

## SECOND SCHEDULE

### SECURITIES AND EXCHANGE BOARD OF INDIA (COLLECTIVE INVESTMENT SCHEME) REGULATIONS, 1999 [Regulations 6, 10, 26(1), 59(g), 71(3), 72(1)]

#### FEES

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|--|------------------------------|
| 1. (a) Application fees payable by the applicant :   | Rupees Twenty- Five Thousand |
| (b) Provisional registration fees payable by existing collective investment scheme: [see para 2 below]                 | Rupees Five Lacs             |
| (c) Registration fees payable by the applicant for grant of registration as collective investment management company : | Rupees Ten Lacs              |
| (d) Filing fees for offer document :   | Rupees Twenty-Five thousand  |

2. The applicant who has paid provisional registration fee of Rs. 5 lacs under sub-paragraph (b) of paragraph 1, shall pay remaining registration fee of Rs. 5 lacs at the time of grant of registration.

<sup>247</sup>[3. The fees referred to in paragraphs 1 and 2 above, shall be paid by way of direct credit into the bank account through NEFT/RTGS/IMPS or online payment using the SEBI Payment Gateway or any other mode as may be specified by the Board from time to time.]

## THIRD SCHEDULE

### SECURITIES AND EXCHANGE BOARD OF INDIA (COLLECTIVE INVESTMENT SCHEME) REGULATIONS, 1999 [Regulations 14(h), 21(8), 59(f)]

#### CODE OF CONDUCT

1. Interests of all classes of unit holders to be protected

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247 Substituted by the Securities and Exchange Board of India (Payment of Fees and Mode of Payment) (Amendment) Regulations, 2023 w.e.f 01.04.2023. Prior to its substitution, clause 3 read as under-

“3. The fees referred to in paragraphs 1 and 2 above, shall be paid \*[by way of direct credit in the bank account through NEFT/RTGS/IMPS or any other mode allowed by RBI or] by means of a bank draft in favour of “Securities and Exchange Board of India” at Mumbai or at the regional offices where the application for registration or draft offer document is submitted.”

\*[ Inserted by the SEBI (Payment of Fees and Mode of Payment) (Amendment) Regulations, 2017, w.e.f. 6-3-2017.]

The organisation, operation and management of the Collective Investment Scheme and the creation of assets therein shall be conducted—

- (a) in the interest of all classes of unit holders of the <sup>248</sup>[collective investment scheme]; and
- (b) not merely in the interests of the directors of the company or associated persons or any special class of unit holders.

## 2. Dissemination of information

(a) the trustee and the Collective Investment Management Company shall ensure the timely dissemination to all unit holders, of adequate accurate and explicit information about the investment policies, investment objectives, financial position and general affairs of the <sup>249</sup>[collective investment scheme];

(b) all such information shall be fairly presented in simple language.

## 3. Conflict of interest

The trustee and the Collective Investment Management Company shall in managing the affairs of the <sup>250</sup>[collective investment scheme]s avoid conflicts of interest and treat the interests of all unit holders paramount in all matters.

## 4. Segregation

The trustee and the Collective Investment Management Company shall ensure scheme-wise segregation of funds and assets as created.

## 5. Integrity, investments as per objects, etc.

The trustee and the Collective Investment Management Agency shall

(a) carry on the business and make investments in accordance with the investment objectives stated in the offer documents and take investment decisions solely in the interests of unit holders;

(b) not use any unethical means for marketing their <sup>251</sup>[collective investment scheme]s or for inducing investors to bring the same;

(c) carry on all their activities in the interests of unit holders and with strict regard to integrity and honesty.

# FOURTH SCHEDULE

## SECURITIES AND EXCHANGE BOARD OF INDIA (COLLECTIVE INVESTMENT SCHEME) REGULATIONS, 1999 [Regulation 17(1)]

### CONTENTS OF THE TRUST DEED

#### 1. *Principal Clauses*

The Trust Deed shall contain the following clauses, namely:—

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<sup>248</sup> Substituted by the SEBI (Collective Investment Schemes) (Amendment) Regulations, 2014, w.e.f. 9-1-2014.

<sup>249</sup> Substituted by the SEBI (Collective Investment Schemes) (Amendment) Regulations, 2014, w.e.f. 9-1-2014.

<sup>250</sup> *ibid.*

<sup>251</sup> *ibid.*