

APPROVED

by the decision of the Supervisory Board  
of the CCP NCC

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**THE CLEARING RULES OF THE CENTRAL COUNTERPARTY  
NATIONAL CLEARING CENTRE.  
PART VI. THE CLEARING RULES ON THE  
STANDARDISED DERIVATIVES MARKET**

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## **SECTION I. GENERAL PROVISIONS**

These “Clearing Rules of the Central Counterparty National Clearing Centre. Part VI. The Clearing Rules on the Standardised Derivatives market” (hereinafter referred to as the Clearing Rules on the Standardised Derivatives market) form integral part of the Clearing Rules of the Central Counterparty National Clearing Centre and together with the “Clearing Rules of the Central Counterparty National Clearing Centre. Part I. The Common part” (hereinafter referred to as the Common part of the Clearing Rules) cover relations, connected with the conclusion and execution of derivative contracts, concluded not within the organized trading in accordance with the Clearing Rules on the Standardised Derivatives Market, and also relations, connected with the conclusion and execution of derivative contracts, concluded within the organized trading of the Moscow Exchange PJSC on the Standardised Derivatives market.

### **Article 1. Terms and definitions**

1.1. In the Clearing Rules on the Standardised Derivatives market besides the terms defined in the Common part of the Clearing Rules the following ones are used:

<b><i>Auction Order -</i></b>	Offer of a Clearing Member aimed at conclusion of all Auction contracts, which form the lot of the liquidation auction, within the liquidation auction.
<b><i>Auction Contract -</i></b>	Standardised Derivative Contract, concluded with the Non-defaulting Clearing Member during the liquidation auction under the terms, similar to conditions of non-fulfilled obligations under the Standardised Derivative Contract, party to which is the Defaulting Clearing Member, or a Clearing Member in respect of which / client of which liquidation netting is executed in accordance with the Common part of the Clearing Rules.
<b><i>Auction portfolio -</i></b>	All Auction Contracts.
<b><i>Standardised Derivative Contract -</i></b>	Contract, which in accordance with the Federal Law dated 22.04.1996 №39-FZ “On securities” constitute itself the derivative: concluded not within the organized trading in accordance with the Clearing Rules on the Standardised Derivatives market under the terms of the Specification, approved by the Clearing House, and of the Clearing Rules on the Standardised Derivatives market (hereinafter referred to as the OTC Standardised Derivative Contract), or concluded within the organized trading of the Moscow Exchange PJSC on the Standardised Derivatives market in accordance with the Trading Rules on the Standardised Derivatives market under the terms of the Specification, approved by the Exchange, and of the Clearing Rules on the Standardised Derivatives market (hereinafter referred to as the on-exchange Standardised Derivative Contract).
<b><i>Standardised Derivatives Market risks calculation methodology -</i></b>	Internal document of the Clearing House, which sets the procedure for the definition of risk parameters of the Standardised Derivatives market, of the calculated price of the Standardised Derivative Contract.

<b>Calculation of Single Limit of the CCP NCC on Standardised Derivatives market Principles</b>	Internal document of the Clearing House, establishing procedures for definition of the values, used to control sufficiency of Collateral of a Clearing Member
<b>Offer of the OTC Standardised Derivative Contract conclusion (Offer) -</b>	Offer, forwarded by a Clearing Member or by the Clearing House, aimed at conclusion of the OTC Standardised Derivative Contract, which contains terms of the OTC Standardised Derivative Contract and other information, stipulated by the Clearing House on the Standardised Derivative Market and by the Specification.
<b>Offset Contract</b>	The Standardised Derivative Contract, the terms of which are identical (except for the conditions for the Additional Payment), but divergent in comparison with the terms of the obligations under the Standardised Derivative Contract, the date of execution of which has not yet come, and at the same time both Contracts are recorded for in the same position register (hereinafter jointly referred to as offset Standardised Derivative Contract).
<b>Repository -</b>	Non-banking Credit Institution Joint-stock company “National Settlement Depository” (NSD), functioning as the repository in accordance with the chapter 3.2 of the Federal Law dated 22.04.1996 №39-FZ “On securities”.
<b>Settlement Account</b>	Unified Pool Settlement Account with a scope extended to the Standardised Derivatives Market.
<b>Specification -</b>	Document which together with the Trading Rules on the Standardised Derivatives market and/or with the Clearing Rules on the Standardised Derivatives market defines the standard terms of the Standardised Derivative Contract and its execution procedure.
<b>Terms of ITS</b>	Terms for provision of integrated technological service, approved by the Technical Centre

## **Article 2. General provisions**

- 2.1. The Clearing House executes clearing acting as a central counterparty to all Standardised Derivatives market.
- 2.2. The Clearing House executes clearing in respect of the following derivatives:
  - swap contracts;
  - forward contracts;and also in respect of swap trades and buy-sell trades in foreign currency.
- 2.3. In order to open Settlement Account for the Standardised Derivatives Market, the Clearing Member must provide the Clearing House with the Request for opening Settlement Account of the 1<sup>st</sup> level on the securities market and deposits market, and take actions according to the Common Part of the Clearing Rules, required to assign to the Settlement Account of the Unified Pool feature and spread scope of action of the Unified Pool Settlement Account on the Standardised Derivatives Market.

- 2.4. List of assets, transfer of Profiles of which is possible between the Clearing System of the Standardised Derivatives Market and the Clearing System of the Securities Market and Deposits Market:
- cash funds in Russian rubles;
  - cash funds in foreign currencies, in which obligations on the Standardised Derivatives Market can be possible.
- 2.5. Time periods for the calculation and fulfillment of obligations, defined in the Clearing Rules on the Standardised Derivatives market, and also time periods for the execution of clearing operations, time periods for the provision of documents to the Clearing House / by the Clearing House within the process of interaction with Clearing Members when executing clearing in accordance with the Clearing Rules on the Standardised Derivatives market, are set by the Time Specifications, which is the Supplement 1 to the Clearing Rules on the Standardised Derivatives market.
- Time periods, not defined in the Time Specifications on the Standardised Derivatives market, are defined in accordance with the Time Specifications, which is the Supplement 1 to the Common part of the Clearing Rules.
- 2.6. The Technical Centre on the Standardised Derivatives market is the Moscow Exchange PJSC.
- 2.7. The Clearing House is entitled to provide to Clearing Members on the Standardised Derivatives market the information on all concluded OTC Standardised Derivative Contracts separately in respect of each type of an underlying asset of the Standardised Derivative Contract of each Standardised Derivative Contract without indicating parties to it. With regard to the abovementioned, provision of such information does not require special consent of a Clearing Member and is executed in the following volume: the Nominal Sum, the Nominal Sum currency, Standardised Derivative Contract type, underlying asset type.

### **Article 3. Clearing registers**

- 3.1. When executing clearing on the Standardised Derivatives market the Clearing House opens and keeps clearing registers, stipulated by the Common part of the Clearing Rules, and also:
- position registers, designed for recording data on Standardised Derivative Contracts, party to which is a Clearing Member.
- 3.2. When executing clearing on the Standardised Derivatives market under clearing registers, the Clearing House besides the recording, stipulated by the Common part of the Clearing Rules, also records the following:
- data on Standardised Derivative Contracts, obligations under which are accepted for clearing, taking into account Agreements on changing terms of the Standardised Derivative Contract and Offset Contract, – under clearing registers;
  - data on swap trades and buy-sell trades in foreign currency, concluded in case if a Clearing Member did not satisfy the Margin Call and/or in case if there are Total Net Obligations to fulfill which there is no sufficient amount of cash funds, – under Settlement Accounts;

- obligations of a Clearing Member and/or of the Clearing House arising from Standardised Derivative Contracts to pay sums of money, including but not limited to payments of variation margin, bonus, deposit margin, accumulated deposit margin, interest on deposit margin, payment amount, initial payment amount, final payment amount, interim payment amount, additional payment, floating sum, fixed sum, capitalization period sum, nominal sum – under Settlement Dates and Settlement Accounts;
- obligations of a Clearing Member and/or of the Clearing House under swap trades and buy-sell trades in foreign currency, concluded in case if a Clearing Member did not satisfy the Margin Call and/or in case if there are Total Net Obligations to fulfill which there is no sufficient amount of cash funds, – under Settlement Dates and Settlement Accounts.

3.3. Procedure for keeping clearing registers is defined in the relevant articles of sections IV and V.

## **SECTION II. REQUIREMENTS FOR CLEARING MEMBERS**

### **Article 4. Terms of the clearing service. Procedure for granting admission to the clearing service**

- 4.1. On the Standardised Derivatives market Clearing Members may be assigned the following category:
- Clearing Members of the category “B”;
  - Clearing Members of the category “B2”.
- 4.2. Admission to the clearing service on the Standardised Derivatives market is granted to a Clearing Member, which meets to the requirements, set for Clearing Members of the category “B” or “B2” in the Common part of the Clearing Rules, and also to the requirements, defined in this Article.
- 4.3. In order to gain admission to the clearing service with category “B” or “B2”, Clearing Member – Non-credit Institution which is professional securities Trading Member, shall satisfy the following requirements:
- 4.3.1. have valid broker or dealer license, and/or license for securities management;
- 4.3.2. have own funds in the amount not less than 300 000 000 (three hundred millions) of Russian rubles.
- 4.4. In order to gain admission to the clearing service, Non-resident Clearing Member shall satisfy the following requirements:
- 4.4.1. have special permission for financial operations performance on financial markets, issued by competent authority of the state of association of the Clearing Member;
- 4.4.2. have own funds (capital) in the amount not less than 300 000 000 (three hundred million) of Russian rubles;
- 4.4.3. have the following rating or the organization that has the right to control activity of the Clearing Member directly or indirectly, has the following rating;
- rating according to the international long-term credit rating in respect of obligations in Russian rubles or in foreign currency not less than BB- according to the rating of rating agencies “Standard & Poor's” or “Fitch Ratings”, or “Ba3” according to the rating of the rating agency “Moody's Investors Service”, or
  - credit rating according to the national scale not less than A - according to the rating the rating agency Analytical Credit Rating Agency (ACRA), the rating agency “Expert RA”, the National Rating Agency (NRA), or of the rating agency National Credit Ratings” (NKR).
- 4.5. In order to gain admission to the clearing service with category “B” or “B2” Clearing Member – Non-credit Institution, which is not professional securities Trading Member shall additionally correspond to the following requirements:
- 4.5.1. possess own funds in the amount not less than 50 000 000 (fifty billion) of Russian rubles, or



- 4.5.2. possess own funds in the amount not less than 20 000 000 (twenty billion) of Russian rubles and have the following rating or the organization has the right to control activity of the Clearing Member directly or indirectly, has the following rating:
- rating according to the international long-term credit rating in respect of obligations in Russian rubles or in foreign currency not less than BB- according to the rating of rating agencies "Standard & Poor's" or "Fitch Ratings", or "Ba3" according to the rating of the rating agency "Moody's Investors Service", or
  - credit rating according to the national scale not less than A - according to the rating the rating agency Analytical Credit Rating Agency (ACRA), the rating agency "Expert RA", the National Rating Agency (NRA) or of the rating agency National Credit Ratings" (NKR).
- 4.5.3. workforce of the organization has at least 2 (two) employees, each of which corresponds to any of the following requirements:
- employee has one of the following documents: ACI Dealing Certificate and/or ACI Diploma and(or) CFA certificate;
- and/or
- employee has experience of performing operations on the financial market, and its activity is directly connected with the performance of such operations. When calculating required experience, the work during 6 (six) months is taken into account, connected directly with the performance of operations with financial operations and/or cash funds placement, including the ones regarding making decisions on trades execution, preparation of relevant recommendations, operations performance control, financial market analysis, risk management.
- 4.5.4. provide the Clearing House with the confirmation of familiarization with the Declaration on Risks, which emerge due to execution of contracts, which are derivatives, with the central counterparty on the OTC market (according to the form defined by the Clearing House) (hereinafter referred to as the Declaration) by providing the abovementioned Declaration, signed by the Clearing Member. Signing the Declaration the Clearing Member – Non-credit Institution, which is not the professional securities Trading Member or the organization has the right to control activity of the Clearing Member directly or indirectly, claims and confirms that he has read the Declaration, all risks, defined in the Declaration, are explained, are clear, and the organization accepts all risks, connected with the execution of the Standardised Derivatives Contracts.
- 4.6. Clearing Member - Non-credit Institution, which is not the professional securities Trading Member must do the following:
- 4.6.1. Annually not later than 31<sup>st</sup> of January shall provide the Clearing House with the confirmation of the fact that he has read the Declaration signed earlier by the provision of the relevant letter.
- 4.6.2. In case if the Clearing House has changed the Declaration, within 30 (thirty) days after such changes have been made, provide the Clearing House with the confirmation that he has read new release of the Declaration by providing Declaration signed by the Clearing Member.
- 4.7. Non-credit Institutions, without special permission (license) to carry out transactions in financial markets, as well as Non-credit Institutions, which perform activity only on the

basis of the license to perform pension provision activity and pension insurance activity and/or activity to manage equity funds, mutual funds and non-state pension funds, and Non-credit Institutions that are insurance institutions and/or mutual insurance companies, are not admitted to the clearing service.

## **Article 5. Specifics of suspension and termination of the admission to the clearing service**

- 5.1. The Clearing House is entitled to suspend the admission to the clearing service of a Clearing Member – Non-credit Institution according to any of the grounds, stipulated by the Common part of the Clearing Rules as grounds for the suspension of the admission to the clearing service, and also according to any of the following grounds:
  - 5.1.1. revocation (annulment) by the Bank of Russia of the broker license and/or dealer license and/or license on securities management of a Clearing Member – Non-credit Institution;
  - 5.1.2. non-correspondence of the size of own funds (capital) of a Clearing Member to the requirement, set out in the sub-paragraph 4.3.2.
- 5.2. The Clearing House is entitled to suspend the admission to the clearing service of a Clearing Member – Non-resident according to any of the grounds, stipulated by the Common part of the Clearing Rules as the ground for the suspension of the admission to the clearing service, and according to any of the following grounds:
  - 5.2.1. non-correspondence of a Clearing Member to the requirements, set out in the Article 4.
- 5.3. If there are grounds, stipulated by the Common part of the Clearing Rules as the grounds for the suspension of the admission to the clearing service, and also grounds, stipulated by the sub-paragraphs 5.1.1, 5.1.2 or 5.2.1, the Clearing House is entitled to impose the Closing Positions Regime in respect of a Clearing Member.
  - 5.3.1. After receiving information on the fact that grounds for suspension of the admission to the clearing service, and also grounds, stipulated by sub-paragraphs 5.1.1, 5.1.2 or 5.2.1, lost the effect, the Clearing House is entitled to make decision on cancellation of the Positions Closing Regime set in respect of the Clearing Member.
- 5.4. In case if the grounds for imposing Closing Positions Regime are no longer in effect after the defined regime is imposed in accordance with the Clearing Rules, except for the case when the defined regime is imposed in case if there are grounds to suspend admission to the clearing service stipulated by the Common Part of the Clearing Rules, the Clearing House removes the Closing Positions Regime, set for the Clearing Member.
- 5.5. In case if the grounds for imposing the Closing Positions Regime, in accordance with the paragraphs 5.3 or 8.4 are in effect for more than 3 (three) Settlement Days, the Clearing House is entitled to suspend the admission to the clearing service of a Clearing member, starting from the 4<sup>th</sup> (forth) Settlement Days since the date when the abovementioned regime was imposed.
- 5.6. The Clearing House terminates the admission of a Clearing Member to the clearing service according to any ground, stipulated by the Common part of the Clearing Rules as the ground for the termination of the admission to the clearing service, and also when the

Clearing House receives from a Clearing Member, which is not a Trading Member, an application for the termination of the admission to the clearing service on the Standardised Derivatives market, under the condition that there is no not terminated obligations / claims of a Clearing Member, recorded by the Clearing House under the position registers and Settlement Accounts of a Clearing Member.

## **Article 6. Procedure for position registers opening and closure**

- 6.1. Clearing Member must have opened position register in order to conclude the Standardised Derivative Contracts.
- 6.2. When granting a Clearing Member the admission to the clearing service on the Standardised Derivatives market, the Clearing House opens:
  - main proprietary position register of a Clearing Member.
- 6.3. The Clearing House, on the basis of the relevant application submitted by a Clearing Member, can open position registers of the following types:
  - additional proprietary position register;
  - client position register;
  - trust management position register.
- 6.3.1. Clearing House does not open client position registers and trust position registers for Non-resident Clearing Members.
- 6.3.2. Clearing Member – Trading Member is entitled to submit Requests with the indication of any opened for him position registers.
- 6.4. In the Application for position register opening the following shall be indicated:
  - position register code and position register type;
  - Settlement Account of a Clearing Member;
- 6.4.1. On the basis of the Application for position register opening, the Clearing House:
  - opens for a Clearing Member position register with the code and type, indicated in the application;
  - sets the correspondence between the opened position register and the Settlement Account of a Clearing Member, indicated in the application;
  - sets the correspondence between the position register and a Trading Member, which has the right to submit orders with the indication of such position register of a Clearing Member (in case if the ID code and the name of a Trading Member are indicated in the application).
- 6.4.2. Position register may correspond to only one Settlement Account. To one Settlement Account (except for the Settlement Account, registered in the name of the Segregated Client) several position registers may correspond. To the Settlement Account, registered in the name of the Segregated Client, may correspond only one client position register, opened in the name of such Segregated Client.
- 6.4.3. Application for position register open is executed by the Clearing House under the condition that the type of the position register coincide with the Settlement Account.

6.5. In order to conclude trades on behalf of a Clearing Member on the basis of orders of a Non-Clearing Member – Trading Member such Clearing Member must open for such Trading Member separate position register and provide the Clearing House with the information on the ID code and the name of a Trading Member, which will submit orders with the indication of such position register.

Position register, opened for the Segregated Client in accordance with the paragraph 7.1 can not be the abovementioned position register, if such Segregated Client is not a Trading Member.

The abovementioned information is provided in the form of an Application for the position register registration.

Submission of the abovementioned application is considered to be the consent of a Clearing Member upon its indication as the party to the Standardised Derivative Contracts in orders of a Trading Member with the relevant position register, opened by a Clearing Member for such Trading Member.

6.5.1. One position register may be used only by one Trading Member.

6.5.2. Clearing Member is entitled to change a Trading Member, which is entitled to submit Orders to conclude Standardised Derivative Contracts with the indication of the position register of a Clearing Member by the submission to the Clearing House of the relevant application.

6.5.3. Clearing Member is also entitled to annul the correspondence between the position register and a Trading Member, which is entitled to submit Orders to conclude the Standardised Derivative Contracts with the indication of such position register of a Clearing Member, by the submission to the Clearing House of the relevant application.

6.6. Position register (except for the main proprietary position register) is closed on the basis of the Application of a Clearing Member for the position register closure.

6.6.1. Main proprietary position register is closed in case of termination of the admission of a Clearing Member to the clearing service on the Standardised Derivatives market.

6.6.2. Position register of a Clearing Member is closed under the condition that a Clearing Member does not have Standardised Derivative Contracts, swap trades and buy/sell trades in foreign currency, recorded under such position register.

6.7. The Clearing House notifies a Clearing Member on opening and closing position register not later than on the workday, following the day of the relevant operation execution, via the EDI.

## **Article 7. Specifics of the Segregated Clients registration**

7.1. Besides the separate client Settlement Account / separate trust Settlement Account, a Clearing Member must open separate client position register / separate trust position register for the Segregated Client.

7.2. Clearing Member must indicate the position register section code, opened for the Segregated Client in the Request for the Segregated Client Registration besides the information, stipulated by the Common part of the Clearing Rules.

### **SECTION III. MEASURES AIMED AT RISK MANAGEMENT WHEN EXECUTING CLEARING**

#### **Article 8. List of measures, aimed at risk management when executing clearing**

- 8.1. With the aim to reduce risks, connected with the execution of clearing on the Standardised Derivatives market, the Clearing House take measures, stipulated by the Common part of the Clearing Rules, and also the following one:
- sets the Price Fluctuation Limit in respect of Standardised Derivative Contracts for each Standardised Derivative Contract, out of the bounds of which the calculated price of the Standardised Derivative Contract can not be when concluding the Standardised Derivative Contract and changing its terms.
- 8.2. The Default Fund of the Standardised Derivatives market is formed by the Clearing House by contributions to the Default Fund of all Clearing Members, admitted to clearing on the Standardised Derivatives market.  
Minimum size of contribution to the Default Fund of each Clearing Member constitutes 10 000 000 (ten million) of Russian rubles.
- 8.3. Clearing Members must post Collateral for Stress.  
Procedure for the calculation of Collateral for Stress is set out in the Collateral for Stress calculation methodology.
- 8.4. When a Clearing Member does not satisfy the Default Funds Margin Call and/or Collateral for Stress Margin Call, procedure for making and satisfaction of which is defined in the Common part of the Clearing Rules, the Positions Closing Regime is imposed in respect of a Clearing Member.
- 8.5. When using the contribution of the Defaulting Clearing Member to the Default Funds on the Standardised Derivatives market and/or Collateral for Stress on the Standardised Derivatives market, the clearing service of a Clearing Member is suspended.
- 8.6. In case if a Clearing Member replenishes funds of the Default Fund on the Standardised Derivatives market and Collateral for Stress on the Standardised Derivatives market within 1 (one) Settlement Day after the Clearing House forwarded to the Defaulting Clearing Member of a Default Fund Margin Call and/or Collateral for Stress Margin Call, the Clearing House is entitled to renew the clearing service of such Defaulting Clearing Member.

#### **Article 9. Collateral of a Clearing Member Sufficiency Control**

- 9.1. With the aim to control the sufficiency of the Collateral of a Clearing Member, the Clearing House calculates the Single Limit (also - Level of sufficiency) under each Settlement Account of a Clearing Member.
- 9.2. Settlement Account Single Limit is calculated by the Clearing House in accordance with Common part of the Clearing Rules.

- 9.2.1. Settlement Account Single Limit is re-calculated by the Clearing House when changing the value, included into its calculation.
- 9.3. Collateral, recorded under the Settlement Account of a Clearing Member, is sufficient to secure the fulfillment of obligations of a Clearing Member, recorded under the same Settlement Account, if the Level of positions sufficiency in respect of Settlement Account is non-negative.
- 9.4. In case, defined in the paragraph 8.4, and also in other cases defined in this part of the Clearing Rules, in respect of a Clearing Member the Positions Closing Regime is imposed, within which only Standardised Derivative Contracts, conclusion of which does not result in decrease of the value of the Single Limit of a Clearing Member can be concluded.

#### **Article 10. Procedure for concluding balancing trades during the liquidation auction**

- 10.1. In case if it is necessary to conclude Standardised Derivative Contracts, which are balancing trades, in accordance with the Clearing Rules and in case if it is impossible for the Clearing House to conclude all or the part of the abovementioned Standardised Derivative Contracts within Markets, the Clearing House executes liquidation auction between Clearing Members in respect of the Auction portfolio of the Defaulting Clearing Member.

With the regard to the abovementioned, Auction contracts are not concluded in respect of Standardised Derivative Contracts, party to which is the Defaulting Clearing Member, or a Clearing Member, in respect of which / client of which, liquidation auction in accordance with the Common part of the Clearing Rules under terms of which balancing trades in the order, set out in the Common part of the Clearing Rules, were concluded.

- 10.2. All Clearing Members, except for the Defaulting Clearing Member, can take part in the liquidation auction.
- 10.3. Liquidation auction is executed in the following order.
- 10.3.1. The Clearing House via the EDI forwards to Clearing Members invitations to submit Auction orders, containing:
- information on the date and time of the liquidation auction;
  - information on Auction contracts terms;
  - information on the starting price of the auction. When the starting price of the auction is determined by the Clearing House on the basis of the evaluation of the fair price of the Auction portfolio. Negative value of the starting price means the obligation of the Clearing House to make payment for the conclusion of Auction contracts in the amount of an absolute value of the starting price, if it is positive then it means the claim of the Clearing House to receive the payment in the defined amount.
- 10.3.2. During the liquidation auction Clearing Members forward to the Clearing House Auction orders, each of which shall contain:
- for each Auction contract – the positions register code, under which the Auction contract shall be recorded;

- price under each Settlement Account, to which at least one of the defined position register code corresponds (price for the conclusion of Auction contracts under the Settlement Account).

Price of the Auction order (payment for the conclusion of Auction contracts) is the sum of all abovementioned prices for the execution of Auction contracts under Settlement Accounts.

With the regard to the abovementioned, price of the Auction Order can not be less than the starting price of the auction, determined by the Clearing House in accordance with the 10.3.1. Negative value of the Auction order price means the obligation of the Clearing House to make payment for the conclusion of Auction contracts in the size of the absolute value of the Auction order price, positive value means the claim of the Clearing House to receive the payment in the defined price.

Each Clearing Member may send Auction Orders unlimited times till the end of the liquidation auction. Forwarding each next Auction Order means that the earlier forwarded Auction order is withdrawn and the new one is submitted.

- 10.3.3. After Auction Orders are collected, in respect of each Auction Order the Clearing House performs control of the Single Limit under each Settlement Account, to conclude the defined Auction contracts taking into account the payment to conclude Auction contract.
  - 10.3.4. The Clearing House after making checks, stipulated by the sub-paragraph 10.3.3, determines the best Auction Order among all Auction Orders, in respect of which the result of the Single Limit check under Settlement Accounts is positive.
  - 10.3.5. Best Auction Order is the Auction Order, which contains the maximum price of the Auction Order, except for all Auction contracts.
  - 10.3.6. After definition of the best Auction Order, the Clearing House concludes Auction contracts with a Clearing Member, who forwarded the best Auction Order. With regard to the abovementioned, in accordance with the terms of the best Auction Order the obligations to post/receive payment for the conclusion of Auction contracts emerge between a Clearing Member and the Clearing House. These obligations are recorded under the relevant Settlement Accounts. With regard to the abovementioned, a Clearing Member does not pay the fee to the Clearing House for the execution of clearing under concluded Auction contracts.
- 10.4. In case if during the liquidation auction Clearing Members did not forward any Auction Orders, or on the basis of Auction Orders received by the Clearing House no Auction contracts were concluded, liquidation auction means to have failed, and the Clearing House is entitled to take any of the following actions:
    - divide Auction Portfolio into lots and make several liquidation auctions, under each of which Auction contracts, forming a lot, determined by the Clearing House, will be concluded;
    - conclude Auction contracts from an Auction Portfolio with Non-defaulting Clearing Members, which are parties to Standardised Derivative Contracts, obligations under which are not terminated, counter to Standardised Derivative Contracts, parties to which is the Defaulting Clearing Member, or a Clearing Member, in respect of which / client of which liquidation netting takes place, in the volume, proportional to the volume of Standardised Derivative Contracts, party to which are Non-defaulting Clearing Members. With regard to the abovementioned, total charge for the

conclusion of Auction contracts is equal to starting price of the auction, determined by the Clearing House in accordance with the sub-paragraph 10.3.1.

- 10.5. Auction contracts, concluded in accordance with this article of the Clearing Rules on the Standardised Derivatives market during the liquid auction are balancing trades, defined in the Common part of the Clearing Rules.
- 10.6. In case if the liquidation auction is conducted, the Clearing House charges the penalty, set out in the Tariffs of the Clearing House, for non-fulfillment of obligations upon the Defaulting Clearing Member.

Fine for non-fulfillment of obligations by the Clearing Member, which resulted in the execution of the liquidation auction, is defined on the date, when Auction contract is executed and is recorded under the main Settlement Account for the fees withdrawal, procedure for choosing which is defined in the Common Part of the Clearing Rules.



## **SECTION IV. PROCEDURE FOR AND TERMS OF THE ACCEPTING OBLIGATIONS FOR CLEARING**

### **SUB-SECTION IV-I. PROCEDURE FOR EXECUTION OF OTC SD CONTRACTS**

#### **Article 11. Opportunity to conclude OTC Standardised Derivative Contracts**

- 11.1. The Clearing House makes and approves the list of subjects of obligations under contracts, concluded within not organized trading (hereinafter referred to as the List).
- 11.2. The List contains the following in respect of each OTC Standardised Derivative Contracts:
  - Standardised Derivative Contracts code;
  - subject of obligations under Standardised Derivative Contracts;
  - subject of obligations to conclude Auction contracts;
  - other provisions, established by Clearing Rules
- 11.3. Since of the moment when the List comes into effect, conclusion of OTC Standardised Derivative Contracts, parameters of which are in the List, and execution of clearing under the defined Standardised Derivative Contracts, on the basis of the relevant Specifications and the Clearing Rules, is admitted.
- 11.4. The List and the Specification are disclosed on the Clearing House's website.
- 11.5. The Clearing House, being the party to OTC Standardised Derivative Contracts when executing functions of the central counterparty, transfers to the Repository on the basis of the agreement, concluded with the Repository, information on concluded OTC Standardised Derivative Contracts, on the basis of the information, received from the Clearing Member inclusively, in the volume, order and time periods, set by the regulatory documents of the Bank of Russia.

#### **Article 12. Procedure for the Standardised Derivative Contracts conclusion**

- 12.1. Clearing Members are entitled to conclude OTC Standardised Derivative Contracts in accordance with the Clearing Rules on the Standardised Derivatives market:
  - in its name and at its expense;
  - in its name and at the expense of its client (only for Resident Clearing Members).
- 12.2. With the aim to conclude an OTC Standardised Derivative Contracts a Clearing Member or the Clearing House submits the Offer via the Clearing System.
- 12.3. The Clearing House concludes OTC Standardised Derivative Contracts with Clearing Members only with the aim to execute clearing and to perform functions of central counterparty under Standardised Derivative Contracts.
- 12.4. Offer is formed as an electronic document, signed by the SES. Such electronic documents, signed by SES of the Clearing Member or of the Clearing House, are recognized as electronic documents equal to documents in paper form, signed by handwritten signature. Procedure for using SES is described in the Common Part of the Clearing Rules.

- 12.5. Offer can be submitted within the time period, set by the Time Specifications on the Standardised Derivatives market.
- 12.6. Offer shall contain the following:
- OTC Standardised Derivative Contracts code;
  - terms, set by the Offer form, stipulated by the Specification, except for terms, which in accordance with the Specification can be indicated at will of parties, taking into account restrictions, determined by the List;
  - position register code, under which obligations arising from the OTC Standardised Derivative Contract, concluded in accordance with this particular Offer, will be recorded (except for the Offer, submitted by the Clearing House).
- 12.7. The Offer, submitted by the Clearing Member, may contain Identifier of the Clearing Member – end counterparty.
- 12.8. Two Offers are counter ones, if they both satisfy the following conditions:
- both Offers are submitted in respect of the Standardised Derivative Contract with one code;
  - in the Offer similar conditions of the Standardised Derivative Contracts are indicated (excluding direction as well as excluding terms of Offer aimed at conclusion of the OTC Standardised Derivative Contracts, stipulated by the decision of the Clearing House);
  - Sell Price is no more than Buy Price (Buy Price is no less than Sell Price), but remaining terms of Standardised Derivative Contract, indicated in Offers excluding nominal value and the direction, are identical (for the Offers aimed at conclusion of the OTC Standardised Derivative Contracts stipulated by the decision of the Clearing House). Buy Price and Sell Price are understood as term, stipulated for the OTC Standardised Derivative Contracts in the decision of the Clearing House.
  - when the ID code of a Clearing Member, forwarded one Offer, coincides with the ID code of a Clearing Member, defined in the other Offer as the Counterparty to the Related Central Counterparty Trade.

In case if nominal values in the counter Offers are not equal, the Standardised Derivative Contract is concluded with the minimum nominal value specified in such Offers, while the Offer with a larger nominal value lessen by amount equal to the nominal value of the concluded Standardised Derivatives Contract continues to be submitted to the Clearing System.

- 12.9. When the information on submitted by a Clearing Member Offer, forwarded via the Clearing System with the aim to conclude an OTC Standardised Derivative Contract, party to which will be a Clearing Member, becomes available to the Clearing House, the Clearing House checks the opportunity to register such Offer by the following way:
- the Clearing House checks the correspondence of terms, indicated in the Offer, to the restrictions, set by the List of this OTC Standardised Derivative Contract, set by the Offer form, stipulated by the Specification;
  - the Clearing House makes checks similar to checks, set out for Orders in the paragraph 13.2

- 12.9.1. In case of positive results of the first stage checks, the Clearing House captures in the Clearing System received Offer till the moment when the counter Offer is received. In case of negative result of at least one check, indicated in this paragraph, the Clearing House deletes the Offer from the Clearing System.
- 12.9.2. Since the moment when the Offer is fixed in the Clearing System, submitted by the Clearing Member and not defining Identifier of the Clearing Member – end counterparty, the Clearing House checks if there are Offers of Clearing Members, which will be the counter ones.
- 12.9.3. The Clearing House registers in the Clearing System Offer, submitted by a Clearing Member, under the condition of positive results of all checks.
- 12.9.4. In case of negative results of the check, executed during the second stage, the Clearing House together with deleting Offer from the Clearing System, submitted by the Clearing Member without identifying Identifier of the Clearing Member – end counterparty, deletes from the Clearing System the Offer, which is counter to the Offer, deleted earlier.
- 12.10. Offer, submitted by the Clearing House, is registered in the Clearing System without any checks, stipulated by this article.
- 12.11. To the Offer, captured in the Clearing System in accordance with the sub-paragraph 12.9.3, the Clearing System assigns the identification number, information on which is forwarded to the entity, submitted the Offer of the Offer “Strategy” via the Clearing System.
- 12.12. Offer is valid till the moment of its deletion by the Clearing House immediately prior to the start of the settlement clearing session or in the order, set out in this article, till its withdrawal or conclusion of an OTC Standardised Derivative Contract(s) on its basis.
- 12.13. Clearing Member or the Clearing House can withdraw the Offer, submitted by him, by forwarding a message via the Clearing System before the conclusion of the OTC Standardised Derivative Contract on its basis.  
From the moment of caption in the Clearing System of counter Offers / withdrawal of such Offers is not allowed.
- 12.14. In case of technical impossibility to withdraw Offers via the Clearing System, a Clearing Member can provide the Clearing House with an application for withdrawal of Offers, submitted by him, via the telephone or the fax.
  - 12.14.1. For the identification of a Clearing Member, the Clearing House asks the ID code of a Clearing Member and the Clearing Login.
  - 12.14.2. For the identification of an Offer, the Clearing House asks for its identification numbers.
  - 12.14.3. In case of successful identification of a Clearing Member and submitted by him Offers to be withdrawn, the Clearing House withdraws them from the Clearing System if it is technically feasible.
  - 12.14.4. When resolving disputes, connected with the withdrawal of Offers via the telephone, the Clearing House and a Clearing Member are entitled to use recording of telephone conversations.

12.15. The Clearing House is entitled to delete from the Clearing System Offers, submitted by the Clearing Member upon receipt of confirmation of inoperability of the Client part of the Software corresponding to the Identifier of the Clearing Member, indicating which the Offer was submitted. Verification of the operability of the Client part of the Software is performed by the Technical Centre in accordance with the Terms of ITS until the moment of fixing counter Offers in the Clearing System.

The Clearing House is entitled to delete from the Clearing System Offers and Offers “Strategy”, submitted by the Clearing Member in other cases, set out in the Clearing Rules.

12.16. OTC Standardised Derivative Contract(s) is (are) concluded on the basis of counter Offers, registered in the Clearing System at the moment of acceptance by the Clearing House of the offers, terms of which are contained in the Offers, by forwarding a message on the acceptance by Clearing Members-Offerors. The moment when the abovementioned message is reflected in the Clearing System is the moment when a Clearing Member-Offeror received the acceptance of the Clearing House.

12.17. OTC Standardised Derivative Contract(s) is (are) concluded by the Clearing House when there are two counter Offers. If counter Offers are submitted by Clearing Members, then the Clearing House concludes an OTC Standardised Derivative Contract with each of them. If counter Offers are submitted by a Clearing Member and the Clearing House, then the Clearing House, with the aim to execute clearing, concludes an OTC Standardised Derivative Contract with this particular Clearing Member at the moment of submission by the Clearing House of an Offer. The moment when the abovementioned Offer is reflected in the Clearing System is the moment when a Clearing Member-Offeror receives the acceptance of the Clearing House.

Clearing Member and the Clearing House define that Offer (acceptance) of the Clearing House is the acceptance that meets terms of the Offer (offer) of the Clearing Member and agreement between the Clearing Member and the Clearing House on essential terms of the Standardised Derivative Contract is considered to be reached.

Place of execution of such Contracts is considered to be Moscow, Russian Federation.

12.18. When concluding an OTC Standardised Derivative Contract, the Clearing House:

- assigns identification number to the concluded OTC Standardised Derivative Contract;
- records the concluded OTC Standardised Derivative Contract under the position register with the code, indicated when submitting the Offer, on the basis of which an OTC Standardised Derivative Contract is concluded;
- calculates obligations arising from an OTC Standardised Derivative Contract in accordance with the Specification and accepts the abovementioned obligations for clearing.

12.19. The conclusion of the cross-trades, that means trades concluded on the basis of the Offers submitted at the expense of the same person, is prohibited.

## **SUB-SECTION IV-II. PROCEDURE FOR INTERACTION WITH THE EXCHANGE WHEN EXECUTING STANDARDISED DERIVATIVE CONTRACTS**

### **Article 13. Procedure for the interaction with the Exchange when submitting Orders and concluding Standardised Derivative Contracts**

- 13.1. The Clearing House via the Trading System transfers to the Exchange the following information:
- on registered position register;
  - on Non-clearing Members - Trading Members, which have the right to submit orders with the indication of position register of a Clearing Member;
  - on registered Segregated Clients;
  - the other information, stipulated by the Trading Rules on the Standardised Derivatives market.
- 13.2. After the moment, when the information on submitted by a Trading Member Order, forwarded with the aim to conclude a Standardised Derivative Contract, party to which will be a Clearing Member, becomes available to the Clearing House via the Trading System, the Clearing House checks the opportunity to conclude such Order in two stages:
- 13.2.1. Within the first stage, the Clearing House checks the correspondence of the calculated value of the Standardised Derivative Contract, which can be concluded on the basis of the submitted Order, to the price fluctuation limit of such Standardised Derivative Contract in accordance with the Risks on the Standardised Derivatives market Calculation Methodology.
- 13.2.2. Within the second stage, after the moment when the information on the submission of the Order, which in accordance with the Trading Rules on the Standardised Derivatives market is counter in respect of earlier submitted Order becomes available to the Clearing House via the Trading System, the Clearing House conducts the following checks of each of counter Orders:
- in case of non-negative value of the Single Limit under the Settlement Account, corresponding to the position register, indicated in the Order, before the moment of Order submission – check to ensure that the value of the Single Limit under such Settlement Account will not become negative taking into account such Order;
  - in case of negative value of the Single Limit under the Settlement Account, corresponding to the position register, indicated in the Order, before the moment of Order submission – check to ensure that the value of the Single Limit under such Settlement Account will not become less taking into account such Order;
  - in case of non-negative value of the Single Limit under the Settlement Account, corresponding to the position register, indicated in the Order, before the moment of Order submission, and under the condition that at the moment of Order submission the Positions Closing Regime has not been implemented in respect of a Clearing Member – check to ensure that the claim to the Collateral under such Settlement Account will not become more taking into account the Order.

- 13.3. After the moment when the Clearing House made checks, stipulated by this article, information on the results of such checks becomes available to the Exchange via the Trading System: in case of the positive results of all checks – information on the possibility to register both counter Orders, in case of negative results of at least one check – information on the impossibility to register the Order (Orders).
- 13.4. When registering Orders, which are counter Orders in accordance with the Trading Rules on the Standardised Derivatives market, the Clearing House concludes Standardised Derivative Contract with each of Clearing Members, indicated in the Order as the party to the Standardised Derivative Contract.
- 13.5. After the moment when the information on the registration of the Standardised Derivative Contract becomes available to the Clearing House via the Trading System, the Clearing House:
- records the concluded Standardised Derivative Contract under position register with the code, indicated when submitting the Order, on the basis of which such Standardised Derivative Contract is concluded;
  - calculates obligations under the concluded Standardised Derivative Contract in accordance with the Specification, records them under Settlement Account, corresponding to the position register, indicated when submitting the Order, on the basis of which such Standardised Derivative Contract is concluded, and accepts the abovementioned obligations for clearing.

### **SUB-SECTION IV-III. PROCEDURE FOR CHANGING TERMS, RECORDING ORDER AND EARLY TERMINATION OF STANDARDISED DERIVATIVE CONTRACTS**

#### **Article 14. Standardised Derivative Contract terms change**

- 14.1. Unless otherwise stated by the decision of the Clearing House, Clearing Member is entitled to change the terms of the Standardised Derivative Contract in the order, set by this article. Terms of the Standardised Derivative Contract, which may be changed, are set by the Specification of the Standardised Derivative Contract.
- 14.2. With the aim to change the terms of the Standardised Derivative Contract a Clearing Member forwards to the Clearing House the offer to change the terms of the Standardised Derivative Contract (Application for changing terms of the Standardised Derivative Contract). The abovementioned application is forwarded in the form of an electronic document within the period of time, set out in the Time Specifications on the Standardised Derivatives Market.
- 14.3. Application for changing terms of the Standardised Derivative Contract shall contain the following:
- identification number of the Standardised Derivative Contract;
  - terms of the Standardised Derivative Contract, to be changed.
- 14.4. During the settlement clearing session if there are two counter submitted Applications for changing terms of the Standardised Derivative Contract, or under one submitted Application for changing terms of the Standardised Derivative Contract, in case if the Related Central Counterparty Standardised Derivative Contract is terminated by the moment of the submission by a Clearing Member of such Application, the Clearing House makes checks of each abovementioned Application for changing terms of the Standardised Derivative Contract similar to checks, defined in the paragraph 13.2. in respect of an Order.
- 14.4.1. Applications for changing terms of the Standardised Derivative Contract are counter if they satisfy the following requirements:
- Applications are aimed at changing Related Central Counterparty Standardised Derivative Contracts;
  - terms of Standardised Derivative Contracts to be changed, indicated in such applications, are similar;
  - for each application: ID code of a Clearing Member, which forwarded the application, coincides with the ID code of a Clearing Member – Counterparty to the Related Central Counterparty Standardised Derivative Contract.
- 14.4.2. In case of positive result of the defined checks the Clearing House registers Agreement / Agreements on changing terms of the Standardised Derivative Contract in accordance with the terms of an Application for changing terms of Standardised Derivative Contract / each of counter Applications for changing terms of Standardised Derivative Contract.
- 14.5. When there are several Standardised Derivative Contracts, under which counter Applications for changing terms of Standardised Derivative Contract are submitted, the Clearing House makes the checks, defined in the paragraph 14.4, in the order according to

the time of submission of counter Applications for changing terms of Standardised Derivative Contract, starting from the earliest one. With regard to the abovementioned, the time of the submission of counter Applications for changing terms of the Standardised Derivative Contract is the time of the submission of the latest of two counter Applications for changing terms of the Standardised Derivative Contract.

- 14.6. In case if the Related Central Counterparty Standardised Derivative Contract is terminated by the moment of submission by a Clearing Member of the Application for changing terms of the Standardised Derivative Contract, the Clearing House is entitled to deny to execute such Application.
- 14.7. Resulting from the conclusion of the Agreement on changing terms of the Standardised Derivative Contract the obligations under the Standardised Derivative Contract, accepted for clearing, calculated in accordance with the terms of such Standardised Derivative Contract before being changed, are terminated, and the obligations under such Standardised Derivative Contract in accordance with the changed terms emerge and are accepted for clearing.
- 14.8. Clearing Member is entitled to withdraw the Application for changing terms of the Standardised Derivative Contract, submitted by him, by forwarding to the Clearing House of an electronic document till the start of the closest settlement clearing session.
- 14.9. Submitted Applications for changing terms of Standardised Derivative Contract are annulled by the Clearing House after the end of the nearest settlement clearing session.

#### **Article 15. Early termination of the Standardised Derivative Contract**

- 15.1. A Party to the Standardised Derivative Contract is entitled to submit an Offer for the conclusion of an Offset Contract.

The conclusion of an Offset Contract is possible with respect to Standardised Derivative Contract defined in the List approved in accordance with Article 11 of the Clearing Rules on the Standardized Derivatives market.

The provisions of the Clearing Rules on the Standardized Derivatives market established in relation to the Offers / Standardised Derivative Contract, taking into account the specifics established by this Article, apply to Offers aimed at concluding an Offset Contract, the procedure for concluding Standardised Derivative Contracts on the basis of such Offers.

- 15.2. Upon receipt of an Offer containing an offer to conclude an Offset Contract, the Clearing House verifies the specified Offer in the same way as the checks established by paragraph 12.9 of the Clearing Rules on the Standardized Derivatives market
- 15.3. In order to be able to conclude an Offset Contract on the basis of a Offer containing an offer to conclude an Offset Contract, the Clearing House performs the actions set out in Article 12 of the Clearing Rules on the Standardised Derivatives market.
- 15.4. When concluding an Offset Contract Clearing House:



- assigns an identification number to the concluded OTC Standardised Derivative Contract;
  - records the concluded Standardised Derivative Contract on the position register with the code specified when submitting the Offer, on the basis of which the Offset Contract was concluded
  - determines the obligations from the concluded OTC Standardised Derivative Contract in accordance with the Specification accept these obligations for clearing
  - determines no later than the fifth Settlement Day from the date of conclusion of the Standardised Derivative Contract specified in this paragraph (including this date), whether such the Standardised Derivative Contract is offset to the Standardised Derivative Contract recorded on the same position register.
- 15.5. Resulting from the conclusion of the Offset Contract and determination of its offsetity to the Standardised Derivative Contract, recorded on the same position register, the obligations under the Standardised Derivative Contract, except for obligations with the arrived Settlement Date, accepted for clearing, calculated in accordance with the terms of such Standardised Derivative Contracts and till its termination, are terminated, and the obligations under such Standardised Derivative Contracts, emerging in connection with its early termination emerge and are accepted for clearing.
- 15.6. Offset Contracts are subject to early termination during the next settlement clearing session. When terminating the Standardised Derivative Contracts obligations under such Standardised Derivative Contracts, to be fulfilled on the date of early termination of the Standardised Derivative Contracts in accordance with the Article 20 and Article 21, are fulfilled during the closest settlement clearing session in the order defined in the Article 18.
- 15.7. If the final counterparties under two Offset Contracts are different Clearing Members, and the Paired Standardised Derivative Contracts are not terminated, then a new identification number is assigned to such Paired Standardised Derivative Contracts.
- 15.8. The Clearing House, by its decision, is entitled to determine the minimum number of days from the date of conclusion of the Standardised Derivative Contract, after which the Clearing Member is entitled to submit the Clearing Center an Offer aimed at concluding an Offset Contract. Such a minimum number of days can be set for certain types of Standardised Derivative Contracts.

#### **Article 16. Change of the order for recording Standardised Derivative Contracts**

- 16.1. Clearing Member is entitled to demand from the Clearing House to change the order for recording the Standardised Derivative Contracts under position registers under the condition that both position registers are opened in the name of one entity, in other words both registers shall be proprietary or both registers are client ones, opened in the name of one client.

- 16.2. Changing recording of Standardised Derivative Contracts is executed by the Clearing House on the basis of the application, submitted by a Clearing Member to the Clearing House.
- 16.3. When changing the recording of Standardised Derivative Contracts, Standardised Derivative Contracts stop being recorded by the Clearing House under the position register with one code and start being recorded under the position register with the other code.
- 16.4. Changing the recording of the Standardised Derivative Contracts under the position registers, corresponding to different Settlement Accounts, is executed by the Clearing House in case of positive result of the defined checks:
- checks, stipulated by the paragraph 13.2 for the Order, on the assumption that the Order to conclude the Standardised Derivative Contract is submitted with the indication of the position register, under which the Standardised Derivative Contract shall start to be recorded, are made;
  - checks, defined in the paragraph **Ошибка! Источник ссылки не найден.**, on the assumption that the Offer for conclusion of the Standardised Derivative Contract offset to the Standardised Derivative Contract, recorded under the position register, under which the Standardised Derivative Contract shall stop to be recorded, are made.
- 16.5. Changing recording of Standardised Derivative Contracts is executed by the Clearing House during the closest settlement clearing session after the application, defined the paragraph 16.2, is received by the Clearing House.

## **SECTION V. PROCEDURE FOR CLEARING EXECUTION**

### **Article 17. Specifics of Collateral posting and return**

17.1. Collateral, recorded under the Unified Pool Settlement Account, is posted and returned in the order and within the terms, defined in the Common Part of the Clearing Rules.

### **Article 18. Procedure for calculation of obligations to be settled. Procedure for settling obligations calculated after clearing**

18.1. At the time, defined by the Time Specifications on the Standardised Derivatives Market, the Clearing House calculates the following obligations to be settled, recorded under the Settlement Accounts, except for obligations to be settled, defined in sub-paragraphs 18.1.1-18.1.5:

18.1.1. obligations and claims of the Clearing Member and of the Clearing House to pay cash amounts in Russian rubles and in foreign currency, Settlement Date of which has arrived, under Standardised Derivatives Contracts, executed till the current moment of calculation of obligations to be settled (for the first calculation of obligations to be settled during the Settlement Day) in accordance with the Specification of the relevant Standardised Derivatives Contract;

18.1.2. obligations and claims of the Clearing Member and of the Clearing House to pay cash amounts in Russian rubles and in foreign currency, Settlement Date of which has arrived, under Standardised Derivatives Contracts, executed since the previous time, when obligations have been calculated, till the current moment of calculation of obligations to be settled (for the second and next calculations during the Settlement Day), in accordance with the Specification of the relevant Standardised Derivatives Contract;

18.1.3. obligations of Clearing Members and of the Clearing House to return accrued deposit margin, to pay interest on the accrued deposit margin recorded under the Settlement Accounts;

18.1.4. obligation of the Non-resident Clearing Member to pay the sum, corresponding to the sum of the organization profits tax on income of foreign organizations from sources located in Russian Federation, calculated by the Clearing House according to the requirements of the Russian tax legislation on the Settlement Day, following the day when the defined tax is paid, calculated according to the requirements of the Russian tax legislation;

18.1.5. obligation of the Non-resident Clearing Member to pay the sum, equal to the difference between the sum, corresponding to the sum of the organization profits tax on income of foreign organizations from sources located in Russian Federation, calculated according to the maximum rate, set by the Russian tax legislation, and the sum, corresponding to the sum of the tax, calculated according to the tax rate valid for the current calendar year, which is set by the applicable double taxation avoidance agreement, concluded with the state, which was the state of tax residence for the Non-resident Clearing Member, in case of non-provision by the Non-resident Clearing Member of the certificate of tax residence (except for banks, permanent location of which is confirmed via public information source) for the next tax period (calendar year) within the period of time, defined in the Supplement 4 to the Common Part of the Clearing Rules.

- 18.2. If at the moment of calculation of obligations to be settled, defined in the Time Specifications on the Standardised Derivatives Market, the Clearing House does not have data in the Clearing System, required for calculation of obligations to be settled, such obligations are calculated at the next time, defined by the Time Specifications on the Standardised Derivatives Market.
- 18.3. Immediately after calculation of obligations to be settled, recorded under Settlement Accounts, the Clearing House transfers obligations and claims, calculated by the Clearing House, to the Clearing System of the securities market and deposits market in the order, defined in the Common Part of the Clearing Rules.
- 18.4. Calculation of the other obligations to be settled, except for obligations, defined in the paragraph 18.1, is executed during the settlement clearing session.
- 18.5. Obligations to be settled, recorded under Settlement Accounts, are settled (terminated) in the Unified clearing pool in the order, defined in the Common part of the Clearing Rules.
- 18.6. Obligations to be settled, recorded under the Settlement Accounts, are settled (terminated) during the settlement clearing session.

#### **Article 19. Procedure for settlement clearing session execution**

- 19.1. Settlement clearing session is conducted every Settlement Day within the period, defined by the Time Specifications on the Standardised Derivatives market, unless otherwise stated in the decision of the Clearing House on limiting execution of several operations, stipulated by the Common Part of the Clearing Rules.
- 19.2. During settlement clearing session, executed every Settlement Day within the time period, set out in the Time Specifications on the Standardised Derivatives market, the Clearing House performs the following actions:
  - 19.2.1. records changes of the terms of Standardised Derivative Contracts under position registers on the basis of the Agreements on changing terms of the Standardised Derivative Contract;
  - 19.2.2. changes recording of obligations arising from Standardised Derivative Contracts under position registers on the basis of applications of Clearing Members;
  - 19.2.3. determines the obligations to be fulfilled specified in paragraph 19.3 of the Clearing Rules on the Standardised Derivatives market;
  - 19.2.4. records under position registers termination of obligations under Standardised Derivative Contracts on the basis of conclusion of the Offset Contract;
  - 19.2.5. transfers to the Clearing System of the Securities Market and Deposits Market, defined in the Common Part of the Clearing Rules, obligations and claims, defined in the paragraph 19.3, recorded under Settlement Accounts of Clearing Members, which are Unified Pool Settlement Accounts.
  - 19.2.6. for each Settlement Account calculates the Single Limit;
  - 19.2.7. forms and forwards to Clearing Members clearing reports.
- 19.3. Obligations, to be fulfilled, are the following obligations accepted for clearing:

- 19.3.1. obligations of a Clearing Member and/or of the Clearing House arising from Standardised Derivative Contracts to pay amount of cash funds, Settlement Date of which has arrived:
- obligations of Clearing Members and of the Clearing House to pay / receive variation margin, calculated during the settlement clearing session in accordance with the Article 20 of the Clearing Rules on the Standardised Derivatives market, taking into account Agreements to changes the terms of the Standardised Derivative Contracts, offset Standardised Derivative Contracts, changes in the accounting of obligations under the Standardised Derivative Contracts based on applications of the Clearing Members;
  - obligations of the Clearing Members and the Clearing Center to pay the deposit margin, determined in accordance with paragraph 21 of the Clearing Rules on the Standardised Derivatives market, taking into account Agreements to changes the terms of the the Standardised Derivative Contracts, offset Standardised Derivative Contracts, changes in the accounting of obligations under the Standardised Derivative Contracts based on applications of the Clearing Members.
- 19.3.2. obligations of a Clearing Member and of the Clearing House arising from closing buy-sell trades in foreign currency, executed in case of non-fulfillment by the Clearing Member of the Margin Call or within the cross-default procedure in accordance with the Common Part of the Clearing Rules, Settlement Date of which has arrived;
- 19.3.3. obligations / claims of a Clearing Member and of the Clearing House to post / receive payment for Auction Contracts conclusion;
- 19.3.4. obligations of a Clearing Member and of the Clearing House arising from Agreements on changing terms of the Standardised Derivative Contract;
- 19.3.5. obligations of a Clearing Member and of the Clearing House arising from Offset Contracts;
- 19.3.6. obligations of a Clearing Member to pay fee of the Clearing House and of the Exchange;
- 19.3.7. obligations of a Clearing Member to pay forfeits (penalties) in favor of the Clearing House;
- 19.3.8. claims of the Clearing Member to receive interest on cash funds, which constitute individual clearing collateral.
- 19.4. The following obligations, recorded under the Settlement Account of the Clearing Member, opened for the Standardised Derivatives Market, are included into the clearing pool of the current settlement clearing session:
- 19.4.1. Debt of the Clearing Member in the relevant currency, which emerged on the previous Settlement Day and which is not paid by the start of the settlement clearing session;
- 19.4.2. Obligations and claims, defined in the paragraph 19.3;
- 19.4.3. obligations of the Clearing Member and of the Clearing House arising from swap trades and buy-sell trades in foreign currency, executed in case if there are Total Net Obligations, for the fulfillment of which there is no sufficient amount of cash funds.
- 19.5. Total Net Obligations / Total Net Claims in cash funds, recorded under Settlement Accounts, , are fulfilled (terminated) in the order, defined in the Common Part of the Clearing Rules, taking into account specifics, set out in this article.

- 19.6. When concluding the swap trade in case if there are Total Net Obligations, for the fulfillment of which there is no sufficient amount of cash funds in the order and under terms, defined in the Common part of the Clearing Rules, basic exchange rate of such swap trade is set equal to value of the fixing of the Moscow Exchange, set out for the relevant currency pair and defined by the moment at 12:30 Moscow time of the Trading Day in accordance with the Fixing Calculation Methodology of the Moscow Exchange. If the day of the swap trade conclusion is not the Trading Day, the basic exchange rate of the swap trade is set equal to the latest Central exchange rate set by the Clearing House for the relevant foreign currency.

## **Article 20. Variation margin**

- 20.1. Variation margin in respect of an on-exchange Standardised Derivative Contract is calculated and paid on each Settlement Day in the relevant currency during the period from the date of conclusion of the Standardised Derivative Contract till the latest Date for the fulfillment of obligations arising from Standardised Derivative Contracts to pay cash funds in accordance with the Specification / date of early termination of the Standardised Derivative Contract, inclusively.

- 20.2. Variation margin under on-exchange Standardised Derivative Contract, in respect of which calculation of the variation margin is not executed earlier, is calculated according to the following formula:

$VM_O = RS$ , where

$VM_O$  is the variation margin under Standardised Derivative Contract;

$RS$  is the calculated price of the Standardised Derivative Contract, calculated on the current Settlement Day in the relevant currency.

Variation margin under the Standardised Derivative Contract, obligations under which are not terminated, according to which the calculation of the variation margin have been executed earlier, is calculated according to the following formula:

$VM_T = RS - RS_p$ , where

$VM_T$  is the variation margin under the Standardised Derivative Contract;

$RS$  is the calculated value of the Standardised Derivative Contract, calculated on the current Settlement Day in the relevant currency. When calculating variation margin under the Standardised Derivative Contract on the latest Date for the fulfillment of obligations arising from Standardised Derivative Contract to pay cash amounts / date of the early termination of the Standardised Derivative Contract, calculated price of the Standardised Derivative Contract is considered to be equal to zero;

$RS_p$  is the calculated price of the Standardised Derivative Contract, calculated on the previous Settlement Day in the relevant currency..

Variation margin in the relevant currency under the Standardised Derivative Contract, calculated in accordance with this paragraph, is rounded to the second figure after the coma according to the mathematical rounding rules.

- 20.3. Variation margin under on-exchange Standardised Derivative Contract is calculated in accordance with the 20.1 for each party of Standardised Derivative Contract.

If the value of the variation margin under the Standardised Derivative Contract, calculated for a Clearing Member, is negative then it means that a Clearing Member has obligations to pay variation margin in the relevant currency in favor of the Clearing House in the amount equal to the absolute value of the calculated value, if it is positive then it means that a Clearing Member has the claim of towards the Clearing House to receive variation margin in the relevant currency.

Obligations to pay variation margin are of non-returnable nature.

- 20.3.1. Obligations / claims to pay variation margin are recorded under the Settlement Account of a Clearing Member, corresponding to the positions register under which Standardised Derivative Contracts are recorded.
- 20.3.2. The information on the size of the obligations to pay variation margin, recorded under the Settlement Account of a Clearing Member, is provided to a Clearing Member as the part of the Clearing Report.
- 20.4. Interest on the amount, paid and/or received variation margin, is not accrued or paid out by the Clearing House.

## **Article 21. Deposit margin**

- 21.1. Deposit margin under an OTC Standardised Derivative Contract is calculated and paid out on each Settlement Day under the relevant currency within the period from the date of the Standardised Derivative Contract conclusion till the Settlement Day, preceding to the latest day for the fulfillment of obligations arising from Standardised Derivative Contracts to pay cash amounts in accordance with the Specification / date of early termination of the Standardised Derivative Contract, inclusively.
- 21.2. Deposit margin under an OTC Standardised Derivative Contract, in respect of which calculation of the deposit margin is not executed, is calculated according to the formula:  
 $DM_O = RS$ , where  
 $DM_O$  is the deposit margin under the Standardised Derivative Contract;  
 $RS$  is the calculated price of the Standardised Derivative Contract, calculated on the current Settlement Day under the relevant currency.

Deposit margin under the Standardised Derivative Contract, obligations under which are not terminated, in respect of which the deposit margin has been calculated earlier, is calculated according to the formula:

$$DM_T = RS - RS_p, \text{ where}$$

$DM_T$  is the deposit margin under the Standardised Derivative Contract;

$RS$  is the calculated price of the Standardised Derivative Contract, calculated on the current Settlement Day under the relevant currency;

$RS_p$  is the calculated price of the Standardised Derivative Contract, calculated on the previous Settlement Day under the relevant currency.

Deposit margin in the relevant currency under the calculated price of the Standardised Derivative Contract, calculated on the current Settlement Day under the relevant currency,

calculated in accordance with this paragraph, is rounded to the second figure after the coma according to the mathematical rounding rules.

21.3. Deposit margin under an OTC Standardised Derivative Contract is calculated in accordance with the paragraph 21.1.

If the value of the deposit margin under the Standardised Derivative Contract, calculated for a Clearing Member, is negative then it means that there are obligations of a Clearing Member to pay the deposit margin in the relevant currency in favor of the Clearing House in the amount equal to the absolute value of the calculated value, if it is positive then it means that there is a claim of a Clearing Member towards the Clearing House to receive the deposit margin in the relevant currency.

21.4. Accumulated deposit margin in the amount, equal to the calculated price of the Standardised Derivative Contract, calculated on the previous Settlement Day, to be returned (paid out) in the following cases:

- on the last Settlement Date for the fulfillment of obligations arising from Standardised Derivative Contracts to pay cash amounts in accordance with the Specification taking into account specifics, set by the Specification of the relevant Standardised Derivative Contract;
- in case of early termination of the Standardised Derivative Contract – on the date of early termination of the Standardised Derivative Contract;
- in case of termination of obligations under Standardised Derivative Contract in cases defined in the Common Part of the Clearing Rules when executing liquidation netting – on the date of termination of obligations under the Standardised Derivative Contract;
- in case of changing the currency of the deposit margin payment – on the date when the currency of the deposit margin payment is changed;
- in other cases, set by the Specifications of the relevant Standardised Derivative Contract.

21.5. Accumulated deposit margin under an OTC Standardised Derivative Contract is calculated in accordance with the paragraph 21.4.

If the value of the accumulated deposit margin under the Standardised Derivative Contract, calculated for a Clearing Member, is negative then it means that there are obligations of a Clearing Member to return (pay out) the accumulated deposit margin in the relevant currency in favor of the Clearing House in the amount, equal to the value of the calculated value, if it is positive then it means that there is a claim of a Clearing Member towards the Clearing House to receive accumulated deposit margin in the relevant currency.

21.6. Interest on the accumulated deposit margin is calculated according to the following formula:

$$PDM_i = -RS_p \times S \times n / y / 100, \text{ where}$$

$PDM_i$  is the interest on the accumulated deposit margin, accrued on the Settlement Day  $i$  in the relevant currency, taking into account correction, stipulated by the sub-paragraphs 21.6.1-21.6.2;

$RS_p$  is the calculated price of the Standardised Derivative Contract, calculated on the previous Settlement Day in the relevant currency. If last calendar days of the current month



are not Settlement Days for the relevant currency, with the aim to calculate interest on the accrued deposit margin for all calendar days of the current month, which follow the Settlement Day of the current month,  $RS_p$  is considered to be equal to the price of the Standardised Derivatives Contract, calculated on the last Settlement Day of the current month;

$S$  is the disclosed on the Clearing House's website interest rate in the annual interest set on the previous Settlement Day in the relevant currency;

$n$  is the number of calendar days of the current calendar month from the previous Settlement Day- $i$  (exclusively) till the Settlement Day- $i$  (inclusively) for the relevant currency if on the previous and current Settlement Days for the relevant currency are in one calendar month and one calendar year, or the number of calendar days in the current calendar month from the previous Settlement Day (exclusively) for the relevant currency till the last calendar day of the current month (inclusively), if the last calendar month of the current month is not the Settlement Day for the relevant currency, or the number of calendar days of the current calendar month from the first calendar day of the current month (inclusively) till the current Settlement Day- $i$  (inclusively) for the relevant currency, if the first calendar month of the current month is not the Settlement Day for the relevant currency;

$y$  is the number of calendar days in a year. If on the previous and current Settlement Days are in different calendar years, proportion  $n / y$  in the formula of the interest on the accumulated deposit margin is replaced with the  $k1/365+k2/366$ , where  $k1$  is the number of days- $n$  in the leap year,  $k2$  is the number of days- $n$  in the non-leap year.

Interest on the accumulated deposit margin is calculated and paid out in the currency, in which the calculation and the payment of the deposit margin on the previous Settlement Day in the relevant currency are made.

- 21.6.1. If on the previous Settlement Day in the relevant currency a Clearing Member had a Debt, recorded under the Settlement Account, in the relevant currency and the positive difference of sums of the deposit margin in such currency under all Standardised Derivatives Market, to be paid and received by the Clearing Member on the previous Settlement Day and is recorded under such Settlement Account, value  $RS_p$  with the aim to calculate interest on accrued deposit margin under all Standardised Derivatives Contracts, under which on the previous Settlement Day for the relevant currency the Clearing Member had obligations to pay the deposit margin, is enlarged for the value, allocated among all such Standardised Derivatives Contracts, which is equal to the minimum value out
- 21.6.2. If there are correction of the values  $RS_p$  in accordance with the sub-paragraph 21.6.1 for Clearing Members, values  $RS_p$  for the Clearing House under Standardised Derivative Contracts is lessened for the value of such correction.
- 21.7. Interest on the accumulated deposit margin under OTC Standardised Derivative Contract is calculated in accordance with the paragraph 21.6 for each party to the Standardised Derivative Contract.

If the value of the interest on accumulated deposit margin under the Standardised Derivative Contract, calculated for a Clearing Member is negative, it means that there is obligation of a Clearing Member to pay interest on the accumulated deposit margin to the Clearing House in the relevant currency in amount equal to the absolute value of the

calculated amount, if positive - it means that there is claim of a Clearing Member to receive interest on the accumulated deposit margin to the Clearing House in the relevant currency.

- 21.7.1. Interest on the accumulated deposit margin is paid out every Settlement day on the relevant currency.
- 21.7.2. When the Clearing Membership Agreement terminates in case of withdrawal (annulment) of the banking license of a Clearing Member – Credit Institution, interest on the accumulated deposit margin is accrued till the day (inclusively), preceding to the day of withdrawal (annulment) of the banking license, interest payment is on the day of withdrawal (annulment) of the banking license.
- 21.7.3. When the clearing membership agreement is terminated in case of the interim administration appointment or in case of the arbitration court decision on the introduction of any bankruptcy procedure in respect of a Clearing Member – Non-credit Institution, interest on the accumulated deposit margin is accrued till the day (inclusively), preceding to the date of the interim administration appointment or to the date when the arbitration court makes the decision on any bankruptcy procedure introduction, or to the date when the arbitration court makes the decision to declare bankruptcy in respect of a Clearing Member and to open \_\_\_\_ depending on the fact which date arrived earlier, interest is paid on the day following the date
- 21.8. Obligations / claims to pay the deposit margin, accumulated deposit margin, interest of the accumulated deposit margin are recorded under the Settlement Account of a Clearing Member, corresponding to the position register, under which Standardised Derivative Contracts are recorded.
  - 21.8.1. Information on the size of obligations to pay the deposit margin, accumulated deposit margin, interest on the deposit margin, recorded under the Settlement Account of a Clearing Member, is provided to a Clearing Member as the part of the Clearing Report.
  - 21.8.2. Information on accrued and paid interest on the accumulate deposit margin is provided by the Clearing House to Clearing Members as the part of the Cash Flow Statement, on accrued interest on a daily basis and on paid interest on the payment date.

**Article 22. Specifics for the execution of mark-to-market clearing session.  
Specifics of the Margin Calls emergence and satisfaction**

- 22.1. During mark-to-market clearing session, executed on the Standardised Derivatives Market, the Clearing House performs the following, except for the actions stipulated by the Common Part of the Clearing Rules:
  - calculates Single Limit for each Settlement Account;
  - forms and forwards, on the Settlement Day on which the mark-to-market clearing session begins, a Collateral Report containing information on Asset Profiles accounted for under the Settlement Account in the Standardised Derivatives Market System, as well as the value of the Single Limit of a Clearing Member for such Settlement Account. The information specified in the Collateral Report is for informational purposes only and is presented as of the Settlement Day on which the corresponding mark-to-market clearing session begins. An indication in the Collateral Report of a negative value of the Settlement Account Single Limit is considered to be information about the preliminary amounts of Margin Call

calculated for information purposes on the Settlement Day on which the mark-to-market clearing session begins.

- 22.2. Clearing Member emerges the Margin Call, Single Limit in respect of the Settlement Account of which, calculated during mark-to-market clearing session, has become less than zero. Margin Call amount is equal to the absolute value of the Single Limit in respect of the Settlement Account.
- 22.3. Margin Call, recorded under the Settlement Account of a Clearing Member, is considered to be terminated at the moment of time, when the Positions Security Level under the Settlement Account becomes non-negative.
- 22.4. In case if it is impossible to execute closing trades, which are Standardised Derivatives Contracts, that dispose insufficiency of the Collateral under obligations with the arrived and not arrived Settlement Date under such Settlement Account when the Clearing Member does not satisfy the Margin Call, all obligations of the Defaulting Clearing Member under Standardised Derivatives Contracts and under Clearing Rules on the Standardised Derivatives Market, recorded under the relevant Settlement Account, are terminated through the emergence of net obligations / net claims of the Clearing Member, calculated in respect of the abovementioned obligations of the Defaulting Clearing Member, and also profiles of assets transferred to the clearing system of the Standardised Derivatives Market, in the order similar to the order, stipulated by the Common Part of the Clearing Rules when executing liquidation netting in respect of the Clearing Member.

**Article 23. Specifics of the cross default execution and of usage of contributions of Non-defaulting Clearing Members to the Default Fund**

- 23.1. When it is impossible to execute closing trades, aimed at termination of obligations under Defaulting Clearing Member within the cross-default procedure, executed in accordance with the Common part of the Clearing Rules, all obligations of a Defaulting Clearing Member, arising from Standardised Derivative Contracts and Clearing Rules on the Standardised Derivatives market are terminated by the emergence of net obligations / net claims of a Clearing Member, recorded under the relevant Settlement Account(s), calculated in respect of abovementioned obligations of a Defaulting Clearing Member, and also of Collateral, Collateral for Stress, contribution to a Default Fund of a Defaulting Clearing Member, posted on the Standardised Derivatives market in the order, similar to the order, stipulated by the Common part of the Clearing Rules when executing liquidation netting in respect of a Clearing Member.
- 23.2. In case if it is necessary to use contributions of Non-defaulting Clearing Members to the Default Fund of the Standardised Derivatives market in cases, set out in the Common part of the Clearing Rules, the defined contributions are used by the Clearing House in the following order:
- 1) Contributions to the Default Fund of Clearing Members, not submitted Auction Orders during the liquidation auction, held by the Clearing House in accordance with the Article 10 – in equal shares;
  - 2) Contributions to the Default Fund of Clearing Members, submitted Auction Orders, on the basis of which Auction Contracts have not been concluded – in equal shares (in case if there still is necessity to use contributions of Non-defaulting Clearing

- Members to the Default Fund after using contributions to the Default Fund in accordance with the sub-paragraph 1) of this paragraph);
- 3) Contributions to the Default Fund of Clearing Members, which concluded Auction Contracts – in equal shares (in case if there still is necessity to use contributions of Non-defaulting Clearing Members to the Default Fund in accordance with the 2) of this paragraph).

## **SECTION VI. PROCEDURE FOR MAKING PAYMENTS FOR SERVICES. CLEARING REPORTS**

### **Article 24. Specifics of paying fees for services of the Clearing House and of the Exchange**

- 24.1. On the Standardised Derivatives market the Clearing House levies:
- the clearing fee in favor of the Clearing House (hereinafter referred to as the fee of the Clearing House);
  - the trading fee in favor of the Exchange (under on-exchange Standardised Derivative Contracts)
  - the fee for the registration of the technical excess identifier and Recurring fee for the ITS services in favor of the Technical Centre.
- 24.2. Clearing Member fulfills obligations to pay fees of the Exchange and fees of the Technical Centre instead of a Non-clearing Member - Trading Member and which has the right to submit Orders with the indication of position registers, corresponding to Settlement Accounts of such Clearing Member.
- 24.3. Fee for the clearing services provision, connected with change of the Standardised Derivatives Contract terms, is calculated on the execution date of the Agreement on the Standardised Derivatives Contract terms change and is recorded under the positions register code, under which the Standardised Derivatives Contract is recorded.
- 24.4. Fee for the clearing services provision, connected with the change of the Standardised Derivatives Contract terms, is calculated on the date, when the recording is changed, and is recorded under the Settlement Account, to which corresponds the positions register code, under which the Standardised Derivatives Contract is recorded, till the date, when the recording is changed.
- 24.5. Fee for the clearing of Standardised Derivatives Contracts is calculated on the date of the Standardised Derivatives Contract execution and is recorded under the Settlement Account, to which corresponds the positions register code, under which obligations, arising from Standardised Derivatives Contract, are recorded.
- 24.6. Fee for clearing under offset Standardised Derivatives Contracts concluded on the basis of an Offer submitted with an indication that it is aimed at concluding an offset Contract, if such Offer led to the termination of obligations under the Standardised Derivatives Contracts concluded on the basis of an Offer submitted indicating the Identifier of a Clearing Member - Counterparty to a Related Central Counterparty Trade, is determined on the date of conclusion of the offset Standardised Derivatives Contract and is accounted for according to the Settlement Account, which corresponds to the code of the position accounting register on which the obligations under the offset Standardised Derivatives Contract are taken into account.
- 24.7. Fee for clearing under Standardised Derivatives Contracts / offset Standardised Derivatives Contracts concluded on the basis of an Offer submitted with an indication that it is aimed at concluding an offset Standardised Derivatives Contract, if such Offer did not lead to the termination of obligations under the Standardised Derivatives Contract concluded earlier on the basis of the Offer submitted indicating the Identifier of a Clearing Member -

Counterparty to a Related Central Counterparty Trade, is determined on the date of conclusion of the Standardised Derivatives Contract/ offset Standardised Derivatives Contract, as well as on the date of determining whether the Standardised Derivatives Contract is offset, in relation to the Standardised Derivatives Contract, accounted for in the same position accounting register and is accounted for by the Settlement Account, which corresponds to the code of the position accounting register on which obligations under the Standardised Derivatives Contract / offset Standardised Derivatives Contract are taken into account.

- 24.8. Information on the size of the fee of the Exchange and of the Clearing House, to be paid by a Trading Member / Clearing Member on the reporting date, is indicated in the Clearing Report.
- 24.9. The Tariffs of the Clearing House may establish fees for the clearing services provision when changing the Method for determining the floating rate for individual OTC Standardised Derivative Contracts without a statement from the Clearing Member in cases established by the Specification of the relevant Standardised Derivatives Contract, as well as clearing services related to the implementation of this change. If the Clearing House Tariffs establish the specified trading fee, such fees is charged on the date of change in the Method for determining the floating rate for such OTC Standardised Derivative Contracts from the Settlement Account, which accounts for obligations under OTC Standardised Derivative Contracts, in respect of which the Method for determining the floating rate is changed.
- 24.10. Obligations of a Clearing Member to pay fees of the Clearing House and of the Exchange, fee of the Technical Centre, recorded under the Settlement Account, are included into the Unified Clearing Pool and are fulfilled in the order, defined in the Common Part of the Clearing Rules.
- 24.11. Bonus is paid according to the results of the reporting period, set by the Tariffs of the Clearing House, to Clearing Members, which have complied with the terms, required for the bonus receipt, stipulated by the Tariffs of the Clearing Rules, under the condition that on the bonus pay date the admission of the Clearing Member is not suspended / terminated.
- Bonus is paid to the Clearing Member by the Clearing House to the main Settlement Account for the fees withdrawal, procedure for the calculation of which is defined in the Common Part of the Clearing Rules, on the last Settlement Day of the month, following the reporting period, set by the Tariffs of the Clearing House.
- Information on bonus sums, transferred to the Clearing Members, is provided to the Clearing Member as a part of the Cash flow statement.

## **Article 25. Procedure for the provision of information and clearing reports**

- 25.1. The Clearing House provides a Clearing Member with an opportunity to receive the following information from the Clearing System:
- on Standardised Derivative Contracts, party to which is a Clearing Member;
  - on Assets Profiles, recorded under the Settlement Account of the Clearing Member in the Clearing System of the Standardised Derivatives Market, in section of Settlement Accounts of Clearing Members, currencies codes;

- on obligations to pay variation margin (under each Standardised Derivative Contract and in total under each Settlement Account of a Clearing Member);
- on obligations to pay deposit margin (under each Standardised Derivative Contract and in total under each Settlement Account of a Clearing Member)
- on the fact whether there is / there is no Margin Call in respect of a Clearing Member, on the sum of a Margin Call in Russian rubles (if any) (under each Settlement Account of a Clearing Member);
- on the fact whether there is / there is no Debt of a Clearing Member towards the Clearing House, on the sum of a Debt of a Clearing Member (if any) (under each Settlement Account of a Clearing Member).

25.2. Besides reports, stipulated by the Common part of the Clearing Rules, , as well as reports provided for in Article 22, the Clearing House forms the Clearing report for Clearing Members,

25.2.1. Clearing report, which contains:

- information on concluded on-exchange and OTC Standardised Derivative Contracts and on trades, executed in case if a Clearing Member does not satisfy a Margin Call and/or in case if there are Total Net Obligations, for the fulfillment of which there is no sufficient amount of cash funds;
- information on obligations arising from Standardised Derivative Contracts, accepted for clearing and included into the clearing pool, and obligations, calculated after clearing;
- information on Asset Profiles accounted for according to the Settlement Account in the Clearing System of the Standardised Derivatives Market, in the context of the Settlement Accounts, currency codes;
- list of Settlement Accounts and position registers of a Clearing Member;
- information on Clearing Logins.

## **SECTION VII. MISCELLANEOUS**

### **Article 26. Portability specifics**

- 26.1. The consent upon acceptance of obligations and Collateral, provided by a Receiving Clearing Member besides the information, stipulated by the Common part of the Clearing Rules, may contain the following:
- 26.1.1. information, required for the Clearing House to open client position register and client Settlement Accounts in accordance with the paragraph 7.1, and also the indication of the necessity to segregate a client;
- If the Consent to accept obligations and Collateral contains the abovementioned information, this fact constitutes the relevant applications of a Receiving Clearing Member upon registration by the Clearing House of a Segregated Client and opening by the Clearing House of a client position register and client Settlement Account;
- 26.1.2. indication of a client position register and client Settlement Account, registered by a Receiving Clearing Member in respect of a Segregated Client, which submitted the Application.
- 26.2. If in the Consent for the acceptance of obligations and Collateral there is no information, defined in the sub-paragraph 26.1.1 or sub-paragraph 26.1.2, or the information is incorrect, the Clearing House is entitled to register a Segregated Client of a Receiving Clearing Member and open for such Segregated Client a client position register and a client Settlement Account without submission by a Receiving Clearing Member of the required applications. With regard to the abovementioned, the Clearing House itself assigns codes to opened client position register and to the relevant client Settlement Account.
- 26.3. In order to execute Application for obligations and Collateral transfer the Clearing House besides actions, stipulated by the Common part of the Clearing Rules:
- opens for a Receiving Clearing Member client position register for a Segregated Client, which submitted the Application (if the defined actions have not been performed in advance);
  - registers a Segregated Client, which provided the Application, as a Segregated Client of a Receiving Clearing Member (if the necessity to segregate a client is indicated in the Application);
  - closes client Settlement Account and client position register, opened by a Principal Clearing Member for a Segregated Client.



**Supplement 1**  
to the Clearing Rules on the Standardised Derivatives Market

**Time Specification on the Standardised Derivatives Market**

<b>№ п/п</b>	<b>Operation</b>	<b>Time (Moscow time)</b>
1.	Submission of Offers.	On the Settlement Day, from 10:00 till 18:00
2.	Calculation of obligations to be settled under Standardised Derivatives Contracts according to the Specification of the relevant Standardised Derivatives Contract	On Settlement Date, at 10:00, 12:30 15:15, 18:00
3.	Settlement clearing session execution	On the Settlement Day, from 18:00 till 19:20
4.	Transfer by the Clearing House to Clearing Members of Clearing reports, as well as Collateral Reports	On the Settlement Day, till 21:00
5.	Execution of mark-to-market clearing session.	on the Settlement Day from 19:00 till 10:00 on the Settlement Day following
6.	Transfer by the Clearing House to Clearing Members of Reports on Margin Calls.	On the Settlement Day of the end of the mark-to-market clearing session, till 11:00
7.	Satisfaction by a Clearing Member of Margin Calls.	On the Settlement Day of the end of the mark-to-market clearing session, till 16:00
8.	Conclusion by the Clearing House of Standardised Derivative Contracts and/or buy-sell trades in foreign currency in case if a Clearing Member does not satisfy a Margin Call.	On the Settlement Day of the end of the mark-to-market clearing session, from 16:00
9.	Transfer by the Clearing Member to the Clearing House of the Application for changing terms of the Standardised Derivative Contract.	On the Settlement Day, till 12:00