



FEM Construction Industry Loan Fund (PTY) LTD

Date: 10 August 2022

Enquiries: YusufBo@fema.co.za

Tell: 011 359 4361

Email: awicomb@parliament.gov.za

Dear Sir

RE: AMENDMENT OF SCHEDULES 1, 2 AND 3 TO FINANCIAL INTELLIGENCE CENTRE ACT, 2001

1. The call for comment on the draft amendments to Schedules 1, 2 and 3 of the Financial Intelligence Centre Act No. 38 of 2001, issued on 20 July 2022 refers.
2. As it relates to Schedule 1, kindly see below the following comments:
 - a. In light of the inclusion of additional accountable institutions to the list, a transitional period is requested to provide new accountable institutions sufficient time to implement and comply with the provisions of the Act.
 - b. An amendment to clause 11(b) is proposed below, to provide for organisations who may no longer be providing credit, however, may still be managing a runoff loan book.

*11. (b) A person who carries on the business of **actively** providing credit in terms of any credit agreement that is excluded from the application of the National Credit Act, 2005 by virtue of section 4(1)(a) or (b) of that Act.*
 - c. Alternatively, clarity is requested with regards to clause 11(b) and whether it is intended to include organisations who only administer existing loans.

Your sincerely

Yusuf Bodiāt
Director