



# **ANCILLARY SERVICE PROVIDERS AUTHORISATION MODULE**



<b>MODULE:</b>	<b>AU(Authorisation)</b>
<b>Table of Contents</b>	

		Date Last Changed
<b>AU-A</b>	<b>Introduction</b>	
	AU-A.1 Purpose	10/2019
	AU-A.2 Module History	07/2021
<b>AU-B</b>	<b>Scope of Application</b>	
	AU-B.1 Scope of Application	04/2016
<b>AU-1</b>	<b>Authorisation Requirements</b>	
	AU-1.1 Ancillary Service Provider Licensees	04/2016
	AU-1.2 Definition of Regulated Ancillary Services	10/2020
	AU-1.3 Approved Persons	04/2016
<b>AU-2</b>	<b>Licensing Conditions</b>	
	AU-2.1 Condition 1: Legal Status	04/2016
	AU-2.2 Condition 2: Mind and Management	04/2016
	AU-2.3 Condition 3: Controllers	04/2016
	AU-2.4 Condition 4: Board and Employees	04/2016
	AU-2.5 Condition 5: Financial Resources	01/2019
	AU-2.6 Condition 6: Systems and Controls	10/2018
	AU-2.7 Condition 7: External Auditors	04/2016
	AU-2.8 Condition 8: Other Requirements	04/2016
<b>AU-3</b>	<b>Approved Persons</b>	
	AU-3.1 Approved Persons Conditions: 'Fit and Proper'	10/2017
	AU-3.2 Approved Persons Requirements	01/2021
<b>AU-4</b>	<b>Information Requirements and Processes</b>	
	AU-4.1 Licensing	07/2021
	AU-4.2 Variations to a License	10/2019
	AU-4.3 [This Section was moved to AU-3.2 in October 2017]	10/2017
	AU-4.4 Cancellation of Authorisation	04/2016
	AU-4.5 Publication of the Decision to Grant, Cancel or Amend a License	10/2019
	AU-4.6 Additional Requirements for Licensing of Crowdfunding Platform Operators	2022
	AU-4.7 Additional Requirements for Payment Service Providers, PISPs and AISPs	07/2021
<b>AU-5</b>	<b>License Fees</b>	
	AU-5.1 License Application Fees	04/2016
	AU-5.2 Annual License Fees	01/2021



MODULE	AU: Authorisation
CHAPTER	AU-4: Information Requirements and Processes

## AU-4.6 Additional Requirements for Licensing of Crowdfunding Platform Operator

**AU-4.6.1** This section sets out additional licensing requirements for crowdfunding platform operator, including conventional and Shari'a-compliant crowdfunding platform operators.

**AU-4.6.2** The CBB may license a person as a crowdfunding platform operator provided that:

- (a) ~~The applicant must be locally incorporated as a Joint Stock Company; [This Subparagraph has been deleted in February 2022]~~
- (b) The applicant is able to demonstrate that will be able to operate an orderly, fair and transparent market in relation to the transactions offered through its electronic facilities;
- (c) The applicant appoints at least two approved persons. One of the approved persons must be a Compliance Officer who can also handle the responsibilities of the MLRO, and the second person is the CEO of the crowdfunding platform operator;
- (d) The business rules of the crowdfunding platform operator must make satisfactory provisions—
  - (i) For the protection of investors/lenders and public interest;
  - (ii) To ensure proper functioning of the platform;
  - (iii) To promote fairness and transparency;
  - (iv) To manage any conflict of interest that may arise;
  - (v) To promote fair treatment of its users or any person who subscribe for its services;
  - (vi) To promote fair treatment of any person who is hosted, or applies to be hosted, on its platform;
  - (vii) To ensure proper regulation and supervision of its users, or any person utilising or accessing its platform, including suspension and expulsion of such persons;
  - (viii) To provide an avenue of appeal against the decision of the licensed crowdfunding platform operator.
  - (ix) To clarify the criteria for admission of lenders/investors and the exclusion, suspension, expulsion and re-admission of lenders/investors therefrom or thereto;
  - (x) To describe the proposed technology, IT system and disaster recovery plan;
  - (xi) For the oversight and controls over outsourced activities, if any;