

KYC questionnaire for energy/gas market

Privacy policy

In order to ensure efficient cooperation, KELER CCP Central Counterparty Ltd. (hereinafter: KELER CCP) would like to know and understand its existing and future clients better. On this basis, the Risk Know Your Customer Questionnaire (hereinafter: Questionnaire) is introduced.

In line with the General Business Rules and the applicable Announcements of KELER CCP, filling out the Questionnaire forms part of the mandatory annual reporting obligation, and in the case of new clients it is one of the entry terms. The Questionnaire requests information related to your company that KELER CCP needs in order to have as comprehensive information as possible for risk management purposes.

Please note that some of the questions in the Questionnaire require documents to be attached/sent. Please make sure that the attachment is in Hungarian or English. If documents in other languages are attached, additional questions may be asked in order to obtain information.

Processing and protection of personal data

In line with the provisions of Act CXX of 2001 (hereinafter: Tpt.), KELER CCP Ltd. can manage personal data related to the tasks regulated in the Tpt. that KELER CCP Ltd. performs, for the transactions related to which it acts as central counterparty. Based on the Tpt., in order to perform the tasks therein regulated, the central securities depository (KELER Central Depository Ltd.) and the central counterparty (KELER CCP Ltd.) are entitled, without any separate authorization, to transfer to one another the personal data managed in line with the above.

In connection with the personal data provided in The Questionnaire, KELER CCP Ltd. is acting fully in line with the Act CXII of 2011 on the Right of Informational Self-Determination and Freedom of Information (hereinafter: Infotv.) and in line with the Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (GDPR). The detailed information can be found in the General Business Rules and in the Privacy Policy, which are available on the public website of KELER CCP Ltd.

KELER CCP Ltd. reserves the right to change the content of this Questionnaire in full or in part, any time, without any restrictions, subject to the applicable legal requirements.

By completing the Questionnaire we acknowledge and accept the above terms and conditions and comply with them, we declare that the consent to personal data handling is given, the provided data, information are complete and correct.

Date:

Singature:

I. Company information

1. Please provide the following information about your company:

Is your company already a clearing member of KELER CCP?

- No
- Yes / Please, state your KELER KPT ID/code:

Company name:

Help: Full business name.

Short company name:

Help: Short business name.

Place of registration:

Time of registration:

Help: Please enter the date in this format YYYY/MM/DD.

Registered office:

Country:

ZIP code:

City:

Street name:

Help: Please state the street suffix, e.g. road, street, square, lane, etc.

Street number:

TAX number (EU, or local TAX number):

EU Tax number:

If the company does not have EU Tax number, please state the local Tax number:

LEI code:

Help: Legal Entity Identifier. If the company does not have LEI code, please leave the field blank. For more details on LEI application, please visit the following [link](#).

2. Please state the names and following details of your contact person(s), or you may provide company mail distributing list as well.

Name			
Position			
E-mail		Phone Number format:+36000000000	
Name			
Position			
E-mail		Phone Number format:+36000000000	
Name			
Position			
E-mail		Phone Number format:+36000000000	
Name			
Position			
E-mail		Phone Number format:+36000000000	
Name			
Position			
E-mail		Phone Number format:+36000000000	

3. Does your company have a website?

Yes / If yes, please provide the link to your website.

Website link:

No

Help: If the company is part of a group of companies and does not have a website of its own, please state the name of the website of the group.

4. Please select the group into which your company falls:

Listed company.

Company with more than 50% direct or indirect state ownership.

Subject to AML rules (or 100% owned subsidiary of a company that is subject to AML rules).

Help: Anti-Money Laundering Legislation.

None of the above

5. Is your company licensed by the energy regulatory authority to trade energy products?

- Yes / Please state the name and website name of the licensing energy regulatory authority in the table below.
- No

Energy regulatory / authority name	Energy regulatory / authority website name

6. Please name the direct owners with more than 10% holding in the company.

Name	Ownership (%)

7. Do the owners of the undertaking have shares in other companies in excess of 20%? If they do, what are these?**8. Please attach the detailed ownership structure of the company, including shareholding percentages (direct or indirect holdings, share of ownership).**

Help: Please attach the ownership structure file to the email, in which you send the completed KYC questionnaire back to KELER CCP. The format of the attached document can be: doc, docx, pdf, xls, xlsx, jpeg, bmp.

9. Please list the national, international organizations that your company is a member of.

Help: E.g. EFET - The European Federation of Energy Traders. Up to 5 organizations can be listed. If the company has no membership in national, international organizations, please leave the field blank.

10. Please list at least 3 press releases published in the last 12 months that you consider significant. If available on the Internet, please state the hyperlink to the article.

Media name	Hyperlink

II. Corporate profile

1. Please attach the organizational chart of the company.

Help: Please attach the organizational chart file to the email, in which you send the completed KYC questionnaire back to KELER CCP. The format of the attached document can be: doc, docx, pdf, xls, xlsx, jpeg, bmp.

2. Has your company been part of a merger or division or has the ownership of your company changed during the last business year?

Yes/If yes, please detail the changes!

No

3. Please state the number of employees of the company.

Number of employees:

4. Is the main activity of the company directly linked to energy or commodity trading?

Yes

No

5. Please describe in no more than 5 sentences what you wish to achieve with the role of (non-)clearing membership.

6. Is the company a financial institution based on 575/2013 EU regulation (commonly known as CRR)?

Yes

No

7. Please list the countries where the company is providing services at present.

8. Does your company have

- any offices, transactions, investments, activities or planned activities in **Cuba/Crimea/Iran/North Korea/Sudan/Syria/Venezuela**, or
- any Dealings with any individual or entity located, resident, or organized in Cuba/Iran/North Korea/Sudan/Syria/Venezuela, or with any entity directly or indirectly owned or controlled by any entity located, resident, or organized in Cuba/Iran/North Korea/Sudan/Syria/Venezuela, in each case, including with Intermediaries acting on behalf of or engaging in related Dealings with Cuban/Crimean/Iranian/North Korean/Sudanese/Syrian/Venezuelan entities?

If YES, please detail specific types of transactions, investments, activities or planned activities and % of total revenues and/or assets of your company accounted for by these transactions, investments, or activities.

- No
 Yes

9. List the undertaking's top 5 business partners.

10. Please describe in no more than 5 sentences your corporate strategy for the next 3 to 5 years, and state what you wish to achieve with the role of (non)clearing membership.

If you consider this information confidential please state it.

11. Please attach your business plan if available.

Help: Please attach the business plan file to the email, in which you send the completed KYC questionnaire back to KELER CCP. The format of the attached document can be: doc, docx, pdf, xls, xlsx, jpeg, bmp.

12. Which markets do you plan to enter and obtain trading right in the next 1 to 5 years?

- CEEGEX [link](#)
- EEX Spot market [link](#)
- EEX Derivatives market [link](#)
- EPEX SPOT markets [link](#)
- FGSZ Trading Platform (TP) [link](#)
- FGSZ Balancing Platform
- HUDEX/Power Derivatives market [link](#)
- HUDEX/Gas Derivatives market [link](#)
- HUPX Spot markets [Link](#)
- NOREXECO Derivatives market [link](#)
- PXE Auction power market [link](#)
- SEEPEX Spot market [link](#)
- SEMOpx Spot markets [link](#)
- There are no plans to enter other markets.

Help: Several markets can be selected, click the name of the market for more information on the website of the market concerned.

13. Based on CPMI-IOSCO Resilience and recovery of CCPs 2.2.13. article, please state about the followings: Is your company able to forecast and manage the potential changes stemming from market stress situations? (e.g.: margin calls, depositing additional collateral, default losses etc.)

- Yes
- No

14. The following table shall be completed only if your company is a gas market clearing member under KELER CCP. Energy market non-clearing members shall not fill the following table.

ESMA recommends that the National Competent Authorities ensure that supervised CCPs consider in their participation requirements and as part of the initial and ongoing assessment of the credit worthiness of their clearing members, the amount of losses that their members could be exposed to, due to their participation in multiple CCPs taking into account the potential losses of mutualised pre-funded and non-pre-funded resources, on the basis of data that need to be provided by clearing members.” ([Link to the report](#) – page 60.)

Based on the clearing members' feedback KELER CCP will evaluate the exposures in line with ESMA recommendation.

- No, our company is not a gas market clearing member.
- Yes, our company is a gas market clearing member.

If you have a Clearing Membership not only under KELER CCP, then please fill in the below table!

The total exposure of the clearing member towards central counterparties on 31th December of the latest closed business year. Please state the currency (EUR, USD etc.)	
Pre-funded resources (e.g. contribution to default fund)	Non-pre-funded resources (pl.: assessment powers committed)

III. Attributes of trading

1. Has your company registered on other regulated trading platforms?

- No
- Yes / If yes, please state the name of the platform!

Help: Please state the regulated trading platforms where you are present not as a (non-)clearing member of KELER CCP Ltd. Regulated trading platform, e.g. ICE, POLPX, OPCOM.

2. Do you trade outside regulated trading platforms (OTC)?

- No
- Yes / If yes, please state the estimated share of OTC trades in total trading turnover. (value)

3. In addition to proprietary trading, do you also trade on behalf of clients?

- No
- Yes / If yes, please state the estimated share of agency trading in total trading turnover (value).

4. In which of the following activities are you actively engaged (commercial quantities)?

- Energy production / commodity extraction.
- System operation, distribution (TSO, DSO).
- Supply to end-users (retail or wholesale).
- None of the above.

Help: Several activities can be selected.

5. Please briefly explain how do you determine the amount of the planned energy trading?

6. In case of gas market membership, please determine the capacity portfolio for the current gas year!

7. In case you are an ECC spot energy market non-clearing member under KELER CCP, please state what kind of orders do you use?

- Typically limit orders
- Typically market orders
- The company is not an energy market NCM on spot markets

8. Please confirm if your company was fined by the competent authorities in the past 3 years.

- No
- Yes / In the following table, please state the name of the authority that levied the fine, the amount and currency of the fine.

Name of authority imposing the fine	Amount of fine imposed	Currency of fine imposed

IV. Operational capacities

1. Who are the certified, professional traders of your company?

Name	Place and date of birth	Full time/ part time	Other companies, where the trader was employed in the past 5 years.	Trading experience (year)

2. Does your company have at least one sufficiently qualified, dedicated member of staff in the back office to execute the administrative tasks regarding the function of being a (non)clearing member, who is also available via phone/email throughout the business hours?

Yes / If yes, please provide the email address and phone number.

Email address	Phone number

No

3. Please describe your company's trading decision process, including internal approval procedure (if any).

4. Please describe the solutions of the company which are dedicated to ensure the trading activity.

	Please describe in some sentences!
IT systems/ resources	
Backup solutions	
Business continuity plans	
Dedicated trading department	
Backoffice department	

5. Please describe the partner risk management tools of your company.

6. Please describe which tools of your company are dedicated to ensure the adequate liquidity needed for continuous trading activity.

7. If your company has a parent company, is it able to financially support its subsidiaries in case of liquidity issues?

- Yes
- No

8. Have any defaults of trading counterparties occurred against your company due to insolvency during the last 12-month period?

- Yes / If yes, please specify how many times and the concerned value of the amounts.

- No

V. Financials

1. Please attach your most recent audited annual report that was signed by the auditor. If your company was founded in the latest 6 months, then please upload the company excerpt.

Please attach the audited financial statement to the email, in which you send the completed KYC questionnaire back to KELER CCP. The format of the uploaded document can be: doc, docx, pdf, xls,xlsx, jpeg, bmp.

Hyperlink to the annual report:

Help: By attaching the audited annual report with appropriate content or stating the hyperlink to the public and official website you meet the applicable reporting obligation. For more details on the reporting obligation, please refer to Points 3.5.3. and 9.5.3. of the [General Business Rules](#) of KELER CCP Ltd. If you complete the Questionnaire as part of entering KELER CCP Ltd., the data of the annual report attached here will be used to check shareholders' equity, for more details please refer to Points 3.3.1. and 9.3.1.

2. Please state the following details related to the annual report:

Balance sheet date:

Help: Please enter the date in the following format: YYYY/MM/DD!

How much time do you have to prepare and/or disclose your financial statement (calculated from the balance sheet date) in the country where your company is seated?

In case you have more than 9 months (calculated from the balance sheet date to prepare your financials) please indicate the proper regulation which justifies it.

Annual report was audited:

Help: If left blank, your annual report will be considered unaudited.

There is no audited report available.

The annual report was prepared in line with the following reporting standards:

- National
- International. /Please state the name of the international reporting standards (e.g. IFRS, US GAAP)!