



FORM 10B

SECURITIES MARKETS ORDER, 2013 [Section 158(2)(b)]

APPLICATION FOR EXEMPTION FROM HOLDING A CAPITAL MARKETS SERVICES REPRESENTATIVE LICENCE TO PROVIDE INVESTMENT ADVICE UPON CLIENT'S REQUEST

Application is made for an exemption under Section 158(2)(b) of the Securities Markets Order, 2013 ("SMO") from the requirement to hold a Capital Markets Services Representative Licence ("CMSRL") respectively to enter Brunei Darussalam at the request of and in furtherance of the best interests of a client, so as to provide Investment Advice as defined in Part II (Activities Constituting Investment Business) of the Schedule of the SMO. The following particulars are supplied in respect thereof–

Note: This application should be read together with the Guideline to Persons Seeking For Exemption Under Section 158(2)(b) And 159(1)(f), Securities Markets Order, 2013 from Holding A Capital Markets Services Licence And Capital Markets Services Representative's Licence Respectively to Provide Investment Advice Upon Client's Request (No. CMU/G-3/2017/3); Only a maximum of four (4) Form 10B can be submitted together with Form 10A; and Form 10B is to be submitted together with Form 10A to the following address:

Managing Director
Autoriti Monetari Brunei Darussalam
Level 14, Ministry of Finance Building
Commonwealth Drive
Bandar Seri Begawan, BB3910
Brunei Darussalam

(Attention: Head of Capital Market Unit)

(or) email at capmarket@ambd.gov.bn

SECTION I : DETAILS OF REPRESENTATIVE

Full Name:	<i>(The name of the person who will be entering Brunei Darussalam to service clients upon their request and requesting for exemption under 158(2)(b), SMO)</i>
Passport No:	
Company Name:	<i>(The name of company applying for the exemption from holding a Capital Markets Services License as per in Form 10A)</i>
E-mail:	

Contact no.:	Office:	Fax:
Licence / Registration (or equivalent) status:	<i>(Representative's licence status with Home Authority. This includes licence number and name of licence, if any)</i>	
Date of licence granted by Home Authority (dd/mm/yy):		
Regulated Activities:	<i>(Please list down all the regulated activity(s) the representative is allowed to conduct)</i>	
Name of Home Authority:		
Country of Licence:		
Number of years working as an Investment Adviser for Clients (as defined under Section 20, Securities Markets Order 2013):		
Has the representative ever been granted an exemption under this application?	<input type="checkbox"/> Yes. Date(s) of exemption granted (dd/mm/yy): _____	<input type="checkbox"/> No

SECTION II : DECLARATION

If the answer to any of the following questions is in the affirmative, attach annexes and supporting documents, where appropriate, to provide all relevant particulars. If there is any doubt with respect to any part of this section, please provide all relevant information to demonstrate that the representative is considered to be fit and proper person.

		Yes	No
1.	Has the representative purchased or sold securities that are quoted on a stock exchange, whether directly or indirectly (which includes purchases or sales through his own nominees for/on behalf of his relatives) for his own account during the 12 months immediately preceding the date of this application?	<input type="checkbox"/>	<input type="checkbox"/>
2.	Is the representative a director of any other corporation, wherever incorporated?	<input type="checkbox"/>	<input type="checkbox"/>
3.	Does the representative own, either directly or indirectly, 5% or more of the voting shares of any corporation, wherever incorporated?	<input type="checkbox"/>	<input type="checkbox"/>
4.	Has the representative been-	Yes	No
	(a) licensed or registered in any capacity in any place outside Brunei Darussalam under any law or regulation which requires licensing or registration to deal or trade in securities or futures?	<input type="checkbox"/>	<input type="checkbox"/>
	(b) licensed, registered or otherwise authorised to carry on any trade, business or profession in Brunei Darussalam or elsewhere?	<input type="checkbox"/>	<input type="checkbox"/>

	(c) refused the right to carry on any trade, business or profession for which a specific licence, registration or other authority is required, in Brunei Darussalam or elsewhere?	<input type="checkbox"/>	<input type="checkbox"/>
	(d) been convicted of any offence, or are there any proceedings now pending which may lead to a conviction of any offence involving fraud or other dishonesty or violence?	<input type="checkbox"/>	<input type="checkbox"/>
	(e) had judgment involving findings of fraud or other dishonesty, violence, misrepresentation, breach of contract, breach of fiduciary duty or professional negligence given against him, as the case may be, in any civil proceedings, or are there any proceedings now pending that may lead to such a judgment?	<input type="checkbox"/>	<input type="checkbox"/>
	(f) contravened any written law for protecting members of the public against financial loss due to dishonesty, incompetence or malpractice by persons concerned in the provision of financial services or the management of companies or against financial loss due to the conduct of discharged or undischarged bankrupts?	<input type="checkbox"/>	<input type="checkbox"/>
	(g) been declared a bankrupt or entered into a composition or arrangement with creditors?	<input type="checkbox"/>	<input type="checkbox"/>
	(h) been subjected to any form of disciplinary proceedings or actions by any professional or regulatory body?	<input type="checkbox"/>	<input type="checkbox"/>
5.	Has the representative ever been a member or partner in a member firm or a director of a member company of any exchange where, at the time of his/her membership/partnership/directorship, that member firm or member company has been-	Yes	No
	(a) refused membership of any exchange?	<input type="checkbox"/>	<input type="checkbox"/>
	(b) expelled or suspended from trading on or the membership of any exchange?	<input type="checkbox"/>	<input type="checkbox"/>
	(c) subjected to any other form of disciplinary action by any exchange?	<input type="checkbox"/>	<input type="checkbox"/>
6.	Has the representative been involved in the management of a corporation in Brunei Darussalam or elsewhere which at the time of his/her involvement, the corporation-	Yes	No
	(a) been convicted of any offence, or are there any proceedings now pending which may lead to a conviction of any offence, involving fraud or other dishonesty or violence?	<input type="checkbox"/>	<input type="checkbox"/>
	(b) had judgment involving findings of fraud or other dishonesty, or violence, misrepresentation, breach of contract, breach of fiduciary duty or professional negligence given against it in any civil proceedings, or are there any proceedings now pending that may lead to such a judgment?	<input type="checkbox"/>	<input type="checkbox"/>
	(c) contravened any written law for protecting members of the public against financial loss due to dishonesty, incompetence or malpractice by persons concerned in the provision of financial services or the management of companies, or against financial loss due to the conduct of discharged or undischarged bankrupts?	<input type="checkbox"/>	<input type="checkbox"/>
	(d) had a receiver and/or manager been appointed in respect of any of the assets of the said corporation?	<input type="checkbox"/>	<input type="checkbox"/>
	(e) entered into a compromise or arrangement with creditors or members?	<input type="checkbox"/>	<input type="checkbox"/>

	(f) had a petition presented in a court for its winding up?	<input type="checkbox"/>	<input type="checkbox"/>
	(g) been subjected to any form of disciplinary proceedings or action by any professional or regulatory body?	<input type="checkbox"/>	<input type="checkbox"/>
SECTION III : SUPPORTING DOCUMENTS			
(*) are mandatory documents and must be submitted together with this form. Other documents must be submitted where applicable.			Appendix
<input type="checkbox"/>	*Written request (letter or email) from each client as proof of request to provide Investment Advice		
<input type="checkbox"/>	*Scanned Passport Copies (for Representatives)		
<input type="checkbox"/>	*A copy of the applicant's recent coloured passport-sized photograph		
<input type="checkbox"/>	Scanned Copies of Licences (for Representatives)		
<input type="checkbox"/>	Any additional supporting documents which may be relevant to this application (E.g. information on proposed products and services, agenda of the meeting, etc.)		
SECTION IV : TRUE AND CORRECT INFORMATION			
<p>We hereby declare that all information provided in this application and its annexures is true and correct and that we shall not conduct any other regulated activity aside from the one stated in this form, upon approval from the Authority.</p> <p>We understand that this exemption request is solely for the purpose of providing investment advice to clients upon their request.</p> <p>We certify that the information given in the application is complete and accurate to the best of our knowledge, information and belief and that there are no other facts relevant to this application of which the Authority should be aware.</p> <p>Additionally, we also understand that we must not disseminate any information to or engage in any promotional activities with any person, including the general public, other than the client(s) named in this application.</p>			
_____		_____	
(Signature)		(Signature)	
Name of Applicant Requesting for Exemption:		Name (Director/ Authorised Signatory):	
Designation:		Date (dd/mm/yyyy):	
Date (dd/mm/yyyy):			