

Prohibition of short selling up to the 30th September 2015

Following the re- opening of the Hellenic Capital Markets, the Hellenic Capital Markets Commission had issued its decision No. 726/03.08.2015, under which, it had prohibited the short selling of shares and the transactions in any financial instrument which would create or increase a net short position of shares, admitted to trading on the regulated markets of the Athens Exchange and the Multilateral Trading Facility "EN.A." (for which the Hellenic Capital Markets Commission is the competent authority), until the 31st August 2015.

On the 31st August 2015, the Hellenic Capital Markets Commission issued its decision No. 728/31.08.2015, according to which the short selling of shares in the regulated market of Athens Exchange and the Multilateral Trading Facility "EN.A.", for which the competent authority is the Hellenic Capital Markets Commission remains prohibited, regardless of where such transactions are conducted (i.e. on a regulated market, on a Multilateral Trading Facility or over- the- counter), from the 1st September 2015 (00:00) until the 30th September 2015 (24:00). Such prohibition also includes share sales, which are going to be cleared by purchases within the same day (intraday purchases).

Pursuant to the above mentioned decision of the Hellenic Capital Markets Commission, the short selling prohibition applies to all depository receipts (ADRs, GDRs) and warrants representing shares.

It should be noted that the short selling prohibition does not apply to Market Makers conducting transactions on:

- a) The shares which are admitted for trading in the regulated markets of Athens Exchange and the Multilateral Trading Facility "EN.A.", for which the Hellenic Capital Markets Commission is the competent authority;
- b) The derivatives of the above mentioned shares;
- c) The warrants of the above mentioned shares; and
- d) The shares of Exchange Traded Funds (ETFs) and the Index derivatives in which the above mentioned shares are part of their composition.

The above described exceptions concern transactions with the aim of covering or hedging against the risk from the transactions conducted in the context of the market makers' obligations. It should be noted that, with respect to the Market Makers, the exceptions provided in the Hellenic Capital

Markets Commission decision No. 728/31.08.2015, was also included in the first decision concerning the short selling prohibition.

The decision No. 728/31.08.2015 of the Hellenic Capital Markets Commission solely prohibits the short selling of shares, as already described above. With respect to the prohibition of transactions in any financial instrument which would create or increase a net short position of shares, it was provided in the decision No. 726/03.08.2015 of the Hellenic Capital Markets Commission, according to Article 2 par. 1 of which its prohibitions would remain in force until the 31st August 2015 (24:00). Since the latter prohibition of transactions was not included in the provisions of decision No. 728/31.08.2015, it has been lifted since the 1st September 2015 (00:00), having as a result that the derivatives exchange markets in Greece will be operating without any relevant limitations relating to trading and position opening.

It should be noted that the provisions of the Ministerial Decision No. Γ.Δ.Ο.Π. 0001062ΕΞ 2015/Χ.Π. 2412 (GG B' 1617/31.07.2015) concerning the lifting of the restrictions of the Presidential Legislative Act of 18.07.2015 (GG A' 84) concerning transactions in financial instruments in the Greek regulated market, as well as the provisions of the above Presidential Legislative Act regulating the capital controls regime in Greece, remain applicable and in force.

For further clarifications, you may contact the below members of our team:

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