

Guidelines compliance table

EBA/GL/2018/06

31 October 2018; Date of application –
30 June 2019

Guidelines on management of non-performing and forborne exposures

The following competent authorities* comply or intend to comply with the EBA's Guidelines on management of non-performing and forborne exposures:

		Competent authority	Complies or intends to comply	Comments
Member State				
BE	Belgium	National Bank of Belgium	Intends to comply**	By 30 June 2019.
BG	Bulgaria	Българска народна банка (Bulgarian National Bank)	Intends to comply**	By 30 June 2019.
CZ	Czech Republic	Czech National Bank	Intends to comply**	By 30 June 2019.
DK	Denmark	Danish Financial Supervisory Authority	Yes	
DE	Germany	Bundesanstalt für Finanzdienstleistungsaufsicht (BaFin)	Intends to comply**	By end of 2020. We intend to comply with the EBA GL on management of non-performing and forborne exposure (EBA NPE GL) by end of 2020. By that date it is planned to amend the Minimum Requirements for Risk Management (Mindestanforderungen an das Risikomanagement - MaRisk). The new MaRisk amendments will also incorporate further requirements stemming from other EBA Guidelines and using experience acquired by BaFin and Bundesbank in their

		Competent authority	Complies or intends to comply	Comments
				supervisory activities and in inspections.
EE	Estonia	Finantsinspektsioon	Yes	
IE	Ireland	Central Bank of Ireland	Intends to comply**	By 01 July 2019.
EL	Greece	Bank of Greece	Intends to comply**	By 31 December 2019.
HR	Croatia	Hrvatska narodna banka (Croatian National Bank)	Intends to comply**	By 30 June 2019.
ES	Spain	Banco de España	Intends to comply**	By 30 June 2019.
FR	France	Autorité de Contrôle Prudentiel et de Résolution	Yes	
IT	Italy	Bank of Italy	No	<ul style="list-style-type: none"> The Bank of Italy is already broadly compliant with the EBA GIs thanks to the publication in January 2018 of the GL on NPL Management for Less Significant Institutions (LSIs) (https://www.bancaditalia.it/compiti/vigilanza/normativa/orientamenti-vigilanza/Guidance-NPL-LSI.pdf?language_id=1). In fact, this document is in line with the SSM Guidance for SI and applies proportionality only in chapter 3 (Governance and Operations) in line with the EBA approach. Therefore, only limited changes will be necessary to fully align Bdl GIs to the EBA ones. With reference to the criteria for identifying

		Competent authority	Complies or intends to comply	Comments
				<p>banks that must apply chapters 4 {NPE Strategy} and 5 {NPE Governance and Operations} of the EBA GIs, at this stage the Bank of Italy does not intend to apply the 5% NPL ratio threshold (stated in para 11). We believe that a fixed gross NPL ratio threshold calibrated on the basis of a sample of large banks is not suitable for determining a proper supervisory action on smaller ones. In fact, currently Bdl applies a higher threshold, which is sufficient to catch the vast majority of the NPLs of the Italian LSIs. This threshold is periodically reviewed, together with other indicators, to assess whether the number addressee banks should be extended. At present, Bdl still feels that a 5% target might not be the right one to select banks with a high NPL ratio in Italy.</p> <ul style="list-style-type: none"> As to the GL scope of application, we deem preferable to exclude banks specialized in NPL purchase (a number very limited in Italy), as it currently is. These banks have indeed a particular business model, which imply an approach to managing NPLs substantially different from traditional banks; a "tailored" supervisory approach will therefore

		Competent authority	Complies or intends to comply	Comments
				continue to be used for them.
CY	Cyprus	Central Bank of Cyprus	Intends to comply**	By 30 June 2019.
LV	Latvia	Financial and Capital Market Commission	Intends to comply**	By 31 July 2019.
LT	Lithuania	Bank of Lithuania	Yes	
LU	Luxembourg	Commission de Surveillance du Secteur Financier (CSSF)	Intends to comply**	By 30 June 2019.
HU	Hungary	Central Bank of Hungary	Intends to comply**	By 31 October 2019.
MT	Malta	Malta Financial Services Authority (MFSA)	Intends to comply**	By such time as the necessary legislative or regulatory proceedings are completed.
NL	Netherlands	De Nederlandsche Bank	Yes	
AT	Austria	Austrian Financial Market Authority	Yes	
PL	Poland	Komisja Nadzoru Finansowego	Yes	
PT	Portugal	Banco de Portugal	Intends to comply**	By 30 June 2019.
RO	Romania	National Bank of Romania	Intends to comply**	By such time as the necessary legislative or regulatory proceedings have been completed
SI	Slovenia	Bank of Slovenia	Yes	
SK	Slovakia	Národná banka Slovenska	Intends to comply**	By 30 June 2019.
FI	Finland	Finanssivalvonta (FIN-FSA)	Intends to comply**	By such time as the necessary regulatory proceedings have been completed.
SE	Sweden	Finansinspektionen	Yes	
UK	United Kingdom	PRA	Intends to comply**	By June 2020. The PRA intends to comply with the Guidelines. It is still considering

		Competent authority	Complies or intends to comply	Comments
				at this stage whether to define a common threshold for the individual valuation and revaluation of the collaterals used for NPEs by an independent appraiser as per paragraph 189 of the guidelines.

EU Institutions – Agencies

ECB	ECB	ECB	Yes	
-----	-----	-----	-----	--

EEA – EFTA State

IS	Iceland	Financial Supervisory Authority, Iceland	Intends to comply**	The Financial Supervisory Authority, Iceland intends to comply with all parts of EBA/GL/2018/06 as of the date of application (30 June 2019), with the exception of part 7 of the guidelines. Iceland will apply the guidelines on the application of the definition of default (EBA/GL/2016/07) after 1 January 2021. References in EBA/GL/2018/06 to the definition of 'default' or any other requirements within EBA/GL/2016/07 will therefore not be effective until after 1 January 2021.
LI	Liechtenstein	Financial Market Authority Liechtenstein (FMA)	Yes*	
NO	Norway	Finanstilsynet	Yes*	

European Territories under Article 355(3) TFEU

UK	United Kingdom	Gibraltar Financial Services Commission	Yes	
----	----------------	---	-----	--

*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 endeavours 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.