

Additional Rules for the Listing of Exchange Traded Products

(Additional Rules Exchange Traded Products, ARETP)

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Table of contents

I	Purpose and scope.....	4
Art. 1	Purpose	4
Art. 2	Reference to the LR.....	4
Art. 3	Scope of applicability	4
II	Listing	5
A	Listing requirements.....	5
1	Requirements applying to the issuer	5
Art. 4	Capital resources.....	5
Art. 5	Place of jurisdiction.....	5
2	Requirements applying to the Exchange Traded Products	5
Art. 6	Applicable law	5
Art. 7	Minimum capitalisation of issue	5
Art. 8	Underlying instruments	6
Art. 9	Equity securities, bonds and collective investment schemes as underlying instruments.....	6
Art. 10	Derivatives and futures as underlying instruments	6
Art. 11	Indices as underlying instruments	6
Art. 12	Foreign currencies, reference rates, precious metals and commodities as underlying instruments.....	6
Art. 13	Baskets as underlying instruments	7
Art. 14	Collateralisation.....	7
B	Obligations with respect to listing	7
Art. 15	Content of the listing prospectus.....	7
Art. 16	Form of the listing prospectus	7
Art. 17	Incorporation by reference.....	8
Art. 18	Fulfilment by the guarantor.....	8
Art. 19	Market making	8
III	Conditions for maintaining listing	8
Art. 20	Periodic reporting	8
Art. 21	Further duties to inform, facts subject to the reporting obligation	8
Art. 22	Form of the reports.....	8
Art. 23	Publication in accordance with terms and conditions.....	9
Art. 24	Official Notices.....	9
Art. 25	Publication and distribution of the notice by SIX Exchange Regulation	9
Art. 26	Fulfilment by the guarantor.....	9
IV	Exemptions	10
Art. 27	Grant of exemptions	10

V	Termination of listing	10
Art. 28	Termination of listing	10
VI	Fees	10
Art. 29	Reference to the LR.....	10
VII	Concluding provisions	10
Art. 30	Amendments to the Listing Rules	10
Art. 31	Amendments to Directives.....	10
Art. 32	Amendments to the List of Charges (cancelled)	10
Art. 33	Entry into force	11
Art. 34	Revision	11
Annex		
	Reporting Obligations regarding the Maintenance of Listing of Exchange Traded Products.....	12

I Purpose and scope

Art. 1 Purpose

¹ These Additional Rules determine which information must be provided to permit investors to evaluate the characteristics of Exchange Traded Products (ETPs) and to assess the quality of their issuers.

² They also lay down the additional disclosures that issuers must make in the context of their obligations concerning the maintenance of listing for as long as their products are listed, to ensure fair and proper trading on the exchange.

Art. 2 Reference to the LR

¹ Provided no regulations to the contrary, or additional regulations, are set out below, the Listing Rules (LR) and their corresponding implementing provisions apply to the listing of ETPs.

² Art. 13 LR (Auditors), Art. 14 LR (Audit report), Art. 15 LR (Capital resources), Art. 19 LR (Free float) and Art. 28 LR (Content of the listing prospectus) are not applicable.

Art. 3 Scope of applicability

¹ These Additional Rules are applicable to all ETPs that are issued by Swiss and foreign issuers and listed on SIX Swiss Exchange Ltd ("SIX Swiss Exchange") in accordance with the provisions set out below.

² ETPs in the sense of these Additional Rules are classified as collateralised, non-interest-paying bearer debt securities (debentures), which

1. are issued as securities, and
2. are sold and redeemed in the same structure and denominations on a continuous basis;
3. replicate the price trend of an underlying instrument, either unchanged or leveraged (tracker certificate).

³ These Additional Rules are not applicable to Exchange Traded Funds (ETFs) and Exchange Traded Structured Funds (ETSFs). Unlike ETFs and ETSFs, Exchange Traded Products are **not collective investment schemes** in the sense of the Federal Act of 23 June 2006 on Collective Investment Schemes Act (CISA). ETPs are not subject either to the approval or to the Federal Financial Market Supervisory Authority (FINMA).

⁴ These Additional Rules do not apply to derivatives (certificates) that are collateralised under the COSI[®] scheme (collateral-secured instruments).

See also

- [Federal Act of 23 June 2006 on Collective Investment Schemes \(Collective Investment Schemes Act, CISA\)](#)

II Listing

A Listing requirements

1 Requirements applying to the issuer

Art. 4 Capital resources

¹ On the first day of trading, the issuer's reported equity capital must be at least CHF 25 million, in accordance with the financial reporting standard used in the listing prospectus.

² If the issuer is the parent company of a group, the above requirement refers to consolidated reported equity capital.

³ Art. 11 LR (Duration) and Art. 4 para. 1 and 2 do not apply if the outstanding amount of the ETPs is collateralised exclusively in accordance with Point 1 of Art. 14 para. 1 or if, instead of the issuer, a third party that fulfils those requirements (guarantor) provides a guarantee commitment in respect of the obligations associated with the ETPs.

⁴ Where, according to para. 1 Art. 11 LR (Duration) is not applicable, the issuer must only have produced the available annual financial statements pursuant to the accounting standard that applies to it.

See also

- Directive Guarantee Commitments (DGC)
- Directive Financial Reporting (DFR)

Art. 5 Place of jurisdiction

¹ Investors must be able to take their case before a state court to assert their rights against those involved in the structure of the ETP (e.g. the issuer, the custodian of the collateral).

² In choosing the place of jurisdiction, the issuer must ensure, as at least one alternative, that the courts in the country whose legal system is applicable to the terms of the issue in question are competent to hear such cases.

2 Requirements applying to the Exchange Traded Products

Art. 6 Applicable law

¹ All ETPs that are subject to Swiss law are eligible for listing on SIX Swiss Exchange.

² ETPs that are subject to foreign law may be listed on SIX Swiss Exchange only if the foreign legal system in question is one recognised by the Regulatory Board. These recognised legal systems consist of those operating in OECD member states.

³ Upon application, the Regulatory Board may recognise further foreign legal systems, provided the applicant can demonstrate that the legal system in question meets international standards in respect of investor protection and transparency regulations.

Art. 7 Minimum capitalisation of issue

ETPs must have a minimum capitalisation of CHF 1 million at the time the listing application is submitted.

Art. 8 Underlying instruments

¹ Listing is restricted to ETPs that relate to an underlying instrument that is admitted by the Regulatory Board under the terms of Art. 9-13, that have a price that is set regularly, and that are publicly accessible.

² The Regulatory Board may permit further underlying instruments.

Art. 9 Equity securities, bonds and collective investment schemes as underlying instruments

¹ Equity securities such as shares, participation certificates and profit-sharing certificates that are listed or admitted to trading on SIX Swiss Exchange or on a foreign securities exchange with equivalent regulation are permitted as underlying instruments for ETPs. Furthermore, bonds and collective investment schemes that are listed on SIX Swiss Exchange or on a foreign securities exchange with equivalent regulation are also permitted as underlying instruments. Such collective investment schemes must nonetheless fulfil the conditions laid down in CISA and its implementing provisions.

² Foreign securities exchanges recognised as having equivalent regulation are those that hold full membership of the Federation of European Securities Exchanges (FESE) or the World Federation of Exchanges (WFE). Further exchanges may be recognised in a ruling as having equivalent regulation. The Regulatory Board may demand that the issuer provides evidence of equivalent regulation.

See also

- [Federal Act of 23 June 2006 on Collective Investment Schemes \(Collective Investment Schemes Act, CISA\)](#)
- [Website of the Federation of European Securities Exchanges](#)
- [Website of the World Federation of Exchanges](#)

Art. 10 Derivatives and futures as underlying instruments

¹ All derivatives that are listed or admitted to trading on SIX Swiss Exchange are permitted as underlying instruments for ETPs.

² Standardised options and futures contracts which are traded on an exchange with equivalent regulation are also permitted. Further exchanges may be recognised upon request. The Regulatory Board may demand that the issuer provides evidence of equivalent regulation.

Art. 11 Indices as underlying instruments

Indices are permitted as underlying instruments for ETPs, provided the issuer ensures compliance with both of the following requirements:

1. the index is composed of permitted underlying instruments, as defined in these Additional Rules;
2. the index sponsor has issued index regulations that can be viewed, free of charge, on the internet. The issuer must provide interested investors with these index regulations free of charge upon request, without demanding any proof of interest;
3. the level of the index is published openly and free of charge on the internet at regular intervals, but at least once a month. The issuer must disclose the last published index level to interested investors free of charge upon request, without demanding any proof of interest.

Art. 12 Foreign currencies, reference rates, precious metals and commodities as underlying instruments

The following reference rates are permitted as underlying instruments for ETPs:

1. freely convertible foreign currencies: the requirement that a currency must be freely convertible may be waived provided that redemptions in currencies that are not freely convertible are prohibited;

2. standard market interest and swap rates, such as the 3-month Libor or Euribor. This excludes rates fixed unofficially (e.g. in an agreement between two parties);
3. precious metals, specifically gold, silver, platinum and palladium;
4. commodities that are traded on a Regulatory Board-recognised exchange and for which spot prices are published.

Art. 13 Baskets as underlying instruments

Baskets composed of the underlyings listed in Art. 9-12 are permitted as underlying instruments for ETPs.

Art. 14 Collateralisation

¹ ETPs are collateralised as follows:

1. by presenting the underlying instrument for deposit either physically or in the form of a futures contract; or
2. by means of liquid equities, participation certificates, profit-sharing certificates, collective investment schemes, bonds or commodities that are listed or admitted to trading on SIX Swiss Exchange or a foreign exchange with equivalent regulation; or
3. by means of cash balances or precious metals.

² The collateral must cover at least the outstanding amount of the ETP.

³ The assets that serve as collateral will be held in safekeeping by a third party that is independent of the issuer but appointed by it.

B Obligations with respect to listing

Art. 15 Content of the listing prospectus

¹ The content of the listing prospectus is governed by Scheme G, which constitutes an integral part of these Additional Rules.

² If the ETPs are subject to foreign law (Art. 6 para. 2), clear textual reference to that fact, emphasised in bold, must be made on the front cover of the listing prospectus. The same applies to cases in which no place of jurisdiction in Switzerland has been designated. Where an issuance programme, as described in Art. 16 para. 1 point 2, is used, the corresponding statement must be made in the final term sheet.

Art. 16 Form of the listing prospectus

¹ In derogation of Art. 29 LR (Form of the listing prospectus), the listing prospectus may take the following alternative forms:

1. a complete listing prospectus for each individual issue ("stand-alone prospectus");
2. a complete issuing prospectus for each individual issue as part of an issuance programme that has been registered with SIX Swiss Exchange in accordance with the registration procedure described in Art. 7 Directive Procedures Exchange Traded Products, including a final term sheet in accordance with para. 3 ("SIX Swiss Exchange-registered issuance programme").

² Should the issuer produce a stand-alone prospectus in accordance with para. 1 point 1, it must contain full information about the issuer and the guarantor, as well as full details of the ETP, that are required under the LR, ARETP and Scheme G.

³ If the issuer produces a listing prospectus as part of a SIX Swiss Exchange-registered issuance programme as described in para. 1 point 2, then all of the following conditions must be met:

1. the issuance programme must contain all of the information that must be published about the issuer and the guarantor, as well as the general terms and conditions attached to the ETPs, that are required under the LR, ARETP and Scheme G;
2. the final term sheet must contain all of the definitive conditions for the issue in question;
3. both the issuance programme and the final term sheet must state that the issuance programme and the final term sheet together constitute the complete listing prospectus.

See also

- Directive Procedures Exchange Traded Products (DPETP)

Art. 17 Incorporation by reference

In addition to the options for incorporation by reference described in Art. 35 para. 4 LR, reference may also be made to SIX Swiss Exchange-registered issuance programmes as described in Art. 16 para. 1 point 2.

Art. 18 Fulfilment by the guarantor

Both the issuer and the guarantor must fulfil all of the obligations incumbent upon them. In particular, the listing prospectus must also contain information about the guarantor.

Art. 19 Market making

¹ The issuer must make an undertaking to the Exchange to ensure that a market exists for the ETPs in question (market maker).

² The Exchange may issue implementing provisions with regard to market making.

III Conditions for maintaining listing

Art. 20 Periodic reporting

¹ Art. 50 LR (Interim financial reporting) is not applicable to listings under these Additional Rules.

² The total of the fees collected in a given business year, expressed as a percentage of net asset value (NAV), must be notified to the market in the form of an "Official Notice" at the same time as the annual business report is published. The Regulatory Board may issue regulations concerning the calculation of net asset value (NAV).

Art. 21 Further duties to inform, facts subject to the reporting obligation

¹ Art. 52 LR (Corporate calendar) is not applicable to listings under these Additional Rules.

² As part of the maintenance of listing, issuers are under regular reporting obligations. The Annex states which report must be submitted by which deadline and in which form, the requirements placed on the report contents and the form in which a report may be published by SIX Exchange Regulation AG ("SIX Exchange Regulation").

Art. 22 Form of the reports

¹ For some reporting obligations SIX Exchange Regulation may make standardised forms or entry screens available that support issuers in the fulfilment of their reporting obligations.

² Each report must clearly reflect which issuer and securities are involved, as well as the name of the person who has submitted the report (the responsible individual, including telephone number and e-mail address in case any further information is required). In addition, it must be clearly evident which reportable fact is being addressed (indication of the corresponding Point as per Annex).

See also

- [Reporting obligations forms](#)

Art. 23 Publication in accordance with terms and conditions

If a reportable fact is to be published in the sense of a "Publication in accordance with conditions", then the details of the publication are based on the terms and conditions as disclosed in the given listing prospectus.

Art. 24 Official Notices

¹ If the dissemination of a reportable fact is to be made via an "Official Notice", then the issuer is obliged to forward to SIX Exchange Regulation the text of the "Official Notice" electronically at the earliest possible date, but no later than 11.00 a.m. Central European time (CET) on the exchange day immediately prior to the desired date of publication if no differing regulation applies. An "Official Notice" is no substitute for any mandatory publication of an ad-hoc notice.

² Prior notification by telephone is requested in urgent cases. In addition, SIX Exchange Regulation is to be notified of the desired publication date.

³ SIX Exchange Regulation can provide other ways for the generation and the dispatch of "Official Notices" (e.g. via Web-based applications).

⁴ For reasons related to SIX Exchange Regulation publication media, "Official Notices" are to be submitted as text documents without formatting (i.e. as Notepad documents or similar).

⁵ SIX Swiss Exchange will make no changes to the content of the "Official Notices" it disseminates on a broader scale. The issuer bears full responsibility for the content of such announcements.

⁶ The "Official Notices" are published via:

- The "Newsboard" of the SIX Swiss Exchange Trading System (for Exchange participants);
- E-mail messages to interested circles of recipients;
- on the internet at (www.six-swiss-exchange.com and <https://www.six-exchange-regulation.com/en/home.html>) under "Official Notices".

Art. 25 Publication and distribution of the notice by SIX Exchange Regulation

¹ SIX Exchange Regulation may process the data submitted by issuers, as well as publish and further disseminate such data via the Internet and other suitable media.

² Information which, at the time of its transmission to SIX Exchange Regulation, is still to be treated confidentially or the publication of which is to be deferred, must be clearly and obviously designated as such ("Confidential"/"Publication only after consultation", or similar). In addition, the date and time must be specified as of which the information may be published. SIX Exchange Regulation cannot otherwise guarantee the confidential treatment of the information.

Art. 26 Fulfilment by the guarantor

The conditions for maintaining listing must be fulfilled by both the issuer and the guarantor.

IV Exemptions

Art. 27 Grant of exemptions

The Regulatory Board may approve exemptions from the individual provisions of these Additional Rules and the implementing provisions to the Listing and Additional Rules.

V Termination of listing

Art. 28 Termination of listing

Listing will be terminated ordinarily by SIX Swiss Exchange without prior notice when the ETP expires.

VI Fees

Art. 29 Reference to the LR

The fee regime is based on Art. 63 LR.

See also

- List of Charges under the Listing Rules (LOC)
- List of Charges RegBod (LocRB)

VII Concluding provisions

Art. 30 Amendments to the Listing Rules

The following article of the Listing Rules (LR) is amended by the entry into force of these Additional Rules:

Art. 2 para. 2 LR

Art. 31 Amendments to Directives

The following Directives are amended by the entry into force of these Additional Rules:

1. Directive on Exemptions Regarding Duration of Existence of the Issuer (Track Record) (DTR):
Art. 1 para. 3 Directive Track Record;
2. Directive on Guarantee Commitments (DGC):
the regulatory basis and the following provisions: Art. 1 para. 1, Art. 2 paras. 1 and 2 and Art. 7 para. 1
Directive Guarantee Commitments;
3. Directive on Recognised Representation (DRR):
Art. 4 para. 1 Directive Recognised Representation;
4. Directive on the Delisting of Equity Securities and Derivatives (DD):
new title and subtitle III, as well as amendment of Art. 1 and 2, Art. 6 paras. 1 and 2, Art. 7 paras. 1 and 3 and Art. 9 Directive Delisting;
5. Directive on Financial Reporting (DFR):
Art. 7 para. 1 Directive Financial Reporting.

Art. 32 Amendments to the List of Charges (cancelled)

(cancelled)

Art. 33 Entry into force

These Additional Rules were approved by the Swiss Financial Market Supervisory Authority on 07 October 2010 and enter into force on 15 October 2010.

Art. 34 Revision

¹ The revision of Art. 2 and 4 that was decreed by the Regulatory Board in its resolution of 6 May 2015 and approved by the Swiss Financial Market Supervisory Authority on 9 June 2015 enters into force on 1 August 2015.

² The revision of Art. 21 and the issue of new section VI that was decreed by the Regulatory Board in its resolution of 4 April 2018 and approved by the Swiss Financial Market Supervisory Authority on 30 April 2018 enters into force on 1 May 2018.

³ The revision of Art. 31 Clause 3 was decreed by the Regulatory Board in its resolution of 14 December 2018 and approved by the Swiss Financial Market Supervisory Authority on 25 February 2019, enters into force on 2 May 2019.

Annex

Reporting Obligations regarding the Maintenance of Listing of Exchange Traded Products

Reporting Obligations regarding the Maintenance of Listing of Exchange Traded Products

Point	Reportable fact	Timing of report	Requirements	Manner of reporting to SIX Exchange Regulation	Manner of publication by SIX Swiss Exchange
1	General information on the issuer and the guarantor				
1.01	Change of name	Within five exchange days of entry in the Commercial Register or of the change becoming legally effective	<ul style="list-style-type: none"> – Name old/new; web address old/new – Ticker symbol old/new; security no., ISIN – Date as of which exchange modification is to be made 	Official Notice via e-mail to: meldepflichten@six-group.com	– Official Notice
1.02	Address change of registered head office	Within five exchange days of entry in the Commercial Register or of the change becoming legally effective	<ul style="list-style-type: none"> – Name; address; P.O. box; tel. no.; fax no. – Copy of extract from the Commercial Register 	Official Notice via e-mail to: meldepflichten@six-group.com	–
1.03	Change of issuer/guarantor	Five exchange days prior to change entering into legal force	<ul style="list-style-type: none"> – Security no., ISIN – Date of change – Information on new issuer/guarantor (including an annual financial report) – Information on continuation of guarantee, if applicable 	Official Notice via e-mail to: kotierung@six-group.com	<ul style="list-style-type: none"> – Official Notice – Publication in accordance with terms and conditions
1.04	Change of auditors	Within five trading days following entry in the Commercial Register	<ul style="list-style-type: none"> – Name; country of domicile; register number from the Audit Oversight Authority – Reasons why previous auditors were replaced (incl. comments on whether the resignation was announced by the auditors or whether any unresolved differences of opinion between issuer and auditor exist) – Copy of extract from the Commercial Register 	Official Notice via e-mail to: meldepflichten@six-group.com	– Official Notice
1.05	Change of accounting standard	Within five trading days following the publication of the annual report	<ul style="list-style-type: none"> – Pursuant to Art. 7 Directive Financial Reporting 	Official Notice via e-mail to: meldepflichten@six-group.com	– Official Notice

Point	Reportable fact	Timing of report	Requirements	Manner of reporting to SIX Exchange Regulation	Manner of publication by SIX Swiss Exchange
1.06	Change of auditing standard	Within five trading days following the publication of the annual report		Official Notice via e-mail to: meldepflichten@six-group.com	– Official Notice
1.07	Annual financial statements and fees collected	Upon publication, at latest within deadlines as stipulated by Art. 10 Directive Financial Reporting	– Annual financial statements in electronic form as pdf file	Via e-mail: meldepflichten@six-group.com	-
			– Path to the published annual and interim financial reports pursuant to Art. 13 Directive Financial Reporting	Via e-mail: meldepflichten@six-group.com	-
			– Details of fees collected, pursuant to Art. 20 para. 2	Official Notice via e-mail to: kotierung@six-group.com	– Official Notice
1.08	Change of contact person (VRP, CEO, CFO, Head of Investor Relations), if the issuer is organised under company law	As appropriate	<ul style="list-style-type: none"> – Last name; first name; address – Direct tel. no.; direct fax no. – Direct e-mail address – Team e-mail address 	Form: "Reporting contacts"	-
1.09	Change of contact person for the publication of price-sensitive information, provided the Directive on Ad Hoc Publicity (DAH) applies to the issuer	As appropriate	<ul style="list-style-type: none"> – Last name; first name; address – Direct tel. no.; direct fax no. – Direct e-mail address – Team e-mail address 	Form: "Reporting contacts"	-
1.10	Changes of contact persons for reporting obligations	As appropriate	<ul style="list-style-type: none"> – Last name; first name; address – Direct tel. no.; direct fax no. – Direct e-mail address – Team e-mail address 	Form: "Reporting contacts"	-
1.11	Change of the link for registering with the e-mail distribution service (subscription) according to Art. 8 Directive Ad hoc Publicity (push system)	As appropriate	New link	Via e-mail: meldepflichten@six-group.com	-
1.12	Change of the path to the directory containing ad hoc notices in accordance with Art. 9 Directive Ad hoc Publicity (pull system)	As appropriate	New link	Via e-mail: meldepflichten@six-group.com	-

Point	Reportable fact	Timing of report	Requirements	Manner of reporting to SIX Exchange Regulation	Manner of publication by SIX Swiss Exchange
2	General details of those parties involved in the ETP structure				
2.01	Change of name	Within five exchange days of entry in the Commercial Register or of the change becoming legally effective	<ul style="list-style-type: none"> – Name old/new; web address old/new – Ticker symbol; security no., ISIN 	Official Notice via e-mail to: kotierung@six-group.com	– Official Notice
2.02	Address change of registered head of office	Within five exchange days of entry in the Commercial Register or of the change becoming legally effective	<ul style="list-style-type: none"> – Name; address; P.O. box; tel. no.; fax no. – Copy of extract from the Commercial Register 	Official Notice via e-mail to: kotierung@six-group.com	-
2.03	Loss of required permit granted by relevant supervisory authority (where granted at all)	Immediately following notification of decision by supervisory authority	<ul style="list-style-type: none"> – Copies of formal decision by supervisory authority 	Official Notice via e-mail to: kotierung@six-group.com	– Official Notice
2.04	Change of one party involved in the structure	Five exchange days prior to change entering into legal force	<ul style="list-style-type: none"> – Security no., ISIN – Information on new participant (including annual financial report) – Details of the continuation of collateral (where change of custodian) 	Official Notice via e-mail to: kotierung@six-group.com	<ul style="list-style-type: none"> – Official Notice – Publication in accordance with terms and conditions
3	Information on the securities				
3.01	Adjustments to the terms of the securities, e.g. with regard to corporate actions affecting the underlying	Immediately	<ul style="list-style-type: none"> – Security no., ISIN – Security no., ISIN of underlying instrument – Terms and conditions old/new (weighting, basket composition, etc.) 	Official Notice via e-mail to: kotierung@six-group.com	<ul style="list-style-type: none"> – Official Notice – Publication in accordance with terms and conditions
3.02	Increase or reduction in number of securities	Annually	<ul style="list-style-type: none"> – Security no., ISIN – Number of securities old/new – Copy of the corresponding global certificate (where applicable) 	Official Notice via e-mail to: kotierung@six-group.com	<ul style="list-style-type: none"> – Official Notice – Publication in accordance with terms and conditions
3.03	Temporary interruption or permanent cessation of regular price determination of underlying instrument (owing to trading suspensions, delisting of underlying instrument, or similar events)	Immediately	<ul style="list-style-type: none"> – Security no., ISIN – Security no., ISIN of underlying instrument – Terms and conditions old/new 	Official Notice via e-mail to: kotierung@six-group.com	<ul style="list-style-type: none"> – Official Notice – Publication in accordance with terms and conditions

Point	Reportable fact	Timing of report	Requirements	Manner of reporting to SIX Exchange Regulation	Manner of publication by SIX Swiss Exchange
3.04	Premature termination by issuer (to the extent provided for in conditions)	According to terms and conditions	<ul style="list-style-type: none"> – Security no., ISIN – Security no., ISIN of underlying instrument – Terms and conditions old/new 	Official Notice via e-mail to: kotierung@six-group.com	<ul style="list-style-type: none"> – Official Notice – Publication in accordance with terms and conditions
3.05	Changes regarding the issuer or one of the parties involved in the structure of the ETP which might impact on the price or valuation of that ETP (e.g. insolvency, bankruptcy or similar)	Immediately	<ul style="list-style-type: none"> – Security no., ISIN – Security no., ISIN of underlying instrument – Description of event – Date – Effects 	Official Notice via e-mail to: kotierung@six-group.com	<ul style="list-style-type: none"> – Official Notice – Publication in accordance with terms and conditions
3.06	Changes with regard to the collateral (as per product conditions)	Immediately	<ul style="list-style-type: none"> – Security no., ISIN – Description of event – Date – Effects 	Official Notice via e-mail to: kotierung@six-group.com	<ul style="list-style-type: none"> – Official Notice – Publication in accordance with terms and conditions