

**RULE NUMBER IX.C.5 : REGISTRATION STATEMENT FOR A PUBLIC OFFERING OF AN INVESTMENT FUND IN THE FORM OF A COLLECTIVE INVESTMENT CONTRACT.**

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Attachment :  
Decision of the Chairman of Bapepam  
Number : Kep-10/PM/1997  
Date : April 30, 1997  
Substitute for Prior Decision  
Number : Kep-53/PM/1996  
Date : January 17, 1996

1. A Registration Statement for a Public Offering of an Investment Fund in the form of a collective investment contract shall be submitted to Bapepam by the Investment Manager as follows:
  - a. Submit the Registration Statement using Form Number IX.C.5-1, attachment 1 of this rule;
  - b. Submit the Registration Statement in 4 (four ) copies;
  - c. Attach the following documents:
    - 1) the underwriting agreement (if any);
    - 2) selling agent agreements (if any);
    - 3) proof of a cash transfer to the account of a Custodian Bank; and
  - d. Submit the Investment Fund's marketing and operating plan.
2. Bapepam shall notify the applicant whether or not the Registration Statement referred to in item 1 letter a of this rule has fulfilled the established requirements by stating that:
  - a. the Registration Statement is incomplete, using Form number IX.C.5-2, attachment 2 of this rule; or
  - b. the Registration Statement is declared to be effective by Bapepam, using Form Number IX.C.5-3, attachment 3 of this rule.

**FORM NUMBER : IX.C.5-1**

Attachment : 1  
 Rule Number : IX.C.5

Number : ..., ..... 19..  
 Enclosure :  
 Subject : Registration Statement for a Public Offering of an Investment Fund  
.....

To  
 Chairman of Bapepam  
 in -  
 Jakarta

We hereby submit our Registration Statement for a Public Offering of .....  
 Participation Units with a value of each unit of Rp .....

**I. Issuer (Investment Manager)**

1. Name : .....
2. Address : .....
3. Number and date of the establishment deed and amendments to the articles of association : .....
4. Number and date of the approval from Minister of Justice :  
 .....
5. Number and date of the announcement in State Gazette of the Republic of Indonesia : .....
6. Number and date of the license from Bapepam : .....
7. Tax Registration Number of the company : .....
8. Members of the board of directors and the board of commissioners:

	Name	Citizenship	Address

**II. Custodian Bank**

1. Name : .....
2. Address : .....
3. Number and date of the establishment deed amendments to the articles of association : .....
4. Number and date of the approval from the Minister of Justice :  
.....
5. Number and date of the announcement in the State Gazette of the Republic of Indonesia .....
6. Number and date of the approval from Bapepam : .....
7. Tax Registration Number of the Company : .....
8. Members of the board of directors and the board of Commissioners :

	Name	Citizenship	Address

**III. Accountant**

1. Name : .....
2. Address: .....
3. Tax Registration Number : .....
4. Registration Number in Bapepam : .....

**IV. Legal Consultant**

1. Name : .....
2. Address : .....
3. Tax Registration Number of the company : .....
4. Registration Number in Bapepam : .....

**V. Underwriter ( if any )**

1. Name : .....
2. Address : .....
3. Tax Registration Number of the company : .....
4. Number and date of the license from Bapepam : .....

**VI. This Registration Statement consists of ..... pages.****VII. List of documents to be attached:**

1. a final draft of the Prospectus (stamped and signed by the authorized Person (s));
2. a specimen of Participation Units, if any;
3. a sample of a purchase order form for Participation Units;
4. a copy of the Participation Unit printing contract, if any;
5. Legalized documents:

- a. collective investment contract;
- b. underwriting agreement, if any;
6. legal audit and legal opinion based on relevant documents. And
7. the Investment Fund Financial statements which have been audited by an Accountant registered with Bapepam;
8. documents regarding the Investment Manager:
  - a. a copy of the company's establishment deed which has been authorized by the Minister of Justice;
  - b. the Investment Manager's financial statements;
  - c. the organizational structure;
  - d. a copy of an Investment Manager license;
  - e. experience as an Investment Manager;
  - f. a copy of an individual license as an Investment Manager Representative;
  - g. a copy of an Identity Card for each member of the board of directors of the Investment Fund; and
  - h. the curriculum vitae of each member of the board of directors;
9. documents regarding the Custodian Bank:
  - a. the company's establishment deed which has been authorized by the Minister of Justice;
  - b. financial statements;
  - c. a copy of the approval from Bapepam;
  - d. experience as a Custodian Bank;
  - e. responsibility as a Custodian Bank;
  - f. organizational structure;
10. Registration Letters for Capital Market Supporting Professionals:
  - a. Public Notary;
  - b. Legal Consultant;
  - c. Accountant;
11. limitation on the total Participation Units that may be issued;
12. answers to the questions in attachment 1 of this form (List of Questions) and attachment 2 of this form that contains a list of affiliations of directors and any Person who controls the company (List A) and attachment 3 of this form which contains explanations of "yes" answers (List B).

**VIII. For subsequent requests for registration of Public Offerings of the same Investment Manager and Bank Custodian, it is sufficient to attach documents, specifically those from section VII.1 to section VII.7, as well as the Articles of Association and a list of directors and commissioners, if there have been changes.**

**THE INFORMATION CONTAINED IN THIS REGISTRATION STATEMENT IS TRUE AND NO MATERIAL FACTS ARE OMITTED THAT WOULD MAKE THE INFORMATION MISLEADING.**

INVESTMENT MANAGER,  
Stamp duty

.....  
Full Name

**FORM NUMBER : IX.C.5-1**

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Attachmnet : 1  
Rule Number : IX.C.5

**QUESTION LIST****INSTRUCTIONS FOR ANSWERING THE QUESTIONS:**

1. All questions must be answered by each member of the board of directors and control Persons of the company.
2. Put a ✓ mark in the box in front of the word “yes”, if your answer is “yes”, or put a ✓ mark in the box in front of the word “no” if the answer to the following question is “no”.

For each “yes” answer, each member of the board of directors and control Persons of the company shall provide a clear and detailed answer in Schedule B, Form Number IX.C.5-1 to include:

- a. the company and other related Persons;
- b. cases and the action taken;
- c. the court or institution taking the action;
- d. the action taken and sanction imposed.

**II. INTEGRITY OF EACH MEMBER OF THE BOARD OF DIRECTORS AND ANY PERSONS WHO CONTROL THE COMPANY.****Definitions:**

Investment is any activity pertaining to Securities, banking, insurance, or real estate and includes activities either directly or indirectly related to Securities Companies, Investment Advisors, banks, or other companies engaged in the financial sector.

**Please answer the following questions:**

1. In the past ten years has the respondent been convicted of or pleaded guilty or nolo contendere (no contest) to:
  - a. a felony or misdemeanor involving investments or an investment related business, fraud, false statements or embezzlement, bribery, counterfeiting or extortion?  
 yes                       no
  - b. any other crime?  
 yes                       no

2. Has any court:
- ever declared the respondent to be bankrupt?  
 yes                       no
  - in the past ten years prohibited the respondent from activities related to investment?  
 yes                       no
  - found the respondent to have been a cause of an investment-related business having its license or authorization to do business denied, suspended, revoked, or restricted?  
 yes                       no
- 3 Has Bapepam ever:
- found the respondent to have made a false statement or omission?  
 yes                       no
  - found the respondent to have been involved in a violation of applicable investment regulations, decrees or statutes?  
 yes                       no
  - found the respondent to have been a cause of an investment-related business having its license or authorization to do business denied, suspended, revoked, or restricted?  
 yes                       no
  - denied, suspended, or revoked the respondent's business license, approval or registration or otherwise sanctioned him or her by restricting his or her activities?  
 yes                       no
4. Has any other authorized institution in Indonesia or in another country:
- ever found the respondent to have made a false or misleading statement or to have been dishonest, unfair, or unethical?  
 yes                       no
  - ever found the respondent to have been involved in a violation of applicable investment regulations, decrees or statutes?  
 yes                       no
5. Has any securities exchange ever:
- found that the respondent made a false statement or did not provide required facts?  
 yes                       no
  - found the respondent to have been involved in a violation of applicable rules, decrees and statutes?

yes                       no

c. found the respondent caused an Investment Fund related business to have its license or authorization to do business, suspended, revoked or restricted?

yes                       no

d. disciplined the respondent by expelling or suspending him or her from membership, by barring or suspending his or her association with other members, or by otherwise restricting his or her activities?

yes                       no

6. Has any foreign government court, regulatory agency, or securities exchange ever entered an order against the respondent related to investments or fraud?

yes                       no

7. Is the respondent involved in any court proceedings?

yes                       no

8. Has any insurance company ever refused to pay compensation or revoked the respondent's insurance?

yes                       no

9. Does the respondent have any liabilities based on a court decision or other commitments made with other Persons which he could not meet?

yes                       no

10. Has the respondent ever been a director, a commissioner, an individual Investment Advisor or control Person of a Securities Company that has been declared bankrupt?

yes                       no

.....  
Respondent,

.....  
(Full Name )



**FORM NUMBER : IX.C.5-1**

Attachmnet : 3

**SCHEDULE B**

**EXPLANATION OF EACH “YES” ANSWER**

List of Questions Numbers 1 through 10.

Please complete with a detailed explanation of each “ Yes “ answer to questions numbers 1 through 10.

No	Question No/List	Explanation
1.		
2.		
3.		
4.		
5.		
6.		
7.		
8.		
9.		
10.		

....., ..... 19  
Applicant

Stamp duty

.....  
(Full Name )

**FORM NUMBER : IX.C.5-2**

Attachmnet : 2  
Rule Number : IX.C.5

Number : S- PM/19.... , ..... 19..  
Enclosure : ---  
Subject : Amendments and or Additional Information for a Registration Statement for a  
Public Offering Of An Investment Fund .....

To  
.....  
in  
.....

Referring to your letter Number : ..... dated ..... subject ....., We  
hereby notify you that after reviewing the Registration Statement of Investment Fund  
..... you are asked to submit amendments and or additional information to  
Bapepam as follows:

- Amendments needed:
- a. ....
  - b. ....

- Additional information which must be submitted is:
- a. ....
  - b. ....

Your Registration Statement may not become effective until the above requests are fulfilled.  
Please be advised accordingly,

CAPITAL MARKET  
SUPERVISORY AGENCY  
Chairman,

.....  
NIP. ....

cc:  
Secretary of Bapepam;  
Heads of Bapepam Bureaus.

**FORM NUMBER : IX.C.5-3**

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Attachmnet : 3  
Rule Number : IX.C.5

Number : S- ..... 19..  
PM/19....  
Enclosure : ---  
Subject : Notification of Effectiveness of a Registration Statement

To  
.....  
in  
.....

After reviewing your Registration Statement Number ..... dated .....  
for a Public Offering, we do not need any additional information and have no more  
comments, and the Registration Statement becomes effective.

This declaration of effectiveness is not an approval of the Public Offering nor is not a  
declaration that Bapepam has determined that the information disclosed and documents  
attached are correct or sufficient, or that Bapepam has approved, authorized, or examined  
the advantage of investment in the company or Securities described in the Registration  
Statement.

CAPITAL MARKET SUPERVISORY  
AGENCY  
Chairman,

.....  
NIP.....

- cc :
1. Secretary of Bapepam;
  2. Heads of Bapepam Bureaus.