MiFID II/MiFIR newsletter 4/2018 – 4 December 2018

4.12.2018

Unrestricted



1 (1)

Deferrals of MiFIR publication obligations

The FIN-FSA extends deferrals from publication of trade information on application. Such applications should be submitted to the FIN-FSA during December 2018. The deferrals are granted until further notice based on current policy.

A deferral of T+2 is available for the publication of trade information, while trading volume is subsequently undisclosed for four weeks where the deferral criteria laid out in regulation (LIS, SSTI, illiquid financial instrument, package transaction) apply.

The stock exchange has applied for, and been granted on 3 December 2018, the following deferrals concerning non-equity financial instruments:

Bonds

- trade information is published at the latest on T+2, except for trading volume, which is published in 4
 weeks at the latest
- based on MiFIR Article 11(3)(b) and Commission Delegated Regulation (EU) 2017/583 Article 11(1)(b)

Securitised derivatives

- trade information is published at the latest on T + 2
- based on MiFIR Article 11(1) and Commission Delegated Regulation (EU) 2017/583 Article 8

All Finnish investment service providers and branches operating in Finland may apply the deferral permissions granted to the trading venue in accordance with MiFIR Articles 20(2) and 21(4) without a separate application and decision. The deferrals granted by the FIN-FSA to the stock exchange may also be applied to financial instruments of the abovementioned classes traded on non-Finnish trading venues when the investment service provider trades in them outside the trading venues.

Since the stock exchange has not applied for other deferrals concerning non-equity financial instruments (for example other derivatives than securitised derivatives), Finnish investment service providers and branches operating in Finland wishing to exercise deferrals must apply for and receive from the FIN-FSA a decision concerning these financial instruments. Also in case that the investment service provider wants a longer deferral for OTC transactions in securitised derivatives than the trading venue applies, it must apply for and receive a decision from the FIN-FSA on the deferral.

For further information on how to file an application, see FIN-FSA website <u>Hakemusmenettely MiFIR-julkistamisvelvoitteiden vapautuksille ja lykkäyksille</u> or <u>Ansökningsförfarandet för uppskjutande och befrielse</u> från skyldigheten att offentliggöra information enligt MiFIR.