



June 26, 2024

VIA CFTC PORTAL

Christopher J. Kirkpatrick
Office of the Secretariat
Commodity Futures Trading Commission
Three Lafayette Centre
1155 21st St., N.W.
Washington, D.C. 20581

Re: Amendment to ICE NGX Canada Inc. Rules - Submission Pursuant to Section 5c(c)(1) of the Commodity Exchange Act and CFTC Regulation § 40.6(a): Amendments - Omnibus

Dear Mr. Kirkpatrick:

In accordance with section 5 of Appendix B to the ASC order recognizing ICE NGX as a derivatives exchange (the "Exchange Recognition Order") and section 7 of the Appendix to the ASC order recognizing ICE NGX as a clearing agency (the "Clearing Recognition Order"), ICE NGX is filing the attached certification relating to changes (the "Amendments") to the ICE NGX Contracting Party Agreement ("CPA"). The CPA functions as the rulebook for ICE NGX's exchange and clearinghouse operations.

1. Overview

The Amendments update certain definitions and concepts in the CPA to reflect current practices and understanding.

ICE NGX intends to implement the Amendments on July 22, 2024 or on such later date as ICE NGX may designate.

The text of the amended CPA provisions is attached as the Appendix to this letter.

Note: All capitalized terms not otherwise defined herein have the meaning given to them in the CPA.

2. Details of Rule Changes

The Amendments provide that the effective date of revisions to the Terms and Conditions or any Schedule would be indicated on each page of the Terms and Conditions or Schedule(s), as applicable.

The Amendments correct an oversight by including the ICE NGX Financial Power Auction System in the definition of "ICE NGX Trading System".

3. Compliance with Core Principles

ICE NGX reviewed the Amendments and determined that they comply with the requirements of the Act and the rules and regulations promulgated by the Commission in implementing the Act. In this regard, ICE NGX reviewed the derivatives clearing organizations core principles (“Core Principles”) and determined that the amendments are potentially relevant to the following Core Principles and the applicable regulations of the Commission thereunder.

Compliance (Core Principle A): The Amendments are consistent with Core Principle A - Compliance and Commission Regulation 39.10, as the Amendments clarify and enhance ICE NGX’s policies and procedures for complying with Commission regulations and internal policies.

Public Information (Core Principle L): The Amendments are consistent with Core Principle L - Public Information and Commission Regulation 39.21(a) generally, as the Amendments clarify a definition and update the manner in which the revision date of changes to the CPA is reflected.

4. Certifications

ICE NGX certifies that the proposed Amendments discussed in this submission comply with the Commodity Exchange Act, including the Core Principles and the Regulations of the Commission thereunder. ICE NGX is not aware of opposing views expressed regarding the Amendments. ICE NGX further certifies that, concurrent with this filing, a copy of this submission was posted to ICE NGX’s website.

Yours truly,

A handwritten signature in black ink, appearing to read "Greg Abbott", is written over a horizontal line.

By: Greg Abbott
Title: President & COO
Date: June 26, 2024

APPENDIX

AMENDMENTS TO THE CONTRACTING PARTY AGREEMENT

TERMS AND CONDITIONS

[Note: Insertions are underscored; deletions are struck-through.]

ARTICLE 1 - DEFINITIONS AND INTERPRETATION

1.1 General

...

- e. Revision Effective Date – ~~Any section of the Agreement which is revised from time to time will contain a revision date set forth below the applicable section which will be the effective date of such~~ The effective date of any revision(s) (the “Revision Effective Date”) to these Terms and Conditions and any Schedule will be indicated on each page of the Terms and Conditions or Schedule(s), as applicable, having accounted for the notice requirements in Section 1.1. ~~A Revision Effective Date may be deleted from copies of the Agreement which are distributed ninety (90) days following any such Revision Effective Date.~~

1.2 Definitions

“ICE NGX Trading System” means the databases, computer systems, hardware and software that facilitate the entering into of Transactions and Forward Transactions of ICE NGX Products by the Contracting Parties including, without limitation, the ICE NGX Financial Power Auction System and that portion of the ICE Trading Platform used to facilitate trading of ICE NGX Products but, for greater clarity, excludes ICEBlock;