



FSCA RF NOTICE 26 OF 2023

FINANCIAL SECTOR REGULATION ACT, 2017

PENSION FUNDS ACT, 1956

**EXEMPTION OF FUNDS FROM USING CERTAIN PRESCRIBED FORMATS FOR PREPARING
FINANCIAL STATEMENTS UNDER SECTION 15 OF THE PENSION FUNDS ACT, 1956 – AUDIT
REPORTS**

The Financial Sector Conduct Authority, under section 2(5)(a) of the Pension Funds Act, 1956 (Act No. 24 of 1956) read with section 281(3) of the Financial Sector Regulation Act, 2017 (Act No. 9 of 2017), hereby exempt specific funds from using certain formats (as prescribed under paragraph 3(2)(a)) in Board Notice 77, as published in Government Gazette 37844 of 18 July 2014) that are required to be used to prepare financial statements, to the extent set out in the Schedule.

**ASTRID LUIDIN
DEPUTY COMMISSIONER**

Date of publication: 21 December 2023

SCHEDULE

EXEMPTION OF FUNDS FROM USING CERTAIN PRESCRIBED FORMATS FOR PREPARING FINANCIAL STATEMENTS UNDER SECTION 15 OF THE PENSION FUNDS ACT, 1956 – AUDIT REPORTS

1. Definitions

In this Schedule “**Act**” means the Financial Sector Regulation Act, 2017 (Act No. 9 of 2017) and “**PFA**” means the Pension Funds Act, 1956 (Act No. 24 of 1956), and any word or expression to which a meaning has been assigned in the Act or the PFA shall have the meaning so assigned to it unless a different meaning is assigned elsewhere in this Schedule, and -

“**IRBA**” means the Independent Regulatory Board for Auditors;

“**Large Fund**” means a Large Fund referred to in paragraph 3(2)(a) of the Board Notice;

“**Schedule D1**” means Schedule D1 – Report of the independent auditors as prescribed under paragraph 3(2)(a) of the Board Notice;

“**Schedule IB1**” means Schedule IB1 – Report of the independent auditors on compliance with regulation 28 to the Authority as prescribed under paragraph 3(2)(a) of the Board Notice; and

“**the Board Notice**” means Board Notice 77, as published in *Government Gazette* 37844 of 18 July 2014, made under section 15(1) of the PFA.

2. Exemption of large funds by the Authority

The Authority hereby, under section 2(5)(a) of the PFA read with section 281(3) of the Act, exempt Large Funds as follows:

- (1) For the preparation of financial statements in respect of a financial year that ends after 1 March 2018, a Large Fund is exempted from the requirement to complete Schedule D1 when preparing financial statements in accordance with section 15(1) of the PFA, on the condition that such a fund complete the IRBA approved illustrative “Auditor’s report template: Audit of the Financial Statements of a Large Retirement Fund (Schedule D)”, as may be amended by IRBA from time to time;
- (2) For the preparation of financial statements in respect of a financial year that ends between 1 March 2018 and 31 December 2022, a Large Fund is exempted from the requirement to complete Schedule IB1 when preparing financial statements in accordance with section 15(1) of the PFA, on the condition that such fund complete the IRBA’s illustrative “Assurance Report on Compliance with Regulation 28 of the Pension Funds Act” that was approved by IRBA in March 2019; and
- (3) For the preparation of financial statements in respect of a financial year that ends after 31 December 2022, a Large Fund is exempted from the requirement to complete Schedule IB1 when preparing financial statements in accordance with section 15(1) of the PFA, on the condition that such fund complete *Annexure A* to this notice “2023 Assurance Report on Compliance with Regulation 28 of the Pension Funds Act”.

3. Amendment and withdrawal of exemption

The exemption referred to in paragraph 2 is subject to—

- (a) amendment thereof published by the Authority by notice on the website of the Authority; and
- (b) withdrawal in a like manner.

4. Repeal and substitution

FSCA RF Notice 5 of 2020, the Exemption of Large Funds from certain prescribed formats for preparing financial statements under section 15 of the Pension Funds Act, 1956, 2020 is hereby withdrawn and substituted with this Notice.

5. Short title and commencement

This exemption is called the Exemption of Retirement funds from using certain prescribed formats for preparing financial statements under section 15 of the Pension Funds Act, 1956 (Audit Reports), 2023 and comes into effect on the date of publication of this Notice.