



NOTIFICATION

Date: July 14, 2015

Notification No.: CCIL/L&S/15/36

All Members

Dear Sir/ Madam,

Re: Changes to Chapter XV- Bankruptcy of CCIL in the Bye – Laws

Members are hereby advised that Clause 1 and Clause 2 of “Chapter XV: Bankruptcy of Clearing Corporation” under the Bye- Laws has been modified as under:

Sr. No.	Chapter & Clause	Existing Provision	Revised Provision
1.	Chapter XV: Bankruptcy Clause 1.	In the event of Clearing Corporation filing for voluntary winding-up or if any insolvency proceeding is admitted against Clearing Corporation before any court or tribunal, all the Outstanding Trades with Clearing Corporation under all the segments shall be terminated by way of close-out at a predetermined price as may be notified.	In the event of Clearing Corporation filing for voluntary winding-up or if any insolvency proceeding is admitted against Clearing Corporation before any court or tribunal, all the Outstanding Trades with Clearing Corporation under all the segments shall be <u>stand terminated forthwith</u> by way of close-out at <u>the Mark to Market prices of CCIL as at the end of previous business day.</u> a predetermined price as may be notified.
2.	Chapter XV: Bankruptcy Clause 2.	On such close-out, the member-wise net mark-to-market loss or gain (as the case may be) in respect of the trades shall be determined. The net mark to market loss or gain so arrived at shall constitute the termination amount for each member. The termination amount shall be settled by payment to the	On such close-out, the member-wise net mark-to-market loss or gain (as the case may be) in respect of the trades shall be determined <u>and notified to each Member.</u> The net mark to market loss or gain so arrived at shall constitute the termination amount for each member. The termination amount

		member, in case of member's gain, or by receipt from the member, in case of member's loss.	shall be settled by payment to the member, in case of member's gain, or by receipt from the member, in case of member's loss.
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The revised Chapter XV- Bankruptcy of Clearing Corporation incorporating the changes is enclosed as Annexure-I.

We advise that the changes to the Bye-Laws shall come into effect as on August 14, 2015.

Yours faithfully,
For The Clearing Corporation of India Ltd.,

Sd/-
Managing Director

CHAPTER XV: BANKRUPTCY OF CLEARING CORPORATION:

1. In the event of Clearing Corporation filing for voluntary winding-up or if any insolvency proceeding is admitted against Clearing Corporation before any court or tribunal, all the Outstanding Trades with Clearing Corporation under all the segments shall ~~be~~ **stand terminated forthwith** by way of close-out at **the Mark to Market prices of CCIL as at the end of previous business day.** ~~a predetermined price as may be notified.~~
2. On such close-out, the member-wise net mark-to-market loss or gain (as the case may be) in respect of the trades shall be determined **and notified to each Member.** The net mark to market loss or gain so arrived at shall constitute the termination amount for each member. The termination amount shall be settled by payment to the member, in case of member's gain, or by receipt from the member, in case of member's loss.
3. The termination amount shall be settled as at the close of business on the business day following the day of termination but not later than two business days following the day of termination. Any non-recovery of termination amount from any of the members within this period shall be considered as a "Default" by the member and shall be handled in accordance with the provisions of Default Chapter of Bye-laws, Rules and Regulations and Default Fund Chapter as set out in the Regulations, wherever applicable.
4. Before paying out any amount under this clause, Clearing Corporation shall have the right to recover there from any amount payable by the member to Clearing Corporation.
5. The close-out transactions shall be final and binding upon the member.