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(c) Such applications shall be on paper no larger than 8 1/2 x 11 inches in size. If reduction of large documents would render them illegible, such documents may be filed on paper larger than 8 1/2 x 11 inches in size. The left margin shall be at least 1 1/2 inches wide and if the application is bound, it shall be bound on the left side.

(d) The application shall be typed, printed, copied, or prepared by a process which produces copies suitable for repeated photocopying and microfilming. All typewritten or printed matter shall be set forth in black ink to permit photocopying. If printed, the application shall be in type not smaller than 10-point, roman type, at least two points leaded.

(e) Rules 7a–28 through 7a–32 (§§ 260.7a–28 through 260.7a–32 of this chapter) relating to incorporation by reference shall be applicable to applications for exemption pursuant to section 304(d) of the Act.

[56 FR 22319, May 15, 1991]


Any trust indenture filed in connection with offerings on a registration statement on Form S–1, (§ 239.1 of this chapter) F–7, F–8, F–9, F–10 or F–80 (§§ 239.37 through 239.41 of this chapter) shall be exempt from the operation of sections 310(a)(3) and 310(a)(4), sections 310(b) through 316(a), and sections 316(c) through 318(a) of the Act; provided that the trust indenture is subject to:

(a) The Canada Business Corporations Act, R. S. C. 1985;
(b) The Bank Act, R. S. C. 1985;
(c) The Business Corporations Act, 1982 (Ontario), S. O. 1982; or
(d) The Company Act, R.S.B.C. 1979, C. 59.


§ 260.4d–10 Exemption for securities issued pursuant to § 230.802 of this chapter.

Any debt security, whether or not issued under an indenture, is exempt from the Act if made in compliance with § 230.802 of this chapter.

[64 FR 61466, Nov. 10, 1999]


Any security-based swap offered and sold in reliance on Rule 239 under the Securities Act of 1933 (17 CFR 230.239), whether or not issued under an indenture, is exempt from the Act.

[77 FR 20549, Apr. 5, 2012]


Any security-based swap offered and sold in reliance on Rule 239 of this chapter (17 CFR 230.240), whether or not issued under an indenture, is exempt from the Act. This rule will expire on February 11, 2014. In such event, the Commission will publish a rule removing this section from 17 CFR part 260 or modifying it as appropriate.

[76 FR 40612, July 11, 2011, as amended at 78 FR 7659, Feb. 4, 2013]

RULES UNDER SECTION 305

§ 260.5a–1 Forms for statements of eligibility and qualification.

(a) Form T–1 shall be used for statements of eligibility and qualification of corporations designated to act as trustees under trust indentures to be qualified pursuant to section 305 or 307 of the Act.