

For Immediate Release.

Kuala Lumpur, 17 October 2024

PUBLIC REPRIMAND AGAINST THREE (3) FORMER UNIT TRUST SCHEME AND PRIVATE RETIREMENT SCHEME CONSULTANTS

The Federation of Investment Managers Malaysia (FIMM) recently reprimanded three (3) former Unit Trust Scheme (UTS) and Private Retirement Scheme (PRS) Consultants for their misconducts/breaches of FIMM’s Code of Ethics and Rules of Professional Conduct (Unit Trust Funds) (Second Edition) dated 22 January 2013 (FIMM’s Code). These former Consultants have been barred from registration with FIMM for a fixed period, details of which are listed below:

No.	Person Reprimanded	Distributor	Facts & Sanction
1.	Lim Calvin (Calvin) (FIMM No.: 567-I-20121 & P-038-0-20006)	Former UTS Consultant of UOB Kay Hian Securities (M) Sdn Bhd (UOB Kay Hian) and former UTS & PRS Consultant of AHAM Asset Management Berhad (AHAM).	<p>Calvin was found to be in breach of Paragraphs 3.1.3(a) and 3.3.1 of FIMM’s Code by:</p> <ul style="list-style-type: none"> i. marketing and/or distributing UTS on behalf of Kenanga Investors Berhad (KIB) while being a registered UTS Consultant of AHAM at the material time; and ii. channelling the sales to Lim Jenny (Jenny), a UTS Consultant of KIB and receiving commission for channelling such sales to Jenny. <p>Sanction: Barred from registration with FIMM for a period of six (6) months pursuant to Rule 6.6.1(b)(x) of the FIMM’s Consolidated Rules dated 1 June 2016 (Revised on 10 October 2023)(FCR), effective 3 September 2024.</p>

No.	Person Reprimanded	Distributor	Facts & Sanction
2.	Lim Jenny (FIMM No.:022-0-22725 & P-022-0-20698)	Former UTS Consultant of AHAM and former UTS & PRS Consultant of KIB.	<p>Jenny was found to be in breach of Paragraphs 3.1.3(a) and 3.1.11(a) and (b) of FIMM's Code by:</p> <ul style="list-style-type: none"> i. accepting the sales of KIB's UTS, that was marketed and/or distributed by Calvin, who was a registered UTS Consultant of AHAM at the material time; ii. accepting the sales of KIB's UTS, that was marketed and distributed by Chin Peak Qi (Chin), who was a registered UTS Consultant of AHAM at the material time; iii. paying commission to Calvin and Chin for channelling the sales of the UTS to her; and iv. failing to carry out "Know – Your - Customer" ("KYC") procedures and to carry out the necessary due diligence process directly with the investors as their servicing consultant.
3.	Chin Peak Qi (FIMM No.: 567-I-20128 & P-567-I-20032)	Former UTS Consultant of AHAM, and former UTS & PRS Consultant of UOB Kay Hian and KIB.	<p>Chin was found to be in breach of Paragraphs 3.1.3(a) and 3.3.1 of FIMM's Code by:</p> <ul style="list-style-type: none"> i. marketing and/or distributing UTS on behalf of KIB while being a registered UTS Consultant of AHAM at the material time; and ii. channelling the sales to Jenny, a UTS Consultant of KIB and receiving commission for channelling such sales to Jenny.

Paragraph 3.1.3(a) of FIMM's Code:

"UTC should at all times: (a) act with honesty, dignity and integrity."

Paragraph 3.1.11(a) and (b) of FIMM's Code:

“UTC should conduct all dealings with every care, skill and diligence. In this regard, UTC should:

- (a) ensure as far as possible that the unit trust fund is suitable for the needs of the investor and is not beyond the investor’s resources;
- (b) take all reasonable steps to give information in a comprehensible, full and fair manner to assist the investor make a balanced and informed decision;”

Paragraph 3.3.1 of FIMM’s Code:

“A UTC must only represent one principal at any one time, which may be an Ordinary Member or IUTA or a CUTA. The UTC should only deal in unit trust funds of his principal or those distributed by his principal and which have been approved by SC. Therefore, the UTC should not make arrangements, in whatever manner, to market and distribute unit trust funds of other Ordinary Members or those distributed by other IUTA or CUTA.”

These Public Reprimands are imposed to send a strong message that FIMM will take action against those who fail to comply with any rules issued by FIMM. This is to deter UTS and/or PRS Consultants from committing any misconducts and reminding them that it is crucial to observe FIMM’s rules when marketing and distributing UTS and/or PRS in Malaysia to protect the interests of the investing public.

The misconduct of Calvin, Jenny, and Chin was reported to FIMM by a member of the public.

For more information on matters related to UTS, PRS and investor protection, please visit www.fimm.com.my.

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Media Enquiries

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Note to Editors

About Federation of Investment Managers Malaysia

The Federation of Investment Managers Malaysia (FIMM) was established on 7 August 1993. By a gazette order dated 20 January 2011, FIMM was recognised by the Securities Commission Malaysia (SC) as a Self-Regulatory Organisation (SRO).

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As an SRO, FIMM regulates and supervises its members and registered persons to strive for the highest level of integrity and standards of practice that will best serve the investment management industry and promote investor protection.

FIMM's Code of Ethics and FIMM's Consolidated Rules

FIMM's Code of Ethics and FIMM's Consolidated Rules can be downloaded from our website www.fimm.com.my.