

CRIMINAL PROSECUTIONS AND APPEALS

As at 30 September 2021, there were 14 ongoing criminal trials at the Sessions Court for various breaches of the securities laws. The securities laws breaches include furnishing misleading or false reports to the SC and the stock exchange, market manipulation, insider trading and securities fraud. As for criminal appeals, there were 10 ongoing appeals at the High Court and Court of Appeal.

Details and relevant updates of the criminal cases for Q3 2021 are summarised in the table below:

| No. | Nature of offence | Offender(s) | Outcome |
|-----|--|-----------------------|--|
| 1. | Knowingly causes the furnishing of a false statement to the stock exchange | Ong Kar Kian (Ong KK) | Ong KK was charged on 30 September 2021. |

CIVIL ACTIONS

As at 30 September 2021, there were 11 ongoing civil cases at the High Court and Court of Appeal. In Q3 2021, a total of 2 civil suits were filed in the High Court in relation to insider trading activity. The SC also entered into 4 regulatory settlements and managed to disgorge a total amount of RM1,079,650.01.

Details and updates of the civil cases for Q3 2021 are summarised in the table below:

| No. | Breach | Defendant(s) | Outcome |
|-----|--|---|---|
| 1. | Insider trading in the shares of Transocean Holdings Bhd | <ul style="list-style-type: none"> Tan Swee Hock (Tan SH) Chan Sze Yeng (Chan SY) Cheng Seng Chow (Cheng SC) | <p>On 22 July 2021, the SC filed a civil suit against the defendants.</p> <p>The SC sought, among others:</p> <p>(a) The defendants pay to the SC, the disgorged profit amounting to RM755,718;</p> <p>(b) Tan SH pays to the SC, a civil penalty of RM200,000;</p> <p>(c) Chan SY and Cheng SC pay to the SC, a civil penalty of RM100,000 respectively;</p> <p>(d) The defendants are barred from holding a directorship or being involved in the management of any PLC and/or its subsidiary for 5 years from the date of judgment; and</p> <p>(e) The defendants or their agents are restrained from trading on the stock exchange for 5 years from the date of judgment.</p> |

| No. | Breach | Defendant(s) | Outcome |
|-----|--|-----------------------|--|
| 2. | Insider trading in the shares of HPI Resources Bhd | Toh Kai Fatt (Toh KF) | <p>On 13 September 2021, the SC filed a civil suit against Toh KF.</p> <p>The SC sought, among others:</p> <p>(a) Toh KF pays to the SC, the disgorged profit amounting to RM2,363,122.50;</p> <p>(b) Toh KF pays to the SC, a civil penalty of RM1,000,000;</p> <p>(c) Toh KF to be removed from holding a directorship and/or being involved in the management of any PLC in Malaysia;</p> <p>(d) Toh KF is barred from holding a directorship or being involved in the management of any PLC and/or its subsidiary for 5 years from the date of judgment; and</p> <p>(e) Toh KF or his agents is restrained from trading on the stock exchange for 5 years from the date of judgment.</p> |

REGULATORY SETTLEMENTS

| No. | Breach | Defendant(s) | Outcome |
|-----|---|---------------------------------------|---|
| 1. | Insider trading in the shares of INS Bioscience Bhd | Wong Seng Tong (Wong ST) | On 21 July 2021, Wong ST entered into a settlement with the SC in the sum of RM413,469.53. |
| 2. | | Oh Kok Boon (Oh KB) | On 21 July 2021, Oh KB entered into a settlement with the SC in the sum of RM354,358.62. |
| 3. | | Yeat Siaw Ping (Yeat SP) | On 26 July 2021, Yeat SP entered into a settlement with the SC in the sum of RM265,845.68. |
| 4. | | Jasmine Chin Yong Shya (Jasmine Chin) | On 16 September 2021, Jasmine Chin entered into a settlement with the SC in the sum of RM45,976.18. |