

(UNOFFICIAL TRANSLATION)

Regulations of TCH (with respect to securities)

Chapter: 100 General Provisions

Readers should be aware that only the original Thai text has legal force and that this English translation is strictly for reference. Thailand Clearing House Company Limited cannot undertake any responsibility for its accuracy nor be held liable for any loss or damages arising from or related to its use.

Contents

Regulations

Chapter 100 General Provisions

	Page
101 Governing Law	100-1
102 Services of TCH	100-1
103 Liabilities of TCH	100-1
103.1 Liabilities of TCH	100-1
103.2 Liabilities of Persons Performing the Duties	100-1
104 Data in the Clearing and Settlement System	100-2
104.1 Rights to Data in the Clearing and Settlement System	100-2
104.2 Dealing with Data of the Members and Clients	100-2
105 Miscellaneous	100-2

Regulations

Chapter 100 General Provisions

101 Governing Law

The regulations of TCH shall be governed by, and interpreted in accordance with, the laws of Thailand.

In the case of doubt, or problems in the application or interpretation of the rules of TCH, the TCH Managing Director, or his/her equivalent, shall make a decision. The decision of TCH shall be final, binding upon and observed by the members.

102 Services of TCH

TCH provides the services as a center for clearing and settlement of traded securities, including related services.

103 Liabilities of TCH

103.1 Liabilities of TCH

TCH shall be liable for damage arising from its operations in the normal course, or in support of its functions in connection with its services of securities clearing and settlement on the Exchange and other related services, if damage is caused by its willful act or gross negligence. However, such liability shall exclude any damage arising from, or caused by, an emergency situation which affects the clearing system, or an error of the trading system or the clearing system of the SET, wherein TCH has exercised reasonable care and control.

103.2 Liabilities of Persons Performing the Duties

(1) The persons who perform duties, or do any other act related to the performance of duties for the interests of TCH and its designated persons, in accordance with their power and duties, in good faith and with the exercise of due care, are not liable for any damage that may arise there from even if any person is thereby injured.

(2) The persons who perform duties under (1) shall include the board of directors, the manager, the sub-committees appointed by the board to perform any function, the employees, or any persons delegated by TCH.

104 Data in the Clearing and Settlement System

104.01 Rights to Data in the Clearing and Settlement System

The data recorded in, or processed by, the clearing and settlement system shall be the property of TCH.

***104.02 Dealing with Data of the Members and Clients**

TCH shall keep confidential, and shall not disclose to any other person, the data of the members and clients which is received from its operations, which should not be disclosed under normal circumstances, except for data that has been disclosed to the public in the course of trading procedures on SET, or securities clearing and settlement in TCH, or for disclosure to other organizations such as the Office of the SEC, the Bank of Thailand, SET, Thailand Futures Exchange, TCH with respect to derivatives contract and TSD, for the purpose of supervision, or such disclosure is required by the law.

*(*Amended August 21, 2015, Force August 24, 2015)*

105 Miscellaneous

(1) TCH may disclose and disseminate its rules, including any other data, as TCH considers appropriate.

(2) The regulations of TCH might be amended or revised, in whole or in part, for suitability with any situation that may have been changed, or as TCH considers appropriate.
