#### BGC Derivative Markets, L.P Rule Implementation Submission 2022-01 January 6, 2022

- 1. The text of the proposed amendment to BGC SEF Contract Specifications Attachment A is appended as Attachment 1.
- 2. The date of intended implementation of the proposed amendment is ten business days following the filing of this submission.
- 3. Attached, please find a certification that: (1) these rules comply with the Commodity Exchange Act ("Act"), and the Commission's regulations thereunder; and (2) concurrent with this submission, BGC Derivative Markets, L.P. ("BGC") posted on its website: (i) a notice of pending certification of the rule submissions with the Commission; and (ii) a copy of this submission.
- 4. A concise explanation and analysis of the operation, purpose, and effect of the amended rule appears below.
- 5. There were no opposing views expressed regarding the amended rules.
- 6. Confidential treatment is not requested.

# CONCISE EXPLANATION AND ANALYSIS OF THE OPERATION, PURPOSE, AND EFFECT OF THE CERTIFIED RULE AND ITS COMPLIANCE WITH APPLICABLE PROVISIONS OF THE ACT, INCLUDING CORE PRINCIPLES AND THE COMMISSION'S REGULATIONS THEREUNDER

Pursuant to Commission Rule 40.6(a)(7)(vi), the following is a concise explanation and analysis of the operation, purpose, and effect of the amended rules.

BGC is amending the terms and conditions of "BGC SEF Contract Specifications Attachment A" to reflect the most recent Mandatorily Cleared Products, most recent Made Available to Trade Products, addition of SOFR as Floating Rate for OIS trade type, addition of BSBY for Floating Rate Interest Rate trade types and addition of Inflation-Linked Swap trade type.

# CERTIFICATIONS PURSUANT TO SECTION 5c OF THE COMMODITY EXCHANGE ACT, 7 U.S.C. §7A-2 AND COMMODITY FUTURES TRADING COMMISSION RULE 40.6, 17 C.F.R. §40.6

#### I hereby certify that:

- (1) the amended Rule complies with the Commodity Exchange Act, and the Commodity Futures Trading Commission's regulations thereunder; and
- (2) concurrent with this submission, BGC Derivative Markets, L.P. posted on its website: (a) a notice of pending certification of the above Rules with the Commission; and (b) a copy of this submission

By: Michael C. Sulfaro

Title: Chief Compliance Officer

Date: January 6, 2022

## **Attachment 1 BGC Derivative Markets, L.P. Contract Specifications**

(Additions are underscored, deletions are struck through)

#### Mandatorily Cleared CEA 2(h)(1) Products as of 2nd October 2013

BGC Derivative Markets, L.P. Contract Specifications

#### **Product Descriptions**

**Mandatorily Cleared Products** 

The following list of Products required to be cleared under Commodity Futures Trading Commission rules is included here for the convenience of the reader.

Mandatorily Cleared Spot starting, Forward Starting and IMM dated Interest Rate Swaps by Clearing Organization, including LCH.Clearnet Ltd., LCH.Clearnet LLC, and CME, Inc., having the following characteristics:

<u>Specification</u>		<u>Fixed</u>	-to-Floating Swa	ıp Class		
1. Currency	<u>Australian</u>	<u>Canadian</u>	Euro (EUR)	Hong Kong	<u>Mexican</u>	<u>Norwegian</u>
	<u>Dollar</u>	Dollar (CAD)		Dollar (HKD)	<u>Peso</u>	<u>Krone</u>
	(AUD)				(MXN)	(NOK)
2. Floating Rate Indexes	<u>BBSW</u>	CDOR	EURIBOR	<u>HIBOR</u>	TIIE- BANXICO	<u>NIBOR</u>
3. Stated	28 days to	28 days to 30	28 days to 50	28 days to	28 days to 21	28 days to
Termination Date	30 years	<u>years</u>	<u>years</u>	10 years	<u>years</u>	10 years
Range						
4. Optionality	<u>No</u>	<u>No</u>	<u>No</u>	<u>No</u>	<u>No</u>	<u>No</u>
5. Dual	<u>No</u>	<u>No</u>	<u>No</u>	<u>No</u>	<u>No</u>	<u>No</u>
<u>Currencies</u>						
6. Conditional	<u>No</u>	<u>No</u>	<u>No</u>	<u>No</u>	<u>No</u>	<u>No</u>
<u>Notional</u>						
<u>Amounts</u>						

<u>Specification</u>	Fixed-to-Floating Swap Class						
1. Currency	Polish Zloty (PLN)	Singapore Dollar (SGD)	Swedish Krona (SEK)	Swiss Franc (CHF)	Sterling (GBP)	U.S. Dollar (USD)	Yen (JPY)
2. Floating Rate Indexes	WIBOR	SOR-VWAP	STIBOR	LIBOR	LIBOR	LIBOR	LIBOR
3. Stated	28 days to	28 days to	28 days to	28 days to	28 days to	28 days to	28 days to
Termination Date Range	10 years	10 years	15 years	30 years	50 years	50 years	30 years
4. Optionality	No	No	<u>No</u>	<u>No</u>	<u>No</u>	<u>No</u>	<u>No</u>

5. Dual	<u>No</u>						
<u>Currencies</u>							
6. Conditional	<u>No</u>						
<u>Notional</u>							
<u>Amounts</u>							

<u>Specification</u>		<u>Basis Swap Class</u>				
1. Currency	Australian Dollar (AUD)	Euro (EUR)	Sterling (GBP)	U.S. Dollar (USD)	Yen (JPY)	
2. Floating Rate Indexes	<u>BBSW</u>	EURIBOR	<u>LIBOR</u>	<u>LIBOR</u>	<u>LIBOR</u>	
3. Stated Termination Date Range	28 days to 30 years	28 days to 50 years	28 days to 50 years	28 days to 50 years	28 days to 30 years	
4. Optionality 5. Dual Currencies	<u>No</u> No	No No	No No	No No	No No	
6. Conditional Notional Amounts	<u>No</u>	<u>No</u>	<u>No</u>	<u>No</u>	<u>No</u>	

Specification	Forward Rate Agreement Class				
1. Currency	Euro (EUR)	<u>Polish</u>	<u>Norwegian</u>		
		<u>Zloty</u> (PLN)	Krone (NOK)		
2. Floating Rate Indexes	EURIBOR	WIBOR	NIBOR		
3. Stated	3 days to	3 days to 2	3 days to		
<u>Termination</u>	3 years	<u>years</u>	2 years		
<u>Date Range</u>					
<ol><li>Optionality</li></ol>	<u>No</u>	<u>No</u>	<u>No</u>		
5. Dual Currencies	<u>No</u>	<u>No</u>	<u>No</u>		
6. Conditional	<u>No</u>	<u>No</u>	<u>No</u>		
<u>Notional</u>					
<u>Amounts</u>					

Specification	Forward Rate Agreement Class					
1. Currency	Swedish	Sterling	U.S.	<u>Yen</u>		
	<u>Krona</u> (SEK)	(GBP)	<u>Dollar</u> (USD)	(JPY)		
2. Floating Rate Indexes	STIBOR	LIBOR	<u>LIBOR</u>	<u>LIBOR</u>		
3. Stated	3 days to 3	3 days to 3	3 days to 3	3 days to		
Termination Date Range	<u>years</u>	<u>years</u>	<u>years</u>	3 years		
4. Optionality	<u>No</u>	<u>No</u>	<u>No</u>	<u>No</u>		
<u>5. Dual</u> Currencies	<u>No</u>	<u>No</u>	<u>No</u>	<u>No</u>		
6. Conditional Notional Amounts	<u>No</u>	<u>No</u>	<u>No</u>	<u>No</u>		

<u>Specification</u>		Overnight Index Swap Class					
1. Currency	<u>Australian</u>	<u>Canadian</u>	<u>Euro</u>	Sterling	U.S. Dollar		
	<u>Dollar</u>	<u>Dollar</u>	(EUR)	<u>(GBP)</u>	(USD)		
	(AUD)	(CAD)					
2. Floating Rate	AONIA-OIS	CORRA-	<u>EONIA</u>	<u>SONIA</u>	<u>FedFunds</u>		
<u>Indexes</u>		<u>OIS</u>					
3. Stated	7 days to	7 days to	7 days to	7 days to 3	7 days to		
Termination Date	2 years	2 years	3 years	<u>years</u>	3 years		
<u>Range</u>							
4. Optionality	<u>No</u>	<u>No</u>	<u>No</u>	<u>No</u>	<u>No</u>		
5. Dual	<u>No</u>	<u>No</u>	<u>No</u>	<u>No</u>	<u>No</u>		
<u>Currencies</u>							
6. Conditional	<u>No</u>	<u>No</u>	<u>No</u>	<u>No</u>	<u>No</u>		
<u>Notional</u>							
<u>Amounts</u>							

<del>Specification</del>	Fixed-to-Floating Swap Class			
1. Currency	U.S. Dollar (USD)	Euro (EUR)	Sterling (GBP)	<del>Yen (JPY)</del>
2. Floating Rate Indexes	LIBOR/SOFR	EURIBOR	LIBOR	LIBOR
3. Stated Termination Date Range	28 days to 50 years	28 days to 50 years	28 days to 50 years	28 days to 30 years
4. Optionality	No	No	No	No
<del>5. Dual Currencies</del>	No	No	No	No
<del>6. Conditional Notional</del> <del>Amounts</del>	No	No	No	No

<del>Specification</del>	Basis Swap Class			
1. Currency	U.S. Dollar (USD)	Euro (EUR)	Sterling (GBP)	<del>Yen (JPY)</del>
2. Floating Rate Indexes	LIBOR/SOFR	EURIBOR	<del>LIBOR</del>	<del>LIBOR</del>
3. Stated Termination Date Range	28 days to 50 years	28 days to 50 years	<del>28 days to 50 years</del>	<del>28 days to 30 years</del>
4. Optionality	No	No	No	<del>No</del>

5. Dual Currencies	No	No	No	No
6. Conditional Notional	No	No	<del>No</del>	No
Amounts				

Specification Specification	Forward Rate Agreement Class			
1. Currency	U.S. Dollar (USD)	Euro (EUR)	Sterling (GBP)	<del>Yen (JPY)</del>
2. Floating Rate Indexes	LIBOR/SOFR	EURIBOR	LIBOR	LIBOR
3. Stated Termination Date Range	3 days to 3 years	3 days to 3 years	3 days to 3 years	3 days to 3 years
4. Optionality	No	No	No	No
5. Dual Currencies	No	No	No	No
6. Conditional Notional Amounts	No	No	No	No

<del>Specification</del>	Overnight Index Swap Class		
1. Currency	U.S. Dollar (USD)	Euro (EUR)	Sterling (GBP)
2. Floating Rate Indexes	FedFunds/SOFR	EONIA	SONIA
3. Stated Termination Date Range	7 days to 2 years	7 days to 2 years	7 days to 2 years
4. Optionality	No	No	No
5. Dual Currencies	No	No	No

6. Conditional Notional Amounts	No	No	No

#### Made Available to Trade CEA 2(h)(8) Products

Under a Commodity Futures Trading Commission notice, and pursuant to these Swap contract specifications, the following products in less than block trade size are Made Available to Trade on the Facility.

Specification	Fixed-to-Floating Interest Rate Swap (USD)			
Currency	U.S. Dollar (USD)	U.S. Dollar (USD)	U.S. Dollar (USD)	
Floating Rate Indexes	USD LIBOR <u>(3M,</u> <u>6M)</u> / <del>SOFR</del>	USD LIBOR (3M, 6M)/ <del>SOFR</del>	USD LIBOR (3M)/SOFR	

### **Rate Index Swaps**

Contract Definition	An agreement to exchange a stream of cash flows by applying a fixed and floating interest rate to a specified notional over a term to maturity.
IRS Types	Fixed Rate v Floating Rate (X)ibor Index, SOFR (e.g. 3m Libor, 6m Euribor), BSBY
Swap Conventions	Fixed Leg:
	<b>Payment:</b> Annual, Semi-Annual, Quarterly or as agreed by Participants.
	Day Count Conventions: as agreed by Participants and suitable to the Currency's market
	standards, e.g. 30/360, Act/365 etc (see Appendix C)
	Holiday Calendar: as agreed by Participants and suitable to the Currency's market standards Business
	<b>Day Conventions:</b> Modified Following with adjustment to period end dates or as agreed by Participant and suitable to the Currency's market standards

#### Floating Leg

*Index:* As agreed by participants and suitable to the Currency's market standards (e.g. Libor,

SOFR, Euribor, **BSBY** etc.

**Payment/Resets:** Semi-Annual, Quarterly, Monthly, Daily or as agreed by Participants.

Day Count Conventions: As dictated by Market Standard for the Floating Index, e.g. Act/360,

Act/365 etc (see Appendix C)

Holiday Calendar: As agreed by participants and suitable to the Currency's market standards. Fixing

**Calendar:** As agreed by participants and suitable to the Currency's market standards.

Business Day Conventions: Modified Following with adjustment to period end dates or as agreed

by Participants and suitable to the Currency's market standards.

#### Overnight Index Swap (OIS), Fixed/Float

An agreement to exchange a stream of cash flows by applying a fixed and floating interest rate to a specified notional over a term to maturity.

Fixed Rate v Floating Rate OIS Index (e.g. Sonia, Ronia, Eonia, FedFunds, SOFR)

Swap Term (Tenor)	As agreed by the Participants. A contract can have a Tenor from 1 day to 60 years.
Swap	Fixed Leg:
Conventions	Payment: Annual or as agreed by Participants.
	Day Count Conventions: as agreed by Participants and suitable to the Currency's market
	standards, e.g. Act/360, Act/365 etc (see Appendix C)
	Holiday Calendar: as agreed by Participants and suitable to the Currency's market standards Business
	Day Conventions: Modified Following with adjustment to period end dates or as agreed by Participants
	and suitable to the Currency's market standards
	Floating Leg
	Index: As agreed by participants and suitable to the Currency's market standards(e.g. Sonia,
	Ronia, Eonia, FedFunds, <u>SOFR</u> - see Appendix E)
	Payment/Resets: Daily resets, compounded daily and paid on an annualised basis, or as agreed
	by Participants.
	Day Count Conventions: As dictated by Market Standard for the Floating Index, e.g. Act/360,
	Act/365 etc (see Appendix C)
	Holiday Calendar: As agreed by participants and suitable to the Currency's market standards. Fixing
	Calendar: As agreed by participants and suitable to the Currency's market standards.
	Business Day Conventions: Modified Following with adjustment to period end dates or as agreed
	by Participants and suitable to the Currency's market standards.

#### **Currency Basis Swap, Float/Float**

Contract Definition	An agreement to exchange two streams of floating cash flows on a specified notional over a term to maturity.			
Basis Spread	A spread between two Floating Rate Indices (e.g. 3m Libor, 6m Libor, OIS Index, SOFR Index, BSBY - See Appendix E) of the same currency (Super-Major, Major & Non-Major Currencies - see Appendix B).			
Swap Conventions	<ul> <li>Floating Legs 1 &amp; 2:</li> <li>Index: As agreed by participants and suitable to the Currency's market standard (e.g. 3m Libor, 6m Libor, OIS Index, SOFR Index, BSBY - See Appendix E)</li> <li>Payment/Resets: Annual, Semi-Annual, Quarterly, Monthly, Daily or as agreed by Participants.</li> <li>Day Count Conventions: As dictated by Market Standard for each Index, e.g. Act/360, Act/365 etc (see Appendix )C</li> <li>Holiday Calendar: As agreed by participants and suitable to the Currency's market standards. Fixing Calendar: As agreed by participants and suitable to the Currency's market standards.</li> <li>Business Day Conventions: Modified Following with adjustment to period end dates or as agreed</li> </ul>			

#### Cross-Currency Basis Swap, Float/Float

An agreement to exchange a stream of cash flows by applying a floating interest rate on leg 1 and a floating interest rate on leg 2 to a specified notional over a term to maturity.

A spread between the Floating Rate Indices (e.g. 3m Libor, 6m Libor, OIS Index, SOFR Index - See Appendix

Floating Rate (X)ibor Index (e.g. 3m Libor) v Floating Rate (X)ibor Index (e.g. 3m Euribor), usually with the same Payment frequency, e.g. Q/Q

Floating Rate OIS Index (e.g. Eonia) v Floating Rate OIS Index (e.g. FedFunds, SOFR, <u>BSBY</u>), usually with the same Payment frequency, e.g. Q/Q

Swap	Floating Legs 1 & 2
Conventions	Indices: As agreed by participants and suitable to each Currency's market standard (e.g. 3m Libor, 6m Libor, OIS Index, SOFR Index, BSBY – See Appendix E)  Payment/Resets: Semi-Annual, Quarterly, Monthly or as agreed by Participants.  Day Count Conventions: As dictated by Market Standard for each Index, e.g. Act/360, Act/365 (see Appendix )C  Holiday Calendar: As agreed by participants and suitable to the Currency's market standards. Fixing Calendar: As agreed by participants and suitable to the Currency's market standards.  Business Day Conventions: Modified Following with adjustment to period end dates or as agreed by Participants and suitable to each Currency's market standards.

#### Cross-Currency Swap, Fixed/Float

An agreement to exchange a stream of cash flows by applying a fixed interest rate on leg 1 and a floating interest rate on leg 2 to a specified notional over a term to maturity.

A spread between the fixed rate of one currency and the Floating Rate Index (e.g. 3m Libor, 6m Libor, OIS Index, SOFR Index, <u>BSBY</u> – See Appendix E) of a second currency (Super-Major, Major & Non-Major Currencies – see Appendix B)

#### Swap Conventions

#### Fixed Leg, Currency 1

**Payment:** Annual, Semi-Annual, Quarterly or as agreed by Participants

Day Count Conventions: as agreed by Participants and suitable to the Currency's market

standards, e.g. 30/360, Act/365 etc (see Appendix C

Holiday Calendar: as agreed by Participants and suitable to the Currency's market standards Business
Day Conventions: Modified Following with adjustment to period end dates or as agreed by Participants

and suitable to the Currency's market standards

#### Floating Leg, Currency 2

Index: As agreed by participants and suitable to the Currency's market standard & e.g. 3m Libor,

6m Libor, OIS Index, SOFR Index, <u>BSBY</u> - See Appendix E)

Payment/Resets: Annual, Semi-Annual, Quarterly, Monthly, Daily or as agreed by

Participants.

Day Count Conventions: As dictated by Market Standard for the Floating Index, e.g. Act/360,

Act/365 etc (see Appendix €

Holiday Calendar: As agreed by participants and suitable to the Currency's market standards. Fixing

**Calendar:** As agreed by participants and suitable to the Currency's market standards.

Business Day Conventions: Modified Following with adjustment to period end dates or as agreed

by Participants and suitable to the Currency's market standards.

Swan	Fixed Leg, Currency 1
Swap Conventions	Payment: Annual, Semi-Annual, Quarterly or as agreed by Participants  Day Count Conventions: as agreed by Participants and suitable to the Currency's market standards, e.g. 30/360, Act/365 etc (see Appendix 戊  Holiday Calendar: as agreed by Participants and suitable to the Currency's market standards Business  Day Conventions: Modified Following with adjustment to period end dates or as agreed by Participants and suitable to the Currency's market standards
	Index: As agreed by participants and suitable to the Currency's market standard (e.g. 3m Libor, 6m Libor, OIS Index, SOFR Index, BSBY - See Appendix E)  Payment/Resets: Annual, Semi-Annual, Quarterly, Monthly, Daily or as agreed by Participants.  Day Count Conventions: As dictated by Market Standard for the Floating Index, e.g. Act/360, Act/365 etc (see Appendix ℂ Holiday Calendar: As agreed by participants and suitable to the Currency's market standards. Fixing Calendar: As agreed by participants and suitable to the Currency's market standards.  Business Day Conventions: Modified Following with adjustment to period end dates or as agreed.

Inflation-Linke	d Swap vs Floating
Contract Definition	An agreement to exchange an inflation-linked bond, with an agreement for one party to pay the equivalent cash flows of the bond and the other party to pay a floating rate
Asset Swap Types	Proceeds-Equivalent, par-par
Trading Conventions	Buy/Pay = Buy Inflation-Linked Bond, pay equivalent cash flows and receive Floating  Rate +/- spread in bps  Sell/Receive = Sell Inflation-Linked Bond, receive equivalent cash flows and pay Floating  Rate +/- spread in bps
Specific Trade Types	The following swap types may be executed: Outright Asset Swap, Asset Swap Switch and Asset Swap  Butterflies.
Asset Swap Term (Tenor)	The term of the underlying asset.

Swap Conventions	Index: As agreed by participants and suitable to the Currency's market standards, e.g. CPI, HICP, RPI, USD Libor, SOFR, BSBY, etc  Payment/Resets: As dictated by Market Standard for the Floating Index  Day Count Conventions: As dictated by Market Standard for the Floating Index, e.g. 30/360, Act/Act etc (see Appendix €  Holiday Calendar: As agreed by participants and suitable to the Currency's market standards. Fixin Calendar: As agreed by participants and suitable to the Currency's market standards.				
	Business Day Conventions: Modified Following with adjustment to period end dates or as agreed				
	by Participants and suitable to the Currency's market standards.				
Periodic Settlement	Payment and Resets:				
	Floating Leg: The payment amount of the Floating Leg is based on: Notional, Payment Frequency, Day Count Convention, Inflation Index and Floating Reset Dates:				
	Payments are settled in accordance with the payment frequency of the swap.				

# **Appendix E - Market Fixing Indices**

Interbank Indices	Description	Currencies	Day Count	Fixings Calendar
BBA LIBOR	London Interbank Offered Rate	JPY CHF GBP EUR	Act/360 Act/360 Act/365 Act/365	London London London London London
EURIBOR	Euro Interbank Offered Rate	EUR	Act/360	TARGET
SOFR	Secured Overnight Financing Rate	USD	Act/360	New York
<u>BSBY</u>	Bloomberg Short-Term Yield Index	USD	Act/360	<u>New York</u>

OIS Indices	Description	Currencies	Day Count	Fixings Calendar
SONIO/A	Sterling Overnight Index Average	GBP	Act/365	London
RONIA	GBP Repo Overnight Index Average	GBP	Act/365	London
EONIA	Effective Overnight Index Average Eonia	EUR	Act/360	TARGET
FEDFUNDS	Federal Funds Effective Rate US	USD	Act/360	Fed Reserve
<u>SOFR</u>	Secured Overnight Financing Rate	<u>USD</u>	Act/360	<u>New York</u>