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AMENDMENTS ARE MARKED AS FOLLOWS:

INSERTIONS ARE UNDERLINED

DELETIONS ARE CROSSED OUT

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[...]

## EUREX CLEARING AG STATUTES FOR THE EMIR RISK COMMITTEE

[...]

### § 7 EMIR Risk Committee Procedure; Voting

- (1) All decisions and recommendations made by the EMIR Risk Committee shall be made at a Meeting (subject to § 9 (2)) by majority vote of the Participating EMIR Risk Committee Members.
- (2) Notwithstanding Paragraph (1), the Chairman may determine in a Meeting that decisions and recommendations on a specific matter (including EMIR Matters) to be made by the EMIR Risk Committee can be made outside a Meeting provided that the following requirements are met:
  - (a) the relevant matter was listed as an item on the Agenda of such Meeting,
  - (b) the relevant matter was discussed in detail at such Meeting, and
  - (c) no participating EMIR Risk Committee Member has objected against such procedure.

To prepare such decision or recommendation, the Chairman shall serve a notice to all EMIR Risk Committee Members by email or facsimile specifying the relevant matter with respect to which a decision or recommendation shall be made. The EMIR Risk Committee Members shall cast their votes by email or facsimile. The provisions under Paragraphs (3) and (4) shall apply accordingly.

With respect to the quorum, the provisions under § 6 shall apply accordingly.

The EMIR Risk Committee Members shall be informed about any decision or recommendation taken in accordance with this Paragraph (2).

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- (3) For the purpose of all voting procedures hereunder, each Participating EMIR Risk Committee Member shall have one single vote. In the event that any vote is tied, the Chairman shall cast the decisive vote.
- (3) The Chairman will not allow an EMIR Risk Committee Member to cast a vote on a particular matter, if he determines or has reasons to believe that the EMIR Risk Committee Member has an actual or potential conflict of interest on that particular matter.

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