

## CODE OF RULES OF CENTRAL SECURITIES DEPOSITORY JSC

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### **A g r e e d**

with the Committee for Control and  
Supervision of Financial Market and  
Financial Organizations of the National  
Bank of the Republic of Kazakhstan

December 06, 2012

Chairman of the  
Committee for Control and Supervision of  
Financial Market and Financial  
Organizations of the National Bank of the  
Republic of Kazakhstan

K.B. KOZHAKHMETOV

### **A p p r o v e d**

with the resolution of the Board of  
Directors of  
Central Securities Depository JSC

(minutes of the meeting  
dated August 27, 2012, No. 13)

### **Enacted**

from April 03, 2013

# **RULES**

## **for Maintaining the System of Registers of State Securities Holders**

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Almaty

2012

These Rules have been developed in accordance with the Law of the Republic of Kazakhstan "On Securities Market" and other normative legal acts of the Republic of Kazakhstan and define the procedure and conditions for Central Securities Depository JSC (hereinafter – the Central Securities Depository) to carry out activities on maintaining the system of registers of state securities holders.

These Rules are an integral and inseparable part of the Code of Rules of the Central Securities Depository (hereinafter - the Code of Rules).

**Article 1. General Definitions**

1. Concepts defined by the legislation of the Republic of Kazakhstan shall be used in these Rules.
2. For the purposes of these Rules, the system of registers of state securities holders (hereinafter - the system of registers) means a set of data on state securities holders as of a certain date, which allows to identify these holders, as well as the type and number of state securities owned by them.
3. Other concepts used in these Rules are identical to the concepts defined by other internal documents of the Central Securities Depository.

**Article 2. State securities records**

Registration of state securities in the system of registers is carried out by the Central Securities Depository in accordance with its internal document "Rules of Depository Activity"<sup>1</sup>, (hereinafter – Rules of Depository Activity).

**Article 3. Formation of register system**

1. Formation of the register system is carried out by the Central Securities Depository on the basis of information contained in the recording system of the Central Securities Depository, formed when carrying out depository activities.
2. The register system shall include information on (about):
  - 1) issuers of state securities;
  - 2) issues of state securities;
  - 3) depositors, on personal accounts of which in the Central Securities Depository registration and safekeeping of state securities is carried out;
  - 4) holders of state securities;
  - 5) type, quantity, national identification number of state securities recorded on personal accounts;

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<sup>1</sup> Approved with resolution of the Board of Directors of the Central Securities Depository (minutes of the meeting dated August 10, 2010, No. 7).

- 6) transactions and operations with state securities registered by the Central Securities Depository and the grounds for such transactions and operations;
  - 7) persons in favor of whom the state securities are encumbered.
3. The system of registers contains the following information on the issuer of state securities:
    - 1) full and abbreviated names of this issuer in Kazakh and Russian languages;
    - 2) location and postal address of this issuer.
  4. The system of registers contains the following information on the issue of state securities:
    - 1) type of this issue;
    - 2) national identification number of securities of this issue;
    - 3) currency of this issue;
    - 4) nominal value of one security of this issue;
    - 5) number of placed securities of this issue;
    - 6) type of interest on securities of this issue;
    - 7) annual interest rate (auction yield) on securities of this issue;
    - 8) date of payment of interest on securities of this issue;
    - 9) date of beginning of circulation of securities of this issue;
    - 10) maturity date of securities of this issue;
    - 11) date of actual redemption of securities of this issue;
    - 12) period of suspension or termination of circulation of securities of this issue (if there is such a period).
  5. The system of registers contains the following information about the depositor, on the personal account of which state securities are recorded and stored in the Central Securities Depository:
    - 1) number of this personal account;
    - 2) full and abbreviated names of this depositor in the Kazakh and Russian languages (information on the name of the depositor in the Kazakh language shall be provided if this depositor is a resident of the Republic of Kazakhstan);
    - 3) name of the document confirming registration of this depositor as a legal entity, number and/or series of this document, date and place of issue, name of the authority that issued this document;
    - 4) business identification number of this depositor / registration number of this depositor as a taxpayer;
    - 5) postal and legal addresses of this depositor;
    - 6) bank details of this depositor intended for debiting money when placing state securities;

- 7) positions, surnames, first names, patronymics (if any) of the first manager and chief accountant of this depositor;
  - 8) telephone numbers, fax numbers and e-mail address of this depositor.
6. The system of registers contains the following information on the issuer of state securities:
- 1) type, class and number of sub-account of this holder in the Central Securities Depository;
  - 2) type of this holder;
  - 3) residence indicator of this holder and code of the economic sector to which this holder belongs;
  - 4) if the holder is an individual:
    - surname, first name, patronymic (if any) of this holder;
    - address of this holder;
    - date of birth of this holder;
    - name of the document certifying the identity of this holder, number and/or series of this document, date and place of issue, name of the authority that issued this document;
    - individual identification number of this holder / registration number of this holder as a taxpayer (if any);
    - information on tax benefits applicable to this holder;
  - 5) if this holder is a legal entity:
    - full and abbreviated names of this holder in the Kazakh and Russian languages (information on the name of the holder in the Kazakh language is provided if this holder is a resident of the Republic of Kazakhstan);
    - name of the document confirming the registration of this holder as a legal entity, number and/or series of this document, date and place of issue, name of the authority that issued this document;
    - business identification number of this holder/ registration number of this holder as a taxpayer (if any);
    - postal and legal addresses of this holder;
  - 6) bank details of this holder, intended for debiting and crediting money when registering transactions in state securities;
  - 7) information about the representative (if any).

**Article 4. Acceptance of state securities for servicing**

Acceptance of state securities for servicing shall be carried out by the Central Securities Depository in accordance with Chapter 4 of the Rules of Depository Activity, Section 5 of the internal document of the Central Securities Depository "Rules of Servicing and Redemption of State Treasury Bonds"<sup>2</sup>(hereinafter - Rules of Servicing) and Article 3 of the internal document of the Central Securities Depository "Rules of Execution of Depository and Other Activities in respect of Municipal Bonds"<sup>3</sup>(hereinafter - Rules of Municipal Bonds).

**Article 5. Registration of transactions and operations with state securities**

Registration of transactions and operations with state securities shall be carried out by the Central Securities Depository in accordance with Chapter 5 of the Rules of Depository Activity, Sections 6, 8 and 9 of the Rules of Servicing and Articles 4, 6 and 7 of the Rules of Municipal Bonds.

**Article 6. Accrual and distribution of interest on state securities**

Accrual and distribution of interest on state securities shall be carried out by the Central Securities Depository in accordance with Chapter 6 of the Rules of Depository Activity, Section 7 of the Rules of Servicing and Article 5 of the Rules of Municipal Bonds.

**Article 7. Reporting of the Central Securities Depository when maintaining the system of registers**

Reporting documents during maintenance of the system of registers shall be provided by the Central Securities Depository in accordance with Chapter 7 of the Rules of Depository Activities.

**Article 8. Payment for services of the Central Securities Depository**

Services of the Central Securities Depository related to maintenance of the system of registers are paid in accordance with the internal document of the Central Securities Depository "Regulations on Tariffs and Fees"<sup>4</sup>.

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<sup>2</sup> Approved with resolution of the Board of Directors of the Central Securities Depository (Minutes of the meeting dated November 16, 2006, No. 2).

<sup>3</sup> Approved with resolution of the Board of Directors of the Central Securities Depository (Minutes of the meeting dated July 16, 2010, No. 6).

<sup>4</sup> Approved with resolution of the Board of Directors of the Central Securities Depository (Minutes of the meeting dated July 29, 2011, No. 5).

**Article 9. Final Provisions**

Issues not regulated by these Rules shall be resolved in accordance with the current legislation of the Republic of Kazakhstan and internal documents of the Central Securities Depository.

President

B. Kh. Kapyshev