HANNS SEIDEL FOUNDATION NPC

(Registration number: 1991/006712/08)

Manual in terms of section 51 of the Promotion of Access to Information Act 2 of 2000

Revised: 11 December 2023

Index

1.	INTERPRETATIONS	3
2.	PREAMBLE	4
3.	INTRODUCTION OF THE COMPANY	4
4.	CONTACT DETAILS FOR ACCESS TO information of the company	4
5.	GUIDE ON HOW TO USE PAIA AND HOW TO OBTAIN ACCESS TO THE GUIDE	5
6.	RECORDS HELD BY THE COMPANY	6
7.	PROSESSING OF PERSONAL INFORMATION in terms of POPIA	12
8.	REQUEST PROCEDURE IN TERMS OF PAIA	16
9.	PRESCRIBED FEES	16
10.	GROUNDS FOR REFUSAL OF ACCESS TO RECORDS	17
11.	AVAILABILITY AND UPDATING OF THIS MANUAL	17

1. INTERPRETATIONS

- 1.1 Unless otherwise expressly stated, or the context otherwise requires, the words and expressions listed below shall, when used in this Manual, bear the meanings ascribed to them:
 - 1.1.1 "Company" means Hanns Seidel Foundation NPC, a non-profit company duly registered and incorporated in accordance with the laws of the Republic of South Africa under registration number 1991/006712/08;
 - 1.1.1 "Manual" means this manual together with all of its annexures, as amended from time to time;
 - 1.1.2 "PAIA" means the Promotion of Access to Information Act No. 2 of 2000, as amended, including any regulations made thereunder;
 - 1.1.3 "Personal Information" means personal information as defined in POPIA; and
 - 1.1.4 "POPIA" means the Protection of Personal Information Act 4 of 2013, as amended, including any regulations made thereunder;
 - 1.1.5 "Regulator" means the Information Regulator; and
 - 1.1.6 "Record" means record as defined in PAIA.

1.2 In this Manual —

- 1.2.1 clause headings and the heading of the Manual are for convenience only and are not to be used in its interpretation;
- 1.2.2 an expression which denotes
 - 1.2.2.1 any gender includes the other genders;
 - 1.2.2.2 a natural person includes a juristic person and *vice versa*;
 - 1.2.2.3 the singular includes the plural and *vice versa*; and
 - 1.2.2.4 a reference to a consecutive series of two or more clauses is deemed to be inclusive of both the first and last mentioned clauses.

2. PREAMBLE

- 2.1 The purpose of this Manual is to:
 - 2.1.1 inform about the categories of Records held by the Company which are available without a person having to submit a formal PAIA request;
 - 2.1.2 inform about the Company's Records which are available in accordance with any other legislation;
 - 2.1.3 facilitate requests for access to Records maintained by the Company as provided for in PAIA;
 - 2.1.4 access all the relevant contact details of the Information Officer who will assist the public with the Records they intend to access; and
 - 2.1.5 inform data subjects about Company's processing activities and security measures in terms of POPIA.
- 2.2 PAIA gives effect to the Constitutional right of access to information held by any other person. Requests to access information held by a private body must be made in accordance with this Manual and PAIA.

3. INTRODUCTION OF THE COMPANY

The Company supports educational initiatives and research projects and partners with key south African public and civic organisations in order to promote the national dialogue and progress on pressing social, political and developmental issues.

- 4. CONTACT DETAILS FOR ACCESS TO INFORMATION OF THE COMPANY
- 4.1 Information Officer

Name: Hanns Bühler
Telephone number: +27 (0)21 286 0795
E-mail address: buehler@hsf.co.za

4.2 The Company

Physical Address: 38 Hout St, Cape Town City Centre, Cape

Town, 8001

Telephone number: +27 (0)21 286 0795
E-mail address: info@hsf.co.za
Website: http://www.hsf.co.za

5. GUIDE ON HOW TO USE PAIA AND HOW TO OBTAIN ACCESS TO THE GUIDE

- 5.1 The Regulator has, in terms of section 10(1) PAIA, as amended, updated and made available the revised Guide on how to use PAIA ("Guide"), in an easily comprehensible form and manner, as may reasonably be required by a person who wishes to exercise any right contemplated in PAIA and POPIA.
- 5.2 The Guide is available in each of the official languages and in braille.
- 5.3 The Guide contains the description of-
 - 5.3.1 the objects of PAIA and POPIA;
 - 5.3.2 the postal and street address, phone and fax number and, if available, electronic mail address of-
 - 5.3.2.1 the Information Officer of every public body, and
 - 5.3.2.2 every Deputy Information Officer of every public and private body designated in terms of section 17(1) PAIA and section 56 POPIA;
 - 5.3.2.3 the manner and form of a request for-
 - 5.3.2.3.1 access to a record of a public body contemplated in section 11 PAIA; and
 - 5.3.2.3.2 access to a record of a private body contemplated in section 50 PAIA;
 - 5.3.3 the assistance available from the Information Officer of a public body in terms of PAIA and POPIA;
 - 5.3.4 the assistance available from the Regulator in terms of PAIA and POPIA;
 - 5.3.5 all remedies in law available regarding an act or failure to act in respect of a right or duty conferred or imposed by PAIA and POPIA, including the manner of lodging-
 - 5.3.5.1 an internal appeal;
 - 5.3.5.2 a complaint to the Regulator; and
 - 5.3.5.3 an application with a court against a decision by the information officer of a public body, a decision on internal appeal or a decision by the Regulator or a decision of the head of a private body;
 - 5.3.6 the provisions of sections 14 and 51 PAIA requiring a public body and private body, respectively, to compile a manual, and how to obtain access to a manual;
 - 5.3.7 the provisions of sections 15 and 52 PAIA providing for the voluntary disclosure of

categories of records by a public body and private body, respectively;

- 5.3.8 the notices issued in terms of sections 22 and 54 PAIA regarding fees to be paid in relation to requests for access; and
- 5.3.9 the regulations made in terms of section 92 PAIA.
- 5.4 Members of the public can inspect or make copies of the Guide from the offices of the public and private bodies, including the office of the Regulator, during normal working hours.
- 5.5 The Guide can also be obtained from the website of the Regulator.
- 5.6 Any enquiries regarding the Guide should be directed to the Information Regulator:

Postal Address: JD House

27 Stiemens Street

Braamfontein, Johannesburg, 2001

Postal Address: P.O Box 31533

Braamfontein, Johannesburg, 2017

Telephone Number: +27 (0) 10 023 5200

E-mail Address: enquiries@inforegulator.org.za

Website: https://inforegulator.org.za/

- 6. RECORDS HELD BY THE COMPANY
- 6.1 Automatically available Records

The following Records are automatically available and accessible to any person without having to apply for access thereto in terms of PAIA:

- Records located on the Company's website http://www.hsf.co.za
- Newsletters;
- Pamphlets / Brochures;
- Posters;
- Reports; and
- Marketing and promotional material.
- 6.2 Records held in accordance with other legislation

Basic Conditions of Employment Act No 75	 Employees' records
of 1997	

Companies Act No 61 of 1973	 Memorandum of Incorporation Record of directors Copies of all reports presented at annual general meetings of the company, annual financial statements and accounting Records Notice and minutes of all meetings including all resolutions Copies of all written communication sent to shareholders
Compensation for Occupational Injuries	Employees' records
and Health Diseases Act No 130 of 1993	accident record
Electronic Communications and	Electronically Personal information and
Transactions Act No 25 of 2002	the purpose for which the data was
	collected must be kept by the person who electronically requests, collects,
	collates, processes or
	stores the information.
	A Record of any third party to
	whom the information was
	disclosed.
Income Tax Act No 58 of 1962	Ledgers, Journals, etc
	Records relating to taxable capital gain
	or assessed capital loss
	Income tax required Records
	Taxation returns and assessments
	Annual financial statementsPayroll Records
	·
Labour Relations Act No 66 of 1995	Arbitration awards Disciplinary records
	Disciplinary records
Non-Profit Organisations Act	Income, expenditure, assets and liabilities Records
Pension Funds Act No 24 of 1956	Employees' records
Protection of Personal Information Act 4 of 2013	Personal Information records

Promotion of Access to Information Act 2 of 2000	PAIA Manual Access request
Skills Development Levies Act No 9 of 1999	Employees' records
Skills Development Act No 97 of 1998	Employees' records
Unemployment Contributions Act No 4 of 2002	Employees' records
Unemployment Insurance Act No 63 of 2001	Employees' records
Value Added Tax Act No 89 of 1991	 Record of all goods and services Tax invoices Records of importation of goods and documents

6.3 Categories of Records available on requested in terms of PAIA

- 6.3.1 The Company maintains Records on the categories and subject matters listed below.
- 6.3.2 These Records may be available on request. The Company values the significant and importance of privacy and confidentiality and access will only be given to Records in accordance with PAIA and where there is no lawful ground for refusal.

Company Records	financial records;
Company most as	operational records;
	databases;
	marketing records;
	internal correspondence;
	statutory records;
	 internal policies and procedures;
	agreements and contracts;insurance records;
	,
	intellectual property; and logal decumentation correspondence
Employee Pacards	legal documentation correspondence.
Employee Records	personal records (provided by ampleyees themselves):
	employees themselves);
	records provided by a third party relating to employees:
	relating to employees;
	conditions of employment and other complexes related records:
	employee-related records;internal evaluation records and other
	 internal evaluation records and other internal records;
	 correspondence relating to employees;
	 disciplinary records; and
	 training schedules and material.
	9
Partner and Project Records	partner details;
Partner and Project Records	partner details;project details;
Partner and Project Records	
Partner and Project Records	• project details;
Partner and Project Records	project details;agreements;
Partner and Project Records	project details;agreements;Records of correspondence or enquiries;
Partner and Project Records	 project details; agreements; Records of correspondence or enquiries; financial information;
Partner and Project Records	 project details; agreements; Records of correspondence or enquiries; financial information; statistical records; and
Partner and Project Records Event and Publication Records	 project details; agreements; Records of correspondence or enquiries; financial information; statistical records; and
	 project details; agreements; Records of correspondence or enquiries; financial information; statistical records; and invoices and payments.
	 project details; agreements; Records of correspondence or enquiries; financial information; statistical records; and invoices and payments. event details; publication details; event participants information;
	 project details; agreements; Records of correspondence or enquiries; financial information; statistical records; and invoices and payments. event details; publication details; event participants information; statistical records;
	 project details; agreements; Records of correspondence or enquiries; financial information; statistical records; and invoices and payments. event details; publication details; event participants information; statistical records; correspondence;
	 project details; agreements; Records of correspondence or enquiries; financial information; statistical records; and invoices and payments. event details; publication details; event participants information; statistical records; correspondence; registrations;
	 project details; agreements; Records of correspondence or enquiries; financial information; statistical records; and invoices and payments. event details; publication details; event participants information; statistical records; correspondence; registrations; event photographs; and
	 project details; agreements; Records of correspondence or enquiries; financial information; statistical records; and invoices and payments. event details; publication details; event participants information; statistical records; correspondence; registrations;
	 project details; agreements; Records of correspondence or enquiries; financial information; statistical records; and invoices and payments. event details; publication details; event participants information; statistical records; correspondence; registrations; event photographs; and
Event and Publication Records	 project details; agreements; Records of correspondence or enquiries; financial information; statistical records; and invoices and payments. event details; publication details; event participants information; statistical records; correspondence; registrations; event photographs; and social media records.
Event and Publication Records	 project details; agreements; Records of correspondence or enquiries; financial information; statistical records; and invoices and payments. event details; publication details; event participants information; statistical records; correspondence; registrations; event photographs; and social media records.
Event and Publication Records	 project details; agreements; Records of correspondence or enquiries; financial information; statistical records; and invoices and payments. event details; publication details; event participants information; statistical records; correspondence; registrations; event photographs; and social media records. procurement of services; service provider records;

7. PROSESSING OF PERSONAL INFORMATION IN TERMS OF POPIA

- 7.1.1 The Company processes Personal to perform its work. The Company primarily uses Personal Information only for the purpose for which it was originally collected. The Company uses Personal Information for a secondary purpose only if such purpose constitutes a lawful legitimate interest and is closely related to the original purpose for which the Personal Information was collected.
- 7.1.2 The Company processes Personal Information for, amongst others
 - 7.1.2.1 partner and project work;
 - 7.1.2.2 complying with obligations in terms of contractual relationships;
 - 7.1.2.3 complying with legal obligations and applicable law;
 - 7.1.2.4 events and publications;
 - 7.1.2.5 recruitment;
 - 7.1.2.6 statistical purposes;
 - 7.1.2.7 internal management and management reporting purposes; and
 - 7.1.2.8 safety and security purposes.

7.2 Categories of data subjects and Personal Information

The Company processes the following personal information and special personal information relating to the following categories of data subject, including but not limited to –

Data Subjects	Personal Information			
Employees	Name			
	• gender			
	telephone number;			
	birth date;			
	pregnancy;			
	well-being;			
	education;			
	marital status;			
	disability;			
	ID / passport number			
	nationality;			
	email address;			
	 physical or mental health; 			
	physical Address;			

	 medical, financial, criminal or employment history; and correspondence sent by a person that is implicitly or explicitly of a private/confidential nature.
Partners	 name; physical address; telephone number; registration number; email address; tax information; financial and credit history; banking details; and correspondence sent by a person that is implicitly or explicitly of a private/confidential nature.
Event Participants	 name; telephone number; physical address; email address; location details; and photographs.
Service Providers	 name; registration number; telephone number; tax information; email address; physical address; banking details; and correspondence sent by a person that is implicitly or explicitly of a private/confidential nature.

7.3 Disclosure of Personal Information to third parties

- 7.3.1 The Company relies on third-party service providers to provide its goods and services. This requires disclosing of Personal Information with these third parties.
- 7.3.2 The Company may disclose Personal Information to our its associates and service providers, for legitimate business purposes, in accordance with applicable law and subject to applicable professional and regulatory requirements regarding confidentiality.

- 7.3.3 In addition, the Company may disclose Personal Information
 - 7.3.3.1 if required by law;
 - 7.3.3.2 to legal and regulatory authorities, upon request, or for the purposes of reporting any actual or suspected breach of applicable law or regulation;
 - 7.3.3.3 to third party operators;
 - 7.3.3.4 where it is necessary for the purposes of, or in connection with, actual or threatened legal proceedings or establishment, exercise or defense of legal rights;
 - 7.3.3.5 to any relevant party for the purposes of the prevention, investigation, detection or prosecution of criminal offences or the execution of criminal penalties, including, but not limited to, safeguarding against, and the prevention of threats to, public security; and
 - 7.3.3.6 to any relevant third party acquirer(s), in the event that we sell or transfer all or any portion of our business or assets (including, but not limited to, in the event of a reorganization, dissolution or liquidation).
- 7.3.4 If the Company discloses Personal Information to third parties, the latter will be obliged to only use that personal information for the reasons and purposes the information was disclosed for and provide adequate security safeguards.
- 7.4 International transfer of Personal Information
 - 7.4.1 The Company may transfer Personal Information to recipients outside of the Republic of South Africa.
- 7.5 Security of Personal Information
 - 7.5.1 The Company provides adequate protection for the Personal Information in its possession. The Company implements appropriate technical and organisational security measures to protect Personal Information in its possession against accidental or unlawful destruction, loss, alteration, unauthorised disclosure, unauthorised access, in accordance with applicable law.
 - 7.5.2 In dealings with third parties, the Company imposes appropriate security, privacy and confidentiality obligations on them to ensure that the Personal Information disclosed to them is kept secure. The Company ensures that anyone to whom Personal Information is passed onto agrees to treat such Personal Information with the same level of protection as the Company is obliged to.
 - 7.5.3 The Company, on an on-going basis, reviews its security controls and related processes to ensure Personal Information remains secure.

- 8.1 To request a Record in terms of PAIA, the request must be made on the prescribed form (Annexure "A"). The request must be sent to the Company's Information Officer.
- 8.2 The requester must provide sufficient details in the request to enable the Company to identify:
 - 8.2.1 the Record(s) requested;
 - 8.2.2 the requester (and if an agent is lodging the request, proof of capacity);
 - 8.2.3 the form of access required;
 - 8.2.4 the postal address or email address of the requester in South Africa, or if the requester wishes to be informed of the decision in any manner (in addition to written), the manner and particulars thereof; and
 - 8.2.5 the right which the requester is seeking to exercise or protect with an explanation of the reason the Records are required to exercise or protect the right.

9. PRESCRIBED FEES

9.1 Requests made to the Company in terms of PAIA are subject to the following fees:

Item	Description	Amount
1.	The request fee payable by every requester	R140.00
2.	Photocopy/printed black & white copy of A4-size Page	R2.00 per page or part thereof
3.	Printed copy of A4-size page	2.00 per page or part thereof
4.	For a copy in a computer readable form on:	
	(i) Flash drive (to be provided by requestor)	R40.00
	(ii) Compact disc	
	If provided by requestor	R40.00
	If provided to the requestor	R60.00
5.	For a transcription of visual images per A4size page	Service to be outsourced. Will depend on quotation from Service provider.
6.	Copy of visual images	
7.	Transcription of an audio record, per A4-size page	R24.00
8.	Copy of an audio record on:	
	(i) Flash drive (to be provided by requestor)	R40.00

(ii)	Compact disc		
	•	If provided by requestor	R40.00

	If provided to the requestor	R60.00
9.	To search for and prepare the record for disclosure for each hour or part of an hour, excluding the first hour, reasonably required for such search and preparation.	R145.00
	To not exceed a total cost of	R435.00
10.	Deposit: If search exceeds 6 hours	One third of amount per request calculated in terms of items 2. to 8.
11.	Postage, e-mail or any other electronic transfer	Actual expense, if any.

- 9.2 Records may be withheld until the fees have been paid.
- 10. GROUNDS FOR REFUSAL OF ACCESS TO RECORDS
- 10.1 The Company may refuse a request for information in accordance with section 62 to 69 of PAIA.
- 10.2 The requester will be notified in writing on form 3 (Annexure "B") as required by PAIA as to whether the request for information has been approved or denied.
- 11. AVAILABILITY AND UPDATING OF THIS MANUAL
- 11.1 This Manual is available at the Company's office and on Company's website.
- 11.2 Company may review and update this Manual from time to time. The latest version of this Manual is available on request.

FORM 2

REQUEST FOR ACCESS TO RECORD

[Regulation 7]

NOTE:

- Proof of identity must be attached by the requester.
 If requests made on behalf of another person, proof of such authorisation, must be attached to this form.

ГО:	The Information								
=_m	ail address:								
	number:								
Mark	k with an "X"								
	Request is mad	e in my ow	n name	Red	luest is ma	de on b	ehalf of ar	nother pers	on.
			PER	SONAL INFO	RMATION				
	Full Names								
	Identity Number								
	Capacity in which request is made (when made on behalf of another person)								
	Postal Address								
	Street Address								
	E-mail Address								
	Contact Numbers	Tel. (B):			Facsir	mile:			
		Cellular:							
	Full names of person on whose behalf request is made (if applicable):								
	Identity Number								
	Postal Address								

Street Address					
E-mail Address					
Contact Numbers	Tel. (B)		Facsimile		
	Cellular				
is known to you, to end	of the recor able the reco	TICULARS OF RECORD REC d to which access is requested rd to be located. (If the provide o this form. All additional page	d, including the ed space is in	adequate, pleas	
Description of record or relevant part of the record:					
Reference number, if available					
Amu fi inth an amticular					
Any further particulars of record					
TYPE OF RECORD (Mark the applicable box with an "X")					
Record is in written or	printed form				
Record comprises vii computer-generated in		(this includes photographs, thes, etc)	slides, video	recordings,	
Record consists of rec	orded words	or information which can be r	eproduced in	sound	
Record is held on a co	mputer or in	an electronic, or machine-rea	dable form		

FORM OF ACCESS					
(Mark the applicable box with an "X")					
Printed copy of record (including copies of any virtual images, transcriptions and information held on computer or in an electronic or machine-readable form)					
Written or printed transcription of virtual images (this includes photographs, slides, video recordings, computer-generated images, sketches, etc)					
Transcription of soundtrack (written or printed document)					
Copy of record on flash drive (including virtual images and soundtracks)					
Copy of record on compact disc drive(including virtual images and soundtracks)					
Copy of record saved on cloud storage server					
MANNER OF ACCESS (Mark the applicable box with an "X")					
Personal inspection of record at registered address of public/private body (including listening to recorded words, information which can be reproduced in sound, or information held on computer or in an electronic or machine-readable form)					
Postal services to postal address					
Postal services to street address					
Courier service to street address					
Facsimile of information in written or printed format (including transcriptions)					
E-mail of information (including soundtracks if possible)					
Cloud share/file transfer					
Preferred language (Note that if the record is not available in the language you prefer, access may be granted in the language in which the record is available)					
DARTIOUS AROUS RIGHT TO BE EVEROUSED OR PROTECTED					
PARTICULARS OF RIGHT TO BE EXERCISED OR PROTECTED					
If the provided space is inadequate, please continue on a separate page and attach it to this Form. The requester must sign all the additional pages.					
Indicate which right is to be exercised or					
protected					

Explain why the record requested is required for							
the exercise or protection of the							
aforementioned right:							
	1						
	FE	ES					
•	st be paid before the reque						
	You will be notified of the amount of the access fee to be paid. The fee payable for access to a record depends on the form in which access is required and						
the reasonable til	me required to search for a	and prepare a reco	ord.				
d) <u>If you qualify for e</u> Reason	exemption of the payment of the paym	or any ree, piease	state the reason for exemption				
	ing whether your request est, if any. Please indicate		red or denied and if approved the anner of correspondence:				
Postal address	Facsimile	Elec	ctronic communication (Please specify)				
			7/				
Name and at	Ale: -	-l	20				
olyried at	uns	uay oi	20				
			_				
Signature of Requester / μ	person on whose behalf re	quest is made					
		 FICIAL USE					
Reference number:							
kererence number.							
Request received by: State Rank, Name	And						
Surname of Information C							
Date received:							
Access fees:							
Deposit (if any):							
Signature of Information (Officer						
"gratato of information C	2111001						

FORM 3 Ε

Note:	OUTCOME OF REQUEST AND OF FEES PAYABLE
	[Regulation 8]

Denied, for the following reasons:

If your request is granted the— (a) amount of the deposit, (if any), is payable before your request is processed; and (b) requested record/portion of the record will only be released once proof of full payment is Please use the reference number hereunder in all future correspondence. 2. Reference number: TO: Your request dated _____, refers. You requested: Personal inspection of information at registered address of public/private body (including listening to recorded words, information which can be reproduced in sound, or information held on computer or in an electronic or machine-readable form) is free of charge. You are required to make an appointment for the inspection of the information and to bring this Form with you. If you then require any form of reproduction of the information, you will be liable for the fees prescribed in Annexure B. OR You requested: Printed copies of the information (including copies of any virtual images, transcriptions and information held on computer or in an electronic or machine-readable form) Written or printed transcription of virtual images (this includes photographs, slides, video recordings, computer-generated images, sketches, etc) Transcription of soundtrack (written or printed document) Copy of information on flash drive (including virtual images and soundtracks) Copy of information on compact disc drive(including virtual images and soundtracks) Copy of record saved on cloud storage server To be submitted: Postal services to postal address Postal services to street address Courier service to street address Facsimile of information in written or printed format (including transcriptions) E-mail of information (including soundtracks if possible) Cloud share/file transfer Preferred language: (Note that if the record is not available in the language you prefer, access may be granted in the language in which the record is available) Kindly note that your request has been: Approved

4.	Fees payable with re	egards to vour re	eauest:		
	Item		Cost per A4-size page or part thereof/item	Number of pages/items	Total
Photo					
	ed copy				
	copy in a computer-re	eadable form on			
(i) • (ii)	To be provided by Compact disc	requestor	R40.00		
(")	If provided by rIf provided to the		R40.00 R60.00		
For a page	transcription of visua	l images per A4-	outsourced. Will		
Сору	of visual images		depend on the quotation of the service provider		
Trans	cription of an audio re	ecord, per A4-siz	e R24.00		
Copy (i) • (ii)	of an audio record Flash drive To be provided by Compact disc	requestor	R40.00		
•	If provided by requ If provided to the re	equestor	R40.00 R60.00		
Posta transf TOTA		er electronic	Actual costs		
1017	L.				
5.	Deposit payable (if s	search exceeds	six hours):		
	Yes			☐ No	
Hours		(Amount of deposit calculated on one third of to equest)	otal amount per	
	nount must be paid in of Bank:	· ·	Bank account:		
Name of	of account holder:	·			
	f account:				
Accour Branch	nt number:				
Refere		·			
	proof of payment to:				
Signed	at	this	day of	20	
Informa	ation officer				