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- **06 January**, Friday, for the issue of Friday **13 January 2017**
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- **11 August**, Friday, for the issue of Friday **18 August 2017**
- **18 August**, Friday, for the issue of Friday **25 August 2017**
- **25 August**, Friday, for the issue of Friday **01 September 2017**
- **01 September**, Friday, for the issue of Friday **08 September 2017**
- **08 September**, Friday, for the issue of Friday **15 September 2017**
- **15 September**, Friday, for the issue of Friday **22 September 2017**
- **21 September**, Thursday, for the issue of Friday **29 September 2017**
- **29 September**, Friday, for the issue of Friday **06 October 2017**
- **06 October**, Friday, for the issue of Friday **13 October 2017**
- **13 October**, Friday, for the issue of Friday **20 October 2017**
- **20 October**, Friday, for the issue of Friday **27 October 2017**
- **27 October**, Friday, for the issue of Friday **03 November 2017**
- **03 November**, Friday, for the issue of Friday **10 November 2017**
- **10 November**, Friday, for the issue of Friday **17 November 2017**
- **17 November**, Friday, for the issue of Friday **24 November 2017**
- **24 November**, Friday, for the issue of Friday **01 December 2017**
- **01 December**, Friday, for the issue of Friday **08 December 2017**
- **08 December**, Friday, for the issue of Friday **15 December 2017**
- **15 December**, Friday, for the issue of Friday **22 December 2017**
- **20 December**, Wednesday, for the issue of Friday **29 December 2017**

LIST OF TARIFF RATES FOR PUBLICATION OF NOTICES

COMMENCEMENT: 1 APRIL 2016

NATIONAL AND PROVINCIAL

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

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

EXTRA-ORDINARY

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

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

GOVERNMENT PRINTING WORKS - BUSINESS RULES

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

CLOSING TIMES FOR ACCEPTANCE OF NOTICES

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

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

All notices received after the closing time will be rejected.

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

GOVERNMENT PRINTING WORKS - BUSINESS RULES**EXTRAORDINARY GAZETTES**

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

NOTICE SUBMISSION PROCESS

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

GOVERNMENT PRINTING WORKS - BUSINESS RULES**QUOTATIONS**

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

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

20. Where the copy is part of a separate attachment document for Z95, Z95Prov and TForm03

20.1. Copy of notices must be supplied in a separate document and may not constitute part of any covering letter, purchase order, proof of payment or other attached documents.

The content document should contain only one notice. (You may include the different translations of the same notice in the same document).

20.2. The notice should be set on an A4 page, with margins and fonts set as follows:

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

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

CANCELLATIONS

21. Cancellation of notice submissions are accepted by **GPW** according to the deadlines stated in the table above in point 2. Non-compliance to these deadlines will result in your request being failed. Please pay special attention to the different deadlines for each gazette. Please note that any notices cancelled after the cancellation deadline will be published and charged at full cost.

22. Requests for cancellation must be sent by the original sender of the notice and must accompanied by the relevant notice reference number (N-) in the email body.

AMENDMENTS TO NOTICES

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

REJECTIONS

24. All notices not meeting the submission rules will be rejected to the customer to be corrected and resubmitted. Assistance will be available through the Contact Centre should help be required when completing the forms. (012-748 6200 or email info.egazette@gpw.gov.za). Reasons for rejections include the following:

24.1. Incorrectly completed forms and notices submitted in the wrong format, will be rejected.

24.2. Any notice submissions not on the correct *Adobe* electronic form, will be rejected.

24.3. Any notice submissions not accompanied by the proof of payment / purchase order will be rejected and the notice will not be processed.

24.4. Any submissions or re-submissions that miss the submission cut-off times will be rejected to the customer. The Notice needs to be re-submitted with a new publication date.

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

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

GOVERNMENT PRINTER INDEMNIFIED AGAINST LIABILITY

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

LIABILITY OF ADVERTISER

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

CUSTOMER INQUIRIES

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

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

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

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

GOVERNMENT PRINTING WORKS - BUSINESS RULES

PAYMENT OF COST

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

PROOF OF PUBLICATION

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

GOVERNMENT PRINTING WORKS CONTACT INFORMATION

Physical Address:
Government Printing Works

149 Bosman Street

Pretoria

Postal Address:

Private Bag X85

Pretoria

0001

GPW Banking Details:
Bank: ABSA Bosman Street

Account No.: 405 7114 016

Branch Code: 632-005

For Gazette and Notice submissions: Gazette Submissions:

For queries and quotations, contact: Gazette Contact Centre:

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

Contact person for subscribers: Mrs M. Toka:

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

Fax: 012-323-9574

PROCLAMATIONS • PROKLAMASIES

PROCLAMATION NO. 15 OF 2017

STATEMENT OF THE CONDITION UNDER WHICH THE APPLICATION MADE BY BA-PHALABORWA MUNICIPALITY(HEREINAFTER REFERRED TO AS THE TOWNSHIP OWNER) UNDER THE PROVISIONS OF UPDATING OF LAND TENURE RIGHTS ACT 112 OF 1999, FOR PERMISSION TO ESTABLISH A TOWNSHIP ON PORTION 2 OF THE FARM MAKUSHANE LOCATION NO.28 REGISTRATION DIVISION L.U LIMPOPO PROVINCE.

1. GENERAL**1. NAME**

The Name of the settlement is Namakgale - A.

2. LAYOUT / DESIGN

The settlement shall consist of erven and streets as in dictated on General Plan SG No. 1823/1999.

3. LAND FOR PUBLIC / MUNICIPAL / NATIONAL PURPOSES

The following erven shall be transferred to the Local Municipality:

- 3.1 Municipal Use: Erven 1812, 1/ 1815, Re/1809
- 3.2 Public open space: Erven Re/1796, 2/1796, 1799, 1803, 3/1808, 1806
- 3.3 Public Road: 213/1816, 214/1816
- 3.4 Informal access and open space: Re/1815.

4. DISPOSAL OF EXISTING CONDITIONS OF TITLE

All erven shall be made subject to existing conditions and servitudes, if any, including the reservation of rights to minerals and real rights, but excluding:-

(a) The following rights which will not be transferred to the erven in the settlement:

- "B. (1) the properties shall be used for Township Establishment and the supply of services related to the development
- (2) Should the properties not be used for township development the properties will revert back to the applicable Government, to with National or provincial, as contemplated in Chapter 3 Section 40
- (a) The erf is subject to:-
- A servitude 3 metres wide along the streets boundary;
 - A servitude 2 meters wide along the rear (mid-block) boundary; and
 - Servitude along the side boundaries with an aggregate width of 1 metre,

All in favour of the local municipality for sewerage and other municipal purposes and, in the case of a panhandle erf, an additional servitude for municipality; Provided that the local municipality may relax or grant exemption from the required servitudes.

- (b) No building or other structures shall be erected within the aforesaid servitude area and no large-rooted trees shall be planted within the area of such servitude or within 1 metre thereof.
- (c) The local municipality shall be entitled to deposit temporarily on the land adjoining the aforesaid servitude such material as may be excavated by it during the course of the construction, maintenance or removal of such sewerage mains and other works as it, in its discretion, may deem necessary and shall further be entitled to reasonable access to the said land for the aforesaid purposes, subject to any damage done during the process of the construction, maintenance or removal of such sewerage mains and other works being made good by the local municipality.

3. CONDITIONS IMPOSED IN TERMS OF SECTION 12(1) OF THE UPGRADING OF LAND TENURE RIGHTS ACT, 1991 (ACT NO. 112 OF 1991) FOR THE SETTLEMENT ON PORTION 2 OF THE FARM MAKHUSHANE NO. 28-LU, PROVINCE OF LIMPOPO, BY THE MEMBER OF THE EXECUTIVE COMMITTEE FOR LOCAL GOVERNMENT AND HOUSING

The erven mentioned hereunder shall be subject to the conditions as indicated:

(1) ALL ERVEN

- (a) The use of the erf is as defined and subject to such conditions as are contained in the Land Use Conditions of the Ba-Phalaborwa Land Use Management Scheme 2008.
- (b) If required, a soil report, drawn up by a qualified person acceptable to the local authority indicating the soil conditions of the erf and recommendations as to suitable founding methods and depths shall be submitted to the local authority simultaneous with the submission of building plans prior to the commencement of any building operations on the erf,

(2) ERVEN 1 to 111, 113 to 195, 197 to 444, 446 to 906, 908 to 1131, 1133 to 1483, 1485 to 1560, 1562 to 1791, 1 to 108/1816, 110 to 124/1816, 126 to 212/1816

The use zone of the erf shall be "Residential 1", with a density of "One dwelling per erf"

- (3) **ERVEN 1/1796, 2/1808, 1/1809, 2/1809, 1810, re/1811, 1 to 9/1811, 12/1811**

The use zone of the erf shall be "Business 1", subject to standard conditions.

- (4) **ERVEN 112, 196, 445, 907, 1132, 1381, 1484, 1561, 1/1792, Re/1792, 1802, 109/1816**

The use zone of the erf shall be "Institutional" subject to standard conditions.

- (5) **ERVEN 1793, 1797, 1798, 1800, 1801, 1804, 1805, 1807, 1813, 1814, 125/1816**

The use zone of the erf shall be "Educational" subject to standard conditions.

- (6) **ERVEN 2/1796, 3/1808**

The use zone of the erf shall be "Parking" subject to standard conditions.

- (7) **ERVEN Re/1796, 2/1796, 1799, 1803, 3/1808, 1806**

The use zone of the erf shall be "Public Open Space" subject to standard conditions.

- (8) **ERVEN 213/1816, 214/1816**

The use zone of the erf shall be "Public Road" subject to standard conditions.

GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF ARTS AND CULTURE**NO. 105****10 FEBRUARY 2017****BUREAU OF HERALDRY**

APPLICATION FOR REGISTRATION OF HERALDIC REPRESENTATIONS AND OBJECTIONS THERETO

SECTIONS 7, 7A AND 7B OF THE HERALDRY ACT, 1962 (ACT NO. 18 OF 1962)

The under-mentioned bodies and persons have applied in terms of section 7 of the Heraldry Act, 1962 (Act No. 18 of 1962), for the registration of their heraldic representations. Anyone wishing to object to the registration of these heraldic representations on the grounds that such registrations will encroach upon rights to which he or she is legally entitled should do so within one month of the date of publication of this notice upon a form obtainable from the State Herald, Private Bag X236, Pretoria, 0001.

1. APPLICANT: The Ocularist Association of Southern Africa (H4/3/1/4142)

ARMS: Per chevron Azure and Vert, over the partition a fillet chevron Argent, between in chief dexter a sinister eye in umbra Argent and sinister a paintbrush in bend sinister throughout towards the dexter shield edge Or, hilted Argent, and in base a Rod of Aesculapius Or; the whole within a bordure Argent there-upon another Vert. The shield is ensigned of an open king-protea flower, slipped and leafed Or, in front of two paintbrushes in saltire, shafted Azure, hilted Argent and brushed Or. **MOTTO:** AN EYE ON THE PROFESSION

2. APPLICANT: The Sefako Makgatho Health Sciences University (H4/3/1/4146)

ARMS: Per fess Orange and Azure, in chief on a pale Azure a cross couped, between dexter a representation of an atom and sinister a looking glass all Argent. **MOTTO:** KNOWLEDGE FOR QUALITY HEALTH SERVICES

3. APPLICANT: Borja Vilallonga I Garcia (H4/3/1/1026)

ARMS: Checky Argent and Sable, a bend Gules. **CREST:** A demi-wyvern winged Gules, holding in its dexter claw a hammer and sickle Argent, handled Or. **WREATH AND MANTLING:** Sable and Argent. **MOTTO:** DONEC PERFICIAM

4. APPLICANT: Jason Charles Klascius-Fernandez (H4/3/4/1029)

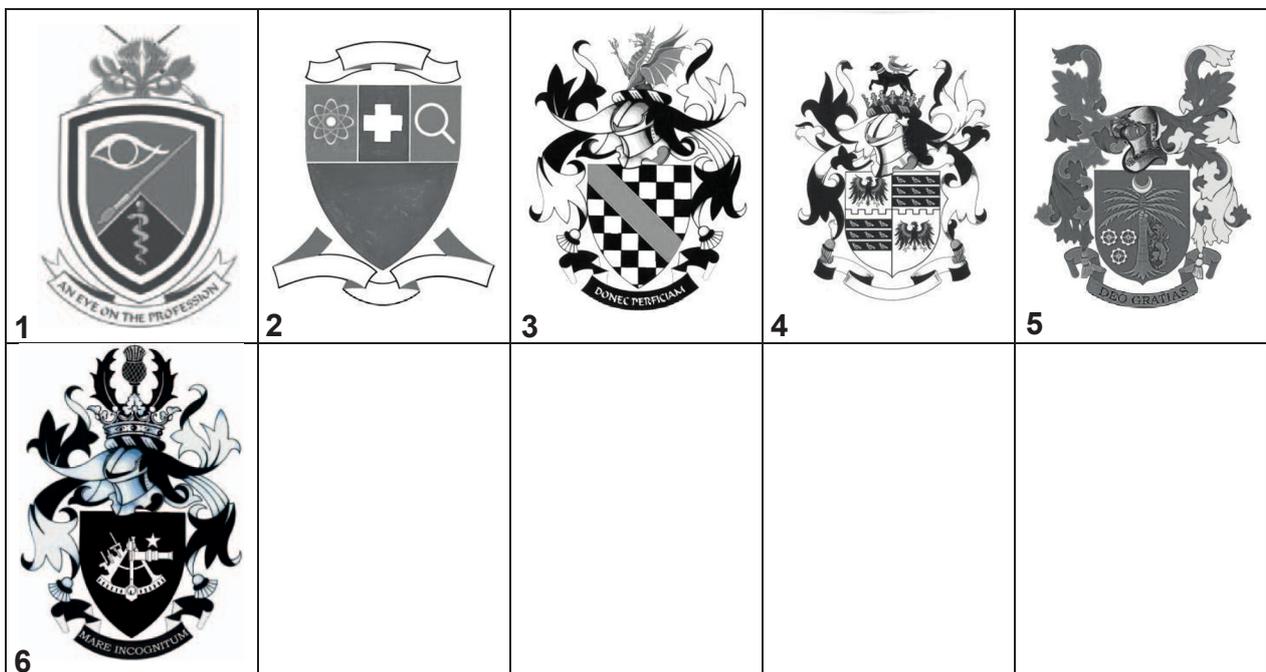
ARMS: Quarterly, per fess embattled symmetrically, I & IV Argent an eagle displayed and crested Sable, langued and membered Gules; II & III Argent, three bars Sable, on each three martlets Or. **CREST:** Issuant from a wreath Or and Sable a circlet of oak-leaves Or, issuant therefrom a mound Vert, there-upon a Labrador Retriever passant Sable, collared Gules, fimbriated Argent, statant upon its back a male cocatiel proper. **WREATH AND MANTLING:** Wreath: Or and Sable, Mantling Sable and Argent. **MOTTO:** TEMPLITO QUAM DILECTA

5. APPLICANT: Diego Pantaleone Francesco Spanò (H4/3/4/1031)

ARMS: Azure a palm tree Or, ensigned of a crescent Argent, between dexter three mill-wheels placed two and one Argent and sinister conjoined to the tree a lion rampant Or. **MANTLING:** Dexter: Azure and Or; Sinister Azure and Argent. **MOTTO:** DEO GRATIAS

6. APPLICANT: David Andrew Mauchline (H4/3/4/1034)

ARMS: Sable a sextant ensigned to sinister with a mullet Argent. **CREST:** Issuant from a crest coronet Argent, a thistle, slipped and leaved Sable. **MANTLING:** Sable and Argent. **MOTTO:** MARE INCOGNITUM



DEPARTEMENT VAN KUNS EN KULTUUR

NO. 105

10 FEBRUARIE 2017

BURO VIR HERALDIEK

AANSOEK OM REGISTRASIE VAN HERALDIESE VOORSTELLINGS EN BESWARE DAARTEEN

ARTIKELS 7, 7A EN 7B VAN DIE HERALDIEKWET, 1962 (WET NO. 18 VAN 1962)

Ondergenoemde instansies en persone het kragtens artikel 7 van die Heraldiekwet, 1962 (Wet No. 18 van 1962), aansoek gedoen om die registrasie van hulle heraldiese voorstellings. Enigeen wat teen die registrasie van hierdie heraldiese voorstellings beswaar wil aanteken op grond daarvan dat sodanige registrasie inbreuk sal maak op regte wat hom of haar wettiglik toekom, moet dit binne een maand na die datum van publikasie van hierdie kennisgewing doen op 'n vorm wat van die Staatsheraldikus, Privaat Sak X236, Pretoria, 0001, verkrygbaar is.

1. AANSOEKER: Die Okulêriste Vereniging van Suider-Afrika (H4/3/1/4142)

WAPEN: Kepersgewys verdeel van blou en groen, oor die verdelingslyn heen 'n silwer streepkeper, tussen in die skildhoof regs 'n silwer linker oog in buitelyne en links 'n skuinslinks geplaaste goue verfkwas, silwer geskag, deurlopend tot die regter skildrand, en in die skildvoet 'n goue eskulaapstaf; die geheel binne in 'n silwer skildsoom belaaie van 'n ander van groen. Die skild is oortop van 'n oop koningsproteablom, gesteel en geblaar van goud voor twee skuinsgekruste blou verfkwaste, silwer geskag en goud gehaar. **WAPENSPREUK:** AN EYE ON THE PROFESSION

2. AANSOEKER: Die Sefako Makgatho Gesondheidswetenskappe Universiteit (H4/3/1/4146)

WAPEN: Deursnede van oranje en blou, in die skildhoof 'n blou paal belaaie met 'n verkorte kruis tussen regs 'n voorstelling van 'n atoom en links 'n vergrootglas, alles van silwer. **WAPENSPREUK:** KNOWLEDGE FOR QUALITY HEALTH SERVICES

3. AANSOEKER: Borja Vilallonga I Garcia (H4/3/1/1026)

WAPEN: Geskaak van silwer en swart, 'n rooi skuinsbalk. **HELMTEKEN:** 'n Halwe gevleuelde rooi draak wat in sy regterklou 'n hamer en sekel van silwer goud gehef vashou. **WRONG EN DEKKLEDE:** Swart en Silwer. **WAPENSPREUK:** DONEC PERFICIAM

4. AANSOEKER: Jason Charles Klascius-Fernandez (H4/3/4/1029)

WAPEN: Gevierendeel snylyn simmetries gekanteel, I & IV in silwer 'n swart adelaar met gespreide vlerke en pluim, rooi getong en gepoot; II & III in silwer drie swart dwarsbalke, elk belaaie met drie goue merlette. **HELMTEKEN:** Uitkomend uit 'n wrong van goud en swart 'n ring van goue eikeblare, uitkomend daaruit 'n groen grond, daarop 'n gaande swart Labrador-Retriever, rooi gehalsband, silwer gefimbriëer, staande op sy rug 'n mannetjies-kokatiel van natuurlike kleur. **WRONG EN DEKKLEDE:** Wrong: Goud en Swart; Dekklede Swart en Silwer **WAPENSPREUK:** TEMPLITO QUAM DILECTA

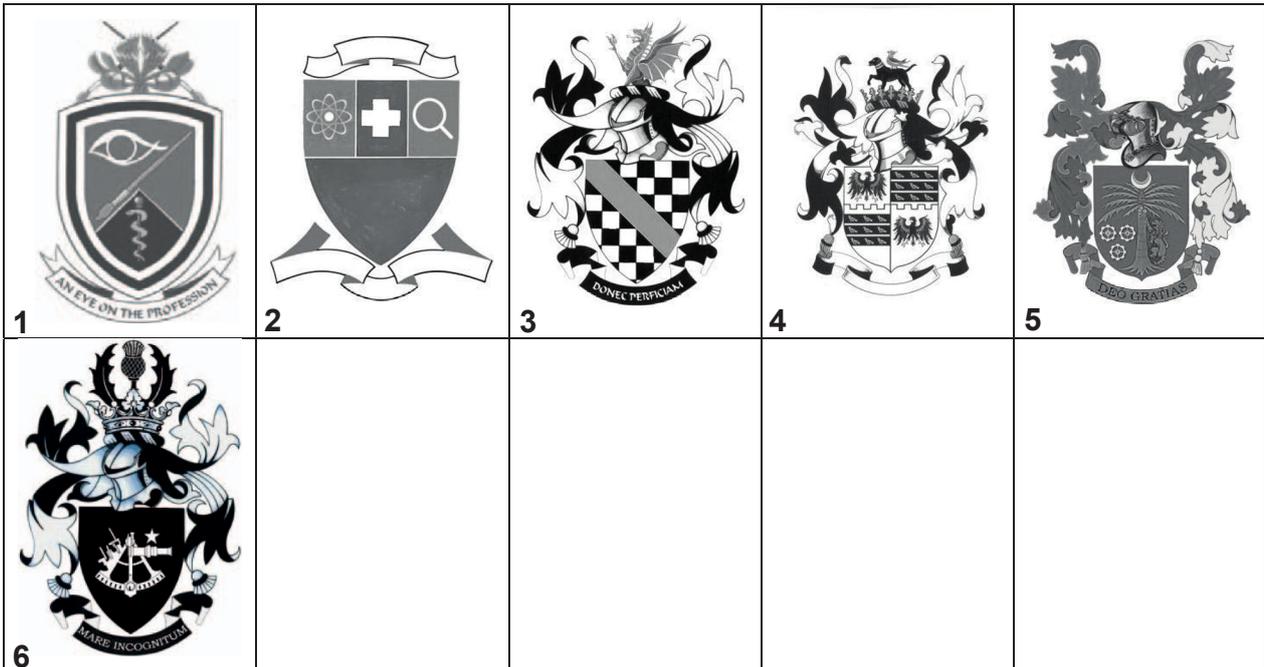
5. AANSOEKER: Diego Pantaleone Francesco Spanò (H4/3/4/1031)

WAPEN: In blou 'n goue palmboom oortop van 'n silwer wassenaar, tussen regs drie silwer meul-ratte, gepaas twee en een en links aanstotend tot die boom 'n klimmende goue leeu. **DEKKLEDE:** Links: Blou en goud; Regs: Blou en Silwer.

WAPENSPREUK: DEO GRATIAS

6. AANSOEKER: David Andrew Mauchline (H4/3/4/1034)

WAPEN: In swart 'n sekstant, na links oortop van ster van silwer. **HELMTEKEN:** Uitkomend uit 'n silwer helmkroon 'n dissel, gesteel en geblaar van swart. **DEKKLEDE:** Swart en Silwer. **WAPENSPREUK:** MARE INCOGNITUM



DEPARTMENT OF ARTS AND CULTURE**NO. 106****10 FEBRUARY 2017****BUREAU OF HERALDRY**

REGISTRATION OF HERALDIC REPRESENTATIONS

The Bureau of Heraldry hereby gives notice in terms of section 10 of the Heraldry Act, 1962 (Act No. 18 of 1962), that the following have been registered:

(H4/3/4/1018) The ARMS of Natalie de Clare, as published under Government Notice No.691 of 10 June 2016.

DEPARTEMENT VAN KUNS EN KULTUUR**NO. 106****10 FEBRUARIE 2017**

REGISTRASIE VAN HERALDIESE VOORSTELLINGS

Die Buro vir Heraldiek gee hierby ingevolge artikel 10 van die Heraldiekwet, 1962 (Wet No. 18 van 1962), kennis dat die volgende geregistreer is:

(H4/3/4/1018) WAPEN van Die Natalie de Clare, soos by Goewermentskennisgewing No.691 van 10 Junie 2016 gepubliseer.

DEPARTMENT OF ARTS AND CULTURE**NO. 107****10 FEBRUARY 2017****BUREAU OF HERALDRY**

APPLICATION FOR REGISTRATION OF HERALDIC REPRESENTATIONS AND OBJECTIONS THERETO

SECTIONS 7, 7A AND 7B OF THE HERALDRY ACT, 1962 (ACT NO. 18 OF 1962)

The under-mentioned body has applied in terms of section 7 of the Heraldry Act, 1962 (Act No. 18 of 1962), for the registration of its Name and Special Names. Anyone wishing to object to the registration of this Name and Special Names on the grounds that such registrations will encroach upon rights to which he or she is legally entitled to, should do so within one month of the date of publication of this notice upon a form obtainable from the State Herald, Private Bag X236, Pretoria, 0001, Marcelv@dac.gov.za.

1. APPLICANT: SPQR – Noble Order of the Roman Empire (H4/3/1/4148)

NAME:

SPQR – Noble Order of the Roman Empire

SPECIAL NAMES:

SPQR – Nobler Orden des Römischen Reiches

SPQR – Nobilis Ordo Romanum Imperium

DEPARTEMENT VAN KUNS EN KULTUUR

NO. 107

10 FEBRUARIE 2017

BURO VIR HERALDIEK

AANSOEK OM REGISTRASIE VAN HERALDIESE VOORSTELLINGS EN BESWARE DAARTEEN

ARTIKELS 7, 7A EN 7B VAN DIE HERALDIEKWET, 1962 (WET NO. 18 VAN 1962)

Ondergenoemde instansie het kragtens artikel 7 van die Heraldiekwet, 1962 (Wet No. 18 van 1962), aansoek gedoen om die registrasie van hul Naam en Spesiale Naam. Enigeen wat teen die registrasie van hierdie Naam en Spesiale Naam beswaar wil aanteken op grond daarvan dat sodanige registrasie inbreuk sal maak op regte wat hom of haar wettiglik toekom, moet dit binne een maand na die datum van publikasie van hierdie kennisgewing doen op 'n vorm wat van die Staatsheraldikus, Privaat Sak X236, Pretoria, 0001, Marcelv@dac.gov.za verkrygbaar is.

1. AANSOEKER: SPQR – Edele Orde van die Romeinse Ryk (H4/3/1/4148)

NAAM:

SPQR – Edele Orde van die Romeinse Ryk

SPESIALE NAME:

SPQR – Nobler Orden des Römischen Reiches

SPQR – Nobilis Ordo Romanum Imperium

DEPARTMENT OF BASIC EDUCATION

NO. 108

10 FEBRUARY 2017

NATIONAL EDUCATION POLICY ACT 27 OF 1996
NATIONAL EDUCATION POLICY ON RECOGNITION AND EVALUATION OF
QUALIFICATIONS FOR EMPLOYMENT IN EDUCATION

I, Angelina Matsie Motshekga, Minister of Basic Education, acting under section 3(4) (f) read with section 5 of the National Education Policy Act, 1996 (Act No. 27 of 1996) and after consultation with the Council of Education Ministers, hereby determine the National Education Policy on Recognition and Evaluation of Qualifications for Employment in Education, as set out in the schedule.


MRS ANGELINA MATSIE MOTSHEKGA, MP
MINISTER OF BASIC EDUCATION
DATE: 06.12.2016



basic education

Department:
Basic Education
REPUBLIC OF SOUTH AFRICA

Recognition and Evaluation of Qualifications for Employment in Education

DRAFT

28 August 2016

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Abbreviations

ACE	<i>Advanced Certificate in Education</i>
AD: Education	<i>Advanced Diploma in Education</i>
AD: Teaching	<i>Advanced Diploma: Teaching</i>
B Tech	<i>Bachelor of Technology</i>
DSE	<i>Diploma in Specialized Education</i>
FDE	<i>Further Diploma in Education</i>
HDE(u/pg)	<i>Higher Diploma in Education (undergraduate or postgraduate)</i>
HEQF	<i>Higher Education Qualifications Framework</i>
HEQSF	<i>Higher Education Qualifications Sub-Framework</i>
MRTEQ	<i>Minimum Requirements for Teacher Education Qualifications</i>
NPDE	<i>National Professional Diploma in Education</i>
NQF	<i>National Qualifications Framework</i>
OFS	<i>Former University of the Orange Free State</i>
PGCE	<i>Postgraduate Certificate in Education</i>
PDMS	<i>Performers' Diploma in Music</i>
PU	<i>Former Potchefstroom University</i>
REQV	<i>Relative Education Qualification Value</i>
SAQA	<i>The South African Qualifications Authority</i>
TDMS	<i>Teachers' Diploma in Music</i>
UCT	<i>University of Cape Town</i>
UALM	<i>University Accompanist Licentiate in Music</i>
UCOL	<i>University Church Organist's Licentiate</i>
UPLM	<i>University Performers' Licentiate in Music</i>
UTLM	<i>University Teachers' Licentiate in Music</i>
UP	<i>University of Pretoria</i>

Section 1

Background, Scope and Purpose

In 1997, the then Department of Education gazetted the *Higher Education Qualifications Framework (HEQF)* as a new overarching policy on qualifications in higher education. This new policy replaced the former Department of National Education's policy frameworks on university qualifications, on qualifications obtainable at the now defunct technikons, and on qualifications for teacher education. The new policy framework on qualifications for teacher education was described in the *Norms and Standards for Educators, 2000*. The HEQF was revised and gazetted as the *Higher Education Qualifications Sub-Framework (HEQSF), as revised, 2013*, published in Notice No. 549, *Government Gazette* No. 36721 of 2 August 2013.

As a result of the changes referred to above, it was necessary to develop new policy on teacher education qualifications to align those qualifications with the HEQF based on a 10-level National Qualifications Framework (NQF). The Minister of Higher Education and Training gazetted the new *Policy on the Minimum Requirements for Teacher Education Qualifications (MRTEQ)* in Notice No. 583, *Government Gazette* No. 34467 of 15 July 2011. This policy indicates appropriate qualifications for teacher education, selected from the HEQF, and prescribes the minimum requirements for each qualification type in terms of the purpose of the qualification, the knowledge mix appropriate for the particular qualification, and minimum and maximum credit allocations at specific NQF levels, as well as articulation between qualifications and progression along qualifications paths. The MRTEQ has been revised and aligned with the revised HEQSF and was gazetted in Notice No. 596, *Government Gazette* No. 38487 of 19 February 2015.

Consequently, the *Criteria for the Recognition and Evaluation of Qualifications for Employment in Education based on the Norms and Standards for Educators, 2000*, published in Notice No. 935, *Government Gazette* No. 21565 of 22 September 2000, also needs to be realigned with the new policy on teacher qualifications and the HEQSF.

The purpose of this policy is to prescribe minimum requirements for –

- (a) the evaluation and recognition of teacher education qualifications, as prescribed in the MRTEQ and the HEQSF, for employment in education; and
- (b) the assigning of Relative Education Qualification Values (REQVs) to initial qualification types and to combinations of initial, advanced, and postgraduate qualifications attained by individual teachers.

The policy is also aligned to sections 1 and 2 of Chapter B of the Personnel Administrative Measures (PAM) (Department of Basic Education). The PAM prescribes minimum requirements, including qualification requirements for entry into specific educator posts, while this policy prescribes the

recognition of qualifications for REQV purposes. The two documents should be read in conjunction with each other.

This policy applies only to qualifications attained by teachers for teaching in schools and by school- and office-based educators who are supporting teaching and learning in schools. It does not apply to educators or lecturers in the post-school sector in technical and vocational education and training, or in adult education and training, or in adult and community education and training settings.

The principal end users of this policy are evaluators of teacher qualifications at the national Department of Basic Education and the provincial education departments, and admissions officials at universities and higher education institutions that offer teacher education. Such end users will use the policy to ensure that teacher applicants are admitted to the correct and most appropriate qualification type and programme.

This policy defines minimum qualification requirements and evaluation techniques for the evaluation of qualifications for appointment in entry-level teaching posts in schools and in specific educator posts for the teaching of technology subjects, of vocational subjects in schools for special needs education, and of music and dance in schools, and for the provision of support to learners in schools, such as education psychologists, speech and occupational therapists and education social workers.

"This policy defines minimum qualification requirements and evaluation techniques for the evaluation of qualifications for appointment –

- (a) in entry-level teaching posts in schools and in specific educator posts for the teaching of technology subjects;
- (b) as educators who teach vocational subjects in schools for special needs education;
- (c) as educators who teach music and dance in schools; and
- (d) as staff (such as education psychologists, speech and occupational therapists and education social workers) who provide support to learners in schools."

The policy does not cover the accreditation and recognition of short courses and prior learning which may be utilised for the continuing professional development of teachers. It prescribes only the evaluation and recognition of approved full formal qualifications for employment in education.

This policy prescribes the process and procedures for the evaluation, approval and recognition of initial qualifications, advanced and postgraduate qualifications for employment in education, and the assigning of REQVs to these qualifications. It defines appropriate fields and subfields of study for employment in education; and articulation from current teaching qualifications into the new qualifications frameworks through preferred qualifications paths and through associated REQV improvement. Although higher education institutions may set their own admission requirements for particular qualifications, approved qualifications will be recognised for employment in education and for REQV purposes only if the qualifications comply with the requirements of this policy

The policy also prescribes different principles and techniques for the evaluation of foreign qualifications for employment in public school education in South Africa.

"The policy provides for the relaxation of certain minimum qualification requirements for employment as teachers in specific teaching posts –

- (a) for which teachers are not trained in sufficient numbers; or
- (b) for which universities do not train teachers at all; or
- (c) that cannot be filled through the normal provisioning of teachers.

The relaxation of certain minimum qualification requirements for employment apply also, in exceptional cases, to individual foreign teacher education students who are not able to meet the minimum language requirements in full or not trained at all by universities through the normal provisioning of teachers.

Section 2

General Principles

The following are taken into consideration when evaluating a qualification for employment in education:

1. **Admission requirements** (learning assumed to be in place, including recognition of prior learning) in order to be admitted to the learning programme that will lead to the attainment of the qualification.
2. **Status of the institution** that offers the learning programme and awards the qualification, as reflected by its registration with and accreditation by competent statutory bodies (e.g. government departments, quality assurance agencies, professional councils, sector qualifications authorities, or the Council on Higher Education) to offer a particular qualification.
3. **Qualification type and level** at which the qualification has been registered, and the number of credits (hours of learning) required at specific levels, as well as the total number of credits earned or the minimum number of years of full-time study or equivalent part-time study required to complete the qualification.
4. **Designators and qualifiers** (fields or subfields of study) and purpose of the qualification and exit level outcomes (applied competence) associated with the qualification.
5. **Methods of assessment** that are used to ascertain compliance with the requirements for obtaining the qualification (formal examinations, portfolios, research publications, dissertations, theses, practical work, workplace experience, learnerships).
6. **Date of recognition:** Qualifications will be recognised as from the date on which the educator meets all the requirements for obtaining the qualification concerned, according to an official statement by the examining body. In the absence of such a statement, a qualification will be recognised as from the date on which the certificate was issued.
7. **Retention of status and recognition of formerly approved and recognised qualifications:** If an educator's qualifications have been evaluated correctly –
 - (a) by an education department in accordance with the document *Evaluation of Qualifications for Employment in Education, 1995-1999*; or
 - (b) by an education department in accordance with the document *Criteria for the Evaluation and Recognition of Qualifications for Employment in Education, September 2000*; or
 - (c) in terms of the policy that applied to a specific department of education before 1995, that educator retains his/her status in the education system, and his/her qualifications retain the recognition given to them, for the duration of his/her teaching career.

However, educators might be required to renew their qualifications from time to time as part of their ongoing professional development and to comply with the requirements for re-employment and career progression in accordance with the qualification requirements for a specific post.

8. Remarks on general principles:

- Only qualifications awarded on the grounds of the passing of examinations or formal assessment of learning and proof of successful completion of an approved course of study are recognised for employment in education.
- Qualifications awarded by institutions that are not accredited by a recognised, reputable accreditation authority are not recognised for employment in education.
- Qualifications obtained only on the grounds of membership, experience – including life experience – community projects, the payment of fees, honorary degrees, or honorary membership (through so-called degree mills) are not regarded as approved qualifications for employment in education.
- Multi-level or multi-year qualifications, such as a three- or four-year bachelor's degree, should show clear evidence of progression from entry level to exit level in the cognitive development of qualifying students in a particular discipline (or particular disciplines) which are appropriate for teaching or for providing support to teaching and learning.
- Qualifications obtained through online learning (e-learning) and open and distance learning are considered for recognition on the same basis as the full-time, contact, face-to-face, on-campus equivalent of the qualification, provided that the institution is properly accredited by a recognised and reputable accrediting body for e-learning or open and distance learning. The accreditation process should ensure quality learning and learner support.
- Qualifications offered by international institutions outside the borders of South Africa should comply with all legal and accreditation requirements of the country where the qualification is offered.
- Qualifications awarded by franchised providers are not recognised. The qualification should be offered and awarded by the original accredited institution.
- Approved qualifications attained through the assessment of prior learning and credit accumulation and transfer from other completed or partially completed qualifications awarded by accredited higher education institutions are recognised for employment in education, if such qualifications comply with requirements for recognition for the particular qualification types.
- Should a qualification not meet the prescribed requirements, the evaluator will indicate which further requirements should be met in order for the qualification to be recognised in full.
- The order in which qualifications have been obtained will not have any effect on the final evaluation. The order which will benefit the holder of the qualifications most must be applied when evaluating such qualifications, taking into account the prescribed minimum entry requirement for a particular qualification.

9. Assigning of Relative Education Qualification Values (REQVs) to qualifications

Definition of Relative Education Qualification Value

Because there are many different ways of obtaining education qualifications and many different institutions at which such qualifications may be obtained, and because the training standards and requirements have changed a number of times over the past several decades, it is impossible to compare the qualifications of various educators merely by looking at the certificates, diplomas and degrees that the educators possess. It is also not possible, merely by looking at the paperwork, to determine whether all educators are in fact suitably qualified and what level of remuneration each educator should be receiving.

The REQV assignment is a process that is used for standardising all the various qualifications held by educators in order to make it possible to, so to speak, compare apples with apples when evaluating educators' qualifications, level of qualification and salary.

Formula for calculating an REQV

$$\text{REQV } (10 + n) = (n \times 120) \text{ SAQA credits, } n = 1, 2, \dots, 7$$

E.g. REQV 13 = REQV (10 + 3) = (3 x 120) = 360 SAQA credits

First (initial) qualifications:

Qualification	Credits	NQF level	REQV
Bachelor of Education in Teaching degree	480	7	14
Diploma in Grade R Teaching	360	6	13
Approved general first degree	360/480	7/8	13/14
AD: Teaching or PGCE	120	7	+ 1
Approved diploma	360	6	13

Post-initial advanced qualifications:

Additional REQVs are assigned to approved¹ additional qualifications obtained in appropriate fields of study² on the basis of one additional REQV for each additional 120 new credits³ earned, provided that –

¹ Approved for employment in public education

² Refer to Appendix

³ For first degrees obtained before 1 January 2001, 120 new credits are equated to four new degree year courses. In the case of post-graduate qualifications obtained before 1 January 2001, one additional REQV is awarded per qualification.

- a maximum of two additional REQVs (240 new SAQA credits) are recognised per NQF level; and
- a professionally unqualified educator may only receive recognition to a maximum of REQV 15.

10. Limitations on REQV classifications:

- In order to be classified as **REQV 16**, a recognised **professional teaching qualification** and an approved **bachelor's degree** is required. In lieu of a first completed approved bachelor's degree, the following qualification types are also accepted to meet the requirement: a recognised honours degree or a postgraduate diploma or a former Bachelor of Technology or master's degree in an appropriate field of study.
- In order to be classified as **REQV 17**, the highest REQV classification, a **professional teaching qualification** and a recognised **master's degree** or **doctorate** in an appropriate field of study is required.

Section 3

Higher Education Qualifications Sub-Framework

NQF Exit Level	Qualifications in Higher Education		
	Degrees	Diplomas	Certificates
10	Doctorate (360)		
9	Master's degree (180)		
8	Honours degree (120) First bachelor's degree (480)	Postgraduate diploma (120c)	
7	First bachelor's degree (360)	Advanced diploma (120)	
6		Diploma (360) Diploma (240)	Advanced certificate (120)
5			Higher certificate (120)

New framework for teacher education qualifications as per the Policy on Minimum Requirements for Teacher Education Qualifications (2015)

NQF Level	Education Qualifications		
	Degrees	Diplomas	Certificates
10	Doctor of Education degree (360)		
9	Master of Education degree (180)		
8	Bachelor of Education Honours degree (120)	Postgraduate Diploma in Education (120)	
7	Bachelor of Education degree (480)	AD: Teaching or PGCE (120) Advanced Diploma in Education (120)	
6		Diploma: Grade R Teaching (360)	Advanced Certificate in Teaching (120)
5			

Section 4

Recognition of first Academic and Vocational Qualifications

For a detailed description of the qualification types, characteristics, NQF exit level, maximum or minimum total credits at different levels and articulation possibilities, refer to the *Higher Education Qualifications Sub-Framework, 2013*.

1. An approved⁴ **first academic degree** should comply with the following minimum requirements:
 - ❑ Minimum duration: three years of full-time study (or the part-time or distance education equivalent thereof)
 - ❑ Minimum total credits: 360
 - ❑ NQF Level: 7 (former Level 6)
 - ❑ The degree should be offered and awarded by an accredited and registered higher education institution
 - ❑ The learning programme should include at least two appropriate subjects or fields of study, or a combination of subjects or fields of study (refer to Section 10), that provide for the acquirement of sufficient in-depth academic content knowledge to teach two school subjects. At least one of the subjects should be at second-year degree level (approximately 32 credits at Level 6).
 - ❑ A degree that comprises at least one school teaching subject as a major subject (at third-year level or at NQF Level 7) will be regarded as an approved degree and will receive full recognition.

REQV classification

For a 360-credit, Level 7 approved degree: REQV 13

The maximum REQV classification that may be accorded to a first degree is REQV 14 (for an approved 480(+)-credit Level 7 or 8 degree).

2. An approved **first academic, occupational or vocational diploma** (other than a professional teachers' diploma) should comply with the following minimum requirements:
 - ❑ Minimum duration: three years of full-time study (or the part-time or distance education equivalent thereof)
 - ❑ Minimum total credits: 360
 - ❑ NQF Level: 6
 - ❑ The diploma should be offered and awarded by an accredited and registered higher education institution
 - ❑ The learning programme should include at least two appropriate subjects or fields of study, or a combination of subjects or fields of study (refer to Section 10), that provide for the acquirement of sufficient in-depth academic content knowledge to teach two school

⁴ Approved for employment in education.

subjects. At least one of the subjects should be at third-year diploma level (approximately 32 credits at Level 6).

REQV classification

REQV 13

3. A first degree or diploma that meets all requirements for an approved degree or diploma except for the academic subject content knowledge requirements is known as a *partially approved*⁵ degree or diploma, provided that the degree or diploma includes at least *two* school teaching subjects at first-year level (32 credits each at Level 5) or at least *one* school teaching subject at second-year level (32 credits at Level 6).

REQV classification

One REQV level lower than that for a fully approved degree or diploma (REQV 12 for a partially approved three-year 360-credit degree or diploma and REQV 13 for a partially approved four-year (480-credit) degree).

4. Holders of partially approved degrees or diplomas may augment their qualifications by completing the required additional academic year course(s) or modules in a school teaching subject (or subjects) for non-degree or non-diploma purposes and present the additional course(s) or modules so completed for full recognition of their qualifications.
5. Two or more first partially approved completed degrees or diplomas may be taken together and evaluated in accordance with the requirements of an approved qualification. Should they meet the requirements, the REQV classification of the combined qualifications will be determined by the highest (largest) of the qualifications. For example, should a combination of two partially approved three-year qualifications meet with the requirements, the REQV classification will be REQV 13; in the case of a combination of a partially approved three-year and a partially approved four-year qualification, the maximum REQV classification will be REQV 14.
6. A postgraduate degree (for example, an honours or master's degree) presented as a first academic qualification will be evaluated on its own merit by the National Evaluation Committee.

⁵ Partially approved for employment in education

Section 5

Recognition of Initial Professional Teaching Qualifications

For a detailed description of the qualification types, characteristics, NQF exit level, maximum or minimum total credits at different levels, minimum requirements and articulation possibilities, refer to *the Policy on MRT, 2014*.

1. An approved four-year 480-credit Bachelor of Education degree with specialisation to teach in a phase (and subject) is evaluated as REQV 14, professionally qualified.
2. An approved one-year ⁶AD: Teaching or PGCE with specialisation to teach in a phase (and subject) that follows an approved first academic qualification is accorded one additional REQV level and the holder of the AD: Teaching or PGCE is regarded as professionally qualified to teach in schools.
3. An approved 360-credit Level 6 Diploma in Grade R Teaching is evaluated as REQV 13, professionally qualified, but only for appointment to teach in a Grade R class. In order to teach in the Foundation Phase (Grades 1 to 3), a recognised professional teaching qualification (480-credit Level 7 B Ed or 120-credit Level ⁷Advanced Diploma in Foundation Phase Teaching or PGCE in Foundation Phase Teaching) is required.
4. Only one initial professional teaching qualification (the highest one) per educator is recognised for REQV purposes.
5. In the event of a composite academic and professional teaching qualification (B Ed or degree and ⁸AD: Teaching or PGCE) that does not fully comply with the requirements of an approved qualification, the qualifications are evaluated as follows:
 - 5.1 The academic component complies with the requirements of an approved degree but the professional component does not comply: REQV 13, professionally unqualified.
 - 5.2 The academic component complies with the requirements of a partially approved degree and the professional component complies with the phase and/or teaching subject requirements: REQV 13, professionally qualified.
 - 5.3 Neither the academic nor the professional component complies with the requirements: no recognition.
6. A teacher education student ***who wrote the final examination*** towards completing a 480-credit Bachelor of Education degree but still has some modules or courses outstanding may, with the permission of the university and the head of a provincial education department, be employed in a temporary teaching post, provided that proof of registration for the outstanding courses has been submitted. Such a teacher education student may be remunerated in accordance with an REQV 13(s) salary range for a period of two years, which may be extended under special

⁶The HEQSF has granted approval for the title of Postgraduate Certificate in Education to be used as an alternative for the title Advanced Diploma in Teaching.

⁷ Refer to footnote 6

⁸ Refer to footnote 6

circumstances and at the discretion of the university concerned and the provincial head of education department.

7. An incomplete Bachelor of Education degree or any other incomplete degree or diploma as first qualification is not recognised for employment in education.
8. Teacher education students, especially foreign students, who have complied with all requirements for the awarding of an initial professional teaching qualification with the exception of a second official language requirement may receive the qualification with an endorsement to this effect. The holder of the qualification may be employed in a teaching post as a professionally qualified teacher subject to the approval of the head of a provincial education department in accordance with the language of teaching and learning requirements applicable to the specific post or school.

Section 6

Recognition of Post-Initial Advanced and Further Qualifications

For a detailed description of the qualification types, characteristics, NQF exit level, minimum total credits at different levels, minimum requirements, articulation and progression possibilities, refer to the *Higher Education Qualifications Sub-Framework, 2013*, and the *Policy on MR EQ, 2015*.

Professionally qualified teachers who wish to specialise in a new field of teaching and learning may enroll for an initial degree or diploma in the new field or, alternatively, as a first step, enroll for an Advanced Certificate in the new field and, thereafter, proceed to an Advanced Diploma in the same field. Also refer to Section 7 on articulation possibilities.

1. Recognition of a Higher Certificate

A 120-credit Level 5 Higher Certificate is not recognised as an additional qualification for employment in education as a teacher in a school.

2. Recognition of Advanced Certificates and Advanced Diplomas

A 120-credit Level 6 Advanced Certificate or 120-credit Level 7 Advanced Diploma will be recognised for employment in education and one additional REQV level will be accorded to it, provided that –

- o the qualification has been offered and awarded by an accredited and registered higher education institution;
- o the qualifier is in an appropriate field of study for purposes of employment in education (refer to Section 10); and
- o an Advanced Certificate follows an approved and recognised initial professional teaching qualification evaluated as REQV 13 at least, and an Advanced Diploma follows an approved 360-credit degree or diploma evaluated as REQV 13 at least or an approved and recognised professional teaching qualification (or more than one such qualification) evaluated as REQV 14 at least.

A maximum of two advanced qualifications at the same level in different appropriate fields of study could be recognised for the same educator.

3. Recognition of a bachelors's degree

Professionally qualified teachers may improve their qualifications by completing a 360- or 480-credit Level 7 or 8 bachelors' degree in an appropriate field of study (including a Bachelor of Education degree) (refer to Section 10) and will receive additional REQV recognition on completion of 120 new credits for a partially completed degree in appropriate fields of study, to a maximum of two additional levels for a completed degree that includes at least 240 new credits in an appropriate field of study.

4. Recognition of a diploma

Professionally qualified teachers may improve their qualifications by completing a 360-credit Level 6 Diploma in an appropriate field of study, and one additional REQV level will be accorded to the completed diploma, on condition that at least 120 credits of new learning have been completed.

5. Recognition of postgraduate qualifications

One additional REQV level will be accorded to a completed honours degree, master's degree or doctorate (including professional master's degree and doctorate) in an appropriate field of study (refer to Section 10), subject to the following provisos:

- o The postgraduate degree follows, at least, a recognised first degree;
- o a maximum of two postgraduate qualifications at the same NQF Level in different appropriate fields of study are recognised per educator.

One additional REQV level will be accorded to a completed honours degree, master's degree or doctorate (including professional master's degrees and doctorates) in Education, provided that a postgraduate degree in education follows an approved and recognised professional teaching qualification (or more than one such qualification), including cognate qualifications at the preceding level evaluated as REQV 14, professionally qualified, at least.

One additional REQV level will be accorded to a completed postgraduate diploma in an appropriate field of study (including education), on condition that the postgraduate diploma follows –

- o an approved degree or advanced diploma; or
 - o a professional teaching qualification (or more than one such qualification) evaluated as REQV 14, professionally qualified, at least. If there are more than one such qualification, one of them should be at NQF exit level 7 (or the equivalent in the former 8-Level NQF) at least.
- (Also refer to Section 7, paragraphs 6, 7 and 8.)

Section 7

Pathways for Qualification and REQV Improvement (Articulation from former teaching qualifications into the new framework)

The pathways prescribed and described in this section are the most popular ones for holders of current and former teaching certificates and diplomas. There are other possibilities as well.

1. Teachers teaching with Senior Certificate (with or without a non-recognised qualification) should qualify themselves fully, either by completing an approved degree followed by an AD: Teaching or PGCE)⁹, or by completing a 480-credit Bachelor of Education degree in order to be classified as REQV 14 professionally qualified.
2. Two-year initial teachers' certificate (with or without a Senior Certificate) (REQV 11 or 12), followed by a new 480-credit Level 7 Bachelor of Education degree: REQV 14 professionally qualified.
3. Three-year initial teachers' diploma including a National Professional Diploma in Education (REQV 13), followed by a 480-credit Level 7 Bachelor of Education degree: REQV 14 or REQV 15 (by earning at least 240 new credits) professionally qualified.
4. Three-year initial teachers' diploma including a National Professional Diploma in Education (REQV 13), followed by a 120-credit Level 6 new Advanced Certificate in Teaching (REQV 14), and followed by a new 120-credit Level 7 Advanced Diploma in Education: REQV 15 professionally qualified.
5. Three-year initial teachers' diploma, including a National Professional Diploma in Education (REQV 13), together with a one-year Further Diploma in Education or a Diploma in Specialised Education or a one-year post-professional specialisation or a former 120-credit Level 6 ACE (REQV 14), followed by a new 120-credit Level 7 Advanced Diploma in Education: REQV 15 professionally qualified.
6. Three-year initial teachers' diploma together with a one-year Higher Diploma in Education or a four-year initial Higher Diploma in Education (REQV 14), followed by a new 120-credit Level 7 Advanced Diploma in Education: REQV 15, professionally qualified.
7. Three-year initial teachers' diploma together with a one-year Further Diploma in Education or a one-year Diploma in Specialised Education or a one-year post-professional specialisation or a one-year Higher Diploma in Education and a former 120-credit Level 6

⁹or the following approved variants of an Advanced Diploma: Teaching: Postgraduate Certificate in Education, Graduate Diploma in Teaching.

ACE (REQV 15), followed by a new 120-credit Level 8 Postgraduate Diploma in Education or Bachelor of Education Honours: REQV 16 professionally qualified.

8. Four-year Higher Diploma in Education together with a one-year Further Diploma in Education or a one-year Diploma in Specialised Education or a former-120 credit Level 6 ACE (REQV 15), followed by a new-120 credit Level 8 Postgraduate Diploma in Education or Bachelor of Education Honours: REQV 16 professionally qualified.
9. Three-year initial teachers' diploma together with two former 120-credit Level 6 Advanced Certificates in Education in different fields of study (REQV 15), followed by a new 120-credit Level 8 Postgraduate Diploma in Education or Bachelor of Education Honours: REQV 16 professionally qualified.
10. Pathways 3, 4 and 5 above, followed by a new 120-credit Level 8 Postgraduate Diploma in Education or Bachelor of Education Honours: REQV 16 professionally qualified.
11. New HEQSF-aligned advanced certificates, advanced diplomas, postgraduate diplomas and first degrees and diplomas and postgraduate degrees in appropriate fields of study – for example, in Accounting, Mathematics, History or Hospitality Studies – can be recognised for REQV purposes in ways similar to how the same qualification types are recognised in Education or Teaching. (*Refer to Section 6 for the recognition of these qualification types.*)
12. Teachers teaching in schools cannot receive additional REQV recognition for the completion of additional certificates or diplomas in the fields of Adult Teaching and Learning or Technical and Vocational Education and Training, since these qualifications are regulated by different policies in terms of different conditions of service by different employers.
13. Some of the above pathways are also displayed in the following table:

	<i>Current basic qualification</i>	<i>Current REQV</i>	<i>Next qualification</i>	<i>Improved REQV</i>
1.	Senior Certificate with or without a non-recognised qualification	10	Approved bachelor's degree + ¹⁰ AD: Teaching or PGCE Bachelor of Education degree	13 14 14
2.	Teachers' Certificate	11 or 12	Approved bachelor's degree Bachelor of Education degree	14 14
3.	Three-year Teachers'	13	Approved bachelor's degree	14 or 15

¹⁰ or the following approved variants of an Advanced Diploma: Teaching: Postgraduate Certificate in Education, Graduate Diploma in Teaching.

	<i>Current basic qualification</i>	<i>Current REQV</i>	<i>Next qualification</i>	<i>Improved REQV</i>
	Diploma or NPDE		(120 or 240 new credits) Bachelor of Education degree (120 or 240 new credits) 120-credit Level 6 Advanced Certificate	14 or 15 14
4.	Three- or four-year approved degree or Level 6 diploma (not in Education or Teaching)	13 or 14	AD: Teaching or PGCE (120 credits, Level 7) ¹¹	14 or 15
5.	Four-year Higher Diploma in Education or Three-year Teachers' Diploma or NPDE + ACE or FDE or DSE or B Tech or other one-year post-professional certificate or diploma	14	Approved bachelor's degree (120 or 240 new credits) Advanced Diploma in Education (120 credits, Level 7)	15 or 16 15
6.	Four-year Higher Diploma in Education + FDE or ACE or DSE or B Tech or other one-year post-professional certificate or diploma or Three-year Diploma in Education or NPDE + ACE or FDE or DSE or B Tech or other one-year post-professional certificate or diploma+ (second) ACE	15	Approved bachelor's degree (at least 120 new credits) Advanced Diploma in Education (120 credits, Level 7) plus a Postgraduate Diploma in Education or Bachelor of Education Honours (120-credit, Level 8)	16 Remain on 15 16
7	Four-year Bachelor of Education degree or Three-year bachelor's degree + AD: Teaching or PGCE or HDE(pg) or UED or other professional teaching qualification	14	Honours degree +master's degree + doctorate Postgraduate diploma + master's degree + doctorate Postgraduate diploma + honours degree (in different field) + master's degree + doctorate ACE + ADE+ honours degree or postgraduate diploma +	15,16,17 15,16,17 15,16,17, 17(unchanged)

¹¹ or the following approved alternative title for an Advanced Diploma: Teaching: Postgraduate Certificate in Education.

	<i>Current basic qualification</i>	<i>Current REQV</i>	<i>Next qualification</i>	<i>Improved REQV</i>
			master's degree + doctorate	15, 16, 16 (unchanged), 17, 17 (unchanged)

Section 8

Recognition of appropriate qualifications for appointment in educator posts

1. List of posts in which professionally unqualified persons could be appointed permanently, should they hold appropriate qualifications for such posts:

- Posts for Mechanical, Electrical or Civil Technology
- Posts for Engineering Graphics and Design
- Posts for Music
- Posts for Dance Studies
- Posts for Travel and Tourism
- Posts for the teaching of Hospitality Studies
- Posts for Dramatic Art
- Posts for Visual Arts
- Posts for Information Technology and/or Computer Applications Technology
- Posts for Equine Studies
- Posts for Maritime Economics
- Posts for Nautical Science
- Posts for the teaching of Nursing at Schools for Special Needs Education
- Posts of Librarians at educational institutions and departmental head office libraries
- Posts for School Social Workers
- Posts for Education Psychologists and Therapists
- Educator posts at non-education institutions

The incumbent of a post listed in paragraph 1 usually possesses –

- qualifications which do not comply with the criteria for approved degrees and/or professional teaching qualifications;
- skills and knowledge which have been acquired also through practical training or by experience; and
- basic training which is often not offered by teacher education providers.

2. Appropriate qualifications for employment in posts listed in paragraph 1

2.1 Appropriate degree

An appropriate degree is a degree –

- which is recognised for a specified post listed in paragraph 1 and specially qualifies a person for the particular post; and
- which has been approved for such purpose.

2.2 *Appropriate qualifications*

Only qualifications appropriate to a specific post listed in paragraph 1 are recognised for purposes of employment in a post listed in paragraph 1. When such a qualification is evaluated, the person evaluating the qualification must ensure that the applicable subject is stated clearly.

2.3 *Recognition of further appropriate diplomas or certificates*

A further appropriate diploma or certificate (obtained after a first appropriate diploma or certificate) is recognised for REQV purposes only if it entails advanced study following the first appropriate diploma or certificate which has been recognised for a specific post listed in paragraph 1.

Where two or more appropriate diplomas or certificates at the same horizontal level are submitted for the same post listed in paragraph 1, only one diploma or certificate will be recognised.

A maximum of two approved diplomas or certificates at the same horizontal level (and one professional qualification) will be recognised for a post listed in paragraph 1, provided that they do not overlap by more than 50% and the second diploma is taken in an appropriate field that is not the same as the field of study of the first diploma.

In the case of a second N diploma, six new courses must be included, of which at least two should be at N5 level and at least two, at N6 level.

Where two or more similar appropriate diplomas or certificates are offered, the one with the highest REQV classification will be recognised.

Every additional appropriate diploma or certificate will be recognised for a higher REQV level if it requires at least the equivalent of one academic year of full-time study or 120 new credits.

2.4 *Recognition of partially completed degrees and completed degrees for incumbents of posts listed in paragraph 1*

Recognition is granted in accordance with the stipulations applicable to approved partially completed and completed degrees.

3. *General principles for the evaluation of qualifications for appointment to posts listed in paragraph 1*

1. Appropriate qualifications that have been approved are recognised for posts listed in paragraph 1.
2. When more than one qualification is evaluated, the qualification which affords the holder the highest REQV classification is taken as the starting point for evaluation purposes. The order in which qualifications have been obtained therefore makes no difference.
3. Recognition of qualifications for a post listed in paragraph 1 is restricted to such a post for which qualifications have been recognised, provided that a candidate may also receive recognition of qualifications for a second specialisation or for general teaching.

4. A permanent incumbent of a post listed in paragraph 1 whose qualifications are appropriate to another post listed in paragraph 1 may be transferred to the other specialist post in a permanent capacity and with retention of his/her REQV classification.
5. A permanent incumbent of a post listed in paragraph 1 who does not qualify for permanent appointment in an ordinary or any other post listed in paragraph 1 may be employed in such a post on a temporary basis with retention of his/her classification, provided that such person may be so employed for longer than one year only with the personal approval of the head of a provincial education department.
6. A professionally qualified teacher who has been appointed to a general teaching post and who also holds qualifications that are applicable to a post listed in paragraph 1, but who has never been appointed to such a post, receives REQV recognition for these qualifications.

4. Requirements for the recognition and the evaluation of qualifications for employment in posts listed in paragraph 1

4.1 Posts for teachers of Mechanical, Electrical or Civil Technology

A three-subject National Technical Certificate III (N3) or a Level 4 National Certificate (Vocational), which must include Trade Theory or Technology as a subject, plus a completed apprenticeship or a pass in a trade test, plus two years' appropriate trade experience*.

OR

An equivalent qualification plus a completed apprenticeship or a pass in a trade test plus two years' appropriate trade experience, and Trade Theory or Technology at the N3 level or NQF Level 4 should form part of the completed trade training.

OR

An approved degree for technical education; or a National Certificate (or Diploma) for Technicians or a National N Diploma or a National Diploma (Engineering) or a National Higher Diploma or Bachelor of Technology, which includes training in an appropriate Engineering Technology subject.

OR

Another appropriate approved qualification.

4.2 Posts for teachers of Electrical Technology (Electronics)

A three-subject National Technical Certificate III (N3) or a Level 4 National Certificate (Vocational), which must include Electronics as a subject, plus two years' appropriate trade experience*.

OR

An equivalent qualification, plus two years' appropriate trade experience.*

*Persons in possession of this qualification may be appointed permanently to posts for the teaching of technical subjects or electronics and be remunerated according to an REQV 13 (s) salary range

The head of a provincial education department may, in special cases and at his/her own discretion, appoint in a permanent or temporary capacity a person whose only qualifications are a completed apprenticeship or a pass in a trade test, plus two years' appropriate trade experience, and may remunerate such a person according to an REQV 12(s) salary range.

4.3 Evaluation of technical or engineering technology qualifications

- (1) An apprenticeship + National Technical Diploma: REQV 13.
- (2) National N Diploma: REQV 13.
- (3) National Certificate for Technicians: REQV 13.
- (4) National Diploma (Engineering): REQV 13.
- (5) National Diploma for Technicians: REQV 14.
- (6) National Higher Diploma or Bachelor of Technology: REQV 14.
- (7) National Diploma in Technology or master's diploma: REQV 15.

4.4 Evaluation of technical qualifications together with completed approved degrees, partially approved degrees, partially completed degrees and diplomas in education

A technical qualification evaluated as REQV 13 for appointment to a post listed in paragraph 1 (see paragraph 4.3 (1), (2), (3) and (4) above) together with -

- (1) an approved degree (which complies with paragraph 1.14.1): REQV 15.
- (2) an approved partially completed degree: REQV 14.
- (3) A partially approved degree: REQV 14.
- (4) (1) above + National Teachers' Diploma (NTD) (Workshop) or HDE (Technical)¹²: REQV 16.
- (5) (2) above + NTD (Workshop) or HDE (Technical)¹³: REQV 15.
- (6) (3) above + NTD (Workshop) or HDE (Technical)¹⁴: REQV 16.

A technical qualification evaluated as REQV 14 for appointment to a post listed in paragraph 1 (See paragraph 4.3 (5) and (6) above) together with -

¹² or a Postgraduate Certificate in Education or an Advanced Diploma: Teaching or a Graduate Diploma: Teaching.

¹³ Refer to footnote 12

¹⁴ Refer to footnote 12

- (1) an approved degree: REQV 15 (to be classified as REQV 16, a teacher must be professionally qualified).
- (2) an approved partially completed degree: REQV 15.
- (3) a partially approved degree: REQV 15.
- (4) (1) above + NTD (Workshop) or HDE (Technical) or HDE¹⁵: REQV 16 (a master's degree is required to be classified as REQV 17).
- (5) (2) above + NTD (Workshop) or HDE (Technical)¹⁶: REQV 15 (an approved degree is required to be classified as REQV 16).
- (6) (3) above + NTD (Workshop or HDE (Technical))¹⁷: REQV 15 (an approved degree is required to be classified as REQV 16).

A technical qualification with an REQV 15 for appointment to a post listed in paragraph 1 (see paragraph 4.3(7) above) together with -

- (1) an approved degree: REQV 15 (to be classified in REQV16 a teacher must be professionally qualified).
- (2) an approved partially completed degree: REQV 15 (not professionally qualified).
- (3) a recognised degree: REQV 15 (not professionally qualified).
- (4) (1) above + NTD (Workshop) or HDE (Technical)¹⁸: REQV 16 (not in possession of a master's degree).
- (5) (2) above + NTD (Workshop) or HDE (Technical)¹⁹: REQV 15 (not in possession of an approved degree).
- (6) (3) above + NTD (Workshop) or HDE (Technical)²⁰: REQV 15 (not in possession of an approved degree).

A three-subject National Technical Certificate III (N3) or a National Vocational Certificate, which must include Trade Theory or Technology as a subject, plus a completed apprenticeship or a pass in a trade test, plus two years' appropriate trade experience, together with -

- (1) N4 or N5 + NTD (Workshop) or National Professional Diploma in Education: REQV 13.
- (2) 4T1 and 4T2 subjects + NTD (Workshop) or National Professional Diploma in Education: REQV 13.

¹⁵ or a Postgraduate Certificate in Education or an Advanced Diploma: Teaching.

¹⁶ Same as footnote 15

¹⁷ Same as footnote 15

¹⁸ Same as footnote 15

¹⁹ Same as footnote 15

²⁰ Same as footnote 15

- (3) an approved degree: REQV 14.
- (4) an approved partially completed degree: REQV 12 (may be remunerated according to an REQV 13(s) salary range).
- (5) (1) above + an approved partially completed degree: REQV 14.
- (6) (1) above + recognised degree: REQV 15.
- (7) (3) above + NTD (Workshop) or HDE (Technical) or HDE²¹: REQV15.

4.5 Posts for teachers of Engineering Graphics and Design

A National Diploma for Technicians (Draughtsmanship) or a National Technical Diploma or equivalent qualification with Draughtsmanship or a similar subject, e.g. Machine Design, Building Construction, Electrical Design or Structural Design, at T2 or N5 level at least, plus two years' appropriate experience.

OR

an approved degree in Engineering, which includes Engineering Graphics and Design.

OR

a qualification approved for this purpose.

4.6 Posts for teachers of Music

An appropriate approved qualification in Music (for the instrument(s) in which tuition is given).

NB Qualifications are recognised only if practical training in an instrument is included (with the exception of postgraduate degrees.)

4.7 Recognition of music qualifications

- (1) Not more than one teacher's licentiate or diploma in Music in the same instrument shall be recognised for the same person.
(NB: A teacher's licentiate does not qualify a person as professional.)
- (2) A second teacher's licentiate in another instrument may be recognised.
- (3) Only one performer's licentiate (in the same instrument recognised for (1) or (2) above) or a ULCM may be recognised in addition to the licentiates in (1) and (2) above.
- (4) Teachers' licentiates referred to in (1) and (2) above may not be offered in the following pairs of instruments:

²¹ or a Postgraduate Certificate in Education or an Advanced Diploma: Teaching.

Flute and Piccolo

Flute and Recorder

Recorder and Piccolo

Two different recorders

Any of the instruments listed above and Cor Anglais

Clarinet and Bass Clarinet

Bassoon and Double Bassoon

Violin and Viola

Cello and Double Bass

Piano and Harpsichord

Piano and Clavichord

Clavichord and Harpsichord

Any two brass instruments controlled by pistons.

- (5) For a post as accompanist of ballet, a University Performer's Licentiate in Music (Piano) without a teachers' licentiate or a University Accompanist's Licentiate in Music (UALM) may be accepted. Only one of these licentiates will be recognised for the same person.

An accompanist's licentiate, for example a UALM, is recognised for posts of accompanist only.

(6) Overlapping

When a qualification in Instrumental Music is offered at the same level as a qualification in Instrumental Music already recognised, this is regarded as overlapping. This means that –

- (a) all teachers' licentiates or diplomas in Music, irrespective of the duration of training, which are offered at the same level and for the same instrument, overlap unless a teacher's licentiate or diploma in Music is the entrance requirement for a subsequent teacher's licentiate or diploma in Music, or is offered in another instrument. However, a performer's licentiate is always offered at a higher level than a teacher's licentiate or diploma in Music.

NB: A performer's licentiate will only be recognised provided that the candidate is in possession of a teacher's licentiate.

- (b) A teacher's licentiate or diploma in Music always overlaps courses in instruments taken for a Bachelors' degree.

If the second instrument has not been offered at main instrument level, it does not overlap with a teacher's licentiate or diploma. This excludes a performer's licentiate in instruments taken for the bachelor's degree.

- (c) A Licentiate in School Music (Class Music) is not recognised for appointment to a post listed in paragraph 1 for teachers of Instrumental Music, if a candidate is already in possession of a teacher's licentiate in an instrument.

4.8 Evaluation of Diplomas and Licentiates in Music*

<u>Qualifications</u>	<u>Evaluation</u>
(a) UPLM **(UNISA)	REQV 13
(b) UALM ***(UNISA)	REQV 13
(c) UCOL (UNISA)	REQV 13
(d) UCOL (Organ) (UNISA)	REQV 13 [Ditto.]

NB

The above-mentioned qualifications obtained before 1990 are evaluated as REQV 12.

(e) UTLM (UNISA)	REQV 13
------------------	---------

NB

- (i) The UTLM is evaluated as REQV 13 instead of REQV 12, with effect from 1 January 1990, if obtained as from the following dates.

Piano: as from 1981.

Recorder, Clarinet, Organ, Flute, Guitar, Hobo, French Horn: as from 1987.

Singing: as from 1988.

Other woodwind instruments: as from 1989.

Other brass instruments: as from 1989.

All other instruments: as from 1990.

- (ii) Persons in possession of a UTLM (UNISA) obtained before the above-mentioned dates will not be evaluated as REQV 13 following the passing of the method examination.

* These qualifications are recognised only if practical training in an instrument is included.

** Recognised only if the holder also has a teacher's licentiate.

*** Recognised for posts of accompanist only.

(f) Education Diploma in Music (OFS)		REQV 13
(g) Teacher's Licentiate in Music (OFS)		REQV 13
(h) Diploma for Church Organists (PU)		REQV 13
(i) Lower University Diploma in Music Performance (PU)	1 year after 'm'	None
(j) Licentiate Diploma in Music (Rhodes)		REQV 13
(k) TDMS (Stellenbosch)		REQV 13
(l) PDMS (Stellenbosch)		+ 1 level
(m) Diploma for Church Organist (Stellenbosch)		REQV 12
(n) Higher Diploma for Church Organist (Stellenbosch)		+1 level
(o) Diploma in Musical Education (Rhodes)		REQV 13
(p) Diploma in Music (Education) (UP)		REQV 13
(q) Diploma in Church Music (UP)		REQV 13

(r) Diploma in Music (Church Music (UP)	REQV 13
(s) Diploma in Music (Performing Arts) (UP)	None
(t) Teacher's Licentiate in Music (UP)	REQV 13
(u) Teacher's Licentiate Diploma in Music (offered from 1976)	REQV 13
(v) Teacher's Diploma in Opera (UCT)	REQV 13
(w) Diploma in Orchestral Playing (UCT)	REQV 13
(x) Performer's Diploma in Music (UCT)	REQV 13
(y) Performer's Diploma in Opera (UCT)	REQV 13
(z) Diploma in Music Education (UPE)	REQV 13

4.9 Appointment of performers of instruments in approved symphony orchestras

Performers of instruments in approved symphony orchestras may be appointed as teachers in posts listed in paragraph 1 for Instrumental Music in accordance with the following categories of REQV levels:

Tutti-player or lower position:	REQV 13(s)*
B-Principal Performer:	REQV 14 (s)*
A-Principal Performer or leader:	REQV 15 (s)*

*(s) indicates that these persons receive a personal salary.

Performers who are not members of one of the approved orchestras may be tested by one of these orchestras and submit a statement indicating within which of the three REQV categories they fall.

(Approved orchestras: National Symphony Orchestra, Cape Town Municipal Orchestra, Durban Municipal Orchestra, PACT Orchestra, OFS Symphony Orchestra and CAPAB Orchestra)

4.10 Posts for teachers of Dance

An appropriate approved qualification.

4.11 Recognition of ballet qualifications

- (1) The highest qualification obtained in accordance with the scale below is accepted for evaluation purposes.
- (2) Teachers receive recognition for qualifications awarded by the Royal Academy of Dancing OR the Imperial Society of Teachers of Dancing OR the University of Cape Town OR the South African Dance Teachers' Association and the Spanish Dance Society in accordance with the following scale:

1 st or 2 nd Qualification	2 nd or 1 st Qualification	Total Evaluation
REQV 11-12-13-14-15	REQV 11	REQV 12-13-14-15-15
REQV 11-12-13-14-15	REQV 12	REQV 13-13-14-15-15
REQV 11-12-13-14-15	REQV 13	REQV 14-14-15-15-15
REQV 11-12-13-14-15	REQV14	REQV 15-15-15-15-15

4.12 Evaluation of qualifications

REQV

(1) UNIVERSITY OF CAPE TOWN

- | | |
|---------------------------------------|----|
| (a) Teachers' Diploma in Ballet | 13 |
| (b) Teachers' Certificate in Ballet | 13 |
| (c) Performer's Diploma in Ballet | 13 |
| (d) Performer's Certificate in Ballet | 13 |

(2) ROYAL ACADEMY OF DANCING

- | | |
|-----------------------------------|----|
| (a) Student Teacher's Certificate | 12 |
|-----------------------------------|----|

(b)	Elementary Teacher's Certificate or Teacher's Certificate plus Intermediate Executant or Advanced Executant (January 1988)	13 14
(c)	Intermediate Teacher's Certificate	14
(d)	Advanced Teacher's Certificate or Advanced Teacher's Certificate in the Teaching of Children or Major Students (January 1988)	15
(e)	Intermediate Executant	11
(f)	Advanced Executant	12
(g)	Solo Seal plus a recognised teacher's qualification in Ballet*	11
(h)	Licentiate of the Royal Academy of Dancing	13
(i)	Teaching Certificate (This Certificate replaced the Elementary Teacher's Certificate)	12
(j)	Teaching Diploma	14
(k)	Advanced Teaching Diploma (This diploma replaced the Advanced Teacher's Certificate)	15

[(i) – (k): with effect from 1 January 1988]]

(3) IMPERIAL SOCIETY OF DANCING

(Formerly known as Imperial Society of Teachers of Dancing)

(a)	Associate Teacher's Certificate	13
(b)	Licentiate Teacher's Certificate	14
(c)	Fellowship Teacher's Certificate	15
(d)	Intermediate Certificate (Part A or Part B)	11
(e)	Advanced Certificate (Part A or Part B)	12
(f)	Final Diploma (Teacher's A and B)	13

OR

	Final Diploma (Performer's) (plus a recognised teacher's qualification in ballet)	13
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(4) CECCHETTI SOCIETY OF SOUTHERN AFRICA

(With effect from 1 January 2000)

(a)	Associate Certificate	12
(b)	Associate Diploma	13
(c)	Licentiate Certificate	14
(d)	Licentiate Diploma	15
(e)	Fellowship	15

(Educators must be professionally qualified for classification in REQV 16.)

(5) SOUTH AFRICAN DANCE TEACHERS' ASSOCIATION

Advanced	11
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(6) UNIVERSITIES OF TECHNOLOGY

National Diploma in Performing Arts (Teacher of Ballet)	13
---	----

(7) THE SPANISH DANCE SOCIETY

(a)	Primer Año Estudiante (Elementary Exam)	
	Plus Profesor de Baile (Elementary Teachers')	11
(b)	Segundo Año Estudiante (Intermediate Exam)	
	Plus Profesor de Baile (Elementary Teachers')	12
(c)	Tercer Año Estudiante (Advanced Exam)	
	Plus Profesor de Baile (Elementary Teachers')	13
(d)	Primer Año Estudiante (Elementary Exam)	
	Plus Profesor de Baile (Elementary Teachers')	12
(e)	Segundo Año Estudiante (Advanced Exam)	
	Plus Instructor de Baile (Intermediate Teachers')	13
(f)	Tercer Año Estudiante (Advanced Teachers')	
	Plus Instructor de Baile (Intermediate Teachers')	14
(g)	Tercer Año Estudiante (Advanced Exam)	

Plus Instructor de Baile (Intermediate Teachers')

Plus Maestro de Baile (Advanced Teachers') 15

Official proof of dance performance and choreography with a recognised dance company : REQV 13(s).

Performance as a soloist or lead dancer, or performance at national level: REQV 14(s).

Exceptional performance, at an advanced level, as a solo lead performer: REQV 15(s).

4.13 Posts for the teaching of Hospitality Studies and Tourism

An appropriate 360-credit Level 6 qualification: REQV 13.

4.14 Posts for the teaching of Nursing at Schools for Special Needs Education

NB: Registration as a Nurse with the South African Nursing Council is a prerequisite.

Not more than two of the diplomas listed in 4.15 below may be recognised for the same person.

4.15 The evaluation of nursing qualifications

- (1) Diploma in General Nursing: REQV 13
- (2) Diploma in General Nursing and Psychiatry: + 1 level
- (3) Diploma in General Nursing and Midwifery: + 1 level
- (4) Diploma in Midwifery: + 1 level
- (5) Diploma in Orthopaedic Nursing: + 1 level
- (6) Diploma in Paediatric Nursing: + 1 level
- (7) Diploma in Clinical Care, Administration and Teaching: + 1 level.
- (8) Diploma in General Nursing Instructor: + 1 level
- (9) Diploma in Public Health Nursing: + 1 level
- (10) Diploma in Intensive Nursing: + 1 level
- (11) Diploma in Operating-Theatre Technique: + 1 level
- (12) Diploma in Ophthalmic Nursing: + 1 level

(13) Diploma in Nursing Administration: +1 level

4.16 Posts of Librarians at educational institutions and departmental head office libraries

An appropriate approved qualification.

OR

A bachelors' degree plus a Higher Diploma in Library Science (as from January 1988): REQV 14

4.17 Posts for School Social Workers

Registration as a Social Worker with the South African Council for Social Work and one of the following:

Four-year BA (Social Work) degree: REQV 14

Three-year BA (Social Work) degree: REQV 13

Three-year Diploma in Social Work: REQV 13

Four-year Diploma in Social Work: REQV 14

4.18 Posts for Education Psychologist and Therapists

Registration as a psychologist or therapist with the Health Professions Council of South Africa and an appropriate approved qualification classified as REQV 13 or higher.

4.19 Posts for the teaching of Speech and Drama or Dramatic Art

An appropriate qualification classified as REQV 13 or higher.

4.20 Posts for the teaching of Visual Art

An appropriate qualification classified as REQV 13 or higher.

4.21 Posts for the teaching of Maritime Economics

An appropriate qualification classified as REQV 13 or higher.

4.22 Posts for the teaching of Information Technology or Computer Applications Technology

An appropriate qualification classified as REQV 13 or higher.

4.23 Posts for the teaching of Equine Studies

An appropriate qualification classified as REQV 13 or higher.

4.24 Posts for the teaching of Nautical Science

An appropriate qualification classified as REQV 13 or higher.

4.25 Educator posts at non-education institutions

An appropriate qualification classified as REQV 13 or higher.

Section 9

Evaluation of Foreign Qualifications for Employment in Education

General

1. Applications for the evaluation of foreign qualifications should be submitted to one of the provincial education departments or to a school, who will, in turn, submit it to the Evaluation Committee at the national Department of Basic Education.
2. Each foreign qualification should be accompanied by the following official information:
 - o Certified copy of the qualification certificate.
 - o Official transcript of the qualification indicating the various subjects or fields of study passed, as well as the number of hours of study and practice for each of the subjects or fields of study, as well as the duration in terms of the number of semesters and/or academic years of study required to complete the qualification.
 - o Official statement from the education authority in the country of origin as to whether the particular qualification is recognised for employment in education in that country, and for which phase of schooling.
 - o Geographic location and postal, fax and email contact information of the foreign institution concerned.
3. If the evaluator suspects that a fraudulent qualification has been submitted for evaluation, he/she has the right and obligation to request additional information in the form of a letter of clarification or confirmation as well as original documentation from the awarding institution.
4. Foreign qualifications are always evaluated in accordance with the most recent policy on equivalent South African qualifications. Based on the information available, the evaluator will attempt to match the qualification as closely as possible with a similar qualification on the South African HEQF. Shortcomings, if any, will be indicated, as well as suggested ways of improving the qualification in order to meet the requirements for full recognition.
5. The Evaluation Committee only evaluates qualifications for employment in public education. Holders of foreign qualifications who do not wish to seek employment in education, but who wish, for example, to enroll for further study should submit their qualifications directly to the institution concerned or to SAQA.

Professional Teaching Qualifications

1. Only professional teaching qualifications that are recognised in the country of origin and that comply with the minimum requirements for that specific initial teaching qualification type will be considered for recognition for employment in public education in South Africa.
2. The learning programme should have covered at least the minimum specialist requirements for the particular phase of schooling concerned, as prescribed in the policy that regulates similar or comparable South African qualifications.

3. Holders of foreign professional teaching qualifications should be appointed on probation for at least one year before being considered for permanent appointment. During the probation year, they should also complete an in-service programme on the South African school curriculum and assessment practices.
4. Holders of recognised foreign professional teaching qualifications are exempted from the requirement of being competent to communicate in a second South African official language, with the understanding that they are at least competent to teach effectively through the medium of English. When considered for employment, they may, however, be restricted to appointment in an English-medium school or class.

Academic and vocational qualifications

1. Academic and other appropriate vocational foreign qualifications will be evaluated in accordance with the minimum requirements for similar South African qualifications (refer to Section 8).
2. A foreign four-year general or professional degree (except in Education) should meet the requirements of a South African 480-credit Level 8 bachelor's degree and should include a research project in order to be evaluated as REQV 14. Otherwise, the degree will be regarded as being equivalent to a South African general first bachelor's degree at Level 7 and be accorded an REQV 13 classification.

Section 10

List of Appropriate Fields of Study for Employment in Education

(For subjects actually offered in each phase of schooling, refer to Section 11; for specific requirements of subject combinations to offer teaching methods, refer to Section 12.)

1. Agriculture

Agricultural Business Studies
Agricultural Management
Agricultural Economics
Agricultural Mechanisation, Mechanics, Machine Technology
Agricultural Production
Animal Sciences
Food Sciences and Technology
Plant Sciences
Soil Sciences
Wildlife Management

2. Architecture and Built Environment

Building Construction
Environmental Design
Interior Architecture and Design
Architectural and Built Environment Technology

3. Visual and Performing Arts

Dance
Design, Fashion Design, Interior Design, Graphic Design
Drama or Theatre Arts
Film, Video, Photographic Arts
Fine Art and Studio Art: *Art History, Drawing, Multimedia, Painting, Sculpture. Printmaking, Ceramic Art, Fibre and Textile Arts, Heavy Metal and Jewellery Arts*

4. Music

5. Business Administration and Management

Accounting
Economics
Entrepreneurship and Small Business Operations
Business Studies or Business Management

6. Computer and Information Sciences

7. Computer Applications Technology

8. Education

Curriculum Studies
History of Education
International and Comparative Education

Philosophy of Education
 Psychology of Education
 Sociology of Education
 Foundations of Education
 Education Librarianship
 Guidance and Counselling
 Inclusive or Remedial Education
 Education Information and Communication Technology
 Multi-grade Teaching
 Social Context and Barriers to Learning: *poverty, gender inequality, human rights and forms of discrimination, HIV/AIDS, crime and violence, gangsterism, substance abuse, teenage pregnancy, gender-based violence and child abuse, anti-social behaviour, racism, xenophobia*
 Education Sport and Exercise Science and Coaching
 Education Systems Administration
 Educational or School Leadership and Management
 Education Assessment, Testing and Measurement
 Education Evaluation and Research
 Education Statistics
 Special Needs Education: Teaching individuals with Autism, Emotional Disturbances, Hearing Impairments, Deafness, Mental Disabilities, Multiple Disabilities, Physical Health Impairments, Learning Disabilities, Speech or Language Impairments, Vision Impairments and Blindness, and individuals who are Gifted and Talented
 Education and Development
 Environmental Education
 Educational or Instructional Media Design

9. Engineering

Agricultural Engineering
 Architectural Engineering
 Civil Engineering
 Computer Engineering
 Electrical, Electronic and Communication Engineering
 Engineering Mechanics
 Mechanical and Mechatronic Engineering
 Construction Engineering

10. Health

Occupational Therapy
 Physiotherapy
 Augmentative and Assistive Technology
 Speech Therapy

11. Family and Consumer Sciences

Food and Nutrition
 Housing
 Family Studies
 Apparel and Textiles
 Family Ecology

12. Languages, Linguistics and Literature

Linguistics

Language Studies
Comparative Literature

Afrikaans
English
IsiNdebele
IsiXhosa
IsiZulu
Sepedi
Sesotho
Setswana
SiSwati
Tshivenda
Xitsonga
Sign Language

European:

Dutch
French
German
Italian
Portuguese
Greek
Spanish

Asian:

Gujarati
Hindi
Tamil
Telugu
Urdu

Middle- or Near-Eastern and Semitic:

Arabic
Hebrew

Ancient:

Latin

13. Life Sciences

Biology
Biochemistry
Botany or Plant Science
Cellular Biology
Microbiology
Zoology or Animal Science
Genetics
Physiology
Wildlife Management

14. Physical Sciences

Chemistry
Geography or Environmental Science
Geology
Earth Sciences
Physics

15. Mathematics, Applied Mathematics, Statistics, Mathematical Statistics**16. Philosophy, Religion and Theology**

Philosophy
Logic or Critical Thinking
Ethics
Religion
African Indigenous Religion
Buddhism
Christianity
Hinduism
Islam
Judaism

17. Psychology

Industrial Psychology

18. Social Sciences

Anthropology
Criminology
Development Studies
History
Human Geography
Political Science
Social Work
Sociology

19. Sport and Recreation

Physical Education
Sport and Exercise Science
Human Movement Studies

20. Travel and Tourism

Hospitality Studies
Tourism Management
Hotel Keeping and Catering
Food and Beverage Preparation and Service

Section 11

List of Approved School Teaching Subjects

Grade R Practices

Emergent Mathematical Concepts

Early Literacy

Life Skills

Foundation Phase Teaching (Grades R to 3)

Mathematics

Languages

Life Skills

Intermediate Phase Teaching (Grades 4 to 6)

Life Skills

Social Sciences

Science and Technology

Mathematics

Languages

Senior Phase Teaching (Grades 7 to 9)

Arts and Culture

Life Orientation

Social Sciences

Natural Sciences

Mathematics

Technology

Languages

Economic and Management Sciences

Further Education and Training Phase Teaching (Grades 10 to 12)

Accounting
Agricultural Management Practices
Agricultural Science
Agricultural Technology
Business Studies
Civil Technology
Computer Applications Technology
Consumer Studies
Dance Studies
Design
Dramatic Arts
Economics
Electrical Technology
Engineering Graphics and Design
Equine Studies
Geography
History
Hospitality Studies
Information Technology
Languages
 Afrikaans
 Arabic
 English
 French
 German
 Gujarati
 Hebrew
 Hindi
 IsiNdebele
 IsiXhosa
 IsiZulu
 Italian
 Latin
 Modern Greek
 Portuguese
 Sepedi
 Sesotho
 Setswana
 SiSwati
 Spanish
 Tamil
 Telugu
 Tshivenda

Urdu
Xitsonga
Life Orientation
Life Sciences
Maritime Economics
Mathematical Literacy
Mathematics
Mechanical Technology
Modern Greek
Music
Nautical Science
Physical Sciences
Religion Studies
Tourism
Visual Arts]

Section 12

Guidelines on Subject Combinations for the Offering of Teaching Methods

When advising and selecting graduates for admission to an ²²AD: Teaching or PGCE, especially for the Senior and FET phases of schooling, it is important to pay careful attention to the minimum requirements described in the Policy on MRTQ. If those minimum requirements are not applied correctly, it could happen that qualifying students' qualifications are not (fully) recognised when they seek employment in education. Students who find themselves in this position could be required to complete additional courses before their qualifications meet the minimum employment requirements. It is far better for the student to complete any additional courses prior to or concurrent with the ²³AD: Teaching or PGCE.

"With regard to appropriate levels at which academic subject knowledge is required for teaching the associated school subjects in the various phases of schooling, the following conventions need to be borne in mind:

- (a) In the case of diplomas and degrees obtained before the establishment of the NQF, a full first-year course is taken to be comparable to Level 6 in the 10-Level NQF, and a full second- or third-year course is taken to be comparable to Level 7.
- (b) Introductory or special courses are not considered to cover the academic subject content knowledge in a particular subject or field sufficiently for the offering of a teaching method."]

Kindly note that the minimum qualification requirement for admission to an AD: Teaching or a PGCE²⁴ is an approved three-year (360-credit NQF Level 6 in the former 8-Level NQF; NQF Level 7 in the new 10-level NQF) university degree or a 360-credit NQF Level 6 national diploma with subjects or courses in at least two appropriate fields of study which will allow the student to offer teaching methods in school subjects. One of the teaching degree subjects should be offered at second-year level (24 credits at NQF Level 6) at least, and the other one, at third-year level (24 credits at NQF Level 7) at least, provided that a teaching method in an FET school subject should follow an appropriate academic field of study at third-year degree level (NQF Level 7) at least. Diploma students who wish to offer teaching methods for the FET phase should have passed an appropriate subject at third-year diploma level at least. The other teaching subject should be at second-year diploma level.

These are minimum criteria, and universities may decide to set their own requirements at a higher level.

It is not possible to provide a complete list of all possible fields of undergraduate study that are appropriate for teaching a particular subject or learning area at school. In many instances, it is necessary to consider the degree in its entirety to decide on its appropriateness for employment in education. Universities should apply their own discretion to ensure that the academic content knowledge embedded in the degree is sufficient for teaching in a particular field of schooling.

A thorough in-depth analysis of the National School Curriculum Statements is required to make sound judgments on this.

²² or the following approved alternative title for an Advanced Diploma: Teaching: Postgraduate Certificate in Education.

²³ Same as footnote 22

²⁴ Same as footnote 22

The following could serve as a guideline in dealing with some of the more problematic areas.

To offer a teaching method in Life Orientation for the FET phase

Life Orientation is an inter-disciplinary subject that draws on and integrates knowledge, values, skills and processes embedded in various disciplines such as Sociology, Psychology, Political Science, Human Movement Science, Labour Studies and Industrial Studies. It is recommended that the prospective student should offer a combination of at least two of the fields in **his/her first degree** – for example, Human Movement Sciences and Psychology.

Acceptability of Applied Mathematics for offering a teaching method in Mathematics

Some universities offer numerical analysis, statics, dynamics and mechanics as part of the Applied Mathematic syllabus. This is not a perfect basis for a teaching method in Mathematics, but it is acceptable. Applied Mathematics and Statistics are, however, appropriate for offering a teaching method in Mathematical Literacy.

To offer teaching methods in Physical Sciences or Life Sciences

For teaching Physical Sciences, the syllabus requires competence in both Physics and Chemistry – , for example, Physics 2 (NQF Level 7) and Chemistry 1 (a combination of NQF Level 5 and NQF Level 6 modules) would be an acceptable combination.

A combination of any two of the following, one at second-year university degree level at least, is required for offering a teaching method in Life Sciences (provided that a first-year course {a combination of NQF Level 5 and NQF Level 6} in Biology or Botany or Zoology is also included):

Biological Sciences, Biochemistry, Microbiology, Physiology, Biology and Zoology.

To offer a teaching method in English

The degree should include English Language and Literature at second-year level (NQF Level 7) at least.

The following are also acceptable, provided that English 1 (NQF Level 6) is included in the degree: Applied English Language Studies or African Literature or Linguistics or Literary Theory or Communication and Media Studies.

To offer a teaching method in Social Sciences for the Senior Phase

The learning area Social Sciences comprises a study of Geography and History, or a combination thereof, offered at first-year degree level (NQF Level 6) at least.

To offer a teaching method in Natural Sciences for the Senior Phase

The teaching of Natural Sciences requires competence in aspects of physical geography or environmental sciences, physics, chemistry, and biological sciences. However, the likelihood of finding graduates who have covered all of these in one and the same undergraduate study programme is very slim. A combination of at least two of these at first-year level (NQF Level 6) would be regarded as sufficient.

To offer a teaching method in Economic and Management Sciences

A combination of any two of the following subjects at first-year degree level (NQF Level 6) is required: Economics, Business Management or Accounting

Section 13

Evaluation of Qualifications Form

SURNAME :

FIRST NAMES :

ID NO. :

PERSAL NO. :

PROVINCE :

DISTRICT :

SCHOOL :

Initial (first) qualifications

	Qualification type	√	REQV
01	School-leaving certificate (Example: Standard 8, Senior Certificate)		10
Initial professional teaching qualifications (Select the highest qualification)			
02	Two-year teachers' certificate (Example: PTC, SEC)		11 or 12 (professionally qualified)
03	Three-year teachers' diploma (Example: PTD, STD, SED)		13 (professionally qualified)
04	National Professional Diploma in Education (240/360 credit)		13 (professionally qualified)
05	Three-year Diploma: Grade R Teaching (<i>new, w.e.f. 2012</i>)		13 (professionally)

			qualified)
06	Four-year Higher Diploma in Education		14 (professionally qualified)
07	Four-year professional teaching degree (Example: B Prim Ed, B Sec Ed, BA Ed, 480 credit B Ed (<i>old and new w.e.f. 2015</i>))		14 (professionally qualified)
08	One-year postgraduate professional teaching qualification (Example: HDE (pg), PGCE or AD: Teaching (<i>new w.e.f. 2012</i>), National Higher Diploma: Education)		+ 1 (professionally qualified)
First academic or occupational qualifications			
09	Three-year approved bachelor's degree (Example: BA with 2-1 combination of teaching subjects))		13
10	Four-year approved bachelor's degree (Example: B Eng, B Mus, B Fine Arts, B Tech)		14
11	Three-year National Diploma (Example; ND: Engineering, Cost and Management Accounting, Agriculture, Tourism, Hospitality)		14
12	Other (specify type) (Example: Four-year National Diploma for Technicians T4)		

Post-initial or continuing professional development qualifications

	Qualification type (Maximum of two types in different fields, provided that one is an ACE))	√	REQV
13	Post-professional teachers' certificate (former DET)		+1
14	One-year Higher Diploma in Education (which follows a three-year teachers' diploma)		+1
15	Diploma in Specialised Education (Example: Handicapped, Remedial, School Library)		+1
16	Further Diploma in Education (Example: FDE: Education Management)		+1
17	ACE (<i>old and new w.e.f. 2012</i>) (Example: ACE: Technology)		+1

18	Advanced Diploma in Education (<i>new w.e.f. 2012</i>)	+1
19	One-year National Higher Diploma	+1
20	One-year Bachelor of Technology (Example: Education Management, Financial Management)	+1
21	Partially completed first bachelor's degree (with four new courses) which follows a recognised first professional teaching qualification	+1
22	Completed first bachelor's degree (with four or eight new courses) which follows a professional teaching certificate or diploma	+1 or +2

Postgraduate qualifications

	Qualification type (Maximum of two types in different appropriate fields at the same NQF Level)	√	REQV
23	Postgraduate Diploma (former Level 7 or new Level 8 <i>w.e.f. 2012</i>)		+1
24	Postgraduate Diploma in Education (former Level 8, course work of an M Ed)		+1
25	Honours degree (including B Ed Hons and former pre-2000 B Ed)		+1
26	Master's degree		+1
27	Doctorate		+1

Other recognised qualifications

	Qualification type	√	REQV
28	ABET Practitioners Certificate (120 credit Level 5)		11
29	ABET Practitioners Diploma or Higher Diploma (360 credit Level 5)		13
30	N3 Certificate + trade test or completed apprenticeship (M +1)		13(s)
31	N4 Certificate		11
32	N5/N6 Certificates		12

33	National N Diploma (with or without a trade test)		13
34	Other (Example: 360 credit Level 6 Advanced Diploma, Centurion Akademie)		

	<i>Final evaluation</i>	<i>REQV classification</i>	<i>Professionally qualified (✓)</i>	<i>Professionally unqualified (✓)</i>
35				

Teaching phase and subject specialisations in initial professional qualification

Phase	✓
Grade R and Foundation Phase (Pre- and Junior Primary)	
Intermediate Phase (Senior Primary)	
Senior Phase (Junior Secondary)	
FET Phase (Senior Secondary)	

Learning Area or Subject	✓
Grades R to 9)	
Literacy	
Numeracy	
Life Skills	
Mathematics	
Natura! Sciences	
Economic Management Sciences	
Life Orientation	
Arts and Culture	

Social Sciences	
Technology	
Languages	

FET subjects (Grades 10 to12)	√
Accounting	
Agricultural Management Practices	
Agricultural Science	
Agricultural Technology	
Business Studies	
Civil Technology	
Computer Applications Technology	
Consumer Studies	
Dance Studies	
Design	
Dramatic Arts	
Economics	
Electrical Technology	
Engineering Graphics and Design	
Geography	
History	
Hospitality Studies	
Information Technology	
Life Orientation	
Life Sciences	

Mathematical Literacy	
Mathematics	
Mechanical Technology	
Music	
Physical Sciences	
Religion Studies	
Tourism	
Visual Arts	
Afrikaans	
English	
IsiNdebele	
IsiXhosa	
IsiZulu	
Sepedi	
Sesotho	
Setswana	
SiSwati	
Tshivenda	
Xitsonga	
Equine Studies	
Maritime Economics	
Greek	
Arabic	
French	
German	
Gujarati	

Hebrew	
Hindi	
Italian	
Portuguese	
Spanish	
Tamil	
Telugu	
Urdu	
Nautical Science	
Sport and Exercise Science	

Field of specialisation of further and advanced post-initial qualifications

Teaching in schools

Phase	√
Grade R and Foundation Phase (Pre- and Junior Primary)	
Intermediate Phase (Senior Primary)	
Senior Phase (Junior Secondary)	
FET Phase (Senior Secondary)	

Learning Area or Subject	√
Grades R to 9)	
Literacy	
Numeracy	
Life Skills	
Mathematics	
Natural Sciences	

Economic Management Sciences	
Life Orientation	
Arts and Culture	
Social Sciences	
Technology	
Languages	

FET subjects (Grades 10 to 12)	√
Accounting	
Agriculture	
Business Studies	
Civil Technology	
Computer Applications Technology	
Consumer Studies	
Dance Studies	
Design	
Dramatic Arts	
Economics	
Electrical Technology	
Engineering Graphics and Design	
Geography	
History	
Hospitality Studies	
Information Technology	
Life Orientation	

Life Sciences	
Mathematical Literacy	
Mathematics	
Mechanical Technology	
Music	
Physical Sciences	
Religion Studies	
Tourism	
Visual Arts	
Afrikaans	
English	
IsiNdebele	
IsiXhosa	
IsiZulu	
Sepedi	
Sesotho	
Setswana	
SiSwati	
Tshivenda	
Xitsonga	

Other fields of specialisation	✓
School Librarianship	
Guidance and Counselling	
Sport and Exercise Science and Coaching	
Information and Communication	

Technology	
Multigrade or multi-language teaching	
HIV/AIDS in Schools	
Education	
Curriculum Studies	
Educational Management and Leadership	
Educational Media	
Educational Assessment and Evaluation	
International and Comparative Education	
Social and Philosophical Education	
Psychology	
Support Learning or Special Needs Education	
Other	

Transitional Provision

The provisions of this policy must not be construed as limiting, amending, repealing or otherwise altering the criteria and evaluation of qualification in education determined by the Minister in terms of the National Policy for the Recognition and Evaluation of Qualifications for Employment in Education based on the Norms and Standards for Educators published in Government Gazette No. 21565 of 22 September 2000 insofar as the recognition and evaluation of qualification for employment in education pertaining to further education and training colleges and adult education and training centres.

ANNEXURE B

DEPARTMENT OF HOME AFFAIRS

NO. 109

10 FEBRUARY 2017

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

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

1. Emmanuel Mojalefa Sepotokele - 921106 5367 082 - 19087 Thabantlenyane, Extension 14, KAGISO, 1754 - *Mudau*
2. Elizabeth Mama Ditsela - 970608 0967 089 - House No 11197, Ga- Molekane, MAPELA, 0610 - *Nyalungu*
3. Dingane Joseph Ngwenya - 641205 5499 082 - 3868 Extension 6, Sakhile, STANDERTON, 2430 - *Madlala*
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5. Sifiso Jeremia Mosebo - 900215 5644 088 - E 1264 Bongani Thwala Road, KWAMASHU, 4036 - *Gutshwa*
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26. Sipiwe Shuta - 900820 5230 083 - Stand No 01627, Msogwaba Trust, KABOKWENI, 1215 - *Mathebula*
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32. Makaziwe Marobela - 840223 5682 085 - 13793 Seiso Street, DAVEYTONK, 1520 - *Rahlahane*
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37. Dlamaka Paulina Masilela - 520108 0199 085 - Stand No 9600, TEMBISA, 1682 - *Tlou*
38. Theti Frans Monyeki - 690202 6578 089 - No 20173 Matladi Section, Shongoane, LEPHALALE, 0607 - *Lefaoane*
39. Ghandiwe Tshabalala - 870226 0507 085 - 8427 Raund 14, RATANDA, 1441 - *Gule*
40. Sam Tau - 831225 5548 084 - 677 Mogaung, TSHILOANENG, 0491 - *Mashabela*
41. Mandla Freedom Ngema - 920914 5665 087 - A A 1247 Umlazi Township, UMLAZI, 4031 - *Nxumalo*
42. Ntombenhle Penelope Ndlovu - 940919 0561 088 - G595 Itsheketshe Road, UMLAZI, 4031 - *Nxumalo*
43. Tshiamo Elvis Naphnile Moruakgomo - 981106 5447 089 - 74 Extension 15, SUNRISE PARK, 0300 - *Motlhabi*
44. Malusi William Mda - 860906 5345 084 - 107 Manfred Drive, PARK HILL, 4051 - *Hlongwane*
45. Leslie Njabulo Sithole - 920425 5340 084 - 325 Cubango River, Chief A Lethuli, BENONI, 1500 - *Mtshali*
46. Olona Mbukazi - 980815 0506 084 - Sihleza A A, Magwala, UMZIMKULU, 3297 - *Mkhize*
47. Mandisa Cinderella Mabutyana - 980414 1179 081 - C1417 California Road, NTUZUMA, 4360 - *Ntanda*
48. Sindisiwe Felicia Mahlanza - 950901 0486 083 - G543, UMLAZI, 431 - *Mbele*
49. Zandile Khoza - 751227 0440 081 - 2306 Bluerich Road, NEWLANDS WEST, 4037 - *Ndlovu*
50. Pearl Mbali Mthombeni - 950305 0889 082 - L1239 Bhoko Road, KWAMASHU, 4360 - *Malinga*
51. Molate Patrick Makadikwa - 700528 5596 088 - Ramodumo Village, BOLEU, 0837 - *Selotole*
52. Nomvuselelo Revival Ndzukule - 971125 0735 084 - 6519 Charles Makola Street, Extension 10, EMALAHLENI, 1039 - *Mnisi*
53. Thato Cedric Malefane - 971204 5471 084 - 8464 Bataung Street, BLOEMFONTEIN, 9327 - *Thantsi*
54. Goodman Mkhuleko Sibiyi - 920625 5842 084 - Stand No 155, Jeppes Reef, MALELANE, 1331 - *Mashaba*
55. Siphon Patrick Khoza - 880217 5921 080 - P O Box 136, KWALUGEDLANE, 1344 - *Ngwenya*
56. Xolani Sibonelo Nkosi - 870103 5221 089 - P O Box 52, KANYAMAZANE, 1214 - *Masango*
57. Itumeleng Rafaki - 950910 6514 087 - No 2 Water Street, BRANDFORT, 9400 - *Ramohomane*
58. Kwena Tharen Raselomane - 920612 0530 088 - P O Box 991, LEOKANENG, 0702 - *Pela*

59. Bathabile Victoria Malongwana - 910620 0584 080 - 10 Mookana Street, LOTUS GARDENS, 0008 - *Sindana*
60. Mpho Mokwana - 860312 5640 089 - Stand No 879, VLAKLAAGTE II, 0458 - *Mbamba*
61. Vuyisile Innocentia Masango - 851217 0422 089 - Stand No 17, Bhuga Trust, KABOKWENI, 1215 - *Mashinini*
62. Minenhle Ngema - 980107 0890 084 - Ndundulu Res, MELMOTH, 3835 - *Shandu*
63. Katekiso Gugu Melodious Segone - 850102 1352 082 - 5206 Extension 4, DAVEYTN, 1520 - *Dube*
64. Nthabeleng Khumalo - 981023 0914 080 - 6577 Zone 8meqheleng, FICKSBURG, 9730 - *Moloko*
65. Bridgette Refilwe Kabini - 940221 0446 083 - 71 Mookgwane Street, LOTUS GARDENS, 0025 - *Langa*
66. Annemary Nomalungelo Phatshwane - 930104 0339 080 - 239 Greenwich Village, 70 Holkam Road, SANDTON, 2191 - *Vilakazi*
67. Rinae Adolf Musandiwa - 970623 6117 084 - P O Box 4565, THOHOYANDOU, 0950 - *Makwarela*
68. Motlatsi Johannes Tshaela - 780302 5383 084 - 2733 Extension 1, SOSHANGUVE, 0152 - *Mokoena*
69. Sidney Dladla - 740606 7121 089 - 2008 Phafola, MAPELA, 0600 - *Seko*
70. Dennis Moloko - 890329 5545 088 - 40337 New Stand Section, MAJAKANENG, 0250 - *Mahlangu*
71. Tsietsi Richard Mtshawe - 971002 5606 083 - 4210 Vuka Section, Tumahole, PARYS, 9585 - *Mothibedi*
72. Itumeleng Albert Peete - 870703 5991 084 - 1813 Block U X, MABOPANE, 0197 - *Ramatshela*
73. Lazarus Johannes Mvila - 610306 5598 084 - P O Box 12206, PRETORIA, 0126 - *Morena*
74. Ridwaan Springfield - 940212 6305 084 - 62 Nickle Avenue, Extension 14, ENNERDALE, 1830 - *Bell*
75. Nkululeko Siyabonga Lushaba - 870930 6343 086 - P O Box 10999, MEREEMSEER, 3901 - *Dludla*
76. Lehlohonolo Lucky Setle - 870329 5647 086 - 11416 Vena Street, Section 7 B, SEBOKENG, 1983 - *Ramohloa*
77. Petros Thatezakhe Mbhele - 691005 5924 082 - 402997 -Ngcongo, ZWELIBOMVU, 3610 - *Mchunu*
78. Thandazile Thobeka Mbili - 950511 1179 080 - Ntungunye Area, NONGOMA, 3950 - *Khoza*
79. Thobeka Sylvia Ntombela - 830525 1061 086 - 5832 Langalibalele Road, Mpophomeni Township, HOWICK, 3291 - *Dlomo*
80. Siphokazi Precious Ncayiyana - 970613 1142 088 - Khwezi Location, Ward 8, HARDING, 4680 - *Ngubelanga*
81. Tshupo Samuel Ramoba - 971228 5738 085 - 473 Hans Kekana View, TEMBA, 0407 - *Mogale*
82. Nkosingiphile Godgiven Sibisi - 960719 5631 083 - 10263 Wonder Cele Road, UMGABABA, 4126 - *Zondi*
83. Themba Sokhela - 980307 5699 080 - K476 Nkankane Road, Kwamashu, DURBAN, 4369 - *Tembe*
84. Maphefo Norah Segalwe - 740726 0762 083 - 14 Papawer Street, Wilropark, ROODEPOORT, 1724 - *Moota*
85. Tshepiso Sithole - 910416 6105 081 - 1712 Block I, KEKANA GARDENS, 0407 - *Ditshogo*
86. Bongane Michael Kunene - 830223 6128 080 - 2298 Fine Town, GRASMERE, 1828 - *Mbatha*
87. Edward Tshabalala - 730405 5515 083 - 929 Moleleki Section, KATLEHONG, 1432 - *Teti*
88. Sabelo Radebe - 910612 6383 088 - Adams Area, ADAMS MISSION, 4110 - *Sithole*
89. Yvonne Motaung - 881115 0384 081 - 1850 Extension 2, SOSHANGUVE, 0152 - *Mfolo*
90. Tebogo Aggree Maduwa - 890120 5652 085 - Stand No 606, Mandela Village, KWAMHLANGA, 1022 - *Kekane*
91. Makwena Anthony Raphela - 870816 6073 080 - 1542 Kubu Street, PHOMOLONG, 1632 - *Kgafe*

92. Sthembiso Pousalst Gumede - 860409 5363 082 - Lot 694, Idolofiya, Mont Moriah, DURBAN, 4051 - *Zondi*
93. Mbuyiseni Maxwell Zulu - 731225 5828 081 - 1158 Mathukuza, NEWCASTLE, 3940 - *Mngomezulu*
94. Njabulo Mthethwa - 980510 5731 080 - Eskom No 3437, Blaauwbosch, OSIZWENI, 2952 - *Tshabalala*
95. Sibonelo Sithole - 970513 6160 087 - Kwanyamazane, PIETERMARITZBURG, 3201 - *Khumalo*
96. Lungani Gumede - 971108 5899 089 - J1199 Mpangele Road, KWAMASHU, 4359 - *Dube*
97. Papadi Rebecca Mmusi - 910502 1186 083 - 0343 Kgate Section, PHOKENG, 0335 - *Moyo*
98. Zacharia Buthane Chabedi - 900825 5890 083 - 655 Zone 8, SESHEGO, 0742 - *Mathye*
99. Hlanki Charles Ledwaba - 760421 5683 089 - Makgopane, ZEBEDIELA, 0631 - *Kekana*
100. Moses Mandla Mashiane - 740219 5438 081 - Stand No 816, KWAGGAFONTEIN, 0458 - *Khoza*
101. Joseph Mpororo Kutumela - 750324 5436 080 - 1093 Block B, Marokolong, HAMMANSKRAAL, 0400 - *Sentle*
102. Morake Jacob Mabua - 910317 5544 082 - 2058 Zone 2, LEBOTLOANE, 0411 - *Motshopi*
103. Lesego Oteng Precious Maila - 951030 0457 081 - 6 Manotshe Street, ATTERIDGEVILLE, 0008 - *Motsepe*
104. Noel Hlongwane - 770203 5951 080 - 224 Block G, SOSHANGUVE, 0152 - *Masilo*
105. Nhlakanipho Percy Vusi Masilela - 931227 5939 080 - 2044 Kwamhlanga, VERENA, 0458 - *Motha*
106. Nkosinathi Treasure Mda - 850930 5406 086 - Boboyi Location, Ward 23, PORT SHEPSTONE, 4240 - *Ngcobo*
107. Amanda Teki - 940914 1430 086 - Zandlukwana Area, TSOLO, 5170 - *Mfino*
108. Given Matloga - 930516 5443 080 - 149 Jabulani Street, Lotus Gardens, PRETORIA, 0008 - *Manabele*
109. Nhlanhla Goodman Mbhele - 920626 6536 089 - P O Box 32334, MORRISONS, 4226 - *Nyuswa*
110. Thamsanqa Qepu - 930811 5642 082 - Lusitania, Matiwane Skop, LADYSMITH, 3376 - *Mchunu*
111. Bennet Lekau Palatse - 810304 5332 081 - Somolambo Street, SAULSVILLE, 0125 - *Mabeleapoo*
112. Samkelo Excellent Joyi - 920920 6322 081 - Sphethu, NTABANKULU, 5130 - *Nama*
113. Fortunate Dina Molepo - 740927 0588 086 - 5465 Section P, Motau Street, MAMELODI WEST, 0122 - *Mabena*
114. Sathole Phellix Chochi - 730929 5569 089 - 4776 Block B, MABOPANE, 0190 - *Ngwetjana*
115. Ashira Maitisie Mohlala - 741216 5443 086 - 1255 Schmidti Street, DANVILLE, 0183 - *Masha*
116. Mandlenkosi Mvalo - 900318 6014 085 - 1944 Soweto, DIMBAZA, 5671 - *Samente*
117. Sinethemba Cekisani - 970622 1198 081 - 7850 Sweetwater, KING WILLIAMS TOWN, 5600 - *Mpi*
118. Charmaine Matshepo Coco Mahlangu - 800911 0489 088 - 714 Sindane Street, TSAKANE, 1550 - *Mpshe*
119. Patrick Themba Mothoa - 820905 6145 088 - 1634 Gomba Stand, WINTERVELDT, 0198 - *Mashiane*
120. Xolani Siphonkosi - 930209 6291 084 - P O Box 6025, NONGOMA, 3950 - *Mgabhi*
121. Mhlangabezi Patrick Mlambo - 650612 5884 080 - Lota Area, DUTYWA, 5000 - *Mbebe*
122. Ntethelelo Original Thwala - 980207 5399 089 - House No 66, Dorby Flat, NEWCASTLWE, 2940 - *Zondi*
123. Gaopalelwe Joseph Thakgwe - 620406 6162 084 - House N, New Stand, Phohung Section, GANYESA, 8613 - *Balale*
124. Leopela Alfred Moraila - 710323 5649 089 - Ga Mashegoana, SCHOONORD, 1124 - *Madibana*

125. Tshedimosetso Esther Moubane - 960919 1295 087 - 10035 Marapallo Section, RHENOSTER KRAAL, 0344 - *Everson*
126. Lehlohonolo Maaake - 960904 5161 089 - P O Box 5092, MOLOTOTSI, 0827 - *Ramafalo*
127. Nomvuzo Ndwayana - 930302 1238 083 - 30288 Missionvale, PORT ELIZABETH, 6020 - *Sibene*
128. Makapane John Sekgobela - 850604 5775 085 - Motupa, BOLOBEDU, 0835 - *Modipa*
129. Mduduzi Euton Koza - 900603 5285 087 - 4971 Oranda Street, MIDRAND, 1685 - *Khoza*
130. Lebogang Thomas Mohono - 911007 5270 080 - 714 Sindane Street, TSAKANE, 1550 - *Mpshe*
131. Tabo Malope - 970617 5461 089 - Stand No 10112, Bosiaagte, GA-MATLALA, 0748 - *Mokobodi*
132. Aphiwe Budulwana - 980602 6292 087 - Holeka Area, CENTANE, 4980 - *Tyumse*
133. Lucky Ubisi - 980911 6164 083 - Stand No 30032, Malekutu, KABOKWENI, 1245 - *Ngomane*
134. Sanelisiwe Ndlovu - 940202 1335 087 - 124 Azalea Gardens, Cato Manor, DURBAN, 4000 - *Mbili*
135. Samkelo Shange - 950115 6321 083 - 16 Helmsdale Road, ROSSBURG, 4094 - *Makhanya*
136. Sifiso Calelihle Ndwandwe - 910820 6353 080 - P O Box 1067, NONGOMA, 3950 - *Mkhonza*
137. Sydney Mandla Mkhize - 680627 5706 087 - Blayden Area, THORNVILLE, 3760 - *Dlomo*
138. Olebogeng Koos Makhele - 890604 5847 084 - Private Bag X20, WOLMARANSSTAD, 2630 - *Jasson*
139. Ntando Brighton Simelane - 950809 5843 085 - Amsterdam, Kwathandeka 900 B, AMSTERDAM, 2378 - *Mbuyane*
140. Mphami Michael Ngema - 900713 6214 083 - Room 98, Block C, DAVEYTON, 1520 - *Sithole*
141. Magalane Suzan Mahlatji - 701003 0849 089 - E47 Ga Mathukuthela, NEBO, 1059 - *Teka*
142. Ayanda Makgatho - 871028 1044 087 - 510 Makau Street, Wattville, BENONI, 1501 - *Phiri*
143. Thabang Perment Lelokwane - 860701 6132 080 - 19 Mofse Street, SAULSVILLE, 0125 - *Maloka*
144. Mthokozisi Mbili - 870921 6304 087 - P O Box 369, HIBBERDENE, 4220 - *Mthimkulu*
145. Zipho Derrick Ngcobo - 910529 5662 082 - C221 Lindelani Township, DURBAN, 4000 - *Sincadu*
146. Nkosingiphile Collen Ndlovu - 910509 5588 081 - G595 Umlazi, Itsheketshe Road, DURBAN, 4000 - *Nxumalo*
147. Xolisa Mpomposhe - 820621 5794 087 - New Payne, MTHATHA, 5099 - *Ngonyama*
148. Sello Phala - 930319 5447 080 - 6037 Section B, EKANGALA, 1021 - *Mashanye*
149. Thabo Ishmael Mungomezulu - 941217 6107 082 - 840 Sevenstad, MARBLE HALL, 0450 - *Nawe*
150. Molefe Daniel Tau - 860115 5564 088 - 677 Mogaung, TSHILOANENG, 0491 - *Mashabela*
151. Rufus Hosea Madia - 940216 6188 085 - Moime Village, TZANEEN, 0850 - *Moagi*
152. Tsotsi Diniel Ramalebe - 520920 5607 080 - Stand No 347, MAKHUSHANE, 1393 - *Ramalepe*
153. Ndumiso Edwill Madonsela - 921126 5452 080 - Stand 4335, Extension 2, MHLUZI, 1053 - *Nxumalo*
154. Zebedius Lesego Marengwa - 660924 5830 080 - No 11 Strelitzia Street, Country View, MIDRAND, 1685 - *Mashilela*
155. Christinah Madimabe - 680607 1061 083 - 160 Mazista, SWARTTRUGGENS, 2835 - *Moletsane*
156. Shimonley Donavina Francis - 861129 0013 081 - 2 Agret Street, Rosedale, UITENHAGE, 6229 - *Van Heerden*
157. Komane Moses Rakgorwana - 811118 5693 089 - Petanenge, TZANEEN, 0850 - *Sekwati*

158. Xolisane Nzuzza - 980119 6369 088 - D242 Umlazi Township, UMLAZI, 4031 - *Miya*
159. Siphwe Andries Khanyi - 701105 5307 086 - 5711 Afrola- Donga Street, Extension 4, PALMRIDGE, 1432 - *Gule*
160. Themba Shalock Dhlamani - 860312 6307 084 - 25 Liberia Street, Phase 3, VOSLOORUS, 1475 - *Nxumalo*
161. Tholakele Monica Zwane - 860803 0270 088 - C323 Bandlakhe Road, UMLAZI, 4031 - *Mbutho*
162. Sibusiso S'manga Thusi - 910718 6205 088 - 24 1st Way, Campbelltown, PHOENIX, 4068 - *Faya*
163. Nomfundo Fortunate Ntobela - 920712 0718 087 - Nyonyane, Mozane, POMEROY, 3020 - *Mkhize*
164. Thembinkosi Hlatshwayo - 951127 5119 086 - Tshidinoto Street, DAVEYTON, 1520 - *Mpongose*
165. Daniel Ditaba Moipolai - 800216 5230 085 - 18090 Extension 11, Ikageng, POTCHEFSTROOM, 2531 - *Springbok*
166. Thobeka Sthole - 950719 0267 083 - B B 829 Umlazi Township, UMLAZI, 4031 - *Mbelu*
167. Rittah Fikile Shoba - 640814 0371 088 - D 4121 K K Flat, Kwadabe;, CLERMONT, 3610 - *Nwandla*
168. Matome Jonas Mkhonza - 980608 5436 088 - 6868 Zonkizizwe, Extension 2, KATLEHONG, 1431 - *Malatja*
169. Simphiwe Gregory Winston Ncube - 890705 5370 082 - 157 Rienert Avenue, Edleen, KEMPTON PARK, 1619 - *Madlala*
170. Arthur Keane Weldrick - 940626 5008 086 - 30 Princess Alice Drive, Nahoon, EAST LONDON, 5201 - *Wood*
171. Lesiba Jonas Moremi - 780823 5270 088 - P O Box 1804, KEMPTON PARK, 1619 - *Makgaka*
172. Ezekiel Tumelo Telile - 871128 5776 088 - 25 B Owl Street, Southernwood, MTHATHA, 5099 - *Machaea*
173. Lungile Faith Kandu - 960709 0266 084 - K 523, UMLAZI, 4031 - *Hadebe*
174. Babi Elias Radebe - 720924 5968 086 - 91 Intabazwe, HARRISMITH, 9880 - *Maduna*
175. Makgobane Constance Mapeto - 810714 0765 087 - 1368 Zone 4, SESHEGO, 0742 - *Maphosho*
176. Nomaphelo Mxi - 951223 1294 088 - G161 Sweethome Farm, PHILLIPI, 7785 - *Yengana*
177. Temosho Innocent Selepe - 930906 6472 081 - Ga -Manotoane, ATOK, 0749 - *Seroka*
178. Sello Benjamin Moleko - 751119 5457 089 - Houseno 268, Block C, ATTERIDGEVILLE, 0008 - *Makgalo*
179. Siphon Ntlake Tladi - 770325 6117 088 - 17 Moduba Street, Extension 6, ATTERIDGEVILLE, 0008 - *Pookgoadi*
180. Malebogo Mercy Gopane - 910818 0088 082 - Erf 5293-Thulani, Doornkop, ROODEPORT, 1874 - *Mpofu*
181. Teffo Reuben Bila - 890723 5647 086 - 305 Block C, MABOPANE, 0190 - *Pela*
182. Alfred Sizwe Hadebe - 851205 5327 080 - 1317 Bodia Road, EVATON, 1984 - *Mpembe*
183. Lungelo Percival Shazi - 901210 6353 085 - Esigedleni, Ward 28, GAMALAKHE, 4249 - *Zulu*
184. Octavia Bianca Matle - 900916 0065 084 - 1353 Clive Flat, Extension 4, ELDORADO PARK, 1812 - *Robson*
185. Abram Mandlaze - 750815 5792 083 - P O Box 65, GLEN COWIE, 1061 - *Mogoba*
186. Afika Nkosiyane - 950318 5422 080 - 6300 Extension 6, BUTTERWORTH, 4960 - *Bikitsha*
187. Nkosekhaya Zote - 850615 6031 088 - Sengu Area, LADY FRERE, 3410 - *Somana*
188. Siyabonga Pholani Hlubi - 960525 5716 083 - Drifontein, LADYSMITH, 3370 - *Madonsela*
189. Thoriso Moketer Selamolela - 940625 5443 087 - No 733 Maroteng, MOKOPANE, 0600 - *Mokonyane*
190. Siphon Peter Tlou - 870228 6594 083 - 125 Mabhuma Street, Watervaal A, MDUTSHANA, 0472 - *Msiza*

191. Mogorogi Albert Leboko - 821121 5874 087 - House No 713, Mamohibidu Section, MOROKWENG, 7614 - *Motlangwane*
192. Joel Johannes Khoza - 880624 5557 089 - 609 Section 1, SUURMAN, 0407 - *Sithole*
193. Vusani Humphry Mukwevho - 961201 5374 088 - P O Box 321, SINTHUMULE, 0921 - *Khangala*
194. Musa Joseph Hlungwani - 530725 5697 082 - P O Box 54, ELIM HOSPITAL, 0960 - *Shisinwana*
195. Bheka Stanford Cele - 850402 5641 088 - Oshabeni Location, PORT SHEPSTONE, 4240 - *Hadebe*
196. Fortune Mthabane - 860428 6100 087 - P O Box 887, HLUVUKANI, 1363 - *Mnisi*
197. Michael Thulani Mathibe - 690201 6081 086 - House No 30140, Khadung Section, MOTLHABE, 0377 - *Kunene*
198. Ryan Peter Visser - 870324 5167 086 - 31 Livingston Street, Windsor Park, KRAAIFONTEIN, 7570 - *Rhodes*
199. Johnny Thandy Haarhoff - 870809 5257 085 - 29 Bobani Street, Mnandi Location, SOMERSET EAST, 5850 - *Makaza*
200. Mlandeli Nompetseni - 760624 5606 089 - Didi Area, LIBODE, 5160 - *Mhlola*
201. Bongani David Mathambeka - 890629 5481 089 - 3712 B Zone 10, MEADOWLANDS, 1852 - *Khumalo*
202. Simcelile Nogweleshe - 870303 5972 083 - Mantlaneni Area, LUSIKISIKI, 4820 - *Mavukwana*
203. Diale Cyprian Mahuma - 670320 5309 084 - 16 Solideo Complex, FOCHVILLE, 2515 - *Shongwe*
204. Mokhathala William Thebe - 650331 5360 088 - 1300 Boiketlong, SEBOKENG, 1983 - *Masebe*
205. Sello Moses Manabile - 760720 5529 089 - 98 Section A, MAMELODI WEST, 0122 - *Mahlangu*
206. Diale Sello Joffy Mogale - 730724 5425 089 - 12021 Unit X, Extension 7, MABOPANE, 0190 - *Rakau*
207. Vuyisile Raymond Nyembe - 780811 5525 080 - 5418 Hills View Street, Extension 2, ORANGE FARM, 1841 - *Sihlahla*
208. Nhlanhla Ike Nxumalo - 920524 5798 083 - 8178 Section B, EKANGALA, 1021 - *Shilubane*
209. Tebogo Elizabeth Mamatepa - 940313 0289 082 - 216 Masenkeng Section, Aukasie, BRITS, 0250 - *Phasha*
210. Sbonakaliso Allan Sosibo - 781106 5519 087 - P O Box 1103, EMPANGENI, 3889 - *Mthembu*
211. Sthembiso Mazibuko - 930802 6144 087 - D 1040, UMLAZI, 4031 - *Mthonti*
212. Thabiso Emmanuel Dlamini - 970625 6022 081 - Stand No 4680, Extension 11, BARBARTON, 1300 - *Ndhlovu*
213. Mandla Phillip Gule - 890629 5551 089 - Stand No 1221, TWEEFONTEIN, 0458 - *Mahlangu*
214. Nonhlanhla Valentia Mathaphuna - 901222 0225 086 - 3829 Hammerkop Street, Klarinet Ridge, Extension 6, EMALAHLENI, 1039 - *Mokwena*
215. Sipiwe Simon Masango - 820604 5613 085 - Stand 881, Unit A, MIDDELBURG, 1057 - *Jele*
216. Mfanufikile Miya - 970825 6195 081 - P O Box 1016, HARDING, 4680 - *Ngcobo*
217. Mamosa Portia Teke - 850730 0936 081 - 61780 Zone 17, SEBOKENG, 1983 - *Mbuthu*
218. Shimane Jacob Matshane - 850225 5335 082 - 3194 Mokate Street, MOHLAKENG, 1759 - *Mphahlele*
219. Vusumuzi Phillip Mngwevu - 750816 5865 085 - Stand No 5737, R D P Extension 04, DELMLAS, 2210 - *Cebekhulu*
220. Kurt Jermaine February - 880415 5077 081 - 44 Cleber Crescent, Silvertown, ATHLONE, 7764 - *Cornelius*
221. Sabina Sefora Mosoma - 870814 1148 080 - P O Box 306, DRIEKOP, 1129 - *Mohlala*
222. Jarred Chen - 870319 5169 082 - 9 C Seabass Road, NEWLANDS EAST, 4001 - *Rayned*

223. Lizel Marx - 940106 0253 086 - P O Box 279, VAALWATER, 0530 - *Coetzer*
224. Nhlamulo Vhukeya - 981216 5389 080 - P O Box 1, XIGALO, 0981 - *Maluleke*
225. Matthew Gilbert Bickell - 870901 5329 087 - 86 A, S002 Dekens Street, Leuven, BELGIUM, 3000 - *Spangler-Bickell*
226. Roshan Ramjee - 790511 5124 086 - Unit 27 Haddon Lodge, 2 Royal Street, Extension 1, JOHANNESBURG, 2190 - *Sayed*
227. Papo Edwin Moeletsane - 520115 5553 083 - 1828 Phase 2, Tshepiso, SHARPEVILLE, 1928 - *Serere*
228. Sandiswa Perrican Lukhozi - 970304 6047 080 - P O Box 298, UMZINTO, 4200 - *Hlongwa*
229. Mbongeni Mbuthuma - 700729 5688 087 - Mmangweni Location, BIZANA, 4800 - *Nomamba*
230. David Solly Khoza - 710716 5329 083 - P O Box 552, KOMATIPOORT, 1340 - *Mkhatshwa*
231. Bongani Richman Khathide - 930813 5853 081 - 2915 Jabulani Hostel, Kwaxuma, SOWETO, 1868 - *Qwabe*
232. Lindokuhle Mbalehle Rikhotso - 940403 0177 088 - 8711 Mojaji Street, Zone 4, PIMVILLE, 1809 - *Sithole*
233. William Radebe - 860904 5362 084 - 2645 Durban Deep, ROODEPOORT, 1724 - *Ndlovu*
234. Khisimusi George Mtileni - 661129 5457 087 - 17063 Alexa Street, Protea Glen, Extension 16, SOWETO, 1818 - *Mufara*
235. Lesiba Elias Masipa - 781205 5309 083 - 411 Lombardi Street, Raslow, CENTURION, 0157 - *Morewa*
236. Malusi Ngcobo - 840809 6267 080 - H 296, Umlazi Township, UMLAZI, 4031 - *Shozi*
237. William Vusi Mahlangu - 840201 5626 088 - 165 Pongola River Drive, Birch Acres, KEMPTON PARK, 1619 - *Mnyakeni*
238. Lloyd Mogalane - 770707 5358 088 - 14 Oliver Tambo Street, LOTUS GARDENS, 0125 - *Maluleke*
239. Vhutshirulo Ronald Sedumedi - 820825 5884 083 - 125 Longmorrie Drive, CRISTAL PARK, 1521 - *Tshithanha*
240. Nomaso Ndesana - 570614 0598 084 - Teko-Springs Area, CENTANE, 4980 - *Goniwe*
241. Luthando Joyful Cele - 910711 5481 081 - House No 843, GAMALAKHE, 4249 - *Mbhele*
242. Vusumuzi Ralph Ngcobo - 820429 5384 085 - H 883, Umlazi Township, UMLAZI, 4031 - *Xaba*
243. Reinett Phuti Manamela - 850314 1291 083 - 3781/81 Phomolong, TEMBISA, 1632 - *Boshomane*
244. Landile Sikhuze - 881216 6084 087 - 1122 Borwa, WESTONARIA, 1779 - *Nodali*
245. Munaka Sharon Makungo - 760222 0832 089 - 1757 Ntantiso Road, MASIPHUMELELE, 7975 - *Ngwanika*
246. Bongiwe Precious Zwane - 860815 0851 089 - Esk No 112 Inverness Farm, OSIZWENI, 2952 - *Ngwenya*
247. Sanele Wiseman Dube - 980208 6085 081 - Nonyana Area, TUGELA FERRY, 3020 - *Mkhize*
248. Sabelo Simo Mpanza - 940926 6542 087 - Ntambanana Res, EMPANGENI, 3880 - *Mhlongo*
249. Sikhokele Williams - 970205 5448 080 - 34 Koulunga Street, Lingelihle, CRADOCK, 3880 - *Mandyo*
250. Nobatini Gloria Makaula - 570813 0842 084 - D975, UMLAZI, 4031 - *Ntuli*
251. Nhlanhla Joseph Mthembu - 811001 5564 080 - P O Box 244, KWAUNGWANASE, 3973 - *Biyela*
252. Lucky Kgomo - 980315 5172 081 - P O Box 716, BOCHUM, 0790 - *Mashosho*
253. Pumza Nosedail - 870103 0315 084 - 24 Mijjwa Street, Zwide, PORT ELIZABETTH, 6205 - *Dayile*
254. Antonia Phinda Ndbane - 881106 5204 085 - 3286 B Zone 10, MEADOWLANDS, 1852 - *Mabunda*
255. Sibusiso Mabalane - 960115 6354 082 - Mahamane Area, MOUNT FRERE, 5090 - *Tsitywa*

256. Sifundo Simphiwe Khumalo - 960505 6032 086 - Nondabuya Area, JOZINI, 3969 - *Mthembu*
257. Dumazile Doris Gumede - 580706 0430 082 - P O Box 526, UBOMBO, 3970 - *Nsele*
258. Mathoto Marriam Mangate - 720619 0543 088 - Flat No 906, Rainy Hill, Braamfisher Road, RANDBURG, 2194 - *Mawasha*
259. Matshediso Dannyboy Tladi - 760323 5974 080 - 1604 Lakeside Estates, DE DEUR, 1980 - *Moerane*
260. Lawrence Khorombi - 950821 5652 085 - Stand No 53, Maelula Village, MAKHADO, 0920 - *Mafhungo*
261. Seragadila Simon Choma - 680102 6574 082 - Ga Masha, NGWAABE, 1058 - *Masha*
262. Magezi Kenneth Kamela - 850610 6480 088 - P O Box 4503, KGAPANE, 0838 - *Makhubele*
263. Sinethemba Sylvia Shange - 960407 0547 088 - F2465, Umlazi Township, UMLAZI, 4031 - *Mbonambi*
264. Amogelang Seloane - 920410 1481 082 - 7 Sebo Street, Tlhabane Location, RUSTERNBURG, 0299 - *Pule*
265. Molebatsi Abel Moagi - 780103 5915 085 - 53 Beters Naude, RUSTENBURG, 0299 - *Tsheole*
266. Nyiko Robert Ndlovu - 800311 5994 085 - 10999 Verdwaal 2, ITSOSENG, 2744 - *Mmeko*
267. Siphosethu Nama - 950909 1209 081 - 13987 Witsand, ATLANTS, 7349 - *Maxakalo*
268. Thys Mathew Rose - 540810 5914 089 - N J Kotzer Street, MOTJIESKLOOF, 8240 - *Engelbrecht*
269. Daniel Jakoba Louw - 860901 6537 086 - 1899 Rooikoppie, Delpoortshoop, KIMBERLEY, 8345 - *Leeuw*
270. Sibongile Dores Mteto - 721224 1570 088 - Acacuma Village, STERKSPRUIT, 9762 - *Mnyele*
271. Cedrick Van Rooyen - 750430 5264 081 - 190 Stakle Street, JOUBERTINIA, 6401 - *Rheebok*
272. Makgetishi Sarena Kgamadi - 660315 0455 082 - P O Box 9040, BURGERSFORT, 1150 - *Maphekge*
273. Patrick Weyers - 890606 5692 089 - 158 Hoesanger, The Reeds, CENTURION, 0157 - *Neale*
274. Daniel Plaatjie - 810202 5910 080 - 526 Haakbos Street, VANZYLSRUS, 8467 - *Tumaeletse*
275. Sibongile Gladys Mabizela - 750130 0563 087 - 1193 Padi Street, Wattville, BENONI, 1501 - *Mkhwebane*
276. Welcome Aaron Mnguni - 770302 5905 086 - Perm Road, FOURWAYS, 2190 - *Mgidi*
277. Thanduxolo Josiah Tom - 910211 5399 086 - 21 Church Street, MFULENI, 7100 - *Lindie*
278. Sibahle Holweni - 951205 1323 082 - 115 Ecaleni Section, TEMBISA, 1632 - *Holweni Rwalumbana*
279. Benedictus Thulebona Mavundla - 710608 5779 088 - Emashakeni Location, IXOPO, 3276 - *Chiliza*
280. Fannie Sydney Ntimane - 700406 5301 082 - 1019 Ekuphumuleni Street, SIYATHUTHUKA, 1102 - *Mashiane*
281. Nontlahla Ntonga - 880808 1518 084 - 17 Lilac Street, KRIEL, 2271 - *Mkhuthu*
282. Mothushi Eazy Masha - 921001 6048 080 - P O Box 782, DRIEKOP, 1150 - *Moropane*
283. Mamahi Patricia Methane - 790824 1118 089 - Stand No 5729, Mshadza Trust, WHITE RIVER, 1240 - *Mathebula*
284. Victor Nhlanhla Masimula - 800115 6311 086 - 1844 Matshiang, SIYABUSWA, 0472 - *Sindane*
285. Mooko Emely Sekgobela - 631101 0819 089 - Moroke, DRIEKOP, 1150 - *Monnye*
286. Mfundo Cornelius Nkambule - 920304 5302 081 - Stand No 542, Elandspoot, DENNILTON, 1030 - *Mbamba*
287. Setibi Given Kgoale - 760727 5334 089 - 143 Gatschesane, Schoonoord, SEKHUKHUNE, 1124 - *Mongalo*
288. Godfrey Mpostoli Sibanyoni - 891018 5523 083 - Stand No 1127, Hlalanikahle, WITBANK, 1035 - *Ndlovu*

289. Thulani Rodney Langa - 540418 5787 081 - B 2407 MpangeLe Road, Ntuzuma Township, KWA MASHU, 4360 - *Hlengwa*
290. Sikhumbuzo Mbele - 891123 5596 087 - 1320 Caraway Crescent , Extension 8, ZAKARIYA PARK, 1813 - *Hadebe*
291. Randall Barend Steyn - 920518 5465 081 - 19 Viljoen Street, ADELAIDE, 5760 - *Stowman*
292. Sandile Mweli - 960710 6251 088 - 156 Dube Hostel, DUBE, 1801 - *Sithole*
293. Asavela Nzimande - 920830 1100 087 - Slovo Park, MTHATHA, 5099 - *Sithole*
294. Mmabotle Adelinah Mulane - 961115 0151 087 - 485 Phooko Section, KATLEHONG, 1432 - *Mafisa*
295. Samukelisiwe Hazel Xulu - 970629 0687 089 - 668 Mathandubisi, Sphumelele Township, HOWICK, 3290 - *Ndlovu*
296. Thandekile Lynette Mbhele - 960403 0799 084 - 640 Glen Terrace Street, UMZINTO, 4201 - *Khathi*
297. Michael Omphemetse Siko - 961201 5315 081 - 80542 SgAdaf Section, Majakaneng, BRITS, 0250 - *Molemisi*
298. Thabang Ivan Sithole - 970123 5022 088 - 2437 Valley View Estate, Kosmosdal, Extension 13, CENTURION, 0157 - *Ramoshaba*
299. Alice Nkeletseng Mahlapha - 820115 0865 083 - 713137 Leo Street, FREEDOM PARK, 1811 - *Motinyane*
300. Tumelo Levy Monyela - 980213 5177 087 - 388 Block C, LETLHABILE, 0264 - *Mello*
301. Jonas Shimane Ndaba - 980907 5214 085 - 1984 Bhele Street, DAVEYTON, 1520 - *Tshabalala*
302. Robert Rapudi Mohlamonyana - 601224 5354 088 - 35692 Barcelona, Extension 34, DAVEYTON, 1520 - *Phetla*
303. Sphiwe Enock Ndaba - 921019 5378 084 - 1984 Bhele Street, DAVEYTON, 1520 - *Tshabalala*
304. Reshoketswe Ezra Ngwanika - 840619 5536 082 - Unit 56, Southgate Ridge, Naturena, JOHANNESBURG, 2095 - *Ntseke*
305. Osborne Pitiki Mohanoe - 710517 5583 087 - 1450 Pilane Street, Molap, CHIAWELO, 1868 - *Mogane*
306. Thobile Prudence Mndawe - 891128 0564 089 - Stand No 557, Numbi Trust, HAZYVIEW, 1242 - *Mokoena*
307. Robert Zukisa Motaung - 870325 5981 087 - 3745 Extension 1, Shivovo, Sakhile, STANDERTON, 2430 - *Mjeza*
308. Zandisile Jama - 660606 7016 087 - Ciko Area, WILLOWVALE, 5040 - *Pakati*
309. Mthokozisi Morgan Mofokeng - 930405 5837 089 - 92 Protea East, CAROLINA, 1185 - *Maseko*
310. Vusi Josia Molefe - 820310 5343 083 - 8240 Extension 33, ERMELO, 2350 - *Nkosi*
311. Boni Johannes Hlumbana - 560930 5568 084 - 7423 Extension 5, Botleng Section, DELMAS, 2210 - *Sibanyoni*
312. Tsere Irene Matshiba - 570327 0272 085 - Stand No 277, Avalon, MHLUZI, 1053 - *Mathibela*
313. Sifiso Shane Majola - 900531 5278 085 - 395 Klipton Section, Makolokwe, BRITS, 0250 - *Mhlongo*
314. Bokamoso Future Jama - 900811 5472 080 - 1937 Mogotaneng Village, KURUMAN, 8460 - *Kashe*
315. Roda Cathrine Mokhejane - 821008 1228 089 - 8405 Dalube Street, Extension 6, PALMRIDGE, 1431 - *Mpofu*
316. Leonard Themba Rantsi - 820830 5742 083 - 20046 Mvuleni Street, Kwa Themba, Extension 7, SPRINGS, 1575 - *Mlambo*
317. Njabulo Dlamini - 890129 5286 083 - Lot 6821 Verulam, Phase 5, WATERLOO, 4340 - *Hlongwane*
318. Muzi Siphon Gumedede - 900805 6284 080 - P O Box 321, INGWAVUMA, 3968 - *Mbhilane*
319. Joseph Bongane Mokwena - 890202 7237 089 - House No 245, Masango Street, PHOLA, 1023 - *Mtshali*
320. Sibusiso Mathebula - 851224 5342 080 - 5832 Nhlake Street, Zone 5, PIMVILLE, 1809 - *Maseko*

321. Phalatse Enock Sefadi - 810527 5352 085 - 18 Naaldehoud Avenue, Heuweloord, CENTURION, 0157 - *Matlatse*
322. Marvin Malakia Maphosa - 710425 5632 088 - 1730 Rasegwati Section, JERICHO, 0189 - *Mogale*
323. Thabang Mzangwa - 901219 5431 081 - 1093 Mashaeng Location, FOURIESBURG, 9725 - *Radebe*
324. Nomawethu Ngubombi - 770904 0730 086 - Corner Blyth And High Street, BUTTERWORTH, 4960 - *Mngeni*
325. Eunice Zinhle Mthembu - 920105 1167 083 - Mazala Area, MTUBATUBA, 3935 - *Gumede*
326. Parane Topey Makhubedu - 680616 6003 081 - 10106 Winnie Mandela Park, TEMBISA, 1632 - *Malepe*
327. Sizani Manyoni - 941031 0405 081 - 19722 Mphephethwana Road, Kwa Mbhedula Place, KLAARWATER, 3009 - *Mkhulisi*
328. Nelson Oageng Loloane - 860802 6032 088 - 100 Sarena Road, Croydon, KEMPTON PARK, 1619 - *Mothibi*
329. Wayne Rudman - 870122 5033 088 - 20 Oleander Street, Edleen, KEMPTON PARK, 1619 - *Coetzee*
330. Siphon Mazibuko - 831215 5753 081 - 909 Vuka Street, Zondi 1, SOWETO, 1868 - *Tshabalala*
331. Aobakwe Elvis Molaolwa - 840324 5418 080 - 35 Second Avenue, ROODEPOORT, 1724 - *Monakwane*
332. Sokolwa Memani - 770606 0902 082 - Jenca Area, TSOLO, 5170 - *Matiwane*
333. Sithembiso Moses Khanyawo - 810819 5704 088 - Gg Location, Ward 22, MURCHISON, 4250 - *Mkhanyawo*
334. Thembakazi Mpofu - 980419 0830 089 - Embangweni Location, HARDING, 4680 - *Mathe*
335. Xolisile Goodness Magwanyana - 931202 0921 086 - Mganwini Area, HLUHLUWE, 3960 - *Gina*
336. Thembinkosi Collin Bafo - 811010 6154 080 - Kwa Nzimakwe Location, MUNSTER, 4295 - *Mbhanseni*
337. Sihle Lucky Ngwane - 971128 5789 080 - Jolivet Area, UMZINTO, 4201 - *Maphumulo*
338. Walter Paseka Seanego - 980410 5447 086 - P O Box 1089, BOCHUM, 0790 - *Tsita*
339. Freeman Mndawe Baloyi - 970708 5909 084 - Stand No B469, Block C, KOMATIPOORT, 1346 - *Khoza*
340. Morwape Rodney Maapea - 900925 6157 084 - 934 Dihlabaneng, SEKHUKHUNE, 1124 - *Setaole*
341. Montshiwa Aaron Matlhaba - 670821 5478 084 - 864 Block Xx, SOSHANGUVE, 0152 - *Molele*
342. Lucky Given Mahlango - 820105 6750 082 - Stand No 0257, Watervaal, MDUTJANA, 0472 - *Ndala*
343. Hilda Jeaneth Masilela - 830822 0753 080 - 3207 Moreri Street, Nellmapius, Extension 4, MAMELODI, 0122 - *Malema*
344. Reuben Calvin Selaluke - 750505 6209 084 - 47 Block G, SOSHANGUVE, 0152 - *Huma*
345. Rich Giyani Macebele - 760402 6104 085 - 17-1374 Avenue, ALEXANDRA, 2090 - *Khosa*
346. Mndeni Phillip Zwane - 950909 5760 089 - Stand No 741, Zaaioek Farm, NEWCASTLE, 2940 - *Hlatshwayo*
347. Nkosinathi Dlamini - 860216 5678 082 - 219 New Jersey Street, Cosmo City, RANDBURG, 2125 - *Motshoane*
348. Johannes Teboho Kaikane - 810625 5328 087 - 585 Miller Road, EVATON, 1984 - *Monnagutla*
349. Tshepo Paulos Mkhonto - 920313 5874 080 - 340 Fine Town, GRASMERE, 1828 - *Phohledi*
350. Sethogomi Robert Dintwe - 810918 5606 085 - 1039 Extension 2, Meriting, RUSTENBURG, 0300 - *Molale*
351. Nu'maan Creighton - 901009 5177 085 - 22 Gosport Road, WYNBERG, 7800 - *Ceres*
352. Bonolo Martha Kolane - 900705 0975 081 - 12 Primrose Street, WARRENTON, 8530 - *Kolwane*
353. Keletso Ethelwil Matsitse - 960223 0525 085 - Dinokana Village, LEHURUTSE, 2868 - *Tlhanoko*

354. Wilfred Jubere Ramosoeu - 750228 6072 085 - 1614 Harry Gwala, MATATIELE, 4730 - *Tsepe*
355. Lehlohonolo Archibald Mazibuko - 800928 5248 087 - 5 Cobalt Street, CARLTONVILLE, 2499 - *Nkoni*
356. Nosipho Ntutha - 830315 1471 083 - 12 Ash Avenue, Blyvoor, CARLTONVILLE, 2499 - *Ndamase*
357. Mzimasi Freeman Booii - 741118 5600 089 - P O Box 400, KORING PUNT, 0632 - *Gonyela*
358. Mpho Mawela - 910713 5220 089 - Stand No 2317, DENNELTON, 1030 - *Monama*
359. Ntjile David Sebei - 550313 5705 083 - Stand No 116, Ga-Nchabeleng, LEFALANE, 0741 - *Matshelane*
360. Nontobeko Ayanda Zulu - 940921 1441 088 - Mahhasheni Area, NONGOMA, 3950 - *Ntshangase*
361. Sanele Siyabonga Khumalo - 961226 6475 089 - Rustplaas, PIET RETIEF, 2380 - *Mkhalphi*
362. Mogaba Gideon Selepe - 830410 5528 085 - 3258 Paledi, Mankweng, POLOKWANE, 0700 - *Lekgothoane*
363. Alex Velly
364. Mtsweni - 800921 5485 080 - 573 Tweefontein H, KWAMHLANGA, 1022 - *Mantutle*
365. Motongwa David Mvulane - 800531 5499 088 - 22033 Amelia, Zamdela, SASOLBURG, 1949 - *Dhlamini*
366. Phillemon Mamaroba Dikotla - 830907 6159 083 - P O Box 62, LESHOANE, 0724 - *Phokungoane*
367. Makabongwe Tsule - 720102 6398 088 - Mcuncunzo Area, COFIMVABA, 5380 - *Mdunyelwa*
368. Lizo Ndaba - 980723 6038 088 - Mbhanyana Area, ELLIOTDALE, 5070 - *Hlungulu*
369. Broneline Nosiselo Mgciza - 980402 0369 084 - 17 Algoa Street, WESBANK, 7580 - *Fick*
370. Lunga Mabutho Gcabashe - 831002 5646 089 - P O Box 2238, EMPANGENI, 3880 - *Mzimela*
371. Tankiso Fatima Ntetha - 900806 0665 084 - R16 Umlazi Township, UMLAZI, 4031 - *Ngcobo*
372. Malebongwe Nkosi - 950615 5147 082 - P O Box 317, PIET RETIEF, 2380 - *Mhlongo*
373. Thoko Pricilla Khosa - 880809 0739 085 - 901 Eglinton Trust, HLUVUKANI, 1363 - *Mnisi*
374. Matotose Nelson Julingisi - 430911 5151 087 - Qwebeqwebe Area, COFIMVABA, 5380 - *Mpemnyama*
375. Thumeka Minnie - 961022 0870 080 - 2214 Madolo Street, CROSSROAD, 7755 - *Singama*
376. Rhulani Joel Vukeya - 971204 5381 085 - 4173 Vukeya Street, Extension 2, SOWETO, 1818 - *Ntsanwisi*
377. Lusanda Putamani - 971219 0521 089 - 30833 Siyavuya Street, Drommdaris, MBEKWENI, 7626 - *Mtshakazana*
378. Nokulunga Hlaliso - 751111 1284 088 - PI-18 Pholile, Vaarbitjie, STRAND, 7140 - *Songelwa*
379. Zazi Mlambo - 771125 5410 081 - 1805a Koma Road, Molapo Extension, SOWETO, 1868 - *Thabethe*
380. Thabo Monnakhotla - 930928 5265 084 - 228b Mkhwanazi Street, Zola 3, SOWETO, 1868 - *Tshabalala*
381. Sikhumbuzo Fani - 941231 5363 083 - 790 3rd Avenue, New Cross Roads, NYANGA, 7750 - *Sokani*
382. Wandile Zoliswa Mthlale - 980820 0416 086 - Mafunze Location, PIETERMARITZBURG, 3201 - *Madonda*
383. Mfundo Msolwa - 980808 5505 086 - Nkuzimbini Area, LUSIKISIKI, 4820 - *Ntshangase*
384. Sikhosethu Somlele - 971219 6153 085 - Skwatta Camp, WILLOVALE, 5040 - *Damoyi*
385. Mbali Ndlovu - 980218 0547 085 - Stand No 123, Waltersisulu, DENNILTON, 1030 - *Mbamba*
386. Mthandazo Samente - 830914 5675 085 - 238 Mtsha Street, LUSAKA, 7755 - *Makeleni*

387. Sandisiwe Emilia Makempe - 941220 1588 082 - 83 Sijaji Street, Kwa Nonqaba, MOSSELBAY, 6500 - *Fani*
388. Esthel Mathebula - 620623 0716 083 - 1353 Mokoena Street, ORLANDO EAST, 1804 - *Tlhakung*
389. Nontobeko Adelaide Nkambule - 880613 1243 083 - 9592 Extension 11, Khayelisha, ERMELO, 2351 - *Dlamini*
390. Ramadimetsa Martha Kekana - 661209 0366 085 - P O Box 385, KORING PUNT, 0632 - *Mabusu*
391. Khibidu Klaas Ndebele - 530808 5579 086 - 2354 Nkosi Street, Section H, MAMELODI, 0122 - *Mahlangu*
392. Minenhle Keith Mhlahla - 980112 5910 085 - 441 Boom Street, PIETERMARITZBURG, 3201 - *Mdlalose*
393. Rosie Ramokone Mabala - 961207 0560 084 - 345 Ham No 1, STEKOOP, 0617 - *Molokomme*
394. Justin Ugene Damiani-Broodryk - 710725 5325 082 - 9 Villa Venetia, Rosedale Estate, Goedemoed, DURBANVILLE, 7550 - *Broodryk*
395. Arthur Lihle Macingwane - 880606 5515 084 - 13505 Lamingo Street, Phola Park, THOKOZA, 1739 - *Madlanga*
396. Kagiso Condolence Ndhlovu - 900519 5381 082 - Stand No 163, 17th Avenue, ALEXANDRA, 2090 - *Khomou*
397. Lwazi Sondlo Brian Bhengu - 850328 5446 089 - 1010 Bishops Gate, 508 Smith Street, DURBAN, 4001 - *Shandu*
398. Nontobeko Vilakazi - 940215 0322 088 - P O Box 929, NKANDLA, 3855 - *Nzuza*
399. Thandi Constancia Magagula - 830819 0686 088 - No 1964 Extension 4, WITBANK, 1039 - *Skosana*
400. Aligent Thulani Madi - 960313 5922 088 - House No 17, BOSPLAAS WEST, 0607 - *Mnisi*
401. Michael Godfrey Ngwasheng - 680403 6057 080 - 50443 Section, TAMPOSSTAD, 2890 - *Lesejane*
402. David Mthethwa - 780808 6912 085 - 1436 Elitye Street, Kingsway, BENONI, 1500 - *Nhleko*
403. Thandolwakhe Gcinakwezintombi Shange - 961114 1183 082 - C4728 Ezakheni, LADYSMITH, 3370 - *Phiri*
404. Mpho Gregory Kgweedi - 820212 5331 086 - 180 Vergeet-My-Straat, Elandspoort, PRETORIA, 0183 - *Lekoloane*
405. Mpalo Isorys Sephokgole - 540227 5363 086 - Abbotspoort, LEPHALALE, 0608 - *Thulare*
406. Mbangiseni Rambau - 900401 6030 085 - G15 Mbele Street, Zandspruit, HONEYDEW, 2040 - *Ramovha*
407. Mahle Qabithole - 961224 5793 081 - Machibi Area, PORT ST JOHNS, 5120 - *Ntlatywa*
408. Martin Tanima Tirivanu - 730204 6190 081 - 49 Barkley Mews, Bellairs Drive, NORTHRIDING, 2158 - *Majaji*
409. Ephriam Temba Myundu - 591110 5463 080 – your wife – Thembi Mapula Myundu – 641225 1441 086 – and two minor children - Bafana Obert Myundu – 000310 5034 080 - Barbra Happy Myundu – 051231 0825 082 - P O Box 624, HAZYVIEW, 1242 - *Nyundu*
410. Mnyezelelwa George Lakaje – 611007 5412 081 - your wife – Dikeledi Alina Lakaje – 760928 0622 086 – and a minor child - Makgauta Joyce Molakeng – 090816 1028 083 - 273 A Lonney-Ville, WITSIESHOEK, 9870 - *Twala*
411. Bongani Mkwanazi - 511012 5412 082 – and your wife – Fikile Dorcas Mkwanazi – 521205 0643 085 - Malekani Reserve, EMPANGENI, 3880 - *Msibi*
412. Mokgadi Julet Mohohoma - 840829 0989 083 – and a minor child - Tokollo Moloko Mohohoma – 110508 6282 080 - 2c42 Brazzaville, ATTERIDGEVILLE WEST, 0008 - *Serumula*
413. Nevin Singh - 690726 5139 089 – and your wife – Devanigee Singh – 741217 0227 086 - 274 Lenham Drive, Lennam, PHOENIX, 4068 - *Govender*
414. Sonwabile Bongweni - 770915 5960 080 – and your wife – Nonzwana Bongweni – 780720 0571 082 - Lundini, NTABANKULU, 5730 - *Bashe*
415. Kandus Plaatjie - 880602 0536 084 - Lefa Mesh Plaatjie - 160329 5177 083 - 226 Haakbos Street, VAN ZYLSRUS, 8467 - *Tumaeletse*

416. Keitumetse Vinolia Kookile - 980801 0752 084 – and a minor child – Bophelo Kookile – 161024 6217 082 - L48 Dithakong, KURUMAN, 8460 - *Majakwe*
417. Beki Anthony Khumalo - 680819 5497 086 – and your wife – Florence Kubjane Khumalo – 760505 0505 089 - 5221 Eritrea Street, Extension 4, PALMRIDGE, 1432 - *Ntuli*
418. Mokgadi Yvonne Maela – 750719 0529 088 - and three minor children - Tshegofatso Caroline Maela – 101206 1125 088 - Mokgadi Karabo Maela – 080516 0447 084 - Mosibudi Fidorah Maela – 990731 0081 085 - P O Box 5, BABIRWA, 0716 - *Moaba*
419. Tebogo Stephen Modise - 781011 5849 080 – your wife Mpho Dinah Modise – 830112 1243 087 – and three minor children - Boitumelo Janet Modise – 070521 0450 080 - Andries Junior Modise – 140326 5218 086 - Lehlohonolo Benjamin Masilo – 030320 6327 080 - 712 Grassland 4, Khayalisha, BLOEMFONTEIN, 9301 - *Pholoholo*
420. Lucas Simon Mahlangu - 731023 5336 084 – your wife – Sipiwe Dorcas Mahlangu – 730502 0533 085 – and three minor children - Gugu Mahlangu – 030508 0759 080 - Lungile Lindiwe Mahlangu – 070528 0160 080 - Sibusisiwe Mbali Mahlangu – 130424 0690 086 - 2320 Ramotla Street, SPRUITVIEW, 1425 - *Kabini*
421. Makaya Caesar Xhalabile - 690825 5149 088 – your wife – Nonkululeko Xhalabile – 850727 0999 085 - 37 Raglan Road, GRAHAMSTOWN, 6139 - *Dyibishe*
422. Vuyani Kedama - 680131 5477 088 – your wife – Noncedo Kedama – 710304 1001 087 – and two minor children – Lizalise Mtshizana – 020624 0214 083 - Phawoluhle Mtshizana – 080131 5339 086 - 4405 Bholompo Street, MFULENI, 7100 - *Maphiliba*
423. Meshack Mafika Kubheka - 650406 5636 081- and your wife – Nomshado Betty Kubheka – 790909 0669 081 - 70 Mitxhell Street, The Orchards, PRETORIA, 0183 - *Mlotshwa*

NATIONAL TREASURY

NO. 110

10 FEBRUARY 2017

**PUBLICATION OF EXPLANATORY SUMMARY OF DIVISION OF REVENUE BILL FOR 2017/18
FINANCIAL YEAR**

The Minister of Finance intends introducing the Division of Revenue Bill in the National Assembly on 22 February 2017. The explanatory summary of the Bill is hereby published in terms of Rule 241(1)(c) of the Rules of the National Assembly.

The Bill proposes to provide for—

- the equitable division of revenue raised nationally among the national, provincial and local spheres of government for the 2017/18 financial year;
- the determination of each province's equitable share of the provincial share of that revenue;
- any other allocations to provinces, local government or municipalities from the national government's share of that revenue, and conditions on which those allocations may be made; and
- matters connected therewith.

A copy of the Bill will be obtainable from the Department's website at <http://www.treasury.gov.za> after introduction of the Bill on 22 February 2017, and also by contacting Mr A Hendricks, Parliament, PO Box 15, Cape Town, 8000, Telephone no: 021 403 8223.

NASIONALE TESOURIE

NO. 110

10 FEBRUARIE 2017

**PUBLIKASIE VAN VERDUIDELIKENDE OPSOMMING VAN "DIVISION OF REVENUE BILL"
VIR 2017/18 FINANSIËLE JAAR**

Die Minister of Finansies beoog om die "Division of Revenue Bill" ("die Wetsontwerp") in die Nasionale Vergadering op 22 Februarie 2017 in te dien. Die verduidelikende opsomming van die Wetsontwerp word hierby ingevolge Reël 241(1)(c) van die Reëls van die Nasionale Vergadering gepubliseer.

Die Wetsontwerp stel voor om voorsiening te maak vir—

- die billike verdeling tussen die nasionale, provinsiale en die plaaslike regeringsfeer van inkomste wat nasionaal vir die 2017/18 finansiële jaar ingevorder word;
- die bepaling van elke provinsie se billike deel van die provinsiale deel van daardie inkomste;
- enige ander toekennings aan provinsies, plaaslike regering of munisipaliteite uit die nasionale regering se deel van daardie inkomste, en voorwaardes waarop daardie toekennings gedoen kan word; en
- aangeleenthede wat daarmee in verband staan.

'n Afskrif van die Wetsontwerp kan op die Department se webblad by <http://www.treasury.gov.za> na indiening van die Wetsontwerp op 22 Februarie 2017 verkry word, en ook die volgende persoon te kontak: Mnr A Hendricks, Parlement, Posbus 15, Kaapstad, 8000, Telefoonnr: 021 403 8223.

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM

NO. 111

10 FEBRUARY 2017

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

Notice is hereby given in terms of Section 11A (4) of the Restitution of Land Rights Act, 1994 (Act 22 of 1994), as amended, that an amendment is hereby made to gazette notice 142 of 2015 contained in Government Gazette number 38478 to include the claimants as listed on the table below that have also lodged claims for Restitution of land rights on portions of land that is located within the farm Mpapuli 278 MT, situated within the magisterial District of Vhembe, Thulamela Local Municipality, Limpopo.

Details of Lodgment

No.	KRP No.	Claimants	I.D No.
1	8075	Nemukula Nyanisi Chris	4801100736088
2.	9334	Muhlaba Mzamane Jameson	3812085201080
3.	2850	Makaringi Mphephu Cathrine	5004060534085
4	9679	Mabasa Khubana	3404090296089
5	2849	Maphose Mhlaba	2801070180087
6	3863	Shuma Mkatshana Julius	1403205148088
7	3707	Makhuvha Tsatsawane	5004060534085
8	2853	Mnisi Mafemani Samuel	3306125214088
9	11742	Mabasa Mamaila	3901140182086
10	10030	Mashaba Resemate Willie	320210 5258 080
11	8970	Sambo Mamaila Nyaniso	290917 0184 089
12	3837	Miyambo Mphephu Nyanisi	480102 0622 087
13	8096	Maswanganyi Tsatsawani	140120 0113 081
14	2854	Chauke Khazamula Albert	690402 5720 084
15	9692	Chauke Daniel	220316 5136 084
16	9255	Makhubela Tsakahi Pepu	420707 0244 089

17	10627	Hlongwane Nyanisi	3710020115080
18	2851	Chauke Muhlaba	2907150153082
19	9016	Mashaba Mphephu Maria	5907200782085
20	11533	Ndholvu Mafemani Daniel	3005255186088
21	9415	Maluleka Mphephu Tsatsawane	2901020431083
22	2890	Shalati Makwakwa	1406070227085
23	9186	Mhlaba Makhawukani John	4008140345082
24	9988	Mnisi Magezi Daniel	52053080961081
25	9004	Mhlava Mamayila	4308190347081
26	2860	Maswanganye Madzibandzela	2607230119083
27	9413	Mashaba Mudjadji	3405070221088
28	3009	Vilankulu Hlengani Robert	3412125175087
29	9211	Mhlaba Baloi	3302110252084
30	2863	Mhangani Magezi George	5409285399083
31	8198	Mphakati Mamaila	340913014086
32	9464	Hlengani Nyanisi Mthavini	4803100369084
33	11753	Manganye Hasani Samson	3812305220084

Preliminary investigations that were done by the office of the Regional Land Claims Commissioner: Limpopo indicates that the claimants were disposed of land rights from areas (Villages) such as Vhurivhuri, Tshilungoma, Lufule, Malavuwe, Matsika, Mavhundu, Tshamutilikwa, Tshiffi, Malamangwa, Muledane, Tshidzini, tshikambe, Maniini, Mangondi, Tshitomboni, Mbahe and Piet Boo villages. These villages are located within the farm Mpapuli 287 MT. Detailed information of these farms is indicated on the table below.

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

Farm name	Current owner	Extent Hectares	in	Title Deed	Encumbrances	HOLDER
Remaining extent Mpapuli 287 MT	Republic Van Suid Afrika	15321.1306 H		T4805/1998	I-22471/1999LG I-2599/2014LG I-8943/2013LG I-8939/2013LG K3864/2005S MT, 278-VN	NONE
Remaining extent of Portion 1 of the Mpapuli 287 MT	Republic Van Suid Afrika	4.3579 H		T4806/1998	I-2599/2014LG	NONE
Portion 4 of the Mpapuli 287 MT	Thulamela Local Municipality	9.6539H		T196/2006	I-2599/2014LG I-3259/2014LG	NONE
Portion 5 of the Mpapuli 287 MT	Thulamela Local Municipality	14.6342		T17094/2006	I-2599/2014LG	NONE
Portion 9 of the Mpapuli 287 MT	Thulamela Local Municipality	165.7457H		T44351/2007	I-2599/2014LG	
Portion 14 of the Mpapuli 287 MT	Thulamela Local Municipality	165.7457H		T196/2006	I2599/2014LG I3259/2014C	NONE
Remaining extent of Portion 19 of the Mpapuli 287 MT	Thulamela Local Municipality	69.5966 H		T196/2006	I-2599/2014LG -3259/2014C	
Remaining	Northern Province	120.3203 H		TG8286/1997VN	I-2599/2014LG	

extent of Portion 20 of the Mpapuli 287 MT	Development Corp LTD			I-3259/2014C	
Remaining extent of Portion 32 of the Mpapuli 287 MT	Thulamela Local Municipality	120.3203	T196/2006	I-2599/2014LG I-3259/2014C	
Remaining extent of Portion 34 of the Mpapuli 287 MT	Northern Province Development Corp LTD	4033.0000 SQM	TG16540/997VN	BG18877/1999 I-2599/2014LG VA1726/1999 MT,278,34-VN	ABSA Vendalan Develop ment Co pty Ltd NONE
Remaining extent of Portion 41 of the Mpapuli 287 MT	Thulamela Local Municipality	93.8582 H	T55773/2010	I-2599/2014LG	NONE
Remaining extent of Portion 42 of the Mpapuli 287 MT	Thulamela Local Municipality	28.4128 H	T70420/2007	I-2599/2014LG I-3259/2014C	NONE
Portion 43 of the Mpapuli 287 MT	Thulamela Local Municipality	11.1132 H	T196/2006	I-2599/2014LG I-3259/2014C	NONE
Remaining extent of	Thulamela Local Municipality	186.7893 H	T196/2006	I-2599/2014LG I-3259/2014C	NONE

Portion 50 of the Mpapuli 287 MT							
Remaining extent of Portion 57 of the Mpapuli 287 MT	189.1832	Thulamela Local Municipality		T17093/2006	I-2599/2014LG I-3259/2014C		
Remaining extent of Portion 63 of the Mpapuli 287 MT	10.4864H	Thulamela Local Municipality		T55587/2010	I-2599/2014LG I-3259/2014C	NONE	
Remaining extent of Portion 78 of the Mpapuli 287 MT	56.3890H	Provincial Government of the Northern Province		T118168/2001	I-2599/2014LG	NONE	
Remaining extent of Portion 83 of the Mpapuli 287 MT	6.0171 H	Thulamela Local Municipality		T196/2006	I-3259/2014C	NONE	
Remaining extent of Portion 87 of the Mpapuli 287 MT	202.6499 H	Thulamela Local Municipality		T196/2006	I-2599/2014LG I-3259/2014C	NONE	
Remaining extent of Portion 88 of	73.5038 H	Thulamela Local Municipality Provincial Government of the Northern Province		T44351/2007 T78181/2001	I-2599/2014LG I-3259/2014C	NONE	

the Mpapuli 287 MT	Thulamela Local Municipality	295.9927 H	T78182/2001	I-2599/2014LG I-3259/2014C	NONE
Remaining extent of Portion 89 of the Mpapuli 287 MT	Thulamela Municipality	57.0441 H	T1321/2007	I-2599/2014LG I-3259/2014C	NONE
Remaining extent of Portion 90 of the Mpapuli 287 MT	Thulamela Local Municipality	79.0699 H	T169977/2007	I-2599/2014LG	NONE
Remaining extent of Portion 91 of the Mpapuli 287 MT	Thulamela Municipality	44.8003 H	T173455/2006	I-2599/2014LG I-3259/2014C	NONE
Remaining extent of Portion 93 of the Mpapuli 287 MT	Thulamela Local Municipality	66.3532 H	T44351/2007	I-2599/2014LG I-3259/2014C	NONE
Remaining extent of Portion 94 of the Mpapuli 287 MT	Thulamela Local Municipality Provincial Government of the Northern Province	69.0157 H	T21635/2007	I-2599/2014LG I-3259/2014C VA1624/2014C	NONE
Remaining extent of Portion 98 of the Mpapuli 287 MT	Thulamela Local Municipality Provincial Government of the Northern Province				

MT	Thulamela Local Municipality	53.7161 H	T169994/2007	I-2599/2014LG I-3259/2014C	NONE
Remaining extent of Portion 100 of the Mpapuli 287 MT	Thulamela Local Municipality	53.7161 H	T169994/2007	I-2599/2014LG I-3259/2014C	NONE
Remaining extent of Portion 101 of the Mpapuli 287 MT	Thulamela Local Municipality Provincial Government of the Northern Province	49.3856 H	T44351/2007	I-2599/2014LG I-3259/2014C	NONE
Remaining extent of Portion 102 of the Mpapuli 287 MT	Thulamela Local Municipality	4.8430 H	T17093/2006	I-2599/2014LG I-3259/2014C	NONE
Portion of the Mpapuli 103 MT	Thulamela Local Municipality	87.0375 H	T28912/2006	I-2599/2014LG I-3259/2014C	NONE
Portion of the Mpapuli 104 MT	Thulamela Local Municipality	68.5123 H	T150643/2007	I-2599/2014LG I-3259/2014C	NONE
Portion of the Mpapuli 105 MT	Thulamela Local Municipality	19.8322 H	T196/2006	I-2599/2014LG I-3259/2014C	NONE
Portion of the Mpapuli 106 MT	Thulamela Local Municipality	12.8449 H	T173288/2006	I-2599/2014LG I-3259/2014C	NONE
Portion of the Mpapuli 107 MT	Provincial Government of the Northern Province	21.7910 H	T78201/2001	I-2599/2014LG I-3259/2014C	NONE
Portion of the Mpapuli 108 MT	Thulamela Local Municipality	53.6699 H	T196/2006	I-2599/2014LG I-3259/2014C	NONE
Portion of the Mpapuli 109 MT	Thulamela Local Municipality	135.8496 H	T17093/2006	I-2599/2014LG	NONE

Portion of the Mpapuli 117 MT	Thulamela Local Municipality	31.3067 H	T50246/2008	I-2599/2014LG I-3259/2014C	NONE
Remaining extent of Portion 118 of the Mpapuli 287 MT	Provincial Government of the Northern Province Thulamela Local Municipality	100.6121 H	T118168/2001 T44351/2007	I-2599/2014LG I-3259/2014C VA3880/2015	NONE Thulamela Local Municipality

All interested parties should take note that the Office of the Regional Land Claims Commissioner: Limpopo is investigating these land claims. Any party that has an interest in the above-mentioned property is hereby invited to submit in writing, within 14 days of publication of this notice, any comment, objection or information under KRP 8075, KRP 9334, KRP 2850, KRP 9679, KRP 3863, KRP 3707, KRP 2849, KRP 2853, KRP 11742, KRP 10030, KRP 9415, KRP 3837, KRP 8096, KRP 2854, KRP 9692, KRP 10627, KRP 2851, KRP 9016, KRP 11533, KRP 2890, KRP 8970, KRP 9988, KRP 9004, KRP 2860, KRP 9413, KRP 8198, KRP 2863, KRP 3009, KRP 9464, KRP 11753 and KRP 9211 number quoted on the table outlining the claimants as the reference number to:

The Regional Land Claims Commissioner: Limpopo
Commissioner: Limpopo
Private Bag X 9552
Polokwane, 0700

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


MR. LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER

DATE: 2016/11/28

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM

NO. 112

10 FEBRUARY 2017

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

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

Details of Lodgment

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

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

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

Farm name	Current owner	Extent in Hectares	Title Deed	Encumbrances	Holder
Remaining Extent of the farm Chibase 213 MT	Republic van Suid Afrika	25547.3801 H	T77570/1999	I-10822/2012LG I-4387/2016LG I-4530/2016LG I-48941/2013LG K5272/2007S MT, 123-VN	- - - - - -
Portion 8 of the farm Chibase 213 MT	Thulamela Municipality	77.3387 H	T25022/2007	1-3259/2014C VA268-/2007	Provincial Government of the Northern Province
Remaining Extent of the farm portion 28 of the farm Chibase 213 MT	Thulamela Municipality	46.2251 H	T90737/2006	1-3259/2014C VA6659/2006	Provincial Government of the Northern Province
Portion 32 of the farm Chibase MT	Thulamela Municipality	7579.0000 SQM	T153835/2006	1-3259/2014C	Provincial Government of the Northern Province
Remaining Extent of the farm portion 38 of the farm Chibase 213 MT	Provincial Government of Northern Province	311.2102H	T78207/2001	1-7890/2013LG 1-9279/2013C VA556/2016	- - Provincial Government of the Northern Province
Remaining Extent of the farm portion 41 of the farm Chibase MT	Mafunzwaini Langanani Jack	5768.0000 SQM	TG16537/1997 VN	14477/2002ATVN MT, 213, 14-VN	5127/2000 -
Remaining Extent of the farm portion 42 of the farm Chibase 213 MT	Thulamela Municipality	101.6590 H	T29577/2006	NO DETAILS	-
Remaining Extent of	Provincial	61.1600 H	T78208/2001	NO DETAILS	-

portion 45 of the farm Chibase 213 MT	Government Of Northern Province				
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All interested parties should take note that the Office of the Regional Land Claims Commissioner: Limpopo is investigating these land claims. Any party that has an interest in the above-mentioned property is hereby invited to submit in writing, within 14 days of publication of this notice, any comment, objection or information under: **KRP's: 2904 & 2902, 9140, 9541, 9698, 11550, 8062, 9435, 5384, 8954, 8946, 11749, 9965, 8049, 3864, 3882, 10676, 9339, 11199 and 3028**

The Regional Land Claims Commissioner: Limpopo

Private Bag X 9552
Polokwane, 0700

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



**MR. LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER**

DATE: 2016/11/28

SOUTH AFRICAN REVENUE SERVICE**NO. 113****10 FEBRUARY 2017****INCOME TAX ACT, 1962****AGREEMENT BETWEEN THE GOVERNMENT OF THE REPUBLIC OF SOUTH AFRICA AND THE GOVERNMENT OF SAINT CHRISTOPHER (SAINT KITTS) AND NEVIS FOR THE EXCHANGE OF INFORMATION RELATING TO TAX MATTERS**

In terms of section 108(2) of the Income Tax Act, 1962 (Act No 58 of 1962), read in conjunction with section 231(4) of the Constitution of the Republic of South Africa, 1996, it is hereby notified that the Agreement for the exchange of information relating to tax matters set out in the Schedule to this Notice has been entered into with the Government of Saint Christopher (Saint Kitts) and has been approved by Parliament in terms of section 231(2) of the Constitution.

It is further notified in terms of paragraph 1 of Article 12 of the Agreement, that the date of entry into force is 18 February 2017.

SCHEDULE

AGREEMENT BETWEEN THE GOVERNMENT OF THE REPUBLIC OF SOUTH AFRICA AND THE GOVERNMENT OF SAINT CHRISTOPHER (SAINT KITTS) AND NEVIS FOR THE EXCHANGE OF INFORMATION RELATING TO TAX MATTERS

PREAMBLE

Whereas the Government of the Republic of South Africa and the Government of Saint Christopher (Saint Kitts) and Nevis (“the Contracting Parties”) have long been active in international efforts in the fight against financial and other crimes, including the targeting of terrorist financing, and the Parties wish to facilitate the exchange of information with respect to taxes;

NOW THEREFORE the Contracting Parties have agreed to conclude the following Agreement which contains obligations on the part of the Contracting Parties only,

HAVE AGREED AS FOLLOWS:

ARTICLE 1

OBJECT AND SCOPE OF THE AGREEMENT

The Contracting Parties through their competent authorities shall provide assistance through exchange of information that is foreseeably relevant to the administration and enforcement of the domestic laws of the Contracting Parties concerning the taxes covered by this Agreement. Such information shall include information that is foreseeably relevant to the determination, assessment and collection of such taxes, the recovery and enforcement of tax claims, or the investigation or prosecution of tax matters. Information shall be exchanged in accordance with the provisions of this Agreement and shall be treated as confidential in the manner provided in Article 8. The rights and safeguards secured to persons by the laws or administrative practice of the requested Party remain applicable to the extent that they do not unduly prevent or delay effective exchange of information.

ARTICLE 2

JURISDICTION

A Requested Party is not obligated to provide information which is neither held by its authorities nor in the possession or control of persons who are within its territorial jurisdiction.

ARTICLE 3**TAXES COVERED**

1. This Agreement shall apply to the following taxes imposed by the Contracting Parties:

- (a) in the case of Saint Kitts and Nevis:
 - (i) the income tax;
 - (ii) the withholding tax;
 - (iii) the unincorporated business tax; and
 - (iv) the value added tax;

- (b) in the case of South Africa:
 - (i) the normal tax;
 - (ii) the dividends tax;
 - (iii) the withholding tax on royalties;
 - (iv) the withholding tax on interest
 - (v) the tax on foreign entertainers and sportspersons; and
 - (vi) the value added tax.

2. This Agreement shall apply also to any identical taxes imposed after the date of signature of the Agreement in addition to or in place of the existing taxes. This Agreement shall also apply to any substantially similar taxes imposed after the date of signature of the Agreement in addition to or in place of the existing taxes if the competent authorities of the Contracting Parties so agree. Furthermore, the taxes covered may be expanded or modified by mutual agreement of the Contracting Parties in the form of exchange of letters. The competent authorities of the Contracting Parties shall notify each other of any substantial changes to the taxation and related information gathering measures covered by the Agreement.

ARTICLE 4**DEFINITIONS**

1. In this Agreement:

- (a) the term "Saint Kitts and Nevis" means the twin island Federation of Saint Kitts (Saint Christopher) and Nevis and when used in a geographical sense, means the territories of Saint Kitts and Nevis;

- (b) the term "South Africa" means the Republic of South Africa and, when used in a geographical sense, includes the territorial sea thereof as well as any area outside the territorial sea, including the continental shelf, which has been or may hereafter be designated, under the laws of South Africa and in accordance with international law, as an area within which South Africa may exercise sovereign rights of jurisdiction;

- (c) the term “collective investment fund or scheme” means any pooled investment vehicle, irrespective of legal form. The term “public collective investment scheme” means any collective investment fund or scheme provided the units, shares or other interests in the fund or scheme can be readily purchased, sold or redeemed by the public. Units, shares or other interests in the fund can be readily purchased, sold or redeemed “by the public” if the purchase, sale or redemption is not implicitly or explicitly restricted to a limited group of investors;
- (d) the term “company” means any body corporate or any entity that is treated as a body corporate for tax purposes;
- (e) the term “competent authority” means:
 - (i) in the case of Saint Kitts and Nevis, the Financial Secretary or the Financial Secretary’s authorised representative;
 - (ii) in the case of South Africa, the Commissioner of the South African Revenue Service or an authorised representative of the Commissioner;
- (f) the term “Contracting Party” means St. Kitts and Nevis or the Republic of South Africa as the context requires;
- (g) the term “criminal laws” means all criminal laws designated as such under domestic law, irrespective of whether such are contained in the tax laws or other statutes;
- (h) the term “criminal tax matters” means tax matters involving intentional conduct whether before or after the entry into force of this Agreement which is liable to prosecution under the criminal laws of the requesting Party;
- (i) the term “information” means any fact, statement, document or record in any form whatsoever;
- (j) the term “information gathering measures” means laws and administrative or judicial procedures enabling a requested Party to obtain and provide the requested information ;
- (k) the term “person” includes an individual, a company or any other body or group of persons;
- (l) the term “publicly traded company” means any company whose principal class of shares is listed on a recognised stock exchange provided its listed shares can be readily purchased or sold by the public. Shares can be purchased or sold “by the public” if the purchase or sale of shares is not implicitly or explicitly restricted to a limited group of investors;
- (m) the term “principal class of shares” means the class or classes of shares representing a majority of the voting power and value of the company;
- (n) the term “recognised stock exchange” means any stock exchange agreed upon by the competent authorities of the Contracting Parties;

- (o) the term "requested Party" means the Contracting Party to this Agreement which is requested to provide or has provided information to the requesting Party;
- (p) the term "requesting Party" means the Contracting Party to this Agreement submitting a request for or having received information from the requested Party; and
- (q) the term "tax" means any tax to which this Agreement applies.

2. As regards the application of this Agreement at any time by a Contracting Party, any term not defined therein shall, unless the context otherwise requires, have the meaning that it has at that time under the laws of that Party, any meaning under the applicable tax laws of that Party prevailing over a meaning given to the term under other laws of that Party.

ARTICLE 5

EXCHANGE OF INFORMATION UPON REQUEST

1. The competent authority of the requested Party shall provide upon request by the requesting Party information for the purposes referred to in Article 1. Such information shall be exchanged without regard to whether the conduct being investigated would constitute a crime under the laws of the requested Party if it had occurred in the territory of the requested Party.

2. If the information in the possession of the competent authority of the requested Party is not sufficient to enable it to comply with the request for information, the requested Party shall use all relevant information gathering measures to provide the requesting Party with the information requested, notwithstanding that the requested Party may not need such information for its own tax purposes.

3. If specifically requested by the competent authority of the requesting Party, the competent authority of the requested Party shall provide information under this Article, to the extent allowable under its domestic laws, in the form of depositions of witnesses and authenticated copies of original records.

4. Each Contracting Party shall ensure that its competent authorities for the purposes specified in Article 1 of the Agreement, have the authority to obtain and provide upon request:

- (a) information held by banks, other financial institutions, and any person acting in an agency or fiduciary capacity including nominees and trustees;

- (b) information regarding the ownership of companies, partnerships, trusts, foundations, “Anstalten” and other persons, including, within the constraints of Article 2, ownership information on all such other persons in an ownership chain; in the case of trusts, information on settlors, trustees and beneficiaries; and in the case of foundations, information on founders, members of the foundation council and beneficiaries. Further this Agreement does not create an obligation on the Contracting Parties to obtain or provide ownership information with respect to publicly traded companies or public collective investment funds or schemes unless such information can be obtained without giving rise to disproportionate difficulties.

5. The competent authority of the requesting Party shall provide the following information to the competent authority of the requested party when making a request for information under the Agreement to demonstrate the foreseeable relevance of the information to the request:

- (a) the identity of the person under examination or investigation;
- (b) the period for which the information is requested;
- (c) a statement of the information sought including its nature and the form in which the requesting Party wishes to receive the information from the requested Party;
- (d) the tax purpose for which the information is sought;
- (e) grounds for believing that the information requested is present in the requested Party or is in the possession or control of a person within the jurisdiction of the requested Party;
- (f) to the extent known, the name and address of any person believed to be in possession or control of the information requested;
- (g) a statement that the request is in conformity with the laws and administrative practices of the requesting Party, that if the requested information was within the jurisdiction of the requesting Party then the competent authority of the requesting Party would be able to obtain the information under the laws of the requesting Party or in the normal course of administrative practice and that it is in conformity with this Agreement;
- (h) a statement that the requesting Party has pursued all means available in its own territory to obtain the information, except those that would give rise to disproportionate difficulties.

6. The competent authority of the requested Party shall forward the requested information as promptly as possible to the requesting Party. To ensure a prompt response, the competent authority of the requested Party shall:

- (a) Confirm receipt of a request in writing to the competent authority of the requesting Party and shall notify the competent authority of the requesting Party of deficiencies in the request, if any, within 60 days of the receipt of the request.

- (b) If the competent authority of the requested Party has been unable to obtain and provide the information within 90 days of receipt of the request, including if it encounters obstacles in furnishing the information or it refuses to furnish the information, it shall immediately inform the requesting Party, explaining the reason for its inability, the nature of the obstacles or the reasons for its refusal.

ARTICLE 6

TAX EXAMINATIONS ABROAD

1. A Contracting Party may allow representatives of the competent authority of the other Contracting Party to enter the territory of the first mentioned Party, to the extent permitted under its domestic laws, to interview individuals and examine records with the prior written consent of the persons concerned. The competent authority of the second-mentioned Party shall notify the competent authority of the first-mentioned Party of the time and place of the intended meeting with the individuals concerned.

2. At the request of the competent authority of one Contracting Party, the competent authority of the other Contracting Party may permit representatives of the competent authority of the first-mentioned Party to be present at the appropriate part of a tax examination in the second-mentioned Party.

3. If the request referred to in paragraph 2 is granted, the competent authority of the Contracting Party conducting the examination shall, as soon as possible, notify the competent authority of the other Party of the time and place of the examination, the authority or official authorised to carry out the examination and the procedures and conditions required by the first-mentioned Party for the conduct of the examination. All decisions regarding the conduct of the examination shall be made by the Party conducting the examination.

ARTICLE 7

POSSIBILITY OF DECLINING A REQUEST

1. The requested Party shall not be required to obtain or provide information that the requesting Party would not be able to obtain under its own laws for the purposes of the administration or enforcement of its own tax laws. The competent authority of the requested Party may decline to assist where the request is not made in conformity with this Agreement.

2. The provisions of this Agreement shall not impose upon a Contracting Party the obligation to supply information which would disclose any trade, business, industrial, commercial or professional secret or trade process. Notwithstanding the foregoing, information of the type referred to in Article 5, paragraph 4 shall not be treated as such a secret or trade process merely because it meets the criteria of that paragraph.

3. The provisions of this Agreement shall not impose on a Contracting Party the obligation to obtain or provide information, which would reveal confidential communications between a client and an attorney, solicitor or other admitted legal representative where such communications are:

- (a) produced for the purposes of seeking or providing legal advice or
- (b) produced for the purposes of use in existing or contemplated legal proceedings.

4. The requested Party may decline a request for information if the disclosure of the information would be contrary to public policy (ordre public).

5. A request for information shall not be refused on the ground that the tax claim giving rise to the request is disputed.

6. The requested Party may decline a request for information if the information is requested by the requesting Party to administer or enforce a provision of the tax law of the requesting Party, or any requirement connected therewith, which discriminates against a national or citizen of the requested Party as compared with a national or citizen of the requesting Party in the same circumstances.

ARTICLE 8

CONFIDENTIALITY

All information provided to or received by the competent authorities of the Contracting Parties under this Agreement shall be treated as confidential. Such information may be disclosed only to persons or authorities (including courts and administrative bodies) in the jurisdiction of the Contracting Party concerned with the assessment or collection of, the enforcement or prosecution in respect of, or the determination of appeals in relation to, the taxes covered by this Agreement. Such persons or authorities shall use such information only for such purposes. They may disclose the information in public court proceedings or in judicial decisions. The information may not be disclosed to any other person or entity or authority or any other jurisdiction without the express written consent of the competent authority of the other Contracting Party.

ARTICLE 9

COSTS

Unless the competent authorities of the Contracting Parties otherwise agree, ordinary costs incurred in providing assistance shall be borne by the requested Party, and extraordinary costs incurred in providing assistance (including reasonable costs of engaging external advisors in connection with litigation or otherwise) shall be borne by the requesting Party. At the request of either Contracting State, the competent authorities shall consult as necessary with regard to this Article, and in particular the competent authority of the requested Party shall consult with the competent authority of the requesting Party in advance if the costs of providing information with respect to a specific request are expected to be significant.

ARTICLE 10**IMPLEMENTATION LEGISLATION**

The Contracting Parties shall enact any legislation necessary to comply with, and give effect to, the terms of the Agreement.

ARTICLE 11**MUTUAL AGREEMENT PROCEDURE**

1. Where difficulties or doubts arise between the Contracting Parties regarding the implementation or interpretation of this Agreement, the respective competent authorities shall use their best efforts to resolve the matter by mutual agreement.

2. In addition to the agreements referred to in paragraph 1, the competent authorities of the Contracting Parties may mutually agree on the procedures to be used under Articles 5 and 6.

3. The competent authorities of the Contracting Parties may communicate with each other directly for purposes of reaching agreement under this Article.

4. The Contracting Parties may also agree on other forms of dispute resolution should this become necessary.

ARTICLE 12**ENTRY INTO FORCE**

1. Each of the Contracting Parties shall notify the other in writing of the completion of the procedures required by its law for the entry into force of this Agreement.

2. This Agreement shall enter into force on the thirtieth day after the receipt of the later of these notifications and shall thereupon have effect:

- (a) for criminal tax matters, on that date;
- (b) for all other matters covered in Article 1, for taxable periods beginning on or after the first day of January of the year next following the date on which this Agreement comes into force, or where there is no taxable period, for all charges to tax arising on or after the first day of January of the year next following the date on which this Agreement enters into force.

ARTICLE 13**TERMINATION**

1. This Agreement shall remain in force until terminated by either Contracting Party.
2. Either Contracting Party may terminate this Agreement by serving a notice of termination through diplomatic channels to the other Contracting Party.
3. Such termination shall become effective on the first day of the month following the expiration of a period of six months after the date of receipt of notice of termination by the other Contracting Party. All requests received up to the effective date of termination will be dealt with in accordance with the terms of this Agreement.
4. If the Agreement is terminated the Contracting Parties shall remain bound by the provisions of Article 8 with respect to any information obtained under this Agreement.

IN WITNESS WHEREOF the undersigned, being duly authorised by their respective Governments, have signed and sealed this Agreement in two originals in the English language, both texts being equally authentic.

DONE at Basseterre on 7th day of April in the year 2015.

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

**FOR THE GOVERNMENT OF
SAINT CHRISTOPHER
(SAINT KITTS) AND NEVIS**

SUID-AFRIKAANSE INKOMSTEDIENS

NO. 113

10 FEBRUARIE 2017

INKOMSTEBELASTINGWET, 1962**OOREENKOMS TUSSEN DIE REGERING VAN DIE REPUBLIEK VAN SUID-AFRIKA EN DIE REGERING VAN SAINT CHRISTOPHER (SAINT KITTS) EN NEVIS VIR DIE UITRUIL VAN INLIGTING MET BETREKKING TOT BELASTINGAANGELEENTHEDE**

Ingevolge artikel 108(2) van die Inkomstebelastingwet, 1962 (Wet No 58 van 1962), saamgelees met artikel 231(4) van die Grondwet van die Republiek van Suid-Afrika, 1996, word hiermee kennis gegee dat die Ooreenkoms vir die uitruil van inligting met betrekking tot belastingaangeleenthede wat in die Bylae tot hierdie Kennisgewing vervat is, aangegaan is met die Regering van Saint Christoher (Saint Kitss) en Nevis en deur die Parlement goedgekeur is ingevolge artikel 231(2) van die Grondwet.

Daar word verder bekendgemaak dat ingevolge paragraaf 1 van Artikel 12 van die Ooreenkoms, die datum van inwerkingtreding 18 Februarie 2017 is.

BYLAE**OOREENKOMS TUSSEN DIE REGERING VAN DIE REPUBLIEK VAN SUID-AFRIKA EN DIE REGERING VAN SAINT CHRISTOPHER (SAINT KITTS) EN NEVIS VIR DIE UITRUIL VAN INLIGTING MET BETREKKING TOT BELASTINGAANGELEENTHEDE****AANHEF**

Aangesien die Regering van die Republiek van Suid-Afrika en die Regering van Saint Christopher (Saint Kitts) en Nevis ("die Kontrakterende Partye") lank reeds bedrywig is in internasionale pogings in die stryd teen finansiële en ander misdrywe, insluitend die teikening van terroriste finansiering, en die Partye die uitruil van inligting met betrekking tot belastingaangeleenthede wil fasiliteer;

DAAROM NOU ooreengekom het om die volgende Ooreenkoms te voltrek wat die verpligtinge van die afsonderlike Kontrakterende Partye alleenlik bevat,

HET SOOS VOLG OOREENGEKOM:**ARTIKEL 1****DOEL EN BESTEK VAN DIE OOREENKOMS**

Die Kontrakterende Partye, deur hulle bevoegde owerhede, moet bystand verleen deur die uitruil van inligting wat voorsienbaar tersaaklik is vir die administrasie en afdwinging van die landswette van die Kontrakterende Partye, rakende die belastings wat deur hierdie Ooreenkoms gedek word. Sodanige inligting sal inligting insluit wat voorsienbaar tersaaklik is vir die vasstelling, aanslaan en invordering van sodanige belastings, die verhaling en afdwinging van belasting-eise, of die ondersoek of vervolging van belastingaangeleenthede. Inligting sal uitgeruil word ooreenkomstig die bepalinge vervat in hierdie Ooreenkoms en sal as vertroulik hanteer word soos bepaal in Artikel 8. Die regte en veiligheidsmaatreëls verseker aan persone deur die wette of administratiewe praktyk van die versoekte Party, bly van krag tot 'n mate dat dit nie onbehoorlik die effektiewe uitruil van inligting vertraag of verhinder nie.

ARTIKEL 2**JURISDIKSIE**

'n Versoekte Party is nie verplig om inligting te verskaf wat nie deur sy owerhede gehou word of in die besit of beheer van persone binne sy territoriale jurisdiksie is nie.

ARTIKEL 3**BELASTINGS GEDEK**

1. Hierdie Ooreenkoms sal van toepassing wees op die volgende belastings wat deur die Kontrakterende Partye gehef word:
 - (a) in die geval van Saint Kitts en Nevis:
 - (i) die inkomste belasting;
 - (ii) die terughoubelasting;
 - (iii) die ongeïnkorporeerde sakebelasting; en
 - (iv) die belasting op toegevoegde waarde;
 - (b) in die geval van Suid-Afrika:
 - (i) die normale belasting;
 - (ii) die dividendbelasting;
 - (iii) die terughoubelasting op tantieme;
 - (iv) die terughoubelasting op rente;
 - (v) die belasting op buitelandse vermaaklikheidskunstenaars en sportpersone; en
 - (vi) die belasting op toegevoegde waarde.
2. Hierdie Ooreenkoms sal ook van toepassing wees op enige identiese belastings wat na die datum van die ondertekening van hierdie Ooreenkoms bykomend tot of in die plek van bestaande belastings opgehef word. Hierdie Ooreenkoms sal ook van toepassing wees op enige wesentliche soortgelyke belastings gehef na die datum van ondertekening van die Ooreenkoms bykomend tot of in die plek van die bestaande belastings indien die bevoegde owerhede van die Kontrakterende Partye daartoe instem. Voorts mag die benoemde belastings uitgebrei of aangepas word indien die Kontrakterende Partye deur die uitruil van briewe daartoe instem. Die bevoegde owerhede van die Kontrakterende Partye sal mekaar in kennis stel van enige wesentliche veranderinge aan insamelingsmetodes van die belasting en verwante inligting deur hierdie Ooreenkoms gedek.

ARTIKEL 4**WOORDOMSKRYWINGS**

1. In hierdie Ooreenkoms:
 - (a) beteken die uitdrukking "Saint Kitts en Nevis" die tweeling-eiland Federasie van Saint Kitts (Saint Christopher) en Nevis en, wanneer as 'n geografiese begrip gebruik word, die gebiede van Saint Kitts en Nevis;
 - (b) beteken die uitdrukking "Suid-Afrika" die Republiek van Suid-Afrika en wanneer as 'n geografiese begrip gebruik word, ingesluit die gebiedswaters daarvan asook enige gebied buite die gebiedswaters,, insluitend die vastelandsplat, wat ingevolge die reg van Suid-Afrika en ooreenkomstig die volksreg aangedui is of hoerna aangedui word en ooreenkomstig internasionale wetgewing, as 'n gebied waarbinne Suid-Afrika soewereine regte van jurisdiksie mag uitoefen;

- (c) beteken die uitdrukking “kollektiewe beleggingsfonds of skema” enige saamgevoegde beleggingsmedium, ongeag die regsform daarvan. Die uitdrukking “openbare kollektiewe beleggingskema” beteken enige kollektiewe beleggingsfonds of skema waarvan die eenhede, aandele of ander belange in die fonds of skema geredelik aangekoop, verkoop of gedelg kan word deur die publiek. Eenhede, aandele of ander belange in die fonds kan geredelik “deur die publiek” aangekoop, verkoop of gedelg word indien die aankoop, verkoop of delging nie implisiet of eksplisiet beperk is tot ‘n beperkte groep beleggers nie;
- (d) beteken die uitdrukking “maatskappy” enige regspersoon of enige entiteit wat as regspersoon hanteer word vir belastingdoeleindes;
- (e) beteken die uitdrukking “bevoegde owerheid”:
- (i) in die geval van Saint Kitts en Nevis, die Finansiële Sekretaris of die Finansiële Sekretaris se gemagtigde verteenwoordiger;
 - (ii) in die geval van Suid-Afrika, die Kommissaris van die Suid-Afrikaanse Inkomstediens of ‘n gemagtigde verteenwoordiger van die Kommissaris;
- (f) beteken die uitdrukking “Kontrakterende Partye” St. Kitts en Nevis of die Republiek van Suid-Afrika soos deur die konteks vereis;
- (g) beteken die uitdrukking “strafregtelike wette” alle strafregtelike wette wat as sodanig aangewys is ingevolge die landswette, ongeag of sodanige wette in die belastingwette of ander statute bevat is;
- (h) beteken die uitdrukking “strafregtelike belastingaangeleenthede” belastingaangeleenthede wat opsetlike gedrag behels, ongeag of dit voor of na die inwerkingtreding van hierdie Ooreenkoms is, en wat aan vervolging onderhewig is ingevolge die strafreg van die versoekende Party;
- (i) beteken die uitdrukking “inligting” enige feit, verklaring, dokument of rekord in enige vorm hoegenaamd;
- (j) beteken die uitdrukking “inligtingversamelingsmaatreëls” die wette en administratiewe of regsprosedures wat die versoekte Party in staat stel om die verlangde inligting te bekom en te verskaf;
- (k) sluit die uitdrukking “persoon” ‘n individu, ‘n maatskappy of enige ander regspersoon of groep persone in
- (l) beteken die uitdrukking “openbare verhandelde maatskappy” enige maatskappy waarvan die hoofklas van aandele op ‘n erkende aandelebeurs genoteer is op voorwaarde dat die genoteerde aandele geredelik deur die publiek gekoop of verkoop kan word. Aandele kan “deur die publiek” gekoop of verkoop word indien die koop of verkoop van aandele nie implisiet of eksplisiet beperk is tot ‘n beperkte groep beleggers nie;
- (m) beteken die uitdrukking “hoofklas van aandele” die klas of klasse van aandele wat die meerderheid van die stemreg en waarde van die maatskappy verteenwoordig;
- (n) beteken die uitdrukking “erkende aandelebeurs” enige aandelebeurs waartoe die bevoegde owerdede van die Kontrakterende Partye ooreengekom het;

- (o) beteken die uitdrukking “versoekte Party” die Party tot hierdie Ooreenkoms wat versoek word om inligting te verskaf of wat inligting verskaf het in antwoord op ‘n versoek;
- (p) beteken die uitdrukking “versoekende Party” die Party tot hierdie Ooreenkoms wat ‘n versoek om inligting rig of wat inligting van die versoekte Party ontvang het; en
- (q) beteken die uitdrukking “belasting” enige belasting waarop hierdie ooreenkoms van toepassing is.

2. Betreffende die toepassing van hierdie Ooreenkoms ter eniger tyd deur ‘n Kontrakterende Party, enige uitdrukking wat nie hierin omskryf is nie sal, tensy die konteks anders vereis, die betekenis dra wat dit andersins op daardie tydstip onder die wetgewing van daardie Party, en enige betekenis onder die toepaslike belastingwette van daardie Party sal voorrang geniet bo enige ander betekenis wat daartoe toegeskryf word onder ander wette van daardie Party.

ARTIKEL 5

UITRUIL VAN INLIGTING OP VERSOEK

1. Die bevoegde owerheid van die versoekte Party sal op versoek van die versoekende Party inligting verskaf vir die doeleindes in Artikel 1 genoem. Sodanige inligting sal uitgeruil word sonder inagneming daarvan of die gedrag wat ondersoek word ‘n misdryf sou uitmaak ingevolge die wette van die versoekte Party indien dit in die gebied van die versoekte Party sou plaasgevind het.

2. Indien die inligting in die besit van die bevoegde owerheid van die versoekte Party nie genoegsaam is om die Party in staat te stel om aan die versoek om inligting te voldoen nie, sal die versoekte Party alle toepaslike inligtingversamelingsmaatreëls gebruik om die verlangde inligting aan die versoekende Party te verskaf, ongeag of die versoekte Party sodanige inligting vir sy eie belastingdoeleindes nodig het.

3. Indien spesifiek deur die bevoegde owerheid van die versoekende Party versoek, sal die bevoegde owerheid van die versoekte Party inligting ingevolge hierdie Artikel verskaf, in soverre dit ingevolge sy landswette toelaatbaar is, in die vorm van verklarings van getuies en gewaarmerkte afskrifte van oorspronklike rekords.

4. Elke Kontrakterende Party sal seker maak dat sy bevoegde owerhede die magtiging het om op versoek, vir die doeleindes in Artikel 1 van hierdie ooreenkoms uiteengesit, kan bekom en kan verskaf:

- (a) inligting deur banke gehou, ander finansiële instansies, en enige persoon wat namens ‘n agentskap of fidusiêre hoedanigheid optree, insluitend benoemdes en trustees;

- (b) inligting in verband met die eienaarskap van maatskappye, vennootskappe, trusts, stigtings, "Anstalten" en ander persone, insluitend, binne die beperkinge van Artikel 2, inligting in verband met eienaarskap oor alle ander sodanige persone in 'n eienaarskapsketting; in die geval van trusts, inligting oor oprigters, trustees en begunstigdes; en in die geval van stigtings, inligting in verband met stigters, lede van die stigtingsraad en begunstigdes. Voorts skep hierdie ooreenkoms nie 'n verpligting aan die Kontrakterende Partye om eienaarskap inligting te verkry of te verskaf met betrekking tot openbare verhandelde maatskappye of openbare kollektiewe beleggingsfondse of skemas nie, tensy sodanige inligting verkry kan word sonder dat dit tot buitensporige moeisaamheid aanleiding gee.

5. Die bevoegde owerheid van die versoekende Party sal die volgende inligting verskaf aan die bevoegde owerheid van die versoekte Party wanneer 'n versoek om inligting ingevolge hierdie Ooreenkoms gerig word, om die voorsienbare toepaslikheid van die inligting tot die versoek te staaf:

- (a) die identiteit van die persoon wat ondersoek word;
- (b) die tydperk waarvoor die inligting versoek word;
- (c) 'n verklaring van die inligting wat versoek word, insluitend die aard daarvan en die formaat waarin die versoekende Party verkies om die inligting van die versoekte Party te ontvang;
- (d) die belastingdoeleinde waarvoor die inligting versoek word;
- (e) redes waarom geglo word dat die verlangde inligting aanwesig is by die versoekte Party of in die besit of beheer is van 'n persoon binne die jurisdiksie van die versoekte Party;
- (f) in soverre dit bekend is, die naam en adres van enige persoon wat vermoedelik in die besit of beheer is van die verlangde inligting;
- (g) 'n verklaring dat die versoek ooreenkomstig die wette en administratiewe praktyke van die versoekende Party is, sodat indien die verlangde inligting binne die jurisdiksie van die versoekende Party was, die versoekende Party die inligting sou kon bekom ingevolge die wette van die versoekende Party of in die gewone loop van administratiewe praktyk en dat dit in ooreenstemming met hierdie Ooreenkoms is;
- (h) 'n verklaring dat die versoekende Party alle moontlike metodes tot sy beskikking in sy eie gebied nagevolg het om die inligting te bekom, behalwe die wat tot buitensporige moeisaamheid sou lei.

6. Die bevoegde owerheid van die versoekte Party sal die verlangde inligting so spoedig moontlik aan die versoekende Party stuur. Om 'n spoedige reaksie te verseker, sal die bevoegde owerheid van die versoekte Party:

- (a) Skriftelik ontvangs van die versoek aan die bevoegde owerheid van die versoekende Party bevestig en die bevoegde owerheid van die versoekende Party binne 60 dae van ontvangs van die versoek in kennis stel van enige tekortkominge in die versoek, indien van toepassing.

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- (b) Indien die bevoegde owerheid van die versoekte Party nie die inligting binne 90 dae van ontvangs van versoek kon verkry of verskaf nie, insluitend indien dit struikelblokke teëkom in die verskaf van die inligting of indien dit weier om die inligting te verskaf, sal dit onmiddelik die versoekende Party inlig en die rede vir sy onvermoë, die aard van die struikelblokke of die rede vir sy weiering verduidelik.

ARTIKEL 6

BELASTING ONDERSOEKE IN DIE BUITELAND

1. 'n Kontrakterende Party mag verteenwoordigers van die bevoegde owerheid van die ander Kontrakterende Party toelaat om die gebied van die eersgenoemde Party te betree, in soverre dit toelaatbaar is ingevolge sy landswette, om onderhoude met individue te voer en rekords te ondersoek met vooraf skriftelike toestemming van die betrokke persone. Die bevoegde owerheid van die naasgenoemde Party sal die bevoegde owerheid van die eersgenoemde Party in kennis stel van die tyd en plek van die voorgenome ontmoeting met die betrokke individue.

2. Met versoek van die bevoegde owerheid van een Kontrakterende Party, mag die bevoegde owerheid van die ander Kontrakterende Party, verteenwoordigers van die bevoegde owerheid van die eersgenoemde Party toelaat om teenwoordig te wees gedurende die toepaslike deel van 'n belastingondersoek van die naasgenoemde Party.

3. Indien die versoek na verwys in paragraaf 2 toegestaan word, sal die bevoegde owerheid van die Kontrakterende Party wat die ondersoek las, so gou moontlik die bevoegde owerheid van die ander Party in kennis stel van die tyd en plek van die ondersoek, die owerheid of amptenaar wat gemagdig is om die ondersoek uit te voer en die prosedures en voorwaardes deur die eersgenoemde Party vereis vir die uitvoer van die ondersoek. Alle besluite in verband met die uitvoer van die ondersoek sal deur die Party wat die ondersoek lei gemaak word.

ARTIKEL 7

MOONTLIKHEID VAN WEIERING VAN 'N VERSOEK

1. Die versoekte Party sal nie verplig wees om inligting te bekom of te verskaf wat die versoekende Party nie ingevolge sy eie wette sou kon bekom vir die doelwitte van administrasie of die afdwing van sy eie belastingwette nie. Die bevoegde owerheid van die versoekte Party mag weier om bystand te verleen indien die versoek nie ooreenkomstig hierdie Ooreenkoms gemaak is nie.

2. Die bepalinge van hierdie Ooreenkoms sal nie 'n Kontrakterende Party die verpligting oplê om inligting te verskaf wat enige handels-, sake-, nywerheids-, kommersiële- of beroepsgeheim of handelsproses sal blootlê nie. Nieteenstaande die voorafgaande, inligting van die aard na verwys in Artikel 5, paragraaf 4 sal nie as sodanige geheim of handelsproses hanteer word nie, omdat dit voldoen aan die kriteria van daardie paragraaf.

3. Die bepalings van hierdie Ooreenkoms sal nie 'n Kontrakterende Party die verpligting oplê om inligting te bekom of te verskaf wat vertroulike kommunikasies tussen 'n kliënt en 'n gevolmagdigde, 'n prokureur of enige ander erkende regsverteenvoerder sal blootlê nie, waar sodanige kommunikasies:

- (a) geskep is met die doelwit om regsadvies te werf of te verskaf of
- (b) geskep is met die doelwit om in bestaande of voorgenome regsprosedures gebruik te word.

4. Die versoekte Party kan 'n versoek om inligting weier indien die openbaarmaking van die inligting teenstrydig sou wees met openbare beleid (ordre public).

5. 'n Versoek om inligting mag nie geweier word op grond daarvan dat die belastingeis wat tot die versoek aanleiding gee, gedisputeer word nie.

6. Die versoekte Party kan 'n versoek om inligting weier indien die inligting deur die versoekende Party versoek word om 'n bepaling van die belastingwet te administreer of af te dwing, of enige vereiste daarmee verbind, wat teen 'n burger of inwoner van die versoekte Party diskrimineer vergeleke met 'n burger of inwoner van die versoekende Party onder dieselfde omstandighede.

ARTIKEL 8

VERTROULIKHEID

Alle inligting verskaf aan of ontvang deur die bevoegde owerhede van die Kontrakterende Partye ingevolge hierdie Ooreenkoms, sal as vertroulik hanteer word. Sodanige inligting mag slegs bekend gemaak word aan persone of owerhede (insluitend howe en administratiewe liggame) in die jurisdiksie van die Kontrakterende Party bemoeid met die aanslaan of insameling van , die afdwing of vervolging met betrekking tot, of die beslissing van appèlle in verband met, die belastinge in hierdie Ooreenkoms benoem. Sodanige persone of owerhede sal sodanige inligting slegs vir sodanige doeleindes gebruik. Hulle mag die inligting openbaar maak in openbare hofverrigtinge of in regsbesluite. Die inligting mag nie aan enige ander persoon of entiteit of owerheid of enige ander jurisdiksie bekend gemaak word sonder die uitdruklike skriftelike toestemming van die bevoegde owerheid van die ander Kontrakterende Party nie.

ARTIKEL 9

KOSTE

Tensy die bevoegde owerhede van die Kontrakterende Partye anders ooreenkom, sal gewone koste wat met die verlening van bystand aangegaan word, deur die versoekte Party gedra word, en buitengewone koste wat met die verlening van bystand aangegaan word (ook billike koste van skakeling met eksterne raadgevers in verband met litigasie of andersins) deur die versoekende Party gedra word. Op versoek van enige van die Kontrakterende State, sal die bevoegde owerhede beraadslaag soos benodig met betrekking tot hierdie Artikel, en in besonder sal die bevoegde owerheid van die versoekte Party vooraf met die bevoegde owerheid van die versoekende Party beraadslaag indien die koste verbonde aan die verskaffing van inligting met betrekking tot 'n spesifieke versoek, na verwagting beduidend sal wees.

ARTIKEL 10**WETGEWING VIR IMPLEMENTERING**

Die Kontrakterende Partye sal enige wetgewing orden soos nodig om te voldoen aan, en om ten uitvoering te bring, die bepalinge van hierdie Ooreenkoms.

ARTIKEL 11**PROSEDURE VIR ONDERLINGE OOREENKOMS**

1. Waar probleme of twyfel ontstaan tussen die Partye aangaande die implementering of interpretering van hierdie Ooreenkoms, sal die bevoegde owerhede hulle beste pogings aanwend om die aangeleentheid op te los deur onderlinge ooreenkoms.

2. Bykomend tot die ooreenstemmings na verwys in paragraaf 1, kan die bevoegde owerhede van die Kontrakterende Partye onderling ooreenkoms aangaande die prosedures wat ingevolge Artikels 5 en 6 gebruik moet word.

3. Die bevoegde owerhede van die Kontrakterende Partye kan regstreeks met mekaar kommunikeer vir die doeleindes van die bereik van 'n ooreenkoms ingevolge hierdie Artikel.

4. Die Kontrakterende Partye kan ook ooreenkoms oor ander metodes van geskilbeslegting, indien dit nodig sou wees.

ARTIKEL 12**INWERKINGTREDING**

1. Elk van die Kontrakterende Partye sal die ander skriftelik in kennis stel van die afhandeling van die prosedures, soos deur sy wetgewing vereis, vir die inwerkingtreding van hierdie Ooreenkoms.

2. Hierdie Ooreenkoms sal in werking tree op die dertigste dag na die ontvangs van die laaste van hierdie kennisgewings en sal daarmee van krag wees:

- (a) vir strafregtelike belastingaangeleenthede op daardie datum;
- (b) vir alle ander aangeleenthede genoem in Artikel 1, vir belasbare tydperke wat begin op of na die eerste dag van Januarie van die jaar na die datum waarop hierdie Ooreenkoms in werking tree of in die geval waar geen belastingtydperk van toepassing is nie, alle belastingheffings op of na die eerste dag van Januarie van die jaar na die datum waarop hierdie Ooreenkoms in werking tree.

ARTIKEL 13**BEËINDIGING**

1. Hierdie Ooreenkoms sal van krag bly totdat dit deur enige van die Kontrakterende Partye beëindig word.

2. Enige Kontrakterende Party mag hierdie Ooreenkoms beëindig deur 'n kennisgewing van beëindiging uit te reik aan die ander Kontrakterende Party deur diplomatiese kanale.

3. Sodanige beëindiging sal van krag word op die eerste dag van die maand na die verval van 'n tydperk van ses maande na die datum van ontvangs van die kennisgewing van beëindiging deur die ander Kontrakterende Party. Alle versoeke, wat tot en met die datum wat die beëindig van krag word, ontvang word, sal hanteer word ooreenkomstig die bepalings van hierdie Ooreenkoms.

4. Indien die Ooreenkoms beëindig is, sal die Kontrakterende Partye gebind bly tot die bepalings in Artikel 8 met betrekking tot enige inligting deur hierdie Ooreenkoms bekom.

IN GETUIENIS WAARVAN die ondergetekendes, behoorlik daartoe gemagtig deur hul onderskeie Regerings, hierdie Ooreenkoms geteken en geseël het in twee oorspronklikes in die Engelse taal, waarvan beide tekste ewe outentiek is.

GETEKEN te Basseterre op hierdie 7^{de} dag van April in die jaar 2015.

**VIR DIE REGERING VAN DIE
REPUBLIC VAN SUID-AFRIKA**

**VIR DIE REGERING VAN
SAINT CHRISTOPHER
(SAINT KITTS) EN NEVIS**

GENERAL NOTICES • ALGEMENE KENNISGEWINGS

DEPARTMENT OF COMMUNICATIONS

NOTICE 79 OF 2017

FILM AND PUBLICATION BOARD

FILMS AND PUBLICATIONS ACT, 1996

The Film and Publication Board has, in terms of section 18(4)(a)(ii) of the *Films and Publications Act, 1996*, as amended, classified the films listed below X18 – RESTRICTED TO ADULTS ONLY.

The films contain scenes of explicit sexual conduct and may be distributed only by a holder of a licence to conduct the business of adult premises, issued by a licensing authority in terms of Item 2(h) of the *Business Act, No. 71 of 1991*, registered with the Film and Publication Board, subject to the conditions set out in section 24(2) of the *Films and Publications Act*.

DATE	TITLE	DISTRIBUTOR
25/14/2016	CORPORATE BANDING	LUVLAND ADULT ENTERTAINMENT
25/14/2016	TEASE	LUVLAND ADULT ENTERTAINMENT
25/14/2016	THE INVITATION	LUVLAND ADULT ENTERTAINMENT
25/14/2016	DELILAH'S TOP TIPS	LUVLAND ADULT ENTERTAINMENT
20/05/2016	EXCHANGE STUDENT # 2	AUDULT WORLD
20/05/2016	SHADE X	AUDULT WORLD
20/05/2016	DADDY'S HOME # 3	AUDULT WORLD
20/05/2016	ROMANCE X	AUDULT WORLD
28/06/2016	SWALLOW ME WHOLE	AUDULT WORLD
28/06/2016	THE NAUGHTY CHEERLEADERS CLUB # 4	AUDULT WORLD
28/06/2016	ANGELIC BLACK ASSES # 2	AUDULT WORLD
28/06/2016	SEDUCED BY THE BOSS'S WIFE	AUDULT WORLD
17/06/2016	ANGELIC BLACK ASSES # 2	AUDULT WORLD
17/06/2016	THE NAUGHTY CHEERLEADERS CLUB # 4	AUDULT WORLD
17/06/2016	SEDUCED BY THE BOSS WIFE	AUDULT WORLD
17/06/2016	SWALLOW ME WHOLE	AUDULT WORLD
05/08/2016	SHADE X 2	AUDULT WORLD
05/08/2016	CREAM PIES	AUDULT WORLD
28/10/2016	BALL CONTROL	LUVLAND ADULT ENTERTAINMENT
28/10/2016	PRIVATE THOUGHTS	LUVLAND ADULT ENTERTAINMENT

ELECTORAL COMMISSION
NOTICE 80 OF 2017
MUNICIPAL BY-ELECTIONS – 1 March 2017
OFFICIAL LIST OF VOTING STATIONS

The Electoral Commission hereby gives notice in terms of section 19(5) and 22(1) of the Local Government: Municipal Electoral Act, 2000 (Act 27 of 2000), that copies of a list containing the address of each voting station as well as the route, including the locations and estimated times of each mobile voting station, will be available for inspection during office hours at:

- The office of the relevant Municipal Electoral Officer for each municipality where a By-Election is to take place, as listed below;
- The office of the relevant Provincial Electoral Officer at the designated venues listed below;
- The Head Office of the Commission at Election House, Riverside Office Park, 1303 Heuwel Avenue, Centurion.

By-Elections will take place in the following municipal wards:

- Eastern Cape - EC443 - Mbizana - Ward 24403016
- Free State - MAN - Mangaung - Ward 49400039

The municipal venues designated for the inspection of the lists are:

Municipality	MEO Name	Address
EC443 - Mbizana	Z S Jojimali	Treadway Store 79 Main Street Bizana
MAN - Mangaung	K S Rapulungoane	City Hall Building 1 st Floor Room 42 President Brand Street Bloemfontein

The provincial venues designated for the inspection of the lists are:

Eastern Cape	Provincial Office of the Electoral Commission	14 Ganteaume Crescent Quigney East London
Free State	Provincial Office of the Electoral Commission	161 Zastron Street NRE House First Floor Bloemfontein

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT
NOTICE 81 OF 2017



NATIONAL FORUM
ON THE LEGAL PROFESSION

National Office,
Pretoria, South Africa

CODE OF CONDUCT FOR LEGAL PRACTITIONERS, CANDIDATE LEGAL PRACTITIONERS AND JURISTIC ENTITIES

This Code of Conduct is published in terms of section 97(1)(b) of the Legal Practice Act 28 of 2014, published in Government Gazette no 38022 of 22 September 2014 ("the Act").

The Code of Conduct is not in force yet, but will apply to all legal practitioners (attorneys and advocates) as well as all candidate legal practitioners and juristic entities as defined, when the Act comes into operation in terms of section 120(4) thereof.

The Act signals the establishment of a single unified statutory Legal Practice Council to regulate the affairs of all legal practitioners, candidate legal practitioners and juristic entities, for the first time in the history of South Africa.

The Code of Conduct sets standards of conduct which can be enforced by the Legal Practice Council. It consists of the following parts:

- I. Definitions
- II. General provisions
- III. Conduct of attorneys
- IV. Conduct of advocates contemplated in section 34(2)(a)(i) of the Act
- V. Conduct of advocates contemplated in section 34(2)(a)(ii) of the Act
- VI. Conduct of legal practitioners and candidate legal practitioners in relation to appearances in court and before tribunals.
- VII. Conduct of legal practitioners not in private practice

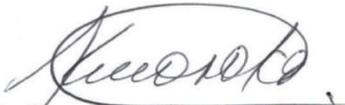
The Code of Conduct was drafted and approved by the National Forum on the Legal Profession, a transitional body established in terms of Chapter 10 of the Act. The National Forum consists of representatives of various organisations representing attorneys, advocates as well as persons nominated by teachers of law, Legal Aid South Africa, the Attorney's Fidelity Fund and by the Minister of Justice and Correctional Services. Various stakeholders were consulted in the drafting process.

Once the Code of Conduct is in force, failure to adhere thereto will constitute misconduct and transgressors will be subject to disciplinary measures in terms of the rules and procedures to be determined by the Council in terms of section 38 of the Act.

Adv. K.D Moroka SC - Chairperson • Mr M Boqwana - Deputy Chairperson • Ms C Mhlungu - Executive Officer

The National Forum is confident that the Code of Conduct will contribute towards achieving the objectives of the Act, namely the transformation and restructuring of the legal profession which will embrace the values underpinning the Constitution and upholding the rule of law, promote access to justice, legal services and the profession and enhancing and maintaining the integrity, status and independence of the legal profession. The Code of Conduct should assist in the regulation of all legal practitioners, candidate legal practitioners and juristic entities in pursuit of the goals of an accountable, efficient and independent legal profession, the protection and promotion of the public interests, the provision of a fair, effective, efficient and transparent procedure for the resolution of complaints against legal practitioners, candidate legal practitioners and juristic entities, the creation of a framework for development and maintenance of appropriate professional and ethical norms and standards for the rendering of legal services by legal practitioners, candidate legal practitioners and juristic entities.

Signed at Pretoria on this day _____ of January 2017



Adv. Kgomotso Moroka SC

Chairperson: National Forum for the Legal Profession.

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NATIONAL FORUM ON THE LEGAL PROFESSION

National Office,
Pretoria, South Africa

National Forum on the Legal Profession

Code of Conduct

made under the authority of section 97(1)(b) of the Legal Practice Act, 28 of 2014

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PART I

Definitions

1. In this code, unless the context otherwise indicates:
 - 1.1 "**the Act**" means the Legal Practice Act, 28 of 2014;
 - 1.2 "**advocate**" means a legal practitioner who is admitted and enrolled as such under the Act;
 - 1.3 "**attorney**" means a legal practitioner who is admitted and enrolled as such under the Act;
 - 1.4 "**branch office**" means an office at or from which the firm practises, but which is not a main office;
 - 1.5 "**candidate attorney**" means a person undergoing practical vocational training with a view to being admitted and enrolled as an attorney;
 - 1.6 "**candidate legal practitioner**" means a person undergoing practical vocational training, either as a candidate attorney or as a pupil;
 - 1.7 "**code of conduct**" or "**code**" means this code setting out rules and standards relating to ethics, conduct and practice for legal practitioners, candidate legal practitioners and juristic entities and its enforcement through the Council and its structures;
 - 1.8 "**conveyancer**" means any practising attorney who is admitted and enrolled to practice as a conveyancer in terms of the Act;
 - 1.9 "**Council**" means the South African Legal Practice Council established in terms of section 4 of the Act;
 - 1.10 "**court**" means any court in the Republic as defined in section 166 of the Constitution of the Republic;
 - 1.11 "**disciplinary body**" means -
 - 1.11.1 an investigating committee;
 - 1.11.2 a disciplinary committee; or
 - 1.11.3 an appeal tribunal,

as the case may be;

1.12 **"Fidelity Fund Certificate"** means the certificate referred to in section 85 of the Act;

1.13 **"firm"** means -

1.13.1 a partnership of attorneys;

1.13.2 an attorney practising for his or her own account; or

1.13.3 a juristic entity

who or which in each case conducts the practice of an attorney;

1.14 **"Fund"** means the Legal Practitioners' Fidelity Fund referred to in Section 53 of the Act;

1.15 **"High Court"** means the High Court of South Africa established by section 6 of the Superior Courts Act, 10 of 2013 or, if the context indicates otherwise, the Division thereof having jurisdiction;

1.16 **"juristic entity"** means a commercial juristic entity established to conduct a legal practice as an attorney, as contemplated in section 34(7) of the Act and a limited liability legal practice as contemplated in section 34(9) of the Act;

1.17 **"legal practitioner"** means an advocate or attorney admitted and enrolled as such in terms of sections 24 and 30 respectively of the Act;

1.18 **"main office"** means the premises at and from which the practice of a firm is as a whole administered and controlled, including such premises in two or more buildings situated in sufficiently close proximity to one another to allow the administration of that practice as a single composite entity, and includes premises declared or determined as such in terms of accounting rules 50.2 or 50.5 as the case may be;

1.19 **"Minister"** means the Minister of Justice and Constitutional Development;

1.20 **"notary"** means any practising attorney who is admitted and enrolled to practise as a notary in terms of this Act;

1.21 **"PCSA"** means a Provincial Council sub-committee, established under section 23(7) of the Act, comprising only advocates to deal with matters relating exclusively to the advocates' profession;

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- 1.22 **"principal place of practice"** means the place at which the main office of a firm is situated, notwithstanding that any member of the firm may habitually or temporarily practise at or from a branch office; provided that the principal place of practice of a member of the firm who is a member of more than one firm, or who is the proprietor of one firm and a member of another firm or other firms shall be deemed to be the place of the main office of that firm which has its main office closest to his residential address;
- 1.23 **"private practice"** means the practice of a legal practitioner who places legal services at the disposal of the public for reward and is actively engaged in the profession either as an attorney or as an advocate, or the practice of a legal practitioner as contemplated in sections 34(5)(c), (d) or (e) or section 34(6)(b), (c) or (d), and **"practise"** has a corresponding meaning; and for purposes of this definition -
- 1.23.1 attorneys referred to in sections 34(5)(c), (d) and (e) of the Act will be regarded as being attorneys in private practice;
- 1.23.2 advocates referred to in sections 34(6)(b), (c) and (d) will be regarded as being advocates in private practice;
- 1.24 **"pupil"** means a person undergoing practical vocational training with a view to being admitted and enrolled as an advocate;
- 1.25 **"Republic"** means the Republic of South Africa;
- 1.26 **"roll"** means the roll of legal practitioners referred to in section 30(3) of the Act;
- 1.27 **"rules"** means the rules made in terms of the Act;
- 1.28 **"trust account practice"** means a practice conducted by -
- 1.28.1 one or more attorneys who are; or
- 1.28.2 an advocate referred to in section 34(2)(b) of the Act who is,

in terms of the Act, required to hold a Fidelity Fund certificate.
- 1.29 Words or expressions referred to in this code which are not defined shall bear the respective meanings assigned to them by section 1 of the Act.

PART II**Code of Conduct: general provisions**

2. The provisions of Part II of the code shall apply to, and be observed by, all legal practitioners, candidate legal practitioners and juristic entities including, where the context requires, legal practitioners who are not in private practice.
3. Legal practitioners, candidate legal practitioners and juristic entities shall -
 - 3.1 maintain the highest standards of honesty and integrity;
 - 3.2 uphold the Constitution of the Republic and the principles and values enshrined therein, and without limiting the generality of these principles and values, shall not, in the course of his or her or its practice or business activities, discriminate against any person on any grounds prohibited in the Constitution;
 - 3.3 treat the interests of their clients as paramount, provided that their conduct shall be subject always to:
 - 3.3.1 their duty to the court;
 - 3.3.2 the interests of justice;
 - 3.3.3 the observation of the law; and
 - 3.3.4 the maintenance of the ethical standards prescribed by this code, any other code of ethics applicable to them and any ethical standards generally recognised by the profession;
 - 3.4 honour any undertaking given by them in the course of their business or practice, unless prohibited by law;
 - 3.5 refrain from doing anything in a manner prohibited by law or by the code of conduct of the profession which places or could place them in a position in which a client's interests conflict with their own or those of other clients;
 - 3.6 maintain legal practitioner/client privilege and confidentiality regarding the affairs of present or former clients or employers, according to law;
 - 3.7 respect the freedom of clients to be represented by a legal practitioner of their choice;

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- 3.8 account faithfully, accurately and timeously for any of their clients' money which comes into their possession, keep such money separate from their own money, and retain such money for so long only as is strictly necessary;
- 3.9 retain the independence necessary to enable them to give their clients or employers unbiased advice;
- 3.10 advise their clients at the earliest possible opportunity on the likely success of such clients' cases and not generate unnecessary work, nor involve their clients in unnecessary expense;
- 3.11 use their best efforts to carry out work in a competent and timely manner and not take on work which they do not reasonably believe they will be able to carry out in that manner;
- 3.12 be entitled to a reasonable fee for their work, provided that no member shall fail or refuse to carry out, or continue, a mandate on the ground of non-payment of fees and disbursements (or the provision of advance cover therefor) if demand for such payment or provision is made at an unreasonable time or in an unreasonable manner;
- 3.13 remain reasonably abreast of developments in the law and legal practice in the fields in which they practise;
- 3.14 behave towards their colleagues, whether in private practice or otherwise, including any legal practitioner from a foreign jurisdiction, and towards members of the public, with integrity, fairness and respect and without unfair discrimination, and shall avoid any behaviour which is insulting or demeaning;
- 3.15 refrain from doing anything which could or might bring the legal profession into disrepute;
- 3.16 unless exempted therefrom, pay promptly to the Council or any organ of the Council, or to the Fund, all amounts which are legally due or payable in respect of fees, charges, levies, subscriptions, penalties, fines or any other amounts of whatsoever nature levied on legal practitioners, candidate legal practitioners or juristic entities in terms of any powers arising under the Act or the rules;
- 3.17 comply with the provisions of this code and any other code applicable to them and with those of the rules with which it is their duty to comply.

PART III**Conduct of Attorneys**

4.1 Unless otherwise stated or unless the context indicates otherwise, Part III of this code applies only to attorneys, candidate attorneys and juristic entities who are in private practice (all of whom, for purposes of this code, and unless the context otherwise requires, being referred to as "attorneys"). If Part III of this code conflicts with the provisions of Part II then the provisions of Part II will prevail and take precedence over the provisions of Part III.

Approaches and publicity

4.2 For purposes of Part III of this code:

4.2.1 "publicity" shall include any direct or indirect reference to an attorney or firm, published or disseminated by any written, pictorial or oral means, in any medium (including electronic and social media), irrespective of whether such publicity or reference:

4.2.1.1 is made in connection with any sponsorship, patronage, welfare activity, other similar benevolent purpose or support in any cause; or

4.2.1.2 is made, or is paid for, at the instance, or with the knowledge or consent, of the attorney or firm; or

4.2.1.3 appears, or is contained, in any editorial, advertorial or advertisement

and "publicise" has a corresponding meaning.

4.3 Attorneys shall ensure that all written and oral approaches (including letterheads) to clients, or potential clients, and all publicity, including the offering of services by publicity, made or published by or on behalf of an attorney:

4.3.1 are made in a manner which does not bring the attorneys' profession into disrepute;

4.3.2 are not offensive, inappropriate or made for the purpose of procuring work in respect of which another attorney has already received instructions;

4.3.3 do not misrepresent the nature of the service offered;

4.3.4 accord in every respect with the requirements of this rule;

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- 4.3.5 do not misrepresent, disparage, compare, criticise the quality of or claim to be superior to, the service provided by any other legal practitioner, whether or not such other legal practitioner is identified therein;
- 4.3.6 do not refer to a client by name in any publicity or advertisement published by or on behalf of an attorney unless:
- 4.3.6.1 the prior written consent of the client had been obtained; or
- 4.3.6.2 the advertisement relates solely to the sale or letting of a client's property.
- 4.4 Attorneys' responsibilities set out in paragraph 4.3 cannot be delegated. Where an attorney or a firm becomes aware of publicity referring to him or her or it which is in conflict with or infringes this paragraph 4, he or she or it shall immediately take appropriate steps reasonably necessary to have the publicity rectified or withdrawn and to publish the rectification in the same medium or media as that in which the conflicting or infringing publicity appeared.

Specialisation and expertise

5. Attorneys may, on the basis of specialised qualifications or experience -
- 5.1 advertise or hold themselves out as being specialists or as offering specialist services, provided that if an attorney claims specialisation or expertise in any branch of the law, the Council may:
- 5.1.1 require the attorney to show good cause by a specified date why he or she should not be ordered by the Council to cease to hold himself or herself out as a specialist or as expert in any particular branch of the law;
- 5.1.2 order the attorney to cease holding himself or herself out as a specialist or expert in the branch of the law concerned if it is the opinion of the Council that the attorney's claim is not justified; and
- 5.1.3 declare that such order shall serve as notice in terms of the rules relating to disciplinary procedures without in any way limiting the Council's powers in terms of those rules;
- 5.2 be accorded senior attorney status in accordance with procedures prescribed by the Council.

Sharing of fees

- 6.1 An attorney or a firm shall not, directly or indirectly, enter into any express or tacit agreement, arrangement or scheme of operation or any partnership (express, tacit or implied), the result or potential result whereof is to secure for him or her or it the benefit of professional work, solicited by a person who is not an attorney, for reward, whether in money or in kind; but this prohibition shall not in any way limit *bona fide* and proper marketing activities by full time employees of the attorney or firm.
- 6.2 An attorney shall furnish the Council with an affidavit, within seven days of request therefor, explaining the presence and function or position of an employee and manner or form of remuneration earned by such employee, or containing similar information relating to any person who is not an attorney who is apparently associated with the attorney's practice or who is continuously or repeatedly in, at or about the attorney's office.
- 6.3 An attorney may not hold himself or herself out as practising as an attorney while in the employ of a person who is not an attorney otherwise than as permitted in terms of section 34 of the Act.

Sharing of offices

7. An attorney, other than an attorney referred to in sections 34(5) (c), (d) and (e) of the Act may not, without the prior written consent of the Council, share offices with a person who is not an attorney or an employee of an attorney.

Payment of commission

8. An attorney or firm may not effect payment, directly or indirectly, of agent's commission in advance of the date upon which such commission is due and payable, except out of funds provided by the person liable therefor and on the express authority of such person.

Naming of partners and practice

- 9.1 Subject to paragraph 9.4, an attorney shall disclose his or her name on any letterhead used for the practice and, in the case of -
- 9.1.1 a partnership, the names of all the partners; or
- 9.1.2 a juristic entity, the names of all directors.
- 9.2 An attorney who discloses in his or her letterhead or in other publications the name of any person employed by him or her or his or her firm in any capacity shall indicate

clearly whether or not such person is an attorney or his or her partner or fellow director; provided that, without prior written consent of the Council, such indication shall be made by using one or more of the following words and no others:

- 9.2.1 where such person is an attorney, "consultant", "associate", "professional assistant" or "assisted by";
- 9.2.2 where such person is not an attorney, "candidate attorney", or in the case of professionals in fields other than law, such professional status as may be appropriate, or in the case of management employees, the descriptive management title.
- 9.3 An attorney in private practice shall practise only under a style or name which -
- 9.3.1 is his or her own name or the name of a former proprietor of, or partner or director in, such practice if he or she practises without partners; or
- 9.3.2 contains the names of any or all of the present partners or directors or former partners or directors of or in such firm if he or she practises in partnership or as a juristic entity; or
- 9.3.3 is a derivative of the names referred to in paragraphs 9.3.1 or 9.3.2, or is the name of a national or international legal practice of which the attorney is an employee or with which the attorney or his or her firm is associated or of which he or she or his or her firm forms part, unless the Council in the particular circumstances prohibits the use of that name; or
- 9.3.4 the Council has first approved in writing, in the case of any other name.
- 9.4 Notwithstanding the provisions of paragraph 9.1, it will be sufficient compliance with that rule:
- 9.4.1 in the case of a partnership consisting of more than twenty partners, if the names of the senior partner and managing partner (and in the case of a branch office, the names of the senior partner of the partnership and the managing partner of the branch) are disclosed on the letterhead, provided the letterhead contains a note indicating the address at which the names of all the partners will be available for inspection;
- 9.4.2 in the case of a juristic entity, if the names of the directors are disclosed in the same manner as if the directors are partners in a partnership.

Replying to communications

10. An attorney -

- 10.1 shall within a reasonable time reply to all communications which require an answer unless there is good cause for refusing an answer;
- 10.2 shall respond timeously and fully to requests from the Council for information and/or documentation which he or she is able to provide;
- 10.3 shall comply timeously with directions from the Council.

Naming in deed of alienation

11. An attorney may not act in terms of a deed of alienation of immovable property in which the attorney's name or the name of the attorney's firm has been printed or duplicated as transferring attorney. This prohibition will not, however, apply if a separate written instruction is given to the attorney prior to the signature of the deed of alienation or to an agreement prepared by the attorney on instruction from the client.

Specific provisions relating to conduct of attorneys

12. An attorney shall -

- 12.1 refrain from accepting from any person directly or indirectly any sum of money which it is agreed or intended should be used as payment or part payment for services to be rendered or for disbursements to be made in the future in the event of any future act or omission forming the basis of any criminal charge against the person by or for whose benefit such payment was made;
- 12.2 issue and, on request, hand over or otherwise deliver to the person making payment, a receipt for any money received;
- 12.3 exercise proper control and supervision over his or her staff and offices;
- 12.4 not abandon his or her practice, or shall not close his or her practice, without previous notice to the Council and to his or her clients and without arranging with the clients for the dispatch of their business or the care of their property in his or her possession or under his or her control;
- 12.5 if he or she is practising as a sole practitioner, and intends to be absent from his or her practice for a period in excess of 30 consecutive days, give notice to the Council at least 14 days prior to his or her departure of the arrangements which he or she

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has made for the supervision of the practice during his or her absence. The attorney may, in the case of urgency only, give the Council a shorter period of notice. In the notice the attorney must inform the Council -

- 12.5.1 which other attorney will be supervising his or her practice;
- 12.5.2 the extent of the supervision which the other attorney will exercise;
- 12.5.3 what arrangements he or she has made for the payment of business and trust creditors; and
- 12.5.4 the reason for the late notice, if applicable.

This paragraph 12.5 applies also to attorneys who practise as partners or directors of a firm where all the partners or directors intend to be absent simultaneously from the firm for a period in excess of 30 consecutive days;

- 12.6 not overreach a client or overcharge the debtor of a client, or charge a fee which is unreasonably high, having regard to the circumstances of the matter;
- 12.7 submit an account for taxation or assessment, as the case may be, within a reasonable time after a request to do so by the Council, the client or the person purportedly liable for payment of the fee;
- 12.8 not act for or in association with any organisation or person, not being an attorney, whose business or part of whose business it is to solicit instructions for the attorney;
- 12.9 not buy instructions in matters from a third party and may not, directly or indirectly, pay or reward a third party, or give any other consideration for the referral of clients other than an allowance on fees to an attorney for the referral of work;
- 12.10 use the services of a third party (including services for the purpose of gathering evidence) only where the attorney has established a *bona fide* attorney and client relationship with the client, such that -
 - 12.10.1 the client is free to elect whether or not to use the services of the third party;
 - 12.10.2 the attorney takes proper instructions directly from the client; and
 - 12.10.3 the attorney is mandated to engage the third party at the client's cost

in which event the attorney may issue an instruction to a third party whom the attorney considers will be competent to do specific work, and the attorney may, on

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- the client's behalf, pay to the third party a fair and reasonable fee, consistent with the value of the work actually done by the third party;
- 12.11 when using the services of a third party, render an account to the client which discloses the payment to the third party as a disbursement;
- 12.12 not accept a mandate knowing there to be an existing mandate, or a freshly terminated mandate, given to another attorney without explaining to the client all the implications of his doing so, including in particular the cost implications; and in particular an attorney shall not accept a mandate in a matter taken on a contingency fee basis where he or she knew or ought reasonably to have known that there were no good grounds for the potential client to terminate the existing mandate;
- 12.13 perform professional work or work of a kind commonly performed by an attorney with such a degree of skill, care or attention, or of such a quality or standard, as may reasonably be expected of an attorney;
- 12.14 in any communication with another person on behalf of a client -
- 12.14.1 not represent to that person that anything is true which the attorney knows, or reasonably ought to know, or reasonably believes, is untrue; or
- 12.14.2 not make any statement that is calculated to mislead or intimidate that other person, and which materially exceeds the legitimate assertion of the rights or entitlement of the attorney's client; or
- 12.14.3 not threaten the institution of criminal proceedings against any other person in default of that person's satisfying a concurrent civil liability to the attorney's client; or
- 12.14.4 not demand the payment of any costs to the attorney in the absence of an existing liability therefor owed by the person to the attorney's client;
- 12.15 be in attendance, or immediately accessible, during a consultation with counsel or an attorney acting as counsel, or at court during the hearing of a matter (other than an unopposed application) in which he or she is the attorney of record, in person or through a partner or employee, being an attorney or a candidate attorney;
- 12.16 take all such steps as may be necessary from time to time to ensure compliance at all times as an accountable institution with the requirements of the Financial Intelligence Centre Act, 38 of 2001;

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- 12.17 pay timeously, in accordance with any contractual terms or, in the absence of contractual terms, in accordance with the standard terms of payment, the reasonable charges of any legal practitioner, whether an advocate or an attorney, whom he or she has instructed to provide legal services to or on behalf of a client; such liability shall extend to every partner of a firm or member of an incorporated practice, and if the firm is dissolved or the incorporated practice is wound up, liability shall remain with each partner or member, as the case may be, the one paying, the others to be absolved;
- 12.18 dress appropriately when appearing on behalf of a client in any court or before any tribunal, and will be required to robe in all superior or lower courts in the same manner as he or she would robe in the superior court;
- 12.19 not tout for professional work. An attorney will be regarded as being guilty of touting for professional work if he or she either personally or through the agency of another, procures or seeks to procure, or solicits for, professional work in an improper or unprofessional manner or by unfair or unethical means, all of which for purposes of this rule will include, but not be limited to -
- 12.19.1 the payment of money, or the offering of any financial reward or other inducement of any kind whatsoever, directly or indirectly, to any person in return for the referral of professional work; or
- 12.19.2 directly or indirectly participating in an arrangement or scheme of operation resulting in, or calculated to result in, the attorney's securing professional work solicited by a third party.

For purposes of this paragraph 12.19 "professional work", in addition to work which may by law or regulation promulgated under any law be performed only by an attorney, means such other work as is properly or commonly performed by or associated with the practice of an attorney.

Misconduct

13. Misconduct on the part of any attorney will include (without limiting the generality of these rules) -
- 13.1 a breach of the Act or of the code or of any of the rules, or a failure to comply with the Act or the code or any rule with which it is the attorney's duty to comply;
- 13.2 any conduct which would reasonably be considered as misconduct on the part of an attorney or which tends to bring the attorney's profession into disrepute

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provided that this code is not applicable to the private life of an attorney insofar as the activities in an attorney's private life do not impact on his or her practice as an attorney, or on the attorneys profession.

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PART IV**Conduct of advocates contemplated in section 34(2)(a)(i) of the Act****14. Preamble and Provincial Council sub-committee on advocates [PCSA]**

- 14.1 Part IV of this code is applicable to, and binding upon, every person who has been admitted and enrolled to practice as an advocate in South Africa and who is an independent practitioner of advocacy as contemplated in section 34 (2) (a) (i) of the Act, called in part IV of this code, 'counsel'.
- 14.2 Part IV of this code is applicable to the professional conduct of counsel.
- 14.3 This code is not applicable to the private lives of counsel insofar as the activities in their private life do not impact on either counsel's practice of advocacy or on the profession of advocacy.
- 14.4 This code is not exhaustive of the ethical professional responsibilities of counsel.
- 14.5 Counsel shall upon admission as an advocate immediately become acquainted with this code.
- 14.6 Counsel shall comply fully with Part IV of this code
- 14.7 Counsel who at any time are in doubt about the meaning or applicability of Part IV of this code shall promptly apply for a ruling from a PCSA having jurisdiction in respect of the area concerned.
- 14.8 Until the time of the establishment of the PCSA, its powers in these and all other respects set out in part IV of this code that fall to be exercised by the PCSA shall be exercised by the General Council of the Bar of the Society of Advocates of South Africa in respect of its members, or a society of advocates that currently exercises that jurisdiction and function in respect of its members (together "the PPCSA"), and until the establishment of the PCSA, references to the PCSA shall be a reference to the PPCSA.
- 14.9 Counsel shall report unprofessional conduct by other counsel to the PCSA in a manner as prescribed in the Professional Disciplinary Procedure.
- 14.10 The interpretation of Part IV of this code shall be effected purposively and aimed to give the fullest effect to the fundamental principles that shape, guide and express the essence of the profession of advocacy, which principles are that -

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- 14.10.1 counsel are independent practitioners of advocacy and agents of the rule of law, who resist any undue influence from anyone, whose specialised services are available to all persons, in particular indigent people, regardless of any disregard in which persons requiring the services of counsel may be held by anyone;
- 14.10.2 counsel uphold the highest standards of integrity, accountability and diligence in carrying out all of their professional responsibilities;
- 14.10.3 counsel understand that the profession of advocacy is primarily vocational and serves the public interest and accordingly acknowledge fiduciary duties towards the courts and to their clients and to all professional colleagues.

15. The nature of work undertaken by counsel

General Work

- 15.1 Counsel undertake to perform professional legal services for a reasonable reward.
- 15.2 There is no closed list of subject matter about which a brief may be accepted by counsel provided the brief does not require counsel to undertake work which is properly that of an attorney. In particular, counsel may accept a brief:
- 15.2.1 to give legal advice orally or in a written opinion;
- 15.2.2 to prepare any documents required for use in any court or arbitral or other adjudicative proceedings;
- 15.2.3 to prepare written argument and heads of argument;
- 15.2.4 to argue an application;
- 15.2.5 to argue an appeal;
- 15.2.6 to move an unopposed matter;
- 15.2.7 to appear in a trial or in an arbitration or in any other decision-making forum;
- 15.2.8 to negotiate on behalf of a client;
- 15.2.9 to settle a matter, whether on trial or otherwise;
- 15.2.10 to argue a matter on taxation before a taxing master;

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- 15.2.11 to make representations to the National Prosecution Authority about whether or not to charge a person with a criminal offence;
- 15.2.12 to undertake a criminal prosecution on behalf of the state or on behalf of a private prosecutor;
- 15.2.13 to preside as an arbitrator, or as the chair of a disciplinary enquiry, or as presiding officer in any other adversarial proceedings, or to conduct any inquisitorial proceedings;
- 15.2.14 to act as an expert or to act as a referee;
- 15.2.15 to act as a mediator or facilitator;
- 15.2.16 to conduct an investigation and furnish a report with recommendations as to facts found and to make recommendations as to future action;
- 15.2.17 to act as a curator *ad litem*;
- 15.2.18 to make representations to a statutory or voluntary body or any state official;
- 15.2.19 to act as a commissioner in an enquiry in terms of the company laws.

Counsel as prosecutor for the state

- 15.3 Whenever briefed on behalf of the state to conduct a prosecution, counsel shall comply with these rules of conduct and the rules of conduct applicable to prosecutors issued by the National Prosecution Authority, and in the event that any conflict might arise between the sets of rules, these rules of conduct shall prevail.

Acting judicial appointments

- 15.4 Counsel who accept appointments as acting judges shall adhere to the code of conduct applicable to judges.
- 15.5 Counsel shall, upon the acceptance of an acting judicial appointment, arrange their other professional commitments in such a manner that:
 - 15.5.1 priority is given to the performance and timeous completion of all judicial work;
 - 15.5.2 all reserved judgments are delivered, if not by the end of the period of appointment, within 90 days after judgment was reserved, unless exceptional circumstances exist that make such a period unreasonable.

16. Counsel's commitment to the practice of advocacy

- 16.1 Counsel shall, in general, devote themselves to the practice of advocacy and to this end shall not engage in any other occupation or activity which is likely to compromise counsel's ability diligently to perform the work on any briefs or to diminish counsel's standing within the profession of advocacy or adversely affect the reputation of the profession of advocacy itself.
- 16.2 Counsel shall not be involved in any way in any relationship or arrangement which resembles a partnership.

17. Independence of counsel: control over decisions

- 17.1 Counsel shall, in the advancement of the client's cause, resist any conduct calculated to deflect counsel from acting in the best interests of the client and to that end counsel shall be fearless in the conduct of the client's case, and shall not be deterred by the threat of or the prospects of adverse consequences to counsel or any other person.
- 17.2 Counsel shall unreservedly assert and defend the rights of the client and in particular in order to protect the client's liberty, to the best of counsel's ability and within lawful bounds.
- 17.3 Counsel shall upon acceptance of a brief exercise personal judgment over all aspects of the brief and shall not permit any person to dictate how the matter is to be conducted. If the decisions made or advice given by counsel are not acceptable to the instructing attorney or to the client, counsel must offer to surrender the brief, and if the instructing attorney elects to accept the surrender, counsel must forthwith withdraw.
- 17.4 Counsel shall not appear in any superior court in the absence of their instructing attorneys or instructing attorney's candidate attorneys, or other representatives, save as provided below.
- 17.5 Counsel may, when appearing in a matter before any court or tribunal of any kind, appear unaccompanied by their instructing attorney or the instructing attorney's representative, provided that the instructing attorney or a partner or employee of the instructing attorney (being an attorney or a candidate attorney) is accessible to counsel at all times.

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- 17.6 Counsel shall not bring about a binding settlement of any matter without an express and specific mandate by the instructing attorney as to the terms and conditions of an agreement of settlement.
- 17.7 Counsel shall ordinarily consult with instructing attorneys, clients and witnesses at the chambers of counsel, and to that end shall be obliged to keep chambers at a place suitable for the practice of an advocate.
- 17.8 In circumstances which reasonably indicate that consultations cannot conveniently be held at the chambers of counsel, counsel may exercise a discretion to consult at some other place appropriate to the circumstances, which places include the home of counsel or the offices of the instructing attorney or the offices of the client, provided that counsel in so doing guards against compromising counsel's independent status, which circumstances may include -
- 17.8.1 where the large volume of documents to be scrutinised cannot usefully be accommodated in counsel's chambers;
- 17.8.2 where the great number of witnesses to be interviewed make it more convenient to meet at the place where they can be conveniently assembled;
- 17.8.3 where the consultations are to be held after hours or on weekends;
- 17.8.4 where the persons to be interviewed are located in places distant from counsel's chambers;
- 17.8.5 where counsel is to appear in proceedings occurring in a place other than counsel's home centre.

18. **Acceptance of briefs and the cab-rank rule**

- 18.1 Counsel are at liberty to limit in what areas of practice, and in which courts, they wish to accept briefs and to appear, and thereupon profess to practise in such limited areas and courts. In the absence of expressly professing to practise in limited areas and in certain courts only, counsel shall be deemed to profess to practise in all areas of practice and in all courts.
- 18.2 Counsel shall not refuse to accept briefs in an area of practice in which they profess to practise or in a court which they profess to practise on the grounds that they disapprove of the client or of the client's opinions or alleged conduct or because of any disregard in which such person might be held.

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- 18.3 Counsel shall, unless they reasonably believe they are not professionally competent to do so, accept the offers of briefs to defend persons charged with criminal offences and shall resist any conduct designed to inhibit or discourage the acceptance of such a brief on any grounds, especially any disregard in which such accused person or the cause with which such accused person is associated, may be held by anyone.
- 18.4 Counsel may decline offers of briefs in matters in which they believe they are not competent to render professional services at the appropriate standard reasonably expected of a counsel in such matters or to discharge their duty of diligence, and when declining such offers counsel shall disclose those reasons to the instructing attorneys.
- 18.5 Counsel may decline the offer of a brief if agreement between counsel and the instructing attorney cannot be reached on the fee to be charged by counsel; provided that the fee proposed by counsel must satisfy the norm of the reasonable fee, as dealt with in paragraph 25 of the code.
- 18.6 Counsel may decline to accept a brief if a reasonable risk exists that counsel would be embarrassed thereby.
- 18.7 Counsel shall, once alerted to the fact that the court or other adjudicative body is to be presided over by a member of counsel's family, disclose that fact to the instructing attorney and to opposing counsel.
- 18.8 Counsel shall, once counsel is alerted to the fact that a family member or other person with a close personal relationship to counsel is opposing counsel or is an attorney in the opposing party's attorney's firm, notify the instructing attorney of such relationship.
- 18.9 Counsel may continue to act in any civil proceedings despite a family member or other person with a close personal relationship presiding over the matter, provided that none of the parties, having been informed thereof, raises an objection. Whenever an objection is raised counsel must either withdraw, or the parties must jointly request and procure the recusal of the presiding officer.
- 18.10 Counsel shall not in a criminal trial, whether acting for the state or the defence, appear before a court presided over by his or her family member or other person with a close personal relationship to counsel.
- 18.11 Counsel may refuse to accept a brief if:

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- 18.11.1 counsel is a senior counsel and considers that the nature of the brief and the work involved does not reasonably require the engagement of senior counsel;
- 18.11.2 the scale and duration of the work involved in undertaking the brief is such that counsel is apprehensive, on reasonable grounds, that commitment thereto would prejudice counsel's practice or other professional or personal commitments;
- 18.11.3 the instructing attorney is listed as being in default of paying fees due to another counsel (see paragraph 32 & 33 below), or is reasonably suspected by counsel of being unlikely to pay the fees due to counsel timeously or at all.

19. Acceptance of briefs: the referral rule

- 19.1 Counsel undertake to perform legal professional services in court-craft and knowledge of the law only upon the offer and acceptance of a brief.
- 19.2 Counsel shall accept a brief only from an attorney, and counsel shall not accept a brief directly from any other person or entity for either litigious or non-litigious work of any kind, save that counsel may accept a brief -
- 19.2.1 from a justice centre;
- 19.2.2 to perform professional services on brief from an attorney or legal practitioner in another country, including the equivalent of a state attorney or the attorney general or director of public prosecutions, without the intervention of a South African attorney;
- 19.3 Counsel who act as arbitrators or umpires shall do so only on receipt of a brief from the parties' attorneys, or on receipt of instructions from an arbitration body accredited by the Council or a Provincial Council.
- 19.4 Counsel shall receive fees charged only from or through the instructing who gave the brief to counsel, except where such attorney, for reasons of insolvency, or for any other reason, is unable to pay, in which circumstances, with leave from the Provincial Council, counsel may receive the fees due from another source in discharge of the indebtedness of the attorney.

20. Acceptance of briefs: implied undertaking of diligence

- 20.1 Counsel shall ordinarily only accept a brief given in writing or by email, but in circumstances of urgency counsel may accept an oral brief but must insist on

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receipt, as soon as practicable thereafter, of a written or emailed brief, failing which counsel shall in writing or by email confirm the terms of the oral brief.

20.2 Counsel shall, upon accepting a brief, not resile from the undertaking to fulfil the brief in order to attend to another brief offered later, except for good cause; which cause shall be deemed to be present under either of the following circumstances:

20.2.1 the interests of justice would otherwise be impaired;

20.2.2 the instructing attorneys of both the initially offered brief and of the later offered brief agree in writing to release counsel from the initially offered brief.

20.3 Counsel shall not pass on a brief to another counsel except on the express prior agreement of the instructing attorney.

20.4 Counsel shall personally attend to all of the work involved in the briefs accepted by them, save as undertaken by leading counsel and one or more junior counsel briefed together, and subject to the long-standing practice of employing a "devil" in terms of which counsel shall be entitled, by agreement with another counsel, to have that counsel undertake research work in a particular brief in return for a fee agreed between counsel, and paid by the counsel on brief, provided that this shall not be converted into a permanent arrangement akin to employment of one counsel by another.

20.5 Counsel, upon accepting a brief, tacitly undertake unconditionally to perform the necessary work to the best of their abilities, in keeping with counsels' seniority and relevant experience and:

20.5.1 counsel, upon acceptance of a trial brief, tacitly represent that they can properly commit themselves to remaining available throughout the period of the trial without compromising such commitment by reason of any prior commitments in other matters, regardless of whether such other matters have been set down at a time before or after the period estimated for the duration of the trial;

20.5.2 counsel, upon acceptance of a brief in any opposed application, tacitly represent that they can properly commit themselves to remaining available throughout the period during which that opposed application may be heard without compromising such commitment by reason of any prior commitments in other matters, regardless of whether such other matters have been set

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down at a time before or after the period during which the opposed application may be heard.

- 20.6 Counsel must decline the offer of a brief if their other commitments do not reasonably allow them to discharge their duty of diligence in the preparation of the brief. In particular, counsel shall not accept any brief if it is reasonably foreseeable that -
- 20.6.1 counsel shall be unable to attend to all of the necessary work within a reasonable time;
- 20.6.2 the risk exists that counsel might, because of a conflict of interest or any other reason, have to surrender the brief;
- 20.6.3 the failure to attend to the brief timeously or the surrender of the brief is likely to result in embarrassment, inconvenience or prejudice to the instructing attorney or the client or a fellow counsel who might be briefed thereafter, or to the court.
- 20.7 If, after counsel has accepted a brief in any matter, any circumstance arises that imperils the proper discharge of counsel's duty of diligence, counsel shall, once such eventuality is apparent, especially in respect of trial briefs, report such circumstances to the instructing attorney to facilitate timeous steps to inhibit prejudice to the client and facilitate a successor to be briefed in time to take over the brief.
- 20.8 Counsel shall not accept more than one brief on trial for the same day.
- 20.9 Counsel shall not, when briefed on trial on a given day, also accept a brief to appear in any other opposed matter, save an application for leave to appeal, provided such proceedings are arranged to ensure no interference with the matter in which counsel is briefed on trial.
- 20.10 Counsel may, on a day on which counsel is briefed on trial, accept a further brief as listed below only, provided that the performance of that further brief does not interfere with the conduct of the matter in which counsel is briefed on trial:
- 20.10.1 a brief to mention, at a roll call, a trial matter for postponement by agreement;
- 20.10.2 a brief to record, at the roll call, the fact of a settlement of a trial matter and submit a settlement agreement to be made an order of court;

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- 20.10.3 a brief to note a judgment in a matter in which counsel had been briefed to conduct the case;
- 20.10.4 a brief to attend to any matter during a period outside of court hours.
- 20.11 Counsel may, once released from any obligation to remain available in relation to a trial matter, accept any other brief for that period.
- 20.12 Counsel shall in appropriate circumstances expressly advise the client about the prospects of and availability of dispute resolution options other than litigation.
- 20.13 Counsel shall upon acceptance of a brief take reasonable steps to determine whether or not prescription might be imminent and if so deal with the matter to avoid that consequence.

21. Acceptance of briefs: *pro bono* and legal aid cases

- 21.1 Counsel shall not refuse to accept a *pro bono* brief in counsel's professed area of practice solely on the grounds that the brief is *pro bono*, except for good cause.
- 21.2 Counsel shall not refuse to accept a Legal Aid South Africa brief in counsel's professed area of practice solely on the grounds that the brief is offered by the Legal Aid South Africa, except for good cause.

22. Integrity in performance of professional services

- 22.1 Counsel shall take reasonable steps to avoid and prevent any reasonable suspicion arising that counsel's integrity is compromised in any respect.
- 22.2 Counsel shall not, in giving advice to a client, advise conduct that would contravene any law; more particularly, counsel shall not devise any scheme which involves the commission of any offence.
- 22.3 Counsel may give advice about whether any act, omission or course of conduct may contravene any law.
- 22.4 Counsel may give advice designed to limit or avoid liability for any taxation law, but shall not give advice about the evasion of the provisions of such a law.
- 22.5 Whenever counsel performs any act in a personal capacity, which is ostensibly of a professional nature, counsel shall not permit any confusion to exist on the part of any interested person about whether counsel acts in a personal or professional role or both.

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- 22.6 Whenever a client charged with an offence confesses at any time to counsel that the client is guilty of the offence, counsel must at once explain to that client that the future conduct of the matter shall be subject to these strictures:
- 22.6.1 counsel shall not assert or imply any fact, or permit the assertion or implication of any fact, which counsel knows to be untrue, nor shall counsel connive to substantiate a falsehood;
- 22.6.2 counsel shall not put forward any affirmative case inconsistent with the confession of the client;
- 22.6.3 counsel may argue that the evidence adduced to support the charge is insufficient to justify a conviction;
- 22.6.4 counsel may invoke or assert any point of law that might be of advantage to a resistance to a conviction;
- 22.6.5 the client may choose to retain counsel on the basis set out or choose to relieve counsel of the brief.
- 22.7 Counsel shall, when a client gives conflicting instructions, or attempts to retract earlier instructions, withdraw from the matter if continuing to act for the client would cause unavoidable embarrassment to counsel.
- 22.8 Counsel shall in the composition of pleadings and of affidavits rely upon the facts given to counsel by the instructing attorney or client and in so doing:
- 22.8.1 shall not gratuitously disparage, defame or otherwise use invective;
- 22.8.2 shall not recklessly make averments or allegations unsubstantiated by the information given to counsel.
- 22.9 Counsel who is briefed to prepare a document articulating the reasons relied upon by any entity or person whose decision is being reviewed or subjected to administrative appeal, must scrupulously express the reasons, as instructed, and must not distort their meaning by the manner of formulation or by the addition or subtraction of additional material.
- 22.10 Counsel shall, in giving any advice about the prospects of success in any matter, give a true account of counsel's opinion and shall not pander to a client's whims or desires. However, in any matter in which counsel's opinion is adverse to the prospects of success, counsel may upon client's insistence place before a court the

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client's case for the adjudicating officer to decide the matter and counsel shall advance that case as best as the circumstances allow.

22.11 Counsel shall not abuse their positions of influence over clients by undue pressure upon them to:

22.11.1 plead guilty or plead guilty to a lesser charge;

22.11.2 accept a settlement of a matter.

23. Advertising of counsel's services

Counsel may publish information about the professional work which they undertake and the areas of practice in which they profess a preference to practise or any specialised expertise. In this regard, any representation made by counsel, whether individually or in conjunction with other counsel, shall not compare any one or more counsel with any one or more other counsel, or be boastful, false, deceptive, sensationalist or vulgar or give rise to a risk that the profession of advocacy might be brought into disrepute or ridicule.

24. Continuing legal education

Counsel shall take reasonable steps to keep abreast of legal developments in the areas of practice in which they profess to practise, on their own initiative and by participation in the programmes that are organised and accredited by the Council or any other organ of the legal profession.

25. Counsel's fees

The norm of the reasonable fee

25.1 Counsel shall, in calculating a fee for services rendered or to be rendered, be mindful that the profession of advocacy is primarily vocational and exists to serve the public interest, and accordingly, shall charge only reasonable fees for all work undertaken.

25.2 Counsel shall calculate a reasonable fee by having regard to the following factors, none of which is determinative and all of which are simply guides to a fair calculation:

25.2.1 the time and labour required;

25.2.2 the customary charges by counsel of comparable standing for similar services;

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- 25.2.3 the novelty and difficulty of the issues involved;
- 25.2.4 the skill and expertise required to properly address the matter;
- 25.2.5 the amount at stake in the controversy;
- 25.2.6 the importance of the matter to the client.
- 25.3 Counsel shall, in calculating a fee, guard against both overvaluing and undervaluing the services to be rendered.
- 25.4 Counsel shall not, in calculating a fee, inflate the amount because the client is able to pay generously.
- 25.5 Counsel may, in calculating a fee, on the grounds of a client's lack of means to pay fees, charge the client an amount less than would otherwise be reasonable for the services rendered, or charge no fee at all.

26. **Agreements about fees**

- 26.1 If an attorney offers a brief to counsel which is already marked with a fee, counsel upon acceptance of the brief tacitly agrees to that fee; if counsel chooses to refuse the brief on those terms, counsel and the instructing attorney must expressly agree in writing or by email to a different fee, otherwise, if counsel performs the work mandated by the brief, the initial marked fee shall bind counsel.
- 26.2 Counsel shall upon accepting a brief, at the time of acceptance, stipulate to the instructing attorney the fee that will be charged for the service or the daily or hourly rate that shall be applied to computing a fee.
- 26.3 Counsel shall, in respect of every brief, expressly agree with the instructing attorney the fee to be charged, unless there is a tacit understanding between counsel and the instructing attorney about the fees or the rate of fees usually charged by counsel for the particular kind of work mandated by the brief.
- 26.4 Counsel who is briefed under circumstances of urgency which are such that an agreement on the fees to be charged cannot reasonably be concluded immediately when the brief is offered, must take reasonable steps to agree a fee as soon as possible thereafter.
- 26.5 If for any reason, despite reasonable steps by counsel to reach an agreement about the amount or the rate of fees, no agreement is achieved, counsel shall mark the fee that counsel calculates as a reasonable fee.

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- 26.6 Unless expressly agreed to the contrary with the instructing attorney, the following standard terms, which counsel must draw to the attention of the instructing attorney, shall be implied in a brief offered to and accepted by counsel:
- 26.6.1 counsel may, but is not obliged to, afford his or her instructing attorney credit to pay counsel's account from the end of the month in which the fee invoice is rendered, in accordance with any local practice in existence at the time of the commencement of this code of conduct. In the absence of an agreement an attorney shall settle counsel's account within 30 days from the end of the month in which the fee invoice is rendered, irrespective of whether or not the attorney has received payment from the client. It is recorded that the purpose of this rule is to allow the attorney sufficient time to collect monies to pay counsel's fees that were not already collected in advance of receipt of counsel's invoice, and accordingly the attorney is obliged to pay over to counsel any monies collected already from the client in respect of counsel's fees for the services upon receipt of counsel's invoice;
- 26.6.2 it is acknowledged that junior counsel of less than five years' experience in practice constitutes a vulnerable category, in particular having regard to the transformation, racial and gender factors as contemplated by the Act, and correspondingly the attorney shall make every effort to ensure prompt payment to that category of counsel notwithstanding that the time period contemplated in paragraph 26.6.1 has not yet elapsed. The failure to create measures to ensure gainful practice of this category may impede the efforts to transform the legal profession or the racial and gender representation in the profession. In this regard briefing attorneys shall be required to negotiate fair, sustainable, market-related and reasonable fees for services rendered by this category of junior counsel;
- 26.6.3 no amount agreed upon shall exceed a reasonable fee;
- 26.6.4 counsel may charge a reasonable fee for a reserved hearing date unless the instructing attorney releases counsel on reasonable notice;
- 26.6.5 counsel who charges a fee for a reserved hearing date shall deliver to the instructing attorney a certificate to the effect that counsel did not undertake any other brief for a hearing for the reserved date;
- 26.6.6 interest shall be payable on any overdue payment of fees at the prescribed mora rate from the date the fees are payable until date of payment;

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- 26.6.7 liability to pay counsel's fees shall extend to every partner of a firm of attorneys, or member of an incorporated attorneys practice, and if a firm of attorneys is dissolved or an incorporated practice is wound up, liability shall remain with each partner or member as the case may be, the one paying, the others to be absolved.
- 26.7 Counsel may expressly, in writing or in an email, conclude an agreement with an instructing attorney which includes provision for any or all of the following:
- 26.7.1 that the fees must be paid prior to the performance of any obligation in terms of the brief;
- 26.7.2 that the time for payment may be advanced to an earlier date than would be the standard period in accordance with the standard terms of payment;
- 26.7.3 that a special collapse fee shall be payable to counsel in the event that proceedings in a court or before tribunal, for which counsel has, at the request of the instructing attorney, reserved a number of days, not proceed as envisaged, whether as a result of the matter being settled, postponed by agreement between the parties or by an order of court, or concludes earlier than the end of the period reserved by counsel, provided that the fee actually charged is a reasonable fee.

27. **Pro bono briefs**

- 27.1 Counsel who accept *pro bono* briefs shall not, after acceptance, seek to charge a fee.
- 27.2 Counsel who appear in proceedings *pro bono* shall disclose that fact to all interested parties and to the court.
- 27.3 Counsel shall not connive with an instructing attorney to include in a bill of costs, fees of counsel when no fees were charged.

28. **Contingency fee agreements**

Counsel may accept briefs on contingency provided that the provisions of the Contingency Fees Act 66 of 1997 (CFA) are strictly adhered to.

29. **Prohibited terms in fee agreements**

Counsel are prohibited from including in a fee agreement any of the following terms:

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29.1 counsel shall not agree to charge on results or agree to reduce or waive fees if a positive result is not achieved, except in a matter taken on contingency.

29.2 counsel shall not agree to charge a fee as allowed on taxation except in a matter undertaken on contingency.

30. **Acceptance of gifts by counsel**

30.1 Counsel shall guard against compromising their independence by the acceptance of gifts from a client or an attorney, and whenever it is not inappropriate to accept a gift from a client it shall be received by counsel through the agency of the instructing attorney.

30.2 Counsel may accept a gift of substantial value which is or may be considered to be in consideration of services rendered.

30.3 Counsel may, whenever gifts of substantial value are offered, seek advice from the PCSA about the appropriateness of acceptance, before acceptance of the gift.

31. **Marking briefs and submitting fees accounts**

31.1 Counsel shall mark a fee as soon as practicable after the specific service has been rendered and shall render an account monthly of all fees owing by every debtor.

31.2 Counsel shall render accounts to the instructing attorney or accredited entity and shall receive payment only from the instructing attorney or accredited entity.

31.3 Counsel shall not submit an account directly to a client except by agreement with the instructing attorney and client and on condition that the same account is simultaneously submitted to the instructing attorney, nor receive payment directly from a client.

31.4 Liability to pay counsel's fees shall extend to every partner of a firm of attorneys, or member of an incorporated attorneys practice, and if a firm of attorneys is dissolved or an incorporated practice is wound up, liability shall remain with each partner or member as the case may be, the one paying, the others to be absolved. Such liability shall extend only to the monetary liability to pay and shall not extend to any professional misconduct in failing to pay counsel's fees, and such professional misconduct shall be limited to the attorney who briefed counsel and who failed to pay counsel's fees that remain due, owing and payable after the exhaustion of any deferral of payment or dispute resolution process that may be engaged.

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- 31.5 Counsel shall maintain a banking account into which every fee received shall be deposited.
- 31.6 Counsel shall keep and preserve records of account, in either physical or electronic format, up to date, for five years or for such longer period as may be required by any law, and hold them available for inspection by the Council at all times. Such records of account shall accurately record every fee marked, the instructing attorneys or other accredited entities who gave the briefs, the nature of the service rendered, the dates of performance, and every payment received.
- 31.7 Counsel shall not mark a brief, or in any form record a description of fees in any record of account, which is false or misleading as to the true nature of the brief or of the services rendered; in particular:
- 31.7.1 a brief to settle an agreement to resolve litigation shall not be recorded as a brief on trial;
- 31.7.2 a brief to negotiate a settlement shall not be recorded as a brief on trial.

32. Recovery by counsel of fees owing and payable

- 32.1 Counsel may report to the PCSA, with a copy to the instructing attorney, any default by an instructing attorney to pay fees due and payable. In such event-
- 32.1.1 the attorney shall be entitled to make countervailing representations to the PCSA, with a copy to the counsel, within seven days of notice of the default sent by email to the counsel's usual email address. Notwithstanding the exercise or otherwise of the right to make countervailing representations, counsel who reported the matter to the PCSA may not proceed with default proceedings until the expiry of the seven days granted to the attorney to make representations;
- 32.1.2 the PCSA may in an appropriate case refer a report of a default to a conciliator who shall endeavour to resolve any dispute or negotiate a resolution of the default;
- 32.1.3 an attorney who is in default may seek a deferral of payment from the PCSA, which, if good cause is shown, and after consultation with the creditor counsel, the PCSA may grant on such terms as are appropriate in the circumstances;
- 32.1.4 counsel shall as soon as a defaulting attorney discharges the debt in full report that fact to the PCSA;

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- 32.1.5 the PCSA shall, after a notice to an attorney reported to be in default, and a failure to pay the indebtedness in full within 7 days thereof, add the name of that attorney to a defaulters list and keep that name listed until all indebtedness to all counsel is discharged in full;
- 32.1.6 the PCSA shall publicise that list to all legal practitioners by maintaining an up-to-date copy on the website of the Council;
- 32.1.7 notwithstanding the provision of any other rule, counsel shall be under no obligation to accept a brief from an attorney whose name appears on the list of defaulters;
- 32.1.8 counsel shall not agree to a compromise of fees owing by a listed attorney without having prior thereto, consulted the PCSA about the prudence of doing so;
- 32.1.9 counsel shall not waive any fees due and payable or are yet to become payable without having prior thereto consulted the PCSA about the prudence of doing so.
- 32.2 Counsel may sue an attorney or other accredited entity for fees due and payable to him or her if –
- 32.2.1 the debtor attorney or accredited entity has not paid the said fees to counsel, and
- 32.2.2 the debtor attorney or accredited entity has not obtained a deferral of time from counsel to pay the said fees,
- provided that, if counsel has elected to follow the procedure in 32.1 above, that procedure first has to be concluded before counsel may sue for the said fees
- 32.3 Counsel may conclude agreements to factor their fees, provided these rules of conduct are not compromised and the factoring house are fully informed that any agreement concluded by counsel remains subject to these rules of conduct.

33. Disputes About Fees

- 33.1 Any disputes about the quantum or rate of fees charged by counsel or about work done by and value received from counsel shall be subjected to a fees enquiry to be conducted by a Fee Dispute Resolution sub-committee (“the FDR”) appointed by the PCSA.

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- 33.2 An onus shall rest on counsel to justify the reasonableness of fees charged and that work charged for was done and was reasonably necessary to do or was done at the request of the instructing attorney or the client.
- 33.3 The FDR shall comprise not less than two counsel and one attorney, and their decision shall comprise an administrative decision which is final and binding and not subject to any appeal but is subject to review on grounds recognised by the Promotion of Administrative Justice Act, 3 of 2000.
- 33.4 The procedure shall comprise the following: a written complaint, a written answer, and a written reply, and the decision shall be given according to those documents, save that in the event of a genuine and *bona fide* dispute of fact either party may request the FDR (who shall have a discretion whether or not to grant that request, or itself to refer the matter to oral evidence) to refer the matter to the hearing of oral evidence by the FDR. Any such referral to oral evidence shall be conducted in an inquisitorial manner by the FDR as if it were a small claims court sitting under the Small Claims Court Act, 61 of 1984.

34. Professional Etiquette

- 34.1 Counsel shall robe in all superior and lower courts, and shall robe in the same manner as they robe in superior courts.
- 34.2 Counsel shall dress in clothing suitable to be worn with counsel's robes of office.
- 34.3 Counsel shall, upon a first appearance before a judge, approach the registrar of that judge before the hearing in order to present themselves to that judge; the rule is applicable to acting judges too, and any prior professional or personal acquaintance with the acting judge is irrelevant.
- 34.4 At the trial court roll call, in the motion courts and in the divorce courts, legal practitioners shall seat themselves from the front row with regard to seniority.
- 34.5 Counsel shall deal with the judicial officer, court staff and all other persons in court with civility.
- 34.6 Counsel shall, on the completion of counsel's matter, remain in the courtroom until counsel in the next matter has risen, or if counsel is the last counsel in court, until the court has risen.

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- 34.7 Counsel shall not, when briefed in an opposed matter, approach a judicial officer in the absence of opposing counsel or opposing attorney, unless opposing counsel or attorney has expressly agreed thereto.
- 34.8 Counsel shall not allow any ill-feeling between litigants to interfere with the civil and professional conduct of the matter.
- 34.9 Counsel shall not indulge in personal remarks about opposing counsel, attorneys or witnesses, whether in court or out of court, and shall not allow any antipathy that might exist between counsel and the opposing counsel and attorneys personally to intrude upon the conduct of the matter.
- 34.10 After a hearing when judgment is awaited, counsel shall not place before, or try to send to, a judicial officer any further material of whatever nature, except by agreement among counsel for all parties; provided that, if consent is unreasonably withheld, the placing of such further material may, in an appropriate case, be the subject matter of an application to re-open the hearing to receive it or, if the further material consists only of references to authorities which might offer assistance to deciding a question, counsel may address a request in writing to the judge's registrar or equivalent court official to approach the judicial officer with an invitation to receive the references.
- 34.11 Counsel shall not deliberately seek to catch an opposing counsel off-guard. Accordingly -
- 34.11.1 whenever counsel has prepared heads of argument, other than when compelled to do so in terms of the rules of conduct of court, counsel shall not later than the time when the heads are presented to a court also give the opposing counsel an identical set of such heads;
- 34.11.2 whenever counsel gives a bundle of authorities to the court, counsel shall also give at least a list containing the authorities to opposing counsel;
- 34.11.3 whenever counsel makes use of a transcript of proceedings, counsel shall give opposing counsel a copy thereof no later than the time reference is first made thereto;
- 34.11.4 whenever counsel is intent on taking a point of law not evident from the papers, independently of any rule of court that might apply, he or she shall notify the opposing counsel in good time to avoid that opposing counsel being taken unawares;

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- 34.11.5 whenever counsel is intent on presenting to a court an unreported judgment, counsel shall in advance of the hearing, notify and give a copy thereof to the opposing counsel in good time to avoid that opposing counsel being taken unawares.
- 34.12 Counsel who have cause to lodge formal complaints about the conduct of other counsel shall compose a full account of the circumstances giving rise to the complaint and shall submit the complaint to the PCSA.
- 34.13 Complaints shall be dealt with in accordance with prescribed procedures for the regulation of professional conduct.

35. **Applications For Silk**

Applications for silk shall be dealt with in accordance with a procedure to be prescribed by the Council.

PART V**Conduct of advocates contemplated in section 34(2)(a)(ii) of the Act****36. Preamble**

- 36.1 The rules of conduct in Part V of this code of conduct are applicable to, and binding upon, every person who has been admitted and enrolled to practice as an advocate in South Africa in terms of section 34(2)(a)(ii) of the Act, called in Part V of this code "a trust account advocate".
- 36.2 The provisions of paragraphs 12.9, 12.10, 12.12, 12.14, 12.16 and 12.17 which apply to the attorneys, and paragraphs 14.2 to 14.7 inclusive, 14.9 and 14.10 which apply to counsel, will apply, with the necessary changes required by the context, to trust account advocates.
- 36.3 For purposes of this Part V a reference to a trust account advocate's accepting a brief shall include his or her accepting an instruction directly from a member of the public or from a justice centre.

37. Nature of work undertaken by trust account advocates**General Work**

- 37.1 The provisions of paragraph 15.1 and 15.2 of this code apply, with the necessary changes required by the context, to trust account advocates.
- 37.2 A trust account advocate shall comply with the requirement to be in possession of a Fidelity Fund certificate and shall conduct his or her practice in accordance with the relevant provisions of chapter 7 of the Act and the rules relating to the opening and keeping of trust accounts and the handling of trust monies.

Trust account advocates as prosecutors for the State

- 37.3 The provisions of paragraph 15.3 of this code apply, with the necessary changes required by the context, to trust account advocates.

Acting judicial appointments

- 37.4 The provisions of paragraph 15.4 and 15.5 of this code apply, with the necessary changes required by the context, to trust account advocates.

38. Trust account advocate's commitment to the practice of advocacy

The provisions of paragraph 16 of this code apply, with the necessary changes required by the context, to trust account advocates.

39. Independence of trust account advocates: control over decisions

39.1 The provisions of paragraph 17.1, 17.2, 17.7 and 17.8 of this code apply, with the necessary changes required by the context, to trust account advocates.

39.2 A trust account advocate shall upon acceptance of a brief, whether from an instructing attorney or from a client directly, exercise personal judgment over all aspects of the brief and shall not permit any person to dictate how the matter is to be conducted. If the decisions made or advice given by the trust account advocate are not acceptable to the instructing attorney or to the client, the trust account advocate must offer to surrender the brief, and if the instructing attorney or the client elects to accept the surrender, the trust account advocate must forthwith withdraw.

39.3 A trust account advocate shall not appear in any superior court in the absence of his or her instructing attorney or instructing attorney's candidate attorney, or the client where the trust account advocate has taken an instruction directly from a member of the public, save as provided below.

39.4 A trust account advocate may, when appearing in a matter before any court or tribunal of any kind, appear unaccompanied by the instructing attorney or the instructing attorney's representative, or the client where the trust account advocate has been instructed directly by a member of the public, provided that the trust account advocate is able to remain in contact with the instructing attorney or the client at all times.

39.5 The trust account advocate shall not bring about a binding settlement of any matter without an express and specific mandate by the instructing attorney or by the client, as the case may be, as to the terms and conditions of an agreement of settlement.

40. Acceptance of briefs and instructions and the cab-rank rule

40.1 The provisions of paragraphs 18.1, 18.2, 18.3, 18.6, 18.9, 18.10 and 18.11 of this code apply, with the necessary changes required by the context, to trust account advocates.

40.2 A trust account advocate may decline offers of briefs in matters in which the trust account council believes he or she is not competent to render professional services

at the appropriate standard reasonably expected of a trust account advocate in such matters or to discharge his or her duty of diligence, and when declining such offers the trust account advocate must disclose those reasons to the instructing attorney, or to the client where the trust account advocate has accepted an instruction directly from a member of the public.

- 40.3 A trust account advocate may decline the offer of a brief if agreement between him or her and the instructing attorney or the client (where the trust account advocate has been approached directly by a member of the public) cannot be reached on a fee to be charged in the matter; provided that the fee proposed by the trust account advocate must satisfy the norm of the reasonable fee, as dealt with in paragraph 25 of this code.
- 40.4 A trust account advocate shall, once he or she is alerted to the fact that the court or other adjudicative body is to be presided over by a member of his or her family, disclose that fact to the instructing attorney, or to the client (where the trust account advocate has received an instruction directly from a member of the public), and to opposing counsel.
- 40.5 A trust account advocate shall, once he or she is alerted to the fact that a family member or other person with a close personal relationship to him or her is opposing counsel or is an attorney in the opposing party's attorneys' firm, notify the instructing attorney or the client (where the instruction has come directly from a member of the public) of such relationship.

41. **Acceptance of briefs and instructions**

- 41.1 A trust account advocate shall perform legal professional services in court-craft and knowledge of the law only upon the offer and acceptance of a brief.
- 41.2 A trust account advocate may accept a brief from an attorney or from a member of the public or from a justice centre.
- 41.3 Where a trust account advocate accepts a brief from an attorney or from an accredited entity, the trust account advocate shall receive fees charged only from or through the instructing attorney or from or through the accredited entity which gave the brief to him or her, except where the attorney or accredited entity, for reasons of insolvency or for any other reason, is unable to pay, in which circumstances, with leave from the PCSA, a trust account advocate may receive fees due from another source in discharge of the indebtedness of the attorney or accredited entity.

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41.4 Where a trust account advocate receives instructions directly from a member of the public or from a justice centre, he or she may receive fees from that member of the public or justice centre or from any other source, subject to his or her complying with chapter 7 of the Act.

42. **Acceptance of briefs: implied undertaking of diligence**

42.1 The provisions of paragraphs 20.1, 20.4, 20.5, 20.6, 20.8, 20.9, 20.10, 20.11, 20.12 and 20.13 of this code apply, with the necessary changes required by the context, to trust account advocates.

42.2 A trust account advocate shall, upon accepting a brief, not resile from the undertaking to fulfil the brief in order to attend to another brief offered later, except for good cause, which shall be deemed to be present under either of the following circumstances -

42.2.1 the interest of justice would otherwise be impaired;

42.2.2 the instructing attorneys or the instructing clients of both the initially offered brief and of the later offered brief agree in writing to release the trust account advocate from the initially offered brief.

42.3 A trust account advocate shall not pass on a brief to another advocate except on the express prior agreement of the instructing attorney or of the client where the trust account advocate has been instructed directly by the client.

42.4 If, after a trust account advocate has accepted a brief in any matter, any circumstance arises that imperils the proper discharge of his or her duty of diligence, he or she shall, once such eventuality is apparent, especially in respect of trial briefs, report such circumstances to the instructing attorney or to the instructing client, as the case may be, to facilitate timeous steps to inhibit prejudice to the client and facilitate a successor to be briefed in time to take over the brief.

43. **Acceptance of briefs: *pro bono* and legal aid cases**

The provisions of paragraph 21 of this code apply, with the necessary changes required by the context, to trust account advocates.

44. **Integrity in performance of professional services**

The provisions of paragraph 22 of this code apply, with the necessary changes required by the context, to trust account advocates.

45. Advertising of services of trust account advocates

The provisions of paragraphs 4.2, 4.3, 4.4, 5.1, 12.19 and 23 of this code apply, with the necessary changes required by the context, to trust account advocates.

46. Continuing legal education

The provisions of paragraph 24 of this code apply, with the necessary changes required by the context, to trust account advocates.

47. Advocate's fees: The norm of the reasonable fee

The provisions of paragraph 25 of this code apply, with the necessary changes required by the context, to trust account advocates.

48. Agreements about fees

48.1 The provisions of paragraph 26.1, 26.4 and 26.5 of this code apply, with the necessary changes required by the context, to trust account advocates.

48.2 A trust account advocate shall, upon accepting a brief or an instruction, at the time of acceptance, stipulate to the instructing attorney or to the client, as the case may be, the fee that will be charged for the service or the daily or hourly rate that will be applied to computing a fee.

48.3 A trust account advocate shall, in respect of every brief, expressly agree with the instructing attorney (or with the client, where the trust account advocate is instructed directly) the fee to be charged, unless there is a tacit understanding between the trust account advocate and the instructing attorney or the client, as the case may be, about the fees or the rate of fees usually charged by the trust account advocate for the particular kind of work mandated by the brief or instruction.

48.4 Unless expressly agreed to the contrary with the instructing attorney, the following standard terms, which the trust account advocates must draw to the attention of the instructing attorney shall be implied in a brief or instruction offered to and accepted by the trust account advocate:

48.4.1 a trust account advocate may, but is not obliged to, afford his or her instructing attorney credit to pay the trust account advocate's account from the end of the month in which the fee invoice is rendered, in accordance with any local practice in existence at the time of the commencement of this code of conduct. In the absence of an agreement an attorney shall settle the trust account

advocate's account within 30 days from the end of the month in which the fee invoice is rendered, irrespective of whether or not the attorney has received payment from the client. It is recorded that the purpose of this rule is to allow the attorney sufficient time to collect monies to pay the trust account advocate's fees that were not already collected in advance of receipt of the trust account advocate's invoice, and accordingly the attorney is obliged to pay over to the trust account advocate any monies collected already from the client in respect of the trust account advocate's fees for the services upon receipt of the trust account advocate's invoice;

- 48.4.2 it is acknowledged that junior trust account advocates of less than 5 years' experience in practice constitutes a vulnerable category, in particular having regard to the transformation, racial and gender factors as contemplated by the Act, and correspondingly the attorney shall make every effort to ensure prompt payment to that category of trust account advocates notwithstanding that the time period contemplated in paragraph 48.4.1 has not yet elapsed. The failure to create measures to ensure gainful practice of this category may impede the efforts to transform the legal profession or the racial and gender representation in the profession. In this regard briefing attorneys shall be required to negotiate fair, sustainable, market-related and reasonable fees for services rendered by this category of junior trust account advocates;
- 48.4.3 no amount agreed upon shall exceed a reasonable fee;
- 48.4.4 interest shall be payable on any overdue payment of fees at the prescribed mora rate from the date the fees are payable until date of payment;
- 48.4.5 liability to pay the fees of a trust account advocate shall extend to every partner of the firm of attorneys or member of an incorporated attorneys' practice, and if a firm of attorneys is dissolved or an incorporated practice is wound up, liability shall remain with each partner or member, as the case may be, the one paying the others to be absolved.
- 48.5 A trust account advocate may expressly, in writing or in an email, conclude an agreement with an instructing attorney, or with a client, as the case may be, which includes a provision for any or all of the following:
- 48.5.1 that payment of fees must be made prior to the performance of any obligation in terms of the brief; provided that in such a case the payment shall be held in

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a trust account in accordance with chapter 7 of the Act and the accounting rules applicable to a trust account advocate;

48.5.2 that the time of payment may be advanced to an earlier date than would be the standard period in terms of custom.

49. ***Pro bono* instructions**

49.1 Paragraphs 27.1 and 27.2 of this code apply, with the necessary changes required by the context, to trust account advocates.

49.2 A trust account advocate shall not connive with an instructing attorney or with a client (where instructions are taken directly from a member of the public) to include in a bill of costs, fees of the trust account advocate when no fees were charged.

50. **Contingency fee agreements**

The provisions of paragraph 28 of this code apply, with the necessary changes required by the context, to trust account advocates.

51. **Prohibited terms in fee agreements**

The provisions of paragraph 29 of this code apply, with the necessary changes required by the context, to trust account advocates.

52. **Acceptance of gifts by advocates**

52.1 Trust account advocates shall guard against compromising their independence by the acceptance of gifts from a client or an attorney, and whenever it is not inappropriate to accept a gift from a client it shall be received by the advocate through the agency of the instructing attorney, where the advocate is briefed by an attorney.

52.2 The provisions of paragraphs 30.2 and 30.3 of this code apply, with the necessary changes required by the context, to trust account advocates.

53. **Marking briefs and submitting fees accounts**

53.1 The provisions of paragraphs 31.1, 31.4, 31.6 and 31.7 of this code apply, with the necessary changes required by the context, to trust account advocates.

53.2 A trust account advocate shall render accounts to the instructing attorney or accredited entity and shall receive payment only from the instructing attorney or

accredited entity. Where a trust account advocate receives an instruction directly from a member of the public or from a justice centre accounts shall be rendered to the client directly, and payment may be received from a client or from a third party.

53.3 A trust account advocate shall not submit an account directly to a client nor receive payment directly from a client where the trust account advocate has been instructed by an attorney.

53.4 A trust account advocate shall maintain banking accounts in accordance with chapter 7 of the Act and the accounting rules applicable to trust account advocates, and shall cause payments in respect of fees to be paid into the appropriate banking account in accordance with chapter 7 of the Act and the accounting rules.

54. **Recovery by trust account advocates of fees owing and payable**

54.1 The provisions of paragraph 32 of this code apply, with the necessary changes required by the context, to trust account advocates in respect of fees owing arising from briefs from attorneys.

54.2 A trust account advocate acting in terms of an instruction received directly from a member of the public or from a justice centre shall be entitled to recover directly from the client any fees owing and payable by that client.

55. **Disputes about fees**

The provisions of paragraph 33 of this code apply, with the necessary changes required by the context, to trust account advocates.

56. **Professional etiquette**

The provisions of paragraph 34 of this code apply, with the necessary changes required by the context, to trust account advocates.

57. **Applications for Silk**

The provisions of paragraph 35 of this code apply, with the necessary changes required by the context, to trust account advocates.

PART VI**Conduct of legal practitioners and candidate legal practitioners in relation to appearances in court and before tribunals.****58. Preamble**

58.1 Unless otherwise stated or unless the context dictates otherwise, Part VI of this code applies to all legal practitioners and candidate legal practitioners in relation to appearances in any court in which they have the right of appearance or before any tribunal which performs a judicial, quasi-judicial or administrative function.

58.2 If Part VI of this code conflicts with any of the other provisions of this code then those other provisions will prevail and take precedence over the provisions of Part VI.

59. Interviewing of Witnesses**General**

59.1 A legal practitioner shall ordinarily interview clients and witnesses in the presence of the instructing attorney or other representative of the instructing attorney (where an instructing attorney has been appointed).

59.2 In exceptional circumstances only, a legal practitioner who is an advocate as contemplated in section 34(2)(a)(i) of the Act may interview a witness in the absence of the instructing attorney or other representative of the instructing attorney; exceptional circumstances in this regard shall be deemed to be present:

59.2.1 when the matter is undertaken on brief from Legal Aid South Africa;

59.2.2 when there is a need to interview a witness and the instructing attorney cannot reasonably attend;

59.2.3 when the legal practitioner is at court or before the tribunal with the client and the instructing attorney is absent.

59.3 A legal practitioner shall ordinarily interview witnesses whose credibility might be in issue separately from other witnesses whose credibility might be in issue.

59.4 Unless a legal practitioner intends to present evidence by way of affidavit to a court or a tribunal, the written statements made by witnesses in an interview with the legal practitioner or written statements made by witnesses that are given to the legal

practitioner by the instructing attorney (where applicable) may not be obtained on affidavit.

59.5 Once a legal practitioner has called a witness to testify, the legal practitioner shall not again interview that witness until after cross examination and re-examination, if any, have been completed, unless circumstances arise that make such an interview necessary. When a proper case for such a necessary interview exists, the legal practitioner shall prior to any interview inform the opposing legal practitioner of such need and unless the opposing legal practitioner consents, no such interview shall be held unless the court or tribunal grants permission to do so.

Interviewing of witnesses of the opposing party in civil proceedings

59.6 A legal practitioner shall not be prevented from interviewing any person, at any time before or during any trial, from whom it is believed useful information may be obtained, and in particular, it shall not be a reason to prevent such an interview that the opposing party has -

59.6.1 subpoenaed or contemplates subpoenaing that person;

59.6.2 already interviewed or has arranged to interview that person.

59.7 Whenever, after the commencement of a case, a legal practitioner has reason to suspect that a person with whom an interview is then sought may have been in touch with the opposing party with a view to testifying, the legal practitioner shall, either before or at the outset of an interview, or if the suspicion arises only during the interview, once the suspicion arises, ascertain if that person has been in touch with the opposing party and whether such person has been subpoenaed or is likely to be subpoenaed by the opposing party or has already been interviewed or an interview has been arranged with the opposing party, and if informed that any of these steps have been taken by the opposing party, the legal practitioner shall at once notify the opposing party of the intention to interview that person, and shall not commence or continue with an interview until such notification has been received by the opposing party, and thereafter the interview may take place in the absence of any representative of the opposing party.

59.8 Whenever a legal practitioner arranges to interview a person who has already testified for the opposing party, before such interview may be conducted, the legal practitioner must invite the opposing party to attend the interview, on reasonable notice. However, regardless of the presence or absence of the opposing party, the interview may be conducted as arranged in the notification.

Interviewing of prosecution witnesses by defence legal practitioner

- 59.9 A legal practitioner shall, except as provided hereafter, when conducting criminal defences, take reasonable steps to prevent inadvertent contact with any person who is, or is likely to be, a state witness, for as long as that person is or is likely to be a state witness, and whenever the legal practitioner proposes to interview any person he or she shall ascertain whether such person is a state witness before conducting the interview.
- 59.10 A legal practitioner may interview a state witness if the prosecution consents, or, failing such consent, if a court grants permission to do so, and if permission is subject to conditions, in strict accordance with those conditions.
- 59.11 For the purposes of these rules of conduct, a state witness in relation to a particular charge includes anyone from whom a statement has been taken by the South African Police Service about a crime or alleged crime, regardless of whether the prosecution is committed to calling such person or not, and anyone who has already testified for the state.

60. The scope and limits of legitimate cross-examination

- 60.1 A legal practitioner shall cross-examine a witness with due regard to the right to dignity of the witness.
- 60.2 A legal practitioner shall guard against being influenced by any person to become a channel for the infliction of gratuitous embarrassment, insult or annoyance of a witness, and shall retain personal control over what is asked or put in cross-examination by exercising personal judgment about the propriety of all and any imputations.
- 60.3 A legal practitioner shall not put to a witness an allegation of fact if the legal practitioner has no reasonable expectation that admissible evidence, whether oral or otherwise, is available to be adduced to substantiate the allegation of fact.
- 60.4 A legal practitioner shall not impugn the character of a witness unless he or she has good grounds to do so. In this regard, good grounds are deemed to be present if -
- 60.4.1 the instructing attorney (if one is appointed) informs the legal practitioner that the attorney is satisfied that the imputation is well founded and true. However, a mere instruction to put an imputation shall be inadequate;

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- 60.4.2 if the source of the imputation is the statement of any person other than the instructing attorney, and the legal practitioner ascertains from that person, or any other source, reliable information or reasons to believe that the statement is well-founded or true.
- 60.5 Regardless of whether the imputations about the witness are well-founded or true, the legal practitioner shall not put such imputations to a witness unless the answers that might be given could reasonably be believed to be material to the credibility of that witness or to be material to any issue in the case.
- 60.6 A legal practitioner shall not, in the conduct of a criminal defence, recklessly attribute to, or accuse, a witness or other person of the crime with which the client is being tried. Such an attribution or accusation may be made only if the facts adduced, or to be adduced, in evidence, and the circumstances which the evidence suggest, afford a reasonable basis from which rational inferences may be drawn to justify at least a reasonable suspicion that the crime might have been committed by that witness or other person.

61. Disclosures and non-disclosures by legal practitioner

- 61.1 A legal practitioner shall take all reasonable steps to avoid, directly or indirectly, misleading a court or a tribunal on any matter of fact or question of law. In particular, a legal practitioner shall not mislead a court or a tribunal as regards what is in papers before the court or tribunal, including any transcript of evidence.
- 61.2 A legal practitioner shall scrupulously preserve the personal and confidential information of a client communicated to him or her, unless the information is not privileged and disclosure is required by law.
- 61.3 A legal practitioner shall not waive or purport to waive privilege in respect of privileged information; the decision to waive professional privilege is that of the client, not of the legal practitioner.
- 61.4 A legal practitioner shall, in any ex parte proceedings, disclose to a court every fact (save those covered by professional privilege or client confidentiality) known to the legal practitioner that might reasonably have a material bearing on the decision the court is required to make.
- 61.5 A legal practitioner shall, in all proceedings, disclose to a court or a tribunal every judgment of which the legal practitioner is aware that might reasonably have a material bearing on the decision the court or tribunal is required to make.

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- 61.6 A legal practitioner shall, if the interests of justice require the disclosure to a court or tribunal of information covered by professional privilege, seek from the instructing attorney (where one is appointed) and the client permission to make the disclosure, and if permission is withheld, the legal practitioner shall scrupulously avoid any insinuation in any remarks made to a court or tribunal that all information that would serve the interests of justice has been disclosed.
- 61.7 A legal practitioner shall not, in the event of being obliged to withdraw from representing a client in any proceedings, offer an explanation that would disclose the client's confidential or privileged information.
- 61.8 A legal practitioner shall, if a draft order is presented to a court that deviates in any respect from standard form orders routinely made in that court, expressly draw such deviations to the attention of the court and offer a justification for such deviations.
- 61.9 A legal practitioner shall not rely on any statement made in evidence which he or she knows to be incorrect or false.
- 61.10 A legal practitioner shall not make use of any privileged information of the opposing party that has accidentally or unlawfully come into the possession of the legal practitioner, and shall at once he or she has knowledge of such circumstances, notify the legal representatives for the opposing party. However, if such information subsequently becomes available to the legal practitioner through lawful means, he or she shall not be inhibited from making use thereof.

62. Conflicts of interests involving legal practitioners

- 62.1 A legal practitioner shall guard against becoming personally, as distinct from professionally, associated with the interests of the client.
- 62.2 A legal practitioner shall not stand bail for the client.
- 62.3 A legal practitioner shall not accept a brief to appear before any court, council, board or other adjudicative tribunal, and whether statutory or voluntary in nature, if the legal practitioner is contemporaneously a member of that court, council, board or adjudicative tribunal, whether by election or appointment, and whether such membership is permanent, temporary or in an acting capacity.
- 62.4 A legal practitioner shall not be obliged to accept a brief if prior thereto, he or she has accepted a brief to advise another interested party about the matter, but the legal practitioner must refuse such a brief if any confidential information having any bearing on the matter had been received by him or her with the earlier brief or a

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reasonable belief might exist that the client in the earlier brief might be prejudiced by such acceptance.

62.5 A legal practitioner may accept a brief to argue a case for a party despite having earlier given an opinion on the issues to the opposing party, provided that -

62.5.1 no information had been received by the legal practitioner for the purpose of giving the opinion about which a reasonable belief might exist that the client in the earlier brief might be prejudiced by acceptance of the later brief; and

62.5.2 the attorneys for both parties (where appointed) agree to the offer of the later brief before an acceptance.

62.6 A legal practitioner may not accept a brief on appeal if the legal practitioner has accepted a brief for the opposing party at any stage of the proceedings.

62.7 A legal practitioner who has presided at an enquiry in terms of the company laws shall not at any time accept a brief to act in any capacity for any interested party in any subsequent proceedings related in any way to the subject matter of the enquiry.

62.8 A legal practitioner who has accepted a brief for a liquidator shall not at any time accept a brief to act in any capacity for any interested party in subsequent proceedings.

62.9 A legal practitioner shall not accept a brief if he or she has any form of relationship, including a family relationship, with the client or an opposing party which compromises, or which might reasonably be expected to compromise, the legal practitioner's independence.

62.10 A legal practitioner shall not accept a brief where a position or office previously occupied by him or her with a client or with an opposing party compromises, or might reasonably be expected to compromise, his or her independence.

62.11 A legal practitioner shall not accept a brief on behalf of a company of which the legal practitioner is a director.

62.12 A legal practitioner shall not accept a brief on behalf of a company about any matter in respect of which the facts giving rise to the matter occurred during a period when the legal practitioner had formerly been a director.

62.13 A legal practitioner shall not accept a brief on behalf of a provincial or municipal council of which he or she is a member.

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62.14 An advocate who was previously an attorney acting for the client in a matter should not accept a brief as a legal practitioner in the same matter where the advocate's former capacity, the extent of control and direction exercised by him or her as an attorney, or his or her established relationship as attorney with the client is likely to compromise the expectation that the advocate's advice about the conduct of the matter will be independent.

63. Conflicts of interest among clients of legal practitioners

63.1 A legal practitioner shall, when acting for two or more clients, be aware of the risk of a conflict of interests existing or arising in the course of the proceedings, whether criminal or civil, and once the legal practitioner is alerted to the existence of a conflict he or she shall withdraw from acting for one or all clients in those proceedings as soon as possible, and in particular -

63.1.1 if the legal practitioner has become aware of privileged or confidential information of any one client relevant to the proceedings that could be used to the prejudice of any other client, the legal practitioner may not act in any proceedings in which the prejudiced client is a party;

63.1.2 if the legal practitioner learns of a conflict of interest among clients at a time and under circumstances where the legal practitioner is not made aware of any privileged information, the legal practitioner may continue to act for one or other client as nominated by the instructing attorney (where one is appointed).

63.2 A legal practitioner may act for two or more adversaries in drawing a settlement agreement to capture their agreement, but must advise the parties of their rights to independent legal advice. Moreover, in any matter involving a settlement of a matrimonial dispute or a matter involving the regulation of care and residence of children, the legal practitioner shall take active steps to ensure that all aspects of any contemplated settlement is equitable to all parties and in the best interests of the children.

64. Commitment of legal practitioner to an effective court process

64.1 A legal practitioner shall not abuse or permit abuse of the process of court or tribunal and shall act in a manner that shall promote and advance efficacy of the legal process.

64.2 A legal practitioner shall not deliberately protract the duration of a case before a court or tribunal.

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- 64.3 A legal practitioner shall take all reasonable steps to arrive promptly in a court or tribunal where the legal practitioner is expected to appear, and shall in this regard take reasonable steps to allow for habitual events that might inhibit prompt arrival.
- 64.4 A legal practitioner who is expected to appear in a court or before a tribunal at a given time shall honour that commitment and shall organise other commitments to prevent interference with the scheduled court hearings, and in particular, the legal practitioner shall not endeavour to seek or arrange a postponement of the matter or a change to a different time to suit his or her convenience, except when the instructing attorney (where appointed) and the client, having been fully and accurately informed of the reasons relied upon by the legal practitioner, have agreed, and
- 64.4.1 when an opposing party is affected, the opposition legal representatives, if any, having been fully and accurately informed, have agreed, and
- 64.4.2 the business of the court or tribunal is not materially compromised.

65. Public comment by legal practitioner

- 65.1 A legal practitioner shall not comment publicly nor publish any opinions about matters which are before a court or other tribunal in which the litigation process is incomplete, except for the purposes of guiding public understanding of the issues that have arisen or may arise in the course of such proceedings.
- 65.2 A legal practitioner may publicly express opinions about any question of law or prospective law provided that the opinion is not likely to be construed as pre-judging an actual case before the courts or any tribunal at that time.

66. Additional provisions relating to legal practitioners

The provisions of rules of conduct 18.7 to 18.9, 22.6, 22.7 and 22.11 shall apply to legal practitioners, with the necessary changes required in the context, as if they were included specifically in this Part.

PART VII**Conduct of legal practitioners not in private practice**

- 67.1 Unless otherwise stated or unless the context indicates otherwise, Part VII of this code applies only to legal practitioners who are not in private practice and who are employed by an employer for the purpose of providing that employer with a dedicated source of legal services and advice in exchange for a salary or remuneration (all of whom, for purposes of Part VII, and unless the context otherwise requires, being referred to as "corporate counsel"). If Part VII of this code conflicts with the provisions of Part II then the provisions of Part II will prevail and take precedence over the provisions of Part VII.
- 67.2 Corporate counsel must at all times act in an ethical manner and should, without limiting the general nature of this duty, adhere to the following standards of conduct:
- 67.2.1 act in a fair, honest and transparent manner, and with dignity and integrity;
- 67.2.2 remain impartial and objective, and avoid subordination or undue influence of their judgment by others;
- 67.2.3 give effect to legal and ethical values and requirements, and treat any gap or deficiency in a law, regulation, standard or code in an ethical and responsible manner;
- 67.2.4 not engage in any act of dishonesty, corruption or bribery;
- 67.2.5 make disclosure to any relevant party any personal, business or financial interest in his or her employer or its business or in any stakeholder so as to avoid any perceived, real or potential conflict of interest;
- 67.2.6 not knowingly misrepresent or permit misrepresentation of any fact;
- 67.2.7 provide opinions, decisions, advice, legal services or recommendations that are honest and objective.
- 67.3 Corporate counsel must, when providing legal services or advice to his or her employer, be free from any conflict of interest, financial interest or self interest in discharging his or her duty to the employer. Without limiting the generality of this duty, a corporate counsel must -

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- 67.3.1 be and appear to be free of any undue influence or self-interest, direct or indirect, which may be regarded as being incompatible with his or her integrity or objectivity;
- 67.3.2 assess every situation for possible conflict of interest or financial interest, and be alert to the possibility of conflicts of interest;
- 67.3.3 immediately declare any conflict of interest or financial interest in a matter, and must recuse himself or herself from any involvement in the matter;
- 67.3.4 be aware of and discourage potential relationships which could give rise to the possibility or appearance of a conflict of interest;
- 67.3.5 not accept any gift, benefit, consideration or compensation that may compromise or may be perceived as compromising his or her independence or judgment.
- 67.4 Corporate counsel must at all times act in a professional manner. Without limiting the generality of this duty corporate counsel must -
- 67.4.1 act with such a degree of skill, care, attention and diligence as may reasonably be expected from a corporate counsel;
- 67.4.2 communicate in an open and transparent manner with his or her employer and with third parties, and not intentionally mislead his or her employer or any third party;
- 67.4.3 make objective and impartial decisions based on thorough research and on an assessment of the facts and the context of the matter;
- 67.4.4 exercise independent and professional judgment in all dealings with his or her employer and with third parties;
- 67.4.5 remain reasonably abreast of legal developments, applicable laws, regulations, legal theory and the common law, particularly where they apply to his or her employer and the industry within which he or she operates;
- 67.4.6 comply with and observe the letter and the spirit of the law, and in particular those relevant to his or her employer or to the industry in which he or she operates, including internal binding and non-binding codes, principles and standards of conduct;

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- 67.4.7 observe and protect confidentiality and privacy of all information made available to him or her and received during the course of performing his or her duties, unless there is a legal obligation to disclose that information;
- 67.4.8 generally act in a manner consistent with the good reputation of legal practitioners and of the legal profession, and refrain from conduct which may harm the public, the legal profession or legal practitioners or which may bring the legal profession or legal practitioners into disrepute.

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 82 OF 2017**

GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT 1994, (ACT No. 22 OF 1994) AS AMENDED.

Notice is hereby given in terms of Section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994), as amended. This claim for the restitution of land rights is submitted to the Regional Land Claims Commissioner for the Western Cape. The particulars regarding this claim are as follow:

Reference Number : KRK 6/2/2/A/4/0/0/2 (A353)
Property : Erf 6631 in Parow, City of Cape Town
Current Owner : Vapati Mzimkhulu & Noluthando
Claimant : JML Appolis
Date Submitted : 28 November 1998

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

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

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

CHECKED.....

DATE..... 08/12/2016

APPROVED.....

DATE..... 23/12/16

Mr. L.H Maphutha
Regional Land Claims Commissioner

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 83 OF 2017**

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

Notice is hereby given in terms of Section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994), as amended. This claim for the restitution of land rights has been submitted to the Regional Land Claims Commissioner for the Western Cape. The particulars regarding this claim are as follows:

Claimant : Ms Marjorie Battis
 ODI : Ms Marjorie Battis
 Capacity : Ownership
 Date of submission : 25 November 1998

Ref no	Property Description	Area	Extent	Date of Dispossession
KRK6/2/3/A/4/2117/0/15 B210	Erf 19429 a ptn of Erf 11289	Goodwood City of Cape Town	472m ²	06/02/1978

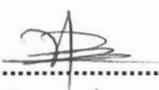
The Regional Land Claims Commission will investigate this claim in terms of provisions of the Act in due course. Any party who has an interest in the above-mentioned land is hereby invited to submit, within 60 days from the publication of this notice, any comments / information to:

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

Tel: (021)409-0300
 Fax: (021)409-0539

CHECKED.....


DATE..... 18/11/2016

APPROVED.....


DATE..... 2016/12/15

Mr. L.H Maphutha
 Regional Land Claims Commissioner

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 84 OF 2017**

GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT 1994, (ACT No. 22 OF 1994) AS AMENDED.

Notice is hereby given in terms of Section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994), as amended. This is a claim for the restitution of land rights submitted to the Regional Land Claims Commissioner for the Western Cape. The particulars regarding this claim are as follows:

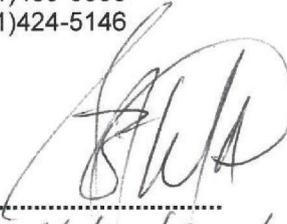
Claimant : **Mariam Wagner**
Dispossessed person : **Oma Adams**
Number of Claims : **1**
Area : **Goodwood**
Properties : **As listed below**
Date Submitted : **09 September 1996.**

REF NO	CLAIMANT	PROPERTY DISCRIPTION	CURRENT OWNER
KRK6/2/3/A/6/0/198 9/275 (W117)	Mariam Wagner	Erf 4574 Goodwood, City of Cape Town	Municipality of Goodwood.

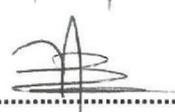
The Regional Land Claims Commission will investigate this claim in terms of provisions of the Act in due course. Any party who has an interest in the above-mentioned land is hereby invited to submit, within 60 days from the publication of this notice, any comments / information to:

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

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

CHECKED.....

DATE.....16/11/2016

APPROVED.....

DATE.....2016/12/15

Mr. L.H Maphutha
 Regional Land Claims Commissioner

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM

NOTICE 85 OF 2017

GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, (ACT No. 22 OF 1994) AS AMENDED

Notice is hereby given in terms of Section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994), as amended. This claim for the restitution of land rights has been submitted to the Regional Land Claims Commission: Western Cape. The particulars regarding this claim are as follows:

The claimant : Mrs Phillipina Prince (on behalf of the Botha family)
 Number of Claims : 1
 Areas : Oudtshoorn
 Properties : Erf 5489
 Date submitted : 26 July 1996
 Current Owners : Municipality of Oudtshoorn

Ref No.	Surname & Initial	Identity Number	Property Description	Extent	Dispossessed Person
P137	P. Prince	3410300205083	Erf 5489, Oudtshoorn	928 m ²	Jan Botha

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

The Regional Land Claims Commission: Western Cape
 Private Bag X9163
 CAPE TOWN
 8000
 Tel: 021 – 486 7400
 Fax: 021 – 424 5146

Mr. L.H. Maphutha
 Regional Land Claims Commissioner

CHECKED

DATE

APPROVED

DATE



 05/12/2016

 23/12/14

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 86 OF 2017**

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

Notice is hereby given in terms of Section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994), as amended. This claim is for the restitution of land rights have been submitted to the Regional Land Claims Commissioner for the Western Cape. The particulars' regarding this claim is as follows:

Project Name : "Verenigende Gereformeerde Zionskerk Paarl (F138)
Areas : Paarl
Properties : As listed below
The claimant : Harry .F Fischer
Date submitted : 2nd December 1996
Current Owner : Paarl Municipality
Option : Finance

No	Ref No.	Claimant	Property Description	Area	Extent	Capacity	Dispossessed Person
1.	F138	Harry F. Fischer	Erf 2767 Cons Erf 11859	Paarl	573m ²	Ownership	"N.G Sending Gemeente Zionist Kerk te Paarl"
2.			Erf 1600 Cons Erf 17457		1353m ²		
3.			Erf 1601 Cons Erf 17457		2008m ²		
4.			Erf 1632 Cons Erf 17457		3759m ²		
5.			Erf 1633 Cons to Erf 17457		1111m ²		

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

The Regional Land Claims Commission: Western Cape
Private Bag X9163
Cape Town
8000
Tel: 021*409-0300
Fax: 021*424-5146

Mr. L. Maphutha
Regional Land Claims Commissioner

APPROVED.....
DATE..... 2016/12/15.....

CHECKED.....
DATE..... 2016/12/08.....

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 87 OF 2017**

GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT 1994, (ACT No. 22 OF 1994) AS AMENDED.

Notice is hereby given in terms of Section 11(1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994), as amended. This is a claim for the restitution of land rights submitted to the Regional Land Claims Commissioner for the Western Cape. The particulars regarding this claim are as follows:

Claimant : **Joseph Peter Sepkitt**
Dispossessed person : **John Fortuin Hendricks**
Number of Claims : **1**
Area : **Retreat**
Properties : **As listed below**
Date Submitted : **29 November 1995.**

REF NO	CLAIMANT	PROPERTY DISCRIPTION	CURRENT OWNER
KRK6/2/3/A/6/0/198 9/275 (H42)	Joseph Peter Sepkitt	Erf 82055, City of Cape Town	City of Cape Town.

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

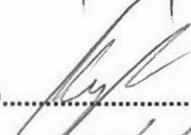
The Regional Land Claims Commission: Western Cape
 Private Bag X9163
 Cape Town
 8000

Tel: (021)409-0300

Fax: (021)424-5146

CHECKED.....

DATE.....05/12/2016

APPROVED.....

DATE.....23/1/16

Mr. L.H Maphutha
 Regional Land Claims Commissioner

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM**NOTICE 88 OF 2017****GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994)**

NOTICE IS HEREBY GIVEN IN TERMS OF SECTION 11(1) OF THE LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994), AS AMENDED. THIS CLAIM FOR THE RESTITUTION OF LAND RIGHTS HAS BEEN SUBMITTED TO THE REGIONAL LAND CLAIMS COMMISSIONER FOR THE WESTERN CAPE. THE PARTICULARS REGARDING THIS CLAIM ARE AS FOLLOWS:

REFERENCE NO: KRK 6/2/3/A/23/202/0/14 (WC106)

DISPOSSESSED PARTY: HELPMEKAAR, TULBAGH CLAIMANTS

PROPERTY DESCRIPTION: ERF 353 TULBAGH AND REMAINDER ERF 291 TULBAGH

SUBSEQUENT TO THE DISPOSSESSION ERF 353 TULBAGH WAS SUBDIVIDED INTO ERF 705 TULBAGH AND REMAINDER OF ERF 353 TULBAGH. ERF 705 WAS FURTHER SUB-DIVIDED INTO ERVEN 706-712, 714-719, 723-725 AND THE REMAINDER ERF 705 TULBAGH. ERVEN 706, 707, 714 AND 715 WERE CONSOLIDATED INTO ERF 798 TULBAGH AND ERVEN 709, 710, 711 AND 712 WERE CONSOLIDATED INTO ERF 799 TULBAGH. ERF 717 WAS SUBDIVIDED INTO ERF 1467 AND THE REMAINDER OF ERF 717 TULBAGH

CURRENT OWNERS: REMAINDER ERF 353: MUNICIPALITY OF TULBAGH; ERF 705: MUNICIPALITY OF TULBAGH; ERF 708: BLACKBIRD TRADING 156 CC; ERF 716: PETRUS CORNELIUS BADENHORST; ERF 717: CHRISMAN JOEL LOUW AND MARIA ISABELLA JACOBA LOUW; ERF 718: LOUIS P. FOURIE; ERF 719: REJANE WILLEMSE; ERF 723: BLIKKIES BLIGNAUT FAMILY TRUST; ERF 724: DENVER JOHN AND PAMELA MOURIES; ERF 725: KENNETH JOHN AND SOPHIA JULIUS; ERF 798: TELKOM SA LTD; ERF 799: OLD APOSTOLIC CHURCH OF AFRICA AND ERF 1467: ERF: ANTHEA ELAINE EHRENREICH; REMAINDER ERF 291 TULBAGH: CAREL AND JOHANNA MAGDALENA SUSANNA ALLEN

CAPACITY: TENNANCY

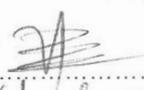
DATE OF LODGEMENT: 23 JUNE 1995

THE COMMISSION ON RESTITUTION OF LAND RIGHTS WILL INVESTIGATE THIS CLAIM IN TERMS OF PROVISIONS OF THE ACT IN DUE COURSE. ANY PARTY WHO HAS AN INTEREST IN THE ABOVE-MENTIONED LAND IS HEREBY INVITED TO SUBMIT, WITHIN 60 DAYS FROM THE PUBLICATION OF THIS NOTICE, ANY COMMENTS / INFORMATION TO:

OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER: WESTERN CAPE
PRIVATE BAG X9163
CAPE TOWN
8000

TEL: 021- 409 0300
FAX: 021 424 5146

MR. L.H. MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER

APPROVED: 

DATE: 2016/12/15

CHECKED BY: 

DATE: 07/11/2016

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 89 OF 2017**

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

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	see attached schedule
Extent of property	:	see attached schedule
Magisterial District	:	Port Shepstone
Administrative District	:	KwaZulu-Natal
Current Title Deed No.	:	see attached schedule
Current Owner	:	see attached schedule
Bonds & Restrictive Conditions (Interdicts)	:	see attached schedule
Claimant	:	Sakarabany Pillay on behalf of the Pillay Family
Date claim lodged	:	26 December 1998
Reference number	:	KRN6/2/E/41/0/0/115

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

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

Any comments and information should be submitted to:

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

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

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

LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

SCHEDULE

NO.	PROPERTY DESCRIPTION	EXTENT	CURRENT TITLE DEED NO.	CURRENT OWNER	BONDS & RESTRICTIVE CONDITIONS (INTERDICTS)
1	A portion of the consolidate Remainder of the farm Marburg No. 15316, know before consolidation as Portion 44 of the farm Lions Grove No. 12860	15, 4365 ha	T14806/1984	Gem Ont Raad – Com Dev Board	I-7584/1986LG
2	A portion of the consolidate Remainder of the farm Marburg No. 15316, know before consolidation as the Remainder of Portion 1 of the farm Lions Grove No. 12860	15, 4365 ha	T14806/1984	Gem Ont Raad – Com Dev Board	I-7584/1986LG

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 90 OF 2017**

**GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND
RIGHTS ACT, 22 OF 1994**

Notice is hereby given in terms of Section 11(1) of the Restitution of Land Rights Act no. 22 of 1994, which claims for the restitution of land rights on:

Reference No. KRK 6/2/2/B/108/0/0/47 (S938)

Claimant: Mr. Charles Francis Snyders

PREVIOUS DESCRIPTI ON	CURRENT DESCRIPTION	EXTENT OF LAND	CURRENT TITLE DEED	CURRENT OWNER
Warmzand No.468	Remaining Extent of portion 0	38.7802ha	T1832/2011	Triple D Farms PTY LTD.
	Portion 1	2.5695ha	T1300/1972	Nederduitse Gereformeerde Gemeente te Keimoes
	Portion 2 of the Remaining Extent of Farm Warmzand No. 468. (Consolidated to portion 28)	877.1015ha	T8373/1917	Multiple Owners
	Portion 4 of the Remaining Extent of Farm Warmzand No.468	10.7971ha	T751/1981	Johan George Van Der Merwe
	Portion 5 of the Remaining Extent of Farm Warmzand No.468	5.5475ha	T12/2008	South African Republic
	Portion 8	8.2470ha	T1833/2011	Triple D Farms PTY LTD.

Portion 9	9.1017ha	T1833/2011	Triple D Farms PTY LTD.
Portion 10 of the Remaining Extent of Farm Warmzand No.468	6096sqm	T12/2008	South African Republic
Portion 13	991sqm	T360/2014	Ben Moshimane Phuti
Portion 15 of the Remaining extent of Farm Warmzand No.468	30.2655ha	T1834/2011	Triple D Farms PTY LTD.
Portion 16	5.7388ha	T12/2008	South African Republic
Portion 17	6118sqm	T12/2008	South African Republic
Portion 19	15.3388ha	T994/1997	Johan George Van De Merwe.
Portion 20	82.3561ha	T2472/2003	Winsbeslis Vyf PTY LTD.
Portion 25 of the Remaining Extent of Farm Warmzand No.468	70.4082ha	T1221/1987	J.M Laubscher CC
Portion 28 of the Remaining extent of Farm Warmzand No.468	61.6202ha	T3051/2005	Winsbeslis Vyf PTY LTD.
Portion 30	486.6108ha	T678/1989	Jacobus Myndert Laubscher

Date submitted: 30 December 1998

Has been submitted to the Regional Land Claims Commissioner for the Northern Cape and that the Commission on Restitution of Land Rights will investigate the claims in terms of the provisions of the Act in due course. Any party who has an interest in the abovementioned land claim is hereby invited to submit, within 30 days from the date of publication of this notice, any comments / information to:

The Regional Land Claims Commissioner

Northern Cape

P.O Box 2458

Kimberley

8300

Tel: 053 807 5700

Fax 053 831 6501



Lebjane Maphutha

Regional Land Claims Commissioner

27/1/16

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 91 OF 2017**

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

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	see attached schedule
Extent of property	:	see attached schedule
Magisterial District	:	Alfred
Administrative District	:	KwaZulu-Natal
Current Title Deed No.	:	see attached schedule
Current Owner	:	see attached schedule
Bonds & Restrictive Conditions (Interdicts)	:	see attached schedule
Claimant	:	Gladys Mdunjana on behalf of the Mdunjana Family
Date claim lodged	:	14 October 1998
Reference number	:	KRN6/2/2/E/1/0/0/49

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

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

Any comments and information should be submitted to:

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

Tel: (033) 355 - 8400

Fax: (033) 342 - 3409

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

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

SCHEDULE

NO.	PROPERTY DESCRIPTION	EXTENT	CURRENT TITLE DEED NO.	CURRENT OWNER	BONDS & RESTRICTIVE CONDITIONS (INTERDICTS)
1	Portion 1 of the farm G P I No. 7659	3, 5312 ha	T2402/1917	Transnet Ltd	I-3050/1979LG
2	Remainder of Portion 2 of the farm G P I No. 7659	109, 7516 ha	T26026/1984	Wray Burnet Kettle	B12221/2013 B335/2006
3	Remainder of the farm Lot JT No. 4973	221, 7756 ha	T1001/1976	Malton Farm (Proprietary) Limited	B10758/2015 B11832/189 B11275/2002 K544/1996S
4	Portion 1 of the farm Lot JT No. 4973	16, 0720 ha	T472/1918	Transnet Ltd	I-2099/1983LG
5	Portion 2 of the farm Lot JT No. 4973	1, 8305 ha	T7028/1949	Assemblies of God Trust Co	I-2099/1983LG VA-218/1977-7028/949T
6	Remainder of the farm Lot CA No. 5033	16, 1217 ha	T12673/2014	David Evan Nothard	B18948/2014
7	Portion 2 of the farm Lot CA No. 5033	56, 7572 ha	T1001/1976	Malton Farm (Proprietary) Limited	B10758/2015 B11832/189 B11275/2002 K544/1996S
8	Portion 2 of the farm Lot U No. 5032	42, 8233 ha	T1001/1976	Malton Farm (Proprietary) Limited	B10758/2015 B11832/189 B11275/2002 K544/1996S

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 92 OF 2017**

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

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	see attached schedule
Extent of property	:	see attached schedule
Magisterial District	:	Umzinto
Administrative District	:	KwaZulu-Natal
Current Title Deed No.	:	see attached schedule
Current Owner	:	see attached schedule
Bonds & Restrictive Conditions (Interdicts)	:	see attached schedule
Claimant	:	Cindi Moodley on behalf of the Moodley Family
Date claim lodged	:	23 December 1998
Reference number	:	KRN6/2/2/E/47/0/0/46

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

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

Any comments and information should be submitted to:

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

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

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

LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 93 OF 2017**

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

WHEREAS a land claim was lodged by Keinock Jabulani Ndlovu on behalf of the Mpilonhle Community, which claim was published in terms of section 11 (1) of the Restitution of Land Rights Act, No 22 of 1994 (as amended), herein referred to as the Act.

And

WHEREAS during further investigation of the land claim in so far as it related to the properties referred to below, the Regional Land Claims Commissioner, has reason to believe that the criteria set out in section 11 (1) (b) of the Act, has not been met.

NOW THEREFORE NOTICE is hereby given in terms of section 11(A) (2) of the Act that at the expiry of **thirty (30) days** from the date of the publication of this notice in the Government Gazette, the notice of the claim previously published under the terms of section 11 (1) of the Act under Notice No. 1418 of 2004 published in Government Gazette No. 26552 dated 16 July 2004, will be amended to **WITHDRAW** the properties listed below, unless cause to the contrary is shown to the satisfaction of the Regional Land Claims Commissioner.

The details of Notice No. 1418 of 2004 published in Gazette No. 26552 dated 16 July 2004, include the following:

Reference No.	:	KRN6/2/2/E/19/0/0/24
Claimant	:	Keinock Jabulani Ndlovu on behalf of the Mpilonhle Community
Property Description	:	see attached schedule
Total extent	:	see attached schedule
Owner	:	see attached schedule

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

The representations must be forwarded to

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

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

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

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

SCHEDULE

NO.	PROPERTY DESCRIPTION	EXTENT	CURRENT TITLE DEED NO.	CURRENT OWNER	BONDS & RESTRICTIVE CONDITIONS (INTERDICTS)
1	Remainder of the farm Lot 50 No. 2589	385, 6658 ha	T2659/1919	Ingonyama Trust-Trustees	VA1317/1999
2	Portion 1 of the farm Lot 50 No. 2589	377, 1674 ha	T2659/1919	Ingonyama Trust-Trustees	VA1317/1999
3	Remainder of the farm Groot Vallei No. 941	371, 9036 ha	T28558/1994	Mount Ashley Farms (Pty) Ltd	EX120/2002
4	Remainder of Portion 2 of the farm Groot Vallei No. 941	293, 0059 ha	T17108/1977	Groot Vallei (Pty) Ltd	EX117/2002 B2178/1989 K1302/1996s
5	Portion 7 of the farm Groot Vallei No. 941	23, 0041 ha	T10555/1963	Republic of South Africa	K997/1998s
6	Portion 8 of the farm Groot Vallei No. 941	61, 3462 ha	T10555/1963	Republic of South Africa	I-411/1976LG
7	Portion 9 of the farm Groot Vallei No. 941	47, 1906 ha	T11371/1963	Republic of South Africa	K997/1998s
8	Portion 13 of the farm Groot Vallei No. 941	311, 1661 ha	T10703/1985	Richard Methold Goble	K1299/1996s VA921/1990-10703/198
9	Remainder of the farm Lot 51 No. 1794	480, 0498 ha	T34689/4/1996	Sappi Manufacturing (Pty) Ltd	K1074/1997s K1369/1983s
10	Remainder of Portion 1 of the farm Lot 51 No. 1794	173, 0474 ha	T63270/2001	Warwick Antony Dorning	None
11	Portion 2 of the farm Lot 51 No. 1794	25, 0873 ha	T7731/1988	Warwick Antony Dorning	B5169/1994
12	Portion 3 of the farm Lot 51 No. 1794	1, 3243 ha	T10338/1978	Michael Brown	I-3438/1976LG
13	Portion 4 of Portion 1 of the farm Lot 51 No. 1794	139, 0929 ha	T18373/1999	Stirling Guest Farm cc	None
14	Portion 5 of Portion 1 of the farm Lot 51 No. 1794	85, 0622 ha	T18374/1999	Warwick Antony Dorning	B285/2001

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 94 OF 2017**

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

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property : **That portion of Durban, commonly known as 74 Two Sticks Cato Manor**

Magisterial District : **Ethekwini**

Administrative District : **KwaZulu-Natal**

Claimant : **Bekabona Phidelis Mtolo on behalf of the Mtolo Family**

Date claim lodged : **31 December 1998**

Reference number : **KRN6/2/3/E/8/817/2716/5270**

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

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

Any comments and information should be submitted to:

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

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

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

LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 95 OF 2017**

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

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	Those portions of Durban commonly known as Lots 85 and 86 of the farm Cato Manor No. 812
Magisterial District	:	Ethekwini
Administrative District	:	KwaZulu-Natal
Claimant	:	Bawelile Priscilla Nkonyeni on behalf of the Nkonyeni Family
Date claim lodged	:	28 December 1998
Reference number	:	KRN6/2/3/E/8/817/2716/3845

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

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

Any comments and information should be submitted to:

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

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

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

LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 96 OF 2017**

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

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	That portion of Durban commonly known as 81 Ridgeview Road, Cato Manor
Magisterial District	:	Ethekwini
Administrative District	:	KwaZulu-Natal
Claimant	:	Thoko Danaza Sibiyi on behalf of the Sibiyi Family
Date claim lodged	:	31 December 1998
Reference number	:	KRN6/2/3/E/8/817/2716/5380

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

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

Any comments and information should be submitted to:

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

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

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

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

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 97 OF 2017**

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

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	That portion of Durban, commonly known as 240 Ryde Place, Malacca Road, Redhill, previously known as Remainder of Sub 1 of Lot B of Lot 10 of Lot E of Lotn 18b No. 1539
Magisterial District	:	Ethekwini
Administrative District	:	KwaZulu-Natal
Claimant	:	Nunkumar Baijnath
Date claim lodged	:	19 March 1995
Reference number	:	KRN6/2/3/E/8/817/1970/73

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

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

Any comments and information should be submitted to:

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

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

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

LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 98 OF 2017**

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

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	That portion of Durban commonly known as 113 Two Sticks, Cato Manor
Magisterial District	:	Ethekwini
Administrative District	:	KwaZulu-Natal
Claimant	:	Themba Muntuza Bhengu on behalf of the Bhengu Family
Date claim lodged	:	7 May 1997
Reference number	:	KRN6/2/3/E/8/817/2716/2947

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

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

Any comments and information should be submitted to:

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

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

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

LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM**NOTICE 99 OF 2017****GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994)**

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	Erf 447 Kingstown
Extent of property	:	0, 2023 ha
Magisterial District	:	Utrecht
Administrative District	:	KwaZulu-Natal
Current Title Deed No.	:	T21573/2004
Current Owner	:	Kingsley Community Trust-Trustees
Bonds & Restrictive Conditions (Interdicts)	:	None
Claimant	:	Slthabathaba Bruce Yeni on behalf of the Yeni Family
Date claim lodged	:	20 October 1998
Reference number	:	KRN6/2/2/49/0/0/16

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

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

Any comments and information should be submitted to:

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

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

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

LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 100 OF 2017**

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

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	That portion of Durban commonly known as 65 Cabazini, Cato Manor
Magisterial District	:	Ethekwini
Administrative District	:	KwaZulu-Natal
Claimant	:	Getrude Gcaba on behalf of the Gcaba Family
Date claim lodged	:	11 February 1996
Reference number	:	KRN6/2/3/E/8/817/2716/2982

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

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

Any comments and information should be submitted to:

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

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

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

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

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 101 OF 2017**

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

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	: see attached schedule
Extent of property	: see attached schedule
Magisterial District	: Utrecht
Administrative District	: KwaZulu-Natal
Current Title Deed No.	: see attached schedule
Current Owner	: see attached schedule
Bonds & Restrictive Conditions (Interdicts)	: see attached schedule
Claimant	: Mandlenkosi Samuel Mdlalose on behalf of the Mdlalose Family
Date claim lodged	: 29 December 1998
Reference number	: KRN6/2/E/49/0/23

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

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

Any comments and information should be submitted to:

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

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

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

LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

SCHEDULE

NO.	PROPERTY DESCRIPTION	EXTENT	CURRENT TITLE DEED NO.	CURRENT OWNER	BONDS & RESTRICTIVE CONDITIONS (INTERDICTS)
1	Portion 4 of the farm Rustvenwacht No. 151	378, 1332 ha	T23094/1984	Nicolaas Schoeman de Jager	B70174/2007 K2036/1991RM K997/1987S
2	Portion 5 of the farm Rustvenwacht No. 151	366, 7870 ha	T17391/2009	Lindi Kluge	K2036/1991RM K621/1996S VA1702/2009

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM**NOTICE 102 OF 2017****GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994 (ACT NO. 22 OF 1994)**

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	That portion of Durban commonly known as 24 Cabazini, Cato Manor
Magisterial District	:	Ethekwini
Administrative District	:	KwaZulu-Natal
Claimant	:	Velephi Gladys Ngwane on behalf of the Nguse Family
Date claim lodged	:	31 December 1998
Reference number	:	KRN6/2/3/E/8/817/2716/4612

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

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

Any comments and information should be submitted to:

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

Tel: (033) 355 - 8400

Fax: (033) 342 - 3409

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

LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 103 OF 2017**

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

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	Remainder of the farm Commissie Drift No. 1109
Extent of property	:	308, 3917 ha
Magisterial District	:	Richmond
Administrative District	:	KwaZulu-Natal
Current Title Deed No.	:	T30544/1989
Current Owner	:	Mellgem Estates (Pty) Ltd
Bonds & Restrictive Conditions (Interdicts)	:	B37834/1996; B40171/1995; K1247/1985L
Claimant	:	Mandla George Mncwabe on behalf of the Mncwabe Family
Date claim lodged	:	31 December 1998
Reference number	:	KRN6/2/2/E/42/0/0/36

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

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

Any comments and information should be submitted to:

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

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

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

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

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 104 OF 2017**

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

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	A portion of the consolidated Remainder of the farm Marburg No. 15316, known before consolidation as Portion 8 of the farm Lot 38 Marburg Settlement No. 5490
Extent of property	:	1, 2892 ha
Magisterial District	:	Port Shepstone
Administrative District	:	KwaZulu-Natal
Current Title Deed No.	:	T14806/1987
Current Owner	:	Gem Ont Raad – Com Dev Board
Bonds & Restrictive Conditions (Interdicts)	:	I-2099/1983LG
Claimant	:	Govindasamy Perumal and Venkettarajoo Perumal on behalf of the Perumal Family
Date claim lodged	:	23 November 1998
Reference number	:	KRN6/2/2/E/41/0/0/133

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

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

Any comments and information should be submitted to:

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

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

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

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

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 105 OF 2017**

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

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	: see attached schedule
Extent of property	: see attached schedule
Magisterial District	: Impendle
Administrative District	: KwaZulu-Natal
Current Title Deed No.	: see attached schedule
Current Owner	: see attached schedule
Bonds & Restrictive Conditions (Interdicts)	: see attached schedule
Claimant	: Henry Solomon Potgieter on behalf of the Potgieter Family
Date claim lodged	: 18 August 1998
Reference number	: KRN6/2/E/13/0/033

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

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

Any comments and information should be submitted to:

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

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

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

LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

SCHEDULE

NO.	PROPERTY DESCRIPTION	EXTENT	CURRENT TITLE DEED NO.	CURRENT OWNER	BONDS & RESTRICTIVE CONDITIONS (INTERDICTS)
1	The farm Kromdraai No. 9268	15, 6866 ha	T15603/1994	Vayi Eric Ndlela	B20683/1994
2	Remainder of the farm Hopewell A No. 8849	111, 3190 ha	T15603/1994	Vayi Eric Ndlela	B20683/1994
3	The farm Hopewell B No. 5372	60, 7029 ha	T15603/1994	Vayi Eric Ndlela	B20683/1994

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 106 OF 2017**

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

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	That portion of Durban, commonly known as 14 Bisto Lane, Mayville, Cato Manor
Magisterial District	:	Ethekwini
Administrative District	:	KwaZulu-Natal
Claimant	:	David Leslie Sibiya on behalf of the Sibiya Family
Date claim lodged	:	14 December 1998
Reference number	:	KRN6/2/3/E/8/817/2716/5245

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

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

Any comments and information should be submitted to:

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

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

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

LEBJANE MAPHUTHA
REGIONAL LAND CLAIMS COMMISSIONER: KWAZULU NATAL
DATE:

**DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM
NOTICE 107 OF 2017**

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

Notice is hereby given in terms of Section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No. 22 of 1994) that a claim for the restitution of land rights on the following properties have been lodged with the Regional Land Claims Commissioner: KwaZulu-Natal and that the Commission on Restitution of Land Rights will further investigate the claim in terms of provisions of the Act in due course:

Property	:	Sub 1 of P of Lot 32 Block B of the Townlands of Durban No. 1737
Extent of property	:	0, 0514 ha
Magisterial District	:	Ethekwini
Administrative District	:	KwaZulu-Natal
Previous Title Deed No.	:	T11747/1966
Claimant	:	Ahmed Simjee
Reference number	:	KRN6/2/3/E/8/817/18/236

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

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

Any comments and information should be submitted to:

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

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

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

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

DEPARTMENT OF TRANSPORT

NOTICE 108 OF 2017

**AIR SERVICE LICENSING ACT, 1990 (ACT NO.115 OF 1990)
APPLICATION FOR THE GRANT OR AMENDMENT OF DOMESTIC AIR
SERVICE LICENCE**

Pursuant to the provisions of section 15 (1) (b) of Act No. 115 of 1990 and Regulation 8 of the Domestic Air Regulations, 1991, it is hereby notified for general information that the application detail of which appear in the appendix, will be considered by the Air Service Licensing Council. Representation in accordance with section 15 (3) of the Act No. 115 of 1990 in support of, or in position, an application, should reach the Air Service Licensing Council. Private Box X 193, Pretoria, 0001, within 21 days of date of the publication thereof.

APPENDIX I

(A) Full name and trade name of the applicant. (B) Full business or residential address of the applicant. (C) Class of licence applied for. (D) Type of air service to which application applies. (E) Category of aircraft to which application applies.

(A) **Atlantic Tech Group (Pty) Ltd.** (B) 23 Restio Rd, Blouberg Hills Estate, Big Bay, Cape Town. (C) Class III. (D) Type G3, G4, G10 & G16 (Remotely Piloted Aircraft Systems). (E) Category H1.

(A) **Phakisa Civils (Pty) Ltd; CGOC Aviation.** (B) 511 Long Road, Welkom, 9459. (C) Class II & III. (D) Type N1, N2, G5, G7 & G10. (E) Category A3, A4, H1 & H2.

(A) **Plane Easy Leasing (Pty) Ltd.** (B) Hangar 3, Kruger Mpumalanga International Airport, Nelspruit, 1200. (C) Class II & III. (D) Type N1, N2, G3, G4, G5, G7, G8, G10 & G15. (E) Category A2, A3, A4 & H2.

(A) **KT Technical Services CC; Specialist Aerial Imagery Solutions.** (B) 51 Quentin Smythe Road, Kloof, Durban, 3610. (C) Class III. (D) Type G4 & G16 (RPAS ops). (E) Category H1.

APPENDIX II

(A) Full Name and trade name of the applicant. (B) Full business or residential address the applicant. (C) The Class and number of license in respect of which the amendment is sought (D) Type of air service and the amendment thereto which is being applied for (E) Category of aircraft and the amendment thereto which is being applied for. (F) Amendment referred to in section 14 (2) (b) to I.

(A) **Overberg Aviation Services (Pty) Ltd; Overberg Aviation.** (B) 2 Douglas Road, General Aviation Area, Cape Town International Airport, 7525. (C) Class II & III; N1075D & G1076D. (D) Type N1, N2, G2, G3, G4 & G10. (E) Category A3, A4 & H2. **Changes to the Management Plan:** CM du Plessis is appointed as the Chief Executive Officer, Responsible Person: Flight Operations & Responsible Person: Aircraft and J G Lottering is appointed as the Air Service Safety Officer.

DEPARTMENT OF TRANSPORT

NOTICE 109 OF 2017

**AIR SERVICE LICENSING ACT, 1990 (ACT NO.115 OF 1990)
APPLICATION FOR THE GRANT OR AMENDMENT OF DOMESTIC AIR
SERVICE LICENCE**

Pursuant to the provisions of section 15 (1) (b) of Act No. 115 of 1990 and Regulation 8 of the Domestic Air Regulations, 1991, it is hereby notified for general information that the application detail of which appear in the appendix, will be considered by the Air Service Licensing Council. Representation in accordance with section 15 (3) of the Act No.115 of 1990 in support of, or in position, an application, should reach the Air Service Licensing Council. Private Box X 193, Pretoria, 0001, within 21 days of date of the publication thereof.

APPENDIX I

(A) Full name and trade name of the applicant. (B) Full business or residential address of the applicant. (C) Class of licence applied for. (D) Type of air service to which application applies. (E) Category of aircraft to which application applies.

(A) Tzaneen Charter Flights CC. (B) 8 Industria Street, Industria South, Tzaneen, 0850. (C) Class III. (D) Type G2, G3, G4, G5, G8, G10, G11, G13 & G15. (E) Category A3, A4 & H2.

APPENDIX II

(A) Full Name and trade name of the applicant. (B) Full business or residential address the applicant. (C) The Class and number of license in respect of which the amendment is sought (D) Type of air service and the amendment thereto which is being applied for (E) Category of aircraft and the amendment thereto which is being applied for. (F) Amendment referred to in section 14 (2) (b) to I.

(A) Airtrack Adventures (Pty) Ltd; Airtrackers. (B) Letsatsing Game Park, Sun City Complex, Pilanesburg. (C) Class II; N705D. (D) Type N1. (E) Category A4. **Changes to the Management Plan:** S. D. Groom replaces H. G. Reynolds as the Chief Executive Officer.

(A) Bosveld Lugbespuiting (Pty) Ltd. (B) Preekstoel Road, Bethlehem Airfield, Bethlehem, 9700. (C) Class III; G182D. (D) Type G5 & G8. (E) Category A3 & A4. **Changes to the Management Plan:** E. G. Orsmond replaces J. A. Human as the Chief Executive Officer, M. A. Orsmond replaces J. A. Human as the RP: Flight Operation, M. A. Orsmond replaces J. A. Human as the RP: Aircraft & C. R. L. van Rooyen replaces R. Human as the Air Service Safety Officer and **changes to the Voting Rights:** E. G. Orsmond has 50% & D. M. Visser has 50%.

(A) Medair Charter (Pty) Ltd; Medair. (B) Hangar #202, Gate 7, Lanseria International Airport, Lanseria. (C) Class II & III; N469D & G564D. (D) Type N1, N2 & G7. (E) Category A1, A2, A3 & A4. **Addition of category H2.**

(A) MS Aviation (Pty) Ltd; MS Aviation. (B) Bldg B, Technosquare, 42 Morningside Road,, N'dabeni, Cape Town, 7405. (C) Class II; N940D. (D) Type N1 & N2. (E) Category A3 & A4. **Changes to the Management Plan:** H. J. van Zyl replaces P. A. Myburgh as the Air Service Safety Officer & **change to Voting Rights:** E. C. D. Gordon has 50% & G. A. Templeton has 50%.

APPENDIX II

(A) Orsmond Aerial Spray (Pty) Ltd. (B) Preekstoel Road, Bethlehem Airfield, Bethlehem, 9700. (C) Class III; G253D. (D) Type G2, G4, G5, G6, G8, G11, G13 & G14. (E) Category A2, A3 & A4. Changes to the Management Plan: G. N Orsmond replaces C. R. L. van Rooyen as the RP: Aircraft.

(A) Orsmond Aerial Spray (BHM) (Pty) Ltd; Orsmond Aerial Spray BHM. (B) Preekstoel Road, Bethlehem Airfield, Bethlehem, 9700. (C) Class III; G1166D. (D) Type G2, G5, G6, G8 & G13. (E) Category A3 & A4. Changes to the Management Plan: G. N. Orsmond replaces M. A. Orsmond as the RP: Flight Operations & G. N. Orsmond replaces C. P. van der Westhuizen as the RP: Aircraft.

(A) S A Airways (SOC) Ltd; SA Airways. (B) Airways Park, Jones Road, O R Tambo International Airport, 1627. (C) Class I, II & III; S552D, N553D & G554D. (D) Type S1, S2, N1, N2 & G2. (E) Category A1, A2 & A3. Changes to the Management Plan: Mr Terrance Ledwaba is appointed as the Air Service Safety Officer.

(A) Tzaneen Charter Flights CC. (B) 8 Industria Street, Industria South, Tzaneen, 0850. (C) Class II; N1047D. (D) Type N1 & N2. (E) Category A3, A4 & H2. Changes to the Management Plan: J. Du Toit replaces K. Malan as the Air Service Safety Officer.

(A) Westelike Provinsie Oesbespuiting Maatskappy (Pty) Ltd. (B) Preekstoel Road, Bethlehem Airfield, Bethlehem, 9700. (C) Class III; G254D. (D) Type G5 & G13. (E) Category A3 & A4. Changes to the Management Plan: P G R Steyn replaces E G Orsmond as the Chief Executive Officer, M A Orsmond replaces D J Verwey as the RP: Flight Operations & M A Orsmond replaces C P van der Westhuizen as the RP: Aircraft & changes to Voting Rights: P G R Steyn has 33.3%, G N Orsmond has 33.3% & M A Orsmond has 33.3%.

DEPARTMENT OF TRANSPORT**NOTICE 110 OF 2017****INTERNATIONAL AIR SERVICE ACT, (ACT NO.60 OF 1993)
GRANT /AMENDMENT OF INTERNATIONAL AIR SERVICE LICENSE**

Pursuant to the provisions of section 17 (12) of Act No.60 of 1993 and Regulation 15 (1) and 15 (2) of the International Air Regulations,1994, it is hereby notified for general information that the applications, detail of which appear in the Schedules hereto, will be considered by the International Air Services Council (Council) representation in accordance with section 16(3) of the Act No. 60 of 1993 and regulation 25(1) of International Air Services Regulation, 1994, against or in favour of an application, should reach the Chairman of the International Air Services Council at Department of Transport, Private Bag X 193, Pretoria, 0001, within 28 days of the application hereof. It must be stated whether the party or parties making such representation is / are prepared to be represent or represented at the possible hearing of the application.

APPENDIX II

(A) Full name, surname and trade name of the applicant. (B) Full business or residential address of the applicant. (C) Class of licence applied for. (D) Type of International Air Service to which application pertains. (E) Category or kind of aircraft to which application pertains. (F) Airport from and the airport to which flights will be undertaken. (G) Area to be served. (H) Frequency of flight.

(A) Medair Charter (Pty) Ltd, Medair. B) Hangar #202, Gate 7, Lanseria International Airport, Lanseria. (C) Class II & III; I/N068 & I/G099. (D) Type N1, N4 & G7. (E) Category A1, A2, A3, A4 & H2. (F) Lanseria International Airport. (G) & (H) Adding category H2.

(A) S A Airways (SOC) Ltd; SA Airways. (B) Airways Park, Jones Road, O R Tambo International Airport, 1627. (C) Class I & II; I/S094 & I/N095. (D) Type S1, S2, N1, N2, N3 & N4. (E) Category A1 & A2. (F) O R Tambo, Cape Town & Kingshaka International Airports. (G) & (H) Changes to the Management Plan: Mr Terrance Ledwaba is appointed as the Air Service Safety Officer.

BOARD NOTICES • RAADSKENNISGEWINGS

BOARD NOTICE 8 OF 2017

Building 2 Greenstone Hill Office Park Emerald Boulevard Modderfontein
PO Box 8237 Greenstone 1616 Johannesburg South Africa
Tel 087 940 8800 Fax 087 940 8873 E-mail board@irba.co.za
Docex DX008 Edenvale Internet www.irba.co.za

INDEPENDENT REGULATORY BOARD FOR AUDITOR (IRBA)

Established under section 3 of the Auditing Profession Act, No 26 of 2005

APPOINTMENT OF MEMBERS TO THE BOARD OF THE IRBA

Notice is hereby given in accordance with the provisions of Section 11(7) of the Auditing Profession Act, No 26 of 2005, that the Minister of Finance, Mr Pravin Gordhan, appointed the following persons as Board members of the IRBA.

BOARD MEMBERS OF THE IRBA

Mr Joe Lesejane

Ms Matshepo More

Both appointments are with effect from 1 December 2016 – 30 November 2018

Bernard Peter Agulhas

Chief Executive Officer

Established in terms of Act 26 of 2005

BOARD NOTICE 9 OF 2017**CODE OF CONDUCT IN TERMS OF SECTION 19(1) OF THE GEOMATICS PROFESSION ACT 19, 2013.**

The South African Geomatics Council has, in consultation with the Minister of Department of Rural Development and Land Reform, prepared a code of conduct for registered persons for the purpose of publication in terms of section 19(1) of the Geomatics Profession Act 19, 2013 (Act No. 19 of 2013).

The attached code of conduct shall come into effect after thirty (30) days from the date of publication.

Enquiries : Joan Vermaak
plato@icon.co.za or 011 626 1040


MR M RIBA
CHAIRPERSON OF THE SOUTH AFRICAN GEOMATICS COUNCIL
DATE: 19/01/2016

South African Geomatics Council

Draft Code of Conduct of the Geomatics Profession

Revision 5

Framed in terms of section 19(1) of the Geomatics Profession Act, 19 of 2013

1. Definitions

(1) In this Code, unless the context indicates otherwise—

“allied professionals” means any person registered in terms of

- (a) Section 18(1)(a) of the Architectural Profession Act, 44 of 2000, or
- (b) Section 18(1)(a) of the Engineering Profession Act, 46 of 2000, or
- (c) Section 18(1)(a) of the Landscape Architectural Profession Act, 45 of 2000, or
- (d) Section 13(1)(b) or section 13(1)(c) of the Planning Profession Act, 36 of 2002, or
- (e) Section 18(1)(a) of the Quantity Surveying Profession Act, 49 of 2000.

or any other person registered in terms of any other Act of the Parliament of the Republic of South Africa and accepted by Council in consultation with the Minister to be an allied profession, provided that such acceptance shall be published by notice in the Government Gazette.

“Council” means the South African Geomatics Council established in terms of section 3(1) of the Act;

“document” shall include any plan, report, letter, opinion or certificate, whether required in terms of other legislation or not, which is produced in the course of a member’s professional duties;

“environment” means environment as defined in section 1 of National Environmental Management Act, 107 of 1998;

“geomatics equipment” means anything used in the carrying on of the work of the geomatics profession and includes any instrument, machine, aircraft, vehicle, vessel, computer programme or any system;

“geomatics practice” means a

- (a) sole proprietorship owned by a member practicing in the business of the geomatics profession, or

- (b) a partnership, in which the partners include at least one member engaged in the business of the geomatics profession on behalf of the partnership, and may include allied professionals, provided that Council has agreed in writing to the inclusion of any allied professional in the partnership, or
- (c) a company as contemplated in section 17(1) of the Act;

"information" includes drawings, designs, records, reports, specifications, calculations, contractual documents, as-built records or plans and any other documents, including electronic data, that form part of any of the records relating to the geomatics profession work carried out by a member of geomatics practice;

"member" means a geomatics practitioner as defined in section 1 of the Act;

"the Act" means the Geomatics Profession Act, 19 of 2013.

- (2) In this Code, any word or expression derived from a word or expression defined in subsection (1) has a corresponding meaning unless the context indicates that another meaning is intended.

2. Preamble

- (1) The purpose of the Code of Conduct is to –
 - (a) Make rules prohibiting actions or conduct by members or by geomatics practices, as the case may be, which constitute improper conduct, and where such actions or conduct give rise to a charge of improper conduct against a member or a geomatics practice, which must be investigated by Council in terms of section 20 of the Act; and
 - (b) to ensure that all registered persons apply their knowledge and skills in the interest of their profession, the public and the environment and execute all work with integrity and professionalism.
- (2) All members and all geomatics practices are subject to the rules.
- (3) All members are obliged to carry out geomatics work in a professional manner guided by skill, competency and integrity.

CHAPTER I: TRANSPARENCY AND EQUITY

3. Transparency and equity in the geomatics profession

- (1) Members and geomatics practices may not perform any act or conduct themselves in any way which knowingly or deliberately frustrates the implementation of the transparency and equity principle prescribed of section 2(c)(v) of the Act.

- (2) Members and geomatics practices shall as far as is possible give effect to the transparency and equity principle of the Act when offering employment and training opportunities and in assessing the suitability of members for promotion, inclusion in partnership or appointment as directors or shareholders of companies contemplated in section 17 of the Act.

CHAPTER II: QUALITY AND INTEGRITY

4. The integrity of the geomatics profession

(1) Members and geomatics practices -

- (a) must state their professional qualifications truthfully; and
 - (i) may not undertake or offer to undertake work which may only be performed in terms of any law by a person registered in a specified category, which category is defined in terms of the Act, or which is work which may only be performed by any other profession;
 - (ii) may not misrepresent, or permit misrepresentation of their academic or professional qualifications, competency or experience, nor exaggerate their own degree of responsibility for any professional service;
- (b) must discharge their duties to their employers, clients, associates and the public with integrity, fidelity and honesty;
- (c) must not undertake any professional service under conditions or terms that would compromise their ability to carry out their responsibilities.
- (d) must not engage in any act of dishonesty, corruption, bribery or unethical conduct;
- (e) may not, unless required by law or by these rules, divulge any information of a confidential nature obtained in the exercise of their professional duties;
- (f) must notify the Council immediately if they become aware of a violation of these rules by any other member or geomatics practice; and
- (g) must notify the Council immediately they are declared insolvent by any Court in the Republic of South Africa.
- (h) may not without satisfactory reasons destroy or dispose of, or knowingly allow any other person to destroy or dispose of, any information within a period of 10 years after completion of the professional service concerned;
- (i) may not issue any information in respect of geomatics profession work prepared by them or by any other person under their direction or control, unless such information bears the date of issue, the name and registration number of the responsible member or geomatics practice.

- (2) A member must make professional decisions and/or recommendations and/or provide professional opinions that are independent, honest, objective and based on an investigation and knowledge of facts relevant to any matter in respect of which he or she is consulted by a client or employer;
- (3) A member must not sign or otherwise identify as having been issued by him or her or his or her practice, any document of which he or she or his or her practice is not the bona fide author;
- (4) A member who serves in a geomatics practice as sole proprietor, partner or director must ensure that adequate supervision and control is exercised over persons in the practice undertaking geomatics profession work.
- (5) A member who is employed in his or her professional capacity must ensure that adequate supervision and control is exercised over persons who are answerable to or under the control, direction or supervision of the member, when undertaking geomatics profession work.

5. Appointments, fees and payment for geomatics profession work

- (1) Members and geomatics practices shall ensure that all appointments for geomatics profession work include –
 - (a) the fee or fee estimate or rate for the work;
 - (b) the deliverable products or services;
 - (c) the estimated delivery date or estimated time to completion;
 - (d) the specification for the work; and
 - (e) any direct costs or expenses which may occur or be reasonably assumed to occur and which are to be paid for by the client,provided that where a client waives the requirement for any of the items in sections (a) to (e) these need not be provided.
- (2) Members and geomatics practices will charge reasonable fees for services rendered.
- (3) In the absence of fees having been agreed between a member or geomatics practice and the client prior to commencement of the client's instruction, members and geomatics practices may not charge more than the fee permitted by a recommended tariff published in terms of the Act.
- (4) Members and geomatics practices may not accept appointment for geomatics profession work conditional upon the payment of a deposit or any other form of payment, by the client, prior to commencement of such work;
- (5) Members and geomatics practices may not demand or accept payment for geomatics profession work prior to completion of the work; provided that this rule will not be interpreted to prohibit progress or staged or phased payment for work by prior agreement between the member or practice and the client.

6. Supersession

No member or geomatics practice may supersede another member or practice, as the case may be, on any geomatics profession work which he, she or the practice knows, or ought to have known or suspected, had been entrusted to such other member or practice without first ascertaining from him or her or the practice, in writing or by any other means satisfactory to the council, that the client's instruction has been terminated.

7. Partnership with allied professionals

A member may not in his or her professional capacity enter into a partnership unless all the member's partners are members; provided that a partnership may include allied professionals; provided further that members may enter into a partnership with persons who are not allied professionals with the written consent of Council.

8. Touting and paying for work

Members and geomatics practices may not tout or canvas for geomatics work, either personally or through any other person, or improperly seek to obtain an appointment, or by way of commission or otherwise, make or offer to make payment to a client or prospective client or employer or prospective employer or any other person for obtaining such appointment.

9. Direct interest, gratuities and commissions, and conflict of interests

- (1) Members and geomatics practices may not, either directly or indirectly, receive any gratuity, or commission or other financial benefit on any article or process used in or for the purpose of the professional service in respect of which they are employed, unless such gratuity, commission or other financial benefit has been authorised in writing by the employer or client concerned.
- (2) Members and geomatics practices must take all reasonable steps to avoid a conflict of interests between clients or employers.

10. Name and style of carrying on a geomatics practice

- (1) No geomatics practice may use a name with any misleading content for the title and style or name of the practice nor claim in any practice name, letterhead, advertising material, document or publication, or in any other way, either directly, indirectly or by inference, to be competent to perform work which may only be performed in terms of any law by a person registered in a specified category, which category is defined in terms of the Act, if no

such suitably registered person is a sole proprietor, partner or director, or full-time employee as the case may be, of the geomatics practice.

- (2) In the event that a geomatics practice does anything or causes to be done anything in contravention of section (1) then the sole proprietor, partners or directors, as the case may be, of the geomatics practice may be held, jointly and severally to be in contravention of section 4(a) of this Code and may be held, jointly and severally, to be guilty of an offence in terms of section 36(6) of the Act.

11. Documentation and advertising

- (1) Members and geomatics practices may not advertise their professional services in a laudatory manner which undermines the dignity of the profession or brings the profession into disrepute.
- (2) All media used by a member or a geomatics practice for the purpose of advertising, marketing, professional communication or professional correspondence, including press advertisements, letterheads, reports, electronic communication, and social media communication may display the following -
- (i) the name of the member or geomatics practice and relevant branches of practice;
 - (ii) the name or names of the sole proprietor, partners or directors as the case may be, and their registration numbers
 - (iii) the category or categories of registration for the sole proprietor, partners or directors, as the case may be;
 - (iv) a description of the geomatics profession work which the member or geomatics practice may undertake;
 - (v) relevant physical and postal addresses, telephone numbers, fax numbers, email addresses and company and VAT registration numbers, if applicable.
- (3) A member or geomatics practice may display a name plate or panel of plain character bearing his or her name or the name of the practice, as the case may be, at the entrance to the office of the member or practice and at the entrance to a building in which the office is located.
- (4) Members and practices may not reproduce, use or display Council's logo in any form or manner without the written approval of Council.

12. Advertising of geomatics equipment

No member or geomatics practice may permit his or her name or the name of the practice, as the case may be, to be used in connection with the direct advertisement of any geomatics equipment.

13. Work outside the borders of the Republic of South Africa

Members and geomatics practices must order their conduct in connection with work outside the borders of the Republic of South Africa in accordance with these rules in so far as they are not inconsistent with the law of the country concerned; provided that where there are recognised standards of professional conduct in a country outside the Republic, they must adhere to those standards in as far as they are not inconsistent with these rules; provided further that where there are no officially recognised standards or rules of professional conduct in such country, these rules shall apply.

CHAPTER III: PROMOTION OF THE PROFESSION, COMPETENCE AND STANDARDS**14. The dignity and reputation of the geomatics profession**

Members and geomatics practices -

- (a) must order their conduct so as to uphold the dignity, standing and reputation of the profession and of Council;
- (b) may not, whether practicing their profession or otherwise, deliberately or knowingly injure the professional reputation of any other member or geomatics practice;
- (c) must provide professional services of quality and scope, and to a level, which is commensurate with accepted standards and practices in the geomatics profession;
- (d) must discharge their duties to their employers, clients, associates and the public effectively with skill, efficiency, professionalism, knowledge, competence, care and diligence;
- (e) may not undertake or offer to undertake a professional service for which their education, training and experience does not render them competent; and
- (f) must when providing professional service, engage in and adhere to acceptable practices.

15. Technical and Professional competence

- (1) Where geomatics profession work is performed by a person on behalf of a member, the member shall be responsible for supervising the work, for completion of the work, and for the quality of the work, regardless of whether or not the work is reserved in terms of section 16 of the Act or is reserved in terms of any other legislation.

- (2) A member should not allow an unregistered person to perform the work of a Geomatics Practitioner.
- (3) A member shall regularly engage in continuing professional development activities in order to ensure that he or she remains up to date with developments within the geomatics fields and maintain his or her professional expertise and competence.

CHAPTER IV: THE ENVIRONMENT

16. The environment

Members and geomatics practices must at all times have regard for and promote practices and procedures that protect the health, safety and welfare of people and the environment and shall -

- (a) in carrying out the work of the geomatics profession strive to avoid adverse impact on the environment; and
- (b) comply with any legislation the purpose of which is to protect the environment and to promote sustainable development.
- (c) Make good on any unauthorised damage.

CHAPTER V: TRANSFORMATION

17. Transformation of the geomatics profession

- (1) Members and geomatics practices may not perform any act or conduct themselves in any way which knowingly or deliberately frustrates the transformation purpose of the Act or which frustrates the implementation of the principle stated of section 2(c)(v) of the Act.
- (2) Members and geomatics practices shall wherever possible give effect to the transformation purpose of the Act and the principle stated in sections 2(c)(i) and 2(c)(v) of the Act through the enhancement of professionalism and competence of persons registered in terms of the Act and through development and transfer of geomatics profession skills, knowledge and standards.

CHAPTER VI: GENERAL

18. Replacement of existing rules

These rules replace chapter VIII, entitled "Improper Conduct" of the rules published in terms of The Professional and Technical Surveyors' Act, 40 of 1984.

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