



Act No. 2001-624 of July 17, 2001, amended by Act No. 2003-775 of August 21, 2003, on the reform of pensions, codified in the Social Security Code, in Chapter V bis entitled *Fonds de réserve pour les retraites* in Articles L135-6 to L135-15.

Social Security Code

Chapter V bis: *Fonds de réserve pour les retraites* (the Fund)

Article L135-10

(Inserted by Act No. 2001-624 of July 17, 2001 Art. 6 I Official Gazette of July 18, 2001 in force on January 1, 2002)

(Act No. 2004-1370 dated December 20, 2004, Article 56 II, published in the Journal officiel issued on December 21, 2004)

The *Caisse des dépôts et consignations* shall ensure the administrative management of the Fund, under the authority of the Executive Board and in accordance with the terms and conditions set forth in the decree issued by the Council of State. This activity is independent of all other activities of the *Caisse des dépôts et consignations* and its subsidiaries.

Through periodically renewed mandates and in accordance with the procedures set forth in the Government Procurement Code, financial management of the Fund is entrusted to investment firms whose principal activity is the service described in Paragraph 4 of Article L321-1 of the Monetary and Financial Code.

As an exception to the preceding paragraph, in these exceptional cases, on a temporary basis and in the interest of safeguarding the assets held by the Fund, the latter may ensure their financial management directly, without recourse to the services of the external asset managers mentioned in said paragraph. The conditions under which this exception is authorized are set forth in a joint order issued by the French Ministers in charge of the Economy and Social Security. The financial instruments that the Fund is authorized to hold or use are those listed in Paragraph I of Article L211-1 of the Monetary and Financial Code.

Decree No. 2001-1214 of December 19, 2001 pertaining to the *Fonds de réserve pour les retraites* (the "Fund")

Article R135-24

(Inserted by Decree No. 2001-1214 of December 19, 2001, Art. 1, Official Gazette of December 21, 2001, in force on January 1, 2002)

The administrative management duties described in Article L135-10 and carried out under the authority of the Executive Board include:

- Secretarial services for the Fund's committees and boards; legal, accounting and budget assistance;
 - Preparation of RFPs launched to select the third-party portfolio management firms referred to in Article L135-10;
 - General management of the Fund's cash flow that cannot be performed by the firms referred to in the preceding line;
 - Preparation of Executive Board recommendations to the Supervisory Board on the Fund's general investment policy orientations;
 - The custodial services described in item 1^o of Article L321-2 of the Monetary and Financial Code;
 - Oversight of the performance of the mandates described in Article L135-10.
- An agreement between the Fund and the *Caisse des dépôts* provides for the Fund's administrative management. In particular, it describes the resources allocated by the *Caisse* to perform this task. Once the agreement becomes enforceable as provided for in Article R135-26, it shall be communicated to Supervisory Board members.