

Announcement
of Frankfurter Wertpapierbörse (FWB)

First Amendment Ordinance to the
Conditions for Transactions on the Frankfurter Wertpapierbörse

On 30 June 2011, the Exchange Council of the Frankfurter Wertpapierbörse decided on the following First Amendment Ordinance to the Conditions for Transactions on the Frankfurter Wertpapierbörse.

It shall take effect on 11 July 2011.

First Amendment Ordinance to the Conditions for Transactions on the Frankfurter Wertpapierbörse (FWB)

On 30 June 2011, the Exchange Council of the Frankfurter Wertpapierbörse decided on the following Amendment Ordinance:

Article 1 *Amendment to the Conditions for Transactions on the Frankfurter Wertpapierbörse in the version dated 28 March 2011*

The Conditions for Transactions on the Frankfurter Wertpapierbörse in the version dated 28 March 2011 will be amended as follows:

MODIFICATIONS ARE MARKED AS FOLLOWS:

INSERTIONS ARE UNDERLINED

DELETIONS ARE CROSSED OUT

[...]

III. Part Cancellation of Transactions

[...]

§ 29 Official Cancellation of Transactions

- (1) The Management Board may officially cancel transactions if the latter do not fulfil the requirements of orderly exchange trading, in particular, if the price determination was erroneous. The cancellation of transactions in securities for which the settlement is carried out by Eurex Clearing AG comprises all transactions accomplished pursuant to § 2 Paragraph 2.
- (2) In particular, transactions which
 1. in case a mistrade application admissible pursuant to § 24 is missing – have been accomplished at a price obviously not in line with the market pursuant to §§ 25 to 28;
 2. are based on an error in the technical system of the exchange;

3. have been accomplished in securities for which an event leading to a cancellation of existing orders pursuant to § 75 of the Exchange Rules have not or erroneously been realized by according system entries;
4. in securities which are traded in the Specialist Model of Continuous Auction in the single auction – have been accomplished outside the first price determination, such price determination taking place in the single auction within the time period specified by the Management Board for the entry of the binding specialist quote according to § 69 Paragraph 4 Number 2 Clause 1 of the Exchange Rules;
5. have been accomplished outside the trading hours specified by the Management Board according to § 118 Paragraph 3 of the Exchange Rules;

may officially be cancelled.

- (3) Transactions in structured products traded in Continuous Auction may – in excess of the cases named in Paragraph 2 – in particular be officially cancelled if the structured products
 - a) Transactions in structured products traded in Continuous Auction may – in excess of the cases named in Paragraph 2 – in particular be officially cancelled if the structured products
 - b) belong to the same product type and have the same underlying as a structured product which is subject matter of a transaction having been cancelled upon application or officially due to an obvious deviation from the market-driven price.
- (4) Transactions in fund shares and ETFs traded in Continuous Auction may – in excess to the cases named in Paragraph 2 – in particular be officially cancelled if
 1. the investment company has suspended the repurchase or issuance of the fund shares or ETFs and
 2. the transactions have been accomplished in the period between the last repurchase- or issuance possibility prior to the suspension and
 - a) the end of trading of the exchange day on which the specialist has informed the Management Board about the suspension of repurchase or issuance of the fund shares or ETFs by the investment company, or
 - b) any suspension of trading of the fund shares or ETFs by the Management Board.

The last event pursuant to item a) or b) shall thereby be relevant.
- (5) When taking its decision on the cancellation of transactions, the Management Board shall in particular consider
 1. the damage potentially occurring in case of cancellation or continuance of the transactions;
 2. a confirmation of or amendment to an order entered and executed with the transaction upon request of the Management Board or, in Continuous

Auction, of the Specialist before execution of the order or a binding order entered and executed by a business party with the transaction on the bid- and ask side;

3. any trust of companies admitted for trading on FWB in the continuance of the transactions;
4. the period since the accomplishment of the transactions.

[...]

Article 2 Effective Date

Article 1 shall become effective on 11 July 2011.

The foregoing First Amendment Ordinance of the Conditions for Transactions on the Frankfurter Wertpapierbörse is hereby executed. Pursuant to the decision of the Exchange Council of the Frankfurter Wertpapierbörse dated 30 June 2011, the Amendment Ordinance shall become effective on 11 July 2011.

The First Amendment Ordinance shall be announced by notice on the premises of the Frankfurter Wertpapierbörse and by electronic publication on the internet, available on the websites of the Frankfurter Wertpapierbörse (<http://www.deutsche-boerse.com>).

Frankfurt/Main, 7 July 2011

Management Board of Frankfurter Wertpapierbörse

Frank Gerstenschläger

Dr. Roger Müller