Q-KYC SXM - Confidentiality Undertaking (NDA)

Version 1.0 - 20 June 2026

Q-KYC SXM - 4MFESW / DNFBP Tenant

2026-06-20

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This undertaking governs access to the proprietary regulator documentation of Q-KYC SXM, made available by 4MFESW (the **"Discloser"**) to a supervisory authority and its authorised officers (the **"Recipient"**) for supervisory review. Because these documents reveal intellectual property — internal architecture, security controls, code-to-regulation mappings and database queries — access is granted only after the Recipient accepts these terms.

1. Confidential Information

The Regulator Explainer Manual, the Regulator Q&A Sheet, the Technical Dossier, and any architecture, source-code reference, data-model, SQL, security-control, audit-mechanism or other intellectual property they contain, in any form or medium, together with the fact and content of any access ("Confidential Information").

2. Permitted purpose

The Recipient may use the Confidential Information solely for its lawful supervisory, examination, mutual-evaluation or oversight activities in respect of a Q-KYC SXM operator. No other use is permitted.

3. Obligations

1. Keep the Confidential Information confidential and disclose it only to officers within the Recipient's organisation who need it for the permitted purpose and who are bound by equivalent confidentiality.
2. Not publish, redistribute, sell, or provide the Confidential Information to any third party.
3. Not use the Confidential Information to build, or assist a third party to build, a competing product.
4. Apply at least reasonable safeguards against unauthorised access, and not copy beyond what the permitted purpose requires.

4. Exclusions

Obligations do not apply to information that: is or becomes public other than through breach of this undertaking; was lawfully known to the Recipient before disclosure; or is independently developed without use of the Confidential Information.

5. Disclosure required by law / statutory duties

Nothing in this undertaking limits or overrides any disclosure the Recipient is required to make by law, or in the proper exercise of its statutory powers and duties as a supervisory authority. Where lawful and practicable, the Recipient will notify the Discloser before making such a required disclosure.

6. No licence

Disclosure grants the Recipient no intellectual-property rights in the Confidential Information beyond the limited right to use it for the permitted purpose.

7. Term

The confidentiality obligations survive for five (5) years from the date of disclosure, or until the information ceases to be confidential, whichever is earlier.

8. Governing law

This undertaking is governed by the laws of Sint Maarten, and the courts of Sint Maarten have jurisdiction over any dispute arising from it.

9. Acknowledgment

By accepting these terms — when requesting an access code and again when opening the document portal — an authorised officer confirms, on behalf of the Recipient authority, that they have read this undertaking and agree to be bound by it. Each acceptance is recorded with the authority name, the officer, a timestamp and the NDA version.

Acceptance record (for the Recipient's file)

Field	Entry
Supervisory authority	
Authorised officer (name, title)	
Date of acceptance	
NDA version	1.0 (20 June 2026)

This confidentiality undertaking is provided for access control and is not legal advice. Questions: pilot@4mfesw.nl.