

NOTICE 9.4: PROCEDURES, TIME TABLE AND DOCUMENTATION REQUIREMENTS FOR ADMISSION TO TRADING OF ETNS ON OSLO BØRS

Regarding section 9.4 of Rule Book II

1 INTRODUCTION

- (1) This Notice is issued by Oslo Børs on 15 January 2024 in pursuant to Rule 6305 of Rule Book I and Chapter 9 section 9.4 of Rule Book II.
- (2) This Notice provides detailed provisions and clarifications in respect of procedures, documentation requirements and timetable for applying for admission to trading of ETNs that apply in addition to the application procedures and general documentations requirements following from Rule Book I.
- (3) In the event of any conflict between this Notice and Rule Book I, Rule Book II, legislation or regulations, the Rule Book, legislation or regulation in question shall prevail.

2 DEFINITIONS

- (1) For the purposes of this Notice, the capitalized terms used herein are defined in Chapter 1 of Rule Book I and Rule Book II, unless specifically provided otherwise. Where the context is appropriate, the plural form of a defined term is also deemed as being the defined term.

3 CONTENTS OF THE APPLICATION FOR ADMISSION TO TRADING

- (1) The application for an ETN to be admitted to trading must be submitted to Oslo Børs.
- (2) The application for an ETN to be admitted to trading must include:
 1. A description of the ETN and of factors that may be of significance for whether the ETN should be admitted to trading, including information on the number of units in the ETN, and how the Issuer of the ETN intends to satisfy the requirements set out in Rule Book II Chapter 10 (Continuing Obligations);
 2. Confirmation that the Issuer of the ETN has a primary capital of at least EUR 5 million that is rated “investment-grade” by a recognized credit rating facility, cf. section 9.2.7 of Rule Book II, unless an exemption from the requirements set out in section 9.2.7 has been sought in accordance with section 9.5 (2) of Rule Book II.
 3. Confirmation that the Issuer of the ETN holds all necessary and sufficient authorizations from relevant authorities to constitute a financial institution or an investment firm, cf. section

- 9.2.7 of Rule Book II, unless an exemption from the requirements set out in section 9.2.7 has been sought in accordance with section 9.5 (2) of Rule Book II.
4. If a Management Company is to carry out management functions on behalf of the Issuer of the ETN, cf. section 9.2.8 of Rule Book II, a copy of the statement of acceptance.
 5. A prospectus prepared in accordance with section 7-1 of the Securities Trading Act and ancillary regulations, together with any relevant appendices;
 6. The most recent annual report and interim report for the Issuer of the ETN;
 7. The contact person for the Issuer of the ETN vis-à-vis Oslo Børs, cf. section 2.4 of Rule Book II;
 8. The International Securities Identification Number (ISIN) to be used for the notes by the Central Securities Depository as mentioned in Rule Book I Rule 6201 (iii), and the identity of the account operator;
 9. The LEI code of the Issuer of the ETN, cf. Rule 61004/1 of Rule Book I and section 2.2 of Rule Book II;
 10. A confirmation that all relevant and necessary corporate resolutions to apply for admission to trading of the ETN have been duly passed.
- (3) The application must be signed by a party duly authorized to sign on behalf of the Issuer of the ETN.
- (4) Oslo Børs shall decide in what way the information is to be given.
- (5) Oslo Børs may grant exemptions from one or more of the provisions on the information to be provided in the application for admission to trading if Oslo Børs deems such information to be of no significance for the assessment of the application.
- (6) Oslo Børs may in special circumstances and upon application grant exemptions from the requirements applicable to the ETNs and the Issuer for admission to trading, provided that the objectives behind the relevant requirements are not compromised, and that the objectives behind the requirements can be achieved by other means, cf. section 9.5 of Rule Book II. The application for exemption must give the reasons for why the exemption is sought, and must provide information on how the objectives behind the requirements in question are considered achieved.

4 PROCESSING APPLICATIONS FOR ADMISSION TO TRADING

4.1 Processing of applications

- (1) Reference is made to Rule 6602 of Rule Book I, as well as section 2.11 of Rule Book II.
- (2) Rule Book I 6601 does not apply. Applications for admission to trading will normally be processed on 20 Trading Days, and no later than within 30 Trading Days. In certain cases, for example in relation to dispensation applications, longer processing time may apply.

4.2 Duty to provide information

- (1) Oslo Børs may require the Issuer of the ETN/Management Company to provide Oslo Børs with information in accordance with section 2.7 of the Rule Book II.
- (2) Reference is also made to Rule 6406 of Rule Book I regarding the right to require additional information, documentation and/or appropriate requirements, if considered necessary on a case-by-case basis.

4.3 Notification and publication of the decision

- (1) Reference is made to Rule 6603 of Rule Book I regarding notification of the decision etc.
- (2) Reference is made to Rules 6701 to 6703 of Rule Book I regarding rejections of applications etc. In addition to what follows from Rule 6702 of Rule Book I, the notification shall provide information on the right to appeal to the Stock Exchange Appeals Committee, cf. section 2.13 of Rule Book II, the time limit for making an appeal and the procedure for appeal. Oslo Børs shall publish its decision unless special circumstances indicate that the decision should not be published.

5 ADMISSION TO TRADING

- (1) An ETN may be admitted to trading when Oslo Børs has approved the application for admission to trading and any conditions it may have imposed have been satisfied. Oslo Børs shall state the latest date for admission to trading to come into effect as part of its approval.
- (2) In addition to the information required for the application for admission to trading, the following documentation must be received by Oslo Børs no later than **13:00 hours** on the Trading Day immediately prior to the first day of admission to trading:
 1. The registration number (ISIN) to be used for the ETN units in the central depository register;
 2. The prospectus with relevant appendices in PDF-format; and
 3. Confirmation that any other terms and conditions for trading have been satisfied, together with any documentation relating to particular matters required by Oslo Børs.
- (3) Oslo Børs may grant exemptions from the deadline in the second paragraph for specific items of documentation in special circumstances.