

Summary of the scope of application of EMIR to third country entities pursuant to the draft RTS and Article 13 of EMIR:

		EU Firm (including Branches established in 3rd Countries)	Equivalent third Country	
			EU Branch	3rd Country Firm
EU Firm (including Branches established in 3C)		EMIR applies	EMIR can be disapplied	EMIR can be disapplied
Non-Equivalent third Country	EU Branch	EMIR applies	<i>RTS (Not apply)</i>	<i>RTS (Not apply)</i>
	3C Firm	EMIR applies	<i>RTS (Not apply)</i>	<i>RTS (Not apply)</i>

		EU Firm (including Branches established in 3rd Countries)	Non-Equivalent third Country	
			EU Branch	3rd Country Firm
EU Firm (including Branches established in 3C)		EMIR applies	EMIR applies	EMIR applies
Non-Equivalent third Country	EU Branch	EMIR applies	<i>RTS (Apply)</i>	<i>RTS (Not covered unless substantial guarantees from EU FC)</i>
	3C Firm	EMIR applies	<i>RTS (Not covered unless substantial guarantees from EU FC)</i>	<i>RTS (Not covered unless substantial guarantees from EU FC)</i>