

Response by Performance & Risk Bureau, KAS BANK N.V. to GIPS Executive Committee's (EC) invitation to comment on proposed GIPS 2010 Exposure Draft:

0.A.9. Statements referring to the calculation methodology used in a performance presentation as being "in accordance", "in compliance", or "consistent" with the Global Investment Performance Standards, or similar statements are prohibited.

As the GIPS standards are the only widely recognized standards of performance presentation, they were also adopted by the independent advisors and performance specialists during the last years. Our firm provides asset management reporting services for institutional clients including performance and risk reporting. Since the current edition of the standards has come into effect from 1 January 2006 we have made our choice to follow the best practice. Although we cannot be verified as being GIPS compliant because we are simply not an investment management company it seems strange to be not able to produce performance calculations and presentations "in accordance" or "consistent" with the GIPS recommendations.

If this statement (0.A.9) remains in the final edition it will exclude a large group of performance providers from conveying to their clients that they are following GIPS recommendations.

Anyway if we do agree that the standards are aimed fair representation of investment performance and imply a voluntary compliance, how could we use the word "prohibited?" If the client wants to know, whether the methodology we used in a performance presentation is in compliance, we could not be prohibited to say "yes"