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## INDEPENDENT REGULATORY BOARD FOR AUDITORS

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### IRBA Appeals High Court Judgement on IRBA Fees

Johannesburg / 06 May 2022

The Independent Regulatory Board for Auditors (IRBA) recently received a judgement handed down in the North Gauteng High Court regarding an application brought by the East Rand Member District of Chartered Accountants (ERMD) for the review and setting aside of certain fees and fee increases prescribed by the IRBA during the 2019/2020 and 2020/2021 financial years.

The court found against the IRBA in all material respects, issuing an order reviewing and setting aside all relevant fees. This includes Category C assurance work fees, Tax Practitioner related fees, penalties and/or administrative fees levied for the late filing of or incorrect assurance fee affidavits, the removal of the 50% fee concession in respect of Registered Auditors (RAs) over 65 and above inflation increases as they relate to the annual renewal of registration, reinstatement of registration and, re-registration. Accordingly, the court ordered the IRBA to pass all relevant credits to affected RAs by 1 April 2023.

The judgement was received with disappointment by the IRBA, and following receipt of legal advice, the Board has taken a decision to appeal the judgement on the basis that the Judge may have erred in her findings and order in a number of respects. The notice of appeal was lodged today and accordingly this has the effect of suspending the Judge's order.

Therefore, whilst the appeal process is underway, RAs should continue to pay their fees due from 1 April 2022 as communicated in our [Board Notice 222 of 2022](#).

**Imre Nagy**

**Acting Chief Executive Officer**

#### ***About the IRBA***

*The objective of the IRBA is to protect the financial interests of the South African public and international investors in South Africa through the effective and appropriate regulation of audits conducted by Registered Auditors, in accordance with internationally recognised standards and processes.*