

Notification Form

This form should be submitted by an ADGM Fund Manager¹, who is the appointed Fund Manager to a Domestic Fund, in order to notify the FSRA that it is registering it as a Passport Fund in accordance with the Funds Passporting Rules (FP).² It should be submitted as soon as practicable prior to the date the Fund Manager intends that the Fund be entered to the Register of Passport Funds. Submit this completed notification form to funds@adgm.com.

The FSRA will only accept this notification form from an Authorised Person who is a Fund Manager. Any relevant waivers or modifications should be granted (and any other policy issues resolved) prior to the submission.

To assist you³ in completing this notification form we have referenced certain Rules of the FSRA Rulebook – for example, the Funds Passporting Rules (FP). However, these are provided only as a guide and are not an exhaustive list of all Rules that may be applicable to your situation. It is your responsibility to research our Rulebook for any Rules that might otherwise be applicable to this notification.

Do not leave any response-cells empty. If a certain question we ask is not relevant to your intended activities respond to that effect in the cell. If it is more appropriate to answer certain questions in an attachment then indicate in the cell that that is the case. The use of acronyms is to be avoided but, if you do, then they must be defined.

Ensure that that you are using the latest published version of this notification form. FSRA will only accept out-of-date forms if they are submitted within one-month of the publication of the updated version on the ADGM website.

¹ Terms defined in the FSRA Glossary (GLO) Rulebook or the glossary sections in other Rulebooks are identified by the capitalisation of the initial letter of a word or of each word in a phrase, unless the context otherwise requires the word to have its natural meaning.

² There are separate supplement FUNDS forms relating to Domestic Funds, being for the registration of a Public Fund (FPR), and the notification of Exempt Funds or Qualified Investor Funds (FEQN).

³ The terms “you” and “your” as used throughout are not implied in the personal sense, but rather refer to the Authorised Person making the Notification. The terms “we” and “our” refer to the FSRA.

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1 Contact Details of Fund Manager

<i>Full name of the Authorised Person / Fund Manager:</i>	
<i>Provide the name and contact details of the lead contact person for this notification. Include telephone, e-mail, and mailing address:</i>	
<i>Provide the name and contact details of any professional adviser(s) that may be assisting with this notification:</i>	
<i>Would you like us to copy in your professional adviser(s) on any correspondence?</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No

2 Information for Passporting Funds

Provide full name and reference number of the Fund to which this notification relates ⁴ :	
Confirm whether the Fund is a Public Fund or Private Fund ⁵ for the purposes of the Fund Passporting Rules:	
<i>Private Fund:</i>	<input type="checkbox"/>
<i>Public Fund:</i>	<input type="checkbox"/> (For a Public Fund you must also complete Section 3.)
Confirm the Host Jurisdictions into which you intend the passport to apply:	
<i>UAE (excluding Financial Free Zones):</i>	<input type="checkbox"/>
<i>Dubai International Financial Centre:</i>	<input type="checkbox"/>

Where applicable, identify any Agents or Licensed Persons that will conduct promotion of the Fund in the Host Jurisdiction(s):		
Name of Agent	Address	Regulator
Confirm that you have attached a copy of the Prospectus containing the disclaimer required by the Funds Promotion Rules: ⁶		

⁴ In respect of Umbrella Funds, a notification must be submitted individually for each sub-fund that the Fund Manager intends to passport. The same principle applies to incorporated or segregated cell companies and the individual cells.

⁵ Qualified Investor Funds and Exempt Funds are Private Funds for the purposes of the Funds Passporting Rules.

⁶ Refer to FP 3.1.3 (d) for Private Funds and FP 3.2.3(e) for Public Funds

3 Information specific to Passported Public Funds

Additional information about a Public Fund ⁷	
<i>Is the Passported Fund registered as a Public Fund in ADGM?</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<i>Certify⁸ that the Public Fund meets, and will continue to meet, the requirements of Chapter 6 of the Funds Passporting Rules⁹:</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<i>Has a Key Investor Information Document (KIID) in both English and Arabic been prepared?</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<i>Are all of the incorporation and other legal formalities relating to formation of the Public Fund completed?</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<i>Have you appointed an auditor in Compliance with FSRA rules?</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<i>Is the Passported Fund's Prospectus in English and does it contain, at a minimum, all of the information prescribed in the table included in FP Appendix 1¹⁰?</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<i>Has an Eligible Custodian licenced by UAE Securities and Commodities Authority been appointed?</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No
*If you ticked NO in response to any question above please provide an explanation below.	
Provide the details of the Eligible Custodian below:	
<i>Name:</i>	
<i>SCA Licence No.</i>	
<i>Address:</i>	

⁷ Only complete this section if the Passported Fund is a Public Fund. If the Passported Fund is a Private Fund, skip to section 4.

⁸ Pursuant to FP 3.2.3(b).

⁹ FP 6: Management and Operation of a Passported Fund.

¹⁰ Checklist FPP Appendix 1 – Prospectus Contents should be completed and attached to this Form.

4 Documentation for the Passported Fund

Check the appropriate box to confirm whether or not the following required documents are attached:

Documents Attached:	Submitted?	
	Yes	No
<i>Articles of Association</i>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Prospectus</i>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Key Investor Information Document (Public Funds Only)</i>	<input type="checkbox"/>	<input type="checkbox"/>

If you responded “No” in any of the cells above provide an explanation. The FSRA may determine your notification to be incomplete without these documents and, in which case, not accept the submission and / or return it as materially incomplete:

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5 Payment of Fees & Submission of Notification

This form, once duly completed and with the necessary signatures in place, should be emailed in PDF format, to funds@adgm.com.

We will formally acknowledge receipt of the notification form and issue a payment invoice for the relevant fee once we ascertain that it is materially complete. Details of the FSRA's bank account will be provided at that time. Incomplete submissions will be rejected.

The notification form will not be processed until the relevant fees are paid in full to the FSRA.¹¹

Confirm that the notification fees remitted will be net of all service charges on both sides of the transaction:

Yes No

As per FEES, Rule 1.2 (General provisions) the Fund Manager must pay the fee in USD by bank transfer, directly from the Fund Manager's account to the Regulator's account.

Cheques or bank drafts will not be accepted. Provide the FSRA with a soft-copy of the executed transaction (i.e. payment confirmation) at the time of remitting the fees.

Firms are advised to retain a copy of their complete submission.

¹¹ Details of the notification fees are contained in the FSRA FEES Rulebook.

6 Declarations

I declare that, to the best of my knowledge and belief, having made due enquiry, the information given in this form, the supplements and documents attached, as well as any applicable supporting documents, is complete and correct. I understand that it is an offence under FSMR, Article 221 – *Misleading the Regulator* to knowingly or recklessly provide to the FSRA any information which is false, misleading or deceptive, or to conceal information where the concealment of such information is likely to mislead or deceive the FSRA.

I declare my understanding that the FSRA may request more detailed information (including but not limited to, personal, educational, employment, and financial information) should it be deemed necessary to adequately assess the fitness and probity of the firm or any person connected to the firm. I consent to the FSRA contacting any previous employers, educational institutions, professional organisations, or any other organisation, to verify any information contained in this form.

I confirm that I have the authority to make this application, to declare as specified above and sign this form for, or on behalf of, the Applicant. I also confirm that I have the authority to give the consent specified above.

I understand that any personal data provided to the FSRA will be used to discharge its regulatory functions and powers under the Abu Dhabi Law No. 4 of 2013, the FSMR, and other relevant rules or regulations, and may be disclosed to third parties for those purposes.

I confirm that all documents submitted as part of this application, whether physical or electronic, become property of the FSRA.

Signature of Director/Partner of the Authorised Person:

Date:

Printed name of the above signed Director/ Partner:

Position or Title: