

রেজিস্টার্ড নং ডি এ-১

বাংলাদেশ



গেজেট

অতিরিক্ত সংখ্যা
কর্তৃপক্ষ কর্তৃক প্রকাশিত

বৃহস্পতিবার, মার্চ ১২, ২০২০

[বেসরকারি ব্যক্তি এবং কর্পোরেশন কর্তৃক অর্থের বিনিময়ে জারীকৃত বিজ্ঞাপন ও নোটিশসমূহ]

Bangladesh Securities and Exchange Commission

Securities Commission Bhaban

E-6/C Agargaon

Sher-e-Bangla Nagar Administrative Area

Dhaka-1207, Bangladesh

NOTIFICATION

Dated: 31 December 2019

No. BSEC/CMRRCD/2001-16/232/Admin/101—In exercise of the power conferred by by section 33 of the Securities and Exchange Ordinance, 1969 (Ordinance No. XVII of 1969) read with sub-section (2) of section 8 of this Ordinance, the Bangladesh Securities and Exchange Commission makes, with prior publication, the following rules, namely:—

1. Short title.—(1) These rules may be called the Bangladesh Securities and Exchange Commission (Alternative Trading System) Rules, 2019.

(2) These rules shall be applicable for securities not listed with any exchange.

2. Definitions.—(1) In these rules, unless there is anything repugnant in the subject or context ;—

- (a) “Alternative Trading Board” or “ATB” means the board to be established for alternative trading facilities provided by an exchange for the purpose of buying and selling of securities under these rules ;

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- (b) “ATB listed securities” means securities availing trading facilities in Alternative Trading Board of any exchange;
- (c) “de-listed security” means a security listed and subsequently de-listed with the exchange for any reason whatsoever;
- (d) “listed security” means a security listed for trading with any exchange under its listing regulations;
- (e) “order” means sale or buy order placed by a TREC holder through the system;
- (f) “system” means automated trading system of exchange provided for the purpose of these rules;
- (g) “unlisted securities” means securities not listed with any exchange.

(2) Unless otherwise repugnant for any purpose, words and expressions used herein and not defined, but defined in the Securities and Exchange Ordinance, 1969 (Ordinance No. XVII of 1969), the Bangladesh Securities and Exchange Commission Act, 1993 (Act No. XV of 1993), the Depository Act, 1999 (Act No. VI of 1999), the এক্সচেঞ্জের ডিমিউচুয়ালাইজেশন আইন, ২০১৩ (২০১৩ সনের ১৫ নং আইন), the rules and regulations made under the said Ordinance and Act, and the Companies Act, 1994 (Act No. XVIII of 1994), the Bank Companies Act, 1991 (Act No. XIV of 1991), the Financial Institutions Act, 1993 (Act No. XXVII of 1993), the Trust Act, 1882 (Act No. II of 1882), the Registration Act, 1908 (Act No. XVI of 1908) and the Insurance Act, 2010 (Act No. XIII of 2010), shall have the same meanings respectively assigned to them in the said Acts and Ordinance.

3. Application for availing ATB facilities.—(1) The issuer of unlisted securities or delisted securities shall apply to the exchange to avail trading facilities of its securities in ATB as per regulations.

(2) Issuer of unlisted securities or de-listed securities shall submit application to the exchange in a specified form.

(3) The exchange shall accept or reject the application within 30 (thirty) working days of receipt of such application.

(4) The securities availing ATB facilities shall only be traded in dematerialized form.

(5) The securities availing over-the-counter (OTC) facilities before these rules come into force, shall be transferred to ATB by a notification issued by the Commission.

(6) Units of open-end mutual fund may be listed at ATB for sale or repurchase as per regulations.

4. Discontinuation, haltage, suspension, etc. of ATB facilities.—(1) The exchange shall discontinue the ATB facilities for ATB listed securities with effect from the date of listing of the said securities in any other platform with any exchange, or at the request of the issuer concerned.

(2) The exchange, or the Commission, as the case may be, may halt or suspend any time, the buy or sale of ATB listed securities, if it is deemed proper in the interest of the investors and the securities market.

(3) The exchange, or the Commission, as the case may be, may de-list any ATB listed securities as per regulations of the exchange.

5. Buy or sale of ATB listed securities.—(1) Buy or sale of ATB listed securities shall be conducted by a TREC holder through the automated trading system of an exchange.

(2) The exchange shall prominently display the following in its automated system, on each trading day:

- (a) a full list of ATB listed securities;
- (b) quantity of ATB listed securities available for sale or buy, the unit price offered by the seller or buyer.

(3) The TREC holder shall place order in the system as per process prescribed by the exchange and settle the contract following the applicable clearing and settlement procedure.

6. Categorization of trading platform.—Exchange may categorize the trading platform in ATB according to the types of order, or as to be determined.

7. Fees, Commission, Charges, etc.—Exchange shall determine all fees, commission, charges, etc. for the purpose of these rules.

8. Submission of reports, etc.—Exchange shall determine, from time to time, the reporting requirements, disclosure requirements, information requirements, etc.

By Order of the Bangladesh Securities and Exchange Commission

Dr. M. KHAIRUL HOSSAIN

Chairman.