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\*\*\*\*\*

AMENDMENTS ARE MARKED AS FOLLOWS:

INSERTIONS ARE UNDERLINED

DELETIONS ARE CROSSED OUT

\*\*\*\*\*

## Chapter I General Provisions

### Part 1 General Clearing Provisions

[...]

#### 2. Clearing Members

##### 2.1 Clearing-License

[...]

##### 2.1.2 General Prerequisites for Clearing Licenses

[...]

(5) The applicant shall provide evidence for compliance with the following requirements:

[...]

- (c) The use of at least one sufficiently qualified clearing staff member per Clearing License in the back office for the orderly fulfilment of the clearing obligations ~~during the times specified in the Special Clearing Provisions~~; a sufficient qualification is assumed if the test for clearing staff members offered by Eurex Clearing AG (clearer test) has been passed successfully. Number 1.2.6 shall remain unaffected. A Clearing Member is not obliged to use a qualified clearing staff member in case of outsourcing to an affiliated company according to Number 15.2.

[...]

- (g) Each Clearing Member shall appoint at least one of his employees as emergency contact for Eurex Clearing AG to initiate necessary measures in emergency cases who shall be available during regular business hours; the Clearing Member needs to register the contact vis-à-vis Eurex Clearing AG.

[...]

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## 15.2 Fulfilment and partial outsourcing of Clearing-related functions

[...]

15.2.3 Any Outsourcing shall fulfil the following requirements:

[...]

- (3) the orderly conduct of the Outsourced Functions is ensured; in this respect, the Outsourcer is required to:
- (a) contractually oblige the Insourcer to (i) appoint a qualified employee in the back office pursuant to Number 2.1.2 Paragraph (5) (c), applied *mutatis mutandis* (this shall only apply if the Outsourcer itself is required to comply with such requirement unless outsourcing to an affiliated company and shall not apply if the Insourcer is a Clearing Member which is already required to comply with such requirement vis-à-vis Eurex Clearing AG directly), (ii) keep customer-related data (i.e. data relating to the Outsourcer's customers) confidential and to implement adequate technical and organisational measures to adequately protect such customer-related data, and to (iii) only use such customer-related data for the purposes of fulfilling the Outsourced Functions;

[...]

- (e) to provide to Eurex Clearing AG the following information in a format determined by Eurex Clearing AG: (i) a list of the Outsourced Functions, (ii) the name and registered office of the Insourcer, (iii) a confirmation that the Insourcer has adequate resources and expertise for the performance of the Outsourced Functions, (iv) the envisaged term of the Outsourcing, (v) the contact persons at the Outsourcer and the Insourcer in relation to the Outsourced Functions, including in each case at least one contact person to escalate any issues in respect of the Outsourced Functions who shall be available without interruptions during regular business hours and has sufficient German or English language skills, (vi) in case of outsourcing to an affiliated company, documentation of ownership structure (e.g. annual consolidated financial statement or written confirmation from a certified accountant), and (vii) any other information as may reasonably be requested by Eurex Clearing AG for the purposes of assessing the envisaged Outsourcing;

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## Chapter II Transactions Concluded at Eurex Deutschland and Eurex Zürich (Eurex Exchanges)

### Part 1 General Provisions

[...]

#### 1.1 Clearing Licenses

[...]

##### 1.1.2 Prerequisites for Clearing Licenses

[...]

~~e) The use of at least one sufficiently qualified clearing staff member according to Chapter I Part 1 Number 2.1.2 Paragraph (5)(c). The clearing staff member has to be physically present and available via telephone and fax during the Business Day until 19:00 CET. From 19:00 CET to until 22:30 CET, the applicant has to ensure that a sufficiently qualified clearing staff member is available via telephone.~~

[...]

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## Chapter III Transactions at Eurex Bonds GmbH (Eurex Bonds)

### Part 1 General Provisions

[...]

#### 1.1 Clearing Licenses

[...]

##### 1.1.2 Prerequisites for Clearing Licenses

[...]

~~(c) The use of at least one sufficiently qualified clearing staff member according to Chapter I Part 1 Number 2.1.2 Paragraph (5)(c). The clearing staff member has to be physically present and available via telephone and fax during the Business Day until 19:00 CET. From 19:00 CET to 20:00 CET, the applicant has to ensure that a sufficiently qualified clearing staff member is available via telephone.~~

[...]

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## Chapter IV Clearing of Transactions at Eurex Repo GmbH (Eurex Repo)

### Part 1 General Provisions

[...]

#### 1.1 Clearing Licenses

[...]

##### 1.1.2 Prerequisites for Clearing Licenses

[...]

~~(c) The use of at least one sufficiently qualified clearing staff member according to Chapter I Part 1 Number 2.1.2 Paragraph (5)(c). The clearing staff member has to be physically present and available via telephone and fax during the Business Day until 18:00 CET. From 18:00 CET to 20:00 CET, the applicant has to ensure that a sufficiently qualified clearing staff member is available via telephone.[...]~~

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## Chapter V Transactions Concluded at the Frankfurter Wertpapierbörse

### Part 1 General Provisions

[...]

#### 1.1 Clearing Licenses

[...]

##### 1.1.2 Prerequisites for Clearing Licenses

[...]

~~(c) The use of at least one sufficiently qualified clearing staff member according to Chapter I Part 1 Number 2.1.2 Paragraph (5)(c). The clearing staff member has to be physically present and available via telephone and fax during the Business Day until 19:00 CET. From 19:00 CET to 20:00 CET, the applicant has to ensure that a sufficiently qualified clearing staff member is available via telephone.~~

[...]

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## Chapter VI Transactions Concluded at the Irish Stock Exchange (ISE Dublin)

### Part 1 General Provisions

[...]

#### 1.1 Clearing Licenses

[...]

##### 1.1.2 Prerequisites for Clearing Licenses

[...]

~~(b) The use of at least one sufficiently qualified clearing staff member according to Chapter I Part 1 Number 2.1.2 Paragraph (5)(c). The clearing staff member has to be physically present and available via telephone and fax during the Business Day until 19:00 CET. From 19:00 CET to 21:00 CET, the applicant has to ensure that a sufficiently qualified clearing staff member is available via telephone.~~

[...]

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## Chapter VIII Clearing of OTC Derivative Transactions

[...]

### Part 2 Clearing of OTC Interest Rate Derivative Transactions

#### 2.1 General Provisions

[...]

#### 2.1.1 License for the Clearing of OTC Interest Rate Derivative Transactions

[...]

#### 2.1.3.1 Requirements for the Granting of an Interest Rate Derivative Clearing License

[...]

~~(h) — The use of at least one sufficiently qualified clearing staff member according to Chapter I Part 1 Number 2.1.2 Paragraph (5)(c). The clearing staff member has to be physically present and available via telephone and fax during the Business Day until 19:00 CET. From 19:00 CET to 22:30 CET, the applicant has to ensure that a sufficiently qualified clearing staff member is available via telephone.~~



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## Chapter IX Clearing of Securities Lending Transactions

### Part 1 General Provisions

[...]

#### 1.1 Clearing License

[...]

##### 1.1.2 Prerequisites of Clearing Licenses

[...]

~~(e) The use of at least one sufficiently qualified clearing staff member according to Chapter I Part 1 Number 2.1.2 Paragraph (5)(c). The clearing staff member has to be physically present and available via telephone and fax during the Business Day until 19:00 CET. From 19:00 CET to 20:00 CET, the applicant has to ensure that a sufficiently qualified clearing staff member is available via telephone.~~

[...]