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CENTRE for REGULATORY STRATEGY EMEA

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Highlights

In March, the UK government confirmed that it had concluded technical negotiations with the EU on the UK–EU Memorandum of Understanding (MoU) for financial services regulatory cooperation. Formal steps need to be undertaken on both sides before the MoU can be signed, but the UK expects this can be done quickly. The MoU will establish the UK-EU Financial Regulatory Forum, a platform to facilitate dialogue on financial services issues.

The UK also published the recommendations from Lord Hill's UK Listings Review which examined how the UK can enhance its position as an international destination for IPOs and improve the capital-raising process for companies seeking to list in London. The Review's key recommendations include:

- (i) allowing companies to adopt "dual-class" shares in the premium listing segment of the LSE. This will allow company founders to list their companies while keeping control of them;
- (ii) reducing the proportion of a company's shares that must be publicly traded from 25% to 15%, to encourage more listings; and
- (iii) allowing special purpose acquisition companies (SPACs) to list on the LSE.

The FCA has welcomed the review and intends to publish a consultation paper by summer 2021 on certain aspects of the recommendations.

The BoE, PRA and FCA released a series of Policy and Supervisory Statements outlining their final supervisory approach to operational resilience. The final operational resilience policy maintains the approach that was consulted on in 2019.I It focuses on firms improving their operational resilience through the identification of important business services, setting impact tolerances for their disruption in a severe but plausible event, and developing a scenario testing capability to measure the resilience of those services. The Supervisory Statements maintain the implementation timeline originally proposed: a one year implementation period ending 31 March 2022, and a three year transition period ending 31 March 2025.

The ESAs issued a consultation on draft regulatory technical standards for sustainable finance related product disclosures. The proposed draft RTS seek to:

- (i) facilitate disclosures of investment in environmentally sustainable activities to end investors; and
- (ii) create a single rulebook for sustainability disclosures under the Sustainable Finance Disclosures Regulation (SFDR) and the Taxonomy Regulation. This will be done by amending the draft RTS under the SFDR, to minimise overlapping or duplicative requirements between the two regulations.

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Glossary

AFMs = Authorised Fund Managers

AI = Artificial Intelligence

AIFMD = Alternative Investment Fund Managers Directive

ALMD = Anti Money Laundering Directive

AMF = Autorité des Marchés Financiers

AML = Anti-Money Laundering

APA = Approved Publication Arrangement

AUM = Assets under management

BBLS = Bounce Back Loan Scheme

BCBS = Basel Committee on Banking Supervision

BEAR = Banking Executive Accountability Regime

BEIS = Department for Business, Energy and Industrial Strategy

BIS = Bank for International Settlements

BMR = Benchmarks Regulation

BRRD = Bank Recovery and Resolution Directive

BTS = Binding Technical Standard

BoE = Bank of England

CBI = Central Bank of Ireland

CCP = Central Counterparty

CP= Consultation Paper

CSDs = Central Securities Depositories

CTF = Counter Terrorist Financing

CCFF = Covid Corporate Financing Facility

CBILS = Coronavirus Business Interruption Loan Scheme

CLBILS = Coronavirus Large Business Interruption Loan Scheme

CISO = Chief Information Security Officer

CMA = Competition and Markets Authority

CMU = Capital Markets Union

CNMV = Comisión Nacional del Mercado de Valores

CPMI = Committee on Payments and Market Infrastructures

CQS = Credit Quality Step

CRD = Capital Requirements Directive

CRR = Capital Requirements Regulation

CROE = Cyber Resilience Oversight Expectations

CSA = Common Supervisory Action

CSSF = Commission de Surveillance du Secteur Financier

CTP = Consolidated Tape Provider

CTRF = Contingent Term Repo Facility

DB = Defined Benefit

DC = Defined Contribution

DP = Discussion Paper

DPA = Data Protection Agency

DRR = Digital Regulatory Reporting

EBA = European Banking Authority

ECB = European Central Bank

ECOFIN = Economic and Financial Affairs Council

EIOPA = European Insurance & Occupational Pensions Authority

EMEA = Europe, Middle East and Africa

EMIR = European Market Infrastructure Regulation

EONIA = Euro Over Night Index Average

ESAs = European Supervisory Authorities

ESG =Environmental, Social, and Governance

ESMA = European Securities & Markets Authority

ESRB = European Systemic Risk Board

ESTER = Euro Short-Term Rate

EU = European Union

Euribor = Euro Interbank Offered Rate

FAMR = Financial Advice Market Review

FCA = Financial Conduct Authority

FinPro = Financial Protection

FGCA = Financial Guidance and Claims Act 2018

FMIs = Financial Market Infrastructures

FOS = Financial Ombudsman Service

FPC = Financial Policy Committee

FRTB = Fundamental Review of the Trading Book

FS = Financial Services

FSB = Financial Stability Board

GBP = British pound sterling

GDP = Gross Domestic Product

GDPR = General Data Protection Regulation

GSIBs = Global Systemically Important Banks

HMT = Her Majesty's Treasury

IAIS = International Association of Insurance Supervisors

IASB = International Accounting Standards Board

IBA = ICE Benchmark Administration

IBOR = Interbank Offered Rate

ICAAP = Internal Capital Adequacy Assessment Process

ICO = Information Commissioners Office

ICS = Insurance Capital Standard

IDD = Insurance Distribution Directive

IFD = Investment Firms Directive

IFR = Investment Firms Regulation

IFPR = Investment Firms Prudential Regulation

IFRS = International Financial Reporting Standards

ILAAP = Internal Liquidity Adequacy Assessment Process

IM = Initial Margin

IOSCO = International Organization of Securities Commissions

IPU = Intermediate Parent Undertaking

IRB = Internal Ratings Based

IRRBB = Interest Rate Risk in the Banking Book

ISAs = Individual Savings Accounts

IT = Information Technology

JST = Joint Supervisory Teams

KID = Key Information Document

LEI = Legal Entity Identifier

LIBOR = London Interbank Offered Rate

LTV = Loan to Value

M&A = Mergers and Acquisitions

MAR = Market Abuse Regulation

MI = Management Information

MiFID = Markets in Financial Instruments Directive

MiFIR = Markets in Financial Instruments Regulation

MLD = Money Laundering Directive

MoU = Memorandum of Understanding

MREL = Minimum requirement for own funds and eligible liabilities

MTF = Multilateral Trading Facility

NCA = National Competent Authority

NED = Non-Executive Director

NGFS = Network for Greening the Financial System

NPLs = Non-performing Loans

NSFR = Net Stable Funding Ratio

OCIR – Operational Continuity in Resolution

ORSA = Own Risk and Solvency Assessment

OTF = Organised Trading Facility

OTC = Over the counter

PPI = Payment Protection Insurance

PRA = Prudential Regulation Authority

PRIIPs = Packaged Retail Investment and Insurance Products

PS = Policy Statement

PSD2 = Revised (second) Payment Services Directive

RDR = Retail Distribution Review

RFRs = Risk-Free Rates

RRM = Risk Reduction Measures

RTGS = Real Time Gross Settlement

RTS = Regulatory Technical Standard

RW = Risk Weight

SA = Standardised Approach

SFTR = Securities Financing Transactions Regulation

SI = Systematic Internaliser

SIPPs = Self Invested Personal Pensions

SM&CR = Senior Managers and Certification Regime

SONIA = Sterling Overnight Index Average

SRB = Single Resolution Board

SRF = Single Resolution Fund

SREP = Supervisory Review and Evaluation Process

SS = Supervisory Statement

SSM = Single Supervisory Mechanism

TCA = Total Capital Adequacy

TCFD = Task Force on Climate-related Financial Disclosures

TIBER = Threat Intelligence-based Ethical Red Teaming

TLAC = Total Loss-Absorbing Capital

TMTP = Transitional Measure on Technical Provisions

TPP = Third-Party Providers

TPR = Temporary Permissions Regime

TRIM = Targeted Review of Internal Models

TRR = Temporary Recognition Regime

UCITS = Undertakings for Collective Investments in Transferable Securities

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