

**Submission Date**

07/04/2025

## **ESMA\_QA\_2522**

Status: Forwarded to EC/Public Consultation/Other

### **Additional Information**

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#### **Level 1 Regulation**

Prospectus Regulation 2017/1129

#### **Topic**

Initial Public Offer/IPO

### **Subject Matter**

New exemptions for fungible securities in Prospectus Regulation.

### **Question**

What are the requirements for the statement of continuous compliance with reporting and disclosure obligations under IV. in Annex IX to the Prospectus Regulation? More specifically, (i) is it possible to add any disclaimers to this statement, (ii) when is an issuer considered to have 'continuous compliance', (iii) to which time period should the statement pertain (i.e. does the statement need to cover the entire period that the issuer's securities have been

admitted to trading) and (iv) are issuers allowed to use an 'exempted document' drawn up using Annex IX if this statement is not 'clean'?