

Appendix 6

In this appendix underlining indicates new text and striking through indicates deleted text.



Notice of Amendments

Glossary Module

(GLO)

Changes in relation to Consultation Paper No. 79

Defined Term	Definition
Islamic Financial Business	Any part of the financial business of an <u>Authorised Firm Person</u> which is carried out in accordance with Shari'a.
Islamic Financial Institution	An <u>Authorised Firm or an Authorised Market Institution Person</u> which has, on its Licence, an endorsement authorising it to conduct its entire financial business <u>Islamic Financial Business as an Islamic Financial Institution</u> in accordance with Shari'a.
Islamic Window	That part of an <u>Authorised Firm or Authorised Market Institution Person</u> , other than an Islamic Financial Institution, which conducts Islamic Financial Business.

Changes in relation to Consultation Paper No. 80

A

Defined Term	Definition
Associate	<p>(1) In ASP, and <u>Chapters 7 and 11</u> of GEN, <u>and Chapter 6 of AMI</u> means, in respect of a Person 'A' holding Shares or entitled to exercise, or control the exercise of voting power, in an Authorised Firm or a Holding Company of an Authorised Firm means:</p> <ul style="list-style-type: none"> (a) the spouse of A; (b) a child or stepchild of A; (c) the trustee of any settlement, including any disposition or arrangement under which property is held on trust or subject to a comparable obligation, under which A has a life interest in possession; (d) an Undertaking of which A is a Ddirector; (e) a Person who is an Employee or partner of A; (f) where A is an Undertaking: <ul style="list-style-type: none"> (i) a director of A; (ii) a subsidiary or wholly owned subsidiary of A; or (iii) a Ddirector or Employee of such a subsidiary or wholly owned subsidiary; or (g) a Person who has an agreement or arrangement with A with respect to the acquisition, holding or disposal of Shares or other interests in the Authorised Firm or the Holding Company of an Authorised Firm or under which they undertake to act together in exercising their voting power in relation to an Authorised Firm or the Holding Company of an Authorised Firm <u>or</u> that other Person. <p>(2) Except in ASP, and <u>Chapters 7 and 11</u> of GEN, <u>and Chapter 6 of AMI</u> means in respect of a Person 'A', any Person, including an affiliated company which is:</p>

Defined Term	Definition
	<ul style="list-style-type: none"><li data-bbox="743 310 1328 344">(a) an undertaking in the same Group as A; or<li data-bbox="743 373 1385 562">(b) any other person whose business or domestic relationship with A or his Associate might reasonably be expected to give rise to a community of interest between them which may involve a conflict of interest in dealings with third parties.

Changes in relation to Consultation Paper No. 81

D

Defined Term	Definition
Decision Maker	The DFSA officer appointed by the Enforcement Decisions Committee to exercise the delegated authority of the DFSA in determining whether to exercise a power under Articles 49, 50, 51, 57, 58(1), 58(2), or 91 of the Regulatory Law 2004.

.....

E

ENF	The Enforcement module of the Rulebook.
Enforceable Undertaking	An undertaking offered by a Person and accepted by the DFSA pursuant to Article 89 of the Regulatory Law 2004.
Enforcement Decisions Committee	The committee of senior executives of the DFSA formed to make recommendations and decisions in respect of investigations or enforcement activities undertaken by the DFSA.

.....

N

Notice of Administrative Censure	A notice given to a Person in accordance with ENF Rule 7.13.2.
Notice of Administrative Fine	A notice given to a Person in accordance with ENF Rule 7.12.2.

.....

P

Preliminary Findings Letter	A letter issued by the DFSA to a Person who may be the subject of Court or Financial Markets Tribunal proceedings setting out the preliminary view of the DFSA and the general facts upon which that view has been reached and inviting the recipient to comment or make submissions on the accuracy of the facts and the preliminary view reached.
-----------------------------	---