

BOARD NOTICE 128 OF 2013**FINANCIAL SERVICES BOARD****FINANCIAL ADVISORY AND INTERMEDIARY SERVICES ACT, 2002
(ACT NO. 37 OF 2002)****EXEMPTION OF B.A.T. INTERNATIONAL FINANCE PLC**

I, German Emmanuel Anderson, Deputy Registrar of Financial Services Providers, hereby exempt under section 44(4) of the Financial Advisory and Intermediary Services Act, 2002 (Act No. 37 of 2002), B.A.T. International Finance plc to the extent and subject to the conditions set out in the Schedule.



G E ANDERSON,
Deputy Registrar of Financial Services Providers

SCHEDULE**EXEMPTION OF B.A.T. INTERNATIONAL FINANCE PLC****Definitions**

1. In this Schedule, "the Act" means the Financial Advisory and Intermediary Services Act, 2002 (Act No. 37 of 2002), any word or expression to which a meaning is assigned in the Act shall have that meaning, and unless the context otherwise indicates-

"B.A.T. International Finance", means B.A.T. International Finance plc a company registered in the United Kingdom;

"British American Tobacco", means British American Tobacco plc a company registered in the United Kingdom;

"client", in relation to B.A.T. International Finance, means-

- (a) British American Tobacco Holdings South Africa (Pty) Ltd; or
- (b) British American Tobacco South Africa (Pty) Ltd;
- (c) British American Shared Services AME (Pty) Ltd;
- (d) British American Tobacco Southern Africa Markets (Pty) Ltd;
- (e) British American Tobacco GSD South Africa (Pty) Ltd; or
- (f) Agrega AME (Pty) Ltd;

"Registrar", means the Registrar of Financial Services Providers.

Extent of exemption and condition

2. (1) B.A.T. International Finance is exempted from section 7(1) of the Act, when rendering non-discretionary intermediary service to a client subject to the following conditions-

- (a) B.A.T. International Finance must be a wholly owned subsidiary of British American Tobacco;
 - (b) the client must be a wholly owned subsidiary of British American Tobacco; and
 - (c) British American Tobacco and/or B.A.T. International Finance must immediately advise the Registrar of any change to the particulars furnished in the exemption application.
- (2) This exemption shall, subject to paragraph 3, be valid for a period of 5 years after the commencement date.

Amendment and withdrawal of exemption and conditions

3. The exemption and conditions mentioned in paragraph 2 are subject to-
- (a) amendment thereof published by the Registrar by notice in the *Gazette*; and
 - (b) withdrawal in like manner.

Repeal of Board Notice

4. Board Notice 19 of 2012 published in Government *Gazette* No. 35046 on 16 February 2012 is hereby repealed.

Short title and commencement

5. This Exemption is called the Exemption of B.A.T. International Finance, 2013, and comes into operation on the date of publication in the *Gazette*.