
ADMINISTRATIVE SANCTION
PERLUTON (PTY) LTD t/a WERDA TOYOTA LOUIS TRICHARDT

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)(b) of the of the Financial Intelligence Centre Act 38 of 2001(**the FIC Act**), the Financial Intelligence Centre (**the Centre**) hereby reprimands Perluton (Pty) Ltd t/a Werda Toyota Louis Trichardt (**Werda Toyota**) for failing to comply on 149 counts with section 28 of the FIC Act, read with Regulations 22B and 24(4) 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 Werda Toyota in the amount of R1, 052, 678.00 for failing to comply on 149 counts with section 28 of the FIC Act, read with Regulations 22B and 24(4) of the Regulations.
3. Werda Toyota is directed to pay R250, 000.00 of the total financial penalty on or before 16 July 2018.
4. The payment of the remaining R802, 678.00 of the total financial penalty is hereby **suspended** for a period of 3 years from the date of this Administrative Sanction, on condition that Werda Toyota remains fully compliant with its reporting obligations in terms of section 28 of the FIC Act.
5. In terms of section 45C(3)(a) of the FIC Act, Werda Toyota 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 of R802, 678.00 becomes immediately payable.

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

Account Name : The National Revenue Fund
Account Holder : National Treasury
Account Number : 80302505
Bank : South African Reserve Bank
Code : 910145
Reference : FIC Sanction – Werda Toyota/2018

7. Proof of payment must be submitted to the Centre at enforcement@fic.gov.za.

8. In addition, the Centre recommends that Werda Toyota:

- 8.1 Acquaint itself and comply with the Centre's new 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
- 8.2 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.
- 8.3 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 *14* day of June 2018.


ADV. XOLISILE KHANYILE
DIRECTOR