

# INTERIM INSOLVENCY REPORT

## on the transfer of the remaining loans

Insolvency Report No **45** by the Bankruptcy Trustees of

**DSB Bank N.V.**

**17 November 2021**

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*The public insolvency reports of DSB Bank N.V. ("**DSB Bank**") are published online on the website [www.dsbbank.nl](http://www.dsbbank.nl). In future, the trustees in the bankruptcy of DSB Bank ("**Bankruptcy Trustees**") will use this website to publish other information on the case and the progress of the insolvency proceedings.*

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### **Introductory remarks**

The 'introductory remarks' on page 4 of the forty-fourth public insolvency report of 29 October 2021 also apply to this interim insolvency report.

### **1. Transfer of the loan portfolio**

#### **1.1. General**

The forty-third public insolvency report ("Public Report") for DSB Bank stated that the Bankruptcy Trustees and Finqus had entered into an agreement to sell the remaining loan portfolio to (a subsidiary of) NIBC Bank N.V. ("**NIBC Bank**") on 16 July 2021. The same report stated that the actual transfer was subject to the approval of De Nederlandsche Bank N.V. ("**DNB**") and the Netherlands Authority for Consumers and Markets ("**ACM**"). Consent to the transfer was received from ACM on 6 August 2021 and from DNB on 8 November 2021.

The loan portfolio was transferred on 17 November 2021. Some €1.4 billion was received, being the balance of the purchase price of approximately €1,650 million on 1 February 2021 with settlement of receipts and costs related to the portfolio since that date.

This link is to today's Dutch-language press release announcing the transfer:

<https://www.dsbbank.nl/nl/home/nieuws>

#### **1.2. Structure of the transfer of the loan portfolio**

The structure of the transfer means that after receiving the purchase price (i) DSB Bank has transferred the underlying contracts in the loan portfolio by a handover of the contract to (a subsidiary of) NIBC Bank, and (ii) Finqus has transferred the receivables on those loans by assignment to (a subsidiary of) NIBC Bank.

An amount of €45 million of the receipts has been deposited in blocked accounts for periods of up to one year in connection with the sale.

### 1.3. DSB Bank/Finqus customers

Customers with a loan at Finqus have already been notified of the forthcoming transfer of their loans to (a subsidiary of) NIBC Bank. This week, they will receive a further notice that the transfer has actually taken place (see also <https://www.finqus.nl/>).

## **2. Final distribution and the completion of the insolvency**

### 2.1. Final distribution

The proceeds from the loan portfolio are such that, after allowing for all settlement costs, the remaining creditors of DSB Bank will be able to receive the remainder of their validated claims. Subject to certain formalities, the Bankruptcy Trustees expect that the final distribution will take place this year.

To date, 80.5% has been paid out to all unsecured creditors and no distribution has been made to subordinated creditors. In early December, the Bankruptcy Trustees will file a final distribution list with the Amsterdam District Court for a distribution of the remaining 19.5% to the unsecured creditors and 100% to the subordinated creditors. This will involve some €752 million in total.

### 2.2. Completion of the insolvency of DSB Bank

The insolvency of DSB Bank will be completed when the final distribution list is declared binding and the Bankruptcy Trustees have made the final distribution. The Bankruptcy Trustees expect that the final distribution list will be declared binding before the end of December 2021.

## **3. Phase after the final distribution and completion of the insolvency**

As a result of the completion of the insolvency, interest accrued since the date on which DSB Bank was declared bankrupt will become payable to the creditors. As stated in the forty-fourth public report, the Bankruptcy Trustees expect that there will be a surplus after payment of the final distribution and the settlement of ongoing matters. Partly as a result of the receipt of some €1.4 billion (see section 1.1) and the final distribution of some €752 million (see section 2.1), it is expected that the surplus will be in excess of €600 million.

DSB Bank is currently preparing an efficient distribution of the remaining surplus to creditors. At the end of 2020, the Bankruptcy Trustees estimated the interest claims of these creditors to be €731 million but that amount will increase because of interest since 1 January 2021. In addition, this amount still has to be established more precisely. The Bankruptcy Trustees do not expect that it will be possible to pay the full amount of accrued interest nor that payment of these creditors will in any event occur before the second quarter of 2022. The Bankruptcy Trustees will provide more information on the proposed settlement method in a subsequent public report.

**4. Publication of the next report**

The next public report is expected to be published once the liquidation of DSB Bank has been completed and so it is expected that it will be the final public report for DSB Bank in bankruptcy. The final report will also present a review of the entire period of the liquidation. If warranted by circumstances, an earlier, interim report will be released.

Wognum, 17 November 2021

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