

NOTICE TO COMPLY IN TERMS OF SECTION 55(1) OF THE NATIONAL CREDIT ACT, 34 OF 2005 ("the Act")

NCR Form 13

Name of Registrant

Satinsky 128 (Pty) Ltd t/a Just Group Africa

Address

1 Camelia Avenue, South
Lynnwood Glen
Pretoria
0081

Registration

Registration Number: NCRCP 407

A. In terms of Section 55(1) and 55(3) of the Act your attention is drawn to the fact that you have failed to comply with the provisions of the Act, in that you:

1. Make use of an advertisement of the availability of goods to be purchased on credit, which
 - 1.1 in contravention of Section 76(4)(c)(iii) read with Regulation 21(8) of the Act contains a statement that the loan has been approved, and
 - 1.2 is misleading, fraudulent and deceptive in contravention of Section 76(4)(c)(ii) of the Act and (iii) of the Act.
2. Are contravening Section 76(5) of the Act by advertising the granting of credit without stating or setting out the interest rate and other credit costs in the prescribed manner and form.
3. Are contravening Regulation 21(3) of the Act in that you disclose a monthly instalment without disclosing,
 - 3.1 the number of instalments,
 - 3.2 total amount of instalments, including interest, fees and compulsory insurance,
 - 3.3 the interest rate, and
 - 3.4 the residual or final amount payable (if any).
4. Are contravening Regulation 21(6) of the Act by using the statement "Even with a bad credit record" on your website.

B. In terms of Section 55(3) of the Act, you are required to take the following steps to address the non compliance with the Act:

With immediate effect,

1. Cease with advertising practices that are misleading, fraudulent and deceptive;
2. Cease advertising the granting of credit without setting out the interest rate and other credit costs applicable;
3. Cease advertising the monthly instalment without disclosing the number of instalments, total amount of instalments, including interest, fees and compulsory insurance, the interest rate and the residual or final amount payable (if any);
4. Cease making use of phrases prohibited in the Act and Regulations;

Within 5 business days after receipt of this compliance notice, supply the NCR with an undertaking that you have ceased the above practices.


C. As required in terms of Section 55(3)(e), we would like to bring to your attention that the following orders may be made and penalties may be imposed if the required steps are not taken to rectify the areas of non compliance:

- i. The NCR may refer this matter to the Tribunal, which may impose the penalties as defined in section 150 of the Act for each act of non compliance, including:
 - (a) declaring any conduct prohibited;
 - (b) interdicting such prohibited conduct;
 - (c) an administrative fine not exceeding the greater of 10% of your annual turnover during the preceding financial year, or R1 000 000.00 (One Million Rand);
 - (d) suspending or cancelling your registration;

- (e) requiring repayment to consumers of any excess amounts charged; or
 - (f) any other appropriate order.
- ii. The NCR may further refer certain matters to the National Prosecuting Authority, which may result in criminal prosecution.

D. We wish to bring to your attention that you may object to this Notice in terms of Section 56 of the Act and may request the Tribunal to review this Notice, within 15 business days after receiving this Notice.

Signed at Midrand on 3 July 2009.



Gabriel Davel
Chief Executive Officer
National Credit Regulator