

SEC Thailand's Public Hearing on Proposed Amendment and Draft Regulations Related to Infrastructure Fund & Trust's High-Net-Worth Investors

SEC Thailand is seeking public comments on proposed amendment to regulations related to the definition and qualification of high-net-worth investors used for Infrastructure fund and trust unit offering. The SEC has recently announced an amendment to a rule justifying investors who could be qualified as institutional investor, ultra-high-net-worth and high-net-worth individuals which will be effective in October 2022. Under this new rule, qualification of such investors were amended to incorporate an aspect of financial knowledge and experiences as a mean to further gauge investor's ability to take risks. Generally, regulations related to each type of securities will refer to such rule to identify types of investors that would match with risk level of each investment products.

Previously, infrastructure fund and trust had its own qualification to justify high-net-worth individuals who could invest in a fund/trust that holds greenfield assets for more than 30% of total assets. Such qualification only looked at minimum unit subscription of 10M THB. Under this public hearing, the SEC proposes that high-net-worth individuals suitable for investing in such riskier fund should have a similar qualification as identified in the amended rule. The SEC believes that the amended qualification of high-net-worth is more proper and matches risk level of infrastructure fund and trust units offered to limited group of investors.

For more details of this public hearing, please visit www.sec.or.th/hearing or contact Corporate Finance Department 3 at email: nuchanat@sec.or.th, duangkamol@sec.or.th, pitchal@sec.or.th. The consultation period will end at 19 May, 2022.