

Brussels, 14 September 2017

## **Annex 6 to Communication NBB\_2017\_22**

### **Form E / Statement for informational purposes relating to an acquisition or transfer of securities in a financial institution whereby the threshold of 5% of voting rights or capital is crossed**

#### Scope

*Any natural or legal person (or trust) intending to acquire or transfer securities from one of the following institutions, whereby the threshold of 5% of voting rights or capital is crossed:*

- *credit institutions governed by Belgian law*
- *insurance companies governed by Belgian law*
- *reinsurance companies governed by Belgian law*
- *stockbroking firms governed by Belgian law*
- *financial holding companies governed by Belgian law*
- *insurance holding companies governed by Belgian law*
- *mixed financial holding companies governed by Belgian law*

Date: .....  
Name of the financial institution from which the notifier has acquired or transferred securities: .....  
.....  
.....

**1. Identity of the natural or legal person who completed the form**

- AS NOTIFIER<sup>[1]</sup>
- AS REPRESENTATIVE<sup>[1]</sup>

Natural Person

Surname: .....  
Given names: .....  
Place and date of birth: .....  
Nationality: .....  
Postal address: .....  
.....  
.....  
E-mail address: .....

Legal person

Company name and legal form: .....  
.....  
.....  
Nationality: .....  
Postal address: .....  
.....  
.....  
Company number: .....  
Phone number: .....  
Fax number: .....  
Name and capacity of the signatory of the form: .....

**2. Identity of the notifier <sup>[2]</sup>**

(2.1) Identification

Natural Person

Surname: .....  
Given names: .....  
Place and date of birth: .....  
Nationality: .....  
Postal address: .....  
.....  
.....

<sup>1</sup> If this statement is a joint statement completed by a single person on behalf of a group of persons who are related or who act in concert, please check both boxes.

<sup>2</sup> Only to be completed if the notifier is not the person mentioned in paragraph 1.

E-mail address: .....

Legal person

Company name and legal form: .....  
.....  
.....

Nationality: .....

Postal address: .....  
.....  
.....

Company number: .....

Phone number: .....

Fax number: .....

Name and capacity of the signatory of the form: .....

Trust or similar legal construction

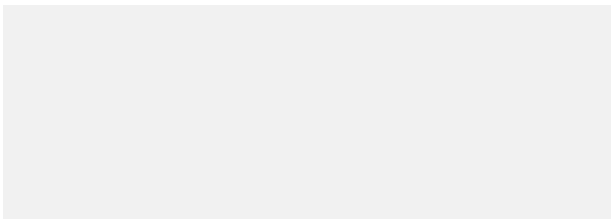
Identification and exact legal form of the notifier: .....  
.....  
.....  
.....  
.....

Postal address: .....  
.....  
.....  
.....

Applicable national law: .....  
.....  
.....  
.....

(2.2) This statement relates to an acquisition by a notifier:

- acting alone;
- related to the other direct or indirect shareholders of the financial institution who are named opposite:
- acting in concert with the other direct or indirect shareholders of the financial institution who are named opposite:



**3. Statement relating to a transfer**

(3.1) The notifier informs the supervisor that, on (date) ..... he transferred (number) ..... shares of the aforementioned financial institution, which he previously held

- directly,
- indirectly,

as a result of which the notifier, who used to hold 5 % of the voting rights or capital in the financial institution, now holds less than 5 % of the capital or voting rights.

**4. Statement relating to an acquisition**

(4.1) The notifier informs the supervisor that, on (date) ....., he acquired a  
 direct  
 indirect  
 holding of (number) ..... shares in the aforementioned financial institution, as a result of which he crossed the threshold of 5 % of voting rights and/or capital in this financial institution.

(4.2) In the case of an indirect acquisition, a diagram showing the structure of the indirect holding, and identifying the entities through which the shares are held and the proportions of voting rights that are held at each link of the chain, is provided in Annex no. ... to this form.

(4.3) Calculation of the proportions held  
**Remarks:**

- In the case of an indirect qualifying holding, the calculations below must take into account the securities held directly by the last financial institution in the holding chain, through which the indirect holding is acquired.
- In the case of an action in concert, the calculations below must successively take into account the securities held by the notifying shareholder and the securities held by all persons acting in concert.

(4.3.1.a) Calculation of the proportion of voting rights which the notifying shareholder holds individually in the financial institution:

| Number and proportion of voting rights |   | denominator<br>(a) | numerator<br>(b) | %<br>(b/a) | exercise<br>period |
|--|---|--------------------|------------------|------------|--------------------|
| 1                                      | Voting securities representing capital  |                    |                  |            |                    |
| 2                                      | Voting securities not representing capital  |                    |                  |            |                    |
| 3                                      | Certificates representing ( <i>not to be included in the numerator under 1° and 2°</i> ):   |                    |                  |            |                    |
|  | a. voting securities representing capital   |                    |                  |            |                    |
|  | b. voting securities not representing capital   |                    |                  |            |                    |
| 4                                      | Unconditional rights and commitments, expressed in the number of securities which can be acquired through them, to acquire <u>issued voting securities</u> , where these rights and commitments originate in: |                    |                  |            |                    |
|  | – options   |                    |                  |            |                    |
|  | – commitments arising from a contract   |                    |                  |            |                    |
|  | – other (please specify)  |                    |                  |            |                    |
| <b>Total</b>                           |   |                    |                  |            |                    |
| <b>As a matter of interest:</b>        |   |                    |                  |            |                    |
|  | • <u>conditional</u> rights and commitments to acquire <u>issued voting securities</u> , where these rights and commitments originate in:   |                    |                  |            |                    |
|  | – the conversion of bonds   |                    |                  |            |                    |
|  | – the conversion of loans   |                    |                  |            |                    |
|  | – other (please specify)  |                    |                  |            |                    |
|  | • rights and commitments to subscribe for voting <u>securities to be issued</u> , where these rights and commitments originate in:  |                    |                  |            |                    |
|  | – the conversion of bonds   |                    |                  |            |                    |
|  | – the conversion of loans   |                    |                  |            |                    |
|  | – the exercise of warrants  |                    |                  |            |                    |

|                          |  |  |  |  |
|--------------------------|--|--|--|--|
| – other (please specify) |  |  |  |  |
|--------------------------|--|--|--|--|

(4.4.1.b) Calculation of the proportion of all voting rights which the notifying shareholder and the other persons with whom he acts in concert hold collectively in the financial institution:

| Number and proportion of voting rights |   | denominator<br>(a) | numerator<br>(b) | %<br>(b/a) | exercise<br>period |
|--|---|--------------------|------------------|------------|--------------------|
| 1<br>°                                 | Voting securities representing capital  |                    |                  |            |                    |
| 2<br>°                                 | Voting securities not representing capital  |                    |                  |            |                    |
| 3<br>°                                 | Certificates representing ( <i>not to be included in the numerator under 1° and 2°</i> ):   |                    |                  |            |                    |
|  | c. voting securities representing capital   |                    |                  |            |                    |
|  | d. voting securities not representing capital   |                    |                  |            |                    |
| 4<br>°                                 | Unconditional rights and commitments, expressed in the number of securities which can be acquired through them, to acquire <u>issued voting securities</u> , where these rights and commitments originate in: |                    |                  |            |                    |
|  | – options   |                    |                  |            |                    |
|  | – commitments arising from a contract   |                    |                  |            |                    |
|  | – other (please specify)  |                    |                  |            |                    |
| <b>Total</b>                           |   |                    |                  |            |                    |
| <b><u>As a matter of interest:</u></b> |   |                    |                  |            |                    |
|  | • <u>conditional</u> rights and commitments to acquire <u>issued voting securities</u> , where these rights and commitments originate in:   |                    |                  |            |                    |
|  | – the conversion of bonds   |                    |                  |            |                    |
|  | – the conversion of loans   |                    |                  |            |                    |
|  | – other (please specify)  |                    |                  |            |                    |
|  | • rights and commitments to subscribe for voting <u>securities to be issued</u> , where these rights and commitments originate in:  |                    |                  |            |                    |
|  | – the conversion of bonds   |                    |                  |            |                    |
|  | – the conversion of loans   |                    |                  |            |                    |
|  | – the exercise of warrants  |                    |                  |            |                    |
|  | – other (please specify)  |                    |                  |            |                    |

(4.3.2.a) Calculation of the proportion of capital which the notifying shareholder holds individually in the financial institution:

| Number of securities representing capital and proportion of capital |  | denominator<br>(a) | numerator<br>(b) | %<br>(b/a) | exercise period |
|---|--|--------------------|------------------|------------|-----------------|
| 1   | Voting securities representing capital   |                    |                  |            |                 |
| 2   | Non-voting securities representing capital   |                    |                  |            |                 |
| 3   | Certificates representing ( <i>not to be included in the numerator under 1° and 2°</i> ):  |                    |                  |            |                 |
|   | e. voting securities representing capital  |                    |                  |            |                 |
|   | f. non-voting securities representing capital  |                    |                  |            |                 |
| 4   | <u>Unconditional</u> rights and commitments, expressed in the number of securities which can be acquired through them, to acquire <u>issued voting or non-voting securities</u> representing capital, where these rights and commitments originate in: |                    |                  |            |                 |
|   | – options  |                    |                  |            |                 |
|   | – commitments arising from a contract  |                    |                  |            |                 |
|   | – other (please specify)   |                    |                  |            |                 |
| <b>Total</b>  |  |                    |                  |            |                 |

| <b><u>As a matter of interest:</u></b>  |                            |  |  |  |  |
|---|----------------------------|--|--|--|--|
| • <u>conditional</u> rights and commitments to acquire <u>issued voting or non-voting securities</u> representing capital, where these rights and commitments originate in: |                            |  |  |  |  |
|   | – the conversion of bonds  |  |  |  |  |
|   | – the conversion of loans  |  |  |  |  |
|   | – other (please specify)   |  |  |  |  |
| • rights and commitments to subscribe for voting or non-voting <u>securities representing capital to be issued</u> , where these rights and commitments originate in:       |                            |  |  |  |  |
|   | – the conversion of bonds  |  |  |  |  |
|   | – the conversion of loans  |  |  |  |  |
|   | – the exercise of warrants |  |  |  |  |
|   | – other (please specify)   |  |  |  |  |

(4.3.2.b) Calculation of the total proportion of capital which the notifying shareholder and the other persons with whom he acts in concert hold in the financial institution:

| Number of securities representing capital and proportion of capital |   | denominator<br>(a) | numerator<br>(b) | %<br>(b/a) | exercise period |
|---|---|--------------------|------------------|------------|-----------------|
| 1   | Voting securities representing capital  |                    |                  |            |                 |
| 2   | Non-voting securities representing capital  |                    |                  |            |                 |
| 3   | Certificates representing ( <i>not to be included in the numerator under 1° and 2°</i> ):   |                    |                  |            |                 |
|   | g. voting securities representing capital   |                    |                  |            |                 |
|   | h. non-voting securities representing capital   |                    |                  |            |                 |
| 4   | <u>Unconditional</u> rights and commitments, expressed in the number of securities which can be acquired through them, to acquire |                    |                  |            |                 |

|  |  |  |  |  |
|--|--|--|--|--|
| <u>issued voting or non-voting securities representing capital, where these rights and commitments originate in:</u><br>– options<br>– commitments arising from a contract<br>– other (please specify) |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
| <b>Total</b>   |  |  |  |  |

|  |  |  |  |  |
|--|--|--|--|--|
| <b><u>As a matter of interest:</u></b>   |  |  |  |  |
| <ul style="list-style-type: none"> <li>• <u>conditional rights and commitments to acquire issued voting or non-voting securities representing capital, where these rights and commitments originate in:</u> <ul style="list-style-type: none"> <li>– the conversion of bonds</li> <li>– the conversion of loans</li> <li>– other (please specify)</li> </ul> </li> </ul>                                     |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
| <ul style="list-style-type: none"> <li>• <u>rights and commitments to subscribe for voting or non-voting securities representing capital to be issued, where these rights and commitments originate in:</u> <ul style="list-style-type: none"> <li>– the conversion of bonds</li> <li>– the conversion of loans</li> <li>– the exercise of warrants</li> <li>– other (please specify)</li> </ul> </li> </ul> |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |

(Read and approved, date, place and signature)