

FCM Default Rules of Eurex Clearing AG

As of 03.07.2023

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AMENDMENTS ARE MARKED AS FOLLOWS:

INSERTIONS ARE UNDERLINED;

DELETIONS ARE CROSSED OUT

[...]

3 Contributions to the Default Fund by an FCM Clearing Member

3.1 Contributions to the Default Fund

3.1.1 Contributions and Calculation of the Contributions to the Default Fund

[...]

- (3) The obligation of an FCM Clearing Member to make an FCM Contribution becomes first due and payable as of the date of the granting of its FCM Clearing License.

Thereafter, an FCM Clearing Member shall be obliged to make an provide additional FCM Contribution whenever Eurex Clearing AG has made an adjustment to the FCM Contribution Requirement of the relevant FCM Clearing Member. Such obligation becomes due and payable upon notification of the adjusted FCM Contribution Requirement by Eurex Clearing AG.

If an FCM Clearing Member does not provide the relevant FCM Contribution in full within one Business Days after it has become due and payable, Eurex Clearing AG shall be entitled to collect any outstanding FCM Contributions from the relevant FCM Clearing Member Own Cash Account in accordance with the daily cash clearing procedure pursuant to Chapter I Number 1.4.1 of the FCM Regulations.

[...]

3.1.2 Provision of FCM Contributions to the Default Fund

[...]

- ~~(4) If an FCM Clearing Member does not provide the relevant FCM Contribution within five Business Days in full, Eurex Clearing AG shall be entitled to collect the (outstanding parts of the) relevant FCM Contributions to the Default Fund from~~

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~~the relevant FCM Clearing Member Own Cash Account in accordance with the daily cash clearing procedure pursuant to Chapter I Number 1.4.1 of the FCM Regulations.~~

(45) [...]
