

SUBMISSION COVER SHEET

IMPORTANT: Check box if Confidential Treatment is requested

Registered Entity Identifier Code (optional): 22-228

Organization: New York Mercantile Exchange, Inc. ("NYMEX")

Filing as a: DCM SEF DCO SDR

Please note - only ONE choice allowed.

Filing Date (mm/dd/yy): 06/15/22 **Filing Description:** Amendments to Rule 10X101.C. ("Warrant") of the Platinum Futures and Palladium Futures Contracts to Expand the Chain of Custody of Metal Eligible for Delivery

SPECIFY FILING TYPE

Please note only ONE choice allowed per Submission.

Organization Rules and Rule Amendments

- | | | |
|--------------------------|-------------------------------------|------------|
| <input type="checkbox"/> | Certification | § 40.6(a) |
| <input type="checkbox"/> | Approval | § 40.5(a) |
| <input type="checkbox"/> | Notification | § 40.6(d) |
| <input type="checkbox"/> | Advance Notice of SIDCO Rule Change | § 40.10(a) |
| <input type="checkbox"/> | SIDCO Emergency Rule Change | § 40.10(h) |

Rule Numbers:

New Product

Please note only ONE product per Submission.

- | | | |
|--------------------------|---------------------------------------|------------|
| <input type="checkbox"/> | Certification | § 40.2(a) |
| <input type="checkbox"/> | Certification Security Futures | § 41.23(a) |
| <input type="checkbox"/> | Certification Swap Class | § 40.2(d) |
| <input type="checkbox"/> | Approval | § 40.3(a) |
| <input type="checkbox"/> | Approval Security Futures | § 41.23(b) |
| <input type="checkbox"/> | Novel Derivative Product Notification | § 40.12(a) |
| <input type="checkbox"/> | Swap Submission | § 39.5 |

Official Product Name:

Product Terms and Conditions (product related Rules and Rule Amendments)

- | | | |
|-------------------------------------|---|----------------------|
| <input checked="" type="checkbox"/> | Certification | § 40.6(a) |
| <input type="checkbox"/> | Certification Made Available to Trade Determination | § 40.6(a) |
| <input type="checkbox"/> | Certification Security Futures | § 41.24(a) |
| <input type="checkbox"/> | Delisting (No Open Interest) | § 40.6(a) |
| <input type="checkbox"/> | Approval | § 40.5(a) |
| <input type="checkbox"/> | Approval Made Available to Trade Determination | § 40.5(a) |
| <input type="checkbox"/> | Approval Security Futures | § 41.24(c) |
| <input type="checkbox"/> | Approval Amendments to enumerated agricultural products | § 40.4(a), § 40.5(a) |
| <input type="checkbox"/> | "Non-Material Agricultural Rule Change" | § 40.4(b)(5) |
| <input type="checkbox"/> | Notification | § 40.6(d) |

Official Name(s) of Product(s) Affected: See filing.

Rule Numbers: See filing.

June 15, 2022

VIA ELECTRONIC PORTAL

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

Re: CFTC Regulation 40.6(a) Certification. Amendments to Rule 10X101.C. (“Warrant”) of the Platinum Futures and Palladium Futures Contracts to Expand the Chain of Custody of Metal Eligible for Delivery. NYMEX Submission No. 22-228

Dear Mr. Kirkpatrick:

New York Mercantile Exchange, Inc. (“NYMEX” or “Exchange”) is certifying to the Commodity Futures Trading Commission (“CFTC” or the “Commission”) amendments to Rule 10X101.C. (“Warrant”) of the Platinum Futures (Rulebook Chapter: 105, Commodity Code: PL) and Palladium Futures contracts (the “Contracts”) to expand the chain of custody of metal eligible for delivery against the Contracts effective on Monday, August 1, 2022.

Specifically, the Exchange is adopting a new provision to the aforementioned rules to contemplate storage vaults located in Zurich, Switzerland or London, U.K. owned or controlled by the London Precious Metals Clearing Limited (“LPMCL”) or custodians offering vaulting services in the Loco London Market against delivery of platinum and palladium deliverable against the Contracts (collectively, the “Rule Amendments”). The Rule Amendments are intended to provide greater fluidity of platinum and palladium globally while maintaining the Exchange’s chain of custody standards.

Exhibit A below provides the Rule Amendments in blackline format.

The Exchange reviewed the designated contract market core principles (“Core Principles”) as set forth in the Commodity Exchange Act (“CEA” or the “Act”) and identified that the Rule Amendments may have some bearing on the following Core Principles:

- **Availability of General Information:** NYMEX will release a Special Executive Report (“SER”) regarding the Rule Amendments. The SER will also be posted on the CME Group website.
- **Contract Not Readily Subject to Manipulation:** The Contracts are not readily subject to manipulation due to the deep liquidity and robustness in the underlying physical markets.

Pursuant to Section 5c(c) of the Act and CFTC Regulation 40.6(a), the Exchange hereby certifies that the Rule Amendments comply with the Act, including regulation under the Act. There were no opposing views to the proposal.

The Exchange certifies that this submission has been concurrently posted on the Exchange’s website at <http://www.cmegroup.com/market-regulation/rule-filings.html>.

Should you have any questions concerning the above, please contact the undersigned at 212-299-2200 or via e-mail at CMEGSubmissionInquiry@cmegroup.com.

Sincerely,

/s/ Christopher Bowen
Managing Director and Chief Regulatory Counsel

Attachment: Exhibit A – Amendments to NYMEX Rulebook Chapters 105 (“Platinum Futures”) and 106 (“Palladium Futures”) (blackline format)

Exhibit A

NYMEX Rulebook

(additions underscored; deletions ~~struck through~~)

Chapter 105

Platinum Futures

105101.

CONTRACT SPECIFICATIONS

105101.C. Warrant

Each Warrant shall contain the information set forth in the Assay Certificate, incised on the bar, or clearly identified on the package; provided, however, that weight shall be expressed in troy ounces. If the weight incised on the bar or set forth on the Assay Certificate is in grams, it shall be converted to troy ounces by dividing the weight in grams by 31.1035 and rounding to the nearest thousandth of a troy ounce. The Warrant shall represent that the standard platinum unit or larger platinum unit:

1. is a Brand, meeting the grade and quality specifications herein, received directly from its Producer by means of one or more Carriers and/or, with respect to platinum from the Producer, by means of such Producer's own transport, or
2. is a Brand, meeting the grade and quality specifications herein, received directly from one or more storage vaults located in Zurich, Switzerland owned or controlled by either Credit Suisse Group or UBS AG, by means of one or more Carriers. Such storage vaults are delivery locations for the London Platinum and Palladium Market. Upon request of the Depository, the seller's clearing member shall provide to the Depository a pro forma invoice and a bar list issued by either Credit Suisse Group or UBS AG (or the wholly-owned subsidiary that owns such vault), and, if so requested, the Depository is not required to issue a Warrant for any such standard platinum unit or larger platinum unit until such documentation has been provided, or
3. is a Brand, meeting the grade and quality specifications herein, received directly from one or more storage vaults located in Zurich, Switzerland or London, U.K. owned or controlled by members of the London Precious Metals Clearing Limited ("LPMCL") or custodians offering vaulting services in the Loco London Market, by means of one or more Carriers. Upon request of the Depository, the seller's clearing member shall provide to the Depository a bar list issued by the aforementioned vault or custodian and, if so requested, the Depository is not required to issue a Warrant for any such contract unit until such documentation has been provided, or
- ~~3.4.~~ was received directly from an Assayer or Producer by means of one or more Carriers and/or, with respect to platinum from the Producer, by means of such Producer's own transport, and was accompanied by an Assay Certificate(s) for each piece in the contract unit, or
- ~~4.5.~~ was received directly from an Assayer or Producer by means of one or more Carriers and/or, with respect to platinum from the Producer, by means of such Producer's own transport, and was not accompanied by an Assay Certificate(s) for each piece in the contract unit but has been determined to be Eligible after having been inspected by an Assayer or Producer, or
- ~~5.6.~~ was received directly from another Depository by means of one or more Carriers, provided, however, that the platinum was previously Eligible, or
- ~~6.7.~~ was deposited at a Depository, and thereafter inspected by an Assayer or Producer and determined to be Eligible.

[End of rule.]

Chapter 106 Palladium Futures

106101. CONTRACT SPECIFICATIONS

106101.C. Warrant

Each Warrant shall contain the information set forth in the Assay Certificate, incised on the bar, or clearly identified on the package; provided, however, that weight shall be expressed in troy ounces. If the weight incised on the bar or set forth on the Assay Certificate is in grams, it shall be converted to troy ounces by dividing the weight in grams by 31.1035 and rounding to the nearest thousandth of a troy ounce. The Warrant shall represent that the standard palladium unit or larger palladium unit:

1. is a Brand, meeting the grade and quality specifications herein, received directly from its Producer by means of one or more Carriers and/or, with respect to palladium from the Producer, by means of such Producer's own transport, or
2. is a Brand, meeting the grade and quality specifications herein, received directly from one or more storage vaults located in Zurich, Switzerland owned or controlled by either Credit Suisse Group or UBS AG, by means of one or more Carriers. Such storage vaults are delivery locations for the London Platinum and Palladium Market. Upon request of the Depository, the seller's clearing member shall provide to the Depository a pro forma invoice and a bar list issued by either Credit Suisse Group or UBS AG (or the wholly-owned subsidiary that owns such vault), and, if so requested, the Depository is not required to issue a Warrant for any such standard palladium unit or larger palladium unit until such documentation has been provided, or
3. is a Brand, meeting the grade and quality specifications herein, received directly from one or more storage vaults located in Zurich, Switzerland or London, U.K. owned or controlled by members of the London Precious Metals Clearing Limited ("LPMCL") or custodians offering vaulting services in the Loco London Market, by means of one or more Carriers. Upon request of the Depository, the seller's clearing member shall provide to the Depository a bar list issued by the aforementioned vault or custodian and, if so requested, the Depository is not required to issue a Warrant for any such contract unit until such documentation has been provided, or
- ~~3.4.~~ was received directly from an Assayer or Producer by means of one or more Carriers and/or, with respect to palladium from the Producer, by means of such Producer's own transport, and was accompanied by an Assay Certificate(s) for each piece in the contract unit, or
- ~~4.5.~~ was received directly from an Assayer or Producer by means of one or more Carriers and/or, with respect to palladium from the Producer, by means of such Producer's own transport, and was not accompanied by an Assay Certificate(s) for each piece in the contract unit but has been determined to be Eligible after having been inspected by an Assayer or Producer, or
- ~~5.6.~~ was received directly from another Depository by means of one or more Carriers, provided, however, that the palladium was previously Eligible, or
- ~~6.7.~~ was deposited at a Depository, and thereafter inspected by an Assayer or Producer and determined to be Eligible.

[End of rule.]