

## FOREIGN EXCHANGE ADMINISTRATION RULES DECLARATION FORM

TRANSACTION REFERENCE NO. :  
BENEFICIARY'S NAME :

### APPENDIX A REMITTANCE IN FOREIGN CURRENCY (INCLUDING THROUGH CONVERSION FROM RINGGIT)

#### PART ONE: DECLARATION BY RESIDENTS

##### A GENERAL DECLARATION

By submitting the remittance application:

1. I / We acknowledge and understand that:

(a) **"Domestic Ringgit Borrowing"** means Ringgit credit facility, financing facility, trade guarantee or guarantee for payment of goods, redeemable preference share, Islamic redeemable preference share, private debt security or Islamic private debt security in whatever name or form obtained by a resident from another resident excluding: -

- Trade credit terms extended by a supplier for all types of goods & services;
- Forward contract with a licensed onshore bank except a contract that involves:
  - exchanging or swapping of Ringgit or foreign currency debt obligation with another foreign currency debt obligation
  - exchanging or swapping of foreign currency debt obligation with a Ringgit debt obligation
- Performance guarantees or financial guarantees;
- One personal housing loan and one vehicle loan obtained from residents (for resident individuals only);
- Credit card & charge card facilities obtained from a resident (for resident individuals only);
- A borrowing obtained by a resident entity from another resident entity within its group of entities with parent-subsidiary relationship;
- Any credit facility or financing facility (including corporate credit cards and corporate charge cards), and other facility obtained by a resident entity, which is used for sundry expenses\* and employees' expenses\*\* only.

*\*Sundry expenses refer to expenses that are small in amount and infrequent including office supplies (e.g. stationaries), purchase of ancillary services (e.g. software and online subscription) and other minor expenses to facilitate daily business operations of the entity.*

*\*\*Employees' expenses refer to business-related expenses, which may include, but not limited to, travel (e.g. lodging and transportation), entertainment, health, insurance, Takaful and other employees' expenses other than for investment.*

- (b) A resident company is deemed to have Domestic Ringgit Borrowing if there is another resident company within its group of companies with parent-subsidiary relationship which has Ringgit borrowing.
- (c) **"Direct shareholder"** means a shareholder with at least 10% shareholding in a resident entity.
- (d) **"Foreign Currency Obligations"** means import payment (i.e. payment to non-resident seller/supplier/service provider), foreign currency loan repayment/financing obligations and/or current account transactions with non-resident (i.e. payment for trade in goods/services, fees, commission, royalties, income including wages, salaries, dividends, profits/interest).

- (e) The terms “**Borrowing**”, “**Loan**” and “**Lending**” appearing in this declaration will also be read as “financing” (where applicable) for Islamic banking products and services.
- (f) Reference to “**Bank**” in this declaration shall be reference to Standard Chartered Bank Malaysia Berhad or Standard Chartered Saadiq Berhad (as the context may require).
- 2. I / We shall abide to the limits mentioned herein or such other limits as may be varied or amended by Bank Negara Malaysia from time to time on the operation of the Trade Foreign Currency Account (“**Trade FCA**”) and Investment Foreign Currency Account (“**Investment FCA**”) or for foreign currency investments (onshore / abroad).
- 3. Any investment abroad is not for the purpose of buying or selling of foreign currency unless it is done through the authorized dealers and/or financial institutions permitted by Bank Negara Malaysia. The list of authorized dealers and financial institutions is published in Bank Negara Malaysia’s website: [http://www.bnm.gov.my/index.php?ch=fs\\_mfs&pg=fs\\_mfs\\_list&lang=en](http://www.bnm.gov.my/index.php?ch=fs_mfs&pg=fs_mfs_list&lang=en)

I / We hereby acknowledge and agree that it is my / our responsibility to ensure that any buying or selling of foreign currency is with authorized dealers and/or financial institutions permitted by Bank Negara Malaysia.

**B ADDITIONAL DECLARATIONS**

1. **CONVERSION OF RINGGIT MALAYSIA FOR PLACEMENT INTO FOREIGN CURRENCY ACCOUNT (EXCLUDING PLACEMENT INTO FOREIGN CURRENCY ACCOUNT OVERSEAS FOR PURPOSE OF EDUCATION/EMPLOYMENT ABROAD) OR INVESTMENT IN FOREIGN CURRENCY ASSETS**

(a) I / We hereby declare and confirm that: -

- Currently I / we **DO NOT** have any Domestic Ringgit Borrowing\*\* with any financial institutions in Malaysia and in the event I /we have any Domestic Ringgit Borrowing \*\*, I / we undertake to inform the Bank immediately; **OR**
- Currently I / we have Domestic Ringgit Borrowing\*\* with one or more financial institutions in Malaysia and the conversion from Ringgit Malaysia into foreign currency for crediting into Investment FCA or for investment in foreign currency assets will not cause any infringement to the investment limit as set below:

	<b>Investment Limit</b>
Residents (Individual*/Company) with NO Domestic Ringgit Borrowing	No limit
Resident Individuals* WITH Domestic Ringgit Borrowing	Up to RM1 million equivalent in aggregate per calendar year using funds from:  (i) conversion of Ringgit Malaysia; (ii) swapping of financial asset; and (iii) transfer from Trade FCA

Resident Companies WITH Domestic Ringgit Borrowing	<p>Up to RM50 million equivalent in aggregate per calendar year (calculated on a corporate group basis) from:</p> <ul style="list-style-type: none"> <li>(i) conversion of Ringgit Malaysia;</li> <li>(ii) foreign currency borrowing/financing from licensed onshore bank for purposes other than direct investment abroad;</li> <li>(iii) swapping of financial asset;</li> <li>(iv) transfer from Trade FCA</li> </ul>
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\*Reference to 'Individuals' includes sole proprietorship and general partnerships.

\*\* For Companies - Domestic Ringgit Borrowing is calculated on corporate group basis

I / We further undertake to inform the Bank in the event of subsequent changes to the status of my / our Domestic Ringgit Borrowing.

(b) For conversion from Ringgit for placement into **Trade FCA**, I / we hereby declare and confirm that the aggregate includes:

- (i) all conversion instructed by us hereunder (including reconversion of export proceeds, if any);
- (ii) credit balance in the Trade FCA that I/we maintain with the Bank and other licensed onshore banks; and
- (iii) outstanding forward contracts that we have entered into with the Bank and other licensed onshore banks for the purpose of hedging foreign currency obligation,

will not exceed total of 6 months of my/our Foreign Currency Obligations.

**2. CONVERSION OF RINGGIT MALAYSIA FOR PLACEMENT INTO FOREIGN CURRENCY ACCOUNT OVERSEAS FOR THE PURPOSE OF EDUCATION / EMPLOYMENT ABROAD**

I / We hereby confirm that the conversion from Ringgit and subsequent transfer to overseas account (in foreign currency) is for the purpose of:

- Education outside of Malaysia; **OR**  Employment outside of Malaysia

I / We hereby submit the documents as requested by the Bank to evident the education / employment abroad in compliance with the requirements set out by Bank Negara Malaysia.

**3. TRANSFER FROM TRADE FCA TO INVESTMENT FCA (BY RESIDENTS WITH DOMESTIC RINGGIT BORROWING)**

I / We hereby declare and confirm that the transfer from Trade FCA to my/our own Investment FCA will not cause any infringement to the investment limit as set out above.

**4. REMITTANCE IN FOREIGN CURRENCY TO RESIDENT FOR THE PURPOSE OF LOAN**

(a) **APPLICABLE TO RESIDENT INDIVIDUALS ONLY**

**Loan To Resident Individual**

I hereby declare and confirm that the resident is my immediate family member (husband/wife, parents, children, or siblings) and shall immediately provide all documents evidencing such relationship upon request by the Bank.

- Loan To Resident Company**  
I hereby declare and confirm that I am a direct shareholder of the resident company.

**(b) APPLICABLE TO RESIDENT COMPANY ONLY**

**Loan To Related/Subsidiary Resident Company**

We hereby declare and confirm that:

- We are the direct shareholder of the resident company; **OR**
- The resident company is within our group of companies

**5. REMITTANCE IN FOREIGN CURRENCY FOR THE PURPOSE OF LOAN REPAYMENT/ PREPAYMENT**

**(a) APPLICABLE TO RESIDENT INDIVIDUALS ONLY**

- Remittance to Resident/Non-Resident for Repayment / Prepayment of Loan From Immediate Family Member**

I hereby declare and confirm that the resident/non-resident is my immediate family member (husband/wife, parents, children, or siblings) and shall immediately provide all documents evidencing such relationship upon request by the Bank.

**(b) APPLICABLE TO RESIDENT COMPANY ONLY**

**(i) Remittance To Resident For Repayment / Prepayment of Loan**

- We hereby declare and confirm that the resident is:
- our direct shareholder; **OR**  a company is within our group of companies

**(ii) Remittance To Non-Resident For Repayment / Prepayment of Loan**

- We hereby declare and confirm that the non- resident is:
- our direct shareholder; **OR**  a company is within our group of companies

and not a special purpose vehicle/entity (SPV) and/or a non-resident financial institution

**6. REMITTANCE IN FOREIGN CURRENCY TO IMMEDIATE FAMILY MEMBER (BY RESIDENT INDIVIDUAL ONLY)**

**Payment To Resident Individual**

I hereby declare and confirm that the resident is my immediate family member (husband/wife, parents, children, or siblings) and shall immediately provide all documents evidencing such relationship upon request by the Bank

**PART TWO: DECLARATION BY NON RESIDENTS**

**1. REMITTANCE IN FOREIGN CURRENCY TO RESIDENT FOR THE PURPOSE OF LOAN**

**(a) APPLICABLE TO NON-RESIDENT INDIVIDUALS ONLY**

**Loan To Resident Individual**  
I hereby declare and confirm that:

the resident is my \*immediate family member; **OR**

the resident is NOT my immediate family member

(\*Immediate family member refers to husband/wife, parents, children, or siblings only)

**Loan To Resident Company**  
I hereby declare and confirm that:

I am a direct shareholder of the resident company; **OR**

I am NOT a direct shareholder of the resident company

**(b) APPLICABLE TO NON-RESIDENT COMPANY ONLY**

**Loan To Related / Subsidiary Resident Company**

We hereby declare and confirm that:

(i) we are the direct shareholder of the resident company OR the resident company is within our group of companies;

(ii) we are not a non-resident financial institution; and

(iii) we are not a special purpose vehicle/entity (SPV).

We / I hereby declare and confirm that the details provided above and in the documents submitted by us/me are true and correct. In case any of the information is found to be false, untrue, incorrect or misleading, we are / I am aware that we / I may be held liable for it.

**APPLICANT'S SIGNATURE:**

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**NAME**

The section is for Bank's Use Only	
Signature Verified By	
Signature	
Name	
PeopleSoft ID	