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## GENERAL NOTICE

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### NOTICE 298 OF 2012

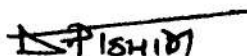
#### FINANCIAL SERVICES BOARD

#### FEES PAYABLE IN TERMS OF THE COLLECTIVE INVESTMENT SCHEMES CONTROL ACT, 2002

I, Dube P. Tshidi, Registrar of Collective Investment Schemes, under sections 25(2), 42(1), 65(1)(d), 82(1) and 114(3)(d) of the Collective Investment Schemes Control Act, 2002 (Act No. 45 of 2002), hereby determine the fees set out in the Schedule.

This Notice takes effect on the date of publication thereof.

Notice 402 of 2011, as published in *Government Gazette* No. 34265 of 6 May 2011, is hereby withdrawn.



D P TSHIDI

REGISTRAR OF COLLECTIVE INVESTMENT SCHEMES

### SCHEDULE

#### 1. Definitions

In this Schedule, "**the Act**" means the Collective Investment Schemes Control Act, 2002 (Act No. 45 of 2002), and unless the context otherwise indicates any word or expression to which a meaning has been assigned in the Act shall have the meaning so assigned to it, and

"**section**" means a section of the Act.

## 2. Fees

(1) The fees payable by the persons identified in column 2 in respect of the various sections of the Act and other matters are as follows:

Table

|    | <b>Section</b>  | <b>Payable by</b>    | <b>Fee (Rand)</b>  |
|----|---|----------------------|--|
| 22 | Application for exemption from the provisions of the Act  | Applicant            | R32 000  |
| 23 | Request for a copy of the annual report of the registrar  | Requester            | R230   |
| 25 | Application for association licence   | Applicant            | R156 800   |
| 26 | Application for renewal of association licence  | Relevant association | R20 900  |
| 42 | Application for registration as a manager of a collective investment scheme in securities (including one portfolio)   | Applicant            | R54 900  |
| 42 | Application by a manager of a collective investment scheme in securities for approval of a supplemental deed constituting an additional portfolio                             | Relevant manager     | R17 800  |
| 42 | Application by a manager of a collective investment scheme in securities for approval of a supplemental deed constituting a portfolio administered on behalf of a third party | Relevant manager     | R20 500 for the first portfolio<br>R17 800 for each additional portfolio |
| 42 | Application by a manager of a collective investment scheme in securities to co-name one of its existing portfolios  | Relevant manager     | R20 500 for the first portfolio<br>R17 800 for each additional portfolio |
| 43 | Application for approval of –<br>(a) a change in the minority shareholding;   | Relevant manager     | R1 300   |

|                         |   |                               |  |
|-------------------------|---|-------------------------------|--|
|                         | (b) the appointment of a director;<br>(c) the resignation of a director;<br>(d) the use of another name or an abbreviation or derivative of its registered name; or<br>(e) change in the constituting documents of the manager  |                               | R3 000<br>R1 000<br>R1 300<br><br>R3 000 |
| 43                      | Application for approval of a change in the controlling shareholding  | Relevant manager              | R10 800                                  |
| 48 read with section 42 | Application for registration as a manager of a collective investment scheme in property (including one portfolio)   | Applicant                     | R54 900                                  |
| 48                      | Application by a manager of a collective investment scheme in property for approval of a supplemental deed constituting an additional portfolio   | Relevant manager              | R17 800                                  |
| 52(1)                   | Application by a manager for approval of a nominee company  | Relevant manager or Applicant | R8 600                                   |
| 53                      | Application for registration as a manager of a collective investment scheme in participation bonds  | Applicant                     | R54 900                                  |
| 64 read with section 42 | Application for the registration of a manager in respect of a declared collective investment scheme (including one portfolio)   | Applicant                     | R54 900                                  |
| 65(1)                   | Application for approval of a foreign collective investment scheme (including one portfolio)  | Applicant                     | R69 400                                  |
| 65(1)(c)                | Application under conditions imposed by the registrar, by a foreign collective investment scheme in respect of any additional fund or product in such scheme  | Applicant                     | R19 800                                  |
| 65(1)(c)                | Application under conditions imposed by the registrar, by a foreign collective investment scheme for an alteration of or addition to such scheme, other than an application for an additional fund or product or rescission of a scheme or a fund or product of such scheme | Applicant                     | R28 000                                  |

|          |  |                  |   |
|----------|--|------------------|---|
| 65(1)(c) | Application under conditions imposed by the registrar, by a foreign collective investment scheme for an alteration of or addition to a fund or product of such scheme, other than an application for an additional fund or product or rescission of a scheme or a fund or product of such scheme | Applicant        | R11 000                                   |
| 65(1)(c) | Application under conditions imposed by the registrar, by a foreign collective investment scheme for the rescission of a scheme or fund or product of such scheme  | Applicant        | R5 400 per fund or product of such scheme |
| 65(1)(c) | Application under conditions imposed by the registrar, by a foreign collective investment scheme for a change of name of a scheme or fund or product of such scheme  | Applicant        | R5 400 per name change                    |
| 65(1)(c) | Application under conditions imposed by the registrar, by a foreign collective investment scheme for an amendment to a representative agreement entered into by the scheme   | Applicant        | R8 200                                    |
| 69(2)    | Application for registration as a trustee or custodian   | Applicant        | R35 600                                   |
| 78       | Application for a conversion of a collective investment scheme   | Relevant Manager | R35 600                                   |
| 82       | Application for the issue of a certificate of registration of conversion   | Relevant Manager | R1 300                                    |
| 86       | Application to conduct business other than administration  | Relevant Manager | R11 900                                   |
| 88       | Application for exemption from the provisions of section 88  | Relevant Manager | R32 000                                   |
| 97(2)    | Application for exemption by notice in the <i>Gazette</i> of a particular type or category of collective investment schemes from the provisions of section 97(1)   | Relevant Manager | R32 000                                   |
| 97(3)    | Application for suspension by notice in the <i>Gazette</i> of a provision of any deed  | Relevant Manager | R32 000                                   |
| 98(2)(a) | Application for the approval of a ballot paper to be submitted to investors for their consent  | Relevant Manager | R5 400 in respect of each portfolio       |

|           |   |                  |                                      |
|-----------|---|------------------|--------------------------------------|
| 98(2)     | Application by a manager for approval of an amendment of a deed or supplemental deed, other than an application for an additional portfolio   | Relevant Manager | R11 200                              |
| 99(1)(a)  | Application for the approval of a ballot paper to be submitted to investors for their consent   | Relevant Manager | R5 400 in respect of each portfolio  |
| 102       | Application for the winding-up of a portfolio   | Relevant Manager | R30 200 in respect of each portfolio |
| 114(3)(d) | Application for the approval of the sale of –<br>(a) a collective investment scheme in property; or<br>(b) the property shares or immovable property included in a portfolio of such a scheme,<br>where such sale requires the approval of an exchange on which the participatory interests of such portfolio are listed or the approval of investors | Relevant Manager | R30 900                              |
| 114(3)(d) | Application for the approval of a conversion of a collective investment scheme in property to a loan stock company  | Relevant manager | R30 900                              |
| 114(3)(d) | Application for the approval of the acquisition by a collective investment scheme in property of a loan stock company   | Relevant manager | R30 900                              |
| 114(3)(d) | Request for a copy of any document, per A4-sheet, or part thereof   | Requester        | R8,60                                |
| 114(3)(d) | Request for a certified copy of an approved supplemental deed   | Relevant manager | R1 000 per supplemental deed         |

(2) The fees are payable on the date on which an application or a request is submitted to the registrar.

**3. Payment of fees**

The payment of a fee referred to in this Schedule by a person to the Financial Services Board may be by means of a cheque or a money transfer (in which case proof of the transfer must be provided).

**4. Interest payable in respect of overdue fees**

The Registrar may impose interest in respect of any overdue fees at the prevailing interest rate determined by the Minister of Finance in accordance with section 80(1)(b) of the Public Finance Management Act, 1999 (Act No. 1 of 1999).

**5. Short title**

This Notice is called the Notice on Collective Investment Schemes Fees, 2012.

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