

1 September 2025

Key Way Markets Ltd
Office No. 2
Floor 21, Al Sila Tower
Abu Dhabi Global Market Square
Al Maryah Island
Abu Dhabi
United Arab Emirates

Attention:

[REDACTED]

Sent by e-mail:

[REDACTED]

Dear Sirs

AMENDMENT OF DECISION IN RELATION TO PENALTY IMPOSED FOR CONTRAVENTIONS OF THE COMMON REPORTING STANDARD REGULATIONS 2017

1. On 10 June 2025, the FSRA of ADGM gave Key Way Markets Ltd (“KWM”) written notice (“June Notice”) of its decision to impose a penalty pursuant to subsection 9(1) of the CRS Regulations.
2. On 30 June 2025, KWM submitted an appeal to the FSRA.
3. The FSRA has considered KWM’s appeal and decided to impose an amended penalty as set out in this notice. Accordingly, this notice is issued pursuant to Article 7(5) of the CRS Cabinet Resolution which applies pursuant to the CRS Regulations.

DEFINED TERMS

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

SUMMARY

5. The FSRA considers that KWM has classified itself as a CRS RFI for the purposes of the CRS Regulations.

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

BACKGROUND

8. On 15 June 2024, KWM registered as a CRS RFI and FATCA RFI on the AEOI Portal.
9. On 27 June 2024 and 3 September 2024 respectively, KWM submitted a Nil Return under the FATCA Regulations and an Annual Return under the CRS Regulations.
10. On 13 August 2024, the FSRA sent an email with a letter to KWM, informing KWM that it had been selected for a Review. The letter detailed the information that KWM would be required to provide during the Review. The FSRA requested KWM's acknowledgement of the FSRA's email by 16 August 2024. On 14 August 2024, KWM acknowledged the FSRA's email.
11. Between 14 August 2024 and 27 November 2024, the FSRA and KWM communicated on the arrangements for the Review and the required documents.
12. On 27 November 2024, the FSRA conducted the Review.

FAILURE TO REPORT IN A COMPLETE AND ACCURATE MANNER

13. 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.
14. 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), and date and place of birth (in the case of an individual) of each Reportable Person that is an Account Holder.

Clients 1, 11 and 12

15. Clients 1, 11 and 12, identified in Annexure B to the June Notice, each held two (2) Financial Accounts with KWM. In their Self-Certification, Clients 1, 11 and 12 each declared their country of tax jurisdiction as Egypt and as such the accounts were Reportable Accounts. However, KWM failed to report two (2) accounts for each of Clients 1, 11 and 12 in its Annual Return.

Client 2

16. Client 2, identified in Annexure B to the June Notice, had opened three (3) Financial Accounts with KWM. In its Self-Certification, Client 2 declared its country of tax jurisdiction as Jordan

and as such the accounts were Reportable Accounts. However, the Review found that KWM had failed to report those accounts in its Annual Return.

Clients 3, 6, 9 and 14

17. Clients 3, 6, 9 and 14, identified in Annexure B to the June Notice, each opened one (1) Financial Account with KWM and declared their country of tax jurisdiction as Egypt in their Self-Certifications. As such, their Financial Accounts with KWM were Reportable Accounts. However, the Review found that KWM had failed to report those accounts in its Annual Return.

Client 4

18. Client 4, identified in Annexure B to the June Notice, opened one (1) Financial Account with KWM and declared his country of tax jurisdiction as Morocco in his Self-Certification. As such, Client 4's account was a Reportable Account. However, the Review found that KWM had failed to report Client 4 as a Reportable Account.

Clients 5, 8, 10, 13, and 16 to 18

19. Clients 5, 8, 10, 13, and 16 to 18, identified in Annexure B to the June Notice, each opened one (1) Financial Account with KWM and declared their country of tax jurisdiction as Jordan in their Self-Certifications. As such, their Financial Accounts held with KWM were Reportable Accounts. However, the Review found that KWM had failed to report those accounts in its Annual Return.

Client 7

20. Client 7, identified in Annexure B to the June Notice, had opened three (3) Financial Accounts with KWM. In its Self-Certification, Client 7 had declared its country of tax jurisdiction as Iraq. As such, Client 7's Financial Accounts held with KWM were Reportable Accounts. However, the Review found that KWM had failed to report those accounts in its Annual Return.

Client 15

21. Client 15, identified in Annexure B to the June Notice, opened one (1) Financial account with KWM and declared his country of tax jurisdiction as "*Palestinian Territory Occupied*" in his Self-Certification. As such, Client 15's account was a Reportable Account. However, the Review found that KWM had failed to report that account in its Annual Return.
22. KWM failed to report information in a complete and accurate manner in its Annual Return in relation to each of Clients 1 to 18. Accordingly, the FSRA considers that KWM has contravened subsection 6(1) of the CRS Regulations.

CONSIDERATION OF APPEAL

23. In the June Notice, the FSRA imposed a penalty of AED 125,000 on KWM.

24. Under subsection 9(2) of the CRS Regulations and Article 7(1) of the CRS Cabinet Resolution, KWM had the opportunity to appeal against the FSRA's Decision in the June Notice.
25. On 30 June 2025, KWM submitted its appeal to the FSRA.
26. In its appeal, KWM asked the FSRA to take certain matters into consideration as follows:
 - a. KWM acknowledged its failure to report 18 clients / 25 accounts.
 - b. the omission was an unintentional error caused by misapplication of its group-wide CRS reporting framework which did not reflect ADGM-specific requirements. KWM has undertaken a thorough internal review and completed all the necessary changes.
27. In its letter of 30 June 2025, KWM also requested the FSRA to take into consideration certain representations in relation to the publication of the penalty action, if confirmed following consideration of the appeal. This representation is outside the scope of the appeal itself and will be responded to separately. The FSRA has considered the grounds in support of KWM's appeal.
28. In relation to KWM's representations in paragraph 26 above, the FSRA is prepared to accept KWM's submission that its failures to report were caused by a single and unintentional misapplication of KWM's group-wide CRS reporting framework that resulted in the 25 accounts not being reported in its Annual Return.
29. In light of the foregoing, the FSRA has decided to vary the decision set out in the June Notice as follows:
 - a. The FSRA has decided to impose a penalty of AED 5,000, reduced from AED 125,000, on KWM for its failure to report 25 accounts as a result of an error that misapplied KWM's group-wide CRS reporting framework.

PENALTY

30. The FSRA considers that KWM contravened subsection 6(1) of the CRS Regulations and accordingly subsection 9(1)(b) of the CRS Regulations applies.
31. The penalties for the relevant contraventions are set out in Article 5(4)(a) of the CRS Cabinet Resolution.
32. The total penalty imposed by the FSRA on KWM is AED 5,000.
33. The breakdown of the penalty imposed on KWM 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 1

PROCEDURAL MATTERS

Manner and time for payment of penalty

- 34. Pursuant to Article 6(4) of the CRS Cabinet Resolution, the penalty imposed pursuant to this notice is to be paid by KWM within fifteen (15) days business days from the date of this notice, i.e. on or before **22 September 2025**.
- 35. 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]

- 36. 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

- 37. The FSRA will generally publish, in a manner we consider appropriate and proportionate, information and statements relating to enforcement action. Accordingly, the FSRA will publish relevant information about the decision in this notice, including the notice itself, as the FSRA considers appropriate. 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.
Financial 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.
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).