



Effective date: 8 April 2025

NOTICE UNDER THE SECURITIES MARKETS ORDER, 2013  
NOTICE NO. CMA/N-1/2025/20

NOTICE ON LICENSING EXAMINATION



## 1. INTRODUCTION

- 1.1 This Notice is issued pursuant to Section 239 of the SMO and applies to holders of a CMSL, exempt persons, existing holders and applicants of a **representative's licence** in complying with Regulation 40(3) of the SMR.
- 1.2 Any provisions under the SMO which are inconsistent with the requirements in this Notice are deemed to have been varied by this Notice.
- 1.3 This Notice will supersede the Notice on Licensing Examination (Notice No. CMA/N-1/2018/11) which was made effective on 2<sup>nd</sup> July 2018.
- 1.4 This Notice shall take effect on 8 April 2025 [**"Effective Date"**].

## 2. DEFINITIONS

- 2.1 For the purposes of this Notice:-
  - 2.1.1 **"Authority"** means Brunei Darussalam Central Bank;
  - 2.1.2 **"CMSL"** means capital markets services licence;
  - 2.1.3 **"exempt person"** means any persons who are exempted by BDCB from holding a CMSL to conduct the regulated activity of dealing and arranging deals in investments and investment advice as a financial planner and has holders of a **representative's licence** acting on their behalf and applicants of a **representative's licence** who intend to act on their behalf;
  - 2.1.4 **"transitional period"** means the period of which will commence from the Effective Date of this Notice until 31 October 2026;
  - 2.1.5 **"licensing examination"** means the licensing examination that has been introduced, established or recognised by the Authority;
  - 2.1.6 **"SMO"** means the Securities Markets Order, 2013 and any regulations or other subsidiary legislation made thereunder;
  - 2.1.7 **"SMR"** means the Securities Markets Regulations, 2015.
- 2.2 Any expression used in this Notice shall, except where expressly defined in this Notice or where the context requires, have the same meaning as in the SMO.



### 3. PURPOSE

- 3.1 The purpose of this Notice is to impose additional requirements and to vary existing requirements relating to licensing examinations under regulation 40(3) of the SMR.

### 4. BACKGROUND

- 4.1 The licensing examination consists of two parts:
- (a) **Rules and Regulations Module**, which aims to test a person's knowledge and understanding on the relevant rules and regulations governing the regulated activities under the SMO; and
  - (b) **Product Knowledge and Analysis Module**, which aims to test a person's competency and skills on the technical aspect of the regulated activity the person wishes to conduct.
- 4.2 The licensing examination for the Rules and Regulations Module shall be taken from the **Brunei Institute of Leadership & Islamic Finance ("BILIF")** only.
- 4.3 The licensing examination for the Product Knowledge and Analysis Module may be taken from the following licensing examination centres:-
- (a) BILIF;
  - (b) The Securities Industry Development Corporation ("SIDC"), Malaysia;
  - (c) The Institute of Banking and Finance ("IBF"), Singapore;
  - (d) The Singapore College of Insurance ("SCI"), Singapore; or
  - (e) any other licensing examination centres as may be determined by the Authority.
- 4.4 Descriptions of the licensing examination modules relevant to the different regulated activities can be found on **BDCB's website**. The Authority may update the list of licensing examination modules from time to time.

### 5. LICENSING EXAMINATION REQUIREMENTS

- 5.1 Any applicants for a **representative's licence** who intend to conduct any regulated activities under Part II of the Schedule, SMO, except the regulated activity of safekeeping and administration of assets, must pass the relevant licensing examination modules pertaining to



the regulated activity that he intends to conduct prior to submitting an application to the Authority.

- 5.2. To meet the requirements of the varied Regulation 40(3) of the SMR, the applicant must pass the relevant licensing examination, as mentioned in paragraph 5.1. Once passed, the examination results remain valid indefinitely from the date of passing the licensing examination.
- 5.3. Notwithstanding paragraph 5.2 above, the following individuals are required to retake the relevant licensing examinations if they wish to carry out the same regulated activity: -
- (a) an applicant for a **representative's licence who has passed the relevant licensing examination but is not licensed with a holder of a CMSL or an exempt person within 3 years from the date of passing the licensing examination;**
  - (b) an applicant for a **representative's licence who has passed the relevant licensing examination but does not commence the relevant regulated activity with a holder of a CMSL or an exempt person within 3 years from the date of passing the licensing examination of the relevant regulated activity; or**
  - (c) an applicant for a **representative's licence who has passed the relevant licensing examination and had been previously granted a representative's licence under the SMO, left the industry and reapplied for a representative's licence to undertake the same regulated activity 3 years after the cessation date of the licence, as stated under regulation 40(5) of the SMR.**
- 5.4. An applicant for a **representative's licence** may be exempted from the licensing examination requirements, wholly or partially, if so determined by the Authority.

## 6. TRANSITIONAL PERIOD

- 6.1. With effect from the Effective Date:
- (a) all existing holders of **representative's licence** who are licensed before the Effective Date; and
  - (b) **all applicants of representative's licence who are not licensed on or before Effective Date but have submitted to the Authority its application with the relevant forms, documents and any other information as required before the Effective Date,**
- are required to take and pass the Rules and Regulations Module within the transitional period.



- 6.2. Any person under paragraph 6.1 who has taken and failed to pass the Rules and Regulations Module within the transitional period is deemed to have not fulfilled its licensing requirements under regulation 40(3) of the SMR and paragraph 5.1 of this Notice and may, where applicable, have their licence revoked pursuant to section 165 of the SMO.

## 7. CONTINUOUS OBLIGATIONS OF A HOLDER OF CAPITAL MARKETS SERVICES LICENCE AND EXEMPT PERSON

- 7.1 A holder of a CMSL or an exempt person is required to maintain, or cause to be maintained, sufficient records for a period of not less than 7 years, on the applicability and fulfilment of any licensing examination(s) which is relevant to the regulated activities conducted by its representative(s). The records shall include, but are not limited to, the following:
- (a) the type of regulated activity conducted by its representative(s);
  - (b) the date on which its representative(s) passed the licensing examinations, where applicable;
  - (c) in respect of such representative who is not required to pass certain modules of the licensing examinations under this Notice, to state the details thereof, if any; and
  - (d) any other information as may be required by the Authority.

## 8. SUBMISSION OF INFORMATION

- 8.1 A holder of a CMSL or an exempt person shall provide and submit all relevant information as required by the Authority in relation to his representative so as to ensure satisfaction of the requirements set out in this Notice and regulations 40(3) and 40(5) of the SMR.

MANAGING DIRECTOR  
BRUNEI DARUSSALAM CENTRAL BANK