



NOTICE TO MEMBERS

No. 2009 – 128

December 1, 2009

REQUEST FOR COMMENTS

MODIFICATION TO THE NOTIONAL COUPON RATE OF THE 30-YEAR GOVERNMENT OF CANADA BOND FUTURES CONTRACT (LGB)

Amendments to Rule C-18 of CDCC's Rules

Summary

The Board of Directors of the Canadian Derivatives Clearing Corporation (CDCC) approved the amendments to Rule C-18 of CDCC's Rules. These amendments to the Rules will accommodate the clearing of the LGB contract with a 6% notional coupon rate.

You will find enclosed the analysis document of the proposed rule amendments as well as the proposed regulatory amendments.

Process for Changes to the Rules

CDCC is a recognized self-regulatory organization (SRO) by the Autorité des marchés financiers (the Autorité) and as such, carries on activities as a clearing house and as an SRO in Québec.

The Board of Directors of CDCC has the power to approve the adoption or amendment of Rules of CDCC. The amendments are submitted to the Autorité for approval.

Comments on the proposed amendments to Rule C-18 of CDCC's Rules must be submitted within 30 days following the date of publication of the present notice in the bulletin of the Autorité des marchés financiers. Please submit your comments to:

Sharon C. Pel
Secretary
Canadian Derivatives Clearing Corporation
Tour de la Bourse
P.O. Box 61, 800 Victoria Square
Montréal, Québec H4Z 1A9
E-mail : legal@m-x.ca

A copy of these comments shall also be forwarded to the Autorité to:

Anne-Marie Beaudoin
Director – Secretariat of L'Autorité
Autorité des marchés financiers
800 Victoria Square, 22nd Floor
P.O. Box 246, Tour de la Bourse
Montréal, Quebec H4Z 1G3
E-mail : consultation-en-cours@lautorite.qc.ca



MODIFICATION TO THE NOTIONAL COUPON OF THE 30-YEAR CANADA BOND FUTURES - AMENDMENTS TO SECTION C-1802 OF THE RULES OF CDCC

INTRODUCTION

Bourse de Montréal Inc. (the Bourse) proposes to change the notional coupon rate of the 30-Year Government of Canada Bond Futures Contract (LGB contract) from 4% to 6%. Canadian Derivatives Clearing Corporation Inc. (CDCC) must amend its current Rules to accommodate the Bourse's proposed change.

The Bourse's analysis document "Modification to the notional coupon rate of the 30-year Government of Canada Bond Futures Contract (LGB)", is herein attached to provide the background information required to understand the proposed amendment.

I. PROPOSED AMENDMENTS

CDCC must amend Section C-1802 of Rule C-18 of the Rules of CDCC to accommodate the clearing of the LGB contract with a 6% notional coupon rate. Section C-1802 defines the notional coupon and the delivery standards which are specific to the LGB contract. The notional coupon rate of the LGB contract is modified from 4% to 6%.

There are also some housekeeping modifications made to Rule C-18.

II. OBJECTIVE OF THE PROPOSED AMENDMENTS

The objective of the proposed amendments to Section C-1802 of Rule C-18 of the Rules of CDCC is to change the notional coupon rate of the LGB contract from 4% to 6% to respond to market demand from the Bourse's participants.

III. PUBLIC INTEREST

The amendments to the Rules of CDCC are proposed in order to allow the clearing of futures contracts on the LGB with a notional coupon rate of 6%.

IV. PROCESS

The proposed amendments to CDCC's Rules are submitted to the Board of Directors of CDCC for approval. Once the approval has been obtained, they will then be transmitted to the Autorité des marchés financiers (AMF) in accordance with the self-certification process and to the Ontario Securities Commission (OSC) for information. The proposed amendments will also be published for a 30-day comment period.

V. ATTACHED DOCUMENTS

- CDCC Rule C-18
- For information: Bourse's analysis document "Modification to the notional coupon rate of the 30-year Government of Canada Bond Futures Contract (LGB)"
- For information: LGB Specifications

RULE C-18 30-YEAR CANADA BOND FUTURES
(~~SYMBOL-LGB~~)

The sections of this Rule C-18 are applicable only to Futures where the Underlying Interest is Government of Canada bonds as defined in section C-1802, herein referred to as "30-year Canada Bond Futures". For further clarification, this Rule C-18 replaces Rule C-11 in so far as the Underlying Interest is a 30-year Canada Bond.

~~November 16, 11, 2007~~

Section C-1801 Definitions

Notwithstanding Section A-102 for the purposes of 30-year Canada Bond Futures the following terms are as defined:

"Assignment File" means the computer file constructed to enable Tenders to be assigned on a first-in-first-out basis pursuant to Section C-1805.

"Underlying Interest" means Government of Canada Bonds which meet the criteria established in Section C-1802 of this Rule.

~~November 16, 11, 2007~~

Section C-1802 Delivery Standards

1. For all 30-year Canada Bond Futures
 - (a) The delivery unit for 30-Year Canada Bond Futures shall be Government of Canada Bonds which do not mature and are not callable for at least 21 years and no more than 33 years from the first calendar day of the Delivery Month, having a coupon rate of 46%, an aggregate face value at maturity of \$100,000, an outstanding face value, net of all potential purchases by the Government of Canada up until the end of the delivery period of the corresponding Delivery Month, of at least \$3.5 billion, are issued and delivered on or before the 15th calendar day preceding the first tender date corresponding to the Delivery Month of the contract, and which are originally issued at 30-year auctions.

All bonds in a delivery unit must be of the same issue.

- (b) Substitution - at the option of the Clearing Member holding the Short Position, bonds with coupon rates other than 46% are deliverable, at a discount for bonds with coupons less than 46%, and at a premium for bonds with coupons more than 46%. The amount of premium or discount for each different deliverable issue shall be determined on the basis of yield equivalency with a 46% bond selling at par. The price at which a bond having a particular maturity and coupon rate will yield 46% shall be determined according to bond tables prepared by the Exchange on which the Future trades. The Settlement Amount of such delivery unit shall be \$1,000 multiplied by the product of such price and the Settlement Price of that series of 30-year Canada Bond Futures. Interest accrued on the bonds shall be charged to the Clearing Member taking delivery.
 - (c) The Exchange on which the Future trades shall publish a list of deliverable issues prior to each Delivery Month. The time to maturity of a given issue is calculated in complete three month increments (rounded down to the nearest quarter) from the first day of the Delivery Month. New issues of Government of Canada bonds which satisfy the standards of this section shall be added to the deliverable list as they are issued by the Government of Canada. In the event that, at any regular issue or auction, the Government of Canada reopens an existing bond not issued at a 30-year auction that would otherwise meet the standards of this Rule, thus rendering the existing issue indistinguishable from the newly issued one, then

the older issue is deemed to meet the standards of this Rule and would be deliverable if the reopening of such an existing issue has a total minimum face value amount of \$3.5 billion during the last 12 month period preceding the first tender date of the contract month. The Exchange shall have the right to exclude any new issue from deliverable status or to further limit outstanding issues from deliverable status, whether or not they otherwise satisfy the standards of this section.

- (d) In the event the Corporation determines that there exists a shortage of deliverable Government of Canada Bond issues it may designate as deliverable on a 30-year Canada Bond Futures such other Government of Canada issues as it deems suitable, and may specify any adjustments in the settlement amount that it considers appropriate and equitable.

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Section C-1803 Submission of Tender Notices

- (1) A Clearing Member who holds a Short Position in the currently deliverable series and who wishes to make delivery must submit a Tender Notice to the Corporation no later than the time established by the Corporation on a Business Day from three Business Days prior to the first Business Day of the Delivery Month up to and including the third last Business Day preceding the last Business Day of the Delivery Month indicating the maturity of the Government of Canada bonds being delivered.
- (2) A Clearing Member who, at the time that trading has ceased, holds a Short Position of the currently deliverable series shall submit a Tender Notice to the Corporation indicating the maturity of the Government of Canada Bonds being delivered. Such Notice must be tendered no later than the third Business Day preceding the last Business Day of the Delivery Month.
- (3) The Clearing Member to whom a delivery has been assigned must confirm to the Corporation that delivery has been completed.

This Section C-1803 supplements Section C-502.

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Section C-1804 Delivery Through the Clearing Corporation

- (1) Day of Delivery - Delivery of Government of Canada bonds as required by this Rule shall be made by the Clearing Member on the third Business Day following submission of a Tender Notice, or on a day as otherwise determined by the Corporation. Delivery must be made no later than the last Business Day of the Delivery Month.
- (2) Time of Delivery - Each Clearing Member who is to make or take delivery of Government of Canada bonds shall do so against or by payment of certified funds by no later than 2:45 p.m. on the Day of Delivery
- (3) If delivery of the Underlying Interest by the delivering Clearing Member, or payment therefor by the assigned Clearing Member, is not effected by the time provided in Section C-1804(2), such Non-Conforming Member must inform the Corporation of such failure of the Non-Conforming Member no later than 3:00 p.m. on the Day of Delivery. The Non-Conforming Member shall notify the Corporation of the default of the Non-Conforming Member by telephone, with written notification, sent by facsimile transmission, to be provided as soon as possible.

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Section C-1805 Assignment of Tender Notice

- (1) Tender Notices accepted by the Corporation shall be assigned, at the end of each Business Day on which the Contract Specifications permits Tender Notices to be tendered, to Clearing Members with open Long Positions as of the close of trading on the day on which the Tender Notice is submitted. Tenders Notices will be assigned in accordance with the Corporations procedures of assigning Tender Notices to the oldest open contract (First In, First Out).
- (2) A Tender Notice shall not be assigned to any Non-Conforming Member which has been suspended for default or insolvency. A Tender Notice assigned to a Clearing Member which is subsequently so suspended shall be withdrawn and thereupon assigned to another Clearing Member in accordance with this Section.

This section C-1805 replaces Section C-505.

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C-1806 Assignment File Procedures

The following rule shall apply to the compilation of the Assignment File.

- (1) On the sixth Business Day prior to the first Business Day of the Delivery Month each Clearing Member holding Long Positions in the relevant Series of Futures must enter into the Assignment File in the Corporation's computer system all the Clearing Member's Long Positions in that Series of Futures in chronological order.
- (2) Prior to the Close of Business on each subsequent Business Day up to and including the next to last Business Day on which Tender Notices may be submitted, each Clearing Member shall access the Assignment File and either make changes to reflect the current chronological order of all Long Positions in the relevant Series of Futures or confirm that the existing Assignment File records are correct.
- (3) Every Clearing Member shall ensure that an Authorized Representative is available by telephone to the Corporation until the Close of Business on every day on which an amendment to the Assignment File can be made.
- (4) It shall be the duty of each Clearing Member to review daily the relevant reports available on the Corporation's computer system.
- (5) Failure to access the Assignment File and maintain the current chronological order of all the Clearing Member's Long Positions in the relevant Series of Futures on a daily basis or to have an Authorized Representative available by telephone shall be deemed a violation of the procedures of the Corporation and shall be subject to disciplinary action pursuant to the Rules.

| ~~November 16, 11, 2007~~