

Market Conduct

Chapter 8

Benchmarks

8.4 Third country benchmark contributors

Application

8.4.1

R

- (1) Subject to (2), this section applies to a *third country benchmark contributor* that:
- (a) is not a *supervised entity*; and
 - (b) would be a *supervised entity* if it were *located* in the *EU*.
- (2) This section does not apply to a *third country benchmark contributor* to the extent that it is *contributing input data* in relation to a *commodity benchmark*, the provision of which is governed by Annex II of the *benchmarks regulation* (in accordance with article 19 of that regulation).

8.4.2

R

Application of the benchmarks regulation

A *third country benchmark contributor* in ■ MAR 8.4.1R must comply with the following requirements applicable to supervised contributors (as defined in the *benchmarks regulation*) as if they were *rules*:

- (1) article 16 of the *benchmarks regulation*, as amended or supplemented as relevant by article 26 and Annex 1 of the *benchmarks regulation*; and
- (2) article 23(3) of the *benchmarks regulation*.