

List of Member States Implementation of Articles 35, 36, 43, 55 and 64 of Commission Regulation (EU) No 1031/2010 of 12 November 2010 on the timing, administration and other aspects of auctioning of greenhouse gas emission allowances ("the Auctioning Regulation")

TWO-DAY SPOT

(Last update 1 June 2018)

Member State implementation of the Auctioning Regulation for the auctioning of TWO-DAY SPOT (1)					
Art.	Art. 35(4)	Art. 35(4)	Art. 35(4)	Art. 35(4)	Art. 35(4)
MS	Is implementation in national law and/or regulatory measures required in order to apply this Article?	If yes, does the Member State intend to put in place the required implementation?	Date foreseen for the entry into force of the required implementation [mm/yy]	Entered into force on [dd/mm/yy]	Additional information
AT	YES	YES	Under consideration		
BE	YES	YES		03/01/2018	Law of 21 November 2017 on Market Infrastructures and transposing Directive 2014/65 / EU. Belgium has transposed the Directive 2014/65/EU (MiFID II) which qualifies the "emission allowances consisting of any units recognised for compliance with the requirements of Directive 2003/87/EC" and the "derivative contracts on emission allowances" as "financial instruments" and among others the provisions of this Directive concerning the requirement for authorisation for the "regulated markets" (Titre III of the Directive).
BG	NO				Markets in Financial Instruments Act http://www.bnb.bg/bnbweb/groups/public/documents/bnb_law/laws_marketsfinancinstr_en.pdf (promulgated, SG No. 52/29.06.2007, effective 1.11.2007, last amended and supplemented, SG No. 94/4.12.2015, effective 1.01.2016) transposes the provisions of: 1. Directive 2004/39/EC of the European Parliament and of the Council on markets in financial instruments amending Council Directives 85/611/EEC and 93/6/EEC and Directive 2000/12/EC of the European Parliament and of the Council and repealing Council Directive 93/22/EEC. 2. Commission Directive 2006/73/EC implementing Directive 2004/39/EC of the European Parliament and of the Council as regards organizational requirements and operating conditions for investment firms and defined terms for the purposes of that Directive. As well as the provisions of other relevant European legislative acts.
CY					
CZ	NO	Not applicable			
DE	NO	Not applicable			The national measures implementing Title III and IV of the Directive 2004/39/EC (MiFID) already apply to spot auctioning at an exchange.
DK	YES	YES	01/01/2012	01/03/2012	Implemented by Section 84 in the Danish Capital Markets Act
EE	NO	Not applicable			
EL	NO	Not applicable			
ES	YES	NO			Implementation of this article is not intended for the moment.
FI	NO	Not applicable			The Finnish Securities Markets Regime 746/2012 and Emission Trade Act 311/2011 does not apply to this type of two-day spot.
FR	NO	Not applicable		23/10/2010	The national measures apply since the entry into force of the "Loi de régulation bancaire et financière " (23/10/2010).
HR	NO	Not applicable			
HU	YES	NO			
IE	YES	YES	01/12/2012	01/12/2012	SI No. 490 of 2012 - European Communities (Greenhouse Gas Emissions Trading) Regulations 2012
IT	YES	Under consideration			Specific changes to the Italian legislation on spot markets may be necessary, as it is not exactly consistent with the discipline of financial markets defined by the Directive 2005/60/EU (MiFID)
LT	NO	Not applicable			Law on the Markets of Financial Instruments of 08/02/2007
LU					
LV	NO	Not applicable			
MT	NO	Not applicable			
NL	YES	YES	01/01/2012	01/01/2012	Decision of 22 December 2011 on the determination of the time of entry into force of the Amending Law on Financial Markets 2012 and of two other laws to amend the Law on financial supervision and some other laws
NO	NO			01/11/2007	Law no. 2007-06-29-75 "Lov om verdipapirhandel"
PL					
PT					
RO	YES	YES		18/10/2012	Law no. 167/2012 amending the Capital Market Law no.297/2004

SE	YES	YES		01/07/2012	Lagen (2004:1199) om handel med utsläppsrätter, lagen (2007:528) om värdepappersmarknaden - https://www.riksdagen.se/sv/Dokument-Lagar/Lagar/Svenskforfattningssamling/Lag-20041199-om-handel-med-_sfs-2004-1199/?bet=2004:1199
SI	NO	N.A.			The national measures implementing Title III and IV of the MiFID apply since the entry into force of the Financial Instruments Market Act.
SK	YES	NO			
UK	YES	YES	01/01/2012	12/12/2011	Includes 35(5) and 35(6); 2011 No.2699 Financial Services and Markets Act, The Recognised Auction Platforms Regulations 2011; http://www.legislation.gov.uk/ukxi/2011/2699/pdfs/ukxi_20112699_en.pdf

DISCLAIMER: The Commission bears no responsibility for the accuracy, completeness or timeliness of the information contained herein.

Member States implementation of the Auctioning Regulation for the auctioning of TWO-DAY SPOT (2)

Art.	Arts. 36(1) or 43 *	Arts. 36(1) or 43 *	Arts. 36(1) or 43 *	Arts. 36(1) or 43 *	Arts. 36(1) or 43 *
MS	Is implementation in national law and/or regulatory measures required in order to apply these Articles?	If yes, does the Member State intend to put in place the required implementation?	Date foreseen for the entry into force of the required implementation [mm/yy]	Entered into force on [dd/mm/yy]	Additional information
AT	YES	YES	Under consideration		
BE	YES	YES		03/01/2018	Law of 21 November 2017 on Market Infrastructures and transposing Directive 2014/65 / EU. See transposition of the Directive 2014/65/UE which qualifies the "emission allowances consisting of any units recognised for compliance with the requirements of Directive 2003/87/EC" and the "derivatives contracts relating to emission allowances" as "financial instruments".
BG	NO				Measures Against Market Abuse With Financial Instruments Act http://www.bnb.bg/bnbweb/groups/public/documents/bnb_law/laws_financial_instruments__en.pdf (promulgated, SG, No. 84/17.10.2006, effective 1.01.2007, amended and supplemented, SG No. 52/29.06.2007, effective 3.07.2007, SG No. 21/13.03.2012) transposes the requirements of: 1. Directive 2003/6/EC of the European Parliament and of the Council of 28 January 2003 on insider dealing and market manipulation (market abuse). 2. Directive 2010/78/EU of the European Parliament and of the Council of 24 November 2010 amending Directives 98/26/EC, 2002/87/EC, 2003/6/EC, 2003/41/EC, 2003/71/EC, 2004/39/EC, 2004/109/EC, 2005/60/EC, 2006/48/EC, 2006/49/EC and 2009/65/EC in respect of the powers of the European Supervisory Authority (European Banking Authority), the European Supervisory Authority (European Insurance and Occupational Pensions Authority) and the European Supervisory Authority (European Securities and Markets Authority) (OJ, L 331/120 of 15 December 2010).
CY					
CZ	NO	NO			Act No. 15/1998 Coll., on Supervision in the Capital Market Area (applicable to Art. 36(1)); https://portal.gov.cz/app/zakony/download?idBiblio=78497&nr=383~2F2012~20Sb.&ft=pdf Act No. 383/2012 Coll., the Greenhouse Gas Emission Allowance Trading Act (Paragraph 27 applicable to Art. 43); https://portal.gov.cz/app/zakony/download?idBiblio=46153&nr=15~2F1998~20Sb.&ft=pdf
DE	YES	YES		12/2011	Section 4 in conjunction with Section 20a, Section 38 paragraph 2a and Section 39 paragraph 2c of the German Securities Trading Act (WpHG); http://www.gesetze-im-internet.de/wphg/
DK	YES	YES	01/01/2012	01/03/2012	Implemented by Section 84 in the Danish Capital Markets Act
EE	NO	Not applicable			
EL	NO	Not applicable			
ES	YES			13/11/2015	Royal Legislative Decree 4/2015, of October 23, approving the consolidated restated text of the Law of Stock Market.
FI	YES	YES	03/01/2018		The reform of the Securities Markets Regime 746/2012 is currently in progress.
FR	NO	Not applicable		23/10/2010	The national measures apply since the entry into force of the "Loi de régulation bancaire et financière" (23/10/2010).
HR	YES			15/7/2008; 01/01/2009.	Capital Market Act, Law on prevention of money laundering and terrorist financing
HU	YES for 36(1); NO for 43	NO for 36(1)		27/09/2013	For Article 43, the legislation is already in place. Reference law passed on 27th September 2013: 40§(9) of the Act CXXXIX of 2013 on the National Bank of Hungary. For Article 36(1), implementation would be required but HU does not intend to put it in place.
IE	YES	YES	01/12/2012	01/12/2012	SI No. 490 of 2012 - European Communities (Greenhouse Gas Emissions Trading) Regulations 2012
IT	YES	Under consideration			
LT	NO	Not applicable		08/02/2007	Law on the Markets of Financial Instruments of 08/02/2007
LU					
LV	YES	Under consideration			
MT	NO	Not applicable			

NL	YES	YES	30/09/2011	01/01/2012	Decision of 22 December 2011 on the determination of the time of entry into force of the Amending Law on Financial Markets 2012 and of two other laws to amend the Law on financial supervision and some other laws
NO	NO			01/11/2007	Law no. 2007-06-29-75 "Lov om verdipapirhandel"
PL					
PT					
RO	YES	YES		18/10/2012	Law no. 167/2012 amending the Capital Market Law no.297/2004
SE	YES	Done		01/07/2012	Chapter 8 Sections 1 a – 1 f entered into force 1 July 2012. They were repealed 3 January 2018 and replaced by new provisions in lag (2016:1307) om straff för marknadsmissbruk på värdepappersmarknaden, according to which that law also covers activities relating to the auctioning of auctioned products (Chapter 2 Section 2).
SI	NO	NO			
SK	NO	Not applicable			
NO	YES	YES	01/01/2012	12/12/2011 for Art 43, 18/06/2012 for Art 36	2011 No.2699 Financial Services and Markets Act, The Recognised Auction Platforms Regulations 2011; http://www.legislation.gov.uk/uksi/2011/2699/pdfs/uksi_20112699_en.pdf

* Whichever Article is relevant for five-day futures in the national jurisdiction

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Member States implementation of the Auctioning Regulation for the auctioning of TWO-DAY SPOT (3)

Art.	Art. 55(1), (3) & (4)	Art. 55(1), (3) & (4)	Art. 55(1), (3) & (4)	Art. 55(1), (3) & (4)	Art. 55(1), (3) & (4)
MS	Is implementation in national law and/or regulatory measures required in order to apply this Article?	If yes, does the Member State intend to put in place the required implementation?	Date foreseen for the entry into force of the required implementation [mm/yy]	Entered into force on [dd/mm/yy]	Additional information
AT	NO	Not applicable			
BE	NO				The operators of a regulated market are covered in Belgium by the Law of 18 September 2017 on preventing use of the financial system for purposes of laundering money and terrorism financing transposing the Directive (UE) 2015/849 of 20 May 2015 on the prevention of the use of the financial system for the purposes of money laundering or terrorist financing.
BG	NO				Measures Against Money Laundering Act http://www.bnb.bg/bnbweb/groups/public/documents/bnb_law/laws_moneylaundering_en.pdf (as it amended and supplemented, SG No. 92/13.11.2007, last amended, SG No. 79/13.10.2015, effective 1.11.2015) transposes the provisions of Directive 2005/60/EC of the European Parliament and of the Council on the prevention of the use of the financial system for the purpose of money laundering and terrorist financing and Commission Directive 2006/70/EC laying down implementing measures for Directive 2005/60/EC of the European Parliament and of the Council as regards the definition of "politically exposed person" and the technical criteria for simplified customer due diligence procedures and for exemption on grounds of a financial activity conducted on an occasional or very limited basis.
CY					
CZ	NO	Not applicable			
DE	YES	YES		12/2011	Section 2, 3 and 16 of the Prevention of Money Laundering Act (GwG); http://www.gesetze-im-internet.de/gwg_2008/
DK	YES	YES		08/06/2017	Operators on a regulated market licensed as auction platforms in Denmark are covered by the act on Measures to Prevent Money Laundering and Financing of Terrorism (MLA), see section 1 (12) an (13), which has the following wording: "12) Operators in a regulated market, authorised to act as an auction platform in Denmark in accordance with the European Commission's regulation 2010/1031/EU of November 12, 2010 on the process in regard to time-frame and administration of auctions of greenhouse gas emission quotas and other aspects of such auctions, pursuant to Directive 2003/87/EC of the European Parliament and Council regarding a scheme for the trade of greenhouse gas emissions within the Union." "13) Actors allowed to bid directly in auctions subject to the European Commission's regulation 2010/1031/EU of November 12, 2010 on the process in regard to time-frame and administration of auctions of greenhouse gas emission quotas and other aspects of such auctions, pursuant to Directive 2003/87/EC of the European Parliament and Council regarding a scheme for the trade of greenhouse gas emissions within the Union, who are not already covered by nos. 1 and 3." According to section 47 (1) and (3) in MLA the Danish FSA shall ensure that operators on a regulated market comply with the Act and should, if applicable, cooperate with other competent authorities of EU or EEA countries in regard to supervisory activities.
EE	NO	Not applicable			
EL	NO	Not applicable			
ES	N.A.	NO			Article 2 of Law 10/2010, of 28 of April, of Prevention of Money Laundering applies to credit institutions and investment firms that represent almost all the regulated markets. Other categories of regulated markets are not covered with the same clarity in the referred article. Anyway, no additional implementation in national law is foreseen for the moment.
FI	NO	Not applicable			The Act of money laundering and terrorist financing of is in line with the with the relevant provisions of the Directive 2005/60/EU, however the articles in question do not apply to market places.
FR	NO	Not applicable		30/01/2009	
HR	NO	Not applicable			
HU	YES	NO			
IE	YES	YES	01/12/2012	01/12/2012	SI No. 490 of 2012 - European Communities (Greenhouse Gas Emissions Trading) Regulations 2012
IT	YES	Under consideration			

LT	NO	Not applicable		24/01/2008	
LU					
LV	NO	Not applicable			
MT	NO	Not applicable			
NL	YES	YES	01/01/2012	01/01/2012	Decision of 22 December 2011 on the determination of the time of entry into force of the Amending Law on Financial Markets 2012 and of two other laws to amend the Law on financial supervision and some other laws
NO	NO			15/04/2009	Law no. 2009-03-06-11 "Lov om tiltak mot hvitvasking og terrorfinansiering"
PL					
PT					
RO	NO	Not applicable			
SE	YES	YES		01/07/2017	Lag (2017:630) om åtgärder mot penningtvätt och finansiering av terrorism
SI					
SK	NO	Not applicable			
UK	YES	YES	01/01/2012	12/12/2011	2011 No.2699 Financial Services and Markets Act, The Recognised Auction Platforms Regulations 2011; http://www.legislation.gov.uk/uksi/2011/2699/pdfs/uksi_20112699_en.pdf

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Member States implementation of the Auctioning Regulation for the auctioning of TWO-DAY SPOT (4)

Art.	Art. 64(2)	Art. 64(2)	Art. 64(2)	Art. 64(2)	Art. 64(2)
MS	Is implementation in national law and/or regulatory measures required in order to apply this Article?	If yes, does the Member State intend to put in place the required implementation?	Date foreseen for the entry into force of the required implementation [mm/yy]	Entered into force on [dd/mm/yy]	Additional information
AT	NO	Not applicable			
BE	NO				Ombudsman for financial services
BG	NO				Markets in Financial Instruments Act http://www.bnb.bg/bnbweb/groups/public/documents/bnb_law/laws_marketsfinancinstr_en.pdf (promulgated, SG No. 52/29.06.2007, effective 1.11.2007, last amended and supplemented, SG No. 94/4.12.2015, effective 1.01.2016) transposes the provisions of: 1. Directive 2004/39/EC of the European Parliament and of the Council on markets in financial instruments amending Council Directives 85/611/EEC and 93/6/EEC and Directive 2000/12/EC of the European Parliament and of the Council and repealing Council Directive 93/22/EEC. 2. Commission Directive 2006/73/EC implementing Directive 2004/39/EC of the European Parliament and of the Council as regards organizational requirements and operating conditions for investment firms and defined terms for the purposes of that Directive. As well as the provisions of other relevant European legislative acts.
CY					
CZ	NO	Not applicable			
DE	NO	Not applicable			The remedies of the German legislation on administrative procedures (Verwaltungsgerichtsordnung) apply, namely §§ 68 and the following.
DK	YES	YES	01/01/2012	01/03/2012	Implemented by Section 232 in the Danish Capital Markets Act
EE	NO	Not applicable			
EL	NO	Not applicable			
ES	YES	NO			Implementation of this article is not intended for the moment.
FI	NO	Not applicable			
FR	NO	Not applicable			
HR	NO	Not applicable			
HU	YES	NO			
IE	YES	YES	01/12/2012	01/12/2012	SI No. 490 of 2012 - European Communities (Greenhouse Gas Emissions Trading) Regulations 2012
IT	YES	Under consideration			See comments on the articles 35.4 and 43
LT	No	Not applicable			
LU					
LV	No	Not applicable			
MT	NO	Not applicable			
NL	NO	Not applicable			
NO	NO			01/11/2007	Law no. 2007-06-29-75 "Lov om verdipapirhandel"
PL					
PT					
RO	NO	Not applicable			
SE	YES	YES		01/07/2012	Lagen (2007:528) om värdepappersmarknaden - https://www.riksdagen.se/sv/Dokument-Lagar/Lagar/Svenskforfattningssamling/Lag-2007528-om-vardepappers_sfs-2007-528/
SI	NO				
SK	NO	Not applicable			
UK	YES	YES	01/01/2012	18/06/2012	2011 No.2699 Financial Services and Markets Act, The Recognised Auction Platforms Regulations 2011; http://www.legislation.gov.uk/uksi/2011/2699/pdfs/uksi_20112699_en.pdf

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List of Member States Implementation of Articles 35, 36, 43, 55 and 64 of Commission Regulation (EU) No 1031/2010 of 12 November 2010 on the timing, administration and other aspects of auctioning of greenhouse gas emission allowances ("the Auctioning Regulation")

FIVE-DAY FUTURES

(Last update 10 June 2014)

Member State implementation of the Auctioning Regulation for the auctioning of FIVE-DAY FUTURES (1)

Art.	Art. 35(4)	Art. 35(4)	Art. 35(4)	Art. 35(4)	Art. 35(4)
MS	Is implementation in national law and/or regulatory measures required in order to apply this Article?	If yes, does the Member State intend to put in place the required implementation?	Date foreseen for the entry into force of the required implementation [mm/yy]	Entered into force on [dd/mm/yy]	Additional information
AT	NO	Not applicable			
BE	YES	YES		03/01/2018	Law of 21 November 2017 on Market Infrastructures and transposing Directive 2014/65 / EU. Belgium has transposed the Directive 2014/65/EU (MiFID II) which qualifies the "emission allowances consisting of any units recognised for compliance with the requirements of Directive 2003/87/EC" and the "derivative contracts on emission allowances" as "financial instruments" and among others the provisions of this Directive concerning the requirement for authorisation for the "regulated markets" (Titre III of the Directive).
BG	NO				Markets in Financial Instruments Act http://www.bnb.bg/bnbweb/groups/public/documents/bnb_law/laws_marketsfinancinstr_en.pdf (promulgated, SG No. 52/29.06.2007, effective 1.11.2007, last amended and supplemented, SG No. 94/4.12.2015, effective 1.01.2016) transposes the provisions of: 1. Directive 2004/39/EC of the European Parliament and of the Council on markets in financial instruments amending Council Directives 85/611/EEC and 93/6/EEC and Directive 2000/12/EC of the European Parliament and of the Council and repealing Council Directive 93/22/EEC. 2. Commission Directive 2006/73/EC implementing Directive 2004/39/EC of the European Parliament and of the Council as regards organizational requirements and operating conditions for investment firms and defined terms for the purposes of that Directive. As well as the provisions of other relevant European legislative acts.
CY					
CZ	NO	Not applicable			
DE	NO	Not applicable			
DK	YES	YES	01/01/2012	01/03/2012	Implemented by Section 84 in the Danish Capital Markets Act
EE	NO	Not applicable			
EL	NO	Not applicable			
ES	NO	Not applicable			
FI	NO	Not applicable			
FR	NO	Not applicable		23/10/2010	The national measures apply since the entry into force of the "Loi de régulation bancaire et financière " (23/10/2010).
HR	NO	Not applicable			
HU	YES	NO			
IE	NO	Not applicable			
IT	NO	Not applicable			
LT	NO	Not applicable			
LU					
LV	NO	Not applicable			
MT	NO	Not applicable			
NL	YES	YES	01/01/2012	01/01/2012	Decision of 22 December 2011 on the determination of the time of entry into force of the Amending Law on Financial Markets 2012 and of two other laws to amend the Law on financial supervision and some other laws
NO	NO			01/11/2007	Law no. 2007-06-29-75 "Lov om verdipapirhandel"
PL					
PT					
RO	YES	YES		18/10/2012	Law no. 167/2012 amending the Capital Market Law no.297/2004
SE	YES	YES		01/07/2012	Lagen (2007:528) om värdepappersmarknaden - https://www.riksdagen.se/sv/Dokument-Lagar/Lagar/Svenskforfattningssamling/Lag-2007528-om-vardepappers_sfs-2007-528/

SI	NO	n.a.			The national measures implementing Title III and IV of the MiFID apply since the entry into force of the Financial Instruments Market Act.
SK	NO	Not applicable			
UK	YES	YES	01/01/2012	12/12/2011	Includes 35(5) and 35(6); 2011 No.2699 Financial Services and Markets Act, The Recognised Auction Platforms Regulations 2011; http://www.legislation.gov.uk/ukxi/2011/2699/pdfs/ukxi_20112699_en.pdf

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Member States implementation of the Auctioning Regulation for the auctioning of FIVE-DAY FUTURES (2)

Art.	Arts. 36(1) or 43 *	Arts. 36(1) or 43 *	Arts. 36(1) or 43 *	Arts. 36(1) or 43 *	Arts. 36(1) or 43 *
MS	Is implementation in national law and/or regulatory measures required in order to apply these Articles?	If yes, does the Member State intend to put in place the required implementation?	Date foreseen for the entry into force of the required implementation [mm/yy]	Entered into force on [dd/mm/yy]	Additional information
AT	NO	Not applicable			
BE	YES	YES		03/01/2018	Law of 21 November 2017 on Market Infrastructures and transposing Directive 2014/65 / EU. See transposition of the Directive 2014/65/UE which qualifies the "'emission allowances consisting of any units recognised for compliance with the requirements of Directive 2003/87/EC" and the "derivatives contracts relating to emission allowances" as "financial instruments".
BG	NO				Measures Against Market Abuse With Financial Instruments Act http://www.bnb.bg/bnbweb/groups/public/documents/bnb_law/laws_financial_instruments__en.pdf (promulgated, SG, No. 84/17.10.2006, effective 1.01.2007, amended and supplemented, SG No. 52/29.06.2007, effective 3.07.2007, SG No. 21/13.03.2012) transposes the requirements of: 1. Directive 2003/6/EC of the European Parliament and of the Council of 28 January 2003 on insider dealing and market manipulation (market abuse). 2. Directive 2010/78/EU of the European Parliament and of the Council of 24 November 2010 amending Directives 98/26/EC, 2002/87/EC, 2003/6/EC, 2003/41/EC, 2003/71/EC, 2004/39/EC, 2004/109/EC, 2005/60/EC, 2006/48/EC, 2006/49/EC and 2009/65/EC in respect of the powers of the European Supervisory Authority (European Banking Authority), the European Supervisory Authority (European Insurance and Occupational Pensions Authority) and the European Supervisory Authority (European Securities and Markets Authority) (OJ, L 331/120 of 15 December 2010).
CY					
CZ	NO	Not applicable			
DE	YES	YES		12/2011	Section 4, Section 12 and Section 20a of the German Securities Trading Act (WpHG); http://www.gesetze-im-internet.de/wphg/
DK	YES	YES	01/01/2012	01/03/2012	Implemented by Section 84 in the Danish Capital Markets Act
EE	NO	Not applicable			
EL	NO	Not applicable			
ES	NO	Not applicable			
FI	YES	YES		01/01/2013	The Securities Markets Regime 746/2012 applies to derivatives.
FR	NO	Not applicable			
HR	YES			15/7/2008; 01/01/2009.	Capital Market Act, Law on prevention of money laundering and terrorist financing
HU	YES for 36(1); NO for 43	NO for 36(1)		27/09/2013 for 43	For Article 43, the legislation is already in place. Reference law passed on 27th September 2013: 40§(9) of the Act CXXXIX of 2013 on the National Bank of Hungary. For Article 36(1), implementation would be required but HU does not intend to put it in place.
IE	NO	Not applicable			
IT	NO	Not applicable			
LT	NO	Not applicable		08/02/2007	Law on the Markets in Financial Instruments on 08/02/2007
LU					
LV	NO				Financial Instrument Market Law (01.01.2004)
MT	NO	Not applicable			
NL	YES	YES	30/09/2011	01/01/2012	Decision of 22 December 2011 on the determination of the time of entry into force of the Amending Law on Financial Markets 2012 and of two other laws to amend the Law on financial supervision and some other laws
NO	NO			01/11/2007	Law no. 2007-06-29-75 "Lov om verdipapirhandel"
PL					
PT					

RO	YES	YES		18/10/2012	Law no. 167/2012 amending the Capital Market Law no.297/2004
SE	NO				
SI	NO	NO			
SK	NO	Not applicable			
UK	YES	YES	01/2012	12/12/2011 for Art 43, 18/06/2012 for Art 36	2011 No.2699 Financial Services and Markets Act, The Recognised Auction Platforms Regulations 2011; http://www.legislation.gov.uk/uksi/2011/2699/pdfs/uksi_20112699_en.pdf

* Whichever Article is relevant for five-day futures in the national jurisdiction

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Member States implementation of the Auctioning Regulation for the auctioning of FIVE-DAY FUTURES (3)

Art.	Art. 55(1), (3) & (4)	Art. 55(1), (3) & (4)	Art. 55(1), (3) & (4)	Art. 55(1), (3) & (4)	Art. 55(1), (3) & (4)
MS	Is implementation in national law and/or regulatory measures required in order to apply this Article?	If yes, does the Member State intend to put in place the required implementation?	Date foreseen for the entry into force of the required implementation [mm/yy]	Entered into force on [dd/mm/yy]	Additional information
AT	NO	Not applicable			
BE	NO				The operators of a regulated market are covered in Belgium by the Law of 18 September 2017 on preventing use of the financial system for purposes of laundering money and terrorism financing transposing the Directive (UE) 2015/849 of 20 May 2015 on the prevention of the use of the financial system for the purposes of money laundering or terrorist financing.
BG	NO				Measures Against Money Laundering Act http://www.bnb.bg/bnbweb/groups/public/documents/bnb_law/laws_moneylaundrying_en.pdf (as it amended and supplemented, SG No. 92/13.11.2007, last amended, SG No. 79/13.10.2015, effective 1.11.2015) transposes the provisions of Directive 2005/60/EC of the European Parliament and of the Council on the prevention of the use of the financial system for the purpose of money laundering and terrorist financing and Commission Directive 2006/70/EC laying down implementing measures for Directive 2005/60/EC of the European Parliament and of the Council as regards the definition of "politically exposed person" and the technical criteria for simplified customer due diligence procedures and for exemption on grounds of a financial activity conducted on an occasional or very limited basis.
CY					
CZ	NO	Not applicable			
DE	YES	YES		12/2011	Section 2, 3 and 16 of the Prevention of Money Laundering Act (GwG); http://www.gesetze-im-internet.de/gwg_2008/
DK	YES	YES		08/06/2017	Operators on a regulated market licensed as auction platforms in Denmark are covered by the act on Measures to Prevent Money Laundering and Financing of Terrorism (MLA), see section 1 (12) an (13), which has the following wording: "12) Operators in a regulated market, authorised to act as an auction platform in Denmark in accordance with the European Commission's regulation 2010/1031/EU of November 12, 2010 on the process in regard to time-frame and administration of auctions of greenhouse gas emission quotas and other aspects of such auctions, pursuant to Directive 2003/87/EC of the European Parliament and Council regarding a scheme for the trade of greenhouse gas emissions within the Union." "13) Actors allowed to bid directly in auctions subject to the European Commission's regulation 2010/1031/EU of November 12, 2010 on the process in regard to time-frame and administration of auctions of greenhouse gas emission quotas and other aspects of such auctions, pursuant to Directive 2003/87/EC of the European Parliament and Council regarding a scheme for the trade of greenhouse gas emissions within the Union, who are not already covered by nos. 1 and 3." According to section 47 (1) and (3) in MLA the Danish FSA shall ensure that operators on a regulated market comply with
EE	NO	Not applicable			
EL	NO	Not applicable			
ES	No information	NO			Article 2 of Law 10/2010, of 28 of April, of Prevention of Money Laundering applies to credit institutions and investment firms that represent almost all the regulated markets. Other categories of regulated markets are not covered with the same clarity in the referred article. Anyway, no additional implementation in national law is foreseen for the moment.
FI	NO	Not applicable			The Act of money laundering and terrorist financing is in line with the with the relevant provisions of the Directive 2005/60/EU, however the articles in question do not apply to the market places.
FR	NO	Not applicable		30/01/2009	
HR	NO	Not applicable			
HU	YES	NO			
IE	NO	Not applicable			
IT	NO	Not applicable			
LT	NO	Not applicable			

LU					
LV	NO	Not applicable			
MT	NO	Not applicable			
NL	YES	YES	01/01/2012	01/01/2012	Decision of 22 December 2011 on the determination of the time of entry into force of the Amending Law on Financial Markets 2012 and of two other laws to amend the Law on financial supervision and some other laws
NO	NO			15/04/2009	Law no. 2009-03-06-11 "Lov om tiltak mot hvitvasking og terrorfinansiering"
PL					
PT					
RO	NO	Not applicable			
SE	YES	YES		01/07/2017	Lag (2017:630) om åtgärder mot penningtvätt och finansiering av terrorism
SI					
SK	NO	Not applicable			
UK	YES	YES	01/01/2012	12/12/2011	2011 No.2699 Financial Services and Markets Act, The Recognised Auction Platforms Regulations 2011; http://www.legislation.gov.uk/uksi/2011/2699/pdfs/uksi_20112699_en.pdf

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Member States implementation of the Auctioning Regulation for the auctioning of FIVE-DAY FUTURES (4)

Art.	Art. 64(2)	Art. 64(2)	Art. 64(2)	Art. 64(2)	Art. 64(2)
MS	Is implementation in national law and/or regulatory measures required in order to apply this Article?	If yes, does the Member State intend to put in place the required implementation?	Date foreseen for the entry into force of the required implementation [mm/yy]	Entered into force on [dd/mm/yy]	Additional information
AT	NO	Not applicable			
BE	NO				Ombudsman for financial services
BG	NO				Markets in Financial Instruments Act http://www.bnb.bg/bnbweb/groups/public/documents/bnb_law/laws_marketsfinancinstr_en.pdf (promulgated, SG No. 52/29.06.2007, effective 1.11.2007, last amended and supplemented, SG No. 94/4.12.2015, effective 1.01.2016) transposes the provisions of: 1. Directive 2004/39/EC of the European Parliament and of the Council on markets in financial instruments amending Council Directives 85/611/EEC and 93/6/EEC and Directive 2000/12/EC of the European Parliament and of the Council and repealing Council Directive 93/22/EEC. 2. Commission Directive 2006/73/EC implementing Directive 2004/39/EC of the European Parliament and of the Council as regards organizational requirements and operating conditions for investment firms and defined terms for the purposes As well as the provisions of other relevant European legislative acts.
CY					
CZ	NO	Not applicable			
DE	NO	Not applicable			The remedies of the German legislation on administrative procedures (Verwaltungsgerichtsordnung) apply, namely §§ 68 and the following.
DK	YES	YES	01/01/2012	01/03/2012	Implemented by Section 232 in the Danish Capital Markets Act
EE	NO	Not applicable			
EL	NO	Not applicable			
ES	NO	Not applicable			Transposition of article 52(1) of MiFID to the national legislation is made through article 239 of Royal Legislative Decree 4/2015, of October 23, approving the consolidated restated text of the Law of Stock Market.
FI	NO	Not applicable			
FR	NO	Not applicable			
HR	NO	Not applicable			
HU	YES	NO			
IE	NO	Not applicable			
IT	NO	Not applicable			
LT	NO	Not applicable			
LU					
LV	NO	Not applicable			
MT	NO	Not applicable			
NL	NO	Not applicable			
NO	NO			01/11/2007	Law no. 2007-06-29-75 "Lov om verdipapirhandel"
PL					
PT					
RO	NO	Not applicable			
SE	YES	YES		01/07/2012	Lagen (2007:528) om värdepappersmarknaden - https://www.riksdagen.se/sv/Dokument-Lagar/Lagar/Svenskforfattningssamling/Lag-2007528-om-vardepappers_sfs-2007-528/
SI	NO				
SK	NO	Not applicable			
UK	YES	YES	01/01/2012	18/06/2012	2011 No.2699 Financial Services and Markets Act, The Recognised Auction Platforms Regulations 2011; http://www.legislation.gov.uk/uksi/2011/2699/pdfs/uksi_20112699_en.pdf

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List of Member States Implementation of Articles 35, 36, 43, 55 and 64 of Commission Regulation (EU) No 1031/2010 of 12 November 2010 on the timing, administration and other aspects of auctioning of greenhouse gas emission allowances ("the Auctioning Regulation")

Contact information

MS	Member State Contact Point/Webpage as regard Member State implementation of the Auctioning Regulation
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PT	
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