CTA

Consolidated Tape Association

NYSE

Indirect Bill Guidelines

Full Customer base

- Vendor pays for all professional users

Partial Customer Base

- Pay for at least 75% of customer accounts
- Pay 100% for a specific product

Who can apply?

- Vendor's offering NYSE single-tier proprietary data products (i.e. NYSE OpenBook, ArcaBook, NYSE, Arca & Amex Trades and BBO).
- Vendor's that offer CTA data to professionals

How to apply?

- Contact your NYSE Account Manager

Benefits of Eligibility

- Vendor not required to obtain authorization from the NYSE prior to permissioning of NYSE Market Data products eligible for indirect billing.
- Vendor's providing the service to subscribers and paying for the service not required to complete the Third Party Payment Addendum.

Required documentation

- Exhibit C for Indirect Vendor Billing (3 executed copies)
- Resale Certificate (one of the following):
    - Completion of the NYS Resale Certificate if the Vendor is registered in New York.
        - *(Please refer to the New York State Department of Taxation and Finance)*
    - Completion of the DC Resale Certificate if the Vendor is registered in Washington DC. *(Please refer to the Washington D.C. Office of Tax and Revenue)*
    - Written confirmation from Vendor if they are not registered in NY or Washington.
- Vendor must detail how they control the entitlements for all NYSE data products, permission users and explain connection between permissioning and reporting databases. NYSE may request a demonstration of these applications.
- Vendor must provide documented procedures for: 1) controlling entitlements to all NYSE products, including system access controls, and 2) capturing reportable data.
- Vendor must provide an example of records and how they are stored. Records must include legal company name, installation address, product, start date of service, stop date of service and quantity permissioned each month for all subscribers. Records must be maintained for no less than three years from the date service was cancelled.
- Vendor-Subscriber Agreement
    - Each subscribing firm is required to execute the agreement once for each Vendor using the Indirect Vendor billing model.1 Vendor must choose one of the four options for administration and submit to NYSE in writing before Vendor is approved for Indirect Vendor Billing.

Agreement Name	Available Format	Description	Recommended Use
Network A Vendor-Subscriber Agreement	**Hard Copy** *(Document Ref: 139276_1_A)*, **Click-on** *(Document Ref: 139276_1_B)*	Agreement between Vendor and Subscriber. NYSE does not interact with the subscriber.	Vendor's that pay for all professional NYSE products offered to end users.
Addendum to Network A Vendor-Subscriber Agreement	**Hard Copy** *(Document Ref: 139276_1_C)*	Agreement between Vendor and Subscriber. NYSE does not interact with the subscriber.	Vendor's that prefer to incorporate the agreement language into their contract which is executed by the subscriber.
Agreement for Receipt of Consolidated Network A Data and NYSE Market Data	**Hard Copy** *(Document Ref: 2-207)*	Agreement between Vendor and Subscriber as well as between NYSE and Subscriber.	Vendor's that select indirect bill for single-tier products and do not qualify for indirect bill for CTA products.

Audit

NYSE requires that an audit be conducted within six months of Vendor's eligibility for indirect bill model by a firm approved by the NYSE or by their internal audit department so long as the audit and its findings are signed by the Chief Compliance Officer of the firm, a member of the firm's Audit Committee or an individual deemed acceptable by NYSE. Thereafter, an annual audit is required and must be submitted by December 31st of each year.

Items to be covered in the audit:

- Provide the name of application(s) used for redistributing CTA Network A & CTA Network B Market Data and/or NYSE Proprietary Products and the specific entitlement control software(s) utilized.
- Assess procedures for controlling entitlements and permissioning users, including logical system access controls, whether the entitlement software is enabled, and controls between permissioning and reporting databases (if applicable).
- Verify that the users associated to a corresponding Subscriber organization are employees of that organization.
- Verify compliance with documentation requirements, including the accuracy of information as described in Exhibit C, the completeness of Subscriber Agreements on file, the type or option of the Subscriber Agreement in use is consistent with selection approved by NYSE, and confirmation that the Subscriber Agreement has not been modified from the original version regulated by the NYSE.
- Review controls over existing inventory management and reporting processes. Test the operational effectiveness of controls by verifying the accuracy of Vendor reporting. This includes: (a) confirming for each organization (employees and clients) the number of devices that the Vendor permissioned with NYSE Market Data to the quantity reported to NYSE Group; and (b) period covered should include every month Vendor is eligible for Indirect Billing.

Results of the audit should be sent to your Market Data Account Manager at NYSE Group within four weeks of completion. If significant findings (e.g., potential reporting gaps or compliance issues) are identified, NYSE Group should be notified immediately.

Restrictions

- Retroactive credit adjustments greater than 60 days will not be honored by the NYSE.

- No eligibility for MISU credit.
- Excludes datafeed redistribution.

Reporting

- Vendor required to report all entitled users for an organization under one location/vendor account number by NYSE product. Vendor may not aggregate device quantity totals for employees of multiple firms (or their customers/clients) into the location/vendor account number of one firm. Billing for multi-tier product will be tiered based on the user quantity for each location.
- Reported detail is consistent with direct bill requirements and contains: vendor account number, company name 1, company name 2, address 1-3, city, state/region, country, postal code, product code, quantity, effective date, comments.
- Vendor required to report via NYSE Reporting Website or file submission in VRXML format.

Note: Vendor that does not report current month's inventory in the current month will already have missed 30 days towards the retroactive credit adjustment restriction.

Invoicing

- The detail associated with indirect billing of tiered pricing products will not be displayed on the Vendor's invoice.
  - Invoice for current month billing will include:
    - Date, Indirect Bill – {Product Description}, quantity, and value.
  - Retroactive adjustments will appear under current month billing. Fields include:
    - Date, Indirect Bill – {Product Description}, Retro Net Change, quantity, and value.
- Vendor is responsible for any taxes due based on information they report to the NYSE.
- NYSE's auto invoicing of the most recent reported quantity due to Vendor delay in reporting shall not relieve Vendor from their reporting obligation for these periods. The quantities and respective charges will recur until Vendor brings reporting current. Upon NYSE's receipt of Vendor's current month inventory report, the updated inventory totals will replace the automatically populated recurring inventory when applicable.

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1 Subscriber firm must also execute the NYSE Subscriber Agreement with the NYSE if they also subscribe to market data that the NYSE invoices directly.

This fact sheet is a summary document intended to set forth the highlights of CTA/CQ & PDP policy, rates, and procedures. Questions and/or circumstances not covered in this document should be referred to NYSE for the determination of applicable fees and procedures.