

# ESMA Newsletter – N°17

12 October

[Steven Maijoor speaks at the ESAs Annual ECON Committee Hearing](#) □

The Chair of the European Securities and Markets Authority (ESMA), Steven Maijoor, participated in the annual hearing of the European Parliament's Economic and Monetary Affairs Committee (ECON), together with the Chairmen of the European Banking (EBA) and European Occupational Pensions Authority (EIOPA).

12 October

[ESAs' Board of Appeal dismisses case against ESMA on alleged non-application of Union law](#)

The Joint Board of Appeal of the European Supervisory Authorities (ESAs – European Banking Authority, European Insurance and Occupational Pensions Authority, and European Securities and Markets Authority) published its decision in the appeal case brought by Mr Howerton against the European Securities and Markets Authority (ESMA). The Board of Appeal's decision considered as inadmissible the Appellant's claim that six national financial supervisory authorities and ESMA should have taken supervisory steps in relation to an alleged non-application of Union law.

09 October

[VERENA ROSS DELIVERS KEYNOTE SPEECH AT AFME CONFERENCE](#)

Today, ESMA Executive Director, Verena Ross, addressed AFME's 4th Annual European Compliance and Legal Conference raising several topics such as the impact of COVID-19 on the financial markets, the review of MiFID, MiFIR and the Market Abuse Regulation, and ESMA's priorities laid down in its 2021 Work Programme. Speech [here](#).

07 October

[ESMA ISSUES LATEST DOUBLE VOLUME CAP DATA](#)

The European Securities and Markets Authority (ESMA), the EU's securities markets regulator, has updated its public register with the latest set of double volume cap (DVC) data under the Markets in Financial Instruments Directive (MiFID II).

05 October

[ESMA publishes updated Q&As on securitisation topics and Guidelines on Portability of Information between Securitisation Repositories](#)

The European Securities and Markets Authority (ESMA), the EU's securities

markets regulator, has published its final report on the Guidelines on portability of information between securitisation repositories under the Securitisation Regulation. These Guidelines set out common provisions that a securitisation repository (SR) should follow when transferring securitisation information to another SR.

02 October

#### [ESMA announces update to reporting under the Money Market Funds Regulation](#)

The European Securities and Markets Authority (ESMA), the EU's Securities Markets regulator, announces an update of the validations of the technical instructions for reporting under the Money Market Funds Regulation (MMFR).

02 October

#### [ESMA faces new set of challenges in 2021](#)

The European Securities and Markets Authority (ESMA), the EU's securities markets regulator, has published its 2021 Work Programme (WP), setting out its priorities and areas of focus for the next 12 months in support of its mission to enhance investor protection and promote stable and orderly financial markets.

02 October

#### [ESMA responds to EU Green Bond Standard consultation](#)

The European Securities and Markets Authority (ESMA), the EU's securities markets regulator, has responded to the European Commission's (EC) targeted consultation on the establishment of the EU green bond standard (GBS). ESMA highlighted that the success of the EU GBS will be determined by whether it is seen as a reliable indicator of investment in sustainable economic activities.

01 October

#### [ESMA updates statements on the impact of Brexit on MiFID II/MiFIR and the Benchmarks Regulation](#)

The European Securities and Markets Authority (ESMA), the EU's securities markets regulator, has updated two statements on its approach to the application of key provisions of MiFID II/MiFIR and the Benchmark Regulation (BMR).

30 September

#### [ESMA releases statement concerning the applicability of Level 3 guidance under the Prospectus Directive](#)

The European Securities and Markets Authority (ESMA), the EU's securities markets regulator, has released a public statement concerning the applicability of level 3 guidance published under the Prospectus Directive.

30 September

[ESMA Publishes Final Report for Guidelines on Internal Control](#)

The European Securities and Markets Authority (ESMA), the EU's securities markets regulator, has published the Final Report for its Guidelines on Internal Control for Credit Rating Agencies.

29 September

[ESMA updates regulatory technical standards \(RTS\) under the Benchmarks Regulation \(BMR\)](#)

The European Securities and Markets Authority, the EU's securities markets regulator, has published its final report containing new sets of draft regulatory technical standards (RTS) under the Benchmarks Regulation (BMR). These contain additional detailed rules to implement the European regulatory framework aimed at ensuring the accuracy and integrity of benchmarks across the European Union..

29 September

[ESMA proposes amendments to the MiFIR transparency regime for non-equity financial instruments](#)

The European Securities and Markets Authority (ESMA), the EU's securities markets regulator, has published the Final Report on the MiFID II/MiFIR transparency regime applicable to non-equity financial instruments. The proposals contained in the report aim at simplifying and bringing more efficiency to an overly complex regime and fostering harmonised application across the EU.

28 September

[ESMA updates Q&A on data reporting under EMIR](#)

The European Securities and Markets Authority (ESMA), the EU's securities markets regulator, has updated its Questions and Answers document on practical questions regarding data reporting issues, under the European Markets Infrastructure Regulation (EMIR).

**28 September**

[ESMA UPDATES Q&A ON MIFIR DATA REPORTING](#)

The European Securities and Markets Authority (ESMA), the EU's securities markets regulator, has updated its Questions and Answers document on data reporting under the Market in Financial Instruments Regulation (MiFIR).

28 September

[ESMA publishes draft rules for third-country firms under new MiFIR and MiFID II regimes](#)

The European Securities and Markets Authority's (ESMA), the EU securities markets regulator, has published its Final Report containing draft regulatory and implementing technical standards (RTS and ITS) on the provision of investment services and activities in the European Union (EU) by third-country firms under MiFIR and MiFID II.

28 September

#### [ESMA to recognise three UK CCPS from 1 January 2021](#)

The European Securities and Markets Authority (ESMA), the EU's securities markets regulator, has announced that the three central counterparties (CCPs) established in the United Kingdom (UK) – ICE Clear Europe Limited, LCH Limited, and LME Clear Limited – will be recognised as third country CCPs (TC-CCPs) eligible to provide their services in the EU, after the end of the transition period following the withdrawal of the UK from the EU on 31 December 2020.

25 September

#### [ESMA consults on Fees for Benchmarks Administrators](#)

The European Securities and Markets Authority (ESMA), the EU's securities markets regulator, has launched a consultation on fees for benchmarks administrators under the BMR.

**25 September**

#### [ESMA reports decrease in prospectus activity for 2019](#)

The European Securities and Markets Authority (ESMA), the EU's securities markets regulator reports, in its Annual Report on prospectus activity, that in 2019 the number of prospectus approvals across the European Economic Area (EEA) decreased to 3,113 from 3,390 a fall of 8% compared to 2018. This decrease continues the downward trend observed since the 2008 financial crisis.

25 September

#### [ESMA consults on OTF regime](#)

The European Securities and Markets Authority (ESMA), the EU's securities markets regulator, has issued a Consultation Paper (CP) seeking input on the functioning of the Organised Trading Facility (OTF) regime in the European Union (EU).

24 September

#### [ESMA consults on MiFIR reference data and transaction reporting](#)

The European Securities and Markets Authority (ESMA), the EU's securities markets regulator, has launched a Consultation Paper (CP) reviewing the reference data and transaction reporting obligations under the Market in

Financial Instruments Regulation (MiFIR).

24 September

[ESMA publishes outcomes of MAR Review](#)

The European Securities and Markets Authority (ESMA), the EU's securities markets regulator, has today published a review of the Market Abuse Regulation (MAR). The Report is the first in-depth review of the functioning of MAR since its implementation in 2016, and its recommendations will feed into the European Commission's (EC) review of MAR.

24 September

[ESMA makes proposals to help prevent and detect WHT reclaim schemes](#)

The European Securities and Markets Authority (ESMA), the EU's securities markets regulator, has today published the Final Report on its inquiry into Cum/Ex, Cum/Cum and withholding tax (WHT) reclaim schemes. ESMA's key proposal is that national competent authorities (NCAs) for securities markets should be empowered to share information with the tax authorities, to assist in detecting WHT reclaim schemes.

23 September

[ESMA AGREES POSITION LIMITS UNDER MIFID II](#)

The European Securities and Markets Authority (ESMA), the EU's securities markets regulator, has published three opinions on position limits regarding commodity derivatives under the Markets in Financial Instruments Directive and Regulation (MiFID II/MIFIR).