

## BOARD NOTICE 89 OF 2001

### STOCK EXCHANGES CONTROL ACT, 1985

#### AMENDMENT OF THE RULES OF THE JSE SECURITIES EXCHANGE SOUTH AFRICA

1. In terms of section 12 (6) of the Stock Exchanges Control Act, 1985 ( Act No. 1 of 1985), it is hereby notified that the JSE Securities Exchange South Africa has applied to the Registrar of Stock Exchanges for the approval to make amendments to its rules, as set forth in the Schedule hereto.
2. In terms of section 12 (7) of the said Act all interested persons (other than members of the Securities Exchange) who have any objections to the proposed amendments are hereby called upon to lodge their objections with the Registrar of Stock Exchanges, PO Box 35655, Menlo Park, 0102, within a period of 30 days from the date of publication of this notice.

**J VAN ROOYEN**  
Registrar of Stock Exchanges

#### SCHEDULE

General explanatory notes

1. Words underlined with a solid line (\_\_\_) indicate the insertions in the existing rules.
2. Words in square brackets ([ ]) indicate omissions from existing rules.

#### AMENDMENTS TO THE RULES OF THE JSE SECURITIES EXCHANGE SOUTH AFRICA

##### 1. PROPOSED AMENDMENTS TO SECTION 13 – MISCELLANEOUS

Rule 13.30 is hereby substituted by the following rule:

##### 13.30 Mergers and amalgamations

13.30.1 When a merger, amalgamation or transfer of business contemplated in terms of article 4.3.3 of the constitution of the JSE takes effect -

13.30.1.1 all the assets and liabilities of the JSE vest in and become binding upon the merged, amalgamated or transferee exchange as the case may be;

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- 13.30.1.2 the merged, amalgamated or transferee exchange has the same rights and obligations as were possessed by or binding on the JSE immediately prior to the merger, amalgamation or transfer;
- 13.30.1.3 all agreements, acts, decisions, appointments and documents made, performed, entered into or executed by the JSE before the transaction remain of full force and effect, unless lawfully repealed, cancelled or terminated by the merged, amalgamated or transferee exchange, and shall be construed as if they had been made, performed, entered into or executed by the merged, amalgamated or transferee exchange, as the case may be;
- 13.30.1.4 any bond, pledge, guarantee or other instrument to secure future advances, facilities or services by the JSE or other existing obligations of the JSE which were in force immediately prior to the transaction, remains of full force and effect, and shall be construed as a bond, pledge, guarantee or instrument given to or in favour of the merged, amalgamated or transferee exchange, as the case may be, as security for future advances, facilities or services by the JSE.
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