

Guidelines compliance table

EBA/GL/2015/16 Appendix 1

16 December 2015 – Updated
28.03.2017

Guidelines on the application of simplified obligations under Article 4(5) of Directive 2014/59/EU

The following competent authorities* comply or intend to comply with EBA's Guidelines on the application of simplified obligations:

Member State	Competent authority	Complies or intends to comply	Comments
BE	Belgium National Bank of Belgium	Yes	As at 18.12.2015, notification date.
BG	Българска народна банка (Bulgarian National Bank - Banking Supervision)	No	The Guidelines are not applicable in our jurisdiction as we have decided not to apply simplified obligations. We have only 22 banks in Bulgaria and find it very burdensome to apply simplified obligations in such systematic way as required under the guidelines. There will be also some issues of statistical significance due to the low number of banks to be regarded as potentially eligible for simplified obligations.
	(Bulgarian National Bank - Credit Institutions Resolution Directorate)	No	
CZ	Czech Republic Česká Národní Banka (Czech National Bank)	Intends to comply**	By the day when the legislation implementing the Directive 2014/59/EU (BRRD) in Czech Republic becomes effective.

Member State		Competent authority	Complies or intends to comply	Comments
DK	Denmark	Finanstilsynet (Danish Financial Supervisory Authority)	Intends to comply**	By 17.12.2015.
DE	Germany	Bundesanstalt für Finanzdienstleistungsufsicht (BaFin)	Yes	As at 14.12.2016, notification date.
		Federal Agency for Financial Market Stabilisation (FMSA)	Yes	As at 22.12.2015, notification date.
EE	Estonia	<i>Finantsinspektsioon (Financial Supervision Authority)</i>	Yes	As at 07.12.2015, notification date.
IE	Ireland	<i>Central Bank of Ireland</i>	Intends to comply**	By the application date of the Guidelines.
EL	Greece	Τράπεζα της Ελλάδος (Bank of Greece)	Intends to comply**	By 17.12.2015.
HR	Croatia	Hrvatska agencija za nadzor financijskih usluga (Croatian Financial Services Supervisory Agency) HANFA	Intends to comply**	By 31.03.2016.
		Croatian National Bank	Yes	As at 16.12.2015, notification date.
ES	Spain	Comision Nacional Del Mercado De Valores (as the preventive resolution authority of Investment firms)	Intends to comply**	By 17.12.2015.
		Banco de España (Bank of Spain – as both Supervisory Competent Authority and Preventative Resolution Authority)	Yes	As at 16.12.2015, notification date.

Member State		Competent authority	Complies or intends to comply	Comments
		FROB Executive Resolution Authority	Yes	As marked, FROB complies with the Guidelines as of the date of this notification. Nevertheless, please note that this compliance is in accordance with the powers granted to FROB as Executive Resolution Authority as stated in article 2, paragraph 1, letter (d) of Law 11/2015, of 18 June, on recovery and resolution of credit institutions and investment firms which transposes the Directive 2014/59/EU in Spain
FR	France	Autorité de Contrôle Prudentiel et de Résolution (Prudential Supervisory & Resolution Authority)	Intends to comply**	By 31.12.2015.
IT	Italy	Banca d'Italia (Bank of Italy)	Intends to comply**	By 31.12.2016. At this stage we make a reservation for the concrete implementation of the proportionality principle within these EBA GL 2015 16. We wish to reduce the extent possible the potential burden for institutions and authorities, while preserving the effectiveness and efficiency of the actions of the NCAs/NRAs.
CY	Cyprus	Κεντρική Τράπεζα της Κύπρου (Central Bank of Cyprus) (as the Supervisory Authority)	Intends to comply**	By 31.12.2015.
		Κεντρική Τράπεζα της Κύπρου (Central Bank of Cyprus) (as the Resolution Authority)	Intends to comply**	By 31.12.2015.
LV	Latvia	Finanšu un Kapitāla tirgus Komisija (Financial and Capital Market Commission)	Intends to comply**	By 31.12.2015.
LT	Lithuania	Lietuvos Bankas (Bank of Lithuania)	Intends to comply**	By 01.07.2016.

Member State	Competent authority	Complies or intends to comply	Comments
LU	Luxembourg Commission de Surveillance du Secteur Financier (Commission for the Supervision of Financial Sector)	Intends to comply**	By such time as the necessary legislative or regulatory proceedings have been completed. Directive 2014/59/EU has not yet been transposed into Luxembourg law, and the CSSF has not yet been formally designated as the national resolution authority. A draft bill has been transmitted to the Luxembourg Parliament on September 3 rd , 2015 and is expected to be voted this week (15.12.2015).
HU	Hungary Magyar Nemzeti Bank (Central Bank of Hungary)	Intends to comply**	By 30.04.2016.
MT	Malta Malta Financial Services Authority	Intends to comply**	By such time as the necessary legislative or regulatory proceedings have been completed. The assessment as to whether it is appropriate for simplified obligations to apply, shall be done in accordance with these guidelines. These guidelines shall be incorporated in the Competent Authority's operations manual.
NL	Netherlands De Nederlandsche Bank (National Bank of Netherlands)	Yes	As at 19.11.2015, notification date. Please note that this compliance form regards recovery planning only.
	Netherlands De Nederlandsche Bank (National Bank of Netherlands)	Intends to comply**	By June 2016. Please note that this compliance form regards resolution planning only.
AT	Austria Finanzmarktaufsicht (Financial Market Authority)	Intends to comply**	By 30.09.2016.
PL	Poland Komisja Nadzoru Finansowego (Polish Financial Supervision Authority)	Intends to comply**	PFSA intends to comply with the GL after BRRD implementation.
PT	Portugal Banco de Portugal (Bank of Portugal)	Yes	As at 07.12.2015, notification date.

Member State	Competent authority	Complies or intends to comply	Comments	
RO	Romania Banca Națională a României (National Bank of Romania)	Yes	As at 16.12.2015, notification date.	
SI	Slovenia Banka Slovenije (Bank of Slovenia)	Intends to comply**	By such time as the necessary legislative or regulatory proceedings have been completed. The exact date of compliance is subject to full transposition of BRRD-transposing into Slovenian legislation by parliament.	
SK	Slovakia Národná Banka Slovenska (National Bank of Slovakia)	Intends to comply**	By 01.01.2016.	
FI	Finland Financial Stability Authority	Intends to comply**	From 17.12.2015.	
SE	Sweden Finansinspektionen (Swedish Financial Supervisory Authority)	Intends to comply**	During Spring 2016.	
UK	United Kingdom Prudential Regulation Authority (PRA)	Yes	As at 15.12.2015, notification date.	
	United Kingdom Financial Conduct Authority (FCA)	Yes	As at 09.12.2015, notification date. These guidelines are addressed to resolution authorities, whereas the FCA is a competent authority for BRRD purposes in the UK.	
	United Kingdom Bank of England (BoE)	Intends to comply**	By 01.06.2016.	
EU Institutions – Agencies				
ECB	ECB	ECB	Yes	As at 12.01.2016, notification date.
EEA – EFTA State				
IS	Iceland Fjármálaeftirlitið (Icelandic Financial Supervisory Authority - FME)	Intends to comply**	By December 2016	

Member State	Competent authority	Complies or intends to comply	Comments
LI	Liechtenstein Finanzmarktaufsicht - FMA (Financial Market Authority)	Intends to comply**	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)	Intends to comply**	Depending upon incorporation in the EEA agreement. Having awaited the final agreement on the implementation of the EASs' 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 BRRD is incorporated into the EEA-agreement, relevant domestic legislation has been adopted and other relevant decisions been taken, the stance of the Norwegian resolution authority as regards compliance with this and other guidelines will be communicated.
European Territories under Article 355(3) TFEU			
UK	United Kingdom Financial Services Commission (Gibraltar)	Yes	As at 15.12.2015, notification date.

*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.