



Notification Form

Financial Services Regulatory Authority (FSRA) Foreign Fund - Notification Form (FFN)

This notification form should be submitted by an ADGM FSRA Authorised Person (Fund Manager)¹ licensed to carry on the Financial Service of Managing a Collective Investment Fund, when notifying the ADGM FSRA that it intends to manage a Foreign Fund in accordance with FUNDS 7.2.1.² This form should be submitted as soon as practicable before commencement of management functions by the Fund Manager. Submit this completed notification form to funds@adgm.com.

This notification form will not be accepted by the ADGM FSRA until after an Applicant for authorisation has fully completed the licensing process and become an Authorised Person. The ADGM FSRA expects that any relevant waivers / modifications should be granted (and any other policy issues resolved) prior to the submission of this notification form.

To assist you³ in completing this notification form we have referenced certain ADGM Rules, for example the ADGM FSRA FUNDS rulebook (FUNDS). 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 modules 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. If you determine that you have responded to the same questions in other forms or documents, then reference those items. The use of acronyms is to be avoided. If you do need to use acronyms then they must be defined.

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 ADGM FSRA will only accept out-of-date forms if they are submitted within one-month of the publication of the updated version on the ADGM website.

Fund Managers are advised to retain a copy of this notification form and all attachments for their records.

¹ Terms defined in the ADGM 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 Applicant applying for a Financial Services Permission. The terms "we" and "our" refer to the ADGM FSRA.



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1 Contact Details of Fund Manager

1.1 Full name of the Authorised Person / Fund Manager:

[Insert text here]

1.2 Provide the name and contact details of the lead contact person for this notification. Provide telephone, e-mail and mailing address:

[Insert text here]

1.3 Provide the name and contact details of any professional adviser(s) that may be assisting with this notification:

[Insert text here]

1.4 Would you like us to copy in your professional adviser(s) on any correspondence?

[Insert text here]



2 Foreign Fund Framework & Investment Policy

2.1 Provide the intended full name of the Foreign Fund to which this notification relates:

[Insert text here]

2.2 Confirm whether the Foreign Fund is being offered to Retail Clients:

[Insert text here]

2.3 Describe the Foreign Fund's legal structure:

[Insert text here]

2.4 Describe the category / type of the Foreign Fund:⁴

[Insert text here]

2.5 Describe the investment strategy of the Foreign Fund:⁵

[Insert text here]

2.6 Provide the asset classes of the Foreign Fund:

[Insert text here]

2.7 Describe the proposed leverage / gearing of the Foreign Fund:

[Insert text here]

⁴ Categories may include Feeder Fund, Master Fund, Umbrella Fund (formed as a Protected Cell Company), REIT, closed- or open-ended Fund, Islamic Fund or Incorporated Cell Company. If the Fund is an Umbrella Fund, provide the names of the sub-funds. In describing the type of Fund, relevant terms may include traditional, property, private equity, index tracker, money market, currency, venture capital, hedge fund, ETF, etc.

⁵ Include geographic sectors and indices for benchmark purposes.



3 Information about the Foreign Fund

Additional information about a Foreign Fund

- 3.1 Provide the name of the jurisdiction in which the Foreign Fund is domiciled:
- 3.2 Specify the nature of the regulatory requirements applicable to the Foreign Fund in its host jurisdiction (including relevant funds legislation and fund category):
- 3.3 Specify what AML and CTF requirements apply to the Foreign Fund in the host jurisdiction:
- 3.4 Is the host jurisdiction FATF compliant?
- 3.5 Provide contact details of the Financial Services Regulator responsible for the authorisation and ongoing supervision of the Foreign Fund. Include the name of the supervisory contact person as well as postal address, telephone number, and e-mail address:
- 3.6 If the marketing and distribution of Units of the Foreign Fund is to be undertaken in the ADGM, confirm whether this will be by the Fund Manager and/or another Authorised Person, and provide the details of the firm(s):
- 3.7 Explain how the Applicant will comply with the disclosure requirements in FUNDS, Rules 10.1.2 – 10.1.4 – *Prospectus disclosure relating to Foreign Funds*:
- 3.8 Confirm that the Foreign Fund will have systems and controls which are adequate to ensure compliance with the requirements that apply to the Foreign Fund in the jurisdiction in which it is established or domiciled:⁶

⁶ FSRA FUNDS, Rule 7.2.2 – Systems requirements for Authorised Fund Managers of Foreign Funds.



- 3.9 Confirm that the Foreign Fund will, to the extent that there are requirements applying to such a Fund in the jurisdiction of its establishment or domicile which conflict with any ADGM FSRA requirements applicable to the Fund Manager in respect of the Fund, show how such conflicts will be resolved to the satisfaction of the ADGM FSRA:⁷

[Insert text here]

- 3.10 If you are seeking a waiver or modification to any of the ADGM FSRA Rules in relation any requirements that conflict with the requirements that apply to such a Fund in its host jurisdiction, state the applicable Rule(s) that you are seeking relief from:⁸

[Insert text here]

Additional information about foreign public funds

- 3.11 Does the host jurisdiction's regulatory approval for the Foreign Fund enable you to have Retail Clients?

[Insert text here]

⁷ The ADGM FSRA may upon receipt of the information referred to in FUNDS, Rule 7.2.2 – Systems requirements for Authorised Fund Managers of Foreign Funds, assess the desirability of establishing a Foreign Fund in the particular jurisdiction chosen by the Fund Manager. Relevant considerations may include:

- a) The Fund Manager's need to establish the Fund in a particular jurisdiction for reasons such as the physical location of the Fund assets or investor preference;
- b) Any regulatory risks arising from establishing the Foreign Fund in a relevant jurisdiction, particularly if the Fund is to be open to retail investors; and
- c) Whether a relevant jurisdiction complies with the FATF or other relevant international standards or requirements.

⁸ If you are requesting any of the ADGM FSRA Rules to be waived or modified you must also submit the FSRA – WM form detailing the reasons and rationale for the request. A Fund Manager of a Foreign Fund is not subject to all the requirements that otherwise apply to other Domestic Funds, for example, FUNDS, Rule 9.1 - Prospectus disclosure for Domestic Funds, Guidance Note 4. Some FUNDS requirements, however, do apply to Foreign Funds, including the disclosure required under FUNDS, Chapter 10, Marketing of Foreign Funds and Prospectus Disclosure. Should such a requirement conflict with any requirements that apply to a Foreign Fund in the jurisdiction in which the Fund is domiciled, the Fund Manager may apply to the ADGM FSRA for appropriate waivers or modifications of the ADGM FSRA requirements.



4 Parties to the Foreign Fund

At the time of submission of this notification form, any relevant third-party agreements noted below must be complete and ready for inspection by the ADGM FSRA.

By indicating with an “X” in the “Agreement – Complete, and ready for inspection” box, you are confirming the relevant agreement meets all applicable FUNDS requirements (including all Rules and Guidance). The ADGM FSRA may request inspection of the supporting documents at any stage.

Relevant Party	Name	Address	Regulated By (where relevant)	Agreement – Complete, and ready to be inspected	
				Yes	No
Custodian:					
Trustee:					
Fund Administrator:					
Investment Manager(s):					
Auditor:					
Broker:					
Shari’a Supervisory Board:					
Distribution Agent(s):					
Other(s):					



5 Documentation for the Foreign Fund

- 5.1 Indicate with an “X” in the appropriate box to confirm whether or not the following required documents are attached:

Documents Attached:	Yes	No
The Constitution of the Fund: ⁹		
The Prospectus of the Fund: ¹⁰		
Fund Approval Letter from Home Jurisdiction Regulator: ¹¹		

- 5.2 If you responded “No” in any of the cells in Item 5.1 above provide an explanation. The ADGM FSRA can determine your application to be incomplete without these documents being ready for inspection and, in which case, not accept the application or return it as materially incomplete:

[Insert text here]

⁹ Refer to FUNDS Rule, 7.2.1.

¹⁰ The Prospectus of the Fund must be in compliance with FUNDS, Chapter 10 – Marketing of Foreign Funds and Prospectus Disclosure.

¹¹ This approval letter is applicable to a public Foreign Fund only.



6 Payment of Fees & Submission of Notification

This form, once duly completed and with the necessary signatures in place, can be emailed in PDF format, to FUNDS@ADGM.COM or submitted on a memory stick to the FSRA.

We will formally acknowledge receipt of the Notification 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 will not be processed until the relevant fees are paid in full to the FSRA.¹²

Please confirm that the notification fees remitted will be net of all service charges for both sides of the transaction:

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.

¹² Details of the notification fees are contained in the FSRA FEES Rulebook.



7 Declarations

- 7.1 I declare that, to the best of my knowledge and belief, having made due enquiry, the information given in this supplement and documents attached, as well as any applicable supporting documents, is complete and correct. I understand that it is an offence under ADGM FSMR, Article 219, *Misleading the Regulator*, if I were to knowingly or recklessly provide to the ADGM 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 ADGM FSRA.
- 7.2 I confirm that I have the authority to make this notification, to declare as specified above and sign this form.
- 7.3 I understand that any personal data provided to the ADGM FSRA will be used to discharge its regulatory functions under the Abu Dhabi Law No. 4 of 2013 and other relevant legislation and may be disclosed to third parties for those purposes.

Signature of Director/Partner of the Authorised Person:

Date:

Printed name of the above signed Director/Partner:

[Insert text here]

Position or title:

[Insert text here]