

SOPHISTICATED INVESTORS

A. Accredited Investors

1. A unit trust scheme, private retirement scheme or prescribed investment scheme.
2. Bank Negara.
3. A licensed person or a registered person.
4. An exchange holding company, a stock exchange, a derivatives exchange, an approved clearing house, a central depository or a recognized market operator.
5. A corporation that is licensed, registered or approved to carry on any regulated activity or capital market services by an authority in Labuan or outside Malaysia which exercises functions corresponding to the functions of the Securities Commission (“SC”).
6. A bank licensee or an insurance licensee as defined under the Labuan Financial Services and Securities Act 2010 [Act 704].
7. An Islamic bank licensee or a takaful licensee as defined under the Labuan Islamic Financial Services and Securities Act 2010 [Act 705].
8. A chief executive officer or a director of any person referred to in paragraphs 3, 4, 5, 6 and 7 above.
9. A closed-end fund approved by the SC.

B. High-Net Worth Entities

1. A company that is registered as a trust company under the Trust Companies Act 1949 and has assets under its management exceeding RM10,000,000 or its equivalent in foreign currencies.
2. A corporation that—
 - (a) is a public company under the Companies Act 2016 which is approved by the SC to be a trustee under the CMSA and has assets under its management, exceeding RM10,000,000 or its equivalent in foreign currencies; or
 - (b) is carrying on the regulated activity of fund management solely for the benefit of its related corporations and has assets under its management exceeding RM10,000,000 or its equivalent in foreign currencies.
3. A corporation with total net assets exceeding RM10,000,000 or its equivalent in foreign currencies based on the last audited accounts.
4. A partnership with total net assets exceeding RM10,000,000 or its equivalent in foreign currencies.
5. A statutory body established under any law whose function or mandate is investment in capital market products.
6. A pension fund approved by the Director General of Inland Revenue under the Income Tax Act 1967.

C. High-Net Worth Individuals

An individual—

- (i) whose total net personal assets exceeding RM3,000,000 or its equivalent in foreign currencies, provided that the net value of the primary residence of the individual contribute not more than RM1,000,000 of the total net assets;
- (ii) whose total net joint assets with—
 - (a) his or her spouse; or
 - (b) his or her child, exceeding RM3,000,000 or its equivalent in foreign currencies, provided that the net value of the primary residence of the individual with his or her spouse or child contribute not more than RM1,000,000 of the total net assets;
- (iii) who has a gross annual income exceeding RM300,000 or its equivalent in foreign currencies in the preceding twelve months;
- (iv) who jointly with his or her spouse or child, has a gross annual income exceeding RM400,000 or its equivalent in foreign currencies in the preceding twelve months;
- (v) whose total net personal investment portfolio or total net joint investment portfolio with his or her spouse or child, in any capital market products exceeding RM1,000,000 or its equivalent in foreign currencies;
- (vi) who holds any of the following qualifications and has five consecutive years of relevant working experience in finance, economics, actuarial science or accounting—
 - (a) holds a Bachelor's or Master's degree related to Finance, Economics or Actuarial Science;
 - (b) holds a Bachelor's or Master's degree in Accounting; or
 - (c) holds a Master of Business Administration;
- (vii) who holds the following membership in the associations as set out below:
 - (a) Active Member of Chartered Financial Analyst (CFA) Institute;
 - (b) Chartered Banker of Asian Institute of Chartered Bankers (AICB);
 - (c) Ordinary Member of Financial Markets Association Malaysia (FMAM);
 - (d) Chartered Accountant, C.A(M) of Malaysian Institute of Accountants (MIA);
 - (e) Ordinary Member of Malaysia Association of Tax Accountants (MATA);
 - (f) Accredited Angel Investor of Malaysian Business Angel Network (MBAN);
 - (g) Certified Member of Financial Planning Association of Malaysia (FPAM); or
 - (h) Ordinary Member of Malaysian Financial Planning Council (MFPC); or

- (viii) who has five consecutive years of working experience in a capital market intermediary relating to product development, corporate finance, deal advisory, investment management, sales and trading, investment research and advisory, financial analysis, or the provision of training in investment products.

Interpretation:

“child” includes stepchild of an individual or the individual’s spouse, or a child adopted in accordance with any law by the individual or the individual’s spouse;

“net value of primary residence” means a value after deducting any outstanding amounts in respect of any credit facility that is secured for the primary residence from the estimated fair market value of the primary residence;

“primary residence” means a house, a condominium unit, an apartment or a flat purchased or obtained solely to be used as a dwelling house and includes a service apartment and small office home office (SOHO) where the person lives in most of the time, either in Malaysia or overseas;

“total net personal investment portfolio, total net joint investment portfolio” means an individual’s total personal or total joint investments (with his / her spouse or child), in capital market products, less any borrowings or other liabilities related to such investments.