

**THE COLLECTIVE INVESTMENT SCHEMES (LICENSING) AMENDMENT  
REGULATIONS 2022**

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Draft

**The Collective Investment Schemes (Licensing) Regulations, 2022**  
*(Under section 30 and 31 of the Collective Investment Schemes Act 2003;*  
*Statute No. .... of .....*)

In exercise of the powers conferred on the Capital Markets Authority (“Authority”) by sections 30 and 31 of the Collective Investment Schemes Act 2003 (“Act”), these Regulations are made this \_\_\_\_\_ day of \_\_\_\_\_ 2022.

**PART 1 - PRELIMINARY**

**1. Citation**

These regulations may be cited as the Collective Investment Schemes (Licensing) Regulations 2022

**2. Interpretation**

- 1) “Act” means The Collective Investment Schemes Act, 2003
- 2) In these regulations, unless the context otherwise requires, any term defined in the Act shall have the meaning assigned to it by the Act.

**3. Application**

These regulations shall apply to licensing of a Collective Investment Scheme, an operator, authorized corporate director (ACD) and Trustee / Depository of a collective investment scheme.

**PART 11 – APPLICATION FOR A LICENSE**

**4. Application for license**

Application for a license shall be made to the Authority in the form 1, 2, 3 or 4 as specified in the first schedule in triplicate.

**5. Documents to accompany application**

The Application shall be accompanied by the following documents; -

- 1) In respect of an Investment Company with Variable Capital-
  - a) The draft Instrument of Incorporation which shall comply with the requirements under Part 1 of Schedule 1 to the Act and Part 2 of the Collective Investment Schemes (Investment Companies with Variable Capital) Regulations
  - b) Prospectus which shall contain the Information specified in part 11 of Schedule 1 to the Act and Part 3 of the Collective Investment Schemes (Investment Companies with Variable Capital) Regulations 2004
  - c) Memorandum and Articles of association which should allow for free transfer of shares
  - d) A statement of the particulars of the directors of the company
  - e) Details as to the corporate name and registered or principal office of the depository of the scheme
  - f) A statement of the proposed company's head office
  - g) Bank reference Two professional or business references and a letter of consent to act as Authorised Corporate Director
  - h) Letter of consent to act as a depository
  - i) The prescribed fees
  - j) Letter of consent to act as auditor
  
- (2) In respect of a Unit Trust Scheme
  - a) The Trust Deed which shall comply with the requirements under part 111 of Schedule 1 to the Act and Part 11 of the Collective Investment Schemes (Unit Trusts) Regulations

- b) The Scheme particulars which shall contain the matters specified in Part IV of Schedule 1 to the Act and Part 3 of the Collective Investments Schemes (Unit Trusts) Regulations 2022
  - c) A statement of the corporate name and registered office of the manager (operator)
  - d) A statement of the corporate name and registered or principal office of the trustee
  - e) Letter of consent to act as a trustee
  - f) Letter of consent to act as a manager
  - g) The prescribed fees
  - h) Letter of consent to act as auditor
- (3) In respect of a Unit Trust Manager
- (a) Instrument of incorporation
  - (b) Memorandum and articles of association
  - (c) A statement of the corporate name, registered office and principal place of business
  - (d) A statement of the particulars of the directors of the company
  - (e) The address of a place in Uganda for the service of the applicant of any notice or other document required or authorized to be served on him or her under the Act and the Regulations thereto
  - (f) Evidence of minimum net capital of Uganda Shillings Two Hundred Million
  - (g) Certified audited financial statements and auditors report for the preceding three years where applicable
  - (h) A detailed statement of the applicant's assets and liabilities

- (i) Notice of the place at which the register of interests in securities is to be kept as required under Regulation 20
  - (j) The prescribed fees
  - (k) Bank reference
  - (l) Two professional or business references
  - (m) Specify any other activities other than in relation to the scheme which the manager proposes to be engaged in
  - (n) A statement of the individual name and address or statement of the corporate name, registered office and principal place of business of any controller/s of the body corporate
  - (o) Letter of consent to act as auditor
- (4) In respect of an Authorised Corporate Director
- (a) Instrument of incorporation
  - (b) Memorandum and articles of association
  - (c) A statement of the corporate name, registered office and principal place of business
  - (d) A statement of the particulars of the directors of the company
  - (e) The address of a place in Uganda for the service of the applicant of any notice or other document required or authorized to be served on him or her under the Act and the Regulations thereto
  - (f) Evidence of minimum net capital of Uganda Shillings Two Hundred Million
  - (g) Certified audited financial statements and auditors report for the preceding three years where applicable
  - (h) A detailed statement of the applicant's assets and liabilities
  - (i) Notice of the place at which the register of interests in securities is to be kept as required under Regulation 20

- (j) The prescribed fees
  - (k) Bank reference
  - (l) Two professional or business references
  - (m) Specify any other activities other than in relation to the scheme which the ACD proposes to be engaged in
  - (n) A statement of the individual name and address or statement of the corporate name, registered office and principal place of business of any controller/s of the body corporate
  - (o) Letter of consent to act as auditor
- (5) In respect of a Depository / Trustee;
- (a) Instrument of incorporation
  - (b) Memorandum and articles of association
  - (c) Statement of assets and liabilities
  - (d) A statement of the corporate name, registered office and principal place of business
  - (e) A statement of the particulars of the directors of the company
  - (f) Audited financial statements and auditors report for the preceding three years
  - (g) A certificate of no objection from its regulatory body
  - (h) The address of a place in Uganda for the service of the applicant of any notice or other document required or authorized to be served on him or her under the Act and the Regulations thereto
  - (i) Bank reference
  - (j) Two professional or business references
  - (k) A statement of the individual name and address or statement of the corporate name, registered office and

principal place of business of any controller of the body corporate.

(l) The prescribed fees

(6)

**6. Eligibility to make application**

An application for licensing under regulations 1 - 5 above may only be made by a body corporate and, in the case of an application to be licensed as a trustee or depositary may only be made by a bank as defined in the Financial Institutions or an insurance company as defined in the Insurance Act.

**7. Statement of financial resources**

Each application for a license or renewal of a license shall be accompanied by a detailed statement of the financial, personnel, systems and other relevant resources available to the applicant to undertake the business under the licence.

**8. Additional information to accompany application**

An applicant shall provide any other information, which the Authority may require in the consideration of an application.

**9. Exemptions**

The Authority may, for justifiable cause, exempt an applicant from any or all the requirements of this part and prescribe other requirements for such applicant.

**10. Alteration of facts contained in the application**

An applicant for a license shall, immediately upon the decision to make the alteration, or as the case may be, immediately upon the occurrence of the relevant event, give written notice to the Authority of—

- (a) any proposed alteration to; or
- (b) the occurrence of any event which an applicant knows affects or may affect in a material respect,

any matter in respect of which information was supplied or required to be supplied by him or her to the Authority in relation to his or her application, being a proposal or event made or occurring since the lodging of the application and prior to a decision on the application by the Authority.

**11. Directions in form**

A form prescribed by these regulations shall be in accordance with the directions specified in the form

### **12. Manner of application**

An application for a license or renewal of a license in the form prescribed, together with any relevant annexure, shall be enclosed in a sealed envelope and lodged with the Authority

### **13. Compliance with requirements**

An applicant for a license shall comply with such requirements as may be determined by the Authority

## **PART 111 – FEES**

### **14. Application fee**

- (1) An applicant for a licence shall pay the following fees prescribed by the Minister by statutory instrument; -
  - (i) a non refundable licence application fee.
  - (ii) an annual licence fee for an Investment Company with Variable Capital company and Unit Trust Scheme
  - (iii) an annual licence fee for an Authorised Corporate Director / Unit Trust Manager
  - (iv) an annual licence fee for a trustee / depositary
- (2) The Authority shall not consider any application made under these Regulations if it is not accompanied by the license fees Prescribed

## **PART IV - GRANT OF LICENSE**

### **15. Grant of licence**

- (1) The Authority shall consider an application and inform the applicant of its decision within six months after the application has been lodged with it; except that where further information has been required in accordance with regulation 7 (3), the period of six months shall be calculated from the time that the required information is submitted to the Authority.
- (2) If no decision is made by the Authority within the period stated in sub regulation (1), the Authority shall immediately notify the applicant of the reasons for the delay.

### **16. Refusal to grant license**

- (1) Where the Authority proposes to refuse an application for a licence it shall give the applicant written notice of its intention to do so, stating the reasons for which it proposes refuse the application and giving particulars of the rights conferred in subsection (2)
- (2) A person on whom notice is served under subsection (1) may within 21 days after service, make written representations to the Authority and, if desired, oral representations to a person appointed for that purpose by the Authority
- (3) The Authority shall have regard to any representations made in accordance with subsection (2) in determining whether to refuse the application

#### **17. Form of licence**

A licence granted by the Authority shall be in the forms set out in the second schedule.

#### **18. General conditions**

It shall be a condition of every license that—

- (1) the license shall be personal to the applicant and shall not be transferable;
- (2) the applicant for the license shall, immediately upon the making of a decision to make the alteration or, as the case may be, immediately upon the occurrence of the relevant event, give written notice to the Authority of—
  - (a) any proposed alteration to; or
  - (b) the occurrence of any event which he or she knows affects or may affect in any material respect,
  - (c) any matter in respect of which he or she has supplied or was required to supply information to the Authority in the course of his or her application for that license;

- (3) the applicant shall immediately upon the occurrence of the change, give written notice to the Authority of any change in the management staff and, where the applicant is a company, any change in the directors of the company;

- (4) applicant shall comply with any directions which may be given by the Authority in respect of a proposed alteration or occurrence

of the event or change notified to the Authority under paragraph (b) or (c) of this regulation;

- (5) a licensee shall not carry on, or hold himself or herself out as carrying on any business other than that permitted by his or her license

**19. Notification to the Authority**

A licensed person shall communicate to the Authority notices of;

- (i.) change in the principal place of business in form 4 set out in the fourth schedule and,
- (ii.) cessation of business if form 8 set out in the fourth Schedule

**20. Register of interests in securities.**

- (1) An authorized corporate director and an operator shall maintain a register and notify the Authority Particulars of the securities in which they have an interest including the place at which they keep the register of their interests in securities.
- (2) The notice in (1) above shall be in writing in the form 9 set out in the fourth schedule
- (3) In this section, a reference to securities is a reference to securities of a body that is a public company within the meaning of the Companies Act or securities which are quoted on a stock exchange

**PART V – RENEWAL OF LICENCE**

**21. Application for renewal of a License**

**22. An application for renewal of a license shall be made to the Authority not later than thirty days before the expiration of the license in the form 3 set out in the Third Schedule and shall be accompanied by the prescribed annual licence fee Condition for renewal of a licence**

In determining whether to renew a licence, the Authority shall consider the extent of compliance by the applicant to the ‘Act’ and the Regulations made there under

**PART v1 – NON COMPLIANCE**

**23. Obligation to comply with Regulations**

A licensed person shall in the conduct of their business comply with the “Act” and the regulations made there under

**24. Non compliance**

Where a licenced person fails to comply with the requirements under the Act and the Regulations there under, the Authority may exercise its powers of intervention under Section 40 of the Act to withdraw or suspend the Licence

## **PART V11 —MISCELLANEOUS.**

### **25. Misplacement of licence**

Where the Authority is satisfied that a license has been inadvertently lost, destroyed or defaced, the Authority shall replace the license on payment by the licensee of the fee prescribed in the second Schedule.

### **26. Display of licence**

- (1) Every holder of a license granted under form 5 of the first schedule shall display his or her license at all premises in which he or she transacts with the public the securities business authorised by the license.
- (2) The requirement in sub regulation (1) shall not be taken to be satisfied unless the license is displayed in such a manner as to be readily visible to the public.

## SCHEDULES

### FIRST SCHEDULE

(Regulation 4)

#### FORM 1

#### THE COLLECTIVE INVESTMENTS SCHEMES ACT 2003

#### THE COLLECTIVE INVESTMENTS SCHEMES (LICENSING) REGULATIONS, 2022.

#### APPLICATION FOR A LICENCE FOR A UNIT TRUST SCHEME

Notes:

If space is insufficient to provide details, please attach annexure(s). Any annexure should be identified as such and signed by the signatory to this application.

(5) Name of Scheme: .....

(6) Proposed Unit Trust Manager of Scheme .....

(7) Attach:

- (a) The Trust Deed which shall comply with the requirements under part 111 of Schedule 1 to the Act and Part 11 of the Collective Investment Schemes (Unit Trusts) Regulations
- (b) Scheme rules
- (c) The Scheme particulars which shall contain the matters specified in Part 1V of Schedule 1 to the Act and Part 3 of the Collective Investments Schemes (Unit Trusts) Regulations
- (d) A statement of the corporate name and registered office of the manager (operator)
- (e) Letter of consent to act as a manager
- (f) A statement of the corporate name and registered or principal office of the trustee
- (g) Letter of consent to act as a trustee
- (h) The prescribed fees
- (i) Letter of consent to act as auditor of scheme

(5) I am aware of the provisions of section 79 of the Collective Investments Schemes Act relating to false statements made in applications.

(6) I declare that all information given in this application and in the attached annexures is true and correct.

Date .....

†Signature.....  
(Name of Applicant/Director/Secretary\*)  
\*Delete whichever is inapplicable.

Draft

## SCHEDULES

### FIRST SCHEDULE

(Regulation 4)

#### FORM 2

#### THE COLLECTIVE INVESTMENTS SCHEMES ACT 2003

#### THE COLLECTIVE INVESTMENTS SCHEMES (LICENSING) REGULATIONS, 2022

#### APPLICATION FOR A LICENCE FOR AN INVESTMENT COMPANY WITH VARIABLE CAPITAL

Notes:

If space is insufficient to provide details, please attach annexure(s). Any annexure should be identified as such and signed by the signatory to this application.

(1) Name of Scheme: .....

(2) Proposed ACD of Scheme .....

(3) Attach:

- (a) The draft Instrument of Incorporation which shall comply with the requirements under Part 1 of Schedule 1 to the Act and Part 2 of the Collective Investment Schemes (Open Ended Investment Companies) Regulations
- (b) Prospectus which shall contain the Information specified in part 11 of Schedule 1 to the Act and Part 3 of the Collective Investment Schemes (Open Ended Investment Companies) Regulations
- (c) Memorandum and Articles of association which should allow for free transfer of shares
- (d) A statement of the corporate name and registered office of the ACD (operator)
- (e) Letter of consent to act as ACD
- (f) A statement of the corporate name and registered or principal office of the depositary
- (g) Letter of consent to act as depositary
- (h) The prescribed fees
- (i) Letter of consent to act as auditor of scheme

To be completed by applicant company except where indicated otherwise:

(4) Particulars of Directors

	Names	Address	Citizenship	Qualifications	Experience
(i.)					
(ii.)					
(iii.)					
(iv.)					
(v.)					

(5) Each Director other than the ACD should complete sections 5 – 9 below:

- (a) Name .....
- (b) Date of birth.....
- (c) Occupation.....
- (d) Address.....
- (e) Address, telephone and fax numbers of principal place at which the business of the director is carried on.....
- (f) Academic and Professional qualifications.....

(6) Does the director have an interest in one or more shares in any company the shares of which are quoted on a securities exchange, the aggregate of the nominal amount of which constitutes not less than 5% of all the issued shares of the company?..... If so, please give details.....

(7) Has the director within the past 10 years either in Uganda or abroad —

- (i.) been a member or partner in a member firm of a securities exchange?
- (ii.) carried on business under any name other than the name or names shown in this application?
- (iii.) been censured or disciplined by any professional body; society or association of which he was or is a member? (If "Yes", attach annexure giving details, including name of the professional body, society or association).
- (iv.) been convicted of any offence other than a traffic offence in Uganda ~~or elsewhere~~ or are there any proceedings now pending which may lead to such a conviction? (If "Yes" attach annexure giving full details of the convictions or proceedings.) .....

(8) I am aware of the provisions of section 79 of the Collective Investments Schemes Act relating to false statements made in applications

(9) I declare that all information given in this application and in the attached annexures (~~if any~~) is true and correct.

Date .....

Signature.....  
(Name of Director)

On behalf of the applicant

Date .....

†Signature.....  
(Director/Secretary\*)

\*Delete whichever is inapplicable.

Draft

**FORM 3**

**THE COLLECTIVE INVESTMENTS SCHEMES ACT 2003**

**THE COLLECTIVE INVESTMENTS SCHEMES (LICENSING)  
REGULATIONS, 2022.**

**APPLICATION FOR A LICENCE FOR AN AUTHORISED CORPORATE  
DIRECTOR OR UNIT TRUST MANAGER**

Notes:

If space is insufficient to provide details, please attach annexure(s). Any annexure should be identified as such and signed by the signatory to this application.

(1) Type of licence required (Tick whichever is applicable)

a. Authorised Corporate Director

b. Unit Trust Manager

(2) (a) Is the business indicated in (1) above the core principal business carried on by the applicant? Yes / No

(b) If no in (a) above indicate other businesses the applicant is engaged in or proposes to be engaged in

(3) Indicate area of proposed business for which the operator requires a licence—

**PART I—COMPANIES**

(4)

(a) (a) Name of company.....

(b) Registered office.....

(c) Date and place of incorporation .....

(d) Address, telephone and fax numbers of principal place at which the business of the applicant is to be carried on.....

(5) Details of capital structure—

(i.) Authorised capital, Ug. Shs.....

(ii.) Paid up capital, Ug. Shs.....

(iii.) Types of shares issued.....

(iv.) Restrictions on share transfers

(6) Details of Shareholders:

	Name	Address	Amount of Shares Held	Date of Acquisition
(i.)				
(ii.)				
(iii.)				
(iv.)				
(v.)				

(7) Particulars of Directors

	Names	Address	Citizenship	Qualifications	Experience
(vi.)					
(vii.)					
(viii.)					
(ix.)					
(x.)					

(8) Details of Key Officers

	Name	Educational Qualifications	Professional Qualifications
(i.)			
(ii.)			

Set out the name and address of each person who, directly or indirectly, exercises or has power to exercise a controlling influence over the management and policies of the applicant other than those shown as Directors.

**PART II—DIRECTORS AND KEY OFFICERS**

(9) Each Director and Key Officer should complete sections 9 - 13

(g) Name .....

(h) Date of birth.....

(i) Occupation.....

(j) Address.....

(k) Address, telephone and fax numbers of principal place at which the business of the applicant is to be carried on.....

(l) Academic and Professional qualifications.....

(10) Does the applicant have an interest in one or more shares in any company the shares of which are quoted on a securities exchange, the aggregate of the nominal amount of which constitutes not less than 5% of all the issued shares of the company?..... If so, list.....

(11) Has the applicant within the past 10 years in Uganda or abroad —

(v.) been a member or partner in a member firm of a securities exchange?

(vi.) carried on business under any name other than the name or names shown in this application?

(vii.) been censured or disciplined by any professional body; society or association of which he was or is a member? (If "Yes", attach annexure giving details, including name of the professional body, society or association).

(viii.) been convicted of any offence other than a traffic offence ~~in Uganda or elsewhere~~ or are there any proceedings now pending which may lead to such a conviction? (If "Yes" attach annexure giving full details of the convictions or proceedings.) .....

(12) I am aware of the provisions of section 79 of the Collective Investments Schemes Act relating to false statements made in applications.

(13) I declare that all information given in this application and in the attached annexure (if any) is true and correct.

Date .....

Signature.....

Job Title .....

### PART III

(14) To be completed by all applicants

- a. State the type of clients with whom the applicant proposes to do business;
- b. Describe in detail the organisational structure and internal control procedures which the applicant has adopted or proposes to adopt for the proposed business;
- c. State in detail the experience of the applicant and his management staff in the proposed business.

(15) State in detail the activity and the manner in which the applicant proposes to conduct the business for which the applicant requires a licence.

(16) Is ~~the applicant~~ or any Director or Secretary of the applicant company, a Director of any company in Uganda or elsewhere? Yes/No if Yes, give details of—

- (a) names of companies;
- (b) places of incorporation; and
- (c) dates of appointment.

(17) Has the applicant or any, Director or Secretary of the applicant company within the past 10 years—

- (a) been licensed or registered in any place under any law which requires licensing or registration in relation to the proposed business?.....
- (b) been licensed, registered or otherwise authorised by law to carry on any trade, business or profession in any place?.....
- (c) been refused the right or restricted in its or his right to carry on any trade, business or profession for which a specific licence, registration or other authority is required by law in any place?.....
- (d) been known by any name other than the name or names shown in this application?.....
- (e) had judgement including findings in relation to fraud, misrepresentation or dishonesty been given against him in any civil proceedings, in Uganda or elsewhere? (If "yes": using an annexure, give full details, including whether judgement is unsatisfied).....

(f) been declared bankrupt or compounded with or made an arrangement for the benefit of his creditors, in Uganda or elsewhere?.....

(g) been engaged in the management of any company other than those referred to in answer to question 11?.....

(h) been refused a fidelity or surety bond in Uganda or elsewhere?.....

(18) Set out below, details of ~~the applicant's or of each~~, Director and Secretary and Key Officer of the applicant company employment and business activities, during the previous 10 years.

Name of individual applicant or director or secretary of applicant company	Name and address of employer	Nature of business or activity	Description of duties in relation to the employment	Period of employment or activity (give exact dates)

(19) For each person named in 18 above, set out additional information (including any formal qualifications or training and the name of the institution that conducted the course) considered relevant to this application.

(20) Set out below details of two persons (who are not related to the applicant, and neither of whom shall have any interest in the success or otherwise of this application) with whom ~~the applicant or~~ each Director or Secretary or Key Officer of the applicant company has had regular contact over the past five years and of whom the Authority may inquire regarding the applicant's character and reputation.

	Name	Address	Occupation
(i.)			
(ii.)			

(21) I am aware of the provisions of section 79 of the Collective Investments Schemes Act relating to false statements made in applications.

(22) I declare that all information given in this application and in the attached annexure (if any) is true and correct.

Date .....

†Signature.....

(Name of ~~Applicant~~/Director/Secretary\*)

\*Delete whichever is inapplicable.

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**FORM 4**

**THE COLLECTIVE INVESTMENTS SCHEMES ACT 2003**

**THE COLLECTIVE INVESTMENTS SCHEMES (LICENSING)  
REGULATIONS, 2022.**

**APPLICATION FOR A LICENCE FOR A DEPOSITARY OR A TRUSTEE OF  
A COLLECTIVE INVESTMENT SCHEME**

Notes:

If space is insufficient to provide details, please attach annexure(s). Any annexure should be identified as such and signed by the signatory to this application.

(1) Type of licence required (Tick whichever is applicable)

c. Depositary

d. Trustee

(2) (a) Is the business indicated in (1) above the core principal business carried on by the applicant? Yes / No

(b) If no in (a) above indicate other businesses the applicant is engaged in or proposes to be engaged in

(3) Indicate area of proposed business for which the operator requires a licence—

(4) A statement of the corporate name, registered office and principal place of business

(5) Particulars of Directors

	Names	Address	Citizenship	Qualifications	Experience
(xi.)					
(xii.)					
(xiii.)					
(xiv.)					
(xv.)					

(6) Details of Key Officers

Name	Educational Qualifications	Professional Qualifications
------	----------------------------	-----------------------------

(iii.)

(iv.)

(7) State the type of clients with whom the applicant proposes to do business;

(8) Describe in detail the organisational structure and internal control procedures which the applicant has adopted or proposes to adopt for the proposed business;

(9) State in detail the experience of the applicant and his management staff in the proposed business.

(10) State in detail the activity and the manner in which the applicant proposes to conduct the business for which the applicant requires a licence.

(11) Has any Key Officer of the trustee or depositary division of the applicant company within the past 10 years in Uganda or elsewhere —

(a) been licensed or registered in any place under any law which requires licensing or registration in relation to the proposed business?.....

(b) been licensed, registered or otherwise authorised by law to carry on any trade, business or profession in any place?.....

(c) been refused the right or restricted in its or his right to carry on any trade, business or profession for which a specific licence, registration or other authority is required by law in any place?.....

(d) been known by any name other than the name or names shown in this application?.....

(e) had judgement including findings in relation to fraud, misrepresentation or dishonesty been given against him in any civil proceedings? (If "yes": using an annexure, give full details, including whether judgement is unsatisfied) .....

(f) been declared bankrupt or compounded with or made an arrangement for the benefit of his creditors? .....

(g) been engaged in the management of any company other than those referred to in answer to question 11?.....

(h) been refused a fidelity or surety bond in Uganda or elsewhere?.....

*Note: assume banking or insurance regulator will have asked same questions re directors and shareholders so have not requested this here.*

(12) Set out below, details of Key Officers of the trustee or depositary division of the applicant company employment and business activities, during the previous 10 years.

Name of individual applicant or director or secretary of applicant company	Name and address of employer	Nature of business or activity	Description of duties in relation to the employment	Period of employment or activity (give exact dates)

(13) Set out additional information concerning those named in 12 above (including any formal qualifications or training and the name of the institution that conducted the course) considered relevant to this application.

(14) Set out below details of two persons (who are not related to the applicant, and neither of whom shall have any interest in the success or otherwise of this application) with whom the applicant company has had regular contact over the past five years and of whom the Authority may inquire regarding the applicant's character and reputation.

Name                      Address                      Occupation

- (i)
- (ii)

(15) Attach:

- (a) Instrument of incorporation
- (b) Memorandum and articles of Association
- (c) Statement of assets and liabilities
- (d) Audited financial statements and auditors report for the preceding three years

- (e) A certificate of no objection from its regulatory body
- (f) The address of a place in Uganda for the service of the applicant of any notice or other document required or authorized to be served on him or her under the Act and the Regulations thereto
- (g) A statement of the individual name and address or statement of the corporate name, registered office and principal place of business of any controller of the body corporate.
- (h) Bank reference
- (i) The prescribed fees

(16) I am aware of the provisions of section 79 of the Collective Investments Schemes Act relating to false statements made in applications.

(17) I declare that all information given in this application and in the attached annexure (if any) is true and correct.

Date .....

†Signature.....  
(Name of Director/Secretary\*)

\*Delete whichever is inapplicable.

**SECOND SCHEDULE**

**(Regulation 17)**

**FORM 5**

**THE COLLECTIVE INVESTMENT SCHEMES ACT 2003**

**COLLECTIVE INVESTMENT SCHEMES (LICENSING) REGULATIONS 2022**

**LICENCE**

THIS LICENCE is granted to.....

(name)

of

.....

...

(address)

and authorises the said person to conduct or carry on the business of  
.....(type of business) in Uganda for a period of one year  
beginning.....and ending.....(both dates inclusive).

THIS LICENCE is issued subject to observance of the requirements of the Collective Investment Schemes Act 2003, the Regulations and Rules made there under and such conditions as may be stipulated by the Authority.

Date .....

Licence No. ....

.....

Board Secretary  
Capital Markets Authority

Chief Executive  
Capital Markets Authority

**THIRD SCHEDULE**

COLLECTIVE INVESTMENT SCHEMES ACT 2003

COLLECTIVE INVESTMENT SCHEMES (LICENSING) REGULATIONS 2022

APPLICATION FOR RENEWAL OF A LICENCE.

Application is made for the renewal of—[Note under s.29 of Act that only operators apply for renewal of license]

- (a) Authorized Corporate Director
- (b) Unit Trust Manager

and the following statements are made in respect of the applicant—

- 1. (a) Applicant's name: .....
- (b) Licence No: .....
- (c) Expiry date of licence: .....

2. Please complete the following—(Answer "Yes" or "No" in space provided. If "Yes" attach annexure giving all relevant particulars.)

- (a) Since the last application— \*Delete whichever is inapplicable
  - (i.) Has there been a change in the shareholders of the applicant?..... Yes/No\*... If yes, give details
  - (ii.) Has there been a change in the applicant's directors, key officers, secretary, senior management personnel or external auditor?..... Yes/No\*... If yes, give details
  - (iii.) Has the applicant or any of its directors or its secretary or key officers been suspended from membership of any securities exchange or otherwise disciplined by a securities exchange? ..... Yes/No\*... If yes, give details
  - (iv.) Have any of the applicant's directors been a director of any company other than those referred to in the last application? ..... Yes/No\*... If yes, give details

- (v.) Has the applicant or any of the applicant's directors, key officers or shareholders had judgement including findings in relation to fraud, misrepresentation or dishonesty been given against him in any civil proceedings? (If "yes": using an annexure, give full details, including whether judgement is unsatisfied)..... Yes/No\*... If yes, give details
- (vi.) Has the applicant or any of the applicant's directors, key officers or shareholders been declared bankrupt or compounded with or made an arrangement for the benefit of his creditors? .... Yes/No\*... If yes, give details
- (vii.) Has the applicant or any of the applicants directors, key officers or shareholders been refused the right or restricted in its or his right to carry on any trade, business or profession for which a specific licence, registration or other authority is required by law in any place?..... Yes/No\*... If yes, give details
- (viii.) : Has the applicant taken any disciplinary action against any of its representatives? ..... Yes/No\*... If yes, give details
- (ix.) : Has the applicant received any complaint against any of its representatives? ..... Yes/No\*... If yes, give details
- (x.) : Has the applicant undertaken to conduct any material new business activity? Yes/No\*... If so, state the nature of the activity.....

(b) Please furnish details of any other event which has occurred which is likely to have a significant effect on the applicant's business during the currency of the licence if granted (including any legal claim against the applicant.)

We\* declare that all information given in this application and in the attached annexure (if any) is true and correct.

Date:.....

Signature.....

(Name of Director/Secretary\*)

\*Delete whichever is inapplicable.

#### **FOURTH SCHEDULE**

**FORM 7**

**Regulation 19(1)**

**COLLECTIVE INVESTMENTS SCHEMES ACT 2003**

**COLLECTIVE INVESTMENT SCHEMES (LICENSING) REGULATIONS,  
2022**

**NOTICE OF CHANGE OF PRINCIPAL PLACE OF BUSINESS.**

1. Name of Licensee:.....
2. (a) Type of licence held.....  
(b) Licence Number.....
3. (a) Former address of place of business:.....  
(b) New address of place of business:.....  
(c) Date of change of place of business:.....

Date: .....

Signature:.....

Name .....

**FORM 8**

**(Regulation 19 (2))**

**THE COLLECTIVE INVESTMENTS SCHEMES ACT 2003**

**THE COLLECTIVE INVESTMENT SCHEMES (LICENSING)  
REGULATIONS, 2022**

**NOTIFICATION OF CESSATION OF BUSINESS.**

1. Name of Licensee:.....

2. (a) Type of licence held :.....

(b) Licence Number:.....

3. Notice is hereby given that on the..... day of ..... 20.....  
business ceased to be carried on in Uganda by the above licensee in respect of which he  
was licensed to carry on business.

Date:.....

Signature:.....

Name:.....

**FORM 9**

**(Regulation 20)**

**THE COLLECTIVE INVESTMENTS SCHEMES ACT 2003**

**THE COLLECTIVE INVESTMENT SCHEMES (LICENSING)  
REGULATIONS 2022**

**NOTICE OF PLACE AT WHICH REGISTER IS TO BE KEPT AND NOTICE  
OF CHANGE OF PLACE AT WHICH REGISTER IS KEPT.**

**Part I — Place at which register is to be kept**

- 1. Name:.....
- 2. Licence applied for .....
- 3. Place at which register is to be kept:.....
- 4. Date of commencement of keeping register.....

**Part II —Change of place at which the register is to be kept**

- 5. New address of place at which register is kept.:.....
- 6. Date of change of address of place at which register is  
Date:.....
- Signature:.....
- Name:.....
- Capacity:.....

Complete both Parts I and II only if place at which register is kept has changed.

**JACQUELINE KOBUSINGYE OPONDO,**  
Chairperson, Capital Markets Authority