

NATIONAL TREASURY

NO. 5757

17 January 2025

**FINANCIAL SECTOR AND DEPOSIT INSURANCE LEVIES ACT, 2022:
INVITATION FOR PUBLIC COMMENT ON PROPOSED AMENDMENT OF
SCHEDULE**

The Minister of Finance, in terms of section 10(1)(a) of the Financial Sector and Deposit Insurance Levies Act, 2022 (Act No. 11 of 2022 – “the Act”), hereby publishes for public comment the following proposed amendments:

- (a) Item 1 of Schedule 2 to the Act is hereby amended—
- (i) by the insertion after paragraph (k) of the following paragraph:
“(kA) an external central counterparty;”;
 - (ii) by the insertion after paragraph (l) of the following paragraph:
“(lA) an external trade repository;”;
 - (iii) by the insertion after paragraph (n) of the following paragraphs:
“(nA) an external credit rating agency;
“(nB) a benchmark administrator;
“(nC) foreign benchmark administrator (a person domiciled in a foreign country that is authorised to perform services related to the provision of a benchmark in a jurisdiction outside of the Republic, and that is subject to the laws of a country other than the Republic);”;
 - (iv) by the substitution for paragraph (o) of the following paragraph:
“(o) a pension fund: a pension fund that is not a beneficiary fund, a preservation fund, a provident preservation fund or a retirement annuity fund;”;
 - (v) by the insertion after paragraph (o) of the following paragraph:
“(oA) a pension fund: a beneficiary fund;”;
- (b) Table B of Schedule 2 to the Act is hereby substituted for Table B set out in the Annexure hereto.

Written comments on the proposed amendments of the Schedule to the Act may be submitted to CommentDraftLegislation@treasury.gov.za within 30 days from the date of publication of this notice.

ANNEXURE:
TABLE B

Row No.	Type of supervised entity	Number of payments per levy year	Base Amount (Rands)	Variable Amount(s) (Rands)	Description of Variable	Formula	Maximum (Rands)
1.	Bank or branch	One	53 000	$0.001749\% \times A$	A = total liabilities as at 30 June of the preceding levy year as reported in the BA100, or liabilities as reported in the previous financial statements published in terms of IFRS (if first not available)	Levy = Base amount + Variable amount	21 200 000
2.	Co-operative bank	One	1 060	$0.001325\% \times A$	A = total liabilities as at 30 June of the preceding levy year as reported in terms of section 22 of the Co-operative Banks Act, 2007, or in previous financial statements (if first not available)	Levy = Base amount + Variable amount No levy is charged if A does not exceed R2 000 000	5 300
3.	Mutual bank	One	2 120	$0.001325\% \times A$	A = total liabilities as at 30 June of the preceding levy year as reported in terms of section 53 of the Mutual Banks Act, 1993, or in previous financial statements (if first not available)	Levy = Base amount + Variable Amount No levy is charged if A does not exceed R3 000 000	106 000
4.	Non-life insurer	One	13 250	V1 = $0.164\% \times A$ V2 = $0.050\% \times B$	A = gross written premiums below R60 million B = gross written premiums above R60 million Gross written premiums as stated in the most recent annual Quantitative Return Template submitted to the Prudential Authority in respect of the year preceding the levy year, in accordance with the prescribed requirements	Levy = Base amount + V1 + V2	5 300 000

Row No.	Type of supervised entity	Number of payments per levy year	Base Amount (Rands)	Variable Amount(s) (Rands)	Description of Variable	Formula	Maximum (Rands)
5.	Life insurer	One	53 000	0.00265% x A	A = gross best estimate liabilities or technical provisions as a whole, adjusted to an absolute value per line of business as reported in the most recent annual Quantitative Return Template submitted to the Prudential Authority in respect of the year preceding the levy year, in accordance with the prescribed requirements	Levy = Base amount + Variable amount	10 600 000
6.	Microinsurer (life insurance business only, non-life insurance business only, both life insurance business and non-life insurance business or reinsurance business)	One	5 300	V1= 0.1077% x A V2= 0.0326% x B	A = Gross written premiums below R60 million as stated in the most recent annual Quantitative Return Template submitted to the Prudential Authority in respect of the year preceding the levy year, in accordance with the prescribed requirements B = Gross written premiums above R60 million as stated in the most recent annual Quantitative Return Template submitted to the Prudential Authority in respect of the year preceding the levy year, in accordance with the prescribed requirements	Levy = Base amount + V1+V2	530 000
7.	Exchange	Four	132 500	0.0001166% x A	A = turnover value of trades for the quarter preceding the levy period	Levy = Base amount + Variable amount	11 660 000
8.	Central securities depository	Four	132 500	0.0000117% x A	A = value of trades settled for the quarter preceding the levy period	Levy = Base amount + Variable amount	954 000
9.	Independent clearing house	Four	132 500	0.0001166% x A	A = value of trades cleared for the quarter preceding the levy period	Levy = Base amount + Variable amount	1 590 000
10.	Associated clearing house	Four	132 500	0.0000074% x A	A = value of trades cleared for the quarter preceding the levy period	Levy = Base amount + Variable	795 000

Row No.	Type of supervised entity	Number of payments per levy year	Base Amount (Rands)	Variable Amount(s) (Rands)	Description of Variable	Formula	Maximum (Rands)
11.	Central counterparty	Four	132 500	0,0001166% x A	A = value of trades cleared for the quarter preceding the levy period	Levy= Base amount + Variable amount	3 975 000
12.	External central counterparty	Four	400 000	Not applicable		Levy = base amount	Not applicable
13.	Trade Repository	One	530 000	Not applicable		Levy= Base amount	Not applicable
14.	External trade repository	Four	100 000	Not applicable		Levy = base amount	Not applicable
15.	Over-the- counter derivative provider	One	106 000	Not applicable		Levy = Base amount	Not applicable
16.	Credit rating agency	One	0	Not applicable	A = Total Revenue generated by the credit rating agency during the previous financial year	Levy= base amount + variable amount	Not applicable
17.	External Credit Rating Agency	One	R100 000			Levy=Base Amount	Not applicable
18.	Benchmark administrator	One			A = Total Revenue generated by the benchmark administrator during the previous financial year	Levy = Variable amount	Not applicable

Row No.	Type of supervised entity	Number of payments per levy year	Base Amount (Rands)	Variable Amount(s) (Rands)	Description of Variable	Formula	Maximum (Rands)
19.	Foreign Benchmark Administrator	Four	R100 000			<u>Levy=Base Amount</u>	<u>Not applicable</u>
20.	Pension fund: all pension funds not referred to in row 21	One	2 120	17.17 x A	A = number of members and every other person who receives regular periodic payments from such a fund (excluding any member or such person, whose benefit remained unclaimed and beneficiaries of members of pension funds) as reflected in the latest annual financial statements furnished to the Authority as at 28 February of the preceding levy year	Levy = Base amount + Variable amount	5 300 000
21.	Pension fund: pension preservation fund, provident preservation fund, retirement annuity fund and beneficiary fund	One	2 120	17.17 x A	A = number of members and every other person who receives regular periodic payments from such a fund (excluding any member or such person, whose benefit remained unclaimed and beneficiaries of members of pension funds) as reflected in the latest annual financial statements furnished to the Authority as at 28 February of the preceding levy year	Levy = Base amount + Variable amount	15 900 000
22.	Pension fund administrator	One	8 652.07	V1 = 922.20 x A V2 = 1.11 x B	A = number of pension funds under administration as at 28 February of the levy year B = number of members and every other person who receives regular periodic payments from such a fund (excluding any member or such person, whose benefit remained unclaimed and beneficiaries of members of pension funds under administration) as reflected in the latest annual financial statements furnished to the Authority as at 28 February of the preceding levy year	Levy = Base amount + V1 + V2	Not applicable
23.	Collective investment scheme in securities	Four	13 690.96	V1= 2 191.02 x A V2= 0.0000551% x B	A = number of portfolios or funds at end of previous quarter B = total amount of assets managed at end of previous quarter	Levy = Base amount + V1 + V2	Not applicable

Row No.	Type of supervised entity	Number of payments per levy year	Base Amount (Rands)	Variable Amount(s) (Rands)	Description of Variable	Formula	Maximum (Rands)
24.	Collective investment scheme in hedge funds	Four	13 690.96	V1 = 2 191.02 x A V2 = 0,0049290% x B	A = number of portfolios, funds or sub- schemes, at end of previous quarter B = total amount of assets managed at end of previous quarter	Levy = Base amount + V1 + V2	Not applicable
25.	Foreign collective investment scheme	Four	13 690.96	V1 = 7 579 x A V2 = 0,0003752% x B	A = number of portfolios, funds or sub- funds at end of previous quarter B = total net amount of assets managed on behalf of South African investors at end of previous quarter	Levy = Base amount + V1 + V2	Not applicable
26.	Collective investment scheme in Property	One	13 690.96	106 000 x A	A = number of portfolios	Levy = Base amount + Variable amount	Not applicable
27.	Collective investment scheme in participation bonds	Levy deter- mined four times per levy year, but total amount of the levy due for the levy year is paid once	13 690.96	V1 = 2 191.02 x A V2 = 0,0000551% x B	A = number schemes at end of previous quarter B = aggregate amount owing by mortgagers at end of previous quarter	Levy = Base amount + V1 + V2	Not applicable
28.	Category I or IV financial services Provider	One	3 816	551.20 x A	A = Average total number of key individuals plus average total number of representatives, calculated over the period 1 September of the preceding levy year to 31 August of the levy year	Levy = Base amount + Variable amount	2 650 000

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29.	Category II, IIA or III financial services provider	One	7 950	V1 = 551.20 x A V2 = 0.0019711 % x B	A = Average total number of key individuals plus average total number of representatives, calculated over the period 1 September of the preceding levy year to 31 August of the levy year B = the total value of investments managed or administered on behalf of clients in terms of the authorisation as a financial services provider on 31 August of the levy year. Provided that investments under management or administration held in foreign currency must be included at the exchange rate published in the press at that date	Levy = Base amount + V1 + V2	2 650 000
30.	Category I or Category IV financial services provider in respect of only the following financial products sub-categories: Long-term insurance subcategory A or Friendly Society Benefits	One	3 816	250 x A	A = Average total number of key individuals plus average total number of representatives, calculated over the period 1 September of the preceding levy year to 31 August of the levy year	Levy = Base amount + Variable amount	2 650 000

	Type of supervised entity	Number of payments per levy year	Base Amount (Rands)	Variable Amount (s) (Rands)	Description of Variable	Formula	Maximum (Rands)
31.	Financial Services Provider (authorised in multiple Categories)	One					
				<p>A person that is authorized for multiple categories is liable for a single levy calculated as follows:</p> <p>(1) = the most onerous of the base amounts applicable to the different categories for which the person is authorised.</p> <p>(2) = the average total number of key individuals plus average total number of representatives, under the different categories, calculated over the period 1 September of the preceding levy year to 31 August of the levy year: Provided that that the key individuals and representatives who are approved or appointed under multiple categories are counted once for the purposes of the calculation.</p> <p>(3) = the total value of investments managed or administered on behalf of clients under the different categories on 31 August of the levy year: Provided that investments under management or administration held in foreign currency must be included at the exchange rate published in the press at that date.</p> <p>(4) = the most onerous of the maximum amounts applicable to the different categories for which the person is authorised.</p>			