

4 June 2025

AM Wealth Limited  
Unit No. ALS-8-04  
8<sup>th</sup> floor, Al Sila Tower  
Abu Dhabi Global Market Square  
Al Maryah Island  
Abu Dhabi  
United Arab Emirates

Attention:

[REDACTED]

[REDACTED]

Sent by e-mail:

[REDACTED]

Dear Sirs

## **PENALTY IMPOSED FOR CONTRAVENTIONS OF THE COMMON REPORTING STANDARD REGULATIONS 2017**

1. This notice is issued by the FSRA of ADGM to impose a penalty on AM Wealth Limited (“AMW”) under subsection 9(1) of the CRS Regulations.

### **DEFINED TERMS**

2. The meaning of any defined term used in this notice is provided either at its first occurrence in parentheses or in Annexure A.

### **SUMMARY**

3. The FSRA considers that AMW has classified itself as a CRS RFI for the purposes of the CRS Regulations.
4. The FSRA considers that AMW has failed to report information as required by the CRS Regulations in a complete and accurate manner.
5. Accordingly, the FSRA has decided to impose a penalty of AED 10,000 on AMW pursuant to subsection 9(1) of the CRS Regulations and the penalties set out in the CRS Cabinet Resolution.

## **BACKGROUND**

6. On 25 May 2024, AMW registered as a CRS RFI and FATCA RFI on the AEOI Portal.
7. On 21 June 2024 and 30 June 2024, AMW submitted a Nil Return for the purposes of the FATCA Regulations and an Annual Return for the purposes of the CRS Regulations respectively.
8. On 13 August 2024, the FSRA sent an email with a letter to AMW, informing AMW that it had been selected for a Review. The letter detailed the information that AMW would be required to provide during the Review. The FSRA requested AMW's acknowledgement of the FSRA's email by 16 August 2024. On 13 August 2024, AMW acknowledged the FSRA's email.
9. On 1 October 2024 the FSRA and AMW communicated on arrangements for the Review.
10. On 3 October 2024, the FSRA conducted the Review.

## **FAILURE TO REPORT IN A COMPLETE AND ACCURATE MANNER FOR CRS**

11. Subsection 6(1) of the CRS Regulations requires CRS RFIs to collect and report all information in accordance with the CRS, the CRS Regulations and the CRS Cabinet Resolution.
12. Section I subparagraph A(1) of the CRS requires each CRS RFI to report for each Reportable Account the name, address, jurisdiction(s) of residence, TIN(s), date and place of birth (in the case of an individual), and account balance or value for each Reportable Person that is an Account Holder.
13. Section I, subparagraph 10 of the commentary to the CRS requires CRS RFIs to report the balance or value of an account as of the end of the calendar year or other appropriate reporting period, and states that an account with a balance or value that is negative must be reported as having an account balance or value equal to zero.

## **Clients 1 and 2**

14. The Review found that AMW had not reported Clients 1 and 2 as identified in Annexure B to this notice. AMW advised during the Review that it had done so because it had believed that accounts with zero balances were not required to be reported. As a result, AMW failed to report two (2) Reportable Accounts.
15. Accordingly, the FSRA considers that AMW has contravened subsection 6(1) of the CRS Regulations.

## **PENALTY**

16. The FSRA considers that AMW contravened subsection 6(1) of the CRS Regulations and accordingly subsection 9(1)(b) of the CRS Regulations applies.

17. The penalties for the relevant contraventions are set out in Article 5(4)(a) of the CRS Cabinet Resolution.
18. The total penalty imposed by the FSRA on AMW is AED 10,000.
19. The breakdown of the penalty imposed on AMW by the FSRA is as follows:

Reference	Contravention	Penalty (AED)
Article 5(4)(a) of the CRS Cabinet Resolution	A CRS RFI that fails to report any information that is required to be reported in a complete and accurate manner.	5,000 x 2

## PROCEDURAL MATTERS

### Appeal in relation to the penalty imposed

20. Under Article 7(1) of the CRS Cabinet Resolution AMW has until **5:00 pm on 7 July 2025** to **appeal in writing** to the FSRA, signed by an authorised representative of AMW and setting out the grounds of appeal in relation to the penalty imposed.
21. In accordance with Article 7(2) of the CRS Cabinet Resolution, AMW may appeal against the penalty on any one of the following grounds:
  - a. that it did not commit the violation attributed to it;
  - b. the administrative penalty imposed is not proportionate to the violation; or
  - c. the administrative penalty imposed exceeds the limit determined for the administrative violation attributed to it in accordance with the provisions of the FATCA Cabinet Resolution.
22. Any appeal made should be addressed to:
 

Mr Adrian Bock  
 Executive Director – Enforcement  
 Financial Services Regulatory Authority  
 Abu Dhabi Global Market Square  
 Al Maryah Island  
 Abu Dhabi  
 United Arab Emirates

Email: [REDACTED]
23. If an appeal is made to the FSRA within time, the FSRA will consider the appeal and provide a written notice of its decision to AMW within sixty (60) business days of the appeal.

**Manner and time for payment of penalty**

24. If an appeal is not made to the FSRA, then the penalty imposed pursuant to this notice is to be paid by AMW within thirty (30) business days after the date of this notice, i.e. on or before **21 July 2025**.
25. Payment of the penalty can be made by electronic funds transfer into the following account:

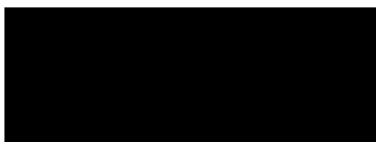
Account Name	[REDACTED]
Account Number	[REDACTED]
IBAN Number	[REDACTED]
Account Type	[REDACTED]
Bank Name	[REDACTED]
Swift Code	[REDACTED]
Reference	[REDACTED]

26. If the penalty or any part of it remains outstanding on the date it must be paid, the obligation to make the payment is enforceable as a debt by the FSRA.

**Publicity**

27. The FSRA will generally publish information and statements relating to enforcement action in a manner we consider appropriate and proportionate. The publication of enforcement outcomes is consistent with the FSRA’s commitment to open and transparent processes and our objectives.

Yours sincerely,



Mr. Adrian Bock  
 Executive Director – Enforcement  
 Abu Dhabi Global Market Financial Services Regulatory Authority

## ANNEXURE A

**In this notice, unless the context otherwise requires -**

ADGM	means Abu Dhabi Global Market.
AEOI portal	means the Automatic Exchange of Information portal made available by the MOF.
Account Holder	has the meaning set out in the CRS for the purposes of compliance with the CRS Regulations, and the meaning set out in the IGA, for the purposes of compliance with the FATCA Regulations.
Annual Return	means the annual information return required to be filed pursuant to the CRS Regulations or the FATCA Regulations, as applicable, and includes a Nil Return.
Controlling Person	has the meaning set out in the CRS for the purposes of compliance with the CRS Regulations, and the meaning set out in the IGA for the purposes of compliance with the FATCA Regulations.
CRS	means the Common Reporting Standard, as defined in the CRS Regulations.
CRS Cabinet Resolution	means the UAE's Cabinet of Ministers Resolution No. 93 of 2021 Implementing Certain Provisions of the Multilateral Administrative Agreement for Automatic Exchange of Information.
CRS Regulations	means the Common Reporting Standard Regulations 2017.
CRS RFI	means a Reporting Financial Institution, as defined in the CRS Regulations.
FATCA RFI	Means a Reporting UAE Financial Institution, as defined in the FATCA Regulations.
FSRA	means the Financial Services Regulatory Authority.
MOF	means the Ministry of Finance.

New Entity Account	has the meaning set out in the CRS for the purposes of compliance with the CRS Regulations, and the meaning set out in the IGA, for the purposes of compliance with the FATCA Regulations.
Nil Return	has the meaning set out in the CRS Cabinet Resolution for the purposes of compliance with the CRS Regulations, and means a Nil Report, as defined in the FATCA Cabinet Resolution, for the purposes of compliance with the FATCA Regulations.
Reportable Account	has the meaning set out in the CRS for the purposes of compliance with the CRS Regulations, and means a U.S. Reportable Account (as that term is defined in the IGA) for the purposes of compliance with the FATCA Regulations.
Reportable Person	has the meaning set out in the CRS for the purposes of compliance with the CRS Regulations, and means a Specified U.S. Person (as that term is defined in the IGA) for the purposes of compliance with the FATCA Regulations.
Review	means a review of compliance with the CRS Regulations and/or FATCA Regulations, as applicable, in relation to RY2023
RY2023	means the 2023 reporting year for the purposes of compliance with the CRS Regulations or the FATCA Regulations, as applicable.
Self-Certification	means the self-certification required to be collected at account opening for the purposes of compliance with the CRS Regulations, or a Self-Certification Form as defined in the FATCA Cabinet Resolution for the purposes of compliance with the FATCA Regulations.
TIN	Taxpayer Identification Number (or functional equivalent in the absence of a Taxpayer Identification Number).