

Additional Rules for the Admission of Derivatives (ARD)

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1. Purpose and subject matter

- 1.1. In addition to the Admission Rules (AR), the present Additional Rules for the Admission of Derivatives (ARD) set out the special requirements for the admission, maintenance and termination of the admission of derivatives on Seturion AG (SeturionX).
- 1.2. Within the meaning of these ARD, considered as derivatives are financial instruments, issued en masse as securities in a standardised form, and characterised by the fact that their value depends on the value of one or several underlying instruments.
- 1.3. The ARD apply to all derivatives in the form of DLT securities that can be admitted to trading on the SeturionX in accordance with the following provisions.
- 1.4. The Admission Board may stipulate additional requirements for the admission of certain derivatives.

2. Admission

- 2.1. The prerequisite for the admission of derivatives is that the applicant fulfils the admission requirements prescribed in the AR and the present ARD and provides evidence of this.
- 2.2. Details of the procedure are set out in the procedural Directive on the Procedure.

3. Requirements for the issuer and market making

- 3.1. The issuer must either:
 - a) have a licence as securities firm from the Swiss Financial Market Supervisory Authority (**FINMA**) in accordance with Article 41 of the Federal Act on Financial Institutions of 15 June 2018 (Financial Institutions, **FinIA**),
 - b) be subject to the Swiss Federal Banking Act of 8 November 1934 as a bank, or
 - c) be subject to an equivalent foreign supervision.
- 3.2. Issuers that issue derivatives within the meaning of these regulations on their own underlying instruments or on underlying instruments of group companies are exempt from the requirements of clause 3.1 ARD.
- 3.3. The issuer must have prepared its annual financial statements for the last two full financial years in accordance with the accounting standards applicable to the issuer. Companies whose economic substance has only been in existence for a shorter period of time must submit corresponding shortened financial statements.
- 3.4. The obligations under the AR and these ARD associated with the derivatives must generally be fulfilled by both the issuer and any guarantor. If there is a promise of security (such as a guarantee, surety or keep-well agreement), the requirements may also be fulfilled by the guarantor as an alternative.

- 3.5. The issuer undertakes to ensure a market in the derivatives issued and admitted by it (market making). If the issuer is not itself a participant on the SeturionX, it may instruct a participant admitted to the SeturionX to provide market making.
- 3.6. The SeturionX may issue implementing provisions regarding market making.

4. Requirements for securities

- 4.1. Only derivatives which are DLT securities within the meaning of Art. 2 lit. b^{bis} of the Federal Act on Financial Market Infrastructures and Market Conduct in Securities and Derivatives Trading of 19 June 2015 (Financial Market Infrastructure Act, **FinMIA**) can be admitted to the SeturionX.
- 4.2. The terms and conditions of the DLT securities must be subject to Swiss law or the foreign law of an OECD member state.
- 4.3. There is no minimum volume requirement for the issue.
- 4.4. Derivatives denominated in foreign currencies may be admitted if the transactions can be settled via the SeturionX settlement system.
- 4.5. Only DLT securities pursuant to Article 58f para. 2 Ordinance on Financial Market Infrastructures and Market Conduct in Securities and Derivatives Trading of 25 November 2015 (Financial Market Infrastructure Ordinance, **FinMIO**) may be admitted. This excludes DLT securities structured as derivatives with fair value and leverage components.

5. Requirements for underlying instruments

- 5.1. Possibly considered as underlying instruments are:
 - a) equity securities or bonds which are admitted to trading or listed on a Swiss stock exchange or admitted to trading or listed on a recognised foreign trading venue;
 - b) freely convertible currencies;
 - c) swap and interest rates according to market standard;
 - d) precious metals according to bank standard, such as gold, silver and platinum;
 - e) commodities traded on a domestic or recognised foreign trading venue;
 - f) standardised options and futures contracts traded on a domestic or recognised foreign trading venue;
 - g) crypto-based assets (crypto assets);
 - h) electricity, certificates of other energy sources and CO2 certificates;
 - i) domestic or foreign collective investment schemes that have been approved by FINMA in accordance with the provisions of the Federal Act on Collective Investment Schemes of 23 June 2006 (Collective Investment Schemes Act, **CISA**);

- j) indices based on the prices of the underlying instruments specified in these rules, provided that the corresponding index is recalculated and published at regular intervals;
- k) baskets consisting of underlying instruments specified in these rules.

5.2. SeturionX may admit underlying instruments in tokenised form.

5.3. Recognised foreign trading venues within the meaning of clause 5.1 ARD are those trading venues which SeturionX has recognised pursuant to Art. 48 of the Ordinance on Financial Services of 6 November 2019 (Financial Services Ordinance, **FinSO**). SeturionX maintains a list of the foreign trading venues it recognises on its website.

5.4. The Admission Board may admit additional underlying instruments.

6. Special requirements for crypto assets as underlying instruments

6.1. Crypto assets are assets that are issued and transferred on the basis of distributed ledger technology (**DLT**).

6.2. Crypto assets that facilitate private and anonymous blockchain transactions (so-called 'privacy coins') or that qualify as asset tokens or hybrid asset tokens if they represent an equity security in their economic function are not permitted as underlying instruments.

6.3. Further requirements and technical details are governed by the Directive on Crypto Assets as Underlying.

6.4. SeturionX is free to reject the admission of crypto assets as underlying instruments, even if all requirements are met, if this is in the interests of the public, the DLT trading facility or for other objective reasons.

6.5. The Admission Board may terminate the admission of an underlying instrument if this is in the interests of the public, the DLT trading system or for other objective reasons.

7. Application

The submission of the application and the attachments that must be enclosed, are governed by the Directive on the Procedure.

8. Maintaining admission

8.1. Maintaining admission requires ongoing compliance with the applicable maintenance provisions pursuant to the AR with regard to periodic reporting, ad hoc publicity and the announcement of changes to the rights associated with the DLT securities.

8.2. The issuer is obliged to ensure the submission of the required notifications to SeturionX in compliance with the Directive on the Regular Reporting Obligations (in the event of, for example, corporate actions, barrier breaches, suspensions), as well as all other actions for the care of the instrument during the entire term.

- 8.3. The conditions for maintaining admission must generally be fulfilled by both the issuer and the guarantor. If guarantee commitments exist, the requirements of clause 13 AR (*Periodic reporting*) only apply to the guarantor, while those of clause 15 AR (*Ad hoc publicity*) only apply to the guarantor if the issuer is a fully consolidated subsidiary of the guarantor.
- 8.4. Otherwise, the provisions of the Directive on Regular Reporting obligations and the Directive on Ad hoc Publicity apply.

9. Suspension of trading and termination of admission

- 9.1. The suspension of trading and the termination of admission are governed by clauses 21 and 22 AR, unless different or supplementary provisions are set out below.
- 9.2. The admission of a derivative may be terminated for the following reasons:
 - a) upon the substantiated request of the issuer or guarantor, whereby the Admission Board considers the interests of trading and investors and, where appropriate, of the issuer;
 - b) if the solvency of the issuer is seriously called into question, or insolvency or liquidation proceedings have already been initiated; the admission of DLT securities will be terminated at the latest when tradability is no longer ensured;
 - c) if the suspension has been maintained for three months and the reasons for these measures did not cease to exist;
 - d) in the course of or upon completion of sanction proceedings;
 - e) if the Admission Board terminates the admission of a crypto asset as an underlying instrument;
 - f) if the conditions for the admission are no longer met.
- 9.3. An application for termination of admission is particularly considered to be sufficiently substantiated if:
 - a) the issuer is keeping all the derivatives in question on its own books and thus, the termination of the admission does not infringe any investor protection; or
 - b) if there is 'open interest':
 - aa) all investors concerned have been informed about the intended termination of the admission and agree with it; or
 - bb) if:
 - the announcement of the termination of the admission is made three months in advance of the last trading day; and
 - it is ensured that the announcement of the termination of admission is accompanied by a publication in accordance with the applicable conditions.

- 9.4. The ordinary termination of admission of maturing or prematurely redeemable DLT securities shall take place without prior announcement by SeturionX at the end of the term of the derivative.

10. Final provisions

These rules were issued by the Admission Board, approved by FINMA on 12 March 2025 and enter into force on 1 April 2025.