

EXHIBIT 5

Proposed new language is underlined; proposed deletions are in [brackets].

CHAPTER III. RULES OF FAIR PRACTICE

Rule 3.21. Customer Disclosures

No Member may accept an order from a customer for execution in the Pre-Opening or After Hours Trading Session without disclosing to such customer that extended hours trading involves material trading risks, including the possibility of lower liquidity, high volatility, changing prices, unlinked markets, an exaggerated effect from news announcements, wider spreads and any other relevant risk. The absence of an updated underlying index value or intraday indicative value is an additional trading risk in extended hours for UTP Derivative Securities (as defined in Rule 14.11([c]j)). The disclosures required pursuant to this Rule may take the following form or such other form as provides substantially similar information:

(a)-(g) (No changes.)

Rule 14.11. Other Securities

(a)-(i) (No change.)

(j) Derivative Securities Traded under Unlisted Trading Privileges

(No change.)

(1)-(4) (No change.)

(5) Market Maker Restrictions. The following restrictions shall apply to each Member registered as a Market Maker [(“Restricted Market Maker”)] in a UTP Derivative Security that derives its value from one or more currencies, commodities, or derivatives based on one or more currencies or commodities, or is based on a basket or index comprised of currencies or commodities (collectively, “Reference Assets”):

(A) A Member acting as a registered[Restricted] Market Maker in a[n] UTP Derivative Security [is prohibited from acting or registering as a market maker in any Reference Asset of that UTP Derivative Security or any derivative instrument based on a Reference Asset of that UTP Derivative Security (collectively, with Reference Assets, “Related Instruments”)] must file with the

Exchange, in a manner prescribed by the Exchange, and keep a current list identifying all accounts for trading the underlying physical asset or commodity, related futures or options on futures, or any other related derivatives (collectively with Reference Assets, "Related Instruments"), which the Member acting as registered Market Maker may have or over which it may exercise investment discretion. No Member acting as registered Market Maker in the UTP Derivative Security shall trade in the underlying physical asset or commodity, related futures or options on futures, or any other related derivatives, in an account in which a Member acting as a registered Market Maker, directly or indirectly, controls trading activities, or has a direct interest in the profits or losses thereof, which has not been reported to the Exchange as required by this Rule.

(B) A [Restricted] Market Maker shall, in a manner prescribed by the Exchange, file with the Exchange and keep current a list identifying any accounts ("Related Instrument Trading Accounts") for which Related Instruments are traded:

- (i) in which the [Restricted] Market Maker holds an interest;
- (ii) over which it has investment discretion; or
- (iii) in which it shares in the profits and/or losses.

A [Restricted] Market Maker may not have an interest in, exercise investment discretion over, or share in the profits and/or losses of a Related Instrument Trading Account which has not been reported to the Exchange as required by this Rule.

In addition to the existing obligations under Exchange rules regarding the production of books and records, a [Restricted] Market Maker shall, upon request by the Exchange, make available to the Exchange any books, records, or other information pertaining to any Related Instrument Trading Account or to the account of any registered or non-registered employee affiliated with the [Restricted] Market Maker for which Related Instruments are traded.

A [Restricted] Market Maker shall not use any material nonpublic information in connection with trading a Related Instrument.

(6) (No change.)
