

Chapter 2

DEFINITIONS AND INTERPRETATIONS

2.01 Unless otherwise defined, all words used in these Guidelines shall have the same meaning as defined in the CMSA. In these Guidelines, unless the context otherwise requires—

adviser	has the meaning assigned to it under the <i>Guidelines for the Offering, Marketing and Distribution of Foreign Funds</i> ;
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BNM	means Bank Negara Malaysia;
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approved accounting standards	has the meaning assigned to it in the <i>Financial Reporting Act 1997</i> , but excluding the <i>Malaysian Private Entities Reporting Standard</i> or its equivalent;
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CMSA	means the <i>Capital Markets and Services Act 2007</i> ;
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country-specific government bond or fixed income fund	means a fund, the assets of which comprise of debt securities or money market instruments issued by, or the issues are guaranteed by, a government, including government agency or supranational.
deed	means any constitutive document for a fund;
experts	has the meaning assigned to it under section 213(1) of the CMSA;
foreign fund	has the meaning assigned to it under the <i>Guidelines for the Offering, Marketing and Distribution of Foreign Funds</i> ;
ISSBNT	means Islamic securities selling and buying negotiated transactions;
latest practicable date	means a date whereby information in the prospectus shall remain

	relevant and current as at the issue date of the prospectus;
local fund	means a unit trust scheme that is primarily regulated in Malaysia whether unlisted or listed on a stock exchange in Malaysia;
management company	in relation to a foreign fund, includes an operator as defined in the <i>Guidelines for the Offering, Marketing and Distribution of Foreign Funds</i> ;
NAV	means net asset value;
OTC	means over-the-counter;
repurchase transactions	refers to, collectively the following transactions for the purpose of efficient portfolio management of a fund: (a) sale and repurchase transaction; and

	(b) reverse repurchase transaction;
SAC	means the Shariah Advisory Council of the SC and/or BNM;
SC	means the Securities Commission Malaysia;
securities lending	means a transaction involving the lending of securities for the purpose of efficient portfolio management;
securities lending and repurchase transactions	includes ISSBNT, Shariah-compliant securities lending and Shariah-compliant repurchase transactions;
securities regulator	has the meaning assigned to it under the <i>Guidelines for the Offering, Marketing and Distribution of Foreign Funds</i> ;

trustee	includes an entity that carries out similar duties as a trustee under the CMSA in relation to a fund regardless of the form in which the fund is constituted; and
unit(s)	includes shares or any other instrument representing a right or interest in a foreign fund and “unit holder(s)” should be read to refer to shareholders or any person entitled to be recognised as owner of such right or interest in that foreign fund.