



Controls for the Exclusion of Companies Listed in Saudi Stock Exchange (Tadawul) from the Meaning of the Phrase (Non-Saudi) in accordance with the Law of Real Estate Ownership and Investment by Non-Saudis:

Provisions

- I. For the purpose of applying these controls, the following words, and phrases, wherever mentioned in these controls, shall have the meanings ascribed thereto, unless the context requires otherwise:
 - **Law:** Law of Real Estate Ownership and Investment by Non-Saudis.
 - **Controls:** Special controls on excluding companies listed in the Saudi Stock Exchange from the meaning of the phrase (non-Saudi) in accordance with Article 5-2-C-2 of the Law of Real Estate Ownership and Investment by Non-Saudis.
 - **CMA:** The Capital Market Authority.
 - **Foreign Strategic Investor:** Means the foreign strategic investor in accordance with the Rules for Foreign Investment in Securities.
- II. A Saudi company listed in the Saudi Stock Exchange (Tadawul) may acquire the right of ownership, easement, or usufruct over a property located within the borders of the cities of Makkah and Madinah on the properties allocated to its headquarters or branches, provided that the property is fully used for such purpose.
- III. A Saudi company listed in the Saudi Stock Exchange (Tadawul) may acquire the right of ownership, easement, or usufruct over a property located within the borders of the cities of Makkah and Madinah for a purpose other than the purpose described in Clause (II) of these Controls if the following conditions are met: -
 - (A) The foreign strategic investor shall not own - at all times - the shares of the listed company or the convertible debt instruments of the company.
 - (B) The ownership of natural and legal persons jointly who do not hold Saudi nationality shall not - at all times - exceed 49% of the shares of the listed company or the convertible debt instruments of the company..
- IV. Foreign investors and listed companies must, comply with the relevant laws, regulations, and instructions, especially the Law of Real Estate Ownership and Investment by Non-Saudis, whether when the listed companies exercise their activities or when they are liquidated.□