

**Office**  
Head Office

**Enquiries**  
Mr W Molotsi

**Telephone**  
(012) 483 1534

**Facsimile**  
010 208 3301

The Representative  
AL TAAWUN FI AL'  
3 ANTHONY STREET  
EXTENTION 9  
ENNERTDALE  
1830

271 Veale Street  
Brooklyn, Pretoria  
PO Box 11955, Hatfield, 0028  
Tel: +27 (12) 483-1700  
[www.sars.gov.za](http://www.sars.gov.za)  
[teu@sars.gov.za](mailto:teu@sars.gov.za)

**PBO Reference No.**  
930068295

**Income Tax Reference No.**  
9286691234

**Date**  
20 February 2020

Dear Sir / Madam

**APPLICATION FOR INCOME TAX EXEMPTION APPROVED: AL TAAWUN FI AL';  
PBO NO 930068295**

The South African Revenue Service (SARS) would like to confirm that your application for exemption from income tax has been approved as it meets the requirements of a Public Benefit Organisation (PBO) set out in section 30(3) of the Income Tax Act No 58 of 1962 (the Act). Your Income Tax Exemption has been granted in terms of section 10(1)(cN) of the Act with effect from 01 June 2019. Annual receipts and accruals will therefore be subject to the provisions of section 10(1)(cN) of the Act and accruals and receipts from trading or business activities which fall outside the parameters of section 10(1)(cN) will be subject to tax.

The following exemptions also apply and are limited to:

1. Donations made to or by the PBO are exempt from Donations Tax in terms of section 56(1)(h) of the Income Tax Act.
2. Exemption from the payment of Estate Duty in terms of section 4(h) of the Estate Duty Act No.45 of 1955.
3. Exemption from payment of the Skills Development Levy (SDL) in terms of section 4(c) of the Skills Development Levies Act No. 9 of 1999.

In order to maintain your exempt status, the following conditions must be complied with:

1. Amend the constitution to comply with the requirements of section 30 of the Income Tax Act. The following clauses must be added –
  - a) At least three persons who accept fiduciary responsibility for the public benefit organisation will not be connected persons in relation to each other, and no single person directly or indirectly controls the decision making powers relating to such organisation.
  - b) Dissolution clause must be amended to state that on dissolution of the public benefit organisation, the remaining assets must be transferred to –
    - i) A public benefit organisation, which has been approved in terms of section 30 of the Act.
    - ii) Any institution, board or body which is exempt from the payment of income tax in terms of section 10(1)(cA)(i) of the Act, which has as its sole or principal object the carrying on of any public benefit activity; or

- iii) Any department of state or administration in the national or provincial or local sphere of government of the Republic, contemplated in section 10(1)(a) or (b) of the Act.
- c) The activities of the organisation are carried on in a non-profit manner and with an altruistic or philanthropic intent.
- d) No activity will directly or indirectly promote the economic self-interest of any fiduciary or employee of the organisation otherwise than by way of reasonable remuneration.
- e) The funds of the public benefit organisation will be used solely for the objects for which it was established.
- f) No funds will be distributed to any person (other than in the course of undertaking any public benefit activity).
- g) The public benefit organisation will not be a party to, or does not knowingly permit, or has not knowingly permitted, itself to be used as part of any transaction, operation or scheme of which the sole or main purpose is the reduction, postponement or avoidance of liability for any tax, duty or levy which, but for such transaction, operation or scheme, would have been or would have become payable by any person under this Act or any other Act administered by the Commissioner;
- h) No resources will be used, directly or indirectly, to support advance or oppose any political party.
- i) No remuneration will be paid to any employee, office bearer, member or other person which is excessive, having regard to what is generally considered reasonable in the sector and in relation to the service rendered and has not and will not economically benefit any person in a manner which is not consistent with its objects.
- j) No donation will be accepted which is revocable at the instance of the donor for reasons other than a material failure to conform to the designated purposes and conditions of such donation, including any misrepresentation with regard to the tax deductibility thereof in terms of section 18A: Provided that a donor (other than a donor which is an approved public benefit organisation or an institution, board or body which is exempt from tax in terms of section 10(1)(cA)(i),which has as its sole or principal object the carrying on of any public benefit activity) may not impose any conditions which could enable such donor or any connected person in relation to such donor to derive some direct or indirect benefit from the application of such donation.
- k) A copy of all amendments to the constitution will be submitted to the Commissioner for the South African Revenue Service.

**A copy of amended founding document incorporating the above must be submitted to this office within 12 months by:**

- Scanning and emailing the document to [teu@sars.gov.za](mailto:teu@sars.gov.za) or
  - Submitting at the nearest SARS office
2. Submit an annual Income Tax Return (IT12EI) by the due date via SARS eFiling or manually. Your IT12EI can be obtained by
    - Registering online at [www.sarsfiling.co.za](http://www.sarsfiling.co.za) to access, request and submit the IT12EI electronically
    - Calling the SARS Contact Centre on 0800 00 SARS (7277)
    - Requesting an IT12EI by contacting the TEU on [teu@sars.gov.za](mailto:teu@sars.gov.za) or calling (012) 483 1700
    - Requesting an IT12EI by visiting your local SARS branch.

3. SARS must be informed in writing within 21 days of any change in registered particulars (e.g. Representative, change of name, address, trustee details, office bearers, etc.).
  4. Submit annual income tax returns for the periods 2016 and 2017.
- 5. Note that this letter is not an approval in terms of section 18A of the Income Tax Act and therefore no tax deductible receipts may be issued to the donors.**

For further information or assistance, email your query to [teu@sars.gov.za](mailto:teu@sars.gov.za), visit the SARS website [www.sars.gov.za](http://www.sars.gov.za), call the TEU on 012 483 1700 or visit the TEU offices. Kindly ensure that you have your ID and tax reference number on hand to enable SARS to assist you.

Sincerely



W Molotsi  
Tax Exemption Unit  
**ISSUED ON BEHALF OF THE COMMISSIONER FOR THE SOUTH AFRICAN REVENUE SERVICE**