

THE FINANCIAL SERVICES TRIBUNAL

CASE NO.: PFA78/2020

NATIONAL TERTIARY RETIREMENT FUND

Applicant

and

VICTOR MUZIWAMANDLA MBHELE

First Respondent

MANGOSUTHU UNIVERSITY OF TECHNOLOGY

Second Respondent

MOMENTUM METROPOLITAN LIFE LIMITED

Third Respondent

THE PENSION FUNDS ADJUDICATOR

Fourth Respondent

RULING BY THE DEPUTY CHAIRPERSON

APPLICATION FOR RECONSIDERATION I.T.O. SECTION 230 OF THE FINANCIAL SECTOR REGULATION ACT 9 OF 2017

1. The application for condonation of the university (second respondent) is dismissed because of a lack of merit. The Tribunal does not operate as a body of first instance and the issue raised was not the subject of a complaint before the PFA.
2. The application of the Fund is upheld and the determination is set aside and remitted to the PFA for reconsideration on the grounds stated in the PFA's further reasons.



LTC HARMS

Deputy Chairperson

18 March 2021