

# PAI ACT MANUAL

LEXTRADO (PROPRIETARY) LIMITED

2010/004923/07

Published in terms of Section 51 of The Promotion of Access to  
Information Act 2 of 2000 ("the Act")

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## 1. Introduction

This information manual ("Manual") provides an outline of the types of records held by Lex Trado EDS (Pty) Ltd ("LexTrado", "Company") and explains how one may submit Requests for access to these records in terms of the Promotion of Access to Information Act 2 of 2000 ("PAI Act", "Act")( <https://www.justice.gov.za/legislation/acts/2000-002.pdf> ).

This Manual has been prepared in accordance with Section 51 of the Act, giving effect to everyone's constitutional right of having access to information held by private sector bodies (i.e. companies) or public bodies (i.e. Government institutions) where such access is needed for the exercise and/ or protection of the Requester's rights; this Manual aims to facilitate Requests for access to the relevant or applicable records.

## 2. Definitions And Interpretation

- 2.1. Unless the context clearly indicates otherwise, the following terms shall have the meanings assigned to them hereunder -
  - 2.1.1. **"Information Officer"** means the person acting on behalf of LexTrado and discharging the duties and responsibilities assigned to the head of LexTrado by the Act. The Information Officer is duly authorised to act as such, with such authorisation having been confirmed by the head of LexTrado in writing;
  - 2.1.2. **"LexTrado"** means Lex Trado EDS (Proprietary) Limited as more fully described in Overview, hereunder;
  - 2.1.3. **"Manual"** means this manual published in compliance with Section 51 of the Act;
  - 2.1.4. **"PAI Act"** means the Promotion of Access to Information Act 2 of 2000, as amended from time to time;
  - 2.1.5. **"Record"** means any recorded information, regardless of form or medium, which is in the possession or under the control of LexTrado, irrespective of whether or not it was created by LexTrado;
  - 2.1.6. **"Request"** means a Request for access to a Record held by LexTrado;
  - 2.1.7. **"Requester"** means any person, including a public body or an official thereof, making a Request for access to a Record held by LexTrado and includes any person acting on behalf of that person;
  - 2.1.8. **"SAHRC"** means the South African Human Rights Commission; and
  - 2.1.9. **"SARS"** means the South African Revenue Service.
- 2.2. Unless a contrary intention clearly appears, words signifying:
  - 2.2.1. the singular includes the plural and vice versa;
  - 2.2.2. any one gender includes the other genders and vice versa; and
  - 2.2.3. natural persons include juristic persons.
- 2.3. Unless otherwise stated, terms defined in the Act shall have the same meaning in this Manual.

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### 3. Overview Of Lex Trado EDS (Proprietary) Limited

- 3.1. LexTrado EDS (Proprietary) Limited is a private company incorporated in terms of the company laws of the Republic of South Africa. LexTrado is an independent firm specialising in digital support services, Virtual Data Rooms, hosting of sensitive data in an encrypted and highly secure environment, hosting of ICT systems for companies in business rescues or under liquidation for financial wind-up and digital escrow services.
- 3.2. Services provided include:
- 3.2.1. E-Discovery Hosting & Digital Case Review Platforms
  - 3.2.2. Technology Assisted Review
  - 3.2.3. Digital Case Management System
  - 3.2.4. Document Conversion/ Scanning Services
  - 3.2.5. Digital Escrow Services
  - 3.2.6. Secure Hosting
  - 3.2.7. IT Due Diligence and Mergers & Acquisitions
  - 3.2.8. Digital Vault
  - 3.2.9. Data Processing
  - 3.2.10. Managed Document Review
  - 3.2.11. Early Case Assessment (ECA)

Visit <https://www.lextrado.com/services/> for a full description of LexTrado's services.

### 4. Particulars In Terms Of Section 51

- 4.1. Company Contact Details (Section 51(1)(a)):
- |                   |  |
|-------------------|--|
| Full Name:        | Lex Trado EDS (Proprietary) Limited  |
| Physical Address: | Unit 6, Norma Jean Square<br>244 Jean Avenue<br>Centurion<br>Gauteng<br>0157 |
| Postal Address:   | P.O. Box 10312<br>Centurion<br>Gauteng<br>0046                               |
| Telephone Number: | +27 12 664 0066  |
| E-mail:           | <a href="mailto:info@lextrado.co.za">info@lextrado.co.za</a>                 |
| Website:          | <a href="https://www.lextrado.co.za/">https://www.lextrado.co.za/</a>        |

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4.2. Contact details of Designated Information Officer (Section 51(1)(a)):

Designated Information Officer: MARIUS MYBURGH

Physical Address: Unit 6, Norma Jean Square  
244 Jean Avenue  
Centurion  
Gauteng  
0157

Postal Address: P.O. Box 10312  
Centurion  
Gauteng  
0046

Telephone Number: +27 12 664 0066

E-mail: [marius@cyanre.co.za](mailto:marius@cyanre.co.za)

**5. Guide To The Promotion Of Access To Information Act 2 Of 2000 (Section 51(1)(b) read with section 10)**

5.1. In terms of the Act, a Requester may be granted access to records held by a private body. This access is subject to the records being required for the exercise or protection of any right. Should a public body lodge a complaint, in order to receive access, the public body must be acting in the public interest.

5.2. In terms of section 10 of the Act, the South African Human Rights Commission (SAHRC) compiled an Information Guide ("Guide"), containing information for the purposes of exercising your Constitutional rights. The Guide is set out in an easy to understand form to assist Requesters with exercising any right contemplated in the Act. Requesters are referred to this guide which is available on the SAHRC's website at: <http://www.sahrc.org.za>. It describes, in each official language:

- 5.2.1. What the objectives of the Act are.
- 5.2.2. The details of the private body.
- 5.2.3. The process that needs to be followed in order to make a Request.
- 5.2.4. How to get copies of the Guide at no charge.
- 5.2.5. How to get access to the manual of a private body.
- 5.2.6. All the remedies available in law to you.

5.3. SAHRC contact details:

Postal Address: Private Bag  
2700  
Houghton  
Johannesburg  
2041

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Physical Address: 2nd Floor  
Braampark  
Forum 3  
33 Hoofd Street  
Braamfontein  
Johannesburg  
2001

Tel Number: +27 11 877 3600 (Switchboard)  
+27 11 877 3750 (Gauteng Office)  
+27 11 877 3803

Fax Number: +27 (0)11 403 0668 (Gauteng Office)  
+27 (0)11 403 0625

E-mail: [section51.paia@sahrc.org.za](mailto:section51.paia@sahrc.org.za)

Website: <http://www.sahrc.org.za>

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## 6. Automatic Disclosure - Categories Of Records Available Without Having To Request Access (Section 51(1)(c))

Records that are automatically available to the public are:

- 6.1. All records of LexTrado lodged in terms of government requirements with various statutory bodies, including the Registrar of Companies, and the Registrar of Deeds.
- 6.2. All records in booklets, brochures, pamphlets, and magazines (if any) published by LexTrado or any of its agents or representatives for distribution to the public relating LexTrado services.
- 6.3. All records on LexTrado's website <https://www.lextrado.co.za/>.

## 7. Records Available In Terms Of Other Legislation (Section 5(1)(d))

LexTrado is required to keep particular records, in terms of certain statutes. Insofar as may be applicable, LexTrado keeps records of information to the extent required in terms of the following legislation, as amended, and codes of best business practice:

- 7.1. Constitution of South Africa Act 108 of 1996  
(<https://www.gov.za/sites/default/files/images/a108-96.pdf>)
- 7.2. Consumer Protection Act 68 of 2008  
([https://www.gov.za/sites/default/files/gcis\\_document/201409/321864670.pdf](https://www.gov.za/sites/default/files/gcis_document/201409/321864670.pdf))
- 7.3. Corporate Laws Amendment Act 24 of 2006  
([https://www.gov.za/sites/default/files/gcis\\_document/201409/a24-060.pdf](https://www.gov.za/sites/default/files/gcis_document/201409/a24-060.pdf))
- 7.4. Electronic Communications & Transactions Act 25 of 2002  
([https://www.gov.za/sites/default/files/gcis\\_document/201409/a25-02.pdf](https://www.gov.za/sites/default/files/gcis_document/201409/a25-02.pdf))
- 7.5. Employment Equity Act 55 of 1998  
(<http://www.labour.gov.za/DocumentCenter/Acts/Employment%20Equity/Act%20-%20Employment%20Equity%201998.pdf>)
- 7.6. Employment Equity Regulations of 2006  
([https://www.gov.za/sites/default/files/gcis\\_document/201409/32393733.pdf](https://www.gov.za/sites/default/files/gcis_document/201409/32393733.pdf))
- 7.7. Financial Advisory and Intermediary Services Act 37 of 2002  
([https://www.gov.za/sites/default/files/gcis\\_document/201409/a37-020.pdf](https://www.gov.za/sites/default/files/gcis_document/201409/a37-020.pdf)) .
- 7.8. Financial Intelligence Centre Act 38 of 2001 ([https://www.gov.za/sites/default/files/gcis\\_document/201409/a38-010.pdf](https://www.gov.za/sites/default/files/gcis_document/201409/a38-010.pdf))

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- 7.9. Income Tax Act 58 of 1962  
([https://www.gov.za/sites/default/files/gcis\\_document/201505/act-58-1962s.pdf](https://www.gov.za/sites/default/files/gcis_document/201505/act-58-1962s.pdf))
  - 7.10. King IV Report on Corporate Governance  
([https://cdn.ymaws.com/www.iodsa.co.za/resource/collection/684B68A7-B768-465C-8214-E3A007F15A5A/loDSA\\_King\\_IV\\_Report\\_-\\_WebVersion.pdf](https://cdn.ymaws.com/www.iodsa.co.za/resource/collection/684B68A7-B768-465C-8214-E3A007F15A5A/loDSA_King_IV_Report_-_WebVersion.pdf))
  - 7.11. Labour Relations Act 66 of 1995  
([https://www.gov.za/sites/default/files/gcis\\_document/201409/act66-1995labourrelations.pdf](https://www.gov.za/sites/default/files/gcis_document/201409/act66-1995labourrelations.pdf))
  - 7.12. National Credit Act 34 of 2005 (<https://www.justice.gov.za/mc/vnbp/act2005-034.pdf>)
  - 7.13. Prevention and Combating of Corruption Activities Act 12 of 2004  
([https://www.gov.za/sites/default/files/gcis\\_document/201409/a12-04.pdf](https://www.gov.za/sites/default/files/gcis_document/201409/a12-04.pdf))
  - 7.14. Prevention of Organised Crime Act 121 of 1998  
([https://www.gov.za/sites/default/files/gcis\\_document/201409/a121-98.pdf](https://www.gov.za/sites/default/files/gcis_document/201409/a121-98.pdf))
  - 7.15. Promotion of Access to Information Act 2 of 2000  
(<https://www.justice.gov.za/legislation/acts/2000-002.pdf>)
  - 7.16. Protected Disclosures Act 26 of 2000 (<https://www.justice.gov.za/legislation/acts/2000-026.pdf>)
  - 7.17. Protection of Constitutional Democracy Against Terrorism and Related Activities Act 33 of 2004  
([https://www.gov.za/sites/default/files/gcis\\_document/201409/a33-04.pdf](https://www.gov.za/sites/default/files/gcis_document/201409/a33-04.pdf))
  - 7.18. Protection of Personal Information Act 4 of 2013  
([https://www.gov.za/sites/default/files/gcis\\_document/201409/3706726-11act4of2013protectionofpersonalinforcorrect.pdf](https://www.gov.za/sites/default/files/gcis_document/201409/3706726-11act4of2013protectionofpersonalinforcorrect.pdf))
  - 7.19. Regulation of Interception of Communications and Provision of Communication-Related Information Act Revenue Laws Amendment Act 45 of 2003.
  - 7.20. Skills Development Act 97 of 1998  
([https://www.gov.za/sites/default/files/gcis\\_document/201409/a97-98.pdf](https://www.gov.za/sites/default/files/gcis_document/201409/a97-98.pdf))
  - 7.21. Skills Development Levies Act 9 of 1999  
([https://www.gov.za/sites/default/files/gcis\\_document/201409/a9-99.pdf](https://www.gov.za/sites/default/files/gcis_document/201409/a9-99.pdf))
  - 7.22. Tax Administration Act 28 of 2011  
([https://www.gov.za/sites/default/files/gcis\\_document/201409/a282011.pdf](https://www.gov.za/sites/default/files/gcis_document/201409/a282011.pdf))
  - 7.23. Unemployment Contributions Act 4 of 2002  
([https://www.gov.za/sites/default/files/gcis\\_document/201409/a4-02.pdf](https://www.gov.za/sites/default/files/gcis_document/201409/a4-02.pdf))
  - 7.24. Unemployment Insurance Act 63 of 2001  
([https://www.gov.za/sites/default/files/gcis\\_document/201409/a63-010.pdf](https://www.gov.za/sites/default/files/gcis_document/201409/a63-010.pdf))



7.25. Value-Added Tax Act 89 of 1991

[https://www.gov.za/sites/default/files/gcis\\_document/201505/act-89-1991s.pdf](https://www.gov.za/sites/default/files/gcis_document/201505/act-89-1991s.pdf)

Information and records held by LexTrado in terms of any of the abovementioned legislation will be made available in terms of the provisions of the relevant legislation, but without prejudice to the provisions of the Promotion of Access to Information Act.

## 8. Types Of Records Held By LexTrado (Section 51(1)(e))

LexTrado maintains records on the following categories and subject matters. **Please note** that recording a category or subject matter in this Manual does not imply that a Request for access to such records would be granted. All Requests for access will be evaluated on a case by case basis in accordance with the provisions of the Act. Please further note that the below listed records are not exhaustive.

8.1. Personnel Documents and Records.

8.1.1. "*Personnel*" refers to any person who works for or provides services to or on behalf of the Company, and receives or is entitled to receive remuneration and any other person who assists in carrying out or conducting the business of the Company. This includes, without limitation, directors (executive and non-executive), all permanent, temporary and part-time staff, as well as contract workers.

8.1.2. Personal information relating to past, present and prospective personnel. "Personal information", as defined in the Act means, information about an identifiable individual, including, but not limited to:

8.1.2.1. information relating to race, gender, sex, pregnancy, marital status, national, ethnic or social origin, colour, sexual orientation, age, physical or mental health, well-being, disability, religion, conscience, belief, culture, language and birth of the individual;

8.1.2.2. information relating to the education or the medical, criminal or employment history of the individual or information relating to financial transactions in which the individual has been involved;

8.1.2.3. any identifying number, symbol or other particular assigned to the individual;

8.1.2.4. the address, fingerprints or blood type of the individual;

8.1.2.5. the personal opinions, views or preferences of the individual, except where they are about another individual or about a proposal for a grant, an award or a prize to be made to another individual;

8.1.2.6. records provided by third parties relating to personnel;

8.1.2.7. records relating to conditions of employment;

8.1.2.8. records relating to personnel-related contracts and quasi-legal records;

8.1.2.9. records containing the results of internal evaluations;

8.1.2.10. correspondence relating to personnel;

8.1.2.11. disciplinary records;

8.1.2.12. records of salaries paid, other remuneration and benefits as they relate to all past, present and prospective personnel;

8.1.2.13. SETA records;

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- 8.1.2.14. records embodying codes of conduct and policies and procedures relating to personnel;
  - 8.1.2.15. leave records;
  - 8.1.2.16. Pension Fund records;
  - 8.1.2.17. Provident Fund records; and
  - 8.1.2.18. IRP5's.
- 8.2. Client Related Records.
- 8.2.1. A "client" refers to any natural or juristic entity that receives services from the Company. These records include but are not limited to:
    - 8.2.1.1. Records provided by clients in respect of their business and in terms of the contractual arrangements between the Company and clients.
    - 8.2.1.2. Records generated by or within the Company related to its clients, including transactional records.
    - 8.2.1.3. Records pertaining to third party information provided by clients.
    - 8.2.1.4. Records provided by third parties in the course of doing business with the Company.
- 8.3. Statutory Company Records/ Corporate Records.
- 8.3.1. Minutes of executive and other decision making operational bodies.
  - 8.3.2. Documents of Incorporation.
  - 8.3.3. Memorandum and Articles of Association.
  - 8.3.4. Minutes of Board of Directors' Meetings and Board sub-committee Meetings.
  - 8.3.5. Share Register and other Statutory Registers.
  - 8.3.6. Delegations of authority.
  - 8.3.7. Other statutory documents of a legal and commercial nature.
- 8.4. Other Company Records.
- 8.4.1. Documents relating to the operational, commercial and financial interests of the Company.
  - 8.4.2. Commercial and other legal contracts or agreements.
  - 8.4.3. Client and other data bases.
  - 8.4.4. Information on existing and past litigation.
  - 8.4.5. Trade Mark and Intellectual Property applications and information.
  - 8.4.6. Administrative Information.
  - 8.4.7. Licenses.
  - 8.4.8. Human Resources Information.
  - 8.4.9. Insurance Policies.
  - 8.4.10. Marketing records.
  - 8.4.11. Internal and external correspondence.
  - 8.4.12. Disaster recovery plans.
  - 8.4.13. Company product/ services records.
  - 8.4.14. Internal policies and procedures.
  - 8.4.15. Records held by officials of the Company.

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## 9. Other Information As May Be Prescribed (Section 51(1)(f))

The Company may possess records pertaining to other parties, including without limitation contractors, suppliers, subsidiary/ holding/ sister companies, joint venture companies and service providers. Alternatively, such other companies may possess records that can be said to belong to the Company.

9.1. These records include but are not limited to:

9.1.1. Personnel, customer or private records which are held by another party as opposed to the records held by the Company.

9.1.2. Records held by the Company pertaining to other parties, including but not limited to, financial, commercial, operational and legal records, contractual records, correspondence, records provided by the other party, and records provided by third-parties about contractors/ suppliers.

## 10. Steps To Consider Before Submitting A Request

The following steps must be considered before submitting a Request:

10.1. Step 1: The purpose of the information that the Requester Requests.

10.1.1. Please note that Section 7(1) states that:

“This Act does not apply to a record of a public body or a private body if –

- (a) that record is Requested for the purpose of criminal or civil proceedings;
- (b) so Requested after the commencement of such criminal or civil proceedings, as the case may be; and
- (c) the production of or access to that records for the purpose referred to in Paragraph (a) is provided for in any other law”.

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- 10.1.2. If Section 7(1) applies, the Requester may not bring a Request in terms of this Act. The Requester must use the rules and procedures for discovery of information of the relevant legal forum and proceedings that he/ she is involved in.
  - 10.1.3. LexTrado reserves the right to claim all expenses and other damages incurred as a result of a Requester submitting a Request in contravention of Section 7(1).
  - 10.2. Step 2: Does the information Requested exist in the form of a record?
    - 10.2.1. The Act only applies to documents that are in existence at the time of receiving the Request.
    - 10.2.2. The Act does not compel anyone to create a record which is not yet in existence at the time the Request is made.
  - 10.3. Step 3: Is the document in the possession or under the control of LexTrado?
    - 10.3.1. The Act provides that the Requested record must be in LexTrado's possession or under its control. If the document is not in LexTrado's possession, the Requester must Request the record from the party under whose possession or control it is.

## 11. Access: Procedure, Availability And Prescribed Fees

- 11.1. How to Request a Record (Section 53):
  - 11.1.1. Requests for access to Records must be made to the Information Officer on the prescribed form ([Annexure 1](#)). The prescribed form is also available on the website of the South African Human Rights Commission at [www.sahrc.org.za](http://www.sahrc.org.za).
  - 11.1.2. Failure to make use of the prescribed form could result in your Request being refused or delayed.
  - 11.1.3. Address your Request to the Head of the Company (CEO) or the Information Officer at the address, fax number or electronic mail address referred to in [4 above](#).
  - 11.1.4. A Request for access to a Record must be accompanied by payment of an initial non-refundable Request fee of **R57.50** (inclusive of VAT). This fee is not applicable to personal Requests, i.e. individual seeking access to Records pertaining to him/ herself. The Act sets out further fees which could be applicable to your Request. These fees are available under [Annexure 2](#).

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- 11.1.5. Should the Information Officer be of the opinion that fulfilment of the Request will require more time than the prescribe hours, the Requester will be informed to pay a deposit, of no more than a third of the above Request fee. In the event that the Request is denied, the deposit will be refunded to the Requester.
- 11.1.6. The Requester must provide sufficient detail on the Request Form to enable the Information Officer to clearly identify:
- 11.1.6.1. The record(s) Requested.
- 11.1.6.2. The Requester (positive proof of identification).
- 11.1.6.3. The format of access required:
- i. the postal address and fax number of the Requester in the Republic; and
  - ii. if the Requester wishes to be informed of the decision in any manner (in addition to written), the manner and particulars thereof.
- 11.1.7. Access is not automatic. The Requester must therefore identify the right he/ she is seeking to exercise or protect and provide an explanation as to why the Requested Record is required for the exercise or protection of that right.
- 11.1.8. If a Request is made on behalf of a person, the Requester must then submit proof, to the satisfaction of the Information Officer, of his/ her authority to make the Request. Failure to do so will result in the Request being rejected.
- 11.2. Decision on Request (Section 56):
- 11.2.1. The Requester will be notified, within 30 (thirty) days, in the manner indicated by him/ her of the outcome of his/ her Request, alternatively whether an extension not exceeding 30 (thirty) days is required to deal with the Request.
- 11.2.2. If the Request for access is granted, a further access fee must be paid for the reproduction, the search and preparation of the Records as well as for any time that has exceeded the prescribed hours to search and prepare the Record for disclosure. Access will be withheld until the Requester has made payment of the applicable fee(s).
- 11.2.3. If the Request for access is refused, reasons for the refusal will be provided and the Requester will be advised that he/ she may lodge an application with a court against the refusal of the Request, as well as the procedure for lodging the application.
- 11.2.4. The main grounds for refusal of a Request relates to:
- 11.2.4.1. the unreasonable disclosure of personal information about a third-party, including a deceased person (subject to section 63(2) of the Act);
- 11.2.4.2. disclosure that could reasonably be expected to endanger the life or physical safety of an individual;
- 11.2.4.3. the disclosure that would likely prejudice or impair, inter alia -
- i. the security of a building, structure or system, including but not limited to, a computer or communication system;
  - ii. a means of transport; or
  - iii. any other property;
- 11.2.4.4. mandatory protection of the privacy of a third-party who is a natural person, which would involve unreasonable disclosure of personal information of that natural person;

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- 11.2.4.5. mandatory protection of commercial information of a third-party, if the record contains:
    - i. trade secrets of that third-party;
    - ii. financial, commercial, scientific or technical information which disclosure could likely cause harm to the financial or commercial interest of that third-party; or
    - iii. information disclosed in confidence by a third-party to LexTrado, if the disclosure could put that third-party at a disadvantage in negotiations or commercial competition;
  - 11.2.4.6. mandatory protection of confidential information of third-parties if it is protected in terms of any agreement;
  - 11.2.4.7. mandatory protection of the safety of individuals and the protection of property;
  - 11.2.4.8. mandatory protection of records which would be regarded as privileged in legal proceedings;
  - 11.2.4.9. commercial activities of LexTrado, which may include:
    - i. trade secrets of LexTrado;
    - ii. financial, commercial, scientific or technical information which disclosure could likely cause harm to the financial or commercial interest of LexTrado;
    - iii. information which, if disclosed could put LexTrado at a disadvantage in negotiations or commercial competition;
    - iv. a computer programme which is owned by LexTrado and which is protected by copyright; or
    - v. the research information of LexTrado or a third-party, if its disclosure would disclose the identity of LexTrado, the researcher or the subject matter and would place the research at a serious disadvantage; or
  - 11.2.4.10. requests for information which is clearly frivolous or vexatious, or which involve unreasonable diversion of resources.
- 11.2.5. The Requester may lodge an internal appeal or an application to court against the tender or payment of the Request fee.
- 11.3. Records that cannot be found or that are lost:
- 11.3.1. If all reasonable steps have taken to find a Requested record, and there are reasonable grounds to believe the record is in LexTrado's possession but cannot be found or does not exist, LexTrado's Information Officer will notify the Requester, by way of affidavit or affirmation as prescribed by the Act, that it is not possible to give access to the Requested record.
  - 11.3.2. If, after notice is given as per [11.3.1 above](#), the record is found, the Requester concerned must be given access to the record, unless access is refused on any of the refusal grounds provided for in the Act.
- 11.4. Remedies Available when a Request is Refused:
- 11.4.1. LexTrado does not have an internal appeal procedure.
  - 11.4.2. Any decision made by the Information Officer is final.

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11.4.3. Should the Requester not be satisfied, the Requester should exercise the external remedies provided for in the Act.

11.5. Limitation of Liability:

11.5.1. LexTrado is relieved from liability and shall have no duty whatsoever in relation to:

11.5.1.1. the integrity or accuracy of the information Requested;

11.5.1.2. any delay associated with the delivery except to comply with the procedures stipulated herein; and/ or

11.5.1.3. that the information Requested will conform with the requirements of the Requester except that it should correspond with the title and description provided by the Requester.

## 12. Availability

12.1. This manual is available on the LexTrado website, <https://www.lextrado.co.za/>, alternatively at: Unit 6 Norma Jean Square, 244 Jean Avenue, Centurion, Gauteng, 0157, during office hours: 08:00 - 17:00, Monday to Friday, excluding Public Holidays and Weekends in the Republic of South Africa.

12.2. Fees:

The fees payable in respect of access to Records are attached as [Annexure 2](#).

**ANNEXURE 1: FORM C**

**Request For Access To Record Of Private Body**

(Section 53(1) of the Promotion of Access to Information Act, 2000 (Act No. 2 of 2000))

[Regulation 10]

**1. Particulars Of Private Body**

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**2. Particulars Of Person Requesting Access To The Record**

The particulars of the person who Requests access to the Record must be given below.  
 The address and/ or fax number in the Republic to which the information is to be sent must be given.  
 Proof of the capacity in which the Request is made, if applicable, must be attached.

2.1. Full Names and Surname:

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2.2. Identity Number:

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2.3. Postal Address:

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Telephone Number: (     ) \_\_\_\_\_

Fax Number: (     ) \_\_\_\_\_

E-mail Address: \_\_\_\_\_



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2.4. Capacity in which Request is made, when made on behalf of another person (Please attach any proof of your capacity, if available):

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**3. Particulars Of Person On Whose Behalf Request Is Made**

This section must be completed ONLY if a Request for information is made on behalf of another person.

3.1. Full Names and Surname:

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3.2. Identity Number:

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3.3. Particulars of Record:

Provide full particulars of the Record to which access is Requested, including the reference number if that is known to you, to enable the Record to be located.  
If the provided space is inadequate, please continue on a separate folio and attach it to this form.  
The Requester must sign all the additional folios.

3.4. Description of the Record or relevant part of the Record:

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3.5. Reference number, if available:

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3.6. Any further particulars of the Record:

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#### 4. Fees

A Request for access to a Record, other than a Record containing personal information about you, will be processed only after a Request fee has been paid.  
 You will be notified of the amount payable as the Request fee.  
 The fee payable for access to a Record depends on the form in which access is required and the reasonable time required to search for and prepare a Record.  
 If you qualify for exemption of the payment of any fee, please state the reason for exemption.

4.1. Reason for exemption of payment of the fee (if any):

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#### 5. Form Of Access To Record

If you are prevented by a disability to read, view or listen to the Record in the form of access provided for in 1 to 4 hereunder, state your disability and indicate in which form the Record is required.			
Disability:		Form in which Record is required:	
Mark the appropriate box with an X.			
NOTES: Compliance with your Request in the specified form may depend on the form in which the Record is available. Access in the form Requested may be refused in certain circumstances. In such a case you will be informed if access will be granted in another form. The fee payable for access to the Record, if any, will be determined partly by the form in which access is Requested.			
If the Record is in written or printed form:			
<input type="checkbox"/>	Copy of Record*	<input type="checkbox"/>	Inspection of Record
If Record consists of visual images (This includes photographs, slides, video recordings, computer-generated images, sketches, etc.):			
<input type="checkbox"/>	View the images	<input type="checkbox"/>	Copy of the images*
<input type="checkbox"/>		<input type="checkbox"/>	Transcription of the images*
If Records consists of Records, words or information which can be reproduced in sound:			
<input type="checkbox"/>	Listen to the soundtrack (Audio cassette)	<input type="checkbox"/>	Transcription of soundtrack* (Written or printed)
If Record is held on computer or in an electronic or machine - readable form:			
<input type="checkbox"/>	Printed copy of Record*	<input type="checkbox"/>	Printed copy of information derived from the Record*
<input type="checkbox"/>		<input type="checkbox"/>	Copy in computer readable form* (USB drive or compact disc)
If you Requested a copy or transcription of a Record (above), do you wish the copy or transcription to be posted to you? Postage is payable.		YES	NO
		<input type="checkbox"/>	<input type="checkbox"/>

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**6. Particulars Of Right To Be Exercised Or Protected**

If the space is inadequate, please continue on a separate folio and attach it to this form. The Requester must sign all the additional folios.

6.1. Indicate which right is to be exercised or protected:

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6.2. Explain why the Requested Record is required for the exercising or protection of the aforementioned right:

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**7. Notice of decision regarding Request for access**

You will be notified in writing whether your Request has been approved/ denied. If you wish to be informed in another manner, please specify the manner and provide the necessary particulars to enable compliance with your Request.

7.1. How would you prefer to be informed of the decision regarding your Request for access to the Record?

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Signed at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_\_

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SIGNATURE OF REQUESTER /  
PERSON ON WHOSE BEHALF REQUEST IS MADE

## **ANNEXURE 2: FEES PAYABLE**

### **1. Copy of manual**

The fee for a copy of the manual is R1,10 for every photocopy of an A4-size page or part thereof.

### **2. Reproduction fees**

The fees for preparation of Records referred to in regulation 11(1) are as follows:

	Rand
For every photocopy of an A4-size page or part thereof	1,10
For every printed copy of an A4-size page or part thereof held on a computer or in electronic or machine-readable form	0,75
For a copy in a computer-readable form on:	
Compact disc	70,00
USB drive	70,00
Transcription of visual images, for an A4-size page or part thereof	40,00
Copy of visual images	60,00
Transcription of an audio Record, for an A4-size page or part thereof	20,00
For a copy of an audio record	30,00

### **3. Request fee**

The Request fee payable by a Requester, other than a personal Requester, referred to in Regulation 11(2) is R50,00.

### **4. Access fees**

The access fees payable by a Requester referred to in regulation 11(3) are as follows:

	Rand
For every photocopy of an A4-size page or part thereof	1,10
For every printed copy of an A4-size page or part thereof held on a computer or in electronic or machine-readable form	0,75
For a copy in a computer-readable form on -	
USB drive	70,00
Compact disc	70,00
Transcription of visual images, for an A4-size page or part thereof	40,00
Copy of visual images	60,00
Transcription of an audio Record, for an A4-size page or part thereof	20,00
To search for and prepare the Record for disclosure for each hour or part of an hour reasonably required for such search and preparation	30,00

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

5.1 Six hours as the hours to be exceeded before a deposit is payable; and

5.2 One third of the access fee is payable as a deposit by the Requester. The actual postage is payable when a copy of a Record must be posted to a Requester.