

GUIDELINE FOR SETTING UP A LABUAN BANKING BUSINESS

Application for Approval to
Labuan FSA
(Pursuant to Part IV of the Labuan
Financial Services and Securities
Act 2010 ("LFSSA"))



Pre-approval letter
issued by Labuan FSA



Incorporation of a
Labuan Company



Opening of bank account



Funding of working capital & and
payment of License Fee



Issuance of
License

(a) ELIGIBILITY

- Must be a bank / financial institution, or a Labuan Company / Foreign Labuan Company which have the expertise and experience in banking business
- Possess a sound track record
- Accorded with a good credit rating by acceptable rating agencies
- Supervised by a competent regulatory authority
- Conforms to generally accepted standards of international banking practices or BIS, as the case may be

(b) REQUIRED DOCUMENTS AND INFORMATION

- Detailed business plan which outline the business operations and strategies for the period of three (3) years
- Applicant's constituent documents which verified by the Trust Officer of Labuan Trust Company
- Statement on the name, place and date of establishment of the applicant, and principal place of business
- Names, address, qualifications and working experience and proposed positions of all officer and director responsible for the management of the company
- Name and address of participants who each holds 10% or more in the paid up capital of the applicant
- Two (2) latest Audited Financial Statement (if applicable)
- Letter of awareness
- Letter of Guarantee from the parent company
- Annual license fee of MYR80,000.00

(c) OPERATIONAL REQUIREMENTS

- Maintain physical presence in Labuan
- Comply with annual statutory requirement under Labuan Companies Act 1990
- Comply with reporting requirement (EAL Form) by Labuan FSA.
- Carry on business in any currency other than the Malaysian currency except as permitted by the authorities.
- Appointment of Internal Auditor
- Appointment of External Auditor
- Submission to Labuan FSA two (2) copies of its audited account within six (6) months after the close of each financial year end.
- Inform Labuan FSA on the change of statutory information of the company ie director, M&A, shareholding etc.
- Any other requirements issued by Labuan FSA from time to time.