

DECISION (EU) 2023/656 OF THE EUROPEAN CENTRAL BANK
of 28 February 2023
on the total amount of annual supervisory fees for 2022 (ECB/2023/2)

THE GOVERNING COUNCIL OF THE EUROPEAN CENTRAL BANK,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to 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 ⁽¹⁾, and in particular Article 30 thereof,

Whereas:

- (1) In accordance with Article 12(1) of Regulation (EU) No 1163/2014 of the European Central Bank (ECB/2014/41) ⁽²⁾, a fee notice is to be issued annually by the European Central Bank (ECB) to each fee debtor within six months after the start of the following fee period.
- (2) Under Article 5(1) and (2) of Regulation (EU) No 1163/2014 (ECB/2014/41) the annual supervisory fees to be levied on the supervised entities are calculated on the basis of the annual costs of the ECB. The amount of the annual costs is determined on the basis of the amount of the annual expenditure consisting of any expenses incurred by the ECB in the relevant fee period that are directly or indirectly related to its supervisory tasks.
- (3) In accordance with Article 8 of Regulation (EU) No 1163/2014 (ECB/2014/41), in order to calculate the annual supervisory fees payable in respect of significant supervised entities and significant supervised groups, and less significant supervised entities and less significant supervised groups, the annual costs should be split on the basis of the costs allocated to the relevant functions that perform the direct supervision of significant supervised entities and significant supervised groups and the indirect supervision of less significant supervised entities and less significant groups.
- (4) In accordance with Article 5(3) of Regulation (EU) No 1163/2014 (ECB/2014/41), fee amounts related to previous fee periods that were not collectible, interest payments received in accordance with Article 14 and certain other amounts received or refunded in accordance with Article 7(3) of that Regulation, if any, should also be taken into account when determining the annual costs.
- (5) In accordance with Article 5(4) of Regulation (EU) No 1163/2014 (ECB/2014/41), within four months after the end of each fee period, the total amount of the annual supervisory fees for each category of supervised entities and supervised groups for that fee period should be published on the ECB's website,

HAS ADOPTED THIS DECISION:

Article 1

Definitions

For the purposes of this Decision, the definitions contained in Regulation (EU) No 468/2014 of the European Central Bank (ECB/2014/17) ⁽³⁾ and Regulation (EU) No 1163/2014 (ECB/2014/41) shall apply.

⁽¹⁾ OJ L 287, 29.10.2013, p. 63.

⁽²⁾ Regulation (EU) No 1163/2014 of the European Central Bank of 22 October 2014 on supervisory fees (ECB/2014/41) (OJ L 311, 31.10.2014, p. 23).

⁽³⁾ Regulation (EU) No 468/2014 of the European Central Bank of 16 April 2014 establishing the framework for cooperation within the Single Supervisory Mechanism between the European Central Bank and national competent authorities and with national designated authorities (SSM Framework Regulation) (ECB/2014/17) (OJ L 141, 14.5.2014, p. 1).

*Article 2***Total amount of annual supervisory fees for 2022**

1. The total amount of annual supervisory fees for 2022 shall be EUR 593 709 671, calculated as shown in the Annex.
2. Each category of supervised entities and supervised groups shall pay the following total amount of annual supervisory fees:
 - (a) significant supervised entities and significant supervised groups: EUR 566 725 313;
 - (b) less significant supervised entities and less significant supervised groups: EUR 26 984 358.

*Article 3***Entry into force**

This Decision shall enter into force on the fifth day following that of its publication in the *Official Journal of the European Union*.

Done at Frankfurt am Main, 28 February 2023.

The President of the ECB
Christine LAGARDE

ANNEX

Calculation of the total amount of annual supervisory fees for 2022

(EUR)

	Significant supervised entities and significant supervised groups	Less significant supervised entities and less significant supervised groups	Total
Actual annual costs for 2022	566 839 250	26 966 687	593 805 937
Amounts to be taken into account in accordance with Article 5(3) of Regulation (EU) No 1163/2014 (ECB/2014/41)			
<i>Fee amounts related to previous fee periods that were not collectible</i>			
<i>Interest payments received in accordance with Article 14 of the above Regulation</i>	– 113 936	– 20 019	– 133 955
<i>Amounts received or refunded in accordance with Article 7(3) of the above Regulation</i>		37 690	37 690
TOTAL	566 725 313	26 984 358	593 709 671
Totals may not add up due to rounding			