

THE FINANCIAL SECTOR CONDUCT AUTHORITY

In the matter between:

The Financial Sector Conduct Authority

and

African Unity Life Limited

ADMINISTRATIVE PENALTY ORDER IN TERMS OF SECTION 167 OF THE FINANCIAL SECTOR REGULATION ACT NO.9 OF 2017

1. The Financial Sector Conduct Authority (the Authority) found that during the period 1 August 2014 to 30 September 2018 **African Unity Life Limited** contravened sections 49A (a) to (d) of the Long-term Insurance Act No. 52 of 1998 and rule 5.1 (a)(i) of the Policy Holder Protection Rules(the PPR), Rule 16.1 (a) and (b) of the PPR and section 2(1) of Board Notice 158 of 2014.
2. The Authority imposes an administrative penalty of **R 300 000** (inclusive of costs) on African Unity Life Limited in terms of section 167(1)(a) of the Financial Sector Regulation Act No.9 of 2017 (the FSR Act).
3. The penalty is payable within 30 days from the date of this order.
4. If African Unity Life Limited fails to pay the administrative penalty within the period prescribed, 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 administrative penalty until it is fully paid.
5. Failure to comply with this order will result in the provision of section 170 of the FSRA 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.*

Signed at **PRETORIA** on the 28th day of May 2021.



Brandon Topham
FOR THE FINANCIAL SECTOR CONDUCT AUTHORITY