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

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GOVERNMENT NOTICE GOEWERMENSKENNISGEWING

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM DEPARTEMENT VAN OMGEWINGSKE EN TOERISME

No. 11

4 January 2002

CORRECTION NOTICE

Government Notice No. 1247 of 22 October 1999, published in *Government Gazette* No. 20544 of 22 October 1999, is amended by deleting all reference to 10 February 1994 and replacing it with 10 February 1984.

No. 11

4 Januarie 2002

REGSTELINGSKENNISGEWING

Goewermentskennisgewing No. 1247 van 22 Oktober 1999 wat in *Staatskoerant* No. 20544 van 22 Oktober 1999 verskyn het, word gewysig deur die skraping van 10 Februarie 1994 en vervanging met 10 Februarie 1984.

GENERAL NOTICES ALGEMENE KENNISGEWINGS

NOTICE 3 OF 2002

CO-OPERATIVES TO BE STRUCK OFF THE REGISTER: KHUTHALA PROJECT CO-OPERATIVE LIMITED, AFRICAN CONSUMERS CO-OPERATIVE SOCIETY LIMITED AND AMOHELANG CO-OPERATIVE LIMITED

Notice is hereby given that the names of the above-mentioned co-operatives will, after the expiration of sixty days from the date of this notice, be struck off the register in terms of the provisions of section 45 (2) of the Co-operatives Act, 1981, and the co-operatives will be dissolved unless proof is furnished to the effect that the co-operatives are carrying on business or are in operation.

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

Registrar of Co-operatives

Office of the Registrar of Co-operatives
Agricultural Building
20 Beatrix Street
Private Bag X237
PRETORIA
0001.

KENNISGEWING 3 VAN 2002

KOÖPERASIES VAN DIE REGISTER GESKRAP TE WORD: KHUTHALA PROJECT CO-OPERATIVE LIMITED, AFRICAN CONSUMERS CO-OPERATIVE SOCIETY LIMITED EN AMOHELANG CO-OPERATIVE LIMITED

Hiermee word bekendgemaak dat die name van bogenoemde koöperasies na verloop van sestig dae met ingang vanaf die datum van hierdie kennisgewing van die register geskrap sal word ooreenkomstig die bepalings van artikel 45 (2) van die Koöperasiewet, 1981, en die koöperasies sal ontbind word tensy bewys gelewer word dat die koöperasies handel drywe of in werking is.

Enige besware wat belanghebbende persone teen hierdie prosedure wil inbring, moet met vermelding van redes voor verstryking van die tydperk van sestig dae by hierdie Kantoor ingedien word.

Registrateur van Koöperasies

Kantoor van die Registrateur van Koöperasies
Landbougebou
Beatrixstraat 20
Privaatsak X237
PRETORIA
0001.

(4 January 2002)

NOTICE 4 OF 2002**DEPARTMENT OF TRANSPORT**

AIR SERVICE LICENSING ACT, 1990 (ACT No. 115 OF 1990)

APPLICATIONS FOR THE GRANT OR AMENDMENT OF DOMESTIC AIR SERVICE LICENCES

Pursuant to the provisions of section 15 (1) (b) of Act No. 115 of 1990 and regulation 8 of the Domestic Air Services Regulations, 1991, it is hereby notified for general information that the applications details of which appear in the Schedule, will be considered by the Air Service Licensing Council.

Representations in accordance with section 15 (3) of Act No. 115 of 1990 in support of, or in opposition to, an application, should reach the Air Service Licensing Council, Private Bag X193, Pretoria, 0001, within 21 days of the date of publication hereof.

SCHEDULE 1**APPLICATION FOR A GRANT OF AN AIR SERVICE LICENCE**

(A) Full name and trade name of applicant. (B) Full business or residential address of applicant. (C) Class of licence applied for. (D) type of air service to.

(A) Flitescapes Aviation (Pty) Ltd T/A Skyscapes. (B) 1st Floor Terminal Building, Lanseria Airport. (C) Class II. (D) Types: N1 and N2. (E) Category: A3 and A3.

SCHEDULE 2**APPLICATION FOR THE AMENDMENT OF THE AIR SERVICE LICENCE**

(A) Full name and trade name of applicant. (B) Full business or residential address of applicant. (C) The Class and number of licence 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 (e).

(A) NAC Aviation Business Centre (Pty) Ltd T/A National Airlines changed name to National Airways Corporation Cape Town T/A. (B) Cape Town International Airport, Cape Town. (C) Class: I, II and III; S568D, N619D and G639D. (D) Type: S1, S2, N1, N2, G3. (E) Category: A2, A3, A4 and H2. (F) Changes to the Management Plan: Appointment of Mr D Van Niekerk as Responsible Person: Fixed Wing Aircraft and Air Service Safety Officer.

SCHEDULE 2**APPLICATION FOR THE AMENDMENT OF THE AIR SERVICE LICENCE**

(A) Full name and trade name of applicant. (B) Full business or residential address of applicant. (C) The Class and number of licence 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.

(A) Strato Air Services CC T/A Strato Air. (B) Office No 18, Rand Airport, Germiston. (C) Class: I, II and III; S512D, N511D and G548D. (D) Type: S1, N1, G11. (E) Category: A3 and A4. (F) Changes to the Management Plan: Mr B Buxmann was appointed as Responsible Person: Aircraft as well as Responsible Person: Flight Operations and Mr D Avnit as the CEO. Change of Ownership: Mr J van Heeden now holds a 15% member interest, Mr D Avnit Holds 51% interest and Mr B Buchmann hold 34 member interest.

SCHEDULE 2**APPLICATION FOR THE AMENDMENT OF THE AIR SERVICE LICENCE**

(A) Full name and trade name of applicant. (B) Full business or residential address of applicant. (C) The Class and number of licence 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.

(A) Ingwe Africa Aviation (Pty) Ltd T/A Ingwe Africa Aviation (Pty) Ltd. (B) Cape Aviation Business Centre, Non-scheduled Air Carriers, Carrier Road, Cape Town International Airport. (C) Class: II and III; N581D and G582D. (D) Type: N1, N2, G2, G3, G4, G7, G8, G10, G11 and G15. (E) Category: H1 and H2. (F) Changes to the Management Plan: C Aberdein was appointed as Responsible Person: Aircraft, G Uys as Responsible Person: Flight Operations and C Bohnenn as the Air Safety Officer.

SCHEDULE 2**APPLICATION FOR THE AMENDMENT OF THE AIR SERVICE LICENCE**

(A) Full name and trade name of applicant. (B) Full business or residential address of applicant. (C) The Class and number of licence 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.

(A) Helicopter Training Services CC T/A Hover Dynamics. (B) Grand Central Airport, Block B. New Road, Midrand. (C) Class: II and III; N645D and G190D. (D) Type: N1, N2, G3, G4, G8, G10 and G15. (E) Category: H1 and H2. (F) Changes to the Management Plan: D. Feldmann was appointed as Responsible Person: Aircraft (Midrand), G Soule as Responsible Person Aircraft (Durban) and N Cooke as Responsible Person: Air Safety (Durban).

SCHEDULE 2**APPLICATION FOR THE AMENDMENT OF THE AIR SERVICE LICENCE**

(A) Full name and trade name of applicant. (B) Full business or residential address of applicant. (C) The Class and number of licence 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.

(A) Alpine Aviation (Pty) Ltd. (B) Grand Central Airport, Block B. New Road, Midrand. (C) Class: II and III; N645D and G190D. (D) Type: N1, N2, G3, G4, G8, G10 and G15. (E) Category: H1 and H2. (F) Changes to the Management Plan: Mr Bond was appointed as CEO, Mr Swart as Responsible Person: Flight Operations, and Mr Comaren as Responsible Person Aircraft as well as Air Safety Officer.

(4 January 2002)

NOTICE 5 OF 2002**DEPARTMENT OF TRANSPORT**

INTERNATIONAL AIR SERVICES ACT, 1993 (ACT No. 60 OF 1993)

APPLICATIONS FOR THE GRANT/AMENDMENT OF INTERNATIONAL AIR SERVICE LICENCE

Pursuant to the provisions of section 16 (1) of Act No. 60 of 1993 and regulations 14 (1) and 14 (2) of the International Air Services Regulations, 1994, it is hereby notified for general information that the application, details of which appear in the Schedule hereto, will be considered by the International Air Service Council (Council).

Representations in accordance with section 16 (3) of Act No. 60 of 1993 and regulation 25 (1) of the International Air Services Regulations, 1994, against or in favour of an application, should reach the Chairman of the Council at Private Bag X193, Pretoria, 0001, within 28 days of publication hereof. It must be stated whether the party or parties making such representation is/are prepared to be present or represented at the possible hearing of the application.

The Council will cause notice of the time, date and place of the proceedings to be given in writing to the applicant and all parties who have made representations as aforesaid and who desire to be present or represented at the hearing.

SCHEDULE 2**APPLICATION FOR THE AMENDMENT OF LICENCE**

(A) Full name, surname and the trade name of applicant. (B) Full business or residential address of applicant. (C) Class and number of licence in respect of which the amendment is being sought. (D) Type of international air service and amendment thereto for which application is being made. (E) Category or kind of aircraft and the amendment thereto for which application is being made. (F) Airport from and the airport to which flights are undertaken and the amendment thereto for which application is being made. (G) Area served and the amendment thereto for which application is being made. (H) Frequency of flights and the amendment thereto for which application is being made. (I) Condition and the amendment thereto for which application is being made.

(A) Nationwide Airlines (Pty) Ltd, Nationwide Airlines. (B) Hanger 10, Lanseria Airport, Lanseria. (C) Class I; No. I/S092. (D) Type S1 and S2. (E) Category A1, A2 and A3. (F) and (H) From Johannesburg/Cape Town International Airport, add the following:

State	Destination	Frequency
Belgium	Brussels.....	6 (six) return flights per week.
USA	London	4 (four) return flights per week.
Germany.....	Munchen.....	4 (four) return flights per week.

(4 January 2002)

NOTICE 9 OF 2002

The National Treasury hereby announces that transfer documents for registration in respect of the undermentioned Republic of South Africa Internal Registered Bonds must be lodged with the office of this Department at Room 1403, 240 Vermeulen Street, Pretoria, not later than 1 January 2002 to qualify for the interest payment on 1 February 2002.

Internal Registered Stock, 12,75%, 2006 (R163).

Internal Registered Stock, 12,75%, 2007 (R164).

Internal Registered Stock, 12,75%, 2008 (R165).

Internal Registered Stock, 12,90%, 2012 (R166).

Internal Registered Stock, 12,90%, 2013 (R167).

Internal Registered Stock, 10%, 2013 (R179).

KENNISGEWING 9 VAN 2002

Die Nasionale Tesourie maak hiermee bekend dat oordragdokumente vir registrasie ten opsigte van die ondergemelde Republiek van Suid-Afrika Binnelandse Geregistreerde Effekte nie later nie as 1 Januarie 2002 by die Departement se kantoor te Kamer 1403, Vermeulenstraat 240, Pretoria, ingelewer word ten einde vir rentebetaling op 1 Februarie 2002 te kwalifiseer.

Binnelandse Geregistreerde Effekte, 12,75%, 2006 (R163).

Binnelandse Geregistreerde Effekte, 12,75%, 2007 (R164).

Binnelandse Geregistreerde Effekte, 12,75%, 2008 (R165).

Binnelandse Geregistreerde Effekte, 12,90%, 2012 (R166).

Binnelandse Geregistreerde Effekte, 12,90%, 2013 (R167).

Binnelandse Geregistreerde Effekte, 10%, 2013 (R179).

(4 January 2002)/(4 Januarie 2002)

NOTICE 6 OF 2002**PENSION FUNDS ACT, 1956, LONG-TERM INSURANCE ACT, 1998, SHORT-TERM INSURANCE ACT, 1998.****AMENDED REQUIREMENTS IMPOSED BY THE FINANCIAL SERVICES BOARD FOR NOMINEE COMPANIES TO OPERATE IN SOUTH AFRICA.**

1. I, Jeffrey van Rooyen –

- (1) Registrar of Pension Funds;
- (2) Registrar of Long-term Insurance;
- (3) Registrar of Short-term Insurance;

hereby publish for notification under-

- (a) section 5(3) of the Pension Funds Act, 1956 (Act No. 24 of 1956);
- (b) section 34(1)(b) of the Long-term Insurance Act, 1998 (Act No. 52 of 1998);
- (c) section 33(1)(b) of the Short-term Insurance Act, 1998 (Act No. 53 of 1998);

the requirements imposed by the Financial Services Board for nominee companies to operate in South Africa as set forth in the Schedule hereto.

2. This Notice comes into operation on 1 January 2002.



J VAN ROOYEN

REQUIREMENTS IMPOSED BY THE FINANCIAL SERVICES BOARD FOR NOMINEE COMPANIES TO OPERATE IN SOUTH AFRICA

1. COMPLIANCE REQUIRED

- 1.1 Nominee companies, who want to register or hold any assets of long-term insurers, short-term insurers or pension funds, need prior written approval of the Registrar of Long-term Insurance, the Registrar of Short-term Insurance or the Registrar of Pension Funds, as the case may be.
- 1.2 Nominee companies, who want to hold clients' securities in the Share Transactions Totally Electronic (STRATE) environment, by appearing in a sub-register maintained by a Central Securities Depository Participant (CSDP), must comply with the criteria determined by the registrar.
- 1.3 These requirements are not applicable to foreign nominee companies.
- 1.4 Applications in terms of clause 1.1 and/or 1.2 above have to comply with the requirements as discussed below.
- 1.5 The registrar concerned shall for the purpose of this Notice, be in the case of long-term insurers, the Registrar of Long-term Insurance; in the case of short-term insurers, the Registrar of Short-term Insurance; in the case of pension funds, the Registrar of Pension Funds and in the case of STRATE, the Registrar referred to in the Custody and Administration of Securities Act, 85 of 1992.

2. AUTHORITY

The authority of the registrar concerned to approve nominee companies, is derived from the following legislation:

- 2.1 in the case of long-term insurers, section 34(1)(b) of the Long-term Insurance Act, 1998;
- 2.2 in the case of short-term insurers, section 33(1)(b) of the Short-term Insurance Act, 1998; and
- 2.3 in the case of pension funds, section 5(3) of the Pension Funds Act, 1956.

3. PRINCIPLES WHICH UNDERLY THE MAINTENANCE OF REGISTERS OF OWNERSHIP

- 3.1 In terms of section 91A of the Companies Act, 1973 only a central securities depository, such as STRATE Ltd, may maintain a register of ownership of uncertificated listed securities and only CSDPs may maintain a sub-register of such ownership.

- 3.2 In terms of the rules of STRATE a nominee company may not appear in a sub-register maintained by a CSDP unless the nominee company complies with the criteria determined by the registrar.
- 3.3 The nominee register (sub-sub register) is the sole record of beneficial ownership by persons reflected in the nominee register as a share certificate is no longer *prima facie* evidence of ownership in a STRATE approved listed security in terms of section 91A of the Companies Act, 1973.
- 3.4 The responsibilities of, and risks associated with operating a nominee register in this new electronic environment are therefore greater than before. Its accuracy, timeous updating, security from error or manipulation and the necessity to have real time disaster discovery are essential for anyone operating a nominee register.
- 3.5 All the necessary controls and procedures therefore need to be in place before anyone could apply in terms of these requirements and applicants would need to comply with the capital adequacy requirements as laid down by the registrar from time to time.

4. APPLICATION PROCEDURE

- 4.1 An application for approval of a nominee company shall be lodged with the Financial Services Board ("FSB"), PO Box 35655, Menlo Park, Pretoria, 0102. The nominee company must clearly indicate whether it will participate in the STRATE environment. If the nominee company will hold assets on behalf of more than one of the aforementioned institutions, only one application needs to be lodged, although separate approvals in terms of the applicable legislation will be granted by the registrar(s) concerned should the application be successful.
- 4.2 No application for approval of a nominee company need be lodged with the FSB, if the nominee company participates in the STRATE environment but will not hold assets on behalf of a pension fund, a long-term insurer or a short-term insurer and is a subsidiary of a member of the JSE Securities Exchange South Africa (JSE) or a CSDP of STRATE, as they will be approved by the JSE and STRATE, respectively.
- 4.3 Before an application referred to in clause 4.1 is lodged, an audit certificate as specified in clause 5.3.5 should be obtained.

5. REQUIREMENTS

5.1 NOMINEE COMPANIES

For the purposes of this document, a nominee company refers to any entity that holds assets in its own name on behalf of the beneficial owner (i.e. the nominee company is not the beneficial owner of these assets).

A nominee company must -

- 5.1.1 be a registered company under the Companies Act, 1973: and

- 5.1.2 be wholly owned by a holding company; and
- 5.1.3 have adequate insurance against loss through fire, theft and the like in place for trust assets held by the nominee company as well as fidelity guarantee cover; and
- 5.1.4 conclude a written agreement with each pension fund, short-term insurer and long-term insurer whose assets it will hold and the agreement should comply with the minimum requirements as required by the registrar concerned.

5.2 HOLDING COMPANIES

The nominee company may not have a natural person as a shareholder.

5.2.1 The nominee company must be wholly owned by -

- 5.2.1.1 a long-term or short-term insurer as defined in section 1 of the Long-term Insurance Act, 1998 and section 1 of the Short-term Insurance Act, 1998, respectively; or
- 5.2.1.2 a member as defined in section 1 of the Stock Exchanges Control Act, 1985; or
- 5.2.1.3 a bank or a bank controlling company as defined in section 1(1) of the Banks Act, 1990; or
- 5.2.1.4 an investment management company as approved in terms of section 4 and section 5 of the Stock Exchanges Control Act, 1985 and the Financial Markets Control Act, 1989, respectively; or
- 5.2.1.5 an administrator registered in terms of section 13B of the Pension Funds Act, 1956 where the exclusive object of its nominee company is the holding of pension fund assets; or
- 5.2.1.6 a CSDP of a Central Securities Depository registered in terms of the Custody and Administration of Securities Act, 1992.

5.2.2 The holding company must, to the satisfaction of the Registrar concerned, demonstrate that it-

- 5.2.2.1 is fit and proper to own a nominee company for purposes of taking title of assets on behalf of long-term insurers, short-term insurers, pension funds or others and hold such assets in trust and in safe custody on their behalf; and
- 5.2.2.2 has a culture and operational structure which evidence a commitment to effective control by executive management and the board of directors over all aspects of the business of the nominee and that demonstrates a zero tolerance to management override of controls; and
- 5.2.2.3 has evidence of a commitment to the employment and retention of adequate numbers of suitably qualified personnel of integrity and the ongoing education of staff in relevant disciplines; and
- 5.2.2.4 has evidence of a documented system of internal controls which ensures that its nominee is effectively run, that the assets of clients are

- safeguarded and segregated and the records of the nominee accurately reflect the information which they purport to present; and
- 5.2.2.5 has evidence of appropriately documented procedures to exclude unauthorized access to critical systems, the thorough testing of all new proprietary systems and the continuity of operations of all critical applications of its nominee; and
 - 5.2.2.6 has adequate and prospective financial resources represented by a minimum of R3 million equity capital which shall be maintained at all times; and
 - 5.2.2.7 has an appropriate documented system of risk management to provide substantial assurance of continuity of the business of its nominee for the foreseeable future.

5.2.3 When the holding company has outsourced the control over the operation of the nominee register to another company, that outsourced company must to the satisfaction of the register concerned, demonstrate that it has met the requirements in terms of clauses 5.2.2.1 to 5.2.2.7.

5.3 DOCUMENTATION TO BE SUBMITTED

An application for approval of a nominee company in terms of the applicable legislation administered by the FSB must be made in writing and shall include the following:

- 5.3.1 A copy of the Memorandum and Articles of Association of the nominee company which must contain the following provisions:
 - 5.3.1.1 A prohibition on the transfer of its issued shares to a natural person;
 - 5.3.1.2 A limitation on the transfer of its issued shares without the prior written consent of the Registrar(s) concerned;
 - 5.3.1.3 The sole object being to conduct the business of a nominee by taking title of assets on behalf of long-term insurers, short-term insurers, pension funds or other persons holding such assets in trust and in safe custody or electronically administer and maintain a nominee register on their behalf, and otherwise only dealing with such assets as may be instructed by its clients;
 - 5.3.1.4 A provision precluding the nominee from acquiring any interest, for its own account, in any other company or from owning a subsidiary company;
 - 5.3.1.5 A provision precluding the nominee from incurring any liability, including contingent liabilities such as suretyship or indemnification, other than the liabilities it incurs to its clients in respect of assets held on their behalf and its ordinary obligations to its holding company; and
 - 5.3.1.6 A limitation on the issuing of any unissued share capital, rights issue, issuing preference shares or debentures by the nominee without the prior approval of the Registrar(s) concerned; and

- 5.3.2 A copy of the last audited financial statements of the nominee, if it has already had a financial year end; and
- 5.3.3 A copy of the last audited financial statements of the holding company; and
- 5.3.4 A signed copy of the agreement between the holding company and the nominee company, in the prescribed format (refer **Annexure A**). Reasons must be provided for any deviation to the prescribed agreement; and
- 5.3.5 An audit certificate stating that, in the opinion of the auditor, the holding company complies with the requirements in terms of clause 5.2.2. An audit firm approved by the FSB for this purpose must issue the audit certificate. Members of the JSE and CSDP's do not need to submit the audit certificate, but must submit the letter of approval issued by the JSE or STRATE; and
- 5.3.6 Where the nominee company participates in the central securities depository environment but outsources the control of its nominee register, a signed copy of the administration and service level agreement between the nominee company, its holding company and the company providing the outsourced services. The agreement must contain at least the following provisions:
 - 5.3.6.1 Details of the responsibilities of each party involved; and
 - 5.3.6.2 A provision which states that the contract shall only be valid whilst the company providing the outsourced services is approved by the FSB, JSE or STRATE; and
 - 5.3.6.3 A provision precluding the change or cancellation of the above agreement before informing the FSB and JSE or STRATE, where applicable; and
 - 5.3.6.4 A provision allowing the nominee company or its auditors access to the records of the company providing the outsourced service to enable them to complete the audit certificate as specified in clause 5.4.1(b).

5.4 CONTINUING OBLIGATIONS OF NOMINEE COMPANIES

- 5.4.1 The approved nominee company shall submit annually:
 - (a) its audited financial statements; and
 - (b) an audit report setting forth whether any assets held on behalf of any other person in safe custody, are in possession of the nominee and properly accounted for,within six months of the financial year-end of the company to the FSB. Should the nominee company fail to submit the above and also not apply before the expiry of that period in writing for an extension of time within which to submit the statements, the FSB may withdraw its approval with immediate effect on the conditions as prescribed by the registrar concerned.
- 5.4.2 A declaration by the holding company of the nominee company in the format as specified in clause 10 must accompany the annual financial statements of the nominee company.

5.4.3 The FSB will retain the right to withdraw an approval at any time should the nominee company, its holding company or the company to which the control over the nominee register has been outsourced fail to comply with the FSB's requirements.

5.4.4 Members of the JSE, CSDP's and their nominee companies need only to comply with the requirements in terms of clause 5.4 if they hold scrip on behalf of either pension funds or long and short-term insurers.

6. REGISTER OF APPROVED NOMINEE COMPANIES

6.1 A register of all approved nominee companies, specifying the categories of approval, will be maintained by the FSB. This register may be accessed on the FSB website at www.fsb.co.za.

6.2 The JSE and STRATE must forthwith advise the FSB of any changes regarding nominee companies approved by them.

7. PAYMENT OF FEES

The holding company who applies for approval of a nominee company to hold assets on behalf of a long-term insurer, short-term insurer or pension fund, must pay the fees as prescribed in terms of the relevant legislation.

8. EFFECTIVE DATE OF REQUIREMENTS

8.1 The requirements for the approval of a nominee company to operate in South Africa set out in this Notice shall apply to all new applications with immediate effect.

8.2 Clause 5.4 of this notice applies to nominee companies approved between 1 June 2001 and the date of publication of this Notice.

8.3 The requirements set out in this Notice replace the requirements in terms of which any nominee company was approved before 1 June 2001.

8.4 The holding company, of a nominee company approved prior to 1 June 2001, shall by not later than 31 May 2002, provide proof in writing to the satisfaction of the Registrar concerned that it complies with the requirements set out in this Notice, as read with Notice 1399 of 2001 published in Gazette, 1 June 2001.

8.5 The holding company of a nominee company approved before 1 June 2001, shall annually submit the required declaration, financial statements and audit report to the Registrar concerned.

9. AMENDMENT OF REQUIREMENTS

The Registrar concerned may change or amend the above requirements from time to time.

10. DECLARATION BY HOLDING COMPANY

**REPUBLIC OF SOUTH AFRICA
DECLARATION BY A PERSON ACTING AS A DIRECTOR, MANAGING EXECUTIVE
OR COMPLIANCE OFFICER OF A HOLDING COMPANY OF AN APPROVED
NOMINEE COMPANY**

1. Holding Company _____
2. Title and surname: _____
3. Full name(s): _____
4. Name of NOMINEE COMPANY in connection with which this declaration form is submitted. _____
5. Indicate the date on which approval was granted to the nominee company by the Financial Services Board.
Date of approval granted: _____
6. State in what capacity you are completing this form (eg. as a director, managing executive or compliance officer or a combination thereof, etc.), after being authorised by the Board of Directors of the holding company to sign this declaration. _____
7. I, the undersigned, hereby certify that, to the best of my knowledge, the company still complies with "The requirements imposed by the FSB for Nominee Companies to operate in SA". _____
8. Material change(s) to information since the last date of submission, is / are: (Indicate the effective date of the change). _____
9. Attach a list of all pension funds, short-term insurers and long-term insurers whose assets are being held in terms of a written agreement referred to in clause 5.1.4. _____

Signature of Authorised Officer_____
Date

ANNEXURE A**MEMORANDUM OF AGREEMENT
BETWEEN A HOLDING COMPANY AND A NOMINEE COMPANY**

MEMORANDUM OF AGREEMENT made and entered into by and between

(Name of Holding Company) of

(Address of Holding Company)

(hereinafter referred to as the "Holding Company") represented herein by

in his capacity as _____

Duly authorised thereto by the Board of Directors at a meeting of the Board of Directors held on

and

(Name of Nominee Company)

of _____

(Address of Nominee Company)

(hereinafter referred to as the "Nominee Company") represented herein by

in his capacity as _____

Duly authorised thereto by the Board of Directors at a meeting of the Board of Directors held on _____

WHEREAS:

A. The Nominee Company has as its sole object the holding of assets on behalf of -

- registered long-term insurers as envisaged by section 34(1)(b) of the Long-term Insurance Act, 1998, to the extent authorised by the Registrar; and
- registered short-term insurers as envisaged by section 33(1)(b) of the Short-term Insurance Act, 1998, to the extent authorised by the Registrar; and
- registered pension funds as envisaged by section 5(3) of the Pension Funds Act, 1956, to the extent authorised by the Registrar; and
- other investors in terms of rule 6.3.2.6 of STRATE, as approved in terms of the Custody and Administration of Securities Act, 1992.

B. The Holding Company has agreed to enter into an irrevocable agreement with the Nominee Company to enable the Nominee Company to attain its main objective.

NOW THEREFORE THE HOLDING COMPANY AND THE NOMINEE COMPANY AGREE AS FOLLOWS:

1 Definitions

For the purpose of this Agreement, unless the context otherwise indicates -

- | | | |
|-----|-------------|--|
| 1.1 | "bank" | shall mean a public company registered provisionally or finally in terms of the Banks Act, 1990; |
| 1.2 | "client" | shall mean any person or body corporate who engages the services of the nominee company and who transfers, whether directly or indirectly, any money, property or marketable security to the nominee company; |
| 1.3 | "liability" | shall include any obligation arising from an agreement to pay any money, perform any act, refrain from performing any act or endure any act, between the Nominee Company and a third party, and any conditional obligation, or deferred obligation but excludes any obligation arising from this Agreement and an obligation as would exist between a holding company and a subsidiary, as such, and also any obligation by the nominee company to its clients in respect of any money, property or marketable securities held by the nominee company on their behalf; |

- 1.4 "marketable security" shall bear a meaning corresponding with the general use of the expression in financial markets and shall include (without limitation) any uncertificated securities, scrip, certificate, warrant or like instrument representing any share, stock, bond, debenture, acceptance or deposit of any company or other body corporate, and any option or right to acquire such marketable security or any instrument derived from such marketable security;
- 1.5 "money" shall mean all money accepted by the nominee company from clients and all money received by the nominee company on behalf of clients for the sole purpose of effecting instructions by clients with regard to the purchase and selling of its assets, for the collection of dividends, interest and rents relating to the assets held on behalf of clients and for the payment of expenses in respect of the maintenance thereof;
- 1.6 "property" shall mean any property whether movable or immovable, real or intangible and includes any title deed, certificate or other document relating thereto;
- 1.7 "Registrar" shall mean the Registrar as defined in the Long-term Insurance Act, 1998 or the Registrar as defined in the Short-term Insurance Act, 1998, or the Registrar as defined in the Pension Funds Act, 1956, or the Registrar as defined in the Custody and Administration of Securities Act, 1992, as the case may be.

2 Business of the Nominee Company

The business of the Nominee Company shall be to take title of property, money or marketable securities in trust for and on behalf of clients as nominee for, or representative of, such clients, and to hold and otherwise deal with such property, money or marketable securities strictly in accordance with any directions given by the respective clients from time to time to the Nominee Company.

3 Manner of dealing with assets of clients

Subject to Clause 2, the Holding company and Nominee Company undertake to deal with the assets it hold on behalf of clients as follows:

3.1 Marketable Securities

- 3.1.1 Marketable securities (which include uncertificated marketable securities) shall be registered in the name of the nominee company.
- 3.1.2 Marketable securities shall be stored and held in safe and secure custody or electronically administered and maintained and shall be protected by adequate and appropriate security and administrative systems.
- 3.1.3 The nominee company shall collect dividends and interest relating to all marketable securities held on behalf of clients, verify the calculations and timely payment thereof and convey all details of any options and rights issues to clients.

- 3.1.4 The nominee company will have no authority to exercise any voting rights attached to shares registered in the nominee company's name unless instructed to do so by its client.

3.2 Money

- 3.2.1 The Nominee Company shall open a trust account or accounts for clients with one or more banks.
- 3.2.2 The Nominee Company shall forthwith deposit in the account or accounts opened in terms of clause 3.2.1 any money which is accepted or received by it.
- 3.2.3 The Nominee Company shall deal with money so deposited in accordance with directions given to it by its clients from time to time.

3.3 Property

- 3.3.1 Immovable property shall be registered in the name of the nominee company.
- 3.3.2 Immovable property shall be managed and secured in accordance with sound property management practices in relation to the particular property concerned, and shall be maintained in a like manner.
- 3.3.3 Movable property (for purposes of a long-term insurer only) received and shall be dealt with as if it is the property of the Nominee Company and shall be kept in safe and secure custody and shall be properly maintained if necessary.
- 3.3.4 Any title deed, certificate or document pertaining to property shall be dealt with as if it were a marketable security.
- 3.3.5 The nominee company shall collect all rents relating to immovable property and pay all expenses incidental to the maintenance thereof as well as in respect of movable property held on behalf of clients, verify the calculations and timely payment thereof and convey all details of any options and rights issues to clients.

4 Records and accounting

- 4.1 The Nominee Company shall keep and maintain proper books of account and other records necessary to identify each asset of each client and to discharge its obligations to its clients.
- 4.2 The Nominee Company shall forthwith provide a client with any information reasonably required by the client concerning assets held on his or its behalf.
- 4.3 The Nominee Company shall obtain the written authority of the client prior to receiving or holding any assets on behalf of such client.

- 4.4 The Nominee Company shall account regularly to its clients on assets held by it on their behalf and shall include in such accounting all movements and changes in the holding concerned occurred since the date on which the holding commenced or the immediately prior accounting date, as the case may be.

5 Liabilities

The Nominee Company shall not out of its own volition incur any liability of whatsoever nature, but excluding liabilities arising from acts performed in carrying out its objectives as set out in its Memorandum and Articles of Association, or arising from this Agreement, or arising from its status as a subsidiary, as such, of the Holding Company.

6 Obligations of the Holding Company

In consideration of the services to be undertaken from time to time by the Nominee Company, the Holding Company irrevocably undertakes and binds itself:

- 6.1 to pay all expenses of and incidental to the formation of the Nominee Company;
- 6.2 to pay the salaries of the secretary and staff of the Nominee Company and all directors' fees;
- 6.3 to provide, free of charge, the office accommodation, furniture, equipment and stationary necessary for the due carrying on of the business of the Nominee Company;
- 6.4 to pay all the other overhead, working and administrative expenses of the Nominee Company of whatsoever nature and kind, including any interest on bank overdrafts incurred on overnight clearance of cheques;
- 6.5 to pay any insurance premiums payable by the Nominee Company in respect of any policy of insurance effected by the Nominee Company;
- 6.6 to pay all the liquidation expenses of the Nominee Company of whatsoever nature and kind, in the event of the winding up of the Nominee Company;
- 6.7 to indemnify every director, managing director, agent, auditor, secretary and every officer for the time being of the Nominee Company out of the assets of the Holding Company against any liability incurred by any such person in defending any proceedings, whether civil or criminal, in which judgement is given in such person's favour, or in which he is acquitted, or in connection with any application under section 248 of the Companies Act, 1973 (Act No. 61 of 1973), in which relief is granted to him by any Court;
- 6.8 not to dispose of the shares it holds in the Nominee Company to any person without the prior written approval of the Registrar concerned;

- 6.9 to indemnify every client of the Nominee Company and against any loss sustained in consequence of a breach by the Nominee Company of its agreement with a client;
- 6.10 to guarantee the due performance of the obligations of the Nominee Company to its clients; and
- 6.11 to indemnify the Nominee Company against any liability incurred in respect of any act or omission by the Nominee Company's directors, employees, agents, servants or contractors.

7. Amendments to this Agreement

This Agreement shall not be altered or amended without the prior written approval of the Registrar concerned.

8. Cancellation or Termination

8.1 This agreement is entered into on the basis that it is irrevocable and it is explicitly agreed that neither party shall have the right to cancel this agreement unilaterally or in consequence of a breach thereof by the other party.

8.2 Notwithstanding the provisions of 8.1 above, this agreement may be terminated if-

- 8.2.1 the Holding Company is provisionally or finally liquidated, or;
- 8.2.2 the performance of the terms of this agreement become objectively impossible by reason of vis maior, legislative changes or any similar event, or;
- 8.2.3 the Nominee Company has no further obligation of any nature to a client and such fact is certified by its Auditor, or;
- 8.2.4 the Registrar concerned consents thereto on good cause shown by the parties jointly.

8.3 The Holding Company and the Nominee Company shall, if this agreement is terminated by joint action, or where one of them gives written notice of intention to terminate to the other both, forthwith advise the Registrar concerned thereof in writing, and provide him with reasons therefor.

9. Cession

The Nominee Company undertakes not to cede any of its rights under this agreement to anyone.

10. Utmost Good faith

The Nominee Company shall at all times act and display towards its clients the utmost good faith as between principal and agent in all its actions and disclosures concerning the assets it holds for and on behalf of its clients.

11. Commencement

This Agreement shall commence on _____

12. Costs

The costs of this Agreement shall be borne by the Holding Company.

THUS DONE AND SIGNED AT _____

this _____ day of _____ 20____

(Insert name of Holding Company)

DIRECTOR

AS WITNESSES:

1. _____

2. _____

THUS DONE AND SIGNED AT _____

this _____ day of _____ 20____

(Insert name of Nominee Company)

DIRECTOR

AS WITNESSES:

1. _____

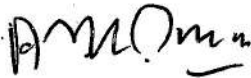
2. _____

NOTICE 7 OF 2002

AIRPORTS COMPANY SOUTH AFRICA LIMITED

Regulations Governing Procedures for the Regulating Committee made under Section 15 of the Airports Company Act, 1993 (Act, No. 44 of 1993)

By virtue of the powers vested in me by section 15 of the Airports Company Act, 1993, I Abdulah Mohamed Omar, Minister of Transport hereby amend Regulations governing procedures for the Regulating Committee established in terms of section 11 of the Airports Company Act (published as Notice No. 639 of 1994 in Government Gazette No. 15805), as set out in the schedule hereto and fix 1 January 2002 as the date from which the said Regulations shall become effective.



Abdulah Mohamed Omar
Minister of Transport

SCHEDULE

**REGULATIONS TO GOVERN PROCEEDINGS OF THE
REGULATING COMMITTEE ("THE COMMITTEE") OF THE
AIRPORTS COMPANY SOUTH AFRICA (ACSA) AND THE AIR
TRAFFIC AND NAVIGATION SERVICES COMPANY (ATNS)**

Definitions

1. In these Regulations, unless the context otherwise indicates, any word or expression to which a meaning has been assigned in the "Acts" means that meaning.

"Acts" means the Airports Company Act, 1993 (Act No. 44 of 1993) and the Air Traffic and Navigation Services Act, 1993 (Act No. 45 of 1993).

"Company" means Airports Company South Africa Limited and the Air Traffic and Navigation Services Company Limited established in terms of Act No. 44 of 1993 and Act No. 45 of 1993 respectively.

Meetings of the Committee

2. The Chairperson shall preside over all the meetings of the Committee.
3. A Vice-chairperson shall be appointed by the Minister to exercise the powers of chairperson when the latter is not available, and when neither is available, the Minister shall appoint a member of the Committee to act as Chairperson with regard to the Committee's functions and the exercise of its powers.
4. Meetings of the Committee shall be held at such times and places as the Chairperson may determine, and may be adjourned from time to time.
5. The Chairperson shall determine whether or not a meeting is to be called in any particular matter.
6. A quorum for meetings of the Committee shall be three members.
7. The decision of a majority of the members of the Committee present at a meeting thereof at which there is a quorum shall constitute the decision of the Committee, and in the case of any equality of votes, the Chairperson shall have a casting vote in addition to his deliberative vote.
8. The Committee in the exercise of its discretion in any particular matter may require that the whole or any part of any proceedings shall be recorded.

Powers of the Committee

9. For the performance of its functions and the exercise of its powers, the Committee may:-
 - (1) invoke the professional expertise of its members or of outside experts;
 - (2) obtain outside information or advice;
 - (3) join any person as a party in any dispute or application; and
 - (4) summon any person to testify before the Committee or before any member thereof or to produce any book, document or other object that may be relevant to any inquiry, investigation or other matter with which the Committee is concerned.
10. A summons for the attendance by any person before the Committee or for the production of any book, document or other object, shall be served in the manner prescribed by the Committee and shall be signed by the Chairperson.
11. The Chairperson of the Committee or the person presiding at a hearing may at any stage require a conference with the parties with the view of reducing the issues and shortening the proceedings.

12. The Committee may publish or order the publication of any notice or announcement in the *Gazette* or through any other form of the press media.

Communication and procedure for lodging complaints to the Committee

13. Communication to the Committee shall be forwarded to the Secretariat at Private Bag X193, Pretoria, 0001, Tel (012) 309 -3415, Fax (012) 323 -7007
14. All communications other than those of a purely informal nature shall be in writing or forthwith confirmed in writing.
15. Any application to the Committee by any party for relief shall be in writing, or on Form RC 1 (Annexure) and shall set out:-
- (1) the name and address of the applicant;
 - (2) his/her *locus standi* in the matter;
 - (3) the nature of the relief sought;
 - (4) the names of every party against whom the relief is sought or who has a direct and substantial interest in the subject-matter of the claim; and
 - (5) a summary of the particular grounds of each claim.
16. Six copies of the application shall be lodged with the Committee and two copies shall be served upon every party against whom relief is claimed or who has a direct and substantial interest as aforesaid.
17. Every such party shall, within fourteen working days of such service upon him/her, lodge and serve a summary of any answer and/or counter-claim he/she may wish to raise in the matter. Such an answer or counter claim shall include the following information:-
- (1) name and address of the party;
 - (2) the complaint which is being answered;
 - (3) the answer to the complaint and motivation thereof and/or rebuttal of complaint; and
 - (4) details of counter-claim if any.
18. The Chairperson shall appoint a time and place for a hearing and or inspection and due notice thereof shall be given to all interested parties.

**ANNEXURE****REGULATING COMMITTEE**

for Airports Company South Africa Limited and Air Traffic and Navigation Services Company Limited

c/o Private Bag X193

PRETORIA

0001

Tel: (012) 309-3415

Fax: (012) 323-7007

RC1

LODGING OF COMPLAINTS

Note:

- | | |
|----|---|
| 1. | Any person aggrieved by the failure of the Airports Company or the ATNS Company to comply with any provision of sections 5(2), 12(1) or 12(12) of the relevant Acts may lodge a complaint with the committee on this <i>pro forma</i> . |
| 2. | Six copies of the application must be forwarded to the above mentioned address. |
| 3. | Two copies thereof must be forwarded to every party against whom relief is sought as well as to every party with a direct and substantial interest in the matter. |

1. Surname and title of complainant or name of company.....
.....
(Block letters)
2. First names (if applicable).....
.....
(Block letters)
3. Postal address.....
4. Telephone numberFacsimile number.....
5. Business address.....
6. Residential address.....
7. Complaint:

Party against whom relief is sought
.....
.....

Names of other Parties with direct and substantial interest
--

<p>.....</p> <p>.....</p> <p>.....</p>
¹Grounds of complaint
<p>.....</p> <p>.....</p> <p>.....</p> <p>.....</p>
<p>.....</p>
Relevant section of the Act
<p>.....</p>
Description
<p>.....</p> <p>.....</p> <p>.....</p> <p>.....</p> <p>.....</p>

8. Statement:

I declare that all information as included above is to be best of my knowledge true and just.

.....
(Signature of Complaint)

.....
(Date)

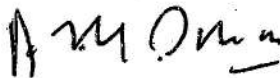
Grounds of complaint can be handed in as an annexure to this form.

NOTICE 7 OF 2002

**KHAMPANI YA AFRIKA BORWA E KWALLETSWENG YA BOEMAFOFANE
AIRPORTS COMPANY SOUTH AFRICA LIMITED**

Melawana e Laolang Tsamaiso ya Komiti ya Taolo e entsweng tlasa Karolo ya 15 ya Molao wa Khampani ya Boemafofane, wa 1993 (Molao wa Nomoro ya 44 wa 1993)

Ka ho ya ka matla ao ke a fuwang ke karolo ya 15 ya Molao wa Khampani ya Boemafofane, wa 1993, nna Abdulah Mohamed Omar, Letona la Dipalangwang, ka hona ke fetola Melawana e Laolang Tsamaiso ya Komiti ya Taolo ka ho ya ka karolo ya 11 ya Molao wa Khampani ya Boemafofane (e phatlaladitsweng e le Tsebiso ya Nomoro ya 639 ya 1994 Koranteng ya Mmuso ya Nomoro ya 15805), jwalo ka ha ho boletswe shejulung e mabapi le hona, mme Melawana ena e tla kena tshebetsong ho tloha ka la 1 Pherekong 2002.



Abdulah Mohamed Omar
Letona la Dipalangwang

SHEJULU

MELAWANA E LAOLANG TSAMAISSO YA KOMITI YA TAOLO ("KOMITI") YA KHAMPANI YA AFRIKA BORWA YA BOEMAFOFANE (AIRPORTS COMPANY SOUTH AFRICA - ACSA) LE KHAMPANI YA DITSHEBELETSSO TSA TAOLO YA DIFOANE (AIR TRAFFIC AND NAVIGATION SERVICES COMPANY - ATNS)

Ditlhaloso

1. Melawaneng ena, ntle le ha e be ho hlalositse ka tsela e nngwe e fapaneng, lentswe kapa polelwana efe kapa efe e fuwang tlhaloso ka ho ya ka "Melao" e tla bolela hoo ho hlalositsweng.

"Melao" e bolela Molao wa Khampani ya Boemafofane, wa 1993 (Molao wa Nomoro ya 44 wa 1993) le Molao wa Ditshebeletso tsa taolo ya Difofane, wa 1993 (Molao wa Nomoro ya 45 wa 1993).

"Khampani" e bolela Khampani ya Afrika Borwa e Kwalletsweng ya Boemafofane le Khampani e Kwalletsweng ya Ditshebeletso tsa Taolo ya Difofane, tse theilweng ka ho ya ka Molao wa Nomoro ya 44 wa 1993 le Molao wa Nomoro ya 45 wa 1993 ka tatellano.

Dikopano tsa Komiti

2. Modulasetulo o tla okamela dikopano tsohle tsa Komiti.
3. Motlatsi wa Modulasetulo o tla kgethwa ke Letona hore a phethe mesebetsi ya modulasetulo ha modulasetulo a le siyo, mme ha bobedi ba bona ba le siyo, Letona le tla kgetha setho sa Komiti ho tshwara marapo a Modulasetulo bakeng sa mesebetsi ya Komiti le ho phethahatsa matla a yona.
4. Dikopano tsa Komiti di tla tshwarwa ka nako, le sebakeng se tla behwa ke Modulasetulo, mme di ka kgefutsa nako le nako.
5. Modulasetulo o tla hlwaya hore na ho ka bitswa kopano mabapi le taba e itseng.
6. Khoramo bakeng sa dikopano tsa Komiti e tla ba ditho tse tharo.
7. Qeto ya bongata ba ditho tsa Komiti tse leng teng kopanong eo e nang le khoramo e tla bopa qeto ya Komiti, mme ha ho ka etseha hore divoutu di lekane, Modulasetulo o tla ba le voutu e kgaolang kgang ka hodima voutu ya bileng le yona pejana ya ho tshehetsa qeto.
8. Komiti ha e sebedisa boikgethelo ba yona tabeng efe kapa efe, e ka batla hore ditaba tsohle kapa karolo e itseng ya tsona e ngolwe fatshe.

Matla a Komiti

9. Bakeng sa ho phetha mesebetsi ya yona le ho sebedisa matla a yona, Komiti e ka:-
 - (1) etsa boipiletso ba ho fumana botsebi ba seprofeshenale ba ditho tsa yona kapa ba ditsebi tsa ka ntle;
 - (2) batla tsebiso kapa keletso ya ka ntle;
 - (3) ema le motho e mong ho ba mmoho tsekisanong kapa kopong efe kapa efe; mme
 - (4) e ka bitsa motho ofe kapa ofe ho tla fana ka bopaki ka pela Komiti kapa ka pela setho sefe kapa sefe sa yona, kapa a hlahise buka, tokomane efe kapa efe e ka bang molemo dipotsisong, diphuputsong kapa ditabeng dife kapa dife tseo Komiti e tshwarahaneng le tsona.
10. Ho ka romelwa samane e laelang hore motho ofe kapa ofe a hlahelle ka pele ho Komiti kapa a hlahise buka kapa tokomane efe kapa efe ka ntho e nngwe e itseng, mme hona ho etsuwe ka tsela e tla laelwa ke Komiti e be saenwa ke Modulasetulo.

11. Modulasetulo wa Komiti kapa motho ya okametseng mamelo a ka kopa ho buisana le batho ba amehang neng kapa neng, mme hona a ho etsa ka sepheo sa ho fokotsa dintho tse ka bakang bothata le ho etsa hore ditaba di se ke tsa ba telele.
12. Komiti e ka phatlalatsa kapa ya laela hore ho phatlalatswe tsebiso, kapa kgweletso efe kapa efe Koranteng ya Mmuso, kapa ka mokgwa ofe kapa ofe wa diphatlalatsi tsa ditaba.

Dikgokahano le mekgwa ya ho romela ditletlebo Komiting

13. O ka ikgokahanya le Komiti ka ho romela mangolo kapa mehala ya hao ho :
The Secretariat, Private Bag X193, Pretoria, 0001, Mohala (012) 309-3415,
Fekse (012) 323-7007
14. Dikgokahano tse ding tsohle tse sa lateleng ditlhophiso tse itseng tse tlwaelehileng, di tshwanelwa ho ngolwa fatshe kapa di tiisetse ka ho ngolwa fatshe ka potlako.
15. Kopo efe kapa efe e lebiswang Komiting, mme e etswa ke motho ofe kapa ofe bakeng sa thuso, e tla ngolwa fatshe, kapa e etswe ka Foromo ya RC 1 (Sehlomathiso), mme yona e tla kenyeletsa hona ho latelang:-
 - (1) lebitso le aterese ya mokopi
 - (2) boemo ba motho eo tabeng eo;
 - (3) mofuta wa thuso e batiwang;
 - (4) mabitso a motho e mong le e mong eo ho batiwang thuso kgahlanong le yena, kapa ya nang le kgahleho ya bohlokwa hape e tobileng tabeng eo e tsekwang; le
 - (5) kgutsufatso ya mabaka a tseko ka nngwe.
16. Dikhopi tse tshelletseng tsa kopo di tla romelwa Komiting, mme dikhopi tse pedi di nehwe motho eo ho batiwang thuso kgahlanong le yena, kapa ya nang le kgahleho ya bohlokwa hape e tobileng jwalo ka ha ho boletswe.
17. E mong le e mong ya amehang, e tla re matsatsing a leshome le metso e mene a ho sebetse, a romele kgutsufatso ya karabo efe kapa efe le/kapa tseko e kgahlanong le e entsweng e mabapi le taba ena. Karabo e jwalo kapa tseko e kgahlanong le e entsweng e tla kenyelletsa dintlha tsena tse latelang:-
 - (1) lebitso le aterese ya motho;
 - (2) tletlebo e arajwang;

- (3) karabo ya tletlebo le tshusumetso ya yona le/kapa ho hanwa ha tletlebo eo; le
 - (4) dintlha tse mabapi le tseko e kgahlanong le e entsweng pejana.
18. Modulasetulo o tla beha nako le sebaka sa mamelo le/kapa hlahlobo, mme tsebiso ya yona e tla fuwa batho bohle ba nang le kgahleho tabeng eo.
19. Moo ho amehang motho a le mong feela, kappa ho se na kganyetso ya kopo, Komiti e ka tswela pele ho sebetsana le taba eo ka tsela e tshwanetseng.

Ditaba tse ka pela Komiti

20. Motho ofe kapa ofe ya fanang ka tsebiso Komiting a ka kotjwa ho etsa jwalo ka tlasa kano le tiiso.
21. Tabeng efe kapa efe e ka pela Komiti, boemedi ba molao bo ka dumellwa ka ho ya ka boikgethelo ba Komiti.
22. Tletlebong e entsweng tlasa karolo ya 14 ya Molao wa Nomoro ya 44 wa 1993 kapa karolo ya 13 ya Molao wa Nomoro ya 45 wa 1993, ditlhophiso tsa dikarolo tseo di tla sebetsa di sa akaretse Melawana ena, eo le yona e tla tswela pele ho sebetsa ka tsela e ke keng ya thulana le dikarolo tsena.
23. Komiti, pele e ka etsa taelo efe kapa efe tlasa karolo ya 14(3)(a) ya Molao wa Nomoro ya 44 ya 1993, kapa karolo ya 13(3)(c) ya Molao wa Nomoro ya 45 wa 1993, e tla tsebisa khampani e amahang ka maikemisetso a yona a ho etsa jwalo.

Diphuputso le mamelo

24. Ha e se e fumane tletlebo, Komiti e tla fuputsa ka yona, e bolelle bao ba nang le kgahleho tabeng eo letsatsi le lebelletsweng la ho phetha phuputso.
25. Ha Komiti e hloka dintlha tse ding hape ka nako ya diphuputso, tsona ho tshwanetswe hore ho fanwe ka tsona matsatsing a leshome le metso e mene ho tloha nakong eo di kopilweng ka yona.
26. Ha Komiti e bona ho hlokeha hore ho be le hlahlobo, bohle ba amehang ba tla tsebiswa ka nako le sebaka sa hlahlobo.
27. Qeto e entsweng ke Komiti mabapi le tletlebo e tla ngolwa fatshe e be e romelwa bohle ba amehang.

Dikopo tse potlakileng

28. Ha ho ka ba le kopo e potlakileng, Modulasetulo o tla etsa qeto ya hore na kopo e lokelwa ho sebetswa ka potlako, mme hona moo o tla be a se a beha le mokgwa o tshwanetseng wa tshebetso.

Sephiri

29. Ha ho na mosebeleksi wa Khampani kapa batho ba leng Komiting, ba nang le tsebo kapa ba ka kgonang ho fihlela tokomane efe kapa efe, kapa tsebiso efe kapa efe e sethong sa Komiti kapa mothong ya dumelletsweng ke Komiti, e le tokomane kapa tsebiso e amanang le taba efe kapa efe e ka pela Komiti, a buwe ka dikahare tsa tokomane kapa tsebiso eo le motho ofe kapa ofe, ntle feela ha etsa hoo ka ho ya ka ditokelo le ditshwanelo tsa hae tsa motheo ka tlasa Molao wa 44 wa 1993 kapa Molao wa 45 wa 1993, ntle le tumello e ngotsweng fatshe ya Komiti

Ditlolo tsa molao le dikotlo

30. Motho ofe kapa ofe ya hlolehang ho latela taelo e samaneng kapa taelo e nngwe e entsweng ka ho ya ka melawana ena o tla fumanwa a le molato wa tlolo ya molao.
31. Motho ofe kapa ofe ya tla fumanwa a le molato wa tlolo ya molao ka ho ya ka melawana ena, o tla fuwa kotlo ya tefiso kapa a kwallwe tjhankaneng nako e ke keng ya feta dikgwedi tse tsheletseng, kapa a fuwe kotlo tsena tse pedi tsa tefiso le ho kwallwa tjhankaneng.

**SEHLOMATHISO****KOMITI YA TAOLO**

bakeng sa Khampani ya Afrika Borwa e Kwalletsweng ya Boemafofane le Khampani e Kwalletsweng ya Ditshebeetso tsa Taolo ya Difofane

c/o Private Bag X193

PRETORIA

0001

Mohala: (012) 309-3415

Fekse: (012) 323-7007

RC1

THOMELO YA DITLETLEBO**Ela hloko:**

1. Motho ofe kapa ofe ya tshwarehileng hampe ka ho hloleha ha Khampani ya Boemafofane kapa Khampani ya Ditsheletso tsa Taolo ya Difofane ho latela ditlhophiso dife kapa dife tsa dikarolo tsa 5(2), 12(1) kapa (12(12) tsa Melao e tshwanetseng, a ka romela tletlebo komiting ka foromo ena.
2. Dikhopi tse tshelletseng tsa kopo di lokela ho romelwa atereseng e boletsweng mona ka hodimo.
3. Dikhopi tse pedi tsa tsona di romelwe ho e mong le e mong wa bao ho batlwang thuso kgahlanong le bona, ekasitana le ho e mong le e mong ya nang le kgahleho e kgolo ka ho toba tabeng ena.

1. Sefane le sehlooho sa motho ya tletlebang, kapa lebitso la khampani
(Ditlhaku tse kgolo)
2. Mabitso a ho qala (ha ho tshwanelehile).....
(Ditlhaku tse kgolo)
3. Aterese ya Poso.....
4. Nomoro ya mohala Nomoro ya Fekse

5. Aterese ya Kgwebo
6. Aterese ya Bodulo
7. Motho ya tletlebang:

Motho eo ho bathwang thuso kgahlanong le yena
.....
.....
.....
Mabitso a batho ba bang ba nang le kgahleho e matla ka ho toba
.....
.....
.....
¹Mabaka a tletlebo
.....
.....
Karolo e tshwanetseng ya Molao
.....
Tlhaloso
.....
.....

8. Setatemente:

Ke phatlalatsa hore dintlha tse mona ka hodimo, ka ho ya ka tsebo ya ka yohle, ke nnete hape di lokile.

.....
(Tshaeno ya Motho ya tletlebang)

.....
(Mohla)

¹Mabaka a tletlebo a ka romelwa ka sehlomathiso foromong ena.

NOTICE 8 OF 2002

**AIR TRAFFIC AND NAVIGATION SERVICES COMPANY
LIMITED**

Regulations Governing Procedures for the Regulating Committee made under Section 14 of the Air Traffic and Navigation Services Company Act, 1993 (Act, No. 45 of 1993)

By virtue of the powers vested in me by section 14 of the Air Traffic and Navigation Services Company Act, 1993, I Abdulah Mohamed Omar, Minister of Transport hereby amend Regulations governing procedures for the Regulating Committee established in terms of section 11 of the Airports Company Act (published as Notice No. 639 of 1994 in Government Gazette No. 15805), as set out in the schedule hereto and fix 1 January 2002 as the date from which the said Regulations shall become effective.



Abdulah Mohamed Omar
Minister of Transport

SCHEDULE**REGULATIONS TO GOVERN PROCEEDINGS OF THE
REGULATING COMMITTEE ("THE COMMITTEE") OF THE
AIRPORTS COMPANY SOUTH AFRICA (ACSA) AND THE AIR
TRAFFIC AND NAVIGATION SERVICES COMPANY (ATNS)****Definitions**

1. In these Regulations, unless the context otherwise indicates, any word or expression to which a meaning has been assigned in the "Acts" means that meaning.

"Acts" means the Airports Company Act, 1993 (Act No. 44 of 1993) and the Air Traffic and Navigation Services Act, 1993 (Act No. 45 of 1993).

"Company" means Airports Company South Africa Limited and the Air Traffic and Navigation Services Company Limited established in terms of Act No. 44 of 1993 and Act No. 45 of 1993 respectively.

Meetings of the Committee

2. The Chairperson shall preside over all the meetings of the Committee.
3. A Vice-chairperson shall be appointed by the Minister to exercise the powers of chairperson when the latter is not available, and when neither is available, the Minister shall appoint a member of the Committee to act as Chairperson with regard to the Committee's functions and the exercise of its powers.
4. Meetings of the Committee shall be held at such times and places as the Chairperson may determine, and may be adjourned from time to time.
5. The Chairperson shall determine whether or not a meeting is to be called in any particular matter.
6. A quorum for meetings of the Committee shall be three members.
7. The decision of a majority of the members of the Committee present at a meeting thereof at which there is a quorum shall constitute the decision of the Committee, and in the case of any equality of votes, the Chairperson shall have a casting vote in addition to his deliberative vote.
8. The Committee in the exercise of its discretion in any particular matter may require that the whole or any part of any proceedings shall be recorded.

Powers of the Committee

9. For the performance of its functions and the exercise of its powers, the Committee may:-
 - (1) invoke the professional expertise of its members or of outside experts;
 - (2) obtain outside information or advice;
 - (3) join any person as a party in any dispute or application; and
 - (4) summon any person to testify before the Committee or before any member thereof or to produce any book, document or other object that may be relevant to any inquiry, investigation or other matter with which the Committee is concerned.
10. A summons for the attendance by any person before the Committee or for the production of any book, document or other object, shall be served in the manner prescribed by the Committee and shall be signed by the Chairperson.
11. The Chairperson of the Committee or the person presiding at a hearing may at any stage require a conference with the parties with the view of reducing the issues and shortening the proceedings.

12. The Committee may publish or order the publication of any notice or announcement in the *Gazette* or through any other form of the press media.

Communication and procedure for lodging complaints to the Committee

13. Communication to the Committee shall be forwarded to the Secretariat at Private Bag X193, Pretoria, 0001, Tel (012) 309 -3415, Fax (012) 323 -7007
14. All communications other than those of a purely informal nature shall be in writing or forthwith confirmed in writing.
15. Any application to the Committee by any party for relief shall be in writing, or on Form RC 1 (Annexure) and shall set out:-
- (1) the name and address of the applicant;
 - (2) his/her *locus standi* in the matter;
 - (3) the nature of the relief sought;
 - (4) the names of every party against whom the relief is sought or who has a direct and substantial interest in the subject-matter of the claim; and
 - (5) a summary of the particular grounds of each claim.
16. Six copies of the application shall be lodged with the Committee and two copies shall be served upon every party against whom relief is claimed or who has a direct and substantial interest as aforesaid.
17. Every such party shall, within fourteen working days of such service upon him/her, lodge and serve a summary of any answer and/or counter-claim he/she may wish to raise in the matter. Such an answer or counter claim shall include the following information:-
- (1) name and address of the party;
 - (2) the complaint which is being answered;
 - (3) the answer to the complaint and motivation thereof and/or rebuttal of complaint; and
 - (4) details of counter-claim if any.
18. The Chairperson shall appoint a time and place for a hearing and or inspection and due notice thereof shall be given to all interested parties.

19. Where only one party is involved, or there is no opposition to an application, the Committee may proceed to deal with the matter as it deems appropriate.

Proceedings before the Committee

20. Any person giving information to the Committee may be required to do so under oath or affirmation.
21. In any proceedings before the Committee, legal representation may be allowed at the Committee's discretion.
22. In the case of a complaint under section 14 of Act No. 44 of 1993 or section 13 of Act No. 45 of 1993, the respective provisions of those sections shall apply to the exclusion of these Regulations, which shall however continue to apply to the extent that they are not inconsistent with those sections.
23. The Committee, before making any order under section 14(3)(a) of Act No. 44 of 1993, or section 13(3)(c) of Act No. 45 of 1993, shall give notice to the company concerned of its intention to do so.

Investigations and hearings

24. The Committee shall, on receipt of a complaint, investigate it, and advise the interested parties of a provisional date of completion of the investigation.
25. If additional information is required by the Committee during the investigation, it shall be provided within fourteen days of the request therefor.
26. If the Committee deems it necessary to call an inspection, all parties involved will be notified of the time and venue of the inspection.
27. The decision made by the Committee with regard to the complaint will be forwarded in writing to the parties involved.

Urgent applications

28. In case of an urgent application, the Chairperson will decide on whether the application should be handled as an urgent matter, and in such case will also determine the appropriate procedure.

Confidentiality

29. No employee of the Company or staff of the Committee who has knowledge of or access to any document or other information in the possession of a member of the Committee or a person authorised by the Committee, relating to any proceedings before the Committee, shall disclose the content of such document or information to any other person save in the course

of his/her principal's rights and duties under Act 44 of 1993 or Act 45 of 1993 without the written authority of the Committee.

Offences and penalties

30. Any person who fails to comply with a direction in a summons or any other direction made in terms of these regulations shall be guilty of an offence.
31. Any person convicted of an offence in terms of these regulations shall be liable to a fine or imprisonment for a period not exceeding six months or both such fine and imprisonment.

**ANNEXURE****REGULATING COMMITTEE**

for Airports Company South Africa Limited and Air Traffic and Navigation Services Company Limited

c/o Private Bag X193

PRETORIA

0001

Tel: (012) 309-3415

Fax: (012) 323-7007

RC1

LODGING OF COMPLAINTS

Note:

1. Any person aggrieved by the failure of the Airports Company or the ATNS Company to comply with any provision of sections 5(2), 12(1) or 12(12) of the relevant Acts may lodge a complaint with the committee on this *pro forma*.
2. Six copies of the application must be forwarded to the above mentioned address.
3. Two copies thereof must be forwarded to every party against whom relief is sought as well as to every party with a direct and substantial interest in the matter.

1. Surname and title of complainant or name of company.....
.....
(Block letters)
2. First names (if applicable).....
(Block letters)
3. Postal address.....
4. Telephone numberFacsimile number.....
5. Business address.....
6. Residential address.....
7. Complaint:

Party against whom relief is sought
.....
.....

Names of other Parties with direct and substantial interest
--

<p>.....</p> <p>.....</p> <p>.....</p>
¹Grounds of complaint
<p>.....</p> <p>.....</p> <p>.....</p> <p>.....</p>

<p>.....</p>
Relevant section of the Act
<p>.....</p>
Description
<p>.....</p> <p>.....</p> <p>.....</p> <p>.....</p> <p>.....</p>

8. Statement:

I declare that all information as included above is to be best of my knowledge true and just.

.....
(Signature of Complaint)

.....
(Date)

Grounds of complaint can be handed in as an annexure to this form.

NOTICE 8 OF 2002**KHAMPHANI E KWALLETSWENG YA DITSHEBELETSO TSA TAOLO YA
DIFOFANE
AIR TRAFFIC AND NAVIGATION SERVICES COMPANY LIMITED**

Melawana e Laolang Tsamaiso ya Komiti ya Taolo e entsweng tlasa Karolo ya 14 ya Molao wa Ditshebeletso tsa Taolo ya Difofane, wa 1993 (Molao wa Nomoro ya 45 wa 1993).

Ka ho ya ka matla ao ke a fuwang ke karolo ya 14 ya Molao wa Ditshebeletso tsa Taolo ya Difofane, wa 1993, nna Abdulah Mohamed Omar, Letona la Dipalangwang, ka hona ke fetola Melawana e Laolang Tsamaiso ya Komiti ya Taolo ka ho ya ka karolo ya 11 ya Molao wa Khampani ya Boemafofane (e phatlaladitsweng e le Tsebiso ya Nomoro ya 639 ya 1994 Koranteng ya Mmuso ya Nomoro ya 15805), jwalo ka ha ho boletswe shejulung e mabapi le hona, mme Melawana ena e tla kena tshebetsong ho tloha ka la 1 Pherekong 2002.



Abdulah Mohamed Omar
Letona la Dipalangwang

SHEJULU

**MELAWANA E LAOLANG TSAMAISSO YA KOMITI YA TAOLO ("KOMITI") YA
KHAMPHANI YA AFRIKA BORWA YA BOEMAFOFANE (AIRPORTS COMPANY
SOUTH AFRICA - ACSA) LE KHAMPHANI YA DITSHEBELETSO TSA TAOLO YA
DIFOFANE (AIR TRAFFIC AND NAVIGATION SERVICES COMPANY - ATNS)**

Ditlhaloso

1. Melawaneng ena, ntle le ha e be ho hlalositswe ka tsela e nngwe e fapaneng, lentswe kapa polelwana efe kapa efe e fuweng tlhaloso ka ho ya ka "Melao" e tla bolela hoo ho hlalositsweng.

"Melao" e bolela Molao wa Khampani ya Boemafofane, wa 1993 (Molao wa Nomoro ya 44 wa 1993) le Molao wa Ditshebeletso tsa taolo ya Difofane, wa 1993 (Molao wa Nomoro ya 45 wa 1993).

"Khampani" e bolela Khampani ya Afrika Borwa e Kwalletsweng ya Boemafofane le Khampani e Kwalletsweng ya Ditshebeletso tsa Taolo ya Difofane, tse theilweng ka ho ya ka Molao wa Nomoro ya 44 wa 1993 le Molao wa Nomoro ya 45 wa 1993 ka tatellano.

Dikopano tsa Komiti

2. Modulasetulo o tla okamela dikopano tsohle tsa Komiti.
3. Motlatsi wa Modulasetulo o tla kgethwa ke Letona hore a phethe mesebetsi ya modulasetulo ha modulasetulo a le siyo, mme ha bobedi ba bona ba le siyo, Letona le tla kgetha setho sa Komiti ho tshwara marapo a Modulasetulo bakeng sa mesebetsi ya Komiti le ho phethahatsa matla a yona.
4. Dikopano tsa Komiti di tla tshwarwa ka nako, le sebakeng se tla behwa ke Modulasetulo, mme di ka kgefutsa nako le nako.
5. Modulasetulo o tla hlwaya hore na ho ka bitswa kopano mabapi le taba e itseng.
6. Khoramo bakeng sa dikopano tsa Komiti e tla ba ditho tse tharo.
7. Qeto ya bongata ba ditho tsa Komiti tse leng teng kopanong eo e nang le khoramo e tla bopa qeto ya Komiti, mme ha ho ka etseha hore divoutu di lekane, Modulasetulo o tla ba le voutu e kgaolang kgang ka hodima voutu ya bileng le yona pejana ya ho tshehetsa qeto.
8. Komiti ha e sebedisa boikgethelo ba yona tabeng efe kapa efe, e ka batla hore ditaba tsohle kapa karolo e itseng ya tsona e ngolwe fatshe.

Matla a Komiti

9. Bakeng sa ho phetha mesebetsi ya yona le ho sebedisa matla a yona, Komiti e ka:-
 - (1) etsa boipiletso ba ho fumana botsebi ba seprofeshenale ba ditho tsa yona kapa ba ditsebi tsa ka ntle;
 - (2) batla tsebiso kapa keletso ya ka ntle;
 - (3) ema le motho e mong ho ba mmoho tsekisanong kapa kopong efe kapa efe; mme
 - (4) e ka bitsa motho ofe kapa ofe ho tla fana ka bopaki ka pela Komiti kapa ka pela setho sefe kapa sefe sa yona, kapa a hlahise buka, tokomane efe kapa efe e ka bang molemo dipotsisong, diphuputsong kapa ditabeng dife kapa dife tseo Komiti e tshwarahaneng le tsona.
10. Ho ka romelwa samane e laelang hore motho ofe kapa ofe a hlahelle ka pele ho Komiti kapa a hlahise buka kapa tokomane efe kapa efe ka ntho e nngwe e itseng, mme hona ho etsuwe ka tsela e tla laelwa ke Komiti e be saenwa ke Modulasetulo.

11. Modulasetulo wa Komiti kapa motho ya okametseng mamelo a ka kopa ho buisana le batho ba amehang neng kapa neng, mme hona a ho etsa ka sepheo sa ho fokotsa dintho tse ka bakang bothata le ho etsa hore ditaba di se ke tsa ba telele.
12. Komiti e ka phatlalatsa kapa ya laela hore ho phatlalatswe tsebiso, kapa kgweletso efe kapa efe Koranteng ya Mmuso, kapa ka mokgwa ofe kapa ofe wa diphatlalatsi tsa ditaba.

Dikgokahano le mekgwa ya ho romela ditlitlebo Komiting

13. O ka ikgokahanya le Komiti ka ho romela mangolo kapa mehala ya hao ho :
The Secretariat, Private Bag X193, Pretoria, 0001, Mohala (012) 309-3415,
Fekse (012) 323-7007
14. Dikgokahano tse ding tsohle tse sa lateleng ditlhophiso tse itseng tse tlwaelehileng, di tshwanelwa ho ngolwa fatshe kapa di tiisetse ka ho ngolwa fatshe ka potlako.
15. Kopo efe kapa efe e lebiswang Komiting, mme e etswa ke motho ofe kapa ofe bakeng sa thuso, e tla ngolwa fatshe, kapa e etswe ka Foromo ya RC 1 (Sehlomathiso), mme yona e tla kenyeletsa hona ho latelang:-
 - (1) lebitso le aterese ya mokopi
 - (2) boemo ba motho eo tabeng eo;
 - (3) mofuta wa thuso e batlwang;
 - (4) mabitso a motho e mong le e mong eo ho batlwang thuso kgahlanong le yena, kapa ya nang le kgahleho ya bohlokwa hape e tobileng tabeng eo e tsekwang; le
 - (5) kgutsufatso ya mabaka a tseko ka nngwe.
16. Dikhopi tse tshelletseng tsa kopo di tla romelwa Komiting, mme dikhopi tse pedi di nehwe motho eo ho batlwang thuso kgahlanong le yena, kapa ya nang le kgahleho ya bohlokwa hape e tobileng jwalo ka ha ho boletswe.
17. E mong le e mong ya amehang, e tla re matsatsing a leshome le metso e mene a ho sebetsa, a romele kgutsufatso ya karabo efe kapa efe le/kapa tseko e kgahlanong le e entsweng e mabapi le taba ena. Karabo e jwalo kapa tseko e kgahlanong le e entsweng e tla kenyelletsa dintlha tsena tse latelang:-
 - (1) lebitso le aterese ya motho;
 - (2) tlitlebo e arajwang;

- (3) karabo ya tletlebo le tshusumetso ya yona le/kapa ho hanwa ha tletlebo eo; le
 - (4) dintlha tse mabapi le tseko e kgahlanong le e entsweng pejana.
18. Modulasetulo o tla beha nako le sebaka sa mamelo le/kapa hlahlobo, mme tsebiso ya yona e tla fuwa batho bohle ba nang le kgahleho tabeng eo.
19. Moo ho amehang motho a le mong feela, kappa ho se na kganyetso ya kopo, Komiti e ka tswela pele ho sebetsana le taba eo ka tsela e tshwanetseng.

Ditaba tse ka pela Komiti

20. Motho ofe kapa ofe ya fanang ka tsebiso Komiting a ka kotjwa ho etsa jwalo ka tlasa kano le tiiso.
21. Tabeng efe kapa efe e ka pela Komiti, boemedi ba molao bo ka dumeliwa ka ho ya ka boikgethelo ba Komiti.
22. Tletlebong e entsweng tlasa karolo ya 14 ya Molao wa Nomoro ya 44 wa 1993 kapa karolo ya 13 ya Molao wa Nomoro ya 45 wa 1993, ditlhophiso tsa dikarolo tseo di tla sebetsa di sa akaretse Melawana ena, eo le yona e tla tswela pele ho sebetsa ka tsela e ke keng ya thulana le dikarolo tsena.
23. Komiti, pele e ka etsa taelo efe kapa efe tlasa karolo ya 14(3)(a) ya Molao wa Nomoro ya 44 ya 1993, kapa karolo ya 13(3)(c) ya Molao wa Nomoro ya 45 wa 1993, e tla tsebisa khampani e amahang ka maikemisetso a yona a ho etsa jwalo.

Diphuputso le mamelo

24. Ha e se e fumane tletlebo, Komiti e tla fuputsa ka yona, e bolelle bao ba nang le kgahleho tabeng eo letsatsi le lebelletsweng la ho phetha phuputso.
25. Ha Komiti e hloka dintlha tse ding hape ka nako ya diphuputso, tsona ho tshwanetswe hore ho fanwe ka tsona matsatsing a leshome le metso e mene ho tloha nakong eo di kopilweng ka yona.
26. Ha Komiti e bona ho hlokeha hore ho be le hlahlobo, bohle ba amehang ba tla tsebiswa ka nako le sebaka sa hlahlobo.
27. Qeto e entsweng ke Komiti mabapi le tletlebo e tla ngolwa fatshe e be e romelwa bohle ba amehang.

Dikopo tse potlakileng

28. Ha ho ka ba le kopo e potlakileng, Modulasetulo o tla etsa qeto ya hore na kopo e lokelwa ho sebetswa ka potlako, mme hona moo o tla be a se a beha le mokgwa o tshwanetseng wa tshebetso.

Sephiri

29. Ha ho na mosebeletsi wa Khampani kapa batho ba leng Komiting, ba nang le tsebo kapa ba ka kgonang ho fihlela tokomane efe kapa efe, kapa tsebiso efe kapa efe e sethong sa Komiti kapa mothong ya dumelletsweng ke Komiti, e le tokomane kapa tsebiso e amanang le taba efe kapa efe e ka pela Komiti, a buwe ka dikahare tsa tokomane kapa tsebiso eo le motho ofe kapa ofe, ntle feela ha etsa hoo ka ho ya ka ditokelo le ditshwanelo tsa hae tsa motheo ka tlasa Molao wa 44 wa 1993 kapa Molao wa 45 wa 1993, ntle le tumello e ngotsweng fatshe ya Komiti

Ditlolo tsa molao le dikotlo

30. Motho ofe kapa ofe ya hlolehang ho latela taelo e samaneng kapa taelo e nngwe e entsweng ka ho ya ka melawana ena o tla fumanwa a le molato wa tlolo ya molao.
31. Motho ofe kapa ofe ya tla fumanwa a le molato wa tlolo ya molao ka ho ya ka melawana ena, o tla fuwa kotlo ya tefiso kapa a kwallwe tjhankaneng nako e ke keng ya feta dikgwedi tse tseletseng, kapa a fuwe kotlo tsena tse pedi tsa tefiso le ho kwallwa tjhankaneng.



SEHLOMATHISO

KOMITI YA TAOLO

bakeng sa Khampani ya Afrika Borwa e Kwalletsweng ya Boemafofane le Khampani e Kwalletsweng ya Ditshebeetso tsa Taolo ya Difofane

c/o Private Bag X193

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THOMELO YA DITLELEBO

Ela hloko:

1. Motho ofe kapa ofe ya tshwarehileng hampe ka ho hloleha ha Khampani ya Boemafofane kapa Khampani ya Ditsheletso tsa Taolo ya Difofane ho latela dithophiso dife kapa dife tsa dikarolo tsa 5(2), 12(1) kapa (12(12) tsa Melao e tshwanetseng, a ka romela tletlebo komiting ka foromo ena.
2. Dikhopi tse tshetseng tsa kopo di lokela ho romelwa atereseng e boletsweng mona ka hodimo.
3. Dikhopi tse pedi tsa tsona di romelwe ho e mong le e mong wa bao ho batlwang thuso kgahlanong le bona, ekasitana le ho e mong le e mong ya nang le kgahleho e kgolo ka ho toba tabeng ena.

1. Sefane le sehlooho sa motho ya tletlebang, kapa lebitso la khampani
(Ditlhaku tse kgolo)
2. Mabitso a ho qala (ha ho tshwanelehile).....
(Ditlhaku tse kgolo)
3. Aterese ya Poso.....
4. Nomoro ya mohala Nomoro ya Fekse

5. Aterese ya Kgwebo
6. Aterese ya Bodulo
7. Motho ya tletlebang:

Motho eo ho batlwang thuso kgahlanong le yena
.....
.....
.....
Mabitso a batho ba bang ba nang le kgahleho e matla ka ho toba
.....
.....
.....
¹Mabaka a tletlebo
.....
.....
.....
Karolo e tshwanetseng ya Molao
.....
Tlhaloso
.....
.....

8. Setatemente:

Ke phatlalatsa hore dintlha tse mona ka hodimo, ka ho ya ka tsebo ya ka yohle, ke nnete hape di lokile.

.....
(Tshaeno ya Motho ya tletlebang)

.....
(Mohla)

¹Mabaka a tletlebo a ka romelwa ka sehlomathiso foromong ena.

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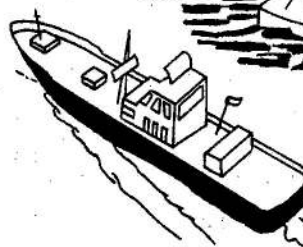
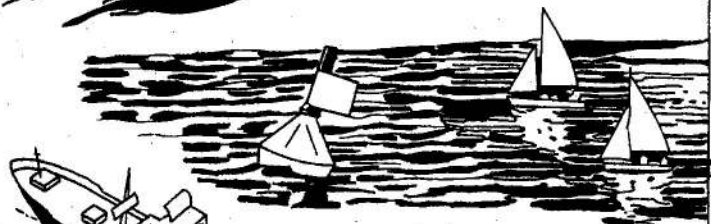
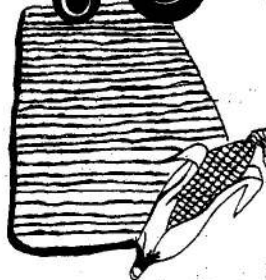
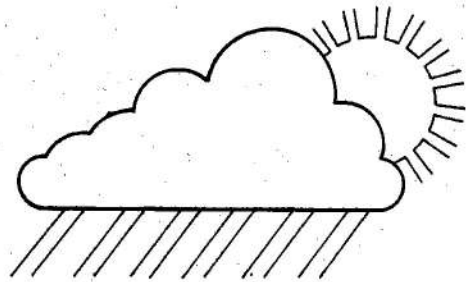
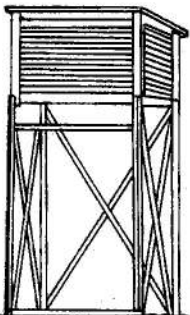
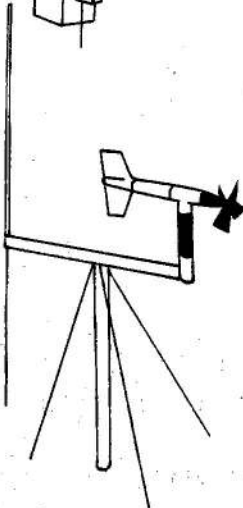
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