

DEPARTMENT OF TRADE AND INDUSTRY

NO. 1296

23 NOVEMBER 2018

COMPANIES ACT 71 OF 2008

**INVITATION FOR THE PUBLIC TO COMMENT ON THE FEE INCREASE FOR SERVICES
IN TERMS OF THE COMPANIES ACT 71 OF 2008**

I, Dr Rob Davies, Minister of Trade and Industry, in terms of section 223(1)(b)(v) and 223(2) of the Companies Act, 2008 (Act No. 71 of 2008), hereby publish the revised fees for all CIPC related services.

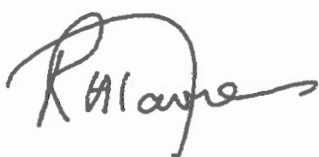
Interested persons may submit written comments on the revised fees within thirty (30) working days from the date of publication to:

Director General: Department of Trade and Industry
For Attention: Ms Zandile Brown
Private Bag X84
Pretoria
0001

Or hand deliver to:

77 Mentjies Street
Block B, First Floor
Sunnyside
Pretoria

Email: ZBrown@thedti.gov.za



Dr Rob Davies, MP
Minister of Trade and Industry

19 October 2018

**REVISED FEES FOR THE COMPANIES AND INTELLECTUAL
PROPERTY COMMISSION IN TERMS OF THE COMPANIES ACT, 2008**

Proposed Fee increase 2018/19

form_code	form_descr	fine_payable	Current Fee	Proposed Current Fee increase- 5%
COR46.4	Registration of Prospectus or Letter of Allocation	0	5 000,00	5 250,00
PROSPECT	Prospectus	0	3 000,00	3 150,00
DFTPROSP	Draft Prospectus	0	2 000,00	2 100,00
COR126.1	Application for practitioner's license	0	500,00	525,00
COR134.1	Application for accreditation (ADR)	0	500,00	525,00
COR15.1B	Memorandum of incorporation Long Standard form	0	475,00	498,00
COR15.1D	Memorandum of incorporation Long Standard form	0	475,00	498,00
COR15.1E	Memorandum of incorporation Long Standard form	0	475,00	498,00
COR17.1	Application to transfer registration of foreign company	0	400,00	420,00
COR20.1	Registration of External Company	0	400,00	420,00
CM1LTD	Certificate of incorporation Public Company	0	350,00	367,00
NOBJCC	Name Objection Close Corporations Act	0	300,00	315,00
COR46.6	Application to exclude information from a Prospectus	0	300,00	315,00
COR10.1	Application for defensive name	0	250,00	262,00
COR15.3	Notice of alteration of Memorandum of Incorporation	0	250,00	262,00
COR15.4	Notice of translation of Memorandum of Incorporation	0	250,00	262,00
COR15.5	Notice of consolidation of Memorandum of Incorporation	0	250,00	262,00
COR40.1	Notice of resolution to wind-up a solvent company	0	250,00	262,00
COR40.2	Notice of foreign registration of company	0	250,00	262,00
COR89	Notice of Amalgamation or Merger	0	250,00	262,00
COR15.2	Amendment of Memorandum of Incorporation	0	250,00	262,00
CR1	Application for registration of Co-operative	0	215,00	225,00
COR40.5	Application for Re-instatement of Deregistered Company	0	200,00	210,00
COR15.1A	Memorandum of incorporation Short Standard form	0	175,00	183,00
COR15.1C	Memorandum of incorporation Short Standard form	0	175,00	183,00
ARCCDERE	AR Non Compliance CC De-registration	0	175,00	183,00
COR14.1 & A , C , D	Notice of incorporation	0	175,00	183,00
DRAFT	Draft	0	150,00	157,00
NOBJCORR	Request for reasons for decision ito name objection	0	150,00	157,00
CK3AR	Application for restoration of CC - AR non-compliance	0	150,00	157,00
ARCORES	Application for restoration of Company - AR non-compliance	0	150,00	157,00
ARRESCO	ANNUAL RETURN RESTORATION - COMPANY	0	150,00	157,00
ARRESCC	ANNUAL RETURN RESTORATION - CC (NON COMPLIANCE)	0	150,00	157,00
DRAFTFIN	Draft Final	0	100,00	105,00
CO141	Share Offer for Sale (Section 141)	0	100,00	105,00
COR18.1	Application to convert a Close Corporation	0	100,00	105,00
COR25	Notice of change of financial year end	0	100,00	105,00
COR46.3	Application concerning Rights Offer Exclusion	0	100,00	105,00
COR16.1	Notice concerning company rules	0	100,00	105,00
COR16.2	Notice of results of vote on company rules	0	100,00	105,00
COR11.1	Application to transfer a name	0	100,00	105,00
COR30.1	Annual Return for Local Company and Close Corporation	0	100,00	105,00
SPECRES	Special Resolution	0	80,00	84,00
CM25LIQ	CM25 for Liquidation of Company	150	80,00	84,00
CO142	Application for exclusion of members/debenture holders	0	75,00	78,00
COR14.1B	Notice of incorporation alternative names for the company	0	75,00	78,00
COR9.1	Application to reserve name (Manual)	0	75,00	78,00
COR9.1	Application to reserve name.(Electronic)		50,00	52,00
COLIQDFT	Company Liquidation Draft	0	50,00	52,00
CR5	Application for reservation of name	0	50,00	52,00
COR10.2	Application to renew a defensive name	0	50,00	52,00
COR9.2	Application to extend name reservation	0	30,00	31,00
DISCLOSUR	Disclosure	30	30,00	31,00
CR13	Application for inspection of documents.	0	21,50	22,00
CR6	Special resolution for Co-Operative	0	17,50	18,00
CK2	Amendment regarding Accounting Officer and additional	0	30,00	31,00

Table below refers to Annual Returns

CK2B	Annual Return for Close Corporation
CM23A	Annual Return for Public Companies
CM23B	Annual Return for Private Companies
COR30.3	Annual Return for External Company

Annual Turnover	Filing within 30 business days after anniversary	Filing more than 30 business days after anniversary
Less than R1 Million	R 100	R 150
At least R1 Million, but less than R10 Million	R 450	R 600
At least R10 Million, but less than R25 Million	R 2 000	R 2 500
R25 Million or more	R 3 000	R 4 000

Increased Value		Filing within 30 business days after anniversary
R100.00	R150.00	100
R450.00	R600.00	450
R2000.00	R2500.00	2000
R3000.00	R4000.00	3000

1 Authority	2 Purpose of Form	3 Form	4 Conditions	5%					
				Current Value		Increased Value		Rounded down Value	
S.12 (1) R.9	Application to reserve a company name	CoR 9.1	Must be accompanied by a filing fee of R78 if filed manually, or R52 if filed electronically; and any relevant documentation or evidence required in	R 75	R 50	R 78,75	R 52,50	R 78	R 52
S.12 (4) R.9	Application for extension of name reservation	CoR 9.2	Must be accompanied by filing fee of R52 if filed manually, or R31 if filed electronically; and a statement required by regulation 9 (2)(b), and evidence required by regulation 9 (2)(c), if	R 50	R 30	R 52,50	R 31,50	R 52	R 31
R.9 (3)(a)	Notice requiring further particulars in respect of name reservation, issued by the Commission	CoR 9.3							
R.9 (3)(b)	Confirming notice of name reservation, issued by the Commission	CoR 9.4							
R.9 (3)(c)	Notice refusing name reservation or defensive registration, issued by the Commission	CoR 9.5							
S.12 (3)(a) R.9 (4)(a)	Notice of potentially contested name, issued by the Commission	CoR 9.6							
S.12 (3)(b) R.9 (4)(b)	Notice of potentially offensive name, issued by Commission	CoR 9.7							
S.12 (9) R.10 (1)	Application for Defensive Name Registration	CoR 10.1	Must be accompanied by a filing fee of R262 if filed manually, or R210 if filed electronically, and evidence of a direct and material interest in the name.	R 250	R 200	R 262,50	R 210,00	R 262	R 210
S.12 (9) R.10 (2)	Application for Renewal of Defensive Name Registration	CoR 10.2	Must be accompanied by a filing fee of R52 if filed manually, or R31 if filed electronically, and evidence of a direct and material interest in the name.	R 50	R 30	R 52,50	R 31,50	R 52	R 31
S.12 (5) R.11	Application to transfer reserved or defensive name	CoR 11.1	Notice be accompanied by a filing fee of R105 if filed manually, or R78 if filed electronically, and evidence as required by regulation 11 (1)(b).	R 100	R 75	R 105,00	R 78,75	R 105	R 78
S.12 (5) R.11	Notice refusing name transfer, issued by the Commission	CoR 11.2							
S.12 (6) R.12	Notice alleging reservation system abuse, issued by the Commission	CoR 12.1							
S.13 (2) R.14	Notice of Incorporation	CoR 14.1	Payment of a filing fee, subject to a credit (a) for any amount previously paid to reserve the company's name; or (b) of an amount equal to the fee for name reservation, if the company has chosen to be known by its registration number alone. Must have Memorandum of Incorporation Attached. Refer to Annexure 2, Table CR2B for						
S.13 (4) R.14 (5)	Notice rejecting a Notice of Incorporation, issued by the Commission	CoR 14.2							
S.14 (1)(b) R.14 (6)	Registration Certificate	CoR 14.3							
S.13 (1)(a) R.15 (1)	Standard Form Memorandum of Incorporation	CoR 15.1	Refer to Annexure 2, Table CR 2B for Incorporation fees. May be in any of Form A, B, C, D or E as allowed by regulation 15 (1).						
S.16 (1)(b) R.15 (2)	Notice of Amendment to the Memorandum of Incorporation	CoR 15.2	Payment of a filing fee, unless it is the first such filing by a pre-existing company, as contemplated in Schedule 5, Item 4 (2). Must be accompanied by either the Special Resolution of the company setting out- a) the amendment to the Memorandum of Incorporation, or b) a copy of the complete Memorandum of Incorporation, as amended.	R 250	R 0	R 262,50	R 0,00	R 262	R 0
S.17 (1)(a) R.15 (5)	Notice of Alteration of Memorandum of Incorporation	CoR 15.3	Payment of filing fee of R262.	R 250		R 262,50	R 0,00	R 262	
S.17 (4) R.15 (6)	Notice of Translation of Memorandum of Incorporation	CoR 15.4	Payment of filing fee of R262. Must be accompanied by a copy of the translated Memorandum of Incorporation, a sworn statement, as required by section 17 (4).	R 250		R 262,50	R 0,00	R 262	
				R 250		R 262,50	R 0,00	R 262	

S.17 (6) R.15 (7)	Notice of Consolidation of Memorandum of Incorporation	CoR 15.5	Payment of filing fee of R262. Must be accompanied by the consolidated revision of the Memorandum of Incorporation, together with a sworn statement, or a statement of an attorney or notary republic, as required by section 17 (6).	R 250		R 262,50	R 0,00	R 262	
S.17 R.15 (8)	Notice to consolidate the Memorandum of Incorporation, to be issued by Commission	CoR 15.6							
S.15 (3)-(5) R.16 (1)	Notice concerning company rules	CoR 16.1	Payment of a filing fee of R105.	R 100		R 105,00	R 0,00	R 105	
S.15 (3)-(5) R.16 (2)	Notice of result of vote on company rule	CoR 16.2	Payment of a filing fee of R105.	R 100		R 105,00	R 0,00	R 105	
S.13 (5) R.17	Application to transfer registration of foreign company	CoR 17.1	Must be accompanied by R420 fee and all materials listed in regulation 17.	R 400		R 420,00	R 0,00	R 420	
S.13 (6)-(7) R.17 (2)	Notice requiring further particulars of foreign company	CoR 17.2							
S.13 (6)-(7) R.17 (2)	Registration Certificate of domesticated company	CoR 17.3				R 0,00	R 0,00		
S.13 (6)-(7) R.17 (3)	Notice of Refusal to transfer registration of a foreign company	CoR 17.4				R 0,00	R 0,00		
Schedule 2 R.18	Application to convert a close corporation	CoR 18.1	Must be accompanied by a filing fee, the Memorandum of Incorporation, and the consents required by regulation 18 (1)(a). Refer to Annexure 2, Table CR 2B for fees related to Incorporation.			R 0,00	R 0,00		
Schedule 2 R.18	Notice Requiring Further Particulars of conversion of close corporation	CoR 18.2				R 0,00	R 0,00		
Schedule 2 R.18	Registration Certificate	CoR 18.3				R 0,00	R 0,00		
S.22 R.19	Notice to show cause regarding reckless trading or trading under insolvent circumstances, to be issued by the Commission	CoR 19.1				R 0,00	R 0,00		
S.22 R.19	Confirmation notice	CoR 19.2				R 0,00	R 0,00		
S.23 (3) R.20	Notice of Registration of External Company	CoR 20.1	Payment of a filing fee of R420. Must be accompanied by a copy of the certificate of registration or comparable document issued by the jurisdiction within which the company was incorporated, and other items required by regulation 20.	R 400	R 0	R 420,00	R 0,00	R 420	R 0
S.23 R.20	Registration Certificate of External Company	CoR 20.2				R 0,00	R 0,00		
S.23 (3)(ii) R.21	Notice of change of Registered Office	CoR 21.1	The prescribed fee is Nil.			R 0,00	R 0,00		
S.23 R.20	Notice of change of particulars of person to accept service	CoR 21.2	The prescribed fee is Nil.			R 0,00	R 0,00		
S.25 R.24	Notice of Location of Company Records	CoR 22				R 0,00	R 0,00		
S.26 R.24	Request for Access to company Information	CoR 24				R 0,00	R 0,00		
S.27 (4) R.25	Notice of Change of Financial Year End	CoR 25	Payment of a filing fee of R105.	R 100		R 105,00	R 0,00	R 105	
S.33 R.30	Annual Return	CoR 30.1	Refer to Annexure 2, Table CR 2B for fees related to Annual Returns.			R 0,00	R 0,00		
S.33 R.30 (4)	Financial Accountability Supplement to Annual Return	CoR 30.2	To be filed only by companies that do not file audited or independently reviewed annual financial statements.			R 0,00	R 0,00		
S.33 R.30 (7)	Annual Return for External Companies	CoR 30.3	Refer to Annexure 2, Table CR 2B for fees related to Annual Returns.						
Schedule 5 Item 6 R.31	Notice of Board Resolution to convert par value shares	CoR 31	No fee to be charged.						
S.21 R.35	Notice of Pre-incorporation contract	CoR 35.1							
S.21 R.35	Notice of action concerning Pre-Incorporation contract	CoR 35.2							
Various sections R.35	General security holder notice to company and proxy form	CoR 36.1	Not to be filed with Commission.						
Various sections R.36	General company notice to security holders	CoR 36.2	Not to be filed with Commission.						
R.36 (3)	General company notice to holders of beneficial interest	CoR 36.3	Not to be filed with Commission.						
S.75 R.36	Notice of directors personal financial interest	CoR 36.4	Not to be filed with Commission.						
S.70 (6) R.39	Notice of Change of company and external company Directors	CoR 39	Prescribed fee is Nil.						
S.80 to 82 R.40	Notice of special resolution to wind up solvent company	CoR 40.1	Payment of R262 filing fee.	R 250	R 0	R 262,50	R 0,00	R 262	R 0
S.80 to 82 R.40	Notice of foreign registration of company	CoR 40.2	Payment of R262 filing fee.	R 250	R 0	R 262,50	R 0,00	R 262	R 0

S.80 to 82 R.40	Demand notice concerning inactive company or external company, to be issued by Commission	CoR 40.3					
S.80 to 82 R.40	Notice of pending de-registration of company or external company, to be issued by Commission	CoR 40.4					
S.80 to 82 R.40	Application for re-instatement of deregistered company or external	CoR 40.5	Payment of R210 fee.	R 200	R 210,00	R 0,00	R 210
S.84 (6) R.50 (12) R.44	Notice of change of auditor or company official	CoR 44					
S.97 (2) R.46	Notice of Employee Share Scheme	CoR 46.1		R 400	R 0	R 420,00	R 0,00 R 420 R 0
S.97 (2) R.46	Annual certificate of Employee Share Scheme	CoR 46.2		R 400	R 0	R 420,00	R 0,00 R 420 R 0
S.99 (7) R.46	Application concerning rights offer exclusion	CoR 46.3	Payment of R105 filing fee.	R 100	R 0	R 105,00	R 0,00 R 105 R 0
S.99 R.46	Registration of Prospectus or Letter of Allocation	CoR 46.4	Must have prospectus appended. Refer to Annexure 2, Table CR2B for				
S.99 R.46	Registration Certificate of Prospectus or Letter of Allocation	CoR 46.5				R 0,00	R 0,00
S.99 R.46	Application to exclude information from Prospectus	CoR 46.6	Payment of R315 filing fee.	R 300		R 315,00	R 0,00 R 315
S.116 (3) R.89	Notice of Amalgamation or Merger	CoR 89	Payment of R262 filing fee, plus ancillary fees for any registration of new company, or de-registration of existing company.	R 250		R 262,50	R 0,00 R 262
R.84	Declaration of coming into or out of concert	TRP 84	To be filed with Panel.				
R.98	Notice of disclosure of dealings in securities	TRP 98	To be filed with Panel.				
S.122 (1) R.121	Notice of disclosure of acquisition or disposal of securities	TRP 121.1					
S.122 (3) R.121	Notice of acquisition or disposal of securities	TRP 121.2	To be filed with Panel.				
S.129, 131 R.123	Notice of beginning of Business Rescue Proceedings	CoR 123.1					
S.129 (7) R.123 (3)	Notice of appointment of Business Rescue Practitioner	CoR 123.2					
S.129 (7) R.123 (5)	Notice of decision not to begin business rescue proceedings	CoR 123.3					
S.132, 141 R.125	Notice of Business Rescue Status	CoR 125.1					
S.132 (2), 141 R.125 (4)	Notice of Termination of Business Rescue Proceedings	CoR 125.2					
S.152 R.125 (5)	Notice of Substantial Implementation of a Business Rescue Plan	CoR 125.3					
S.138 R.126	Application for Business Rescue Practitioners	CoR 126.1	Payment of R 525 application fee.	R 500		R 525,00	R 0,00 R 525
S.138 R.126	Certificate of Business Rescue Practitioner License	CoR 126.2					
S.166 R.132	Application for ADR	CTR 132.1					
S.166 R.132	Referral for ADR	CTR 132.2					
S.166 R.132	Certificate of failed ADR	CTR 132.3					
S.166 R.134	Application for accreditation (as ADR provider)	CoR 134.1	Payment of R525 application fee.				
S.166 R.134	Registration certificate as ADR provider	CoR 134.2					
S.168 R.135	Complaint to Commission	CoR 135.1					
S.169 R.134	Commission Notice of Non-Investigation	CoR 135.2					
R.137	Commission Notice to Investigate	CoR 137.1					
R.137	Commission Summons	CoR 137.2					
R.137	Commission request for additional information	CoR 137.3					
R.137	Commission Demand for corrected information	CoR 137.4					
R.138	Consent to Order	CoR 138					
R.139	Compliance Notice	CoR 139.1					
R.139	Compliance Certificate	CoR 139.2					
R.140	Referral by Commission or Panel to another regulator	CoR 140.1					
R.140	Commission Notice of Non referral	CoR 140.2					
R.140	Commission referral to Tribunal	CTR 140					
R.142	Application to Tribunal	CTR 142					
R.145	Notice of Motion	CTR 145					
R.147	Request for Condonation	CTR 147					
R.148	Notice of Withdrawal	CTR 148					
R.151	Tribunal Notice of Hearing	CTR 151					

R.160	Tribunal summons	CTR 160			
R.168 (6)	Notice of challenging filed information	CTR 168			
S.9R.188	Request for particulars regarding requested exemption	CTR 178			

5%

Item	Service	Fees Payable (R)	Corresponding form (if any)	Current Value	Increased Value	Rounded Down Value
1	Inspection of a corporation file in the Registration Office - (a) personally by applicant..... (b) on the written request of an applicant (*includes up to 12 photocopies of documents, thereafter R0,50 per copy - certification excluded).....	5,00	M002	R 5	R 5,25	R 5
		10,00*				
2	(a) Photocopy of a document, approximately 298 mm by 210 mm in size or smaller (per copy)..... (b) Photocopy on paper reproduced from microfilm (per copy)..... (c) Photocopy on diazo reproduced from microfilm (per copy).....	0,50	M002	R 10	R 10,50	R 10
		0,50				
		1,00				
3	Certification of a document or part of a document (per document).....	5,00	M002			
4	Issuing of a typed certificate in respect of the contents of a form or other document or part thereof.....	20,00	M002			
5	Section of Act relating to consideration of an objection to a name repealed by Companies Act, 71 of 2008	-	-			
6	Section of Act relating to registration of a founding statement repealed by Companies Act,	-	-			
7	Registration of an amended founding statement (changes in particulars in Part A only).....	31,00	CK 2	R 30	R 31,50	R 31
8	Section of Act relating to the restoration of a corporation repealed by Companies Act, 71 of 2008	-	-			
9	Registration of a court order	31,00	CK 5			
10	Section of Act relating to the registration of a resolution to wind up voluntarily repealed by Companies Act, 71 of 2008	-	-			
11	Section of Act relating to the reservation of name or a translated name or an abbreviated name repealed by Companies Act, 71 of 2008	-	-			
12	Lodgement of annual returns by a corporation with an annual turnover of less than R50 million	105,00	CK 2B	R 100	R 105,00	R 105
13	Lodgement of annual returns by a corporation with an annual turnover of R50 million or more	4200,00	CK 2B	R 4 000	R 4 200,00	R 4 200
14	Penalty fee for the late lodgement of an annual return	157,00	CK 2B	R 150	R 157,50	R 157

5%

- 2. (a) CoR 15.1A or C R 175
- 2. (b) CoR 15.1B, D or E R 475
- 4. CoR15.2 R 250
- 5. Special Resolution R 80
- 6. Prospectus R 5 000
- 7. Letter of allocation R 100
- 8. Annual Returns R 0

- R 183,75
- R 498,75
- R 262,50
- R 84,00
- R 5 250,00
- R 105,00
- R 183
- R 498
- R 262
- R 84
- R 5 250
- R 105
- R 0

Annual Turnover	Filing within 30 business days after anniversary	Filing more than 30 business days after anniversary	Increased Value	Filing within 30 business days after anniversary	Filing more than 30 business days after anniversary
Less than R1 Million	R 100	R 150	R 105,00	R 105	R 157
At least R1 Million, but less than R10 Million	R 450	R 600	R 472,50	R 472	R 630
At least R10 Million, but less than R25 Million	R 2 000	R 2 500	R 2 100,00	R 2 100	R 2 625
R25 Million or more	R 3 000	R 4 000	R 3 150,00	R 3 150	R 4 200

Service to be provided	Fee	Increased Value	Fee
Vetting a draft of a proposed amendment to the Memorandum of Incorporation	R 150	R 157,50	R 157
Vetting a draft prospectus	R 2 000	R 2 100,00	R 2 100
Issuing an electronic certificate	R 30	R 31,50	R 31
Allowing inspection of a company file	R 100	R 105,00	R 105
Certifying a copy of a document on file	R 20	R 21,00	R 21
Issuing a certificate relating to company information	R 50	R 52,50	R 52
Providing photocopies of documents	R 1.50 per page	R 1,58	R 1,50
Providing data extracts and reports of standard information on the registry, in electronic form	R10, plus R0.04 per record	R 0,04	R10, plus R0.04 per record
Providing data extracts and reports of standard information on the registry, in paper form, to a maximum of 500 records	R10, plus R0.04 per record	R 10,50	R10, plus R0.04 per record