

STATUTES FOR THE NORWEGIAN BANKS' GUARANTEE FUND

Laid down by the Ministry of Finance on 14 December 2020, cf. Regulation No. 2145 of 19 December 2018 pursuant to Section 1 of the Act on the Norwegian Banks' Guarantee Fund. Amended on 1 June 2023, cf. Act of 31 March 2023 no. 4.

1. Statutory basis etc.

The Norwegian Banks' Guarantee Fund is an independent legal entity established by act of parliament. The entity's business is regulated by the Act on the Norwegian Banks' Guarantee Fund of 23 March 2018 and the Financial Institutions Act of 10 April 2015, and associated regulations.

2. Name

The name of the entity is Bankenes sikringsfond – the Norwegian Banks' Guarantee Fund. The entity shall be registered with the Norwegian Register of Business Enterprises.

3. Registered office

The Norwegian Banks' Guarantee Fund shall have its registered office in Oslo.

4. Own funds

The Norwegian Banks' Guarantee Fund's own funds consist of capital contributed to the deposit guarantee fund.

5. Investment management

(1) The Board shall set an investment strategy and guidelines for the management of the capital in the deposit guarantee fund and the resolution fund.

(2) The capital shall be managed in a responsible and ethical manner based on recognised environmental, social and governance principles. The overall portfolio for each fund shall be characterised by low risk, sufficient diversification and necessary liquidity. Within these constraints, the aim shall be a good risk-adjusted return.

(3) The capital may not be invested directly or indirectly in shares, primary capital certificates, other equity capital or convertible debt issued by Norwegian banks or in the parent companies of financial groups that include Norwegian banks, unless as part of measures under Section 19-11 of the Financial Institutions Act.

6. Powers and composition of the Board

(1) The Board is the supreme governing body and represents The Norwegian Banks' Guarantee Fund and represents the Norwegian Banks' Guarantee Fund externally. The Chair alone or any two other members of the Board may sign for The Norwegian Banks' Guarantee Fund.

(2) The Board shall have seven members appointed by the Ministry of Finance. Alternate members may be appointed. The Ministry of Finance may appoint replacements and in special cases amend the composition of the Board. Full and alternate members of the Board

are appointed for a term up to four years. The Board's fees are set by the Ministry of Finance.

(3) The Chair is appointed by the Ministry of Finance.

(4) The Board may issue rules of procedure for its work.

(5) The Board shall review The Norwegian Banks' Guarantee Fund's goals, strategies and risk profile at least annually. The Norwegian Banks' Guarantee Fund's most important risks shall be prioritised in this annual review. The review shall cover general guidelines and systems for risk management and internal control. The Board shall discuss internal control with the auditor, including any weaknesses identified by the auditor and suggested improvements.

(6) The Board issues rules of procedure and sets the remuneration for the Chief Executive Officer.

7. Board meetings

(1) Board meetings shall be held at least four times a year, or more often if the Chair deems this necessary or if at least two other members of the Board so request. Where necessary, meetings may be held digitally or as a teleconference.

(2) Notice of meeting shall be given in writing. The notice of meeting shall specify the matters to be considered. The Chief Executive Officer calls meetings on behalf of the Chair.

(3) Where deemed necessary, the Chair may choose to put a matter to the Board for written consideration only. A decision may not be made on the basis of written consideration only if any one member of the Board requests that the matter is considered at a meeting. Decisions reached on the basis of written consideration only shall be presented and minuted at the next meeting.

(4) The Board's proceedings are to be led by the Chair. Where the Chair does not attend a meeting, the Board shall elect a person to lead the proceedings.

(5) The Board's proceedings are to be minuted. If the Board's decision is not unanimous, the minutes must state who voted for and against. If a member of the Board or the Chief Executive Officer does not agree with a decision or its rationale, he or she may request that this is minuted. The minutes shall be signed by all members participating in the proceedings and by the Chief Executive Officer.

(6) A valid decision requires at least four members of the Board to be in attendance. Decisions are made by a simple majority. In the event of a tie, the Chair has the casting vote.

8. Emergency powers in extraordinary situations

(1) In extraordinary situations where there is neither time nor opportunity to gather the Board physically or digitally, the Chair may take necessary decisions on behalf of the Board to safeguard The Norwegian Banks' Guarantee Fund's interests, including deciding on alternative measures under Section 19-11 of the Financial Institutions Act.

(2) Where these powers are used, the Board shall be informed as soon as practically possible of the decision that has been taken, and of the reasons why it was not possible to hold a meeting first.

9. Management

(1) The management of The Norwegian Banks' Guarantee Fund's activities shall be headed by a Chief Executive Officer appointed by the Board and approved by the Ministry of Finance.

(2) The Chief Executive Officer prepares matters for consideration by the Board. The Board may issue instructions on the matters to be put before the Board and on the Chief Executive Officer's duties and obligations to the Board.

(3) The Chief Executive Officer shall ensure that instructions are issued specifying employees' duties and responsibilities, as well as reporting and administrative procedures.

10. Annual report and annual financial statements

(1) The Norwegian Banks' Guarantee Fund shall prepare and publish an annual report and annual financial statements. The annual report and annual financial statements shall cover both the deposit guarantee fund and the resolution fund. The Chief Executive Officer shall submit draft audited annual financial statements to the Board by the end of March of the following year.

(2) The annual report and annual financial statements shall be signed by the Board and the Chief Executive Officer by 30 June of the following year and submitted to the Ministry of Finance, Finanstilsynet, Norges Bank and the Brønnøysund Register Centre.

11. Auditing

The external auditor of the Norwegian Banks' Guarantee Fund is appointed by the Ministry of Finance, which also sets the auditor's fees.

12. Amendment of the Statutes

The Ministry of Finance may amend these Statutes at any time and may issue written exemptions from its provisions in specific cases. The Board of the Norwegian Banks' Guarantee Fund may submit proposals for amendments to the Statutes.