

GENERAL INFORMATION

Name of formality	License to Establish a Custodian Bank
Type of formality	License
Date of last modification	27.12.2017
Responsible Authority	Lao Securities Commission Office (021 217770;)
Who should apply for this formality?	Any domestic or foreign commercial bank with the purpose of operating as a custodian bank, to act as a custodian and managing investor's assets, clearing and settling securities transactions in the Lao PDR.

Qualifications needed by the business to get the formality	<p>1. Must be a domestic commercial bank or a branch of a foreign commercial bank</p> <p>2. Must be in a stable financial position in accordance with the related regulations under the Bank of Lao PDR</p> <p>3. Must have the asset management system, internal audit, and risk management including secured and flexible bank accounts & securities accounts monitoring system.</p> <p>4. Have a secured and flexible securities transaction clearing-settlement system for both domestic and overseas.</p> <p>5. Have an Information Technology system that links with stakeholders and ensure high-level security.</p> <p>6. Have a mutual agreement with Lao Securities Exchange's (Securities Depository Centre) and Securities company</p> <p>7. Must have qualified executives and employees with at least a bachelor's degree level or above in Financial-Banking, Accounting, or other related areas. And have experience in such a field for 3 years or above, have never been convicted on criminal offenses such as fraud, embezzlement, forgery, bribery, corruption, or money laundering, and have never committed any offense in the securities business sector.</p> <p>8. Have a Division or Unit for Safekeeping and Managing investor's assets or act as an agent to protect the rights and benefits of the investors. And have an appropriate number of employees in the relevant position.</p> <p>9. For the foreign commercial bank that intended to operate as a custodian bank in Lao PDR, other than the conditions mentioned above, the applicant must also have a joint agreement with a domestic commercial bank located in Lao PDR to act as a correspondent bank for monetary or securities payment. The foreign commercial bank must come from a country where the securities regulators in Lao PDR have tied cooperation with by signing a memorandum of understanding.</p> <p>10. Other conditions stipulated by the LSC</p>
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LEGAL FRAMEWORK			
Name	Number	Date	Comment
Regulation on Custodian Bank	010/LSCO	07.05.2014	Chapter 2 Application to be the Custodian Bank (Article 3 to Article 7) Chapter 4 Obligations and Fees (Article 12)
Law on Securities	21/NA	10.12.2012	Part IV Securities Intermediaries Chapter 3 Custodian Bank

REQUIRED DOCUMENTS FORMALITIES		
Name	Type	Comment
#{SUPPORT_NAME}	#{SUPPORT_TYPE}	#{SUPPORT_COMMENT}

LIST OF ATTACHED DOCUMENTS FOR FIRST TIME APPLICATION		
Name of document	Type of document	File of document
`\${ATTACHMENT_NAME}`	`\${ATTACHMENT_TYPE}`	`\${ATTACHMENT_FILE}`

LIST OF ATTACHED DOCUMENTS FOR RENEW APPLICATION		
Name of document	Type of document	File of document
`\${ATTACHMENT_NAME_RENEW}`	`\${ATTACHMENT_TYPE_RENEW}`	`\${ATTACHMENT_FILE_RENEW}`

MEAN OF PRESENTATION		
Means of presentation	At the Authority Offices	
Address of authority	Lao Securities Commission Office, Bank of Lao PDR	
Time it takes to the authorities to process the formality	45	

RENEWAL INFORMATION	
Does the formality have a validity or an expiration date?	How long will the formality be valid for? (in months)
NO	0
What is the process and conditions to get the formality?	
What is the process and conditions to renew the formality?	No renewal requirement but the applicant shall pay the Annual Management Fee

ISSUING FEES				
Has application fees?	Service fees businesses need to disburse	Certificate fees businesses need to disburse	Application fees businesses need to disburse	Total fees businesses need to disburse

YES	0.00	20000000.00	5000000.00	25000000.00
Comments	Refer to LSCO Regulation No. 010/LSCO			
ADDITIONAL ISSUING FEES				
Additional fee names				
NO	0.00	0.00	0.00	0.00
Additional fee comments				

RENEWAL FEES				
Has renewal fees?	Service fees businesses need to disburse	Certificate fees businesses need to disburse	Renewal fees businesses need to disburse	Total renewal fees businesses need to disburse
NO	0.00	0.00	0.00	0.00
Comments	The enterprise does not need to renew the license but it shall pay 30,000 LAK for the Annual Management Fee.			
ADDITIONAL RENEWAL FEES				
Additional renewal fees names				
NO	0.00	0.00	0.00	0.00
Additional renewal fees comments				