

SECTION 14

CLEARING AND SETTLEMENT OF MARKET CONTRACTS RELATING TO SECURITIES TRADED ON THE DEBT MARKET OF THE CSE

14.1 Rules Governing Debt Securities Traded on the Automated Trading System (ATS) of the CSE

14.1.1 Definitions

For the purpose of Rule 14.1:

Debt Securities

means corporate debt Securities including Basel III Compliant Debt Securities, GSS+ Bonds, High Yield Corporate Debt Securities, Infrastructure Bonds, Shariah Compliant Debt Securities, which are traded on the debt market of the CSE.

Trading Participant for Debt Securities

means a Stock Broker Participant or a Stock Dealer Participant (as applicable) who has been permitted by the CSE to trade in Debt Securities.

Settlement Date

means

- (i) the first Market Day after the Trade Day (T+1) for Debt Securities transacted on the Tom Board, and;
- (ii) the second Market Day after the Trade Day (T+2) for Debt Securities transacted on the Spot Board.

Spot Board

means the trading board on which the transactions are executed where the Settlement Date for the transactions is the second Market Day after Trade Day (T+2).

Tom Board

means the trading board on which the transactions are executed where the Settlement Date for the transactions is the first Market Day after Trade Day (T+1).

GSS+ Bonds

means 'GSS+ Bonds' as defined in the Listing Rules of the CSE.

Basel III Compliant Debt Securities

means 'Basel III Compliant Debt Securities' as defined in the Listing Rules of the CSE.

Infrastructure Bonds

means 'Infrastructure Bonds' as defined in the Listing Rules of the CSE.

Shariah Compliant Debt Securities

means 'Shariah Compliant Debt Securities' as defined in the Listing Rules of the CSE.

High Yield Corporate Debt Securities

means 'High Yield Corporate Debt Securities' as defined in the Listing Rules of the CSE.

14.1.2 Settlement of Debt Securities

Pursuant to a Trade carried out through the CSE, the crediting of Debt Securities to the buyer's Client Account shall take place only upon the receipt of confirmation of settlement of funds from the appointed settlement bank.

14.1.3 Inter-clearing member Settlement

- i. The inter - clearing member settlement of funds for Trades in Debt Securities traded on the CSE shall take place by 10.30 hours on the Settlement Date, through the settlement bank/s as per the Settlement Schedules issued by the Clearing House
- ii. The Clearing House shall debit or credit itself and the Clearing Members with the amounts payable and receivable in accordance with these Rules.
- iii. The Clearing House shall issue, on each Market Day, a Settlement Schedule, which will reflect the debits and credits that have been entered into the Clearing Member`s account and the net amount to be settled by each Clearing Member on a particular Settlement Date.
- iv. A Stock Broker Clearing Member shall ensure that sufficient Cleared Funds are available in the settlement bank account by 09.30 hours on the Settlement Date to clear and settle Trades of such Clearing Member based on the Settlement Schedule issued by the Clearing House.
- v. A Custodian Bank Clearing Member shall make available sufficient Cleared Funds in the settlement bank by 09.30 hours on the Settlement Date to settle payment obligations arising out of Trades of such Clearing Member based on the Settlement Schedule issued by the Clearing House.
- vi. A buyer shall make available, and the buying Clearing Member shall ensure that such buyer makes available, the required Cleared Funds in respect of a Trade so as to enable the buying Clearing Member to meet its fund settlement obligations within the time period prescribed in these Rules.
- vii. If the buyer fails to make available the Cleared Funds as referred to in Rule 14.1.3 (vi), the buying Clearing Member which is a Stock Broker, may at its absolute discretion, recover interest commencing from the day after the Settlement Date up to the date of final settlement and such interest shall not exceed 0.1% per day, provided such Clearing Member settled such Trade .
- viii. A selling Clearing Member which is a Stock Broker:
 - (a) shall ensure that Cleared Funds are made available to the seller on the Settlement Date of the Trade , unless the seller has requested the Clearing Member, in writing, to retain the sale proceeds. If for any reason the sale proceeds have not been made available to the seller by the selling Clearing Member on the Settlement Date without a written request from the seller as aforesaid, the seller shall be entitled to interest from the day after the Settlement Date on the outstanding amount at 0.1% per day from the selling Clearing Member.
 - (b) could make settlements to the seller either by cheques or electronic fund transfers to the seller`s bank account. If payment is made to sellers by way of cheques, such cheques shall be duly crossed as `Account Payee`. If the seller requests that the crossing to be cancelled, the selling Clearing member shall ensure that a request shall be made in writing by the seller and same is authorized by the Chief Executive Officer of such Clearing Member.

No cash cheques shall be issued to clients.

(ix) Fund Settlement Failure

A failure to settle funds by a buying Clearing Member in respect of a Trade on the Settlement Date as set out in Rule 14.1.3 shall result such Trade being deemed to be a defaulted Trade. Accordingly, the Securities shall not be transferred from the seller's Client Account to the buyer's Client Account in the CDS.

(x) Consequences of a fund Settlement Failure on Clearing Members

- (i) If a buying Clearing Member defaults in settlement of funds in respect of any Trade on the Settlement Date in terms of Rule 14.1.3(v) due to any reason whatsoever, including any failure by the buyer to make sufficient Cleared Funds available to the Clearing Member, such Clearing Member shall pay to the Clearing House a processing fee of Rs. 1,000,000 for each occurrence of non-compliance.
- (ii) The processing fee shall be paid by the Clearing Member to the Clearing House within seven (7) Market Days from the date of communicating such fee to the Clearing Member.

For the purposes of this Rule, 'Cleared Funds' shall mean funds that are realized and available for drawing in the respective settlement bank.

14.1.4 Margin Requirements applicable for Trades on Debt Securities

- (i) A margin requirement shall be computed by the Clearing House pursuant to Trades executed on the Spot Board in respect of each Clearing Member, taking into consideration the settlement risk arising from such Trades cleared and settled through such Clearing Member pending inter-clearing member settlement. Such margin requirement shall be communicated by the Clearing House to the Clearing Member end of Trade Day (T).
- (ii) The margin requirement shall be computed in accordance with a methodology as determined by the Clearing House from time to time.
- (iii) The margin requirement shall be applicable for a Clearing Member if the aggregate value of the purchases executed by such Clearing Member on the Spot Board on a Market Day equals or exceeds Rupees Ten (Million (Rs. 10,000,000)).
- (iv) Margin requirements will not be computed for Trades executed on the Tom Board.

14.1.5 Provision of Market Collateral to the Clearing House

- (i) If a margin requirement is applicable as set out in Rule 14.1.4 (iii), the Clearing Member shall provide Market Collateral to the Clearing House by 09.30 hours on T+1. The value of Market Collateral furnished to the Clearing House shall be at least equivalent to the margin requirement of such Clearing Member computed in terms of Rule 14.1.4.

- (ii) The Market Collateral furnished to the Clearing House shall either be in the form of a cash deposit and/or an irrevocable and unconditional bank guarantee in favour of the Clearing House obtained from a commercial bank licensed by the CBSL, acceptable to the Clearing House.
- (iii) The Market Collateral shall be used by the Clearing House to defray;
 - (i) Any sums due and payable by a Clearing Member in default to any client of such Clearing Member;
 - (ii) Any sums due and payable by such Clearing Member to any other Clearing Member of the Clearing House; and/or
 - (iii) Any fees, commissions, charges and dues payable by such Clearing Member to CDS, Clearing House, CSE and SEC.
- (iv) If a Clearing Member fails to provide the requisite Market Collateral to meet its margin requirement, the Clearing House shall commence disciplinary proceedings against such Clearing Member in terms of Section 4.

14.1.6 Rules governing Foreign Currency denominated Debt Securities issued by Local Entities

(1) Settlement of Funds

- (a) The settlement of funds relating to transactions on Foreign Currency denominated Debt Securities issued by Local Entities shall take place by 12.30 hours on the Settlement Date, i.e. T+2, through the appointed settlement bank/s as per the Settlement Schedules issued by the Clearing House.
- (b) The Clearing House shall debit or credit itself and the Clearing Members with the amounts payable and receivable in accordance with these Rules.
- (c) The Clearing House shall issue, on each Market Day, a Settlement Schedule, which will reflect the debits and credits that have been entered into the Clearing Member's account and the net amount to be settled by each Clearing Members on a particular Settlement Date.
- (d) The inter-participant settlement shall be completed by 12.30 hours on the Settlement Date.
- (e) The Custodian bank Clearing Member shall make available sufficient Cleared Funds in the Settlement Bank by 10.30 hours on the Settlement Date based on the Settlement Schedule issued by the Clearing House.
- (f) A buyer shall make available, and the buying Clearing Member shall ensure that such buyer makes available, the required Cleared Funds in respect of a particular Trade so as to enable the buying Clearing Member to meet its fund settlement obligations within the time period prescribed in these Rules.

(2) Settlement of Securities

- (a) The selling Custodian bank Clearing Member shall ensure that the required number of Foreign Currency denominated Debt Securities are available in the seller's Client Account on the Trade Date and such quantity of Debt Securities shall be locked in the seller's Client Account for delivery of such Debt Securities to the buyer's Client Account on the Settlement Date.
- (b) The settlement of Foreign Currency denominated Debt Securities by delivery thereof, pursuant to a Trade, shall take place on the Settlement Date referred to in Rule 5.1 (C) (1) above, only upon the receipt of confirmation of settlement of funds from the appointed Settlement Bank.
- (c) The delivery of Debt Securities by the seller to the buyer is effected by and shall be final upon the debiting of the required number of the relevant Foreign Currency denominated from the seller's Client Account and the receipt of such Debt Securities by the buyer from the seller is effected by and shall be final upon the crediting of the Debt Securities into the buyer's Client Account.

(3) Margin Requirements

The Clearing House shall not impose any margin requirements in respect of transactions on Foreign Currency denominated Debt Securities.

(4) Trade Affirmations/Rejections by Custodian Banks

- (a) Trades in Foreign Currency denominated Debt Securities carried out by a Stockbroker Clearing Member shall be affirmed or rejected by the respective Custodian bank Clearing Member by 14.30 hours on T+1, in the format prescribed by the Clearing House from time to time.
- (b) In the event the Custodian bank Clearing Member fails to affirm a Trade prior to the time period stipulated in Rule 5.1 (C)(3)(a) above for any reason whatsoever, such failure to affirm shall be considered as a rejection of the Trade by the Custodian bank Clearing Member.
- (c) In the event of a rejection of a Trade of Debt Securities denominated in Foreign Currency, such rejection shall result in a cancellation of such Trade and the Clearing House shall notify the CSE to cancel such Trade.
- (d) In the event, a Trade in Foreign Currency denominated Debt Securities is cancelled in accordance with Rule 5.1 (C)(3)(c) above, the Clearing House shall issue an amended Settlement Schedule to the relevant Custodian bank Clearing Members and the appointed Settlement Banks.

(5) Fund Settlement Failure

- (a) In the event a Clearing Member,
 - i is aware that the fund settlement in respect of a Trade on the Settlement Date is likely to be defaulted due to a potential failure by the buyer to make sufficient Cleared Funds available to such Participant; and/or,
 - ii is unable to ascertain beyond reasonable doubt that the fund settlement in respect of a Trade on the Settlement Date will take place,

such Clearing Member shall, by 15.00 hours on T + 1, notify the Clearing Member, in writing, that such Trade is likely to be defaulted. Upon the receipt of such notification, the Clearing House shall inform the CSE to cancel such Trade and issue an amended Settlement Schedule, excluding the obligations arising out of such Trade. The amended Settlement Schedule shall be sent to the respective Participants and appointed Settlement Banks for settlement on the next Market Day.

- (b) The Securities relating to a Trade is cancelled shall not be transferred by the CDS from the seller's Client Account to the buyer's Client Account on the Settlement Date. Such Securities shall be released to the Cleared Balance of the seller.
- (c) All cancelled Trades referred to in Rule 5.1 (C)(4)(a) above shall be deemed to be failed Trades on the Settlement Date.
- (d) The Clearing House shall impose and the Custodian bank Clearing Member shall pay a processing fee of USD 500 or equivalent thereof for each instance of a fund settlement failure by a Custodian Participant on a given Settlement Date.

The Custodian bank Clearing Member shall pay such processing fee to the Clearing House within two (2) Market Days from the date of imposition of such processing fee.

- (e) In the event a Custodian bank Clearing Member fails to meet the fund settlement obligations in terms of these Rules,
 - i. on two (2) separate occasions within any given period of six (6) months; or
 - ii. on three (3) separate occasions within any given period of one (1) year,

the Clearing House shall, in addition to the processing fee referred to in Rule 5.1 (C)(4)(d) above, prohibit such Custodian bank Clearing Member from carrying out any Clearing House functions with immediate effect for a period of three (3) Market Days.

- (f) The Clearing House shall publish a notice in the website of the Clearing House notifying the public of the fund settlement default by the Custodian bank Clearing Member and the corresponding enforcement action taken by the Clearing House.
- (g) Notwithstanding the prohibition referred to in Rule 5.1 (C)(4)(e) above, the Custodian bank Clearing Member shall continue to honor its obligations with regard to fund settlement to other Clearing Members.

(6) Interest and Maturity Proceeds on Foreign Currency denominated Debt Securities issued by Local Entities

- (a) The Clearing House shall furnish the Company Secretary of the Entity a list of Account Holders with their respective holdings with regard to the Foreign Currency denominated Debt Security as at the date of the entitlement.
- (b) The interest and maturity proceeds shall be made directly to the Account Holder as per the information provided by the Clearing House.

14.2 RULES GOVERNING REPURCHASE TRANSACTIONS ON DEBT SECURITIES ON THE OVER THE COUNTER (OTC) PLATFORM OF THE CSE

(A) Definitions

For the purpose of Rule 14.2:

OTC Platform

shall mean the Over the Counter trading platform operated by the CSE for carrying out transactions in Specified Securities in terms of these Rules.

Specified Securities

shall mean Securities that are eligible to be traded on the OTC Platform of the CSE, as determined by the Board of Directors of the CSE and published from time to time.

Trading Participant

shall mean a Trading Participant as defined in the SEC Act who is permitted by the CSE to carry out transactions in Specified Securities on the OTC Platform of the CSE.

(B) Repurchase Transactions in Debt Securities

(REPO) For the purposes of this Rule 14.3 (B);

Borrower: shall mean seller of the Purchased Securities (i.e. the borrower of funds) on the Purchase Date in a Repurchase Transaction

Eligible Investors for REPO Transactions: shall mean the following categories of investors who are permitted by the CSE to carry out transactions on Specified Securities on its OTC Platform:

- a commercial bank licensed by the Central Bank of Sri Lanka (CBSL) in terms of the Banking Act No. 30 of 1988 (as amended);
- a specialized bank licensed by the CBSL in terms of the Banking Act No. 30 of 1988 (as amended);
- a finance company licensed by the CBSL in terms of the Finance Business Act No. 42 of 2011(as amended);
- a company licensed by the CBSL to carry on finance leasing business under the Finance Leasing Act No 56 of 2000 (as amended);
- a primary dealer licensed by the CBSL;
- a company licensed by the Insurance

Regulatory Commission of Sri Lanka to carry on insurance business in terms of the Regulation of Insurance Industry Act No. 43 of 2000 (as amended);

- Members and Trading Members of the CSE possessing a Stock Dealer license for Debt Securities from the SEC;
- The trustee or the manager of a collective investment scheme; Pension fund or superannuation fund;
- a venture capital fund/company or private equity company;
- a wealth management/asset management company/Investment Manager;
- a non-resident institutional investor;
- an individual investor who is a party to a transaction on specified Securities on the OTC Platform amounting to a minimum of Rs. 5,000,000

Lender: shall mean the buyer of the Purchased Securities (i.e. the Lender of funds) on the Purchase Date in the Repurchase Transaction.

Master Repurchase Agreement: shall mean the agreement entered between a Trading Participant and an Eligible Investor, two (2) Trading Participants or two (02) Eligible Investors operating through the same Trading Participant for the purpose of carrying out Repurchase Transactions on Debt Securities on the OTC Platform of the CSE.

Purchase Date: shall mean the date on which the Repurchase Transaction shall be matched and recorded on the OTC Platform.

Purchase Price: shall mean the amount payable by the Lender to the Borrower, i.e. the amount lent on the Purchase Date.

Purchase Securities: shall mean Debt Securities, which are the subject matter of a Repurchase Transaction

Repurchase Date: shall mean the date on which the Lender has agreed to resell the Purchased Securities to the Borrower.

Repurchase Price: shall mean the price at which the Lender has agreed to resell the Purchased Securities to the Borrower on the Repurchase Date

Repurchase Transaction: shall mean a repurchase agreement/transaction on Debt Securities.

Rolled Over Repurchase Transaction: shall mean that a Repurchase Transaction which would be rolled over by the same parties on the Repurchase Date of the original Repurchase Transaction based on new terms and conditions

(1) Settlement of Repurchase Transactions

A. Fund Settlement

- (1) The settlement of funds relating to a Repurchase Transaction on Debt Securities carried out on the OTC Platform shall take place outside the Clearing House in accordance with the Master Repurchase Agreement entered into between the parties to such Transaction.
- (2) The Clearing House, its directors, employees and the parent entity shall not be responsible for any losses and/or damages that may be incurred by the parties to a Repurchase Transaction on Debt Securities carried out on the OTC Platform of the CSE as a result of non-availability of funds for settlement of the said Transaction on the settlement date/s or any matters connected thereto.
- (3) The respective Clearing Members shall indemnify, defend and hold the Clearing House, its directors, employees and parent entity harmless from and against all claims, demands, losses, costs, expenses, obligations, liabilities, damages, recoveries and deficiencies, including interest, penalties and attorneys' fees, (collectively, "Claims"), arising from or any matter connected to the failure to settle funds in a Repurchase Transaction in Debt Securities carried out on the OTC Platform of the CSE on the Purchase Date (or the Settlement Date, if different to the Purchase Date) or the Repurchase Date as the case may be.

B. Confirmation of Availability of Funds and Securities

Pursuant to a Repurchase Transaction on Debt Securities carried out on the OTC Platform of the CSE, the respective Clearing Members shall confirm the availability of funds and securities to the Clearing House by 10.30 hours on the Purchase Date (or the Settlement Date, if different to the Purchase Date) or the Repurchase Date, as the case may be, of the Repurchase Transaction in the format prescribed by the Clearing House from time to time.

C. Settlement of Securities

(a) Upon receiving the confirmation referred to in Rule 14.2.B (1) (B), the Clearing House shall notify the CDS to:

- (i) lock the quantum of securities pertaining to such transaction which is

held in the respective Borrower's Client Account on the Purchase Date (if different to the settlement date); and,

- (ii) transfer the Purchased Securities pertaining to the Repurchase transaction from the Borrower's Client Account to the Lender's Client Account on the Purchase Date (or the Settlement Date, if different to the Purchase Date); and,
- (iii) transfer the Securities from the Lender's Client Account to the Borrower's Client Account on the Repurchase Date of the Repurchase Transaction.

D. Client Confirmations on Receipt of Funds and Securities

- (a) The Clearing Members shall;
 - (i) obtain a written confirmation from the Lender and Borrower regarding the receipt of funds and the Purchased Securities; and,
 - (ii) immediately inform the Clearing House upon receiving such confirmations from the Lending and Borrowing clients.
- (b) The Clearing Members shall maintain records of such confirmation received from the Lending and Borrowing clients and submit a copy such communications to the Clearing Members, upon request.

(2) Substitution of Purchased Securities

Upon receiving a request for substitution of Purchased Securities in a Repurchase Transaction on Debt Securities from the CSE via the OTC Platform, the Clearing House shall instruct the CDS to replace the existing Purchased Securities with the new Purchased Securities by effecting the respective transfers of securities to and from the respective Client Accounts based on the information received from the CSE and confirm the completion of same to the respective Clearing Members.

(3) Default of a Repurchase Transaction

- (1) In the event of a default of a Repurchase Transaction on Debt Securities carried out on the OTC Platform, the Clearing House shall inform the respective Clearing Members regarding such Default and the parties to the Transaction shall initiate necessary action in terms of the Master Repurchase Agreement.
- (2) The following shall constitute events of default of a Repurchase Transaction on Debt Securities carried out on the OTC Platform:
 - (i) Events of defaults arising out of the Repurchase Transaction:

Purchase Date of the Repurchase Transaction

- a. If the Lender fails to transfer the funds to the Borrower on the Purchase Date (or the Settlement Date, if different to the Purchase Date) of the Repurchase Transaction.
- b. If the Borrower does not have the Purchased Securities in the Borrower's Client Account in the CDS on the Purchase Date (or the Settlement Date, if different to the Purchase Date) of the Repurchase Transaction.

Repurchase Date of the Repurchase Transaction

- a. If the Borrower fails to transfer funds to the Lender on the Repurchase Date of the Repurchase Transaction.
 - b. If the Lender does not have the Purchased Securities in the Lender's Client Account in the CDS on the Repurchase Date of the Repurchase Transaction.
- (ii) Events of default arising due to regulatory action on the Debt Securities placed as Purchased Securities;

If a trading halt has been imposed by the CSE on the Debt Securities due to a regulatory action, the Repurchase Transaction would result in a default.

(4) Roll Over of Repurchase Transactions

- (1) Based on the notification received from the CSE regarding a Roll Over of a Repurchase Transaction, the Clearing House shall instruct the CDS to carry out the necessary transfers of Purchased Securities to and from the Borrower's and Lender's Client Accounts in the CDS, on the Repurchase Date of the Repurchase Transaction.
- (2) Upon the CDS confirming to the Clearing House regarding the completion of the transfers of the Purchased Securities relating to the Rolled Over Repurchase Transactions by the CDS, the relevant Clearing Members shall be informed of same by the Clearing House.
- (3) The Clearing House shall maintain a log of every Rolled Over Repurchase Transaction notified by the CSE and communicated to the CDS for effecting the necessary transfers of Purchased Securities as set out in Rule 14.2.(B) 4 (1).

(5) Dispute Resolution

If there is any dispute or difference arising in relation to clearing and settlement of funds or securities or any matter/s connected thereto arising between the Lender and Borrower in a Repurchase Transaction on Debt Securities carried out on the OTC Platform of the CSE, such dispute or difference shall be resolved in accordance with the terms and conditions stipulated in the Master Repurchase Agreement.

(C) Perpetual Debt Securities

(1) Definitions

For the purposes of this Rule 14.2 (C);

Perpetual Debt Securities : shall mean Debt Securities traded on the OTC platform of the CSE which are perpetual in nature and do not have a redemption date.

Cleared Funds : shall mean funds that are realized and available for drawing in the respective settlement bank.

(2) Settlement of Funds

- (a) Settlement of funds relating to Perpetual Debt Securities transacted on the OTC Platform of the CSE will be carried out by the Clearing House on a gross basis, based on the transaction details received from the CSE on the Trade Day (T).
- (b) The Clearing House shall issue a Settlement Schedule to each Participant on the Trade Day in respect of each transaction on Perpetual Debt Securities, which will reflect the settlement obligations by each Clearing Member on the Settlement Date.
- (c) The settlement of funds for transactions on Perpetual Debt Securities shall take place by 10.30 hours on the Settlement Date, i.e. T+2, through the appointed settlement bank/s as per the Settlement Schedules issued by the Clearing House.
- (d) The Stock Broker Clearing Members shall ensure that sufficient Cleared Funds are made available in the settlement bank account by 09.30 hours on the Settlement Date to settle payment arising out of transactions on Perpetual Debt Securities carried out by such Stock Broker Clearing Members based on the Settlement Schedule issued by the Clearing House.
- (e) The Custodian Bank Clearing Members shall make available sufficient Cleared Funds in the settlement bank and shall confirm same to the Clearing House by 09.30 hours on the Settlement Date to settle payment arising out of transactions on Perpetual Debt Securities carried out by such Custodian

Bank Clearing Member based on the Settlement Schedule issued by the Clearing House.

- (f) The Clearing House shall debit or credit itself and the relevant Clearing Members with the amounts payable and receivable in accordance with these Rules.
- (g) A buyer shall make available, and the buying Clearing Member shall ensure that such buyer makes available, the required Cleared Funds in respect of a particular transaction on Perpetual Debt Securities so as to enable the buying Clearing Member to meet its fund settlement obligations within the time period prescribed in these Rules.
- (h) If the buyer fails to make available the Cleared Funds as referred to in Rule 14.2 (C)(2)(g), the buying Clearing Member which is a Stock Broker, may at its absolute discretion, recover interest commencing from the day after the Settlement Date up to the date of final settlement provided such interest shall not exceed 0.1% per day.
- (i) Selling Clearing Member which is a Stock Broker:
 - (a) shall ensure that Cleared Funds are made available to the seller on the Settlement Date of the Market Contract, unless the seller has requested the Clearing Member, in writing, to retain the sale proceeds. If for any reason the sale proceeds have not been made available to the Seller by the Clearing Member on the Settlement Date without a written request from the seller as aforesaid, the seller shall be entitled to interest from the day after the Settlement Date on the outstanding amount at 0.1% per day.
 - (b) could make settlements to the seller either by cheques or electronic fund transfers to the seller's bank account. If payment is made to sellers by way of cheques they shall be duly crossed as 'Account Payee'. If the seller requests that the crossing be cancelled, the selling Clearing member shall ensure that a request is made in writing by the seller and same is authorized by the Chief Executive Officer of such Clearing Member.
 - (c) No cash cheques shall be issued to clients.
- (j) Fund Settlement Failure
A failure to settle funds by a buying Clearing Member on the Settlement Date as set out in Rule 14.2 (C)(2) shall result in the cancellation of such transaction on Perpetual Debt Securities and the Clearing House will inform the CSE to cancel the defaulted transaction in terms of the Trading Rules of the CSE.
- (k) Consequences of a fund Settlement Failure on Clearing Members
 - (iii) If a buying Clearing Member defaults in settlement of funds in respect of any transaction on Perpetual Debt Securities on the Settlement Date in terms of Rule 14.2(C)(2) due to any reason whatsoever, including any failure

by the buyer to make sufficient Cleared Funds available to the Clearing Member, such Clearing Member shall pay to the Clearing House a processing fee of Rs. 100,000 for each occurrence of noncompliance.

(iv) The processing fee shall be paid by the Clearing Member to the Clearing House within seven (7) Market Days from the date of communicating such fee to the Clearing Member.

(3) Settlement of Securities

- a) Settlement of Securities relating to Perpetual Debt Securities transacted on the OTC Platform of the CSE will be carried out by the Clearing House on a gross basis, based on the transaction details received from the CSE on the Trade Day (T).
- b) Upon the CSE notifying the Clearing House of a transaction on Perpetual Debt Securities carried out through the OTC Platform, the Clearing House shall, notify the CDS to lock the quantum of securities pertaining to such transaction which is held in the respective client account on the Trade Date.
- c) The crediting of Perpetual Debt Securities to the buyer's Client Account shall take place on the Settlement Date, only upon the receipt of confirmation of settlement of funds from the appointed settlement bank.
- d) The delivery of Securities by the seller to the buyer is effected by and shall be final upon the debiting of the required number of Perpetual Debt Securities from the seller's Client Account and the receipt of Securities by the buyer from the seller is effected by and shall be final upon the crediting of such Securities into the buyer's Client Account. The Clearing House shall notify the CDS regarding the transfer of Securities.