

Annex G

COMMISSION DELEGATED REGULATION (EU) 2018/1642 of 13 July 2018 supplementing Regulation (EU) 2016/1011 of the European Parliament and of the Council with regard to regulatory technical standards specifying further the criteria to be taken into account by competent authorities when assessing whether administrators of significant benchmarks should apply certain requirements

~~(Text with EEA relevance)~~

...

Article 1

Vulnerability of the benchmark to manipulation

The further criteria to be considered by the ~~competent authority~~ FCA under Article 25(3) of Regulation (EU) 2016/1011 in taking into account the vulnerability of the benchmark to manipulation shall include at least the following:

...

Article 2

Nature of the input data

The further criteria to be considered by the ~~competent authority~~ FCA under Article 25(3) of Regulation (EU) 2016/1011 in taking into account the nature of the input data shall include at least the following:

...

Article 3

Level of conflicts of interest

The further criteria to be considered by the ~~competent authority~~ FCA under Article 25(3) of Regulation (EU) 2016/1011 in taking into account the level of conflicts of interest shall include at least the following:

...

Article 4

Degree of discretion of the administrator

The further criteria to be considered by the ~~competent authority~~ FCA under Article 25(3) of Regulation (EU) 2016/1011 in taking into account the degree of discretion of the administrator shall include at least the following:

...

Article 5

Impact of the benchmark on markets

The further criteria to be considered by the ~~competent authority~~ FCA under Article 25(3) of Regulation (EU) 2016/1011 in taking into account the nature of the impact of the benchmark on markets shall include at least the following:

...

- (b) in cases where the benchmark qualifies as a significant benchmark by virtue of point (b) of Article 24(1) of Regulation (EU) 2016/1011, and where the information is known to the ~~competent authority~~ FCA, any relevant quantitative relation of financial instruments, financial contracts, or investment funds referencing the benchmark to the total value of the respective instruments in a ~~Member State~~ the United Kingdom;

Article 6

Nature, scale and complexity of the provision of the benchmark

The further criteria to be considered by the ~~competent authority~~ FCA under Article 25(3) of Regulation (EU) 2016/1011 in taking into account the nature, scale and complexity of the provision of the benchmark shall include at least the following:

...

Article 7

Importance of the benchmark to financial stability

The further criteria to be considered by the ~~competent authority~~ FCA under Article 25(3) of Regulation (EU) 2016/1011 in taking into account the importance of the benchmark to financial stability shall include at least an assessment of the relationship between the total value of the financial instruments, financial contracts and investment funds referencing the benchmark and the value of the total assets of the financial sector and of the banking sector in a ~~Member State~~ the United Kingdom, where that information is known to the ~~competent authority~~ FCA.

Article 8

Value of financial instruments, financial contracts and investment funds that reference the benchmark

The further criteria to be considered by the ~~competent authority~~ FCA under Article 25(3) of Regulation (EU) 2016/1011 in taking into account the value of financial instruments, financial contracts or investment funds that reference the benchmark shall include at least the following:

- (a) the total value of all financial instruments, financial contracts and investment funds referencing the benchmark on the basis of all the ranges of maturities or tenors of the benchmark, where known to the ~~competent authority~~ FCA;

...

- (c) in cases where the benchmark is a significant benchmark by virtue of point (a) of Article 24(1) of Regulation (EU) 2016/1011, and where known to the ~~competent authority~~ FCA, how close the total value of financial instruments, financial contracts and investment funds that reference the benchmark is to the thresholds referred to in Article 20(1)(a) and (c)(i) of that Regulation.

...

Article 9

The administrator's size, organisational form or structure

The further criteria to be considered by the ~~competent authority~~ FCA under Article 25(3) of Regulation (EU) 2016/1011 in taking into account the administrator's size, organisational form or structure shall include at least the following:

...

Article 10
Entry into force

...

~~This Regulation shall be binding in its entirety and directly applicable in all Member States.~~

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