



EUROPEAN CENTRAL BANK
BANKING SUPERVISION

Template for comments

Public consultation on amendments to the supervisory fees framework (2019)

Institution/Company

CSSF

Contact person

Mr/Ms

First name

Surname

Email address

Telephone number

Please tick here if you do not wish your personal data to be published.

General comments

The SSM Regulation covers all expenditure incurred by the ECB "in relation to the tasks conferred on it under Articles 4 to 6 of this Regulation" including tasks resulting from the ECB's responsibility for the effective and consistent functioning of the SSM. Art. 5 paragraph 2 of the Regulation (EU) No 1163/2014 refers to expenditure incurred by the ECB "that are directly or indirectly related to its supervisory tasks". This wording could be read restrictive and excluding expenditure in relation to the tasks resulting from the ECB's responsibility for the effective and consistent functioning of the SSM. In order to avoid any misunderstanding we recommend a clarification in the Regulation (EU) No 1163/2014.

Template for comments

Public consultation on amendments to the supervisory fees framework (2019)

Please enter all your feedback in this list.

When entering feedback, please make sure that:

- each comment deals with a single issue only;
- you indicate the relevant article/chapter/paragraph, where appropriate;
- you indicate whether your comment is a proposed amendment, clarification or deletion.

Deadline:	6 June 2019
------------------	--------------------

ID	Article of the Regulation	Page	Type of comment	Detailed comment	Concise statement as to why your comment should be taken on board	Name of commenter	Personal data
1	5 para 2 first sentence	4	Clarification	We recommend to replace the phrase 'that are directly or indirectly related to its supervisory tasks' with 'that are related to tasks conferred to the ECB under Articles 4 to 6 of the Regulation (EU) No 1024/2013', preferably followed by the clause 'irrespective of its responsibility as direct supervisor, as indirect supervisor or for ensuring the effective and consistent functioning of the SSM'.	CSSF supports the amendments proposed by the Austrian FMA in respect of Art. 5(2); in our view, a clarification (as suggested by the Austrian colleagues) that brings Art. 5(2) in line with Art. 30 (1) of the SSM-Regulation would be beneficial. It should be clear that expenditures to be recovered by the ECB by way of fees from the supervised entities encompass all the expenditures incurred by the ECB in relation to the tasks conferred on it under Articles 4 to 6 of Regulation (EU) No 1024/2013.		
2							
3							
4							
5							
6							