

ESMA – Update on the UK’s withdrawal from the European Union – preparations for a possible no-deal Brexit scenario on 31 October 2019

ESMA initiated a systematic analysis of the potential impact of a no-deal Brexit for EU securities markets and for ESMA as an organisation, when it was preparing for a potential no deal scenario on 29 March 2019 and 12 April 2019, and communicated to the market on its contingency planning.

On 10 April 2019, the European Council (Council) agreed a further extension to Brexit until 31 October 2019 to allow for the ratification of the Withdrawal Agreement by both Parties. If the Withdrawal Agreement fails to be ratified and no further extension is agreed by the Council, the UK will leave the EU on 31 October 23:00 (UK time).

The reference date for Brexit in all of ESMA’s previously published measures and actions, including public statements, issued regarding the possibility of a no-deal Brexit scenario, should now be read as 31 October 2019. The full list of statements and measures issued previously is available on ESMA’s website and also included in the annex to this statement.

Some of the measures announced need updating in case of a no-deal Brexit on 31 October 2019, so ESMA is issuing today updated measures in the following areas:

- [Use of UK data](#) in ESMA databases and performance of MiFID II calculations updating the communication issued on 5 February 2019[11]
- [Impact](#) of no-deal Brexit on MiFID II/MiFIR and the Benchmark Regulation (BMR) – C(6) carve-out, ESMA opinions on third-country trading venues for the purpose of post-trade transparency and position limits, post-trade transparency for OTC transactions, BMR ESMA register of administrators and 3rd country benchmarks calculations updating the communication issued on 7 March 2019[12]
- [Operational plans](#) related to ESMA databases and IT systems updating the communication issued on 19 March 2019[13]

Next steps

There is still a high level of uncertainty as to the final timing and conditions of Brexit, and should these change, ESMA will adjust the approach for its IT applications and databases and will inform the public of the adjusted approach as soon as possible.

[\[11\] Public Statement – Use of UK data in ESMA databases and performance of MiFID II calculations in case of a no-deal Brexit](#)

[\[2\] Public Statement – Impact of Brexit on MiFID II/MiFIR and the Benchmark Regulation \(BMR\) – C\(6\) carve-out, trading obligation for derivatives, ESMA opinions on third-country trading venues for the purpose of post-trade transparency and position limits, post-trade transparency and position limits, post-trade transparency for OTC transactions, BMR ESMA register of administrators and 3rd country benchmarks provisions under a no deal Brexit](#)

[\[3\] Public Statement – ESMA’s Data Operational Plan under a no-deal Brexit Scenario on 29 March](#)