

Appl. to pursue activity in the case of material changes in facts pursuant to Art. 7 para. 2 FMIA_

General information

PDF language

Financial market infrastructure concerned:

Please note: Applications concerning changes to the Board of Directors (or the body for governance, supervision and control), the Executive Board, concerning the qualified participants or the members of an independent body for the purpose of Article 27 para. 2 FMIA must be submitted separately using the form "Application for changes concerning members of corporate bodies pursuant to the FMIA").

- Stock exchange pursuant to Article 26 let. b FMIA (incl. regulatory and supervisory organisation within the meaning of Article 27 FMIA)
- Multilateral trading facility pursuant to Article 26 let. c FMIA
- Central counterparty pursuant to Article 48 FMIA
- Central securities depository pursuant to Article 61 FMIA
- Trade repository pursuant to Article 74 FMIA
- Payment system pursuant to Article 81 FMIA
- Consolidated supervision

This form lists the information and documents which are required to submit an application and is to be completed electronically. Further information about submitting an application can be found on the FINMA website.

Important:

It is imperative that all fields are completed, since these have consequences for the further processing of the application template. Unless stated otherwise, a simple copy of the documents to be submitted is sufficient.

Will the application be submitted entirely via the electronic platform?

Yes No

Confirmation that the applicant will keep all originals and can provide these to FINMA at any time.

Confirmation that the applicant will subsequently submit the delivery note generated by the EHP following the electronic submission of the authorisation application to FINMA by mail.

Contact details

Is the applicant being represented?

Yes No

Contact details of the authorized representative:

Company name, registered office and address of the authorized representative:

Surname:

First name:

Title:

Function and organisational unit:

Telephone number (direct dial):

Email:

Contact details for the applicant:

Surname and first name:

Title:

Signatory power according to the commercial register:

Function and organisational unit:

Telephone number (direct dial):

Email:

1. Details of the applicant

Company:

Street:

P.O. Box:

Postcode:

City:

Email:

Telephone:

Website:

Legal form and business identification number (UID):

Is the financial market infrastructure systemically important in the meaning of Article 22 ff. FMIA?

Yes No

Does the change have an impact on any authorisation as a reviewing body for prospectuses pursuant to Article 52 FinSA?

Yes No

Impact of the change on the authorisation:

Does the change have an impact on any authorisation as a registration body for prospectuses pursuant to Article 31FinSA?

Yes No

Impact of the change on the authorisation:

2. Type of change(s)

2.1 Change(s) to organisational documentation, particularly articles of association, partnership agreements and regulations (e.g. organisational regulations, competency rules, etc.)

2.2 Change(s) concerning the organisation of the financial market infrastructure

2.3 Change(s) concerning the rules on corporate governance of the financial market infrastructure

2.4 Change(s) to regulations of the trading venues in the context of self-regulation pursuant to Article 27 para. 4 FMIA

2.5 Change(s) to tariffs for disclosure offices of a trading venue pursuant to Article 5 para. 5 FMIO-FINMA

- 2.6 Change(s) to tariffs for disclosure offices of a stock exchange pursuant to Article 27 para. 4 FMIO-FINMA
- 2.7 Change(s) with a material impact on the risk profile of the financial market infrastructure:
 - on the risk model used
 - on the collateral model used
 - on the capital adequacy
 - on the liquidity
 - on the participant default management procedure
 - Other changes with an impact on the risk profile of the financial market infrastructure
- 2.8 Change(s) concerning ancillary services provided by the financial market infrastructure (commencement, change or discontinuation of an ancillary service)
- 2.9 Change(s) concerning the outsourcing of essential services within the meaning of Article 11 para. 1 FMIA in conjunction with Article 12 FMIO
- 2.10 Change(s) with an impact on the financial market infrastructure's IT systems
- 2.11 Change(s) concerning the international business
- 2.12 Change(s) concerning the access to the financial market infrastructure
- 2.13 Change(s) concerning an interoperability agreement (conclusion or amendment)
- 2.14 Change(s) concerning links between central securities depositories (conclusion or amendment):
 - Interoperable link pursuant to Article 71 para. 1 let. a in conjunction with Article 70 let. a FMIA
 - Access agreement pursuant to Article 71 para. 1 let. b in conjunction with Article 70 let. b FMIA
- 2.15 Further change(s)

2.1 Change(s) to organisational documentation, particularly articles of association, partnership agreements and regulations (e.g. organisational regulations, competency rules, etc.)

Document being changed:

Planned date of the change(s):

Description of the change(s):

Reasons for the change(s):

Impact of the change(s) on the applicant (particularly in financial, personnel and organisational terms):

Substantiated justification of the eligibility of the change(s) for approval or authorisation:

The amended documents in "track changes" mode are to be named in section 4 "Enclosures" and uploaded as attachments to the survey in the survey mask.

(Changes to the articles of association are to be approved by FINMA before they are presented at the annual general meeting. FINMA will issue the certificate for the commercial registry office a copy of the notarially authenticated resolution of the general meeting including the legally validly signed copy of the articles of association are submitted.)

2.2 Change(s) concerning the organisation of the financial market infrastructure

Description of the change(s):

Planned date of the change(s):

Reasons for the change(s):

Impact of change(s) on the applicant (particularly in financial, personnel and organisational terms):

Substantiated justification of the eligibility of the change(s) for approval or authorisation:

The complete documentation of the change(s) is to be named in section 4 "Enclosures" and uploaded as attachments to the survey in the survey mask.

2.3 Change(s) concerning the rules on corporate governance of the financial market infrastructure

Under the rules on corporate governance, the following topics are considered here as relevant to authorisation: determination of the organisation in the articles of association and (organisational) regulations, tasks, responsibilities and independence of the Board of Directors, the Executive Board and the internal audit function as well as their delimitation from one another; structuring of the remuneration system of the FMI in the remuneration regulations and if applicable, articles of association (incl. Executive Board and Board of Directors) as well as structuring of the remuneration/compensation committee; mapping of risk management, compliance and ICS in the organisational regulations.

Description of the change(s):

Planned date of the change(s):

Reasons for the change(s):

Impact of change(s) on the applicant (particularly in financial, personnel and organisational terms):

Substantiated justification of the eligibility of the change(s) for approval or authorisation:

The complete documentation of the change(s) is to be named in section 4 "Enclosures" and uploaded as attachments to the survey in the survey mask.

2.4 Change(s) to regulations of the trading venues in the context of self-regulation pursuant to Article 27 para. 4 FMIA

Description of change(s):

Planned date of the change(s):

Reasons for the change(s):

Impact of change(s) on the applicant (particularly in financial, personnel and organisational terms):

Substantiated justification of the eligibility of the change(s) for approval or authorisation:

The amended documents in "track changes" mode are to be named in section 4 "Enclosures" and uploaded as attachments to the survey in the survey mask.

2.5 Change(s) to tariffs for reporting offices of a trading venue pursuant to Article 5 para. 5 FMIO-FINMA

Description of the change(s):

Planned date of the change(s):

Reasons for the change(s):

Impact of change(s) on the applicant (particularly in financial, personnel and organisational terms):

Substantiated justification of the eligibility of the change(s) for approval or authorisation, particularly details concerning "adequacy" (see Art. 5 para. 5 clause 1 FMIO-FINMA):

The amended documents in "track changes" mode are to be named in section 4 "Enclosures" and uploaded as attachments to the survey in the survey mask.

2.6 Change(s) to tariffs for disclosure offices of a stock exchange pursuant to Article 27 para. 4 FMIO-FINMA

Description of the change(s):

Planned date of the change(s):

Reasons for the change(s):

Impact of change(s) on the applicant (particularly in financial, personnel and organisational terms):

Substantiated justification of the eligibility of the change(s) for approval or authorisation, particularly details concerning "adequacy" (see Art. 27 para. 4 clause 1 FMIO-FINMA):

The amended documents in "track changes" mode are to be named in section 4 "Enclosures" and uploaded as attachments to the survey in the survey mask.

2.7 Change(s) with an impact on the risk profile of the financial market infrastructure

Description of change(s):

Planned date of the change(s):

Reasons for the change(s):

Impact of the change(s) on the risk profile of the financial market infrastructure and risk-mitigating measures:

Substantiated justification of the eligibility of the change(s) for approval or authorisation:

The amended documents in "track changes" mode are to be named in section 4 "Enclosures" and uploaded as attachments to the survey in the survey mask.

2.8 Change(s) concerning ancillary services provided by the financial market infrastructure (commencement, change or discontinuation of an ancillary service)

Description of the change(s):

Planned date of the change(s):

Reasons for the change(s):

Impact of change(s) on the applicant (particularly in financial, personnel and organisational terms):

Impact of the change(s) on the risk profile of the financial market infrastructure:

Substantiated justification of the eligibility of the change(s) for approval or authorisation:

The amended documents in "track changes" mode are to be named in section 4 "Enclosures" and uploaded as attachments to the survey in the survey mask.

2.9 Change(s) concerning the outsourcing of essential services within the meaning of Article 11 para. 1 FMIA in conjunction with Article 12 FMIO

Please tick as appropriate (all options possible):

- 2.9.1 New outsourcing of an essential service
- 2.9.2 Change to an existing outsourcing of an essential service
- 2.9.3 Change of service provider for an existing outsourcing of an essential service
- 2.9.4 Discontinuation of outsourcing of an essential service

2.9.1 New outsourcing of an essential service

Service to be outsourced:

Planned date of outsourcing:

Company name of service provider:

Registered office:

Country where service will be provided:

Is the service provider subject to supervision by FINMA or another supervisory authority (please provide details):

Does it concern an internal (i.e. within the group) or external outsourcing:

Is a sub-outsourcing included in the approval of the outsourcing?

Yes No

Please give reasons:

Subcontractor:

(factual) description of the service to be outsourced

Legal information on the "essential nature" of the outsourcing:

Reasons for the outsourcing:

General description of the evaluation process and details of the general selection criteria:

Case-related reasons for selecting the service provider:

Remarks on the substitutability of the service provider:

Details of the person/people responsible for the service to be outsourced at the service provider (with details of function and organisational unit):

Details of the person/people responsible for the service to be outsourced at the applicant (with details of function) and the responsible organisational unit:

Description of the integration of the service to be outsourced into the internal control system and the ongoing monitoring of the services provided by the service provider (cf. Art. 11 para. 3 FMIO):

In the case of outsourcing to another country: Description of the technical and organisational measures taken to ensure adherence to professional confidentiality and data protection under Swiss law as well as the measures taken to inform the financial market infrastructure's contractual partner whose data are to be sent to a service provider abroad (cf. Art. 11 para. 1 FMIO):

Description of the data affected by the outsourcing (non-public data):

Location of data storage of the primary data (not the backup):

Description of how the financial market infrastructure, its internal audit function, the external audit firm, FINMA and – in the case of systemically important financial market infrastructures - the SNB are able to inspect and access the outsourced service (cf. Art. 11 paras. 2 and 5 FMIO):

Impact of the outsourcing on the applicant (particularly in financial, personnel and organisational terms and with regard to business continuity):

Substantiated justification of the eligibility for approval of the outsourcing:

The outsourcing contract (cf. Art. 11 para. 2 FMIO) and any other documentation are to be named in section 4 "Enclosures" and uploaded as attachments to the survey in the survey mask.

2.9.2 Changes to an existing outsourcing of an essential service

Outsourced service:

Date of first approval by FINMA (where applicable):

Company name of service provider:

Country:

Country where service will be provided:

Is the service provider subject to supervision by FINMA or another supervisory authority (please provide details):

Does it concern an internal (i.e. within the group) or external outsourcing:

Is a sub-outsourcing included in the approval of the outsourcing?

Yes No

Please give reasons:

Subcontractor:

Detailed description of the change(s):

Planned date of the change(s):

Reasons for the change(s):

Details of the person/people responsible for the service to be outsourced at the service provider (with details of function and responsible organisational unit):

Details of the person/people responsible for the service to be outsourced at the applicant (with details of function) and the responsible organisational unit:

Description of the integration of the service to be outsourced into the internal control system and the ongoing monitoring of the services provided by the service provider (cf. Art. 11 para. 3 FMIO):

In the case of outsourcing to another country: Description of the technical and organisational measures taken to ensure adherence to professional confidentiality and data protection under Swiss law as well as the measures taken to inform the financial market infrastructure's contractual partner whose data are to be sent to a service provider abroad (cf. Art. 11 para. 1 FMIO):

Description of the data affected by the outsourcing (non-public data):

Location of data storage of the primary data (not the backup):

Description of how the financial market infrastructure, its internal audit function, the external audit firm, FINMA and – in the case of systemically important financial market infrastructures - the SNB are able to inspect and access the outsourced service:

Impact of change(s) on the applicant (particularly in financial, with regards to personnel and organisational terms and with regard to business continuity):

Substantiated justification of the eligibility of the change(s) for approval:

The amended outsourcing contract (in "track changes" mode) and the complete documentation of the change(s) are to be named in section 4 "Enclosures" and uploaded as attachments to the survey in the survey mask.

2.9.3 Changes of service provider for an existing outsourcing of an essential service

Outsourced service:

Date of first approval by FINMA (where applicable):

Company name and registered office of the previous service provider:

Date of the change:

Company name of the new service provider:

Country:

Country where the service will now be provided:

Is the service provider subject to supervision by FINMA or another supervisory authority (please provide details):

Is a sub-outsourcing included in the approval of the outsourcing?

Does it (now) concern an internal (i.e. within the group) or external outsourcing: Yes No

Please give reasons:

Subcontractor:

Description of the new service provider:

Reasons for the change(s):

General description of the evaluation process and details of the general selection criteria:

Case-related reasons for selecting the service provider:

Remarks on the substitutability of the service provider:

Details of the person/people responsible for the service to be outsourced at the service provider (with details of function and responsible organisational unit):

Details of the person/people responsible for the service to be outsourced at the applicant (with details of function) and the responsible organisational unit:

Description of the integration of the service to be outsourced into the internal control system and the ongoing monitoring of the services provided by the service provider (cf. Art. 11 para. 3 FMIO):

In the case of outsourcing to another country: Description of the technical and organisational measures taken to ensure adherence to professional confidentiality and data protection under Swiss law as well as the measures taken to inform the financial market infrastructure's contractual partner whose data are to be sent to a service provider abroad (cf. Art. 11 para. 1 FMIO):

Description of the data affected by the outsourcing (non-public data):

Location of data storage of the primary data (not the backup):

Description of how the financial market infrastructure, its internal audit function, the external audit firm, FINMA and – in the case of systemically important financial market infrastructures – the SNB are able to inspect and access the outsourced service:

Impact of change(s) on the applicant (particularly in financial, with regards to personnel and organisational terms and

with regard to business continuity):

Justification of the eligibility of the change(s) for approval:

The outsourcing contract (cf. Art. 11 para. 2 FMIO) and any other documentation are to be named in section 4 "Enclosures" and uploaded as attachments to the survey in the survey mask.

2.9.4 Discontinuation of outsourcing of an essential service

Description of the change(s) and, in particular, where (organisational unit) and how (planned resources) the service is to be provided:

Planned date of the change(s):

Date of first approval of the outsourcing by FINMA (where applicable):

Reasons for the change(s):

Description of any special features of the process for reversing the outsourcing:

Impact of change(s) on the applicant (particularly in financial, personnel and organisational terms and with regard to business continuity):

Description of the integration of the service to be insourced into the internal control system and ongoing monitoring:

Impact of the change(s) on the risk profile of the financial market infrastructure:

Substantiated justification of the eligibility of the change(s) for approval or authorisation:

The complete documentation of the change(s) is to be named in section 4 "Enclosures" and uploaded as attachments to the survey in the survey mask.

2.10 Change(s) with an impact on the financial market infrastructure's IT systems

Description of the change(s) and graphical outline of the change(s) (optionally in section 4 "Enclosures"):

Planned date of the change(s):

Reasons for the change(s):

Impact of the change(s) on the risk profile of the financial market infrastructure:

Further impacts on the applicant:

Substantiated justification of the eligibility of the change(s) for approval or authorisation:

The complete documentation of the change(s) is to be named in section 4 "Enclosures" and uploaded as attachments to the survey in the survey mask.

2.11 Change(s) concerning the international business:

Please tick as appropriate (multi-selection possible)

2.11.1 Establishment / acquisition / discontinuation of subsidiaries, branches or representations abroad with an impact on the risk profile

2.11.2 Change in the business activities of subsidiaries, branches or representations abroad with an impact on the risk profile

2.11.3 Further change(s) concerning international business with an impact on the risk profile (e.g. commencement, change or discontinuation of the business activity abroad)

2.11.1 Establishment / acquisition / discontinuation of subsidiaries, branches or representations abroad with an impact on the risk profile

Name of the entity:

Domicile/registered office (incl. office address):

Legal form:

Type of entity concerned:

Description of entity's activities:

Details of the entity's organisation (particularly with regard to risk management and compliance at the applicant)

Names of the people responsible for governance, supervision and control as well as for the business management incl. details of any further functions held by these people at other entities within the group:

Details of consolidated supervision (where applicable):

Details of the reporting lines and control activities (risk management and compliance):

Details of the existing authorisations (or other licences under financial market law) and financial market supervision within Switzerland and abroad in connection with the activity performed (where applicable):

Details of the regulatory audit firm (or auditing body) (where applicable):

Details of the competent supervisory authority (where applicable):

Details of the reasons for the establishment / acquisition / discontinuation:

Planned date of the establishment / acquisition / discontinuation:

Impact of establishment / acquisition / discontinuation on the applicant (particularly in financial, personnel and organisational terms):

Substantiated justification of the eligibility of the change(s) for approval or authorisation:

The complete documentation of the change(s) including the business plan pursuant to Article 16 para. 1 let. a FMIO is to be named in section 4 "Enclosures" and uploaded as attachments to the survey in the survey mask.

2.11.2 Change in the business activities of subsidiaries, branches or representations abroad with an impact on the risk profile

Name of the entity:

Domicile/registered office (incl. office address):

Legal form:

Type of entity concerned:

Description of entity's activities:

Detailed description of the change(s):

Planned date of the change(s):

Reasons for the change(s):

Details of the existing authorisation in connection with the activity performed and any impact of the change of the authorisation situation (where applicable):

Details of the regulatory audit firm (or auditing body) (where applicable):

Details of the competent supervisory authority (where applicable):

Impact of change(s) on the applicant (particularly in financial, personnel and organisational terms):

Substantiated justification of the eligibility of the change(s) for approval or authorisation:

The complete documentation of the change(s) including the business plan pursuant to Article 16 para. 1 let. a FMIO is to be named in section 4 "Enclosures" and uploaded as attachments to the survey in the survey mask.

2.11.3 Further change(s) concerning international business with an impact on the risk profile (e.g. commencement, change or discontinuation of business activity abroad)

Description of the change(s):

Planned date of the change(s):

Reasons for the change(s):

Details of the existing authorisation in connection with the activity performed and any impact of the change of the authorisation situation (where applicable):

Details of the regulatory audit firm (or auditing body) (where applicable):

Details of the competent supervisory authority (where applicable):

Impact of change(s) on the applicant (particularly in financial, personnel and organisational terms):

Substantiated justification of the eligibility of the change(s) for approval or authorisation:

The complete documentation of the change(s) including the business plan pursuant to Article 16 para. 1 let. a FMIO is to be named in section 4 "Enclosures" and uploaded as attachments to the survey in the survey mask.

2.12 Change(s) concerning the access to the financial market infrastructure

Description of the change(s):

Planned date of the change(s):

Reasons for the change(s):

Impact of change(s) on the applicant (particularly in financial, personnel and organisational terms) and on the affected participants:

Substantiated justification of the eligibility of the change(s) for approval or authorisation:

The complete documentation of the change(s) is to be named in section 4 "Enclosures" and uploaded as attachments to the survey in the survey mask.

2.13 Change(s) concerning an interoperability agreement (conclusion or amendment)

Description of the change(s):

Planned date of the change(s):

Reasons for the change(s):

Impact of change(s) on the applicant (particularly in financial, personnel and organisational terms):

Substantiated justification of the eligibility of the change(s) for approval or authorisation:

The complete documentation of the change(s) including the interoperability agreement in "track changes" mode is to be named in section 4 "Enclosures" and uploaded as attachments to the survey in the survey mask.

2.14 Change(s) concerning links between central securities depositories (conclusion or amendment)

Description of the change(s):

Planned date of the change(s):

Reasons for the change(s):

Description of the rules, procedures and controls used by the central securities depository to identify, limit and monitor the risks resulting from its link:

Description of how the central securities depository reconciles its records and checks their correctness.

Impact of change(s) on the applicant (particularly in financial, personnel and organisational terms):

Substantiated justification of the eligibility of the change(s) for approval or authorisation:

The complete documentation of the change(s) including the agreement in "track changes" mode is to be named in section 4 "Enclosures" and uploaded as attachments to the survey in the survey mask.

2.15 Further change(s)

Description of the change(s):

Planned date of the change(s):

Reasons for the change(s):

Impact of change(s) on the applicant (particularly in financial, personnel and organisational terms):

Substantiated justification of the eligibility of the change(s) for approval or authorisation:

The complete documentation of the change(s) is to be named in section 4 "Enclosures" and uploaded as attachments to the survey in the survey mask.

3. Supplementary remarks

Further supplementary remarks

4. Enclosures

Unless stated otherwise, a simple copy of the documents to be submitted is sufficient. The enclosures are to be named in the list below and uploaded as attachments to the survey in the survey mask.

Legally validly signed power of attorney

Supplementary documents

Document:

Enclosure no.:

5. Confirmation

By submitting this form you confirm that the information contained in this application to FINMA has been provided completely and truthfully and in the knowledge of the criminal law provisions contained in the Swiss Federal Act on Swiss Financial Market Supervisory Authority (specifically Ar. 45 FINMASA). FINMA reserves the right to check the information and to request supplementary information where necessary (cf. Art. 29 FINMASA). You further confirm that all originals of the enclosures submitted with the application have been kept and can be made available to FINMA at any time.