

Application form for a Declaration of No-Objection or DNO

for a qualifying holding by a bank (with registered office in the Netherlands) in a bank, investment firm or insurer with registered office in a non-Member State, or in a financial institution that has not been issued a certificate of supervised status

Section 3:96 (1) under a, of the Financial Supervision Act (FSA) (Wet op het financieel toezicht)

DeNederlandscheBank

EUROSYSTEM

Please note: This form is exclusively intended for use by banks with registered office in the Netherlands for a prospective holding in:

Expert centre market access

- a bank, an investment firm or insurer with registered office in a **non**-Member State; or
- a financial institution that has **not** been issued a certificate of supervised status as referred to in Section 3:110, FSA.

Besides, for a holding as described above a DNO from De Nederlandsche Bank (DNB) is only required if:

- the application relates to a qualifying holding;¹ and
- the balance sheet total of the bank, investment firm, insurer or financial institution at the time of the acquisition or increase of the holding exceeds 1% of the consolidated balance sheet total of the bank acquiring or increasing the holding; and
- the holding does not relate to a situation as referred to in Section 3:96(5), FSA.

There is a separate form for the application of a DNO for an intended holding of a bank with registered office in the Netherlands in a non-financial institution. This relates to holdings in institutions other than banks, investment firms, insurers or financial institutions. In these cases you should use the "Application form for a Declaration of No-Objection for a bank with registered office in the Netherlands for the acquisition or increase of a qualifying holding in a non-financial institution," which is also available from the DNB website.

For an intended qualifying holding in a settlement institution, bank, investment firm, insurer, financial institution with a certificate of supervised status, a management company of an institution for collective investment in securities or an entity for risk acceptance *with registered office in the Netherlands*, a DNO only needs to be applied for pursuant to Section 3:95(1), FSA. For this purpose a separate application form is available from the DNB website. If these financial institutions have their registered office in another Member State, the intended holding or increase must only be submitted for approval to the supervisory authority in the relevant Member State (and not to DNB). Nonetheless, DNB wants to be informed about the proposed qualifying holding in this situation.

Finally, a qualifying holding in an electronic money institution with registered office in the Netherlands must be submitted to DNB for approval, pursuant to Section 3:108a, FSA.

¹ A qualifying holding is understood to mean: a direct or indirect holding representing 10% or more of the institution's issued capital or the right to exercise, directly or indirectly, 10% or more of the voting rights in an institution, or the right to exercise, directly or indirectly, equivalent control of an institution. The voting rights which a party has or is deemed to have under Section 5:45, FSA are also taken into account.

1 Bank acquiring or increasing the holding:

Name of bank _____

Contact person _____

Department _____

Telephone number of contact person _____

Fax number of contact person _____

Email address of contact person _____

Postal address of bank _____

2 The institution in which the holding is envisaged:

Name of the institution _____

Address of the institution _____

3 Data with respect to the one per cent criterion under Section 3:96(1), under a, FSA:

Consolidated balance sheet total of the bank referred to under 1 at the time of acquisition/increase _____

Balance sheet total of the institution referred to under 2 at the time of acquisition/increase _____

Percentage ratio between balance sheet total of the institution referred to under 2 and the consolidated balance sheet total of the bank referred to under 1 _____

4 Type of DNO being applied for (please tick and complete as appropriate)

- DNO for a fixed percentage, i.e. %
- Bandwidth DNO, for the bandwidth of 10% to % (20, 33, 50 or 100%)²
- Umbrella DNO for indirect qualifying holdings via the institution referred to under 2, as meant in Section 3:102(3), FSA.³

5 Explanation

Please provide us with details of the reasons for acquiring or increasing the qualifying holding in the institution referred to under 2. Within the context of this application, we may ask you for additional information and documents.

² Unlike a fixed percentage DNO, a bandwidth DNO allows the holding to fluctuate within the permitted bandwidth, without requiring a new or adjusted DNO.

³ In the case of indirect holdings, DNB would like to receive an overview of these holdings.

6 Administrative charges

Details of the person to whom the invoice for the processing of this application can be sent:

Name of contact person at the bank	_____
Name of legal person	_____
Postal address	_____
Email address of contact person	_____

7 Signing by the authorised person(s)

You should inform DNB promptly and on your own initiative of any change in circumstances that would cause you to answer the questions above differently. The undersigned declare(s) to have taken notice of this.

The undersigned declare(s) to have filled in this form and any appendix(-ices) fully and truthfully.

Date	__ _ __ _ __ _	Date	__ _ __ _ __ _
Place	_____	Place	_____
Name	_____	Name	_____
Position	_____	Position	_____
Signature	_____	Signature	_____

For queries about this subject, banks may contact their contact person (examining officer) at DNB.

Please send the completed and signed form, with any appendices, to:

De Nederlandsche Bank n.v., Expertisecentrum markttoegang, Postbus 98 AB Amsterdam.