

SUPERVISION MANUAL (AMENDMENT NO 15) INSTRUMENT 2009

Powers exercised

- A. The Financial Services Authority makes this instrument in the exercise of the following powers and related provisions in the Financial Services and Markets Act 2000 (“the Act”):
- (1) section 138 (General rule-making power);
 - (2) section 156 (General supplementary powers);
 - (3) section 157 (Guidance); and
 - (3) section 293 (Notification requirements).
- B. The rule-making powers listed above are specified for the purpose of section 153(2) (Rule-making instruments) of the Act.

Commencement

- C. This instrument comes into force on 21 September 2009.

Amendments to the Handbook

- D. The Supervision manual (SUP) is amended in accordance with the Annex to this instrument.

Citation

- E. This instrument may be cited as the Supervision Manual (Amendment No 15) Instrument 2008.

By order of the Board
26 February 2009

Annex

Amendments to the Supervision manual (SUP)

In this Annex, underlining indicates new text and striking through indicates deleted text.

17.1.4 R ...

17.1.4A R SUP 17.1.4R(2) does not apply to a transaction in any OTC derivative the value of which is derived from, or which is otherwise dependent upon, multiple equity or multiple debt-related financial instruments except where the multiple financial instruments are all issued by the same issuer.

...

17 Annex 1 Minimum content of a transaction report

...

	Field Identifier	Description
...		
EU	5. Trading Capacity	...
		- ...
		- ...
<u>G</u>		<u>Where the firm has executed a transaction in an agency cross capacity (that is where the firm has acted as agent for both the selling and the buying counterparties) where and the firm has chosen to submit a single report to the FSA representing both of these transactions this field should be used to indicate that the firm has executed the transaction in such a capacity.</u>
G		...
EU <u>G</u>		<u>Where the firm has executed a transaction in a principal cross capacity (that is where the firm has acted simultaneously executed a buy and sell transaction for two counterparties as principal in a single product at the same price and</u>

		quantity) where and the <i>firm</i> has chosen to submit a single report to the FSA <i>FSA</i> representing both of these <i>transactions</i> <u>this field should be used to indicate that the <i>firm</i> has executed the <i>transaction</i> in such a capacity.</u>
G		...
EU	6. Instrument Identification	...
...		...
EU <u>R</u>		- or, in the case of an <i>OTC derivative</i> , the characteristics of the <i>OTC derivative</i> .
G		...
...		
EU	11. Maturity Date	...
G		This field is only mandatory when the <i>transaction</i> involves an <i>OTC derivative</i> or a <i>financial instrument admitted to trading</i> on a market where the ISIN is not the industry method of identification. <u>Where the derivative type is spreadbet on an equity option or contract for difference on an equity option, this field must be used to indicate the expiry of the option.</u>
EU	12. Derivative Type	...
G		This field is only mandatory when the <i>transaction</i> involves an <i>OTC derivative</i> or a <i>financial instrument admitted to trading</i> on a market where the ISIN is not the industry method of identification, and must indicate the derivative type, e.g. option, future, contract for difference <u>(other than a contract for difference on an equity option), contract for difference on an equity option, complex derivative, warrant, spreadbet (other than a spreadbet on</u>

		an equity option), spreadbet on an equity option, credit default swap or other swap.
EU	13. Put / Call	...
G		This field is only mandatory when (i) the <i>transaction</i> involves an <i>OTC derivative</i> or a <i>financial instrument admitted to trading</i> on a market where the ISIN is not the industry method of identification; and (ii) the <i>derivative</i> type is option œ_2 warrant, <u>spreadbet on an equity option or contract for difference on an equity option</u> . <u>Where the <i>financial instrument</i> is a spreadbet on an equity option or a contract for difference on an equity option this field should be used to indicate the put/call status of the equity option.</u>
EU	14. Strike Price	...
G		This field is only mandatory when (i) the <i>transaction</i> involves an <i>OTC derivative</i> or a <i>financial instrument admitted to trading</i> on a market where the ISIN is not the industry method of identification; and (ii) the <i>derivative</i> type is option œ_2 warrant, <u>spreadbet on an equity option or contract for difference on an equity option</u> . <u>Where the <i>financial instrument</i> is a spreadbet on an equity option or a contract for difference on an equity option this field should be used to indicate the strike price of the equity option.</u>