

# **NOTICE 7.5: PROCEDURES, TIME TABLE AND DOCUMENTATION REQUIREMENTS FOR ADMISSION TO TRADING OF ETF'S ON OSLO BØRS**

**Regarding section 7.5 of Rule Book II**

## **1 INTRODUCTION**

- (1) This Notice is issued by Oslo Børs on 30 November 2020 in pursuant to Rulebook I Rule 6305 and Chapter 7 section 7.5 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 ETFs that applies 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 books, legislation or regulations 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 ETF to be admitted to trading must be submitted to Oslo Børs.
- (2) The application for an ETF to be admitted to trading must include:
  1. A description of the ETF, the fund management company and of factors that may be of significance for whether the ETF should be admitted to trading, including information on the number of units in the ETF and the number of unit holders, and how the ETF and the fund management company intend to satisfy the requirements set out in Rule Book II Chapter 8 (Continuing Obligations);
  2. A prospectus and key investor information, fulfilling the requirements set out the Securities Fund Act and sections 8-1 and 8-2 of the Securities Fund Regulations, together with any relevant appendices;
  3. Copies of all necessary authorizations and licenses;
  4. The most recent annual report and interim report for the fund management company;
  5. The fund's rules (articles of association);

6. The contact person for the ETF vis-à-vis Oslo Børs, cf. Rule Book II section 2.4;
  7. The International Securities Identification Number (ISIN) to be used for the fund units by the Central Securities Depository as mentioned in Rule Book I Rule 6201 (iii), and the identity of the account operator;
  8. The ETFs LEI code, cf. Rule 61004/4 of Rule Book I and section 2.2 of Rule Book II;
  9. A copy of the minutes of the board meeting at which the resolution to apply for admission to trading of the ETF was passed. The copy shall be certified unless the board minutes have been signed electronically by the use of Bank-ID.
- (3) A resolution to apply for admission to trading shall have been passed by the board of directors of the fund management company, and the application must be signed by the board of directors or by a party duly authorized by the board of directors. If the application is signed pursuant to a power of attorney, a copy of the signed power of attorney must be attached. In the case of a foreign securities fund, the resolution shall have been passed by a competent corporate body and the application must be signed by a competent corporate body.
- (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.

## **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 ETF/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.

### **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. Rule Book II

section 2.12, 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 ETF 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 ETF units in the central depository register;
  2. The prospectus and key investor information 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.