

FREQUENTLY ASKED QUESTIONS (FAQS)

New Indices Agreements

June 2016



1. PURPOSE OF DOCUMENT

Provide answers to frequently asked questions regarding the new Indices Agreements that have been implemented on 1 July by the Market Data department of the JSE.

If you have any further enquiries, please contact your Market Data Account Manager directly or email your questions to MDAgreements@jse.co.za.

2. GENERAL

a) **Question:** Why has the JSE created new Indices Agreements?

Answer: The current agreements were created more than ten years ago and it is becoming more difficult to accommodate new technology as well as new and evolving business uses of Indices data. The new agreements also make it easier to update your Market Data subscription and understand the respective terms and conditions relevant to each product's use.

b) **Question:** How many new agreements have been created and which ones do I have to sign?

Answer: Four current agreements have been consolidated into **two** new agreements.

Current Agreement	New Agreement
FTSE/JSE Africa Indices Distribution Agreement (FIDA)	Indices Data Agreement (IDA)
FTSE/JSE Financial Products Licence Agreement (FIPLA)	Indices Financial Products Agreement (IFPA)
JSE Interest Rate Indices Licence Agreement (JIRILA)	Indices Financial Products Agreement (IFPA)
FTSE/JSE Customised Indices Agreement (CIA)	Indices Data Agreement (IDA) to cover the data provision; and Indices Financial Products Agreement (IFPA) to cover any relevant Financial Product written on the customised Index.

A customer will only complete and sign the agreement that is relevant to them. Some customers, by virtue of their business circumstances might be required to complete both agreements. The Market Data team will assist by providing guidance but it is ultimately the customer's responsibility to examine their uses and assess which agreements are applicable to them.

c) **Question:** Will the Market Data team prefill most of the agreement details and customers will just check the prefilled detail and add/change detail where necessary?

Answer: The new agreements are materially different to the current agreements and due to the possibility that the original person(s) that were involved in completing the original agreements will not be involved with the new agreements, the JSE has decided, to lessen the risk for both itself and customers that the customer will complete the entire agreement. The Market Data team will assist where required to answer questions to assist in understanding the conditions and policies relevant to their subscription.

- d) **Question:** What do I do if I cannot find my current agreement to use as a reference?

Answer: Contact the Market Data team via mdagreements@jse.co.za and we will provide an electronic copy. But be aware that it is not a guarantee that the current agreement is fully up to date and there is a potential that it does not cover all the current data uses and/or Financial Products. It is ultimately the responsibility of the customer to ensure that all data uses and Financial Products and other related detail are fully covered in the new agreements to ensure compliance with the conditions and Policies.

3. INDICES DATA AGREEMENT (IDA)

- a) **Question:** Which IDA documents must be completed and which must be signed?

Answer: The Individual Terms section will require customer specific information and it will be need to be signed by an authorised signatory for both the customer and the JSE. The Products and Services Form will require customer specific information but does not need to be signed by both parties. Your Market Data Account Manager will guide you through this process and answer any questions you might have.

- b) **Question:** Which parts of the IDA Individual Terms must be completed?

Answer: The Individual Terms document is made up of a number of mandatory and optional parts. The optional parts will depend on the exact data subscriptions and data uses. Examine each optional part for applicability and where in doubt, consult with your Market Data Account manager.

- c) **Question:** Which parts of the IDA Products and Services Form (PSF) must be completed?

Answer: The PSF document is made up of a number of different optional data use sections. The optional parts will depend on the exact data subscriptions and data uses. Examine each section for applicability. Note that more than one section could apply based on your business circumstances. Where in doubt, consult with your Market Data Account Manager.

- d) **Question:** What are the changes to the data policies? Can they be pointed out?

Answer: In terms of material changes, there are three new data policies applicable, namely: (i) Data Feed (ii) Non-Display and (iii) Co-Location. The JSE has however also made a range of layout and content changes in the new document so the JSE recommends that customers conceptually understand all the policies but pay special focus to those that are applicable to the data subscription and data uses. The index at the start of the Market Data Policies document assists by indicating which policies are relevant to which data uses. Your Market Data Account Manager will guide you through this process and answer any questions you might have.

4. INDICES FINANCIAL PRODUCT AGREEMENT (IFPA)

- e) **Question:** Which IFPA documents must be completed and which must be signed?

Answer: The Individual Terms section will require customer specific information and it will be need to be signed by an authorised signatory for both the customer and the JSE. The Products and Services Form will require customer specific information but does not need to be signed by both parties. Your Market Data Account Manager will guide your though this process and answer any questions you might have.

f) **Question:** Which parts of the IFPA Individual Terms must be completed?

Answer: The Individual Terms document is made up of a number of mandatory and optional parts. The optional parts will depend on the exact data subscriptions and data uses. Examine each optional part for applicability and where in doubt, consult with your Market Data Account manager.

g) **Question:** Which parts of the IFPA Products and Services Form (PSF) must be completed?

Answer: The PSF document is made up of a number of different optional Financial Product licence sections. The optional sections will depend on the exact Financial Product that you have that relate to Indices data. Examine each section for applicability. Note that more than one section could apply based on your business circumstances. Where in doubt, consult with your Market Data Account Manager.

a) **Question:** Does the Indices Market Data Policies apply to the IFPA?

Answer: The IFPA essentially covers the licencing of Financial Product/s and does not cover the provision and use of Indices data. Where there are polices applicable to IFPA, they have been included as schedules to the agreement rather than as a separate policies document.