

# AFFIDAVIT

I, DESRAY VAN TONDER, 670630 0026 081 (full name & Identity number)

Hereby declare under oath as follows:

1. The contents of this statement are to the best of my knowledge a true reflection of the facts.
2. I am a DIRECTOR (title) of the following enterprise and I am duly authorised to act on its behalf:

DESRAY VAN TONDER (Enterprise Name)

DESDESIGNS (Trading Name)

670630 0026 081 (Registration Number)

14 KINGS PLACE, 20 BUCKINGHAM AVENUE, (Enterprise Address)

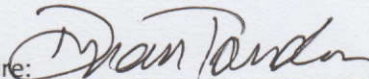
SCOTTSVILLE, PIETERMARITZBURG, 3201

3. I hereby declare under oath that:

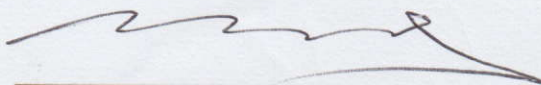
- The enterprise is 0 % black owned;
- The enterprise is 0 % black women owned;
- Based on the management accounts/ annual financial statements and other information available on the financial year/ 12 month period ending 27 FEBRUARY 2016, the turnover did not exceed R10 000 000.00 (ten million rands);
- Please confirm on the table below the B-BBEE level contributor, by ticking the applicable box.

100% black owned	Level One (135% B-BBEE procurement recognition)	
More than 51% black owned	Level Two (125% B-BBEE procurement recognition)	
Less than 51% black owned	Level Four (100% B-BBEE procurement recognition)	✓

4. The entity is an **empowering supplier** in terms of the DTI Codes of Good Practice.
5. I Know and understand the contents of this affidavit and I have no objection to take the prescribed oath and consider the oath binding on my conscience and on the owners of the enterprise which I represent in this matter.
6. The sworn affidavit will be valid for a period of **12 months** from the date signed by the commissioner.

Deponent Signature: 

Date: 4/3/2016



Commissioner of Oaths

**MATTHEW PAUL BLACK**  
CHARTERED ACCOUNTANT (SA)  
28 HILTON AVENUE  
HILTON  
PIETERMARITZBURG  
COMMISSIONER OF OATHS

To whom it may concern

**SWORN AFFIDAVIT TO CONFIRM B-BBEE STATUS LEVEL OF DESRAY VAN TONDER T/A DESDESIGNS.**

Find attached to this covering letter a **sworn affidavit** relating to the B-BBEE Status level of **DESRAY VAN TONDER T/A DESDESIGNS**. The sworn affidavit indicates that **DESRAY VAN TONDER T/A DESDESIGNS** qualifies as an **Exempt Micro Enterprise (EME)** under the Broad-Based Economic Empowerment Act, Act no.53 of 2013, as amended (B-BBEE Act) and the Amended Codes of Good Practice as issued under section 9 of the B-BBEE Act per notice 1019, Gazette No 36928 of 11 October 2013 as amended by Notice 407, Gazette No 38765 of 6 May 2015 (the amended codes). The amended codes came into effect on May in accordance with Notice 444, Gazette No 38799 of 15 May 2015.

**DESRAY VAN TONDER T/A DESDESIGNS** has a **B-BBEE Status level of Four** that applies for the 12 month period from 29 February 2016 until the 28 February 2017. As an EME the entity is an **Empowering Supplier**.

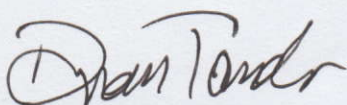
We wish to draw the attention of recipients and users of the attached sworn affidavit to the following matters relating to its validity:

- We are unable to provide you with a B-BBEE verification certificate, as was required under the old Codes of Good Practice that have now been replaced by the amended codes, as the amended codes do not provide for the issue of B-BBEE certificates to EMEs, with two exceptions. The two exceptions being start-up enterprises or EMEs that voluntarily decide to be measured in terms of the Qualifying Small Enterprise (QSE) Scorecard.
- Paragraph 4. Of the Amended Code Series 000 Gazette No 36928 as amended by Gazette No 38765 states "**An EME is only required to obtain a sworn affidavit or Certificate issued by Companies and Intellectual Property Commission (CIPC) on an annual basis**" confirming its annual total revenue (10 Million or less) and its level of black ownership.
- Therefore, an EME can present ONE of the following as valid proof of its B-BBEE Status Level:
  - A Sworn affidavit confirming its B-BBEE Status Level in accordance with its declaration of annual total revenue and level of black ownership; or
  - A B-BBEE certificate issued by CIPC, if the EME is a start-up enterprise; or
  - A B-BBEE verification certificate issued in terms of the QSE Scorecard, if the EME has voluntarily decided to be, measured in terms of the QSE scorecard.

We wish to **declare** that **DESRAY VAN TONDER T/A DESDESIGNS** is not a start-up enterprise as contemplated in the amended codes, nor has the entity decided to be measured under the QSE scorecard. **The only valid** proof that the entity can provide with respect to its B-BBEE Status Level, is in the form of the attached **sworn affidavit**. This affidavit is the format as proposed by the DTI (which template is available on the DTI website).

The entity and **its Director** further acknowledge and accept that any misrepresentation of information as contained in the attached sworn affidavit constitutes a criminal offence as set out in the B-BBEE Act (Paragraph 4.5 of the Amended Code Series 000 gazette No 36928 as amended by Gazette No 38765)

Yours Sincerely



**Desray Van Tonder**

**Director**