

Regulation of KSEI No. I-F Regarding AKSes (Attachment to the Decree of the Board of Directors of KSEI No. KEP-0001/DIR/KSEI/0119 dated January 16<sup>th</sup>, 2019)

**REGULATION OF KSEI NUMBER I-F  
REGARDING  
AKSes**

**1. DEFINITIONS**

In this regulation, referred to as:

- 1.1. **Securities Ownership Reference (Acuan Kepemilikan Sekuritas)** which hereinafter will be referred to as "**AKSes**" shall be KSEI's facilities containing, among others, information regarding Securities and/or funds ownership records registered in the Securities Account, Investor Fund Unit Account and/or RDN, and/or other information related to Capital Market.
- 1.2. **AKSes User** shall be the Party who has been registered in order to be able to login into AKSes at KSEI.
- 1.3. **PT Kustodian Sentral Efek Indonesia** which hereinafter will be referred to as "**KSEI**" shall be the company who has obtained business permit from OJK to administer business activities as the Central Securities Depository.
- 1.4. **Account Holder** shall be the Party whose name is registered as the holder of Main Securities Account.
- 1.5. **S-INVEST Users** shall be the Investment Manager, the Broker-Dealer carrying out Post Trade Processing Transaction, Mutual Fund Selling Agent, Custodian Bank, the Bank as a dealer, and other parties stipulated by the Financial Services Authority who are registered at the S-INVEST Provider as referred to in Article 1 Point 6 of the Regulation of the Financial Services Authority Number 28/POJK.04/2016 regarding the Integrated Investment Management System.
- 1.6. **Client Fund Account** which hereinafter will be referred to as "**RDN**" shall be the fund account registered under the name of the client at the RDN Bank appointed by KSEI in accordance with the prevailing statutory regulations, which is administered by the Broker-Dealer by virtue of the power of attorney or instruction from the client.

**2. GENERAL PROVISIONS**

- 2.1. AKSes is granted by KSEI under the name of 1 (one) AKSes User based on the data and information presented by AKSes User through the mechanism which shall be further stipulated in the circular letter of KSEI.
- 2.2. AKSes User in accordance with its functions and roles shall be responsible for the data and information presented to KSEI in the creation of AKSes.
- 2.3. In performing its authorities as referred to in point 2.1, KSEI may provide AKSes to the Account Holder client and the S-INVEST User client directly.
- 2.4. AKSes Users shall consist of:
  - 2.4.1. Securities Issuer;
  - 2.4.2. Securities Administration Agency;
  - 2.4.3. Account Holder;

- 2.4.4. S-INVEST User;
  - 2.4.5. Account Holder client;
  - 2.4.6. S-INVEST User client; and
  - 2.4.7. Other Party as stipulated or who is not contradictory to the prevailing statutory regulations including the Regulation of KSEI.
- 2.5. KSEI shall be entitled to close and/or restrict services to AKSes in the event that the AKSes Users did not use AKSes in accordance with its function.

### **3. INFORMATION IN AKSes**

- 3.1. KSEI provides Information in AKSes which is among others consisting of:
- 3.1.1. The Securities and/or fund balance and/or mutation record in the Securities Account and/or Investor Fund Unit Account registered at KSEI;
  - 3.1.2. The balance and fund mutation record in RDN which is recorded at the bank carrying out the administration of RDN;
  - 3.1.3. The Securities ownership record in the script form administered by the Securities Administration Agency or the Issuers and Public Companies Carrying Out Their Own Securities Administration;
  - 3.1.4. The Securities ownership record administered by other Party based on the prevailing statutory regulations; and
  - 3.1.5. Other Information stipulated by KSEI.
- 3.2. KSEI shall not be responsible for misinformation displayed in AKSes which is caused by the fault of the third Party.
- 3.3. For Securities kept at KSEI, then, in the event that there is any difference between the Securities record maintained in AKSes and the Securities record maintained by the Party carrying out the Securities administration, the Securities record which is maintained in AKSes constitutes the main reference to be used as the evidence of Securities mutation and/or ownership.
- 3.4. For Securities which are not kept at KSEI, then, in the event that there is any difference between the Securities record maintained in AKSes and the Securities record maintained by the Party carrying out the Securities administration, the Securities record which is maintained by the Party carrying out the Securities administration constitutes the main reference to be used as the evidence of Securities mutation and/or ownership.
- 3.5. For fund information in RDN, then, in the event that there is any difference between the fund record maintained in AKSes and the fund record maintained in RDN, fund record which is maintained in RDN constitutes the main reference to be used as the evidence of fund mutation and/or ownership.
- 3.6. The Account Holder, the bank, the Party carrying out Securities administration, and/or other Party who constitute the data providers in AKSes, shall be responsible for any obligations, costs, claims and legal actions, losses, damages, and/or charges which might arise from any Party whomsoever in relation to the difference on Securities and/or fund record in AKSes, to the extent it is supported by sufficient evidences, in which, the difference on Securities record does not take place due to the fault or negligence of KSEI.

#### **4. OBLIGATIONS OF ACCOUNT HOLDERS AND S-INVEST USERS**

- 4.1. The Account Holders and the S-INVEST Users, in accordance with their functions and roles, shall be obliged to deliver access and information to use AKSes to each of their clients in accordance with the prevailing statutory regulations, including the Regulation of KSEI.
- 4.2. The Account Holders shall be obliged to provide information to their clients regarding the status, conditions, and/or the circumstances which could cause the occurrence of:
  - 4.2.1. The difference between the Securities record maintained in AKSes and the Securities record maintained in the Account Holder record, and/or the Party carrying out Securities administration; and/or
  - 4.2.2. The difference between the fund record maintained in AKSes and the fund record maintained in RDN.
- 4.3. The S-INVEST Users, in accordance with their functions and roles, shall be obliged to provide information to their clients regarding the status, conditions, and/or the circumstances which could cause the occurrence of the difference between the Securities record maintained in AKSes and the Securities record maintained in the record of the S-INVEST Users.
- 4.4. If based on the information from the Account Holders' clients or the S-INVEST Users' clients, there is a change or mistake of data and information of the Account Holders' clients or the S-INVEST Users' clients in AKSes, then, the Account Holder or the S-INVEST Users, in accordance with their functions and roles, shall be obliged to make adjustment to the data and information of their clients at KSEI.
- 4.5. Before the adjustment to the data and information of their clients as referred to in point 4.4 at KSEI, the Account Holders or the S-INVEST Users, in accordance with their functions and roles, shall be obliged to ensure that the data and information being delivered by their clients is the correct, accurate and latest data and information.

Stipulated in: Jakarta  
On: January 16<sup>th</sup>, 2019

**PT Kustodian Sentral Efek Indonesia**

**Syafruddin**  
Director

**Supranoto Prajogo**  
Director