- (e) The term "depositary" includes any person, firm or corporation receiving securities for deposit, exchange or distribution under any reorganization agreement or plan of reorganization, or stamping securities presented to it so as to indicate the assent of any present or future holder or holders thereof to any plan of reorganization affecting such securities and/or that such securities have been absolutely or conditionally made subject to any plan of reorganization.
- (f) The term "deposited or exchanged", as applied to securities, shall include the presentation of securities to a depositary for stamping so as to indicate the assent of any present or future holder or holders thereof to any plan of reorganization affecting such securities and/or that such securities have been absolutely or conditionally made subject to any plan of reorganization.
- (2) Whenever any securities are deposited or exchanged, or tendered for deposit or exchange by any fiduciary or fiduciaries under any reorganization agreement or plan of reorganization, any committee formulating, proposing and/or carrying out any such plan or soliciting deposits or exchanges under any such agreement or plan, any depositary with or through which the deposit or exchange of any such securities may be made, solicited, requested or permitted, and any person, firm or corporation to whom or to which such securities are or are to be delivered pursuant to any such agreement or plan, may accept, receive, hold and ultimately dispose of any such securities in accordance with the authorization or instructions of the fiduciary or fiduciaries depositing or exchanging such securities or tendering the same for deposit or exchange under any reorganization agreement or plan of reorganization, without any obligation to inquire whether or not any such fiduciary is authorized to make such deposit or exchange or is committing a breach of his obligation as fiduciary in so doing; and no such committee, depositary or ultimate recipient shall have any liability of any kind to any person whatsoever for any action taken, suffered or permitted with respect to any such securities in accordance with the authorization or instructions given by any fiduciary or fiduciaries depositing or exchanging the same or tendering the same for deposit or exchange, unless such committee, depositary or ultimate recipient has actual knowledge that any such fiduciary is committing a breach of his trust in making such deposit or exchange, or has knowledge of such facts that the action or conduct of such committee, depositary or ultimate recipient amounts to bad faith.