The Chairman of the Authority's Board of Directors' Decision No. (13/Chairman) of 2021 on the Regulations Manual of the Financial Activities and Status Regularization Mechanisms

The Chairman of the Securities and Commodities Authority' Board of Directors,

Having perused:

The Federal Law No. (4) of 2000 concerning the Emirates Securities and Commodities Authority and Market, as amended;

Federal Decree No. (103) of 2020 concerning Formation of UAE Cabinet;

Cabinet Resolution No. (13) of 2000 concerning the Regulation as to the Functioning of the Securities & Commodities Authority, as amended;

Cabinet Resolution No. (18/1F) of 2021 concerning the Restructuring of the Securities and Commodities Authority's Board of Directors;

Pursuant to the approval of the Board of Directors at its first meeting of the seventh round, held on 22/02/2021;

And as required by the interest of work,

Decided:

Adoption of the Regulations Manual

Article (1)

(The regulations manual of the financial activities) attached to this decision shall be adopted.

Status Regularization

Article (2)

The body licensed and the employee authorized by the Authority shall be obliged to do the following:

1. Fulfil the requirements mentioned in chapter two entitled (licensing of financial activities and adoption of duties, and appendix No. (1) related to the licensing categories and its requirements) within a period not more than one year from the date, in which this decision came into effect.

2. Continue their obligations related to the conditions of licensing and conditions of approving its employees that are mentioned in the previous decisions and which are applicable before this decision came into force until the status are regularized.

Status Regularization of Cash Brokerage Services

Article (3)

1. The cash brokers licensed by the Central Bank of UAE shall be obliged to provide (cash brokerage services) by obtaining a license from the Authority to practice their activity and to pay the license fees prescribed by the Authority after sixty days from the date, in which this decision came into effect and no later than (15) days after this period, otherwise this shall be considered as practicing activity without license.

2. The cash brokers and their employees shall be obliged to the procedures of the status regularization and the period specified in article (2) of this decision once the Authority license is obtained.

Compliance with regulations manual

Article (4)

1. Except as what is mentioned in article (2) of this decision, the licensed body and all of its employees shall comply with all the obligations mentioned in (The regulations manual of the financial activities) as of the date, in which this decision came into effect.

2. Except as what is mentioned in article (3) of this decision, the cash brokers and all of their employees shall comply with all the obligations mentioned in (The regulations manual of the financial activities) after (3) months from the date of obtaining the Authority license.

Sanctions

Article (5)

The Authority may impose any of the sanctions mentioned in the regulations manual in the following cases:

1. The licensed body and all of its employees' unfulfillment or failure to comply with any of the licensing or adoption conditions applicable before the

date, in which this decision came into effect and during the period of status regularization.

2. The licensed body and all of its employees' failure to comply with the period of status regularization specified in this decision.

3. The cash brokers or their employees' practice of the tasks related to the activity after the expiry of the period specified in clause (1) from article (3) of this decision.

The applications previously submitted to the Authority

Article (6)

The applications submitted to the Authority, which are not completed or will be adjudicated before the date, in which this decision came into effect, shall be void. The applicant shall amend its application according to the new provisions and requirements without paying a new application fee, or withdraw its application if he desires to refrain from the same with his right to recover the application fee paid by him.

Cancelling administrational decisions and some provisions

Article (7)

1. The administrational decisions mentioned in the schedule attached to this decision shall be canceled as of the date, in which this decision came into effect, except the conditions mentioned therein regarding the licensing, approval or adoption of duties.

2. The conditions mentioned in clause (1) from this article and the provisions mentioned in clauses from (14) to (17) form the attached schedule shall be canceled once the status regularization period is expired.

Decision enforcement and publication

Article (8)

This Decision shall be published in the Official Gazette and shall come into effect from the date following the issuance thereof.

/signed/ Abdulla Bin Touq Al Marri

Minister of Economy /Chairman of Board of Directors

Issued in Abu Dhabi on 09/05/2021 AD

<u>The schedule attached to the Chairman of the Authority's Board of Directors' Decision No. (13) of 2021 on the Regulations Manual of the Financial Activities and Status Regularization Mechanisms</u>

S. No.	**Name of the regulation**
1.	The chairman of the Authority's board of directors decision no. (66/r) of 2007 concerning the rules and the mechanism for the separation of accounts with brokers
2.	The Authority's board of directors' decision no. (48/r) of 2008 concerning the financial consultancy and financial analysis
3.	The chairman of the Authority's board of directors decision no. (29/r) of 2009 concerning the regulation of securities custody activities
4.	The Authority's board decision no (33/r) of 2009 concerning the regulation of the operations of the registrar of private joint stock companies
5.	The chairman of the Authority's board of directors decision no. (12/r) of 2010 concerning the criteria for capital adequacy of the brokerage firms in securities and commodity contracts
6.	The Authority's board of directors' decision no. (1) of 2014 concerning the regulation for investment management
7.	The Authority's board of directors decision no. (27) of 2014 concerning brokerage in securities
8.	The chairman of the SCA board of directors' decision no. (26 / R.M) of 2016 concerning the regulation of some financial services activities and the trading process
9.	Chairman of the SCA Board of Directors Decision No. (3 / R.M) of 2017 Concerning the Organization of Promotion and Introduction
10.	Chairman of the Authority's Board of Directors' Decision No. (4 / R.M) of 2017 Concerning the Regulation of the Activity of Administrative Services for Investment Funds

11.	Chairman of the SCA Board of Directors’ Decision No. (18 /R.M) of 2018 Concerning the Regulations as to Licensing Credit Rating Agencies.
12.	The Authority’s Board of Directors’ Decision No. (36/ R.M) of 2019 Concerning General Clearing Member Activity
13.	The Authority’s Board of Directors' Decision. No. (05 /Chairman) of 2020 Concerning Suitability and Appropriateness Standards.
14.	The part related to licensing and obligations of (Covered Warrants issuer) in the Authority’s Board of Directors’ Decision No. (2) of 2014 Concerning the Regulations on Covered Warrants
15.	The part related to licensing and obligations of (Depository Bank and Depository Bank Agent) in The Authority’s Board of Directors’ Decision No (32) of 2014 Concerning Depository Receipts
16.	The part related to licensing and obligations of (Financial Advisor) (Listing Advisor) in the SCA chairman of the board resolution no. (11/R.M) of 2016 on the regulations for issuing and offering shares of public joint stock companies
17.	The part related to the licensing and obligations of the management company and the obligations of (the investment manager, Administrative Services Company, Safe Custodian, Promoter) in the SCA Board of Directors’ Chairman Decision No. (9/R.M) of 2016 Concerning the Regulations as to Investment Funds