

## **SECTION 13**

### **GENERAL**

#### **13.1 Release of CDS information**

##### **a) Information pertaining to a Client Account**

The CDS shall release information pertaining to a Client Account;

- i. upon a written request being made by the relevant Participant
- i. upon a written request being made by an Account Holder.  
(Such information shall be forwarded by the CDS to the registered address/email address/telephone number of such Account Holder or handed over to the Account Holder upon verification of proper identification).
- iii. upon a written request being made by the relevant Company Secretary,
- iv. if required by any applicable law or an Order of Court.
- v. upon a written request being made by the SEC.
- vi. upon a written request being made by the Financial Intelligence Unit of the Central Bank of Sri Lanka (FIU).

##### **b) Information pertaining to the settlement of funds**

The CDS shall release information pertaining to the settlement of funds to the settlement bank/s of the CDS, as provided in Section 6 of these Rules.

#### **13.2 Action by the CDS**

Except where action of the Board of Directors is specifically required by the Rules, the Chairman of the Board or the Manager of the CDS or any other person designated by the Board of Directors from time to time shall act on behalf of the CDS.

#### **13.3** No act carried out or omitted to be carried out by the CDS bona fide in connection with or for the purpose of these Rules shall subject any person acting on behalf of the CDS, including;

- (i) any member of the Board of Directors of CDS, or any member of any committee established by any such Board'
- (ii) any officer assigned to carry out functions of the CDS, and
- (iii) any agent of, or any person acting under the direction of the CDS,

be liable whether personally or otherwise, except to the extent as set out by the Unfair Contract Terms Act No.26 of 1997.

**13.4** In the event of any matter which arises in connection with or relating to CDS not provided for in these Rules, the CDS shall have the right to determine such matter. Any determination given by the CDS in terms of this Rule shall be binding on all parties.

**13.5 Amendments to these Rules**

Subject to the approval of the SEC, the CDS may, from time to time, amend the provisions of these Rules. Such amendments may be made with immediate effect or otherwise, as the CDS shall determine. The CDS shall notify the Participants, in writing of such amendments.

**13.6 Forms**

All forms and other documents issued and/or prescribed by the CDS in connection with carrying out the facilities of the CDS in terms of these Rules, may be from time to time varied by additions, deletions, exclusions at the sole discretion of the CDS.

**13.7 Service Charges payable to CDS**

The CDS may charge fees, as determined by the CDS from time to time, from Account Holders, Listed Entities, Participants or any other party for services rendered by the CDS.

Any change in such fees shall be notified to the Participants by the CDS in the form of circulars.

**13.8 Admission to Premises of CDS**

No person shall be permitted to enter the premises of CDS without the prior written approval of the Manager or in his absence the officer designated to act for him.