

Commission Implementing Regulation (EU) No 1348/2014 of 17 December 2014 on data reporting implementing Article 8(2) and Article 8(6) of Regulation (EU) No 1227/2011 of the European Parliament and of the Council on wholesale energy market integrity and transparency (Text with EEA relevance)

CHAPTER II

REPORTING OBLIGATIONS ON TRANSACTIONS

Article 6

Reporting channels for transactions

1 Market participants shall report details of wholesale energy products executed at organised market places including matched and unmatched orders to the Agency through the organised market place concerned, or through trade matching or trade reporting systems.

The organised market place where the wholesale energy product was executed or the order was placed shall at the request of the market participant offer a data reporting agreement.

2 TSOs or third parties acting on their behalf shall report details of contracts referred to in Article 3(1)(b)(i) including matched and unmatched orders.

3 Market participants or third parties acting on their behalf shall report details of contracts referred to in Article 3(1)(a), 3(1)(b)(ii) and 3(1)(b)(iii) which have been concluded outside an organised market.

4 Information in relation to wholesale energy products which have been reported in accordance with Article 26 of Regulation (EU) No 600/2014 of the European Parliament and of the Council⁽¹⁾ or Article 9 of Regulation (EU) No 648/2012 of the European Parliament and of the Council⁽²⁾ shall be provided to the Agency by:

- a trade repositories referred to in Article 2 of Regulation (EU) No 648/2012,
- b approved reporting mechanisms referred to in Article 2 of Regulation (EU) No 600/2014,
- c competent authorities referred to in Article 26 of Regulation (EU) No 600/2014,
- d the European Securities and Markets Authority,

as appropriate.

5 Where persons have reported details of transactions in accordance with Article 26 of Regulation (EU) No 600/2014 or Article 9 of Regulation (EU) No 648/2012 their obligations in relation to reporting those details under Article 8(1) of Regulation (EU) No 1227/2011 shall be considered as fulfilled.

6 In line with the second subparagraph of Article 8(3) of Regulation (EU) No 1227/2011 and without prejudice to paragraph 5 of this Article organised markets, trade matching or reporting systems shall be able to provide the information referred to in paragraph 1 of this Article directly to the Agency.

Status: Point in time view as at 17/12/2014.

Changes to legislation: There are outstanding changes not yet made to Commission Implementing Regulation (EU) No 1348/2014. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details)

7 Where a third party reports on behalf of one or both counterparties, or where one counterparty reports the details of a contract also on behalf of the other counterparty, the report shall contain the relevant counterparty data in relation to each of the counterparties and the full set of details that would have been reported had the contracts been reported by each counterparty separately.

8 The Agency may request additional information and clarifications from market participants and reporting parties in relation to their reported data.

Status: Point in time view as at 17/12/2014.

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- (1) Regulation (EU) No 600/2014 of the European Parliament and of the Council of 15 May 2014 on markets in financial instruments and amending Regulation (EU) No 648/2012 (OJ L 173, 12.6.2014, p. 84).
- (2) Regulation (EU) No 648/2012 of the European Parliament and of the Council of 4 July 2012 on OTC derivatives, central counterparties and trade repositories (OJ L 201, 27.7.2012, p. 1).

Status:

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