

**ICE NGX CANADA INC.**  
**Rule Amendment Submission**  
**July 16, 2020**

1. The text of the amended provisions to the ICE NGX Canada Inc. (“ICE NGX”) Contracting Party Agreement (“CPA”) are attached as the Appendix. The CPA is part of ICE NGX’s rulebook. Additions to the text are underlined and deletions are struck through.
2. The date of intended implementation for these amendments is August 1, 2020 or such later date as determined by ICE NGX.
3. Attached, please find a certification that: (a) these rule amendments comply with the Commodity Exchange Act (the “Act”), and the Commission’s regulations thereunder; and (b) concurrent with this submission, ICE NGX posted on its website: (i) a notice of pending certification of the amendments with the Commission; and (ii) a copy of this submission.
4. A concise explanation and analysis of the operation, purpose, and effect of the amendments appears below.
5. There were no opposing views expressed regarding these amendments.
6. Confidential treatment is not requested.

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

Pursuant to Commission Rule 40.6(a)(7)(vi), the following is a concise explanation and analysis of the operation, purpose, and effect of the amendments to the ICE NGX CPA.<sup>1</sup>

ICE NGX is making this submission to implement certain changes to

- (a) Transaction Fees for ENMAX RRO Transactions
- (b) Clearing Fees for Physical Gas at US Delivery Points - Same Day Transactions

collectively, the “Amendments”. The text of the amended CPA provisions is set out in the Appendix. No opposing views were expressed in relation to the amendments.

Please note that these amendments relate to previously approved CPA amendments. ICE NGX intends to implement the Amendments on August 1, 2020 (or on such later date as may be designated by ICE NGX).

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<sup>1</sup> As a registered FBOT, ICE NGX has submitted contemporaneously with this 40.6 rule amendment self-certification a notification under Commission Rule 48.8(b)(ii)(B) of a material change to its rules (i.e., the CPA).

### ***Transaction Fees for ENMAX RRO Transactions***

Effective July 24, 2020, ICE NGX amended the CPA to reflect the ENMAX RRO product, which we intend to launch in August 2020.

After further refinement of the ENMAX RRO contract size, ICE NGX is changing the applicable transaction fee to better align with the corresponding transaction fee charged on the EPCOR RRO product, which is processed in a highly similar manner. ICE NGX intends to implement this amendment on August 1, 2020, prior to the launch of the ENMAX RRO product.

This amendment helps ensure that ICE NGX continues to comply with Core Principle L - Public Information, remaining transparent to Contracting Parties and the public with respect to transaction and clearing fees.

### ***Clearing Fees for Physical Gas at US Delivery Points - Same Day Transactions***

Further review of CPA amendments that ICE NGX intends to implement on August 1, 2020 indicated that we incorrectly reflected the intended clearing fee for "Same Day" transactions in physically-settled natural gas products at assigned delivery points in the US, and misstated the clearing fees applicable to "Same Day" transactions in physically-settled natural gas products at other delivery points in the US (which are not changing).

This further amendment will correctly reflect the recommended clearing fee applicable to "Same Day" transactions in physically-settled natural gas products at assigned delivery points in the US, and correctly reflect existing clearing fees for other Same Day transactions at other delivery points in the US (which are not changing). ICE NGX intends to implement this further amendment on August 1, 2020, at the same time as the previously approved amendments.

This further, correcting amendment - like the previously approved amendments that this relates to - helps ensure that ICE NGX continues to comply with Core Principle L - Public Information, remaining transparent to Contracting Parties and the public with respect to transaction and clearing fees.

**CERTIFICATIONS PURSUANT TO SECTION 5c OF THE COMMODITY EXCHANGE ACT, 7  
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 amended provisions of the Contracting Party Agreement comply with the Commodity Exchange Act, and the Commodity Futures Trading Commission's regulations thereunder; and
- (2) concurrent with this submission, ICE NGX Canada Inc. posted on its website: (a) a notice of pending certification of these rules with the Commission; and (b) a copy of this submission.



Greg Abbott (Jul 16, 2020 14:56 MDT)

By: Greg Abbott  
Title: President & COO  
Date: July 16, 2020

## APPENDIX

### AMENDMENTS TO THE ICE NGX CONTRACTING PARTY AGREEMENT

[Note: Insertions are underlined, deletions are struck through.]

#### AMENDMENTS TO SCHEDULE "A" – FEE SCHEDULE

##### Transaction and Forward Transaction Fees – Financial Power Futures Transactions

Alberta Hourly	CAD/MWh	\$0.10
All other Alberta Financial Power and Heat Rate	CAD/MWh	\$0.02
Ontario Financial Power and Heat Rate	CAD/MWh	\$0.02
EPCOR RRO	CAD/MWh	\$250 per 1% lot
ENMAX RRO	CAD/MWh	<del>\$312.50</del> <u>\$100</u> per 1% lot

##### Clearing Fees – Physical Gas at US Delivery Points – Same Day

Henry Hub, Katy Enstor, Oasis-Waha and Houston Ship Channel	USD/MMBtu	\$0.0045
Opal	USD/MMBtu	\$0.005
All other US Delivery Points that are not Assigned Delivery points	USD/MMBtu	\$0.0035
All US Delivery Points that are Assigned Delivery points	USD/MMBtu	<del>\$0.0025</del> <u>\$0.004</u>