



Porting Request Notice

LME CLEAR LIMITED

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A private limited company. Registered in England no 07611628. Registered office as above.

[LME.COM/CLEAR](https://www.lme.com/clear)

Porting Request Notice

Any terms not otherwise defined in this Porting Request Notice shall have the meaning given to them under the LME Clear's Rules and Procedures (the "Rules"). This Porting Request Notice and any non-contractual obligations arising out of or in connection with it are governed by English law.

Any Client submitting this Porting Request Notice must provide to LME Clear:

- *A list of all Positions held in respect of that Client in the Client Account to which this Porting Request Notice relates; and*
- *Evidence of the authority of the signatory to this Porting Request Notice to sign this document on behalf of the Client.*

Please note that, if the Client Account specified in this Porting Request Notice is an "Omnibus Segregated Client Account", LME Clear will not trigger the Porting Process in respect of that Client Account unless LME Clear has received a Porting Request Notice from each Client allocated to such Client Account within the Porting Election Period. This is without prejudice to any rights or discretions that LME Clear may have under the Rules including LME's discretion to effect a Partial Transfer of Positions in accordance with Rule 10.7.6.

Please also note that only one Designated Member Transferee can be nominated per Account. You should therefore ensure that the Member Transferee nominated in Part B is the same as the Designated Member Transferee nominated by the other Client(s) allocated to the Account.

Please return a scanned copy of the completed Notice together with all relevant information requested above to: LMEclear.operations@lme.com and the original to the attention of the Relationship Management team at LME Clear Ltd, 10 Finsbury Square, London, EC2A 1AJ



PART A – TO BE COMPLETED BY THE CLIENT

Details of Client Account:

<p>LME Clear Client Account ID or any other account identifier that the Defaulting Member has provided to the Client: <i>(The LME Clear Client Account ID is the member mnemonic, the account type (C= omnibus segregated, S= individually segregated) and the name of the account. E.g. "XYZ_C_OSA1" or "ABC_S_TTCA3")</i></p>	
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Details of the Client:

Name of the Legal Entity:	
Registered Address:	
Name of contact person:	
Position:	
Telephone Number:	
Email Address:	
Client ID: <i>(e.g. Legal Entity Identifier (LEI number))</i>	

Member Transferor's Details:

Member Name:		Member Mnemonic:	
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Member Transferee's Details:

Member Name:		Member Mnemonic:	
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Request To Transfer (tick only one option):			
Positions and Collateral:	<input type="checkbox"/>	Positions Only:	<input type="checkbox"/>
<p>Note 1: Please note that, all Clients allocated to the Client Account must have selected the same option. In the event that any Client allocated to the Client Account has selected "Positions Only", LME Clear may effect a Transfer of Positions only, without Collateral, in respect of all Clients allocated to the Client Account. This is without prejudice to any discretions that LME Clear may have under the Rules.</p>			
<p>Note 2: Please note that Positions are deemed to include Discounted Contingent Variation Margin (DCVM) and Cash Contingent Variation Margin (CCVM) (but no other Collateral).</p>			
<p>Note 3: Where LME Clear elects to facilitate Partial Porting in accordance with Rule 10.7.6, only positions will be ported.</p>			

This Porting Request Notice is submitted to LME Clear by the Client identified above. This Porting Request Notice constitutes a request for a Transfer under Rule 10.7.1.

The signatory below, acting on behalf of and with the authority to bind the Client, hereby:

- requests that LME Clear effect the Transfer of all rights and obligations of the Member Transferor named above arising from the transactions recorded in the Client Account specified above, to the Member Transferee named above, pursuant to the provisions set out in Part D of the Default Procedures;
- confirms that this request constitutes a request to Transfer all Positions and, where selected above and where possible under Rule 10.7, Collateral allocated to the Client Account specified above, to a corresponding Client Account, with corresponding Account ID, maintained by the Member Transferee;
- confirms and represents that it has full authority and power to sign this Porting Request Notice, which shall constitute a binding and irrevocable instruction on behalf of such Client;
- acknowledges and agrees, for the benefit of LME Clear, that:
 - any such Transfer will be subject to the application of the provisions set out in Rule 10.7 and Part D of the Default Procedures, including in particular the conditions to any such transfer set out therein; and
 - LME Clear may not act upon this Porting Request Notice where such conditions are not satisfied;
 - notwithstanding the selection made by the Client pursuant to this Porting Request Notice, LME Clear may effect a transfer only of Positions and not Collateral in the circumstances described in Rule 10.7.9 or Note 1 above;
 - the Rules form a contract between only each Member and LME Clear;
 - no Client or Indirect Client has any contractual relationship with LME Clear under the Rules;
 - no Client or Indirect Client has any rights against LME Clear to enforce any provision of the Rules except to the extent specified in Rule 2.1.5; and
 - to the extent that LME Clear has any liability to the Client pursuant to the third party rights granted pursuant to Rule 2.6.1, the limitations on LME Clear's liability as set out in Rule 2.3 and Rule 10.7.4 shall apply to limit such liability as if all references in such Rules to "the Member" were replaced with "the Client or Indirect Client".

Approved and Signed by the Client	
Name of Authorised Signatory:	



Position / Title:			
Signature:		Date:	



PART B – TO BE COMPLETED BY THE MEMBER TRANSFEREE

Details of the Client Account where Positions and (if applicable) Collateral shall be transferred:

LME Clear Client Account ID:	
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Designated Member Transferee confirmation:

Please tick the box to confirm that the Designated Member Transferee accepts all Transfers from each Client in the Client Account who has requested to be ported to the Designated Member Transferee: []

Member Transferee’s Details:

Member Name:	Member Mnemonic:	
Registered Address:		
Name of contact person:		
Position:		
Telephone Number:		
Email Address:		

The Designated Member Transferee identified above, hereby:

- refers to the request for a Transfer of a Client Account by the Client identified in Part A of this Porting Request Notice and to the Rules of the LME Clear System;
- accepts the Transfer to it (pursuant to the provisions set out Rule 10.7.1 and Part D of the Default Procedures) of all rights and obligations of the Member Transferor named in Part A of this Porting Request Notice arising out of the transactions recorded in the Client Account specified above;
- confirms that it has previously entered into a contractual relationship with the Client named in this Porting Request Notice in Part A under which it has committed itself to accept this Transfer and to open and maintain new Client Accounts for such Client(s).

This Porting Request Notice has been entered into on the date stated below.

Approved and Signed by the Transferee Member’s Authorised Signatory

Name of Authorised Signatory:	
Position / Title:	



Signature:		Date:	
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