

各 位

外国投資法人名	イーティーエフエス・コモディティ・セキュリティーズ・リミテッド
代 表 者 名	日本における代表者 足立 伸
管 理 会 社 名	ETF セキュリティーズ・マネジメント・カンパニー・リミテッド
代 表 者 名	日本における代表者 足立 伸
(コード番号)	銘柄名
1684	ETFS 総合商品指数 (DJ-UBSCI) 上場投資信託
1685	ETFS エネルギー商品指数 (DJ-UBSCI) 上場投資信託
1686	ETFS 産業用金属商品指数 (DJ-UBSCI) 上場投資信託
1687	ETFS 農産物商品指数 (DJ-UBSCI) 上場投資信託
1688	ETFS 穀物商品指数 (DJ-UBSCI) 上場投資信託
1689	ETFS 天然ガス上場投資信託
1690	ETFS 原油上場投資信託
1691	ETFS ガソリン上場投資信託
1692	ETFS アルミニウム上場投資信託
1693	ETFS 銅上場投資信託
1694	ETFS ニッケル上場投資信託
1695	ETFS 小麦上場投資信託
1696	ETFS とうもろこし上場投資信託
1697	ETFS 大豆上場投資信託
問い合わせ先	ETF セキュリティーズ・マネジメント・カンパニー・リミテッド 橋口 瑞恵 (TEL. 03-4360-9101)

メリル・リンチ・コモディティ・インクの商品契約カウンターパーティへの追加について

ETFS コモディティ・セキュリティーズ・リミッド(発行体)は、メリル・リンチ・コモディティ・インク (Merrill Lynch Commodities, Inc (以下、「MLCI」と言います。))を、商品上場投資信託の商品契約カウンターパーティに任命すると基本契約を締結し、商品契約カウンターパーティが追加されることになりましたので、ご報告いたします。

基本契約が発効すると、UBS AG ロンドン支店 (以下、「UBS」と言います。))とMLCIの両者が商品契約カウンターパーティとなります。この結果、商品上場投資信託は、発行体が、発行体、UBS、およびMLCIとの間で合意した取決めに基づいて、決定するところに従い、UBSまたはMLCIのいずれか

との間で締結された商品契約により担保されることとなります。すべての種類に属するすべての商品上場投資信託は、UBS 又は MLCI のいずれを商品カウンターパーティとするかにかかわらず、当該種類のすべての商品上場投資信託と代替可能となります。MLCI の支払い義務は、バンク・オブ・アメリカ・コーポレーション (Bank of America Corporation) により保証されることとなっています。

MLCI との間での基本合意が発効するためには、以下の条件を含めた複数の条件の成就または免除が必要となります。

- 既存の認定参加者との間で、一定の認定参加者契約が MLCI との間で有効となること
- 商品上場投資信託の条件を改訂する追加的信託約款が締結され、有効となること

発行体と MLCI は、可能な限り迅速にこれらの条件を満足させるよう、誠実かつ取引通念上合理的な方法で協力することに合意しています。

発行体は、ザ・ロー・ディベンチャー・トラスト・コーポレーション・ピーエルシーとの間で、2011 年 3 月 14 日に、追補信託約款を締結し、商品上場投資信託にかかる条件を改訂し、また、信託約款を改訂しました。かかる改訂は、上記の条件が成就または免除された場合には、この開示の日から 30 日経過以降に、発効します。発行体は、その発効の日の 2 日以上前に、発効の日を特定し、発表します。

MLCI との間で新たに基本契約を締結することに伴い、発行体は、UBS との間で、UBS との基本契約を改訂する新たな契約を締結しました。

今回の MLCI の商品契約カウンターパーティへの追加に関しては、金融商品取引法に基づき臨時報告書を遅滞なく提出する予定としております。

商品上場投資信託の保有者は、商品上場投資信託にかかる発行体の債務は、UBS または MLCI によって保証されているものではなく、UBS が提供する担保は UBS との間の商品契約のみを担保し、MLCI の提供する担保は MLCI との間の商品契約のみを担保することとなり、UBS または MLCI は、各々の発行体に対する債務を相互に保証するものではないことに留意されなければなりません。

なお、参考までに、2011 年 3 月 14 日に、ロンドン証券取引所における RNS (Regulatory News Service) を通じて開示した文書を添付しております。

以 上

Regulatory Story

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Company ETFS Commodity Secs Ltd
TIDM AIGA
Headline Appointment of Merrill Lynch as Contract CCPY
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Appointment of Merrill Lynch Commodities, Inc. as an additional Commodity Contract Counterparty

ETFS Commodity Securities Limited ("CSL") is pleased to announce that it has entered into facility agreements appointing Merrill Lynch Commodities, Inc. ("MLCI") as an additional Commodity Contract Counterparty for its Classic and Forward Commodity Securities and for its Short and Leveraged Commodity Securities (together the "Commodity Securities").

Upon the facility agreements becoming effective both UBS AG, London branch ("UBS") and MLCI will act as Commodity Contract Counterparties. This means that the Commodity Securities will be backed by Commodity Contracts created with either UBS or MLCI as determined by CSL in accordance with arrangements agreed between CSL, UBS and MLCI. All Commodity Securities of any one class will be fungible with all other Commodity Securities of that class. The obligations of MLCI will be supported by collateral in a similar manner to those of UBS. The payment obligations of MLCI will also be guaranteed by Bank of America Corporation.

The effectiveness of the facility agreements with MLCI is subject to the satisfaction or waiver of a number of conditions including:

- the Authorised Participant Agreements with certain of the existing Authorised Participants becoming operative with MLCI; and
- supplemental trust instruments having been entered into amending the Conditions of the Classic and Forward Commodity Securities and of the Short and Leveraged Commodity Securities and such amendments having become effective.

CSL and MLCI have agreed to cooperate in good faith and a commercially reasonable manner to procure satisfaction of these conditions as soon as reasonably practicable.

CSL also gives notice that it has entered into supplemental trust instruments with The Law Debenture Trust Corporation p.l.c. dated 14 March 2011 *inter alia* amending the Conditions of the Classic and Forward Commodity Securities and of the Short and Leveraged Commodity Securities and making certain other changes to the Trust Instruments. Such amendments will come into force on a date (the "Effective Date") not earlier than 30 days from the date of this notice when the conditions referred to above have been satisfied or waived. CSL will make a further announcement not less than two Business Days prior to the Effective Date specifying the Effective Date.

In conjunction with the new facility agreements with MLCI, CSL has also entered into agreements with UBS amending and restating the UBS Facility Agreements.

Supplementary prospectuses will be published as soon as practicable giving information on MLCI, the agreements with MLCI and the amended agreements between CSL and UBS and will be made available at http://www.etfsecurities.com/en/document/etfs_prospectus_confirm.aspx. Such supplementary prospectuses will also include the text of the new Conditions of the Classic and Forward Commodity Securities and of the Short and Leveraged Commodity Securities. Pending such publication the text of the new Conditions of the Classic and Forward Commodity Securities and the Short and Leveraged Commodity Securities and copies of the supplemental trust instruments are available for inspection at the offices of CSL and at http://etfsecurities.com/en/updates/document_pdfs/ETFS_Classic_and_Forward_Commodity_Securities-The_Conditions.pdf and http://etfsecurities.com/en/updates/document_pdfs/ETFS_Short_and_Leveraged_Commodity_Securities-The_Conditions.pdf

Security Holders should note that the obligations of CSL under the Commodity Securities are not and will not be guaranteed by UBS or MLCI, the collateral provided by UBS will only support Commodity Contracts with UBS and the collateral provided by MLCI will only support Commodity Contracts with MLCI, and neither of UBS and MLCI will guarantee the obligations to CSL of the other.

ENDS

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This release does not constitute or form part of any offer or invitation to sell or issue, or any solicitation of any offer to purchase or subscribe for, any Commodity Securities or any other securities issued or to be issued by CSL, nor shall it or any part of it nor the fact of its distribution form part of or be relied on in connection with any contract or investment decision relating thereto. Any offer, invitation or solicitation shall be made solely by means of the relevant prospectus and supplementary prospectus(es) and recipients of this release who are considering a purchase or subscription of securities are reminded that any such purchase or subscription should be made solely on the basis of the information contained in such prospectus and any supplementary prospectus(es). This release does not constitute any recommendation regarding the Commodity Securities.

The communication of this release is not being made by, and this release has not been approved by, an authorised person for the purposes of section 21 of the Financial Services and Markets Act 2000 (the "FSMA"). Accordingly this release is not being distributed to, and must not be passed on to, the general public in the United Kingdom. The communication of this release or any other document issued in connection with the offer, subscription or sale of any Commodity Securities is only being made to and directed at those persons in the United Kingdom falling within the definition of Investment Professionals (as defined in Article 19(5) of the Financial Services and Markets Act 2000 (Financial Promotion) Order 2005 (the "Order")), or high net worth entities, and other persons to whom it may otherwise lawfully be communicated, falling within Article 49(1) of the Order or any person to whom it may otherwise lawfully be made (all such persons together being referred to as "relevant persons"). The communication of this release (or any other document issued in connection with the offer, subscription or sale of the Commodity Securities) must not be acted upon or relied upon by persons who are not relevant persons. Persons distributing this release must satisfy themselves that it is lawful to do so. All applicable provisions of the FSMA must be complied with in respect of anything done in relation to the Commodity Securities in, from or otherwise involving the United Kingdom.

This is not an offer of securities for sale in the United States. Commodity Securities have not been and will not be registered under the US Securities Act or any other applicable law of the United States. The Commodity Securities are being offered and sold only outside the United States to non-US persons in reliance on the exemption from registration provided by Regulation S of the United States Securities Act of 1933 (as amended). CSL has not been and does not intend to become registered as an investment company under the United States Investment Company Act of 1940 (as amended) and related rules. The Commodity Securities and any beneficial interest therein may not be reoffered, resold, pledged or otherwise transferred in the United States or to US persons. If CSL determines that any Security Holder is a Prohibited US Person (being a US Person who is not a "qualified purchaser" as defined in the United States Investment Company Act of 1940 (as amended)), CSL may redeem the Securities held by that Security Holder in accordance with the provisions described in the Prospectus relating to those Commodity Securities. The Commodity Securities may not be purchased by any "employee benefit plan" within the meaning of section 3(3) of the United States Employee Retirement Income Security Act of 1974, as amended ("ERISA"), subject to Part 4, Subtitle B of Title 1 of ERISA, any "plan" to which section 4975 of the United States Internal Revenue Code of 1986, as amended (the "Code") applies (collectively "Plans"), any entity whose underlying assets include "plan assets" of any of the foregoing Plans within the meaning of 29 C.F.R. Section 2510.3-101 or section 3(42) of ERISA, as they may be modified, by reason of a Plan's investment in such entity, any government or church plan that is subject to any U.S. Federal, state or local law that is similar to the prohibited transaction provisions of ERISA or Section 4975 of the Code, or any person who holds Commodity Securities on behalf of, for the benefit of or with any assets of any such plan or entity (any such employee benefit plan, plan or entity, a "Prohibited Benefit Plan Investor"). If CSL determines that any Security Holder is a Prohibited Benefit Plan Investor, CSL may redeem the Securities held by that Security Holder in accordance with the provisions described in the Prospectus relating to those Commodity Securities.

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