

**COMPLIANCE**

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To whom it may concern

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## Correspondent Banking Declaration

This declaration is set up to comfort the needs of correspondent banks with respect to Compliance/KYC issues of Oberbank AG and the general understanding of its business relationships.

Oberbank AG and all its branches and subsidiaries (Oberbank Group) make every effort to ensure that its services provided are in accordance with the Austrian Banking Act (BWG), the Austrian Financial Markets Anti Money Laundering Act (FM-GwG) and the Austrian Act on the Establishment of a Register of the Beneficial Owners of Companies, Other Legal Entities and Trusts (WiEReG) as well as financial sanctions and embargoes applicable.

### 1. Scope of business

Oberbank is a European regional bank covering Austria, Germany, Czech Republic, Slovakia and Hungary, providing a global scope of financial solutions and services in all relevant financial issues.

Headquartered and as part of the leading financial institutions in Austria it is strongly associated to its regional business customers in mostly highly industrialized regions and therefore supplying widespread and international financial services to its exporting and importing clientele too, accompanying them worldwide, provided that services requested are fully complying with all relevant legal provisions and regulations.

To secure this customer services and Oberbank's own Asset and Liability Management duties it is essential, to interlink with and maintain a fully cooperating worldwide network of correspondent banks, which enables Oberbank to provide global payment transactions and other financial services like Trade Finance to its customers.

Hence Oberbank in general but very selectively accepts the maintaining of bank accounts for Financial Institutions provided that these accounts may exclusively be used for payment transfers in favour of Oberbank customers within these five operative regions Austria, Germany, Czech Republic, Slovakia and Hungary.

However Oberbank does not act as a clearing bank and therefore will not accept requests for bank to bank transfers with the exception of managing this account in the bilaterally agreed manner. As a regional bank Oberbank strictly adheres to AML/KYC and Compliance principles and therefore denies acting as an entry point for other European or worldwide destinations. Funds provided on the account of correspondent banks may only be used for crediting Oberbank customers or for transactions with reference to bilateral Trade Finance instruments (e.g. documentary credits, collections, guarantees, reimbursement requests).

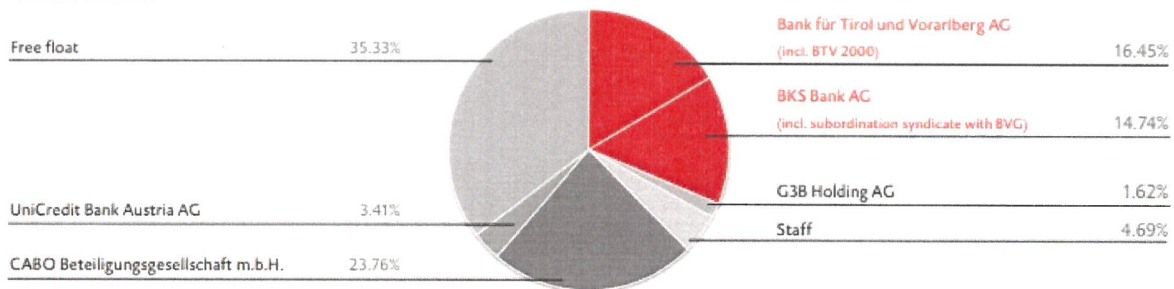
Additionally Oberbank will neither provide nor tolerate payable through accounts or correspondent banking relationships with shell banks.

Opening an account for correspondent banks requires written evidence of fulfilling all the necessary documentation and compliance issues.

## 2. Shareholder structure:

As per 31/12/2023 the shareholder structure according to voting rights is as follows:

### Oberbank



There is a close cooperation in business affairs, a reciprocal corporate participation and a legally binding syndicate with regard to the shares of Oberbank between BKS Bank AG und Bank für Tirol und Vorarlberg AG (red shaded segments). These companies altogether are holding approximately 32% of the shares of Oberbank, which represents the relative majority of the shares of Oberbank and which are bound by the syndicate.

Another 23,7% are held within the UniCredit Group (represented by CABO Beteiligungsgesellschaft m.b.H.).

Additionally a cooperative of Oberbank employees holds more than 4 % of the shares and approximately 36% represent the free float at the Vienna Stock Exchange, where no physical person owns more than 10% of the Oberbank-shares.

Therefore, roughly 72% of the ordinary shares are controlled by the syndicate, by the employee cooperative or are part of the free float which indicates that there is no single person finally controlling the Oberbank.

Upon request Oberbank will provide all documents and information, which we may have on our files relating to the identity of each shareholder and underlying beneficial shareholders to the extent permitted by Austrian law. In any event, we will provide a competent Austrian authority with the documentation upon their request and to the extent permitted by Austrian law.

## 3. Regulatory Supervision

Oberbank is under strict and regular supervision of the Financial Market Authority as well as of the Austrian National Bank with respect to AML-, KYC-, Sanctions- and other compliance issues due to the fact, that it is a Financial Institution as well as an issuer of



securities. Oberbank is therefore bound to comply with the relevant provisions regarding the issuance of financial instruments. Thus, the authorities are conducting their regulatory company visits on a regular basis, examining and assessing the taken measures of Oberbank, to prevent money laundering, implement adequate KYC-processes and comply with applicable sanctions regulations. The same applies to supervisory authorities of the local responsible authorities in Germany, Czech Republic, Slovakia and Hungary.

Additionally an external auditor audits Oberbank on a half-yearly basis and its own internal audit department once a year, both of them assessing compliance risks and all measures implemented to mitigate them.

#### 4. Applicable legal provisions

Oberbank complies with the laws, rules, regulations and directives in all the countries in which it operates considering the FATF recommendations. In case of deviations from the group standard, the stricter local regulation applies.

Within the framework of European and national legislation, we pay particular attention to the following directives and laws:

- Directive (EU) 2018/843 of the European Parliament and of the Council of 30 May 2018 amending Directive (EU) 2015/849 on the prevention of the use of the financial system for the purposes of money laundering or terrorist financing, and amending Directives 2009/138/EC and 2013/36/EU
- Transformed into national law by the Austrian Financial Markets Anti Money Laundering Act (FM-GwG) and the Austrian Act on the Establishment of a Register of the Beneficial Owners of Companies, Other Legal Entities and Trusts (WiEReG) including but not limited to provisions for the following procedures:
  - Board of Management approved AML/Compliance Officer
  - Senior Management approved written policies
  - Identification and verification of customers and authorized signatories before establishing a business relationship
  - Identification and verification of customers transactions
  - Suspicious transactions reporting
  - Nature and purpose of business relationship
  - Identification and verification of ultimate beneficial owner (also valid for trusts)
  - Approval of Senior Management concerning business relationship with PEPs
  - Approval of Senior Management concerning business relationships with correspondent banks
  - No banking services for shell banks
  - No Downstream (Nested) Correspondent Banking/Clearing
  - No payable through accounts
  - Risk based approach amongst others but not limited to customer risk, product risk, transactions and country risk and enhanced due diligence for high risk categories
  - Audit-proof record-keeping
  - Regular updating of customer information
  - Automated monitoring of payment transactions
  - Combined (automated and manual) plausibility and coherence checks of account activities

Additionally Oberbank Group complies with **Financial Sanctions** regulations. In particular,

- Oberbank observes the Austrian Sanctions Act and specific local legislation in all the countries in which it operates,
- Oberbank has implemented real time screening of transactions against all applicable sanctions and embargoes lists (UN, EU, OFAC, OFSI, local) and daily screening of existing clients against applicable sanctions lists.

## 5. Compliance Confirmation

Oberbank herewith confirms that it adequately complies with the relevant provisions and obligations of the applicable legal provisions set forth in clause 4.


### Oberbank AG



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