



**Dubai Mercantile Exchange Limited**

**List of Permissible  
Overseas Jurisdictions**

**February 2022**

## Table of Contents

<b>1. PACIFIC RIM AND ASIA .....</b>	<b>3</b>
1.1 China.....	3
1.2 Japan.....	3
1.3 New Zealand.....	3
1.4 Republic of Korea .....	3
1.5 Singapore.....	3
1.6 Hong Kong.....	4
1.7 Thailand.....	4
1.8 Malaysia .....	4
<b>2. EUROPE.....</b>	<b>4</b>
2.1 Cyprus .....	4
2.2 Estonia.....	4
2.3 Finland.....	4
2.4 Guernsey.....	5
2.5 Ireland .....	5
2.6 Luxembourg.....	5
2.7 Lithuania .....	5
2.8 Netherlands.....	5
2.9 Russia.....	6
2.10 Gibraltar .....	6
2.11 Jersey .....	6
<b>3. MIDDLE EAST.....</b>	<b>6</b>
3.1 Lebanon .....	6
3.2 Sultanate of Oman.....	6
3.3 United Arab Emirates .....	6
<b>4. NORTH &amp; SOUTH AMERICA AND THE CARIBBEAN.....</b>	<b>7</b>
4.1 Bermuda.....	7
4.2 USA.....	7

## **1. PACIFIC RIM AND ASIA**

### **1.1 China**

On 30 April 2007, the China Securities Regulatory Commission (CSRC) confirmed that they have no objection to allowing DME to provide access to the trading platform from China subject to the following conditions:

- No institution or individual may, directly or indirectly, conduct futures trading on DME if it is not included in the CSRC's list of Chinese participants who are allowed to trade on a foreign exchange.
- Licensees shall submit prescribed reports to the CSRC regarding trading on DME as and when required by the CSRC.

### **1.2 Japan**

By letter dated 23 February 2007, the Ministry of Economy, Trade and Industry (METI) have confirmed that there are currently no restrictions for DME to make its electronic trading system, available to qualified users where such users are subject to the jurisdiction of METI and wishing to trade commodity derivatives.

### **1.3 New Zealand**

On 23 March 2007, The New Zealand Securities Commission confirmed that they have no objection to New Zealand authorized futures dealers becoming DME Members or trading DME listed contracts.

### **1.4 Republic of Korea**

On 11 April 2007, the Financial Supervisory Service confirmed that under the Futures Exchanges Act of Korea, DME will be recognized as a foreign futures market because DME is authorized as an "Authorised Market Institution" by the DFSA. Korean futures companies that are authorized by the Financial Supervisory Commission may trade DME listed contracts. However, individual Korean customers should only place orders via Korean futures companies and are not permitted to trade directly through the exchanges' electronic trading platform.

### **1.5 Singapore**

On 22 April 2008, the Monetary Authority of Singapore ("MAS") confirmed DME's status as a Recognised Market Operator under section 8(2) of the Securities and Futures Act. This recognition is subject to certain conditions including that DME shall only allow professional investors, accredited investors and expert investors (such terms being defined by the MAS) to trade its markets.

## **1.6 Hong Kong**

On 24<sup>th</sup> November 2016, the Securities and Futures Commission (“SFC”) authorized DME to provide Automated Trading Services (“ATS”) in Hong Kong under Part III of the Securities and Futures Ordinance. This authorization is subject to certain conditions which can be accessed from the SFC Official website - [link](#).

## **1.7 Thailand**

DME has obtained a Thai legal opinion confirming that DME is not required to seek recognition, authorization, licensing or registration in Thailand in order to offer direct or indirect access to DME's products electronically from Thailand. However, DME recommends all Thai entities ensure that they comply with all relevant Thai legislation relating to the purchase of such products, in particular complying with the requirements of the Exchange Control Act of Thailand and all regulations and notifications promulgated thereunder from time to time.

## **1.8 Malaysia**

On 27 November 2007 Bursa Malaysia notified DME that it had approved DME's application to be recognized as a Specified Exchange and its contracts as an approved class of futures contracts under Section 105 of the Capital Markets Service Act.

## **2. EUROPE**

### **2.1 Cyprus**

On 7 October 2008 DME was notified by the Cyprus Securities and Exchange Commission that they have no objection to DME allowing access to its trading platform from Cyprus.

### **2.2 Estonia**

On 11 June 2007 DME was notified by the Estonian Financial Supervisory Authority that it has no objection to DME allowing Estonian authorized investment firms to have access its trading platform.

### **2.3 Finland**

On 26 April 2007, the Rahoitustarkastus confirmed that they have no objection to DME allowing access to its trading platform from Finland.

## **2.4 Guernsey**

On 10 May 2007, the Guernsey Financial Services Commission confirmed that DME did not require a licence to offer access to its trading platform from the Bailiwick of Guernsey.

## **2.5 Ireland**

On 22 March 2007, the Irish Financial Services Regulatory Authority advised that DME does not require authorization to provide interested parties in Ireland access to its trading platform or membership of the exchange.

## **2.6 Luxembourg**

The Commission de Surveillance du Secteur Financier ("CSSF") informed DME on 30 May 2007 that DME does not need to apply for authorization from CSSF before allowing parties to trade DME contracts from Luxembourg, as it is not considered to be providing a financial service in Luxembourg.

## **2.7 Lithuania**

The Bank of Lithuania informed DME on 03 December 2015 that DME does not need to apply for authorization from the Bank of Lithuania before allowing parties to trade DME contracts from Lithuania.

## **2.8 Netherlands**

On 1<sup>st</sup> June 2007 the Ministry of Finance of the Netherlands granted a dispensation in relation to Section 5.26 of the Financial Supervision Act. Such dispensation allows direct access to Dutch investment firms to DME's electronic trading platform.

In addition, on 1<sup>st</sup> November 2007, the Ministry of Finance of the Netherlands confirmed that the existing dispensation was still valid in relation to Section 5.26 of the Financial Supervision Act. Such dispensation allows direct access to Dutch investment firms to DME's electronic trading platform. The requested dispensation has been granted to DME, after consultation with the Netherlands Authority for the Financial Markets ("AFM"), according to Sections 5:26 and 5:27 of the Financial Supervision Act, which has replaced the former Act on the Securities Trade 1995.

As of 1 November 2007 a licence has been granted for:

- The exploitation or the operation of a regulated market.
- The exploitation of a multilateral trading facility.

## **2.9 Russia**

Russian law does not currently require DME to license or register its activity with any Russian authorities in order to provide Russian based customers with access to DME listed contracts. DME recommends that all Russian customers, and particular those who trade in the capacity of a broker, ensure their strict compliance with relevant Russian procedural regulations and requirements. Such requirements are issued from time to time by Russian regulators and concerned Exchange control (the Central Bank of Russia), commodities trades (the Commission for Commodities Exchanges of the Federal Service for Securities Markets), licensing of brokers trading in future contracts and the Central Bank's control over payments in hard currency.

## **2.10 Gibraltar**

The Financial Services Commission (FSC) of Gibraltar confirmed in April 2015 that it has no objections to firms in Gibraltar becoming DME members and/or having access to DME's trading platform. DME must provide the FSC with basic information on the names of Gibraltar firms which become members or trade on DME's trading platform on and after April 2015.

## **2.11 Jersey**

The Jersey Financial Services Commission confirmed in April 2015 that it has no objection to DME permitting parties in Jersey from becoming DME members and/or having access to DME's trading platform.

## **3. MIDDLE EAST**

### **3.1 Lebanon**

The Central Bank of Lebanon confirmed on 9 May 2007 that the provision of access to trade DME listed contracts does not require the approval of the Central Bank of Lebanon. However, banks, financial institutions and brokerage firms that will be trading DME listed contracts must abide by Decision 7548 dated 30/03/2000 related to Financial Institutions and Institutions Dealing with Electronic Banking and Financial Transactions.

### **3.2 Sultanate of Oman**

The Capital Market Authority of the Sultanate of Oman confirmed on 20 March 2007 that it has no objection to DME permitting parties to trade DME listed contracts from the Sultanate of Oman or offer membership of the Exchange to Omani entities.

### **3.3 United Arab Emirates**

The Securities and Commodities Authority of the United Arab Emirates confirmed on 2 May 2007 that it has no objection to DME providing direct electronic access to its trading platform to qualified users in the United Arab Emirates.

## **4. NORTH & SOUTH AMERICA AND THE CARIBBEAN**

### **4.1 Bermuda**

On 25 July 2007, the Bermuda Monetary Authority confirmed that the Authority has no objection to DME allowing its members access to trade DME listed contracts from Bermuda.

### **4.2 USA**

Effective June 20, 2017, the U.S. Commodity Futures Trading Commission (CFTC) issued an Order of Registration (Order) to Dubai Mercantile Exchange Limited (DME), a Foreign Board of Trade (FBOT) located in the Dubai International Financial Centre of the United Arab Emirates. Under the Order, DME is permitted to provide its identified members or other participants located in the U.S. with direct access to its electronic order entry and trade matching system.

DME previously offered direct access to U.S. participants in accordance with CFTC Letter 07-06. According to CFTC regulation 48.6, this no-action letter is automatically withdrawn with the issuance of the DME Order. The CFTC issued the Order in accordance with Part 48 of the CFTC regulations, which provides that such an Order may be issued to an FBOT that satisfies the requirements for registration in CFTC regulation 48.7 and, among other things, possesses the attributes of an established, organized exchange and is subject to continued oversight by a regulator that provides comprehensive supervision and regulation that is comparable to the supervision and regulation exercised by the CFTC.