

REGISTRATION AUTHORITY
ABU DHABI GLOBAL MARKET
MONETARY PENALTY NOTICE (“NOTICE”)
ISSUED PURSUANT TO SECTION 19(2) OF THE
BENEFICIAL OWNERSHIP AND CONTROL REGULATIONS 2018 (“BOCR 2018”)

To: **ACRELEC HOLDING MIDDLE EAST LIMITED (000001044)** (“Acrelec”)

Overview

1. The Registration Authority (the “RA”) of Abu Dhabi Global Market (“ADGM”) has determined that Acrelec has contravened section 5 of BOCR 2018 for the reasons set out below.
2. This Notice issued by the RA requires Acrelec to pay a fine of **USD 450** by no later than 10 October 2022 pursuant to section 19 of BOCR 2018.

Failure to Comply with Section 5 of BOCR 2018

3. Section 5 of BOCR 2018 states as follows:

When there has been an amendment or change in the particulars contained in the record of beneficial owners an ADGM Person, within 15 days of the date of an amendment or change of such record of beneficial owners, the ADGM Person must submit a notice to the Registrar of the amendment or change and the date on which it occurred, to the best of its knowledge.

4. As a company incorporated under *Companies Regulations 2020*, Acrelec is an “ADGM Person” as defined in section 27 of BOCR 2018.
5. On 9 August 2022 (the “Filing Date”), Acrelec filed a “*Notice of Appointment and Cessation of Beneficial Owners*” (the “Acrelec Filing”) with the RA. A copy of the Acrelec Filing is attached as **Annexure A**.
6. The Acrelec Filing informed the RA that on 3 April 2020 (the “Appointment and Cessation Date”) Acrelec underwent changes in its beneficial ownership that required notice to the RA.

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7. The period between the Appointment and Cessation Date and the Filing Date is greater than three months in excess of the required maximum of 15 days for providing notice of such changes to the RA, as mandated by section 5 of BOCR 2018.

Proposed Fine

8. Section 17 of BOCR 2018 states as follows:

An ADGM Person who fails to comply with these Regulations or any rules made under these Regulations is guilty of an offence and liable to a fine as prescribed under section 19.

9. Under section 19(4) of BOCR 2018, the amount of any fine determined by the RA must not exceed a level 7 fine, i.e. up to USD 25,000.
10. Given the facts set out above in paragraphs 5-7, the RA has determined that Acrelec has failed to comply with section 5 of BOCR 2018.
11. Accordingly, the following fine is imposed on you by the RA:

USD 450.

Review by the Court

12. Section 19(7) of BOCR 2018 states as follows:

A person, who receives a monetary penalty notice under this section, may refer the matter to the Court for review of–

- (a) the issue of the monetary penalty notice;
- (b) the amount of the fine specified in the notice.

13. If Acrelec chooses to refer this Notice to the ADGM Court (the “Court”), please refer to the ADGM Court Procedure Rules (as directed by section 19(8) of BOCR 2018) using this link:

<https://www.adgm.com/documents/courts/legislation-and-procedures/court-procedure-rules/adgm-court-procedure-rules-2016-01092021.pdf>

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ADGM Authorities Building, ADGM Square, Al Maryah Island, PO Box 111999, Abu Dhabi, UAE
مبنى سلطات سوق أبوظبي العالمي، مربعة سوق أبوظبي العالمي، جزيرة المارية، ص ب 111999، أبوظبي، الإمارات العربية المتحدة
T +971 2 333 8888 adgm.com

14. Further, please be advised that any referral to the Court pursuant to section 19(7) of BOCR 2018 must be made on or before 10 October 2022.

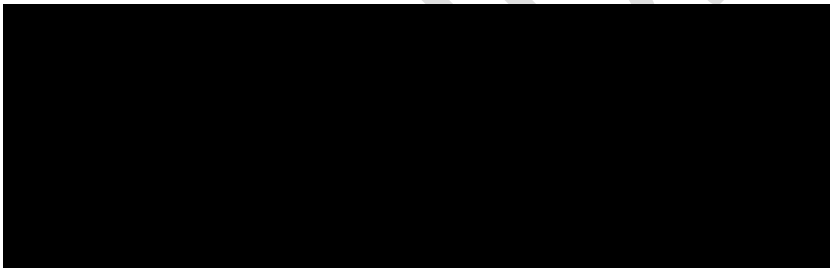
Payment of the Fine and Publication

15. This fine may be paid at any time before 5:00 pm on 10 October 2022, by forwarding payment to the RA (please refer to the invoice attached as **Annexure B** to this Notice for details on making payment).

16. Should you pay this fine prior to 5:00 pm on 10 October 2022, pursuant to section 19(9)(a)(i) of BOCR 2018, no proceedings will be commenced by the RA against Acrelec in respect of the contravention set out in this Notice.

17. Should Acrelec not pay the full amount of the fine prior to 5:00 pm on 10 October 2022 or make a referral to the Court under section 19(7), then the RA may apply to the Court to take any necessary steps to recover that part of the fine that remains unpaid to the RA pursuant to section 19(9)(b) of BOCR 2018.

18. The RA may publish details of the matter to which this Notice relates in accordance with section 19(11) of BOCR 2018.



Tim Land

Delegate of the CEO of the RA

9 September 2022

Abu Dhabi Global Market Registration Authority

Annexure A – Acrelec Filing

Annexure B – Invoice

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