



EUROPEAN CENTRAL BANK
BANKING SUPERVISION

Template for comments

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

Institution/Company

Verband der Auslandsbanken in Deutschland e.V.

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

General comments

,Dear Sir or Madam

.We are pleased to provide again input to the review of the ECB Regulation on supervisory fees

The Association of Foreign Banks in Germany represents the interests of currently more than 200 foreign banks and other financial services institutions which operate in Germany via subsidiary or branch. Almost all member institutions are therefore part of a cross border banking group. The Association therefore also represents the interests of several branches established in a participating Member State by a credit institution established in a non-participating Member State

We highly appreciate several material and procedural changes with regards to the collection of the fee factors. Inter alia, we are pleased to see that the ECB has the same opinion like we pointed out in our position paper to the last public consultation on the review of the ECB Regulation on supervisory fees in July 2017 with regards to the abolishment of the auditor verifications for total assets data of branches . We support the new (established in a participating Member State by a credit institution established in a non-participating Member State) requirement for fee-paying branches to submit management letters signing off the total assets to be used for the calculation of the annual supervisory fee

Furthermore, we appreciate the decision that the future levying of supervisory fees will be processed ex post, after the closure of the ECB's financial year and its amount of supervisory costs

Additionally, we appreciate the decision to reuse of supervisory data for the calculation of the supervisory fee instead of the submission of fee factors for most of the fee-paying entities

Last, we acknowledged the ECB's decision to introduce a discount on the minimum fee component for smaller LSIs with total assets below €500 million

We hope to give you constructive input for the final amendment of the Regulation in the following annex and have no objections to the disclosure of our comments. For further information or if you have any questions please do not hesitate to contact us

Kind regards

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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
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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	Art. 10 para. 6 l	11	Amendment	As set out in recital 41 of the consultation paper, the introduction of a discount on the minimum fee component for smaller LSIs was suggested in several responses to the public consultation in July 2017. Like other respondents, we had advocated for a discount that should be applied for LSIs with total assets of €3 billion or less. With regards to the statistical data provided in recital 49 of the consultation paper, we accept that a definition of smaller LSIs with total assets of €3 billion or less cannot be considered appropriate if nearly 90% of all LSIs would fall into this category. Nonetheless, with regards to future developments that may lead to overall increasing balance sheets totals, e. g. relocation of banking business activities to the Eurozone because of Brexit or consolidation processes of the banking market, we suggest that LSIs with total assets of €1 billion or less should benefit from the proposed minimum fee component.	Minimum fee component discount on the minimum fee component for LSIs with total assets of €1 billion or less will relieve the smaller players in the banking market	Kastl, Andreas	Publish
2						Kastl, Andreas	Publish
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