

## GUIDELINES COMPLIANCE TABLE

### Guidelines on the reporting to Competent Authorities under Article 37 of the MMF Regulation (ESMA34-49-173)

The following competent authorities comply or intend to comply with ESMA's Guidelines on the reporting to Competent Authorities under Article 37 of the MMF Regulation

|                      |                | Competent authority                     | Complies or intends to comply | Comments  |
|----------------------|----------------|---|-------------------------------|---|
| <b>Member States</b> |                |   |                               |   |
| AT                   | AUSTRIA        | Austrian Financial Market Authority     | Yes                           |   |
| BE                   | BELGIUM        | FSMA                                    | Yes                           |   |
| BG                   | BULGARIA       | Financial Supervision Commission        | Yes                           |   |
| CY                   | CYPRUS         | Cyprus Securities & Exchange Commission | Intends to comply *           | Intends to comply with the Guidelines by such time as the necessary legislative or regulatory proceedings have been completed. To date CySEC has not licensed any MMF.  |
| CZ                   | CZECH REPUBLIC | Czech National Bank                     | Yes                           | <a href="https://www.cnb.cz/en/supervision-financial-market/legislation/management-companies-and-investment-funds/methodological-and-interpretative-documents/">https://www.cnb.cz/en/supervision-financial-market/legislation/management-companies-and-investment-funds/methodological-and-interpretative-documents/</a> |
| DE                   | GERMANY        | BaFin                                   | Yes                           | <a href="https://www.bafin.de/SharedDocs/Veroeffentlichungen/DE/Meldung/2020/meldung_2020_08_13_ESMA_GL_Art37-GeldmarktfondsVO.html;jsessionid=">https://www.bafin.de/SharedDocs/Veroeffentlichungen/DE/Meldung/2020/meldung_2020_08_13_ESMA_GL_Art37-GeldmarktfondsVO.html;jsessionid=</a>                               |

|    |         | Competent authority                      | Complies or intends to comply | Comments   |
|----|---------|--|-------------------------------|--|
|    |         |  |                               | <a href="#">onid=97421EB7542CCAC104544EC334C33E4D.2_cid394</a>   |
| DK | DENMARK | Danish Financial Supervisory Authority   | Yes                           |  |
| EE | ESTONIA | Estonian Financial Supervision Authority | Yes                           |  |
| EL | GREECE  | Hellenic Capital Market Commission       | No                            | <p>The HCMC does not comply and not intend to comply with the reporting obligation related to 2019 Stress Test results based on ESMA scenarios.</p> <p>The HCMC does not intend to comply with the Guidelines on MMF stress tests because, in the view of the HCMC, certain sections of the Guidelines, including certain scenarios referred to in section 5 of the Guidelines rely solely on external credit ratings while external credit ratings should only be a complement to the MMF internal credit quality assessment referred to in article 19 of the MMF R.</p> <p>In addition, the HCMC would like to emphasize that for the assets referred to in article 10(3) of the MMF R (those money market instruments issued or guaranteed by the Union, or by certain public central authorities or central banks), a favourable assessment is not required pursuant to the internal credit quality assessment procedure laid down in articles 19 to 22, and therefore in that specific case, external credit ratings are not required.</p> <p>The HCMC intends to comply with the remaining part of the</p> |

|    |         | Competent authority                                    | Complies or intends to comply | Comments   |
|----|---------|--|-------------------------------|--|
|    |         |  |                               | Guidelines by 2022, when it is expected that the necessary IT tool will be applicable.   |
| ES | SPAIN   | CNMV   | Yes                           | <a href="http://www.cnmv.es/DocPortal/Quees/Procedimientos/P01-Supervision-e-inspeccion_en.pdf">http://www.cnmv.es/DocPortal/Quees/Procedimientos/P01-Supervision-e-inspeccion_en.pdf</a>  |
| FI | FINLAND | Finanssivalvonta (FIN-FSA)                             | Yes                           | <a href="https://www.finanssivalvonta.fi/en/publications-and-press-releases/supervision-releases/2020/amendments-to-regulations-and-guidelines-on-the-organisation-and-code-of-conduct-of-investment-fund-activities-and-on-alternative-investment-fund-managers/">https://www.finanssivalvonta.fi/en/publications-and-press-releases/supervision-releases/2020/amendments-to-regulations-and-guidelines-on-the-organisation-and-code-of-conduct-of-investment-fund-activities-and-on-alternative-investment-fund-managers/.</a> |
| FR | FRANCE  | Autorité des marchés financiers                        | Yes                           | <a href="https://doctrine.amf-france.org/en_US/Reglementation/Doctrine/Doctrine-list/Doctrine?docId=workspace%3A%2F%2FSpacesStore%2F8ca061cc-89ca-4fe3-820c-f80d9a8cbf01&amp;category=Il+-+Investment+products">https://doctrine.amf-france.org/en_US/Reglementation/Doctrine/Doctrine-list/Doctrine?docId=workspace%3A%2F%2FSpacesStore%2F8ca061cc-89ca-4fe3-820c-f80d9a8cbf01&amp;category=Il+-+Investment+products</a>  |
| HR | CROATIA | Croatian Financial Services Supervisory Agency (HANFA) | Yes                           |  |
| HU | HUNGARY | Magyar Nemzeti Bank (MNB)                              | Yes                           | MNB Recommendations 3/2021 (111.4) implemented the Guidelines.   |
| IE | IRELAND | Central Bank of Ireland                                | Yes                           |  |
| IT | ITALY   | Consob   | Yes                           | <a href="https://www.bancaditalia.it/compiti/vigilanza/normativa/archivio-norme/circolari/c189/Com_3se">https://www.bancaditalia.it/compiti/vigilanza/normativa/archivio-norme/circolari/c189/Com_3se</a>  |

|    |             | Competent authority                             | Complies or intends to comply | Comments  |
|----|-------------|---|-------------------------------|---|
|    |             | Banca d'Italia                                  |                               | <a href="#">ttembre2020.pdf</a><br><a href="#">campaign=EmailAlertBdi&amp;pk_kwd=it</a>   |
| LT | LITHUANIA   | Bank of Lithuania                               | Yes                           |   |
| LU | LUXEMBOURG  | Commission de Surveillance du Secteur Financier | Yes                           | <a href="https://www.cssf.lu/en/document/circular-cssf-20-736/">https://www.cssf.lu/en/document/circular-cssf-20-736/</a>   |
| LV | LATVIA      | Financial and Capital Market Commission         | Intends to comply *           | By the date no MMF exists in the jurisdiction.<br><br>FCMC has put a statement on the FCMC webpage on the application of the guidelines.<br><br><a href="https://www.fktk.lv/tiesibu-akti/ieguldijumu-parvaldes-sabiedribas/es-normativie-akti/evti-pamatnostadnes/">https://www.fktk.lv/tiesibu-akti/ieguldijumu-parvaldes-sabiedribas/es-normativie-akti/evti-pamatnostadnes/</a> |
| MT | MALTA       | Malta Financial Services Authority              | Yes                           |   |
| NL | NETHERLANDS | AFM   | Yes                           |   |
|    |             | De Nederlandsche Bank                           | Yes                           |   |
| PL | POLAND      | KNF   | Yes                           |   |
| PT | PORTUGAL    | CNMV  | Yes                           | <a href="#">CMVM - Regulamento da CMVM n.º 4/2022</a>   |
| RO | ROMANIA     | Financial Supervisory Authority                 | Yes                           | <a href="https://asfromania.ro/files/capital/norme/2020/Norma%20%20ASF%2037_2020.pdf">https://asfromania.ro/files/capital/norme/2020/Norma%20%20ASF%2037_2020.pdf</a>   |
| SE | SWEDEN      | Finansinspektionen                              | Yes                           |   |
| SI | SLOVENIA    | Securities Market Agency                        | Yes                           | <a href="https://www.uradni-list.si/glasilo-uradni-list-rs/vsebina/2020-01-2099/sklep-o-uporabi-smernic-o-porocanju-pristojnim-">https://www.uradni-list.si/glasilo-uradni-list-rs/vsebina/2020-01-2099/sklep-o-uporabi-smernic-o-porocanju-pristojnim-</a>   |

|                           |                | Competent authority       | Complies or intends to comply | Comments   |
|---------------------------|----------------|---------------------------|-------------------------------|--|
|                           |                |                           |                               | <a href="#">organom-v-skladu-s-clenom-37-uredbe-o-skladih-denarnega-trga</a>   |
| SK                        | SLOVAKIA       | National Bank of Slovakia | <b>Intends to comply *</b>    | Intends to comply with the Guidelines by the date a relevant institution or instrument exist in the jurisdiction     |
| <b>EEA EFTA States **</b> |                |                           |                               |  |
| IS                        | ICELAND        | Fjármálaeftirliti ð (FME) | <b>Intends to comply *</b>    | The MMF Regulation has not been incorporated into the EEA Agreement and is not part of Icelandic law                 |
| LI                        | LIECHTENS TAIN | Finanzmarktaufsicht (FMA) | <b>Yes</b>                    | Money Market Fund Regulation has been implemented into national law  |
| NO                        | NORWAY         | Finanstilsynet            | <b>Intends to comply *</b>    | Intends to comply with the Guidelines by the entry into force of the Money Market Fund Regulation into Norwegian law |

\* Please note that, 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.

\*\*The competent authorities of the EEA States other than the Member States of the European Union are required to notify their compliance with ESMA’s Guidelines relating to a legal act that has been incorporated in the EEA Agreement. This compliance table reports on Guidelines relating to the reporting to Competent Authorities under Article 37 of the MMF Regulation, which has not yet been incorporated in the EEA Agreement. This table is therefore based on information provided from those competent authorities of the EEA States on a voluntary basis.

## Notes

*Article 16(3) of Regulation (EU) No 1095/2010 (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. We decide on a case by case basis whether to publish reasons.*

*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 content 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](http://www.esma.europa.eu)).*