Government Gazette
Staatskoerant

REPUBLIC OF SOUTH AFRICA
REPUBLIEK VAN SUID AFRIKA

Vol. 732 4 June Junie 2026 No. 54778

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ISSN 1682-5845

9 771682 584003 54778

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DEPARTMENT OF SCIENCE, TECHNOLOGY AND INNOVATION

NO. 7552 **4 June 2026**

PROTECTION, PROMOTION, DEVELOPMENT AND MANAGEMENT OF INDIGENOUS KNOWLEDGE ACT, 2019 (ACT NO. 6 OF 2019)

REGULATIONS RELATING TO THE PROTECTION, PROMOTION, DEVELOPMENT AND MANAGEMENT OF INDIGENOUS KNOWLEDGE

The Minister of Science, Technology and Innovation intends, in terms of section 31(1) of the Protection, Promotion, Development and Management of Indigenous Knowledge Act, 2019 (Act No. 6 of 2019), to make the Regulations in the Schedule.

Interested persons are invited to submit, within two months from the date of the publication of this Notice, any written comments or representations on the proposed Regulations to the Director-General, Department of Science, Technology and Innovation, Private Bag X894, Pretoria, 0001; or deliver at the following physical address: DSTI Building, CSIR Campus, 627 Meiring Naude Road, Brummeria, Pretoria, 0184 (for attention of Ms Shumi Rodolo), or by email to: shumi.rodolo@dsti.gov.za.

…..

MINISTER OF SCIENCE, TECHNOLOGY AND INNOVATION

DATE:

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SCHEDULE

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DEFINITIONS

Definitions

1. In these Regulations, any word or expression to which a meaning has been assigned in the Act, bears the meaning so assigned and, unless the context otherwise indicates–

"Biocultural Community Protocols" means instruments developed by indigenous communities' that set out clear terms and conditions to third parties for engaging with indigenous communities when accessing their resources and knowledge;

"DSTI" means the Department of Science, Technology and Innovation;

"**Legal expert"** means an admitted attorney or advocate who has at least 10 years' experience in dispute resolution, either in patent law, commercial law or Intellectual Property law.

Rights conferred - Biocultural Community Protocol

2. (1) The DSTI shall be responsible for assisting communities in developing their own Biocultural Community Protocols noting that Biological resources are themselves the product or embodiment of knowledge of past and current generations, considering that knowledge and resources are used and transmitted together.

(2) The DSTI must ensure that the Biocultural Community Protocols include the social processes by which indigenous knowledge is acquired and used, which sustain knowledge systems and give traditional knowledge its distinct character,

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and are shaped by the unique cultural and spiritual values and beliefs of communities.

(3) The DSTI must ensure that the Biocultural Community Protocols include knowledge, innovations, practices and cultural expressions of indigenous people and local communities that are often held collectively and are linked to indigenous biological resources and territories, including the diversity of genes, varieties, species and ecosystems, cultural and spiritual values, and customary laws shaped within the socio-ecological context of communities.

(4) The DSTI must ensure that the Biocultural Community Protocols consider the leadership structures of the communities as the custodians of the communities and associated resources as the decision makers in conjunction with the trustees.

(5) The DSTI must ensure that the Biocultural Community Protocols consider the following elements:

(a) Ways of life, including the links between culture, spirituality, and customary laws and values;

(b) rights, responsibilities, and duties of the community according to customary, national, and international law; and

(c) conditions set out by the community for granting access to their lands, resources and knowledge, such as procedures for prior and informed consent.

(6) Bio-cultural Heritage Registers and Databases shall be an integral part of the Biocultural Community Protocols in order to ensure that pre-existing data is considered as important information during the research and innovation and in prior art, and the owners of the data are acknowledged after a Prior and Informed Consent has been concluded.

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ADVISORY PANEL

Appointment of advisory panel

3. The Minister may appoint Advisory Panel members contemplated in section 7(2) of the Act, through public nominations, consisting of -

(a) persons recognized as traditional leaders, and who are custodians of the communities and their resources, and demonstrated involvement in cultural preservation, customary law or traditional practices;

(b) persons who are indigenous community representatives and are recognized by their communities as knowledge holders, elders or practitioners;

(c) persons who possess expertise in indigenous knowledge systems such as traditional medicine, agriculture and food system, environmental stewardship and biodiversity, language, storytelling or oral history; and

(d) persons who have experience in policy, research and advisory services to Government departments, Universities or Research councils, Cultural heritage institutions, and are experienced in translating indigenous perspective into policy relevant guidance.

4. Before appointing the Advisory Panel members of the Board referred to in regulation 3, the Minister must—

(1) publish a notice in the *Gazette* and three national newspapers, with due regard to the Use of Official Languages Act, 2012 (Act No. 12 of 2012), calling upon members of the public to nominate persons contemplated in regulation 3 (a) to (d); and

(2) appoint an independent committee, with NIKSO serving as secretariate, which must compile a shortlist of not less than 18 but not more than 22 persons from the

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nominees referred to in sub-regulation (1).

5. The notice contemplated in regulation 4(1) must, amongst others, request members of the public to nominate person –

(a) of good standing and integrity;

(b) from multiple cultural diversity;

(c) from rural and urban indigenous communities; and

(d) including women, youth and people living with disability.

PRACTITIONERS AND ASSESSORS

Accreditation of Assessors

6. (1) An application for accreditation in terms of section 14(1) of the Act, must be in the form of Form A in Annexure 1 to these Regulations.

(2) A cancellation contemplated in section 14(4) of the Act must be subject to the Promotion of Administrative Justice Act, 2000 (Act No. 3 of 2000).

(3) Prior to the application of the Promotion of Administrative Justice Act, 2000, an internal review shall be conducted by NIKSO with the assistance of the Advisory Panel as indicated in section 8 of the Act.

(4) The registered assessors must act in accordance with accreditation processes in Schedule 1, and failure to comply with the accreditation procedures constitutes unprofessional conduct.

7. (1) Any person who wishes to register their competencies as an indigenous knowledge practitioner in terms of section 15(1) of the Act must apply to NIKSO, using Form B in Annexure 1 to these Regulations.

(2) In assessing applicants in terms of section 15 of the Act, the

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following criteria must be considered in accordance with South African Qualifications Authority level descriptors, together with norms and standards for certification of indigenous knowledge practitioners in Schedule 3:

(a) Scope of knowledge of an applicant;

(b) ethics and professionalism of an applicant;

(c) accountability (responsibility)through letters of reference;

(d) problem solving ability of an applicant; and

(e) context and systems.

(3) The revocation contemplated in section 15(7) must be subject to the Promotion of Administrative Justice Act, 2000 (Act No. 3 of 2000).

(4) The certified indigenous knowledge practitioner in a designation must act in accordance with certification and recognition processes in Schedule 2, and failure to comply with the certification and recognition procedures constitutes unprofessional conduct.

Register of Designations

8. The Register of Designations contemplated in section 16(1)(a) of the Act must be kept within an electronic system to be developed by NIKSO.

REGISTRATION OF INDIGENOUS KNOWLEDGE

Registration of Indigenous Knowledge

9. (1) An application by a trustee of an indigenous community to the

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Curator for the registration of indigenous knowledge, in terms of section 20(1) of the Act, must be in the form of Form C in Annexure 1 to these Regulations.

(2) A trustee, acting on behalf of an indigenous community will identify knowledge that meets the criteria, for registration in the register.

(3) The curator, upon receipt of the registration application must verify that Form C in Annexure 1 is completely filled in and the knowledge meet all 3 criteria.

(4) Once verification is done, within 30 days, the curator must issue a registration certificate contemplated in section 20(3) of the Act.

(5) An application fee of R100.00 must be payable upon registration.

(6) A certificate of registration of indigenous knowledge, in terms of section 20(3)(a) of the Act, must be in the form of Form D in Annexure 1 to these Regulations.

Register of indigenous knowledge

10. A Register of Indigenous Knowledge, in terms of section 19(1)(a) of the Act, must be in the form of Form E in Annexure 1 to these Regulations.

Amendment of the Register

11. (1) An application to the Curator for the amendment of the Register of Indigenous Knowledge, in terms of section 24(1)(a) of the Act, must be in the form of Form F in Annexure 1 to these Regulations.

(2) The Curator must, within 30 (thirty) days of receipt of an application for amendment, request representation from the affected indigenous community to make representations in response to the application.

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(3) The indigenous community must, within 30 days of receipt of the request as contemplated in sub-regulation (2), make representations, failing which the Curator must, subject to sub-regulation (4) make a determination without their representations. Notice of the Curator's determination should be in writing and conveyed to the interested parties.

(4) The indigenous community may request an extension, from a curator, of the 30 days period granted in sub-regulation (3), which the Curator may grant or refuse. The request for extension should be in writing and reasons for requesting the extension should be provided. The Curator should communicate in writing the reasons for the refusal of extension.

(5) Any person who is aggrieved by the decision of the Curator may, within 60 days after notice of the decision, declare a dispute, and refer the matter for resolution in terms of section 27 of the Act.

Access to and use of indigenous knowledge

12. (1) An application for a license authorising the use of indigenous knowledge, for commercial purposes in terms of section 26(1)(a), must be in the form of Form G in Annexure 1 to these Regulations.

(2) An applicant may have 1(one) request for extension and should request such extension prior to the 30 days period expiring.

DISPUTE RESOLUTION

Dispute Resolution Committee

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13. (1) The terms and conditions for the appointment of the dispute resolution committee, contemplated in section 27(1) of the Act, are that the dispute resolution committee must consist of at least -

(a) A person specialising in dispute resolution;

(b) a legal expert, who shall be the chairperson; and

(c) a practicing or retired indigenous knowledge practitioner in a specific disciple of practice, with at least 10 years' experience in conflict resolution at community level.

(2) The dispute resolution committee will be constituted by a total number of 11 individuals drawn from, government departments, civil society, academia, business and traditional Khoi and San leadership.

(3) Upon receipt of the dispute, the Head of NIKSO and the Curator will set up the relevant committee according to the nature of the dispute to –

(a) consider the nature of the dispute;

(b) communicate the dispute to the affected community through the trustee;

(c) give the affected community 20 days' notice to respond to the dispute in writing;

(d) communicate the written submissions of the affected community to the applicant;

(e) give the applicant 20 days to respond to the submissions by the affected community;

(f) facilitate a meeting between the applicant and the implicated community trustee; and

(g) consider both presentations and make a recommendation to NIKSO as contemplated in 27 (4) (c) of the Act.

(4) The dispute resolution committee must resolve the dispute within 60 days within which the matter was referred for resolution.

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GENERAL PROVISIONS

Offences and penalties

14. The fine contemplated in section 28 of the Act, shall be an amount not exceeding R400 000.00 in the case of an individual or 40% of the annual turnover in the case of a juristic entity.

Short title and commencement

15. These Regulations are called the Regulations relating to the Protection, Promotion, Development and Management of Indigenous Knowledge and will come into operation on the date of promulgation in the *Gazette*.

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Annexure 1

FORM A
APPLICATION FOR ACCREDITATION OF INDIGENOUS KNOWLEDGE ASSESSORS

Date of Application: _____

Application Number: _____

APPLICATION REQUIREMENTS:

The criteria to apply for accreditation as an Assessor are as follow:

- Submit a completed signed application form with the following documents:
- ✓ A reference letter from community leadership/ authority (proof of residence)
- ✓ A certified copy of your Identity document
- ✓ A reference letter where the applicant received his/her training or a sworn affidavit of training received, indicating the name of the Mentor, date, area and/ or place of training
- ✓ Abridged Curriculum Vitae (CV) of the applicant detailing other related information
- ✓ Proof of registration with NIKSO against a Professional Designation.

PART A

PERSONAL INFORMATION

Surname and Full Names													
Date of Birth				Y	Y	Y	Y	M	M	D	D		
ID No													

CONTACT DETAILS:

Physical address:		
Postal Address		
Province:	Postal code	
Tel.	Fax No:	Cellular No:
Your e-mail address (if applicable):		
Please indicate at which address you prefer to receive your correspondence: (Please tick one box)	☐ Postal ☐ Physical	

PART B

Name(s), of Listed competency qualifications/designations categories for which Assessors' Accreditation is applied for:

NAME OF INDIGENOUS KNOWLEDGE DSICIPLINE OF COMPETENCE AND DESIGNATION
1.
2.

3.
4.

CRITERIA FOR ACCREDITING ASSESSORS

A person with expert knowledge in a particular field with a traceable record of practice in the field and has obtained a NIKSO Certificate of Competence Designation.

INDIGENOUS KNOWLEDGE PRACTITIONER CERTIFICATE OF COMPETENCE DESIGNATION OBTAINED

DESIGNATION (S) TITLE	NIKSO CERTIFICATE OF COMPETENCY REGISTRATION NUMBER	YEAR OBTAINED							
		y	y	y	y	m	m	d	d
		y	y	y	y	m	m	d	d
		y	y	y	y	m	m	d	d
		y	y	y	y	m	m	d	d

PART C

PROFESSIONAL DESIGNATION FOR COMPETENCY CERTIFICATION *(Mark your choice (s) with an (X)*

APPLICANT'S EXPERIENCE

Discipline of Competency:		Designation (*if applicable*)
Number of years in practice:		Place of Practice:
Are you affiliated to any Organisation/ association in your Discipline of Competency?	☐ YES ☐ NO	If YES, please provide the details of the organization:
COMPETENCIES *Provide a brief background on your technical competencies within your Discipline of Competency (refer to eligibility criteria below:*		
CORE COMPETENCIES *Refers to a set of skills that defines a particular Discipline of Competence and provides the foundation from which the practitioner is presented to deliver quality service.*		

Competency process: Explain the journey of your practice/ training (*how it started up to completion*).
Scope of Knowledge: Explain your understanding of the Practice
Accountability: Explain what you are responsible for and whom you are accountable to.
Problem Solving: Explain your ability to identify, diagnose, recognise limitations, and recommend solutions
Ethics & Professionalism: Ability to adopt, internalize and adhere to the values and code of conduct of practice

Context and Systems: Understanding of cultural diversity. An ability to understand and articulate to varied audiences the socio-economic, political, cultural, environmental relationships and their impact on the community of practice and society
FUNCTIONAL COMPETENCIES: *Refers to job-specific skills that is mostly technical or operational in nature*
Interpersonal Skills: demonstrate ability to establish and manage relations including through acts of *Integrity & Trust Perceptive*, *Tenacious*, *Compassionate* and *Counselling)*
Leadership and management skill: A*bility to lead people and manage processes*
Communication skills: A*bility to* package information and express it in an appropriate manner
Administration: Ability to organize, store and manage records

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Checklist: Please ensure that the following documents are submitted with your application. Please tick the appropriate box

Required Documents	Check Box
A certified copy of your Identity document	☐ YES ☐ NO
A reference letter from community leadership/ authority (proof of residence)	☐ YES ☐ NO
A reference letter where the applicant received his/her training or an affidavit of training received, indicating the name of the Mentor, date, area and/ or place of training	☐ YES ☐ NO
Abridged Curriculum Vitae (CV) of the applicant detailing other related information	☐ YES ☐ NO

_____ _____

Signature of applicant Date

Dated this_____day of _____20

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Annexure 1

FORM B
APPLICATION FOR CERTIFICATION OF INDIGENOUS KNOWLEDGE PRACTITIONERS

Date of Application: _____

APPLICATION REQUIREMENTS:

The criteria to apply for Certification as a Practitioner is as follow:

- Submit a completed signed application form with the following documents:
  - ✓ A reference letter from community leadership/ authority (proof of residence)
  - ✓ A certified copy of your Identity document
  - ✓ A reference letter where the applicant received his/her training or a sworn affidavit of training received, indicating the name of the Mentor, date, area and/ or place of training
  - ✓ Abridged Curriculum Vitae (CV) of the applicant detailing other related information

PART A

PERSONAL INFORMATION

Surname and Full Name(s)													
Date of Birth	Y		Y		Y		Y	M		M		D	D
ID No													

CONTACT DETAILS:

Physical address:			
Postal Address:			
Province:		Postal code	
Tel.	Fax No:		Cellular No:
E-mail address (if applicable):			
Please indicate at which address you prefer to receive your correspondence and account. Please tick one box.		☐ Postal	☐Physical

PART B

PROFESSIONAL DESIGNATION FOR COMPETENCY CERTIFICATION *(Mark your choice (s) with an (X)*

APPLICANT'S EXPERIENCE

Discipline of Competency:		Designation (*if applicable*)
Number of years in practice:		Place of Practice:
Are you affiliated to any Organisation/ association in your Discipline of Competency?	☐ YES ☐ NO	If YES, please provide the details of the organization:

COMPETENCIES

Provide a brief background on your technical competencies within your Discipline of Competency (refer to eligibility criteria below:

CORE COMPETENCIES

Refers to a set of skills that defines a particular Discipline of Competence and provides the foundation from which the practitioner is presented to deliver quality service.

Competency process: Explain the journey of your practice/ training (*how it started up to completion*).

Scope of Knowledge: Explain your understanding of the Practice

Accountability: Explain what you are responsible for and whom you are accountable to.

Problem Solving: Explain your ability to identify, diagnose, recognise limitations, and recommend solutions
Ethics & Professionalism: Ability to adopt, internalize and adhere to the values and code of conduct of practice
Context and Systems: Understanding of cultural diversity. An ability to understand and articulate to varied audiences the socio-economic, political, cultural, environmental relationships and their impact on the community of practice and society
FUNCTIONAL COMPETENCIES: *Refers to job-specific skills that is mostly technical or operational in nature*
Interpersonal Skills: demonstrate ability to establish and manage relations including through acts of *Integrity & Trust Perceptive*, *Tenacious*, *Compassionate* and *Counselling)*
Leadership and management skill: A*bility to lead people and manage processes*

Communication skills: A*bility to* package information and express it in an appropriate manner
Administration: Ability to organize, store and manage records

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Checklist: Please ensure that the following documents are submitted with your application. Please tick the appropriate box

Required Documents	Check Box
A certified copy of your Identity document	☐ YES ☐ NO
A reference letter from community leadership/ authority (proof of residence)	☐ YES ☐ NO
A reference letter where the applicant received his/her training or an affidavit of training received, indicating the name of the Mentor, date, area and/ or place of training	☐ YES ☐ NO
Abridged Curriculum Vitae (CV) of the applicant detailing other related information	☐ YES ☐ NO

Signature of applicant

Date

Dated this_____day of_ 20

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Annexure 1

FORM C
APPLICATION FOR REGISTRATION OF INDIGENOUS KNOWLEDGE

Date of Application:	Y	Y	Y	Y	M	M	D	D

APPLICATION REQUIREMENTS:

Submit a completed signed application form with the following documents:

- ✓ A Community Resolution on appointment as a Trustee (s) and acceptance of Trusteeship, and Letters of Authority by the Master
- ✓ Minutes of community meeting accompanied by a signed attendance register with Identity Document (ID) numbers of attendees
- ✓ Certified Identity Document of the Trustee (s) (not older than 3 months)

Please complete Part A and Part B of the Application Form

PART A

TRUSTEE'S DETAILS													
Surname:													
Full name(s) as per South African ID:													
Date of Birth:													
Identity Number:													
CONTACT DETAILS													
Physical address:													
Province:							Postal code						
Tel:			Fax No:					Cellular:					
e-mail address (if applicable):													
Postal address:													
Province:							Postal code						
Tel.			Fax No:					Cellular:					

Please indicate at which address you prefer to receive your correspondence:	Postal	Physical

PART B

PARTICULARS OF COMMUNITY REGISTERING INDIGENOUS KNOWLEDGE
Community known as: _____ [*Name of Community*] Represented by: _____ [*Name of the trustee*]
INDIGENOUS KNOWLEDGE TYPE
Please tick applicable checkbox in respect of Indigenous Knowledge Type to be registered. ☐ Indigenous Knowledge of a functional nature ☐ Indigenous Knowledge of natural resources ☐ Indigenous Cultural Expressions
Is the Indigenous Knowledge being registered closely related to indigenous knowledge that has been registered by another community? ☐ YES ☐NO If yes, provide details of the IK/communities.
Please provide a list of Indigenous Knowledge to be registered:

Agreement/s entered into by the community and third party prior to registration on the same knowledge.
☐ YES ☐NO
If yes, date when agreements were concluded: _____
Agreement still in force?
☐ YES ☐NO
If yes, expiry date: _____

ACCESS TO REGISTERED INDIGENOUS KNOWLEDGE

Can registered IK information be shared with persons outside your community with its prior informed consent?
☐ YES ☐NO

INDIGENOUS KNOWLEDGE (IK) REGISTRATION CRITERIA
Please tick applicable check box in respect of IK registration.

1. The knowledge has been transferred from one generation to the next generation within your Community or Family or Clan YES:☐ NO: ☐

2. The knowledge is maintained, used and developed within your Community or Family or Clan
YES:☐ NO: ☐

3. The knowledge is associated with the cultural and social identity of your Community.
YES:☐ NO: ☐

SIGNATURE: ..... **DATE**: .....

Please print your initials and surname here: .....

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OFFICIAL DATE STAMP

Dated this_____day of_____ 20___

CURATOR OF INDIGENOUS KNOWLEDGE

Annexure 1

FORM D
CERTIFICATE OF REGISTRATION OF INDIGENOUS KNOWLEDGE

Date of Registration:	Y	Y	Y	Y	M	M	D	D

Registration number: .

Community Particulars:

Indigenous Community known as:

_____

[*Name of Community*]
Represented by:

_____

[*Name of the trustee*]

Has registered the following indigenous knowledge in the Register of Indigenous Knowledge:



The Indigenous Knowledge complies with the registration criteria set out in section 11 of the Protection, Promotion, Development and Management of Indigenous Knowledge Act No 6 of 2019 (IK Act) and is registered and protected under the IK Act.

_____
SIGNATURE OF CURATOR

DATE:	Y	Y	Y	Y	M	M	D	D

Annexure 1

FORM E
REGISTER OF INDIGENOUS KNOWLEDGE

The purpose of a register is to keep a written record of the metadata of the community's indigenous knowledge. Please complete the metadata properties in the table below

1.Name of the community:
2. Name of Trustee:
3. Province:
4. Type of Knowledge *Please tick applicable checkbox in respect of Indigenous Knowledge Type to be registered.* ☐ Indigenous Knowledge of a functional nature ☐ Indigenous Knowledge of natural resources ☐ Indigenous Cultural Expressions
5. Format *Please tick applicable checkbox in respect of format* ☐ Paper ☐ Audio ☐ Audiovisual
6. Update frequency-this is often the information is updated *Please tick applicable checkbox in respect of format* ☐ **Once in a year** ☐ **Once in 2 years** ☐ **Once in 3 years** ☐ **Other, please specify**
7. Access levels- the register has two levels of access by third parties. *Please tick applicable checkbox in respect of access levels* ☐ **Open access** ☐ **Restricted**

Please print your initials and surname here:

.....

Dated this_____day of_____ 20_

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OFFICIAL DATE STAMP
CURATOR OF INDIGENOUS KNOWLEDGE

Annexure 1

FORM F
APPLICATION FOR AMENDMENT OF REGISTER OF INDIGENOUS KNOWLEDGE

PART A

APPLICANT DETAILS															
Surname and Full Names:															
Date of Birth	Y		Y		Y		Y		M		M		D		D
Identity Number															
Residential Address or Business Address:															
Postal Address:															
Contact Number(s):															
Fax Number:															
Email Address:															

PART B

INDIGENOUS KNOWLEDGE IN RESPECT OF WHICH AMENDMENTS HAVE TO BEEN MADE

PART C

AMENDMENT IN RESPECT TO ANY ERROR OR OMISSION WHICH MAY HAVE ARISEN IN THEREGISTER OF INDIGENOUS KNOWLEDGE *(Please tick appropriate box with an "x")*
☐ Making of an entry incorrectly omitted in the Register of Indigenous Knowledge. ☐ Deletion of an entry incorrectly made in the Register of Indigenous Knowldege. ☐ Correcting any error or defect in the Register of Indigenous Knowledge.

PART D

Complete applicable parts:

REASONS FOR AMENDMENT IN RESPECT OF MAKING AN ENTRY INCORRECTLY OMITTED IN THEREGISTER OF INDIGENOUS KNOWLEDGE ***(Please provide detailed reasons for the request)***

REASONS FOR AMENDMENT IN RESPECT OF CORRECTING ANY ERROR OF DEFECT IN THEREGISTER OF INDIGENOUS KNOWLEDGE ***(Please provide detailed reasons for the request)***

REASONS FOR AMENDMENT IN RESPECT OF DELETION OF AN ENTRY INCORRECTLY MADE INTHE REGISTER OF INDIGENOUS KNOWLEDGE *(Please provide detailed reasons for the request)*

Signed at ..... this ..... day of .....20……...

.....
Signature of Applicant/ designated person

Annexure 1

FORM G
APPLICATION FOR LICENCING AGREEMENT

Date of Application: _____

APPLICATION REQUIREMENTS:

The criteria to apply for a license are as follow:

- Submit a completed signed application form with the following documents:
  - ✓ A reference letter from community leadership/ Trustee
  - ✓ Proof of residence
  - ✓ A certified copy of your Identity document
  - ✓ A reference letter from the institution/company/department/organization/Affidavit
  - ✓ Proof of Benefit Sharing Agreement/ Material Transfer Agreement /Information Transfer Agreement/Non-Disclosure Agreement
  - ✓ Proof of Prior Informed Consent

PART A

PERSONAL INFORMATION

Surname and Full Names													
Date of Birth				Y	Y	Y	Y	M		M		D	D
ID No													

CONTACT DETAILS:

Physical address:		
Email Address:		
Postal Address		
Province:	Postal code	
Tel.	Fax No:	Cellular No:
e-mail address (if applicable):		
Please indicate at which address you prefer to receive your correspondence: (Please tick one box)	☐ Postal ☐Physical ☐Email	

PART B

USE OF LICENCE APPLIED FOR

knowledge of a functional nature;		
knowledge of natural resources		
Indigenous Cultural Expression		

Name(s), of Indigenous Knowledge applied licensing for:

NAME OF INDIGENOUS KNOWLEDGE
1.
2.

Select category applying as:

Researcher ☐
Commercial use ☐
Government ☐
Other ☐
Specify the other**:**

Category	Name of the Institution/Company/department

Term of license
1 year ☐2 years ☐3 years ☐4 years ☐5 years ☐Other ☐

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Checklist: Please ensure that the following documents are submitted with your application. Please tick the appropriate box

Required Documents	Check Box
A certified copy of your Identity document	☐ YES ☐ NO
A reference letter from community leadership/ authority (proof of residence)	☐ YES ☐ NO
A reference letter where the applicant come from	☐ YES ☐ NO

Application Number:

Signature of applicant

Date

Dated this_____day of_____

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SCHEDULE 1

Accreditation Application Process:

1. Applicant complete application and submit to NIKSO with required documentation.
2. If applicant is not new: submit re-application with required documents
3. NIKSO receives application and conduct basic applicant verification and refereecheck
4. NIKSO prepares application for interview assessment
5. NIKSO appoints Assessment Committee for Accreditation of Assessors
6. Committee verifies the credentials of the applicant
7. Committee verifies the competencies of the applicant
8. Committee calls applicant for interview assessment
9. Committee makes accreditation recommendation of approval/non-approval to NIKSO
10. NIKSO accepts the recommendation and communicate outcome to applicant
11. NIKSO issue applicant with Assessor Accreditation Certificate in the form of Form H in Annexure 2 to these Regulations.

In the event where an applicant has not passed the Accreditation of Assessors assessment, the Committee shall make the recommendation to NIKSO and provide reasons for non-accreditation

NIKSO communicates outcome of assessment to applicant.

Applicant follows procedures for app

Schedule 2

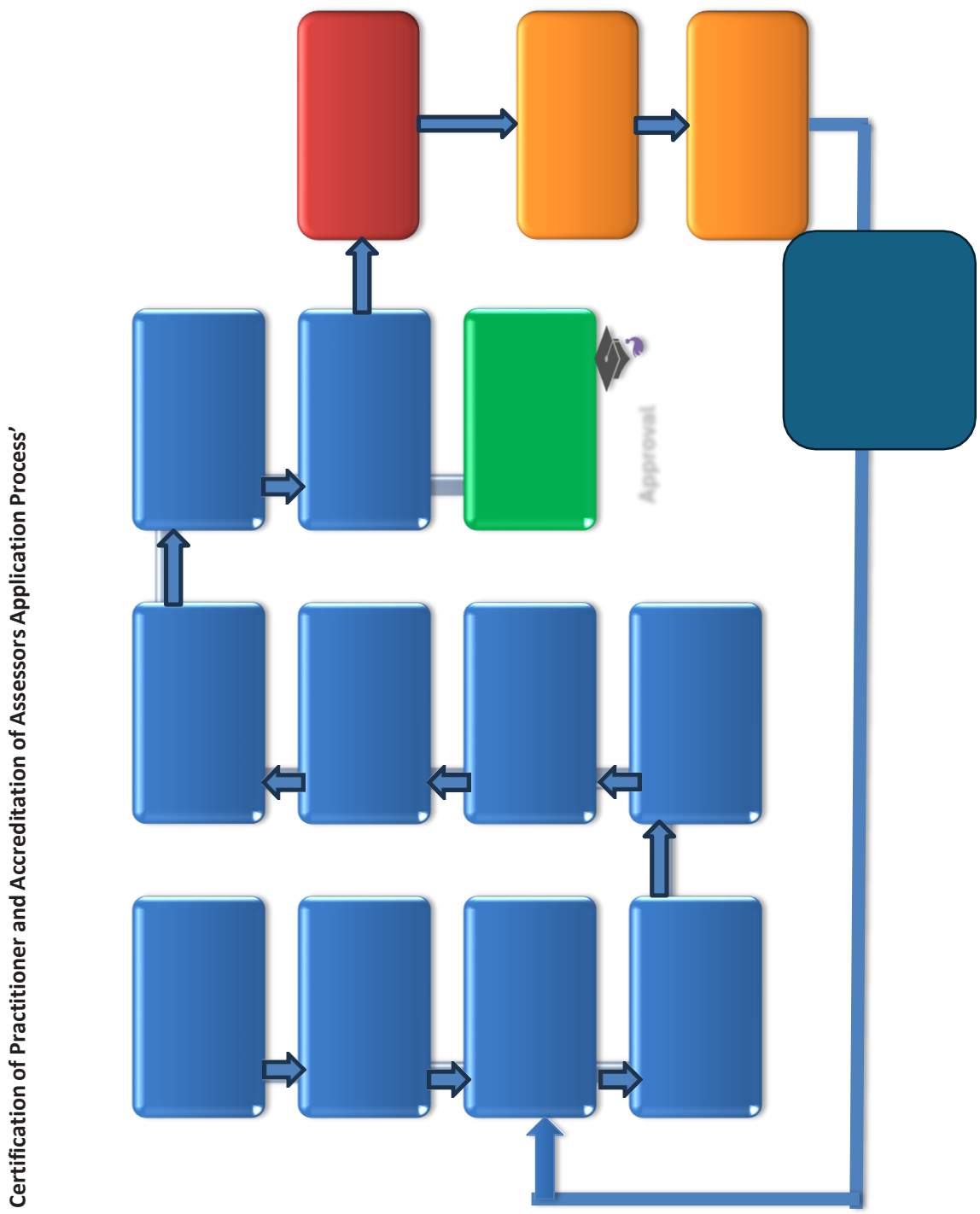
Certification Application Process:

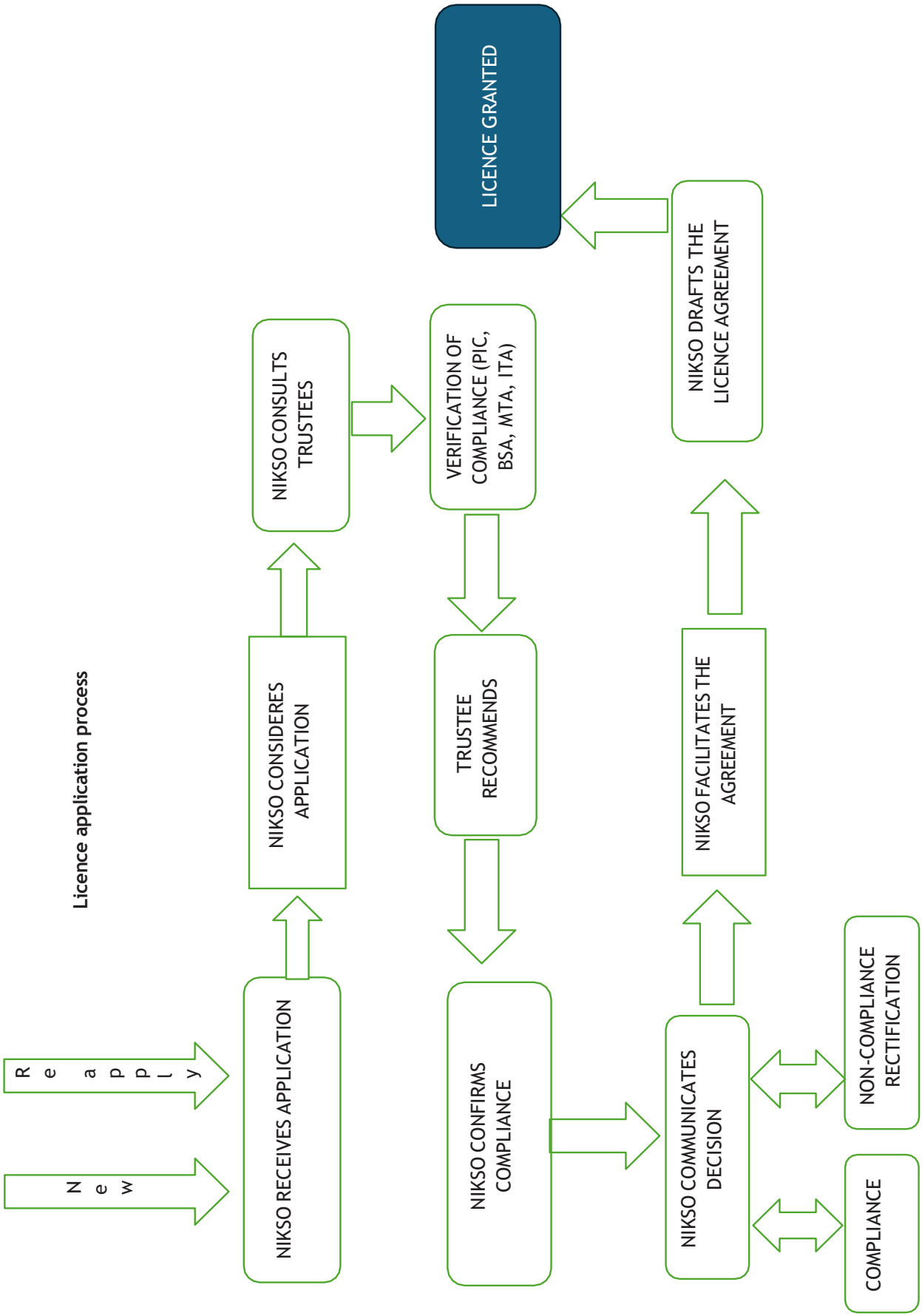
1. Applicant complete application and submit to NIKSO with required documentation.
2. If applicant is not new: submit re-application with required documents
3. NIKSO receives application and conduct basic applicant verification and reference check
4. NIKSO prepares application for interview assessment
5. NIKSO appoints Assessment Committee for Certification of applicant
6. Committee verifies the credentials of the applicant
7. Committee verifies the competencies of the applicant
8. Committee calls applicant for interview assessment
9. Committee makes certification/recognition recommendation of approval/non-approval to NIKSO
10. NIKSO accepts the recommendation and communicate outcome to applicant
11. NIKSO issue applicant with Certificate of Competency in the form of Form I in Annexure 2 to these Regulations

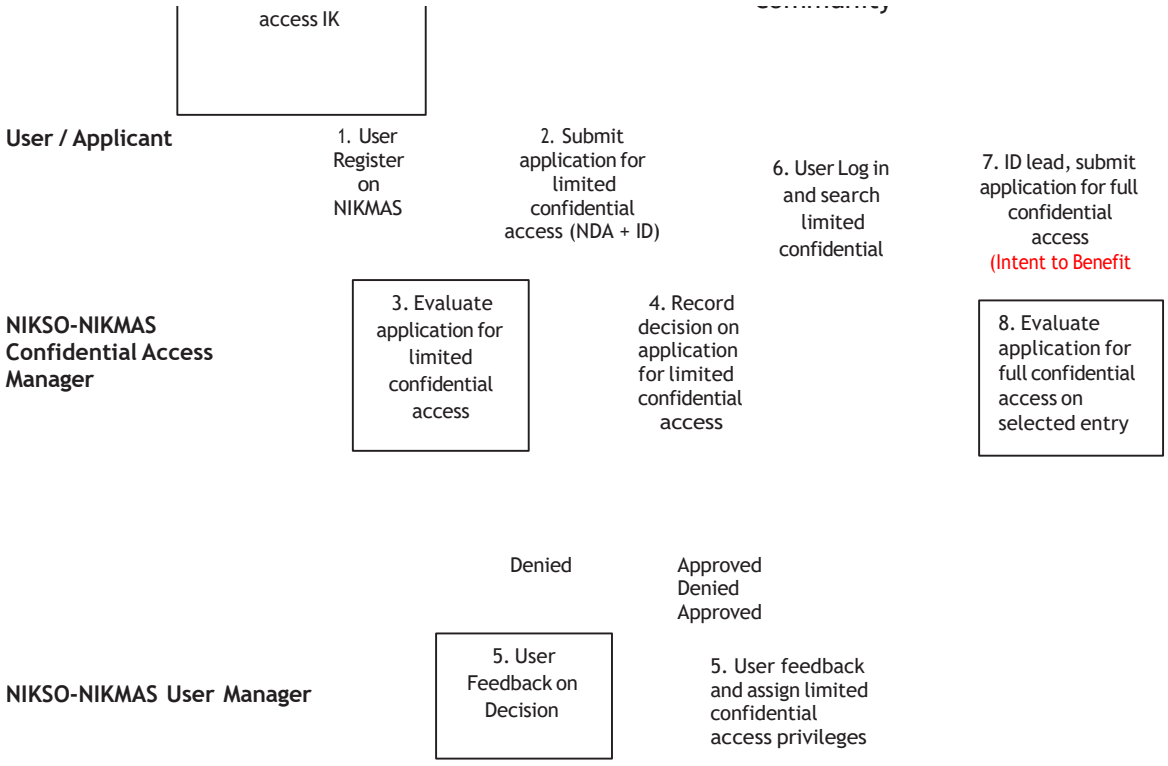
In the event where an applicant have not passed the Certification/recognition assessment, the Committee shall make such recommendations to NIKSO and provide reasons for non-certification.

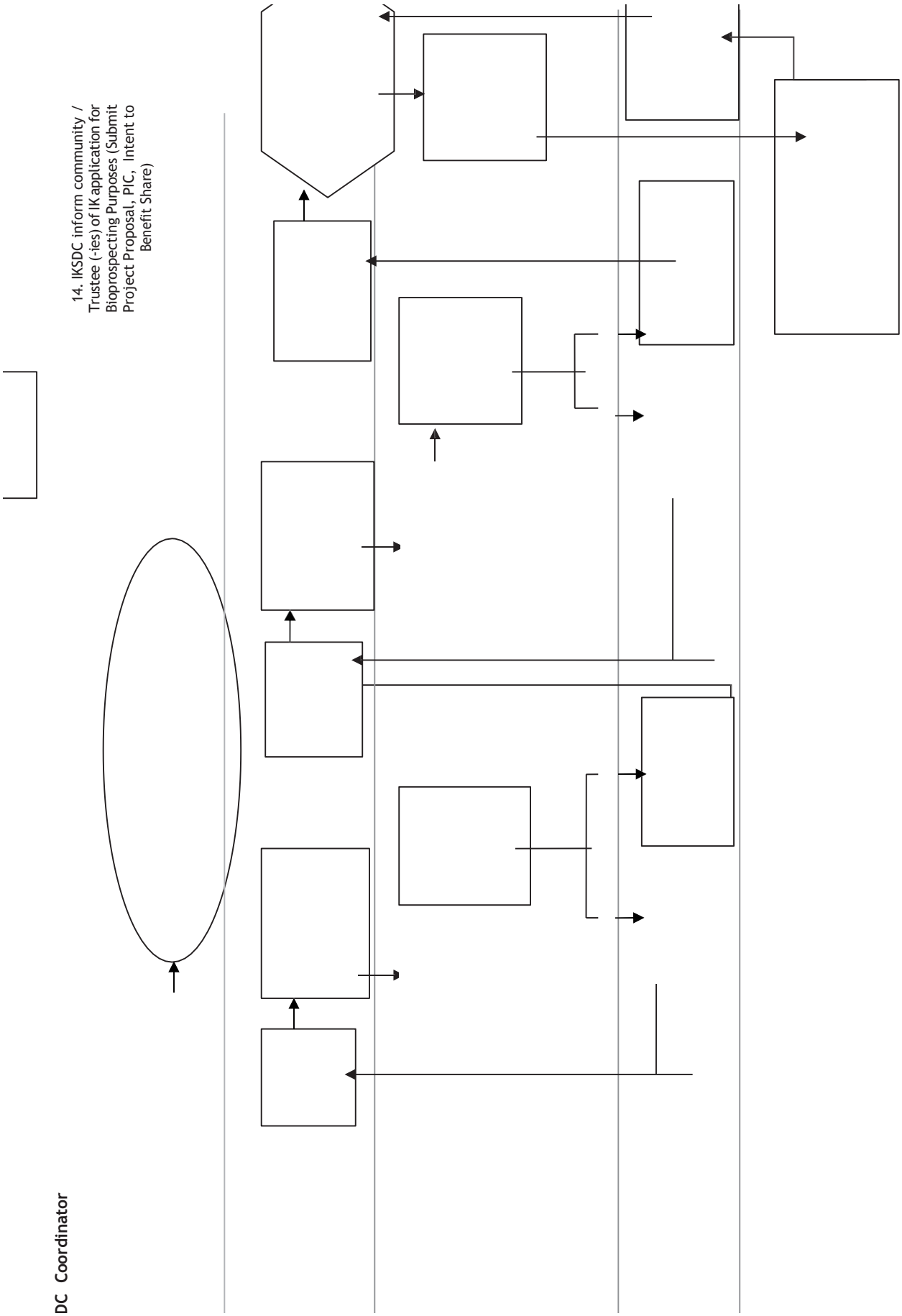
NIKSO communicates outcome of assessment to applicant.

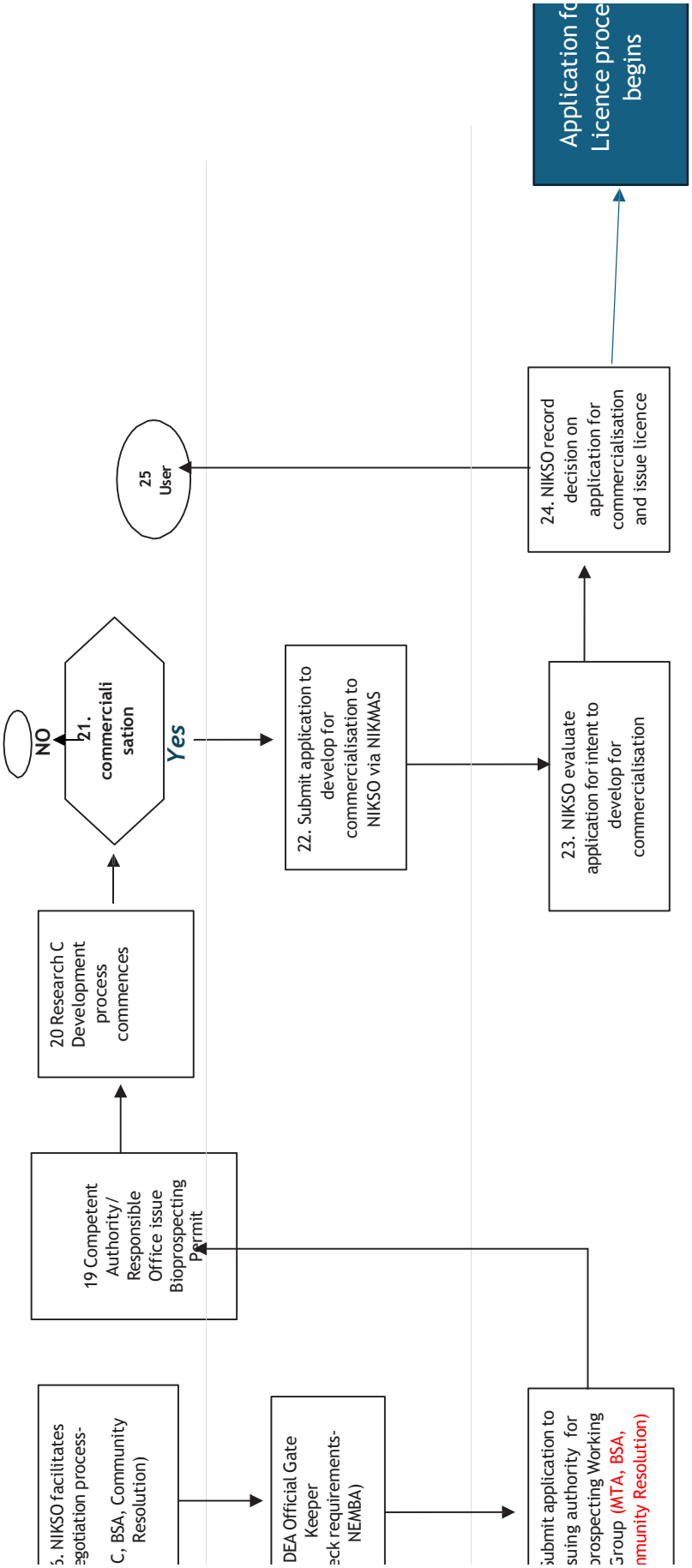
Applicant follows procedures for appeal or re-assessment.


Certification of Practitioner and Accreditation of Assessors Application Process'
Approval


Licence application process
New
Reapply
NIKSO RECEIVES APPLICATION
NIKSO CONSIDERES APPLICATION
NIKSO CONSULTS TRUSTEES
TRUSTEE RECOMMENDS
VERIFICATION OF COMPLIANCE (PIC, BSA, MTA, ITA)
NIKSO CONFIRMS COMPLIANCE
NIKSO COMMUNICATES DECISION
NON-COMPLIANCE RECTIFICATION
COMPLIANCE
NIKSO FACILITATES THE AGREEMENT
NIKSO DRAFTS THE LICENCE AGREEMENT
LICENCE GRANTED


access IK
User / Applicant
1. User Register on NIKMAS
2. Submit application for limited confidential access (NDA + ID)
6. User Log in and search limited confidential
7. ID lead, submit application for full confidential access
(Intent to Benefit
NIKSO-NIKMAS Confidential Access Manager
3. Evaluate application for limited confidential access
4. Record decision on application for limited confidential access
8. Evaluate application for full confidential access on selected entry
Denied
Approved
Denied
Approved
NIKSO-NIKMAS User Manager
5. User Feedback on Decision
5. User feedback and assign limited confidential access privileges


14. IKSDC inform community / Trustee (-ies) of IK application for Bioprospecting Purposes (Submit Project Proposal, PIC, Intent to Benefit Share)
DC Coordinator


Application fo
Licence proce
begins
25
User
24. NIKSO record decision on application for commercialisation and issue licence
23. NIKSO evaluate application for intent to develop for commercialisation
22. Submit application to develop for commercialisation to NIKSO via NIKMAS
21. commerciali sation
Yes
NO
20 Research C Development process commences
19 Competent Authority/ Responsible Office issue Bioprospecting Permit
ubmit application to suing authority for rospecting Working Group (MTA, BSA, nmunity Resolution)
DEA Official Gate Keeper ck requirements- NEMBA)
. NIKSO facilitates gotiation process- C, BSA, Community Resolution)

The Norms and Standards Framework

The norms and standards framework provides the basis for the Recognition of Prior Learning (RPL) system to implement the IK Act No 6. Of 2019, which articulates on the need for the Accreditation of Practitioners and Certification of Assessors. The disciplines identified to be relevant and appropriate for the RPL are not limited to the following:

- Governance: Traditional Khoi, and SAN Leadership
- Indigenous/ Traditional Health Practitioners
- Indigenous Rites of passage
- Cosmology and Astronomy
- Genetic Resources
- Traditional Knowledge
- Indigenous Food security: seed banking and harvesting
- Hunting: fishing and habitat
- Animal Husbandry
- Environmental management
- Architecture
- Cultural expressions: visual arts, performance art, couture, language and literature
- Education: knowledge acquisition and transfer
- Indigenous trade
- Indigenous mining
- Indigenous technology
- Indigenous games and sports
- Indigenous music

The Five Categories

The five Indigenous Knowledge categories against which the norms and standards were developed, and which describes the level descriptors were informed by the ten NQF categories as the most relevant to the IKS disciplines: The five categories are as follows:

1. Scope of Knowledge
2. Ethics & professionalism
3. Accountability
4. Problem solving
5. Context & Systems

The indigenous knowledge level descriptors are described as a statement articulating the learning achievement at a particular level of the indigenous knowledge learning acquisition and pathway that provides a broad indication of the types of learning outcomes and assessment criteria that are appropriate to the awarding at that level.[1]

[1] [1] In the development of the norms and standards for the RPL IKS Disciplines and in consultations with the IKS knowledge holders and experts, the norms and standards for the IKS categories include three functional categories, namely (i) Business administration, (ii) Communication skills and (iii) leadership and management skills to compliment the NQF categories completing the skills competencies that would provide for effective implementation of designations.

Designation	Indigenous Knowledge official description or title.
Description/competency	An autonomous practicing professional within the traditional setting. Ability to lobby and advocate for the practice, policy, environmental and resource mobilization for the sustainability of the practice. Ability to establish a competency profile through peers and client (*where applicable*) reviews.
Description/ process	Outline a learning pathway from an entry level up to completion of training within the indigenous learning acquisition system
Standard (Level)	**5**[2]
Norms	**Indigenous Knowledge Descriptor**
Scope of Knowledge	Advanced knowledge base of the most important areas of one or more fields or disciplines. Demonstrable awareness of diverse socio-cultural protocols and its fundamentals for the sustainability of the practice An informed understanding of the key terms, rules, concepts, established principles and theories in more than one field or discipline
Ethics & professionalism	Adhere to professional code of conduct (keep confidentiality, trustworthiness, family ethical standards, environmental standards, keep the trade secrets and sacred knowledge) as implicit in the socio-cultural protocols of the Discipline of Competency as based on societal values and ethics.
Accountability	Responsible for working with clients, and accountable to society/ public, Discipline of Competency, local leadership and family. A capacity to take initiative and address any shortcomings.
Problem solving	Use knowledge to solve complex problems, recommend and administer solutions within a defined context of the practice with an understanding of the consequences of related actions. Acceptance of limitations and provide referrals (where applicable) is fundamental.
Context & Systems	An ability to understand and articulate to varied audiences the socio-economic, political, and cultural environmental relationships and their impact on the Discipline of Competency and society.

[1] Depending on the nature of disciplines, others might require a different set of norms and standards sufficiently consulted within the respective Discipline of Competence (DoC).

[2] Standard Level 5 has been chosen as an exit outcome benchmark for the IKS Disciplines. However, the IKS

Fee Schedule		
Item	**Description**	**Amount**
1.	Annual subscription fee	
1.1	Industry	R5 000
1,2	Researchers	R2 500
1.3	Patent Offices	R10 000
1.4	Civil Society/ Communities/ Practitioners	R1 500
1.5	Government Departments and Entities	R ?????
2	The request fee payable by every requester	R100.00
3	Photocopy of A4-size page	R1.50 per page or part
	Printed copy of A4-size page	R1.50 per page or part
4	For a copy in computer-readable form on: ➢ Flash drive (to be provided by the requestor) ➢ Compact disc • If provided by requestor • If provided by requester	R40.00 R40.00 R60.00
5	For a transcription of visual images per A4-size page	Service to be outsourced. Depends on quotation from service provider
6	Copy of visual images	
7	Transcription of an audio record, per A4-size page	R24.00
8	Copy of an audio record on: ➢ Flash drive (to be provided by the requestor) ➢ Compact disc • If provided by requestor if provided to the requestor	R40.00 R40.00 R60.00
9	To search for and prepare the record for disclosure for each hour or part of an hour, excluding the first hour reasonably required for Such search and preparation to not exceed the total cost of	R100.00 R300.00
10	Deposit: if search exceeds 6 hours	One third of amount per request calculated in terms of item 2 to 8
11	Postage, email or any other electronic transfer	Actual expense if any

Annexure 2

FORM H

Certificate No:

Department: Science Technology and Innovation
REPUBLIC OF SOUTH AFRICA

National Indigenous Knowledge System Office
Accreditation Certificate

Issued in accordance with section 14(2)(b) of the Protection, Promotion, Development and Management of Indigenous Knowledge Act, 2019 (Act No. 6 of 2019) ("Act")

This is to certify that

_____

ID NO:

Having successfully completed the prescribed assessment procedures and requirements, has been recognised and accredited as an assessor in terms of the Act.

_____

Department of Science Technology and Innovation
Pretoria
Date:

Annexure 2

Certificate No. **FORM I**

Department: Science Technology and Innovation
REPUBLIC OF SOUTH AFRICA

National Indigenous Knowledge System Office Awarding of Designation

Issued in accordance with section 15 (5) (a) of the Protection, Promotion, Development and Management of Indigenous Knowledge Act No. 6 of 2019 (" the Act")

This is to certify that

_____

ID NO:

is duly qualified and recognised as an Indigenous Knowledge Practitioner and to be recorded in the Register of Designations in terms of the Act.

_____

Department of Science Technology and Innovation
Pretoria
Date:

Criteria for the appointment of an advisory panel on Indigenous Knowledge

When appointing an advisory panel on indigenous knowledge, the goal is to ensure legitimacy, credibility, diversity, and practical impact.

1. **Traditional leadership Representation**
    - Traditional leadership who are recognized custodian of the communities and the resources they possess in accordance to the constitution of the Republic.
    - Demonstrated involvement in cultural preservation, customary law or traditional practices.

2. **Indigenous Community Representation**
    - Members must be recognized by their communities as knowledge holders, elders or practitioners.
    - Ability to speak for community perspectives (not only personal views)

3. **Expertise and Indigenous Knowledge Systems**
    - Proven expertise in one or more indigenous knowledge domains such as: Traditional medicine, agriculture and food system, environmental stewardship and biodiversity, language, storytelling or oral history.
    - Combination of traditional knowledge holders and academics/researchers, industry and individuals within the legal fraternity is encouraged.

4. **Ethical Standing and Integrity**
    - Strong reputation for ethical conduct.
    - Commitment to free, prior and informed consent (FPIC) principles.
    - No history of exploiting indigenous knowledge for personal gain.

5. **Cultural & Geographic Diversity**
    - Representation from multiple cultural diversity
    - Balance between rural and urban indigenous communities
    - Consideration of cross-boarder indigenous knowledge

6. **Gender and Generational Balance**
    - Inclusion of women, youth and people living with disability
    - Ensure continuity and intergenerational knowledge transfer

7. Policy, Research, or Advisory Experience

- Experience advising: Government departments, Universities or Research councils, Cultural heritage institutions
- Ability to translate indigenous perspective into policy relevant guidance

8. Communication and Collaboration Skills

- Ability to engage respectfully with indigenous communities, policymakers, scientists, legal experts, industry and IP officers
- Participate in dialogues across worldviews.
- Report writing and critical analytic skills

9. Legal and Rights Awareness

- Understanding of the Constitution of the Republic, Intellectual property rights laws, benefit sharing frameworks, national heritage laws and international instruments such as UNESCO conventions, WIPO treaties and related international obligations
- Panel members should demonstrate understanding of, or experience with:
  - South Africa's IKS policy
  - The Protection, Promotion, Development and Management of IK Act (IK Act no6 of 2019)
  - The work of the DSTI
  - The mandate of NIKSO

10. Independence and Conflict of Interest

- Independent thinker
- Must disclose affiliations
- Should not be beholden to commercial interests that could bias advice

11. Practical Availability

- Willingness and capacity to attend meetings
- Ability to participate in consultations, site visits, and reviews.
- Willingness to serve for a fixed term

Selection Process

- Public call for nominations
- Community endorsement letters
- Independent adjudication committee, with NIKSO serving as secretariate.
- Fixed term appointment with rotation.

Recommended Appointment Process

- Public call for nominations through government gazettes, media footprint
- Community endorsement required
- Vetting by an independent selection committee
- Ministerial approval
- Term limits with rotation
- Evidence may include letters of endorsement, community resolutions and longstanding practice history

Printed by and obtainable from the Government Printer, Bosman Street, Private Bag X85, Pretoria, 0001
Contact Centre Tel: 012-748 6200. eMail: info.egazette@gpw.gov.za
Publications: Tel: (012) 748 6053, 748 6061, 748 6065

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