

TAX EXEMPTION UNIT



Office
Pretoria
Enquiries
MRS R J Mc KERRY

Telephone
(012) 422 8811

Facsimile
(012) 422 8830

Room
First Floor,
M 11

Reference
19/11/13/1054

Date
12 September 2003

Mr. D.M. Adams
Adams, Schouw and Cain
P.O. Box 2244
HERMANUS
7200

South African Revenue Service
Tax Exemption Unit
Pro - Equity Court
1250 Pretorius Street,
Hatfield
0083

PO Box 11955
Hatfield,
0028

Sars online : www.sars.gov.za
Telephone (012) 422 8800

Dear Sir

EXEMPTION FROM TAXES AND DUTIES: HERMANUS RAINBOW TRUST

I refer to your application for exemption from income tax.

1. It is confirmed that:-

- 1.1 the association has been approved as a public benefit organization in terms of section 30 of the Income Tax Act, (the Act) and the receipts and accruals are exempt from income tax in terms of section 10(1)(cN) of the Act.
- 1.2 donations by or to the public benefit organization are exempt from donations tax in terms of section 56(1)(h) of the Act;
- 1.3 bequests or accruals from the estates of deceased persons in favour of the public benefit organization are exempt from the payment of estate duty in terms of section 4(h) of the Estate Duty Act, 45 of 1955.

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- 1.4 in terms of section 4(1)(f) of the Stamp Duties Act, 1968, any instrument which is executed by or on behalf of the public benefit organisation is exempt from stamp duty, if the duty thereon would be legally payable and borne by the public benefit organisation, and
 - 1.5 donations and bequests of an asset to or by the association is exempt from the payment of capital gains tax in terms of paragraphs 62 and 63 of the Eighth Schedule of the Income Tax Act, No 58 of 1962, as amended.
2. Kindly note that the relevant exemptions are subject to the following conditions:
- 2.1 Annual returns of income and accounts must be submitted to the Tax Exemption Unit, together with a statement showing how the income has been expended;
 - 2.2 The exemptions approved in paragraph 1 above, are subject to review on an annual basis upon receipt of the financial statements.
 - 2.3 The amended trust deed now complies with the requirements and thus the trust must furnish this office with a signed copy of the amended trust deed / trust deed and amendments.
 - 2.4 Within 90 days from date hereof the following information relating to the public benefit organisation be submitted to this office:
 - 2.4.1 PAYE / Skills Development Levy (SDL) reference number;
 - 2.4.2 Value Added Tax (VAT) reference number; and
 - 2.4.3 RSC registration number;
- If not registered for any of the above, please furnish reasons.

Sincerely


R J Mc KERRY

for THE HEAD : TAX EXEMPTION UNIT