

Case No: 978

FINANCIAL SECTOR CONDUCT AUTHORITY
ADMINISTRATIVE PENALTY ORDER

**ADMINISTRATIVE PENALTY IMPOSED ON MR LUNGILE MGILANE IN TERMS OF
SECTION 167(1)(a) OF THE FINANCIAL SECTOR REGULATION ACT, NO. 9 OF 2017
(FSR ACT)**

The Financial Sector Conduct Authority (the Authority), in terms of section 167(1)(a) of the FSR Act, hereby imposes an administrative penalty of **R50 000 (inclusive of costs)** on Mr Lungile Mgilane (Mr Mgilane).

The conditions attached to the repayment of the penalty are that, Mr Mgilane must:

- (1) pay an amount not less than R20 000 by 31 December 2026, in equal monthly instalments, the equivalent of 40% of the total penalty amount;
- (2) pay an amount not less than R15 000 by 31 December 2027, in equal monthly instalments, the equivalent of 30% of the total penalty amount; and
- (3) pay an amount not less than R15 000 by 31 December 2028, in equal monthly instalments, the equivalent of 30% of the total penalty amount.

If Mr Mgilane fails to pay the administrative penalty by 31 December 2028 as prescribed by this order, in terms of section 169 of the FSR Act, interest, at the rate prescribed in terms of Prescribed Rate of Interest Act, No. 55 of 1975, will be payable in respect of any unpaid portion of the administrative penalty on 1 January 2029 until it is fully paid.

Failure to comply with this order will result in the provisions of section 170 of the FSR Act being invoked, which reads as follows:

- (1) *The responsible authority that makes an administrative penalty order may file with the registrar of a competent court a certified copy of the order if:-*
- (a) *the amount payable in terms of the order has not been paid as required by the order; and*
- (b) *either:-*
- (i) *no application for reconsideration of the order in terms of a financial sector law, or for judicial review in terms of the Promotion of Administrative Justice Act of the Tribunal's decision, has been lodged by the end of the period for making such applications; or*
- (ii) *if such an application has been made, proceedings on the application have been finally disposed of.*

- (2) *The order, on being filed, has the effect of a civil judgment, and may be enforced as if lawfully given in that court.*



Gerhard van Deventer
Divisional Executive: Enforcement Division
Financial Sector Conduct Authority

DATE OF ORDER: 8 December 2025