

Supplementary Exhibit NY-SUPP 3 NEW

This Supplementary Exhibit to the ISDA 2016 Variation Margin Protocol is applicable if the Agreed Method is New CSA Method and the CSA Type is NY CSA.



International Swaps and Derivatives Association, Inc.

AMENDMENT

to

CREDIT SUPPORT ANNEX

Pursuant to the terms of the ISDA 2016 Variation Margin Protocol, as published on August 16, 2016 by the International Swaps and Derivatives Association, Inc. (the “**ISDA 2016 Variation Margin Protocol**”), the parties have entered into a New CSA (the “**Annex**”), which forms part of, and is subject to, a Protocol Covered Agreement and is part of its Schedule. The parties have now agreed to amend and supplement the New CSA by the terms of this amendment (this “**Supplemental Amendment**”). Capitalized terms used but not otherwise defined herein shall have the meanings assigned to such terms in the ISDA 2016 Variation Margin Protocol.

Accordingly, in consideration of the mutual agreements contained in this Supplemental Amendment, the parties agree as follows:

1. Effectiveness of this Amendment.

If the Supplemental Implementation Date precedes the Australia Rules Compliance Date (VM), this Supplemental Amendment will become effective on the Australia Rules Compliance Date (VM), *provided* if both parties have answered “Yes” to both the Question “Import Legacy Transactions?” and the Question “Early Importation under New CSA Method?” in their Matched Questionnaires, the amendments will become effective on the earlier of (i) the Australia Rules Compliance Date (VM) and (ii) the fifth New York Business Day following the Supplemental Implementation Date (or such other date as the parties may agree). If the Australia Rules Compliance Date (VM) precedes the Supplemental Implementation Date, the amendments will become effective on the Supplemental Implementation Date.

2. Amendment of the Annex.

The Annex shall be amended by inserting, at the place identified in the text in the left-hand column in the table below (if such text appears in the Annex), the text in quotes in the right-hand column, or if indicated in the table, with the language appearing in Schedule 1 to this Supplemental Amendment:

<p>Immediately after the last row of the table in Paragraph 13(b)(i) which has the columns headed “Covered Margin Regime included in Designated Regime Combination” and “Compliance Date (VM)”, as a new row in that table</p>	<p>“</p> <table border="1" data-bbox="623 779 1414 873"> <tr> <td data-bbox="623 779 1016 873">Australia Rules</td> <td data-bbox="1016 779 1414 873">Australia Rules Compliance Date (VM)</td> </tr> </table> <p>”</p>	Australia Rules	Australia Rules Compliance Date (VM)
Australia Rules	Australia Rules Compliance Date (VM)		
<p>Immediately after the last sentence of Paragraph 13(c)(v)(A), as a new paragraph</p>	<p>Insert the text included in Schedule 1 immediately after the last sentence of Paragraph 13(c)(v)(A), as a new paragraph</p>		
<p>Immediately after the words “OSFI Rules,” in Paragraph 13(c)(v)(B)1</p>	<p>“Australia Rules”</p>		
<p>Immediately before the row with “None” in the left-hand column of the table in Paragraph 13(c)(viii) which has the columns headed “Covered Margin Regime included in Active Regime Combination” and “Regular Settlement Day”, as a new row in that table</p>	<p>“</p> <table border="1" data-bbox="623 1245 1414 1881"> <tr> <td data-bbox="623 1245 1016 1881">Australia Rules</td> <td data-bbox="1016 1245 1414 1881">In the case of cash, promptly after a demand is made but no later than the second Local Business Day, and, in the case of securities, the first Local Business Day after such date on which settlement of a trade in the relevant securities, if effected on such date, would have been settled in accordance with customary practice when settling through the clearance system agreed between the parties for delivery of such securities or, otherwise, on the market in which such securities are principally traded (or, in either case, if there is no such customary practice, on the first Local Business Day after such date on which it is reasonably practicable to deliver</td> </tr> </table> <p>”</p>	Australia Rules	In the case of cash, promptly after a demand is made but no later than the second Local Business Day, and, in the case of securities, the first Local Business Day after such date on which settlement of a trade in the relevant securities, if effected on such date, would have been settled in accordance with customary practice when settling through the clearance system agreed between the parties for delivery of such securities or, otherwise, on the market in which such securities are principally traded (or, in either case, if there is no such customary practice, on the first Local Business Day after such date on which it is reasonably practicable to deliver
Australia Rules	In the case of cash, promptly after a demand is made but no later than the second Local Business Day, and, in the case of securities, the first Local Business Day after such date on which settlement of a trade in the relevant securities, if effected on such date, would have been settled in accordance with customary practice when settling through the clearance system agreed between the parties for delivery of such securities or, otherwise, on the market in which such securities are principally traded (or, in either case, if there is no such customary practice, on the first Local Business Day after such date on which it is reasonably practicable to deliver		

	such securities).			
	”			
In Paragraph 13(p)(i), in the appropriate location based on alphabetical order	<p>““ADT” has the meaning given to that term in the Australia Rules.”</p> <p>““Australia Rules Compliance Date (VM)” means unless otherwise agreed by the parties, March 1, 2017, or such later date as may be established by Australian Prudential Regulation Authority (“APRA”) as the date on which compliance with variation margin provisions of the Australia Rules is required for the trading relationship of Party A and Party B.”</p>			
Immediately before the end of the definition of “Compliance Date (VM)” in Paragraph 13(p)(i), inserted with the appropriate roman numeral identifier and changes of the locations of the commas and “and”	“for Australia Rules, the Australia Rules Compliance Date (VM)”			
Immediately before the end of the definition of “Covered Margin Regime(s)” in Paragraph 13(p)(i), inserted with the appropriate roman numeral identifier and changes of the location of the commas and “and”	“Australian Prudential Standard CPS 226 Margining and risk mitigation for non-centrally cleared derivatives published by APRA on December 6, 2016 (“ Australia Rules ”)”			
Immediately before the row with “None” in the left-hand column of the table in the Covered Transactions Addendum to Paragraph 13 which has the columns headed “Covered Margin Regime included in Designated Regime Combination”, “Regulated Transactions” and “Compliance Date (VM)”, as a new row in that table	<p>“</p> <table border="1"> <tr> <td>Australia Rules</td> <td>Any CPS-226 NCC Derivative (excluding CPS-226 Excluded FX Derivatives)</td> <td>Australia Rules Compliance Date (VM)</td> </tr> </table> <p>”</p>	Australia Rules	Any CPS-226 NCC Derivative (excluding CPS-226 Excluded FX Derivatives)	Australia Rules Compliance Date (VM)
Australia Rules	Any CPS-226 NCC Derivative (excluding CPS-226 Excluded FX Derivatives)	Australia Rules Compliance Date (VM)		
After the words “As used above:” in the Covered Transactions Addendum to Paragraph 13, in the appropriate location based on alphabetical order	<p>““CPS-226 Derivative” is any of the following: (i) a derivative (within the meaning of Chapter 7 of the <i>Corporations Act 2001</i> (Australia)) or (ii) an arrangement that is a forward, swap or option, or any combination of those things, in relation to one or more commodities; but does not include any arrangement that is of a kind mentioned in subregulation 6(2) of the <i>Payment Systems and Netting Regulations 2001</i> (Australia).</p> <p>“CPS-226 Excluded FX Derivatives” means physically settled foreign exchange (FX) forwards and swaps and the fixed physically settled FX transactions associated with the exchange of principal in cross-currency swaps.</p> <p>“CPS-226 NCC Derivative” means a CPS-226 Derivative that is not cleared through a central counterparty. This does not include exchange traded derivatives (being a derivative that is transacted directly through an organised, licensed and regulated exchange), securities financing transactions (these are transactions such as repurchase agreements, reverse repurchase agreements and securities lending and borrowing transactions</p>			

	<p>where the value of the transactions depends on the market valuation of securities and the transactions are typically subject to margin agreements) and indirectly cleared derivatives that are intermediated through a clearing member on behalf of a non-member client where the client is subject to the margin requirements of the central counterparty, or where the client provides margin consistent with the central counterparty's margin requirements.”</p>
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Schedule 1

Australia Rules

(A)	Cash	100%
(B)	Sovereign Debt rated by an ECAI with a credit rating grade of either four (or better) for securities issued by: Commonwealth, State and Territory governments in Australia (including State and Territory central borrowing authorities); central, state and regional governments in other countries; the Reserve Bank of Australia; central banks in other countries; and the international banking agencies and multilateral development banks.	<u>Residual Maturity in years:</u> ≤ 1: 99.5% > 1, ≤ 5: 98% > 5: 96%

“*Credit rating grade*” refers to the grade pursuant to Attachment C of the Australia Rules.

“*ECAI*” means External Credit Assessment Institution (having the meaning given to it in accordance with the Australia Rules).