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## GOVERNMENT NOTICES GOEWERMENTSKENNISGEWINGS

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### SOUTH AFRICAN REVENUE SERVICE SUID-AFRIKAANSE INKOMSTEDIENS

No. 289

11 March 2009

#### **NOTICE IN TERMS OF PARAGRAPH 2C OF THE SECOND SCHEDULE OF THE INCOME TAX ACT, 1962 (ACT No. 58 OF 1962)**

I, Trevor Andrew Manuel, Minister of Finance, prescribe that the event referred to in paragraph 2C of the Second Schedule of the Income Tax Act, 1962, is as follows—

- (a) any amount received by or accrued to a person from a pension fund, pension preservation fund, provident fund, provident preservation fund or retirement annuity fund in consequence of a payment to such fund by the administrator of such fund as a result of income received by the administrator prior to 1 January 2008 that was not disclosed to such funds;
- (b) any amount received by or accrued to a person from a pension fund or provident fund contemplated in paragraph (a) or (b) of the definition of “**pension fund**” in section 1 of the Income Tax Act, 1962 to the extent that that amount is similar to a payment in terms of a surplus apportionment scheme contemplated in section 15 B of the Pension Funds Act, 1956 (Act No. 24 of 1956);
- (c) any amount received by or accrued to a person from a pension preservation fund or provident preservation fund to the extent that it was paid or transferred to such a fund—

- (i) as an unclaimed benefit contemplated in paragraph (c) of the definition of “**unclaimed benefit**” in section 1 of the Pension Fund Act , 1956 (Act No. 24 of 1956); or
- (ii) as a result of or in consequence of an event contemplated in paragraph (a) of this notice.

**T A Manuel, MP**  
**Minister of Finance**