

Application to the National Consumer Tribunal to review a decision of the Regulator.

This application must be filed with the Tribunal and served on the parties mentioned in part D, in accordance with Tribunal Rules 4-16.

Date _____

To The National Credit Regulator.

And to _____

(if the Applicant is not the registrant or aspirant registrant in respect of the Regulator's decision, then address this application also to the registrant or aspirant registrant)

Please take note that the Applicant named in part A has commenced proceedings before the National Consumer Tribunal for an order to set aside a decision of the Regulator on the grounds set out in Part C of this application.

Further note that you may oppose the application by serving an answer within 15 business days of the date of this notice on the Applicant and the other parties to whom this notice is addressed. Your answer must comply with the Tribunal Rules.

Part A: Details of the Applicant.

Name, physical and postal address, e-mail, telephone and fax numbers:

Company registration or identity number _____

National Credit Regulator registration number and date of registration with the Regulator (if applicable).

The Applicant is,

- the registrant / aspirant registrant in respect of the decision of the Regulator; or
- a third party affected by the decision in the following way:

(provide a detailed description)

If the Applicant is a third party, provide details of the registrant or aspirant registrant:

Name, physical and postal address, e-mail, telephone and fax numbers:

Company registration or identity number _____

National Credit Regulator registration number and date of registration with the Regulator (if applicable).

If the application is more than 20 business days after the date of the decision to be reviewed, state reasons why the application should be permitted:

Part B: Decision to be reviewed.

The decision of the Regulator to be reviewed is –

1) a decision taken in response to an application:

- by a person to become a credit provider (s40)
- by a credit provider or aspirant credit provider to provide developmental credit (s41)
- by a person to become a credit bureau (s43)
- by a person wishing to become a debt counselor.

or,

2) a decision:

- in terms of s.45 to request additional information
- in terms of s48 to impose conditions on registrant.
- in terms of s49 to vary conditions or impose new conditions.

If the Tribunal is required to review a decision under (1), append to this Form a copy of:

a) the completed NCR Form by which the application was made to the Regulator and all documents submitted in support of that application; and

b) the written record of the Regulator's decision to be reviewed.

If the Tribunal is required to review a decision under (2), append to this Form a copy of the written record of the Regulator's decision to be reviewed and state clearly which aspect of the decision is to be reviewed;

Part C: Grounds of review.

Set out in detail the grounds for a review of the decisions (alternative grounds may be stated if based on the same facts) _____

Part D: Applicant's certification of notice to parties, service of documents and means of service.

I/we certify that the following persons have been notified of this application:

1) the National Credit Regulator; by service in the manner indicated below, of a copy of this Form:

- delivery to the Regulator's physical address
- dispatch by registered mail to the Regulator's postal address
- dispatch by fax or e-mail, with delivery to a physical address or by registered mail to follow.

2) the registrant or aspirant registrant (if the Applicant in this matter is someone other than that person) by service in the manner indicated below, of a copy of this Form:

- delivery to the registrant's physical address
- dispatch by registered mail to the registrant's postal address
- dispatch by fax or email, with delivery to physical address or by registered mail to follow.

(omit or delete section (2) if not applicable).

Part E: Applicant's certification of payment of application fee.

I/we certify that an application fee of R500, 00 has been transferred / deposited into the Tribunal's designated bank account.

The Applicant's deposit / transfer reference is _____

Part F: Applicant's certification of other documents appended to the application.

I/we certify that the following documents are appended to this application:

- (a) copies of the documents required under Part B;
- b) proof of service in accordance with Tribunal Rule 30 for each of the parties named in Part D;
- c) proof of payment in accordance with Tribunal Rules

Signed at _____ on _____

by _____ (name) _____ (position)

Applicant, or duly authorized to sign on behalf of the Applicant.