





Annex

Figure 1: Summary of Key Issues in the Disclosure and Transparency Landscape

<p>Content</p>		<ul style="list-style-type: none"> - Some disclosures have room for enhancement in light of the guidance set out in the Code and other published GFXC materials. In particular, there is heightened focus on a small set of key topics – e.g. last look, pre-hedging, and agent vs principal – which have been identified as requiring the most attention.
<p>Clarity</p>		<ul style="list-style-type: none"> - Whilst there can be a role for compliance and Legal areas in holding the pen on disclosure documents, often being an effective conduit between different market areas, market participants can overly rely on Legal and compliance for producing disclosures with a lack of input from relevant business areas. This can, at times, lead to unhelpful use of legalese and a lack of “Plain English”. - Reject codes have developed as a way for Market Participants to inform their Clients on how orders have been handled and transacted. Reject codes can vary in detail and type from Market Participant to Market Participant, creating issues for Clients in comparing order handling across price makers. Increased guidance on the format and/or nature of reject codes have therefore been identified as an initiative that could improve clarity for Clients.
<p>Accessibility</p>		<ul style="list-style-type: none"> - Disclosures are not provided to Market Participants in a consistent manner and there is no repository/library of firms’ disclosures made readily available to all Market Participants. - Disclosures are inconsistent in their structure, making it difficult to identify within disclosure documents which Principles of the Code are being referred to, and for Market Participants to compare across different firms’ disclosures. - It is not clear what role platforms and prime brokerage providers can play in facilitating disclosures on anonymous trading venues.
<p>Review</p>		<ul style="list-style-type: none"> - Linked to accessibility there is no central repository outlining when disclosures have been reviewed or updated. This makes it challenging for Market Participants to keep an up to date record of disclosures from counterparties.

References

- Bailey, A (2021)**, 'Meeting varied people', speech available at <https://www.bankofengland.co.uk/speech/2021/april/andrew-bailey-keynote-speech-at-the-bank-of-england-virtual-event>
- Bank of England (2015)**, 'Fair and Effective Markets Review – Final Report', available at <https://www.bankofengland.co.uk/report/2015/fair-and-effective-markets-review---final-report>
- Bank for International Settlements (2018)**, 'Monitoring of fast-paced electronic markets', available at <https://www.bis.org/publ/mkctc10.pdf>
- Bank for International Settlements (2018)**, 'FX execution algorithms and market functioning', available at <https://www.bis.org/publ/mkctc13.pdf>
- Carney, M (2018)**, 'Staying Connected', speech available at <https://www.bankofengland.co.uk/-/media/boe/files/speech/2018/staying-connected-speech-by-mark-carney>
- Churm, R (2019)**, 'Where next for fixed income markets: Thriving in a world of change', speech available at <https://www.bankofengland.co.uk/speech/2019/rohan-churm-speech-at-london-stock-exchange-group-uk-debt-capital-markets-forum-2019>
- Debelle, G, Hoshino, A, and Penney, N (2019)**, 'GFXC priorities for the 3-year Review of the FX Global Code', available at https://www.globalfx.org/events/20191204_summary_3_year_review_feedback.pdf
- Goodacre, H, and Razak, E**, 'The foreign exchange and over-the-counter interest rate derivatives market in the United Kingdom', *Bank of England Quarterly Bulletin 2019 Q4*, available at <https://www.bankofengland.co.uk/quarterly-bulletin/2019/2019-q4/the-foreign-exchange-and-over-the-counter-interest-rate-derivatives-market-in-the-uk>
- Debelle, G, Hoshino, A, and Penney, N (2019)**, 'GFXC priorities for the 3-year Review of the FX Global Code', available at https://www.globalfx.org/events/20191204_summary_3_year_review_feedback.pdf
- Debelle, G (2021)**, 'The FX Global Code', speech available at <https://www.rba.gov.au/speeches/2021/sp-dg-2021-07-27.html>
- Hauser, A (2019)**, 'Run Lola Run! The good, the bad and the ugly of FX market fragmentation – and what to do about it', speech available at <https://www.bankofengland.co.uk/speech/2019/andrew-hauser-panellist-at-trade-tech-fx-europe-barcelona>
- Hauser, A (2020)**, 'Seven moments in Spring: Covid-19, financial markets and the Bank of England's operations', speech available at <https://www.bankofengland.co.uk/speech/2020/andrew-hauser-speech-hosted-by-bloomberg-via-webinar>
- Global Foreign Exchange Committee (2019)**, 'Global Foreign Exchange Committee Report: The Role of Disclosure and Transparency in the Global FX Market', available at https://www.globalfx.org/docs/the_role_of_disclosure_and_transparency.pdf
- Global Foreign Exchange Committee (2020)**, 'GFXC 2019 survey results', available at https://www.globalfx.org/docs/gfxc_survey_results_Jan20.pdf
- Global Foreign Exchange Committee (2021)**, 'GFXC Request for Feedback – April 2021, Attachment C: Disclosures', available at https://www.globalfx.org/docs/gfxc_request_feedback_april2021_att_c.pdf
- Global Foreign Exchange Committee (2021)**, 'FX Global Code July 2021', available at https://www.globalfx.org/docs/fx_global.pdf

The Investment Association (2020), 'The Investment Association position on standardisation of reject codes in FX trading', available at <https://www.theia.org/sites/default/files/2020-02/20200205-standardisationofrejectcodes.pdf>

Jeffery, R, Lindstrom, R, Pattie, T, and Zerzan, N (2017), 'The Bank's Market Intelligence function', Bank of England Quarterly Bulletin 2017 Q1, available at <https://www.bankofengland.co.uk/quarterly-bulletin/2017/q1/the-boe-market-intelligence-function>

Lambert, C (2020), The Profit and Loss interview with Rohan Churm, April 2020, *In the FICC of It Special on Apple Podcasts*, available at <https://podcasts.apple.com/us/podcast/in-the-ficc-of-it-special/id1464163704?i=1000473641298>

The London Foreign Exchange Joint Standing Committee (FXJSC), 'Results of the Semi-Annual FX Turnover Surveys in April 2021', available at <https://www.bankofengland.co.uk/markets/london-foreign-exchange-joint-standing-committee/results-of-the-semi-annual-fx-turnover-survey-april-2021>

Place, J (2021), 'Future world of work', speech available at <https://www.bankofengland.co.uk/speech/2021/july/joanna-place-speech-at-the-investment-association-future-world-of-work>

Penney, N (2020), 'GFXC discussion on the operational challenges of the FX market during the 2020 coronavirus crisis', available at <https://www.globalfx.org/docs/operational-challenges-facing-fx-industry-covid19.pdf>