M&M REAL ESTATE · CAPITAL PRESERVATION

How *Escrow* Protects Your Money

The regulation nobody markets and every serious investor should understand before wiring a single dirham to a developer.

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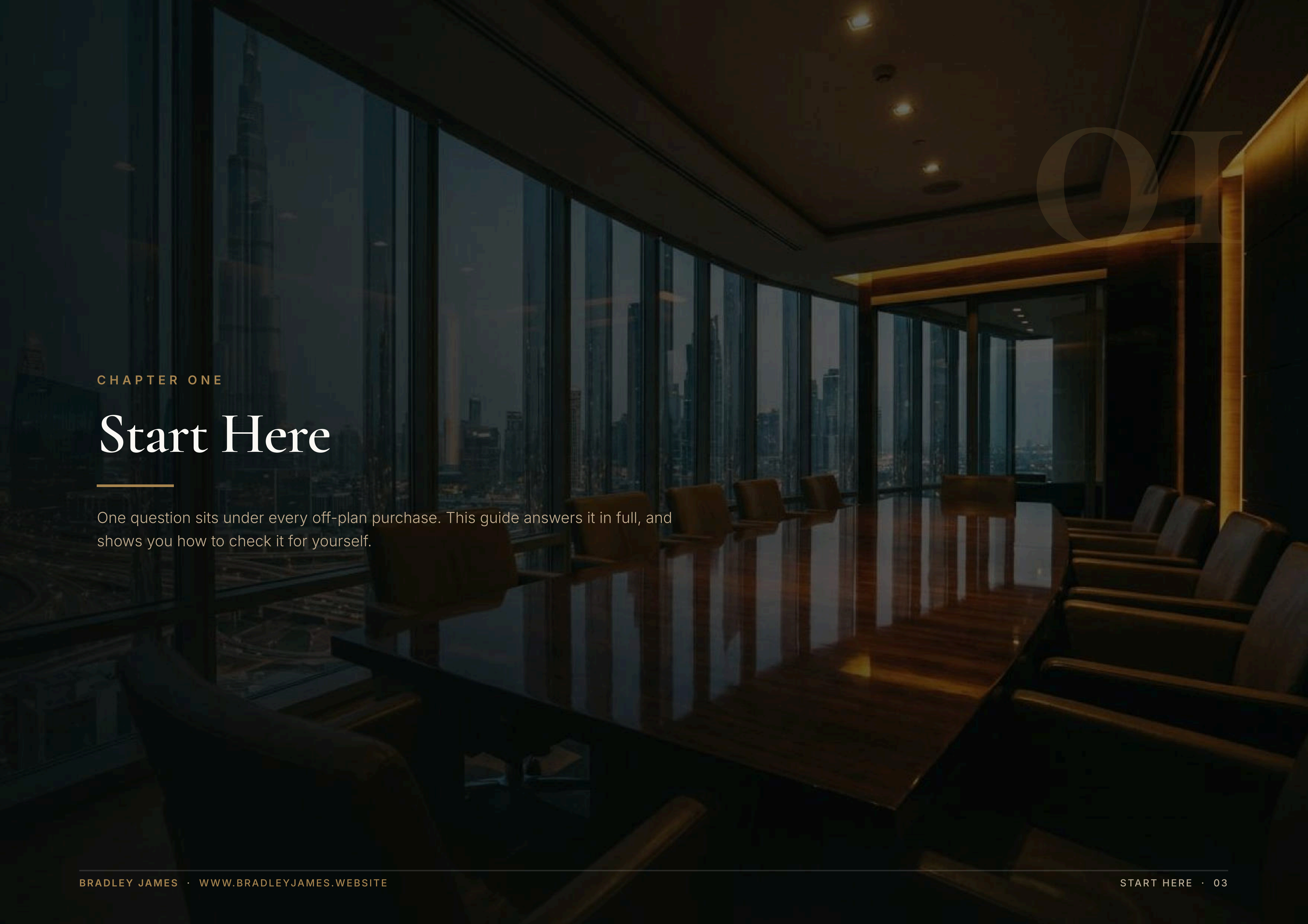
CONTENTS

What This Guide Covers



01

CHAPTER ONE

Start Here

One question sits under every off-plan purchase. This guide answers it in full, and shows you how to check it for yourself.

CHAPTER 01 · THE REAL QUESTION

Where Does the Money Actually Go?

When you buy an apartment that does not exist yet, one question sits under every other: what stops the developer from taking my deposit and simply walking away?

It is the right question to ask, and in many emerging markets the honest answer is **nothing**. In Dubai the answer is a specific piece of law from 2007 that most brokers never mention, because it is not a selling point, it is plumbing. But that plumbing is exactly why Dubai off-plan behaves like a capital-preservation instrument rather than a gamble. Understand it once and you will never look at an off-plan deal the same way again.

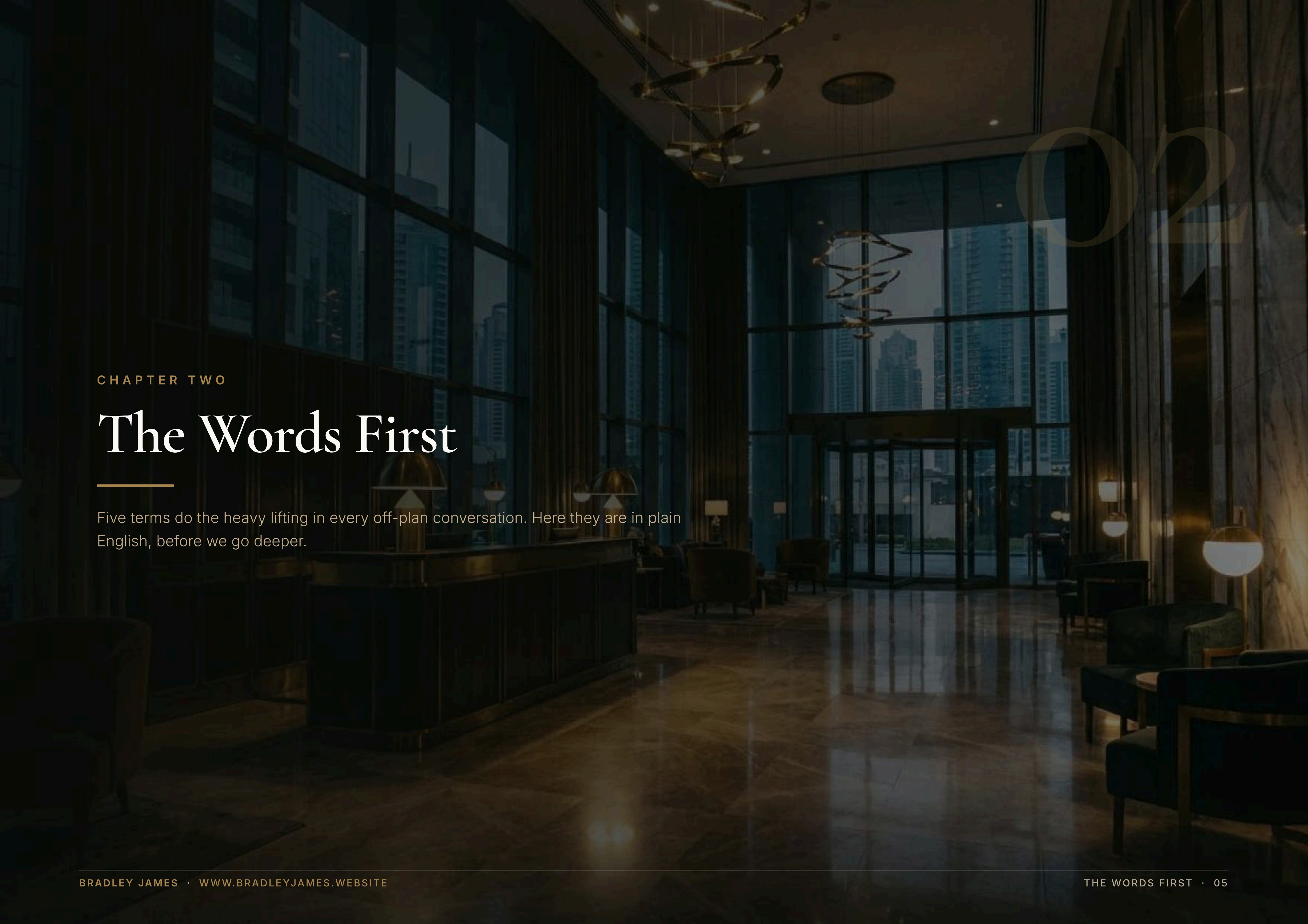
This guide explains it in plain English: what the safeguards are, why they exist, how your money actually moves, where the protection ends, and the five checks that take you ten minutes and remove almost all of the real risk.

AT A GLANCE

- Your deposit is paid to a supervised bank account, not to the developer.
- The developer can only draw it down as the building physically rises.
- A government regulator, RERA, oversees every release.
- If a project is cancelled, the law is built to refund buyers first.
- Escrow protects your money, not the calendar or the market. Both still matter.

THE POINT

"Off-plan is not a leap of faith. It is a structured risk, and the structure is written into Dubai law."



02

CHAPTER TWO

The Words First

Five terms do the heavy lifting in every off-plan conversation. Here they are in plain English, before we go deeper.

CHAPTER 02 · PLAIN ENGLISH

The Five Words That Matter

You cannot judge a safeguard you cannot name. Before the detail, here are the five terms that carry this entire topic, each explained the way you would want a friend in the industry to explain it.

◆ OFF-PLAN

A property you buy **before it is built**, directly from the developer, usually on a staged payment plan. You are buying a promise backed by a contract, which is precisely why the safeguards below exist.

◆ ESCROW

A neutral, ring-fenced bank account that holds your money. A third party, not the developer, controls it and only releases funds under agreed rules. Think of it as a referee holding the money until the work is done.

◆ DLD, THE DUBAI LAND DEPARTMENT

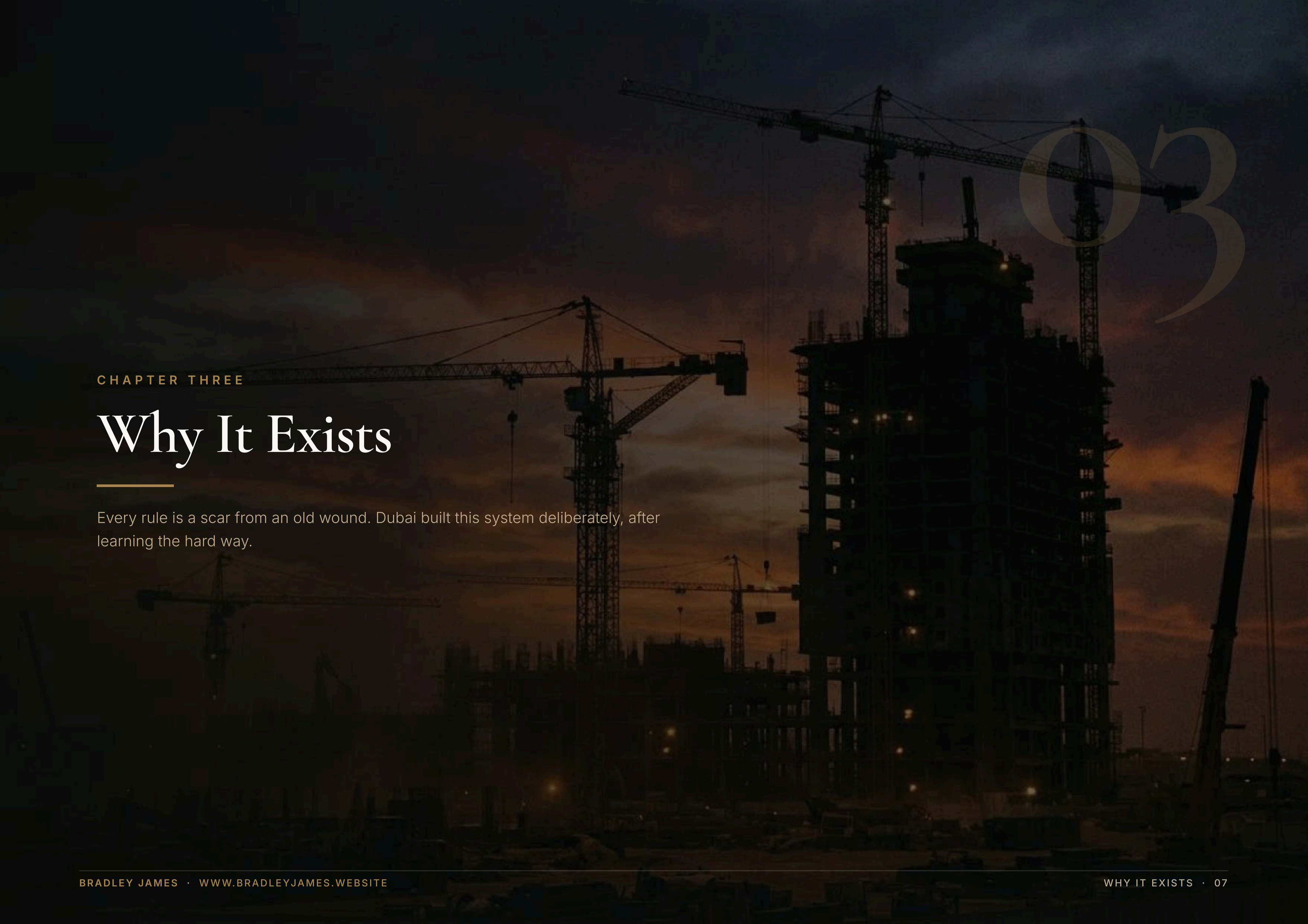
The government body that owns the property registry and the rules. Every legitimate transaction and title passes through it.

◆ RERA

The Real Estate Regulatory Agency, the arm of the DLD that licenses developers, registers projects and supervises the escrow accounts. The referee's referee.

◆ OQOOD

Arabic for 'contracts'. The interim register that records your off-plan purchase in your name before the tower is finished, so your claim exists on day one, not just at handover.



03

CHAPTER THREE

Why It Exists

Every rule is a scar from an old wound. Dubai built this system deliberately, after learning the hard way.

CHAPTER 03 · THE HISTORY

Why Dubai Built This System

Rules like this are never written in a vacuum. They are written after something goes wrong, and Dubai's escrow law is a direct response to the last time it did.

Before 2007, Dubai's property boom ran ahead of its regulation. Almost anyone could announce a project, collect deposits, and start selling floors in a building that existed only as a render. When the 2008 global financial crisis hit, a wave of those projects stalled or vanished, and buyers who had paid developers directly had little protection and no clear route to their money. Those are the horror stories people still repeat about Dubai. They are real, and they are the reason for everything that followed.

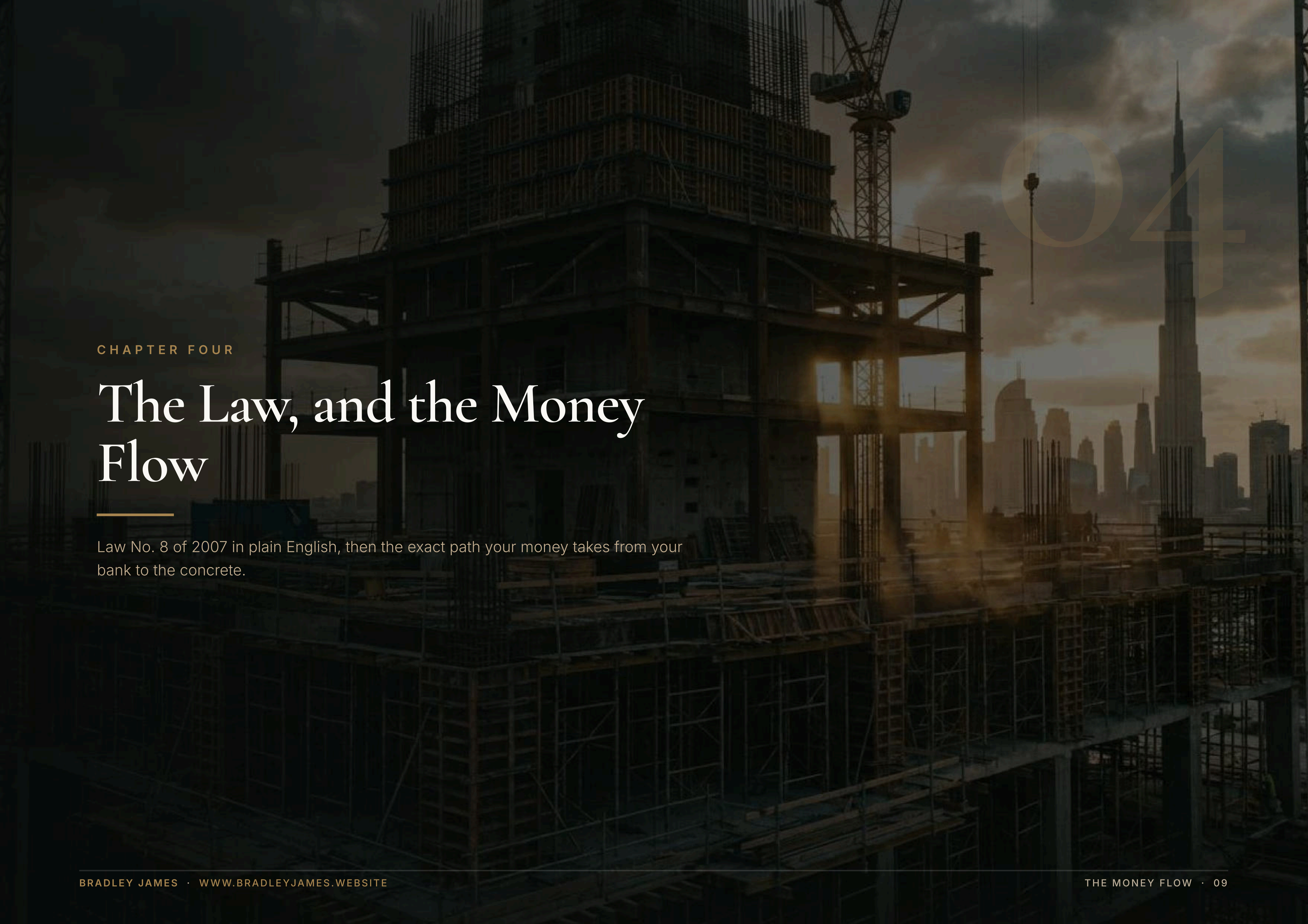
Dubai's response was not to retreat from off-plan, but to **engineer the risk out of it**. In 2007 it enacted the escrow law and created RERA to enforce it. The message to the world was simple: off-plan capital would now be protected by structure, not by trust. That decision is a large part of why international investors returned, and why the market that came back was far more institutional than the one that left.

◆ COMMON MISCONCEPTION

'Dubai off-plan is unregulated and risky.' That was true before 2007. The modern framework was purpose-built to end exactly that era. Judging today's market by pre-2008 stories is like judging air travel by the 1970s.

◆ WHY IT MATTERS

"The safeguards are not marketing. They are the mechanism a whole market was rebuilt around after it was burned once."



04

CHAPTER FOUR

The Law, and the Money Flow

Law No. 8 of 2007 in plain English, then the exact path your money takes from your bank to the concrete.

CHAPTER 04 · LAW NO. 8 OF 2007

What the Law Actually Requires

Dubai's escrow law requires every off-plan developer to route buyer payments into a dedicated trust account, held at a bank accredited by the Dubai Land Department and controlled by an independent escrow agent. The developer does not hold your money. The agent does, and releases it only against verified construction progress. Each registered project has **its own** account, so money for your tower cannot be moved to rescue a different one.

2007
YEAR THE ESCROW LAW WAS ENACTED
Dubai Law No. 8

1account
RING-FENCED PER PROJECT

RERA
THE REGULATOR THAT SUPERVISES RELEASES

◆ WHY 'PER PROJECT' MATTERS

A single shared account would let a struggling developer use your money to finish someone else's building, the exact domino effect people fear. One account per project is what breaks that chain.

CHAPTER 04 · THE MONEY FLOW

From Your Bank to the Concrete

Here is the actual path your money takes. Notice that at no point does the developer simply receive a lump sum and get to decide what to do with it.

1

You pay the escrow account

Step 1 · Funds go to the project's trust account at a DLD-accredited bank, not to the developer.

2

Work is certified

Step 2 · An appointed engineer confirms a genuine construction stage is complete.

3

RERA approves a release

Step 3 · Only then is a matching tranche released to the developer.

4

Repeat, stage by stage

Step 4 · Slow build means slow release. Your money stays tied to real progress.

5

A retention is held

Step 5 · A portion is kept back after handover to cover defects. The incentive to finish well is built in.

05

CHAPTER FIVE

The Four Layers

Escrow is the headline, but it is one of four protections that must line up before anyone can take your money.

Escrow Is One Layer of Four

Escrow rarely acts alone. It sits inside a stack of four protections, and the reassuring part is that **you can check every one of them yourself** before you commit a dirham. Three of the four already exist before you pay.

LAYER	WHAT IT DOES	YOU CAN CHECK
RERA registration	Licenses the developer and the project	Dubai REST app / DLD portal
Escrow account	Ring-fences your funds	Named in the sale agreement
Oqood register	Records your title before completion	The interim register, in your name
Title deed	Full legal ownership	Issued by the DLD at handover

◆ THE PRACTICAL TEST

Before any deposit leaves your account, ask to see three things: the project's RERA registration, the named escrow account, and your Oqood entry. If a seller cannot show all three, that is not a deal to negotiate, it is a deal to leave.

◆ TAKEAWAY

"Four independent checks, three of them available on day one. Risk you can verify is risk you can manage."

06

CHAPTER SIX

The 'Ponzi' Myth

The most common fear about Dubai construction, examined honestly, and where it is right and wrong.

The Domino Fear, Answered

You will hear a version of this from someone who sounds like they know: 'Dubai is one big domino scheme. Your deposit funds the next project, so if one fails they all fail.' It is worth taking seriously, because the person saying it is usually half right.

Where they are **right**: there are still weak and opportunistic developers in Dubai, and a naive buyer paying the wrong company directly could absolutely be hurt. Where they are **wrong**: the regulated escrow structure is designed specifically to prevent the domino. Because each project has its own ring-fenced account and funds release only against that project's certified progress, one developer cannot legally use your tower's money to prop up another. The domino needs a shared pot of money to fall. Escrow removes the shared pot.

So the honest conclusion is not 'ignore the risk', it is 'the risk is the counterparty, not the system'. Choose a registered project with a real escrow account and a credible developer, and the structural fear largely dissolves. Choose a rogue operator outside the framework and no law will save you. The framework works, but only if you stay inside it.

◆ THE REAL RISK

It is not systemic collapse. It is picking a poor developer whose building is slow, low-quality or hard to resell. That is a due-diligence problem, not an escrow problem, and it is entirely within your control.

07

CHAPTER SEVEN

The Honest Limits

No safeguard is total. Knowing exactly where escrow stops is how professionals actually use it.

CHAPTER 07 · WHERE IT STOPS

What Escrow Does, and Does Not, Cover

Pretending a protection is total is how investors get hurt. Escrow does one job extremely well: it ties your money to construction and stops it being misused. It does not promise a delivery date, a valuation or a developer's competence. The gap between the two columns below is exactly where your own diligence has to do the work.

ESCROW PROTECTS YOU FROM

- **Diverted funds.** Your money cannot be spent on other projects or overheads.
- **Total loss on cancellation.** If a project is cancelled, the framework refunds buyers from the escrow.
- **Paying ahead of progress.** Releases track certified construction, so you never fund a stalled site.

ESCROW DOES NOT PROTECT YOU FROM

- **Delays.** Timelines slip; escrow governs money, not the calendar.
- **Weak build quality.** It safeguards funds, not finish. The developer's record still matters.
- **Market moves.** Your unit's value at handover is set by the market, not the account.

08

CHAPTER EIGHT

If a Developer Fails

The scenario everyone worries about, and the specific machinery Dubai built to handle it.

CHAPTER 08 · THE WORST CASE

What Happens If It All Goes Wrong

The fair test of any safeguard is what it does on its worst day. So what actually happens if a developer genuinely fails to deliver?

Because the money sits in escrow rather than in the developer's pocket, a failure does not vaporise your capital. When a project stalls, RERA can step in, and Dubai has built dedicated machinery for exactly this: a process to cancel a dead project and a judicial route to liquidate its escrow and return funds to buyers, or to appoint a path to completion. In practice the regulator's strong preference is to see the building finished, because a completed asset serves everyone better than a refund. Either way, the buyers' pooled funds are the starting point, not an afterthought.

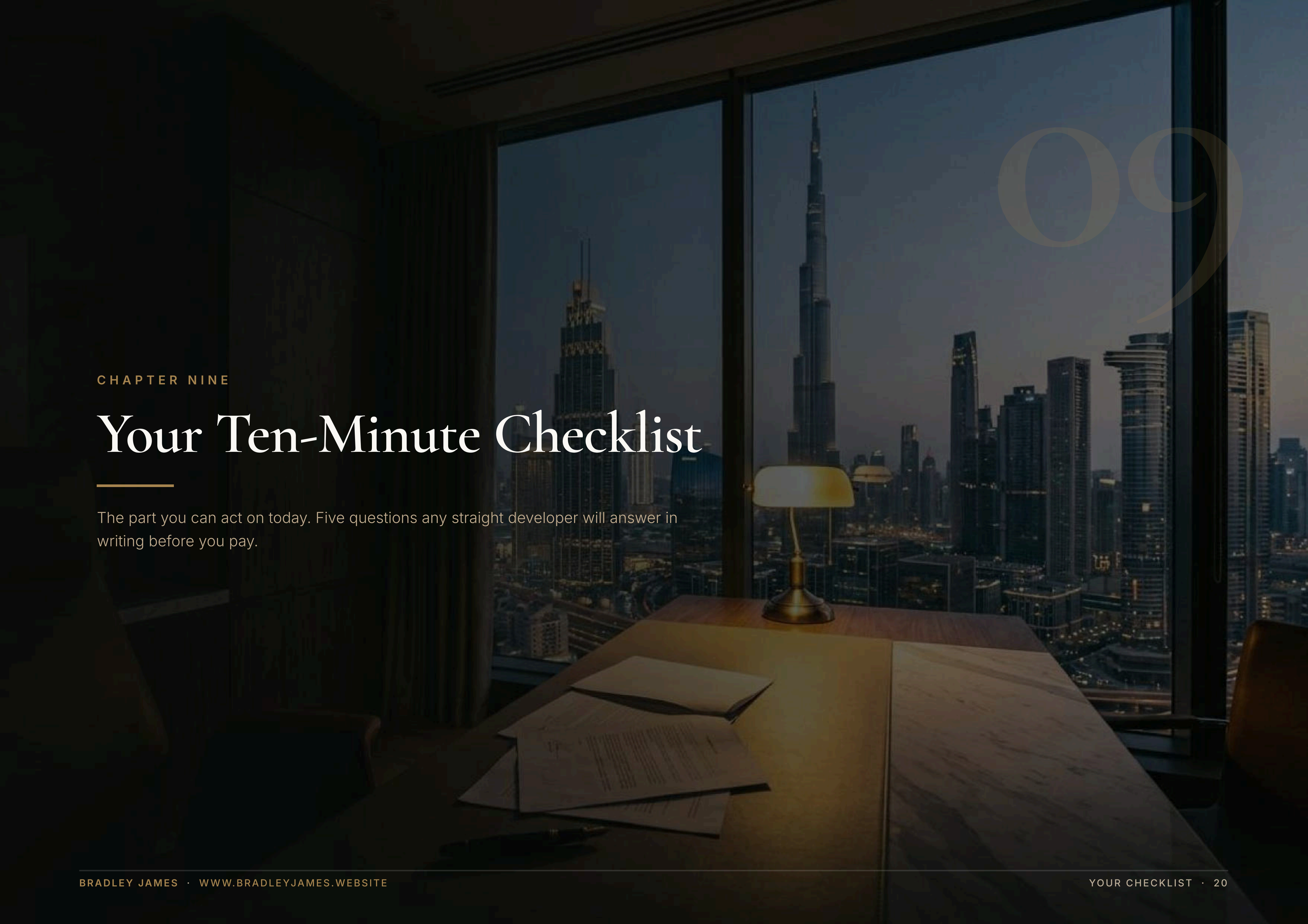
This is the opposite of the pre-2008 world, where a failure meant your money was already gone. Today a failure is a slow, supervised, paperwork-heavy process with your capital ring-fenced throughout. It is not pleasant, and it can be slow, but it is survivable by design.

◆ THE ENFORCEMENT IS REAL

Regulators here do act. The DLD has publicly fined developers for selling projects without the proper registrations. A framework that is enforced is worth far more than one that only exists on paper.

◆ TAKEAWAY

"Worst case, your money is ring-fenced and supervised, not lost. That single fact is why off-plan here is a different category of risk."



09

CHAPTER NINE

Your Ten-Minute Checklist

The part you can act on today. Five questions any straight developer will answer in writing before you pay.

CHAPTER 09 · USE IT

How to Check Escrow Before You Buy

Everything above becomes useful the moment you turn it into questions. Each of these is something you are entitled to ask, and a credible seller will answer all five in writing before your deposit moves. If the answers are vague, the risk is not the market, it is the person in front of you.

1. **Ask for the escrow account number.**
   It should be named in the sale agreement and held at a DLD-accredited bank. No account, no deal.
2. **Confirm the project is RERA-registered.**
   Search it yourself on the Dubai REST app or the DLD portal before paying anything.
3. **Insist on Oqood registration.**
   Your purchase should be recorded on the interim register in your name, so your claim exists immediately.
4. **Read the payment schedule.**
   Payments should track construction milestones, not arbitrary calendar dates. Milestone-linked is the safer structure.
5. **Verify the developer's delivery record.**
   Escrow guards the money; the developer's history guards the timeline and the quality. Look at what they have actually finished.

◆ RED FLAGS

- Pressure to pay the developer or an agent 'directly' to 'skip the paperwork'.
- No named escrow account in the contract.
- A payment plan tied to dates, not building milestones.
- A developer with no completed projects you can visit.

10

CHAPTER TEN

Straight Answers

The questions investors actually ask about escrow, answered plainly, plus the points to remember.

CHAPTER 10 · FAQ

The Questions Investors Actually Ask

Q. Do I pay the developer or the bank?

The bank. Your payments go into the project's escrow account at a DLD-accredited bank, controlled by an independent escrow agent. The developer only receives money in tranches as construction is certified.

Q. Can the developer touch my money whenever they want?

No. Releases are tied to verified construction milestones and approved through RERA. Slow build means slow release, which keeps your capital attached to real progress.

Q. What if the project is cancelled?

Because the funds sit in escrow, they are not lost. Dubai has a dedicated process to cancel dead projects and a judicial route to liquidate the escrow and refund buyers, with completion of the building the preferred outcome where possible.

Q. Does escrow guarantee my apartment will be finished on time?

No, and any broker who says so is overselling. Escrow governs the money, not the calendar. Delays happen. That is why the developer's delivery record is a separate, essential check.

Q. How do I actually verify all this?

The Dubai REST app and the DLD portal let you confirm a project's registration and status. The escrow account should be named in your sale agreement, and your purchase recorded under Oqood in your name.

Q. Is off-plan therefore risk-free?

No investment is. Escrow removes most of the structural risk of your money being misused or lost to a failed developer. The remaining risks, timing, quality and market price, are real and are managed by choosing the right developer at the right price.

CHAPTER 10 · REMEMBER THIS

The Five Points to Keep

If you take nothing else from this guide, take these five. They are the difference between an investor who sleeps well and one who lies awake over a building they never checked.

1. **Your money goes to a supervised account, not the developer.**
   That single fact reframes off-plan from faith to structure.
2. **Releases follow the concrete.**
   The developer is paid as the building rises, not before.
3. **You can verify everything yourself.**
   Registration, escrow, Oqood: three checks, available before you pay.
4. **The system is real, the counterparty is the risk.**
   Choose a credible developer inside the framework and the structural fear dissolves.
5. **Know the limits.**
   Escrow protects the money, not the timeline or the market. Diligence covers the rest.

REFERENCES & SOURCES

Every Figure, Sourced

Every statistic in this guide is attributed. Where sources differ, a range is used. Links are live and clickable.

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Buy the Building, Not the Promise.

◆ ABOUT BRADLEY

Not a broker, an advisor. I built a business in the UK and spent more than a decade advising people from all walks of life, before moving to Dubai and joining M&M Real Estate to work at a higher strategic level than the typical transactional broker. I specialise exclusively in off-plan investment for overseas and high-net-worth clients, I put my own capital into the projects I recommend, and my business is more than 80% referral-driven, because every client came through someone who trusted me first.

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