

MiCA at a glance - One regulation to rule them all

ASSET CATEGORIES

ISSUER REQUIREMENTS

CRYPTO-ASSET SERVICE PROVIDER (CASP) CATEGORIES

CASP REQUIREMENTS

Crypto-Asset

Utility token

White paper notification + information, liability, marketing requirements. Utility & small tokens are exempted

Asset-Referenced Token (ART)

Significant ART

White paper authorisation + incorporation, prudential, governance requirements; Higher requirements for significant ARTs

E-Money Token (EMT)

Significant EMT

Limited to e-money or credit institutions. Similar prudential, governance, liquidity requirements as for ARTs; Higher requirements for significant EMTs

Non-Fungible Tokens

NFTs are out of scope, large "series and collections" may not

Security Tokens

Not covered by MiCA, but securities regulation

Custody & Administration

Operation of a trading platform

Exchange of crypto <-> crypto or crypto <-> fiat

Execution of orders on behalf of clients

Placing of crypto-assets

Reception and transmission of orders on behalf of third parties

Advice and portfolio management

Providing transfer services on behalf of third parties

All CASPs need to comply with minimum requirements with respect to

- Prudential provisions (own funds)
- Governance
- Safekeeping of assets
- Outsourcing
- Complaint handling
- Information disclosure (incl. sustainability)
- Wind-down plans

On top, each CASP function has additional specific requirements, e.g.

- Custody policy for custodians
- Market abuse detection systems for trading platforms
- Best execution policies for exchanges
- Suitability/knowledge tests for advisors

[The EU's new MiCA framework for crypto-assets - the one regulation to rule them all \(substack.com\)](https://substack.com)