
EASTERN CARIBBEAN SECURITIES REGULATORY COMMISSION



FORM 1

APPLICATION FORM

FOR

BROKER DEALER, LIMITED SERVICE BROKER

OR

CUSTODIAN LICENCE

Revised
August 2017

FORM 1

**APPLICATION FOR BROKER DEALER, LIMITED SERVICE BROKER
OR CUSTODIAN LICENCE**

Application for a broker dealer*, limited service broker* or custodian* licence under the Act is made as follows:

(* delete as inapplicable)

Notes:

- (1) If space is insufficient to provide details, please attach annexure, and the annexure should be identified as such and signed by the signatory to this application.
- (2) This application must be accompanied by the last audited balance sheet and profit and loss account certified as required by regulation 5.

Part 1

INFORMATION ON THE APPLICANT

1. (a) Name of applicant: _____
- (b) Registered office: _____
- (c) Place of incorporation: _____
- (d) Full address and telephone number of the principal place at which the business of the applicant is to be carried on: _____

- (e) The authorised and paid-up capital of the applicant, including the types of shares issued: _____

- (f) Details of shareholders of the applicant, including the name, address, amount of shares being held and date of acquisition:

<i>Name</i>	<i>Address</i>	<i>Amount of Shares</i>	<i>Date of Acquisition</i>
1.			
2.			
3.			
4.			

- (g) Address of place at which applicant's register under section 86 of the Act will be kept:
- (h) Set out as an annexure to this application details of each director and senior officer showing the full name, residential address, date of birth, academic qualifications and experience, office held and date of appointment:
- (i) Set out as an annexure to this application details of each (prospective) principal and representative showing full name, date of birth, residential address, academic qualifications and experience:

2. State the nature of the principal business of the applicant:

3. (a) State in detail the activity and the manner in which the applicant proposes to conduct the business for which the applicant requires a licence:
 - (b) The type of clients with whom the applicant proposes to do business:
 - (c) Describe in detail the organisational structure and internal control procedures which the applicant has adopted or proposes to adopt for its proposed business:
4. Name and address of auditors or proposed auditors:
5. Name and address of attorneys-at-law or proposed attorneys-at-law:
6. Name and address of bankers or proposed bankers:

7. If the company is a subsidiary of another company, give the name, address, nature of business of parent company:

8. Give the name and address of subsidiaries, if any, of the company or any enterprise in which it has a shareholding or similar interest, give details and nature of business pursued:

9. Set out the name and address of each person who, directly or indirectly, exercises or has power to exercise a controlling influence over the management and policies of the applicant other than those shown as directors:

<i>Name</i>	<i>Address</i>
1 _____	_____ _____ _____
2 _____	_____ _____ _____
3 _____	_____ _____ _____
4 _____	_____ _____ _____

10. Is any director or principal of the applicant a director of any other company?

Using an annexure, answer “Yes” or “No” for each person; if “Yes”, give details of:

- (a) names of companies;
- (b) places of incorporation; and
- (c) dates of appointment.

(For questions 6 to 8, answer “Yes” or “No” in the space provided. If “Yes”, attach annexure giving all relevant particulars.)

11. Has the applicant or any director, principal or representative of the applicant within the past 10 years

Answer

(a) been licensed or registered in any place under any law which requires licensing or registration in relation to securities business

(b) been licensed, registered or otherwise authorised by law to carry on any trade, business or profession in any place?

(c) been refused the right or restricted in its or his right to carry on any trade, business or profession for which a specific licence, registration or other authority is required by law in any place?

12. Has any director, principal or representative of the applicant within the past 10 years

Answer

(a) been a member or partner in a member firm of any securities exchange?

(b) been suspended from membership of any securities exchange or otherwise disciplined by a securities exchange?

(c) been refused membership of any securities exchange?

(d) been known by any name other than the name or names shown in this application?

(e) been convicted of any offence other than a traffic offence in [Territory] or elsewhere or are there any proceedings now pending which may lead to such a conviction?

(f) had judgement including findings in relation to fraud, misrepresentation or dishonesty been given against the applicant in any civil proceedings, in [Territory] or elsewhere? (If “Yes”, using an annexure, give full details, including whether judgement is unsatisfied.)

(g) been declared bankrupt or compounded with or made an arrangement for the benefit of the applicant’s creditors, in [Territory] or elsewhere?

(h) been engaged in the management of any company other than those referred to in answer to question 5?

(i) been refused a fidelity or surety bond in [Territory] or elsewhere?

(j) been disqualified as a director, or been director of a company that has gone into receivership or liquidation, in [Territory] or elsewhere?

13. Has any director, principal or representative of the applicant had any experience in performing the functions in relation to the proposed activity of the applicant referred to in question 3?

14. In relation to each director, principal or representative of the applicant, set out below details of the officer's employment and business activities, during the previous 10 years:

<i>Name of Director, principal or representative</i>	<i>Name and address of employer (if self-employed, so state)</i>	<i>Nature of business</i>	<i>Description of duties in relation to the employment or activity</i>	<i>Period of employment or activity (give exact dates)</i>

15. Set out any additional information (including any formal qualifications or training of the directors, principal and representative of the applicant and the name of the institution that conducted the course) considered relevant to this application.

16. Set out below details of two persons with whom each director of the applicant has had regular contact over the past 5 years and of whom the Commission may enquire regarding their character and reputation.

<i>Name of Character Referee</i>	<i>Address of Character Referee</i>	<i>Occupation of Character Referee</i>	<i>Name of Director, principal or representative in respect of whom enquiries may be made</i>

Part 2

MISCELLANEOUS

We declare that all information given in this application and in the attached annexure (if any) is complete and accurate to the best of our knowledge and belief.

Dated this _____ day of _____

*Signature

Signature

(Name of Director)

(Name of Director/Principal)**

Dated this _____ day of _____

Signature

Justice of the Peace/Attorney-at-Law

*This application is to be signed by two directors, or a director and a principal of the applicant.

**Delete whichever is inapplicable.