
GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

NATIONAL TREASURY

NO. 1019

28 SEPTEMBER 2018

FINANCIAL SECTOR REGULATION ACT, 2017: AMENDMENT OF NOTICE OF COMMENCEMENT AND COMMENCEMENT OF CERTAIN PROVISIONS

In terms of section 305 of the Financial Sector Regulation Act, 2017 (Act No. 9 of 2017) ("the FSRA"), I, Ebrahim Patel, Acting Minister of Finance hereby—

- (a) amend General Notice No. 169 of 29 March 2018 ("the Notice") in—
- (i) paragraph (d) of the Notice, by the deletion of the second row of the table, which refers to "Chapter 14 (sections 175 to 217)";
 - (ii) paragraph (g) of the Notice, by the deletion of "section 111(1)(b),";
 - (iii) paragraph (h) of the Notice, in respect of the Pension Funds Act, 1936 (Act No. 24 of 1936) that is referred to in the first column of the table, and "Items 10 to 12" that are referred to in the second column of the table, by the substitution in the third column of the table for the expression "1 October 2018" of the expression "1 April 2019";
 - (iv) paragraph (h) of the Notice, in respect of the Financial Advisory and Intermediary Services Act, 2002 (Act No. 37 of 2002) that is referred to in the first column of the table, and "Items 1(m) and 13" that are referred to in the second column of the table, by the substitution in the third column of the table for the expression "1 October 2018" of the expression "1 April 2019";
 - (v) paragraph (h) of the Notice, in respect of the Financial Services Ombud Schemes Act, 2004 (Act No. 37 of 2004) referred to in the first column of the table, by the substitution in the third column of the table for the expression "1 October 2018" of the expression "1 April 2019";
- (b) determine that Chapter 14 (sections 175 to 217) of the FSRA takes effect on 1 April 2019; and
- (c) determine that section 290 of the FSRA takes effect on the date of publication of this notice in the *Gazette* in respect of the following provisions in Schedule 4 to the FSRA:
- (i) Item 5 of the amendments to the Pension Funds Act, 1956 (Act No. 24 of 1956) in respect of section 18(1), and item 6 in respect of section 19(5)(a) of the Pension Funds Act;
 - (ii) Item 1(b) of the amendments to the Banks Act, 1990 (Act No. 94 of 1990) in respect of the definition of "board of review" in section 1(1), and item 7 in respect of section 9 of the Banks Act;
 - (iii) The definition of "appeal board" in section 1, and section 26B of the Financial Services Board Act, 1990 (Act No. 97 of 1990);
 - (iv) Item 1(b) of the amendments to the Mutual Banks Act, 1993 (Act No. 124 of 1993) in respect of the definition of "board of appeal" in section 1(1), and item 6 in respect of section 7 of the Mutual Banks Act;
 - (v) Item 9(a) of the amendments to the Financial Advisory and Intermediary Services Act, 2002 (Act No. 37 of 2002) in respect of section 9(1)(d) of the Financial Advisory and Intermediary Services Act;

- (vi) Item 1(a) of the amendments to the Co-operative Banks Act, 2007 (Act No. 40 of 2007) in respect of the definition of "appeal board" in section 1(1), and item 18 in respect of sections 75 and 76 of the Co-operative Banks Act; and
- (vii) Item 9 of the amendments to the Credit Rating Services Act, 2012 (Act No. 24 of 2012) in respect of section 34(2) of the Credit Rating Services Act.



Ebrahim Patel
Acting Minister of Finance

**KITSISO YA PUSO
MATLOTLO A BOSETŠHABA**

Nom. R.

2018

**MOLAO WA TAOLO YA LEPHATA LA DITŠHELETE, 2017: TLHABOLOLO YA
KITSISO YA TSHIMOLOLO LE TSHIMOLOLO YA DITAELO TSE DI RILENG**

Go ya ka karolo 305 ya Molao wa Taolo ya Lephata la Ditšhelete, 2017 (Molao 9 wa 2017) ("FSRA"), Nna, Ebrahim Patel, Nama-o-sa-tshwere wa Tona ya Matlotlo ke—

- (a) tlhabolola Kitsisokakaretso ya Nomoro 169 ya di 29 Mopitlwe 2018 ("Kitsiso") mo—
- (i) temaneng (*d*) ya Kitsiso, ka go phimolwa ga mola wa bobedi wa lenane, o o buang ka "Kgaolo 14 (dikarolo 175 go fitlha go 217)";
 - (ii) temaneng (*g*) ya Kitsiso, ka go phimolwa ga "karolo 111(1)(b),";
 - (iii) temaneng (*h*) ya Kitsiso, mabapi le *Pension Funds Act, 1936* (Molao 24 wa 1936) o go buiwang ka ona mo kholomong ya ntlha ya lenane, le "Dintlha 10 go fitlha go 12" tse go buiwang ka tsona mo kholomong ya bobedi ya lenane, ka go emisetswa mo kholomong ya boraro ya lenane ga tlhagiso "1 Diphlane 2018" ka tlhagiso "1 Moranang 2019";
 - (iv) temaneng (*h*) ya Kitsiso, mabapi le *Financial Advisory and Intermediary Services Act, 2002* (Molao 37 wa 2002) o go buiwang ka ona mo kholomong ya ntlha ya lenane, le "Dintlha 1(*m*) le 13" tse go buiwang ka tsona mo kholomong ya bobedi ya lenane, ka go emisetswa mo kholomong ya boraro ya lenane ga tlhagiso "1 Diphlane 2018" ka tlhagiso "1 Moranang 2019";
 - (v) temaneng (*h*) ya Kitsiso, mabapi le *Financial Services Ombud Schemes Act, 2004* (Molao 37 wa 2004) o go buiwang ka ona mo kholomong ya ntlha ya lenane, ka go emisetswa mo kholomong ya boraro ya lenane ga tlhagiso "1 Diphlane 2018" ka tlhagiso "1 Moranang 2019";
- (b) tlhomamisa gore Kgaolo 14 (dikarolo 175 go fitlha go 217) ya FSRA e simolola go tsena mo tirsong ka di 1 Moranang 2019; e bile
- (c) tlhomamisa gore karolo 290 ya FSRA e tsena mo tirsong ka letlha la phahlalatso ya kitsiso eno mo Lokwalodikgannyeng la Pusong mabapi le ditaello tse di latelang tse di mo Šejuleng 4 ya FSRA:
- (i) Ntlha 5 ya ditlhabololo tsa *Pension Funds Act, 1956* (Molao 24 wa 1956) mabapi le karolo 18(1), le Ntlha 6 mabapi le karolo 19(5)(a) ya *Pension Funds Act*;
 - (ii) Ntlha 1(*b*) ya ditlhabololo tsa *Banks Act, 1990* (Molao 94 wa 1990) mabapi le tlhaloso ya "boto ya thadiso" mo karolong 1(1), le Ntlha 7 mabapi le karolo 9 ya *Banks Act*;
 - (iii) Tlhaloso ya "boto ya boikuelo" mo karolong 1, le karolo 26B ya *Financial Services Board Act, 1990* (Molao 97 wa 1990);
 - (iv) Ntlha 1(*b*) ya ditlhabololo tsa *Mutual Banks Act, 1993* (Molao 124 wa 1993) mabapi le tlhaloso ya "boto ya boikuelo" mo karolong 1(1), le Ntlha 6 mabapi le karolo 7 ya *Mutual Banks Act*;
 - (v) Ntlha 9(a) ya ditlhabololo tsa *Financial Advisory and Intermediary Services Act, 2002* (Molao 37 wa 2002) mabapi le karolo 9(1)(d) ya *Financial Advisory and Intermediary Services Act*;

- (vi) Ntlha 1(a) ya ditlhabololo tsa *Co-operative Banks Act, 2007* (Molao 40 wa 2007) mabapi le tlhaloso ya "boto ya boikuelo" mo karolong 1(1), le Ntlha 18 mabapi le dikarolo 75 le 76 tsa *Co-operative Banks Act*; le
- (vii) Ntlha 9 ya ditlhabololo tsa *Credit Rating Services Act, 2012* (Molao 24 wa 2012) mabapi le karolo 34(2) ya *Credit Rating Services Act*.



Ebrahim Patel
Nama-o-sa-tshwere wa Tona ya Matlotlo