

Chapter I of the Clearing Conditions of Eurex Clearing AG

General Provisions

As of 02.03.2020

AMENDMENTS ARE MARKED AS FOLLOWS:

INSERTIONS ARE UNDERLINED,

DELETIONS ARE CROSSED OUT.

[...]

Part 1 General Clearing Provisions

1 General Rules

[...]

1.11 Limitations regarding Clearing of OTC Interest Rate Derivative Transactions for Japanese clients

Regarding the Clearing of OTC Interest Rate Derivative Transactions for Japanese clients, the Clearing Member represents and warrants by way of an independent guarantee and irrespective of fault (*selbständiges, verschuldensunabhängiges Garantieverprechen*) to Eurex Clearing AG that

- (1) it will not clear OTC Interest Rate Derivative Transactions for Indirect Clients or Undisclosed Direct Clients that qualify as Japanese persons under the Japanese Financial Instruments and Exchange Act; and that
- (2) it will limit the Clearing of OTC Interest Rate Derivative Transactions for Japanese Disclosed Direct Clients to the Clearing of OTC Interest Rate Derivative Transactions with currencies other than JPY.

1.12 Limitations regarding Clearing of Transactions by Japanese Clearing Members

A Clearing Member that qualifies as a Japanese person under the Japanese Financial Instruments and Exchange Act represents and warrants by way of an independent guarantee and irrespective of fault (*selbständiges, verschuldensunabhängiges Garantieverprechen*) to Eurex Clearing AG that it will limit its Clearing activities to Transactions

- (1) that are OTC Interest Rate Derivative Transactions,
- (2) with currencies other than JPY, and
- (3) that are Own Transactions.

[...]

1.130 FIC Board Advisory Committee

1.130.1 Eurex Clearing AG will establish a FIC board advisory committee (the “**FIC Board Advisory Committee**”) for the purpose of consulting with and making recommendations to the executive boards of Eurex Clearing AG, Eurex Frankfurt AG and Eurex Repo GmbH (together the “**Eurex Group**”) with respect to the FIC Matters (as defined in Number 1.103.2), provided that this would not constitute a breach of law, a breach of an order of a court of a competent jurisdiction or of an applicable governmental, quasi-governmental or regulatory body.

1.130.2 “**FIC Matters**” with respect to the FIC Board Advisory Committee shall be exclusively the following:

[...]

1.130.3 The FIC Board Advisory Committee consists of up to 10 (ten) committee members (“**FIC Committee Members**”). The FIC Committee Members shall be appointed in accordance with the procedure set out in in the statutes for the FIC Board Advisory Committee.

[...]

[...]
