



James Ekron &lt;james@saha.org.za&gt;

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**[FOIP] Submission of internal appeal against decision relating to PAIA request SAH-2016-POL-0001**

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Nomsa Manzini <nomsam@polokwane.gov.za>  
Reply-To: foip@saha.org.za  
To: "South African History Archive (SAHA)" <foip@saha.org.za>

14 November 2016 at 15:09

Afternoon

Kindly receive the information below as per your request.

*Regards***NOMSA MANZINI****Records Registrar****Corporate and Shared Services Sub directorate**

- \* P.O. Box 111, Polokwane, 0700
- \* Civic Centre, Cnr Landros Maré & Bodenstein Streets
- \* Polokwane, 0699, South Africa
- \* Tel: 015 290 2243
- \* [nomsam@polokwane.gov.za](mailto:nomsam@polokwane.gov.za)

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**From:** Yke Beetge  
**Sent:** Thursday, November 10, 2016 12:48 PM  
**To:** Nomsa Manzini  
**Subject:** RE: Submission of internal appeal against decision relating to PAIA request SAH-2016-POL-0001



Information as requested per telephonic discussion:

3. A list detailing:

<p>(3.1) Number of notices of gathering in terms of section 3 of the regulation of Gatherings Act received since Jan 2015 to date of submission of PAIA request;</p>	<p>Total: 177</p>
<p>(3.2) The number of convener’s meetings in terms of section 4 of the Regulation of Gatherings held since Jan 2015 to date of submission of PAIA request;</p>	<p>Total: 177</p>
<p>(3.3) Number of gatherings prohibited or prevented in terms of section 5 of the Regulation of the Gatherings Act since Jan 2015 to date of submission of PAIA request , and reasons for prohibition or prevention;</p>	<p>Total: 0</p>
<p>( 3.4) Number of gatherings authorized with conditions in terms of section 4 of the Regulation of Gatherings Act since Jan 2015 to date of submission of PAIA request;</p>	<p>Total: 177</p>
<p>( 3.5)The number of gatherings authorised with conditions in terms of section 4 of regulation the Gatherings act since Jan 2015 to date of submission of PAIA request ;</p>	<p>Total: 177</p>
<p>4. Training documents :</p>	<p>Total: 0</p>



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**From:** Nomsa Manzini  
**Sent:** 09 November 2016 08:42 AM  
**To:** Yke Beetge  
**Cc:** Cedrick Leshilo  
**Subject:** FW: Submission of internal appeal against decision relating to PAIA request SAH-2016-POL-0001

Morning

As per telephonic conversation we had, kindly receive the application attached

[Quoted text hidden]

[Quoted text hidden]

[Quoted text hidden]



# ANNEXURE 1

## CONDITIONS APPLICABLE TO CONVENER AND PARTICIPANTS TAKING PART IN THE GATHERING PLANNED TO TAKE PLACE ON .....

1. The convener and all participants to the gathering will comply with the conditions as agreed upon during the section 4 meeting held on ..... at.....
2. The gathering and/or march shall take place in accordance to the notice or amended notice of the gathering in terms of section 3 read with section 4(2) of the Regulation of Gatherings Act of 1993 (Act 205 of 1993) and in accordance to the conditions agreed upon or imposed by the responsible officer in terms of section 4(2) of the mentioned Act. Except places mentioned in the notice or amended notice of the gathering or conditions as mentioned above, or by agreement reached between the convener and the authorized member of the South African Police Services in charge of the operation, the gathering or march shall not come to a halt and participants shall not sit on the surface or attempt to delay the march whatsoever. The convener and the marshals shall ensure that this condition is complied with.
3. The convener shall take all reasonable steps to ensure that all marshals of the gathering and participants at the gathering, as the case may be, are informed timeously and properly of the conditions to which the gathering are subject to.
4. Participants to the gathering shall not be in possession of a airgun, harm, imitation firearm or any muzzle loading firearm or object which resembles a firearm and that is likely to be mistaken for a firearm or any dangerous weapon, as defined in the Dangerous Weapons Act of 2013 (Act 15 of 2013). The convener and the marshals shall ensure that this condition is complied with.
5. No persons at or participating in the gathering shall by way of a banner, placard, speech or singing or in any other manner incite hatred of other persons or any group of other persons on account of differences in culture, race, sex, language or religion. The convener and the marshals shall ensure that this condition is complied with.
6. No person present at or participating in the gathering shall perform any act or utter any words which are calculated or likely to cause or encourage violence against any person or group of persons. The convener and the marshals shall ensure that this condition is complied with.
7. No person shall at any gathering wear a disguise or mask or any other apparel or item which obscures his/her facial features and prevents his or her identification. The convener and the marshals shall ensure that this condition is complied with.
8. Except for places mentioned in the notice or amended notice of the gathering or conditions as mentioned in paragraph 2 above, participants to the gathering shall not:
  - a. bar any entrance to any building or premises that reasonable access to the said building or premises is denied to any person.

b. bar any entrance to a building or premises in or on which is situated at any hospital, fire or ambulance station or any other emergency services.

The convener and the marshals shall ensure that this condition is complied with.

9. No person shall in any manner whatsoever, either before or during a gathering, compel or attempt to compel any person to attend, join or participate in the gathering or demonstration, and the convener and marshals, if any, shall take all reasonable steps to prevent any person from being compelled to join, attend or participate in the gathering or demonstration.
10. The organizers shall ensure that no person under the age of 15 years will participate or join the gathering.
11. No person participating at the gathering or the march shall empty dustbins or litter at any place. The convener and the marshals shall ensure that this condition is complied with.
12. No person participating at the gathering or the march shall loot any place of business or take anything from any person or place without having the right to do so in terms of the law. The convener and the marshals shall ensure that this condition is complied with.

12. In case of a planned handing over of a memorandum, it will be the responsibility of the convener to arrange for a person to receive the memorandum in advance of the gathering and/or the march. In case of any person not willing or refusing to accept the memorandum the march must proceed at the time and according to the notice of the gathering and conditions as mentioned in paragraph 2 above.

13. The convener, organisation and every person participating in gathering accepts full responsibility for any damages to property or injury caused to a person/s that may result from the gathering or march.

15. The conveners representing..... hereby indemnifies ..... municipality and the SAPS against any injury, loss, damage, cost and expenses arising from whatever cause which may be sustained as a result of the gathering or demonstration.

16. Should the gathering or demonstration be cancelled or called off the convener shall immediately inform the responsible officer and the South African Police Services preferably in writing of such cancellation.

I the undersigned in my capacity as the convener hereby declare that I accept the conditions and undertake to comply with.

.....Signature of convener

.....(Organization)

.....Signature of responsible officer

.....Signature of authorised member

Date.....

# NOTICE OF GATHERING/DEMONSTRATION

(To be completed by the convener of the gathering in terms of Section 3 of the Regulation of Gatherings Act, No 205 of 1993)

## 1. PARTICULARS OF CONVENER OF GATHERING/DEMONSTRATION

Convener:	Deputy Convener:
Initials and Surname	Initials and Surname
Identity Number:	Identity Number:
Address:	Address:
Telephone Number:	Telephone Number:
Fax Number:	Fax Number:

## 2. PARTICULARS OF ORGANISATION ON WHOSE BEHALF THE GATHERING IS CONVENED

Name of Organisation:
Branch of Organisation:
Address of Organisation:
Telephone Number of Organisation:
Fax Number of Organisation:

### 3. PARTICULARS OF GATHERING/DEMONSTRATION

Date:	Nature and Purpose:
Anticipated number of participants:	Number of vehicles:
Type of vehicles:	
Place of commencement:	Time:
Destination:	Time destination will be reached:
Place of adjournment:	Time gathering will adjourn:
Proposed Route/s to be followed to destination/s:	
Proposed route/s to be followed to the place of adjournment & starting time	
The manner in which participants will be transported to the place of gathering:	

\*NB: MEMORANDUMS

- The Convener is responsible to make the necessary arrangements for acceptance of the memorandums beforehand.
- Written confirmation of name of the person who is receiving the memorandum, the place at which and the time when the memorandum will be received has to be attached to this Notice.

<u>Are memorandums to be handed over?</u>	<u>If so, to whom?</u>
<u>With whom were arrangements made?</u>	<u>Contact number of this person:</u>
<u>Are speeches to be held?</u>	<u>If so, by whom?</u>

\*NB: MARSHALS:

- Note that the ratio required for marshals to attend in managing the gathering is 1:10. This means that for every 10 (ten) participants to the march there has to be 1 (one) marshal in attendance. Eg. 100 participants will require 10 marshals, 200 participants will require 20 marshals and so on.
- Should your list of marshals run over 50 as provided for hereunder, the convener is to ensure that information on the excess number of marshals has to be provided on a separate page to be attached to this Notice.

<u>Chief Marshal:</u>	<u>Cellular No. of Chief Marshal:</u>
<u>How will Marshals be identified</u>	<u>Number of Marshals::</u>
<u>Initials &amp; Surname of Marshal:</u>	<u>Cellular No. of Marshal:</u>
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4. FURTHER IMPORTANT INFORMATION:

- 4.1 In the event of this notice not being given 7 (seven) days prior to the intended gathering, a written explanation in accordance with Section 3(2) of the Regulation of Gatherings Act, 205/1993, has to be attached to this Notice.
- 4.2 The Convener acknowledges that he/she has familiarised himself/herself with the contents of Sections 8-12 of Act 205/1993, that he/she understands the contents of these sections and consider it to be binding on himself/herself as authorised representative of his/her organisation and therefore binds his/her organisation in terms of these sections.
- 4.3 Lists of marshals must be handed in prior to the gathering to an authorised member of SAPS.
- 4.4 The gathering will not be protected under the distinguished patronage of the Polokwane Municipality.
- 4.5 This Notification of a gathering is only applicable within the municipal boundaries of the Polokwane Municipality.

SIGNATURE OF AUTHORISED CONVENER: \_\_\_\_\_

CAPACITY: \_\_\_\_\_

ORGANISATION: \_\_\_\_\_

DATE: \_\_\_\_\_