

ENGLISH TRANSLATION

**ATTACHMENT**

The Decision of the Board of Directors

PT Kliring Penjaminan Efek Indonesia

Number: Kep-007/DIR/KPEI/0318

Dated: 14-03-2018

**REGULATION NUMBER: VI**

**CLEARING AND GUARANTEE OF SECURITIES EXCHANGE TRANSACTION  
SETTLEMENT ON ASSET BACKED SECURITIES (EBA) AND ASSET  
BACKED SECURITIES IN THE FORM OF PARTICIPATORY NOTES (EBA-  
SP)**

**1. DEFINITION**

In this regulation, what is meant by:

- a. **Collective Investment Contract of Asset Backed Securities** hereinafter is abbreviated as **KIK-EBA** shall be a contract between investment manager and custodian bank which binds holder of asset backed securities on which investment manager is given authority to manage collective investment portfolio and custodian bank is



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given authority to conduct collective custody as provided for in Article 1 Number 1 of the *Otoritas Jasa Keuangan* Regulation Number 65/POJK.04/2017 Regarding the Issuance and Reporting Guide on Asset Backed Securities in the form of Collective Investment Contract.

b. **Asset Backed Securities** hereinafter is abbreviated as **EBA** shall be Asset Backed Securities i.e. Securities issued by KIK-EBA which portfolio consists of financial asset as provided for in Article 1 Number 7 of the *Otoritas Jasa Keuangan* Regulation Number 65/POJK.04/2017 Regarding the Issuance and Reporting Guide on Asset Backed Securities in the form of Collective Investment Contract.

c. **Fixed Cash Flow Asset Backed Securities** hereinafter is abbreviated as **Fixed Cash Flow EBA** shall be Asset Backed Securities which gives its holder certain income such as to debt Securities holder as provided



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for in Article 1 Number 8 of the *Otoritas Jasa Keuangan* Regulation Number 65/POJK.04/2017 Regarding the Issuance and Reporting Guide on Asset Backed Securities in the form of Collective Investment Contract.

d. **Non-Fixed Cash Flow Asset Backed Securities** hereinafter is abbreviated as **Non-Fixed Cash Flow EBA** shall be Asset Backed Securities which gives commitment to its holder uncertainty income such as to equity Securities holder as provided for in Article 1 Number 9 of the *Otoritas Jasa Keuangan* Regulation Number 65/POJK.04/2017 Regarding the Issuance and Reporting Guide on Asset Backed Securities in the form of Collective Investment Contract.

d. **Asset Backed Securities in the Form of Participatory Notes** hereinafter is referred to as **EBA-SP** shall be Asset Backed Securities issued by the Issuer which portfolio in the form of Receivables Pools



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and constitutes as proportional ownership evidence of the Receivables Pools collectively owned by a group of EBA-SP holder, as referred to in Article 1 Number 1 of the *Otoritas Jasa Keuangan* Regulation Number 23/POJK.04/2014 regarding Issuance and Reporting Guide on Asset Backed Securities In The Form Of Participatory Notes For The Purpose Of Housing Secondary Financing.

- e. **Fixed Cash Flow Participatory Notes Asset Backed Securities** hereinafter is abbreviated as **EBA-SP** shall be EBA-SP which gives its holder certain income such as to debt Securities holder as provided for in Article 1 Number 2 of the *Otoritas Jasa Keuangan* Number 23/POJK.04/2014 Regarding Issuance and Reporting Guide on Asset Backed Securities In The Form Of Participatory Notes.

- f. **Non-Fixed Cash Flow Participatory Notes Asset Backed Securities** hereinafter is



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abbreviated as **Non-Fixed Cash Flow EBA-SP** shall be EBA-SP which gives its holder uncertainty income such as to equity Securities holder as provided for in Article 1 Number 3 of the *Otoritas Jasa Keuangan* Regulation Number 23/POJK.04/2014 Regarding Issuance and Reporting Guide on Asset Backed Securities In The Form Of Participatory Notes.

**2. PROCEDURES FOR CLEARING AND GUARANTEE OF SECURITIES EXCHANGE TRANSACTION SETTLEMENT ON ASSET BACKED SECURITIES (EBA) AND ASSET BACKED SECURITIES IN THE FORM OF PARTICIPATORY NOTES (EBA-SP) .**

- a. Procedure for implementing clearing and guarantee of settlement including clearing fee for securities exchange transaction on Fixed Cash Flow EBA and Fixed Cash Flow EBA-SP shall be based on KPEI Regulation Number V-1 regarding Clearing and Guarantee of Settlement on Debt Securities Transaction.



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- b. Procedure for implementing clearing and guarantee of settlement including clearing fee for securities exchange transaction on Non-Fixed Cash Flow EBA and Non-Fixed Cash Flow EBA-SP shall be based on Regulation Number II-5 regarding Clearing and Guarantee of Securities Exchange Transaction Settlement on Equity Securities.

Stipulated in Jakarta, on 14-03-2018

[signed]

[signed]

**Hasan Fawzi**

**Sunandar**

President Director

Director

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Jakarta, 1 November 2019

Translated by:

