

**Directive No. 2-001: Appendix 2
Undertaking by the Clearing Participant**

UNDERTAKING – CLEARING PARTICIPANT

BY [name of applicant]

....., 20.....

To :

Bursa Malaysia Derivatives Clearing Berhad (“the Clearing House”)
6th Floor Exchange Square
Bukit Kewangan
50200 Kuala Lumpur

In consideration of the Clearing House approving at our request our application for admission of [name of applicant] (hereinafter referred to as “the Company”) as a *General Clearing Participant / Direct Clearing Participant of the Clearing House in accordance with the Rules of the Clearing House (“Rules” and includes all amendments and supplements to the Rules), we hereby irrevocably and unconditionally undertake and agree as follows:-

- (1) that the Company satisfies all the conditions for admission as a *General Clearing Participant / Direct Clearing Participant set out in Chapter 2 of the Rules;
- (2) that the information and documents accompanying the application for admission as a Clearing Participant are complete and accurate;
- (3) that the Clearing House may obtain from or provide to any regulatory authority (whether in or out of Malaysia) any information directly or indirectly relating to the Company for any purpose relating to or in connection with discharging any function of the Clearing House or that regulatory authority;
- (4) to notify the Clearing House immediately in writing of any changes in the information given together with the application for admission as a Clearing Participant;
- (5) to abide by the decision of the Clearing House in relation to the application for admission as a Clearing Participant;
- (6) to be bound in all respects by and to comply with the Rules in so far as they apply directly or indirectly to a Clearing Participant;
- (7) to indemnify and keep the Clearing House fully indemnified from and against all losses, damages, costs, expenses, actions and claims or otherwise which the Clearing House may incur arising out of any act or omission on our part or failure by us to comply with any provisions in the Rules; and
- (8) notwithstanding our ceasing to be a Clearing Participant of the Clearing House for any reason whatsoever, to continue to be bound by the Rules in so far as they may relate to any act or omission that we may, in the opinion of the Clearing House, have committed or omitted to do during our tenure as a Clearing Participant of the Clearing House.

We acknowledge that:

- (a) the approval of our application for admission as a Clearing Participant; or
- (b) any indulgence or delay in making any demand or instituting any action by the Clearing House,

