

## SUBMISSION COVER SHEET

**IMPORTANT:** Check box if Confidential Treatment is requested

Registered Entity Identifier Code (optional): \_\_\_\_\_

Organization: \_\_\_\_\_

Filing as a:        **DCM**        **SEF**        **DCO**        **SDR**    Please note - only ONE choice allowed.

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**SPECIFY FILING TYPE**                      Please note only ONE choice allowed per Submission.

**Organization Rules and Rule Amendments**

Certification	§ 40.6(a)
Approval	§ 40.5(a)
Notification	§ 40.6(d)
Advance Notice of SIDCO Rule Change	§ 40.10(a)
SIDCO Emergency Rule Change	§ 40.10(h)

Rule Numbers: \_\_\_\_\_

**New Product**                                      Please note only ONE product per Submission.

Certification	§ 40.2(a)
Certification Security Futures	§ 41.23(a)
Certification Swap Class	§ 40.2(d)
Approval	§ 40.3(a)
Approval Security Futures	§ 41.23(b)
Novel Derivative Product Notification	§ 40.12(a)
Swap Submission	§ 39.5

Official Product Name: \_\_\_\_\_

**Product Terms and Conditions (product related Rules and Rule Amendments)**

Certification	§ 40.6(a)
Certification Made Available to Trade Determination	§ 40.6(a)
Certification Security Futures	§ 41.24(a)
Delisting (No Open Interest)	§ 40.6(a)
Approval	§ 40.5(a)
Approval Made Available to Trade Determination	§ 40.5(a)
Approval Security Futures	§ 41.24(b)
Approval Amendments to enumerated agricultural products	§ 40.4(a), § 40.5(a)
“Non-Material Agricultural Rule Change”	§ 40.4(b)(5)
Notification	§ 40.6(d)

Official Name(s) of Product(s) Affected: \_\_\_\_\_

Rule Numbers: \_\_\_\_\_

**ICE NGX CANADA INC.**  
**Rule Amendment Submission**  
**May 30, 2019**

1. The text of the amended provisions to the ICE NGX Canada Inc. ("ICE NGX") Contracting Party Agreement ("CPA") is appended as Attachment A. The CPA is part of ICE NGX's rulebook. Additions to the text are underlined and deletions are struck through.
2. The date of intended implementation for these amendments is June 17, 2019 or such later date as determined by ICE NGX.
3. Attached, please find a certification that: (a) these rule amendments comply with the Commodity Exchange Act (the "Act"), and the Commission's regulations thereunder; and (b) concurrent with this submission, ICE NGX posted on its website: (i) a notice of pending certification of the amendments with the Commission; and (ii) a copy of this submission.
4. A concise explanation and analysis of the operation, purpose, and effect of the amendments appears below.
5. There were no opposing views expressed regarding these amendments.
6. Confidential treatment is not requested.

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CONCISE EXPLANATION AND ANALYSIS OF THE OPERATION, PURPOSE, AND EFFECT OF THE  
RULE AMENDMENT AND ITS COMPLIANCE WITH APPLICABLE PROVISIONS OF THE ACT,  
INCLUDING CORE PRINCIPLES AND THE COMMISSION'S REGULATIONS THEREUNDER

Pursuant to Commission Rule 40.6(a)(7)(vi), the following is a concise explanation and analysis of the operation, purpose, and effect of the amendments to the ICE NGX CPA.<sup>1</sup>

ICE NGX is amending the CPA to (i) reflect certain characteristics of eight physically-settled power futures transactions (the "**New Futures Contracts**") in the ERCOT market with their delivery points at North Load Zone, South Load Zone, Houston Load Zone and West Load Zone that ICE NGX intends to implement on June 17, 2019 (or on such later date as may be designated by ICE NGX).

The New Futures Contracts meet ICE NGX's standards for eligibility of contracts submitted for clearing by ICE NGX, which standards are established in accordance with Commission Rule 39.12(b)(1). ICE NGX is re-introducing the New Futures Contracts as a result of customer requests. The New Futures Contracts were previously implemented, along with certain other products, by ICE NGX in February 2017 and were subsequently de-listed, along with certain other products, effective June 25, 2018. As a result of customer demand, ICE NGX anticipates sufficient trading volume and liquidity in the New Futures Contracts. Based on past experience with these products, ICE NGX anticipates no issues availability of reliable prices or in measuring risk and addressing risk characteristics of the New Futures Contracts.

No opposing views were expressed in relation to the amendments. The amendments to the CPA are set out in Attachment A; additions are underlined and deletions are struck through.

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<sup>1</sup> As a registered FBOT, ICE NGX has submitted contemporaneously with this 40.6 rule amendment self-certification a request for new products under Commission Rule 48.10(a) in respect of the New Futures Contracts.

**CERTIFICATIONS PURSUANT TO SECTION 5c OF THE COMMODITY EXCHANGE ACT, 7 U.S.C. §7A-2  
AND COMMODITY FUTURES TRADING COMMISSION RULE 40.6, 17 C.F.R. §40.6**

I hereby certify that:

- (1) the amended provisions of the Contracting Party Agreement comply with the Commodity Exchange Act, and the Commodity Futures Trading Commission's regulations thereunder; and
- (2) concurrent with this submission, ICE NGX Canada Inc. posted on its website: (a) a notice of pending certification of these rules with the Commission; and (b) a copy of this submission.



By: Martin McGregor  
Title: General Counsel & CCO  
Date: May 30, 2019

**ATTACHMENT A**

**APPENDIX**

*[Note: Insertions are underlined, deletions are struck through.]*

**CHANGES TO SCHEDULE "D" – ICE NGX PRODUCT LIST**

*[Note: Only the rows that are being changed in Schedule "D" are shown below.]*

**Terms and Conditions of the New Futures Contracts**

The New Futures Contracts are listed below as they will appear in Schedule "D" of ICE NGX's Contracting Party Agreement ("CPA"):

<b>Product Name</b>	<b>Hub Name</b>	<b>Hub Operator</b>
<u>Phys FUT, FP, Off Peak</u>	<u>North Load Zone</u>	<u>ERCOT</u>
<u>Phys FUT, FP, Off Pk Wknd</u>	<u>North Load Zone</u>	<u>ERCOT</u>
<u>Phys FUT, FP, Off Peak</u>	<u>South Load Zone</u>	<u>ERCOT</u>
<u>Phys FUT, FP, Off Pk Wknd</u>	<u>South Load Zone</u>	<u>ERCOT</u>
<u>Phys FUT, FP, Off Peak</u>	<u>Houston Load Zone</u>	<u>ERCOT</u>
<u>Phys FUT, FP, Off Pk Wknd</u>	<u>Houston Load Zone</u>	<u>ERCOT</u>
<u>Phys FUT, FP, Off Peak</u>	<u>West Load Zone</u>	<u>ERCOT</u>
<u>Phys FUT, FP, Off Pk Wknd</u>	<u>West Load Zone</u>	<u>ERCOT</u>

**AMENDMENTS TO THE SCHEDULES TO THE ICE NGX CONTRACTING PARTY AGREEMENT**

*[Note: Insertions are underlined, deletions are struck through.]*

**CHANGES TO SCHEDULE "D" – ICE NGX PRODUCT LIST**

*[Note: Only the rows that are being changed in Schedule "D" are shown below.]*

**ICE NGX PHYSICAL POWER PRODUCTS - U.S.**

Product Name on ICE	Hub Name	Cleared	Phys or Fin	Type	Currency	Operator	Tariff	NGX:	(EFRP)	(MWh)
<u>Phys FUT, FP, Off Peak</u>	<u>North Load Zone</u>	<u>ICE</u>	<u>Phys</u>	<u>FP</u>	<u>USD/MWh</u>	<u>ERCOT</u>	<u>ERCOT Protocols</u>	<u>Physically Settled Future</u>	<u>Physically Settled Future</u>	<u>1</u>
<u>Phys FUT, FP, Off Pk Wknd</u>	<u>North Load Zone</u>	<u>ICE</u>	<u>Phys</u>	<u>FP</u>	<u>USD/MWh</u>	<u>ERCOT</u>	<u>ERCOT Protocols</u>	<u>Physically Settled Future</u>	<u>Physically Settled Future</u>	<u>1</u>
<u>Phys FUT, FP, Off Peak</u>	<u>South Load Zone</u>	<u>ICE</u>	<u>Phys</u>	<u>FP</u>	<u>USD/MWh</u>	<u>ERCOT</u>	<u>ERCOT Protocols</u>	<u>Physically Settled Future</u>	<u>Physically Settled Future</u>	<u>1</u>
<u>Phys FUT, FP, Off Pk Wknd</u>	<u>South Load Zone</u>	<u>ICE</u>	<u>Phys</u>	<u>FP</u>	<u>USD/MWh</u>	<u>ERCOT</u>	<u>ERCOT Protocols</u>	<u>Physically Settled Future</u>	<u>Physically Settled Future</u>	<u>1</u>
<u>Phys FUT, FP, Off Peak</u>	<u>Houston Load Zone</u>	<u>ICE</u>	<u>Phys</u>	<u>FP</u>	<u>USD/MWh</u>	<u>ERCOT</u>	<u>ERCOT Protocols</u>	<u>Physically Settled Future</u>	<u>Physically Settled Future</u>	<u>1</u>
<u>Phys FUT, FP, Off Pk Wknd</u>	<u>Houston Load Zone</u>	<u>ICE</u>	<u>Phys</u>	<u>FP</u>	<u>USD/MWh</u>	<u>ERCOT</u>	<u>ERCOT Protocols</u>	<u>Physically Settled Future</u>	<u>Physically Settled Future</u>	<u>1</u>
<u>Phys FUT, FP, Off Pk</u>	<u>West Load Zone</u>	<u>ICE</u>	<u>Phys</u>	<u>FP</u>	<u>USD/MWh</u>	<u>ERCOT</u>	<u>ERCOT Protocols</u>	<u>Physically Settled Future</u>	<u>Physically Settled Future</u>	<u>1</u>
<u>Phys FUT, FP, Off Pk Wknd</u>	<u>West Load Zone</u>	<u>ICE</u>	<u>Phys</u>	<u>FP</u>	<u>USD/MWh</u>	<u>ERCOT</u>	<u>ERCOT Protocols</u>	<u>Physically Settled Future</u>	<u>Physically Settled Future</u>	<u>1</u>