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# **ANNEX A**

**to the**

**1998 FX and**

**Currency Option Definitions**

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September 25, 2000

**ISDA<sup>7</sup>**

INTERNATIONAL SWAPS AND DERIVATIVES ASSOCIATION, INC.

**EMTA<sup>7</sup>**

EMERGING MARKETS TRADERS ASSOCIATION

**THE FOREIGN EXCHANGE COMMITTEE**

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## **INTRODUCTION TO ANNEX A TO THE 1998 FX AND CURRENCY OPTION DEFINITIONS**

Annex A to the 1998 FX and Currency Option Definitions ("Annex A") is intended for use in conjunction with the 1998 FX and Currency Option Definitions (the "Definitions") in confirmations of individual transactions governed by (i) the 1992 ISDA Master Agreements published by the International Swaps and Derivatives Association, Inc. ("ISDA"), (ii) the International Foreign Exchange and Options Master Agreement (FEOMA), the International Foreign Exchange Master Agreement (IFEMA) and the International Currency Options Market Master Agreement (ICOM), each published by The Foreign Exchange Committee (the "FX Committee") in association with the British Bankers' Association, the Canadian Foreign Exchange Committee and the Tokyo Foreign Exchange Market Practices Committee and (iii) other similar agreements.

Annex A, which supplements and forms a part of the Definitions, contains currency and currency spot rate definitions and certain other related definitions and provisions. It is anticipated that currency and currency spot rate definitions will be added or changed from time to time as transactions involving rates and currencies not included in the Definitions become more prevalent and to reflect market practice. Accordingly, this version of Annex A, unlike the version originally published, will be made available on the Internet to accommodate such additions and changes. These additions and changes will be set forth in periodic updates to Annex A that will be effective when published on the websites of ISDA, the Emerging Markets Traders Association or the FX Committee (collectively, the "Sponsoring Organizations"). In addition, the Sponsoring Organizations intend to publish from time to time a complete version of Annex A that incorporates the additions and changes to Annex A since the date of the last publication of a complete version of Annex A. At any time a copy of the then current version of Annex A may be obtained from the websites of the Sponsoring Organizations, which are as follows:

|                                |  |
|--------------------------------|--|
| ISDA                           | <a href="http://www.isda.org">www.isda.org</a>             |
| EMTA                           | <a href="http://www.emta.org">www.emta.org</a>             |
| The Foreign Exchange Committee | <a href="http://www.ny.frb.org/fxc">www.ny.frb.org/fxc</a> |

One or more of the Sponsoring Organizations will also maintain on their website the previous versions of Annex A.

To avoid potential confusion, parties to a transaction may want to specify the version of Annex A that is being incorporated by reference to a date (*e.g.*, "March 1998 version") or an "as amended through" date (*e.g.*, "March 1998 version as amended through December 10, 1998"). Unless otherwise agreed, parties will be deemed to have incorporated Annex A as amended through the date on which the parties enter into an FX or currency option transaction.

As noted, Annex A is intended for use in conjunction with the Definitions. The Definitions, together with a User's Guide to the Definitions, are available from the Sponsoring Organizations. Information on how to obtain the Definitions and the User's Guide is available on the websites of the Sponsoring Organizations listed above or by contacting the offices of one of the Sponsoring Organizations.

The User's Guide to the Definitions notes on page 20 that use of currency exchange rates from certain Reuters RIC screen pages such as "HKD=", "INR=" and "THB=" may not reflect a broad sampling of the market. Users of certain of the Chilean Peso Settlement Rate Options included in this version of Annex A should note that those Settlement Rate Options refer to such pages (*e.g.*, "CLPP=", "CLP=" and "CLPOB="). Market participants should exercise the same degree of care when using these Settlement Rate Options that they exercise with any other rates obtained from Reuters RIC screen pages.

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The Sponsoring Organizations have no relationship with the organizations that have created or publish or provide the information that serves as a basis for the currency spot rate definitions referred to in Annex A. The Sponsoring Organizations do not assume any responsibility for the non-availability or miscalculation of, or any error or omission in, any of the currency spot rates referred to in Annex A. The Sponsoring Organizations assume no responsibility for any use to which these Definitions may be put or for the use of any currency spot rate definition in connection with an FX or currency option transaction.

**ANNEX A TO THE  
1998 FX AND CURRENCY OPTION DEFINITIONS**

The following definitions and provisions supplement and form a part of the 1998 FX and Currency Option Definitions (as published by the International Swaps and Derivatives Association, Inc., the Emerging Markets Traders Association and The Foreign Exchange Committee). The definitions and provisions may be incorporated into a document by wording in the document indicating that, or the extent to which, the document is subject to the 1998 FX and Currency Option Definitions. Unless otherwise agreed, parties will be deemed to have incorporated Annex A as amended through the date on which the parties enter into the relevant FX or currency option transaction.

**ARTICLE 4**

**CALCULATION OF RATES FOR CERTAIN SETTLEMENT RATE OPTIONS**

**Section 4.3. Currencies.**

- (a) **Argentine Peso.** "Argentine Peso" and "ARS" each means the lawful currency of the Argentine Republic.
- (b) **Australian Dollar.** "Australian Dollar", "A\$" and "AUD" each means the lawful currency of the Commonwealth of Australia.
- (c) **Austrian Schilling.** "Austrian Schilling" and "ATS" each means the lawful currency of the Republic of Austria.
- (d) **Belgian Franc.** "Belgian Franc", "Bfr" and "BEF" each means the lawful currency of the Kingdom of Belgium.
- (e) **Brazilian Real.** "Brazilian Real", "Brazilian Reais" and "BRL" each means the lawful currency of the Federative Republic of Brazil.
- (f) **Bulgarian Lev.** "Bulgarian Lev" and "BGL" each means the lawful currency of the Republic of Bulgaria.
- (g) **Canadian Dollar.** "Canadian Dollar", "C\$" and "CAD" each means the lawful currency of Canada.
- (h) **Chilean Peso.** "Chilean Peso" and "CLP" each means the lawful currency of the Republic of Chile.
- (i) **Chinese Renminbi.** "Chinese Renminbi", "CNY" and "RMB" each means the lawful currency of the People's Republic of China.
- (j) **Colombian Peso.** "Colombian Peso" and "COP" each means the lawful currency of the Republic of Colombia.
- (k) **Croatian Kuna.** "Croatian Kuna" and "HRK" each means the lawful currency of the Republic of Croatia.

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- (l) **Czech Koruna.** "Czech Koruna" and "CZK" each means the lawful currency of the Czech Republic.
- (m) **Danish Krone.** "Danish Krone", "Dkr" and "DKK" each means the lawful currency of the Kingdom of Denmark.
- (n) **Deutsche Mark.** "Deutsche Mark", "DM" and "DEM" each means the lawful currency of the Federal Republic of Germany.
- (o) **Dutch Guilder.** "Dutch Guilder", "Dfl" and "NLG" each means the lawful currency of the Kingdom of the Netherlands.
- (p) **Ecuadorian Sucre.** "Ecuadorian Sucre" and "ECS" each means the lawful currency of the Republic of Ecuador.
- (q) **Egyptian Pound.** "Egyptian Pound" and "EGP" each means the lawful currency of the Arab Republic of Egypt.
- (r) **Estonian Kroon.** "Estonian Kroon" and "EEK" each means the lawful currency of the Republic of Estonia.
- (s) **Euro.** "Euro", "euro" and "EUR" each means the lawful currency of the participating member states of the European Union adopted in accordance with the Treaty establishing the European Communities, as amended by the Treaty on European Union.
- (t) **Finnish Markka.** "Finnish Markka" and "FIM" each means the lawful currency of the Republic of Finland.
- (u) **French Franc.** "French Franc", "Ffr" and "FRF" each means the lawful currency of the Republic of France.
- (v) **Greek Drachma.** "Greek Drachma" and "GRD" each means the lawful currency of Greece.
- (w) **Hong Kong Dollar.** "Hong Kong Dollar", "HK\$" and "HKD" each means the lawful currency of Hong Kong.
- (x) **Hungarian Forint.** "Hungarian Forint" and "HUF" each means the lawful currency of the Republic of Hungary.
- (y) **Indian Rupee.** "Indian Rupee" and "INR" each means the lawful currency of the Republic of India.
- (z) **Indonesian Rupiah.** "Indonesian Rupiah" and "IDR" each means the lawful currency of the Republic of Indonesia.
- (aa) **Irish Pound.** "Irish Pound", "Irish Punt", "IR" and "IEP" each means the lawful currency of the Republic of Ireland.
- (ab) **Israeli Shekel.** "Israeli Shekel" and "ILS" each means the lawful currency of the State of Israel.

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- (ac) **Italian Lira.** "Italian Lira", "Lira" and "ITL" each means the lawful currency of the Republic of Italy.
- (ad) **Kazakhstan Tenge.** "Kazakhstan Tenge", "Tenge" and "KZT" each means the lawful currency of the Republic of Kazakhstan.
- (ae) **Kenyan Shilling.** "Kenyan Shilling" and "KES" each means the lawful currency of the Republic of Kenya.
- (af) **Korean Won.** "Korean Won" and "KRW" each means the lawful currency of the Republic of Korea.
- (ag) **Kuwaiti Dinar.** "Kuwaiti Dinar" and "KWD" each means the lawful currency of the State of Kuwait.
- (ah) **Latvian Lats.** "Latvian Lats" and "LVL" each means the lawful currency of the Republic of Latvia.
- (ai) **Lebanese Pound.** "Lebanese Pound" and "LBP" each means the lawful currency of the Republic of Lebanon.
- (aj) **Lithuanian Litas.** "Lithuanian Litas" and "LTL" each means the lawful currency of the Republic of Lithuania.
- (ak) **Luxembourg Franc.** "Luxembourg Franc", "Lfr" and "LUF" each means the lawful currency of the Grand Duchy of Luxembourg.
- (al) **Malaysian Ringgit.** "Malaysian Ringgit" and "MYR" each means the lawful currency of the Federation of Malaysia.
- (am) **Mexican Peso.** "Mexican Peso", "MXN" and "MXP" each means the lawful currency of the United Mexican States.
- (an) **Moroccan Dirham.** "Moroccan Dirham" and "MAD" each means the lawful currency of the Kingdom of Morocco.
- (ao) **New Zealand Dollar.** "New Zealand Dollar", "NZ\$" and "NZD" each means the lawful currency of New Zealand.
- (ap) **Norwegian Krone.** "Norwegian Krone", "Nkr" and "NOK" each means the lawful currency of the Kingdom of Norway.
- (aq) **Pakistani Rupee.** "Pakistani Rupee" and "PKR" each means the lawful currency of the Islamic Republic of Pakistan.
- (ar) **Peruvian Sol.** "Peruvian Nuevo Sol", "Peruvian Sol" and "PEN" each means the lawful currency of the Republic of Peru.
- (as) **Philippine Peso.** "Philippine Peso" and "PHP" each means the lawful currency of the Republic of the Philippines.



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- (at) **Polish Zloty.** "Polish Zloty", "PLN" and "PLZ" each means the lawful currency of the Republic of Poland.
- (au) **Portuguese Escudo.** "Portuguese Escudo" and "PTE" each means the lawful currency of the Republic of Portugal.
- (av) **Romanian Leu.** "Romanian Leu" and "ROL" each means the lawful currency of Romania.
- (aw) **Russian Ruble.** "Russian Ruble", "Russian Rouble", "RUR" and "RUB" each means the lawful currency of the Russian Federation.
- (ax) **Saudi Arabian Riyal.** "Saudi Arabian Riyal", "Saudi Arabian Rial" and "SAR" each means the lawful currency of the Kingdom of Saudi Arabia.
- (ay) **Singapore Dollar.** "Singapore Dollar", "S\$" and "SGD" each means the lawful currency of the Republic of Singapore.
- (az) **Slovak Koruna.** "Slovak Koruna" and "SKK" each means the lawful currency of the Slovak Republic.
- (ba) **Slovenian Tolar.** "Slovenian Tolar" and "SIT" each means the lawful currency of the Republic of Slovenia.
- (bb) **South African Rand.** "South African Rand", "Rand", "R" and "ZAR" each means the lawful currency of the Republic of South Africa.
- (bc) **Spanish Peseta.** "Spanish Peseta", "Pta", "SPp", "SPP" and "ESP" each means the lawful currency of the Kingdom of Spain.
- (bd) **Sri Lankan Rupee.** "Sri Lankan Rupee" and "LKR" each means the lawful currency of the Democratic Socialist Republic of Sri Lanka.
- (be) **Sterling.** "Sterling", "£", "GBP" and "STG" each means the lawful currency of the United Kingdom.
- (bf) **Swedish Krona.** "Swedish Krona", "Skr" and "SEK" each means the lawful currency of the Kingdom of Sweden.
- (bg) **Swiss Franc.** "Swiss Franc", "Sfr", "CHF" and "SWF" each means the lawful currency of Switzerland.
- (bh) **Taiwanese Dollar.** "Taiwanese Dollar", "New Taiwanese Dollar" and "TWD" each means the lawful currency of the Republic of China.
- (bi) **Thai Baht.** "Thai Baht" and "THB" each means the lawful currency of the Kingdom of Thailand.
- (bj) **Turkish Lira.** "Turkish Lira" and "TRL" each means the lawful currency of the Republic of Turkey.
- (bk) **Ukrainian Hryvnia.** "Ukrainian Hryvnia" and "UAH" each means the lawful currency of the Republic of Ukraine.

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(bl) **U.S. Dollar.** "U.S. Dollar", "Dollar", "U.S.\$", "\$" and "USD" each means the lawful currency of the United States of America.

(bm) **Venezuelan Bolivar.** "Venezuelan Bolivar" and "VEB" each means the lawful currency of the Republic of Venezuela.

(bn) **Vietnamese Dong.** "Vietnamese Dong" and "VND" each means the lawful currency of the Socialist Republic of Vietnam.

(bo) **Yen.** "Yen", "¥" and "JPY" each means the lawful currency of Japan.

Unless otherwise agreed by the parties to a Transaction, each currency with respect to a particular country defined in this Annex will be deemed to include any lawful successor currency (the "Successor Currency") of that country. If, after the Trade Date and on or before the Settlement Date of a Transaction, a country has lawfully eliminated, converted, redenominated or exchanged its currency in effect on such Trade Date or any Successor Currency, as the case may be (the "Original Currency"), for a Successor Currency, then for purposes of calculating any amounts of such currency pursuant to a Transaction, and for purposes of effecting settlement thereof, any Original Currency amounts will be converted to the Successor Currency by multiplying the amount of Original Currency by a ratio of Successor Currency to Original Currency, which ratio will be calculated on the basis of the exchange rate set forth by such country for converting the Original Currency into the Successor Currency on the date on which the elimination, conversion, redenomination or exchange took place. If there is more than one such date, the date closest to the Settlement Date will be selected.

Notwithstanding the foregoing provisions, and subject to anything agreed by the parties to a Transaction, with respect to any currency that is substituted or replaced by the euro, the consequences of such substitution or replacement will be determined in accordance with applicable law.

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**Section 4.4. Principal Financial Center.** Unless otherwise specified in a Confirmation, the Principal Financial Center with respect to each currency defined in this Annex is the financial center or centers indicated with respect to such currency:

| <u>Currency</u>    | <u>Financial Center(s)</u>            |
|--------------------|---------------------------------------|
| Argentine Peso     | Buenos Aires                          |
| Australian Dollar  | Sydney and Melbourne                  |
| Austrian Schilling | Vienna                                |
| Belgian Franc      | Brussels                              |
| Brazilian Real     | Brasilia, Rio de Janeiro or São Paulo |
| Bulgarian Lev      | Sofia                                 |
| Canadian Dollar    | Toronto                               |
| Chilean Peso       | Santiago                              |
| Chinese Renminbi   | Beijing                               |
| Colombian Peso     | Bogota                                |
| Croatian Kuna      | Zagreb                                |
| Czech Koruna       | Prague                                |
| Danish Krone       | Copenhagen                            |
| Deutsche Mark      | Frankfurt                             |
| Dutch Guilder      | Amsterdam                             |
| Ecuadorian Sucre   | Guayaquil                             |
| Egyptian Pound     | Cairo                                 |
| Estonian Kroon     | Tallinn                               |
| Finnish Markka     | Helsinki                              |
| French Franc       | Paris                                 |
| Greek Drachma      | Athens                                |
| Hong Kong Dollar   | Hong Kong                             |
| Hungarian Forint   | Budapest                              |
| Indian Rupee       | Mumbai                                |
| Indonesian Rupiah  | Jakarta                               |

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| <u>Currency</u>     | <u>Financial Center(s)</u> |
|---------------------|----------------------------|
| Irish Pound         | Dublin                     |
| Israeli Shekel      | Tel Aviv                   |
| Italian Lira        | Milan                      |
| Kazakhstan Tenge    | Almaty                     |
| Kenyan Shilling     | Nairobi                    |
| Korean Won          | Seoul                      |
| Kuwaiti Dinar       | Kuwait City                |
| Latvian Lats        | Riga                       |
| Lebanese Pound      | Beirut                     |
| Lithuanian Litas    | Vilnius                    |
| Luxembourg Franc    | Brussels and Luxembourg    |
| Malaysian Ringgit   | Kuala Lumpur               |
| Mexican Peso        | Mexico City                |
| Moroccan Dirham     | Rabat                      |
| New Zealand Dollar  | Wellington and Auckland    |
| Norwegian Krone     | Oslo                       |
| Pakistani Rupee     | Karachi                    |
| Peruvian Sol        | Lima                       |
| Philippine Peso     | Manila                     |
| Polish Zloty        | Warsaw                     |
| Portuguese Escudo   | Lisbon                     |
| Romanian Leu        | Bucharest                  |
| Russian Ruble       | Moscow                     |
| Saudi Arabian Riyal | Riyadh                     |
| Singapore Dollar    | Singapore                  |
| Slovak Koruna       | Bratislava                 |
| Slovenian Tolar     | Ljubljana                  |
| South African Rand  | Johannesburg               |

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**Currency**

Spanish Peseta

Sri Lankan Rupee

Sterling

Swedish Krona

Swiss Franc

Taiwanese Dollar

Thai Baht

Turkish Lira

Ukrainian Hryvnia

U.S. Dollar

Venezuelan Bolivar

Vietnamese Dong

Yen

**Financial Center(s)**

Madrid

Colombo

London

Stockholm

Zurich

Taipei

Bangkok

Ankara

Kiev

New York

Caracas

Hanoi

Tokyo

**Section 4.5. Settlement Rate Options.** Subject to Article 5, for purposes of determining a Spot Rate:

(a) **Asia/Southeast Asia.**

(i) Chinese Renminbi.

(A) "CNY SAEC" or "CNY01" each means that the Spot Rate for a Rate Calculation Date will be the Chinese Renminbi/U.S. Dollar official fixing rate, expressed as the amount of Chinese Renminbi per one U.S. Dollar, for settlement in two Business Days reported by The State Administration of Foreign Exchange of the People's Republic of China, Beijing, which appears on the Reuters Screen SAEC Page opposite the symbol "USDCNY=" at approximately 5:00 p.m., Beijing time, on that Rate Calculation Date.

(ii) Indian Rupee.

(A) "INR RBIB" or "INR01" each means that the Spot Rate for a Rate Calculation Date will be the Indian Rupee/U.S. Dollar reference rate, expressed as the amount of Indian Rupee per one U.S. Dollar, for settlement in two Business Days reported by the Reserve Bank of India which appears on the Reuters Screen RBIB Page at approximately 2:30 p.m., Mumbai time, or as soon thereafter as practicable, on that Rate Calculation Date.

(iii) Korean Won.

(A) "KRW KFTC18" or "KRW02" each means that the Spot Rate for a Rate Calculation Date will be the Korean Won/U.S. Dollar market average tom rate, expressed as the amount of Korean Won per one U.S. Dollar, for settlement in two Business Days reported by the Korea Financial Telecommunications and Clearing Corporation which appears on the Reuters Screen KFTC18 Page to the right of the caption "USD Today" that is available at approximately 5:30 p.m., Seoul time, or as soon thereafter as practicable, on that Rate Calculation Date.

(B) "KRW TELERATE 45644" or "KRW03" each means that the Spot Rate for a Rate Calculation Date will be the Korean Won/U.S. Dollar market average tom rate, expressed as the amount of Korean Won per one U.S. Dollar, for settlement in two Business Days reported by the Korea Financial Telecommunications and Clearing Corporation which appears on the Telerate Page 45644 to the right of the caption "USD Today" that is available at approximately 5:30 p.m., Seoul time, or as soon thereafter as practicable, on that Rate Calculation Date.

(iv) Philippine Peso.

(A) "PHP PHPESO" or "PHP01" each means that the Spot Rate for a Rate Calculation Date will be the Philippine Peso/U.S. Dollar morning weighted average rate for that Rate Calculation Date, expressed as the amount of Philippine Pesos per one U.S. Dollar, for settlement in one Business Day reported by the Philippine Dealing system which appears on the Reuters Screen PHPESO Page to the right of the caption "AM WT AVE" at approximately 12:30 p.m., Manila time, on that Rate Calculation Date.

(B) "PHP TELERATE 2920" or "PHP02" each means that the Spot Rate for a Rate Calculation Date will be the Philippine Peso/U.S. Dollar morning weighted average rate for that Rate Calculation Date, expressed as the amount of Philippine Pesos per one U.S. Dollar, for settlement

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in one Business Day reported by the Philippine Dealing System which appears on the Telerate Page 2920 to the right of the caption "AM WT AVE" at approximately 12:30 p.m., Manila time, on that Rate Calculation Date.

(C) "PHP TELERATE 15439" or "PHP03" each means that the Spot Rate for a Rate Calculation date will be the Philippine Peso/U.S. Dollar morning weighted average rate for that Rate Calculation Date, expressed as the amount of Philippine Pesos per one U.S. Dollar, for settlement in on Business Day reported by the Philippine Dealing System which appears on the Telerate Page 15439 to the right of the caption "AM WT AVE" at approximately 12:30 p.m., Manila time, on that Rate Calculation Date.

(D) "PHP PHPES01" or "PHP04" each means that the Spot Rate for a Rate Calculation Date will be the Philippine Peso/U.S. Dollar morning weighted average rate for that Rate Calculation Date, expressed as the amount of Philippine Pesos per one U.S. Dollar, for settlement in one Business Day reported by the Philippine Dealing System which appears on the Reuters Screen PHPES01 Page to the right of the caption "AM WT AVE" at approximately 12:30 p.m., Manila time, on that Rate Calculation Date.

(v) Taiwanese Dollar.

(A) "TWD TELERATE 6161" or "TWD01" each means that the Spot Rate for a Rate Calculation Date will be the Taiwanese Dollar/U.S. Dollar spot rate, expressed as the amount of Taiwanese Dollars per one U.S. Dollar, for settlement in two Business Days reported by the Taipei Forex Inc. which appears on the Telerate Page 6161 under the heading "Spot" as of 11:00 a.m., Taipei time, on that Rate Calculation Date.

(B) "TWD TFEMA" or "TWD02" each means that the Spot Rate for a Rate Calculation Date will be the Taiwanese Dollar/U.S. Dollar spot rate, expressed as the amount of Taiwanese Dollars per one U.S. Dollar, for settlement in two Business Days reported by the Taipei Forex Inc. which appears on the Reuters Screen TFEMA Page under the heading "Spot" as of 11:00 a.m., Taipei time, on that Rate Calculation Date.

(b) **Central and Eastern Europe.**

(i) Hungarian Forint.

(A) "HUF USD Official Rate" or "HUF01" each means that the Spot Rate for a Rate Calculation Date will be the Hungarian Forint/U.S. Dollar official rate for U.S. Dollars, expressed as the amount of Hungarian Forints per one U.S. Dollar, for settlement in two Business Days calculated by the National Bank of Hungary which appears on the Reuters Screen HUF01 page at approximately 12.00 noon, Budapest time, on that Rate Calculation Date.

(B) "HUF EUR Official Rate" or "HUF02" each means that the Spot Rate for a Rate Calculation Date will be the Hungarian Forint/euro official rate for euros, expressed as the amount of Hungarian Forints per one euro, for settlement in two Business Days calculated by the National Bank of Hungary which appears on the Reuters Screen HUF02 page at approximately 12.00 noon, Budapest time, on that Rate Calculation Date.

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(ii) Polish Zloty.

(A) "PLZ NBPQ" or "PLZ01" each means that the Spot Rate for a Rate Calculation Date will be the Polish Zloty/U.S. Dollar fixing rate, expressed as the amount of Polish Zloty per one U.S. Dollar, for settlement in two Business Days reported by the National Bank of Poland which appears on the Reuters Screen NBPQ Page at approximately 11:00 a.m., Warsaw time, on that Rate Calculation Date.

(B) "PLZ NBPR" or "PLZ02" each means that the Spot Rate for a Rate Calculation Date will be the Polish Zloty/U.S. Dollar mid rate, expressed as the amount of Polish Zloty per one U.S. Dollar, for settlement in two Business Days reported by the National Bank of Poland which appears on the Reuters Screen NBPR Page below the caption "Central Parity" at approximately 11:00 a.m., Warsaw time, on that Rate Calculation Date.

(iii) Russian Ruble.

(A) "RUB MICEXFRX" or "RUB01" each means that the Spot Rate for a Rate Calculation Date will be the Russian Ruble/U.S. Dollar Specified Rate, expressed as the amount of Russian Rubles per one U.S. Dollar, for settlement on the same day reported by the Moscow Interbank Currency Exchange which appears on the Reuters Screen MICEXFRX Page as of 10:30 a.m., Moscow time, on that Rate Calculation Date.

(B) "RUB MMVB" and "RUB02" each means that the Spot Rate for a Rate Calculation Date will be the Russian Ruble/U.S. Dollar Specified Rate, expressed as the amount of Russian Rubles per one U.S. Dollar, for settlement on the same day reported by the Moscow Interbank Currency Exchange which appears on the Reuters Screen MMVB Page as of 10:30 a.m., Moscow time, on that Rate Calculation Date.

(C) "RUB CME-EMTA" and "RUB03" each means that the Spot Rate for a Rate Calculation Date will be the Russian Ruble/U.S. Dollar rate, expressed as the amount of Russian Rubles per one U.S. Dollar, for settlement on the same day calculated by the Chicago Mercantile Exchange which appears on the Reuters Screen EMTA Page at approximately 4:30 p.m., Moscow time, on that Rate Calculation Date.

(iv) Slovak Koruna.

(A) "SKK NBSB" or "SKK01" each means that the Spot Rate for a Rate Calculation Date will be the Slovak Koruna/U.S. Dollar official FX rate, expressed as the amount of Slovak Koruna per one U.S. Dollar, for settlement in two Business Days reported by the National Bank of Slovakia which appears on the Reuters Screen NBSFX Page at approximately 11:40 a.m., Bratislava time, on that Rate Calculation Date.

(c) **Latin America.**

(i) Argentine Peso.

(A) "ARS BNAR" or "ARS01" each means that the Spot Rate for a Rate Calculation Date will be the Argentine Peso/U.S. Dollar Specified Rate, expressed as the amount of Argentine Pesos



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per one U.S. Dollar, for settlement on the same day which appears on the Reuters Screen BNAR Page at the close of business in Buenos Aires on that Rate Calculation Date.

(B) "ARS OFFICIAL RATE" or "ARS02" each means that the Spot Rate for a Rate Calculation Date will be the Argentine Peso/U.S. Dollar Specified Rate, expressed as the amount of Argentine Pesos per one U.S. Dollar, for settlement on the same day quoted by Banco de la Nacion (in accordance with the Convertibility Law and Regulatory Decree No. 529/91 of April 1, 1991) on that Rate Calculation Date.

(ii) Brazilian Real.

(A) "BRL BRBY" or "BRL01" each means that the Spot Rate for a Rate Calculation Date will be the Brazilian Real/U.S. Dollar interbank rate, expressed as the amount of Brazilian Reais per one U.S. Dollar, for settlement in two Business Days which appears on the Reuters Screen BRBY Page to the right of the caption "Interbank", below the heading "Last" at the Specified Time on that Rate Calculation Date.

(B) "BRL OFFICIAL RATE" or "BRL02" each means the Spot Rate for a Rate Calculation Date will be the Brazilian Real/U.S. Dollar official rate, expressed as the amount of Brazilian Reais per one U.S. Dollar, for settlement in two Business Days reported by the Banco Central do Brasil in the "Diário Oficial da União" on the first Business Day following that Rate Calculation Date.

(C) "BRL PCOT" or "BRL03" each means that the Spot Rate for a Rate Calculation Date will be the Brazilian Real/U.S. Dollar offered rate for U.S. Dollars, expressed as the amount of Brazilian Reais per one U.S. Dollar, for settlement in two Business Days reported by the Banco Central do Brasil on SISBACEN Data System under transaction code PCOT-390, Option 3, at the Specified Time on that Rate Calculation Date.

(D) "BRL PTAX" or "BRL09" each means that the Spot Rate for a Rate Calculation Date will be the Brazilian Real/U.S. Dollar offered rate for U.S. Dollars, expressed as the amount of Brazilian Reais per one U.S. Dollar, for settlement in two Business Days reported by the Banco Central do Brasil on SISBACEN Data System under transaction code PTAX-800 ("Consulta de Cambio" or Exchange Rate Inquiry), Option 5 ("Cotacoes para Contabilidade" or Rates for Accounting Purposes) at approximately 8:30 p.m., São Paulo time, on that Rate Calculation Date.

(E) "BRL PTAX BRFR" or "BRL10" each means that the Spot Rate for a Rate Calculation Date will be the Brazilian Real/U.S. Dollar offered rate for U.S. Dollars, expressed as the amount of Brazilian Reais per one U.S. Dollar, for settlement in two Business Days reported by the Banco Central do Brasil on SISBACEN Data System under transaction code PTAX-800 ("Consulta de Cambio" or Exchange Rate Inquiry), Option 5 ("Cotacoes para Contabilidade" or Rates for Accounting Purposes), which appears on Reuters Screen BRFR Page under the caption "Dolar PTAX" at approximately 8:30 a.m., São Paulo time, on the first Business Day following that Rate Calculation Date.

(F) "BRL INDUSTRY SURVEY RATE" or "BRL11" each means that the Spot Rate for a Rate Calculation Date will be the Brazilian Real/U.S. Dollar offered rate for U.S. Dollars, expressed as the amount of Brazilian Reais per one U.S. Dollar, for settlement in two Business Days calculated by the Chicago Mercantile Exchange pursuant to the BRL Methodology which appears on the Reuters Screen EMTA Page at approximately 12:30 p.m. São Paulo time, or as soon thereafter as practicable, on the first Business Day following the Rate Calculation Date. "BRL Methodology" as

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used herein means the methodology dated November 8, 1999, establishing a centralized industry-wide survey of financial institutions in Brazil that are active participants in the Brazilian Real/U.S. Dollar spot markets for the purpose of determining the BRL Industry Survey Rate. (The BRL Methodology is available on the websites of [The Foreign Exchange Committee](#) and [EMTA](#).)

(iii) Chilean Peso.

(A) "CLP BCCHILG" or "CLP01" each means that the Spot Rate for a Rate Calculation Date will be the Chilean Peso/U.S. Dollar observado rate, expressed as the amount of Chilean Pesos per one U.S. Dollar, for settlement on the same day reported by the Banco Central de Chile which appears on the Reuters Screen BCCHILG Page under the caption "OBSERVADO" at approximately 10:00 a.m., Santiago time, on the first Business Day following that Rate Calculation Date.

(B) "CLP INFORMAL" or "CLP02" each means that the Spot Rate for a Rate Calculation Date will be the Chilean Peso/U.S. Dollar informal rate, expressed as the amount of Chilean Pesos per one U.S. Dollar, for settlement on the same day of the informal exchange market which appears on the Reuters Screen CLPP= Page at the Specified Time on that Rate Calculation Date.

(C) "CLP INTERBANK" or "CLP03" each means that the Spot Rate for a Rate Calculation Date will be the Chilean Peso/U.S. Dollar interbank rate, expressed as the amount of Chilean Pesos per one U.S. Dollar, for settlement on the same day reported by the Banco Central de Chile for the formal exchange market which appears on the Reuters Screen CLP= Page at the Specified Time on that Rate Calculation Date.

(D) "CLP OBSERVADO" or "CLP04" each means that the Spot Rate for a Rate Calculation Date will be the Chilean Peso/U.S. Dollar observado rate, expressed as the amount of Chilean Pesos per one U.S. Dollar, for settlement on the same day reported by the Banco Central de Chile which appears on the Reuters Screen CLPOB= Page below the caption "Value" at approximately 10:00 a.m., Santiago time, on the first Business Day following that Rate Calculation Date.

(E) "CLP OFFICIAL RATE" or "CLP08" each means that the Spot Rate for a Rate Calculation Date will be the Chilean Peso/U.S. Dollar official rate, expressed as the amount of Chilean Pesos per one U.S. Dollar, calculated in accordance with Title I, Chapter 1, Number 6 of the Compendium of International Exchange Norms of the Banco Central de Chile and published by the Banco Central de Chile at the Specified Time, if any, on the first Business Day following that Rate Calculation Date.

(F) "CLP TELERATE 38942" or "CLP09" each means that the Spot Rate for a Rate Calculation Date will be the Chilean Peso/U.S. Dollar observado rate, expressed as the amount of Chilean Pesos per one U.S. Dollar, for settlement on the same day reported by the Banco Central de Chile which appears on the Telerate Page 38942 below the caption "Dolar Observado" at approximately 10:00 a.m., Santiago time, on the first Business Day following that Rate Calculation Date.

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(iv) Colombian Peso.

(A) "COP CO/COL03" or "COP01" each means that the Spot Rate for a Rate Calculation Date will be the Colombian Peso/U.S. Dollar fixing rate, expressed as the amount of Colombian Pesos per one U.S. Dollar, for settlement on the same day reported by the Colombian Banking Superintendency which appears on the Reuters Screen CO/COL03 Page to the right of the caption "TCRM" ("Tasa de Cierre Representativa del Mercado" or closing market price) below the heading "Hoy" at approximately 9:30 a.m., Bogota time, on the first Business Day following that Rate Calculation Date.

(B) "COP TCRM" or "COP02" each means that the Spot Rate for a Rate Calculation Date will be the Colombian Peso/U.S. Dollar fixing rate, expressed as the amount of Colombian Pesos per one U.S. Dollar, for settlement on the same day reported by the Colombian Banking Superintendency as the "TASA Representativa del Mercado" as of 12:00 noon, Bogota time, on the first Business Day following that Rate Calculation Date.

(v) Ecuadorian Sucre.

(A) "ECS DNRP" or "ECS01" each means that the Spot Rate for a Rate Calculation Date will be the Ecuadorian Sucre/U.S. Dollar Specified Rate, expressed as the amount of Ecuadorian Sucres per one U.S. Dollar, for settlement in one Business Day which appears on Reuters Screen DNRP Page below the caption "Official" at 12:00 noon, Guayaquil time, on that Rate Calculation Date.

(B) "ECS ECBCE02" or "ECS02" each means that the Spot Rate for a Rate Calculation Date will be the Ecuadorian Sucre/U.S. Dollar Specified Rate, expressed as the amount of Ecuadorian Sucres per one U.S. Dollar, for settlement in one Business Day which appears on Reuters Screen ECBCE02 Page at the Specified Time on that Rate Calculation Date.

(vi) Mexican Peso.

(A) "MXP BNMX" or "MXP01" each means that the Spot Rate for a Rate Calculation Date will be the Mexican Peso/U.S. Dollar fixing rate, expressed as the amount of Mexican Pesos per one U.S. Dollar, for settlement in two Business Days reported by Banco de Mexico which appears on the Reuters Screen BNMX Page opposite the caption "Fix" at the close of business in Mexico City on that Rate Calculation Date.

(B) "MXP FIXING RATE" or "MXP02" each means that the Spot Rate for a Rate Calculation Date will be the Mexican Peso/U.S. Dollar fixing rate, expressed as the amount of Mexican Pesos per one U.S. Dollar, for settlement in two Business Days which is published by Banco de Mexico in the Official Gazette of the Federation pursuant to the "Disposiciones aplicables a la determinacion del tipo de Câmbio para solventar obligaciones denominadas en moneda extranjera pagaderas en la Republica Mexicana" (Rules applicable to determine the exchange rate to pay obligations denominated in foreign currency payable in Mexico) on the first Business Day following that Rate Calculation Date.

(C) "MXP MEX01" or "MXP03" each means that the Spot Rate for a Rate Calculation Date will be the Mexican Peso/U.S. Dollar fixing rate, expressed as the amount of Mexican Pesos per one U.S. Dollar, for settlement in two Business Days reported by Banco de Mexico which appears on Reuters Screen MEX01 Page under the heading "MXNFIX=RR", at the close of business in Mexico City on that Rate Calculation Date.

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(D) "MXP PUBLISHED" or "MXP04" each means the Spot Rate for a Rate Calculation Date will be the Mexican Peso/U.S. Dollar fixing rate, expressed as the amount of Mexican Pesos per one U.S. Dollar, for settlement in two Business Days published by the Bolsa Mexicana de Valores, S.A. de C.V. (as established in Section 2 of the "Resolution concerning the exchange rate applicable for calculating the Mexican Peso equivalent of principal and interest of Mexican Treasury Notes denominated in foreign currency and payable in Mexican Pesos" published in the Di ario Oficial de la Federacion on November 11, 1991) in the Movimiento Di ario del Mercado de Valores de la Bolsa Mexicana de Valores, S.A. de C.V. under the heading "Movimiento Di ario del Mercado de Valores" on that Rate Calculation Date.

(vii) Peruvian Sol.

(A) "PEN PDSB" or "PEN01" each means that the Spot Rate for a Rate Calculation Date will be the Peruvian Sol/U.S. Dollar Specified Rate, expressed as the amount of Peruvian Sols per one U.S. Dollar, for settlement on that same day which appears on the Reuters Screen PDSB Page in the row entitled "INTRB" and below the caption "ULT/REUTERS" at approximately 12:00 noon, Lima time, on that Rate Calculation Date.

(B) "PEN PDSC" or "PEN02" each means that the Spot Rate for a Rate Calculation Date will be the Peruvian Sol/U.S. Dollar interbank rate expressed as the amount of Peruvian Sols per one U.S. Dollar, for settlement on that same day which appears on the Reuters Screen PDSC Page below the caption "INTERBANCARIO" as of 11:00 a.m., Lima time, on that Rate Calculation Date.

(viii) Venezuelan Bolivar.

(A) "VEB BCV28" or "VEB01" each means that the Spot Rate for a Rate Calculation Date will be the Venezuelan Bolivar/U.S. Dollar tipo de c ambio referencial rate, expressed as the amount of Venezuelan Bolivar per one U.S. Dollar, for settlement in two Business Days reported by the Banco Central de Venezuela which appears on the Reuters Screen BCV28 Page at approximately 5:00 p.m., Caracas time, on that Rate Calculation Date.

(d) **Middle East/Africa.**

(i) Israeli Shekel.

(A) "ILS BOIJ" or "ILS01" each means that the Spot Rate for a Rate Calculation Date will be the Israeli Shekel/U.S. Dollar fixing rate, expressed as the amount of Israeli Shekels per one U.S. Dollar, for settlement in two Business Days reported by the Bank of Israel which appears on the Reuters Screen BOIJ Page opposite the symbol "USD" and below the caption "REP RATES" at approximately 3:15 p.m., Tel Aviv time, on that Rate Calculation Date.

(B) "ILS FXIL" or "ILS02" each means that the Spot Rate for a Rate Calculation Date will be the Israeli Shekel/U.S. Dollar Specified Rate, expressed as the amount of Israeli Shekels per one U.S. Dollar, for settlement in two Business Days which appears on the Reuters Screen FXIL Page at the Specified Time, on that Rate Calculation Date.

(ii) Lebanese Pound.

(A) "LBP BDLX" or "LBP01" each means that the Spot Rate for a Rate Calculation Date will be the Lebanese Pound/U.S. Dollar Specified Rate, expressed as the amount of Lebanese Pounds per one U.S. Dollar, for settlement in two Business Days which appears on the Reuters Screen BDLX Page as of 12:00 noon, Beirut time, on that Rate Calculation Date.

(iii) Moroccan Dirham.

(A) "MAD OFFICIAL RATE" or "MAD01" each means that the Spot Rate for a Rate Calculation Date will be the Moroccan Dirham/U.S. Dollar Specified Rate, expressed as the amount of Moroccan Dirham per one U.S. Dollar, for settlement in two Business Days reported by the Central Bank of Morocco as of 1:00 p.m., Rabat time, on that Rate Calculation Date.

(e) **General**

(i) "CURRENCY-IMPLIED RATE (ADR)" or "CURA1" each means that the Spot Rate for a Rate Calculation Date will be the Reference Currency/U.S. Dollar exchange rate, expressed as the amount of Reference Currency per one U.S. Dollar, determined on the basis of quotations provided by Reference Dealers on that Rate Calculation Date of that day's price of a Specified Company's American Depositary Receipt or American Depositary Receipts (the "ADR" or "ADRs", as appropriate) and the price of the local share or shares of such Specified Company of the same type and in the same quantity represented by such ADR or ADRs, as the case may be (the "Share" or "Shares", as appropriate). The Calculation Agent will request each of the Reference Dealers to provide a firm quotation of (A) in the case where one ADR represents less than one Share, its bid and offer price (in the Reference Currency) for one Share and its bid and offer price (in U.S. Dollars) for the number of ADRs which represent such Share and (B) in all other cases, its bid and offer price (in the Reference Currency) for the Share or Shares, as the case may be, and its bid and offer price (in U.S. Dollars) for one ADR. If one or more quotations are provided, the rate for a Rate Calculation Date will equal the ratio of (1) the arithmetic mean of the midpoint of the bid and offer prices quoted in the Reference Currency by each Reference Dealer for such Share or Shares, as the case may be, and (2) the arithmetic mean of the midpoint of the bid and offer prices quoted in U.S. Dollars by each Reference Dealer for such ADR or ADRs, as the case may be, subject to an adjustment, if any, by the Calculation Agent to reduce the effect of momentary disparities in the prices of the Share or Shares and the ADR or ADRs, as appropriate. The quotations used to determine the Spot Rate for a Rate Calculation Date will be determined in each case at the Specified Time on the Rate Calculation Date or, if no such time is specified, the time chosen by the Calculation Agent.

(ii) "CURRENCY-IMPLIED RATE (LOCAL ASSET)" or "CURA2" each means that the Spot Rate for a Rate Calculation Date will be the Reference Currency/Settlement Currency exchange rate, expressed as the amount of Reference Currency per one unit of Settlement Currency, determined on the basis of quotations provided by Reference Dealers on that Rate Calculation Date for that day's price of Local Assets. The Calculation Agent will request each of the Reference Dealers to provide a firm quotation of its bid and offer price (in both the Reference Currency and the Settlement Currency) for an amount of Local Assets whose face value equals the Specified Amount. If one or more quotations are provided, the rate for a Rate Calculation Date will equal the ratio of (A) the arithmetic mean of the midpoint of the bid and offer prices quoted in the Reference Currency by each Reference Dealer for such Local Assets and (B) the arithmetic mean of the midpoint of the bid and offer prices quoted in the Settlement Currency by each Reference Dealer for such Local Assets. The quotations used to determine the Spot Rate for a Rate Calculation Date will be

determined in each case at the Specified Time on the Rate Calculation Date or, if no such time is specified, the time chosen by the Calculation Agent.

(iii) "CURRENCY-MUTUAL AGREEMENT" or "CURA3" each means that the Spot Rate for a Rate Calculation Date will be the Reference Currency/Settlement Currency Specified Rate, expressed as the amount of the Reference Currency per one unit of Settlement Currency, for settlement on the Settlement Date agreed upon by the parties on or prior to that Rate Calculation Date (or, if different, the day on which rates for that date would, in the ordinary course, be published or announced).

(iv) "CURRENCY-REFERENCE DEALERS" or "CURA4" each means that the Spot Rate for a Rate Calculation Date will be determined on the basis of quotations provided by Reference Dealers of the Specified Rate for such Rate Calculation Date, expressed as the amount of Reference Currency per one unit of Settlement Currency, for settlement on the Settlement Date, as follows:

(A) if CURRENCY-REFERENCE DEALERS is the primary Settlement Rate Option, the Calculation Agent will request the Specified Office of each of the Reference Dealers to provide a firm quotation of the Specified Rate for a transaction where the amount of Reference Currency equals the Specified Amount. The quotations used to determine the Spot Rate for a Rate Calculation Date will be determined in each case at the Specified Time on that Rate Calculation Date or, if no such time is specified, the time chosen by the Calculation Agent.

(B) if CURRENCY-REFERENCE DEALERS is a Fallback Reference Price Settlement Rate Option, the Calculation Agent will request the Specified Office of each of the Reference Dealers to provide a quotation of what the Specified Rate would have been had it been published, reported or available for the Rate Calculation Date, based upon each Reference Dealer's experience in the foreign exchange market for the Reference Currency and general activity in such market on the Rate Calculation Date. The quotations used to determine the Spot Rate for a Rate Calculation Date will be determined in each case for such Rate Calculation Date, and will be requested at the Currency Reference Dealer Specified Time, if any, or as soon as practicable after it is determined that the Specified Rate was not available.

In the case of either (A) or (B), if four quotations are provided, the rate for a Rate Calculation Date will be the arithmetic mean of the Specified Rates, without regard to the Specified Rates having the highest and lowest value. For this purpose, if more than one quotation has the same highest value or lowest value, then the Specified Rate of only one of such quotations shall be disregarded. If two or three quotations are provided, the rate for a Rate Calculation Date will be the arithmetic mean of the Specified Rates provided. If fewer than two quotations are provided, it will be deemed that the Spot Rate for that Rate Calculation Date cannot be determined pursuant to this Settlement Rate Option.

(v) "CURRENCY-WHOLESALE MARKET" or "CURA5" each means that the Spot Rate for a Rate Calculation Date will be determined by the Calculation Agent on the basis of that day's Specified Rate, expressed as the amount of Reference Currency per one unit of Settlement Currency, in a legal and customary wholesale market in which there is no, or minimal, Governmental Authority controls or interference, except as a participant in such market.

#### **Section 4.6. Certain Definitions Relating to Settlement Rate Options.**

(a) "American Depositary Receipt" means, with respect to any Transaction for which the relevant Settlement Rate Option is "CURRENCY-IMPLIED RATE (ADR)", a negotiable instrument issued by a commercial

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bank acting as a depository that represents a specified number of common or ordinary shares issued by an entity organized outside the United States held in a safekeeping account with the depository's custodian.

(b) "Currency Reference Dealer Specified Time" means, with respect to any Transaction for which the relevant Settlement Rate Option is "CURRENCY-REFERENCE DEALERS", the time specified as such in the related Confirmation.

(c) "Local Asset" means, with respect to any Transaction for which the relevant Settlement Rate Option is "CURRENCY-IMPLIED RATE (LOCAL ASSET)", the debt security specified as such in the related Confirmation or, if a debt security is not so specified, the debt security selected by the Calculation Agent, for which quotations are available in the Reference Currency in the country where the Reference Currency is the lawful currency and in the Settlement Currency in international markets outside such country.

(d) "Reference Dealers" means, with respect to any Transaction for which the relevant Settlement Rate Option is "CURRENCY-IMPLIED RATE (ADR)", "CURRENCY-IMPLIED RATE (LOCAL ASSET)" or "CURRENCY-REFERENCE DEALERS", the four dealers specified in the related Confirmation or, if dealers are not so specified, four leading dealers in the relevant market selected by the Calculation Agent.

(e) "Reuters Screen" means, when used in connection with any designated page and any Settlement Rate Option, the display page so designated on the Reuter Monitor Money Rates Service (or any successor service thereof), or such other page as may replace that page on that service for the purpose of displaying a currency exchange rate comparable to the currency exchange rate specified in that Settlement Rate Option.

(f) "Specified Amount" means, in respect of a Transaction and a Settlement Rate Option, the amount of Reference Currency specified as such in the related Confirmation or, if such an amount is not specified, an amount equal to a "standard size" transaction for such Reference Currency (the amount which is generally accepted by foreign exchange dealers as the standard size transaction in the market for such currency as of the Valuation Date).

(g) "Specified Company" means, with respect to any Transaction for which the relevant Settlement Rate Option is "CURRENCY-IMPLIED RATE (ADR)", the company specified as such in the related Confirmation or, if a company is not so specified, a company selected by the Calculation Agent, which company's shares trade (i) on an exchange located in the country for which the Reference Currency is the lawful currency and (ii) in the United States in the form of an American Depositary Receipt.

(h) "Specified Office" means, with respect to any Transaction for which the relevant Settlement Rate Option is "CURRENCY-REFERENCE DEALERS", the office or branch of the Reference Dealer located in the city specified for such purpose in the related Confirmation. If a city is not so specified, the Specified Office will be deemed to be an office or branch of the Reference Dealer located in the Principal Financial Center of the Reference Currency unless (i) no quotations are available from the relevant office or branch of each of the Reference Dealers due to the occurrence of a Disruption Event applicable to the Transaction or (ii) "CURRENCY-REFERENCE DEALERS" is specified (or deemed specified) as the Fallback Reference Price for a Settlement Rate Option where the currency exchange rate specified in such Settlement Rate Option is an off-shore currency exchange rate. In each such case, the Specified Office will be the office or branch of the Reference Dealer located in any major market for the purchase and sale of the Reference Currency and the Settlement Currency outside the country where the Reference Currency is the lawful currency, as selected by the Calculation Agent.

(i) "Specified Rate" means, in respect of a Transaction and the determination of the Spot Rate pursuant to a Settlement Rate Option, any of the following rates, as specified in the related Confirmation: (i) the Reference Currency bid exchange rate, (ii) the Reference Currency offer exchange rate, (iii) the average of the Reference

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Currency bid and offer exchange rates, (iv) the Settlement Currency bid exchange rate, (v) the Settlement Currency offer exchange rate, (vi) the average of the Settlement Currency bid and offer exchange rates, (vii) the official fixing rate or (viii) any other exchange rate specified in the related Confirmation. If no such rate is specified, the Specified Rate will be deemed to be the average of the Reference Currency bid and offer rates.

(j) "Specified Time" means, in respect of a Transaction and the determination of the Spot Rate pursuant to the related Settlement Rate Option, the time specified as such in the related Confirmation.

(k) "Telerate" means, when used in connection with any designated page and any Settlement Rate Option, the display page so designated on the Dow Jones Telerate Service (or any successor service thereof), or such other page as may replace that page on that service for the purpose of displaying a currency exchange rate comparable to the currency exchange rate specified in that Settlement Rate Option.

**Section 4.7. Corrections to Published and Displayed Rates.** For purposes of determining the Spot Rate for any Rate Calculation Date:

(a) In any case where the Spot Rate for a Rate Calculation Date is based on information obtained from the Reuter Monitor Money Rates Service or the Dow Jones Telerate Service, the Spot Rate will be subject to the corrections, if any, to that information subsequently displayed by that source within one hour of the time when such rate is first displayed by such source.

(b) Notwithstanding subsection (a) above, in any case where the Spot Rate for a Rate Calculation Date is based on information published or announced by any Governmental Authority in the relevant country, the Spot Rate will be subject to the corrections, if any, to that information subsequently published or announced by that source within 5 days of the Rate Calculation Date.

(c) In the event that a party to a Transaction notifies the other party to the Transaction of any correction referred to in subsections (a) or (b) above no later than 5 days after the expiration of the period referred to in such subsection, an appropriate amount will be payable as a result of such correction (whether such correction is made or such notice is given before or after the Settlement Date of the Transaction), together with interest on that amount at a rate per annum equal to the cost (without proof or evidence of such cost) to the relevant party (certified by it) of funding that amount for the period from, and including, the day on which, based on such correction, a payment in the incorrect amount was first made to, but excluding, the day of payment of the refund or payment resulting from such correction.



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