



## **NOTICE 03/2007**

### **OTC Broker Registration Process**

1.July.2010

[Translation – Version 1]

## **Versions Index**

### **24.December.2007**

Initial Version

### **18.November.2008**

Registration with The Portuguese Securities Market Commission (CMVM) as a MIBEL Derivatives Market Rule as a EU Regulated Market according to Directive 2004/39/EC of the European Parliament and of the Council of 21 April 2004 on markets in financial instruments (MiFID))

### **1.July.2010**

Modification of numbers 1 and 2

## **DISCLAIMER**

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Under the provisions of **number 4 of article 11 of the OMIP Trading Rulebook**, OMIP approves the present Notice which sets the terms and procedure for the registrations of OTC Broker.

#### A. Requirements for the registration of OTC Broker

1. The status of OTC Broker can be acquired by the Trading Members and any entity which has within its corporate purpose the capacity to pursue such activity and which celebrates the "OTC Broker Registration Agreement".

#### B. Procedures for the registration of OTC Broker

2. Apart from the requirements mentioned in the previous number, the candidates with exception of the Trading Members, are required to present the following elements in order to obtain OTC Broker capacity status:
  - a) Registration Request;
  - b) Updated copy of the corporate contract;
  - c) Trade Register Certificate;
  - d) The shareholders who possess, directly or indirectly, more than 10% of the company's share capital.
3. Unless otherwise stated, the documents used for the registration process must be signed by the candidate or by their representative with the necessary powers for that purpose.

#### C. Operators

4. The OTC Broker candidates must name the people, one being the minimum, who will assume the function of Operator, providing their identification, professional qualifications and contracts in a written communication to OMIP.
5. The OTC Broker must maintain the information mentioned in the previous number up to date and write to OMIP, with the due prior notice, informing of the cessation of the corresponding operators and naming the new ones.
6. OMIP reserves the right to refuse the attribution of Operator Status to the people named for it, informing the candidate or the OTC Broker by written notice of its decision, which shall be duly justified.

#### D. Bilateral Transactions support Account

7. With the acceptance of the OTC Broker registration, OMIP provides an account for the communication of Bilateral Transactions between Trading Members.

#### E. Technical Conditions and Technological Guide

8. Articles 31 and 32 of the Trading Rulebook are applied to OTC Broker in what refers to the technical conditions and technological guide.

#### F. Subsidiary application

9. Regarding everything else which is not specifically regulated in the present Notice, the provisions of the Trading Rulebook will be applied, with the due adaptations, regarding the OTC Broker and its intervention.

#### Entry into effect

10. This Notice enters into effect on July 1<sup>st</sup>, 2010.

*The Executive Commission*