

**SFE Bulletin No:** 73/01  
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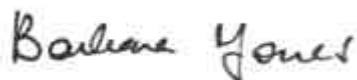
## **BUSINESS RULE AMENDMENTS - Update Service No. 2-6**

The Loose-Leaf service of the Business Rules of SFE has been updated to reflect amendments to the Business Rules of SFE, details of which were published in Bulletins 50/01 (dealing with the change of algorithm for the overnight options price in bonds and bills) and 52/01 (dealing with enhanced access to SFE products and services and including a governing law and submission to the jurisdiction rule).

Readers were advised in Bulletin 52/01 that the changes to which it referred came into effect on 29 May but that they were subject to regulatory disallowance until 2 July 2001. During the disallowance period a further, minor change was made to the new General By-Law 69. This change was made for clarification only and does not affect the substance of the new By-Law. The By-Law as amended appears in Annexure A.

Users of the loose-leaf service may wish to download Update 2-6 from the SFE website (located under "Market Operations" / "Business Rules"). The filing instructions should be followed as set out in the covering page to the loose-leaf download.

Users who do not wish to download their own update but wish to obtain a hard copy from SFE should contact Ms Kym Megy at SFE (phone: 02 9256 0539). Participants are entitled to a free copy, and the fee for other users is \$20.00.



Barbara Jones  
**Company Secretary**

# Annexure A

**THIS PAGE IS FOR INFORMATION ONLY AND SHOULD NOT BE PLACED IN THE LOOSE-LEAF BINDER.**

## 1. Marked up version of new G.69 showing further changes.

### G.69 GOVERNING LAW AND SUBMISSION TO JURISDICTION GOVERNING LAW

#### Governing Law

~~69.1 These Business Rules will be interpreted in accordance with the laws of NSW and Australia.~~

~~69.2 All contracts or agreements between the Exchange and a Participant and all contracts or agreements traded on the Exchange, or constituted by the Business Rules or entered into under the Business Rules or as contemplated by the Business Rules are governed by the laws of New South Wales and Australia, unless otherwise agreed to in writing by the parties.~~

#### Submission to Jurisdiction

~~69.3 The Exchange, each Participant of the Exchange and every entity that is a party to a contract or agreement referred to in General By-Law 69.2 I in respect of those contracts or agreements:~~

- ~~a) irrevocably submit to the exclusive jurisdiction of the courts exercising jurisdiction in New South Wales;~~
- ~~b) irrevocably waive any immunity from or any objection to any action in the courts exercising any jurisdiction in New South Wales; and~~
- ~~c) irrevocably waive any claim that they may have that any action brought in New South Wales has been brought in an inconvenient forum or that the courts of New South Wales do not have jurisdiction~~

~~unless otherwise agreed to in writing by the parties.~~

## 2. Clean version of new G.69 with additional further changes.

### G.69 GOVERNING LAW AND SUBMISSION TO JURISDICTION GOVERNING LAW

#### Governing Law

69.1 These Business Rules will be interpreted in accordance with the laws of NSW and Australia.

69.2 All contracts or agreements traded on the Exchange, or constituted by the Business Rules are governed by the laws of New South Wales and Australia.

#### Submission to Jurisdiction

69.3 The Exchange, each Participant and every entity that is a party to a contract or agreement referred to in General By-Law 69.2 in respect of those contracts or agreements:

- a) irrevocably submit to the exclusive jurisdiction of the courts exercising jurisdiction in New South Wales;
- b) irrevocably waive any immunity from or any objection to any action in the courts exercising any jurisdiction in New South Wales; and
- c) irrevocably waive any claim that they may have that any action brought in New South Wales has been brought in an inconvenient forum or that the courts of New South Wales do not have jurisdiction