



# BANK OF ENGLAND

## Securities Lending Committee: Terms of Reference

### Purpose

The Securities Lending Committee is a Sub-Committee of the Money Markets Committee (the “MMC”). It provides a senior-level forum for market participants and the relevant UK public authorities to meet to discuss issues concerning the UK securities lending market, including all collateral activities.

### Objectives

1. To discuss important domestic and global market or structural developments affecting the UK securities lending market.
2. To discuss legal, regulatory, trading, settlement, infrastructure, tax, disclosure and other related developments in this market.
3. Where appropriate, it will propose responses to these issues.
4. To aid the understanding and enhance the monitoring of the functioning of this market

### Membership

5. The Sub-Committee is chaired by an appropriately senior and experienced market participant at the personal invitation of a senior official of the Bank of England.
6. It is administered by the Bank of England.
7. The Sub-Committee comprises appropriately senior practitioners from key active securities lending market participants, including appropriate representation from banks, asset managers, non-financial institutions, infrastructure providers, relevant trade associations and the UK authorities.
8. Members are invited by a senior official of the Bank of England due to their seniority and experience in combination with the level of appropriate market activity by their firm.
9. It is expected that members represent themselves as senior market participants, their firm or the association which they represent, the wider interests of their sector of the market and represent the best interests of the functioning of the market as a whole. .
10. Generally membership is on an individual rather than on a firm basis. Therefore, a member who steps down cannot automatically pass on their seat to a replacement within their firm.
11. Membership of the Sub-Committee will be reviewed on a regular basis. A range of factors are considered when reviewing membership with the aim to ensure the Sub-Committee’s composition is broadly representative of UK securities lending market, while having regard to the need to advance equality of opportunity and reflect an appropriate diversity of members and the firms they come from.
12. The Sub-Committee is not decision-making and therefore does not require a minimum attendance to be quorate but it will make recommendations to MMC when appropriate.

### Organisation of the Sub-Committee

12. Meetings will be held at least every six months, but can be held more frequently if required.
13. Members should aim to attend all Sub-Committee meetings. Members should contact the Secretary directly if they are unable to attend a meeting.
14. Members should attend the meetings themselves, sending alternates only in exceptional circumstances and by prior arrangement with the Secretary.
15. Agendas will be circulated one week in advance of meetings.
16. The Sub-Committee may create temporary working groups as required in the light of market developments with agreed terms of reference where appropriate.
17. Draft non-attributable minutes of meetings will be circulated to members and when these have been agreed by the Sub-Committee, they will be published on the Bank of England's website.

### **Confidentiality**

18. Any information disclosed or opinions expressed during Sub-Committee meetings will be treated as confidential unless and until the Sub-Committee, acting by consensus, has authorised their public release. Sub-Committee members may be exposed to sensitive information and, potentially, to material non-public information in the course of their work. It is understood that Sub-Committee members' staff may see some documents relating to the Sub-Committee. Unnecessary involvement of third parties in handling this material is strongly discouraged. In all cases where third parties see Sub-Committee documentation, individual members are expected to accept responsibility for ensuring that those third parties are aware of and respect the confidentiality and sensitivity which attaches to the Sub-Committee and the documents in question.

### **Competition Law**

19. It is the responsibility of Sub-Committee members to ensure they understand their responsibilities under all applicable competition laws, including UK and EU competition law. To the extent any Sub-Committee member is unclear of these, they should consult the legal and/or compliance teams at their respective institution for further guidance. If, during a Sub-Committee meeting, a member has concerns about the discussion from a competition law compliance perspective, the members should make their concerns known and the discussion giving rise to such concerns should cease.

### **Future Developments**

20. These Terms of Reference will be reviewed at a minimum every two years to ensure that they remain current and relevant