



FSCA INS Notice X OF 2020

FINANCIAL SECTOR REGULATION ACT, 2017 (ACT NO. 9 OF 2017)

INVITATION TO SUBMIT COMMENTS:

**EXEMPTION OF CERTAIN LONG-TERM INSURERS FROM REGULATION 4.2(1)
OF THE REGULATIONS UNDER THE LONG-TERM INSURANCE ACT, 1998.**

The Financial Sector Conduct Authority, under section 281(1) of the Financial Sector Regulation Act, 2017, hereby proposes to exempt certain long-term insurers from aspects of Regulation 4.2(1) of the Regulations under the Long-term Insurance Act, 1998, to the extent set out in the Schedule.

This Notice, together with the Schedule, is available on the FSCA's website.

Interested parties are invited to submit comments on the draft exemption in writing on or before **12 May 2020** to FSCA.RFDStandards@fsc.co.za .

CD DA SILVA

FOR THE FINANCIAL SECTOR CONDUCT AUTHORITY

Date of Publication: xxx May 2020

SCHEDULE

EXEMPTION OF CERTAIN LONG-TERM INSURERS FROM REGULATION 4.2(1) OF THE REGULATIONS UNDER THE LONG-TERM INSURANCE ACT, 1998.

1. Definitions

In this Schedule “**the Act**” means the Long-term Insurance Act, 1998 (Act No. 52 of 1998), and any word or expression to which a meaning is assigned in the Act bears, subject to context, that meaning unless otherwise defined, and -

“**Authority**” means the Financial Sector Conduct Authority as defined in section 1(1) of the Financial Sector Regulation Act, 2017 (Act No. 9 of 2017);

“**investment policies**” means one or more life insurance policies underwritten under the individual investment class of life insurance business as set out in Table 1 of Schedule 2 of the Insurance Act;

“**medical scheme**” has the meaning assigned to it in section 1 of the Medical Schemes Act; and

“**Regulations**” means the Regulations made under section 72 of the Act promulgated by GN R.1492 of 27 November 1998 and amended from time to time.

2. Extent of Exemption

- (1) Long-term insurers that offer investment policies, and any person who acts as intermediary between such an insurer and a medical scheme in respect of an investment policy or proposal for an investment policy, are hereby exempted from Regulation 4.2(1) of the Regulations under the Long-term Insurance Act, 1998 insofar as it relates to an investment policy where the policyholder is a medical scheme.

3. Amendment and withdrawal of Exemption

This Exemption is subject to -

- (a) amendment thereof published by the Authority by notice on the website of the Authority; and
- (b) withdrawal in a like manner.

4. Short title and commencement

This Notice is called the Exemption of certain long-term insurers from Regulation 4.2(1) of the Regulations under the Long-term Insurance Act, 1998, 2020 and comes into effect on the date of publication of this Exemption Notice.