



ICE Futures U.S., Inc.

April 5, 2024

Amendment to the Coffee “C”[®] Futures Contract Rules re: Customs Status - UPDATED (see new content added to the original text, shown in bold)

In Notices dated [February 16, 2023](#) and [September 19, 2023](#), the Exchange advised market participants of the likelihood of adoption of Coffee “C” Rule amendments necessary to support implementation of the European Union Deforestation Regulation (or “EUDR”). This Notice discloses the first such amendment.

Effective April 19, 2024¹, the Exchange is implementing an amendment to the Coffee “C” futures contract Rules which provides that any coffee stored in the delivery points of Barcelona, Bremen/Hamburg or Antwerp which has cleared customs in the relevant country may not be submitted for Exchange sampling and grading, and that any Exchange certified coffee in those delivery points which becomes customs cleared in the relevant country shall automatically lose its certification.

This amendment - which is contained in new Appendix VII, as shown below - does not apply to coffee stored in the other delivery points on the Coffee “C” futures contract.

To address concerns about the potential impact of this Amendment on current Exchange certified stock we note that a survey of Exchange licensed warehouse operators in the Barcelona, Bremen/Hamburg and Antwerp delivery points disclosed only a de minimis volume of current certified stocks that has been customs cleared; the vast majority of current certified stocks is stored in a pre-customs state such that the certified status of such stocks is not affected by this Amendment.

APPENDIX VII - Customs Status Requirements

In addition to all other provisions in these Rules, all coffee that is submitted for Exchange grading pursuant to Appendix II that is stored in an Exchange Licensed Warehouse in the Port of Antwerp, the Port of Barcelona, or the Port of Bremen/Hamburg must not have cleared customs in the respective country, and any coffee that has been issued a Certificate of Grade in any of these delivery points that is or becomes customs cleared shall immediately lose its Certificate of Grade and may not be used to make delivery against the Coffee “C” Futures Contract.

For more information:

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¹ Pending regulatory review.

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Key Information Documents for certain products covered by the EU Packaged Retail and Insurance-based Investment Products Regulation can be accessed on the relevant exchange website under the heading "Key information Documents (KIDS)," commencing January 1, 2019.