

**ACCESS TO INFORMATION**

**MANUAL**

**FOR**

**CEF (PTY) LTD**

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## 1. **FUNCTIONS, STRUCTURE AND OBJECTIVES OF CEF (PTY) LTD** [Section 14(1)(a)]

### 1.1 **Structure**

The organogram of the company is structured in accordance with the various functions that the company performs, and can be summarised within the various departments/ divisions as follows:

#### Energy Development Corporation (EDC)

This department is responsible for the following:

- Undertaking project development work
- Forming joint ventures to progress projects
- Research and development where this is part of the business plan
- Implementing projects

#### Group Finance Division

This department is responsible for the following:

- Accounting and financial reporting function for the company and third parties
- Investment of surplus funds and other treasury activities for the company and certain subsidiaries
- Administers the regulated fuel prices on behalf of the Department of Minerals and Energy

#### Corporate Services Division

The corporate services division incorporates the following three divisions:

- Human Resource management
  - This department is responsible for all human resources activities and includes the following:
    - Attraction and retention of staff
    - Training and development
    - Employment equity
    - Compensation
    - Employee relations
    - Performance management
    - Organizational development
- Administration of knowledge management
  - Developing and maintaining integrated web applications that drive business processes and supports automation
  - Developing and maintaining a stable and secure server environment
  - Enabling connection from anywhere in the world
  - Maintaining the technology infrastructure ensuring that CEF is a fast follower of technology



- Facilities, procurement and administrative support
  - Purchasing and competitive tendering and contracting by actively promoting the use of SMME's and BEE companies thereby ensuring adherence to the company procurement policy and procedures
  - Providing for the management of professional administrative and technical services in support of the daily operations of the company
- Legal support for CEF group of companies

#### Secretariat Department

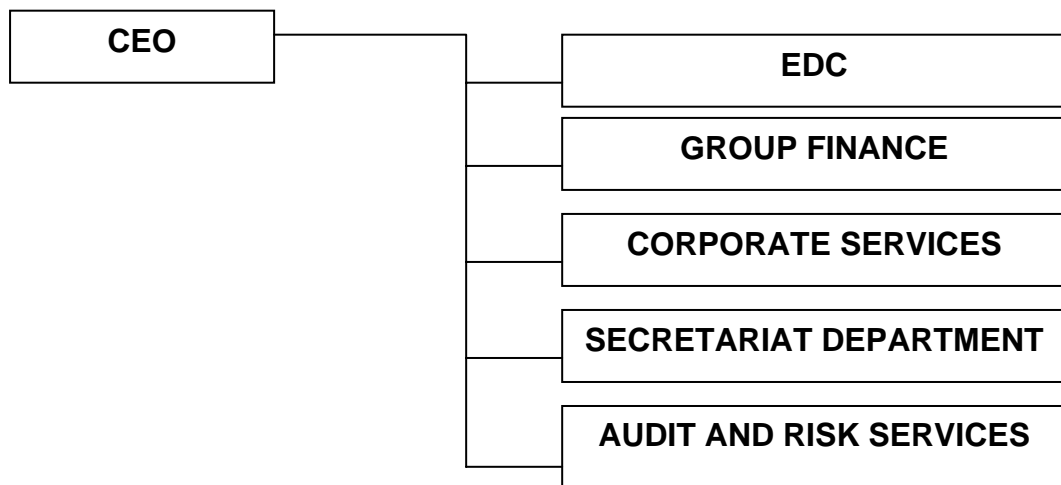
This department is responsible for:

- Secretarial support for CEF (Pty) Ltd
- Compliance management support to CEF & its subsidiaries

#### Audit and Risk services Department

The Internal Audit department provides Internal Audit Services to CEF (Pty) Ltd and some of the subsidiary companies under the administrative control of CEF (Pty) Ltd.

### 1.2 **A schematic diagram of the company structure**



### 1.3 **Functions/ objectives of CEF (Pty) Ltd**

The functions of CEF (Pty) Ltd as prescribed by the CEF Act and related ministerial notices are as follows:

- Actively pursuing commercially viable opportunities in oil, gas, coal and renewable energy.
- Encourage and promote/facilitate the commercial development of cleaner alternative energy resources thereby implementing government energy policy of providing sustainable and affordable energy.



## 2. **CONTACT DETAILS [Section 14(1)(b)]**

### 2.1 **CEF (Pty) Ltd**

Postal Address: Box 786141  
SANDTON  
2146

Street Address: 158 Jan Smuts Avenue  
ROSEBANK  
2196

Telephone: (011) 280 0300

Fax: (011) 880 9803

Web page address: <http://www.cef.org.za/>

### 2.2 **Information officer information**

Mr M B Damane - CEO as the Information Officer

[mputumid@cef.org.za](mailto:mputumid@cef.org.za)

Mr A Haffejee as the Deputy Information Officer

[abduh@cef.org.za](mailto:abduh@cef.org.za)

## 3. **ACCESS TO THE RECORDS [Section 14(1)(d)]**

### 3.1. **Automatic disclosures [Section 14(1)(e)]**

- Annual financial statements
- Press releases
- Petrol price information

### 3.2. **Records that may be requested [Section 14(1)(d)]**

Energy Development Corporation (EDC)

- Annual business plan
- Project descriptions

Group Finance Division

- Annual financial statements
- Management accounts
- Accounting records
- Budgets and corporate plan

Corporate Services Division

- Human Resources
  - o Employment contracts
  - o All Human Resource and related records (personal, e.g. leave records, disciplinary records, personal details, medical aid, pension fund information etc)

- o Pay slips and IRP5's
- o Other remuneration related records
- o Consultants contracts
- o Operation manuals
- o Projects
- o Reports
- o Minutes
- Legal Division
  - o Contracts

#### Secretariat Department

- Registers of attendance to Board and BAC meetings
- Ministerial directives
- Minutes of Board and BAC meetings of CEF and its subsidiaries
- Combined registers of CEF and its subsidiaries
- Details of functions of CEF and its subsidiaries
- Correspondence/CM forms and special resolutions submitted to Registrar of Companies
- Insurance Committee meetings

#### Terms of references for:

- Insurance Committee
- EXCO
- Board Charter

#### Internal Audit Department

- Company policies and procedures
- Internal Audit reports
- Minutes of:
  - o Investment Committee meetings
- Terms of references for:
  - o Board Audit and Risk Management Committee
  - o Investment and Risk Management Committee
- Risk and Control Framework

#### 4. **REQUEST PROCEDURE**

**A requester must be given access to a record of a public body if the requester complies with the following:**

- The requester complies with all the procedural requirements in the Act relating to the request for access to that record; and
- Access to that record is not refused on any ground of refusal mentioned in the Act.

#### **Nature of the request:**

- A requester must use the form that has been printed in the Government Gazette [Govt. Notice R187- 15 February 2002 (Form A)].

- The requester must also indicate if the request is for a copy of the record or if the requester wants to come in and look at the record at the offices of CEF (Pty) Ltd. Alternatively if the record is not a document it can then be viewed in the requested form, where possible [s 29(2)].
- If a person asks for access in a particular form then the requester should get access in the manner that has been asked for. This is unless doing so would interfere unreasonably with the running of the public body concerned, or damage the record, or infringe a copyright not owned by the state. If for practical reasons access cannot be given in the required form but in an alternate manner, then the fee must be calculated according to the way that the requester first asked for it [s 29(3) and (4)].
- If, in addition to a written reply to their request for the record, the requester wants to be told about the decision in any other way, e.g. telephone, this must be indicated [s 18(2)(e)].
- If a requester is asking for the information on behalf of somebody else, the capacity in which the request is being made should be indicated [s 18(2)(f)].
- If a requester is unable to read or write, or has a disability, then they can make the request for the record orally. The information officer must then fill in the form on behalf of such a requester and give them a copy [s 18(3)].

**There are two types of fees required to be paid in terms of the Act, being the request fee and the access fee (s22):**

A requester who seeks access to a record containing personal information about that requester is not required to pay the request fee. Every other requester, who is not a personal requester, must pay the required request fee:

- The information officer must notify the requester (other than a personal requester) by notice, requiring the requester to pay the prescribed fee (if any) before further processing the request.
- The request fee payable to public bodies is R35. The requester may lodge an internal appeal, where appropriate, or an application to the court against the tender or payment of the request fee.
- After the information officer has made a decision on the request the requester must be notified of such a decision in the way in which the requester wanted to be notified.
- If the request is granted then a further access fee must be paid for the search, preparation, reproduction and for any time that has exceeded the prescribed hours to search and prepare the record for disclosure.



5. **SERVICES AVAILABLE [Section 14(1)(f)]**

CEF (Pty) Ltd performs the administration on the petrol price calculations on behalf of the Department of Minerals and Energy. A monthly press release is issued to announce the latest petrol price.

6. **HOW TO GAIN ACCESS TO THESE SERVICES**

To gain access to the petrol price services at CEF (Pty) Ltd, the following processes need to be followed:

- To be added to the mailing list for the press release, please e-mail your request to [fuelprice@cef.org.za](mailto:fuelprice@cef.org.za)
- To obtain comments, raise concerns, etc., please contact **Mr H Baak** at the Department of Minerals and Energy on **(012) 317 9221**.
- For the latest petrol price press release, visit the web page on <http://www.cef.org.za/>.

7. **ARRANGEMENT ALLOWING FOR PUBLIC INVOLVEMENT IN THE FORMULATION OF POLICY AND THE EXERCISE OF POWER [Section 14(1)(g)]**

CEF (Pty) Ltd is not involved in any policy formulation process.

8. **THE REMEDIES AVAILABLE IF THE PROVISIONS OF THIS ACT ARE NOT COMPLIED WITH [Section 14(1)(h)]**

CEF (Pty) Ltd do not have internal appeal procedures, the courts will have to be approached in such instances where there is no compliance with the provisions of the Act. This would apply to any situation in which the requester wishes to appeal a decision made by the information officer. Although mention is made of internal appeal procedures, this is subject to such a mechanism actually being in place within a public body to facilitate such an internal appeal.

9. **ANNEXURES**

Prescribed fees

[Annexure 1](#)

Prescribed forms for access to a record

[Annexure 2](#)

**PRESCRIBED FEES FOR PUBLIC BODIES**

**PART II OF NOTICE 187 IN THE GOVERNMENT GAZETTE ON THE 15 FEBRUARY 2002  
FEES IN RESPECT OF PUBLIC BODIES**

1. The fee for a copy of the manual as contemplated in regulation 5(c) is R0,60 for every photocopy of an A4-size page or part thereof.
  
2. The fees for reproduction referred to in regulation 7(1) are as follows:
 

	R
(a) For every photocopy of an A4-size page or part thereof	0,60
(b) For every printed copy of an A4-size page or part thereof held on a computer or in electronic or machine-readable form	0,40
(c) For a copy in a computer-readable form on -	
(i) stiffy disc	5,00
(ii) compact disc	40,00
(d) (i) For a transcription of visual images, for an A4-size page or part thereof	22,00
(ii) For a copy of visual images	60,00
(e) (i) For a transcription of an audio record, for an A4-size page or part thereof	12,00
(ii) For a copy of an audio record	17,00
  
3. The request fee payable by every requester, other than a personal requester, referred to in regulation 7(2) is R35,00.
  
4. The access fees payable by a requester referred to in regulation 7(3) are as follows:
 

	R
(1)(a) For every photocopy of an A4-size page or part thereof	0,60
(b) For every printed copy of an A4-size page or part thereof held on a computer or in electronic or machine-readable form	0,40
(c) For a copy in a computer-readable form on -	
(i) stiffy disc	5,00

- |     |      |  |       |
|-----|------|--|-------|
|     | (ii) | compact disc   | 40,00 |
| (d) | (i)  | For a transcription of visual images,<br>for an A4-size page or part thereof   | 22,00 |
|     | (ii) | For a copy of visual images  | 60,00 |
| (e) | (i)  | For a transcription of an audio record,<br>for an A4-size page or part thereof   | 12,00 |
|     | (ii) | For a copy of an audio record  | 17,00 |
| (f) |      | To search for and prepare the record for disclosure, R15,00 for each hour or part of an hour, excluding the first hour, reasonably required for such search and preparation. |       |
| (2) |      | For purposes of section 22(2) of the Act, the following applies:   |       |
|     | (a)  | Six hours as the hours to be exceeded before a deposit is payable; and   |       |
|     | (b)  | one third of the access fee is payable as a deposit by the requester.  |       |
| (3) |      | The actual postage is payable when a copy of a record must be posted to a requester.   |       |

**PRESCRIBED FORMS FOR ACCESS TO A RECORD OF A PUBLIC BODY.**

ANNEXURE B OF NOTICE 187 IN THE GOVERNMENT GAZETTE ON THE 15 FEBRUARY 2002

**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 (if any): R .....

Access fee: R .....

SIGNATURE OF INFORMATION OFFICER/DEPUTY INFORMATION OFFICER

**A. Particulars of public body**

The Information Officer/Deputy Information Officer:

**B. Particulars of person requesting access to the record**

*(a) The particulars of the person who requests access to the record must be recorded below.*

*(b) Furnish an address and/or fax number in the Republic to which information must be sent.*

*(c) Proof of the capacity in which the request is made, if applicable, must be attached.*



Full names and surname: Identity number: Postal address:

Fax number: Telephone number: E-mail address:

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

*(a) 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.*

*(b) 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.***

1. Description of record or relevant part of the record:

2. Reference number, if available:

3. Any further particulars of record:

### E. Fees

*(a) 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.*

*(b) You will be notified of the amount required to be paid as the request fee.*

*(c) 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.*

*(d) If you qualify for exemption of the payment of any fee, please state the reason therefore.*

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:				
<p>Mark the appropriate box with an "X".</p> <p>NOTES:</p> <p>(a) Your indication as to the required form of access depends on the form in which the record is available.</p> <p>(b) 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.</p> <p>(c) The fee payable for access to the record, if any, will be determined partly by the form in which access is requested.</p>					
<b>1. If the record is in written or printed form -</b>					
<input type="checkbox"/>	copy of record*	<input type="checkbox"/>	inspection of record		
<b>2. If record consists of visual images -</b>					
(this includes photographs, slides, video recordings, computer-generated images, sketches, etc.)					
<input type="checkbox"/>	view the images	<input type="checkbox"/>	copy of the images*	<input type="checkbox"/>	transcription of the images*
<b>3. If record consists of recorded words or information which can be reproduced in sound -</b>					

	listen to the soundtrack (audio cassette)		transcription of soundtrack*  (written or printed document)
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**4. If record is held on computer or in an electronic or machine-readable form -**

	printed copy of record*		printed copy of information derived from the record*		copy in computer readable form*  (stiffy or compact disc)
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<p>*If you requested a copy or transcription of a record (above), do you wish the copy or transcription to be posted to you?</p> <p><b>A postal fee is payable.</b></p>	YES	NO
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*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.*

In which language would you prefer the record?

**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?

Signed at this day of 20

SIGNATURE OF REQUESTER / PERSON ON WHOSE BEHALF REQUEST IS MADE