

# Guidelines compliance table

EBA/GL/2015/21 Appendix 1

19 July 2016


## Final Guidelines on the minimum criteria to be fulfilled by a business reorganisation plan under Directive 2014/59/EU (BRRD)

The following competent authorities\* comply or intend to comply with EBA's Guidelines on business reorganisation plans:

		<b>Competent authority</b>	<b>Complies or intends to comply</b>	<b>Comments</b>
Member State				
BE	Belgium	National Bank of Belgium	<b>Yes</b>	As at 14.07.2016, notification date.
BG	Bulgaria	Българска народна банка (Bulgarian National Bank) (from Banking Supervision Department)	<b>Intends to comply**</b>	The date of application of the associated Commission regulations based on relevant EBA standards. The associated Commission regulations based on relevant EBA standards encompass two regulations mentioned in the Guidelines text one of which (based on EBA/RTS/2015/12) is not yet been published in Official Journal.
		Българска народна банка (Bulgarian National Bank) (from Credit Institutions Resolution Directorate)	<b>Intends to comply**</b>	The date of application of the associated Commission regulations is based on relevant EBA standards. The associated Commission regulations based on relevant EBA standards encompass two regulations mentioned in the Guidelines text one of which (based on EBA/RTS/2015/12) is not yet been published in Official Journal.

		<b>Competent authority</b>	<b>Complies or intends to comply</b>	<b>Comments</b>
CZ	Czech Republic	Česká Národní Banka (Czech National Bank)	<b>Intends to comply**</b>	By the day from which the Guidelines apply
DK	Denmark	The Danish Financial Stability Company and the Danish Financial Supervisory Authority	<b>Yes</b>	As at 07.07.2016, notification date.
DE	Germany	FSMA (Federal Agency for Financial Market Stabilisation)	<b>Yes</b>	As at 14.07.2016, notification date.
		Bundesanstalt für Finanzdienstleistungsaufsicht (BaFin)	<b>Yes</b>	As at 19.07.2016, notification date
EE	Estonia	Finantsinspektsioon (Financial Supervision Authority)	<b>Yes</b>	As at 04.07.2016, notification date.
IE	Ireland	Central Bank of Ireland (as Resolution Authority)	<b>Yes</b>	As at 21.06.2016, notification date.
		Central Bank of Ireland (as Competent Authority)	<b>Intends to comply**</b>	By the application date of the Guidelines.
EL	Greece	Τράπεζα της Ελλάδος (Bank of Greece)	<b>Intends to comply**</b>	By 19.08.2016.
HR	Croatia	State Agency for Deposit Insurance and Bank Rehabilitation	<b>Intends to comply**</b>	By 30.09.2016. The State Agency for Deposit Insurance and Bank Resolution has created the implementing regulation that defines the criteria for approving reorganisation plans. The implementing regulation has not been officially approved yet due to technical and operational issues (election process in Republic of Croatia). It is expected that requested confirmations will be completed until the end of the month. Based on that, the State Agency for Deposit Insurance and Bank Resolution intends to comply with the Guidelines until 30.09.2016.
ES	Spain	FROB (Spanish	<b>Yes</b>	As at 06.07.2016, notification

		<b>Competent authority</b>	<b>Complies or intends to comply</b>	<b>Comments</b>
		executive resolution authority)		date.
		COMISION NACIONAL DEL MERCADO DE VALORES (CNMV) as the preventative resolution authority for investment firms	<b>Intends to comply**</b>	By 20.08.2016
		Banco De España (as both supervisory competent authority and preventative resolution authority	<b>Intends to comply**</b>	By 19.08.2016
FR	France	Autorité de Contrôle Prudentiel et de Résolution (Prudential Supervisory & Resolution Authority)	<b>Intends to comply**</b>	By 31.12.2016
IT	Italy	Banca d'Italia (Bank of Italy)	<b>Intends to comply**</b>	By 30.06.2017
CY	Cyprus	Κεντρική Τράπεζα της Κύπρου (Central Bank of Cyprus as the Resolution Authority (RA))	<b>Yes</b>	As at 14.07.2016, notification date.
		Central Bank of Cyprus (as the Supervisory Authority)	<b>Yes</b>	As at 18.07.2016, notification date.
LV	Latvia	Finanšu un Kapitāla tirgus Komisija (Financial and Capital Market Commission)	<b>Yes</b>	As at 14.07.2016, notification date.
LT	Lithuania	Lietuvos Bankas (Bank of Lithuania)	<b>Yes</b>	As at 25.01.2016. (Notification date 18.07.2016)
LU	Luxembourg	Commission de Surveillance du Secteur Financier (CCSF)	<b>Intends to comply**</b>	By the application date of the Guidelines.
HU	Hungary	Magyar Nemzeti Bank (The Central Bank of Hungary)	<b>Intends to comply**</b>	By 19.08.2016.

		<b>Competent authority</b>	<b>Complies or intends to comply</b>	<b>Comments</b>
MT	Malta	Malta Financial Services Authority	<b>Intends to comply**</b>	As of such time as the necessary legislative or regulatory proceedings have been completed.
NL	Netherlands	De Nederlandsche Bank (National Bank of Netherlands)	<b>Intends to comply**</b>	<p>By 19.08.2016. Please see point 49 of the Beleidsregel toepassing richtsnoeren Europese toezichthoudende autoriteiten (DNB regulation on the application of guidelines of European Supervisory Authorities) for information on the entry into force of the Guidelines on Business Reorganisation Plans (EBA-GL-2016-21) in the Netherlands.</p>  <p>Beleidsregel toepassing richtsno</p>
AT	Austria	Finanzmarktaufsicht (Financial Market Authority)	<b>Yes</b>	As at 19.07.2016, notification date.
PL	Poland	Komisja Nadzoru Finansowego (Polish Financial Supervision Authority)	<b>Intends to comply**</b>	By 09.10.2016.
		Banking Guarantee Fund	<b>Intends to comply**</b>	By 21.09.2016.
PT	Portugal	Banco de Portugal (Bank of Portugal)	<b>Yes</b>	As at 29.07.2016, notification date.
RO	Romania	Banca Națională a României (National Bank of Romania)	<b>Yes</b>	As at 19.07.2016, notification date.
SI	Slovenia	Banka Slovenije (Bank of Slovenia)	<b>Yes</b>	As at 12.07.2016, notification date. The Bank of Slovenia makes decisions regarding the application of guidelines and recommendations issued by the European Banking Authority. Decisions regarding the application

		<b>Competent authority</b>	<b>Complies or intends to comply</b>	<b>Comments</b>
				of such guidelines or recommendations are published in the Official Gazette of the Republic of Slovenia.  Bank of Slovenia complies with the guidelines at hand and a separate Bank of Slovenia Regulation on the use of the Guidelines on the minimum criteria to be fulfilled by a business reorganisation plan was issued for this purpose.
SK	Slovakia	Národná Banka Slovenska (National Bank of Slovakia)	<b>Yes</b>	As at 15.06.2016, notification date.
FI	Finland	Finanssivalvonta (FIN-FSA) (for Less Significant Institutions)	<b>Intends to comply**</b>	By 30.09.2016.
SE	Sweden	Finansinspektionen (Swedish Financial Supervisory Authority)	<b>Yes</b>	As at 14.07.2016, notification date.
UK	United Kingdom	Prudential Regulation Authority (PRA)	<b>Yes</b>	As at 15.07.2016, date of notification.
		Financial Conduct Authority (FCA)	<b>Yes</b>	As at 04.07.2016, notification date.

**EU Institutions – Agencies**

ECB	ECB	ECB	<b>Intends to comply**</b>	By 19.08.2016.
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**EEA – EFTA State**

IS	Iceland	Fjármálaeftirlitið (The Financial Supervisory Authority in Iceland - FME)	<b>Intends to comply**</b>	By December 2016. BRRD has not yet been incorporated into the EEA Agreement. Nonetheless, implementation of the BRRD is in progress. The Ministry of Finance and Economic Affairs, The FME (Financial Supervisory Authority) and The Central Bank of Iceland
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		<b>Competent authority</b>	<b>Complies or intends to comply</b>	<b>Comments</b>
				<p>are involved in that work. The EEA EFTA States remain engaged in a dialogue with the EU on how their participation in the European System of Financial Supervision will be secured.</p> <p>The designation of the Resolution Authority in Iceland remains to be decided. A public authority closely related to the FME (Financial Supervisory Authority) is likely to be appointed as the resolution authority in Iceland. Hence, the FME (Financial Supervisory Authority) will be the contact authority for resolution issues until appropriate decisions have been made regarding designation of the Resolution Authority in Iceland.</p>
LI	Liechtenstein	Finanzmarktaufsicht - FMA (Financial Market Authority)	<b>Intends to comply**</b>	By 01.01.2017. The Guidelines refer to Directive 2014/59/EU, establishing a recovery and resolution framework in the European Union. The Principality of Liechtenstein intends to implement this Directive on January 1, 2017.
NO	Norway	Finanstilsynet (Norwegian Financial Supervisory Authority)	<b>Intends to comply**</b>	Awaiting a final agreement on the implementation of the ESAs' regulations into the EEA agreement, the BRRD has not yet been incorporated into the EEA agreement, nor has a resolution authority in Norway yet been appointed. As soon as the relevant domestic legislation has been adopted and necessary decisions taken, the stance of the Norwegian resolution authority as regards compliance with this and other guidelines will be

		<b>Competent authority</b>	<b>Complies or intends to comply</b>	<b>Comments</b>
				communicated.
<b>European Territories under Article 355(3) TFEU</b>				
UK	United Kingdom	Financial Services Commission (Gibraltar)	<b>Intends to comply**</b>	By 19.08.2016

\*The EEA States other than the Member States of the European Union are not currently required to notify their compliance with the EBA's Guidelines. This table is based on information provided from those EEA States on a voluntary basis.

\*\* Please note that, in the interest of transparency, if a competent authority continues to intend to comply after the application date, it will be considered "non-compliant" unless (A) the Guidelines relate to a type of institution or instruments which do not currently exist in the jurisdiction concerned; or (B) legislative or regulatory proceedings have been initiated to bring any national measures necessary to comply with the Guidelines in force in the jurisdiction concerned.

### Notes

Article 16(3) of the EBA's Regulations requires national competent authorities to inform us whether they comply or intend to comply with each Guideline or recommendation we issue. If a competent authority does not comply or does not intend to comply it must inform us of the reasons. We decide on a case by case basis whether to publish reasons.

The EBA endeavour to ensure the accuracy of this document, however, the information is provided by the competent authorities and, as such, the EBA cannot accept responsibility for its contents or any reliance placed on it.

For further information on the current position of any competent authority, please contact that competent authority. Contact details can be obtained from the EBA's website [www.eba.europa.eu](http://www.eba.europa.eu).