



Promotion of Access to Information Act Manual

REQUEST FOR ACCESS TO RECORDS

THE MANUAL HAS BEEN PREPARED FOR OBC GROUP (PTY) LTD (HEREINAFTER "OBC") IN ACCORDANCE WITH SECTION 51 OF THE PROMOTION OF ACCESS TO INFORMATION ACT NO.2 OF 2000 FOR A PRIVATE BODY

TABLE OF CONTENTS

1. Interpretations and definitions
 2. Introduction
 3. Company Overview
 4. Contact details of Information Officer
 5. The Guide
 6. Records
 - 6.1 Access to records held by **OBC** in terms of section 52 of the Act;
 - 6.2 Access to records in accordance with such other legislation as is applicable to **OBC**;
 - 6.3 Access to Operation Information records that may be requested;
 - 6.4 Procedure and costs on how to request access to the records.
 7. Prescribed forms and fee structure in respect of private bodies
 8. Availability of the manual
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1. Intpretations and definitions

The following words or expressions will bear the following meanings in this Manual:

"the Act"	means the Promotion of Access to Information Act No. 2 of 2000, together with any regulations published thereunder;
" OBC "	means OBC GROUP (PTY) LTD , a profit company, with registration number: 2000/022255/07 duly registered and incorporated in accordance with the company laws of the Republic of South Africa;
"Information Officer"	means the head of the body or any of the designated information officers described in this Manual;
"Manual"	means this Manual, together with all annexures thereto as amended and made available at the offices of OBC from time to time;
"SAHRC"	means the South African Human Rights Commission.

2. Introduction

The aim of the Manual is to assist potential requesters in requesting access to information (documents or records) from **OBC** as contemplated under the Act.

The Manual may be amended from time to time and as soon as any amendments have been effected, the latest version of the Manual will be published and distributed in accordance with the Act.

A requester is invited to contact the information officer should he or she require any assistance in respect of the use or content of this Manual.

3. Company Overview

OBC is engaged in the business of operating and granting franchise licences to potential franchisees/persons, granting them the right to conduct and operate a distinctive OBC Chicken and Meat retail outlet.

OBC targets the lower to mid LSM markets with the convenient supply of basic food stuffs enjoyed by that market. The principle product of **OBC** is obviously fresh and frozen chicken and chicken related products. However a number of other convenient and market related products such as fish, cold and processed meats, fresh meat, eggs, fast moving grocery lines etc. are also available to add to the total appeal of an OBC Chicken outlet and our market. The private branding of top quality products coupled with the layout and overall service given by OBC Chicken to our customers has led to **OBC** being the fastest growing supply chain of its type in South Africa.

4. Contact Details of Information Officer

Mr. A.A.F da Fonseca (“Information officer”) has been duly appointed by OBC, to act as the person to whom requests for access to information must be made in terms of the Act.

POSTAL ADDRESS:

**PO BOX 197, ROOIHUISKRAAL
CENTURION, 0154**

PHYSICAL ADDRESS:

1158 LOUWLARDIA DRIVE, LOUWLARDIA, CENTURION, 1683

TELEPHONE : 0861 622 622

FAX : 086 617 8572

EMAIL: TONY@OBCGROUP.CO.ZA

5. The Guide

A guide on how to use the Act is to be compiled by the SAHRC in terms of Section 10 of the Act.

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

6. Records

NOTE: This section of the Manual sets out the subject and categories of records held by **OBC**. The inclusion of any subject or category of records should not be taken as an indication that records falling within those subjects and/or categories will be made available under the Act. In particular, certain grounds of refusal as set out in the Act may be applicable to a request for such records.

6.1 Access to records held by **OBC** in terms of Section 52 of Act

A section 52(2) notice regarding the categories of records, which are available without a person having to request access in terms of the Act, has to date not been published.

6.2 Access to records in accordance with such other legislation as is applicable to **OBC**

Includes but is not limited to, the following legislation (including regulations thereto) (as amended):

- ✓ Insolvency Act 24 of 1924
 - ✓ Pension Funds Act 24 of 1956
 - ✓ Income Tax Act 58 of 1962
 - ✓ Companies Act 71 of 2008 (as amended)
 - ✓ Close Corporations Act 69 of 1984
 - ✓ Copyright Act 61 of 1978
 - ✓ National Credit Act 34 of 2005
 - ✓ Value Added Tax Act 89 of 1991
 - ✓ Occupational Health and Safety Act 85 of 1993
 - ✓ Compensation for Occupational Injuries and Diseases Act 130 of 1993
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- ✓ Labour Relations Act 66 of 1995
- ✓ Tax on Retirement Funds Act 38 of 1996
- ✓ Basic Conditions of Employment Act 75 of 1997
- ✓ Employment Equity Act 55 of 1998
- ✓ Competition Act 89 of 1998
- ✓ Skills Development Act 97 of 1998
- ✓ Medical Schemes Act 131 of 1998
- ✓ Skills Development Levies Act 9 of 1999
- ✓ Financial Intelligence Centre Act 38 of 2001
- ✓ Unemployment Insurance Act 63 of 2001
- ✓ Unemployment Insurance Contributions Act 4 of 2002
- ✓ Promotion Of Access To Information Act No.2 Of 2000
- ✓ Electronic Communications and Transactions Act 25 of 2002
- ✓ Consumer Protection Act 68 of 2008

Records kept in terms of the above legislation may, in certain instances (and insofar as the information contained therein is of a public nature) be available for inspection without a person having to request access thereto in terms of the Act.

6.3 Access to Operation Information records that may be requested

Operation Information records as may be required for the day to day running of **OBC** which includes but is not limited to the following:

- ✓ Internal phone lists;
- ✓ Client database
- ✓ Address lists;
- ✓ Company policies and rules;
- ✓ Directives;
- ✓ **OBC's** website address is **WWW.OBCROUP.CO.ZA** and is accessible to anyone who has access to the Internet.

6.4 Procedure and costs on how to request access to the records.

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 Information Officer of **OBC**. This request must be made to the address, fax number or electronic mail address of the Information Officer of **OBC**.
- ✓ The requester must provide sufficient detail on the request form to enable the Information Officer of **OBC** to identify the record and the requester. The requester should also indicate which form of access is required. The requester should also indicate if he or she wishes to be informed in any other manner and state the necessary particulars to be so informed.
- ✓ The requester must identify the right that he or 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.
- ✓ If a request is made on behalf of a person, the requester must submit proof of the capacity in which the requester is making the request to the satisfaction of the Information Officer of **OBC**.
- ✓ Information Officer of **OBC** will then make a decision on the request and notify the requester 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 had exceeded the prescribed hours to search and prepare the record for disclosure.

Fees:

- ✓ The Information Officer of **OBC** must notify the requester (other than a personal requester) by notice, requiring the requester to pay the prescribed fee before further processing the request. A personal requester does not pay such fee.
- ✓ The fee that the requester must pay is **R50**(excluding VAT). The requester may lodge an application to the court against the tender or payment of the request fee.

- ✓ The Information Officer of **OBC** will then make a decision on the request and notify the requester 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 had exceeded the prescribed hours to search and prepare the record for disclosure.

7. Prescribed forms and fee structure in respect of private bodies

- ✓ The forms and fee structure prescribed under the Act are available from the Government Gazette, or at the website of the Department of Justice and Constitutional Development (www.doj.gov.za), under the 'regulations' section as well as the SAHRC website (www.sahrc.org.za).

8. Availability of the Manual

- ✓ The Manual is posted on **OBC's** website www.obcgroup.co.za
- ✓ This Manual is available for inspection by the general public upon request, during office hours and free of charge, at the offices of **OBC**.
- ✓ Copies of the Manual may be made, subject to the prescribed fees.
- ✓ Copies may also be requested from the South African Human Rights Commission

SIGNED AT CENTURION ON 1 OCTOBER 2020

Tony D.

MR. TONY DA FONSECA
INFORMATION OFFICER
