

(Translation)

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The Securities and Exchange Commission

Notification of the Securities and Exchange Commission

No. KorThor 6/2547

Re: Additional Determination of Type of Juristic Person Classified as Institutional Investor.

By virtue of section 3 and section 9 under the Derivatives Act, B.E. 2546 (2003), the SEC hereby issues the following regulations:

Clause 1. The following juristic persons shall be institutional investors under Section 3 of the Derivatives Act, B.E. 2546 (2003):

- (1) a commercial bank;
- (2) the Bank of Thailand;
- (3) an international financial institution;
- (4) a juristic person established under a specific law;
- (5) a government agency and a State enterprise under the law on budgetary procedure;
- (6) the Financial Institution Development Fund;
- (7) a juristic person having total assets of five hundred million Baht or more, according to the latest financial statement audited by an auditor;
- (8) a juristic person having total securities investment of one hundred million Baht or more, according to the latest financial statement audited by an auditor;
- (9) a juristic person having the persons defined as an institutional investor under section 3 of the Derivatives Act, B.E. 2546 (2003) and those mentioned in subsection (1) to (8) above hold total shares of more than 75 percent of all voting shares;
- (10) a foreign investor of similar characteristic as the persons defined under section 3 of the Derivatives Act, B.E. 2546 (2003) or those mentioned in subsection (1) to (9) *mutatis mutandis*.

Clause 2. This Notification shall come into force from 6 January 2004.

Notified this 23rd of April 2005.

Suchat Jaovisidha
(Captain Suchat Jaovisidha)
Minister of Finance
Chairman of the Securities and Exchange Commission