



7 JULY 2017 QUERIES AND RESPONSES ON PERMIT ALLOCATION PROCESS FOR BOAT-BASED WHALE WATCHING (BBWW) AND WHITE SHARK CAGE DIVING (WSCD) 2017

No.	QUESTIONS	ANSWERS
1.	<p>As per tender document reference 3.4 under Corporate Social Investment: # 3.4.1 states that the applicant needs to provide transformation in the area of operation.</p> <p>Do we submit transformation programme that we currently doing in our own organisation? As a new applicant we have not operated in the area and have not trained anyone in the area.</p> <p>Question: Should we submit our proposed program we intend to implement when we are successful in our application?</p>	<p>Please note that Applicants are STRONGLY encouraged to read the policy on the Boat-Based Whale and Dolphin Watching as well as Threatened or Protected Marine Species Regulations for guidance in completing the application form.</p> <p>Existing Permit Holder Applicants that demonstrate that they have made investments and contributions in corporate social initiatives and community upliftment programmes that benefitted the communities in the area of operation may be positively scored.</p> <p>New Entrant Applicants will be required to demonstrate corporate social investment initiatives they intend to provide.</p> <p>Yes. All applicants will be required to demonstrate how they intend to be actively involved in corporate social responsibility initiatives. If a proposed program demonstrate how the applicant intend to implement corporate social investment, an applicant should submit such proposal.</p>
2.	<p>Clause 3.1 calls for BBBEE verification certificates:</p> <p>As we are a New Applicant made up of a Joint Venture / New co between a Company and a Private Individual, we are unclear on the requirement here.</p>	<p>Please refer to section 1 on particulars of applicant.</p> <p>Applicants must submit the original and valid B-BBEE Status Level Verification Certificate or certified copies thereof issued by verification agencies accredited by SANAS or registered auditors approved by IRBA or SWORN Affidavit signed by the Commissioner of Oath to substantiate their B-BBEE rating claims. This is also applicable to a natural person.</p> <p>Please also refer to section 7.1 where description of applicant is required.</p>



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3.	<p>We have a BEE Certificate for the company joining the Joint Venture already and will obtain a BEE Verification Letter for the New company</p> <p>Q: How do you propose we handle a BEE Certificate for an individual in their Personal Capacity?</p>	<p>Please refer to section 1 on particulars of applicant. Applicants must submit the original and valid B-BBEE Status Level Verification Certificate or certified copies thereof issued by verification agencies accredited by SANAS or registered auditors approved by IRBA or SWORN Affidavit signed by the Commissioner of Oath to substantiate their B-BBEE rating claims. This is also applicable to a natural person.</p> <p>Please also refer to section 7.1 where description of applicant is required.</p>
4.	<p>In The case of an HDI, would you agree that a certified copy of the Persons ID for this purpose would suffice?</p>	<p>No, this is not sufficient. Applicants must submit the original and valid B-BBEE Status Level Verification Certificate or certified copies thereof issued by verification agencies accredited by SANAS or registered auditors approved by IRBA or SWORN Affidavit signed by the Commissioner of Oath to substantiate their B-BBEE rating claims. This is also applicable to a natural person.</p>
5.	<p>Which B-BBEE level and categories of enterprise (Exempted Micro Enterprise/ Qualifying Small Enterprise/ Large Enterprise) are preferable to the Department for this process?</p>	<p>Please refer to section on Transformation in Annexure A of the policy. Preference will be given to applicants with a higher BEE contributor level rating however scores and emphasis will be allocated to specific transformation elements such as: ownership, management control, corporate social investment and enterprise development.</p> <p>All categories of enterprises are eligible to apply for a permit in these sectors.</p>
6.	<p>Clause 3.3-6 reads - Attach most recent Employment equity plans including workforce profile submitted to the Department of Labour, if available:</p> <p>As we are a New Applicant we have not submit an Employment Equity Plan at this time.</p>	<p>Please refer to section on Job/Employment in the annexure A of the Policy and specific section on employment and skill development in the explanatory notes to the application form for further guidance.</p> <p>Please visit www.labour.gov.za for more information on the purpose and requirements of employment equity plan as provided for in the Employment Equity Act, 1998 (Act. No. 55 of 1998).</p>
7.	<p>If we supply the proposed salaries as per an organogram and differentiate: Black, coloured, Indian, male, female and ownership and</p>	<p>Please use table 3.3.1 on income levels of employees as guideline.</p>



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	demonstrating senior management positions and junior positions, will this suffice?	
8.	The Application form seems to have a gap in the numbering, it jumps from 5.3.1 to 7.1 – is there anything missing?	No. the question subsequent to 5.3.1 to 6 should be relating to Employment and Skills Development.
9.	If a permit holder for an area does not renew their license by the closing date next month and no one else has applied for that area by the closing date will it be possible to apply for that area at a later date? The area then would essentially be "vacant" with nobody operating in the area. Also, how long are this round of permits valid for? If an existing permit holder does not renew or even if he does renew and does not operate out of the area, and no one else applies for the either of the two remaining areas by the closing date, will those permits for those two areas be available to apply for after the closing date?	<p>Please refer to section on Ongoing applications for permits in the respective policies. An invitation to apply for a permit may be published as designated areas become vacant. There is no longer a waiting period for an invitation to apply for permit.</p> <p>Permits may be issued for a period not exceeding 10 years as provided for in section 74 of the Threatened or Protected Marine Species Regulations (Gazette No. 40876 of 30 May 2017). It is important to note that annual submission of a tax clearance and SAMSA certificate is also required</p>
10.	Can the list of applicants who collected Application forms be published?	<p>List of applicants who requested and collected application forms will not be published. Please refer to section (ix) of Annexure B to the policy. All applicants will be notified in writing of the decision on their applications.</p> <p>You may request this information in terms of the Promotion of Access to Information Act, 2000.</p>