

1MDB-Related Regulatory Actions and Criminal Proceedings

(as of 30 May 2017)

Against Financial Institutions

MAS has taken regulatory actions against the following financial institutions (FIs). Two FIs have been shut down and total financial penalties of S\$29.1 million have been imposed on eight banks for various breaches of AML requirements.

Withdrawal of Bank Licence

- **BSI Bank** - Withdrawal of merchant bank status in view of serious breaches of AML (anti-money laundering) requirements, poor management oversight of the bank's operations and gross misconduct by some of the bank's staff.
- **Falcon Bank** - Withdrawal of merchant bank status in view of serious failures in AML controls and improper conduct by senior management at the Head Office in Switzerland as well as the Singapore Branch.

Financial Penalties

- **BSI Bank** - **\$13.3 million** for 41 breaches of MAS Notice 1014.
- **Falcon Bank** - **S\$4.3 million** for 14 breaches of MAS Notice 1014.
- **DBS Bank Ltd** - **S\$1 million** for 10 breaches of MAS Notice 626.
- **UBS AG, Singapore Branch** - **S\$1.3 million** for 13 breaches of MAS Notice 626.
- **Standard Chartered Bank, Singapore Branch** - **S\$5.2 million** for 28 breaches of MAS Notice 626.
- **Coutts & Co Ltd, Singapore Branch** - **S\$2.4 million** for 24 breaches of MAS Notice 1014.
- **Credit Suisse** - **S\$0.7 million** for 7 breaches of MAS Notice 626.
- **United Overseas Bank** - **S\$0.9 million** for 9 breaches of MAS Notice 626.

Against Individuals

The following individuals have been sentenced by the Singapore Courts and/or served Prohibition Orders ("PO"s) or Notices of Intention ("NOI") by the MAS prohibiting them from: (i) performing any regulated activity under the Securities and Futures Act ("SFA") and/or the Financial Advisers Act ("FAA"); and (ii) taking part, directly or indirectly, in the management of, acting as a director of, or becoming a substantial shareholder of, any capital market services and/or financial advisory firms the SFA and/or FAA.

Tim Leissner, former Chairman of Goldman Sachs (Southeast Asia)

- Issued a **10-year PO** with effect from 13 March 2017.
- Was found to have issued an unauthorised letter to a financial institution based in Luxembourg and to have made false statements on behalf of Goldman Sachs (Asia) L.L.C. without the firm's knowledge.

Yak Yew Chee, former Managing Director of BSI Bank

- Sentenced to **18 weeks' jail and a fine of S\$24,000** on 11 November 2016 after pleading guilty to four charges (for forging reference letters to misrepresent or conceal the net worth of Low Taek Jho ("Jho Low") and for failing to report suspicious movement of funds by Jho Low), with three other charges taken into consideration.
- Issued a **lifetime PO** with effect from 29 May 2017.

Seah Mei Ying (formerly known as Seah Yew Foong Yvonne), former Director of BSI Bank

- Sentenced to **2 weeks' jail and a fine of S\$10,000** on 16 December 2016 after pleading guilty to three charges (for intentionally aiding Yak Yew Chee to forge reference letters to misrepresent Jho Low's net worth or conceal the source of Jho Low's fund transfers, and for failing to report suspicious movement of funds by Jho Low), with four other charges taken into consideration.
- Issued a **15-year PO** with effect from 29 May 2017.

Jens Fred Sturzenegger, former Branch Manager of Falcon Private Bank Ltd, Singapore Branch

- Sentenced to **28 weeks' jail and a fine of S\$128,000** on 11 January 2017 after pleading guilty to six charges (for consenting to Falcon Bank's failure to file suspicious transaction reports, for failing to disclose information on suspicious outflows from Falcon Bank, and for furnishing false information to MAS and CAD), with 10 other charges taken into consideration for sentencing.
- Issued a **lifetime PO** with effect from 29 May 2017.

Ang Wee Keng Kelvin, former remisier at MayBank Kim Eng Securities Pte Ltd

- Sentenced to a **fine of S\$9,000** on 24 May 2017 after pleading guilty to an offence under section 6(b) of the Prevention of Corruption Act for bribing Lee Chee Waiy, former Head of Research of NRA Capital Pte Ltd ("NRA"), with S\$3,000 to expedite the preparation of the valuation report on PetroSaudi Oil Services Limited ("PSOSL").
- Served a NOI to issue a **six-year PO**.

Lee Chee Waiy, former Head of Research at NRA

- Received a \$3,000 bribe from Ang Wee Keng Kelvin, to expedite the PSOSL valuation, and applied an inappropriate methodology and assumptions in the valuation of PSOSL.
- Served a NOI to issue a **six-year PO**.

Scully Kevin Norbert, CEO at NRA

- Failed to ensure that his analyst, Lee Chee Waiy, had exercised sufficient care, judgment and objectivity in the valuation of PSOSL.
- Served a NOI to issue a **three-year PO**.

Yeo Jiawei, former Wealth Planner at BSI Bank

- Sentenced to **30 months' jail** on 22 December 2016 for four charges of witness tampering in the 1MDB-related investigation.
- Facing seven charges pending before the Court: 4 charges of cheating relating to his failure to disclose kickback arrangements to BSI Bank, 2 charges for money laundering offences, and one charge of forgery relating to an unauthorised reference letter.