

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

NO. 6216

23 May 2025



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06 MAY 2025

**NOTICE IN TERMS OF SECTION 61(2) OF THE PROTECTION OF PERSONAL
INFORMATION ACT NO 4 OF 2013 (POPIA) CODE OF CONDUCT: RESIDENTIAL
COMMUNITY INDUSTRY (RCI)**

1. In terms of the provisions of section 61 (2) of POPIA, the Information Regulator (Regulator) gives notice that the Regulator is in receipt of a proposed code of conduct from the Residential Community Industry (RCI) that deals with how personal information will be processed in the residential community sector.
2. The purpose of the code of conduct is to-
 - 2.1. promote appropriate practices by members of Residential Communities Council (RCC) and National Association of Managing Agents (NAMA) governing the processing of personal information in terms of POPIA;
 - 2.2. encourage the establishment of appropriate agreements between members of RCI and third parties, regulating the processing of personal information as required by POPIA and dictated by good business practice; and
 - 2.3. to establish procedures for members of RCI to be guided in their interpretation of principally POPIA, but also other laws or practices governing the processing of personal information, allowing for complaints against residential communities to be considered and remedial action, where appropriate, to be taken.
3. The code of conduct governs-
 - 3.1. the processing of personal information (including personal information of data

- 3.2. where appropriate, agreements that may need to be concluded between members of RCI and third parties promoting, and to the extent possible ensuring that personal information is processed in compliance with POPIA; and
- 3.3. the enforcement by RCI of the provisions of the code of conduct.
4. Affected persons are invited to submit written comments to the Regulator (email address: POPIACompliance@inforegulator.org.za.) within fourteen (14) days after publication of the notice in the Government Gazette. A copy of the code of conduct will be made available on the Regulator's website, alternatively, a request for a copy of the code may be made by addressing correspondence to email address: POPIACompliance@inforegulator.org.za.

Adv. FDP Tlakula (Chairperson), **Adv. LC Stroom** (Full-time Member), **Adv. JC Weapond** (Full-time Member),
Ms. AR Tilley (Part-time Member), **Mr. MV Gwala** (Part-time Member).
Mr. M Mosala (Chief Executive Officer)