



EUROPEAN PARLIAMENT

2009 - 2014

Committee on Development

2011/0296(COD)

7.6.2012

AMENDMENTS 21 - 23

Draft opinion

Eva Joly

(PE489.531v02-00)

on the proposal for a regulation of the European Parliament and of the Council on markets in financial instruments and amending Regulation [EMIR] on OTC derivatives, central counterparties and trade repositories

Proposal for a regulation

(COM(2011)0652 – C7-0359/2011 – 2011/0296(COD))

AM\904651EN.doc

PE491.122v02-00

EN

United in diversity

EN

Amendment 21
Patrizia Toia

Proposal for a regulation
Article 15 – paragraph 1 – point a

Text proposed by the Commission

(a) that investment firms regularly update bid and offer prices published in accordance with Article 13 and maintain prices which reflect *the prevailing* market conditions;

Amendment

(a) that investment firms regularly update bid and offer prices published in accordance with Article 13 and maintain prices which reflect market conditions;

Or. it

Amendment 22
Patrizia Toia

Proposal for a regulation
Article 22 – paragraph 1

Text proposed by the Commission

1. Investment firms shall keep at the disposal of the competent authority, for at least **5 years**, the relevant data relating to all transactions in financial instruments which they have carried out, whether on own account or on behalf of a client. In the case of transactions carried out on behalf of clients, the records shall contain all the information and details of the identity of the client, and the information required under Directive 2005/60/EC. ESMA may request access to that information in accordance with the procedure and under the conditions set out in Article 35 of Regulation (EU) No 1095/2010.

Amendment

1. Investment firms shall keep at the disposal of the competent authority, for at least **10 years**, the relevant data relating to all transactions in financial instruments which they have carried out, whether on own account or on behalf of a client. In the case of transactions carried out on behalf of clients, the records shall contain all the information and details of the identity of the client, and the information required under Directive 2005/60/EC. ESMA may request access to that information in accordance with the procedure and under the conditions set out in Article 35 of Regulation (EU) No 1095/2010.

Or. it

Amendment 23
Patrizia Toia

Proposal for a regulation
Article 24 – paragraph 4 – subparagraph 2 – point d

Text proposed by the Commission

(d) it ensures market transparency and integrity by preventing market abuse in the form of insider dealing and market manipulation.

Amendment

(d) it ensures market transparency and integrity by preventing market abuse in the form of ***speculation***, insider dealing, and market manipulation.

Or. it