

## **EUREX CLEARING AG**

### **ESG PORTFOLIO ASSESSMENT**

#### **Terms relating to the ESG Report (“ESG Report Terms”)**

## **1 Scope**

- 1.1 These are the ESG Report Terms pursuant to (i) Chapter I Part 1 Number 18.2 of the Clearing Conditions of Eurex Clearing AG and (ii) Chapter I Number 17.2 of the FCM Regulations of Eurex Clearing AG. The ESG Report Terms form an integral part of the (i) Clearing Conditions of Eurex Clearing AG and (ii) FCM Clearing Conditions, including the FCM Regulations of Eurex Clearing AG and are – for the avoidance of doubt – also incorporated in (i) Number 17.2 of Chapter I Part 1 of the Clearing Conditions of Eurex Clearing AG and (ii) Chapter I Number 16.2 of the FCM Regulations of Eurex Clearing AG.
- 1.2 Terms used and not otherwise defined in the ESG Report Terms shall have the same meaning as in the Clearing Conditions of Eurex Clearing AG and the FCM Regulations of Eurex Clearing AG.

## **2 Service provided by Eurex Clearing AG**

- 2.1 Eurex Clearing AG will provide climate metrics and ratings for the Clearing Member’s, ISA Direct Clearing Member’s and FCM Clearing Member’s (together “Clearing Member”) non-cash collateral actually delivered as (i) Margin, excluding Buffer Margin, and (ii) Contributions to the Default Fund and as reported by Eurex Clearing AG in the respective reports (“Reports”) on a portfolio level by displaying the aggregated portfolio metrics in the ESG report (“ESG Report”).
- 2.2 For the ESG Report, Eurex Clearing AG will aggregate ESG-related data received from Institutional Shareholder Services Germany AG (“ISS”) (“ISS ESG Data”) which refers to the non-cash collateral contained in the Reports by applying the ESG methodology of ISS (“ISS ESG Methodology”).
- 2.3 Eurex Clearing AG does not provide the ESG Report for any specific purpose. Therefore, Eurex Clearing AG is not liable for, and does not guarantee or warrant the completeness, correctness, clarity, accuracy, reliability, timeliness, availability or fitness of the ESG Report for any specific purpose. Further, Eurex Clearing AG does not - and shall be under no obligation to - assess if the ESG Report is fit for any specific purpose communicated by the Clearing Member.
- 2.4 Eurex Clearing AG will provide the ESG Report as described under 2.1 to the Clearing Member only under the following conditions:

- (a) ISS has provided Eurex Clearing AG with the current ISS ESG Methodology. Eurex Clearing AG will reflect any amendments to the ISS ESG Methodology in the ESG Report as soon as feasible and subject to a respective prior written information by ISS. Notwithstanding any prior written information by ISS, Eurex Clearing AG cannot guarantee that amendments to the ISS ESG Methodology are reflected in time in the ESG Report; and
- (b) Eurex Clearing AG receives the daily delivery of data files from ISS containing the ISS ESG Data which are relevant for the ESG Report. Eurex Clearing AG will only reflect the respective ISS ESG Data in the ESG Report that have been delivered by ISS (i) within reasonable time in advance to Eurex Clearing AG providing the ESG Report and (ii) in the format as agreed between ISS and Eurex Clearing AG.

If ISS has informed Eurex Clearing AG in writing about any amendment to the format in which the ISS ESG Data are provided by ISS, Eurex Clearing AG will make the necessary technical and/or procedural changes as soon as feasible. Notwithstanding any prior written information by ISS, Eurex Clearing AG cannot guarantee that ISS ESG Data are reflected in time in the daily ESG Report if provided in an amended format.

### **3 Fees**

Eurex Clearing AG shall provide the services described under number 2 free of charge.

### **4 Termination**

Eurex Clearing AG may terminate the performance of this service at any time upon prior notice. For the termination period, (i) the Regular Notification Period according to Chapter I Part 1 Number 17.2.2 of the Clearing Conditions of Eurex Clearing AG and, (ii) in case of the FCM Regulations, Chapter I Number 16.2.2 of the FCM Regulation of Eurex Clearing AG apply. Any prior notice shall be given by Eurex Clearing AG in accordance with (i) Chapter I Part 1 Number 16.1 or 16.2 of the Clearing Conditions of Eurex Clearing AG and, (ii) in case of the FCM Regulations, in accordance with Chapter I Number 15.1 and 15.2 of the FCM Regulations of Eurex Clearing AG.