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**Notification of the Capital Market Supervisory Board
No. TorThor. 92/2552
Re: Rules, Conditions and Procedures for Brokerage
and Dealing of Foreign Securities
(No.2)**

By virtue of Section 16/6 and Section 113 of the Securities and Exchange Act B.E. 2535 (1992) as amended by the Securities and Exchange Act (No.4) B.E. 2551 (2008) and Section 114 of the Securities and Exchange Act B.E. 2535 (1992) which contains certain provisions relating to the restriction of rights and liberties of persons which Section 29 in conjunction with Section 33, Section 34, Section 41, Section 43, Section 44 and Section 64 of the Constitution of the Kingdom of Thailand so permits by virtue of law, the Securities and Exchange Commission, acting as the Capital Market Supervisory Board under Section 60 of the Securities and Exchange Act (No. 4) B.E. 2551 (2008), hereby issues the following regulations:

Clause 1. The provision of Clause 1 of the notifications of the Capital Market Supervisory Board No.Tor.Thor. 1/2551 Re: Rules, Conditions and Procedures for Brokerage and Dealing of Foreign Securities dated 28 May 2008 shall be repealed and replaced with the following provision:

“Clause 1 In this Notification:

“Securities company” means a company licensed to undertake securities business in the category of securities brokerage or securities dealing;

“Foreign securities” means securities which are issued in foreign currency denomination and offered in foreign countries;

“Foreign securities exchange” means a juristic person established under foreign laws which is allowed to provide services of securities exchange or securities trading center by virtue of such laws and governed by government agencies or securities regulators (regulated exchange);

“Allotted quota” means quota of foreign securities or derivatives investment which the Bank of Thailand delegates the Office to make allotment;

Clause 2. The provision of Clause 3 of the notifications of the Capital Market Supervisory Board No.Tor.Thor. 1/2551 Re: Rules, Conditions and Procedures for Brokerage and Dealing of Foreign Securities dated 28 May 2008 shall be repealed and replaced with the following provision:

“Clause 3 In providing foreign securities brokerage services, a securities company shall provide services only for trading of the following securities:

(1) securities listed in foreign securities exchange including rights obtaining from previous securities investment;

(2) bonds or debt instruments issued or guaranteed by foreign governments, foreign government agencies, or international organizations;

(3) bonds or debt instruments issued or guaranteed by state enterprises under foreign laws;

(4) debt instruments issued by foreign private entities that instruments or issuers are investment grade;

(5) non-listed securities offered for sale to the public with a concrete plan to be listed on foreign securities exchange;

(6) investment units of foreign off-exchange traded mutual funds that have investment policy in securities in (1) (2) (3) (4) (5) or (7) or;

(7) any other securities as specified in the notification of the SEC Office”

Clause 3. The provision of Clause 8 and Clause 9 of the Notifications of the Capital Market Supervisory Board No.Tor.Thor. 1/2551 Re: Rules, Conditions and Procedures for Brokerage and Dealing of Foreign Securities dated 28 May 2008 shall be repealed and replaced with the following provision:

“Clause 8 In providing foreign securities brokerage services, a securities company shall be exempted from complying with the Notification of the Capital Market Supervisory Board No.Tor.Thor. 65/2552 Re: Rules and Procedures for Securities Brokerage Outside the Stock Exchange of Thailand dated 3 August 2009.

Clause 9 In dealing of foreign securities, a securities company shall be exempted from complying with Clause 8, Clause 15 and Clause 16 of the Notification of the Capital Market Supervisory Board No.Tor.Dor. 67/2552 Re: Rules, Conditions and Procedures for Dealing of Debt Securities dated 3 August 2009.

In cases where dealing of foreign securities under the first paragraph is made in foreign securities exchange, a securities company shall be exempted from complying with Clause 10, Clause 11, Clause 12, Clause 13 and Clause of the Notification of the Capital Market Supervisory Board No.Tor.Dor. 67/2552 Re: Rules, Conditions and Procedures for Dealing of Debt Securities dated 3 August 2009.”

Clause 4. This Notification shall come into force from 1 November 2009

Notified this 15th day of October 2009.

- Signature -
(Mr. Vijit Supinit)

Chairman
Securities and Exchange Commission

Remark: The rationale for issuing this Notification is to allow additional types of foreign securities that securities companies provide brokerage and dealing services of foreign securities to retail investors and to revise wording that refer to the Notification of the Capital Market Supervisory Board instead of using the Notification of the Securities and Exchange Commission Re: Rules and Procedures for Securities Brokerage Outside the Stock Exchange of Thailand dated 18 May 1992 and the Notification of the Securities and Exchange Commission No. KorThor. 43/2543 Re: Rules, Conditions and Procedures for Dealing of Debt Securities dated 26 September 2000