

**ANNEXURE 1**

**RULES OF BURSA MALAYSIA DEPOSITORY SDN BHD**

**RULE AMENDMENTS IN RELATION TO BUSINESS TRUSTS**

EXISTING PROVISIONS		AMENDED PROVISIONS
<b>Rule 1.01</b>	<p><b>Rule 1.01 Definition:</b></p> <p>“issuer” shall have the meaning as assigned to it in the Act and in the case of a trust, shall mean the management company of the trust</p>	<p>“issuer” shall have the meaning as assigned to it in the Act and in the case of a trust, shall mean the management company or <u>the trustee-manager</u> of the trust, <u>as the case may be.</u></p>
<b>Rule 1.01</b>	<p><b>New definition</b></p>	<p><u>“share buy-back” in relation to a trust, means the buy-back of the trust’s own units by the management company or the trustee-manager.</u></p>
<b>Rule 19.01</b>	<p><b>Rule 19.01 Prohibitions:</b></p> <p>An issuer is prohibited from withdrawing deposited securities from the Depository except in the following circumstances -</p> <p>(a) to facilitate cancellation of the issuer’s own shares purchased by the issuer;</p> <p>(b) to facilitate conversion of non-equity securities;</p> <p>(c) to facilitate company restructuring process;</p> <p>(d) to facilitate rectification of error;</p> <p>(e) to facilitate redemption or partial redemption of the non-equity securities or any other action by the issuer that results in a cancellation of the non-equity securities;</p> <p>(f) to facilitate the restructuring of the non-equity securities arising from a declaration of an event of default in respect of</p>	<p><b>Rule 19.01 Prohibitions:</b></p> <p>An issuer is prohibited from withdrawing deposited securities from the Depository except in the following circumstances -</p> <p>(a) to facilitate cancellation of the issuer’s own <u>securities</u> shares purchased <u>by the issuer in a share buy-back;</u></p> <p>(b) to facilitate conversion of non-equity securities;</p> <p>(c) to facilitate company restructuring process;</p> <p>(d) to facilitate rectification of error;</p> <p>(e) to facilitate redemption or partial redemption of the non-equity securities or any other action by the issuer that results in a cancellation of the non-equity securities;</p> <p>(f) to facilitate the restructuring of the non-equity securities arising from a declaration of an event of default in respect of</p>

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	<p>the non-equity securities;</p> <p>(g) where a body corporate has been removed from the official list of a stock exchange;</p> <p>(h) where such securities are unlisted securities;</p> <p>(i) to facilitate a transmission of securities out from the Depository as contemplated under Rules 19.03 and 28.07</p> <p>(j) in relation to a Special Purpose Acquisition Company (“SPAC”) as defined under the Commission’s Equity Guidelines, to facilitate the SPAC’s compliance with the Commission’s Equity Guidelines or the Listing Requirements of the Stock Exchange; or</p> <p>(k) in any other circumstance determined by the Depository from time to time, after consultation with the Commission.</p>	<p>the non-equity securities;</p> <p>(g) where a body corporate has been removed from the official list of a stock exchange;</p> <p>(h) where such securities are unlisted securities;</p> <p>(i) to facilitate a transmission of securities out from the Depository as contemplated under Rules 19.03 and 28.07</p> <p>(j) in relation to a Special Purpose Acquisition Company (“SPAC”) as defined under the Commission’s Equity Guidelines, to facilitate the SPAC’s compliance with the Commission’s Equity Guidelines or the Listing Requirements of the Stock Exchange; or</p> <p>(k) in any other circumstance determined by the Depository from time to time, after consultation with the Commission.</p>
<b>Rule 26.04A</b>	<p><b>Rule 26.04A Establishment of share buy back accounts under section 67A of the Companies Act:</b></p> <p>(a) <b>Opening of account:</b> Unless permitted otherwise by a Stock Exchange, an issuer shall, open only one securities account designated as share buy back account with any one of the authorised depository agent.</p> <p>(b) <b>Operation of account:</b> An issuer shall only utilise the share buy back account for the purpose of purchasing its own shares in accordance with section 67A of the Companies Act 1965, any regulations made thereunder and the Rules of the Stock Exchange.</p>	<p><b>Rule 26.04A Establishment of share buy-back accounts <del>under section 67A of the Companies Act:</del></b></p> <p>(a) <b>Opening of account:</b> Unless permitted otherwise by a Stock Exchange, an issuer shall, open only one securities account designated as share buy-back account with any one of the authorised depository agent.</p> <p>(b) <b>Operation of account:</b> An issuer shall only utilise the “share buy-back account” for the purpose of purchasing its own <del>securities in a share buy-back shares</del> in accordance with <del>the relevant laws, regulations or rules</del><del>section 67A of the Companies Act 1965, any regulations made thereunder and the Rules of the Stock Exchange.</del></p>

EXISTING PROVISIONS		AMENDED PROVISIONS	
<b>Rule 28.01</b>	<p><b>Rule 28.01 Prohibitions:</b></p> <p>(1) <b>Circumstances for withdrawals:</b> A depositor is prohibited from withdrawing his deposited securities from the Depository except in the following circumstances -</p> <ul style="list-style-type: none"> <li>(a) to facilitate cancellation of the depositor's own shares purchased by the depositor where the depositor is the issuer of such shares;</li> <li>(b) to facilitate conversion of non-equity securities;</li> <li>(c) to facilitate company restructuring process;</li> <li>(d) to facilitate rectification of error;</li> <li>(e) to facilitate redemption or partial redemption of the non-equity securities or any other action by the issuer that results in a cancellation of the non-equity securities;</li> <li>(f) to facilitate the restructuring of the non-equity securities arising from a declaration of an event of default in respect of the non-equity securities;</li> <li>(g) where a body corporate has been removed from the official list of a stock exchange;</li> <li>(h) where such securities are unlisted securities;</li> <li>(i) to facilitate a transmission of securities out from the Depository as contemplated under Rules 19.03 and 28.07;</li> <li>(j) in relation to a Special Purpose Acquisition Company ("SPAC") as defined under the Commission's Equity</li> </ul>	<b>Rule 28.01</b>	<p><b>Rule 28.01 Prohibitions:</b></p> <p>(1) <b>Circumstances for withdrawals:</b> A depositor is prohibited from withdrawing his deposited securities from the Depository except in the following circumstances -</p> <ul style="list-style-type: none"> <li>(a) to facilitate cancellation of the depositor's own <del>securities</del><u>shares</u> purchased by the depositor <u>in a share buy-back</u> where the depositor is the issuer of such <del>securities</del><u>shares</u>;</li> <li>(b) to facilitate conversion of non-equity securities;</li> <li>(c) to facilitate company restructuring process;</li> <li>(d) to facilitate rectification of error;</li> <li>(e) to facilitate redemption or partial redemption of the non-equity securities or any other action by the issuer that results in a cancellation of the non-equity securities;</li> <li>(f) to facilitate the restructuring of the non-equity securities arising from a declaration of an event of default in respect of the non-equity securities;</li> <li>(g) where a body corporate has been removed from the official list of a stock exchange;</li> <li>(h) where such securities are unlisted securities;</li> <li>(i) to facilitate a transmission of securities out from the Depository as contemplated under Rules 19.03 and 28.07;</li> <li>(j) in relation to a Special Purpose Acquisition Company ("SPAC") as defined under the Commission's Equity</li> </ul>

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	<p>Guidelines, to facilitate the SPAC's compliance with the Commission's Equity Guidelines or the Listing Requirements of the Stock Exchange; or</p> <p>(k) in any other circumstances determined by the Depository from time to time, after consultation with the Commission.</p> <p>(2) <b>When withdrawals are not allowed:</b> Notwithstanding the provisions in Rule 28.01(1), the Depository may disallow a depositor from withdrawing his securities from the Depository under such circumstances and for such period of time as may be prescribed by the Depository.</p>	<p>Guidelines, to facilitate the SPAC's compliance with the Commission's Equity Guidelines or the Listing Requirements of the Stock Exchange; or</p> <p>(k) in any other circumstances determined by the Depository from time to time, after consultation with the Commission.</p> <p>(2) <b>When withdrawals are not allowed:</b> Notwithstanding the provisions in Rule 28.01(1), the Depository may disallow a depositor from withdrawing his securities from the Depository under such circumstances and for such period of time as may be prescribed by the Depository.</p>
<b>Rule 33.10</b>	<p><b>Rule 33.10 Share buy back accounts:</b></p> <p>Accounts which have been designated as share buy back accounts may be established or opened by authorised depository agents on behalf of the Depository for its clients who are-</p> <p>(a) issuers for the purchase of their own shares; or</p> <p>(b) persons to be given financial assistance for the purchase of shares issued by one particular issuer,</p> <p>under section 67A of the Companies Act 1965.</p>	<p><b>Rule 33.10 Share buy-back accounts:</b></p> <p>Accounts which have been designated as "<u>share buy-back accounts</u>" may be established or opened by authorised depository agents on behalf of the Depository for its clients who are-</p> <p>(a) issuers for the purchase of their own <u>securities</u> shares in a <u>share buy-back</u>; or</p> <p>(b) persons to be given financial assistance for the purchase of <u>securities</u> shares issued by one particular issuer,</p> <p>under <u>the relevant laws, regulations or rules</u> <del>section 67A of the Companies Act 1965.</del></p>
<b>Rule 36.02</b>	<p><b>Rule 36.02 Securities under suspense:</b></p> <p>Subject to Rule 36.04, the Depository may specify a deposited security held in any particular securities account or a particular securities account as under suspense, whether on a temporary basis or otherwise, in any of the following circumstances –</p>	<p><b>Rule 36.02 Securities under suspense:</b></p> <p>Subject to Rule 36.04, the Depository may specify a deposited security held in any particular securities account or a particular securities account as under suspense, whether on a temporary basis or otherwise, in any of the following circumstances –</p>

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<p>(a) where the Stock Exchange in accordance with its Rules has suspended trading of a particular security or a particular class of securities in respect of such security;</p> <p>(b) in the case of an individual depositor, where it has been notified that the depositor has died;</p> <p>(c) where a request for suspension of such security has been received from the depositor;</p> <p>(d) where in compliance with the powers of the Investigating Officer to inspect, examine and operate the whole or any part of the computer system pursuant to section 54(1)(a) of the Act, the Commission has decided that it is absolutely necessary to place such security under suspense;</p> <p>(e) where a direction is given by of the Depository, in consultation with the Stock Exchange and with the approval of the Commission to suspend such security in the public interests;</p> <p>(f) where it has been traced that the deposited security is at some point in time a deposited security which was obtained illegally into the account or is a security underlying a scrip which has been reported lost or stolen;</p> <p>(g) where the Depository in its absolute discretion is of the opinion that there is a need to place under suspense a transferred security pending further investigations by the relevant authorities;</p> <p>(h) where, subject to an indemnity given by the authorised depository agent, a request for suspension has been received from such agent where the account is maintained;</p> <p>(i) where the Depository has been served with an order of a court of competent jurisdiction prohibiting any dealing in</p>	<p>(a) where the Stock Exchange in accordance with its Rules has suspended trading of a particular security or a particular class of securities in respect of such security;</p> <p>(b) in the case of an individual depositor, where it has been notified that the depositor has died;</p> <p>(c) where a request for suspension of such security has been received from the depositor;</p> <p>(d) where in compliance with the powers of the Investigating Officer to inspect, examine and operate the whole or any part of the computer system pursuant to section 54(1)(a) of the Act, the Commission has decided that it is absolutely necessary to place such security under suspense;</p> <p>(e) where a direction is given by of the Depository, in consultation with the Stock Exchange and with the approval of the Commission to suspend such security in the public interests;</p> <p>(f) where it has been traced that the deposited security is at some point in time a deposited security which was obtained illegally into the account or is a security underlying a scrip which has been reported lost or stolen;</p> <p>(g) where the Depository in its absolute discretion is of the opinion that there is a need to place under suspense a transferred security pending further investigations by the relevant authorities;</p> <p>(h) where, subject to an indemnity given by the authorised depository agent, a request for suspension has been received from such agent where the account is maintained;</p> <p>(i) where the Depository has been served with an order of a court of competent jurisdiction prohibiting any dealing in</p>

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	respect of a deposited security;		respect of a deposited security;
(j)	where an order under regulation 8 of the Essential (Protection of Depositors) Regulation 1986 has been made by the Central Bank and published in the Gazette;	(j)	where an order under regulation 8 of the Essential (Protection of Depositors) Regulation 1986 has been made by the Central Bank and published in the Gazette;
(k)	where an application under section 22 of the Act for withdrawal of such security has been made by a depositor.	(k)	where an application under section 22 of the Act for withdrawal of such security has been made by a depositor.
(l)	where a Receiver or Manager appointed in relation to an authorised depository agent under suspension has recommended pursuant to Rule 3.03(d) to the Depository that a particular securities account, a particular securities therein or a particular issue of securities thereof be put under suspension;	(l)	where a Receiver or Manager appointed in relation to an authorised depository agent under suspension has recommended pursuant to Rule 3.03(d) to the Depository that a particular securities account, a particular securities therein or a particular issue of securities thereof be put under suspension;
(m)	where the issuer purchases its own shares in accordance with section 67A of the Companies Act 1965;	(m)	where the issuer purchases its own <del>securities</del> <u>shares in a share buy-back</u> in accordance with <u>the relevant laws, regulations or rules</u> <del>section 67A of the Companies Act 1965</del> ;
(n)	where the Depository has been served with a written request by a person duly authorised to investigate into any offence under any law;	(n)	where the Depository has been served with a written request by a person duly authorised to investigate into any offence under any law;
(o)	where the Depository receives instructions from the Clearing House to suspend securities held in the principal or nominee account of the authorised depository agent or the authorised direct member arising from the default of the authorised depository agent or authorised direct member in its obligations to the Clearing House as a Clearing participant, pursuant to the Rules of the Clearing House;	(o)	where the Depository receives instructions from the Clearing House to suspend securities held in the principal or nominee account of the authorised depository agent or the authorised direct member arising from the default of the authorised depository agent or authorised direct member in its obligations to the Clearing House as a Clearing participant, pursuant to the Rules of the Clearing House;
(p)	where the Depository receives instructions from the Commission to suspend pursuant to any provisions in the Act; and	(p)	where the Depository receives instructions from the Commission to suspend pursuant to any provisions in the Act; and

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	(q) in such other circumstances as the Depository may in its discretion deem fit, and the Depository shall notify the Commission of the suspension as soon as the decision to suspend is made by the Depository.	(q) in such other circumstances as the Depository may in its discretion deem fit, and the Depository shall notify the Commission of the suspension as soon as the decision to suspend is made by the Depository.																								
Part VII (item 14)	<b>FEEES AND CHARGES STRUCTURE FOR THE CENTRAL DEPOSITORY SYSTEM</b>	<b>FEEES AND CHARGES STRUCTURE FOR THE CENTRAL DEPOSITORY SYSTEM</b>																								
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[End of Rule Amendments]