

Appendix 1

In this Appendix underlining indicates new text and striking through indicates deleted text.



The DFSA Rulebook

General Module

(GEN)

3. FINANCIAL PROMOTIONS

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3.5 Additional Rules for Financial Promotions

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3.5.2 A Person must not, in any Financial Promotion, attempt to limit or avoid any duty or liability it may have under any DFSA-administered laws or the Rules.

3.5.3 A Person must not make a Financial Promotion, in or from the DIFC, in relation to a Restricted Speculative Investment offered by a Person outside the DIFC unless the Person making the Financial Promotion is reasonably satisfied that the issuer or provider of the Restricted Speculative Investment is:

- (a) a Regulated Financial Institution; and
- (b) subject to substantially similar requirements to the requirements applicable to an Authorised Firm under COB section 6.16.

Guidance

1. A communication that is an ‘exempt financial promotion’ under Rule 3.4.1(4) is still permitted.
2. A Person making a Financial Promotion relating to a Restricted Speculative Investment should be able to demonstrate to the DFSA the basis upon which it was reasonably satisfied that the issuer or provider of the Restricted Speculative Investment was subject to substantially similar requirements to those applicable under COB section 6.16.