

(Unofficial Translation)

This translation is for the convenience of those unfamiliar with the Thai language.

Please refer to the Thai text for the official version

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AIMC Logo

Notification of the Association of Investment Management Companies

No. SorJorKor. Ror. 1/2546

**Re: Rules and Procedures for the Valuation of An Asset Which the Fund Received as
Payment-in-Kind When Calculating the Net Asset Value of Funds**

To set rules and procedures for the valuation of an asset which the fund received as payment-in-kind when calculating the net asset value of funds according to the notification of the Board of Directors of the Securities and Exchange Commission No. KorNor. 14/2544 Re: Rules and Procedures for Fund Management for Case Where Issuer or Debtor Defaults, dated 6 June B.E.2544. By virtue of clause 25 of the Regulations of the Association of Investment Management Companies, the board of directors of the Association of Investment Management Companies hereby issues the following rules and procedures. This Notification shall be an integral part of the notification of the Association of Investment Management Companies No. SorJorKor. Ror. 5/2545 Re: Rules and Procedures for Determining the Fair Value for the Calculation of the Net Asset Value of Mutual Funds dated 20 June B.E.2545.

Clause 1 The notification of the Association of Investment Management Companies No. SorJorKor. Ror. 3/2545 Re: Rules and Procedures for the Valuation of An Asset Which the Fund Received as Payment-in-Kind When Calculating the Net Asset Value of Funds, dated 10 September B.E.2544. shall be revoked.

Clause 2 In this Notification,

"Association" refers to the Association of Investment Management Companies.

"Member" refers to a company which is a member of the Association of Investment Management Companies licensed to operate a securities business involving mutual fund management.

"Trustee" refers to the trustee of the mutual fund

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“Mutual fund” refers to closed-end fund and open-end fund.

“Closed-end fund” refers to a non-redeemable mutual fund operated by a management company.

“Open-end fund” refers to a mutual fund which is redeemable and operated by a management company.

"Appraiser" refers to a juristic person whose main business is to appraise the value of an asset or certify an appraised value. The appraiser must be approved by the Securities and Exchange Commission.

“Immovable property” refers to land plus any property asset permanently fixed to the land or forms part of the land. It includes rights to a land or property asset permanently fixed to the land or forms part of the land.

“Movable property” refers to other assets not considered immovable property. It includes rights to such property.

Clause 3 For an asset that a mutual fund received as payment-in-kind on a debt payment pursuant to clause 3, clause 4, and clause 5 of the notification of the Association of Investment Management Companies No. SorJorKor. Ror. 5/2545 Re: Rules and Procedures for Determining the Fair Value for the Calculation of Net Asset Values of Mutual Funds dated 20 June B.E.2545, determine the valuation of this asset for the calculation of the net asset value of mutual funds by following clause 3, clause 4, and clause 5 of that notification, mutatis mutandis.

Clause 4 For an asset that a mutual fund received as payment-in-kind on a debt payment that is not covered in clause 3, determine the valuation of this asset when calculating the net asset value of mutual funds as follows:

(1) For Immovable property, the fair value shall be estimated by applying one of the following rules:

(a) Use the price obtained from an appraisal report, or certification of an appraisal report produced by an appraisal company, as applicable. The report date must not be older than 1 year from the fund’s net asset value calculation date. On the date the payment-in-kind is included into the fund’s net asset value calculation, use the price obtained from the appraisal report. The member shall ensure the value of this asset is appraised every 2 years, or

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(b) Use the last traded price, which must not be older than 1 year from the fund's net asset value calculation date.

(2) For movable property, the fair value shall be estimated by using the last traded price which must not be older than 6 months from the fund's net asset value calculation date. If there is no aforementioned last traded price, the member shall use its discretion to determine its own valuation with the consent of the fund's trustee.

Clause 5 The estimation of fair value under clause 3 and clause 4 shall be based on the date the fund receives full legal entitlement to the asset, which shall be the date the asset can be included into the fund's net asset value calculation.

Clause 6 The member shall review the valuation of the asset which was received as payment-in-kind on a debt payment. If the value has changed significantly from the previous valuation, proceed to re-value the asset according to its new price and obtain consent from the fund's trustee.

Clause 7 This Notification shall be effective from 3 April B.E. 2546 onwards and members shall strictly comply.

Announced on 2 April B.E.2546

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(Mr. Maris Tharab)

Chairman of the Association of Investment
Management Companies