



Effective Date: 1<sup>st</sup> January 2022

**Application of the Swiss Financial Services Act (“FinSA”) to  
OTC derivative transactions**

Please be informed that The Bank of New York Mellon and The Bank of New York Mellon SA/NV are entering into the OTC derivative transactions as a counterparty, i.e. it is acting for its own account or for the account of one of its affiliates.

As a result, where you enter into any OTC derivatives transactions with us, you will not be considered a "client" (within the meaning of the FinSA) and you will not benefit from the protections otherwise afforded to clients under FinSA.