



PAIA MANUAL
MAY 2023

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1. INTRODUCTION

Sturrock Grindrod Maritime (Pty) Ltd is a subsidiary of Grindrod Limited (“Grindrod”), a company listed on the Johannesburg Stock Exchange (JSE). Grindrod Ltd is represented by subsidiaries, joint venture and associated companies in 24 countries worldwide. A full detailed list of these subsidiaries, joint venture and associated companies are detailed in Grindrod’s Annual Financial Statements, updated annually, to reflect changes made to this list at financial year end, 31 December.

Grindrod conducts business in freight movement and related industries and is comprised of a Freight Services division and Grindrod Bank. SGM is part of freight services and offers ships agency, logistics and marine technical services and solutions.

General information about Grindrod and SGM can be accessed via the internet on the website links below and is available to all persons who have access to the internet:

www.grindrod.com

www.sturrockgrindrod.com

This Promotion of Access to Information Manual (“Manual”) provides an outline of the type of records and the personal information it holds and explains how to submit requests for access to these records in terms of the Promotion of Access to Information Act 2 of 2000 (“the Act”). In addition, it explains how to access, or object to, personal information held by the Company, or request correction of the personal information, in terms of paragraphs 23 and 24 of the Protection of Personal Information Act 4 of 2013 (“POPI Act”).

The PAIA and POPI Acts give effect to everyone’s constitutional right of access to information held by private sector or public bodies, if the record or personal information is required for the exercise or protection of any rights. If a public body lodges a request, the public body must be acting in the public interest.

Requests shall be made in accordance with the prescribed procedures, at the rates provided. The forms and tariff are dealt with in section 5.

1.1 AVAILABILITY OF THIS MANUAL

This manual is published on the Company website at www.sturrockgrindrod.com alternatively, a copy can be requested from SGM (see contact details in section 2).

1.2 AVAILABILITY OF GUIDES TO THE PAIA AND POPI ACTS

Guides to the PAIA and POPI Acts can be obtained and queries directed to:

A Guide has been compiled in terms of Section 10 of PAIA by the South African Human Rights Commission (SAHRC). It contains information required by a person wishing to exercise any right, contemplated by PAIA. It is available in all of the official languages.

The Guide is available for inspection, inter alia, at the office of the offices of the

Information Regulator South Africa,
JD House, 27 Stiemens Street,
Braamfontein, Johannesburg, 2001

PO Box 31533,
Braamfontein, Johannesburg, 2017
General enquiries
E infoereg@justice.gov.za

2. COMPANY DETAILS

Company contact details in terms of PAIA section 51:
Sturrock Grindrod Maritime (Pty) Ltd,
PO Box 2745,
Cape Town,
8000

96 Marine Drive,
Paarden Eiland,
CapeTown,
7405

P +27 21 405 8200 (switchboard)
www.sturrockgrindrod.com

Duly authorised persons:
Nicola Truter
E nicolat@sturrockgrindrod.com

3. RECORDS AUTOMATICALLY AVAILABLE

No notice has been submitted by Grindrod, nor any of its subsidiaries, to the Minister of Justice and Constitutional Development regarding the categories of records, which are available without a person having to request access in terms of Section 52(2) of PAIA. However, the information on the website of the business is automatically available without having to request access in terms of PAIA.

4. RECORD SUBJECTS AND CATEGORIES AVAILABLE IN TERMS OF THE ACT

4.1 COMPANY RECORDS AVAILABLE

The Schedule of Records as contained in Appendix 1 of this Manual details the Records that are held and/or processed by SGM for the purposes of PAIA and POPIA respectively. Such Access to such Records may not be granted if they are subject to the grounds of refusal specified in Sections 62 to 70 of the Act.

4.2 LIST OF APPLICABLE LEGISLATION

SGM retains records which are required in terms of legislation other than PAIA. Legislation. Certain legislation provides that private bodies shall allow certain persons access to specified records, upon request. Legislation that may be consulted to establish whether the Requester has a right of access to a record other than in terms of the procedure set out in the PAIA is set out in Appendix 2.

5. PROCESSING OF PERSONAL INFORMATION

5.1 THE PURPOSE OF PROCESSING OF PERSONAL INFORMATION BY SGM

SGM processes Personal Information for a variety of purposes, including but not limited to the following:

- For recruitment purposes
- For employment and management purposes
- For apprenticeship purposes
- For travel purposes
- For general administration, financial and tax purposes
- For legal or contractual purposes
- For health and safety purposes
- To monitor access, secure and manage its premises and facilities
- To transact with its suppliers, customers and business partners
- To support engagement with the general public
- To support engagement with investors and the media

5.2 CATEGORIES OF DATA SUBJECTS AND PERSONAL INFORMATION PROCESSED BY SGM INCLUDE THE FOLLOWING:

CATEGORIES OF DATA SUBJECTS	PERSONAL INFORMATION PROCESSED
Customers and potential customers	Personal Information of customer's employees Customer contact information Customer location information
Business partners	Personal Information of business partner's employees Business partners contact information Business partners information
Suppliers	Personal Information of suppliers' employees Suppliers contact information Suppliers information
Employees	Employee Personal Information Employee medical information Employee disability information Employee Pension and Provident Fund Information Employee contracts Employee performance records Payroll records Electronic access records Physical access records Surveillance records Health and safety records Training records Employment history Time and attendance records
Job applicants	Curriculum vitae and application forms Criminal checks Background checks
Visitors	Physical access records Electronic access records and scans Surveillance records

5.3 RECIPIENTS OR CATEGORIES OF RECIPIENTS WITH WHOM PERSONAL INFORMATION IS SHARED

SGM may share the Personal Information of its data subjects for any of the purposes outlined in Section 4.1, with the following:

- Any associated company of SGM
- Any consultant or advisor to SGM
- Any relevant regulatory authorities
- Any service provider, contractor or supplier with whom SGM has an agreement and
- Any business partners who provide products and services to SGM

SGM does not share the Personal Information of its data subjects with any third parties, except if it is:

- Obligated to provide such information for legal or regulatory purposes
- Required to do so for purposes of existing or future legal proceedings
- Selling one or more of its businesses to someone to whom it may transfer its rights under any customer agreement
- Involved in the prevention of fraud, loss, bribery, or corruption
- Performing services and process personal information on its behalf or
- Is required to provide or manage any information, products and / or services to data subjects

SGM will send its data subjects notifications or communications if it is obliged by law, or in terms of contractual relationship with them.

SGM will only disclose personal information to government authorities if it is required to do so by law.

SGM's employees are required to adhere to data privacy and confidentiality principles and to attend data privacy training.

5.4 INFORMATION SECURITY MEASURES TO PROTECT PERSONAL INFORMATION

SGM employs up to date technology to ensure the confidentiality, integrity, and availability of the Personal Information under its care. Measures include:

- Firewalls
- Virus protection software and update protocols
- Logical and physical access control
- Secure setup of hardware and software making up the IT infrastructure

5.5 TRANS-BORDER FLOWS OF PERSONAL INFORMATION

When making authorised disclosures or transfers of personal information in terms of section 72 of POPIA, Personal Data may be disclosed to recipients located in countries which do not offer a level of protection for those data as high as the level of protection as South Africa.

6. DETAILS ON HOW TO MAKE A REQUEST

To facilitate the processing of a request, a requestor must:

- Use the prescribed form to the Information Officer as contained in Appendix 3
- Provide sufficient detail to enable SGM to identify:
- The record(s) requested
- The requestor (and, if an agent is lodging the request, proof of capacity)

- The South African postal address or email address of the requestor
- The form of access required
- The South African postal address or email address of the requestor
- If the requester wishes to be informed of the decision in any manner (in addition to written) the manner and particulars thereof

The right which the requestor is seeking to exercise or protect with an explanation of the reason the record is required to exercise or protect the right.

SGM has the right to reject any request for information submitted in terms of Sections 62 to 70 of Chapter 4 of the PAIA Act.

6.1 PRESCRIBED FEES

The following applies to requests (other than personal requests):

- A requestor is required to pay the prescribed fees (R50.00) before a request will be processed
- If the preparation of the record requested requires more than the prescribed hours (six), a deposit shall be paid (of not more than one third of the access fee which would be payable if the request were granted)
- A requestor may lodge an application with a court against the tender / payment of the request fee and / or deposit
- Records may be withheld until the fees have been paid
- The detailed Fee Structure is as contained in Appendix 4

7. REMEDIES

The company does not have internal appeal procedures regarding PAIA and POPI Act requests. As such, the decision made by the duly authorised persons in section 2, is final. If a request is denied, the requestor is entitled to apply to a court with appropriate jurisdiction, or the Information Regulator (once established), for relief.

APPENDIX A - COMPANY RECORDS

The following is a list of the records which SGM holds and the categories into which they fall. The procedure in terms of which such records may be requested from SGM is set out in Section 6 of this manual.

- 1.1 Administration
 - 1.1.1 Memorandum of incorporation
 - 1.1.2 Minutes of meeting of the board of directors
 - 1.1.3 Proxy forms
 - 1.1.4 Register of directors' shareholdings
 - 1.1.5 Share certificates and
 - 1.1.6 Share register and other statutory registers and / or records and / or documents
 - 1.1.7 Special resolutions / resolutions passed at general and class meetings
 - 1.1.8 Records relating to the appointment of Auditors, Directors, Prescribed Officer, Public Officer and Company Secretary
 - 1.1.9 Minutes of meetings of Executive Committee
 - 1.1.10 Internal correspondence and
 - 1.1.11 Resolutions of the Directors of SGM
- 1.2 Finance
 - 1.2.1 Accounting records
 - 1.2.2 Annual financial reports
 - 1.2.3 Interim and annual financial statements
 - 1.2.4 Asset registers
 - 1.2.5 Banking records
 - 1.2.6 Debtors / creditors statements and invoices
 - 1.2.7 Invoices issued in respect of debtors and billing information
 - 1.2.8 Policies and procedures
 - 1.2.9 Insurance records
 - 1.2.10 Tax records and
 - 1.2.11 Auditors reports
- 1.3 Human resources
 - 1.3.1 List of employees
 - 1.3.2 Statistics regarding employees
 - 1.3.3 Employment contracts
 - 1.3.4 Conditions of employment
 - 1.3.5 Information relating to prospective employees including curricula vitae and application forms
 - 1.3.6 Personnel records including personal details, disciplinary records, performance and internal evaluation records
 - 1.3.7 Employee tax information
 - 1.3.8 Records of unemployment
 - 1.3.9 Insurance fund contributions
 - 1.3.10 Records regarding Group life assurance and disability income protection
 - 1.3.11 Provident fund records
 - 1.3.12 Payroll records
 - 1.3.13 Health and safety records
 - 1.3.14 Employment equity plan
 - 1.3.15 Skills development plan
 - 1.3.16 SETA records
 - 1.3.17 Codes of conduct
 - 1.3.18 Disciplinary code and procedure

- 1.3.19 Remuneration policy
- 1.3.20 Training schedules and material and
- 1.3.21 Correspondence relating to personnel

- 1.4 Customers and suppliers
 - 1.4.1 List of customers and details of customers
 - 1.4.2 Customer and supplier agreements
 - 1.4.3 Standard terms and conditions for supply of services and products and
 - 1.4.4 Standard operating procedures

- 1.5 Property
 - 1.5.1 Asset registers
 - 1.5.2 Lease agreements in respect of immovable property
 - 1.5.3 Records regarding insurance in respect of movable property and
 - 1.5.4 Records regarding insurance on respect of immovable property

- 1.6 Risk management and audit
 - 1.6.1 Audit reports
 - 1.6.2 Risk management frameworks
 - 1.6.3 Risk management plans and risk registers

- 1.7 Safety, health and environment
 - 1.7.1 Complete safety, health and environment risk assessment
 - 1.7.2 Environmental managements plans and
 - 1.7.3 Inquiries, inspections, examinations by environmental authorities

- 1.8 Information technology
 - 1.8.1 Computer / mobile device usage policy documentation
 - 1.8.2 Disaster recovery plans
 - 1.8.3 Hardware asset registers
 - 1.8.4 Information security policies / standards / procedures
 - 1.8.5 Information technology systems and user manuals
 - 1.8.6 Information usage policy documentation
 - 1.8.7 Project implementation plans
 - 1.8.8 Software licensing and
 - 1.8.9 System documentation and manuals

APPENDIX B - RECORDS AVAILABLE IN TERMS OF ANY OTHER LEGISLATION

SGM retains records which are required in terms of legislation other than PAIA. Certain legislation provides that private bodies shall allow certain persons access to specified records upon request. Legislation that may be consulted to establish whether the Requester has a right of access to a record other than in terms of the procedure set out in the PAIA is set out below. This list is not exhaustive.

Basic Conditions of Employment Act 75 of 1997
Broad Based Black Economic Empowerment Act 53 of 2003
Companies Act 71 of 2008
Compensation for Occupational Injuries and Diseases Act 130 of 1993
Competition Act 89 of 1998
Customs and Excise Act 91 of 1964
Electronic Communications Act 36 of 2005
Employment Equity Act 55 of 1998
Financial Markets Act 19 of 2012
Income Tax Act 58 of 1962
Labour Relations Act 66 of 1995
Merchant Shipping Act 57 of 1951
National Environmental Management Act 107 of 1998
National Minimum Wage Act 9 of 2018
National Ports Act 12 of 2005
National Railway Safety Regulator Act 16 of 2002
Occupational Health and Safety Act 85 of 1993
Prevention and Combating of Corrupt Activities Act 12 of 2004
Promotion of Equality and Prevention of Unfair. Discrimination Act 4 of 2000
Protected Disclosures Act 26 of 2000
Protection of Personal Information Act 4 of 2013
National Road Traffic Act 93 of 1996
Sea Transport Documents Act 65 of 2000
Insurance Act 18 of 2017
Skills Development Act 97 of 1998
Skills Development Levies Act 9 of 1999
Tax Administration Act 28 of 2011
Unemployment Insurance Act 63 of 2001
Unemployment Insurance Contributions Act 4 of 2002
Value Added Tax Act 89 of 1991

APPENDIX 3 - PRESCRIBED FORM

REQUEST FOR ACCESS TO RECORD OF PRIVATE BODY

(Section 53 (1) of the Promotion of Access to Information Act, 2000 (Act No. 2 of 2000))
[Regulation 10]

A. Particulars of private body

The Head / designated person _____

B. Particulars of person requesting access to the record

The particulars of the person who requests access to the record must be given below.

The address and / or fax number in the Republic to which the information is to be sent must be given.

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

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.

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 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. You will be notified of the amount required to be paid as the request fee.

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.

If you qualify for exemption of the payment of any fee, please state the reason for exemption.

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 here under, 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 **X**.

NOTES

- (a) Compliance with your request 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

1. If the record is in written or printed form

<input type="checkbox"/> Copy of record*	<input type="checkbox"/> Inspection of record
--	---

2. If record consists of visual images

(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*
--	--	---

3. If record consists of recorded words or information which can be reproduced in sound

<input type="checkbox"/> Listen to the soundtrack (audio cassette)	<input type="checkbox"/> Transcription of soundtrack* (written or printed document)
--	---



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)		
*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.		<table border="1" style="width: 100%;"> <tr> <td style="width: 50%; text-align: center;">YES</td> <td style="width: 50%; text-align: center;">NO</td> </tr> </table>	YES	NO
YES	NO			

G. Particulars of right to be exercised or protected

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. Indicate which right is to be exercised or protected _____

2. Explain why the record requested is required for the exercise or protection of the aforementioned right _____

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? _____

Signed at _____ this _____

day of _____ 20 _____

Signature of requester / person on whose behalf request is made



APPENDIX 4 - PRESCRIBED FEES

The following applies to requests (other than personal requests):

- 1.1 A requestor is required to pay the prescribed fees (R50.00) before a request will be processed
- 1.2 If the preparation of the record requested requires more than the prescribed hours (six), a deposit shall be paid (of not more than one third of the access fee which would be payable if the request were granted)
- 1.3 A requestor may lodge an application with a court against the tender / payment of the request fee and / or deposit
- 1.4 Records may be withheld until the fees have been paid
- 1.5 Payments should be made to Sturrock Grindrod Maritime (Pty) Ltd

Fees in respect of private bodies.

The fee for a copy of the manual as contemplated in regulation 9(2)(c) is R1.10 for every photocopy of an A4 size page or part thereof.

The fees for reproduction referred to in regulation 11(1) are as follows

1. The fee for a copy of the manual as contemplated in regulation 9(2)(c) is R1.10 for every photocopy of an A4 size page or part thereof
2. The fees for reproduction referred to in regulation 11(1) are as follows

	R
(a) For every photocopy of an A4 size page or part thereof	1.10
(b) For every printed copy of an A4 size page or part thereof held on a computer or in electronic or machine- readable form	0.75
(c) For a copy in a computer-readable form on -	
(i) Stiffy disc	7.50
(ii) Compact disc	70.00
(d) (i) For a transcription of visual images, for an A4 size page or part thereof	40.00
(ii) For a copy of visual images	60.00
(i) For a transcription of an audio record, for an A4 size page or part thereof	20.00
(ii) For a copy of an audio record	30.00

3. The request fee payable by a requester, other than a personal requester, referred to in regulation 11(2) is R50.00

4. The access fees payable by a requester referred to in regulation 11(3) are as follows:

(1)	R
(a) For every photocopy of an A4 size page or part thereof	1.10
(b) For every printed copy of an A4 size page or part thereof held on a computer or in electronic or machine- readable form	0.75
(c) For a copy in a computer-readable form on -	
(i) Stiffy disc	7.50
(ii) Compact disc	70.00
(d) (i) For a transcription of visual images, for an A4 size page or part thereof	40.00
(ii) For a copy of visual images	60.00
(e) (i) For a transcription of audio record, for an A4 size page or part thereof	20.00
(ii) For a copy of audio record	30.00
(f) To search for and prepare the record for disclosure, for each hour or part of an hour reasonably required for such search and preparation	30.00

(2) For purposes of section 54(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