REGULATION (EU) 2023/1678 OF THE EUROPEAN CENTRAL BANK

of 17 August 2023

amending Regulation (EU) 2015/534 on reporting of supervisory financial information (ECB/2015/13)

(ECB/2023/20)

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 4(1) and (3), Article 6(2), Article 6(5)(d) and Article 10 thereof,

Having regard to 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) ([2]), and in particular Article 21(1), Article 140 and Article 141(1) thereof,

Whereas:

(1) For the exercise of the tasks of the European Central Bank (ECB) in respect of supervisory reporting, Decision ECB/2014/29 of the European Central Bank ([3]) specifies the manner in which national competent authorities (NCAs) submit to the ECB certain information that they receive from supervised entities and the timing of such submission.

(2) Decision ECB/2014/29 is repealed and replaced by Decision (EU) 2023/1681 of the European Central Bank (ECB/2023/18) ([4]).

(3) In order to align submission to the ECB by NCAs of supervisory financial information with the provisions of Decision (EU) 2023/1681 (ECB/2023/18), Regulation (EU) 2015/534 of the European Central Bank (ECB/2015/13) ([5]) should be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Amendments

Regulation (EU) 2015/534 (ECB/2015/13) is amended as follows:

(1) in Article 8, paragraphs 4 and 5 are replaced by the following:

‘4. NCAs shall, upon receiving from significant credit institutions and significant branches the information specified in Articles 6 and 7 and after ensuring that the information is in the correct file format in accordance with Article 17, submit that information to the ECB without undue delay.

5. Significant credit institutions and significant branches shall report supervisory financial information to NCAs by the remittance dates referred to in Article 3 of Implementing Regulation (EU) 2021/451 or by an earlier deadline decided by the NCA.’;

([1]) OJ L 287, 29.10.2013, p. 63.

([2]) OJ L 141, 14.5.2014, p. 1.

([3]) Decision ECB/2014/29 of the European Central Bank of 2 July 2014 on the provision to the European Central Bank of supervisory data reported to the national competent authorities by the supervised entities (OJ L 214, 19.7.2014, p. 34).

([4]) Decision (EU) 2023/1681 of the European Central Bank of 17 August 2023 on the provision to the European Central Bank of supervisory data reported to the national competent authorities by the supervised entities (ECB/2023/18) (see page 105 of this Official Journal).

([5]) Regulation (EU) 2015/534 of the European Central Bank of 17 March 2015 on reporting of supervisory financial information (ECB/2015/13) (OJ L 86, 31.3.2015, p. 13).

(2) in Article 10, paragraphs 2 and 3 are replaced by the following:

‘2. NCAs shall, upon receiving information from significant credit institutions concerning subsidiaries established in a non-participating Member State or a third country as specified in Article 9 and after ensuring that the information is in the correct file format in accordance with Article 17, submit that information to the ECB without undue delay.

3. NCAs shall decide the date by which credit institutions must report supervisory financial information as referred to in Article 9. That date shall not be later than the 25th working day following the relevant remittance dates referred to in Article 3 of Implementing Regulation (EU) 2021/451.’;

(3) in Article 12, paragraph 4 is replaced by the following:

‘4. NCAs shall submit to the ECB the information specified in Article 11 by close of business on the 25th working day following the remittance dates referred to in Article 3 of Implementing Regulation (EU) 2021/451 for the following institutions:

(a) less significant credit institutions established in a participating Member State and reporting at the highest level of consolidation;

(b) less significant credit institutions reporting on a consolidated basis, other than those referred to in point (a).’;

(4) in Article 15, paragraph 4 is replaced by the following:

‘4. NCAs shall submit to the ECB the supervisory financial information specified in Articles 13 and 14 concerning less significant credit institutions and less significant branches by close of business on the 25th working day following the relevant remittance dates specified in Article 3 of Implementing Regulation (EU) 2021/451:

(a) for less significant credit institutions which are not part of a supervised group and for less significant branches;

(b) for less significant credit institutions which are part of a less significant supervised group.’;

(5) Article 16 is replaced by the following:

‘*Article 16*

Data quality checks

NCAs shall monitor and assess the quality and reliability of the information submitted to the ECB. For these purposes, NCAs shall comply with the specifications regarding data quality checks and qualitative information set out in Articles 4 and 5 of Decision (EU) 2023/1681 of the European Central Bank (ECB/2023/18) (*).

(*) Decision (EU) 2023/1681 of the European Central Bank of 17 August 2023 on the provision to the European Central Bank of supervisory data reported to the national competent authorities by the supervised entities (ECB/2023/18) (OJ L 216, 1.9.2023, p. 105).’;

(6) Article 17 is replaced by the following:

‘*Article 17*

IT language for the transmission of information from national competent authorities to the ECB

NCAs shall transmit the information specified in this Regulation in accordance with the relevant eXtensible Business Reporting Language taxonomy in order to provide a uniform technical format for the exchange of data. For these purposes, NCAs shall comply with the specifications set out in Article 6 of Decision (EU) 2023/1681 (ECB/2023/18).’.

Article 2

Final provisions

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

This Regulation shall be binding in its entirety and directly applicable in the Member States in accordance with the Treaties.

Done at Frankfurt am Main, 17 August 2023.

For the Governing Council of the ECB
The President of the ECB
Christine LAGARDE