



# বাংলাদেশ সিকিউরিটিজ অ্যান্ড এক্সচেঞ্জ কমিশন

জীবন বীমা টাওয়ার (১৫, ১৬, ১৭ ও ২১তম তলা), ১০ দিলকুশা বা/এ, ঢাকা-১০০০, বাংলাদেশ।

সূত্র নং- বিএসইসি/মুখপত্র/২০১১/১৮৫৭

তারিখঃ ০৯/০৪/২০১৫ইং

## প্রেস বিজ্ঞপ্তি

৫৪১ তম কমিশন সভা অদ্য ০৯/০৪/২০১৫ ইং তারিখে কমিশনের সভা কক্ষে চেয়ারম্যান অধ্যাপক ড. এম. খায়রুল হোসেন এর সভাপতিত্বে অনুষ্ঠিত হয়। সভায় অন্যান্যের মধ্যে নিম্নবর্ণিত সিদ্ধান্তসমূহ গৃহীত হয়েছে :

১. স্টক ব্রোকার/ডিলার Fareast Stocks & Bonds Limited (DSE Mem. No. 226) -এ কমিশনের রুটিন পরিদর্শনের ভিত্তিতে দাখিলকৃত রিপোর্টের আলোকে সিকিউরিটিজ আইন ভঙ্গ করায় কমিশন আজকের সভায় Fareast Stocks & Bonds Limited -কে ১ (এক) লক্ষ টাকা জরিমানা ধার্য করার সিদ্ধান্ত গ্রহণ করেছে।
২. Holy City Securities Limited -এ কমিশনের পরিদর্শনের নিমিত্ত গঠিত দল কর্তৃক দাখিলকৃত রিপোর্টে নিম্নবর্ণিত সিকিউরিটিজ আইন ভঙ্গের বিষয়টি উল্লেখিত হয় :
  - ক) জুন ৩০, ২০১২ইং তারিখে Consolidated Customer Account-এ পরিশোধযোগ্য ক্লায়েন্টদের পর্যাণ্ড তহবিল -এ ঘাটতি (Deficiency) পরিলক্ষিত হওয়ার মাধ্যমে Securities and Exchange Rules, 1987 এর Rule 8A এবং সিকিউরিটিজ ও এক্সচেঞ্জ কমিশন (স্টক ডিলার, স্টক ব্রোকার ও অনুমোদিত প্রতিনিধি) বিধিমালা, ২০০০ এর বিধি ১১ ভঙ্গ করে।
  - খ) নন মার্জিনেবল “Z” ক্যাটাগরির শেয়ার ক্রেয়ে মার্জিন ঋণ প্রদান করার মাধ্যমে কমিশনের ডাইরেক্টিভ নং- SEC/CMRRCD/2001-50/174 তাং 05/10/2009 লংঘন;
  - গ) ঋণ চুক্তি ব্যতিরেকে মার্জিন ঋণ প্রদান করার মাধ্যমে Margin Rules, 1999 এর Rule 3(2) এর লংঘন;
  - ঘ) ৫ (পাঁচ) লক্ষ টাকার উপরে নগদ লেনদেনের মাধ্যমে Securities and Exchange Rules, 1987 এর Rules 8(c) (i) লংঘন; এবং
  - ঙ) কোম্পানীর পরিচালক -কে মার্জিন ঋণ সুবিধা প্রদানের মাধ্যমে কমিশনের নির্দেশনা নং- SEC/CMRRCD/2001-43/51 তাং 22/07/2010 লংঘন।

উপরোক্ত সিকিউরিটিজ আইনসমূহ ভঙ্গ করায় কমিশন আজকের সভায় Holy City Securities Limited -কে ৭ (সাত) লক্ষ টাকা জরিমানা ধার্য করার সিদ্ধান্ত গ্রহণ করেছে।

৩. আইসিবি পরিচালিত প্রথম আইসিবি মিউচুয়াল ফান্ড এর আইনগত প্রক্রিয়ার মাধ্যমে অবসায়ন/রূপান্তর কার্যক্রম সম্পন্ন করার বিষয়টি প্রক্রিয়াধীন/পর্যালোচনাধীন থাকায় পরবর্তী নির্দেশ না দেয়া পর্যন্ত উভয় স্টক এক্সচেঞ্জে লেনদেন অব্যাহত থাকবে।
৪. কমিশন আজকের সভায় Aman Feed Limited এর প্রতিটি ৩৬.০০ টাকা (২৬ টাকা প্রিমিয়ামসহ) মূল্যের ২ (দুই) কোটি সাধারণ শেয়ার প্রাথমিক গণ প্রস্তাব (IPO) এর মাধ্যমে ইস্যু করার অনুমোদন দিয়েছে। এই IPO এর মাধ্যমে কোম্পানীটি ৭২ (বাহাত্তর) কোটি টাকা পুঁজি উত্তোলন করে ব্যবসা সম্প্রসারণ, দীর্ঘ মেয়াদী ঋণ পরিশোধ, চলতি মূলধন এবং প্রাথমিক গণ প্রস্তাবের খরচ খাতে ব্যয় করবে। কোম্পানীটির ৩০ শে জুন, ২০১৪ সালের সমাপ্ত বৎসরের নিরীক্ষিত আর্থিক বিবরণী অনুযায়ী শেয়ার প্রতি আয় (EPS) ৪.৯৭ টাকা এবং নেট এ্যাসেট ভ্যালু (NAV) ৩০.৭৭ টাকা। উল্লেখ্য, কোম্পানীটির ইস্যু ব্যবস্থাপনার দায়িত্বে নিয়োজিত রয়েছে LankaBangla Investment Limited।
৫. এছাড়াও প্রাথমিক গণ প্রস্তাব (IPO) এর আবেদন পদ্ধতি অদ্য প্রেস বিজ্ঞপ্তির সাথে সংযুক্ত নীতিমালা অনুযায়ী Aman Feed Limited এর প্রাথমিক গণ প্রস্তাব (IPO) এর আবেদনের মাধ্যমে চালু হবে।

  
০৯/০৪/২০১৫

মোঃ সাইফুর রহমান  
নির্বাহী পরিচালক ও মুখপাত্র

## **Public Issue Application Process**

### **Step-1 (Applicant)**

1. An applicant for public issue of securities shall submit application/buy instruction to the Stockbroker/ Merchant Banker where the applicant maintains customer account, within the cut-off date (i.e. the subscription closing date), which shall be the **25<sup>th</sup> (twenty fifth) working day** from the date of publication of abridged version of prospectus.
2. The application/buy instruction may be submitted in prescribed paper or electronic form, which shall contain the Customer ID, Name, BO Account Number, Number of Securities applied for, Total Amount and Category of the Applicant. At the same time:
  - a) Other than non-resident Bangladeshi (NRB) and Foreign applicants shall make the application money and service charge available in respective customer account maintained with the Stockbroker/Merchant Banker. No margin facility, advance or deferred payment is permissible for this purpose. In case the application is made through a margin account, the application money shall be deposited separately and the Stockbroker/Merchant Banker shall keep the amount segregated from the margin account, which shall be refundable to the applicant, if become unsuccessful.
  - b) Non-resident Bangladeshi (NRB) and Foreign applicants shall submit bank drafts (FDD), issued in favor of the Issuer/Mutual Fund for an amount equivalent to the application money, with their application to the concerned Stockbroker/Merchant Banker. The draft (FDD) shall be issued by the Bank where the applicant maintains NITA/Foreign Currency account debiting the same account. No banker shall issue more than two drafts from any NITA/Foreign Currency account for any public issue. At the same time, the applicant shall make the service charge available in respective customer account maintained with the Stockbroker/Merchant Banker.

## Step-2 (Intermediary)

3. The Stockbroker/Merchant Banker shall maintain a separate bank account only for this purpose namely “Public Issue Application Account”. The Stockbroker/Merchant Banker shall:
  - a) post the amount separately in the customer account (other than NRB and Foreign applicants), and upon availability of fund, block the amount equivalent to the application money;
  - b) accumulate all the application/buy instructions received up to the cut-off date, deposit the amount in the “Public Issue Application Account” maintained with its bank within the first banking hour of **next working day** of the cut-off date. In case of application submitted by the Stock-dealer or the Merchant Banker’s own portfolio, the application amount should also be transferred to the “Public Issue Application Account”;
  - c) instruct the banker to block the account for an amount equivalent to the aggregate application money and to issue a certificate in this regard.
4. Banker of the Stockbroker/Merchant Banker shall block the account as requested for, issue a certificate confirming the same and handover it to the respective Stockbroker/Merchant Banker.
5. For Non-resident Bangladeshi (NRB) and Foreign applicants, the Stockbroker/Merchant Banker shall hold the bank drafts (FDD) submitted by the applicants in their custody with a list containing the draft information against the respective applicant’s particulars.
6. The Stockbroker/Merchant Banker shall prepare category wise lists of the applicants containing Customer ID, Name, BO Account Number and Number of Securities applied for, and **within 03 (three) working days** from the cut-off date, send it to the respective Stock Exchange in electronic (text format with tilde ‘~’ separator) format and the certificate(s) issued by its banker.
7. **On the next working day**, the stock exchanges shall provide the Issuer/AMC of Mutual Fund with the information received from the Stockbroker/Merchant Bankers. Stock Exchanges shall verify and preserve the bankers’ certificates in their custody.

8. The application/buy instructions shall be preserved by the Stockbroker/Merchant Bankers up to 6 months from listing of the securities with exchange.

### **Step-3 (Issuer/AMC of Mutual Fund)**

9. The Issuer/AMC of Mutual Fund shall prepare consolidated list of the applications and send the applicants' BOIDs in electronic (text) format in a CDROM to CDBL for verification. The Issuer/AMC of Mutual Fund shall post the consolidated list of applicants on its website. CDBL shall verify the BOIDs as to whether the BO accounts of the applicants are active or not.
10. **On the next working day**, CDBL shall provide the Issuer/AMC of Mutual Fund with an updated database of the applicants containing BO Account Number, Name, Addresses, Parents' Name, Joint Account and Bank Account information along with the verification report.
11. After receiving verification report and information from CDBL, the Issuer/AMC of Mutual Fund shall scrutinize the applications, prepare category wise consolidated lists of valid and invalid applications and submit report of final status of subscription to the Commission and the stock exchanges **within 10 (ten) working days** from the date of receiving information from the stock exchanges.
12. The Issuer/AMC of Mutual Fund and the issue manager shall conduct category wise lottery with the valid applications **within 03 (three) working days** from the date of reporting to the Commission and the Stock Exchanges, if do not receive any observation from the Commission or the Stock Exchanges.
13. The Issuer/AMC of Mutual Fund and issue manager shall arrange posting the lottery result on their websites within **06 (six) hours** and on the websites of the Commission and Stock Exchanges within **12 (twelve) hours** of lottery.
14. Within **02 (two) working days** of conducting lottery, the Issuer/AMC of Mutual Fund shall:
  - a) send category wise lists of the successful and unsuccessful applicants in electronic (text format with tilde '~' separator) format to the respective Stock Exchange.

- b) send category wise lists of unsuccessful applicants who are subject to penal provisions as per conditions of the Consent Letter issued by the Commission in electronic (text format with tilde '~' separator) format to the respective Stock Exchange mentioning the penalty amount against each applicant.
- c) issue allotment letters in the names of successful applicants in electronic format with digital signatures and send those to respective Stock Exchange in electronic form.
- d) send consolidated allotment data (BOID and number of securities) in electronic text format in a CDROM to CDBL to credit the allotted shares to the respective BO accounts.

#### **Step-4 (Intermediary)**

15. **On the next working day**, Stock Exchanges shall distribute the information and allotment letters to the Stockbroker/Merchant Bankers concerned in electronic format and instruct them to:
  - a) remit the amount of successful (other than NRB and Foreign) applicants to the Issuer's/Mutual Fund's respective Escrow Account opened for subscription purpose and unblock the amount of unsuccessful applicants;
  - b) send the bank drafts (FDD) submitted by successful NRB and Foreign applicants to the Stock Exchange and return the drafts submitted by unsuccessful applicants;
  - c) send the penalty amount of other than NRB and Foreign applicants who are subject to penal provisions to the Issuer's/Mutual Fund's respective Escrow Accounts along with a list and unblock the balance application money;
  - d) send the drafts (FDD) submitted by unsuccessful NRB and Foreign applicants who are subject to penal provisions, to the respective Stock Exchange, along with a list.
  
16. **On the next working day** of receiving the documents from the Stock Exchanges, the Stockbrokers/Merchant Banker shall request its banker to:
  - a) release the amount blocked for unsuccessful (other than NRB and foreign) applicants;

- b) remit the aggregate amount of successful applicants and the penalty amount of unsuccessful (other than NRB and foreign) applicants who are subject to penal provisions to the respective 'Escrow' account of the Issuer/ Mutual Fund opened for subscription purpose.
17. **On the same day** the Stockbroker/Merchant Bankers shall:
- a) send the drafts (FDD) submitted by successful NRB and Foreign applicants to the Stock Exchange concerned and return the drafts submitted by unsuccessful NRB and Foreign applicants;
- b) send the drafts (FDD) submitted by unsuccessful NRB and Foreign applicants who are subject to penal provisions to the respective Stock Exchange separately along with a list of the applicants.
18. **On the next working day** of receiving request from the Stockbrokers/Merchant Bankers, their bankers shall unblock the amount blocked in the account(s) and remit the amount as requested for to the Issuer's/Mutual Fund's 'Escrow' account.
19. **Simultaneously**, the stockbrokers/Merchant Bankers shall release the application money in the customer accounts; inform the successful applicants about allotment of securities and the unsuccessful applicants about releasing their blocked amounts. The unblocked amounts of unsuccessful applicants shall be placed as per their instructions. The Stockbroker/Merchant Banker shall be entitled to recover the withdrawal charges, if any, from the applicant who wants to withdraw the application money, up to an amount of Tk.5.00 (five) per withdrawal.
20. **On the same day**, Stock Exchanges shall send the drafts submitted by successful NRB and Foreign applicants and also by unsuccessful NRB and Foreign applicants who are subject to penal provisions, to the Issuer/AMC of Mutual Fund.
21. In case of drafts (FDD) submitted by successful NRB or Foreign applicant for any amount excess to the value of securities to be allotted or by unsuccessful NRB and Foreign applicants who are subject to penal provisions, refund of the balance amount shall be made by the Issuer/AMC of Mutual Fund to the applicant through bank drafts issued in the same currency within 7 (seven) working days of receiving the drafts from Stock Exchange.

**Miscellaneous:**

22. The Issuer/AMC of Mutual Fund and Issue Manager(s) shall jointly ensure compliance of the above.
23. The bank draft (FDD) shall be issued considering TT Clean exchange rate of Sonali Bank Ltd. on the date of publication of abridged version of prospectus.
24. Amount deposited and blocked in the “Public Issue Application Account” shall not be withdrawn or transferred during the blocking period. Amount deposited by the applicants shall not be used by the Stockbrokers/Merchant Bankers for any purpose other than public issue application.
25. The Issuer/AMC of Mutual Fund shall pay the costs related to data transmission, if claimed by the Stock Exchange concerned.
26. The Stockbroker/Merchant Bankers shall be entitled to a service charge of Tk.5.00 (taka five) only per application irrespective of the amount or category. The service charge shall be paid by the applicant at the time of submitting application.
27. The Stockbroker/Merchant Banker shall provide the Issuer/AMC of Mutual Fund with a statement of the remittance and drafts sent.
28. The Issuer/AMC of Mutual Fund shall accumulate the penalty amount recovered and send it to the Commission through a bank draft/payment order issued in favor of the Bangladesh Securities and Exchange Commission.