

Wednesday 13 March 2019

P8\_TA(2019)0163

**Non-objection to a delegated act: possibility to adjust the average daily number of transactions for a share where the trading venue with the highest turnover of that share is located outside the Union**

**European Parliament decision to raise no objections to the Commission delegated regulation of 13 February 2019 amending Delegated Regulation (EU) 2017/588 as regards the possibility to adjust the average daily number of transactions for a share where the trading venue with the highest turnover of that share is located outside the Union (C(2019)00904 — 2019/2579(DEA))**

(2021/C 23/52)

*The European Parliament,*

- having regard to the Commission delegated regulation (C(2019)00904),
  - having regard to the Commission's letter of 21 February 2019 asking Parliament to declare that it will raise no objections to the delegated regulation,
  - having regard to the letter from the Committee on Economic and Monetary Affairs to the Chair of the Conference of Committee Chairs of 4 March 2019,
  - having regard to Article 290 of the Treaty on the Functioning of the European Union,
  - having regard to Directive 2014/65/EU of the European Parliament and of the Council of 15 May 2014 on markets in financial instruments and amending Directive 2002/92/EC and Directive 2011/61/EU <sup>(1)</sup>, and in particular Article 49(3) thereof,
  - having regard to Articles 10(1) and 13 of Regulation (EU) No 1095/2010 of the European Parliament and of the Council of 24 November 2010 establishing a European Supervisory Authority (European Securities and Markets Authority), amending Decision No 716/2009/EC and repealing Commission Decision 2009/77/EC <sup>(2)</sup>,
  - having regard to the draft regulatory technical standards on the 'amendment to Commission Delegated Regulation (EU) 2017/588 (RTS 11)' submitted by the European Securities and Markets Authority on 8 November 2018 pursuant to Article 49(3) of Directive 2014/65/EU,
  - having regard to the recommendation for a decision of the Committee on Economic and Monetary Affairs,
  - having regard to Rule 105(6) of its Rules of Procedure,
- A. whereas the delegated act contains important amendments to preserve the competitiveness of EU trading venues that offer trading in those shares that are admitted to trading or are traded in the Union and a third country concurrently, and where the trading venue with the highest turnover in those shares is located outside the Union;
- B. whereas Parliament recognises the importance of a swift adoption of this act in order to ensure the preparedness of the European Union in the event of a withdrawal of the United Kingdom from the Union without a withdrawal agreement;
- C. whereas Parliament considers that the RTS adopted is not 'the same' as the draft RTS submitted by the European Securities and Markets Authority due to the Commission's changes that were introduced in this draft, and considers that it has three months to object to the RTS (scrutiny period); whereas Parliament urges the Commission to indicate the one-month scrutiny period only in cases where the Commission has adopted the drafts of the European Supervisory Agencies without changes, i.e. where the draft and the adopted regulatory technical standards are 'the same';

<sup>(1)</sup> OJ L 173, 12.6.2014, p. 349.

<sup>(2)</sup> OJ L 331, 15.12.2010, p. 84.

---

**Wednesday 13 March 2019**

1. Declares that it has no objections to the delegated regulation;
  2. Instructs its President to forward this decision to the Council and the Commission.
-