

SECTION 51 MANUAL FOR

**Sinske Consult
Version 2 (August 2005)**

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Introduction to Sinske Consult

Introduction

Sinske Consult, a one-man business, provides civil engineering consultation primarily in the field of floodline investigation and flood protection measures.

The information listed in this manual is available from Sinske Consult by means of a request in the form as prescribed in section 53 of the Act. Requests can be addressed to Sinske Consult at the address and/or contact details as indicated in paragraph 1 hereunder. All fees (if any), as prescribed in section 54 of the Act, must be paid to Sinske Consult before any request is processed.

While every effort is made to publish reliable and correct information and to update this register regularly, Sinske Consult cannot guarantee that this information is both complete and accurate and makes no representation regarding the fitness of this information for any purpose.

PARTICULARS IN TERMS OF THE SECTION 51 MANUAL

1. Contact details [Section 51(1)(a)]

Head of Sinske Consult

Telephone:

In South Africa: (021) 8865164

International: +27 21 8865164

Fax:

In South Africa: (021) 8865164

International: +27 21 8865164

Physical Address:

50 Brandwacht Street

Stellenbosch

7600

South Africa

Email:

mailbox@sinske.com

Website:

www.sinske.com

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. Please direct any queries to:

The South African Human Rights Commission:

PAIA Unit
The Research and Documentation Department
Postal address: Private Bag 2700
Houghton
2041

Telephone: +27 11 484-8300
Fax: +27 11 484-0582
Website: www.sahrc.org.za
E-mail: PAIA@sahrc.org.za

3. **Records available in terms of any other legislation** [Section 51(1)(d)]

1. Copyright Act No. 98 of 1978
2. The Constitution of the Republic of SA no 108 of 1996
3. South African Revenue Services Act 34 of 1997
4. Income Tax Act no 58 of 1962 (as amended)

4. **Access to the records held by Sinske Consult** [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)]

Public information on web site: www.sinske.com

- 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)]

General Classification

A requester is not automatically allowed access to these records and a request for access to any of these records listed in 4.ii may be refused in accordance with sections 62 to 69 of the Act.

Administration records

- Banking Records
- Tax Records
- General Correspondence

Technical Records

Records held by Sinske Consult are categorized as follows:

- Bids
- Details of clients and partners
- Requests for proposals
- Tenders
- Designs
- Drawings
- Photos
- Minutes
- Reports
- General correspondence

iii. The request procedures:

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 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)].

The fees for reproduction are as follows:

• For every photocopy of an A4-size page or part thereof	R1.10
• For every printed copy of an A4-size page or part thereof held on a computer or in electronic or machine readable form	R0.75
• For a copy in a computer readable form on <ul style="list-style-type: none"> ○ floppy disk ○ compact disk 	R7.50 R70.00
• For a transcription of visual images, for an A4-size page or part thereof	R40.00
• For a copy of visual images	R60.00
• For a transcription of an audio record, for an A4-size page or part thereof	R20.00
• For a copy of an audio record	R30.00

- To search for and prepare the record for disclosure, R30.00 for each hour or part of an hour reasonably required for such search and preparation.
- For purposes of section 54(2) of the Act, the following applies:
 - Six hours as the hours to be exceeded before a deposit is payable
 - 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.

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)]

The manual is available for inspection free of charge at the premises of Sinske Consult Copies are also available with the SAHRC and on www.sinske.com