

## FORM 1

THE CAPITAL MARKETS ACT  
(Cap. 485A)THE CAPITAL MARKETS (REAL ESTATE INVESTMENT TRUSTS)  
(COLLECTIVE INVESTMENT SCHEMES) REGULATIONS, 2012

## APPLICATION FORM

## AUTHORIZATION AS A REAL ESTATE INVESTMENT TRUST SCHEME

An application for authorization of a REIT scheme shall be submitted jointly by the promoter and the trustee. *(The material submitted shall be in two indexed binders. The pages of all documents submitted shall be numbered and a check list provided which cross references the relevant requirement of the Act, the Regulations and the applicable Schedule addressed).*

Please include the information listed below *(separate sheets may be attached where necessary)*:

1. Name of the REIT.
2. State whether:
  - a. authorization is being sought as a D-REIT or an I-REIT
  - b. the REIT is structured as an open ended or closed ended fund), and
  - c. if the REIT is to be an I-REIT it is to be the subject of a restricted offer (Regulation 10)
3. Set out in summary form the objectives of the REIT.
4. Set out the name, telephone number, facsimile email address and registered office of the following parties and where a party is yet to be appointed, give details of the party proposed for appointment:
  - a. promoter or issuer, including directors and CEO;
  - b. transaction adviser;
  - c. trustee, including the directors, CEO and the designated representative/compliance officer;

- d. REIT Manager, including directors, CEO and the designated representative/compliance officer;
  - e. Property Manager, if any
  - f. Structural Engineer;
  - g. Project manager certifier, if any;
  - h. Auditor and any reporting accountant;
  - i. The valuer;
  - j. *Shariah* advisor, if any;
  - k. legal adviser.
5. Please attach the following in support of the application:
- a. Prior consents and approvals where these are required by the Act or the Regulations;
  - b. The Trust Deed or draft Trust Deed (*please see the First Schedule for the contents of a Trust Deed*);
  - c. a draft prospectus or an offering memorandum;
  - d. Management services agreement with the REIT manager or the proposed agreement;
  - e. Agreements with property manager or the proposed agreement;
  - f. Agreements with property manager certifier or the proposed agreement;
  - g. Certified copies of valuations of real estate vested in, acquired, transferred or to be vested in, acquired or transferred to the REIT;
  - h. Signed and dated legal opinion on the title of the real estate vested in, transferred or to be vested in, acquired or transferred to the REIT;
  - i. Certified copy of the report of the structural engineer;
  - j. Audited financial statements of the REIT manager for the financial year immediately preceding the application for authorization;
  - k. Audited financial statements report of the trustee for the financial year immediately preceding the application for authorization;
  - l. Consents of experts to inclusion;
  - m. Certified copies of any other scheme documents and material contracts;
  - n. In the case of an Islamic REIT a certificate of compliance with *Shariah* principles by the *Shariah* adviser, and
  - o. the prescribed application fee.

DATED AT ..... THIS ----- DAY OF ----- 20....

SIGNED BY:

1. \_\_\_\_\_

PROMOTER

2. \_\_\_\_\_

TRUSTEE

The application should be accompanied by the following directors' declaration:

AFFIDAVIT

We ..... as directors of ..... Limited and ..... Limited, being the promoter and trustee respectively of the proposed REIT scheme, do depose and say that we have read and understood the requirements of this application form and hereby certify under oath that the foregoing answers, statements and annexures thereto are true and correct to the best of our knowledge, information and belief.

SWORN at ----- this day of ----- 20----- BY:

1. -----

1<sup>st</sup> Deponent

2. -----

2<sup>nd</sup> Deponent

BEFORE ME:

COMMISSIONER FOR OATHS