ATTORNEYS FIDELITY FUND

APPLICATION FOR REFUND OF BANK CHARGES AND AUDIT FEES FOR THE FINANCIAL PERIOD ENDED ON:

Please read the following important notes before completing the form.

1 This form must be used for claims in respect of financial periods ending after 1 March 2012.

2 The Funds Board of Control has resolved that practitioners may deduct the full amount of trust account bank charges from interest earned, subject to compliance by practitioners with the standardised banking arrangements for attorneys trust current banking accounts as specified on the Funds website at www.fidfund.co.za.

3 Trust interest, after the deduction of bank charges explained in 2 above, must be paid over to the practitioners Law Society. Alternatively, practitioners may prefer to pay over the gross interest and claim a refund later according to the formula as set out below.

4 Practitioners please note – The formula provides an incentive to maximise returns from the trust balances under your control.

5 Bank charges do not include the cost of cheque books other than those issued by the bank. Only exceptional bank charges incurred at the special instance of a client should be recovered from the client.

6 Application for refund must be made by not later than the end of the calendar year after that in which the financial year in question ends, failing which such application will not be considered, except in exceptional cases.

COMPLETED FORMS TO BE REMITTED TO THE OFFICES OF YOUR STATUTORY LAW SOCIETY

NAME OF FIRM: ....

POSTAL OR DOCEX ADDRESS: ....

E-MAIL ADDRESS: .... FAX: ....

CALCULATION OF REFUND

FOR COMPLETION BY PRACTITIONER FIRM:

A	**INTEREST ON TRUST MONEYS**	
i)	Gross interest	R ______
ii)	Bank charges deducted from trust interest (as per audit certificate)	R ______
iii)	Total interest earned on trust moneys during the financial period in respect of which the claim is made ((i) minus (ii))	R ______
B	**BANK CHARGES ON TRUST CURRENT BANKING ACCOUNT**	
iv)	Actual bank charges as per audit certificate (excluding VAT). (Claim VAT from Receiver of Revenue. If not a registered vendor, VAT may be included if proof provided by accountant.)	R ______
C	**ACCOUNTANTS FEES IN RESPECT OF TRUST AUDIT**	
v)	Actual accountants fees, excluding VAT (attach account). (Claim VAT from Receiver of Revenue. If not a registered vendor, VAT may be included if proof provided by accountant.)	R ______
D	**PAYEE ACCOUNT DETAILS FOR RECEIPT OF ELECTRONIC PAYMENTS (BUSINESS ACCOUNT)**	
vi)	Account name	vii) Name of Bank and Branch ....
viii)	Bank code	ix) Business account number ....

FOR COMPLETION BY LAW SOCIETY:

E	**ALLOCATION OF GRADING**		
x)	Grading allocated (AA, AB, BA or BB)	[ ]	
xi)	Percentage of bank charges refundable	[ ] %	
F	**REFUNDABLE BANK CHARGES ON TRUST CURRENT BANKING ACCOUNT**		
xii)	Application of percentage in (xi) to actual bank charges in (iv) above	R ______	
xiii)	Balance of bank charges refundable (recoverable) – ((xii) minus (ii))		[ ]
G	**REFUNDABLE ACCOUNTANTS FEES IN RESPECT OF TRUST AUDIT**		
xiv)	20% of ((i) minus (xii)), subject to a minimum of R3 000 per firm	R ______	
xv)	Accountants fees claimed from Fund (smallest of (v) and (xiv))		[ ]
xvi)	TOTAL AMOUNT REFUNDABLE (RECOVERABLE) – ((xiii) plus (xv))		[ ]

CERTIFICATE BY APPLICANT

I hereby certify that I regard the accountants fees in (v) above to be fair and reasonable and that same relates to the audit of the firms trust account only. I further certify that the information contained in A, B, C and D above is correct.

....

DATE FULL NAMES OF PRINCIPAL SIGNATURE OF PRINCIPAL

CERTIFICATE BY AUDITOR

I hereby certify that the bank charges in (iv) above are in accordance with the accounting records of the firm and that such bank charges relate to the firms trust account only. The firm is / is not* a registered vendor for VAT purposes. VAT amounting to R .... is excluded from / included in* the bank charges in (iv) above.

* delete whichever is not applicable

....

DATE FULL NAMES OF AUDITOR SIGNATURE OF AUDITOR

LAW SOCIETY CERTIFICATE AND RECOMMENDATION

It is hereby certified that the information contained in (iii) above is correct and payment of the contribution in (xvi) above is recommended.

....

DATE FOR: LAW SOCIETY

FOR FIDELITY FUND USE ONLY

Reference number .... Cheque ref.number ....

Date.......... Total refunded R ....

AFF 4881: May 2013

GETROUHEIDSFONDS VIR PROKUREURS

AANSOEK OM TERUGBETALING VAN BANKKOSTE EN OUDITGELDE VIR DIE FINANSIëLE TYDPERK EINDIGENDE OP:

Lees asseblief die volgende belangrike notas voordat u die vorm invul.

1 Hierdie vorm is van toepassing op finansiële tydperke wat ná 1 Maart 2012 eindig.

2 Die Fonds se Beheerraad het besluit dat praktisyns die volle bedrag van bankkoste op hulle lopende trustbankrekenings mag afsit teen rente verdien, onderhewig daaraan dat praktisyns voldoen aan die gestandardiseerde reelings met banke ten opsigte van trustbankrekenings, soos uiteengesit op die Fonds se webwerf te www.fidfund.co.za.

3 Nadat die bankkoste soos in 2 uiteengesit afgetrek is, moet u die balans trustrente aan u wetsgenootskap oorbetaal. Alternatiewelik kan praktisyns die bruto trustrente oorbetaal en daarna die bankkoste ooreenkomstig die formule hieronder terugeis.

4 Let asseblief op – die formule stel ’n aansporing daar om die maksimum rente op trustbalanse onder u beheer te verdien.

5 Bankkoste sluit slegs die koste van tjekboeke in indien die bank dit voorsien. Slegs uitsonderlike bankkoste, aangegaan op aandrang van ’n kliënt, moet van die kliënt verhaal word.

6 Aansoeke om terugbetaling moet binne een jaar na verstryking van elke finansiële jaar ingedien word. Laat aansoeke sal slegs in uitsonderlike gevalle oorweeg word.

VOLTOOIDE VORMS MOET NA U STATUTÊRE PROKUREURSORDE GESTUUR WORD.

NAAM VAN FIRMA:...

POS OF DOCEX ADRES: ....

E-POS ADRES: .... FAKS: ....

BEREKENING VAN TERUGBETALING

VIR VOLTOOIING DEUR APPLIKANT

A	**RENTE OP TRUSTGELDE**	
i)	Bruto rente	R ________
ii)	Bankkoste afgetrek van rente verdien op trustgelde (volgens ouditsertifikaat)	R ________
iii)	Totale rente verdien op alle trustgelde gedurende die finansiële tydperk waarvoor geëis word ((i) minus (ii))	R ________
B	**BANKKKOSTE OP LOPENDE TRUSTBANKREKENING**	
iv)	Werklike bankkoste soos per ouditsertifikaat (BTW uitgesluit). (Eis BTW van die Ontvanger van Inkomste. BTW mag wel ingesluit word as u firma nie ’n geregistreerde verkoper is nie, indien u ouditeur bewys daarvan lewer.)	R ________
C	**GELDE VIR OUDIT VAN TRUSTREKENING**	
v)	Werklike ouditgelde, BTW uitgesluit (Heg rekening aan). (Eis BTW van die Ontvanger van Inkomste. BTW mag wel ingesluit word as u firma nie ’n geregistreerde verkoper is nie, indien u ouditeur bewys daarvan lewer.)	R ________
D	**REKENINGBESONDERHEDE VIR ONTVANGS VAN ELEKTRONIESE BETALINGS (BESIGHEIDSREKENING)**	
vi)	Rekeningnaam	
vii)	Naam van Bank en tak	
viii)	Bankkode........................	
ix)	Besigheidsrekeningnommer	

VIR VOLTOOIING DEUR WETSGENOOTSKAP

E	**GRADERING**		
x)	Gradering toegeken (AA, AB, BA of BB)	[ ]	
xi)	Persentasie bankkoste terugbetaalbaar	[ ] %	
F	**TERUGBETAALBARE BANKKOSTE OP LOPENDE TRUSTBANKREKENING**		
xii)	Toepassing van persentasie in (xi) op werklike bankkoste in (iv) hierbo	R ________	
xiii)	Balans van terugbetaalbare (verhaalbare) bankkoste – ((xii) minus (ii))		[ ]
G	**TERUGBETAALBARE GELDE VIR OUDIT VAN TRUSTREKENING**		
xiv)	20% van ((i) minus (xii)), onderhewig aan ’n minimum van R3 000 per firma	R ________	
xv)	Ouditgelde van die Fonds geëis. (kleinste van (v) en (xiv))		[ ]
xvi)	TOTALE BEDRAG TERUGBETAALBAAR (VERHAALBAAR) – ((xiii) plus (xv))		[ ]

SERTIFIKAAT DEUR APPLIKANT

Ek sertifiseer hiermee dat ek die ouditgelde in (v) hierbo as redelik en billik beskou en dat dit slegs betrekking het op die oudit van die firma se trustrekening, asook dat al die inligting in A, B ,C en D hierbo korrek is.

....	....	....
DATUM	VOLLE NAME VAN APPLIKANT	HANDTEKENING VAN APPLIKANT

SERTIFIKAAT DEUR OUDITEUR

Ek sertifiseer hiermee dat die bankkoste in (iv) hierbo ooreenstem met die rekeningkundige rekords van die firma en dat die bankkoste slegs betrekking het op die lopende trustbankrekening van die firma. Die firma is/is nie* ’n geregistreerde verkoper vir BTW doeleindes nie. BTW van R……………. is uitgesluit van / ingesluit in* die bankkoste onder (iv) bo.

* haal deur wat nie van toepassing is nie.

....	....	....
DATUM	VOLLE NAME VAN OUDITEUR	HANDTEKENING VAN OUDITEUR

WETSGENOOTSKAPSERTIFIKAAT EN AANBEVELING

Dit word hiermee gesertifiseer dat die inligting in (iii) hierbo korrek is en betaling van die bydrae in (xvi) hierbo word aanbeveel.

....	....
DATUM	NAMENS: WETSGENOOTSKAP

VIR GEBRUIK DEUR GETROUHEIDSFONDS ALLEEN

Verwysingsnommer........................	Tjek verwysingsnommer ....
Datum	Totale terugbetaling R........................

AFF 4881: Mei 2013