clear to trade

eurex clearing *circular 011/11*

Date: February 11, 2011
Recipients: All Clearing Members of Eurex Clearing AG and Vendors
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Xetra® International Market UK & Ireland: Change of Buy-In Schedule, Regulation for Settlement outside of original CSD

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Content may be most important for:	**Attachment:**
➲ All departments	Updated sections of Clearing Conditions for Eurex Clearing AG

Summary:

Within the scope of clearing and settlement services for Xetra® International Market for the British and Irish markets, Eurex Clearing will change the Clearing Conditions for Eurex Clearing AG to reflect the following measures:

The buy-in schedule for Xetra® International Market UK will be changed to be in line with the buy-in schedule of the product "Options on British Equities" of the Eurex Exchanges.

A regulation will be included in case corporate actions create new securities, which are not eligible for settlement in the original CSD (Euroclear UK & Ireland, EUI).

Both regulations will take effect on **March 1, 2011**.

Xetra® International Market, UK & Ireland: Change of Buy-In Schedule, Regulation for Settlement outside of original CSD

Change of Buy-in Schedule

The buy-in schedule for Xetra® International Market UK will be changed to allow the third buy-in on S+20 to have one buy-in schedule for Xetra® International Market UK and "Options on British Equities" (buy-in schedule: S+5, S+10, S+20, cash settlement on S+21).

Settlement outside of original CSD

In case a corporate action generates new securities not eligible for settlement in the original CSD, Clearstream as service agent for the local markets will manually send the delivery instructions to another CSD which processes the new securities. If this is not possible, Clearstream will inform Eurex Clearing Operations to disclose counterparties and, if not successful, to settle by cash.

Both regulations will take effect on March 1, 2011.

If you have any questions or require further information, please contact our Member Services & Admission team at tel. +49-69-211-1 17 00 or fax +49-69-211-1 17 01.

February 11, 2011

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AMENDMENTS ARE MARKED AS FOLLOWS:

INSERTIONS ARE UNDERLINED

DELETIONS ARE CROSSED OUT

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[...]

Chapter V
Transactions Concluded at the Frankfurter Wertpapierbörse

[...]

Part 3
Transactions regarding foreign Securities and Rights with Settlement on the Home Market (”XIM-Transactions“)

[...]

3.2 Settlement of XIM Transactions

[...]

3.2.2.5 XIM Transactions with Settlement in Great Britain via Euroclear UK & Ireland

(1) If the Clearing Member obligated to deliver is in default of delivery of securities or rights traded in British Pounds, Chapter V Part 2 Number 2.2 shall apply. A delivery obligation is deem~~end~~ to be in default~~come delayed~~ without notice if it is not fulfilled in the ~~Crest~~ CREST System by the end of the value date. In deviation to Chapter V Part 2 Number 2.2 Paragraph 1 Item b, Eurex Clearing AG shall again attempt to replace the undelivered securities according to Chapter V Part 2 Number 2.2 Paragraph 3 or via an auction according to Chapter V Part 2 Number 2.2 Paragraph 1 Item c if the securities to be delivered are not delivered on the 20th business day after the described delivery date at the latest.

(2) If the Clearing Member obligated to deliver is in default of delivery of securities or rights traded in Euro, Chapter VI Part 2 Number 2.1.5 shall apply. A delivery obligation becomes delayed without notice if it is not fulfilled in the ~~Crest~~ CREST System by the end of the value date.

(3) In deviation to Number 3.2.2.1 Paragraph 11, Eurex Clearing AG shall charge from the defaulting Clearing Member a fee of 10 % of the value of the owed securities for each auction carried out in one security class according to Number 3.2.2.5 Paragraph 1; at least, however, GBP 225, and at most GBP 4,500.

(4) In deviation to Number 3.2.2.1 Paragraph 12, Eurex Clearing AG shall charge a compensation of expenses of GBP 450 for re-transfers of securities according to Number 3.2.2.5 Paragraph 1.

3.2.3 Corporate Actions

(1) If XIM Transactions not yet fulfilled refer to securities with regard to which a corporate action is carried out, Eurex Clearing AG shall, with the exception of XIM Transactions with settlement in Switzerland, in the course of clearing of such transactions, settle these actions in relationship to their Clearing Members according to the rules which apply hereto or are used in the respectively relevant home market.

(2) In view of lacking rules within the meaning of Paragraph 1, securities shall be transferred with the rights and obligations which existed at the time of transaction conclusion.

(3) If the delivery of securities or rights cannot be processed in the settlement system of the relevant home market due to a corporate action, Eurex Clearing AG is entitled to disclose its claim for transfer or to determine a cash settlement in accordance with Chapter V Part 2 Number 2.2 Paragraph 2 Items a-e.

[...]