

Access to Information Manual

We respect your right of access to information. This document will help you exercise that right as required by section 51 of the Promotion to Access of Information Act 2 of 2000 (PAIA) (as amended).

DATE OF COMPILATION: 07/01/2023

DATE OF REVISION: 08/01/2023

1. LIST OF ACRONYMS AND ABBREVIATIONS

"CEO"	Chief Executive Officer
"DIO"	Deputy Information Officer
"IO "	Information Officer
"Minister"	Minister of Justice and Correctional Services
"PAIA"	Promotion of Access to Information Act No. 2 of 2000(as Amended)
"POPIA"	Protection of Personal Information Act No.4 of 2013
"Regulator"	Information Regulator; and
"Republic"	Republic of South Africa

2. PURPOSE OF PAIA MANUAL

2.1. This PAIA Manual is useful for the public to-

2.1.1. check the categories of records held by a body which are available without a person having to submit a formal PAIA request.

2.1.2. have a sufficient understanding of how to make a request for access to a record of the body, by providing a description of the subjects on which the body holds records and the categories of records held on each subject.

2.1.3. know the description of the records of the body which are available in accordance with any other legislation.

2.1.4. access all the relevant contact details of the Information Officer and Deputy Information Officer who will assist the public with the records they intend to access.

2.1.5. know the description of the guide on how to use PAIA, as updated by the Regulator and how to obtain access to it.

2.1.6. know if the body will process personal information, the purpose of processing of personal information and the description of the categories of data subjects and of the information or categories of information relating thereto.

2.1.7. know the description of the categories of data subjects and of the information or categories of information relating thereto.

2.1.8. know the recipients or categories of recipients to whom the personal information may be supplied.

2.1.9. know if the body has planned to transfer or process personal information outside the Republic of South Africa and the recipients or categories of recipients to whom the personal information may be supplied; and

2.1.10. know whether the body has appropriate security measures to ensure the confidentiality, integrity and availability of the personal information which is to be processed.

3. KEY CONTACT DETAILS FOR ACCESS TO INFORMATION OF CODIGO SOLUTONS (PTY) LTS T/A FRANKIWAVES

3.1. Chief Information Officer

Name: Frans Ferreira

Tel: 076 536 6859

Email: info@frankiwaves.com

Fax number: N/A

3.2. Access to information general contacts

Email: info@frankiwaves.com

3.3. National or Head Office

Postal Address: 3 Abelia Street, Randpark Ridge, Randburg, Johannesburg, 2169

Physical Address: 3 Abelia Street, Randpark Ridge, Randburg, Johannesburg, 2169

Telephone: 076 536 6859

Email: info@frankiwaves.com

Website: www.frankiwaves.com

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

4.1. The Regulator has, in terms of section 10(1) of 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.

4.2. The Guide is available in each of the official languages and in braille.

4.3. The aforesaid Guide contains the description of-

4.3.1. the objects of PAIA and POPIA.

4.3.2. the postal and street address, phone, and fax number and, if available, electronic mail address of-

4.3.3. the Information Officer of every public body, and

4.3.4. every Deputy Information Officer of every public and private body designated in terms of section 17(1) of PAIA and section 56 of POPIA.

4.4. the manner and form of a request for-

4.4.1. access to a record of a public body contemplated in section 11; and

4.4.2. access to a record of a private body contemplated in section 50

4.5. the assistance available from the IO of a public body in terms of PAIA and POPIA.

4.6. 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- Page 3 of 11

4.6.1. an internal appeal.

4.6.2. a complaint to the Regulator; and

4.6.3. 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.

4.7. the provisions of sections 14ⁱ and 51ⁱⁱ requiring a public body and private body, respectively, to compile a manual, and how to obtain access to a manual.

4.8. the provisions of sections 15 and 52 providing for the voluntary disclosure of categories of records by a public body and private body, respectively.

4.9. the notices issued in terms of sections 22 and 54 regarding fees to be paid in relation to

requests for access; and

4.9.1. the regulations made in terms of section 92.

4.9.2. 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.

4.10. The Guide can also be obtained-

4.10.1. upon request to the Information Officer.

4.10.2. from the website of the Regulator (<https://www.justice.gov.za/inforeg/>).

4.11. A copy of the Guide is also available in the following official language, for public inspection during normal office hours-

4.11.1. English

4.11.2. In any one of the eleven-official language by clicking on the relevant links below

Afrikaans: <https://d33yj9nw58rehz.cloudfront.net/Downloads/PAIA-Guide-Act2-2000/Afrikaans/Section-1.2.3.pdf>

<https://d33yj9nw58rehz.cloudfront.net/Downloads/PAIA-Guide-Act2-2000/Afrikaans/Section-4.5.pdf>

English:

<https://d33yj9nw58rehz.cloudfront.net/Downloads/PAIA-Guide-Act2-2000/English/Section-1.2.pdf>

<https://d33yj9nw58rehz.cloudfront.net/Downloads/PAIA-Guide-Act2-2000/English/Section-3.4.5.pdf>

Isindibele:

<https://d33yj9nw58rehz.cloudfront.net/Downloads/PAIA-Guide-Act2-2000/Isindibele/Section-1.2.pdf>

<https://d33yj9nw58rehz.cloudfront.net/Downloads/PAIA-Guide-Act2-2000/Isindibele/Section-3.4.5.pdf>

Isixhosa:

<https://d33yj9nw58rehz.cloudfront.net/Downloads/PAIA-Guide-Act2-2000/Isixhosa/Section-1.2.pdf>

<https://d33yj9nw58rehz.cloudfront.net/Downloads/PAIA-Guide-Act2-2000/Isixhosa/Section-3.4.5.pdf>

Isizulu:

<https://d33yj9nw58rehz.cloudfront.net/Downloads/PAIA-Guide-Act2-2000/Isizulu/Section-1.2.pdf>

<https://d33yj9nw58rehz.cloudfront.net/Downloads/PAIA-Guide-Act2-2000/Isizulu/Section-3.4.5.pdf>

Sepedi:

<https://d33yj9nw58rehz.cloudfront.net/Downloads/PAIA-Guide-Act2-2000/Sepedi/Section-1.2.3.pdf>

<https://d33yj9nw58rehz.cloudfront.net/Downloads/PAIA-Guide-Act2-2000/Sepedi/Section-4.5.pdf>

Sesotho: <https://d33yj9nw58rehz.cloudfront.net/Downloads/PAIA-Guide-Act2-2000/Sesotho/Section-1.2.pdf>

<https://d33yj9nw58rehz.cloudfront.net/Downloads/PAIA-Guide-Act2-2000/Sesotho/Section-3.4.5.pdf>

Setswana: <https://d33yj9nw58rehz.cloudfront.net/Downloads/PAIA-Guide-Act2-2000/Setswana/Section-1.2.pdf>

<https://d33yj9nw58rehz.cloudfront.net/Downloads/PAIA-Guide-Act2-2000/Setswana/Section-3.4.5.pdf>

Siswati: <https://d33yj9nw58rehz.cloudfront.net/Downloads/PAIA-Guide-Act2-2000/Siswati/Section-1.2.pdf>

<https://d33yj9nw58rehz.cloudfront.net/Downloads/PAIA-Guide-Act2-2000/Siswati/Section-3.4.5.pdf>

Tshivenda: <https://d33yj9nw58rehz.cloudfront.net/Downloads/PAIA-Guide-Act2-2000/Tshivenda/Section-1.2.pdf>

<https://d33yj9nw58rehz.cloudfront.net/Downloads/PAIA-Guide-Act2-2000/Tshivenda/Section-3.4.5.pdf>

Xitsonga:

<https://d33yj9nw58rehz.cloudfront.net/Downloads/PAIA-Guide-Act2-2000/Xitsonga/Section-1.2.pdf>

<https://d33yj9nw58rehz.cloudfront.net/Downloads/PAIA-Guide-Act2-2000/Xitsonga/Section-3.4.5.pdf>

5. CATEGORIES OF RECORDS OF CODIGO SOLUTIONS PTY LTD WHICH ARE AVAILABLE WITHOUT A PERSON HAVING TO REQUEST ACCESS

Category of Records	Types of Records	Available on Website	Available from CIPC
Company Records	Memorandum of incorporation		X
	Director's Names Directors'		X
	Documents of incorporation		X

6. DESCRIPTION OF THE RECORDS OF CODIGO SOLUTIONS (PTY) LTD WHICH ARE AVAILABLE IN ACCORDANCE WITH ANY OTHER LEGISLATION

Category of Records	Applicable Legislation
Memorandum of incorporation	Companies Act 71 of 2008
PAIA Manual	Promotion of Access to Information Act 2 of 2000

7. DESCRIPTION OF THE SUBJECTS ON WHICH THE BODY HOLDS RECORDS AND CATEGORIES OF RECORDS HELD ON EACH SUBJECT BY CODIGO SOLUTIONS (PTY) LTD

Subject on which the body holds records	Category of records
Business records	Operational records Databases Published works Internal correspondence Product records
Financial records	Financial statements Tax returns Other documents relating to taxation of the company Accounting records Banking records Banking details Bank statements Electronic banking records Paid cheques Asset register Rental agreements Invoices Financial agreements
Insurance records	Insurance policies held by the company Register of all immovable property owned by the company Income tax records PAYE Records Corporate tax records Documents issued to employees for tax purposes Skills development levies UIF Workmen's compensation
Human Resource records	List of employees Employee personal information Employee employment contracts Employment policies and procedures Employment Equity Plan Medical aid records Pension and provident fund records Salaries of employees Leave records Internal evaluations

	<p>Disciplinary records Disciplinary codes Training records Operating manuals Personal records provided by personnel Other statutory records Related correspondence</p>
Policies and derivatives	<p>Internal relating to employees and the company External relating to clients and other third parties Information technology systems and documents Agreements or contracts Agreements or contracts include the documents themselves Standard Agreements Contracts concluded with customers NDAs Letters of Intent, MOUs Third party contracts (such as JV agreements, VAR Agreement Office management contracts Supplier contracts</p>
Regulatory documents	<p>Permits Licenses Authorities</p>
Published information	<p>External newsletters and circulars Internal newsletters and circulars Information on the company published by third parties</p>
Customer information	<p>Customer details Contact details of individuals within customers Communications with customers Sales records Transactional information Marketing records</p>
Reference material	<p>Books Newsletters and journals articles Magazines Newspaper articles</p>

9. PROCESSING OF PERSONAL INFORMATION

9.1. Purpose of Processing Personal Information

(Refer to Privacy Policy under the Protection of Personal Information Act, available on our website)

9.1.1. We collect and process your personal information obtained directly from you when you register through our online portal. Where possible, we will inform you what information you are required to provide to us and what information is optional.

9.1.2. Website usage information may be collected using "cookies" which allows us to collect standard internet visitor usage information.

10. Description of the categories of Data Subjects and of the information or categories of information relating thereto

Categories of Data Subjects	Personal Information that may be processed
Customers / Clients	name, address, registration numbers or identity numbers, employment status and bank details
Service Providers	name, address, registration numbers or identity numbers, employment status and bank details
Operators	name, address, registration numbers or identity numbers, employment status and bank details
Employees	name, address, identity numbers, qualifications, race, gender and bank details

11. The recipients or categories of recipients to whom the personal information may be supplied

Categories of personal information	Recipients or Categories of Recipients to whom the personal information may be supplied
Identity number and names, for criminal checks	South African Police Services
Qualifications, for qualification verifications	South African Qualifications Authority
Credit and payment history, for credit information	Credit Bureaus
Pre employment verification	MIE

12. Planned transborder flows of personal information

12.1. We send personal information outside of South Africa to various countries. We will only transfer data to other countries who have similar privacy laws to South Africa's, or recipients who can guarantee the protection of personal information to the same standard we must protect it.

Is this applicable?

13. Security

13.1. We secure our data by maintaining reasonable measures to protect personal information from loss, misuse, and unauthorized access, disclosure, alteration, and destruction. We also take reasonable steps to keep personal information accurate, current, complete, and reliable for its intended use.

13.2. However, we cannot guarantee that the internet itself is 100% secure. Although we will do our best to protect your personal information through Data Encryption, Anti-virus, and Anti-malware solutions, transmission of personal information to and from our Services is at your own risk. You should only access the services within a secure environment.

We do our best to keep all data in our possession secure and up to date.

14. Information we hold to comply in term of the PAIA regulations

Basic Conditions of Employment Act 75 of 1997.

Broad Based Black Economic Empowerment Act No. 53 of 2003. Companies Act 61 of 1973.

Companies Act 71 of 2008.

Compensation for Occupational Injuries and Disease Act 130 of 1993. Employment Equity Act 55 of 1998.

Labour Relations Act 66 of 1995.

Occupational Health and Safety Act 85 of 1993.

Protection of Personal Information Act 4 of 2013.

Skills Development Act 97 of 1998.

Skills Development Levies Act 9 of 1999.

Unemployment Insurance Act 63 of 2001; and

Value Added Tax Act 89 of 1991.

15. Requesting access to information

15.1. We have authorized and designated our information officer to deal with all matters relating to PAIA to comply with our obligations in terms of PAIA. To request access to a record, please complete Form C which is available from:

15.2. the Department of Justice and Constitutional Development website at www.justice.gov.za at this link:

http://www.justice.gov.za/forms/paia/J752_paia_Form%20C.pdf. at our information officer's email address, our physical address, or by fax in terms of our details provided above.

16. Please ensure that the completed form:

16.1. has enough information for the information officer to identify you, the requested records, and which form of access you require.

16.2. specifies your email address, postal address, or fax number.

16.3. describes the right that you seek to exercise or protect.

16.4. explains why you need the requested record to exercise or protect that right.

16.5. provides any other way you would like to be informed of our decision other than in writing;
and

16.6. provides proof of the capacity in which you are making the request if you are making it on behalf of someone else (we will decide whether this proof is satisfactory).

16.7. If you do not use the standard form, we may:

16.8. reject the request due to lack of procedural compliance.

16.9. refuse it if you do not provide sufficient information; or relay it.

17. Grounds for refusal

17.1. We may have to refuse you access to certain records in terms of PAIA to protect:

17.2. someone else's privacy.

17.3. another company's commercial information.

17.4. someone else's confidential information.

17.5. the safety of individuals and property.

17.6. records privileged from production in legal proceedings; or

17.7. research information.

17.8. We will notify you in writing whether your request has been approved or denied within 30 calendar days after we have received a completed request for access form. If we cannot find any requested record or it does not exist, then we will notify you by way of affidavit that it is not possible to give access to that record.

18. How we give you access

We will evaluate and consider all requests to us in terms of PAIA. If we approve your request for access to our records, then we will decide how to provide access to you – unless you have asked for access in a specific form. Publication of this manual does not give rise to any rights to access information records, except in terms of PAIA.

19. Cost of request for information

You must pay us a request fee as required by law when submitting a request for access to information. The prescribed fees are as set out in the Fee Schedule which is available from the Department of Justice and Constitutional Development website at www.justice.gov.za. You may have to pay a further access fee if we grant the request for any time that has exceeded the prescribed hours to search and prepare the record for disclosure.

20. Other prescribed information

The Minister of Justice and Constitutional Development has not made any regulations prescribing any other information that needs to appear in this manual.

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21. Availability of the manual

21.1. A Copy of the Manual is available on www.frankiwaves.co.za

21.3. to any person upon request and upon the payment of a reasonable prescribed fee; and

21.4. to the Information Regulator upon request.

21.5. A fee for a copy of the Manual, as contemplated in annexure B of the Regulations, shall be payable per each A4-size photocopy made.

UPDATING OF THE MANUAL

This manual will be updated on a regular basis as prescribed regulations is amended,

Issued by

Frans Ferreira

Compliance Officer / Chief Operating Officer

*mismatch of titles with those
at start of document.*

Approved by

Johan Nortje

Director / Chief Finance Officer