

CIRCULAR 056-22

May 11, 2022

**DISCIPLINARY DECISION — OFFER OF SETTLEMENT
UBS SECURITIES LLC**

On June 14, 2021, following an investigation conducted by its Regulatory Division, Bourse de Montréal Inc. (the “Bourse”) filed a complaint against UBS Securities LLC (“UBS”), a foreign approved participant of the Bourse.

This complaint stated the following:

1. During the period from May 29, 2007 to June 20, 2019, UBS contravened article 6366 A) (article 3.4 from January 1, 2019) - “Access to Electronic Trading” and article 7403 (article 3.400 from January 1, 2019) - “Application for Approval as an Approved Person” of the Rules of the Bourse (the “Rules”), by providing access to eight (8) of its employees, for various periods varying between 2 days and 1,415 days, to the electronic trading system of the Bourse without having obtained the prior approval of the Bourse; and
2. During the period from May 29, 2007 to October 8, 2019, UBS contravened article 3011 (article 3.100 from January 1, 2019) - “Surveillance and Compliance” as it did not establish and maintain a system to supervise the activities of each employee that is reasonably designed to achieve compliance with the Rules and Policies of the Bourse, more specifically as it did not establish policies and procedures to ensure that only its designated personnel approved by the Bourse, and who has received the required training, had access to the electronic trading system of the Bourse.

Following a hearing held on March 29, 2022, the Disciplinary Committee of the Bourse approved the offer of settlement negotiated between the staff of the Regulatory Division of the Bourse and UBS, which includes the imposition of a fine totalling \$90,000, as well as the payment of an additional amount of \$5,685 for the related costs.

To access the full text version of the Disciplinary Committee’s decision, please refer to the following link:
https://www.m-x.ca/f_publications_fr/disciplinary_decision_ubs_securities_fr.pdf

For further information, please contact Claude Baril, Director, Enforcement and Market Regulation, Regulatory Division, at (514) 965-3209 or by email at claudе.baril@tmx.com.

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