

FORM A
REQUEST FOR ACCESS TO RECORD OF PUBLIC BODY
(Section 18 (1) of the Promotion of Access to Information
Act, 2000
(Act No. 2 of 2000)
[Regulation 2]

FOR DEPARTMENTAL USE

Reference number: _____

Request received

by: _____

(state rank, name and surname of information officer/deputy information officer) on
_____ (date) at _____ (place).

Request fee (if any): R _____

Deposit fee (if any): R _____

Access fee: R _____

SIGNATURE OF INFORMATION
OFFICER/DEPUTY
INFORMATION OFFICER

A. Particulars of public body

The Deputy Information Officer: Nkululo Dlamini
Office of the Auditor General
PO Box 446
Pretoria

South Africa
0001

Telephone: +27124268000
Fax: +27124268257
Email: agsa@agsa.co.za

CC: nkululon@agsa.co.za

B. Particulars of person requesting access to the record

- *The particulars of the person who requests access to the record must be recorded below.*
- *Furnish an address and/or fax number in the Republic to which information must be sent*
- *Proof of the capacity in which the request is made, if applicable, must be attached.*

Full names and surname: South African History Archive (SAHA)

Identity/Passport number: Non-Profit Trust No. 2522/93

Postal address: P.O.Box 31719, Braamfontein, 2017

Fax number: +27866491491

Telephone number: +27117182563

E-Mail Address: foip@saha.org.za

SAHA Ref Number: SAH-2015-OAG-0004

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

C. Particulars of person on whose behalf request is made

This section must be completed ONLY if a request for information is made on behalf of another person.

Full names and surname:

Identity number:

D. Particulars of record

- *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.*
- *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:

1. Annual reports of the Auditor-General of Intelligence to the Parliamentary Joint Standing Committee on Intelligence for each of the financial and/or calendar years from 1 January 2003 to 30 June 2015;
2. The Pikoli Commission Report on enquiry into the structures of the intelligence services; (see assertion on p. 91 of <http://library.fes.de/pdf/files/bueros/suedafrika/07162.pdf> that release of report would not have jeopardised national security);
3. The Ngcaba Commission Report on enquiry into technology issues in the intelligence services; and
4. The Netshitenze Commission Report on enquiry into the intelligence services

- Reference number, if available:
- Any further particulars of record:

a. See minutes from 2012 that state that certain elements of the reports, listed in items 2, 3 and 4., have already been declassified -

<https://pmg.org.za/committee-meeting/14029/>; and

b. Noting specifically in relation to this request that:

i. Section 5 of PAIA provides for the supremacy of PAIA over any other legislation prohibiting or restricting disclosure of information and that this includes any provisions in the Public Audit Act, 2004 that limits or restricts the disclosure of information, such as section 18 of that Act (see South African Human Rights Commission notice on supremacy of PAIA - [http://www.sahrc.org.za/home/21/files/Notice on the supremacy of PAIA.pdf](http://www.sahrc.org.za/home/21/files/Notice%20on%20the%20supremacy%20of%20PAIA.pdf));

ii. To the extent that any grounds for refusal in Chapter 4 of PAIA may apply to any, or any part of any, record falling within this request, section 46 of PAIA places an obligation on a Requestee body to apply the public interest override test provided for in that section to each and every such record or part of a record;

iii. To the extent that any grounds for refusal in Chapter 4 of PAIA may apply to any, or any part of any, record falling within this request, section 28 of PAIA places an obligation on a Requestee body to severability in terms of the provisions of that section; and

iv. To the extent that any record or part of any record requested in terms of this request is in the possession of, under the control of or more closely connected to the functions of another public body or where the information in the record / part of the record contains commercial information of another public body, section 20 of PAIA places an obligation on the Requestee body to transfer the request or part of the request to such other body.

E. Fees

- *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.*
- *You will be notified of the amount required to be paid as the request fee.*
- *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.*
- *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 hereunder, state your disability and indicate in which form the record is required.

Disability: _____ _____	Form in which record is required: _____ _____
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Mark the appropriate box with an "X".

NOTES:

- *Your indication as to the required form of access depends on the form in which the record is available.*
- *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 be determined partly by the form in which access is requested.*

1. If the record is in printed form:

X	Copy of record*		Inspection of record
2. If record consists of visual images: (this includes photographs, slides, video recordings, computer-generated images, sketches, etc).			
	view the images	X	copy of the images* transcription of the images*
3. If record consists of recorded words or information which can be reproduced in sound:			
	Listen to the soundtrack (audio cassette)	X	transcription of soundtrack* (written or printed document)
4. If record is held on computer or in an electronic or machine ? readable form:			
	Printed copy of record*	X	Printed copy 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 X
A postal fee is payable.			
<i>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.</i>			
In which language would you prefer the record? ENGLISH			

- G. Notice of decision regarding request for access**

You will be notified in writing whether your request has been approved/denied. 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?

IN WRITING preferably via email to foip@saha.org.za

Signed at Johannesburg this 27th day of August 2015.

A handwritten signature in black ink, appearing to be 'T. Van Wyk', written in a cursive style.

SIGNATURE OF REQUESTER / PERSON ON WHOSE BEHALF REQUEST IS MADE

Ms Toerien Van Wyk (FOIP Coordinator)

South African History Archive (SAHA)