

Chapter II of the Clearing Conditions of Eurex Clearing AG

Transactions Concluded at Eurex Deutschland

(Eurex Exchange)

As of 03.06.2024

AMENDMENTS ARE MARKED AS FOLLOWS:

INSERTIONS ARE UNDERLINED;

DELETIONS ARE CROSED OUT

[...]

Part 2 Clearing of Futures Contracts

[...]

2.3 Clearing of Fixed Income Futures Contracts

[...]

2.3.5 Failure to Deliver

[...]

(4) In case of a failure to deliver debt securities, the Clearing Member which did not deliver the debt securities in time shall pay a contractual penalty in accordance with the following provisions:

(b) [...]

Such percentage shall be determined by Eurex Clearing AG in advance and shall be based on (i) the effective rate for the marginal lending facility of the European Central Bank (as published or referred to on its website) plus 100 basis points, or (ii), with respect to CONF Futures Contracts, the effective rate for the liquidity-shortage financing facility of the Swiss National Bank (as published or referred to on its website) plus 100 basis points.

The Clearing Member shall not be obliged to pay the Penalty Amount to Eurex Clearing AG, when the Clearing Member, which failed to deliver the debt securities, can prove to Eurex Clearing AG that the non-delivery of the debt securities was caused by Eurex Clearing AG or the relevant Settlement Location.

[...]

[...]
