

Guidelines compliance table

EBA/GL/2016/07 Appendix 1

28 September 2016; Application date:
1 January (Updated 22 March 2021)

Guidelines on the application of the definition of default under Article 178 of Regulation (EU) No 575/2013

The following competent authorities* comply or intend to comply with EBA's Guidelines on the application of the definition of default under Article 178 of Regulation (EU) No 575/2013:

Member State	Competent authority	Complies or intends to comply	Comments
BE	National Bank of Belgium	Yes	As at 03.03.2021, notification date. The National Bank of Belgium (NBB) is compliant with these Guidelines and has implemented them in its supervision via a circular of 5 December 2019 (NBB_2019_31). The circular is published on the NBB's website (French and Dutch): Link to French version : https://www.nbb.be/doc/cp/fr/2019/20191205_nbb_2019_31.pdf Link to Dutch version : https://www.nbb.be/doc/cp/nl/2019/20191205_nbb_2019_31.pdf
BG	Българска народна банка (Bulgarian National Bank)	Intends to comply**	By the application date of the Guidelines, 01.01.2021

		Competent authority	Complies or intends to comply	Comments
CZ	Czech Republic	Česká Národní Banka (Czech National Bank)	Intends to comply**	By 01.01.2021.
DK	Denmark	Finanstilsynet	Yes	As at 08.03.2021, notification date.
DE	Germany	Bundesanstalt für Finanzdienstleistungsaufsicht (BaFin)	No	Does not comply and does not intend to comply with all or parts of the Guidelines. We will comply with the Guidelines on the application of the definition default (EBA/GL/2016/07) except for the requirements specified in paragraphs 25 and 26 of these Guidelines.
EE	Estonia	Finantsinspektsioon	Yes	As at 27.03.2017, notification date.
IE	Ireland	Central Bank of Ireland	Yes	As at 08.03.2021, notification date. https://www.centralbank.ie/docs/default-source/Regulation/industry-market-sectors/credit-institutions/regulatory-requirements/implementation-of-competent-authority-discretions-and-options-in-crd-iv-and-crr.pdf?sfvrsn=4
EL	Greece	Bank of Greece	Yes	As at 17.03.2021, notification date. Guidelines adopted with the Executive Committee Act of the Bank of Greece No. 181/2/2021.
HR	Croatia	Hrvatska narodna banka (Croatian National Bank)	Yes	As at 02.10.2020, notification date. On December 6, 2017 Croatian National Bank sent a circular letter to credit institutions informing them of the obligation to apply the Guidelines from January 1, 2018.
ES	Spain	Banco de España	Yes	As at 08.03.2021, notification date.
FR	France	Autorité de Contrôle Prudentiel et de Résolution (ACPR)	Yes	As at 21.02.2019, notification date. ACPR has complied through a reference to the guidelines in its "Notice", which outlines ACPR's approach about how to compute prudential ratios. Link: https://acpr.banque-

		Competent authority	Complies or intends to comply	Comments
				france.fr/sites/default/files/media/2018/07/12/07-notice_crd_iv.pdf
IT	Italy	Bank of Italy	Intends to comply**	By 01.01.2021.
CY	Cyprus	Κεντρική Τράπεζα της Κύπρου (Central Bank of Cyprus)	Yes	As at 10.01.2018, notification date.
LV	Latvia	Financial and Capital Market Commission	Yes	As at 08.03.2021, notification date. https://likumi.lv/ta/id/317280-kredi-triska-kapitala-prasibas-apreki-nasanas-normative-noteikumi
LT	Lithuania	Bank of Lithuania	Intends to comply**	By 31 December 2020.
LU	Luxembourg	Commission de Surveillance du Secteur Financier (CSSF)	Intends to comply**	By the application date of the Guidelines, 01.01.2021. – still the same
HU	Hungary	Magyar Nemzeti Bank (The Central Bank of Hungary)	No	No notification of compliance was received by the EBA within the two-month time limit.
MT	Malta	Malta Financial Services Authority	Intends to comply**	When necessary legislative or regulatory proceedings have been completed. The Malta Financial Services Authority is presently working to implement the EBA Guidelines on the application of the definition of default under Article 178 of the CRR (EBA/GL/2016/07) into the relevant legislative instruments by introducing new provisions to cater for this.
NL	Netherlands	De Nederlandsche Bank	Yes	As at 04.03.2019, notification date.
AT	Austria	Austrian Financial Market Authority	Intends to comply**	By the application date of the Guidelines, 01.01.2021
PL	Poland	Komisja Nadzoru Finansowego	Yes	As at 20.03.2017, notification date.
PT	Portugal	Banco de Portugal (Bank of Portugal)	Yes	As at 09.03.2021, notification date.

		Competent authority	Complies or intends to comply	Comments
RO	Romania	National Bank of Romania	Yes	As at 04.04.2017, notification date.
SI	Slovenia	Bank of Slovenia	Intends to comply**	By 31.12.2020. https://www.uradni-list.si/glasilo-uradni-list-rs/vsebina/2017-01-3606?so=2017-01-3606 https://www.uradni-list.si/glasilo-uradni-list-rs/vsebina/2018-01-3893?so=2018-01-3893
SK	Slovakia	Národná Banka Slovenska	Yes	As at 20.03.2017, notification date.
FI	Finland	Finanssivalvonta (FIN-FSA)	Intends to comply**	By 01.01.2021.- no change here
SE	Sweden	Finansinspektionen	Yes	As at 06.03.2017, notification date.

EU Institutions – Agencies

ECB	European Central Bank	Single Supervisory Mechanism	Yes	As at 22.03.2021, notification date. * 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
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EEA – EFTA State

IS	Iceland	Fjármálaeftirlitið (Financial Supervisory Authority)	Yes	As at 05.02.2019, notification date.
LI	Liechtenstein	Financial Market Authority (FMA)	Yes	As at 17.03.2017, notification date.
NO	Norway	Financial Supervisory Authority of Norway	Yes	By 31.03.2017, 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.