

SECURITIES AND FUTURES ACT
(Cap. 289)
SECURITIES AND FUTURES
(LICENSING AND CONDUCT OF BUSINESS)
REGULATIONS (Rg 10)

**DECLARATION BY PERSON EXEMPTED FROM
HOLDING CAPITAL MARKETS SERVICES
LICENCE TO CARRY ON BUSINESS IN FUND
MANAGEMENT OR ADVISING ON CORPORATE
FINANCE UNDER PARAGRAPH 5(7)(d) OR 7(6)(d)
OF THE SECOND SCHEDULE OF THE
REGULATIONS (AS THE CASE MAY BE)**

FORM
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Explanatory Notes

1. Please read the explanatory notes and questions carefully before completing and lodging the notification form to the Monetary Authority of Singapore (“the Authority”).
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 signatories to this notification.
3. Where there is an asterisk (*), please delete whichever is inapplicable.
4. Please tick (✓) in the relevant boxes where appropriate.
5. Total Assets Under Management in this Form refer to:
 - (a) funds contracted and under discretionary management (including related corporations of the exempt person)¹;
 - (b) funds contracted and under advisory service (including related corporations of the exempt person)²;
 - (c) funds contracted that are not managed or advised, but managed by another corporation (including related corporations of the exempt person)³.
6. In this Form -
 - (a) “exempt person” refers to a person exempt from holding a capital markets services licence under paragraphs 5(1)(d) and 7(1)(b) of the Second Schedule to the Securities and Futures (Licensing and Conduct of Business) Regulations (Rg 10) (“the Regulations”);
 - (b) “key officer”, in relation to an exempt person that is not an individual, means:
 - (i) a director or equivalent person; or
 - (ii) a chief executive officer or equivalent person.

FOR OFFICIAL USE ONLY

Notification received on:

Remarks:

¹ Refers to the management of funds where exempt person has substantial input in the investment process and where it has the authority to make investment decisions. If the exempt person manages a portion of the fund, include only the portion where the exempt person has discretionary management responsibility.

² Refers to the management of funds where the exempt person acts in the capacity as an adviser and without the authority to make investment decisions.

³ Refers to funds where management is sub-contracted to another corporation.

I Information on the exempt person

Name of corporation /
sole proprietorship / partnership* : _____

Financial year end : _____

II For a person exempted from holding capital markets services licence to carry on business in fund management under paragraph 5(1)(d) of the Second Schedule to the Regulations, please provide the following information:

(a) Total number of qualified investors as at financial year end:

(b) Total assets under management as at financial year end:

(Please refer to Explanatory Note no. 5 for definition of total assets under management in this Form)

(c) Type of fund managed:

Hedge Fund

Listed Equity

Private Equity

Real Estate Securities

Venture Capital

Fund of Funds

Fund of Hedge Funds

Others, Please State: _____

III I declare that —

(a) I have

provided fund management services in Singapore to not more than 30 qualified investors;

provided fund management services and acted as financial adviser, referred to in paragraph 5(2)(c) of the Second Schedule to the Regulations, to not more than 30 qualified investors and accredited investors in total;

provided corporate finance advisory in Singapore to accredited investors;

(b) I have complied with all written condition(s) and restriction(s) imposed by the Monetary Authority of Singapore (the Authority) under section 99(4) of the Securities and Futures Act (Cap. 289) (“the Act”) and complied with the directions issued by the Authority under section 101(1) of the Act;

- (c) I have complied with all directions issued by the Authority under section 101(1) of the Act;
- (d) I have kept proper records of all documents providing evidence that each of my clients is a qualified investor or an accredited investor, as the case may be;
- (e) I have read the Guidelines on Fit and Proper Criteria (“the Guidelines”) issued by the Authority and by submitting this form, I am satisfied that the exempt person, key officer(s) and representative(s) are fit and proper based on the criteria stated in the Guidelines; and
- (f) I am aware that under section 99(4) of the Act, the Authority may withdraw the exemption granted to any person under section 99 of the Act if the exempt person fails to satisfy the Authority that that person and all persons under regulation 14(5)(b) of the Regulations are fit and proper persons.
- (g) I am aware that section 329(1) and (3) 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 CONTRAVENES SUBSECTION (1) 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.

Signature : _____

Name : _____

Designation : Director / Company Secretary /
Sole Proprietor / Partner*

Date : _____
(dd/mm/yy)