

## Pre-contractual information: order execution services, custody and administration and transfer of behalf of clients

This document is not a contract and therefore does not generate any obligation or right. The sole purpose of this document is to help you understand what the order execution, custody and administration services and transfer of Cryptoassets on behalf of clients (hereinafter collectively referred to as the "Cryptocurrency Exchange") are and how they work. **"Crypto Asset Services"**).

You must read it carefully and sign it to confirm that the Bank has provided it to you and informed you about the Crypto Asset Services before contracting them.

### Entity that provides Cryptoasset Services

**Cryptoasset Service Provider: Banco Bilbao Vizcaya Argentaria, SA.** ("the Bank or BBVA"), is registered in the Mercantile Register of Vizcaya, with CIF A48265169 and its registered office is located at Plaza de San Nicolás No. 4 in Bilbao.

**Supervisory entities:** BBVA is registered as a credit institution in the Registry of Entities of the Bank of Spain with the number 0182 and is authorized to provide Cryptoasset Services under the supervision of the National Securities Market Commission (Calle Edison, 4 Madrid - [www.cnmv.es](http://www.cnmv.es)).

**How we will communicate with you:** Communications and the sending of information between BBVA and you will be in the same language in which the contract is signed and, when the law so establishes, in a durable medium, and by any means whose security and confidentiality is proven. We may facilitate communications through any of the channels enabled by the Bank at any given time, that is, through electronic means or the Internet banking channel. For this reason, you must have a valid email address, which BBVA will consider as the address for notification purposes.

**Conflicts of interest:** BBVA is transparent with any conflicts of interest, which are regulated in its Policy. It is available on the web [www.bbva.es](http://www.bbva.es) a summary of this Policy.

Ultimately, if the measures adopted to manage a specific conflict are not sufficient to guarantee, with reasonable certainty, that the risks will be prevented, BBVA will reveal to you the nature or origin of the conflict before acting on its own, so that you can make the decision you deem most appropriate regarding the Cryptoasset Services provided to you.

**Custody of Cryptoassets:** In accordance with the Custody Policy for Cryptoassets on Behalf of Clients, BBVA applies measures that ensure the proper separation of our clients' Cryptoassets and those of the Bank itself. In addition, the Bank maintains records that ensure the accuracy and correspondence of Cryptoassets and their holders, as well as other appropriate organizational measures aimed at the protection of clients' Cryptoassets.

Additionally, in relation to the custody of Cryptoassets, the following aspects must be taken into account:

- **Use of omnibus distributed register addresses:** BBVA will not create a distributed registry address per client to store its crypto assets, but will keep them in omnibus distributed registry addresses owned by the Bank, separate in all cases from the distributed registry addresses where BBVA's own crypto assets are located. The Bank will maintain a record of positions that will contain the identity of each client participating in the omnibus distributed registration address and their positions in an individualized and unequivocal manner. Since BBVA is the owner of the private cryptographic keys, clients will not have access to the private keys of the distributed registry addresses that control and safeguard clients' crypto assets.
- **Use of Cryptoassets:** BBVA will not use crypto assets belonging to its clients for its own account.

Neither Cryptoassets nor client funds linked to the Cryptoasset Services are covered by the Deposit Guarantee Fund or the Investment Guarantee Fund.

## What Cryptoasset Services are provided?

### Description of Cryptoasset Services

- **Execution of Cryptoasset orders on behalf of clients:** Service consisting of receiving a client's order to buy or sell one or more Cryptoassets, or to subscribe to one or more Cryptoassets, and transmitting that order to a third party for its corresponding execution.
- **Custody and administration of Cryptoassets on behalf of clients:** Service consisting of the safekeeping and control, on behalf of the client, of Cryptoassets in omnibus distributed registry addresses through private cryptographic keys owned by BBVA that control said distributed registry addresses. Cryptoassets acquired by customers through BBVA are not kept in individualized distributed registry addresses for each client. BBVA is the sole and exclusive owner of said means of access that provide access to the clients' Cryptoassets.

- **Transfer of Cryptoassets on behalf of clients:** a service that consists of the transfer of Cryptoassets from one distributed ledger address to another. Only the following types of transfers may be made:

1. At your request, following the instructions provided by the Bank for the request of this service, BBVA will return all or part of your Cryptoassets in custody, exclusively to an external distributed registry address owned by you at another duly authorized Cryptoasset service provider in the European Union. It is not possible to transfer Cryptoassets to third parties or use them as a means of payment.
2. At the request of his/her heir(s), after the corresponding processing of the probate case.
3. As a result of a request for seizure by a judicial authority or any other requirement made by a jurisdictional or administrative body that requires the return of Cryptoassets. You will not be able to sell or request the return of the seized Cryptoassets, and BBVA may transfer them following the instructions of the relevant body.
4. Transfers required for compliance with a legal obligation, court ruling, or administrative order.

## Need to contract other products or services

In order to provide the Cryptoasset Services, you must have a current account in euros with BBVA in which the collections and payments arising from the Cryptoasset Services will be made.

Furthermore, since the Cryptoasset Services are provided through the Entity's digital channels, you need to have a Multichannel contract, which has no cost for you, and to have access to the BBVA mobile application.

## Information on Crypto Asset Execution Policy

BBVA will provide you, together with the Contract for the provision of Cryptoasset Services, with the Cryptoasset Execution Policy ("**Execution Policy**"), which contains:

- The Cryptoassets for which BBVA will accept purchase or sale orders from its clients for execution.

- The list of execution venues, understood as other entities that provide services on Cryptoassets such as trading platforms, in which BBVA generally trusts, to obtain the best possible result in the execution of orders instructed by its clients.
- The relative importance that BBVA assigns to the different factors that affect the execution of orders, when executing its clients' purchase or sale orders for Cryptoassets.
- The criteria and factors used, if any, when selecting a particular execution venue for the execution of an order to buy or sell Cryptoassets.
- The way in which BBVA controls and verifies that the best possible results have been obtained for its clients, the total expenses that may be incurred.
- The total expenses that may be incurred.

The updated Execution Policy is available on the website [www.bbva.es](http://www.bbva.es)

## **Types of Cryptoassets on which Cryptoasset Services are provided**

The Cryptoassets that you will be able to transact through the Cryptoasset Service will be those that are within the scope of Regulation (EU) 2023/1114 relating to Cryptoasset markets (MiCA) and which BBVA identifies at any time.

## **Risks associated with Cryptoassets**

Attached as Annex I is a document providing information on the risks associated with investing in Cryptoassets. It is important to read and understand the risks of this investment, which are explained in detail in Annex I.

## **What are the annual costs?**

### **Cryptoasset Services Fees**

BBVA will charge the following fees:

- For the Order Execution service 1.49% on cash.
- For the custody and administration service of Cryptoassets, 0% on the equivalent balance in euros of the Cryptoasset account.
- For the Cryptoasset transfer service, 4% on the equivalent amount in euros of the transfer.

It is available at [www.bbva.es](http://www.bbva.es) BBVA's costs and commissions for the provision of Cryptoasset Services.

In any case, when you place a specific order, you will be informed of the specific costs of your order, adjusted to the conditions of the order. In cases where there may be additional costs, we will quote them to you prior to any transaction.

In addition to these costs, there is a possibility that other costs may arise for the Client that are not related to the provision of the Cryptoasset Services, including the payment of taxes not included in this document and whose payment is not made through BBVA.

### **Applicable operating limits**

- The minimum amount of a purchase and/or sale order is 10 euros.
- The minimum balance in Cryptoassets that you must have in order to proceed with their sale must have a value of at least equal to or greater than 10 euros. If this value is less than 10 euros but more than 5 euros, you must sell all the crypto assets. However, if the value is less than 5 euros, they cannot be sold.
- The accumulated amount of annual Cryptoasset purchases will be limited to a maximum of €20,000.
- If you are a client in the Private Banking segment, the accumulated amount of annual purchases will be limited to a maximum of €100,000.
- The accumulated amounts will be calculated by the difference between the amounts of purchases and sales made during the year at any given time, without taking into account the revaluations or losses in market value of the Cryptoassets.
- Each year, these accumulated amounts will return to the initial amount, regardless of the limit consumed up to then.
- You may request an increase in the operating limit at any time through the channels up to €50,000. If you are a client in the Private Banking segment, you may request an increase in the operating limit at any time through the channels up to €250,000.

## **Other important information**

### **Who are the Cryptoasset Services for?**

Cryptoasset Services are provided to individuals of legal age who are tax residents in the Kingdom of Spain.

### **How we will report on investment in Cryptoassets?**

On a quarterly basis, we will provide you with a position statement that will identify the Cryptoassets registered in your name, their balance and their value.

In addition to the above, you can access information on your investments in Cryptoassets at any time through the channels set up by the Bank at any time, as well as request a position statement at any time.

### **Liability:**

In relation to the provision of the Execution Service, BBVA receives from independent third-party providers the purchase and sale prices of Cryptoassets that clients view. BBVA does not participate in the preparation or validation of these prices, which are made available to customers for information purposes only through the channels set up by the Bank at any given time. Therefore, BBVA is not liable if the published prices may differ from those at which a purchase or sale order may ultimately be executed.

In addition, BBVA, having received notification, will not be liable for any damages that may be caused in compliance with the seizure instructions, judicial or administrative impediments of the seizing body.

### **Withdrawal:**

Since the formalization of the contract subject to the Cryptoasset Services related in this document will be executed remotely, you will not be able to withdraw from it in accordance with the provisions of the regulations governing the remote sale and marketing of financial services, which applies to Cryptoasset Services by express reference to Regulation (EU) 2023/1114 of the European Parliament and of the Council, of May 31, 2023, regarding Cryptoasset markets, since during the period in which this right can be exercised, purchases and sales of Cryptoassets can be made.

## ANNEX I

### Risk information

**INVESTMENT IN CRYPTOASSETS IS HIGHLY SPECULATIVE AND VOLATILE, MAY UNDERGO SIGNIFICANT VARIATIONS, MAY NOT BE SUITABLE FOR ALL TYPES OF INVESTORS, AND MAY EVEN LEAD TO TOTAL LOSS OF THE INVESTMENT.**

**PAY ATTENTION TO THE FOLLOWING INFORMATION REGARDING THE RISKS OF THE INVESTMENT YOU HAVE DECIDED TO MAKE AND ASK YOUR QUESTIONS BEFORE STARTING ANY OPERATION.**



#### RISK INFORMATION

**1.1 High risk investment:** Investment in Cryptoassets is highly speculative, highly volatile and not backed by a central bank or other public authorities, and may result in the total loss of the investment. Therefore, a disproportionate exposure of personal assets may not be appropriate. These are complex instruments, which may not be suitable for small investors, and whose price involves a highly speculative component that may even result in the total loss of the investment.

**1.2 Lack of customer protection mechanisms:** Investments in Cryptoassets are not covered by customer protection mechanisms such as the Deposit Guarantee Fund or the Investment Guarantee Fund.

**1.3 Price formation:** Cryptoasset prices can be formed in the absence of effective mechanisms to prevent their manipulation. Sometimes they can be formed without public information to support them. Cryptoassets can undergo sudden and significant price fluctuations up and down.

**1.4 Lack of liquidity:** Cryptoassets may lack the liquidity necessary to unwind an investment without suffering significant losses, especially since their circulation among investors, both retail and professional, can be very limited.

1.5 **Risk of custodian bank insolvency or resolution:** Even when the clients' Cryptoassets are duly separated from the custodian's own assets in accordance with applicable regulations, the custodian's insolvency could entail the lack of recognition of the investor as the owner of the Cryptoassets.

1.6 **They are not means of payment:** From a legal point of view, Cryptoassets are not considered a means of payment, so it is not mandatory to accept them as such to pay off debts or other obligations.

1.7 **Risks of theft, fraud or loss:** The loss or theft of private keys may result in the loss of Cryptoassets, with no possibility of recovering them.

1.8 **Risks inherent to technology:** Distributed ledger technologies are still at an early stage of maturity, with many of these networks having been created recently, so they may not be sufficiently tested and there could be significant flaws in their operation and security. The registration of transactions in networks based on distributed ledger technologies works through consensus protocols that may be susceptible to attacks that attempt to alter said record and, if these are successful, there would be no alternative record to support said transactions nor the balances corresponding to the public keys, and all crypto assets could be lost

The anonymity that Cryptoassets can provide makes them a target for cybercriminals, since if they steal credentials or private keys, they can transfer the Cryptoassets to addresses that make their recovery difficult or impossible.

**VERY IMPORTANT.** It is essential that before investing in Cryptoassets, you consider all the associated risks and assess whether you have sufficient information to understand this product and the services.