
(legal name of the Affected Customer ("Affected Customer"))

Send the completed form to:

Eurex Clearing AG
Mergenthalerallee 61
65760 Eschborn, Germany

(address)

SpecialProvisions@eurex.com

Date: _____

Entitlement to the submission of comments for the purposes of a Consultation

Eurex Clearing AG intends to amend provisions of its legal framework which qualify as Special Provisions. The proposed changes were published via electronic circular No. _____ dated _____.

For the purposes of the Consultation pursuant to Chapter I Part 1 Number 17.3 of the Clearing Conditions, the individuals listed in the Annex of this document ("**Entitled Individuals**") are hereby entitled to submit comments on behalf of the signing Affected Customer.

The comments can be submitted through a web-based service operated by Eurex Clearing AG, which requires a registration for activation of the Entitled Individuals by providing the completed Annex 2. **Eurex Clearing AG then activates the account of an Entitled Individual upon informal request to the following E-mail address: SpecialProvisions@eurex.com.**

The data of Entitled Individuals will be processed by Eurex Clearing AG for the purpose of maintaining the Entitled Individual's access to the web-based service and of operating the Consultation process (including, inter alia, the storing and processing of comments received by the web-based service). Eurex Clearing AG ensures that anyone who receives these data is obliged to maintain confidentiality.

By signing this document, the Affected Customer represents and warrants by way of an independent guarantee and irrespective of fault (*selbständiges, verschuldensunabhängiges Garantieverprechen*) to Eurex Clearing AG that each Entitled Individual was informed about the processing of his/her personal data as further set out in this document and the Affected Customer confirms that each of the Entitled Individuals has taken note of the privacy notice attached as Annex 1. An Entitled Individual may at any time object to the processing of his/her personal data by giving notice thereof to Eurex Clearing AG.

Unless the context requires otherwise, terms used and not otherwise defined in this document shall have the meaning ascribed to them in the Clearing Conditions of Eurex Clearing AG ("**Clearing Conditions**").

For the Affected Customer:

signature

signature

Name and capacity

Name and capacity

Annex 1 – Privacy Notice

Under this privacy notice (hereinafter the “**Privacy Notice**”), Eurex Clearing AG (hereinafter “**We**” or “**Us**”) informs you how We process your personal data in connection with your comments in a Consultation and your use of the web-based service for comment submission (the “**Consultation Process**”). Your personal data means any information relating to you (hereinafter the “**Personal Data**”), such as name or contact details.

We pay special attention on the processing of Personal Data in accordance with the General Data Protection Regulation EU 2016/679 (“**GDPR**”) and applicable national data protection laws.

1 Controller

1.1 Our identity and contact details

We are:

Eurex Clearing AG

60485 Frankfurt am Main

Deutschland

Tel. +49-(0) 69-2 11-0

Fax +49-(0) 69-2 11-1 20 05

E-Mail SpecialProvisions@eurex.com

1.2 Contact details of Our data protection officer

Our data protection officer is:

Data Protection Officer

Eurex Clearing AG

60485 Frankfurt am Main

E-Mail dataprotection@eurex.com

2 Purpose, Categories of Personal Data, Legal Basis and Retention

Your information is used to allow Us to maintain the Entitled Individual's access to the web-based service and of operating the Consultation process. We collect Personal Data when you voluntarily provide it, such as when you contact us.

2.1 Categories of your Personal Data and purposes of Our processing

We process the following categories of your Personal Data for the following purposes:

2.1.1 Consultation Data (name; contact details, including email address; position and company; user-ID) obtained when you register or you are registered by your company to provide your comments in a Consultation Process to Us and when operating the Consultation Process. Your Name and user-ID and any comment submitted under this user-ID in the specific Consultation Process will be visible during the Consultation Process for other users from your company and other companies taking part in the consultation process as well as for users from Eurex Clearing AG and Deutsche Börse AG when you provide a comment; and

2.1.2 Personal Data within communication such as name, address, telephone number or e-mail address for the purpose of you making direct contact with Us, answering to an inquiry.

2.2 Legal basis for Our processing of your Personal Data

Our processing of your Personal Data is allowed by law. The legal basis is:

2.2.1 As to the processing of your Personal Data under Section 2.1.1: Art. 6 para. 1 lit. (f) of the GDPR, permitting the processing of Personal Data for the purposes of Our legitimate interests in processing and operating the Consultation Process and to consider your comment submitted in a Consultation Process; and

2.2.2 As to the processing of your Personal Data under Section 2.1.2: Art. 6 para. 1 lit. (f) of the GDPR, permitting the processing of Personal Data for the purposes of Our legitimate interests in processing and answering your request.

2.3 Do you have to provide your Personal Data to Us?

The provision of your Personal Data is necessary to process your feedback in Our Consultation Process and to assign your comments during the Consultation Process. This means that you are obliged to provide your Personal Data to Us as part of Consultation Process.

The consequences if you do not provide your Personal Data to Us are that you will not be able to provide us with your feedback in a Consultation Process. The Consultation Process is solely possible for a limited user group.

2.4 Do We make automated decisions on you?

We do not make any automated decisions solely on automatic processing, including profiling, which produces legal effects concerning you or similarly significantly affects you.

2.5 Retention periods

The period for which your Personal Data will be stored by Us is shown in the table below:

Category of Personal Data	Retention Period
Consultation Data (Sec. 2.1.1)	As long as necessary to carry out Our relationship with you.
Personal data within communication (Sec. 2.1.2)	As long as necessary to achieve the purpose of your request, so until your request is fully processed and no further communication with you is required or desired.

Insofar as, pursuant to Art. 6 para. 1 lit. (c) GDPR, we are obliged to retain your personal data for a longer period of time due to tax and commercial duties of storage and documentation, these deadlines are decisive.

3 Transfer of Personal Data to Third Parties

We will not transfer your Personal Data to third parties except such transfer is permitted by law or you have explicitly consented to the transfer.

We may transfer your Personal Data to public authorities where this is required by the applicable law. A transfer of your Personal Data is also permitted if there is a suspicion of a criminal offence or the abuse of the services offered on Our app. In this event, we shall be entitled to transfer your Personal Data to the criminal prosecution authority.

Otherwise, your personal data will be stored exclusively in Our database and on Our servers, or on those of Our commissioned data processing providers. Our commissioned data processing providers process personal data exclusively within the European Union or an adequate data protection level will be provided by the use of appropriate safeguards in accordance with Article 44 et seq. of the GDPR.

We will only share your Personal Data with other controllers for their own purposes under the condition that you explicitly and voluntarily agreed to such transfer of your Personal Data; in this case, we will obtain your consent separately from this Privacy Notice.

Under these conditions, recipients of your personal data can be, for example, public bodies and institutions in the presence of a legal or regulatory obligation (e.g. financial authorities), other companies and service providers (processors) inter alia in the areas of website and telecommunication provision, management consultation and business and tax audit.

4 Your Rights

Under applicable data protection laws, you have rights

- of access to, rectification of, and/or erasure of your Personal Data;
- to restrict or object to its processing;
- to tell Us that you do not wish to receive marketing information; and
- (in some circumstances) to require certain of your Personal Data to be transferred to you or a third party, which you can exercise by contacting Us at the details set out at the beginning of this Privacy Notice.
- to the extent Our processing of your Personal Data is based on your consent, you also have the right to withdraw your consent, without affecting the lawfulness of Our processing based on your consent before its withdrawal.

To exercise your rights, you can contact Us as set out in Section 1 above. You can also lodge a complaint about Our processing of your Personal Data with a data protection authority. A list and contact details of local data protection authorities is available here.

Annex 2 – List of the Entitled Individuals

Name	Position	E-Mail Address
<i>e.g. John Doe</i>	<i>Director</i>	<i>john.doe@affectedcustomer.com</i>