

# NOTICE 6-07

ADMINISTRATION OF CORPORATE  
AND/OR SECURITIES EVENTS, OTHER  
CONTINUING OBLIGATIONS AND  
CONDITIONS FOR REMOVAL FOR ETCS,  
ETFs AND ETNS ADMITTED TO TRADING  
ON A EURONEXT MARKET



**EURONEXT**



### INTRODUCTION

This Notice (hereinafter “the Notice”) supplements Euronext Rule Book in relation to the provisions related to the procedure applicable to Issuers of ETCs, ETFs and ETNs (hereinafter “ETPs” for “Exchange Traded Products”) regarding corporate and/or securities events, other continuing obligations and conditions for removal.

This Notice may be amended from time to time subject to prior notice (e.g. by placing the amended version on the Euronext website).

### SCOPE

The Notice applies to ETPs that are admitted to trading on the Regulated Markets operated by the following Relevant Euronext Market Undertakings (hereinafter “REMU”): Borsa Italiana, Euronext Amsterdam, Euronext Brussels, Euronext Lisbon and Euronext Paris.

### DEFINITIONS

Capitalised terms used but not otherwise defined herein shall have the meaning ascribed to such terms in Euronext Rule Book, Book I: Harmonised Rules (as amended from time to time).

Where the context is appropriate, the plural form of a defined term is also deemed as being the defined term.

### OBLIGATIONS

Issuers of ETPs are subject to the requirements set out in this Notice.

### ADMINISTRATION OF CORPORATE AND/OR SECURITIES EVENTS

#### 1- General provisions

Issuers of ETPs shall notify the REMU promptly, and in any case at least two (2) Trading Days in advance of the effective date of the following events:

- (i) any change in the information contained in the documentation submitted with their listing application;
- (ii) the adoption of any measure temporarily suspending the subscription or redemption of the units/shares or the financial instruments;
- (iii) any extraordinary event related to the Issuer and any proposal to modify the manner of operation of its financial instruments including (without limitation) any transformation, consolidation, reorganization, merger, spin-off, dissolution and liquidation, splits or reverse splits, or the adoption of any measure for handling crises.

#### 2- Dividend payment dates

Issuers of ETPs shall notify the REMU of the fixing of dates for the payment of dividends (specifying the ex-date, the record date and the payment date) and the amount thereof. The notification shall be made promptly, and in any case at least two (2) Trading Days in advance of the first day of trading ex-rights.

#### 3- Events causing changes in price conditions

Issuers of ETPs shall notify the REMU of the hour, the minute, and the second at which the event that may cause a change in the price conditions at which the instrument is traded (for example restrike/reset events) or a subsequent event causing termination of the instrument occurs.

This notification shall be given without delay and, in any case, no later than 5 (five) minutes after its occurrence (indicating at least the ISIN code, the mnemonic, the underlying asset, the restrike/reset factor and the reset price; the latter, as soon as available) in accordance with the procedure laid down in article 11 of the Notice and also via email to:

- i) [infofisd@euronext.com](mailto:infofisd@euronext.com) ; [ms@euronext.com](mailto:ms@euronext.com) (for ETPs admitted to trading on Borsa Italiana – ETFPlus Market);
- ii) [ETPEurope.listing@euronext.com](mailto:ETPEurope.listing@euronext.com) ; [cashmarkets@euronext.com](mailto:cashmarkets@euronext.com) (for ETPs admitted to trading on another Regulated Market operated by a REMU).

In case the restrike/reset event provides for an early termination due to the zeroing of the financial instrument or of the underlying index, the Issuer shall promptly notify the REMU.

#### 4- Change in the original contractual conditions/underlying assets

- a) Where an ETP provides for a resolute condition and/or for a change in the original contractual conditions or for the possibility for the issuer to redeem the principal amount early, the Issuer shall promptly notify the REMU, providing the information specified in paragraph b), in accordance with the procedure laid down in Article 11 and also via email to:
  - i) [infofisd@euronext.com](mailto:infofisd@euronext.com) ; [ms@euronext.com](mailto:ms@euronext.com) (for ETPs admitted to trading on Borsa Italiana – ETFPlus Market);
  - ii) [ETPEurope.listing@euronext.com](mailto:ETPEurope.listing@euronext.com); [cashmarkets@euronext.com](mailto:cashmarkets@euronext.com) (for ETPs admitted to trading on another Regulated Market operated by a REMU).

- b) In case of resolute condition of the financial instrument, after receiving the issuer's notice containing the time (hour, minute, and second) at which such resolute condition has occurred, the REMU shall suspend trading of the financial instruments concerned and cancel any contracts executed after the time stated in the notification, including those executed in the second when the condition or the amendment occurred.
- c) After receiving the notification relating to the fulfilment of the resolute condition indicated in paragraph b), the REMU shall remove the financial instruments concerned on its markets.

### 5- Early redemption

Issuers of an ETP that provide for the possibility of early redemption shall notify the REMU of the planned date as soon as known, and in any case with at least three Trading Days in advance to that date.

### 6- Early refund

Issuers of ETPs shall notify the REMU of the decision of an early refund as a result of the liquidation of the instrument. This notification shall be made without delay and in any case by the third Trading Day prior to the effective date of the refund.

## CONDITIONS FOR REMOVAL

### 7- Removal upon request of the Issuer

For the purpose of the removal upon request of an ETP, Issuers shall send the REMU a written application reporting the relevant grounds for removal, signed by their legal representative, drawn up in accordance with the model in Annex 1 of the Notice and accompanied by the documentation specified in the same model:

- a) undertaking to purchase directly or indirectly the ETPs on the relevant Regulated Market at the request of holders at least until the date of removal;
- b) copy of the resolution adopted by the competent body to apply for removal and/or a press release announcing the removal;
- c) list and characteristics of the ETPs for which removal is being applied for.

The REMU, within 5 trading days of receiving the request referred to in the preceding paragraph, complete with the necessary documentation, shall decide on the delisting, specifying the date of the effectiveness thereof. The decision adopted shall be transmitted to the Issuer and promptly announced to the public with a market notice issued by the REMU.

The period between the publication of the market notice and the actual removal is at least one month.

### 8- Removal upon maturity

The REMU shall remove ETPs the second day prior to the maturity date of the ETPs, taking into account the opening days of the involved settlement system. If such day is not a Trading Day, the day of the removal shall be the first following Trading Day.

### OTHER CONTINUING OBLIGATIONS

#### 9- Website information

Issuers of ETPs shall notify the REMU of the name of the information provider or the website (and subsequent changes that may occur), by means of which the following information are made available to the public and regularly updated:

- value of the reference index of the structured or index ETF or of the underlying of the ETC/ETN;
- the key information document (KID).

#### 10- Annual notification

Issuers of ETPs shall annually notify the REMU in the electronic form it prescribes of the following information as of the 31<sup>st</sup> of December of each year:

- a) the last value of the share/unit (NAV) in the case of the ETF or the last official value in the case of ETC/ETN;
- b) the number of units/shares or financial instruments outstanding;
- c) the value of the reference index of the ETF if applicable, or the value of the underlying in the case of ETC/ETN.

These communications must be sent within 10 Trading Days following December 31<sup>st</sup> through the following e-mail address: [etp.nav@euronext.com](mailto:etp.nav@euronext.com).

#### 11- Manner of communication vis-à-vis the REMU

In relation to the technical information for which a specific electronic transmission channel is set up (MyEuronext), issuers of ETPs shall transmit that information using that channel, or in the event of its malfunction, by notifying to the following e-mail addresses:

- [infofisd@euronext.com](mailto:infofisd@euronext.com) (for ETPs admitted to trading on Borsa Italiana – ETFplus Market)
- [ETPEurope.listing@euronext.com](mailto:ETPEurope.listing@euronext.com) (for ETPs admitted to trading on another Regulated Market operated by a REMU)

### Annex 1 – Application for removal of ETPs

(Company name and legal form) ..... (hereinafter the “Company”), with registered office in ..... (city), ..... (address), tax code ....., VAT no. .... in the person of ..... (legal representative or other duly authorised person)

#### APPLIES

pursuant to Rules and article 7 of Notice 6-07 “Administration of corporate and/or securities events, other continuing obligations and conditions for removal for ETCs, ETFs, and ETNs admitted to trading on a Euronext market” for the removal of the following financial instruments:

ISIN Code	Name	Euronext Market
.....	.....	.....
.....	.....	.....

Specifies the following reason for the request: .....

Attaches the following documentation, which shall be an integral part of the application:

- undertaking to purchase: ☐ directly; ☐ indirectly, via ....., the financial instruments in circulation at the request of holders at least until the date of removal;
- a copy of the resolution adopted by the competent body to apply for removal from the relevant Market and/or a press release announcing the removal;
- an XLS file of the table showing the list and characteristics of the financial instruments for which removal is being applied for. If the information shown in this document differs from the content of the attached XLS file, for the purposes of removal, the information contained in the file shall prevail.

(place and date)

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(Signature of the legal representative or other duly authorised person)



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