

Financial Market Infrastructures Act Designation Notice (ESAS) 2023

Title

1. This is the Financial Market Infrastructures Act Designation Notice (ESAS) 2023.

Effective Date

2. This notice comes into effect on 1 March 2024.

Authority

3. This notice is issued under clause 4 of Schedule 1 of the Financial Market Infrastructures Act 2021 (the “**Act**”) by the Reserve Bank of New Zealand, and has legal effect.

Interpretation

4. In this notice:
 - (a) references to “**FMI**” are references to the Exchange Settlement Account System;
 - (b) “**Exchange Settlement Account System**” means the exchange settlement account system owned by, and operated and managed by or on behalf of, the Reserve Bank of New Zealand; and
 - (c) any term that is defined in the Act and used, but not defined, in this notice has the meaning as in the Act.

Designation

5. The Exchange Settlement Account System is declared to be a designated FMI.

Operator

6. The Reserve Bank of New Zealand is the operator of the FMI.

Documents that set out the rules

7. The documents that set out the FMI’s rules are:
 - (a) the Exchange Settlement Account Terms and Conditions (incorporating service levels); and
 - (b) the Settlement Submission Mechanism Notice.

Specified operator

8. The Reserve Bank of New Zealand:

(a) is the specified operator of the FMI; and

(b) is an operator to which section 103A of the Personal Property Securities Act 1999 applies.

Systemic importance

9. The FMI is systemically important.

Operator/s are participants in the FMI

10. The Reserve Bank of New Zealand is a participant in the FMI.

FMI is a pure payment system

11. The FMI is a pure payment system.

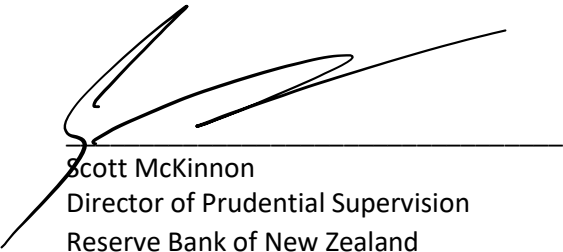
Application of subpart 5

12. Subpart 5 of Part 3 of the Act applies to the FMI.

Class or classes

13. For the purposes any standards issued under section 31 of the Act, the FMI falls within the following class or classes: pure payment system.

Dated this 6th day of November 2023



Scott McKinnon
Director of Prudential Supervision
Reserve Bank of New Zealand