

Rules for the Disclosure Office of SIX Swiss Exchange

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I General Provisions

Art. 1 Disclosure Office

¹ Art. 27 of the Ordinance of the Swiss Financial Market Supervisory Authority FINMA on Financial Market Infrastructures and the Market Conduct Rules for the Securities and Derivatives Market (FMIO-FINMA) requires stock exchanges to establish a Disclosure Office to monitor their disclosure and publication obligations. The Disclosure Office of SIX Swiss Exchange shall be administratively attached to SIX Exchange Regulation AG ("SIX Exchange Regulation").

² The Disclosure Office of SIX Swiss Exchange shall also assume the duties of a Disclosure Office for SDX Trading Ltd pursuant to Art. 27 para. 2 FMIO-FINMA.

Art. 2 Duties

¹ The Disclosure Office shall monitor the disclosure and publication obligations in accordance with Art. 120 seqq. of the Federal Act on Financial Market Infrastructures and the Market Conduct Rules for the Securities and Derivatives Market (FMIA) and Art. 10 seqq. FMIO-FINMA.

² The Disclosure Office shall process applications for rulings in advance (Art. 123 para. 3 FMIA and Art. 21 FMIO-FINMA) as well as exemptions and easier disclosure (Art. 123 para. 2 FMIA and Art. 26 FMIO-FINMA).

³ The Disclosure Office shall bear sole responsibility within SIX Exchange Regulation for fulfilment of the activities specified in clauses 1 and 2 above.

⁴ The Disclosure Office shall essentially inform the public about its activities through notices and in its annual reports.

Art. 3 Secrecy

The employees of the Disclosure Office are obliged to maintain professional secrecy in accordance with Art. 147 FMIA.

II Procedure

Art. 4 Written Form

¹ Applications pursuant to Art. 2 para. 2 must be lodged in writing in French, German or English with the Disclosure Office. In principle the procedure shall be carried out in writing.

² The provisions contained in Art. 8 FMIO-FINMA shall apply to correspondence in writing.

Art. 5 Time Limits

¹ Applications pursuant to Art. 2 para. 2 must be submitted to the Disclosure Office in good time so that the latter has ten trading days after a complete application has been lodged to rule on the application plus a further five trading days within which the Swiss Financial Market Supervisory Authority FINMA may declare to rule on the application itself pursuant to Art. 28 para. 5 FMIO-FINMA.

² The time limits shall be calculated in accordance with Art. 9 FMIO-FINMA.

³ In justified cases and at extra cost, the Disclosure Office can rule on the application within a shorter time limit on request for applications pursuant to Art. 2 para. 2.

Art. 6 Justification

¹ Applications pursuant to Art. 2 para. 2 must be sufficiently justified.

² The Disclosure Office may require additional information and documents or may hear the applicant personally.

³ In principle the Disclosure Office shall reach its decisions on the basis of the facts presented by the applicant.

Art. 7 Suspensive Effect

¹ In principle the lodging of an application pursuant to Art. 2 para. 2 shall not delay the creation of the obligation to notify in accordance with Art. 120 f. FMIA.

² In justified cases the Disclosure Office can on request postpone the obligation to disclose until the issue of its recommendation or order other provisional measures.

III Compensation

Art. 8 Compensation

¹ The Disclosure Office can charge an appropriate compensation for the activities to be carried out on behalf of the Swiss Financial Market Supervisory Authority FINMA, in particular for the processing of applications pursuant to Art. 2 para. 2. The amount of the indemnity shall be set in accordance with the outlay for processing the application, the complexity of the case and of the legal questions and economic capacity of the applicant. The indemnity shall not exceed CHF 45,000.

² In cases which have been processed within a reduced time limit at the request of the applicant an additional fee of CHF 15,000 shall be charged.

³ The compensation can be billed at cost if this exceeds the maximum indemnity in accordance with clauses 1 and 2.

IV Commission of Experts for Disclosure (repealed)

Art. 9 – Art. 11 (repealed)

V Final Provisions

Art. 12 Approval and Entry into Force

¹ These rules were approved by the Swiss Financial Market Supervisory Authority FINMA on 10 December 2015.

² The Rules for the Disclosure Office of SIX Swiss Exchange of 1 May 2012 shall no longer apply. The present rules shall enter into force on 1 January 2016.

Art. 13 Revision

¹ The revision of Art. 1 that was decreed by resolution of the Management Committee of SIX Exchange Regulation on 18 April 2018 and approved by the Swiss Financial Market Supervisory Authority FINMA on 30 April 2018 enters into force on 1 May 2018.

² The revision of Art. 1 and the cancellation of Art. 9-11 that were decreed by resolution of the Management Committee of SIX Exchange Regulation on 26 May 2021 and approved by the Swiss Financial Market Supervisory Authority FINMA on 23 July 2021 enter into force on 15 October 2021.