

APPLICATION FOR LICENCE TO CARRY ON OTHER LABUAN FINANCIAL BUSINESS

IMPORTANT NOTES

1. The completed application form and supporting documents should be submitted to:

Head of Business Operations Unit Labuan Financial Services Authority Level 17, Main Office Tower Financial Park Complex Jalan Merdeka 87000 Labuan F.T. Malaysia

- 2. Applicant may also submit a soft copy of the completed application form and supporting documents via email to bou@labuanfsa.gov.my for preliminary review by the officer.
- 3. Submission of application which does not comply with Labuan FSA's requirement or which are unsatisfactory may be returned.
- 4. The form and supporting documents serves as general requirement of the application, Labuan FSA reserves the right to request for additional information and/or documents to support the application.
- 5. Any information supplied pursuant to this form will be dealt with in confidence in accordance with Section 178 of the Labuan Financial Services and Securities Act 2010/Section 139 of the Labuan Islamic Financial Services and Securities Act 2010.
- 6. Documents may be certified by any authorised person including, but not limited to, commissioner for oaths, notary public, certified public accountants, advocates or solicitors, company secretaries and Malaysian/foreign embassies. Copy of bank statements must be certified by the bank. Where documents are not in the national language of Malaysia or in English, please provide English-translated version of the documents, duly certified/notarized.
- 7. This document belongs to Labuan FSA, no modification or tampering with the format or its contents is permitted.
- 8. Labuan FSA has a whistle blowing policy in place where suppliers, consultants or even members of the public can report to the Designated Officers in writing as per the Whistle Blowing Disclosure Form if there is any element of wrongdoings by any staff of Labuan FSA or its subsidiaries in relation to the application or licence being awarded.
- 9. For details of applicable legislations and guidelines pertaining to other financial business, please visit our website at www.labuanibfc.com.my.
- 10. Processing fee and client charter:

Type of Processing	Proces	Client Charter	
Type of Processing	RM	USD	Cheffi Charter
Normal	1,000.00	350.00	21 working days
Fast Track	4,500.00	1,550.00	5 working days

*Client Charter will be calculated upon complete submission of documentation and information to Labuan FSA.

	GENERAL INFO Important: All fields are mandatory	
1.	Party responsible for submission of application ¹	
	Applicant's Shareholder/Head Office	Labuan Trust Company
	Others:(please specify)	
2.	Officer responsible for submission of application	
	Name :	Company :
	Designation:	Contact No.
	Email :	Signature :
3.	How do you know about Labuan IBFC	
	Website	Newspaper/Media
	Previous Experience	Business Referral
	Labuan Trust Company	Labuan IBFC Inc. Sdn. Bhd. ²
	Others:(please specify)	
4.	Consent for disclosure of information to be used to FSA and Labuan IBFC Inc. Sdn. Bhd.	or marketing/promotional purposes by Labuan
	Yes	No

² Labuan IBFC Inc. Sdn. Bhd. was incorporated in July 2008 as the sole official Malaysian agency authorised to promote, market and develop the benefits of Labuan IBFC as the premier international business and financial centre in Asia Pacific.



¹ With the exception of the applicant's shareholder/head office, party responsible for submission of application is required to submit the duly completed Statutory Declaration as attached in Appendix I.

APPLICATION TO CARRY ON OTHER LABUAN FINANCIAL BUSINESS

Section 90, Labuan Financial Services and Securities Act 2010 Section 65, Labuan Islamic Financial Services and Securities Act 2010

	PART I: PROFILE OF APPLICANT Important: All fields are mandatory and should not be left blank					
a.	Name of Applicant (refers to the proposed Labuan company)					
b.	Type of Licence Applied (Please tick ($$) the appropriate box)	Conventional Please tick (√) the regulated activities to Building Credit Business Credit Token Business Development Finance Busines Factoring Business (please complete Form LFB-C	ess	(1)		
C.	Nature of Legal Entity (Please tick ($$) the appropriate box)	Labuan Company - Subsidiary Foreign Labuan Company - B				
d.	Marketing Office to be Established (Please tick (√) the appropriate box)	Yes	No			
e.	Proposed Paid-up Capital/Working Fund (please specify currency used)					
f.	Proposed Shareholder(s) (each of shareholder is required to complete Part II and/or Part III)	Name of Shareholder(s)	Country of Origin	Percentage of Shareholding(s)		
g.	Proposed Director(s) (each of Director is required to complete Part IV)	Name of Director(s)	Nationality	Position to be Held		
h.	Proposed Shariah Advisor(s) (each of Shariah Advisor is required to complete Part IV)	Name of Advisor(s)	Nationality	Years of Experience in Islamic Financial Business		



			F CORPORATE SHAR mandatory and should		
a.	Name of Company/ Head Office				
b.	Company Address				
C.	Nature and Type of Business				
d.	Incorporation/ Registration Number				
e.	Date and Place of Incorporation/ Registration				
f.	Date, Type of Licence and Licence Number (if applicable)				
g.	Home Supervisory Authority (if applicable)				
	Shareholders' Fund (please specify currency and amount for the latest	Year	Paid-up Capital	Retained Profits/ Accumulated Losses	Other Reserves
h.	three(3) years Audited Financial Statements)				
i.	Financial Performance (please specify currency	Year	Total Assets	Total Liabilities	Profit/(Loss) Before Tax
	and amount for the latest three (3) years Audited Financial Statements)				
		Name of S	Shareholder(s)	Country of Origin	Percentage of Shareholding(s)
j.	Shareholder(s)				
		Name o	of Director(s)	Nationality	Nature of Appointment (executive or non- executive)
k.	Board of Director(s)				
_	Credit Rating	A	gency	Rating	Date
I.	(if applicable)				
m.	Any Other Information Relevant For Consideration of the Application			1	1



	PA Impo	RT III : PROFILE OF INDIVortant: All fields are mandato	IDUAL SHAREH	OLDER(S) be left blank	
a.	Salutation				
b.	Name (as per NRIC/passport)	Please tick ($$) if	the individual is a	PEP	
C.	Date and Place of Birth				
d.	Gender	Male		Female	
e.	Nationality				
f.	NRIC Details (for Malaysian)	Old IC No.: NRIC No.:			
g.	Passport Details (for Non-Malaysian)	Passport No.: Expiry Date: Country of Issue: Issuing Authority: Length of residence in Ma Any work permit applied p	•	ation: Yes (please provide certified copy of the work permit)	
		a) Net Worth Statemen	_	ialified Accountant; or	
		Total Assets	C	Surrency and Amount	
	Financial Net worth (latest three months bank	Total Liabilities	ine Benk Ctatem	out Coutified by the D	a m la
h.	statement duly certified by the Bank or net worth statement prepared and	b) Bank Statement/Onl Name of Bank	Type of	ent Certified by the Ba	Currency and
11.	certified by Qualified Accountant)	Tamo or Burn	Account	Satisfied Bate	Amount



PART III: PROFILE OF INDIVIDUAL SHAREHOLDER(S) Important: All fields are mandatory and should not be left blank Curriculum Vitae of Individual Shareholder Section A: Tertiary / Highest Education(s) Name of School/College/ Year Qualification Type of Qualification/ Certification University/Others Obtained Year Qualification Type of Qualification/Certification Name of Institution Obtained Year Membership Type and Details of Membership Name of Institution Obtained Section D: Past and Current Work Experience(s) Date Key Areas of (dd/mm/yy) Name of Employer Designation Responsibilities From То Nature of Date of Appointment Name of Corporation Place of Incorporation **Appointment** (executive or non-(dd/mm/yy) executive)

PART IV: PROFILE OF DIRECTOR(S)/SHARIAH ADVISOR(S) Important: All fields are mandatory and should not be left blank						
a. Position to be Held						
b. Salutation						
c. Name (as per NRIC/passport)		Please tick ($$) if th	e individual is	s a PEP		
d. Date and Place of Birth						
e. Gender		Male			Femal	е
f. Nationality						
g. NRIC Details g. (for Malaysian)	Old IC					
h. Passport Details (for Non-Malaysian) i. Curriculum Vitae of Director, Section A: Tertiary / Highest Ed Type of Qualification/ Certifica	Expiry Countr Issuing Length Any wo	y of Issue: Authority: of residence in Mala ork permit applied pric No Advisor	or to this app		copy of	provide certified true fithe work permit) Year Qualification Obtained
						Obtained
Section B: Professional Qualification(s)						
Type of Qualification/ Certification		Name	of Institution	1		Year Qualification Obtained

PART IV: PROFILE OF DIRECTOR(S)/SHARIAH ADVISOR(S) Important: All fields are mandatory and should not be left blank Section C: Membership of Professional Body(s) Year Membership Type and Details of Membership Name of Institution Obtained Date Key Areas of (dd/mm/yy) Name of Employer** Designation Responsibilities From To Nature of Date of Appointment Appointment Name of Corporation Place of Incorporation (dd/mm/yy) (executive or nonexecutive)

^{**} If the position applied for requires approval from relevant authority, please give detail of the approving authority (applicable to current employment only).



APPLICATION FOR LICENCE TO CARRY ON CREDIT TOKEN BUSINESS/ **BUILDING CREDIT BUSINESS/DEVELOPMENT FINANCE BUSINESS/FACTORING BUSINESS**

Section A: Business Plan (Please fill in the details, where applicable) a. Objective of Establishment b. Type of Products/Services Target Market c. (to specify whether it is individual and/or corporate client and the percentage) Target Industry/Sector d. (to specify the industry/sector and the percentage) Territorial Scope Territorial Scope	
b. Type of Products/Services Target Market c. (to specify whether it is individual and/or corporate client and the percentage) Target Industry/Sector d. (to specify the industry/sector and the percentage) Territorial Scope Territorial Scope	
Target Market C. (to specify whether it is individual and/or corporate client and the percentage) Target Industry/Sector d. (to specify the industry/sector and the percentage) Territorial Scope Territorial Scope	
C. (to specify whether it is individual and/or corporate client and the percentage) Target Industry/Sector d. (to specify the industry/sector and the percentage) Territorial Scope Territorial Scope	
d. (to specify the industry/sector and the percentage) Territorial Scope Territorial Scope	
Territorial Scope	
e. (to specify the country and percentage)	
f. Business Operational and Strategic Plan	
g. Marketing Strategy	
h. Manpower Planning Category Malaysian Non-Malaysian Total Reprofessional (b) Technical & Supervisory (c) Production / Operation Workers - Skilled - Unskilled (d) Clerical & General Workers Total (a)+(b)+(c)+(d)	Expected Remuneration
i. Office in Labuan	
Functional Structure of Marketing j. Office (if any)	



PART V: PARTICULARS OF THE APPLICATION Important: All fields are mandatory and should not be left blank

Currency:

Statement of Comprehensive Income	Year 1	Year 2	Year 3
Revenue			
Operating Expenses			
Operating Profit/(Loss)			
Other Income			
General and Administrative Expenses			
Income/(Loss) Before Tax			
Tax			
Income/(Loss) After Tax			
Statement of Financial Position	Year 1	Year 2	Year 3
ASSETS			
Non-current assets			
Current assets			
Total Assets			
LIABILITIES			
Long term liabilities			
Short term liabilities			
Total Liabilities			
SHAREHOLDERS' FUNDS / HEAD	OFFICE ACCOU	NT	
Head office account / paid up capital			
Retained profits / accumulated losses			
Other reserves			
Total Shareholders' Funds / Head Office Account			
Note:			

- Please ensure the three years projection is realistic and reasonable.
 Please provide basis of assumption in deriving to the projected figure.
- The above information is a guidance for the applicant to complete the financial projection.



PART VI : SUPPORTING DOCUMENTS (Please $\sqrt{\ }$ at the appropriate box and provide reason(s)/justification(s) for any non-submission)					
No	Documents	For Applicant	For Labuan FSA		
Part	II: Corporate Shareholder(s)				
1.	Detailed information of applicant's shareholder(s) or head office:				
	a) Group corporate shareholding structure including the applicant				
	b) Certified true copy of certificate of incorporation				
	 c) Certified true copy of certificate of licence granted by relevant authority(s) in its home country – (if applicable) 				
	d) Letter of awareness or approvals of authorities from the home country, if applicable, which includes:				
	(i) Statement of no objection towards the establishment of a subsidiary or branch in Labuan.				
	(ii) Confirmation that the applicant's shareholder or head office is of good financial standing.				
	(iii) Agreement to co-operate in the supervision of the proposed subsidiary				
	or branch in Labuan in terms of other applicable regulatory standards.				
	 e) Certified true copy of board resolution or minutes of general meeting which approved the setting up of the applicant 				
	f) Certified true copy of memorandum & articles of association				
	g) Copy of two (2) years audited financial statements/annual reports				
2.	Letter of guarantee or undertaking by: a) applicant's shareholder, if applicant is a subsidiary (format as per Appendix				
	b) applicant's head office, if applicant is a branch (format as per Appendix II)				
Part	III: Individual Shareholder(s)				
1.	Certified true copy of NRIC (Malaysian) or passport (non-Malaysian)				
2.	Certified true copy of relevant academic and professional certificates				
3.	Two (2) referral letters from institutions and/or professional bodies				
4.	Net worth statement certified by qualified accountant or certified true copy of the latest three months of bank statements indicating the amount of funds available				
5.	Letter of Guarantee by Individual Shareholder as per Appendix III				
6.	Statutory Declaration by Shareholder/Director on Fit and Proper Person as per Appendix IV.				
7.	Enhance Due Diligence report from the trust company / service provider, if applicable.				
Part	IV: Director(s)/Shariah Advisor				
1.	Certified true copy of NRIC (Malaysian) or passport (non-Malaysian)				



PART VI: SUPPORTING DOCUMENTS (Please √ at the appropriate box and provide reason(s)/justification(s) for any non-submission) For For No **Documents** Labuan **Applicant FSA** Certified true copy of relevant academic and professional certificates 2. 3. Two (2) referral letters from institutions and/or professional bodies (not applicable for appointment within the group of companies) Statutory Declaration by Shareholder/Director on Fit and Proper Person as per 4. Appendix IV. Enhance Due Diligence report from the trust company / service provider, if 5. applicable. **Other Supporting Documents** 1. Proposed organisation chart of the applicant 2. Declaration of True and Correct Information Submitted as per Appendix V. 3. Statutory Declaration by Services Provider Responsible for Submission of Application as per Appendix VI. Framework on Know-Your-Customers' policy and compliance to the Anti-Money 4. Laundering, Anti-Terrorism Financing and Proceeds of Unlawful Activities Act 2001 Risk Management and Internal Control Policy, if any. The policy must be 5. available for inspection once the licence is granted. Investment Management Policy, if any. The policy must be available for 6. inspection once the licence is granted.



Name and Address of Corporate Shareholder

[Date]

The Director General Labuan Financial Services Authority Level 17. Main Office Tower Financial Park Labuan, Jalan Merdeka 87000 Federal Territory of Labuan Malavsia

Dear Sir,

LETTER OF GUARANTEE

The application by [name of applicant], a subsidiary of [name of shareholder] to Labuan FSA dated [date] for a licence to carry on Labuan [type of licence] business under the provisions of the Labuan Financial Services and Securities Act 2010/Labuan Islamic Financial Services and Securities Act 2010 [delete whichever not applicable] (hereinafter referred to as "the Act") refers.

We, being the shareholder, do hereby irrevocably and unconditionally guarantee and undertake in respect of [name of applicant]'s Labuan [type of licence] business, that during validity of [name of applicant]'s license and its operation in Labuan IBFC, it shall comply with the following:

- a. The financial obligations and requirements imposed under the Act on it and shall meet it's liabilities in respect of its Labuan [type of licence] business.
- b. The requirement to obtain a prior written approval from Labuan FSA for:
 - any change of [name of applicant]'s shareholder who holds ten per centum or more of its paid-up capital.
 - ii. any appointment of [name of applicant]'s director, whom shall be of a fit and proper person.
 - iii. any amendment or alteration to any of [name of applicant]'s constituent documents.
- The requirement to immediately notify Labuan FSA of any amendment or alteration to any information which had been furnished to Labuan FSA in connection with the application for the Labuan [type of licence] business.

We shall when so demanded in writing by Labuan FSA, on first demand, make good, meet and honour the above requirements including, but not limited to, paying such sum of money in h t]

properly due in such currency as may be specified by Labuan FSA, and on the basis sucl
payments extinguish such financial obligations, requirements and liabilities of [name of applicant and the Company.
Yours faithfully,

For and on behalf of
[Name of shareholder]

[Namol]	
[Name]	
Director	
Director	



Appendix II

Letterhead of Head Office

[Date]

The Director General Labuan Financial Services Authority Level 17. Main Office Tower Financial Park Labuan, Jalan Merdeka 87000 Federal Territory of Labuan Malaysia

Dear Sir,

LETTER OF UNDERTAKING

The application by [name of applicant], a branch of [name of head office], to Labuan FSA dated [date] for a licence to carry on Labuan [type of licence] business under the provisions of the Labuan Financial Services and Securities Act 2010/Labuan Islamic Financial Services and Securities Act 2010 [delete whichever not applicable] (hereinafter referred to as "the Act") refers.

We, being the head office, do hereby irrevocably and unconditionally undertake in respect of [name of applicant]'s Labuan [type of licence] business, that during validity of [name of applicant]'s licence and its operation in Labuan IBFC, it shall comply with the following:

- a. The financial obligations and requirements imposed under the Act on it and shall meet it's liabilities in respect of its Labuan [type of licence] business.
- b. Requirement to notify Labuan FSA in writing within three months from the date of:
 - any change of [name of applicant]'s shareholder who holds ten per centum or more i. of its paid-up capital.
 - ii. any appointment of [name of applicant]'s director, whom shall be of a fit and proper person.
 - ii. any amendment or alteration to any of its constituent documents.
- The requirement to immediately notify Labuan FSA of any amendment or alteration to any information which had been furnished to Labuan FSA in connection with the application for the Labuan [type of licence] business.

We shall when so demanded in writing by Labuan FSA, on first demand, make good, meet and honour the above requirements including, but not limited to, paying such sum of money in е h t]

	cial obligations, requireme ency as may be specified financial obligations, require	by Labuan FSA,	and on the basis su
Yours faithfully,			
For and on behalf of [Name of head office]			

[Name]	
Director	



Name and Address of Individual Shareholder

[Date]

The Director General Labuan Financial Services Authority Level 17, Main Office Tower Financial Park Labuan, Jalan Merdeka 87000 Federal Territory of Labuan Malaysia

Dear Sir,

LETTER OF GUARANTEE

The application by [name of applicant], to Labuan FSA dated [date] for a licence to carry on Labuan [type of licence] business under the provisions of the Labuan Financial Services and Securities Act 2010/Labuan Islamic Financial Services and Securities Act 2010 [delete whichever not applicable] (hereinafter referred to as "the Act") refers.

I, being the [percentage of shareholding] shareholder of [name of applicant], do hereby irrevocably and unconditionally guarantee and undertake in respect of [name of applicant]'s Labuan [type of licence] business, that during validity of [name of applicant]'s licence and its operation in Labuan IBFC, it shall comply with the following:

- a. The financial obligations and requirements imposed under the Act on it and shall meet it's liabilities in respect of its Labuan [type of licence] business.
- b. The requirement to obtain a prior written approval from Labuan FSA for:
 - i. any change of the [name of applicant]'s shareholder who holds ten per centum or more of its paid-up capital.
 - ii. any appointment of [name of applicant]'s director, whom shall be of a fit and proper person.
 - iii. any amendment or alteration to any of [name of applicant]'s constituent documents.
- c. The requirement to immediately notify Labuan FSA of any amendment or alteration to any information which had been furnished to Labuan FSA in connection with the application for the Labuan [type of licence] business.

I shall when so demanded in writing by Labuan FSA, on first demand, make good, meet and honour the above requirements including, but not limited to, paying such sum of money in satisfaction of such financial obligations, requirements and liabilities to the extent they are properly due in such currency as may be specified by Labuan FSA, and on the basis such payments extinguish such financial obligations, requirements and liabilities of [name of applicant].

Yours faithfully,

[Name of shareholder] [NRIC or Passport No.]



STATUTORY DECLARATION BY SHAREHOLDER/DIRECTOR ON FIT AND PROPER PERSON

Important: All fields are mandatory and should not be left blank

shareh					
1.	. I have read Section 4 of the Labuan Financial Services and Securities Act 2010 (LFSSA)/Section 4 of the Labuan Islamic Financial Services and Securities Act 2010 (LIFSSA) and the Guidelines on Fit and Proper Person Requirements issued on 11 February 2014 (the Guidelines).				
2.	to the best of my knowledge and belief in making this declaration and/or submitting the attached documents in relation to this declaration, that I am a fit and proper person based on the criteria stated under the said Section 4 of LFSSA/Section 4 of LIFSSA and the Guidelines.				
3.	the information given in this declaration and in the attached documents (if any) are accurate, true and complete.				
4.	I understand that if it is found that I have made false declaration herein and/or in the attached document (if any), Labuan FSA is entitled to take any legal action including disqualifying myself from acting in the capacity expressly mentioned herein.				
provision	nake this solemn declaration conscientiously believing the same to be true and by virtue of the ons of the Statutory Declaration Act 1960 /(please ny other relevant provisions).				
	cribed and solemnly declared by the above d				
In the	State of Signatureday of 20				
Before me,					
(Comm	nissioner for Oaths/Notary Public)				



Appendix V

DECLARATION OF TRUE AND CORRECT INFORMATION SUBMITTED Important: All fields are mandatory and should not be left blank

INRIC/Passport No:					
the(position in the applicant's shareholder/head office)					
of(name of the applicant's shareholder/head office), do hereby solemnly and sincerely declare that:					
1. all information submitted in this application including all attachments, forms, documents and forwarding letters are:					
a. submitted pursuant to the provisions of Sections 90 of the Labuan Financial Services and Securities Act 2010 (LFSSA)/Sections 65 of the Labuan Islamic Financial Services and Securities Act 2010 (LIFSSA).					
b. accurate, true and correct and that all estimations provided are fair and reasonable.					
I am aware that if I make any misrepresentation herein this application, it is an offence punishable pursuant to Section 192 of the LFSSA/ Section 152 of the LIFSSA.					
 a printed signed copy of this application which reflects the same information provided in this application is being kept at the office of my principal or our appointed Labuan trust company/Labuan insurance manager/Labuan underwriting manager being the agent approved by Labuan FSA. 					
And I make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the Statutory Declaration Act 1960 /(please state any other relevant provisions).					
Subscribed and solemnly declared by the above					
named					
At					
In the State of					
Thisday of					
Before me,					
(Commissioner for Oaths/Notary Public)					



Appendix VI

STATUTORY DECLARATION BY SERVICE PROVIDER RESPONSIBLE FOR SUBMISSION OF APPLICATION

Important: All fields are mandatory and should not be left blank

I,	e n			
I have conducted due diligence process on (name of director/principal officer/trust officer/other officers) and satisfied with the result thereof.				
I am satisfied that the requirements of all legislations and applicable guidelines including but not limited to Guidelines on Fit and Proper Person Requirements and Anti-Money Laundering, Anti-Terrorism Financing and Proceeds of Unlawful Activities Act 2001 in respect of the above application have been complied with.				
And I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of the Statutory Declaration Act 1960 /(please state any other relevant provisions).				
Subscribed and solemnly declared by the above named				
Before me,				
(Commissioner for Oaths/Notary Public)				

