



**NOTICE UNDER THE
SECURITIES MARKETS ORDER, 2013**

NOTICE NO. CMU/N-1/2016/5

NOTIFICATION ON PRIVATE OFFERINGS AND EXEMPT SECURITIES AND TRANSACTIONS

1. INTRODUCTION

1.1 This Notice is issued pursuant to Section 239(1) of the Securities Markets Order, 2013 ("SMO") and applies to:-

- (a) All licensed persons under the SMO;
- (b) All securities that qualify for an exemption under section 117 of the SMO; and
- (c) All persons who are issuers, or distributors of securities or persons acting as dealers of securities.

1.2 This Notice shall take effect on 1st January 2017.

2. DEFINITIONS

For the purposes of this Notice –

"Authority" means Autoriti Monetari Brunei Darussalam;

"Issue Date" means the date of issuance of this Notice;

"private offering" means any sale or offer to sell securities within the meaning of section 117(b)(ii) of the SMO;

"SMO" means the Securities Markets Order, 2013.

3. PRIVATE OFFERINGS AND EXEMPT SECURITIES AND TRANSACTIONS

3.1 The purpose of this Notice is to ensure that all persons to which this Notice applies (as specified in paragraph 1.1), who are issuers, distributors or persons acting as dealers, notify the Authority on any private offerings or any other offerings of securities which are exempted pursuant to section 117 of the SMO. This is for the purpose of collecting information regarding such products in the market.

4. PROVISIONS IMPOSED

4.1 Persons in paragraph 1.1 shall comply with the following:-

- (a) Submit a written notification to the Authority on any private offering or any other offerings of securities which are exempted pursuant to section 117 of the SMO;
- (b) To include information and details of the offering mentioned in para. 4.1(a) above in a form as may be determined by the Authority; and
- (c) To submit the written notification within 14 days from the date of the offer.

4.2 Persons in paragraph 1.1 shall further comply with the following:-

- (a) To submit a written notification (in the form specified under para. 4.1(b) above) for any private offerings or any other offerings of securities which are exempted pursuant to section 117 of the SMO, being offered at any time between January 2015 up until the Issue Date; and
- (b) To submit monthly reports on all private offerings and any other offerings of securities which are exempted pursuant to section 117 of the SMO, in a form determined by the Authority, within **fourteen (14)** days after the end of each month.

**MANAGING DIRECTOR
AUTORITI MONETARI BRUNEI DARUSSALAM**

Issue Date: 30th December 2016