

## LONDON NOTICE NO. 3613

Issue Date: 22 June 2012  
Effective Date: 3 September 2012

### ROBUSTA COFFEE FUTURES CONTRACT (EXCHANGE CONTRACT NO. 409)

#### INTRODUCTION OF MINIMUM MOVEMENT OUT RATES

##### Executive Summary

This Notice informs Members about the introduction of minimum Movement Out rates in respect of Robusta Coffee the details of which are recorded on NYSE Liffe Guardian and which has been awarded a Valid Grading Result. Further, this Notice details the consequential changes to the Grading and Warehousekeeping Procedures in respect of Cocoa and Robusta Coffee Futures Contracts (“the GWPs”) resulting from the introduction of the Minimum Movement Out rates.

#### 1. Introduction

- 1.1 Following consultation with market users and Warehousekeepers, the Exchange has determined to introduce minimum Movement Out rates in respect of Robusta Coffee the details of which are recorded on NYSE Liffe Guardian and which has been awarded a Valid Grading Result (“NYSE Liffe certified Robusta Coffee”). The minimum Movement Out Rates will be effective from the **September 2012 delivery month onwards**.
- 1.2 This Notice details the minimum Movement Out rates and sets out the associated amendments to the GWPs.

#### 2. Minimum Movement Out Rates

- 2.1 The Exchange has determined the following minimum Movement Out rates for NYSE Liffe certified Robusta Coffee:
  - for Warehousekeepers holding up to 30,000 metric tonnes of NYSE Liffe certified Robusta Coffee, a Movement Out rate of 250 metric tonnes per working day in respect of the applicable Port or Delivery Area; and
  - for Warehousekeepers holding 30,001 metric tonnes and above of NYSE Liffe certified Robusta Coffee, a Movement Out rate of 500 metric tonnes per working day in respect of the applicable Port or Delivery Area.
- 2.2 These rates will be subject to regular review and any amendments will be published by Notice.

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### **3. Amendments to the GWPs**

3.1 The detailed procedures in respect of Movement Out are set out in the amendments to the GWPs which form the Attachment to this Notice. Warehousekeepers and Members should, in particular, note the following:

- (a) the procedures in respect of Movement Out apply to NYSE Liffe certified Robusta Coffee which is moved from within a Warehouse onto transport, such Coffee either to be taken up from NYSE Liffe Guardian or to be moved between Warehousekeepers in the same Delivery Area;
  - (b) requests for Movement Out shall be made to the Warehousekeeper in writing;
  - (c) in the event that the Warehousekeeper is in receipt of requests to Move Out both NYSE Liffe certified Robusta Coffee to be taken up from NYSE Liffe Guardian and NYSE Liffe certified Robusta Coffee which is to be moved between Warehousekeepers in the same Delivery Area he shall ensure that the Movement Out of NYSE Liffe certified Robusta Coffee which is to be taken up from NYSE Liffe Guardian is prioritised and undertaken first;
  - (d) in the event that the Warehousekeeper is in receipt of more than one request to Move Out NYSE Liffe certified Robusta Coffee for the same purpose, he should treat those requests in a fair and reasonable manner;
  - (e) where the Warrants in respect of NYSE Liffe certified Robusta Coffee scheduled to be Moved Out of a Warehouse have not been presented to the Warehousekeeper or his London Agent a minimum of 48 hours prior to the scheduled commencement of the Movement Out, the Warehousekeeper may cancel the Movement Out;
  - (f) NYSE Liffe certified Robusta Coffee which is to be moved between the Warehouses of the same Warehousekeeper or across Delivery Areas will not be subject to the minimum movement out rate.
- 3.2 An updated version of the GWPs will be made available on the NYSE Liffe website ([www.nyx.com/liffe](http://www.nyx.com/liffe)) in due course.

### **4. Introduction of Minimum Movement Out Rates for the Cocoa Futures Contract**

4.1 Members are advised that minimum Movement Out Rates for the Cocoa Futures Contract will be introduced in due course and published by Notice.

For further information in relation to this Notice, Members should contact:

|                |                     |  |
|----------------|---------------------|--|
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## ATTACHMENT 1

### Amendments to the Grading and Warehousekeeping Procedures in respect of Cocoa and Robusta Coffee Futures Contracts

Additions shown underlined/deletions ~~struckthrough~~

#### Section B

##### Interpretation

“Movement Out” or “Moved Out” or “Move Out” means the movement of a lot of Robusta Coffee (in bags or FIBCs) or a Delivery Unit of Cocoa (in bags and/or in bulk) from within a Warehouse onto transport.

“Movement Out Charge” means the fee charged by a Warehousekeeper in respect of the Movement Out of a lot of Robusta Coffee (in bags or FIBCs) or a Delivery Unit of Cocoa (in bags and/or in bulk) from within a Warehouse on to a truck or lorry.

D 1.19.9 In respect of the movement of Robusta Coffee under Procedures D 1.23 and D 1.25, Procedure D 3.8 shall also apply.

#### D 3.8 Movement Out of Robusta Coffee from a Nominated Warehousekeeper

D 3.8.1 In respect of a lot which has been awarded a Valid Grading Result and which is to be Moved Out of a Nominated Warehouse for reasons other than those detailed in Procedures D 1.21, D 1.22 and D 1.24 the Member or, if he is not the Owner of the Robusta Coffee, the Owner on whose behalf the Member is making the request for Movement Out of the Robusta Coffee, shall inform the Warehousekeeper in writing that the Robusta Coffee is to be Moved Out of the Nominated Warehouse.

D 3.8.2 On receipt of an application under Procedure D 3.8.1 The Warehousekeeper will, subject to Procedures D 1.23 and D 1.25 where applicable, schedule and agree with the Owner date(s) for the Movement Out of the Robusta Coffee.

D 3.8.3 The Owner must present the Warehousekeeper or his London Agent with the relevant Warrants a minimum of 48 hours prior to the scheduled commencement of the Movement Out.

D 3.8.4 When carrying out a request for the Movement Out of Robusta Coffee under Procedure D 3.8.1, the Nominated Warehousekeeper shall comply with the minimum Movement Out rates and the procedures relating thereto, as published by the Exchange by Notice from time to time.

D 3.8.5 Where a Warehousekeeper is in receipt of requests to both:

(a) Move Out Robusta Coffee to be taken up from NYSE Liffe Guardian under Procedure D 3.8.1; and

(b) Move Out Robusta Coffee under Procedures D 1.23 and D 1.25,

the Warehousekeeper shall ensure that the Movement Out of Robusta Coffee which is to be Moved Out under Procedure D 3.8.1 and taken up from NYSE Liffe Guardian is prioritised and undertaken first in accordance with the Movement Out rate as published by the Exchange from time to time.

D 3.8.6 Where the Warehousekeeper is in receipt of more than one request to move out either

(a) Robusta Coffee to be taken up from NYSE Liffe Guardian under Procedure D 3.8.1;  
or

(b) Robusta Coffee under Procedures D 1.23 and D 1.25

the Warehousekeeper shall treat each request equitably and schedule the Movement Out for such requests in a fair and reasonable manner.

D 3.8.7 Where the Warrants in respect of the Robusta Coffee scheduled to be Moved Out of a Warehouse have not been presented to the Warehousekeeper or his London Agent a minimum of 48 hours prior to the scheduled commencement of the Movement Out, the Warehousekeeper may cancel the Movement Out.

D 3.8.8 Once all or part of the Robusta Coffee has been Moved Out from the Nominated Warehouse the Warehousekeeper must, with the exception of Robusta Coffee moved under Procedures D 1.23 and D 1.25, remove the relevant record from NYSE Liffe Guardian in accordance with Procedure D 1.3.4.

**F 7.** ~~Take-ups~~ **Movement Out**

F 7.1 An Owner wishing to ~~take up~~ Move Out Goods which are the subject of a Warrant which has been recorded as immobilised on NYSE Liffe Guardian must ask the Nominated Member to request the withdrawal of the Warrant from the Depository and to hold it to the order of the Owner. Movement Out of the Goods must be carried out in accordance with Procedure D 3.8 for Robusta Coffee.