

**Eurex Clearing AG**  
**ECAG Rule Certification 031-22**  
**May 4, 2022**

1. The text of the proposed amendments to the Clearing Conditions (“Clearing Conditions”) and Auction Terms (“Auction Terms”) of Eurex Clearing AG (“Eurex Clearing”) is appended as Attachment A. Any additions are underlined and any deletions are struck through.
2. The date of intended implementation of the proposed amendments is May 30, 2022.
3. Attached please find a certification that: (1) these amendments comply with the Commodity Exchange Act (the “Act”), and the Commission’s regulations thereunder; and (2) concurrent with the filing of this submission, Eurex Clearing is posting a copy of this filing to its website at: <https://www.eurex.com/ecen/rules-regs/regulations/cftc-dco-filings>.
4. A concise explanation and analysis of the operation, purpose, and effect of the amended rule appears below.
5. There were no opposing views expressed regarding these amended rules.
6. Confidential treatment is not requested.

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CONCISE EXPLANATION AND ANALYSIS OF THE OPERATION, PURPOSE, AND EFFECT OF THE PROPOSED RULE AND ITS COMPLIANCE WITH APPLICABLE PROVISIONS OF THE ACT, INCLUDING CORE PRINCIPLES AND THE COMMISSION’S REGULATIONS THEREUNDER

Eurex Clearing is proposing the following amendments to the Clearing Conditions and Auction Terms:

**1. Amendments to the Clearing Conditions and Auction Terms regarding the upcoming discontinuation of the services of Eurex Securities Transactions Services GmbH (“Eurex STS”)**

Eurex Clearing is proposing amendments to the Clearing Conditions and the Auction Terms in light of the upcoming discontinuation of the service offering of Eurex STS as Third Party Buy-In Agent. The proposed amendments enable Eurex Clearing to conduct a replacement purchase using the B7 application (Buy-In Agent platform, formerly operated by Eurex STS), to process a buy-in for failing securities deliveries to the CCP in accordance with the Clearing Conditions.

For the avoidance of doubt, Eurex Clearing cleared Eurex STS outside the scope of its DCO License, which only applies to swaps.

Further information regarding the operation, purpose and effect of the proposed amendments is discussed in the attached Eurex Clearing Circular 031-22, which is appended as Attachment A.

Eurex Clearing has identified the following DCO Core Principle as potentially being relevant to the above amendments:

1. DCO Core Principles C (Participant and Product Eligibility) and E (Settlement Procedure): The proposed amendments above will comply with DCO Core Principles C and E, as the amendments to the Clearing Conditions and Auction Terms reflect the discontinuation of a service offering in the U.S., that has been offered outside the scope of Eurex Clearing's DCO license, and all products cleared under the DCO license will continue to comply with these Core Principles.

U.S.C. §7a-2 AND COMMODITY FUTURES TRADING COMMISSION RULE 40.6, 17 C.F.R. §40.6

I hereby certify that:

- (1) the amendments comply with the Commodity Exchange Act, and the Commission's regulations thereunder; and
- (2) concurrent with the filing of this submission, Eurex Clearing is posting a copy of this filing to its website at: <https://www.eurex.com/ec-en/rules-regs/regulations/cftc-dco-filings>.

/s/ Eric Seinsheimer

By: Eric Seinsheimer

Title: US CCO, Eurex Clearing AG

Dated: May 04, 2022