

Annex 33 to the GTC of OeKB CSD

Risk Assessment in the Course of the Acceptance of a Security in Custody and Administration by OeKB CSD as Issuer CSD

In the context of risk assessment in the course of the acceptance of a security in custody and administration by OeKB CSD as Issuer CSD both the issuer and the issue to be entered into the books will be subjected to assessment.

Risk assessment will be carried out in accordance with Article 49 para. 3 CSDR and with Articles 88 and 89 of the Commission Delegated Regulation (EU) 2017/392 and shall assess legal, financial and operational risks, in particular,

- a. Whether the issuer is capable of fulfilling its obligations according to the GTC in full, and thereof in particular acc. to Section 2.6 (1) to submit to OeKB CSD the complete information required for the safekeeping and administration of its security as specified in Annex 9 (Information Required for the Safekeeping and Administration) in order to enable OeKB CSD to ensure the integrity and administration of the issue;
- b. Whether the entry in the books of the security of the issuer will result in OeKB CSD having to undertake significant changes of its operations affecting its risk- management procedures and endangering the smooth functioning of the securities settlement system operated by OeKB CSD.
- c. Whether the currency requested by the issuer for its issue corresponds to Annex 15 (Guideline for Cash Account Administration) and can therefore be processed by the securities delivery and settlement system of OeKB CSD; and
- d. Whether OeKB CSD provides the function of Notary Service and Safekeeping as regards the security being governed by the company law or comparable legal provisions of the member state involved.

If the result of the risk assessment is negative, the application to accept the security in custody and administration by OeKB CSD as Issuer CSD shall be rejected.