

Application/Notification concerning Foreign Account Management Institutions Q & A

	Questions	Answers
About representatives		
1	What kind of person is the “representative” specifically? Is it the authorized signatory of the application / notification document?	A “representative” is a person who represents the business of a Foreign Account Management Institution and is to become an addressee of the disposition by the competent minister. In general, CEOs, executive officers in charge of custody business, etc. are considered as “representative”.
2	If there are multiple representatives, is it necessary to list all representatives?	You must list at least one person.
About the countries and regions in which the applicant has obtained licenses		
3	If conducting management business of corporate bonds, etc. in multiple countries / regions, in the application form for Designation / the notification of change, should it be stated that the applicant has obtained a license concerning the management business of corporate bonds, etc. in one country / region?	In the application form for Designation / the notification of change, it is necessary to state that the applicant has obtained such a license in the country / region where the head office or principal office is located.
4	What kind of documents concretely show the disposition of licenses?	For example, a document issued by a foreign authority (a document delivered at the time of granting a license, a letter certifying that a license has been granted) and an official gazette are acceptable.
5	Depending on the country / region, there may be no document issued by the foreign authority or nor an official journal, and only the name, etc. may be posted on the website of the foreign authority. In that case, would a copy of the website of the foreign authorities be considered as a document proving the granting of licenses?	Whether such document satisfies the requirement is judged on a case-by-case basis. If there is no document issued by a foreign authority nor an official journal, for instance, it is possible that a copy of the website of the foreign authority indicating that a license has been granted would be considered as proof. The Financial Services Agency may inquire of the foreign authority whether the Foreign Account Management Institution has been granted such licenses.
About Designated Domestic Superior Institutions		
6	If there are multiple Domestic Superior Institutions in Japan, should all of the Superior Institutions in the application form for Designation / the notification of change be stated?	At least one Domestic Superior Institution should be stated. However, please keep in mind that the submission of the application / notification document needs to go through one of the Designated Domestic Superior

		Institutions listed in the application form for Designation / notification of change as a Designated Domestic Superior Institution.
About Attachment Documents under Article 4, Paragraph 2 and Article 5, Paragraph 2 of the Order		
7	When submitting an application or notification via the Financial Services Agency Electronic Application and Notification System, what form should be attached to documents issued in paper form by a foreign public institution among the attached documents based on Article 4, Paragraph 2 and Article 5, Paragraph 2 of the Order? In what form should they be attached?	You may submit a PDF file, etc. created by scanning the original. However, if there is a need to confirm the original, we may require the original to be sent.
About translations		
8	In what cases is it not necessary to attach a translation of the attached documents in English?	In general, if the documents are easy to read and the contents of the application are clear, it is not necessary to attach a translation.
9	When attaching a translation, is it necessary to prepare and attach a translation of the entire text?	It is acceptable to attach a translation of only those parts that are necessary to confirm the contents of the attached documents.
10	When attaching a translation, does it have to be a translation prepared by a specialist? Also, does it need to be certified by the translator?	As long as the content of the translation is accurate, it does not need to be a translation prepared by an expert. There is also no need for a document certifying the translator.
About the term of validity of the attached document		
11	What is the term of validity of the attached document?	Although there are no legal provisions, from the viewpoint of ensuring the accuracy of the documents, an attached document shall be accepted either within 6 months from the issue / creation date or before the expiration date stated in the document. If the validity period has passed, the document shall be accepted with the following items: i) a statement that the attached document is an authentic copy of the original document; ii) the signature of a director or corporate secretary, or any person similar there to; and iii) the date of signature of item ii).