

Recommendations compliance table

EBA/REC/2015/02 Appendix 1

23 January 2016; Date of application –
From 12 September 2015 (Updated 09
April 2021)

Recommendations amending EBA/REC/2015/01 on Equivalence of Confidentiality Regimes (Amending - EBA/REC/2015/02)

The following competent authorities* comply or intend to comply with EBA's Recommendations amending on Equivalence of Confidentiality Regimes:

		Competent authority	Complies or intends to comply	Comments
Member State				
BE	Belgium	National Bank of Belgium	Yes	As at 12.12.2016, notification date.
BG	Bulgaria	Българска народна банка (Bulgarian National Bank)	No response	No notification was received by the EBA within the two-month limit
CZ	Czech Republic	Česká Národní Banka (Czech National Bank)	Yes	As at 19.01.2017, notification date.
DK	Denmark	Finanstilsynet (Danish Financial Supervisory Authority)	Yes	As at 09.03.2017, notification date.
DE	Germany	Bundesanstalt für Finanzdienstleistungsaufsicht (BaFin)	Yes	As at 23.01.2017, notification date.

		Competent authority	Complies or intends to comply	Comments
EE	Estonia	Finantsinspektsioon (Financial Supervision Authority)	Yes	As at 16.12.2016, notification date.
IE	Ireland	Central Bank of Ireland	Yes	As at 08.02.2017, notification date.
EL	Greece	Τράπεζα της Ελλάδος (Bank of Greece)	Yes	As at 07.03.2019, notification date.
HR	Croatia	National Bank of Croatia	Yes	As at 28.11.2016, notification date.
ES	Spain	Banco de España (Bank of Spain)	Yes	As at 24.01.2017, notification date.
FR	France	Autorité de Contrôle Prudentiel et de Résolution (Prudential Supervisory & Resolution Authority)	Yes	As at 19 October 2015 (Notification date). The internal website specifies that, for participation of third country authorities in colleges of supervisors, the ACPR relies directly on the work undertaken by EBA on the equivalence of confidentiality regimes without conducting its own analysis, in accordance with the recommendations of EBA [Recommendations EBA/REC/2015/02].
IT	Italy	Banca d'Italia (Bank of Italy)	Yes	As at 09.03.2017, notification date. The Italian institutional framework does not require specific legislative and/or regulatory provisions for the application of the Recommendations on the equivalence of third-country confidentiality regimes. The supervisory approaches and practices put in place by the Bank of Italy for cooperation and information exchange with third countries are in line with the EBA Recommendation.
CY	Cyprus	Κεντρική Τράπεζα της Κύπρου (Central Bank of Cyprus)	Yes	As at 02.03.2021, notification date.
LV	Latvia	Finanšu un Kapitāla tirgus Komisija	Yes	As at 18.01.2017, notification date.

		Competent authority	Complies or intends to comply	Comments
		(Financial and Capital Market Commission)		
LT	Lithuania	Lietuvos Bankas (Bank of Lithuania)	No response	No notification was received by the EBA within the two-month limit
LU	Luxembourg	Commission de Surveillance du Secteur Financier (Commission for the Supervision of Financial Sector)	Yes	As at 23.01.2017, notification date.
HU	Hungary	Magyar Nemzeti Bank (The Central Bank of Hungary)	Yes	As at 23.01.2017, notification date.
MT	Malta	Malta Financial Services Authority	Yes	As at 04.02.2019, notification date.
NL	Netherlands	De Nederlandsche Bank	Yes	As at 16.01.2017, notification date.
AT	Austria	Austrian Financial Market Authority	Yes	As at 23.01.2017, notification date.
PL	Poland	Komisja Nadzoru Finansowego (Polish Financial Supervision Authority)	Yes	As at 09.03.2017, notification date.
PT	Portugal	Banco de Portugal (Bank of Portugal)	Yes	As at 31.01.2017, notification date.
RO	Romania	National Bank of Romania	Yes	As at 27.07.2017, notification date.
SI	Slovenia	Banka Slovenije (Bank of Slovenia)	Yes	As at 10.01.2017, 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 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

		Competent authority	Complies or intends to comply	Comments
				use of the Recommendations amending Recommendations EBA/REC/2015/01 on the equivalence of the confidentiality regimes (EBA/REC/2015/02) was issued for this purpose.
SK	Slovakia	Národná Banka Slovenska (National Bank of Slovakia)	No response	No notification was received by the EBA within the two-month limit
FI	Finland	Finanssivalvonta (Finnish Financial Supervisory Authority)	Yes	As of notification date, 08.04.2021. The FIN-FSA will take the recommendation into account in its supervisory practices when it becomes relevant.
SE	Sweden	Finansinspektionen (Swedish Financial Supervisory Authority)	Yes	As at 28.01.2019, notification date.

EU Institutions - Agencies

ECB	ECB	European Central Bank (for significant institutions as defined in Council Regulation (EU) No 1024/2013 of 15 October 2013 conferring specific tasks on the European Central Bank concerning policies relating to the prudential supervision of credit institutions)	Yes	As at 02.10.2017, notification date.
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EEA – EFTA State

IS	Iceland	Fjármálaeftirlitið (Icelandic Financial Supervisory Authority - FME)	No response	No notification was received by the EBA within the two-month limit.
LI	Liechtenstein	Financial Market Authority (FMA)	Yes	As at 15.01.2018, notification date.
NO	Norway	Finanstilsynet	Yes	As at 01.08.2017, 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.