


Chapter 13

Commission Delegated Regulation (EU) 2017/573



Article 1 Fair and non-discriminatory co-location services

(1) Trading venues providing co-location services shall, within the limits of the space, power, cooling and similar facilities available, ensure that such services are provided in a fair and non-discriminatory manner as laid down in paragraphs 2, 3 and 4 in relation to the following:

- (a) data centres they own and manage;
- (b) data centres they own which are managed by a third party selected by them;
- (c) data centres that are owned and managed by a third party with which the trading venue has an outsourcing arrangement for the organisation of the execution infrastructure of the trading venue as well as of the proximity access to it;
- (d) proximity hosting services owned and managed by a third party with a contractual arrangement with a trading venue.

(2) Trading venues shall provide all users which have subscribed to the same co-location services access to their network under the same conditions, including as regards space, power, cooling, cable length, access to data, market connectivity, technology, technical support and messaging types.

(3) Trading venues shall take all reasonable steps to monitor all connections and latency measurements to ensure the non-discriminatory treatment of all users of co-location services that have the same type of latency access.

(4) Trading venues shall make available individual co-location services, without any requirement to purchase bundled services.