|  |
| --- |
| Response Form to the Consultation Paper |
| Draft Guidelines on the types and content of the provisions of Cooperation Arrangements (Article 79 of CCPRRR)  |

**Responding to this paper**

ESMA invites comments on all matters in this consultation paper. Comments are most helpful if they:

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

ESMA will consider all comments received by **1 August 2022.**

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\_CA79\_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\_CA79\_nameofrespondent\_RESPONSEFORM. For example, for a respondent named ABCD, the response form would be entitled ESMA\_CA79\_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” 🡪 “Consultation on the types and content of the provisions of Cooperation Arrangements”).

**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, this paper may be specifically of interest for EU central counterparties, clearing members and clients of clearing members.

**General information about respondent**

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

**Introduction**

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

<ESMA\_COMMENT\_CA79\_00>

TYPE YOUR TEXT HERE

<ESMA\_COMMENT\_CA79\_00>

**Questions**

1. : Do you agree with the general approach of the Guidelines and how ESMA has interpretated the mandate and the aim of the Guidelines? If not, please explain why.

<ESMA\_QUESTION\_CA79\_01>

TYPE YOUR TEXT HERE

<ESMA\_QUESTION\_CA79\_01>

1. : Do you agree with Part I of the Guidelines, on purpose, scope and legal aspects? If not, please explain why.

<ESMA\_QUESTION\_CA79\_02>

TYPE YOUR TEXT HERE

<ESMA\_QUESTION\_CA79\_02>

1. : Do you agree with Part 2 of the Guidelines, on content of the cooperation arrangement? If not, please explain why.

<ESMA\_QUESTION\_CA79\_03>

TYPE YOUR TEXT HERE

<ESMA\_QUESTION\_CA79\_03>

1. : Do you agree with Part 3 of the Guidelines on the confidentiality aspects including the conditions under which confidential information can be onwards shared to third parties? If not, please explain why.

<ESMA\_QUESTION\_CA79\_04>

TYPE YOUR TEXT HERE

<ESMA\_QUESTION\_CA79\_04>

1. : Do you agree with the proposed Option 1? If not please explain. If yes, have you identified other benefits and costs not mentioned above associated to the proposed approach (Option 1)?

<ESMA\_QUESTION\_CA79\_05>

TYPE YOUR TEXT HERE

<ESMA\_QUESTION\_CA79\_05>

1. : If you advocated for a different approach, how would it impact the cost and benefit assessment? Please provide details.

<ESMA\_QUESTION\_CA79\_06>

TYPE YOUR TEXT HERE

<ESMA\_QUESTION\_CA79\_06>

1. : Do you agree with the template? If not, please explain why.

<ESMA\_QUESTION\_CA79\_07>

TYPE YOUR TEXT HERE

<ESMA\_QUESTION\_CA79\_07>