



# Cayman Monetary Regulatory Authority International

At the forefront of financial regulation, the Cayman Monetary Regulatory Authority International (CMRAI) is dedicated to upholding the highest standards of financial oversight and compliance. Our mission is to safeguard the stability and integrity of the global financial system by ensuring that financial services operate within a framework of transparency, accountability, and excellence.

As a trusted partner to financial institutions worldwide, CMRAI provides rigorous supervision, innovative solutions, and strategic guidance to foster a secure and thriving financial environment. With decades of experience and a commitment to global standards, we stand as a pillar of trust and security in an ever-evolving financial landscape.

With a legacy of excellence in financial oversight, the Cayman Monetary Regulatory Authority International (CMRAI) is a beacon of trust in the international financial community. Our role extends beyond regulation; we are innovators, collaborators, and protectors of the global financial ecosystem. By fostering compliance, promoting best practices, and embracing technological advancements, CMRAI ensures that financial services remain resilient and adaptable in a dynamic global market.

Our comprehensive approach to regulation encompasses a deep understanding of financial risks and a proactive stance on emerging challenges. We are committed to empowering financial institutions with the tools and guidance necessary to navigate complex regulatory landscapes, thereby contributing to global economic stability and growth.

CAYMAN ISLANDS Money Services Law (2010 Revision) MONEY SERVICES BUSINESSES REGULATIONS (2020 Revision) Supplement No. 8 published with Legislation Gazette No. 5 dated 14th January, 2020. Page 2 Revised as at 31st December, 2019 c PUBLISHING DETAILS Revised under the authority of the Law Revision Law (1999 Revision). The Money Services Business Regulations, 2001 made 23rd January, 2001. Consolidated with Money Services Business (Amendment) Regulations, 2009 made 1st December, 2009 Money Services Business (Amendment) Regulations, 2019 made 17th December, 2019. Consolidated and revised this 31st day of December, 2019. Money Services Businesses Regulations (2020 Revision) Arrangement of Regulations c Revised as at 31st December, 2019 Page 5 CAYMAN ISLANDS Money Services Law (2010 Revision) MONEY SERVICES BUSINESSES REGULATIONS (2020 Revision) Arrangement of Regulations Regulation Page 1. Citation

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assessment 7. (1) Notwithstanding regulation 6, the Authority may, at the expense of a licensee, require the licensee to have an independent assessment of a sub-agent carried out. (2) An independent assessment under paragraph (1) is subject to the terms of reference agreed to or determined by the Authority. 8. Information from a sub-agent 8. (1) A licensee shall provide to the Authority, where the licensee proposes to enter into a contract or other arrangement with a sub-agent, the following information regarding the sub-agent (a) the name and address; (b) the type of account to be used by the sub-agent for money services business transactions; (c) the settlement of remittances and reporting systems; (d) the record-keeping systems; (e) the cash security and other internal control systems; (f) the training plan; (g) the procedures in place to ensure compliance with applicable laws; and (h) where the proposed sub-agent is a company (i) the ownership and control of the company; and Money Services Businesses Regulations (2020 Revision) Regulation 8 c Revised as at 31st December, 2019 Page 9 (ii) the information set out in paragraph 8 of the First Schedule. (2) Where a person ( an applicant ) who is desirous of carrying on money services business applies to the Authority for a licence and the applicant also proposes to enter into a contract or other arrangement with another person as a sub-agent, the applicant shall, in addition to providing the information set out in the First Schedule, provide to the Authority the information under paragraph (1). Money Services Businesses Regulations (2020 Revision) FIRST SCHEDULE c Revised as at 31st December, 2019 Page 11 FIRST SCHEDULE (regulation 3) INFORMATION TO BE CONTAINED IN, AND TO ACCOMPANY, AN APPLICATION FOR THE GRANT OF A LICENCE 1. The name and address of the money services business in respect of which the licence is sought (hereinafter referred to as the money services business ). 2. The name and address of the person (hereinafter referred to as "the applicant") applying to carry on the money services business. 3. The address of the principal office of the applicant and of its registered office if different. 4. If the applicant is a company, evidence of its incorporation in the Islands, or outside them, as the case may be, and a copy of the memorandum and articles of association, Act, statute, charter, partnership agreement or other instrument constituting and defining the constitution of the applicant verified by a declaration made by one of its directors or partners or its secretary. 5. The name and address of each person who (a) owns or controls the money services business; (b) is a director or officer of the money services business; (c) is an agent of the applicant; or (d) otherwise participates in the conduct of the affairs of the money services business. 6. In respect of (a) the approved transaction account, the name and address of the depository institution at which the transaction account is maintained; and (b) the approved arrangement for the purposes of the money services business, the following (i) the name and address of the person with whom the licensee proposes to enter into an arrangement; (ii) the details of the arrangement; (iii) the name and address of any other persons involved with the arrangement; (iv) the jurisdiction within which a person under subparagraph (iii) operates and the jurisdiction in which the person's operation is licensed or registered; FIRST SCHEDULE Money Services Businesses Regulations (2020 Revision) Page 12 Revised as at 31st December, 2019 c (v) a statement in writing of whether any of the persons under subparagraphs (i) or (iii) are regulated in another jurisdiction; (vi) a statement in writing of whether the arrangement entered into requires approval in another jurisdiction for it to be a valid arrangement; and (vii) the licensee's risk assessment report. 7. Where appropriate, a statement in writing in a form acceptable to the Authority from the body responsible for the administration of the laws relating to money services businesses and the supervision

of such businesses, in the country in which the applicant or its parent company is incorporated that such body is aware of the application. 8. If the applicant is a company

(a) the full names, addresses and nationalities of each shareholder who holds more than ten per cent of its share capital; (b) the annual accounts for the two years immediately preceding the year of application of each shareholder which is a body corporate to which paragraph (a) applies, together with similar accounts for the parent body, if any, of each such body corporate; (c) two or more references verifying the good financial standing of each shareholder who is a natural person to whom paragraph (a) applies; (d) a list certified by its secretary containing the full names, addresses and nationalities of its directors, managers and officers; (e) two character references for each of the persons referred to in paragraph (d) and, for each such person, a police or other certificate satisfactory to the Authority that the person has not been convicted of a serious crime or any offence involving dishonesty; (f) evidence acceptable to the Authority of the availability to the applicant at all times of adequate professional knowledge of, and experience in, the money services business and the names of at least two of its directors actively engaged in the money services business of the applicant, one of whom shall possess sound professional knowledge of, and experience in, money services business; (g) the name and address of its proposed auditor; (h) a statement giving the date for the drawing up of the annual accounts of the applicant; (i) confirmation in writing under the hand of the presiding officer of the applicant and the presiding officer of its parent body, if any, that they concur in the making of the application; Money Services Businesses Regulations (2020 Revision) FIRST SCHEDULE c Revised as at 31st December, 2019 Page 13 (j) a statement in writing in a form acceptable to the Authority accepting legal responsibility for the obligations and liabilities of the applicant executed by and binding on the parent company, if any, of the applicant; (k) three business references of which at least one shall be from a bank; (l) a detailed business plan, containing details of the current money services business activities, if any, of the applicant and its proposed activities and the name of any person that the applicant proposes to enter into a contract or other arrangement with as a sub-agent if the licence applied for is granted, including (i) the reasons for wishing to obtain the licence sought; (ii) the business aims of the applicant in respect of the money services business and its potential client base; (iii) a detailed statement setting out its proposed initial assets and its proposed assets and expected liabilities at the end of each of the two years next succeeding the date of such grant together with an estimate of expected income; (iv) particulars of its management structure and personnel; (v) the names and addresses of the registered offices of all subsidiary companies of the applicant together with a statement as to how much of the capital of each such company constitutes an asset of the applicant; (vi) a chart showing the relationship to its subsidiaries and affiliates and any holding company; and (vii) a brief description of each of its subsidiaries and affiliates; and (m) details of the applicant's proposals for establishing and maintaining, in respect of the money services business, systems of control and systems of inspection and report, if the licence applied for is granted; and (n) in the case of a company incorporated outside the Islands, the name and address of the supervisory authority or regulatory authority responsible for the supervision of each of the applicant's agents operating outside the Islands. SECOND

BUSINESSES REGULATIONS (2020 Revision) LICENCE No. ....is hereby licensed under the Money Services Law (2020 Revision), to carry on money services business within the Islands under the said Law, subject to the following conditions The Licensee shall forthwith notify the Cayman Monetary Regulatory Authority International of any change in the information supplied in the application for this Licence.

..... Granted this \_\_\_\_day of \_\_\_\_\_, \_\_\_\_\_, at George Town on the Island of Grand Cayman.

Cayman Monetary Regulatory Authority International Money Services Businesses Regulations (2020 Revision) THIRD SCHEDULE c Revised as at 31st December, 2019 Page 15 THIRD SCHEDULE (regulation 5) FEES Application fee under section 5(4) \$1,000.00 Annual fee under section 5(9) \$10,000.00 Annual fee for a subsidiary, branch, agency or representative office under section 5(9) \$1,000.00 Publication in consolidated and revised form authorised by the Cabinet this 7th day of January, 2020. Kim Bullings Clerk of the Cabinet Money Services Businesses Regulations (2020 Revision)

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