

SCHEDULE 5

[Subsection 213(1)]

Proposals not requiring approval

Categories of transactions not subject to the requirements of subsection 212(4).

1. The issuance of securities by or guaranteed by the Federal Government or any State Government or Bank Negara.
2. The issuance of securities by an offshore company as defined under the Offshore Companies Act 1990 exclusively to persons outside Malaysia.
3. The issuance of securities of a foreign company as defined under the Offshore Companies Act 1990, to an offshore company as defined under the Offshore Companies Act 1990.
4. Securities of a private company other than debentures.
5. Bonus issues of securities of a corporation.
6. All trades in securities effected in the money market.
7. Making available or creation of, or issuance or execution of—
 - (a) any instrument acknowledging or creating indebtedness for, or for money borrowed to defray, the consideration payable under a contract for the supply of goods or services;
 - (b) cheques or other bills of exchange, a banker's draft or a letter of credit; or
 - (c) a banknote, a statement showing a balance in a current, deposit or savings account, or (by reason of any financial obligation contained in it) a charge or other disposition of property, or an insurance policy.
8. All trades in securities effected on a stock market of a stock exchange which is approved by the Minister pursuant to subsection 8(2) or such other exchange outside Malaysia which is recognised under the rules of the stock exchange.
9. An offer or invitation to enter into an underwriting agreement or is made or issued to an underwriter under such an underwriting agreement.
10. An issue or allotment of securities to an underwriter under an underwriting agreement.
11. An offer or invitation with respect to securities of a corporation which is not listed made to existing members or debenture holders of such corporation by means of a rights issue and is not an offer to which section 237 applies.

12. The making available, offering for subscription or purchase of or issuing an invitation to subscribe for or purchase, securities of a corporation to existing members of a company within the meaning of section 270 of the Companies Act 1965.
13. Issuance or allotment of securities by a corporation pursuant to the exercise of a warrant, convertible note, option or transferable subscription right, in respect of which the Commission has given its prior approval under subsection 212(4) and the subsequent listing of such securities.
14. An offer or invitation with respect to the existing securities of an unlisted corporation made to existing holders of those securities or made to a person falling within paragraph 9, 10 or 11 of Schedule 6.
15. The making available of, offering for subscription or purchase of, or making an invitation to subscribe for or purchase, securities of a corporation pursuant to an employee share or employee share option scheme.
16. The listing of securities that are issued by way of bonus issue.
17. The issuance of notes pursuant to a notes issuance facility or revolving underwriting facility as may be specified by the Commission.
18. All trades in foreign currency denominated debentures and Islamic securities effected in a manner as may be specified by the Commission.
19. An offer or invitation in respect of securities of a foreign corporation whose securities or any class of securities having gained admission on such other exchange outside Malaysia which is recognised under the rules of a stock exchange, made to existing members or debenture holders of such foreign corporation by means of a rights issue.
20. Subdivision or consolidation of shares of a corporation where such subdivision or consolidation has been approved at the general meeting of the corporation and in the case of a listed corporation, in accordance with the rules of the stock exchange.
21. The issuance of additional securities pursuant to an entitlement in respect of a warrant, option or right that has been approved by the Commission under subsection 212(4) and without consideration.
22. The issuance of debentures by a corporation to its related corporation where such debentures shall include a term that prohibits the transfer of such debentures to any other person.