

DOCS

2023 FIA TECH REGULATORY PROTOCOL & BRRD SOLUTION

Sept. 14, 2023

AGENDA

Recap of the Protocol Solution

- Introduction to BRRD
- Benefits of adoption

Protocol Adoption

- Non-conformed parties
- Notifications/publication of adopters

Client Support

Pricing

INTRODUCTION TO BRRD

BRRD refers to various regulations which require recognition of bail-in powers of certain resolution authorities (BRRD).

- Firms have indicated that many Give-Up Agreements (GUA) will need to be amended to incorporate BRRD language.
- Given the operational and legal efforts required to initiate and execute a high-volume of individual GUA amendments in a short period of time, firms requested tools to streamline their re-papering efforts.
- FIA Tech is providing a Regulatory Protocol for counterparties to incorporate in bulk into existing GUAs one of the [FIA Standard BRRD Article 55 Give Up Agreement Clauses \(EU, UK, Hybrid\)](#).

INTRODUCING THE PROTOCOL SOLUTION

- The Protocol was designed in consideration of the established 2018 GUA Transfer Protocol framework.
- By adopting the Protocol once, parties to existing GUAs have agreed to a coordinated legal process to incorporate standard BRRD language into eligible and selected GUAs.
- Facilitates bulk re-papering efforts by supporting notices and transitions via familiar workflows and screens.

BENEFITS OF A PROTOCOL APPROACH

Workflow Efficiency:

- Eases transition and ensures uninterrupted give-up trading during regulatory driven GUA updates.
- Requires only a single Adoption event per counterparty.

Consistency of Language & Process:

- Bulk update agreements with any combination of adopting parties.
- Incorporates standard FIA Standard BRRD clauses (EU, UK, hybrid).
- Standardizes BRRD treatment and language across agreements, with Industry-agreed approach.

Centralization of Transition Management:

- Monitor/determine Adopting Parties to the Protocol/Supplement
- Ability to manage agreements based on BRRD status and track agreement status in Transition Center.
- Manage adoption letters and transition notices involving non-conformed counterparties.

USING THE BRRD PROTOCOL

Adopting the Protocol

- For firms using the Docs platform, the BRRD Protocol can be adopted from inside the platform by users with the ability to sign legal agreements (Execution Phase Approvers & Party Admins).
- Non-conformed parties can adopt the Protocol by sending a signed adoption letter to FIA Tech's Client Services team (docs.support@fia-tech.com) who will upload the letter into Docs and conduct Protocol notifications.
- Firms may review their own adoption status through the UserHub> My Account> Agreements & Protocols page, as well as adopt the Protocol on behalf of permissioned parties

Reviewing adoption status of counterparties

- Conformed parties may review the adoption status of their counterparties directly within Docs, via the Counterparty report.

Sending a Transition Notice

- Sender Eligibility
- Accepting/Rejecting a Notice

INCORPORATING BRRD LANGUAGE INTO GIVE UP AGREEMENTS - WORKFLOW

Within the Application, firms will be able to initiate Protocol-eligible transitions directly within the Transition Center, as well as review transitions of agreements to which you are a party.

To incorporate standard BRRD language into agreements:

- Select the agreement(s) eligible to incorporate BRRD language.
- Determine which BRRD clauses to apply to the agreement(s).
- Select the desired effective date of agreements resulting from the transition (noting that this date must be greater than 3 business days from the current day).
- Initiate transition to distribute notices to counterparties and begin the transition process.

NON-CONFORMED PARTIES: PARTICIPATING IN THE PROTOCOL

- Non-Docs users can adopt the Protocol by sending FIA Tech a copy of the signed adoption letter.
- Any Notices will be emailed by FIA Tech to the email address(es) specified in your adoption letter.
- You may update recipients additional to those indicated in your adoption letter by emailing FIA Tech at protocol@fia-tech.com.
- If you, upon receipt of a Transition Notice, wish to reject the full notice, or part of the notice, a rejection letter must be sent to FIA Tech at protocol@fia-tech.com.

PRICING



No charge to adopt the Protocol.



No change to current Docs pricing.



Fees for transitioned agreements.

See full Docs pricing details at: <https://fia-tech.com/pricing/>

RESOURCES

❑ Published Protocol Language:

- ❑ The three versions of the BRRD clause are available as PDF documents on FIA's website, on the page for standard GUAs: <https://www.fiadocumentation.org/fia/pages/new-standard-give-up-agreements>
- ❑ The full language of the Regulatory Protocol, as well as additional details, may be found on FIA Tech's website once finalized.

❑ How Tos & FAQs : [BRRD Regulatory Protocol Transfer Process](#)

Resources regarding the BRRD Protocol and workflows will be available in Help Center link above

- ❑ BRRD Regulatory Protocol FAQ & Language
- ❑ Workflow Guides
- ❑ Protocol Adoption Resources

Please contact Docs.Support@fia-tech.com with any questions regarding the Protocol, application workflows, or agreement data necessary to leverage the solution

TIMELINE

- **Adoption of the Protocol is currently available for all firms!**
 - **Aug. 29th:** Protocol made available for firms to adopt within application, and via external adoption letters.
 - **Mid-Sept. (target):** Support for Eligible Senders to send Transition Notices on eligible agreements.
 - **Mid-Oct (target):** Additional enhancements for ongoing inclusion of BRRD language within new GUAs.