

Financial Regulation: Weekly Update. 03 July 2015

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SPAIN

- Publication in the Official State Gazette (BOE) of a CNMV circular on data and information concerning market infrastructures

Regulates records, in-house or statistical databases and documents on structure, operations and activities with regard to financial instruments. Effective: 30 June.

EUROPE

- Luxembourg assumes the rotated presidency of the Council in the second half of 2015

Among its priorities: the Juncker investment plan, capital markets union, banking structural reform, single digital market and enhancing eurozone governance as established in the Five Presidents Report.

- ESMA publishes final report on the technical standards for MiFID II and MiFIR

Regarding authorisation, passporting, registration of third-country firms and cooperation between competent authorities. The other standards for MiFID II and MiFIR are due to be published at the end of the year.

- EBA presents advice on treatment for securitisation

Presents recommendations on a European Union framework for identifying high-quality securitisations.

- Council reaches agreement with EP on securities financing transactions (SFTs) and insurance distribution

i) Permanent Representatives Committee (COREPER) confirms agreement on regulation for SFTs. Next step: approval in plenary session, 6 October. ii) Agreement on draft directive establishing new improved rules on insurance distribution. Next step: confirmation of agreement by COREPER.

- Council approves regulation of the European Fund for Strategic Investments (EFSI)

Published in the Official Journal of the European Union after approval by the Council and the EP. Effective: 4 Jul. Operative: Sep 2015.

- Other ESMA publications

Publishes: i) consultation on regulatory technical standards regarding central securities depositories

regulation. Deadline 6 August; ii) Guidelines for performance measures for listed issuers; iii) regulatory technical standards on prospectus-related issues under the Omnibus II Directive, and iv) report on interoperability agreements among CCPs in the EU.

- EC announces reshuffle of its senior management and appoints new Secretary-General (Alexander Italianer)

In financial services (FISMA): O. Guersent replaces Jonathan Faull as Director-General. Faull will be Director-General of a task force on the referendum in the United Kingdom.

- ECB publishes structural financial indicators

Highlights the continuing decline in the numbers of bank branches and bank employees in EU countries, and the sharp increase in the degree of banking sector concentration.

- In its annual report EIOPA identifies key achievements in 2014

Highlights: i) Preparation for Solvency II; ii) stress tests; iii) consistent oversight; iv) consumer protection, and v) solvency of employee pension funds.

UNITED STATES

- CFTC issues proposed rule on cross-border swaps margin

Seeks to enhance protection. Affects swaps which are not centrally cleared and which also involve an international counterparty. Comments until 30 September.

- SEC on compensation

Proposes rules for listed companies to adopt clawback clauses to require executive officers to pay back incentive-based compensation.

GLOBAL

- FSB publishes peer review and invites feedback on the framework for shadow-banking entities

The aim is to assess the progress in implementing the regulatory framework proposed by the FSB. Deadline: 24 July.

- BIS consults on its review of the framework for credit valuation adjustment (CVA)

Seeks to: i) ensure that all the important CVA risk drivers are covered; ii) align the capital standard with fair value and iii) ensure consistency with the revisions to the market risk framework. Deadline: 1 Oct

- [IOSCO on other CRA products and international standards for investment funds](#)

i) Second questionnaire on the issuance and use of other credit rating agency products. Deadline: 31 July; ii) Consults on proposed best practice regarding fees and expenses of Investment Funds. Deadline: 23 Sep

- [BIS publishes report on the impact and accountability of banking supervision](#)

Performs global comparative analysis of definition, evaluation and management of the impact of supervisory policy and action.

- [BIS publishes its annual report](#)

Calls for a shift to a longer-term focus in macroeconomic policymaking, with the aim of restoring sustainable and balanced growth.

- [IAIS on loss-absorbency requirements](#)

Consults on options for the implementation of the Higher Loss Absorbency (HLA) requirement for global systemically important insurers. Deadline: 21 August.

Recent publications of interest (in English and Spanish)

- [Financial Regulation Outlook](#) June 2015
- [Digital Economy Outlook](#). June 2015
- [Regulation Watch](#): The 5 Presidents Report: a milestone for enhancing the Euro governance
- [Regulation Flash](#): Bank Structural Reform: Council gives green light to its agreed position
- [Regulation watch](#):
BRRD transposition in Spain: a milestone in implementing an effective resolution regime
- [Situación Banca](#). Segundo Trimestre 2015

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