Commission Implementing Regulation (EU) 2016/322 of 10 February 2016 amending Implementing Regulation (EU) No 680/2014 laying down implementing technical standards with regard to supervisory reporting of institutions of the liquidity coverage requirement (Text with EEA relevance)

COMMISSION IMPLEMENTING REGULATION (EU) 2016/322

of 10 February 2016

amending Implementing Regulation (EU) No 680/2014 laying down implementing technical standards with regard to supervisory reporting of institutions of the liquidity coverage requirement

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 575/2013 of the European Parliament and of the Council of 26 June 2013 on prudential requirements for credit institutions and investment firms and amending Regulation (EU) No 648/2012[(1)], and in particular the fourth subparagraph of Article 415(3),

Whereas:

(1) Commission Implementing Regulation (EU) No 680/2014[(2)] specifies the modalities according to which institutions are required to report information relevant to their compliance with the requirements of Regulation (EU) No 575/2013 in general, and with the provisions on the liquidity coverage requirement expressed as a ratio (LCR) which takes the form of a ratio, in particular. Given that the regulatory framework established by Regulation (EU) No 575/2013 on the LCR was amended by Commission Delegated Regulation (EU) 2015/61[(3)], Implementing Regulation (EU) No 680/2014 should be updated accordingly to reflect these amendments in the regulatory framework of the LCR for credit institutions. The updates reflect, among others, the changed nature of reporting the LCR, from a mere monitoring tool in the period preceding the adoption of Delegated Regulation (EU) 2015/61, and with a view to feeding input to the design of the latter Regulation, into a proper supervisory review tool after the finalisation of that Regulation.

(2) Implementing Regulation (EU) No 680/2014 should also be updated to provide further precision with regard to the instructions and definitions used for the purposes of institutions' supervisory reporting and to correct typos, erroneous references and formatting inconsistencies which were discovered in the course of the application of that Regulation.

(3) As Delegated Regulation (EU) 2015/61 specifies the LCR for credit institutions only, the provisions of Implementing Regulation (EU) No 680/2014 on the LCR still apply for all remaining institutions except credit institutions.

Changes to legislation: *There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2016/322. (See end of Document for details)*

(4) It is necessary to design new templates and corresponding instructions for credit institutions, given the specifications of the LCR in Delegated Regulation (EU) 2015/61, which enhances the use of such templates for supervisory purposes. In other words, the update of the templates and instructions is required in order to include all the elements necessary for the calculation of the ratio. Furthermore, this update is appropriate given that the actual items to be reported under the updated templates substantially and effectively reflect the items originally reported under the original templates, requiring only that their reporting is done in a more detailed manner and with a structure and format corresponding to the specification of the LCR in Delegated Regulation (EU) 2015/61.

(5) Supervisory reporting, in general, and supervisory reporting relating to the LCR in particular, are necessary to enable competent authorities to verify compliance of institutions with the requirements of Regulation (EU) No 575/2013, and in this particular case, in relation to the LCR. As it is necessary to verify overall actual compliance with the LCR, the templates of supervisory reporting of the LCR should include items which directly relate to the calculation of the LCR itself, as well as other items (the so-called 'memorandum items') which are closely related to the LCR and which serve to ensure a correct understanding of the LCR in the context of an institution's wider liquidity profile.

(6) To provide a sufficient period of time for supervisors and institutions to prepare for the application of the new reporting templates and instructions, the implementation date for the first application of the latter should be deferred by 6 months from the date of publication of this Regulation.

(7) The European Banking Authority has conducted open public consultations, has analysed the potential related costs and benefits and requested the opinion of the Banking Stakeholder Group established in accordance with Article 37 of Regulation (EU) No 1093/2010 of the European Parliament and of the Council[(4)].

(8) Implementing Regulation (EU) No 680/2014 should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Implementing Regulation (EU) No 680/2014 is amended as follows:

(1) Article 15 is replaced by the following:

Article 15

Format and frequency of reporting on liquidity coverage requirement

1 In order to report information on the liquidity coverage requirement in accordance with Article 415 of Regulation (EU) No 575/2013 on an individual and consolidated basis, institutions shall apply the following:

a credit institutions shall submit the information specified in Annex XXII according to the instructions in Annex XXIII with a monthly frequency;

b all other institutions except those specified in point (a), shall submit the information specified in Annex XII according to the instructions in Annex XIII with a monthly frequency.

2 The information set out in Annexes XII and XXII shall take into account the information submitted for the reference date and the information on the cash-flows of the institution over the following 30 calendar days.;

(2) Annexes XXII and XXIII are added as set out, respectively, in Annexes I and II to this Regulation;

(3) In Article 18, the following subparagraph is added:

For the period from 10 September 2016 to 10 March 2017, as a deviation from point (a) of Article 3(1), the reporting remittance date relating to the monthly reporting of the LCR for credit institutions shall be the 30th calendar day after the reporting reference date..

Article 2

Entry into force

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

It shall apply from 10 September 2016.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 10 February 2016.

For the Commission

The President

Jean-Claude JUNCKER

Changes to legislation: *There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2016/322. (See end of Document for details)*

ANNEX I

ANNEX XXII

REPORTING ON LIQUIDITY

LIQUIDITY TEMPLATES		
Template number	Template code	Name of the template/group of templates
LIQUIDITY COVERAGE TEMPLATES		
PART I — LIQUID ASSETS		
72	C 72.00	LIQUIDITY COVERAGE — LIQUID ASSETS
PART II — OUTFLOWS		
73	C 73.00	LIQUIDITY COVERAGE — OUTFLOWS
PART III — INFLOWS		
74	C 74.00	LIQUIDITY COVERAGE — INFLOWS
PART IV — COLLATERAL SWAPS		
75	C 75.00	LIQUIDITY COVERAGE — COLLATERAL SWAPS
PART V — CALCULATIONS		
76	C 76.00	LIQUIDITY COVERAGE — CALCULATIONS

C 72.00 — LIQUIDITY COVERAGE — LIQUID ASSETS

Currency

Row	ID	Item	Amount/ Market value	Standard weight	Applicable weight	Value according to Article 9
			010	020	030	040
010	1	**TOTAL UNADJUSTED LIQUID ASSETS**				
020	1.1	**Total unadjusted**				

		level 1 assets				
030	1.1.1	Total unadjusted LEVEL 1 assets excluding extremely high quality covered bonds				
040	1.1.1.1	Coins and banknotes		1,00		
050	1.1.1.2	Withdrawable central bank reserves		1,00		
060	1.1.1.3	Central bank assets		1,00		
070	1.1.1.4	Central government assets		1,00		
080	1.1.1.5	Regional government/ local authorities assets		1,00		
090	1.1.1.6	Public Sector Entity assets		1,00		
100	1.1.1.7	Recognisable domestic and foreign currency central government and central bank assets		1,00		
110	1.1.1.8	Credit institution (protected by Member State government, promotional lender) assets		1,00		