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In case of legal matters the original documents written in Portuguese, and other Portuguese legislation should be consulted.

INTERBOLSA REGULATION 1/2021 – Amends Interbolsa Regulation 2/2016, related to the general operational rules of the centralised securities systems and of the securities settlement systems managed by INTERBOLSA

Under the dispositions set forth in articles 89 and 269 of the Portuguese Securities Code and in the rules of the CMVM on the securities settlement systems and centralised securities systems, and in accordance with the competencies legally conferred on it the Board of Directors of INTERBOLSA - Sociedade Gestora de Sistemas de Liquidação e de Sistemas Centralizados de Valores Mobiliários, S.A. (INTERBOLSA), decided to approve the following regulation:

Article 1

Article 11(1), (2)(b) and (5)(b) is amended and paragraphs (5)(c) and (12) to (15) are added to the same article, and is also amended Article 11-A(1) and (2), both of the Interbolsa Regulation 2/2016, which are replaced by the following:

Article 11

(...)

1. The issuers of securities integrated in a centralized system can receive, pursuant to paragraph 3 of Article 85 of the Securities Code and Article 30 of CMVM Regulation 14/2000, as well as the provisions of the Securities Code transposing the Shareholders' Directive II and the Implementing Regulation (EU) 2018/1212, information concerning the identification of the holders of part or all of those securities, as well as the quantity that held by each one and the date from which the securities are held, by requesting INTERBOLSA, in writing, directly or by a person representing them, preferably through the Portal of INTERBOLSA, with a prior notice of at least five business days in relation to the date to which the request reports to (designated as reference date), to promote the collection and sending of such information.

2. (...)

a) (...)

b) In the case of securities within the scope of the Shareholder Rights Directive II, without delay, on the same day the request is received by INTERBOLSA, or, if received after 4:00 p.m., on the following business day, by 10 a.m.

3. (...)

4. (...)

5. (...)

a) (...)

b) In the case of securities within the scope of the Shareholders' Directive II, the information should be sent during the working day immediately following the reference date;

c) Should there be more than one intermediary in the chain of intermediaries, the information must be transmitted, without delay, between the intermediaries, and each intermediary in the chain must send the relevant information directly to INTERBOLSA, complying with the deadlines for sending referred to in the previous sub-paragraphs.

6. (...)

a) (...)

b) (...)

7. (...)

8. (...)

9. (...)

10. (...)

11. (...)

12. The issuers of securities integrated in a centralized system can receive information concerning the identification of the holders of part of all of those securities, as well as the quantity held by each one and the date since which the securities are held, with a reference date in the past not exceeding one year, by requesting INTERBOLSA in writing, directly or through a person representing them, preferably through the Portal of INTERBOLSA, to promote the collection and sending of such information.

13. INTERBOLSA shall immediately inform its Participants of the request for information referred to in the preceding paragraph, making available to the participants, at the start of the business day following the date of the request from the issuer entity, the detailed information on their securities accounts balances opened in the System, corresponding to the position at the end of the reference day, with the Participants providing INTERBOLSA with the requested information:

a) Where the reference date in the past is up to 7 working days from the date of the issuer's request, the information shall be sent by the fifth working day after the date of the request;

b) If the past reference date is longer than 7 business days and up to one year from the issuer's request date, the information must be sent until the tenth business day following the request date;

c) Should there be more than one intermediary in the chain of intermediaries, the information shall be transmitted, without delay, between the intermediaries, and each intermediary in the chain shall send the relevant information directly to INTERBOLSA, complying with the deadlines for submission referred to in the previous sub-paragraphs.

14. Once the information has been received under the terms of the previous number, INTERBOLSA shall control and, provided that this has been agreed with the issuer, process the said information, sending it to the issuer by the deadline set by the latter.

15. The provisions of paragraphs 10 and 11 of this article shall apply to the requests for information with a reference date in the past referred to in paragraph 12.

Article 11-A

(...)

1. The issuers of securities integrated in a centralized system that are issuers of shares admitted to trading on a regulated market and, therefore, within the framework resulting from the Shareholder Rights Directive II, may request in writing to INTERBOLSA, directly or through a person representing them, preferably through the Portal of INTERBOLSA, the transmission of the information that the company is obliged to provide to shareholders to enable them to exercise the rights arising from the shares it holds, and which is addressed to all shareholders holding shares of that class, or, if such information is available to shareholders on the company's website, a notice indicating where on the website it can be found.

2. The issuers referred to in the preceding paragraph, or who represent them, may also request from Interbolsa the transmission of information relating to general meetings in order to facilitate the exercise of shareholders' rights, namely the right to participate and vote at general meetings.

3. (...)

Article 2

This Regulation shall enter into force on 6 September 2021.

Interbolsa
The Board of Directors