

	Eurex04e
Clearing Conditions of Eurex Clearing AG	As of 02.05.2016
	Page 1

AMENDMENTS ARE MARKED AS FOLLOWS:

INSERTIONS ARE UNDERLINED,

DELETIONS ARE CROSSED OUT.

Chapter VIII Clearing of OTC Derivative Transactions

[...]

Part 1 General Provisions

[...]

1.2.1 Novation

[...]

(7) For the purposes of this Chapter VIII,

- (a) **“Approved Trade Source System”** 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 of OTC Interest Rate Derivative Transactions for Clearing with and receiving communications about any De-Clearing (Part 2 Number 2.7.3) of such transactions from, Eurex Clearing AG, as published on the website of Eurex Clearing AG (www.eurexclearing.com).

[...]

[...]

Part 2 Clearing of OTC Interest Rate Derivative Transactions

[...]

2.1.4.3 Daily Novation Process

[...]

(4) A Clearing Member, a Registered Customer or a FCM Client may subsequently cancel the submission with respect to:

- (a) any Original OTC Transactions submitted to Eurex Clearing AG via an Approved Trade Source System and intended to be novated within the Daily Novation if the relevant Original OTC Transactions have not been novated; and/or

- (b) any CCP Transaction intended to be transferred pursuant to Number 2.6, to be terminated ~~or de-cleared~~ pursuant to 2.7,

	Eurex04e
Clearing Conditions of Eurex Clearing AG	As of 02.05.2016
	Page 2

[...]

[...]

2.8 Termination ~~and De-Clearing~~

- (1) A CCP Transaction or a CM-RC Transaction, if applicable, that is an OTC Interest Rate Derivative Transaction may be terminated ~~, and a De-Clearing (as defined in Number 2.8.3) may be effected with respect to a CCP Transaction that is an OTC Interest Rate Derivative Transaction,~~ in accordance with Paragraphs (2) to (8) and Numbers 2.8.1 to 2.8.3 ~~2~~ below, as applicable.
- (2) A Clearing Member may, with the consent of Eurex Clearing AG, terminate a CCP Transaction or convert an RC-Related Transaction into an Own Transaction ~~or effect a De-Clearing~~ in accordance with this Number 2.8.
- (3) Any termination ~~or De-Clearing~~ pursuant to this Number 2.8 shall take effect when a respective OTC Trade Daily Summary Report is made available to the relevant Clearing Members via Eurex Clearing AG's system.

[...]

[...]

~~2.8.3 De-Clearing~~

- ~~(1) Two CCP Transactions that have identical terms and which constitute Own Transactions, RC-Related Transactions or Customer-Related Transactions of the relevant Clearing Members may be removed from Clearing by means of cancellation of the two CCP Transactions ("De-Clearing") provided that:

 - ~~(a) Eurex Clearing AG and both Clearing Members have given their consent to such De-Clearing;~~
 - ~~(b) both relevant Clearing Members or relevant Registered Customers or one Clearing Member and the relevant Registered Customer were a party to the Original OTC Transaction; and~~
 - ~~(c) none of the two CCP Transactions created upon novation of the Original OTC Transaction was subject to (i) any netting or accumulation pursuant to Number 2.6 or (ii) a transfer or trade amendment pursuant to Number 2.7 or (iii) a termination of a corresponding CM-RC Transaction, if applicable, pursuant to Number 2.8.1.~~~~
- ~~(2) Eurex Clearing AG will notify the relevant Approved Trade Source System of a De-Clearing. If so provided for in the bilateral agreement of the parties to the Original OTC Transaction, upon a De-Clearing the Original OTC Transaction may be re-instated in accordance with the relevant bilateral agreement. For the avoidance of doubt, the parties may instruct the Approved Trade Source System to re-submit the same or an amended trade record of such Original OTC Transaction to Eurex Clearing AG for inclusion into the Clearing.~~

[...]
