To the Receipt stamp

Financial Market Authority Liechtenstein (FMA)

*Please tick the applicable options, add other remarks and references as required and enclose the signed checklist as an attachment with the written notification of a proposed direct or indirect acquisition, a proposed direct or indirect increase or a proposed disposal of a qualifying holding, making sure to number the respective enclosures. The enclosures are based on the FMA Guidelines 2017/20. The notification, including the enclosures, must be submitted in writing* ***and*** *electronically (PDF format). In the case of notarised (and possibly apostilled) documents, a corresponding note must be applied in the electronic document upon it being submitted electronically if this is not already visible in the electronic document.*

Notification of the following is hereby provided:

[ ]  Qualifying holding in a company to be licensed (art. 3 Commission Delegated Regulation (EU) 2017/1943 in conjunction with Commission Delegated Regulation (EU) 2017/1946; Appendix 1.1 chiff. 28 in conjunction with chiff. 31 Banking Ordinance)

[ ]  Intention to acquire a qualifying holding

[ ]  Intention to increase a qualifying holding

[ ]  Intention to dispose of a qualifying holding

[ ]  Intention to reduce a holding to below a statutory threshold applicable to a qualified holding

in the following

[ ]  investment firm:

[ ]  investment firm with administration rights:

|  |  |
| --- | --- |
| *Name of entity or name*Click here to enter text. | *Legal form*Click here to enter text. |
| *Registered office*  | *Street*  | *Number*  |
| *Postcode*  | *Town or city*  |

**1. Details on the identity of the notifier**

*a) Details if the notifier is a natural person:*

|  |  |  |
| --- | --- | --- |
| *Last name*  | *Last name at birth* | *First name(s)*  |
| *Date of birth*  | *Place of birth*  | *Country of birth*  | *Nationality (nationalities)*  |
| *Address of principal place of residence* | *Street*  | *Number*  |
| *Postcode*  | *Town or city*  |

*a) Details if the notifier is not a natural person:*

|  |  |
| --- | --- |
| *Name of entity*  | *Legal form*  |
| *Registered office*  | *Postcode*  | *Country of registered office*  |
| *Address of main branch* | *Street*  | *Number*  |
| *Postcode*  | *Town or city*  | *Country*  |

*c) Authorised recipient (if appointed)*

|  |  |  |
| --- | --- | --- |
| *Last name (or name of entity)*  | *First name(s) (or legal form)*  | *Date of birth (if applicable)*  |
| *Address of principal place of residence (or main branch)* | *Street*  | *Number*  |
| *Postcode*  | *Town or city*  |

*d) Authorised legal representative, provided the notifier is represented:*

|  |  |  |
| --- | --- | --- |
| *Last name (or name of entity)*  | *First name(s) (or legal form)*  | *Date of birth (if applicable)*  |
| *Address of principal place of residence (or main branch)* | *Street*  | *Number*  |
| *Postcode*  | *Town or city*  |

*e) Contact person[[1]](#footnote-1) (for enquiries):*

|  |  |
| --- | --- |
| *Last name*   | *First name(s)*   |
| *Address* | *Street*  | *Number*  |
| *Postcode*   | *Town or city*   |
| *Telephone number*  | *E-mail address*  |

**2. Further details on the notifier and the planned holding**

*a) The notifier is a legal entity*

|  |
| --- |
| [ ]  No |
| [ ]  Yes, the notifier is a |
|  | [ ]  credit institution | [ ]  payment services institution |
|  | [ ]  insurance company | [ ]  investment firm  |
|  | [ ]  e-money institution | [ ]  investment firm with administration rights |
|  | [ ]  insurance company | [ ]  Other:  |

*b) The responsible supervisory authority (authorities)[[2]](#footnote-2) is (are):*

|  |
| --- |
|   |
|   |
|   |
|   |

*c) Considerable influence:*

Although less than 10% or none of the capital or voting rights are to be held, a considerable influence could be exerted on the management of the target entity (e.g. via a holding that confers a veto right): [ ]  No [ ]  Yes

 [ ]  n/a, as more than 10%

*d) Scope of the current and planned direct or indirect holding in the target entity / extend of the direct or indirect qualifying holding in the company to be licensed:*

|  |  |
| --- | --- |
| *Type of shares* |   |
| *Purchase price (including criteria relating to its determination and explanations should the purchase price differ from the market price)* |   |

|  |  |  |  |
| --- | --- | --- | --- |
| Current capital share | Planned capital share | Planned voting rights share as a percentage | Capital of target entity in CHF |
| as a percentage | in CHF[[3]](#footnote-3) | as a percentage | in CHF |
|   |   |   |   |
| Current attributable equity holding in the target entity: |   |
| Planned attributable equity holding in the target entity: |   |

As a result of the planned holding, the interested acquirer will gain control of the target entity within the meaning of a considerable influence in accordance with Article 1097(1) of the Persons and Companies Act (*Personen- und Gesellschaftsrecht*; PGR):

|  |  |
| --- | --- |
|  [ ]  No, justification: |   |
| [ ]  Yes, justification: |   |

**3. Information to be enclosed**

Details on the information to be included in the enclosures can be found in the FMA Guidelines 2017/20 and Appendix 1.1 chiff. 31 Banking Ordinance.

|  |
| --- |
| Applicability of reduced reporting obligations in accordance with art. 13 Commission Delegated Regulation (EU) 2017/1946: |
| [ ]  No | [ ]  Yes |
| *The interested acquirer must provide**the following information.* | *The interested acquirer can make use of the reduced obligations and must provide the records and documents listed in* ***art. 13.*** |

The presented enclosures must bear the relevant enclosure number in accordance with the following table. In specific cases, should it only be necessary to provide an enclosure on a reduced basis or in part, the original of a corresponding signed and dated declaration from the interested acquirer must be enclosed under all circumstances. If it is not possible to provide a declaration for one of the named points, a written justification must be submitted to the FMA.

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **Annex 3,FMA Guidelines** | **Brief description of enclosure** | **Enclosure** | **Remarks** | **Field reserved for the FMA** |
| **enclosure no.** | **Enclosed** | **Not enclosed** | **Not applicable** |
| **Section** | **Point** | **Letter** |
| 3 | 1\* | a | General information relating to the identity of the proposed acquirer |  | [ ]  | [ ]  | [ ]  |   |  |
| eg enclosure 1 |
| b |  | [ ]  | [ ]  | [ ]  |   |  |
| eg enclosure 2 |
| 2 | a |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| b |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| c |  | [ ]  | [ ]  | [ ]  |   |  |
|   |  |
|  |  |  |  |   |
| **Annex 3,FMA Guidelines** | **Brief description of enclosure** | **Enclosure** | **Remarks** | **Field reserved for the FMA** |
| **enclosure no.** | **Enclosed** | **Not enclosed** | **Not applicable** |
| **Section** | **Point** | **Letter** |
| 3 | 2 | d | General information relating to the identity of the proposed acquirer |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| e |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| 3 | a |  | [ ]  | [ ]  | [ ]  |   |  |
|   |  |
| b |   | [ ]  | [ ]  | [ ]  |   |  |
|   |
| c |  | [ ]  | [ ]  | [ ]  |  |
|   |  |
| 4\* |  | a1–4 | Additional information relating to the proposed acquirer that is a natural person |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| b |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| c |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| d |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| e |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| f1–4 |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| g |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| 5 | 1 | a1–4 | Additional information relating to the proposed acquirer that is a legal person |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| b |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| c1–4 |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| d |  | [ ]  | [ ]  | [ ]  |   |  |
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| e |  | [ ]  | [ ]  | [ ]  |   |  |
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| **Annex 3,FMA Guidelines** | **Brief description of enclosure** | **Enclosure** | **Remarks** | **Field reserved for the FMA** |
| **enclosure no.** | **Enclosed** | **Not enclosed** | **Not applicable** |
| **Section** | **Point** | **Letter** |
| 5 | 1 | f | Additional information relating to the proposed acquirer that is a legal person |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| g |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| h |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| i1–3 |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| j |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| 2 | a |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| b |  | [ ]  | [ ]  | [ ]  |  |
|   |
| c |  | [ ]  | [ ]  | [ ]  |
|   |
| 3 | a |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| b |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| c |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| 6 |  | a | Information on the persons that will effectively direct the business of the target entity |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| b |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
|  |  |  |  |  |  |  |  |  |  |
| **Annex 3,FMA Guidelines** | **Brief description of enclosure** | **Enclosure** | **Remarks** | **Field reserved for the FMA** |
| **enclosure no.** | **Enclosed** | **Not enclosed** | **Not applicable** |
| **Section** | **Point** | **Letter** |
| 6\* | 1 | c | Information on the persons that will effectively direct the business of the target undertaking |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| d1-4 |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| e |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| f |  | [ ]  | [ ]  | [ ]  |   |  |
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| g |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| h |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| 7 |  | a | Information relating to the proposed acquisition |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| b |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| c1–4 |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| d |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| e |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| f | 5 | [ ]  | [ ]  | [ ]  |   |  |
|   |
| 8 | 1 |  | Information on the new proposed group structure and its impact on supervision |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| 2 |  |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| 9 |  | a | Information relating to the financing of the proposed acquisition |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
|  | b |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| c |  | [ ]  | [ ]  | [ ]  |   |  |
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|  |  |  |  |  |  |  |  |  |  |
| **Annex 3,FMA Guidelines** | **Brief description of enclosure** | **Enclosure** | **Remarks** | **Field reserved for the FMA** |
| **enclosure no.** | **Enclosed** | **Not enclosed** | **Not applicable** |
| **Section** | **Point** | **Letter** |
| 9 |  | d | Information relating to the financing of the proposed acquisition |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| e |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| f |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| 10 |  | a | Additional information for qualifying holdings | up to 20%  |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| b |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| c |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| 11 | 1 |  | 20% and up to 50%  |  | [ ]  | [ ]  | [ ]  |   |  |
|   |
| 2 |  | [ ]  | [ ]  | [ ]  |
|   |
| 12 | 1–5 |  | 50% or more |  | [ ]  | [ ]  | [ ]  |   |  |
|   |

**Please note:**

If it is not possible to provide a declaration for one of the named points, a written justification must be submitted to the FMA.

If an involved qualified natural person or legal entity has already been checked by the FMA, any changes that have occurred since the last check must also be documented, with the provision of express confirmation that there are no further changes in addition to the stated changes. The completeness and accuracy of these details must be confirmed at the same time. In individual cases, the FMA will request the updating of documents that are already available.

By providing their signature, the undersigned confirm that the details provided in the checklist, including the enclosures and other information, are complete and accurate.

**Data protection**

The FMA processes personal data exclusively in accordance with the general data processing principles of  the General Data Protection Regulation (Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC) as well as in line with the Liechtenstein data protection law.

Information regarding the processing of personal data, as well as details about the processing purpose, the data controller and the rights of data subjects can be found in the FMA Privacy Policy: <https://www.fma-li.li/en/fma/data-protection/fma-privacy-policy.html>

……………………………., …… …… ………….. ………………………………………………………….

(Place, date) (Name in block capitals and signature of first authorised representative)

 ………………………………………………………….

 (Name in block capitals and signature of second authorised representative)

1. In addition to the address, please also provide, if known, the contact person and his or her contact details (telephone number, e-mail address). [↑](#footnote-ref-1)
2. [↑](#footnote-ref-2)
3. Proposed direct share of the preceding company from the chain of ownership in the target entity named here (no attributable holdings). [↑](#footnote-ref-3)