



Book III - Service providers

Title II - Other service providers

Chapter III bis - Depositaries of securitisation vehicles

Section 2 - Organisational structures and resources of the depositary of securitisation vehicles

Sub-section 3 - Relations between the depositary and other service providers

General regulation of the AMF

Article 323-55 into force from 17 April 2016 to 22 April 2021

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Article 323-55

If the depositary does not effect the clearing of financial contracts, it shall sign a written agreement with the institution that provides this service.

This agreement shall specify the obligations of the depositary and the clearing institution, as well as the procedures for transmitting information so as to enable the depositary to register the positions in the financial instruments and the cash positions concerned in a position-keeping book.

This agreement shall stipulate:

- 1 • The list of financial instruments and markets, including, where appropriate, over-the-counter transactions, in which the clearing institution operates;
- 2 • The list of data about the positions recorded on the accounts that the securitisation vehicle holds with the clearing institution. The latter institution shall send the list to the depositary;

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3 • Where appropriate, the transfer of full ownership of the cash and financial instruments to the keeper of the clearing account.

📄 Version into force since 23 April 2021

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