Commodity Futures Trading Commission

Account Ownership and Control Report; Withdrawal; Ownership and Control Reports, Forms 102/102S, 40/40S, and 71; Proposed Rules
The Commission received eight comment letters from fourteen interested parties in response to the OCR NPRM and the public roundtable. A number of commenters raised concerns regarding the costs they were likely to incur as a result of the OCR. For example, designated contract market group stated in its comment letter that “the Commission’s proposed OCR will result in very substantial capital and human resource costs being incurred by all reporting entities on a one-time and on-going basis.” Many comment letters also included alternative recommendations for proceeding with the development of the OCR.

In light of the comments received and the Commission’s intention to collect trading account ownership and control information through a separate proposed rulemaking, the Commission has determined to withdraw the OCR NPRM. Concurrent with this withdrawal, the Commission is publishing elsewhere in this issue of the Federal Register a separate proposed rule that incorporates many of the OCR NPRM comments.

Issued in Washington, DC, on June 27, 2012 by the Commission.

David A. Stawick,
Secretary of the Commission.

[FR Doc. 2012–16178 Filed 7–25–12; 8:45 am]

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1 On December 23, 2010 and March 22, 2011, the Commission received supplemental comment letters from the Futures Industry Association (“FIA”). All OCR NPRM comment letters, supplemental comment letters, ex parte communications summaries, and a transcript of the public roundtable are available at: http://comments.cftc.gov/PublicComments/CommentList.aspx?id=755.


3 FIA Comment Letter dated October 7, 2010 at 15.