17/1637/57	Patrick Thulani Lembethe	That portion of Durban commonly known as 2642 Newlands	24 July 1996
15	KRN6/2/3/E/8/17/1637/65	Donald Mthembu	That portion of Durban commonly known as 11 Avoca Road, Avoca	30 December 1998
16	KRN6/2/3/E/8/17/1637/67	Zibetshelwa Simon Mithethwa	That portion of Durban commonly known as Shack No. 8, Newlands	22 July 1996
17	KRN6/2/3/E/8/17/1637/68	Elijah Ndwandwe	That portion of Durban commonly known as 2682 Newlands	30 December 1998
18	KRN6/2/3/E/8/17/1637/72	Thulisile Esther Sithole	That portion of Durban commonly known as 359 Newlands	20 December 1998
19	KRN6/2/3/E/8/17/1637/79	Ntando Ntombikile Thwala	That portion of Durban commonly known as 426 Newlands	30 December 1998
20	KRN6/2/3/E/8/17/1637/80	Dennis Ben Zuma	That portion of Durban commonly known as 104 Newlands	30 December 1998
21	KRN6/2/3/E/8/17/1637/81	Maggie Mkhize	That portion of Durban commonly known as 379 Newlands	24 November 1998
22	KRN6/2/3/E/8/17/1637/107	Anna Nzama	That portion of Durban commonly known as 274 Newlands	31 December 1998

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 587 OF 2018**

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) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	certain portions of Hazelmere Dam as per attached schedule
Extent of property	:	see attached schedule
Magisterial District	:	Inanda
Administrative District:	:	KwaZulu-Natal
Claimant	:	Mzofayo Canute Nene on behalf of the Kwanjanduna Community
Date claim lodged	:	30 December 1998
Reference number	:	KRN6/2/2/E/14/0/0/53

Any party/parties who have an interest in the above-mentioned properties is hereby invited to submit, within **30 days** from the date of publication of this notice, any representations and/ or information which shall assist the Commissioner in proving or disproving this claim.

Should no information and/ or representations from the affected party/ parties be forthcoming within the stipulated period, the affected party/parties shall be *ipso facto* barred from further doing so and the Commission shall continue with the subsequent processes towards completion of the investigation.

Any comments and information should be submitted to:

The Regional Land Claims Commissioner: KwaZulu-Natal
Private Bag X9120
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Fax: (033) 342 - 3409

Submissions may also be delivered to Second Floor, African Life Building, 200 Church Street, Pietermaritzburg.

**LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:**

SCHEDULE

NO.	PROPERTY DESCRIPTION	EXTENT
1	Portion 1 of the farm Cotton Lands No. 1575	2, 2430 ha
2	Portion 2 of the farm Cotton Lands No. 1575	3, 1999 ha
3	Portion 3 of the farm Cotton Lands No. 1575	6, 3968 ha
4	Portion 6 of the farm Cotton Lands No. 1575	8, 8916 ha
5	Portion 255 of the farm Cotton Lands No. 1575	3, 3923 ha
6	Portion 570 of the farm Cotton Lands No. 1575	2, 5601 ha
7	Portion 571 of the farm Cotton Lands No. 1575	1, 5380 ha
8	Portion 642 of the farm Cotton Lands No. 1575	2, 4155 ha
9	Portion 870 of the farm Cotton Lands No. 1575	4, 3471 ha
10	Portion 894 of the farm Cotton Lands No. 1575	1, 4864 ha
11	Portion 902 of the farm Cotton Lands No. 1575	5, 7792 ha
12	Portion 921 of the farm Cotton Lands No. 1575	2, 8601 ha
13	Portion 1429 of the farm Cotton Lands No. 1575	1, 9222 ha
14	Portion 1430 of the farm Cotton Lands No. 1575	0, 8346 ha
15	Portion 1431 of the farm Cotton Lands No. 1575	0, 8549 ha
16	Portion 1432 of the farm Cotton Lands No. 1575	1, 4796 ha
17	Portion 1433 of the farm Cotton Lands No. 1575	1, 0445 ha
18	Portion 1435 of the farm Cotton Lands No. 1575	1, 0117 ha
19	Portion 1438 of the farm Cotton Lands No. 1575	1, 2141 ha
20	Portion 1439 of the farm Cotton Lands No. 1575	1, 3203 ha
21	Portion 1440 of the farm Cotton Lands No. 1575	1, 2773 ha
22	Portion 1441 of the farm Cotton Lands No. 1575	0, 9915 ha
23	Portion 1444 of the farm Cotton Lands No. 1575	2, 4407 ha
24	Portion 1445 of the farm Cotton Lands No. 1575	0, 7689 ha
25	Portion 1446 of the farm Cotton Lands No. 1575	8, 9233 ha
26	Portion 1447 of the farm Cotton Lands No. 1575	18, 4739 ha
27	Portion 1818 of the farm Cotton Lands No. 1575	4, 4310 ha
28	Portion 1819 of the farm Cotton Lands No. 1575	1, 9557 ha
29	Portion 1820 of the farm Cotton Lands No. 1575	1, 9404 ha
30	Portion 1821 of the farm Cotton Lands No. 1575	2, 5601 ha
31	Portion 1822 of the farm Cotton Lands No. 1575	2, 5089 ha
32	Portion 1823 of the farm Cotton Lands No. 1575	2, 5800 ha
33	Portion 1824 of the farm Cotton Lands No. 1575	2, 5605 ha
34	Portion 1825 of the farm Cotton Lands No. 1575	3, 5285 ha
35	Portion 1826 of the farm Cotton Lands No. 1575	3, 1888 ha
36	Portion 1827 of the farm Cotton Lands No. 1575	4, 3881 ha
37	Portion 1828 of the farm Cotton Lands No. 1575	3, 7705 ha
38	Portion 1829 of the farm Cotton Lands No. 1575	4, 2396 ha
39	Portion 1832 of the farm Cotton Lands No. 1575	7, 2958 ha
40	Portion 1833 of the farm Cotton Lands No. 1575	3, 7466 ha
41	Portion 1834 of the farm Cotton Lands No. 1575	4, 9081 ha
42	Portion 1837 of the farm Cotton Lands No. 1575	10, 8516 ha
43	Portion 1903 of the farm Cotton Lands No. 1575	1, 9404 ha
44	Portion 2141 of the farm Cotton Lands No. 1575	2, 2535 ha

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 588 OF 2018**

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

Notice is hereby given that by virtue of an court order dated 30 October 2015 granted by the Land Claims court of South Africa in case LCC 114/2007, 116/2007, 117/2007, 88/2014,91/2014,116/2014, 163/2014, 162/2014, 163/2014, 164/2014;165/2014 and 166/2014, the properties described in the schedule attached to Notice 251 of 2005 published in the Government Gazette No. 27268 dated 18 February 2005 , Notice 749 of 2014 published in Government Gazette Notice No.37958 dated 5 September 2014,Gazette Notice No. 895 of 2009 dated 19 June 2009 (No. 32321), Gazette Notice No. 1206 of 2013 dated 13 December 2013 (No. 37123) are with effect from date of the order no longer subject to any land claim by the claimants whose claims were adjudicated by the court under the said case numbers and all the properties listed in the schedule attached hereto are since 30 October 2015 are being withdrawn from the initial notices in terms of Section 11 A (4) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994), with the exception of all the properties that were awarded to the claimants and acquired by the State.

Property	:	see attached schedule
Extent of property	:	see attached schedule
Magisterial District	:	Camperdown
Administrative District:	:	KwaZulu - Natal
Current Title Deed No.	:	see attached schedule
Current Owner	:	see attached schedule
Claimant	:	Funukubekwa Zungu, on behalf of the Nkumbuleni Community
Date claim lodged	:	30 December 1998
Reference number	:	KRN6/2/2/E/4/0/0/48

The Regional Land Claims Commissioner: KwaZulu-Natal
Private Bag X9120
Pietermaritzburg 3200

Tel: (033) 355 - 8400
Fax: (033) 342 - 3409

MR HARRY LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

SCHEDULE

NO.	PROPERTY DESCRIPTION	EXTENT	CURRENT TITLE DEED NO.	CURRENT OWNER	BONDS & RESTRICTIVE CONDITIONS (INTERDICTS)
1	Portion 12 of the farm Leeuw Poort No. 1120	34,9762 ha	T19731/1998	Thornlea Farming cc	B21327/2001 K30/1990s K448/1995S VA684/2003 VA683/2003
2	Portion 3 (a Portion of Portion 1) of the farm Tala No. 13731	308,2409 ha	T9980/1198	Tala Valley Citrus Estate (Pty) Ltd	B31186/2000
3	Portion 1 of the farm Tala No. 16135 : and	70,0618 ha	T14519/2004	Ima Props 25 cc	B12688/2004
4	Remainder Portion 12 of Portion 3 of the farm Crookes No. 15723	10,3552 ha	T49089/2004	CNC Systems cc	B42299/2004 K17/1998s K545/1999s

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 589 OF 2018**

GENERAL NOTICE IN TERMS OF SECTION 11 (A) (2) OF THE RESTITUTION OF LAND RIGHTS ACT, NO 22 OF 1994

WHEREAS a land claim was lodged by M. G. Zuma on behalf of the Okhukho Tribe, which claim was published in terms of Section 11 (1) of the Restitution of Land Rights Act, No 22 of 1994 (as amended), herein referred to as the Act.

NOW THEREFORE NOTICE is hereby given in terms of section 11(A) (2) of the Act that at the expiry of **thirty (30) days** from the date of the publication of this notice in the Government Gazette, the notice of the claim previously published under the terms of section 11 (1) of the Act under Notice No. 1755 of 2005 published in Government Gazette No. 28038 dated 23 September 2005, will be amended to correct an error in the property description and replace it with the property referred to below, unless cause to the contrary is shown to the satisfaction of the Regional Land Claims Commissioner.

The details for amending Notice No. 1755 of 2005 published in Gazette No. 28038 dated 23 September 2005, include the following:

Reference No.	:	KRN6/2/2/E/23/0/0/3
Claimant	:	M. G. Zuma on behalf of the Okhukho Tribe
Property Description	:	Portion 11 of the farm Game Reserve No. 17434
Extent	:	13 505, 7528 ha
Owner	:	Republic of South Africa (unregistered state land)

Any party who may have an interest in the above mentioned land claim is hereby invited to make representations, within 30 days from the publication of this notice, as to show cause why the claim should not be amended in terms of Section 11 (A) (4) of the Act to correct an error in the property description and replace it with the property referred to above.

The representations must be forwarded to:

The Regional Land Claims Commissioner: KwaZulu-Natal
Private Bag X9120
Pietermaritzburg 3200

Tel: (033) 355-8400
Fax: (033) 342-3409

Submissions may also be delivered to African Life Building, Second Floor, 200 Church Street, Pietermaritzburg 3201.

LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU-NATAL
DATE:

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 590 OF 2018**

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) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	Portion 0 (remaining extent) of the farm Lily Fontein No. 2106
Extent of property	:	607, 8384 ha
Magisterial District	:	Msinga
Administrative District	:	KwaZulu-Natal
Current Title Deed No.	:	T18040/2011
Current Owner	:	National Government of the Republic of South Africa
Bonds & Restrictive Conditions (Interdicts)	:	None
Claimant	:	Mbangiswa Thusi
Date claim lodged	:	18 December 1998
Reference number	:	KRN6/2/2/E/26/0/0/10

Any party/parties who have an interest in the above-mentioned properties is hereby invited to submit, within **30 days** from the date of publication of this notice, any representations and/ or information which shall assist the Commissioner in proving or disproving this claim.

Should no information and/ or representations from the affected party/ parties be forthcoming within the stipulated period, the affected party/parties shall be *ipso facto* barred from further doing so and the Commission shall continue with the subsequent processes towards completion of the investigation.

Any comments and information should be submitted to:

The Regional Land Claims Commissioner: KwaZulu-Natal
Private Bag X9120
Pietermaritzburg 3200

Tel: (033) 355 - 8400
Fax: (033) 342 - 3409

Submissions may also be delivered to Second Floor, African Life Building, 200 Church Street, Pietermaritzburg.

LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 591 OF 2018**

**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. This claim for the restitution of land rights has been submitted to the Regional Land Claims Commissioner for the Western Cape. The particulars regarding this claim is as follows:

Project Name : Emmanuel Congregational Church Worcester (J408)
 Number of Claims : 1
 Areas : Worcester
 Properties : Erf 4031
 Type : Ownership
 Date submitted : 24 September 1997
 Current Owner : Jomar Trust
 Option : Finance

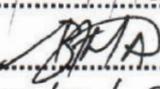
No.	Ref No.	Surname & Initial	Identity Number	Property Description	Area	Extent	Dispossessed Person
1.	J408	E.G Marthinus	4710225116086	Erf 4031	Worcester	1976m ²	Emmanuel Congregational Church

The Regional Land Claims Commission will investigate this claim in terms of provisions of the Act in due course. Any party who has an interest in the above-mentioned land is hereby invited to submit, within 14 days from the publication of this notice, any comments / information to:

The Regional Land Claims Commission: Western Cape
 Private Bag X9163
 Cape Town
 8000
 Tel: 021*486-7400
 Fax: 021*424-5146
 Mr. L.H. Maphutha
 Regional Land Claims Commissioner

APPROVED 

DATE 2014/09/13

CHECKED 

DATE 07/9/2018

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 592 OF 2018**

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. This is a claim for the restitution of land rights submitted to the Regional Land Claims Commissioner for the Western Cape. The particulars regarding this claim are as follows:

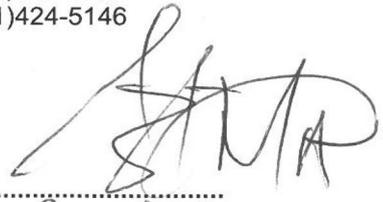
Claimant : David Manual
Dispossessed person : Edwin Manual
Type of claim : Tenancy
Area : Bishopscourt
Properties : As listed below
Date Submitted : 15 September 1998

REF NO	CLAIMANT	PROPERTY DESCRIPTION	CURRENT OWNERS
KRK6/2/3/A/1/0/9 574/26/M3	D.Manual	Erf 242 Bishopscourt, City of Cape Town	National Government of the Republic of South Africa

The Regional Land Claims Commission will investigate this claim in terms of provisions of the Act in due course. Any party who has an interest in the above-mentioned land is hereby invited to submit, within 60 days from the publication of this notice, any comments / information to:

The Regional Land Claims Commission: Western Cape
 Private Bag X9163
 Cape Town
 8000

Tel: (021)409-0300
 Fax: (021)424-5146

CHECKED.....


DATE.....
 8/8/18

APPROVED.....
 8/8/18

DATE.....


Mr. L.H Maphutha
 Regional Land Claims Commissioner

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 593 OF 2018**

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(4) of the Restitution of Land Rights Act, 1994 (Act No.22 of 1994) as amended.

Reference Number : KRK6/2/3A/1/10/26/76/52 (M1115)

Dispossessed Party : Mr. Samuel Madliwa Magubane

Claimant : Mr. Ndumiso Lesley Mncwabe

Property Description : Erf 46437 Cape Town at Rondebosch, City of Cape Town

Extent : 3679m²

Capacity : Tenancy

Date of occupation : 1920

Date of Dispossession : 1958

Current Owners : Current Owner's details not available

Date Submitted : 8 October 1998

The Regional Land Claims Commission investigated this claim in terms of provisions of the Act. Any party who has an interest in the above-mentioned land is hereby invited to submit, within 60 days from the publication of this notice, any comments / information to: The Regional Land Claims Commission: Western Cape, Private Bag X9163, Cape Town, 8000, Tel no: (021) 4090300 and Fax no: (021) 424-5146

Mr. L. H. Maphutha
Regional Land Claims Commissioner

APPROVED

DATE 2018/09/29

CHECKED.....

DATE 24/7/2018

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM

NOTICE 594 OF 2018

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(4) of the Restitution of Land Rights Act, 1994 (Act No.22 of 1994) as amended.

Reference Number : KRK6/2/3A/1/10/26/76/52 (M1416)

Dispossessed Parties : Estate of the Late Ebrahim Abdoolla Parker

Claimant : Mr. Zulwina Mookrey

Property Description : Erf 11143 Woodstock and Rem. Erf 11160 Woodstock, City of Cape Town

Erf 11160 Woodstock is consolidated into Erf 14849 Woodstock, City of Cape Town

Extent : 53m² and 190m²

Capacity : Ownership

Deed of Acquisition : T6523/1962

Deed of Dispossession : T6524/1962 and 22449/1966

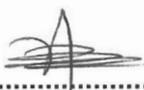
Current Owners : **City of Cape Town (Erf 11143 Woodstock)**

Panache Property PTY LTD (Erf 14849 Woodstock)

Date Submitted : 29 December 1998

The Regional Land Claims Commission investigated this claim in terms of provisions of the Act. Any party who has an interest in the above-mentioned land is hereby invited to submit, within 60 days from the publication of this notice, any comments / information to: The Regional Land Claims Commission: Western Cape, Private Bag X9163, Cape Town, 8000, Tel no: (021) 4090300 and Fax no: (021) 424-5146

Mr. L. H. Maphutha
Regional Land Claims Commissioner

APPROVED 

DATE 2018/09/25

CHECKED..... 

DATE..... 18/7/2018

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 595 OF 2018**

GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT 1994, (ACT No. 22 OF 1994) AS AMENDED.

Notice is hereby given in terms of Section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994), as amended. These claims for the restitution of land rights have been submitted to the Regional Land Claims Commissioner for the Western Cape. The particulars regarding this claim are as follows:

Project Name : Solomons and Sodoms Families
Number of Claims : 02
Area : Claremont, City of Cape Town, Western Cape
Type of Claim : Tenancy
Property : As listed below

Ref. number	Claimant	Lodgement date	Property description	Current owner(s)
S826	Renessa Solomons	30 December 1998	Erf.No. 58066, Cape Town at Claremont.	Molloy Sean Patrick and Molloy Judith
S849	Achmat Sodoms	30 December 1998	Formerly Lot No. 7 of Lots 1,2,3,7,8,9 Block B now described as Erf 53498, Cape Town at Claremont.	Abrey Desiree Elma

The Regional Land Claims Commission will investigate this claim in terms of provisions of the Act in due course. Any party who has an interest in the above-mentioned land is hereby invited to submit, within 60 days from the publication of this notice, any comments/ information to:

The Regional Land Claims Commission: Western Cape
 Private Bag X9163
 Cape Town
 8000

Tel: (021) 409-0300
 Fax: (021) 424-5146

CHECKED.....

DATE..... 22/5/2018

APPROVED.....

DATE 20/09/05

Mr. L.H Maphutha
 Regional Land Claims Commissioner

SOUTH AFRICAN RESERVE BANK
NOTICE 596 OF 2018
Notice and Order of Forfeiture

Notice of Forfeiture to the State of money in terms of the provisions of Regulation 22B of the Regulations ("the Exchange Control Regulations") made under Section 9 of the Currency and Exchanges Act, 1933 (Act No. 9 of 1933), as amended, as promulgated by Government Notice No. R.1111 of 1961-12-01 in respect of the money of:

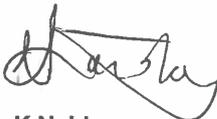
Komanani Import and Export Close Corporation (the 'Respondent')
(Registration number: 2009/138501/23)

of:

29 Geranium Avenue
Lenasia
Johannesburg
1827

Be pleased to take notice that:

1. The Minister of Finance has, by virtue of the provisions of Regulation 22E of the Exchange Control Regulations delegated all the functions and/or powers conferred upon the Treasury by the provisions of the Exchange Control Regulations [with the exception of the functions and/or powers conferred upon the Treasury by Regulations 3(5) and (8), 20 and 22, but which exception does not include the functions and/or powers under Exchange Control Regulations 22A, 22B, 22C and 22D], and assigned the duties imposed thereunder on the Treasury, to, *inter alia*, the Governor or the Deputy Governor of the South African Reserve Bank.
2. By virtue of the functions, powers and/or duties vested in me, in my capacity as the Deputy Governor of the South African Reserve Bank, in terms of the delegation and assignment of the functions, powers and/or duties referred to in 1 above, I hereby give notice of a decision to forfeit to the State the following money and I hereby declare and order forfeit to the State the following money, namely:
 - 2.1 the amount of R5 874 632.14 being capital standing to the credit of the Respondent, in account number 62569655510, held with FirstRand Bank Limited, together with any interest thereon and/or other accrual thereto.
3. The date upon which the money specified in 2 above is hereby forfeited to the State is the date upon which this Notice of Forfeiture is published in this Gazette.
4. The money specified in 2 above shall be disposed of by deposit thereof to the National Revenue Fund.
5. This Notice also constitutes a written order, as contemplated in Regulation 22B of the Exchange Control Regulations, in terms of which the money specified in 2 above is hereby forfeited to the State.
6. Signed at Pretoria on this 13 day of SEPTEMBER 2018.



K Naidoo
Deputy Governor
South African Reserve Bank

SOUTH AFRICAN RESERVE BANK**NOTICE 597 OF 2018****Notice and Order of Forfeiture**

Notice of Forfeiture to the State of money in terms of the provisions of Regulation 22B of the Regulations ("the Exchange Control Regulations") made under Section 9 of the Currency and Exchanges Act, 1933 (Act No. 9 of 1933), as amended, as promulgated by Government Notice No. R.1111 of 1961-12-01 in respect of the money of:

Emmanuel Okeoghene Imodo
(Passport number A05607702)

of:

650 Greenstone Ridge
Stoneridge Drive
Greenstone Hill
Edenvale
1609

Be pleased to take notice that:

1. The Minister of Finance has, by virtue of the provisions of Regulation 22E of the Exchange Control Regulations delegated all the functions and/or powers conferred upon the Treasury by the provisions of the Exchange Control Regulations [with the exception of the functions and/or powers conferred upon the Treasury by Regulations 3(5) and (8), 20 and 22, but which exception does not include the functions and/or powers under Exchange Control Regulations 22A, 22B, 22C and 22D], and assigned the duties imposed thereunder on the Treasury, to, *inter alia*, the Governor or the Deputy Governor of the South African Reserve Bank.
2. By virtue of the functions, powers and/or duties vested in me, in my capacity as the Deputy Governor of the South African Reserve Bank, in terms of the delegation and assignment of the functions, powers and/or duties referred to in 1 above, I hereby give notice of a decision to forfeit to the State the following money and I hereby declare and order forfeit to the State the following money, namely:
 - 2.1 the amount of R249 925,86 being capital standing to the credit of the Respondent, in account number 5989884001, held with Bidvest Bank Limited, together with any interest thereon and/or other accrual thereto.
3. The date upon which the money specified in 2 above is hereby forfeited to the State is the date upon which this Notice of Forfeiture is published in this Gazette.
4. The money specified in 2 above shall be disposed of by deposit thereof to the National Revenue Fund.
5. This Notice also constitutes a written order, as contemplated in Regulation 22B of the Exchange Control Regulations, in terms of which the money specified in 2 above is hereby forfeited to the State.
6. Signed at Pretoria on this 12 day of SEPTEMBER 2018



K Naidoo
Deputy Governor
South African Reserve Bank

SOUTH AFRICAN RESERVE BANK**NOTICE 598 OF 2018****Notice and Order of Forfeiture**

Notice of Forfeiture to the State of money in terms of the provisions of Regulation 22B of the Regulations ("the Exchange Control Regulations") made under Section 9 of the Currency and Exchanges Act, 1933 (Act No. 9 of 1933), as amended, as promulgated by Government Notice No. R.1111 of 1961-12-01 in respect of the money of:

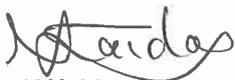
Mr Lintao He (the 'Respondent')
(Passport number E66296728)

of:

184 Queen Street
Burma
Johannesburg
2198

Be pleased to take notice that:

1. The Minister of Finance has, by virtue of the provisions of Regulation 22E of the Exchange Control Regulations delegated all the functions and/or powers conferred upon the Treasury by the provisions of the Exchange Control Regulations [with the exception of the functions and/or powers conferred upon the Treasury by Regulations 3(5) and (8), 20 and 22, but which exception does not include the functions and/or powers under Exchange Control Regulations 22A, 22B, 22C and 22D], and assigned the duties imposed thereunder on the Treasury, to, *inter alia*, the Governor or the Deputy Governor of the South African Reserve Bank.
2. By virtue of the functions, powers and/or duties vested in me, in my capacity as the Deputy Governor of the South African Reserve Bank, in terms of the delegation and assignment of the functions, powers and/or duties referred to in 1 above, I hereby give notice of a decision to forfeit to the State the following money and I hereby declare and order forfeit to the State the following money, namely:
 - 2.1 the amount of R137 374 being capital standing to the credit of the Respondent, in account number 62608883519, held with FirstRand Bank Limited.
3. The date upon which the money specified in 2 above is hereby forfeited to the State is the date upon which this Notice of Forfeiture is published in this Gazette.
4. The money specified in 2 above shall be disposed of by deposit thereof to the National Revenue Fund.
5. This Notice also constitutes a written order, as contemplated in Regulation 22B of the Exchange Control Regulations, in terms of which the money specified in 2 above is hereby forfeited to the State.
6. Signed at Pretoria on this 13 day of SEPTEMBER 2018.



K Naidoo
Deputy Governor
South African Reserve Bank

SOUTH AFRICAN RESERVE BANK
NOTICE 599 OF 2018
Notice and Order of Forfeiture

Notice of Forfeiture to the State of money in terms of the provisions of Exchange Control Regulation 22B made under Section 9 of the Currency and Exchanges Act, 1933 (Act No. 9 of 1933), as amended, as promulgated by Government Notice No. R.1111 of 1961-12-01 in respect of the money of:

Richard Mubiru
(Identity number 7607195844183)

of:

20 Loch Gardens
Driehoek Road
Germiston
1401

Be pleased to take notice that:

1. The Minister of Finance has, by virtue of the provisions of Exchange Control Regulation 22E delegated all the functions and/or powers conferred upon the Treasury by the provisions of the Exchange Control Regulations [with the exception of the functions and/or powers conferred upon the Treasury by Exchange Control Regulations 3(5) and (8), 20 and 22, but which exception does not include the functions and/or powers under Exchange Control Regulations 22A, 22B, 22C and 22D], and assigned the duties imposed thereunder on the Treasury, to, *inter alia*, the Governor or the Deputy Governor of the South African Reserve Bank.
2. By virtue of the functions, powers and/or duties vested in me, in my capacity as the Deputy Governor of the South African Reserve Bank, in terms of the delegation and assignment of the functions, powers and/or duties referred to in 1 above, I hereby give notice of a decision to forfeit to the State the following money and I hereby declare and order forfeit to the State the following money, namely:
 - 2.1 the amount of R19 610.20 being capital standing to the credit of Richard Mubiru, in account number 62619742431, held with Firstrand Bank Limited, together with any interest thereon and/or other accrual thereto.
 - 2.2 the amount of R83 809.53 being capital standing to the credit of Richard Mubiru, in account number 62492606664, held with Firstrand Bank Limited, together with any interest thereon and/or other accrual thereto.
 - 2.3 the amount of R479 401.21 being capital standing to the credit of Richard Mubiru, in account number 62200890699, held with Firstrand Bank Limited, together with any interest thereon and/or other accrual thereto.
3. The date upon which the money specified in 2 above is hereby forfeited to the State is the date upon which this Notice of Forfeiture is published in this Gazette.
4. The money specified in 2 above shall be disposed of by deposit thereof to the National Revenue Fund.

5. This Notice also constitutes a written order, as contemplated in Exchange Control Regulation 22B, in terms of which the money specified in 2 above is hereby forfeited to the State.

6. Signed at Pretoria on this 13 day of SEPTEMBER 2018.



K Naidoo
Deputy Governor
South African Reserve Bank

STATISTICS SOUTH AFRICA
NOTICE 600 OF 2018

THE HEAD: STATISTICS SOUTH AFRICA notifies for general information that the Consumer Price Index is as follows:

Consumer Price Index, Rate (Base Dec 2017=100)

2018:

Rate: **August 2018 – 4,9**

**DEPARTMENT OF TRADE AND INDUSTRY
NOTICE 601 OF 2018**

INTERNATIONAL TRADE ADMINISTRATION COMMISSION

NOTICE OF INITIATION OF A SUNSET REVIEW OF THE ANTI-DUMPING DUTIES ON GARDEN PICKS, SPADES AND SHOVELS, RAKES AND FORKS ORIGINATING IN OR IMPORTED FROM THE PEOPLE'S REPUBLIC OF CHINA (PRC)

In accordance with the provisions in section 53.1 of the Anti-Dumping Regulations (ADR), any definitive anti-dumping duty shall be terminated on a date not later than five years from its imposition, unless the authorities determine, in a review initiated before that date on their own initiative or upon a duly substantiated request made by or on behalf of the domestic industry within a reasonable period of time prior to that date, that the expiry of the duty would be likely to lead to continuation or recurrence of dumping and material injury.

On 21 July 2017, the International Trade Administration Commission of South Africa (the Commission) notified the interested parties through Notice No. 546 of 2017 in Government Gazette No. 40998, that unless a substantiated request is made by the Southern African Customs Union (SACU) industry indicating that the expiry of the anti-dumping duties against imports of garden picks, spades and shovels, rakes and forks originating in or imported from the People's Republic of China (PRC) would likely lead to the continuation or recurrence of dumping and material injury, the anti-dumping duties on garden picks, spades and shovels, rakes and forks originating in or imported from the PRC will expire on 17 October 2018. A detailed response to the Commission's sunset review questionnaire was received from Ussher Inventions (Pty) Ltd (t/a Lasher Tools) on 17 April 2017.

THE APPLICANT

The application was lodged by Lasher Tools representing the SACU industry. Lasher Tools represents a major percentage by production volumes of the SACU producers for the subject products.

THE PRODUCT

The products allegedly being dumped are garden picks, spades and shovels, rakes and forks classifiable under tariff heading 8201.30.03, 8201.10.10, 8201.30.90 and 8201.90.20 respectively originating in or imported from the PRC.

THE ALLEGATION OF THE CONTINUATION OF DUMPING

The allegation of the continuation of dumping is based on the comparison between the normal values and the export prices in the PRC.

Normal value

The normal values were determined from a domestic price invoice sourced from a manufacturer of the subject product in the PRC.

Export price

The export prices for Shovels & spades, picks and forks were determined from the South African Revenue Service's (SARS) official import statistics.

The export price for rakes was determined based on an export price quotation obtained from a manufacturer of the subject product in the PRC. The basis for using the export price quotation was that the tariff subheading for rakes, 8201.30.90 includes other products and therefore would not be representative of the true imports for rakes, hence the use of the export price quotation.

On these basis, the Commission found that there was *prima facie* proof indicating that the expiry of the anti-dumping duties would likely lead to the continuation of dumping by the manufacturers of the subject products in the PRC.

THE ALLEGATION OF RECURRENCE OF MATERIAL INJURY

The applicant alleged and submitted evidence to indicate that the expiry of the anti-dumping duties would likely lead to the recurrence of material injury in the form of price undercutting; price suppression (picks); net losses; negative cash flow; decline in sales, employment, production volumes, market share, productivity (with the exception of rakes), growth; capacity utilisation and return on investment.

On this basis, the Commission found that there was *prima facie* proof indicating that the expiry of the anti-dumping duties would likely lead to the recurrence of material injury.

PERIOD OF INVESTIGATION

The period of investigation for dumping is from 01 July 2016 to 30 June 2017. The period of investigation for injury is from 01 July 2014 to 30 June 2017 and estimates should the anti-dumping duties be removed.

PROCEDURAL FRAMEWORK

Having decided that there is sufficient evidence and a *prima facie* case to justify the initiation of a sunset review investigation, the Commission has begun an investigation in terms of section 16 of the International Trade Administration Act, 2002 (the ITA Act). The Commission will conduct its investigation in accordance with the relevant sections of the ITA Act, and the Anti-Dumping Regulations of the International Trade Administration Commission of South Africa (ADR) giving due regard to the World Trade Organisation Agreement on Implementation of Article VI of the GATT 1994 (the Anti-Dumping Agreement). Both the ITA Act and the ADR are available on the Commission's website (www.itac.org.za) or from the Trade Remedies section, on request.

In order to obtain the information it deems necessary for its investigation, the Commission will send non-confidential versions of the application and questionnaires to all known importers and exporters, and known representative associations. The trade representative of the exporting country has also been notified. Importers and other interested parties are invited to contact the Commission as soon as possible in order to determine whether they have been listed and were furnished with the relevant documentation. If not, they should immediately ensure that they are sent copies. The questionnaire has to be completed and any other representations must be made within the time limit set out below.

CONFIDENTIAL INFORMATION

Please note that if any information is considered to be confidential then a non-confidential version of the information must be submitted for the public file, simultaneously with the confidential version. In submitting a non-confidential version the following rules are strictly applicable and parties must indicate:

- where confidential information has been omitted and the nature of such information;
- reasons for such confidentiality;
- a summary of the confidential information which permits a reasonable understanding of the substance of the confidential information; and
- in exceptional cases, where information is not susceptible to summary, reasons must be submitted to this effect.

This rule applies to all parties and to all correspondence with and submissions to the Commission, which unless indicated to be confidential and filed together with a non-confidential version, will be placed on the public file and be made available to other interested parties.

If a party considers that any document of another party, on which that party is submitting representations, does not comply with the above rules and that such deficiency affects that party's ability to make meaningful representations, the details of the deficiency and the reasons why that party's rights are so affected must be submitted to the Commission in writing forthwith (and at the latest 14 days prior to the date on which that party's submission is due). Failure to do so timeously will seriously hamper the proper administration of the investigation, and such party will not be able to subsequently claim an inability to make meaningful representations on the basis of the failure of such other party to meet the requirements.

Subsection 33(1) of the ITA Act provides that any person claiming confidentiality of information should identify whether such information is *confidential by nature* or is *otherwise confidential* and, any such claims must be supported by a written statement, in each case, setting out how the information satisfies the requirements of the claim to confidentiality. In the alternative, a sworn statement should be made setting out reasons why it is impossible to comply with these requirements.

Section 2.3 of the ADR provides as follows:

"The following list indicates "information that is by nature confidential" as per section 33(1)(a) of the Main Act, read with section 36 of the Promotion of Access to Information Act (Act 2 of 2000):

- (a) management accounts;*
- (b) financial accounts of a private company;*
- (c) actual and individual sales prices;*
- (d) actual costs, including cost of production and importation cost;*
- (e) actual sales volumes;*
- (f) individual sales prices;*

- (g) information, the release of which could have serious consequences for the person that provided such information; and*
- (h) information that would be of significant competitive advantage to a competitor; Provided that a party submitting such information indicates it to be confidential."*

PROCEDURES AND TIME LIMITS

The Senior Manager: Trade Remedies II, should receive all responses, including non-confidential copies of the responses, not later than 30 days from the date hereof, or from the date on which the letter accompanying the abovementioned questionnaire was received. The said letter shall be deemed to have been received seven days after the day of its dispatch.

Late submissions will not be accepted except with the prior written consent of the Commission. The Commission will give due consideration to written requests for an extension of not more than 14 days on good cause shown (properly motivated and substantiated), if received prior to the expiry of the original 30 day period. Merely citing insufficient time is not an acceptable reason for extension. Please note that the Commission will not consider requests for extension by the Embassy on behalf of exporters.

The information submitted by any party may need to be verified by the Investigating Officers in order for the Commission to take such information into consideration. The Commission may verify the information at the premises of the party submitting the information, within a short period after the submission of the information to the Commission. Parties should therefore ensure that the information submitted would subsequently be available for verification.

It is planned to do the verification of the information submitted by the exporters within three to five weeks subsequent to submission of the information. It should be noted that unavailability of, or inconvenience to consultants will not be considered to be good cause.

Parties should also ensure when they engage consultants that they will be available at the requisite times, to ensure compliance with the above time frames. Parties should also ensure that all the information requested in the applicable questionnaire is provided in the specified detail and format.

The questionnaires are designed to ensure that the Commission is provided with all the information required to make a determination in accordance with the rules of Anti-Dumping Agreement. The Commission may therefore refuse to verify information that is incomplete or does not comply with the format in the questionnaire, unless the Commission has agreed in writing to a deviation from the required format. Failure to submit an adequate non-confidential version of the response that complies with the rules set out above under the heading *Confidential Information* will be regarded as an incomplete submission.

Parties, who experience difficulty in furnishing the information required, or submitting in the format

required, are therefore urged to make written applications to the Commission at an early stage for permission to deviate from the questionnaire or provide the information in an alternative format that can satisfy the Commission's requirements. The Commission will give due consideration to such a request on good cause shown.

Any interested party may request an oral hearing at any stage of the investigation in accordance with Section 5 of the ADR, provided that the party indicates reasons for not relying on written submission only. The Commission may refuse an oral hearing if granting such hearing will unduly delay the finalisation of a determination.

Parties requesting an oral hearing shall provide the Commission with a detailed agenda for, and a detailed version, including a non-confidential version, of the information to be discussed at the oral hearing at the time of the request.

If the required information and arguments are not received in a satisfactory form within the time limit specified above, or if verification of the information cannot take place, the Commission may disregard the information submitted and make a finding on the basis of the facts available to it.

ADDRESS

The response to the questionnaire and any information regarding this matter and any arguments concerning the allegation of dumping and the resulting threat of material injury must be submitted in writing to the following address:

Physical address

The Senior Manager: Trade Remedies II
International Trade Administration Commission

Block E – The DTI Campus

77 Meintjies Street

SUNNYSIDE

PRETORIA

SOUTH AFRICA

Postal address

The Senior Manager

Trade Remedies II

Private Bag X753

PRETORIA

0001

SOUTH AFRICA

Enquiries may be directed to the investigating officers, Mr. Pfananani Rodney Muumba at +27 12 394 3689 or Ms. Portia Chuma at + 27 12 394 5848 or at fax number +27 12 394 0518.

DEPARTMENT OF TRADE AND INDUSTRY
NOTICE 602 OF 2018
INTERNATIONAL TRADE ADMINISTRATION COMMISSION
CUSTOMS TARIFF APPLICATIONS
LIST 07/2018

The International Trade Administration Commission (herein after referred to as ITAC or the Commission) has received the following application concerning the Customs Tariff. Any objection to or comments on this representation should be submitted to the Chief Commissioner, ITAC, Private Bag X753, Pretoria, 0001. Attention is drawn to the fact that the rate of duty mentioned in this application is that requested by the applicant and that the Commission may, depending on its findings, recommend a lower or higher rate of duty.

CONFIDENTIAL INFORMATION

The submission of confidential information to the Commission in connection with customs tariff applications is governed by section 3 of the Tariff Investigations Regulations, which regulations can be found on ITAC's website at <http://www.itac.org.za/documents/R.397.pdf>. These regulations require that if any information is considered to be confidential, then a non-confidential version of the information must be submitted, simultaneously with the confidential version. In submitting a non-confidential version the regulations are strictly applicable and require parties to indicate:

- ❑ Each instance where confidential information has been omitted and the reasons for confidentiality;*
- ❑ A summary of the confidential information which permits other interested parties a reasonable understanding of the substance of the confidential information; and*
- ❑ In exceptional cases, where information is not susceptible to summary, reasons must be submitted to this effect.*

This rule applies to all parties and to all correspondence with and submissions to the Commission, which unless clearly indicated to be confidential, will be made available to other interested parties.

The Commission will disregard any information indicated to be confidential that is not accompanied by a proper non-confidential summary or the aforementioned reasons. If a party considers that any document of another party, on which that party is submitting representations, does not comply with the above rules and that such deficiency affects that party's ability to make meaningful representations, the details of the deficiency and the reasons why that party's rights are so affected must be submitted to the commission in writing forthwith (and at the latest 14 days prior to the date on which that party's submission is due).

Failure to do so timeously will seriously hamper the proper administration of the investigation, and such party will not be able to subsequently claim an inability to make meaningful representations on the basis of the failure of such other party to meet the requirements.

INCREASE IN THE RATE OF CUSTOMS DUTY ON:

“Combined refrigerator-freezers, fitted with separate external doors: Other,” classifiable under tariff subheading 8418.10 from 25% to 30% by way of creating an additional 8-digit tariff subheading as follows:

Tariff Heading	Tariff Subheading	Description	Statistical Unit	Rate of duty				
				General	EU	EFTA	SADC	MERCOSUR
84.18		Refrigerators, freezers and other refrigerating or freezing equipment, electric or other; heat pumps (excluding air conditioning machines of heading 84.15):						
	8418.10	Combined refrigerator-freezers, fitted with separate external doors						
	8418.10.05	With a total capacity not exceeding 400 litres	u	25%	Free	Free	Free	25%
	8418.10.90	Other	u	30%	Free	Free	Free	xx

APPLICANT:

Defy Appliances (Pty) Ltd
P.O Box 12004
Jacobs
4026

Enquiries: ITAC Ref: 04/2018 Enquiries: Mr. Pfarelo Phaswana / Mr. Njabulo Mahlalela, Tel: 012 394 3628/3684 or email pphaswana@itac.org.za/nmahlalela@itac.org.za.

REASONS FOR THE APPLICATION:

The applicant submitted, *inter alia*, the following reasons for the application:

- The global steel crisis is severely impacting the entire SACU steel value chain. This is particularly true for the white goods industry in SACU, which is currently struggling to sustain jobs and investment;

- During November 2014, Defy re-launched its East London plant following an investment of approximately R120 million to manufacture side-by-side refrigerators;
- This investment was at the back of a growing consumer base in Africa fuelled by a growing middle class;
- The domestic white goods industry has been under pressure, as a result of increasing low priced imports and this has put the viability of the SACU industry at risk;
- The increase in customs duty will ensure job retention, additional market share locally, and enable competitiveness in the export markets; and
- The increase in tariff will also be instrumental in supporting the current and future plans for the introduction of additional product range by Defy.

PUBLICATION PERIOD:

Representation should be submitted to the above address within **four (4)** weeks of the date of this notice.

WARNING!!!

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

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

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

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

To confirm the legitimacy of purchase orders, please contact:

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

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

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

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