



Notes and other provisions:

1. The assessment as to whether the price is reasonable is based on the expected outlook for the problem institution if the transfer plan were not approved and the transfer regime were not declared applicable. Departures in the transfer plan from statutory regulations or provisions under articles of association do not constitute any grounds for non-approval of the transfer plan (3:159y(2)).
2. The Act also provides for the possibility to prepare and carry out the transfer plan in the context of the application of the emergency regulations to the problem institution or bankruptcy of the problem institution (3:161).
3. The Act deals with the problem of trigger events by limiting the rights which counterparties may exercise towards the problem institution after a resolution measure on the part of DNB (Part 3.5.8).
4. Hearings regarding the transfer regime are held by the District Court in closed sessions (3:159v, 3:159g and 3:159z(2)).