



FIA DOCUMENTATION LIBRARY

Access industry standard agreements and legal opinions tailored for the cleared derivatives industry

FIA works closely with member firms to develop and maintain forms and agreements that address highly-specified needs within the cleared derivatives industry. Gain access to valuable documentation like industry standard EMIR and MiFID II/R compliant state-of-the-art terms of business, legal opinions on the

effectiveness of standard FIA netting and collateral provisions, as well as CCP netting opinions, OTC execution agreement template and CCP risk reviews, by subscribing to the FIA Documentation Library. Access and fees vary based on your membership in FIA and the jurisdictions covered by the documentation.

Highlights from the Documentation Library include:

FIA TERMS OF BUSINESS 2018 & USER GUIDE

Whether your firm provides clearing services for exchange-traded derivatives (ETD) or for cleared OTC derivatives, or executing services for ETD, you need up-to-date contractual documentation that is compliant with the latest regulatory developments and business practices. To address these needs, FIA in partnership with Clifford Chance developed a comprehensive state-of-the-art set of industry standard contractual terms for derivatives clearing—the FIA Terms of Business 2018. The related User Guide assists firms in understanding the regulatory background to most of the provisions and provides alternative/optional clauses that firms may use in the FIA Terms of Business 2018.

INDIRECT CLEARING DOCUMENTATION

New regulations issued under EMIR (for cleared OTC) and MiFIR (for ETDs) now regulate indirect clearing arrangements and impose specific requirements on market participants that enter into these arrangements. FIA has developed a suite of indirect clearing documents to help your firm document these

indirect clearing arrangements and help meet some of the indirect clearing requirements. Access a suite of indirect clearing documents that provide a range of jurisdictional risk disclosures, jurisdictional legal due diligence documents/ questionnaires and contractual terms, which you can tailor to fit your firm's specific business model and client base.

LEGAL OPINIONS

FIA's comprehensive library of legal opinions help subscribing firms address certain regulatory capital and accounting requirements. The FIA legal opinions cover a range of jurisdictions world-wide, CCPs, exposure-types, counterparty-types and agreements. FIA worked with external counsel in relevant jurisdictions to develop each opinion, which are based on FIA template opinions to ensure consistency and high-quality analysis. In addition, FIA (jointly with ISDA) separately offers netting opinions to US FCMs that cover the US ISDA/FIA Cleared Derivatives Addendum.

Learn more about FIA's Documentation Library at <https://www.fiadocumentation.org>. If you have further questions, please contact Mitja Siraj at msiraj@fia.org.



FIA DOCUMENTATION LIBRARY

Access industry standard agreements and legal opinions tailored for the cleared derivatives industry

	Direct client (DC) – Indirect client (IC) arrangement	Clearing member (CM) – Direct client (DC) arrangement	Clearing member (CM) – CCP arrangement
AGREEMENTS	<p>2018 ToBs + User Guide: FIA DC-IC BOSA only and BOSA/GOSA Indirect Clearing Terms for use with 2018 ToBs</p> <p>Pre-2018 ToBs: FIA DC-IC BOSA only and BOSA/GOSA Indirect Clearing Terms for use with 2011 Professional Client Agreement</p>	<p>2018 ToBs + User Guide: FIA CM-DC BOSA only and BOSA/GOSA Indirect Clearing Terms for use with 2018 ToBs</p> <p>Pre-2018 ToBs:</p> <ul style="list-style-type: none"> • FIA Clearing Module • ISDA/FIA Client Cleared OTC Derivatives Addendum (non-US) • FIA 2017 Regulatory Patch • FIA CM-DC BOSA only and BOSA/GOSA Indirect Clearing Terms for use with 2011 Professional Client Agreement <p>2017 ISDA/FIA Cleared Derivatives Execution Agreement (non-US)</p> <p>ISDA/FIA EMIR Reporting Delegation Agreement</p>	
LEGAL OPINIONS	<p>Netting opinions</p> <p>Collateral opinions</p>	<p>Netting opinions</p> <p>Collateral opinions</p> <p>CRR Article 305 opinions</p>	<p>CCP opinions</p> <p>IAS 32 opinions</p>
DISCLOSURES & QUESTIONNAIRES	<p>FIA DC indirect clearing risk disclosure</p>	<p>FIA/ISDA EMIR Article 39 risk disclosure</p> <p>FIA CM indirect clearing risk disclosure</p> <p>FIA IC jurisdictional legal due diligence questionnaires</p>	
OTHER	<p>Are you a US FCM? Please visit the FIA US Documentation Library</p>		<p>CCP Risk Review</p>

Learn more about FIA's Documentation Library at <https://www.fiadocumentation.org>.
 If you have further questions, please contact Mitja Siraj at msiraj@fia.org.