

Guidelines compliance table

Guidelines on participant default rules and procedures under Regulation (EU) No 909/2014 (ESMA70-151-294)

The following national competent authorities (NCAs) comply or intend to comply with ESMA's Guidelines on CSD participant default rules and procedures:

Member State		Competent authority	Complies	Comments
1. AT	Austria	Finanzmarktaufsicht (FMA)	Yes	
2. BE	Belgium	National Bank of Belgium (NBB)	Intends to comply	when the CSDs subject to NBB supervision are authorised under CSDR
3. BG	Bulgaria	Financial Supervision Commission	Intends to comply	by early January 2018, pending entry into force of the relevant national legislation
4. HR	Croatia	Hrvatska agencija za nadzor financijskih usluga (HANFA)	Intends to comply	by Q4 2017, pending entry into force of relevant national legislation (HR Capital Markets Act)
5. CY	Cyprus	Cyprus Securities and Exchange Commission (CySEC)	Yes	
6. CZ	Czech Republic	Ceská národní banka (CNB)	Yes	
7. DK	Denmark	Finanstilsynet	Yes	
8. EE	Estonia	Finantsinspektsioon (Estonian Financial Supervision Authority)	Yes	
9. FI	Finland	Finanssivalvonta (FIN-FSA)	Yes	
10. FR	France	Autorité des Marchés Financiers	Intends to comply	by the date of entry into force of Article 41 of CSDR

		Banque de France	Intends to comply	by the date of entry into force of Article 41 of CSDR
11. DE	Germany	Bundesanstalt für Finanzdienstleistungsaufsicht (BaFin)	Yes	
12. EL	Greece	Hellenic Capital Market Commission ¹	Yes	
13. HU	Hungary	Magyar Nemzeti Bank (MNB)	Intends to comply	by 31/12/2017, pending adoption of the MNB Recommendations which are intended to implement these Guidelines in Hungary
14. IE	Ireland	Central Bank of Ireland	Intends to comply	from the date a CSD exists in Ireland
15. IT	Italy	Commissione Nazionale per le Società e la Borsa (CONSOB)	Yes	
16. LV	Latvia	Financial and Capital Market Authority (FCMC)	Intends to comply	by 01/01/2018, pending adoption of the relevant national regulations
17. LT	Lithuania	Bank of Lithuania	Yes	
18. LU	Luxembourg	Commission de Surveillance du Secteur Financier (CSSF) ²	Yes	
19. MT	Malta	Malta Financial Services Authority	Intends to comply	by 31/12/2017, pending adoption of the relevant national law
20. NL	The Netherlands	De Nederlandsche Bank (DNB)	Yes	
21. PL	Poland	Komisji Nadzoru Finansowego (KNF)	Yes	
22. PT	Portugal	Comissão do mercado de valores mobiliários (CMVM)	Yes	
23. RO	Romania	Romanian Financial Supervisory Authority	Yes	
24. SK	Slovakia	National Bank of Slovakia	Yes	
25. SI	Slovenia	Securities Market Agency	Yes	
		Bank of Slovenia	Yes	
26. ES	Spain	Comisión Nacional del Mercado de Valores (CNMV)	Yes	

¹ Designation of the Greek competent authority under CSDR is pending adoption of the relevant national law

² Designation of the Luxembourg competent authority under CSDR is pending adoption of the relevant national law



27. SE	Sweden	Finansinspektionen (FI)	Yes	
28. UK	The United Kingdom	Bank of England	Yes	

European territories under Article 355(3)		Competent authority	Complies	Comments
1. GI	Gibraltar	Financial Services Commission	Yes	

EEA/EFTA State		Competent authority	Complies	Comments
1. LI	Liechtenstein	Financial Market Authority Liechtenstein	Intends to comply	when the CSDR legislation is incorporated in the EEA Agreement and the relevant Liechtenstein Law is adopted
2. NO	Norway	Finanstilsynet	Intends to comply	when CSDR is implemented into Norwegian law

Notes

Article 16(3) of the ESMA Regulation requires national competent authorities to inform us whether they comply or intend to comply with each guideline or recommendation we issue. If a competent authority does not comply or does not intend to comply it must inform us of the reasons. ESMA decides on a case by case basis whether to publish reasons.

Updates of this compliance table will be published accordingly when necessary.

In the interest of transparency, if a competent authority continues to intend to comply after the application date, it will be considered “non-compliant” unless (A) the guidelines relate to a type of institution or instruments which do not currently exist in the jurisdiction concerned; or (B) legislative or regulatory proceedings have been initiated to bring any national measures necessary to comply with the guidelines in force in the jurisdiction concerned.

ESMA endeavours to ensure the accuracy of this document, however, the information is provided by the competent authorities and, as such, ESMA cannot accept responsibility for its contents or any reliance placed on it.

For further information on the current position of any competent authority, please contact that competent authority. Contact details can be obtained from our website (www.esma.europa.eu).