

FSCA INFORMATION REQUEST 2 OF 2025 (FAIS)**FINANCIAL ADVISORY AND INTERMEDIARY SERVICES ACT, 2002
(ACT NO. 37 OF 2002)****REQUEST FOR INFORMATION – CRYPTO ASSET-RELATED ACTIVITIES
PERFORMED BY CRYPTO ASSET SERVICE PROVIDERS****1. DEFINITIONS AND APPLICATION**

In this Schedule, “**the Act**” means the Financial Advisory and Intermediary Services Act, 2002 (Act No. 37 of 2002), “**FSCA FAIS Notice 90 of 2022**” means the Exemption of Persons rendering Financial Services in relation to Crypto Assets from Section 7(1) of the Act published on 21 October 2021, and any word or expression to which a meaning is assigned in the Act or FSCA FAIS Notice 90 of 2022 shall have that meaning unless the context otherwise indicates, and –

“**CASP**” means a Crypto Asset Service Provider.

“**Crypto Asset Service Provider**” means a person that is licensed under section 8 of the Act to render a financial service in relation to crypto assets and currently renders financial services under the exemption provided in terms of FSCA FAIS Notice 90 of 2022; and

“**Declaration**” means the declaration of a crypto asset as a financial product under the Act, published in the *Government Gazette* No. 47334 on 19 October 2022 under General Notice 1350 of 2022.

2. BACKGROUND AND PURPOSE

- 2.1 On 19 October 2022, the Financial Sector Conduct Authority (FSCA) published the Declaration in terms of which it declared a crypto asset as a financial product under the FAIS Act. FSCA FAIS Notice 90 of 2022 was published alongside the Declaration, providing certain exemptions from section 7(1) of the Act, subject to, among other conditions, the furnishing of information to the FSCA on request.
- 2.2 In November 2022, after the declaration, the FSCA issued [FSCA Information Request 7 of 2022 \(FAIS\)](#), requesting information regarding crypto asset activities. The data collected through this process were instrumental in the development of the [FSCA's Crypto Market Study](#), which in turn provided valuable insights into the structure, scale, and risks of the domestic crypto asset ecosystem.
- 2.3 The developments post the declaration highlight the increasing need for current and comprehensive information on crypto asset activities. Such information is essential to support the FSCA's mandate in advancing effective regulatory development, ensuring consumer protection, and enhancing and supporting the efficiency and integrity of financial markets and the financial system.

Executive Committee:

Commissioner: U. Kamlana | **Deputy Commissioners:** A. Ludin | K. Gibson | F. Badat

- 2.4 The purpose of this request is therefore to assist the FSCA in gaining a deeper understanding of the specific crypto asset-related services.

3 REQUEST FOR INFORMATION

The FSCA hereby, under section 131 of the Financial Sector Regulation Act, 2017 (Act No. 9 of 2017) (FSR Act), and in accordance with paragraph 3(2) of FSCA FAIS Notice 90 of 2022, requests all CASPs to furnish information to the FSCA by completing a questionnaire available at this [Link](#).

4. FORMAT OF INFORMATION REQUESTED AND TIMELINE FOR SUBMISSION

All CASPs must complete the requested information as outlined in the online questionnaire in full, providing the relevant information as of 30 June 2025. The completed submission must be submitted via the above link to the FSCA by no later than **5 December 2025**.

5. FAILURE TO COMPLY WITH THE REQUEST

6. Failure by the CASP to provide the specified information within the timeframe specified constitutes an offence under Section 267 of the FSR Act.

7. AVAILABILITY OF INFORMATION AND ENQUIRIES

- 7.1 This Information Request is available on the FSCA's website (www.fsca.co.za) under *Regulatory Framework < Notices < FAIS Notices < 2025*.
- 6.2 For any queries relating to the information contained in this document, please contact the FSCA's Fintech Unit at Fintech@fsca.co.za.



KATHERINE GIBSON
DEPUTY COMMISSIONER
FINANCIAL SECTOR CONDUCT AUTHORITY
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