

**Submission Date**

04/04/2025

# ESMA\_QA\_2515

Status: Answer Published

## **Additional Information**

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### **Level 1 Regulation**

Regulation 648/2012 - OTC derivatives, central counterparties and trade repositories (EMIR)  
- CCPs

### **Topic**

EU-CCPs

## **Subject Matter**

Active Account Requirement

### **Question**

Could counterparties that are subject to the active account requirements and that are part of a group, outsource the notification to the relevant competent authority and ESMA, as mentioned in the second subparagraph of Article 7a(1) of EMIR, to another entity of the group subject to consolidated supervision in the Union that it belongs to ?

## ESMA Answer

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10-07-2025

Original language

Yes.

However, where an entity chooses to outsource the submission of the notification under Article 7a(1) of EMIR, that entity remains responsible for the timely submission as well as the accuracy of the information transmitted to the relevant competent authority and ESMA in such notification.

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