

GOVERNMENT NOTICE

NATIONAL TREASURY

No. R. 31397

3 September 2008

PENSION FUNDS ACT, 1956 (ACT NO. 24 OF 1956) PUBLIC COMMENT ON SCHEDULE L PRESCRIBED FEES

The Minister of Finance hereby releases for public comment adjustments to the fees payable as reflected in the attached Schedule, in terms of section 36 read with section 40C of the Pension Funds Act, 1956 (Act No. 24 of 1956).

Comments on the proposed changes to fees are to be submitted to National Treasury by 30 September 2008, via e-mail to Motlatsi.Gabaocwe@treasury.gov.za

SCHEDULE

Definition

1. In these regulations "the Regulations" means the regulations published by Government Notice No. R.98 of 26 January 1962, as amended by Government Notices Nos. R.99 of 26 January 1962, R.2144 of 28 September 1984, R.1790 of 16 August 1985, R.1037 of 28 May 1986, R.232 of 6 February 1987, R.1452 of 7 July 1989, R.1920 of 1 September 1989, R.2361 of 27 September 1991, R.201 of 12 February 1993, R.2324 of 10 December 1993, R.141 of 28 January 1994, R.1838 of 24 November 1995, R.1677 of 18 October 1996, R.801 of 19 June 1998, R.1020 of 14 August 1998, R.1154 of 11 September 1998, R.1218 of 25 September 1998, R.1644 of 18 December 1998, R.853 of 9 July 1999, R.896 of 8 September

2000, R.337 of 6 April 2001, R.100 of 1 February 2002, R.1037 of 1 August 2002, Notice 33 of 2003 of 24 January 2003, R.558 of 22 April 2003, Board Notice 35 of 2003 of 25 April 2003, R.1739 of 28 November 2003, R.1355 of 19 November 2004, R.1105 of 14 November 2005, R.491 of 29 May 2006, R. 843 of 18 August 2006 and R. 1217 of 1 December 2006.

Amendment of Schedule L to the Regulations

2. Schedule L to the Regulations is hereby amended by the substitution of Schedule L for the following:

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(a) For an application for the registration and registration of a pension fund in terms of section 4 of the Act [regulation 8(1)(v)].....	1 230,00
(b) For an application for the registration of special rules under an umbrella fund in terms of section 4 of the Act [regulation 8(1)(v)].....	405,00
(c) For an amalgamation or transfer in terms of section 14(1) of the Act [regulation 24(c)]	
(i) Single Transfer	
• Per individual member transferred	210,00
• With a maximum per transfer of	1 020,00
• Transfer in respect of "agterskot".....	1 020,00
(ii) Multiple Transfer.....	4 100,00
(iii) In the case where the transferor fund is an Umbrella Fund:	
Single Transfer	
• Per individual member transferred	210,00
• With a maximum per participating employer transferred of	1 020,00

	Multiple Transfer	
	• Multiple transfer per participating employer	4 100,00
(d)	For the alteration or rescission of or an addition to the rules of a fund:	
	• Per resolution [regulation 24(a)(iv)].....	415,00
	• Per resolution to amend special rules of an umbrella fund	410,00
(e)	For the inspection of one or more of the documents referred to in section 35 of the Act relating to a specific fund [regulation 25]	30,00
(f)	For a photostatic copy made by the Registrar of any document or register, per A4 page or part thereof	3,60
(g)	For a double-spaced typewritten copy or an extract of or from any document or register made by the Registrar, per A4 page or part thereof	17,70
(h)	For the authentication by the Registrar of a copy made or an extract taken as contemplated in item (f) or (g) above, per A4 page or part thereof	12,10
(i)	For certifying or confirming that a fund is registered under subsection (3) or (4) of section 4 of the Act, or that its name has been changed or its rules amended [except for purposes of item (d)]	35,20
(j)	For a search fee per fund for services rendered in respect of item (e), (f) or (g) above	12,10
(k)	For the perusal of documents for the purposes of item (h) above, per A4 page or part thereof	12,10
(l)	For a list of names and addresses of Funds in an electronic format:	

	(i) For privately administered funds.....	390,00
	(ii) For funds exempted in terms of section 2(3)(a) of the Act.....	1 930,00
(m)	For an application for approval in terms of section 13B(1) of the Act	
	(i) To act as benefit administrator	4 110,00
	(ii) To act as an investment administrator approved as an administrative or discretionary financial services provider in terms of the FAIS Act	690,00
(n)	For services rendered by the Registrar in case of the consolidation or revision of the rules of a registered fund in terms of section 12(5) of the Act or a scheme to change the funding basis of a fund	
	• Per consolidation / conversion	1 235,00
	• Per revision	1 210,00
(o)	For a customised printer report of information from the Registrar's database:	
	Per entry contained on the printer report	1,20
	Minimum cost per customised report	180,00
(p)	For services rendered by the Registrar in case of liquidation of a fund in terms of section 28 of the Act, whether the liquidation has been completed or not, a fee of 20 % of the liquidation fee with a minimum of	690,00
	but not more than	6 770,00
(q)	For an application for approval of a nominee company in terms of section 5(2) of the Act	4 515,00
(r)	For an application for approval of the apportionment of surpluses to stakeholders in terms of section 15B , 15F and 15K of the Act:	
	(i) Professional fee per senior official per hour or part thereof	1 020,00

(ii)	With a minimum fee per application of (or such lesser fee as agreed to by the registrar)	12 815,00
(s)	Transfer in terms of section 15E	1 020,00

Repeal and Commencement

4. It is the intention that Government Notice No. R. 843 of 18 August 2006 will be repealed and substituted with the abovementioned Schedule L to the Regulations which will come into operation on the date of publication of a further Notice in the Gazette.


 TA MANUEL, MP
 MINISTER OF FINANCE