

RODEO DRIVE CARS (PTY) LTD

Reg No 2009/003701/07

MANUAL

in terms of

The Promotion of Access to Information Act

2/2000

(the "Act")

Harvey

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Harvey

1. INTRODUCTION

RODEO DRIVE CARS (PTY) LTD (hereinafter referred to as the “Private Body”) conducts business as the Importer, Distributor and Retailer of Ducati Motorcycles, spares and apparel.

2. CONTACT DETAILS

Director: Ockert Tobias Venter

Designated Information Officer: Lüdwig Harvey

Postal address: P O Box 1600, Cresta, 2118

Street Address: 174 Bram Fischer Drive, Randburg, 2194

Telephone number: (011) 540 5145

E-mail address: ludwig.harvey@porsche.co.za

3. THE ACT

The Act grants a requester access to records of the Private Body if the record is required for the exercise or protection of any right. If a public body lodges a request, the public body must be acting in the public interest.

Requests in terms of the Act shall be made in accordance with the prescribed procedures at the rates provided. The forms and tariffs are dealt with in paragraphs 6 and 7 of this manual.

Requesters are referred to the Guide prepared by the South African Human Rights Commission which contains information for the purposes of exercising Constitutional Rights. The contact details of The South African Human Rights Commission are:



PAIA Unit

The Research and Documentation Department

*Postal address: Private Bag X2700
Houghton
2041*

Telephone: +27 11 877 3600

Fax: +27 11 484 0582

Website: www.sahrc.org.za

E-mail: PAIA@sahrc.org.za

4. APPLICABLE LEGISLATION

Basic Conditions of Employment Act, 75 of 1997

Companies Act, 61 of 1973

Companies Act, 71 of 2008

Compensation for Occupational Injuries and Health Diseases Act, 130 of 1993

Consumer Protection Act, 68 of 2008

Competition Act, 89 of 1998

Copyright Act, 98 of 1978

Currency and Exchanges Act, 9 of 1933

Customs and Excise Act, 91 of 1964

Electronic Communications Act, 36 of 2005

Electronic Communications and Transactions Act, 25 of 2002

Employment Equity Act, 55 of 1998

Finance Act, 2 of 2007

Financial Intelligence Centre Act, 38 of 2001

Financial Advisory and Intermediary Services Act, 37 of 2002

Financial Services Board Act, 97 of 1990

Income Tax Act, 95 of 1967

Labour Relations Act, 66 of 1995

Occupational Health & Safety Act, 85 of 1993



Regional Services Councils Act, 109 of 1985
Prescription Act, 68 of 1969
Prevention of Organized Crime Act, 121 of 1998
Promotion of Access to Information Act, 2 of 2000
Promotion of Administrative Justice Act, 3 of 2000
Protection of Personal Information Act, 4 of 2013
Skills Development Act, 97 of 1999
Skills Development Levies Act, 9 of 1999
Tax Administration Act, 28 of 2011
Unemployment Contributions Act, 4 of 2002
Unemployment Insurance Act, 63 of 2001
Value Added Tax Act, 89 of 1991

The above records, in so far as it being of a public nature, are available automatically without a person having to request access thereto.

5. SCHEDULE OF RECORDS

We maintain records on the following categories and subject matters. However, please note that recording a category or subject matter in this manual does not imply that a request for access to such records will be acceded to. All requests for access will be evaluated on a case by case basis in accordance with the provisions of the Act. In particular, there may be applicable grounds on refusal of such a request, as set out in the Act.



Records that may be requested:

5.1 Administration:

- Documents of Incorporation
- Memorandum
- Minutes of Meetings
- Records relating to the appointment of directors, accountants, auditors, secretary, public officer and others
- Statutory Registers

5.2 Operations:

- Client Registry
- Purchase Records
- Repair Records
- Sales Records

5.3 Personnel documents and records

- Disciplinary Code
- Employment Equity Plan
- Leave Records
- Medical Aid Records
- SETA Records
- Training Manuals
- Training Records

5.4 Financial information

- Details of Banker



5.5 Income tax records

- ❑ PAYE Records
- ❑ UIF
- ❑ VAT Records
- ❑ Workmen's Compensation

5.6 Internal records

- ❑ Contracts and Agreements
- ❑ Insurance (insurance arrangements, policies and claims)
- ❑ Intellectual Property
- ❑ Internal Policies and Procedures
- ❑ Operational Records

6. FORM OF REQUEST

To facilitate the processing of your request, kindly:

6.1 Use the prescribed form C (paragraph 8 of this manual).

6.2 Address your request to the Designated Information Officer in 2 above.

6.3 Provide sufficient details to enable the Private Body to identify:

6.3.1 The record(s) requested;

6.3.2 The requester (and if an agent is lodging the request, proof of capacity);

6.3.3 The form of access required;

6.3.4 The postal address or fax number of the requester in the Republic;

6.3.5 If the requester wishes to be informed of the decision in any manner (in addition to written), the manner and particulars thereof;

6.3.6 The right which the requester is seeking to exercise or protect with an explanation of the reason the record is required to exercise or protect the right.



7. PRESCRIBED FEES

The following applies to requests (other than personal requests):

- 7.1 A requester is required to pay the prescribed fee before a request will be processed;
- 7.2 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);
- 7.3 The requester may lodge an application to the court against the payment of the request fee and/or deposit;
- 7.4 Records may be withheld until the fees have been paid;
- 7.5 The fee structure is available on the website of the South African Human Rights Commission at www.sahrc.org.za.

8. ANNEXURE "A" – FORM C (attached)



SIGNED:

pp DESIGNATED INFORMATION OFFICER

ANNEXURE "A"

FORM C

**REQUEST FOR ACCESS TO RECORDS OF PRIVATE BODY
(Section 53(1) of the Promotion of Access to Information Act, 2000
(Act No. 2 of 2000)
(Regulation 10)**

A. Particulars of private body

The Head: _____

B. Particulars of person requesting access to the record

- | |
|--|
| <p>(a) <i>The particulars of the person who requests access to the record must be recorded below.</i></p> <p>(b) <i>The address and/or fax number in the Republic to which the information is to be sent must be given.</i></p> <p>(c) <i>Proof of the capacity in which the request is made, if applicable, must be attached.</i></p> |
|--|

Full names and surname: _____

Identity number: _____

Postal address: _____

Fax number: _____

Telephone number: _____

E-mail address: _____

Capacity in which request is made, when made on behalf of another person: _____

C. Particulars of person on whose behalf request is made

<p><i>This section must be completed ONLY if a request for information is made on behalf of another person.</i></p>
--

Full names and surname: _____

Identity number: _____

D. Particulars of record

- (a) 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.
- (b) 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.

- Description of record or relevant part of the record: _____
- Reference number, if available: _____
- Any further particulars of record: _____

E. Fees

- (a) A request for access to a record, other than a record containing personal information about yourself, will be processed only after a request fee has been paid.
- (b) You will be notified of the amount required to be paid as the request fee. .
- (c) 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.
- (d) If you qualify for exemption of the payment of any fee, please state the reason for exemption.

Reason for exemption from payment of fees: _____

F. 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 below, state your disability and indicate in which form is the record required.

Disability: _____	Form in which record is required: _____
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- Mark the appropriate box with an "X". NOTES:
- (a) Compliance with your request in the specified form may depend on the form in which the record is available.
 - (b) 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.
 - (c) The fee payable for access to the record, if any, will in part depend on the form in which access is requested.

1. If the record is in written or printed form —						
Copy of record*		Inspection of record				
2. If the record consists of visual images —						
View the images		Copy the images*		Transcription of the images		
3. If the record consists of recorded words or information which can be reproduced in sound —						
Listen to the soundtrack (audio cassette)		transcription of soundtrack*		copy of the soundtrack* (audio cassette)		
4. If the record is held on computer or in an electronic or machine-readable form —						
Printed copy of record*		printed copy of information derived from the record*		copy in computer readable form* (stiffy 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?					YES	NO

G. Particulars of right to be exercised or protected

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.

1. Indicate which right is to be exercised or protected: _____
2. Explain why the record requested is required for the exercise or protection of the aforementioned right: _____

H. Notice of decision regarding request for access

You will be notified in writing whether your request has been granted or refused. If you wish to be informed thereof in another manner, please specify the manner and provide the necessary particulars to enable compliance with your request.

How would you prefer to be informed of the decision regarding your request for access to the record?

Signed at _____ on this _____ day of _____ 20_____.

SIGNATURE OF REQUESTER /
PERSON ON WHOSE BEHALF REQUEST IS MADE