



FINAL NOTICE
ISSUED UNDER SECTION 50
OF THE COMMERCIAL LICENSING REGULATIONS 2015

To: Dar Almisk Perfumes, Trading as “Dar Almisk Perfumes”

Address: Retail Unit 13085, Level 3,
The Galleria Mall,
ADGM Square,
Al Maryah Island,
Abu Dhabi, United Arab Emirates

Date: 18 January 2024

Email: [REDACTED]

1. DECISION

- 1.1 This Final Notice (“Notice”) is issued under section 50 of the *Commercial Licensing Regulations 2015* (“CLR 2015”).
- 1.2 For the reasons given in this Notice, the Registrar of Abu Dhabi Global Market (“ADGM”) has decided to impose a financial penalty of **USD 2,000** on Dar Almisk Perfumes with ADGM Registration No. 000007449 (“Dar Almisk”).

2. EXECUTIVE SUMMARY

- 2.1 The Registration Authority (“RA”) has decided to take the action set out in this Notice as it considers that Dar Almisk continued to carry on business activities and operate without holding a valid ADGM commercial licence (“ADGM Licence”) since its expiry on 28 April 2023 in contravention of section 1 of CLR 2015 – General Prohibition.
- 2.2 Given the nature of the contravention, the RA considers it appropriate in the circumstances to impose a financial penalty on Dar Almisk.

3. DEFINED TERMS AND RELEVANT REGULATIONS

- 3.1 Defined terms are identified in the Notice in parentheses, using the capitalisation of the initial letter of a word or of each word in a phrase, and are either defined in the Regulations, or in the body of this Notice at the first instance the term is used. Unless the context otherwise

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requires, where capitalisation of the initial word is not used, an expression has its natural meaning.

- 3.2 Extracts of Regulations and Rules referred to in this Notice are attached in **Annexure A**. Complete copies of the Regulations and Rules are accessible on the Abu Dhabi Global Market website www.adgm.com/legal-framework/rules-and-regulations.

4. FACTS AND MATTERS RELIED UPON

Background

- 4.1 Dar Almisk was a retail kiosk occupying and operating from Unit 13085 in the Galleria Mall, Al Maryah Island, Abu Dhabi Global Market (the “Unit”).
- 4.2 Dar Almisk is a Branch of a Foreign Company, registered with the Dubai Department of Economic Development (“Dubai DED”) with commercial licence No. 6845211.
- 4.3 On 29 April 2022, Dar Almisk obtained its ADGM Licence permitting Dar Almisk to conduct the business activities of *Retail (Category C) - Retail sale of pharmaceutical and medical goods, cosmetic and toilet articles in specialized stores* from the Unit.
- 4.4 [REDACTED] is the sole registered director for Dar Almisk since its incorporation at ADGM.
- 4.5 On 28 April 2023, Dar Almisk’s ADGM Licence expired. However, Dar Almisk continued to carry on business activities and operate from the Unit without the required valid ADGM commercial licence well after its licence expired in contravention of section 1 of CLR 2015.

The Cease and Desist Letter

- 4.6 On 11 May 2023, the RA Enforcement Section issued a Cease and Desist Letter to Dar Almisk which required it to take action, by no later than 3:00 pm on 15 May 2023, to complete the necessary steps to obtain a valid ADCM commercial licence or cease conducting all economic activities from the Unit.
- 4.7 A copy of the Cease and Desist Letter was emailed to the director of Dar Almisk, [REDACTED], at 5:55 pm on 11 May 2023.
- 4.8 On 11 May 2023 at approximately 4:17 p.m., a hardcopy of the letter was also served on the retail location of Dar Almisk at the Unit, which was open for business. The letter was provided to [REDACTED] – Shop In charge.
- 4.9 On 18 May 2023, [REDACTED] responded via email informing the RA that Dar Almisk will renew its licence as soon as possible. He also explained that Dar Almisk is undergoing changes in its ownership and that some documents are not finalised which resulted in the delay in renewing its licence. He further requested extension until the end of May 2023 to finalise the renewal process.

- 4.10 On 18 May 2023, RA Enforcement staff called [REDACTED] advising him that there is no need for any documentation and that the licence renewal is an automated process that only requires renewal fees.
- 4.11 The RA Enforcement staff also responded to [REDACTED] via email informing him that Dar Almisk's grace period ends on 28 May 2023. Thus, Dar Almisk must renew its licence no later than 28 May 2023.
- 4.12 On 31 May 2023, a staff member of the RA Enforcement department attended the Unit and observed that it remained open for business. Enforcement staff advised Dar Al Almisk staff present that operating without a valid ADGM Licence may result in financial penalty.
- 4.13 On 31 May 2023, RA Enforcement staff sent an email to [REDACTED] informing him that the ADGM Licence was not renewed and Dar Almisk remains in contravention of the General Prohibition which could result in the imposition of financial penalties. A timeline of no later than 5:00 p.m. on 31 May 2023 was extended to Dar Almisk to renew its licence or cease conducting all economic activities from the Unit.
- 4.14 As of 3 November 2023, no response had been received from Dar Almisk. Dar Almisk does not hold a valid ADGM Licence and was operating from the Unit in contravention of section 1 of CLR 2015.
- 4.15 The Unit is no longer being rented by Dar Almisk, as of the date of this Notice.

5. CONTRAVENTIONS

- 5.1 Pursuant to section 1(1) of CLR 2015 *"no person may carry on a controlled activity unless they are (a) a licensed person or (b) an exempt person."*
- 5.2 Section 2 of CLR 2015 states that, for the purposes of CLR 2015, a "controlled activity" is one that falls within the description of an activity *"specified as a controlled activity in rules made by the Board"*. These rules are set out in the Commercial Licensing Regulations 2015 (Controlled Activities) Rules 2022 (the "Rules").
- 5.3 Under Rule 8 of the Rules, *"any economic activity, other than the activities specified in Rules 3, 4, 5, 6, and 7 is a controlled activity, if it is carried on by way of business."*
- 5.4 The economic activities that were being conducted by Dar Almisk and its employees from the Unit are a controlled activity pursuant to Rule 8 of the Rules.
- 5.5 To comply with section 1 of CLR 2015, an entity must obtain a valid ADGM commercial licence if it intends to conduct business in or from ADGM.
- 5.6 Based on the facts and matters noted above, the RA considers that Dar Almisk contravened section 1 of CLR 2015.
- 5.7 Pursuant to section 3 of CLR 2015, a person who commits a contravention of the general prohibition shall be liable to a fine up to level 6, which is up to USD 20,000.

6. SANCTION

Financial Penalty

- 6.1 In deciding to impose a financial penalty, the Registrar has taken into account the factors and considerations in the Registrar's Decision Procedures and Enforcement Manual (the "Manual").

Determination to impose a financial penalty

- 6.2 With reference to paragraph 4.7 of the Manual, the Registrar considers the following factors to be of relevance in deciding to impose a financial penalty against Dar Almisk:

4.7 To promote compliance with the Regulations and achieve the Registrar's objectives by:

- a. Penalising persons who have committed contraventions; and*
- b. Deterring persons that have committed or may commit similar contraventions.*

- 6.3 The Registrar has decided to impose a financial penalty due to the disregard of the Regulations and instructions of the Registrar, seriousness of the contravention and other circumstances.

Determination of the level of financial penalty

- 6.4 With reference to paragraph 4.8 of the Manual, the Registrar has taken into account the factors and considerations for determining the appropriate level of the financial penalty that it has decided to impose, which are set out as follows.

The seriousness of the contravention

- 6.5 The Registrar considers that the contravention of the General Prohibition is serious because Dar Almisk continued to carry on controlled activities from the Unit without a valid ADGM Licence even after it received the Cease and Desist Letter and being reminded that it was required to obtain a valid ADGM Licence.
- 6.6 Wilfully conducting business in ADGM without a valid ADGM Licence, permit or exemption undermines the integrity of the jurisdiction by failing to recognize the importance of the Regulations and the requirement of all retailers in the Galleria Mall to follow the instructions of the Registrar, particularly when there is a clear and continuous contravention of the General Prohibition.

Deliberate or reckless

- 6.7 The Registrar considers that the continued contravention of the General Prohibition by Dar Almisk after 28 May 2023 was deliberate, or at least reckless, given that Dar Almisk was made fully aware of the relevant regulation and its consequences.

Whether the person is an individual

- 6.8 This factor was not considered to be relevant.

Effect on third parties

- 6.9 This factor was not considered to be overly relevant.

Deterrence

- 6.10 Deterrence is one of the main purposes of taking enforcement action. That is, deterring persons who have committed contraventions from committing further contraventions, and deterring others from committing similar contraventions.
- 6.11 The penalty imposed must deter Dar Almisk and others from conducting controlled activities in or from ADGM when they do not possess a valid ADGM Licence or temporary permit.

Financial gain or loss avoided

- 6.12 Dar Almisk avoided paying the renewal fee to renew its ADGM Licence while continuing to conduct economic activity to gain financial profit.

Subsequent conduct

- 6.13 Dar Almisk repeatedly disregarded the RA's directions contained in the Cease and Desist Letter and other email communications by continuing to carry on controlled activities from the Unit well after its ADGM Licence expiry.

Disciplinary record and compliance history

- 6.14 The Registrar has not issued any other notices, nor is aware of any other previous concerns in relation to Dar Almisk.

Maximum Penalty

- 6.15 Pursuant to section 3 of CLR 2015, a person who commits a contravention of the General Prohibition under section 1 shall be liable to a fine not exceeding level 6 on the standard fines scale.
- 6.16 Level 6 on the standard fines scale equals USD 20,000.
- 6.17 Taking this and the preceding factors into account, the Registrar considers that a financial penalty of **USD 2,000** appropriately reflects the seriousness of the contravention.

7. PROCEDURAL MATTERS

Representations

- 7.1 On 3 November 2023, the Registrar issued Dar Almisk with a Warning Notice in which it proposed to impose on Dar Almisk financial penalties in the amount of USD 2,000 ("Warning Notice").
- 7.2 Dar Almisk was provided with an opportunity to make written representations regarding the Registrar's concerns and the actions proposed.
- 7.3 On 5 November 2023, Dar Almisk responded with the following points:

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- (a) The Unit was not in a suitable location to make a suitable income.
- (b) Dar Almisk was abruptly transferred from one location to another, which was smaller and further away from customers and increased its struggle to make payments.
- (c) These reasons led to Dar Almisk's bankruptcy and the closure of all its branches. They incurred many debts as a result.
- (d) A request to the Registrar to reconsider the fine proposed and to exempt Dar Almisk from such a fine, to help alleviate the losses they have incurred.

- 7.4 Having considered the points made by Dar Almisk, the Registrar is of the view that they did not directly address the contraventions raised in the Warning Notice, nor did Dar Almisk provide any verifiable evidence that payment of such proposed fine would cause it to suffer serious financial hardship.
- 7.5 On 13 November 2023, the Registrar responded to Dar Almisk providing clarification and inviting further representations with relevant evidence for the Registrar's consideration. To date, no further responses have been received from Dar Almisk.
- 7.6 Having considered the facts, matters, and circumstances of the contraventions above, the Registrar has decided to impose on Dar Almisk financial penalties in the total amount of USD 2,000.

Opportunity to Have the Matter Referred to the ADGM Courts

- 7.7 On 7 December 2023, the Registrar issued a Decision Notice to Dar Almisk pursuant to section 48 of the CLR 2015.
- 7.8 Under section 48 of the CLR 2015, Dar Almisk had the opportunity to refer the Decision Notice to the ADGM Courts. As of the date of this Notice, no referral has been made by Dar Almisk to the ADGM Courts.
- 7.9 As a referral was not made to the ADGM Courts for a review of the Decision Notice within the time period specified in the Decision Notice, the Registrar has proceeded to issue this Notice.

Payment of the financial penalty

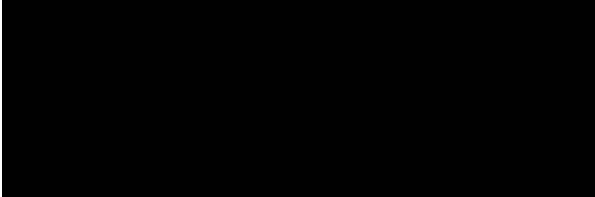
- 7.10 The financial penalty imposed by this Notice is to be paid by Dar Almisk on or before the date stated in the invoice attached with this Notice.
- 7.11 In the event that any part of the financial penalty remains outstanding on the date by which it must be paid, the obligation to make the payment is enforceable as a debt by the Registrar.
- 7.12 Payment of the financial penalty can be made by electronic funds transfer. The account details are listed in the invoice attached with this Notice.



Confidentiality and publicity

7.13 As this Notice has now been issued pursuant to section 51(5) of the CLR 2015, the Registrar must publish such information about the matter to which this Notice relates as it considers appropriate.

Signed:



Tim Land
Executive Director, Monitoring & Enforcement
Delegate of the Registrar
Registration Authority

ANNEXURE A

EXTRACTS OF THE REGULATIONS AND RULES REFERRED TO IN THIS NOTICE

EXTRACT OF THE COMMERCIAL LICENSING REGULATIONS 2015

1. The general prohibition

- (1) No person may carry on a controlled activity in or from the Abu Dhabi Global Market, or purport to do so, unless he is –
- (a) a licensed person; or
 - (b) an exempt person.
- (2) The prohibition is referred to in these Regulations as the general prohibition.
- (3) For the purposes of these Regulations –
- (a) a "licensed person" is a person who has a valid licence to carry on one or more controlled activities; and
 - (b) a "person" includes a natural person, body corporate or body unincorporated, a partnership, incorporated or unincorporated or other legal form not having separate legal personality.

2. Controlled activities

- (1) An activity is a controlled activity for the purposes of these Regulations if it falls within a description of activity specified as a controlled activity in rules made by the Board.
- (2) Such rules may specify the circumstances in which a person is to be regarded as carrying on (or purporting to carry on) a controlled activity in or from the Abu Dhabi Global Market.

3. Contravention of the general prohibition

- (1) A person who contravenes the general prohibition commits a contravention of these Regulations and shall be liable to a fine not exceeding level 6 on the standard fines scale.
- (2) In proceedings in respect of a contravention under subsection (1), it is a defence for the person accused of the contravention to show that he took all reasonable precautions and exercised all due diligence to avoid committing the contravention.
- (3) An agreement made by a person in the course of carrying on a controlled activity in contravention of the general prohibition shall not, by virtue of such contravention alone, be void or unenforceable.

41. Fines

- (1) If the Registrar considers that a licensed person has contravened a relevant requirement imposed on the person, it may impose on him a fine, in respect of the contravention, of such amount as it considers appropriate, provided such fine shall not exceed level 5 on the standard fines scale.
- (2) If the Registrar considers that a person has committed a contravention of an enactment or subordinate legislation, it may impose on him a fine of an amount not exceeding the maximum specified for such contravention in the relevant enactment or subordinate legislation.
- (3) A fine under this section is payable to the Registrar.

43. Proposal to take disciplinary measures

- (1) If the Registrar proposes –
- (a) to impose a fine on a person (under section 41); or
 - (b) to suspend the licence of a licensed person or impose a restriction in relation to the carrying on of a controlled activity by a licensed person (under section 42), it must give that person a warning notice.

(2) A warning notice about a proposal to impose a fine must state the amount of the fine.

(3) A warning notice about a proposal to suspend a licence or impose a restriction must state the period for which the suspension or restriction is to have effect.

44. Decision to take disciplinary measures

(1) If the Registrar decides –

(a) to impose a fine under section 41 (whether or not of the amount proposed); or

(b) to suspend a licence or impose a restriction under section 42 (whether or not in the manner proposed), it must without delay give the person concerned a decision notice.

(2) In the case of a fine, the decision notice must state the amount of the fine.

(3) In the case of a suspension or restriction, the decision notice must state the period for which the suspension or restriction is to have effect.

(4) If a Registrar decides to –

(a) impose a fine on a person under section 41; or

(b) suspend the licence of a licensed person, or impose a restriction in relation to the carrying on of a controlled activity by a licensed person, under section 42, that person may refer the matter to the court.

48. Decision notices

(1) A decision notice must –

(a) be in writing;

(b) give the reasons of the Registrar for the decision to take the action to which the notice relates;

(c) state whether section 53 applies;

(d) if that section applies, describe its effect and state whether any secondary material exists to which the person concerned must be allowed access under it; and

(e) give an indication of –

(i) any right to have the matter referred to the court which is given by these Regulations; and

(ii) the procedure on such a reference.

(2) If the decision notice was preceded by a warning notice, the action to which the decision notice relates must be action under the same provision as the action proposed in the warning notice.

(3) The Registrar may, before it takes the action to which a decision notice ("the original notice") relates, give the person concerned a further decision notice which relates to different action in respect of the same matter.

(4) The Registrar may give a further decision notice as a result of subsection (3) only if the person to whom the original notice was given consents.

(5) If the person to whom a decision notice is given under subsection (3) had the right to refer the matter to which the original decision notice related to the court, he has that right as respects the decision notice under subsection (3).

(6) In this Part, "decision notice" means a notice under sections 18(3), 20(2) or 44(1).

49. Notices of Discontinuance

(1) If the Registrar decides not to take –

(a) the action proposed in a warning notice given by it; or

(b) the action to which a decision notice given by it relates,

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it must give a notice of discontinuance to the person to whom the warning notice or decision notice was given.

(2) But subsection (1) does not apply if the discontinuance of the proceedings concerned results in the granting of an application made by the person to whom the warning or decision notice was given.

(3) A notice of discontinuance must identify the proceedings which are being discontinued.

51. Publication

(1) In the case of a warning notice, neither the Registrar nor a person to whom it is given or copied may publish the notice or any details concerning it.

(2) A person to whom a decision notice is given or copied may not publish the notice or any details concerning it unless the Registrar has published the notice or those details.

(3) A notice of discontinuance must state that, if the person to whom the notice is given consents, the Registrar may publish such information as it considers appropriate about the matter to which the discontinued proceedings related.

(4) A copy of a notice of discontinuance must be accompanied by a statement that, if the person to whom the notice is copied consents, the Registrar may publish such information as it considers appropriate about the matter to which the discontinued proceedings related, so far as relevant to that person.

(5) The Registrar must publish such information about the matter to which a decision notice or final notice relates as it considers appropriate.

(6) When a supervisory notice takes effect, the Registrar must publish such information about the matter to which the notice relates as it considers appropriate.

(7) The Registrar may not publish information under this section if, in its opinion, publication of the information would be –

- (a) unfair to the person with respect to whom the action was taken (or was proposed to be taken);
- (b) detrimental to the interests of participants of the Abu Dhabi Global Market; or
- (c) detrimental to the interests of the Abu Dhabi Global Market.

(8) Information is to be published under this section in such manner as the Registrar considers appropriate.

(9) For the purposes of determining when a supervisory notice takes effect, a matter to which the notice relates is open to review if –

- (a) the period during which any person may refer the matter to the court is still running;
- (b) the matter has been referred to the court but has not been dealt with;
- (c) the matter has been referred to the court and dealt with but the period during which an appeal may be brought against the court's decision is still running; or
- (d) such an appeal has been brought but has not been determined.

(10) "Notice of discontinuance" means a notice given under section 49.

(11) "Supervisory notice" has the same meaning as in section 54.

(12) A person, other than the Registrar, who contravenes subsections (1) or (2) shall be liable to a fine not exceeding level 3 on the standard fines scale.

53. Access to material

(1) If the Registrar gives a person ("A") a warning notice or a decision notice, it must –

- (a) allow him access to the material on which it relied in taking the decision which gave rise to the obligation to give the notice;
- (b) allow him access to any secondary material which, in the Registrar's opinion, might undermine that decision.

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(2) But the Registrar does not have to allow A access to material under subsection (1) if the material is excluded material or it –

(a) relates to a case involving a person other than A; and

(b) was taken into account by the Registrar in A's case only for purposes of comparison with other cases.

(3) The Registrar may refuse A access to particular material which it would otherwise have to allow him access to if, in its opinion, allowing him access to the material –

(a) would not be in the public interest; or (b) would not be fair, having regard to –

(i) the likely significance of the material to A in relation to the matter in respect of which he has been given a notice; and

(ii) the potential prejudice to the commercial interests of a person other than A which would be caused by the material's disclosure.

(4) If the Registrar does not allow A access to material because it is excluded material consisting of a protected item, it must give A written notice of –

(a) the existence of the protected item; and

(b) the Registrar's decision not to allow him access to it.

(5) If the Registrar refuses under subsection (3) to allow A access to material, it must give him written notice of - (a) the refusal; and (b) the reasons for it.

(6) "Secondary material" means material, other than material falling within paragraph (a) of subsection (1) which –

(a) was considered by the Registrar in reaching the decision mentioned in that paragraph; or

(b) was obtained by the Registrar in connection with the matter to which that notice relates but which was not considered by it in reaching that decision.

(7) "Excluded material" means material which is a protected item (as defined in section 56).

(8) This section does not apply to a warning notice under section 18(1) or 18(2) or a decision notice under section 18(3).

EXTRACT OF THE COMMERCIAL LICENSING REGULATIONS 2015 (CONTROLLED ACTIVITIES) RULES 2021**2. Controlled activities**

(1) For the purposes of the Regulations, any activity specified in Rules 3, 4, 5, 6, 7 and 8 is, subject to Rules 9, and 10, a controlled activity.

(2) Controlled activities specified in these Rules may be subdivided into "business activities" based on such classifications and sub-classifications as the Registrar may publish from time to time to supplement the operation of these Rules.

3. Financial services

Any of the activities specified in paragraphs 1 to 4 inclusive, 6 to 11 inclusive and 13 to 17 of Article 14 of the ADGM Founding Law is a controlled activity if it is carried on by way of business.

4. Legal services

(1) Providing legal services is a controlled activity if it is carried on by way of business.

(2) "Providing legal services" means the application of legal principles or judgement with regard to the circumstances of another person, including but not limited to –

- (a) giving legal advice or counsel to such a person as to his legal rights or the legal rights or responsibilities of others, whether or not under the law of the Abu Dhabi Global Market,
- (b) drafting or completion of legal documents or agreements which affect such a person's legal rights,
- (c) representation of such a person in court proceedings or in an administrative adjudicative procedure in which legal pleadings are filed or a record is established as the basis for judicial review, or
- (d) negotiation of legal rights or responsibilities on behalf of such a person, including participation in employment negotiations, arbitrations or conciliations, but excluding acting as a lay representative authorised by an administrative agency or tribunal, serving as a judge, mediator, arbitrator, conciliator or facilitator.

5. Accountancy services

(1) Providing accountancy services is a controlled activity if it is carried on by way of business.

(2) "Providing accountancy services" means the application of accounting principles or judgement with regard to the circumstances of another person, including but not limited to the following –

- (a) performing audit, examination, verification, investigation, certification, presentation or review of financial transactions and accounting records for such a person,
- (b) preparing or certifying reports on audits or examinations of books or records of account, balance sheets, and other financial, accounting and related documents for such a person, or
- (c) advising such a person on matters relating to accounting procedure and the recording, presentation or certification of financial information or data, including financial information or data required by any law for the time being in force in the Abu Dhabi Global Market.

6. Insolvency practitioner services

(1) Providing insolvency practitioner services is a controlled activity if it is carried on by way of business.

(2) "Providing insolvency practitioner services" means being appointed as or serving as in relation to a body corporate –

- (a) a receiver,
- (b) an administrative receiver,
- (c) an administrator,
- (d) an administrator of a Deed of Company Arrangement,

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(e) a liquidator, or

(f) a provisional liquidator, in each case under the Insolvency Regulations 2015.

7. Company services

(1) Providing company services is a controlled activity if it is carried on by way of business.

(2) "Providing company services" means providing any one or more of the following services–

(a) acting as an incorporation agent in connection with the incorporation or registration of bodies corporate in the Abu Dhabi Global Market,

(b) providing company services to any body corporate incorporated or registered under the Companies Regulations 2020 or the Foundations Regulations 2017,

(c) acting as a Registered Office Provider,

(d) providing directors, company secretaries, councillors, registered agent, or other officers to any body corporate incorporated or registered, or to be incorporated or registered, in the Abu Dhabi Global Market, or

(e) providing nominee shareholders of companies to any body corporate incorporated or registered in the Abu Dhabi Global Market, subject to paragraph (4) below.

(3) "Registered Office Provider" means the business activity of providing registered office services to any body corporate incorporated or registered, or to be incorporated or registered, in the Abu Dhabi Global Market.

(4) Persons who–

(a) conduct the business activity of acting as a Registered Office Provider, or

(b) advise on the incorporation and registration of, or provide nominee services to, bodies corporate within Abu Dhabi Global Market as an incidental part of conducting the business activities of financial services advisory activities, management consultancy, compliance consultancy, legal consultancy or accountancy, without providing any other company service set out in paragraph (2) above are not providing company services within the meaning of these Rules.

8. Other economic activities

Any economic activity, other than the activities specified in Rules 3, 4, 5, 6 and 7 is a controlled activity, if it is carried on by way of business.

9. General exclusions

(1) An individual does not carry on a controlled activity if he carries on an activity solely as an employee who is employed or appointed under a contract of service.

(2) A person does not carry on a controlled activity to the extent that he exercises a power or performs a duty or function –

(a) of a public nature,

(b) on behalf of a public authority, or

(c) in connection with public administration, law enforcement, government or regulation.

10. Exclusion for cross-border service providers

A person who carries on an activity falling within Rules 3, 4, 5, 6, 7 or 8 does not carry on a controlled activity in or from the Abu Dhabi Global Market if –

(a) he does not carry on the activity from a permanent establishment maintained by him in the Abu Dhabi Global Market, and

(b) he carries on the activity at the invitation of a person ordinarily resident, or with a permanent establishment, in the Abu Dhabi Global Market.

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