# RESPONSE TO CONSULTATION PAPER

**Please note that all submissions received will be published and attributed to the respective respondents unless they expressly request MAS not to do so.  As such, if respondents would like (i) their whole submission or part of it, or (ii) their identity, or both, to be kept confidential, please expressly state so in the submission to MAS. In addition, MAS reserves the right not to publish any submission received where MAS considers it not in the public interest to do so, such as where the submission appears to be libellous or offensive.**

|  |  |
| --- | --- |
| **Consultation topic:** | Revisions to Misconduct Reporting Requirements and Proposals to Mandate Reference Checks for Representatives |
| **Name1/Organisation:**  1if responding in a personal capacity |  |
| **Contact number for any clarifications:** |  |
| **Email address for any clarifications:** |  |
| **Confidentiality** | |
| I wish to keep the following confidential: | *(Please indicate any parts of your submission you would like to be kept confidential, or if you would like your identity to be kept confidential. Your contact information will not be published.)* |

|  |
| --- |
| **General comments:**  *<Please input comments here>* |
| **Question 1. MAS seeks comments on the proposal to apply the requirements on reporting of misconduct by representatives and reference checks to RFMCs.**  *<Please input comments here>* |
| **Question 2. MAS seeks comments on:**  **(i) The proposed revisions to the categorisation of misconduct as shown in Table 2; and**  **(ii) Whether there are other categories of serious misconduct, which have a direct bearing on a representative’s fitness and propriety, that should be included in Table 2.**  *<Please input comments here>* |
| **Question 3. MAS seeks comments on requiring FIs to update MAS no later than 14 days after they are aware of the outcome of police investigations.**  *<Please input comments here>* |
| **Question 4. MAS seeks comments on:**  **(i) The requirement for FIs to notify their representatives when they are under investigation and to provide their representatives with a copy of the misconduct report filed with MAS as well as subsequent updates provided to MAS; and**  **(ii) The proposed misconduct report template.**  *<Please input comments here>* |
| **Question 5. MAS seeks comments on:**  **(i) The proposed standards that FIs should uphold when conducting investigations; and**  **(ii) The proposed investigation report template and any other types of information that FIs should provide in their investigation reports.**  *<Please input comments here>* |
| **Question 6. MAS seeks comments on:**  **(i) The requirement for FIs to conduct reference checks on prospective representatives and to respond to reference check requests;**  **(ii) The list of mandatory information FIs are required to provide in response to a reference check request and the prescribed timeline of 14 days for responding to reference check requests;**  **(iii) Whether representatives should provide their current or prospective FIs with any misconduct report that has been filed against them, including subsequent updates to the misconduct report; and**  **(iv) Whether there are other standards or requirements that should be mandated to enhance the effectiveness of reference checks.**  *<Please input comments here>* |