

FSRA EXEMPTION NOTICE 1 OF 2019 (LTIA)

**EXEMPTION OF CERTAIN INSURERS FROM RULE 19 OF THE POLICYHOLDER
PROTECTION RULES (LONG-TERM INSURANCE) AND REGULATION 3.9A OF THE
REGULATIONS UNDER THE LONG-TERM INSURANCE ACT, 1998**

The Financial Sector Conduct Authority, under section 281(1) of the Financial Sector Regulation Act, 2017 (Act No. 9 of 2017), hereby exempts insurers that offer assistance policies, funeral policies or microinsurance policies from the requirements of Rule 19 of the Policyholder Protection Rules (Long-Term Insurance) and Regulation 3.9A of the Regulations under the Long-term Insurance Act, 1998 to the extent set out in the Schedule.



CD DA SILVA
DIVISIONAL EXECUTIVE: REGULATORY POLICY
FOR THE FINANCIAL SECTOR CONDUCT AUTHORITY

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SCHEDULE

EXEMPTION OF CERTAIN INSURERS FROM RULE 19 OF THE POLICYHOLDER PROTECTION RULES (LONG-TERM INSURANCE) AND REGULATION 3.9A OF THE REGULATIONS UNDER THE LONG-TERM INSURANCE ACT, 1998

1. Definitions

In this Schedule “**the Act**” means the Long-term Insurance Act, 1998 (Act No. 52 of 1998), and any word or expression to which a meaning has been assigned in the Act bears, subject to context, that meaning unless otherwise defined, and –

“**Financial Sector Regulation Act**” means the Financial Sector Regulation Act, 2017 (Act No. 9 of 2017);

“**funeral policy**” has the meaning assigned to it in Rule 2A of the Policyholder Protection Rules;

“**insurer**” means a long-term insurer as defined in section 1 of the Act;

“**Regulations**” means the Regulations made under section 72 of the Act promulgated by GN R.1492 of 27 November 1998 and amended from time to time;

“**Policyholder Protection Rules**” means the Policyholder Protection Rules (Long-Term Insurance) made under section 62 of the Act promulgated by GN. 1407 and amended from time to time; and

“**microinsurance policy**” has the meaning assigned to it in Rule 2A of the Policyholder Protection Rules.

2. Extent of exemption and conditions

An insurer that offers assistance policies, funeral policies or microinsurance policies is hereby exempted, in terms of section 281(1) of the Financial Sector Regulation Act, from the requirements of Rule 19 of the Policyholder Protection Rules and Regulation 3.9A of the Regulations insofar as it relates to such assistance policies, funeral policies or microinsurance policies.

3. Amendment and withdrawal of Exemption

This Exemption is subject to –

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

4. Short title and commencement

This Notice is called the Exemption of certain insurers from Rule 19 of the Policyholder Protection Rules (Long-term insurance) and Regulation 3.9A of the Regulations under the Long-term Insurance Act, 1998, and comes into operation on 1 September 2019.