

Guidelines compliance table

EBA/GL/2018/05

18 July 2018; Date of application – 1 January 2019 (updated 29 January 2021)

Guidelines on fraud reporting under the Payment Services Directive 2 (PSD2)

The following competent authorities* comply or intend to comply with the EBA's Guidelines on Fraud Reporting Guidelines under PSD2:

		Competent authority	Complies or intends to comply	Comments
Member State				
BE	Belgium	National Bank of Belgium	Intends to comply**	By 01.01.2019.
BG	Bulgaria	Bulgarian National Bank	Yes	As at 17.07.2019, notification date.
CZ	Czech Republic	Czech National Bank	Intends to comply**	By 01.01.2021. Proceedings to adapt and make the necessary changes to the underlying reporting systems, and in particular the implementation of a new data collection system of the Czech National Bank, have been initiated to comply with the Guidelines.
DK	Denmark	Danish Financial Supervisory Authority	Intends to comply**	By 01.01.2020. Proceedings to adapt and make the necessary changes to the underlying reporting systems have been initiated to comply with the Guidelines.

		Competent authority	Complies or intends to comply	Comments
DE	Germany	Bundesanstalt für Finanzdienstleistungsaufsicht (BaFin)	Intends to comply**	By 01.01.2020. Proceedings to adapt and make the necessary changes to the underlying reporting systems have been initiated to comply with the Guidelines.
EE	Estonia	Finantsinspektsioon	Yes	As at 26.11.2018, notification date.
IE	Ireland	Central Bank of Ireland	Yes	As at 16.11.2018, notification date.
EL	Greece	Bank of Greece	Intends to comply**	By such time as the necessary legislative or regulatory proceedings have been completed at national level.
HR	Croatia	Hrvatska narodna banka (Croatian National Bank)	Yes	As at 05.06.2019, notification date. Odluka o obvezi dostavljanja podataka o prijeverama (NN, broj 54/2019) https://www.hnb.hr/-/odluka-o-objavi-podataka-o-prijeverama
ES	Spain	Banco de España	Intends to comply**	By such time as the necessary legislative or regulatory proceedings have been completed at national level.
FR	France	Banque de France	Intends to comply**	By 2021. Proceedings to adapt and make the necessary changes to the underlying reporting systems have been initiated to comply with the Guidelines that are not covered under the existing national statistical framework, namely for guidelines 1.4, 1.5, 2.1, 3.1, 7 (except 7.2).
IT	Italy	Bank of Italy	Intends to comply**	By 01.07.2019. Proceedings to adapt and make the necessary changes to the underlying reporting systems have been initiated to comply with the Guidelines
CY	Cyprus	Central Bank of Cyprus	No	By 01.01.2020. Proceedings to adapt and make the necessary changes to the underlying reporting systems have been initiated to comply with the Guidelines Update 14.01.2020 'Proceedings to adapt and make the necessary changes to the underlying reporting systems to

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				<p>comply with the Guidelines, as notified in our previous intention to comply notification, are still ongoing.</p> <p>Meanwhile, it has become that once the revised ECB statistics regulation (EU) 1409/2013 is in place, the required data will be collected through this Regulation. As it would not be expedient to focus our efforts on developing a reporting system that has a limited shelf life, we have decided to wait until the ECB regulation is finalised. We also believe this approach will provide the maximum degree of legal certainty for payment service providers. Until the finalisation of the ECB regulation we will be reporting aggregated statistical data on fraud on an annual basis, as required by Article 96(6) of PSD2.'</p>
LV	Latvia	Financial and Capital Market Commission	Intends to comply**	<p>By 01.01.2020.</p> <p>Proceedings to adapt and make the necessary changes to the underlying reporting systems have been initiated to comply with the Guidelines.</p>
LT	Lithuania	Bank of Lithuania	Intends to comply**	<p>By 31.12.2020.</p> <p>Proceedings to adapt and make the necessary changes to the underlying reporting systems have been initiated to comply with the Guidelines.</p> <p>While this is ongoing, Bank of Lithuania will include the number and value of total and fraudulent payments with a breakdown for each payment service (credit transfers, direct debits and etc.). The methodology used by the Bank of Lithuania will comply with the Guidelines and data collected will be comparable with the high-level data collected under the Guidelines.</p>
LU	Luxembourg	Commission de Surveillance du Secteur Financier (CSSF)	Intends to comply**	<p>By 01.01.2020. Proceedings to adapt and make the necessary changes to the underlying reporting systems have been initiated to comply with the Guidelines.</p>

		Competent authority	Complies or intends to comply	Comments
HU	Hungary	Central Bank of Hungary	Intends to comply**	By 2020 (for the 2020 data). Proceedings to adapt and make the necessary changes to the underlying reporting systems have been initiated to comply with the Guidelines.
MT	Malta	Central Bank of Malta	Intends to comply**	By 01.01.2019.
NL	Netherlands	De Nederlandsche Bank N.V. (DNB)	Intends to comply**	By 01.07.2019. By such time as the necessary legislative or regulatory proceedings have been completed. In addition, proceedings to adapt and make the necessary changes to the underlying reporting systems have been initiated to comply with the Guidelines.
AT	Austria	Austrian Financial Market Authority	Intends to comply**	When necessary legislative or regulatory proceedings have been completed. On the Basis of the revised ECB statistics regulation, Regulation (EU) No 1409/2013, full compliance with the EBA GL will be established. First data transmission are expected by mid-2021. We deem a standardised data collection (using reporting IT taxonomy) the most efficient way to collect high quality data. As it would not be expedient to implement a national reporting system for four reporting reference dates, we decided to await the ECB regulation. This also will provide the maximum degree of legal certainty for payment service providers. In the period from 2020 to 2021, we will focus on a consistent and efficient implementation of all requirements set forth in EBA/GL/2018/05 (i.e. PSPs will be required to collect fraud data for the year 2020) and prepare the technical transposition of the ECB Payment Statistics Regulation in our national reporting system so that PSPs will be in a position to report fraud data starting from Q2 2021.

		Competent authority	Complies or intends to comply	Comments
PL	Poland	Komisja Nadzoru Finansowego	No	Komisja Nadzoru Finansowego (the KNF) hereby kindly informs you of its intention to partially comply with the Guidelines on fraud reporting under PSD2 (EBA/GL/2018/05). Article 96(6) requesting member states to “ensure that payment service providers provide, at least on an annual basis, statistical data on fraud” has been translated into the Polish Act on Payment Services as a yearly requirement. Pursuant to the Polish Act on Payment Services, both the receipt of the data from the payment service providers and its subsequent reporting to the EBA and the ECB will be proceeded by the Komisja Nadzoru Finansowego (KNF) once a year and not every six months, as required by the Guidelines.
PT	Portugal	Banco de Portugal	Yes	As at 13.02.2019, notification date.
RO	Romania	National Bank of Romania	Intends to comply**	By such time as the necessary legislative or regulatory proceedings have been completed at national level.
SI	Slovenia	Bank of Slovenia	Yes	As at 01.01.2019, notification date. https://www.uradni-list.si/glasilo-uradni-list-rs/vsebina/2018-01-4130?so=2018-01-4130
SK	Slovakia	Národná banka Slovenska	Intends to comply**	By end of 2019. Proceedings to adapt and make the necessary changes to the underlying reporting systems have been initiated to comply with the Guidelines.
FI	Finland	Finanssivalvonta (FIN-FSA)	Intends to comply**	By 01.01.2019.
SE	Sweden	Finansinspektionen (Swedish Financial Supervisory Authority)	Yes	As at 13.11.2018, notification date.

EEA – EFTA State

IS	Iceland	Fjármálaeftirlitíð (Financial Supervisory Authority, Iceland)	Intends to comply**	By such time as the necessary legislative or regulatory proceedings have been completed at national level.
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		Competent authority	Complies or intends to comply	Comments
LI	Liechtenstein	Financial Market Authority Liechtenstein (FMA)	Yes*	Complies with the guidelines as of 1 October 2019.
NO	Norway	The Financial Supervisory Authority of Norway	Intends to comply**	By such time as the necessary legislative or regulatory proceedings have been completed at national level. [Expected Spring 2019].

*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.