

CAPITAL MARKETS AND SERVICES ACT 2007 (Act 671)

An Act to consolidate the Securities Industry Act 1983 [Act 280] and Futures Industry Act 1993 [Act 499], to regulate and to provide for matters relating to the activities, markets and intermediaries in the capital markets, and for matters consequential and incidental thereto.

Section 82 of the CMSA

Application of this Division

82.

(1) This Division applies to a person who is—

- (a) a licensed person who carries on the business of dealing in securities;
- (b) a licensed person who carries on the business of fund management;
- (c) a licensed person who carries on the business of advising on corporate finance;
- (d) a licensed person who carries on the business of investment advice;
- (e) a licensed person who carries on the business of financial planning;
- (f) a financial journalist; or
- (g) an authorized depository agent appointed under section 13 of the Securities Industry (Central Depositories) Act 1991.

(2) In this Division, “financial journalist” means a person who is not a licensed person and, in the course of the person’s business or employment contributes advice, or prepares analyses or reports, about securities for publication—

- (a) in a newspaper or periodical;
- (b) in the course of, or by means of, transmissions made by means of an information service; or
- (c) in sound recordings, video recordings or data recordings.

(3) In this Division, a reference to securities is a reference to the securities of a corporation or to the securities which are quoted or dealt in on a stock exchange in Malaysia, as the case may require.

