

PROMOTION OF ACCESS TO INFORMATION ACT (ACT No 2 of 2000)

**SECTION 51 MANUAL FOR SOUTH AFRICAN BUILT ENVIRONMENT
EXCHANGE (PTY) LTD**

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INTRODUCTION TO SOUTH AFRICAN BUILT ENVIRONMENT EXCHANGE (PTY) LTD

South African Built Environment Exchange (Pty) Ltd is a consulting firm specialising in the development of the construction industry.

PARTICULARS IN TERMS OF THE SECTION 51 MANUAL

1. **Contact details** [Section 51(1)(a)]
Postal Address: PO Box 92515, Norwood, 2117
Street Address: 129 Ivy Road, Norwood, 2192
Tel: (011) 728-9492
Fax: (086) 600 5862
e-mail: ajacquet@sabeex.co.za

2. **The section 10 Guide on how to use the Act** [Section 51(1)(b)]
The Guide will be available from the South African Human Rights Commission by not later than August 2003. Please direct any queries to them.

3. **Records available in terms of any other legislation** [Section 51(1)(d)]
Companies Act No. 61 of 1973
Consumer Affairs (Unfair Business Practices) Act No. 71 of 1988
Copyright Act No. 98 of 1978
Value Added Tax Act No. 89 of 1991

4. **Access to the records held by the private body in question** [Sections 51(1)(c) and 51(1)(e)]
 - i. **The latest notice regarding the categories of records of the body, which are available without a person having to request access in terms of this Act in terms of section 52(2)** [Section 51(1)(c)]
Company Profile.

 - ii. **Records that may be requested. A description of the subjects of the records held by the body and the categories in which these subjects are classed** [Section 51(1)(e)]
All information must be requested in accordance with the request procedures as indicated in 4 iii. below.
Technical Data (On written agreement from the client)
(see Chapter 4 of the Act)
Procurement documentation
Procurement and related documents
Labour based works documentation
Policy documentation
Guidance documents
Training material

 - iii. **The request procedures are as follows:**
Form of request:
 - The requester must use the prescribed form to make the request for access to a record. This must be made to the head of the private body. This request must be made to the address, fax number or electronic mail address of the body concerned [s 53(1)].
 - The requester must provide sufficient detail on the request form to enable the head of the private body to identify the record and the requester. The requester should also indicate which form of access is required. The requester should also indicate if any other manner is to be used to inform the requester and state the necessary particulars to be so informed [s 53(2)(a) and (b) and (c)].
 - The requester must identify the right that is sought to be exercised or to be protected and provide an explanation of why the requested record is required for the exercise or protection of that right [s 53(2)(d)].
 - If a request is made on behalf of a another person, the requester must then submit proof of the capacity in which the requester is making the request to the satisfaction of the head of the private body [s 53(2)(f)].

Fees:

A requester who seeks access to a record containing personal information about that requester is not required to pay the request fee. Every other requester, who is not a personal requester, must pay the required request fee:

- The head of the private body must notify the requester (other than a personal requester) by notice, requiring the requester to pay the prescribed fee (if any) before further processing the request [s 54(1)].
- The fee that the requester must pay to a private body is R50. The requester may lodge an application to the court against the tender or payment of the request fee [s 54(3)(b)].
- After the head of the private body has made a decision on the request, the requester must be notified in the required form.
- If the request is granted then a further access fee must be paid for the search, reproduction, preparation and for any time that has exceeded the prescribed hours to search and prepare the record for disclosure [s 54(6)].

5. Other information as may be prescribed [Section 51(1)(f)]

The Minister of Justice and Constitutional Development has not made any regulations in this regard.

6. Availability of the manual [Section 51(3)]

This manual is available at the firm's premises for inspection free of charge, as well as at the SAHRC, and as published in the Government Gazette.