

Chapter VIII of the Clearing Conditions of Eurex Clearing AG

Clearing of OTC Interest Rate Derivative Transactions, OTC FX Transactions and OTC XCCY Transactions

As of 20.09.2021

AMENDMENTS ARE MARKED AS FOLLOWS:

INSERTIONS ARE UNDERLINED

DELETIONS ARE CROSSED OUT

Part 1 General Provisions

[...]

1.2 Conclusion of Transactions

[...]

1.2.1 Novation of Original OTC Transactions

[...]

(7) For the purposes of this Chapter VIII,

- (a) “**Approved Trade Source System**” or “**ATS**” means a provider of trade information to be appointed by each of the parties to an Original OTC Transaction, and recognised by Eurex Clearing AG, for the purpose of transmitting Trade Records for Clearing with Eurex Clearing AG, as published on the ~~website of~~ Eurex Clearing AG (~~Website~~www.eurexclearing.com).

[...]

1.2.3 Novation Criteria

- (1) Eurex Clearing AG will accept an Original OTC Transaction for inclusion in the Clearing in accordance with the novation process if all of the following novation criteria are fulfilled:

[...]

7. The Original OTC Transaction that is transmitted to the system of Eurex Clearing AG in order to be novated into an OTC Interest Rate Derivative Transaction must be of a product type recognised by Eurex Clearing AG as published on the Eurex Clearing Website~~its website~~ (~~www.eurexclearing.com~~) and provided for in Part 2 (the “**Product Type**”);

[...]

Part 2 Clearing of OTC Interest Rate Derivative Transactions

2.1 General Provisions

[...]

2.1.2 Types of Transactions eligible for the Clearing; Additional Terms

- (1) On the basis of the relevant Transaction Type specific novation criteria set out in Number 2.1.5.1 below, Eurex Clearing AG determines the Product Types of OTC Interest Rate Derivative Transactions to be included in the Clearing of Eurex Clearing AG and publishes the relevant Product Types on [the Eurex Clearing Website its website \(www.eurexclearing.com\)](http://www.eurexclearing.com).

[...]

[...]

Part 3 Clearing of OTC FX Transactions

3.1 General Provisions

[...]

3.1.3 OTC Currency Products Clearing License

The OTC Clearing License granted for the Clearing of OTC FX Transactions and OTC XCCY Transactions (as defined in Part 4 Number 4.1.1) (the “**OTC Currency Products Clearing License**”) entitles

[...]

(B) [...]

- (1) The applicant is (i) an institution within the meaning of Article 2 lit. (b) of the Settlement Finality Directive and has provided evidence thereof in a form satisfactory to Eurex Clearing AG and (ii) a participant in an ATS designated by Eurex Clearing AG on [the Eurex Clearing Website its website \(www.eurexclearing.com\)](http://www.eurexclearing.com) in respect of OTC FX Transactions.

[...]

[...]

Part 4 Clearing of OTC XCCY Transactions

4.1 General Provisions

[...]

4.1.3 Additional Requirements for an OTC Currency Product Clearing License to clear OTC XCCY Transactions

The OTC Currency Products Clearing License granted pursuant to Part 3 Number 3.1.3 entitles the Clearing Member to clear also OTC XCCY Transactions as further set out in Part 3 Number 3.1.3 if the applicant is a participant in an ATS designated by Eurex Clearing AG on ~~the Eurex Clearing Website its website (www.eurexclearing.com)~~ in respect of OTC XCCY Transactions and the applicant has opted to clear OTC XCCY Transactions.

[...]
