

EBA/ITS/2016/01

13 January 2016

Final Report

Final draft implementing technical standards amending the Commission Implementing Regulation (EU) No 1030/2014 on the uniform formats and date for the disclosure of the values used to identify global systemically important institutions

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2. Executive Summary

The EBA methodology for identifying global systemically important institutions (G-SIIs) closely follows the approach of the Basel Committee on Banking Supervision (BCBS) for identifying global systemically important banks (G-SIBs, in BCBS terminology). The lists of EU G-SIBs identified by the BCBS and of G SIIs identified by Member States' authorities are identical. In January 2016 the BCBS will publish a new data template for the 2016 identification exercise, based on end-2015 business year data.

In view of the above and in order to make the Level 2 regulation on the identification of G-SIIs easy to update every year, the RTS on the identification methodology and the ITS on disclosure, which contained a data template, have been amended. For practical reasons, to make the update easier, the full data template with the detailed specification of the indicator values will now only be incorporated in the guidelines. The instructions for institutions on how to complete the template will be published on the EBA website.

Next steps

The draft RTS and ITS will be submitted to the Commission for endorsement, following which the RTS will be subject to scrutiny by the European Parliament and the Council before being published in the *Official Journal of the European Union*.

The guidelines will be translated into the official EU languages and published on the EBA website. The deadline for competent authorities to report whether they comply with the guidelines will be two months after the publication of the translations.

3. Background and rationale

In line with Directive 2013/36/EU, which requires the methodology to take into account international agreed standards, the EBA methodology for identifying G-SIIs follows the approach of the Basel Committee on Banking Supervision (BCBS) for identifying G-SIBs (in BCBS terminology). As a result, the list of EU G-SIBs identified by the BCBS and the list of EU G-SIIs identified by Member States' authorities are identical. In January 2016 the BCBS will publish a new data template for the 2016 identification exercise, based on end-2015 business year data.

As a consequence, the RTS on the identification methodology and the ITS on disclosure, which contained a data template, have been updated. In order to make the update easier every year, the full data template with the detailed specification of the indicator values will now only be incorporated in the guidelines (see Section 5 and the annex referred to therein for details). This will ensure convergent practice and uniform underlying values. The instructions for institutions on how to complete the template will be published on the EBA website.

4. Draft regulation amending the implementing technical standards on the uniform format and date of disclosure by G-SIIs

COMMISSION IMPLEMENTING REGULATION (EU) No .../..

of **XXX**

amending Regulation (EU) No 1030/2014 with regard to the uniform formats and date for the disclosure of the values used to identify global systemically important institutions

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) No 575/2013 of the European Parliament and of the Council of 26 June 2013 on prudential requirements for credit institutions and investment firms and amending Regulation (EU) No 648/2012, and in particular the third subparagraph of Article 441(2) thereof,

Whereas:

- (1) Commission Implementing Regulation (EU) No 1030/2014 specifies the uniform format for the disclosure of the indicator values used in the process of identification of global systemically important institutions (G-SIIs) in accordance with Article 131 of Directive 2013/36/EU of the European Parliament and of the Council¹. According to that regulation the disclosure templates used by institutions identified as G-SIIs should take into account international standards, particularly those issued by the Basel Committee on Banking Supervision (BCBS). The template in the Annex of Regulation (EU) No 1030/2014 mirrors that used by the BCBS for the year 2014. In January each year, the BCBS publishes an updated template which will be updated in the future. To keep the identification methodology up to date, reflect current developments of the global banking system and take into account updated international standards, relevant authorities should always use an up-to-date template. Therefore Regulation (EU) No 1030/2014 should be amended and the template in the Annex with the outdated data should be replaced by a template suitable to be applied under the current and future updates.
- (2) This Regulation should apply immediately, as institutions need clarity as to which data have to be disclosed for the identification process in 2016 and the data collection process starts in the first quarter of 2016.
- (3) This Regulation is based on the draft regulatory technical standards submitted by the European Banking Authority to the Commission.
- (4) The European Banking Authority has conducted open public consultations on the draft regulatory technical standards on which this Regulation is based, has analysed the potential related costs and benefits and requested the opinion of the Banking

¹ Directive 2013/36/EU of the European Parliament and of the Council of 26 June 2013 on access to the activity of credit institutions and the prudential supervision of credit institutions and investment firms, amending Directive 2002/87/EC and repealing Directives 2006/48/EC and 2006/49/EC Text with EEA relevance (OJ L 176, 27.6.2013, p. 338).

Stakeholder Group established in accordance with Article 37 of Regulation (EU) No 1093/2010 of the European Parliament and of the Council².

- (5) Commission Implementing Regulation (EU) No 1030/2014 should be amended accordingly.

HAS ADOPTED THIS REGULATION:

Article 1

Amendments to Regulation (EU) No 1030/2014

- (1) The first sentence of Article 1(1) is replaced by the following: ‘G-SIIs shall report the data (indicators, ancillary data and memorandum items) used to identify global systemically important institutions to the relevant authority in electronic format using the template in the Annex, including further specifications of the underlying data and following the instructions issued by the relevant authority each year’. In the second sentence of Article 1(1) the words ‘and following these instructions’ are inserted after the word ‘template’.
- (1) Article 3(3) is amended and shall read as follows:
- ‘3. Without undue delay, following the disclosure of that information by the G-SIIs, relevant authorities shall send those completed templates, including the ancillary data, the ancillary indicators and the memorandum items, to the EBA. The EBA shall disclose the completed template, excluding the ancillary data, the ancillary indicators and the memorandum items, on its website for centralisation purposes.’
- (2) The template in the Annex is replaced by the following template:

Indicators required to identify G-SIIs

General Bank Data

Section 1: General Information	
a. General information provided by the relevant supervisory authority:	
(1) Country code	
(2) Bank name	
(3) Reporting date (yyyy-mm-dd)	
(4) Reporting currency	
b. General Information provided by the reporting institution:	

² Regulation (EU) No 1093/2010 of the European Parliament and of the Council of 24 November 2010 establishing a European Supervisory Authority (European Banking Authority), amending Decision No 716/2009/EC and repealing Commission Decision 2009/78/EC (OJ L 331, 15.12.2010, p. 12).

(1) Reporting unit	
(2) Accounting Standard	
(3) Date of public disclosure (yyyy-mm-dd)	
(4) Language of public disclosure	
(5) Web address of public disclosure	

Size Indicator

Section 2: Total Exposures	Amount

Interconnectedness Indicators

Section 3: Intra-Financial System Assets	Amount

Section 4: Intra-Financial System Liabilities	Amount

Section 5: Securities Outstanding	Amount

Substitutability/Financial Institution Infrastructure Indicators

Section 6: Payments made in the reporting year (excluding intragroup payments)	Amount

Section 7: Assets Under Custody	Amount

Section 8: Underwritten Transactions in Debt and Equity Markets	Amount
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Complexity Indicators	
Section 9: Notional Amount of Over-the-Counter (OTC) Derivatives	Amount
Section 10: Trading and Available-for-Sale Securities	Amount
Section 11: Level 3 Assets	Amount
Cross-Jurisdictional Activity Indicators	
Section 12: Cross-Jurisdictional Claims	Amount
Section 13: Cross-Jurisdictional Liabilities	Amount
Ancillary data	
Section 14: Ancillary indicators	Amount
Section 15: Ancillary items	Amount

Article 2

Entry into force

This Regulation shall enter into force on the day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

*For the Commission
The President
Jean-Claude Juncker*

5. Accompanying documents

5.1 Cost-benefit analysis/impact assessment

The update of the data template did not involve any significant policy choices but only a redistribution of the relevant text for practical reasons, in order to cope with annual updates of the indicators. Costs and benefits for institutions and other stakeholders remain the same as under the RTS, ITS and guidelines in their original versions.

Not updating the data template in the RTS and ITS would not have been a viable option, as this would not be in line with the legislative objective to take into account international agreed standards. In addition, such option would result in making reporting more complicated and in doubling the administrative burden for institutions which take part in the identification process for G-SIBs at BCBS level and confusing information instead of enhanced transparency for the public.

At the same time the revised structure of the RTS and the guidelines helps streamlining the process for future updates and consequently significantly reduces administrative costs at level of the European authorities.

5.2 Feedback on the public consultation

The EBA publicly consulted on the draft proposal contained in this paper.

Due to the limited and merely technical nature of the amendments, the consultation period lasted for three weeks only and ended on 20 May 2015. No response has been received.