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BOARD NOTICE RAADSKENNISGEWING

NOTICE 105 OF 2001

CUSTODY AND ADMINISTRATION OF SECURITIES ACT, 1992 (ACT NO 85 OF 1992)

AMENDMENTS TO THE RULES OF SHARE TRANSACTIONS TOTALLY ELECTRONIC LIMITED (STRATE)

1. In terms of section 12(4) of the Custody and Administration of Securities Act, 1992 (Act No 85 of 1992), it is hereby notified that Share Transactions Totally Electronic Limited (STRATE) has applied to the Registrar for approval to make amendments to its rules, as set forth in the Schedule hereto.
2. In terms of section 12(5)(a) of the said Act members of the public who have any objections to the proposed amendments are hereby called upon to lodge their objections with the Registrar, P O Box 35655, Menlo Park, 0102, within a period of 30 days from the date of publication of this notice.

J VAN ROOYEN

REGISTRAR

SCHEDULE

General explanatory notes:

1. Words in bold in square brackets ([]) indicate deletions from existing rules.
2. Words underlined with a solid line () indicate insertions in existing rules.

AMENDMENTS TO THE RULES OF SHARE TRANSACTIONS TOTALLY ELECTRONIC LIMITED

Insertion of new rule 6.8.4

- 6.8.4** The CSD may provide services for CSD participants and other parties and the CSD shall have the power from time to time to prescribe –
6.8.4.1 procedures and requirements with which CSD participants and other parties shall comply when using such services; and
6.8.4.2 the fees payable by the CSD participants and other parties for the use of such services.

Amendments to rule 7.8

7.8 Limitation of liabilities, warranties and indemnities

7.8.1 [Subject to rule 7.8.2] The CSD, any director, executive officer, officer, employee or representative of the CSD, or the controlling body or a committee of the controlling body is not liable for any loss sustained by or damage caused to any person as a result of anything done or omitted by the CSD, a director, executive officer, officer, employee or representative of the CSD, controlling body or such committee of the controlling body as referred to above, or by an authorized user or participant in a bona fide or negligent, but not grossly negligent, performance of any function under or in terms of the Act, the rules or directives of the CSD.

[7.8.2 Notwithstanding the provisions of rule 7.8.1, if a CSD participant incurs liability for any loss to a client (whether in terms of a contract or the common law) as a result of the mere negligence of the CSD, the CSD is liable to the CSD participant for such loss.]

KENNISGEWING 105 VAN 2001**WET OP DIE BEWARING EN ADMINISTRASIE VAN EFFEKTE 1992 (WET NO 85 VAN 1992)****WYSIGING VAN DIE REËLS VAN SHARE TRANSACTIONS TOTALLY ELECTRONIC BEPERK (STRATE)**

1. Ingevolge artikel 12(4) van die Wet op die Bewaring en Administrasie van Effekte, 1992 (Wet No 85 van 1992), word hierby bekendgemaak dat Share Transactions Totally Electronic Beperk (STRATE) by die Registrateur aansoek gedoen het om goedkeuring om wysigings van sy reëls, soos in die Bylae hiervan uiteengesit.
2. Ingevolge artikel 12(5)(a) van genoemde Wet word alle lede van die publiek wat beswaar het teen die voorgestelde wysigings, hierby versoek om hul besware binne 'n tydperk van 30 dae vanaf die datum van hierdie kennisgewing by die Registrateur, Posbus 35655, Menlo Park, 0102, in te dien.

J VAN ROOYEN**REGISTRATEUR****BYLAE****Algemene verduidelikende aantekeninge:**

1. Woorde in vierkantige hakies ([]) dui skappings uit die bestaande reëls aan.
2. Woorde met 'n volstreep daaronder (_____) dui invoegings in die bestaande reëls aan.

WYSIGING VAN DIE REËLS VAN SHARE TRANSACTIONS TOTALLY ELECTRONIC BEPERK**Invoeging van nuwe reël 6.8.4**

- 6.8.4 Die SEB kan dienste verskaf aan SEB-deelnemers en ander partye en die SEB het die bevoegdheid om van tyd tot tyd die volgende voor te skryf –**
- 6.8.4.1 prosedures en vereistes waaraan SEB-deelnemers en ander partye moet voldoen wanneer van sodanige dienste gebruik gemaak word; en**
 - 6.8.4.2 die fooie betaalbaar deur die SEB-deelnemers en ander partye vir die gebruik van sodanige dienste.**

Wysigings van reël 7.8

7.8 Beperking van aanspreeklikheid, waarborge en skadeloosstellings

7.8.1 Die SEB, enige direkteur, uitvoerende beampte, beampte, werknemer of verteenwoordiger van die SEB, of die beherende liggaam of 'n komitee van die beherende liggaam is **[onderworpe aan reël 7.8.2]**, nie vir enige verlies gely deur of skade veroorsaak aan enige persoon as gevolg van enigiets gedoen of nagelaat deur die SEB, 'n direkteur, uitvoerende beampte, beampte, werknemer of verteenwoordiger van die SEB, beherende liggaam of 'n komitee van die beherende liggaam soos hierbo na verwys, of 'n gemagtigde gebruiker of deelnemer in 'n bona fide of nalatige maar nie erg nalatige uitvoering van enige funksie ingevolge die Wet of die reëls of voorskrifte van die SEB, verantwoordelik nie.

[7.8.2 Indien 'n SEB-deelnemer aanspreeklik is vir enige verliese teenoor 'n kliënt (hetsy ingevolge 'n kontrak of die gemene reg) as gevolg van die blote nalatigheid van die SEB, is die SEB, nieteenstaande die voorskrifte van reël 7.8.1, aanspreeklik teenoor die SEB-deelnemer vir sodanige verlies.]

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