



Book II - Issuers and financial disclosure

Title I - Admission of financial securities to trading on a regulated market and offer of securities to the public

Chapter II - Information to be disseminated when securities are admitted to trading on a regulated market or offered to the public

Section 2 - Filing, approval and circulation of prospectuses

Sub-section 1 - Filing and approval of the prospectus

Paragraph 4 - Responsibility of the different participants

General regulation of the AMF

Article 212-16 into force since 22 November 2019

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The user will be redirected to the European regulations as initially published in the Official Journal of the European Union and to the subsequent corrigenda, if any. The AMF does not guarantee the completeness of the redirections to these European regulations and corrigenda.

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Article 212-16

I. - Where one or more investment service providers are managing the initial admission of equity securities to trading on a regulated market, such investment service provider(s) shall confirm to the AMF in a declaration that they have exercised customary professional diligence and that such diligence did not reveal any inaccuracies or material omissions in the content of the prospectus, that are likely to mislead investors or affect their judgement.

After the initial admission of equity securities to trading on a regulated market, where one or more investment service providers are managing any offer to the public or admission to trading on a regulated market of said equity securities, the declaration of such investment service provider(s) shall concern only the procedures of the offer and the characteristics of the equity securities being offered or admitted to trading on a regulated market, as described in the prospectus or the note to the equity securities, as applicable.

II. - Where one or more investment service providers are managing an offer to the public of equity securities that are not admitted to trading on a regulated market, such investment service provider(s) shall confirm to the AMF in a declaration that they have exercised customary professional diligence and that such diligence did not reveal any inaccuracies or material omissions in the content of the prospectus that are likely to mislead investors or affect their judgement.

III. - Where one or more legal persons or other entities, whether investment service providers or not, are authorised by a market operator or an investment service provider that operates an organised multilateral trading facility (MTF) within the meaning of Article 524-1 are managing an offer to the public of said equity securities on that MTF, such legal persons or other entities shall declare to the AMF that they have exercised customary professional diligence and that such diligence did not reveal any inaccuracies or material omissions in the content of the prospectus that are likely to mislead investors or affect their judgement.

IV. - The provisions of this article do not apply to prospectuses drawn up for admission of financial securities to the compartment referred to Article 516-5.

📄 **Version into force since 22 November 2019**

📄 Version into force from 5 July 2018 to 21 November 2019

📄 Version into force from 1 April 2009 to 4 July 2018