

**(UNOFFICIAL TRANSLATION)**

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**Notification of the Office of the Securities and Exchange Commission**

**No. SorKhor/Nor. 15/2553**

**Re: Rules, Conditions and Procedures for Management of Funds**

**(No. 3)**

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By virtue of Section 129 of the Securities and Exchange Act B.E. 2535 (1992) which contains certain provisions in relation to restriction of rights and liberty 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, along with Clause 19(6) of the Notification of the Capital Market Supervisory Board No. TorNor. 27/2552 Re: Rules, Conditions and Procedures for Establishment and Management of Funds dated 20 July 2009, the Office of the Securities and Exchange Commission hereby issues the following regulations:

**Clause 1.** The following provision shall be added as Clause 45/1 in Division 7 Scheme Amendment of Chapter 1 General Provision in Part 2 Mutual Fund Management of the Notification of the Office of the Securities and Exchange Commission No. SorKhor/Nor. 23/2552 Re: Rules, Conditions, and Procedures for Management of Funds dated 28 July 2009.

“Clause 45/1. In amending a scheme by obtaining an approval from the SEC Office, for any cases other than the case prescribed by Clause 48 and Clause 49, the management company shall submit a written request together with details of the scheme which has already been amended and pay the related fee according to the notification of the SEC Office concerning Determination of Fees for Filing, Registration and Other Applications. In this regard, the scheme amendment under Clause 46 shall not be subject to such fee.

Upon the receipt of the complete request and supporting documents according to the first paragraph, the SEC Office shall notify the result of its consideration to the management company within thirty days.

The management company shall not charge the fee under the first paragraph from the mutual fund.”

**Clause 2.** The provision under Clause 46 of the Notification of the Office of the Securities and Exchange Commission No. SorKhor/Nor.

(Translation)

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23/2552 Re: Rules, Conditions, and Procedures for Management of Funds dated 28 July 2009 shall be repealed and replaced with the following provision:

“Clause 46. In amending a scheme whereby such amendment is beneficial to the unitholders of the mutual fund or is to comply with the laws and rules prescribed by the Capital Market Supervisory Board or the SEC Office, the management company shall submit a written request with details of the scheme, which has already been amended, together with the representation by the fund supervisor to the SEC Office.

It shall be deemed that the approval has been granted for the scheme amendment when the SEC Office has received a completed request and supporting documents according to the first paragraph.”

**Clause 3.** This Notification shall come into force as from 16 June 2010.

Notified this 13<sup>th</sup> day of May 2010.

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Thirachai Phuvanatanarubala  
(Mr. Thirachai Phuvanatanarubala)  
Secretary-General

Office of the Securities and Exchange Commission

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**Remark:** The rationale for issuance of this Notification is: (1) to clarify the procedures for submitting request and approval of the scheme amendment, and (2) to revise the rules with respect to the fee for the scheme amendment to be more appropriate.