



# January 2025

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This publication is a service to our clients and friends. It is designed only to give general information on the developments actually covered. It is not intended to be a comprehensive summary of recent developments in the law, treat exhaustively the subjects covered, provide legal advice or render a legal opinion.

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Welcome to the Regulation Round Up, a regular bulletin highlighting the latest developments in UK and EU financial services regulation.

Key developments in January 2025:

## 31 January

**UK Listing Rules:** The FCA published a <u>consultation paper</u> (CP25/2) on further changes to the public offers and admissions to trading regime and to the UK Listing Rules.

**Cryptoassets:** The European Securities and Markets Authority ("**ESMA**") <u>published</u> a supervisory briefing on best practices relating to the authorisation of cryptoasset service providers under the Regulation on markets in cryptoassets ((EU) 2023/1114) ("**MiCA**").

**FCA Handbook:** The Financial Conduct Authority ("**FCA**") <u>published</u> Handbook Notice 126, which sets out changes to the FCA Handbook made by the FCA board on 30 January 2025.

**Public Offer Platforms:** The FCA <u>published</u> a consultation paper on further proposals for firms operating public offer platforms (CP25/3).

#### 30 January

**FCA Regulation Round-Up:** The FCA <u>published</u> its regulation round-up for January 2025, which covers, among other things, the launch of "My FCA" in spring 2025 and changes to FCA data collection.

#### 29 January

**EU Competitiveness:** The European Commission <u>published</u> a communication on a Competitiveness Compass for the EU (COM(2025) 30). Please refer to our dedicated article on this topic <u>here</u>.

**EMIR 3**: ESMA <u>published</u> a *speech* given by Klaus Löber, Chair of the ESMA CCP Supervisory Committee, that sets out ESMA's approach to the mandates assigned to it by Regulation (EU) 2024/2987 ("**EMIR 3**").

## 28 January

**EMIR 3:** The European Systemic Risk Board <u>published</u> its response to ESMA's consultation paper on the conditions of the active account requirement under EMIR 3.

**ESG:** The FCA <u>published</u> its adaptation report, which provides an overview of the climate change adaptation challenges faced by financial services firms.



## **27 January**

**Artificial Intelligence:** The Global Financial Innovation Network <u>published</u> a report setting out key insights on the use of consumer-facing AI in global financial services and the implications for global financial innovation.

**DORA**: The Joint Committee of the European Supervisory Authorities ("**ESAs**") <u>published</u> the terms of reference for the EU-SCICF Forum established under the Regulation on digital operational resilience for the financial sector ((EU) 2022/2554) ("**DORA**").

## 24 January

**Cryptoassets**: ESMA <u>published</u> an opinion on draft regulatory technical standards specifying certain requirements in relation to conflicts of interest for cryptoasset service providers under MiCA.

**MiFIR**: The European Commission adopted a Delegated Regulation (C(2025) 417 final) (here) supplementing the Markets in Financial Instruments Regulation (600/2014) ("**MiFIR**") as regards OTC derivatives identifying reference data to be used for the purposes of the transparency requirements laid down in Articles 8a(2), 10 and 21.

**ESG**: The EU Platform on Sustainable Finance <u>published</u> a report providing advice to the European Commission on the development and assessment of corporate transition plans.

#### 23 January

**Financial Stability Board**: The Financial Stability Board <u>published</u> its work programme for 2025.

## 20 January

**Motor Finance:** The FCA <u>published</u> its proposed summary grounds of intervention in support of its application under Rule 26 of the Supreme Court Rules 2009 to intervene in the Supreme Court motor finance appeals.

**Motor Finance:** The FCA <u>published</u> its response to a letter from the House of Lords Financial Services Regulation Committee relating to the Court of Appeal judgment on motor finance commissions.

**Cryptoassets**: ESMA <u>published</u> a statement on the provision of certain cryptoasset services in relation to asset-referenced tokens and electronic money tokens that are non-compliant under MiCA.

# 17 January

**DORA:** The ESAs <u>published</u> a joint report (JC 2024 108) on the feasibility of further centralisation of reporting of major ICT-related incidents by financial entities, as required by Article 21 of DORA.

**Basel 3.1:** The Prudential Regulation Authority <u>published</u> a press release announcing that, in consultation with HM Treasury, it delayed the UK implementation of the Basel 3.1 reforms to 1 January 2027.

### **16 January**

**Cryptoassets**: The European Banking Authority and ESMA <u>published</u> a joint report (EBA/Rep/2025/01 / ESMA75-453128700-1391) on recent developments in cryptoassets under MiCA.

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## **14 January**

**FMSB's Workplan**: The Financial Markets Standards Board ("**FMSB**") <u>published</u> its workplan for 2025.

**FSMA**: The Financial Services and Markets Act 2000 (Designated Activities) (Supervision and Enforcement) Regulations 2025 (SI 2025/22) were <u>published</u>, together with an <u>explanatory memorandum</u>. The amendments allow the FCA to supervise, investigate and enforce the requirements of the designated activities regime.

**Sanctions:** HM Treasury and the Office of Financial Sanctions Implementation published a <u>memorandum of understanding</u> with the US Office of Foreign Assets Control.

# 13 January

**BMR**: The European Parliament <u>published</u> the provisionally agreed text (PE767.863v01-00) of the proposed Regulation amending the Benchmarks Regulation ((EU) 2016/1011) ("**BMR**") as regards the scope of the rules for benchmarks, the use in the Union of benchmarks provided by an administrator located in a third country and certain reporting requirements (2023/0379(COD)).

## 10 January

**Artificial Intelligence:** The UK Government published its <u>response</u> to the House of Commons Science, Innovation and Technology Committee report on the governance of Al.

## 9 January

Collective Investment Schemes: The Financial Services and Markets Act 2000 (Collective Investment Schemes) (Amendment) Order 2025 (SI 2025/17) was <u>published</u>, together with an <u>explanatory memorandum</u>. The amendments clarify that arrangements for qualifying cryptoasset staking do not amount to a collective investment scheme.

### **8 January**

**EU Taxonomy**: The EU Platform on Sustainable Finance <u>published</u> a draft report and a <u>call</u> <u>for feedback</u> on activities and technical screening criteria to be updated or included in the EU taxonomy. Please refer to our dedicated article on this topic <u>here</u>.

### 3 January

**Consolidate Tape**: ESMA <u>published</u> a press release launching the first selection for the consolidated tape provider for bonds.

Our UK Regulatory specialists have examined the key regulatory developments for 2025 impacting a range of UK and European firms within the financial services sector. The key dates have been distilled by the Proskauer team in an easy to read timeline with our commentary – this can be found here: <a href="European Regulatory Timeline 2025 - Insights - Proskauer Rose LLP">European Regulatory Timeline 2025 - Insights - Proskauer Rose LLP</a>.

For further information, please reach out to the Proskauer UK Regulatory team.