



GMS Flash Alert

Immigration Edition

2021-234 | September 14, 2021



South Africa - Concessions to Certain Holders of Intra-Company Transfer Work Visas

South Africa's Minister of the Department of Home Affairs has decided to allow holders of legally-issued Intra-Company Transfer (ICT) work visas who are currently residing in South Africa to apply for another term of 24 months of their current ICT work visas.¹

WHY THIS MATTERS

This should help ease the minds and administrative burdens of employers and their employees with ICT work visas, by giving them additional time – they hadn't had before – to continue their activities, should they be needed, for an additional 24 months, as long as they are deemed eligible and follow proper application procedures.

More Details

Holders of Intra-Company Transfer work visas who are currently residing in the Republic of South Africa will be eligible to apply for an additional 24 months in respect of their current ICT work visas within South Africa. The waiver will apply to holders of ICT work visas (i) which expired during the lockdown, including the current period and (ii) those which will expire by 30 June 2022.

To qualify for the additional 24 months period, the ICT holder will have to comply with the following conditions:

- Proof that the local entity, branch, or affiliate of the company abroad still requires the services of the ICT visa holder;
- Proof in the form of verifiable documents that the transfer of skills to a South African citizen or holder of a Permanent Residence Permit was completed during the four (4) years of the visas as per the initial undertaking;

- The ICT visa application will be considered as a new application with no accumulation nor continuation of the validity period of the current visa;
- The ICT visa shall not lead to permanent residence;
- The ICT holder will remain in the employment of the designated employer for whom the initial and current ICT visa was issued; and
- There is no change of employer, status, or condition from the current visa.

FOOTNOTE:

1 Department of Home Affairs, "[Immigration Directive No 07 of 2021 - Temporary Concession for Intra-Company Transfer Work Visa holders](#)."

* * * *

Contact us

For additional information or assistance, please contact your local GMS or People Services professional* or one of the following professionals with the KPMG International member firm in South Africa:



Carolyn Chambers
Director, GMS & ETA
Tel. + 27 83 440 5564
carolyn.chambers@kpmg.com



Lesego Matsheka
Senior Immigration Manager
Tel. + 27 82 719 5671
lesego.matsheka@kpmg.com

** Please note the KPMG International member firm in the United States does not provide immigration or labor law services. However, KPMG Law LLP in Canada can assist clients with U.S. immigration matters.*

The information contained in this newsletter was submitted by the KPMG International member firm in South Africa.

© 2021 KPMG Services Proprietary Limited, a South African company with registration number 1999/012876/07 and a member firm of the KPMG global organization of independent member firms affiliated with KPMG International Limited, a private English company limited by guarantee. All rights reserved.

www.kpmg.com

kpmg.com/socialmedia



© 2021 KPMG LLP, a Delaware limited liability partnership and a member firm of the KPMG global organization of independent member firms affiliated with KPMG International Limited, a private English company limited by guarantee. All rights reserved.

The KPMG name and logo are registered trademarks or trademarks of KPMG International. The KPMG name and logo are trademarks used under license by the independent member firms of the KPMG global organization.

KPMG LLP is the U.S. firm of the KPMG global organization of independent professional services firms providing Audit, Tax and Advisory services. The KPMG global organization operates in 147 countries and territories and has more than 219,000 people working in member firms around the world.

Each KPMG firm is a legally distinct and separate entity and describes itself as such. KPMG International Limited is a private English company limited by guarantee. KPMG International Limited and its related entities do not provide services to clients.

Flash Alert is a GMS publication of KPMG LLP's Washington National Tax practice. To view this publication or recent prior issues online, please click here. To learn more about our GMS practice, please visit us on the Internet: click here or go to <http://www.kpmg.com>.