

MAS Notice FAA-N06 (Amendment) 2009

3 July 2009

NOTICE TO FINANCIAL ADVISERS  
MONETARY AUTHORITY OF SINGAPORE ACT, CAP. 186

**PREVENTION OF MONEY LAUNDERING AND COUNTERING THE FINANCING OF  
TERRORISM – FINANCIAL ADVISERS**

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1 This Notice is issued pursuant to section 27B of the Monetary Authority of Singapore Act (Cap. 186) and amends MAS Notice FAA-N06.

2 MAS Notice FAA-N06 dated 2 July 2007 is hereby amended as follows:

(a) by deleting paragraph 1.1 and substituting the following paragraph:

“1.1 This Notice is issued pursuant to section 27B of the Monetary Authority of Singapore Act (Cap. 186) and applies to all of the following –

(a) licensed financial advisers;

(b) insurance brokers registered under the Insurance Act (Cap. 142) which, by virtue of such registration, are exempt, under section 23(1)(c) of the Financial Advisers Act (Cap. 110) (FAA), from holding a financial adviser’s licence to act as a financial adviser in Singapore in respect of any financial advisory service; and

(c) persons exempt, under section 23(1)(f) of the FAA read with regulation 27(1)(d) of the Financial Advisers Regulations (FAR) (Rg 2), from holding a financial adviser’s licence to act as a financial adviser in Singapore in respect of any financial advisory service, except those which only provide advice by issuing or promulgating research analyses or research reports, whether in electronic, print or other form, concerning any investment product.”;

(b) by deleting the definition of “financial adviser” in paragraph 2.1 and substituting the following definition:

“financial adviser” means –

- “(a) licensed financial advisers;
  - (b) insurance brokers registered under the Insurance Act (Cap. 142) which, by virtue of such registration, are exempt, under section 23(1)(c) of the Financial Advisers Act (Cap. 110) (FAA), from holding a financial adviser’s licence to act as a financial adviser in Singapore in respect of any financial advisory service; and
  - (c) persons exempt, under section 23(1)(f) of the FAA read with regulation 27(1)(d) of the Financial Advisers Regulations (FAR) (Rg 2), from holding a financial adviser’s licence to act as a financial adviser in Singapore in respect of any financial advisory service, except those which only provide advice by issuing or promulgating research analyses or research reports, whether in electronic, print or other form, concerning any investment product.”;
- (c) by deleting paragraph 5.2 and substituting the following paragraph:
- “5.2 No financial adviser shall perform simplified CDD measures in the following circumstances:
- (a) where the customers are from or in countries and jurisdictions known to have inadequate AML/CFT measures, as determined by the financial adviser for itself or notified to financial advisers generally by the Authority or by other foreign regulatory authorities; or
  - (b) where the financial adviser suspects that money laundering or terrorist financing is involved.”;
- (d) by deleting paragraph 6.1 (a) and substituting the following paragraph:
- “(a) a natural person who is or has been entrusted with prominent public functions whether in Singapore or a foreign country;”;
- (e) by deleting paragraph 7.1(c); and
- (f) by deleting paragraph 7.3 and substituting the following paragraph:
- “7.3 Where a financial adviser relies on an intermediary to perform the CDD measures, it shall:

- (a) document the basis for its satisfaction that the requirements in paragraph 7.1(a) have been met except where the intermediary is a financial institution supervised by the Authority (other than a holder of a money changer's licence or a holder of a remittance licence); and
- (b) immediately obtain from the intermediary the CDD information which the intermediary had obtained."

3 This notice shall take effect on 2 Dec 2009.