

Safe Standard® – Country Annex: South Africa / Republic of South Africa (2025.1 Public Template)

Valid only for rentals occurring within South Africa.

ENGLISH VERSION

1. National Legal Basis Relevant South African laws: • Consumer Protection Act (CPA) 68 of 2008 – consumer rights, fair contracts • Electronic Communications and Transactions Act (ECTA) • National Credit Act (limited relevance for rentals without financing) • Common-law principles: contract, delict (liability), negligence • Product Safety & Standards — SABS (South African Bureau of Standards) • Uniform Rules of Court (civil procedure) Jurisdiction: court in the rental location unless both parties agree otherwise. Private rental agreements are valid under South African contract law.
2. Tax and Reporting Rental income is taxable. VAT: • Standard rate: 15% VAT registration required if turnover > ZAR 1 million/year. Record keeping: minimum 5 years (SARS).
3. Liability and Insurance Liability requires: • negligence or breach of duty • actual provable damage • causation Gross negligence or intentional harm cannot be excluded. Template limits: • USD 270 per rental • USD 900 for Mobility (Valid unless contrary to CPA mandatory rules.) Recommended insurance: • Public liability insurance • Equipment/business insurance
4. Consumer Rights & Withdrawal CPA applies when renting to consumers. No EU-style 14-day withdrawal for fixed-date services. Refund rules: • Before handover: per agreement with the renter • After handover: only if item is defective, unsafe or unusable
5. Data Protection Applicable law: • POPIA (Protection of Personal Information Act) Authority: Information Regulator (South Africa) Safe Standard® stores no personal data; Stripe processes payments externally.
6. Enforcement & Cross-Border Cases Handled by Magistrates' Courts or High Court depending on value. Foreign judgments may be recognised under common-law rules. Arbitration allowed through written agreement.
7. Use of Templates in South Africa Annex is internal reference only. Steps: 1. Rental Agreement (Country: South Africa) 2. Focus Checklist at handover 3. Photo Rule — No notes = No damage = No photos 4. Use the Damage Invoice if applicable 5. Annex is NOT given to the renter.

AFRIKAANSE WEERGAWE

1. Nasionale Regsgrondslag Verwante wette: • Verbruikersbeskermingswet (CPA) • Elektroniese Kommunikasie- en Transaksiewet (ECTA) • Suid-Afrikaanse gemenereg: kontrak, delik, nalatigheid • Produkveiligheidsstandaarde – SABS
2. Belasting BTW: 15 % Bewaring van rekords: 5 jaar.
3. Aanspreeklikheid en Versekering Vereis nalatigheid, skade en kousaliteit. Perk: • 270 USD per huur • 900 USD Mobility
4. Verbruikersregte Geen 14-dae herroeping vir vasgestelde datums nie.
5. Databeskerming POPIA geld.
6. Afdwinging Uiterse howe erken buitelandse uitsprake onder sekere voorwaardes.
7. Gebruik in Suid-Afrika Hierdie bylaag word NIE aan die huurder gegee nie.