



Financial  
Intelligence Centre

# ACCOUNTABLE INSTITUTION- INDUSTRY ASSOCIATION ENGAGEMENT

14 July 2023



# Agenda

- Welcome and purpose statement
- Introductions
- Background into schedule changes
- Registration & reporting to the FIC
- Submission of RCR
- Guidance issuance



Schedule Item	Total Entity Registrations as at 31 March 2023	Total Entity Registrations as at 31 May 2023	Total Entity Registrations as at 30 June 2023	Total S29 Reports 2023			
				23-Mar	23-Apr	23-May	23-Jun
<b>BE - Business Entity with a Reporting Obligation in terms of Section 29 of the FIC Act</b>	629	752	822	59	49	43	177
<b>S1I1- Legal Practitioners (Attorneys)</b>	16 249	16 399	16 489	52	40	93	89
<b>Legal S1I1- Legal Practitioners (Advocates with Trust Account)</b>	220	234	240	0	0	0	0
<b>S1I2- Company Service Provider</b>	30	290	480				
<b>S1I2- Trust Service Provider</b>	282	381	439	3		2	
<b>S1I3- Estate Agents</b>	9 044	9 151	9 202	32	11	23	32
<b>Gambling - Casinos</b>	46	49	49	288	251	311	300
<b>Gambling - Other</b>	4 147	4 203	4 243	404	460	648	737
<b>S1I11 - Credit Providers (General)</b>	387	738	816	16	161	219	258
<b>S1I11 - Credit Providers (Money Lender Against Securities)</b>	101	122	128				
<b>S1I14 - The South African Postbank Limited</b>	1	2	2	3		1	
<b>S1I20 - High Value Goods Dealers - Art/Antique dealers</b>	1	1	1				
<b>S1I20 - High Value Goods Dealers - Auctioneers</b>	5	6	7				
<b>S1I20 - High Value Goods Dealers - Furniture/Electronics</b>	12	16	16				1
<b>S1I20 - High Value Goods Dealers - Kruger Rand Dealers</b>	233	239	240	58	91	123	139
<b>S1I20 - High Value Goods Dealers - Motor Vehicles Dealers</b>	3 617	3 670	3 687	1 703	1 431	1 300	1 221
<b>S1I20 - High Value Goods Dealers - Other</b>	42	98	117				1
<b>S1I20 - High Value Goods Dealers - Precious metal dealers</b>	15	50	52	1		1	10
<b>S1I20 - High Value Goods Dealers - Precious stone dealers</b>	9	55	58				
<b>S1I20 - High Value Goods Dealers - Yacht / boat dealers</b>		1	1				
<b>S1I21 - The South African Mint Company</b>	1	1	1		1	1	1
<b>S1I22 - Crypto Assets Service Providers</b>	39	52	55	68	81	108	122
<b>Grand Total</b>	35 110	36 510	37 145	2 687	2 576	2 873	3 088

# Risk and Compliance Return

Directive 6- [230331\\_Directive 6 RCR.pdf \(fic.gov.za\)](#)

- DNFBP AIs: items 1, 2, 3 and 9  
(Legal practitioners, Estate Agents, TCSP & Gambling)
- Compulsory completion of the RCR
- Online submissions only
- **Due 31 May 2023**
- Protentional administrative sanction for non-submission  
(section 62E read with section 43A(3) of the FIC Act)

1. Purpose of the Directive
  - 1.1 This Directive serves to inform all accountable institutions that are designated non-financial businesses and professions as specified in this Directive, that they must submit information regarding their understanding of money laundering (ML), terrorist financing (TF) and proliferation financing (PF) risks and their assessment of compliance with obligations in terms of the FIC Act to the FIC through a risk and compliance return.
  - 1.2 The information obtained from the risk and compliance return will assist the FIC in forming an understanding of the levels of risk awareness and compliance of the responding accountable institution with the FIC Act and in identifying the ML, TF and PF risks facing different accountable institution sectors as designated in Schedule 1 to the FIC Act.
2. Directive
  - 2.1 This Directive applies to accountable institutions that are designated financial businesses and professions and as listed in items 1, 2, 3 and 9 of Schedule 1 to the FIC Act.
  - 2.2 The completion of the risk and compliance return is compulsory for all accountable institutions specified in this Directive.
  - 2.3 Accountable institutions must answer all questions in the risk and compliance return questionnaire as specified in Annexure "A".
  - 2.4 Accountable institutions must answer all questions based on its understanding of ML, TF and PF risks and its implementation of current risk-based controls in compliance with the obligations set out in the FIC Act.
3. Format and frequency of risk and compliance return
  - 3.1 The risk and compliance return covers the reporting period from 1 April 2022 to 31 March 2023, both dates inclusive.
  - 3.2 The risk and compliance return must be submitted to the FIC no later than
  - 3.3 The risk and compliance return is an automated return. Accountable institutions are required to populate the information directly via a link as made available on the FIC website.
4. Effective date and non-compliance
  - 4.1 This Directive is effective from the date of publication in the government gazette.
  - 4.2 Non-submission of the risk and compliance return will be considered non-compliance with this Directive and may result in an administrative sanction, in accordance with section 62E read with section 43A(3) of the FIC Act.

# Risk and Compliance Return

## 1. Directive 7- [230331\\_Directive 7 RCR.pdf \(fic.gov.za\)](#)

- AI items: 11, 14, 20, 21 and 22  
(credit providers, SA Post Bank, HVG D, SA Mint and CASPs)
- Compulsory completion of the RCR
- Online submissions only
- **Due 31 July 2023**
- Protentional administrative sanction for non-submission  
(section 62E read with section 43A(3) of the FIC Act)

### 1. Purpose of the Directive

- 1.1 This Directive serves to inform all accountable institutions that are designated non-financial businesses and professions as specified in this Directive, that they must submit information regarding their understanding of money laundering (ML), terrorist financing (TF) and proliferation financing (PF) risks and their assessment of compliance with obligations in terms of the FIC Act to the FIC through a risk and compliance return.
- 1.2 The information obtained from the risk and compliance return will assist the FIC in forming an understanding of the levels of risk awareness and compliance of the responding accountable institution with the FIC Act and in identifying the ML, TF and PF risks facing different accountable institution sectors as designated in Schedule 1 to the FIC Act.

### 2. Directive

- 2.1 This Directive applies to accountable institutions that are designated financial businesses and professions and as listed in items 1, 2, 3 and 9 of Schedule 1 to the FIC Act.
- 2.2 The completion of the risk and compliance return is compulsory for all accountable institutions specified in this Directive.
- 2.3 Accountable institutions must answer all questions in the risk and compliance return questionnaire as specified in Annexure "A".
- 2.4 Accountable institutions must answer all questions based on its understanding of ML, TF and PF risks and its implementation of current risk-based controls in compliance with the obligations set out in the FIC Act.

### 3. Format and frequency of risk and compliance return

- 3.1 The risk and compliance return covers the reporting period from 1 January 2023 to 30 June 2023, both dates inclusive.
- 3.2 The risk and compliance return must be submitted to the FIC no later than 17:00 on Monday, 31 July 2023.
- 3.3 The risk and compliance return is an automated return. Accountable institutions are required to populate the information directly via a link as made available on the FIC website.

### 4. Effective date and non-compliance

- 4.1 This Directive is effective from the date of publication in the government gazette.
- 4.2 Non-submission of the risk and compliance return will be considered non-compliance with this Directive and may result in an administrative sanction, in accordance with section 62E read with section 43A(3) of the FIC Act.

# RCR data received to date

Risk Compliance Return Questionnaire				
Outcome	Directive 6		Directive 7	
<b>Totals</b>	S1 Item 1	16770	S1 Item 11	981
	S1 Item 2	992	S1 Item 14	1
	S1 Item 3	9219	S1 Item 20	4197
	S1 Item 9	4287	S1 Item 21	1
			S1 Item 22	57
<b>Responses</b>	9222		594	
<b>Sectors</b>	S1 Item 1	6363 (37.94%)	S1 Item 11	249 (25.38%)
	S1 Item 2	492 (49.6%)	S1 Item 14	7 (0%)
	S1 Item 3	1621 (17.4%)	S1 Item 20	248 (5.91%)
	S1 Item 9	746	S1 Item 21	13 (0%)
			S1 Item 22	20 (35.09%)
		Other	57	
<b>Outstanding</b>	S1 Item 1	10 407	S1 Item 11	732
	S1 Item 2	500	S1 Item 14	1
	S1 Item 3	7598	S1 Item 20	3949
	S1 Item 9	3541	S1 Item 21	1
			S1 Item 22	37
		Other	-	

# Guidance issuance

- Consultation has taken place on all new and impacted industries

Issued: CASPs (July 2023)- [230703 PCC 57 CASP final.pdf \(fic.gov.za\)](https://www.fic.gov.za/Document/230703/PCC%2057/CASP%20final.pdf)

Pending:

- Legal Practitioners draft PCC 47A

<https://www.fic.gov.za/Documents/221213%20Draft%20PCC%2047A%20Legal%20practitioners%20final.pdf>

- HVGD draft PCC 119

<https://www.fic.gov.za/Documents/221213%20Draft%20PCC%20119%20HVGDs%20final.pdf>

- TCSP draft PCC 6 A

<https://www.fic.gov.za/Documents/221213%20Draft%20PCC%206A%20TCSP%20final.pdf>

- MVTS draft PCC 118

<https://www.fic.gov.za/Documents/221213%20Draft%20PCC%20118%20MVTS%20Guidance%20final.pdf>







Financial  
Intelligence Centre

A large, abstract graphic on the left side of the slide. It features a dark blue triangle pointing downwards, which is partially filled with a pattern of smaller, lighter blue triangles. Below this triangle is a light blue trapezoidal shape that tapers to the right.

THANK  
YOU