

SECURITIES AND FUTURES ACT  
(Cap. 289)

SECURITIES AND FUTURES  
(LICENSING AND CONDUCT OF BUSINESS)  
REGULATIONS (Rg 10)

**APPOINTMENT OF CHIEF EXECUTIVE OFFICER  
OR DIRECTOR UNDER SECTION 96(1) AND  
REGULATION 12**

FORM  
**11**

*Explanatory Notes*

1. Please read the explanatory notes and questions carefully before completing the application form.
2. All questions must be answered. If a question is not applicable, please mark "N.A." in the space provided. Should there be insufficient space for your answers, please attach annex(es) which should be identified as such and signed by the signatory to this application.
3. Where there is an asterisk (\*), please delete whichever is inapplicable.
4. Please tick (√) in the relevant boxes where appropriate.
5. If there are any changes in the information furnished in the application prior to the approval of the application, the Monetary Authority of Singapore (the Authority) should be notified immediately.
6. This application form shall be signed by a director or secretary of the applicant, and accompanied by the Appendix to this form, duly completed and signed by the person whose appointment is sought ("appointee").

I. APPLICATION IS HEREBY MADE FOR

\_\_\_\_\_  
(Full name of appointee, including any alias and other names.  
Please underline surname)

TO BE APPOINTED AS A(N) EXECUTIVE DIRECTOR/NON-EXECUTIVE  
DIRECTOR/CHIEF EXECUTIVE OFFICER\* OF

\_\_\_\_\_  
(Full name of corporation)

II. APPOINTEE'S LICENSING STATUS

Is the appointee currently licensed as a representative under the Securities  
and Futures Act (Cap. 289) (the "Act")?

Yes

No

Date of first issue  
of licence: \_\_\_\_\_

(Please proceed  
to Part III)

If the answer to the above is *Yes*, please indicate the activity(s) for which  
the appointee is licensed to act as a representative under the Act.

Dealing in Securities

Trading in Futures Contracts

Leveraged Foreign Exchange Trading

Advising on Corporate Finance

Fund Management

Please proceed to Part VII of this form.

### III. PERSONAL PARTICULARS

1. Set out below the personal particulars of the appointee.

1.1	Residential Address	
1.2	Telephone No.	Home: _____ Office: _____
1.3	Date of Birth (dd/mm/yy)	
1.4	Sex	<input type="checkbox"/> Male <input type="checkbox"/> Female
1.5	Place of Birth	
1.6	Nationality	
1.7	Identity Card No.	
1.8	Passport No. (for non-Singapore citizen)	
1.9	UIN No. (for Singapore permanent resident)	
1.10	Whether a permanent resident in another country and if so which country	

2. Set out below the particulars of the appointee's spouse (where applicable).

2.1	Name of appointee's spouse (underline family name)	
2.2	Date of Birth (dd/mm/yy)	
2.3	Place of Birth	
2.4	Nationality (For non-Singapore citizens, state whether spouse is a Singapore permanent resident)	
2.5	Identity Card No.	
2.6	Passport No. (for non-Singapore citizen)	
2.7	Occupation	
2.8	Name of employer	

IV. EDUCATIONAL AND PROFESSIONAL QUALIFICATIONS

Set out details of highest academic and professional qualifications attained by the appointee.

Name and location of school/college/university	Period (dd/mm/yy)		Certificate/diploma/degree awarded
	From	To	

Professional qualifications	Institution	Year conferred

V. EMPLOYMENT HISTORY

Set out details of the appointee's employment history (including periods of part-time employment or unemployment), business and other activities during the past 10 years. *If the appointee is currently employed by a corporation other than the applicant, state the appointee's last day of employment, if applicable, with his current employer.*

Name and address of employer (if self-employed, state so)	Nature of business of employer	Designation and Department	Brief description of duties	Period (mm/yy)	
				From	To

VI. DIRECTORSHIP AND SHAREHOLDINGS

1. Set out details of any directorship held by the appointee in any corporation.

Name of corporation and place of incorporation	Nature of business	Directorship (executive/ non-executive)	Date of appointment	Percentage shareholding in corporation

2. Set out any shareholdings where 5% or more of the total number of voting shares are held by the appointee in any corporation.

Name of corporation and place of incorporation	Nature of business	Date of acquisition (mm/yy)	Percentage shareholding in corporation

- VII. On the basis of due and diligent enquiry made on the background of the appointee named in this form and other information available, we believe him/her\* to be of good character and reputation and to have the competence and experience to perform the functions and duties of a director/chief executive officer\*.

Signature : \_\_\_\_\_  
 Name : \_\_\_\_\_  
 Designation : \_\_\_\_\_  
 Date : \_\_\_\_\_  
 (dd/mm/yy)

APPENDIX TO FORM 11

I. FIT AND PROPER CRITERIA

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 appointee is considered to be a fit and proper person to hold the office.

Honesty, Integrity and Reputation

1. Within the past 10 years, has the appointee —

	Yes	No
(a) been licensed, registered or approved under any law in any jurisdiction which requires licensing, registration or approval in relation to any regulated activity?	<input type="checkbox"/>	<input type="checkbox"/>
(b) been licensed, registered, or otherwise authorised by law to carry on any trade, business (including sole proprietorships and partnerships) or profession (including, accountancy, engineering, law and architecture) in any jurisdiction?	<input type="checkbox"/>	<input type="checkbox"/>
(c) been a shareholder of any corporation which holds membership of any class or description of any operator of a market or clearing facility in any jurisdiction?	<input type="checkbox"/>	<input type="checkbox"/>
(d) carried on business under any name other than the name stated in this application in any jurisdiction?	<input type="checkbox"/>	<input type="checkbox"/>
(e) been refused the right or restricted in his right to carry on any trade, business or profession for which a specific licence, registration or other authorisation is required by law in any jurisdiction?	<input type="checkbox"/>	<input type="checkbox"/>
(f) been issued a prohibition order under any Act administered by the Authority or been prohibited from operating in any jurisdiction by any financial services regulatory authority?	<input type="checkbox"/>	<input type="checkbox"/>
(g) been censured, disciplined, suspended or refused membership or registration by the Authority, any other regulatory authority, an operator of a market or clearing facility, any professional body or government agency, whether in Singapore or elsewhere?	<input type="checkbox"/>	<input type="checkbox"/>
(h) been the subject of any complaint made reasonably and in good faith, relating to activities that are regulated by the Authority or under any law in any jurisdiction?	<input type="checkbox"/>	<input type="checkbox"/>

- (i) been the subject of any proceedings of a disciplinary or criminal nature or been notified of any potential proceedings or of any investigation which might lead to those proceedings, under any law in any jurisdiction?
- (j) been convicted of any offence, served any term of imprisonment or is being subject to any pending proceedings which may lead to a conviction of any offence, under any law in any jurisdiction?
- (k) had any civil penalty enforcement action taken against him by the Authority or any other regulatory authority under any law in any jurisdiction?
- (l) contravened or abetted another person in breach of any laws or regulations, business rules or codes of conduct, whether in Singapore or elsewhere?
- (m) been the subject of any investigations or disciplinary proceedings or been issued a warning or reprimand by the Authority, any other regulatory authority, an operator of a market or clearing facility, any professional body or government agency, whether in Singapore or elsewhere?
- (n) been refused a fidelity or surety bond, whether in Singapore or elsewhere?
- (o) been or is a director, partner, substantial shareholder or concerned in the management of a business that has been censured, disciplined, prosecuted or convicted of a criminal offence, or been the subject of any disciplinary or criminal investigation or proceeding, whether in Singapore or elsewhere, in relation to any matter that took place while he was a director, partner, substantial shareholder or concerned in the management of the business?
- (p) been or is a director, partner, substantial shareholder or concerned in the management of a business that has been censured, disciplined, suspended or refused membership or registration by the Authority, any other regulatory authority, an operator of a market or clearing facility, any professional body or government agency, whether in Singapore or elsewhere?

- |     |  |                          |                          |
|-----|--|--------------------------|--------------------------|
| (q) | been a director, partner, substantial shareholder or concerned in the management of a business that has gone into insolvency, liquidation or administration during the period when, or within a period of one year after, he was a director, partner, substantial shareholder or concerned in the management of the business, whether in Singapore or elsewhere? | <input type="checkbox"/> | <input type="checkbox"/> |
| (r) | been dismissed or asked to resign from office, employment, a position of trust, or a fiduciary appointment or similar position, whether in Singapore or elsewhere?   | <input type="checkbox"/> | <input type="checkbox"/> |
| (s) | been or is subject to disciplinary proceedings by his current or former employer(s), whether in Singapore or elsewhere?  | <input type="checkbox"/> | <input type="checkbox"/> |
| (t) | been disqualified from acting as a director or disqualified from acting in any managerial capacity, whether in Singapore or elsewhere?   | <input type="checkbox"/> | <input type="checkbox"/> |
| (u) | been an officer found liable for an offence committed by a body corporate as a result of the offence having proved to have been committed with the consent or connivance of, or neglect attributable to, the officer, whether in Singapore or elsewhere?   | <input type="checkbox"/> | <input type="checkbox"/> |

2. Has the applicant —

- |     | Yes                      | No                       |
|-----|--------------------------|--------------------------|
| (a) | <input type="checkbox"/> | <input type="checkbox"/> |
| (b) | <input type="checkbox"/> | <input type="checkbox"/> |

Financial Soundness

3. Within the past 10 years, has the appointee —

- |     | Yes                      | No                       |
|-----|--------------------------|--------------------------|
| (a) | <input type="checkbox"/> | <input type="checkbox"/> |

- |     |   |                          |                          |
|-----|---|--------------------------|--------------------------|
| (b) | entered into a compromise or scheme of arrangement with its or his creditors, or made an assignment for the benefit of its or his creditors, being a compromise, scheme of arrangement or assignment that is still in operation, whether in Singapore or elsewhere? | <input type="checkbox"/> | <input type="checkbox"/> |
| (c) | been or is subject to a judgment debt which is unsatisfied, either in whole or in part, whether in Singapore or elsewhere?  | <input type="checkbox"/> | <input type="checkbox"/> |
| (d) | been or is the subject of a bankruptcy petition, whether in Singapore or elsewhere?   | <input type="checkbox"/> | <input type="checkbox"/> |
| (e) | been adjudicated a bankrupt and the bankruptcy is undischarged, whether in Singapore or elsewhere?  | <input type="checkbox"/> | <input type="checkbox"/> |
| (f) | been or is subject to any other process outside Singapore that is similar to those referred to in (d) and (e)?  | <input type="checkbox"/> | <input type="checkbox"/> |

## II. OTHER INFORMATION

1. Set out any additional information that is relevant or material to this application.

## III. DECLARATION

1. I am aware that section 329(1), (3) and (4) of the Act provides as follows:  

“ANY PERSON WHO FURNISHES THE AUTHORITY WITH ANY INFORMATION UNDER THIS ACT SHALL USE DUE CARE TO ENSURE THAT THE INFORMATION IS NOT FALSE OR MISLEADING IN ANY MATERIAL PARTICULAR.

ANY PERSON WHO SIGNS ANY DOCUMENT LODGED WITH THE AUTHORITY SHALL USE DUE CARE TO ENSURE THAT THE DOCUMENT IS NOT FALSE OR MISLEADING IN ANY MATERIAL PARTICULAR.

ANY PERSON WHO CONTRAVENES SUBSECTION (1) OR (3) SHALL BE GUILTY OF AN OFFENCE AND SHALL BE LIABLE ON CONVICTION TO A FINE NOT EXCEEDING \$50,000 OR TO IMPRISONMENT FOR A TERM NOT EXCEEDING 2 YEARS OR TO BOTH”.
2. I am aware that under Reg 12(2)(g) of the Securities and Futures (Licensing and Conduct of Business) Regulations, the Authority may refuse the application for appointment of chief executive officer/director if the appointee fails to satisfy the Authority that he is a fit and proper person to be approved.
3. I have read the Guidelines on Fit and Proper Criteria (the “Guidelines”) issued by the Authority and in submitting this form, I am satisfied that I am a fit and proper person based on the criteria stated in the Guidelines.

4. I declare that all information given in this application and Appendix and in the attached annexes (if any) is true and correct.

Signature : \_\_\_\_\_  
(Signed by appointee)

Date : \_\_\_\_\_  
(dd/mm/yy)

#### IV. CERTIFICATE

This certificate should be signed by a director or the secretary of the corporation by whom the appointee is employed or for or by arrangement with whom the appointee is acting.

To the Authority -

On the basis of due and diligent enquiry made on the background of the appointee named in this form and other information available, we are satisfied that he/she\* is a fit and proper person, based on the criteria stated in the Guidelines, to perform the functions and duties of a director/chief executive officer\*.

Signature : \_\_\_\_\_

Name : \_\_\_\_\_

Designation : \_\_\_\_\_

Date : \_\_\_\_\_  
(dd/mm/yy)