

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 (recast) (Text with EEA relevance)

TITLE VI

**COMPETENT AUTHORITIES**

*CHAPTER II*

***Cooperation between the competent authorities of the Member States and with ESMA***

*Article 82*

**Binding mediation**

1 The competent authorities may refer to ESMA situations where a request relating to one of the following has been rejected or has not been acted upon within a reasonable time:

- a to carry out a supervisory activity, an on-the-spot verification, or an investigation, as provided for in Article 80; or
- b to exchange information as provided for in Article 81.

2 In the situations referred to in paragraph 1, ESMA may act in accordance with Article 19 of Regulation (EU) No 1095/2010, without prejudice to the possibilities for refusing to act on a request for information provided for in Article 83 of this Directive and to the possibility of ESMA acting in accordance with Article 17 of Regulation (EU) No 1095/2010.