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A&A BUSINESS SERVICES

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A&A Business Services now trading as ABIT SOLUTIONS is a dynamic IT company that understands the need of the modern day computer user. Our main focus is development and maintenance of IT infrastructure in the educational, SBE and MBE markets.

Section 51 Manual

in compliance with the Promotion of Access to Information Act.

compiled at www.paiabuilder.com

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INFORMATION REQUIRED UNDER SECTION 51(1) (a) OF THE ACT

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Persons designated/duly authorised persons:

MR ANTON KRÜGER

DESCRIPTION OF GUIDE REFERRED TO IN SECTION 10: SECTION 51(1)(b)

A Guide has been compiled in terms of Section 10 of PAIA by the Human Rights Commission. It contains information required by a person wishing to exercise any right, contemplated by PAIA. It is available in all of the official languages. The Guide is available for inspection, inter alia, at the office of the offices of the Human Rights Commission at 33 Hoofd Street, Braampark, Forum 3, Braamfontein (2198) and on its website at www.sahrc.org.za.

THE LATEST NOTICE IN TERMS OF SECTION 52(2) (IF ANY):

At this stage no notice(s) has/have been published on the categories of records that are automatically available without a person having to request access in terms of PAIA.

RECORDS AVAILABLE IN TERMS OF OTHER LEGISLATION: SECTION 51(1)(d)

- ▣ Electronic Communications Act, 2005
- ▣ Electronic Communications and Transactions Act, 2002
- ▣ Adult Basic Education and Training Act, 2000
- ▣ Further Education and Training Colleges Act, 2006
- ▣ General and Further Education and Training Quality Assurance Act, 2001
- ▣ Higher Education Act, 1997
- ▣ National Education Policy Act, 1996
- ▣ South African Schools Act, 1996
- ▣ Constitution of the Republic of South Africa, 1996
- ▣ Prevention and Combating of Corrupt Activities Act, 2004
- ▣ Promotion of Access to Information Act, 2000
- ▣ Basic Conditions of Employment Act, 1997
- ▣ Compensation for Occupational Injuries and Diseases Act, 1993
- ▣ Employment Equity Act, 1998
- ▣ Labour Relations Act, 1995
- ▣ Occupational Health and Safety Act, 1993
- ▣ Skills Development Act, 1998
- ▣ Skills Development Levies Act, 1999
- ▣ Businesses Act, 1991 (Act No. 71 of 1991)
- ▣ Close Corporations Act, 1984
- ▣ Companies Act, 1973
- ▣ Companies Act, 2008 (Act No. 71 of 2008)
- ▣ Competition Act, 1998
- ▣ Consumer Affairs (Unfair Business Practices) Act, 1988
- ▣ Consumer Protection Act, 2008
- ▣ Consumer Affairs Reports
- ▣ Copyright Act, 1978
- ▣ Standards Act, 2008 (Act No. 8 of 2008)
- ▣ Trade Marks Act, 1993
- ▣ Credit Agreements Act No. 75 Of 1980
- ▣ Protection of Personal Information Act of 2013

SUBJECTS AND CATEGORIES OF RECORDS HELD BY A&A BUSINESS SERVICES : SECTION 51(1)(e)

COMPANIES ACT RECORDS

- ▣ Documents of incorporation
- ▣ Memorandum and Articles of Association
- ▣ Records relating to the appointment of directors/ auditor/ secretary/public officer and other officers

FINANCIAL RECORDS

- ▣ Annual Financial Statements
- ▣ Tax Returns
- ▣ Accounting Records
- ▣ Bank Statements
- ▣ Paid Cheques
- ▣ Asset Register
- ▣ Rental Agreements
- ▣ Invoices

INCOME TAX RECORDS

- ▣ PAYE Records
- ▣ Documents issued to employees for income tax purposes
- ▣ Records of payments made to SARS on behalf of employees
- ▣ VAT
- ▣ UIF
- ▣ Workmen's Compensation

PERSONNEL DOCUMENTS AND RECORDS

- ▣ Employment contracts
- ▣ Employment Equity Plan
- ▣ Medical Aid records
- ▣ Pension Fund records
- ▣ Disciplinary records
- ▣ Salary records
- ▣ SETA records
- ▣ Disciplinary code
- ▣ Leave records
- ▣ Training records
- ▣ Training Manuals

HOW TO MAKE A REQUEST FOR ACCESS [SECTION 51(e)]

- The requester must complete Form C (<http://www.paiabuilder.com/FormC.pdf>) and submit this form together with a request fee, to the head of the private body.
- The form must be submitted to the head of the private body at his/ her address, fax number, or electronic mail address.
- The form must:
 - provide sufficient particulars to enable the head of the private body to identify the record/s requested and to identify the requester,
 - indicate which form of access is required,
 - specify a postal address or fax number of the requester in the Republic,
 - identify the right that the requester is seeking to exercise or protect,
 - and provide an explanation of why the requested record is required for the exercise or protection of that right,
 - If in addition to a written reply, the requester wishes to be informed of the decision on the request in any other manner, to state that manner and the necessary particulars to be informed in the other manner, if the request is made on behalf of another person, to submit proof of the capacity in which the requester is making the request, to the reasonable satisfaction of the head of the private body.

PRESCRIBED FEES [SECTION 54]

- A requestor is required to pay the prescribed fees (R50.00) before a request will be processed;
- If the preparation of the record requested requires more than the prescribed hours (six), a deposit shall be paid (of not more than one third of the access fee which would be payable if the request were granted);
- A requestor may lodge an application with a court against the tender/payment of the request fee and/or deposit;
- Records may be withheld until the fees have been paid.
- The fee structure is available on the website of the SOUTH AFRICAN HUMAN RIGHTS COMMISSION at www.sahrc.org.za, or the website of THE DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT (under regulations) at <http://www.doj.gov.za/>

Duly authorised by Head of Organisation
