

**Eurex Clearing AG**  
**ECAG Rule Certification 008-23**  
**February 24, 2023**

1. The text of the proposed amendments to the Clearing Conditions (“Clearing Conditions”) of Eurex Clearing AG (“Eurex Clearing”) and Price List (“Price List”) of Eurex Clearing is appended as Attachment A. Any additions are underlined and any deletions are struck through.

2. The dates of intended implementation are:

Amendment A below: March 27, 2023.

Amendment B below: April 24, 2023.

Amendment C below: May 15, 2023

Amendment D below: April 17, 2023 until October 31, 2023

Amendment E below: April 24, 2023 until October 31, 2023

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/ec-en/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 below amendments to the Clearing Conditions and Price List. For avoidance of doubt, all proposed amendments below apply to contracts listed on Eurex Deutschland, which Eurex Clearing clears outside the scope of its DCO license, which applies only to swaps.

**A. Clarification of the provision on the Clearing of Index Futures and Index Options in the Clearing Conditions**

In 2012, the Executive Board of Eurex Clearing clarified the procedure for determination of the final settlement prices for STOXX<sup>®</sup> equity index derivatives. Specifically, in Eurex Clearing Circular 056/12, Eurex Clearing outlined the methodology of the final settlement price determination in case of trading interruptions in one or more components of the EURO STOXX 50<sup>®</sup> index. With integration of the weekly

and month-end options (OES1/2/4, OMSX) into the main EURO STOXX 50<sup>®</sup> index options (OESX), this rule applies all expirations in EURO STOXX 50<sup>®</sup> index derivatives as well as STOXX<sup>®</sup> index derivatives which include EURO STOXX 50<sup>®</sup> index components. The proposed amendments reflect this methodology.

**B. Market-on-Close Futures T+X (Basis Trading in MSCI Index Futures)**

The proposed amendments add daily settlement price and final settlement price information in the Clearing Conditions and Price List information for daily MSCI Index Futures, which will be listed on Eurex Deutschland.

**C. Integration of Weekly Expiring Contracts on Product Level in Equity Options, Fixed Income Options, and Index Options**

The proposed amendments add Price List information for weekly expiring contracts in equity options, fixed income options, and index options, which will be listed on Eurex Deutschland.

**D. Fee waiver for the delivery resulting from Single Stock Futures Contracts**

Eurex Clearing provides that effective from April 17, 2023 until October 31, 2023, Eurex Clearing will temporarily offer a fee waiver regarding the delivery fees in Single Stock Futures, pursuant to Number 3.9 of the Price List, as detailed in Eurex Clearing Circular 008-22, which is appended as Attachment A.

**E. Fee waiver for the transaction fees in MSCI Futures for the usage of the calendar spread instrument between Daily and Quarterly Futures**

Effective from April 24, 2023 until October 31, 2023, Eurex Clearing will offer a fee waiver regarding the transaction fees in MSCI Futures, if traded via the calendar spread instrument between a Daily and a Quarterly Future. The fee waiver affects Number 3.1 of the Price List. The temporarily transaction fees per leg are detailed in Attachment A.

Further information regarding the operation, purpose, and effect of the proposed amendments is discussed in Attachment A.

Eurex Clearing has identified the following derivatives clearing organization (“DCO”) Core Principle as potentially being relevant to the above amendments:

1. DCO Core Principle C (Participant and Product Eligibility): The proposed amendments will comply with DCO Core Principle C because the amendments change certain terms and fees applicable to certain listed contracts on Eurex Deutschland, which Eurex Clearing clears outside the scope of its DCO license, and all products cleared by Eurex Clearing under its DCO license will continue to be subject to appropriate standards in compliance with this Core Principle.

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 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: February 24, 2023