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SOUTH AFRICA



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No. 13026

GOVERNMENT NOTICE

SOUTH AFRICAN RESERVE BANK

No. 299

13 February 1991

DEPOSIT-TAKING INSTITUTIONS ACT, 1990

DESIGNATION OF AN ACTIVITY NOT FALLING WITHIN THE MEANING OF "THE BUSINESS OF A DEPOSIT-TAKING INSTITUTION" (TRADE IN SECURITIES AND FINANCIAL INSTRUMENTS)

Under paragraph (cc) of the definition of "the business of a deposit-taking institution" in section 1 of the Deposit-taking Institutions Act, 1990 (Act No. 94 of 1990), I, Jan Hendrik van Greuning, Registrar of Deposit-taking Institutions, hereby designate, with the approval of the Minister of Finance and for a period of 12 months as from the date of commencement of the said Act, the activity set out in the Schedule as an activity which does not fall within the meaning of "the business of a deposit-taking institution".

J. H. VAN GREUNING,

Registrar of Deposit-taking Institutions.

SCHEDULE

The obtaining of money by—

- (a) a stock-broker as defined in section 1 of the Stock Exchanges Control Act, 1985 (Act No. 1 of 1985); or
- (b) a financial instrument principal as defined in section 1 of the Financial Markets Control Act, 1989 (Act No. 55 of 1989), or a financial instrument trader as so defined,

GOEWERMENTSKENNISGEWING

SUID-AFRIKAANSE RESERWEBANK

No. 299

13 Februarie 1991

WET OP DEPOSITONEMENDE INSTELLINGS, 1990

AANWYSING VAN 'N BEDRYGWIGHEID WAT NIE BINNE DIE BETEKENIS VAN "DIE BEDRYF VAN 'N DEPOSITONEMENDE INSTELLING" VAL NIE (HANDEL IN EFFEKTE EN FINANSIËLE INSTRUMENTE)

Kragtens paragraaf (cc) van die omskrywing van "die bedryf van 'n deponisionemende instelling" in artikel 1 van die Wet op Depositionemende Instellings, 1990 (Wet No. 94 van 1990), wys ek, Jan Hendrik van Greuning, Registrateur van Depositionemende Instellings, met die goedkeuring van die Minister van Finansies en vir 'n tydperk van 12 maande met ingang van die datum van inwerkingtreding van genoemde Wet, hierby die bedrywigheid uiteengesit in die Bylae aan as 'n bedrywigheid wat nie binne die betekenis van "die bedryf van 'n deponisionemende instelling" val nie.

J. H. VAN GREUNING,

Registrateur van Depositionemende Instellings.

BYLAE

Die verkryging van geld deur—

- (a) 'n effektemakelaar soos omskryf in artikel 1 van die Wet op Beheer van Effektebeurse, 1985 (Wet No. 1 van 1985); of
- (b) 'n finansiële instrument-prinsipaal soos omskryf in artikel 1 van die Wet op Beheer van Finansiële Markte, 1989 (Wet No. 55 van 1989), of 'n finansiële instrument-handelaar soos aldus omskryf,

through the sale of an asset to any person, subject to an agreement in terms of which such stock-broker, financial instrument principal or financial instrument trader, as the case may be, undertakes to purchase from the buyer at a future date the asset so sold or any other asset, provided the money is so obtained in the course and for the purposes of the carrying on of the business—

- (i) in the case of such stock-broker, of buying and selling securities as defined in section 1 of the Stock Exchanges Control Act, 1985; or
- (ii) in the case of such financial instrument principal or financial instrument trader, of buying and selling listed financial instruments as defined in section 1 of the Financial Markets Control Act, 1989, or of unlisted financial instruments referred to in section 4 (2) (a) of the last-mentioned Act.

deur die verkoop van 'n bate aan enige persoon, onderworpe aan 'n ooreenkoms ingevolge waarvan sodanige effektemakelaar, finansiële instrument-prinsipaal of finansiële instrument-handelaar, na gelang van die geval, onderneem om op 'n toekomstige datum die bate aldus verkoop of enige ander bate van die koper te koop, mits die geld aldus verkry word in die loop en vir die doeleindes van die dryf van die besigheid—

- (i) in die geval van sodanige effektemakelaar, van die koop en verkoop van effekte soos omskryf in artikel 1 van die Wet op Beheer van Effekte-beurse, 1985; of
- (ii) in die geval van sodanige finansiële instrument-prinsipaal of finansiële instrument-handelaar, van die koop en verkoop van genoteerde finansiële instrumente soos omskryf in artikel 1 van die Wet op Beheer van Finansiële Markte, 1989, of van ongenoteerde finansiële instrumente bedoel in artikel 4 (2) (a) van laasgenoemde Wet.

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