

part of eex group



Application for  
approval as a  
Trading Participant in  
EEX Natural Gas  
Spot Contracts  
and/or EEX Natural  
Gas Futures  
(own balancing area  
agreement)

Required in single copy

22.08.2023

Leipzig

TP\_EEX\_05

Release 025

**- only required as scan -**

# Preliminary remark

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

The physical settlement of EEX Natural Gas Products will be affected by European Commodity Clearing Luxembourg S.a.r.l. (ECC Lux), a subsidiary of ECC. Both ECC and European Commodity Clearing Luxembourg S.a.r.l. will be referred to in this form as ECC.

Approval as a Trading Participant requires

- (a) participation in clearing as a Clearing Member or Non-Clearing Member for the market, where the respective product is being traded,
- (b) admission as an exchange participant at the market or a comparable and by ECC as equivalent acknowledged access to the market, where the respective product is being traded,
- (c) proof of the capability for physical settlement by a signed balance area agreement at the virtual trading point of
  - GRTgaz
  - Gas Transport Services B.V.
  - Trading Hub Europe (THE)
  - National Grid plc
  - Snam Rete Gas S.p.A and/or at the virtual point and local point of Fluxys SA
  - the market area of Energinet.dk (ETF)
  - the market area of OTE, a.s. (OTE), by a signed hub agreement ("CEGH Agreement") with the Central European Gas Hub AG (CEGH) or
  - ENAGAS GTS (PVB).

Approval involves the following steps:

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

MemberReadiness@ecc.de  
Phone: +49 341 24680 261

3. ECC shall decide on the application regarding approval as a Trading Participant and it shall inform the applicant and European Energy Exchange thereof.

# Application

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

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

<b>SPOT:</b>		
EEX CEGH Natural Gas Spot Contracts	EEX CZ VTP Natural Gas Spot Contracts	
EEX ETF Natural Gas Spot Contracts	EEX ZTP Natural Gas Spot Contracts	
EEX PEG Natural Gas Spot Contracts	EEX ZTP-L Natural Gas Spot Contracts	
EEX LPEG/CPEG Natural Gas Spot Contracts	EEX NBP Natural Gas Spot Contracts	
EEX THE (Global) Natural Gas Spot Contracts	EEX TTF Natural Gas Spot Contracts	
EEX THE-H Natural Gas Spot Contracts	EEX PVB Natural Gas Spot Contracts	
EEX THE-L Natural Gas Spot Contracts		
<b>FUTURES:</b>		
	Regulated Market	OTF <sup>1</sup>
EEX CEGH Natural Gas Futures	EEX CZ VTP Natural Gas Futures	
EEX ETF Natural Gas Futures	EEX ZTP Natural Gas Futures	
EEX PEG Natural Gas Futures	EEX PSV Natural Gas Futures	
EEX THE (Global) Natural Gas Futures	EEX NBP Natural Gas Futures	
EEX PVB Natural Gas Futures	EEX TTF Natural Gas Futures	TTF Options <sup>2</sup>

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

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

By signing this application we confirm that we are familiar with the above mentioned rules and regulations and that we acknowledge and observe these. The respective current version of said documents can be downloaded from the ECC website at [www.ecc.de](http://www.ecc.de).

Setup	Change of Nomination Code*
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\* A Change of nomination code will not be possible on Mondays, Fridays, during the weekend and on German bank holidays. ECC shall receive the application regarding the change of nomination code (TP\_EEX\_05a/b) in soft version **10 working days** prior to the envisaged date of change in order to ensure the proper setup in the systems. Please insert the respective new code on the following page(s).

<sup>1</sup> OTF admission only available with equivalent Regulated Market admission in Futures

<sup>2</sup> Options only available on the Regulated Market (**no** OTF Admission!); Solely STP Trading for Options (pls. fill in respective **T08** Form)

## Applicant

Member-ID: \*

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

### Name of the Company and Company Register

Name of the Company according to excerpt from company register		Legal status
Tax number		Sales tax identification number

## Emergency Contact / Nominations / 24/7

### Contact person

Contact person (LSO* for NBP)
Telephone number
Fax
E-mail

\*Local Security Officer

## Proof of capability for physical settlement

Our own balance area agreement shall be used for physical settlement of our transactions in EEX Natural Gas Spot Contracts and/or EEX Natural Gas Futures:

Information regarding to the balance area agreement				
Balance area		Delivery account (e.g. Shipper Code)		
CEGH				
ETF				
PEG				
LPEG/CPEG				
THE	quality-overlapping Gas (Global)			
	quality-specific H-Gas <sup>3</sup>			
	quality-specific L-Gas <sup>3</sup>			
PSV				
TTF				
ZTP				
ZTPL (quality-specific L-Gas)				
PVB				
OTE				
NBP		BA Code:		
		Your Service ID Entry:		Your Service ID Exit:
		Activity Number Entry:		Activity Number Exit:

<sup>3</sup> The following local products of European Energy Exchange are going to be setup automatically on ECC side.

Local products for H-Gas would be: THE North H, THE North H Cluster, THE South H, THE South H Cluster, THE North H VIP BE, THE North H VIP NL, THE South H VIP BE, THE South H VIP NL.

Local products for L-Gas would be: THE L East, THE L North, THE L West, THE South L, THE North L

The use of the balance area agreement for the physical settlement of our transactions in EEX Natural Gas Spot Contracts and/or EEX Natural Gas Futures shall take effect:

as of the next delivery date

possible as of delivery date \_\_\_\_\_

The applicant may terminate the use of this balance area agreement at the end of a calendar month with a notice period of 5 business days.

## VAT Details

VAT details are only required if a classification for the purpose of VAT treatment hasn't taken place previously or these classifications are not relevant for deliveries of natural gas at the respective virtual trading point. We have attached the form TP07 "VAT Details" with this application if applicable.

## General declarations

1. We hereby assure that we will acknowledge and observe the rules and regulations of ECC (in particular the Clearing Conditions) and the rules and regulations of European Energy Exchange in their respectively valid version.
2. If the respective Market Area Manager rejects ECC's nomination for the physical settlement of our transactions in EEX Natural Gas Spot Contracts and/or EEX Natural Gas Futures according to the Market Area Manager's terms and conditions, because we failed to provide the capability for physical settlement, we will hold ECC harmless from any damages caused by this rejection. We will undertake appropriate actions to solve the cause of the rejection, immediately after being informed - e.g. by entering into close out transactions.
3. We assure that we will inform ECC immediately with regard to the loss of the proof of the capability for physical settlement. This shall apply especially in case of the loss of our balance area agreement with the respective Market Area Manager, or a missing sufficient bank guaranty.
4. We hereby declare our consent for the forwarding of information by ECC regarding physical delivery to European Energy Exchange and the respective Market Area Manager.
5. We hereby authorise the Market Area Manager to inform ECC with regard to our balance area agreement and about the status of our nominations and deliveries.

## Special declarations for EEX- products ECC is recognized with a single side nomination principle

1. We grant ECC the irrevocable and exclusive authority to perform single sided and binding nominations to the respective Market Area Manager for the purpose of physical settlement of our transactions in markets ECC is recognized with a single side nomination principle.
2. We don't need to nominate deliveries for the physical settlement of our transactions in EEX Natural Gas Spot Contracts and/or EEX Natural Gas Futures to the respective Market Area Manager by ourselves. If we yet nominate these transactions by ourselves, ECC shall in no way be liable for the consequences thereof. We will hold ECC harmless from any damages and expenses incurred as a result of legal action brought on these grounds.

## Special declarations for nominations in markets where no single sided nomination applies

In markets without single sided nomination rights for ECC we ensure to undertake nominations for deliveries for the physical settlement of our transactions to the respective Market Area Manager within 30 minutes ourselves (counter-nomination). We will cooperate to establish a successful nomination matching. If we should refrain from nominating or send incorrect nominations, ECC shall in no way be liable for the consequences thereof. We will hold ECC harmless from any damages and expenses brought forwards towards ECC on these grounds.

## Standard nomination procedure and declarations for CEGH Czech Gas Spot / Futures

Trading Participants must send nominations to OTE for the purpose of physical settlement of transactions in CEGH Czech Gas Spot / Futures („Standard Nomination Procedure“).

Under the Standard Nomination Procedure

- a. we recognise that in the case of mismatches between our nominations forwarded to OTE and the nominations of ECC, ECCs nominations will prevail and that we will take all measures required, in particular re-nominations, in order to achieve a matching of our nomination with the binding values nominated by ECC. Any costs relating to imbalances between the nomination of ECC and our nominations shall be borne by us.
- b. If OTE rejects our nomination due to our failure to provide proof of our capability for physical settlement or due to insufficient financial securities according to OTE's terms and conditions, we will hold ECC harmless from any damages caused by this rejection. We will undertake appropriate actions to solve the cause of the rejection immediately, e.g. by entering into respective close out transactions.

To avoid operational risks from potential mismatches between ECCs nominations and those of the Trading Participants it is envisaged to set up a single sided nomination procedure for the purpose of physical settlement of the transactions in CEGH Czech Gas Spot / Futures whereby ECC shall have the right to send nominations to OTE for both parties. ECC will inform the Trading Participants in writing at least four (4) weeks before a changeover to such single sided nomination procedure occurs.

# Special nomination procedure and declarations for delivery positions resulting from PSV Natural Gas Contracts

1. We are aware of the fact that nominations at the virtual trading point (PSV) on the part of ECC will be carried out via the Gestore dei Mercati Energetici S.p.A. (GME) as nomination agent according to Regulation No. 282/2015 of the Autorità per l'energia elettrica il gas e il sistema idrico (AEEGSI) from 12 June 2015. Thereby, GME will register positions that are reported to it by ECC on behalf and for account of ECC Lux and the trading participants concerned, respectively.
2. The declarations regarding the single sided nomination issued above, apply accordingly provided that the nomination data referring to us is sent to GME by ECC in order it is registered at the PSV by GME.
3. The delivery of natural gas from PSV Natural Gas Contracts is effected by submitting a nomination file in accordance with the requirements of GME, which comprises the underlying delivery transaction as agreed as well as GME's binding acknowledgment of receipt of the nomination file. Any liability of ECC or ECC Lux in the event that GME does not perform the nomination willfully or negligently shall be excluded.
4. The provisions of the Clearing Conditions regarding liability as amended from time to time shall apply.
5. ECC shall have the right to communicate future changes to this nomination process by formal information within a prior notice of 10 ECC Business Days. We declare that we agree with this approach and will obey any standards regarding the nominations process for PSV natural gas contracts as communicated by ECC within this form or in later information.

## PRIVACY NOTICE

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

On behalf of the Trading Participant:

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