

## Communiqué No. 2/2019

of 24 April 2019

### ***Reporting admissible behaviour in accordance with articles 123 and 126 FMIO***

This message replaces SIX Exchange Regulation AG Communiqué No. 1/2015 dated 26 January 2015.

Art. 122 to 128 of the Financial Market Infrastructure Ordinance (FMIO) stipulate the cases in which behaviour which falls under Art. 142 para. 1 (Exploitation of insider information) and Art. 143 para. 1 (Market manipulation) of the Financial Market Infrastructure Act (FMIA) are admissible. These must be reported separately in accordance with the following provisions:

- Art. 123 para. 1 lit. f clause 1 FMIO "Sales of own equity securities during the buyback program"
- Art. 123 para. 1 lit. h FMIO "Sales of own equity securities during the buyback program"
- Art. 126 lit. d FMIO "Price stabilisation after a public placement of securities"

Corresponding notifications can be forwarded using the BPS Reporting Application.

The actual content relating to a buyback program and/or "Sales of own equity securities during the buyback program" and "Individual repurchases of own equity securities as part of the buyback program", as well as the actual termination date of the relevant buyback program, must be reported using the [buyback@six-group.com](mailto:buyback@six-group.com) e-mail address. Announcements regarding "Price stabilisation after a public placement of securities", as well as the longest period of time during which the securities transactions can be conducted, must be reported using the [price-stabilisation@six-group.com](mailto:price-stabilisation@six-group.com) e-mail address prior to start of trading with the securities to be stabilised.

### **Access to the reporting infrastructure**

Access authorisations for the web-based BPS Reporting Application for master users must be activated by SIX Exchange Regulation AG. Please contact SIX Exchange Regulation AG in this regard.

Once access authorisation has been granted, existing master users will be able to access the BPS Reporting Application via "Login" in the Member Section.

### **New master users**

New master users will have a group name allocated by SIX Exchange Regulation AG. These master users must then register and be authorised. Please observe the following steps:

- Open the SIX Swiss Exchange website <https://www.six-group.com/exchanges/>
- Click on "Member Section" under "Participants Services"
- In the menu on the left, click on "Request for User Account"
- Complete the relevant form with the details of the new master user

Once the master user has been registered, you will receive an e-mail confirming that your account has been activated. You can then access the BPS Reporting Application immediately.

- Open the SIX Swiss Exchange website <https://www.six-group.com/exchanges/>
- Click on "Member Section" under "Participants Services"
- Log in with your user name and password
- Click on the "Start BPS Reporting Application" in the "BPS Reporting" menu.

### **Other users**

Master users with access authorisation for the BPS Reporting Application can directly authorise other users to use the application. These other users can register using the same process, and are then activated by the master user responsible for them.

### **Support and contact**

Please do not hesitate to contact SIX Exchange Regulation AG if you have questions concerning the BPS Reporting Application: [sve-msi@six-group.com](mailto:sve-msi@six-group.com); +41 (0)58 399 49 99.