

**THIS VERSION OF THE REGULATIONS IS IN DRAFT FORM AND  
SUBJECT TO CHANGE. IT IS ALSO SUBJECT TO REVIEW BY THE  
ATTORNEY GENERAL'S CHAMBERS.**

SECURITIES AND FUTURES ACT 2001

(SECURITIES AND FUTURES (CLEARING FACILITIES) (EXEMPTION  
FOR APPROVED EXCHANGE AND RECOGNISED MARKET  
OPERATOR) REGULATIONS 2022

ARRANGEMENT OF REGULATIONS

Regulation

1. Citation and commencement

2. Exemption

In exercise of the powers conferred by section 81Q of the Securities and Futures Act 2001, the Monetary Authority of Singapore makes the following Regulations:

**Citation and commencement**

1. These Regulations may be cited as the Securities and Futures (Clearing Facilities) (Exemption for Approved Exchange and Recognised Market Operator) Regulations 2022 and come into operation on [*date*].

**Exemption from section 49(1) of the Act**

2. –(1) Any approved exchange or recognised market operator that establishes or operates a clearing facility that satisfies both of the requirements in paragraph (2), is exempt from section 49(1) of the Act in respect of that clearing facility.

(2) The requirements mentioned in paragraph (1) are as follows:

- (a) every transaction cleared or settled on the clearing facility is a transaction that -
  - (i) is executed on an organised market that the approved exchange or recognised market operator (as the case may be) establishes or operates; and

- (ii) after execution, is not routed to an approved clearing house or recognised clearing house for clearance or settlement;
  
- (b) no clearing or settlement is provided on the clearing facility other than any arrangement, process, mechanism or service in respect of transactions by which any of the following are performed:
  - (i) information relating to the terms of those transactions are verified by the approved exchange or recognised market operator (as the case may be) with a view to confirming the transactions;
  
  - (ii) the obligations of parties under those transactions are calculated, whether or not such calculations include multilateral netting arrangements.

(3) The exemption in paragraph (1) is subject to the condition that the approved exchange or recognised market operator mentioned in paragraph (1) must notify the Authority in writing, within 14 days from the date it first establishes or commences operation of a clearing facility mentioned in paragraph (1), of such fact.

Made this [day] of Month [Year].