

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

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 16th day of April 2009.

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

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