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9 December 2022

No. 47696

## THE PRESIDENCY

**No. 1512**                      **9 December 2022**

It is hereby notified that the President has assented to the following Act, which is hereby published for general information:—

**Act No. 12 of 2022: Financial Sector and Deposit Insurance Levies (Administration) and Deposit Insurance Premiums Act, 2022**

## OFISI YA MOPRESIDENTE

**No. 1512**                      **9 December 2022**

Mona ho tsebiswa hore Mopresidente o amohetse Molao ona a lateleng, o phatlalatswang mona bakeng sa tsebiso ya setjhaba ka bophara:—

**No 12 ya 2022: Molao wa Makgethwana a lephata la ditšhelete le inšorensense Ya tipositi (tsamaiso) le dituelo tsa inšorensense ya tipositi, 2022**

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**NTLHATLHALOSO YA KAKARETSO:**

[ ] Mafoko a a kwetsweng ka bontsho jo bo gateletsweng a a mo masakaneng a sekwere a bontsha tse di tlogetsweng go tswa mo melaong e e leng teng.

\_\_\_\_\_ Mafoko a a thaletsweng ka mola o o kopaneng a bontsha tse di tseletsweng mo melaong ya gajaana.

\_\_\_\_\_  
*(English text signed by the President)*  
*(Assented to 6 December 2022)*

**MOLAO**

Go laela mabapi le kgobokanyo le tsamaiso ya makgethwana a a duediswang go ya ka Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensense ya Tipositi, 2022; go tlhabolola Molao wa Taolo ya Lephata la Ditšhelete, 2017, gore go laelwe mabapi le tsamaiso ya makgethwana a a duediswang go ya ka Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensense ya Tipositi, 2022; go laela mabapi le tuediso, kgobokanyo le tsamaiso ya dituelo tsa inšorensense ya tipositi; go tlhabolola *Pension Funds Act, 1956, Banks Act, 1990, Mutual Banks Act, 1993, le Financial Advisory and Intermediary Services Act, 2002*, go di lepanya le Molao wa Taolo ya Lephata la Ditšhelete, 2017, mabapi le go thusa ditheo tsa lephata la matlotlo ka matlole; le go laela mabapi le merero e e amanang le ona.

**O**DIRWA MOLAO ke Palamente ya Rephaboleki ya Aforika Borwa, jaana:—

**Ditlhaloso**

1. Mo Molaong ono, mareo le ditlhagiso, ntle le tlhagiso “Molao ono”, di na le bokao jo bo di neilweng mo karolong 1 ya Molao wa Taolo ya Lephata la Ditšhelete, 2017 5 (Molao 9 wa 2017), le karolo 1 ya Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensense ya Tipositi, 2022.

**Tsamaiso ya makgethwana**

2. (1) (a) Bothati jwa Boitshwaro jwa Lephata la Ditšhelete bo rwala maikarabelo a go kgobokanya le go tsamaisa lekgethwana la lephata la ditšhelete le lekgethwana le le kgethegileng le le kailweng mo dikarolong 2 go fitlha go 8 le 12 tsa Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensense ya Tipositi, 2022, ka puisommogo le Dišejule 2 go fitlha go 5 tsa Molao oo, go laela mabapi le go thuswa ga Bothati jwa Boitshwaro jwa Lephata la Ditšhelete, Lekgotla, Khansela wa Ombud, Ofisi ya Moatlhodi wa Matlole a Phenšene le Ofisi ya Ombud wa Batlamedi ba Ditirelo tsa Ditšhelete ka matlotlo. 15

(b) Lekgethwana la lephata la ditšhelete le le kailweng mo karolong 4(1)(a) ya Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensense ya Tipositi, 2022, le lekgethwana le le kgethegileng le le kailweng mo karolong 8(2)(a) ya Molao oo, le tshwanetse go kgobokanngwa le go tsamaiswa ke Bothati jwa Boitshwaro jwa Lephata la Ditšhelete le go duelwa go ditheo tsa lephata la ditšhelete tse di umakilweng mo temaneng (a) go tsamaelana le karolo 246 ya Molao wa Taolo ya Lephata la Ditšhelete, 2017 (Molao 9 wa 2017). 20

(2) (a) The Reserve Bank is responsible for the collection and administration, on behalf of the Prudential Authority, of the financial sector levy and the special levy referred to in sections 2 to 8 and 11 read with Schedule 1 to the Financial Sector and Deposit Insurance Levies Act, 2022, to provide for the funding of the Prudential Authority. 5

(b) The Reserve Bank is responsible for the collection and administration, on behalf of the Corporation, of the deposit insurance levy referred to in section 9 read with Schedule 6 to the Financial Sector and Deposit Insurance Levies Act, 2022, to provide for the funding of the operations of the Corporation and the administration of the Fund.

(c) The financial sector levy referred to in section 4(1)(b) of the Financial Sector and Deposit Insurance Levies Act, 2022, the special levy referred to in section 8(2)(b) and the deposit insurance levy referred to in section 9 of that Act, must be collected and administered by the Reserve Bank in accordance with section 246 of the Financial Sector Regulation Act, 2017 (Act No. 9 of 2017). 10

#### **Administration of deposit insurance premiums** 15

3. (1) The Reserve Bank is responsible for the collection and administration, on behalf of the Corporation, of the deposit insurance premiums imposed in terms of section 166BG of the Financial Sector Regulation Act, 2017 (Act No. 9 of 2017).

(2) The deposit insurance premiums must be collected and administered by the Reserve Bank in accordance with section 246 of the Financial Sector Regulation Act, 2017 (Act No. 9 of 2017). 20

#### **Amendment of laws**

4. The laws listed in the Schedule are amended to the extent set out in the Schedule.

#### **Short title and commencement**

5. (1) This Act is called the Financial Sector and Deposit Insurance Levies (Administration) and Deposit Insurance Premiums Act, 2022, and comes into effect on a date determined by the Minister by notice in the *Gazette*. 25

(2) Different dates may be determined by the Minister in respect of the coming into effect of—

- (a) different provisions of this Act and the Schedule to this Act; and 30
- (b) the amendment of different provisions of a law amended by this Act.

(2) (a) Banka ya Resefe e rwala maikarabelo mabapi le kgobokanyo le tsamaiso, mo boemong jwa Bothati jwa Tlhokomelo, ya lekgethwana la lephata la ditšhelete le lekgethwana le le kgethegileng le le kailweng mo dikarolong 2 go fitlha go 8 le 11 ka puisommogo le Šejule 1 ya Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensense ya Tipositi, 2022, go laela mabapi le go thuswa ka matlole ga Bothati jwa Tlhokomelo. 5

(b) Banka ya Resefe e rwala maikarabelo mabapi le kgobokanyo le tsamaiso, mo boemong jwa Koporasi, ya lekgethwana la tipositi ya inšorensense le le kailweng mo karolong 9 ka puisommogo le Šejule 6 ya Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensense ya Tipositi, 2022, go laela mabapi le go thuswa ka matlole ga ditiro tsa Koporasi le tsamaiso ya Letlole. 10

(c) Lekgethwana la lephata la ditšhelete le le umakilweng mo karolong 4(1)(b) ya Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensense ya Tipositi, 2022, lekgethwana le le kgethegileng le le umakilweng mo karolong 8(2)(b) le lekgethwana la tipositi ya inšorensense le le umakilweng mo karolong 9 ya Molao oo, le tshwanetse go tsamaiswa ke Banka ya Resefe go tsamaelana le karolo 246 ya Molao wa Taolo ya Lephata la Ditšhelete, 2017 (Molao 9 wa 2017). 15

### **Tsamaiso ya dituelo tsa inšorensense ya tipositi**

3. (1) Banka ya Resefe e rwala maikarabelo mabapi le kgobokanyo le tsamaiso, mo boemong jwa Koporasi, ya dituelo tsa inšorensense ya tipositi tse di duediswang go ya ka karolo 166BG ya Molao wa Taolo ya Lephata la Ditšhelete, 2017 (Molao 9 wa 2017). 20

(2) Dituelo tsa inšorensense ya tipositi di tshwanetse go kgobokanngwa le go tsamaiswa ke Banka ya Resefe go tsamaelana le karolo 246 ya Molao wa Taolo ya Lephata la Ditšhelete, 2017 (Molao 9 wa 2017).

### **Tlhabololo ya melao**

4. Melao e e tlhagisitsweng mo šejuleng e a tlhabololwa go ya ka bogolo jo bo kailweng mo šejuleng. 25

### **Setlhogo se se khutshwane le tshimololo**

5. (1) Molao ono o bidiwa Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensense ya Tipositi (Tsamaiso) le Dituelo tsa Inšorensense ya Tipositi, 2022, e bile o tla tsena mo tirisong ka letlha le le tlhomamisitsweng ke Tona ka kitsiso mo Lokwalodikgannyeng la Puso. 30

(2) Matlha a a farologaneng a ka tlhomamiswa ke Tona mabapi le go tsenngwa mo tirisong ga—

- (a) ditaello tse di farologaneng tsa Molao ono le šejule ya Molao ono; le
- (b) tlhabololo ya ditaello tse di farologaneng tsa molao o o tlhabolotsweng ke Molao ono. 35

## SCHEDULE

## AMENDMENT OF LAWS: SECTION 4

Act No. and year of law	Short Title	Extent of amendment or repeal
24 of 1956	Pension Funds Act	<p>1. The amendment of section 30R by the substitution for subsection (1) of the following subsection:</p> <p>“(1) The funds of the Adjudicator consist of the funds contemplated in section 247(1) of the Financial Sector Regulation Act, and such funds may only be applied in terms of section 247(2) of that Act.”.</p>
94 of 1990	Banks Act	<p>1. The following section is hereby substituted for section 35:</p> <p><b>“Annual licence</b></p> <p>35. A bank, a branch by means of which a foreign institution is under section 18A authorized to conduct the business of a bank in the Republic and a representative office established in terms of section 34 [shall] must obtain from the Authority a business licence pertaining to its particular business in respect of each year ending on the thirty-first day of December [against payment of the prescribed licence fees].”.</p> <p>2. The amendment of section 90 by the deletion in subsection (1) of paragraph (c).</p>
124 of 1993	Mutual Banks Act	<p>1. The following section is hereby substituted for section 31:</p> <p><b>“Annual licence</b></p> <p>31. A mutual bank [shall] must obtain from the Registrar a business licence pertaining to its particular business in respect of each year ending on the thirty-first day of December [against payment of the prescribed licence fee].”.</p> <p>2. The amendment of section 91 by the deletion in subsection (1) of paragraph (c).</p>
37 of 2002	Financial Advisory and Intermediary Services Act	<p>1. The amendment of section 22 by the substitution for subsection (1) of the following subsection:</p> <p>“(1) The funds of the Office consist of the funds contemplated in section 247(1) of the Financial Sector Regulation Act, and such funds may only be applied in terms of section 247(2) of that Act.”.</p>
9 of 2017	Financial Sector Regulation Act	<p>1. Section 1 is hereby amended—</p> <p>(a) by the substitution in subsection (1) for the definition of “deposit insurance premium” of the following definition:</p> <p>“<b>‘deposit insurance premium’</b> means a premium imposed [by legislation,] in [accordance with] terms of section 166BG and Schedule 5;”;</p> <p>(b) by the insertion in subsection (1) after the definition of “financial product provider” of the following definition:</p> <p>“<b>‘Financial Sector and Deposit Insurance Levies Act’</b> means the Financial Sector and Deposit Insurance Levies Act;”;</p> <p>(c) by the substitution in subsection (1) for the definition of “levy” of the following definition:</p> <p>“<b>‘levy’</b> means a levy imposed [by a financial sector body] in terms of [legislation that empowers the imposition of a levy] the Financial Sector and Deposit Insurance Levies Act, and includes interest payable on an unpaid levy;”;</p> <p>(d) by the insertion in subsection (1) after the definition of “Medical Schemes Act” of the following definition:</p> <p>“<b>‘member’</b> means a member of the Corporation, in accordance with section 166AG;”;</p> <p>(e) by the insertion in subsection (1) after the definition of “placing a designated institution in resolution” of the following definition:</p> <p>“<b>‘premium period’</b> means the period from the first day of a calendar month to the last day of that calendar month, in respect of which a deposit insurance premium is determined in terms of section 166BG and Schedule 5;” and</p>

## ŠEJULE

## TLHABOLOLO YA MELAO: KAROLO 4

Nmr. ya Molao le ngwaga ya Molao	Setlhogo se se Khutshwane	Bogolo jwa tlhabololo kgotsa phimolo
24 van 1956	Wet op Pensioenfondse	1. Artikel 30R word gewysig deur subartikel (1) deur die volgende subartikel te vervang: “(1) Die fondse van die Beregter bestaan uit die fondse in artikel 247(1) van die ‘Financial Sector Regulation Act’, beoog en sodanige fondse mag slegs ingevolge artikel 247(2) van daardie Wet gebruik word.”.
94 van 1990	Bankwet	1. Artikel 35 word hierby deur die volgende artikel vervang: “ <b>Jaarlikse lisensie</b> 35. 'n Bank, 'n tak deur middel waarvan 'n buitelandse instelling kragtens artikel 18A gemagtig is om die bedryf van 'n bank in die Republiek uit te oefen en 'n verteenwoordigende kantoor wat ingevolge artikel 34 geopen is, moet van die Registrateur 'n bedryfslisensie met betrekking tot sy besondere bedryf verkry ten opsigte van elke jaar eindigende op die een-en-dertigste dag van Desember [teen betaling van die voorgeskrewe lisensiegeld].”. 2. Die wysiging van artikel 90 deur in subartikel (1) paragraaf (c) te skrap.
124 van 1993	Wet op Onderlinge Banke	1. Artikel 31 word hierby deur die volgende artikel vervang: “ <b>Jaarlikse lisensie</b> 31. 'n Onderlinge bank moet van die Registrateur 'n bedryfslisensie met betrekking tot sy besondere bedryf verkry ten opsigte van elke jaar eindigende op die een-en-dertigste dag van Desember [teen betaling van die voorgeskrewe lisensiegeld].”. 2. Die wysiging van artikel 91 deur in subartikel (1) paragraaf (c) te skrap.
37 van 2002	Wet op Finansiële Advies- en Tussengangersdienste	1. Die wysiging van artikel 22 deur subartikel (1) deur die volgende subartikel te vervang: “(1) Die fondse van die Kantoor bestaan uit die fondse in artikel 247(1) van die ‘Financial Sector Regulation Act’, beoog en sodanige fondse kan slegs ingevolge artikel 247(2) van daardie Wet gebruik word.”.
9 wa 2017	Molao wa Taolo ya Lephata la Ditšhelete	1. Karolo 1 e tlhabololwa fano— (a) ka kemisetso mo karolotlaleletsong (1) ya tlhaloso ya “tuelo ya inšorensa ya tipositi” ka tlhaloso e e latelang: “ <b>tuelo ya inšorensa ya tipositi</b> ’ e kaya tuelo e e duediswang [ka molao,] go [tsamaelana le] ya ka karolo 166BG le šejule 5;”; (b) ka go tsengwa mo karolotlaleletsong (1) morago ga tlhaloso ya “motlamedi wa ditlhašo tsa ditšhelete” ga tlhaloso e e latelang: “ <b>Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensa ya Tipositi</b> ” o kaya Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensa ya Tipositi;”; (c) ka kemisetso mo karolotlaleletsong (1) ya tlhaloso ya “lekgethwana” ka tlhaloso e e latelang: “ <b>lekgethwana</b> ’ le kaya lekgethwana le le duediswang [ke setheo sa lephata la ditšhelete] go ya ka [molao o o gatelelang tuediso ya lekgethwana] Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensa ya Tipositi, le go akaretsa morokotso o o duelwang mo lekgethwaneng le le sa duelwang;”; (d) ka go tsengwa ga karolotlaleletsong (1) morago ga tlhaloso ya “Molao wa Dikema tsa Kalafi” ga tlhaloso e e latelang: “ <b>tokololo</b> ’ e kaya tokololo ya Koporasi, go tsamaelana le karolo 166AG;”; (e) ka go tsengwa mo karolotlaleletsong (1) morago ga tlhaloso ya “go baya setheo se se thomilweng mo tharabololong” ga tlhaloso e e latelang: “ <b>paka ya tuelo</b> ’ e kaya paka go simolola ka letsatsi la ntlha la kgwedi ya alemanaka go fitlha ka letsatsi la bofelo la kgwedi ya alemanaka, e mabapi le yona tuelo ya inšorensa ya tipositi e tlhomamiswang go ya ka karolo 166BG le šejule 5;” le

Act No. and year of law	Short Title	Extent of amendment or repeal
		<p>(f) by the substitution in subsection (1) for the definition of “special levy” of the following definition:  “<b>special levy</b>” means a levy imposed as a special levy [by a financial sector body] in terms of [legislation that empowers the imposition of a levy] the Financial Sector and Deposit Insurance Levies Act, and includes interest payable on an unpaid special levy.”.</p> <p>2. The amendment of section 58 by the deletion in subsection (1) of paragraph (g).</p> <p>3. The following section is hereby substituted for section 166BG:  “<b>Deposit insurance premiums</b>  <b>166BG.</b> (1) There shall be charged, imposed and collected by the Corporation, in accordance with this Act, a premium to be known as the deposit insurance premium, to ensure that the Fund is able to make payments required by this Chapter.  (2) The deposit insurance premium is payable by each member.  (3) The amount of the deposit insurance premium payable by each member in respect of a premium period is determined in accordance with Schedule 5.  (4)(a) Where a member becomes a member during a premium period, or ceases to be a member during a premium period, the premium payable must be proportional to the remainder of the premium period during which the entity is a member or ceases to be a member.  (b) Where a premium has already been paid in full for a premium period during which a member ceases to be a member, a refund of the premium must be provided to the former member for the proportion of the premium period subsequent to the cessation of membership.”.</p> <p>4. The following section is hereby substituted for section 237:  “<b>Fees, [and] levies and deposit insurance premiums</b>  <b>237.</b> (1) (a) Fees may be charged by a financial sector body in accordance with this Part to fund the performance of [specific] any functions under this Act [and], the relevant financial sector laws and the Financial Sector and Deposit Insurance Levies Act, including in relation to the performance of functions in terms of a financial sector law which does not explicitly authorise the charging of fees.  (b) Levies may be imposed [by a financial sector body] in accordance with this Part, read with [legislation that empowers the imposition of levies] the Financial Sector and Deposit Insurance Levies Act, to fund the operations of the financial sector [body] bodies and, in the case of the deposit insurance levy, to fund the operations of the Corporation and the administration of the Fund in terms of section 166BC.  (2) A financial sector body must publish fees that have been determined [and levies that have been imposed] in the Register and on its website.  (3) Fees [and levies] are payable to the financial sector body at the time specified by the financial sector body, or at a time agreed to by the financial sector body.  (3A) (a) The levies referred to in sections 2 to 8 and 12 of the Financial Sector and Deposit Insurance Levies Act, 2022, read with Schedules 2 to 5 to that Act, which provide for the funding of the Financial Sector Conduct Authority, the Tribunal, the Ombud Council, the Office of the Pension Funds Adjudicator, and the Office of the Ombud for Financial Services Providers, are payable to the Financial Sector Conduct Authority on the dates and in the manner specified by the Financial Sector Conduct Authority in terms of section 242, or on the date agreed to by the Financial Sector Conduct Authority.  (b) Levies referred to in sections 2 to 8 and 12 of the Financial Sector and Deposit Insurance Levies Act, 2022, read with Schedule 1 to that Act, which provide for the funding of the Prudential Authority, are payable to the Prudential Authority, through the Reserve Bank, on the dates and in the manner specified by the Prudential Authority in terms of section 242, or on the date agreed to by the Prudential Authority.”.</p>



Nmr. ya Molao le ngwaga ya Molao	Setlhogo se se Khutshwane	Bogolo jwa tlhabololo kgotsa phimolo
		<p>(f) ka kemisetso mo karolotlaleletsong (1) ya tlhaloso ya “lekgethwana le le kgethegileng” ka tlhaloso e e latelang: “<b>lekgethwana le le kgethegileng</b>” le kaya lekgethwana le le duediswang jaaka lekgethwana le le kgethegileng [<b>ke setheo sa lephata la ditšhelete</b>] go ya ka [<b>molao o o gatelelang tuediso ya lekgethwana</b>] Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensa ya Tipositi le go akaretsa morokotso o o duelwang mo lekgethwaneng le le kgethegileng le le sa duelwang;”.</p> <p>2. Tlhabololo ya karolo 58 ka phimolo mo karolotlaleletsong (1) ya temana (g).</p> <p>3. Karolo e e latelang e tsenngwa mo boemong jwa karolo 166BG: “<b>Dituelo tsa inšorensa ya tipositi</b>”</p> <p><b>166BG.</b> (1) Go tla duediswa, pateletswa le go kgobokanngwa ke Koporasi, go tsamaelana le Molao ono, tuediso e e tla itsegeng jaaka tuelo ya inšorensa ya tipositi, go netefatsa gore Letlole le kgona go dira dituelo tse di tlhokegang go ya ka Kgaolo eno.</p> <p>(2) Tuelo ya inšorensa ya tipositi e duelwa ke tokololo nngwe le nngwe.</p> <p>(3) Tlhotlha ya tuelo ya inšorensa ya tipositi e e duelwang ke tokololo nngwe le nngwe mabapi le paka ya tuelo e tlhomamiswa go tsamaelana le šejule 5.</p> <p>(4)(a) Fa tokololo e nna tokololo ka paka ya tuelo, kgotsa e khutlisa go nna tokololo ka paka ya tuelo, tuelo e e duelwang e tshwanetse go tsamaelana le paka ya tuelo e e setseng eo ka yona setheo se sa leng tokololo kgotsa se khutlisang go nna tokololo.</p> <p>(b) Fa tuelo e setse e dirilwe ka botlalo mabapi le paka ya tuelo eo ka yona tokololo e khutlisang go nna tokololo, tokololo eo ya pele e tshwanetse go busetswa tuelo e e tsamaelanang le paka ya tuelo e e setseng morago ga go khutlisa botokololo.”.</p> <p>4. Karolo e e latelang e tsenngwa mo boemong jwa karolo 237: “<b>Dituelo, [le] makgethwana le dituelo tsa inšorensa ya tipositi</b>”</p> <p><b>237.</b> (1) (a) Dituelo di ka duediswa ke setheo sa lephata la ditšhelete go tsamaelana le Karolo eno go thusa ka matlole a tiragatso [<b>E e tsepameng</b>] nngwe le nngwe ya ditiro ka fa tlase ga Molao ono [<b>le</b>], melao ya lephata la ditšhelete e e maleba le Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensa ya Tipositi, go akaretsa le mabapi le tiragatso ya ditiro go ya ka molao wa lephata la ditšhelete o o sa reboleng ka botlalo tuediso ya dituelo.</p> <p>(b) Makgethwana a ka duediswa [<b>ke setheo sa lephata la ditšhelete</b>] go tsamaelana le Karolo eno, ka puisommogo le [<b>molao o o gatelelang tuediso ya makgethwana</b>] Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensa ya Tipositi, go thusa ka matlole ditiro tsa [<b>setheo</b>] ditheo tsa lephata la ditšhelete le, mo lebakeng la lekgethwana la inšorensa ya tipositi, go thusa ka matlole ditiro tsa Koporasi le tsamaiso ya Letlole go ya ka karolo 166BC.</p> <p>(2) Setheo sa lephata la ditšhelete se tshwanetse go phasalatsa dituelo tse di setseng di tlhomamisitswe le <b>makgethwana a a duedisitsweng</b>] mo Rejisetareng le mo webesaeteng ya sona.</p> <p>(3) Dituelo [<b>le makgethwana</b>] di duelwa kwa setheong sa lephata la ditšhelete mo nakong e e beilweng ke setheo sa lephata la ditšhelete, kgotsa mo nakong e e dumeletsweng ke setheo sa lephata la ditšhelete.</p> <p>(3A) (a) Makgethwana a a kailweng mo dikarolong 2 go fitlha go 8 le 12 tsa Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensa ya Tipositi, 2022, ka puisommogo le Dišejule 2 go fitlha go 5 tsa Molao oo, tse di laelang mabapi le go thuswa ga Bothati jwa Boitshwaro jwa Lephata la Ditšhelete, Lekgotla, Khansela ya Ombud, Ofisi ya Moatlhodi wa Matlole a Phenšene, le Ofisi ya Ombud wa Batlamedi ba Ditirelo tsa Ditšhelete ka matlole, a duelwa kwa Bothating jwa Boitshwaro jwa Lephata la Ditšhelete ka matlha le ka mokgwa o o tlhalositsweng ke Bothati jwa Boitshwaro jwa Lephata la Ditšhelete go ya ka karolo 242, kgotsa ka letlha le le dumeletsweng ke Bothati jwa Boitshwaro jwa Lephata la Ditšhelete.</p> <p>(b) Makgethwana a a kailweng mo dikarolong 2 go fitlha go 8 le 12 tsa Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensa ya Tipositi, 2022, ka puisommogo le šejule 1 ya Molao oo, e e laelang mabapi le thuso ya matlole ya Bothati jwa Tlhokomelo, ka Banka ya Resefe, ka matlha le ka mokgwa o o tlhalositsweng ke Bothati jwa Tlhokomelo go ya ka karolo 242, kgotsa ka letlha le le dumetsweng ke Bothati jwa Tlhokomelo.</p>

Act No. and year of law	Short Title	Extent of amendment or repeal
		<p><u>(c) The deposit insurance levy referred to in sections 9 and 12 of the Financial Sector and Deposit Insurance Levies Act, read with Schedule 6 to that Act, and section 166BC is payable to the Corporation, through the Reserve Bank, on the dates and in the manner specified by the Corporation, or on the date agreed to by the Corporation.</u></p> <p><u>(3B) (a) The deposit insurance premium referred to in section 166BG and Schedule 5 is payable to the Corporation, through the Reserve Bank, on the dates and in the manner specified by the Corporation, or on the date agreed to by the Corporation.</u></p> <p><u>(b) The Corporation must publish the deposit insurance premiums that have been collected in the Register and on its website.</u></p> <p><u>(4) Different fees may be determined [and different levies may be imposed] for different types or categories of persons or supervised entities.</u></p> <p><u>(5) Different levies may be imposed for different types or categories of supervised entities or members in accordance with the Financial Sector and Deposit Insurance Levies Act, 2022.</u></p> <p><u>(6) Different deposit insurance premiums may be determined for different types or categories of members.”.</u></p> <p><b>5. Section 238 is hereby amended—</b></p> <p><i>(a)</i> by the substitution for the heading of the following heading: “<b>Fees, [and] levies and deposit insurance premiums to be debts</b>”; and</p> <p><i>(b)</i> by the substitution for subsection (1) of the following subsection: “(1) A fee, [or] levy or deposit insurance premium payable to a financial sector body in terms of section 237 is a debt due to the financial sector body.”.</p> <p><b>6. Section 239 is hereby amended—</b></p> <p><i>(a)</i> by the substitution for the heading of the following heading: “<b>Budget, fees, [and] levies and deposit insurance premium proposals</b>”; and</p> <p><i>(b)</i> by the substitution in subsection (1) for paragraph <i>(b)</i> of the following paragraph: “<i>(b)</i> a proposal for the fees that will be charged and the levies and deposit insurance premiums that will be imposed by the financial sector body; and”;</p> <p><i>(c)</i> by the substitution for subsection (5) of the following subsection: “(5) The financial sector body must submit the finalised budget, together with the fees, [and] levies and deposit insurance premium proposals, to the Minister.”;</p> <p><i>(d)</i> by the substitution for subsection (7) of the following subsection: “(7) <i>(a)</i> In respect of the fees [and levies] proposals for the first financial year following the commencement of this section, the Minister must approve the proposals for all the financial sector bodies. <i>(b)</i> In respect of levies proposals, the Minister may amend the Schedules to the Financial Sector and Deposit Insurance Levies Act, as contemplated in section 10 of that Act.”; and</p> <p><i>(e)</i> by the insertion after subsection (7) of the following subsection: “(7A) <i>(a)</i> In respect of deposit insurance premium proposals by the Corporation, the Minister must approve the proposals for each financial year following the commencement of this section. <i>(b)</i> In respect of deposit insurance premium proposals, the Minister may amend Schedule 5, with the concurrence of the Corporation, and after having published a proposed amended Schedule in the <i>Gazette</i> for public comment for a period of at least 30 days, either by submitting an amended Schedule to Parliament for approval, in accordance with paragraphs <i>(c)</i> to <i>(j)</i>, or in accordance with paragraphs <i>(k)</i> to <i>(m)</i>— <i>(i)</i> to give effect to a proposal for deposit insurance premiums made by the Corporation and which proposal has been submitted to the Minister in terms of subsection (5); or <i>(ii)</i> to specify the meaning of any terms contained in the formulae set out in Schedule 5.”</p>

Nmr. ya Molao le ngwaga ya Molao	Setlhogo se se Khutshwane	Bogolo jwa tlhabololo kgotsa phimolo
		<p>(c) Lekgethwana la inšorensa ya tipositi le le kailweng mo dikarolong 9 le 12 tsa Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensa ya Tipositi, ka puisommogo le šejule 6 ya Molao oo, le karolo 166BC le duelwa kwa Koporasing, ka Banka ya Resefe, ka matlha le ka mogwa o o thalositšweng ke Koporasi, kgotsa ka letlha le le dumetsweng ke Koporasi.</p> <p>(3B) (a) Tuelo ya inšorensa ya tipositi e e kailweng mo karolong 166BG le mo šejuleng 5 e duelwa kwa Koporasing, ka Banka ya Resefe, ka matlha le ka mogwa o o thalositšweng ke Koporasi, kgotsa ka letlha le le dumetsweng ke Koporasi.</p> <p>(b) Koporasi e tshwanetse go phasalatsa dituelo tsa inšorensa ya tipositi tse di kgobokantsweng mo Rejisetareng le mo webesaeteng ya yona.</p> <p>(4) Dituelo tse di farologaneng di ka tlhomamiswa [e bile makgethwana a a farologaneng a ka duediswa] mabapi le mefuta kgotsa ditlhopha tse di farologaneng tsa batho kgotsa ditheo tse di okangweng.</p> <p>(5) Makgethwana a a farologaneng a ka duediswa mabapi le mefuta kgotsa ditlhopha tse di farologaneng tsa ditheo tse di okangweng kgotsa ditokololo go tsamaelana le Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensa ya Tipositi, 2022.</p> <p>(6) Dituelo tse di farologaneng tsa inšorensa ya tipositi di ka tlhomamiswa mabapi le mefuta kgotsa ditlhopha tse di farologaneng tsa ditokololo.”</p> <p>5. Karolo 238 e tlhabololwa jaana—</p> <p>(a) ka kemisetso ya setlhogo ka setlhogo se se latelang: “Dituelo, [le] makgethwana le dituelo tsa inšorensa ya tipositi di tla nna dikoloto”; le</p> <p>(b) ka kemisetso ya karolotlaleletso (1) ka karolotlaleletso e e latelang: “(1) Tuelo, [kgotsa] lekgethwana kgotsa tuelo ya inšorensa ya tipositi e e duelwang kwa setheong sa lephata la ditšhelete go ya ka Karolo 237 ke sekoloto se se duelwang go setheo sa lephata la ditšhelete.”</p> <p>6. Karolo 239 e tlhabololwa jaana—</p> <p>(a) ka kemisetso ya setlhogo ka setlhogo se se latelang: “Ditšhinyo tsa tekanyetsokabo, dituelo, [le] makgethwana le tuelo ya inšorensa ya tipositi”;</p> <p>(b) ka kemisetso mo karolotlaleletsong (1) ya temana (b) ka temana e e latelang: “(b) tšhinyo ya dituelo tse di tla duediswang le makgethwana le dituelo tsa inšorensa ya tipositi tse di tileng go duediswa ke setheo sa lephata la ditšhelete; le”;</p> <p>(c) ka kemisetso ya karolotlaleletso (5) ka karolotlaleletso e e latelang: “(5) Setheo sa lephata la ditšhelete se tshwanetse go romelela Tona ditšhinyo tsa tekanyetsokabo e e konoseditsweng, mmogo le dituelo, [le] makgethwana le dituelo tsa inšorensa ya tipositi.”;</p> <p>(d) ka kemisetso ya karolotlaleletso (7) ka karolotlaleletso e e latelang: “(7) (a) Mabapi le ditšhinyo tsa dituelo [le makgethwana] a ngwaga wa ntlha wa ditšhelete go latela tšhimololo ya karolo eno, Tona o tshwanetse go rebola ditšhinyo tsa ditheo tsothe tsa ditšhelete. (b) Mabapi le ditšhinyo tsa makgethwana, Tona o ka tlhabolola Dišejule tsa Molao wa Makgethwana a Lephata la Ditšhelete, jaaka go umakilwe mo karolong 10 ya Molao oo.”; le</p> <p>(e) ka go tsennngwa morago ga karolotlaleletso (7) ga karolotlaleletso e e latelang: “(7A) (a) Mabapi le ditšhinyo tsa tuelo ya inšorensa ya tipositi ka Koporasi, Tona o tshwanetse go rebola ditšhinyo tsa ngwaga nngwe le nngwe ya ditšhelete e e latelang tšhimololo ya karolo eno. (b) Mabapi le ditšhinyo tsa tuelo ya inšorensa ya tipositi, Tona o ka tlhabolola šejule 5, ka tumalano le Koporasi, le morago ga go phasalatsa šejule e e tlhabolotsweng e e tšhinyo mo Lokwalodikgannyeng la Puso mabapi le ditšhinyo tsa setšhaba sebaka sa bonnye matsatsi a le 30, ka go romela šejule e e tlhabolotsweng kwa Palamenteng gore e rebolwe, go tsamaelana le ditemana (c) go fitlha go (j), kgotsa go tsamaelana le ditemana (k) go fitlha go (m)— (i) go diragatsa tšhinyo ya dituelo tsa inšorensa ya tipositi tse di dirilweng ke Koporasi le tšhinyo eo e setseng e romeletse Tona go ya ka karolotlaleletso (5); kgotsa (ii) go thalosa bokao jwa mareo afe a a leng mo difomuleng tse di tlhagisitsweng mo šejuleng 5.</p>

Act No. and year of law	Short Title	Extent of amendment or repeal
		<p>(c) Parliament must approve, adopt amendments to or reject an amended Schedule within three months of the date of tabling of the amended Schedule.</p> <p>(d) If Parliament does not pass a resolution approving, adopting amendments to or rejecting the amended Schedule within three months of the date of tabling, Parliament is deemed to have approved the amended Schedule, and—</p> <p>(i) the Minister may then publish the amended Schedule in the <i>Gazette</i>; and</p> <p>(ii) the amended Schedule takes effect from the date of publication in the <i>Gazette</i>.</p> <p>(e) An amendment to Schedule 5 that is submitted to Parliament for approval must be referred to the respective committees on finance.</p> <p>(f) The committee on finance must—</p> <p>(i) conduct public hearings on the proposed amended Schedule 5; and</p> <p>(ii) report on the proposed amended Schedule 5 to the relevant House.</p> <p>(g) If a committee on finance proposes amendments to the amended Schedule 5 that has been tabled for approval by Parliament, the Minister must be given at least 14 days to respond to the proposed amendments before the committee reports to the House.</p> <p>(h) The report of a finance committee referred to in this subsection must indicate the manner in which the proposed amendments are consistent with the Fund being able to make the required payments in terms of Chapter 12A and referred to in section 166BG(1).</p> <p>(i) The report of a committee on finance must include the comments of the Minister on any proposed amendments to the proposed amended Schedule 5 as tabled.</p> <p>(j) If Parliament approves or adopts amendments to the amended Schedule as tabled, the Schedule approved or adopted by Parliament takes effect on the date of such approval or adoption by Parliament, and the Minister must then publish the Schedule, as approved or adopted, in the <i>Gazette</i>.</p> <p>(k) The deposit insurance premiums in Schedule 5 will be increased annually by the arithmetic mean of the Consumer Price Index as published by Statistics South Africa in the preceding calendar year, unless the Minister by notice determines that there must be no increase or an increase less than that annual rate of increase.</p> <p>(l) Schedule 5 may be amended by the Minister, by notice in the <i>Gazette</i>, to give effect to an increase in deposit insurance premiums referred to in paragraph (k), and does not require submission to Parliament for approval, but a copy of the notice must be tabled in Parliament for information purposes.</p> <p>(m) An amended Schedule 5 referred to in paragraph (k) takes effect on the date of the publication of the notice, referred to in paragraph (l), in the <i>Gazette</i>.”</p> <p>7. The following section is hereby substituted for section 240:</p> <p><b>“Consultation requirements</b></p> <p><b>240.</b> (1) Part 1 of Chapter 7, with the exception of section 100, applies with the necessary changes, to the adoption of the budget, the estimates of expenditure as well as the fees, <b>[and]</b> levies and deposit insurance premium proposals as provided for in section 239.</p> <p>(2) The documents that must be published under section 98 include—</p> <p>(a) the budget, estimates of expenditure and the fees, <b>[and]</b> levies and deposit insurance premium proposals provided for in section 239 for the relevant financial year; and</p> <p>(b) an explanation by the financial sector body of the budget, estimates of expenditure and the fees, <b>[and]</b> levies and deposit insurance premium proposals, and of the variation of the budget, estimates of expenditure and the fees <b>[and]</b>, levies and deposit insurance premium proposals against the budget, estimates of expenditure and the fees, <b>[and]</b> levies and deposit insurance premium proposals adopted for the previous financial year.”.</p>

Nmr. ya Molao le ngwaga ya Molao	Setlhogo se se Khutshwane	Bogolo jwa tlhabololo kgotsa phimolo
		<p>(c) <u>Palamente e tshwanetse go rebola, go amogela kgotsa go se amogele šejule e e tlhabolotsweng mo dikgweding tse tharo tsa letlha la go itsisiwe ga šejule e e tlhabolotsweng.</u></p> <p>(d) <u>Fa Palamente e sa dumalane ka go rebola, go amogela le go se amogele šejule e e tlhabolotsweng mo dikgweding tse tharo tsa letlha la go itsisiwe, go tla tsewa gore Palamente e rebotse šejule e e tlhabolotsweng, e bile—</u></p> <p>(i) <u>Tona o ka phasalatsa šejule e e tlhabolotsweng mo Lokwalodikgannyeng la Puso; e bile</u></p> <p>(ii) <u>šejule e e tlhabolotsweng e simolola go dira go simolola ka letlha la phasalatsa mo Lokwalodikgannyeng la Puso.</u></p> <p>(e) <u>Tlhabololo ya šejule 5 e e rometsweng kwa Palamenteng mabapi le thebolo e tshwanetse go lebiswa kwa dikomiting tse di maleba tsa matlotlo.</u></p> <p>(f) <u>Komiti ya matlotlo e tshwanetse go—</u></p> <p>(i) <u>tshwara ditheetso tsa setšhaba ka ga ditlhabololo tse di tshitsintsweng tsa šejule 5; le</u></p> <p>(ii) <u>bega ka ditlhabololo tse di tshitsintsweng tsa šejule 5 kwa Ntlong e e maleba.</u></p> <p>(g) <u>Fa komiti ya matlotlo e tshitsinya ditlhabololo mo šejuleng 5 e e beilweng fa pele ga Palamente mabapi le thebolo, Tona o tshwanetse go newa bonnye matsatsi a le 14 go tsibogela ditlhabololo tse di tshitsintsweng pele komiti e begela Ntlo.</u></p> <p>(h) <u>Pegelo ya komiti ya matlotlo e e kailweng mo karolotlaleletsong eno e tshwanetse go thagisa ka moo ditlhabololo tse di tshitsintsweng di tsamaelanang le Letlole ka teng go kgona go dira dituelo tse di tlhokegang go ya ka Kgaolo 12A le ka moo go kailweng mo karolong 166BG(1).</u></p> <p>(i) <u>Pegelo ya komiti ya matlotlo e tshwanetse go akaretsa ditshwaelo tsa Tona mo tlhabololong efe e e tshitsintsweng ya tlhabololo e e tshitsintsweng ya šejule 5 jaaka e itsisiwe.</u></p> <p>(j) <u>Fa Palamente e rebola kgotsa e amogela ditlhabololo tsa šejule e e tlhabolotsweng jaaka e itsisiwe, šejule e e rebotsweng kgotsa e e amogetsweng ke Palamente e tsena mo tirisong ka letlha la thebolo kgotsa kamogelo eo ya Palamente, Tona o tshwanetse go phasalatsa šejule, jaaka e rebotse kgotsa e amogetse, mo Lokwalodikgannyeng la Puso.</u></p> <p>(k) <u>Dituelo tsa inšorensa ya tipositi mo šejuleng 5 di tla tlhatloswa ngwaga le ngwaga ka palogare ya Tshupane ya Ditlhothwa tsa Badirisi jaaka e phasaladitswe ke Dipalopalo tsa Aforika Borwa mo ngwageng o o fetileng wa alemanaka, ntle le fa tona a ka tlhomamisa ka kitsiso gore go se nne le tlhatloso kgotsa tlhatloso e e kwa tlase ga tlhatloso ya kelo ya ngwaga.</u></p> <p>(l) <u>šejule 5 e ka tlhabololwa ke Tona, ka kitsiso mo Lokwalodikgannyeng la Puso, go tsenya mo tirisong tlhatloso ya dituelo tsa inšorensa ya tipositi tse di kailweng mo temaneng (k), e bile thebolo ya Palamente ga e tlhokege, fela khopi ya kitsiso e tshwanetse go itsisiwe kwa Palamenteng mabapi le maitlhomano a tshedimisetso.</u></p> <p>(m) <u>šejule 5 e e tlhabolotsweng e e kailweng mo temaneng (k) e tsena mo tirisong ka letlha la phasalatsa ya kitsiso, e e kailweng mo temaneng (l), mo Lokwalodikgannyeng la Puso.”.</u></p> <p><b>7. Karolo e e latelang e tsenngwa mo boemong jwa karolo 240:</b></p> <p><b>“Ditlhokego tsa therisano</b></p> <p><b>240.</b> (1) Karolo 1 ya Kgaolo 7, ntle le karolo 100, e diriswa le diphetogo tse di tlhokegang, mo kamogeleng ya tekanyetsokabo, diphopholetso tsa ditshenyegelo le tsa dituelo, [le] ditshitsinyo tsa makgethwana le dituelo tsa inšorensa ya tipositi jaaka go laetswe mo karolong 239.</p> <p>(2) Dikwalo tse di tshwanetseng go phasalatswa ka fa tlase ga karolo 98 di akaretsa—</p> <p>(a) tekanyetsokabo, diphopholetso tsa ditshenyegelo le dituelo, [le] ditshitsinyo tsa makgethwana le dituelo tsa inšorensa ya tipositi tse di laetsweng mo karolong 239 mabapi le ngwaga wa ditšhelete o o maleba; le</p> <p>(b) tlhaloso ka setheo sa lephata la ditšhelete ya tekanyetso, diphopholetso tsa ditshenyegelo le dituelo, [le] ditshitsinyo tsa makgethwana le tuelo ya inšorensa ya tipositi, le ya pharologanyo ya tekanyetsokabo, diphopholetso tsa ditshenyegelo le dituelo [le], ditshitsinyo tsa makgethwana le tuelo ya inšorensa ya tipositi kgalhanong le tekanyetso, diphopholetso tsa ditshenyegelo le dituelo, [le] ditshitsinyo tsa makgethwana le tuelo ya inšorensa ya tipositi tse di amogetsweng mabapi le ngwaga o o fetileng wa ditšhelete.”.</p>

Act No. and year of law	Short Title	Extent of amendment or repeal
		<p><b>8.</b> Section 241 is hereby amended—</p> <p>(a) by the substitution for the heading of the following heading: <b>“Determinations of information required for assessment of levy or deposit insurance premium”</b>; and</p> <p>(b) by the substitution for subsections (1), (2) and (3) of the following subsections, respectively:</p> <p>“<b>(1)</b> A financial sector body may, in writing, require a supervised entity or member to provide it with information relevant to any assessment of the supervised entity’s or member’s liability for any levy or deposit insurance premium as specified in the requirement.</p> <p><b>(2)</b> A requirement in terms of subsection (1) may be published in the Register or provided to the supervised entity or member from whom information is required, and must specify the manner in which, and the date by when, the information must be provided.</p> <p><b>(3)</b> A supervised entity or member must not fail or refuse to comply with a requirement issued in terms of subsection (1).”.</p> <p><b>9.</b> The following section is hereby substituted for section 242:</p> <p><b>“Assessments of levy or deposit insurance premium</b></p> <p><b>242.</b> (1) A financial sector body must issue to each supervised entity or member that is liable to pay a levy or deposit insurance premium for the financial year an assessment of a levy or deposit insurance premium payable by the supervised entity or member.</p> <p>(2) The assessment notice issued to a supervised entity or member must state the date on which the levy or deposit insurance premium is due and must be paid, which period must not be less than 30 days from the date of receipt of the notice of assessment by the supervised entity or member.”.</p> <p><b>10.</b> The following section is hereby substituted for section 243:</p> <p><b>“Payment of fee, [or] levy, deposit insurance premium, or deposit insurance levy by instalments</b></p> <p><b>243.</b> (1) A person who has been charged a fee, or a supervised entity who has been charged a levy, or a member who has been charged a deposit insurance premium, or a deposit insurance levy, may offer to pay the fee, [or] levy, deposit insurance premium or deposit insurance levy by specified instalments, and if an offer is made, the financial sector body to which the fee, levy, deposit insurance premium, or deposit insurance levy must be paid, must—</p> <p>(a) accept the offer;</p> <p>(b) accept a modified offer; or</p> <p>(c) reject the offer,</p> <p>and must notify the person who made the offer accordingly.</p> <p>(2) A person who wishes to make an offer to pay a fee, [or] levy, deposit insurance premium or deposit insurance levy by instalments must make an offer—</p> <p>(a) immediately after being notified of the fee, [or] levy, deposit insurance premium, or deposit insurance levy charged, if the fee, [or] levy, deposit insurance premium or deposit insurance levy must be paid within 14 days after the date on which notification is received; or</p> <p>(b) at least 14 days before the date on which the fee, [or] levy, deposit insurance premium or deposit insurance levy must be paid, if paragraph (a) does not apply.</p> <p>(3) The financial sector body to which the offer to pay the fee, levy, deposit insurance premium or deposit insurance levy by instalments, referred to in subsection (1), was made, must notify the person who made an offer in terms of subsection (1) of its decision—</p>

Nmr. ya Molao le ngwaga ya Molao	Setlhogo se se Khutshwane	Bogolo jwa tlhabololo kgotsa phimolo
		<p><b>8.</b> Karolo 241 e tlhabololwa jaana—</p> <p>(a) ka kemisetso ya setlhogo ka setlhogo se se latelang:  <b>“Dithomamiso tsa tshedimisetso e e tlhokegang mabapi le tshekatsheko ya lekgethwana kgotsa tuelo ya inšorensa ya tipositi”;</b> le</p> <p>(b) ka kemisetso ya dikarolotlaleletso (1), (2) le (3) ka dikarolotlaleletso tse di latelang, ka tatelano:  “(1) Setheo sa lephata la ditšhelete se ka, ka go kwala, lopa setheo se se okangweng kgotsa tokololo go se tlamela ka tshedimisetso e e maleba mo tshekatshekong efe ya maikarabelosemolao a lekgethwana lefe kgotsa tuelo ya inšorensa ya tipositi ya setheo se se okangweng kgotsa tokololo jaaka go tsepamisitswe mo topong.  (2) Topo go ya ka karolotlaleletso (1) e ka phasalatswa mo Rejisetareng kgotsa ya tlamelwa setheo se se okangweng kgotsa tokololo e e lopiwang tshedimisetso, e bile e tshwanetse go tlhalosa mokgwa le letlha le ka lona, tshedimisetso e tshwanetseng go tlamelwa.  (3) Setheo se se okangweng kgotsa tokololo ga se a tshwanela go retelelwa kgotsa go gana go obamela topo e e rebotsweng go ya ka karolotlaleletso (1).”.</p> <p><b>9.</b> Karolo e e latelang e tsenngwa mo boemong jwa karolo 242:  <b>“Thekatsheko ya lekgethwana kgotsa tuelo ya inšorensa ya tipositi</b>  <b>242.</b> (1) Setheo sa lephata la ditšhelete se tshwanetse go rebolela setheo sengwe le sengwe se se okangweng kgotsa tokololo e e rwalang maikarabelosemolao a go duela lekgethwana kgotsa tuelo ya inšorensa ya tipositi ya ngwaga wa ditšhelete tshekatsheko ya lekgethwana kgotsa tuelo ya inšorensa ya tipositi e e duelwang ke setheo se se okangweng kgotsa tokololo.  (2) Kitsiso ya tshekatsheko e e reboletsweng setheo se se okangweng kgotsa tokololo e tshwanetse go tthagisa letlha leo ka lona lekgethwana kgotsa tuelo ya inšorensa ya tipositi e tshwanetseng go duelwa, paka eo e seng kwa tlase ga matsatsi a le 30 go simolola ka letlha la kamogelo ya kitsiso ya tshekatsheko ka setheo se se okangweng kgotsa tokololo.”.</p> <p><b>10.</b> Karolo e e latelang e tsenngwa mo boemong jwa karolo 243:  <b>“Tuelo ya tuelo, [kgotsa] lekgethwana, tuelo ya inšorensa ya tipositi, kgotsa lekgethwana la inšorensa ya tipositi ka dikarolwana</b>  <b>243.</b> (1) Motho yo o duediswang tuelo, kgotsa setheo se se okangweng se se duediswang lekgethwana, kgotsa tokololo e e duediswang tuelo ya inšorensa ya tipositi, kgotsa lekgethwana la inšorensa ya tipositi, o ka tlhopho go duela tuelo, [kgotsa] lekgethwana, tuelo ya inšorensa ya tipositi kgotsa lekgethwana la inšorensa ya tipositi ka dikarolwana tse di tsepamisitsweng, e bile fa tsholofetso e dirilwe, setheo sa lephata la ditšhelete se tuelo, lekgethwana, tuelo ya inšorensa ya tipositi, kgotsa lekgethwana la inšorensa ya tipositi e tshwanetseng go duelwa go sona, se tshwanetse go—  (a) amogela tsholofetso;  (b) amogela tsholofetso e e fetotsweng; kgotsa  (c) go se amogele tsholofetso,  e bile se tshwanetse go itsise motho yo o dirileng tsholofetso ka nepagalo.  (2) Motho yo o eletsang go dira tsholofetso ya go duela tuelo, [kgotsa] lekgethwana, tuelo ya inšorensa ya tipositi kgotsa lekgethwana la inšorensa ya tipositi ka dikarolwana o tshwanetse go dira tsholofetso—  (a) ka bonako morago ga go itsisiwe ka tuelo, [kgotsa] lekgethwana, tuelo ya inšorensa ya tipositi kgotsa lekgethwana la inšorensa ya tipositi le le duediswang, fa tuelo, [kgotsa] lekgethwana, tuelo ya inšorensa ya tipositi kgotsa lekgethwana la inšorensa ya tipositi le tshwanetse go duelwa mo matsatsing a le 14 morago ga letlha le kitsiso e amogetsweng ka lona; kgotsa  (b) bonnye matsatsi a le 14 pele ga letlha le ka lona tuelo, [kgotsa] lekgethwana, tuelo ya inšorensa ya tipositi kgotsa lekgethwana la inšorensa ya tipositi le tshwanetseng go duelwa, fa temana (a) e sa diriswe.  (3) Setheo sa lephata la ditšhelete se tsholofetso ya go duela tuelo, lekgethwana, tuelo ya inšorensa ya tipositi kgotsa lekgethwana la inšorensa ya tipositi ka dikarolwana, e e kailweng mo karolotlaleletsong (1), e dirilweng go sona, se tshwanetse go itsise motho yo o dirileng tsholofetso go ya ka karolotlaleletso (1) ka ga tshwetso ya sona—</p>

Act No. and year of law	Short Title	Extent of amendment or repeal
		<p>(a) immediately after receipt of the offer, in respect of an offer referred to in subsection (2)(a); or</p> <p>(b) within seven days after the receipt of the offer, in respect of an offer referred to in subsection (2)(b).”.</p> <p><b>11.</b> Section 244 is hereby amended—</p> <p>(a) by the substitution for the heading of the following heading:  “<b>Interest on late or non-payment of fees, [and] levies, deposit insurance premiums and deposit insurance levies</b>”;</p> <p>(b) by the substitution for subsections (1), (2) and (3) of the following subsections, respectively:</p> <p>“(1) If a fee, [or] levy, deposit insurance premium or deposit insurance levy is not paid, or not paid in full, within the period specified for payment, and an offer to pay the fee, [or] levy, deposit insurance premium or deposit insurance levy by instalments has not been accepted as referred to in section 243(1)(a) or (b), the person liable to pay the fee, [or] levy, deposit insurance premium or deposit insurance levy in question must pay interest at the rate referred to in subsection (2), on the amount of the fee, [or] levy, deposit insurance premium or deposit insurance levy that remains unpaid 30 days after the due date.</p> <p>(2) Interest due and payable on an outstanding fee, [or] levy, deposit insurance premium or deposit insurance levy amount must be calculated based on the interest rate prescribed for the time being in terms of the Prescribed Rate of Interest Act, 1975 (Act No. 55 of 1975).</p> <p>(3) Interest charged on an outstanding fee amount is a debt due to the financial sector body, and may be recovered by a judicial process in a competent court.”; and</p> <p>(c) by the addition of the following subsections:</p> <p>“(4) (a) Interest charged on an outstanding levy amount, referred to in section 237(3A)(a), is a debt due and payable to the Financial Sector Conduct Authority and must be paid into the account referred to in section 246(2)(a).</p> <p>(b) Interest charged on an outstanding levy amount, referred to in section 237(3A)(b), is a debt due to the Prudential Authority and payable to the Prudential Authority through the Reserve Bank, and must be paid into the account referred to in section 246(2)(b).</p> <p>(c) Interest charged on an outstanding levy amount, referred to in section 237(3A)(c), is a debt due to the Corporation and payable to the Corporation through the Reserve Bank, and must be paid into the account referred to in section 246(2)(c).</p> <p>(d) Any overpayment of a levy amount or interest on a levy amount is a debt owed and payable, from the account referred to in section 246(2)(a), (b) or (c) to which the overpayment was made, to the supervised entity or member which made the overpayment.</p> <p>(5) (a) Interest charged on an outstanding deposit premium amount, referred to in section 237(3B)(a), is a debt due to the Corporation and payable to the Corporation through the Reserve Bank, and must be paid into the account referred to in section 246(2)(d).</p> <p>(b) Any overpayment of a deposit insurance premium amount or interest on a deposit insurance premium amount is a debt owed and payable, from the account referred to in section 246(2)(d) to which the overpayment was made, to the member which made the overpayment.”.</p>



Nmr. ya Molao le ngwaga ya Molao	Setlhogo se se Khutshwane	Bogolo jwa tlhabololo kgotsa phimolo
		<p>(a) ka bonako morago ga kamogelo ya tsholofetso, mabapi le tsholofetso e e kailweng mo karolotlaleletsong (2)(a); kgotsa mo matsatsing a le supa morago ga kamogelo ya tsholofetso, mabapi le tsholofetso e e kailweng mo karolotlaleletsong (2)(b).”.</p> <p><b>11. Karolo 244 e tlhabololwa jaana—</b></p> <p>(a) ka kemisetso ya setlhogo ka setlhogo se se latelang:  <b>“Morokotso mo tuelong e e thari kgotsa e e sa dirwang, [le] makgethwana, dituelo tsa inšorensa ya tipositi le makgethwana a inšorensa ya tipositi”;</b></p> <p>(b) ka kemisetso ya dikarolotlaleletso (1), (2) le (3) ka dikarolotlaleletso tse di latelang, ka tatelano:  <b>“(1) Fa tuelo, [kgotsa] lekgethwana, tuelo ya inšorensa ya tipositi kgotsa lekgethwana la inšorensa ya tipositi e sa duelwa, kgotsa e sa duelwa ka botlalo, mo nakong e e beilweng ya tuelo, e bile tsholofetso ya go duela tuelo, [kgotsa] lekgethwana, tuelo ya inšorensa ya tipositi kgotsa lekgethwana la inšorensa ya tipositi ka dikarolwana e sa amogelwa jaaka go kailwe mo karolong 243(1)(a) kgotsa (b), motho yo o rwalang maikarabelosemolao go duela tuelo, [kgotsa] lekgethwana, tuelo ya inšorensa ya tipositi kgotsa lekgethwana la inšorensa ya tipositi e e umakwang o tshwanetse go duela morokotso ka seelo se se kailweng mo karolotlaleletsong (2), mo tlotlheng ya tuelo, [kgotsa] lekgethwana, tuelo ya inšorensa ya tipositi kgotsa lekgethwana la inšorensa ya tipositi e e salang go sa duelwa matsatsi a le 30 morago ga lethla la bofelo.</b>  <b>(2) Morokotso o o tshwanetseng go duelwa mo tlotlheng e e saletseng ya tuelo, [kgotsa] lekgethwana, tuelo ya inšorensa ya tipositi kgotsa lekgethwana la inšorensa ya tipositi o tshwanetse go balwa go ikaegilwe mo seelong sa morokotso se se beilweng mo nakong e e rileng go ya ka <i>Prescribed Rate of Interest Act, 1975</i> (Molao 55 wa 1975).</b>  <b>(3) Morokotso o o duediswang mo tlotlheng e e saletseng kwa morago ya tuelo ke sekoloto se se tshwanetseng go duelwa kwa setheong sa lephata la ditšhelete, e bile o ka busetswa ka tsamaiso ya boatlhodi kwa kgotlatshekelong e e nang le bokgoni.”;</b> le</p> <p>(c) ka go tsenya dikarolotlaleletso tse di latelang:  <b>“(4) (a) Morokotso o o duediswang mo tlotlheng e e saletseng kwa morago ya lekgethwana, e e kailweng mo karolong 237(3A)(a), ke sekoloto se se tshwanetseng go duelwa kwa Bothating jwa Boitshwara jwa Lephata la Ditšhelete e bile o tshwanetse go duelwa mo akhaontong e e kailweng mo karolong 246(2)(a).</b>  <b>(b) Morokotso o o duediswang mo tlotlheng e e saletseng kwa morago ya lekgethwana, e e kailweng mo karolong 237(3A)(b), ke sekoloto se se tshwanetseng go duelwa kwa Bothating jwa Tlhokomelo le go duelwa kwa Bothating jwa Tlhokomelo ka Banka ya Resefe, e bile se tshwanetse go duelwa mo akhaontong e e kailweng mo karolong 246(2)(b).</b>  <b>(c) Morokotso o o duediswang mo tlotlheng e e saletseng kwa morago ya lekgethwana, e e kailweng mo karolong 237(3A)(c), ke sekoloto se se tshwanetseng go duelwa kwa Koporasing le go duelwa kwa Koporasing ka Banka ya Resefe, e bile o tshwanetse go duelwa mo akhaontong e e kailweng mo karolong 246(2)(c).</b>  <b>(d) Tuelo efe e e feteletseng ya tlotlhwa ya lekgethwana kgotsa morokotso wa tlotlhwa ya lekgethwana ke sekoloto se se kolotwang le go duelwa, go tswa mo akhaontong e e kailweng mo karolong 246(2)(a), (b) kgotsa (c) eo tuelo e e feteletseng e dirilweng mo go yona, kwa setheong se se okangweng kgotsa kwa tokololong e e dirileng tuelo e e feteletseng.</b>  <b>(5) (a) Morokotso o o duediswang mo tlotlheng ya tuelo ya tipositi e e saletseng kwa morago, e e kailweng mo karolong 237(3B)(a), ke sekoloto se se duediswang ke Koporasing le go duelwa kwa Koporasing ka Banka ya Resefe, e bile se tshwanetse go duelwa mo akhaontong e e kailweng mo karolong 246(2)(d).</b>  <b>(b) Tuelo nngwe le nngwe e e feteletseng ya tlotlhwa ya tuelo ya inšorensa ya tipositi kgotsa morokotso wa tlotlhwa ya tuelo ya inšorensa ya tipositi ke sekoloto se se kolotwang le go duelwa, go tswa mo akhaontong e e kailweng mo karolong 246(2)(d) e tuelo e e feteletseng e dirilweng mo go yona, kwa tokololong e e duetseng go fetelela.”.</b></p>

Act No. and year of law	Short Title	Extent of amendment or repeal
		<p><b>12.</b> Section 245 is hereby amended—</p> <p>(a) by the substitution for the heading of the following heading: <b>“Exemption from fee or deposit insurance premium”</b>; and</p> <p>(b) by the addition of the following subsections:</p> <p>“(4) The Corporation may in writing, on application by a member, exempt a member from the payment of all or part of the deposit insurance premiums specified in Schedule 5, in respect of the premium period referred to in section 166BG(3), or a part of that period.</p> <p>(5) A member must, in the application referred to in subsection (4), provide the information that the Corporation may determine, in the form and manner so determined.</p> <p>(6) The Corporation may only exempt a member if the Corporation is satisfied that the exemption from the deposit insurance premium—</p> <p>(a) will alleviate undue financial or other hardship or prejudice to the member, or financial customers due to circumstances outside the control of that member;</p> <p>(b) is not contrary to the public interest;</p> <p>(c) is necessary for—</p> <p>(i) developmental and financial inclusion, as well as transformation objectives to facilitate progressive or incremental compliance with the Act, or another financial sector law; or</p> <p>(ii) other sound reasons; and</p> <p>(d) is necessary to facilitate the affordability of the deposit insurance premium for the member.</p> <p>(7) The Corporation must publish, in accordance with the requirements under this Act, each exemption that is issued by the Corporation in terms of this section.”.</p> <p><b>13.</b> Section 246 is hereby amended—</p> <p>(a) by the substitution for the heading of the following heading: <b>“Management of fees, [and] levies, deposit insurance premiums and deposit insurance levies”</b>; and</p> <p>(b) by the substitution for subsections (2) and (3) of the following subsections, respectively:</p> <p>“(2) (a) Levies imposed in accordance with [section 237(1)(b),] the Financial Sector and Deposit Insurance Levies Act, which are referred to in section 237(3A)(a), and interest accrued on those levies in terms of section 244(4)(a), must be collected by the Financial Sector Conduct Authority and paid into a bank account designated for that purpose, which is in the name and control of the Financial Sector Conduct Authority.</p> <p>(b) Levies imposed in accordance with the Financial Sector and Deposit Insurance Levies Act, which are referred to in section 237(3A)(b), and interest accrued on those levies in terms of section 244(4)(b), must be collected by the Reserve Bank and paid into a bank account designated for that purpose, which is in the name and control of the Prudential Authority.</p> <p>(c) Deposit insurance levies imposed in accordance with the Financial Sector and Deposit Insurance Levies Act, which are referred to in section 237(3A)(c), and interest accrued on those levies in terms of section 244(4)(c), must be collected by the Reserve Bank and paid into a bank account designated for that purpose, which is in the name and control of the Corporation.</p> <p>(d) Deposit insurance premiums imposed in accordance with section 166BG, which are referred to in section 237(3B)(a), and interest accrued on those premiums in terms of section 244(5), must be collected by the Reserve Bank and paid into the bank account of the Fund referred to in section 166BD(3).</p>

Nmr. ya Molao le ngwaga ya Molao	Setlhogo se se Khutshwane	Bogolo jwa tlhabololo kgotsa phimolo
		<p><b>12.</b> Karolo 245 e tlhabololwa jaana—</p> <p>(a) ka kemisetso ya setlhogo ka setlhogo se se latelang:  <b>“Kgololo mo tuelong kgotsa mo tuelong ya inšorensa ya tipositi”</b>; le</p> <p>(b) ka go tsenya dikarolotlaleletso tse di latelang:  <b>“(4) Koporasi ka go kwala e ka, ka kopo ya tokololo, golola tokololo mo go dueleng ka gotlhe kgotsa karolo ya dituelo tsa inšorensa ya tipositi tse di tlhalositsweng mo šejuleng 5, mabapi le paka ya tuelo e e kailweng mo karolong 166BG(3), kgotsa karolo ya paka eo.</b>  <b>(5) Tokololo e tshwanetse, mo kopong e e umakilweng mo karolotlaleletsong (4), go tlamela tshedimosetso e e ka tlhomamiswang ke Koporasi, ka mofuta le mokgwa o o batlegang.</b>  <b>(6) Koporasi e ka golola tokololo fela fa Koporasi e kgotsofetse gore kgololo mo tuelong ya inšorensa ya tipositi—</b>  <b>(a) e tla fedisa tshokolo e e feteletseng ya ditšhelete kgotsa efe kgotsa kgobelelo mo tokololong, kgotsa mo barekeding ba ditšhelete ka ntlha ya mabaka a a seng mo taolong ya tokololo eo;</b>  <b>(b) ga e kgatlhanong le dikgatlhegelo tsa setšhaba;</b>  <b>(c) e a tlhokega mabapi le—</b>  <b>(i) kakaretso ya tlhabololo le ya ditšhelete, gape le maitlhommo a phetolo go nolofatsa kobamelo e e tswelelang kgotsa e e golang ya Molao, kgotsa molao o mongwe wa lephata la matlotlo; kgotsa</b>  <b>(ii) mabaka a mangwe a a utlwalang; e bile</b>  <b>(d) e a tlhokega go nolofatsa kgonagalo ya tuelo inšorensa ya tipositi ya tokololo.</b>  <b>(7) Koporasi e tshwanetse go phasalatsa, go tsamaelana le ditlhokego ka fa tlase ga Molao ono, kgololo nngwe le nngwe e e rebotsweng ke Koporasi go ya ka karolo eno.”.</b></p> <p><b>13.</b> Karolo 246 e tlhabololwa jaana—</p> <p>(a) ka kemisetso ya setlhogo ka setlhogo se se latelang:  <b>“Taolo ya dituelo, [le] makgethwana, dituelo tsa inšorensa ya tipositi le makgethwana a inšorensa ya tipositi”</b>; le</p> <p>(b) ka kemisetso ya dikarolotlaleletso (2) le (3) ka dikarolotlaleletso tse di latelang, ka tatelano:  <b>“(2) (a) Makgethwana a a duediswang go tsamaelana le [karolo 237(1)(b).] Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensa ya Tipositi, a a kailweng mo karolong 237(3A)(a), le morokotso o o bonweng mo makgethwaneng ao go ya ka karolo 244(4)(a), a tshwanetse go kgobokanngwa ke Bothati jwa Boitshwaro jwa Lephata la Ditšhelete le go duelwa mo akhaontong ya banka e e tlhomilweng mabapi le maitlhommo ao, e e mo leineng le mo taolong ya Bothati jwa Boitshwaro jwa Lephata la Ditšhelete.</b>  <b>(b) Makgethwana a a duediswang go tsamaelana le Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensa ya Tipositi, a a kailweng mo karolong 237(3A)(b), le morokotso o o bonweng mo makgethwaneng ao go ya ka karolo 244(4)(b), a tshwanetse go kgobokanngwa ke Banka ya Resefe le go duelwa mo akhaontong ya banka e e tlhomilweng mabapi le maitlhommo ao, e e mo leineng le mo taolong ya Bothati jwa Tlhokomelo.</b>  <b>(c) Makgethwana a inšorensa ya tipositi a a duediswang go tsamaelana le Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensa ya Tipositi, a a kailweng mo karolong 237(3A)(c), le morokotso o o bonweng mo makgethwaneng ao go ya ka karolo 244(4)(c), a tshwanetse go kgobokanngwa ke Banka ya Resefe le go duelwa mo akhaontong ya banka e e tlhomilweng mabapi le maitlhommo ao, e e mo leineng le mo taolong ya Koporasi.</b>  <b>(d) Dituelo tsa inšorensa ya tipositi tse di duediswang go tsamaelana le karolo 166BG, tse di kailweng mo karolong 237(3B)(a), le morokotso o o bonweng dituelong tseo go ya ka karolo 244(5), di tshwanetse go kgobokanngwa ke Banka ya Resefe le go duelwa mo akhaontong ya banka ya Lelilole le le umakilweng mo karolong 166BD(3).</b></p>

Act No. and year of law	Short Title	Extent of amendment or repeal
		<p>(3) Each financial sector body's allocation of the levies <b>[collected]</b> in terms of section 12 of the Financial Sector and Deposit Insurance Levies Act and interest contemplated in subsection (2)(a), must be transferred by the Financial Sector Conduct Authority to the financial sector body's designated account in accordance with a payment schedule agreed between the financial sector body and the Financial Sector Conduct Authority."</p> <p><b>14.</b> The amendment of section 247 by the insertion in subsection (2) after paragraph (a) of the following paragraph:  “(aA) in respect of deposit insurance levies received by the Corporation, to the general administrative and operating costs of the Fund;”.</p> <p><b>15.</b> Section 248 is hereby amended—</p> <p>(a) by the insertion after subsection (5) of the following subsection:  “(5A) (a) The Corporation must prepare an annual budget and estimates of expenditure for the financial year in accordance with section 239 and in compliance with subsection (4)(b), and financial accounts, financial statements and an annual report as contemplated in sections 166AU and 166AV.  (b) The financial accounts and financial statements of the Corporation must also include the financial accounts and financial statements of the Fund, and the annual report of the Corporation must also report on the activities, operations and performance of the Fund.  (c) The Chief Executive Officer of the Corporation is responsible for ensuring that the expenditure of the Corporation is in accordance with its approved budget.”;</p> <p>(b) by the substitution for subsection (6) of the following subsection:  “(6) The [Prudential Authority, the] Tribunal, the Ombud Council, the Office of the Pension Funds Adjudicator, and the Office of the Ombud for Financial Services Providers must provide the Financial Sector Conduct Authority with its levies that will be imposed for the operation of the financial sector body two months prior to the start of a financial year in respect of which the levies will be imposed.”;</p> <p>(c) by the insertion after subsection (8) of the following subsection:  “(8A) In addition to the matters which must be included in the financial accounts, financial statements and annual reports of the Corporation referred to in subsection (5A), the annual reports of the Corporation must contain a statement showing—  (a) the total number of members who paid deposit insurance levies and deposit insurance premiums imposed in that financial year;  (b) the total deposit insurance levies collected by the Reserve Bank on behalf of and received by the Corporation;  (c) the total deposit insurance premiums collected by the Reserve Bank on behalf of the Corporation and which were paid to the Fund; and  (d) any other matter determined by the Minister.”; and</p> <p>(d) by the substitution for subsection (9) of the following subsection:  “(9) A financial sector body must publish its annual budget on [their] its website, and must publish its determined fees and imposed levies and deposit insurance premiums in the Register and on its website.”.</p>

Nmr. ya Molao le ngwaga ya Molao	Setlhogo se se Khutshwane	Bogolo jwa tlhabololo kgotsa phimolo
		<p>(3) Kabo nngwe le nngwe ya setheo sa ditšhelete ya makgethwana [a a kgobokantsweng] go ya ka karolo 12 ya Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensa ya Tipositi le morokotso o o umakilweng mo karotlaleletsong (2)(a), e tshwanetse go sutisetswa ke Bothati jwa Boitshwaro jwa Lephata la Ditšhelete kwa akhaontong e e tlhomilweng ya setheo sa ditšhelete go tsamaelana le thulaganyo ya tuelo e go dumalanweng ka yona magareng ga setheo sa lephata la matlotlo le Bothati jwa Boitshwaro jwa Lephata la Ditšhelete.”.</p> <p><b>14.</b> Tlhabololo ya karolo 247 ka go tsennngwa mo karotlaleletsong (2) morago ga temana (a) ga temana e e latelang: “(aA) mabapi le makgethwana a inšorensa ya tipositi a a amogetswe ke Koporasi, go ditshenyegelo ka kakaretso tsa tsamaiso le ditiro tsa Letlole.”.</p> <p><b>15.</b> Karolo 248 e tlhabololwa jaana—</p> <p>(a) ka go tsennngwa morago ga karotlaleletso (5) ga karotlaleletso e e latelang: “(5A) (a) Koporasi e tshwanetse go baakanya tekanyetsokabo ya ngwaga le diphopholetso tsa ditshenyegelo tsa ngwaga wa ditšhelete go tsamaelana le karolo 239 le ka kobamelo ya karotlaleletso (4)(b), le diakhaonto tsa matlotlo, dikanego tsa matlotlo le pegelo ya ngwaga jaaka go umakilwe mo dikarolong 166AU le 166AV. (b) Diakhaonto tsa matlotlo le dikanego tsa matlotlo tsa Koporasi di tshwanetse go akaretsa diakhaonto tsa matlotlo le dikanego tsa matlotlo tsa Letlole, e bile pegelo ya ngwaga ya Koporasi e tshwanetse go bega ka ditiro, ditsamaiso le tiragatso ya Letlole. (c) Moithankedikhuduthamagamogolo wa Koporasi o rwa maikarabelo a go netefatsa gore ditshenyegelo tsa Koporasi di go ya ka tekanyetsokabo ya yona e e rebotswe.”;</p> <p>(b) ka kemisetso ya karotlaleletso (6) ka karotlaleletso e e latelang: “(6) [Bothati jwa Tlhokomelo] Lekgotla, Khansela ya Ombud, Ofisi ya Moathodi wa Matlole a Phenšene, le Ofisi ya Ombud wa Batlamedi ba Ditirelo tsa Ditšhelete ba tshwanetse go tlamela Bothati jwa Boitshwaro jwa Lephata la Ditšhelete ka makgethwana a a tšileng go duediswa mabapi le tiro ya setheo sa lephata la ditšhelete dikgwedi tse pedi pele ga tšhimololo ya ngwaga wa ditšhelete e mabapi le yona makgethwana a tšileng go duediswa.”;</p> <p>(c) ka go tsennngwa morago ga karotlaleletso (8) ga karotlaleletso e e latelang: “(8A) Mo godimo ga merero e e tshwanetseng go akaretswa mo diakhaontong tsa matlotlo, dikanego tsa matlotlo le dipegelo tsa ngwaga tsa Koporasi tse di kailweng mo karotlaleletsong (5A), dipegelo tsa ngwaga tsa Koporasi di tshwanetse go nna le kanego e e bontshang— (a) palogotlhe ya ditokololo tse di duetseng makgethwana a inšorensa ya tipositi le dituelo tsa inšorensa ya tipositi tse di duediswang mo ngwageng oo wa ditšhelete; (b) palogotlhe ya makgethwana a inšorensa ya tipositi a a kgobokantsweng ke Banka ya Resefe mo boemong jwa le go amogelwa ke Koporasi; (c) palogotlhe ya dituelo tsa inšorensa ya tipositi tse di kgobokantsweng ke Banka ya Resefe mo boemong jwa Koporasi le tseo di neng di duetswe mo Letloleng; le (d) morero mongwe le mongwe ofe o o tlhomamisitsweng ke Tona.”; le</p> <p>(d) ka kemisetso ya karotlaleletso (9) ka karotlaleletso e e latelang: “(9) Setheo sa lephata la ditšhelete se tshwanetse go phasalatsa tekanyetsokabo ya sona ya ngwaga mo webesaeteng ya [sona], e bile se tshwanetse go phasalatsa dituelo tse di tlhomamisitsweng le makgethwana a a duediswang le dituelo tsa inšorensa ya tipositi mo Rejisetaeng le mo webesaeteng ya sona.”.</p>

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		<p><b>16.</b> The amendment of section 288 by the insertion in subsection (1) after paragraph (a) of the following paragraphs:  “(aA) to prescribe banking and financial accounting arrangements for the administration of levies, including any interest thereon, imposed in accordance with the Financial Sector and Deposit Insurance Levies Act;  (aB) to prescribe banking and financial accounting arrangements for the administration of deposit insurance premiums, including any interest thereon, imposed in terms of section 166BG;  (aC) to prescribe banking and financial accounting arrangements in respect of the management and administration of the Fund.”.</p> <p><b>17.</b> The amendment of section 301 by the addition of the following subsection:  “(8) (a) A determination of fees in terms of a financial sector law remains in force for the purposes of this Act, and that financial sector law, despite the repeal of the empowering provision in the financial sector law.  (b) A determination referred to in paragraph (a) may be amended or revoked in terms of a new determination of fees made by the financial sector body in terms of section 237(2).”.</p> <p><b>18.</b> The following Schedule is hereby inserted after Schedule 4:</p> <p style="text-align: center;"><b>SCHEDULE 5</b>  <b>DEPOSIT INSURANCE PREMIUM</b>  <i>(Section 166BG)</i></p> <table border="1" data-bbox="678 943 1217 1541"> <thead> <tr> <th colspan="7">Monthly deposit insurance premium</th> </tr> <tr> <th>Type of supervised entity</th> <th>Premium Frequency</th> <th>Minimum Amount</th> <th>Variable Amount(s)</th> <th>Description of variable</th> <th>Formula</th> <th>Maximum</th> </tr> </thead> <tbody> <tr> <td>Bank</td> <td>Monthly</td> <td>0</td> <td>0.2%/12 × A</td> <td>A = covered deposits as at the end of each calendar month</td> <td>Premium = Variable amount</td> <td>Not applicable</td> </tr> <tr> <td>Co-operative bank</td> <td>Monthly</td> <td>0</td> <td>0.2%/12 × A</td> <td>A = covered deposits as at the end of each calendar month</td> <td>Premium = Variable amount</td> <td>Not applicable</td> </tr> <tr> <td>Mutual bank</td> <td>Monthly</td> <td>0</td> <td>0.2%/12 × A</td> <td>A = covered deposits as at the end of each calendar month</td> <td>Premium = Variable amount</td> <td>Not applicable</td> </tr> <tr> <td>Branch</td> <td>Monthly</td> <td>0</td> <td>0.2%/12 × A</td> <td>A = covered deposits as at the end of each calendar month</td> <td>Premium = Variable amount</td> <td>Not applicable</td> </tr> </tbody> </table> <p>”.</p> <p><b>19.</b> The Arrangement of Sections is hereby amended—  (a) by the substitution for items 237 to 239 of the following items:  “237. Fees, [and] levies and deposit insurance premiums  238. Fees, [and] levies and deposit insurance premiums to be debts  239. Budget, fees, [and] levies and deposit insurance premium proposals”;</p>	Monthly deposit insurance premium							Type of supervised entity	Premium Frequency	Minimum Amount	Variable Amount(s)	Description of variable	Formula	Maximum	Bank	Monthly	0	0.2%/12 × A	A = covered deposits as at the end of each calendar month	Premium = Variable amount	Not applicable	Co-operative bank	Monthly	0	0.2%/12 × A	A = covered deposits as at the end of each calendar month	Premium = Variable amount	Not applicable	Mutual bank	Monthly	0	0.2%/12 × A	A = covered deposits as at the end of each calendar month	Premium = Variable amount	Not applicable	Branch	Monthly	0	0.2%/12 × A	A = covered deposits as at the end of each calendar month	Premium = Variable amount	Not applicable
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		<p><b>16.</b> Tlhabololo ya karolo 288 ka go tsenngwa mo karolotlaleletsong (1) morago ga temana (a) ga ditemana tse di latelang:  “(aA) go neelana ka dithulaganyo tsa go banka le palotlotlo ya ditšhelete mabapi le tsamaiso ya makgethwana, go akaretsa le morokotso ofe wa ona, a a duediswang go tsamaelana le Molao wa Makgethwana a Lephata la Ditšhelete le Inšorensa ya Tipositi;  (aB) go neelana ka dithulaganyo tsa go banka le palotlotlo ya ditšhelete mabapi le tsamaiso ya dituelo tsa inšorensa ya tipositi, go akaretsa le morokotso wa ona, a a duediswang go ya ka karolo 166BG;  (aC) go neelana ka dithulaganyo tsa go banka le palotlotlo ya ditšhelete mabapi le taolo le tsamaiso ya Letlole.”.</p> <p><b>17.</b> Tlhabololo ya karolo 301 ka go tsenngwa ga karolotlaleletso e e latelang:  “(8) (a) Tlhomamiso ya dituelo go ya ka molao wa lephata la ditšhelete e tswela go gatelelwa mabapi le matlhommo a Molao ono, le molao oo wa lephata la ditšhelete, go sa nyatswe phimolo ya ditaolo tse di nayang maatla mo molaong wa lephata la ditšhelete.  (b) Tlhomamiso e e kailweng mo temaneng (a) e ka tlhabololwa kgotsa ya phimolwa go ya ka tlhomamiso e ntšhwa ya dituelo e e dirilweng ke setheo sa lephata la ditšhelete go ya ka karolo 237(2).”.</p> <p><b>18.</b> Šejule e e latelang e tsenngwa morago ga Šejule 4:</p> <p style="text-align: center;"><b>ŠEJULE 5</b>  <b>TUELO YA INŠORENSE YA TIPOSITI</b>  <i>(Karolo 166BG)</i></p> <table border="1" data-bbox="655 1039 1233 1574"> <thead> <tr> <th colspan="6">Tuelo ya inšorensa ya tipositi</th> </tr> <tr> <th>Mofuta wa setheo se se okangweng</th> <th>Selekanyo sa lekgethwana</th> <th>Tlhotlha ya Motheo</th> <th>(Di)Tlhotlha ya Pharologano</th> <th>Tlhaloso ya pharologano</th> <th>Makismamo</th> </tr> </thead> <tbody> <tr> <td>Banka</td> <td>Ka kgwedi</td> <td>0</td> <td>0.2%/12 × A</td> <td>A = tipositi tse di duelelwang kwa bokhutlong jwa kgwedi nngwe le nngwe ya alemanaka</td> <td>Ga e maleba</td> </tr> <tr> <td>Bankatirisan ommogo</td> <td>Ka kgwedi</td> <td>0</td> <td>0.2%/12 × A</td> <td>A = tipositi tse di duelelwang kwa bokhutlong jwa kgwedi nngwe le nngwe ya alemanaka</td> <td>Ga e maleba</td> </tr> <tr> <td>Bankatla kanelo</td> <td>Ka kgwedi</td> <td>0</td> <td>0.2%/12 × A</td> <td>A = tipositi tse di duelelwang kwa bokhutlong jwa kgwedi nngwe le nngwe ya alemanaka</td> <td>Ga e maleba</td> </tr> <tr> <td>Lekala</td> <td>Ka kgwedi</td> <td>0</td> <td>0.2%/12 × A</td> <td>A = tipositi tse di duelelwang kwa bokhutlong jwa kgwedi nngwe le nngwe ya alemanaka</td> <td>Ga e maleba</td> </tr> </tbody> </table> <p><b>19.</b> Thulaganyo ya Dikarolo e tlhabololwa jaana—  (a) ka kemisetso ya dintlha 237 go fitlha go 239 ka dintlha tse di latelang:  “237. Dituelo, [le] makgethwana le dituelo tsa inšorensa ya tipositi  238. Dituelo, [le] makgethwana le dituelo tsa inšorensa ya tipositi go nna dikoloto  239. Tekanyetsokabo, dituelo, [le] ditshitsinyo tsa makgethwana le dituelo tsa inšorensa ya tipositi”;</p>	Tuelo ya inšorensa ya tipositi						Mofuta wa setheo se se okangweng	Selekanyo sa lekgethwana	Tlhotlha ya Motheo	(Di)Tlhotlha ya Pharologano	Tlhaloso ya pharologano	Makismamo	Banka	Ka kgwedi	0	0.2%/12 × A	A = tipositi tse di duelelwang kwa bokhutlong jwa kgwedi nngwe le nngwe ya alemanaka	Ga e maleba	Bankatirisan ommogo	Ka kgwedi	0	0.2%/12 × A	A = tipositi tse di duelelwang kwa bokhutlong jwa kgwedi nngwe le nngwe ya alemanaka	Ga e maleba	Bankatla kanelo	Ka kgwedi	0	0.2%/12 × A	A = tipositi tse di duelelwang kwa bokhutlong jwa kgwedi nngwe le nngwe ya alemanaka	Ga e maleba	Lekala	Ka kgwedi	0	0.2%/12 × A	A = tipositi tse di duelelwang kwa bokhutlong jwa kgwedi nngwe le nngwe ya alemanaka	Ga e maleba
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Lekala	Ka kgwedi	0	0.2%/12 × A	A = tipositi tse di duelelwang kwa bokhutlong jwa kgwedi nngwe le nngwe ya alemanaka	Ga e maleba																																	

Act No. and year of law	Short Title	Extent of amendment or repeal
		<p>(b) by the substitution for items 241 to 246 of the following items:</p> <p>“<b>241.</b> Determinations of information required for assessment of <u>levy or deposit insurance premium</u></p> <p><b>242.</b> Assessments of <u>levy or deposit insurance premium</u></p> <p><b>243.</b> Payment of fee, [<b>or</b>] <u>levy, deposit insurance premium, or deposit insurance levy by instalments</u></p> <p><b>244.</b> Interest on late or non-payment of fees, [<b>and</b>] <u>levies, deposit insurance premiums and deposit insurance levies</u></p> <p><b>245.</b> Exemption from fee or <u>deposit insurance premium</u></p> <p><b>246.</b> Management of fees, [<b>and</b>] <u>levies, deposit insurance premiums and deposit insurance levies</u>”; and</p> <p>(c) by the insertion after the item relating to Schedule 4 of the following item:</p> <p>“<b>Schedule 5:</b> <u>Deposit Insurance Premium</u>”.</p>



Nmr. ya Molao le ngwaga ya Molao	Setlhogo se se Khutshwane	Bogolo jwa tlhabololo kgotsa phimolo
		<p>(b) ka kemisetso ya dintlha 241 go fitlha go 246 ka dintlha tse di latelang:</p> <p>“<b>241.</b> Ditlhomamiso tsa tshedimosetso e e tshohegang mabapi le tshakatsheko ya makgethwana le tuelo ya inšorensa ya tipositi</p> <p><b>242.</b> Ditshekatsheko tsa lekgethwana kgotsa tuelo ya inšorensa ya tipositi</p> <p><b>243.</b> Tuelelo ya tuelo, [<b>kgotsa</b>] lekgethwana, tuelo ya inšorensa ya tipositi, kgotsa lekgethwana la inšorensa ya tipositi ka dikarolwana</p> <p><b>244.</b> Morokotso mo tuelong e e thari kgotsa e e sa dirwang, [<b>le</b>] makgethwana, dituelo tsa inšorensa ya tipositi, kgotsa makgethwana a inšorensa ya tipositi</p> <p><b>245.</b> Kgololo mo tuelong kgotsa tuelong ya inšorensa ya tipositi</p> <p><b>246.</b> Taolo ya dituelo, [<b>le</b>] makgethwana, dituelo tsa inšorensa ya tipositi, kgotsa makgethwana a inšorensa ya tipositi”;</p> <p>(c) ka go tsennngwa morago ga ntlha e e amanang le šejule 4 ga ntlha e e latelang:</p> <p>“<b>Šejule 5:</b> Tuelo ya Inšorensa ya Tipositi”.</p>