

Application for Approval as Trading Participant in EEX Natural Gas Futures (Closing Procedure)

TP_EEX_05c
Required in single copy
09.12.2024
Leipzig

- only required as scan -

Preliminary Remark

With this form you are applying for approval as a Trading Participant in EEX Natural Gas Futures at European Commodity Clearing AG (ECC) in accordance with the Clearing Conditions of ECC.

The approval as a Trading Participant is connected with the declaration of the Trading Participant, that physical delivery of natural gas will not take place. The Trading Participant wants to be able to trade EEX Natural Gas Futures on European Energy Exchange (EEX) according to the Rules and Regulations of EEX on their own account as well as on their clients' accounts.

In addition to the preconditions under section 2.6.1 of the ECC Clearing Conditions, the approval as a Trading Participant in this case requires:

- (a) declarations and guarantees made by the Trading Participant below to avoid any deliveries at virtual trading points and physical trading points via nomination; and
- (b) the declaration of consent of the Institution Clearing Member for transactions without capability of physical settlement.

Approval involves the following steps:

1. Please fill in the application form for approval as a Trading Participant. Both you and your Clearing Member shall sign it in a legally binding manner.
2. Send this application in scanned version to the following E-Mail address:

Membership@eex.com

3. ECC will decide on the application regarding approval as a Trading Participant and inform the applicant and its Clearing Member, if applicable, and EEX thereof.

Application

We hereby apply for approval as a Trading Participant in the following products according to the Clearing Conditions of ECC:

(Please only select the new/additional products you are applying for)

<u>FUTURES:</u>	Regulated Market	OTF ¹
EEX CEGH Natural Gas Futures		EEX ZTP Natural Gas Futures
EEX ETF Natural Gas Futures		EEX PSV Natural Gas Futures
EEX PEG Natural Gas Futures		EEX TTF Natural Gas Futures
EEX THE (Global) Natural Gas Futures		EEX LTU Natural Gas Futures ²
EEX PVB Natural Gas Futures		EEX LVA-EST Natural Gas Futures ²
EEX CZ VTP Natural Gas Futures		EEX FIN Natural Gas Futures ²
EEX NBP Natural Gas Futures		

The legal basis for approval as a Trading Participant is established in:

- this application,
- the Clearing Conditions of ECC,
- the Clearing Agreement (Clearing Member) or NCM Agreement (Non-Clearing Member) and
- the price list of ECC.

The respective current version of said documents can be downloaded from the ECC website at www.ecc.de.

¹ OTF admission only available with equivalent Regulated Market admission in Futures

² Products only available on the Regulated Market (**no** OTF Admission!)

Applicant

Member-ID: *

<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="E"/>	<input type="text" value="X"/>
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* Need to get filled only in case you are already Member at ECC. NEW members can leave it blank.

Company Details

Name of the Company according to excerpt from company register

Legal status

Tax number

Sales tax identification number

Emergency Contact - Settlement³

Contact person

Contact person (LSO* for NBP)

Telephone number

E-mail

*Local Security Officer

³ Contact in case of physical settlement issues. Should be available 24/7.

Declarations by the Trading Participant

1. We hereby assure that we will acknowledge and observe the rules and regulations of ECC (in particular the Clearing Conditions) and the Rules and Regulations of EEX in their respectively valid versions.
2. We intend to trade EEX Natural Gas Futures as specified above at EEX on our own account as well as on our clients' accounts without physical fulfilment.
3. In order to ensure proper settlement of the EEX Natural Gas Futures as specified above and minimize risks due to a missing proof of the capability of physical fulfilment, we represent and warrant by way of an independent guarantee and irrespective of fault (*selbstständiges, verschuldensunabhängiges Garantieverprechen*):
 - that we will comply with the applicable expiry limits according to the Rules and Regulations of EEX;
 - that we or our clients will not under any circumstances deliver natural gas as a result of our participation in trading in EEX Natural Gas Futures. We will ensure that all of our own positions in EEX Natural Gas Futures or such positions of our clients have been closed at the latest on the second Exchange Day before the first delivery day (Last Trading Day) at 12:00 p.m. (noon) by means of contractual or other internal measures;
 - that we will not open any new positions in these contracts on the Last Trading Day after 12:00 p.m. (noon).
4. We undertake to inform the ECC forthwith or at the latest before the commencement of the Last Trading Day in case we cannot fulfil the guarantee under number 3.
5. In case we have infringed said guarantee, we authorize ECC to take all measures before or during the delivery period to avoid a delivery based on our or our clients' positions in EEX Natural Gas Futures as specified above. Such measures may include market-based measures like the closing of all relevant positions in our position accounts or the respective position accounts of the Institution Clearing Member responsible for settlement of our transactions. A prior notification by ECC or EEX is not required.
6. Should we infringe our obligations under numbers 3 and 4 and should this infringement or the implementation of measures according to number 5 result in damages on the side of ECC, we are obliged to compensate all damages and costs incurred at ECC to their fullest extent. The right to assert further damages of ECC according to the rules and regulations of ECC (in particular the Clearing Conditions) shall not be affected.
7. These declarations shall expire as soon as we have furnished evidence to ECC regarding our capability for physical settlement at the virtual/physical trading point of the respective transmission system operator in a suitable form and ECC has confirmed this accordingly.
8. We are aware that due to the missing capability for physical settlement, ECC is entitled to either reject or subsequently restrict an approval as Trading Participant or revoke said approval at its own discretion in case of an infringement of our obligations under this form or on account of a changed general or individual risk assessment.

PRIVACY NOTICE

The undersigned assures that s/he has fully informed the contact persons named in connection with the contract, the exchange membership relationship or other legal relationships about the transfer of their personal data and that s/he has brought to their attention the PRIVACY NOTICE which can be found on our company websites.

On behalf of the Trading Participant:

Place	Date	Company stamp and legally binding signature(s) of the company
		Signature(s):
		Name(s):

Declaration of Consent of the Institution Clearing Member

We as the Institution Clearing Member responsible for settlement of the applicant's transactions agree to cover the additional close out risk for transactions in EEX Natural Gas Futures caused by exclusion of the physical settlement at the virtual/physical trading point of the respective transmission system operator.

PRIVACY NOTICE

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On behalf of the Institution Clearing Member:

Place	Date	Company stamp and legally binding signature(s) of the company
		Signature(s):
		Name(s):