





## SECURITIES AND EXCHANGE COMMISSION

Washington, D.C. 20549

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Form 19b-4Proposed Rule Change  
By

BANQUE CENTRALE DE COMPENSATION

Pursuant to Rule 19b-4 under the  
Securities Exchange Act of 1934

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**Item 1. Text of the Proposed Rule Change**

The proposed rule change by Banque Centrale de Compensation, which conducts business under the name LCH SA (“LCH SA”), is to offer an incentive fee programme to existing and new potential clearing member and clients of CDS Clear service (the “**Proposed Rule Change**”).

The text of the Proposed Rule Change is in Exhibit 5.<sup>1</sup>

The implementation of the Proposed Rule Change will be contingent on LCH SA’s receipt of all necessary regulatory approvals.

**Item 2. Procedures of the Self-Regulatory Organization**

LCH SA Local Management Committee approved the Proposed Rule Change on 13 July 2022. No further approvals to authorize this Proposed Rule Change are necessary.

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<sup>1</sup> All capitalized terms not defined herein have the same definition as in the CDS Clearing Rule Book, Supplement or Procedures, as applicable.

Questions should be addressed to François Faure, Chief Compliance Officer, at [francois.faure@lseg.com](mailto:francois.faure@lseg.com) /+33 1 70 37 65 96 or Mohamed Meziane, Senior Regulatory Advisor, Compliance Department, at [mohamed.meziane@lseg.com](mailto:mohamed.meziane@lseg.com) /+33 1 70 37 65 52.

**Item 3. Self-Regulatory Organization’s Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change**

A. Purpose

Following an announcement made at the end of June by an alternate credit CCP that it would cease clearing all classes of CDS contracts by the end of March 2023,<sup>2</sup> but also in light of the upcoming extension of CDSClear products, LCH SA CDSClear expects a number of clients and members of alternate credit CCPs to choose to move their CDS portfolios to LCH SA CDSClear.

Within this context, the purpose of the Proposed Rule Change is for CDSClear to offer Clearing Members and clients, acting through a Clearing Member, who have, directly or through a Clearing Member as applicable, signed up to the CCP Switch Programme<sup>3</sup> as specified in Exhibit 5, the opportunity to move their cleared index and single name credit default swap (“CDS”) or Index Swaption transactions from alternate credit CCPs to LCH SA at no cost (the “**CCP Switch Programme**”).

As detailed in the CDSClear Circular attached as Exhibit 5 and also to be published on the LCH website, LCH SA CDSClear is proposing to implement the CCP Switch Programme that will be offered to all CDSClear Clearing Members and clients (the “**Switch Programme Participants**”) once effective. The CCP Switch Programme will apply to all “Eligible Cleared

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<sup>2</sup> Circular C22/076 “*Cessation of clearing of CDS Contracts*” published by ICE Clear Europe on 30 June 2022 ([C22076.pdf \(theice.com\)](#))

<sup>3</sup> Clearing Members and clients will be able to enter into the CCP Switch Programme by completing a written form.

Transactions” which include cleared transactions where there is no unlimited tariff available for the Switch Programme Participant or the cleared transaction would attract a non-zero clearing fee. This includes all CDS transactions for Select Members, but not Index Swaption transactions where an unlimited tariff is available. It includes all CDS transactions for clients of Clearing Members, but not Index Swaption transactions in 2022, where a full discount of client variable fees is being applied. It currently does not include any transactions for General Members. General Members have an unlimited tariff available for CDS apart from sovereign single names. Sovereign single names are subject to a full discount of clearing fees for General Members for 1 year from the go-live date. An unlimited tariff is available to General Members for Index Swaptions, which excludes these from being an Eligible Cleared Transaction also.

To assist Switch Programme Participants in efficiently closing positions at alternate credit CCPs and reopening the same positions at the LCH SA CDSClear service, LCH SA is proposing to allow Switch Programme Participants to complete these transactions for zero CCP clearing fees.

In order to facilitate this, LCH SA CDSClear would charge no clearing fees to enter into the Eligible Cleared Transaction on CDSClear, known as the “CDSClear Transaction Leg.” Correspondingly, LCH SA would provide a Credit Note for the Assumed Cost of entering into the close out transaction at the alternate CDS CCP, known as the “Alternate CCP Transaction Leg.”

The Credit Note would be applied to all non-CCP Switch Eligible Cleared Transactions of a Switch Programme Participant for a period of six (6) months beginning at the “Programme Entry Date” mentioned in the relevant Switch Programme registration form provided to LCHSA. This will effectively make the CCP Switch free of any clearing fees at either CCP. At the end of the six months period, any unused portion of the Credit Note would be forfeited.

Fees for both the CCP Switch and any transactions which would have the Credit Note applied would be charged as normal, then rebated at the end of each month.

B. Statutory Basis

Section 17A(b)(3)(D) of the Act requires that the rules of a clearing agency provide for the equitable allocation of reasonable dues, fees, and other charges.<sup>4</sup>

LCH SA believes that its clearing fee change proposal is consistent with the requirements of Section 17A of the Act<sup>5</sup> and the regulations thereunder applicable to it, and in particular provides for the equitable allocation of reasonable fees, dues, and other charges among clearing members and market participants by ensuring that clearing members and clients pay reasonable fees and dues for the services provided by LCH SA, within the meaning of Section 17A(b)(3)(D) of the Act.<sup>6</sup>

Indeed, there is no change on the tariffs on which LCH SA CDSClear has existing activity (i.e. Corporates and Financials Index and Single Names, General Members Unlimited and Introductory tariffs for Index Options). Rather the Proposed Rule Change provides for a fee rebate to Switch Programme Participants who choose to switch CDS positions from an alternate CCP to the LCH SA CDSClear service, effectively allowing these switch transactions to have no cost impact to Switch Programme Participants. Additionally, in no case will the Proposed Rule Change cause an increase to any fees charged by LCH SA. As such, LCH SA believes that the Proposed Rule Change consistent with Section 17A(b)(3)(D) and is designed to offer Clearing Members and clients with cleared CDS and Index Swaption positions, especially those that may become ineligible to remain at their current CCP, the ability to move their positions to LCH SA free of

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<sup>4</sup> 15 U.S.C. 78q-1(b)(3)(D).

<sup>5</sup> 15 U.S.C. 78q-1.

<sup>6</sup> 15 U.S.C. 78q-1(b)(3)(D).

charge. LCH SA does not plan to offer the CCP Switch Programme for cleared transactions where there is an unlimited tariff available to Switch Programme Participants or where cleared transactions would not attract a fee. .

For all the reasons stated above, LCH SA believes that the proposed changes to the LCH SA fee grid are reasonable and appropriate.

**Item 4. Self-Regulatory Organization’s Statement on Burden on Competition**

Section 17A(b)(3)(I) of the Act requires that the rules of a clearing agency not impose any burden on competition not necessary or appropriate in furtherance of the purposes of the Act.<sup>7</sup>

LCH SA does not believe that the Proposed Rule Change would impose any burden on competition that is not necessary or appropriate in furtherance of the purposes of the Act because the CCP Switch Programme is meant to facilitate competition and movement between CCPs by accommodating such position transfers and reducing the barrier potentially created by high fees associated with transferring corresponding positions between clearing houses. LCH SA is offering the possibility for all CDSClear Clearing Members and clients to utilize the CCP Switch Programme without prejudice and on identical terms. The Proposed Rule Change would not affect the ability of Clearing Members or other market participants generally to engage in cleared transactions or to access clearing services.

Additionally, the clearing fee conditions remain transparent and equally applicable to any eligible participant wishing to access the CDSClear clearing service including those transactions that are not mandatory for clearing.

**Item 5. Self-Regulatory Organization’s Statement on Comments on the Proposed Rule Change Received from Members, Participants or Others**

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<sup>7</sup> 15 U.S.C. 78q-1(b)(3)(I).

Written comments relating to the Proposed Rule Change have not been solicited or received but a consultation has been conducted with and verbal feedback sought from CDSClear members.

No comment or question has been received following this consultation. LCH SA will notify the Commission of any subsequent written comments received by LCH SA.

**Item 6. Extension of Time Period for Commission Action**

Not applicable.

**Item 7. Basis for Summary Effectiveness Pursuant to Section 19(b)(3) or for Accelerated Effectiveness Pursuant to Section 19(b)(2) or Section 19(b)(7)(D)**

(a) LCH SA is filing the Proposed Rule Change for immediate effectiveness pursuant to Section 19(b)(3)(A)<sup>8</sup> of the Act and Rule 19b-4(f)(2).<sup>9</sup>

(b) LCH SA believes that summary effectiveness is warranted because the proposed rule establishes a fee or other charge imposed by LCH SA on its Clearing Members, within the meaning of Rule 19b-4(f)(2).

(c) Not applicable

(d) Not applicable

**Item 8. Proposed Rule Change Based on Rule of Another Self-Regulatory Organization or of the Commission**

Not applicable.

**Item 9. Security-Based Swap Submissions Filed Pursuant to Section 3C of the Act**

Not applicable.

**Item 10. Advance Notices Filed Pursuant to Section 806(e) of the Payment, Clearing and Settlement Supervision Act**

Not applicable.

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<sup>8</sup> 15 U.S.C. 78s(b)(3)(A).

<sup>9</sup> 17 CFR 240.19b-4(f)(2).

**Item 11. Exhibits**

Exhibit 1. Not Applicable.

Exhibit 1A. Completed Notice of Proposed Rule Change for publication in the Federal Register.

Exhibit 2. Not Applicable.

Exhibit 3. Not Applicable.

Exhibit 4. Not Applicable.

Exhibit 5. Proposed Switch CCP Programme.

**SIGNATURES**

Pursuant to the requirements of the Securities Exchange Act of 1934, Banque Centrale de Compensation has caused this filing to be signed on its behalf by the undersigned hereunto duly authorized.

**BANQUE CENTRALE DE COMPENSATION**

By: \_\_\_\_\_

**Francois Faure**  
**Chief Compliance Officer**

**EXHIBIT 1A**

SECURITIES AND EXCHANGE COMMISSION

(Release No. - ; File No. SR-LCH SA-2022-005)

[DATE]

Self-Regulatory Organizations; LCH SA; Notice of Filing of Proposed Rule Change Relating to the CDSClear CCP Switch Programme.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (“Act”)<sup>1</sup> and Rule 19b-4 thereunder<sup>2</sup> notice is hereby given that on \_\_\_\_\_, 2022, Banque Centrale de Compensation, which conducts business under the name LCH SA (“LCH SA”), filed with the Securities and Exchange Commission (“Commission”) the proposed rule change described in Items I, II and III below, which Items have been prepared primarily by LCH SA. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

**I. Clearing Agency’s Statement of the Terms of Substance of the Proposed Rule Change**

(a) LCH SA is proposing to offer an incentive fee programme to existing and new potential clearing member and clients of CDSClear service (the “**Proposed Rule Change**”).

The text of the Proposed Rule Change is in Exhibit 5.<sup>3</sup>

The implementation of the Proposed Rule Change will be contingent on LCH SA’s receipt of all necessary regulatory approvals.

(b) Not applicable.

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<sup>1</sup> 15 U.S.C. 78s(b)(1).

<sup>2</sup> 17 CFR 240.19b-4.

<sup>3</sup> All capitalized terms not defined herein have the same definition as in the CDS Clearing Rule Book, Supplement or Procedures, as applicable.

(c) Not applicable.

**II. Clearing Agency's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change**

In its filing with the Commission, LCH SA included statements concerning the purpose of and basis for the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. LCH SA has prepared summaries, set forth in sections A, B, and C below, of the most significant aspects of these statements.

**A. Clearing Agency's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change**

**(a) Purpose**

Following an announcement made at the end of June by an alternate credit CCP that it would cease clearing all classes of CDS contracts by the end of March 2023,<sup>4</sup> but also in light of the upcoming extension of CDSClear products, LCH SA CDSClear expects a number of clients and clearing members of alternate credit CCPs to choose to move their CDS portfolios to LCH SA CDSClear.

Within this context, the purpose of the Proposed Rule Change is for CDSClear to offer Clearing Members and clients acting through a Clearing Member, who have, directly or through a Clearing Member as applicable, signed up to the CCP Switch Programme<sup>5</sup> as specified in Exhibit 5, the opportunity to move their cleared index and single name credit default swap (“CDS”) or Index Swaption transactions from alternate credit CCPs to LCH SA at no cost (the “**CCP Switch Programme**”).

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<sup>4</sup> Circular C22/076 "*Cessation of clearing of CDS Contracts*" published by ICE Clear Europe on 30 June 2022 ([C22076.pdf \(theice.com\)](#))

<sup>5</sup> Clearing Members and clients will be able to enter into the CCP Switch Programme by completing a written form.

As detailed in the CDSClear Circular attached as Exhibit 5 and also to be published on the LCH website, LCH SA CDSClear is proposing to implement the CCP Switch Programme that would be offered to all CDSClear Clearing Members and clients (the “**Switch Programme Participants**”) once effective.

The CCP Switch Programme will apply to all “Eligible Cleared Transactions” which include cleared transactions where there is no unlimited tariff available for the Switch Programme Participant or the cleared transaction would attract a non-zero clearing fee. This includes all CDS transactions for Select Members, but not Index Swaption transactions where an unlimited tariff is available. It includes all CDS transactions for clients of Clearing Members, but not Index Swaption transactions in 2022, where a full discount of client variable fees is being applied. It currently does not include any transactions for General Members. General Members have an unlimited tariff available for CDS apart from sovereign single names. Sovereign single names are subject to a full discount of clearing fees for General Members for 1 year from the go-live date. An unlimited tariff is available to General Members for Index Swaptions, which excludes these from being an Eligible Cleared Transaction also.

To assist Switch Programme Participants in efficiently closing positions at alternate credit CCPs and reopening the same positions at the LCH SA CDSClear service, LCH SA is proposing to allow Switch Programme Participants to complete these transactions for zero CCP clearing fees.

In order to facilitate this, LCH SA CDSClear would charge no clearing fees to enter into the Eligible Cleared Transaction on CDSClear, known as the “the CDSClear Transaction Leg”. Correspondingly, LCH SA would provide a Credit Note for the

Assumed Cost of entering into the close out transaction at the alternate CDS CCP, known as the “Alternate CCP Transaction Leg.

The Credit Note would be applied to all non-CCP Switch Eligible Cleared Transactions of a Switch Programme Participant for a period of six (6) months beginning at the “Programme Entry Date”, mentioned in the relevant Switch Programme registration form provided to LCH SA. This will effectively make the CCP Switch free of any clearing fees at either CCP. At the end of the six months period, any unused portion of the Credit Note would be forfeited.

Fees for both the CCP Switch and any transactions which would have the Credit Note applied would be charged as normal, then rebated at the end of each month.

(b) Statutory Basis

Section 17A(b)(3)(D) of the Act requires that the rules of a clearing agency provide for the equitable allocation of reasonable dues, fees, and other charges.<sup>6</sup>

LCH SA believes that its clearing fee change proposal is consistent with the requirements of Section 17A of the Act<sup>7</sup> and the regulations thereunder applicable to it, and in particular provides for the equitable allocation of reasonable fees, dues, and other charges among clearing members and market participants by ensuring that clearing members and clients pay reasonable fees and dues for the services provided by LCH SA, within the meaning of Section 17A(b)(3)(D) of the Act.<sup>8</sup>

Indeed, there is no change on the tariffs on which LCH SA CDSClear has existing activity (i.e. Corporates and Financials Index and Single Names, General Members

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<sup>6</sup> 15 U.S.C. 78q-1(b)(3)(D).

<sup>7</sup> 15 U.S.C. 78q-1.

<sup>8</sup> 15 U.S.C. 78q-1(b)(3)(D).

Unlimited and Introductory tariffs for Index Options). Rather the Proposed Rule Change provides for a fee rebate to Switch Programme Participants who choose to switch CDS positions from an alternate CCP to the LCH SA CDS Clear service, effectively allowing these switch transactions to have no cost impact to Switch Programme Participants. Additionally, in no case will the Proposed Rule Change cause an increase to any fees charged by LCH SA. As such, LCH SA believes that the Proposed Rule Change consistent with Section 17A(b)(3)(D) and is designed to offer Clearing Members and clients with cleared CDS and Index Swaption positions, especially those that may become ineligible to remain at their current CCP, the ability to move their positions to LCH SA free of charge. LCH SA does not plan to offer the CCP Switch Programme for cleared transactions where there is an unlimited tariff available to Switch Programme Participants or where cleared transactions would not attract a fee.

For all the reasons stated above, LCH SA believes that the proposed changes to the LCH SA fee grid are reasonable and appropriate.

B. Clearing Agency's Statement on Burden on Competition.

Section 17A(b)(3)(I) of the Act requires that the rules of a clearing agency not impose any burden on competition not necessary or appropriate in furtherance of the purposes of the Act.<sup>9</sup>

LCH SA does not believe that the Proposed Rule Change would impose any burden on competition that is not necessary or appropriate in furtherance of the purposes of the Act because the CCP Switch Programme is meant to facilitate competition and movement between CCPs by accommodating such positions transfers and reducing the

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<sup>9</sup> 15 U.S.C. 78q-1(b)(3)(I).

barrier potentially created by high fees associated with transferring corresponding positions between clearing houses. LCH SA is offering the possibility for all CDSClear Clearing Members and clients to utilize the CCP Switch Programme without prejudice and on identical terms. The Proposed Rule Change would not affect the ability of Clearing Members or other market participants generally to engage in cleared transactions or to access clearing services.

Additionally, the clearing fee conditions remain transparent and equally applicable to any eligible participant wishing to access the CDSClear clearing service including those transactions that are not mandatory for clearing.

C. Clearing Agency's Statement on Comments on the Proposed Rule Change Received from Members, Participants or Others

Written comments relating to the proposed rule change have not been solicited or received. LCH SA will notify the Commission of any written comments received by LCH SA.

**III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action**

The foregoing proposed rule change has become effective upon filing pursuant to Section 19(b)(3)(A)<sup>10</sup> of the Act and Rule 19b-4(f)(2)<sup>11</sup> thereunder because it establishes a fee or other charge imposed by LCH SA on its Clearing Members. At any time within 60 days of the filing of the proposed rule change, the Commission summarily may temporarily suspend such proposed rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act.

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<sup>10</sup> 15 U.S.C. 78s(b)(3)(A).

<sup>11</sup> 17 CFR 240.19b-4(f)(2).

#### IV. Solicitation of Comments

Interested persons are invited to submit written data, views, and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Comments may be submitted by any of the following methods:

##### Electronic Comments:

- Use the Commission's Internet comment form (<http://www.sec.gov/rules/sro.shtml>); or
- Send an e-mail to [rule-comments@sec.gov](mailto:rule-comments@sec.gov). Please include File Number SR-LCH SA-2022-005 on the subject line.

##### Paper Comments:

- Send paper comments in triplicate to Secretary, Securities and Exchange Commission, 100 F Street, NE, Washington, DC 20549-1090.

All submissions should refer to File Number SR-LCH SA-2022-005. This file number should be included on the subject line if e-mail is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet website (<http://www.sec.gov/rules/sro.shtml>). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for website viewing and printing in the Commission's Public Reference Room, 100 F Street, NE, Washington, DC 20549 on official business days between the hours of 10:00 am and

3:00 pm. Copies of the filing also will be available for inspection and copying at the principal office of LCH SA and on LCH SA's website at:

<https://www.lch.com/resources/rulebooks/proposed-rule-changes>. All comments received will be posted without change. Persons submitting comments are cautioned that we do not redact or edit personal identifying information from comment submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File Number SR-LCH SA-2022-005 and should be submitted on or before [Commission to insert date 21 days from publication in the Federal Register].

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.<sup>12</sup>

Secretary

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<sup>12</sup> 17 CFR 200.30-3(a)(12).

**Exhibit 5**

# CCP Switch Programme<sup>1</sup>

This document describes the conditions of an incentive fee programme that CDSClear, a Eurozone-based clearing service provided by LCH SA,<sup>2</sup> would like to offer to Switch Programme Participants<sup>3</sup> wishing to move their cleared transactions from other credit central counterparties (“CCPs”) (the “**LCH CDSClear CCP Switch Programme**”).

## Background

On 30 June 2022, a credit CCP published a circular notifying its clearing members that it had decided “to cease to act as a clearing house in relation to all classes of CDS Contracts currently cleared by [the credit CCP]”.<sup>4</sup> The clearing service in respect of credit default swaps (“CDS”) offered by this credit CCP is planned to end on 31 March 2023.

Within this context, CDSClear plans offer the LCH CDSClear CCP Switch Programme to facilitate this migration, available under the following conditions.

## LCH CDSClear CCP Switch Programme Description

To assist in reopening equivalent positions at LCH SA, within its CDSClear service, the LCH CDSClear CCP Switch Programme would allow Switch Programme Participants to do this CCP Switch for zero clearing fees.

Specifically, LCH SA will charge no clearing fee to enter into the CDSClear Transaction Leg and would give a Credit Note for the Assumed Cost of entering into the Alternate CCP Transaction Leg.

The Credit Note will then be applied to all Cleared Transactions other than CDSClear Transaction Legs from and including the Programme Entry Date to and including the Credit Note Expiry Date, effectively making the CCP Switch free of any fees at the relevant Alternate CCP and LCH SA through the CDSClear service.

From a billing standpoint, fees that should have been due for Cleared Transactions entered into with LCH SA in relation to the CDSClear service: (i) which are part of the CCP Switch; or (ii) to which the Credit Note applies will be charged to the relevant Clearing Member by LCH SA and then rebated at the end of each month.

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- <sup>1</sup> Subject to regulatory review and approval process
  - <sup>2</sup> Referred to as the “*CDS Clearing Service*” within the meaning of the document entitled “*CDS Clearing Rule Book*” as published by LCH SA on its website and as amended from time to time.
  - <sup>3</sup> Capitalised terms used but not defined herein (including in Annex to this document) shall have the meaning ascribed to them in the document entitled “*CDS Clearing Rule Book*” as published by LCH SA on its website and as amended from time to time.
  - <sup>4</sup> Circular C22/076 “*Cessation of clearing of CDS Contracts*” published by ICE Clear Europe on 30 June 2022 ([C22076.pdf \(theice.com\)](#)).

Example 1 – CCP Switch Into Identical Position

Alternate CCP			CDSClear		
Buy/Sell Protection	Product	Notional	Buy/Sell Protection	Product	Notional
<b>Starting Client Position</b>					
Buy	iTraxx Europe S37 5Y	EUR 1bn			
Sell	iTraxx Europe Crossover S37 5Y	EUR 250m			
<b>Offsetting Client Positions Entered on Same Trade Date</b>					
Sell	iTraxx Europe S37 5Y	EUR 1bn	Buy	iTraxx Europe S37 5Y	EUR 1bn
Buy	iTraxx Europe Crossover S37 5Y	EUR 250m	Sell	iTraxx Europe Crossover S37 5Y	EUR 250m
Switch Credit: EUR 5 * (EUR 1bn + EUR 250m)/EUR 1m = EUR 6,250			Clearing Fees if not part of CCP Switch: EUR 4 * (EUR 1bn + EUR 250m)/EUR 1m = EUR 5,000  Clearing Fees charged: EUR 0		
<b>Ending Client Position</b>					
			Buy	iTraxx Europe S37 5Y	EUR 1bn
			Sell	iTraxx Europe Crossover S37 5Y	EUR 250m
<i>End client position at CDSClear is identical to the starting client position at the Alternate CCP</i>					

Example 2 - CCP Switch via a Roll

Alternate CCP			CDSClear		
Buy/Sell Protection	Product	Notional	Buy/Sell Protection	Product	Notional
<b>Starting Client Position</b>					
Buy	iTraxx Europe S36 5Y	EUR 1bn			
Sell	iTraxx Europe Crossover S36 5Y	EUR 250m			
<b>Offsetting Client Positions Entered on Same Trade Date</b>					
Sell	iTraxx Europe S36 5Y	EUR 1bn	Buy	iTraxx Europe S37 5Y	EUR 1bn
Buy	iTraxx Europe Crossover S36 5Y	EUR 250m	Sell	iTraxx Europe Crossover S37 5Y	EUR 250m
Switch Credit: EUR 5 * (EUR 1bn + EUR 250m)/EUR 1m = EUR 6,250			Clearing Fees if not part of CCP Switch: EUR 4 * (EUR 1bn + EUR 250m)/EUR 1m = EUR 5,000  Clearing Fees charged: EUR 0		
<b>Ending Client Position</b>					
			Buy	iTraxx Europe S37 5Y	EUR 1bn
			Sell	iTraxx Europe Crossover S37 5Y	EUR 250m
<i>End client position at CDSClear rolls the starting client position at the Alternate CCP to a new series</i>					

## Annex: Definitions

**Alternate CCP** means either ICE Clear Europe, or ICE Clear Credit as appropriate.

**Alternate CCP Transaction Leg** means any trade leg cleared at an Alternate CCP that has the same:

- (a) (i) CDS Type, except for the index series and version and maturity date that could differ, in respect of a CDS index; (ii) CDS Type, except for the maturity date that could differ, in respect of a CDS single name; or (iii) the same Swaption Type in respect of an Index Swaption;
- (b) notional amount; and
- (c) trade date

as an offsetting CDSClear Transaction Leg and is entered into as part of a CCP Switch.

**Assumed Cost** means the fees that the Switch Programme Participant, or the relevant clearing member acting on behalf of such Switch Programme Participant as applicable, would be charged by the Alternate CCP for entering into the Alternate CCP Transaction Leg as calculated by LCH SA using information published on the Alternate CCP's website.

**CCP Switch** describes the process of entering into: (i) an Eligible Cleared Transaction at LCH SA through the CDS Clearing Service; and (ii) an offsetting position at an Alternate CCP.

**CDSClear Transaction Leg** means any trade leg of a Cleared Transaction entered into with LCH SA as part of a CCP Switch.

**Credit Note** means an offset in the fees charged by LCH SA, through its CDSClear service, for Cleared Transactions other than CDSClear Transaction Legs by the amount of Switch Credit.

**Credit Note Expiry Date** means the last calendar day of a six-month period starting on the Programme Entry Date.

**Eligible Cleared Transaction** means a Cleared Transaction where there is no unlimited tariff available for the Switch Programme Participant and the Cleared Transaction would attract non-zero clearing fee.<sup>5</sup>

**Programme Entry Date** means the calendar day on which the Switch Programme Participant entering into the LCH CDSClear CCP Switch Programme, being the first calendar day of the month as mentioned in the registration form duly completed, executed by the Clearing Member and returned to LCH SA.

**Switch Credit** means the sum of all Assumed Costs across all CCP Switches performed by the Switch Scheme Programme Participant between the Programme Entry Date and the Credit Note Expiry Date.

**Switch Programme Participant** means a Clearing Member or client acting through a Clearing Member, who have, directly or through a Clearing Member as applicable, signed up to the LCH CDSClear CCP Switch Programme.

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<sup>5</sup> Fees published at <https://www.lch.com/services/cdsclear/fees>