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| Response Form to the Consultation Paper  |
| Technical Advice on simplification TR fees under SFTR and EMIR |

**Responding to this paper**

ESMA invites comments on all matters in this paper and in particular on the specific questions summarised in Annex 1. Comments are most helpful if they:

1. respond to the question stated;
2. indicate the specific question to which the comment relates;
3. contain a clear rationale; and
4. describe any alternatives ESMA should consider.

ESMA will consider all comments received by **24 April 2021.**

All contributions should be submitted online at [www.esma.europa.eu](http://www.esma.europa.eu) under the heading ‘Your input - Consultations’.

**Instructions**

In order to facilitate analysis of responses to the Consultation Paper, respondents are requested to follow the below steps when preparing and submitting their response:

1. Insert your responses to the questions in the Consultation Paper in the present response form.
2. Please do not remove tags of the type <ESMA\_QUESTION\_TRFE\_1>. Your response to each question has to be framed by the two tags corresponding to the question.
3. If you do not wish to respond to a given question, please do not delete it but simply leave the text “TYPE YOUR TEXT HERE” between the tags.
4. When you have drafted your response, name your response form according to the following convention: ESMA\_TRFE\_nameofrespondent\_RESPONSEFORM. For example, for a respondent named ABCD, the response form would be entitled ESMA\_ TRFE \_ABCD\_RESPONSEFORM.
5. Upload the form containing your responses, in Word format, to ESMA’s website ([www.esma.europa.eu](http://www.esma.europa.eu) under the heading “Your input – Open Consultations” 🡪 “Technical Advice on simplification TR fees under SFTR and EMIR”).

**Publication of responses**

All contributions received will be published following the close of the consultation, unless you request otherwise. Please clearly and prominently indicate in your submission any part you do not wish to be publicly disclosed. A standard confidentiality statement in an email message will not be treated as a request for non-disclosure. A confidential response may be requested from us in accordance with ESMA’s rules on access to documents. We may consult you if we receive such a request. Any decision we make not to disclose the response is reviewable by ESMA’s Board of Appeal and the European Ombudsman.

**Data protection**

Information on data protection can be found at [www.esma.europa.eu](http://www.esma.europa.eu) under the heading [Legal Notice](http://www.esma.europa.eu/legal-notice).

**Who should read this paper?**

All interested stakeholders are invited to respond to this consultation. In particular, responses are sought from financial and non-financial counterparties to derivatives, central counterparties (CCPs) and trade repositories (TRs), as well as from all the authorities having access to the TR data.

**General information about respondent**

|  |  |
| --- | --- |
| Name of the company / organisation | Choose an item |
| Activity | Choose an item. |
| Are you representing an association? |[ ]
| Country/Region | Choose an item. |

**Introduction**

***Please make your introductory comments below, if any***

<ESMA\_COMMENT\_TRFE\_1>

TYPE YOUR TEXT HERE

<ESMA\_COMMENT\_TRFE\_1>

**Questions**

1. Do you agree with the alignment of fee frameworks between EMIR and SFTR? Please elaborate on the reasons for your response.

<ESMA\_QUESTION\_TRFE\_1>

TYPE YOUR TEXT HERE

<ESMA\_QUESTION\_TRFE\_1>

1. Do you agree with the proposed alignment of the registration fees structure under EMIR with that under SFTR? Please elaborate on the reasons for your response.

<ESMA\_QUESTION\_TRFE\_2>

TYPE YOUR TEXT HERE

<ESMA\_QUESTION\_TRFE\_2>

1. Do you agree with the simplification and harmonisation as proposed under Alternative A or as proposed under Alternative B? Please elaborate on the reasons for your response.

<ESMA\_QUESTION\_TRFE\_3>

TYPE YOUR TEXT HERE

<ESMA\_QUESTION\_TRFE\_3>

1. Do you agree with the proposed alignment of amounts of fees for registration and extension of registration under EMIR with those under SFTR? Please elaborate on the reasons for your response.

<ESMA\_QUESTION\_TRFE\_4>

TYPE YOUR TEXT HERE

<ESMA\_QUESTION\_TRFE\_4>

1. Do you agree with the fee proposals under Alternative A or as proposed under Alternative B? Please elaborate on the reasons for your response.

<ESMA\_QUESTION\_TRFE\_5>

TYPE YOUR TEXT HERE

<ESMA\_QUESTION\_TRFE\_5>

1. Do you agree with this proposal? Please elaborate on the reasons for your response.

<ESMA\_QUESTION\_TRFE\_6>

TYPE YOUR TEXT HERE

<ESMA\_QUESTION\_TRFE\_6>

1. Do you agree with the proposed alignment of calculation of the applicable turnover under EMIR with that under SFTR? Please elaborate on the reasons for your response.

<ESMA\_QUESTION\_TRFE\_7>

TYPE YOUR TEXT HERE

<ESMA\_QUESTION\_TRFE\_7>

1. Do you agree with retaining the current approach relating to minimum annual supervisory fee under EMIR and SFTR? Please detail the reasons for your response.

<ESMA\_QUESTION\_TRFE\_8>

TYPE YOUR TEXT HERE

<ESMA\_QUESTION\_TRFE\_8>

1. Do you agree with the proposal for the first-year supervisory fees under EMIR and SFTR? Please elaborate on the reasons for your response.

<ESMA\_QUESTION\_TRFE\_9>

TYPE YOUR TEXT HERE

<ESMA\_QUESTION\_TRFE\_9>

1. Do you agree with the simplification of the determination of the initial recognition fees under EMIR and SFTR? Please elaborate on the reasons for your response.

<ESMA\_QUESTION\_TRFE\_10>

TYPE YOUR TEXT HERE

<ESMA\_QUESTION\_TRFE\_10>

1. Do you agree with the proposed amounts? Please elaborate on the reasons for your response.

<ESMA\_QUESTION\_TRFE\_11>

TYPE YOUR TEXT HERE

<ESMA\_QUESTION\_TRFE\_11>

1. Do you agree with the proposal for the payment conditions by TRs of the fees for registration, extension of registration and initial recognition under EMIR and SFTR? Please elaborate on the reasons for your response.

<ESMA\_QUESTION\_TRFE\_12>

TYPE YOUR TEXT HERE

<ESMA\_QUESTION\_TRFE\_12>

1. Do you agree with retaining the approach on non-reimbursemnt of fees of the fees for registration, extension of registration and initial recognition under EMIR and SFTR? Please elaborate on the reasons for your response.

<ESMA\_QUESTION\_TRFE\_13>

TYPE YOUR TEXT HERE

<ESMA\_QUESTION\_TRFE\_13>

1. Do you agree with the proposed approach for the payment of the annual supervisory and recognition fees under EMIR and SFTR? Please elaborate on the reasons for your response.

<ESMA\_QUESTION\_TRFE\_14>

TYPE YOUR TEXT HERE

<ESMA\_QUESTION\_TRFE\_14>