



NOTICE OF DESIGNATION AND REVOCATION

Classes of transactions in respect of which designation is revoked

Pursuant to section 101J(9) of the Securities and Futures Ordinance (Cap. 571) (**SFO**), the Securities and Futures Commission (**Commission**) hereby revokes OTC Clearing Hong Kong Limited (**OTC Clear**) as a designated central counterparty (**CCP**) of the transactions listed in **Part 1** of the Annex to this Notice as the said transactions are no longer subject to clearing obligation from 1 July 2024.

Classes of transactions in respect of which designation remains in force

The designation of OTC Clear as a CCP in respect of other classes of transactions listed in **Part 2** of the Annex of the Notice remains in force, including the designation for the class of transactions in Table A, which took effect on 1 July 2017 and the designation for the classes of transactions in Tables B and C, which took effect on 1 September 2016.

Classes of transactions in respect of which designation is made

Pursuant to section 101J(1) of the Securities and Futures Ordinance (Cap. 571) (**SFO**), the Securities and Futures Commission (**Commission**) hereby designates OTC Clearing Hong Kong Limited (**OTC Clear**) as a designated central counterparty (**CCP**) in respect of the specified class of OTC derivative products set out in **Part 3** of the Annex to this Notice, with effect from 1 July 2024. The designation is subject to the following conditions.

1. This designation applies in respect of transactions cleared through OTC Clear's OTC Clearing and Settlement System (**OCASS**).
2. OTC Clear must notify the Commission of any material change to information provided by OTC Clear as part of its application for designation, and particularly to changes in the matters specified below –
 - 2.1. the jurisdictions (other than Hong Kong) in which OTC Clear –
 - carries on business as a CCP; and
 - is regulated (or, if applicable, exempted from having to be regulated) as a CCP, through which transactions in OTC derivative products may be cleared for the purposes of fulfilling any mandatory clearing requirements in force in that jurisdiction; and
 - 2.2. details of any arrangements to facilitate compliance with the Securities and Futures (OTC Derivative Transactions—Clearing and Record Keeping



Obligations and Designation of Central Counterparties) Rules, as in force from time to time, by persons clearing OTC derivative transactions through OTC Clear's facilities.

Any notification of change pursuant to this Condition must be given prior to the change taking effect or (if it is not reasonably practicable to give prior notification) as soon as practicable after the change takes effect.

3. OTC Clear must put in place and/or maintain appropriate business continuity plans and disaster recovery programmes for its activities as a designated CCP in Hong Kong and notify the Commission of any material change to such plans or programmes.
4. In respect of all OTC derivative products covered by this Designation Notice, OTC Clear must provide the following **monthly** statistics to the Commission –
 - 4.1. the total volume of all trades (in terms of their aggregate notional amount and, if applicable, the total number of contracts) cleared and settled during the relevant month through the OCASS system, with a breakdown in respect of each OTC derivative product or product class (as agreed by the Commission in writing);
 - 4.2. the total volume of all trades (in terms of their aggregate notional amount and, if applicable, the total number of contracts) cleared and settled during the relevant month through the OCASS system, by each Clearing Member, with a breakdown in respect of each OTC derivative product or product class (as agreed by the Commission in writing);
 - 4.3. the total notional outstanding and, if applicable, the total number of contracts, as at month end, of all of its members combined, with a breakdown in respect of each OTC derivative product or product class (as agreed by the Commission in writing);
 - 4.4. the total notional outstanding and, if applicable, the total number of contracts, as at month end, of each Clearing Member, with a breakdown in respect of each OTC derivative product or product class (as agreed by the Commission in writing);
 - 4.5. the total margin balances and total collateral balances of all of its members combined, as at month end;
 - 4.6. the margin balance and collateral balance of each Clearing Member, as at



month end;

- 4.7. the total size of its default fund, as at month end (and if OTC Clear maintains more than one default fund, the total size of each default fund to which any Clearing Member has contributed); and
- 4.8. the total default fund contributions of each Clearing Member, as at month end (and if OTC Clear maintains more than one default fund, the Clearing Member's total contributions to each default fund to which it has contributed).

The above statistics must be provided within four weeks after the end of the relevant month or within such other period as the Commission may agree in writing. A nil return is required if no trade was cleared or settled in the relevant reporting period.

5. OTC Clear must provide a **monthly** report of the identity and location of its Clearing Members and their clients (to the extent that the latter are separately identifiable). Such report must be provided to the Commission within **four** weeks after the end of the relevant month or within such other period as the Commission may agree in writing.
6. This Notice takes effect from 1 July 2024, and is in addition to the designation granted on 31 August 2016 and 27 June 2017 (as from time to time in force).

DATED: 20 June 2024



Annex

Part 1

Classes of transactions in respect of which designation has been revoked

Transactions in BASIS SWAPS¹ with the following features

CURRENCY	FLOATING RATE INDEX	TENOR	OPTIONALITY	CONSTANT NOTIONAL
USD	LIBOR	28 days to 10 years	No	Yes

Transactions in FIXED-TO-FLOATING SWAPS¹ (except OVERNIGHT INDEX SWAPS¹) with the following features

CURRENCY	FLOATING RATE INDEX	TENOR	OPTIONALITY	CONSTANT NOTIONAL
USD	LIBOR	28 days to 10 years	No	Yes

¹ As defined in section 1 of Schedule 1 to the Securities and Futures (OTC Derivative Transactions—Clearing and Record Keeping Obligations and Designation of Central Counterparties) Rules (Cap. 571 sub. leg. AN).

Part 2

Classes of transactions in respect of which designation remains in force

Table A – Transactions in BASIS SWAPS with the following features

CURRENCY	FLOATING RATE INDEX	TENOR	OPTIONALITY	CONSTANT NOTIONAL
HKD	HIBOR	28 days to 10 years	No	Yes

Table B – Transactions in BASIS SWAPS with the following features

CURRENCY	FLOATING RATE INDEX	TENOR	OPTIONALITY	CONSTANT NOTIONAL
EUR	EURIBOR	28 days to 10 years	No	Yes

Table C – Transactions in FIXED-TO-FLOATING SWAPS (except OVERNIGHT INDEX SWAPS) with the following features

CURRENCY	FLOATING RATE INDEX	TENOR	OPTIONALITY	CONSTANT NOTIONAL
EUR	EURIBOR	28 days to 10 years	No	Yes
HKD	HIBOR	28 days to 10 years	No	Yes

Part 3

Classes of transactions in respect of which designation has been made

Transactions in OVERNIGHT INDEX SWAPS with the following features

CURRENCY	FLOATING RATE INDEX	TENOR	OPTIONALITY	CONSTANT NOTIONAL
USD	Fed Funds	7 days to 2 years	No	Yes
EUR	€STR	7 days to 3 years	No	Yes
USD	SOFR	7 days to 16 years	No	Yes
HKD	HIBOR	7 days to 10 years	No	Yes