

22nd September 1998

Conformed Copy

International Swaps and Derivatives Association Inc One New Change London EC4M 9QQ

**Operations Department** 

Dear Sirs

### EMU PROTOCOL - ADHERENCE

The purpose of this letter is to confirm our adherence to the ISDA EMU Protocol as published by the International Swaps and Derivatives Association Inc on 30th April 1998 (the "Protocol"). This letter constitutes an Adherence Letter as referred to in the Protocol.

The definitions and provisions contained in the Protocol are incorporated into this Adherence Letter, which supplements and forms part of each ISDA Master Agreement between us and each other Adhering Party.

#### 1. Specified Terms

| Annex | 1 | ISDA EMU Continuity Provision | Applicable |
|-------|---|-------------------------------|------------|
| Annex | 2 | Price Sources                 | Applicable |
| Annex | 3 | Payment Netting               | Applicable |
| Annex | 4 | EMU Definitions               | Applicable |
| Annex | 5 | Bond Options                  | Applicable |

# Appointment as Agent and Release

We hereby appoint ISDA as our agent for the limited purposes of the Protocol and accordingly we waive, and hereby release ISDA from, any rights, claims, actions or causes of action whatsoever (whether in contract, tort or otherwise) arising out of or any way relating to this Adherence Letter or our adherence to the Protocol or any actions contemplated as being required by ISDA.

### Payment

We enclose payment of USD 500, or represent that we have previously made payment of that amount to you, in respect of our adherence to the EMU Protocol.

# 4. Contact Details

Our contact details for purposes of this Adherence Letter are:

Mr. Edward Tse Vice President BA Asia Limited Bank of America Tower 12 Harcourt Road Central, Hong Kong

Tel: (852) 2597 2268 Fax: (852) 2597 2273

We consent to the publication of the conformed copy of this letter by ISDA and to the disclosure by ISDA of the contents of this letter.

Yours faithfully BA Asia Limited

Name: Danny Lam, Vice President

By: Name: Ichi Sekimitsu, Vice President