

# Guidelines compliance table

## Guidelines for the assessment of knowledge and competence (ESMA71-1154262120-153)

The following competent authorities comply or intend to comply with ESMA Guidelines on product governance:

		<b>Competent authority</b>	<b>Complies or intends to comply</b>	<b>Comments</b>
<b>Member States</b>				
BE	Belgium	Financial Services and Markets Authority (FSMA)	<b>Yes</b>	
BG	Bulgaria	Financial Supervision Commission (FSC)	<b>Yes</b>	
CZ	Czech Republic	Czech National Bank (CNB)	<b>Yes</b>	
DK	Denmark	Finanstilsynet	<b>Yes</b>	
DE	Germany	Bundesanstalt für Finanzdienstleistungsaufsicht (BaFin)	<b>Yes</b>	
EE	Estonia	Estonian Financial Supervision Authority (FSA)	<b>Yes</b>	
IE	Ireland	Central Bank of Ireland	<b>Yes</b>	
EL	Greece	Hellenic Capital Market Commission (HCMC)	<b>Yes</b>	

		<b>Competent authority</b>	<b>Complies or intends to comply</b>	<b>Comments</b>
ES	Spain	Comisión Nacional del Mercado de Valores (CNMV)	<b>Yes</b>	
FR	France	Autorité des Marchés Financiers (AMF)	<b>Yes</b>	
		Autorité de Contrôle Prudentiel et de Résolution	<b>Yes</b>	
HR	Croatia	Hrvatska agencija za nadzor financijskih usluga (HANFA)	<b>Yes</b>	
IT	Italy	Commissione Nazionale per le Società e la Borsa (CONSOB)	<b>Yes</b>	
CY	Cyprus	Cyprus Securities and Exchange Commission (CySEC)	<b>Yes</b>	
LV	Latvia	Financial and Capital Market Commission (FCMC)	<b>Yes</b>	
LT	Lithuania	Bank of Lithuania	<b>Yes</b>	
LU	Luxembourg	Commission de Surveillance du Secteur Financier (CSSF)	<b>Yes</b>	

		<b>Competent authority</b>	<b>Complies or intends to comply</b>	<b>Comments</b>
HU	Hungary	Magyar Nemzeti Bank (MNB)	<b>Yes</b>	
MT	Malta	Malta Financial Services Authority (MFSA)	<b>Yes</b>	
NL	Netherlands	Netherlands Authority for the Financial Markets (AFM)	<b>Yes</b>	
AT	Austria	Financial Market Authority (FMA)	<b>Yes</b>	
PL	Poland	Komisja Nadzoru Finansowego (KNF)	<b>Yes</b>	
PT	Portugal	Comissão do Mercado de Valores Mobiliários (CMVM)	<b>Yes</b>	
RO	Romania	Romanian Financial Supervisory Authority (ASF)	<b>Yes</b>	
SI	Slovenia	Securities Market Agency (SMA)	<b>Yes</b>	
SK	Slovakia	National Bank of Slovakia (NBS)	<b>Yes</b>	
FI	Finland	Finanssivalvonta (FSA)	<b>Yes</b>	
SE	Sweden	Finansinspektionen (FI)	<b>Yes</b>	

		<b>Competent authority</b>	<b>Complies or intends to comply</b>	<b>Comments</b>
IS	Iceland	Central Bank of Iceland	<b>Yes</b>	Act no. 115/2021 on Markets in Financial Instruments, which implements MiFID II and MiFIR into the Icelandic legal order, entered into force on 1 September 2021. The guidelines were published on the home page of the Icelandic Central Bank on 6 September 2021 and a circular sent to the relevant regulated entities.
LI	Liechtenstein	Finanzmarktaufsicht (FMA)	<b>Yes</b>	
NO	Norway	Finanstilsynet	<b>Yes</b>	
GB	United Kingdom***	Financial Conduct Authority (FCA)	<b>Yes</b>	
GI	Gibraltar***	Financial Services Commission (Gibraltar)	<b>Yes</b>	

\*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 Directive 2014/65/EU of the European Parliament and of the Council of 15 May 2014 on markets in financial instruments and amending Directive 2002/92/EC and Directive 2011/61/EU (recast) (MiFID II), which has been incorporated in the EEA Agreement.

\*\*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 United Kingdom formally left the EU on 31 January 2020, following which the withdrawal agreement entered into force. The withdrawal agreement marked the start of a

transition period which lasted until 31 December 2020, whereby the UK was no longer an EU Member State, but EU law continued to apply to it. The compliance status recorded in this table for the competent authorities of the United Kingdom and the European territories for whose external relations it is responsible under Article 355(3) TFEU (Gibraltar) therefore reflects their compliance status as at 31 December 2020 and is retained for the purpose of historical information. Please note that, from 1 January 2021, EU law no longer applies to those competent authorities.

## 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))

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