

UNOFFICIAL TRANSLATION

Readers should be aware that only the original Thai text has legal force, and that this English translation is strictly for reference.

**Notification of the Securities and Exchange Commission
No. Kor Khor. 10/2547
Re: Registration of Derivatives Business Operator
In the Category of Derivatives Advisor**

By virtue of Section 6, Section 9 and Paragraph 3 of Section 16 of *the Derivatives Act B.E. 2546 (2003)*, the Securities and Exchange Commission hereby issues the following regulations:

Clause 1 In this Notification:

“*Office*” means the Office of the Securities and Exchange Commission.

Clause 2 An applicant for registration of derivatives business operation in the category of derivatives advisor shall be any of the following juristic persons:

- (1) commercial bank under the *Law on Commercial Banking*;
- (2) finance company under the *Law on Finance Business, Securities Business and Credit Foncier Business*;
- (3) securities company under the *Law on Securities and Exchange*.

Clause 3 The applicant under Clause 2 shall have the following qualifications:

- (1) capable of maintaining net capital and reserves pursuant to the rules under the law governing business operation of such juristic person;
- (2) capable of showing that a system ready for operating derivatives business in the category of derivatives advisor will be established with a system for preventing conflicts of interest and leakage of information as well as a system for supervising and monitoring compliance with the established system.

Clause 4 The applicant for registration under Clause 2 shall file an application with the *Office* via the Form together with the evidentiary documentation as specified and announced by the *Office*. In this regard, the *Office* shall finish the consideration and make a decision on such application for registration within sixty days as from the date of receiving the application and the evidentiary documentation in full.

Clause 5 This Notification shall come into force from 6 January 2004.

Notified this 23rd day of January 2004.

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