

Banking Regulation & Policy Department
Bangladesh Bank
Head office
Dhaka

BRPD Circular Letter No-07

08 November, 2009.

Date: -----

24 Kartik, 1416.

Chief Executive
All scheduled banks in Bangladesh

Dear Sir,

Refund of excess money of the unsuccessful applicants of the initial public offer (IPO) and transfer of cash dividends to the respective bank accounts.

As per the notification no-SEC/CMRRCD/2008-183/Admin/03-35 of October 01, 2009 (copy enclosed) issued by the Securities and Exchange Commission (SEC), the issuer shall refund excess money of the unsuccessful applicants of a public offer into the applicant's bank account directly. Besides, as per the notification no-SEC/CMRRCD/2009-193/Admin/03-31 of June 01, 2009 (copy enclosed) of SEC, the issuer shall transfer cash dividends quickly to the shareholder's bank account.

Therefore, you are advised to provide necessary co-operation to implement the above mentioned notifications to protect the interest of investors and for the development of Security market.

Please acknowledge receipt.

Yours faithfully,

Sd/-

Encl: As stated above

(Abu Hena Mohd. Rajee Hassan)

General Manager

Phone: 88-02-7117825



Govt. of the People's Republic of Bangladesh
Securities and Exchange Commission

Jiban Bima Tower (14, 15, 16 & 20th floor)
10 Dilkusha C/A, Dhaka-1000, Bangladesh



NOTIFICATION

October 01, 2009

No. SEC/CMRRCD/2008-183/Admin/03-35-----Whereas, the Securities and Exchange Commission deems it fit that the consent already accorded by the Commission, or to be accorded by it in future, to the issue of capital in Bangladesh, or to the public offer of securities for sale, should be subject to certain further conditions in the interest of investors and the capital market;

Now, therefore, in exercise of the power conferred by section 2CC of the Securities and Exchange Ordinance, 1969 (XVII of 1969), the Securities and Exchange Commission hereby imposes the following further condition: to the consent already accorded by it, or to be accorded by it in future, to the issue of capital in Bangladesh, or to the public offer of securities for sale, namely:-

The issuer shall refund application money to the bank of the unsuccessful applicant of the public offer for onward deposit of the refund money into the applicant's account as provided in the respective application form for subscription.

This shall have immediate effect.

By order of the Securities and Exchange Commission


Md. Ziaul Haque Khondker
Chairman.

রেজিস্টার্ড নং ডি এ-১

বাংলাদেশ



গেজেট

অতিরিক্ত সংখ্যা
কর্তৃপক্ষ কর্তৃক প্রকাশিত

সোমবার, জুন ২৯, ২০০৯

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

Securities and Exchange Commission
Jiban Bima Tower (14, 15, 16 & 20th floor)
10, Dilkusha C/A, Dhaka-1000, Bangladesh.

NOTIFICATION

Dated June 1, 2009

No. SEC/CMRRCD/2009-193/Admin/03-31—Whereas, the Securities and Exchange Commission deems it fit that the consent already accorded by the Commission, or to be accorded by it in future, to the issue of capital in Bangladesh or to the public offer of securities for sale, should be subject to certain further conditions in the interest of investors and the capital market;

Now, therefore, in exercise of the power conferred by section 2CC of the Securities and Exchange Ordinance, 1969 (XVII of 1969), the Securities and Exchange Commission hereby imposes the following further conditions to the consent already accorded by it or to be accorded by it in future, to the issue of capital in Bangladesh, or to the public offer of securities for sale, namely :—

1. The Board of Directors of the issuer company of a listed security, while considering/adopting any audited financial

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মূল্য : টাকা ২.০০

statements shall, in the same Board Meeting, declare the Net Asset Value (NAV), Earning Per Share (EPS) and Net Operating Cash Flow Per Share (NOCFPS) and also fix the date of the relevant annual general meeting and take specific decisions with regard to—

- (a) recommending or not recommending dividend for the shareholders on the basis of said financial statements; and
 - (b) the shareholders who shall be entitled to such dividend, if recommended.
2. The decision about recommending or not recommending dividend and entitlement for such dividend, if recommended, cannot be changed prior to holding of the annual general meeting in terms of condition at 1 above.
3. The issuer shall, within 30 (thirty) days of declaration or approval, as the case may be—
- (a) transfer the cash dividend to the bank of the shareholder for depositing into the latter's account, as provided in the beneficial owner's (BO) account set up in case of dematerialized share or as provided by the shareholder in case of paper share;
 - (b) transfer the stock dividend into the beneficial owner's (BO) account of the shareholder in case of dematerialized share or issue and deliver the dividend warrant to the shareholder in case of paper share.

The condition shall be effective from October 01, 2009.

4. The issuer shall submit a compliance report to the Commission in the format prescribed by the Commission in respect of Condition 3 above within 7 (seven) working days thereof.

These supersede the earlier Notification No. SEC/CMRRC/2001-14/24/Admin/03-03, dated November 26, 2001, published in the Bangladesh Gazette on December 10, 2001 while SRO. 385-Law/91 dated December 15, 1991 issued by the erstwhile Controller of Capital Issues shall be deemed to have been superseded immediately upon becoming the Condition 3 effective.

By order of the Securities and Exchange Commission

MD. ZIAUL HAQUE KHONDKER

Chairman.