

APPENDIX 2
REVISED QUESTIONS & ANSWERS

Main LR amendments relating to electronic payment of cash distributions

REVISED QUESTIONS AND ANSWERS IN RELATION TO AMENDMENTS TO
BURSA MALAYSIA SECURITIES BERHAD MAIN MARKET LISTING REQUIREMENTS
RELATING TO ELECTRONIC PAYMENT OF CASH DISTRIBUTIONS
(As at 3 September 2012)

[eDividend](#)[Electronic payment of cash distributions](#)

- 8.39** Must a listed issuer amend its articles of association to allow for payment of cash dividends ~~via eDividend before providing the services of eDividend~~electronically to its shareholders pursuant to paragraph 8.26A of the Main LR?

By virtue of paragraph 7.36 of the Main LR, a listed issuer is in a position to ~~give effect to the eDividend requirements set out in~~ pay cash dividends to its shareholders electronically pursuant to paragraph 8.26A of the Main LR regardless of what may be stated in its articles of association in relation to cash dividend payment.

Notwithstanding this, to ensure that the listed issuer's articles of association are updated and comprehensive, it should proceed to amend the relevant provisions in its articles of association that may be inconsistent with the ~~eDividend~~requirements for the listed issuer to pay cash dividends electronically as set out in paragraph 8.26A of the Main LR. An amendment to its articles of association, if required, may be done at the listed issuer's next annual or extraordinary general meeting.

- 8.40** What should a listed issuer do if its sharesecurities holders have not provided their bank account information to the Depository ~~by 1 September 2010?~~

A listed issuer must take all reasonable and appropriate steps to engage and communicate with its sharesecurities holders on the availability and benefits of ~~eDividend~~the electronic payment of cash distributions, for example, in the various channels or means set out in the directive dated 19 February 2010 (Ref. No. SR/TAC/ro/LD07/10) ~~in relation to the implementation of eDividend~~ (“**Directive**”), and encourage its sharesecurities holders to provide their bank account information to the Depository. If, after taking such steps, the sharesecurities holders still do not provide their bank account information to the Depository ~~by 1 September 2010~~, the listed issuer may continue to pay cash ~~dividends~~distributions to these sharesecurities holders in the existing manner as authorized under the listed issuer's constituent documents or issuing documents such as the articles of association, trust deed or terms of issuance.

- 8.41** Where can a listed issuer obtain its sharesecurities holders' relevant contact details for purposes of compliance with paragraph 8.26A(2) of the Main LR?

A listed issuer can obtain its sharesecurities holders' relevant contact details from the Depository when requesting for the bank account information.

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- 8.42** Must a listed issuer notify all its [sharesecurities](#) holders electronically for purposes of ~~eDividend~~[electronic notification](#) under paragraph 8.26A(2) of the Main LR?

Currently, a listed issuer must provide electronic notification to all its [sharesecurities](#) holders who have provided their email details to the Depository to receive electronic notification. In addition, the listed issuer may also, at its discretion, provide other means of electronic notification such as notification via SMS to [sharesecurities](#) holders who have provided their mobile phone numbers only.

- 8.43** For purposes of compliance with paragraph 8.26A(2) of the Main LR, must a listed issuer provide the electronic notification to its [sharesecurities](#) holders by itself?

No, while a listed issuer is at liberty to issue the electronic notification itself, this function can also be done by the listed issuer's service provider such as the bank which debits the cash ~~dividend~~[distributions](#) from the listed issuer's account or through its share registrar.

- 8.44** When must a listed issuer notify its [sharesecurities](#) holders electronically under paragraph 8.26A(2) of the Main LR?

A listed issuer must notify its [sharesecurities](#) holders electronically, as soon as practicable after the cash ~~dividend~~[distributions](#) have been paid out of its account.

- 8.45** Who can be the service providers for ~~eDividend~~[the electronic payment of cash distributions](#)?

The service providers for ~~eDividend~~[the electronic payment of cash distributions](#) include the share registrars (whether external or in-house), [the paying agents providing cash management services for payment to third parties such as the banks or lead arrangers of the listed issuers](#) who offer such facilities, and the Depository.

- 8.46** Can a listed issuer appoint another share registrar or the Depository to be its ~~eDividend~~ service provider [for the electronic payment of cash distributions such as cash dividends](#) whilst at the same time maintaining its existing share registrar for other services?

Yes, a listed issuer may appoint another share registrar or the Depository to be its ~~eDividend~~ service provider [for the electronic payment of cash distributions such as cash dividends](#).

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8.47 Does a listed issuer have to procure the consent of each of its sharesecurities holders to receive payment of the cash dividend distributions in the form of eDividendelectronically?

No. The consent will be procured by the Depository when the sharesecurities holders/depositors provide their bank account information to the Depository.

~~**8.48** Are the eDividend requirements under paragraph 8.26A of the Main LR applicable to listed issuers which are listed collective investment schemes?~~

~~No. The eDividend requirements under paragraph 8.26A of the Main LR apply only to listed issuers which are incorporated as corporations. This provision is not applicable to other forms of cash distribution made by a collective investment scheme, such as interest payments and income distributions of an exchange traded fund or real estate investment trust.~~

8.498 Is a listed issuer required to provide the eDividend services for electronic payment of cash distributions to its sharesecurities holders if payment of the dividend is satisfied by an issue of shares (dividend in specie) and in cash?

Where payment of dividend is to be satisfied by an issue of shares (dividend in specie) and in cash, a listed issuer is still required to provide eDividendthe services for electronic payment of cash distributions to its sharesecurities holders in respect of the cash dividend portion. However, eDividend-electronic payment of cash distributions is not applicable to the dividend in specie.

8.49 Can a listed issuer pay other types of cash payments not falling within paragraph 8.26A(3) of the Main LR, to its securities holders electronically?

Yes, a listed issuer may voluntarily pay the other types of cash payments not falling within paragraph 8.26A(3) of the Main LR, to its securities holders via direct crediting into the bank accounts of its securities holders who have provided their bank account details to the Depository. For this, the listed issuer must refer to and comply with the relevant requirements set out in the Rules of the Depository.

[End]