

[Official emblem of the Hellenic Republic]

HELLENIC REPUBLIC

HELLENIC CAPITAL MARKET COMMISSION

A Legal Entity Governed by Public Law

DECISION
7/960/4.8.2022
Of the Board of Directors

Subject: Amendment of decision 5/898/3.12.2020 of the Board of Directors of the Hellenic Capital Market Commission “Establishment of a register of providers of exchange services between virtual currencies and fiat currencies and a register of custodian wallet providers” (Gov. Gaz. B/5744/28.12.2020)

**THE BOARD OF DIRECTORS
OF THE HELLENIC CAPITAL MARKET COMMISSION**

Having considered:

1. Article 6 of Law 4557/2018 (Government Gazette A/139/30.7.2018), as amended by Law 4734/2020.
2. Article 90 of the Presidential Decree 63/2005 “Codification of laws for the government and government agencies” (Government Gazette A/98/22.4.2005),
3. Par. 2 of art. 13 of Law 2166/1993 (Gov. Gaz. A 137), as amended by par. 3 art. 18 of Law 2198/1994 (Gov. Gaz. A 43) and replaced by par. 6 of art. 39 of Law 2324/1995 (Gov. Gaz. A 146).
4. The fact that the provisions of the present Decision do not cause any expense to the Government Budget.

UNANIMOUSLY DECIDES

“Article 1: Addition of article 5a

1. The Hellenic Capital Market Commission may delete from the relevant registers it keeps a Provider registered therein, if the Provider:
 - a) Does not provide within twelve (12) months from registration in the relevant registers the Services for which he was registered or has stopped providing the Services for which he was registered for a period longer than six (6) months,
 - b) Was registered in the relevant registers based on false statements in any other illegal way,
 - c) No longer fulfills the conditions based on which he was registered in the relevant registers, for example compliance with the conditions of L. 4557/2018 or the decisions issued in authorization thereof,

- d) Has committed serious or/and repeated breaches of the provisions of I. 4557/2018 or the decisions issued in authorization thereof.

For Providers already registered in the relevant registers, the twelve-month (12) period of case a) starts on the date of publication of the present in the Government Gazette.

2. Before proceeding to the deletion of the Provider from the relevant registers, the Capital Market Commission shall inform the Providers about the deficiencies or breaches identified, as well as about its intention to proceed to the Provider's deletion, setting at the same time a deadline which may not be shorter than ten (10) days from the aforementioned notification, within which the Provider must express his opinions and take, as the case may be, suitable measures for the breaches to cease or their consequences to be addressed. After the deadline has passed and taking into account the Provider's positions and evaluating the measures he has adopted, the Capital Market Commission makes a final decision."

Article 2: Entry into force

1. This Decision is to be published in the Government Gazette.
2. This Decision enters into force on the date it is made.

The Secretary

Melina Stavropoulou

The President

Vasiliki Lazarakou

The A' Vice-President

Nikolaos Kontaroudis

The B' Vice-President

Anastasia Stamou

The members

Anastasios Virvilios

Georgios Leledakis

Georgios Paschas