



Special Executive Report

DATE: December 9, 2015
SER#: 7535
SUBJECT: Amendments to NYMEX/COMEX Chapter 7 (“Delivery Facilities and Procedures”)

Effective on Wednesday, December 23, 2015, and pending all relevant CFTC regulatory review periods, New York Mercantile Exchange, Inc. (“NYMEX”) and Commodity Exchange, Inc. (“COMEX”) (collectively, the “Exchanges”) will amend NYMEX/COMEX Chapter 7 (“Delivery Facilities and Procedures”).

The proposed amendments to NYMEX/COMEX Chapter 7 are intended to reinforce the following contractual elements of ownership transfers – (i) authority of clearing members to take possession and transfer possession of metals in connection with futures deliveries; (ii) equating transfers of Exchange warrants to transfers of underlying metals; (iii) clarifying the intent to pass ownership from seller to buyer; and (iv) reinforcing the validity of electronic records should disputes arise.

The amendments are the result of the Exchanges’ uniform delivery system and the increasing trend toward international deliveries of base and precious metal futures. The proposed amendments are therefore intended to promote the Exchanges’ immediate and future business opportunities as they relate to product offerings.

Chapter 7 in its entirety is set forth in Appendix A at the following link:

http://www.cmegroup.com/market-regulation/files/15-474_appa.pdf

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