The Promotion of Access to Information Act ("PAIA")

Further exemption of certain private bodies from compiling a PAIA manual

The Minister of Justice has by Government Notice No. 39504, published on 11 December 2015, further exempt all private bodies, except any company which:

(a) is not a private company as defined in section 1 of the Companies Act, 2008 (Act No. 71 of 2008); and

(b) is a private company as defined in section 1 of the Companies Act, 2008 (Act No. 71 of 2008) which operates within any of the sectors mentioned in column one of the schedule to this Notice and -

i. has 50 or more employees in their employment; or
ii. has a total annual turnover that is equal to or more than the applicable amount mentioned in column two of the schedule to this Notice,

from compiling the manual contemplated in section 51(1) of the first mentioned Act for a period of five years from 1 January 2016 to 31 December 2020.

Conclusion

This exemption therefore applied to all private companies EXCEPT where they were involved in any of the sectors mentioned in Schedule 1, column one and they had 50 or more employees or had a turnover above the amounts in Schedule 1, Column two.