

Resolution of the Presidents Committee

on

the imposition of sanctions upon the Superintendencia Nacional de Valores de Venezuela for repeated failure to pay membership contributions

(Resolution 4/2017)

CONSIDERING that Article 14.1 of the IOSCO By-laws state that annual membership contributions for the calendar year are required to be paid before 30 June of that year and that the annual contribution will be deemed outstanding if the member does not make the payment by that date;

CONSIDERING that Article 77 of the IOSCO By-laws state that the Presidents Committee may, upon recommendation of the IOSCO Board, impose sanctions upon members for repeated failure to pay contributions;

CONSIDERING that the Resolution of the IOSCO Presidents Committee on Graduated Measures for members who fail to pay their annual contribution (Resolution 7/2013), states that the IOSCO Board may recommend to the Presidents Committee the suspension of the membership of any ordinary, associate or affiliate member for the period of time that those members have outstanding dues of three membership contributions;

CONSIDERING that Resolution 7/2013 further states that the IOSCO Board may recommend to the Presidents Committee the exclusion from membership of any members that have outstanding dues of four membership contributions;

RECOGNIZING that in accordance with Resolution 7/2013 the suspension of membership will entail that such members will not have the right to belong to or attend meetings of the IOSCO Committees, including the Presidents Committee, Regional Committees, the Growth and Emerging Markets Committee and the Affiliate Members Consultative Committee;

CONSIDERING that Article 78 of the IOSCO By-laws state that before the IOSCO Board recommends the Presidents Committee the imposition of sanctions against a member, the IOSCO Board must give that member:

- a) reasonable notice of its intention to recommend the imposition of sanctions; and
- b) an opportunity for that member to make representations concerning the intended recommendation.

CONSIDERING that the Superintendencia Nacional de Valores of Venezuela has an outstanding balance with IOSCO corresponding to eight contributions for years 2009-2016;

CONSIDERING that the IOSCO Board agreed at its meeting of 21 October 2016 to seek approval from the Presidents Committee to suspend the membership of the Superintendencia Nacional de Valores of Venezuela as a result of their nonpayment of annual contributions;

CONSIDERING that the Superintendencia Nacional de Valores of Venezuela has been duly given reasonable notice of the Board's intention to recommend the imposition of sanctions and has been provided the opportunity to make any representations;

IT IS AGREED:

To suspend the membership of the Superintendencia Nacional de Valores de Venezuela until the 2018 annual meeting of the Presidents Committee. In the absence of a satisfactory resolution or the settlement of the outstanding balance by the prescribed date, the IOSCO Board may make a further recommendation subsequently to the Presidents Committee to exclude the Superintendencia Nacional de Valores de Venezuela from membership of the Organization.