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Part 4 of 4



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

SCHEDULE E

SPECIMEN NEW ENTRANT APPLICATION FORMS

APPLICATION NUMBER: SKDN

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM

BRANCH: MARINE AND COASTAL MANAGEMENT

Demersal Shark

Long Term Rights Allocation Process: 2005

Cluster B

Application Form For: New Entrants

Registered Name of Applicant						
Company Registration Number or				***************************************	19	
Close Corporation Registration Number	×.		a 8			5
	7					T.
Principal Place of Business		·				
Number of Vessels Nominated						2
				-		

IMPORTANT INFORMATION

INSTRUCTIONS

GENERAL

- This application form must be read together with these Instructions, the Explanatory Notes, and the Schedules to the application form.
- 2) When completing the application form, applicants are advised to read carefully the General Policy on the Allocation and Management of Long Term Fishing Rights, as well as the applicable Fishery Specific Policy. These policies are available at www.mcm-deat.gov.za. The policies guide the Minister or his delegate when considering the application.
- 3) If the applicant has any queries regarding the completion of the application form, it must submit the query by e-mail to <u>clusterb@deat.gov.za</u>. All queries and responses will be collated and circulated by e-mail to all the applicants in the sector and will be made available on <u>www.mcm-deat.gov.za</u>.

During the application period, applicants or their representatives may not communicate with the Minister, the delegated authority, or officials in the Department regarding their applications in any other manner. Moreover, no reliance may be placed on any information given or obtained in any other manner.

ICONS

- 4) Applicants must pay attention to the icons in the application form in order to determine whether:
 - the information provided will be treated as confidential;
 - there is any documentation or information required in response to a question in the form of an annexure; or
 - there are consequences in not answering a question.
- 5) The application form makes use of the following icons:



The books icon means that the information provided will be treated as confidential.



The <u>clipboard</u> icon means that the applicant must consult the corresponding schedule to the application form. Applicants are instructed in the schedules regarding the documentation or information required as annexures. If the required documentation or information is not submitted, the application may be adversely affected. Failure to submit certain requested documents or information may result in the application being refused.



The <u>warning</u> icon means that if the applicant fails to answer the question, the answer will be deemed to be adverse to the applicant.

COMPLETION OF APPLICATION FORM

- 6) The applicant must complete all sections of the application form. If any particular section does not apply to the applicant, the section may be marked "N/A." If an applicant cannot answer a section, it may be marked "Unknown." The applicant must respond in the spaces provided in the application form. Information may not be submitted by way of annexures except where applicants are specifically required to do so.
- 7) This application form must be completed by hand and submitted together with the required annexures. If the application is submitted in any other form, the application will be refused. Do not use a pencil. Preferably use a blue pen.
- 8) The declaration must be signed and attested before a Commissioner of Oaths by the applicant's authorised representative, and, if applicable, the authorised representative of the holding entity, sister company(ies) and the joint venture partner(s). If the declaration is not signed and attested, the application will be refused.
- 9) The application, duly signed and attested, must be punched and placed into lever arch files with a divider before each annexure. The annexures must be numbered according to the schedules. Confidential information requested under sections marked by the books icon should be placed in a sealed A4 envelope marked with the application number, punched and placed after the annexures.

IMPORTANT INFORMATION

INSTRUCTIONS

10) One true copy of the application must be made. This copy must be punched, divided and filed in the same manner as the original. The copy does not have to be certified as a true copy of the original, but it will be assumed to be the same as the original. Any discrepancy may invalidate the application.

LODGEMENT OF APPLICATION

11) The application, and the copy of the application must be hand delivered **Thursday 18 August 2005** between **08h00** and **20h00**, or **Friday 19 August 2005** between **08h00** and **17h00** at one of the places and venues listed below.

Place	Venue
Port Nolloth	City Hall, Main Road, Port Nolloth
Lamberts Bay	Community Hall, Burrel Street, Lamberts Bay
Saldanha Bay	Tabakbaai Holiday Resort Hall, Saldanha Bay Municipality
Cape Town	Woodstock Town Hall, between Aberdeen and Plein Streets, Woodstock
Hermanus	Zwelihle Recreational Centre, Plot 88 Lusiba Street, Hermanus
Mossel Bay	J.S. Langen Hoven Library, Mayixhale Street, Kwa-Nonqaba Location, Mossel Bay
Port Elizabeth	Helenvale Resource Centre, Baatjies Streeet, Helenvale
East London	Cosmics View Hall, Buffalo Park Drive, East London
Port St Johns	Community Hall, 257 Main Street, Port St Johns
Durban	KZN Wildlife Offices, 3 Elton Place, Congella, Durban

12) The application may not be submitted by post or by fax. An application not submitted by hand within the above times, on the above dates, at one of the above places and venues will be refused.

IMPROPER LODGEMENT

- 13) Improperly lodged applications will be refused. An application is improperly lodged if:
 - it is received late;
 - the applicant makes no payment, or short payment, or late payment of the application fee; or
 - the application is lodged in a manner contrary to the instructions.

MATERIAL DEFECTS

- 14) Applications that are materially defective will be refused. An application is materially defective if:
 - the declaration is not signed and attested by the applicant's authorised representative, and, if applicable, the authorised representative of the holding entity, sister company(ies) and the joint venture partner(s).;
 - more than one application is received for a right in the same sector; or
 - the applicant or, if applicable, one or more of the, the holding entity, sister company(ies) and the joint venture partner(s)
 provide false information or documents, fail to disclose material information or attempt to influence the Minister or the
 delegated authority other than in the manner provided for in the General policy and in this application form.

Section 1
Applicant Details
The applicant must supply a profile of its organisation as described in Schedule 1A.
1.1 Registered Name of Applicant
1.2 Trading Name of Applicant:
1.3 Registration Number:
1.4 Income Tax Number:
1.5 Vat Number:
1.6 Skills Development Levy Number:
1.7 Have the applicant's details (1.8.1 - 1.8.7d) changed since the applicant registered?
1.8 If "Yes", complete only those details that have changed:
1.8.1 Principal Place of Number and Street: Business:
Suburb:
Town / City:
Postal Code:
1.8.2 Postal Address: Number and Street / PO Box:
Suburb:
Town / City:
Postal Code:
Area Code:
1.8.3 Telephone Number:
1.8.4 Additional Telephone Number:
1.8.5 Fax Number:
1.8.6 Authorised Contact Person First Name:
1.8.7 Authorised Contact Person Surname:
a) Identity Number:
b) Position Held / Relationship to Applicant
c) Cellular Number:
d) E-mail Address:

					Section 2
2.1 Does the applicant hold a medium term fishing right in any other sectors? 2.2 If "Yes", complete the following:	○ Yes	O No	Ø	Form of	Applicant
Fishery in which the Applicant holds a Medium-Term	Right	20	01 Applicatio	n Form Number	
			2000 100 - 2000 100 - 45 mil	*	
					
					J
2.3 Is the applicant more than 50% South African owned?	O Yes	O No	8	CZ .	
2.4 Does the applicant have a valid tax clearance certificate?	○ Yes	O No		\(\alpha\)	
2.5 Complete the following table in relation to as	sset value a	and turnover:		V	
Year	Turnover		Gross A	sset Value (excludi	ng fixed property)
2004 (Financial Year End)			.		
Does the applicant hold any share(s) in any other company that is applying as a medium term right holder in this sector?	O Yes	s O No	Ø		4
2.7 Does the applicant hold any share(s) in any company that is applying as a new entrant in this sector?	O Yes	s () No	\(\sigma\)		
					Section 3
				C	ompliance
3.1 Has the applicant, or any of its me directors:	embers, sh	areholders	or		•
3.1.1 been convicted of a contravention regulations, or permit conditions of period?			n right	○ Yes ○ No	
3.1.2 entered into a plea bargain under 51 of 1977, for a contravention of t or permit conditions during the medi	the MLRA, o	or the regula		○ Yes ○ No	• 4
3.1.3 paid an admission of guilt fine for a the regulations, or the permit condit right period?				○ Yes ○ No	4 4

4.1 How many vessels does the applicant nominate for use in this fishery? 4.2 Fill in the relevant details in the tables below regarding each vessel nominated: Vessel Inaria Wessel In				Section 3
regulations or permit conditions during the medium term right period? 3.2 Has a fishing vessel, motor vehicle, or any other assets of the applicant, or any of its shareholders, members or directors been detained, arrested or select under the MLRA or restrained, preserved, confiscated or forfeited under the Prevention of Organised Crime Act 121 of 1998 during the medium term right period? 3.3 Was a right or permit of the applicant suspended, revoked, cancelled, reduced or altered under section 28 of the MLRA during the medium term right period? Section 4 Vessel Details 4.1 How many vessels does the applicant nominate for use in this fishery? 4.2 Fill in the relevant details in the tables below regarding each vessel nominated: Vessel Iname Word Area Number Section of Vessel of Honor or MANSA Servy Orticals Nation of Moore to Vessel of the motion of Mansa Number of crose according to SAMSA Servy Orticals Vessel Iname Vessel Iname or Moore to Vessel of the motion of Mansa Number of crose according to SAMSA Servy Orticals Vessel Iname or Moore to Vessel of the motion of			C	ompliance
applicant, or any of its shareholders, members or directors been detained, arrested or seized under the MLRA or restrained, preserved, confiscated or forfelted under the Prevention of Organised Crime Act 121 of 1998 during the medium term right period? 3.3 Was a right or permit of the applicant suspended, revoked, cancelled, reduced or altered under section 28 of the MLRA during the medium term right period? Section 4 4.1 How many vessels does the applicant nominate for use in this fishery? 4.2 Fill in the relevant details in the tables below regarding each vessel nominated: Vessel Internation Wessel and the section of the	regulations or pe	th an offence under the MLRA, or the ermit conditions during the medium term	○ Yes ○ No	$\Phi \bigcirc$
cancelled, reduced or altered under section 28 of the MLRA during the medium term right period? Section 4 Vessel Details 4.1 How many vessels does the applicant mominate for use in this fishery? 4.2 Fill in the relevant details in the tables below regarding each vessel nominated: Vessel in the relevant details in the tables below regarding each vessel nominated: Vessel in the relevant details in the tables below regarding each vessel nominated: Vessel in the relevant details in the tables below regarding each vessel nominated: Vessel in the relevant details in the tables below regarding each vessel nominated: Vessel in the relevant details in the tables below regarding each vessel nominated: Vessel in the relevant details in the tables below regarding each vessel nominated: Vessel in the relevant details in the tables below regarding each vessel nominated: Vessel in the relevant details in the tables below regarding each vessel nominated: Vessel in the relevant details in the tables below regarding each vessel nominated: Vessel in the relevant details in the tables below regarding each vessel nominated: Vessel horizon of vessel (ather melony) Vessel intervent a function of the tables the relevant details in the tables below regarding each vessel and tables the tables tables the table	applicant, or any of been detained, arrested preserved, confiscated Organised Crime Act 1	its shareholders, members or directors I or seized under the MLRA or restrained, I or forfeited under the Prevention of	○ Yes ○ No	◆ ♥
4.1 How many vessels does the applicant nominate for use in this fishery? 4.2 Fill in the relevant details in the tables below regarding each vessel nominated: Vessel Inaria Wessel In	cancelled, reduced or a	tered under section 28 of the MLRA during	O Yes O No	$\Phi \lozenge$
4.1 How many vessels does the applicant nominate for use in this fishery? 4.2 Fill in the relevant details in the tables below regarding each vessel nominated: Vessel name Wessel 1 Vessel name MCM Area Number SAMSA Number Number of crew according to SAMSA Sating Certificate Ourse of Vessel as indicated by South Arican Confidence of Many of SAMSA Sating Certificate Nature of Access to Vassel (either majorty powers), or denine or access agromenty Vessel filted with a functioning VMS System (YAN) Manufacturer of VMS System Vessel Length in metre according to SAMSA Sating Certificate Vessel Horsepower Vessel Indicated by South Arican Confidence or Certificate Vessel Indicated by South Arican Confidence or Certificate Vessel Indicated by South Arican Confidence or Certificate Council or Certificate Coun		Andrew State Committee Com		Section 4
A.2 Fill in the relevant details in the tables below regarding each vessel nominated: Vessel Inme Wessel Inme With Area Number SAMSA Number Number of crew according to SAMSA Salery Certificate Danar of Vessel as militated by South African Certificate Inflammatory or SAMSA Salery Wessel litted with a functioning VMS System (VAI) Marufacturer of VMS System Vessel Length in metre according to SAMSA SAMSA Salery Certificate Vessel Horsepower Vessel Horsepower Vessel Animber SAMSA Number Number of crew according to SAMSA Selety Certificate Versel Length in metres according to SAMSA Selety Certificate Vessel Length in metres according to SAMSA Salety Certificate			Ves	sel Details
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Safety Certificate Owner of Vessel as indicated by South African Certificate of Registry or SAMSA Safety Certificate Nature of Access to Vessel (arther majority ownership, or charler or catching agreement) Veasel filted with a functioning VMS System (V/N) Manufacturer of VMS System Vessel Length in metres according to SAMSA Safety Certificate	SAMSA Number			
Certificate of Registry or SAMSA Safety Certificate Nature of Access to Vessel (either majority ownership, or obtainer or catching agreement) Veasel filted with a functioning VMS System (V/N) Manufacturer of VMS System Vessel Length in metres according to SAMSA Safety Certificate	Number of crew according to SAMSA Safety Certificate			
Ownership, or charler or catching agreement) Vessel filted with a functioning VMS System (Y/N) Manufacturer of VMS System Vessel Length in metres according to SAMSA Safety Certificate	Owner of Vessel as indicated by South African Certificate of Registry or SAMSA Safety Certificate			
System (Y/N) Manufacturer of VMS System Vessel Length in metres according to SAMSA Safety Certificate	Nature of Access to Vessel (either majority ownership, or charter or catching agreement)			
Manufacturer of VMS System Vessel Length in metres according to SAMSA Safety Certificate	Vessel fifted with a functioning VMS System (Y/N)		. —————————————————————————————————————	
SAMSA Safety Certificate	Manufacturer of VMS System			
	Vessel Length in metres according to SAMSA Safety Certificate		*/**	
	Vossel Horsepower			

	Section 4
	Vessel Details
	<x< th=""></x<>
	Vessel 3
Vessel name	
MCM Area Number	
SAMSA Number Number of crew according to SAMSA	
Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry or SAMSA Safety Certificate	
Nature of Access to Vessel (either majority ownership, or charter or catching agreement)	*
Vessel fitted with a functioning VMS System (Y/N)	
Manufacturer of VMS System	
Vesset Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower	
¥	
	Vessel 4
Vessel name	
MCM Area Number	
SAMSA Number Number of crew according to SAMSA Safety Certificate	2
Owner of Vessel as Indicated by South African Certificate of Registry or SAMSA Safety	
Certificate.	
Nature of Access to Vessel (either majority ownership, or charter or catching agreement)	뮋
Vessel filted with a functioning VMS	
System (Y/N) Manufacturer of VMS System	
Vessel Length in metres according to	
SAMSA Safety Certificate	
Vessel Horsepower	·
	The state of the s
	Vessel 5
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry or SAMSA Safety	3
Certificate Certificate	
Mature of Arcess to Vessel (either majority ownership, or charter or catching agreement)	
Vessel fitted with a functioning VMS	8
System (Y/N) Manufacturer of VMS System	
Vessel Length in metres according to	
SAMSA Safety Certificate	
Vonesi Unrappower	*

medium term	following in relation to rights in other sectors	(excludi	ng sectors wher	e effort and	not catch	is allocated	d) 🗘
	pplicant Holds a Medium Terr	, 					
Year	metric tons)	Alloc	ctual Catch of Applica ation (in nominal tons	IIIS Perce	ntage under- caught	Percentage	a over-ca
2002 Season		 		_			-
2003 Season		-	i)	_			
2004 Season					2		
ishery in Which A	pplicant Holds a Medium Tern	1					
Year	Annual Catch Allocation(in metric tons)		stual Catch of Applica ation (in nominal tons		ntage under- caught	Percentage	over-ca
2002 Season							
2003 Season	970 94						95
2004 Season				51677			
ishery in Which A	pplicant Holds a Medium Tern	Right		6.			
Year	Annual Catch Allocation(in metric tons)	Total Ad Alloc	ctual Catch of Applica ation (in nominal tons)		ntage under- caught	Percentage	over-cal
2002 Season							
2003 Season			W 200		•		N.
2004 Season							t
ishery in Which A	oplicant Holds a Medium Term	Right			***		
Year	Annual Catch Allocation(in metric tons)	Total Ad Alloca	tual Catch of Applicar ation (in nominal tons)		ntage under- aught	Percentage	over-cau
2002 Season							
2003 Season					in the state of th		
2004 Season							
		'					
							Section
		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		***************************************		Transf	orma

6.2.2 If "No" to section 6.1, has the applicant voluntarily complied with the Employment Equity Act 55 of 1998?

Section 6
Transformation
Management and Employment Equity

6.3.1 Complete the table below in respect of the applicant's board of directors (if a company) or members (if a close corporation) as at date of application.





	company) or members (if a close corporation) as at date of application.								
	Director / Member Name (Initial & Surname)	Years of Service	Black (Y/N)	Gender (M/F)	ID Number				
1	- 13			(1)	5 8				
2									
3									
4		-							
5	*								
6			1910) S2 (
7				7					
8									
9		(6)		\$ #					
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11	N 20	19	#	19 00					
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14	a = = = = = = = = = = = = = = = = = = =		10 50 50						
15			¥ 32						

Transformation

Management and Employment Equity

6.3.2 Complete the table below in respect of employees at date of application.



Between 1 - 5 Employees	The Top Salary Earner(Total Cost to Company)
Between 6 - 30 Employees	The Top Two Salary Earners (Total Coet To Company)
Between 31 - 60 Employees	The Top 3 Salary Earners (Total Cost to Company)
Between 61 - 165 Employees	The Top 4 Salary (Total Cost to Company) Earners
More than 165 Employees	The Top 3% of Salary Earners (Total Cost to Company) up to 90 Employees

	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
1							
2							
3			33753				
4					e		
5			-		n 21		
6							6)
7							
8			60 E 61 C		17 (T)		0
9	T.						
10					\$1 P	N 12 5 5	tt tt (8)
11							
12						1.00	
13	12				2 399		
14					B 0.61		0.00
15		20 20 20 20 20 20 20 20 20 20 20 20 20 2			390 a W		
16		E ROSS			0		
17							
18						30	
19	2			10±			

Transformation



Management and Employment Equity

					_		
	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
			Company)	4 1714)	Salariesin this Table	(1941)	
20	1	100					
21							
22		WO TAN BE SEE					
23							
24						9 6 8	
25		5					
26							
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Transformation



Management and Employment Equity

Employee Name	VII.	<u>r</u>	11-1-12 1-12 1-12 1-12 1-12 1-12 1-12 1					yment Equity
56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80		Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
58 59 80 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80	56		60 in	9				
59 80 60 9 62 9 64 9 70 9 71 1 72 1 73 1 76 1 77 1 78 1 79 80	57							
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Transformation

Management and Employment Equity

6.4.1 Complete the following table in relation to income levels of the applicant's permanent employees at date of application:



	Gross Monthly Salary / Wages (Total Cost to Company)	Number of Employees	Percentage of Total Employees	Number of Black Employees	Percentage of Total Black Employees	Number of Female Employees
1	<r2.500< td=""><td></td><td></td><td></td><td></td><td></td></r2.500<>					
2	Between R2 500 and R5 500				r,	
3	Between R5 501 and R10 500				-	6
4	Between R10 501 and R16 000					
5	Between R16 001 and R20 000					
6	Between R20 001 and R25 000					
7	Between R25 001 and R30 000					
8	Between R30 001 and R40 000			370		
9	Between R40 001 and R60 000					
10	>R60 000					
	Total		100%		100%	v."

6.4.2 Does the applicant	contribute towards	medical aid	and pension for its
employees?			3/57

Acres 6			4	01.±
7	20. 4 1	4		
YC	es.	100		No
	2025	100	_	

6.4.3 Does the applicant provide any other type of benefits for its employees?

 in a think	Sec. 1	- "	71.00
Yes	9	\cap	112
Tes	1000		AO.

6.5 Complete the following table in relation to the applicant's most recent employment equity profile provided to the Department of Labour. If the applicant is not designated or did not voluntarily comply then the table must be completed as at date of application.

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70000

										To	tal
Occupational Categories	Gender	A No	Α%	C No	С%	I No	1%	W No	W %	ACI %	F%
Top & Senior Management / Senior Officials and Managers	Male										
	Female										
Professionally Qualified and experienced specialists and	Male		737			6					
mid-management / Professionals	Female										
Skilled Technical and academically qualified workers, supervisors.	Male		102 101 101 101								
foremen, and superintendents / Technicians and Associate Professionals	Female										
Semi-skilled and discretionary decision- making and gravilled and untellined decision- making / Clarks, Service & Sales Workers,	Male										
Fishery Workers, Adisans & Related Trade Workers, Plant & Machine Operators & Assemblors, Elementary Occupations	Female										
	Male										
TOTAL	Female										

A = African, C = Coloured, I = Indian, W = White, M = Male, F = Female, ACI = African, Coloured and Indian

	······			,		,		,		To	ota
Occupational Categories	Gender	A No	A %	C No	C%	1 No	1%	W No	W %	ACI%	
and Senior Management / Senior Officials and Managers (as per 2001	Male										
application form)	Female										L
rofessionally qualified and perienced specialists and mid-management /	Male										
rofessionals 2001 (as per 2001 application form)	Female										
										Sec	ti
									Tran	siom	
					**************	0	wner	ship -	Comp	panies	:
7 lo the coelle											
is the applicant a co	ompany	?				·		OY	es O	No	
100	2// 20		in resp	oect of s	harehol	ding hel	d by bla	8.		No <	X
100	the tab		rolding He	1	harehold Intage Vot by Black	ing Rights		ick perso	ons:	No widends B re Entitled	
7.1 If "Yes", complete	the tab	le below	rolding He	1	ritage Vot	ing Rights		ick perso	ons:	vidends B	
Year 2001 (as stated in 2001 application form)	the tab	le below	rolding He	1	ritage Vot	ing Rights		ick perso	ons:	vidends B	
7.1 If "Yes", complete Year 2001 (as stated in 2001 application form) 2005 (at date of application) 7.2 Complete the folio	Percenta by	le below ige Shareh Black Per	iolding He sons	eld Perce	ritage Vot by Black	ing Rights Persons	Held	Percer Share	ons: stage of D sholders a	vidends B re Entitled	
Year 2001 (as stated in 2001 application form) 205 (at date of application)	Percents by	le below age Sharet Black Per ble in re	elation to	Perce o shareh	olding h	neld by ving Rights	Held	Percer Share based or	ons: Intage of Distributions a	ividends Bre Entitled	То
7.1 If "Yes", complete Year 2001 (as stated in 2001 application form) 2005 (at date of application) 7.2 Complete the folion through principle: Year	Percents by	le below age Sharet Black Per	elation to	Perce o shareh	olding h	neld by ving Rights	Held	Percer Share based or	ons: Intage of D Intage of D Intage of D Intage of D Intage of D	ividends Bre Entitled	То
7.1 If "Yes", complete Year 2001 (as stated in 2001 application form) 2005 (at date of application) 7.2 Complete the folion through principle: Year	Percents by	le below age Sharet Black Per ble in re	elation to	Perce o shareh	olding h	neld by ving Rights	Held	Percer Share based or	ons: Intage of Distributions a	ividends Bre Entitled	То
Year 2001 (as stated in 2001 application form) 2005 (at date of application) 7.2 Complete the folion through principle: Year 2005 (at date of application)	Percenta Percenta Percenta	le below age Sharer Black Per ble in re age Sharer by Wome	elation to	o shareh	olding h	neld by ving Rights	Women	Percentage	ons: Intage of Distributions a	widends Bre Entitled W ends Worn	То
2001 (as stated in 2001 application form) 005 (at date of application) 7.2 Complete the foliothrough principle:	Percental Percen	le below age Sharet Black Per ble in re ble in re by Wome employ 2004?	elation to	o shareh	olding h	neld by ving Rights	Women	Percentage	ons: In the flo Entitles	widends Bre Entitled W ends Worn	To

		Section 6
		Transformation
	Owr	nership - Companies Only
6.7.6 Was the applicant managed by an marketing of the 2004 allocation in during the 2004 financial year? Ans	another fishery performed by and	other entity O res O No
6.7.7 If "Yes", complete the table below:		
Function	nd Amount Paid to Other Entity during the 2004 Financial Year	Rand Amount as a Percentage of the Applicant's Total Turnover in 2004
Management		
Catching		
Processing		
Marketing		
6.7.8 Did the applicant sell any of its allo harvesting, to any other entity in 20		O Yes O No
	52, 2000, 2007 07 2000	The state of the s
6.7.9 If "Yes", complete the table below:	Total Rand amount	paid by other entity for the allocation during the
Name of entity to which allocation was	sold	medium term period
	Ownership -	- Close Corporations Only
6.8 Is the applicant a close corporation) No
	3 1 1	hold by black persons:
6.8.1 If "Yes", complete the table below Percentage Interv		
Year Black Pers		Persons are Entitled To
2001 (as stated in 2001 application form)		
2005 (as at date of application)		
6.8.2 Complete the table below in relation	n to members interest held by w	vomen:
Year Percentage Interd Women	Percentage Voting Rights He Women	eld by Percentage Profit Distribution Women are Entitled To
GOOF (see all date of spelledtiles)		
2005 (as at date of application)		
6.8.3 Did the applicant have a profit sha in 2004?	ring scheme for employees in pl	ace O Yes O No
6.8.4 If "Yes", what percentage of profit under question 6.3.2 entitled to?	were employees not listed	
6.8.5 Complete the following table in rel		
	Members that hold than 10% Loans Made to Members than 1	
year (ending 28 February 2005)		

Section 6
Transformation
Ownership - Close Corporations Only
6.8.6 Was the applicant managed by another entity, or was the catching or processing or marketing performed by another entity during the 2004 O Yes O No financial year? Answer "Yes" if any of the above are applicable.
6.8.7 If "Yes", complete the table below:
Function Rand Amount Paid to Other Entity Rand Amount as a Percentage of the Applicant's Turnover in 2004
Management
Catching
Processing
Marketing
6.8.8 Did the applicant sell any of its allocated quantum or effort, prior to harvesting, to any other entity in 2002, 2003, 2004 or 2005?
6.8.9 If "Yes", complete the table below:
Name of entity to which allocation was sold Total Rand amount paid by other entity for the allocation during the medium term period
Skills Development
6.9 Has the applicant met the targets set in the Transformation Plan submitted in 2001? O Fully O Somewhat/Partially O Not at all
6.10 Complete the following table in relation to the Skills Development Levies Act 9 of 1999 and the Skills Development Act 97 of 1998:
Year Did the applicant submit Workplace Skills Plan which was approved (Y/N) Percentage Salaries SARS in skills development levies Percentage Salaries Dill Spent on Training Budget Spent on Black Employees 2004 (financial year)
6.11 Did the applicant participate in a learnership programme during the medium term rights period?
6.12 If "Yes," indicate the number of learnerships as a percentage of the applicant's permanent employees as at date of application.
6.13. Did the applicant participate in any other skills development programmes through its SETA in 2004 such as an SMME Support Strategy?
6.14.1 How many skippers are used by the applicant in other sectors?
6.14.2 What percentage of these skippers are black in other sectors?

				ction 6
	Gora	orate So	Transfort cial Inves	
6.15 Does the applicant make donations of its annual taxable income which qualify for deduction in terms of section 18A of the Income Tax Act 58 of 1962 ?				Ç.
6.16 If "Yes", indicate what percentage of net profit (earning before income tax) earned in the 2004 financial year th donations amount to:	ese O	0 - 0.5 % 0.5 - 1 % > 1 %	as Se	X
6.17 Indicate the five largest tax deductible donations made	per in 2004 in	the table bel	ow.	
Benefitting Organisation		Rand	Alue of Amount	Donated
	No. of the contract of the con			
6.18 Does the applicant make any other donations (in additi	on to those wh	nich qualify fo	r	
deduction in terms of section 18A of the Income Tax A including school fees)?	Act 58 of 1962,	but not	O Yes	
6.19 If "Yes", indicate what percentage of net profit (earning	0	0 - 0.5 %		
before income tax) earned in the 2004 financial year the other donations amount to:	nese O	0.5 - 1 %	88	~ Y
	0	>1%	8 8	\
6.20 If other donations were made, indicate the five largest	such donation	s made in 20	04 in the tab	le below:
Benefitting Organisation		Rand	Value of Amount	Donated
		-		
	4.			
			Se	ction
			Transfor	malio
		Affirmati	ve Procu	remen
6.21 Does the applicant have a written affirmative procurement policy?	O Yes O	No		Ø

			Sec Transform	
		Affirm	ative Procure	ement
6.22 Provide the following information in r (operational expenditure) in 2004:	elation to the applican	t's top nine South A	frican suppliers	\lozenge
Name of Supplier	Percentage of Black Ownership of Supplier	Amount Paid to Supplie Flands in 2004	or in Percentage o	
		10.34% (St.)		
6.23 Has the applicant determined its affir percentage of total procurement spend		pend as a C	Yes O No	C
	Vassel	Crew and Env		ion 7
			Contraven	
7.1 Has the applicant, during the medium		en convicted, or	OYes ONo	279
forfeited a deposit by way of penalty un Shipping Act. 57 of 1951?	der section 324 of the		O Yes O No	
Shipping Act, 57 of 1951? 2 Has the applicant, during the medium t forfeited a deposit by way of penalty for	erm rights period, bee	Merchant en convicted, or	O Yes O No	V
Shipping Act, 57 of 1951? 2 Has the applicant, during the medium t forfeited a deposit by way of penalty for Occupational Safety Regulations of 199	term rights period, bee contravening the Mai 94? term rights period, bee	Merchant en convicted, or ritime en convicted, or	47985 a. is morths in	Q Q
Shipping Act, 57 of 1951? 7.2 Has the applicant, during the medium to forfeited a deposit by way of penalty for Occupational Safety Regulations of 1987.3 Has the applicant, during the medium to forfeited a deposit by way of a penalty for	term rights period, bee contravening the Mai 94? term rights period, bee or contravening the C	Merchant en convicted, or ritime en convicted, or	O Yes ○ No	€ C

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-	e ^r		***************************************		w and En Ifety and V			
7.5 Has a qua more than Maritime O	25 gross tons	ficer been app with a crew o afety Regulati	f 6 or more in	ch nominated terms of sec	vessel of tion 36 of the	O Yes	O No	Ø
7.6 Has every approved s 1951?	crew membe safety inductio	r on board ead n training requ	ch nominated iired by the M	vessel comp erchant Shipp	leted the ing Act 57 of	O Yes	O No	\C
7.7 Does the a security in	applicant or ve respect of los	ssel owner pr s of life and pe	ovide insuran ersonal injury	ce or other fin suffered by cr	nancial ew?	O Yes	O No	Ø
7.8 Has a form nominated v	al safety asse vessel in term	essment been s of Marine No	conducted in otice No 26 of	respect of ea 2004?	ch	O Yes	O No	C
7.9 Has the ap terms of th 1993?	oplicant or the e Compensat	vessel owner ion for Occupa	registered wi ational Injuries	th the Commi and Disease	ssioner in es Act 130 of	O Yes	O No	Ø
7.10 Does the	applicant hav	e an HIV/AIDS	S policy?			O Yes	O No	Q
(Preventi	deposit for co on of Pollution	ng the medium ontravening ar i from Ships) A Civil Liability) A	ny part of the I Act 2 of 1986	Marine Pollution or Section 30	on ·	O Yes	O No	Ø
7.12 Does the policy in p	applicant or v place?	essel owner h	nave an alcoh	ol and substa	nce abuse	O Yes	O No	Ø
7.13 Does the each non	applicant or v	essel owner h	ave a plan de	ealing with gar	bage for	O Yes	O No	C
			-7				Sectio	
8.1 Complete	the following t	ables in relatio	on to job creat	ion in the fishi	ing industry:	J 6		W.
Year	Permanent Employees (Land-Based)	Permanent Employees (Sea Based)	Seasonal Employees (Land Based)	Seasonal Employees (Sea Based)	Total Number of Employees (Columns 1- 4)	Total Amount Salary Bill a per Financia Statements	s decrease	se or in total er of
2001 (date of application)	,				ja ja			
2005 (date of application)		T.						

Job Creation

3.1.2 Table 2	9	
Fishery in which Applicant Holds a Mediun	n Term Right	
Applicants Annual Catch Allocation (in tons) in this fishery in 2004	Total Arinual Salary Bill (in relation to this fishery) 2004 Financial Year End	How much does the applicant spend on salarie wages per ton allocated
Fishery in which Applicant Holds a Mediun	n Term Right	
Applicants Annual Catch Allocation (in lons) in this fishery in 2004	Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End	How much does the applicant spend on salarie wages per ton allocated
Fishery in which Applicant Holds a Medium	ı Term Right	
Applicants Annual Catch Allocation (in tons) in this fishery in 2004	Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End	How much does the applicant spend on salarie wages per ton allocated
Fishery in which Applicant Holds a Medium	i Term Right	191
Applicants Annual Catch Allocation (in tons) in this fishery in 2004	Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End	How much does the applicant spend on salarie wages per ton allocated
		jana e jiri a a
Shery in which Applicant Holds a Medium	Term Right	
Number of Units of Effort Allocated to the Applicant in 2004	Total Annual Salary Bill (in relation to this lishery) 2004 Financial Year End	How much does the applicant spend on salaries wages per unit of effort allocated
3.1.3 Table 3		

Applicant's Annual Catch Allocation (in tons) in this fishery in 2004	Total Employees (in relation to this fishery) (at date of application)	How many people does the applicant employ per ton allocated	Total Employees less Seasonal Employees (in relation to this fishery) (date of application)	How many people (less seasonal employees) does the applicant employ per ton allocated

	l employees) does licarit employ per on allocated
--	---

Job Creation

(date of application) ton allocated	Applicant's Annual Catch Allocation (in tons) in this fishery in 2004	Total Employees (in relation to this fishery) (date of application)	How many people does the applicant employ per ton allocated	Total Employees less Seasonal Employees (in relation to this fishery) (date of application)	How many people (less seasonal employees) do the applicant employ pe ton allocated
-------------------------------------	---	---	---	--	---

Applicant's Annual Catch Allocation (in tons) in this fishery in 2004	Total Employees (in relation to this fishery) (date of application)	How many people does the applicant employ per ton allocated	Total Employees less Seasonal Employees (in relation to this fishery) (date of application)	How many people (less seasonal employees) does the applicant employ per ton allocated
---	---	---	--	--

	nt Holds a Medium Term F	2		
Number of units of effort allocated to the Applicant in 2004	Total Employees (in relation to this fishery) (date of application)	How many people does the applicant employ per unit of effort allocated?	Total Employees less Seasonal Employees (in relation to this fishery) (date of application)	How many people (less seasonal employees) does the applicant employ per unit of effort allocated?

8.1.4 Table 4



Applicant's five highest annual salaries (total cost to company) paid at date of application	Average of top live salaries	What was the multiple between the average of the five lowest and the average of the five highest salaries at date of application
	e #	
Applicant's five lowest annual sataries (total cost to	Average of lowest five	
company) paid at date of application	salaries	
	¥	

Section 9 Investment 9.1 Complete the following tables: 9.1.1 Table 1 Total Book Value of Harbour and Sea Based Fixed Assets Total Book Value of Total Land Based | Book Value of Total Fixed Assets **Fixed Assets** 2004 (financial year 9.1.2 Table 2 Total Insured Value of Harbour and Sea Based Fixed Assets Total Insured Value of Total Land Based Insured Value of Total Fixed Year Fixed Assets Assets 2004 (date of application) 9.1.3 Table 3 Fishery in which Applicant Holds a Medium Term Right Book Value (in rands) of land-based assets at 2004 Book Value (in rands) of harbour and sea-based Book Value of Land-Based Book Value of Harbour and Annual Catch Allocation (in Sea Based Assets per ton allocated to applicant Assets per ton allocated to tons) to the applicant in 2004 assets at 2004 financial financial year end in this year end in this fishery fishery Fishery in which Applicant Holds a Medium Term Right Book Value (in rands) of land-based assets at 2004 Book Value (in rands) of harbour and sea-based assets at 2004 financial Book Value of Harbour and Sea-Based Assets per ton allocated to applicant Book Value of Land-Based Assets per ton allocated to applicant Annual Catch Allocation (in tons) to the applicant in 2004 financial year end in this fishery year end in this fishery Fishery in which Applicant Holds a Medium Term Right Book Value (in rands) of harbour and sea-based assets at 2004 financial Book Value (in rands) of Book Value of Land-Based Book Value of Harbour and land-based assets at 2004 Annual Catch Allocation (in Sea-Based Assets per ton allocated to applicant Assets per ton allocated to financial year end in this fishery tons) to the applicant in 2004 applicant year end in this fishery Fishery in which Applicant Holds a Medium Term Flight

Fishery in which Applican	it Holds a Medium Term Rigi	nt		
Annual Catch Allocation (in tons) to the applicant in 2004		Book Value (in rands) of land-based assets at 2004 linancial year end, in this fishery	Book Value of Harbour and Sea-Based Assets per for allocated to applicant	Book Value of Land-Based Assets per ton allocated to applicant

land-based assets at 2004

financial year end in this fishery

Book Value of Land-Based

Assets per ton allocated to

applicant

Book Value of Harbour and

Sea-Based Assets per ton

allocated to applicant

Book Value (in rands) of

harbour and sea-based

assets at 2004 financial

year and in this fishery

Annual Catch Allocation (in

tons) to the applicant in 2004

investment

9.1.4 Table 4

Fishery in which Applica	int Holds a Medium Term Rig	int		(4)
nnual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	land-based assets at date	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land Based Assets per ton allocated to applicant
	int Holds a Medium Term Rig			
nnual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	land-based assets at date	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land Based Assats per ton allocated to applicant
				8 8
Fishery in which Applica	nt Holds a Medium Term Rig	nt	4	
mual Catch Allocation (in ons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	Insured Value (in rands) of land-based assets at date of application	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land- Based Assets per for allocated to applicant
			- 1	
Fishery in which Applica	nt Holds a Medium Term Rigi	ni		
inual Catch Allocation (in ons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	Insured Value (in rands) of land-based assets at date of application	Insured Value of Harbour and Sea-Based Assets per fon allocated to applicant	Insured Value of Land- Based Assets per ton allocated to applicant
Fishery in which Applicar	nt Holds a Medium Term Rigt	nt		
inual Catch Allocation (in ons) to the applicant in 2004	Insured Value (in rands) of harbour and sea based assets at date of application	Insured Value (in rands) of land-based assets at date of application	Insured Value of Harbour and Sea-Based Assets per fon allocated to applicant	Insured Value of Land- Based Assets per ton allocated to applicant

9.1.5 A detailed explanation of all investment made in marketing activities must be included as an annexure.



9.1.6 A detailed explanation of all investment made in processing activities must be included as an annexure.



9.1.7 Has the applicant invested in on-board or land based processing facilities?

O Yes O No

Section 10 Local Economic Development

10.1 Complete the following	g table in relation to harbours	s and landing sites	used:
-----------------------------	---------------------------------	---------------------	-------

Harbour / Landing SiteName	Fishery	Tons Landed at Harbour in 2004	Percentage of Total Catch Landed in 2004
	3		
	2		
	15		
	· · · · · · · · · · · · · · · · · · ·		
		B.	
			·
		-	
Total			

10.2 At which harbours and landing sites will the applicant land its catches?

Harbour / Lai	nding Site Names	

10.3 Has the applicant made any investment in physical infrastructure at these harbours or landing sites in order to improve or make landing catches at these harbours possible?

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	33775	400.00	555550	100	45.00	



THE WAR					Se	ction 1
	***************************************		Value A	dd & Enter	orise Deve	lopme
11.1 Is the applicant dire any value adding p other fishery?		O Yes	○ No			Ø
11.2 Has the applicant b for any enterprise o		○ Yes	O No			C
					Se	ction 1
					Perio	rmano
162 IS				0 . 8 8	· **	inanci
12.1 What is the applica certified Annual Tur	nt's 2004 audited, vrnover?	verified or				X.
2.2 Provide the following	g information in rel	ation to the	applicant's inc	ome statement	s:	
Year	Turnover	Profit A	fter Tax	Retained Earnings	Dividend: Distribution	
			-			
2004						
2.3 Provide the followin	g information in rel	ation to the	applicant's bal	ance sheet:		
Year	Assels	Long-Tern	n Liabilities	Current Liabilities	Shareholder Member's C	
Acc.						
2004	\$2 Barrier (1994) - 1994 - 1994 - 1994 - 1994 - 1994 - 1994 - 1994 - 1994 - 1994 - 1994 - 1994 - 1994 - 1994 - 19					
2.4 Provide the following	g information in rel	ation to the	applicant's cas	sh flow:		
Year	Net Cash Inflow / C Operation		Net Cash Inflow Investing A		let Cash Inflow / Ou Financing Activ	
	-					
2004		-, 1				
2.5 If the applicant is a applicant intends to					t of how the	Ø
					Se	ction 1
					Fish	ng Pla
3.1 Does the applicant I	have a fishing plan	?		O Yes	O No	C
3.2 Will the applicant be fishing plan?	personally respon	sible for im	plementing its	O Yes	O No	V
3.3 Will a third party be	responsible for imp	olementing	the	O Yes	○ No	e/X
applicant's fishing p		Jon Gilling		∪ ies		
3.4 If yes, who is the thi	rd party?				,	

	The Control of the Control		Section 1
		nd Environmentally S	
14.1 Does the ap	oplicant have a by-catch managem	ent strategy?	O Yes O No
14.2 Does the ap and fuel rec	pplicant intend to put in place any n duction consumption on vessels, a	neasures to reduce energy nd in processing facilities?	O Yes O No €
14.3 Has the ap	plicant undertaken or sponsored a ntally sustainable practices?	any research in relation to	○ Yes ○ No
			Section :
15.1Please prov	ride the following information in rela	tion to levies paid since 2001	Fishing Levi :
Year	Species	Total Catch in Tons	Levies Paid
2001	200		
2001			
2001			
2001			
2001			
2002			j
2002			
2002	2		
2002			
2002			
2003			
2003	1 .		
2003	X 3 is		
2003			
2003			
2004			
2004			
2004			
2004	10.00		
2004	4		21-12-12-12-12-12-12-12-12-12-12-12-12-1

yyyy/mm/dd

I, the undersigned, do hereby make oath and declare that:

Applicant Declaration (a) I have read the instructions set out on pages 2 and 3 of this application form;

- (b) the information submitted with and in this Application is true and correct and complete.
- (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998;
- (d) in order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to my application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit;

 (e) the applicant undertakes to co-operate with any investigators by timeously submitting responses to written requests for information or explanations, by attending meetings with investigators, by answering questions satisfactorily at such meetings and where necessary, by arrentic investigators are consistent of the property of the property and documents.

constitute an independen (f) the applicant accepts that	t ground for refusing an applicati at any attempt to influence the de	on; ecision of the delegated authority or appe	at failure to co-operate in this regard will llant authority on the allocation of a right or on form, will result in the application being
Signed at:	1M		
This	day of	2005	
Signature of Author	orised Representative	e:	F
Representative's I			
	ntative declares that he/sh	ne knows and understands the con	tents and implications of the above
Commissioner of Oaths			
Full Name			ž į
Designation	11		
Physical Address			
(c) I accept that if any informal disclosed, this may lead license or permit granted. (d) in order to allow for the possesses or acquires a or an official of the Depart. (e) responses to written requat such meetings and what failure to co-operate in this comparison. (f) authority or appellant authority in this application form, will	rmation in this Application is not to the Application being refused on the strength of this Application proper verification of information ny information relevant to the application of Environmental Affairs an (3rd pauests for information or explanate ere necessary, by granting investigated will constitute an independently on the allocation of a right result in the application being re	d, or to the revocation, suspension, cance, n, in terms of Section 28 of the Marine Livin submitted I hereby authorise any institutoplication, to disclose or make the informatid Tourism or the Rights Verification Unit; arty name) undertakes to co-operate with ions, by attending meetings with investigations access to premises, vessels are indent ground for refusing an application; party name) accepts that any attempt to or quantum or effort, in any manner other	is provided, or material Information is not sellation, alteration or reduction of any right, ng Resources Act 18 of 1998; tion, organ of state, person or body, who ation available to the Minister, his delegate any investigators by timeously submitting ors, by answering questions satisfactorily ind documents. The applicant accepts that influence the decision of the delegated than provided for in the General Policy or

This	day of	2005	
Signature of Author	orised Representative	e:	
Representative's F	full Name:		
The authorised represent declaration.	talive declares that he/sho	e knows and understands the cont	ents and implications of the above
Commissioner of Oaths Full Name	-		
Designation		e es ² mos	
F			
Physical Address			

I, the undersigned, do hereby make oath and declare that: (a) I have read the instructions set out on pages 2 and 3 of this application form; (b) the information submitted with and in this Application concerning the sister company is true and correct and complete. (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998; (d) in order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to my application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit; (e)						
Signed at:		of Sister Company (if applicable)				
This	day of	2005				
Signature of Author	rised Representative:	(
Representative's F						
The authorised represer declaration.		knows and understands the contents and implications of the above				
Commissioner of Oaths						
Full Name						
Designation						
Physical Address						
(a) I have read the instruction (b) the information submitted (c) I accept that if any infort disclosed, this may lead license or permit granted (d) in order to allow for the	mation in this Application is not true to the Application being refused, of on the strength of this Application, in proper verification of information s	ning the JV partner is true and correct and complete. ue or complete, or if false information is provided, or material Information is not or to the revocation, suspension, cancellation, alteration or reduction of any right, in terms of Section 28 of the Marine Living Resources Act 18 of 1998; ubmitted I hereby authorise any institution, organ of state, person or body, who				
or an official of the Depart (e) responses to written requat such meetings and what failure to co-operate in this official or authority or appellant authority	ment of Environmental Affairs and T (3rd party lests for information or explanation ere necessary, by granting investig s regard will constitute an independ (3rd party environ the allocation of a right or I result in the application being refus prised Representative of	of JV Partner (if applicable)				
or an official of the Depart (e)	ment of Environmental Affairs and T (3rd party uests for information or explanation ere necessary, by granting investi, s regard will constitute an independ (3rd party ority on the allocation of a right or I result in the application being refus prised Representative of day of	Fourism or the Rights Verification Unit; r name) undertakes to co-operate with any investigators by timeously submitting is, by attending meetings with investigators, by answering questions satisfactorily gators access to premises, vessels and documents. The applicant accepts that ent ground for refusing an application; ty name) accepts that any attempt to influence the decision of the delegated quantum or effort, in any manner other than provided for in the General Policy or sed. Df JV Partner (if applicable)				
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or an official of the Depart (e) responses to written requat such meetings and what failure to co-operate in this authority or appellant authority or appellant authority or appellant of orm, will signature of Authority of Authority or appellant authority or Authority or Authority or Authority or Authority or Authority or appellant authority	ment of Environmental Affairs and T (3rd party lests for information or explanation ere necessary, by granting investig is regard will constitute an independe (3rd party cority on the allocation of a right or I result in the application being refus prised Representative of day of prised Representative: Carlsed Representative:	Fourism or the Rights Verification Unit; In name) undertakes to co-operate with any investigators by timeously submitting is, by attending meetings with investigators, by answering questions satisfactorily gators access to premises, vessels and documents. The applicant accepts that ent ground for refusing an application; ty name) accepts that any attempt to influence the decision of the delegated quantum or effort, in any manner other than provided for in the General Policy or sed. Of JV Partner (if applicable) 2005				
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or an official of the Depart (e) responses to written requat such meetings and what failure to co-operate in this official of the properties of the composition of t	ment of Environmental Affairs and T (3rd party lests for information or explanation ere necessary, by granting investig is regard will constitute an independe (3rd party cority on the allocation of a right or I result in the application being refus prised Representative of day of prised Representative: Carlsed Representative:	Fourism or the Rights Verification Unit; In name) undertakes to co-operate with any investigators by timeously submitting is, by attending meetings with investigators, by answering questions satisfactorily gators access to premises, vessels and documents. The applicant accepts that ent ground for refusing an application; ty name) accepts that any attempt to influence the decision of the delegated quantum or effort, in any manner other than provided for in the General Policy or sed. Of JV Partner (if applicable) 2005				

Received by: Date of Receipt:2005 or2005 Time of Receipt:h Application Number: Departmental Stamp: Disclaimer: The receipting of this application does not imply an acknowledgement of the completeness of the application or the correctness of its content.	FO	R OFFICIAL USE ONLY:DO NOT TEAR OFF	
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APPLICATION NUMBER: HLLN

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
BRANCH: MARINE AND COASTAL MANAGEMENT

Hake Longline

Long Term Rights Allocation Process: 2005

Cluster B

Application Form For: New Entrants

Registered Name of Applicant	1
Company Registration Number or Close Corporation Registration Number	
Principal Place of Business	7
	1
Number of Vessels Nominated	

IMPORTANT INFORMATION

INSTRUCTIONS

GENERAL

- This application form must be read together with these Instructions, the Explanatory Notes, and the Schedules to the application form.
- 2) When completing the application form, applicants are advised to read carefully the General Policy on the Allocation and Management of Long Term Fishing Rights, as well as the applicable Fishery Specific Policy. These policies are available at <u>www.mcm-deat.gov.za</u>. The policies guide the Minister or his delegate when considering the application.
- 3) If the applicant has any queries regarding the completion of the application form, it must submit the query by e-mail to <u>clusterb@deat.gov.za</u>. All queries and responses will be collated and circulated by e-mail to all the applicants in the sector and will be made available on <u>www.mcm-deat.gov.za</u>.

During the application period, applicants or their representatives may not communicate with the Minister, the delegated authority, or officials in the Department regarding their applications in any other manner. Moreover, no reliance may be placed on any information given or obtained in any other manner.

ICONS

- 4) Applicants must pay attention to the icons in the application form in order to determine whether:
 - the information provided will be treated as confidential;
 - there is any documentation or information required in response to a question in the form of an annexure; or
 - there are consequences in not answering a question.
- 5) The application form makes use of the following icons:



The books icon means that the information provided will be treated as confidential.



The <u>clipboard</u> icon means that the applicant must consult the corresponding schedule to the application form. Applicants are instructed in the schedules regarding the documentation or information required as annexures. If the required documentation or information is not submitted, the application may be adversely affected. Failure to submit certain requested documents or information may result in the application being refused.



The <u>warning</u> icon means that if the applicant fails to answer the question, the answer will be deemed to be adverse to the applicant.

COMPLETION OF APPLICATION FORM

- 6) The applicant must complete all sections of the application form. If any particular section does not apply to the applicant, the section may be marked "N/A." If an applicant cannot answer a section, it may be marked "Unknown." The applicant must respond in the spaces provided in the application form. Information may not be submitted by way of annexures except where applicants are specifically required to do so.
- 7) This application form must be completed by hand and submitted together with the required annexures. If the application is submitted in any other form, the application will be refused. Do not use a pencil. Preferably use a blue pen.
- 8) The declaration must be signed and attested before a Commissioner of Oaths by the applicant's authorised representative, and, if applicable, the authorised representative of the holding entity, sister company(ies) and the joint venture partner(s). If the declaration is not signed and attested, the application will be refused.
- 9) The application, duly signed and attested, must be punched and placed into lever arch files with a divider before each annexure. The annexures must be numbered according to the schedules. Confidential information requested under sections marked by the books icon should be placed in a sealed A4 envelope marked with the application number, punched and placed after the annexures.

IMPORTANT INFORMATION

INSTRUCTIONS

10) One true copy of the application must be made. This copy must be punched, divided and filed in the same manner as the original. The copy does not have to be certified as a true copy of the original, but it will be assumed to be the same as the original. Any discrepancy may invalidate the application.

LODGEMENT OF APPLICATION

11) The application, and the copy of the application must be hand delivered Thursday 18 August 2005 between 08h00 and 20h00, or Friday 19 August 2005 between 08h00 and 17h00 at one of the places and venues listed below.

Place	Venue
Port Nolloth	City Hall, Main Road, Port Nolloth
Lamberts Bay	Community Hall, Burrel Street, Lamberts Bay
Saldanha Bay	Tabakbaai Holiday Resort Hall, Saldanha Bay Municipality
Cape Town	Woodstock Town Hall, between Aberdeen and Plein Streets, Woodstock
Hermanus	Zwelihle Recreational Centre, Plot 88 Lusiba Street, Hermanus
Mossel Bay	J.S. Langen Hoven Library, Mayixhale Street, Kwa-Nonqaba Location, Mossel Bay
Port Elizabeth	Helenvale Resource Centre, Baatjies Streeet, Helenvale
East London	Cosmics View Hall, Buffalo Park Drive, East London
Port St Johns	Community Hall, 257 Main Street, Port St Johns
Durban	KZN Wildlife Offices, 3 Elton Place, Congella, Durban

12) The application may not be submitted by post or by fax. An application not submitted by hand within the above times, on the above dates, at one of the above places and venues will be refused.

IMPROPER LODGEMENT

- 13) Improperly lodged applications will be refused. An application is improperly lodged if:
 - it is received late;
 - the applicant makes no payment, or short payment, or late payment of the application fee; or
 - the application is lodged in a manner contrary to the instructions.

MATERIAL DEFECTS

- 14) Applications that are materially defective will be refused. An application is materially defective if:
 - the declaration is not signed and attested by the applicant's authorised representative, and, if applicable, the authorised representative of the holding entity, sister company(ies) and the joint venture partner(s).;
 - more than one application is received for a right in the same sector; or
 - the applicant or, if applicable, one or more of the, the holding entity, sister company(ies) and the joint venture partner(s)
 provide false information or documents, fail to disclose material information or attempt to influence the Minister or the
 delegated authority other than in the manner provided for in the General policy and in this application form.

The state of the s	Section 1
	Applicant Details
1. The applicant must supply a profile of its organisation as	described in Schedule 1A.
1.1 Registered Name of Applicant	
1.2 Trading Name of Applicant:	
1.3 Registration Number:	
1.4 Income Tax Number:	
1.5 Vat Number:	
1.6 Skills Development Levy Number:	
1.7 Have the applicant's details (1.8.1 - 1.8.7d) changed si applicant registered?	
1.8 If "Yes", complete only those details that have changed	L
1.8.1 Principal Place of Number and Street: Business:	
Suburb:	
Town / City:	Postal Code:
1.8.2 Postal Address: Number and Street / PO Box:	
Suburb:	
Town / City:	
	Postal Code:
Area Code:	
1.8.3 Telephone Number:	
1.8.4 Additional Telephone Number:	
1.8.5 Fax Number:	
1.8.6 Authorised Contact Person First Name:	
1.8.7 Authorised Contact Person Surname:	
a) Identity Number:	
b) Position Held / Relationship to Applicant	
c) Cellular Number:	
d) E-mail Address:	

and a second supplies the second				ction 2
Does the applicant hold a medium term fishing right in any other sectors?	○ Yes ○ No	Ø	Form of Ap	
2.2 If "Yes", complete the following:				
Fishery in which the Applicant holds a Medium-Term F	Right 200	1 Application F	orm Number	
2.3 Is the applicant more than 50% South African owned?	O Yes O No		V	
2.4 Does the applicant have a valid tax clearance certificate?	O Yes O No		arphi	<i>V</i>)
2.5 Complete the following table in relation to ass	set value and turnover:		C)	
Year 2004 (Financial Year End)	Turnover	Gross Asset	Value (excluding fixed	property)
2.6 Does the applicant hold any share(s) in any other company that is applying as a medium term right holder in this sector?	O Yes O No	C/		
2.7 Does the applicant hold any share(s) in any company that is applying as a new entrant in this sector?	O Yes O No	Ø		
			Sec	tion 3
			Comp	liance
3.1 Has the applicant, or any of its mem directors:	bers, shareholders or			
3.1.1 been convicted of a contravention of regulations, or permit conditions dur period?		right O Ye	s O No 🌓	C.
3.1.2 entered into a plea bargain under th 51 of 1977, for a contravention of the or permit conditions during the medium	MLRA, or the regulation	Act Oyens,	s O No 🌓	V.
3.1.3 paid an admission of guilt fine for a c the regulations, or the permit condition right period?			s O No	CX.

	Section 3
	Compliance
3.1.4 been charged with an offence under the MLRA, or the regulations or permit conditions during the medium term right period?	○ Yes ○ No 🏠 🂢
3.2 Has a fishing vessel, motor vehicle, or any other assets of the applicant, or any of its shareholders, members or directors been detained, arrested or seized under the MLRA or restrained, preserved, confiscated or forfeited under the Prevention of Organised Crime Act 121 of 1998 during the medium term right period?	O Yes O No 🌓 💢
3.3 Was a right or permit of the applicant suspended, revoked, cancelled, reduced or altered under section 28 of the MLRA during the medium term right period?	O Yes O No
	Section 4
	Vessel Details
4.1 How many vessels does the applicant nominate for use in this fishery?	**X
4.2 Fill in the relevant details in the tables below regarding each vessel nomin	nated:
Vessel 1 Vessel name	
MCM Area Number	
SAMSA Number Number of crew according to SAMSA Safety Certificate	n -
Owner of Vessel as indicated by South African Certificate of Registry or SAMSA Safety	
Certificate Nature of Access to Vessel (either majority	
Ownership, or charter or catching agreement) Vessel filted with a functioning VMS Ownership, or charter or catching agreement)	
System (Y/N) Manufacturer of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower	
	C C
Vessel 2	
Vessel name MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry or SAMSA Safety Certificate	
Nature of Access to Vessel (either majority ownership, or charter or catching agreement)	
Vessel fined with a functioning VMS System (Y/N)	
Manufacturer of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower	

	Section
	Vessel Detail:
	Vessel 3
Vessel name MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry or SAMSA Safety Certificate	•
Nature of Access to Vessel (either majority ownership, or charter or catching agreement)	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacturer of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower	
	Vessel 4
Vessel name MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry or SAMSA Safety Certificate	
Nature of Access to Vessel (either majority ownership, or charter or catching agreement)	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacturer of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower	
	Vessel 5
Vessel name MCM Area Number	
SAMSA Number Number of crew according to SAMSA	
Safety Certificate Dwner of Vossel as indicated by South African	
Prificate of Registry or SAMSA Safety Partiticate	
Jature of Access to Vessel (either mejority winership, or charter or catching agreement)	
/essel fitted with a functioning VMS System (Y/N)	**
Manufacturer of VMS System	
/asset Length in metres according to SAMSA Safety Certificate	
(essel Horsepower	

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23		~ *	io		8 9 86
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Catch Utilisatio

5.1 Did the applicant over-catch or under-catch in any other fishery by more	
than 10% during the medium term rights period?	

O Yes O No



5.2 Complete the following in relation to the applicant's catch records if the applicant holds medium term rights in other sectors (excluding sectors where effort and not catch is allocated)

Fishery in Which Applicant Holds a Medium Term Right							
Year	Annual Catch Allocation(in metric tons)	Total Actual Catch of Applicants Allocation (in nominal tons)	Percentage under- caught	Percentage over-caught			
2002 Season							
2003 Season							
2004 Season							
Fishery in Which A	pplicant Holds a Medium Term	Right					
Year	Annual Catch Allocation(in metric tons)	Total Actual Catch of Applicants Allocation (in nominal tons)	Percentage under- caught	Percentage over-caught			
2002 Season							
2003 Season							
2004 Season	-		3500000 m (s + 647000 3 500 m + 950 4 1 1) m (m 1880 d				
Fishery in Which A	pplicant Holds a Medium Term	Right					
Year	Annual Catch Allocation(in metric tone)	Total Actual Catch of Applicants Allocation (in nominal tons)	Percentage under- caught	Percentage over-caught			
2002 Season							
2003 Season		100					
2004 Season							
Fishery in Which A	pplicant Holds a Medium Term	Right					
Year	Annual Catch Allocation(in metric tons)	Total Actual Catch of Applicants Allocation (in nominal tons)	Percentage under- caught	Percentage over-caught			
2002 Season							
2003 Season							
2004 Season			The state of the s				

	Transformation
Management ar	nd Employment Equity
in section 1 of the fapplication?	O Yes O No

6.1 Is the applicant a designated employer as defined in section 1 of the
Employment Equity Act, 55 of 1998 at the date of application?

6.2.1 If "Yes" to Section 6.1, has the applicant complied with the Employment Equity Act 55 of 1998?



6.2.2 If "No" to section 6.1, has the applicant voluntarily complied with the Employment Equity Act 55 of 1998?



	Section 6
***************************************	Management and Employment Equity

6.3.1 Complete the table below in respect of the applicant's board of directors (if a company) or members (if a close corporation) as at date of application.





	Director / Member Name (Initial & Surname)	Years of Service	Black (Y/N)	Gender (M/F)	ID Number
		Service	(Y/N)	(M/I+)	
1					2
2					e .
3					
4					3
5					
6					
7			27		5 E d
8					-
9					
10					
11		38			
12					
13					
14					
15					

Transformation

Management and Employment Equity

6.3.2 Complete the table below in respect of employees at date of application.



Between 1 - 5 Employees	The Top Salary Earner(Total Cost to Company)
Between 6 - 30 Employees	The Top Two Salary Earners (Total Cost To Company)
Between 31 - 60 Employees	The Top 3 Salary Earners (Total Cost to Company)
Between 61 - 165 Employees	The Top 4 Salary (Total Cost to Company) Earners
More than 165 Employees	The Top 3% of Salary Earners (Total Cost to Company) up to 90 Employees

	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
1							
2							
3				5.			
4						10	
5							21
6					11.7		
7							
8							
9							
10							
11							
12							
13			10				
14							
15							
16							
17	22.0						
18	8		17				
19							

Transformation



Management and Employment Equity

	Employee Name	Organisational Titi	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
20							
21		i					
22							
23							
24							
25							
26							
27							
28							į.
29		estico Sentenii Se Ve					
30	province of the second				6		
31							
32							
33							
34							
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Transformation



Management and Employment Equity

W							
	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	fD Number
56				-	-		
57						50 (2010) - 1000	
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59					1		
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85						L	lt lt
86			0				
87					62		
88							
89		F 12			9		
90					100		48
						•	

												ction
				***************************************		Mana	agem	ent ar	nd Em		nsfori nent l	
6.4.1 (e	Complete the follo	wing table	in rel	ation to	income						- (
	Gross Monthly Sala (Total Cost to Co	y/Wages	Nu	mber of		tage of Tol		nber of Blac	" т	centage of otal Black	F	imber of emale
1	<r2 500<="" td=""><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td>mployees</td><td>En</td><td>iployees</td></r2>									mployees	En	iployees
2	Between R2 500 ar	d R5 500									1	1
3	Between R5 501 an	H10 500				-	a					
4	Between R10 501 ar	d R16 000										
5	Between R16 001 an	d R20 000			1			9				
6	Between R20 001 an	d R25 000								12.00		
7	Between R25 001 an	d R30 000										
8	Between R30 001 an	d R40 000						100				
9	Between R40 001 an	d R60 000		22 19								
10	>R60 000											
	Total					00%		-		100%		
	oes the applicant	contribute	towa	ards me	dical aid	d and pe	nsion fo	or its	- O Y	es C) No	C
	oes the applicant	provide a	ny oth	ner type	of bene	fits for it	s empl	yees?	O Y	es O	No	(X
.5 Co	mplete the followi	ng table in	relati	on to the	applic	ant's mo	st rece	nt emplo	yment	equity p	rofile	
pro the	vided to the Depa n the table must b	rtment of I e complet	Labou ed as	ir. If the at date	application of application of applications application of the properties of the prop	nt is not cation.	design	ated or d	lid not v	oluntaril	y compl	у 🔇
						Π_		1		ı	To	otal I
Occu	pational Categories	Gender Male	A No	A %	G No	C%	l No	1%	W No	W %	ACI %	F%
Top & I enior C	Senior Management / Officials and Managers	Female										
				. 9							ı	I.

						,				То	tal
Occupational Categories	Gender	A No	A %	G No	С%	I No	1%	W No	W %	ACI %	F%
Top & Senior Management /	Male										
Senior Officials and Managers	Female										
Professionally Qualified and experienced specialists and	Male										
mid-management / Professionals	Female						i s				
Skilled Technical and academically qualified workers, sonervisors,	Male										
foremen, and superintendents / Technicians and Associate Professionals	Female	1									
Semi-skilled and distretionary decision reking and unskilled and undefined decision- making / Clerks , Service & Sales Workers	Male										
Fishery Workers, Artisans & Related Trade Workers, Plant & Machine Operators & Assemblars, Elementary Conspations	Female										
TOTAL	Male						-				Vals
TOTAL	Female										

A = African, C = Coloured, I = Indian, W = White, M = Male, F = Female, ACI = African, Coloured and Indian

CONTROL OF											iatio
					Mana	agem	ent ar	id Em			
6.Complete the table	below in	n relatio	n to emp	oloymen	t equity	figures	for Seni				Ć
Managers and Pro	tession	iais suc	mitted ir	1 (ne 20)	л арри	cation ic	orm.			Т	otal
Occupational Categories	Gender	ANo	A%	C No	C%	INo	1%	W No	W %	ACI%	F%
op and Senior Management /	Male										
Senior Officials and Managers (as per 2001 application form)	Female										
Professionally qualified and	Male										
experienced specialists and mid-management / Professionals 2001 (as per	Female										
2001 application form)	Fernaid				000000000000000000000000000000000000000				<u> </u>		
									T	Sec	tion
							Winers	1611012	9(8)111	or in lich	
7 In the applicant a co	mnany		***************************************	~~~		O	wners				s Un
100/20			w in resp	pect of s	harehol			ΟY	es O		s ∪n X-
10.00/00	the tab	ole belov	holding He		ntage Vot	ding hel	d by bla	O Y ck perse	es O ons:	No .	/ lack
7.1 If "Yes", complete Year 2001 (as stated in 2001	the tab	ole belov	holding He			ding hel	d by bla	O Y ck perse	es O ons:	No .	/ lack
7.1 If "Yes", complete Year 2001 (as stated in 2001 application form)	the tab	ole belov	holding He		ntage Vot	ding hel	d by bla	O Y ck perse	es O ons:	No .	/ lack
7.1 If "Yes", complete Year 2001 (as stated in 2001 application form)	Percent b	age Share y Black Pe	shalding Hel ersons	ld Peroc	entage Vot by Black	ding heli ling Rights Persons	d by blad	O Y ck perso Perce Share	ons:	No ividends B re Entitled	/ lack
7.1 If "Yes", complete Year 2001 (as stated in 2001 application form)	Percent b	age Share y Black Pe	initialization to	Peros shareh	entage Vot by Black	ding helding Rights Persons neld by v	d by blad Held women b	O Y ck perse Perce Share	ons: ntage of Deholders a	No ividends B re Entitled	ack To
7.1 If "Yes", complete Year 2001 (as stated in 2001 application form) 2005 (at date of application) 7.2 Complete the follows:	Percent b	age Share y Black Pe	elation to	Peros shareh	entage Vot by Black colding h	ding heli ling Rights Persons	d by blad Held women b	O Y ck perse Perce Share	ons: ntage of Deholders a	No ividends B re Entitled	ack To
7.1 If "Yes", complete Year 2001 (as stated in 2001 application form) 2005 (at date of application) 7.2 Complete the folion through principle:	Percent b	age Share	elation to	Peros shareh	entage Vot by Black colding h	ding helding Rights	d by blad Held women b	O Y ck perse Perce Share	ons: Intage of Deholders a	No ividends B re Entitled	ack To
7.1 If "Yes", complete Year 2001 (as stated in 2001 application form) 2005 (at date of application) 7.2 Complete the follothrough principle: Year	Percent Description Percent Percent	age Share able in re by Worn	elation to	shareh	entage Vot by Black colding h	ding helding Rights Persons Pe	d by blad	O Y ck perse Percers Share passed o	ons: Intage of Deholders a	No ividends B re Entitled	ack To
7.1 If "Yes", complete Year 2001 (as stated in 2001 application form) 2005 (at date of application) 7.2 Complete the follothrough principle: Year 2005 (at date of application) 7.3 Did any of the application in the app	Percent Percent Percent Percent policant's	age Share able in re age Share by Wom age Share by Wom age Share by Wom age Share by Wom age Share	elation to	shareh	entage Vot by Black holding h entage Vot by Wo	ding helding Rights one 6.3.2 I	d by blad	O Y ck perse Percers Share passed o	n the flo	No ividends B re Entitled	ack To
2001 (as stated in 2001 application form) 2005 (at date of application) 7.2 Complete the follothrough principle: Year 2005 (at date of application) 7.3 Did any of the application in the application	Percent Dicant's licant in the percent	age Share able in re by Worn s employ 2004?	elation to shotding He	shareh id Perco	nolding h	ding helding Rights onen 6.3.2 I	d by blad Held women b	O Y ck perse Percers Share passed o	n the flo	No ividends B re Entitled	ack To
7.1 If "Yes", complete Year 2001 (as stated in 2001 application form) 2005 (at date of application) 7.2 Complete the folion through principle: Year 2005 (at date of application) 7.3 Did any of the application in the a	Percent Display to the tab	age Share able in re age Share by Worn s employ 2004? entage	elation to shotding He	shareh ld Perce	nolding hands and section of the sec	ding helding Rights onen 6.3.2 I	d by blad Held women b Held holds	O Y ck perso	n the florentiate of Dividends P	No ividends B re Entitled	lack To

		Section 6
		Transformation
		Ownership - Companies Only
6.7.6 Was the applicant managed by marketing of the 2004 allocation during the 2004 financial year?	n in another fishery performed	ching, or processing or O Yes O No
6.7.7 If "Yes", complete the table bel	ow:	
Furiction	Rand Amount Paid to Other Entity dur 2004 Financial Year	ing the Rand Amount as a Percentage of the Applicant's Total Turnover in 2004
Management		
Catching		
Processing		
Marketing		
6.7.8 Did the applicant sell any of its harvesting, to any other entity in	allocated quantum or effort, pr 2002, 2003, 2004 or 2005?	ior to O Yes O No
20 Q		
6.7.9 If "Yes", complete the table belo		<u> </u>
Name of entity to which allocation	was sold Total Hand	amount paid by other entity for the allocation during the medium term period
a	Owners	hip - Close Corporations Only
6.8 Is the applicant a close corporation		
	O ICE	
6 9 1 If "Van" complete the table ball		
6.8.1 If "Yes", complete the table belo	ow in respect of members inte	rest held by black persons:
Year Percentage In Black F		rest held by black persons: ghts Held by Percentage Profit Distribution Black
Vene Percentage In	ow in respect of members inte	rest held by black persons: ghts Held by Percentage Profit Distribution Black
Year Percentage In Black F	ow in respect of members inte	rest held by black persons: ghts Held by Percentage Profit Distribution Black
Year Percentage Ir Black F 2001 (as stated in 2001 application form)	Dow in respect of members intended inte	ghts Held by black persons: Percentage Profit Distribution Black Persons are Entitled To
Year Percentage In Black F 2001 (as stated in 2001 application form) 2005 (as at date of application) 6.8.2 Complete the table below in relative percentage in Percentage In State of State o	Percentage Voting Rights Percentage Voting Rights Persons Percentage Voting Rights Persons Percentage Voting Rights	ghts Held by black persons: Percentage Profit Distribution Black Persons are Entitled To by women: Percentage Profit Distribution Women are
Year Percentage In Black F 2001 (as stated in 2001 application form) 2005 (as at date of application) 6.8.2 Complete the table below in relative to the percentage in Work Work Percentage In Work Perce	Percentage Voting Richards Interest Held by Percentage Voting Richards Richards Percentage Voting Richards Richards Richards Richards Percentage Voting Richards Rich	rest held by black persons: Ghts Held by Percentage Profit Distribution Black Persons are Entitled To by women:
Year Percentage In Black F 2001 (as stated in 2001 application form) 2005 (as at date of application) 6.8.2 Complete the table below in relative percentage in Percentage In State of State o	Percentage Voting Rights Percentage Voting Rights Persons Percentage Voting Rights Persons Percentage Voting Rights	ghts Held by black persons: Percentage Profit Distribution Black Persons are Entitled To by women: Percentage Profit Distribution Women are
Year Percentage In Black F 2001 (as stated in 2001 application form) 2005 (as at date of application) 6.8.2 Complete the table below in relative to the percentage in Work Work Percentage In Work Perce	Percentage Voting Riblack Persons Percentage Voting Riblack Persons ation to members interest held by here. Percentage Voting Riblack Persons Percentage Voting Riblack Percentage Voting Riblack Persons	ghts Held by black persons: Percentage Profit Distribution Black Persons are Entitled To by women: Percentage Profit Distribution Women are Entitled To
Year Percentage In Black F 2001 (as stated in 2001 application form) 2005 (as at date of application) 6.8.2 Complete the table below in relative form (as at date of application) 2005 (as at date of application) 6.8.3 Did the applicant have a profit s	Percentage Voting Risersons Percentage Votin	phts Held by Distribution Black Persons are Entitled To by women: phts Held by Percentage Profit Distribution Women are Entitled To
Year Percentage In Black F 2001 (as stated in 2001 application form) 2005 (as at date of application) 6.8.2 Complete the table below in relative and the state of application) 2005 (as at date of application) 6.8.3 Did the applicant have a profit s in 2004? 6.8.4 If "Yes", what percentage of pro-	Percentage Voting Right Black Persons Percentage Voting Right Black Persons ation to members interest held terest Held by men Percentage Voting Right Women Percentage Voting Right Women Percentage Voting Right Women Percentage Voting Right Women	prest held by black persons: Percentage Profit Distribution Black Persons are Entitled To by women: phts Held by Percentage Profit Distribution Women are Entitled To in place O Yes O No
Year Percentage In Black F 2001 (as stated in 2001 application form) 2005 (as at date of application) 6.8.2 Complete the table below in relative Percentage in Work 2005 (as at date of application) 6.8.3 Did the applicant have a profit so in 2004? 6.8.4 If "Yes", what percentage of prounder question 6.3.2 entitled to? 6.8.5 Complete the following table in respect to the property of the pro	Percentage Voting Rights Percentage Voting Rights Persons Percentage Voting Rights Persons Percentage Voting Rights Percentage Voting Rights Persons Percentage Voting Rights Persons Percentage Voting Rights Perso	prest held by black persons: Percentage Profit Distribution Black Persons are Entitled To by women: phts Held by Percentage Profit Distribution Women are Entitled To in place O Yes O No

Section 6
Transformation
Ownership - Close Corporations Only
6.8.6 Was the applicant managed by another entity, or was the catching or processing or marketing performed by another entity during the 2004 financial year? Answer "Yes" if any of the above are applicable.
6.8.7 If "Yes", complete the table below:
Function Rand Amount Paid to Other Entity Rand Amount as a Percentage of the Applicant's Turnover in 2004
Management
Catching
Processing
Marketing
6.8.8 Did the applicant sell any of its allocated quantum or effort, prior to harvesting, to any other entity in 2002, 2003, 2004 or 2005?
6.8.9 If "Yes", complete the table below:
Name of entity to which allocation was sold Total Rand amount paid by other entity for the allocation during the medium term period
Skills Development
6.9 Has the applicant met the targets set in the Transformation Plan submitted in 2001? O Fully O Somewhat/Partially O Not at all
6.10 Complete the following table in relation to the Skills Development Levies Act 9 of 1999 and the Skills Development Act 97 of 1998:
Year Did the applicant submit Workplace Skills Plan which was approved (Y/N) Did the applicant submit Submit an Annual Sand Amount Paid to SARS in skills development levies and SAR
2004 (financial year)
6.11 Did the applicant participate in a learnership programme during the medium O Yes O No term rights period?
6.12 If "Yes," indicate the number of learnerships as a percentage of the applicant's permanent employees as at date of application.
6.13. Did the applicant participate in any other skills development programmes through its SETA in 2004 such as an SMME Support Strategy?
6.14.1 How many skippers are used by the applicant in other sectors?
6.14.2 What percentage of these skippers are black in other sectors?

			Section 6
6.15 Does the applicant make donations of its annual taxable income which qualify for deduction in terms of section 18A of the Income Tax Act 58 of 1962 ?	Corpo	orate Social In	vestment
6.16 If "Yes", indicate what percentage of net profit (earning before income tax) earned in the 2004 financial year donations amount to:	these O.	W	CZ.
6.17 Indicate the five largest tax deductible donations mad	le per in 2004 in th	Rand Value of Am	ount Donated
6 18 Dogs the applicant make any other densities (in add			
 6.18 Does the applicant make any other donations (in additional deduction in terms of section 18A of the Income Tax including school fees)? 6.19 If "Yes", indicate what percentage of net profit (earning before income tax) earned in the 2004 financial year to other donations amount to: 	Act 58 of 1962, bugs	. 0.5 % 5 - 1 %	Yes O No
6.20 If other donations were made, indicate the five largest	O > such donations m		
	Af		Section 6 ormation curement
6.21 Does the applicant have a written affirmative procurement policy?	O Yes O No		Ø

			Section 6 Transformation
		Affirmati	ve Procurement
6.22 Provide the following information in re (operational expenditure) in 2004:	elation to the applicant	's top nine South Afric	an suppliers
Name of Supplier	Percentage of Black Ownership of Supplier	Amount Paid to Supplier in Flands in 2004	Percentage of Total Expenses
	1		
6.23 Has the applicant determined its affi percentage of total procurement spen	rmative procurement : d?	spend as a	es O No
			Section 7
	Vessel		onmental Safety Contraventions
7.1 Has the applicant, during the medium forfeited a deposit by way of penalty u Shipping Act, 57 of 1951?	n term rights period, be under section 324 of th	een convicted, or e Merchant	OYes ONo 🍒
7.2 Has the applicant, during the medium forfeited a deposit by way of penalty for Occupational Safety Regulations of 19	or contravening the M	en convicted, or aritime	O Yes O No
7.3 Has the applicant, during the medium forfeited a deposit by way of a penalty Accommodation Regulations, 1961?	term rights period, be	een convicted, or Crew	O Yes O No
	Crev	v Safety and Wo	rking Conditions
7.4 Has the applicant, during the medium terms of section 6 of the Maritime Oc	n term right period, rep cupational Safety Reg	orted an accident in ulations?	OYes ONo 🏑
		*	

		Secur	,,,
Vessel, Crew and En Crew Safety and V	and the second	and the second	
7.5 Has a qualified safety officer been appointed for each nominated vessel of more than 25 gross tons with a crew of 6 or more in terms of section 36 of the Maritime Occupational Safety Regulations?	O Yes	○ No	Ø
7.6 Has every crew member on board each nominated vessel completed the approved safety induction training required by the Merchant Shipping Act 57 of 1951?	O Yes	○ No	CX
7.7 Does the applicant or vessel owner provide insurance or other financial security in respect of loss of life and personal injury suffered by crew?	○ Yes	○ No	CX
7.8 Has a formal safety assessment been conducted in respect of each nominated vessel in terms of Marine Notice No 26 of 2004?	O Yes	O No	\Diamond
7.9 Has the applicant or the vessel owner registered with the Commissioner in terms of the Compensation for Occupational Injuries and Diseases Act 130 of 1993?	O Yes	O No .	Ø
7.10 Does the applicant have an HIV/AIDS policy?	O Yes	O No	Ø
7.11 Has the applicant, during the medium term right period, been convicted or forfeited a deposit for contravening any part of the Marine Pollution (Prevention of Pollution from Ships) Act 2 of 1986 or Section 30 of the Marine Pollution (Control and Civil Liability) Act 6 of 1981?	O Yes	O No	Ø
7.12 Does the applicant or vessel owner have an alcohol and substance abuse policy in place?	O Yes	O No	C
7.13 Does the applicant or vessel owner have a plan dealing with garbage for each nominted vessel?	O Yes	O No	Ø
		Sectio	
8.1 Complete the following tables in relation to job creation in the fishing industry:		b Creat	N.
Year Permanent Employees (Sea Based) Permanent Employees (Sea Employees (Sea Employees (Land Based)) Seasonal Employees (Sea Employees (Sea Based)) Total Number of Employees (Columns 1- 4)	Total Amount Salary Bill as per Financia Statements	decrease	se or in total er of
2005 (date of application)			

Section 8 Job Creation

8.1.2 Table 2

n Term Right	
Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End	How much does the applicant sperid on salaries/ wages per ton allocated
n Term Right	
Total Annual Salary Bill (In relation to this fishery) 2004 Financial Year End	How much does the applicant spend on salaries/ wages per ton allocated
The state of the s	Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End Term Right Total Annual Salary Bill (in relation to this

Fishery in which Applicant Holds a Mediur	n Term Right	
Applicants Annual Catch Allocation (in tons) in this fishery in 2004	Total Annual Salary Bill (in relation to this lishery) 2004 Financial Year End	How much does the applicant spend on salaries wages per ton allocated

pplicants Annual Catch Allocation (in tons) in this fishery in 2004	Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End	How much does the applicant sperid on salarie wages per ton allocated
--	--	---

Number of Units of Effort All Applicant in 200		Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End	How much does the applicant spend on salarie wages per unit of effort allocated
---	--	--	--

8.1.3 Table 3

Applicant's Annual Catch Allocation (In tons) in this fishery in 2004	Total Employees (in relation to this fishery) (at date of application)	How many people does the applicant employ per ton allocated	Total Employees less Seasonal Employees (in relation to this fishery) (date of application)	How many people (less seasonal employees) does the applicant employ per ton allocated
---	--	---	--	--

Applicant's Annual Catch Allocation (in tons) in this fishery in 2004	Total Employees (in relation to this fishery) (date of application)	How mariy people does the applicant employ per ton allocated	Total Employees less Seasonal Employees (in relation to this fishery) (date of application)	How many people (less seasonal employees) dos the applicant employ per ton allocated
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Section 8 Job Creation Fishery in which Applicant Holds a Medium Term Right Total Employees less Seasonal Employees (in relation to this lishery) How many people (less seasonal employees) does the applicant employ per ton allocated Total Employees (in relation to this fishery) (date of application) Applicant's Annual Catch Allocation (in tons) in this fishery in 2004 How many people does the applicant employ per ton allocated (date of application) Fishery in which Applicant Holds a Medium Term Right Total Employees less Seasonal Employees (in relation to this fishery) Applicant's Annual Catch Allocation (in tons) in this fishery in 2004 Total Employees (in relation to this fishery) How many people (less seasonal employees) does the applicant employ per How many people does the applicant employ per ton allocated (date of application) (date of application) ton allocated Fishery in which Applicant Holds a Medium Term Right Total Employees less Seasonal Employees (in relation to this fishery) (date of application) How many people (less seasonal employees) does the applicant employ per unit of effort allocated? Number of units of effort allocated to the Applicant in 2004 Total Employees (in relation to this fishery) (date of application) How many people does the applicant employ per unit of effort allocated? 8.1.4 Table 4



Average of top live salaries	What was the mulitiple between the average of the five lowest and the average of the five highest salaries at date of application
g.	
	# 955 # #
Average of lowest five salaries	
e s	
0	
	Average of lowest five

Section 9 investment 9.1 Complete the following tables: 9.1.1 Table 1 Total Book Value of Total Land Based Total Book Value of Harbour and Sea Book Value of Total Fixed Assets Vear Fixed Assets **Based Fixed Assets** 2004 (financial year end) 9.1.2 Table 2 Insured Value of Total Fixed Total Insured Value of Total Land Based Total Insured Value of Harbour and Sea Year **Based Fixed Assets** Fixed Assets Assets 2004 (date of application) 9.1.3 Table 3 Fishery in which Applicant Holds a Medium Term Right Book Value (in rands) of land-based assets at 2004 financial year end in this Book Value (in rands) of Book Value of Harbour and Sea-Based Assets per ton allocated to applicant Book Value of Land-Based harbour and sea-based assets at 2004 financial Annual Catch Allocation (Ir Assets per ton allocated to tons) to the applicant in 2004 applicant year end in this fishery fishery Fishery in which Applicant Holds a Medium Term Right Book Value (in rands) of Book Value (in rands) of Book Value of Land-Based financial year end in this Book Value of Harbour and harbour and see-based assets at 2004 financial Annual Catch Allocation (in Sea Based Assets per ton allocated to applicant Assets per ton allocated to applicant tons) to the applicant in 2004 year end in this fishery Fishery in which Applicant Holds a Medium Term Right Book Value (in rands) of land-based assets at 2004 Book Value (in rands) of Book Value of Harbour and Sea-Based Assets per ton allocated to applicant Book Value of Land-Based Assets per fon allocated to harbour and sea-based assets at 2004 financial Annual Catch Allocation (in financial year end in this fishery tons) to the applicant in 2004 applicant year end in this fishery Fishery in which Applicant Holds a Medium Term Right Book Value (in rands) of land-based assets at 2004 Book Value (in rands) of Book Value of Harbour and Sea-Based Assets per ton Book Value of Land-Based harbour and sea-based Annual Catch Allocation (in Assets per ton allocated to assets at 2004 financial financial year end in this tons) to the applicant in 2004 allocated to applicant applicant year end in this fishery fishery Fishery in which Applicant Holds a Medium Term Right Book Value (in rands) of land-based assets at 2004 linaricial year end, in this fishery Book Value (in rands) of Book Value of Harbour and Sea Based Assets per ton allocated to applicant Book Value of Land Based harbour and sea-based assets at 2004 financial Annual Catch Allocation (in Assets per ton allocated to tons) to the applicant in 2004 applicant year end in this fishery

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9.1.4 Table 4

Thereby at Miner Pupping	ant Holds a Medium Term Rig	ди.		8. Kg
nnual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	land-based assets at date	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Lar Based Assets per t allocated to applica
Fishery in which Applica	ant Hölds a Medium Term Rig	iht		<u> </u>
nnual Catch Allocation (in lons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	Insured Value (in rands) of land-based assets at date of application	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Lar Based Assets per to allocated to applica
	8 8			a
Fishery in which Applica	nt Holds a Medium Term Rigi	nt		
nual Catch Allocation (in ons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	insured Value (in rands) of land-based assets at date of application	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Lan Based Assets per to allocated to applican
				100
Fishery in which Applica	nt Holds a Medium Term Righ	ıt.		x 2.
nual Catch Allocation (in ris) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	Insured Value (in rands) of land-based assets at date of application	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land Based Assets per to allocated to applican
				(-
Fishery in which Applicar	nt Holds a Medium Term Righ	1		
nual Catch Allocation (in ns) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	Insured Value (in rands) of land-based assets at date of application	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land Based Assets per for allocated to applicant
		. 19 4		

9.1.5 A detailed explanation of all investment made in marketing activities must be included as an annexure.



9.1.6 A detailed explanation of all investment made in processing activities must be included as an annexure.



9.1.7 Has the applicant invested in on-board or land based processing facilities?

	7 184000	CONTRACTOR OF STREET
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1111	CARRIE	11 10 11 11 11 12 14 14	u laura ii	I FORGIUUT IU	Halbuula	and landing	31163	uocu.

Harbour / Landing SiteName	Fishery	Tons Landed at Harbour in 2004	Percentage of Total Catch Landed in 2004
	6		
Total			

10.2	At which harbours and
	landing sites will the
	applicant land its catches?

Harbour / Landing Site Names			
and the second s			

10.3 Has the applicant made any investment in physical infrastructu	re at these
harbours or landing sites in order to improve or make landing of	atches at
these harbours possible?	

			annews v	
-		2000	-	No
	Ve	2		NO.
$\mathbf{\mathcal{C}}$	0.00		-	



				Section
		Value Adı	d & Enterp	rise Developm
11.1 Is the applicant directly invo any value adding process in other fishery?		S O No		
11.2 Has the applicant been resp for any enterprise developm		o No	= ×	
				Section
				Performa
				Finan
12.1 What is the applicant's 2004 certified Annual Turnover?	4 audited, verified or			
2.2 Provide the following inform	ation in relation to th	e applicant's incor	ne statements:	
Year Turn	over Profit	After Tax Re	atained Earnings	Dividends Paid / Distribution of Profits
2004			3	
2.3 Provide the following inform	ation in relation to th	e applicant's balar	nce sheet:	
Year Ass	ets Long-Te	rm Liabilities C	urrent Liabilities	Shareholder's Equity Member's Contribution
2004				
2.4 Provide the following inform	ation in relation to th	e applicant's cash	flow:	este e m
Year Net 0	Cash Inflow / Outflow from Operations	Net Cash Inflow / O Investing Acti		Cash Inflow / Outflow fro Financing Activities
	-	2 W 1 A	#.	
2004				. (
2.5 If the applicant is a newly es applicant intends to finance	tablished entity, plea its entry into this fish	ase provide a deta nery as Schedule	iled statement of	of how the
				Section
-				Fishing F
3.1 Does the applicant have a fi	shing plan?		O Yes	O No
3.2 Will the applicant be person fishing plan?	ally responsible for in	mplementing its	O Yes	O No
3.3 Will a third party be respons applicant's fishing plan?	ible for implementing	g the	O Yes	O No \$
3.4 If yes, who is the third party	?		<u></u>	

		Section
	nd Environmentally S	
.1 Does the applicant have a by-catch manageme	ent strategy?	O Yes O No
4.2 Does the applicant intend to put in place any m and fuel reduction consumption on vessels, ar	neasures to reduce energy and in processing facilities?	○ Yes ○ No
4.3 Has the applicant undertaken or sponsored a environmentally sustainable practices?	ny research in relation to	O Yes O No
		Section
5.1Please provide the following information in relat	tion to levies paid since 2001	Fishing Levi
Year Species	Total Catch in Tons	Levies Paid
2001	in the second	8 4
2001		
2001		
2001		
2001		
2002		
2002		
2002		
2002		
2002	4 0	
2003		
2003	** ** ** **	
2003		
2003		
2003	<u> </u>	
2004		
2004		
2004	F F F F F	
2004		
2004		

yyyy/mm/dd

I, the undersigned, do hereby make oath and declare that:

(a) I have read the instructions set out on pages 2 and 3 of this application form;

- Applicant Declaration
- (b) the information submitted with and in this Application is true and correct and complete. (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998;
- (d) in order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to my application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit;
- (e) the applicant undertakes to co-operate with any investigators by timeously submitting responses to written requests for information or explanations by attending meetings with investigators, by answering questions satisfactorily at such meetings and where reconstructions.

granting investigators ac constitute an independent (f) the applicant accepts that	manner other than provided	and documents. T eation; decision of the de for in the General	he applicant acce legated authority of Policy or in this ap	pts that failure to co-oper	rate in this regard will allocation of a right or the application being
Signed at:			-		
This	day of		2005		
Signature of Autho	rised Representat	ive:			
Representative's F	ull Name:	L 5			
The authorised represent declaration.	talive declares that he				
Commissioner of Oaths					
Full Name					
Designation		***************************************			
Physical Address					
(d) in order to allow for the possesses or acquires ar or an official of the Departr (e) responses to written required at such meetings and whe failure to co-operate in this official of the departread of the departread of the department of the d	ss set out on pages 2 and 3 of with and in this Application of mation in this Application is to the Application being refusion the strength of this Application being refusion the strength of this Application of informaty information relevant to the ment of Environmental Affairs (3rd easts for information or explained will constitute an independent of the application of a rigresult in the application being result in the application being	of this application for oncerning the holdin not true or comples sed, or to the revolution, in terms of Set tion submitted! here application, to disc and Tourism or the party name) under nations, by attendin twestigators access expendent ground for d party name) accept or quantum or expected.	ng entity is true and te, or if false inform cation, suspension ction 28 of the Marireby authorise any close or make the partial Rights Verification takes to co-operat g meetings with invis to premises, vesion refusing an applicate that any attention of the property of	nation is provided, or mate, cancellation, atteration or ne Living Resources Act 1 institution, organ of state, information available to the Unit; te with any investigators be estigators, by answering of sels and documents. The station; mpt to influence the decis or other than provided for in	erial Information is not reduction of any right, 8 of 1998; person or body, who Minister, his delegate y timeously submitting uestions satisfactorily applicant accepts that
Signature of Author				іт арріісавіе)	
ThisSignature of Autho Representative's F	day of	<u> </u>	2005		
The authorised represent		she knows and	understands the	contents and implica-	ions of the above
declaration.				and in photo	TO MIC MODIC
Commissioner of Oaths					
Full Name Designation					
=					
Physical Address					

I, the undersigned, do hereby make oath and declare that: (a) I have read the instructions set out on pages 2 and 3 of this application form; (b) the information submitted with and in this Application concerning the sister company is true and correct and complete. (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998; (d) in order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to my application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit; (e) (grd party name) undertakes to co-operate with any investigators by timeously submitting at such meetings and where necessary, by granting investigators access to premises, vessels and documents. The applicant accepts that failure to co-operate in this regard will constitute an independent ground for refusing an application; (f) (grd party name) accepts that any attempt to influence the decision of the delegated authority or appellant authority on the allocation of a right or quantum or effort, in any manner other than provided for in the General Policy or in this application form, will result in the application being refused.					
37.0	risea Hepresentativ	e of Sister Company	y (ir applicable)		
This	day of	2005			
Signature of Author	rised Representativ	/e:			
	(1900-1904-1904-1905-1904-1904-1904-1904-1904-1904-1904-1904				
Representative's F					
The authorised represer declaration.	talive declares that he/s	he knows and understand	is the contents and implications of the above		
Commissioner of Oaths					
Full Name					
Designation		to the property of			
Physical Address					
I, the undersigned, do hereby	make oath and declare that:	7	JV Partner Declaration		
(a) I have read the instruction (b) the information submitted (c) I accept that if any infor disclosed, this may lead license or permit granted (d) in order to allow for the possesses or acquires a or an official of the Depart (e) responses to written requ at such meetings and wh failure to co-operate in this (f)	is set out on pages 2 and 3 of with and in this Application commation in this Application is not to the Application being refuse on the strength of this Application proper verification of information information relevant to the ament of Environmental Affairs a (3rd press for information or explanate repard will constitute an indep (3rd)	ncerning the JV partner is true a ot true or complete, or if false ed, or to the revocation, suspe on, in terms of Section 28 of the on submitted I hereby authorise application, to disclose or make and Tourism or the Rights Verific party name) undertakes to co- ations, by attending meetings we restigators access to premises and party name) accepts that any	and correct and complete. information is provided, or material Information is not nsion, cancellation, alteration or reduction of any right, a Marine Living Resources Act 18 of 1998; any institution, organ of state, person or body, who a the information available to the Minister, his delegate cation Unit; poperate with any investigators by timeously submitting ith investigators, by answering questions satisfactorily submitting ith investigators. The applicant accepts that application; and the delegated of the d		
in this application form, will	ority on the allocation of a right result in the application being i	nt or quantum or effort, in any m refused.	anner other than provided for in the General Policy or		
		e of JV Partner (if ap	oplicable)		
Signed at:					
This	day of	2005			
		1.5			
Signature of Authorised Representative:					
Representative's F	full Name:				
	tative declares that he/s		is the contents and implications of the above		
declaration. Commissioner of Oaths		,			
Full Name					
Designation					
Physical Address			J.		

		SIEGES
Received by:		
Date of Receipt:	2005 or2005	
Time of Receipt:	h	
Application Number: .		
Departmental Stamp:		
Disclaimer: The receipti	ng of this application does not imply an acknowledgement of t the application or the correctness of its content.	he completeness of

eceived by:			<u> </u>			
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APPLICATION NUMBER: SWDN

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM BRANCH: MARINE AND COASTAL MANAGEMENT

Seaweed

Long Term Rights Allocation Process: 2005

Cluster B

Application Form For: New Entrants

Registered Name of Applicant	
Company Registration Number or	
Close Corporation Registration Number	
Principal Place of Business	
Genus for which Applicant is Applying	Concession Area for which Applicant is Applying

IMPORTANT INFORMATION

INSTRUCTIONS

GENERAL

- This application form must be read together with these Instructions, the Explanatory Notes, and the Schedules to the application form.
- 2) When completing the application form, applicants are advised to read carefully the General Policy on the Allocation and Management of Long Term Fishing Rights, as well as the applicable Fishery Specific Policy. These policies are available at www.mcm-deat.gov.za. The policies guide the Minister or his delegate when considering the application.
- 3) If the applicant has any queries regarding the completion of the application form, it must submit the query by e-mail to <u>clusterb@deat.gov.za</u>. All queries and responses will be collated and circulated by e-mail to all the applicants in the sector and will be made available on <u>www.mcm-deat.gov.za</u>.

During the application period, applicants or their representatives may not communicate with the Minister, the delegated authority, or officials in the Department regarding their applications in any other manner. Moreover, no reliance may be placed on any information given or obtained in any other manner.

ICONS

- 4) Applicants must pay attention to the icons in the application form in order to determine whether:
 - the information provided will be treated as confidential;
 - there is any documentation or information required in response to a question in the form of an annexure; or
 - there are consequences in not answering a question.
- 5) The application form makes use of the following icons:



The books icon means that the information provided will be treated as confidential.



The <u>clipboard</u> icon means that the applicant must consult the corresponding schedule to the application form. Applicants are instructed in the schedules regarding the documentation or information required as annexures. If the required documentation or information is not submitted, the application may be adversely affected. Failure to submit certain requested documents or information may result in the application being refused.



The <u>warning</u> icon means that if the applicant fails to answer the question, the answer will be deemed to be adverse to the applicant.

COMPLETION OF APPLICATION FORM

- 6) The applicant must complete all sections of the application form. If any particular section does not apply to the applicant, the section may be marked "N/A." If an applicant cannot answer a section, it may be marked "Unknown." The applicant must respond in the spaces provided in the application form. Information may not be submitted by way of annexures except where applicants are specifically required to do so.
- 7) This application form must be completed by hand and submitted together with the required annexures. If the application is submitted in any other form, the application will be refused. Do not use a pencil. Preferably use a blue pen.
- 8) The declaration must be signed and attested before a Commissioner of Oaths by the applicant's authorised representative, and, if applicable, the authorised representative of the holding entity, sister company(ies) and the joint venture partner(s). If the declaration is not signed and attested, the application will be refused.
- 9) The application, duly signed and attested, must be punched and placed into lever arch files with a divider before each annexure. The annexures must be numbered according to the schedules. Confidential information requested under sections marked by the books icon should be placed in a sealed A4 envelope marked with the application number, punched and placed after the annexures.

IMPORTANT INFORMATION

INSTRUCTIONS

10) One true copy of the application must be made. This copy must be punched, divided and filed in the same manner as the original. The copy does not have to be certified as a true copy of the original, but it will be assumed to be the same as the original. Any discrepancy may invalidate the application.

LODGEMENT OF APPLICATION

11) The application, and the copy of the application must be hand delivered Thursday 18 August 2005 between 08h00 and 20h00, or Friday 19 August 2005 between 08h00 and 17h00 at one of the places and venues listed below.

Place	Venue
Port Nolioth	City Hall, Main Road, Port Nolloth
Lamberts Bay	Community Hali, Burrel Street, Lamberts Bay
Saldanha Bay	Tabakbaai Holiday Resort Hall, Saldanha Bay Municipality
Cape Town	Woodstock Town Hall, between Aberdeen and Plein Streets, Woodstock
Hermanus	Zwelihle Recreational Centre, Plot 88 Lusiba Street, Hermanus
Mossel Bay	J.S. Langen Hoven Library, Mayixhale Street, Kwa-Nonqaba Location, Mossel Bay
Port Elizabeth	Helenvale Resource Centre, Baatjies Streeet, Helenvale
East London	Cosmics View Hall, Buffalo Park Drive, East London
Port St Johns	Community Hall, 257 Main Street, Port St Johns
Durban	KZN Wildlife Offices, 3 Elton Place, Congella, Durban

12) The application may not be submitted by post or by fax. An application not submitted by hand within the above times, on the above dates, at one of the above places and venues will be refused.

IMPROPER LODGEMENT

- 13) Improperly lodged applications will be refused. An application is improperly lodged if:
 - it is received late;
 - the applicant makes no payment, or short payment, or late payment of the application fee; or
 - the application is lodged in a manner contrary to the instructions.

MATERIAL DEFECTS

- 14) Applications that are materially defective will be refused. An application is materially defective if:
 - the declaration is not signed and attested by the applicant's authorised representative, and, if applicable, the authorised representative of the holding entity, sister company(ies) and the joint venture partner(s).;
 - more than one application is received for a right in the same sector; or
 - the applicant or, if applicable, one or more of the, the holding entity, sister company(ies) and the joint venture partner(s)
 provide false information or documents, fail to disclose material information or attempt to influence the Minister or the
 delegated authority other than in the manner provided for in the General policy and in this application form.

				Se Applicant	ction 1
1. The applicant must supply a profile of	of its organisation	as described	in Schedule 1	A.	Ø
1.1 Registered Name of Applicant					***
1.2 Trading Name of Applicant:					
1.3 Registration Number:				$\square \not \subset X$	
1.4 Income Tax Number:					
1.5 Vat Number:					
1.6 Skills Development Levy Number:					
1.7 Have the applicant's details (1.8.1 - applicant registered?1.8 If "Yes", complete only those details	, -		O Yes / (O No	
Contraction 2 for the Contraction (edge contraction) and	s machave chang				
1.8.1 Principal Place of Nu Business:	mber and Street:		WO. 75 - 200 - 250		
	Suburb:				
	Town / City:				
		Postal C	ode:		
1.8.2 Postal Address: Number and	Street / PO Box:				
	Suburb:				
	Town / City:				
* 2		Postal C	ode:		
A	Area Code:				
1.8.3 Telephone Number:					
1.8.4 Additional Telephone Number:					
1.8.5 Fax Number:					
1.8.6 Authorised Contact Person First Name:					
1.8.7 Authorised Contact Person Surname:			_m		
a) Identity Number:					
b) Position Held / Relationship to Applic	ant		2		
c) Cellular Number:					
d) E-mail Address:					

	Section 2
	Form of Applicant
2.1 Does the applicant hold a medium term fishing right in any other sectors?	Yes O No
2.2 If "Yes", complete the following:	
Fishery in which the Applicant holds a Medium-Term Right	2001 Application Form Number
2.3 Is the applicant more than 50% South African owned?	Yes O No
2.4 Does the applicant have a valid tax clearance certificate?	Yes O No
2.5 Complete the following table in relation to asset va	ulue and turnover:
Year	er Gross Asset Value (excluding fixed property)
2004 (Financial Year End)	
	50 ¹⁰
2.6 Does the applicant hold any share(s) in any other company that is applying as a medium term right holder in this sector?	Yes O No
2.7 Does the applicant hold any share(s) in any company that is applying as a new entrant in this sector?	Yes O No
	Section 3
	Compliance
3.1 Has the applicant, or any of its members directors:	shareholders or
3.1.1 been convicted of a contravention of the regulations, or permit conditions during period?	
3.1.2 entered into a plea bargain under the Cr 51 of 1977, for a contravention of the MLF or permit conditions during the medium terr	RA, or the regulations,
3.1.3 paid an admission of guilt fine for a contra the regulations, or the permit conditions du right period?	vention of the MLRA, ring the medium term

2004 Season

	Section 3
3.1.4 been charged with an offence under the MLRA, or the regulations or permit conditions during the medium term right period?	○ Yes ○ No ◆
3.2 Has a fishing vessel, motor vehicle, or any other assets of the applicant, or any of its shareholders, members or directors been detained, arrested or seized under the MLRA or restrained, preserved, confiscated or forfeited under the Prevention of Organised Crime Act 121 of 1998 during the medium term right period?	○ Yes ○ No
3.3 Was a right or permit of the applicant suspended, revoked, cancelled, reduced or altered under section 28 of the MLRA during the medium term right period?	O Yes O No
	Section 4
	Vehicle Details
4.1 Does the applicant intend to use a vehicle in the coastal zone in order to harvest it's allocation?	O Yes O No
"Permit Application: Vehicle use in the Coastal Zone to undertake non-reciterms of the MLRA	eational activity approved in
	Section !
	Catch Utilisation
	9
5.1 Did the applicant over-catch or under-catch in any other fishery by more than 10% during the medium term rights period?	O Yes O No 🗸 🕼
5.2 Complete the following in relation to the applicant's catch records if the application medium term rights in other sectors (excluding sectors where effort and not relation).	
Fishery in Which Applicant Holds a Medium Term Right	
Year Annual Catch Allocation(in Total Actual Catch of Applicants metric tons) Total Actual Catch of Applicants Allocation (in nominal tons) Cauc	
2002 Season	
2003 Season	

86		

Fishery in Which Ap	oplicant Holds a Medium Term	Right		
Year	Annual Catch Allocation(in metric tons)	Total Actual Catch of Applicants Allocation (In nominal tons)	Percentage under- caught	Percentage over-caught
2002 Season			0	
2003 Season			50 20 30	
2004 Season		y		
Fishery in Which Ap	pplicant Holds a Medium Term	Right		
Year	Annual Catch Allocation(in metric tons)	Total Actual Catch of Applicants Allocation (in nominal tons)	Percentage under- caught	Percentage over-caught
2002 Season	3 D			
2003 Season		291		
2004 Season				
Fishery in Which Ap	plicant Holds a Medium Term	Right	28	
Year	Armual Catch Allocation(in metric tons)	Total Actual Catch of Applicants Allocation (in riominal tons)	Percentage under- caught	Percentage over-caught
2002 Season				Ti Ti
2003 Season				
2004 Season	9	if		8
				Section (
		Managen	nent and Em	Transformation ployment Equity
.1 Is the applican	t a designated employe Equity Act, 55 of 1998	er as defined in section 1 of t at the date of application?		_
2.50 OFC	ection 6.1, has the appl	icant complied with the Emp	oloyment O v	es O No S
	ction 6.1, has the applic Equity Act 55 of 1998?	ant voluntarily complied with	the O Ye	es O No

Section 6	
Occident of	
Transformation	
Management and Employment Equity	

6.3.1 Complete the table below in respect of the applicant's board of directors (if a company) or members (if a close corporation) as at date of application.





	company) or members (if a close of	corporation)	as at da	ite of app	lication.
	Director / Member Name (Initial & Surname)	Years of Service	Black (Y/N)	Gender (M/F)	ID Number
1	ŗ				
2					
3					0
4					
5					
6					
7					* 19
8					
9					
10					
11					
12					81
13				3 W	
14					
15					

Transformation

Management and Employment Equity

6.3.2 Complete the table below in respect of employees at date of application.



Between 1 - 5 Employees	The Top Salary Earner(Total Cost to Company)
Between 6 - 30 Employees	The Top Two Salary Earners (Total Cost To Company)
Between 31 - 60 Employees	The Top 3 Salary Earners (Total Cost to Company)
Between 61 - 165 Employees	The Top 4 Salary (Total Cost to Company) Earners
More than 165 Employees	The Top 3% of Salary Earners (Total Cost to Company) up to 90 Employees

	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
1							
2			7128				
3							
4			775 N.S. VI.				
5							
6							
7							
8							
9	*						
10	9 0.8						
11				j			
12	25 100 3 6			-			
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15							
16			· · · · · · · · · · · · · · · · · · ·		· · · · · · · · · · · · · · · · · · ·		
17			L				
18							
19							

Transformation



Management and Employment Equity

W							
	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
20							
21			=				
22							
23							
24			A TEST				
25							
26					***		
27							
28			A CONTRACTOR				
29							
30				and the got yet below to	- 40		
31					AL STANK		
32							
33							
34						1100000	
35		3 6	*	31 - 330 - 1		279	
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37							
38					341	- 1	
39			3			18	
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42							
43						- 4	
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45							
46						1	
47							
48							
49					T 48		
50							
51							
52							
53					8		
54							
55					7		

Transformation



Management and Employment Equity

	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
56	. P						
57							
58							
59							
60			t .				
61			+	4			
62							
63		1/2/2/2					
64	8			1			
65				8		-1)	
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77					and the same is a second		
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86	Market - Averter				-		
87	- 1		-				
88							
89							
90					8		

Semi-skilled and discretionary decisionrisking and artikulion and underfined decisionmaking and artikulion and underfined Vorkers, Fishery Workers, Artisans & Related Tradio Workers, Plant & Machine Operators & Assertidors, Elementary Operators

TOTAL

Male

Female Male

										Tee	Sec	
•						Man	agen	nent a	nd En			
.4.1 (e	Complete the folio mployees at date	wing tab of applic	le in recation:	elation to	income	e levels o	of the a	pplicant'	s perma	anent	⋖	
	Gross Monthly Salar (Total Cost to Co	y / Wages mpany)		lumber of		ntage of To		mber of Blac Employees	" T	rcentage o otal Black	F	imbe: Fema
-	<r2 500<="" td=""><td></td><td></td><td></td><td></td><td>-</td><td></td><td></td><td></td><td>mployees</td><td>Еп</td><td>nploye</td></r2>					-				mployees	Еп	nploye
2	Between R2 500 ar	d R5 500		***		30 SCW.					\top	
3	Between R5 501 an	H10 500										
4	Between R10 501 ar	d R16 000										
5	Between R16 001 an	d FI20 000									1	10 22
6	Between R20 001 an	d R25 000				-						
7	Between R25 001 an	d R30 000		-	1							
8	Between R30 001 an	d R40 000			1						+	-
9	Between R40 001 an	d R60 000							1		_	elet = 8)
10	>R60 000										+	
	Total					100%				100%		
er 4.3 D 5 Cor prov	loes the applicant imployees? Hoes the applicant implete the following vided to the Depart the table must be	provide ng table rtment o	any of in relat	ther type tion to th	of bene e applic	efits for it ant's mo	s emp	loyees?	O N O N Dyment did not v	res C	rofile	\(\)
Ocea	pational Categories	Gender	AME	1	CN	T	l"	1	T	Τ		otal
		Male	A No	A%	C No	C%	I No	1%	W No	W %	ACI%	f
op & S enior C	Senior Management / officials and Managers	Female						1				_
xperie mia	sionally Qualified and need specialists and d-management /	Male	-0									
killed Tr	Professionals obnical and academically	Female	W			-		-				_
qualifie	d workers, supervisors, , and superintendents /	Male		1	1	1		1		1	1	İ

Female			
A = African, C = Coloured, I = Indian, W = V	White, M = Male, F = Fe	emale, ACI = African, C	Coloured and Indian

6.6.Complete the table Managers and Pro	below ir	n relation	n to emp	oloymer n the 20	nt equity	figures	for Seni	Second Contract Contr	ployn	siorn nent E	tion 6 nation Equity
Occupational Categories	Gender	A No	A%	C No	T 6%	TNo	1%	W No	W %	ACI%	F%
Top and Senior Management											
Senior Officials and Managers (as per 2001 application form)	Female				-					0	
Professionally qualified and	Male	3									
experienced specialists and mid-management / Professionals 2001 (as per 2001 application form)	Female										
-	1	L	<u> </u>						L	Sec	tion 6
									Tran	sforn	estion
Year 2001 (as stated in 2001 application form) 2005 (at date of application)	Percent		ehaldina He		sharehol centage Vo by Black	ing Rights		Percei	ntage of D	ividents 8 re Entilled	
6.7.2 Complete the for through principle	lowing ta	able in r	elation t	o share	holding l	neld by	women	based o	n the flo)W	
Year 2005 (at date of application		age Share by Worr	eholding He nen	eld Per	centage Vo by W	ling Rights omen	Held	Percenta	ge of Divik Entitle	lends Wor d To	men are
6.7.3 Did any of the ap	Delicant's	emplo 2004?	yees no	t listed	in Section	on 6.3.2	holds	0 1	es O	No \	X
6.7.4 If "Yes", what is employees?			10 as				8				<
6.7.5 Complete the fo		Salaries Pa	elation t	eholders	Loan	s Made to	holders: Sharehold than 10%	ers D		ald to Sha more than	

All the second s	200		Section 6
			Transformation
		Ownership	- Companies Only
6.7.6 Was the applicant managed to marketing of the 2004 allocation during the 2004 financial year?	on in another fishery perfor	med by another entity	, Yes O'No
6.7.7 If "Yes", complete the table be	elow:		
Function	Rand Amount Paid to Other Ent 2004 Financial Yea		Amount as a Percentage of the cant's Total Turnover in 2004
Management			Sans ruidi rumuvei 112004
Catching			
Processing			
Marketing			
6.7.8 Did the applicant sell any of its harvesting, to any other entity it	allocated quantum or effo n 2002, 2003, 2004 or 200	rt, prior to Ye	es O No
6.7.9 If "Yes", complete the table be	ow:	€ €	C
Name of entity to which allocation) was sold Total		entity for the allocation during the
		medium te	ant period
			_
		Aldred lie was set for - 7 - 88	SMATH SYSTEM PRINTERS OF SMAR OF FARE PARTY.
6.8 is the applicant a close corners	: o	92	Corporations Only
6.8 Is the applicant a close corpora	tion?	Yes O No	· _^/
6.8 Is the applicant a close corpora 6.8.1 If "Yes", complete the table be	tion?	Yes O No	· _^/
6.8.1 If "Yes", complete the table be	low in respect of members	Yes O No	· _^/
6.8.1 If "Yes", complete the table be	low in respect of members	Yes O No s interest held by blace	ek persons:
6.8.1 If "Yes", complete the table be Year Percentage Black 2001 (as stated in 2001	low in respect of members	Yes O No s interest held by blace	ek persons:
6.8.1 If "Yes", complete the table be Year Percentage Black 2001 (as stated in 2001 application form)	low in respect of members Interest Held by Percentage Vol Persons Black	Yes O No s interest held by blac ting Rights Held by Per Persons	ek persons:
6.8.1 If "Yes", complete the table be Year Percentage Black 2001 (as stated in 2001 application form) 2005 (as at date of application) 6.8.2 Complete the table below in re	low in respect of members Interest Held by Percentage Vol Black Idation to members interest Interest Held by Percentage Vol	Yes O No s interest held by blace ting Rights Held by Per Persons held by women:	ek persons:
6.8.1 If "Yes", complete the table be Year Percentage Black 2001 (as stated in 2001 application form) 2005 (as at date of application) 6.8.2 Complete the table below in re	low in respect of members Interest Held by Percentage Vol Black Idation to members interest Interest Held by Percentage Vol	Yes O No s interest held by blace ting Rights Held by Per Persons held by women:	centage Profit Distribution Black Persons are Emitted To
Percentage Year Percentage Black 2001 (as stated in 2001 application form) 2005 (as at date of application) 6.8.2 Complete the table below in re Year Percentage W 2005 (as at date of application) 6.8.3 Did the applicant have a profit	low in respect of members Interest Held by Percentage Vol Black Interest Held by Percentage Vol	Persons held by women: ing Rights Held by Persons Persons Persons	centage Profit Distribution Black Persons are Emitted To
Percentage Black 2001 (as stated in 2001 application form) 2005 (as at date of application) 6.8.2 Complete the table below in re Year Percentage in the percentage of price in 2004? 6.8.4 If "Yes", what percentage of price in 2004?	low in respect of members Interest Held by Percentage Volumen Identify Percentage Volumen	held by women: ring Rights Held by Persons held by women: ring Rights Held by Percenting Rights Held By Rights Held By Rights Held By Rights Held By Rights	centage Profit Distribution Black Persons are Emittled To
Percentage Black 2001 (as stated in 2001 application form) 2005 (as at date of application) 6.8.2 Complete the table below in reverse Percentage Work 2005 (as at date of application) 6.8.3 Did the applicant have a profit in 2004? 6.8.4 If "Yes", what percentage of prunder question 6.3.2 entitled to	low in respect of members Interest Held by Percentage Vo Black Idation to members interest Interest Held by Percentage Vot Black Interest Held by Percentage Vot Women Sharing scheme for employees not lise?	held by women: ring Rights Held by Persons held by women: ring Rights Held by Percenting Rights Held By Rights Held By Rights R	centage Profit Distribution Black Persons are Emittled To
Percentage Percentage Black 2001 (as stated in 2001 application form) 2005 (as at date of application) 6.8.2 Complete the table below in re Year Percentage W 2006 (as at date of application) 6.8.3 Did the applicant have a profit in 2004? 6.8.4 If "Yes", what percentage of prunder question 6.3.2 entitled to 6.8.5 Complete the following table in	low in respect of members Interest Held by Percentage Volumen Action to members interest Interest Held by Percentage Volumen Sharing scheme for employees not lise Percentage Volumen The sharing scheme for employees not lise Percentage Volumen T	held by women: ring Rights Held by Persons held by women: ring Rights Held by Percentionen yees in place order ted members:	centage Profit Distribution Black Persons are Emittled To

				Section 6
			Tra	nsformation
		Ownership -	Close Corpo	rations Only
6.8.6 Was the applicant managed by or processing or marketing per financial year? Answer "Yes" if	rformed by another (entity during the 20	004 O Yes	O No
6.8.7 If "Yes", complete the table be	low:	- T		<u> </u>
Function	Rand Amount Pai	d to Other Entity	Rand Amount as Applicant's T	a Percentage of the urnover in 2004
Management				
Catching				
Processing	-, 4			
Marketing			2	
6.8.8 Did the applicant sell any of its harvesting, to any other entity it	allocated quantum	or effort, prior to	O Yes O N	· 🗸
6.8.9 If "Yes", complete the table be		01 2000 :		C
		Total Rand amount p	oald by other entity for t	ne allocation during the
Name of entity to which allocation	ni was som	11	medium term period	
				
			Skills	Development
6.9 Has the applicant met the target in the Transformation Plan submin 2001?6.10 Complete the following table in the Skills Development Act 97	nitted Cruny	O Somewhat/	Colon (Vege Committee)	Not at all
Did the applicant subm	it Did the applicant	Rand Amount Paid to	Percentage Salaries	Percentage of
Year Workplace Skills Plan which was approved (Y		SARS in skills development levies	Bill Spent on Training	Training Budget Spent on Black Employees
2004 (financial year)	70.5			
6.11 Did the applicant participate in term rights period?	n a learnership progr	amme during the	medium O.Y	es O No
6.12 If "Yes," indicate the number of applicant's permanent employed.	of learnerships as a yees as at date of a	percentage of the oplication.		
 6.13. Did the applicant participate i programmes through its SET. 	n any other skills de A in 2004 such as a	velopment an SMME Support	Strategy?	es O No
6.13. Did the applicant participate i programmes through its SET.6.14.1 How many skippers are use applicant in other sectors?	A in 2004 such as a	evelopment an SMME Support	Strategy?	es O No

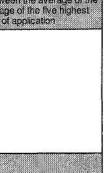
		Section 6
	^	Transformation
6.15 Does the applicant make donations of its annual taxable income which qualify for deduction in terms of section 18A of the Income Tax Act 58 of 1962?	Corporate	Social Investment
6.16 If "Yes", indicate what percentage of net profit (earnings before income tax) earned in the 2004 financial year these donations amount to:	○ 0 - 0.5 % ○ 0.5 - 1 % ○ > 1 %	
6.17 Indicate the five largest tax deductible donations made per in	2004 in the table	below.
Benefitting Organisation	Ré	ind Value of Amount Donated
 5.18 Does the applicant make any other donations (in addition to the deduction in terms of section 18A of the Income Tax Act 58 of including school fees)? 6.19 If "Yes", indicate what percentage of net profit (earnings before income tax) earned in the 2004 financial year these other donations amount to: 	ose which qualify f 1962, but not O 0 - 0.5 % O 0.5 - 1 % O > 1 %	for O Yes O No
.20 If other donations were made, indicate the five largest such do	nations made in 2	2004 in the table below:
Benefitting Organisation	Ran	d Value of Amount Donated
	Affirmet	Section 6 Transformation ve Procurement
.21 Does the applicant have a written affirmative procurement policy? O Yes	O No	ve Procurement

								Section 6
		-				Affirm	ative Proc	
6		ne following in nal expenditure		relation to the a	applicant's to	o nine South A	African supplie	rs 🖔
		Name of Supplier		Percentage of Ownership of	Black Ame Supplier	ount Paid to Supplic Rands in 2004		tage of Total perises
			DEC 20100			A W-71		
		1000		-		531075 - 3000		
				1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1				
	6.23 Has the	applicant dete	rmined its a	firmative proc	urement sper	nd as a	O Yes O N	• <x< td=""></x<>
		e of total proc						9,000
							17	Section 7 Salety
7	.1 Has the app terms of the 1993?	olicant or the v Compensation	ressel owner on for Occup	r registered wit ational Injuries	h the Commi and Disease	ssioner in as Act 130 of	O Yes C	No 💢
7.	.2 Does the ap	oplicant have a	an HIV/AIDS	policy?			O Yes	No 🐪
7	.3 Does the ap	oplicant have	an alcohol ar	nd substance a	buse policy i	n place?	O Yes	No 📡
			2					
								Section 8
	8.1 Complete	the following t	ables in rela	tion to job crea	tion in the fisl	ning industry:		Ø
		Permanent	Permanent	Seasonal	Seasonal	Total Number of	Total Amount of Salary Bill as	Percentage increase or
	Year	Employees (Land-Based)	Employees (Se Based)	Employees (Land Based)	Employees (Sea Based)	Employees (Columns 1-4)	per Financial Statements	decrease in total number of employees
	2001 (date of application)							
	2005 (date of application)							

Section 8 Job Creation 8.1.2 Table 2 Fishery in which Applicant Holds a Medium Term Right Applicants Annual Catch Allocation (in tons) in this fishery in 2004 Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End How much does the applicant spend on salaries/ wages per ton allocated Fishery in which Applicant Holds a Medium Term Right Applicants Annual Catch Allocation (in tons) in this fishery in 2004 Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End How much does the applicant sperid on salaries/ wages per ton allocated Fishery in which Applicant Holds a Medium Term Right Applicants Annual Catch Allocation (in tons) in this fishery in 2004 Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End How much does the applicant spend on salaries/ wages per ton allocated Fishery in which Applicant Holds a Medium Term Right Applicants Annual Catch Allocation (in tons) in this fishery in 2004 Total Armual Salary Bill (in relation to this fishery) 2004 Financial Year End How much does the applicant spend on salaries/ wages per ton allocated Fishery in which Applicant Holds a Medium Term Right Number of Units of Effort Allocated to the Applicant in 2004 Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End How much does the applicant spend on salaries/ wages per unit of effort allocated 8.1.3 Table 3 Fishery in which Applicant Holds a Medium Term Right

		* 11	
ilds a Medium Term R	ight		
ation to this fishery)	How many people does the applicant employ per ton allocated	Total Employees less Seasonal Employees (in relation to this fishery) (date of application)	How many people (less seasonal employees) does the applicant employ per ton allocated
	olds a Medium Term R otal Employees (In lation to this fishery) date of application)	lation to this fishery) applicant employ per ton	total Employees (in lation to this fishery) Applicant employ per ton allocated Total Employees less Seasonal Employees (in relation to this fishery)

Section 8 Job Creation Fishery in which Applicant Holds a Medium Term Right How many people (less seasonal employees) does the applicant employ per Total Employees less Applicant's Annual Catch Allocation (in tons) in this fishery in 2004 Total Employees (in relation to this fishery) (date of application) How many people does the applicant employ per ton allocated Seasonal Employees (in relation to this lishery) (date of application) ton allocated Fishery in which Applicant Holds a Medium Term Right Total Employees less Seasonal Employees (in relation to this fishery) (date of application) How many people (less seasonal employees) does the applicant employ per Applicant's Annual Catch Allocation (in tons) in this fishery in 2004 Total Employees (in relation to this fishery) How many people does the applicant employ per ton (date of application) allocated ton allocated Fishery in which Applicant Holds a Medium Term Right Total Employees less Seasonal Employees (in relation to this lishery) (date of application) How many people (less Total Employees (in relation to this fishery) (date of application) How many people does the applicant employ per unit of effort allocated? Number of units of effort seasonal employees) does allocated to the Applicant in 2004 the applicant employ per unit of effort allocated? 8.1.4 Table 4



Applicant's five highest annual salaries (total cost to company) paid at date of application	Average of top five salaries	What was the muliiple between the average of the five lowest and the average of the five highest salaries at date of application
Applicant's live lowest annual salaries (total cost to company) paid at date of application	Average of lowest five salaries	

9.1 Complete the following tables:

9.1.1 Table 1



Year Book Value of Total Fixed Assets	Total Book Value of Total Land Based Fixed Assets	Total Book Value of Harbour and Sea Based Fixed Assets
2004 (financial year and)		

9.1.2 Table 2

Year	Insured Value of Total Fixed Assets	Total Insured Value of Total Land Based Fixed Assets	Total Insured Value of Harbour and Sea Based Fixed Assets
2004 (date of application)			

9.1.3 Table 3

9.1.3 rable 3				
Fishery in which Applica	nt Holds a Medium Term Rig	nt		
Annual Catch Allocation (in tons) to the applicant in 2004	Book Value (in rands) of harbour and sea-based assets at 2004 financial year end in this fishery	Book Value (in rands) of land-based assets at 2004 financial year end in this fishery	Book Value of Harbour and Sea Based Assets per ton allocated to applicant	Book Value of Land-Based Assets per ton allocated to applicant
			1	
Fishery in which Applican	nt Holds a Medium Term Rig	hit		
Annual Catch Allocation (in tons) to the applicant in 2004	Book Value (in rands) of harbour and sea-based assets at 2004 financial year end in this fishery	Book Value (in rands) of land-based assets at 2004 financial year end in this fishery	Book Value of Harbour and Sea-Based Assets per ton allocated to applicant	Book Value of Land-Based Assets per ton allocated to applicant
				ų.
Fishery in which Applican	nt Holds a Medium Term Righ	nt.		,*
Annual Catch Allocation (in tons) to the applicant in 2004	Book Value (In rands) of harbour and sea-based assets at 2004 linancial year end in this fishery	Book Value (in rands) of land-based assets at 2004 financial year end in this fishery	Book Value of Harbour and Sea-Based Assets per ton allocated to applicant	Book Value of Land-Based Assets per ton allocated to applicant
		A 18		
Flatiery in which Applican	it Holds a Medium Term Righ	it	The state of the s	5
Annual Catch Allocation (intons) to the applicant in 2004	Book Value (in rands) of harbour and sea-based assets at 2004 financial year end in this fishery	Book Value (in rande) of land-based assets at 2004 financial year end in this fishery	Book Value of Harbour and Sea-Based Assets per ton allocated to applicant	Book Value of Land-Based Assets per ton allocated to applicant
Fishery in which Applicant	t Holds a Medium Term Righ	ı		
Annual Catch Allocation (in toris) to the applicant in 2004	Book Value (in rands) of harbour and see-based assets at 2004 financial year end in this fishery	Book Value (in rands) of land-based assets at 2004 financial year end in this listery		Book Value of Land-Based Assets per ton allocated to applicant

Section 9 Investment

~	-	4	~	_		-	- 4
ч	-1	4	- 1	-	•		4

7.1.4 Table 4				
Fishery in which Applican	nt Holds a Medium Term Rigt	ıt.	-	
Annual Catch Allocation (in tone) to the applicant in 2004	Insured Value (in rands) of herbour and sea-based assets at date of application	Insured Value (in rands) of land-based assets at date of application	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land- Based Assets per ton allocated to applicant
Fishery in which Applica	nt Holds a Medium Term Rigi	ht .		
Annual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	insured Value (in rands) of land-based assets at date of application	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land Based Assets per ton allocated to applicant
			12 20	
Fishery in which Applica	nt Holds a Medium Term Rigi	nt		
Annual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	Insured Value (in rands) of land-based assets at date of application	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land- Based Assets per tori allocated to applicant
Fishery in which Applica	int Holds a Medium Term Rig	ht		
Annual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	insured Value (in rands) of land based assets at date of application	Insured Value of Harbour and Sea-Based Assets per fon allocated to applicant	Insured Value of Land- Based Assets per ton allocated to applicant
			es Obje	
Fighery in which Applica	ant Holds a Medium Term Rig	ini		
Annual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	Insured Value (in rands) of land-based assets at date	Insured Value of Harbour and Sea: Based Assets per ton allocated to applicant	Insured Value of Land- Based Assets per ton allocated to applicant
	g0			~
Q 1 5 A detailed evol	anation of all investme	ent made in marketing	activities must be inc	luded as an 🛚 📞

annexure.



9.1.6 A detailed explanation of all investment made in processing activities must be included as an annexure.



9.1.7 Has the applicant invested in research into the development of seaweed into marketable products?



- Local Eco	n (espilles	Section Section	
10.1 Does the applicant intend to make any investment in physical infrastructure in the concession areas in which the applicant intends to operate should it be granted a right?	○ Yes	○ No	Ø
10.2 Does the applicant intend to involve the communities in the concession area in which it intends to operate in its activities should it be granted a right?	O Yes	O No	Ø
Value Add & Ente	arbrise	Section	
11.1 Is the applicant directly involved in any value adding process in any other fishery?			Ø
11.2 Has the applicant been responsible for any enterprise development?		100 mg	Ø
		Section	
		Perform Fina	ance ncial
12.1 What is the applicant's 2004 audited, verified or certified Annual Turnover?		Ø	
12.2 Provide the following information in relation to the applicant's income statement	onto:		
Year Turnover Profit After Tax Refained Earning	TO.	Dividends Paid stribution of Pro	
2004			
12.3 Provide the following information in relation to the applicant's balance sheet:		Mark the self-section of the section	
Year Assets Long-Term Liabilities Current Liabilities		areholder's Equ mber's Contribu	
2004			
12.4 Provide the following information in relation to the section at the			
12.4 Provide the following information in relation to the applicant's cash flow: Net Cash Inflow / Outflow from Operations		nflow / Outflow	from
2004	rman	cing Activities	

12.5 If the applicant is a newly established entity, please provide a detailed statement of how the applicant intends to finance its entry into this fishery as Schedule 12B.



	Secti	on 13
	Harvesting	, Plan
13.1 Does the applicant have a harvesting plan?	○ Yes ○ No	Q
13.2 Will the applicant be personally responsible for implementing its harvesting plan?	O Yes O No	Ø
13.3 Will a third party be responsible for implementing the applicant's harvesting plan?	O Yes O No	Ø
13.4 If yes, who is the third party?		

	and Environmentally :	Sustaina		tion :
14.1 Has the applicant put in place any measures surrounding environment is not damaged du	s to ensure that the	O Yes		<
14.2 Does the applicant intend to put in place any surrounding environment is not damaged do	○ Yes	O No	<	
14.3 Has the applicant put in place any measures destructed during harvesting?	s to ensure that limpets are no	Yes	O No	
	A Company of the Comp		Sect	
15.1Please provide the following information in re	elation to levies paid since 200		Shing	
Year Genus	Total Catch in Tons	ı	evies Paid	
2001				
2001			100	
2001				
2001				
2001				
2002			***	
2002				
2002				
2002			1 - V - 100	
2002	e di Marken n	1		A
2003				
2003				
2003			717632	
2003				
2003	2 8			84
2004				
2004				
2004				2014
2004				38003
2004				

I, the undersigned, do hereby make oath and declare that: Applicant Declaration (a) I have read the instructions set out on pages 2 and 3 of this application form; (b) the information submitted with and in this Application is true and correct and complete. (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998; (d) in order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who or order to allow for the proper vertication or illiorinator submitted the early authorise ally institution, organized to state, person of body, who possesses or acquires any information relevant to my application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit; (e) the applicant undertakes to co-operate with any investigators by timeously submitting responses to written requests for information or explanations, by attending meetings with investigators, by answering questions satisfactorily at such meetings and where necessary, by granting investigators access to premises, vessels and documents. The applicant accepts that failure to co-operate in this regard will constitute an independent ground for refusing an application; (f) the applicant accepts that any attempt to influence the decision of the delegated authority or appellant authority on the allocation of a right or quantum or effort, in any manner other than provided for in the General Policy or in this application form, will result in the application being refused. Signed at: day of ______ 2005 This Signature of Authorised Representative: ——— Representative's Full Name: . The authorised representative declares that he/she knows and understands the contents and implications of the above declaration. Commissioner of Oaths Full Name Designation Physical Address I, the undersigned, do hereby make oath and declare that: Holding Entity Declaration (a) I have read the instructions set out on pages 2 and 3 of this application form; (b) the information submitted with and in this Application concerning the holding entity is true and correct and complete. (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not (c) I accept that if any information in this Application is not true or complete, or in late flat minor should disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998;
 (d) in order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to the application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit; (3rd party name) undertakes to co-operate with any investigators by timeously submitting responses to written requests for information or explanations, by attending meetings with investigators, by answering questions satisfactorily at such meetings and where necessary, by granting investigators access to premises, vessels and documents. The applicant accepts that failure to co-operate in this regard will constitute an independent ground for refusing an application; (3rd party name) accepts that any attempt to influence the decision of the delegated authority or appellant authority on the allocation of a right or quantum or effort, in any manner other than provided for in the General Policy or in this application form, will result in the application being refused. Signature of Authorised Representative of Holding Company (if applicable) Signed at: -2005 day of _ This Signature of Authorised Representative: — Representative's Full Name: . The authorised representative declares that he/she knows and understands the contents and implications of the above declaration. Commissioner of Oaths

Full Name Designation Physical Address

	1000		Section 16
(a) I have read the instruction	y make oath and declare that: ns set out on pages 2 and 3 of this applicat	tion form:	ter Company Declaration
(b) the information submitted (c) I accept that if any info	d with and in this Application concerning the rmation in this Application is not true or c	e sister company is true and	d correct and complete.
disclosed, this may lead license or permit granted	to the Application being refused, or to the on the strength of this Application, in terms	e revocation, suspension, of Section 28 of the Marine	cancellation, alteration or reduction of any right,
possesses or acquires a	inv information relevant to my application.	to disclose or make the in	nstitution, organ of state, person or body, who formation available to the Minister, his delegate
	tment of Environmental Affairs and Tourism (3rd party name)		Unit; with any investigators by timeously submitting stigators, by answering questions satisfactorily
at such meetings and wh	ere necessary, by granting investigators a	access to premises, vesse	els and documents. The applicant accepts that
(f)	s regard will constitute an independent grou (3rd party name	e) accents that any attem	nt to influence the decision of the delegated
authority or appellant auth in this application form, wil	ority on the allocation of a right or quantui I result in the application being refused.	m or effort, in any manner of	other than provided for in the General Policy or
Signature of Autho	orised Representative of Sis	ter Company (if a	pplicable)
This	day of	2005	
	W (2)		
1240 (6 76 -	orised Representative: —		
Representative's F			
the authorised represent declaration.	mative declares that he/she knows	and understands the	contents and implications of the above
Commissioner of Oaths			
Full Name			
Designation		*1	
Physical Address			
I, the undersigned, do hereby	y make oath and declare that: ns set out on pages 2 and 3 of this applicat	tion form:	JV Partner Declaration
(b) the information submitted	with and in this Application concerning the	JV partner is true and cor	rect and complete. ation is provided, or material Information is not
disclosed, this may lead	to the Application being refused, or to the on the strength of this Application, in terms	e revocation, suspension, or	cancellation, alteration or reduction of any right.
(d) in order to allow for the	proper verification of information submitte	d I hereby authorise any ir	nstitution, organ of state, person or body, who formation available to the Minister, his delegate
or an official of the Depart	tment of Environmental Affairs and Tourism	or the Rights Verification L	Jnit;
responses to written requ	uests for information or explanations, by at	ttending meetings with inve	with any investigators by timeously submitting stigators, by answering questions satisfactorily
failure to co-operate in this	s regard will constitute an independent grou	und for refusing an applicati	
(f)	(3rd party name nority on the allocation of a right or quantual result in the application being refused.	accepts that any attem or effort, in any manner	pt to influence the decision of the delegated other than provided for in the General Policy or
Signature of Author	rised Representative of JV	Partner (if applica	able)
Signed at:			
This	day of	2005	
Signature of Author	orised Representative:		
Representative's I			4
declaration.	dauve declares that he/she knows	and understands the	contents and implications of the above
Commissioner of Oaths		× 1	
Full Name		_	
Designation			
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Disclaimer: The receipting of this application does not imply an acknowledgement of the completeness of the application or the correctness of its content.

APPLICATION NUMBER: SQUN

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM BRANCH: MARINE AND COASTAL MANAGEMENT

Squid

Long Term Rights Allocation Process: 2005

Cluster B

Application Form For: New Entrants

Registered Name of Applicant	
Company Registration Number or Close Corporation Registration	
Number	
Principal Place of Business	
Number of Vessels Nominated	

IMPORTANT INFORMATION

INSTRUCTIONS

GENERAL

- This application form must be read together with these Instructions, the Explanatory Notes, and the Schedules to the application form.
- 2) When completing the application form, applicants are advised to read carefully the General Policy on the Allocation and Management of Long Term Fishing Rights, as well as the applicable Fishery Specific Policy. These policies are available at www.mcm-deat.gov.za. The policies guide the Minister or his delegate when considering the application.
- 3) If the applicant has any queries regarding the completion of the application form, it must submit the query by e-mail to clusterb@deat.gov.za. All queries and responses will be collated and circulated by e-mail to all the applicants in the sector and will be made available on www.mcm-deat.gov.za.

During the application period, applicants or their representatives may not communicate with the Minister, the delegated authority, or officials in the Department regarding their applications in any other manner. Moreover, no reliance may be placed on any information given or obtained in any other manner.

ICONS

- 4) Applicants must pay attention to the icons in the application form in order to determine whether:
 - the information provided will be treated as confidential;
 - there is any documentation or information required in response to a question in the form of an annexure; or
 - there are consequences in not answering a question.
- 5) The application form makes use of the following icons:



The books icon means that the information provided will be treated as confidential.



The <u>clipboard</u> icon means that the applicant must consult the corresponding schedule to the application form. Applicants are instructed in the schedules regarding the documentation or information required as annexures. If the required documentation or information is not submitted, the application may be adversely affected. Failure to submit certain requested documents or information may result in the application being refused.



The <u>warning</u> icon means that if the applicant fails to answer the question, the answer will be deemed to be adverse to the applicant.

COMPLETION OF APPLICATION FORM

- 6) The applicant must complete all sections of the application form. If any particular section does not apply to the applicant, the section may be marked "N/A." If an applicant cannot answer a section, it may be marked "Unknown." The applicant must respond in the spaces provided in the application form. Information may not be submitted by way of annexures except where applicants are specifically required to do so.
- 7) This application form must be completed by hand and submitted together with the required annexures. If the application is submitted in any other form, the application will be refused. Do not use a pencil. Preferably use a blue pen.
- 8) The declaration must be signed and attested before a Commissioner of Oaths by the applicant's authorised representative, and, if applicable, the authorised representative of the holding entity, sister company(ies) and the joint venture partner(s). If the declaration is not signed and attested, the application will be refused.
- 9) The application, duly signed and attested, must be punched and placed into lever arch files with a divider before each annexure. The annexures must be numbered according to the schedules. Confidential information requested under sections marked by the books icon should be placed in a sealed A4 envelope marked with the application number, punched and placed after the annexures.

IMPORTANT INFORMATION

INSTRUCTIONS

10) One true copy of the application must be made. This copy must be punched, divided and filed in the same manner as the original. The copy does not have to be certified as a true copy of the original, but it will be assumed to be the same as the original. Any discrepancy may invalidate the application.

LODGEMENT OF APPLICATION

11) The application, and the copy of the application must be hand delivered Thursday 18 August 2005 between 08h00 and 20h00, or Friday 19 August 2005 between 08h00 and 17h00 at one of the places and venues listed below.

Place	Venue
Port Nolloth	City Hall, Main Road, Port Nolloth
Lamberts Bay	Community Hall, Burrel Street, Lamberts Bay
Saldanha Bay	Tabakbaai Holiday Resort Hall, Saldanha Bay Municipality
Cape Town	Woodstock Town Hall, between Aberdeen and Plein Streets, Woodstock
Hermanus	Zwelihle Recreational Centre, Plot 88 Lusiba Street, Hermanus
Mossel Bay	J.S. Langen Hoven Library, Mayixhale Street, Kwa-Nonqaba Location, Mossel Bay
Port Elizabeth	Helenvale Resource Centre, Baatjies Streeet, Helenvale
East London	Cosmics View Hall, Buffalo Park Drive, East London
Port St Johns	Community Hall, 257 Main Street, Port St Johns
Durban	KZN Wildlife Offices, 3 Elton Place, Congella, Durban

12) The application may not be submitted by post or by fax. An application not submitted by hand within the above times, on the above dates, at one of the above places and venues will be refused.

IMPROPER LODGEMENT

- 13) Improperly lodged applications will be refused. An application is improperly lodged if:
 - it is received late;
 - the applicant makes no payment, or short payment, or late payment of the application fee; or
 - the application is lodged in a manner contrary to the instructions.

MATERIAL DEFECTS

- 14) Applications that are materially defective will be refused. An application is materially defective if:
 - the declaration is not signed and attested by the applicant's authorised representative, and, if applicable, the authorised representative of the holding entity, sister company(ies) and the joint venture partner(s).;
 - more than one application is received for a right in the same sector; or
 - the applicant or, if applicable, one or more of the, the holding entity, sister company(ies) and the joint venture partner(s) provide false information or documents, fail to disclose material information or attempt to influence the Minister or the delegated authority other than in the manner provided for in the General policy and in this application form.

	Section 1 Applicant Details
1. The applicant must supply a profile of i	ts organisation as described in Schedule 1A.
1.1 Registered Name of Applicant	
1.2 Trading Name of Applicant:	-
1.3 Registration Number:	
1.4 Income Tax Number:	
1.5 Vat Number:	
1.6 Skills Development Levy Number:	
1.7 Have the applicant's details (1.8.1 - 1 applicant registered?	8.7d) changed since the O Yes O No
1.8 If "Yes", complete only those details t	nat have changed:
1.8.1 Principal Place of Numl	per and Street.
Business:	Suburb
The Committee of the State of the Committee of the Commit	Town / City:
	Postal Code:
1.8.2 Postal Address: Number and St	reet / PO Box:
Topic deposit strends to them in the	Suburb:
	Town / City:
	Postal Code:
	Area Code:
1.8.3 Telephone Number:	
1.8.4 Additional Telephone Number:	
1.8.5 Fax Number:	
1.8.6 Authorised Contact Person First Name:	
1.8.7 Authorised Contact Person Surname:	
a) Identity Number:	
b) Position Held / Relationship to Applicar	it.
c) Cellular Number:	
d) E-mail Address:	

							Section 2
						Form o	i Applicani
	s the applicant hold a medium term ng right in any other sectors?	01	/es	O No	Q		
2.2 If "Ye	es", complete the following:					N-2023	
Fisher	y in which the Applicant holds a Medium-Term	Right		2001	Application	Form Numbe	r
			-				
						* ***	
	3	-					
-							
	e applicant more than 50% South an owned?	O Y	es	O No		C	
	s the applicant have a valid tax ance certificate?	O Y	'es	O No	Œ	Q.	
2.5 Com	plete the following table in relation to as	set valu	ue and	d turnover:			
	Year	Turnovei	r		Gross Ass	et Value (exclud	ing fixed property)
2004	(Financial Year End)						
any o	s the applicant hold any share(s) in other company that is applying as a ium term right holder in this sector?	0	Yes	O No	\Diamond	-0	
any c	s the applicant hold any share(s) in company that is applying as a new int in this sector?	0	Yes	O No	\(\rangle\)	S\$ \$11	
							Section 3
						C	ompliance
	the applicant, or any of its mer ctors:	nbers,	share	eholders or			
3.1.1	been convicted of a contravention regulations, or permit conditions du period?				right O	Yes O No	
3.1.2	entered into a plea bargain under t 51 of 1977, for a contravention of the or permit conditions during the medium	e MLRA	A, or t	he regulatior		Yes O No	♦ ♥
3.1.3	paid an admission of guilt fine for a the regulations, or the permit conditionight period?					Yes O No	$\Phi \circlearrowleft$

,			Section 3			
		Co	mpliance			
3.1.4 been charged with regulations or perr right period?	an offence under the MLRA, or the nit conditions during the medium term	O Yes O No	♦ <			
3.2 Has a fishing vessel, motor vehicle, or any other assets of the applicant, or any of its shareholders, members or directors been detained, arrested or seized under the MLRA or restrained, preserved, confiscated or forfeited under the Prevention of Organised Crime Act 121 of 1998 during the medium term right period?						
3.3 Was a right or permit cancelled, reduced or alte the medium term right per	of the applicant suspended, revoked, red under section 28 of the MLRA during iod?	O Yes O No	◆ ♥			
		Vess	Section 4 sel Details			
4.1 How many vessels does the nominate for use in this fish	ery?		(X			
4.2 Fill in the relevant details in	the tables below regarding each vessel nom	ninated:				
Vessel name	Vessel 1					
MCM Area Number						
Number of crew according to SAMSA						
Salety Certificate Owner of Vessel as indicated by South African Certificate of Registry or SAMSA Salety Certificate						
Nature of Access to Vessel (either majority ownership, or charter or catching agreement)	0.5 0.5 0.5 0.5 0.5 0.5 0.5 0.5 0.5 0.5					
Vessel litted with a functioning VMS System (Y/N)						
Manufacturer of VMS System Vessel Length in metres according to		- 				
Vessel Horsepower			- 2007-017-0			
			- CS			
	Vessel 2					
Vessel name	· ·					
MCM Area Number SAMSA Number						
Number of crew according to SAMSA Safety Certificate		* n = 1 10				
Owner of Vessel as indicated by South African Certificate of Registry or SAMSA Safety Certificate		3 V	5			
Nature of Access to Vessel (either majority ownership, or charter or catching agreement)						
Vessel fitted with a functioning VMS System (Y/N)						
Manufacturer of VMS System			* .			
Vessel Length in metres according to SAMSA Safety Certificate						
Vessel Horsepower	1000	7				

Vessel Horsepower

8				

Сa	dieselle to	42025 200	3 3 5 S	Media	40.5	2000	2000
5 88886-A S	6 NA 6	2006 500	8834	2 200		5 66 6	40

5.1 Did the applicant over-catch or under-catch in any other fisher	y by more
than 10% during the medium term rights period?	

O Yes

5.2 Complete the following in relation to the applicant's catch records if the applicant holds medium term rights in other sectors (excluding sectors where effort and not catch is allocated)

	- 7	
		2
46		
1	1	1
1.	w	di

Fishery in Which A	pplicant Holds a Medium Term	Right		
Year	Annual Catch Allocation(In metric tons)	Total Actual Catch of Applicants Allocation (in nominal tons)	Percentage under- caught	Percentage over-caught
2002 Season			,	
2003 Season		4 2		
2004 Season				5
Fishery in Which A	pplicant Holds a Medium Term	Right		
Year	Annual Catch Allocation(in metric tons)	Total Actual Catch of Applicants Allocation (in nominal tons)	Percentage under- caught	Percentage over-caught
2002 Season			200	
2003 Season				
2004 Season				
Fishery in Which A	oplicant Holds a Medium Term	Right		13
Year	Annual Catch Allocation(in metric tons)	Total Actual Catch of Applicants Allocation (in nominal tons)	Percentage under- caught	Percentage over-caught
2002 Season				
2003 Season	,			- ¹⁾
2004 Season	-	44 8		
Fishery in Which Ap	pplicant Holds a Medium Term	Right		-
Year	Armual Catch Allocation(in metric tons)	Total Actual Catch of Applicants Allocation (in nominal tons)	Percentage under- caught	Percentage over-caught
2002 Season			+	
2003 Season				
2004 Season				

	Section 6
	Transformation
Ma	nagement and Employment Equity
6.1 Is the applicant a designated employer as defined in sec Employment Equity Act, 55 of 1998 at the date of appli	
6.2.1 If "Yes" to Section 6.1, has the applicant complied with Equity Act 55 of 1998?	the Employment O Yes O No
6.2.2 If "No" to section 6.1, has the applicant voluntarily com Employment Equity Act 55 of 1998?	plied with the O Yes O No

	ormat	О
	 Sectio	

6.3.1 Complete the table below in respect of the applicant's board of directors (if a company) or members (if a close corporation) as at date of application.





	company) of members (if a close to	iication.				
	Director / Member Name (Initial & Surname)	Years of Service	Black (Y/N)	Gender (M/F)	ID Number	
1						
2	-					
3	2 V					
4						
5			.52			
6						
7				-		
8						
9		8				
10				٠		[6
11					26	
12	a.		B			
13		-	1			
14						
15						

Transformation

Management and Employment Equity

6.3.2 Complete the table below in respect of employees at date of application.



Between 1 - 5 Employees	The Top Salary Earner(Total Cost to Company)
Between 6 - 30 Employees	The Top Two Salary Earners (Total Cost To Company)
Between 31 - 60 Employees	The Top 3 Salary Earners (Total Cost to Company)
Between 61 - 165 Employees	The Top 4 Salary (Total Cost to Company) Earners
More than 165 Employees	The Top 3% of Salary Earners (Total Cost to Company) up to 90 Employees

	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Btack (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
1					•		
2							
3							
4							
5					0		78
6							
7							
8							
9							
10							
11					-		
12	1 Sec. 11 Sec. 12 Sec.						
13							
14							
15							
16							
17							
18							
19							

866

Section 6

Transformation



Management and Employment Equity

M		-					
	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
20							
21							
22				<u> </u>			
23							
24							
25			*****				
26							
27							
28							
29							
30					Waster all water to		
31						1000	
32				3079 33			
33							
34							
35							
36							
37							
38							
39			W S WSS WEEK				
40			**				
41							
42							
43							
44							
45					- 100-100-100		
46							
47							
48							
49							
50							
51							
52							
53							
54							
55							

Transformation



Management and Employment Equity

W		i i	112				yment Equity
	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
56	A	2					
57							
58							
59	100 0						
60							
61				F 57 - 67			
62							
63							11
64							
65			8				
66							
67							
68							
69							
70							
71							
72							
73	**						
74							30
75							
76							
77							
78	The state of the s						
79							
80							
81	1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1						
82				4			
83							
84		-	8				
85							
86	200		F 4				
87	5 - 4	35 4374					
88			,			-	
89	t tt						
90	<u> </u>				l	l	

Transformation

Management and Employment Equity

6.4.1 Complete the following table in relation to income levels of the applicant's permanent employees at date of application:



	Gross Monthly Salary / Wages (Total Cost to Company)	Number of Employees	Percentage of Total Employees	Number of Black Employees	Percentage of Total Black Employees	Number of Female Employees
1	<r2 500<="" td=""><td></td><td></td><td></td><td></td><td></td></r2>					
2	Between R2 500 and R5 500					
3	Between R5 501 and R10 500					
4	Between R10 501 and R16 000			=		# T
5	Between R16 001 and R20 000					
6	Between R20 001 and R25 000			6	*	
7	Between R25 001 and R30 000					
8	Between R30 001 and R40 000					
9	Between R40 001 and R60 000					
10	>R60 000					***
	Total		100%		100%	

6.4.2 Does the applicant	contribute towards	medical a	aid and	pension	for	its
employees?					(0)	

	- Jan		******	- N
\cap	Yes			Ma
\cup	162	March 1		INO

6.4.3 Does the applicant provide any other type of benefits for its employees?

15,023	0.75577	(IACES)	100	922.0	C.300 - CV
\sim	Ve			_) No
()	V.			1000) Nio

6.5 Complete the following table in relation to the applicant's most recent employment equity profile provided to the Department of Labour. If the applicant is not designated or did not voluntarily comply then the table must be completed as at date of application.

13	w	P%	ı
×		7	٩
3	ě.		
P.	3	w	m
	9		

										To	ital
Occupational Categories	Gender	A No	A %	C No	0%	I No	1%	W No	W %	ACI%	F%
Top & Senior Management /	Male					12					
Senior Officials and Managers	Female										
Professionally Qualified and experienced specialists and	Male										
mid-management / Professionals	Female						(N				
Skilled Technical and academically qualified workers, supervisors,	Male										
foremen, and superintendents / Technicians and Associate Professionals	Female										
Sem-skilled and discretionary decision- reking and unskilled and undefined decision- making / Clarks, Service B Sales Workers.	Male										
Fishery Workers, Artisans & Related Trace Workers, Plant & Machine Operators & Assemblors, Elementary Occupations	Female										
	Male										
TOTAL	Female						-				

A = African, C = Coloured, I = Indian, W = White, M = Male, F = Female, ACI = African, Coloured and Indian

									Tran		tion 6
	5.31				Man	agem	ent a	nd Em			Equity
6.6.Complete the table Managers and Pro								ior Offic	cials ar	nd	Ø
Occupational Categories	Gender	A No	A %	G No	C%	INo	1%	W No	W %	ACI %	otal F%
Top and Senior Management / Senior Officials and Managers (as per 2001	Male							1			
application form)	Female										<u> </u>
Professionally qualified and experienced specialists and mid-management / Professionals 2001 (as per	Male										
2001 application form)	Female			<u></u>							
											tion 6
	61							eh in			ration s Only
6.7 Is the applicant a co	ompany	?	3						es () 1		. O 111 y
ACCIONAL AND ACCIONACIONES AND ACCIONACION OF ACCIONACION CIONACIONACIONACIONACIONACIO								2000000	(10010) J. (100 012)		
6.7.1 If "Yes", complete	the tab	le below	v in resp	ect of s	harehol	ding hel	d by bla	ck perso	ons:		<u>y</u>
6.7.1 If "Yes", complete	Percenta		holding Hel		harehole entage Vot by Black	ing Rights		Percer	itage of Di	vidends Bl e Entitled	
	Percenta	age Sharet	holding Hel		entage Vot	ing Rights		Percer	itage of Di		
Year 2001 (as stated in 2001	Percenta	age Sharet	holding Hel		entage Vot	ing Rights		Percer	itage of Di		
Year 2001 (as stated in 2001 application form)	Percenta by	age Sharel FBlack Per	nolding Hel	id Perc	enlage Vot by Black	ing Rights Persons	Held	Percer Share	itage of Di holders ar	e Entitled	
Year 2001 (as stated in 2001 application form) 2005 (at date of application) 6.7.2 Complete the folio	Percenta by	ege Sharel Black Per	nolding Helesons	Perco shareh	enlage Vot by Black	ing Rights Persons neld by w	Held vomen	Percer Share	ntage of Di floiders ar	e Entitled W ends Wom	To
Year 2001 (as stated in 2001 application form) 2005 (at date of application) 6.7.2 Complete the followhrough principle:	Percenta by	age Sharel	nolding Helesons	Perco shareh	entage Vot by Black nolding h	ing Rights Persons neld by w	Held vomen	Percer Share	ntage of Di fiolders ar	e Entitled W ends Wom	To
Year 2001 (as stated in 2001 application form) 2005 (at date of application) 6.7.2 Complete the followthrough principle: Year	Percents Discount's	ble in response systems	nolding Helsons elation to	o shareh	entage Vot by Black nolding h	ng Rights Persons neld by w	vomen i	Percer Share	ntage of Di fiolders ar	w Wands Wom	To
Year 2001 (as stated in 2001 application form) 2005 (at date of application) 6.7.2 Complete the follow through principle: Year 2005 (at date of application) 6.7.3 Did any of the application ap	Percents Discant's icant in	ble in respondence shareful by Women employ 2004?	elation to	shareh d Perce	entage Vot by Black nolding h entage Vot by Wo	ng Rights Persons neld by wang Rights men	vomen i	Percer Share	n the flor	w Wands Wom	To
Year 2001 (as stated in 2001 application form) 2005 (at date of application) 6.7.2 Complete the folio through principle: Year 2005 (at date of application) 6.7.3 Did any of the application in the a	Percental powing tale percental powing tale percental pe	employ 2004?	elation to	shareh shareh disted ir	entage Vot by Black nolding h entage Vot by Wo	ng Rights Persons eld by ving Rights men	women in Heid	Percer Share	n the flor	w wants Wom	ien are
Year 2001 (as stated in 2001 application form) 2005 (at date of application) 6.7.2 Complete the folio through principle: Year 2005 (at date of application) 6.7.3 Did any of the application in the a	Percental powing tale percental powing tale percental pe	ble in respondent special control of the control of	elation to	shareh d Perco	entage Vot by Black nolding h entage Vot by Wo	ng Rights Persons eld by ving Rights men	women in Held	Percer Share	n the flores and the flores of Divide Entitled	w Wands Wom	en are

			Sec	tion 6
			Transform	ation
***************************************		Owne	ership - Companies	Only
6.7.6 Was the applicant managed marketing of the 2004 allocati during the 2004 financial year	on in another fishe	ry performed by anoth	ner entity O Tes	O No
6.7.7 If "Yes", complete the table b	elow:			<u>₩</u>
Function		to Other Entity during the inancial Year	Rand Amount as a Percentage Applicant's Total Turnover in 2	
Management			49 5000 5000 5000 5000	
Catching				
Processing		# 10		
Markeling		2 2		
6.7.8 Did the applicant sell any of it harvesting, to any other entity			O Yes O No	C
6.7.9 If "Yes", complete the table be	elow:			O
Name of entity to which allocate	on was sold	Total Rand amount pa	id by other entity for the allocation d medium term period	uring the
8.8				
			N 0	Only
COLL the seelingst a close corner	otion 2	A Communicación de la Companya de la	Close Corporations	Only
6.8 Is the applicant a close corpor	<u>C</u>	O Yes O N	A FT≥, 3 €	e X
6.8.1 If "Yes", complete the table b	elow in respect of	members interest hele	d by black persons:	_ Y
	e Interest Held by Pe ck Persons	rcentage Voting Rights Held I Black Persons	Percentage Profit Distribution Persons are Entitled	
2001 (as stated in 2001 application form)				
2005 (as at date of application)	18	*		i i
6.8.2 Complete the table below in r	elation to member	s interest held by won	nen:	
	e Interest Heid by Pe Nomen	rcentage Voting Rights Held b Women	Percentage Profit Distribution V Entitled To	Vomen are
2005 (as at date of application)	8			
6.8.3 Did the applicant have a profin 2004?	t sharing scheme	for employees in place	⁹ ○ Yes ○ No	2
6.8.4 If "Yes", what percentage of punder question 6.3.2 entitled t		ees not listed		100 mar 14
6.8.5 Complete the following table		es paid to members:		S.
Year Salaries	Paid to Members that he more than 10%	ld Loans Made to Members more than 10%	that hold Profit Distributed to Mer hold more than 1	
2004 (financial year) or 2004 tax year (ending 28 February 2005)				

The state of the state of				Section 6
			Tr	ansformation
		Ownership -	Close Corp	orations Only
6.8.6 Was the applicant managed by or processing or marketing per financial year? Answer "Yes" if	formed by another	entity during the 20	004 O Yes	O No
6.8.7 If "Yes", complete the table bel	ow:			
Function	Rand Amount P	aid to Other Entity		s a Percentage of the Тилоvет in 2004
Management				
Catching			-	
Processing				
Marketing				
6.8.8 Did the applicant sell any of its harvesting, to any other entity in			○ Yes	ONo 🥸
6.8.9 If "Yes", complete the table bel		F 01 2000 :		
Name of entity to which allocation		Total Rand amount p		the allocation during the
			medium term period	•
L		1		
			Skills	Development
6.9 Has the applicant met the target in the Transformation Plan subm in 2001?	ts set itted O Fully	O Somewhat/I	Partially O	Not at all
6.10 Complete the following table in the Skills Development Act 97		ls Development Le	vies Act 9 of 199	99 and
Did the applicant submit Workplace Skills Plan	submit an Annual	Rand Amount Paid to SARS in skills	Percentage Salaries	Percentage of Training Budget Spent
which was approved (Y/ N)	Training Report which was approved (Y/N)	development levies	Bill Spent on Training	on Black Employees
2004 (financial year)				
6.11 Did the applicant participate in a term rights period?	a learnership prog	ramme during the r	medium O Y	es O No
6.12 If "Yes," indicate the number of applicant's permanent employe				
6.13. Did the applicant participate in programmes through its SETA	any other skills de in 2004 such as	evelopment an SMME Support	Strategy?	es O No
6.14.1 How many skippers are used applicant in other sectors?	i by the		C	
6.14.2 What percentage of these skare black in other sectors?	kippers			

			Section 6
		T	ransformation
	_	Corporate Soc	ial Investment
6.15 Does the applicant make donations of its annual taxable income which qualify for deduction in terms of section 18A of the Income Tax Act 58 of 1962 ?	s O No		
6.16 If "Yes", indicate what percentage of net profit (earn before income tax) earned in the 2004 financial year donations amount to:	ings r these	○ 0 - 0.5 % ○ 0.5 - 1 % ○ > 1 %	\(\mathcal{Z}\)
6.17 Indicate the five largest tax deductible donations ma	ade per in 20		J. ue of Amount Donated
6.18 Does the applicant make any other donations (in addeduction in terms of section 18A of the Income Taxincluding school fees)? 6.19 If "Yes", indicate what percentage of net profit (earnibefore income tax) earned in the 2004 financial year other donations amount to:	Act 58 of 1	ee which qualify for 962, but not 0 0 - 0.5 % 0 0.5 - 1 % 0 > 1 %	○ Yes ○ No
6.20 If other donations were made, indicate the five larges Benefitting Organisation	st such dona		in the table below:
		cos Tr	Section 6
6.21 Does the applicant have a written affirmative procurement policy?	O Yes	Affirmative ○ №	Procurement

		Affirmat	Transformation ive Procuremen
2 Provide the following information in (operational expenditure) in 2004:	relation to the applicant	's top nine South Afric	an suppliers
Name of Supplier	Percentage of Black Ownership of Supplier	Amount Paid to Supplier in Rands in 2004	Percentage of Total Expenses
-			
		8	
			k) _

	200		
8	\$ 0.000 (c)		
			55
2 Has the applicant determined its at	firmative procurement	spend as a	tos ONs
23 Has the applicant determined its af percentage of total procurement spe	nd?	spend as a Oy Crew and Envir	Section Conmental Safet Contravention
23 Has the applicant determined its af percentage of total procurement specific percentage of total procurement percentage of total procurement specific percentage of total percentage of tot	vesselvessel	Crew and Envir	Section conmental Safet
Percentage of total procurement specific procuremen	m term rights period, be under section 324 of the for contravening the Me	Crew and Envir	Section conmental Safet Contravention
Has the applicant, during the mediur forfeited a deposit by way of penalty Shipping Act, 57 of 1951? Has the applicant, during the mediur forfeited a deposit by way of penalty forfeited a deposit by way of penalty the mediur forfeited a deposit by way of penalty the mediur forfeited and deposit by way of penalty the medium for feited and deposit by way of penalty the medium for feited and deposit by way of penalty the medium for feited and deposit by way of penalty the medium for feited and deposit by way of penalty the medium for feited and deposit by way of penalty the medium for feited and deposit by way of penalty the medium for feited and deposit by way of penalty the medium for feited and deposit by way of penalty the medium for feited and deposit by way of penalty the medium for feited and deposit by way of penalty the medium for feited and deposit by way of penalty the medium for feited and deposit by way of penalty the medium for feited and deposit by way of penalty the medium for feited and deposit by way of penalty the medium for feited and deposit by way of penalty the medium for feited and deposit by way of penalty the medium for feited and deposit by way of penalty the medium feited and deposit by way of penalty the medium feited and deposit by way of penalty the medium feited and deposit by way of penalty the medium feited and deposit by way of penalty the medium feited and deposit by way of penalty the medium feited and deposit by way of penalty the medium feited and deposit by way of penalty the medium feited and deposit by way of penalty the medium feited and deposit by way of penalty the medium feited and deposit by way of penalty the medium feited and deposit by way of penalty the medium feited and deposit by way of penalty the medium feited and deposit by way of penalty the medium feited and deposit by way of penalty the medium feited and deposit by way of penalty the medium feited and deposit by way of penalty the medium feited and deposit by way of penalty the medium feited and deposit b	m term rights period, be under section 324 of the m term rights period, be for contravening the Min 1994? m term rights period, be ty for contravening the extension of the force of the f	Crew and Envir	Section conmental Safet Contravention O Yes O No O Yes O No
Has the applicant, during the medium forfeited a deposit by way of penalty Shipping Act, 57 of 1951? Has the applicant, during the medium forfeited a deposit by way of penalty to Occupational Safety Regulations of the Has the applicant, during the medium forfeited a deposit by way of a penalty forfeited a deposit by way of a penalty forfeited a deposit by way of a penalty forfeited and deposit by way of	m term rights period, be under section 324 of the m term rights period, be for contravening the Min 1994? m term rights period, be ty for contravening the extension of the force of the f	Crew and Envir	Section conmental Safet Contravention O Yes O No O Yes O No

2005 (date of application)

		Section	
Vessel, Crew and En	******		0.0000000000000000000000000000000000000
7.5 Has a qualified safety officer been appointed for each nominated vessel of more than 25 gross tons with a crew of 6 or more in terms of section 36 of the Maritime Occupational Safety Regulations?	O Yes	O No.	. Q
7.6 Has every crew member on board each nominated vessel completed the approved safety induction training required by the Merchant Shipping Act 57 of 1951?	O Yes	O No	C
7.7 Does the applicant or vessel owner provide insurance or other financial security in respect of loss of life and personal injury suffered by crew?	O Yes	O No	CX
7.8 Has a formal safety assessment been conducted in respect of each nominated vessel in terms of Marine Notice No 26 of 2004?	O Yes	O No	CX
7.9 Has the applicant or the vessel owner registered with the Commissioner in terms of the Compensation for Occupational Injuries and Diseases Act 130 of 1993?	O Yes	O No	C
7.10 Does the applicant have an HIV/AIDS policy?	O Yes	O No	C
7.11 Has the applicant, during the medium term right period, been convicted or forfeited a deposit for contravening any part of the Marine Pollution (Prevention of Pollution from Ships) Act 2 of 1986 or Section 30 of the Marine Pollution (Control and Civil Liability) Act 6 of 1981?	O Yes	O No	Q
7.12 Does the applicant or vessel owner have an alcohol and substance abuse policy in place?	O Yes	O No	Q
7.13 Does the applicant or vessel owner have a plan dealing with garbage for each nominted vessel?	O Yes	O No	Ø
		Section	
8.1 Complete the following tables in relation to job creation in the fishing industry:	Je	o Oreani Z	X
Year Permanent Employees (Sea Based) Permanent Seasonal Employees (Sea Employees (Land Based) Seasonal Employees (Sea Based) Find Based) Total Number of Employees (Columns 1: 4)	Total Amount of Salary Bill as per Financial Statements	noreasi	e or n total of
2001 (date of application)			

Job Creation

8.1.2 Table 2

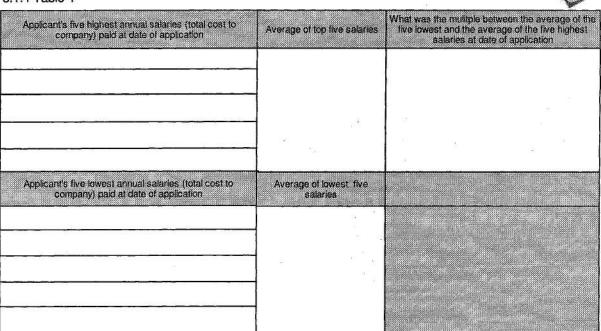
8.1.2 Table 2	31 520				· ·
Fishery in which Applicant Holds a Medium	n Term Right				4. e. ž
Applicants Annual Catch Allocation (in tons) in this fishery in 2004	Total Annual 9 (ishery) 20	Salary Bill (in relation to 04 Financial Year Enc	this H	fow much does the app wages per t	licant spend on salaries/ on allocated
			- 1 tu		
Fishery in which Applicant Holds a Medium	n Term Rìght				
Applicants Annual Catch Allocation (In tons) in this fishery in 2004	Total Annual S	Salary Bill (In relation to 04 Financial Year End			ilicant spend on salaries/ on allocated
Fishery in which Applicant Holds a Mediun	n Term Right				
Applicants Annual Catch Allocation (in tons) in this fishery in 2004		Salary Bill (in relation to 104 Financial Year End			licant spend on salaries/ on allocated
Fishery in which Applicant Holds a Mediur	n Term Flight				
Applicants Annual Catch Allocation (in tons) in this fishery in 2004	Total Annual : fishery) 20	Salary Bill (in relation to 004 Financial Year End	o this I	fow much does the app wages per l	oficant spend on salanes/ on allocated
			ساب		
Fishery in which Applicant Holds a Medium	n Term Right				
Number of Units of Effort Allocated to the Applicant in 2004	Total Annual S fishery) 20	Salary Bill (in relation to 104 Financial Year End	this H	low much does the app wages per unit o	licant spend on salaries/ if effort allocated

8.1.3 Table 3

Applicant's Annual Catch Allocation (in tons) in this fishery in 2004	Total Employees (in relation to this fishery) (at date of application)	How many people does the applicant employ per ton allocated	Total Employees less Seasonal Employees (in relation to this fishery) (date of application)	How many people (less seasonal employees) does the applicant employ per ton allocated
---	--	---	--	--

Applicant's Annual Catch Allocation (in tons) in this fishery in 2004	Total Employees (in relation to this fishery) (date of application)	How many people does the applicant employ per ton allocated	Total Employees less Seasonal Employees (in relation to this fishery) (date of application)	How many people (less seasonal employees) does the applicant employ per ton allocated
---	---	---	--	--

				Section
				Job Creation
Fishery in which Applican	nt Holds a Medium Term R	ight		
Applicant's Annual Catch Allocation (in tons) in this fishery in 2004	Total Employees (in relation to this fishery) (date of application)	How many people does the applicant employ per ton allocated	Total Employees less Seasonal Employees (in relation to this fishery) (date of application)	How many people (less seasonal employees) does the applicant employ per ton allocated
Fishery in which Applica	nt Holds a Medium Term F	light	V 44.0	
Applicant's Annual Catch Allocation (in tone) in this fishery in 2004	Total Employees (in relation to this listiery) (date of application)	How many people does the applicant employ per ton allocated	Total Employees less Seasonal Employees (in relation to this fishery) (date of application)	How many people (less seasonal employees) does the applicant employ per ton allocated
Fishery in which Applican	nt Holds a Medium Term R	ight		
Number of units of effort liboated to the Applicant in 2004	Total Employees (in relation to this flahery) (date of application)	How many people does the applicant employ per unit of effort allocated?	Total Employees less Seasonal Employees (In relation to this lishery) (date of application)	How many people (less seasonal employees) does the applicant employ per unit of effort allocated?
1.4 Table 4			8	<u> </u>



Investment

9.1 Complete the following tables:

9.1.1 Table 1



Year Book Value of Total Fixed Assets	Total Book Value of Total Land Based Fixed Assets	Total Book Value of Harbour and Sea Based Fixed Assets
2004 (financial year end)		

9.1.2 Table 2

Year	Insured Value of Total Fixed	Total Insured Value of Total Land Based	Total Insured Value of Harbour and Sea
	Assets	Fixed Assets	Based Fixed Assets
2004 (date of application)			*

9.1.3 Table 3				
Fishery in which Applican	i Holds a Medium Term Righ	t		
Annual Catch Allocation (intons) to the applicant in 2004	Book Value (in rands) of harbour and sea-based assets at 2004 financial year end in this fishery	Book Value (in rands) of land-based assets at 2004 financial year end in this fishery	Book Value of Harbour and Sea-Based Assets per ton allocated to applicant	Book Value of Land-Based Assets per fon allocated to applicant
Fishery in which Applicar	it Holds a Medium Term Righ		,	
Annual Catch Allocation (in tons) to the applicant in 2004	Book Value (in rands) of harbour and sea-based assets at 2004 financial year end in this fishery	Book Value (in rands) of land-based assets at 2004 financial year end in this fishery	Book Value of Harbour and Sea-Based Assets per ton allocated to applicant	Book Value of Land-Based Assets per fon allocated to applicant
Fishery in which Applican	nt Holds a Medium Term Righ	t		
Annual Catch Allocation (in tons) to the applicant in 2004	Book Value (in rands) of harbour and sea-based assets at 2004 financial year end in this fishery	Book Value (in rands) of land-based assets at 2004 financial year end in this fishery	Book Value of Harbour and Sea-Based Assets per ton allocated to applicant	Book Value of Land-Based Assets per ton allocated to applicant
Fishery in which Applicar	nt Holds a Medium Term Righ	t		
Annual Catch Allocation (in tons) to the applicant in 2004	Book Value (in rands) of harbour and sea-based assets at 2004 financial year and in this fishery	Book Value (in rands) of land-based assets at 2004 financial year end in this fishery	Book Value of Harbour and Sea-Based Assets per ton allocated to applicant	Book Value of Land-Based Assets per for allocated to applicant
8				
Fishery in which Applica	nt Holds a Medium Term Righ	nt .		
Annual Catch Allocation (in tons) to the applicant in 2004	Book Value (in rands) of harbour and sea-based assets at 2004 linancial year end in this fishery	Book Value (in rands) of land-based assets at 2004 linancial year end in this fishery	Book Value of Harbour and Sea-Based Assets per ton allocated to applicant	Book Value of Land-Based Assets per ton allocated to applicant
		× 12	- 4	

Investment

9.1.4 Table 4

Fishery in which Applica	nt Holds a Medium Term Rig	int		
Annual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	Insured Value (in rands) of land-based assets at date of application	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land Based Assets per tor allocated to applicant
e e				
Fishery in which Applica	nt Holds a Medium Term Rig	ht		
nnual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	Insured Value (in rands) of land-based assets at date of application	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land Based Assets per for allocated to applicant
Fishery in which Applican	nt Holds a Medium Term Righ	nt .		
nnual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	Insured Value (in rands) of land-based assets at date of application	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land Based Assets per ton allocated to applicant
ď	A)	4	- X	1
Fishery in which Applicar	nt Holds a Medium Term Righ	nt .		
nnual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	Insured Value (in rands) of land-based assets at date of application	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land Based Assets per for allocated to applicant
	И	25	# # # # # # # #	
Fishery in which Applicar	it Holds a Medium Term Righ	nt .		
nnual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	Insured Value (in rands) of land-based assets at date of application	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land Based Assets per ton allocated to applicant
(i) #: 10		4	1 2 0.0 2 2	

9.1.5 A detailed explanation of all investment made in marketing activities must be included as an annexure.



9.1.6 A detailed explanation of all investment made in processing activities must be included as an annexure.



9.1.7 Has the applicant invested in on-board or land based processing facilities?

O Yes O N

Section 10
acal Economic Development
ocal Economic Development

10.1 Complete the following table in relation to harbours and landing sites used:

1	
1	
	AS
_	

10.2	2 At which harbours and	
	landing sites will the	
	applicant land its catches?	?

Harbour/Landing Site Names						

10.3	Has the applicant made any investment in physical infrastructure at these
	harbours or landing sites in order to improve or make landing catches at
	these harbours possible?

And the second	Charles Contract	800 A S
) Yes	ON	0
, ,,,,		



						Se	ction 11
			Value	Add & E	nterpr	se Deve	lopmen
11.1 Is the applicant directly involvany value adding process in other fishery?		O Yes	O No				Ø
11.2 Has the applicant been respondent for any enterprise development		O Yes	O No		12:		\Diamond
						Se	ction 12
	***************************************		*******************************			Posts	umane
							inancia
12.1 What is the applicant's 2004 certified Annual Turnover?	audited, v	erified or					<u> </u>
12.2 Provide the following information	tion in rela	ation to the	applicant's	income sta	tements:		
Year Turno	ver	Profit A	fter Tax	Retained E	arnings	Dividends Distribution	
2004	e ^{la} r	W.					
12.3 Provide the following informa	tion in rela	ation to the	applicant's	balance sh	eet:		
Year Asse	ts	Long-Tern	1 Liabilities	Current Li	abilities	Shareholder Member's C	
2004			(d)				
12.4 Provide the following informa	tion in rela	tion to the	applicant's	cash flow:			
Year Net Co	ash Inflow / O Operation			flow / Outflow fri ting Activities	om Net	Cash Inflow / Ou Financing Activ	
2004			7				
12.5 If the applicant is a newly est applicant intends to finance it	ablished e s entry int	ntity, pleas o this fishe	e provide a ery as Sche	a detailed sta edule 12B.	atement o	f how the	Ø
Salah Later Sa						Se	ction 13
		***************************************		Marie Company		Fish	ng Plan
13.1 Does the applicant have a fis	hing plan?	?		Ç	Yes (O No	X
13.2 Will the applicant be persona fishing plan?	lly respons	sible for im	plementing	g its C) Yes (ON C	CZ.
13.3 Will a third party be responsil applicant's fishing plan?	ble for imp	lementing	the	C	Yes () No	Ø
13.4 If yes, who is the third party?							

		Environmentally St	e ama	Secti	
4.1 Does t	he applicant have a by-catch managemen		○ Yes		
	the applicant intend to put in place any me		366 27	10000	,
and fu	el reduction consumption on vessels, and	in processing facilities?	O Yes	O No	1
14.3 Has th enviro	ne applicant undertaken or sponsored any onmentally sustainable practices?	research in relation to	○ Yes	O No	~
				Sect	10.000
15 1Plages	provide the following information in relation	n to levies paid since 2001:	7	shing l	_ev
Year	Species Species	Total Catch in Tons	l	evies Paid	
2001					
2001	e 6)			3	
2001					
2001	· · · · · · · · · · · · · · · · · · ·			J-1640	
2001		9			
2002				4.	la .
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2004					
2004					
2004					
2004			10 10	- NEARLOW AND THE SECOND	
2004					
15.2 What the ap paym	was the date and amount of oplicant's most recent levy ent?	Date yyyy/mm/dd	Amour	nt	

I, the undersigned, do hereby make oath and declare that:

(a) I have read the instructions set out on pages 2 and 3 of this application form;

Applicant Declaration

(b) the information submitted with and in this Application is true and correct and complete.

- (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998;
- icense or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998;

 (d) in order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to my application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit;

 (e) the applicant undertakes to co-operate with any investigators by timeously submitting responses to written requests for information or explanations, by attending meetings with investigators, by answering questions satisfactorily at such meetings and where necessary, by constitute an independent ground for refusing an application;

 (f) the applicant accents that any attempt to influence the decision of the dependent evidence without any investigators and the refusing an application;
- (f) the applicant accepts that any attempt to influence the decision of the delegated authority or appellant authority on the allocation of a right or

refused.	other than provided for in the	ne General Policy or in this application form, will result in the application being
Signed at:		
This	day of	2005
		** ***********************************
nepresentative's Full N	ame:	
The authorised representative declaration.	declares that he/she kn	nows and understands the contents and implications of the above
Commissioner of Oaths		
1 001 1 101110		
www.communical		
Physical Address		
1, the undersigned, do hereby make of (a) I have read the instructions set of (b) the information submitted with an (c) I accept that if any information is disclosed, this may lead to the A license or permit granted on the st (d) in order to allow for the proper very possesses or acquires any inform or an official of the Department of it (e) Tesponses to written requests for at such meetings and where necestable to co-operate in this regard (f) authority or appellant authority on in this application form, will result in Signature of Authorised Signed at: This Signature of Authorised	ath and declare that: It on pages 2 and 3 of this app d in this Application concerning in this Application is not true of pplication being refused, or to rength of this Application, in te erification of information submation relevant to the application conversal affairs and Tour information or explanations, bessary, by granting investigate will constitute an independent of the allocation of a right or qua the application being refused. Representative of I Representative:	plication form; g the holding entity is true and correct and complete. or complete, or if false information is provided, or material information is not to the revocation, suspension, cancellation, alteration or reduction of any right, erms of Section 28 of the Marine Living Resources Act 18 of 1998; mitted I hereby authorise any institution, organ of state, person or body, who iton, to disclose or make the information available to the Minister, his delegate urism or the Rights Verification Unit; ame) undertakes to co-operate with any investigators by timeously submitting by attending meetings with investigators, by answering questions satisfactorily ors access to premises, vessels and documents. The applicant accepts that ground for refusing an application; name) accepts that any attempt to influence the decision of the delegated antum or effort, in any manner other than provided for in the General Policy or Holding Company (if applicable)
Representative's Full Na	me:	
The authorised representative declaration, Commissioner of Oaths Full Name Designation Physical Address	declares that he/she kno	ows and understands the contents and implications of the above

	100	Section to			
I, the undersigned, do hereby make oath and do (a) I have read the instructions set out on page (b) the information submitted with and in this At	s 2 and 3 of this application form;	Sister Company Declaration true and correct and complete.			
 (b) the information submitted with and in this Application concerning the sister company is true and correct and complete. (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998; 					
(d) in order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to my application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit;					
at auch mostings and where necessary by	on or explanations, by attending meetings w	operate with any investigators by timeously submitting rith investigators, by answering questions satisfactorily s, vessels and documents. The applicant accepts that			
failure to co-operate in this regard will constit (f) authority or appellant authority on the alloca	(3rd party name) accepts that an	y attempt to influence the decision of the delegated nanner other than provided for in the General Policy or			
in this application form, will result in the applic		y (if applicable)			
Signed at:					
Thisday of	2005	a76 5.			
Signature of Authorised Repre					
	esentative:				
Representative's Full Name:	s that he/she knows and understan	ds the contents and implications of the above			
declaration. Commissioner of Oaths		·			
Full Name					
Designation					
Physical Address					
I, the undersigned, do hereby make oath and d (a) I have read the instructions set out on page	eclare that:	JV Partner Declaration			
(b) the information submitted with and in this A	pplication concerning the JV partner is true	information is provided, or material information is not			
disclosed, this may lead to the Application	being refused, or to the revocation, susp	ension, cancellation, alteration or reduction of any right, ne Marine Living Resources Act 18 of 1998;			
 (d) in order to allow for the proper verification possesses or acquires any information rele or an official of the Department of Environm 	evant to the application, to disclose or ma- ental Affairs and Tourism or the Rights Veri				
(e) responses to written requests for informati at such meetings and where necessary, b failure to co-operate in this regard will const	on or explanations, by attending meetings to granting investigators access to premise	 operate with any investigators by timeously submitting with investigators, by answering questions satisfactorily es, vessels and documents. The applicant accepts that application: 			
(f) authority or appellant authority on the alloca	(3rd party name) accepts that a	ny attempt to influence the decision of the delegated manner other than provided for in the General Policy or			
in this application form, will result in the appli Signature of Authorised Repre		pplicable)			
Signed at:					
Thisday o					
Signature of Authorised Repr					
Representative's Full Name:					
	s that he/she knows and understan	ads the contents and implications of the above			
Commissioner of Oaths					
Full Name					
Designation					

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APPLICATION NUMBER: TNPN

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
BRANCH: MARINE AND COASTAL MANAGEMENT

Tuna Pole

Long Term Rights Allocation Process: 2005

Cluster B

Application Form For: New Entrants

Registered Name of Applicant Company Registration Number or Close Corporation Registration	
Number Principal Place of Business	1
Number of Vessels Nominated	

IMPORTANT INFORMATION

INSTRUCTIONS

GENERAL

- This application form must be read together with these instructions, the Explanatory Notes, and the Schedules to the application form.
- 2) When completing the application form, applicants are advised to read carefully the General Policy on the Allocation and Management of Long Term Fishing Rights, as well as the applicable Fishery Specific Policy. These policies are available at www.mcm-deat.gov.za. The policies guide the Minister or his delegate when considering the application.
- If the applicant has any queries regarding the completion of the application form, it must submit the query by e-mail to clusterb@deat.gov.za. All queries and responses will be collated and circulated by e-mail to all the applicants in the sector and will be made available on www.mcm-deat.gov.za.

During the application period, applicants or their representatives may not communicate with the Minister, the delegated authority, or officials in the Department regarding their applications in any other manner. Moreover, no reliance may be placed on any information given or obtained in any other manner.

ICONS

- 4) Applicants must pay attention to the icons in the application form in order to determine whether:
 - the information provided will be treated as confidential;
 - there is any documentation or information required in response to a question in the form of an annexure; or
 - there are consequences in not answering a question.
- 5) The application form makes use of the following icons:



The books icon means that the information provided will be treated as confidential.



The <u>clipboard</u> icon means that the applicant must consult the corresponding schedule to the application form. Applicants are instructed in the schedules regarding the documentation or information required as annexures. If the required documentation or information is not submitted, the application may be adversely affected. Failure to submit certain requested documents or information may result in the application being refused.



The warning icon means that if the applicant fails to answer the question, the answer will be deemed to be adverse to the applicant.

COMPLETION OF APPLICATION FORM

- 6) The applicant must complete all sections of the application form. If any particular section does not apply to the applicant, the section may be marked "N/A." If an applicant cannot answer a section, it may be marked "Unknown." The applicant must respond in the spaces provided in the application form. Information may not be submitted by way of annexures except where applicants are specifically required to do so.
- 7) This application form must be completed by hand and submitted together with the required annexures. If the application is submitted in any other form, the application will be refused. Do not use a pencil. Preferably use a blue pen.
- 8) The declaration must be signed and attested before a Commissioner of Oaths by the applicant's authorised representative, and, if applicable, the authorised representative of the holding entity, sister company(ies) and the joint venture partner(s). If the declaration is not signed and attested, the application will be refused.
- 9) The application, duly signed and attested, must be punched and placed into lever arch files with a divider before each annexure. The annexures must be numbered according to the schedules. Confidential information requested under sections marked by the books icon should be placed in a sealed A4 envelope marked with the application number, punched and placed after the annexures.

IMPORTANT INFORMATION

INSTRUCTIONS

10) One true copy of the application must be made. This copy must be punched, divided and filed in the same manner as the original. The copy does not have to be certified as a true copy of the original, but it will be assumed to be the same as the original. Any discrepancy may invalidate the application.

LODGEMENT OF APPLICATION

11) The application, and the copy of the application must be hand delivered **Thursday 18 August 2005** between **08h00** and **20h00**, or **Friday 19 August 2005** between **08h00** and **17h00** at one of the places and venues listed below.

Place	Venue
Port Nolloth	City Hall, Main Road, Port Nolloth
Lamberts Bay	Community Hall, Burrel Street, Lamberts Bay
Saldanha Bay	Tabakbaai Holiday Resort Hall, Saldanha Bay Municipality
Cape Town	Woodstock Town Hall, between Aberdeen and Plein Streets, Woodstock
Hermanus	Zwelihle Recreational Centre, Plot 88 Lusiba Street, Hermanus
Mossel Bay	J.S. Langen Hoven Library, Mayixhale Street, Kwa-Nonqaba Location, Mossel Bay
Port Elizabeth	Helenvale Resource Centre, Baatjies Streeet, Helenvale
East London	Cosmics View Hall, Buffalo Park Drive, East London
Port St Johns	Community Hall, 257 Main Street, Port St Johns
Durban	KZN Wildlife Offices, 3 Elton Place, Congella, Durban

12) The application may not be submitted by post or by fax. An application not submitted by hand within the above times, on the above dates, at one of the above places and venues will be refused.

IMPROPER LODGEMENT

- 13) Improperly lodged applications will be refused. An application is improperly lodged if:
 - it is received late;
 - the applicant makes no payment, or short payment, or late payment of the application fee; or
 - the application is lodged in a manner contrary to the instructions.

MATERIAL DEFECTS

- 14) Applications that are materially defective will be refused. An application is materially defective if:
 - the declaration is not signed and attested by the applicant's authorised representative, and, if applicable, the authorised representative of the holding entity, sister company(ies) and the joint venture partner(s).;
 - more than one application is received for a right in the same sector; or
 - the applicant or, if applicable, one or more of the, the holding entity, sister company(ies) and the joint venture partner(s)
 provide false information or documents, fail to disclose material information or attempt to influence the Minister or the
 delegated authority other than in the manner provided for in the General policy and in this application form.

S Applican	ection 1
The applicant must supply a profile of its organisationas described in Schedule 1A.	Ø
1.1 Registered Name of Applicant	
1.2 Trading Name of Applicant:	
1.3 Registration Number:	
1.4 Income Tax Number:	
1.5 Vat Number:	
1.6 Skills Development Levy Number:	
1.7 Have the applicant's details (1.8.1 - 1.8.7d) changed since the applicant registered?	
1.8 If "Yes", complete only those details that have changed:	
1.8.1 Principal Place of Number and Street: Business:	
Suburb:	
Town / City:	
Postal Code:	
1.8.2 Postal Address: Number and Street / PO Box:	
Suburb:	
Town / City:	
Postal Code:	
Area Code:	
1.8.3 Telephone Number:	
1.8.4 Additional Telephone Number:	
1.8.5 Fax Number:	
1.8.6 Authorised Contact Person First Name:	
1.8.7 Authorised Contact Person Surname:	
a) Identity Number:	
b) Position Held / Relationship to Applicant	
c) Cellular Number:	
d) E-mail Address:	

					Section 2
2.1 Does the applicant hold a medium term fishing right in any other sectors?	, 0,	fes O No	Ø	# % _#	Applicant
2.2 If "Yes", complete the following:					1
Fishery in which the Applicant holds a Medium-Term	n Right	200	1 Application	Form Number	
				6°	
8					
	11				
		E E	 .	3 a	
2.3 Is the applicant more than 50% South African owned?	01	/es O No		Ø	
2.4 Does the applicant have a valid tax clearance certificate?	01	es O No	#6 38	\Diamond	
2.5 Complete the following table in relation to a	sset val	ue and turnover:	Vi	(X	
Year	Turnove	r	Grass Ass	et Value (excludir	g fixed property)
2004 (Financial Year End)		*	5 6	,	
2.6 Does the applicant hold any share(s) in any other company that is applying as a medium term right holder in this sector?	0	Yes O No	Ø		
2.7 Does the applicant hold any share(s) in any company that is applying as a new entrant in this sector?	0	Yes O No	V	u už ta	W.
					Section 3
3.1 Has the applicant, or any of its me directors:	embers,	shareholders or	* * * *	a _ 0	3
3.1.1 been convicted of a contravention regulations, or permit conditions d period?			right O	Yes O No	• 🗸
3.1.2 entered into a plea bargain under 51 of 1977, for a contravention of the or permit conditions during the media	he MLR	A, or the regulatio		Yes O Na	◆ ♥
3.1.3 paid an admission of guilt fine for a the regulations, or the permit condition right period?				Yes 🔿 No	♦

ner der som det 1872 ger sterner gegen i 1885 ger i 1885 ger i 1886 ger i 1886 ger i 1886 ger i 1886 ger i 188 Ger i 1886 ger	Section 3
	Compliance
3.1.4 been charged with an offence under the MLRA, or the regulations or permit conditions during the medium term right period?	O Yes O No 🦚 💢
3.2 Has a fishing vessel, motor vehicle, or any other assets of the applicant, or any of its shareholders, members or directors been detained, arrested or seized under the MLRA or restrained, preserved, confiscated or forfeited under the Prevention of Organised Crime Act 121 of 1998 during the medium term right period?	O Yes O No 🧆 🖔
3.3 Was a right or permit of the applicant suspended, revoked, cancelled, reduced or altered under section 28 of the MLRA during the medium term right period?	O Yes O No
	Section 4
	Vessel Details
4.1 How many vessels does the applicant nominate for use in this fishery?	
4.2 Fill in the relevant details in the tables below regarding each vessel nomina	ated:
Vessel 1	
Vessel name	
MCM Area Number SAMSA Number	
Number of crew according to SAMSA Safety Certificate	*
Owner of Vesser as indicated by South African Certificate of Fagistry or SAMSA Safety	and the second s
Certificate Nature of Access to Vessel (either majority ownership, or chartex or catching agreement)	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacturer of VMS System Vessel Length in metres according to	
Vessel Horsepower	
	S. C. C.
Vessel 2	
Vessel name	
MCM Area Number SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry or SAMSA Safety Certificate	
Nature of Access to Vessal (aither majority ownership, or charter or catching agreement)	3
Vessel fitted with a functioning VMS System (V/N)	-
Manufacturer of VMS System Vessel Length in metres according to	
SAMSA Safety Certificate	
Vessel Horsepower	2

27	796	89

		cti	



	Vessel 3		
Vessel name		30	
MCM Area Number	* -		
SAMSA Number			
Number of crew according to SAMSA Safety Certificate	a 8		
Owner of Vessel as indicated by South African Certificate of Registry or SAMSA Safety Certificate			2
Nature of Access to Vessel (either majority ownership, or charter or catching agreement)			
Vessel fitted with a functioning VMS System (Y/N)			
Manufacturer of VMS System			
Vessel Length in metres according to SAMSA Safety Certificate			
Vessel Horsepower		3 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4	
			ex.

	Vessel 4
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessei as indicated by South African Certificate of Registry or SAMSA Safety Certificate	
Nature of Access to Vessal (either majority ownership, or charter or catching agreement)	
Vessel fitted with a functioning VMS System (V/N)	
Manufacturer of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower	

	Vessel 5
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry or SAMSA Safety Certificate	
Nature of Access to Vessel (either majority ownership, or charter or catching agreement)	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacturer of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower	

Catch Utilisation

O No

5.1 Did the applicant over-catch or under-catch in any other fisher	y by more
than 10% during the medium term rights period?	52 (15)

O Yes



5.2 Complete the following in relation to the applicant's catch records if the applicant holds medium term rights in other sectors (excluding sectors where effort and not catch is allocated).

C

Fishery in Which A	oplicant Holds a Medium Term	n Right		E.S. 1
Year	Annual Catch Allocation(in metric tons)	Total Actual Catch of Applicants Allocation (in nominal tons)	Percentage under- caught	Percentage over-caugh
2002 Season				
2003 Season				
2004 Season				
Fishery in Which A	oplicant Holds a Medium Term	Right		
Year	Annual Catch Allocation(in metric tons)	Total Actual Catch of Applicants Allocation (in nominal tons)	Percentage under- caught	Percentage over-caught
2002 Season	2			
2003 Season				
2004 Season	0.8			
Fishery in Which Ap	pplicant Holds a Medium Term	Right		
Year	Annual Catch Allocation(in metric tons)	Total Actual Catch of Applicants Allocation (in nominal tons)	Percentage under- caught	Percentage over-caught
2002 Season		*		
2003 Season	HE SHE LA			1 24
2004 Season		P		B 692 3
ishery in Which Ap	plicant Holds a Medium Term	Right		
Year	Annual Catch Allocation(in metric tons)	Total Actual Catch of Applicants Allocation (in nominal tons)	Percentage under- caught	Percentage over-caught
2002 Season				
2003 Season				Ü
2004 Season			6.4	

	Section 6
	Transformation
Management and	d Employment Equity
6.1 Is the applicant a designated employer as defined in section 1 of the Employment Equity Act, 55 of 1998 at the date of application?	O Yes O No
6.2.1 If "Yes" to Section 6.1, has the applicant complied with the Employment	O Yes O No 🔨

6.2.2 If "No" to section 6.1, has the applicant voluntarily complied with the Employment Equity Act 55 of 1998?

Equity Act 55 of 1998?

O Yes O No



S	88 B-	00000	200	889	

Transformation

Management and Employment Equity

6.3.1 Complete the table below in respect of the applicant's board of directors (if a company) or members (if a close corporation) as at date of application.





	company) of members (if a close of				
	Director / Member Name (Initial & Surname)	Years of Service	Black (Y/N)	Gender (M/F)	ID Number
1					2 %
2					
3		·		8	
4			#		
5		# E			
6	P =	a	52 ·		
7			8 6858	4	
8	resident automobile		in a sequence	g * i de j	and the second second
9					
10					
11		91	1		
12			2	- 10	
13		8		a ² a	
14		y -	- 29	A	
15					

Transformation

Management and Employment Equity

6.3.2 Complete the table below in respect of employees at date of application.



Between 1 - 5 Employees	The Top Salary Earner(Total Cost to Company)
Between 6 - 30 Employees	The Top Two Salary Earners (Total Cost To Company)
Between 31 - 60 Employees	The Top 3 Salary Earners (Total Cost to Company)
Between 61 - 165 Employees	The Top 4 Salary (Total Cost to Company) Earners
More than 165 Employees	The Top 3% of Salary Earners (Total Cost to Company) up to 90 Employees

	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
1	i i						
2							0.0
3			0.				
4				- F			
5				889			10 mg/s (10 mg/s) (10 mg/s
6			(10 E)	S .			
7		7.					
8	0.5	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	8 8	18 10 10			() ()
9	4						
10			2000				- W 679
11		- 1					
12							
13	of the same						
14		-25 -2	8 B				5. 1
15		(0)(20) (4) (0)	15.				
16		. 7. 8.				W.	
17		a 9	8				
18		*v	ti)	(0)	e e		S S
19	10		+				

Transformation



Management and Employment Equity

21	w	ł –			r			
21		Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
21	20							
23	21							
24	22	<u> </u>						
25	23							
26	24							
27	25							
28	26							
229	27							
30	28							
31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54	29							
332 34 34 35 36 37 38 39 40 40 41 42 43 44 44 44 45 46 47 48 49 50 51 52 53 54	30							
33	31							
34 35 35 36 37 38 39 39 40 41 42 43 43 44 45 46 47 48 49 50 51 52 53 54	32							
35 36 37 38 39 39 30 30 30 30 30 30	33							
36 36 37 38 38 39 40 40 41 41 41 42 42 43 43 44 44 44 44 44 44 45 45 46 46 47 47 48 48 49 560 51 52 53 53 54	34	K						
37	35		-					
38 39 40 41 41 42 43 44 45 46 47 48 49 50 51 52 53 54	-							
39	\vdash							
40	-				-			
41 42 43 44 44 45 46 47 48 49 50 51 52 53 54 54	-+							
42 43 44 44 45 46 47 48 49 50 51 52 53 54	-							
43 44 45 46 47 48 49 50 51 52 53 54	-					-		
44 45 46 47 48 49 50 51 52 53 54	43							
45 46 47 48 49 50 51 52 53 54	44							
47 48 49 50 51 52 53 54	45							
48 49 50 50 51 52 53 54 54 54 55 55 55 55 55 55 55 55 55 55	46							
49 50 51 52 53 54	47							
50	48							
51	49	*						
52 53 54	50							
53 54	51			West Company of State C				
54	52							THE RESERVE THE PARTY OF THE PA
	53							
55	54							
	55							

Transformation



Management and Employment Equity

M.							
	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
56							
57							
58							
59	10						
60							
61							
62							
63							
64							
65							
66							
67							
68							
69							
70							
71	z i						
72							
73							
74							
75							
76							
77			COLLEGE SECTION				
78							
79							
80							
81							
82			1,000,000				
83							
84			(1700) (1700) (1700)				
85							
86						14	
87							
88			10.1000 12.100 10.100				
89							
90							
			Marie de l'acceptant de la company de la com		All the second second second		<u></u>

	in	

Transformation

Management and Employment Equity

6.4.1 Complete the following table in relation to income levels of the applicant's permanent employees at date of application:



	Gross Monthly Salary / Wages (Total Cost to Company)	Number of Employees	Percentage of Total Employees	Number of Black Employees	Percentage of Total Black Employees	Number of Female Employees
1	<r2 500<="" td=""><td></td><td></td><td></td><td></td><td></td></r2>					
2	Between R2 500 and R5 500					
3	Between R5 501 and R10 500				0	
4	Between R10 501 and R16 000					
5	Between R16 001 and R20 000					
6	Between R20 001 and R25 000					
7	Between R25 001 and R30 000					
8	Between R30 001 and R40 000					
9	Between R40 001 and R60 000					
10	>R60 000	14 14				
	Total		100%		100%	

6.4.2 Does the applicant contribute towards medical aid and pension for its employees?

6.4.3 Does the applicant provide any other type of benefits for its employees?

Yes O No

O Yes O No

6.5 Complete the following table in relation to the applicant's most recent employment equity profile provided to the Department of Labour. If the applicant is not designated or did not voluntarily comply then the table must be completed as at date of application.



										To	tal
Occupational Categories	Gender	A No	A%	C No	C%	l No	1%	W No	W %	ACI %	F%
Top & Senior Management /	Male										
Senior Officials and Managers	Female							l Tanggayana			
Professionally Qualified and experienced specialists and	Male		200								
mid-management / Professionals	Female										
Skilled Technical and academically gualified workers, supervisors,	Male										
foremen, and superintendents / Technicians and Associate Professionals	Female										
Semi-skilled and discretionary decision- making and unskilled and undefined decision- making / Clarks, Service & Sales Workers,	Male										
Fishery Workers, Artisans & Related Trada Workers, Plant & Machine Operators & Assemblors, Elementary Occupations	Female										19 - 1925 - 1927 -
7074	Male										
TOTAL	Female										

A = African, C = Coloured, I = Indian, W = White, M = Male, F = Female, ACI = African, Coloured and Indian

								Tran	Sect	ion 6
				Mana	aeme	ent ar	nd Em		nent E	
6.6.Complete the table I Managers and Prof	below in rela	ation to em	ploymen	t equity f	gures fo	or Seni				ďΧ
managery and 110	icosionais :	Submitted i	11 (116 20)	от аррію	alion io	1111.			Tot	al
Occupational Categories	Gender AN	lo A%	Q No	C%	l No	1%	W No	W %	ACI %	E%
Top and Senior Management /	Maie									
Senior Officials and Managers (as per 2001 application form)	Female									10
Professionally qualified and	Male									
experienced specialists and mid-management / Professionals 2001 (as per										
2001 application form)	Female						, and the second		1	
Topic Magnesia										ion 6
					Α.		h in		sform	
6.7 Is the applicant a co	mnany?		4.	***************************************		viieis		s O N	anies	Only
6.7.1 If "Yes", complete	8 S	low in rest	nect of si	hareholdi	na hold	by blad		,	(*)	<u>(</u>
Year	Percentage Sh		7	ntage Votin	g Rights H		Percen	tage of Div	idends Bla	
2001 (as stated in 2001	Dy Diagn	reisulis		by Black Pa	rsons .		Share	noiders are	Entitled T)
application form) 2005 (at date of application)				v.						
6.7.2 Complete the follo	wing table in	relation to	charch	olding be	ld by w	omon b	acod or	the flow		
through principle:	wing table ii	i relation to	Janaren	olding ne	id by wi	Jinen b	aseu oi	i the nov	v 	
Year	Percentage Sh by W	areholding He omen	d Perce	ntage Voling by Worr		eld	Percentag	e of Divide Entitled	nds Wome To	n are
2005 (at date of application)										
6.7.3 Did any of the app shares in the applic			listed in	Section	6.3.2 hc	olds	O Ye	s O N	· 🖓	
6.7.4 If "Yes", what is th employees?	e percentag	e shareho	lding hel	d by or fo	r					
6.7.5 Complete the follow	wing table in	relation to	monies	paid to s	hareho	lders:			7	
Year		Paid to Sharel ig more than t			ade to Sha g more the		s Div		to Shareh ore than 10	
2004 (financial year) or 2004 t year (ending 28 February 2005	ax 5)	12 18 -17 - 1- 1- 1- 1- 1- 1- 1- 1- 1- 1- 1- 1- 1		-						

100				Section 6
-			Trai	rsformation
		Ow	nership - Com	panies Only
6.7.6 Was the applicant r marketing of the 20 during the 2004 final	managed by another enti 04 allocation in another fi ncial year? Answer "Yes	shery performed by ar	nother entity	Yes O No
6.7.7 If "Yes", complete t	he table below:			<u> </u>
Function		Paid to Other Entity during the 04 Financial Year	Rand Amount as a l Applicant's Total T	
Management				
Catching				
Processing				
Marketing	The second second			
6.7.8 Did the applicant se	ell any of its allocated qua ther entity in 2002, 2003,		O Yes O No	N C
Supplied to the supplied of th		2001 01 2000		8X
6.7.9 If "Yes", complete the	ne table below:			<u> </u>
Name of entity to v	vhich allocation was sold	Total Hand amour	nt paid by other entity for the medium term period	ancardi during me
2	20 25 - 15			
<u> </u>		Ownership	- Close Corpor	ations Only
6.8 Is the applicant a clos	se corporation ?	O Yes).
	10 an		Post backwith in	eX.
6.8.1 If "Yes", complete t	he table below in respec	t of members interest	held by black person	s: 🔪
Year	Percentage Interest Held by Black Persons	Percentage Voting Rights H Black Persons		it Distribution Black are Entitled To
2001 (as stated in 2001 application form)				
2005 (as at date of application)				
6.8.2 Complete the table	below in relation to mem	hers interest held by w	vomen.	
Year	Percentage Interest Held by	Percentage Voting Rights H	eld by Percentage Profit D	istribution Women are
104	Women	Women	Enti	tled To
2005 (as at date of application)		2		
6.8.3 Did the applicant ha in 2004?	ave a profit sharing sche	me for employees in p	lace Oyes ON	o 💢
6.8.4 If "Yes", what perce under question 6.3.2		oloyees not listed	. [
6.8.5 Complete the follow				V
Year	Salaries Paid to Members the more than 10%	at hold Loans Made to Memb more than 1		uted to Members that nore than 10%
2004 (financial year) or 2004 ta year (ending 28 February 2005)			5 H	20
b			U.	

	Section 6
	Transformation
Ownership - 0	Close Corporations Only
6.8.6 Was the applicant managed by another entity, or was the catching or processing or marketing performed by another entity during the 20 financial year? Answer "Yes" if any of the above are applicable.	04 O Yes O No
6.8.7 If "Yes", complete the table below:	
Function Rand Amount Paid to Other Entity	Rand Amount as a Percentage of the Applicant's Turnover in 2004
Management	
Catching	
Processing	
Marketing	
6.8.8 Did the applicant sell any of its allocated quantum or effort, prior to harvesting, to any other entity in 2002, 2003, 2004 or 2005?	O Yes O No ✓
6.8.9 If "Yes", complete the table below:	<u> </u>
Name of entity to which allocation was sold Total Rand amount pa	nd by other entity for the allocation during the medium term period
	Skills Development
6.9 Has the applicant met the targets set in the Transformation Plan submitted in 2001? O Fully O Somewhat/P	enks (CCF vo For ankle Men strangen) folks enk transfordung 🗸 🗸
6.10 Complete the following table in relation to the Skills Development Lev the Skills Development Act 97 of 1998:	ies Act 9 of 1999 and
	Percentage Salaries 3il Spent on Training Budget Spent on Black Employees
2004 (financial year)	
6.11 Did the applicant participate in a learnership programme during the m term rights period?	edium O Yes O No 🗸
6.12 If "Yes," indicate the number of learnerships as a percentage of the applicant's permanent employees as at date of application.	
6.13. Did the applicant participate in any other skills development programmes through its SETA in 2004 such as an SMME Support S	trategy?
6.14.1 How many skippers are used by the applicant in other sectors?	
6.14.2 What percentage of these skippers are black in other sectors?	e e

1900 C.	Section 6
	Transformation
	Corporate Social Investment
6.15 Does the applicant make donations of its annual taxable income which qualify for deduction in terms of section 18A of the Income Tax Act 58 of 1962?	es O No
6.16 If "Yes", indicate what percentage of net profit (earning before income tax) earned in the 2004 financial year donations amount to:6.17 Indicate the five largest tax deductible donations may	O 0.5 - 1 %
Benefitting Organisation	Rand Value of Amount Donated
6.18 Does the applicant make any other donations (in addeduction in terms of section 18A of the Income Taxincluding school fees)? 6.19 If "Yes", indicate what percentage of net profit (earning before income tax) earned in the 2004 financial year other donations amount to:	ings 0 - 0.5 %
6.20 If other donations were made, indicate the five large	Rand Value of Amount Donaled
6.21 Does the applicant have a written affirmative procurement policy?	Section 6 Transformation Affirmative Procurement O Yes O No

		A title	Transfori native Procur	
6.22 Provide the following information in (operational expenditure) in 2004:	relation to the applicar			
Name of Supplier	Percentage of Black Ownership of Supplier	Amount Paid to Supp Rands in 2004	lier in Percentage Expens	
				-
6.23 Has the applicant determined its affi percentage of total procurement spen		spend as a	○ Yes ○ No	Ø
			Sec	tion 7
	Vessel National	Crew and ⊑r	ivironmental Contrave	
7.1 Has the applicant, during the medium forfeited a deposit by way of penalty u Shipping Act, 57 of 1951?	term rights period, be nder section 324 of th	een convicted, or e Merchant	○ Yes ○ N	i S
7.2 Has the applicant, during the medium forfeited a deposit by way of penalty fo Occupational Safety Regulations of 19	r contravening the Ma	en convicted, or aritime	O Yes O No	Š
7.3 Has the applicant, during the medium forfeited a deposit by way of a penalty Accommodation Regulations, 1961?			O Yes O No	
	Crev	v Safety and \	Norking Con	dillons
7.4 Has the applicant, during the medium terms of section 6 of the Maritime Occ	term right period, repoupational Safety Reg	orted an accident i ulations?	n O Yes O No	i S

	Section 7
	f Environmental Safety
Crew Safety a	nd Working Conditions
7.5 Has a qualified safety officer been appointed for each nominated vessel of more than 25 gross tons with a crew of 6 or more in terms of section 36 of Maritime Occupational Safety Regulations?	
7.6 Has every crew member on board each nominated vessel completed the approved safety induction training required by the Merchant Shipping Act 9 1951?	
7.7 Does the applicant or vessel owner provide insurance or other financial security in respect of loss of life and personal injury suffered by crew?	O Yes O No
7.8 Has a formal safety assessment been conducted in respect of each nominated vessel in terms of Marine Notice No 26 of 2004?	O Yes O No
7.9 Has the applicant or the vessel owner registered with the Commissioner terms of the Compensation for Occupational Injuries and Diseases Act 13 1993?	
7.10 Does the applicant have an HIV/AIDS policy?	O Yes O No
7.11 Has the applicant, during the medium term right period, been convicted of forfeited a deposit for contravening any part of the Marine Pollution (Prevention of Pollution from Ships) Act 2 of 1986 or Section 30 of the M Pollution (Control and Civil Liability) Act 6 of 1981?	O Yes O No
7.12 Does the applicant or vessel owner have an alcohol and substance abuse policy in place?	se O Yes O No 🏅
7.13 Does the applicant or vessel owner have a plan dealing with garbage for each nominted vessel?	O Yes O No
	Section 8 Job Creation
8.1 Complete the following tables in relation to job creation in the fishing indus	
Permanent Permanent Seasonal Seasonal Employees (Sea Employees (Sea Employees (Land-Based) Based) Columns	ees balary bill as decrease in total
2001 (date of application)	
2005 (date of application)	

Section 8 Job Creation 8.1.2 Table 2 Fishery in which Applicant Holds a Medium Term Right Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End How much does the applicant spend on salaries/ wages per ton allocated Applicants Annual Catch Allocation (in tons) in this fishery in 2004 Fishery in which Applicant Holds a Medium Term Right Applicants Annual Catch Allocation (In tons) in this fishery in 2004 Total Armual Salary Bill (In relation to this fishery) 2004 Financial Year End How much does the applicant spend on salaries/ wages per ton allocated Fishery in which Applicant Holds a Medium Term Right Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End Applicants Annual Catch Allocation (in tons) in How much does the applicant spend on salaries/ this fishery in 2004 wages per ton allocated Fishery in which Applicant Holds a Medium Term Right Applicants Annual Catch Allocation (in tons) in this fishery in 2004 Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End How much does the applicant spend on salaries/ wages per ton allocated Fishery in which Applicant Holds a Medium Term Right Number of Units of Effort Allocated to the Applicant in 2004 Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End How much does the applicant spend on salaries/ wages per unit of effort allocated 8.1.3 Table 3 Fishery in which Applicant Holds a Medium Term Right Total Employees less Seasonal Employees (in relation to this fishery) How many people (less Applicant's Annual Catch Allocation (in tons) in this fishery in 2004 Total Employees (in relation to this fishery) (at date of application) How many people does the applicant employ per ton allocated seasonal employees) does the applicant employ per (date of application) ton allocated Fishery in which Applicant Holds a Medium Term Right Total Employees less How marry people (less Applicant's Annual Catch Allocation (in tons) in this fishery in 2004 Total Employees (in relation to this fishery) (clate of application) How many people does the applicant employ per ton allocated Seasonal Employees (in relation to this fishery) easonal employees) does the applicant employ per (date of application) ton allocated

Job Creation

Applicant's Annual Catch Allocation (in tons) in this lishery in 2004	Total Employees (in relation to this fishery) (date of application)	How many people does the applicant employ per ton allocated	Total Employees less Seasonal Employees (in relation to this fishery) (date of application)	How many people (less seasonal employees) does the applicant employ per ton allocated
---	---	---	--	---

Applicant's Annual Catch Allocation (in tons) in this fishery in 2004	Total Employees (in relation to this fishery) (date of application)	How many people does the applicant employ per ton allocated	Total Employees less Seasonal Employees (in relation to this fishery) (date of application)	How many people (less seasonal employees) doe the applicant employ per ton allocated
---	---	---	--	---

Number of units of effort allocated to the Applicant in 2004		How many people does the applicant employ per unit of effort allocated?	Total Employees less Seasonal Employees (in relation to this fishery) (date of application)	How many people (less seasonal employees) does the applicant employ per unit of effort allocated?
--	--	---	--	--

8.1.4 Table 4



Applicant's five highest annual salaries (total cost to company) paid at date of application	Average of top five salaries	What was the multiple between the average of the live lowest and the average of the live highest salaries at date of application
		8
	1	là
		8
Applicant's five lowest armual salaries (total cost to company) paid at date of application	Average of lowest five salaries	

tons) to the applicant in 2004

assets at 2004 financial

year end in this fishery

Section 9 Investment 9.1 Complete the following tables: 9.1.1 Table 1 Total Book Value of Total Land Based Total Book Value of Harbour and Sea Book Value of Total Fixed Assets Year Fixed Assets Based Fixed Assets 2004 (financial year end) 9.1.2 Table 2 Insured Value of Total Fixed Total Insured Value of Total Land Based Total Insured Value of Harbour and Sea Year Fixed Assets Assets Based Fixed Assets 2004 (date of application) 9.1.3 Table 3 Fishery in which Applicant Holds a Medium Term Right Book Value (in rands) of Book Value (in rands) of Book Value of Harbour and Sea-Based Assets per ton allocated to applicant Book Value of Land Based harbour and sea-based assets at 2004 financial Annual Catch Allocation (in land-based assets at 2004 Assets per ton allocated to financial year end in this fishery tons) to the applicant in 2004 year end in this fishery applicant Fishery in which Applicant Holds a Medium Term Right Book Value (in rands) of Book Value (in rands) of Book Value of Harbour and Sea-Based Assets per ton allocated to applicant Book Value of Land-Based Annual Catch Allocation (in tons) to the applicant in 2004 harbour and sea-based assets at 2004 financial ind-based assets at 2004 Assets per ton allocated to financial year end in this year end in this fishery applicant fishery Fishery in which Applicant Holds a Medium Term Right Book Value (in rands) of Book Value (in rands) of Book Value of Harbour and Sea-Based Assets per ton allocated to applicant Annual Catch Allocation (in tons) to the applicant in 2004 land-based assets at 2004 financial year end in this fishery Book Value of Land-Based harbour and sea-based assets at 2004 financial Assets per ton allocated to applicant year end in this fishery Fishery in which Applicant Holds a Medium Term Right Book Value (in rands) of harbour and sea-based Book Value (in rands) of Book Value of Harbour and Book Value of Land-Based Annual Catch Allocation (in land-based assets at 2004 Sea-Based Assets per ton Assets per ton allocated to financial year end in this fishery

Arinual Catch Allocation (in tons) to the applicant in 2004	Book Value (in rands) of harbour and sea-based assets at 2004 linancial year end in this fishery	Book Value (in rands) of land-based assets at 2004 financial year end in this fishery	Book Value of Harbour and Sea-Based Assets per ton allocated to applicant	
---	---	--	---	--

allocated to applicant

applicant

Section 9 Investment

9.1.4 Table 4

(1-1)				
Fishery in which Applica	nt Holds a Medium Term Rigi	nt		
Annual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	Insured Value (in rands) of land-based assets at date of application	Insured Value of Harbour and Sea-Based Assets per ion allocated to applicant	Insured Value of Land- Based Assets per ton allocated to applicant
Fishery in which Applica	nt Holds a Medium Term Rig r	nt		
Annual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	Insured Value (in rands) of land-based assets at date of application	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land- Based Assets per ton allocated to applicant
Fishery in which Applica	nt Holds a Medium Term Rigi	11		
Annual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	insured Value (in rands) of land-based assets at date of application	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land- Based Assets per ton allocated to applicant
				2
Fishery in which Applica	nt Holds a Medium Term Rigi	nt.		
Armual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	Insured Value (in rands) of land-based assets at date of application	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land- Based Assets per ton affocated to applicant
			3	
Fishery in which Applica	nt Holds a Madium Term Rigi	nt		
Annual Catch Allocation (In tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea based assets at date of application	land-based assets at date	Insured Value of Harbour and Sea Based Assets per ton allocated to applicant	Insured Value of Land- Based Assets per ton allocated to applicant
		55 (5 t) 18	Mar. 9	

9.1.5 A detailed explanation of all investment made in marketing activities must be included as an annexure.



9.1.6 A detailed explanation of all investment made in processing activities must be included as an annexure.



9.1.7 Has the applicant invested in on-board or land based processing facilities?

O Yes O No

Harbour / Landing SiteName	in relation to harbours	T	ons Landed at arbour in 2004	Percentage of Total Landed in 200
			8100df 2004	Langed in 200
	 			
	_			
9				
	345 			
				1000
Total				

10.3 Has tl	the applicant made any investment in physical infras	structure at these
harbo	ours or landing sites in order to improve or make lar	nding catches at
these	harbours possible?	17.6

O	Ye	S	()	No
1 538,0			1		6 18 x



						Sec	tion 11
			Value	Add &	Enterp	rice Develo	pment
11.1 Is the applicant dir any value adding p other fishery?	ectly involved in process in any	O Yes	O No			to e	$ ilde{ imes}$
11.2 Has the applicant for any enterprise	been responsible development?	O Yes	O No				$\langle \rangle$
						Perfo	tion 12 mance nancial
12.1 What is the applic certified Annual To	ant's 2004 audited, v urnover?	verified or					
12.2 Provide the follow	ing information in re	lation to the	applicant's	income s	tatements): 	
Year	Turnover	Profit A	fter Tax	Retaine	d Earnings	Dividends Distribution o	
2004		<u>.</u>					
12.3 Provide the follow	ing information in re	lation to the	applicant's	balance	sheet:		
Year	Assets	Long-Terr	n Liabilities	Curren	t Liabilities	Shareholder's Member's Co	
2004	*			182			
12.4 Provide the follow	ring information in re	lation to the	applicant's	cash flov	v:		
Year	Net Cash Inflow / Operation			nflow / Outflooding Activities		et Cash Inflow / Ou Financing Activ	
2004				200			
12.5 If the applicant is applicant intends	a newly established to finance its entry i	entity, plea nto this fish	se provide ery as Sch	a detailed edule 12B	statemen	t of how the	Ø
							ction 13
13.1 Does the applica	nt have a fishing pla	n?		60.46	○ Yes	O No	ng Plan
13.2 Will the applicant fishing plan?	be personally respo	onsible for in	mplementin	g its	O Yes	O No	Ċ
13.3 Will a third party applicant's fishin	be responsible for in g plan?	nplementin	g the		O Yes	O No	Ø
13.4 If yes, who is the	third party?						

.1 Does	By-Catch an the applicant have a by-catch manageme	id Environmentally S ent strategy?	Oyes ONo
4.2 Does	s the applicant intend to put in place any m	easures to reduce energy	O Yes O No
and f	fuel reduction consumption on vessels, ar	nd in processing facilities?	O fes O No
4.3 Has envi	the applicant undertaken or sponsored ar ronmentally sustainable practices?	ny research in relation to	O Yes O No
		and the second second	Section
5.1Pleas	se provide the following information in relat	ion to levies paid since 2001	Fishing Lev :
Year	Species	Total Catch in Toris	Levies Pald
2001		-	-
2001			
2001			
2001			1
2001	4		
2002			
2002			10 TO 100
2002		*	
2002			(4)
2002			11-11
2003			
2003			
2003			
2003			The second second
2003			
2004			
2004			
2004			
2004		N 0 80	
2004			

yyyy/mm/dd

I, the undersigned, do hereby make oath and declare that:

(a) I have read the instructions set out on pages 2 and 3 of this application form;

Applicant Declaration

- (b) the information submitted with and in this Application is true and correct and complete.
- (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998;
- (d) in order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to my application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit;

explanations, by attending granting investigators according constitute an independent g (f) the applicant accepts that a quantum or effort, in any m	meetings with investigators, less to premises, vessels an round for refusing an application any attempt to influence the do anner other than provided for	stigators by timeously submitting responses to written requests for information or by answering questions satisfactorily at such meetings and where necessary, by d documents. The applicant accepts that failure to co-operate in this regard will on; acision of the delegated authority or appellant authority on the allocation of a right or in the General Policy or in this application form, will result in the application being		
This	day of	2005		
Signature of Author	ised Representativ	e:		
Representative's Fu	ıll Name:	4		
	alive declares that he/sl	ne knows and understands the contents and implications of the above		
Commissioner of Oaths				
Full Name				
Designation				
Physical Address				
(c) I accept that if any inform disclosed, this may lead to license or permit granted or (d) in order to allow for the prossesses or acquires any or an official of the Departm (e) responses to written request such meetings and where failure to co-operate in this continued in this application form, will response to the continued of the contin	set out on pages 2 and 3 of the vith and in this Application contaction in this Application is not on the Application being refuse in the strength of this Application of information of information relevant to the attention of information relevant to the attent of Environmental Affairs attention of information or explanate necessary, by granting invertigand will constitute an independent of the allocation of a right result in the application being results.	cerning the holding entity is true and correct and complete. It true or complete, or if false information is provided, or material Information is not d, or to the revocation, suspension, cancellation, alteration or reduction of any right, on, in terms of Section 28 of the Marine Living Resources Act 18 of 1998; on submitted I hereby authorise any institution, organ of state, person or body, who pplication, to disclose or make the information available to the Minister, his delegate and Tourism or the Rights Verification Unit; arty name) undertakes to co-operate with any investigators by timeously submitting tions, by attending meetings with investigators, by answering questions satisfactorily estigators access to premises, vessels and documents. The applicant accepts that endent ground for refusing an application; party name) accepts that any attempt to influence the decision of the delegated to requantum or effort, in any manner other than provided for in the General Policy or efused.		
D 075	· · · · · · · · · · · · · · · · · · ·	e of Holding Company (if applicable)		
This				
	SES			
Signature of Authorised Representative:				
•		ne knows and understands the contents and implications of the above		

(a) I have read the instruction (b) the information submitte (c) I accept that if any information submitte (c) I accept that if any information submitte (d) in order to allow for the possesses or acquires a or an official of the Depar (e) responses to written requat such meetings and with failure to co-operate in this (f) authority or appellant authin this application form, with this application form, with the submitted in this application form, with the submitted in the subm	rmation in this Application is not to the Application being refused on the strength of this Application proper verification of information any information relevant to my aptment of Environmental Affairs an (3rd pauests for information or explanation ere necessary, by granting invest regard will constitute an independently on the allocation of a right ill result in the application being reported the presentative prised Representative prised results.	cerning the sister company true or complete, or if fals d, or to the revocation, sus n, in terms of Section 28 of an submitted I hereby author oplication, to disclose or mand Tourism or the Rights Venty name) undertakes to crions, by attending meetings istigators access to premise ndent ground for refusing an orarty name) accepts that a or quantum or effort, in any fused.	o-operate with any investigators by timeously submitting with investigators, by answering questions satisfactorily es, vessels and documents. The applicant accepts that in application; any attempt to influence the decision of the delegated manner other than provided for in the General Policy or
20 000 1000 24 20	·		
This	day of	2005	
Signature of Author	orised Representative	e:	
Representative's I	Full Name:		
The authorised representation.	ntalive declares that he/sh	e knows and understa	nds the contents and implications of the above
Commissioner of Oaths			
Full Name			
Designation			
Physical Address			
(a) I have read the instructio (b) the information submitted (c) I accept that if any info disclosed, this may lead license or permit granted (d) in order to allow for the possesses or acquires a or an official of the Depart (e) responses to written req at such meetings and wh fallure to co-operate in this	to the Application being refused on the strength of this Application proper verification of information my information relevant to the ap- ment of Environmental Affairs and (3rd pa- uests for information or explanati- tere necessary, by granting inver- is regard will constitute an indeper-	terning the JV partner is true or complete, or if fals it, or to the revocation, sus in it in terms of Section 28 of the submitted I hereby author oplication, to disclose or mad Tourism or the Rights Verarty name) undertakes to coions, by attending meetings staget or premising and the product of the refusing and the product of the refusing and the product of the refusing and the refusion and th	e Information is provided, or material Information is not pension, cancellation, alteration or reduction of any right, he Marine Living Resources Act 18 of 1998; isse any institution, organ of state, person or body, who ake the information available to the Minister, his delegate diffication Unit; op-operate with any investigators by timeously submitting with investigators, by answering questions satisfactorily es, vessels and documents. The applicant accepts that
n - Tarana en terrenamente el maria (m. 1914). 1	rised Representative	TO SECURE SECTION AND SECURE SECURIOR SECTION AND SECURIOR SECTION AND SECURIOR SECURIOR SECTION AND SECURIOR S	applicable)
1 			
This	day of	2005	
	orised Representative		
The authorised represer declaration. Commissioner of Oaths Full Name Designation	fative declares that he/she	e knows and understar	nds the contents and implications of the above
Physical Address			

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Application Number: _				
Departmental Stamp:				

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Disclaimer: The receipting of this application does not imply an acknowledgement of the completeness of the application or the correctness of its content.

APPLICATION NUMBER: WCON

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM
BRANCH: MARINE AND COASTAL MANAGEMENT

West Coast Rock Lobster (Offshore)

Long Term Rights Allocation Process: 2005

Cluster B

Application Form For: New Entrants

Registered Name of Applicant	
Company Registration Number or	
Close Corporation Registration Number	
Principal Place of Business	
Number of Vessels Nominated	

IMPORTANT INFORMATION

INSTRUCTIONS

GENERAL

- This application form must be read together with these Instructions, the Explanatory Notes, and the Schedules to the application form.
- 2) When completing the application form, applicants are advised to read carefully the General Policy on the Allocation and Management of Long Term Fishing Rights, as well as the applicable Fishery Specific Policy. These policies are available at www.mcm-deat.gov.za. The policies guide the Minister or his delegate when considering the application.
- 3) If the applicant has any queries regarding the completion of the application form, it must submit the query by e-mail to <u>clusterb@deat.gov.za</u>. All queries and responses will be collated and circulated by e-mail to all the applicants in the sector and will be made available on <u>www.mcm-deat.gov.za</u>.

During the application period, applicants or their representatives may not communicate with the Minister, the delegated authority, or officials in the Department regarding their applications in any other manner. Moreover, no reliance may be placed on any information given or obtained in any other manner.

ICONS

- 4) Applicants must pay attention to the icons in the application form in order to determine whether:
 - the information provided will be treated as confidential;
 - there is any documentation or information required in response to a question in the form of an annexure; or
 - there are consequences in not answering a question.
- 5) The application form makes use of the following icons:



The books icon means that the information provided will be treated as confidential.



The <u>clipboard</u> icon means that the applicant must consult the corresponding schedule to the application form. Applicants are instructed in the schedules regarding the documentation or information required as annexures. If the required documentation or information is not submitted, the application may be adversely affected. Failure to submit certain requested documents or information may result in the application being refused.



The <u>warning</u> icon means that if the applicant fails to answer the question, the answer will be deemed to be adverse to the applicant.

COMPLETION OF APPLICATION FORM

- 6) The applicant must complete all sections of the application form. If any particular section does not apply to the applicant, the section may be marked "N/A." If an applicant cannot answer a section, it may be marked "Unknown." The applicant must respond in the spaces provided in the application form. Information may not be submitted by way of annexures except where applicants are specifically required to do so.
- 7) This application form must be completed by hand and submitted together with the required annexures. If the application is submitted in any other form, the application will be refused. Do not use a pencil. Preferably use a blue pen.
- 8) The declaration must be signed and attested before a Commissioner of Oaths by the applicant's authorised representative, and, if applicable, the authorised representative of the holding entity, sister company(ies) and the joint venture partner(s). If the declaration is not signed and attested, the application will be refused.
- 9) The application, duly signed and attested, must be punched and placed into lever arch files with a divider before each annexure. The annexures must be numbered according to the schedules. Confidential information requested under sections marked by the books icon should be placed in a sealed A4 envelope marked with the application number, punched and placed after the annexures.

IMPORTANT INFORMATION

INSTRUCTIONS

10) One true copy of the application must be made. This copy must be punched, divided and filed in the same manner as the original. The copy does not have to be certified as a true copy of the original, but it will be assumed to be the same as the original. Any discrepancy may invalidate the application.

LODGEMENT OF APPLICATION

11) The application, and the copy of the application must be hand delivered **Thursday 18 August 2005** between **08h00** and **20h00**, or **Friday 19 August 2005** between **08h00** and **17h00** at one of the places and venues listed below.

Place	Venue	
Port Nolloth	City Hall, Main Road, Port Nolloth	
Lamberts Bay	Community Hall, Burrel Street, Lamberts Bay	
Saldanha Bay	Tabakbaai Holiday Resort Hall, Saldanha Bay Municipality	
Cape Town	Woodstock Town Hall, between Aberdeen and Plein Streets, Woodstock	
Hermanus	Zwelihle Recreational Centre, Plot 88 Lusiba Street, Hermanus	
Mossel Bay	J.S. Langen Hoven Library, Mayixhale Street, Kwa-Nonqaba Location, Mossel Bay	
Port Elizabeth	Helenvale Resource Centre, Baatjies Streeet, Helenvale	
East London	Cosmics View Hall, Buffalo Park Drive, East London	
Port St Johns	Community Hall, 257 Main Street, Port St Johns	
Durban	KZN Wildlife Offices, 3 Elton Place, Congella, Durban	

12) The application may not be submitted by post or by fax. An application not submitted by hand within the above times, on the above dates, at one of the above places and venues will be refused.

IMPROPER LODGEMENT

- 13) Improperly lodged applications will be refused. An application is improperly lodged if:
 - it is received late;
 - the applicant makes no payment, or short payment, or late payment of the application fee; or
 - the application is lodged in a manner contrary to the instructions.

MATERIAL DEFECTS

- 14) Applications that are materially defective will be refused. An application is materially defective if:
 - the declaration is not signed and attested by the applicant's authorised representative, and, if applicable, the authorised representative of the holding entity, sister company(ies) and the joint venture partner(s).;
 - more than one application is received for a right in the same sector; or
 - the applicant or, if applicable, one or more of the, the holding entity, sister company(ies) and the joint venture partner(s) provide false information or documents, fail to disclose material information or attempt to influence the Minister or the delegated authority other than in the manner provided for in the General policy and in this application form.

	in, the	(-1	Section 1
			icant Details
The applicant must supply a profile of its org	anisationas described	d in Schedule 1A.	C
1.1 Registered Name of Applicant	- 10 TO	, 	
1.2 Trading Name of Applicant:		· · · · · · · · · · · · · · · · · · ·	35-
1.3 Registration Number:			~X
1.4 Income Tax Number:			
1.5 Vat Number:			
1.6 Skills Development Levy Number:			
			(i)
1.7 Have the applicant's details (1.8.1 - 1.8.7d) applicant registered?	changed since the	O Yes O No	2000 100 100 100 100 100 100 100 100 100
1.8 If "Yes", complete only those details that ha	eve changed:		and, W
1.8.1 Principal Place of Number ar	nd Street:		
Business:	Suburb:		
To	wn / City:		
5 22 4	Postal	Code:	
	DO B		
1.8.2 Postal Address: Number and Street /			
	Suburb:		
10	wn / City:	Code: [
*		Code:	
1.8.3 Telephone Number:	a Code:		
1.8.4 Additional Telephone Number:		1	
1.8.5 Fax Number:			
1.0.0 Fax Number.			
1.8.6 Authorised Contact Person First Name:			
1.8.7 Authorised Contact Person Surname:			
a) Identity Number:	74 M 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		•
b) Position Held / Relationship to Applicant			p
c) Cellular Number:			×
d) E-mail Address:	1		

			Section 2
2.1 Does the applicant hold a medium term fishing right in any other sectors?	Yes O No	- C	of Applicani
2.2 If "Yes", complete the following:			
Fishery in which the Applicant holds a Medium-Term Right	2001	Application Form Numb	er
	-		
	 		
			
2.3 Is the applicant more than 50% South African owned?	Yes O No	C C	
2.4 Does the applicant have a valid tax clearance certificate?	Yes O No	N N	
2.5 Complete the following table in relation to asset val	ue and turnover:		
Year Turnove	er	Gross Asset Value (exclu	ding fixed property)
2004 (Financial Year End)			-
2.6 Does the applicant hold any share(s) in any other company that is applying as a medium term right holder in this sector?	Yes O No	CZ.	
2.7 Does the applicant hold any share(s) in any company that is applying as a new entrant in this sector?	Yes O No	Ø	884
			Section 3
3.1 Has the applicant, or any of its members, directors:	shareholders or	e de la companya de l	ompliance
3.1.1 been convicted of a contravention of the regulations, or permit conditions during th period?	MLRA, or the e medium term riç	ght OYes O No	◆ ♡
3.1.2 entered into a plea bargain under the Crin 51 of 1977, for a contravention of the MLRA or permit conditions during the medium term	A, or the regulations	Yes O No	• 0
3.1.3 paid an admission of guilt fine for a contrav the regulations, or the permit conditions during right period?	ention of the MLRA	" O Yes O No	* \(\times \)

	Section 3
	Compliance
3.1.4 been charged with an offence under the MLRA, or the regulations or permit conditions during the medium term right period?	○ Yes ○ No 🌓 🏑
3.2 Has a fishing vessel, motor vehicle, or any other assets of the applicant, or any of its shareholders, members or directors been detained, arrested or seized under the MLRA or restrained, preserved, confiscated or forfeited under the Prevention of Organised Crime Act 121 of 1998 during the medium term right period?	O Yes O No
3.3 Was a right or permit of the applicant suspended, revoked, cancelled, reduced or altered under section 28 of the MLRA during the medium term right period?	O Yes O No ♣ 🌣
	Section 4 Vessel Details
4.1 How many vessels has the applicant nominated for use in this fishery should the applicant be granted a long-term right?	
4.2 Fill in the relevant details in the tables below regarding each vessel nomin	nated:
Vessel 1	
Vessel name	
MCM Area Number SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Length of vesset according to SAMSA Safety Certificate	
Is the vessel a rowing boat or "ros belde?" Does the vessel have an outboard engine or any other engine? (Yes or No)	
to the vessel fitted with any kind of vessel monitoring system, and if yes,	
which one?	
Owner of Vessel as Indicated by South African Cortificate of Registry Nature of Access to Vessel (majority ownership, or charter or catching	
agreement)	
is the vessel geared for trap or heop net fishing? Was the vessel used in the WCRt, fishery in the medium term right period?	
(Yes or No)	
Vessel 2	
Vessel name	
MCM Area Number SAMSA Number	
Number of craw according to SAMSA Safety Certificate	
Length of vessel according to SAMSA Safety Certificate	
Is the vessel a roving boat or "roei bakkie?"	
Does the vessel have an outboard engine or any other engine? (Yes or No) Is the vessel fitted with any kind of vessel monitoring system, and if yes,	
which one?	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel (majority ownership, or charter or catching agreement)	
is the vessel geared for trap or noop net fishing? Was the vessel used in the WCRL fishery in the medium term right period?	
(Yes of No)	

W. Marie Co. White Co.	Section 4
	Vessel Details
	Vessel 3
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Length of vessel according to SAMSA Safety Certificate	
is the vessel a rowing boat or froel baskle?	
Does the vessal have an outboard engine or any other engine? (Yes or No.)	
is the vessel fitted with any kind of vessel monitoring system, and if yes, which one?	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessal (majority ownership, or charter or catching agreement)	
agreement) Is the vessel geared for trap or hoop net fishing?	
Was the vessel used in the WCRL fishery in the medium term right period? (Yes or No)	
	Vessel 4
Vassel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Length of vessel according to SAMSA Safety Certificate	
Is the vessel a rowing boat or "roel backs?"	(6.1
Does the vessel have an outboard engine or any other engine? (Yes or No)	
is the vessel fitted with any kind of vessel monitoring system, and if yes, which one?	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel (majority ownership or charter or carching agreement)	
is the vessel geared for trap or noop net fishing?	
Was the vessel used in the WCRL fishery in the medium term right period? (Yes of No.)	
	Vessel 5
Vessel name	
MCM Ares Number	
SAMSA Number	
Number of crew according to SAMSA Safety Cartificate	
Length of vessel according to SAMSA Safety Cartificate	
ts the vessel a rowing bost or "rosi bakkle?"	
Does the vessel have an outboard engine or any other engine? (Yes or No)	
is the vassel fitted with any kind of vessal monitoring system, and if yes, which one?	
Owner of Vessel as indicated by South African Contificate of Registry	
Nature of Access to Vessel: (majority ownership or chanter or catching agreement)	
is the vessel geared for trap or hoop net fishing?	

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Vessel Details

	Vessel 6
	vesser u
Vesad name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Length of vessal according to SAMSA Safety Certificate	
is the vessel a rowing boat or "roel baldle?"	
Does the vessel have an outboard engine or any other engine? (Yes or No)	
is the vessel fitted with any kind of vessal monitoring system, and if yes, which one?	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel (majority ownership or charter or catching	
agreement) is the vessel geared for trap or hoop not fishing?	
Was the vessel used in the WCRL tishery in the medium term right period?	
(Yes or No)	
	Vessel 7
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Length of vassel according to SAMSA Safety Certificate	
is the vessel a rowing boat or "roel balkle"?"	
Does the vessel have an outboard engine or any other engine? (Yes or No)	
is the vessel fitted with any kind of vessel monitoring system, and if yes, which one?	
Owner of Vesset as indicated by South African Certificate of Registry	
Nature of Access to Vessel (majority ownership or charter or catching	
agreement) Is the vessel geared for trap or hoop net fishing?	
Was the vessel used in the WCRL lishery in the medium term right period?	
(Yes or No)	
	Vessel 8
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Langth of vessel according to SAMSA Safety Cartificate	
ls the vessel a rowing boat or "roel baldle?"	
Does the vessel have an outdoard engine or any other engine? (Yes or No)	
is the vessel fitted with any kind of vessel monitoring system, and if yes, which one?	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel (majority ownership or charter or catching	
agreement) is the vessel geared for trap or hoop net fishing?	
Was the vessel used in the WCRL lishery in the medium term right period?	
(Yas or No)	

Vessel name MCM And Number SAMSA Number Samse of zero according to SAMSA Salerly Certificate Langth of viscol according to SAMSA Salerly Certificate Langth of viscol according to SAMSA Salerly Certificate Is the viscol according to SAMSA Salerly Certificate of Registry Notine of According to SAMSA Salerly Certificate of Registry Notine of According to Salerly Sa
MCM Area Number SAMSA Number or over according to SAMSA Safety Certificate Longth of visual according to SAMSA Safety Certificate Longth of visual according to SAMSA Safety Certificate In this visual according to SAMSA Safety Certificate Is the visual filled with any kind of visual monitoring system, and if yea, which one? Dear the visual similation of years in monitoring system, and if yea, which one of visual as indicated by South Aircan Certificate of Registry Nature of Access to Visual as indicated by South Aircan Certificate of Registry Nature of Access to Visual as indicated by South Aircan Certificate of Registry Nature of Access to Visual as indicated by South Aircan Certificate or catching agreement) Is the visual squared for trap of hoop not fishing? Wassel rame MCM Area Number Visual Area Number SAMSA Number Number of crew according to SAMSA Safety Certificate Is the visual is owing boat or Troe teak/ar? Does the visual according to SAMSA Safety Certificate Is the visual structed with any kind of visual monitoring system, and if yes, concerned the safety of the safety certificate of Registry Nation of Access to Safety Certificate or Registry Nation of Access to Safety Certificate or Registry Nation of Access to Safety Certificate or Registry Nation of Access to Tree to Receive or Archan Certificate or Registry Nation of Access to the Air true or noon monitoring system, and if yes, the resemble of the WCPI, Indirey in the meclum sam right typerior? Was to visual access to the WCPI, Indirey in the meclum sam right typerior?
SAMSA Number Number of row according to SAMSA Safety Certificate Length of vessel according to SAMSA Safety Certificate Is the vessel according to SAMSA Safety Certificate Is the vessel have an outboard orgine or any other engine? (Yes or No) Is the vessel have an outboard orgine or any other engine? (Yes or No) Is the vessel fated with any kind of vessel moritoring syntom, and if yes, which are? Done of Vessel as indicated by South African Certificate of Registry Nature of Access to Vessel in majority persentility or district or calching agreement). Is the vessel gazed for trap or hose and filthing? Was the vessel gazed for trap or hose and filthing? Was the vessel seed in the WCRL fishesy in the medium term right perford? (Yes or No) Vessel name MOM Africa Number Number of one according to SAMSA Safety Certificate Length of vessel according to SAMSA Safety Certificate Is no vessel a tip-right post or "noe beaker?" Does the vessel have an outboard engine or any other engine? (Yes or No) Is the vessel introd with any kind of vessel monitoring system, and if yes, within one? Number of Vessel as innected by South African Certificate or discountered to the properties of the vessel have a incustosed by South African Certificate or discountered to the vessel page of the properties or charter or exerting appealment). In vessel page of or trap or hose pref lithing? Was the vessel page of or trap or hose or fileting? Was the vessel page of or trap or hose or fileting? Was the vessel page of or trap or hose or fileting? Was the vessel page of or trap or hose or fileting? Was the vessel page of or the or hose or fileting?
Number of crew according to SAMSA Safety Certificate Langih of visses according to SAMSA Safety Certificate Is the visses a rowing boat or "roet basked?" Does the visses have an outboard origing or any other engine? (Yes or No) Is the visses have an outboard origing or any other engine? (Yes or No) Is the visses that as indicated by South African Certificate of Registry Nature of Access to Visses I implify cenerably or charter or calching agreement? Is the vessel guard for trap or those net fetting? Was the vissel used in the WCRL (Shiery in the inedium form right period? Yes or Vis.) Vessel name MCM Area Number MCM Area Number Mamber of oney according to SAMSA Safety Certificate Is the vessel according to SAMSA Safety Certificate Is the vissel a rowing boat or "roet baske?" Costs the vessel have an outboard engine or any other engine? (Yes or No) Is the vessel thick with any land of vessel monitoring system, and if yes, which can ge? Nature of According to SAMSA Safety Certificate is the vissel thick with any land of vessel monitoring system, and if yes, which can ge? Nature of According to SAMSA Safety Certificate or the vissel thick with any land of vessel monitoring system, and if yes, which can ge? Nature of Access to Vessel including or any other engine? (Yes or No) Was the vessel pasted for trap or hoop not flighting? Was the vessel pasted used in the WCPL fishery in the medium farm right period? Yes or No)
Largin of vessel according to SAMSA Safety Certificate by the vessel have an outboard engine or any other engine? (Yes or No) by the vessel have an outboard engine or any other engine? (Yes or No) by the vessel filted with any kind of vessel monitoring system, and if yes, which crig? Owner of Vessel as indicated by South African Certificate of Registry Nation of Access for Vessel (realprity ownership or charter or caldring, agreement) Is the vessel quarted for trap or those net fishing? Was the vessel quarted for trap or those net fishing? Vessel rame MCM Area Number Number of crew according to SAMSA Safety Certificate Langift of vessel according to SAMSA Safety Certificate Is the vessel according to SAMSA Safety Certificate Is the vessel sounding boat or 'real baking?' Coes the vessel have an outboard engine or any other engine? (Yes or No) is the vessel filted with any kind of vessel monitoring system, and if yes, which care? Owner of Vessel as indicated by South African Certificate or Registry Nation of Access to Vessel (majority ownership or charter or calcring agreement) is the vessel spaced for trap or noop not fishing? Was the vessel spaced for trap or noop not fishing? Was the vessel spaced for trap or noop not fishing? Was the vessel spaced for trap or noop not fishing? Was the vessel spaced for trap or noop not fishing? Was the vessel spaced for trap or noop not fishing? Was the vessel spaced for trap or noop not fishing? Was the vessel spaced for trap or noop not fishing?
is the vessel arowing boat or froe baken?" Dons the vessel have an outboard engine or any other engine? (Yes or No) is the vessel fitted with any kind of vessel monitoring system, and if yes, which and? Owner of Vessel as indicated by South African Conflicate of Registry Nature of Access to Vessel (majority ownership or charter or cardring agreement) is the vessel geared for trap or hoop net fishing? Was the vessel seed in the WCRL flatery in the medium term right period? Yes or No) Vessel and Was Area Number SAMSA Number McM. Area Number SAMSA Number Mcmis of crew according to SAMSA Safety Certificate is the vessel according to SAMSA Safety Certificate is the vessel according to Table bakes? Coes the vessel have an outboard engine or any other engine? (Yes or No) is the vessel inter with any kind of vessel immittering system, and if yes, which one? Comment of Vessel as indicated by South African Certificate or Registry Nature of Access to Vessel (majority ownership or charter or cardning agreement) is the vessel accessed for trap or hoop net fishing? Was the vessel spaced for trap or hoop net fishing? Was the vessel spaced for trap or hoop net fishing? Was the vessel seed in the WCRL flatery in the medium term right period?? Yes or No)
Don's the vessel have an outboard engine or any office engine? (Yes or No) Is the vessel have an outboard engine or any office engine? (Yes or No) Is the vessel as indicated by South African Certificate of Registry Nature of Access to Vessel (majority ownership or charter or catching agreement) Is the vessel sead in the WCRU fishery in the medium term right period? Yes or No) Vessel in he was sounding to SAMSA Safety Certificate MCM Area Namber Mamber of craw soconding to SAMSA Safety Certificate Is the vessel according to SAMSA Safety Certificate Is the vessel according to SAMSA Safety Certificate Is the vessel inter an outboard engine or any other engine? (Yes or No) Is the vessel have an outboard engine or any other engine? (Yes or No) Is the vessel iffect with any kind of vessel monitoring eyearn, and if yes, which one? Owner of Vessel as indicated by South African Certificate of Registry Nature of Access to Vessel (majority ownership or charter or catching agreement) Is the vessel passed for trap or hoop net fishing? Was the vessel seared for trap or hoop net fishing? Was the vessel seared for trap or hoop net fishing? Was the vessel seared for trap or hoop net fishing? Was the vessel seared for trap or hoop net fishing? Was the vessel seared for trap or hoop net fishing?
is the vessel filted with any kind of vessel monitoring system, and if yes, which are? Denor of Vessel as indicated by South African Cartificate of Registry Nature of Access to Vessel (majority ownership or charter or carching, agreement). Is the vessel goared for trap or hoop net fishing? Was the vessel used in the WCRL fishing? in the medium term right period? Yessel name MCM Area Number Number of orew according to SAMSA Safety Certificate Length of vasel according to SAMSA Safety Certificate Length of vasel according to SAMSA Safety Certificate Is the vessel at puting boat or free bakker? Cours the vessel have an outboard orgine or any other engine? (Yes or No) as the vessel hild with any kind of vessel monitoring system, and if yets, which one? Diviner of Vessel as indicated by South African Certificate of Registry Nature of Access to Vessel (majority ownership or charter or catching agreement) to the vessel source for trap or hoop net fishing? Was the vessel source for trap or hoop net fishing? Was the vessel source for trap or hoop net fishing? Was the vessel source for trap or hoop net fishing? Was the vessel source for trap or hoop net fishing? Was the vessel source for trap or hoop net fishing? Was the vessel source for trap or hoop net fishing? Was the vessel source for trap or hoop net fishing?
Owner of Vision as indicated by South African Certificate of Registry Nature of Acoss to Vision I regionity ownership or charter or calcring agreement). Is the vessel geared for trap or hoop net fishing? Was the vessel used in the WCPL fishery in the medium term right period? (Yes of No.) Vessel 10 Vessel name MCM Area Number Number of crow according to SAMSA Safety Certificate Length of vascel acounting to SAMSA Safety Certificate Is the vessel have an outboard engine or any other engine? (Yes or No.) Is the vessel hitted with any kind of vessel mentioning system, and if yes, which one? Owner of Vision as indicated by South African Certificate or Registry Nature of Acoss to Vessel (majority ownership or director or calcring agreement). Is the vessel owned for trap or hoop net flishing? Was the vessel owned for trap or hoop net flishing? Was the vessel owned for trap or hoop net flishing? Was the vessel owned for trap or hoop net flishing? Was the vessel owned for trap or hoop net flishing? Was the vessel owned for trap or hoop net flishing? Was the vessel owned for trap or hoop net flishing? Was the vessel owned for trap or hoop net flishing? Was the vessel owned for trap or hoop net flishing? Was the vessel owned for trap or hoop net flishing? Was the vessel owned for trap or hoop net flishing? Was the vessel owned for trap or hoop net flishing?
Nature of Access to Vessel (majority ownership or charter or calcring agreement) Is the vessel geared for trap or hoop net fishing? Was the vessel used in the WCRL fishery in the medium term right period? (Yes or No) Vessel 10 Vessel 10 Vessel rame MCM Area Number Namber of onew according to SAMSA Safety Certificate Length of vessel according to SAMSA Safety Certificate Is the vessel according to SAMSA Safety Certificate Is the vessel fitted with any kind of vessel monitoring system, and if yes, which one? Done of Vessel as indicated by South African Certificate or Registry Nature of Access to Vessel (majority ownership or sharier or cetching agreement). Is the vessel feared for trap or noop not fishing? Was the vessel toed in the WCRL fishery in the medium term right period? (Yes or No)
is the vessel geared for trap or hoop net fishing? Was the vessel used in the WCPL fishery in the medium farm right period? (Yes or No) Vessel name MCM Area Number Number of craw according to SAMSA Safety Certificate Length of vessel according to SAMSA Safety Certificate Is the vessel according to SAMSA Safety Certificate Is the vessel at rowing load or "roet bakkse?" Does the vessel thave an authorized engine or any other engine? (Yes or No) It the vessel filted with any kind of vessel monitoring system, and it yes, which one? Owner of Vessel as indicated by South African Certificate of Registry Nature of Access to Vessel (majority ownership or charter or catching agreement) as the vessel geared for trap or hoop net fishing? Was the vessel used in the WCPL fishery in the medium farm right period? Yes or No.
Was the vissel used in the WCPL fishery in the medium term right period? (Yes or No.) Vessel 10 Vessel name MCM Area Number SAMSA number SAMSA number SAMSA number Length of vissel according to SAMSA Safety Certificate Length of vissel according to SAMSA Safety Certificate It is vissel a rowing boat or free believe? Coos the vissel have an outboard engine or any other engine? (Yes or No.) Is the vissel have an outboard engine or any other engine? (Yes or No.) So the vissel have as indicated by South African Certificate of Registry Nature of Access to Vessel (majority ownership or charter or catching agreement) Is the vissel geared for frap or noop net fishing? Was the vissel geared for frap or noop net fishing? Was the vissel geared for frap or noop net fishing? Was the vissel geared for the WCPL fishery in the medium term right period? Yes or No.)
Vessel 10 Vessel name MCM Area Number SAMSA Number Number of crew according to SAMSA Safety Certificate Length of vessel according to SAMSA Safety Certificate is the vessel according to SAMSA Safety Certificate is the vessel have an outboard engine or any other engine? (Yes or No) is the vessel litted with any kind of vessel monitoring system, and if yes, which one? Owner of Vessel as indicated by South African Certificate of Registry Nature of Access to Vessel (majority ownership or charlet or catching agreement) is the vessel geared for trap or hosp net flishing? Was the vessel geared for trap or hosp net flishing? Was the vessel used in the WCRL fishery in the medium term right period? Yes or No.
Vestel name MCM Area Number SAMSA Number Number of crew according to SAMSA Safety Certificate Length of vestel according to SAMSA Safety Certificate Is the Vestel a rowing boat or "roei baking?" Coes the vestel have an gutboard engine or any other engine? (Yes or No) Is the vestel have an gutboard engine or any other engine? (Yes or No) Is the vestel third with any kind of vestel monitoring system, and if yas, which one? Owner of Vestel as indicated by South Airfoan Certificate of Registry Nature of Access to Vestel (majority ownership or charter or setching agreement) Is the vestel peared for trap or noop net fishing? Was the vestel peared for trap or noop net fishing? Was the vestel peared in the WCRL fishery in the medium term right period? Yes or No)
MCM Area Number SAMSA Number Number of crew according to SAMSA Safety Certificate Length of vessel according to SAMSA Safety Certificate Is the vessel a towning doat or "rose bakkye?" Coss file vessel have an outboard engine or any other engine? (Yes or No) Is the vessel littled with any kind of vessel monitoring system, and if yes, which pine? Owner of Vessel as indicated by South African Certificate of Registry Nature of Access to Vessel (majority ownership or charter or cetoning agreement) Is the vessel geared for trap or hoop net fishing? Was the vessel geared for trap or hoop net fishing? Was the vessel used in the WCSL fishery in the medium farm right period? Yes or No)
SAMSA Number Number of crew according to SAMSA Safety Certificate Length of vessel according to SAMSA Safety Certificate Is the vessel a rowing location from bakkie? Consisting vessel have an outboard engine or any other engine? (Yes of No) Is the vessel littled with any kind of vessel monitoring system, and if yas, which one? Owner of Vessel as indicated by South African Certificate of Registry Nature of Access to Vessel (majority ownership or charter or satching agreement) Is the vessel geared for trap or noop net fishing? Was the vessel geared for trap or noop net fishing? Was the vessel used in the WCPL fishery in the medium term right period? Yes or No)
Number of crew according to SAMSA Safety Certificate Length of vessel according to SAMSA Safety Certificate Is the vessel a rowing boat or "roei bakke?" Coes the vessel have an outboard engine or any other engine? (Yes or No.) Is the vessel littled with any kind of vessel monitoring system, and if yes, which one? Owner of Vessel as indicated by South African Certificate of Registry Nature of Access to Vessel (majority ownership or charter or catching agreement). Is the vessel geared for trap or hoop not fishing? Was the vessel used in the WCRL fishery in the medium term right period? (Yes or No.)
Length of vessel according to SAMSA Safety Certificate Is the vessel a rowing local or "roei bakke?" Coss the vessel have an outboard engine or any other engine? (Yes or No) Is the vessel fitted with any kind of vessel monitoring system, and if yes, which one? Cowner of Vessel as indicated by South African Certificate of Registry Nation of Access to Vessel (majority ownership or charter or catching agreement) Is the vessel geared for trap or hoop her fishing? Was the vessel used in the WCRL fishery in the medium term right period? Pres or No)
to the Vessel a rowing locat or "roei bakkye?" Cond the vessel have an outboard engine or any other engine? (Yes or No) Is the vessel littled with any kind of vessel monitoring system, and if yes, which one? Owner of Vessel as indicated by South African Certificate of Registry Nature of Access to Vessel (majority ownership or charter or catching agreement) Is the vessel geared for trap or noop net fishing? Was the vessel used in the WCRL fishery in the medium term right period? (Yes or No)
Coss the vessel have an authority engine or any other engine? (Yes or No.) Is the vessel littled with any kind of vessel monitoring system, and if yas, which one? Owner of Vessel as indicated by South African Certificate of Registry Nation of Access to Vessel. (majority ownership or charter or catching agreement) Is the vessel geared for trap or noop net fishing? Was the vessel used in the WCRL fishery in the medium term right period? Yes or No.)
is the vessel littled with any kind of vessel monitoring system, and if yas, which one? Owner of Vessel as indicated by South African Certificate of Registry Nature of Access to Vessel (majority ownership or charter or catching agreement) is the vessel geared for trap or noop net fishing? Was the vessel used in the WCRL fishery in the medium term right period? (Yes or No)
Owner of Vessel as indicated by South African Certificate of Registry Nature of Access to Vessel (majority ownership or charter or catching agreement) is the vessel geared for frep or hoop net fishing? Was the vessel used in the WCRL fishery in the medium term right period? Pres or No)
Nature of Access to Vessel: (majority ownership or charter or catching agreement) is the vessel geared for frap or hoop het fishing? Was the vessel used in the WCRL fishery in the medium term right period? Yes or No)
agreement) Is the vessel geared for trap or noop net fishing? Was the vessel used in the WCRL fishery in the medium term right period? Yes or No)
Was the vessel used in the WCRL fishery in the medium term right period? [Yes or No.]
(Yes ar No)
Vessel 11
Yessel name
MCM Area Number
SAMSA Number
Number of clew according to SAMSA Safety Certificate
Length of vessel according to SAMSA Safety Certificate
Is the vessel a rowing boat or troop bakkie?"
Does the vessal have an outboard engine or any other engine? (You or No.)
Is the vessel fitted with any kind of vessel monitoring system, and if yes, which one?
Owner of Vessel as indicated by South African Certificate of Registry
Nature of Access to Vessel (majority ownership or charter or catching
7

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Catch Utilisation

5.1 Did the applicant over-catch or under-catch in any other fishery by more than 10% during the medium term rights period?

O Yes O No



5.2 Complete the following in relation to the applicant's catch records if the applicant holds medium term rights in other sectors (excluding sectors where effort and not catch is allocated)

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Fishery in Which A	pplicant Holds a Medium Term	Right		
Year	Annual Catch Allocation(in metric tons)	Total Actual Catch of Applicants Allocation (in nominal tons)	Percentage under- caught	Percentage over-caught
2002 Season				
2003 Season				
2004 Season				
Fishery in Which A	pplicant Holds a Medium Term	Right		
Year	Annual Catch Allocation(in metric tons)	Total Actual Catch of Applicants Allocation (in nominal tons)	Percentage under- caught	Percentage over-caught
2002 Season	**			
2003 Season	81		2000 S 85 5 749 S 500 - 346 50 * 2	
2004 Season	19			
Fishery in Which A	oplicant Holds a Medium Term	Right		
Year	Armual Catch Allocation(in metric tons)	Total Actual Catch of Applicants Allocation (in nominal tons)	Percentage under- caught	Percentage over-caught
2002 Season			ű E	
2003 Season			·	
2004 Season			72	28
Fishery in Which Ap	oplicant Holds a Medium Term	Right		
Year	Annual Catch Allocation(in metric tons)	Total Actual Catch of Applicants Allocation (in nominal tons)	Percentage under- caught	Percentage over-caught
2002 Season		99		
2003 Season		What is a second of the second	0.000	
2004 Season				

	Section 6 Transformation
Management and	Employment Equity
6.1 Is the applicant a designated employer as defined in section 1 of the Employment Equity Act, 55 of 1998 at the date of application?	O Yes O No
6.2.1 If "Yes" to Section 6.1, has the applicant complied with the Employment Equity Act 55 of 1998?	O Yes O No
6.2.2 If "No" to section 6.1, has the applicant voluntarily complied with the Employment Equity Act 55 of 1998?	O Yes O No

			. Ma	nagem	Section Transformate ent and Employment Ec
3.1	1 Complete the table below in res company) or members (if a close	corporation)	as at da	ite of app	of directors (if a ication.
	Director / Member Name (Initial & Surname)	Years of Service	Black (Y/N)	Gender (M/F)	ID Number
1					
2	*3 10				
3	-				
1	8				
5				at .	
3	*				
7		-			
3					
)	3 8				
0	1				

Section 6 Transformation Management and Employment Equity

6.3.2 Complete the table below in respect of employees at date of application.



Between 1 - 5 Employees	The Top Salary Earner(Total Cost to Company)
Between 6 - 30 Employees	The Top Two Salary Earners (Total Cost To Company)
Between 31 - 60 Employees	The Top 3 Salary Earners (Total Cost to Company)
Between 61 - 165 Employees	The Top 4 Salary (Total Cost to Company) Earners
More than 165 Employees	The Top 3% of Salary Earners (Total Cost to Company) up to 90 Employees

	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
1	-						
2							
3	39			-			
4							
5							
6							
7		<u> </u>			(1)		
8					1		
9	20 Hotel	2	S: 12				
10			- YES				
11			83 1525W				
12	2 20						
13							,
14	-						
15							
16	*						
17							
18	27 .						
19							

Transformation



Management and Employment Equity

743								
	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salariesin this Table	Gender (M/F)	ID Number	
20								
21								
22								
23								
24				10.50				
25			300 1800	1100				
26								
27						-		
28								
29								
30								
31								
32								
33								
34	ма произветено во нероиноского на отвека							
35								
36								
37								
38								
39			ALLOSSAS NE LA BLE DO					
40								
41								
42								
43								
44								
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47								
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Transformation



Management and Employment Equity

<u> </u>		•			····	10/2
Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salariesin this Table	Gender (M/F)	ID Number
56		Оопрану)		Salariesii iris Table		
57						
58						
59				***		
60						
61						
62						
63		(19)				
64						
65						
66						
67						
68						
69						
70						
71		w				
72						
73						
74						
75	 					
76						
77 [†]						
79						
80						
81						
82			-			
83				**************************************		
84						
85				****		
86						
87						
88						
89		11/1/02/12/04/04/12/14/12/04/12/04/12				
90	AS 11.300-2					

20 de 2000			
SA			

Transformation

Management and Employment Equity

6.4.1 Complete the following table in relation to income levels of the applicant's permanent employees at date of application:



	Gross Monthly Salary / Wages (Total Cost to Company)	Number of Employees	Percentage of Total Employees	Number of Black Employees	Percentage of Total Black Employees	Number of Female Employees
1	<r2 500<="" td=""><td></td><td></td><td></td><td></td><td></td></r2>					
2	Between R2 500 and R5 500					
3	Between R5 501 and R10 500					
4	Between R10 501 and R16 000					
5	Between R16 001 and R20 000	10				
6	Between R20 001 and R25 000				8	
7	Between R25 001 and R30 000					
8	Between R30 001 and R40 000					
9	Between R40 001 and R60 000					•
10	>R60 000					
	Total		100%		100%	

6.4.2 Does the applicant	contribute towards	medical aid	and pension	for its
employees?				

	10 304,000,000
O Yes	ON
JIES	UN
The second second	100000000000000000000000000000000000000

No

6.4.3 Does the applicant provide any other type of benefits for its employees?

Total Marie and the	77. A. C. C. C.	
O Yes	O No	Ġ

6.5 Complete the following table in relation to the applicant's most recent employment equity profile provided to the Department of Labour. If the applicant is not designated or did not voluntarily comply then the table must be completed as at date of application.



										To	tal
Occupational Categories	Gender	A No	Α%	C No	C%	l No	1%	W No	W %	ACI%	F%
Top & Serilor Management /	Male										
Senior Officials and Managers	Female										
Professionally Qualified and experienced specialists and mid-management / Professionals	Male										
	Female										
Skilled Technical and academically qualified workers, supervisors.	Male										
foremen, and superintendents / Technicians and Associate Professionals	Female										
Semi-skilled and discretionary decision- risking and unskilled and undefined decision- making / Clerks, Service & Sales Workers	Male										
Fishery Workers, Artisens & Related Trade Workers, Plant & Machine Operators & Assemblers, Elementary Occupations	Female					Dates					
TOTAL	Male										
TOTAL	Female										

A = African, C = Coloured, I = Indian, W = White, M = Male, F = Female, ACI = African, Coloured and Indian

					от фр	cation fo				T T	otal
ccupational Calegories	Gender	ANo	A %	C No	G%	INo	1%	W No	W %	ACI %	
and Senior Management / Senior Officials and	Male										
Aanagers (as per 2001 application form)	Female										_
ofessionally qualified and perienced specialists and mid-management /	Male										
ofessionals 2001 (as per 2001 application form)	Female			-						<u>. </u>	
										Sec	
							wner	ship -		isforn panie:	
1 If "Yes", complete							d by bla	ck pers	ons:		<u> </u>
	the tab						d by bla	ck pers	ons:		Ż
Year				d Perc	entage Voti by Black I		Held			ividends B re Entitled	
Year 2001 (as stated in 2001 application form)		Black Per		d Perc	by Black I		Held				
2001 (as stated in 2001				d Perc			Held				
2001 (as stated in 2001 application form) 05 (at date of application) 2 Complete the folk	by	r Black Per	sons		by Black I	Persons		Shuri	aholders a	re Entitled	
2001 (as stated in 2001 application form)	by bwing ta	Black Per	elation to	shareh	by Black I	eld by w	vomen	Share	n the flo	w ends Won	To
2001 (as stated in 2001 application form) 05 (at date of application) 2 Complete the folion through principle:	by bwing ta	ble in re	elation to	shareh	by Black I	eld by w	vomen	Share	n the flo	w ends Won	To
2001 (as stated in 2001 application form) 25 (at date of application) 22 Complete the folkothrough principle: Year	by b	able in re	elation to	o sharel	nolding h	eld by w	vomen	Share based o	n the flo	w ends Wond To	To

			Section 6
			Transformation
		Owne	rship - Companies Only
6.7.6 Was the applicant managed to marketing of the 2004 allocation during the 2004 financial year?	on in another fishe	ry performed by another	er entity Yes O No
6.7.7 If "Yes", complete the table be		• 0 0 0000000	· · · · · · · · · · · · · · · · · · ·
Function	Rand Amount Paid to 2004 Fir	o Other Entity during the nancial Year	Rand Amount as a Percentage of the Applicant's Total Turnover in 2004
Management	,	4	
Catching			V
Processing			77.
Marketing	9		
6.7.8 Did the applicant sell any of its harvesting, to any other entity i			Yes O No
6.7.9 If "Yes", complete the table bel	low:		CS CS
Name of entity to which allocation	was sold		by other entity for the allocation during the
		1	nedium term period
L			
		Ownership - C	ose Corporations Only
6.8 Is the applicant a close corpora	tion?	O Yes ○ No	
6.8.1 If "Yes", complete the table be	low in respect of r	nembers interest held	by black persons:
Voar Percentage		peritage Voting Rights Held by	Percentage Profit Distribution Black
2001 (as stated in 2001	Fergula	Black Persons	Persons are Entitled To
application form)			
2005 (as at date of application)			
6.8.2 Complete the table below in re			
	Interest Held by Percomen	entage Voting Rights Held by Women	Percentage Profit Distribution Women are Emitted To
2005 (as at date of application)			ж 8
6.8.3 Did the applicant have a profit in 2004?	sharing scheme fo	or employees in place	O Yes O No
6.8.4 If "Yes", what percentage of prunder question 6.3.2 entitled to		es not listed	
6.8.5 Complete the following table in	relation to monies	paid to members:	V.
	aid to Members that hold nore than 10%	Loans Made to Members th more than 10%	at hold Profit Distributed to Members that hold more than 10%
2004 (imancial year) or 2004 tax year (ending 28 February 2005)			

	Section 6 Transformation
Ownershi	p - Close Corporations Only
6.8.6 Was the applicant managed by another entity, or was the catch or processing or marketing performed by another entity during the financial year? Answer "Yes" if any of the above are applicable.	he 2004 O Yes O No
6.8.7 If "Yes", complete the table below:	
Function Rand Amount Paid to Other Entity	Rand Amount as a Percentage of the Applicant's Turnover in 2004
Management	
Catching	
Processing	
Marketing	
6.8.8 Did the applicant sell any of its allocated quantum or effort, prior harvesting, to any other entity in 2002, 2003, 2004 or 2005?	r to O Yes O No
6.8.9 If "Yes", complete the table below:	A STATE OF THE STA
Name of entity to which allocation was sold	ount paid by other entity for the allocation during the medium term period
	-
	Skills Development
6.9 Has the applicant met the targets set in the Transformation Plan submitted in 2001?	hat/Partially O Not at all
6.10 Complete the following table in relation to the Skills Development the Skills Development Act 97 of 1998:	nt Levies Act 9 of 1999 and
Year Did the applicant submit Workplace Skills Plan submit an Annual SARS in skills Plan which was approved (Y/N) Training Report which was approved (Y/N)	Rill Spent on Training Budget Spent
2004 (financial year)	
6.11 Did the applicant participate in a learnership programme during term rights period?	the medium O Yes O No
6.12 If "Yes," indicate the number of learnerships as a percentage of applicant's permanent employees as at date of application.	the
6.13. Did the applicant participate in any other skills development programmes through its SETA in 2004 such as an SMME Sup	port Strategy?
6.14.1 How many skippers are used by the applicant in other sectors?	CZ .
6.14.2 What percentage of these skippers are black in other sectors?	

		Section
	T	ransformati
	Corporate Soc	ial Investme
15 Does the applicant make donations of its annual taxable income which qualify for deduction in terms of section 18A of the Income Tax Act 58 of 1962?		· .
16 If "Yes", indicate what percentage of net profit (earnings before income tax) earned in the 2004 financial year these donations amount to:	○ 0 - 0.5 % ○ 0.5 - 1 % ○ > 1 %	<
17 Indicate the five largest tax deductible donations made per in 20	11.11 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	1
Benefitting Organisation		ue of Amount Donated
	*	17
8 18 7	8 =	
19 If "Yes", indicate what percentage of net profit (earnings before income tax) earned in the 2004 financial year these other donations amount to :	○ 0 - 0.5 % ○ 0.5 - 1 % ○ > 1 %	5
20 If other donations were made, indicate the five largest such don	-N	! Al A . L.I . I I
20 if other donations were made, indicate the live largest such don	ations made in 2004	in the table below
Benefitting Organisation		In the table below e of Amount Donated
· · · · · · · · · · · · · · · · · · ·		
·		
·		
· · · · · · · · · · · · · · · · · · ·		
· · · · · · · · · · · · · · · · · · ·	Rand Valu	e of Amount Donaled Section
	Rand Valu	Section
	Rand Valu	

				rmative Prod	
22 Provide the follow (operational expense)	ing information in nditure) in 2004:	relation to the applica	ınt's top nine Sou	th African supplie	rs 🗸
Name of Su	ipplier	Percentage of Black Ownership of Supplier	Amount Paid to Si		tage of Total
			-		
		er s			
		*			
		2	28		
23 Has the applicant percentage of total			t spend as a		Section
	::				ventior
	by way of penalty	m term rights period, under section 324 of		or O'Yes (O No
		m term rights period, I		r O Yes C) No

7.4 Has the applicant, during the medium term right period, reported an accident in terms of section 6 of the Maritime Occupational Safety Regulations?





		Section 7
	Vessel, Crew and En Crew Safety and V	vironmental Safety Vorking Conditions
7.5 Has a qualified safety officer been appointed for more than 25 gross tons with a crew of 6 or m Maritime Occupational Safety Regulations?		○ Yes ○ No
7.6 Has every crew member on board each nomi approved safety induction training required by 1951?		○ Yes ○ No
7.7 Does the applicant or vessel owner provide in security in respect of loss of life and personal in		○ Yes ○ No
7.8 Has a formal safety assessment been conduct nominated vessel in terms of Marine Notice No.		O Yes O No
7.9 Has the applicant or the vessel owner register terms of the Compensation for Occupational In 1993?		○ Yes ○ No
7.10 Does the applicant have an HIV/AIDS policy	?	○ Yes ○ No
7.11 Has the applicant, during the medium term riforfeited a deposit for contravening any part of (Prevention of Pollution from Ships) Act 2 of Pollution (Control and Civil Liability) Act 6 of Pollution (Control and Civil Liability)	f the Marine Pollution 1986 or Section 30 of the Marine	○ Yes ○ No
7.12 Does the applicant or vessel owner have an policy in place?	alcohol and substance abuse	○ Yes ○ No
7.13 Does the applicant or vessel owner have a preach nominted vessel?	lan dealing with garbage for	O Yes O No
		Section 8 Job Creation
8.1 Complete the following tables in relation to job	creation in the fishing industry:	\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\
Permanent Permanent Seasc Employees (Sea Employ (Land-Based) Based) (Land Based)	rees Employees (Sea Employees	Total Amount of Salary Bill as per Financial Statements Percentage increase or decrease in total number of employees

Year	Permanent Employees (Land-Based)	Permanent Employees (Sea Based)	Seasonal Employees (Land Based)	Seasonal Employees (Sea Based)	Total Number of Employees (Columns 1- 4)	Total Amount of Salary Bill as per Financial Statements	Percentage increase or decrease in total number of employees
2001 (date of application)			# #				
2005 (date of application)							

Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End

Section 8 Job Creation How much does the applicant spend on salaries/ wages per ton allocated How much does the applicant spend on salaries/ wages per ton allocated

Fishery in which Applicant Holds a Medium Term Right Applicants Annual Catch Allocation (in tons) in this fishery in 2004 Total Annual Salary Bill (in relation to this fishery in 2004 How much does the applicant specific

Fishery in which Applicant Holds a Medium Term Right

Applicants Annual Catch Allocation (in tons) in this fishery in 2004

Total Annual Salary Bill (in relation to this fishery in 2004

Total Annual Salary Bill (in relation to this wages per fon allocated)

Fishery in which Applicant Holds a Medium Term Right

Applicants Annual Catch Allocation (in tons) in this lishery in 2004

Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End

How much does the applicant spend on salaries/wages per ton allocated

Fishery in which Applicant Holds a Medium	n Term Right	
Number of Units of Effort Allocated to the Applicant in 2004	Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End	How much does the applicant spend on salaries/ wages per unit of effort allocated

8.1.3 Table 3

8.1.2 Table 2

Fishery in which Applicant Holds a Medium Term Right

Applicants Annual Catch Allocation (in tons) in this fishery in 2004

Applicant's Annual Catch Allocation (in tons) in this fishery in 2004	Total Employees (in relation to this fishery) (at date of application)	How many people does the applicant employ per ton allocated	Total Employees less Seasonal Employees (in relation to this fishery) (date of application)	How many people (less seasonal employees) does the applicant employ per ton allocated
				1

Applicant's Annual Catch Allocation (in tons) in this fishery in 2004		How many people does the applicant employ per ton allocated	Total Employees less Seasonal Employees (in relation to this fishery) (date of application)	How many people (less seasonal employees) does the applicant employ per ton allocated
---	--	---	--	--

Section 8 Job Creation Fishery in which Applicant Holds a Medium Term Right Total Employees less Seasonal Employees (in relation to this lishery) (date of application) How many people (less seasonal employees) does the applicant employ per Applicant's Annual Catch Allocation (in tons) in this fishery in 2004 Total Employees (in relation to this fishery) How many people does the applicant employ per ton (date of application) allocated ton allocated Fishery in which Applicant Holds a Medium Term Right Total Employees less Applicant's Annual Catch Allocation (in tons) in this fishery in 2004 Total Employees (in relation to this fishery) How many people does the applicant emptoy per ton How many people (less Seasonal Employees (in relation to this fishery) seasonal employees) does the applicant employ per ton allocated (date of application) allocated (date of application) Fishery in which Applicant Holds a Medium Term Right Total Employees less Seasonal Employees (in relation to this fishery) (date of application) How many people (less seasonal employees) does the applicant employ par unit of effort allocated? Number of units of effort allocated to the Applicant in Total Employees (in relation to this fishery) (date of application) How many people does the applicant employ per unit of effort allocated? 8.1.4 Table 4 What was the mulitple between the average of the live lowest and the average of the five highest salaries at date of application Applicant's five highest annual sataries (total cost to company) paid at date of application Average of top five salaries Applicant's five lowest annual salaries (total cost to company) paid at date of application Average of lowest five salaries

Section 9 investment 9.1 Complete the following tables: 9.1.1 Table 1 Total Book Value of Harbour and Sea Barred Fixed Assets Total Book Value of Total Land Based Book Value of Total Fixed Assets Year Fixed Assets 2004 (financial year end) 9.1.2 Table 2 Total Insured Value of Total Land Based Fixed Assets Total Insured Value of Harbour and Sea Insured Value of Total Fixed Year Based Fixed Assets Assets 2004 (date of application) 9.1.3 Table 3 Fishery in which Applicant Holds a Medium Term Right Book Value (in rands) of land-based assets at 2004 Book Value (in rands) of Book Value of Harbour and Sea-Based Assets per ton Book Value of Land-Based harbour and sea-based assets at 2004 financial Assets per ton allocated to Annual Catch Allocation (financial year end in this fishery tons) to the applicant in 2004 applicant allocated to applicant year end in this fishery Fishery in which Applicant Holds a Medium Term Right Book Value (in rands) of Book Value (in rands) of Book Value of Land-Based Book Value of Harbour and Sea-Based Assets per ton allocated to applicant land-based assets at 2004 financial year end in this fishery harbour and sea-based assets at 2004 financial Assets per ton allocated to Annual Catch Allocation (in ions) to the applicant in 2004 applicant year end in this fishery Fishery in which Applicant Holds a Medium Term Right Book Value (in rands) of land-based assets at 2004 Book Value (in rands) of Book Value of Harbour and Sea-Based Assets per ton allocated to applicant Book Value of Land-Based harbour and sea-based assets at 2004 financial Annual Catch Allocation (in Assets per ton allocated to financial year end in this fishery tons) to the applicant in 2004 applicant year end in this fishery Fishery in which Applicant Holds a Medium Term Right Book Value (in rands) of land-based assets at 2004 Book Value (in rands) of Book Value of Land-Based Book Value of Harbour and Sea-Based Assets per ton allocated to applicant harbour and sea-based assets at 2004 financial Assets per ton allocated to Annual Catch Allocation (in financial year end in this tons) to the applicant in 2004 applicant year end in this fishery fishery Fishery in which Applicant Holds a Medium Term Right Book Value (in rands) of land-based assets at 2004 Book Value (in rands) of harbour and sea-based Book Value of Land-Based Book Value of Harbour and Annual Catch Allocation (in Sea-Based Assets per ton Assets per ton allocated to assets at 2004 financial financial year end in this tons) to the applicant in 2004 allocated to applicant applicant year end in this fishery fishery

Investment

9.1.4 Table 4

Fishery in which Applic	ant Holds a Medium Term Ri	ght		
Annual Catch Allocation (in toris) to the applicant in 2004	insured Value (in rands) of harbour and sea-based assets at date of application	land-based assets at date	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Lanc Based Assets per tor allocated to applican
	ant Holds a Medium Term Ri			
Annual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	land-based assets at date	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land Based Assets per tor allocated to applicant
Fishery in which Applica	int Holds a Medium Term Rig	int		
nnual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	Insured Value (in rands) of land-based assets at date of application	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land Based Assets per tor allocated to applicant
20	s to			
Fishery in which Applica	nt Holds a Medium Term Rig	ht		
rinual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at date of application	Insured Value (in rands) of land-based assets at date of application	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land Based Assets per ton allocated to applicant
Fishery in which Applicar inual Catch Allocation (in	nt Holds a Medium Term Rigt			
ons) to the applicant in	Insured Value (in rands) of harbour and sea-based assets at date of application	Insured Value (in rands) of land-based assets at date of application	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land- Based Assets per for allocated to applicant

9.1.5 A detailed explanation of all investment made in marketing activities must be included as an annexure.



9.1.6 A detailed explanation of all investment made in processing activities must be included as an annexure.



9.1.7 Has the applicant invested in on-board or land based processing facilities?

O Yes O No

19 - 19 - 19 - 19 - 19 - 19 - 19 - 19 -	Section 10
*	

10.1 Complete the following table in re-	ation to harbours	and landing	sites used
--	-------------------	-------------	------------

Harbour / Landing SiteName	Fishery	Tons Landed at Harbour in 2004	Percentage of Total Cate Landed in 2004
			0 8
	te 6	T.	
	÷ 3		e e
*			
			0 8 N 2
			47
1			
		324 19	
	12	· ·	
	*		
Total	# 1 # # # # # # # # # # # # # # # # # #		

10.2	2 At which harbours and	
	landing sites will the	
	applicant land its catches	1

				4		495 <u>—</u>
	D)	6				
	24	+,			,	
		1 -			÷	*1
ij.	*	<u> †15</u>	0000		-	

10.3 Has the applicant made any investment in physical infrastructure at these harbours or landing sites in order to improve or make landing catches at these harbours possible?

N
- INN



						tion
		Value A	dd & Er	iterprise	Develo	opme
11.1 Is the applicant directly involved in any value adding process in any other fishery?	○ Yes	O No	-			Ø
11.2 Has the applicant been responsible for any enterprise development?	O Yes	O No	***	e e e e e e e e e e e e e e e e e e e		Ø
					Sec	tion :
					Perfor Fi	mani nanc
12.1 What is the applicant's 2004 audited, certified Annual Turnover?	verified or				Ç.	Š
12.2 Provide the following information in rel	ation to the	applicant's in	come state	ments:		8
Year Turnover	Profit Af	er Tax	Retained Ear	nings D	Dividends fi istribution of	
2004			3 a			
2.3 Provide the following information in rel	ation to the	applicant's ba	lance shee	t:		
Year Assets	Long-Term	Liabilities	Current Liabi	lities St Me	iareholder's ember's Con	Equity / tribution
2004		(s				
2.4 Provide the following information in rel	ation to the	applicant's ca	ish flow:		0=001#8 = 0 = 0	
Year Net Cash Inflow / C Operation		Net Cash Inflow Investing		00000 000000000000000000000000000000000	Inflow / Outfl neing Activiti	
2004						
0.5 1/1		*****	5 - 10 - 10 - 10 - 10 - 10 - 10 - 10 - 1	1		- 18A
2.5 If the applicant is a newly established applicant intends to finance its entry in	entity, please to this fishe	e provide a de ry as Schedu	etailed state le 12B.	ement of hov	v the	Ø
					Sec	tion 1
					Fishir	g Pla
13.1 Does the applicant have a fishing plan	7		0	Yes O No		(X
3.2 Will the applicant be personally respon fishing plan?	sible for imp	olementing its	0	Yes 🔘 No		Ø
3.3 Will a third party be responsible for impapplicant's fishing plan?	olementing t	he	Ö	Yes O No		Ø
3.4 If yes, who is the third party?				-		<u> </u>

		atch and Envi	onmentally Su	Section Istainable Practic
4.1 Does the app	O Yes O No			
14.2 Does the ap and fuel redu	plicant intend to put in pla action consumption on ve	ace any measures to essels, and in proce	o reduce energy essing facilities?	O Yes O No
14.3 Has the app environmen	licant undertaken or spo tally sustainable practice	onsored any researd s?	h in relation to	○ Yes ○ No
				Section
15.1Please provi	de the following information	on in relation to levi	es paid since 2001:	Fishing Levi
Year	Species		otal Catch in Tons	Levies Paid
2001				Market and
2001				
2001			**************************************	-
2001				10
2001				
2002				10,287
2002				
2002	(*)			
2002	#		- Aller	
2002	<u> </u>			
2003				
2003				
2003				
2003				4
2004				A 1 A 1 A 1 A 1 A 1 A 1 A 1 A 1 A 1 A 1
2004	***************************************	× 20 × 200-	8*	<u> </u>
2004				
2004	4		* 5	
2004	Poole of the second			

yyyy/mm/dd

Physical Address

Section 16

I, the undersigned, do hereby make oath and declare that: Applicant Declaration (a) I have read the instructions set out on pages 2 and 3 of this application form; (b) the information submitted with and in this Application is true and correct and complete. (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998; license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998;

(d) in order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to my application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit;

(e) the applicant undertakes to co-operate with any investigators by timeously submitting responses to written requests for information or explanations, by attending meetings with investigators, by answering questions satisfactorily at such meetings and where necessary, by granting investigators access to premises, vessels and documents. The applicant accepts that failure to co-operate in this regard will constitute an independent ground for refusing an application;

(f) the applicant accepts that any otternat to influence the delegated authority or applicate authority on the elegation of a right any (f) the applicant accepts that any attempt to influence the decision of the delegated authority or appellant authority on the allocation of a right or quantum or effort, in any manner other than provided for in the General Policy or in this application form, will result in the application being refused. Signed at: This ______ day of ______ 2005 Signature of Authorised Representative: Representative's Full Name: _ The authorised representative declares that he/she knows and understands the contents and implications of the above declaration. Commissioner of Oaths Full Name Designation Physical Address I, the undersigned, do hereby make oath and declare that: Holding Entity Declaration (a) I have read the instructions set out on pages 2 and 3 of this application form; (b) the information submitted with and in this Application concerning the holding entity is true and correct and complete. (b) The information submitted with and in this Application concerning the noting entity is true and correct and complete.
 (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998;
 (d) in order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to the application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit; (3rd party name) undertakes to co-operate with any investigators by timeously submitting responses to written requests for information or explanations, by attending meetings with investigators, by answering questions satisfactorily at such meetings and where necessary, by granting investigators access to premises, vessels and documents. The applicant accepts that failure to co-operate in this regard will constitute an independent ground for refusing an application; (3rd party name) accepts that any attempt to influence the decision of the delegated authority or appellant authority on the allocation of a right or quantum or effort, in any manner other than provided for in the General Policy or in this application form, will result in the application being refused. Signature of Authorised Representative of Holding Company (if applicable) Signed at: ----_____day of ______ 2005 Signature of Authorised Representative: ____ Representative's Full Name: . The authorised representative declares that he/she knows and understands the contents and implications of the above declaration Commissioner of Oaths Full Name Designation

		10.794	Section 16
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SCHEDULES TO THE CLUSTER B NEW ENTRANT APPLICATION FORMS: DEMERSAL SHARK, HAKE LONGLINE, SEAWEED, SQUID, TUNA POLE AND WEST COAST ROCK LOBSTER (OFFSHORE)

IF THE APPLICANT CANNOT PROVIDE THE INFORMATION OR DOCUMENTS REQUESTED IN ANY OF THE SCHEDULES BELOW, THE APPLICANT MAY SUBMIT AN EXPLANATION FOR THIS IN PLACE OF THAT ANNEXURE

SCHEDULE 1 – Applicant Details

- a) Provide, as Annexure 1A, in order for the delegated authority to better understand the answers and information submitted, a brief profile of the applicant organisation. Include a brief description of historical involvement in the fishing industry (if any) and expertise. Also provide an organisational structure which indicates the applicant's business model including, if any, details regarding the holding company, sister companies and joint venture relationships. The applicant should pertinently indicate if it intends to apply in more than one sector, whether it is involved in industries other than the fishing industry and if the applicant does rely on information of holding companies, sister companies and joint venture partners in this application. The profile may not exceed 5 pages.
- b) Section 1.3: Provide a copy of a valid company or close corporation registration certificate as Annexure 1B.
- Section 1.8.6: Provide a copy of a resolution duly authorising the person named in Section 1.8.6 to be the authorised contact person, as Annexure 1C.

SCHEDULE 2 – Form of Applicant

- a) Section 2.1: Provide a copy of the 2005 permits as Annexure 2A.
- b) Section 2.3: If the applicant is a close corporation or a company with less than 10 shareholders who are natural persons, provide as Annexure 2B, a list of the names of members/shareholders and their nationality and the calculation of the ratio of South African members/shareholders to non-South African members/shareholders. If the schedule indicates that the member/shareholder is South African, include a copy of the relevant page of the identity document, passport or appropriate proof of citizenship indicating that the member/shareholder is South African.

If the applicant is a company whose shares are held by more than 10 shareholders and/or the shareholders are not all natural persons, provide as Annexure 2B, a list of the names of shareholders and their nationality and the calculation of the ratio of South African shareholders to non-South African shareholders. Include a sworn affidavit by the chairman of the applicant's board of directors stating that more than 50% of the shareholders of the applicant are South African.

(Note: In terms of the Marine Living Resources Act 18 of 1998, more than 50% of the shareholders (in the case of a company) or more than 50% of the members (in the case of a close corporation) must be South African.

- c) Section 2.4: Provide a copy of a valid SARS tax clearance certificate as Annexure 2C.
- d) Section 2.5: Provide as Annexure 2D the relevant page(s) of the financial statements for the financial year ending 2004 and mark with a highlighter (or underline/encircle with a red pen) the relevant parts on which the applicant relies for purposes of calculating the turnover and gross asset value (excluding fixed property, ie excluding land and buildings). Only information relating to the financial records of the applicant company / close corporation should be included and not also information relating to other members of a group of companies or a joint venture.
- Section 2.6: If "Yes," provide a detailed statement describing percentage of shareholding, the name and the registration number of the company as Annexure 2E.
- f) Section 2.7: If "Yes," provide a detailed statement describing percentage of shareholding, the name and the registration number of the company as Annexure 2F.
 SCHEDULE - Compliance
- a) Section 3.1.1: If "Yes", provide details and documentation regarding the conduct of the applicant, the identity and conduct of the members (in the case of a close corporation), shareholders (specify percentage shareholding) or directors resulting in the conviction, the dates of conviction, and the penalties imposed as Annexure 3A.

- Section 3.1.2: If "Yes", provide details and any documentation of the plea bargain arrangement entered into, and details regarding the conduct and identity of the individuals (including percentage shareholding if applicable) giving rise to the plea bargain, the dates and terms of the plea bargain, as Annexure 3B.
- Section 3.1.3: If "Yes", provide details and any documentation regarding the admission of guilt fine paid, including information regarding the conduct and identity of the individuals (including percentage shareholding if applicable) giving rise to the fine, the date of the contravention and rand amount paid as Annexure 3C.
- Section 3.1.4: If "Yes", provide details and any documentation regarding the charge including information regarding the conduct and identity of the individuals (including percentage shareholding if applicable) giving rise to the charge and the outcome as Annexure 3D.
- e) Section 3.2: If "Yes", provide details regarding the detention, arrest or seizure, including information regarding the conduct and identity of individuals (including percentage shareholding if applicable) involved as Annexure 3E. Also provide details if a confiscation or forfeiture order was / was not granted under the Prevention of Organised Crime Act or the MLRA.
- Section 3.3: If "Yes", provide details and any documentation including the identity and conduct of individuals (including percentage shareholding if applicable) giving rise to the Section 28 procedure as Annexure 3F.

SCHEDULE 4 -Vessel Details

This section does not apply to Seaweed

a) Section 4.2: For each vessel nominated, provide copies of the following documents:

SAMSA Safety Certificate as Annexure 4A;

- ii) South African Certificate of Registry as Annexure 4B; iii)
 - Percentage ownership of each nominated vessel as Annexure 4C; and
- iv) Agreement providing access to the vessel if the applicant is not the majority or sole owner of the vessel as Annexure 4D.
- If the applicant is unable to furnish any of the above documents for any of the nominated vessels, the applicant must provide an explanation for this as Annexure 4E.

SCHEDULE 5 - Catch Utilisation

- Section 5.1: If the applicant over- or under-caught by more than 10% in any year in any other fishery, a detailed explanation must be attached as Annexure 5A.
- Section 5.2: Provide as Annexure 5B, a schedule which details, per month, the total actual catch (in metric tons, nominal weight (complete fish) in each fishery in which the applicant held a medium term right, for 2002, 2003 and 2004 and copies of the permits issued by the Department for the seasons 2002, 2003, and 2004.

Only information relating to the catch records of the applicant company / close corporation should be included and not also information relating to other members of a group of companies or a joint venture.

- SOLEDULE 6 Transformation Sections 6.2.1 and 6.2.2: If the applicant answered "Yes" to either section 6.2.1 or 6.2.2 then provide as Annexure 6A the employment equity plan submitted and approved by the Director-General as required by Employment Equity Act 55 of 1998 and the most recent EEA2/2A report submitted to the Director-General.
- Section 6.3.1: If the applicant completed Section 6.3.1 in respect of the board of directors of the applicant and of any other entities as per the Explanatory Notes, the applicant must replicate and complete the tables in Section 6.3.1 for the applicant and the other entities separately, and submit these as Annexure 6B.
- Section 6.3.2: Provide as Annexure 6C a schedule which contains the names, organisational title, total annual cost to company, gender, race (distinguishing between African, Coloured, Indian and White), identification number and occupational category of all permanent and seasonal employees of the applicant, sorted in descending order of total cost to company. The schedule should also indicate whether the employee is land based or sea based (to be used later in section 8.1.1). If the applicant completed Section 6.3.2 in respect of the employees of the applicant and of any other entities, the applicant must provide separate schedules for each entity and replicate and complete the tables in Section 6.3.2 for the applicant and the other entities separately, and submit these as Annexure 6C. For

purposes of completing the application form, the schedules must be merged as per the Explanatory Notes.

- d) Section 6.4.1: If the applicant completed Section 6.4.1 in respect of the employees of the applicant and of any other entities as per the Explanatory Notes, the applicant must replicate and complete the tables in Section 6.4.1 for the applicant and the other entities separately, and submit these as Annexure 6D.
- e) Section 6.4.2: If "Yes," the applicant must provide details of contributions made to medical aid and pension, including details of the classes of beneficiaries, the employer's contributions and the nature of the benefits as Annexure 6E.
- f) Section 6.4.3: If "Yes," the applicant must provide details of the nature of the benefits provided, classes of beneficiaries and the employer's contribution as Annexure 6F.
- g) Section 6.5, and 6.6: If the applicant completed Sections 6.5 and 6.6 with reference to the employees of the applicant and of any other entities as per the Explanatory Notes, the applicant must replicate and complete the tables in Section 6.5, and 6.6 for the applicant and the other entities separately and submit these as Annexure 6G.
- h) Section 6.7.1 and 6.7.2: Provide a complete list of all shareholders, following the flow through principle as Annexure 6H. This list should indicate the name, identification / registration number, whether the shareholder is black (if natural person), or what percentage of the shareholder is black (if company or close corporation), the gender of the shareholder (if natural person), or what percentage of the shareholder is female (if company or close corporation). In addition, explain how the black shareholding, black voting rights and black dividend rights were calculated. This annexure should include details of any Black Economic Empowerment deals the applicant has concluded.
- Section 6.7.3: If "Yes," provide details regarding the applicant's employee share scheme, paying particular attention to actual benefits to employees, as well as a copy of the employee share scheme policy as Annexure 6I.
- j) Section 6.7.5: Provide a breakdown of all salaries, loans and dividends paid to shareholders for the 2004 financial year including the name, identification number of the shareholder, as well as whether the shareholder is Black (if natural person, or name and company registration number and percentage black shareholding or membership interest if juristic person), as Annexure 6J.
- k) Section 6.7.7: If the applicant completed any part of the table in question 6.7.7, the applicant must provide details regarding the entity, the relationship between the applicant and the entity, as Annexure 6K.
- Section 6.7.8: Provide in schedule form, a breakdown of amounts received each year for the allocation / units of effort as Annexure 6L.
- m) Section 6.7.9: Provide an explanation as Annexure 6M.
- n) Section 6.8.1 and 6.8.2: Provide a list of all the applicant's members names, identification number, whether the member is black and the gender of the member, as Annexure 6N. Provide also as Annexure 6N a schedule which provides the names, gender, race, percentage membership interest, voting rights and rights to profit distribution as at date of application.
- o) Section 6.8.3: If "Yes," provide details of the applicant's employee profit sharing scheme, paying particular attention to actual benefits to employees, as well as a copy of the employee share scheme policy as Annexure 6O.
- Section 6.8.5: Provide a breakdown of all salaries, loans and profit distribution paid to members for in 2004, including the name and identification number of the member, as well as whether the member is Black, as Annexure 6P.
- q) Section 6.8.7: If the applicant completed any part of the table in question 6.8.7, the applicant must provide details regarding the entity, the relationship between the applicant and the entity, as Annexure 6Q.

- r) Section 6.8.8: Provide in schedule form, a breakdown of amounts received each year for the allocation / units of effort as Annexure 6R.
- s) Section 6.8.9: Provide an explanation as Annexure 6S.
- t) Section 6.9: Provide a summary of the targets set in the Transformation Plan, the extent to which these were met and the measures taken to reach the targets as Annexure 6T.
- u) Section 6.10:

Work place skills plan

If the applicant answered "Yes" to submitting a work place skills plan then provide as Annexure 6U1 all relevant receipts/confirmations from the SETA for evidence of such submission and approval.

Annual Training Report

If the applicant answered "Yes" to submitting an annual training report then provide as Annexure 6U2 all relevant receipts/confirmation from the SETA for evidence of such submission and approval.

Rand amount paid to SARS

Provide as Annexure 6U3 a schedule of amounts of skills development levies paid to the SARS during 2004 and provide the receipts which evidence the payment of the levies.

Percentage of salaries bill spent on training

Provide as Annexure 6U4 a schedule used by the applicant to calculate the information required by section 6.10 regarding the percentage of salaries bill spent on training.

Percentage of training spent on black employees

Provide as Annexure 6U5 a schedule used by the applicant to calculate the information required by section 6.10 regarding the percentage of training budget spent on black employees.

- v) Section 6.11:If the applicant answered "Yes" to sections 6.11 or 6.13, provide as Annexure 6V the learnership agreement/s or other skills development programme and any returns/receipts received from the SETA or evidence that the learnership agreements were registered with a SETA. If the applicant completed section 6.11 and 6.13 with reference to the learnships/programmes of both the applicant and of any other entities as per the Explanatory Notes, the applicant must provide the numbers of the applicant and other entities separately as Annexure 6V.
- w) Section 6.13: If "Yes" provide a detailed description of the applicant's participation in such skills development programmes, as well as any supporting documentation from the SETA, as Annexure 6W.
- x) Section 6.14.1 and 6.14.2: If the applicant completed Sections 6.14.1 and 6.14.2 with reference to the skippers of both the applicant and of any other entities as per the Explanatory Notes, the applicant must provide the number of skippers used by the applicant and other entities, and whether the skippers are black as Annexure 6X.
- y) Section 6.15, 6.16 and 6.17: If the applicant completed Sections 6.15, 6.16 and 6.17 with reference to the donations of both the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the table in Section 6.17 for both the applicant and the other entities separately and submit these as Annexure 6Y. Also provide as Annexure 6Y a schedule of tax deductible donations made during 2004, sorted by descending order of amount donated per organisation. The schedule should also reflect the calculation of what percentage of net profit consists of donations for the 2004 financial year-end.
- z) Section 6.18, 6.19 and 6.20: If the applicant completed Sections 6.18 and 6.19 with reference to the donations of both the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the table in Section 6.20 for both the applicant and the other entities separately and submit these as Annexure 6Z. Also provide as Annexure 6Z a schedule of other donations (not tax deductible) made during 2004, sorted by descending order of amount donated per organisation. The schedule should also reflect the calculation of what percentage of net profit consists of donations for the 2004 financial year-end.
- aa) Section 6.21: If "Yes" provide a copy of the Affirmative Procurement Policy as Annexure 6AA.

- bb) Section 6.22: Provide as Annexure 6BB a statement, signed by the chief executive officer (CEO) or equivalent and appearing either on the supplier's letterhead or bearing the supplier's company stamp, from each supplier listed by the applicant in section 6.22 which confirms the percentage of black ownership of the supplier and which confirms that more than 50% of the shareholders are South African.
- cc) Section 6.23: If "Yes," explain how the Applicant determined its affirmative procurement spend as Annexure 6CC.

SCHEDULE 7 - Safety

Demersal Shark, Hake Longline, Squid, Tuna Pole, West Coast Rock Lobster (Offshore)

- a) Section 7.1: If "Yes," provide a detailed explanation of the contravention, including the date of contravention, the offence and the penalty imposed as Annexure 7A.
- Section 7.2: If "Yes," provide a detailed explanation of the contravention, including the date of contravention, the offence and the penalty imposed as Annexure 7B.
- c) Section 7.3: If "Yes," provide a detailed explanation of the contravention, including the date of contravention, the offence and the penalty imposed as Annexure 7C.
- d) Section 7.4: If "Yes," provide a detailed description of the accident as Annexure 7D.
- e) Section 7.5: If "Yes," provide the name, identity number and qualification of each safety officer for each vessel and provide the names of the safety committee. If "No," please provide a detailed explanation of why the applicant has not appointed a qualified safety officer for each vessel. The information provided under this section must be contained in Annexure 7E.
- f) Section 7.6: If "No," provide a detailed explanation as Annexure 7F.
- g) Section 7.7: If "Yes," provide a description of the insurance or financial security as Annexure 7G.
- Section 7.8: If "Yes," provide a synopsis of the safety assessment report as Annexure 7H.
- Section 7.9: If "Yes," provide proof of registration with the Commissioner as Annexure 7I.
- j) Section 7.10: If "Yes," provide a copy of the policy as Annexure 7J. If "No," an explanation of why the applicant does not have an HIV/AID policy must be provided as Annexure 7J.
- k) Section 7.11: If "Yes," provide details and documentation regarding the conduct of the applicant, its members, shareholders or directors resulting in the convictions and penalties imposed as Annexure 7K.
- Section 7.12: If "Yes," provide a copy of the policy as Annexure 7L.
- m) Section 7.13: If "Yes," provide a copy of the plan as Annexure 7M.

Seaweed

- a) Section 7.1: If "Yes," provide proof of registration with the Commissioner as Annexure 7A.
- b) Section 7.2: If "Yes," provide a copy of the policy as Annexure 7B. If "No," an explanation of why the applicant does not have an HIV/AID policy must be provided as Annexure 7B.
- c) Section 7.3: If "Yes," provide a copy of the policy as Annexure 7C.

SCHEDULE 8 - Job Greation

- a) Section 8.1: The applicant must provide breakdowns as described in the Explanatory Notes as Annexure 8A.
- b) Section 8.1.4: If the applicant completed Questions 8.1.4 with reference to the payrolls of the applicant and of any other entities as per the Explanatory Notes, the applicant must replicate complete the tables in Question 8.1.4 for both the applicant and the other entities separately, and submit these as Annexure 8B.

SCHEDULE 9 - Investment

- a) Section 9.1: Provide breakdowns as described in the Explanatory Notes as Annexure 9A. Also provide as Annexure 9A the relevant pages of the financial statements and mark with a highlighter (or underline/encircle with a red pen) the relevant parts on which the applicant relies for purposes of calculating information of the book value of property, plant and equipment provided by the applicant in response to section 9.1.1.
- b) Section 9.1.5: Provide a detailed explanation of all investments in marketing activities, including investments in distribution channels, product research and market research as Annexure 9B.
- Section 9.1.6: Provide a detailed explanation of all investments in processing activities as Annexure 9C.
- Section 9.1.7: If "Yes," provide a detailed description of what research has been undertaken, and what the applicant spent on this research as Annexure 9D. (This question only applies to Seaweed)

SCHEDULE 10 – Local Economic Development

Demersal Shark, Hake Longline, Squid, Tuna Pole and West Coast Rock Lobster (Offshore)

a) Section 10.3: If "Yes," provide a detailed explanation of all investments made as Annexure 10A.

Seaweed

- Section 10.1: If "Yes," please provide a detailed explanation of all intended investments as Annexure 10A.
- b) Section 10.2: Is "Yes," please provide a detailed explanation of how the applicant intends to include communities in its activities as Annexure 10B

SCHEDULE 11 – Value Add and Enterprise Development

- a) Section 11.1: If "Yes," provide a detailed explanation of how the applicant is involved in value adding processes, and what the processes are, as Annexure 11A. This section does not apply to the Demersal Shark, Hake Longline, or Squid application forms.
- Section 11.1 or Section 11.2: If "Yes," provide a detailed explanation of how the applicant is responsible for enterprise development as Annexure 11B.

SCHEDULE 12 – Performance (Financial)

- a) Section 12.1: Provide as Annexure 12A1 the relevant pages of the 2004 financial statements and mark with a highlighter (or underline/encircle with a red pen) the relevant parts on which the applicant relies for purposes of calculating the turnover.
- b) Section 12.2: Provide as Annexure 12A2, the relevant pages of the financial statements marked with a highlighter (or underline/encircle with a red pen) the relevant parts on which the applicant relies for purposes of completing Section 12.2.
- c) Section 12.3: Provide as Annexure 12A3, the relevant pages of the financial statements marked with a highlighter (or underline/encircle with a red pen) the relevant parts on which the applicant relies for purposes of completing Section 12.3.
- d) Section 12.4: Provide as Annexure 12A4, the relevant pages of the financial statements marked with a highlighter (or underline/encircle with a red pen) the relevant parts on which the applicant relies for purposes of completing Section 12.4.
- e) Section 12.5: Provide a detailed explanation of how the applicant intends to finance its entry into this fishery as Annexure 12B.

SCHEDULE 13 – Fishing / Harvesting Plan

Hake Longline:

- a) Section 13: If "Yes," provide a synopsis of the applicant's fishing plan as Annexure 13A, paying particular attention to:
 - days to be spent fishing per vessel nominated;
 - ii) areas to be targeted;
 - iii) species to be targeted and mix of species;
 - iv) expected size of species to be targeted:
 - v) detailed information regarding:
 - □ Age
 - □ Size
 - ☐ Gear (streamer line [tori line])

Schedules to the Cluster B New Entrant Application Forms

	 Modifications for the dumping of offal Fishing capacity and Processing capacity of each nominated vessel (where appropriate). The fishing plan must clearly demonstrate the applicant's ability to perform effectively in the fishery. 	텧
b)		
C)	Section 13.3: If "Yes," provide a detailed explanation of the experience and knowledge of the third princluding abbreviated curriculum vitae of individuals and profiles of entities to be used in this regard Annexure 13C.	
Se	eaweed	
a)	"" [22] " [22]	
b)	Section 13.2: If "Yes," provide a detailed explanation of the experience and knowledge the applicant at its disposal to target the resource as Annexure 13B. This explanation must provide details, include abbreviated curriculum vitae of individuals and profiles of entities to be used in this regard.	
c)	Section 13.3: If "Yes," provide a detailed explanation of the experience and knowledge of the third paincluding abbreviated curriculum vitae of individuals and profiles of entities to be used in this regard Annexure 13C.	
	Alliexure 130.	
	ark Demersal	
a)	Section 13: If "Yes," provide a synopsis of the applicant's fishing plan as Annexure 13A, par particular attention to:	ying
	ii) days to be spent fishing per vessel nominated; iii) areas to be targeted;	
	iv) species to be targeted and mix of species;	
	v) expected size of species to be targeted;	
	vi) detailed information regarding:	335
	□ Age □ Size	
	□ Gear	
	□ Fishing capacity and	
	 Processing capacity of each nominated vessel (where appropriate). The fishing plan must clearly demonstrate the applicant's ability to perform effectively in the fishery. 	
)	Section 13.2: If "Yes," provide a detailed explanation of the experience and knowledge the applicant at its disposal to target the resource as Annexure 13B. This explanation must provide details, include abbreviated curriculum vitae of individuals and profiles of entities to be used in this regard.	
;)	Section 13.3: If "Yes," provide a detailed explanation of the experience and knowledge of the third paincluding abbreviated curriculum vitae of individuals and profiles of entities to be used in this regard	
	Annexure 13C.	
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	Section 13: If "Yes," provide a synopsis of the applicant's fishing plan as Annexure 13A, pay	/ing
	particular attention to: i) days to be spent fishing per vessel nominated;	
	ii) areas to be targeted;	į.
	iii) species to be targeted and mix of species;	
	iv) expected size of species to be targeted;v) detailed information regarding:	
	□ Age	
	□ Size	
	Gear (jigging)	
	□ HACCP compliance □ Fishing capacity and	
	□ Processing capacity and □ Processing capacity of each nominated vessel (where appropriate).	
	The fishing plan must clearly demonstrate the applicant's ability to perform effectively in the fishery.	
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sch	nedules to the Cluster B New Entrant Application Forms 7	

- b) Section 13.2: If "Yes," provide a detailed explanation of the experience and knowledge the applicant has at its disposal to target the resource as Annexure 13B. This explanation must provide details, including abbreviated curriculum vitae of individuals and profiles of entities to be used in this regard.
- c) Section 13.3: If "Yes," provide a detailed explanation of the experience and knowledge of the third party, including abbreviated curriculum vitae of individuals and profiles of entities to be used in this regard as Annexure 13C.

Tuna Pole

- Section 13: If "Yes," provide a synopsis of the applicant's fishing plan as Annexure 13A, paying particular attention to:
 - days to be spent fishing per vessel nominated;
 - ii) areas to be targeted;
 - iii) species to be targeted and mix of species;
 - iv) expected size of species to be targeted;
 - v) detailed information regarding:
 - ☐ Age
 - □ Size
 - Gear (freezer or ice facilities)
 - ☐ Fishing capacity and
 - Processing capacity of each nominated vessel (where appropriate).

The fishing plan must clearly demonstrate the applicant's ability to perform effectively in the fishery.

- b. Section 13.2: If "Yes," provide a detailed explanation of the experience and knowledge the applicant has at its disposal to target the resource as Annexure 13B. This explanation must provide details, including abbreviated curriculum vitae of individuals and profiles of entities to be used in this regard.
- c. Section 13.3: If "Yes," provide a detailed explanation of the experience and knowledge of the third party, including abbreviated curriculum vitae of individuals and profiles of entities to be used in this regard as Annexure 13C.

West Coast Rock Lobster (Offshore)

- Section 13: If "Yes," provide a synopsis of the applicant's fishing plan as Annexure 13A, paying particular attention to:
 - Detailed information regarding:
 - Vessel Age
 - □ Vessel Size
 - Gear (freezer or ice facilities, maximum number of traps or hoopnets that the vessel can carry) and
 - Fishing capacity and of each nominated vessel (where appropriate).

The fishing plan must clearly demonstrate the applicant's ability to perform effectively in the fishery.

- b) Section 13.2: If "Yes," provide a detailed explanation of the experience and knowledge the applicant has at its disposal to target the resource as Annexure 13B. This explanation must provide details, including abbreviated curriculum vitae of individuals and profiles of entities to be used in this regard.
- c) Section 13.3: If "Yes," provide a detailed explanation of the experience and knowledge of the third party, including abbreviated curriculum vitae of individuals and profiles of entities to be used in this regard as Annexure 13C.

SCHEDULE 14 - By-Catch and Environmentally Sustainable Practices

- Section 14.1: Provide a detailed explanation of how the applicant manages by-catch, as Annexure 14A.
 (This question does not apply to the Squid, Seaweed and Tuna Pole application forms)
- Section 14.2: Provide a detailed explanation of measures put in place to reduce energy and fuel consumption on vessels and in processing facilities, as Annexure 14B.
- Section 14.3: Provide a detailed explanation of intended measures to reduce energy and fuel consumption on vessels and in processing facilities, as Annexure 14C.
- d) Section 14.4: Provide a detailed explanation of any research undertaken or sponsored by the applicant in relation to environmentally sustainable practices, as Annexure 14D.

Schedules to the Cluster B New Entrant Application Forms

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SCHEDULE F

EXPLANATORY NOTES TO THE NEW ENTRANT APPLICATION FORMS

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EXPLANATORY NOTES — NEW ENTRANT APPLICANTS WEST COAST ROCK LOBSTER (OFF SHORE), HAKE LONGLINE, SQUID, TUNA POLE, DEMERSAL SHARK AND SEAWEED

THE PURPOSE OF THE EXPLANATORY NOTES IS TO ASSIST APPLICANTS IN COMPLETING A NUMBER OF SECTIONS IN THE APPLICATION FORM. SOME SECTIONS ARE CONSIDERED TO BE SELF-EXPLANATORY AND ARE NOT COVERED IN THESE EXPLANATORY NOTES.

The MLRA is the Marine Living Resources Act 18 of 1998. A copy is available on the Department's website www.mcm-deat.gov.za.

SECTION 1: APPLICANT DETAILS

Sections 1.1 to 1.7 must be completed by all applicants. The applicant was required to provide the details required by sections 1.8.1 to 1.8.7d when it registered for an application form at www.mcm-deat.gov.za. These sections need only be completed if the applicant's details have changed since registration.

The applicant is requested, in Annexure 1A to provide a brief profile of the applicant organization, focusing on whether the applicant's business model includes other entities in the fishing industry namely a holding entity (defined as the owner of more than 50% of the applicant) and sister companies (also owned more than 50% by the holding entity) or joint venture partners.

The reason for this is that some sections allow the applicant to present information about the applicant and the holding entity and sister companies involved in the fishing industry (the "group of companies") or all the "joint venture partners" in the fishing industry. The purpose of the requesting information about entities other than the applicant is to permit economic units to present themselves via individual applications, and in this way to enable the delegated authorities to better compare applicants with one another. It is for the applicants to determine whether they operate in such a joint venture "economic unit" in a particular sector and whether they wish to present themselves as such. All the parties to the joint venture or group must agree to apply in this form where allowed to do so and consolidated information must then be presented consistently in all the relevant sections of this application and in applications for other sectors.

SECTION 2: FORM OF APPLICANT

2.1 and 2.2

The aim is to determine whether the applicant is involved in other sectors of the fishing industry

2.3

In terms of section 18 of the MLRA, commercial fishing rights may only be granted to a South African person, which is a term defined in section 1 of the Act. The aim of this section is to determine whether the applicant meets the requirements of this definition. In the case of a company or a close corporation, the majority of the shareholders or members must be South African persons.

2.5

Only information relating to the applicant company / close corporation should be included and not also information relating to other members of a group of companies or a joint venture.

SECTION 3: COMPLIANCE

3.1.1, 3.1.2, 3.1.3 and 3.1.4 Note: a "yes" answer will be presumed if the applicant fails to answer the question

In terms of the General policy and the applicable Fishery specific policies, various consequences may be attached to contraventions of the MLRA, the regulations or permit conditions, including the exclusion of the applicant and negative scoring. The aim of this section is to determine whether the applicant has been convicted of any such contravention and to assess the seriousness of the contravention.

3.2 Note: a "yes" answer will be presumed if the applicant fails to answer the question

Applicants must answer "yes" to the question, even if the asset detained, arrested or seized in terms of the MLRA or restrained or preserved in terms of the Prevention of Organised Crime Act, was later released. The circumstances surrounding the detention,

Explanatory Notes to the application forms for New Entrant: West Coast Rock Lobster (Off shore), Hake Longline, Squid, Tuna Pole, Shark Demersal and Seaweed (CLUSTER B)

arrest, seizure or restraint or preservation order and the outcome of the process, i.e. whether the asset was confiscated or forfeited to the State, must be dealt with in the annexure.

3.3 Note: a "yes" answer will be presumed if the applicant fails to answer the question

Applicants must answer "yes" to the question if any commercial fishing right or permit in any other sector has been revoked, cancelled, reduced or altered under section 28(3) of the MLRA. The circumstances must be explained in the annexure.

SECTION 4: VESSEL DETAILS

This section requires the applicant to furnish the details of each vessel nominated by the applicant. If the requested details are not available, the reasons for this must be explained in the annexure.

SECTION 5: CATCH UTILISATION

5.1 Note: a "yes" answer will be presumed if the applicant fails to answer the question

An applicant that has over- or under-caught its own allocation in any other fishery by more than 10% in any given year over the medium term right period must answer "yes" to this question. The reasons must be provided in the annexure.

5.2

This section requests details regarding the <u>applicant's</u> catch records during the medium term rights (2001 – 2005) period in other sectors. Applicants must not answer the question with reference to the Department's catch records. In the second column, the annual catch allocation for the three years must be completed and in the third column the actual catch must be specified in tons (nominal weight must be specified, and not landed weight or weight after the fish was headed and gutted etc). If a permit was not issued to the applicant for any year, the applicant must indicate 100% under-caught.

Example

	Year	Annual Catch Allocation (in tons)	Total Caught of Applicant's allocation (tons)	Percentage under-caught	Percentage over-caught
ì	2003 season	1 000	1 100	0%	10%

Actual tonnage caught (1 100 tons) minus total allowable catch allocated (1 000 tons) = 100. To establish the percentage, divide the difference by the TAC allocated and multiply it by 100. i.e. $(100/1000) \times 100 = 10\%$.

SECTION 6: TRANSFORMATION

6.1 and 6.2.1

The aim of these sections is to determine whether the applicant is required to comply with the Employment Equity Act. If required to comply, the next question is whether the applicant has fulfilled its duties under the Act. For purposes of answering these sections, only the applicant's data (and not the data of its holding company or JV partners) must be taken into consideration.

"Designated" employers are required to comply with the Act. A designated employer, in terms of section 1 of the Employment Equity Act is:

- a) an employer who employs 50 or more employees;
- b) an employer who employs fewer than 50 employees, but has a total annual turnover that is equal to or above the applicable annual turnover of a small business in terms of Schedule 4 of this Act. [which is R2 million per annum]; or
- c) .
- d) ...
- e) an employer bound by a collective agreement in terms of section 23 or 31 of the Labour Relations Act, which appoints it as a designated employer in terms of this Act, to the extent provided for in the agreement;

In terms of section 13 of the Employment Equity Act, the duties of designated employers are as follows:

- Every designated employer must, in order to achieve employment equity, implement affirmative action measures for people from designated groups in terms of this Act.
- A designated employer must
 - a) consult with its employees as required by section 16;
 - b) conduct an analysis as required by section 19;
 - c) prepare an employment equity plan as required by section 20; and

Explanatory Notes to the application forms for New Entrant: West Coast Rock Lobster (Off shore), Hake Longline, Squid, Tuna Pole, Shark Demersal and Seaweed (CLUSTER B)

 report to the Director-General on progress made in implementing its employment equity plan, as required by section 21.

6.3.1 Note: if the applicant is required to provide information of other entities the authorised representative of the other entity must attest to the declaration in section 16

The aim of this section is to determine the composition of the management of the applicant. If the applicant is more than 50% owned by another company or close corporation in the fishing industry (determined as specified in section 6.7.1 below) then the details of the board of directors/members of <u>both</u> the applicant and the holding entity must be provided in the annexure and the table must be completed by submitting the merged details of the boards of directors / members of <u>both</u> entities. If the applicant is involved in a Joint Venture ("JV") together with another company or close corporation (and the parties agree to present themselves in this form) then details of the boards of directors or members of <u>all</u> the JV partners must be provided in the annexure and the table must be completed by submitting the merged details of the boards of directors / members of <u>all</u> the JV partners.

6.3.2 Note: if the applicant is required to provide information of other entities the authorised representative of the other entity must attest to the declaration in section 16

This section requires the applicant to provide details regarding employees that earn the highest salaries (calculated on a total cost to company basis). This information will be treated as confidential and may be submitted separately in the sealed envelope.

As in section 6.3.1 above, if the Applicant is more than 50% owned by another company or close corporation (determined as specified in section 6.7.1 below) then details of the highest salary earners of <u>both</u> the applicant and the holding entity must be provided in the annexure and the table must be completed by submitting the merged details of the highest salary earners of <u>both</u> entities. If the Applicant is involved in a Joint Venture ("JV") together with another company or close corporation (and the parties agree to present themselves in this form) then details of the highest salary earners of <u>all</u> the JV partners must be provided in the annexure and the table must be completed by submitting the merged details of <u>all</u> the JV partners.

Total cost to company includes benefits and bonuses, but excludes dividends. Applicants that employ 165 or fewer employees must provide the details of their top salary earners as indicated in the table in the application form. Applicants that employ more than 165 people must first determine the top 3% and then provide details of those employees (up to a maximum of 90). Designation or actual title held by the employee, as indicated on the organogram or organizational structure, must be provided.

Example: If the applicant employs 2500 people, the applicant determines the top 3% by multiplying this number by 0.03 (2500 x 0.03 = 75). The applicant must then provide the details of those 75 employees. The applicant must not provide the details of more than 90 employees, regardless of the number of employees the applicant has in the top 3%.

If applicable, the number of employees of holding entities or JV partners must be added to the number of employees of the applicant, as set out in the example below.

Example: If the applicant employs 75 people, and the holding entity employs 125 people, the two entities combined employ 200 people. The applicant must determine the top 3%: $200 \times 0.03 = 6$. The details of the two entities should be merged, and the details of the top six salary earners of the merged list should be entered in the table at 6.3.2.

6.4.1 Note: if the applicant is required to provide information of other entities the authorised representative of the other entity must attest to the declaration in section 16

This section requires the applicant to provide details of income levels within the organization at 28 February 2005.

As in sections 6.3.1 and 6.3.2 above, if the applicant is involved in a Joint Venture ("JV") together with another company or close corporation (and the parties agree to present themselves in this form) then the salary levels of <u>all</u> the JV partners must be provided in the annexure and the table must be completed by submitting the merged details of <u>all</u> the JV partners. If the Applicant is more than 50% owned by another company or close corporation (determined as specified in section 6.7.1 below) then the salary levels of the holding entity, the Applicant <u>and any sister companies also more than 50% owned by the holding entity</u> must be provided in the annexure and the table must be completed by submitting the merged details of the group (applicant, holding entity and sister company) of companies.

Example

1 Monthly Income	Number of employees in this level (total of Group or IV, if applicable)	Percentage of Total Employees	Number of Black Employees in this level (total of Group or JV, if applicable)	Percentage of Total Black Employees	Number of Female Employees in this level (total of Group or JV, if applicable)
< R 2 500	100	80%	80	90 %	70

Divide the employees in this income level by the total number of employees, and multiply by 100

Divide the number of black employees in this income level by the total number of black employees, and multiply by 100

Demersar and Scaweed (CLOSTER D)

6.5 Note: if the Applicant relies on information of other entities the authorised representative of the entity must attest to the declaration in section 16

This question requires the applicant to complete the employment equity profile of the applicant in respect of occupational levels. Designated employers and employers that comply voluntarily with the Employment Equity Act should complete the table with the most recent figures submitted to the Department of Labour. Applicants that are not designated should complete the tables with reference to its employees date of application and having regard to the definitions of the occupational levels set out in annexure 2 of the Regulations to the Employment Equity Act. Annexure 2 provides as follows:

Employment Equity Act 55, 1998

WHAT IS THE PURPOSE OF THIS ANNEXURE?

Job evaluation or grading systems are used by many organisations to measure jobs according to their content and establish comparative worth between jobs.

This annexure provides a table of equivalent occupational levels which may be used by employers when completing forms EEA 2 and EEA 4.

INSTRUCTIONS

The table [below] indicates the occupational levels within organisations as determined through the use of different job evaluation or grading systems. The table provides equivalent levels from each of these job evaluation systems.

Organisations that make use of neither one of the job evaluation systems [in the table below], nor a customised system linked to one of these, should use the Semantic Scale for guidance in determining occupational levels within that organisation.

Equivalent occupational levels

Semantic Scale	Paterson		Peromnes	Hay	Castellion
Top Management	F	F	[++		14
Senior Management	E	E UPPER E LOWER	1 2 3	1 2	13
Professionally qualified, experienced specialists and mid- management	D	D UPPER D LOWER	4 5 6	3	12 11 13
Skilled technical and academically qualified workers, junior management, supervisors, foremen, superintendents	C	C UPPER	7 8 9 10 11	5 6 6A 7 8	9
Semi-skilled and discretionary decision making	В	B UPPER B LOWER	12 13 14 15 16	9 10 11	7 6 5 4
Unskilled and defined decisionmaking	Α .	A	17 18 19	12 13	3 2 1

As in section 6.4.1 above, if the applicant operates in a Joint Venture ("JV") together with another company or close corporation, (and the parties agree to present themselves in this form) then the occupational levels of <u>all</u> the JV partners must be provided in the annexure and the table must be completed by submitting the merged details of <u>all</u> the JV partners. If the applicant is more than 50% owned by another company or close corporation (determined as specified in section 6.7.1 below) then the occupational levels of the holding entity, the Applicant <u>and any sister companies also more than 50% owned by the holding entity and involved in the</u>

<u>fishing industry</u> must be provided in the annexure and the table must be completed by submitting the merged details of the group (applicant, holder entity and sister company) of companies.

Example

If Company A is a designated employer, the information from the most recent EEA 2A form should be completed in the table. If Company A is not a designated employer, the occupational levels of employees should be determined in the manner set out above as at date of application and the table completed with this data.

Once the number of employees per level is determined, the percentages are to be worked out. For example, Company A employes seven senior officials and managers. Of the seven employees in the occupational category, 1 is an african male, 2 are coloured males, 2 are white males, 1 is an indian female and 1 is a white female. In order to determine the percentages take the number of employees from each designated group in the occupational level and divide it by the total number of employees in the occupational level and multiply by 100.

A = African, C = Coloured, I = Indian, W = White, F = Female and ACI = African, Coloured and Indian

										Tot	als
Occupational Categories		A No.	A %	C No.	C %	I No.	I %	W No.	W %	ACI%	F%
Senior Officials and Managers	Male	1	14%	2	28%	0	0%	2	28%	42%	
(Total of JV or Group, if applicable)	Female	0	0%	0	0%	1	14%	1	15%		29%

6.6

Applicants must provide the figures relating to top and senior management / senior officials provided in their 2001 application forms if they applied in 2001. Applicants must provide the figures relating to professionally qualified and experienced specialists and midmanagement provided in their 2001 application forms if they applied 2001.

6.7.1 Note: do not complete the shaded areas of the table

The first row must only be completed if the applicant applied in 2001.

The second row requires applicants to provide details regarding the shareholding held by black persons and the unrestricted voting rights and economic interest (in the form of entitlement to dividends) attached to black shareholding in the Applicant (not the holding entity, group or JV partners unless this information is relevant for purposes of applying the flow-through principle). The chairperson of the board of directors of the applicant must submit an affidavit regarding the shareholding, the voting rights and the economic interest held by blacks in the applicant in the relevant annexure. In determining the percentage black shareholding, voting rights and economic interest, the flow through principle must be used, provided that:

- pension funds and organs of state are to be regarded as neutral and the percentage black shareholding should be calculated without reference to shares held by such entities;
- if the percentage black shareholding, voting rights or economic interest of a particular shareholder cannot be determined, detailed reasons must be provided;

- for purposes of determining voting rights, a shareholder is to be regarded as 100% black if that shareholder is owned more than 50% by a natural person who is black; and
- the percentage "shareholding", "economic interest" and "voting rights" of black persons in a trust must be determined with reference to the rights of beneficiaries in terms of the trust deed.

The flow through principle is defined as: "Flow-through principle" refers to the tracking of economic benefits when determining a score for BEE ownership. Entities are scored on the entitlement of black people to exercise voting rights and to participate in the economic interest of the enterprise. The purpose of the flow-through principle is to ensure that all companies, regardless of their structure, are scored uniformly with respect to their BEE ownership. The flow-through principle states that only voting rights and economic interest to which black people who are natural persons are entitled, are taken into account. Should entitlement to voting rights and/or economic interest be held by juristic persons, only voting rights and economic interest to which black natural persons are entitled in that juristic person will be taken into account. The same principle is applied consistently throughout the chain of ownership with respect to juristic persons until such time as that chain terminates in the entitlement of the natural person, who is a black person, to such voting rights and/or economic interest."

"Indirect ownership" means ownership of an equity interest in an enterprise where such equity interest entitles the holders to participate in the economic interest (such as dividends) flowing to the shareholders of that enterprise, but not directly in the voting rights of that enterprise. Voting rights can be exercised indirectly through a conduit such as a trust or a superannuation scheme.

Indirect ownership must be taken into account for purposes of measuring the percentage black shareholding and, if applicable, the percentage economic interest and voting rights held a black person in the applicant. If <u>no</u> voting rights are attached to indirectly owned equity, then black ownership of such equity may not be taken into account when determining black voting rights. However, where the voting rights are merely exercised indirectly (through a conduit), black ownership of the equity must be taken into account when determining black voting rights.

Example: The applicant has four shareholders. One of these shareholders is a natural person named AA, who is black and owns 10% of the economic interest and voting rights. Two of the other shareholders are companies and the third is a pension fund. Company A holds 30% of the shares and is 51% owned by a black person and 49% by a white person. Company B holds 40% of the shares and is 40% owned by a natural person who is white and 60% owned by company Z, that is in turn 80% owned by a white person and 20% by a black person. The Pension Fund holds the remaining 20% of the issued shares. The percentage black shareholding, voting rights and economic interest is as follows:

Year 2005 (at date of application)	Percentage Shareholding held by black persons	Percentage voling rights held by black shareholders	Percentage economic interest held by black shareholders (entitlement to dividencis)
	37.625	56	37.625

AA contributes 12.5% (10/80) to all three categories, Company A contributes 19.125% (30/80 X 51/100) to shareholding and economic interest and 37.5% (30/80 X 100) to voting rights, Company B contributes 6% (40/80 X 60/100 X 20/100) to all three categories and the pension fund is disregarded.

6.7.2

The shareholding, voting rights and economic interest of women are calculated in the same manner as described under section 6.7.1 above. Again, the section must be answered with reference to the data of the applicant alone. The information relating to holdings entities, sister companies and JV partners may not be taken into account unless these entities hold equity in the applicant and this information must be taken into account when applying the flow-through principle.

6.7.3, 6.7.4, 6.7.5, 6.7.6, 6.7.7, 6.7.8 and 6.7.9

These sections must be answered with reference to the data of the applicant alone. Information relating to holding entities, sister companies and JV partners may not be taken into account, but details of group share schemes may be provided in the relevant annexure.

6.8.1, 6.8.2, 6.8.3, 6.8.4, 6.8.5, 6.8.6, 6.8.7, 6.8.8 and 6.8.9 Note: do not complete shaded areas of the form

These sections must be answered with reference to the data of the applicant alone. Information relating to JV partners may not be taken into account. The flow-through principle obviously has no application to close corporations. The percentage voting rights and profit distribution must be determined with reference to the membership agreement of the close corporation. If no such agreement exist or the agreement is silent on the issue, then voting rights and economic interest must be taken to be the same as the percentage membership interest.

6.9

This question requires the applicant to provide information on the extent to which it has achieved the targets set in the Transformation Plan submitted as part of the 2001 application process. The section must be answered with reference to the data of the applicant alone. The information relating to holdings entities, sister companies and JV partners may not be taken into account.

6.10 Note: if the Applicant relies on information of other entities the authorised representative of that entity must attest to the declaration in section 16

This section requires the applicant to provide information relating to compliance with section 3 of the Skills Development Levies Act 9 of 1999. The questions in the first two columns (the submission/approval of a Workplace Skills Plan and an Annual Training Report) must be answered with reference to the data of the applicant alone. In respect of the last three columns (rand amount paid to SARS, percentage salaries bill spent on training and percentage of training budget spent on black employees), if the applicant operates in a Joint Venture ("JV") together with another company or close corporation, then the salary bills of <u>all</u> the JV partners must be provided in the annexure and the table must be completed by submitting the merged details of <u>all</u> the JV partners. If the Applicant is more than 50% owned by another company or close corporation (determined as specified in section 6.7.1 above) then the salary bills of the holding entity, the Applicant and any sister companies also more than 50% owned by the holding entity, applicant and sister companies) of companies.

To determine the "percentage of payroll spent on training" divide the actual annual amount spent on training by the total annual payroll cost and multiply the result by 100 to determine the percentage value.

Example

Company X has an annual salary bill cost of R 1 000 000,00. The company has spent R 10 000,00 on training for all employees. (R10 000,00/R1 000 000) = $0.001 \times 100 = 1\%$).

6.11 Note: if the Applicant relies on information of other entities the authorised representative of that entity must attest to the declaration in section 16

This question requires the applicant to indicate whether it participated in a learnership programme in 2004. Participation in a learnership programme means that the applicant has registered a learnership agreement with the SETA as per the Regulations Concerning the Registration of Intended Learnerships and Learnership Agreements published under the Skills Development Act 97 of 1998 in Government Notice No. R. 330 of 3 April 2001. If applicable, the questions in these sections must be answered with reference to the merged data of all the entities in a group or a JV.

6.12, 6.13, 6.14.1, 6.14.2, 6.15, 6.16, 6.17, 6.18, 6.19, 6.20, 6.21, 6.22, 6.23 and 6.24

Note: if the Applicant relies on information of other entities the authorised representative of that entity must attest to the declaration in section 16

If applicable, the questions in these sections must be answered with reference to the merged data of all the entities in a group or a JV. The percentage black ownership, referred to in section 6.22, must be calculated as described above in section 6.7.1.

SECTION 7: SAFETY

This section requires the applicant to provide information that relates to safety, including the requirements of the South African Maritime Safety Authority.

7.1

Sections 312 and 313 of the Merchant Shipping Act, 57 of 1951 creates certain offences including the failure to comply with a duty under the Act such as the duty to ensure that an unseaworthy vessel does not leave port and the failure to properly man a vessel.

7.2, 7.3, 7.4, 7.5, 7.7 and 7.8

The Maritime Occupational Safety Regulations, 1994, the Crew Accommodation Regulations, 1961 and the Merchant Shipping (Safe Manning Regulations) were passed in terms of the Merchant Shipping Act, 57 of 1951. These are available at www.mcm-deat.gov.za. Marine Notice No 26 of 2004 is also available at the website.

7.9

Compliance with the Compensation for Occupational Injuries and Diseases Act 130 of 1993 means compliance with Sections 80 to 88 of the Act which provides as follows:

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"Obligations of employers to register with commissioner and to furnish him with particulars

- An employer carrying on business in the Republic shall within the prescribed period and in the prescribed manner register with the commissioner, and shall furnish the commissioner with the prescn3bed particulars of his business, and shall within a period determined by the commissioner furnish such additional particulars as the commissioner may require.
- The particulars referred to in subsection (1) shall be furnished separately in respect of each business carried on by the employer.
- An employer shall within seven days of any change in the particulars so furnished notify the commissioner of such change.

Obligations of employers to keep record

An employer shall keep a register or other record of the earnings and other prescribed particulars of all the employees, and shall at all reasonable times produce such register or record or a microfilm or other microform reproduction thereof on demand to an authorized person referred to in section 7 for inspection.

Contributions by employers individually liable and mutual associations

Notwithstanding any provision to the contrary contained in this Act, the employers individually liable and the mutual associations shall pay annually to the Director-General in such manner and at such times as he may determine, such portion of the expenditure incurred by him in the administration of the provisions of this Act as he may deem equitable."

7.13

The Marine Pollution (Prevention of Pollution from Ships) Act 2 of 1986 and the Marine Pollution (Control and Civil Liability) Act 6 of 1981 are available at www.mcm-deat.gov.za.

SECTION 8: JOB CREATION

8.1.1 Note: if the applicant relies on the information of other entities, the authorised representative of that entity must attest to the declaration in section 16

The first row must only be completed if the applicant applied in 2001.

The aim of sections 8.1.2 and 8.1.3 is to establish the number of jobs provided by the applicant, and the total amount spent on salaries over the medium term right period, in each sector in which the applicant holds a right. In section 8.1.1 the total number of jobs created and amount spend on salaries in the fishing industry must be completed. The information must be used to determine the number of jobs provided per ton of fish (or per unit of effort) allocated in the sector concerned (in section 8.1.3), and the amount spent on salaries per ton (or per unit of effort) allocated in the sector concerned (in section 8.1.2). In order to determine the number of jobs and amounts spent on salaries per unit allocated in the sector concerned, applicants (or their holding or sister companies and JV partners) involved in industries other than the fishing industry may not take jobs provided or salaries spent in such industries into account

Applicants involved in industries other than the fishing industry must submit (in the annexure) a breakdown of jobs provided and salary amounts spent in the fishing industry and in other industries. Only jobs provided or the amounts spent on salaries in the fishing industry may be taken into account when completing section 8.1.1. Applicants involved in other fishing sectors must submit (in the annexure) a breakdown of jobs provided and amounts spent on salaries on a per sector basis. As it is difficult to accurately determine the exact number of employees and salaries spent on a per sector basis, a rough estimate or division will suffice, provided that the same apportionment is used in any other application made by the applicant.

If the applicant is involved in a Joint Venture ("JV") together with another company or close corporation, or if the Applicant is more than 50% owned by another company or close corporation (determined in the manner specified in section 6.7.1), then all the jobs provided or amounts spent on salaries by the JV partners or the group (i.e. the applicant, the holding entity and sister companies) may be taken into account, provided that the same principles set out above are applied. In other words, JV's and groups involved in other industries or fishing sectors may not take into account jobs provided or amounts spent on salaries in other industries. Only jobs provided or amounts spent on salaries in other fishing sectors by the JV or group may be taken into account when completing section 8.1.1. If applicable, a breakdown of jobs provided and amounts spent on salaries in the fishing industry and other industries or a breakdown of jobs provided and amounts spend on salaries in other sectors must be provided in the annexure. A rough estimate or division will suffice, provided that the JV or group uses the same apportionment in any other application for a fishing right made by the applicant or any member of the JV or the group. There may be no double claiming of jobs. In other words, the number of jobs claimed in all applications made by members of the JV or group may not amount to more than the total number of jobs provided by the JV or group.

8.1.2 and 8.1.3:

These sections requires applicants to furnish details regarding jobs provided and salaries per ton (or per unit of effort) allocated on the basis of the information provided in section 8.1.1 above.

Explanatory Notes to the application forms for New Entrant: West Coast Rock Lobster (Off shore), Hake Longline, Squid, Tuna Pole, Shark Demersal and Seaweed (CLUSTER B)

Example Annual Catch Allocation (in tons) to the Total Annual Salary Bill (in relation to this fishery) How much does the applicant spend on applicant in this fishery in 2004 2004 Financial Year End as per Table 8.1.1 wages/salaries per ton allocated? 5 000 R200 Divide the Total Annual Wage/Salaries Bill (1 000 000) by the TAC Allocated (5000) = R200 per ton.

Example

TAC Allocated in 2005 (in tons) in this fishery	Total Employees (in relation to this fishery) at date of application	How many people does the applicant employ per ton allocated?
5 000	1 000	

Divide the total number of employees provided in this fishery (1000), by the TAC allocated to the applicant (5000) [1000/5000=0.2]

SECTION 9: INVESTMENT

8.1.4 Note: do not complete shaded areas and if the applicant relies on information of other entities the authorised representative of that entity must attest to the declaration in section 16

If applicable, this section must be answered with reference to the merged data of all the entities in a group or a Joint Venture.

9.1.1 and 9.1.2

Note: do not complete shaded areas and if the applicant relies on information of other entities the authorised representative of that entity must attest to the declaration in section 16

In sections 9.1.1 and 9.1.2, the total book and insured values of fixed assets used in the fishing industry must be completed.

The aim of sections 9.1.3 and 9.1.4 is to establish the rand value of harbour and sea-based assets of the applicant for each sector in which the applicant holds a right. This will be used to determine the value of harbour and sea-based assets per ton of fish (or per unit of effort) allocated in each sector concerned (in sections 9.1.3 and 9.1.4). In order to determine the value of assets per unit allocated in the sector concerned, applicants (or their holding entity or sister companies and JV partners) involved in industries other than the fishing industry may not take assets used in other industries into account.

Applicants involved in industries other than the fishing industry must provide a breakdown of assets used in the fishing industry and in other industries in the relevant annexure (separately for book and insured values). Only assets used in the fishing industry may be taken into account when completing sections 9.1.1 and 9.1.2. Applicants involved in other fishing sectors must provide a breakdown of assets used on a per sector basis in the relevant annexure (separately for book and insured values). As it is difficult to accurately apportion assets on a per sector basis, a rough estimate or division will suffice, provided that the same apportionment is used in any other application for a commercial fishing right made by the applicant during the long term rights allocation process.

If the applicant is involved with other entities in the form of a Joint Venture ("JV"), or if the applicant is more than 50% owned by another company or close corporation (determined as specified in section 6.7.1 above), then all the assets used by the JV partners or group (ie the applicant, the holding company and sister companies) may be taken into account, provided that the same principles set out above are applied. In other words, JV's and groups involved in other industries may not take into account assets used in other industries. Only assets used in the sector concerned by the JV or group may be taken into account when completing sections 9.1.3 and 9.1.4. If applicable, a breakdown of assets used in the fishing industry or other industries or a breakdown of assets used in other sectors must be provided in the relevant annexure (separately for book and insured values). A rough estimate or division will suffice, provided that the JV or group uses the same apportionment in any other application for a commercial fishing right made by the applicant, a member of the group or the JV. There may be no double claiming of assets. In other words, the value of assets claimed in all applications made by members of the JV or group may not amount to more than the total value of the assets used by members of the JV or group in the fishing industry.

9.1.3:

This question requires the applicant to provide information regarding the value of investment per ton (or per unit of effort) allocated. The information provided in section 9.1.1. must be used.

Company X was allocated a TAC of 5000 tons. The value of its harbour and sea-based assets at financial year end 2004 in the applicable sector was R5 000 000. The value of land based assets were R 4000 000. The value of harbour and sea-based assets per ton allocated to it is calculated as follows:

Book Value of Land-Based Assets per ton allocated to th applicant	Book Value of Harbour and Sea- based Assets per ton allocated to the applicant	Book Value (in rands) of land based assets at 2004 financial year end	Book Value (in rands) of harbour and sea-based assets at 2004 financial year end	Annual Catch Allocation (in tons) to the applicant in 2004
R800,0	R1 000,00	R4 000 000	R5 000 000.00	5 000

Divide the value of harbour and sea based assets (5 000 000) by the TAC allocated to the applicant in 2004 (5000) 15 000 000/5 000=R1 000)

Divide the total value of land based assets (4 000 000) by the TAC allocated to the applicant in 2004 (5000) 14 000 000/5 000=R800]

SECTION 10: LOCAL ECONOMIC DEVELOPMENT

This section requires the applicant to provide information regarding the landing of catches at harbours/landing sites in 2004, and intentions regarding the landing of catches. Use nominal tons (not weight after the fish has been headed and gutted etc).

10.1:

This question requires the applicant to provide detailed information regarding harbours where it landed catches in 2004 in respect of other fisheries.

SECTION 11: VALUE ADDING & ENTERPRISE DEVELOPMENT

This section requires applicants to provide information regarding value adding and enterprise development activities that the applicant has undertaken. Value adding includes on-board processing.

Enterprise development may take a variety of forms including the direct investment in Black Owned and Black Empowered SMMEs enterprises (a small, medium or micro enterprise); joint ventures with Black Owned and Black Empowered SMMEs that result in "substantive" skills transfer; the provision of mentorship, business relationships and linkages which, in turn, provide business opportunities to these enterprises; twinning initiatives with Black Owned and Black Empowered SMME's which result in cost saving or revenue generation for those SMME's.

"Black Owned SMME" means a small, medium or micro enterprise (less than 100 full-time employees and less than R 4 million rand turnover and less than R 4 million rand gross asset value, fixed property excluded) which has more than 50% black ownership (if a company calculated as set out in section 6.7.1 above and if a close corporation, calculated with reference to membership interest) and more than 50% black management (top and senior management / senior officials, determined with reference to the approach to occupation categories set out in section 6.5 above).

"Black Empowered SMME" means a small, medium or micro enterprise (less than 100 full-time employees and less than R 4 million rand turnover and less than R 4 million rand gross asset value, fixed property excluded) which has more 25% black ownership (if a company calculated as set out in section 6.7.1 above and if a close corporation, calculated with reference to membership interest) and more than 50% black management (top and senior management / senior officials, determined with reference to the approach to occupation categories set out in section 6.5 above).

SECTION 12: FINANCIAL PERFORMANCE

12.1 Note: if the applicant relies on the information of other entities, the authorised representative of that entity must attest to the declaration in section 16

The aim of this section is to establish turnover of the applicant. Provide the turnover as per the financial statements for Applicants involved in industries other than the fishing industry and other sectors <u>may</u> take turnover generated in such other industries / sectors into account. Applicants involved in industries other than the fishing industry and other sectors must provide a breakdown of turnover in the fishing industry and in other industries and a breakdown of turnover per sector in the annexure. As it is difficult to accurately apportion turnover on a per industry or sector basis, a rough estimate or division will suffice, provided that the same apportionment is used in any other application made by the applicant. In other words, the same breakdown must be provided by the applicant in applications for commercial rights in other sectors.

12.2, 12.3 and 12.4

These questions require the applicant to provide information from its audited or verified financial statements.

SECTION 13: FISHING PLAN

This section requires the applicant to provide information regarding its fishing plan.

SECTION 14: BY-CATCH AND ENVIRONMENTALLY SUSTAINABLE PRACTICES

This section requires the applicant to provide information regarding by-catches and environmentally sustainable practices.

SECTION 15: LEVIES

Explanatory Notes to the application forms for New Entrant: West Coast Rock Lobster (Off shore), Hake Longline, Squid, Tuna Pole, Shark Demersal and Seaweed (CLUSTER B)

This section requires the applicant to provide information regarding levies paid during the medium term right period.

VERDUIDELIKENDE NOTAS – NUWE INKOMELING AANSOEKERS WESKUSKREEF (DIEPWATER), STOKVIS LANGLYN, INKVIS, TUNA-PAAL, BODEMHAAI EN SEEWIER

DIE DOEL VAN DIE VERDUIDELIKENDE NOTAS IS OM AANSOEKERS TE HELP MET VOLTOOING VAN 'N AANTAL AFDELINGS IN DIE AANSOEKVORM. SEKERE AFDELINGS WORD GEAG SELFVERDUIDELIKEND TE WEES EN WORD NIE IN HIERDIE VERDUIDELIKENDE NOTAS GEDEK NIE.

Die WLMH is die Wet op Lewende Mariene Hulpbronne 18 van 1998. 'n Afskrif is beskikaar op die Departement se webruimte by www.mcm-deat.gov.za.

AFDELING 1: AANSOEKER SE BESONDERHEDE

Afdelings 1.1 tot 1.7 moet voltooi word deur alle aansoekers. Daar was van aansoekers vereis om die besonderhede te verskaf vereis deur afdelings 1.8.1 to 1.8.7d toe die aansoeker 'n aansoekvorm afgehaal het. Hierdie afdelings hoef slegs voltooi te word indien die aansoeker se besonderhede verander het sedert registrasie.

Die aansoeker word versoek, om in Aanhangsel 1A 'n bondige profiel van die aansoeker se organisasie te verskaf, wat fokus op of die aansoeker se besigheidsmodel ander entiteite in die visvangindustrie insluit, naamlik 'n houer-entiteit (gedefinieer as die eienaar van meer as 50% van die aandele van die aansoeker) en sustermaatskappye (ook meer as 50% besit deur die houer-entiteit) of gesamentlike onderneming vennote.

Die rede hiervoor is omdat sekere afdelings die aansoeker om inligting te voorsien aangaande die aansoeker en die houer-entiteit en suster maatskappye betrokke in die visvangindustrie (die "groep maatskappye") of al die gesamentlike onderneming vennote in die visvangindustrie. The doel van die versoek vir inligting oor entiteite anders as die aansoeker is om ekonomiese eenhede toe te laat om hulleself voor te stel by wyse van individuele aansoeke, en om op hierdie manier die gedelegeerde owerheid in staat te stel om aansoekers beter met mekaar te vergelyk. Dit is vir die aansoekers om vas te stel of hulle werksaam is in so 'n "ekonomiese eenheid" en of hulle hulself so will voorstel. Al die partye tot die gesamentlike onderneming of groep moet ooreenstem om aansoek te doen in hierdie vorm waar toegelaat om dit te doen en gekonsolideerde inligting moet dan konsekwent voorsien word in al die relevante afdelings van hierdie aansoek en in aansoeke in ander sektore.

AFDELING 2: VORM VAN DIE AANSOEKER

2.1 en 2.2

Die oogmerk is om vas te stel of die aansoeker betrokke is ander sektore van die visvangbedryf.

2.3

In terme van artikel 18 van die WLMH, mag kommersiële visvangregte slegs aan Suid Afrikaanse persone toegeken word, wat 'n term is wat gedefinieer word in artikel 1 van die Wet. Die oogmerk van hierdie afdeling is om te bepaal of die aansoeker voldoen aan die vereistes van hierdie definisie. In die geval van 'n maatskappy of beslote korporasie moet die meerderheid van die aandeelhouers of lede Suid Afrikaanse persone wees.

2.5

Slegs inligting met betrekking tot die aansoeker maatskappy / beslote korporasie moet verskaf word en nie ook inligting met betrekking tot ander lede van 'n groep maatskappye of gesamentlike onderneming nie.

AFDELING 3: WETSNAKOMING

3.1.1, 3.1.2, 3.1.3 en 3.1.4

Neem Kennis: 'n "ja" antwoord sal veronderstel word indien die aansoeker versuim om die vraag te beantwoord

In terme van die Algemene beleid en die toepaslike Vissery-spesifieke beleide mag verskeie gevolge geheg word aan oortredings van die WLMH, die regulasies of permitvoorwaardes, insluitend die uitsluiting van die aansoeker en negatiewe punte toekenning. Die oogmerk van hierdie afdeling is om vas te stel of die aansoeker skuldig bevind is van enige sodanige oortreding en om die erns van die oortreding te bepaal.

3.2 Neem Kennis: 'n "ja" antwoord sal veronderstel word indien die aansoeker versuim om die vraag te beantwoord

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Aansoekers moet "ja" op die vraag antwoord, selfs al is die bate aangehou, gearresteer of op beslag gelê in terme van die WLMH of ingekort of gepreserveer in terme van die Wet op die Voorkoming van Georganiseerde Misdaad, later losgelaat. Die omstandighede aangaande die aanhouding, arrestasie, beslaglegging, of inkorting of preserveringsbevel en die uitkoms van die proses, m.a.w. of die bate gekonfiskeer or verbeurdverklaar is aan die staat, moet behandel word in die aanhangsel.

Neem Kennis: 'n "ia" antwoord sal veronderstel word indien die aansoeker versuim om die vraag te 3.3

Aasoekers moet "ja" op die vraag antwoord, slegs indien die aansoeker se reg of permit in enige ander sektor teruggetrek, gekanselleer, verminder of gewysig is in terme van artikel 28(3) van die WLMH. Die omstandighede moet verduidelik word in die aanhangsel.

AFDELING 4: VAARTUIGBESONDERHEDE

Hierdie afdeling vereis van die aansoeker om die besonderhede te verskaf van elke vaartuig genomineer deur die aansoeker. Indien die aangevraagde besonderhede nie beskikbaar is nie moet die rede hiervoor verduidelik word in die aanhangsel.

AFDELING 5: VANGSBENUTTING Neem Kennis: 'n "ja" antwoord sal veronderstel word indien die aansoeker versuim om die vraag te 5.1 beantwoord

'n Aansoeker wat 10% meer of 10% minder as sy eie toekenning gevang het in enige ander vissery in enige gegewe jaar oor die duur van die medium termyn regte periode moet "ja" antwoord op hierdie vraag. Redes moet verskaf word in die aanhangsel.

Hierdie afdeling vereis besonderhede aangaande die aansoeker se vangsrekords gedurende die medium termyn (2001 - 2005) regte periode in ander sektore. Aansoekers moet nie die vraag beantwoord met verwysing na die Departement se vangsrekords nie. Sover as wat dit werklike vangste of seewier geoes aangaan moet nominale gewig gespesifiseer word en nie gelande gewig of gewig nadat die koppe afgesny en die vis gevlek is nie, ens. Indien 'n permit nie uitgereik is aan die aansoeker vir enige jaar nie, moet die aansoeker 100% ondervangs aantoon.

Voorbeeld

	likse Vangs Totaal geva kenning (in Aansoeker se t		Persentasie oorvangs
2003 seiso <u>en</u> 1 000	trieke ton) (nominale 1 100	fon) 0%	10%

Werklike tonnemaat gevang (1100 ton) minus totale toelaatbare vangs toegeken (1 000 ton) = 100 ton. Om die persentasie vas te stel, deel die verskil deur die TTV toegeken en vermenigvuldig dit met 100. i.e. (1000/10 000) x 100 = 10 %.

6.1 en 6.2.1

Die oogmerk van hierdie afdelings is om vas te stel of daar van die aansoeker vereis word om te voldoen aan die Wet op Diensbillikheid. Indien daar van die aansoeker vereis word om te voldoen is die volgende vraag of die aansoeker sy verpligtinge onder die Wet nagkom het. Vir doeleindes van die beantwoording van hierdie afdelings moet slegs data van die aansoeker (en nie die data van sy houerentiteit, sustermaatskappye of Gesamentlike-Ondernemings ("GO") vennote nie) verskaf word en sal in aanmerking geneem word.

Daar word van "Aangewese" werkgewers vereis om te voldoen aan die Wet. 'n Aangewese werkgewer in terme van artikel 1 van die Wet op Diensbillikheid is:

- 'n werkgewer wat 50 of meer werknemers in diens het;
- 'n werkgewer wat minder as 50 werknemers in diens het, maar wat 'n totale jaarlikse omset het wat gelyk is aan of bo die toepaslike jaarlikse omset van 'n klein besigheid in terme van Skedule 4 van hierdie wet [wat R2 miljoen per jaar is];
- f)
- g) ...
- 'n werkgewer gebind aan 'n kollektiewe ooreenkoms in terme van artikel 23 of 31 van die Wet op Arbeidsverhoudinge wat die werkgewer aanstel as 'n aangewese werkgewer in terme van hierdie Wet, tot die mate waarin voorsiening gemaak in die ooreenkoms.

In terme van artikel 13 van die Wet op Diensbillikheid is die verpligtinge van aangewese werkgewers as volg:

- Elke aangewese werkgewer moet, ten einde diensbillikheid te bewerkstellig, regstellende aksie maatreëls implementeer vir mense van aangewese groepe in terme van hierdie Wet.
- 2) 'n Aangewese werkgewer moet
 - a) oorleg pleeg met sy werknemers soos vereis deur artikel 16;
 - b) 'n analise doen soos vereis deur artikel 19;
 - c) 'n diensbillikheidsplan voorberei soos vereis deur artikel 20; en
 - rapporteer aan die Direkteur-Generaal oor vordering gemaak in die implementering van die diensbillikheidsplan, soos vereis deur artikel 21.

6.3.2 Neem kennis: as daar van die aansoeker vereis word om inligting van ander entiteite te voorsien moet die gemagtigde verteenwoordiger van die ander entiteit die deklarasie in afdeling 16 af lê.

Die oogmerk van hierdie afdeling is om die samestelling van die bestuur van die aansoeker vas te stel. Indien meer as 50% van die aansoeker besit word deur 'n ander maatskappy of beslote korporasie in die visvangindustrie (vasgestel soos gespesifiseer in afdeling 6.7.1 hieronder) dan moet die besonderhede van die direksie/lede van beide die aansoeker en houer-entiteit voorsien word in die aanhangsel en die tabel moet voltooi word deur indiening van die saamgesmelte besonderhede van die direksies/ lede van beide entiteite. Indien die aansoeker betrokke is in 'n gesamentlike-onderneming ("GO") saam met 'n ander maatskappy of beslote korporasie, en die partye is in ooreenstemming om hulleself in hierdie vorm aan te bied, dan moet die besonderhede van die direksie of lede van al die GO vennote voorsien word in die aanhangsel en die tabel moet voltooi word deur die indiening van die saamgesmelte besonderhede van die direksies/ lede van al die GO vennote.

6.3.3 Neem kennis: as daar van die aansoeker vereis word om inligting van ander entiteite te voorsien moet die gemagtigde verteenwoordiger van die ander entiteit die deklarasie in afdeling 16 af lê.

Hierdie afdeling vereis van die aansoeker om besonderhede te voorsien aangaande werknemers wat die hoogste salarisse verdien (bereken op 'n totale koste vir die maatskappy basis). Hierdie inligting sal as konfidensieël behandel word en mag apart ingedien word in die geseëlde koevert.

Soos in afdeling 6.3.1 hierbo, indien meer as 50% van die aansoeker besit word deur 'n ander maatskappy of beslote korporasie (vasgestel soos bepaal in afdeling 6.7.1 hieronder) dan moet besonderhede van die hoogste salaris verdieners van beide die aansoeker en die houer-entiteit voorsien word in die aanhangsel en die tabel moet voltooi word deur die indiening van die saamgesmelte besonderhede van die hoogste salaris verdieners van beide entiteite. Indien die aansoeker in 'n Gesamentlike-Onderneming ("GO") betrokke is met 'n ander maatskappy of beslote korporasie, en die partye in ooreenstemming is om hulleself in hierdie vorm aan te bied, dan moet die besonderhede van die hoogste salaris verdieners van al die GO vennote voorsien word in die aanhangsel en die tabel moet voltooi word deur die voorsiening van die saamgesmelte besonderhede van al die GO vennote.

Totale koste vir die maatskappy sluit voordele en bonusse in maar sluit dividende uit. Aansoekers wat 165 werknemers of minder in diens het moet die besonderhede van hul top salaris verdieners verskaf soos aangedui in die tabel in die aansoekvorm. Aansoekers wat meer as 165 werknemers in diens het moet eers die top 3% vasstel en dan besonderhede van daardie werknemers (tot 'n maksimum van 90) voorsien, Aanwysing of werklike titel gehou deur die werknemer, soos aangedui in die organogram of organisatoriese struktuur, moet voorsien word.

Voorbeeld: Indien die aansoeker 2500 persone in diens het, stel die aansoeker die top 3% vas deur hierdie getal te vermenigvuldig met 0.03 (2500 x 0.03 = 75). Die aansoeker moet dan die besonderhede van daardie 75 werknemeners verskaf. Die aansoeker moet nie die besonderhede van meer as 90 werknemers voorsien nie, ongeag die aantal werknemers wat die aansoeker in die top 3% het.

Indien van toepassing, moet die aantal werknemers van houer-entiteite of GO vennote bygevoeg word by die aantal werknemers van die aansoeker, soos uiteengesit in die voorbeeld hieronder.

Voorbeeld: Indien die aansoeker 75 persone in diens het en die houer-entiteit 125 persone in diens het, het die twee entiteite gekombineerd 200 persone in diens. Die aansoeker moet die top 3% vas te stel: $200 \times 0.03 = 6$. Die besonderhede van die twee entiteite moet saamgesmelt word en die besonderhede van die top ses salaris verdieners van die saamgesmelte lys moet in die tabel ingevul word by 6,3,2.

6.4.1 Neem kennis: as daar van die aansoeker vereis word om inligting van ander entiteite te voorsien moet die gemagtigde verteenwoordiger van die ander entiteit die deklarasie in afdeling 16 af lê.

Hierdie afdeling vereis van die aansoeker om besonderhede van inkomstevlakke binne die organisasie te voorsien soos op 28 Februarie 2005.

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Soos in afdelings 6.3.1 en 6.3.2 hierbo, as die aansoeker betrokke is in 'n Gesamentlike-Onderneming ("GO") met 'n ander maatskappy of beslote korporasie, dan moet die salarisvlakke van al die GO vennote voorsien word in die aanhangsel en die tabel moet voltooi word deur die voorsiening van die saamgesmelte besonderhede van al die GO vennote. Indien meer as 50% van die aansoeker besit word deur 'n ander maatskappy of beslote korporasie (vasgestel soos uiteengesit in afdeling 6.7.1 hieronder) moet die salarisvlakke van die houer-entiteit, die aansoeker en enige sustermaatskappy wat ook meer as 50% deur die houer-entiteit besit word voorsien word in die aanhangsel en die tabel moet voltooi word deur die indiening van die saamgesmelte besonderhede van die groep (aansoeker, houer-entiteit en sustermaatskap) maatskappye.

Voorbeeld

1	Maandellkse Inkomste	Aarital Werknemers op hierdie vlak (totaal van Groep of GO, indien van toepassing)	Persentasie van totale Werknemers	Aantal Swart Werknemers op hierdie vlak (totaal van groep of GO, indien van toepassing)	Persentasie van Totale Aantal Swart Werknemers	Aantal Vroulike Werknesners op hierdie vlak (total van Groep of GO, indien van toepassing)
	< R 2 500	100	80%	80	90 %	70

Deel dan die aantal werknemers in hierdie inkomstevlak deur die
Deel dan die aantal swart werknemers in mercie unionstevlak deur die totale aantal swart werknemers en vermenigvuldig
deur die totale aantal swart werknemers en vermenigvuldig

6.5 Neem kennis: as die Aansoeker staatmaak op inligting van ander entiteite moet die gemagtigde verteenwoordiger van die entiteit die deklarasie in afdeling 16 af lê.

Hierdie vraag vereis van die aansoeker om die diensbillikheidsprofiel van die aansoeker met betrekking tot beroepsvlakke te voltooi. Aangewese werkgewers en werkgewers wat vrywillig voldoen aan die Wet op Diensbillikheid moet die tabel voltooi met die mees onlangse syfers wat voorsien is aan die Departement van Arbeid. Aansoekers wat nie aangewese is nie moet die tabel voltooi met verwysing na sy werknemers op datum van aansoek en met verwysing na die definisie van die beroepsvlakke uiteengesit in aanhangsel 2 van die Regulasies tot die Wet op Diensbillikheid. Aanhangsel 2 bepaal as volg:

Wet op Diensbillikheid 55 van 1998

WAT IS DIE DOEL VAN HIERDIE AANHANGSEL?

Werksevaluasie of graderingstelsels word deur baie organisasies benut om werksposisies te meet volgens hul inhoud en om vergelykende waarde tussen werksposisies vas te stel.

Hierdie aanhangsel voorsien 'n tabel van gelykstaande beroepsvlakke wat gebruik mag word deur werkgewers wanneer vorms EEA 2 and EEA 4 voltooi word.

INSTRUKSIES

Die tabel [hieronder] dui die die beroepsvlakke binne organisasies aan soos vasgestel deur die gebruik van verskillende werksevaluasie of graderingsstelsels. Die tabel voorsien gelykstaande vlakke van elkeen van hierdie werksevalueringsstelsels.

Organisasies wat gebruik maak van geeneen van die werksevalueringsstelsels [in die tabel hieronder] nie, of wat nie 'n aangepaste stelsel het wat gekoppel is aan een van hierdies nie, moet die Semantiese Skaal gebruik vir leiding by die vasstelling van beroepsvlakke binne daardie organisasie.

Gelykstaande Beroepsvlakke

Semantiese Skaal	Paterson	*	Peromnes	Hay	Castellion
Top Bestuur	F	F	[++		14
Senior Bestuur	E	E HOËR E LAER	1 2 3	2	13
Professioneel gekwalifiseerd, ervare spesialiste en middel- bestuur	D	D HOËR D LAER	4 5 6	3	12 11 13
Vaardige tegniese en akademies gekwalifseerde	С	C HOËR	7 8 9	5 6 6A	9

Name and Address of the Owner, which the					
werkers, junior bestuur, toesighouers, voormanne, superintendente		C LAER	10 11 12	7 8	8
Semi-vaardige en diskresionêre besluitneming	В	B HOËR B LAER	13 14 15 16	9 10 11	7 6 5 4
Ongeskoolde en gedefinieerde besluitneming	A	A	17 18 19	12	3 2 1

Soos in afdeling 6.4.1 hierbo, indien die aansoeker in 'n Gesamentlike-onderneming ("GO") saam met 'n ander maatskappy of beslote korporasie betrokke is, en die partye in ooreenstemming is om hulleself in hierdie vorm aan te bied, moet die beroepsvlakke van al die GO vennote voorsien word in die aanhangsel en die tabel moet voltooi word deur die saamgesmelte besonderhede van al die GO vennote te voorsien. Indien meer as 50% van die aansoeker besit word deur 'n ander maatskappy of beslote korporasie (vasgestel soos uiteengesit in afdeling 6.7.1 hieronder) moet die beroepsvlakke van die houer-entitiet, die aansoeker <u>en enige sustermaatskappy wat ook meer as 50% deur die houer-entiteit besit word</u> voorsien word in die aanhangsel en die tabel moet voltooi word deur die indiening van die saamgesmelte besonderhede van die groep (aansoeker, houer-entiteit en sustermaatskappy) maatskappye.

Voorbeeld

As Maatskappy A 'n aangewese werkgewer is moet die inligting van die mees onlangse EEA 2A gebruik word om die tabel te voltooi. As maatskappy A nie 'n aangewese werkgewer is nie moet die beroepsvlakke van werknemers op datum van aansoek vasgestel word op die wyse hierbo uiteengesit en die tabel met hierdie data voltooi word.

Nadat die aantal werknemers per vlak vasgestel is, moet die persentasies bereken word. Byvoorbeeld, Maatskappy A het 7 senior amptenare en bestuurders in diens. Uit die sewe werknemers in die beroepskategorie, is 1 'n manlike Afrikaan, 2 is manlike Kleurlinge, 2 is Wit mans, 1 is 'n Indiese vrou en 1 is 'n Wit vrou. Ten einde die persentasie vas te stel, neem die aantal werknemers van elke aangewese groep in die beroepsvlak en deel dit deur die totale aantal werknemers in die beroepsvlak en vermenigvuldig met 100.

A = Afrikaan, K= Kleurling, I = Indiër, W = Wit, V = Vroulik en AKI = Afrikaan, Kleurling en Indiër

Beroepskategorieë		A No.	A %	K No.	С%	I No.	I %	W No.	W %	AKI%	V%
Senior Amptenare en Bestuurders	Manlik	1	14%	2	28%	0	0%	2	28%	42%	
(Totaal van GO of Groep, indien van toepassing)	Vroulik	0	0%	0	0%	1	14%	1	15%		29%

6.6

Alle aansoekers moet die syfers verskaf rakende die top en senior bestuur / senior beamptes wat voorsien was in hulle 2001 aansoek vorms indien hulle in 2001 aansoek gedoen het. Alle aansoekers moet die syfers verskaf rakende die professioneel gekwalifiseerde en ervare spesialiste en middel-bestuur wat voorsien was in hulle 2001 aansoekvorms.

6.7.2 Neem kennis: moenie die skadu areas van die tabel voltooi nie

Die eerste lyn moet slegs voltooi word indien die aansoeker aansoek gedoen het in 2001.

Die tweede lyn vereis van aansoekers om besonderhede te verskaf rakende die aandeelhouding gehou deur swart persone en die onbeperkte stemregte en ekonomiese belang (in die vorm van geregtigheid op dividende) gekoppel aan swart aandeelhouding in die aansoeker (nie die houer-entiteit, groep of GO vennoot nie tensy hierdie inligting relevant is vir doeleindes van toepassing van die deur-vloei beginsel). Die voorsitter van die direksie van die aansoeker moet 'n eedsverklaring indien aangaande die aandeelhouding, stemregte en ekonomiese belang gehou deur swart persone in die aansoeker in die relevante aanhangsel. By die vasstelling van die persentasie swart aandeelhouding, stemregte en ekonomiese belang, moet die deur-vloei beginsel gebruik word, dien verstande dat:

- Pensioen fondse en staatsorgane word as neutraal beskou en die persentasie swart aandeelhouding moet bereken word sonder verwysing na aandele gehou deur sulke entiteite;
- Indien die persentasie swart aandeelhouding, stemregte of ekonomiese belang van 'n besondere aandeelhouer nie vasgestel kan word nie, moet gedetaileerde redes voorsien word;
- Vir doeleindes van vasstelling van stemregte, word 'n aandeelhouer geag 100% swart te wees as meer as 50% van daardie aandeelhouer besit word deur 'n natuurlike persoon wat swart is; en
- Die persentasie "aandeelhouding", "ekonomiese belang" en "stemregte" van swart persone in 'n trust moet vasgestel word met verwysing na die regte van begunstigdes in terme van die trustakte.

Die deur-vloei beginsel word as volg gedefinieer: "Deur-vloei beginsel" verwys na die navolging van ekonomiese voordele by die vasstelling van 'n telling vir SEB eienaarskap. Daar word 'n telling aan entiteite toegeken op grond van die geregtigheid van swart persone om stemregte uit te oefen en om deel te neem aan die ekonomiese belang van die besigheid. Die doel van die deur-vloei beginsel is om te verseker dat punte op 'n uniforme wyse toegeken word aan alle maatksappye, ongeag hulle struktuur, met betrekking tot hulle SEB eienaarskap. Die deur-vloei beginsel bepaal dat slegs stemregte en ekonomiese belange waarop swart mense wat natuurlike persone is geregtig is, in ag geneem word. Sou geregtigheid tot stemregte en/of ekonomiese belang deur 'n regspersoon gehou word, sal slegs stemregte en ekonomiese belang waarop swart mense geregtig is in daardie regspersoon in ag geneem word. Dieselfde beginsel word konsekwent toegepas regdeur die eienaarskapsketting met betrekking tot regspersone totdat die ketting doodloop in die geregtigheid van die natuurlike persoon, wat 'n swart persoon is, op sulke stemregte en/of ekonomiese belange.

"Indirekte Eienaarskap" beteken eienaarskap van 'n ekwiteitsbelang in 'n onderneming waar so 'n ekwiteitsbelang die houer geregtig maak om deel te neem in die ekonomiese belang (soos dividende) wat vloei na die aandeelhouers van daardie onderneming, maar nie direk in die stemregte van daardie onderneming nie. Stemregte kan indirek uitgeoefen word deur 'n gelybuis soos 'n trust of 'n pensionerings-skema.

Indirekte eienaarskap moet in ag geneem word vir doeleindes van die bepaling van die persentasie swart aandeelhouding, en indien van toepassing, die persentasie ekonomiese belang en stemregte gehou deur 'n swart persoon in die aansoeker. As geen stemregte gekoppel is aan indirekte eienaarskap van ekwiteit nie, dan mag swart eienaarksap van sodanige ekwiteit nie in ag geneem word wanner swart stemregte vasgestel word nie. Waar die stemregte egter bloot indirek uitgeoefen word (deur 'n gelybuis), moet swart eienaarskap van ekwiteit in ag geneem word wanneer swart stemregte vasgestel word.

Voorbeeld: Die aansoeker het vier aandeelhouers. Een van hierdie aandeelhouers is 'n natuurlike persoon genaamd AA, wat 'n swart persoon is en 10% van die ekonomiese belang en stemregte besit. Twee van die ander aandeelhouers is maatskappye en die derde is 'n pensioenfonds. Maatskappy A hou 30% van die aandele en is 51% besit deur 'n swart persoon en 49% deur 'n wit persoon. Maatskappy B hou 40% van die aandele en is 40% besit deur 'n nartuurlike persoon wat wit is en 60% besit deur Maatskappy Z, wat op sy beurt 80% besit word deur 'n wit persoon en 20% deur 'n swart persoon. Die Pernsioenfonds hou die oorblywende 20% van die uitgereikte aandele. Die persentasie swart aandeelhouding, stemreg en ekonomiese belang is as volg:

Jaar 2005 (op datum van aansoek)	Persentasie aandeelhouding gehou deur Swart persone	Persentasie stemreg gehou deur swart persone	Persentasie ekonomiese belang gehou deur swart aandeelhouers (geregtigheid op dividende)
	37 625	56	37.625

AA dra 12.5% (10/80) by tot al drie kategorieë, Maatskappy A dra 19.125% (30/80 X 51/100) by tot aandeelhouding en ekonomiese belang en 37.5% (30/80 X 100) tot stemregte. Maatskappy B dra 6% (40/80 X 60/100 X 20 /100) by tot al drie kategorieë en die pensionfonds word buite rekening gelaat.

6.7.2

Die aandeelhouding, stemregte en ekonomiese belang van vrouens word bereken op dieselfde wyse soos verduidelik onder afdeling 6,7.1 hierbo. Weereens moet die afdeling beantwoord word met verwysing na die inligting van die aansoeker alleen. Die inligting aangaande houer entiteite, suster maatskappye betrokke in die visvang industrie en GO vennote mag nie in ag geneem word nie tensy hierdie entiteite ekwiteit hou in die aansoeker en hierdie die inligting in ag geneem moet word wanneer die deur-vloei beginsel toegepas word.

6.7.3, 6.7.4, 6.7.5, 6.7.6, 6.7.7, 6.7.8 en 6.7.9

Hierdie afdelings moet beantwoord word met verwysing na die inligting van die aansoeker alleen. Inligting aangaande houer entiteit, suster maatskappye en GO vennote mag nie in ag geneem word nie, maar besonderhede van groep-aandeleskemas mag voorsien word in die aanhangsel tot 6.7.3.

6.8.1, 6.8.2, 6.8.3, 6.8.4, 6.8.5, 6.8.6, 6.8.7, 6.8.8 en 6.8.9 Neem kennis: moenie die skadu areas van die vorm voltooi nie

Hierdie afdelings moet geantwoord word met verwysing na die inligting van die aansoeker alleen. Inligting rakende GO vennote mag nie in ag geneem word nie. Die deur-vloei beginsel het natuurlik geen toepassing op beslote korporasies nie. Die persentasie stemregte en winsdistribusie moet vasgestel word met verwysing na die samewerkingsooreenkoms van die beslote korporasie. Indien geen so 'n ooreenkoms bestaan nie of indien die ooreenkoms swyg oor die kwessie dan moet daar aanvaar word dat stemregte en ekonomiese belang dieselfde is as die persentasie ledebelang.

6.9

Hierdie vraag vereis van die aansoeker om inligting te verskaf rakende die mate waartoe die teikens gestel in die Transformasie Plan ingedien as deel van die 2001 aansoekproses bereik is. Die afdeling moet geantwoord word met verwysing na die inligting van die aansoeker alleen. Die inligting rakende houer entiteite, suster maatskappye en GO vennote mag nie in ag geneem word nie.

6.10 Neem kennis: indien die aansoeker staatmaak op inligting van ander entiteite moet die gemagtigde verteenwoordiger van daardie entiteit die deklarasie in afdeling 16 af lê.

Hierdie afdeling vereis van die aansoeker om inligting te verskaf rakende nakoming van artikel 3 van die Wet op Heffings op Vaardigheidsontwikkeling 9 van 1999. Die vrae in die eerste twee kolomme (die indiening / goedkeuring van 'n Werkplekvaardigheidsplan en 'n Jaarlikse Opleidingsverslag) moet beantwoord word met verwysing na die inligting van die aansoeker alleen. Met betrekking tot die laaste drie kolomme (randhoeveelheid betaal aan SAID, persentasie van betaalrol spandeer op opleiding en persentasie van opleidingsbegroting spandeer op swart werknemers), indien die aansoeker betrokke is in 'n Gesamentlike-Onderneming ("GO") met 'n ander maatskappy of beslote korporasie, en die partye is in ooreenstemming om hulleself in hierdie vorm aan te bied, dan moet die betaalrolle van al die GO vennote in die aanhangsel verskaf word en die tabel moet voltooi word deur die saamgesmelte besonderhede van al die GO vennote te verskaf. Indien meer as 50% van die aansoeker besit word deur 'n ander maatskappy of beslote korporasie (vasgestel soos uiteengesit in afdeling 6.7.1 hierbo) moet die betaalrolle van die houer-entiteit, die aansoeker en enige suster maatskappye ook meer as 50% besit deur die houer-entiteit, verskaf word in die aanhangsel en moet die tabel voltooi word deur die verskaffing van die saamgesmelte besonderhede van die groep (houer-entiteit, aansoeker en sustermaatskappye) maatskappye.

Ten einde die "persentasie van betaalrol spandeer op opleiding" te bereken deel die werklike jaarlikse hoeveelheid spandeer op opleiding deur die totale jaarlikse betaalrolkoste en vermenigvuldig die resultaat met 100 om die persentasie vas te stel.

Voorbeeld

Maatskappy X het 'n jaarlikse betaairol van R 1 000 000,00. Die maatskappy het R 10 000,00 op opleiding spandeer op alle werknemers. (R10 000,00/R1 000 000) = $0.001 \times 100 = 1\%$).

6.11 Neem kennis: indien die aansoeker staatmaak op inligting van ander entiteite moet die gemagtigde verteenwoordiger van daardie entiteit die deklarasie in afdeling 16 af lê.

Hierdie vraag vereis van die aansoeker om aan te toon of dit deelgeneem het aan 'n leerskapprogram in 2004. Deelname aan 'n leerskap program beteken dat die aansoeker 'n leerskapooreenkoms geregistreer het met die SEOO ("SETA") ooreenkomstig die Regulasies Aangaande die Registrasie van Voorgenome Leerskappe en Leerskapooreenkomste gepubliseer onder die Wet op Vaardigheidsontwikkeling 97 van 1998 in Staatskennisgewing No. R. 330 van 3 April 2001. Indien van toepassing, moet die vrae in hierdie afdelings beantwoord word met verwysing na die saamgesmelte inligting van al die entiteite in 'n groep of GO.

6.12, 6.13, 6.14.1, 6.14.2, 6.15, 6.16, 6.17, 6.18, 6.19, 6.20, 6.21, 6.22, 6.23 and 6.24

Neem kennis: as die Aansoeker staatmaak op inligting van ander entiteite moet die gemagtigde verteenwoordiger van daardie entiteit die deklarasie in afdeling 16 af lê.

Indien van toepassing, moet die vrae in hierdie afdelings beantwoord word met verwysing na die saamgesmelte inligting van al die entiteite in 'n groep of GO. Die persentasie swart eienaarskap, verwys na in afdeling 6.22, moet bereken word soos hierbo beskryf in afdeling 6.7.1.

AFDELING 7: VEILIGHEID

Hierdie afdeling vereis van die aansoeker om inligting te verskaf rakende veiligheid, insluitend die vereistes van die Suid Afrikaanse Maritieme Veiligheidsowerheid.

7.1

Artikels 312 en 313 van die Handelskeepvaartwet, 57 van 1951 skep sekere oortredings insluitende die versuim om te voldoen aan 'n verpligting onder die Wet soos die verpligting om te verseker dat onseewaardige vaartuig nie die hawe verlaat nie en die versuim om 'n vaartuig behoorlik te beman.

7.2, 7.3, 7.4, 7.5, 7.7 and 7.8

Explanatory Notes to the application forms for New Entrant: West Coast Rock Lobster (Off shore), Hake Longline, Squid, Tuna Pole, Shark Demersal and Seaweed (CLUSTER B)

Die Maritieme Beroepsveiligheidsregulasies, 1994, die Bemannings Akkomodasie Regulasies, 1961 and the Handelskeepvaart (Veilige Bernanningregulasies) is uitgevaardig in terme van die Handelskeepvaartwet 57 van 1951. Hulle is beskikbaar by www.mcm-deat.gov.za. Mariene Kennisgewing No 26 van 2004 is ook op die webwerf beskikbaar.

Nakoming van die Wet op Vergoeding vir Beroepsbeserings en Siektes 130 van 1993 beteken nakoming van Artikels 80 tot 88 van die Wet wat as volg voorsien:

"Werkgewer moet by kommissaris registreer en aan hom besonderhede verstrek."

- (1) 'n Werkgewer wat 'n besigheid in die Republiek dryf, moet by die kommissaris binne die voorgeskrewe tydperk en op die voorgeskrewe wyse registreer, en moet aan die kommissaris die voorgeskrewe besonderhede van sy besigheid verstrek, en moet binne 'n tydperk deur die kommissaris bepaal die bykomende besonderhede verstrek wat die kommissaris verlang.
- (2) Die besonderhede bedoel in subartikel (1) moet afsonderlik verstrek word ten opsigte van elke besigheid wat deur die werkgewer gedryf word.
- (3) 'n Werkgewer moet die kommissaris van enige verandering van die aldus verstrekte besonderhede binne sewe dae na sodanige verandering in kennis stel.

Werkgewer moet rekord hou.

(1) 'n Werkgewer moet'n register of ander rekord hou van die verdienste en ander voorgeskrewe besonderhede van al die werknemers, en moet daardie register of rekord of 'n mikrofilm- of ander mikrovormreproduksie daarvan te alle redelike tye op versoek aan 'n gemagtigde persoon bedoel in artikel 7 ter insae voorlê.

Bydraes deur werkgewers individueel aanspreeklik en onderlinge verenigings.

(1) Ondanks enige andersluidende bepaling van hierdie Wet moet die werkgewers individueel aanspreeklik en die onderlinge verenigings aan die Direkteur-generaal op die wyse en tye wat hy bepaal, jaarliks sodanige deel as wat hy billik ag, betaal van die uitgawe wat hy by die uitvoering van die bepalings van hierdie Wet aangegaan het.

7.13

Die Wet op Mariene Besoedeling (Voorkoming van Besoedeling deur Skepe) Wet 2 van 1986 en die Wet op Mariene Besoedeling (Beheer en Siviele Aanspreeklikheid) Wet 6 van 1981 is beskikbaar by www.mcm-deat.gov.za.

Afdeling 8: Werkskepping 8.1.1 Neem kennis: as die Aansoeker staatmaak op inligting van ander entiteite moet die gemagtigde verteenwoordiger van daardie entiteit die deklarasie in afdeling 16 af lê.

Die eerste lyn moet slegs voltooi word indien die aansoeker aansoek gedoen het in 2001.

Die oogmerk van afdelings 8.1.2 en 8.1.3 is om die aantal werksgeleenthede verskaf deur die aansoeker, en die totale hoeveelheid spandeer op salarisse gedurende die medium termyn regteperiode in elke sektor waarin 'n reg gehou word vas te stel. In afdeling 8.1.1 moet die totale aantal werksgeleenthede verskaf en hoeveelhede spandeer op salarisse in die visvangindustrie, voltooi word. Die inligting moet gebruik word om die aantal werksgeleenthede verskaf per ton vis of per eenheid vangspoging toegeken in die betrokke sektor vas te stel (in afdeling 8.1.3) en die hoeveelheid spandeer op salarisse per ton / eenheid vangspoging toegeken in die betrokke sektor (in afdeling 8.1.2). Ten einde die aantal werksgeleenthede en hoeveelhede spandeer op salarisse per eenheid toegeken in die betrokke sektor vas te stel, mag aansoekers (of hulle houer-entiteite of sustermaatskappye en GO vennote) wat betrokke is in industrieë buiten die visvangbedryf nie werksgeleenthede verskaf of salarisse spandeer in sulke industrieë in ag neem nie en aansoekers betrokke in ander sektore van die visvangbedryf mag nie werksgeleethede verskaf of salarisse spandeer in daardie sektore in ag neem nie.

Aansoekers betrokke in ander industrieë buiten die visvangbedryf moet (in die aanhangsel) 'n uiteensetting van werksgeleenthede verskaf en hoeveelhede aan salarisse spandeer in die visvangbedryf en ander industrieë voorsien. Slegs werksgeleenthede verskaf of hoeveelhede spandeer aan salarisse in die visvangbedryf mag in ag geneem word met die voltooing van afdeling 8.1.1. Aansoekers betrokke in ander visvangsektore moet (in die aanhangsel) 'n uiteensetting van werksgeleenthede verskaf en hoeveelhede aan salarisse spandeer in die sektor voorsien. Aangesien dit moeilik is om akkuraat die presiese aantal werknemers en hoeveelhede aan salarisse spandeer op 'n sektorale basis vas te stel, sal 'n rowwe skatting of verdeling voldoende wees, mits dieselfde toedeling gebruik word in enige ander aansoek gebring deur die aansoeker.

As die aansoeker in 'n Gesamentlike Onderneming ("GO") betrokke is met 'n ander maatskappy of beslote korporasie (en die partye in ooreenstemming om hulleself in hierdie vorm aan te bied), of as meer as 50% van die aansoeker besit word deur 'n ander maatskappy of beslore korporasie (vasgestel op die wyse uiteengesit in afdeling 6.7.1), dan mag al die werksgeleenthede voorsien of hoeveelhede spandeer aan salarisse deur die GO vennote of die groep (m.a.w. die aansoeker, die houer entiteit en suster maatskappye) in ag geneem word, met dien verstande dat dieselfde beginsels hierbo uiteengesit toegepas word. Met ander woorde,

GO's en groepe betrokke in ander industrieë of visvang sektore mag nie werksgeleenthede verskaf of hoeveelhede spandeer aan salarisse in ander industrieë of sektore in ag neem nie. Slegs werksgeleenthede verskaf of hoeveelhede spandeer op salarisse in ander sektore deur die GO of groep mag in ag geneem word wanneer afdeling 8.1.1 voltooi word. Indien van toepassing, moet 'n uiteensetting van werksgeleenthede verskaf en hoeveelhede spandeer op salarisse in die visvangbedryf en ander industrieë of 'n uiteensetting van werksgeleenthede verskaf en hoeveelhede spandeer aan salarisse in ander sektore verskaf word in die aanhangsel. 'n Rowwe skatting of verdeling sal voldoende wees, mits die GO of groep dieselfde toedeling gebruik in enige ander aansoek vir 'n visvangreg deur die aansoeker of enige lid van die GO of groep. Daar mag geen dubbele aanspraak op werksgeleenthede gemaak word nie. Met ander woorde, die aantal werksgeleenthede waarop aanspraak gemaak word in al die aansoeke van die lede van die GO of groep mag nie meer wees as die totale aantal werksgeleenthede verskaf deur die GO of groep nie.

8.1.2 en 8.1.3:

Hierdie afdelings vereis van aansoekers om besonderhede te voorsien rakende werksgeleenthede en salarise voorsien per ton toegeken op die basis van die inligting voorsien in afdeling 8.1.1 hierbo.

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Jaartikse Vangs Toekenning (In ton) aan die aansoeker in hierdie vissery 2004	Totale Jaarlikse Besoldigingssrekening (met betrekking tot hierdie vissery) 2004 Finansiële Jaareinde soos per Tabel 8.1.1	Hoeveel spandeer die aansoeker op ione/salarisse per ton geallokeer?
5 000	R1 000 000	R200
TTV Toegeken in 2005 (in ton) in hierdle visserv		Itale Jaarlikse Besoldigingsrekening (1 000 000) IV toegeken (5000) = R200 per ton. Hoe bale persone neem die aansoeker in diens per ton toegeken?
5 000	1 000	0.2
	Deel die totale aantal werknemers voorsien in TTV toegeken aan die aansoeker (5000) [1000	

8.1.4 Neem kennis: moenie die skadu areas voltooi nie en as die aansoeker staatmaak op inligting van ander entiteite moet die gemagtigde verteenwoordiger van daardie entiteit die deklarasie in afdeling 16 af lê.

Indien van toepassing, moet die vrae in hierdie afdelings beantwoord word met verwysing na die saamgesmelte inligting van al die entiteite in 'n groep of Gesamentlike-Onderneming.

AFDELING 9: BELEGGING

9.1.1 and 9.1.2

Neem kennis: moenie die skadu areas voltooi nie en as die Aansoeker staatmaak op inligting van ander entiteite moet die gemagtigde verteenwoordiger van die entiteit die deklarasie in afdeling 16 af lê.

In afdelings 9.1.1 en 9.1.2 moet die totale boek en versekerde waardes van vaste bates voltooi word.

Die oogmerk van afdelings 9.1.3 en 9.1.4 is om die randwaarde van die hawe en see-gebaseerde bates van die aansoeker <u>in elke sektor waarin die aansoeker 'n reg hou</u> te bepaal. Dit sal gebruik word om die waarde van die hawe en see-gebasseerde bates per ton vis of per eenheid vangspoging toegeken in die betrokke sektor vas te stel (in afdelings 9.1.3 and 9.1.4). Ten einde die waarde van bates per ton / eenheid vangspoging toegeken in die betrokke sektor vas te stel, mag aansoekers (of die houer-entiteit of suster maatskappye en GO vennote) betrokke in ander industrieë as die visvangbedryf <u>nie</u> bates gebruik in ander industrieë in ag neem nie.

Aansoekers betrokke in industrieë buiten die visvangbedryf moet 'n uiteensetting verskaf van bates gebruik in die visvangbedryf en in ander industrieë in die relevante aanhangsel (apart vir boek en versekerde waardes). Slegs bates gebruik in die visvangbedryf mag in ag geneem word by die voltooing van afdelings 9.1.1 en 9.1.2. Aansoekers betrokke in ander visvangsektore moet 'n uiteensetting van bates gebruik op 'n per sektor basis verskaf in die relevante aanhangsel (apart vir boek en versekerde waardes). Slegs bates gebruik in visvangindustrie mag in ag geneem word by die voltooing van afdelings 9.1.1 en 9.1.2. Aangesien dit moelik is om akkuraat bates toe te deel op 'n per sektor basis sal 'n rowwe skatting of verdeling voldoende wees, mits dieselfde toedeling benut word in enige ander aansoek vir 'n kommersiële visvangreg deur die aansoeker gedurende die langtermyn reqtetoekenningsproses.

Indien die aansoeker betrokke is met ander entiteite in die vorm van 'n Gesamentlike-Onderneming ("GO") of indien meer as 50% van die aansoeker besit word deur 'n ander maatskappy of beslote korporasie (vasgestel soos uiteengesit in afdeling 6.7.1 hierbo), dan mag al die bates gebruik deur die GO vennote of groep (maw. die aansoeker, die houer-entiteit en suster maatskappye) in ag geneem word, mits dieselfde beginsels soos hierbo uiteengesit toegepas word. Met ander woorde, GO's en groepe betrokke in ander industrieë of visvangsektore mag nie bates in ag neem wat in ander industrieë of sektore gebruik word nie. Slegs bates

gebruik in die betrokke sektor deur die GO of groep mag in ag geneem word met die voltooing van afdelings 9.1.3 en 9.1.4. Indien van toepassing, moet 'n uiteensetting van bates gebruik in die visvangbedryf en ander industrieë of bates gebruik in die betrokke sektor en ander sektore verskaf word in die relevante aanhangsel (apart vir boek en versekerde waardes). 'n Rowwe skatting of verdeling sal voldoende wees, mits die GO of groep dieselfde toedeling gebruik in enige ander aansoek vir 'n kommersiële visvangreg gemaak deur die aansoeker of lid van die groep of GO. Daar mag geen dubbele aanspraak op bates gemaak word nie. Met ander woorde, die waarde van die bates waarop aanspraak gemaak word in al die aansoeke deur die lede van die GO of groep mag nie meer wees as die totale waarde van die bates gebruik deur die lede van die GO of groep in die visvangbedryf nie.

9.1.3:

Hierdie vraag vereis van die aansoeker om inligting te verskaf rakende die waarde van beleggings gemaak per ton / eenheid vangspoging toegeken. Die inligting verskaf in afdeling 9.1.1. moet gebruik word.

Voorbeeld

Maatskappy X is 'n TTV van 5000 ton toegeken. Die waarde van sy hawe en see-gebaseerde bates gebruik in die toepaslike sektor by die finansiële jaareinde 2004 was R5 000 000. Die waarde van die land gebaseerde bates was R 4000 000. Die waarde van hawe en see-gebaseerde bates per ton toegeken word as volg bereken:

Jaarlikse Vangs Toekenning (in ton) aan die aansoeker in 2004 in ton	Boekwaarde (in rand) van hawe en see-gebaseerde bates by 2004 finansiële jaareinde	Boekwaarde (in rand) van land gebaseerde bates by 2004 finansiële jaareinde	Boekwaarde van Hawe en See- gebaseerde bates per ton toegeken aan die aansoeker	Boekwaarde van Land- gebaseerde bates per ton toegeken aan die aansocker
5 000	R5 000 000.00	R4 000 00 <u>0</u>	R1 000,00	R800,00
	R5 000 000.00	*	R1 000,00	ia land

Deel die waarde van die hawe en see-gebaseerde bates (5 000 000) deur die TTV toegeken aan die aansoeker in 2004 (5000) (5 000 000)/5 000=R1 000) Deel die totale waarde van die land-gebaseerde bates(4 000 000) deur die TTV toegeken aan die aansoeker in 2004 (5000) [4 000 000/5 000=R800]

AFDELING 10: PLAASLIKE EKONOMIESE ONTWIKKELING

Hierdie afdeling vereis van die aansoeker om inligting te verskaf aangaande die landing van vangste by hawens/landingsgebiede in 2004, en voornemens rakende die landing van vangste. Gebruik nominale tonnemaat (nie die gewig nadat die koppe verwyder en die vis gevlek is etc nie).

10.1:

Hierdie vraag vereis van die aansoeker om gedetaileerde inligting te verskaf aangaande die hawens waar vangste geland is in 2004 met betrekking tot ander visserye.

AFDELING 11: WAARDETOEVOEGING & ONDERNEMINGSONTWIKKELING

Hierdie afdeling vereis van aansoekers om inligting te verskaf aangaande waardetoevoeging en ondernemingsontwikkeling aktiwiteite wat die aansoeker onderneem het. Waarde toevoeging sluit aanboord prosessering in.

Ondernemingsontwikkeling kan verskeie vorme aanneem insluitend direkte belegging in KMMOs (klein,medium of mikro ondernemings) wat in Swart Besit is of Swart Bemagtig is; Gesamentlike-Ondernemings met KMMOs wat in Swart Besit is en Swart Bemagtig is en wat "substantiewe" vaardigheidsoordrag as gevolg het; die voorsiening van mentorskap, besigheidsverhoudings en verbindings wat op hulle beurt besigheidsgeleenthede aan hierdie ondernemings verskaf; tweeling-inisiatiewe met KMMOs wat in swart besit is en swart bemagtig is wat kostebesparing tot gevolg het of die genering van omset vir daardie KMMO's tot gevolg het.

"KMMO in Swart Besit" beteken 'n klein, medium of mikro onderneming (minder as 100 voltydse werknemers en minder as R5 miljoen omset en minder as R4 miljoen se bruto bate waarde, vaste eiendom uitgesluit) wat meer as 50% swart eienaarskap het (indien 'n maatskappy bereken soos uiteengesit in afdeling 6.7.1 hierbo en indien 'n beslote korporasie, bereken met verwysing na ledebelang) en meer as 50% swart bestuur het (top en senior bestuur / senior beamptes, vasgestel met verwysing na die benadering tot beroepskategorieë soos uiteengesit in afdeling 6.5 hierbo).

"Swart Bernagtigde KMMO" beteken 'n klein, medium of mikro onderneming (minder as 100 voltydse werknemers en minder as R4 miljoen in omset en minder as R4 miljoen se bruto bate waarde,vaste eiendom uitgesluit) wat meer as 25% swart eienaarskap het(indien 'n maatskappy bereken soos uiteengesit in afdeling 6.7.1 hierbo en indien 'n beslote korporasie, bereken met verwysing na ledebelang) en meer as 50% swart bestuur het (top en senior bestuur / senior beamptes, vasgestel met verwysing na die benadering tot beroepskategorieë soos uiteengesit in afdeling 6.5 hierbo).

AFDELING 12: FINANSIËLE PRESTASIE

12.1 Neem kennis: as die aansoeker staatmaak op inligting van ander entiteite moet die gemagtigde verteenwoordiger van daardie entiteit die deklarasie in afdeling 16 af lê.

Die oogmerk van hierdie afdeling is om die omset van die aansoeker vas te stel. Aansoekers betrokke in ander industrieë as die visvangbedryf mag omset gegenereer in sulke ander industrieë in ag neem. Meer spesifiek, aansoekers betrokke in industrieë anders as die visvangbedryf moet 'n uiteensetting verskaf in die aanhangsel van omset in die visvangbedryf en in ander industrieëe. Slegs omset in die betrokke sektor van die visvangbedryf mag in ag geneem word wanneer die tweede kolom van afdeling 11.2 voltooi word. Aansoekers betrokke in ander visvangsektore moet 'n uiteensetting van omset verskaf in die aanhangsel op 'n per sektor basis. Slegs omset in die betrokke sektor van die visvangbedryf mag in ag geneem word wanner die tweede kolom van afdeling 11.2 voltooi word. Aangesien dit moeilik is om akkuraat omset te verdeel op 'n sektorale basis sal 'n rowwe skatting of verdeling voldoende wees, mits dieselfde toedeling benut word in enige ander aansoek gebring deur die aansoeker. Met ander woorde, dieselfde uiteensetting moet deur die aansoeker verskaf word in aansoeke vir kommersiële regte in ander sektore.

Indien die aansoeker betrokke is met ander entiteite in die vorm van 'n Gesamentlike-Onderneming ("GO") of indien meer as 50% van die aansoeker besit word deur 'n ander maatskappy of beslote korporasie (vasgestel soos uiteengesit in afdeling 6.7.1 hierbo), dan mag die totale omset gegeneer deur die GO vennote of groep (maw. die aansoeker, die houer-entiteit en suster maatskappye) in ag geneem word, mits dieselfde beginsels soos hierbo uiteengesit toegepas word. Indien van toepassing, moet 'n uiteensetting van omset genereer in die visvangbedryf en ander industrieë of omset gegenereer in ander sektore verskaf word in die relevante aanhangsel. 'n Rowwe skatting of verdeling sal voldoende wees, mits die GO of groep dieselfde toedeling gebruik in enige ander aansoek vir 'n kommersiële visvangreg gemaak deur die aansoeker of lid van die groep of GO. Daar mag geen dubbele aanspraak op omset gemaak word nie. Met ander woorde, die omset waarop aanspraak gemaak word in al die aansoeke deur die lede van die GO of groep in die visvangbedryf nie. Die finansiële state van al die lede van die groep of GO moet voorsien word in die relevante aanhangsel.

12.2, 12.3 en 12.4

Hierdie vrae vereis van die aansoeker om inligting te verskaf van sy geouditeerde of geverifieërde finansiële state.

AFDELING 13: VISVANGPLAN

Hierdie afdeling vereis die aansoeker om inligting te verskaf aangaande sy visvangplan.

AFDELING 14: BYVANGSTE AND OMGEWINGSVOLHOUBARE PRAKTYKE

Hierdie afdeling vereis die aansoeker om inligting te verskaf rakende byvangste en omgewingsvolhoubare praktyke.

AFDELING 15: HEFFINGS

Hierdie afdeling vereis die aansoeker om inligting te verskaf rakende heffings betaal gedurende die mediumtermyn regteperiode.

INGCACISO --

I-ROCK LOBSTER (EKUDE NONXWEME) EKUNXWEME LWASENTSHONA, I-HAKE LONGLINE, I-SQUID, I-TUNA POLE, I-DEMERSAL SHARK KUNYE NE-SEAWEED

INJONGO YALE NGCACISO KUKUNCEDA ABAFAKI-ZICELO EKUGCWALISENI AMACANDELO ALIQELA AKWIFOMU YESICELO. AMANYE AMACANDELO AZICACELE KWAYE WONA AWAQUKWANGA KULE NGCACISO.

I-MLRA nguMthetho 18 ka-1998 weZinto Eziphilayo Zaselwandle. Ikopi yawo ifumaneka kwi-website yeSebe ethi www.mcm-deat.gov.za.

ICANDELO 1: INKCAZELO YOMFAKI-SICFLO

Icandelo 1.1 ukusa ku-1.7 limele lizaliswe ngabo bonke abafaki-zicelo. Iinkcukacha ezifunekayo kwicandelo 1.8.1 to 1.8.7d kwakufuneka umfaki-sicelo azidlulisele xa wayethabatha ifomu yesicelo. La macandelo kufuneka azaliswe kuphela ukuba iinkcukacha zomfaki-sicelo zitshintshile emva kokuba ebhalisile.

Umfaki sicelo uyacelwa ukuba kwiSihlomelo 1A ukuba anike inkcazelo emfitshane ngobume bombutho womfaki sicelo, abonise ukuba ishishini lakhe liquka amaziko alapha kwishishini lokuloba abizwa njenge "holding entity(ecaciswa njengomnini wepesenti ezingaphezu kwamashumi amahlanu kumfaki sicelo) kunye ne-"sister companies (nakuzo I-holding company ingumnini wepesenti ezingaphezu kwamashumi amahlanu kuzo) okanye amalungu omdibaniselwano ("joint venture")

Isizathu soku sesokuba amanye amacandelo kulefomu uvumela umfaki sicelo afake inkcazelo ngomfaki sicelo kunye ne-holding company ne sister company ezithatha inxaxheba kushishiono lokuloba (the "group of companies") okanye onke amalungu omdibaniswelano ("joint venture partners") kushishino lokuloba. Unobangela wokufuna lenkcazelo ngamanye amaziko, angaphandle komfaki sicelo kukuvumela ubambano loqoqosho ("economic unit") ukuba luzazise ngesicelo esinye, ngoluhlobo, ukuze igunya elithinyunyiweyo likwazi bhetele ukuthelekisa abafaki-zicelo. Onke amalungu omdibaneselwano okanye eqela kufuneka avume ukwenza isicelo ngoluhlobo, kwaye apho kufunwa khona inkcazelo yomdibaniso ze inikwe rhoqo kulo macandelo esicelo nakwezinye izicelo kwamanye amacandelo

ICANDELO 2: UHLOBO LOMFAKI-SICELO

2.1 kunye no-2.2

Injongo kukuginisekisa enoba umfaki-sicelo ubandakanyeke kwezinye iinxalenye zoshishino lokuloba

2.3

Ngokuvisisana necandelo 18 le-MLRA, amalungelo okushishina ngokuloba aya kunikwa abantu baseMzantsi Afrika kuphela, nto leyo engumqathango ochazwe kwicandelo 1 walo Mthetho. Injongo yeli candelo kukuqinisekisa enoba umfaki sicelo uyafaneleka na ngokwale nkcazelo. Xa iyinkampani okanye i-close corporation, inkoliso yee-shareholders okanye amalungu imele ibe ngabantu baseMzantsi Afrika.

2.6

Kumele kufakwe kuphela inkcazelo yenkampani / okanye i-close corporation efaka isicelo kungafakwa inkcazelo yamalungu amaqela eenkampani okanye umfela ndawonye.

ICANDELO 3: UKUTHOBELA

3.1.1, 3.1.2 3.1.3 kunye no-3.1.4 Qaphela: ukuba umfaki-sicelo akawuphendulanga umbuzo kuya kuvele kugqitywe kwelokuba ukhethe impendulo ethi "ewe"

Ngokuvisisana nomgaqo Jikelele neenkqubo ezithile kwezokuLoba, kukho izinto ezahlukeneyo eziya kwenzeka xa kophulwe imithetho ye-MLRA, imimiselo okanye imiqathango yemvume, eziquka ukugxothwa komfaki-sicelo nokuphulukana namanqaku. Injongo yeli candelo kukuqinisekisa ukuba umfaki-sicelo ukhe wabekwa elinye kula matyala kusini na nokubonisa ubunzulu bolu lwaphulo-mthetho.

3.2 Qaphela: ukuba umfaki-sicelo akawuphendulanga umbuzo kuya kuvele kugqitywe kwelokuba ukhethe impendulo ethi "ewe"

Abafaki-zicelo bafanele baphendule ngokuthi "ewe" kulo mbuzo, kwanaxa zaphinda zabuyiswa ezo mpahla zazigciniwe, ezabanjwayo okanye ezahiuthwayo ngokomthetho we-MLRA okanye zazimiselwa umda okanye zankonywa ngokuvisisana noMthetho we-Prevention of Organised Crime. Iimeko ezinokuthanani nokugcinwa, ukubanjwa, ukuhluthwa okanye ukuthintelwa okanye ukunkonywa kwayo nokwath kwenzeka emva koko, umzekelo, enoba loo mpahla yahluthwa okanye yanikwa uRhulumente, oko kumele kuvele kwisihlomelo.

3.3 Qaphela: ukuba umfaki-sicelo akawuphendulanga umbuzo kuya kuvele kugqitywe kwelokuba ukhethe impendulo ethi "ewe"

Abafaki-sicelo bamele baphendule bathi "ewe" kulo mbuzo kuphela xa ilungelo lomfaki-sicelo okanye imvume kolu shishino liye labekelwa imiqathango, lahluthwa, lancitshiswa okanye lahlengahlengiswa phantsi kuka-section 28(3) we-MLRA. Ezi meko zimele zicaciswe kwisihlomelo.

ICANDELO 4: IINKCUKACHA ZENQANAWA

Eli candelo lifuna ukuba umfaki-sicelo agcwalise linkcukacha zenqanawa nganye ekhethwe ngumfaki-sicelo. Ukuba iinkcukacha eziceliweyo azifumaneki, kumele kuchazwe izizathu zoko kwisihlomelo.

ICANDELO 5: INDLELA EKUBANJISWA NGAYO

5.1 Qaphela: ukuba umfaki-sicelo akawuphendulanga umbuzo kuya kuvele kugqitywe kwelokuba ukhethe impendulo ethi "ewe"

Umfaki-sicelo oye wabambisa nganeno okanye ngaphaya kwendawo ayabelweyo ekulobeni ngepesenti engaphezu kwe-10% ngonyaka othile ngoxa esenelungelo lokwexeshana umele aphendule ngokuthi "ewe" kulo mbuzo. izizathu zimele zichazwe kwisihlomelo.

5.2

Eli candelo licela iinkcukacha eziphathelele iingxelo zomfaki-sicelo zokubambisa ngoxa enelungelo lokwexeshana (2001 – 2005) kwezinye iinxalenye. Abafaki-sicelo abafanele baphendule umbuzo obhekisele kwiingxelo zeSebe zokubambisa. Kumqolo wesibini, kumele kugcwaliswe ukubanjiswa kwaminyaka le kangangeminyaka emithathu kumele kubhalwe kuze kumqolo wesithathu kuchazwe kanye ezona zibanjisiweyo ngeetoni (kumele kuchazwe ubunzima obuqhelekileyo, kungekhona ubunzima baxa sele iphumile emanzini okanye obasemva kokuba ikrunculwe intloko njl). Ukuba umfaki-sicelo ebekhe akanikwa mvume ngonyaka othile, umfaki-sicelo umele achaze ukuba akakhange abambise kangange-100%.

Umzekelo

(High-term)		Unyaka Ukubambisa Ezibanjiswe Kwindawo Ipesenti yokubambisa nganeno Ipesenti yokubambisa ngaphezulu Kwaminyaka Le (ngeetoni) Ayabelweyo Umfaki-sicelo
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Iitoni zoka kubanjisiweya (yi-1 100 yeetoni) uthabathe isimbuku sezo uvumeleke ukuzibambisa (i-1 000 leetoni) = 100. Ukuze ufumane ipesenti, hlulahilula umahluko nge-TAC oyinikiweyo uze uphindaphinde elo nani nge-100 . umzekelo (100/1000) \times 100 = 10 %.

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ICANDELO 6: IINGUQU

6.1 no-6.2.1

Injongo yala macandelo kukuqinisekisa ukuba umfaki sicelo kuyafuneka kusini na athobele uMthetho we-Employment Equity kusini na. Ukuba kufuneka ewuthobele, umbuzo olandelwayo ubuza ukuba umfaki sicelo uye wazizalisekisa iimbopheleleko zakhe phantsi kwaloo Mthetho. Ukwenzela ukuphendula la macandelo, yinkcazelo yomfaki sicelo kuphela efanele iqwalaselwe (kungekhona inkcazelo yenkampani ebamb' intambo okanye amanye amahlakani).

Abaqeshi "abakhethiweyo" kuye kufuneke bawuthobele lo Mthetho. Umqeshi okhethiweyo, ngokwemiqathango ka-section 1 woMthetho we-Employment Equity ngulo:

a) umqeshi onabasebenzi abangama-50 okanye ngaphezulu;

Explanatory Notes to the application forms for New Entrant: West Coast Rock Lobster (Off shore), Hake Longline, Squid, Tuna Pole, Shark Demersal and Seaweed (CLUSTER B)

- h) Umqeshi onabasebenzi abambalwa kunabasebenzi abangama-50, kodwa abe enengeniso yaminyaka le elingana okanye engaphezu kwemali engeniswa ngamashishini amancinane ngokoCwangciso 4 lwalo Mthetho [ezi-R2 zezigidi ngonyaka]; okanye
- i) .
- j) .
- e) umqeshi onyanzeliswa yimiqathango edibeneyo ka-section 23 okanye 31 woMthetho we-Labour Relatons; omisela ukuba abe ngumqeshi okhethiweyo ngokwemiqathango yalo Mthetho, ukusa kumkhamo onikelwe kwesi sivumelwano;

Ngokuvisisana no-section 13 woMthetho we-Employment Equity, nazi iimbopheleko zomqeshi okhethiweyo:

- Wonke umqeshi okhethiweyo, ukuze afikelele kwi-employment equity, umele asebenzise imilinganiselo yokuxhotyiswa kwabantu abasuka kumaqela akhethiweyo ngokuvisisana nalo Mthetho.
- 2) Umqeshi okhethiweyo umele
 - a) abonisane nabasebenzi akhe njengokuba kufunwa ngu-section 16;
 - b) enze uhlolisiso njengokuba kufunwa ngu-section 19;
 - c) alungiselele i-employment equity plan njengokuba kufunwa ku-section 20;aze
 - anikele ingxelo kwi-Director General ngenkqubela eyenziweyo kwi-employment equity plan, njengokuba kufunwa ngu-section 21.

6.3.3 Qaphela: ukuba umfaki-sicelo kufunwa anikele inkcazelo yamanye amaziko ummeli ogunyazisiweyo welo ziko umele awungqine loo mpoposho ku-section 16

Injongo yeli candelo kukuqinisekisa ubume babaphathi benkampani efaka isicelo Ukuba kukho inkampani enee-shares ezingaphezu kwama-50% kwinkampani yakhe okanye i-close corporation kushishino lokuloba(emiselwe njengokuba kuboniswe kwicandelo 6.7.1 ngezantsi) ngoko ke iinkcukacha zebhodi yee-directors/amalungu enkampani yomfaki-sicelo nebamb' intambo zimele zifakwe kwisihlomelo yaye kumele kugcwaliswe isicangca ngokufaka iinkcukacha ezidibeneyo zebhodi yee-directors / amalungu ala maziko omabini, ukuba umfaki-sicelo ulilungu loMfela Ndawonye (Joint Venture "JV") nenye inkampani okanye i-close corporation (yaye amanye amalungu ayavuma ukuzifaka kule fomu) ngoko iinkcukacha zebhodi yee-directors okanye amalungu azo zonke ii-JV zifanele zifakwe kwisihlomelo kuze kugcwaliswe isicangca ngokuthi kunikezelwe ngeenkcukacha zebodi yee-directors / amalungu azo zonke ii-JV.

6.3.4 Qaphela: ukuba umfaki-sicelo kufunwa anikele inkcazelo yamanye amaziko ummeli ogunyazisiweyo welo ziko umele awungqine loo mpoposho ku-section 16

La macandelo afuna ukuba abafaki bezicelo banikele iinkcukacha ngabasebenzi babo abafumana eyona mivuzo iphezulu (ebalwe ngokweendleko ezipheleleyo zenkampani). Le nkcazelo iya kujongwa njengeyimfihlo yaye isenokuziswa yodwa ifakwe kwimvulophu evaliweyo.

Njengakwicandelo6.3.1 elingasentla, ukuba kukho inkampani enee-shares ezingaphezu kwama-50% kwinkampani yomfaki sicelo okanye i-close corporation (emiselwe ngokwecandelo 6.7.1 ngezantsi) ngoko iinkcukacha zabafumana eyona mivuzo iphezulu kwinkampani yomfaki-sicelo nebamb' intambo zimele zinikelwe kwisihlomelo kuze kugcwaliswe isicangca ngokuthi kunikezelwe ngeenkcukacha ezidibeneyo zabo bafumana imivuzo ephezulu. Ukuba uMfaki-sicelo ulilungu loMfela Ndawonye (Joint Venture "JV") nenye inkampani okanye i-close corporation (yaye amanye amalungu ayavuma ukuzifaka kule fomu) ngoko iinkcukacha zebhodi yee-directors okanye amalungu azo zonke ii-JV zifanele zifakwe kwisihlomelo kuze kugcwaliswe isicangca ngokuthi kunikezelwe ngeenkcukacha zebodi yee-directors / amalungu azo zonke ii-JV.

Isimbuku seendleko zenkampani siquka iingenelo neebhonasi, kodwa asiziquki iimali ekwahlulelwana ngazo. Abafaki-zicelo abanabasebenzi abali-165 okanye abangaphantsi bamele banikele iinkcukacha zabo bafumana eyona mali iphezulu njengokuba kuboniswe kwisicangca kwisicelo esifakiweyo. Abafaki-sicelo abanabasebenzi abangaphezu kwe-165 bamele kuqala bajonge i-3% kwabaphezulu baze emva koko banikezele ngeenkcukacha zabo baqeshwa (ukuya kuma kuma-90). Isikhundla okanye isibizo somsebenzi lowo, njengokuba kuboniswe kwinkcazelo yenkampani leyo, simele sichazwe.

Umzekeio: Ukuba umfaki-sicelo uqeshe abantu abangama-2500, umfaki-sicelo ubafumana abasebenzi abakwi3% ephezuu ngokuphindaphinda eli nani ngo-0.03 (2500 x 0.03 = 75). Umfaki-sicelo umele anikezele linkcukacha zabo basebenzi bangama-75. Umfaki-sicelo akamele anikezele ngeenkcukacha zabasebenzi abangaphezu kwe-90, lingakhathaliseki inani labasebenzi anabo umfaki-sicelo kwi-3% yabon baphezulu.

Ukuba oko kuyasebenza, inani labasebenzi kwinkampani ebamb' intambo okanye amalungu eJV limele longezwe kwinani labasebenzi bomfaki-sicelo, njengokuba kuboniswe kulo mzekelo ungezantsi.

Explanatory Notes to the application forms for New Entrant: West Coast Rock Lobster (Off shore), Hake Longline, Squid, Tuna Pole, Shark Demersal and Seaweed (CLUSTER B)

Umzekelo: Ukuba umfaki-sicelo unabasebenzi abangama-75, yaye iziko elibamb' intambo linabasebenzi abali-125, la maziko omabini anabasebenzi abangama-200. Limfaki-sicelo umele abale i-3% ngolu hlobo: 200 x 0.03 = 6. Iinkcukacha zaia maziko omaini zifanele zidityaniswe, zize ilnkcukacha zabathandathu abafumana eyona mivuzo iphezulu kuludwe oludityanisweyo zifakwe kwisicangca esiku-6.3.2.

6.5.1 Qaphela: ukuba umfaki-sicelo kufunwa anikele inkcazelo yamanye amaziko ummeli ogunyazisiweyo welo ziko umele awungqine loo mpoposho ku-section 16

Eli candelo lifuna ukuba umfaki-sicelo anikele iinkcukacha zengeniso yentlangano ngo-28 February 2005.

Njengakwicandelo 6.3.1 ne-6.3.2 elingasentia, ukuba umfaki sicelo lilungu lomfela ndawonye ("JV") . nelenye inkampani okanye i-close corporation (yaye amalungu ayavuma ukuziveza kule fomu) ngoko umlinganiselo womvuzo wawo onke amalungu e-JV umele uchazwe kwisihlomelo kuze kugcwaliswe isicangca ngokunikela ingxelo edibeneyo yawo onke amalungu e-JV. . Ukuba kukho inkampani enee-shares ezingaphezu kwama-50% kwinkampani yomfaki-sicelo okanye i-close corporation (emiselwe ngokuchazwe kwicandelo 6.7.1 ngezantsi) ngoko umlinganiselo womvuzo wenkampani ebamb' intambo, efake isicelo nayo nayiphi na inkampani ekubanjiswene nayo ephantsi kwegunya lenkampani enkulu ngama-50% imele ichazwe kwisihlomelo kuze kugcwaliswe isicngca ngokufaka ingxelo edibeneyo yeqela (umfaki sicelo, inkampani ebamb' intambo nekubanjiswene nayo.

Umzekelo

	ngeniso enyanga	Inani labasebenzi kweli nganaba (Isimbuku seQela okanye se-JV, ukuba oko kuyasebenza)	Ipeserit Yesimbuku Sabasebenzi	Inani Labasebenzi Abamnyama kweli nganaba (IQela liphela okanye IJV ukuba oko kuyasebenza)	Ipesenti Yabasebenzi Bonke Abamnyama	Inani Labasebenzi Ababhingileyo kweli nganaba (ismbuku seQela okanye LIV, ukuba oko kuyasebenza)
<	R 2 500	100	80%	80	90 %	70

Hiulahlula abasebenzi abafumana lo mmvuzo ngenani labo bonke abasebenzi, ulahlulahlule ngo-100 Hilinganise nenani labasebenzi abamnyama kulo mvuzo lilinganise nenani labasebenzi abamsundu, uze uliphinde ngo-100

6.6 Qaphela: ukuba umfaki-sicelo kufunwa anikele inkcazelo yamanye amaziko ummeli ogunyazisiweyo welo ziko umele awungqine loo mpoposho ku-section 16

Lo mbuzo ufuna ukuba umfaki-sicelo agcwalise inkcazelo ye-employment equity ngokuphathelele amanqanaba abasebenzi. Abasebenzi abakhethiweyo nabasebenzi abahambisana noMthetho we-Employment Equity bafanele bagcwalise isicangca kunye namanani asanda ukudlula (awona matsha) kwiSebe Labasebenzi. Abafaki zicelo abangakhethwanga bafanele bagcalise izicangca ngokubhekisele kubasebenzi ngexesha lokufaka isicelo bekhumbula inkcazo yamanqanaba okusebenza akwisihlomelo 2 seMitheto ye-Employment Equity. Isihlomelo 2 sinikela oku kulandelayo:

I-Employment Equity Act 55, 1998

IYINTONI INJONGO YESI SIHLOMELO?

Iinkampani ezininzi zisebenzisa inkqubo yokwahlukanisa ukuze kujongwe imisebenzi ngokwexabiso layo zize zibone ukushiyana okukhoyo phakathi kwaloo misebenzi.

Esi sihlomelo sinikela isicangca esifanayo namanqanaba abasebenzi esisenokusetyenziswa ngabaqeshi xa begcwalisa i-EEA 2 ne-EEA 4.

IMIYALELO

Esi sicangca [singezantsi] sibonisa amanqanaba abasebenzi kuloo nkampani njengokuba kumiselwe ngokusebenzisa inkqubo yokwahlukanisa ixabiso lemisebenzi. Esi sicangca sinika amanqanaba afanayo kumsebenzi ngamnye okule nkqubo yokwahlulahlula.

IInkampani ezisebenzisa enye yeenkqubo zokwahlukanisa imiseenzi [zingezantsi] okanye ephuculiweyo ehambisana nezi, zifanele zisebenzise i-Semantic Scale njengesikhokelo ekuboneni amanganaba akhoyo kuloo nkampani.

Amanganaba omsebenzi afanavo

I-Semantic Scale	I-Paterson		I-Peromnes	I-Hay	I-Castellion
Abaphathi abaphezulu	F	F	[++		14

CANTON TO VE

Part of the

]+		
Abaphathi	E	E OPHEZULU	1 2	1	13
Abasemaqhuzwini		E OSEZANTSI	3	2	
Abanobugcisa,	D	D OPHEZULU	4	3	12
(ingcaphephe ezinamava nabaphathi		D OSEZANTSI	6	4	11 13
abaphakathi		DOSEZANTSI		7.	13
Amagcisa	C		7	5	
aqeqeshiweyo		C OPHEZULU	8	6	9
nafundileyo, abaphathi abasezantsi, iinkokeli,	15 89		10	6A	8
liforimani, li-	al a c	C OSEZANTSI	11	8	1
superintendents			12		
Abanobugcisa	В	B OPHEZULU	13	9	7
obulinganiselweyo		1 1 1 10	14	10	6
nabazenzela izigqibo		B OSEZANTSI	15	11	5
ezithile			16		4
Abangenabugcisa	Α	Α.	17	12	3
nabaxelelwayo		and the state of the	18	13	2
ngezigqibo zabo			19	2	1

Njengakwicandelo 6.4.1 elingasentia, ukuba umfaki sicelo lilungu lomfela ndawonye ("JV") . nelenye inkampani okanye i-close corporation (yaye amalungu ayavuma ukuziveza kule fomu) ngoko amanqanaba emisebenzi awo onke amalungu e-JV amele achazwe kwisihlomelo kuze kugcwaliswe isicangca ngokunikela ingxelo edibeneyo yawo onke amalungu e-JV. Ukuba kukho inkampani eneeshares ezingaphezu kwama-50% kwinkampani yomfaki-sicelo okanye i-close corporation (emiselwe ngokuchazwe kwicandelo 6.7.1 ngezantsi) ngoko amanqanaba emisebenzi enkampani ebamb' intambo, efake isicelo nayo nayiphi na inkampani ekubanjiswene nayo ephantsi kwegunya lenkampani enkulu ngama-50% imele ichazwe kwisihlomelo kuze kugcwaliswe isicngca ngokufaka ingxelo edibeneyo yeqela (umfaki sicelo, inkampani ebamb' intambo nekubanjiswene nayo.

Example

Ukuba iNkamphani ingumqeshi okhethiweyo, eyona nkcazelo intsha imele Ifake kwesi sicangca laa nkcazelo ibiyibhale kwifomu i-EEA 2A. Ukuba ikampani u-A ayingomqeshi okhethiweyo amanqanaba emisebenzi makachazwe ngoluhlobo iulapha phezulu kwisicangca, ngexesha lokufaka isicelo.

Kwakuba kufunyenwe inani labasebenzi kwinganaba ngalinye, kufuneka kubalwe lipesenti. Ngokomzekelo, iNkampani engu-A iqeshe oosomaghuzu abasixhenxe nabaphathi. Kwaba basebenzi basixhenxe kwinganaba lasemsebenzini, om-1 yindoda engumafrika, aba-2 ngamadoda ebala, aba-2 ngamadoda amhlophe, om-1 libhinga lendiya yaye om-1 libhinga elimhlophe. Ukuze ubale ipesenti thatha inani labasebenzi kwiqela ngalinye elikhethiweyo kwizinga labasebenzi uze ulahfule ngenani labasebenzi bonke kwizinga labasebenzi uze uliphindaphinde ngo-100.

A = African, C = Coloured, I = Indian, W = White, F = Female and ACI = African, Coloured and Indian

										Tot	als
Izinga Labasebenzi		A No.	Α%	C No.	C %	I No.	Ι%	W No.	W %	ACI%	F%
Oosomaqhuzu nabaphathi	Indoda	1	14%	2	28%	0	0%	2	28%	42%	
(Ii-JV Zonke okanye Amaqela, ukuba oko kuyasebenza)	Ibhinq a	0	0%	0	0%	1	14%	1	15%		29%

6.6

Bonke abafaki-sicelo bamele banikele amanani aphathelele abalawuli nabaphathi abangasentla / amagosa angasentla awayebhalwe kwiifomu zawo zezicelo zika-2001 ukuba babefake izicelo ngo 2001. Bonke abafaki-zicelo bamele banikele amanani aphathelele abasebenzi abaneleke ngokwemfundo neengcali ezinamava nabaphathi abaphakathi awayebhalwe kwiifomu zezicelo zika-2001, ukuba babefake izicelo ngo 2001.

6.7.3 Qaphela: ungabhali kwiindawo ezikrweliweyo zesicangca

Umqolo wokuqala kufuneka ubhalwe ukuba umfaki sicelo wayefake isicelo ngo 2001.

Explanatory Notes to the application forms for New Entrant: West Coast Rock Lobster (Off shore), Hake Longline, Squid, Tuna Pole, Shark Demersal and Seaweed (CLUSTER B)

<u>Kumqolo wesibini</u> ifuna ukuba abafaki-zicelo banikezele ngeenkcukacha eziphathelele li-shares asezandleni zabantu abamnyama namalungelo okuvota angasikelwanga mda kunye nomdla kwezoqoqosho (kuquka ukucuntsulelwa ngandlel' ithile ekwabiweni kwemali yengeniso) ohambisana neeshares zabantsundu kwishishini loMfaki sicelo (kungekhona kwinkampani ebamb' intambo, amalungu eqela nawe-JV ngaphandle kokua le nkcazelo iyafuneka ukuze izinto zihambe ngokutyibilikayo). Usihlalo webhodi yeedirectors zomfaki sicelo umele afake i-affidavit ngokuphathelele amabango anawo, amalungelo okuvota kwakunye nomdla kwezoqoqosho osezandleni zabamnyama kwishishini lomfaki-sicelo kwisihlomelo esifuna oko. Ekuboneni ipesenti yabantsundu abanamabango, amalungelo okuvota nomdla kwezoqoqosho, lo mgaqo wokutyibilika umele usetyenziswe, ngaphandle kokuba:

- iimali zomhlala-phantsi namaqithiqithi karhulumente amele ajongwe njengazimeleyo yaye ipesenti yamabango abantsundu ifanele ibalwe kunqakhange kubhekiselwe kumabango aloo maziko;
- Ukuba ipesenti yabamnyama abanamabango, amalungelo okuvota okanye umdla kwezoqoqoso zomnye onebango azibonakalii, kumele kunikwe izizathu ezicacileyo zoko;
- Ngeenjongo zokuqonda amalungelo okuvota, umntu onebango ujongwa njengone-100 lepesenti labamnyama ukuba ibango laloo nkampani elingaphezu kwama-50% lisezandleni zomntu wemvelo omnyama; kwaye
- Ipesenti "yamabango", "umdla kwezoqoqosho" kunye "namalungelo" okuvota abantu abantu abannyama kwi-trust amele ajongwe kubhekiselwa kumalungelo abaneengenelo ngokuphethelele kwisivumelwano se-trust.

Lo mgaqo wotyibiliko singawucacisa ngolu hlobo: "Umgaqo wotyibiliko" ("flow through principle") ubhekisela ekulandeleni iingenelo zoqoqosho xa kujongwa amanqaku abanini mashishini abakwi-BEE. Iinkampani zifumana amanqaku xa amantu abamnyama benenxaxheba ekuvoteni nakuqoqosho lwaloo nkampani. Injongo yenkqubo yotyibiliko kukuqinisekisa ukuba zonke iinkampani, kungakhathaliseki ukuba zingakanani, zinikwa amanqaku ngokufanayo ngokuphathelele abanini-nkampani be-BEE. Lo mgaqo wotyibiliko ubonisa ukuba uchaza ukuba ezona zinto zijongwayo ngamalungelo okuvota nenxaxhea kuqoqosho yabantu abamnyama abangabantu bokoqobo. Xa kungenzeka amalungelo okuvota kunye/okanye inxaxheba kuqoqosho inikwe ishishini elithile, ekuphela kwento eya kujongwa ngamalungelo okuvota nenxaxheba kwezoqoqosho abantu abamnyama abanayo kwelo shishini. Lo mgaqo uyasebenza ngokufanayo kuzo zonke iintlobo zobinini beshishini ngokuphathelele amashishini amela abantu de loo mashishini aphele aze amalungelo okuvota kunye/okanye inxaxheba kwezoqoqosho ibe sesezandleni zomntu wokoqobo, omnyama."

"Ukungabi ngumnini ngokungqalileyo" kuthetha ukuba nebango ekusebenzeni kwenkampani ethile elithi elo bango linike lowo lisezandleni zakhe inxaxheba kuqoqosho (njengokwahlulelwa imali) lwaloo nkampani, kodwa angavoti ngokungqalileyo kwizinto zaloo nkampani. Amalungelo okuvota usenokuwafumana ngokuvela ngelinye icala usebenzisa inkqubo ye-trus okanye ubungakanani onabo.

Okungabi ngumnini ngokungqalileyo kufanele kunjongisiswe ngeenjongo zokubona ipesenti yabamnyama abanamabango, ukuba oko kuyaseenza, ipesenti yenxaxheba kwezoqoqosho nasekuvoteni kwabantu abamnyama kuloo nkampani. Ukuba akukho kwamalungelo okuvota akhutshiweyo kumsebenzi waloo nkampani, ngoko ayinakujongwa njengenkampani enabantu abamnyama abanabango xa kuqwalaselwa inxaxheba yabamnyama ekuvoteni. Noko ke, xa ikho enye indlela yokuba nala malungelo okuvota (indlela engagqalanga), loo nkampani ingaqwalaselwa xa kujongwa amalungelo abantsundu okuvota.

Umzekelo: Umfaki-sicelo unee-shareholders ezine. Enye yezi shareholders ngumntu wokwenene ogama lingu-AA, omnyama, yaye unenxaxheba kuqoqosho nasekuvoteni nge-10%. Ezinye ii-shareholders zilnkampani yaye eyesithathu yimali yomhlalaphantsi. Inkampani engu-A inee-shares ze-30% zize ezingama-51% zibe phantsi kwabantu abamnyama ezingama-49% zikwabamhlophe. Inkmapani B ina-40% yee-shares yaye ezingama-51% zisezandleni zomntu omnyama yaye ezingama-49% zikumntu omhlophe. Inkampani B ina-40% yeeshares yaye ezingama-40% zisemntwini wokwenene omhlophe yaye ezingama-60% zikwinkampani engu-Z, nkampani leyo yona esezandleni zomntu omhlophe ngee-80% yaye omnyama yena una-20%. Imali yomhlata phantsi yona ithathe ii-shares ezikhutshiweyo ezingama-20%. Ipesenti yabamnyama abanee-shares, amalungelo okuvota nenxaxheba kuqoqosho imi ngolu hlobo:

Unyaka 2005 (ngomhla wesicelo)	Ipesenti yee-shares ezisebantwini abamnyama	Ipesenti yokuvota yabantu abanyama abanee-shares	Ipesenti yenxaxheba kwezogoqosho esebantwini abamnyama (ukuxhamla kulwabiwo-mall)
	37.625	56	37.625

U-AA ufaka i-12.5% (10/80) kuzo zontathu ezi zintlu, iNkampani A ifaka 19.125% (30/80 X 51/100) kwii-shares nenxaxheba kwezoqoqosho kunye ne-37.5% (30/80 X 100) kumalungelo okuvota, iNkampani B inikela i-6% (40/80 X 60/100 X 20/100) kuzo zonke ezi zintlu zintathu yaye imali yomhlala-phantsi yona ayinanzwa.

6.7.2

Iishares, amalungelo okuvota nenxaxheba kuqoqosho yamabhinqa nayo ibalwa ngolu hlobo kubalwe ngalo kwicandelo6.7.1 ngasentla. Kwakhona, eli candelo limele liphendulwe ngokusuka kwinkcazelo yomfaki sicelo kuphela. Inkcazelo yeenkampani

ezibamb' intambo, ezibambisene nayo namalungu e-JV asenokungaqwalaselwa ngaphandle koku loo mashishini anexaxheba kumsebenzi waloo nkampani yaye le nkcazelo imele igwalaselwe xa kufakwa isicelo.

6.7.3, 6.7.4, 6.7.5, 6.7.6, 6.7.7 no 6.7.8

Eli candelo limele liphendulwe ngokusuka kwinkcazelo yomfaki sicelo kuphela. Inkcazelo yeenkampani ezibamb' intambo, ezibambisene nay namalungu e-JV asenokungagwalaselwa, kodwa inkcazelo nge group share schemes zinokuchazwa kwisihlomelo.

6.8.1, 6.8.2, 6.8.3, 6.8.4, 6.8.5, 6.8.6 and 6.8.7 Qaphela ungabhali kwiindawo ezikrweliweyo kule fomu

Eli candelo limele liphendulwe ngokwenkcazelo yomfaki sicelo kuphela, Inkcazelo engamalungu e-JV isenokungaqwalaselwa. Lizicacele elokuba inkqubo yotyibiliko ayisebenzi kwii-close corporations. Ipesenti yamalungelo okuvota nokwabiwa kwengeniso kumele kube kuko okugqibayo kwizivumelwano ezenziwe zii-close corporation. Ukuba azikho izivumelwano ezinjalo okanye isivumelwano eso asiwuphathi lo mba, ngoko malungelo okuvota nenxaxheba kuqoqosho kumele kugqitywe kwelokuba ayalingana nepesenti efunwa lilungu kwingeniso.

6.9

Lo mbuzo ufuna ukuba umfaki-sicelo anikezele inkcazelo yomgama awuhambileyo ezama ukuphumeza usukelo azibekele lona kwiPlani Yeenguqu awayifaka ngowe-2001 kwinkqubo yokufaka isicelo. Eli candelo limele liphendulwe ngokwenkcazelo yomfaki sicelo kuphela. Inkcazelo yamashishini abamb' intambo, abambisene nawo nee-JV awayi kuqwalaselwa.

6.11 Qaphela: ukuba umfaki-sicelo kufunwa anikele inkcazelo yamanye amaziko ummeli ogunyazisiweyo welo ziko umele awungqine loo mpoposho ku-section 16

Eli candelo lifuna ukuba umfaki-sicelo anikezele inkcazelo enokuthanani nokuthobela icandelo 3 le-Skills Development Levies Act 9 ka 1999. Imibuzo esekuqaleni kwimiqolo yokuqala emibini (ukufaka/nokuncomela i-Workplace Skills Plan neAnnual Training Report) imele iphenduwe kufakwa inkcazelo yomfaki sicelo kuphela. Imiqolo yokuqqibela emithathu (imali ehlawulwa kwi-SARS, ipesenti yetyala lemivuzo esetyenziswa ekuqeqeseni nepesenti yoqingqo mali oluchithwa ekuqeqesheni abasebenzi abamnyama), ukuba umfaki-sicelo ulilungu loMfela Ndawonye nelenye inkampani okanye i-close corporation, ngoko imivuzo yawo onke amalungu eJV imele iboniswe kwisihlomelo kuze kugcwaliswe nesicangca ngokuthi kufakwe iinkcukacha ezidibeneyo zawo onke amalunge e-JV. Ukuba kukho inkampani enamabango angaphezu kwama-50% kwinkampani yakhe okanye i-close corporation (emiselwe njengokuba kuboniswe kwicandelo 6.7.1 ngasentla) ngoko ke imivuzo yamalungu enkampani ebamb' intambo, uMfaki-sicelo nazo naziphi ezibambesene nayo imele ifakwe kwisihlomelo yaye kumele kugcwaliswe isicangca ngokufaka iinkcukacha ezidibeneyo zeqela (inkampani ebamb' intambo, efaki isicelo nekubanjiswene nayo) leenkampani.

Ukuze kubalwe "ipesenti yemali yemivuzo echithwa ekuqeqesheni" yahlula imali echithwe minyaka le ekuqeqesheni ngeendleko zemivuzo zaminyaka le uze uphindaphinde oko ukufumeneyo ngo-100 ukuze ufumane ixabiso lepesenti.

Umzekelo

Inkampani X ichitha il-R 1 000 000,00 kwimivuzo minyaka le. Le nkampani ichithe il-R 10 000,00 iqeqesha abasebenzi. (R10 000,00/R1 000 000) = $0.001 \times 100 = 1\%$).

6.11 Qaphela: ukuba umfaki-sicelo kufunwa anikele inkcazelo yamanye amaziko ummeli ogunyazisiweyo welo ziko umele awungqine loo mpoposho ku-section 16

Lo mbuzo ufuna umfaki-sicelo abonise enoba ukhe wanenxaxheba kwiinkqubo zokufunda ngo-2004. Ukuba nenxaxheba kwinkqubo yokufundisa kuthetha ukuba umfaki-sicelo ubhalisele inkqubo yokufundisa kwi-SETA ngokwe-Regulations Concerning the Registration of Intended Learnerships and Learnership Agreements eyapapashwa phantsi kwe-Skills Development Act 97 ka 1998 kwi-Government Notice No. R. 330 of 3 April 2001. Ukuba kuyasebenza oku, le mibuzo ekula macandelo imele iphendulwe kusetyenziswa inkcazelo edibeneyo yeqela leshishini okanye i-JV.

6.12, 6.13, 6.14.1, 6.14.2, 6.15, 6.16, 6.17, 6.18, 6.19, 6.20, 6.21, 6.22, 6.23 no 6.24

Note: Qaphela: ukuba umfaki-sicelo uxhomekeke kwinkcazelo yamanye amaziko ummeli ogunyazisiweyo welo ziko umele awungqine loo mpoposho ku-section 16

Ukuba kuyasebenza oku, imibuzo ekula macandelo imele iphendulwe kusetyenziswa inkcazelo yawo onke amaqela okanye ii-JV. Ipesenti yabanini abamnyama, ekuthethwe ngayo kwicandelo 6.22, imele ibalwe ngendlela eboniswe ngasentla ku-6.7.1.

ICANDELO 7: UKHUSELEKO

Eli candelo lifuna ukuba umfaki-sicelo anikele inkcazelo enokuthanani nokhuseleko, kuquka izinto ezifunwa yi-South African Maritime Safety Authority.

7.1

ICandelo 312 ne 313 le-Merchant Shipping Act, 57 of 1951 lichaza ulwaphulo-mthetho oquka ukusilela ukuthobela imbophelelko ekhutsha ngulo Mthetho njengokuqinisekisa ukuba inqanawa engalufanelanga ulwandle ayisuki kwasenxwemeni kwakunye nokusilela ukulawula inqanawa leyo.

7.2, 7.3, 7.4, 7.5, 7.7 no 7.8

I-Maritime Occupational Safety Regulations, 1994, i-Crew Accommodation Regulations, 1961 kunye ne-Merchant Shipping (Safe Manning Regulations) le mithetho yapasiswa ngokwe-Merchant Shipping Act, 57 of 1951. Iyafumaneka kwi www.mcm-deat.gov.za. I-Marine Notice No 26 of 2004 nayo iyafumaneka kwi-website.

7.9

Ukuthobela i-Compensation for Occupational Injuries and Diseases Act 130 of 1993 kuthetha ukuthobela iCandelo 80 ukuya ku 88 of loMtheho onikela le nkcazelo ilandelayo:

"Imbopheleleko yabaqeqeshi yokubhalisa kumkhomishinala nokumnika iinkcukacha

- Umqeshi oqhuba ishishini kule Ripabliki uya kuthi ngexesha elithile nangendlela emiselweyo abhalise kumkhomishinala, aze amnike umkhomishinala i-prescn3bed yeshishini lakhe, yaye uya kuthi ngexesha eliekwe ngumkhomishinala amchazele iinkcukacha ezingakumi xa umkhomishinala ezifuna.
- Iinkcukacha ekubhekiselwe kuzo apha (1) ziya kunikezwa ngokwahlukileyo ngokuphathelele ishishini eliqhutywa ngumqeshi.
- Umqeshi uya kuthi kwiintsuku ezisixhenxe iinkcukacha zakhe zitshintshile abe sele emazisile umkhomishinala ngolo tshintsho.

Imbopheleleko yabaqesha yokugcin ingxelo

Umqeshi uya kugcina irejista okanye ingxelo yemivuzo nezinye iinkcukacha ezifunekayo zabo bonke abasebenzi, yaye uya kuthi ngexesha elifanelekileyo azivelise ezo rejista okanye iingxelo okanye izinto ezifotiweyo eziziintlobo xa lo usemagunyeni uchazwe ngasentla efuna ukuzihlola.

Igalelo labaqeshi kubantu abafanele ngamalungelo nemvisiswano

Ngaphandle kokuphikisana nokubhalwe kulo Mthetho, abaqeshi banembopheleleko ngabanye nangokwamaqela ukuba bahlawule kuMlawuli Jikelele ngendlela nangexesha asenokuthi ayifune ngalo intlawulo, njengenxalenye yeenkcitho azenzileyo yena ekuboneleleni ngezinto azibona zifanelekile ezikulo Mthetho."

7.13

I-Marine Pollution (Prevention of Pollution from Ships) Act 2 of 1986 ne-Marine Pollution (Control and Civil Liability) Act 6 of 1981 ziyafumaneka kwi www.mcm-deat.gov.za.

ICANDELO 8: UKUDALA IMISEBENZI

29

8.1.2 Qaphela: ukuba umfaki-sicelo kufunwa anikele inkcazelo yamanye amaziko ummeli ogunyazisiweyo welo ziko umele awungqine loo mpoposho ku-section 16

Umgolo wokugala kufuneka ubhalwe ukuba umfaki sicelo wayefake isicelo ngo 2001.

Injongo yelamacandelo 8.1.2 kunye no 8.1.3 kukufumanisa imisebenzi evulwe ngumfaki sicelo, kunye nenani lemali alichithe kwimivuzo ngexesha ebenelungelo lokwexeshana, <u>kwishishini ngalinye umfaki-sicelo anebango kulo.</u> Kwicandelo 8.1.1 inani lonke lemisebenzi edaliweyo imali esetyenziswe emivuzewni kushishino lokuloba malichazwe, Le nkcazelo imele isetyenziswe ukufumanisa inani lemisebenzi evulwe ngetoni nganye yeentlanzi (okanye ngeunithi yomsebenzi) welo bakala alinikiweyo (icandelo8.1.3). Ukuze kufunyaniswe inani lemisebenzi nemali echithwe kwimivuzo ngeunithi nganye kwibakala akulo, abafaki-zicelo (okanye inkampani ebamb' intambo okanye abambisene nayo namalungu e-JV) abakushishino olungelulo olokuloba <u>basenokuqwalaselwa</u>ukuba bavule imisebenzi okanye bachitha imali yemivuzo kolunye ushishino.

Abafaki zicelo abakushishino olungelolokuloba bamele babhale (kwisihlomelo) inkcazo yemisebenzi abayivulileyo nemivuzo abayichithileyo kwishishini lokuloba nakwamanye amashishini. Imisebenzi okanye iimali zemivuzo ezichithiweyo eziya kuqwalaselwa zezichithwe kushishino lokuloba kuphela xa kugcwaliswa icandelo 8.1.1. Abafaki-zicelo abakolunye uhlobo lokuloba bamele bafake (kwisihlomelo) inkcazo ngemisebenzi abayivulileyo namali abayichithe kwimivuzo kwihlelo ngalinye. Ekubeni kunzima ukuqonda kanye inani labasebenzi nemivuzo echithiweyo ngokwehlelo, kungaqikelelwa okanye kwahlulahlulwe, lo gama nje nakwezinye izicelo loo mfaki-sicelo esenza okufanayo.

Ukuba umfaki-sicelo ulilungu loMfela Ndawonye nelenye inkampani okanye i-close corporation, okanye ukuba kukho inkampani enama-50% ebango kwinkampani okanye i-close corporation yomfaki sicelo (emiselwe ngokwecandelo 6.7.1), ngoko yonke

imisebenzi enikelwe okanye iimali ezichithwe kwimivuzo ngamalungu e-JV okanye amaqela (anjengomfaki-sicelo, iinkampani ebamb' intambo nekubanjisenwe nayo) asenokujongwa; lo gama nje le migaqo ibekwe ngasentla isetyenziswa. Ngamanye amazwi, Iii-JV namaqela abandakanyekileyo kwamanye amashishini okanye ekulobeni asenokuyiqwalasela imisebenzi ayivule okanye limali zomvuzo azichithe kolunye ushishino. Xa kugcaliswa icandelo 8.1.1 kuya kujongwa imisebenzi neemali zemivuzo ezichithwe kolunye ushishino lokuloba yi-JV okanye amaqela. Ukuba kuyasebenza oko, imisebenzi evuliweyo kuya kufuneka icubungulwe neemali ezichithwe kwimivuzo kwamanye amahlelo zimele zibhalwe kwisihlomelo. Kungaqikelelwa okanye kwahlulahlulwe, lo gama nje i-JV okanyi iqela lisebenzisa kwaloo ndlela nakwezinye iifomu zokufuna amalungelo okuloba ezenziwe ngumfaki-sicelo okanye naliphi na ilungu leJV okanye iqela. Imisebenzi akunakuyibala kabini. Ngamanye amazwi, imisebenzi evulwe ngamalungu e-JV okanye iqela ayimele ibe ngaphezulu kwinani lemisebenzi evulwe yi-JV okanye iqela.

8.1.2 no 8.1.3:

La macandelo afuna ukuba abafaki zicelo bagcwalise iinkcukacha zemisebenzi abayivulileyo neemivuzo abayichithileyo ngetoni (okanye ngeyunithi yomsebenzi besekela kwinkcazelo ekwicandelo 8.1.1 engasental.

Ukubambisa komfakl sicelo konyanka	Imali Yemiyuzo Yonyaka (ngokuvisisana nokuloba)	Yimalini echitriwa ngumfaki-sicelo kumvuzo
(ngectonl) ngowe-2004	Ukuphela Konyaka we-2004 ngokwesicangca 8.1 1	ngetoni ayilobileyo
5 000	R1 000 000	R200

Yahiulahlula Isimbuku Somvuzo Wonyaka (1 000 000) nge-TAC ebanjisiweyo (5000) = R200 ngetoni.

8.1.5 Qaphela: ungabhali kwiindawo ezikrweliweyo yaye ukuba umfaki-sicelo kufunwa anikele inkcazelo yamanye amaziko ummeli ogunyazisiweyo welo ziko umele awungqine loo mpoposho ku-section 16

Ukuba kuyasebenza, kweli candelo phendula ngokubhekisele kwinkcazelo edityanisiweyo kuwo onke amaqela okanye umfela ndawo nye.

ICANDELO 9: UTYALO-MALI

9.1.1 and 9.1.2

Qaphela: ungabhali kwiindawo ezikrweliweyo yaye ukuba umfaki-sicelo kufunwa anikele inkcazelo yamanye amaziko ummeli ogunyazisiweyo welo ziko umele awungqine loo mpoposho ku-section 16

Kumacandelo 9.1.1 kunye no 9.1.2 inani lonke lencwadi nelexabiso le-insurance lempahla esisigxina kushishino lokuloba malichazwe.

Injongo yeli candelo kukufumanisa ixabiso lemali lezinto ezikwizibuko naselwandla zomfaki sicelo kwiziko ngalinye anebango kulo. Oku kuya kusetyenziswa ukuqinisekisa impahla esezibukweni naselwandle ngetoni nganye yentlanzi ebanjiswayo (okanye ngeyunithi yomsebenzi) kwindawo abelwe kuyo (kwicandlo 9.1.3 no-9.1.4) Ukuze kufunyaniswe ixabiso lempahla ngeyunithi kweliziko, umfaki sicelo (okanye inkampani ebamb' intambo okanye ekubanjiswene nayo) okolunye ushishino ngapandle kokuloba akanako ukuqwalasela impahla ayisebenzisa kolunye ushishino.

Abafaki zicelo ababandakanyeke kwamanye amashishini angekokuloba bamele bacubungule impahla abayisebenzisa ekulobeni nkwamanye amashishini kwisihlomelo esisiso (ecaleni ixabiso lazo ngokwenca neleinshorensi). Kuphela yimpahla esetyenziswa ekulobeni eza kuqwalaselwa xa kugcwaliswa icandelo 9.1.1 ne 9.1.2. Abafaki-zicelo abakushishino lokuloba bamele bacazulule impahla abayisebenzisa kwiziko ngalinye kwisihlomelo (ecaleni ixabiso lencwadi neleinshorensi). Ekubeni kunzima ukucalula impahla ngokuchanileyo ngokweziko, ungaqikelela okanye wahlulahlule, lo gama nje usebenzisa kwaloo nkqubo nakwezinye iifomu zezicelo zokuloba ezifakwe ngumfaki-sicelo ebudeni bokuba namalungelo okwexeshana.

Ukuba umfaki-sicelo ulilungu loMfela Ndawonye nelenye inkampani okanye i-close corporation, okanye ukuba kukho inkampani enama-50% ebango kwinkampani okanye i-close corporation yomfaki sicelo (emiselwe ngokwecandelo 6.7.1 ngasentla), ngoko yonke impahla esetyenziswe ngamalungu e-JV okanye amaqela (anjengomfaki-sicelo, iinkampani ebamb' intambo nekubanjisenwe nayo) asenokujongwa, lo gama nje le migaqo ibekwe ngasentla isetyenziswa. Ngamanye amazwi, Ii-JV namaqela abandakanyekileyo kwamanye amashishini okanye ekulobeni asenokuyiqwalasela impahla ayisebenzise kolunye ushishino. Xa kugcwaliswa icandelo 9.1.3 no 9.1.4 kuya kujongwa impahla esetyeziswe kolunye ushishino lokuloba yi-JV okanye amaqela. Ukuba kuyasebenza oko, impahla esetyenziswe ekulobeni nakolunye ushishino okanye kuya kufuneka icubungulwe impahla esebenze kwamanye amahlelo zimele zibhalwe kwisihlomelo (ecaleni ixabiso lencwadi okanye leinshorensi). Kungaqikelelwa okanye kwahlulahlulwe, lo gama nje i-JV okanye iqela lisebenzisa kwaloo ndlela nakwezinye iifomu zokufuna amalungelo okuloba ezenziwe ngumfaki-sicelo okanye naliphi na ilungu leJV okanye iqela. Impahla ayinakuyibalwa kabini. Ngamanye amazwi, imisebenzi evulwe ngamalungu e-JV okanye iqela ayimele ibe ngaphezulu kwinani lemisebenzi evulwe yi-JV okanye iqela.

9.1.3:

Lo mbuzo ufuna ukuba umfaki sicelo anikeze inkcazelo ngemali ayityalileyo ngetoni (okanye ngeyunithi yomsebenzi) ekubambiseni. kumele kusetyenziswe inkcazelo ekwicandelo 9,1,1.

Umzekelo

Inkampani X inikwe i-TAC yeetoni ezingama-5000. Ixabiso lempahla ekwizibuko naselwandle ekupheleni konyaka-mali ka2004 kwelo ziko ubuziR5 000 000. Ixabiso lempahla eselwandle zii-R 4000 000. ixabislo lempahla esezibukweni naselwandle ngetoni libalwa ngolu hlobo:

Okumele Kubanjiswe Ngonyaka (ngeetoni) kumfaki sicelo	Ixabiso Lencwadi (ngeerandi) lempahla eselunxwemeni naselwandieaa ekupheleni konyaka-mali ka-2004	ixabiso lencwadi (ngerandi) lempahla esemhlabeni ngo- 2004 ekupheleni	Ixabiso lencwadii lempahla esezibukweni nasetwandle ngentoni ngokwesabelo somfaki-sicelo	ixabiso lencwadi lepahla esemhlabeni yomfaki sicelo
5 000	R5 000 000.00	R4 000 00 <u>0</u>	R1 000,00	R800,00

Hitilahlula ixabiso lempahla esezibukweni naselwandle (5 000 000) ngele-TAC yomfaki-sicelo yowe-2004 (5000) [5 000 000/5 000=R1 000) Phindaphinda ixabio lempahla esezibukweni naselwandle yomfaki sicelo ngowe-2004 (4 000 000 ngeTAC enikwe umfaki sicelo ngowe-2004 (5000)

ICANDELO 10: UKUPHUCULWA KOQOQOSHO LWASEKUHLALENI

Eli candelo lifuna ukuba umfaki sicelo anikeze inkcazelo ngokuphathelele iintlanzi azibambisileyo ezibukweni okanye ezisemhlabeni ngowe-2004, neenjongo zokubambisa. Sebenzisa iitoni eziqhelekileyo (kungekhona ezibekwe esikalini emva kokuba intlanzi sele isuswe intloko nji).

10.1:

Lo mbuzo ufuna ukuba umfaki sicelo anikeze inkcazelo ecacileyo ngamazibuko apho alobele kkhona ngowe-2004 ngokuphathelele naokunye ukuloba.

ICANDELO 11: UPHUHLISO NOSHISHINO OLUNEGALELO

Eli candelo lifuna ukuba abafaki-zicelo banikeze inkcazelo ngophuhliso noshishino olunegalelo ngezinto ezenziwe ngumfaki sicelo. Ukuba negalelo kuya kuquka ukwenza izinto ezibonakalayo.

Ukuphuhlisa ushishino kusenokuba ziintlobo eziquka ukutyala ngqo kumashishini abaMnyama okanye ii-SMME zabamnyama (amashishini amancinane okanye asakhasayo), ukwenza umfela ndawonye nenkmpani yaMnyama ne-SMME yaMnyama okuphumela ekudluliselweni kobugcisa, ilungiselelo lokomeleza, ulwalamano kushishino nokudibanisa izinto, okuthi kona, kunike la mashishini ithuba loshishin, ludibanisa imizamo yaMnyama nee-SMME ezinamandla abaMnyama kuze ke ngolo hlobo kongiwe imali nengeniso iqhubeke kwii-SMMME.

Xa kuthethwa nge-"Black Owned SMME" kuthethwa nge-small, medium or micro enterprise (inabaqeshwa abangaphantsi kwe-100 abasisigxina yaye ingenisa ngaphantsi kwe R 4 million yaye impahla yayo yonke ixabiso layo lingaphantsi kwe R 4 million, ngaphandle kwempahla esisigxina) enomnini omnya onebango elingapezu kwama50% (ukuba inkampani ibale ngokohlobo ekwenziwe ngalo kwicandelo 6.7.1 ngasentla yaye ukuba i-close corporation, ibale ngokwengeniso yamalungu) yaye kukho abaphathi abadlulileyo kwi-50% (abaphezulu nabasemaqhuzwini / okanye amagosa , oku kugqitywa ngendlela amabakala omsebenzi aku6.5 ngasentla ajongwa ngayo).

Xa kuthethwa nge-"Black Empowerd SMME" kuthethwa nge-small, medium or micro enterprise (inabaqeshwa abangaphantsi kwe-100 abasisigxina yaye ingenisa ngaphantsi kweR 4 million yaye impahla yayo yonke ixabiso layo lingaphantsi kwe R 4 million, ngaphandle kwempahla esisigxina) enomnini omnya onebango elingaphezu kwama-25% (ukuba inkampani ibale ngokohlobo ekwenziwe ngalo kwicandelo 6.7.1 ngasentla yaye ukuba i-close corporation, ibale ngokwengeniso yamalungu) yaye kukho abaphathi abadlulileyo kwi-50% (abaphezulu nabasemaqhuzwini / okanye amagosa , oku kugqitywa ngendlela amabakala omsebenzi aku6.5 ngasentla ajongwa ngayo).

SECTION 12: FINANCIAL PERFORMANCE

12.1 Qaphela: ungabhali kwiindawo ezikrweliweyo yaye ukuba umfaki-sicelo kufunwa anikele inkcazelo yamanye amaziko ummeli ogunyazisiweyo welo ziko umele awungqine loo mpoposho ku-section 16

Injongo yeli candelo kukufumani ingeniso yomfaki-sicelo. Ingeniso yonyaka mayinikezelwe kusetyenziswa ingxelo zemali Abafaki-zicelo abakolunye ushishino olungekokuloba namanye amashishini basenokuyiqwalasela ingeniso eyenziwe kolunye ushishino / iziko. Abafaki-zicelo abakushishino olungekokuloba nakwamanye amaziko bamele bachube kakuhle ingeniso yoshishino lokuloba neyamanye amashishini baze bacubungule ingeniso yehlelo ngalinye kwisihlomelo. Ekubeni kunzima ukubala kakuhle ingeniso ngeshishini nangeziko, kufanele kuqikelelwe okanye kwahlulahlulwe, lo gama nje loo kqubo yokuqikelela isetyenzisiwe nakwezinye izicelo ezifakwe ngumfaki-sicelo. Ngamanye amazwi, umfaki-sicelo ufanele asebenzise inkqubo efanayo ekufakeni izicelo kwamanye amaziko..

12.2,12.3 kunye no 12.4

Lemibuzo ifuna ukuba umfaki sicelo anikezele inkcazelo engqinisiswe ngabahloli bencwadi.

Eli candelo lifuna ukuba umfaki-sicelo anikele inkcazelo ngokuphathelele ukuloba.

ICANDELO 14: UKUBANJISWA NEZIN1O EZIKHUSELWA INDALO

Eli candelo lifuna ukuba umfaki-sicelo anikezele inkcazelo ngokuphathelele ukubambisa nezinto ezikhusela indalo.

ICANDELO 15: IIRHAFU Eli candelo lifuna ukuba umfaki-sicelo anikezele inkcazelo ngokuphathelele iirhafu ezihlawulwe ebudeni bokufumana ilungelo lokwexeshana.

IZINCAZELO – ABANIKAZI BAMALUNGELO ATHATHA ISIKHATHI ESIJANA I-ROCK LOBSTER YASE-WEST COAST (NGAPHANDLE KOGU), I-HAKE LONGLINE, I-SQUID, I-TUNA POLE, I-DEMERSAL SHARK NE-SEAWEED

Injongo yezincazelo ukusiza abenzi bezicelo ekugcwaliseni e izingxenye eziningi efomini lokwenza isicelo. Ezinye izingxenye zibhekwa njengezicacile futhi azihlanganisiwe kulezi zincazelo.

I-MLRA iwuMthetho 18 ka-1998 Wemvelo Yasolwandle. Ikhophi iyatholakala engosini ye-Inthanethi yalo Mnyango www.mcm-deat.gov.za.

INGXENYE 1: IMINININGWANE YOMENZI WESICELO

Izingxenye 1.1 ukuya ku-1.17 kumelwe zigcwaliswe yibo bonke abenzi bezicelo. Umenzi wesicelo kuye kwadingeka ukuba ahlinzeke imininingwane edingwa yizingxenye 1.8.1 ukuya ku-1.8.7d lapho egcwalisa ifomu lokwenza isicelo. Lezi zingxenye zidinga ukugcwaliswa kuphela uma umenzi wesicelo eye washintsha imininingwane yakhe kusukela abhalisa.

Umenzi wesicelo uyacelwa, esiJobelelweni 1A ukuba ahlinzeke ngohlaka olufingqiwe lwenhlangano yomenzi wesicelo, olubonisa ukuthi inkampani yomenzi wesicelo iyi-holding company, i-sister company noma yinkampani ehlanganyelwayo (joint venture) yini. Ezinye izingxenye zaleli fomu zidinga ukuba kuhlinzekwe ngokwaziswa "kokuhlangana" kukamenzi wesicelo/i-holding company abanomnotho ongaphezu kuka-50% ongowenye inkampani (holding company). Ezinye izingxenye zidinga ukuba kuhlanganiswe ukwaziswa okuphathelene nomenzi wesicelo, i-holding company noma ama-sister company ahilelekile embonini yezokudoba ("iqembu lezinkampani") noma zonke "izinkampani ezibambisene (joint venture partners)". Lapho kudingeke khona, ukwaziswa nge-"qembu lezinkampani (group of companies)" (umenzi wesicelo, ama-holding company kaney nama-sister company ahilelekile embonini yezokudoba) kumelwe kuhlinzekwe. Isimiso esifanayo asisebenzi kuma-joint ventures. Maqondana nama-joint ventures, injongo yokufunwa kokwaziswa ngezinkampani kunokuba kufunwe ukwaziswa ngomenzi wesicelo wukuvumela izigaba zophiko lwezomnotho ukuba ziziveze ngabenzi bezicelo abangabantu, futhi ngale ndlela ukwenza ukuba izikhulu eziphathisiwe zikwazi ukuqhathanisa abenzi bezicelo nabanye. Kufanele kunqume abenzi bezicelo ukuthi basebenza ngalolo "phiko lwezomnotho" lwe-joint venture emkhakheni othile nokuthi bayafuna yini ukuzethula ngaleyo ndlela. Bonke abangamalungu e-joint venture kumelwe bavume ukwenza isicelo ngale ndlela lapho kuvunyelwe khona / kudingeke khona ukuba benze kanjalo, khona-ke ukwaziswa okuhlanganisiwe kumelwe kwethulwe ngendlela evumelanayo kuzo zonke izingxenye ezihilelekile.

INGXENYE 2: ISIMO SOMENZI WESICELO

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2.1, 2.2 no-12.3

Injongo ukuthola ukuthi umenzi wesicelo kufanele aphathwe njengosanda kufakwa isicelo noma umnini lungelo onesikhathi esijana yini. Yilezo zinhlangano kuphela ezazithole amalungelo esikhathi esijana ngo-2001/2002 endaweni yokudoba manje efakelwe isicelo noma okuyibona banduleli balezo zinkampani, eziyobhekwa isikhulu esiphathisiwe njengabanini malungelo besikhathi esijana (medium term right holders).

Uma umenzi wesicelo eyileyo nhlangano efanayo njengechazwe ku-2.2 (owathola ilungelo lesikhathi esijana ngo-2001/2002) naku-2.3 (umnini lungelo wamanje wesikhathi esijana), umenzi wesicelo ngokusobala uyakufanelekela ukuphathwa njengomnini lungelo wesikhathi esijana. Nokho, kwezinye izimo kungenzeka ukuthi ilungelo elabiwa ngo-2001/2002 ladluliswa, noma kungenzeka ukuthi ilungelo labelwa i-trust noma umuntu wendabuko okuye kwaholela ekutheni manje isicelo senziwe nge-close corporation noma inkampani. Kulezi nakuzo zonke ezinye izimo lapho umenzi wesicelo nenkampani ku-2.2 naku-2.3 engeyona inkampani efanayo, umenzi wesicelo kumelwe abonise ukuthi ngumanduleli ozimele wenkampani owathola ilungelo ngo-2001/2002, ukuze afaneleke njengomnini lungelo lesikhathi esijana. Isikhulu esiphathisiwe ngeke siqaphele inkampani engaphezu kweyodwa njengomanduleli wenkampani eyamukela ilungelo ngo-2001/2002.

2.4

Ngokwemibandlela yengxenye 18 ye-MLRA, amalungelo ezokudoba ngenjongo yezentengiselwano anganikezwa kuphela umuntu waseNingizimu Afrika, okuyigama elichazwe engxenyeni 1 yoMthetho. Injongo yale ngxenye ukubona ukuthi umenzi wesicelo uyahlangabezana yini nezimfuneko zale ncazelo. Endabeni yenkampani noma i-close corporation, iningi labanikazi bamasheya noma amalungu kumelwe kube ngabantu baseNingizimu Afrika.

2.6

Ukwaziswa okuphathelene nenkampani engumenzi wesicelo / i-close corporation kuphela okufanele kufakwe, hhayi ukwaziswa okuphathelene namanye amalungu eqembu lezinkampani noma i-joint venture.

2.7, 2.8

Ngokwemibandela yesigaba 7.5 seNqubomgomo Ehlanganisa Konke, umenzi wesicelo ongumnini lungelo wesikhathi esijana akanakuba namasheya kumenzi wesicelo omusha ongaba sethubeni lokwamukelwa emkhakheni ofanayo. Injongo yale ngxenye ukubona ukuthi le mfuneko kuyananyathelwa yini kuyo kanye nokwakha ukuxhumana nabanini bamasheya phakathi kwabenzi besicelo abangabanikazi bamalungelo besikhathi esijana (medium term)

INGXENYE 3: UKUHLONIPHA UMTHETHO

3.1.1, 3.1.2, 3.1.3 no-3.1.4 Phawula: kuyokwamukelwa impendulo engu-"yebo" uma umenzi wesicelo ehluleka ukuphendula umbuzo

Ngokwemibandela yeNqubo-mgomo ehlanganisa konke kanye nezinye izinqubo-mgomo eziphathelene nezindawo zokudoba, imiphumela ehluhlukene ingase idalwe ukwephulwa kwemithetho ye-MLRA, imibandela yemithetho noma izimvume, kuhlanganise nokungakhethwa komenzi wesicelo noma ukungaphumeleli. Injongo yale ngxenye ukuthola ukuthi umenzi wesicelo uye wawathweswa yini amacala okwephula umthetho okunjalo nokuthola futhi ukuthi ayemabi kangakanani.

3.2 Phawula: kuyokwamukelwa impendulo engu-"yebo" uma umenzi wesicelo ehluleka ukuphendula umbuzo

Abenzi besicelo kumelwe baphedule ngokuthi "yebo" embuzweni, ngisho noma impahla eyathathwa, yaboshwa, noma wayephucwa ngokwemibandela ye-MLRA noma eyabanjwa noma yalondolozwa ngokwemibandela yoMthetho Wokuvinjelwa Kobugebengu Obuhleliwe, kamuva yadedelwa. Izimo ezihlangene nomthetho wokubanjwa, ukuboshwa, ukuthathwa noma ukulondolozwa kwempahla kanye nomphumela waleyo nqubo, okungukuthi, kungakhathaliseki ukuthi leyo mpahla yadliwa noma yaphangwa nguMbuso, kumelwe kubhekwane nazo kulesi sijobelelo.

3.3 Phawula: kuyokwamukelwa impendulo engu-"yebo" uma umenzi wesicelo ehluleka ukuphendula umbuzo

Abenzi bezicelo kumelwe baphendule ngokuthi "yebo" embuzweni uma noma yiliphi ilungelo lokudoba noma imvume kunoma yimuphi omunye umkhakha liye lenqatshwa noma lasulwa, lancishiswa noma laguqulwa ngaphansi kwengxenye 28(3) ye-MLRA. Lezi zimo kumelwe zichazwe esijobelelweni.

INGXENYE 4: IMINININGWANE YOMKHUMBI/ISIKEBHE

Le ngxenye idinga ukuba umenzi wesicelo afake imininingwane yesikebhe/umkhumbi ngasinye esikhethwe ngumenzi wesicelo. Uma imininingwane eceliwe ingatholakali, izizathu zalokhu kumelwe sichazwe esijobelelweni.

INGXENYE 5: UKUSETSHENZISWA KWEZIDOTSHIWE

5.1 Phawula: kuyokwamukelwa impendulo engu-"yebo" uma umenzi wesicelo ehluleka ukuphendula umbuzo

Umenzi wesicelo oye wadoba ngokweqile noma wadoba ezingaphansi kwesibalo asabelwe kule ndawo yokudoba ngaphezu kuka-10% kunoma imuphi unyaka abelwe ngawo ngenkathi yelungelo lesikhathi esijana kumelwe aphendule ngokuthi "yebo" kulo mbuzo. Izizathu kumelwe zichazwe esijobelelweni esihlinzekiwe.

5.2

Le ngxenye icela imininingwane maqondana nemibhalo egciniwe yezinhlanzi ezidotshwe ngumenzi wesicelo phakathi nenkathi yamalungelo esikhathi esijana (2001 – 2005). Abenzi bezicelo akumelwe baphendule lo mbuzo ngokwemibhalo egciniwe yokudoba yoMnyango. Maqondana nezinhlanzi ezidotshiwe noma izimila zasolwandle ezitshaliwe (kumelwe kuchazwe isisindo esicatshangelwayo, hhayi isisindo esithululwe esikebheni noma isisindo sangemva kokuba izinhlanzi sezijumpulwe ikhandla noma sezikhishwe izibilini. Uma umenzi wesicelo engazange anikwe imvume yanoma imuphi unyaka, umenzi wesicelo kumelwe abonise ukuthi akababambanga 100%. Ukwaziswa okuphathelene nenkampani engumenzi wesicelo / i-close corporation kuphela okufanele kufakwe, hhayi ukwaziswa okuphathelene namanye amalungu eqembu lezinkampani noma i-joint venture.

Isibonelo sendawo yokudoba elawulwa nge-TAC (TAC controlled fishery)

Unyai	a	Isabelo Seziba Ngonyaka (ngamatha	zesabelo Somenzi V	Vesicelo Ukudoba	Amaphesenti okudoba ngokweqile
Actual to	nnage	caught (1 100 i	ons) minus total allowable ca	itch allocated (1 000 tons) = 100. To estat	blish the percentage, divide the difference
by the 7	AC allo	cated and multi	ply it by 100. i.e. (100/1000)	x 100 = 10 %.	
Inkathi 2003	ka-	1 000	1 100	09	6 10%

INGXENYE 6: IZINGUOUKO

6.1 no-6.2.1

Injongo yalezi zingxenye ukuthola ukuthi umenzi wesicelo kuyadingeka yini ukuba enze ngokuvumelana noMthetho Wokulingana Emsebenzini. Uma kudingeka ukuba enze ngokuvumelana nawo, umbuzo olandelayo uwukuthi umenzi wesicelo uzifezile yini izibopho zakhe ngaphansi kwalo Mthetho. Ngezinjongo zokuphendula lezi zingxenye, ukwaziswa komenzi wesicelo kuphela (futhi hhayi ukwaziswa kwe-holding company yako noma ama-sister company) okumelwe kuhlinzekwe futhi kuyocatshangelwa.

Abaqashi "Abasesigabeni Esivelele" kudingeka benze ngokuvumelana nalo Mthetho. Umqashi osesigabeni esivelele, ngokwemibandela yengxenye 1 yoMthetho Wokulingana Emsebenzini:

- a) Ngumqashi oqasha izisebenzi ezingu-50 noma ngaphezulu;
- k) Ngumqashi oqasha abantu abangaphansi kuka-50, kodwa owenza ingqikithi yenzalo yonyaka elingana noma engaphezu kwenzalo yonyaka elindelekile ngamabhizinisi amancane ngokwemibandela ka-Schedule 4 walo Mthetho. [Owenza u-R2 million ngonyaka]; noma
- 1) ...
- m) ...
- e) umqashi oboshwa yisivumelwano esiyimbumba ngokwemibandela yengxenye 23 noma 31 yoMthetho Wezisebenzi, omkhetha njengomqashi oqaphelekayo ngokwemibandela yalo Mthetho, ngokwezinga okuhlinzekwe ngalo esivumelwaneni;

Ngokwemibandela yengxenye 13 yoMthetho Wokulingana Emsebenzini, imisebenzi yabaqashi abaqashelwayo ihlelwe ngale ndlela:

- Yilowo nalowo mqashi okulesi simo (designated) kumelwe athathe izinyathelo zokubhekelela umnotho wabampisholo wabantu abavela emaqenjini akhethiwe ngokwemibandela yalo Mthetho ukuze kube khona ukulingana emsebenzini.
- 2) Umqashi oyinkampani (designated) kumelwe
 - a) athintane neziseenzi njengoba kudingwa yingxenye 16;
 - b) enze uhlaziyo njengoba kudingwa yingxenye 19;
 - c) alungiselele uhlaka lomsebenzi njengoba kudingwa yingxenye 20; futhi
 - d) abike kuMqondisi-Jikelele ngentuthuko esiyenziwe ekusebenziseni uhlaka lwayo lokulingana emsebenzini, njengoba kudingwa yinqxenye 21.

6.3.4 Phawula: Uma umenzi wesicelo kudingeka ukuba ahlinzeke ngokwaziswa kwezinye izinkampani, ummeleli ogunyaziwe wenye inkampani kumelwe afakazele isifungo engxenyeni 16

Injongo yale ngxenye ukuthola ukuthi buhlelwe kanjani ubuphathi basebhizinisini bomenzi wesicelo. Uma enye inkampani noma iclose corporation inengxenye engaphezu kuka-50% kumenzi wesicelo (inqunywa njengoba kuboniswe engxenyeni 6.7.1 ngezansi)
khona-ke imininingwane yebhodi labaqondisi/amalungu akho kokubili umenzi wesicelo ne-holding entity kumelwe kuhlinzekwe
esijobelelweni futhi ithebula kumelwe ligcwaliswe ngokufaka imininingwane ehlanganisiwe yamabhodi abaqondisi / amalungu azo
zombili izinkampani. Uma umenzi wesicelo ehilelekile kuyi-Joint Venture ("JV") kanye nenye inkampani noma i-close corporation
(futhi abathintekayo bevuma ukuzethula ngale ndlela) khona-ke imininingwane yamabhodi abaqondisi noma amalungu abo bonke
abangabanikazi be-JV kumelwe ihlinzekwe esijobelelweni futhi ithebula kumelwe ligcwaliswe ngokufaka imininingwane
ehlanganisiwe yamabhodi abaqondisi / amalungu abo bonke
abangamalungu e-JV.

6.3.5 Phawula: Uma umenzi wesicelo kudingeka ukuba ahlinzeke ngokwaziswa kwezinye izinkampani, ummeleli ogunyaziwe wenye inkampani kumelwe afakazele isifungo engxenyeni 16

Le ngxenye idinga ukuba umenzi wesicelo ahlinzeke ngemininingwane ephathelene nezisebenzi ezihola imiholo ephakeme ukwediula yonke (ebalwa ngengqikithi yemali ekhokhwa yinkampani). Lokhu kwaziswa kuzogcinwa kuyimfihlo futhi kungase kuthunyelwe kodwa eceleni kufakwe kwenye imvilophu evaliwe.

Njengasengxenyeni 6.3.1 ngenhla, uma enye inkampani noma i-close corporation inengxenye engaphezu kuka-50% kuMenzi Wesicelo (etholwa njengoba kuchazwe engxenyeni 6.7.1 ngezansi) khona-ke imininingwane yabantu abahola imali enkulu ukubedlula bonke bakho kokubili umenzi wesicelo kanye ne-holdiing entity kumelwe ihlinzekwe esijobelelweni futhi ithebula kumelwe ligcwaliswe ngokufaka imininingwane ehlanganisiwe yabantu abahola imali enkulu yazo zombili izinkampani. Uma uMenzi wesicelo ehilelekile kuyi-Joint Venture ("JV") kanye nenye inkampani noma i-close corporation (futhi abathintekayo bevuma ukuzethula ngale ndlela) khona-ke imininingwane yabahola imali enkulu ukubedlula bonke yabo bonke abangabanikazi be-JV kumelwe ihlinzekwe esijobelelweni futhi ithebula kumelwe ligcwaliswe ngokufaka imininingwane ehlanganisiwe yabo bonke abangamalungu e-JV.

Izindleko eziphelele zenkampani zihlanganisa izinzuzo namabhonasi, kodwa akuwahlanganisi ama-dividend. Abenzi bezicelo abaqasha izisebenzi ezingu-165 noma ngaphansi kumelwe bahlinzeke ngemininingwane yabantu babo abahola imali enkulu ukwedlula bonke njengoba kuboniswe ethebuleni efomini lokwenza isicelo. Abenzi bezicelo abaqashe abantu abangaphezu kuka-165 kumelwe baqale bathole u-3% ohola kakhulu bese behlinzeka ngemininingwane yalezo zisebenzi (zingeqi kwezingu-90) Ubuphathi noma isikhundla somqashwa, njengoba kuboniswe kwi-organogram noma uhlelo lwenhlangano, kumelwe buhlinzekwe.

Isibonelo: Uma umenzi wesicelo eqasha abantu abangu-2500, umenzi wesicelo uyokhetha u-3% ohola kakhulu, ngokuphindaphinda le nombolo ngo-0.03 (2500 x 0.03 = 75). Umenzi wesicelo kumelwe abe esehlinzeka ngemininingwane yalezo zisebenzi ezingu-75. Umenzi wesicelo akumelwe ahlinzeke ngemininingwane yezisebenzi ezingaphezu kuka-90, kungakhathaliseki ukuthi zingakli izisebenzi umenzi wezicelo anazo kwabe-3% ehola kakhulu.

Uma kufaneleka, isibalo sezisebenzi zezinkampani ezinamalungelo (holding entities) noma ababambisene kuyi-JV kumelwe senezelwe esibalweni sezisebenzi zomenzi wesicelo, njengoba kuboniswe esibonelweni esingezansi.

Isibonelo: Uma umenzi wesicelo eqashe abantu abangu-75 futhi inkampani i-holding entity iqashe abantu abangu-125, zombili lezi zinkampani zihlangene ziqashe abantu abangu-200. Umenzi wesicelo kumelwe angume ukuthi yibaphi abahola kakhulu abangu-3% 200 x 0.03 = 6. Imininingwane yezinkampani zombili kufanele ihlanganiswe, futhi imininingwane yabantu abayisithupha abahola kakhulu abasohlwini oluhlanganisiwe kufanele ifakwe ethebuleni 6.3.2.

6.6.1 Phawula: Uma umenzi wesicelo kudingeka ukuba ahlinzeke ngokwaziswa kwezinye izinkampani, ummeleli ogunyaziwe wenye inkampani kumelwe afakazele isifungo engxenyeni 16

Le ngxenye idinga ukuba umenzi wesicelo ahlinzeke ngemininingwane yamazinga omholo ngaphakathi enhlanganweni ngomhlaka-Febhuwari 28 2005.

Njengasengxenyeni 6.3.1 no-6.3.2 ngenhla, uma umenzi wesicelo ehilelekile kuyi-Joint Venture ("JV") kanye nenye inkampani noma i-close corporation, khona-ke imininingwane yemiholo yabo <u>bonke</u> abangabanikazi be-JV kumelwe ihlinzekwe esijobelelweni futhi ithebula kumelwe ligcwaliswe ngokufaka imininingwane ehlanganisiwe yabo <u>bonke</u> abangamalungu e-JV. Uma enye inkampani noma i-close corporation inengxenye engaphezu kuka-50% kuMenzi Wesicelo (enqunywa njengoba kuchazwe engxenyeni 6.7.1 ngezansi) khona-ke amazinga omholo e-holding entity, uMenzi Wesicelo <u>nanoma viziphi izinkampani ezibambisene nayo (sister companies) nazo ziyingxenye engaphezu kuka-50% ye-holding entity futhi zisebhizinisini lokudoba izinhlanzi, kumelwe ahlinzekwe ezijobelelweni futh ithebula kumelwe ligcwaliswe ngokufaka imininingwane ehlanganisiwe yeqembu (umenzi wesicelo, i-holding entity, kanye nama-sister company) yezinkampani.</u>

Isibonelo

1	Umholo Wanyanga Zonke	Isibalo sezisebenzi kuleli zinga (ingqikithi yeQembu noma i-3V, uma kufaneleka)	Amaphesenti Engqikithi Yezisebenzi	Isibalo Sezisebenzi Ezimpisholo Kuleli zinga (ingqikithi yeQembu noma i-JV, uma kufaneleka)	Amaphesenti Engqikithi Yezisebenzi Ezimpisholo	Isibalo Sezisebenzi Zesifazane kuleli zinga (ingqikithi yeQembu noma I- JV, uma kufaneleka)
	< R 2 500	100	80%	80	90 %	70

Divide the employees in this income level by the total number of employees, and multiply by 100

Divide the number of black employees in this income level by the total number of black employees, and multiply by 100

6.7 Phawula: Uma umenzi wesicelo encike ekwazisweni kwezinye izinkampani, ummeleli ogunyaziwe wenkampani kumelwe afakazele isifungo engxenyeni 16

Lo mbuzo udinga ukuba umenzi wesicelo agcwalise iphrofayili yokulingana emsebenzini yomenzi wesicelo maqondana namazinga okusebenza. Abaqashi (designated employers) kanye nabaqashi abahambisana ngokuzithandela noMthetho Wokulingana Emsebenzini kufanele bagcwalise ithebula ngamanani afakwa ngo-Okthoba 2004 eMnyangweni Wezisebenzi. Abaqashi abaqashe abantu abangaphansi kwamashumi amahlanu (non-designated) kufanele bagcwalise amathembula aqondene nezisebenzi zabo ngomhla ka-28 Febhuwari 2005 futhi bebe bekuqaphela lokho okushiwa ngamazinga okusebenza ahlelwe esijobelelweni 2 seZiqondiso eziphathelene noMthetho Wokulingana Emsebenzini. Isijobelelo 2 sihlinzeka ngalokhu okulandelayo:

UMthetho 55 ka-1988 Wokulingana Emsebenzini

IYINI INJONGO YALESI SIJOBELELO?

Ukuhlolwa komsebenzi noma izinhlelo zokulinganisa kuyasetshenziswa yizinhlangano eziningi ukulinganisa imisebenzi ngokuvumelana nohlaka lwayo bese kusungulwa izindlela ezifanelekile zokughathanisa phakathi kwemisebenzi.

Lesi sijobelelo sihlinzeka ngethebula lamazinga omsebenzi afanayo angase asetshenziswe ngabaqashi lapho begcwalisa amafomu i-EEA 2 kanye ne-EEA 4.

IZIQONDISO

Leli thebula [elingezansi] libonisa amazinga okuqashwa ngaphakathi ezinhlanganweni njengoba enqunywa ngokusebenzisa izinhlelo ezihlukahlukene zokuhlola imisebenzi noma zokulinganisa. Leli thebula lihlinzeka ngamazinga afanayo kolunye nolunye lwalezi zinhlelo zokuhlola umsebenzi.

Izinhlangano ezingazisebenzisi lezi zinhlelo zokuhlola umsebenzi [ethebuleni elingezansi], noma uhlelo olusetshenziswayo oluhlanganiswe nolunye lwalezi, kufanele zisebenzise i-Semantic Scale ukuze zithole isiqondiso ekunqumeni amazinga okuqashwa kwabantu ngaphakathi enhlanganweni.

Amazinga afanayo okuqasha

I-Semantic Scale	Paterson		Peromnes	Hay	Castellion
Abaphathi Abakhulu	F	F	[++		14
Abaphathi Abakhulu	E	E UPPER E LOWER	1 2 3	1 2	13
Abawufundele umsebenzi, ochwepheshe abanolwazi nabaphathi abaphakathi nendawo	D	D UPPER D LOWER	4 5 6	3 4	12 11 13
Ochwepheshe abanekhono nezisebenzi eziqeqeshelwe umsebenzi, abaphathi abancane, o- supervisor, izimfolomane, nonsumpa	C	C UPPER C LOWER	7 8 9 10 11 12	5 6 6A 7 8	9
Abanekhono elisesilinganisweni nokwenza izinqumo okudinga ikhono lokucabanga	В	B UPPER B LOWER	13 14 15 16	9 10 11	7 6 5 4
Ukwenza izinqumo kwabangakuqeqeshel we	A	A	17 18 19	12 13	3 2 1

Njengasengxenyeni 6.4.1 ngenhla, uma umenzi wesicelo ehilelekile kuyi-Joint Venture ("JV") kanye nenye inkampani noma i-close corporation futhi abathintekayo bevuma ukuzethula ngale ndlela) khona-ke imininingwane yokuqasha yabo <u>bonke</u> abanikazi be-JV kumelwe ihlinzekwe esijobelelweni futhi ithebula kumelwe ligcwaliswe ngokufaka imininingwane ehlanganisiwe yabo <u>bonke</u> abangamalungu e-JV. Uma enye inkampani noma i-close corporation inengxenye engaphezu kuka-50% kuMenzi Wesicelo (enqunywa njengoba kuchazwe engxenyeni 6.7.1 ngezansi) khona-ke amazinga omholo enkampani (holding entity), uMenzi Wesicelo <u>futhi nanoma yiziphi izinkampani ezinengxenye engu-50% ye-holding entity futhi ebambe iqhaza embonini yokudoba izinhlanzi,</u> kumelwe ahlinzekwe ezijobelelweni futh ithebula kumelwe ligcwaliswe ngokufaka imininingwane ehlanganisiwe yeqembu (umenzi wesicelo, i-holding entity, kanye ne-sister company) yezinkampani.

Isibonelo

Uma iNkampani A Ingumqashi (designated employer) oqasha abangaphezu kwamashumi amahlanu, ukwaziswa okuhlinzekiwe efomini le-EEA 2A lika-Okthoba 2004 kufanele kugcwaliswe kuleli thebula. Uma iNkampani A ingeyena umqashi ochazwe ngokuthi designated, amazinga okuqasha ezisebenzi kufanele anqunywe ngendlela ehlelwe ngenhla njengakumhla ka-28 Febhuwari 2005 futhi ithebula ligcwaliswe nalokhu kwaziswa.

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Uma nje inani lezisebenzi ngesibalo ngasinye linqunyiwe, kufanele kuhlaziywe amaphesenti. Ngokwesibonelo, iNkampani A iqasha izikhulu eziyisikhombisa eziphezulu kanye nabaphathi. Kwabayisikhombisa abasesigabeni sabaqashiwe, oyedwa ungowesilisa ompisholo, abangu-2 bangabesilisa bamakhaladi, abangu-2 bangabesilisa abangabelungu, oyedwa ungowesifazane ongumndinya futhi oyedwa ungowesifazane omhlophe. Ukuze uthole amaphesenti, thatha lesi sibalo sabaqashwa eqenjini ngalinye elisesikhundleni ezingeni lalezi zisebenzi bese ulihlukanisa ngengqikithi yesibalo sezisebenzi ezisezingeni lalaba baqashwa bese uliphindaphinda ngo-100.

A = Ompisholo, C = Ikhaladi, I = UmNdiya, W = Umlungu, F = Owesifazane kanti i-ACI = Ompisholo, Ikhaladi nomNdiya

	,				,					Izingo	A CONTRACTOR OF THE PARTY OF TH
Amazinga Alaba baqashwa		A No.	Α%	C No.	C %	I No.	I %	W No.	W %	ACI%	F%
Izikhulu Eziphezulu Nabaphathi	Abesilis a	1	14%	2	28%	0	0%	2	28%	42%	84 1165
(ingqikithi ye-JV noma yeQembu, uma kufaneleka)	Abesifa zane	0	0%	0	0%	1	14%	1	15%		29%

6.6.1 Phawula: Uma umenzi wesicelo kudingeka ukuba ahlinzeke ngokwaziswa kwezinye izinkampani, ummeleli ogunyaziwe wenye inkampani kumelwe afakazele isifungo engxenyeni 16

Bonke abenzi bezicelo kumelwe bahlinzeke ngezinombolo eziphathelene nabaphathi abaqondisayo nabakhulu / izikhulu eziphethe ezifakwe emafomini abo ezicelo ka-2001. Abaqashi aba-designated noma abaqashi abahambisana nalo mthetho ngokuzithandela, kumelwe babe sebegcwalisa lonke ithebula ngezinombolo ezafakwa embikweni we-EEA 2A ka-2002 no-2004. Abaqashi abangekho designated futhi abangahambisani nalolu hlelo kumelwe bagcwalise leli thebula maqondana nemininingwane yokuqashwa ekupheleni konyaka wezimali ka-2002 no-2004. Maqondana namaqembu nama-JV, iziqondiso ezihlelwe engxenyeni 6.5 nazo ziyasebenzi lapho kugcwaliswa le ngxenye.

6.6.2 Phawula: Uma umenzi wesicelo kudingeka ukuba ahlinzeke ngokwaziswa kwezinye izinkampani, ummeleli ogunyaziwe wenye inkampani kumelwe afakazele isifungo engxenyeni 16

Bonke abenzi bezicelo kumelwe bahlinzeke ngezinombolo eziphathelene nochwepheshe abawufundele umsebenzi nabanolwazi kanye nabaphathi abaphakathi nendawo ezifakwe emafomini abo ezicelo ka-2001. Abaqashi aba-designated noma abaqashi abahambisana nalo mthetho ngokuzithandela, kumelwe babe sebegcwalisa lonke ithebula ngezinombolo ezafakwa embikweni we-EEA 2A ka-2002 no-2004. Abaqashi abangekho designated futhi abangahambisani nalolu hlelo kumelwe bagcwalise leli thebula maqondana nemininingwane yokuqashwa ekupheleni konyaka wezimali ka-2002 no-2004. Maqondana namaqembu nama-JV, iziqondiso ezihlelwe engxenyeni 6.5 nazo ziyasebenzi lapho kuqcwaliswa le ngxenye.

6.7.4 Phawula: Ungazigcwalisi izindawo ezifakwe umbala ogqamile (shaded area)

Le ngxenye idinga ukuba abenzi bezicelo bahlinzeke ngemininingwane maqondana nobunikazi bamasheya babantu abampisholo kanye namalungelo okuvota angabekelwe mingcele kanye nezithakazelo ezingokomnotho (ngohlobo lwamasheya ayohlukaniselwa bona) angamasheya abampisholo kuMenzi Wesicelo (hhayi i-holding entity, iqembu noma ababambisene be-JV ngale kokuba lokhu kwaziswa kufaneleka ngezinjongo zokusebenzisa isimiso se-flow through. Usihlalo webhodi labaqondisi likamenzi wesicelo kumelwe ethule incwadi efakazelwe mayelana nokuba namasheya, amalungelo okuvota kanye nezithakazelo ezingokomnotho zabansundu kumenzi wesicelo esijobelelweni esifanele. Ekunqumeni ukuthi yiphesenti elingakanani elingelabampisholo, amalungelo okuvota nezithakazelo ezingokomnotho, isimiso se-flow through kumelwe sisetshenziswe, kuye ngokuthi:

- izikhwama zempesheni kanye namalungu ombuso kuzohlala kungathathi hlangothi, futhi amaphesenti okuba namasheya abampisholo kufanele abalwe ngaphandle kokuwahlanganisa namasheya angawalezo zinhlangano.
- Uma amaphesenti amasheya abansundu, amalungelo okuvota noma izithakazelo ezingokomnotho zomnikazi wamasheya othile zingenakungunywa, kumelwe kunikezwe izizathu eziningiliziwe zalokho.
- ngezinjongo zokuthola amalungelo okuvota, umnikazi wamasheya kufanele abhekwe njengompisholo ngokuphelele (100%) uma lowo lowo muntu ongowomdabu enengxenye engaphezu kuka-50% kulowo mnikazi wamasheya; futhi
- amaphesenti "obunikazi bamasheya", "izithakazelo ezingokomnotho" kanye "namalungelo okuvota" abantu abampisholo kuyi-trust eyongunywa ngokuhambisana namalungelo abayizindlalifa ngokwemibandela yesivumelwano se-trust.

Isimiso se-flow through sichazwa ngokuthi: "Isimiso se-flow through" sibhekisela ekulandelelelweni kwezinzuzo ezingokomnotho lapho kunqunywa ukuthi abampisholo banabo yini ubunikazi ebhizinisini (BEE ownership). Izinkampani zizoklonyeliswa ngamaphuzu

kuye ngokuthi likhona yini iqhaza elibhekile elibanjwe ngabampisholo ekusebenziseni amalungelo abo okuvota nokubamba iqhaza kwezomnotho zebhizinisi Injongo yesimiso se-flow through ukuqinisekisa ukuthi zonke izinkampani, kungakhathaliseki ukuthi zihlelwe kanjani, zithola amaphuzu ngokufanayo ngokweqhaza elibanjwe ngabampisholo ekufukulweni ebhizinisini (BEE ownership). Isimiso se-flow through siphawula ukuthi amalungelo okuvota kuphela nezithakazelo ezingokomnotho abantu abampisholo bendabuko okufanele bakuthole okuyocatshangelwa. Uma amalungelo okuvota kanye/noma izithakazelo ezingokomnotho zisezandleni zabantu bomthetho, ngamalungelo okuvota kanye nezithakazelo ezingokomnotho kuphela abantu abampisholo bendabuko abanazo kulowo muntu womthetho eziyocatshangelwa. Kuyosetshenziswa isimiso esifanayo ngendlela engaguquki kulo lonke uchungechunge lobunikazi maqondana nabantu bomthetho kuze kufike leso sikhathi lapho lolo chungechunge lunqamuka ekunikweni kwalowo muntu wendabuko amalungelo/izithakazelo ezingokomnotho, okungumuntu ompisholo.

"Ubunikazi obungaqondile" busho ubunikazi bomnotho ebhizinisini lapho lowo mnotho unika khona abanini mafa ebhizinisini ilungelo lokuba babambe iqhaza enzuzweni engokomnotho (njengama-dividend) atholwa ngabanikazi masheya balelo bhizinisi, kodwa hhayi elungelweni lokuvota lalelo bhizinisi ngokuqondile. Amalungelo okuvota angasetshenziswa ngokungaqondile ngqo (indirectly) ngomdlulisi wokwaziswa njenge-trust noma i-superannuation scheme.

Ubunikazi obungaqondile ngqo kumelwe bucatshangelwe ngezinjongo zokulinganisa amaphesenti abanikazi bamasheya abampisholo, futhi uma ezimweni ezifanelekile, kucatshangelwe namaphesenti omnotho kanye namalungelo okuvota komuntu ompisholo kumenzi wesicelo. Uma engekho amalungelo okuvota emnothweni wobunikazi obungaqondile ngqo (indirectiy owned equity), khona-ke ubunikazi babampisholo balowo mnotho akufanele bucatshangelwe lapho kutholwa ukuthi abampisholo banawo yini amalungelo okuvota. Nokho, lapho amalungelo okuvota esetshenziswa khona ngokungaqondile ngqo (ngomdlulisi wokwaziswa), ubunikazi babampisholo bomnotho kumelwe bucatshangelwe lapho kungunywa amalungelo okuvota.

Isibonelo: Umenzi wesicelo unabanini masheya abane. Omunye walaba banini masheya ungumuntu womdabu obizwa ngokuthi u-AA, ompisholo futhi une-10% yomnotho namalungelo okuvota. Abanye abanini masheya ababili yizinkampani futhi owesithathu yisikhwama sempesheni. Inkampani A ino-30% wamasheya futhi u-51% wayo ungowomuntu ompisholo kanti u-49% ungowomuntu omhlophe (umlungu). Inkampani B ino-40% wamasheya futhi u-40% wayo ungowomlungu wendabuko futhi u-60% ungowenkampani Z, eqinisweni u-80% wayo ongowomlungu futhi u-20% wayo ongowomuntu ompisholo. ISikhwama Sempesheni sino-20% wamasheya akhishiwe. Amaphesenti angawomuntu ompisholo, amalungelo okuvota kanye nomnotho kumi ngale ndlela:

Unyaka 2005 (ngosuku lokwenza Isicelo)	Arnaphesenti Obunini masheya angawabantu abampisholo	Amaphesenti amalungelo okuvota angawabanikazi bamasheya abampisholo	Amaphesenti omnotho ongowabanikazi bamasheya abampisholo (ama-divident angawabo)
	37.625	56	37.625

U-AA unikela ngo-12.5% (10/80) kuzo zonke lezi zigaba ezintathu, iNkampani A inikela ngo-19.125% (30/80 X 51/100) kubanikazi bamasheya nasemnothweni (economic interest) nango-37.5% (30/80 X 100) kumalungelo okuvota, iNkampani B inikela ngo-6% (40/80 X 60/100 X 20/100) kuzo zonke lezi zigaba zontathu futhi isikhwama sempesheni asifakelwa lutho.

6.7.2

Ukuba namasheya, amalungelo okuvota kanye nezithakazelo zomnotho (economic interest) zabesifazane kubalwa ngendlela efanayo njengoba kuchazwe ngaphansi kwengxenye 6.7.1 ngenhla. Nalapha, le ngxenye kumelwe iphendulwe kubhekiselwa ekwazisweni kukamenzi wesicelo kuphela. Ukwaziswa okuphathelene nama-holding entities, izinkampani ezibambisene (sister companies) nababambisene kuma-JV zingase zingacatshangelwe ngale kokuba lezi zinkampani zine-equity nomenzi wesicelo futhi lokhu kwaziswa kumelwe kucatshangelwe lapho kusetshenziswa isimiso se-flow through.

6.7.3, 6.7.4, 6.7.5, 6.7.6 no-6.7.7

Lezi zingxenye kumelwe ziphendulwe kubhekiselwa ekwazisweni kukamenzi wesicelo kuphela. Ukwaziswa okuphathelene namaholding entities, izinkampani ezibambisene nababambisene kuma-JV kungase kungacatshangelwa.

6.8.1, 6.8.2, 6.8.3, 6.8.4, 6.8.5, 6.8.6 no-6.8.7 Phawula: ungazigcwalisi izindawo ezifakwe umbala ogqamile zefomu(shaded areas)

Lezi zingxenye kumelwe ziphendulwe kubhekiselwa ekwazisweni kukamenzi wesicelo kuphela. Ukwaziswa okuphathelene nababambisene kuyi-IV kungase kungacatshangelwe. Isimiso se-flow through kusobala ukuthi asisebenzi kuma-close corporations. Amaphesenti amalungelo okuvota kanye nokwabiwa kwenzuzo kumelwe kunqunywe kubhekiselwa esivumelwaneni sobunikazi se-close corporation. Uma singekho isivumelwano esinjalo esikhona noma isivumelwano singathintwa kule ndaba, khona-ke amalungelo okuvota kanye nomnotho (economic interest) kumelwe kubhekwe ngokuthi kuyafana ngokwamaphesenti omnotho wobulungu.

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6.9

Lo mbuzo udinga ukuba umenzi wesicelo anikeze ukwaziswa ngokwezinga asefinyelele ngazo imigomo ehlelwe kuyi-Transformation Plan eyethulwe njengengxenye yenqubo yesicelo sika-2001 Le ngxenye kumelwe iphendulwe kubhekiselwa ekwazisweni kukamenzi wesicelo kuphela. Ukwaziswa okuphathelene nama-holding entities, izinkampani ezibambisene (sister companies) nababambisene kuma-JV kungase kungacatshangelwa.

6.12 Phawula: Uma uMenzi Wesicelo encike ekwazisweni kwezinye izinkampani, ummeleli ogunyaziwe waleyo nkampani kumelwe afakazele isifungo engxenyeni 16

Le ngxenye idinga ukuba umenzi wesicelo ahlinzeke ngokwaziswa okuphathelene nokwenza ngokuvumelana nengxenye 3 yoMthetho 9 ka-1999 we-Skills Development Levies. Imibuzo ezinhleni ezimbili zokuqala (ukwethula/ukugunyazwa kwe-Workplace Skills Plan kanye ne-Annual Training Report) kumelwe iphendulwe kubhekiselwa ekwazisweni komenzi wesicelo kuphela. Maqondana nezinhla ezintathu zokugcina (inani lamarandi akhokhelwa i-SARS, amaphesenti omholo akhokhwayo asetshenziselwa ukuqeqesha kanye namaphesenti ebhajethi yokuqeqesha achithwa ezisebenzini ezimpisholo), uma kuwukuthi umenzi wesicelo uyi-Joint Venture ("JV") kanye nenye inkampani noma i-close corporation, futhi abahilelekile bevuma ukuzethula ngaleyo ndlela, khona-ke izimali zomholo ezikhokhwayo zabo bonke ababambisene ebhizinisini (JV partners) kumelwe zihlinzekwe esijobelelweni futhi ithebula kumelwe ligcwaliswe ngokufaka imininingwane ehlanganisiwe yabo bonke ababambisene be-JV. Uma enye inkampani noma i-close corporation inengxenye engaphezu kuka-50% kuMenzi Wesicelo (enqunywa njengoba kuchazwe engxenyeni 6.7.1 ngenhla) khona-ke amazinga omholo e-holding entity, uMenzi Wesicelo nanoma viziphi izinkampani ezibambisene nayo (sister companies) nazo ziyingxenye engaphezu kuka-50% ye-holding entity (futhi zisebhizinisini lokudoba izinhlanzi), kumelwe ahlinzekwe ezijobelelweni futh ithebula kumelwe ligcwaliswe ngokufaka imininingwane ehlanganisiwe yeqembu (i-holding entity, umenzi wesicelo, kanye nama-sister company ahilelekile embonini yokudoba izinhlanzi) yezinkampani.

Ukuze kutholwe "amaphesenti e-payroll esetshenziswe ekuqeqesheni" hlukanisa inani lonyaka eliqondile eliye lachithwa ekuqeqesheni ngengqikithi yemali ye-payroll yonyaka bese uphindaphinda isibalo esitholakele ngo-100 ukuze uthole isilinganiso samaphesenti.

Isibonelo

Inkampani X inemali yomholo wonyaka engu R1 000 000,00. Inkampani isebenzise u-R 10 000,00 ukuze iqeqeshe izisebenzi zayo. (R10 000,00/R1 000 000) = 0.001 x 100 = 1%).

6.11 Phawula: Uma uMenzi Wesicelo encike ekwazisweni kwezinye izinkampani, ummeleli ogunyaziwe waleyo nkampani kumelwe afakazele isifungo engxenyeni 16

Lo mbuzo udinga ukuba umenzi wesicelo abonise ukuthi yalibamba yini iqhaza ohlelweni lokuqeqesha (learnership) ngo-2004. Ukubamba iqhaza ohlelweni lokuqeqesha kusho ukuthi umenzi wesicelo uye wabhalisa isivumelwano sokuqeqesha ne-SETA ngokwe-Regulations Concerning the Registration of Intended Learnerships and Learneships Agreements eyashicilelwa ngaphansi koMthetho 97 ka-1998 Wokuthuthukiswa Kwamakhono kuyi-Government Notice No. R. 330 ka-3 April 2001. Uma kufaneleka, imibuzo kulezi zingxenye kumelwe iphendulwe kubhekiselwa ekwazisweni okuhlanganisiwe kwazo zonke izinkampani eqenjini noma i-JV.

6.12, 6.13, 6.14.1, 6.14.2, 6.15, 6.16, 6.17, 6.18, 6.19, 6.20, 6.21, 6.22, 6.23 no-6.24

Phawula: Uma uMenzi Wesicelo encike ekwazisweni kwezinye izinkampani, ummeleli ogunyaziwe waleyo nkampani kumelwe afakazele isifungo engxenyeni 16

Uma kufaneleka, imibuzo kulezi zingxenye kumelwe iphendulwe ngokubhekisela ekwazisweni okuhlanganisiwe kwazo zonke izinkampani eqenjini noma i-JV. Amaphesenti angawabantu abampisholo, okubhekiselwe kuwo engxenyeni 6.22, kumelwe abalwe njengoba kuchazwe ngenhla engxenyeni 6.7.1.

INGXENYE 7: UKUPHEPHA

Le ngxenye iding ukuba umenzi wesicelo ahlinzeke ngokwaziswa okuphathelene nezokuphepha, kuhlanganise nezimfuno ze-South African Maritime Safety Authority.

7.1

Izingxenye 312 no-313 zoMthetho 57 we-Merchant Shipping ka-1951 uveza amanye amacala kuhlanganise nokwehluleka ukwenza ngokuvumelana nesibopho ngaphansi kwalo Mthetho njengesibopho sokuqinisekisa ukuth isikebhe/umkhumbi ongafaneleki awusuki esikhumulweni nokwehluleka ukufaka izisebenzi ezanele emkhunjini nokuwuqondisa kahle.

7.2, 7.3, 7.4, 7.5, 7.7 no-7.8

I-Maritime Occupational Safety Regulations, ka-1994, i-Crew Accommodation Regulations, ka-1961 kan-ye ne-Merchant Shipping (Safe Manning Regulations) yagunyazwa ngokuvumelana noMthetho 57 ka-1951 weMerchant Shipping. Lena iyatholakala engosini ye-inthanethi ethi www.mcm-deat.gov.za. IMarine Notice No 26 ka-2004 nayo iyatholakala kule ngosi.

7.9

Ukuvumelana noMthetho 130 ka-1993 we- Compensation for Occupational Injuries and Diseases kusho ukuvumelana neziNgxenye 80 kuya ku-88 zalo Mthetho ezihlinzeka ngalokhu okulandelayo:

"Izibopho zabagashi zokubhalisa nokhomishana nokumhlinzeka ngemininingwane

- Umqashi oqhuba ibhizinisi kuyiRiphabhulikhi kuyodingeka ukuba phakathi nenkathi enqunyiwe ngendlela enqunyiwe abhalise nokhomishana, futhi kufanele ahlinzeke ukhomishana ngemininingwane ehleliwe yebhizinisi lakhe, futhi phakathi nenkathi enqunywe ngukhomishana kuyodingeka anikeze eminye imininingwane engase idingwe ngukhomishana.
- Imininingwane okubhekiselwa kuyo engxenyeni (1) iyohlinzekwa eceleni (ingahlanganiswa ndawonye) ngebhizinisi ngalinye eliqhutshwa ngumqashi.
- Umqashi phakathi nezinsuku eziyisikhombisa zanoma yiluphi ushintsho emininingwaneni enikeziwe uzokwazisa ukhomishana ngalolo shintsho,

Izibopho zabaqashi zokugcina amarekhodi.

Umqashi uyogcina irejista noma elinye irekhodi lemiholo neminye imininingwane yazo zonke izisebenzi, futhi ngazo zonke izikhathi ezifanele uyoveza leyo rejista noma imibhalo egciniwe noma i-microfilm noma enye i-microform lapho ifunwa ngumuntu ogunyaziwe okubhekiselwa kuye engxenyeni 7 ngenjongo yokuyihlola.

Iminikelo eyenziwa ngabaqashi ngabanye abanezibopho nezinhlangano ezibambisene

Naphezu kwanoma yiziphi ezinye izinhlinzeko eziphambene eziqukethwe kulo Mthetho, abaqashi ngabanye abanezibopho kanye nezinhlangano ezibambisene bayokhokha minyaka yonke kuMqondisi-Jikelele ngaleyo ndlela nangalezo zikhathi eziyonqunywa nguye, leyo ngxenye eyonqunywa nguye lapho esebenzisa izinhlinzeko zalo Mthetho njengoba engase ekubona kufaneleka."

7.13

UMthetho 2 ka-1986 Wokungcoliswa Kolwandle (Ukuvinjelwa Kokungcola Okuvela Emikhunjini) Kanye noMthetho 6 ka-1981 Wokungcoliswa Kwemikhumbi (Control and Civil Liability) iyatholakala engosini ye-inthanethi ethi www.mcm-deat.gov.za.

INGXENYE 8: UKWAKHA AMATHUBA EMISEBENZI

8.1.3 Phawula: Uma umenzi wesicelo encike ekwazisweni kwezinye izinkampani, ummeleli ogunyaziwe waleyo nkampani kumelwe afakazele isifungo engxenyeni 16

Injongo yale ngxenye ukwakha amathuba amaningi emisebenzi ehlinzekwa ngumenzi wesicelo, kanye nengqikithi yemali yemiholo esetshenzisiwe phakathi nenkathi yelungelo lesikhathi esijana, emkhakheni okwenziwe Isicelo sokudoba kuwo. Lokhu kwaziswa kumelwe kusetshenziswe ukuze kunqunywe isibalo semisebenzi ehlinzekwe ngethani ngalinye lezinhlanzi noma ngomzamo weyunithi ngalinye elabiwe emkhakheni othintekayo (engxenyeni 8.1.3), kanye nenani elisetshenzisiwe emiholweni ngethani ngalinye noma ngeyunithi ngalinye lomzamo owenziwe owabelwe umkhakha ohilelekile (engxenyeni 8.1.2). Ukuze kutholakale isibalo semisebenzi kanye nezimali zemihlolo ezisetshenzisiwe ngeyunithi lethani/lomzamo ngamunye owabelwe umkhakha ohilelekile, abenzi bezicelo (noma ama-holding noma ama-sister company abo nababambisene kuyi-JV) abaihileleke ezimbonini ezingezona izimboni zokudoba abavunyelwe ukufaka leyo misebenzi ehlinzekiwe noma imiholo esethenzisiwe kulolu hlu, futhi abenzi bezicelo abahileleke kweminye imikhakha yemboni yokudoba abavunyelwe ukufaka imisebenzi ehlinzekiwe noma imiholo esetshenzisiwe kuleyo mikhakha.

Abenzi bezicelo abahileleke ezimbonini ngaphandle kwemboni yokudoba kumelwe bafake (esijobelelweni) uhla (breakdown) lwemisebenzi ehlinzekiwe kanye nezimali zomholo ezisetshenzisiwe embonini yokudoba nakwezinye izimboni. Yimisebenzi ehlinzekiwe kuphela noma amanani asetshenziswe emiholweni embonini yokudoba angase acatshangelwe lapho kugcwaliswa ingxenye 8.1.1. Abenzi bezicelo abahileleke kweminye imikhakha yokudoba kumelwe bafake (esijobelelwni) uhla (breakdown) lwemisebenzi ehlinzekiwe kanye nezimali ezisetshenziswe emiholweni ngokwesisekelo somkhakha ngamunye. Yimisebenzi ehlinzekiwe kanye namanani emiholo esetshenziswe kulo mkhakha engase icatshangelwe lapho kugcwaliswa ingxenye 8.1.1. Njengoba kunzima ukunquma ngokuqondile isibalo esiqondile sezisebenzi kanye nemiholo esetshenziswe ngokwesisekelo somkhakha ngamunye, ukulinganisela kokuqagela noma ukuhlukanisa kuyoba okwanele, kuye ngokuthi isabelo esifanayo siyasetshenziswa kunoma yisiphi esinye isicelo esenziwa ngumenzi wesicelo.

Uma umenzi wesicelo ekuyi-Joint Venture ("JV") kanye nenye inkampani noma i-close corporation, (futhi abahilelekile bevuma ukuzethula ngale ndlela) noma uma uMenzi Wesicelo enengxenye engaphezu kuka-50% engeyenye inkampani noma i-close corporation (enqunywa ngendlela echazwe engxenyeni 6.7.1), khona-ke yonke eminye imisebenzi ehlinzekiwe noma izimali ezisetshenziswe emiholweni ngababambisene be-JV noma iqembu (okungukuthi, umenzi wesicelo, i-holding entity kanye nezinkampani ezibambisene (sister companies) ezihilelekile embonini yokudoba) ingase icatshangelwe, kuye ngokuthi izimiso ezifanayo ezivezwe ngenhla ziyasetshenziswa. Ngamanye amazwi, ama-JV namaqembu ahileleke kwezinye izimboni noma imikhakha yokudoba azikwazi ukufaka kulolu hlu imisebenzi ehlinzekiwe noma amanani ezimali asetshenziswe kwezinye izimboni. Yimisebenzi ehlinzekiwe kuphela noma amanani achithwe emiholweni emikhakheni ethintekayo yokudoba ye-JV noma iqembu

engase icatshangelwe lapho kugcwaliswa ingxenye 8.1.1. Uma kufaneleka, uhlu (breakdown) lwemisebenzi ehlinzekiwe kanye nemiholo esetshenziswe embonini yokudoba izimboni noma uhlu (breakdown) lwemisebenzi ehlinzekiwe kanye nemiholo esetshenziswe emikhakheni ethintekayo noma eminye imikhakha kumelwe ihlinzekwe esijobelelweni. Ukulinganisela kokuqagela noma ukuhlukanisa kuyoba okwanele, kuye ngokuthi i-JV noma iqembu lisebenzisa isabelo esifanayo kunoma yisiphi isicelo sokunikwa amalungelo okudoba esifakwa ngumenzi wesicelo nanoma yiliphi elinye ilungu le-JV noma iqembu. Angeke umuntu ashaye mpukumbili (double claiming of jobs) Ngamanye amazwi, isibalo semisebenzi esivezwe kuzo zonke izicelo ezenziwe ngamalungu e-JV noma iqembu ngeke sibe ngaphezu kwengqikithi yemisebenzi eyenziwe yi-JV noma iqembu.

8.1.2 no-8.1.3:

Lezi zingxenye zidinga ukuba abenzi bezicelo bafake imininingwane ephathelene nemisebenzi ehlinzekiwe nemiholo ngethani ngalinye elabiwe ngokwesisekelo sokwaziswa okuhlinzekwe engxenyeni 8.1.1 ngenhla.

			lo

Isabelo Sezizodotshwa Ngonyaka (ngamathani) kumenzi wesicelo kule	I-Total Annual Salary Bill (magondaria nale ndawo yokudoba) Ukuphela Konyaka Wezimali ka-2004	Yimalini echithwa ngumenzi wesicelo emiholweni ngethani ngallinye elisetshenzisiwe?
ndawo yakudoba ngo-2004 5 000	ngokwe-Table 8.1.1 R1 000 000	R200
3 000	K1 000 000	1000

Hlukanisa i-Total Annual Wage/Salaries Bill (1 000 000) nge-TAC Eyabiwe (5000) = R200 ngethani.

Tsibonelo

Talboucio			*1	
TACE	Inggikithi Yezisebenzi (magond	ana nala adawa	Bandaki abantu abadashwe	noument wesicelo
I-TAC Eyabiwe ngo-2005 (ngamathani)	migginium regisebena (magana	and note thrown	pariday abanta apadeanse	rigariiciia ii carcaa
	vokudoba) 28 Febhuwa	et nonex	ngethani ngalinye i	alahelwe?
	ускашава) до гезнача	1 2003	rigonium ngomiye	CIGOCIVIC.
F 000		1 000		0.2
5 000		1 000		0.2

Divide the total number of employees provided in this fishery (1000), by the TAC allocated to the applicant (5000) [1000/5000=0.2]

8.1.6 Phawula: Ungazigcwalisi izindawo ezigqanyisiwe futhi uma umenzi wesicelo encike ekwazisweni kwezinye izinkampani, ummeleli ogunyaziwe waleyo nkampani kumelwe afakazele isifungo engxenyeni 16

Uma kufaneleka, le ngxenye kumelwe iphendulwe ngokubhekisela ekwazisweni okuhlanganisiwe kwazo zonke izinkampani eqenjini noma i-Joint Venture.

INGXENYE 9: UTSHALO-MAL

9.1.1 no-9.1.2

Phawula: Ungazigcwalisi izindawo ezigqanyisiwe futhi uma umenzi wesicelo encike ekwazisweni kwezinye izinkampani, ummeleli ogunyaziwe waleyo nkampani kumelwe afakazele isifungo engxenyeni 16

Injongo yale ngxenye ukuthola ivalue yerandi yempahla esethekwini kanye nesolwandle yomenzi wesicelo <u>emkhakheni okwenziwe</u> <u>isicelo sokudoba kuwo.</u> Lokhu kuzosetshenziswa ukunquma inani lempahla esethekwini nasolwandle ngethani ngalinye lezinhlanzi noma ngeyunithi ngalinye lomzamo owenziwe elabilwe emkhakheni ngamunye othintekayo (ezingxenyeni 9.1.3 no-9.1.4). Ukuze kunqunywe inani (value) lezimpahla ngethani/ngeyunithi ngalinye lomzamo elabiwe emkhakheni othintekayo, abenzi bezicelo (noma izinkampani zabo ezingama-holding noma ezibambisene (sister companies) kanye nezingama-JV) abahilelekile ezimbonini ezingezona izimboni zokudoba izinhlanzi <u>abanakuvunyelwa ukufaka</u> ohlwini izimpahla ezisetshenziswe kwezinye izimboni.

Abenzi bezicelo abahileleke kwezinye izimboni ngaphandle kwemboni yokudoba kumelwe banikeze uhlu (breakdown) lwezimpahla ezisetshenziswe embonini yokudoba nakwezinye izimboni esijobelelweni esifanele (bakulethe kukodwa ngenjongo yamanani abhaliwe amukelekayo nawomshuwalensi). Yizimpahla ezisetshenziswe embonini yokudoba kuphela ezingase zicatshangelwe lapho kugcwaliswa izingxenye 9.1.1 no-9.1.2. Abenzi bezicelo abahilelekile kweminye imikhakha yokudoba kumelwe banikeze uhlu (breakdown) lwezimpahla ezisetshenziswe emkhakheni ngamunye esijobelelweni esifanele (bakulethe kukodwa ukuze kutholwe amanani abhaliwe nangenjongo yomshuwalensi). Yizimpahla ezisetshenziswe kulo mkhakha owenzelwe isicelo kuphela ezingase zicatshangelwe lapho kugcwaliswa izingxenye 9.1.1 no-9.1.2. Njengoba kunzima ukwaba izimpahla ngokunembile ngokuvumelana nomkhakha ngamunye, ukulinganisela kokuqagela noma ukuhlukanisa kokuqagela kuyoba okwanele, kuye ngokuthi isabelo esifanayo siyasetshenziswa kunoma yisiphi esinye isicelo selungelo lokudoba ngenjongo yezentengiselwano esenziwa ngumenzi wesicelo phakathi nengubo yokwabiwa kwamalungelo esikhathi eside.

Uma umenzi wesicelo ehileleke kwezinye izinkampani ngohlobo lwe-Joint Venture ("JV"), noma uma umenzi wesicelo eno-50% ongowenye inkampani noma i-close corporation (kunqunywa njengoba kuboniswe engxenyeni 6.7.1 ngenhla), khona-ke zonke ezinye izimpahla ezisetshenziswa ababambisene kuyi-JV noma iqembu (okungukuthi umenzi wesicelo, i-holding company noma ama-sister company ahileleke embonini yokudoba) zingase zicatshangelwe, kuye ngokuthi izimiso ezifanayo ezihlelwe ngenhla ziyasetshenziswa. Ngamanye amazwi, ama-JV namaqembu ahilelekile kwezinye izimboni noma imikhakha yokudoba angase

angazifaki ohlwini izimpahla eziye zasetshenziswa kwezinye izimboni. Yizimpahla ezisetshenziswe kulo mkhakha othintekayo we-JV noma iqembu elithintekayo kuphela ongase ucatshangelwe lapho kugcwaliswa izingxenye 9.1.1 no-9.1.2. Uma kungenzeka, uhlu olucatshangelwayo (breakdown) lwezimpahla eziye zasetshenziswa embonini yokudoba noma kwezinye izimboni noma uhlu lwezimpahla eziye zasetshenziswa emkhakheni othintekayo noma kweminye imikhakha kumelwe luhlinzekwe esijobelelweni esifanele (lulethwe lulodwa ukuze kutholwe amanani abhaliwe nangenjongo yomshuwalensi). Ukulinganisela kokuqagela noma ukuhlukanisa okuthile kuyoba okwanele, kuye ngokuthi i-JV noma iqembu lisebenzisa isabelo esifanayo yini kunoma yisiphi esinye isicelo sokunikwa amalungelo okudoba ngenjongo yezentengiselwano esifakwa ngumenzi wesicelo, ilungu leqembu noma i-JV. Angeke umuntu ashaye-mpukumbili (double claiming of jobs) Ngamanye amazwi, isibalo semisebenzi esivezwe kuzo zonke izicelo ezenziwe ngamalungu e-JV noma iqembu ngeke sibe ngaphezu kwengqikithi yezimpahla ezisetshenziswe ngamalungu e-JV noma iqembu embonini yokudoba.

9.1.3:

Lo mbuzo udinga ukuba umenzi wesicelo ahlinzeke ngokwaziswa mayelana nenani lotshalo-mali ngethani/ngeyunithi ngalinye lomzamo elabiwe. Kumelwe kusetshenziswe ukwaziswa okuhlinzekwe engxenyeni 9.1.1.

Isibonelo

Inkampani X yabelwa amathani angu-5000 e-TAC. Inani lezimpahla zayo ezisethekwini nasolwandle ngasekupheleni konyaka wezimali ka-2004 emkhakheni ohilelekile kwakungu-R5 000 000. Inani lezimpahla ezisethekwini nasolwandle ngethani ngalinye elabelwe libalwa ngale ndlela elandelayo;

Isabelo Sezizodotshwa Ngonyaka (ngamathani) kumenzi wesicelo ngo-2004	Isilinganiso Sokubhaliwe [book value] (ngamarandi) sezimpahla ezisethekwini nasoliwandle ngasekupheleni konyaka wezimali ka-2004	Isilinganiso Sokubhaliwe [book value] (ngamarandi) sezimpahla ezisemhlabeni ngasekupheleni konyaka ka-2004	Isilinganiso Sokubhaliwe Kwezimpahla Ezisethekwini nasolwandle ngethani ngallinye elabelwe umenzi wesicelo	Isilinganiso Sokubhaliwe Kwezimpahla Ezisemhlabeni ngethani ngalinya elabelwe umenzi wesicelo
5 000	R5,000,000.00	R4,000,00 <u>0</u>	R1,000.00	R800.00

Divide the value of harbour and sea based assets (5 000 000) by the TAC allocated to the applicant in 2004 (5000) [5 000 000/5 000=R1 000)

Divide the total value of land based assets (4 000 000) by the TAC allocated to the applicant in 2004 (5000) [4 000 000/5 000=R800]

INGXENYE 10: UKUTHUTHUKISWA KOMNOTHO WENDAWO

Le ngxenye idinga ukuba umenzi wesicelo ahlinzeke ngokwaziswa okuphathelene nokwehliswa ezweni kwezinhlazni ezidotshiwe emathekwini/ezindaweni zokuthulula izinhlanzi (ngokuqondene nale ndawo yokudoba) ngo-2004, kanye nezinhloso mayelana nokwehliswa kwezinhlanzi ezidotshiwe. Sebenzisa amathani ezinombolo (hhayi isisindo ngemva kokuba izinhlanzi sezijumpulwe amakhanda futhi zakhishwa izibilini nokunye).

10.1:

Lo mbuzo udinga ukuba umenzi wesicelo ahlinzeke ngokwaziswa okuningiliziwe mayelana namatheku lapho ehlise khona izinhlanzi azidobile ngo-2004.

Isibonelo

Inkampani X yehlisa izinhlanzi emathekwini ahlukahlukene. Kumathani angu-20 ewabelwe, yehlisa amathani angu-5 eMossel Bay, angu-10 ePort Elizabeth nangu-5 eKapa.

Ukubala kumelwe kwenziwe ngale ndlela elandelayo:

Itheku / Igama Lendawo Amathani Ehliswe Ethekwini Isilinganiso seRandi Ngezinhlanzi Iphesenti lengqiithi Yezidotshiwe									
Yokwehlisa	ngo-2004	Ezidotshiwe Ezehliswe Ethekwini ngo- 2004	Ezehliswe ngo-2004						
I-Mossel Bay	5	R100,000	25 %						
I-Port Elizabeth	10	R100,000	50 %						
IKapa	5	R150,000	25 %						

Divide the catch(in this fishery) landed at each harbour by the total catch landed by the applicant and multiply by 100 to calculate this percentage (5/20 x100=30%

INGXENYE 11: UKWENEZELA I-VALUE KANYE NOKUTHUTHUKISWA KWAMABHIZINISI

Le ngxenye idinga ukuba abenzi bezicelo bahlinzeke ngokwaziswa mayelana nemisebenzi yokwenezelwa kwenani (value adding) kanye nokuthuthukiswa kwamabhizinisi esiyenziwe ngumenzi wesicelo. Ukwenezela inani (value adding) kuhlanganisa nokusebenza izinhlanzi esikebheni

Ukuthuthukiswa kwamabhizinisi kungase kuhlukahluke kuhlanganisa nokutshala izimali ngokuqondile kuma-SMME Abanikazi Abampisholo kanye Nafukulwayo (ibhizinisi elincane, eliphakathini nendawo nomai-micro enterprise); ama-joint venture anama-SMME Angawabampisholo Nafukulwayo okuphumela ekudlulisweni kwamakhono "okukhulu"; ukuhlinzekwa kokuqeqesha eduze, ubuhlobo bezamabhizinisi nokuxhumana kamuva okuvula amathuba ebhizinisi kule zinkampani; ukubamba amathuba okusebenzelana neziNkampani Zabomdabu nama-SMEE Afukula Abomdabu okuphumela ezinzuzweni ezingokwezimali zalawo ma-SMME.

"Ama-SMME Ayizinkampani Zabampisholo" asho amabhizinisi amancane, aphakathi nendawo noma angama-micro (anezisebenzi ezingaphansi kuka-100 eziqashwe ngokuphelele futhi akha inzuzo engaphansi kuka-R 4 million futhi anenani lezimpahla elingaphansi kuka-R 4 million zizonke, ingahlanganisiwe impahla engaguquki) enobunikazi babomdabu obungaphezu kuka-50% (uma inkampani ibale njengoba kuhlelwe engxenyeni 6.7.1 ngenhla futhi uma kuyi-close corporation, ibalwa kubhekiselwa enzuzweni yemali yamalungu) futhi ubuphathi babampisholo bungaphezu kuka-50% (abaqondisi nabaphathi abakhulu / izikhulu eziphethe, okunqunywa ngokubheka izigaba zokuqashwa ezihlelwe engxenyeni 6.5 ngenhla).

"Ama-SMME Ayizinkampani Zabampisholo" asho amabhizinisi amancane, aphakathi nendawo, angama-micro (anezisebenzi ezingaphansi kuka-100 eziqashwe ngokuphelele futhi akha inzuzo engaphansi kuka-R 4 million futhi anenani lezimpahla elingaphansi kuka-R 4 million zizonke, ingahlanganisiwe impahla engaguquki) enobunikazi babomdabu obungaphezu kuka-25% (uma inkampani ibale njengoba kuhlelwe engxenyeni 6.7.1 ngenhla futhi uma kuyi-close corporation, ibalwa kubhekiselwa enzuzweni yemali yamalungu) futhi ubuphathi babampisholo bungaphezu kuka-50% (abaqondisi nabaphathi abakhulu / izikhulu eziphethe, okunqunywa ngokubheka izigaba zokuqashwa ezihlelwe engxenyeni 6.5 ngenhla).

INGXENYE 12: UKUSEBENZA NGOKWEZIMALI

12.1 Phawula: Uma umenzi wesicelo encike ekwazisweni kwezinye izinkampani, ummeleli ogunyaziwe waleyo nkampani kumelwe afakazele isifungo engxenyeni 16

Kumelwe kusetshenziswe isimiso esifanayo esichazwe ezingxenye 8.1.1 no-9.1.1. Injongo yale ngxenye ukuthola ukuthi umenzi wesicelo uyokwenza malini emkhakheni awenzele isicelo. Abenzi bezicelo abahileleke kwezinye izimboni ngaphandle kwemboni yokudoba bangase bayicabangele inzuzo yemali abayenze ezimbonini ezinjalo. Ikakhulu labo benzi bezicelo abahileleke kwezinye izimboni ngaphandle kwezokudoba kumelwe bahlinzeke ngezinzuzo zezimali abazenze ezimbonini zokudoba nakwezinye izimboni esijobelelweni. Yizinzuzo ezenziwe emkhakheni wemboni yokudoba ethintekayo kuphela ezingase zicatshangelwe lapho kugcwaliswa uhla lwesibili lwengxenye 12.2. Abenzi bezicelo abahileleke kweminye imikhakha yokudoba kumelwe bahlinzeke ngohlu oluyela ngakhona lwezinzuzo ngomkhakha ngamunye esijobelelweni. Yizinzuzo ezenziwe emkhakheni wemboni yokudoba ethintekayo kuphela ezingase zicatshangelwe lapho kugcwaliswa uhla lwesibili lwengxenye 12.2. Njengoba kunzima ukuhlukanisa ngokunembile inzuzo yemali emkhakheni wemboni ngayinye, ukulinganisela kokuqagela okuqotho noma ukuhlukanisa kuyoba okwanele, kuye ngokuthi isabelo esifanayo siyasetshenziswa kunoma isiphi esinye isicelo esenziwa ngumenzi wesicelo. Ngamanye amazwi, lolo luhla lwezibalo ezifanayo kumelwe luhlinzekwe ngumenzi wesicelo ezicelweni zamalungelo okudoba ngenjongo yezentengiselwano nakweminye imikhakha.

Uma umenzi wesicelo ehileleke kwezinye izinkampani ngohlobo lwe-Joint Venture ("JV"), noma uma umenzi wesicelo eno-50% ongowenye inkampani noma i-close corporation (kunqunywa njengoba kuboniswe engxenyeni 6.7.1 ngenhla), khona-ke yonke inzuzo eyenziwe yi-JV noma iqembu (okungukuthi umenzi wesicelo, i-holding company noma ama-sister company ahileleke embonini yokudoba) zingase zicatshangelwe, kuye ngokuthi izimiso ezifanayo ezihlelwe ngenhla ziyasetshenziswa. Ngamanye amazwi, ama-JV namaqembu ahilelekile kwezinye izimboni noma imikhakha yokudoba angase angayifaki ohlwini inzuzo eye yasetshenziswa kweminye imikhakha. Yinzuzo kuphela eyenziwe yi-JV noma iqembu emkhakheni othintekayo engase icatshangelwe. Uma kufaneleka, uhla (breakdown) lwenzuzo efanayo eyenziwe embonini yokudoba nakwezinye izimboni noma uhla lwenzuzo eyenziwe komunye umkhakha ohilelekile nakweminye imikhakha kumelwe luhlinzekwe esijobelelweni esifanelekile. Ukulinganisela kokuqagela noma ukuhlukanisa okuthile kuyoba okwanele, kuye ngokuthi i-JV noma iqembu lisebenzisa isabelo esifanayo yini kunoma yisiphi esinye isicelo sokunikwa amalungelo okudoba ngenjongo yezentengiselwano esifakwa ngumenzi wesicelo, ilungu leqembu noma i-JV. Angeke umuntu ashaye mpukumbili (double claiming of jobs) Ngamanye amazwi, inzuzo efakwe kuzo zonke izicelo ezenziwe ngamalungu e-JV noma eqembu ngeke sibe ngaphezu kwengqikithi iyonke yenzuzo eyenziwe ngamalungu e-JV noma iqembu embonini yokudoba. Izitatimende zezezimali zawo wonke amalungu e-JV noma iqembu kumelwe zihlinzekwe esijobelelweni esihlinzekelwe lokho.

12.2 Phawula: Uma umenzi wesicelo encike ekwazisweni kwezinye izinkampani, ummeleli ogunyaziwe waleyo nkampani kumelwe afakazele isifungo engxenyeni 16

Umenzi wesicelo kulindeleke ukuba acacise amaphesenti enzuzo yayo ephelele ethathwe endaweni yokudoba ayifakele isicelo. Ohleni lwesibili umenzi wesicelo kumelwe afake inani elitholakale engxenyeni 12.1 ngenhla. Ohleni lwesithathu, umenzi wesicelo

kumelwe asebenzise inzuzo ephelele yomenzi wesicelo (noma, uma kufaneleka, iqembu noma i-JV) kuhlanganise nenzuzo eyenziwe kwenye imboni engeyona eyokudoba, ukuze kutholakala amaphesenti.

Isibonelo

Inkampani X yabelwa amalungelo okudoba esikhathi esijana ukuze idobe iRock Lobster Esogwini Olusentshonalanga (Ngaphandle Kogu) kanye ne-Long Line. Yabelwa i-TAC yamathani angu-65 ye-Hake long line kanye namathani angu-5 e-WCRL (Ngaphandle Kogu) ngo-2004. Inzuzo isiyonke yenkampani X (yazo zombili izindawo zokudoba) ngonyaka wezimali ka-2004 yayingu-R 1 000 000. Inzuzo isiyonke eyenziwe nge-Hake Long line ngonyaka wezimali ka-2004 yayingu-R65 000. Inzuzo isiyonke ye-WCRL (Ngaphandle Kogu) yayingu-R35 000. Lapho enza isicelo se-Hake Long line right, ithebula lomenzi wesicelo lizoveza lokhu okulandelayo:

I-TAC eyabiwe (ngamathani) kuMenzi Wesicelo ngo-2004	Trzuzo Eyenziwe nge-TAC eyabiwe (unyaka wezimali ka-2004)	Amaphesenti Engqikithi Yenzuzo
65	R65,000	65%

Divide turnover of this fishery by total turnover of the applicant and multiply by 100 to determine the percentage value, 65 000/ 100 000 X 100 + 65%

12.3

Le ngxenye idinga ukuba abenzi bezicelo bahlinzeke ngama-ratio okusetshenziswa kwezimali. Uma kufaneleka, ukwaziswa okuhlanganisiwe kweqembu (umenzi wesicelo ama-holding company nama-sister company ahilelekile embonini yokudoba) noma ababambisene kuyi-JV (abahilelekile) kumelwe kuhlinzekwe. Lawa kufanele abalwe ngale ndlela:

Inzuzo Ezimpahleni Sekukhishwe Intela

RONA = Inzalo Esebenzayo

= Inzalo esebenzayo x

Net Operating Assets

Ama-sales

Net Operating Assets

Isikweletu: Isilinganiso (ratio) se-Equity Isikweletu:

I-Equity

Isilinganiso (ratio) Samanje: Izimpahla Zamanje

Ama-liability Amanje

I-Acid Test: Izimpahla Zamanje – Ukubala

Ama-liability Amanje

12.4, 12.5 no-12.6

Le mibuzo idinga ukuba umenzi wesicelo anikeze ukwaziswa ezitatimendeni zayo ezibaliwe nezifakazelwe ukuthi ziyiqiniso. Uma kufaneleka, ukwaziswa okuhlanganisiwe kweqembu (umenzi wesicelo ama-holding company nama-sister company ahilelekile embonini yokudoba) noma ababambisene kuyi-JV (abahilelekile) kumelwe kuhlinzekwe.

INGXENYE 13 UHLELO LOKUDOBA

Le ngxenye idinga ukuba umenzi wesicelo ahlinzeke ngokwaziswa okumayelana nohlelo lwakhe lokudoba.

INGXENYE 14: EZIDOTSHWE NGEPHUTHA (BY-CATCHES) KANYE ENEMIKHUBA EMIHLE YOKUSIMAMISA IMVELO Le ngxenye idinga ukuba umenzi wesicelo ahlinzeke ngokwaziwa mayelana nezinhlanzi nezinyoni zasolwandle nokunye okudobeke ngephutha nokungamelwe kudotshwe kanye nemikhuba emihle yokusimamisa imvelo.

INGXENYE 15: AMA-LEVY

Le ngxenye idinga ukuba umenzi wesicelo ahlinzeke ngokwaziswa ngezintela nezinye izimali ezidinga ukukhokhwa (levies) phakathi nenkathi yokudoba ethatha isikhathi esijana (medium term).

SCHEDULE G

SCHEDULE OF FEES DETERMINED IN TERMS OF SECTION 25(2) AND SECTION 25(1) OF THE MARINE LIVING RESOURCES ACT 18 OF 1998

		Application		Quota (Grant of Right) fee payable by successful applicants (S25(1)) (Rand)				
Fisheries	Past Fee (Rand)	Fee (S25(2)) (Rand)	Per ton	Per crewmember	Per vessel	Per area		
Hake Deep Sea Trawl	7,000	32,400	54.0		¥			
Hake Inshore Trawl (hake)*	7.000	8,800	54.0					
Hake Inshore Trawl (sole)*	7,000	2,000	135.0					
Horse Mackerel	7,000	21,900	33.0	2				
Small Pelagics(pilchard)*	7.000	6,400	6.4					
Small Pelagics(Anchovy)*	7,000	2,000	3.7					
Patagonian Tooth Fish	7,000	21,000	653.0					
South Coast Rock Lobster (wholemass)	7,000	8,800	788.0					
KZN Prawn Trawl	7,000	7,700			15,400.0			
West Coast Rock Lobster (Off shore)	7,000	2,000	540.0		ន			
Hake Long Line	7,000	2,500	162.0					
Squid	7,000	5,200		703.0				
Tuna Pole	7,000	1,300		113.0				
Seaweed	7,000	1,900				3,400.0		
Longline Demersal Shark	7,000	500	2.0	8	375.0			
Linefish Traditional	7,000	400		204.0				
Handline Hake	7,000	1,300) 	817.0				
West Coast Rock Lobster (Near shore)	585	300						
Oysters	585	100						
White Mussels	585	100	8		29			
Net Fishing (small nets/gill nets/beach seine/trek	585	200						

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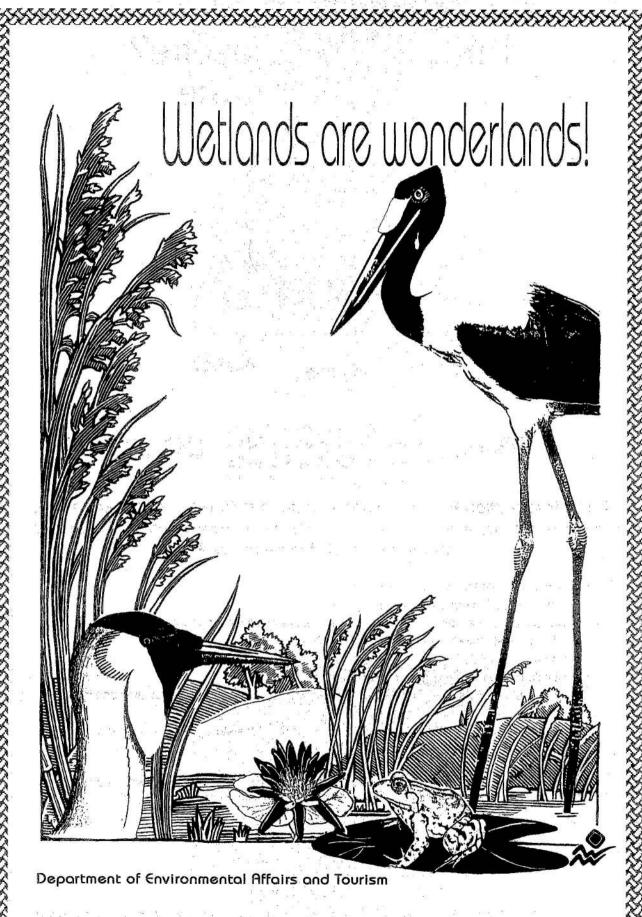
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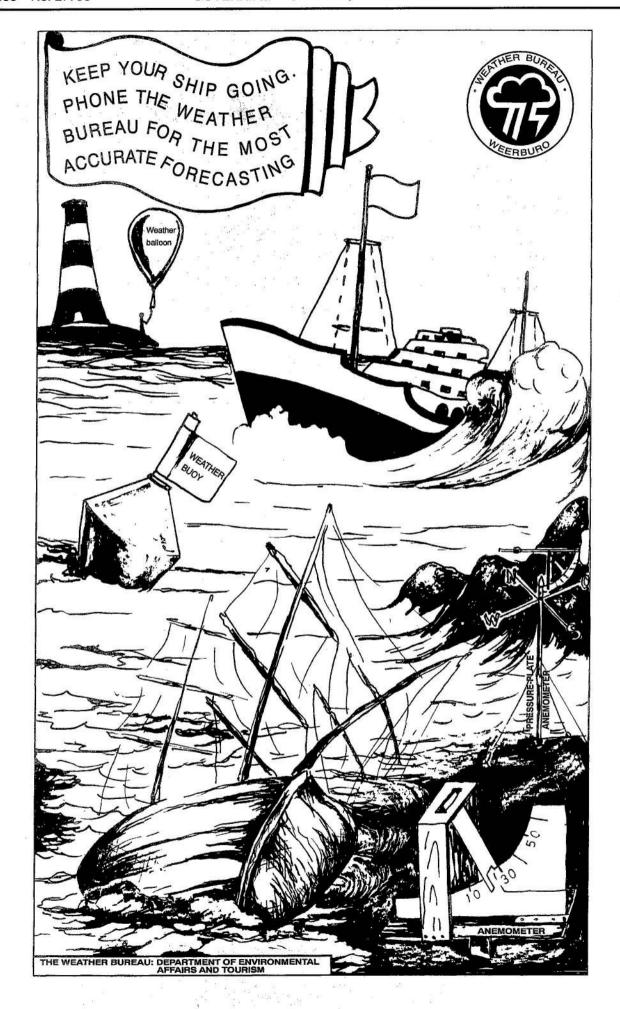


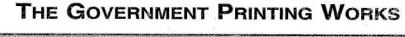
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