

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 (revoked)

CHAPTER I

ESTABLISHMENT AND LEGAL STATUS

Article 1	Establishment and scope of action
Article 2	European System of Financial Supervision
Article 3	Accountability of the Authorities
Article 4	Definitions
Article 5	Legal status
Article 6	Composition
Article 7	Seat

CHAPTER II

TASKS AND POWERS OF THE AUTHORITY

Article 8	Tasks and powers of the Authority
Article 9	Tasks related to consumer protection and financial activities
Article 9a	No action letters
Article 10	Regulatory technical standards
Article 11	Exercise of the delegation
Article 12	Revocation of the delegation
Article 13	Objections to regulatory technical standards
Article 14	Non-endorsement or amendment of draft regulatory technical standards
Article 15	Implementing technical standards
Article 16	Guidelines and recommendations
Article 16a	Opinions
Article 16b	Questions and answers
Article 17	Breach of Union law
Article 17a	Protection of reporting persons
Article 18	Action in emergency situations
Article 19	Settlement of disagreements between competent authorities in cross-border situations
Article 20	Settlement of disagreements between competent authorities across sectors
Article 21	Colleges of supervisors
Article 22	General provisions on systemic risk
Article 23	Identification and measurement of systemic risk
Article 24	Permanent capacity to respond to systemic risks
Article 25	Recovery and resolution procedures
Article 26	European system of national Investor Compensation Schemes
Article 27	European system of resolution and funding arrangements
Article 28	Delegation of tasks and responsibilities

Changes to legislation: There are currently no known outstanding effects for the Regulation (EU) No 1095/2010 of the European Parliament and of the Council. (See end of Document for details)

Article 29	Common supervisory culture
Article 29a	Union strategic supervisory priorities
Article 30	Peer reviews of competent authorities
Article 31	Coordination function
Article 31a	Information exchange on fitness and propriety
Article 31b	Coordination function in relation to orders, transactions and activities with significant cross-border effects
Article 32	Assessment of market developments, including stress tests
Article 33	International relations including equivalence
Article 34	Other tasks
Article 35	Collection of information
Article 36	Relationship with the ESRB
Article 37	Securities and Markets Stakeholder Group
Article 38	Safeguards
Article 39	Decision-making procedures

CHAPTER III

ORGANISATION

SECTION 1

Board of Supervisors

Article 40	Composition
Article 41	Internal committees
Article 42	Independence of the Board of Supervisors
Article 43	Tasks
Article 43a	Transparency of decisions adopted by the Board of Supervisors
Article 44	Decision making

SECTION 2

Management Board

Article 45	Composition
Article 45a	Decision-making
Article 45b	Coordination Groups
Article 46	Independence of the Management Board
Article 47	Tasks

SECTION 3

Chairperson

Article 48	Appointment and tasks
Article 49	Independence of the Chairperson
Article 49a	Expenses
Article 50	Report

Changes to legislation: There are currently no known outstanding effects for the Regulation (EU) No 1095/2010 of the European Parliament and of the Council. (See end of Document for details)

SECTION 4

Executive Director

Article 51	Appointment
Article 52	Independence
Article 53	Tasks

CHAPTER IV

JOINT BODIES OF THE EUROPEAN SUPERVISORY AUTHORITIES

SECTION 1

Joint Committee of European Supervisory Authorities

Article 54	Establishment
Article 55	Composition
Article 56	Joint positions and common acts
Article 57	Sub-Committees

SECTION 2

Board of Appeal

Article 58	Composition and operation
Article 59	Independence and impartiality

CHAPTER V

REMEDIES

Article 60	Appeals
Article 60a	Exceeding of competence by the Authority
Article 61	Actions before the Court of Justice of the European Union

CHAPTER VI

FINANCIAL PROVISIONS

Article 62	Budget of the Authority
Article 63	Establishment of the budget
Article 64	Implementation and control of the budget
Article 65	Financial rules
Article 66	Anti-fraud measures

CHAPTER VII

GENERAL PROVISIONS

Article 67	Privileges and immunities
Article 68	Staff
Article 69	Liability of the Authority

Changes to legislation: There are currently no known outstanding effects for the Regulation (EU) No 1095/2010 of the European Parliament and of the Council. (See end of Document for details)

Article 70	Obligation of professional secrecy
Article 71	Data protection
Article 72	Access to documents
Article 73	Language arrangements
Article 74	Headquarters Agreement
Article 75	Participation of third countries

CHAPTER VIII

TRANSITIONAL AND FINAL PROVISIONS

Article 76	Relationship with the Committee of European Securities Regulators
Article 77	Transitional staff provisions
Article 78	National provisions
Article 79	Amendments
Article 80	Repeal
Article 81	Review
Article 82	Entry into force Signature

Changes to legislation:

There are currently no known outstanding effects for the Regulation (EU) No 1095/2010 of the European Parliament and of the Council.