

# 403b

COMPANIES HOUSE

**SCHEDULE TO FORM 403B RELATING TO THE SECURITY DEED ENTERED INTO BY  
EUROPEAN CENTRAL COUNTERPARTY LIMITED DATED 4 MARCH 2008**

**Part I**

**Date and Description of charge**

Italian Country Schedule to the Security Deed entered into by Citibank N.A. London Branch ("Citi") and European Central Counterparty Limited (the "Company") dated 4 March 2008

**Part II**

**Definitions**

In this Form 403b the following expressions shall have the following meanings respectively set out below (based on the definitions used in the Deed of Release referred to below or incorporated into it by reference to the documents referred to therein):

**"Cash Account"** means a cash account or accounts established by the Global Custodian or Custodian in its books in accordance with Clause 5.1 (Establishment of Accounts) of the Settlement and Custody Services Agreement.

**"Citi Client Account"** means each Cash Account or Custody Account that has been designated by Citi at the request of the Company as a client account and includes the cash or securities for the time being standing to the credit of such Cash Account or Custody Account.

**"Citi Milan Branch"** means Citibank N.A. Milan Branch, whose principal place of business is at Foro Buonaparte 16, Casella Postale 10932, 20121, Milano, Italy.

**"Custodian"** means a Citi Affiliate performing the (Italian) Services, in this instance being Citibank Milan Branch.

**"Custody Account"** means a custody account for the receipt, safekeeping and maintenance of securities.

**"EuroCCP Rules"** means the rules and procedures established by the Company which are, from time to time, in force in relation to Participants in the EuroCCP System.

**"EuroCCP System"** means the clearinghouse operated by the Company and the services provided by it pursuant to the EuroCCP Rules.

**"European Cash Equities Business"** means the central counterparty business carried on by the Company (as contemplated in the EuroCCP Rules) from time to time in each Product Area.

**"Italian Account"** means each Cash Account or other deposit from time to time maintained with Citi Milan Branch by the Company in connection with the European Cash Equities Business.

**"Italian Custody Account"** means each Custody Account maintained with Monte Titoli by the Company in connection with the European Cash Equities Business.

**"Italian Deposit"** means each credit balance from time to time on an Italian Account and all rights, benefits and proceeds in respect thereof in connection with the European Cash Equities Business.

**"Italian Securities"** means at any time all securities (and all rights, benefits and proceeds attaching to, arising from, or in respect of, such securities) held in an Italian Custody Account in connection with the European Cash Equities Business.

**"Italian Services"** means the Services to be provided by the Custodian pursuant to the Settlement and Custody Services Agreement (as amended and supplemented by the Prior Italian Security Deed) in Italy.

**"Monte Titoli"** means Monte Titoli S.p.A.

**"Participant"** has the meaning given to that expression in the EuroCCP Rules.

**"Prior Italian Security Deed"** means the Italian country schedule dated 4 March 2008 to the Security Deed.

**"Product Area"** means each country or market where Services are provided.

**"Securities"** means at any time all securities (and all rights, benefits and proceeds attaching to, arising from, or in respect of, such securities) held either:

- (a) In a Securities Account; or
- (b) by any clearance system on behalf of, for the account of or to the order of, the Company and to which the Company is beneficially entitled in relation to the European Cash Equities Business,

and in each case for the time being recorded in a securities account maintained with Citi or a Custodian by the Company.

**"Securities Account"** means each Custody Account other than a Citi Client Account.

**"Security Deed"** means the security deed entered into by Citi and the Company dated 4 March 2008.

**"Settlement and Custody Services Agreement"** means the agreement identified as such, entered into by Citi and the Company on 4 March 2008.

### **Part III**

#### **Particulars of released assets**

The following assets of the Company, which comprise all the charged assets of the Company the subject of Security constituted under the Prior Italian Security Deed, have been released by a Deed of Release dated 10 October 2008 between Citi and the Company:

1. The Italian Deposits and Italian Accounts;
2. The Italian Securities from time to time deposited with any Italian Securities Accounts;
3. All Securities beneficially owned by the Company; and
4. All Securities held by Citi which, in accordance with the Company's specific instructions in relation to the European Cash Equities Business, have been purchased for the account of the Company and in respect of which Citi has agreed or extended or granted financial accommodation or otherwise advanced money to the Company or assumed any financial risk on behalf of the Company for the purposes of such purchase until satisfaction or discharge of all liabilities of the Company to Citi incurred in connection with such purchase and any registration of legal ownership of any such securities in the name of Citi, any Citi Affiliate, or its nominees (including, without limitation, any liability to pay fees, expenses and/or reasonable legal fees incurred in relation to such purchase and registration.



## COMPANY MORTGAGE DETAILS



**Company Number:** 06169558  
**Company Name:** EUROPEAN CENTRAL COUNTERPARTY LIMITED

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**Acquisition Date:**

**Amount Secured:** ALL MONIES DUE OR TO BECOME DUE FROM THE COMPANY TO THE CHARGE ON ANY ACCOUNT WHATSOEVER

**Description:** A SECURITY DEED

**Person Entitled:** CITIGROUP N.A.

**OUTSTANDING**

**Created:** 04/03/2008

**Registered:** 18/03/2008

**Form Type:** 395

**Short particulars:**

BY WAY OF PLEDGE OVER ALL OF THE ITALIAN DEPOSITS AND THE ITALIAN ACCOUNTS PURSUANT TO ARTICLES 2800 ET SEQQ. OF THE ITALIAN CIVIL CODE AND THE RELEVANT PROVISIONS OF ITALIAN LEGISLATIVE DECREE NO. 170 DATED 21 MAY 2004 IMPLEMENTING DIRECTIVE 2002/47/EC ON FINANCIAL COLLATERAL ARRANGEMENTS SEE IMAGE FOR FULL DETAILS

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