

**Annex 1 to the ORDER
of the Chief Executive Officer
of the Astana Financial Services Authority (“AFSA”)**

CLASS MODIFICATION NOTICE

To	Authorised Firms licensed to carry out the Regulated Activity of Managing a Collective Investment Scheme in respect of Exempt Funds
Regulated Activity	Managing a Collective Investment Scheme (in respect of Exempt Funds)

THE ASTANA FINANCIAL SERVICES AUTHORITY (AFSA) HEREBY GIVES NOTICE THAT:

The Rules specified in the Table herein apply to Authorised Firms licensed to carry out the Regulated Activity of Managing a Collective Investment Scheme in respect of Exempt Funds **under the certain conditions set by this notice.**

To have control over the financial risks and market stability in short- and mid-term periods the AFSA will keep its intervention power, outlined in Rule 2.2.3 of PRU INV.

The other requirements set by PRU INV, including chapters 4 and 6, remain applicable for Authorised Firms authorised to carry out the Regulated Activity of Managing a Collective Investment Scheme in respect of Exempt Funds.

TABLE – RULES MODIFIED

Chapter 3 of the AIFC Prudential Rules for Investment Firms (“PRU INV”), Minimum Capital Requirement, is applicable to Authorised Firms licensed to carry out the Regulated Activity of Managing a Collective Investment Scheme in respect of Exempt Funds, from the authorisation stage until the date of Risk Mitigation Programme closure and 24 months after it, as specified in the right-hand column of Table below.

In this Table, **bold*** indicates specific applications described below, otherwise, the Rule remains unaltered.

Table. Modified AIFC Rule

AIFC Act	Modified Rule
AIFC Prudential Rules for Investment Firms	Rule 2.2.1 Financial resources (1) A PRU Investment Firm, other than an Externally Regulated PRU Investment Firm, must have and maintain, at all times* , Capital Resources and Liquid Assets of at least the minimum kinds and amounts required by, and calculated in accordance with, these PRU(INV) Rules. (2) A PRU Investment Firm to which Rule 2.2.1(1) applies must have and maintain, at all times* , Capital Resources and Liquid Assets that are adequate in relation to the nature, scale



	<p>and complexity of its business and its risk profile, to ensure that there is no significant risk that its liabilities cannot be met as they fall due.</p> <p>Rule 3.3 Minimum Capital Requirement</p> <p>(1) A PRU Investment Firm must ensure that it maintains at all times* Capital Resources of at least its Minimum Capital Requirement.</p> <p><i>*The requirement to maintain and ensure that it maintains at all times Capital Resources shall be applied to Authorised Firms licensed to carry out the Regulated Activity of Managing a Collective Investment Scheme in respect of Exempt Funds from the authorisation stage until the date of Risk Mitigation Programme closure and 24 months after it.</i></p>
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CONDITION

The Authorised Firms licensed to carry out the Regulated Activity of Managing a Collective Investment Scheme in respect of Exempt Funds enjoying such grace period are required to disclose the grace period applied expressly in their Offering Materials for Unitholders and disclose the Firms’ capital resources, calculated according to the Chapter 3 of PRU INV.

EFFECTIVE PERIOD

This notice comes into effect on the date of issue.

INTERPRETATION

Defined terms are identified in this notice by the capitalisation of the initial letter of a word or of each word in a phrase and are defined in the AIFC Glossary. Unless the context otherwise requires, where capitalisation of the initial letter is not used, an expression has its natural meaning.

THIS NOTICE IS ISSUED PURSUANT TO SECTION 9 OF THE FINANCIAL SERVICES FRAMEWORK REGULATIONS BY THE ASTANA FINANCIAL SERVICES AUTHORITY.