

**No. S 160**

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

**SECURITIES AND FUTURES  
(PRESCRIBED SECURITIES) REGULATIONS 2009**

**ARRANGEMENT OF REGULATIONS**

Regulation

1. Citation and commencement
2. Definition
3. Prescribed securities

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In exercise of the powers conferred by sections 2(1), 214, 239(1) and 341(2)(u) 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 (Prescribed Securities) Regulations 2009 and shall come into operation on 20 April 2009.

**Definition**

2. In these Regulations, “real estate investment trust” means a trust —

- (a) that invests primarily in real estate and real-estate related assets specified by the Authority in the Code on Collective Investment Schemes;
- (b) all or any units of which are listed for quotation on a securities exchange; and
- (c) which is —
  - (i) authorised under section 286 of the Act or is one for which an application for authorisation has been made and has not been refused by the Authority under that section; or
  - (ii) recognised under section 287 of the Act or is one for which an application for recognition has been made and has not been refused by the Authority under that section.

**Prescribed securities**

3. For the purposes of —

- (a) paragraph (h) of the definition of “securities” in section 2(1) of the Act;
- (b) paragraph (c)(viii) of the definition of “securities” in section 214 of the Act; and
- (c) paragraph (d) of the definition of “securities” in section 239(1) of the Act,

the following products shall be securities:

- (i) any debenture stock, bond, note and any other debt securities of a real estate investment trust issued or proposed to be issued by a trustee on behalf of the real estate investment trust (referred to in these Regulations as debentures of a real estate investment trust);
- (ii) any right, option or derivative in respect of any such debentures of a real estate investment trust;
- (iii) any right under a contract for differences or under any other contract the purpose or pretended purpose of which is to secure a profit or avoid a loss by reference to fluctuations in the value or price of any such debentures of a real estate investment trust, any group of such debentures of a real estate investment trust or any index of such debentures of a real estate investment trust.

Made this 16<sup>th</sup> day of April 2009.

HENG SWEE KEAT  
*Managing Director,  
Monetary Authority of  
Singapore.*

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