

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM**NOTICE 717 OF 2015****GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994
(ACT NO.22 OF 1994)**

Notice is hereby given in terms of section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No.22 of 1994 as amended) that a claim for restitution of land rights on:

REFERENCE : 6/2/2/D/58/0/0/6
CLAIMANT : Nkele Qiyongo
PROPERTY : Erf 369, Barthust
MEASURING : 212,1829 hectares
DISTRICT : Bathurst / Cacadu
DATE SUBMITTED : 29/09/1998
TITLE DEED : No Title Deed
BONDHOLDER :
CURRENT OWNER : Department of Agrarian Transformation and Land Reform

Has been submitted to the Regional Land Claims Commissioner and that the Commission on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within sixty (60) days from the publication of this notice, any comments/information to:

**The Regional Land Claims Commissioner
Department of Rural Development and Land Reform
Land Restitution Support Office: Eastern Cape
PO Box 1375
East London
5200**

**Mr. L.H. Maphutha
Regional Land Claims Commissioner**

DEPARTMENT OF RURAL DEVELOPMENT AND LAND REFORM**NOTICE 730 OF 2015****GENERAL NOTICE IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT, 1994
(ACT NO.22 OF 1994)**

Notice is hereby given in terms of section 11 (1) of the Restitution of Land Rights Act, 1994 (Act No.22 of 1994 as amended) that a claim for restitution of land rights on:

REFERENCE : 6/2/2/D/58/0/0/2
CLAIMANT : Salentle Draai
PROPERTY : Erf 369, Barthust
MEASURING : 212,1829 hectares
DISTRICT : Bathurst / Cacadu
DATE SUBMITTED : 29/09/1998
TITLE DEED : No Title Deed
BONDHOLDER :
CURRENT OWNER : Department of Agrarian Transformation and Land Reform

Has been submitted to the Regional Land Claims Commissioner and that the Commission on Restitution of Land Rights will investigate the claim in terms of the provisions of the Act in due course. Any person who has an interest in the above-mentioned land is hereby invited to submit, within sixty (60) days from the publication of this notice, any comments/information to:

**The Regional Land Claims Commissioner
Department of Rural Development and Land Reform
Land Restitution Support Office: Eastern Cape
PO Box 1375
East London
5200**

**Mr. L.H. Maphutha
Regional Land Claims Commissioner**

SOUTH AFRICAN RESERVE BANK

NOTICE 731 OF 2015

Notice and Order of Forfeiture

Notice of Forfeiture to the State of money in terms of the provisions of Regulation 22B of the Regulations ("the Exchange Control Regulations") made under Section 9 of the Currency and Exchanges Act, 1933 (Act No. 9 of 1933), as amended, as promulgated by Government Notice No. R.1111 of 1961-12-01 in respect of the money of:

Zinex Freight Service (Pty) Limited
Registration Number: 2012/086773/07

(the "Respondent")

of:

32 Riley Road
Bedfordview
Johannesburg
2007

Be pleased to take notice that:

1. The Minister of Finance has, by virtue of the provisions of Regulation 22E of the Exchange Control Regulations delegated all the functions and/or powers conferred upon the Treasury by the provisions of the Exchange Control Regulations [with the exception of the functions and/or powers conferred upon the Treasury by Regulations 3(5) and (8), 20 and 22, but which exception does not include the functions and/or powers under Exchange Control Regulations 22A, 22B, 22C and 22D], and assigned the duties imposed thereunder on the Treasury, to, *inter alia*, the Deputy Governors of the South African Reserve Bank.
2. By virtue of the functions, powers and/or duties vested in the Deputy Governors of the South African Reserve Bank, in terms of the delegation and assignment of the functions, powers and/or duties referred to in 1 above, I hereby give notice of a decision to forfeit to the State the following money and I hereby declare and order forfeited to the State the following money, namely:
 - 2.1 A capital amount of Rand 7 455 942-35 which stood to the credit of the Respondent in account number 1100199726049, held in its name with Investec Bank Limited, together with any interest thereon or any other accrual thereto.
3. The date upon which the money specified in 2 above is hereby forfeited to the State is the date upon which this Notice of Forfeiture is published in this Gazette.
4. The money specified in 2 above shall be disposed of by deposit of the proceeds thereof to the National Revenue Fund.
5. This Notice also constitutes a written order, as contemplated in Regulation 22B of the Exchange Control Regulations, in terms of which the money specified in 2 above is hereby forfeited to the State.
6. Signed at Pretoria on this 4 day of JUNE 2015.



K Naidoo
Deputy Governor
South African Reserve Bank

BOARD NOTICES • RAADSKENNISGEWINGS

BOARD NOTICE 138 OF 2015**FINANCIAL SERVICES BOARD****COLLECTIVE INVESTMENT SCHEMES CONTROL ACT, 2002****CAPITAL REQUIREMENTS WITH WHICH A MANAGER OF A COLLECTIVE INVESTMENT SCHEME IN PARTICIPATION BONDS MUST COMPLY**

I, Dube Phineas Tshidi, Registrar of Collective Investment Schemes, hereby determine, under section 88 (1) of the Collective Investment Schemes Control Act, 2002 (Act No. 45 of 2002), the capital to be maintained by a manager of a collective investment scheme in participation bonds for the matters and risks set out in the Schedule.



DP TSHIDI
REGISTRAR OF COLLECTIVE INVESTMENT SCHEMES

SCHEDULE**PREAMBLE**

The Registrar determines the capital to be employed and maintained by a manager of a collective investment scheme in participation bonds to:

- (a) ensure that a manager has sufficient capital to enable the continued operation of 13 weeks (operational capital);
- (b) provide funds to cover the initial expenses in a portfolio (seed capital); and
- (c) ensure that there is sufficient capital when a manager buys participatory interests from and sells participatory interests to investors for the own account of the manager (position risk capital).
- (d) ensure that the manager has sufficient liquid capital for the trading of participatory interests that are sold as tax free investments.

1. The capital to be maintained by a manager of a collective investment scheme in participation bonds must be calculated in relation to the financial statements of a manager as prepared in terms of International Financial Reporting Standards (IFRS) in the manner set out in the Table below:

1.	<p>Eligible capital consisting of the total of—</p> <ul style="list-style-type: none"> (a) issued ordinary share capital; (b) issued preference share capital (if not redeemable within one year and not redeemable at the option of the holder); (c) share premium account; (d) non-distributable reserves; (e) retained income— <ul style="list-style-type: none"> (i) if audited, 100 per cent must be included; and (ii) 50 per cent of the positive unaudited retained income or 100 per cent of the negative unaudited retained income must be included; (f) loans (only if properly subordinated in favour of the manager); (g) guarantees (only from a third party and only if exercisable on demand by the manager).
2.	<p>Less adjustment for—</p> <ul style="list-style-type: none"> (a) intangible assets; (b) guarantees provided by the manager; (c) contingent liabilities; (d) net deferred tax assets; (e) any assets which are not convertible into cash within 14 business days including but not limited to — <ul style="list-style-type: none"> (i) fixed assets, net of related secured loans; (ii) investment in other unlisted businesses.
3.	Adjusted capital [paragraph 1 Table item 1 <i>minus</i> paragraph 1 Table item 2].
4.	<p>Less required capital to be maintained consisting of—</p> <ul style="list-style-type: none"> (a) a basic capital which must be a sum equivalent to 13 weeks' annual fixed expenditure for the whole of the collective investment scheme business of a manager or such other amount as the registrar may determine in a particular case as provided for under 2 (4); <i>plus</i> (b) seed capital of R1 million to be invested by the manager in each portfolio administered by the manager: Provided that— <ul style="list-style-type: none"> (i) the prescribed amount may be withdrawn once the portfolio reaches a size of R10 million net asset value under management; and (ii) the sum of R1 million is to be re-invested in the portfolio where the net asset value of the portfolio has been reduced to below R10 million for a continuous period of 6 months; <i>plus</i> (c) where the manager buys from and sells to investors participatory interests of its scheme for its own account, position risk capital of a sum equivalent to —

	<p>(i) 10 per cent of the amount paid for participatory interests in a scheme and held by the manager for its own account, calculated on the amount so paid which exceeds the last three month's investment inflow into the scheme;</p> <p>(ii) one per cent of the amount paid for participatory interests in a scheme and held by the manager for its own account, calculated on the amount so paid which does not exceed the last three month's investment inflow into the scheme; and</p> <p>(d) 25% of the repurchase value of participatory interests sold as tax free investments per portfolio which must be held as assets in liquid form provided no more than 20% of the 25% is provided by the scheme assets.</p>
5.	Liquid resources [paragraph 1 Table item 3 <i>minus</i> paragraph 1 Table item 4], which must be a positive amount.

2. (1) For the purposes of paragraph 1 Table item 4 (a) fixed expense amounts must be determined as set out in the computation table and notes below:

COMPUTATION OF FIXED EXPENSE BASE REQUIREMENT			
Expense Category	Treat as Fixed Expense Amounts	Treat as Trading Expense and "non-cash" items	Expenses per Income Statement
Accounting and secretarial or other services, charges, etc.	X		
Auditors' remuneration	X		
Depreciation		X (Note (a))	
Insurance	X		
Interest paid other than to Directors			
Bank overdraft	X	X (Note (f))	
Other Finance	X	X (Note (f))	
Charges and fees	X	X (Note (b))	
Motor vehicle expenses	X		
Net loss on realisation of fixed assets		X (Note (a))	
Office rental	X		
Machine and other leasing charges/rentals	X		
Printing and Stationery	X		
Salaries and wages	X	X (Note (c))	
Telephone, telex and postages	X		
Other expenses	X	X	

		(Notes(d)+(g))	
Directors' Salaries	X	X (Note (e))	
Directors' Fees	X	X (Note (e))	
Interest	X	X (Note (e))	
			TOTAL

Notes to the computation table: In determining fixed cost amounts, the following principles must be applied:

- (a) Depreciation and profits or losses on sales of fixed assets are non-cash items and must not be taken into account.
 - (b) Charges relating to active trading must be excluded. Fixed charges must be included. Fees pertaining to the management of the assets that are calculated as a percentage of assets under management may be excluded but any such fees that are agreed fixed amounts must be included. Any other variable fee that is calculated as a percentage of assets under management may be excluded; provided that any fixed contracted portion thereof must be included and treated as fixed costs. This includes, but is not limited to, the fixed portion payable to an intermediary or employed sales personnel before the percentage commission is applied, as well as any fixed amount in outsourcing costs for administration.
 - (c) Non-contractual payments by way of profit share or performance related bonuses must be excluded.
 - (d) Exceptional or extraordinary items may be excluded.
 - (e) Payments to directors must only be included to the extent that they are made irrespective of profitability.
 - (f) Interest paid to counterparties which is trade related may be excluded.
 - (g) Loss arising from the conversion of foreign currency balances may be excluded.
- (2) The 13 weeks' annual fixed expenditure must be calculated as the previous financial year's divided by four or if no financial year was completed, this amount must be budgeted for to the satisfaction of the registrar.
 - (3) The 13 weeks' liquid capital may not be invested in any portfolios other than a money market portfolio of a collective investment scheme in securities.
 - (4) The registrar may, where he has reason to believe that the size of the operations of a manager has been or is likely to be expanded during any financial period, require a manager to submit a budget based on the expanded operations. Where a manager has reason to believe that its operations in any financial period will decline from that of the previous year, it may submit a revised budget for approval by the registrar.
3. The calculation of the capital position by a manager must be submitted to the registrar as at the last business day of each calendar month, within 14 business days after the end of such calendar month, in the form determined by the registrar.
 4. A manager must, at least once a year, evaluate its risk to professional liability and fidelity claims and must in accordance with the risk identified during risk evaluation maintain suitable professional indemnity or fidelity insurance cover of no less than R5 million.

5. (1) Notice 2075 of 2003, as published in *Government Gazette* No. 25283 of 1 August 2003, is hereby repealed.
- (2) This Notice comes into effect on date of publication.
- (3) Paragraph 1 Table item 4(b) must be complied with within 6 months from the date that this Notice comes into effect.


IMPORTANT Information from Government Printing Works

Dear Valued Customers,

Government Printing Works has implemented rules for completing and submitting the electronic Adobe Forms when you, the customer, submits your notice request.

Please take note of these guidelines when completing your form.

GPW Business Rules

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1. No hand written notices will be accepted for processing, this includes Adobe forms which have been completed by hand.
 2. Notices can only be submitted in Adobe electronic form format to the email submission address submit.egazette@gpw.gov.za. This means that any notice submissions not on an Adobe electronic form that are submitted to this mailbox will be **rejected**. National or Provincial gazette notices, where the Z95 or Z95Prov must be an Adobe form but the notice content (body) will be an attachment.
 3. Notices brought into GPW by "walk-in" customers on electronic media can only be submitted in Adobe electronic form format. This means that any notice submissions not on an Adobe electronic form that are submitted by the customer on electronic media will be **rejected**. National or Provincial gazette notices, where the Z95 or Z95Prov must be an Adobe form but the notice content (body) will be an attachment.
 4. All customers who walk in to GPW that wish to submit a notice that is not on an electronic Adobe form will be routed to the Contact Centre where the customer will be taken through the completion of the form by a GPW representative. Where a customer walks into GPW with a stack of hard copy notices delivered by a messenger on behalf of a newspaper the messenger must be referred back to the sender as the submission does not adhere to the submission rules.
 5. All notice submissions that do not comply with point 2 will be charged full price for the notice submission.
 6. The current cut-off of all Gazette's remains unchanged for all channels. (Refer to the GPW website for submission deadlines – www.gpwonline.co.za)
 7. Incorrectly completed forms and notices submitted in the wrong format will be rejected to the customer to be corrected and resubmitted. Assistance will be available through the Contact Centre should help be required when completing the forms. (012-748 6200 or email info.egazette@gpw.gov.za)
 8. All re-submissions by customers will be subject to the above cut-off times.
 9. All submissions and re-submissions that miss the cut-off will be rejected to the customer to be submitted with a new publication date.
 10. Information on forms will be taken as the primary source of the notice to be published. Any instructions that are on the email body or covering letter that contradicts the notice form content will be ignored.

You are therefore advised that effective from **Monday, 18 May 2015** should you not comply with our new rules of engagement, all notice requests will be rejected by our new system.

Furthermore, the fax number **012- 748 6030** will also be **discontinued** from this date and customers will only be able to submit notice requests through the email address submit.egazette@gpw.gov.za.

