

# ATTORNEYS FIDELITY FUND

## APPLICATION FOR REFUND OF BANK CHARGES AND AUDIT FEES FOR THE FINANCIAL PERIOD ENDED ON:

Please read the following important notes before completing the form.

- 1 This form must be used for claims in respect of financial periods effective from 1 March 2006 to 28 February 2008.
- 2 The Funds Board of Control has resolved that practitioners may deduct the full amount of trust account bank charges from interest earned, subject to compliance by practitioners with the standardised banking arrangements for attorneys trust current banking accounts as specified on the Funds website at [www.fidfund.co.za](http://www.fidfund.co.za).
- 3 Trust interest, after the deduction of bank charges explained in 2 above, must be paid over to the practitioners Law Society. Alternatively, practitioners may prefer to pay over the gross interest and claim a refund later according to the formula as set out below.
- 4 Practitioners please note – The formula provides an incentive to maximise returns from the trust balances under your control.
- 5 Bank charges do not include the cost of cheque books other than those issued by the bank. Only exceptional bank charges incurred at the special instance of a client should be recovered from the client.
- 6 Application for refund must be made by not later than the end of the calendar year after that in which the financial year in question ends, failing which such application will not be considered, except in exceptional cases.

### COMPLETED FORMS TO BE REMITTED TO THE OFFICES OF YOUR STATUTORY LAW SOCIETY

NAME OF FIRM: .....

POSTAL OR DOCEX ADDRESS: .....

E-MAIL ADDRESS: ..... FAX: .....

### CALCULATION OF REFUND

#### FOR COMPLETION BY PRACTITIONER FIRM:

<b>A INTEREST ON TRUST MONEYS</b>		
i) Gross interest		R _____
ii) Bank charges deducted from trust interest (as per audit certificate)		R _____
iii) Total interest earned on trust moneys during the financial period in respect of which the claim is made ( i) minus (ii) )		R _____
<b>B BANK CHARGES ON TRUST CURRENT BANKING ACCOUNT</b>		
iv) Actual bank charges as per audit certificate (excluding VAT) (claim VAT from Receiver of Revenue. If not a registered vendor, VAT may be included if proof provided by accountant)		R _____
<b>C ACCOUNTANTS FEES IN RESPECT OF TRUST AUDIT</b>		
v) Actual accountants fees, excluding VAT (attach account) (claim VAT from Receiver of Revenue. If not a registered vendor, VAT may be included if proof provided by accountant)		R _____
<b>D PAYEE ACCOUNT DETAILS FOR RECEIPT OF ELECTRONIC PAYMENTS (BUSINESS ACCOUNT)</b>		
vi) Account name .....	vii) Name of Bank and Branch .....	
viii) Bank code .....	ix) Account number .....	

#### FOR COMPLETION BY LAW SOCIETY:

<b>E ALLOCATION OF GRADING</b>		
x) Grading allocated (AA, AB, BA or BB)		<input style="width: 100px;" type="text"/>
xi) Percentage of bank charges refundable		<input style="width: 100px;" type="text"/> %
<b>F REFUNDABLE BANK CHARGES ON TRUST CURRENT BANKING ACCOUNT</b>		
xii) Application of percentage in (xi) to actual bank charges in (iv) above		R _____
xiii) Balance of bank charges refundable (recoverable) – ( (xii) minus (ii) )		<input style="width: 100px;" type="text"/>
<b>G REFUNDABLE ACCOUNTANTS FEES IN RESPECT OF TRUST AUDIT</b>		
xiv) 20% of ( i) minus (xii) ), subject to a minimum of R1 000 per firm		R _____
xv) Accountants fees claimed from Fund (smallest of (v) and (xiv))		<input style="width: 100px;" type="text"/>
xvi) TOTAL AMOUNT REFUNDABLE (RECOVERABLE) – ( (xiii) plus (xv) )		<input style="width: 100px;" type="text"/>

#### CERTIFICATE BY APPLICANT

I hereby certify that I regard the accountants fees in (v) above to be fair and reasonable and that same relates to the audit of the firms trust account only.  
I further certify that the information contained in A, B, C and D above is correct.

DATE ..... FULL NAMES OF PRINCIPAL ..... SIGNATURE OF PRINCIPAL .....

#### CERTIFICATE BY ACCOUNTANT

I hereby certify that the bank charges in (iv) above are in accordance with the accounting records of the firm and that such bank charges relate to the firms trust account only.  
The firm is / is not\* a registered vendor for VAT purposes. VAT amounting to R ..... is excluded from / included in\* the bank charges in (iv) above.

\*delete whichever is not applicable

DATE ..... FULL NAMES OF ACCOUNTANT ..... SIGNATURE OF ACCOUNTANT .....

#### LAW SOCIETY CERTIFICATE AND RECOMMENDATION

It is hereby certified that the information contained in (iii) above is correct and payment of the contribution in (xvi) above is recommended.

DATE ..... FOR: LAW SOCIETY .....

#### FOR FIDELITY FUND USE ONLY

Reference number .....	Cheque / EPS ref. number .....
Date .....	Total refunded R .....

