



August 02, 2023

Mr. Christopher J. Kirkpatrick
Office of the Secretariat
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st Street, NW
Washington, DC 20581

Re: ICE Clear Europe Self-Certification Pursuant to Commission Rule Rule 40.6 –
Amendments to Part O of its Delivery Procedures

Dear Mr. Kirkpatrick:

ICE Clear Europe Limited (“ICE Clear Europe” or the “Clearing House”), a registered derivatives clearing organization under the Commodity Exchange Act, as amended (the “Act”), hereby submits to the Commodity Futures Trading Commission (the “Commission”), pursuant to Commission Rule 40.6 for self-certification, amendments to its Delivery Procedures¹ discussed herein. The amendments will become effective on the first business day following the tenth business day after submission, or such later date as ICE Clear Europe may determine.

Concise Explanation and Analysis

ICE Clear Europe is amending Part O of its Delivery Procedures for ICE Futures Europe Financials and Softs Cocoa Futures Contracts (“Cocoa Contracts”) to make changes to the settlement in the delivery timetable. The amendment will correct an erroneous reference with regards to transfers through the Softs Delivery Platform. As revised, the procedures will reference the transfer of warrants instead of EWRs, which is consistent with the contract specifications. No substantive change is being made to the delivery process.

¹ Capitalized terms used but not defined herein have the meanings specified in the Delivery Procedures or, if not defined therein, the ICE Clear Europe Clearing Rules.

Compliance with the Act and CFTC Regulations

The amendment to the Part O of the Delivery Procedures is potentially relevant to the following core principle: (E) Settlement Procedures, and the applicable regulations of the Commission thereunder.

- *Settlement Procedures.* The amendment is designed to revise ICE Clear Europe's Delivery Procedures relating to Cocoa Contracts to correctly reference warrants, rather than EWRs, consistent with the contract specifications. The amendment does not otherwise change the terms of the Cocoa Contracts or the manner in which the contracts are cleared and settled. The amendment thus appropriately clarifies the role and responsibilities of the Clearing House and Clearing Members with respect to delivery documentation for the Cocoa Contracts. As a result, ICE Clear Europe believes the amendments are consistent with the requirements of Core Principle E and Commission Rule 39.14.

As set forth herein, the amendments consist of the amendments to the Delivery Procedures, a copy of which is attached hereto.

ICE Clear Europe hereby certifies that the amendments comply with the Act and the Commission's regulations thereunder.

ICE Clear Europe received no substantive opposing views in relation to the amendments.

ICE Clear Europe has posted a notice of pending certification and a copy of this submission on its website concurrent with the filing of this submission.

If you or your staff should have any questions or comments or require further information regarding this submission, please do not hesitate to contact the undersigned at George.milton@theice.com or +44 20 7429 4564.

Very truly yours,



George Milton
Head of Regulation & Compliance