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BOARD NOTICE
RAADSKENNISGEWING

BOARD NOTICE 101 OF 2012

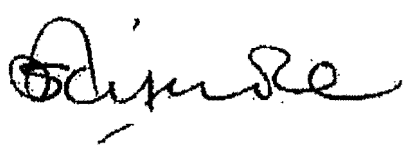
FINANCIAL SERVICES BOARD

FINANCIAL SERVICES BOARD ACT, 1990

LEVIES ON FINANCIAL INSTITUTIONS

The Financial Services Board referred to in section 2 of the Financial Services Board Act, 1990 (Act No. 97 of 1990), hereby under section 15A of the said Act imposes the levies set out in the Schedule on financial institutions.

By order of the Financial Services Board.



A M Sithole

Chairperson: Financial Services Board

SCHEDULE

ARRANGEMENTS OF REGULATIONS

1. Definitions

In this Notice any word or expression to which a meaning has been assigned in any financial services law, has the meaning so assigned to it and, unless the context indicates otherwise -

(i) **"Board"** means the Financial Services Board referred to in the Act;

(ii) **"Collective Investment Schemes Control Act"** means the Collective Investment Schemes Control Act, 2002 (Act No. 45 of 2002);

(iii) **"Financial Advisory and Intermediary Services Act"** means the Financial Advisory and Intermediary Services Act, 2002 (Act No. 37 of 2002);

(iv) **"financial services law"** means the Act, and any other act referred to in paragraph (a) of the definition of "financial institution" in section 1 of the Act;

(v) **"Income Tax Act"** means the Income Tax Act, 1962 (Act No. 58 of 1962);

(vi) **"levy year"** means the period from 1 April 2012 to 31 March 2013 and, subject to this Notice and any amendment or repeal thereof, such corresponding period in succeeding years, in respect of which levies are imposed;

(vii) **"Long-term Insurance Act"** means the Long-term Insurance Act, 1998, (Act No. 52 of 1998);

(viii) **"Pension Funds Act"** means the Pension Funds Act, 1956 (Act No. 24 of 1956);

(ix) **"relevant Registrar"** means the Registrar mentioned in a financial services law concerned;

(x) **"SAM"** means Solvency Assessment and Management;

(xi) **"Securities Services Act"** means the Securities Services Act, 2004 (Act No. 36 of 2004);

(xii) **"Short-term Insurance Act"** means the Short-term Insurance Act, 1998, (Act No. 53 of 1998);

(xiii) **"the Act"** means the Financial Services Board Act, 1990 (Act No. 97 of 1990).

2. Imposition of levies

The levy specified in an item of this Notice is hereby imposed in respect of the financial institution referred to in that item and in respect of the levy year.

3. Levy on pension funds

(1) In respect of a pension fund registered or provisionally registered in terms of the Pension Funds Act, including a pension preservation fund or a provident preservation fund as defined in section 1 of the "Income Tax Act, but excluding a retirement annuity fund as defined in section 1 of the Income Tax Act, the levy is an amount of R1 138, plus an additional amount of R10,70 per member of such fund and in respect of every other person who receives regular periodic payments from such fund (excluding any member or such person, whose benefit in the fund remained unclaimed or who is a beneficiary in a beneficiary fund), or R2 072 000, which total amount is the lesser.

(2) The calculation of the levy referred to in subitem (1) is based on the number of members and other persons as reflected in the latest statistics furnished to the relevant Registrar in terms of any law as at 30 June of the levy year. If a transfer of members is in process and not finalised on 30 June of the levy year, the transferor must pay the levy in respect of the members to be transferred. Where the appointment of a liquidator of a fund is approved by the Registrar after 30 June of the levy year, the levy for the fund is payable in full for the levy year.

(3) The levies referred to in subitem (1) must be paid not later than 31 August of the levy year.

4. Levy on administrators

In respect of an administrator approved in terms of section 13B of the Pension Funds Act, the levy amount of R5 800, plus an additional amount of R450 per fund under the administration of the administrator and an amount of R0,55 per member and in respect of every other person who receives regular periodic payments from such fund (excluding any member or such person, whose benefit in the fund remained unclaimed or a beneficiary in a beneficiary fund).

5. Levy on retirement annuity funds

(1) In respect of a retirement annuity fund referred to in item 3(1), the levy is an amount of R1 138, plus an additional amount equal to 0,00907% of the value of the assets of the fund. Where the appointment of a liquidator of a fund is approved by the Registrar after 30 June of the levy year, the levy for the fund is payable in full for the levy year.

(2) *(a)* The value of the assets of a retirement annuity fund is the value of those assets of the fund determined at the time of the valuation thereof by the insurer for the purpose of determining its liabilities excluded in item 10(2)*(b)* from the definition of "liabilities", as well as any other assets held by the fund to enable it to meet its obligations towards its members.

(b) The calculation of the levy referred to in subitem (1)*(a)* is based on the value of assets as reflected in the latest statistics furnished to the relevant Registrar in terms of any law as at 30 June of the levy year. If a transfer of members is in process and not finalised on 30 June of the levy year, the transferor must pay the levy in respect of the value of the assets for the members to be transferred.

(3) The calculation of the value of the assets of a retirement annuity fund must include the value of a contract, if any, in which a long-term insurer, in return for the payment of a premium, undertakes to provide policy benefits for the purpose of funding in whole or in part the liability of a retirement annuity fund to provide benefits to its members in terms of its rules.

(4) The levy referred to in sub-item (1)*(a)* which is payable by a retirement annuity fund must be paid not later than 31 August of the levy year.

6. Levy for Pension Funds Adjudicator

In respect of a pension fund registered or provisionally registered in terms of the Pension Funds Act, including a pension preservation fund, provident preservation fund as well as a retirement annuity fund as defined in section 1 of the Income Tax Act, the levy for the Pension Funds Adjudicator is an amount of R3,95 per member of such fund and any other person who receives regular periodic payments from such fund, but excluding any member or such person, whose benefit in the fund remained unclaimed. Where the appointment of a liquidator of a fund is approved by the Registrar after 30 June of the levy year, the levy for the fund is payable in full for the levy year.(3) This levy may be paid with the levy referred to in item 3 and is payable on the date specified in item 3(3).

7. Levy on friendly societies

With effect from 1 April 2006, any friendly society registered or provisionally registered in terms of section 3(2)(a) of the Friendly Societies Act, 1956 (Act No. 25 of 1956), is exempted from the payment of levies.

8. Levy on short-term insurers and underwriters at Lloyd's

(1) In respect of an insurer registered in terms of the Short-term Insurance Act, to carry on short-term insurance business, the levy shall be based on estimated gross premium income, including any rebates, for the insurer's financial year ending during the period from 1 July to 31 March of the current levy year or ending during the period from 1 April to 30 June of the following levy year, adjusted after the end of its financial year in accordance with its actual audited gross premium income, including any rebates. Irrespective of the length of the financial period of the insurer, the levy shall be an amount equal to 0,15909% of the first R60 million gross premium income, including any rebates, plus 0,03673% thereafter, or R19 000, whichever total amount is the greater. The rate in force at the end of the financial period of the insurer shall be applicable for the whole of the period ending on such date.

(2) In respect of a person appointed in terms of section 57(1) of the Short-term Insurance Act, the levy shall be based on estimated gross premium income for the calendar year ending on 31 December of the levy year, but adjusted annually after 31 December in accordance with the gross premium income which was received on

behalf of underwriters at Lloyd's in the Republic for the previous calendar year as published in the Annual Report of the Registrar of Short-term Insurance. The levy shall be an amount equal to 0,15909% of the first R60 million gross premium income plus 0,03673% thereafter, or R19 000, whichever total amount is the greater.

(3) A short-term insurer which was registered or deemed to be registered in terms of the Short-term Insurance Act, on any day of the levy year, must pay the full levies referred to in subitem (1).

(4) The levy based on estimated premium income shall be paid in two instalments before or on 10 June and 28 October of the levy year. The adjustment referred to in subitem (1) shall be combined with the first or second payment after the end of the insurer's financial year. In the case of Lloyd's the adjustment referred to in subitem (2) shall be combined with the October payment.

9. Special SAM levy on short-term insurers and underwriters at Lloyd's

(1) *(a)* In respect of an insurer registered in terms of the Short-term Insurance Act, the special SAM levy is based on estimated gross premium income, including any rebates, for the insurer's financial year ending during the period 1 July to 31 March of the current levy year or ending during the period 1 April to 30 June of the following levy year, adjusted after the end of its financial year in accordance with audited gross premium income, including any rebates.

(b) Irrespective of the length of the financial period of the insurer, the special SAM levy is an amount equal to 0,00569% of the gross premium income, including any rebates.

(c) The rate at the end of the financial period of the insurer is applicable for the whole of the period ending on such date.

(2) In respect of a person appointed in terms of section 57(1) of the Short-term Insurance Act, the special SAM levy is based on estimated gross premium income for the calendar year ending on 31 December of the levy year, adjusted annually after 31 December in accordance with the gross premium income received on behalf of underwriters at Lloyd's in the Republic for the previous calendar year as published in the Annual Report of the Registrar of Short-term Insurance. The special SAM levy is an amount equal to 0,00569% of the gross premium income.

(3) A short-term insurer registered or deemed to be registered in terms of the Short-term Insurance Act, on any day of the levy year, must pay the full special SAM levies.

(4) The special SAM levy based on estimated premium income must be paid in two instalments before or on 10 June and 28 October of the levy year. The adjustment referred to in subitem (1) must be combined with the first or second payment after the end of the insurer's financial year. In the case of Lloyd's the adjustment in subitem (2) must be combined with the October payment.

10. Levy on long-term insurers

(1) In respect of a long-term insurer which is registered or deemed to be registered in terms of the Long-term Insurance Act, and authorised to –

(a) enter into one or more than one disability policy, fund policy, health policy, life policy or sinking fund policy, or one or more of those policies and an assistance policy, the levy is an amount of R90 000, plus 0,00792% of the liabilities under unmatured long-term policies; or

(b) enter into an assistance policy only, the levy is an amount of R9 000, plus 0,00792% of the liabilities under unmatured long-term policies.

(2) The expression "liabilities under unmatured long-term policies" in subitems (1)*(a)* and *(b)* –

(a) means the liabilities as determined at the end of the long-term insurer's financial year which ended in the calendar year preceding the levy year, and the value of such liabilities are the gross liabilities under unmatured policies

reflected against the item "Gross policy liabilities" in column 9 of Statement C9 of the Long-term Return (set out in Annexure A of the Schedule to Board Notice 81 of 2008, *Gazette* 31207 of 5 September 2008 as amended by Board Notice 387 of 2009, *Gazette* 32078 of 7 April 2009, Board Notice 294 of 2010 in *Gazette* 33113 of 16 April 2010 and Board Notice 54 of 2011, *Gazette* 34118 of 18 March 2011), or means, if the long-term insurer had no financial year which ended in the calendar year preceding the levy year, the gross liabilities as reflected at the end of the long-term insurer's financial year which ended in the calendar year preceding the previous levy year;

(b) excludes the liabilities under a contract, in terms of which the long-term insurer, in return for the payment of a premium, undertakes to provide policy benefits for the purpose of funding in whole or in part the liability of a friendly society, as defined in section 1 of the Friendly Societies Act, 1956, or a pension fund organisation, as defined in section 1 of the Pension Funds Act, to provide benefits to its members in terms of its rules: Provided that such excluded liabilities do not include liabilities under a contract relating exclusively to a particular member of a friendly society or a pension fund organisation, or to the surviving spouse, children, dependants or nominees of a particular member of such friendly society or pension fund organisation.

(3) A long-term insurer which was registered or deemed to be registered in terms of the Long-term Insurance Act, -

(a) on 1 April of the levy year, must pay the full levies referred to in subitems (1)(a) and (b) in accordance with subitem (4); or

(b) after 1 April, but not after 1 October of the levy year, must pay half the levies referred to in subitems (1)(a) and (b) in one amount as the only payment, before or on 28 October of the levy year.

(4) The levies referred to in subitem (3)*(a)* must be paid in two instalments, namely –

(a) 50% of the levy or if the actual amount is not available, a reasonable estimate of such levy based on a reasonable estimate of the value of the liabilities referred to in subitem (2), before or on 10 June of the levy year; and

(b) the balance of the levy before or on 28 October of the levy year; and

(c) if the payment was based on an estimate as referred to in subitem (4)*(a)*, an adjustment in accordance with the actual value of the liabilities referred to in subitem (2) must be combined with the next levy payment after such actual value has been determined and furnished to the Board.

11. Special SAM levy on long-term insurers

(1) In respect of a long-term insurer registered or deemed to be registered in terms of the Long-term Insurance Act, and authorised to enter into one or more than one assistance policy, disability policy, fund policy, health policy, life policy or sinking fund policy, the special SAM levy is 0,00115% of the liabilities under unmatured long-term policies.

(2) The expression "liabilities under unmatured long-term policies" in subitem (1)–

(a) means the liabilities as determined at the end of the long-term insurer's financial year which ended in the calendar year preceding the levy year. The value of such liabilities are-

(i) the gross liabilities under unmatured policies reflected against the item "Gross policy liabilities" in column 9 of Statement C9 of the Long-term Return (set out in Annexure A of the Schedule to Board Notice 81 of 2008, *Gazette* 31207 of 5 September 2008 as amended by Board Notice 387 of 2009, *Gazette* 32078 of 7 April 2009, Board Notice 294 of 2010, *Gazette* 33113 of 16 April 2010 and Board Notice 54 of 2011, *Gazette* 34118 of 18 March 2011); or

(ii) if the long-term insurer had no financial year which ended in the calendar year preceding the levy year, the gross liabilities as reflected at the end of the long-term insurer's financial year which ended in the calendar year preceding the previous levy year;

(b) excludes the liabilities under a contract, in terms of which the long-term insurer, in return for the payment of a premium, undertakes to provide policy benefits for funding in whole or in part the liability of a friendly society, as defined in section 1 of the Friendly Societies Act, 1956, or a pension fund organisation, as defined in section 1 of the Pension Funds Act, to provide benefits to members in terms of its rules: Provided such excluded liabilities do not include liabilities under a contract relating exclusively to a particular member of a friendly society or a pension fund organisation, or to the surviving spouse, children, dependants or nominees of a particular member of such friendly society or pension fund organisation.

(3) A long-term insurer registered or deemed to be registered in terms of the Long-term Insurance Act -

(a) on 1 April of the levy year, must pay the full special SAM levies in accordance with subitem (4); or

(b) after 1 April but not after 1 October of the levy year, must pay half the special SAM levies referred to in subitem (1) in one amount as the only payment, before or on 28 October of the levy year.

(4) The special SAM levies must be paid in two instalments namely -

(a) 50% of the levy, or if the actual amount is not available, a reasonable estimate of such levy based on a reasonable estimate of the value of the liabilities referred to in subitem (2), before or on 10 June of the levy year; and

(b) the balance of the levy before or on 28 October of the levy year; and

(c) if the payment was based on an estimate as contemplated in subitem (4)*(a)*, an adjustment in accordance with the actual value of the liabilities referred to in subitem (2) must be combined with the next levy payment after such actual value has been determined and furnished to the Board.

12. Levy on intermediaries

(1) In respect of an agent, broker or other person referred to in section 45 of the Short-term Insurance Act, the levy is an amount equal to 0,016448575% of the total gross premiums as reported on by an auditor or accounting officer, as the case may be, in terms of regulation 4.4 under the said Act, and which was received by such agent, broker or other person during the most recent financial year on behalf of registered insurers, and underwriters at Lloyd's, or R121, whichever total amount is the greater.

(2) The levy referred to in subitem (1), must be paid not later than 31 October of the levy year and must be based on the total gross premiums on 31 August of each levy year as provided by the South African Insurance Association, subject to a maximum gross premium of R196 539 822, equal to a maximum levy of R32 328.

13. Levy on collective investment schemes in securities

(1) In respect of collective investment schemes in securities, referred to in the Collective Investment Schemes Control Act, the levy is a total amount of R11 730 014, plus any amount payable in terms of subitem (2) , for all such schemes administered by a manager registered in terms of section 42 of the said Act at any time during the levy year. The amount is payable in four quarterly instalments on or before 25 June, 30 September, 31 December and 31 March of the levy year. The quarterly amounts are paid on the basis of statistics as at the end of the preceding quarter and are apportioned amongst all managers registered at that date. The calculation of levies due is as follows:

(a) 10% apportioned equally amongst all managers;

(b) 60% apportioned according to the number of portfolios administered by each manager; and

(c) 30% apportioned in proportion to the total assets administered by each manager.

(2) If a manager is not a member of the Association for Savings and Investment SA, the levies payable in terms of subitems (1)(a), (b) and (c) are doubled.

14. Levy on foreign collective investment schemes

(1) In respect of foreign collective investment schemes approved in terms of section 65 of the Collective Investment Schemes Control Act, the levy is payable in four quarterly instalments, each instalment consisting of -

(a) an amount of R8 176, in respect of each scheme; plus

(b) an amount of R4 434, in respect of each portfolio, fund or sub-scheme; plus

(c) 0,00024280% of the net amount of assets managed on behalf of South African investors.

(2) If a manager of an approved foreign collective investment scheme is not an associate member of the Association for Savings and Investment SA, the levies payable in terms of subitems (1)(a), (b) and (c) are doubled.

(3) The levy is payable in four quarterly instalments on or before 25 June, 30 September, 31 December and 31 March of the levy year. The amounts are calculated on the basis of statistics as at the end of the preceding quarter, which statistics must be furnished to the relevant Registrar within 30 days after such quarter end.

(4) For the purposes of subitem (3), the statistics to be furnished to the relevant Registrar must contain details of all sales and redemptions or buy-backs in South Africa.

(5) Levies are payable in respect of all months falling within any relevant quarter.

15. Levy on collective investment schemes in property

(1) In respect of a manager of a collective investment scheme in property, as referred to in the Collective Investment Schemes Control Act, the levy is an amount of R 72 183 on every portfolio.

(2) The levy referred to in subitem (1) must be paid not later than 25 June of the levy year.

16. Levy on collective investment schemes in participation bonds

(1) In respect of a manager administering a collective investment scheme in participation bonds, registered in terms of section 53 of the Collective Investment Schemes Control Act, the levy is an amount of R7 579, plus an amount calculated by multiplying the aggregate amount owing by mortgagors on 31 December 2011, by the figure of 0, 0144415%.

(2) The levy referred to in subitem (1) must be paid not later than 25 June of the levy year.

17. Levy on exchanges

(1) In respect of JSE Limited, an exchange licensed in terms of section 10 of the Securities Services Act, the levy is an amount of R10 333 073.

(2) The levy referred to in subitem (1) must be paid not later than 10 June of the levy year.

18. Levy on authorised financial services providers

(1) Subject to subitem (5), a person who is authorised in terms of section 8 of the Financial Advisory and Intermediary Services Act, as a Category I or IV financial services provider as defined in the Determination of Fit and Proper Requirements for Financial Services Providers, 2008, excluding any such provider who is also authorised as a Category II, IIA or III provider referred to in subitem (3), must pay the levy referred to in subitem (2) on or before 31 October of the levy year.

(2) The levy, which is subject to a maximum amount of R1 282 744, is calculated as follows:

(a) a base amount of R2 960, and

(b) A X R473

where-

A = the total number of key individuals of the financial services provider approved by the Registrar plus the total number of representatives appointed by the financial services provider, less key individuals that are also appointed as representatives, as at 31 August of the levy year.

(3) Subject to subitem (5), a person who is authorised in terms of section 8 of the Financial Advisory and Intermediary Services Act, as a Category II, IIA or III financial services provider as defined in the Determination of Fit and Proper Requirements for Financial Services Providers, 2006, must on or before 31 October of the levy year pay a levy, which is subject to a maximum of R1 282 744, and which is calculated as follows:

(a) a base amount of R5 965; and

(b) A x R473; and

(c) B x 0,00001605000

where-

A = the total number of key individuals of the financial services provider approved by the Registrar plus the total number of representatives appointed by the financial services provider, less key individuals that are also appointed as representatives, as at 31 August of the levy year; and

B = the total value of investments managed on behalf of clients in terms of the authorisation as a financial services provider on 30 June of the levy year: Provided that investments under management held in foreign currency must be included at the exchange rate published in the Press at that date.

(4) Subject to subitem (5), a person who is authorised in terms of section 8 of the Financial Advisory and Intermediary Services Act, as a Category I financial services provider as contemplated in subitem (1), who renders financial services only in connection with financial products belonging to Long-term Insurance Category A, referred to in subcategory (1) in Column One of Table A in paragraph 3(1) of the Determination of Fit and Proper Requirements for Financial Services Providers, 2008, must on or before 31 October of the levy year pay a levy, which is subject to a maximum of R1 282 744, and which is calculated as follows:

(a) a base amount of R2 960; and

(b) A x R250

where-

A = the total number of key individuals of the financial services provider approved by the Registrar plus the total number of representatives appointed by the financial services provider, less key individuals that are also appointed as representatives, as at 31 August of the levy year.

(5) Multiple authorised financial services providers who form part of the same legal entity are jointly and severally liable for payment of a single levy as referred to in subitem (2), (3) or (4), as the case may be. For the purpose of such payment, the key individuals and the representatives of such authorised financial services providers are deemed to be the key individuals and representatives of one authorised financial services provider.

(6) Where a licence is suspended on 31 August 2012, but the Registrar lifts the suspension thereafter, the authorised financial services provider is liable to pay the levy in accordance with the applicable subitem within 30 days from the suspension being lifted, subject to the maximum amounts stipulated in subitem (2), (3) and (4) above. The levy must be calculated on the basis of the statistics of the authorised financial services provider as at the date of the suspension being lifted.

(7) Should the levy mentioned in subitem (2) to (6) not be paid, the licence of the authorised financial services provider may be withdrawn in terms of section 9 of the Financial Advisory and Intermediary Services Act.

19. Levy for funding of Office of Ombud for Financial Services Providers

(1) Subject to subitem (3), a person who is authorised in terms of section 8 of the Financial Advisory and Intermediary Services Act, as a financial services provider must pay the levy referred to in subitem (2) on or before 31 October of the levy year.

(2) The levy, which is subject to a maximum of R182 898, is calculated as follows:

(a) a base amount of R675; and

(b) A x R257

where-

A = the total number of key individuals of the financial services provider approved by the Registrar plus the total number of representatives appointed by the financial services provider, less key individuals that are also appointed as representatives, as at 31 August of the levy year.

(3) Multiple authorised financial services providers who form part of the same legal entity are jointly and severally liable for payment of a single levy as referred to in subitem (2). For the purpose of such payment, the key individuals and the representatives of such authorised financial services providers are deemed to be the key individuals and representatives of one authorised financial services provider.

(4) Should the levy mentioned in subitem (2) not be paid, the licence of the authorised financial services provider may be withdrawn in terms of section 9 of the Financial Advisory and Intermediary Services Act.

20. Levy on central securities depositories

(1) In respect of Strate Limited, licensed in terms of section 32 of the Securities Services Act, the levy is an amount of R2 003 408.

(2) The levy referred to in subitem (1) must be paid not later than 10 June of the levy year.

21. Levy on financial markets in respect of market abuse

(1) The levy for the payment of the costs of performing the functions of the Board and the Directorate of Market Abuse in terms of the Securities Services Act, is payable by the JSE Limited, and is R14 445 000.

(2) The levy is payable in four quarterly instalments of R3 611 250 each on or before 10 June, 30 September, 31 December and 31 March of the levy year.

(3) In addition to the levy referred to in subitem (1), the legal costs actually incurred by the Board in respect of market abuse litigation are payable quarterly in arrears by the JSE Limited.

GENERAL

22. Payment of levies

(1) The levies and interest (if any) referred to in this Notice are, subject to the provisions of this Notice, payable by the financial institution concerned to the Board by means of a cheque, postal order, money order, or a money transfer.

(2) Interest will be charged on all overdue accounts at the prime overdraft rate quoted by the First National Bank of South Africa Ltd.

23. Application for exemption

(1) An application by any financial institution for the granting under section 15A(4) of the Act of exemption from a provision of this Notice must be submitted in writing to the Executive Officer, Financial Services Board, P O Box 35655, Menlo Park, 0102, on a date at least one month before the date on which the exemption is to take effect.

(2) The application must contain full particulars of the financial institution, the authorisation of the persons signing the application and the date on which the exemption, if granted, is to take effect, and must set out fully the reasons for the application.

(3) The application must-

(a) contain an affirmation by the financial institution concerned to provide, on receipt of any such request, the Executive Officer of the Board forthwith with any other or further information or particulars which the Board may require in connection with the institution or application concerned; and

(b) contain particulars of the address at which the institution will accept service by the Board of any notice contemplated in section 15A(4)(b)(ii) of the Act.

(4) A notice referred to in section 15A(4)(b)(ii) of the Act must on the authority of the Board be served by the Executive Officer by registered post at the address furnished by the financial institution in accordance with subitem (3)(b) in its application for exemption.

24. Consolidated payments

Where in any particular levy year, a body regarded by the Board as fully representative of a category of financial institutions, offers to make a consolidated payment of levies on behalf of that category in terms of an agreement concluded between such category of the financial institutions and the body, the Board may accept such offer if the payment is made in accordance with the provisions of this Notice: Provided that if for any reason such consolidated payment is not so made on the relevant dates of payment, every individual financial institution concerned shall remain fully responsible for the individual payment payable by it, plus interest (if any) on that amount calculated in accordance with item 22(2).

25. Withdrawal of notices and saving

(1) Subject to subitem (2), Board Notice 101 of 27 May 2011 is, withdrawn.

(2) If on the date of coming into operation of this Notice a financial institution has not yet fully paid a levy and interest due thereon, as imposed in terms of a provision of the notice mentioned in subitem (1), any such provision, together with any other provision of such notice which relates to the first-mentioned provision, is deemed in respect of the institution concerned and the relevant due amount not to be withdrawn by subitem (1) until such debt is fully discharged.