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From:	Ms Verena Ross, The Chair, European Securities and Markets Authority (ESMA)
date of receipt:	4 July 2024
To:	Ms Thérèse BLANCHET, Secretary-General of the Council of the European Union
Subject:	Technical standards under MiCA - second package

Delegations will find attached a letter from ESMA on the item indicated in the subject.

The report can be viewed and downloaded from ESMA's website:
https://www.esma.europa.eu/sites/default/files/2024-07/ESMA75-453128700-1229_Final_Report_MiCA_CP2.pdf

Encl

E-MAIL

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ESMA REGULAR USE

The Chair
4 July 2024
ESMA75-453128700-1244

Ms Mairead McGuinness
Commissioner for Financial Services,
Financial Stability, and
the Capital Markets Union
European Commission
1049 Brussels
Belgium

Ref: Technical standards under MiCA

Dear Commissioner McGuinness, *dear Mairead,*

I am writing to you regarding draft regulatory technical standards (RTS) and draft implementing technical standards (ITS) which ESMA has been empowered to develop under the Markets in Crypto Assets Regulation (Regulation (EU) 2023/1114) (MiCA).

In line with these empowerments, I am pleased to submit to you the following draft technical standards:

1. Draft RTS on the content, methodologies and presentation of information in respect of sustainability indicators in relation to adverse impacts on the climate and other environment-related adverse impacts pursuant to the mandates outlined in Articles 6(2), 19(11), 51(15) and 66(6) of MiCA;

2. Draft RTS on the measures to ensure continuity and regularity in the performance of crypto-asset services pursuant to the mandate outlined in Article 68(10)(a) of MiCA;

3. Draft RTS on the manner in which transparency data for crypto-asset service providers operating a trading platform for crypto-assets is to be presented to the public pursuant to the mandate outlined in Article 76(16)(a) of MiCA;

4. Draft RTS on the records to be kept of all crypto-asset services, activities, orders, and transactions undertaken pursuant to the mandate outlined in Article 68(10)(b) of MiCA;

5. Draft RTS on the content and format of order book records for crypto-asset service providers operating a trading platform for crypto-assets pursuant to the mandate outlined in Article 76(16)(b) of MiCA;

6. Draft ITS on the forms, formats and templates for the crypto-asset white papers pursuant to the mandates outlined in Articles 6(11), 19(10) & 51(10) of MiCA;

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7. Draft RTS on the data necessary for the classification of crypto-asset white papers and the practical arrangements to ensure that such data is machine-readable pursuant to the mandate outlined in Article 109(8) of MiCA; and

8. Draft ITS on the technical means for appropriate public disclosure of inside information and for delaying the public disclosure of inside information pursuant to the mandate outlined in Article 88(4) of MiCA.

ESMA has conducted a public consultation on this set of draft RTS and ITS and requested the advice of the Securities and Markets Stakeholder Group in accordance with Articles 10(1) and 15(1) of the ESMA Regulation (Regulation (EU) No 1095/2010).

Should you or your staff want to discuss further the subject matter of these technical standards or require any further information, please do not hesitate to contact either me, or Mr Carsten Ostermann, Head of the Markets and Digital Innovation Department (carsten.ostermann@esma.europa.eu).

Yours sincerely,



Verena Ross

CC: Ms Irene Tinagli, MEP, Chair of the Committee on Economic and Monetary Affairs, European Parliament

Claudia Lindemann, Head of the Secretariat of the Committee on Economic and Monetary Affairs, European Parliament

Mr Mihály Varga, President of the ECOFIN Council, Council of the European Union

Mr John Berrigan, Director General, DG Financial Stability, Financial Services and Capital Markets Union, European Commission

Ms Thérèse Blanchet, Secretary-General of the Council of the European Union