

Mark Orton

Senior Associate

London

Biography

Mark Orton is a senior associate in the Financial Services Regulatory practice. He advises a range of clients, including banks, asset managers, insurers, financial market infrastructures (FMIs), and FinTechs in relation to financial services regulation at both the UK and EU levels. Mark assists clients in creating commercial solutions to issues that arise in the changing regulatory landscape, including in areas such as market transparency, the conduct of business, and capital requirements. He also provides advice in relation to product terms and conditions and other types of financial services contracts, including custody agreements, investment management agreements, and financial services outsourcing contracts (including intra-group agreements put in place as part of corporate reorganizations).

Mark has extensive experience in the field of financial market infrastructure, having advised CCPs and investment exchanges on a number of issues, including applications for recognition in the UK and EU.

Mark has significant experience advising on the regulatory implications related to a wide range of digital assets and blockchain projects and helps clients to structure their offerings in a manner that is compliant with relevant regulatory requirements. This experience includes advice in relation to the tokenization of traditional financial instruments and regulated products, as well as advice on the regulatory



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Languages

English
German

Practices

Financial Services

Industries

Financial Institutions
Insurance

Areas of focus

Corporate Group Structures
Dealing with Financial Services Regulators
Outsourcing

implications of the provision of custody and other services in relation to 'unregulated' cryptoassets (such as lending and staking)

Regulatory Authorization and Insurers

Artificial Intelligence

Representative experience

Advising a consortium of banks on the negotiation of the contractual documentation for a blockchain-based payment system with the system operator.

Advising a third country CCP on its application for recognition by ESMA under EMIR.

Advising an overseas investment exchange on its establishment and regulatory recognition in the UK.

Advising a major international bank on the integration of a digital wealth manager and robo-adviser into its group.

Advising an international asset manager on an outsourcing of transfer agency services to a major international bank.

Advising a major European cryptoasset exchange on its establishment and launch in the UK, including related authorisation applications.

Advising a global reinsurer on its internal corporate reorganisation, including various intragroup services agreements establishing new governance arrangements.

Advising a variety of financial institutions on terms and conditions for products, including ISAs, pension policies and insurance policies.

Latest thinking and events

- News
 - Comparative Guide: Regulating Staking
- News
 - UK – New statutory instrument on cryptoasset staking
- News
 - UK cryptoasset regulation: FCA seeks feedback on admissions & disclosures,

Education and admissions

Education

B.A., University of Leeds

Memberships

Law Society of England and Wales

and market abuse regime

- News

- UK FCA on cryptoasset financial promotions and fiat-to-crypto on/off ramp services

- News

- UK Critical Third Parties Oversight Regime rules published

- News

- FCA's observations and lessons learnt from the July 2024 global IT incident