



KAP Industrial Holdings Limited

Email Legal Notice

1. Applicability

KAP Industrial Holdings Limited (KAP) is a listed industrial holding company, incorporated in and subject to the laws of South Africa.

Email is an integral part of KAP's business.

This Email Legal Notice has legal force and effect in terms of section 11 of the Electronic Communications and Transactions Act, 25 of 2002.

2. Purpose

The purpose of this Email Legal Notice is to regulate the use and receipt of email to and from KAP.

3. Scope

Emails, attachments to emails and links within emails are collectively referred to as 'email' in this Email Legal Notice.

4. Recipients of Email from KAP

Email from KAP is intended for named recipients only. Persons copied are also named recipients.

Any other persons in receipt of email from KAP are unauthorised recipients of KAP email.

5. Confidentiality and Privilege of Email from KAP

KAP's email is classified 'company confidential'.

If you are an unauthorised recipient, kindly:

- Notify the sender if the sender is a KAP representative; or

- Notify info@kap.co.za

If you are an unauthorised recipient please destroy all email in electronic and hard copy format which you have received as an unauthorised recipient and / or have printed without authority.

6. Intellectual Property

Email created, received, communicated and stored by KAP or any of its directors, officers or employees comprises intellectual property protected under South African law and international treaties. Unless otherwise indicated KAP reserves all rights in and to the intellectual property owned, licensed or entrusted to KAP.

Third party intellectual property assets included in KAP email are the intellectual property of such respective third parties.

Unauthorised use of these assets is strictly forbidden

7. Monitoring and Interception

To comply with law and in line with international standards and best practice relating to the use of information technology in its business activities, KAP monitors and intercepts live communications such as email and website activity in compliance with the Regulation of Interception of Communications and Provision of Communication-related Information Act, 70 of 2002 (RICA).

Subject to the provisions of the Electronic Communications and Transactions Act, 25 of 2002 and South African and international privacy principles KAP will, where necessary and / or if required by law, access static data created, received, communicated and stored by KAP as part of its business.

8. Your Privacy

The result of KAP's practice of accessing stored information and monitoring and intercepting email and site activity, is that you should and can have no expectation of privacy. If you do not agree to this limitation of your constitutional right to privacy, regulated in terms of the above named laws, you should not communicate with KAP via email or other forms of electronic communication or use the sites.

Notwithstanding the fact that KAP respects your privacy, it also has an obligation to identify and to limit risk related to the use of email and other forms of electronic communication in its business. As such, it seeks to find a balance between these opposing rights and obligations.

9. Warrantees and Representations

No warranties are made or implied that any director, officer, employee or contractor of KAP is or was authorised to create and / or send this email.

10. Unauthorised Use of KAP Email Systems

KAP regulates its internal environment in accordance with South African law and KAP policies, procedures, guidelines and technologies. Authorised users of KAP email systems are subject to these instruments that regulate the acceptable use of email. In the event that KAP policy or rules on the acceptable use of email is contravened by users, the users will be personally liable. KAP directors, officers and management do not accept liability arising from such contravention.

11. Damages Arising from Email from KAP

Email technologies and the use of related telecommunication systems and networks expose KAP to dynamic security and business risk. KAP manages this risk, in accordance with South African law, through its policies, procedures, guidelines and technologies to prevent unauthorised access to or abuse of its systems and networks.

KAP is committed to the highest standard of its duty of care and, as such, KAP will not be held liable for damages arising from the use of email.

12. Transmission and Receipt of Email from KAP

In accordance with the Electronic Communications and Transactions Act 25 of 2002, email is deemed received only when receipt is confirmed, orally or in writing by KAP. Email is deemed sent as and when reflected in KAP mail server logs.

Furthermore, email is deemed as having been sent from the originator's usual place of business or residence and as having been received at the addressee's usual place of business or residence.

13. Requirements for Valid Agreements

It is KAP policy that no binding agreements will be entered into through the use of email. Any offers made or received will be regarded merely as part of the process of negotiation. The conclusion of agreements negotiated by email must be reduced to writing, printed on paper and signed by hand with pen and ink.

14. KAP Corporate Information

KAP Industrial Holdings Limited corporate information is published at http://www.kap.co.za/?page_id=71

Name	KAP Industrial Holdings Limited
Legal status	Publicly held company
Physical address and the address for receipt of legal service of documents	Block D De Wagen Weg Office Park Stellentia Road Stellenbosch South Africa
Postal address	PO Box 18 Stellenbosch , 7599 South Africa
Phone number	+27 (0)21 808 0900 (switchboard)
Facsimile number	+27 (0)21 808 0901
Website address	http://www.kap.co.za
Email address	info@kap.co.za