



FEDERAL SUBSIDIARY LEGISLATION

LABUAN FINANCIAL SERVICES AUTHORITY ACT 1996 [ACT 545]

P.U. (A) 495/2012

LABUAN FINANCIAL SERVICES AUTHORITY (PROCESSING AND APPROVAL FEES) (LABUAN FINANCIAL INSTITUTIONS) ORDER 2012

Incorporating latest amendment – P.U. (A) 326 of the year 2014

Publication in the Gazette : 31 December 2012

Date of coming into operation : 1 January 2013

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P.U. (A) 495/2012

LABUAN FINANCIAL SERVICES AUTHORITY ACT 1996

**LABUAN FINANCIAL SERVICES AUTHORITY (PROCESSING AND APPROVAL FEES)
(LABUAN FINANCIAL INSTITUTIONS) ORDER 2012**

IN exercise of the powers conferred by section 32A of the Labuan Financial Services Authority Act 1996 [*Act 545*], the Authority, with the approval of the Minister makes the following order:

Citation and commencement

1. (1) This order may be cited as the **Labuan Financial Services Authority (Processing and Approval Fees) (Labuan Financial Institutions) Order 2012**.

(2) This Order comes into operation on 1 January 2013.

Fee for matters under the Labuan Financial Services and Securities Act 2010

2. The fees prescribed in the First Schedule shall be charged for the services provided by the Authority under the Labuan Financial Services and Securities Act 2010 [*Act 704*].

Fee for matters under the Labuan Islamic Financial Services and Securities Act 2010

3. The fees prescribed in the Second Schedule shall be charged for the services provided by the Authority under the Labuan Islamic Financial Services and Securities Act 2010 [*Act 705*].

Fee for matters under the Labuan Trusts Act 1996

4. The fees prescribed in the Third Schedule shall be charged for the services provided by the Authority under the Labuan Trusts Act 1996 [*Act 554*].

Fee for matters under the Labuan Companies Act 1990

5. The fees prescribed in the Fourth Schedule shall be charged for the services provided by the Authority under the Labuan Companies Act 1990 [*Act 441*].

Fee for matters under the Labuan Foundations Act 2010

6. The fees prescribed in the Fifth Schedule shall be charged for the services provided by the Authority under the Labuan Foundations Act 2010 [*Act 706*].

Fee for matters under the Labuan Limited Partnerships and Limited Liability Partnerships Act 2010

7. The fees prescribed in the Sixth Schedule shall be charged for the services provided by the Authority under the Labuan Limited Partnerships and Limited Liability Partnerships Act 2010 [*Act 707*].

Payment of fees

8. (1) The fees payable to the Authority in relation to the lodgement or filing of a document shall be paid at the time the document is lodged or filed.

(2) Where a fee is payable for or in relation to the lodgement or filing of a document and the document is lodged or filed without payment of the fee, the document is deemed not to have been lodged or filed until the fee has been paid.

(3) Where a fee is payable for or in relation to any matter involving the doing of any act or thing by the Authority, the Authority has the power to refuse to do that act or thing until the fee has been paid.

Revocation

9. The Labuan Financial Services Authority (Processing and Approval Fees) (Labuan Financial Institutions) Order 2010 [*P.U. (A) 413/2010*] is revoked.

FIRST SCHEDULE
 FEES FOR MATTERS UNDER THE LABUAN FINANCIAL SERVICES AND SECURITIES ACT
 2010
 [Order 2]

<i>No.</i>	<i>Item</i>	<i>Fee (USD/RM)</i>
1.	Lodgement of certificate of compliance under section 38.	Nil
2.	Filing of notice of change of information under subsection 32(3).	Nil
3.	Application to the Authority to exercise its power under section 191.	USD350/RM1,000
4.	Each copy or extract of any document made and certified by the Authority relating to licensed entity under Act 704 in the custody of the Authority.	USD10/RM20
5.	Certified copy of a document relating to licensed entity under Act 704 in the custody of the Authority (each sheet certified).	USD10/RM20
6.	To supply an uncertified copy or extract of any document relating to licensed entity under Act 704 in the custody of the Authority (each sheet supplied).	USD5/RM10
7.	Lodgement, registration, depositing or filing of any other document with or by the Authority under Act 704 or regulations made thereunder (where the fee is not specified in Act 704 or the regulations).	Nil
8.	Collection of a certificate from the Authority confirming any lodgement or registration made with the Authority under Act 704 or regulations made thereunder (where the fee is not specified in	USD150/RM500

SECOND SCHEDULE
 FEES FOR MATTERS UNDER THE LABUAN ISLAMIC FINANCIAL SERVICES AND
 SECURITIES ACT 2010
 [Order 3]

<i>No.</i>	<i>Item</i>	<i>Fee</i> <i>(USD/RM)</i>
1.	Lodgement of certificate of compliance under section 43.	Nil
2.	Filing of notice of change of information under subsection 37(3).	Nil
3.	Application to the Authority to exercise its power under section 151.	USD350/RM1,000
4.	Filing of notice of changes in trust by Labuan Islamic trusts.	Nil
5.	Renewal of certificate of registration for a Labuan Islamic trust.	USD15/RM50
6.	Approval fee for change of name for a Labuan Islamic foundation.	USD100/RM300
7.	Each search or inspection of any document kept by the Authority in respect of a Labuan Islamic foundation— <i>(a)</i> search or inspection made by the Labuan Islamic foundation including its founder, beneficiaries, council and officers; <i>(b)</i> search or inspection made by persons other than paragraph <i>(a)</i> as approved by the council or officer or the Authority.	 USD30/RM100 USD100/RM300

<i>No.</i>	<i>Item</i>	<i>Fee (USD/RM)</i>
8.	Lodgement of notice of changes to partnership agreement by a Labuan Islamic limited partnership or a Labuan Islamic limited liability partnership.	Nil
9.	Lodgement of notice of change of address of the registered office by a Labuan Islamic limited partnership or a Labuan Islamic limited liability partnership.	Nil
10.	Filing of an application to register an assignment by a Labuan Islamic limited partnership or a Labuan Islamic limited liability partnership.	USD15/RM50
11.	Certificate of registration of an assignment issued to a Labuan Islamic limited partnership or a Labuan Islamic limited liability partnership.	USD15/RM50
12.	Filing of a notice of cessation of business by a recognised Islamic limited liability partnership.	Nil
13.	Filing of a notice of liquidation or dissolution of a recognised Islamic limited liability partnership.	Nil
14.	Filing of a notice of appointment of a foreign liquidator for a recognised Islamic limited liability partnership.	Nil
15.	Filing of annual solvency certificate of a Labuan Islamic limited liability partnership.	Nil
16.	Filing of a declaration of dissolution of surplus assets Labuan Islamic limited liability partnership.	Nil
17.	Each search or inspection of any document filed with the Authority in respect of a Labuan Islamic limited partnership or a Labuan Islamic limited liability partnership in relation to— (a) search or inspection made by a general	USD30/RM100

<i>No.</i>	<i>Item</i>	<i>Fee</i> <i>(USD/RM)</i>
	<p>partner, limited partner, designated partner, partner of a Labuan Islamic limited liability partnership or liquidator of the partnership; or</p> <p>(b) search or inspection made by any other person approved by a general partner, designated partner, partner of a Labuan Islamic limited liability partnership, liquidator of the partnership or by the Authority.</p>	USD100/RM300
18.	Each copy or extract of any document made and certified by the Authority relating to licensed entity under Act 705 in the custody of the Authority.	USD10/RM20
19.	Certified copy of a document relating to licensed entity under Act 705 in the custody of the Authority (each sheet certified).	USD10/RM20
20.	To supply an uncertified copy or extract of any document relating to licensed entity under Act 705 in the custody of the Authority (each sheet supplied).	USD5/RM10
21.	Lodgement, registration, depositing or filing of any other document with or by the Authority under Act 705 or regulations made thereunder (where the fee is not specified in Act 705 or the regulations)	Nil
22.	Collection of a certificate or confirmation from the Authority confirming any lodgement or registration made with the Authority under Act 705 or regulations made thereunder (where the fee is not specified in Act 705 or the regulations).	USD150/RM500

<i>No.</i>	<i>Item</i>	<i>Fee</i> <i>(USD/RM)</i>
23.	Processing fee for— <i>(a)</i> an application for the licence, registration, approval or recognition under Act 705 and related guidelines; or <i>(b)</i> an application for exemption by the Minister from any provision of Act 705.	USD350/RM1,000 USD1,750/RM5,000
24.	Request for any application to be approved earlier than the period stated in client's charter approved by the Authority established under section 3 of Act 545.	USD1,200/RM3,500
25.	Application for transferring of a business pursuant to section 128 of Act 705.	USD1,750/RM5,000
26.	Any other application submitted by a licensed entity including an application for a work permit and trust officer.	USD350/RM1,000
27.	Annual fee for payment system which had been authorised by the Authority under section 136.	USD13,000/RM40,000
28.	Any other application submitted by a licensed entity including the lodgement of a form or a document for the purpose of amending the form or document that has been lodged with the Authority.	USD100/RM300

THIRD SCHEDULE
FEES FOR MATTERS UNDER THE LABUAN TRUSTS ACT 1996
[Order 4]

<i>No.</i>	<i>Item</i>	<i>Fee</i> <i>(USD/RM)</i>
1.	Renewal of certificate of registration for a Labuan	USD15/RM50

<i>No.</i>	<i>Item</i>	<i>Fee (USD/RM)</i>
	trust or Labuan special trust.	
2.	Each copy or extract of any document made and certified by the Authority relating to a Labuan trust or a Labuan special trust in the custody of the Authority.	USD10/RM20
3.	Certified copy of a document relating to a Labuan trust or a Labuan special trust in the custody of the Authority (each sheet certified).	USD10/RM20
4.	To supply an uncertified copy or extract of any document relating to a Labuan trust or a Labuan special trust in the custody of the Authority (each sheet supplied).	USD5/RM10
5.	Lodgement, registration, depositing or filling any other document with or by the Authority under Act 554 or regulations made thereunder (where the fee is not specified in Act 554 or the regulations).	Nil
6.	Collection of a certificate or confirmation from the Authority confirming any lodgement or registration made with the Authority under Act 554 or regulations made thereunder (where the fee is not specified in Act 554 or the regulations).	USD150/RM500
7.	Processing fees for application for exemption by the Minister from any provision of Act 554.	USD500/RM1,500
8.	Request for any application to be approved earlier than the period stated in client's charter approved by the Authority established under section 3 of Act 545.	USD350/RM1,000
9.	Any other application submitted by a trustee including the lodgement of a form or a document for the purpose of amending the form or document that has been lodged with the Authority. <i>[Am. P.U.(A) 326/2014]</i>	USD100/RM300

<i>No.</i>	<i>Item</i>	<i>Fee (USD/RM)</i>
10.	Any application for a work permit submitted by a trustee. <i>[Am. P.U.(A) 326/2014]</i>	USD350/RM1,000
11.	Issuance of the following letter or statement of: <i>(a)</i> good standing; <i>(b)</i> information; or <i>(c)</i> corporate profile.	USD70/RM200 USD70/RM200 USD30/RM100
12.	Any application for a duplicate copy of any certificate issued by the Authority. <i>[Ins. P.U.(A) 326/2014]</i>	USD100/RM300

FOURTH SCHEDULE
FEES FOR MATTERS UNDER THE LABUAN COMPANIES ACT 1990
[Order 5]

<i>No.</i>	<i>Item</i>	<i>Fee (USD/RM)</i>
1.	Application for exemption by the Minister from any provision of Act 441.	USD500/RM1,500
2.	Request for any application to be approved earlier than the period stated in client's charter approved by the Authority established under section 3 of Act 545.	USD350/RM1,000
3.	Any other application submitted by a Labuan company, foreign Labuan company or Labuan protected cell company including the lodgement of a form or a document for the purpose of amending the form or document that has been lodged with the	USD100/ RM300

	Authority.	
4.	Any application for a work permit submitted by a Labuan company, foreign Labuan company or Labuan protected cell company.	USD350/RM1,000
5.	Processing fee for application for establishment of marketing office in Kuala Lumpur or Johor Bahru.	USD100/ RM300
6.	Processing fee for each office established for the operation within Malaysia apart from Labuan or conversion from a marketing office to office established for the operation within Malaysia apart from Labuan.	USD100/ RM300
7.	Any application for a duplicate copy of any certificate issued by the Authority. <i>[Ins. P.U.(A) 326/2014]</i>	USD100/RM300

FIFTH SCHEDULE

FEES FOR MATTERS UNDER THE LABUAN FOUNDATIONS ACT 2010

[Order 6]

<i>No.</i>	<i>Item</i>	<i>Fee (USD/RM)</i>
1.	Processing fees for application for exemption by the Minister from any provision of Act 706.	USD500/RM1,500
2.	Request for any application to be approved earlier than the period stated in client's charter approved by the Authority established under section 3 of Act 545.	USD350/RM1,000
3.	Any other application submitted by a Labuan foundation including the lodgement of a form or a document for the purpose of amending the form or document that has been lodged with the Authority.	USD100/ RM300

4.	Any application for a work permit submitted by a Labuan foundation.	USD350/RM1,000
5.	Issuance of the following letter or statement of: (a) good standing; (b) information; or (c) corporate profile.	USD70/RM200 USD70/RM200 USD30/RM100
6.	Any application for a duplicate copy of any certificate issued by the Authority. <i>[Ins. P.U.(A) 326/2014]</i>	USD100/RM300

SIXTH SCHEDULE

FEEES FOR MATTERS UNDER THE LABUAN LIMITED PARTNERSHIPS AND LIMITED LIABILITY PARTNERSHIPS ACT 2010

[Order 7]

<i>No.</i>	<i>Item</i>	<i>Fee (USD/RM)</i>
1.	Processing Fees for application for exemption by the Minister from any provision of Act 707.	USD 500/RM1,500
2.	Request for any application to be approved earlier than the period stated in client's charter approved by the Authority established under section 3 of Act 545.	USD350/RM1,000
3.	Any other application submitted by a Labuan limited partnership, a Labuan limited liability partnership and a recognized limited liability partnership including the lodgement of a form or a document for the purpose of the amending form or document that has been lodged with the Authority.	USD100/ RM300
4.	Any application for a work permit submitted by	USD350/RM1,000

	Labuan limited partnership, a Labuan limited liability partnership and a recognized limited liability partnership.	
5.	<p>Issuance of the following letter or statement of:</p> <p>(a) good standing;</p> <p>(b) information;</p> <p>(c) clearance for winding-up; or</p> <p>(d) corporate profile.</p>	<p>USD70/RM200</p> <p>USD70/RM200</p> <p>USD70/RM200</p> <p>USD30/RM100</p>
6.	<p>Any application for a duplicate copy of any certificate issued by the Authority.</p> <p style="text-align: right;"><i>[Ins. P.U.(A) 326/2014]</i></p>	USD100/RM300

Made 31 December 2012

[LFA/LLQ/Perintah 2012; PN(PU2)567]

AHMAD HIZZAD BAHARUDDIN
Director General

Approved on behalf of the Minister of Finance

DATO' IR DONALD LIM SIANG CHAI
Deputy Minister of Finance

LIST OF AMENDMENTS

Amending Act	Short title	With effect from
P.U.(A) 326/2014	Labuan Financial Services Authority (Processing and Approval Fees) (Labuan Financial Institutions) (Amendment) Order 2014.	11 December 2014