



CPU1064749

Account No.:
C10974

Sender Name:
CAPE PENINSULA UNIV.OF TECHNOLOGY

Address:
SYMPHONY WAY
ARCHIVES DEPARTMENT
BELLVILLE
7535

Contact:
G. NDENGE

Telephone:
021959 6670

CPT
JNB

Cost Centre

Consignee Name:
SOUTH AFRICAN HISTORY ARCHIVES

Address:
WOMANS GAUL, CONSTITUTION HILL
1 KORTZE STREET,
BRAAMFONTEIN
JHB , 0001

Contact:
N..N ZULU

Telephone:
011 718 2564

Reference:

INTERNATIONAL SERVICES	GLOBAL DOCUMENT EXPRESS	<input type="checkbox"/>	DOMESTIC BURCHARGES	OVERNIGHT EXPRESS	<input checked="" type="checkbox"/>	DOMESTIC BURCHARGES	SAME DAY	<input type="checkbox"/>
	GLOBAL PARCEL EXPRESS	<input type="checkbox"/>		IN CITY DELIVERY	<input type="checkbox"/>		DAWN DELIVERY BY 06H30	<input type="checkbox"/>
	AIRFREIGHT	<input type="checkbox"/>		BUDGET CARGO	<input type="checkbox"/>		SATURDAY DELIVERY	<input type="checkbox"/>
	GLOBAL MAIL	<input type="checkbox"/>		ROAD FREIGHT	<input type="checkbox"/>		AFTER HOURS	<input type="checkbox"/>

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Pieces	Description	Dimensions		Vol. Mass	Act. Mass	
1	DOCS	40	30	0,00	0,50	

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DATE: _____ TIME: _____

organisation that works with PAIA, we are well aware of its protections and limitation, as such we never intended to request for any restricted personal information which includes names or transcripts of disciplinary proceedings. Hence we did not request these.

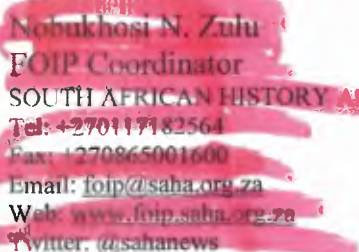
The information we are seeking is precisely that which you have highlighted. To reiterate; we are requesting the following:

1. number of students expelled or academically excluded,
2. A Schedule containing the areas of study in respect of the years .
3. A global number of years of study

All this would be provided without any of their names or other identifying personal information. We will greatly appreciate it if you could also send us the Academic and Student Rules and Regulation.

We appreciate your taking the time to considerately respond to our request and look forward to receiving the records.

Regards,


Nobukhosi N. Zulu
FOIP Coordinator
SOUTH AFRICAN HISTORY ARCHIVE (SAHA)
Tel: +270117182564
Fax: +270865001600
Email: foip@saha.org.za
Web: www.foip.saha.org.za
Twitter: @sahanews

Support the work of SAHA - make a donation online today

On 10 July 2018 at 11:31, Gugulethu Ndenge <NdengeG@cput.ac.za> wrote:

Dear Ms Zulu

Your reference SAH-2018-CPT-0001, dated 13 June 2018, refers.

Kindly be advised that, in terms of section 37 of the Promotion of Access to Information Act 2 of 2000 (PAIA), the University has a mandatory obligation to protect the confidential information of third parties, who, in this case are the students or former students. The said obligation is peremptory and, as such, the University has no discretion whether or not to disclose the confidential information. However, the University can in this case prepare a schedule containing information of global number of students excluded or expelled due to their involvement in the #FeesMustFall protests for the years in question without details i.e. names of the students.

The guiding procedures, disciplinary policies or other sanctioning measures of the University are contained in the Academic and Student Rules and Regulation. This document is a public document (available in the University's website), which can be made available to SAHA. Please note that the actual disciplinary proceedings or transcript is a confidential record that cannot be disclosed to SAHA i.t.o. section 37 of PAIA.

AFFIDAVIT

I, the undersigned, Nikile Ntsababa do hereby make oath and say that I am an adult male employed as Registrar, at Cape Peninsula University of Technology (CPUT). I am duly authorised to sign and depose to this affidavit.

The facts herein contained are of my own knowledge, unless the context clearly indicates otherwise, and are, to the best of my knowledge and belief, both true and correct.

RE: The record requested does not exist and all the relevant CPUT business units were consulted concerning the request i.e.:


- Legal Services
- Academic Administration

All the necessary steps were carry out to ascertain the availability of the requested records. The attached documentation affirms all the necessary steps that were undertaken to access the requested records

According to the best of my knowledge, information and belief, students were not excluded based on their participation in #FeesMustFall at CPUT.

Nikile Ntsababa.....

Signed and sworn before me on this.....01.....day of.....10.....2018 at Milnerton the deponent having acknowledge that he knows and understand the contents of this affidavit, has no objection to taking the prescribed oath and considers the oath to be binding on his conscience and uttered the words: "I swear that the contents of this declaration are true so help me god".


Const 7209371-4
Mentomakhulu
.....
Commissioner of Oaths

Mentomakhulu - Const - 7209371-4
Force number/Rank/Name - print



Gugulethu Ndenge

From: Gugulethu Ndenge
Sent: 10 July 2018 11:32
To: foip@saha.org.za
Cc: Nikile Ntsababa; Marius Coetzee
Subject: RE: Confirmation of receipt of PAIA request SAH-2018-CPT-0001 - follow up and request fee payment details

Dear Ms Zulu

Your reference SAH-2018-CPT-0001, dated 13 June 2018, refers.

Kindly be advised that, in terms of section 37 of the Promotion of Access to Information Act 2 of 2000 (PAIA), the University has a mandatory obligation to protect the confidential information of third parties, who, in this case are the students or former students. The said obligation is peremptory and, as such, the University has no discretion whether or not to disclose the confidential information. However, the University can in this case prepare a schedule containing information of global number of students excluded or expelled due to their involvement in the #FeesMustFall protests for the years in question without details i.e. names of the students.

The guiding procedures, disciplinary policies or other sanctioning measures of the University are contained in the Academic and Student Rules and Regulation. This document is a public document (available in the University's website), which can be made available to SAHA. Please note that the actual disciplinary proceedings or transcript is a confidential record that cannot be disclosed to SAHA i.t.o. section 37 of PAIA.

A Schedule containing the areas of study in respect of the years in question can be provided to SAHA (without details i.e. Names of the students).

A global number of years of study can be provided to SAHA without the details of the students.

Please indicate if the above-mentioned is in order, and we will prepare and forward the mentioned schedules.

Kind regards

Gugulethu Ndenge | Manager: Records & Archives Management

CPUT | Cape Peninsula University of Technology
Symphony Way, Off Robert Sobukwe Road, Bellville, 735.
Direct : + 27 (0) 21 959 6670
Main : + 27 (0) 21 460 3911
E-Mail : ndengeg@cput.ac.za
Web Site : www.cput.ac.za

From: South African History Archive (SAHA) [<mailto:foip@saha.org.za>]
Sent: 23 June 2018 09:45 AM
To: Nikile Ntsababa
Subject: Confirmation of receipt of PAIA request SAH-2018-CPT-0001 - follow up and request fee payment details

To whom it may concern,

Gugulethu Ndenge

From: Gugulethu Ndenge
Sent: 18 July 2018 10:32
To: FOIP (foip@saha.org.za)
Subject: RE: Failure to respond to PAIA request SAH-2018-CPT-0001 within statutory time frame

Dear Nobukhosi

We are still collating the requested information as per your clarity you provided to our response. We are attending to this request as a matter of urgency.

Regards,
Gugulethu Ndenge

From: South African History Archive (SAHA) [mailto:foip@saha.org.za]
Sent: 18 July 2018 10:15 AM
To: Nikile Ntsababa
Subject: Failure to respond to PAIA request SAH-2018-CPT-0001 within statutory time frame

To whom it may concern,

Re:Failure to respond to PAIA request SAH-2018-CPT-0001 within statutory time frame

South African History Archive (SAHA) submitted PAIA request SAH-2018-CPT-0001 on 2018-06-13. In accordance with PAIA, you were obliged to respond to this PAIA request within 30 days of submission.

The timeframe for responding has now expired. As you have failed to meet your statutory obligations, South African History Archive (SAHA) is entitled to lodge an internal appeal with your Minister or relevant authority.

It is our preference to resolve this matter without lodging an internal appeal. We therefore strongly urge you to contact us within 10 days in order to avoid the escalation of this matter.

Yours faithfully,

Nobukhosi Zulu

South African History Archive (SAHA)

This communication has been automatically generated by the PAIA Tracker System, administered by the South African History Archive (SAHA). Please email foip@saha.org.za to report any errors in this communication, or for more information about the system.

Gugulethu Ndenge

From: Gugulethu Ndenge
Sent: 18 June 2018 14:35
To: foip@saha.org.za
Subject: RE: Confirmation of receipt of PAIA request SAH-2018-CPT-0001

Dear Nobukhosi

Kindly note that your request is being attended too and you will receive a response sooner.

Regards,

Gugulethu Ndenge | Manager: Records & Archives Management

CPUT | Cape Peninsula University of Technology
Symphony Way, Off Robert Sobukwe Road, Bellville, 735.
Direct : + 27 (0) 21 959 6670
Main : + 27 (0) 21 460 3911
E-Mail : ndengeg@cput.ac.za
Web-Site : www.cput.ac.za

From: Nikile Ntsababa
Sent: 18 June 2018 01:37 PM
To: Gugulethu Ndenge
Subject: FW: Confirmation of receipt of PAIA request SAH-2018-CPT-0001

Dear Mr Ndenge,

Can you please response on my behalf and inform them of the process we are following on this matter.

Kind regards,
Nikile

From: South African History Archive (SAHA) [<mailto:foip@saha.org.za>]
Sent: 18 June 2018 08:30 AM
To: Nikile Ntsababa
Subject: Confirmation of receipt of PAIA request SAH-2018-CPT-0001

To whom it may concern,

Re: Confirmation of receipt of PAIA request SAH-2018-CPT-0001,

Please confirm receipt of PAIA request SAH-2018-CPT-0001 from South African History Archive (SAHA), submitted on 2018-06-13. If you have not received any previous communication about this PAIA request, please let us know as soon as possible.

Gugulethu Ndenge

From: Gugulethu Ndenge
Sent: 24 July 2018 08:32
To: Kuselwa Marala
Subject: FW: Failure to respond to PAIA request SAH-2018-CPT-0001 within statutory time frame

Dear Ms Marala

Please help, we've received PAIA request from South African History Archive. They are looking for number of students expelled or academically excluded during #FeesMustFall, Carin and Bongi advise me to check with your office, see e-mail below.

Regards,
Gugulethu Ndenge

From: Bongiwe Chiya
Sent: 23 July 2018 11:16 AM
To: Carin Booyse; Gugulethu Ndenge
Subject: RE: Failure to respond to PAIA request SAH-2018-CPT-0001 within statutory time frame

Good morning Carin

My sincere apologies for including Academic exclusions. I meant to confirm in so far as Student Affairs disciplinary matters are concerned.

Mr Ndenge, please confirm academic exclusions with Ms Marala or Prof Staak as Carin has correctly put it below, such fall outside legal service's scope.

I trust that you will find the above in order.

Kind Regards

Bongiwe

From: Carin Booyse
Sent: 23 July 2018 11:02 AM
To: Bongiwe Chiya <ChiyaB@cput.ac.za>; Gugulethu Ndenge <NdengeG@cput.ac.za>
Subject: RE: Failure to respond to PAIA request SAH-2018-CPT-0001 within statutory time frame

Dear Bongiwe

Is it correct that no student was academically excluded? Academic exclusions fall outside legal service's scope / responsibilities and we therefore would not know whether a student was academically excluded. Please advise whether you got confirmation from Ms Marala / Prof Staak's office re this?

Regards

Carin

Gugulethu Ndenge

From: Sonja Swanich
Sent: 24 July 2018 13:31
To: Kuselwa Marala; Gugulethu Ndenge
Subject: RE: Failure to respond to PAIA request SAH-2018-CPT-0001 within statutory time frame
Attachments: Disciplinary information captured from 2015 - 2017.xlsx

Dear all

Academic exclusions are managed by the Faculties and Faculty staff members will process such exclusions on the ITS system directly.

ARC only captures/process those that is received from Legal Services (Disciplinary related matters) or in the case of fraudulent documentation submitted – see attached remark captured for each case. Some might be FeeMustFall related if submitted via Legal Services but can only be confirmed by them.

Faculty staff members do not capture such information for any Academic exclusions.

Let me know if there is anything else that is still required.

Hope this is of assistance.

Kind Regards

Ms Sonja Swanich
Manager: Admissions & Registrations Centre
Cape Peninsula University of Technology (CPUT)
Academic Administration

E-mail Swanichs@cput.ac.za
Telephone +27 21 959 6102 / +27 21 460 3140
Office Room 2.604, 2nd Floor, Admin Building, CPUT Cape Town Campus
Postal PO Box 1906, Bellville, 7535



I subscribe to our Values: ICARE
Integrity - Customer Satisfaction - Accountability - Respect - Efficiency

From: Kuselwa Marala
Sent: 24 July 2018 11:03 AM
To: Gugulethu Ndenge; Sonja Swanich
Subject: RE: Failure to respond to PAIA request SAH-2018-CPT-0001 within statutory time frame

Dear Colleagues

Mr Ndenge, I have noted the trail of emails.

I am requesting Ms Swanich through this email to check if in our records we have any academic exclusions during 2015 to 2017? I understand these to be the years when we had #Fees Must Fall".

Regards,
The logo for SAHA (South African Human Rights Archives) is located at the bottom left of the page. It features the acronym "SAHA" in large letters above the tagline "ARCHIVE FOR JUSTICE".

Cc: Carin Booyse <BooyseCa@cput.ac.za>

Subject: FW: Failure to respond to PAIA request SAH-2018-CPT-0001 within statutory time frame

Good morning Gugu

We refer to the above matter and the attached request.

Kindly be advised that we have perused all the relevant records and we hereby confirm that CPUT did not academically exclude or expel any student(s) due to their involvement in the 2015/16 #FeesMustFall protests.

We trust that you will find the above in order.

Please do not hesitate to contact our office should you require any further information and or clarity.

Kind Regards

Bongiwe

From: Renee Govender

Sent: 18 July 2018 01:53 PM

To: Gugulethu Ndenge <NdengeG@cput.ac.za>; Carin Booyse <BooyseCa@cput.ac.za>

Cc: Marius Coetzee <COETZEEMAR@cput.ac.za>; Bongiwe Chiya <ChiyaB@cput.ac.za>

Subject: RE: Failure to respond to PAIA request SAH-2018-CPT-0001 within statutory time frame

Dear Gugu

Ms Chiya, copied herein, is attending on the matter.

You may contact her on ext 3370 to follow up progress.

Regards

Renee

From: Gugulethu Ndenge

Sent: Wednesday, July 18, 2018 13:33

To: Renee Govender <GovenderR@cput.ac.za>; Carin Booyse <BooyseCa@cput.ac.za>

Cc: Marius Coetzee <COETZEEMAR@cput.ac.za>

Subject: FW: Failure to respond to PAIA request SAH-2018-CPT-0001 within statutory time frame

Dear Renee

Kindly note that this matter is pending and the requestor is urgently looking for this information may you please expedite the process. Kindly see e-mail below.

Regards,

Gugulethu Ndenge

From: Nikile Ntsababa

Sent: 18 July 2018 10:26 AM

To: Gugulethu Ndenge

Cc: Ms Stofile

Subject: FW: Failure to respond to PAIA request SAH-2018-CPT-0001 within statutory time frame

Gugulethu Ndenge

From: Kuselwa Marala
Sent: 24 July 2018 14:07
To: Sonja Swanich; Gugulethu Ndenge; Carin Booyse
Cc: Bongwiwe Chiya
Subject: Failure to respond to PAIA request SAH-2018-CPT-0001 within statutory time frame
Attachments: Disciplinary information captured from 2015 - 2017.xlsx

Importance: High

Dear Colleagues

Thanks a lot Sonja for the extractions.

My understanding of academic exclusion is when a student is not allowed to register for the qualification that he or she was studying due to poor academic progress or achievement. Whether SAH has the same understanding or not, I do not know. Should that be the case, then Mr Ndenge needs to confirm with Faculties that indeed the 7 students with faculty exclusion were as a result of poor academic performance or not. And also if there are other cases that they dealt with as Sonja had indicated that these are dealt with by the Faculties.

Regards,
Kuselwa

From: Sonja Swanich
Sent: 24 July 2018 1:31 PM
To: Kuselwa Marala <MaralaK@cput.ac.za>; Gugulethu Ndenge <NdengeG@cput.ac.za>
Subject: RE: Failure to respond to PAIA request SAH-2018-CPT-0001 within statutory time frame

Dear all

Academic exclusions are managed by the Faculties and Faculty staff members will process such exclusions on the ITS system directly.

ARC only captures/process those that is received from Legal Services (Disciplinary related matters) or in the case of fraudulent documentation submitted – see attached remark captured for each case. Some might be FeeMustFall related if submitted via Legal Services but can only be confirmed by them.

Faculty staff members do not capture such information for any Academic exclusions.

Let me know if there is anything else that is still required.

Hope this is of assistance.

Kind Regards

Ms Sonja Swanich
Manager: Admissions & Registrations Centre
Cape Peninsula University of Technology (CPUT)
Academic Administration

Bongiwe

From: Carin Booyse
Sent: 23 July 2018 11:02 AM
To: Bongiwe Chiya <ChiyaB@cput.ac.za>; Gugulethu Ndenge <NdengeG@cput.ac.za>
Subject: RE: Failure to respond to PAIA request SAH-2018-CPT-0001 within statutory time frame

Dear Bongiwe

Is it correct that no student was academically excluded? Academic exclusions fall outside legal service's scope / responsibilities and we therefore would not know whether a student was academically excluded. Please advise whether you got confirmation from Ms Marala / Prof Staak's office re this?

Regards

Carin

From: Bongiwe Chiya
Sent: Monday, 23 July 2018 10:55
To: Gugulethu Ndenge <NdengeG@cput.ac.za>
Cc: Carin Booyse <BooyseCa@cput.ac.za>
Subject: FW: Failure to respond to PAIA request SAH-2018-CPT-0001 within statutory time frame

Good morning Gugu

We refer to the above matter and the attached request.

Kindly be advised that we have perused all the relevant records and we hereby confirm that CPUT did not academically exclude or expel any student(s) due to their involvement in the 2015/16 #FeesMustFall protests.

We trust that you will find the above in order.

Please do not hesitate to contact our office should you require any further information and or clarity.

Kind Regards

Bongiwe

From: Renee Govender
Sent: 18 July 2018 01:53 PM
To: Gugulethu Ndenge <NdengeG@cput.ac.za>; Carin Booyse <BooyseCa@cput.ac.za>
Cc: Marius Coetzee <COETZEEMAR@cput.ac.za>; Bongiwe Chiya <ChiyaB@cput.ac.za>
Subject: RE: Failure to respond to PAIA request SAH-2018-CPT-0001 within statutory time frame

Dear Gugu

Ms Chiya, copied herein, is attending on the matter.

You may contact her on ext 3370 to follow up progress.

Regards

South African History Archive (SAHA)

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Please email foip@saha.org.za to report any errors in this communication, or for more information about the system.

Gugulethu Ndenge

From: Gugulethu Ndenge
Sent: 01 August 2018 08:57
To: foip@saha.org.za
Subject: RE: Repeated failure to respond to PAIA request SAH-2018-CPT-0001 within statutory time frame

Dear Nobukhosi

My humble apologies for the delays for furnishing you with the information you requested. Kindly note that there were no student exclusion at CPUT due to #FeesMustFall as advise by our legal department.

Regards,
Gugulethu Ndenge

From: South African History Archive (SAHA) [<mailto:foip@saha.org.za>]
Sent: 28 July 2018 01:30 PM
To: Nikile Ntsababa
Subject: Repeated failure to respond to PAIA request SAH-2018-CPT-0001 within statutory time frame

To whom it may concern,

Re: Repeated failure to respond to PAIA request SAH-2018-CPT-0001 within statutory time frame

South African History Archive (SAHA) submitted PAIA request SAH-2018-CPT-0001 on 2018-06-13.

In accordance with PAIA, you were obliged to respond to this PAIA request within 30 days of submission.

We wrote to you 15 days ago informing you of your failure to meet your statutory obligations, and requesting that you contact us urgently.

We therefore strongly urge you to contact us within 10 days in order to avoid the escalation of this matter.

Yours faithfully,

Nobukhosi Zulu

South African History Archive (SAHA)

This communication has been automatically generated by the PAIA Tracker System, administered by the South African History Archive (SAHA).
Please email foip@saha.org.za to report any errors in this communication, or for more information about the system.

Gugulethu Ndenge

From: Gugulethu Ndenge
Sent: 02 August 2018 11:09
To: FOIP (foip@saha.org.za); FOIP intern (foip.intern@saha.org.za)
Cc: Marius Coetzee
Subject: PAIA request SAH-2018-CPT-0001

Dear Nobukhosi

Please open the *link* below, this serves as an affirmation of the fact that CPUT students were not excluded based on their participation in #FeesMustFall.

<https://www.dailymaverick.co.za/article/2018-08-02-new-cput-vice-chancellor-faces-challenges-in-education/>

Regards,

Gugulethu Ndenge | Manager: Records & Archives Management

CPUT | Cape Peninsula University of Technology
Symphony Way, Off Robert Sobukwe Road, Bellville, 735.
Direct : + 27 (0) 21 959 6670
Main : + 27 (0) 21 460 3911
E-Mail : ndengeg@cput.ac.za
Web-Site : www.cput.ac.za

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