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ENQUIRIES: Mr Samuel Matjila
OUR REF: 12/8/29227
DATE: 11 January 2021

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THE PRINCIPAL OFFICER
DSV FLEXI RETIREMENT FUND - PROVIDENT SECTION
c/o EMPLOYEE BENEFIT SOLUTIONS AFRICA (PTY) LTD
PRIVATE BAG X12
CONSTANTIA

7848P

CASE NUMBER: 524644

Dear Sir/Madam

**PENSION FUNDS ACT, 24 OF 1956 & INCOME TAX ACT, 58 OF 1962: AMENDMENT 6
(Effective 01 November 2020) - DSV FLEXI RETIREMENT FUND - PROVIDENT SECTION**

Your application of 18 December 2020 refers. I have enclosed a copy of the Amendment duly approved and registered in terms of section 12(4) of the Pension Funds Act.

The fund continues to be recognized as a Provident Fund in terms of the Income Tax Act.

Yours faithfully

FOR THE FINANCIAL SECTOR CONDUCT AUTHORITY

Enclosure

Transitional Management Committee:

OB Makhubela (Commissioner) DP Tshidi JA Boyd MM du Toit LP Kekana K Gibson

DSV FLEXI RETIREMENT FUND – PROVIDENT SECTION

Amendment No. 6

The Trustees of the DSV Flexi Retirement Fund – Provident Section resolved at Johannesburg..... on 18 November 2020...that with effect from 1 November 2020 the Rules of the DSV Flexi Retirement Fund – Provident Section shall be amended for the reason set out below:

To recognize the effect of the Protection of Personal Information Act, Act 4 of 2013 (POPIA) on retirement funds and to enable the FUND to comply with the legislation, by making it clear that admission to membership of the FUND implies that:

(a) *an EMPLOYER who participates in the FUND;*

and

(b) *a MEMBER admitted to membership;*

have agreed to the right of the TRUSTEES to PROCESS such PERSONAL INFORMATION pertaining to the MEMBER and/or the EMPLOYER as may be necessary for the specific purpose of enabling the TRUSTEES to achieve the objectives of the FUND and pay benefits in terms of the RULES, subject to the provisions of the POPIA and any other applicable legislation;

by:

(i) *adding the following definitions to Rule 2:*

“PERSONAL INFORMATION” shall mean PERSONAL INFORMATION as defined in the POPIA.

“POPIA” shall mean the Protection of Personal Information Act, Act No,4 of 2013.

“PROCESSING” shall mean PROCESSING as defined in the POPIA. “PROCESS” shall have a similar meaning.

(ii) *replacing Rule 17.7 with the following:*

17.7 Admission to membership of the FUND, or participation by the EMPLOYER in the FUND shall be regarded as an acknowledgement that the MEMBER and the EMPLOYER agree:

(a) that these RULES, including any alteration to these RULES, shall be binding upon:

(i) the EMPLOYER; and

(ii) the MEMBER and upon any person claiming to derive a benefit under the FUND by virtue of his membership;

(b) that the TRUSTEES and any person to whom a function of the TRUSTEES has been delegated in accordance with the provisions of RULE 12.9 have the right to PROCESS PERSONAL INFORMATION pertaining to the MEMBER; and/or the EMPLOYER; provided that the TRUSTEES and any person to whom a function of the TRUSTEES has been delegated shall:

(i) PROCESS only such PERSONAL INFORMATION pertaining to the MEMBER and/or the EMPLOYER as may be required to fulfil the objectives of the FUND and to pay the benefits provided in terms of these RULES; and

(ii) adhere to the provisions of and any restrictions imposed by the POPIA and any other applicable legislation.

Certified that the above resolution has been adopted in accordance with the provisions of the Rules of the Fund.

Harsh
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Chairman of Trustees

Edmundo
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Trustee

Diack
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Principal Officer

~~Certified that the above amendments are financially sound. N/A as valuation exempt~~

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~~**Actuary to the Fund**~~

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~~**Signature** _____ **Qualifications**~~