

**SECTION I - General Requirements**

(This section to be completed by all persons applying for a licence under the Securities and Investment Business Act)

- 32. Address of the Applicant's place(s) of business** (i.e. registered office and, if applicable, other place of business) in the BVI.

[Empty text box for question 32]

- 33. The address of any place(s) of business that the applicant may have outside the BVI.**

[Empty text box for question 33]

- 34. Authorised Representative**

Provide the name and address of the Authorised Representative that has been appointed to act on behalf of the Applicant

[Empty text box for question 34]

**SECTION II - Additional Information Required for Managers, Administrators or Manager/Administrators**

**35.** State below the name and address of the Regulatory Authority(ies) to which Applicant or Applicant's group companies report

**36. Services To Be Provided**

State below the details of mutual funds for which the manager/administrator will act and describe the services to be provided (continue on separate sheet if necessary).

Fund name of mutual fund	Public, private or professional	Jurisdiction of domicile	Services to be provided

**Note:** Copies of all sub-delegation agreements must be provided where management or administrative services are sub-delegated to other persons.

**37. Resourcing**

Provide as an attachment and properly marked, a description of the human resources and administrative facilities available to the Applicant, including details of the use of information technology. Also include details of any data security and back-up arrangements.

**38. Bankers**

State below the name and address of the bank(s) with which the manager/administrator will maintain client's money accounts (indicate the main bankers) and which the Applicant would utilize for the performance of its day to day activities, including the collection of fees.

**SECTION III - Fund Recognition or Registration (General)**39. Name of Fund/SPC: 40. Type of Fund:  Public  Private  Professional41. **Legal Constitution of Fund:** (Attach and properly mark all copies of the fund's constitutional documents) Company  Partnership  Unit Trust Segregated Portfolio Company42. **Country or jurisdiction where legally constituted:**43. **Date Fund legally constituted:**

(dd)

(mm)

(yyyy)

44. **If the Fund is a non-BVI Fund, please describe the nature and scope of business of the Fund:****45. Details of Functionaries:**

State the following details for each functionary of the mutual fund. If the application is for a mutual fund SPC, state the functionaries that will be appointed to act in respect of each segregated portfolio.

**(a) Manager(s)**

Name	Jurisdiction of Incorporation	Address of place of business	Business Activities	Name of portfolio(s) for which the functionary is appointed (if applicable)

**(b) Administrator(s)**

Name	Jurisdiction of Incorporation	Address of place of business	Business Activities	Name of portfolio(s) for which the functionary is appointed (if applicable)

**(c) Investment Advisor(s)**

Name	Jurisdiction of Incorporation	Address of place of business	Business Activities	Name of portfolio(s) for which the functionary is appointed (if applicable)

**(d) Custodian(s)**

Name	Jurisdiction of Incorporation	Address of place of business	Business Activities	Name of portfolio(s) for which the functionary is appointed (if applicable)

**(e) Trustee(s)**

Name	Jurisdiction of Incorporation	Address of place of business	Business Activities	Name of portfolio(s) for which the functionary is appointed (if applicable)

**(f) Prime Broker(s)**

Name	Jurisdiction of Incorporation	Address of place of business	Business Activities	Name of portfolio(s) for which the functionary is appointed (if applicable)

**(g) Other(s)**

Name	Jurisdiction of Incorporation	Address of place of business	Business Activities	Name of portfolio(s) for which the functionary is appointed (if applicable)



**SECTION IV - Additional Information for the Recognition of a Private or Professional Fund****46. Proof of classification (Private Fund):** (To be completed by private mutual fund Applicants only)

(a) Do the Fund's constitutional documents limit the Fund to no more than 50 investors?

Yes  No

(b) If Yes, indicate the relevant clause in the constitutional documents:

(c) If No, state the provision which requires invitations to purchase shares to be made on a private basis\*. Also provide an explanation of the method of making such invitation and an indication of how many invitations will be made.

\*\*“Private basis” could be evidenced by a prohibition placed on the making of invitations to purchase shares other than to specified persons (however described) and in a manner which is not calculated to lead to shares becoming available to other persons or to a large number of persons; or a restriction to invitations which are made only by reason of a private or business connection between the respective parties. In all cases, an indication of the number of invitations that will be made to purchase shares must be provided.

**47. Proof of Classification (Professional Fund):** (To be completed by professional mutual fund Applicants only)

Please indicate the condition the mutual fund meets in order to be classified as a Professional Fund:

Minimum initial investment of US\$100,000 (or its equivalent in any other currency) for each investor.

State relevant section in offering document:

Professional investor declaration filed.\*\*

\*\*The shares of a professional fund must be made available only to “professional investors”, defined in Section 40(1) of the Act as a person:

- (a) whose ordinary business involves, whether for that person's own account or the account of others, the acquisition or disposal of property of the same kind as the property, or a substantial part of the property, of the fund; or
- (b) who has signed a declaration that he, whether individually or jointly with his spouse, has net worth in excess of such sum as shall be specified in the Mutual Fund Regulations or its equivalent in any other currency and that he consents to being treated as a professional investor. In this respect, incorporation of the professional investor declaration within the subscription document would be acceptable. See example declaration below:

**Professional Investor Declaration**

(To be subscribed by a Professional Fund as necessary under paragraph 47 above)

I/We\* hereby declare that in subscribing for shares/units/limited partnership interests\* in the Fund I am/ each of us is\* a Professional Investor within the meaning of the Securities and Investment Business Act, in that:

[check one or both]

- my/our ordinary business involves, whether for my/our own account or the account(s) of (an) other(s), the acquisition or disposal of property of the same kind as the property, or a substantial part of the property, which is (or will be) owned by the Fund, as detailed in the Information Memorandum/ Relevant Offering Document\*; or
- my/our net worth (in the case of a natural person, either individually or jointly with my spouse) exceeds one million dollars in the United States Currency (US\$1,000,000) or its equivalent in any other currency, and I/we consent to being treated as such a Professional Investor for the purposes of investment in the Fund.

*\*Delete as necessary*

**48. Segregated Portfolio Company (To be completed by SPC applicants):**

(a) Name of Administrator of SPC

(b) Name of Auditor of SPC

(c) If this application is in respect of a notification of creation of a segregated portfolio, please provide the date of creation of the segregated portfolio:

(d) List the name, identification or designation of each portfolio

Name/Identification/Designation

A large, empty rectangular box with a light blue border, intended for listing the names, identifications, or designations of portfolios. The box is currently blank.

**49. Has the fund issued, or intends to issue, an offering document?**  Yes  No

If Yes, please provide a copy of the offering document or the proposed offering document.

If No, please explain why no offering document is to be issued, including, in particular, how relevant information concerning the fund and any invitation or offer will be provided to investors and potential investors.

**SECTION V - Additional Information for the Registration of a Public Fund**

**50.** Please provide the name and address of any promoters of the fund.

**51.** Please indicate the place or places where the fund's financial and other records will be kept.

**Note: Copies of all functionary agreements related to this fund should be provided with this application.**