

Book III - Service providers

Title II - Other service providers

Chapter I - Custody account-keepers

Section unique - Provisions relating to custody account-keeping - terms of reference for the custody account-keeper

Sub-section 5 - Provisions relating to the keeping of securities accounts within the framework of an employee savings scheme

Paragraph 2 - Maintenance and consultation of the accounts

General regulation of the AMF

Article 322-78 into force since 19 April 2013

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Article 322-78

When, in application of Article 322-33, a custody account-keeper charges a third party with providing it with technical resources, it shall ensure that this latter implements the provisions of the present sub-section.

Where it charges this third party with accounting record-keeping relating to the bearers, the custody account-keeper shall not be obliged to duplicate the said records in its own information system.

When, in application of Article 322-34, an OEIC holds, in the capacity of custody account-keeper, pure registered bearer accounts and where it makes use of a representative, it will ensure that this latter implements the provisions of the present sub-section.

In application of Article 322-35:

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- 1 • The securities account-keeper mentioned in the first paragraph shall not be exempted from its responsibility to the company and the bearers, where a third party provides it with resources;

- 2 • The OEIC mentioned in the third paragraph shall not be exempted from its responsibility to the company and the bearers where it makes use of a representative.

✚ **Version into force since 19 April 2013**