

Notification of Termination of Delivery Agreement for Physically Settled Metal Futures Contract pursuant to Section 2A.3.1.1 (e) of the Clearing House Procedures

To: Clearing Participant Admin. & Services
Clearing Operations
30/F, One Exchange Square,
8 Connaught Place, Central,
Hong Kong

From: _____
(Full Name of Participant / Delivery Agent)
*delete as Appropriate

Fax: 2590 7000
Email: CDCO_CAS@hkex.com.hk

DCASS Customer Code: |_|_|_|_|

Contact Person: _____

Tel: _____ Fax: _____

.....
Name of the HKCC Participant : _____

DCASS Customer Code of the HKCC Participant : |_|_|_|_|

Name of the Delivery Agent : _____

DCASS Customer Code of the Delivery Agent : |_|_|_|_|

Notes:

1. Unless otherwise defined or the context otherwise requires, terms used in this Form shall have the same meanings ascribed to them in the relevant rules, regulations and procedures of the Exchange and HKCC.
2. This Form can be submitted either by the HKCC Participant or its Delivery Agent to notify HKCC of the proposed termination of the Delivery Agreement between them.
3. HKCC Participant shall note that upon the termination of the Delivery Agreement, unless and until it has entered into an Approved Depository Account Agreement with an Approved Depository and has maintained a depository account with such Approved Depository or has in place a valid, binding and effective Delivery Agreement, it will not be allowed to trade any Physically Settled Metal Futures Contract on HKFE and in this connection, HKFE shall have the right to forthwith terminate or suspend the HKCC Participant's access to its trading system(s) for the Physically Settled Metal Futures Contract without giving the HKCC Participant any prior notice. Where the HKCC Participant intends to execute a Delivery Agreement with another Delivery Agent, no less than 1 business day's prior notice to HKCC forthwith upon execution of such Delivery Agreement is required.

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A. Details of the termination of Delivery Agreement:

Name of the HKCC Participant : _____

Name of the Delivery Agent : _____

Date of the Delivery Agreement : _____

Intended Effective Date of Termination : _____

B. Information of the Contact Person for this notification

Name of the Company:			
Role:	HKCC Participant/ Delivery Agent (delete as appropriate)		
Name of Contact Person:		Position:	
Telephone Number:		Fax Number:	
Email Address:			

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C. Declaration by the HKCC Participant or Delivery Agent

We, _____
(Name of HKCC Participant or Delivery Agent)

1. (where the form is submitted by the HKCC Participant):

hereby give you notice pursuant to Section 2A.3.1.1 of the Clearing House Procedures that we intend to terminate the Delivery Agreement with the abovementioned Delivery Agent and we **confirm** that we have notified the relevant Delivery Agent of the submission of this Form and have given termination notice to the Delivery Agent in accordance with the Delivery Agreement. We **understand** that when HKCC receives this Form from us, HKCC will issue a confirmation of termination to us, with a copy to the Delivery Agent, in writing and unless and until written confirmation has been issued to us, the Delivery Agreement shall be treated as valid, binding and effective by HKCC and we shall continue to be bound by the Delivery Agreement;

(where the form is submitted by the Delivery Agent):

hereby give you notice pursuant to Section 2A.3.1.1 of the Clearing House Procedures that we intend to terminate the Delivery Agreement with the abovementioned HKCC Participant and we **confirm** that we have notified the relevant HKCC Participant of the submission of this Form and have given termination notice to the HKCC Participant in accordance with the terms of the Delivery Agreement. We **understand** that when HKCC receives this Form from us, HKCC will issue a confirmation of termination to us, with a copy to the HKCC Participant in writing and unless and until written confirmation has been issued to us, the Delivery Agreement shall be treated as valid, binding and effective by HKCC and we shall continue to be bound by the Delivery Agreement;

2. **declare** that the information provided in this Form is complete, true and correct and that we have not made any statements or omissions which would render such information untrue or misleading;
3. **undertake** that we shall notify HKCC immediately of any changes in the information given in this notification;
4. **understand** that HKCC may take disciplinary proceedings against us for making any false or misleading representation in relation to our notification under this Form;
5. **undertake** that we shall comply with the Clearing House Rules and Procedures from time to time in force, and any other directives from time to time issued by HKCC; and **agree** that any non-compliance shall render us liable to disciplinary proceedings; and
6. **consent** that HKCC and any recognized exchange controller which is the controller of HKCC or any company of which a recognized exchange controller which is the controller of HKCC is a controller may disclose our information to the SFC, any exchange and regulatory authority (whether within or outside Hong Kong).

Signature of the HKCC
Participant / Delivery
Agent ^{*delete as appropriate}

(with company chop, ONLY
applicable if it forms part of your
signing instruction)

Date _____

Name of Signatory _____

Position _____