

**STATEMENT ON THE COMPLIANCE WITH THE PROVISIONS OF ARTICLE 10 EA),  
EB), EC) AND ED) OF THE ACT XXIII OF 2003 ON SETTLEMENT FINALITY IN  
PAYMENT AND SECURITIES SETTLEMENT SYSTEMS**

The Clients with registered seat abroad of KELER Ltd. make this statement concerning compliance with the provisions of Article 10 ea), eb), ec) and ed) of the Act XXIII of 2003 on Settlement Finality in Payment and Securities Settlement Systems based on the KELER General Business rules.

**Please read the instructions set out on the following page attentively before the filling out of this statement!**

**1. Information of the company making the statement**

Corporate name: .....

Registered seat: .....

Tax number: .....

Company registry number: .....

**2. The compliance with the Article 10 ea), eb), ec) and ed) of the Act XXIII of 2003 on Settlement Finality in Payment and Securities Settlement Systems**

Under penalty of perjury we state that the company defined above:

- has been established and registered according to the laws of the home country, and it is capable of exercising the rights and obligations arising from, or in connection with, its participation in the system
- participating of the company in the system operated by KELER is not contradictory to the laws of the home country,
- the laws of the home country require no further action for enabling the company to fulfill its obligations arising from, or in connection with, its participation in the system operated by KELER without limitations,
- where payment limitation proceedings are opened against the participant, the laws of the home country provide an adequate level of protection in accordance with Section 4 and Section 8 of the Act XXIII of 2003 on Settlement Finality in Payment and Securities Settlement Systems for other participants in the system.

Place and date: ....., .....

.....  
authorised signature

## SECTION 4 AND SECTION 8 OF THE ACT XXIII OF 2003 ON SETTLEMENT FINALITY IN PAYMENT AND SECURITIES SETTLEMENT SYSTEMS

### Legal Effect of Netting Arrangements and Transfer Orders Section 4

(1) From the date specified in Paragraph a) of Subsection (1) of Section 3 the execution of payment orders submitted by a participant undergoing payment limitation proceedings and netting arrangements may be carried out irrevocably without prejudice to the opening of payment limitation proceedings against the participant of the system.

(2) Subsection (1) shall apply mutatis mutandis at the opening of payment limitation proceedings against a participant of the interoperable system or against the system operator of an interoperable system which is not a participant.

(3) Where transfer orders are entered into a system after the date provided for in Subsection (2) of Section 5 and are carried out within the business day, as defined by the rules of the system, during which the opening of such payment limitation proceedings occur, they shall be legally enforceable and binding on third parties only if the system operator can prove that, at the time specified in Paragraph b) of Subsection (1) of Section 3 it was neither aware, nor should have been aware, of the opening of such proceedings.

### Integrity of Collateral Security in Payment Limitation Proceedings Section 8

(1) Where payment limitation proceedings are opened against any participant of a system and interoperable system, the system operator of an interoperable system which is not a participant, the central bank of a Member State of the European Union, an institution providing central counterparty clearing services to the European Central Bank and any third party which provided the collateral security shall not prevent the satisfaction of the claim of any participant and the system operator of a system and interoperable system from such collateral security.

(2) The opening of payment limitation proceedings against a participant or the system operator of an interoperable system shall not prevent - until the transfer order accepted legitimately under Subsection (1) of Section 4 - funds or securities available on the business day corresponding to the day when the payment limitation proceedings are opened on the settlement account of that participant from being used to fulfill that participant's obligations in the system and/or interoperable system existing on the business day corresponding to the day of the opening of the payment limitation proceedings. Similarly, the participant's credit facility connected to the system may be used against available, existing collateral security - up to the collateral security actually available to secure the credit facility - to fulfill that participant's obligations in the system or in an interoperable system.

(2a) In the case of an agreement between two system operators for interoperable systems, the right of one system operator to its collateral security shall not be affected by payment limitation proceedings opened against the system operator that accepted the collateral security.

(3) The rules governing the transfer orders of a participant in a system, and/or the integrity of collateral security shall also apply to indirect participants, with the proviso that this shall not affect the responsibility of the participant under contract with the indirect participant, for the indirect participant.