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**No. S 470**

**SECURITIES AND FUTURES ACT  
(CHAPTER 289)**

**SECURITIES AND FUTURES  
(OFFERS OF INVESTMENTS)  
(SHARES AND DEBENTURES) (AMENDMENT)  
REGULATIONS 2012**

In exercise of the powers conferred by sections 240, 240A, 249, 251, 262, 272A, 272B, 277, 280, 318, 337, 339 and 341 of the Securities and Futures Act, the Monetary Authority of Singapore hereby makes the following Regulations:

**Citation and commencement**

1. These Regulations may be cited as the Securities and Futures (Offers of Investments) (Shares and Debentures) (Amendment) Regulations 2012 and shall come into operation on 1st October 2012.

**Amendment of regulation 2**

2. Regulation 2(1) of the Securities and Futures (Offers of Investments) (Shares and Debentures) Regulations 2005 (G.N. No. S 611/2005) (referred to in these Regulations as the principal Regulations) is amended —

- (a) by deleting the words “pursuant to” in paragraph (a)(i) of the definition of “structured notes” and substituting the words “in relation to”;
- (b) by deleting the definition of “synthetic securitisation transaction” and substituting the following definition:

““synthetic securitisation transaction” means an arrangement involving the use of derivatives to create or replicate exposure to assets that are not transferred to, or are not a part of an asset pool held by, a single purpose vehicle.”; and

(c) by deleting the definition of “WAP phone”.

#### **Amendment of regulation 4**

3. Regulation 4(1) of the principal Regulations is amended by deleting the words “ “Legislation and Notices”, “Securities and Futures” ” and substituting the words “ “Regulations and Financial Stability”, “Regulations, Guidance and Licensing”, “Securities, Futures and Fund Management” ”.

#### **Deletion of regulation 10**

4. Regulation 10 of the principal Regulations is deleted.

#### **Amendment of regulation 12**

5. Regulation 12(1) of the principal Regulations is amended by deleting the words “or regulation 32” in sub-paragraph (h).

#### **Amendment of regulation 13**

6. Regulation 13(1) of the principal Regulations is amended —

(a) by deleting the words “, any undertaking under regulation 10(1)”;

(b) by deleting the words “or 31(2)”;

(c) by deleting the word “, undertaking” wherever it appears.

#### **Deletion and substitution of regulation 15**

7. Regulation 15 of the principal Regulations is deleted and the following regulation substituted therefor:

##### **“Report about securities published and delivered to institutional investors**

15. The report referred to in section 251(9)(g) of the Act is a report about the securities which are the subject of the offer or intended offer, published and delivered to any institutional investor not later than 14 days prior to the date of lodgment of the prospectus, provided that the person issuing the report —

(a) shall assign a specific number to each copy of the report;