

**C. Particulars of requester**

This section must be completed ONLY if a third party (other than the requester) lodges the internal appeal.

Full names and surname: .....

Identity number: 

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**D. The decision against which the internal appeal is lodged**

Mark the decision against which the internal appeal is lodged with an X in the appropriate box:

X	Refusal of request for access
	Decision regarding fees prescribed in terms of section 22 of the Act
	Decision regarding the extension of the period within which the request must be dealt with in terms of section 26(1) of the Act
	Decision in terms of section 29(3) of the Act to refuse access in the form requested by the requester
	Decision to grant request for access

**E. Grounds for appeal**

If the provided space is inadequate, please continue on a separate folio and attach it to this form. You must sign all the additional folios.

State the grounds on which the internal appeal is based:

This request was rejected on the basis of Sections 36 and 38 of the PAIA Act.

This request cannot be denied on the basis of Section 36 as the procurement of software cannot be construed to be a trade secret. The request refers to the purchase and cost of licences for this software. It cannot be argued that the purchase of goods using public funds should be treated with confidentiality as this rejects the spirit of transparency. Procurement above all others is the area where ..... transparency is of the utmost importance

This request cannot be denied on the basis of Section 38 as knowledge of the use of software within the department cannot ..... reasonably be argued to expose any individual to harm. Extremely few organisations keep this information secret and it only applies to high risk targets such as military defense.

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State any other information that may be relevant in considering the appeal:

The same request was submitted to 5 other government bodies including:

Department of Communications .....

Department of Economic Affairs .....

Department of Education .....

Department of Public Service and Administration .....

Government Communication and Information Systems .....

The Department of Agriculture, Forestry and Fisheries is the only government body to reject this request. The others responded promptly without need for appeal.

Also, Section 5.1 of the department's PAIA manual explicitly lists "Information and Communication Technology" as one of the ..... categories where information is held by the department.

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