
**REVISED ADMINISTRATIVE SANCTION
SCANIA SOUTH AFRICA (PTY) LTD**

HAVING CONSIDERED ALL AVAILABLE FACTS, INFORMATION, FACTORS AND REPRESENTATIONS, THE FINANCIAL INTELLIGENCE CENTRE HEREBY IMPOSES THE FOLLOWING ADMINISTRATIVE SANCTION AND RECOMMENDATION:

1. In terms of section 45C(3)(c) of the Financial Intelligence Centre Act 38 of 2001 (**the FIC Act**), the Financial Intelligence Centre (**the Centre**) hereby reprimands Scania South Africa (Pty) Ltd (**Scania**) for failing to comply with section 43B(1) of the FIC Act, read with Regulation 27A(1) of the Money Laundering and Terrorist Financing Control Regulations (**the Regulations**).
2. In terms of section 45C(3)(e) of the FIC Act, the Centre hereby imposes a financial penalty on Scania of R3, 854, 863.00 for failing to comply on 312 counts with section 28 of the FIC Act, read with Regulations 22B and 24(4) of the Regulations.
3. Scania is directed to pay R1, 927, 000.00 of the total financial penalty in six monthly instalments as follows:

1 st Payment	1 March 2021	= R321,166.00
2 nd Payment	1 April 2021	= R321,166.00
3 rd Payment	1 May 2021	= R321,166.00
4 th Payment	1 June 2021	= R321,166.00
5 th Payment	1 July 2021	= R321,166.00
6 th Payment	1 August 2021	= R321,170.00

4 Alternatively, should Scania remediate **all** the transactions as directed in Annexure B hereto, the institution will only be required to pay R1, 156, 000.00 of the financial penalty, with the balance conditionally suspended for three years.

5 The R1, 156, 000.00 financial penalty may be paid via six monthly instalments as follows:

1 st Payment	1 March 2021	= R192, 666.00
2 nd Payment	1 April 2021	= R192, 666.00
3 rd Payment	1 May 2021	= R192, 666.00
4 th Payment	1 June 2021	= R192, 666.00
5 th Payment	1 July 2021	= R192, 666.00
6 th Payment	1 August 2021	= R192, 670.00

4. The payment of the remaining balance of the total financial penalty is hereby suspended for a period of 3 years from the date of this Administrative Sanction, on condition that Scania remains fully compliant with its reporting obligations in terms of section 28 of the FIC Act.

5. In terms of section 45C(3)(c) of the FIC Act, Scania is directed to remediate the transactions as listed in Annexure B hereto, within 60 days of receipt of this Notice and confirm in writing to the Centre in terms of Directive 03/2014, the remediation of such transactions or reason for failure to remediate.

6. In terms of section 45C(3)(a) of the FIC Act, Scania is cautioned not to repeat the conduct that led to its non-compliance with section 28 of the FIC Act and should the institution be found to be non-compliant therewith within the 3 year suspension period, the suspended penalty becomes immediately payable.

7. The financial penalty is payable *via* electronic fund transfer to:

Account Name : **NRF – FIC Act Sanctions**
Account Holder : **National Treasury**
Account Number : **80552749**
Bank : **South African Reserve Bank**
Code : **900145**
Reference : **FIC Sanction – Scania/2021**



8. Proof of payment must be submitted to the Centre at enforcement@fic.gov.za.
9. In addition, the Centre recommends that Scania:
 - 9.1 Acquaint itself and comply with the Centre's registration and reporting system, *goAML*, all Directives, Guidance Notes and Public Compliance Communications, all of which are available on the Centre's website at www.fic.gov.za.
 - 9.2 Acquaint itself with the specific provisions of section 28 of the FIC Act and implement proper procedures to facilitate compliance with section 28 of the FIC Act, conduct a daily reconciliation of all its transactions and banks statements so as to timeously identify and report cash transactions in excess of the prescribed threshold when applicable.
 - 9.3 Acquaint itself with the specific provisions of section 29 of the FIC Act and implement proper internal procedures to facilitate compliance with section 29 of FIC Act so as to timeously identify and report suspicious and unusual transactions when applicable.

Signed at Centurion on this the 12 day of February 2021.



ADV XOLISILE KHANYILE
DIRECTOR