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No. S 660

FINANCIAL ADVISERS ACT
(CHAPTER 110)

FINANCIAL ADVISERS
(AMENDMENT NO. 5)
REGULATIONS 2018

In exercise of the powers conferred by sections 36(7), 100(1) and 104(1) of the Financial Advisers Act, the Monetary Authority of Singapore makes the following Regulations:

Citation and commencement

1. These Regulations are the Financial Advisers (Amendment No. 5) Regulations 2018 and come into operation on 8 January 2019.

Amendment of regulation 2

2. Regulation 2(1) of the Financial Advisers Regulations (Rg 2) is amended —

(a) by deleting the definition of “accredited investor” and substituting the following definition:

““accredited investor” means any of the following persons in relation to a counterparty, if the person has opted to be treated by the counterparty as an accredited investor for all the consent provisions, under regulation 3(2) of the Securities and Futures (Classes of Investors) Regulations 2018 (G.N. No. S 665/2018):

(a) an individual mentioned in section 4A(1)(a)(i) of the Securities and Futures Act (Cap. 289);

(b) a corporation mentioned in section 4A(1)(a)(ii) of the Securities and Futures Act;

(c) a trustee mentioned in section 4A(1)(a)(iii) of the Securities and Futures Act;

(d) a person mentioned in section 4A(1)(a)(iv) of the Securities and Futures Act;”;

(b) by inserting, immediately after the definition of “client’s money or property”, the following definitions:

““consent provision” and “counterparty” have the same meanings as in regulation 3(9) of the Securities and Futures (Classes of Investors) Regulations 2018;”.

Saving provision

3. Despite regulation 2, a person who is an accredited investor under regulation 2(1) of the Financial Advisers Regulations as in force immediately before 8 January 2019 continues to be an accredited investor in respect of any transaction entered into before that date.

[G.N. Nos. S 76/2004; S 692/2004; S 362/2005; S 58/2007; S 274/2008; S 716/2010; S 433/2011; S 383/2012; S 166/2013; S 169/2015; S 394/2015; S 815/2015; S 521/2016; S 113/2017; S 586/2017; S 385/2018; S 386/2018; S 493/2018; S 659/2018]

Made on 4 October 2018.

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