# PROSPECTUS GUIDELINES FOR COLLECTIVE INVESTMENT SCHEMES SUMMARY OF KEY AMENDMENTS ISSUED ON 2 JANUARY 2019

The following table provides a summary of key amendments to the *Prospectus Guidelines for Collective Investment Schemes* (Guidelines) in relation to listed funds, which was issued on 2 January 2019:

### General amendments

- 1. Editorial amendments including streamlining requirements to enhance clarity and ensure consistency throughout the Guidelines, and rephrasing and renumbering of certain requirements.
- 2. Inserted Guidance, where appropriate, to set out the SC's expectations in complying with the disclosure requirements.
- 3. Removed requirements which are repetitive of the provisions in the *Capital Market and Services Act 2007* (CMSA).

### 1. Key amendment to Part I – General

Key amendments to specific paragraphs		
Prior to 2 January 2019	Issued on 2 January 2019	Comments
Chapter 2: Definitions and Interpretations	Chapter 2: Definitions and Interpretations	
Paragraph 2.01 – Definitions	Paragraph 2.01 – Definitions	Amended the definition of "approved accounting standards".

## 2. Key amendments to Part III – Content of Prospectus for Listed Funds

Key amendments to specific paragraphs		
Prior to 2 January 2019	Issued on 2 January 2019	Comments
Chapter 1: Cover Page	Chapter 1: Introduction	Existing requirements in Chapters 1, 2, 3 and 12 merged and repositioned as the new Chapter 1.
Chapter 2: Inside cover/ First Page		
Chapter 3: Timetable, Table of Contents, Definitions and Directory		
Chapter 12: Approvals and Conditions		
Chapter 4: Key Data/ Information Summary	Chapter 2: Information Summary	Existing requirements in Chapter 4 repositioned as the new Chapter 2.
Subparagraph 4.04(g)	-	This requirement has been deleted.
Chapter 5: Details of Public Offering	Chapter 3: Details of Offering	Existing requirements in Chapter 5 repositioned as the new Chapter 3.
Paragraph 5.01	Paragraph 1.03	Existing requirements repositioned as new paragraph 1.03.
Chapter 6: Risk Factors	Chapter 4: Risk Factors	Existing requirements in Chapter 6 repositioned as the new Chapter 4.
Paragraphs 6.02, 6.03 and 6.04	Guidance to paragraph 4.01	Existing requirements repositioned as guidance to new paragraph 4.01.

Key amendments to specific paragraphs		
Prior to 2 January 2019	Issued on 2 January 2019	Comments
Chapter 7: The Fund	Chapter 5: Information on the Fund	Existing requirements in Chapters 7, 11 and 14 merged and repositioned as the new Chapter 5.
Chapter 11: Salient Terms of Deed		
Chapter 14: Taxation of the Fund		
Chapter 8: Fees	Chapter 6: Fees	Existing requirements in Chapter 8 repositioned as the new Chapter 6.
Paragraph 8.06	-	This requirement has been deleted.
Chapter 9: The Management Company	Chapter 7: Key Parties	Existing requirements in Chapters 9 and 10 merged and repositioned as the new Chapter 7.
Chapter 10: The Trustee		
-	Paragraph 7.15	New paragraph inserted to disclose information on other key parties.
Chapter 13: Related- party Transactions/Conflict of interest	Chapter 8: Related-party Transactions or Conflict of interest	Existing requirements in Chapter 13 repositioned as the new Chapter 8.
Chapter 15: Experts' Reports	Chapter 9: Experts' Reports	Existing requirements in Chapter 15 repositioned as the new Chapter 9.
Paragraph 15.01	Guidance to paragraph 9.01 Paragraph 9.01	• The requirement for a statement that the reports were prepared for inclusion in the prospectus was deleted because it is provided for under section 235(1)(d) of the CMSA.

Key amendments to specific paragraphs		
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		• The last sentence of the requirement is repositioned as guidance to new paragraph 9.01.
Paragraph 15.02	-	This requirement has been deleted.
Paragraph 15.03	-	This requirement has been deleted.
Chapter 16: Additional Information	Chapter 10: Additional Information	Existing requirements in Chapter 16 repositioned as the new Chapter 10.
Paragraph 16.03	-	This requirement has been deleted.
Chapter 17: Consents	-	Existing requirement in Chapter 17 deleted because it is provided for under section 244(1) of the CMSA.
Chapter 18: Documents Available for Inspection	Chapter 11: Documents Available for Inspection	Existing requirements in Chapter 18 repositioned as the new Chapter 11.
Paragraph 18.01(e)	-	This requirement has been deleted.
Chapter 19: Specific Requirements for Real Estate Investment Trusts	Chapter 12: Specific Requirements for Real Estate Investment Trusts	Existing requirements in Chapter 19 repositioned as the new Chapter 12.
-	Paragraphs 12.05(d) and (e)	New paragraphs inserted to provide for specific disclosures in relation to Islamic real estate investment trust (REIT).
-	Paragraph 12.07	New paragraph inserted to provide for specific disclosures where a REIT invests in or proposes to invest in real estate through a lease

Key amendments to specific paragraphs		
Prior to 2 January 2019	Issued on 2 January 2019	Comments
		arrangement.
-	Paragraph 12.24	New paragraph inserted to clarify that audited financial statements of a REIT includes audited consolidated or combined financial statements of a REIT, where applicable.
-	Paragraphs 12.29 – 12.32	New paragraphs inserted for disclosure of management's discussion and analysis of the REIT's financial condition, changes in financial condition, and results of operations for each year and interim period for which financial information is provided in the prospectus.
-	Guidance to paragraph 12.36	Inserted guidance to set out the SC's expectations on contents of future financial information of a REIT.
Chapter 20: Specific Requirements for Exchange-traded funds	Chapter 13: Specific Requirements for Exchange-traded funds	Existing requirements in Chapter 20 repositioned as the new Chapter 13.
-	Paragraph 13.02	Inserted new definitions of "index", "creation unit" and "redemption unit".
Paragraph 20.08 (b)	Paragraph 13.10 (b)	<ul> <li>Existing requirement repositioned as the new paragraph 13.10(b).</li> <li>The existing requirement was enhanced to include disclosure on synthetic replication strategy.</li> </ul>
-	Paragraph 13.11 (i)	New paragraph to provide for disclosure where an index provider is related to the management company.
-	Paragraph 13.12 (c)	Inserted new warning statement to warn investors on the lack of discretion for ETFs to adapt to market changes due to the inherent investment nature of an ETF.

Key amendments to specific paragraphs		
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-	Paragraph 13.13	New paragraph inserted for disclosure on Islamic ETF based on gold and silver.
-	Paragraph 13.14	New paragraph inserted to provide disclosure on Shariah pronouncement for an Islamic ETF.
-	Paragraphs 13.15, 13.16 and 13.17	New paragraphs inserted to provide disclosures for leveraged ETF and inverse ETF.
-	Paragraph 13.18	New paragraph inserted to provide disclosures for synthetic ETF.
-	Paragraph 13.19	New paragraph inserted to provide disclosure on collateral policy and criteria.
-	Paragraph 13.20	New paragraph inserted to provide disclosure for an ETF that participates in securities lending or Islamic Securities Selling and Buying-Negotiated Transaction (ISSBNT).
-	Paragraph 13.22	New paragraph inserted to provide disclosure to inform investors that information on management company, Shariah adviser and fund manager is provided on the management company or ETF's website.
Chapter 21: Specific Requirements for Closed-end Funds	Chapter 14: Specific Requirements for Closed- end Fund	Existing requirements in Chapter 21 repositioned as the new Chapter 14.
Chapter 22: Specific Requirements for Foreign Funds	Chapter 15: Specific Requirements for Foreign Funds	Existing requirements in Chapter 22 repositioned as the new Chapter 15.
Chapter 23: Application for Units	Chapter 16: Application for Units	Existing requirements in Chapter 23 repositioned as the new Chapter 16.
Paragraph 23.06	-	This requirement has been deleted.

## 3. New Part VI – Prospectus-Related Guidelines for Listed Funds

Prior to 2 January 2018	Issued on 2 January 2018	Comments
-	Chapter 1: Electronic Prospectus and Online Units Application	Inserted a new chapter to clarify that any person who seeks to issue, circulate or distribute electronic prospectuses and electronic application forms; or provide for Internet units application, is required to comply with Part IV, Division 2 of the <i>Prospectus Guidelines</i> .
-	Chapter 2: Advertising Guidelines	Inserted a new chapter to clarify that for advertising of unit offerings under section 241 of the CMSA, Part IV, Division 3 of the <i>Prospectus</i> <i>Guidelines</i> applies.