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SUID-AFRIKA



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MAY 1992

No. 13976

GOEWERMENSKENNISGEWINGS

SUID-AFRIKAANSE RESERWEBANK

No. R. 1293

5 Mei 1992

WET OP DEPOSITONEMENDE INSTELLINGS, 1990
(WET No. 94 VAN 1990)

WYSIGING VAN REGULASIES

Die Minister van Finansies het kragtens artikel 90 van die Wet op Depositonemende Instellings, 1990 (Wet No. 94 van 1990), die regulasies uiteengesit in die Bylae uitgevaardig.

BYLAE

Woordomskrywing

1. In hierdie Bylae beteken "die Regulasies" die Regulasies aangaande Depositonemende Instellings, afgekondig by Goewermenskennisgewing No. R. 2799 van 30 November 1990 en gewysig by Goewermenskennisgewings Nos. R. 160 van 7 Januarie 1992 en R. 590 van 28 Februarie 1992.

Vervanging van regulasie 16 van die Regulasies

2. Regulasie 16 van die Regulasies word hierby deur die volgende regulasie vervang:

"Tydperk van instandhouding van voorgeskrewe minimum bedrae

16. 'n Depositonemende instelling moet die minimum bedrae beoog in regulasies 13 (1), 14 (1) en 15 (1) in stand hou gedurende die tydperk met ingang van die vyftiende sakedag van die maand wat volg op die maand of kalenderkwartaal waarop 'n bepaalde opgawe betrekking het, tot en met die veertiende sakedag van die maand wat volg op die maand of kalenderkwartaal ten opsigte waarvan die volgende maandelikse of kwartaalike opgawe, na gelang van die geval, deur die verslagdoenende instelling verstrekkend moet word."

GOVERNMENT NOTICES

SOUTH AFRICAN RESERVE BANK

No. R. 1293

5 May 1992

DEPOSIT-TAKING INSTITUTIONS ACT, 1990
(ACT No. 94 OF 1990)

AMENDMENT OF REGULATIONS

The Minister of Finance has under section 90 of the Deposit-taking Institutions Act, 1990 (Act No. 94 of 1990), made the regulations set forth in the Schedule.

SCHEDULE

Definitions

1. In this Schedule "the Regulations" means the Regulations relating to Deposit-taking Institutions, published under Government Notice No. R. 2799 of 30 November 1990 and amended by Government Notices Nos. R. 160 of 7 January 1992 and R. 590 of 28 February 1992.

Substitution of regulation 16 of the Regulations

2. The following regulation is hereby substituted for regulation 16 of the Regulations:

"Period of maintenance of prescribed minimum amounts

16. A deposit-taking institution shall maintain the minimum amounts contemplated in regulations 13 (1), 14 (1) and 15 (1) during the period from the fifteenth business day of the month following the month or calendar quarter to which a particular return relates, up to and including the fourteenth business day of the month following the month or calendar quarter in respect of which the next monthly or quarterly return, as the case may be, is to be furnished by the reporting institution."

Wysiging van Aanhangsel I by die Regulasies

3. Aanhangsel I by die Regulasies word hierby gewysig deur vorm DI 010, soos daarin uiteengesit, deur vorm DI 010 soos in die Aanhangsel by hierdie Regulasies uiteengesit, te vervang.

Wysiging van Aanhangsel II by die Regulasies

4. Aanhangsel II by die Regulasies word hierby gewysig deur vorms DI 099, DI 310 en DI 505, soos daarin uiteengesit, deur, onderskeidelik, vorms DI 099, DI 310 en DI 505, soos in die Aanhangsel by hierdie Regulasies uiteengesit, te vervang.

Amendment of Annexure I to the Regulations

3. Annexure I to the Regulations is hereby amended by the substitution for form DI 010, as set forth therein, of form DI 010 as set forth in the Annexure to these Regulations.

Amendment of Annexure II to the Regulations

4. Annexure II to the Regulations is hereby amended by the substitution for forms DI 099, DI 310 and DI 505, as set forth therein, of forms DI 099, DI 310 and DI 505, respectively, as set forth in the Annexure to these Regulations.

AANHANGSEL (Forms DI 010, DI 099, DI 310 en DI 505 soos vervang)**DI 010****AANSOEK OM TOESTEMMING TOT VERKRYGING VAN AANDELE IN 'N DEPOSITONEMENDE INSTELLING/BEHERENDE MAATSKAPPY***

(Moet in tweevoud voorgelê word)

Die Registrateur van Depositonemende Instellings
PRETORIA

1. Ek, die ondergetekende, 'n natuurlike persoon/die behoorlik gemagtigde verteenwoordiger* van
- (hieronder die aansoeker genoem), doen hiermee aansoek ingevolge artikel 37(2)(b) van die Wet op Depositonemende Instellings, 1990, om die toestemming van die Registrateur van Depositonemende Instellings/Minister van Finansies* tot die verkryging deur die aansoeker van aandele in
- 'n depositonemende instelling/beherende maatskappy* geregistreer as sodanig ingevolge genoemde Wet (hieronder die MAATSKAPPY genoem), van welke aandele –
- (a) die totale nominale waarde;*
 - (i) meer as 15 persent maar nie meer as 24 persent nie;*
 - (ii) meer as 24 persent maar nie meer as 49 persent nie;*
 - (iii) meer as 49 persent maar nie meer as 74 persent nie;*
 - (iv) meer as 74 persent,*
 - (b) die totale nominale waarde tesame met die totale nominale waarde van sodanige aandele reeds deur die aansoeker gehou;*
 - (c) die totale nominale waarde tesame met die totale nominale waarde van sodanige aandele reeds gehou deur die aansoeker en sy geassosieerde (soos omskryf in artikel 36(10) van bogenoemde Wet) of geassosieerdes,*
 - (i) bedra –
 - (i) meer as 15 persent maar nie meer as 24 persent nie;*
 - (ii) meer as 24 persent maar nie meer as 49 persent nie;*
 - (iii) meer as 49 persent maar nie meer as 74 persent nie;*
 - (iv) meer as 74 persent,*
- van die totale nominale waarde van al die uitgereikte aandele van die MAATSKAPPY.
2. Die totale nominale waarde van aandele tans gehou in die MAATSKAPPY deur die aansoeker en sy geassosieerde/geassosieerdes*, maak die volgende persentasie uit van die totale nominale waarde van alle uitgereikte aandele van die MAATSKAPPY:
- (a) Aandele gehou deur aansoeker: persent.
 - (b) Aandele gehou deur geassosieerde/s van aansoeker (toon aan persentasie/s teenoor die naam/name van geassosieerde/s):
 - (i) : persent
 (Voeg paragrawe by soos nodig)
3. Saam met hierdie aansoek lê ek 'n geskrewe verklaring voor wat die inligting bevat wat by regulasie 9(2) van die Regulasies Aangaande Depositonemende Instellings voorgeskryf word.

Datum

Aansoeker

Adres van aansoeker.....

*Skrap wat nie van toepassing is nie

VIR AMPTELIKE GEBRUIK

Toestemming tot verkryging van aandele verleen/geweier.*

Registrateur van Depositonemende Instellings*

Datum

Minister van Finansies*

*Skrap wat nie van toepassing is nie

**VERKLARING MET BETREKKING TOT STATUTÊRE OPGAWES
INGEDIEN****DI 099**

(Moet alle statutêre opgawes vergesel wat ingedien word ingevolge die Regulasies Aangaande Deposisionemende Instellings)

Naam van deposisionemende instelling/beherende maatskappy

Tydperk geëindig 19.....

A. VERKLARING

Ons, die ondergetekendes, verklaar hierby soos volg ten opsigte van elk van die statutêre state en opgawes (geïdentifiseer en verstrek op die wyse aangedui in die spasie vir dié doel op bladsy 2 van hierdie vorm verskaf) hiermee ingedien met betrekking tot die tydperk hierbo aangedui:

1. ALGEMEEN

- (i) Die inligting vervat in die state en opgawes is na die beste van ons wete en kennis korrek; en
- (ii) die state en opgawes is in ooreenstemming met die bepalings van die Regulasies Aangaande Deposisionemende Instellings opgestel.

2. VORM DI 100

Die uitgereikte primêre en sekondêre aandelekapitaal en primêre en sekondêre onaangetaste reserwefondse van bogenoemde deposisionemende instelling is op (datum) verminder met die bedrae van die items vermeld in paragrafe (i) tot (vii) van artikel 70(5)(a) van die Wet.

3. VORM DI 310

- (i) Geen van die likwiede bates ingesluit in items 18 tot 27 van hierdie vorm is sonder die toestemming van die Registrateur verpand of andersins beswaar soos beoog in artikel 72(3) van die Wet nie;
- (ii) alle sekuriteite ingesluit onder die likwiede bates vermeld in paragraaf (i) is gewaardeer ooreenkomstig die bepalings van artikel 72(4) van die Wet; en
- (iii) hierdie deposisionemende instelling het die voorgeskrewe minimum reserwesaldo by die Reserwebank soos by artikel 71(2) van die Wet vereis en die voorgeskrewe gemiddelde daaglikse minimum bedrag aan likwiede bates soos by regulasie 15(1) voorgeskryf, vanaf die vyftiende sakedag van die maand wat volg op die maand waarvoor die voorafgaande opgawe van vorm DI 310 ingedien is tot op datum, gehandhaaf, en sal voortgaan om dit aldus te handhaaf op elke dag tot die veertiende sakedag van die maand wat volg op die maand waarop hierdie opgawe betrekking het, en voldoen/sal voldoen aan die voorgeskrewe minimum vereistes soos hierbo vermeld vanaf die vyftiende sakedag van die maand wat volg op die maand waarop hierdie opgawe betrekking het op die grondslag van sy gemiddelde daaglikse bedrag van korttermynverpligtings gedurende die verslagmaand. (Indien die deposisionemende instelling versuim het om aan die voorgeskrewe vereistes te voldoen, moet die verklaring gekwalifiseer word en 'n staat wat die tersaaklike tekort(e) toon vir elke dag waarop daar 'n tekort was, moet hierdie opgawe vergesel.)

4. VORM DI 400

Hierdie deposisionemende instelling het die voorgeskrewe minimum bedrag aan primêre en sekondêre uitgereikte aandelekapitaal en primêre en sekondêre onaangetaste reserwefondse soos by regulasie 13 voorgeskryf, vanaf die vyftiende sakedag van die maand wat volg op die kwartaal waarvoor die voorafgaande opgawe van vorm DI 400 ingedien is tot op datum gehandhaaf, en sal voortgaan om dit aldus te handhaaf op elke dag tot die veertiende sakedag van die maand wat volg op die kwartaal waarop hierdie opgawe betrekking het, en voldoen/sal voldoen aan bovermelde vereiste betreffende die handhawing van die voorgeskrewe minimum bedrag uitgereikte primêre en sekondêre aandelekapitaal en primêre en sekondêre onaangetaste reserwefondse vanaf die vyftiende sakedag van die maand wat volg op die kwartaal waarop hierdie opgawe betrekking het. (Indien die deposisionemende instelling versuim het om aan die voorgeskrewe vereiste te voldoen, moet die verklaring gekwalifiseer word en 'n staat wat die tersaaklike tekort(e) toon vir elke dag waarop daar 'n tekort was, moet hierdie opgawe vergesel.)

5. VORM DI 600

Hierdie deposisionemende instelling het nie op enige dag gedurende die verslagmaand die perke op sy effektiewe netto ope posisie(s) in buitelandse valuta soos by regulasie 49(6) voorgeskryf, oorskry nie. (Indien die deposisionemende instelling die voorgeskrewe perke oorskry het, moet die verklaring gekwalifiseer word en 'n staat wat die tersaaklike oorskryding(s) toon vir elke dag waarop daar 'n oorskryding was, moet hierdie opgawe vergesel.)

6. VORM DI 700

Hierdie deposisionemende instelling het te alle tye gedurende die verslagtydperk voldoen aan die bepalings van artikels 76 en 77 van die Wet.

7. BELEGGINGS DEUR BEHERENDE MAATSKAPPYE

Bogenoemde beherende maatskappy het te alle tye gedurende die verslagtydperk aan die bepalings van artikel 50 van die Wet, voldoen.

B. VORMS INGEDIEN

Die volgende staat/state en opgawe(s) soos aangedui met 'n kruisje in die toepaslike spasie, word hiermee ingedien in die formaat soos aangedui met 'n kruisje hieronder:

Vorm nommer	Opskrif van vorm	Formaat van inligting		Ingeval van navraag, kan die SA Reserwebank die volgende persoon kontak:		
		Harde kopie	Elektronies	Naam	Tel. no.	Bylyn
<input type="checkbox"/>	Vorm DI 100 - Balansstaat					
<input type="checkbox"/>	Vorm DI 110 - Buite-balansstaat bedrywighede					
<input type="checkbox"/>	Vorm DI 120 - Bate-gesteunde sekuritisering					
<input type="checkbox"/>	Vorm DI 130 - Opgawe betreffende beleggings en belange gehou					
<input type="checkbox"/>	Vorm DI 140 - Opgawe aangaande aandeelhouders van DI of beherende maatskappy					
<input type="checkbox"/>	Vorm DI 200 - Inkomstestaat					
<input type="checkbox"/>	Vorm DI 210 - Ontleding van netto nie-handel-drywende inkomste en reserwe oordragte					
<input type="checkbox"/>	Vorm DI 300 - Likwiditeitsrisiko - oorblywende looptyd					
<input type="checkbox"/>	Vorm DI 310 - Minimum reserwesaldo en likwiede bates					
<input type="checkbox"/>	Vorm DI 400 - Kapitaalvoldoendheid					
<input type="checkbox"/>	Vorm DI 410 - Rentekoersrisiko					
<input type="checkbox"/>	Vorm DI 420 - Prysisiko					
<input type="checkbox"/>	Vorm DI 430 - Handelsrisiko					
<input type="checkbox"/>	Vorm DI 500 - Kredietrisiko					
<input type="checkbox"/>	Vorm DI 505 - Kennisgewing van groot blootstelling					
<input type="checkbox"/>	Vorm DI 510 - Groot blootstellings					
<input type="checkbox"/>	Vorm DI 520 - Bates ingekoop					
<input type="checkbox"/>	Vorm DI 600 - Valutarisiko					
<input type="checkbox"/>	Vorm DI 700 - Beperking op beleggings, lenings en voorskotte					
<input type="checkbox"/>	Vorm DI 900 - Ontleding van bates en laste volgens instellings en looptye					
<input type="checkbox"/>	Vorm DI 910 - Ontleding van uitreikers van en transaksies in uitgesoekte bates					
<input type="checkbox"/>	Vorm DI 920 - Ontleding van afbetalingsdebiteure- en huurtransaksies					
<input type="checkbox"/>	Vorm DI 930 - Rentekoerse op deposito's, lenings en voorskotte op maandeinde					
"KAFTOTAAL" OP DIE DISKET						

Geteken te, op hierdie dag van 19.....

Hoofrekenmeester

Hoof-uitvoerende Beampte

MINIMUM RESERWESALDO EN LIKWIEDE BATES**DI 310**

Maandeliks

Naam van deponisionemende instelling.....

Maand geëindig 19

(Alle bedrae moet tot die naaste R'000 afgerond word)

	Reël no.	R'000
VERPLIGTINGS TEENOR DIE PUBLIEK		1
Korttermynverpligtings teenoor die publiek, voor aanpassing	1	
Min: Aanpassing ten opsigte van kontantbestuurskemas.....	2	
Aanpassing ten opsigte van verrekening	3	
Korttermynverpligtings soos aangepas (item 1 min items 2 en 3)	4	
Min: Korttermynlenings ontvang kragtens terugkoopoooreenkomste of toegestaan onder terugverkoopoooreenkomste met die Reserwebank en die Korporasie vir Openbare Deposito's	5	
Korttermynlenings ontvang kragtens terugkoopoooreenkomste in likwiede bates	6	
Korttermynlenings ontvang kragtens terugkoopoooreenkomste i.t.v. regulasie 14(2)(bA)	6.1	
Korttermynlenings ontvang kragtens gepaarde terugkoopoooreenkomste i.t.v. regulasie 14(2)(c)	7	
Korttermynlenings ontvang kragtens gepaarde terugkoopoooreenkomste i.t.v. regulasie 14(2)(d)	8	
Korttermyndeposito's verpand as sekuriteit vir lenings toegestaan	9	
Korttermynbedrae verskuldig deur deponisionemende instellings en onderlinge bouverenigings	10	
Vyftig persent van remises in transitio	11	
Korttermynverpligtings, soos verminder (item 4 min items 5 tot 11)	12	
Reserwesaldo wat vanaf die vyftiende sakedag van die maand wat volg op die maand waarop hierdie opgawe betrekking het, gehou moet word teen persent van item 12	13	
Min: Gemiddelde bedrag van Reserwebanknote en pasmunt gedurende die verslagmaand gehou	14	
Saldo wat by die Reserwebank gehou moet word (item 13 min item 14)	15	
Likwiede bates wat vanaf die vyftiende sakedag van die maand wat volg op die maand waarop hierdie opgawe betrekking het, gehou moet word teen 20 persent van item 12	16	
Gemiddelde daaglikse bedrag van likwiede bates wat tot op die veertiende sakedag van die maand wat volg op die maand waarop hierdie opgawe betrekking het, gehou is (totaal van items 18 tot 27)	17	
Reserwebanknote en pasmunt gedurende die voorafgaande verslagmaand gehou	18	
Goudmunt en staafgoud	19	
Reserwe- en verrekeningsrekeningsaldo's by die Reserwebank gehou	20	
Onmiddellik opeisbare lenings aan sodanige deponisionemende instellings as wat die Minister by kennisgewing in die Staatskoerant aangewys het	21	
Skatkisbiljette van die Republiek	22	
Verhandelbare leningsheffingsertifikate uitgereik deur die Tesourie	23	
Effekte uitgereik kragtens artikel 19 van die Skatkiswet, 1975	24	
Effekte van die Reserwebank	25	
Wissels deur die Landbank uitgereik	26	
Aksepte en self-likwiderende wissels of promesses wat by die Reserwebank verdiskonteerbaar is	27	
Memorandum items		
Totale daaglikse bedrag van alle likwiede bates verkry kragtens terugverkoopoooreenkomste	28	
Totale daaglikse gemiddelde bedrag van alle likwiede bates verkoop kragtens terugkoopoooreenkomste	29	

KENNISGEWING VAN GROOT BLOOTSTELLING

DI 505

(Vertroulik en nie beskikbaar vir publieke insae nie)

Naam van deponisnemeende instelling

Datum 19 Land

(Alle bedrae moet tot die naaste R'000 afgerond word)

Besonderhede van 'n transaksie wat met 'n individuele persoon aangegaan is, welke transaksie, opsigself of tesame met enige vorige transaksie, tot gevolg gehad het dat die deponisnemeende instelling blootgestel is tot 'n bedrag wat vyf en twintig persent van sy netto kwalifiserende kapitaal en reserwes oorskry.

Naam van persoon (Identifiseer 'n filiaal, of 'n geassosieerde soos bedoel in artikel 36(10) van die Wet)	Reël no.	Goedkeurings-	Aard van	Waarde van	Bedrag van	Kolom 4 as %
		datum	blootstelling	sekuriteit gehou	blootstelling	van kapitaal en
		1	2	3	4	5
		R'000	R'000	R'000	%	
Totaal	1					
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GOVERNMENT GAZETTE, 5 MAY 1992

No. 13976 7

ANNEXURE (Forms DI 010, DI 099, DI 310 and DI 505 as substituted)

DI 010

APPLICATION FOR PERMISSION TO ACQUIRE SHARES IN A DEPOSIT-TAKING INSTITUTION/CONTROLLING COMPANY*

(To be submitted in duplicate)

The Registrar of Deposit-taking Institutions
PRETORIA

1. I, the undersigned, a natural person/ the duly authorized representative* of.....

 (hereinafter referred to as the applicant), hereby apply in terms of section 37(2)(b) of the Deposit-taking Institutions Act, 1990, for the permission of the Registrar of Deposit-taking Institutions/Minister of Finance* for the acquisition by the applicant of shares in

 a deposit-taking institution/controlling company* registered as such in terms of the said Act (hereinafter referred to as the COMPANY), of which shares –
 - (a) the total nominal value;*
 - (b) the total nominal value together with the total nominal value of such shares already held by the applicant;*
 - (c) the total nominal value together with the total nominal value of such shares already held by the applicant and by his associate or associates,*
 amounts to –
 - (i) more than 15 per cent but not exceeding 24 per cent;*
 - (ii) more than 24 per cent but not exceeding 49 per cent;*
 - (iii) more than 49 per cent but not exceeding 74 per cent;*
 - (iv) more than 74 per cent,*
 of the total nominal value of all the issued shares of the COMPANY.
2. The total nominal value of shares in the COMPANY presently held by the applicant and his associate/associates*, constitutes the following percentage of the total nominal value of all the issued shares of the COMPANY:
 - (a) Shares held by applicant: per cent.
 - (b) Shares held by associate/s of applicant (furnish percentage/s opposite name/s of associate/s):
 - (i) per cent
 (Add paragraphs as necessary)
3. I submit with this application a written statement containing the information prescribed by regulation 9(2) of the Regulations Relating to Deposit-taking Institutions.

.....
Date *Applicant*

Applicant's address

**Delete whichever is not applicable*

FOR OFFICIAL USE

*Permission for acquisition of shares granted/refused.**

.....
*Registrar of Deposit-taking Institutions**

.....
Date *Minister of Finance**

**Delete whichever is not applicable*

**DECLARATION IN RESPECT OF STATUTORY RETURNS
SUBMITTED**

DI 099

(To accompany all statutory returns submitted in terms of the Regulations Relating to Deposit-taking Institutions)

Name of deposit-taking institution/controlling company

Period ended 19.....

A. DECLARATION

We, the undersigned, hereby declare as follows in respect of each of the statutory statements and returns (identified and rendered in the manner indicated in the space provided for such purposes on page 2 of this form) submitted herewith in respect of the period indicated above:

1. GENERAL

- (i) The information contained in the statements and returns, is to the best of our knowledge and belief correct; and
- (ii) the statements and returns have been compiled in accordance with the provisions of the Regulations Relating to Deposit-taking Institutions.

2. FORM DI 100

The issued primary and secondary share capital and primary and secondary unimpaired reserve funds of the above-mentioned deposit-taking institution have on (date) been reduced with the amounts of the items mentioned in paragraphs (i) to (vii) of section 70(5)(a) of the Act.

3. FORM DI 310

- (i) None of the liquid assets included in items 18 to 27 of this form have been pledged or otherwise encumbered as envisaged in section 72(3) of the Act, without the consent of the Registrar;
- (ii) all securities included under the liquid assets mentioned in paragraph (i) have been valued in accordance with the provisions of section 72(4) of the Act; and
- (iii) this deposit-taking institution has from the fifteenth business day of the month following the month for which the preceding return of form DI 310 had been submitted to date maintained, and will continue to maintain for every day until the fourteenth business day of the month following the month to which this return relates, the prescribed minimum reserve balance with the Reserve Bank as required in terms of section 71(2) of the Act, and the prescribed average daily minimum amount of liquid assets as prescribed in regulation 15(1), and complies/will comply as from the fifteenth business day of the month following the month to which this return relates, with the prescribed minimum requirements aforesaid on the basis of its average daily amount of short-term liabilities during the reporting month. (If the deposit-taking institution failed to comply with the prescribed requirements, the declaration shall be qualified and a statement showing the relevant deficiency(ies), for every day on which a deficiency existed, shall accompany this return.)

4. FORM DI 400

This deposit-taking institution has from the fifteenth business day of the month following the quarter for which the preceding return of form DI 400 had been submitted to date maintained, and will continue to maintain for every day until the fourteenth business day of the month following the quarter to which this return relates, the prescribed minimum amount of issued primary and secondary share capital and primary and secondary unimpaired reserve funds as prescribed in regulation 13, and complies/will comply as from the fifteenth business day of the month following the quarter to which this return relates, with the aforesaid requirement relating to the maintenance of the prescribed minimum amount of issued primary and secondary share capital and primary and secondary unimpaired reserve funds. (If the deposit-taking institution failed to comply with the prescribed requirement, the declaration shall be qualified and a statement showing the relevant deficiency(ies), for every day on which a deficiency existed, shall accompany this return.)

5. FORM DI 600

This deposit-taking institution has not exceeded on any day during the reporting month the limits on its effective net open position(s) in foreign currency as prescribed by regulation 49(6). (If the deposit-taking institution has exceeded the prescribed limits, the declaration shall be qualified and a statement showing the relevant excess(es) for every day on which an excess existed, shall accompany this return.)

6. FORM DI 700

This deposit-taking institution has at all times during the reporting period complied with the provisions of sections 76 and 77 of the Act.

7. INVESTMENTS BY CONTROLLING COMPANIES

The above-mentioned controlling company has at all times during the reporting period complied with the provisions of section 50 of the Act.

B. FORMS SUBMITTED

The following statement(s) and return(s), as identified with a cross in the space provided, are submitted herewith in the format as indicated with a cross below:

Form number	Heading of form	Format of information		In the event of a query, the S.A. Reserve Bank may contact		
		Hard copy	Electronic	Name	Tel. no.	Ext.
<input type="checkbox"/>	Form DI 100 - Balance sheet					
<input type="checkbox"/>	Form DI 110 - Off-balance sheet activities					
<input type="checkbox"/>	Form DI 120 - Asset-backed securitisation					
<input type="checkbox"/>	Form DI 130 - Return regarding investments and interests held					
<input type="checkbox"/>	Form DI 140 - Return of shareholders of DI or controlling company					
<input type="checkbox"/>	Form DI 200 - Income statement					
<input type="checkbox"/>	Form DI 210 - Analysis of net non-trading income and reserve transfers					
<input type="checkbox"/>	Form DI 300 - Liquidity risk - maturity ladder					
<input type="checkbox"/>	Form DI 310 - Minimum reserve balance and liquid assets					
<input type="checkbox"/>	Form DI 400 - Capital adequacy					
<input type="checkbox"/>	Form DI 410 - Interest rate risk					
<input type="checkbox"/>	Form DI 420 - Price risk					
<input type="checkbox"/>	Form DI 430 - Trading risk					
<input type="checkbox"/>	Form DI 500 - Credit risk					
<input type="checkbox"/>	Form DI 505 - Reporting of large exposure					
<input type="checkbox"/>	Form DI 510 - Large exposures					
<input type="checkbox"/>	Form DI 520 - Assets bought in					
<input type="checkbox"/>	Form DI 600 - Currency risk					
<input type="checkbox"/>	Form DI 700 - Restriction on investments, loans and advances					
<input type="checkbox"/>	Form DI 900 - Institutional and maturity breakdown of liabilities and assets					
<input type="checkbox"/>	Form DI 910 - Institutional breakdown of issuers of and transactions in selected assets					
<input type="checkbox"/>	Form DI 920 - Analysis of instalment sale and leasing transactions					
<input type="checkbox"/>	Form DI 930 - Interest rates on deposits, loans and advances at month-end					
"HASH" TOTAL ON DISKETTE						

Signed at, this day of 19.....

.....
Chief Accounting Officer

.....
Chief Executive Officer

MINIMUM RESERVE BALANCE AND LIQUID ASSETS

DI 310

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Monthly

Name of deposit-taking institution

Month ended 19

(All amounts to be rounded off to the nearest R'000)

	Line no.	R'000
		1
LIABILITIES TO THE PUBLIC		
Short-term liabilities to the public, prior to adjustment	1	
Less: Adjustment in respect of cash management schemes	2	
Adjustment in respect of set-off	3	
Short-term liabilities as adjusted (item 1 less items 2 and 3)	4	
Less: Short-term loans received under repurchase agreements or granted under resale agreements with the Reserve Bank and the Corporation for Public Deposits	5	
Short-term loans received under repurchase agreements in liquid assets	6	
Short-term loans received under repurchase agreements i.t.o regulation 14(2)(bA)	6.1	
Short-term loans received under matched repurchase agreements i.t.o. regulation 14(2)(c)	7	
Short-term loans received under matched repurchase agreements i.t.o. regulation 14(2)(d)	8	
Short-term deposits pledged as security for loans granted	9	
Short-term amounts owing by deposit-taking institutions and mutual building societies	10	
Fifty percent of remittances in transit	11	
Short-term liabilities, as reduced (item 4 less items 5 to 11)	12	
Reserve balance to be held as from the fifteenth business day of the month following the month to which this return relates at per cent of item 12	13	
Less: Average amount of Reserve Bank notes and subsidiary coin held during reporting month	14	
Balance to be held with the Reserve Bank (item 13 less item 14)	15	
Liquid assets required to be held as from the fifteenth business day of the month following the month to which this return relates at 20 per cent of item 12	16	
Daily average amount of liquid assets held up to the fourteenth business day of the month following the month to which this return relates (total of items 18 to 27)	17	
Reserve Bank notes and coin held during preceding reporting month	18	
Gold coin and bullion	19	
Reserve and clearing account balance(s) held with the Reserve Bank	20	
Loans, repayable on demand, to such deposit-taking institutions as have been designated by the Minister by notice in the Gazette	21	
Treasury bills of the Republic	22	
Negotiable loan levy certificates issued by the Treasury	23	
Stocks issued under Section 19 of the Exchequer Act, 1975	24	
Securities of the Reserve Bank	25	
Bills issued by the Land Bank	26	
Acceptances and self-liquidating bills or promissory notes which are discountable with the Reserve Bank	27	
Memorandum items		
Total average daily amount of all liquid assets acquired under resale agreements	28	
Total average daily amount of all liquid assets sold under repurchase agreements	29	

No. R. 1294

5 Mei 1992

WET OP DEPOSITONEMENDE INSTELLINGS, 1990
(WET No. 94 VAN 1990)

REGISTRASIE VAN AANDELE IN 'N DEPOSITONEMENDE INSTELLING OF BEHERENDE MAATSKAPPY OP NAAM VAN 'N BENOEMDE

Kragtens artikel 38 (2) (d) van die Wet op Depositonemende Instellings, 1990 (Wet No. 94 van 1990), bepaal ek, David Jacobus de Villiers, Waarnemende Minister van Finansies, hierby die omstandighede uiteengesit in paragraaf 2 van die Bylae as spesiale omstandighede waarin aandele in 'n depositonemende instelling of beherende maatskappy, onderworpe aan die voorwaardes uiteengesit in paragraaf 3 van die Bylae en op die wyse voorgeskryf in paragraaf 2 van die Bylae ten opsigte van elk van die onderskeie gevalle—

- (a) toegewys of uitgereik mag word aan;
- (b) geregistreer mag word op naam van;
- (c) oorgedra mag word op naam van; of
- (d) toegelaat mag word om geregistreer te bly op naam van,

'n benoemde.

D. J. DE VILLIERS,

Waarnemende Minister van Finansies.

BYLAE

1. In hierdie Bylae beteken "die Wet" die Wet op Depositonemende Instellings, 1990 (Wet No. 94 van 1990), en het 'n woord of uitdrukking waaraan in die Wet 'n betekenis geheg is, die betekenis aldus daaraan geheg.

2. Behoudens die bepalings van paragraaf 3—

- (a) aandele wat deel uitmaak van 'n beleggingsportefeulje wat deur 'n depositonemende instelling of sy filiaal of medefiliaal geadministreer word: Op naam van 'n benoemde maatskappy wat 'n filiaal is van daardie depositonemende instelling of van sy beherende maatskappy;
- (b) aandele wat deel uitmaak van bates wat deur 'n depositonemende instelling of sy filiaal of medefiliaal ten behoeve van die begunstigdes van 'n trust geadministreer word: Op naam van 'n benoemde maatskappy wat 'n filiaal is van daardie depositonemende instelling of van sy beherende maatskappy;
- (c) aandele wat deel uitmaak van die bates van 'n pensioenfonds vir die werknemers van 'n depositonemende instelling of beherende maatskappy of die werknemers van 'n filiaal of medefiliaal van so 'n depositonemende instelling of beherende maatskappy: Op naam van 'n benoemde maatskappy wat 'n filiaal is van daardie depositonemende instelling of beherende maatskappy;
- (d) aandele wat opsygesit is vir doeleindes van 'n personeelaansporingskema vir werknemers van die depositonemende instelling of beherende maatskappy waarin daardie aandele gehou

No. R. 1294

5 May 1992

DEPOSIT-TAKING INSTITUTIONS ACT, 1990
(ACT No. 94 OF 1990)

REGISTRATION OF SHARES IN A DEPOSIT-TAKING INSTITUTION OR CONTROLLING COMPANY IN THE NAME OF A NOMINEE

Under section 38 (2) (d) of the Deposit-taking Institutions Act, 1990 (Act No. 94 of 1990), I, David Jacobus de Villiers, Acting Minister of Finance, hereby determine the circumstances set out in paragraph 2 of the Schedule as special circumstances in which shares in a deposit-taking institution or controlling company may, subject to the conditions set out in paragraph 3 of the Schedule and in the manner prescribed in paragraph 2 of the Schedule in respect of each of the respective cases, be—

- (a) allotted or issued to;
- (b) registered in the name of;
- (c) transferred in the name of; or
- (d) allowed to remain registered in the name of,

a nominee.

D. J. DE VILLIERS,

Acting Minister of Finance.

SCHEDULE

1. In this Schedule "the Act" means the Deposit-taking Institutions Act, 1990 (Act No. 94 of 1990), and any word or expression to which a meaning has been assigned in the Act shall bear the meaning so assigned thereto.

2. Subject to the provisions of paragraph 3—

- (a) shares forming part of an investment portfolio administered by a deposit-taking institution or its subsidiary or fellow subsidiary: In the name of a nominee company which is a subsidiary of that deposit-taking institution or of its controlling company;
- (b) shares forming part of assets administered by a deposit-taking institution or its subsidiary or fellow subsidiary on behalf of the beneficiaries of a trust: In the name of a nominee company which is a subsidiary of that deposit-taking institution or of its controlling company;
- (c) shares forming part of the assets of a pension fund for the employees of a deposit-taking institution or controlling company or the employees of a subsidiary or fellow subsidiary of such deposit-taking institution or controlling company: In the name of a nominee company which is a subsidiary of that deposit-taking institution or controlling company;
- (d) shares set aside for purposes of a staff incentive scheme for employees of the deposit-taking institution or controlling company in which those shares are held, or employees of a subsidiary or

word, of werknemers van 'n filiaal of medefiliaal van so 'n deponemende instelling of beherende maatskappy: Op naam van 'n benoemde maatskappy wat 'n filiaal is van daardie deponemende instelling of beherende maatskappy;

- (e) aandele wat deel uitmaak van die bates in 'n trust of 'n ander beleggingsportefeulje wat geadminestreer word deur 'n trustmaatskappy wat 'n lid is van die Vereniging van Trustmaatskappye in Suid-Afrika: Op naam van 'n benoemde maatskappy wat 'n filiaal is van die betrokke trustmaatskappy;
- (f) aandele wat die eiendom is van die meerderheidsaandeelhouer in 'n deponemende instelling of beherende maatskappy: Op naam van 'n benoemde direkteur, indien dit nodig is ten einde te voldoen aan die bepalings van die Maatskappywet, 1973, met betrekking tot die minimum getal lede van 'n maatskappy, of aan die bepalings van die statute van die deponemende instelling of beherende maatskappy met betrekking tot die aandeelhoudingskwalifikasie van direkteure;
- (g) aandele wat deel uitmaak van 'n "bestuurde rekening" (soos omskryf in die reëls van die Johannesburgse Effektebeurs) van 'n effektemakelaar wat 'n lid is van genoemde Beurs, asook aandele wat deur so 'n effektemakelaar ten behoeve van sy kliënte in veilige bewaring gehou word: Op naam van 'n benoemde maatskappy wat beheer word deur die betrokke effektemakelaar of deur die deponemende instelling wat die aandele hou;
- (h) aandele wat deel uitmaak van 'n beleggingsportefeulje wat geadminestreer word deur 'n effektemakelaar wat 'n lid is van die Johannesburgse Effektebeurs: Op naam van 'n benoemde maatskappy wat 'n filiaal is van 'n deponemende instelling of 'n beherende maatskappy; en
- (i) aandele wat deel uitmaak van die bates in 'n trust: In die naam van die trustee of van 'n benoemde maatskappy wat beheer word deur die trustee, indien die statute van die deponemende instelling of beherende maatskappy waarin daardie aandele gehou word registrasie van sodanige aandele op naam van 'n trust verbied.

3. Ondanks die bepalings van paragraaf 2, mag 'n deponemende instelling of beherende maatskappy nie enige van sy aandele toewys of uitreik nie aan, of enige van sy aandele oordra of registreer nie op naam van, 'n benoemde soos beoog in paragraaf 2—

- (a) tensy hy deur of namens die beoogde benoemde voorsien is van 'n skriftelike verklaring wat die naam en adres bevat van die voortrekkende aandeelhouer ten behoeve van wie die aandele deur die benoemde gehou staan te word; en
- (b) in die geval waar die totale nominale waarde van sy aandele wat aldus toegewys of uitgereik staan te word aan, of oorgedra of geregistreer staan te word op naam van, 'n benoemde,

fellow subsidiary of such deposit-taking institution or controlling company: In the name of a nominee company which is a subsidiary of that deposit-taking institution or controlling company;

- (e) shares forming part of the assets in a trust or other investment portfolio administered by a trust company which is a member of the Association of Trust Companies in South Africa: In the name of a nominee company which is a subsidiary of the trust company concerned;
- (f) shares owned by the majority shareholder in a deposit-taking institution or controlling company: In the name of a nominated director, if necessary in order to comply with the provisions of the Companies Act, 1973, relating to the minimum number of members of a company, or with the provisions of the articles of association of the deposit-taking institution or controlling company relating to the shareholding qualification of directors;
- (g) shares forming part of a "managed account" (as defined in the rules of the Johannesburg Stock Exchange) of a stockbroker who is a member of the said Exchange, and also shares kept by such a stockbroker in safe custody on behalf of his clients: In the name of a nominee company which is controlled by the stockbroker concerned or by the deposit-taking institution which holds the shares;
- (h) shares forming part of an investment portfolio administered by a stockbroker who is a member of the Johannesburg Stock Exchange: In the name of a nominee company which is a subsidiary of a deposit-taking institution or a controlling company; and
- (i) shares forming part of the assets in a trust: In the name of the trustee or of a nominee company controlled by the trustee, if the articles of association of the deposit-taking institution or controlling company in which those shares are held prohibits registration of such shares in the name of a trust.

3. Notwithstanding the provisions of paragraph 2, a deposit-taking institution or controlling company shall not allot or issue any of its shares to, or transfer or register any of its shares in the name of, a nominee as contemplated in paragraph 2—

- (a) unless it has been furnished by or on behalf of the intended nominee with a written statement containing the name and address of the beneficial shareholder on whose behalf the shares will be held by the nominee; and
- (b) in the event of the total nominal value of its shares so to be allotted or issued to, or transferred or registered in the name of, a nominee, together with the total nominal value of its

tesame met die totale nominale waarde van sy aandele wat reeds deur die betrokke voordeeltrekkende aandeelhouer of deur die betrokke voordeeltrekkende aandeelhouer en sy geassosieerde of geassosieerdes [soos omskryf in artikel 36 (10) van die Wet] gehou word 15 persent van die totale nominale waarde van al sy uitgereikte aandele oorskry, tensy hy deur of namens die voordeeltrekkende aandeelhouer voorsien is van skriftelike bewys dat die toepaslike toestemming ingevolge artikel 37 (2) van die Wet verkry is tot die verkryging van die aandele wat aldus toegewys of uitgereik staan te word aan, of oorgedra of geregistreer staan te word op naam van, die benoemde.

shares already held by the beneficial shareholder concerned or by the beneficial shareholder concerned and his associate or associates [as defined in section 36 (10) of the Act] exceeding 15 per cent of the total nominal value of all its issued shares, unless it has been furnished by or on behalf of the beneficial shareholder with written proof that the appropriate permission in terms of section 37(2) of the Act for the acquisition of the shares which are to be so allotted or issued to, or transferred or registered in the name of, the nominee, has been obtained.

Spaar 'n druppel — en vul die dam

Indien almal van ons besparingsbewus optree, besnoei ons nie slegs uitgawes nie maar wen ook ten opsigte van ons kosbare water- en elektrisiteitsvoorraad



Save a drop — and save a million

Water conservation is very important to the community and industry to ensure their survival. So save water!

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