

**Mandatory Delegated Reporting
Non-Client Form**
for the DTCC Global Trade Repository Service (GTR)

DTCC

This MANDATORY DELEGATED REPORTING NON-CLIENT FORM (this “MDR Non-Client Form”) is hereby provided to DTCC Derivatives Repository Plc and DTCC Data Repository (Ireland) Plc, as applicable, (the “Repositories”) by the undersigned entity (the “Submitting Party”).

In accordance with Regulation (EU) 648/2012 (as amended by Regulation (EU) 2019/834) (“EMIR”) and the European Securities and Markets Authority’s (“ESMA”) Guidelines on Transfer of Data between Trade Repositories, the Submitting Party has requested that a trade repository registered or recognized by ESMA under EMIR transfer the Submitting Party’s eligible data (“Transfer Data”) to the Repository identified in the below Applicable Repository Selection (“Applicable Repository”) in connection with the mandatory delegation of reporting under Article 9 EMIR to a User(s) of, or Third Party Submitter to, the Repositories (each, or any of which, a “Delegated User”).

Applicable Repository Selection

DTCC Derivatives Repository Plc **or** DTCC Data Repository (Ireland) Plc

The Submitting Party agrees that applicable Repository’s Operating Procedures or Applicable Publications (as defined in the Operating Procedures) (the “Operating Procedures”) shall apply to the transfer of the Transfer Data and the Transfer Data itself including when accepted as Records by the Applicable Repository. All terms used but not defined herein shall have the meaning assigned to such term in the Operating Procedures.

Authorization

In respect of the Transfer Data and Records maintained in the Repositories which are Outstanding Derivatives (“Outstanding Trades”), the Submitting Party sets out below in Contact Details a nominated individual (“Authorized Person”) to whom the Repositories may disclose information regarding the Outstanding Trades and from whom the Repositories may take instructions regarding the same. The Submitting Party authorizes the Repositories to update, vary or amend, as the case may be, the Outstanding Trades: (1) as may be required to facilitate the delegation of reporting under Article 9; or (2) in accordance with instructions from the Authorized Person.

Representations

In connection with the MDR Non-Client Form, the Submitting Party does hereby agree, acknowledge, certify, covenant, represent and warrant to the Repositories, as follows:

1. The Repositories, together with their successors and assigns, are entitled to rely on the information contained this MDR Non-Client Form for purposes of receiving, processing and storing the Transfer Data, the maintenance of Records and any related matters.
2. Subject to each Repository’s rights and obligations (including any limitations thereon) pursuant to Section 9 of the Important Legal Information section of the Repository’s Operating Procedures, which apply with respect to processing this MDR Non-Client Form, the Repositories shall have no liability for actions taken to fulfill the MDR Non-Client Form or any act or omission of the Authorized Person including, but not limited to, any failure of the Authorized Person to properly instruct the Repositories or to properly utilize or safeguard the Transfer Data.
3. The Submitting Party hereby represents, warrants and covenants to the Repositories that it has full right and authority to execute and deliver this MDR Non-Client Form and that each person signing on behalf of the Submitting Party is authorized to do so. The Submitting Party shall indemnify the Repositories for any claim resulting from its breach of the representation, warranty and covenant set forth in this Section 3.

This MDR Non-Client Form and the Operating Procedures will be governed by the law of England & Wales. The Submitting Party irrevocably agrees that any dispute in relation to this MDR Non-Client Form, or any non-contractual claim arising out of it, will be subject to the exclusive jurisdiction of the courts of England & Wales without regard to

the conflicts of law provisions thereof. To the extent that the provisions of this MDR Non-Client Form conflict with the terms of the Operating Procedures, the provisions in this MDR Non-Client Form will prevail.

Contact Details of Authorized Person	
Name:	
Title:	
Telephone:	
Email:	

IN WITNESS WHEREOF, the Submitting Party has caused this MANDATORY DELEGATED REPORTING NON-CLIENT FORM to be executed.

Submitting Party:

_____ [Legal Name of Entity]

LEI: _____

Signature: _____

Print Name: _____

Title: _____

Date: _____