

Our Ref: TFK/HB/01/ NK

8 June 2021

Your Ref:

**TRANSPORT EDUCATION TRAINING AUTHORITY**

**344 PRETORIA AVENUE**

**FERNDALE**

**RANDBURG**

**2194**

**ATTENTION: CHAIRPERSON OF THE BOARD: MR. SAMUEL ZUNGU**

**CHIEF EXECUTIVE OFFICER: MS. MAPHEFO ANNO-FREMPONG**

**PER E-MAIL: [patocco@teta.org.za](mailto:patocco@teta.org.za)**

**COMPANY SECRETARY: MR. ISHMAEL MALALE**

**PER E-MAIL: [ishamaelm@teta.org.za](mailto:ishamaelm@teta.org.za)**

**CC: ASSISTANT TO THE COMPANY SECRETARY: MR. ISAAC NTULI**

**PER E-MAIL: [isaacn@teta.org.za](mailto:isaacn@teta.org.za)**

Dear Sirs/ Madam

**RE: THE HOLA BON RENAISSANCE FOUNDATION NPO REQUEST FOR INFORMATION IN TERMS OF THE PROMOTION OF ACCESS TO INFORMATION ACT 2 OF 2000, AS AMENDED, FROM THE TRANSPORT EDUCATION TRAINING AUTHORITY (TETA)**

1. The above matter bears reference.
2. We confirm that we act on behalf of the Hola Bon Renaissance Foundation NPO (herein after referred to as "our client").
3. We have been informed by our client that on or around 29 November 2020, an email was addressed to the Chairperson of the Transport Education Training Authority ("TETA") as well as other employees of TETA, attaching the 'Request for Access to Record of Public Body'. Upon not receiving any confirmation or acknowledgement of receipt of the email,

our client sent a follow up email on 8 December 2020. The emails are attached hereto for ease of reference marked “**HB 1**”.

4. We have been advised by our client, that to date TETA has failed and/or refused and/or neglected to reply or even acknowledge our client’s request in terms of the Promotion of Access to Information Act 2 of 2000, as amended (“PAIA”).
5. Kindly note that section 25 (1) of the PAIA provides as follows:-

*“ Except if the provisions regarding third party notification and intervention contemplated in Chapter 5 of this Part apply, the information officer to whom the request is made or transferred, must, as soon as reasonably possible, but in any event within 30 days, after the request is received-*

*(a) decide in accordance with this Act whether to grant the request; and*

*(b) notify the requester of the decision and, if the requester stated, as contemplated in section 18 (2) (e), that he or she wishes to be informed of the decision in any other manner, inform him or her in that manner if it is reasonably possible.”*

6. In light of section 25 (1) of the PAIA, we hereby have been instructed to demand the information requested in the attached Form ‘Request for Access to Record of Public Body’. The form is attached hereto for ease of reference marked “**HB 2**”.
7. Should we not receive any response from TETA within the prescribed 30 (thirty) days, we hold instructions to seek the legal remedies afforded to our client in terms of Chapter 1 and/ or Chapter 2 of the PAIA.
8. We look forward to receiving your urgent response.

Yours faithfully,



**TFK ATTORNEYS INC**

Per: Nandi Kunene

----- Original Message -----

Subject: Re: HBR Foundation request for information in terms of PAIA Act from TETA

Date: 2020-12-08 10:03

From: mvokwea@hbrfoundation.org.za

To: masebakam@teta.org.za

Cc: [MorrisK@teta.org.za](mailto:MorrisK@teta.org.za), [arthurm@teta.org.za](mailto:arthurm@teta.org.za), [kkunene@parliament.gov.za](mailto:kkunene@parliament.gov.za), [nskaka@parliament.org.za](mailto:nskaka@parliament.org.za), [chairperson@hbrfoundation.org.za](mailto:chairperson@hbrfoundation.org.za), [communication@hbrfoundation.org.za](mailto:communication@hbrfoundation.org.za), [projects@hbrfoundation.org.za](mailto:projects@hbrfoundation.org.za)

Good morning Teta Board Chairperson

I hope this email finds you well.

I hereby would like to make a follow up on the letter I sent you On 2020-11-29.

Hoping for your immediate response.

Regards

Nokuzola Sikiti

Head Of Communication

Tel No: +27681596956

Email: [mvokwea@hbrfoundaiton.org.za](mailto:mvokwea@hbrfoundaiton.org.za)

[www.hbrfoundaiton.org.za](http://www.hbrfoundaiton.org.za)

On 2020-11-29 00:15, [mvokwea@hbrfoundation.org.za](mailto:mvokwea@hbrfoundation.org.za) wrote:

Dear Teta Board Chairperson

Refer to the aforementioned subject

Kindly find the attached Letter

Please acknowledge receipt of the letter

Hope all is well

Regards

Nokuzola Sikiti

Head Of Communication

Tel No: +27681596956

Email: [mvokwea@hbrfoundaiton.org.za](mailto:mvokwea@hbrfoundaiton.org.za)

[www.hbrfoundaiton.org.za](http://www.hbrfoundaiton.org.za)

"HBZ"

FORM A: REQUEST FOR ACCESS TO RECORD OF PUBLIC BODY



J750

REPUBLIC OF SOUTH AFRICA

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 6]

**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

To : Accounting Authority Chairman of TETA Board –  
Nomagcina Tsipa Sipoyo

CC: CEO of TETA  
Ms Maphefo Anno-Frempong

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

(a) The particulars of the person who requests access to the record must be given below.  
 (b) The address and/or fax number in the Republic to which the information is to be sent, must be given.  
 (c) Proof of the capacity in which the request is made, if applicable, must be attached.

Full names and surname: Bontshitswe Preddy Mothopeng Msieleng.....

Identity number: 

7	7	0	3	2	3	5	4	6	0	0	8	8
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Postal address: P.O. Box 61217, Marshalltown, Johannesburg, 2107.....

Telephone number: (...084.....) .....0544733 Fax number: (.....) .....

E-mail address: info@hbrfoundation.org.za..... 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: ...Hola Bon Renaissance Foundation

Identity number: 

N	P	O	-	0	3	5	-	2	0	6		
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**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:

Annual Report of TETA from 2016 to 2020

Auditor General Findings of TETA from 2016-2020

2. Reference number, if available: .....

3. Any further particulars of record: - We request from 2016-2020 of the below :

- 3.1 List of TETA Court Cases(won/lost) and how much was Spend..... ( from 2016-2020)
- 3.2 List of TETA Banks used, Accounts, and Investment both locally and Offshore .....( from 2016-2020)
- 3.3 Report of Funds returned to the National Skills Authority by TETA..... ( from 2016-2020)
- 3.4 Reports presented to parliament by TETA ..... (from 2016-2020)
- 3.5 Report presented to RSA Presidency by TETA..... ( from 2012-2020)
- 3.6 List of companies and entities which funds were committed (from 2016- 2020)
- 3.7 List of companies that applied for Discretionary Grant (from 2016- 2020)
- 3.8 List of Entities that received Funding (from 2016- 2020)
- 3.9 Lists of Entities that were rejected (from 2016- 2020)
- 3.10 List of complains that were registered by TETA and how they were resolved (from 2016- 2020)
- 3.11 any forensic audit report including life style audit (from 2016- 2020)

**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 for exemption.

Reason for exemption from payment of fees:

...HBR Foundation is a non profit organisation, and as well a non government organisation,

Striving to empower the poor of the poorest and the historically Disadvantaged Society

**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 below, state your disability and indicate in which form the record is required.

Disability:	Form in which record is required:
Mark the appropriate box with an <b>X</b> .	
NOTES:	
(a) Compliance with your request for access in the specified form may depend on the form in which the record is available.	
(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.	
(c) The fee payable for access to the record, if any, will be determined partly by the form in which access is requested.	

1. If the record is in written or printed form:					
	copy of record*	<input checked="" type="checkbox"/>	inspection of record		
2. If record consists of visual images - (this includes photographs, slides, video recordings, computer-generated images, sketches, etc.):					
	view the images	<input type="checkbox"/>	copy of the images*	<input checked="" type="checkbox"/>	transcription of the images*

**FORM A: REQUEST FOR ACCESS TO RECORD OF PUBLIC BODY**

3. If record consists of recorded words or information which can be reproduced in sound:					
	listen to the soundtrack (audio cassette)		transcription of soundtrack* (written or printed document)	X	
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) X

*If you requested a copy or transcription of a record (above), do you wish the copy or transcription to be posted to you? Postage is payable.	YES X	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? English

**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 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?

Written email and a face to face is also welcomed.....

Signed at .....Johannesburg..... this day ...27.... of .....November ..... year ...2020....



.....  
SIGNATURE OF REQUESTER /  
PERSON ON WHOSE BEHALF REQUEST IS MADE