

## China Futures Market Legal Framework and DCE Rules System

Legal and Compliance Department July 2020

Building a Diversified, Open and World-class Derivatives Exchange

# CONTENTS



## **OVERVIEW OF China Futures Market Legal Framework**

# <sup>02</sup> Brief Introduction to DCE Rules System



Regulation on the Administration of Futures Trading, promulgated by the State Council, the highest-level specialized futures legal document in the China futures market.

#### China Futures Market Legal Framework

Departmental regulations and regulatory documents, promulgated by the China Securities Regulatory Commission (CSRC) and other relevant departments, refining and supplementing the Regulation on the Administration of Futures Trading.

Self-discipline rules, promulgated by Futures Exchanges and China Futures Association.



As the highest-level legal document in the current Chinese futures market legal system, Regulation on the Administration of Futures Trading has been revised four times in 2012, 2013, 2016 and 2017 since it was enacted in 2007.

It regulates futures trading behavior, strengthens the supervision and management of futures trading, maintains the order of the futures market, and protects the legitimate rights and interests of all parties in the futures trading.

#### Chapter

Chapter I	General Provisions
Chapter II	Futures Exchanges
Chapter III	Futures Companies
Chapter IV	Basic Rules on Futures Trading
Chapter V	Futures Association
Chapter VI	Supervision and Administration
Chapter VII	Legal Liabilities

**Chapter VIII Supplementary Provisions** 



Measures for the Administration of Futures Exchanges, as one of the most important departmental regulations in the futures market, specifically strengthens the supervision and management of the futures exchanges, clarifies the responsibilities of the futures exchanges, maintains the order of the futures market, and promotes the positive and stable development of the futures market .

		Chapter			
	Chapter I	General Provisions			
Chapter II Establishment, Modification and Terminatio					
Chapter III Organizational Structure					
	Chapter IV	Management of Members			
	Chapter V	r V Basic Business Rules			
	Chapter VI	Supervision and Administration			
	Chapter VII	Legal Liabilities			
	Chapter VIII	Supplementary Provisions			



#### **Key Articles**

Article 3 The CSRC and the local offices thereof shall oversee and regulate trading in designated domestic futures products by foreign traders and foreign brokerage agencies according to the law.

Futures exchanges shall conduct self-regulation of trading in designated domestic futures products and relevant business activities in accordance with the self-regulatory rules.

Article 5 Foreign traders may commission domestic futures companies (hereinafter referred to as "futures companies") or foreign brokerage agencies to engage in trading in designated domestic futures products.

With the approval of futures exchanges, qualified foreign traders may directly engage in trading in designated domestic futures products at futures exchanges.

Foreign traders that may directly trade at futures exchanges as mentioned in the preceding paragraph shall meet the following conditions:

(1) The countries (or regions) where they are located have sound laws and regulatory rules.

(2) They are financially stable, have a good credit standing, and have sufficient operating capital.

(3) They have sound governance structures and internal control rules, and their operating activities are in compliance with regulations.

(4) Other conditions as set out by futures exchanges.

Article 26 The trading and settlement software of foreign traders and foreign brokerage agencies that directly trade at futures exchanges shall satisfy the risk management requirements of futures exchanges and the CSRC requirements for the safe custody of margin. Otherwise, the CSRC shall have the power to ask the foreign traders and foreign brokerage agencies to improve or replace their software.

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## **OVERVIEW OF China Futures Market Legal Framework**

## **D2** Brief Introduction to DCE Rules System



#### Bylaws & Trading Rules

Formulation and revise procedure: Reviewed by the Members' Meeting and reported to the CSRC for approval.

The **Bylaws of Dalian Commodity Exchange** prescribes the organizational structure, business scope and basic responsibilities of the Exchange.

The **Trading Rules of Dalian Commodity Exchange** is the governing rule of detailed rules and business measures of the Exchange, covering many aspects such as products and contracts, trading, settlement, delivery, risk control and so on.

#### Detailed Rules & Contracts

Formulation and revise procedure: Reported to the CSRC in advance and reviewed by the Board of Governors.

Detailed Rules include **19 General Rules for Trading** and **20 Detailed Rules for Specific Futures Products**. **General Rules for Trading** are general provisions related to different futures business, and **Detailed Rules for Specific Futures Products** are the specific provisions for 20 different futures products

**Contracts** include **20 futures contracts** and **7 options contracts**.



#### **Business Measures**

Formulation and revise procedure: Approved by CEO.

The **Business Measures** are the interpretation and supplement to the Detailed Rules and OTC rules. There are 16 business measures in force.



#### Chapter

Chapter 1 General Provisions

Chapter 2 Incorporation, Modification and Termination

**Chapter 3 Members** 

Chapter 4 Members' Meeting

Chapter 5 Board of Governors

**Chapter 6 Senior Executives** 

Chapter 7 Board of Supervisors

**Chapter 8 Business Management** 

**Chapter 9 Financial Management** 

Chapter 10 Sanctions and Dispute Settlement

Chapter 11 Supplementary Provisions

Article 18 The Members shall be classified into Futures Company Members and Non-Futures Company Members. Article 32 The Members' Meeting is the authority of the Exchange and consists of all the Members. Article 38 The Board of Governors is the permanent organ of the Members' Meeting and is accountable to the Members' Meeting. Article 52 The Board of Supervisors is the supervisory organ of the Exchange and is accountable to the Members' Meeting.



### **Trading Rules of DCE**

**Chapter 1 General Provisions** 

**Chapter 2 Products and Contracts** 

Chapter 3 Brokerage and Proprietary Trading

**Chapter 4 Trading Business** 

Chapter 5 Risk Control

Chapter 6 Clearing Business

**Chapter 7 Delivery Business** 

**Chapter 8 Handling of Abnormalities** 

Chapter 9 Information Disclosure and Management

Chapter 10 Supervision and Management

Chapter 11 Dispute Settlement

**Chapter 12 Supplementary Provisions** 

Article 64 The Exchange carries out centralized clearing of the futures trading as a central counterparty. Article 65 The Exchange implements the margin mechanism. Article 70 The Exchange implements mark-to-market mechanism. Article 78 The delivery of the futures trading shall be organized by the Exchange. Article 79 The delivery may take the form of physical delivery or other methods specified by the Exchange. Article 81 The Exchange may implement the bonded delivery mechanism. The bonded delivery mechanism shall be prescribed by the Exchange in the detailed implementation rules.



General Rules for Trading		
Measures for Trading Management of DCE	Measures for Clearing Management of DCE	
Measures for Delivery Management of DCE	Measures for Risk Management of DCE	
Management Measures on Futures Trader Suitability of DCE	Measures against Rule Violations of DCE	
Measures for Administration of the Futures Company Members Entrusted by Overseas Brokers with Futures Trading Business of Specified Domestic Futures Products	Regulatory Standards and Handling Procedures for the Measures for Administration of Abnormal Trading of Dalian Commodity Exchange (For Trial Implementation)	
Measures for Designated Delivery Warehouses Management of DCE	Measures for Administration of Abnormal Trading of Dalian Commodity Exchange (For Trial Implementation)	
Measures for Standard Warehouse Receipt Management of DCE	Measures for Designated Depository Banks Management of DCE	
Measures for Arbitrage Trading Management of DCE	Management Measures of DCE for Accounts Involving Actual Control Relationship	
Measures for Hedging Management of DCE	Measures for Market Maker Management of DCE	
Measures for Membership Management of DCE	Measures for Information Management of DCE	
Measures for Management of Options Trading of DCE	11	



General Rules for Trading	Articles	
Measures for Trading Management of DCE	Article 47 An overseas client that intends to conduct futures trading may complete the account-opening formalities through the following two methods: (1) in case the client entrusts a Futures Company Member to conduct the trading, the account-opening formalities shall be handled by the Futures Company Member and the application for a trading code shall be filed thereto; or (2) in case the client entrusts an overseas broker to conduct the trading through the sub-entrustment of a Futures Company Member, the account-opening formalities shall be handled by the overseas broker and the application for a trading code shall be filed thereto	
Measures for Clearing Management of DCE	Article 6 The Exchange, as a central counterparty, shall conduct centralized clearing with respect to the futures trading, and be responsible for the margin management, the risk reserves management and the prevention of the clearing risks with respect to the futures trading.	



General Rules for Trading	Articles	
Measures for Delivery Management of DCE	<ul> <li>Article 3 The Physical Delivery of the clients shall be handled by the Members and carried out in the name of the Members at the Exchange.</li> <li>Where a client engages an overseas broker to carry out the futures trading, it shall engage its overseas broker to handle the delivery. The overseas broker shall then engage the Member to handle such delivery and in the name of the Member at the Exchange.</li> <li>Article 6 Delivery shall be prohibited with respect to any individual client's positions or any non-integral multiple of delivery units of the positions of coke, coking coal, iron ore or No.2 soybean.</li> </ul>	
Management Measures on Futures Trader Suitability of DCE	<ul> <li>Article 2 Trading of options contracts and specified domestic futures contracts on the Exchange shall be subject to the suitability rules.</li> <li>Article 17 The Traders shall comply with the principle of "taking sole responsibility for one's deeds of purchase or sale" and undertake the obligations with respect to the futures trading. The Traders shall not refuse to perform their obligations with respect to the futures trading on account of failure to meet the suitability standards.</li> </ul>	



Detailed Rules for Specific Futures Products		
Detailed Rules of No.1 Soybean Futures of DCE	Detailed Rules of Iron Ore Futures of DCE	
Detailed Rules of No.2 Soybean Futures of DCE	Detailed Rules of Egg Futures of DCE	
Detailed Rules of Soybean Meal Futures of DCE	Detailed Rules of Fiberboard Futures of DCE	
Detailed Rules of Soybean Oil Futures of DCE	Detailed Rules of Blockboard Futures of DCE	
Detailed Rules of RBD Palm Olein Futures of DCE	Detailed Rules of Polypropylene Futures of DCE	
Detailed Rules of Corn Futures of DCE	Detailed Rules of Corn Starch Futures of DCE	
Detailed Rules of Linear Low Density Polyethylene Futures of DCE	Detailed Rules of Ethylene Glycol Futures of DCE	
Detailed Rules Polyvinyl Chloride Futures of DCE	Detailed Rules of Polished Round-grained Rice Futures of DCE	
Detailed Rules of Coke Futures of DCE	Detailed Rules of Ethenylbenzene Futures of DCE	
Detailed Rules of Coking Coal Futures of DCE	Detailed Rules of Liquefied Petroleum Gas Futures of DCE	



Chapter	Contents
Chapter I General Provisions	basis of formulation, scope of application, and cohesive terms
Chapter II Main terms and relevant parameters of the contract	delivery quality standard, delivery method, delivery warehouse list, contract month, etc.
Chapter III Delivery and Clearing	Section I "General Provisions": delivery process, warehouse receipt type, invoice, etc. Section II "Standard warehouse receipt delivery": quality inspection, warehouse receipt registration and cancellation, delivery of goods, etc.
Chapter IV Bonded Standard Warehouse Receipt	Section I Generation of Bonded Standard Warehouse Receipt Section II Circulation of Bonded Standard Warehouse Receipt Section III Bonded EFPs Section IV One-off Delivery of Bonded Standard Warehouse Receipt Section V Bonded Standard Warehouse Receipt of Iron Ore Used as Margins and OTC Pledge Section VI Deregistration of Bonded Standard Warehouse Receipt
Chapter V Bill of Lading Delivery	content of iron ore bill of lading, process of bill of lading delivery
Chapter VI Brand Dispute	application of objection, dispute fee, determination on authenticity of the brand
Chapter VII Supplementary Provisions	violation, interpretation, implementation date 15

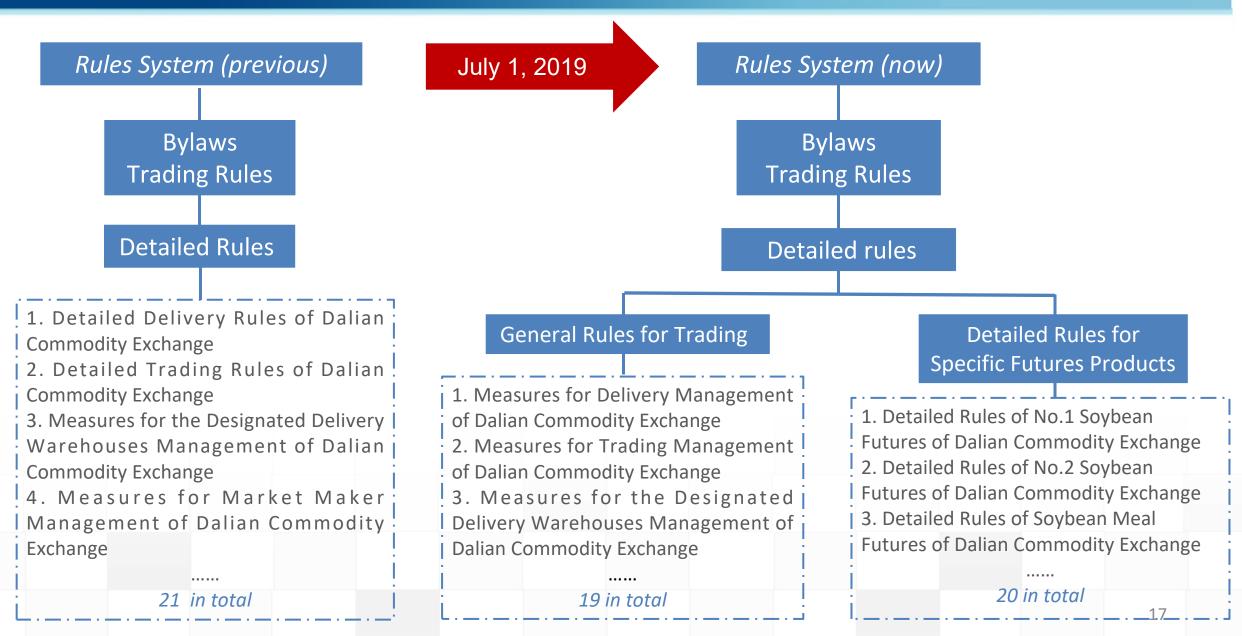


#### Trial Measures for Determination of Iron Ore Brands of Dalian Commodity Exchange

Chapter	Contents
Chapter I General Provisions	Purpose of formulation, scope of application, etc.
Chapter II Application and Examination & Approval of Alternative Members	Conditions of the Alternative Member, Application materials, term of office, etc.
Chapter III Workflows	Responsibilities of the Investigation Group; formation of the Investigation Group; submission of investigation report, etc.
Chapter IV Supervision and Management	Circumstances of membership cancellation; automatically disqualified Member, etc.
Chapter V Supplementary Provisions	interpretation, implementation date, etc.

### The Change of DCE Rules System





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The scientific rules system is an important footstone for promoting the establishment of the international first-class exchange and the international pricing center of iron ore futures.

In the previous rules system, the general provisions were mixed with the specific provisions, resulting in the increasingly complicated rules, lack of stability and flexibility, which cannot meet the needs of the futures market development.

The internationalization of the futures market needs the rules system to be easy for the international market to understand and accept.



#### How was the rules system optimized





1 The specific provisions of each product are removed and the corresponding articles are supplemented with cohesive terms.

- 1. Detailed Trading Rules of Dalian Commodity Exchange
- 2. Detailed Clearing Rules of Dalian Commodity Exchange
- 3. Detailed Delivery Rules of Dalian Commodity Exchange

4. Measures for Management of Standard Warehouse Receipt of Dalian Commodity Exchange

5. Measures for the Designated Delivery Warehouses Management of Dalian Commodity Exchange

6. Detailed Implementation Rules for Bonded Delivery of Dalian Commodity Exchange 19

### **Detailed Delivery Rules of Dalian Commodity Exchange**



#### Chapter

Chapter I General Provisions

Chapter II Exchange of Futures for Physicals

Chapter III Bill of Lading Delivery

Chapter IV Rolling Delivery

Chapter V One-off Delivery

Chapter VI Delivery of No. 1 Soybean

Chapter VII Delivery of No. 2 Soybean

Chapter VIII Delivery of Soybean Meal

Chapter IX Delivery of Soybean Oil

Chapter X Delivery of RBD Palm Olein

#### Chapter XXII Delivery of Ethylene Glycol

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Chapter XXIII Delivery Fees

Chapter XXIV Delivery Default

Chapter XXV Supplementary Provisions

There are twenty-five chapters and 352 articles in the Detailed Delivery Rules.

As the number of products increases, the number of chapters and articles will continue to go up, making the Rules more and more complicated.

## Detailed Rules for Specific Futures Products

Detailed Rules of No.1 Soybean Futures of DCE

Detailed Rules of No.2 Soybean Futures of DCE

Detailed Rules of Soybean Meal Futures of DCE

Detailed Rules of Soybean Oil Futures of DCE

Detailed Rules of RBD Palm Olein Futures of DCE

Detailed Rules of Ethylene Glycol Futures of DCE

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#### Standardize the name of some rules

**Detailed Trading Rules of Dalian Commodity Exchange** 

**Detailed Clearing Rules of Dalian Commodity Exchange** 

**Detailed Delivery Rules of Dalian Commodity Exchange** 



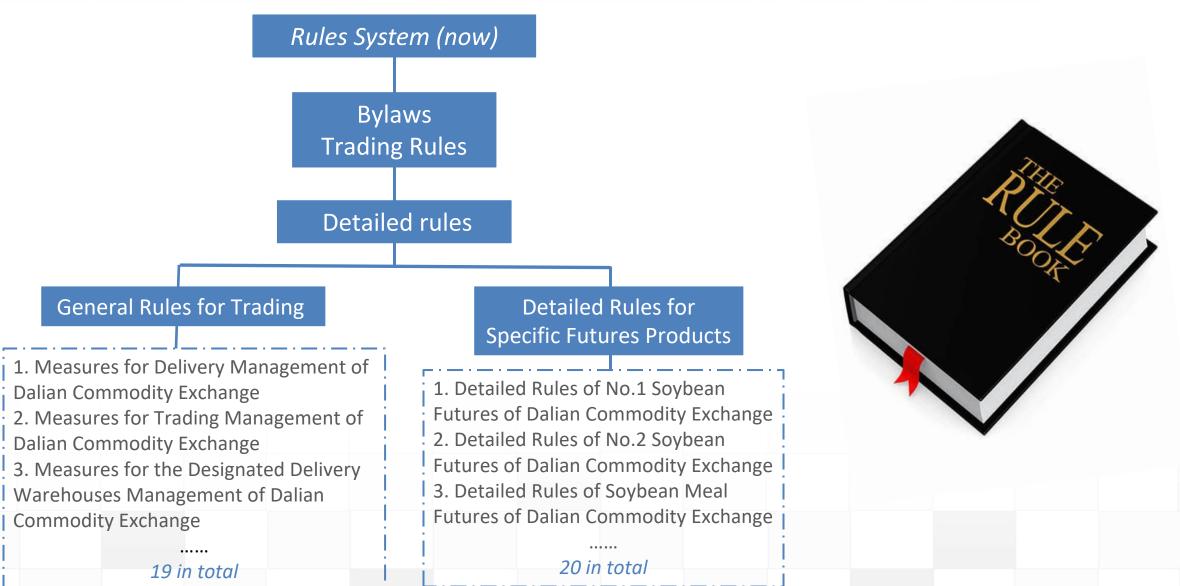
Measures for Trading Management of Dalian Commodity Exchange Measures for Clearing Management of Dalian Commodity Exchange Measures for Delivery Management of Dalian Commodity Exchange





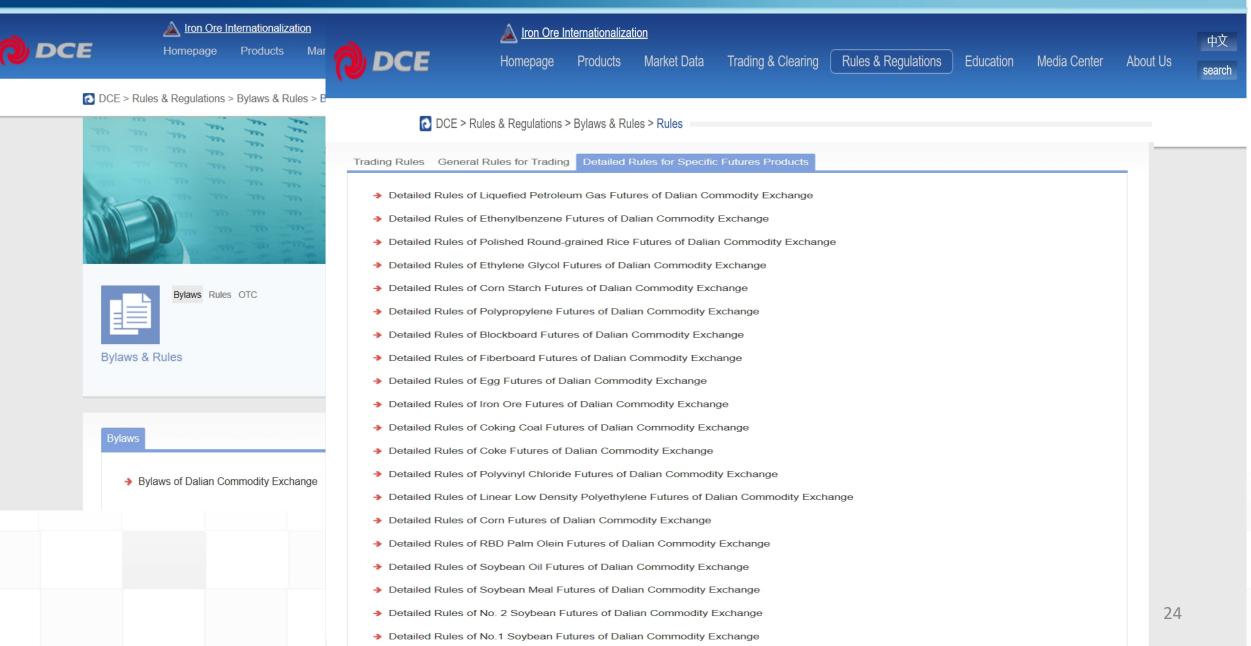
Chapter	Contents
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Chapter 3 Delivery and Clearing	Section 1 "General Provisions": delivery process, warehouse receipt type, packaging, invoice, delivery fee, etc. Section 2 "Standard warehouse receipt delivery": quality inspection, warehouse receipt registration and cancellation, delivery of goods, etc.
Chapter 4 Supplementary Provisions	Violation, interpretation, implementation date





## http://www.dce.com.cn/DCE/DCE\_PAGE\_KEY/index.html





## http://www.dce.com.cn/DCE/Products/Industrial/Iron%20Ore/index.html



Iron Ore Internationalization     Homepage Products Market Data Tradin	g & Clearing Rules & Regulations	中文 Education Media Center About Us search
DCE > Products > Industrial > Iron Ore	Contract Information DCE	E Iron Ore Delivery Quality Standard
Iron Ore Futures	Iron Ore Futures Contra	act of Dalian Commodity Exchange ("DCE")
CHARLES SHARE	Product	Iron Ore
TOR ALL	Trading Unit	100 MT/Lot
	Price Quote Unit	CNY/MT
Corn Corn Starch No.1 Soybean Egg No.2 Soybean Soybean Meal Soybean Oil	Minimum Tick Size	0.5 CNY/MT
RBD Palm Olein Fiberboard Blockboard Soybean Meal Options Com Options	Daily Price Limit Range*	4% of last settlement price
Polished Round-grained Rice	Contract Months	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec
	Trading Hours	9:00 - 11:30 a.m., 1:30 - 3:00 p.m., Beijing Time, Monday to Friday, and other trading hours announced by DCE
Quotes Delayed Quotes	Last Trading Day	The 10th trading day of the contract month
Real-time Day Weekly 5 minutes 15 minutes 30	Last Delivery Day	The 3rd trading day after the last trading day
Volume:808895 Open Interest:785962 Change: -0.4%	Deliverable Grades	Iron Ore Delivery Quality Standard of DCE (F/DCE I001-2017)
761.5	Delivery Point	The delivery warehouses and delivery locations of iron ore designated by DCE
756.5	Minimum Trading Margin	*5% of the contract value
748.0	Delivery Form	Physical delivery
743.5 739.5 m May m Man Mar	Ticker Symbol	
739.5 m Mm ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~	Listed Exchange	DCE

# **Thank You For Your Attention**



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