
AFFIDAVIT

I, the undersigned,

SIYABONGA NKABINDE

do hereby make oath and state that:

1.

I am an adult male in the employ of the South African Revenue Service (SARS) in the capacity of Legal Specialist: Corporate Legal Services, with my business address situated at Head Office, Lehae La SARS, 299 Bronkhorst Street, Nieuw Muckleneuk, Pretoria.

2.

I am duly authorised to depose to this affidavit by virtue of my office and position as Deputy Information Officer duly delegated and designated by the Commissioner for the South African Revenue Service (SARS). The facts and allegations to which I depose are within my personal knowledge, except where otherwise indicated by the context, or are derived from documents under my control, and are to the best of my ability and knowledge both true and correct.

3.

This affidavit is deposed in terms of the provisions of section 23(1) and (2) of the Promotion of Access to Information Act 2 of 2000 ("PAIA"). In compliance with the above stated provisions, I wish to make submissions as shall be detailed hereunder.

4.

On 08 December 2022, a PAIA request sent by Mr Ryan Smith on behalf of The Leader of the Official Opposition, Honourable John Steenhuisen was received via SARS PAIA

dedicated email address, paia@sars.gov.za and I attended to the request by acknowledging same on or around 18 December 2022. On 16 January 2023, the requester paid the prescribed request fee and submitted proof of payment thereof.

5.

On or around 17 January 2023, I commenced engagements with relevant various business units within SARS that I believed may be in the custody of and/or be in possession and/or have knowledge of the record requested and was advised that pursuant to the search for the record in various SARS Passenger Processing Systems the record could not be found and/or may not be in existence. Accordingly, I notify you in terms of section 23(1) of PAIA that it is not possible to give you access to the record as requested.




DEPONENT

Thus signed and sworn to before me at Douglasdale on this the 05TH day of MARCH 2023, after the deponent declared that he is familiar with the contents of this affidavit, and has no objection against taking the said prescribed oath, and regards the prescribed oath as binding on his conscience.



COMMISSIONER OF OATHS

<p>Ek sertifiseer dat bostaande verklaring deur my afgeneem is en dat die verklaarder erken dat hy/sy vertrouwd is met die inhoud van hierdie verklaring en dit begryp. Hierdie verklaring is voor my bevestig/bevestig en verklaarder se handtekening/mark/vuimafdruk is in my teenwoordigheid daarop aangebring.</p>	<p>I certify that the above statement was taken by me and that the deponent has acknowledged that he/she knows and understands the contents of this statement. This statement was sworn to /affirmed before me and deponent's signature/mark/ thumbprint was placed thereon in my presence.</p>
to/at <u>Douglasdale</u> on/on <u>2023-03-05</u> om/at <u>11:00</u>	
 (Handtekening) Kommissaris van Ede / (Signature) Commissioner of Oaths	
Volle Voorname en Van in Drukskrif / Full First name and Surname in Block letters <u>Wanda Tiso Swick</u>	
Besigheidsadres (Street address) / Business Address (Street Address) <u>Douglasdale</u>	
<u>Douglasdale</u>	
SA POLIEMEDIEN SA POLICE SERVICES	

